Daily Digest

Tuesday, January 23, 1990

Senate

Chamber Action

Routine Proceedings, pages 41–233

Measures Introduced: Twenty bills and nine resolutions were introduced, as follows: S. 2001–2020, S. Res. 228–231, and S.J. Res. 235–239.

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Measures Reported: Reports were made as follows: Reported on Wednesday, December 20, during the adjournment:

S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health protective national ambient air quality standards, with an amendment in the nature of a substitute. (S. Rept. No. 101–228)

S. 1594, to revise the boundary of Gettysburg National Military Park in the Commonwealth of Pennsylvania, with amendments. (S. Rept. No. 101–229)

S. 286, to establish the Petroglyph National Monument in the State of New Mexico, with an amendment in the nature of a substitute. (S. Rept. No. 101–230)

S. 319, to effect an exchange of lands between the U.S. Forest Service and the Salt Lake City Corporation within the State of Utah, with an amendment in the nature of a substitute. (S. Rept. No. 101–231)

S. 555, to establish in the Department of the Interior the De Soto Expedition Trail Commission, with an amendment in the nature of a substitute. (S. Rept. No. 101–232)

S. 1046, to designate the Merrimack River, in the State of New Hampshire, as a river to be studied for inclusion in the National Wild and Scenic Rivers System, with amendments. (S. Rept. No. 101–233)

Special Report entitled "Monetary Policy Report for 1989". (S. Rept. No. 101–234)

Reported on Wednesday, January 10, during the adjournment:

S. 247, to amend the Energy Policy and Conservation Act to increase the efficiency and effectiveness of State energy conservation programs carried out pursuant to such Act, with an amendment in the nature of a substitute. (S. Rept. No. 101–235) **Page 141**

Measures Passed:

Informing the House of Representatives: Senate agreed to S. Res. 228, informing the House of Representatives that a quorum of the Senate is assembled.

Page 48

Informing the President: Senate agreed to S. Res. 229, informing the President of the United States that a quorum of each House is assembled.

Page 49

Joint Session of Congress: Senate agreed to H. Con. Res. 242, providing for a joint session of Congress to receive a message from the President on the State of the Union.

Page 232

Clean Air Act Amendments, 1989: Senate began consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute.

Page 68

Senate will continue consideration of the bill on Wednesday, January 24. **Page 133**

Veto Message on Chinese Student Immigration-Agreement: A unanimous consent agreement was reached providing that when the Senate receives from the House the Veto message on H.R. 2712, the Chinese Student Immigration Status Act, it be immediately spread upon the Journal, the reading be waived and the message be laid aside until called up by the Majority Leader after consultation with the Republican Leader.

Page 232

Nominations Confirmed: Senate confirmed the following nominations:

Edwin L. Nelson, of Alabama, to be United States District Judge for the Northern District of Alabama.

Susan Webber Wright, of Arkansas, to be United States District Judge for the Eastern and Western Districts of Arkansas. **Page 234**

Nominations Received: Senate received the following nominations:

Everett Ellis Briggs, of New Hampshire, to be Ambassador to the Republic of Portugal.

Paul C. Lambert, of New York, to be Ambassador to the Republic of Ecuador.

Edward Morgan Rowell, of California, to be Ambassador to Luxembourg.

AUTHENTICATED U.S. GOVERNMENT INFORMATION GPO

Susan Jane Koch, of the District of Columbia, to be an Assistant Director of the United States Arms Control and Disarmament Agency.

Douglas Alan Brook, of Virginia, to be an Assistant Secretary of the Army.

Colin Riley McMillan, of New Mexico, to be an Assistant Secretary of Defense.

Enrique Mendez, Jr., of Puerto Rico, to be an Assistant Secretary of Defense.

Thomas W. Corbett, Jr., of Pennsylvania, to be United States Attorney for the Western District of Pennsylvania.

Julie E. Carnes, of Georgia, to be a Member of the United States Sentencing Commission.

Gary C. Byrne, of California, to be Administrator of the Rural Electrification Administration.

L. Joyce Hampers, of Massachusetts, to be an Assistant Secretary of Commerce.

Barbara Everitt Bryant, of Michigan, to be Director of the Census.

Antonia Coello Novello, of the District of Columbia, to be Surgeon General of the Public Health Service.

D'Wayne Gray, of Virginia, to be Chief Benefits Director, Department of Veterans Affairs.

Malcolm S. Forbes, Jr., of New Jersey, to be a Member of the Board for International Broadcasting.

Annice M. Wagner, of the District of Columbia, to be an Associate Judge of the District of Columbia Court of Appeals.

The following-named persons to be Associate Directors of the Office of Science and Technology Policy: (New Positions)

William D. Phillips, of Missouri.

Eugene Wong, of California.

Ervin S. Duggan, of South Carolina, to be a Member of the Federal Communications Commission.

Donald Robert Quartel, Jr., of Florida, to be a Federal Maritime Commissioner.

David W. Mullins, Jr., of Arkansas, to be a Member of the Board of Governors of the Federal Reserve System.

Edward W. Kelley, Jr., of Texas, to be a Member of the Board of Governors of the Federal Reserve System.

Jessica L. Parks, of Georgia, to be a Member of the Merit Systems Protection Board.

The following-named persons to be members of the National Council on Disability for the terms indicated:

For the remainder of the term expiring September 17, 1991:

Mary Matthews Raether, of Virginia, vice Phyllis D. Zlotnick, term expired.

For a term expiring September 17, 1992:

Sandra Swift Parrino, of New York. (Reappointment)

Alvis Kent Waldrep, Jr., of Texas. (Reappointment)

Anthony Hurlbutt Flack, of Connecticut, to be a Member of the National Council on Disability.

Dennis M. Devaney, of Maryland, to be a Member of the National Labor Relations Board.

Clifford R. Oviatt, Jr., of Virginia, to be a Member of the National Labor Relations Board.

Tommy G. Thompson, of Wisconsin, to be a Member of the Board of Directors of the National Railroad Passenger Corporation.

James L. Kolstad, of Colorado, to be Chairman of the National Transportation Safety Board.

Velma Montoya, of California, to be a Member of the Occupational Safety and Health Review Commission.

Ronald M. Holdaway, of Wyoming, to be an Associate Judge of the United States Court of Veterans Appeals.

Routine lists in the Foreign Service, National Oceanic and Atmospheric Administration, and Public Health Service.

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Messages From the House: Page 134

Communications: Page 135

Petitions: Page 140

Statements on Introduced Bills: Page 142

Additional Cosponsors: Page 205

Notices of Hearings: Page 211

Additional Statements: Page 212

Quorum Calls: One quorum call was taken today. (Total—1) Page 48

Recess: Senate convened at 12 noon, and recessed at 6:47 p.m., until 9:30 a.m., Wednesday, January 24, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 233).

Committee Meetings

SOVIET THREAT

Committee on Armed Services: Committee held open and closed hearings on the changing nature of the Soviet threat facing the United States and its allies, receiving testimony from William H. Webster, Director of Central Intelligence; Lt. Gen. Harry E. Soyster, USA, Director, Defense Intelligence Agency; and Brig. Gen. R.J. O'Lear, USAF, Director of Intelligence, U.S. European Command.

Committee will meet again tomorrow.

CHINESE IMMIGRATION

Committee on the Judiciary: Subcommittee on Immigration and Refugee Affairs concluded hearings on the provisions of H.R. 2712, to waive the two-year home country residence requirement for nationals of the People's Republic of China in the United States on a student (J) visa, and to continue the legal status of nonimmigrant nationals of the People's Republic of China in the United States for adjustment or change of status purposes (Vetoed November 30, 1989), after receiving testimony from Senator Gorton; Representatives Pelosi and Lamar S. Smith; William Cook, General Counsel-Designate, Immigration and Naturalization Service, Department of Justice; Winston

Lord, former U.S. Ambassador to China; Haiching Zhao, National Committee for Chinese Student Affairs, Washington, DC, and certain public witnesses.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R. 3847–3876; 1 private bill, H.R. 3877; and 16 resolutions, H.J. Res. 455–462, H. Con. Res. 242–244, and H. Res. 302–306 were introduced.

Page 37

Reports Filed: The following reports were filed subsequent to the sine die adjournment of the first session of the 101st Congress:

Report entitled: "Quicker and Sicker: Substandard Treatment of Medicare Patients" (H. Rept. 101–387, filed on November 30, 1989);

H.R. 2015, to amend the Public Works and Economic Development Act of 1965 and the Appalachian Regional Development Act of 1965, amended (H. Rept. 101–388, filed December 1, 1989);

Report entitled "Infertility in America: Why is the Federal Government Ignoring a Major Health Problem?" (H. Rept. 101–389, filed December 1, 1989);

H.R. 3386, to prohibit the use of refrigerated motor vehicles for the transportation of solid waste, to prohibit the use of cargo tanks in providing motor vehicle transportation of food and hazardous materials, amended (H. Rept. 101–390, filed December 1, 1989);

Report entitled "The Challenge of Cultural Diversity and Cultural Equity at the Smithsonian Institution (H. Rept. 101–391, filed December 6, 1989);

Report entitled "The Federal Role in Determining the Medical and Psychological Impact of Abortion on Women" (H. Rept. 101–392, filed December 11, 1989);

H.R. 2061, to authorize appropriations to carry out the Magnuson Fishery Conservation and Management Act through fiscal year 1992, amended (H. Rept. 101–393, filed December 15, 1989);

H.R. 3332, to provide for development of a National Global Change Research Plan to coordinate oceanographic, atmospheric, terrestrial, and polar research programs; to direct the Council on Environmental Quality to advise the President on policies relating to global change, amended (H. Rept. 101–394, filed December 15, 1989); and

Report entitled "No Place to Call Home: Discarded Children in America" (H. Rept. 101–395, filed January 12).

Page 37

Resignations: Read letters from the following Members to the Speaker announcing their resignations from the 101st Congress: Representative Molinari, effective December 31, 1989; Representative Garcia, effective January 7, 1990; and Representative Florio, effective January 16, 1990.

Page 1

Member Sworn: Representative-elect Washington presented himself in the well of the House and was administered the oath of office by the Speaker.

Page 2

Notify President: House agreed to H. Res. 303, authorizing the Speaker to appoint a committee to join with a committee of the Senate to notify the President that a quorum of each House has assembled and Congress is ready to receive any communication that he may be pleased to make. Subsequently, the Speaker appointed Representatives Gephardt and Michel as members of the committee.

Page 3

Notify Senate: House agreed to H. Res. 303, authorizing the Clerk of the House to inform the Senate that a quorum of the House is present and that the House is ready to proceed with business.

Page 3

Hour of Meeting: House agreed to H. Res. 304, providing for the hour of meeting of the House.

Page 3

Veto—Chinese Immigration Relief: Read a message from the President wherein he transmits a memorandum of disapproval of H.R. 2712, Emergency Chinese Immigration Relief Act of 1989, and explains his reasons therefor—ordered printed (H. Doc. 101–132).

Page 4

Agreed to a motion that further consideration of the veto memorandum be postponed to Wednesday, January 24.

Page 5

Bill Re-referred: The bill, H.R. 1641, to amend the War Claims Act of 1948 to provide for compensation with respect to former members of the Armed Forces of the United States for each day during World War II avoiding capture by hostile forces or as underground fighters while unattached to a regular unit of the Armed Forces, was re-referred to the Committee on the Judiciary.

Page 5

Joint Session: House agreed to H. Con. Res. 242, providing for a joint session of Congress to receive a message from the President on the State of the Union.

Page 8

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 1

Quorum Calls—Votes: One quorum call developed during the proceedings of the House today and appears on page 2. There were no votes.

Adjournment: Met at noon and adjourned at 3:25 p.m.

Committee Meetings

OVERSIGHT—RESOLUTION TRUST CORPORATION

Committee on Banking, Finance and Urban Affairs: Held an oversight hearing on the operation of the Resolution Trust Corporation and its strategic plan. Testimony was heard from John Robson, Deputy Secretary, Department of the Treasury; Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; Jack Kemp, Secretary, Department of Housing and Urban Affairs; and Daniel P. Kearney, President, Resolution Trust Corporation Oversight Board.

Hearings continue tomorrow.

COMMITTEE BUDGET

Committee on Ways and Means: Met and approved Committee budget.

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Wednesday, January 24, 1990

Senate

Chamber Action

Routine Proceedings, pages 274–374

Measures Introduced: Two bills and two resolutions were introduced, as follows: S. 2021–2022, and S. Con. Res. 88–89.

Page 340

Measures Passed:

25th Anniversary of Volunteers in Service to America: Senate agreed to H. Con. Res. 228, to express the sense of the Congress regarding the 25th anniversary of Volunteers in Service to America.

Page 365

Gettysburg National Military Park: Senate passed S. 1594, to revise the boundary of Gettysburg National Military Park in the Commonwealth of Pennsylvania, after agreeing to committee amendments.

Page 365

Petroglyph National Monument: Senate passed S. 286, to establish the Petroglyph National Monument in the State of New Mexico, after agreeing to a committee amendment in the nature of a substitute.

Page 367

Federal Land Exchange: Senate passed S. 319, to effect an exchange of lands between the United States Forest Service and the Salt Lake City Corporation within the State of Utah, after agreeing to a committee amendment in the nature of a substitute.

Page 371

DeSoto Expedition Trail Commission: Senate passed S. 555, to establish in the Department of the Interior the DeSoto Expedition Trail Commission, after agreeing to a committee amendment in the nature of a substitute.

Page 371

Merrimack River: Senate passed S. 1046, to designate the Merrimack River, in the State of New Hampshire, as a river to be studied for inclusion in the National Wild and Scenic Rivers System, after agreeing to committee amendments.

Page 373

Correcting the Enrollment of S. 1838: Senate agreed to S. Con. Res. 89, correcting the enrollment of S. 1838, to establish or modify, research, promotion, and consumer education programs for certain agricultural commodities.

Page 374

Clean Air Act Amendments, 1989: Senate continued consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute.

Pages 289, 310

Senate will continue consideration of the bill on Thursday, January 25.

Page 374

Veto Message on Chinese Student Immigration-Agreement: A unanimous-consent agreement was reached providing for the consideration of a veto message on H.R. 2712, Chinese Student Immigration Status Act, with a vote on whether or not to pass the bill, the objections of the President notwithstanding, to occur on Thursday, January 25, at 2:30 p.m.

Pages 324, 374

Extension of Paragraph 2 of Rule XXVI: To provide that paragraph 2 of Rule XXVI, requiring the printing of committee rules in the Congressional Record by March 1 of this year, be suspended for those committees who have not made changes in their rules.

Page 365

Measures Indefinitely Postponed:

Minimum Wage Restoration: S. 4, to amend the Fair Labor Standards Act of 1938 to restore the minimum wage to a fair and equitable rate.

Page 365

Minimum Wage Restoration: S. 1182, to amend the Fair Labor Standards Act of 1938 to restore the minimum wage to a fair and equitable rate.

Page 365

Convention on Climate Change: S. Res. 200, expressing the support of the Senate for firm and decisive action by the United States at the upcoming meeting of environmental Ministers in the Netherlands on November 6 and 7 in support of a framework convention on climate change.

Page 365

Nominations Received: Senate received the following nominations:

Raymond C. Clevender III, of the District of Columbia, to be United States Circuit Judge for the Federal Circuit.

Alan D. Lourie, of Pennsylvania, to be United States Circuit Judge for the Federal Circuit.

David H. Souter, of New Hampshire, to be United States Circuit Judge for the First Circuit.

Robert H. Hodges, Jr., of South Carolina, to be a Judge of the United States Claims Court.

Joseph M. Hood, of Kentucky, to be United States District Judge for the Eastern District of Kentucky.

James F. McClure, Jr., of Pennsylvania, to be United States District Judge for the Middle District of Pennsylvania.

Lawrence M. McKenna, of New York, to be United States District Judge for the Southern District of New York.

John S. Martin, Jr., of New York, to be United States District Judge for the Southern District of New York.

John D. Rainey, of Texas, to be United States District Judge for the Southern District of Texas.

James K. Singleton, Jr., of Alaska, to be United States District Judge for the District of Alaska.

William M. Nickerson, of Maryland, to be United States District Judge for the District of Maryland.

Daniel B. Sparr, of Colorado, to be United States District Judge for the District of Colorado.

Norman H. Stahl, of New Hampshire, to be United States District Judge for the District of New Hampshire.

Jack N. Egnor, of Colorado, to be United States Marshal for the District of Colorado.

Donald W. Tucker, of Arizona, to be United States Marshal for the District of Arizona.

John Wesley Bartlett, of Massachusetts, to be Director of the Office of Civilian Radioactive Waste Management.

Bradley Gordon, of Virginia, to be an Assistant Director of the United States Arms Control and Disarmament Agency.

60 Air Force nominations in the rank of general.

13 Army nominations in the rank of general.

12 Marine Corps nominations in the rank of general.

58 Navy nominations in the rank of admiral.

10 Coast Guard nominations in the rank of admiral.

Routine lists in the Coast Guard, Air Force, Army, Navy and Marine Corps.

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Messages From the House: Page 340

Communications: Page 340

Statements on Introduced Bills: Page 341

Additional Cosponsors: Page 342

Notices of Hearings: Page 344

Authority for Committees: Page 344

Additional Statements: Page 344

Recess: Senate convened at 9:30 a.m., and recessed at 6:18 p.m., until 9:45 a.m., Thursday, January 25, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 374.)

Committee Meetings

SOVIET THREAT

Committee on Armed Services: Committee continued hearings on the changing nature of the Soviet threat facing the United States and its allies, receiving testimony from Phillip A. Karber, BDM International Inc., and Richard Perle, American Enterprise Institute for Public Policy Research, and Edward L. Warner III, RAND Corporation, both of Washington, DC.

Committee will meet again tomorrow.

CBO ECONOMIC OUTLOOK

Committee on the Budget: Committee concluded hearings to review the Congressional Budget Office's budgetary and economic outlook, after receiving testimony from Robert D. Reischauer, Director, Congressional Budget Office.

IMPACT OF CLEAN AIR ACT AMENDMENTS

Committee on Energy and Natural Resources: Committee held hearings on the implications of S. 1630, Clean Air Act Amendments, 1989 (pending on Senate calendar) on national energy, environmental, and economic policies, receiving testimony from Linda G. Stuntz, Deputy Under Secretary for Policy, Planning and Analysis, Department of Energy; William G. Rosenberg, Assistant Administrator for Air and Radiation, Environmental Protection Agency; North Dakota Governor George A. Sinner, Bismarck; James T.B. Tripp, Environmental Defense Fund, New York, New York; James R. Mahoney, National Acid Precipitation Assessment Program, Ben Yamagata, Clean Coal Technology Coalition, Chris Farrand, Peabody Holding Company, Inc., David O. Webb, Gas Research Institute, and Richard E. Ayres and David Doniger, both of the Natural Resources Defense Council, both on behalf of the National Clean Air Coalition, all of Washington, DC; A. Joseph Dowd, American Electric Power Service Corporation, Columbus, Ohio; William A. Badger, Maryland Public Service Commission, Baltimore; James S. Morrison, Atlantic Richfield Company (ARCO), Los Angeles, California; and Charles H. Goodman, Southern Company Services, Birmingham, Alabama.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 3878–3893; 1 private bill, H.R. 3894; and 5 resolutions, H.J. Res. 463,

H. Con. Res. 245–246, and H. Res. 307–308 were introduced.

Page 464

Journal: By a yea-and-nay vote of 312 yeas to 89 nays, Roll No. 2, the House approved the Journal of Wednesday, January 24.

Page 418

Chinese Immigration Relief: By a yea-and-nay vote of 390 yeas to 25 nays, Roll No. 4, the House voted to override the President's veto of H.R. 2712, Emergency Chinese Immigration Relief Act of 1989 (two-thirds of those present voting in favor)—clearing the measure for Senate action.

Page 421

Earlier, rejected the Michel motion to refer the President's veto memorandum and the bill jointly to the Committees on Foreign Affairs and Judiciary, with instructions that the committees consider the merits of the veto in light of events in China since passage of the bill and actions which the President has taken to protect Chinese students in the United States, and to report their recommendations back to the House forthwith (rejected by a yea-and-nay vote of 137 yeas to 276 nays, Roll No. 3).

Page 421

Rail Passenger Service Act: House disagreed to the Senate amendment to H.R. 2364, to amend the Rail Passenger Service Act to authorize appropriations for the National Railroad Passenger Corporation; and asked for a conference. Appointed as conferees:

From the Committee on Energy and Commerce: Representatives Dingell, Thomas A. Luken, Eckart, Slattery, Boucher, Lent, Whittaker, Tauke (except for section 4 of the House bill and section 4 of the Senate amendment), and Bliley (solely for section 4 of the House bill and section 4 of the Senate amendment).

Additional conferees from the Committee on the Judiciary (solely for section 4 of the House bill and section 4 of the Senate amendment): Representatives Brooks, Mazzoli, Edwards of California, Fish, and Moorhead.

Page 445

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 481, 429, and 444. There were no quorum calls.

Adjournment: Met at 2 p.m. and adjourned at 7:10 p.m.

Committee Meetings

NAVY'S DDG–51 GUIDED MISSILE DESTROYER PROGRAM

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the Navy's DDG–51 guided missile destroyer program. Testimony was heard from Martin Ferber, Director, Navy Issues, GAO; H. Lawrence Garrett III, Secretary of the Navy; and William Haggett, Chairman and Chief Executive Officer, Bath Iron Works.

OVERSIGHT—RESOLUTION TRUST CORPORATION

Committee on Banking, Finance and Urban Affairs: Continued oversight hearings on the operation of the Resolution Trust Corporation and its strategic plan. Testimony was heard from L. William Seidman, Chairman, FDIC; and David C. Cooke, Executive Director, Resolution Trust Corporation.

Hearings continue tomorrow.

FAIR CHANCE ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocational Education held a hearing on H.R. 3850, Fair Chance Act. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Health and Safety held an oversight hearing on OSHA's proposed standard to protect health care workers against blood borne pathogens, including AIDS and hepatitis B viruses. Testimony was heard from public witnesses.

Hearings continue January 31.

RESOURCE CONSERVATION AND RECOVERY ACT REAUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Transportation and Hazardous Materials held a hearing on the following bills: H.R. 3735, to amend the Solid Waste Disposal Act to authorize appropriations for the fiscal years 1990 through 1993; H.R. 3736, to amend the Solid Waste Disposal Act to ensure that any solid waste exported from the United States to foreign countries is managed to protect human health and the environment; and H.R. 3737, to amend the Internal Revenue Code of 1986 to impose an excise tax on certain uses of virgin materials and to establish a trust fund for recycling assistance and solid waste management planning. Testimony was heard from Representatives Synar, Wyden, Wolpe, Erdreich and Sarpalius; Don R. Clay, Assistant Administrator, Office of Solid Waste and Emergency Response, EPA; and public witnesses.

Hearings continue tomorrow.

EL SALVADOR AT THE CROSSROADS

Committee on Foreign Affairs: Subcommittee on Western Hemisphere and the Subcommittee on Human Rights and International Organizations held a joint hearing on El Salvador at the Crossroads: Peace or Another Decade of War (Part I). Testimony was heard from Bernard W. Aronson, Assistant Secretary, Inter-American Affairs, Department of State.

Hearings continue January 31.

EUROPE 1992

Committee on Ways and Means: Held a hearing on "Europe 1992", and U.S. trade relationships with the Soviet Union, with emphasis on foreign investment in the U.S. Testimony was heard from Representatives Gradison, Bryant and Campbell of California; and public witnesses.

Hearings continue tomorrow.

Joint Meetings

ECONOMIC OUTLOOK

Joint Economic Committee: Committee held hearings to review the economic outlook for 1990, receiving testimony from Lawrence Kudlow, Bear, Stearns and Co., New York, New York, former Chief Economist, Office of Management and Budget; and Nancy Teeters, IBM Corporation, former Member, Federal Reserve Board, and David Wyss, McGraw-Hill, Inc., both of Washington, DC.

Hearings continue on Tuesday, January 30.

WIC PROGRAM

Joint Hearings: Senate Committee on Agriculture, Nutrition, and Forestry and the House Select Committee on Hungar held joint hearings to review a General Accounting Office report to evaluate the effectiveness of the Department of Agriculture Special Supplemental Food Program for Women, Infants, and Children (WIC), receiving testimony from Representative George Miller; Keith O. Fultz, Director of Planning and Reporting, Jerry Moriarty, Evaluator, and Gerald Killian, Assistant Director, all of the Resources, Community and Economic Development Division, General Accounting Office; Birge S. Watkins, Deputy Assistant Secretary of Agriculture for Food and Consumer Services; David Rush, Tufts University, Boston, Massachusetts; and Robert Greenstein, Center on Budget and Policy Priorities, Washington, DC.

Hearings were recessed subject to call.

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Thursday, January 25, 1990

Senate

Chamber Action

Routine Proceedings, pages 508–629

Measures Introduced: Five bills and six resolutions were introduced, as follows: S. 2023–2027, S. Res. 232–234, and S.J. Res. 240–242.

Page 589

Measures Passed:

State Energy Conservation Programs: Senate passed S. 247, to amend the Energy Policy and Conservation Act to increase the efficiency and effectiveness of State energy conservation programs carried out pursuant to such Act, after agreeing to a committee amendment in the nature of a substitute.

Page 623

Senate Legal Counsel Representation: Senate agreed to S. Res. 233, to authorize testimony and document production by a Senate employee and representation by Senate Legal Counsel in *Springfield Terminal Railway Co.* v. *United Transportation Union,* No. 88–0117 P.

Page 627

Senate Legal Counsel Representation: Senate agreed to S. Res. 234, to direct the Senate Legal Counsel to appear as amicus curiae in *United States* v. *Mark J. Haggerty, et al.*

Page 628

Veto—Chinese Student Immigration: By 62 yeas to 37 nays (Vote No. 1), two-thirds of the Senators voting not having voted in the affirmative, H.R. 2712, to facilitate the adjustment or change of status of Chinese nationals in the United States by waiving the 2-year foreign residence requirement for "J" nonimmigrants and by treating nonimmigrants, whose departure has been deferred by the Attorney General, as remaining in legal nonimmigrant status for purposes of adjustment or change of status, upon reconsideration, was rejected, and the veto of the President was sustained.

Page 514

Clean Air Act Amendments, 1989: Senate continued consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute.

Page 581

Senate will resume consideration of the bill on Monday, January 29.

Page 629

State Department Authorization-Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 3792, Department of State Authorization, 1990–1991, with a vote on final passage to occur at 5 p.m. on Tuesday, January 30.

Page 627

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Treaty on the International Registration of Audiovisual Works (Treaty Doc. No. 101–8) and the Supplementary Protocol to the Tax Convention with the Tunisian Republic (Treaty Doc. No. 101–9). The treaties were transmitted to the Senate January 24, 1990, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and was ordered to be printed.

Page 627

Messages From the President: Senate received the following messages from the President of the United States:

1. Transmitting the Report on Developments with Respect to Libya, which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–77)

Page 587

2. Transmitting the 1990 National Drug Control Strategy, which was referred to the Committee on the Judiciary. (PM–78)

Page 588

Appointments by the Republican Leader:

Congressional Award Board: The Republican Leader appointed William Russell King of Virginia and Michael L. Lunceford of Texas to be Members of the Congressional Award Board.

Page 574

Nominations Received: Senate received the following nominations:

Charles M. Herzfeld, of New Jersey, to be Director of Defense Research and Engineering.

Donald Jay Yockey, of California, to be Deputy Under Secretary of Defense for Acquisition.

Robert H. Gentile, of Ohio, to be an Assistant Secretary of Energy (Fossil Energy).

D'Wayne Gray, of Virginia, to be Chief Benefits Director, Department of Veterans Affairs.

Ronald William Roskens, of Nebraska, to be Administrator of the Agency for International Development.

Ronald William Roskens, of Nebraska, to be a Member of the Board of Directors of the Inter-American Foundation.

C. Anson Franklin, of Virginia, to be an Assistant Administrator of the Agency for International Development.

The following-named persons to be Members of the National Commission on Libraries and Information Science.

Wanda L. Forbes, of South Carolina. (Reappointment)

Charles E. Reid, of New Jersey. (Reappointment)

Daniel W. Casey, of New York. (Reappointment)

Elinor H. Swaim, of North Carolina. (Reappointment)

48 Air Force nominations in the rank of general.

4 Army nominations in the rank of general.

Page 629

Messages From the President: Pages 587, 627

Messages From the House: Page 588

Executive Reports of Committees: Page 588

Statements on Introduced Bills: Page 589

Additional Cosponsors: Page 612

Notices of Hearings: Page 614

Authority for Committees: Page 614

Additional Statements: Page 614

Record Votes: One record vote was taken today. (Total—1)

Page 563

Recess: Senate convened at 9:45 a.m., and recessed at 5:30 p.m., until 2 p.m., Monday, January 29, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 629).

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on the impact of agriculture on ground water, receiving testimony from Clayton K. Yeutter, Secretary of Agriculture; Harry Mussman, Deputy Assistant Secretary of Agriculture for Science and Education; and William K. Reilly, Administrator, LaJuana Wilcher, Assistant Administrator for Water, and Linda Fisher, Assistant Administrator for Pesticides and Toxic Substances, all of the Environmental Protection Agency.

Hearings were recessed subject to call.

SOVIET THREAT

Committee on Armed Services: Committee concluded hearings on allied perceptions of the changing nature of the Soviet threat, after receiving testimony from Karl Kaiser, Research Institute of the German Society for Foreign Affairs; Francois de Rose (Ret.), former French Permanent Representative to NATO; Malcolm Mackintosh, International Institute for Strategic Studies; and Masashi Nishihara, National Defense Academy of Japan.

NOMINATION

Committee on Armed Services: Committee met in closed session to discuss the nomination of Victor Stello, Jr., of Maryland, to be Assistant Secretary of Energy for Defense Programs.

Committee recessed subject to call.

IMPACT OF CLEAN AIR ACT AMENDMENTS

Committee on Energy and Natural Resources: Committee concluded hearings on the implications of S. 1630, Clean Air Act Amendments, 1989 (pending on Senate calendar) on national energy, environmental, and economic policies, receiving testimony from Linda G. Stuntz, Deputy Under Secretary of Energy for Policy, Planning and Analysis; William G. Rosenberg, Assistant Administrator for Air and Radiation, Environmental Protection Agency; Wyoming Governor Mike Sullivan, Cheyenne; David Doniger, Natural Resources Defense Council, Washington, DC, on behalf of the National Clean Air Coalition; James S. Morrison, Atlantic Richfield Company (ARCO), Los Angeles, California; and Charles H. Goodman, Southern Company Services, Birmingham, Alabama.

NOMINATIONS

Committee on Finance: Committee ordered favorably reported the nominations of Gail Roggin Wilensky, of the

District of Columbia, to be Administrator of the Health Care Financing Administration, and Martin H. Gerry, of California, to be Assistant Secretary for Planning and Evaluation, both of the Department of Health and Human Services, Abraham N.M. Shashy, Jr., of Texas, to be an Assistant General Counsel (Chief Counsel for the Internal Revenue Service), Department of the Treasury, and Peter K. Nunez, of California, to be an Assistant Secretary of the Treasury.

Prior to this action, the committee concluded hearings on the aforementioned nominations, after the nominees testified and answered questions in their own behalf. Mr. Shashy was introduced by Senator Gramm, and Mr. Nunez was introduced by Senator Wilson.

PANAMA

Committee on Foreign Relations: Committee held hearings on the situation in Panama, receiving testimony from Bernard W. Aronson, Assistant Secretary of State for Inter-American Affairs.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 3895–3904; and 2 resolutions, H.J. Res. 464 and H. Con. Res. 247 were introduced.

Page 506

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 506

Quorum Calls—Votes: No votes or quorum calls developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 12:08 p.m.

Committee Meetings

FARMERS HOME ADMINISTRATION FARM LOAN PROGRAMS

Committee on Agriculture: Subcommittee on Conservation, Credit, and Rural Development held a hearing to review Farmers Home Administration (FmHA) farm loan programs. Testimony was heard from the following officials of the USDA: Roland R. Vautour, Under Secretary, Small Community and Rural Development; and Neil Sox Johnson, Acting Administrator, Farmers Home Administration; John Harman, Director, Food and Agriculture Issues, Resources, Community and Economic Development Division, GAO; and public witnesses.

OVERSIGHT—RESOLUTION TRUST CORPORATION

Committee on Banking, Finance and Urban Affairs: Continued oversight hearings on the operation of the Resolution Trust Corporation and its strategic plan. Testimony was heard from Stephen Allen, Program Director, Low Income Housing Program, Resolution Trust Corporation; Richard L. Fogel, Assistant Comptroller General, GAO; James L. Blum, Assistant Director for Budget Analysis, CBO; and public witnesses.

STRATOSPHERIC OZONE PROTECTION ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the depletion of the earth's stratospheric ozone layer, and on proposals to address this problem, including H.R. 2699, Stratospheric Ozone Protection Act of 1989. Testimony was heard from Senator Chafee; Richard J. Smith, Acting Deputy Assistant Secretary, Environment, Health and Natural Resources, Bureau of Oceans and International Environmental and Scientific Affairs, Department of State; Michael Shapiro, Deputy Assistant Administrator, Air and Radiation, EPA; Dr. Daniel L. Albritton, Director, Aeronomy Labs, NOAA, Department of Commerce; and public witnesses.

RESOURCE CONSERVATION AND RECOVERY ACT REAUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Transportation and Hazardous Materials concluded hearings on the following bills: H.R. 3735, to amend the Solid Waste Disposal Act to authorize appropriations for the fiscal years 1990 through 1993; H.R. 3736, to amend the Solid Waste Disposal Act to ensure that any solid waste exported from the United States to foreign countries is managed to protect human health and the environment; and H.R. 3737, to amend the Internal Revenue Code of 1986 to impose an excise tax on certain uses of virgin materials and to establish a trust fund for recycling assistance and solid waste management planning. Testimony was heard from Representatives Torres, Stenholm, Hochbrueckner, Olin, Bonior, and Kaptur; and public witnesses.

EXPORT ADMINISTRATION ACT

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on the application of the Export Administration Act to Eastern Europe. Testimony was heard from Richard Perle, former Assistant Secretary, International Security Policy, Department of Defense; and Paul Freedenberg, former Under Secretary, Export Administration, Department of Commerce.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held an oversight hear-

ing on the federal land management agencies and the global environment crisis. Testimony was heard from Representatives Scheuer and Jontz; the following officials of the Department of the Interior: Dallas L. Peck, Director, U.S. Geological Survey; Eugene Hester, Associate Director, Natural Resources, National Park Service; Suzanne Mayer, Deputy Regional Director, Research and Development, U.S. Fish and Wildlife Service; and Dean Stepanek, Deputy Director, Bureau of Land Management; Jerry A. Sesco, Deputy Chief, Research, Forest Service, USDA; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on the Attorney General's report to Congress on the option selected for identifying felons who attempt to purchase firearms. Testimony was heard from the following officials of the Department of Justice: Edward S.G. Dennis, Jr., Assistant Attorney General, Criminal Division; and Lawrence York, Assistant Director, Identification Division, FBI; Richard Cook, Chief, Firearms Division Law Enforcement, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; Raymond Flynn, Mayor, Boston, Massachusetts; and a public witness.

CONTRACTING OUT

Committee on Post Office and Civil Service: Subcommittee on Human Resources held a hearing on contracting out and its impact on Federal personnel and operations. Testimony was heard from Allan V. Burman, Administrator Designate, Office of Federal Procurement Policy, OMB; David J. Berteau, Principal Deputy Assistant Secretary, Production and Logistics, Department of Defense; S. Anthony McCann, Assistant Secretary, Finance and Planning, Department of Veterans Affairs; Carlene Bawden, Associate Administrator, Administration, GSA; and a public witness.

EUROPE 1992

Committee on Ways and Means: Continued hearings on "Europe 1992", and U.S. trade relationships with the Soviet Union, with emphasis on foreign investment in the U.S. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; and public witnesses.

Hearings contine January 30.

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Monday, January 29, 1990

Senate

Chamber Action

Routine Proceedings, pages 663–701

Measures Introduced: Four bills were introduced, as follows: S. 2028–2031.

Page 683

Measures Reported: Reports were made as follows:

Special Report entitled "Report of the Select Committee on Intelligence, United States Senate, January 1, 1985 to December 31, 1986." (S. Rept. No. 101–236)

Page 683

Clean Air Act Amendments, 1989: Senate continued consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 666

Chafee Amendment No. 1219, to control methyl chloroform pollution.

Page 669

Senate will continue consideration of the bill on Tuesday, January 30.

State Department Authorization, 1990–91: Senate began consideration of H.R. 3792, to authorize appropriations for fiscal years 1990 and 1991 for the Department of State.

Page 673

Senate will continue consideration of the bill on Tuesday, January 30, with a vote on final passage to occur at 5 p.m.

Nominations Received: Senate received the following nominations: Received on Thursday, January 25, during the recess:

John R. Dunne, of New York, to be an Assistant Attorney General.

Received today:

Richard J. Hankinson, of Virginia, to be Inspector General, Department of Justice.

Page 701

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

William Lucas, of Michigan, to be an Assistant Attorney General, which was sent to the Senate on May 1, 1989.

Page 701

Messages From the President: Senate received the following messages from the President of the United States:

(1) Transmitting the Deferral of Certain Budget Authority which was referred jointly to the Committees on Appropriations, Budget, Agriculture, Nutrition, and Forestry, Foreign Relations, and Commerce, Science, and Transportation. (PM–79)

Page 681

(2) Transmitting the Budget of the United States Government, which was referred jointly to the Committees on Appropriations and the Budget. (PM–80)

Page 682

Messages From the President: Page 681
Communications: Page 682
Petitions: Page 683
Statements on Introduced Bills: Page 683
Additional Cosponsors: Page 697
Amendments Submitted: Page 698
Notices of Hearings: Page 699
Additional Statements: Page 699

Recess: Senate convened at 2 p.m., and recessed at 4:48 p.m., until 9:30 a.m., on Tuesday, January 30, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 701.)

Committee Meeting

IMPACT OF SOVIET CHANGES

Committee on Armed Services: On Friday, January 26, committee continued hearings on implications of policy changes in the Soviet Union and Eastern Europe on U.S. alliances, national security policy and military strategy, and the national defense budget, receiving testimony from Senator Roth; Peter Petersen and Karsten Voight, both of the Federal Republic of Germany, Jean-Michel Boucheron, of France, Patrick Duffy, Geoffrey Johnson Smith, and Michael Jopling, all of the United Kingdom, Rodrigo de Rato, of Spain, Thijs van Vlijmen, of The Netherlands, and Zeki Yavuzturk, of Turkey, all on behalf of the Sub-Committee on Defence Cooperation of the North Atlantic Assembly.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 2 public bills, H.R. 3905 and 3906 were introduced.

Page 662

Presidential Messages: Read the following messages from the President:

Libya emergency: Message wherein he transmits developments concerning the national emergency with respect to Libya—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 101–140);

Page 658

Drug control strategy: Message wherein he transmits the 1990's National Drug Control Strategy—referred to the Committees on Armed Services, Banking, Finance and Urban Affairs, Education and Labor, Foreign Affairs, Government Operations, Energy and Commerce, Post Office and Civil Service, the Judiciary, Merchant Marine and Fisheries, Public Works and Transportation, Science, Space, and Technology, Ways and Means, and the Permanent Select Committee on Intelligence; and

Page 659

Budget: Message wherein he transmits the Budget for the United States Government for Fiscal Year 1991—referred to the Committee on Appropriations and ordered printed (H. Doc. 101–122).

Page 659

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 661

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 12:29 p.m.

Committee Meeting

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on the following: Fair Employment Practices Review Panel; House of Representatives; and on Joint Items (excluding Joint Committees). Testimony was heard from Representative Kolter; and the following officials of the House of Representatives: Donnald K. Anderson, Clerk; Jack Russ, Sergeant at Arms; James T. Malloy, Doorkeeper; and Robert V. Rota, Postmaster.

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Tuesday, January 30, 1990

Senate

Chamber Action

Routine Proceedings, pages 753–845

Measures Introduced: Thirteen bills and six resolutions were introduced as follows: S. 2032–2044, S. Res. 235–237, and S.J. Res. 243–245.

Page 810

Measures Reported: Reports were made as follows:

S. 1229, for the relief of Maria Luisa Anderson. (S. Rept. No. 101–237)

S. 1467, for the relief of Geetha Kannan. (S. Rept. No. 101–238)

S. 1493, for the relief of Roswitha Starins. (S. Rept. No. 101–239)

Page 810

Measures Passed:

State Department Authorizations, 1990–1991: By a unanimous vote of 98 yeas (Vote No. 2), Senate passed H.R. 3792, to authorize appropriations for fiscal years 1990 and 1991 for the Department of State.

Page 799

Amending Senate Rules: Senate agreed to S. Res. 236, to make amendments to the Senate Rules with respect to gifts and travel, financial disclosure, and conflict of interest.

Page 843

National Visiting Nurse Associations Week: The Committee on the Judiciary was discharged from the further consideration of S.J. Res. 103, to designate the period commencing February 18, 1990, and ending February 24, 1990, as "National Visiting Nurse Associations Week," and the resolution was then passed.

Page 844

Lithuanian Independence Day: The Committee on the Judiciary was discharged from the further consideration of H.J. Res. 149, designating February 16, 1990, as "Lithuanian Independence Day," and the resolution was then passed.

Page 844

Subsequently, the Committee on the Judiciary was discharged from the further consideration of S.J. Res. 208, Senate companion measure, and the resolution was then indefinitely postponed.

Page 845

Directing Senate Legal Counsel: Senate agreed to S. Res. 237, to direct the Senate Legal Counsel to appear as *amicus curiae* in *Walter L. Nixon, Jr.* v. *United States, et al.*

Page 845

Clean Air Act Amendments, 1989: Senate continued consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Pages 763, 803

Pending:

Chafee Amendment No. 1219, to control methyl chloroform pollution.

Page 763

Senate will continue consideration of the bill on Wednesday, January 31.

Page 845

Appointment:

Congressional Escort Committee: The President of the Senate was authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort the President of the United States into the House Chamber for the joint session to be held at 9 p.m., Wednesday, January 31, 1990.

Page 845

Nominations Confirmed: Senate confirmed the following nominations:

Abraham N.M. Shashy, Jr., of Texas, to be an Assistant General Counsel in the Department of the Treasury (Chief Counsel for the Internal Revenue Service).

Martin H. Gerry, of California, to be an Assistant Secretary of Health and Human Services.

Page 845

Nominations Received: Senate received the following nominations:

Gerald A. Cann, of Maryland, to be an Assistant Secretary of the Navy.

Jacqueline E. Schafer, of Virginia, to be an Assistant Secretary of the Navy.

Joyce T. Berry, of the District of Columbia, to be Commissioner on Aging.

Frederick M. Bernthal, of Tennessee, to be Deputy Director of the National Science Foundation.

Philip R. Lochner, Jr., of Connecticut, to be a Member of the Securities and Exchange Commission for the remainder of the term expiring June 5, 1991.

5 Air Force nominations in the rank of general.

21 Navy nominations in the rank of admiral.

Page 845

Communications: Page 809

Petitions: Page 809

Statements on Introduced Bills: Page 810

Additional Cosponsors: Page 834

Amendments Submitted: Page 837

Notices of Hearings: Page 837

Authority for Committees: Page 837

Additional Statements: Page 837

Record Votes: One record vote was taken today. (Total—2)

Page 801

Recess: Senate convened at 9:30 a.m., and recessed at 6:25 p.m., until 10 a.m., on Wednesday, January 31, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 845.)

Committee Meetings

IMPACT OF SOVIET CHANGES

Committee on Armed Services: Committee resumed hearings on implications of policy changes in the Soviet Union and Eastern Europe on U.S. alliances, national security policy and military strategy, and the national defense budget, receiving testimony from James R. Schlesinger, former Secretary of Defense, former Secretary of Energy, and former Director of Central Intelligence.

Hearings continue on Friday, February 2.

HUD PROGRAMS

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings to review the mission, management, and organization of programs of the Department of Housing and Urban Development, focusing on the moderate rehabilitation program, receiving testimony from Robert C. Weaver, City University of New

York, New York, former Secretary of Housing and Urban Development; Robert C. Wood, Wesleyan University, Middletown, Connecticut, former Secretary of Housing and Urban Development; John B. Rhinelander, Shaw, Pittman, Potts and Trowbridge, former Under Secretary of Housing and Urban Development, Philip N. Brownstein, Brownstein, Zeidman and Schomer, former Federal Housing Commissioner, Anthony Downs, Brookings Institution, and Rudolph Penner, The Urban Institute, all of Washington, DC; and Richard C. Van Dusen, Dickinson, Wright, Moon, Van Dusen and Freeman, Detroit, Michigan, former Under Secretary of Housing and Urban Development.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of James L. Kolstad, of Colorado, to be Chairman, and Susan M. Coughlin, of Pennsylvania, to be a Member, both of the National Transportation Safety Board, and Barry L. Harris, of Maine, to be Deputy Administrator of the Federal Aviation Administration, Department of Transportation, after the nominees testified and answered questions in their own behalf. Mr. Kolstad was introduced by Senators Simpson and Burns, Ms. Coughlin was introduced by Senator Specter, and Mr. Harris was introduced by Senator Cohen.

TREATY

Committee on Foreign Relations: Committee concluded hearings on the Convention Against Torture and Other Cruel, Inhuman, or Degrading Treatment or Punishment (Treaty Doc. No. 100–20), after receiving testimony from Abraham D. Sofaer, Legal Advisor, Department of State; Mark Richard, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Winston P. Nagan, Amnesty International USA, Gainesville, Florida; David F. Forte, Cleveland State University, Cleveland, Ohio; James Silkenat, American Bar Association, New York, New York; Charles E. Rice, Notre Dame Law School, Notre Dame, Indiana; and David Weissbrodt, University of Minnesota, Minneapolis, on behalf of the Center for Victims of Torture, and the Minnesota Lawyers International Human Rights Committee.

TEACHER EXCELLENCE

Committee on Labor and Human Resources: Committee resumed hearings on S. 1675, S. 1676, and S. 498, bills to provide financial assistance to strengthen the recruitment and training of teachers in the United States and to provide a range of incentives for teachers to continue in the profession, receiving testimony from Albert Shanker, American Federation of Teachers, AFL–CIO, Lawrence Mishel, Economic Policy Institute, and Blanche Smith Brownley, Friendship Education Center, all of Washington, DC; David Rockefeller, Jr., Recruiting New Teachers, Inc., Cambridge, Massachusetts; Barbara R. Hatton, The Ford Foundation, New York, New York; John I. Goodlad, University of Washington, Seattle, on behalf of the American Association of Colleges of Teacher Education; and Judy Johnston, Schenley High School Teacher Center, Pittsburgh, Pennsylvania, on behalf of the Council of the Great City Schools.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 3907–3919; 1 private bill, H.R. 3920; and 10 resolutions, H.J. Res. 465–466, H. Con. Res. 248–252, and H. Res. 310–312 were introduced.

Page 751

Report Filed: One report was filed as follows: H. Res. 309, providing for the consideration of H.R. 2190, to establish national voter registration procedures for elections for Federal office (H. Rept. 101–396).

Page 751

Presidential Message—Budget Deferrals: Read a message from the President wherein he transmits two new and four revised deferrals in budget authority affecting international security assistance and programs of the Departments of Agriculture, State, and Transportation—referred to the Committee on Appropriations and ordered printed (H. Doc. 101–143).

Page 711

United States Coast Guard Academy: Read a letter from the Chairman of the Committee on Merchant Marine and Fisheries wherein he appoints the following Members to serve on the Board of Visitors to the United States Coast Guard Academy: Representatives Tauzin, Hughes, Davis, and Jones of North Carolina, ex officio.

Page 711

United States Merchant Marine Academy: Read a letter from the Chairman of the Committee on Merchant Marine and Fisheries wherein he appoints the following Members to serve on the Board of Visitors to the United States Merchant Marine Academy: Representatives Hochbrueckner, Lowey of New York, Lent, and Jones of North Carolina, ex officio.

Page 711

National Zoo Police Force: House voted to suspend the rules and pass S. 1521, amended, to amend Public Law 91–34 relating to the police force of the National Zoological Park of the Smithsonian Institution. Agreed to amend the title.

Page 720

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 4:02 p.m.

Committee Meetings

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on the following: Capitol Police Board; Architect of the Capitol; Botanic Garden; Joint Committee on Taxation; and on the CBO. Testimony was heard from Representative Rostenkowski; Jack Russ, Sergeant at Arms, Chairman, Capitol Police Board; George M. White, Architect of the Capitol; and Robert D. Reischauer, Director, CBO.

MISCELLANEOUS MEASURES

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing on the following: H.J. Res. 279, for the relief of Alexander Vraciu; H.R. 1730, Missing Service Personnel Act of 1989; and H.R. 3401, to amend chapter 55 of title 5 and chapter 10 of title 37, United States Code, to provide procedural due process in determining the status of missing persons and to require the Secretary of Defense to conduct a study of the provisions of the Missing Persons Acts codified in titles 5 and 37, United States Code. Testimony was heard from Representative Jacobs; from the following officials of the Department of Defense: Barbara S. Pope, Assistant Secretary, Manpower and Reserve Affairs, Department of the Navy; and RAdm. Timothy W. Wright, USN, Director, East Asia and Pacific Region, Office of the Assistant Secretary, International Security Affairs; and Cdr. Alexander Vraciu, USN (Ret.).

HUD MULTIFAMILY FINANCE AND COINSURANCE

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on HUD Multifamily Finance and Coinsurance. Testimony was heard from the following officials of the Department of Housing and Urban Development: Alfred A. Dellibovi, Under Secretary; and Peter H. Monroe, General Deputy Assistant Secretary, Housing; and public witnesses.

BUDGET PROPOSALS

Committee on the Budget: Held a hearing on the Administration's fiscal year 1991 budget proposals. Testimony was heard from Richard Darman, Director, OMB.

Hearings continue tomorrow.

REGULATORY IMPACT ON STUDENT EXCELLENCE ACT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held a hearing on H.R. 3860, Regulatory Impact on Student Excellence Act. Testimony was heard from public witnesses.

SITUATION IN THE PHILIPPINES

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on the Situation in the Philippines. Testimony was heard from Tom Reese, Deputy Assistant Administrator, Asia/Near East Bureau, AID, U.S. International Development Cooperation Agency; Carl Ford, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of Defense; and David Lambertson, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of State.

PRINTING RESOLUTION; COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Procurement and Printing approved for full Committee action H. Res. 282, authorizing the printing of the joint committee print entitled "Medical Alert" as a House document.

The Subcommittee also considered other pending business.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Investigations held an oversight hearing on open space and the built environment. Testimony was heard from Randolph McAusland, Director, Design Arts Program, National Endowment for the Arts, National Foundation on the Arts and Humanities; and public witnesses.

BRIEFING—PUERTO RICO'S POLITICAL STATUS

Committee on Interior and Insular Affairs: Subcommittee on Insular and International Affairs received a briefing on Puerto Rico's political status. The Subcommittee was briefed by Linda G. Morra, Director, Intergovernmental and Management Issues, Human Resources Division, GAO; and Clay H. Wellborn, Coordinator of Research, Congressional Research Service, Library of Congress.

CENTENNIAL OF NATIONAL PARKS AND MONUMENTS

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 3811, to recognize the centennial of national parks and monuments. Testimony was heard from Representative Pashayan; Jerry Rogers, Associate Director, Cultural Resources, National Park Service, Department of the Interior; Robert Bush, Executive Director, Advisory Council on Historic Preservation; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property, and the Administration of Justice held an oversight hearing on the Federal Prison Industries and implementation of the Federal Prison Industries provisions of the Anti-Drug Abuse Act of 1988. Testimony was heard from J. Michael Quinlan, Director, Federal Bu-

reau of Prisons, Department of Justice; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Economic and Commercial Law held an oversight hearing on Leveraged Buyouts and Bankruptcy: Campeau Chapter 11 Filing. Testimony was heard from James M. Shannon, Attorney General, State of Massachusetts; and public witnesses.

OVERSIGHT

Committee on Post Office and Civil Service: Subcommittee on Census and Population held an oversight hearing on proposed guidelines for considering statistical adjustment of the 1990 census. Testimony was heard from Representatives Frost, Thomas of California, and Schumer; Michael R. Darby, Under Secretary, Economic Affairs, Department of Commerce; L. Nye Stevens, Director, Government Business Operations Issues, GAO; Robert Abrams, Attorney General, State of New York; and public witnesses.

NATIONAL VOTER REGISTRATION ACT

Committee on Rules: Granted a modified closed rule providing 1 hour of debate on H.R. 2190, National Voter Registration Act of 1989. In lieu of the amendments now printed in the bill, the rule makes in order an amendment in the nature of a substitute printed in the report accompanying this resolution as original text for purpose of amendment. The substitute shall be considered as having been read. No amendment to the substitute is in order except the amendments printed in the Congressional Record on or before February 5, 1990, if offered by Representative Michel, or his designee. The amendments shall be considered en bloc and are debatable for one hour, equally divided and controlled by the proponent of the amendment and a member opposed thereto. The amendments en bloc are not subject to amendment or to a demand for a division of the question in the House or in the Committee of the Whole. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Swift, Thomas of California, Dickinson, Hefley, Vucanovich, and Roberts.

The Committee also approved the Committee budget.

SPACE STATION INTERNATIONAL PARTNERS

Committee on Science, Space, and Technology: Held a hearing on Space Station International Partners. Testimony was heard from public witnesses.

EUROPE 1992

Committee on Ways and Means: Continued hearings on "Europe 1992", U.S. trade relationships with the Soviet Union, and foreign investment in the United States, with emphasis on trade with the Soviet Union and Eastern Europe and the European Community 1992. Testimony was heard from Representatives Parris and Bereuter; and public witnesses.

Hearings continue tomorrow.

Joint Meeting

ECONOMIC OUTLOOK

Joint Economic Committee: Committee resumed hearings to review the economic outlook for 1990, receiving testimony from Alan Greenspan, Chairman, Federal Reserve Board.

Hearings continue on Friday, February 2.

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Wednesday, January 31, 1990

Senate

Chamber Action

Routine Proceedings, pages 912–973

Measures Introduced: Four bills and three resolutions were introduced as follows: S. 2045–2048, S. Res. 238, and S.J. Res. 246–247.

Page 959

Measures Reported: Reports were made as follows:

S. 535, to increase civil monetary penalties based on the effect of inflation. (S. Rept. No. 101–240)

Page 959

Measures Passed:

Photograph of the U.S. Senate: Senate agreed to S. Res. 238, authorizing the taking of a photograph in the Chamber of the United States Senate.

Page 972

Clean Air Act Amendments, 1989: Senate continued consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 915, 952

Adopted:

(1) By 95 yeas to 2 nays (Vote No. 3), Chafee Amendment No. 1219, to control methyl chloroform pollution.

Pages 915, 955

(2) Baucus Amendment No. 1223, to require EPA to publish a control technique or guideline for the aerospace industry.

Pages 948, 955

Senate will continue consideration of the bill on Thursday, February 1.

Page 972

Joint Session: Senate met in joint session with the House of Representatives and received the President's State of the Union Address.

Page 972

Messages From the President: Senate received the following message from the President of the United States:

Message of the State of the Union; ordered to lie on the table. (PM–81)

Page 957

Nominations Received: Senate received the following nominations:

Michael Lorne Moodie, of Maryland, to be an Assistant Director of the United States Arms Control and Disarmament Agency.

Donald L. Ivers, of New Mexico, to be an Associate Judge of the United States Court of Veterans Appeals.

18 Air Force nominations in the rank of general.

1 Army nomination in the rank of general.

Page 973

Messages From the President: Page 957
Messages From the House: Page 959
Statements on Introduced Bills: Page 960
Additional Cosponsors: Page 966
Amendments Submitted: Page 967
Notices of Hearings: Page 967
Authority for Committees: Page 967
Additional Statements: Page 968

Record Votes: One record vote was taken today. (Total—3)

Page 955

Recess: Senate convened at 10 a.m., and recessed at 9:46 p.m., until 9:30 a.m., on Thursday, February 1, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 972.)

Committee Meetings

Committee on Armed Services: Committee met in closed session to further discuss the nomination of Victor Stello, Jr., of Maryland, to be Assistant Secretary of Energy for Defense Programs.

Committee recessed subject to call.

RESOLUTION TRUST CORPORATION

Committee on Banking, Housing, and Urban Affairs: Committee resumed oversight hearings to review the financial status and activities of the Resolution Trust Corporation, receiving testimony from L. William Seidman, Chairman, Federal Deposit Insurance Corporation, Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System, Jack Kemp, Secretary of Housing and Urban Development, and John E. Robson, Deputy Secretary of the Treasury, all on behalf of the Oversight Board of the Resolution Trust Corporation.

Hearings were recessed subject to call.

1991 BUDGET

Committee on the Budget: Committee began hearings in preparation for reporting the first concurrent resolution on the fiscal year 1991 budget for the Federal Government, receiving testimony from Richard G. Darman, Director, Office of Management and Budget.

Hearings continue on tomorrow.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of George W. Haley, of Maryland, to be a Commissioner of the Postal Rate Commission, after the nominee, who was introduced by Representative Morella, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 3921–3930; and 4 resolutions, H. Con. Res. 253 and H. Res. 313–315 were introduced.

Page 909

Report Filed: One report was filed as follows: Report entitled "In the Matter of Representative Gus Savage" (H. Rept. 101–397).

Page 909

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Gephardt to act as Speaker pro tempore for today.

Page 873

Journal: By a yea-and-nay vote of 301 yeas to 100 nays with 1 voting "present", Roll No. 5, the House approved the Journal of Tuesday, January 30.

Page 873

Voter Registration: By a yea-and-nay vote of 254 yeas to 166 nays, Roll No. 6, the House agreed to H. Res. 309, providing for the consideration of H.R. 2190, to establish national voter registration procedures for elections for Federal office.

Page 880

Vocational-Technical Education Week: House passed and cleared for the President S.J. Res. 130, designating February 11 through February 17, 1990, as "Vocational-Technical Education Week".

Page 888

Women and Girls Sports Day: House passed H.J. Res. 82, to designate February 2, 1989, as "National Women and Girls in Sports Day".

Page 889

Agreed to the Sawyer amendent that changed the day of designation to February 8, 1990.

Page 890

Agreed to amend the title.

Page 890

Recess: House recessed at 3:37 p.m. and reconvened at 8:45 p.m.

Page 905

President's State of the Union Message: Before a joint session of Congress, President Bush delivered his State of the Union Message. He was escorted to and from the House Chamber by a committee composed of Senators Byrd, Mitchell, Cranston, Pryor, Dixon, Breaux, Daschle, Fowler, Dole, Simpson, Armstrong, Chafee, Cochran, Nickles, and Thurmond; and Representatives Gephardt, Gray, Hoyer, Bonior, Fazio, Brooks, Michel, Gingrich, Lewis of California, Edwards of Oklahoma, Weber, and Archer.

Page 906

The message was referred to the Committee of the Whole House on the State of the Union and ordered printed as a House Document (H. Rept. 101–120).

Page 909

Referrals: One Senate-passed measure was referred to the appropriate House committee.

Page 905

Quorum Calls—Votes: Two yea-and-nay votes developed during proceedings of the House today and appear on pages 873 and 886. There were no quorum calls.

Adjournment: Met at noon and adjourned at 9:47 p.m.

Committee Meetings

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on the following: Joint Committee on Printing; GAO; OTA; GPO; and the Copyright Royalty Tribunal. Testimony was heard from Senators Ford and Kennedy; Charles A. Bowsher, Comptroller General, GAO; Joseph E. Jenifer, Acting Public Printer, GPO; and J.C. Argetsinger, Commissioner, Copyright Royalty Tribunal.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the Administration's fiscal year 1991 budget proposals. Testimony was heard from Michael J. Boskin, Chairman, Council of Economic Advisers; and Robert D. Reischauer, Director, CBO.

Hearings continue February 5.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Health and Safety continued oversight hearings on OSHA's proposed standard to protect health care workers against blood borne pathogens, including AIDS and hepatitis B viruses. Testimony was heard from the following officials of the Public Health Service, Department of Health and Human Services: Dr. James R. Allen, Director, National AIDS Program Office; Dr. David M. Bell, Chief, AIDS Activity, Hospital Infections Program; Dr. James W. Curran, Director, Division of HIV/AIDS; and Dr. Harold S. Margolis, Chief, Hepatitis Branch, all with the Center for Infectious Diseases, Centers for Disease Control; and Dr. Edward L. Baker, Deputypt 24hpt 24h Director, National Institute for Occupational Safety and Health, Centers for Disease Control.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Labor-Management Relations held an oversight hearing on the Department of Labor's Inspector Generals report on the inadequate enforcement of the Employee Retirement Income Security Act of 1974 (ERISA). Testimony was heard from the following officials of the Department of Labor: David George Ball, Assistant Secretary, Pension and Welfare Benefits Administration; Robert Davis, Solicitor; and Raymond Maria, Acting Inspector General.

HAZARDOUS MATERIALS TRANSPORTATION ACT UNIFORM SAFETY AMENDMENTS ACT

Committee on Energy and Commerce: Subcommittee on Transportation and Hazardous Materials approved for full Committee action amended H.R. 3520, Hazardous Materials Transportation Act Uniform Safety Amendments Act of 1989.

SITUATION IN CAMBODIA; ARMS CONTROL IN ASIA AND U.S. INTERESTS IN THE REGION

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs approved for full Committee action a resolution expressing the sense of Congress concerning negotiations for a political settlement in Cambodia.

The Subcommittee also held a hearing on Arms Control in Asia and U.S. Interests in the Region (Part I). Testimony was heard from public witnesses.

IRANIAN PERSECUTION OF BAHA'IS; SITUATION IN CAMBODIA

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations approved for full Committee action the following: H. Con. Res. 87, concerning Iranian persecution of the Baha'is; and a resolution expressing the sense of Congress concerning negotiations for a political settlement in Cambodia.

EL SALVADOR AT THE CROSSROADS

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs and the Subcommittee on Human Rights and International Organizations continued joint hearings on El Salvador at the Crossroads: Peace or Another Decade of War (Part II). Testimony was heard from public witnesses.

Hearings continue February 6.

SUBPOENAS

Committee on Government Operations: Subcommittee on Employment and Housing approved the issuance of subpoenas to the following former officials of the Department of Housing and Urban Development: James Hamernick, Director, Office of Insured Multi-Housing Development; and Lance Wilson, Executive Assistant to the Secretary.

MISCELLANEOUS MEASURE; COMMITTEE BUDGET

Committee on Interior and Insular Affairs: Ordered reported amended S. 1096, to provide for the use and distribution of funds awarded the Seminole Indians in dockets 73, 151, and 73A of the Indian Claims Commission.

The Committee also approved the Committee budget for the 2d session of the 101st Congress.

ADMINISTRATIVE DISPUTE RESOLUTION ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 2497, Administrative Dispute Resolution Act. Testimony was heard from William P. Barr, Assistant Attorney General, Office of Legal Counsel, Department of Justice; Marshall J. Breger, Chairman, Administrative Conference of the United States; and a public witness.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on Striped Bass Conservation. Testimony was heard from Philip Coates, Chairman, Striped Bass Management Board, Atlantic States Marine Fisheries Commission; John Turner, Director, U.S. Fish and Wildlife Service, Department of the Interior; James Douglas, Deputy Assistant Administrator, Fisheries, NOAA, Department of Commerce; James Peck, Assistant Secretary, Department of Natural Resources, State of Maryland; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

EUROPE 1992

Committee on Ways and Means: Continued hearings on "Europe 1992", U.S. trade relationships with the Soviet Union, and foreign investment in the U.S., with emphasis on trade with the Soviet Union and Eastern Europe. Testimony was heard from Representatives Atkins and Wolf; and public witnesses.

Thursday, February 1, 1990

Senate

Chamber Action

Routine Proceedings, pages 1023–1092

Measures Introduced: Ten bills and two resolutions were introduced as follows: S. 2049–2058, S. Res. 239, and S.J. Res. 248.

Page 1064

Measures Reported: Reports were made as follows:

S. 458, to provide for a General Accounting Office investigation and report on conditions of displaced Salvadorans and Nicaraguans, to provide certain rules of the House of Representatives and of the Senate with respect to review of the report, to provide for the temporary stay of detention and deportation of certain Salvadorans and Nicaraguans, with amendments. (S. Rept. No. 101–241)

S. 845, to amend the Federal Food, Drug, and Cosmetic Act to revitalize the Food and Drug Administration, with an amendment in the nature of a substitute. (S. Rept. No. 101–242)

H.R. 150, to amend the Immigration and Nationality Act to provide a procedure for an alien who dies while serving on active-duty with the United States Armed Forces during certain periods of hostilities to be considered a citizen of the United States at the time of the alien's death.

Page 1063

Comprehensive Illiteracy Elimination Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1310, to eliminate illiteracy by the year 2000, and to strengthen and coordinate literacy programs, and certain amendments to be proposed thereto, on Monday, February 5, at 10 a.m.

Page 1091

Messages From the President: Senate received the following messages from the President of the United States:

(1) Transmitting a report on the Nation's progress in aeronautics and space during 1987, which was referred to the Committee on Commerce, Science, and Transportation. (PM–82)

Page 1061

(2) Transmitting the Savings and Economic Growth Act of 1990, which was referred to the Committee on Finance. (PM–83)

Page 1061

(3) Transmitting a report on the Generalized System of Preferences, which was referred to the Committee on Finance. (PM–84)

Page 1062

(4) Transmitting the Third Biennial Report of the Interagency Arctic Research Policy Committee, which

was referred to the Committee on Governmental Affairs. (PM–85)

Page 1062

Appointments:

Senate Commission on Art: The Chair, pursuant to S. Res. 382, 90th Congress, as amended by Public Law 100–696, announced that the following Senators, pursuant to the positions that they hold, are members of the Senate Commission on Art for the 101st Congress: Senators Mitchell (Chairman), Dole (Vice Chairman), Byrd, Ford, and Stevens.

Page 1059

Nominations Confirmed: Senate confirmed the following nomination:

Gail Roggin Wilensky, of the District of Columbia, to be Administrator of the Health Care Financing Administration.

Page 1092

Messages From the President: Page 1061

Messages From the House: Page 1062

Communications: Page 1062

Executive Reports of Committees: Page 1063

Statements on Introduced Bills: Page 1064

Additional Cosponsors: Page 1085

Amendments Submitted: Page 1086

Notices of Hearings: Page 1088

Authority for Committees: Page 1088

Additional Statements: Page 1089

Recess: Senate convened at 9:30 a.m., and recessed at 6:47 p.m., until 9:45 a.m., on Monday, February 5, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 1091.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production and Stabilization of Prices resumed hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on the U.S. soybean industry and its relation to farm policy, receiving testimony from Bruce Gardner, Assistant Secretary of Agriculture for Economics; J. William Uhrig, Purdue University, W. Lafayette, Indiana; Rob Martin, Auburn University, Auburn, Alabama; Marlyn Jorgensen, Garrison, Iowa, on behalf of the American Soybean Association; Floyd Anderson, Brocket, North Dakota, on behalf of the National Sunflower Association; Tom Graham Jr., Washington, Indiana, on behalf of the U.S. Canola Association; C. Lockwood Marine, Central Soya Company, Inc., Fort Wayne, Indiana, on behalf of the National Oilseed Processors Association; John A. Buritt, National Sun Industries, Inc., Minneapolis, Minnesota; and Thad Freelund, Tillar, Arkansas.

Subcommittee will meet again on Thursday, February 22.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 9,008 routine military nominations in the Army, Navy, Marine Corps, and Air Force.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Committee held hearings on proposed legislation authorizing funds for fiscal year 1991 for the Department of Defense, and to review the five year defense plan, receiving testimony from Richard B. Cheney, Secretary of Defense; and Gen. Colin L. Powell, USA, Chairman, Joint Chiefs of Staff.

Hearings continue on Tuesday, February 27.

SECURITIES LAW ENFORCEMENT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities resumed hearings on S. 647, to amend the federal securities laws to revise the enforcement remedies for civil violations of those laws, receiving testimony from Richard C. Breeden, Chairman, Securities and Exchange Commission; Stanley Sporkin, United States District Judge, Washington, DC, former Director of Enforcement, Securities and Exchange Commission; Aulana L. Peters, Gibson, Dunn and Crutcher, Los Angeles, California, former Commissioner, Securities and Exchange Commission; Gary G. Lynch, Davis, Polk and Wardwell, former Director of Enforcement, Securities and Exchange Commission, and Victor Futter, Sills, Cummis, Zucherman, Radin, Tichman, Epstein and Gross, representing the American Society of Corporate Secretaries, both of New York, New York.

Hearings continue on Thursday, February 8.

1991 BUDGET

Committee on the Budget: Committee continued hearings in preparation for reporting the first concurrent resolution on the fiscal year 1991 budget for the Federal Government, receiving testimony from Nicholas F. Brady, Secretary of the Treasury; and Michael J. Boskin, Chairman, Council of Economic Advisors.

Hearings continue on Monday, February 5.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of William D. Hathaway, of Maine, to be a Federal Maritime Commissioner, after the nominee, who was introduced by Senators Mitchell and Cohen, testified and answered questions in his own behalf.

ENVIRONMENTAL EDUCATION

Committee on Environment and Public Works: Committee concluded hearings on S. 1076, to increase public under-

standing of the national environment and to advance and develop environmental education and training, after receiving testimony from F. Henry Habicht II, Deputy Administrator, Environmental Protection Agency; Gaylord Nelson, The Wilderness Society, Gary J. San Julian, National Wildlife Federation, Kathy McGlauflin, North American Association for Environmental Education, Roxanne Bradshaw, National Education Association of the United States, and John Padalino, National Science Teachers Association, all of Washington, DC; Stephen Kussman, Alliance for Environmental Education, Alexandria, Virginia; Peggy Cowen, Western Regional Environmental Education Council, Juneau, Alaska; and William Hammond, Lee County Public Schools, Fort Myers, Florida.

FOREIGN POLICY

Committee on Foreign Relations: Committee concluded hearings to review foreign policy priorities for 1990, after receiving testimony from James A. Baker III, Secretary of State.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Michael J. Norton, to be United States Attorney for the District of Colorado, Ronald Frank Ederer, to be United States Attorney for the Western District of Texas, James Y. Stewart, to be United States Marshal for the Eastern District of Michigan, Charles E. Healey, to be United States Marshal for the Eastern District of New York, Donald E. Crowl, to be United States Marshal for the Northern District of Oklahoma, Walter J. Bamberg, to be United States Marshal for the Middle District of Alabama, Robert F. Gilbert, to be United States Marshal for the Distict of New Hampshire, and Craig L. Meacham, to be United States Marshal for the Central District of California;

S. 438, to restore the usefulness and effectiveness of the Racketeer Influenced and Corrupt Organizations (RICO) statute, with an amendment in the nature of a substitute; and

H.R. 150, to provide a procedure for an alien who dies while serving on active-duty with the United States Armed Forces during certain periods of hostilities to be considered a citizen of the United States at the time of the alien's death.

Also, committee began consideration of S. 865, to promote retail competition and assure lower prices on American consumer products, but did not complete action thereon, and recessed subject to call.

NOMINATION

Committee on Veterans' Affairs: Committee concluded hearings on the nomination of D'Wayne Gray, of Virginia, to be Chief Benefits Director, Department of Veterans Affairs, after the nominee testified and answered questions in his own behalf.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Wednesday, February 7.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 3931–3941; and 3 resolutions, H. Res. 316–318 were introduced.

Page 1021

Presidential Messages: Read the following messages from the President:

Aeronautics and Space: Message wherein he transmits his progress report on Aeronautics and Space for the calendar year 1987—referred to the Committee on Science, Space, and Technology;

Page 1005

Preference System: Message wherein he transmits his report on the Generalized System of Preferences—referred to the Committee on Ways and Means;

Page 1006

Savings and Economic Growth: Message wherein he transmits his legislative proposal regarding a permanent reduction in the capital gains tax rate, establishment of a new family savings program, and penalty-free IRA withdrawals for first-time home buyers—referred to the Committee on Ways and Means and ordered printed (H. Doc. 101–145); and

Page 1006

Arctic Research Policy: Message wherein he transmits the Third Biennial Report of the Interagency Arctic Research Policy Committee—referred to the Committee on Science, Space, and Technology.

Page 1006

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11 a.m. and adjourned at 12:41 p.m.

Committee Meetings

REAUTHORIZATION OF THE LOW INCOME HOME ENERGY ASSISTANCE PROGRAM

Committee on Education and Labor: Subcommittee on Human Resources held a hearing on the reauthorization of the Low Income Home Energy Assistance Program [LIHEAP]. Testimony was heard from Eunice Thomas,

Acting Assistant Secretary, Family Support, Department of Health and Human Services; and public witnesses.

TAX AND TRADE ALCOHOL FUEL INITIATIVES

Committee on Ways and Means: Held a hearing on certain tax and trade alcohol fuel initiatives. Testimony was heard from Senator Daschle; Representative Durbin; Kenneth W. Gideon, Assistant Secretary, Tax Policy, Department of the Treasury; and public witnesses.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDRED FIRST CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 23 through January 31, 1990

	Senate	*House*	*Total*
Days in session	6	6	..
Time in session	40 hrs., 43′	17 hrs., 53′	..
Congressional Record:			
Pages of proceedings	647	184	831
Extensions of Remarks	..	144	..
Public bills enacted into law	..	..	..
Private bills enacted into law	..	..	..
Bills in conference	..	6	..
Measures passed, total	19	8	27
Senate bills	6	1	..
House bills	1	..	..
Senate joint resolutions	1	1	..
House joint resolutions	1	1	..
Senate concurrent resolutions	1	..	..
House concurrent resolutions	2	1	..
Simple resolutions	7	4	..
Measures reported, total	*4	*1	5
Senate bills	4	..	..
House bills	..	..	..
Senate joint resolutions	..	..	..
House joint resolutions	..	..	..
Senate concurrent resolutions	..	..	..
House concurrent resolutions	..	..	..
Simple resolutions	..	1	..
Special reports	2	2	..
Conference reports	..	..	..
Measures pending on calendar	102	67	..
Measures introduced, total	74	122	196
Bills	48	84	..
Joint resolutions	13	12	..
Concurrent resolutions	2	12	..
Simple resolutions	11	14	..
Quorum calls	1	1	..
Yea-and-nay votes	3	5	..
Recorded votes	..	..	..
Bills vetoed	..	..	..
Vetoes overridden	..	1	..

*These figures include all measures reported, even if there was no accompanying report. A total of 4 reports has been filed in the Senate, a total of 3 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 23 through January 31, 1990

Civilian nominations, totaling 149 (including 79 nominations carried over from the first session), disposed of as follows:	
Confirmed	4
Unconfirmed	142
Withdrawn	3
Civilian nominations (lists), totaling 663, disposed of as follows:	
Unconfirmed	663
Air Force nominations, totaling 7,154 (including 27 nominations carried over from the first session), disposed of as follows:	
Unconfirmed	7,154
Army nominations, totaling 9,909 (including 2,441 nominations carried over from the first session), disposed of as follows:	
Unconfirmed	9,909
Navy nominations, totaling 3,526 (including 204 nominations carried over from the first session), disposed of as follows:	
Unconfirmed	3,526
Marine Corps nominations, totaling 819 (including 11 nominations carried over from the first session), disposed of as follows:	
Unconfirmed	819

Summary

Nominations carried over from the first session	2,762
Total nominations received this session	19,458
Total confirmed	4
Total unconfirmed	22,213
Total withdrawn	3

Monday, February 5, 1990

Senate

Chamber Action

Routine Proceedings, pages 1113–1174

Measures Introduced: Twelve bills and two resolutions were introduced as follows: S. 2059–2070, and S.J. Res. 249 and 250.

Page 1160

Measures Passed:

National Women and Girls in Sports Day: Senate passed H.J. Res. 82, to designate February 8, 1990, as "National Women and Girls in Sports Day".

Page 1155

Comprehensive Illiteracy Elimination Act: Senate began consideration of S. 1310, to eliminate illiteracy by the year 2000, and to strengthen and coordinate literacy programs, agreeing to the committee amendment in the nature of a substitute, and taking action on the following amendments proposed thereto:

Page 1116

Adopted:

(1) Simon Amendment No. 1226, to make technical corrections.

Page 1130

(2) Bond Amendment No. 1227, to expand benefits for the Parents as Teachers program.

Page 1131

(3) Kassebaum (for Heinz) Amendment No. 1228, to provide financial assistance to raise the literacy skills of commercial drivers.

Page 1133

(4) Kassebaum (for Armstrong) Amendment No. 1229, to include certain classroom teachers on the State Advisory Council.

Page 1135

(5) Kassebaum (for Armstrong) Amendment No. 1230, to provide for reading instruction in phonics.

Page 1140

(6) Kassebaum (for Wallop/Simpson) Amendment No. 1231, to permit Indian tribes to apply for Even Start competitive grants.

Page 1141

By unanimous-consent, Senate will vote on final passage of the bill at 12 noon, on Tuesday, February 6.

Page 1174

National Global Change Research Act—Time Agreement: A unanimous-consent agreement was reached providing for consideration of S. 169, to amend the National Science and Technology Policy, Organization, and Priorities Act of 1976, in order to provide for improved coordination of national scientific research efforts and to provide for a national plan to improve scientific understanding of the Earth system and the effect of changes in that system on climate and human well-being, with a committee amendment in the nature of a substitute, and an amendment to be proposed thereto, with a vote on final passage of the bill to occur following disposition of S. 1310, listed above.

Page 1155

Removal of Injunction of Secrecy: The injuction of Secrecy was removed from the following treaties, transmitted to the Senate today by the President of the United States:

(1) Tax Convention with the Federal Republic of Germany (Treaty Doc. No. 101–10).

Page 1156

(2) Tax Convention with the Republic of Finland (Treaty Doc. No. 101–11).

Page 1156

The treaties were considered as having been read the first time, and referred, with accompanying papers, to the Committee on Foreign Relations, and ordered to be printed in the Record.

Page 1156

Messages From the President: Senate received the following messages from the President of the United States:

Received on Friday, February 2, 1990, during the recess of the Senate:

Transmitting a report on the divestment of a defense contractor, which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–86)

Page 1159

Received today:

(1) Transmitting a report of the National Science Board entitled *Science & Engineering Indicators—1989,* which was referred to the Committee on Commerce, Science, and Transportation. (PM–87)

Page 1160

(2) Transmitting the annual report on Hazardous Materials Transportation, which was referred to the Committee on Commerce, Science, and Transportation. (PM–88)

Page 1160

(3) Transmitting the annual report of the Saint Lawrence Seaway Development Corporation, which was referred to the Committee on Environment and Public Works. (PM–89)

Page 1160

(4) Transmitting the annual report of the Federal Labor Relations Authority, which was referred to the Committee on Labor and Human Resources. (PM–90)

Page 1160

Nominations Confirmed: Senate confirmed the following nominations:

Michael J. Norton, of Colorado, to be United States Attorney for the District of Colorado.

Walter J. Bamberg, of Alabama, to be United States Marshal for the Middle District of Alabama.

Donald E. Crowl, of Oklahoma, to be United States Marshal for the Northern District of Oklahoma.

Charles E. Healey, of New York, to be United States Marshal for the Eastern District of New York.

Craig L. Meacham, of California, to be United States Marshal for the Central District of California.

James Y. Stewart, of Michigan, to be United States Marshal for the Eastern District of Michigan.

Ronald Frank Ederer, of Texas, to be United States Attorney for the Western District of Texas.

Robert F. Gilbert, of New Hampshire, to be United States Marshal for the District of New Hampshire.

4 Air Force nominations in the rank of general.

21 Army nominations in the rank of general.

1 Navy nomination in the rank of Senior Navy Member of the Military Staff Committee of the United Nations.

2 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy.

Page 1174

Nominations Received: Senate received the following nominations:

Erich W. Bretthauer, of Nevada, to be an Assistant Administrator of the Environmental Protection Agency.

Charles J. Chamberlain, of Illinois, to be a Member of the Railroad Retirement Board for the term of five years from August 29, 1989.

Glen L. Bower, of Illinois, to be a Member of the Railroad Retirement Board for the remainder of the term expiring August 28, 1992.

A routine list in the Coast Guard.

Page 1174

Messages From the President: Page 1159

Messages From the House: Page 1160

Statements on Introduced Bills: Page 1161

Additional Cosponsors: Page 1167

Amendments Submitted: Page 1168

Notices of Hearings: Page 1169

Authority for Committees: Page 1169

Additional Statements: Page 1170

Recess: Senate convened at 9:45 a.m., and recessed at 3:03 p.m., until 9:15 a.m., on Tuesday, February 6, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 1174.)

Committee Meetings

IMPACT OF SOVIET CHANGES

Committee on Armed Services: On Friday, February 2, Committee resumed hearings on implications of policy changes in the Soviet Union and Eastern Europe on U.S. alliances, national security policy and military strategy, and the national defense budget, receiving testimony from Adm. William J. Crowe, Jr., USN (Ret.), Gen. David C. Jones, USAF (Ret.), and Gen. John W. Vessey, Jr., USA (Ret.), all former Chairmen of the Joint Chiefs of Staff.

Hearings continue on Tuesday, February 6.

1991 BUDGET

Committee on the Budget: Committee resumed hearings in preparation for reporting the first concurrent resolution on the fiscal year 1991 budget for the Federal Government, focusing on U.S. military posture, receiving testimony from Richard B. Cheney, Secretary of Defense; and Gen. Colin L. Powell, USA, Chairman, Joint Chiefs of Staff.

Committee will meet again on Wednesday, February 7.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of John Wesley Bartlett, of Massachusetts, to be Director, Office of Civilian Radioactive Waste Management, and Robert H. Gentile, of Ohio, to be Assistant Secretary for Fossil Energy, both of the Department of Energy, after the nominees testified and answered questions in their own behalf. Mr. Gentile was introduced by Senator Glenn and Representative Regula.

SOCIAL SECURITY

Committee on Finance: Committee held hearings on proposed legislation to reduce Social Security taxes, receiving testimony from Gwendolyn S. King, Commissioner, and Harry C. Ballantyne, Chief Actuary, both of the Social Security Administration, Department of Health and Human Services; Charles A. Bowsher, Comptroller General, and Lawrence H. Thompson, Assistant Comptroller General, both of the General Accounting Office; Robert M. Ball, Social Security, Health and Welfare Policy, Washington, DC, former Commissioner, Social Security Administration; and Robert J. Myers, Commissioner on Railroad Retirement Reform, Silver Spring, Maryland, former Chief Actuary, Social Security Administration.

Hearings continue on Thursday, February 8.

MEDIGAP

Committee on Finance: On Friday, February 2, Subcommittee on Medicare and Long Term Care concluded hearings to examine issues relating to Medigap insurance policies designed to pay some or all beneficiaries' deductibles and coinsurance, receiving testimony from Representative Wyden; Janet L. Shikles, Director, Health Financing and Policy Issues, U.S. General Accounting Office; Earl R. Pomeroy, National Association of Insurance Commissioners and Commissioner of Insurance, Bismarck, North Dakota; Thomas Rice, University of North Carolina, Chapel Hill; Alan P. Spielman, Blue Cross and Blue Shield, Linda Jenckes, Health Insurance Association of

America, and Gail E. Shearer, Consumers Union, all of Washington, DC; and Victor Hurst, American Association of Retired Persons, Clemson, South Carolina.

NATIONAL DRUG STRATEGY

Committee on the Judiciary: On Friday, February 2, Committee resumed hearings to review the Administration's national drug control strategy, receiving testimony from William J. Bennett, Director, Herbert Kleber, Deputy Director for Demand Reduction, Stanley Morris, Deputy Director for Supply Reduction, Reggie Walton, State and Local Associate Director, Bruce Carnes, Budget Director, and John Walters, Chief of Staff, all of the National Drug Control Policy.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 3942–3951; and 6 resolutions, H.J. Res. 467, H. Con. Res. 254, and H. Res. 319–322 were introduced.

Page 1196

Report Filed: One report was filed as follows: Report on the Activity of the Committee on Energy and Commerce for the 101st Congress, 1st Session (H. Rept. 101–398).

Page 1196

Committee Resignation: Read and accepted a letter from Representative Kolter wherein he resigns as a member of the Committee on Government Operations.

Page 1176

Presidential Messages: Read the following messages from the President:

St. Lawrence Seaway: Message wherein he transmits the St. Lawrence Seaway Development Corporation's annual report for 1988—referred to the Committee on Public Works and Transportation;

Page 1178

National Science Board: Message wherein he transmits a report of the National Science Board entitled "Science and Engineering Indicators"—1989—referred to the Committee on Science, Space, and Technology;

Page 1179

Labor Relations Authority: Message wherein he transmits the Tenth Annual Report of the Federal Labor Relations Authority for fiscal year 1988—referred to the Committee on Post Office and Civil Service; and

Page 1179

Hazardous materials: Message wherein he transmits the Annual Report on Hazardous Materials Transportation for calendar year 1988—referred to the Committees on Energy and Commerce, Public Works and Transportation, and Merchant Marine and Fisheries.

Page 1179

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 2 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Supreme Court and on the Martin Luther King Holiday Commission. Testimony was heard from the following Associate Justices of the U.S. Supreme Court: Sandra Day O'Connor; and Antonin Scalia; George M. White, Architect of the Capitol; and Coretta Scott King, Chairman, Martin Luther King Holiday Commission.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on the Library of Congress. Testimony was heard from the following officials of the Library of Congress: James H. Billington, Librarian of Congress; Ralph Oman, Register of Copyrights; and Joseph E. Ross, Director, Congressional Research Service.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the Administration's fiscal year 1991 budget proposals. Testimony was heard from Harold Brown, former Secretary of Defense.

Hearings continue tomorrow.

MULTILATERAL INITIATIVE—PEOPLE OF HONG KONG; ECONOMIC SITUATION IN PANAMA

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade approved for full Committee action amended H. Con. Res. 227, concerning the establishment of a multilateral initiative to promote confidence among the people of Hong Kong.

The Subcommittee also held a hearing on the Economic Situation in Panama. Testimony was heard from Nicolas Ardito Barletta, former President of Panama.

ABUSE, FAVORITISM AND MISMANAGEMENT OF HUD PROGRAMS

Committee on Government Operations: Subcommittee on Employment and Housing held a hearing on Abuse, Favoritism, and Mismanagement of Department of Housing and Urban Development Programs. Testimony was heard from Carol Crawford, former Associate Director, Economics and Government, OMB.

In failing to respond to Subcommittee questions, James H. Hamernick, former Director, Office of Insured Multifamily Housing Development, Department of Housing and Urban Development, invoked constitutional privileges.

Joint Meetings

ECONOMIC OUTLOOK

Joint Economic Committee: On Friday, February 2, Committee resumed hearings to review the economic outlook for 1990, receiving testimony from Nicholas F. Brady, Secretary of the Treasury.

Hearings continue on Thursday, February 8.

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: On Friday, February 2, Committee held hearings to review the employment/unemployment situation for January, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Tuesday, February 6, 1990

Senate

Chamber Action

Routine Proceedings, pages 1291–1452

Measures Introduced: Fifteen bills and five resolutions were introduced as follows: S. 2071–2085, S. Res. 240–242, and S. Con. Res. 90–91.

Page 1400

Measures Reported: Reports were made as follows:

Special Report entitled "United States Government Anti-Narcotics Activities in the Andean Region of South America". (S. Rept. No. 101–243)

S. 2073, to authorize certain United States assistance and trade benefits for Panama and certain assistance to support the transition to democracy in Eastern Europe.

Page 1399

Measures Passed:

Comprehensive Illiteracy Elimination Act: By a unanimous vote of 99 yeas (Vote No. 4), Senate passed S. 1310, to eliminate illiteracy by the year 2000, and to strengthen and coordinate literacy programs, after taking the following action:

Pages 1332, 1337

By unanimous consent, Senate agreed to a modification to Heinz Amendment No. 1228, to provide financial assistance to raise the literacy skills of commercial drivers, as previously agreed to on Monday, February 5, 1990.

Page 1322

Global Change Research Act: By a unanimous vote of 100 yeas (Vote No. 5), Senate passed S. 169, to amend the National Science and Technology Policy, Organization, and Priorities Act of 1976, in order to provide for improved coordination of national scientific research efforts and to provide for a national plan to improve scientific understanding of the Earth system and the effect of changes in that system on climate and human well-being, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Pages 1325, 1356

Hollings/Baucus Amendment No. 1232, in the nature of a substitute.

Page 1331

Amending Senate Resolution 171: Senate agreed to S. Res. 241, amending Senate Resolution 171 of the 101st Congress (agreed to on August 4, 1989).

Page 1451

Standing Rules of the Senate: Senate agreed to S. Res. 242, authorizing the printing of a revised edition of the Standing Rules of the Senate as a Senate document.

Page 1451

Excellence in Education Act: Senate began consideration of S. 695, to promote excellence in American education by recognizing and rewarding schools, teachers, and students for their outstanding achievements, enhancing parental choice, and encouraging the study of science, mathematics, and engineering, with a modified committee amendment in the nature of a substitute, taking action on the following amendments proposed thereto:

Pages 1303, 1359

Adopted:

(1) Bradley Amendment No. 1233, to provide that prospective student athletes and their families be made aware of the educational commitments prospective colleges make to athletes by establishing reporting requirements for institutions of higher education.

Pages 1360, 1363

(2) Pell (for Bradley) Amendment No. 1235, to direct the Secretary of Education to issue regulations defining the terms "graduation rate" and "other student outcome measures".

Page 1364

(3) McConnell Amendment No. 1237, to provide for Presidential Awards for Excellence in Education by authorizing funds to reward educators in every State who meet the highest standards of excellence.

Page 1365

(4) Jeffords Amendment No. 1238, to clarify the administrative procedures of the National Commission on Responsibilities for Financing Postsecondary Education.

Page 1382

(5) Coats Amendment No. 1242, to provide for random drug testing of student athletes in secondary schools.

Page 1387

Rejected:

(1) By 35 yeas to 64 nays (Vote No. 6) Helms Amendment No. 1236, to strike title X of the bill, to establish a National Board for Professional Teaching Standards.

Pages 1364, 1370

(2) By 40 yeas to 57 nays (Vote No. 8), Kassebaum Amendment No. 1239, to establish a Voluntary Teacher Assessment and Certification Research and Development Program.

Page 1382

(3) Helms Amendment No. 1241 (to Amendment No. 1239), to authorize funds through fiscal year 1993 to assist States in establishing competency standards for teachers. (By 60 yeas to 37 nays (Vote No. 7), Senate tabled the amendment.)

Page 1385

Withdrawn:

(1) Helms Amendment No. 1234 (to Amendment No. 1233), to authorize funds to establish minimum competency standards for teachers.

Page 1362

(2) Helms Amendment No. 1240 (to Amendment No. 1239), to permit States to establish competency standards for teachers.

Page 1384

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto on Wednesday, February 7.

Page 1452

Messages From the President: Senate received the following messages from the President of the United States:

(1) Transmitting the Annual Report of the Commodity Credit Corporation, which was referred to the Committee on Agriculture, Nutrition, and Forestry. (PM–91)

Page 1396

(2) Transmitting the Annual Report on Alaska's Mineral Resources, which was referred to the Committee on Energy and Natural Resources. (PM–92)

Page 1396

(3) Transmitting the Annual Report on Federal Advisory Committees, which was referred to the Committee on Governmental Affairs. (PM–93)

Page 1396

(4) Transmitting the Economic Report of the President, which was referred to the Joint Economic Committee. (PM–94)

Page 1396

(5) Transmitting the report on the deferral of certain budget authority, which was referred jointly to the Committee on Appropriations, the Committee on the Budget, and the Committee on Armed Services. (PM–95)

Page 1398

U.S. Assistance for Panama and Eastern Europe—Agreement: A unanimous-consent agreement was reached providing that the Majority Leader, after consultation with the Republican Leader, may at any time proceed to the consideration of S. 2073, to authorize certain United States assistance and trade benefits for Panama and certain assistance to support the transition to democracy in Eastern Europe, or the House companion measure.

Page 1452

Appointments:

Washington's Farewell Address: The Chair, on behalf of the Vice President, pursuant to the order of the Senate of January 24, 1901, appointed Senator Robb to read Washington's Farewell Address on February 22, 1990.

Page 1452

Nominations Received: Senate received the following nominations:

Richard E. Bissell, of Virginia, to be an Assistant Administrator of the Agency for International Development.

Tommy G. Thompson, of Wisconsin, to be a Member of the Board of Directors of the National Railroad Passenger Corporation.

Routine lists in the Air Force, Army and Navy.

Page 1452

Messages From the President: Page 1396

Messages From the House: Page 1398

Communications: Page 1398

Executive Reports of Committees: Page 1400

Statements on Introduced Bills: Page 1401

Additional Cosponsors: Page 1428

Amendments Submitted: Page 1434

Notices of Hearings: Page 1441

Authority for Committees: Page 1441

Additional Statements: Page 1442

Record Votes: Five record votes were taken today. (Total—8) Pages 1343, 1357, 1381, 1386

Recess: Senate convened at 9:15 a.m., and recessed at 7:32 p.m., until 9:30 a.m., on Wednesday, February 7, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 1452.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Domestic and Foreign Marketing and Product Promotion held hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on export and market development programs, receiving testimony from R.E. Anderson, Jr., Administrator, and Christopher Goldthwait, Assistant Administrator for Export Credit, both of the Foreign Agricultural Service, Department of Agriculture; William R. Allen, Jr., Union Equity Co-operative Exchange, Enid, Oklahoma; Wayne Andersen, CoBank—National Bank for Cooperatives, Denver, Colorado; Alex Curtis, Farmers Grain Terminal, Greenville, Mississippi; Paul Drazek, American Farm Bureau, Winston Wilson, U.S. Wheat Associates, and David Graves, Rice Millers' Association, all of Washington, D.C.; and Larry La Touf, Bakersfield, California, on behalf of the National Cotton Council.

Committee recessed subject to call.

APPROPRIATIONS—LABOR

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1991 for the Department of Labor, receiving testimony from Elizabeth H. Dole, Secretary of Labor; and Raymond Maria, Acting Inspector General, Department of Labor.

Subcommittee will meet again on tomorrow.

IMPACT OF SOVIET CHANGES

Committee on Armed Services: Committee resumed hearings on the implications of policy changes in the Soviet Union and Eastern Europe on U.S. alliances, national security policy and military strategy, and the national defense budget, receiving testimony from Harold Brown, former Secretary of Defense.

Hearings continue on Thursday, February 22.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Edward J. Philbin, of California, to be a Member of the Interstate Commerce Commission, after the nominee, who was introduced by Senator Wilson and Representative Lowery, testified and answered questions in his own behalf.

CHEMICAL EXPORTS

Committee on Commerce, Science, and Transportation: Subcommittee on Foreign Commerce and Tourism held oversight hearings on U.S. chemical exports to Latin America, receiving testimony from Senator Reid; Gene R. Haislip, Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, Department of Justice; Don Coticchia, Ashland Chemical Company, Columbus, Ohio; John Rutledge, Exxon Chemical Company, and Russ Simmons, Pecten Chemical Company, Inc, both of Houston, Texas; and Rensselaer Lee III, Global Advisory Services, Inc., Alexandria, Virginia.

Hearings were recessed subject to call.

TRUCKEE-CARSON-PYRAMID LAKE WATER SETTLEMENT

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded hearings on S. 1554, to ratify and implement water rights settlements involving the Pyramid Paiute Tribe, the States of California and Nevada, and other parties with respect to the waters of the Truckee and Carson Rivers and Lake Tahoe in Nevada and California, after receiving testimony from Senators Cranston, Wilson, Reid, and Bryan; Representatives Shumway and Vucanovich; John M. Sayre, Assistant Secretary for Water and Science, Constance B. Harriman, Assistant Secretary of Fish and Wildlife and Parks, and Eddie F. Brown, Assistant Secretary for Indian Affairs, all of the Department of the Interior; Rear Adm. Steven R. Briggs, U.S. Navy Commander, Light Attack Wing, U.S. Pacific Fleet; Barry M. Hartman, Deputy Assistant Attorney General, Land and Natural Resources Division, Department of Justice; David N. Kennedy, California State Department of Water Resources, Sacramento; Nevada State Senator Virgil Getto, Nevada State Assembly Speaker Joseph E. Dini, Jr., Cecilia Colling, on behalf of the Governor of Nevada, and David Pumphrey, Carson Water Subconservancy District, all of Carson City, Nevada; Dell Steve, Fallon Paiute-Shoshone Tribes, Cyril Schank, Board of Churchill County Commissioners, and Ted deBraga, Truckee-Carson Irrigation District, all of Fallon, Nevada; Virgil H. Wedge, Coalition for a Negotiated Settlement, Forrest Lawson, Regional Water Planning and Advisory Board of Washoe County, and Tina Nappe, Lahontan Valley Wetlands Coalition, all of Reno, Nevada; Joseph H. Ely, Pyramid Lake Paiute Tribe of Indians, Nixon, Nevada; David R. Yardas, Oakland, California, on behalf of the Environmental Defense Fund; and David L. Harrison, The Nature Conservancy, Arlington, Virginia.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

An original bill (S. 2073) to authorize certain United States assistance and trade benefits for Panama and certain assistance to support the transition to democracy of Eastern Europe; and

The nomination of Ronald J. Sorini, of the District of Columbia, for the rank of Ambassador during his tenure of service as the United States Negotiator on Textile Matters.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Hilary P. Cleveland, of New Hampshire, to be a Commissioner on the part of the United States on the International Joint Commission, United States and Canada, and David C. Fields, of California, to be Director of the Office of Foreign Missions, with the rank of Ambassador, after the nominees testified and answered questions in their own behalf.

GLOBAL ENVIRONMENTAL POLICY

Committee on Governmental Affairs: Committee held hearings on S. 2006, to redesignate the Environmental Protection Agency as the Department of the Environment, and to provide for a global environmental policy of the United States, receiving testimony from William K. Reilly, Administrator, and F. Henry Habicht II, Deputy Administrator, both of the Environmental Protection Agency; Peter Jon deVos, Principal Deputy Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs; Stephen A. Wakefield, General Counsel, Department of Energy; and John Niehuss, Senior Deputy Assistant Secretary of the Treasury for International Economic Policy.

Hearings continue tomorrow.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Clarence Thomas, of Virginia, to be United States Circuit Judge for the District of Columbia, after the nominee, who was introduced by Senators Nunn, Danforth, and Robb, testified and answered questions in his own behalf. Testimony was also received from Harriet Ehrlich, District Director (Houston), and Willie King, Director, Financial Management Division, both of the Equal Employment Opportunity Commission; Daniel J. Schulder, National Council on the Aging, Arthur Green, International Association of Official Human Rights Agencies, and Frank Quevedo, Mexican-American Legal Defense and Educational Fund, all of Washington, DC; Alfred W. Blumrosen, Rutgers University School of Law, New Brunswick, New Jersey; and Nancy Kreiter, Women Employed, Chicago, Illinois.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 3952–3968; 1 private bill, H.R. 3969; and 19 resolutions, H.J. Res. 468–472, H. Con. Res. 255–261, and H. Res. 323–329 were introduced.

Page 1287

Reports Filed: Reports were filed as follows:

S. 1096, to provide for the use and distribution of funds awarded the Seminole Indian in dockets 73, 151, and 73–A of the Indian Claims Commission, amended (H. Rept. 101–399); and

H.R. 2006, to expand the powers of the Indian Arts and Crafts Board, amended (H. Rept. 101–400).

Page 1287

Private Calendar: On the call of the Private Calendar, the House agreed to recommit H.R. 3133 to the Committee on Merchant Marine and Fisheries.

Page 1212

Presidential Messages: Read the following messages from the President:

Economic Report: Message wherein he transmits the Economic Report of the President—referred to the Joint Economic Committee and ordered printed (H. Doc. 101–121);

Federal Advisory Committees: Message wherein he transmits the Annual Report on Federal Advisory Committees—referred to the Committee on Government Operations;

Commodity Credit Corporation: Message wherein he transmits the report of the Commodity Credit Corporation for fiscal year 1988—referred to the Committee on Agriculture; and

Alaska Mineral Resources: Message wherein he transmits the annual report on Alaska's Mineral Resources—referred to the Committee on Interior and Insular Affairs.

Page 1215

Suspensions: House voted to suspend the rules and pass the following measures:

Magnuson Fishery Conservation and Management Act: H.R. 2061, amended, to authorize appropriations to carry out the Magnuson Fishery Conservation and Management Act through fiscal year 1992 (passed by a yea-and-nay vote of 396 yeas to 21 nays, Roll No. 7);

Pages 1216, 1240

Soviet youth concert: H. Con. Res. 198, amended, authorizing a concert performance on the Capitol grounds;

Page 1231

Seminole Indian funds award: S. 1096, amended, to provide for the use and distribution of funds awarded the Seminole Indian in dockets 73, 151, and 73–A of the Indian Claims Commission and;

Page 1232

Cambodia political settlement: H. Con. Res. 254, amended, expressing the sense of Congress concerning negotiations for a political settlement in Cambodia (agreed to by a yea-and-nay vote of 413 yeas, Roll No. 8).

Pages 1235, 1241

Voter Registration: By a recorded vote of 289 ayes to 132 noes, Roll No. 11, the House passed H.R. 2190, to establish national voter registration procedures for elections for Federal office.

Page 1242

Rejected the Gillmor motion to recommit the bill to the Committee on House Administration with instructions to report back forthwith containing an amendment to allow some provision for formal authentication of mail-in registrations; delete provisions that require designated locations to accept and transmit completed registration forms to State election officials; and add to the enforcement provisions penalties for offers of payment for voting, filing false information regarding an election campaign, and using the postal system to perpetrate such fraud (rejected by a recorded vote of 156 ayes to 265 noes, Roll No. 10).

Page 1270

Agreed to the committee amendment in the nature of a substitute.

Page 1270

Rejected the Roberts en bloc amendment that sought to make voluntary the voter registration procedures and leave the discretion to the States; provide $120 million for block grants to fund State programs aimed at increasing voter registration; and add provision to protect voters from fraudulent voter rolls and ineligible voters (rejected by a recorded vote 129 ayes to 291 noes, Roll No. 9).

Page 1260

District Work Period: House agreed to H. Con. Res. 256, providing for the adjournment of the Senate from

February 8, 1990, until February 20, 1990, and the House from February 7, 1990, until February 20, 1990.
Page 1272

Presidential Message—Budget Deferrals: Read a message from the President wherein he transmits the report of 19 deferrals of budget authority totaling $2,193,850,000, affecting programs of the Department of Defense—referred to the Committee on Appropriations and ordered printed (H. Doc. 101–149).
Page 1273

Visiting Nurse Association Week: House passed and cleared for the President, S.J. Res. 103, to designate the period commencing February 18, 1990, and ending February 24, 1990, as "National Visiting Nurse Association Week".
Page 1273

Burn Awareness Week: House passed and cleared for the President, S.J. 217, to designate the period commencing February 4, 1990, and ending February 10, 1990, and the period commencing February 3, 1991, and ending February 9, 1991, as "National Burn Awareness Week".
Page 1274

Quorum Calls—Votes: Two yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 1240, 1241, 1269, and 1271.

Adjournment: Met at noon and adjourned at 7:45 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing to review the agricultural research, extension and teaching programs authorized in the Farm Bill. Testimony was heard from Representative McCloskey; Michael Phillips, Project Director, Food and Renewable Resources Program, OTA; and public witnesses.

FOREST SERVICE BUDGET

Committee on Agriculture: Subcommittee on Forests, Family Farms, and Energy held a hearing to review the Forest Service fiscal year 1991 budget. Testimony was heard from Senator Burns; Representative Williams; George M. Leonard, Associate Chief, Forest Service, USDA; Stan Stephens, Governor, State of Montana; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary held a hearing on the Commission on Bicentennial of the Constitution, the Japan-U.S. Friendship Commission, the Christopher Columbus Quincentenary Commission, the State Justice Institute, the Court of International Trade, and on the Court of Appeals for the Federal Circuit. Testimony was heard from Warren E. Burger, former Chief Justice, U.S. Supreme Court and Chairman, Commission on the Bicentennial of the Constitution; John H. Makin, Chairman, Japan-U.S. Friendship Commission; John N. Goudie, Chairman, Christopher Columbus Quincentenary Commission; C.C. Torbert, Jr., Chairman, State Justice Institute; Edward D. Re, Chief Judge, Court of International Trade; and Howard G. Markey, Chief Judge, U.S. Court of Appeals for the Federal Circuit.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Assistant Secretary of the Army (Civil Works) and on the Chief of Engineers. Testimony was heard from the following officials of the Department of the Army: Robert W. Page, Assistant Secretary (Civil Works); and Lt. Gen. Henry J. Hatch, Chief, Corps of Engineers.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Held a hearing on the fiscal year 1991 national defense authorization request. Testimony was heard from the following officials of the Department of Defense: Dick Cheney, Secretary; and Gen. Colin L. Powell, USA, Chairman, Joint Chiefs of Staff.

Hearings continue tomorrow.

ZERO INFLATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on Zero Inflation, H.J. Res. 409, directing the Federal Open Market Committee of the Federal Reserve System to adopt and pursue monetary policies leading to, and then maintaining, zero inflation. Testimony was heard from the following officials of the Federal Reserve Banks, Federal Reserve System: Robert P. Black, President, Richmond; E. Gerald Corrigan, President, New York; W. Lee Hoskins, President, Cleveland; and Robert T. Parry, President, San Francisco.

Hearings continue February 22.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the Administration's fiscal year 1991 budget proposals, with emphasis on Defense Spending and the Economy. Testimony was heard from public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES; COMMITTEE BUDGET

Committee on Education and Labor: Ordered reported amended the following bills: H.R. 3910, to require the Secretary of Education to conduct a comprehensive national assessment of programs carried out with assistance under chapter 1 of title I of the Elementary and Second-

ary Education Act of 1965; and H.R. 3315, to extend the authorization of appropriation for the Taft Institute.

The Committee also approved the Committee's budget for the 2nd session of the 101st Congress.

WASHINGTON CENTER FOR INTERNSHIPS AND ACADEMIC SEMINARS AUTHORIZATION

Committee on Education and Labor: Subcommittee on Postsecondary Education held a hearing on H.R. 3859, to authorize assistance to the Washington Center for Internships and Academic Seminars. Testimony was heard from L. Bruce Laingen, Executive Director, National Commission on the Public Service; and public witnesses.

URGENT ASSISTANCE FOR DEMOCRACY IN PANAMA ACT; MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following measures: H.R. 3952, Urgent Assistance for Democracy in Panama Act of 1990; H.J. Res. 442, amended, to repeal section 614 of the Department of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1990 and section 302 of the Foreign Relations Authorization Act, fiscal years 1990 and 1991; H. Con. Res. 87, concerning Iranian persecution of the Baha'is; H. Con. Res. 91, amended, expressing the sense of Congress with regard to supporting increased donations of commodities for international hunger alleviation purposes through purchases of agricultural commodities from the United States and developing countries financed by the Government of Japan; H. Con. Res. 254, amended, expressing the sense of Congress concerning negotiations for a political settlement in Cambodia; H. Con. Res. 250, amended, condemning the deliberate and systematic human rights violations of the Government of Haiti; a concurrent resolution expressing the sense of Congress concerning Operation Just Cause in Panama; a concurrent resolution congratulating the President of Honduras Rafael Callejas on his election and offering good wishes for the success of his administration; and a joint resolution expressing support for Chile's transition to democracy.

The Committee also held a hearing on U.S. Policy Towards Panama. Testimony was heard from Bernard Aronson, Assistant Secretary, Inter-American Affairs, Department of State.

EL SALVADOR AT THE CROSSROADS

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs continued hearings on El Salvador at the Crossroads: Peace or Another Decade of War (Part III). Testimony was heard from public witnesses.

ABUSES AND MISMANAGEMENT OF HUD IN PUBLIC HOUSING AUTHORITIES

Committee on Government Operations: Subcommittee on Employment and Housing held a hearing on Abuses and Mismanagement in Public Housing Authorities. Testimony was heard from the following officials of the Department of Housing and Urban Development: Paul Adams, Inspector General; Frank Keating, General Counsel; and Michael Janis, General Deputy Assistant Secretary, Public and Indian Housing.

RESIDUES OF ANIMAL DRUGS IN MILK

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on the FDA's Regulation of the Residues of Animal Drugs in Milk. Testimony was heard from Dr. Gerald B. Guest, Director, Center for Veterinary Medicine, FDA, Department of Health and Human Services; and public witnesses.

OVERSIGHT—INSULAR AREAS BUDGET

Committee on Interior and Insular Affairs: Subcommittee on Insular and International Affairs held an oversight hearing on the fiscal year 1991 budget for the insular area. Testimony was heard from Stella Guerra, Assistant Secretary, Territorial and International Affairs, Department of the Interior; Martin Gerry, Assistant Secretary, Planning and Evaluation, Department of Health and Human Services; the following officials of the Virgin Islands: Alexander A. Farrelly, Governor; and Bent Lawaetz, President, Legislature; the following officials of the Northern Mariana Islands: Juan Babauta, Resident Representative; Lorenzo I. De Leon Guerrero, Governor; and Pedro R. Deleon Guerrero, Speaker, House of Representatives; Jeton Anjain, Senator, Marshall Islands; the following officials of the Federated States of Micronesia: Peter Christian; and Tony Otto, both Senators; Michael J. Reidy, Director, Bureau of Budget and Management, Guam; and Steve Kanai, representing the Governor and Congress of Palau.

OVERSIGHT—BUDGET REQUESTS

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held an oversight hearing on the fiscal year 1991 budget requests for the U.S. Geological Survey, the Minerals Management Service and the Bureau of Mines. Testimony was heard from the following officials of the Department of the Interior: Dallas L. Peck, Director, U.S. Geological Survey; Barry A. Williamson, Director, Minerals Management Service; and T.S. Ary, Director, Bureau of Mines.

OVERSIGHT—BUDGET REQUESTS

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held an oversight hearing on proposed fiscal year 1991 budget for the Bureau of Land Management and the U.S. Forest Service. Testimony was heard from Cy Jamison, Director, Bureau of Land Management, Department of the Interior; George Leonard, Associate Chief, Forest Service, USDA; James Duffus III, GAO; and public witnesses.

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PROJECTS AUTHORIZATION

Committee on Interior and Insular Affairs: Subcommittee on Water, Power and Offshore Energy Resources held a hearing on legislation to increase the amounts authorized to be appropriated for the Colorado River Storage Project, Central Utah Project. Testimony was heard from Senators Garn and Hatch; Representative Nielson of Utah; the following officials of the Department of the Interior: James R. Richards, Inspector General; and Dennis Underwood, Commissioner, Bureau of Reclamation; Val Oveson, Lt. Gov., State of Utah; and public witnesses.

PATENT REMEDY CLARIFICATION ACT

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property and the Administration of Justice held a hearing on H.R. 3886, Patent Remedy Clarification Act. Testimony was heard from Jeffrey M. Samuels, Acting Commissioner, Department of Commerce; and public witnesses.

BANKRUPTCY TREATMENT OF SWAP AGREEMENTS AND FORWARD CONTRACTS

Committee on the Judiciary: Subcommittee on Economic and Commercial Law held a hearing on the following bills: H.R. 1754, to amend title 11, United States Code, with respect to forward contracts; and H.R. 2057, to amend title 11, United States Code, the bankruptcy code, regarding swap agreements. Testimony was heard from public witnesses.

AIDS TO NAVIGATION

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on Aids to Navigation Mission oversight: Buoy Tenders. Testimony was heard from Adm. Paul A. Yost, Jr., USCG, Commandant, U.S. Coast Guard, Department of Transportation.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on the National Environmental Policy Act and the Department of Energy's nuclear weapons production programs. Testimony was heard from Dinah Bear, General Counsel, Council on Environmental Quality; the following officials of the Department of Energy: Stephen A. Wakerfield, General Counsel; and Peter Brush, Acting Assistant Secretary, Environment, Safety and Health; and a public witness.

COMMEMORATIVE EVENTS

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on the following bills: H.R. 539, National Commemorative Events Advisory Act; and H.R. 746, National Observance Advisory Act. Testimony was heard from Representatives McCurdy, Schneider, McMillan of North Carolina, and Rhodes; Gordon C. Morison, Assistant Postmaster General, Philatelic and Retail Services, Department, U.S. Postal Service; and public witnesses.

FUTURE AIRPORT CAPACITY NEEDS

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on future airport capacity needs and proposals to meet those needs. Testimony was heard from Representatives Rahall, Rowland of Georgia, Espy, Skaggs, and Stenholm; the following officials of the FAA, Department of Transportation; Joseph M. Del Balzo, Executive Director, System Development; Dale E. McDaniel, Deputy Associate Administrator, Policy and International Aviation; and Paul E. Galis, Director, Office of Airport Planning and Programming; and public witnesses.

Hearings continue February 8.

NASA BUDGET REVIEW AND POSTURE

Committee on Science, Space, and Technology: Held a NASA fiscal year 1991 Budget Review and Posture hearing. Testimony was heard from Richard H. Truly, Administrator, NASA.

VETERANS' BUDGET

Committee on Veterans' Affairs: Held a hearing on the President's fiscal year 1991 budget for veterans' benefits and services. Testimony was heard from Edward J. Derwinski, Secretary of Veterans Affairs; and Frank A. Neberker, Chief Judge, U.S. Court of Veterans Appeals.

Hearings continue tomorrow.

URGENT ASSISTANCE FOR DEMOCRACY IN PANAMA ACT

Committee on Ways and Means: Ordered reported H.R. 3952, Urgent Assistance for Democracy in Panama Act of 1990.

ADMINISTRATION'S BUDGET

Committee on Ways and Means: Held a hearing on the Administration's fiscal year 1991 budget. Testimony was heard from Richard Darman, Director, OMB; Nicholas Brady, Secretary of the Treasury; and Louis Sullivan, Secretary of Health and Human Services.

COMMITTEE ORGANIZATION AND BUDGET

Select Committee on Aging: Approved the Committee's budget for the 2d session of the 101st Congress.

Prior to this action, the Committee met for organizational purposes.

Wednesday, February 7, 1990

Senate

Chamber Action

Routine Proceedings, pages 1553–1689

Measures Introduced: Nineteen bills and four resolutions were introduced as follows: S. 2086–2104, and S.J. Res. 251–254.

Page 1624

Measures Reported: Reports were made as follows:

S. 2092, to provide for the restoration of certain trade benefits for Panama.

Page 1624

Measures Passed:

Adjournment Resolution: Senate agreed to H. Con. Res. 256, to provide for an adjournment of the two Houses.

Page 1568

Excellence in Education Act: By 92 yeas to 8 nays (Vote No. 10), Senate passed S. 695, to promote excellence in American education by recognizing and rewarding schools, teachers, and students for their outstanding achievements, enhancing parental choice, and encouraging the study of science, mathematics, and engineering, after agreeing to a modified committee amendment in the nature of a substitute, and taking action on the following amendments proposed thereto:

Page 1559

Adopted:

(1) Wilson Amendment No. 1244, to establish a Drug Abuse Resistance Education (DARE) program.

Page 1559

(2) Helms Amendment No. 1246, to define certain provisions of title X, to establish the National Board for Professional Teaching Standards.

Page 1569

(3) Pell Amendment No. 1247 (to Amendment No. 1246), in the nature of a substitute.

Page 1577

Rejected:

Wilson Amendment No. 1245, to establish a Healthy Start Demonstration Grant program. (By 51 yeas to 49 nays (Vote No. 9), Senate tabled the amendment.)

Page 1560

U.S. Assistance for Panama: Senate passed H.R. 3952, to authorize certain United States assistance and trade benefits for Panama.

Page 1610

Subsequently, Senate indefinitely postponed further consideration of S. 2073, Senate companion measure.

Pages 1609, 1614

Buy Indian Act Amendments: Senate passed S. 321, to revise provisions of law that provide a preference to Indians, after agreeing to a committee amendment in the nature of a substitute.

Page 1684

Indian Funds Distribution: Senate disagreed to the amendments of the House to S. 1096, to provide for the use and distribution of funds awarded the Seminole Indians in dockets 73, 151, and 73–A of the Indians Claims Commission, requested a conference with the House thereon, and the Chair appointed the following conferees; Senators Inouye, DeConcini, Daschle, Conrad, Reid, McCain, Murkowski, Cochran, and Gorton.

Page 1684

Authority for Committees: All committees were authorized to file executive and legislative reports during the recess of the Senate on Thursday, February 15, 1990, from 12 noon to 3 p.m.

Page 1684

Nominations Confirmed: Senate confirmed the following nominations:

Ronald J. Sorini, of the District of Columbia, for the rank of Ambassador during his tenure of service as the United States Negotiator on Textile Matters.

George W. Haley, of Maryland, to be a Commissioner of the Postal Rate Commission for the remainder of the term expiring October 14, 1992.

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Messages From the House: Page 1623

Measures Referred: Page 1623

Communications: Page 1623

Statements on Introduced Bills: Page 1624

Additional Cosponsors: Page 1665

Amendments Submitted: Page 1666

Notices of Hearings: Page 1668

Authority for Committees: Page 1668

Additional Statements: Page 1669

Record Votes: Two record votes were taken today. (Total—10)

Pages 1568, 1584

Recess: Senate convened at 9:30 a.m., and recessed at 7:04 p.m., until 9:30 a.m., on Thursday, February 8, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 1689.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to strengthen and improve U.S. agricultural programs, receiving testimony from Clayton K. Yeutter, Secretary of Agriculture.

Committee will meet again on Tuesday, February 20.

APPROPRIATIONS—HHS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1991 for the Department of Health and Human Services, receiving testimony in behalf of funds for their respective activities from Louis W. Sullivan, Secretary of Health and Human Services; Eunice Thomas, Acting Assistant Secretary, Family Support Administration, Mary Gall, Assistant Secretary for Human Development Services, Richard P. Kusserow, Inspector General, Gail R. Wilenski, Administrator, Health Care Financing Administration, and Gwendolyn S. King, Commissioner, Social Security Administration, all of the Department of Health and Human Services.

Subcommittee will meet again on Friday, February 9.

APPROPRIATIONS—NATIONAL DRUG CONTROL POLICY

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held hearings on proposed budget estimates for fiscal year 1991 for the Office of National Drug Control Policy, receiving testimony from William J. Bennett, Director, Office of National Drug Control Policy.

Subcommittee will meet again on Wednesday, February 21.

NATO DEFENSE

Committee on Armed Services: Committee held hearings on the military strategy and operational requirements for NATO defense, receiving testimony from Gen. John R. Galvin, USA, Commander in Chief, U.S. European Command; and Adm. Frank B. Kelso, II, USN, Commander in Chief, U.S. Atlantic Command.

Committee will meet again on tomorrow.

SECONDARY MORTGAGE MARKET

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs held oversight hearings to examine the safety and soundness of the secondary mortgage market, focusing on the Federal National Mortgage Association (Fannie Mae) and the Federal Home Loan Mortgage Corporation (Freddie Mac), receiving testimony from Alfred A. Dellibovi, Under Secretary of Housing and Urban Development; John Weicher, Assistant Secretary of Housing and Urban Development for Policy Development and Research; David O. Maxwell, Chairman, Federal National Mortgage Association (Fannie Mae), Leland C. Brendsel, President, Federal Home Loan Mortgage Corporation (Freddie Mac), Thomas H. Stanton, Olwine, Connelly, Chase, O'Donnell and Weyher, and Frederick D. Wolf, Price Waterhouse, both of Washington, DC; Ralph Schlosstein, Blackstone Financial Management, Nancy G. Spady, Morgan Stanley and Co., Andrew Carron, First Boston Corporation, John Kriz, Moody's Investors Service, Thomas Gillis, Standard and Poor's, John C. Sites, Bear, Stearns and Company, Inc., and Robert R. Rupp, Chemical Bank, all of New York, New York; Patrick Hendershott, Ohio State University, Columbus; John J. McConnell, Purdue University, West Lafayette, Indiana; Mark J. Flannery, University of Florida, Gainesville, Florida, and Andrew M. Carter, Capital Corporation, Boston, Massachusetts. Hearings were recessed subject to call.

1991 BUDGET

Committee on the Budget: Committee resumed hearings in preparation for reporting the first concurrent resolution on the fiscal year 1991 budget for the Federal Government, focusing on the impact of health care costs on the American economy, receiving testimony from Washington Governor Booth Gardner, Olympia; Lane Kirkland, AFL–CIO, Washington, DC; and Richard E. Heckert, E.I. du Pont de Nemours and Company, Wilmington, Delaware.

Committee will meet again on Friday, February 9.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Ervin S. Duggan, of South Carolina, to be a Member of the Federal Communications Commission, and John W. Lyons, of Maryland, to be Director of the National Institute of Standards and Technology, Department of Commerce, after the nominees testified and answered questions in their own behalf. Mr. Duggan was introduced by Senators Thurmond, Bentsen, Hollings and Fowler, and Mr. Lyons was introduced by Representatives Boehlert and Morella.

OPERATOR SERVICES INDUSTRY

Committee on Commerce, Science, and Transportation: Subcommittee on Communications held hearings on S. 1643 and S. 1660, bills to require the Federal Communications Commission to establish regulations to protect consumers who use operator services to place interstate telephone calls from unfair and deceptive practices and to ensure that consumers can make informed choices in making such calls, receiving testimony from Senator Dixon; Richard M. Firestone, Chief, Common Carrier Bureau, Federal Communications Commission; Dennis J. Nagel, Iowa State Utilities Board, Des Moines; David Wagenhauser, Telecommunications Research and Action Center, Jeffrey Hanft, Wood, Lucksinger and Epstein, on behalf of the People's Telephone Company, and Barbara J. Easterling, Communications Workers of America, all of Washington, DC; Harvey M. Berg, Operator Assistance Network, Van Nuys, California; Gerald A. Hines, AT&T Card/Operator Services, Basking Ridge, New Jersey; Steve Bickerstaff, International Telecharge, Inc., Dallas, Texas; A. Gray Collins, Jr., Bell Atlantic, Arlington, Virginia; Robert J. Rowland, Capital Network System, Inc., Austin, Texas; and William G. Oates, The Sheraton Corporation, Boston, Massachusetts.

Hearings were recessed subject to call.

CHILD PASSENGER SAFETY

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings to review the safety of child passengers in motor vehicles, after receiving testimony from Gen. Jerry R. Curry, Administrator, National Highway Traffic Safety Administration, Michael Brownlee, Associate Administrator, Office of Defects Investigation, and Robert Hellmuth, Director, Office of Vehicle Safety Compliance, all of the Department of Transportation; Clarence Ditlow, Center for Auto Safety, Philip W. Haseltine, American Coalition for Traffic Safety, Inc., and Mark D. Widome, American Academy of Pediatrics, all of Washington, DC; Fred Locker, Locker, Greenberg & Brainin, New York, New York, on behalf of the Juvenile Products Manufacturing Association; Brian O'Neill, Insurance Institute for Highway Safety, Arlington, Virginia; Capt. Raymond D. Cotton, Maryland State Police, Bel Air; and Vince Burgess, Virginia Department of Motor Vehicles, Richmond, on behalf of the National Association of Governor's Highway Safety Representatives.

PANAMA

Committee on Finance: Committee ordered favorably reported an original bill (S. 2092), to restore trade benefits under the Generalized System of Preferences (GSP) and the Caribbean Basin Initiative (CBI) for Panama.

1988 TRADE ACT

Committee on Finance: Committee resumed oversight hearings on the implementation of the Omnibus Trade and Competitiveness Act of 1988 (P.L. 100–418), receiving testimony from Carla A. Hills, United States Trade Representative.

Hearings were recessed subject to call.

CHINA

Committee on Foreign Relations: Committee concluded hearings to examine U.S. policy toward China, after receiving testimony from Lawrence S. Eagleburger, Deputy Secretary of State.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Larry K. Mellinger, of California, to be United States Executive Director of the Inter-American Development Bank, after the nominee testified and answered questions in his own behalf.

GLOBAL ENVIRONMENT POLICY

Committee on Governmental Affairs: Committee continued hearing on S. 2006, to redesignate the Environmental Protection Agency as the Department of the Environment, and to provide a global environmental policy of the United States, receiving testimony from Douglas Costle, Vermont Law School, Burlington, former Administrator, Environmental Protection Agency; Sharon Newsome, National Wildlife Federation, Thomas B. Stoel, Jr., Natural Resources Defense Council, Frederick Krupp, Environmental Defense Fund, Michael McCloskey, Sierra Club, Michael S. Clark, Friends of the Earth, Nolan Hancock, Oil, Chemical, and Atomic Workers Union, and Ray Kline, Richard Wegman and Howard Messner, all of the National Academy of Public Administration, all of Washington, DC.

Hearings continue tomorrow.

HOMELESS AND RUNAWAY YOUTHS

Committee on Labor and Human Resources: Subcommittee on Children, Family, Drugs, and Alcoholism held hearings to examine issues relating to runaway and homeless youth, including S. 1911, to provide assistance in the development of new or improved programs to help younger individuals through grants to the States for community planning, and S. 2054, to authorize grants and contracts for projects providing primary pediatric care to disadvantaged children, receiving testimony from Wade F. Horn, Chief of the Children's Bureau, Department of Health and Human Services; Della Hughes, National Network of Runaway and Youth Services, and Deborah A. Shore, Sachia Bruce House, both of Washington, DC; Virginia Price, The Bridge Over Troubled Waters, Boston, Massachusetts; Thomas Behrens, Exodus Homes, Chicago, Illinois, on behalf of the Chicago Coalition of the Homeless; and certain public witnesses.

Hearings were recessed subject to call.

INTELLIGENCE MATTERS

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 38 public bills, H.R. 3970–4007; 1 private bill, H.R. 4008; and 16 resolutions, H.J. Res. 473–476, H. Con. Res. 262–265, and H. Res. 330–337 were introduced.

Page 1548

Reports Filed: Reports were filed as follows:

H.R. 3952, to authorize certain United States assistance and trade benefits for Panama (H. Rept. 101–401); and

H.R. 2544, to amend title 5, United States Code, to allow degree training for Federal employees in critical skills occupations, and to allow for repayment of student loans for certain Federal employees, amended (H. Rept. 101–402).

Page 1548

Suspensions: House voted to suspend the rules and pass the following measures:

Panama assistance: H.R. 3952, to authorize certain United States assistance and trade benefits for Panama; and

Page 1495

Operation Just Cause: H. Con. Res. 262, expressing the sense of Congress concerning Operation Just Cause in Panama (agreed to by a yea-and-nay vote of 389 yeas to 26 nays with 2 voting "present", Roll No. 12).

Page 1507

Privilege of the House: By a yea-and-nay vote of 373 yeas to 30 nays with 16 voting "present", Roll No. 13, the House agreed to H. Res. 330, relating to certain privileges of the House.

Page 1514

Oil Pollution Limitations: House disagreed to the Senate amendment to H.R. 1465, to establish limitations on liability for damages resulting from oil pollution, and to establish a fund for the payment of compensation for such damages; and agreed to a conference. The following Members were appointed as conferees:

From the Committee on Merchant Marine and Fisheries, for consideration of the House bill (except title VIII), and the Senate amendment (except sections 601 and 602), and modifications committed to conference: Representatives Jones of North Carolina, Studds, Tauzin, Carper, Hughes, Davis, Young of Alaska, and Lent: *Provided,* that Representative Shumway is appointed in place of Representative Young of Alaska for consideration of title I and section 2004 of the House bill, and title I and section 405 of the Senate amendment.

From the Committee on Public Works and Transportation, for consideration of the House bill (except title VIII), and the Senate amendment (except sections 601 and 602), and modifications committed to conference: Representatives Anderson, Roe, Mineta, Oberstar, Nowak, Hammerschmidt, Shuster, and Stangeland: *Provided,* that Representative Kolter is appointed in place of Representative Anderson for consideration of section 4114 of the House bill; Representative Rahall is appointed in place of Representative Roe for consideration of title VII of the House bill, and sections 205, 309, 354, and 356 of the Senate amendment; Representative Laughlin is appointed in place of Representative Roe for consideration of sections 1002 and 1004 of the House bill, and corresponding portions of section 102 of the Senate amendment; Representative Borski is appointed in place of Representative Roe for consideration of sections 4101 through 4205 of the House bill, and corresponding portions of the Senate amendment; and Representative Upton is appointed in place of Representative Shuster for consideration of section 4203 of the House bill and section 203 of the Senate amendment.

From the Committee on Foreign Affairs, for consideration of title III of the House bill, and sections 603 and 604 of the Senate amendment, and modifications committed to conference: Representatives Fascell, Yatron, Owens of Utah, Lantos, Feighan, Broomfield, Bereuter, and Miller of Washington.

From the Committee on Science, Space, and Technology, for consideration of title VII of the House bill, and sections 205, 309, 354, and 506 of the Senate amendment, and modifications committed to conference: Representatives Roe, Scheuer, Brown of California, Lloyd, Walgren, Walker, Schneider, and Morrison of Washington.

From the Committee on Interior and Insular Affairs, for consideration of title I and section 2004 of the House bill, and title I and section 405 of the Senate amendment, and modifications committed to conference: Representatives Udall, Miller of California, Sharp, Young of Alaska, and Craig.

From the Committee on Interior and Insular Affairs, for consideration of title VIII of the House bill, and sections 601 and 602 of the Senate amendment, and modifications committed to conference: Representatives Udall, Miller of California, Sharp, Vento, DeFazio, Young of Alaska, Marlenee, and Craig.

From the Committee on Energy and Commerce, for consideration of sections 8103, 8201, and 8202 of the House bill, and section 601 of the Senate amendment, and modifications committed to conference: Representatives Dingell, Hall of Texas, and Lent.

From the Committee on Merchant Marine and Fisheries, for consideration of title VIII of the House bill, and sections 601 and 602 of the Senate amendment, and modifications committed to conference: Representatives Jones of North Carolina, Tauzin, Carper, Davis, and Fields.

From the Committee on Public Works and Transportation, for consideration of title VIII of the House bill, and sections 601 and 602 of the Senate amendment, and modifications committed to conference: Representatives Anderson, Mineta, Nowak, Hammerschmidt, and Stangeland.

Page 1517

Agreed to the Gallo motion to instruct House conferees to insist upon inclusion in the conference report of a requirement for equipping new and existing tank vessels with double bottoms or double hulls (agreed to by a yea-and-nay vote of 376 yeas to 37 nays, Roll No. 14).

Page 1517

Recess Authority: It was made in order for the Speaker to declare a recess at any time on Wednesday, February 21, subject to the call of the Chair, for the purpose of receiving in joint meeting His Excellency Vaclav Havel, President of the Czechoslovak Socialist Republic.

Page 1523

Resignations—Appointments: Notwithstanding the adjournment of the House until Tuesday, February 20, the Speaker and the Minority Leader were authorized to ac-

cept resignations and to appoint commissions, boards, and committees as authorized by law or by the House.

Page 1524

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 1514, 1516, and 1522. There were no quorum calls.

Adjournment: Met at noon and, pursuant to the provisions of H. Con. Res. 256, adjourned at 5:55 p.m.

Committee Meetings

MISCELLANEOUS MEASURE; SEAFOOD INSPECTION PROGRAM

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture approved for full Committee action H.R. 3048, to designate the Agricultural Research Service, U.S. Department of Agriculture, animal health research building in Clay Center, NE, as the "Virginia D. Smith Animal Health Research Laboratory".

The Subcommittee also held a hearing to evaluate proposed methods of inspecting fish, shellfish and other seafood products for safety and wholesomeness. Testimony was heard from Senator Mitchell; Representative Studds; Lester Crawford, Administrator, Food Safety and Inspection Service, USDA; James S. Benson, Acting Deputy Commissioner, Food and Drugs, FDA, Public Health Service, Department of Health and Human Services; Tom Billy, Acting Chief of Trade and Industry Services, National Seafood Inspection Laboratory, National Marine Fisheries Service, Department of Commerce; Bob Odom, Commissioner of Agriculture, State of Louisiana; W. Pete Jensen, Director, Department of Natural Resources, State of Maryland; and public witnesses.

OVERVIEW

Committee on Appropriations: Held a hearing on Fiscal Year 1991 Overview. Testimony was heard from Richard G. Darman, Director, OMB: Nicholas F. Brady, Secretary of the Treasury; and Michael J. Boskin, Chairman, Council of Economic Advisers.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Continued hearings on the fiscal year 1991 national defense authorization request. Testimony was heard from Adm. Huntington Hardisty, USN, Commander in Chief, U.S. Pacific Command.

Hearings continue tomorrow.

EFFECTS OF FIRREA ON THE HOME BUILDING INDUSTRY

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Investigations held a hearing on the unintended effects of FIRREA on the home building industry and other related industries with regard to the loans-to-one-borrower provisions of the thrift law. Testimony was heard from the following officials of the Department of the Treasury: Jordan Luke, General Counsel, Office of Thrift Supervision; and Paul Allan Scott, Chief Counsel, Office of the Comptroller of the Currency; Alfred DelliBovi, Under Secretary, Department of Housing and Urban Development; and public witnesses.

MEXICAN DEBT AGREEMENT

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development, Finance, Trade and Monetary Policy held a hearing on the Mexican Debt Rescheduling Agreement. Testimony was heard from David C. Mulford, Under Secretary, International Affairs, Department of the Treasury; and public witnesses.

EARTHQUAKE HAZARD MITIGATION AND EARTHQUAKE INSURANCE

Committee on Banking, Finance and Urban Affairs: Subcommittee on Policy Research and Insurance held a hearing on issues relating to Earthquake Hazard Mitigation and Earthquake Insurance. Testimony was heard from Grant C. Peterson, Associate Director, State and Local Programs and Support, FEMA; Robert Wesson, U.S. Geological Survey, Department of the Interior; Richard Wright, Center for Building Technology, National Institute of Standards and Technology, Department of Commerce; Robert Hanson, Biological and Critical Systems Division, NSF; and public witnesses.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the Administration's fiscal year 1991 budget proposals. Testimony was heard from the following officials of the Department of Defense: Dick Cheney, Secretary; and Gen. Colin L. Powell, USA, Chairman, Joint Chiefs of Staff.

Hearings continue tomorrow.

CLEAN AIR ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Energy and Power began markup of the Clean Air Act Amendments of 1989.

ORPHAN DRUG ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on issues involving the Orphan Drug Act. Testimony was heard from James S. Benson, Acting Commissioner of Food and Drugs, FDA, Department of Health and Human Services, and public witnesses.

BRINGING THE INFORMATION AGE TO RURAL AMERICA

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture held a hearing on Bringing the Information Age to Rural America. Testimony was heard from William F. Maher, Acting Associate Administrator, Office of Policy Analysis and De-

velopment, National Telecommunications and Information Administration, Department of Commerce; Kenneth Robinson, Senior Advisor to the Chairman, FCC; and public witnesses.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 3847, to establish a Department of Environmental Protection. Testimony was heard from Representatives Waxman, Torres, Johnson of Connecticut, Thomas A. Luken, Boehlert and Goss; William K. Reilly, Administrator, EPA; J. Dexter Peach, Assistant Comptroller General, Resources, Community, and Economic Development Division, GAO; and a public witness.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported amended the following bills: H.R. 2570, Arizona Desert Wilderness Act of 1989; H.R. 2571, Arizona Wildlife Refuge Wilderness Act of 1989; H.R. 2335, Lumbee Recognition Act.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations the following bills: S. 1485, to grant the consent of Congress to the Quad Cities Interstate Metropolitan Authority Compact entered into between the States of Illinois and Iowa; H.R. 743, amended, Negotiated Rulemaking Act of 1989; and H.R. 2372, amended, Radiation Exposure Compensation Act.

Prior to this action, the Subcommittee held a hearing on H.R. 3118 (S. 1485), to grant consent of Congress to the Quad Cities Interstate Metropolitan Authority Company entered into between the States of Illinois and Iowa. Testimony was heard from Representatives Leach of Iowa and Evans.

DOMESTIC COMMERCE IMPROVEMENT ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 3921, Domestic Commerce Improvement Act. Testimony was heard from the following officials of the Department of Transportation: William A. Creelman, Deputy Administrator, Maritime Administration; and Capt. James M. MacDonald, USCG, Chief, Merchant Vessel Inspection and Documentation Division, Office, Marine Safety, Security, and Environmental Protection, Headquarters, U.S. Coast Guard; Paul G. Hegland, Attorney, Carrier Rulings Branch, Office of Regulations and Rulings, U.S. Customs Service, Department of the Treasury; and public witnesses.

OCEAN WOODBURNING

Committee on Merchant Marine and Fisheries: Subcommittee on Oversight and Investigations, Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Oceanography and the Great Lakes held a joint hearing on Ocean Woodburning. Testimony was heard from Richard Caspe, Director, Water Management Division, Region II, EPA; Col. Ralph M. Danielson, USA, District Engineer, New York District, Corps of Engineers, Department of the Army; and public witnesses.

OVERSIGHT

Committee on Post Office and Civil Service: Held an oversight hearing on the U.S. Postal Service. Testimony was heard from L. Nye Stevens, Director, General Government Division, GAO.

FEDERAL R&D POSTURE

Committee on Science, Space, and Technology: Held a hearing on the 1990 Federal R&D Posture. Testimony was heard from D. Allan Bromley, member, National Science Board, NSF.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

VETERANS' BUDGET

Committee on Veterans' Affairs: Continued hearings on the President's fiscal year 1991 budget for veterans' benefits and services. Testimony was heard from Representatives Mrazek, Wyden and Thomas of California; and representatives of Veterans' organizations.

Hearings continue tomorrow.

TAX REFORM ACT OF 1986

Committee on Ways and Means: Held a hearing on the impact, effectiveness and fairness of the Tax Reform Act of 1986. Testimony was heard from the following officials of the Department of the Treasury: Kenneth W. Gideon, Assistant Secretary, Tax Policy; and Fred T. Goldberg, Commissioner, IRS; and public witnesses.

Hearings continue tomorrow.

A FOUNDATION FOR AGING POLICY IN THE 90'S

Select Committee on Aging: Subcommittee on Human Services held a hearing on "A Foundation for Aging Policy in the 90's: The Older American's Amendments Act of 1987". Testimony was heard from Joyce Berry, Acting Commissioner, Administration on Aging, Department of Health and Human Services.

DRAFT REPORTS

Select Committee on Children, Youth, and Families: Met and approved the following draft reports: Federal Programs Affecting Children and Their Families, 1990; and The Activities for the Year 1989 of the Select Committee on Children, Youth, and Families.

FEDERAL STRATEGY UPDATE

Select Committee on Narcotics Abuse and Control: Held a hearing on the Federal Strategy Update. Testimony was heard from William J. Bennett, Director, Office of National Drug Control Policy; and Melvyn Levitsky, Assistant Secretary, International Narcotics Matters, Department of State.

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Thursday, February 8, 1990

Senate

Chamber Action

Routine Proceedings, pages 1741–1872

Measures Introduced: Twenty-four bills and five resolutions were introduced as follows: S. 2105–2128, S. Res. 243 and 244, S.J. Res. 255 and 256, and S. Con. Res. 92.

Page 1795

Measures Passed:

Hate Crime Statistics Act: Committee on the Judiciary was discharged from further consideration of, and by 92 yeas to 4 nays (Vote No. 13), Senate passed H.R. 1048, to provide for the acquisition and publication of data about crimes that manifest prejudice based on race, religion, homosexuality or heterosexuality, or ethnicity, after striking all after the enacting clause and inserting in lieu thereof the text of S. 419, Senate companion measure, and after taking action on amendments proposed thereto, as follows:

Page 1754

Adopted:

By a unanimous vote of 96 yeas (Vote No. 11), Hatch Amendment No. 1250, to prohibit the use of funds to promote or encourage homosexuality.

Page 1766

Rejected:

By 19 yeas to 77 nays (Vote No. 12), Helms Amendment No. 1251, to provide that it is the sense of the Senate that homosexuality should not be promoted in any manner by the Federal or State government.

Page 1770

Subsequently, S. 419 was indefinitely postponed.

Page 1779

Private Relief: Senate passed S. 1229, for the relief of Maria Luisa Anderson.

Page 1790

Private Relief: Senate passed S. 1467, for the relief of Geetha Kannan.

Page 1790

Private Relief: Senate passed S. 1493, for the relief of Roswitha Starins.

Page 1790

Commending President Bush on Drug Summit: Senate agreed to S. Res. 244, commending President Bush for promoting and participating in the drug summit in Colombia on February 15, 1990, and urging the President to take steps at the drug summit to promote the enactment and enforcement of chemical diversion laws.

Page 1791

Authorizing a Soviet Youth Concert on the Capitol Grounds: Committee on Rules and Administration was discharged from further consideration of H. Con. Res. 198, authorizing the National Park Service to sponsor a concert by the American Soviet Youth Orchestra on the Capitol grounds, and the resolution was then agreed to.

Page 1791

ILO Convention—Agreement: A unanimous-consent time agreement was reached providing for the consideration of the ILO Convention (No. 160) Concerning Labor Statistics (Treaty Doc. No. 101–2) on Tuesday, February 20, with a vote to occur thereon at 3:15 p.m.

Page 1789

School Dropout Demonstration Programs Authorization—Agreement: A unanimous-consent time agreement was reached providing for the consideration of H.R. 2281, to amend the Elementary and Secondary Education Act of 1965 to extend the authorization for certain school dropout demonstration programs on Tuesday, February 20.

Page 1789

National and Community Service—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1430, to enhance national and community service, with a committee amendment in the nature of a substitute.

Page 1789

Appointments:

U.S. Commission on Civil Rights: The Chair, on behalf of the President pro tempore and upon the recommendation of the Republican Leader, pursuant to Public Law 98–183, as amended by Public Law 101–180, appointed Russell Redenbaugh, of Pennsylvania, to the United States Commission on Civil Rights.

Page 1781

Measure Indefinitely Postponed: Senate indefinitely postponed further consideration of the following measure:

S. 2092, to provide for the restoration of certain trade benefits for Panama.

Page 1791

Nominations Confirmed: Senate confirmed the following nominations:

Susan M. Coughlin, of Pennsylvania, to be a Member of the National Transportation Safety Board for the term expiring December 31, 1993.

Edward J. Philbin, of California, to be a Member of the Interstate Commerce Commission for a term expiring December 31, 1993.

John W. Lyons, of Maryland, to be Director of the National Institute of Standards and Technology.

William D. Hathaway, of Maine, to be a Federal Maritime Commissioner for the term expiring June 30, 1993.

Ervin S. Duggan, of South Carolina, to be a Member of the Federal Communications Commission for a term of five years from July 1, 1989.

James L. Kolstad, of Colorado, to be Chairman of the National Transportation Safety Board for a term of two years.

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Messages From the House: Page 1793

Measures Referred: Page 1794

Measures Placed on Calendar: Page 1794

Executive Reports of Committees: Page 1794

Statements on Introduced Bills: Page 1795

Additional Cosponsors: Page 1855

Amendments Submitted: Page 1859

Authority for Committees: Page 1862

Additional Statements: Page 1862

Record Votes: Three record votes were taken today. (Total—13)

Pages 1769, 1773, 1779

Recess: Senate convened at 9:30 a.m., and, in accordance with H. Con. Res. 256, recessed at 6:36 p.m., until 11:30 a.m., on Tuesday, February 20, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 1872.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation held hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on grain quality enhancement, receiving testimony from Jo Ann D. Smith, Assistant Secretary of Agriculture for Marketing and Inspection Services; Philip L. Christenson, Assistant Administrator, Food for Peace and Voluntary Assistance, Agency for International Development; Ivan A. Chestopalov, State Inspection for Plant Quarantine Administration, and Michael Ageev, Exportkhleb, both of Moscow, USSR; Paul Vervaeke, European Oilseed Processors' Association, Izegem, Belgium; Gary Riedel, American Soybean Association, Centralia, Missouri; Steve McCoy, North American Export Grain Association, and Winston Wilson, U.S. Wheat Associates, both of Washington, DC.

Hearings will continue on Thursday, February 22.

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Credit held hearings on proposed legislation to strengthen and improve U.S. agricultural progams, focusing on credit provisions relating to the Farmers Home Administration, receiving testimony from Neal Sox Johnson, Acting Administrator, Farmers Home Administration, Department of Agriculture; John Harmon, Director, Resources, Community, and Economic Development Division, U.S. General Accounting Office; Cheryl Cook, National Farmers Union and Ralph Paige, Federation of Southern Cooperatives, both of Washington, DC; Pam Baldwin, National Save the Family Farm Coalition, Oak City, North Carolina; Eugene Severens, Center for Rural Affairs, Walthill, Nebraska; and Gerry Emm, Washoe Tribe, Carson City, Nevada.

Hearings will continue on Tuesday, February 20.

APPROPRIATIONS—CENTRAL AMERICA

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1991 for foreign assistance to El Salvador and Panama, receiving testimony from Bernard W. Aronson, Assistant Secretary of State for InterAmerican Affairs.

Subcommittee recessed subject to call.

APPROPRIATIONS—SCIENCE AND TECHNOLOGY

Committee on Appropriations: Subcommittee on VA–HUD and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Office of Science and Technology Policy, and to review the Administration's global warming policy, receiving testimony from D. Allan Bromley, Director, Office of Science and Technology Policy.

Subcommittee will meet again on Friday, March 2.

DEFENSE STRATEGY

Committee on Armed Services: Committee resumed hearings on military strategy and operational requirements of certain U.S. commands, receiving testimony on the commands oriented to Pacific defense from Adm. Huntington Hardisty, USN, Commander in Chief, U.S. Pacific Command; and Gen. Louis C. Menetrey, USA, Commander, U.S. Forces, Korea; and receiving testimony on the unified commands oriented to Third World defense and unconventional warfare from Gen. James J. Lindsay, USA, Commander in Chief, U.S. Special Operations Command; Gen. H. Norman Schwarzkopf, USA, Commander in Chief, U.S. Central Command; and Gen. Maxwell R. Thurman, USA, Commander in Chief, U.S. Southern Command.

Committee will meet again on Wednesday, February 21.

SECURITIES LAW ENFORCEMENT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities resumed hearings on S. 647, to amend the federal securities laws to revise the enforcement remedies for civil violations of those laws, receiving testimony from Richard G. Ketchum, Director, Division of Market Regulation, and Joseph I. Goldstein, Associate Director, Division of Enforcement and Director, Penny Stock Task Force, both of the Securities and Exchange Commission; Susan E. Bryant, North American Securities Amdinistrators Association, Frank J. Wilson, National Association of Securities Dealers, both of Washington, DC; Brian N. Smiley, Paige and Bacek, Atlanta, Georgia; Hartley T. Bernstein, Brandeis, Bernstein, New York, New York; and Debra and Bobby Thomason, both of Elberton, Georgia.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the nominations of Barry L. Harris, of Maine, to be Deputy Administrator of the Federal Aviation Administration, Department of Transportation, James L. Kolstad, of Colorado, to be Chairman of the National Transportation Safety Board, Susan M. Coughlin, of Pennsylvania, to be a Member of the National Transportation Safety Board, John W. Lyons, of Maryland, to be Director of the National Institute of Standards and Technology, William D. Hathaway, of Maine, to be a Federal Maritime Commissioner, Ervin S. Duggan, of South Carolina, to be a Member of the Federal Communications Commission, Edward J. Philbin, of California, to be a Member of the Interstate Commerce Commission, and routine lists of Coast Guard nominations.

SOCIAL SECURITY

Committee on Finance: Committee resumed hearings on proposed legislation to reduce Social Security taxes, receiving testimony from Senator Kasten; Representatives Penny and Porter; Richard Darman, Director, Office of Management and Budget; Robert D. Reischauer, Director, Congressional Budget Office; Alice M. Rivlin and Charles L. Schultze, both of the Brookings Institution, Carolyn L. Weaver, American Enterprise Institute for Public Policy Research, Eugene Steuerle, Urban Institute, and Gary C. Hufbauer, Georgetown University, all of Washington, DC.

Hearings were recessed subject to call.

JAVITS REPORT

Committee on Foreign Relations: Committee met in closed session to receive a briefing on the annual estimate and justification for proposed arms sales for calendar year 1990 as contained in the "Javits Report" on prospective arms sales from William Rope, Acting Assistant Secretary of State for Politico-Military Affairs.

Committee recessed subject to call.

GLOBAL ENVIRONMENT POLICY

Committee on Governmental Affairs: Committee continued hearings on S. 2006, to redesignate the Environmental Protection Agency as the Department of the Environment, and to provide a global environmental policy of the United States, receiving testimony from J. Dexter Peach, Assistant Comptroller General, and Richard Hembra, Director, Environmental Issues, both of the General Accounting Office; Gus Speth, World Resources Institute, Paul Portney, Resources for the Future, Ron Van Mynen, Union Carbide Chemicals and Plastics Company, Inc., and Daniel K. Shipp, National Electrical Manufacturers Association, all of Washington, DC; and Bruce Karrh, E.I. DuPont de Nemours and Company, Wilmington, Delaware.

Hearings were recessed subject to call.

RADIATION EXPOSURE

Committee on Labor and Human Resources: Committee concluded hearings to examine the health effects of radiation exposure caused by open air atomic testing and uranium mining, after receiving testimony from Representative Wayne Owens; Clark Heath, Emory University School of Medicine, Atlanta, Georgia, on behalf of the American Cancer Society; Joseph L. Lyon and Victor E. Archer, both of the University of Utah School of Medicine, Salt Lake City.

NOMINATIONS

Committee on Veterans' Affairs: Committee concluded hearings on the nominations of Ronald M. Holdaway, of Wyoming, and Hart T. Mankin, of Delaware, both to be Associate Judges of the United States Court of Veterans Appeals, after the nominees testified and answered questions in their own behalf. Mr. Mankin was introduced by Senators Biden and Roth

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House of Representatives

Chamber Action

The House was not in session today. It will next meet on Tuesday, February 20, 1990, at 12 noon.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feed Grains held a hearing to review the Department of Agriculture's recommendations for the wheat, soybeans and feed grains provisions of the 1990 Farm bill. Testimony was heard from John Campbell, Deputy Under Secretary, International Affairs and Commodity Programs, USDA.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on the Secretary of Defense. Testimony was heard from the following officials of the Department of Defense: Dick Cheney, Secretary; and Gen. Colin L. Powell, USA, Chairman, Joint Chiefs of Staff.

ENERGY AND WATER APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Corps of Engineers: Ohio River Division; Missouri River Division; and on the Southwestern Division. Testimony was heard from the following Division Engineers of the Corps of Engineers, Department of the Army: Brig. Gen. Paul Y. Chinen, Ohio River; Col. Eugene S. Witherspoon, Missouri River; and Brig. Gen. Robert C. Lee, Southwestern.

LABOR–HHS–EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the Secretary of Health and Human Services. Testimony was heard from Dr. Louis W. Sullivan, Secretary of Health and Human Services.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative held a hearing on Joint Economic Committee and outside witnesses. Testimony was heard from Representative Hamilton; and public witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Secretary of Transportation. Testimony was heard from Samuel K. Skinner, Secretary of Transportation.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Continued hearings on the fiscal year 1991 national defense authorization request. Testimony was heard from the following officials of the Department of the Air Force: Donald B. Rice, Secretary; and Gen. Larry D. Welch, USAF, Chief of Staff.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the Administration's fiscal year 1991 budget proposals, with emphasis on Foreign Assistance to Eastern Europe. Testimony was heard from Robert S. McNamara, former Secretary of Defense and former President, World Bank; Ambassador Rozanne Ridgway, former Assistant Secretary, European and Canadian Affairs, Department of State; and public witnesses.

Hearings continue February 21.

HEALTH FACILITIES PROTECTION AND PRIMATE CENTER REHABILITATION ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 3349, Health Facilities Protection and Primate Center Rehabilitation Act. Testimony was heard from James O. Mason, Assistant Secretary for Health, Department of Health and Human Services; and public witnesses.

EMERGING TELECOMMUNICATIONS TECHNOLOGIES ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on H.R. 2965, Emerging Telecommunications Technologies Act of 1989. Testimony was heard from public witnesses.

ENFORCING SAFETY STANDARDS FOR CHILD CAR SEATS

Committee on Energy and Commerce: Subcommittee on Transportation and Hazardous Materials held a hearing on whether the National Highway Traffic Safety Administration has failed to enforce its own safety standards for child car seats. Testimony was heard from Jerry Ralph Curry, Administrator, National Highway Traffic Safety Administration, Department of Transportation; and public witnesses.

U.S. POLICY TOWARDS CHINA

Committee on Foreign Affairs: Held a hearing on U.S. Policy Towards China. Testimony was heard from Lawrence S. Eagleburger, Deputy Secretary of State.

COMMODITY JURISDICTION: MUNITIONS VS. DUAL USE

Committee on Foreign Affairs: Subcommittee on Arms Control, International Security and Science and the Subcommittee on International Economic Policy and Trade held a joint hearing on Commodity Jurisdiction: Munitions vs. Dual Use. Testimony was heard from Charles Dulpher, Director, Center for Defense Trade, Department of State; William Rudman, Deputy Assistant Secretary, Department of Defense; Jim Le Munyon, Deputy Assistant Secretary, Bureau of Export Administration, Department of Commerce; and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Office Systems met to consider pending business.

OVERSIGHT—NRC BUDGET REQUEST

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on the fiscal year 1991 budget request for the NRC. Testimony was heard from the following officials of the NRC: Kenneth M. Carr, Chairman; Thomas M. Roberts, Kenneth C. Rogers, James R. Curtiss and Forrest J. Remick, all Commissioners; and David C. Williams, Inspector General.

The Subcommittee also held an oversight hearing on fiscal year 1991 budget request for the Department of Energy. Testimony was heard from the following officials of the Department of Energy: William H. Young, Assist-

ant Secretary, Nuclear Energy; and Leo P. Duffy, Director, Office of Environmental Restoration and Waste Management.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held an oversight hearing on fiscal year 1991 budget requests for the Bureau of Land Management's energy and minerals programs and the Office of Surface Mining. Testimony was heard from the following officials of the Department of the Interior: Cy Jamison, Director, Bureau of Land Management; and Harry M. Snyder, Director, Office of Surface Mining.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held an oversight hearing on proposed fiscal year 1991 budget for the National Parks Service and historic preservation agencies. Testimony was heard from James Ridenour, Director, National Park Service, Department of the Interior; Robert Bush, Executive Director, Advisory Council on Historic Preservation; Richard Houser, Chairman, Pennsylvania Avenue Development Corporation; Jack Walter, President, National Trust for Historic Preservation; and public witnesses.

INTELLECTUAL PROPERTY ANTITRUST PROTECTION ACT

Committee on the Judiciary: Subcommittee on Economic and Commercial Law held a hearing on H.R. 469, Intellectual Property Antitrust Protection Act of 1989. Testimony was heard from Representatives Bryant and Eckart; and public witnesses.

FUTURE AIRPORT CAPACITY NEEDS

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on future airport capacity needs and proposals to meet those needs. Testimony was heard from Russell Vachon, Director, Aviation, Department of Transportation, State of New York; and public witnesses.

BENJAMIN FRANKLIN MEMORIAL FIRE SERVICE BILL OF RIGHTS ACT

Committee on Science, Space, and Technology: Subcommittee Science, Research and Technology approved for full Committee action amended H.R. 3587, Benjamin Franklin Memorial Fire Service Bill of Rights Act.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Space, Science and Applications held a hearing on fiscal year 1991 NASA authorization, with emphasis on Office of Space Flight. Testimony was heard from William Lenoir, Acting Associate Administrator, Office of Space Flight, NASA.

VETERANS' BUDGET

Committee on Veterans' Affairs: Concluded hearings on the President's fiscal year 1991 budget for veterans' benefits and services. Testimony was heard from representatives of Medical Centers, Department of Veterans Affairs; and public witnesses.

TAX REFORM ACT

Committee on Ways and Means: Continued hearings on the impact, effectiveness and fairness of the Tax Reform Act of 1986. Testimony was heard from Senator Bradley; Representatives Gephardt, Wyden, Callahan, Thomas of Georgia and Morrison of Washington; and public witnesses.

Hearings continue March 5.

DRAFT REPORT

Committee on Ways and Means: Subcommittee on Oversight met in executive session and approved for full Committee action the following draft report: "Report on Abuses and Mismanagement in the U.S. Customs Service Commercial Operations."

PANAMA

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Panama. Testimony was heard from departmental witnesses.

INTELLIGENCE SUPPORT TO WEAPONS ACQUISITION

Permanent Select Committee on Intelligence: Subcommittee on Oversight and Evaluation met in executive session to hold a hearing on intelligence support to weapons acquisition. Testimony was heard from departmental witnesses.

CRISIS OF THIRD WORLD REFUGEES AND DISPLACED PERSONS

Select Committee on Hunger: Held a hearing on the Crisis of Third World Refugees and Displaced Persons. Testimony was heard from the following officials of the Department of State: Ambassador Jewel LaFontant, Director; and Ambassador Princeton Lyman, both with the Bureau of Refugee Programs; and David Rawson, Director, Office of West African Affairs; Andrew Natsios, Director, Office of U.S. Foreign Disaster Assistance, AID, U.S. International Development Cooperation Agency; and public witnesses.

Joint Meeting

ECONOMIC OUTLOOK

Joint Economic Committee: Committee resumed hearings to review the economic outlook for 1990, receiving testimony from Michael Boskin, Chairman, and John Taylor and Richard Schmalensee, both Members, all of the Council of Economic Advisers.

Hearings were recessed subject to call:

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Tuesday, February 20, 1990

Senate

Chamber Action

Routine Proceedings, pages 1987–2073

Measures Introduced: Twenty bills and three resolutions were introduced as follows: S. 2129–2148, S. Res. 245, and S.J. Res. 257 and 258.

Page 2044

Measures Passed:

School Dropout Demonstration Programs: By a unanimous vote of 94 yeas (Vote No. 15) Senate passed of H.R. 2281, to amend the Elementary and Secondary Education Act of 1965 to extend the authorization for certain school dropout demonstration programs.

Page 2006

Posthumous Citizenship for Active Duty Service Act: Senate passed H.R. 150, to amend the Immigration and Nationality Act to provide a procedure for an alien who dies while serving on active duty with the United States armed forces during certain periods of hostilities to be considered a citizen of the United States at the time of the alien's death.

Page 2072

National Space Council Authorizations: Senate passed S. 2124, to authorize appropriations for the National Space Council.

Page 2072

Armenian Genocide Day of Remembrance: Senate began consideration of a motion to proceed to S.J. Res. 212, designating April 24, 1990, as "National Day of Remembrance of the Seventy-Fifth Anniversary of the Armenian Genocide of 1915–1923".

Page 2013

A motion was entered to close further debate on the motion to proceed to consideration of the resolution and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, February 22.

Page 2041

Senate will continue consideration of the motion to proceed on Wednesday, February 21.

Page 2073

ILO Convention: By a unanimous vote of 94 yeas (Vote No. 14), two-thirds of the Senators present having voted in the affirmative, Senate agreed to Treaty Doc. No. 101–2, the ILO Convention (No. 160) Concerning Labor Statistics, after agreeing to a declaration proposed thereto.

Page 2000

Clean Air/Armenian Genocide/National Services—Agreements: A unanimous-consent agreement was reached providing for further consideration of S. 1630, Clean Air Act Amendments, and consideration of S.J. Res. 212, Armenian Genocide Day of Remembrance, and S. 1430, National Services legislation.

Page 1993

Messages From the President: Senate received the following message from the President of the United States:

Waiving of certain trade provisions with respect to Czechoslovakia (PM–96), which was referred to the Committee on Finance.

Page 2043

Appointments:

Canada-U.S. Interparliamentary Group: The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276d-276g, as amended, appointed the following as members of the Senate Delegation to the Canada-U.S. Interparliamentary Group during the 101st Congress, Second Session, to be held in Kiawah Island, South Carolina, February 22–26, 1990: Senators Hollings, McClure, Grassley, and Murkowski.

Page 2039

Escort Committee: The President of the Senate was authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort Vaclav Havel, President of Czechoslovak, into the House Chamber for a joint meeting on Wednesday, February 21.

Pages 2042, 2072

Nominations Received: Senate received the following nominations:

Deane Roesch Hinton, of Illinois, to be Ambassador to the Republic of Panama.

Jonathan Moore, of Massachusetts, to be the Representative of the United States of America on the Economic and Social Council of the United Nations, with the rank of Ambassador.

Shirin Raziuddin Tahir-Kheli, of Pennsylvania, to be the Alternate Representative of the United States of America for Special Political Affairs in the United Nations, with the rank of Ambassador.

Herman Jay Cohen, an Assistant Secretary of State, to be a Member of the Board of Directors of the African Development Foundation for the remainder of the term expiring September 22, 1991.

The following-named persons to be Members of the Board of Directors of the Inter-American Foundation for terms of six years:

Norton Stevens, of New York.

Frank D. Yturria, of Texas.

Samuel A. Alito, Jr., of New Jersey, to be United States Circuit Judge for the Third Circuit.

Stephen M. McNamee, of Arizona, to be United States District Judge for the District of Arizona.

Robert H. Cleland, of Michigan, to be United States District Judge for the Eastern District of Michigan.

Graham C. Mullen, of North Carolina, to be United States District Judge for the Western District of North Carolina.

Robert E. Jones, of Oregon, to be United States District Judge for the District of Oregon.

John J. Adair, of Virginia, to be Inspector General, Resolution Trust Corporation.

The following-named persons to be Members of the Board of Directors of the State Justice Institute for the terms indicated:

For a term expiring September 17, 1991:

Terrence B. Adamson, of Georgia.

Vivi L. Dilweg, of Wisconsin.

For a term expiring September 17, 1992:

Carl F. Bianchi, of Idaho.

James Duke Cameron, of Arizona.

Janice L. Gradwohl, of Nebraska.

Malcolm M. Lucas, of California.

Robert H. Swan, of Utah, to be a Member of the National Credit Union Administration Board for the term of six years expiring August 2, 1995.

1 Mississippi River Commission nomination in the rank of general.

6 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Navy.

Page 2073

Messages From the President: **Page 2043**

Communications: **Page 2043**

Petitions: **Page 2043**

Statements on Introduced Bills: **Page 2041**

Additional Cosponsors: **Page 2057**

Amendments Submitted: **Page 2060**

Notices of Hearings: **Page 2060**

Authority for Committees: **Page 2061**

Additional Statements: **Page 2062**

Text of S. 695 as Previously Passed: **Page 1584**

Record Votes: Two record votes were taken today. (Total—15)

Pages 2005, 2013

Recess: Senate convened at 11:30 a.m., and recessed at 7:44 p.m., until 10 a.m., on Wednesday, February 21, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on pages 1993, and 2072.)

Committee Meetings

1990 FARM BILL—INDIAN AGRICULTURE PROGRAMS

Committee on Agriculture, Nutrition, and Forestry: Committee held joint hearings with the Select Committee on Indian Affairs on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on Indian agriculture and nutrition programs, receiving testimony from Bruce Gardner, Assistant Secretary for Economics, Alberta Frost, Director, Food Distribution Division, Food Nutrition Service, and Gary Batko, Supervisor, Legislation and Court Suit Section, Food Stamp Program, all of the Department of Agriculture; Patrick A. Hayes, Deputy Assistant Secretary for Trust and Economic Development, Bureau of Indian Affairs, Department of the Interior; Flora H. Milans, Associate Director, Resources, Community, and Economic Development Division, General Accounting Office; Robert L. Miller, Intertribal Agriculture Council, Beggs, Oklahoma; Elliot Booth, Colorado River Indian Tribes, Parker, Arizona, on behalf of the Southwest Indian Agriculture Association; Chavez John, Office of Navajo Land Administration, Division of Natural Resources, Fort Defiance, Arizona; Lonnie Racehorse, Shoshone-Bannock Tribe, Fort Hall, Idaho; Norman Wolf, New Mexico State University Cooperative Extension Service, Las Cruces; Thomas R. White, Gila River Indian Community, Sacaton, Arizona; Calvin E. Waln, Rosebud Sioux Tribe, Rosebud, South Dakota; Gary Collins, Wind River Indian Reservation, Arapaho, Wyoming; and Ed Lonefight, Fort Berthold Tribe, New Town, North Dakota.

Hearings were recessed subject to call.

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Credit resumed hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on the credit title of the 1990 Farm Bill as it relates to the Farmers Home Administration's guaranteed lending program, receiving testimony from Neal Sox Johnson, Acting Administrator, Farmers Home Administration, Department of Agriculture; John Harmon, Director, Resources, Community, and Economic Development Division, General Accounting Office; Randi Ilyse Roth, Farmers' Legal Action Group, and Larry Buegler, Farm Credit Services, both of St. Paul, Minnesota; Mike Grove, American Bankers Association, Washington, DC; and Gary Nelson, Scandia American Bank, Stanley, North Dakota, on behalf of the Independent Bankers Association.

Subcommittee will meet again on Monday, March 5.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings to review proposed budget estimates for fiscal year 1990 for the Department of Defense, focusing on U.S. defense strategy to the changing global security environment, receiving testimony from Donald J. Atwood, Deputy Secretary of Defense.

Subcommittee will meet again on Thursday, February 22.

APPROPRIATIONS—NIH

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the National Institutes of Health, receiving testimony in behalf of funds for their respective activities from William F. Raub, Acting Director, Samuel Broder, Director, National Cancer Institute, Claude J.M. Lenfant, Director, Heart, Lung and Blood Institute, Harald A. Loe, Director, National Institute of Dental Research, Anthony S. Fauci, Director, National Institute of Allergy and Infectious Diseases and Associate Director for HIV Research, Phillip Gorden, Director, National Institute of Diabetes and Digestive and Kidney Diseases, Duane F. Alexander, Director, National Institute of Child Health and Human Development, David P. Rall, Director, National Institute of Environmental Health Sciences, Philip E. Schambra, Director, John E. Fogarty International Center, Murray Goldstein, Director, National Institute of Neurological Disorders and Stroke, Jay Moskowitz, former Director, and James B. Snow, Jr., Director, both of the National Institute of Deafness and Other Communication Disorders, Ruth L. Kirchstein, Director, National Institute of General Medical Sciences, Carl Kupfer, Director, National Eye Institute, T. Franklin Williams, Director, National Institute on Aging, Lawrence E. Shulman, Director, National Institute of Arthritis and Musculoskeletal and Skin Diseases, Robert A. Whitney, Jr., Acting Director, Division of Research Resources, Ada Sue Hinshaw, Director, National Center for Nursing Research, James B. Watson, Director, National Center for Human Genome Research, and Donald A.B. Lindberg, Director, National Library of Medicine, all of the National Institutes of Health, Department of Health and Human Services.

Subcommittee will meet again on tomorrow.

1991 BUDGET

Committee on the Budget: Committee resumed hearings in preparation for reporting the first concurrent resolution on the fiscal year 1991 budget for the Federal Government, focusing on the impact of hunger in America on children, receiving testimony from Senator Sarbanes; Buford Nichols, Jr., Scientific Director, Children's Nutrition Research Center (Houston, Texas), Department of Agriculture; Victor Sidel, Montefiore Medical Center and the Albert Einstein College of Medicine, Bronx, New York; William Dietz, New England Medical Center, Floating Hospital for Infants and Children, Boston, Massachusetts; Robert Greenstein, Center on Budget and Policy Priorities, Washington, DC; Mary Tamper, Prince Georges County, Maryland, on behalf of the Citizens Empowerment Leadership Organization; and Peggy Adams, Montgomery County, Maryland.

Committee will meet again on Thursday, February 22.

UNDERGROUND STORAGE TANK PROGRAM

Committee on Environment and Public Works: Subcommittee on Environmental Protection held oversight hearings to review the Environmental Protection Agency's financial responsibility requirements for underground storage tank systems containing petroleum or other regulated substances, receiving testimony from Don R. Clay, Assistant Administrator for Solid Waste and Emergency Response, Environmental Protection Agency; Peter F. Guerrero, Associate Director, Environmental Protection Issues, Resources, Community, and Economic Development Division, General Accounting Office; Mayor Salvatore J. Panto, Jr., Easton, Pennsylvania, representing the National League of Cities; Richard Reiter, Oregon Department of Environmental Quality, Portland; Marshall T. Mott-Smith, Florida Department of Environmental Regulation, Tallahassee; Candace Chase Mills, Mills, Repair, Belgrade, Montana; F.C. Roberts, Jr., Acme Petroleum and Fuel Company, Inc., Gastonia, North Carolina, representing the Society of Independent Gasoline Marketers of America and the National Association of Convenience Stores; John Taggart, Conoco Travel Shoppe, and Douglas Alexander, Story Distributing Company, representing the Petroleum Marketers Association of America, both of Bozeman, Montana; Lois N. Epstein, Environmental Defense Fund, Washington, DC; James Moench, North Dakota Farmers Union, Jamestown; and Dick Koscielak, Agricultural Excess and Surplus Insurance Company, Cincinnati, Ohio.

Hearings were recessed subject to call.

STUDENT AID

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held oversight hearings to examine alleged fraud, waste and abuse in federal student loan programs, receiving testimony from Franklin Frazier, Director, Education and Employment; Issues, Human Resources Division, General Accounting Office; James B. Thomas Jr., Inspector General, Department of Education; and David B. Buckley, Chief Investigator, and Grace T. McPhearson, Staff Investigator, both of the Permanent Subcommittee on Investigations.

Hearings continue on Monday, February 26.

SOFT DRINK BILL

Committee on the Judiciary: Subcommittee on Antitrust, Monopolies and Business Rights concluded hearings on S. 114, to declare certain activities of manufacturers of soft drinks to be unfair acts or practices for purposes of the Federal Trade Commission Act, after receiving testimony from Stanley I. Bregman, Bregman, Abell & Kay, Alfred Griggs and Mark L. Fleischaker, both on behalf of the National Soft Drink Association, and Mark Gorman, National Restaurant Association, all of Washington, DC; Brook R. Jason, Jason Soda Systems, Inc., South Windsor, Connecticut; William V. Eaton, Cini-Little International

Food Service Consultants, Potomac, Maryland; Mark A. Imbesi, Imbesi Bottling Group, Bridgeton, New Jersey; and H. Ronald Harris, Better Beverages/Bar Master, Cerritos, California.

HEALTH AND SAFETY IN THE WORK PLACE

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice concluded hearings on S. 464, to promote safety and health in work places owned, operated or under contract with the United States by clarifying the United States' obligation to observe occupational safety and health standards, after receiving testimony from Stuart Gerson, Assistant Attorney General, Civil Division, Department of Justice; Victor E. Schwartz, Crowell & Moring, representing the Eagle-Picher Industries, Inc., and Andrew Poper, American University Law School, both of Washington, DC; James Reed, Asbestos Victims Campaign, Brookline, Massachusetts; and Susan Nial, Ness, Motley, Loadholt, Richardson & Poole, Charleston, South Carolina.

TOBACCO EDUCATION AND CONTROL

Committee on Labor and Human Resources: Committee held hearings on S. 1883, to establish a Center for Tobacco Products to coordinate Federal education and research with regard to tobacco products, to set up grant programs to inform the public about the health risks of tobacco products, to conduct anti-tobacco programs among youth at schools and job sites, and to enforce prohibitions on sale of tobacco to minors, and to examine advertising practices of the tobacco industry, receiving testimony from Senators Lautenberg and Bradley; Representative Durbin; Louis W. Sullivan, Secretary of Health and Human Services; Minnesota Commissioner of Health, Sister Mary Madonna Ashton, Minneapolis; Alan Blum, Baylor College of Medicine, Houston, Texas; and Charles O. Whitley, The Tobacco Institute, Tom Boggs, Patton, Boggs & Blow, on behalf of the Freedom to Advertise Coalition, and Scott D. Ballin, Coalition on Smoking OR Health, all of Washington, DC.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 4009–4028; 1 private bill, H.R. 4029; and 6 resolutions, H.J. Res. 477–478, H. Con. Res. 266–268, and H. Res. 338 were introduced.

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Reports Filed: Reports were filed as follows:

H. Res. 338, providing for the consideration of H.R. 2570, Arizona Desert Wilderness Act (H. Rept. 101–403); and

H.R. 3910, to require the Secretary of Education to conduct a comprehensive national assessment of programs carried out with assistance under chapter 1 of title I of the Elementary and Secondary Education Act of 1965, amended (H. Rept. 101–404).

Page 1895

Capitol Preservation Commission: On February 12, the Speaker appointed Representative Bennett to the United States Capitol Preservation Commission on the part of the House.

Page 1873

Civil Rights Commission: On February 12, the Speaker appointed from private life, Mr. Carl A. Anderson of Arlington, Virginia, as a member of the Commission on Civil Rights on the part of the House to fill the existing vacancy thereon.

Page 1873

Washington Birthday Ceremony: It was made in order for the Speaker to appoint three Members of the House, one upon the recommendation of the Minority Leader, to represent the House of Representatives at appropriate ceremonies for the observance of George Washington's Birthday to be held on February 22. Subsequently, the Speaker appointed Representatives Vento, Payne of Virginia, and Lagomarsino.

Page 1873

Suspensions: The House voted to suspend the rules and pass the following measures:

Haiti human rights: H. Con. Res. 250, amended, condemning the deliberate and systematic human rights violations of the Government of Haiti. Agreed to amend the preamble;

Page 1877

Chilean democracy: H.J. Res. 472, to express support for Chile's transition to democracy; and

Page 1880

Honduras election: H. Con. Res. 258, congratulating the President of Honduras, Rafael Callejas, on his election and offering good wishes for the success of his administration.

Page 1883

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Page 1893

Quorum Calls—Votes: No votes or quorum calls developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:55 p.m.

Committee Meetings

MISCELLANEOUS MEASURE; BUDGET REPORT; FARM BILL

Committee on Agriculture: Ordered reported H.R. 4010, to provide the Secretary of Agriculture authority regarding the sale of sterile screwworms.

The Committee approved budget recommendations for the report to the Committee on the Budget.

The Committee also held a hearing to review fiscal year 1991 Department of Agriculture budget and issues related to formulation of the 1990 Farm Bill. Testimony was heard from Clayton K. Yeutter, Secretary of Agriculture.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1991 Air Force Posture. Testimony was heard from the following officials of the Department of the Air Force: Donald B. Rice, Secretary; and Gen. Larry D. Welch, USAF, Chief of Staff.

ENERGY AND WATER APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Corps of Engineers: South Pacific Division, North Pacific Division and North Atlantic Division. Testimony was heard from the following officials of the Corps of Engineers, Department of the Army: Brig. Gen. John F. Sobke, USA, Division Commander, South Pacific Division; Brig. Gen. Pat M. Stevens IV, USA, North Pacific Division; and Brig. Gen. Gerald Brown, USA, North Atlantic Division, both Division Engineers.

LABOR, HHS, EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education held a hearing on the Secretary of Education and on Compensatory Education for the Disadvantaged. Testimony was heard from the following officials of the Department of Education: Lauro F. Cavazos, Secretary; and Daniel F. Bonner, Acting Assistant Secretary, Elementary and Secondary Education.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Budget Overview. Testimony was heard from Stephen B. Dewhurst, Budget Officer, USDA.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the Administrator of GSA; the Federal Buildings Fund; the Federal Supply Service; the Federal Property Resource; and on Real Property Relocation. Testimony was heard from the following officials of the GSA: Richard G. Austin, Acting Administrator; William C. Coleman, Commissioner, Public Buildings Service; Donald C.J. Gray, Commissioner, Federal Supply Service; Earl E. Jones, Commissioner, Federal Property Resources Service; Thomas J. Buckholtz, Commissioner, Information Resources Management Service; William R. Barton, Inspector General; and Raymond A. Fontaine, Comptroller.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Continued hearings on the fiscal year 1991 national defense authorization request. Testimony was heard from the following officials of the Department of the Navy: H. Lawrence Garrett III, Secretary; Adm. C.A.H. Trost, USN, Chief of Naval Operations; and Gen. Alfred M. Gray, Jr., USMC, Commandant of the Marine Corps.

FEDERAL RESERVE MONETARY POLICY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on the Federal Reserve Monetary Policy Report to Congress. (Humphrey-Hawkins) Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

CIVIL RIGHTS ACT

Committee on Education and Labor and the Subcommittee on Civil and Constitutional Rights of the Committee on the Judiciary held a joint hearing on H.R. 4000, Civil Rights Act of 1990. Testimony was heard from Don Ayer, Deputy Attorney General, Department of Justice; and public witnesses.

REAUTHORIZATION REQUESTS

Committee on Education and Labor: Subcommittee on Human Resources held a hearing on the reauthorization of the Child Development Associates Scholarship Assistance Act of 1985 and the reauthorization of the State Dependent Care Development Grants Act. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Select Education held an oversight hearing on the Education of the Handicapped Act. Testimony was heard from Robert Davila, Assistant Secretary, Office of Special Education and Rehabilitative Services, Department of Education; and public witnesses.

Hearings continue tomorrow.

U.S.-JAPAN TRADE ISSUES

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs and the Subcommittee on International Economic Policy and Trade held a hearing on U.S.-Japan Trade Issues. Testimony was heard from public witnesses.

EUROPE 1992

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade and the Subcommittee on Europe and the Middle East held a joint hearing on Europe 1992: Administration Views. Testimony was heard from Peter Algeir, Assistant U.S. Trade Representative, Europe and the Mediterranean; Thomas Duesterberg, Assistant Secretary, International Economic Policy, Department of Commerce; and Eugene McAllister, Assistant Secretary, Economic and Business Affairs, Department of State.

PROPOSED TRANSMITTER SITE IN ISRAEL

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on the Environmental Impact of the Proposed Transmitter Site in Israel. Testimony was heard from Representative Scheuer; Malcolm Forbes, Jr., President, Board for International Broadcasting; and public witnesses.

REVIEW AUDIT REPORTS ON BUREAU OF INTERNATIONAL NARCOTICS

Committee on Foreign Affairs: Task Force on International Narcotics Control held a hearing to Review the State Department Inspector General's Audit Reports on Bureau of International Narcotics Matters Programs. Testimony was heard from the following officials of the Department of State: Sherman Funk, Inspector General; and Melvyn Levitsky, Assistant Secretary, International Narcotics Matters.

Hearings continue February 28.

WETLANDS MITIGATION REQUIREMENTS

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing concerning a Memorandum of Agreement entered into by the U.S. Environmental Protection Agency and the U.S. Army Corps of Engineers regarding wetlands mitigation requirements regulated under the Clean Water Act's Section 404 permitting program. Testimony was heard from Robert W. Page, Assistant Secretary of the Army (Civil Works), Department of the Army; and LaJuana S. Wilcher, Assistant Administrator, Water, EPA.

ARIZONA DESERT WILDERNESS ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 2570, Arizona Desert Wilderness Act of 1990. The rule makes in order the amendment in the nature of a substitute recommended by the Committee on Interior and Insular Affairs now printed in the bill as an original bill for the purpose of amendment. The bill is to be considered by section, with each section considered as having been read. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Udall and Representatives Vento and Rhodes.

IRS ACCOUNTS RECEIVABLE INVENTORY

Committee on Ways and Means: Subcommittee on Oversight held a hearing to review the Internal Revenue Service's accounts receivable inventory. Testimony was heard from Representative Dorgan of North Dakota; Fred T. Goldberg, Jr., Commissioner, IRS, Department of the Treasury; Jennie S. Stathis, Director, Tax Policy and Administration, GAO; and a public witness.

U.S. SUGAR POLICY

Committee on Ways and Means: Subcommittee on Trade held a hearing on U.S. sugar policy, implications for international trade, and options for reform. Testimony was heard from Representatives Gradison, Akaka and Huckaby; Jules L. Katz, Deputy U.S. Trade Representative; Richard T. Crowder, Under Secretary, International Affairs and Commodity Programs, USDA; and public witnesses.

COMMITTEE ORGANIZATION

Permanent Select Committee on Intelligence: Subcommittee on Oversight and Evaluation met in executive session for organizational purposes.

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Wednesday, February 21, 1990

Senate

Chamber Action

Routine Proceedings, pages 2126–2251

Measures Introduced: Ten bills and four resolutions were introduced as follows: S. 2149–2158, S. Res. 246, S.J. Res. 259 and 260, and S. Con. Res. 93.

Page 2201

Armenian Genocide Day of Remembrance: Senate continued consideration of a motion to proceed to S.J. Res. 212, designating April 24, 1990, as "National Day of Remembrance of the Seventy-Fifth Anniversary of the Armenian Genocide of 1915–1923".

Pages 2152, 2238

By unanimous-consent, Senate agreed to vote on the motion to invoke cloture on the motion to proceed to consideration of the resolution at 1 p.m., on Thursday, February 22, notwithstanding the provisions of Rule XXII of the Standing Rules of the Senate, and with the mandatory quorum call having been waived.

Page 2199

Nominations Received: Senate received the following nominations:

E.U. Curtis Bohlen, of Maine, to be Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs.

Nelson C. Ledsky, of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as Special Cyprus Coordinator.

William Hughes Graves III, of Mississippi, to be Director of the National Institute on Disability and Rehabilitation Research.

LeGree Sylvia Daniels, of Pennsylvania, to be a Governor of the United States Postal Service for the term expiring December 8, 1998. Page 2251

Messages From the House: Page 2199

Measures Referred: Page 2199

Communications: Page 2199

Petitions: Page 2201

Executive Reports of Committees: Page 2201

Statements on Introduced Bills: Page 2202

Additional Cosponsors: Page 2226

Amendments Submitted: Page 2229

Notices of Hearings: Page 2229

Authority for Committees: Page 2229

Additional Statements: Page 2230

Recess: Senate convened at 10 a.m., and recessed at 8:27 p.m., until 10 a.m., on Thursday, February 22, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on pages 2199, and 2251.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on trade issues, receiving testimony from Richard Crowder, Under Secretary for International Affairs and Commodity Programs, Alan Raul, General Counsel, and Chris Goldthwait, Assistant General Sales Manager for Foreign Agricultural Service, all of the Department of Agriculture; Allan I. Mendelowitz, Director, and Phillip Thomas, Assistant Director, both for International Trade, National Security and International Affairs Division, General Accounting Office; and Steve McCoy, North American Export Grain Association, and Carol Brookins, World Perspectives, Inc., both of Washington, DC.

Hearings were recessed subject to call.

APPROPRIATIONS—FCC/BIB

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary, and Related Agencies held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from Alfred C. Sikes, Chairman, and Andy Fishel, Managing Director, both of the Federal Communications Commission; and Malcolm S. Forbes, Jr., Chairman, and Ben J. Wattenberg, Vice Chairman, both of the Board for International Broadcasting.

Subcommittee will meet again on Tuesday, March 6.

APPROPRIATIONS—EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Department of Education, receiving testimony in behalf of funds for their respective activities from Lauro F. Cavazos, Secretary of Education, Charles E.M. Kolb, Deputy Under Secretary for Planning, Budget and Evaluation, Carlton Alexis, President, Howard University, I. King Jordan, President, Gallaudet University, William E. Castle, Director, National Technical Institute for the Deaf, Tuck Tinsley III, President, American Printing House for the Blind, Daniel Bonner, Acting Assistant Secretary for Elementary and Secondary Education, Rita Esquivil, Director, Office of Bilingual Education and Minority Languages Affairs, Robert Davila, Assistant Secretary for Special Education and Rehabilitative Services, Sally H. Christensen, Director, Budget Service, Office of Planning, Budget and Evaluation, Christopher Cross, Assistant Secretary for Educational Research and Improvement, Leonard Haynes, Assistant Secretary for Postsecondary Education, Betsy Brand, Assistant Secretary for Vocational and Adult Education, and James B. Thomas, Jr., Inspector General, all of the Department of Education.

Subcommittee will meet again on Monday, February 26.

MILITARY RAPID REINFORCEMENT

Committee on Armed Services: Committee concluded hearings on the military strategy and operational requirements for rapid reinforcement and associated transportation requirements, after receiving testimony from Gen. Edwin H. Burba, Jr., USA, Commander-in-Chief, U.S. Forces Command; and Gen. Hansford T. Johnson, USAF, Commander-in-Chief, U.S. Transportation Command.

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nominations of Douglas A. Brook, of Virginia, to be Assistant Secretary of the Army for Financial Management, Stephen K. Conver, of Virginia, to be Assistant Secretary of the Army for Research, Development, and Acquisition, William J. Haynes II, of North Carolina, to be General Counsel of the Army, Enrique Mendez, Jr., of Puerto Rico, to be Assistant Secretary of Defense for Health Affairs, and Colin R. McMillan, of New Mexico, to be Assistant Secretary of Defense for Production and Logistics, after the nominees testified and answered questions in their own behalf. Mr. Brook was introduced by Senator Warner, Mr. Conver was introduced by Representative Dickinson, Mr. Haynes was introduced by Senator Thurmond, and Mr. McMillan was introduced by

Senators Bingaman and Domenici, and Representatives Richardson and Skeen.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

The nominations of John W. Bartlett, of Massachusetts, to be Director, Office of Civilian Radioactive Waste Management, and Robert H. Gentile, of Ohio, to be Assistant Secretary for Fossil Fuels, both of the Department of Energy; and

H.R. 1472, to establish the Grand Island National Recreation Area in the State of Michigan, with amendments.

PARK LANDS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

S. 1859, to restructure the repayment terms and conditions for loans made by the Secretary of the Interior to the Wolf Trap Foundation for the Performing Arts for the reconstruction of the Filene Center in Wolf Trap Farm Park in Fairfax County, Virginia, after receiving testimony from Senator Warner; and John C. Camp, Wolf Trap Foundation for the Performing Arts, Washington, DC; and

S. 844 and H.R. 1484, bills to establish a National Park System Review Board, and S. 1360 and H.R. 2844, bills to improve the ability of the Secretary of the Interior to properly manage certain resources of the National Park System, after receiving testimony from Constance B. Harriman, Assistant Secretary of the Interior for Fish and Wildlife and Parks; and Steven C. Whitney, The Wilderness Society, and William C. Lienesch, National Parks and Conservation Association, both of Washington, DC.

Testimony was also received on S. 844 and H.R. 1484 (listed above) from J. Jackson Walter, National Trust for Historic Preservation, Washington, DC.; and on S. 1360 and H.R. 2844 (listed above) from Jack A. Sobel, Center for Marine Conservation, Washington, DC.

PAPERWORK REDUCTION

Committee on Governmental Affairs: Committee held hearings on S. 1742, authorizing funds for fiscal years 1991 and 1992 for the Paperwork Reduction Act of 1980, and to strengthen federal agency responsibility and accountability of information resources management, receiving testimony from Senator Sarbanes; Representative Weiss; James B. MacRae, Jr., Acting Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget; Milton J. Socolar, Special Assistant to the Comptroller General, General Accounting Office; Cass R. Sunstein, University of Chicago Law School, Chicago, Illinois; and Gary D. Bass, OMB Watch, and Sherry Ettleson and David Bladeck, both of Public Citizen, all of Washington, DC.

Hearings continue tomorrow.

HABEAS CORPUS REFORM

Committee on the Judiciary: Committee concluded hearings on proposed legislation to set forth provisions with respect to special habeas corpus procedures in capital cases, including S. 88, S. 1757, and S. 1760, after receiving testimony from Florida Governor Bob Martinez, Tallahassee; Mississippi Supreme Court Justice James L. Robertson, Jackson; Alabama Assistant Attorney General Ed Carnes, Montgomery; Georgia Deputy Attorney General William B. Hill, and Steve Bright, Southern Prisoners Defense Committee, both of Atlanta, Georgia; and L. Stanley Chauvin, Jr., and Ira Robbins, American University, both on behalf of the American Bar Association, Washington, DC.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Donald J. Lee, to be United States District Judge for the Western District of Pennsylvania, Gerald E. Rosen, to be United States District Judge for the Eastern District of Michigan, Jacques L. Wiener, Jr., of Louisiana, to be United States Circuit Judge for the Fifth Circuit, and Ronald L. Buckwalter, to be United States District Judge for the Eastern District of Pennsylvania, after the nominees testified and answered questions in their own behalf. Messrs. Lee and Buckwalter were introduced by Senators Heinz and Specter, Mr. Rosen was introduced by Senators Dole and Levin, and Representative Levin, and Mr. Wiener was introduced by Senators Johnston and Breaux, and Representative Livingston.

House of Representatives

Chamber Action

Bills Introduced: 36 public bills, H.R. 4030–4065; 2 private bills, H.R. 4066–4067; and 7 resolutions, H.J. Res. 479–483 and H. Res. 339–340 were introduced.

Page 2122

Report Filed: One report was filed as follows: H.R. 2570, to provide for the designation of certain public lands as wilderness in the State of Arizona, amended (H. Rept. 101–405).

Page 2122

Speaker Pro Tempore: Read a letter from the Speaker wherein he appoints Representative Gephardt as Speaker pro tempore for today.

Page 2105

Presidential Message—Waiver Regarding Czechoslovakia: Read a letter from the President wherein he transmits a trade waiver regarding Czechoslovakia—re-

ferred to the Committee on Ways and Means and ordered printed (H. Doc. 101–151).

Page 2105

Recess: House recessed at 10:08 a.m. and reconvened at 1:03 pm.

Page 2105

Address by the President of Czechoslovakia: The Senate and House met in a joint meeting to receive an address by His Excellency Vaclav Havel, President of the Czechoslovak Socialist Republic. President Havel was escorted to and from the House Chamber by Senators Mitchell, Cranston, Pell, Hollings, Biden, Bumpers, Levin, Simon, Dole, Simpson, Cochran, Thurmond, Luger, Boschwitz, and Pressler; and Representatives Gephardt, Gray, Fascell, Bonior, Hoyer, Solarz, Mrazek, Michel, Gingrich, Broomfield, Lewis of California, Edwards of Oklahoma, and Schneider.

Page 2106

Arizona Desert Wilderness: By a yea-and-nay vote of 386 yeas, Roll No. 15, the House agreed to H. Res. 338, providing for the consideration of H.R. 2570, to provide for the designation of certain public lands as wilderness in the State of Arizona.

Page 2112

Quarter Horse Week: House passed and cleared for the President S.J. Res. 186, designating the week of March 1 through March 7, 1990, as "National Quarter Horse Week".

Page 2116

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 2114. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 2:35 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry held a hearing to review the dairy, wool, and honey titles of the 1990 Farm Bill. Testimony was heard from John Campbell, Deputy Under Secretary, International Affairs and Commodity Programs, USDA.

EXPORT ENHANCEMENT PROGRAM

Committee on Agriculture: Subcommittee on Wheat, Soybeans, and Feed Grains and the Subcommittee on Department Operations, Research, and Foreign Agriculture held a joint hearing to review the Export Enhancement Program. Testimony was heard from Paul Dickerson, General Sales Manager and Associate Administrator, Foreign Agricultural Service, USDA.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Board for International Broadcasting; and on the EEOC. Testimony was heard from Malcolm S. Forbes, Jr., Chairman, Board of International Broadcasting; and Evan J. Kemp, Jr., Chairman, EEOC.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on the fiscal year 1991 Army Posture. Testimony was heard from the following officials of the Department of the Army: Michael P.W. Stone, Secretary; and Gen. Carl E. Vuono, USA, Chief of Staff.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Corps of Engineers: Lower Mississippi Valley Division; New England Division; and Pacific Ocean Division. Testimony was heard from the following officials of the Corps of Engineers, Department of the Army: Brig. Gen. Arthur E. Williams, Division Engineer and President-Designate, Mississippi River Commission; Col. Daniel M. Wilson, Division Engineer, New England Division; and Col. (P) Clair F. Gill, Commander and Division Engineer, Pacific Ocean Division.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs met in executive session to hold a hearing on the following: the Middle East Peace Process; the Philippines; the Sudan and Somalia; El Salvador; and on Afghanistan. Testimony was heard from departmental witnesses.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education held a hearing on the following: Special Education and Rehabilitative Services; American Printing House for the Blind; Gallaudet College; and on the National Technical Institute for the Deaf. Testimony was heard from the following officials of the Department of Education: Michael Vader, Deputy Assistant Secretary, Special Education and Rehabilitative Services; William E. Castle, Director, National Technical Institute for the Deaf; I. King Jordan, President, Gallaudet College; and Tuck Tinsley, President, American Printing House for the Blind.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Defense Policy and Strategy. Testimony was heard from I. Lewis Libby, Principal

Deputy Under Secretary, Strategy and Resources, Department of Defense.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on the Secretary of Agriculture. Testimony was heard from Clayton Yeutter, Secretary of Agriculture.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Inspector General. Testimony was heard from Raymond J. DeCarli, Acting Inspector General, Department of Transportation.

TREASURY, POSTAL SERVICE AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the following: the Inspector General; Information Resource Management Service; General Management and Administration; and on Allowances and Office Staff of Former Presidents. Testimony was heard from the following officials of the GSA: Thomas J. Buckholtz, Commissioner, Information Resources Management Service; William R. Barton, Inspector General; and Raymond A. Fontaine, Comptroller.

VA, HUD AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held a hearing on the Consumer Product Safety Commission and on the Selective Service System. Testimony was heard from Jacqueline Jones-Smith, Chairman, Consumer Product Safety Commission; and Samuel K. Lessey, Jr., Director, Selective Service System.

DEPOSIT INSURANCE REFORM

Committee on Banking, Finance and Urban Affairs: Held a hearing on Deposit Insurance Reform. Testimony was heard from L. William Seidman, Chairman, FDIC; and Charles A. Bowsher, Comptroller General of the United States, GAO.

LONG-TERM U.S. ENERGY SECURITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on long-term U.S. energy security. Testimony was heard from public witnesses.

SOUTH AFRICAN FINANCIAL SANCTIONS ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development, Finance, Trade and Monetary Policy and the Subcommittee on Africa of the Committee on Foreign Affairs held a joint hearing on H.R. 3458, South African Financial Sanctions Act of 1989. Testimony was heard from public witnesses.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the Administration's fiscal year 1991 budget proposals. Testimony was heard from Jack Kemp, Secretary of Housing and Urban Development; and public witnesses.

Hearings continue February 26.

FOLLOW THROUGH ACT REAUTHORIZATION

Committee on Education and Labor: Subcommittee on Human Resources held a hearing on the reauthorization of the Follow Through Act. Testimony was heard from public witnesses.

SINGLE-EMPLOYER PENSION PLANS

Committee on Education and Labor: Subcommittee on Labor-Management Relations held a hearing on H.R. 2664, to amend title I of the Employee Retirement Income Security Act of 1974 to provide for joint trusteeship of single-employer pension plans. Testimony was heard from David George Ball, Assistant Secretary, Pension and Welfare Benefits, Department of Labor; and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Select Education concluded oversight hearings on the Education of the Handicapped Act. Testimony was heard from public witnesses.

COMMITTEE BUDGET

Committee on Energy and Commerce: Approved the Committee's budget for the 2d session of the 101st Congress.

FISH AND FISH PRODUCTS SAFETY ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action amended H.R. 3155, Fish and Fish Products Safety Act of 1989.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held an oversight hearing on the findings of the GAO on the vulnerability of United States securities trading, electronic funds transfer and financial message systems to computer viruses. Testimony was heard from Howard G. Rhile, Director, General Government Information Systems, Information Management and Technology Division, GAO; Wayne D. Angell, Governor, Regulatory and Administrative Matters, Federal Reserve Board, Federal Reserve System; and the following officials of the SEC: Brandon Becker, Associate Director, Division of Market Regulation; and John Penhollow, Director, Office of EDGAR Management.

STATUS OF SOVIET ECONOMIC REFORMS: IMPLICATIONS FOR U.S. POLICY

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on the Status of Soviet Economic Reforms: Implications for U.S. Policy. Testimony was heard from public witnesses.

U.S. HUMAN RIGHTS POLICY AND REVIEW REPORTS ON HUMAN RIGHTS PRACTICES

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on U.S. Human Rights Policy and Review of the State Department's Country Reports on Human Rights Practices for 1989. Testimony was heard from Richard Schifter, Assistant Secretary, Human Rights and Humanitarian Affairs, Department of State.

CONTROLS ON EXPORTS TO EAST BLOC

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on Controls on Exports to East Bloc. Testimony was heard from Ambassador Allan Wendt, Senior Representative for Strategic Technology Policy, Department of State; Dennis Kloske, Under Secretary, Bureau of Export Administration, Department of Commerce; and Stephen Hadley, Assistant Secretary, International Security Policy, Department of Defense.

SUBPOENAS

Committee on Government Operations: Subcommittee on Employment and Housing approved the issuance of subpoenas to the following former officials of the Passaic Public Housing Authority, State of New Jersey: Paul A. Marguglio, Executive Director; Louise Marguglio, Director of Administration; and Donald V. Pieri, Deputy Executive Director.

ESTABLISHING A NATIONAL POLICY ON PERMANENT PAPERS

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture held a hearing on H.J. Res. 226, to establish a national policy on permanent papers. Testimony was heard from Representative Williams; James H. Billington, Librarian of Congress; Don W. Wilson, Archivist of the United States; and a public witness.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met and considered committee funding requests for the Committees on: House Administration; Permanent Select Committee on Intelligence; Standards of Official Conduct; Agriculture; Education and Labor; Rules and Veterans' Affairs; and for House Information Systems.

BUDGET REPORT

Committee on Interior and Insular Affairs: Approved budget recommendations for the report to the Committee on the Budget.

ADMINISTRATIVE CONFERENCE OF THE U.S. AUTHORIZATION

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 3897, to authorize appropriations for the Administrative Conference of the United States for fiscal years 1991, 1992, 1993, and 1994. Testimony was heard from Marshall J. Breger, Chairman, Administrative Conference of the United States; and public witnesses.

IMMIGRATION LEGISLATION

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law held a hearing on the following bills: S. 358, to amend the Immigration and Nationality Act to change the level, and preference system for admission, of immigrants to the United States, and provide for administrative naturalization; H.R. 672, Legal Immigration Reform Act of 1989; H.R. 2448, Immigration Legal Numerical Limitation and Preference Amendments of 1989; and H.R. 2646, Special Immigration Protection Act of 1989. Testimony was heard from Ambassador Princeton Lyman, Director, Bureau for Refugee Programs, Department of State; and Gene McNary, Commissioner, Immigration and Naturalization Service, Department of Justice.

LEGAL IMMIGRATION REFORM ACT

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law and the Immigration Task Force of the Committee on Education and Labor held a joint hearing on the Legal Immigration Reform Act of 1990. Testimony was heard from David O. Williams, Deputy Assistant Secretary, Employment and Training, Department of Labor.

NOAA COASTAL AND OCEAN PROGRAMS BUDGET

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and Great Lakes held a hearing on fiscal year 1991 budget for NOAA coastal and ocean programs. Testimony was heard from John A. Knauss, Administrator, NOAA, Department of Commerce.

OVERSIGHT

Committee on Post Office and Civil Service: Continued oversight hearings on U.S. Postal Service. Testimony was heard from public witnesses.

Hearings continue February 27.

PANAMA CANAL ACT AMENDMENTS

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on

H.R. 1347, Panama Canal Act Amendments of 1989. Testimony was heard from Representative Fields; Curt Smith, Associate Director, Retirement and Insurance, OPM; Michael Rhode, Secretary, Panama Canal Commission; and a public witness.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Ordered reported the following bills: H.R. 2734, amended, National Ground Water Research Act of 1989; H.R. 37, amended, Geological Survey Water Resources Organic Act; H.R. 1243, amended, to require the Secretary of Energy to establish three Centers for Metal Casting Competitiveness Research; and a clean bill to be introduced in lieu of H.R. 3587, Benjamin Franklin Memorial Fire Service Bill of Rights Act.

DEPARTMENT OF COMMERCE TECHNOLOGY PROGRAMS AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held a hearing on Department of Commerce Technology Programs authorization. Testimony was heard from Wilmer Bottoms, National Academy of Sciences; and public witnesses.

Hearings continue tomorrow.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications continued hearings on the fiscal year 1991 NASA authorization. Testimony was heard from the following officials of NASA: William B. Lenoir, Associate Administrator, Space Station; and Charles T. Force, Associate Administrator, Space Operations.

Hearings continue February 27.

OVERSIGHT

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held an oversight hearing on National Superconductivity and Competitiveness Act of 1988 (PL 100–697). Testimony was heard from Allan Bromley, Director, Office of Science and Technology, NSF; and David McCall, Chairman, National Commission on Superconductivity.

VETERANS' BENEFITS ADMINISTRATION BUDGET

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held a hearing on fiscal year 1991 budget for Veterans' Benefits Administration, with emphasis on compensation and pension programs and adjudication of claims. Testimony was heard from Raymond H. Avent, Acting Chief Benefits Director, Department of Veterans Affairs; representatives of veterans organizations.

BUDGET PROPOSALS

Committee on Veterans' Affairs: Subcommittee on Housing and Memorial Affairs held a hearing on fiscal year 1991 budget proposals. Testimony was heard from Anthony Principi, Deputy Secretary, Department of Veterans Affairs; representatives of veterans organizations; and public witnesses.

MISCELLANEOUS REVENUE MEASURES

Committee on Ways and Means: Subcommittee on Select Revenue Measures held a hearing on miscellaneous revenue measures. Testimony was heard from Senator Reid; Representatives Crane, Yates, Frenzel, Emerson, Slattery, Pelosi and Blaz; Kenneth Gideon, Assistant Secretary, Tax Policy, Department of the Treasury; Lt. Gen. Donald W. Jones, Deputy Assistant Secretary, Military Manpower and Personnel Policy, Department of Defense; and public witnesses.

Hearings continue tomorrow.

SSA'S 800 NUMBER TELEPHONE SERVICE

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the Social Security Administration's 800 number telephone service. Testimony was heard from Senator Pryor; Representatives Hughes and Perkins; Gwendolyn S. King, Commissioner, SSA, Department of Health and Human Services; and public witnesses.

BUDGET AUTHORIZATIONS

Committee on Ways and Means: Subcommittee on Trade held a hearing on fiscal years 1991 and 1992 budget authorizations for the U.S. Customs Service, the U.S. International Trade Commission and the Office of the U.S. Trade Representative. Testimony was heard from Anne E. Brunsdale, Chairman, U.S. International Trade Commission; Joshua Bolten, General Counsel, Office of the U.S. Trade Representative; Carol Hallett, Commissioner of Customs, U.S. Customs Service, Department of the Treasury; and public witnesses.

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Thursday, February 22, 1990

Senate

Chamber Action

Routine Proceedings, pages 2310–2455

Measures Introduced: Nine bills and four resolutions were introduced as follows: S. 2159–2167, S. Res. 247 and 248, and S. Con. Res. 94 and 95.

Page 2402

Measures Reported: Reports were made as follows:

S. Res. 245, designating National Employee Health and Fitness Day.

S.J. Res. 190, designating April 9, 1990, as "National Former Prisoners of War Recognition Day".

S.J. Res. 226, to designate the year 1990 as the "Bicentennial Anniversary of the legacy of Benjamin Franklin".

S.J. Res. 227, to designate March 11, through March 17, 1990, as "Deaf Awareness Week".

S.J. Res. 229, to designate April 1990 as "National Prevent-A-Litter Month".

S.J. Res. 230, to designate the period commencing on May 6, 1990, and ending on May 12, 1990, as "National Drinking Water Week".

S.J. Res. 231, to designate the week of June 10, 1990, through June 16, 1990, as "State-Supported Homes for Veterans Week".

S.J. Res. 236, designating May 6 through 12, 1990, as "Be Kind to Animals and National Pet Week".

S.J. Res. 241, to designate the week of April 29, 1990, through May 5, 1990, as "Jewish Heritage Week", with an amendment.

S.J. Res. 243, to designate March 25, 1990, as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy".

S.J. Res. 245, designating July 3, 1990, as "Idaho Centennial Day".

S.J. Res. 250, designating April 1990 as "National Recycling Month".

S.J. Res. 251, designating "Baltic Freedom Day".

S.J. Res. 252, designating the week of April 15, 1990, through April 21, 1990, as "National Minority Cancer Awareness Week".

S.J. Res. 258, to authorize the President to proclaim the last Friday of April 1990 as "National Arbor Day".

Page 2401

Measures Passed:

Student Athlete Right-to-Know Act: Senate passed S. 580, to require institutions of higher education receiving Federal financial assistance to provide certain information with respect to the graduation rates of student-athletes at such institutions, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 2395

Byrd (for Bradley) Amendment No. 1259, in the nature of a substitute.

Page 2396

Federal Civil Penalties Inflation Adjustment Act: Senate passed S. 535, to increase civil monetary penalties based on the effect of inflation, after agreeing to the following amendment proposed thereto:

Page 2397

Byrd (for Glenn) Amendment No. 1260, of a technical nature.

Page 2397

Human Rights in Cuba: Senate agreed to S. Res. 247, expressing the sense of the Senate that the United Nations Human Rights Commission should continue to report on human rights in Cuba.

Page 2400

Campaign Finance Reform Panel: Senate agreed to S. Res. 248, to authorize the Majority and Minority Leaders to establish an advisory panel on campaign finance reform.

Page 2400

Armenian Genocide Day of Remembrance: Senate continued consideration of a motion to proceed to S.J. Res. 212, designating April 24, 1990, as "National Day of Remembrance of the Seventy-Fifth Anniversary of the Armenian Genocide of 1915–1923".

Pages 2315, 2317, 2370

By 49 yeas to 49 nays (Vote No. 16), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the motion to proceed to consideration of the resolution.

Page 2350

A second motion was entered to close further debate on the motion to proceed to consideration of the resolution, and by unanimous consent, a vote will occur on the second motion at 4:15 p.m., on Tuesday, February 27.

Pages 2395, 2454

National and Community Service—Agreement: A unanimous consent agreement was reached providing for the consideration of S. 1430, to enhance national and community service, with a committee amendment in the nature of a substitute, on Monday, February 26.

Page 2454

Appointment:

Congressional Award Board: The Chair announced, on behalf of the Majority Leader, pursuant to Public Law 96–114, as amended by Public Laws 98–33, 99–161, and 100–674, his appointments of Senator Robb and John Mansfield Falk, of Virginia, to be members of the Congressional Award Board.

Page 2367

Nominations Confirmed: Senate confirmed the following nominations:

Robert H. Gentile, of Ohio, to be an Assistant Secretary of Energy (Fossil Energy).

Routine lists in the Coast Guard.

Page 2455

Messages From the House: Page 2400

Communications: Page 2400

Executive Reports of Committees: Page 2402

Statements on Introduced Bills: Page 2402

Additional Cosponsors: Page 2430

Amendments Submitted: Page 2446

Notices of Hearings: Page 2446

Authority for Committees: Page 2447

Additional Statements: Page 2448

Record Votes: One record vote was taken today. (Total—16)

Page 2350

Recess: Senate convened at 10 a.m., and recessed at 6:47 p.m., until 10 a.m., on Friday, February 23, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 2454.)

Committee Meetings

1990 FARM BILL—GRAIN QUALITY

Committee on Agriculture, Nutrition and Forestry: Subcommittee on Agricultural Research and General Legislation resumed hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on the quality and competitiveness of U.S. grain in international trade, including S. 1977, Grain Quality Incentives Act of 1989, receiving testimony from Ron Swanson, Galt, Iowa, on behalf of the National Corn Growers Association; Arvid Hawk, Cargill, Inc., Minneapolis, Minnesota, and Alex S. Curtis, Farmers Grain Terminal, Inc., Greenville, Mississippi, both on behalf of the National Grain and Feed Association; Ervain Friehe, McCook, Nebraska, on behalf of the Nebraska Wheat Board; Charles R. Hurburgh, Jr., Iowa State University, Ames; Reggie Wyckoff, Genoa, Colorado, on behalf of the National Association of Wheat Growers; Loren Doll, Irsik & Doll Feed Services, Inc., Cimarron, Kansas; Terry Deitrich, Oklahoma Farmers Union, Amers, on behalf of the National Farmers Union; Randy Marten, Campbell Taggart, Inc., Dallas, Texas, on behalf of the American Bakers Association, Biscuit and Cracker Manufacturers Association, and the Retail Bakers of America; Fred A. Cholock, South Dakota State University, Brookings, on behalf of the National Wheat Improvement Committee; and Andrew Whisenhunt, Arkansas Farm Bureau Federation, Bradley, on behalf of the American Farm Bureau Federation.

Subcommittee will meet again on Friday, March 9.

IMPACT OF GORBACHEV REFORMS

Committee on Appropriations: Subcommittee on Defense held closed hearings on the impact of the Gorbachev initiatives and Eastern European political and military changes on the Joint Chiefs of Staff plans and requirements, receiving testimony from Gen. Colin Powell, Chairman, Joint Chiefs of Staff.

Subcommittee will meet again on Tuesday, February 27.

APPROPRIATIONS—CUSTOMS SERVICE/FEC

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from Carol B. Hallett, Commissioner, U.S. Customs Service, Department of the Treasury; and John Warren McGarry, Vice Chairman, Federal Election Commission.

Subcommittee will meet again on Thursday, March 1.

IMPACT OF SOVIET REFORM

Committee on Armed Services: Committee resumed hearings on implications of policy changes in the Soviet Union and Eastern Europe on U.S. alliances, national security policy and military strategy, and the national defense budget, receiving testimony from Frank C. Carlucci, former Secretary of Defense.

Hearings were recessed subject to call.

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Adm. David E. Jeremiah, USN, to be Vice Chairman, Joint Chiefs of Staff, after the nominee testified and answered questions in his own behalf.

MONETARY POLICY REPORT

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the Federal Reserve's First Monetary Policy Report for 1990, after receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System.

1991 BUDGET

Committee on the Budget: Committee resumed hearings in preparation for reporting the first concurrent resolution on the fiscal year 1991 budget for the Federal Government, focusing on science, space and technology programs, receiving testimony from D. Allan Bromley, Director, Office of Science and Technology Policy.

Committee will meet again on Wednesday, February 28.

PRODUCT LIABILITY

Committee on Commerce, Science, and Transportation: Consumer Subcommittee held hearings on S. 1400, to regulate interstate commerce by providing for a uniform product liability law, receiving testimony from Wendell L. Willkie II, General Counsel, Department of Commerce; Joseph F. Delfico, Director, Income Security Issues, Human Resources Division, and Susan Arnold, Evaluator, both of the General Accounting Office; Maine Supreme Judicial Court Chief Judge Vincent L. McKusick, Augusta, on behalf of the Conference of Chief Justices; Alabama State Representative Michael Box, Montgomery, on behalf of the National Conference of State Legislatures; Pennsylvania State Representative Fred Noye, Harrisburg, on behalf of the American Legislative Exchange Council; U.S. District Judge Warren W. Eginton, Bridgeport, Connecticut; Robert C. Holland, Committee for Economic Development, Washington, DC; James A. Henderson, Jr., and Theodore Eisenberg, both of Cornell Law School, Ithaca, New York; Lawrence C. Mann, Wayne State University College of Law, Detroit, Michigan; and Howard Fark, Minster Machine Co., Minster, Ohio.

Hearings were recessed subject to call.

HISTORIC PRESERVATION

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 1578, to establish a Historic Preservation Agency as an independent agency of the U.S. Government, and S. 1579, to make certain revisions in the law under which Federal agencies, as well as State and local governments, identify, protect and manage historic properties in the United States, after receiving testimony from Senator Fowler; Jerry Rogers, Associate Director for Cultural Resources, National Park Service, Department of the Interior; Jeff M. Sirmon, Deputy Chief, and Evan DeBloois, Historic Preservation Officer, both of the Forest Service, Department of Agriculture; Robert D. Bush, Advisory Council on Historic Preservation, F. Lawrence Oakes, National Conference of State Historic Preservation Officers, William Lovis, Society of American Archaeology, J. Jackson Walter, National Trust for Historic Preservation, and Bruce Craig, National Parks and Conservation Association, all of Washington, DC; and Russell V. Keune, American Institute of Architects, Arlington, Virginia.

Testimony was also received on S. 1579 (listed above) from Karen Funk, National Indian Education Association, Washington, DC; and David Horan, National Shipwreck Alliance, Key West, Florida.

NOMINATIONS

Committee on Environment and Public Works: Committee concluded hearings on the nominations of Erich W. Bretthauer, of Nevada, to be Assistant Administrator, Office of Research and Development, Environmental Protection Agency, Jacqueline L. Phillips, of Maryland, to be Federal Cochairman, and Hilda Gay Legg, of Kentucky, to be Alternate Federal Cochairman, both of the Appalachian Regional Commission, after the nominees testified and answered questions in their own behalf. Mr. Bretthauer was introduced by Senator Reid, Ms. Phillips was introduced by Representative Morella, and Ms. Legg was introduced by Senator McConnell and Representative Rogers.

U.S. CUSTOMS SERVICE

Committee on Finance: Committee held hearings on proposed legislation authorizing funds for fiscal years 1991 and 1992 for the U.S. Customs Service of the Department of the Treasury, and proposed legislation to renew the *ad valorem* customs merchandise processing fee established in the Omnibus Budget Reconciliation Act of 1986, receiving testimony from Carol B. Hallett, Commissioner, U.S. Customs Service, Department of the Treasury; Joshua B. Bolten, General Counsel, Office of the United States Trade Representative; Kenneth A. Kumm, The 3M Company, St. Paul, Minnesota; Robert M. Tobias, National Treasury Employees Union, James K. Gordon, Airport Operators Council International, and Richard E. Norton, Air Transport Association, all of Washington, DC; M. Sigmund Shapiro, National Customs Brokers an Freight Forwarders Association, Baltimore, Maryland; and Peter V. Handal, American Association of Exporters and Importers, New York, New York.

Hearings were recessed subject to call.

U.S. POLICY IN EUROPE

Committee on Foreign Relations: Subcommittee on European Affairs held hearings to review the scope of U.S. policy in Europe, receiving testimony from Raymond G.H. Seitz, Assistant Secretary for European and Canadian Affairs, and Richard A. Clarke, Assistant Secretary for Politico-Military Affairs, both of the Department of State.

Hearings were recessed subject to call.

PAPERWORK REDUCTION

Committee on Governmental Affairs: Committee continued hearings on S. 1742, authorizing funds for fiscal years 1991 and 1992 for the Paperwork Reduction Act of 1980, and to strengthen Federal agency responsibility and accountability of information resources management, receiving testimony from J. William Hirzy, National Federation of Federal Employees (Local 2050), Stuart Eizenstat, Powell, Goldstein, Frazer and Murphy, on behalf of the Coalition for Reauthorization of the Paperwork Reduction Act; Jerry J. Berman, American Civil Liberties Union, and Patricia Wilson Berger, American Library Association, all of Washington, DC; Sally L. Douglas and Douglas P. Allen, both of Washington, DC, Roy Radigan, Midtown Professional Records Center, Cleveland, Ohio, and Laura Henderson, Prospects Associates, Rockville, Maryland, all on behalf of the National Federation of Independent Business; and Gerald E. Yung, Mead Data Central, Dayton, Ohio, and Kenneth B. Allen, Washington, DC, both on behalf of the Information Industry Association.

Hearings were recessed subject to call.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Allan V. Burman, of Virginia, to be Administrator for Federal Procurement Policy, after the nominee testified and answered questions in his own behalf.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Clarence Thomas, of Virginia, to be United States Circuit Judge for the District of Columbia, Thomas W. Corbett, Jr., to be United States Attorney for the Western District of Pennsylvania, Donald W. Tucker, to be United States Marshal for the District of Arizona, Scott Alan Sewell, to be United States Marshal

for the District of Maryland, and Jack N. Egnor, to be United States Marshal for the District of Colorado;

S.J. Res. 190, designating April 9, 1990 as "National Former Prisoners of War Recognition Day;"

S.J. Res. 226, to designate the year 1990 as the "Bicentennial Anniversary of the Legacy of Benjamin Franklin;"

S.J. Res. 227, to designate the week of March 11 through March 17, 1990 as "Deaf Awareness Week;"

S.J. Res. 229, to designate April 1990 as "National Prevent-A-Litter Month;"

S.J. Res. 230, to designate the period commencing on May 6, 1990, and ending on May 12, 1990, as "National Drinking Water Week;"

S.J. Res. 231, to designate the week of June 10, 1990, through June 16, 1990, as "State-Supported Homes for Veterans Week;"

S.J. Res. 236, designating May 6 through 12, 1990, "Be Kind to Animals and National Pet Week;"

S.J. Res. 243, to designate March 25, 1990, as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy;"

S.J. Res. 245, designating July 3, 1990, as "Idaho Centennial Day;"

S.J. Res. 250, designating April 1990 as "National Recycling Month;"

S.J. Res. 251, to designate June 14, 1990, as "Baltic Freedom Day;"

S.J. Res. 252, designating the week of April 15, 1990, through April 21, 1990, as "National Minority Cancer Awareness Week;"

S.J. Res. 258, designating the last Friday in April as "National Arbor Day;"

S. Res. 245, to designate May 16, 1990, as "National Employee Health and Fitness Day;"

S.J. Res. 241, to designate the week of April 29, 1990, through May 5, 1990, as "Jewish Heritage Week," with an amendment; and

S. 865, to promote retail competition and assure lower prices on American consumer products, with an amendment.

LAND MANAGEMENT REVIEW

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice concluded hearings on S. 1436, to revise and make more efficient the review of land and resource management plans, and to clarify the jurisdiction and powers of the courts with regard to review of such plans, after receiving testimony from Senators Packwood and Burns; James C. Overbay, Deputy Chief, National Forest System, Department of Agriculture; Cy Jamison, Director, Bureau of Land Management, Department of the Interior; Marshall J. Breger, Chairman, Administrative Conference of the United States; Bruce Engel, WTD Industries, Inc., Portland, Oregon; John O. Mudd, Garlington, Lohn and Robinson, Missoula, Montana; Joseph A. Sheffield, North Florida Lumber, Inc., Bristol; Ann Forest Burns, Western Washington Commercial Forest Action Committee, Washington, DC; Karin Sheldon, on behalf of the Wilderness Society and the Natural Resources Defense Council, and Kate Zimmerman, National Wildlife Federation, both of Washington, DC.

TEACHER EXCELLENCE

Committee on Labor and Human Resources: Subcommittee on Education, Arts and Humanities held hearings on S. 1675 and S. 1676, bills to provide financial assistance to strengthen the recruitment and training of teachers in the United States and to provide a range of incentives for teachers to continue in the profession, receiving testimony from Wendy Aronoff, Hope High School, on behalf of the Coalition of Essential Schools, and Brenda Dann-Messier, Educational Opportunity Center, on behalf of the National Council on Educational Opportunity Associations, both of Providence, Rhode Island; Maxine Duster, Chicago Urban League, Chicago, Illinois; Sibyl C. Jacobson, Metropolitan Life Insurance Company, New York, New York; Art Pearl, University of Santa Cruz, Santa Cruz, California; Geraldine Carter, Survival Skills Institute, Minneapolis, Minnesota; Barbara Simms, Southeast Middle School of Baltimore, Baltimore, Maryland; Dallas Martin, National Association of Student Financial Aid Administrators, Washington, DC; and Constantine Curris, University of Northern Iowa, Cedar Falls, on behalf of the American Association of State Colleges and Universities.

Hearings continue on Friday, March 2.

GEORGE MASON MEMORIAL

Committee on Rules and Administration: Committee concluded hearings on S. 1543, to authorize the Colonial Dames at Gunston Hall to establish a memorial to George Mason in the District of Columbia, after receiving testimony from Senator Robb; Virginia State Senator Joseph V. Gartlan, Jr., Richmond; and Mary Lee Link Allen, Gunston Hall, Lorton, Virginia.

NOMINATION

Committee on Rules and Administration: Committee concluded hearings on the nomination of Robert William Houk, of Ohio, to be Public Printer, Government Printing Office, after the nominee, who was introduced by Representative Oxley, testified and answered questions in his own behalf. Testimony was also received from George E. Lord, Chairman, Joint Council of Unions/GPO, Government Printing Office; and Howard C. Webber, Printing Industries of America, Arlington, Virginia.

CAMPAIGN FINANCE REFORM

Committee on Rules and Administration: Committee concluded hearings on S. 2120, to provide for a voluntary system of spending limits and partial public financing of Senate general election campaigns, and to limit contribu-

tions, by multicandidate political committees, after receiving testimony from Senator DeConcini; Representative Glickman; Birch Bayh, Jr., Rivkin, Radler, Dunne and Bayh, and John Buchanan, People for the American Way, both of Washington, DC; and Richard Mahoney, Arizonans for Campaign Ethics, Phoenix, Arizona.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Wednesday, February 28.

House of Representatives

Chamber Action

Bills Introduced: 31 public bills, H.R. 4068–4098; 7 resolutions, H.J. Res. 484–486, H. Con. Res. 269–270, and H. Res. 341–342 were introduced.

Page 2306

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Gephardt to act as Speaker pro tempore for today.

Page 2290

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 2305

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11 a.m. and adjourned at 11:54 a.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND THE JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and the Judiciary held a hearing on the following: the Commission on Security and Cooperation in Europe; the USIA; the Marine Mammal Commission; and on the Federal Maritime Commission. Testimony was heard from Representative Hoyer, Co-Chairman, Commission on Security and Cooperation in Europe; Bruce S. Gelb, Director, USIA: Robert Elsner, Chairman, Marine Mammal Commission; and James J. Carey, Acting Chairman, Federal Maritime Commission.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on fiscal year 1991 Navy Posture. Testimony was heard from the following officials of the Department of the Navy: H. Lawrence Garrett III, Secretary; Adm. C.A.H. Trost, USN, Chief of Naval Operations; and Gen. Alfred M. Gray, Jr., USMC, Commandant of the Marine Corps.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Corps of Engineers: South Atlantic Division. Testimony was heard from Maj. Gen. Robert M. Bunker, USA, Division Engineer, South Atlantic Division, Corps of Engineers, Department of the Army.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor, HHS, and Education held a hearing on School Improvement Programs, Education for the Handicapped, and on Rehabilitation Services and Handicapped Research. Testimony was heard from the following officials of the Department of Education: Daniel F. Bonner, Acting Assistant Secretary, Elementary and Secondary Education; Christopher T. Cross, Assistant Secretary, Educational Research and Improvement; and Robert R. Davila, Assistant Secretary, Special Education and Rehabilitative Services.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on General Agricultural Outlook; and on the Inspector General Overview. Testimony was heard from the following officials of the USDA: Leon Snead, Deputy Inspector General; and Bruce Gardner, Assistant Secretary, Economics.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the National Transportation Safety Board. Testimony was heard from James L. Kolstad, Chairman, National Transportation Safety Board.

TREASURY, POSTAL SERVICE AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on the U.S. Postal Service. Testimony was heard from Anthony M. Frank, Postmaster General, U.S. Postal Service.

VA, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held a hearing on the following: the American Battle Monuments Commission; Cemeterial Expenses, Department of the Army; Office of Consumer Affairs; and the Consumer Information Center. Testimony was heard from Maj. Gen. A.J. Adams, USA, Secretary, American Battle Monuments Commission; Steven Dola, Deputy, Management and Budget, Office, As-

sistant Secretary of the Army (Civil Works), Department of the Army; Bonnie Guiton, Special Adviser to the President for Consumer Affairs and Director, U.S. Office of Consumer Affairs, Department of Health and Human Service; and from the following officials of GSA: Teresa N. Nasif, Director, Consumer Information Center; and William B. Early, Jr., Director of Budget.

B–2 BOMBER PROGRAM

Committee on Armed Services: Defense Policy Panel held a hearing on the B–2 bomber program. Testimony was heard from Frank C. Conahan, Assistant Comptroller General, National Security and International Affairs Division, GAO.

ZERO INFLATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy continued hearings on Zero Inflation, H.J. Res. 409, directing the Federal Open Market Committee of the Federal Reserve System to adopt and pursue monetary policies leading to, and then maintaining, zero inflation. Testimony was heard from public witnesses.

SOUTH AFRICAN FINANCIAL SANCTIONS ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development, Finance, Trade and Monetary Policy held a hearing on H.R. 3458, South African Financial Sanctions Act of 1989. Testimony was heard from the following officials of the Department of State: Ambassador Herman J. Cohen, Assistant Secretary for Africa; and Richard Newcomb, Director, Office of Foreign Assets Control; and public witnesses.

FOREIGN ASSISTANCE BUDGET; REVIEW OF FOREIGN POLICY

Committee on Foreign Affairs: Held a hearing on fiscal year 1991 Foreign Assistance Budget Request and Review of Foreign Policy. Testimony was heard from James A. Baker III, Secretary of State.

RECENT EVENTS IN THE EAST ASIAN AND PACIFIC REGION

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on the Overview of Recent Events in the East Asian and Pacific Region. Testimony was heard from Richard Solomon, Assistant Secretary, East Asian and Pacific Affairs, Department of State; RAdm. Timothy Wright, USN, Acting Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of Defense; and Tom Reese, Deputy Assistant Administrator, Bureau of Asia and the Near East, AID, U.S. International Development Cooperation Agency.

COMMITTEE FUNDING

Committee on Housing Administration: Subcommittee on Accounts met and considered committee funding requests for the Committees on: Select Aging; Government Operations; Interior and Insular Affairs; and Small Businesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held an oversight hearing on the Contribution of the Mining Industry to National Energy Policy. Testimony was heard from Manuel Lujan, Jr., Secretary of the Interior; Michael R. McElwrath, Acting Assistant Secretary, Fossil Energy, Department of Energy; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action amended the following bills: H.R. 2843, to establish the Kino Missions National Monument in the State of Arizona; H.R. 1159, to amend the National Trails System Act by designating the Juan Bautista de Anza National Historic Trail; H.R. 1109, to amend the National Trails System Act to designate the California National Trail and Pony Express National Historic Trail as components of the National Trail System; and H.R. 988, Camp W.G. Williams Exchange Act of 1989.

FEDERAL MARITIME COMMISSION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on the fiscal year 1991 authorization for the Federal Maritime Commission. Testimony was heard from James J. Carey, Acting Chairman, Federal Maritime Commission.

DEPARTMENT OF COMMERCE TECHNOLOGY PROGRAMS AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology continued hearings on Department of Commerce Technology Programs Authorization. Testimony was heard from John W. Lyons, Director, National Institute of Standards and Technology, Department of Commerce.

Hearings continue March 8.

DISABILITY ACT PROPOSALS

Committee on Small Business: Held a hearing on Disability Act proposals. Testimony was heard from Representative Hoyer; James Turner, Acting Assistant Attorney General, Civil Rights, Department of Justice; and public witnesses.

UNEMPLOYMENT COMPENSATION REFORM ACT

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on H.R. 3896, Unemployment Compensation Reform Act of 1990. Testimony was heard from Representative McCloskey; Carolyn Golding, Deputy Assistant Secretary, Employment and Training Administration, Department of Labor; Larry Thompson, Assistant Comptroller General, GAO; Nancy Gordon, As-

sistant Director, Human Resources and Community Development Division, CBO; James R. Storey, Specialist in Social Legislation, Congressional Research Service, Library of Congress; and public witnesses.

Hearings continue February 26.

MISCELLANEOUS REVENUE MEASURES

Committee on Ways and Means: Subcommittee on Select Revenue Measures concluded hearings on miscellaneous revenue measures. Testimony was heard from public witnesses.

DIA AND NSA INSPECTORS GENERAL

Permanent Select Committee on Intelligence: Subcommittee on Oversight and Evaluation met in executive session to hold a hearing on the Defense Intelligence Agency and National Security Agency Inspectors General. Testimony was heard from departmental witnesses.

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Friday, February 23, 1990

Senate

Chamber Action

Routine Proceedings, page 2492

Recess: Senate convened at 10:00:21, in pro forma session, and recessed at 10:00:42, until 11:30 a.m., on Monday, February 26.

Committee Meetings

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Arthur J. Hill, of Florida, to be President of the Government National Mortgage Association, Department of Housing and Urban Development, Philip R. Lochner, Jr., of Connecticut, to be a Member of the Securities Exchange Commission, and John J. Adair, of Virginia, to be Inspector General of the Resolution Trust Corporation, after the nominees testified and answered questions in their own behalf. Mr. Hill was introduced by Senator Graham, and Mr. Lochner was introduced by Senators D'Amato and Lieberman.

AUTHORIZATIONS—USTR/ITC

Committee on Finance: Subcommittee on International Trade held hearings on proposed legislation authorizing funds for the Office of the U.S. Trade Representative and the International Trade Commission, receiving testimony from Joshua B. Bolten, General Counsel, Office of the United States Trade Representative; and Anne E. Brunsdale, Chairman, International Trade Commission.

Hearings were recessed subject to call.

AIR FORCE FINANCIAL AUDIT

Committee on Governmental Affairs: Committee held hearings to examine a GAO audit of Air Force fiscal year 1988 financial statements, receiving testimony from Charles A. Bowsher, Comptroller General of the United States, Donald H. Chapin, Assistant Comptroller General for Accounting and Financial Management, Frank Conahan, Assistant Comptroller General for National Security and International Affairs, and Terry Carnahan, Assistant Director, Accounting and Financial Management Division, all of the General Accounting Office.

Hearings were recessed subject to call.

CIVIL RIGHTS

Committee on Labor and Human Resources: Committee held hearings on S. 2104, to revise the Civil Rights Act of 1964 (P.L. 88–352) to restore and strengthen civil rights laws that ban discrimination in employment, receiving testimony from William T. Coleman, O'Melveny & Myers, Washington, DC; Shirley Hufstedler, Hufstedler, Miller, Kaus & Beardsley, Los Angeles, California; F. Ray Marshall, LBJ School of Public Affairs, Austin, Texas; Charles Fried, Harvard Law School, and Glenn Loury, Kennedy School of Government, both of Cambridge, Massachusetts; and Brenda Patterson, Winston Salem, North Carolina.

Hearings continue on Tuesday, February 27.

VETERANS' AFFAIRS

Committee on Veterans' Affairs: Committee concluded hearings on the President's proposed budget request for fiscal year 1991 for veterans programs, S. 2101, to waive the waiting period requirement of section 210(b)(2) of title 38, U.S. Code, for a planned administrative reorganization involving the Loan Guaranty Division at the Togus Veterans Affairs Medical and Regional Office Center, and S. 2103, to waive the reporting and waiting period requirements of section 210(b)(2) of title 38, U.S. Code, for a planned administrative reorganization of the regional field offices of the Veterans Health Services and Research Administration, after receiving testimony from Edward J. Derwinski, Secretary of Veterans Affairs; Thomas E. Collins III, Assistant Secretary of Labor for Veterans Employment and Training; Frank Q. Nebeker, Chief Judge, United States Court of Veterans Appeals; Robert L. Jones, AMVETS, Jesse Brown, Disabled American Veterans, John Bollinger, Paralyzed Veterans of America, Larry Rivers, Veterans of Foreign Wars, Roy E. Pannell, American Federation of Government Employees, Samuel Walsh and John F. Sommer, Jr., both of the American Legion, and Thomas Sherwood, Vietnam Veterans of America, all of Washington, DC; Barbara L. Gallaher, Director, VA Medical Center, Baltimore, Maryland; Stanley J. Geyer, Chief of Staff, VA Medical Center, Seattle, Washington; Joseph L. Moore, Director, VA Medical Center, Chicago (Lakeside), Illinois; Malcom Randall, Director, VA Medi-

cal Center, Gainesville, Florida; Thomas Horvath, Chief of Staff, VA Medical Center, Brooklyn, New York, representing the American Psychiatric Association; Henry W. Gresham, Director, VA Regional Office, Manchester, New Hampshire; Stephen L. Lemons, Director, VA Regional Office, Waco, Texas; James Maye, Director, VA Regional Office, Los Angeles, California; Jack McReynolds, Director, VA Regional Office, Denver, Colorado; Ralph E. Smith, Director, VA Regional Office, Roanoke, Virginia; Robert Waldman, University of Nebraska, Lincoln, representing the Association of American Medical Colleges; and Elliott Fisher, Dartmouth Medical School, Hanover, New Hampshire, representing the American Federation for Clinical Research.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, February 26.

Committee Meetings

No committee meetings were held.

♦♦♦♦♦♦♦♦♦♦♦♦

Monday, February 26, 1990

Senate

Chamber Action

Routine Proceedings, pages 2502–2613

Measures Introduced: Eleven bills and two resolutions were introduced as follows: S. 2168–2178, S. Res. 249, and S.J. Res. 261.

Page 2560

Measures Passed:

National Former Prisoners of War Recognition Day: Senate passed S.J. Res. 190, designating April 9, 1990, as "National Former Prisoners of War Recognition Day."

Page 2605

Bicentennial Anniversary of the Legacy of Benjamin Franklin: Senate passed S.J. Res. 226, to designate the year 1990 as the "Bicentennial Anniversary of the Legacy of Benjamin Franklin."

Page 2605

Deaf Awareness Week: Senate passed S.J. Res. 227, to designate March 11 through March 17, 1990, as "Deaf Awareness Week."

Page 2605

National Prevent-A-Litter Month: Senate passed S.J. Res. 229, to designate April 1990 as "National Prevent-A-Litter Month."

Page 2605

National Drinking Water Week: Senate passed S.J. Res. 230, to designate the period commencing on May 6, 1990, and ending on May 12, 1990 as "National Drinking Water Week."

Page 2606

State-Supported Homes for Veterans Week: Senate passed S.J. Res. 231, to designate the week of June 10, 1990, through June 16, 1990, as "State-Supported Homes for Veterans Week."

Page 2606

Be Kind to Animals and National Pet Week: Senate passed S.J. Res. 236, designating May 6 through 12, 1990, as "Be Kind to Animals and National Pet Week."

Page 2606

Greek Independence Day: Senate passed S.J. Res. 243, to designate March 25, 1990, as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy."

Page 2606

Idaho Centennial Day: Senate passed S.J. Res. 245, designating July 3, 1990, as "Idaho Centennial Day."

Page 2607

National Recycling Month: Senate passed S.J. Res. 250, designating April 1990 as "National Recycling Month."

Page 2607

Baltic Freedom Day: Senate passed S.J. Res. 251, designating "Baltic Freedom Day."

Page 2607

National Minority Cancer Awareness Week: Senate passed S.J. Res. 252, designating the week of April 15, 1990, through April 21, 1990, as "National Minority Cancer Awareness Week."

Page 2608

National Arbor Day: Senate passed S.J. Res. 258, to authorize the President to proclaim the last Friday of April 1990 as "National Arbor Day."

Page 2608

National Employee Health and Fitness Day: Senate agreed to S. Res. 245, designating "National Employee Health and Fitness Day."

Page 2608

Jewish Heritage Week: Senate passed S.J. Res. 241, to designate the week of April 28, 1990, through May 5, 1990, as "Jewish Heritage Week," with an amendment.

Page 2608

National and Community Service: Senate began consideration of S. 1430, to enhance national and community

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service, with a committee amendment in the nature of a substitute.

Page 2521

Senate will continue consideration of the bill and amendments to be proposed thereto, on Tuesday, February 27.

Page 2613

National Railroad Passenger Corporation Authorizations—Conference: Senate insisted on its amendment to H.R. 2364, to amend the Rail Passenger Service Act to authorize appropriations for the National Railroad Passenger Corporation, agreed to the request for a conference thereon, and the Chair appointed as conferees: Senators Hollings, Exon, Bryan, Robb, Danforth, Pressler, and Kasten.

Page 2608

Messages From the President: Senate received the following message from the President of the United States:

Transmitting the annual report on the Administration of the Federal Railroad Safety Act, which was referred to the Committee on Commerce, Science, and Transportation. (PM–97)

Page 2559

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Consular Convention with the Republic of Tunisia (Treaty Doc. No. 101–12). The treaty was transmitted to the Senate on Friday, February 23, during the recess of the Senate, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and was ordered to be printed.

Page 2604

Nominations Confirmed: Senate confirmed the following nominations:

Scott Alan Sewell, of Maryland, to be United States Marshal for the District of Maryland for the term of four years.

Thomas W. Corbett, Jr., of Pennsylvania, to be United States Attorney for the Western District of Pennsylvania for the term of four years.

Jack N. Egnor, of Colorado, to be United States Marshal for the District of Colorado for the term of four years.

Donald W. Tucker, of Arizona, to be United States Marshal for the District of Arizona for the term of four years.

Page 2604

Nominations Received: Senate received the following nominations: Received on Friday, February 23, during the recess:

James Henry Michel, of Virginia, to be an Assistant Administrator of the Agency for International Development.

Jack D. Shanstrom, of Montana, to be United States District Judge for the District of Montana.

Routine lists in the Army, Navy and Air Force.

Page 2613

Messages From the President: Page 2559
Messages From the House: Page 2559
Measures Referred: Page 2560
Statements on Introduced Bills: Page 2560
Additional Cosponsors: Page 2595
Amendments Submitted: Page 2596
Notices of Hearings: Page 2596
Authority for Committees: Page 2597
Additional Statements: Page 2597

Recess: Senate convened at 11:30 a.m., and recessed at 5:40 p.m., until 10:30 a.m., on Tuesday, February 27, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 2613.)

Committee Meetings

APPROPRIATIONS—CONSERVATION/ GEOLOGICAL SURVEY

Committee on Appropriations: Subcommittee on the Interior held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from J. Michael Davis, Assistant Secretary of Energy for Renewable Energy and Conservation; and Dallas L. Peck, Director, Geological Survey, Department of the Interior.

Subcommittee will meet again on Tuesday, March 6.

APPROPRIATIONS—GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from Jane A. Kenney, Director, ACTION, Sandra S. Parrino, Chairperson, National Council on Disability; Robert P. Baker, Acting Director, Federal Mediation and Conciliation Service, Joshua M. Javits, Chairman, National Mediation Board; Charles J. Chamberlain, Labor Member, and John D. Crawford, Management Member, both of the U.S. Railroad Retirement Board; Ford B. Ford, Chairman, Federal Mine Safety and Health Review Commission; James M. Stephens, Chairman, and Jerry M. Hunter, General Counsel, both of the National Labor Relations Board; and Earl R. Ohman, Jr., General Counsel, Occupational Safety and Health Review Commission.

Subcommittee will meet again on Wednesday, February 28.

FISHERIES PROTECTION

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests held hearings on H.R. 987, to designate certain lands in the

Tongass National Forest in Alaska as wilderness, focusing on provisions relating to fisheries protection and buffer zones, receiving testimony from Patricia M. Kearney, Acting Assistant Secretary for Natural Resources, George M. Leonard, Associate Chief, Forest Service, Mike Barton, Regional Forester (Alaska Region), and David R. Gibbons, Regional Fisheries Biologist (Alaska Region), all of the Department of Agriculture; James W. Brooks, Deputy Regional Director (Alaska Region), and K. Koski, Fisheries Biologist, Auke Bay Laboratory, both of the National Marine Fisheries Service, Department of Commerce; Craig J. Lindh, Alaska State Office of Governmental Coordination, Richard M. Griffin, Southeast Conference, K.J. Metcalf, Southeast Alaska Conservation Council, Kathryn Troll, Southeast Alaska Seiners Association, and Joseph G. Wilson, Goldbelt, Inc., all of Juneau, Alaska; and Don Finney, Alaska Loggers Association, Ketchikan.

Hearing were recessed subject to call.

JAPANESE TRADE BARRIERS TO FOREST PRODUCTS

Committee on Finance: Subcommittee on International Trade held hearings to examine the status of negotiations to open the Japanese barriers to forest products market, receiving testimony from Stanley S. Dennison, Chairman, Alliance for Wood Products Exports, Atlanta, Georgia; and Stephen M. Lovett, National Forest Products Association, and Kip Howlett, Georgia-Pacific Corporation, both of Washington, DC.

Hearings were recessed subject to call.

JOBS PROGRAM

Committee on Finance: Subcommittee on Social Security and Family Policy concluded oversight hearings on the implementation of the Job Opportunities and Basic Skills Training Program, an education and training program established by the Family Support Act (P.L. 100–485), after receiving testimony from Martin H. Gerry, Assistant Secretary of Health and Human Services for Planning and Evaluation; Cesar A. Perales, New York State Department of Social Services, Albany, on behalf of the American Public Welfare Association and the National Council of State Human Service Administrators; Dennis J. Boyle, California State Department of Social Services, Sacramento; Robert D. Cecil, Michigan State Department of Social Services, Lansing; Douglas G. Greenwell, Georgia State Department of Human Resources, Atlanta; Judith M. Gueron, Manpower Demonstration Research Corporation, New York, New York; Nancy Ebb, Children's Defense Fund, and Mark H. Greenberg, Center for Law and Social Policy, both of Washington, DC.

STUDENT LOAN DEFAULT

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed oversight hearings to examine alleged fraud, waste and abuse in Federal student loan programs, receiving testimony from David B. Buckley, Chief Investigator, and Grace T. McPhearson, Staff Investigator, both of the Permanent Subcommittee on Investigations; and Joseph Calareso, Andrea L. Merritts, Angela M. Jones, and Brenda A. Brandon, all on behalf of the American Career Training School, Pompano Beach, Florida.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 4099–4106; and 1 resolution, H. Res. 343 were introduced.

Page 2501

Report Filed: One report was filed as follows: H.R. 3315, to extend the authorization of appropriations for the Taft Institute, amended (H. Rept. 101–406).

Page 2501

Presidential Message: Read a message from the President wherein he transmits the 1988 annual report on the Administration of the Federal Railroad Safety Act—referred to the Committee on Energy and Commerce.

Page 2496

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 2500

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 12:56 p.m.

Committee Meetings

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Corps of Engineers: North Central Division and Remaining Items. Testimony was heard from the following officials of the Corps of Engineers, Department of the Army: Brig. Gen. Jude W.P. Patin, USA, Division Commander, North Central Division; and Maj. Gen. Patrick Kelly, USA, Director, Civil Works.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Impact Aid; and on Bilingual and Immigration Education. Testimony was heard from the following officials of the Department of Education: Daniel Bonner, Acting Assistant Secretary, Elementary and Secondary Education; and Rita Esquibel, Director, Office of Bilingual Education and Minority Language Affairs.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Economic Research Service; National Agricultural Statistics Service and on World Agricultural Outlook Board. Testimony was heard from the following officials of the USDA: Bruce Gardner, Assistant Secretary, Economics; John E. Lee, Jr., Administrator, Economic Research Service; Charles E. Caudill, Administrator, National Agricultural Statistics Service; and James R. Donald, Chairperson, World Agricultural Outlook Board.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the Administration's fiscal year 1991 budget proposals. Testimony was heard from Dr. Louis W. Sullivan, Secretary of Health and Human Services; and public witnesses.

Hearings continue tomorrow.

TUBERCULOSIS CONTROL PROGRAM REAUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the reauthorization of the tuberculosis control program. Testimony was heard from Dr. Allen R. Hinman, Director, Center for Preventive Services, Centers for Disease Control, Department of Health and Human Services; and public witnesses.

MANUFACTURING AND MARKETING OF MEDICAL DEVICES

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the conduct of the FDA and the medical device industry relating to the manufacturing and marketing of medical devices. Testimony was heard from James S. Benson, Acting Commissioner, FDA, Department of Health and Human Services; and public witnesses.

UNEMPLOYMENT COMPENSATION REFORM ACT

Committee on Ways and Means: Subcommittee on Human Resources concluded hearings on H.R. 3896, Unemployment Compensation Reform Act of 1990. Testimony was heard from public witnesses.

Joint Meeting

HEAD START

Joint Economic Committee: Subcommittee on Education and Health held hearings to examine the future of the Head Start program, receiving testimony from Frank Doyle, General Electric Company, Fairfield, Connecticut; Lynn Kagan, Yale University, New Haven, Connecticut; William Kolberg, National Alliance of Business, Washington, DC; David Weikert, High/Scope Educational Research Foundation, Ypsilanti, Michigan; Patrice Carter, Raleigh, North Carolina; and Sandra Wadel, Beverly, Massachusetts.

Hearings were recessed subject to call.

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Tuesday, February 27, 1990

Senate

Chamber Action

Routine Proceedings, pages 2719–2840

Measures Introduced: Nineteen bills and four resolutions were introduced as follows: S. 2179–2197, S. Res. 250 and 251, S.J. Res. 262, and S. Con. Res. 96.

Page 2796

Measures Reported: Reports were made as follows:

S. Con. Res. 90, authorizing use of the rotunda of the Capitol for a dedication ceremony incident to the placement of a bust of Lajos Kossuth in the Capitol and authorizing the printing of a transcript of the proceedings of the ceremony. (S. Rept. No. 101–244)

S. Res. 246, authorizing printing additional copies of Senate report titled "Developments in Aging: 1989".

S. Res. 250, to amend the Standing Rules of the Senate to require each committee to publish the rules of such committee only during the first year of a Congress unless such rules are amended and to provide that an amendment to committee rules shall not take effect until published in the Congressional Record.

S. 2151, to permit the transfer of the obsolete submarine U.S.S. *Requin* to the Carnegie Institute in Pittsburgh, Pennsylvania, before the expiration of the 60-day waiting period that would otherwise be applicable to the transfer.

Page 2796

Measures Passed:

Authorizing Use of Hart Office Building: Senate agreed to S. Res. 249, authorizing the use of the Hart Senate Office Building Atrium on March 5, 1990, for a performance by the Western Kentucky University Choir.

Page 2838

Directing Senate Legal Counsel: Senate agreed to S. Res. 251, to direct the Senate Legal Counsel to appear as amicus curiae in *Metro Broadcasting, Inc.* v. *Federal Communications Commission, et al.*

Page 2839

National and Community Service: Senate continued consideration of S. 1430, to enhance national and community service, with a modified committee amendment

in the nature of a substitute, taking action of amendments proposed thereto, as follows:

Pages 2731, 2778, 2779

Adopted:

(1) Domenici Amendment No. 1263, to provide for national service in programs involving drug and alcohol abuse, education and treatment.

Page 2751

(2) Kennedy (for Conrad) Amendment No. 1264, to ensure that Indian tribes are eligible to receive grants under all subtitles to title I.

Page 2752

(3) Hatch Amendment No. 1266, to establish a Grand Circle Park pass in Utah.

Page 2780

Subsequently, Amendment No. 1266, listed above, was modified by unanimous consent.

Page 2840

(4) By 91 yeas to 3 nays (Vote No. 18), Armstrong Amendment No. 1262, to protect religious organizations from discrimination and to allow those religious organizaitons that choose to participate in programs contained in the Act to maintain religious identity.

Pages 2746, 2791

(5) Armstrong Amendment No. 1268 (to Amendment No. 1262), to allow religious organizations that receive Federal financial assistance under this Act to keep their religious identity and maintain a moral climate in their programs and activities.

Page 2790

Rejected:

McCain Amendment No. 1267, to make the benefits paid under the bill comparable to benefits paid to persons for service in the Armed Forces of the United States. (By 54 yeas to 41 nays (Vote No. 19), Senate tabled the amendment.)

Pages 2781, 2791

Senate will continue consideration of the bill and amendments to be proposed thereto, on Wednesday, February 28.

Page 2840

Armenian Genocide Day of Remembrance: Senate continued consideration of a motion to proceed to S.J. Res. 212, designating April 24, 1990, as "National Day of Remembrance of the Seventy-Fifth Anniversary of the Armenian Genocide of 1915–23".

Page 2753

By 48 yeas to 51 nays (Vote No. 17), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the motion to proceed to consideration of the resolution.

Pages 2778, 2794

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Consular Convention with the Democratic Republic of Algeria (Treaty Doc. No. 101–13). The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and was ordered to be printed.

Page 2839

Messages From the President: Senate received the following messages from the President of the United States:

(1) Transmitting the annual report on Mine Safety and Health Activities, which was referred to the Committee on Labor and Human Resources. (PM–98)

Page 2795

(2) Transmitting the 1990 Trade Policy Agenda and the 1989 Annual Report on the Trade Agreements Program, which was referred to the Committee on Finance. (PM–99)

Page 2795

Nominations Confirmed: Senate confirmed the following nominations:

Jacqueline L. Phillips, of Maryland, to be Federal Co-chairman of the Appalachian Regional Commission.

Hilda Gay Legg, of Kentucky, to be Alternate Federal Cochairman of the Appalachian Regional Commission.

Erich W. Bretthauer, of Nevada, to be an Assistant Administrator of the Environmental Protection Agency.

Page 2840

Messages From the President: Page 2795

Communications: Page 2795

Executive Reports of Committees: Page 2796

Statements on Introduced Bills: Page 2797

Additional Cosponsors: Page 2824

Amendments Submitted: Page 2826

Notices of Hearings: Page 2827

Authority for Committees: Page 2828

Additional Statements: Page 2828

Record Votes: Three record votes were taken today. (Total—19)

Pages 2778, 2791

Recess: Senate convened at 10:30 a.m., and recessed at 7:56 p.m., until 10:30 a.m., on Wednesday, February 28, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 2840.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on the role of the Government's nutrition programs in the health, education and development of children, receiving testimony from Senators Sasser and Domenici; Robert Greenstein, Center on Budget and Policy Priorities, Ellen Haas, Public Voice for Food and Health Policy, Marshall Matz, Holland and Knight, all of Washington, DC; Tim Grace, Illinois Department of Public Aid, Springfield, on

behalf of the American Public Welfare Association, Beverly Lowe, Hampton, Virginia, Ann Gennings, New Hartford, New York, Vivian Pilant, Columbia, South Carolina, and Jo Busha, Montpelier, Vermont, all on behalf of the American School Food Service Association; and Charles Hughes, American Federation of State, County and Municipal Employees (AFL–CIO), New York, New York.

Hearings continue on Wednesday, March 7.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1991 for the Department of Defense, focusing on foreign policy context, receiving testimony from Robert M. Kimmitt, Under Secretary of State for Political Affairs.

Subcommittee will meet again on Thursday, March 1.

NOMINATIONS/SUBMARINE TRANSFER

Committee on Armed Services: Committee ordered favorably reported the following business items:

The nominations of Colin Riley McMillan, of New Mexico, to be an Assistant Secretary of Defense, Enrique Mendez, Jr., of Puerto Rico, to be an Assistant Secretary of Defense, Douglas Alan Brook, of Virginia, to be an Assistant Secretary of the Army, Stephen Kay Conver, of Virginia, to be an Assistant Secretary of the Army, William James Haynes II, of North Carolina, to the General Counsel of the Department of the Army, and Adm. David E. Jeremiah, USN, to be Vice Chairman of the Joint Chiefs of Staff; and

S. 2151, to permit the transfer of the obsolete submarine *U.S.S. Requin* to the Carnegie Institute in Pittsburgh, Pennsylvania, before the expiration of the 60-day waiting period that would otherwise be applicable to the transfer.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Committee held hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, and on the five year defense plan for fiscal years 1991–1995, receiving testimony from Michael P.W. Stone, Secretary of the Army; H. Lawrence Garrett III, Secretary of the Navy; and Donald B. Rice, Secretary of the Air Force.

Hearings continue on tomorrow.

HUD MODERATE REHAB PROGRAM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on HUD/MOD Rehab Investigation held hearings to examine HUD projects under the moderate rehabilitation program (section 8), focusing on developers and tax incentives for financing such projects, receiving testimony from John Ols, Director of Economic and Community Development Issues, General Accounting Office; Richard Baron and Kevin J. McCormack, both on behalf of the McCormack Baron and Associates, and Thomas P. Costello, MBA Realty, all of St. Louis, Missouri; Philip Abrams, Philips Development, Engelwood, Colorado; Joseph M. Queenan, J. Michael Queenan Associates, Inc., Denver, Colorado; Tom Cole and William Tanker, both of Benton Mortgage Company, Knoxville, Tennessee; William Cottrell, Clark County Housing Authority, Clark County, Nevada; Marilyn Melkonian, Telesis Corporation, and Karen Kollias, American Security Bank, both of Washington, DC; Patrick E. Clancy, The Community Builders, Boston, Massachusetts; and Sheldon Baskin, Chicago, Illinois.

Subcommittee will meet again on Friday, March 2.

SOCIAL SECURITY

Committee on Finance: Committee concluded hearings on proposed legislation to reduce Social Security taxes, after receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System; Robert S. Strauss, Akin, Gump, Strauss, Hauer & Field, Calvin P. Johnson and Kerri Ignani, both of the AFL–CIO, Michael O. Roush, National Federation of Independent Business, Paul R. Huard, National Association of Manufacturers, Arthur S. Flemming, Save Our Security Coalition, Lawrence T. Smedley, National Council of Senior Citizens, Martha A. McSteen, National Committee ot Preserve Social Security and Medicare, and Jere W. Glover, National Association for the Self-Employed, all of Washington, DC; Frank Mason, Mason Corporation, Birmingham, Alabama, on behalf of the U.S. Chamber of Commerce; Ron Mulvainey, Brookfield, Wisconsin, on behalf of the American Association of Retired Persons; and Stuart J. Sweet, Black, Manafort, Stone and Kelley, Alexandria, Virginia.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Ronald W. Roskens, of Nebraska, to be Administrator of the Agency for International Development, and to be a Member of the Board of Directors of the Inter-American Foundation, after the nominee, who was introduced by Senators Exon and Kerrey and Representatives Bereuter, Hoagland, and Virginia Smith, testified and answered questions in his own behalf.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Harry F. Manbeck, Jr., of Connecticut, to be Commissioner of Patents and Trademarks, and Douglas B. Comer, of Virginia, to be Deputy Commissioner of Patents and Trademarks, both of the Department of Commerce, Robert H. Hodges, Jr., of South Carolina, to be a Judge of the United States Claims Court, and Rhesa H. Barksdale, of Mississippi, to be a U.S. Circuit Judge for the Fifth Circuit, after the nominees testified and answered questions in their own behalf.

Mr. Comer was introduced by Senator Dole, Mr. Hodges was introduced by Senators Thurmond and Hollings and Representative Spence, and Mr. Barksdale was introduced by Senators Lott and Cochran. Testimony was also received on the nominations of Messrs. Manbeck and Comer from Donald J. Quigg, Intellectual Property Owners, Inc., Washington, DC, former Commissioner of Patents and Trademarks; and William S. Thompson, American Intellectual Property Law Association, Arlington, Virginia.

CIVIL RIGHTS

Committee on Labor and Human Resources: Committee resumed hearings on S. 2104, to revise the Civil Rights Act of 1964 (P.L. 88–352) to restore and strengthen civil rights laws that ban discrimination in employment, receiving testimony from Donald B. Ayer, Deputy Attorney General, Department of Justice; Eleanor Holmes Norton, Georgetown University Law Center, Larry Lorber, Kelley, Drye and Warren, Judith Lichtman, Women's Legal Defense Fund, and Marcia Greenberger, National Women's Law Center, all of Washington, DC; William Brown, Schnader, Harrison, Segal and Lewis, Philadelphia, Pennsylvania; David Maddux, Shepard, Mullin, Richter and Hampton, Los Angeles, California; and Patricia Swanson, Ingleside, Illinois.

Hearings continue on Thursday, March 1.

BUSINESS MEETING

Committee on Rules and Administration: Committee ordered favorably reported the following business items:

The nomination of Robert William Houk, of Ohio, to be Public Printer, Government Printing Office;

S. 1543, to authorize the Colonial Dames at Gunston Hall to establish a memorial to George Mason in the District of Columbia, with an amendment;

An original resolution (S. Res. 250), to require each Senate committee to publish the rules of such committee only during the first year of a Congress unless such rules are amended, and to provide that an amendment to committee rules shall not take effect until published in the Congressional Record;

S. Res. 246, to authorize the printing of additional copies of the Senate report titled "Developments in Aging: 1989";

S. Con. Res. 90, to authorize the use of the rotunda of the Capitol for a dedication ceremony incident to the placement of a bust of Lajos Kossuth in the Capitol and to authorize the printing of a transcript of the proceedings of the ceremony; and

S. Con. Res. 93, to provide for acceptance of a statue presented by the State of Utah for placement in National Statuary Hall.

CAMPAIGN FINANCE REFORM

Committee on Rules and Administration: Committee held hearings on S. 1655, to revise the enforcement provisions of the Federal Election Campaign Act of 1971, to provide for the disclosure of independent expenditures, and to make provisions regarding intermediaries and broadcast time, receiving testimony from Senators McConnell and Reid; and S. 1727, to provide comprehensive campaign finance reform, to lessen the power of special economic interests, and to restore competition to American congressional elections, receiving testimony from Senators Cranston, Packwood and Kerry; and William P. Barr, Assistant Attorney General, Office of Legal Counsel, Department of Justice.

Hearings continue on Thursday, March 1.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 4107–4127; 2 private bills, H.R. 4128–4129; and 14 resolutions, H.J. Res. 487–494, H. Con. Res. 271, and H. Res. 344–348 were introduced.

Page 2715

Reports Filed: Reports were filed as follows:

Conference report on H.R. 2742, to extend and amend the Library Services and Authorization Act (H. Rept. 101–407);

H.R. 4010, to provide the Secretary of Agriculture authority regarding the sale of sterile screwworms (H. Rept. 101–408); and

Report on allocation of budget total for the Committee on Agriculture for fiscal year 1990 (H. Rept. 101–409).

Page 2715

Committee Resignations: Read and accepted the following letters of resignation:

From Representative Mfume wherein he resigns as a member of the Committee on Education and Labor;

From Representative McNulty wherein he resigns as a member of the Committee on Small Business; and

From Representative McMillen of Maryland wherein he resigns as a member of the Committee on Banking, Finance and Urban Affairs.

Page 2638

Recess Authority: The Speaker was authorized to declare recesses on Wednesday, March 7, for the purpose of receiving Giulio Andreotti, President of the Council of Ministers of the Republic of Italy, in joint meeting.

Page 2639

Official House Picture: House agreed to H. Res. 344, to authorize a picture of the House while in session.

Page 2640

Committee Elections: House agreed to H. Res. 345, electing Representative Washington to the Committee on Education and Labor, to rank after Representative Unsoeld; Representative McMillen of Maryland to the

Committee on Energy and Commerce; Representative Washington to the Committee on the Judiciary; Representative McNulty to the Committee on Post Office and Civil Service; Representatives Ackerman and Perkins to the Committee on Public Works and Transportation; and Representative Hochbrueckner to the Committee on Veterans' Affairs.

Page 2640

Presidential Message—Mine Safety: Read a message from the President wherein he transmits the 1988 Annual Report on mine safety and health activities—referred to the Committee on Education and Labor.

Page 2652

Suspensions: House voted to suspend the rules and pass the following measures:

Education programs assessment: H.R. 3910, amended, to require the Secretary of Education to conduct a comprehensive national assessment of programs carried out with assistance under chapter I of title I of the Elementary and Secondary Education Act of 1965;

Page 2652

Taft Institute: H.R. 3315, amended, to extend the authorization of appropriations for the Taft Institute;

Page 2654

Iranian persecution of Baha'is: H. Con. Res. 87, concerning Iranian persecution of the Baha'is (agreed to by a yea-and-nay vote of 404 yeas, Roll No. 17);

Page 2658

Sale of sterile screwworms: H.R. 4010, to provide the Secretary of Agriculture authority regarding the sale of sterile screwworms;

Page 2664

Marion Lake reservoir: S. 1016, to change the name "Marion Lake", located northwest of Marion, Kansas, to "Marion Reservoir"—clearing the measure for the President;

Page 2666

Philo T. Farnsworth statue: H. Con. Res. 226, providing for acceptance of a statue of Philo T. Farnsworth, presented by the State of Utah, for placement in National Statutary Hall; and

Page 2666

Lajos Kossuth bust: H. Con. Res. 251, amended, authorizing use of the rotunda of the Capitol for a dedication ceremony incident to the placement of a bust of Lajos Kossuth in the Capitol and authorizing the printing of a transcript of the proceedings of the ceremony.

Page 2668

Library Services and Construction: By a yea-and-nay vote of 401 yeas to 4 nays, Roll No. 16, the House agreed to the conference report on H.R. 2742, to amend and extend the Library Services and Construction Act.

Pages 2641, 2655

Referrals: Fourteen Senate-passed measures were referred to the appropriate House committees.

Page 2714

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 2695, and 2696. There were no quorum calls.

Adjournment: Met at noon and adjourned at 5:55 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Ordered reported the following bills: H.R. 4099, to suspend section 332 of the Agricultural Adjustment Act of 1938 for the 1991 crop of wheat; H.R. 3581, amended, Rural Economic Development Act of 1989; and H.R. 4077, amended, to amend the Consolidated Farm and Rural Development Act to require borrower good faith with respect to Farmers Home Administration loans; to improve the management of such delinquent loans including limiting the write-down of such loans.

FARM BILL

Committee on Agriculture: Subcommittee on Tobacco and Peanuts held a hearing to review the peanut title of the 1990 Farm bill.

Testimony was heard from Representative Dickinson; John Campbell, Deputy Under Secretary, International Affairs and Commodity Programs, USDA; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the following: Court of Appeals, District Courts and Other Judicial Services; Administrative Office of the U.S. Courts; Federal Judicial Center; U.S. Sentencing Commission; Office of the U.S. Trade Representative; and on FTC. Testimony was heard from Richard S. Arnold, Judge, U.S. Court of Appeals, Eighth Circuit; L. Ralph Mecham, Director, Administrative Office of the U.S. Courts; John C. Godbold, Director, Federal Judicial Center; William W. Wilkins, Jr., Judge, Chairman, U.S. Sentencing Commission; Carla A. Hills, U.S. Trade Representative, Office of the United States Trade Representative; and Janet D. Steiger, Chairman, FTC.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on U.S. Pacific Command. Testimony was heard from Adm. Huntington Hardisty, USN, Commander-in-Chief, Pacific Command, Department of the Navy.

The Subcommittee also held a hearing on Enlisted Personnel Issues. Testimony was heard from the following officials of the Department of Defense: SMA Julius W. Gates, USA, Sergeant Major of the Army; MCPON D.R. Bushey, USN, Master Chief Petty Officer of the Navy;

Sgt. Maj. David W. Sommers, USMC, Sergeant Major of the Marine Corps; and CMSgt. James C. Binnicker, USAF, Chief Master Sergeant of the Air Force.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Appalachian Regional Commission.

Testimony was heard from the following officials of the Appalachian Regional Commission: Jacqueline L. Phillips, Federal Co-Chairman; and Robert P. Casey, Governor, State of Pennsylvania, States' Co-Chairman.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs continued appropriation hearings. Testimony was heard from public witnesses.

Hearings continue tomorrow.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the following: Student Financial Assistance and Guaranteed Student Loans; Higher Education; Vocational and Adult Education; and on Howard University. Testimony was heard from the following officials of the Department of Education: Leonard L. Haynes, III, Assistant Secretary, Postsecondary Education; and Betsy Brand, Assistant Secretary, Vocational and Adult Education; and Carlton P. Alexis, Interim President, Howard University.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Farm Credit Agencies. Testimony was heard from Harold B. Steele, Chairman and Chief Executive Officer, Farm Credit Administration; and Eric P. Thor, President and Chief Executive Officer, Farm Credit System Assistance Board.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Research and Special Programs Administration. Testimony was heard from Travis P. Dungan, Administrator, Research and Special Programs Administration, Department of Transportation.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on the U.S. Secret Service and Bureau of Alcohol, Tobacco and Firearms. Testimony was heard from the following officials of the Department of the Treasury: John R. Simpson, Director, U.S. Secret Service; and Stephen E. Higgins, Director, Bureau of Alcohol, Tobacco and Firearms.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD-Independent Agencies held a hearing on the NSF. Testimony was heard from Erich Bloch, Director, NSF.

DEPARTMENT OF ENERGY'S DEFENSE PROGRAMS

Committee on Armed Services: Department of Energy Defense Nuclear Facilities Panel held a hearing concerning Department of Energy's defense programs. Testimony was heard from the following officials of the Department of Energy: John C. Tuck, Under Secretary and Acting Assistant Secretary, Defense Production; RAdm. Mike Barr, USN, Deputy Assistant Secretary, Military Applications; Richard Starostecki, Acting Deputy Assistant Secretary, Nuclear Materials; Dominic J. Monetta, Director, Office of New Production Reactors; Sigfried Hecker, Director, Los Alamos National Laboratory; John Nuckolls, Director, Lawrence Livermore National Laboratory; and Albert Narath, Director, Sandia National Laboratory.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on the military construction portion of the fiscal year 1991 National Defense authorization request, with emphasis on the future of the U.S. military presence abroad. Testimony was heard from I. Lewis Libby, Principal Deputy Under Secretary, Strategy and Resources, Department of Defense.

Hearings continue tomorrow.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing on the manpower portion of the fiscal year 1991 National Defense authorization request, with emphasis on CBO's force-structure overview and on the Department of Defense/military service force-structure overview. Testimony was heard from Robert D. Reischauer, Director, CBO; and the following officials of the Department of Defense: Christopher Jehn, Assistant Secretary, Force Management and Personnel; Stephen Duncan, Assistant Secretary, Reserve Affairs; G. Kim Wincup, Assistant Secretary, Manpower and Reserve Affairs, Department of the Army; Barbara S. Pope, Assistant Secretary, Manpower and Reserve Affairs, Department of the Navy; and Gary Cooper, Assistant Secretary, Manpower, Reserve Affairs, Installations and Environment, Department of the Air Force.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness held a hearing on the operation and maintenance portion of the fiscal year 1991 National Defense authorization re-

quest, with emphasis on the Defense Management Report and O&M/readiness implications. Testimony was heard from Donald B. Shycoff, Principal Deputy Comptroller, Department of Defense.

Hearings continue tomorrow.

A. BRUCE ROZET AND AFFILIATED COMPANIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on A. Bruce Rozet and Affiliated Companies. Testimony was heard from A. Bruce Rozet, Chairman of the Board, Associate Financial Corporation.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the Administration's fiscal year 1991 budget proposals. Testimony was heard from public witnesses.

Hearings continue tomorrow.

CIVIL RIGHTS ACT

Committee on Education and Labor and the Subcommittee on Civil and Constitutional Rights of the Committee on the Judiciary continued joint hearings on H.R. 4000, Civil Rights Act of 1990. Testimony was heard from Representative Campbell of California; and public witnesses.

AIDS EPIDEMIC AND MEDICAID

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the AIDS Epidemic and Medicaid, including H.R. 4080, to amend title XIX of the Social Security Act to give States the option of providing for coverage for certain HIV-related services for certain individuals who have been diagnosed as being HIV-positive. Testimony was heard from Dr. C. Everett Koop, former Surgeon General, Public Health Service, Department of Health and Human Services; and public witnesses.

CRANBERRY WILDERNESS BOUNDARY MODIFICATION

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 1576, to modify the boundary of the Cranberry Wilderness, located in the Monongahela National Forest, West Virginia. Testimony was heard from Representative Staggers; Jeff Sirmon, Deputy Chief, Forest Service, USDA; and public witnesses.

OVERSIGHT—LICIT IMPORTATION OF OPIUM

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on the licit importation of opium. Testimony was heard from Melvyn Levitsky, Assistant Secretary, International Narcotics Matters, Department of State; Gene R. Haislip, Deputy Assistant Administrator, Office of Diversion Control, DEA, Department of Justice; and public witnesses.

DRUG CONTROL STRATEGY

Committee on Foreign Affairs: Held a hearing to review the President's 1990 Drug Control Strategy. Testimony was heard from William Bennett, Director, Office of National Drug Control Policy.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met and considered funding requests for the Committees on: Banking, Finance and Urban Affairs; Energy and Commerce; Merchant Marine and Fisheries; Post Office and Civil Service; Public Works and Transportation; Foreign Affairs; and Armed Services.

OVERSIGHT

Committee on Post Office and Civil Service: Continued oversight hearings on the U.S. Postal Service. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FAA

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on the FAA's facilities and equipment account and Air Traffic Control modernization. Testimony was heard from Representative Frost; the following officials of the FAA, Department of Transportation: James B. Busey, Administrator; Joseph M. DelBalzo, Executive Director, System Development; and Martin T. Pozesky, Associate Administrator, System Engineering and Development; Kenneth M. Mead, Director, Transportation Issues, Resources, Community, and Economic Development Division, GAO; and public witnesses.

NATION'S WETLANDS

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on the status of our Nation's wetlands and laws related thereto, and to review the recommendations for Federal Wetlands legislation of the National Wetlands Policy Forum of the Conservation Foundation. Testimony was heard from David B. Barrows, Assistant for Regulatory Programs, Corps of Engineers, Office of Assistant Secretary of the Army (Civil Works); David G. Davis, Director, Office of Wetlands Protection, EPA; and a public witness.

Hearings continue tomorrow.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications concluded hearings on the fiscal year 1991 NASA authorization. Testimony was heard from the following officials of NASA: Lennard A. Fisk, Associate Administrator, Space Science and Applications; and Arnold D. Aldrich, Associate Administrator, Aeronautics and Space Technology.

BUDGET REPORT

Committee on Ways and Means: Approved, as amended, budget recommendations for the report to the Committee on the Budget.

MEDICARE BENEFITS IMPROVEMENT ACT

Committee on Ways and Means: Subcommittee on Health held a hearing on H.R. 3880, Medicare Benefits Improvement Act of 1990. Testimony was heard from Representatives Boxer and Oakar; and public witnesses.

RTC'S OPERATIONS AND PROGRESS—THRIFT INSTITUTIONS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the Resolution Trust Corporation's operations and progress in resolving insolvent thrift institutions. Testimony was heard from L. William Seidman, Chairman, Resolution Trust Corporation; and Mark Richard, Deputy Assistant Attorney General, Criminal Division, Department of Justice.

Joint Meetings

ETHIOPIA

Joint Economic Committee: Committee held hearings to examine strategies for sustainable agricultural development in Ethiopia, receiving testimony from Raymond Copson, Specialist in International Relations, Congressional Research Service, Library of Congress; John W. Harbeson, City University of New York and City College of New York, New York; Paul Henze, RAND Corporation, and Tom Getman, World Vision, both of Washington, DC.; Robert Buchanan, OXFAM America, Boston, Massachusetts; René Lacoste, Jules and Paul-Emile Leger Foundation, Outremont, Quebec, Canada; Asmarum Legesse, Swarthmore College, Swarthmore, Pennsylvania; and Pierre Antoine, Winrock International Morillton, Arkansas.

Hearings were recessed subject to call.

DISABLED AMERICAN VETERANS

Joint Hearings: Senate Committee on Veterans' Affairs concluded joint hearings with the House Committee on Veterans' Affairs to review legislative recommendations of the Disabled American Veterans, after receiving testimony from Senator Kennedy; and Vernon V. Cardosi, Disabled American Veterans, Washington, DC.

Wednesday, February 28, 1990

Senate

Chamber Action

Routine Proceedings, pages 2935–3031

Measures Introduced: Thirteen bills and four resolutions were introduced as follows: S. 2198–2210, S. Res. 252 and 253, and S. Con. Res. 97 and 98.

Page 2993

Measures Reported: Reports were made as follows:

S. 1543, to authorize the Colonial Dames at Gunston Hall to establish a memorial to George Mason in the District of Columbia, with an amendment. (S. Rept. No. 101–245)

S. Con. Res. 93, providing for acceptance of a statue of Philo T. Farnsworth presented by the State of Utah, for placement in National Statuary Hall. (S. Rept. No. 101–246)

Page 2993

Measures Passed:

Printing Resolution: Senate agreed to S. Res. 253, authorizing the printing of a revised edition of the Senate Election Law Guidebook as a Senate document.

Page 3029

Earth Day: Senate agreed to S. Con. Res. 98, authorizing a public event with music for Earth Day 1990 on the United States Capitol Grounds.

Page 3030

National Tourism Week: Committee on the Judiciary was discharged from further consideration of S.J. Res. 153, designating the third week in May 1990 as "National Tourism Week", and the resolution was then passed.

Page 3030

Neurofibromatosis Awareness Month: Committee on the Judiciary was discharged from further consideration of S.J. Res. 223, to authorize and request the President to issue a proclamation designating May 1990 as "Neurofibromatosis Awareness Month", and the resolution was then passed.

Page 3030

National Foster Care Month: Committee on the Judiciary was discharged from further consideration of S.J. Res. 10, to designate the month of May, 1989 as "National Foster Care Month", and the resolution was then passed, after agreeing to the following amendment proposed thereto:

Page 3030

Armstrong (for Thurmond) Amendment No. 1281, to change the year of "National Foster Care Month" from 1989 to 1990.

Page 3030

National and Community Service: Senate continued consideration of S. 1430, to enhance national and community service, with a modified committee amendment in the nature of a substitute, taking action on further amendments proposed thereto, as follows:

Page 2940

Adopted:

(1) By 79 yeas to 19 nays (Vote No. 21), Sasser Amendment No. 1274, to state the sense of the Senate on the uses of the peace dividend.

Page 2968

(2) Dole Amendment No. 1275, to include an individual with a disability under the provisions of the Act.

Page 2981

(3) Gorton Amendment No. 1276, to clarify the application of tort liabilities.

Page 2982

(4) Hatch (for D'Amato) Amendment No. 1277, to provide that any program receiving grants provided under this Act is subject to Drug-Free Workplace Requirements for Federal Grant Recipients.

Page 2983

(5) Hatch Amendment No. 1278, to provide for the establishment of a foundation to receive funds to carry out certain programs authorized by the Act.

Page 2983

Rejected:

(1) McConnell Amendment No. 1269, to provide certain protections from civil liability to volunteers and nonprofit corporations under section 501(c) of the Internal Revenue Code of 1986. (By 65 yeas to 32 nays (Vote No. 20), Senate tabled the amendment.)

Page 2945

(2) By 48 yeas to 50 nays (Vote No. 22), Gramm Modified Amendment No. 1270, to express the sense of the Senate regarding the use of the so-called "peace dividend".

Pages 2957, 2963, 2967

(3) Kennedy (for Sasser) Amendment No. 1271 (to Amendment No. 1270), to state the sense of the Senate on the uses of the peace dividend. (The amendment fell when provisions of the amendment were accepted as a modification to Gramm Amendment No. 1270.)

Pages 2958, 2967

Pending:

Armstrong Amendment No. 1279, to allow organizations in the Nation's Capital to exclude adult homosexuals from certain programs and activities that involve minors.

Page 2984

During consideration of this measure today, the following actions also occurred:

By unanimous consent, a motion to recommit the bill with instructions to report back incorporating the text of designated Gramm Amendment No. 1273, to express the sense of the Senate regarding the use of the so-called "peace dividend", was withdrawn.

Page 2964

By unanimous consent, Kennedy Amendment No. 1272 (to modified Amendment No. 1270), to state the sense of the Senate regarding the use of the peace dividend, was withdrawn.

Page 2964

Senate will continue consideration of the bill, and the pending amendment proposed thereto, on Thursday, March 1. **Page 3030**

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Protocol Relating to an Amendment to Article 56 of the Convention on International Civil Aviation (Treaty Doc. No. 101–14). The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and was ordered to be printed.

Page 3028

Nominations Confirmed: Senate confirmed the following nominations:

William James Haynes II, of North Carolina, to be General Counsel of the Department of the Army.

Stephen Kay Conver, of Virginia, to be an Assistant Secretary of the Army.

Douglas Alan Brook, of Virginia, to be an Assistant Secretary of the Army.

Collin Riley McMillan, of New Mexico, to be an Assistant Secretary of Defense.

Enrique Mendez, Jr., of Puerto Rico, to be an Assistant Secretary of Defense.

1 Department of Defense nomination in the rank of admiral.

Page 3032

Nominations Received: Senate received the following nominations:

Dexter W. Lehtinen, of Florida, to be United States Attorney for the Southern District of Florida for the term of four years.

Leo A. Giacometto, of Montana, to be United States Marshal for the District of Montana for the term of four years.

The following-named persons to be Members of the Board of Regents of the Uniformed Services University of the Health Sciences for the terms indicated:

For a term expiring May 1, 1995:

George Tryon Harding IV, of Ohio.

For a term expiring June 20, 1995:

Clarence S. Avery, of California.

The following-named individuals to be Members of the Board of Directors of the Overseas Private Investment Corporation for terms expiring December 17, 1992:

J. Carter Beese, Jr., of Maryland.

Donald Burnham Ensenat, of Louisiana.

2 Army nominations in the rank of general.

4 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Foreign Service, Navy.
Page 3031

Messages From the President: Page 2992

Messages From the House: Page 2992

Measures Referred: Page 2992

Measures Placed on Calendar: Page 2992

Communications: Page 2992

Executive Reports of Committees: Page 2993

Statements on Introduced Bills: Page 2994

Additional Cosponsors: Page 3011

Amendments Submitted: Page 3017

Notices of Hearings: Page 3020

Authority for Committees: Page 3021

Additional Statements: Page 3021

Record Votes: Three record votes were taken today. (Total—22)
Pages 2957, 2981

Recess: Senate convened at 10:30 a.m., and recessed at 7:12 p.m., until 9:30 a.m., on Thursday, March 1, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 3031.)

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nominations of Gary C. Byrne, of California, to be Administrator of the Rural Electrification Administration, and La Verne G. Ausman, of Wisconsin, to be Administrator of the Farmers Home Administration, both of the Department of Agriculture, after the nominees testified and answered questions in their own behalf. Mr. Ausman was introduced by Senator Kasten and Representative Gunderson.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Department of Agriculture, receiving testimony from Clayton K. Yeutter, Secretary of Agriculture; and Stephen Dewhurst, Director, Office of Budget and Program Analysis, Department of Agriculture.

Subcommittee will meet again on Friday, March 2.

APPROPRIATIONS—GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from Philip R. Lee, Chairman, Physician Payment Review Commission; Donald E. Ledwig, President and Chief Executive Officer, Corporation for Public Broadcasting; Jerald C. Newman, Chairman, National Commission on Libraries and Information Science; Samuel W. Lewis, President, U.S. Institute of Peace; June E. Osborn, Chairman, National Commission on AIDS; Stuart H. Altman, Chairman, Prospective Payment Assessment Commission; and Lt. Gen. George H. McKee, Governor, Soldiers' and Airmen's Home.

Subcommittee will meet again on Tuesday, March 20.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Committee continued hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, and to review the five year defense plan for fiscal years 1991–1995, receiving testimony from Gen. Carl E. Vuono, USA, Chief of Army Staff; Adm. Carlisle A. H. Trost, USN, Chief of Naval Operations; Gen. Alfred M. Gray, Jr., USMC, Commandant of the Marine Corps; and Gen. Larry D. Welch, USAF, Chief of Air Force Staff.

Hearings continue tomorrow.

U.S. MANUFACTURING TECHNOLOGY

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to review the Office of Technology Assessment's report, "Making Things Better: Competing in Manufacturing," which provides analysis of and options for improving U.S. manufacturing technology, receiving testimony from John H. Gibbons, Director, Julie Gorte, Project Director, and Katherine Gillman, Deputy Project Director, all of the Office of Technology Assessment; Ian M. Ross, AT & T Bell Industries, Holmdel, New Jersey; and Sanford L. Kane, New City, New York, on behalf of U.S. Memories.

Hearings were recessed subject to call.

1991 BUDGET

Committee on the Budget: Committee resumed hearings in preparation for reporting the first concurrent resolution on the fiscal year 1991 budget for the Federal Government, receiving testimony from James A. Baker III, Secretary of State.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Eugene Wong, of California, and William D. Phillips, of Missouri, both to be Associate Directors of the Office of Science and Technology Policy, after the nominees testified and answered questions in their own behalf.

SOFT DRINK BILL

Committee on Commerce, Science, and Transportation: Consumer Subcommittee held hearings on S. 114, to declare certain activities of manufacturers of soft drinks to

be unfair acts or practices for purposes of the Federal Trade Commission Act, receiving testimony from Mary Lou Steptoe, Deputy Director, Bureau of Competition, Federal Trade Commission; Douglas S. Damon, Damon Distributors, Sparks, Nevada; Brook R. Jason, Jason Soda Systems, Inc., South Windsor, Connecticut; Mark A. Imbesi, Imbesi Bottling Group, Bridgeton, New Jersey; H. Ronald Harris, Better Beverages/Bar Master, Cerritos, California; John Webster, Pepsi Cola Bottling Company, Milton, Massachusetts, and Eugene Meigher, Arent, Fox, Kintner, Plotkin and Kahn, Washington, DC, both on behalf of the National Soft Drink Association; Mark Gorman, National Restaurant Association, and Stanley Bregman, Committee Against Equipment Giveaways, both of Washington, DC; Bernard Gottlieb, Multi-Flow Dispensers, Huntington Valley, Pennsylvania; and Larry Fullerton, Powell, Goldstein, Frazer and Murphy, Washington, DC, and Richard Wach, Dallas, Texas, both on behalf of the Dr. Pepper/7-Up Companies.

Hearings were recessed subject to call.

DEFICIT REDUCTION

Committee on Finance: Committee held hearings on proposed legislation to provide for deficit reduction and spending initiatives contained in the President's fiscal year 1991 budget for Medicare, Medicaid, income security and social services programs, receiving testimony from Louis W. Sullivan, Secretary of Health and Human Services.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Robert W. Farrand, of Virginia, to be Ambassador to Papua New Guinea, and to serve concurrently as Ambassador to Solomon Islands, and to the Republic of Vanuatu, after the nominee testified and answered questions in his own behalf.

ANDEAN DRUG SUMMIT

Committee on Foreign Relations: Committee concluded hearings to review the results of the recent Andean Drug Summit, after receiving testimony from William J. Bennett, Director, John P. Walters, Chief of Staff, and Bruce Carnes, Director, Office of Planning and Budget, all of the Office of National Drug Control Policy.

CAMBODIA

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings on prospects for peace in Cambodia, after receiving testimony from David Lambertson, Deputy Assistant Secretary for East Asian and Pacific Affairs, and John S. Wolf, Principal Deputy Assistant Secretary for International Organization Affairs, both of the Department of State; and Edmund S. Muskie, Center for National Policy, William E. Colby, Donovan, Leishure, Newton, Irvine, and Michael J. Horowitz, all of Washington, DC.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following business items:

S. 2006, to redesignate the Environmental Protection Agency as the Department of the Environment, and to provide a global environmental policy of the United States, with an amendment in the nature of a substitute; and

The nomination of Allan V. Burman, of Virginia, to be Administrator for Federal Procurement Policy.

CAMPAIGN FINANCE REFORM

Committee on the Judiciary: Subcommittee on the Constitution held hearings on S.J. Res. 26 and S.J. Res. 48, measures to establish certain limitations on expenditures made by any person with respect to the candidacy of any person for a Presidential or Congressional election, receiving testimony from Senators Hollings, Cranston, and Specter; Mort Harplerin, American Civil Liberties Union, Robert C. Wood, Committee on the Constitutional System, and David Eppler, Public Citizen's Congress Watch, all of Washington, D.C.; Marlene A. Nicholson, DePaul College of Law, Chicago, Illinois; and Gerald G. Ashdown, West Virginia University College of Law, Morgantown.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 15, to improve emergency medical services and trauma care, with an amendment in the nature of a substitute;

S. 1511, to clarify the protections given to older individuals in regard to employee benefit plans, with an amendment in the nature of a substitute;

An original bill to provide compensation for certain individuals who were exposed to open air atomic testing at the Nevada test site in the 1950's and 1960's, and for uranium miners who were exposed to high levels of ionizing radiation from 1947 through 1971;

S. 685, to clarify the applicability of rules relating to fiduciary duties in relation to plan assets of terminated pensions plans and to provide for an explicit exception to such rules for employer reversions meeting certain requirements, with an amendment in the nature of a substitute; and

The nominations of Antonia Coello Novello, of the District of Columbia, to be Surgeon General of the Public Health Service, and Joyce T. Berry, of the District of Columbia, to be Commissioner on Aging, both of the Department of Health and Human Services; Bernard E. Delury, of New Jersey, to be Director, Federal Mediation and Conciliation Service, Tony E. Gallegos, of California, to be a Member of the Equal Employment Opportunity

Commission, Edwin G. Foulke, Jr., of South Carolina, to be a Member, Occupational Safety and Health Review Commission, Frederick M. Bernthal, of Tennessee, to be Deputy Director of the National Science Foundation, Charles E. Reid, of New Jersey, Wanda L. Forbes, of South Carolina, Elinor H. Swaim, of North Carolina, and Daniel W. Casey, of New York, each to be a Member of the National Council on Libraries and Information Science, William Hughes Graves, III, of Mississippi, to be Director, National Institute on Disability and Rehabilitation Research, John T. MacDonald, of New Hampshire, to be Assistant Secretary of Education for Elementary and Secondary Education, and a routine list in the Public Health Service Corps.

INDIAN PROGRAMS

Select Committee on Indian Affairs: Committee concluded hearings on the President's proposed budget request for fiscal year 1991 for Indian programs, after receiving testimony from Eddie F. Brown, Assistant Secretary of the Interior for Indian Affairs; Everett Rhoades, Director, Indian Health Service, and Tim Wapato, Commissioner, Administration for Native Americans, both of the Department of Health and Human Services; Daniel F. Bonner, Acting Assistant Secretary for Elementary and Secondary Education, and Tom Corwin, Director, Division of Elementary, Secondary and Vocational Analysis, Office of Planning, Budget and Evaluation, both of the Department of Education; and Michael B. Janis, General Deputy Assistant Secretary of Housing and Urban Development for Public and Indian Housing.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 4130–4148; and 7 resolutions, H.J. Res. 495–497, H. Con. Res. 272–274, and H. Res. 349 were introduced. **Page 2932**

NASA Authorization: House disagreed to the Senate amendment to H.R. 3729, to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control, and data communications, construction of facilities, and research and program management; and asked a conference. Appointed as conferees: Representatives Roe, Nelson of Florida, Valentine, Brown of California, Lloyd, Glickman, Volkmer, Mineta, Torricelli, Nagle, Walker, Sensenbrenner, Lewis of Florida, Buechner, Packard, Slaughter of Virginia, and Rohrabacher. **Page 2885**

Presidential Message—Trade Policy Agenda and Report: Read a message from the President wherein he transmits the 1990 Trade Policy Agenda and the 1989 Annual Report on the Trade Agreements Program—referred to the Committee on Ways and Means. **Page 2892**

Bill Re-Referred: The bill, H.R. 2894, to remove a limitation on the amount of acre-feet of water annually supplied to the city of Denison, Texas, from Lake Texoma, originally referred to the Committee on Interior and Insular Affairs, was re-referred to the Committee on Public Works and Transportation. **Page 2893**

Seminole Indians Claims: House insisted on its amendments to S. 1096, to provide for the use and distribution of funds awarded the Seminole Indian in dockets 73, 151, and 73–A of the Indian Claims Commission; and agreed to conference. **Page 2893**

Arizona Desert Wilderness: By a yea-and-nay vote of 356 yeas to 45 nays, Roll No. 18, the House passed H.R. 2570, to provide for the designation of certain public lands as wilderness in the State of Arizona. **Page 2893**

Agreed to the committee amendment in the nature of a substitute. **Page 2890**

Agreed To:

The Vento en bloc technical amendments; **Page 2902**

The Kolbe en bloc amendments that clarify rights, uses, and jurisdiction over the Black Rock Wash Road which passes through the San Carlos Apache reservation; and **Page 2902**

The Rhodes en bloc amendments that provide that reserve water rights should be quantified and ajudicated in the Arizona court system, while not relinquishing or reducing existing Arizona water rights or affecting past or future water rights legislation regarding any other State. **Page 2903**

The Clerk was authorized to make technical, conforming and grammatical corrections in the engrossment of the bill. **Page 2906**

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 2905. There were no quorum calls.

Adjournment: Met at noon and adjourned at 4:18 p.m.

Committee Meetings

ANIMAL RESEARCH FACILITY PROTECTION

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture and the Subcommittee on Livestock, Dairy and Poultry held a joint oversight hearing to review animal research facility protection. Testimony was heard from Paul Maloney,

Deputy Assistant Attorney General, Criminal Division, Department of Justice; the following officials of the National Institutes of Health, Department of Health and Human Services: Dr. William F. Raub, Acting Director; and O. W. Sweat, Director, Division of Security Operations; Joan Arnoldi, Deputy Administrator, Regulatory Enforcement and Animal Care, Animal Plant and Health Inspection Service, USDA; and public witnesses.

FARM BILL

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition held a hearing to review the Food Stamp Program and commodity distribution programs in the 1990 Farm bill. Testimony was heard from Representative Wyden; the following officials of the USDA: Betty Jo Nelsen, Administrator, Food and Nutrition Service; and Craig L. Beauchamp, Assistant Inspector General, Investigations, Office of the Inspector General; Rafael Hernandez Colon, Governor, Puerto Rico; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the following: Patent and Trademark Office; U.S. Travel and Tourism Administration; Department of Commerce; Economic and Statistical Analysis; and on the Census Bureau. Testimony was heard from the following officials of the Department of Commerce: Jeffery M. Samuals, Acting Assistant Secretary, Patent and Trademark Office; Rockwell Schnabel, Under Secretary, U.S. Travel and Tourism Administration; Michael Darby, Under Secretary, Economic and Statistical Analysis; and Barbara Bryant, Director, Bureau of Census.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on U.S. Forces Posture Korea and U.S. Transportation Command. Testimony was heard from the following officials of the Department of Defense: Gen. Louis C. Menetrey, USA, Commander-in-Chief, U.S. Forces Korea; and Gen. Hansford T. Johnson, USAF, Commander-in-Chief, U.S. Transportation Command.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the TVA. Testimony was heard from the following officials of the TVA: Marvin Runyon, Chairman; C.H. Dean, Jr., and John B. Waters, both Directors.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs continued appropriation hearings. Testimony was heard from public witnesses.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Educational Research and Statistics, and on Libraries. Testimony was heard from Christopher Cross, Assistant Secretary, Educational Research and Improvement, Department of Education.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Developments in the Pacific and Central America, and on Impact of the New Europe on DOD and NATO. Testimony was heard from the following officials of the Department of Defense: Henry S. Rowen, Assistant Secretary (International Security Affairs); Adm. Huntington Hardisty, USN, Commander in Chief, U.S. Pacific Command; Stephen J. Hadley, Assistant Secretary (International Security Policy); and Gen. John R. Galvin, USA, Commander in Chief. U.S. European Command.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Soil Conservation Service. Testimony was heard from the following officials of the USDA: Patricia Kearney, Acting Assistant Secretary, Natural Resources and Environment; and Wilson Scaling, Chief, Soil Conservation Service.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Saint Lawrence Seaway Development Corporation. Testimony was heard from James L. Emery, Administrator, Saint Lawrence Seaway Development Corporation.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on the following: Engraving and Printing; U.S. Mint; Office of Secretary of the Treasury; Inspector General; and on Federal Law Enforcement Training Center. Testimony was heard from the following officials of the Department of the Treasury: Peter H. Daly, Director, Bureau of Engraving and Printing; Donna Pope, Director, U.S. Mint; Linda M. Combs, Assistant Secretary (Management); Donald E. Kirkendall, Inspector General; and Charles F. Rinkevich, Director, Federal Law Enforcement Training Center.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA–HUD-Independent Agencies held a hearing on Office of Science and Technology Policy. Testimony was heard from D. Allan Bromley, Director, Office of Science and Technology Policy and Assistant to the President for Science and Technology.

NEW DEFENSE PLANNING GUIDANCE

Committee on Armed Services: Defense Policy Panel held a hearing on the new defense planning guidance prepared for the fiscal year 1992 budget request. Testimony was heard from Paul D. Wolfowitz, Under Secretary, Policy, Department of Defense.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on the military construction portion of the fiscal year 1991 National Defense authorization request, with emphasis on European and NATO policy in the new Europe. Testimony was heard from H. Allen Holmes, Ambassador at Large for Burdensharing, Department of State; and Stephen J. Hadley, Assistant Secretary, International Security Policy, Department of Defense.

Hearings continue tomorrow.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operation and maintenance portion of the fiscal year 1991 National Defense authorization request, with emphasis on the Department of Defense request and on Army readiness. Testimony was heard from the following officials of the Department of Defense: John A. Flinn, Director, Operations, Office of the Comptroller; and Brig. Gen. Josue Robles, Jr., Director, Operations and Support Directorate, Department of the Army.

Hearings continue tomorrow.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials held a hearing on the seapower-related procurement portion of the fiscal year 1991 National Defense authorization request, with emphasis on the shipbuilding program. Testimony was heard from the following officials of the Department of the Navy: Frank W. Swofford, Acting Assistant Secretary, Shipbuilding and Logistics; VAdm. John W. Nyquist, Assistant Chief, Naval Operations (Surface Warfare); and VAdm. Peter M. Hekman, Jr., Commander, Naval Sea Systems Command.

COMMEMORATIVE COINS AND MEDALS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage held a hearing to consider legislation for all commemorative coins and medals that have received the required cosponsors. Testimony was heard from Senator Pressler; Representatives Annunzio, Ridge, Johnson of South Dakota and Weldon; Donna Pope, Director, U.S. Mint, Department of the Treasury; and public witnesses.

NATIONAL TREATMENT IN POLICY AND PRACTICE IN THE U.S. AND ABROAD

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance, International Competitiveness Task Force held a hearing on national treatment in policy and practice in the United States and abroad. Testimony was heard from David C. Mulford, Under Secretary, International Affairs, Department of the Treasury.

PRESERVATION AND LOSS OF SUBSIDIZED HOUSING STOCK

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on Preservation and the Loss of Subsidized Housing Stock. Testimony was heard from Eleanor Chelimsky, Assistant Comptroller General, Programs, Evaluation and Methodology, GAO; and public witnesses.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the Administration's fiscal year 1991 budget proposals. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; and public witnesses.

Hearings continue tomorrow.

OVERSIGHT—EDUCATION FUNDING

Committee on Education and Labor: Held an oversight hearing on education funding. Testimony was heard from Charles E.M. Kolb, Deputy Under Secretary, Planning, Evaluation and Budget, Department of Education; and public witnesses.

SINGLE-EMPLOYER PENSION PLANS

Committee on Education and Labor: Subcommittee on Labor-Management Relations concluded hearings on H.R. 2664, to amend title I of the Employee Retirement Income Security Act of 1974 to provide for joint trusteeship of single-employer pension plans. Testimony was heard from public witnesses.

COMMITTEE ORGANIZATION

Committee on Energy and Commerce: Met for organizational purposes.

WAR AND FAMINE IN ETHIOPIA

Committee on Foreign Affairs: Subcommittee on Africa and the Select Committee on Hunger held a joint hearing on War and Famine in Ethiopia. Testimony was heard from Herman Cohen, Assistant Secretary, Bureau of African Af-

fairs, Department of State; Andrew Natsios, Director, Office of U.S. Foreign Disaster Assistance, AID, U.S. International Development Cooperation Agency; and public witnesses

RECENT DEVELOPMENTS IN THE MIDDLE EAST

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Recent Developments in the Middle East. Testimony was heard from John H. Kelly, Assistant Secretary, Near East and South Asian Affairs, Department of State.

U.S. HUMAN RIGHTS POLICY AND REVIEW REPORTS ON HUMAN RIGHTS PRACTICES

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations continued hearings on U.S. Human Rights Policy and Review of the State Department's Country Reports on Human Rights Practices for 1989 (Part II). Testimony was heard from public witnesses.

REVIEW AUDIT REPORTS ON BUREAU OF INTERNATIONAL NARCOTICS

Committee on Foreign Affairs: Task Force on International Narcotics Control concluded hearings to review the State Department Inspector General's Audit Report on INM Programs, Part II. Testimony was heard from the following officials of the Department of State: Melvyn Levitsky, Assistant Secretary, International Narcotics Matters; and Sherman Funk, Inspector General.

ALL-TERRAIN VEHICLE SAFETY

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on Consumer Product Safety Commission's Response to Hazards of All-terrain Vehicles (ATV). Testimony was heard from the following officials of the Consumer Product Safety Commission: Jacqueline Jones-Smith, Chairwoman, Anne Graham; and Carol G. Dawson, both Commissioners; and public witnesses.

TONGASS NATIONAL FOREST

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on Glossing Over the Truth about the Tongass National Forest. Testimony was heard from Dale Robertson, Chief, U.S. Forest Service, USDA; Dave Anderson, Regional Supervisor, Wildlife Conservation, Department of Fish and Game, State of Alaska; and a public witness.

TRANSPORTATION OF HAZARDOUS MATERIALS BY RAIL

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on Transportation of Hazardous Materials by Railroad. Testimony was heard from the following officials of the Department of Transportation: Susan Coughlin, member, National Transportation Safety Board; and Greg McBride, Assistant Chief Counsel, Safety; Kenneth M. Mead, Director, Transportation Issues, Resources, Community and Economic Development Division, GAO; Paul Rothberg, Congressional Research Service, Library of Congress; and public witnesses.

DEMISE OF FOOD AND AGRICULTURE COUNCILS

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture held a hearing on the Demise of Food and Agriculture Councils. Testimony was heard from the following officials of GAO: John Harman, Director, Food and Agriculture Issues; Gary Boss, Project Director; and Andrew Finkel, Team Leader; the following officials of USDA: Paul Kindinger, Assistant Secretary, Governmental and Public Affairs; and Larry Werries, Director, Intergovernmental Affairs; and public witnesses.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts met and considered funding requests for the following Committees on: Ways and Means; Science, Space, and Technology; Judiciary; District of Columbia; Select Narcotics Abuse and Control; Select Hunger; and Select Children, Youth, and Families.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported amended the following bills: H.R. 2843, to establish the Kino Missions National Monument in the State of Arizona; H.R. 1159, to amend the National Trails System Act by designating the Juan Bautista de anza National Historic Trail; H.R. 1109, and to amend the National Trails System Act to designate the California National Trail and Pony Express National Historic Trail as components of the National Trail System.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held an oversight hearing on Department of Justice Civil and Lands Divisions and the Foreign Claims Settlement Commission. Testimony was heard from the following officials of the Department of Justice: Stuart M. Gerson, Assistant Attorney General, Civil Division; Richard B. Stewart, Assistant Attorney General, Land and Natural Resources Division; and Stanley J. Glod, Chairman, Foreign Claims Settlement Commission.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property and the Administration of Justice approved for full Committee action amended the following bills: H.R. 1620, Judicial Discipline and Impeachment Reform Act of 1989; H.R. 3406, Multiparty, Multiforum Jurisdiction Act of 1989; and H.R. 2690, Visual Artists Rights Act of 1989.

BUDGET REQUESTS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing to review the Administration's fiscal year 1991 budget request for the Council on Environmental Quality, the U.S. Fish and Wildlife Service and the National Marine Fisheries Service. Testimony was heard from Michael Deland, Chairman, Council on Environmental Quality; John Turner, Director, U.S. Fish and Wildlife Service, Department of the Interior; and William Fox, Assistant Administrator, Fisheries, NOAA, Department of Commerce.

OVERSIGHT

Committee on Post Office and Civil Service: Continued oversight hearings on the U.S. Postal Service. Testimony was heard from the following members of the Postal Rate Commission: George W. Haley, Chairman; Henry R. Folsom, Vice Chairman; John W. Crutcher, Patti Birge Tyson and W.H. Trey LeBlanc III, all members.

Hearings continue tomorrow.

OVERSIGHT

Committee on Post Office and Civil Service: Subcommittee on Civil Service and the Subcommittee on Civil and Constitutional Rights of the Committee on the Judiciary held an oversight hearing on standards and due process procedures for granting, denying and revoking security clearances. Testimony was heard from the following officials of the Department of Defense: Craig Alderman, Deputy Under Secretary; Robert J. McCormick, Administrative Assistant to the Secretary of the Air Force; and Leon Schachter, Director, Directorate, Industrial Security Clearance Review.

BUDGET REQUESTS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on fiscal year 1991 budgets for the following: GSA, Architect of the Capitol; the Smithsonian Institute; the Bureau of Diplomatic Security (Department of State); and the National Park Service (Department of the Interior) concerning the John F. Kennedy Center for the Performing Arts. Testimony was heard from Richard G. Austin, Acting Administrator, GSA; Robert G. Stanton, Regional Director, National Capital Region, National Park Service, Department of the Interior; George White, Architect of the Capitol; and Dean Anderson, Under Secretary, Smithsonian Institution.

NATION'S WETLANDS

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on the status of our Nation's wetlands and laws related thereto, and to review the recommendations for Federal Wetlands legislation of the National Wetlands Policy Forum of the Conservation Foundation. Testimony was heard from Representatives Alexander, Emerson and Ridge; and public witnesses.

RESULTS OF FLIGHT STS–32

Committee on Science, Space, and Technology: Held a hearing on the results of flight STS–32. Testimony was heard from the following flight STS–32 crew members: Capt. Daniel C. Brandenstein, USN, Commander; Lt. Cdr. James D. Wetherbee, USN, Pilot; Bonnie J. Dunbar; Marsha Ivins; and G. David Low, all Mission Specialists.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development held a hearing on fiscal year 1991 Department of Energy authorization. Testimony was heard from William Young, Assistant Secretary, Nuclear Energy, Department of Energy; James M. Taylor, Executive Director, Operations, NRC; and public witnesses.

PRECOLLEGE SCIENCE AND MATHEMATICS EDUCATION

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technology held a hearing on Precollege Science and Mathematics Education. Testimony was heard from Lauro F. Cavazos, Secretary of Education; and Erich Bloch, Director, NSF.

BUDGET REPORT

Committee on Veterans' Affairs: Approved budget recommendations for the report to the Committee on the Budget.

READJUSTMENT OF PROJECT 100,000 VETERANS

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on readjustment of Project 100,000 veterans. Testimony was heard from Wayne S. Sellman, Director, Association Policy, Office of Assistant Secretary, Force Management and Personnel, Department of Defense; David A. Brigham, Director, Veterans Assistance Service, Veterans Benefits Administration, Department of Veterans Affairs; representative of a veterans organization; and a public witness.

EUROPE 1992

Committee on Ways and Means: Continued hearings on Europe 1992, U.S. trade relationships with the Soviet Union, and foreign investment in the U.S. Testimony was heard from Carla A. Hills, U.S. Trade Representative.

Hearings continue tomorrow.

BUDGET ISSUES RELATED TO HOSPITAL PAYMENT UNDER MEDICARE PROGRAM

Committee on Ways and Means: Subcommittee on Health held a hearing on fiscal year 1991 budget issues relating to Hospital Payment Under Part A of the Medicare Program. Testimony was heard from Stuart H. Altman,

Chairman, Prospective Payment Assessment Commission; Gail R. Wilensky, Administrator, Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

RETURNING SOCIAL SECURITY TO PAY-AS-YOU-GO FINANCING

Select Committee on Aging and the Subcommittee on Retirement Income and Employment held a hearing on Returning Social Security to Pay-As-You-Go Financing: Impact on Benefits and the Federal Budget Deficit. Testimony was heard from Robert D. Reischauer, Director, CBO; Louis D. Enoff, Associate Commissioner, Programs, SSA, Department of Health and Human Services; and public witnesses.

INTELLIGENCE BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to hold a hearing on fiscal year 1991 Intelligence Budget. Testimony was heard from public witnesses.

Hearings continue tomorrow.

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Thursday, March 1, 1990

Senate

Chamber Action

Routine Proceedings, pages 3103–3237

Measures Introduced: Twenty bills and seven resolutions were introduced, as follows: S. 2211–2230, S. Res. 254–256, S.J. Res. 263–265, and S. Con. Res. 99.

Page 3186

Measures Passed:

Commending Betty Meyer: Senate agreed to S. Res. 254, to commend Betty Meyer for her exemplary service to the Senate and the Nation.

Pages 3103, 3219

Urging Baseball Negotiations: By 82 yeas to 15 nays (Vote No. 28), Senate agreed to S. Res. 255, calling on baseball owners, players, and their negotiators to settle their differences promptly and begin a complete spring training and regular season as soon as possible.

Pages 3128, 3183, 3219

National and Community Service Act: By 78 yeas to 19 nays (Vote No. 27), Senate passed S. 1430, to enhance national and community service, after agreeing to a modified committee amendment in the nature of a substitute, and taking action on further amendments proposed thereto, as follows:

Pages 3111, 3131

Adopted:

(1) Armstrong Amendment No. 1279, to allow organizations in the Nation's Capital to exclude adult homosexuals from certain programs and activities that involve minors.

Page 3111

(2) By 97 yeas to 1 nay (Vote No. 24), Kennedy Amendment No. 1282 (to Amendment No. 1279), in the nature of a substitute. (By 47 yeas to 50 nays (Vote No. 23), Senate earlier failed to table the amendment.)

Page 3111

(3) Nickles Amendment No. 1283, to provide for the donation of food and grocery products to nonprofit organizations for distribution to needy individuals.

Pages 3121, 3127

(4) Hatch (for Kasten) Amendment No. 1285, to provide volunteers in rural areas equal opportunities under the Act.

Page 3127

(5) By 79 yeas to 18 nays (Vote No. 26), Humphrey Amendment No. 1290, to condemn continued human repression in China.

Page 3144

(6) Boschwitz Amendment No. 1291, expressing the sense of the Senate regarding private right of action for discriminatory conduct by a recipient of assistance under title I.

Page 3152

(7) Dole Amendment No. 1292, to authorize an exchange program with countries in transition for totalitarianism to democracy.

Page 3157

Rejected:

McCain Amendment No. 1284, to terminate the provisions of this Act on September 30, 1992. (By 58 yeas to 40 nays (Vote No. 25), Senate tabled the amendment.)

Page 3123

Withdrawn:

(1) Wallop Amendment No. 1287, expressing the sense of the Congress relating to the recent elections in Nicaragua.

Pages 3131, 3151

(2) Kennedy Amendment No. 1288 (to Amendment No. 1287), relating to the recent elections in Nicaragua. (The amendment fell when Amendment No. 1287 was withdrawn.)

Pages 3134, 3150

Dwight D. Eisenhower Day: Committee on the Judiciary was discharged from further consideration of S.J. Res. 237, providing for the commemoration of the 100th anniversary of the birth of Dwight David Eisenhower, and the resolution was then passed.

Page 3230

Senate Printing Resolution: Senate agreed to S. Res. 246, authorizing the printing of additional copies of Senate report titled "Developments in Aging, 1989".

Page 3231

Amending Senate Rules: Senate agreed to S. Res. 250, to amend the Standing Rules of the Senate to require each committee to publish the rules of such committee only during the first year of a Congress unless such rules are amended and to provide that an amendment to committee rules shall not take effect until published in the Congressional Record.

Page 3231

Authorizing Use of Capitol Rotunda: Senate agreed to H. Con. Res. 251, authorizing the use of the rotunda of the Capitol for a dedication ceremony incident to the placement of a bust of Lajos Kossuth in the Capitol and authorizing the printing of a transcript of the proceedings of the ceremony.

Page 3231

Subsequently, S. Con. Res. 90, Senate companion measure, was indefinitely postponed.

Page 3231

Commending Nicaraguans: Senate agreed to S. Res. 256, commending the people of Nicaragua.

Page 3234

Library Services and Construction Act Amendments—Conference Report: Senate agreed to the conference report on H.R. 2742, to extend and amend the Library Services and Construction Act.

Page 3231

Armenian Day of Remembrance: By unanimous consent, the motion to proceed to consideration of S.J. Res. 212, designating April 24, 1990, as "National Day of Remembrance of the Seventy-Fifth Anniversary of the Armenian Genocide of 1915–1923," was withdrawn.

(withheld)

Nominations Confirmed: Senate confirmed the following nominations:

Edwin G. Foulke, Jr., of South Carolina, to be a Member of the Occupational Safety and Health Review Commission.

Bernard E. DeLury, of New Jersey, to be Federal Mediation and Conciliation Director.

Allan B. Burman, of Virginia, to be Administrator for Federal Procurement Policy.

John T. MacDonald, of New Hampshire, to be Assistant Secretary for Elementary and Secondary Education, Department of Education.

Tony E. Gallegos, of California, to be a Member of the Equal Employment Opportunity Commission for the term expiring July 1, 1994.

Antonia Coello Novello, of the District of Columbia, to be Surgeon General of the Public Health Service for a term of four years.

The following-named person to be a Member of the National Commission on Libraries and Information Science for a term expiring July 19, 1993:

Wanda L. Forbes, of South Carolina.

The following-named person to be a Member of the National Commission on Libraries and Information Science for a term expiring July 19, 1993:

Charles E. Reid, of New Jersey.

The following-named person to be a Member of the National Commission on Libraries and Information Science for a term expiring July 19, 1994:

Daniel W. Casey, of New York.

The following-named person to be a Member of the National Commission on Libraries and Information Science for a term expiring July 19, 1994:

Elinor H. Swaim, of North Carolina.

Joyce T. Berry, of the District of Columbia, to be Commissioner on Aging.

Frederick M. Bernthal, of Tennessee, to be Deputy Director of the National Science Foundation.

William Hughes Graves III, of Mississippi, to be Director of the National Institute on Disability and Rehabilitation Resarch.

A routine list in the Public Health Service.

Page 3237

Messages From the House: Page 3186

Executive Reports of Committees: Page 3186

Statements on Introduced Bills: Page 3187

Additional Cosponsors: Page 3216

Amendments Submitted: Page 3219

Notices of Hearings: Page 3222

Authority for Committees: Page 3222

Additional Statements: Page 3223

Record Votes: Six record votes were taken today. (Total—28)

Pages 3117, 3120, 3126, 3151, 3167, 3183

Recess: Senate convened at 9:30 a.m., and recessed at 9:12 p.m., until 3 p.m., on Monday, March 5, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 3237.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production and Stabilization of Prices resumed hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on the cotton industry, receiving testimony from Bruce Gardner, Assistant Secretary of Agriculture for Economics; Carl G. Anderson, Texas A&M University, College Station; Bruce Brumfield, Inverness, Mississippi, on behalf of the National Cotton Council; Robert E. McLendon, Leary, Georgia, on behalf of the Southern Cotton Growers, Inc.; John Sharp Howie, Stoneville, Mississippi, on behalf of the Delta Council; Robert L. McGinnis, Marianna, Arkansas, on behalf of the Agricul-

tural Council of Arkansas; Steve Verett, Plains Cotton Growers, Inc., and Fred Traylor, on behalf of the American Cotton Shippers Association, both of Lubbock, Texas; James Accomazzo, Arizona Cotton Growers Association, and Larry Warren, on behalf of the National Cotton Ginners Association, both of Phoenix, Arizona; Tommy R. Funk, Harlingen, Texas, on behalf of the National Cotton Council of America; James W. Chesnutt, Henderson, North Carolina, on behalf of the American Textile Manufacturers Institute; John Pucheau, Jr., Calcot, Ltd., Bakersfield, California; and George H. Dunklin, Pine Bluff, Arkansas, on behalf of the National Cottonseed Products Association.

Subcommittee will meet again on tomorrow.

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Conservation and Forestry held hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on forestry provisions, receiving testimony from Senator Thurmond; Patricia M. Kearney, Acting Assistant Secretary for Natural Resources and Environment, and F. Dale Robertson, Chief, U.S. Forest Service, both of the Department of Agriculture; Albert Vogt, University of Missouri, Columbia, and Larry W. Tombaugh, Raleigh, North Carolina, both on behalf of the National Association of Professional Forestry Schools and Colleges; C.W. Moody, Montgomery, Alabama, on behalf of the National Association of State Foresters; R. Montgomery Fischer, National Wildlife Federation, Montpelier, Vermont; James E. Neal, University of Georgia, Athens; R. Neil Sampson, American Foresty Association, Washington, DC; and Robert C. Gordon, Georgia-Pacific Corporation, Atlanta, Georgia.

Subcommittee will meet again on Tuesday, March 20.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held closed hearings on proposed budget estimates for fiscal year 1991 for defense programs, focusing on unified command forces, receiving testimony from Adm. Huntington Hardisty, USN, Commander-in-Chief, U.S. Pacific Command; Gen. Louis C. Menetrey, USA, Commander-in-Chief, United Nations Command/U.S. Forces Korea.

Subcommittee will meet again on Tuesday, March 6.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1991 for foreign assistance, focusing on refugee programs, receiving testimony from Representative Atkins; Jewel S. Lafontant, U.S. Coordinator for Refugee Affairs, and Princeton Lyman, Director, Bureau of Refugee Programs, both of the Department of State; and Cort Robinson, U.S. Committee for Refugees, Le Xuan Khoa, Indochina Resource Action Center, and Nina Hale, Refugees International, all of Washington, DC.

Subcommittee recessed subject to call.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Department of Transportation, receiving testimony from Samuel K. Skinner, Secretary of Transportation.

Subcommittee will meet again on Thursday, March 8.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Subcommittee on the Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1991 for the Department of the Treasury, receiving testimony in behalf of funds for their respective activities from Stephen E. Higgins, Director, Bureau of Alcohol, Tobacco and Firearms, and Charles F. Rinkevich, Director, Federal Law Enforcement Training Center, both of the Department of the Treasury.

Subcommittee recessed subject to call.

UNAUTHORIZED FUNDS

Committee on Armed Services: Committee met in closed session to discuss the issue of unauthorized appropriations for fiscal year 1990.

Committee recessed subject to call.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Committee continued hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, and to review the five year defense plan for fiscal years 1991–95, receiving testimony from Charles A. Bowsher, Comptroller General, and Frank C. Conahan, Assistant Comptroller General, General Accounting Office.

Hearings were recessed subject to call.

AUTHORIZATION—DEFENSE PRODUCTION ACT

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on proposals authorizing funds for the Defense Production Act of 1950, including S. 1379, Defense Production Act Amendments of 1989, receiving testimony from Paul F. Math, Senior Associate Director for Research, Development, Acquisition, and Procurement, National Security and International Affairs Division, General Accounting Office; Gen. Robert T. March, USAF (Ret.), Air Force Association, and Jacques S. Gansler, The Analytical Sciences Corporation, representing the Procurement Roundtable, both of Arlington, Virginia; and Bernard L. Schwartz, Loral Corporation, New York, New York, representing the Department of Defense's Policy Advisory Committee on Trade and the Defense Manufacturing Board.

Hearings continue on Thursday, March 8.

EXPEDITED FUNDS AVAILABILITY

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Consumer and Regulatory Affairs held hearings on the implementation of the Expedited Funds Availability Act of 1988 (P.L. 100–86), receiving testimony from Wayne D. Angell, Governor, Federal Reserve Board; David T. Wittman, Chase Manhattan Bank, representing the American Bankers Association and the Consumer Bankers Association, Michelle Meier, Consumers Union of United States, Inc., and Ed Mierzwinski, U.S. Public Interest Research Group, all of Washington, DC; and Stephen S. Cole, Cash Station, Inc., Madison, Wisconsin, representing Credit Union National Association, Inc.

Hearings were recessed subject to call.

FOOD SHIPMENT SAFETY

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation held hearings to examine the safety risks posed by the transportation of dangerous chemicals and solid municipal waste in vehicles that also transport the nation's food supply, focusing on S. 1751 and S. 1904, bills to safeguard the integrity of food shipments, receiving testimony from Representatives Clinger, Borski, and Luken; Alan I. Roberts, Director, Office of Hazardous Materials Transportation, Research and Special Programs Administration, Department of Transportation; Robert Lake, Director, Office of Compliance, Center for Food Safety, Food and Drug Administration, Department of Health and Human Services; Wilson E. Horn, Meat and Poultry Inspection Operation, Department of Agriculture; John Daly, Washington State Department of Agriculture, Olympia; Robert E. Farris, American Trucking Associations, Clifford Harvison, National Tank Truck Carriers, Inc., and J. Terry Turner, Interstate Truckload Carriers Conference, all of Alexandria, Virginia; William Dempsey, Association of American Railroads, and Allen Moore, National Solid Wastes Management Association, both of Washington, DC; Ruth E. Walton, J.R. Simplot Co., Boise, Idaho; and Jim Barber, Geo. A. Hormel and Co., Austin, Minnesota.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported an original bill to extend the authority for Titles I and II of the Energy Policy and Conservation Act.

Also, committee completed its review of those programs which fall within the committee's jurisdiction as contained in the President's proposed budget for fiscal year 1991, and agreed on recommendations it will make thereon to the Committee on the Budget.

WATER RESOURCES DEVELOPMENT

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure held hearings on S. 2183, to provide for the conservation and development of water and related resources, and to authorize the United States Army Corps of Engineers civil works program to construct various projects for improvements to the Nation's infrastructure, receiving testimony from Senator Domenici; Robert W. Page, Assistant Secretary of the Army for Civil Works; Maj. Gen. Patrick J. Kelly, Director of Civil Works, U.S. Army Corps of Engineers; Mayor Pro Tem Gilbert Garcia, Belen, New Mexico; Thomas C. Jorling, New York State Department of Environmental Conservation, Albany; Lillian C. Liburdi, Port Authority of New York and New Jersey, New York, New York; and R. Erik Stromberg, American Association of Port Authorities, Alexandria, Virginia.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported the following business items:

The nomination of Peter K. Nunez, of California, to be Assistant Secretary of the Treasury for Enforcement;

An original bill to make technical corrections to Title IV of the Trade Act of 1974;

An original bill authorizing funds for fiscal years 1991 and 1992 for the U.S. Customs Service, the Office of the U.S. Trade Representative, and the International Trade Commission;

An original bill to expand the Caribbean Basin Economic Recovery Act;

An original bill to revise certain customs user fees; and

Numerous miscellaneous tariff measures.

[A Press Release summarizing the actions taken by the Committee today will be available in the Committee office in Room SD–205.]

EASTERN EUROPE

Committee on Foreign Relations: Subcommittee on European Affairs concluded hearings to review the economic transformation in Eastern Europe, after receiving testimony from Jeffrey B. Sachs, Harvard University, Cambridge, Massachusetts; Kevin MacDonald, MacDonald and Company, Boston, Massachusetts; and Roger Robinson, R.W.R., Inc., Washington, DC, former Senior Director for International Economic Affairs, National Security Council.

ALTERNATIVE INCARCERATION

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management held hearings on the Federal role in promoting and using special alternative incarceration ("boot camp" prisons), receiving testimony from J. Michael Quinlan, Director, Federal Bureau of Prisons, and Clifford J. White III, Deputy Assistant Attorney General, Office of Justice Programs, both of the Department of Justice; Thomas A. Coughlin III, New York State Department of Correctional Services, Albany; Jim Mitchell, Florida Department of Corrections, Talla-

hassee; Major Jim Tridico, Sumter Correctional Institution, Bushnell, Florida; M. David W. Jordan, Georgia Department of Corrections, Atlanta; Doris Layton MacKenzie, Louisiana State University, Baton Rouge; and Merry Morash, Michigan State University, East Lansing.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Robert W. Sweet, Jr., of Virginia, to be Administrator of the Office of Juvenile Justice and Delinquency Prevention, Department of Justice, after the nominee, who was introduced by Senator Humphrey, testified and answered questions in his own behalf. Testimony was also received from Robert E. Shepherd, Jr., University of Richmond Law School, Richmond, Virginia, on behalf of the National Coalition of State Juvenile Justice Advisory Groups; William W. Treanor, American Youth Work Center, Washington, DC; and Robbie Calloway, The Boys Clubs of America, Rockville, Maryland.

BUSINESS MEETING

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice approved for full committee consideration the following measures:

S. 590, to prohibit injunctive relief, or an award of damages against a judicial officer for action taken in a judicial capacity, with an amendment;

S. 591, to provide certain guidelines with respect to the examination of prospective jurors, with an amendment in the nature of a substitute;

S. 592, to provide certain guidelines with respect to the examination of prospective jurors, with an amendment in the nature of a substitute;

S. 982, to repeal a provision of Federal Tort claim law relating to the civil liability of government contractors for certain injuries, losses of property, and deaths; and

S. 1931, to prevent the discharge in a chapter 13 bankruptcy proceeding of certain debts arising out of the debtor's operation of a motor vehicle while legally intoxicated, with an amendment.

CIVIL RIGHTS

Committee on Labor and Human Resources: Committee resumed hearings on S. 2104, to revise the Civil Rights Act of 1964 (P.L. 88–352) to restore and strengthen civil rights laws that ban discrimination in employment, receiving testimony from Mayor William H. Hudnut III, Indianapolis, Indiana, on behalf of the United States Conference of Mayors; New York Attorney General Robert Abrams, New York; Nicholas D. Katzenbach, Riker, Danzig, Scherer, Hyland & Perretti, Morristown, New Jersey; William C. Burns, Pacific Gas and Electric, and James Paras, Morrison & Foerster, both of San Francisco, California; Paul Andrisani, Temple University School of Business and Management, Philadelphia, Pennsylvania; L. Stanley Chauvin, Jr., Alagia, Day, Marshall, Mintmire & Chauvin, Louisville, Kentucky; Kingsley Browne, Wayne State University School of Law, Detroit, Michigan; Cathie A. Shattuck, Epstein, Becker & Green, Washington, DC; Barry Goldstein, Saperstein, Seligman & Mayeda, Oakland, California; Ann M. Brunet, Bexley, Ohio; and Robert Lum, Long Island City, New York.

Hearings continue on Wednesday, March 7.

HEAD START

Committee on Labor and Human Resources: Subcommittee on Children, Family, Drugs, and Alcoholism concluded hearings on proposed legislation authorizing funds for the Head Start educational program, after receiving testimony from Senator Sanford; Wade Horn, Commissioner, Administration for Children, Youth, and Families, Office of Human, Development Services, Department of Health and Human Services; Frank Doyle, General Electric, Fairfield, Connecticut, on behalf of the Committee for Economic Development; Lisbeth Schorr, Harvard University, Cambridge, Massachusetts; Eugenia Boggus, National Head Start Assocation, Pittsburgh, Pennsylvania; Sister Barbara McMichael, Providence Head Start, Providence, Rhode Island; Darlene Wise, Graettinger, Iowa; Lula Malone, South Bend, Indiana; and Stephen Juan King, Gainesville, Florida.

CAMPAIGN FINANCE REFORM

Committee on Rules and Administration: Committee concluded hearings on S. 1655, to revise the enforcement provisions of the Federal Election Campaign Act of 1971, to provide for the disclosure of independent expenditures, and to make provisions regarding intermediaries and broadcast time, after receiving testimony from Norman J. Ornstein, American Enterprise Institute for Public Policy Research, Washington, DC; and on S. 1727, to provide comprehensive campaign finance reform, to lessen the power of special economic interests, and to restore competition to American congressional elections, receiving testimony from John F. Bibby, University of Wisconsin at Milwaukee; Reed Larson, Right to Work Committee, Springfield, Virginia; and Martin Garber, National Association of Business Political Action Committees, David Powell, Public Affairs Council, R. Gary Wilson, National Association of Manufacturers, Joan Claybrook, Public Citizen, and David Eppler, Public Citizen's Congress Watch, all of Washington, DC.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Tuesday, March 6.

House of Representatives

Chamber Action

Bills Introduced: 24 public bills, H.R. 4149–4164, 4166–4173; and 6 resolutions, H. Con. Res. 275–279, and H. Res. 350 were introduced.

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Report Filed: One report was filed as follows: H.R. 1243, to require the Secretary of Energy to establish three Centers for Metal Casting Competitiveness Research, amended (H. Rept. 101–410).

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Seminole Indian Claims: The Speaker appointed the following members as conferees in the conference on S. 1096, to provide for the use and distribution of funds awarded the Seminole Indians in dockets 73, 151, and 73–A of the Indian Claims Commission: Representatives Udall, Miller of California, Darden, Levine of California, Faleomavaega, Young of Alaska, Lagomarsino, and Rhodes.

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Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11:00 a.m. and adjourned at 2:07 p.m.

Committee Meetings

PRODUCTION OPTIONS IN THE FRUIT AND VEGETABLE SECTOR

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing to review production options in the fruit and vegetable sector. Testimony was heard from public witnesses.

TIMBER SALE PILOT TEST

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy held a hearing to review the Administration's proposed below cost commercial timber sale pilot test. Testimony was heard from Senator Burns; Representatives Olin and Brown of Colorado; George M. Leonard, Associate Chief, Forest Service, USDA; and public witnesses.

FARM BILL

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feed Grains held a hearing to review wheat, soybeans and feed grains provisions and proposals for the 1990 Farm bill. Testimony was heard from public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Secretary of Commerce. Testimony was heard from Robert A. Mosbacher, Secretary of Commerce.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on U.S Southern Command and U.S. European Command. Testimony was heard from the following officials of the Department of the Army: Gen. Maxwell R. Thurman, USA, Commander-in-Chief, U.S. Southern Command; and Gen. John R. Galvin, USA, Commander-in-Chief, U.S. European Command.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Secretary of the Interior; Bureau of Reclamation; and on River Basin Commissions. Testimony was heard from the following officials of the Department of the Interior; Manuel Lujan, Jr., Secretary; and Dennis B. Underwood, Commissioner, Bureau of Reclamation; Warner M. Dupuy, U.S. Commissioner, Susquehanna River Basin Commission; Irene B. Brooks, U.S. Commissioner, Delaware River Basin Commission; and Phyllis M. Cole, Chairwoman, Interstate Commission on the Potomac River Basin.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on the Secretary of State. Testimony was heard from James A. Baker III, Secretary of State.

LABOR–HHS–EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the following: Labor Management Services; Pension Benefit Guaranty Corporation; and Education Departmental Management. Testimony was heard from David G. Ball, Assistant Secretary, Pension and Welfare Benefits Administration, Department of Labor; James B. Lockhart III, Executive Director, Pension Benefit Guaranty Corporation; and Charles E.M. Kolb, Deputy Under Secretary, Planning, Budget and Evaluation, Department of Education.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Army Military Construction. Testimony was heard from the following officials of the Department of the Army: Susan Livingston, Assistant Secretary; and Maj. Gen. Peter J. Offringa, USA, Assistant Chief of Engineers.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on the following: Foreign Agricultural Service; Office of the General Sales Manager; and on Office of International Cooperation and Development. Testimony was heard from the following officials of the USDA: Richard T. Crowder, Under Secretary, International Affairs and Commodity Programs; F. Paul Dickerson, General Sales Manager; R.E. Anderson, Jr., Administrator, Foreign Agricultural Service; and Duane Acker, Administrator, Office of International Cooperation and Development.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on the IRS. Testimony was heard from Fred T. Goldberg, Jr., Commissioner, IRS, Department of the Treasury.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Continued hearings on the hearings on fiscal year 1991 National Defense authorization request, receiving a briefing addressing the prospect that current trends in the Soviet and Warsaw Pact threat may be reversed. The Committee was briefed by William H. Webster, Director, CIA.

Hearings continue tomorrow.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on the military construction portion of the fiscal year 1991 National Defense authorization request, with emphasis on Pacific policy in a changing world. Testimony was heard from Henry S. Rowen, Assistant Secretary, International Security Affairs, Department of Defense; and H. Allen Holmes, Ambassador at Large for Burdensharing, Department of State.

Hearings continue March 7.

NATIONAL DEFENSE APPROPRIATIONS

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operation and maintenance portion of the fiscal year 1991 National Defense authorization request, with emphasis on Navy and Marine Corps readiness. Testimony was heard from the following officials of the Department of the Navy: Vice Adm. Stanley R. Arthur, USN, Deputy Chief of Naval Operations for Logistics; Rear Adm. Raymond M. Walsh, USN, Director, Office of Budget and Reports, Office of the Comptroller; and Lt. Gen. W.G. Carson, Jr., USMC, Deputy Chief of Staff, Installations and Logistics, U.S. Marine Corps.

Hearings continue March 7.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development held a hearing on the RDT&E portion of the fiscal year 1991 National Defense authorization request, with emphasis on the Defense Advanced Research Projects Agency requests. Testimony was heard from Craig I. Fields, Director, Defense Advanced Research Projects Agency, Department of Defense.

Hearings continue March 7.

ROLE OF THE INTERNATIONAL MONETARY FUND

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development, Finance, Trade and Monetary Policy held a hearing on the role of the International Monetary Fund. Testimony was heard from David C. Mulford, Under Secretary, International Affairs, Department of the Treasury; and public witnesses.

BUDGET PROPOSALS

Committee on the Budget: Continued hearings on the Administration's fiscal year 1991 budget proposals. Testimony was heard from Representative Hamilton, Chairman, Joint Economic Committee; and other Members of Congress.

Hearings continue March 6.

COMMUNITY SERVICES BLOCK GRANT AND COMMUNITY FOOD AND NUTRITION PROGRAMS REAUTHORIZATION

Committee on Education and Labor: Subcommittee on Human Resources held a hearing on the reauthorization of the Community Services Block Grant and Community Food and Nutrition Programs. Testimony was heard from Eunice Thomas, Acting Administrator, Family Support, Department of Health and Human Services; and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Employment Opportunities and the Subcommittee on Civil Service of the Committee on Post Office and Civil Service held a joint oversight hearing on the EEOC's Proposed Reform of Federal Regulations. Testimony was heard from Evan J. Kemp, Jr., Commissioner, EEOC; and public witnesses.

CABLE LEGISLATION

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing to consider pending cable legislation. Testimony was heard from public witnesses.

Hearings continue March 14.

TARGETING BY TOBACCO COMPANY ADVERTISING

Committee on Energy and Commerce: Subcommittee on Transportation and Hazardous Materials held a hearing on

the "targeting" of Blacks, Hispanics, other racial groups, and women by tobacco company advertising. Testimony was heard from Representatives Neal of North Carolina and Coble; and public witnesses.

BUDGET REPORT; MILITARY ASSISTANCE AND U.S. DEFENSE POLICY

Committee on Foreign Affairs: Approved recommendations for the report to the Committee on the Budget.

The Committee also held a hearing on Military Assistance and U.S. Defense Policy. Testimony was heard from the following officials of the Department of Defense: Dick Cheney, Secretary; and Gen. Colin L. Powell, USA, Chairman, Joint Chiefs of Staff.

STATUS OF U.S. ARMS CONTROL POLICY

Committee on Foreign Affairs: Held a hearing on the Status of U.S. Arms Control Policy. Testimony was heard from Ronald Lehman, Director, U.S. Arms Control and Disarmament Agency.

INTERNATIONAL NARCOTICS CONTROL STRATEGY REPORT

Committee on Foreign Affairs: Task Force on International Narcotics Control held a hearing on the Overview of the 1990 International Narcotics Control Strategy Report and the 1990 Narcotics Certifications. Testimony was heard from Melvyn Levitsky, Assistant Secretary, International Narcotics Matters, Department of State; and David Westrate, Assistant Administrator, Operations, DEA, Department of Justice.

Hearings continue March 6.

WITNESS SECURITY PROGRAM AND PROTECTION OF FOREIGN NATIONALS

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture held a hearing on the Federal Witness Security Program and Protection of Foreign Nationals. Testimony was heard from the following officials of the Department of Justice: Gerald Shur, Associate Director, Office of Enforcement Operations; and Howard Safir, Associate Director, Operations, U.S. Marshals Service; and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police met to consider pending business.

OVERSIGHT

Committee on Interior and Insular Affairs: Held an oversight hearing on solid waste disposal on the Pine Ridge Indian reservation, South Dakota. Testimony was heard from Bill F. Pearson, Associate Director, Office of Environmental Health and Engineering, Indian Health Service, Department of Health and Human Services; Walter R. Mills, Deputy to the Assistant Secretary, Indian Affairs (Operations), Bureau of Indian Affairs, Department of the Interior; Dom Nessi, Director, Office of Indian Housing, Department of Housing and Urban Development; and public witnesses.

EXCHANGE OF FEDERAL COAL LEASES

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held a hearing on H.R. 3533, to provide for the exchange of certain Federal coal leases from the Alton Coal Field in the State of Utah for other Federal coal leases in that State. Testimony was heard from Representatives Nielson of Utah, Hansen and Owens of Utah; Hillary A. Oden, Assistant Director, Energy and Minerals Resources, Bureau of Land Management, Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 807 (S. 319), to effect an exchange of lands between the U.S. Forest Service and the Salt Lake City Corporation within the State of Utah; H.R. 2566, to direct the Secretary of the Interior to transfer all right, title, and interest of the United States in certain property on San Juan Island, Washington, to those persons who own such property because of an erroneous survey; and S. 267, to authorize the Secretary of the Interior to convey certain lands in Idaho to Mr. and Mrs. Kenneth Blevins of Kuna, Idaho. Testimony was heard from Representative Swift; George Leonard, Associate Chief, Forest Service, USDA; Michael Penfold, Assistant Director, Bureau of Land Management, Department of the Interior; Palmer DePaulis, Mayor, Salt Lake City, Utah; and a public witness.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on FBI compliance with the Freedom of Information Act. Testimony was heard from Emil Moschella, Freedom of Information Act/Privacy Section Chief, FBI, Department of Justice; and public witnesses.

LEVERAGED BUY-OUTS AND BANKRUPTCY

Committee on the Judiciary: Subcommittee on Economic and Commercial Law continued hearings on Leveraged Buy-Outs and Bankruptcy: The Fall of Drexel. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; James F. Queenan, Jr., Bankruptcy Judge, District of Massachusetts; and public witnesses.

LEGAL IMMIGRATION REFORM ACT

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law and the Immigration Task Force of the Committee on Education and Labor continued joint hearings on the Legal Immigration Reform Act of 1990. Testimony was heard from Janet L. Norwood, Commissioner, Labor Statistics, Department of Labor; and public witnesses.

Hearings continue March 6.

OVERSIGHT

Committee on Post Office and Civil Service: Continued oversight hearings on the U.S. Postal Service. Testimony was heard from Anthony M. Frank, Postmaster General, U.S. Postal Service.

Hearings continue March 7.

AVIATION WEATHER PROGRAMS

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on aviation weather programs. Testimony was heard from the following officials of the FAA, Department of Transportation: Martin T. Pozesky, Associate Administrator, System Engineering and Development; Norbert A. Owens, Deputy Associate Administrator, Air Traffic; and Richard J. Heuwinkel, Manager, Weather Programs; the following officials of the National Weather Service, NOAA, Department of Commerce: Elbert W. Friday, Assistant Administrator; and Charles H. Sprinkle, Chief, Aviation Services Branch; and public witnesses.

WATER RESOURCES DEVELOPMENT PROGRAM AUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on proposed authorizations for the water resources development program of the U.S. Army Corps of Engineers. Testimony was heard from the following officials of the Department of the Army: Robert W. Page, Assistant Secretary (Civil Works); and Maj. Gen. Patrick Kelly, Director, Civil Works, Corps of Engineers.

INDOOR AIR QUALITY ACT AND CLEAN AIR ACT AMENDMENTS

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Energy approved for full Committee action amended H.R. 1530, Indoor Air Quality Act of 1989 and Clean Air Act Amendments.

ADEQUACY OF THE EARTHQUAKE HAZARDS REDUCTION ACT

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technolgy held a hearing on the Adequacy of the Earthquake Hazards Reduction Act in Mitigating the Effects of Future U.S. Earthquakes. Testimony was heard from Representative Emerson; Grant Peterson, Associate Director, State and Local Programs and Support, FEMA; Dallas Peck, Director, U.S. Geological Survey, Department of the Interior; the following officials of the NSF: James Hays, Division Director, Division of Earth Sciences; and Robert Hanson, Division Director, Division of Biological and Critical Systems; John Lyons, Director, National Institute of Standards and Techology, Department of Commerce; and public witnesses.

DVA PROGRAMS FOR THE HOMELESS

Committee on Veterans' Affairs: Subcommittee on Housing and Memorial Affairs held a hearing on DVA programs for the homeless. Testimony was heard from Representative Kennedy; Irwin Pernick, Counselor to the Secretary, Federal Task Force on the Homeless, Department of Veterans Affairs; representatives of veterans' organizations; and public witnesses.

EUROPE 1992

Committee on Ways and Means: Continued hearings on Europe 1992, U.S. trade relationships with the Soviet Union, and foreign investment in the U.S. Testimony was heard from Robert A. Mosbacher, Secretary of Commerce.

Hearings continue April 19.

RX FOR GENERIC DRUG SAFETY

Select Committee on Aging: Subcommittee on Housing and Consumer Interests held a hearing on "RX for Generic Drug Safety: Accurate Information for Older Americans." Testimony was heard from Dr. Carl C. Peck, Director, Center for Drug Evaluation and Research, FDA, Department of Health and Human Services; and public witnesses.

INTELLIGENCE BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1991 Intelligence Budget. Testimony was heard from departmental witnesses.

Hearings continue March 7.

Joint Meeting

ECONOMIC STATISTICS

Joint Economic Committee: Committee held hearings to assess the current state of the Federal statistical infrastructure and to review the recommendations of the Working Group on the Quality of Economic Statistics, receiving testimony from Michael J. Boskin, Chairman, Council of Economic Advisors; Michael R. Darby, Under Secretary of Commerce for Economic Affairs; and Janet Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Hearings were recessed subject to call.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDRED FIRST CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 23 through February 28, 1990

	Senate	*House*	*Total*
Days in session	18	16	..
Time in session	125 hrs., 46'	50 hrs., 52'	..
Congressional Record:			
Pages of proceedings	1,869	562	2,431
Extensions of Remarks	..	..	461
Public bills enacted into law	3	4	7
Private bills enacted into law	..	..	..
Bills in conference	2	7	9
Bills through conference	..	..	..
Measures passed, total	63	34	97
Senate bills	16	3	..
House bills	5	7	..
Senate joint resolutions	18	4	..
House joint resolutions	2	2	..
Senate concurrent resolutions	2	..	..
House concurrent resolutions	4	10	..
Simple resolutions	16	8	..
Measures reported, total	*30	*10	40
Senate bills	10	1	..
House bills	1	7	..
Senate joint resolutions	14	..	..
House joint resolutions	..	..	..
Senate concurrent resolutions	2	..	..
House concurrent resolutions	..	..	..
Simple resolutions	3	2	..
Special reports	3	4	..
Conference reports	..	1	..
Measures pending on calendar	100	30	..
Measures introduced, total	276	426	702
Bills	211	302	..
Joint resolutions	28	43	..
Concurrent resolutions	11	33	..
Simple resolutions	26	48	..
Quorum calls	1	1	..
Yea-and-nay votes	22	14	..
Recorded votes	..	3	..
Bills vetoed	..	..	..
Vetoes overridden	..	1	..

*These figures include all measures reported, even if there was no accompanying report. A total of 6 reports have been filed in the Senate, a total of 15 reports have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 23 through February 28, 1990

Civilian nominations, totaling 186, (including 79 nominations carried over from the first session), disposed of as follows:	
Confirmed	34
Unconfirmed	149
Withdrawn	3
Civilian nominations (lists), totaling 871, disposed of as follows:	
Confirmed	407
Unconfirmed	464
Air Force nominations, totaling 8,556 (including 27 nominations carried over from the first session), disposed of as follows:	
Confirmed	2,442
Unconfirmed	6,114
Army nominations, totaling 10,154 (including 2,441 nominations carried over from the first session), disposed of as follows:	
Confirmed	5,238
Unconfirmed	4,916
Navy nominations, totaling 4,536 (including 204 nominations carried over from the first session), disposed of as follows:	
Confirmed	533
Unconfirmed	4,003
Marine Corps nominations, totaling 819 (including 11 nominations carried over from the first session), disposed of as follows:	
Confirmed	796
Unconfirmed	23

Summary

Nominations carried over from the first session	2,762
Total nominations received this session	22,360
Total confirmed	9,450
Total unconfirmed	15,669
Total withdrawn	3

Monday, March 5, 1990

Senate

Chamber Action

Routine Proceedings, pages 3282–3413

Measures Introduced: Four bills and four resolutions were introduced as follows: S. 2231–2234, S. Res. 257 and 258, S.J. Res. 266, and S. Con. Res. 100.

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Measures Reported: Reports were made as follows:

S. 2231, to amend the Energy Policy and Conservation Act to extend the authority for Titles I and II. (S. Rept. No. 101–247)

H.R. 1472, to establish the Grand Island National Recreation Area in the State of Michigan, with amendments. (S. Rept. No. 101–248)

Page 3402

Measures Passed:

Land Conveyance: Senate passed H.R. 2749, to authorize the conveyance of a parcel of land in Whitney Lake, Texas.

Page 3411

Sale of Sterile Screwworms: Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 4010, to provide the Secretary of Agriculture authority regarding the sale of sterile screwworms, and the bill was then passed.

Page 3412

Transfer of Obsolete Submarine: Senate passed S. 2151, to permit the transfer of the obsolete submarine U.S.S. *Requin* to the Carnegie Institute in Pittsburgh, Pennsylvania, before the expiration of the 60-day waiting period that would otherwise be applicable to the transfer.

Page 3412

Acceptance of Farnsworth Statue: Committee on Rules and Administration was discharged from further consideration of H. Con. Res. 226, providing for acceptance of a statue of Philo T. Farnsworth, presented by the State of Utah, for placement in National Statuary Hall, and the resolution was then agreed to.

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Subsequently, S. Con. Res. 93, Senate companion measure, was indefinitely postponed.

Page 3412

Clean Air Act Amendments, 1989: Senate resumed consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute.

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Pending:

(1) Mitchell Amendment No. 1293, in the nature of a substitute.

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(2) Symms Amendment No. 1295 (to Amendment No. 1293), to allow communities to decide whether or not to close a business because of emission limitations imposed by Section 112 of the Clean Air Act.

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Senate will continue consideration of the bill, and amendments proposed thereto, on Tuesday, March 6.

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Nomination Considered: Senate began consideration of the nomination of Clarence Thomas, of Virginia, to be United States Circuit Judge for the District of Columbia.

Pages 3290, 3292

Senate will continue consideration of the nomination on Tuesday, March 6, and by unanimous consent, a vote will occur thereon at 12:15 p.m.

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Nominations Confirmed: Senate confirmed the following nominations:

Robert William Houk, of Ohio, to be Public Printer.

Peter K. Nunez, of California, to be an Assistant Secretary of the Treasury.

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Nominations Received: Senate received the following nominations:

John C. Foltz, of Ohio, to be Administrator of the Federal Grain Inspection Service.

The following-named individuals to be Members of the National Science Board, National Science Foundation, for terms expiring May 10, 1994:

Peter H. Raven, of Missouri.

Benjamin S. Shen, of Pennsylvania.

A routine list in the Coast Guard.

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Messages From the House: Page 3399

Measures Referred: Page 3399

Measures Placed on Calendar: Page 3399

Communications: Page 3399

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Executive Reports of Committees: Page 3402

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Additional Cosponsors: Page 3405

Amendments Submitted: Page 3407

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Authority for Committees: Page 3408

Additional Statements: Page 3408

Recess: Senate convened at 2 p.m., and recessed at 6:56 p.m., until 9:30 a.m., on Tuesday, March 6, 1990. (For

Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 3413.)

Committee Meetings

AGRICULTURAL CREDIT ACT

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Credit held oversight hearings on the implementation of the Agricultural Credit Act of 1987 by the Farmers Home Administration, receiving testimony from Roland R. Vautour, Under Secretary for Small Community and Rural Development, Neal Sox Johnson, Acting Administrator, Farmers Home Administration, and James Ebbitt, Assistant Inspector General for Audit, all of the Department of Agriculture; John Harmon, Director, Resources, Community, and Economic Development Division, John Hunt, Assistant Director, Farm Finance Division, John Wanskt, Evaluator (Chicago Regional Office), and Jesse Flowers, Evaluator (Atlanta Regional Office), all of the General Accounting Office; Lynn Hayes, Minnesota Farmers' Legal Action Group, Inc., St. Paul; Randolph Nodland, National Family Farm Coalition, Dunn Center, North Dakota; and Don Schieber, Ponca City, Oklahoma.

Subcommittee recessed subject to call.

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production and Stabilization of Prices resumed hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on the rice industry, receiving testimony from Bruce Gardner, Assistant Secretary of Agriculture for Economics; Ron Caffey, Uncle Ben's Inc., Houston, Texas; and Al Montna, Yuba City, California, David Hillman, Arkansas Farm Bureau, Almyra, John Denison, Iowa, Louisiana, Rex A. Morgan, Indianola, Mississippi, and Steve Balas, Eagle Lake, Texas, all on behalf of the Farmers' Rice Cooperative.

Also, on Friday, March 2, the subcommittee continued hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on the wool and honey industries, receiving testimony from Bruce Gardner, Assistant Secretary of Agriculture for Economics; Joe Holt, Jr., Richland, Washington, on behalf of the American Honey Producers Association; Don Shenefield, LaFontaine, Indiana, on behalf of the National Honey Board; Stephen Darrow, Green Mountain Orchards, Putney, Vermont; John Ambrose, North Carolina State University, Raleigh; Pierce Miller, San Angelo, Texas, on behalf of the American Sheep Industry Association; Wally Caine, Indiana Sheep Breeders Association, Plymouth; Rozita Jake, The Navajo Nation, Shiprock, New Mexico; Ralph Mayer, Texas Sheep and Goat Raisers Association; Sonora; Bob Gilbert, Montana Wool Growers Association, Helena; and Steve Klein, Marshall, Minnesota.

Subcommittee will meet again on tomorrow.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction held hearings on proposed budget estimates for fiscal year 1991 for Army and Navy military construction programs, receiving testimony in behalf of funds for their respective activities from Lt. Gen. Henry J. Hatch, USA, Chief of Engineers; Maj. Gen. Peter J. Offringa, USA, Assistant Chief of Engineers; Rear Adm. David E. Bottorff, USN, Commander, Naval Facilities Engineering Command; and Brig. Gen. Wayne T. Adams, USMC, Director, Facilities and Services Division.

Subcommittee will meet again on Monday, March 26.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: On Friday, March 2, Subcommittee on Agriculture, Rural Development and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Department of Agriculture, receiving testimony from Charles E. Hess, Assistant Secretary for Science and Education, Myron D. Johnsrud, Administrator, Extension Service, John Patrick Jordan, Administrator, Commodity State Research Service, Ronald D. Plowman, Administrator, Agricultural Research Service; and Robert E. Sherman, Deputy Director for Legislative and Regulatory Systems, Office of Budget and Program Analysis, all of the Department of Agriculture.

Subcommittee will meet again on tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, receiving testimony from Christopher Jehn, Assistant Secretary of Defense for Force Management and Personnel; G. Kim Wincup, Assistant Secretary of the Army for Manpower and Reserve Affairs; Barbara Spyridon Pope, Assistant Secretary of the Navy for Manpower and Reserve Affairs; Jerome G. Cooper, Assistant Secretary of the Air Force for Manpower, Reserve Affairs, Installation and Logistics; Lt. Gen. Allen K. Ono, USA, Deputy Chief of Staff for Army Personnel; Vice Adm. J. M. Boorda, USN, Deputy Chief of Naval Operations; Lt. Gen. Norman H. Smith, USMC, Deputy Chief of Staff for Manpower and Reserve Affairs; and Lt. Gen. Thomas J. Hickey, USAF, Chief of Staff for Air Force Personnel.

Subcommittee recessed subject to call.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: On Friday, March 2, Committee ordered favorably reported the nominations of Arthur J. Hill, of Florida, to be President, Government National Mortgage Association, Philip R. Lochner, Jr., of Connecticut, to be a Member of the Securities and Exchange Commission, John J. Adair, of Vir-

ginia, to be Inspector General, Resolution Trust Corporation, Frank B. Sollars, of Ohio, to be a Member of the Board of Directors of the National Consumer Cooperative Bank, and Carol Mayer Marshall, of California, to be Superintendent of the Mint of the United States at San Francisco, California.

DREXEL BURNHAM LAMBERT

Committee on Banking, Housing, and Urban Affairs: On Friday, March 2, Committee held hearings to examine the financial failure of Drexel Burnham Lambert Group, Inc., and its effect on the financial market, receiving testimony from Richard C. Breeden, Chairman, Securities and Exchange Commission; and Jerome Kohlberg, Jr., Kohlberg and Company, New York, New York.

Hearings were recessed subject to call.

DOE NUCLEAR WASTE PROGRAM

Committee on Energy and Natural Resources: On Friday, March 2, Committee held oversight hearings on the Implementation of the Department of Energy's civilian nuclear waste program, receiving testimony from James D. Watkins, Secretary of Energy.

Hearings were recessed subject to call.

U.S.-JAPAN NEGOTIATIONS

Committee on Finance: Subcommittee on International Trade held hearings to assess progress in the U.S.-Japan Structural Impediments Initiative (SII), a bilateral trade negotiation between the United States and Japan on the Japanese distribution system and collusive Japanese business practices and other related issues, receiving testimony from S. Linn Williams, Deputy U.S. Trade Representative; Charles H. Dallara, Assistant Secretary of the Treasury for International Affairs; Richard T. McCormack, Under Secretary of State for Economic and Agricultural Affairs; J. Michael Farren, Under Secretary of Commerce for International Trade; John B. Taylor, Member, Council of Economic Advisers; Thomas T. Stallkamp, Acustar, Inc., Troy, Michigan; and Stephen M. Lovett, National Forest Products Association, Washington, DC.

Hearings were recessed subject to call.

INTERNATIONAL DEBT

Committee on Finance: On Friday, March 2, Subcommittee on International Debt held hearings to review the implementation of the Brady Plan, designed to ease the burden of foreign debt owed by Third World nations, receiving testimony from Jeffrey D. Sachs, Harvard University, Cambridge, Massachusetts; and C. Fred Bergsten, Institute for International Economics, and Stuart K. Tucker, Overseas Development Council, both of Washington, DC.

Hearings were recessed subject to call.

TEACHER EXCELLENCE

Committee on Labor and Human Resources: On Friday, March 2, Subcommittee on Education, Arts and Humanities concluded hearings on S. 1675 and S. 1676, bills to provide financial assistance to strengthen the recruitment and training of teachers in the United States and to provide a range of incentives for teachers to continue in the profession, after receiving testimony from Senators Bumpers, Boren and Bingaman; Leonard Haynes III, Assistant Secretary of Education for Postsecondary Education; Russ Aiuto, Director, Division of Teacher Preparation and Enhancement, National Science Foundation; Utah Lieutenant Governor W. Val Oveson, Salt Lake City; J. Troy Earhart, Rhode Island Department of Education, Providence; John Cooke, The Disney Channel, Burbank, California; Mary Ann Smith, University of California, Berkeley; Margaret Branson, Kern County Superintendent of Schools, Bakersfield, California; and Jerry Bailey, University of Kansas, Lawrence.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 4174–4177; and 6 resolutions, H.J. Res. 498–500, and H. Con. Res. 280–282 were introduced.

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Reports Filed: Reports were filed as follows:

H.R. 1109, to amend the National Trails System Act to designate the California National Historic Trail and Pony Express National Historic Trail as components of the National Trails System, amended (H. Rept. 101–411); and

H.R. 1159, to amend the National Trails System Act by designating the Juan Bautista de Anza National Historic Trail, amended (H. Rept. 101–412).

Page 3280

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

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Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:50 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Arms Control and Disarmament Agency and on the Maritime Administration. Testimony was heard from Ronald F. Lehman II, Director, Arms Control and Disarmament Agency; and Warren G. Leback, Administrator, Maritime Administration, Department of Transportation.

On March 2, the Subcommittee held a hearing on the Department of Commerce: NOAA: Office of Technology

Administration; and the National Institute of Science and Technology. Testimony was heard from the following officials of the Department of Commerce: John A. Knauss, Administrator, NOAA: Lee W. Mercer, Deputy Under Secretary, Technology; Deborah Wince-Smith, Assistant Secretary, Technology Policy; and John W. Lyons, Director, National Institute Science and Technology.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Secretary of Energy. Testimony was heard from James D. Watkins, Secretary of Energy.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Bureau of Labor Statistics, and on Employment Standards Administration. Testimony was heard from the following officials of the Department of Labor: Janet L. Norwood, Commissioner of Labor Statistics; and William C. Brooks, Assistant Secretary, Employment Standards Administration.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Food Safety and Inspection Service. Testimony was heard from the following officials of the USDA: Jo Ann Smith, Assistant Secretary, Marketing and Inspection Services; and Lester M. Crawford, Administrator, Food Safety and Inspection Service.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Continued hearings on fiscal year 1991 National Defense authorization request. Testimony was heard from the following officials of the Department of the Army: Michael P.W. Stone, Secretary; and Gen. Carl E. Vuono, USA, Chief of Staff of the Army.

Hearings continue tomorrow.

On March 2, the Committee continued these authorization hearings. Testimony was heard from Gen. John R. Galvin, USA, Commander in Chief, U.S. European Command.

HEAD START PROGRAM REAUTHORIZATION

Committee on Education and Labor: On March 2, the Subcommittee on Human Resources held a hearing on the reauthorization of the Head Start Program. Testimony was heard from Wade Horn, Commissioner, Administration for Children, Youth, and Families, Office of Human Development Services, Department of Health and Human Services; and public witnesses.

39-059 O-94-4 (Pt. 27)

PUERTO RICO

Committee on Interior and Insular Affairs: On March 2, the Subcommittee on Insular and International Affairs held a hearing on legislation to authorize a referendum in Puerto Rico on political status development and commit the federal government to honor the results. Testimony was heard from the following officials of the Commonwealth of Puerto Rico: Rafael Hernandez Colon, Governor; and Carlos Romero Barcelo, Senator, Legislature, Puerto Rico; Luis A. Ferre, former Governor, Puerto Rico; and Ruben Berrios Martinez, former Senator, Legislature, Puerto Rico.

TAX REFORM ACT

Committee on Ways and Means: Concluded hearings on the impact, effectiveness and fairness of the Tax Reform Act of 1986. Testimony was heard from public witnesses.

IN POOR HEALTH—FEDERAL COMMITMENT TO VULNERABLE AMERICANS

Select Committee on Aging: Held a hearing on "In Poor Health—The Federal Commitment to Vulnerable Americans". Testimony was heard from Dr. Louis W. Sullivan, Secretary of Health and Human Services.

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Tuesday, March 6, 1990

Senate

Chamber Action

Routine Proceedings, pages 3476–3566

Measures Introduced: Seven bills and four resolutions were introduced as follows: S. 2235–2241, S. Res. 259, and S.J. Res. 267–269.

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Measures Reported: Reports were made as follows:

Special Report entitled "Developments in Aging, 1989, Volumes 1 and 2". (S. Rept. No. 101–249)

H. Con. Res. 258, congratulating the President of Honduras, Rafael Callejas, on his election and offering good wishes for the success of his administration, with an amendment.

S.J. Res. 75, relating to NASA and the International Space Year, with an amendment in the nature of a substitute.

S.J. Res. 246, calling upon the United Nations to repeal General Assembly Resolution 3379.

S. Con. Res. 92, to commemorate the Treaty of Amity and Commerce of 1833 between the United States and Thailand.

S. Con. Res. 97, expressing the sense of the Congress with respect to popular anti-Semitism in the Soviet Union.

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Measures Passed:

Harriet Tubman Day: Committee on the Judiciary was discharged from further consideration of S.J. Res. 257, to designate March 10, 1990, as "Harriet Tubman Day," and the resolution was then passed.

Page 3565

Clean Air Act Amendments, 1989: Senate continued consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 3488, 3506, 3522

Adopted:

(1) By a unanimous vote of 97 yeas (Vote No. 29), Baucus Amendment No. 1297 (to Amendment No. 1293), relating to the establishment of emission standards for sources of ammonia.

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(2) McConnell Amendment No. 1303 (to Amendment No. 1293), to monitor the acid rain program in Canada and to facilitate the flow of information between the United States and Canada regarding acid rain reduction techniques.

Page 3522

(3) McConnell Amendment No. 1304 (to Amendment No. 1293), to facilitate the export and use of clean coal technologies.

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(4) Baucus (for Bentsen) Amendment No. 1305 (to Amendment No. 1293), to establish the National Urban Air Toxics Center.

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Pending:

(1) Mitchell Amendment No. 1293, in the nature of a substitute.

Page 3488

Withdrawn:

Symms Modified Amendment No. 1295 (to Amendment No. 1293), to allow communities to decide whether or not to close a business because of emission limitations imposed by Section 112 of the Clean Air Act.

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Senate will continue consideration of the bill, and amendments proposed thereto, on Wednesday, March 7.

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Appointments:

Escort Committee: The President of the Senate was authorized to appoint a committee on the part of the Senate to join with a like committee on the part of the House of Representatives to escort Giulio Andreotti, Prime Minister of Italy, into the House Chamber for a joint meeting on Wednesday, March 7.

Page 3565

Nominations Confirmed: Senate confirmed the following nominations:

Frank B. Sollars, of Ohio, to be a Member of the Board of Directors of the National Consumer Cooperative Bank for a term of three years.

Clarence Thomas, of Virginia, to be United States Circuit Judge for the District of Columbia Circuit.

Carol Mayer Marshall, of California, to be Superintendent of the Mint of the United States at San Francisco, California.

Arthur J. Hill, of Florida, to be President, Government National Mortgage Association.

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Nominations Received: Senate received the following nominations:

Samuel Grayson Wilson, of Virginia, to be United States District Judge for the Western District of Virginia.

D. Brock Hornby, of Maine, to be United States District Judge for the District of Maine.

Lynne Vincent Cheney, of Wyoming, to be Chairperson of the National Endowment for the Humanities for a term of four years.

1 Navy nomination in the rank of Chief of Naval Research.

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Messages From the House: Page 3525

Executive Reports of Committees: Page 3525

Statements on Introduced Bills: Page 3526

Additional Cosponsors: Page 3554

Amendments Submitted: Page 3555

Notices of Hearings: Page 3557

Authority for Committees: Page 3557

Additional Statements: Page 3559

Record Votes: One record vote was taken today. (Total—29)

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Recess: Senate convened at 9:30 p.m., and recessed at 7:12 p.m., until 9 a.m., on Wednesday, March 7, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 3565.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production and Stabilization of Prices continued hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on the sugar industry, receiving testimony from Bruce L. Gardner, Assistant Secretary of Agriculture for

Economics; Julius L. Katz, Deputy U.S. Trade Representatives; Ambassador of Belize Edward A. Laing, on behalf of Carlos Morales Troncoso, Vice President and Ambassador of the Dominican Republic; Arsenio Yulo, Jr., Philippine Sugar Regulatory Administration, Quezon City, the Philippines; Patrick D. Mahar, Cavalier, North Dakota, representing the Sugarbeet Growers Association; Fritz Stein, Stein Farms, Belle Glade, Florida; Tim Trotter, Coal City, Illinois, representing the National Corn Growers Association; Michael Lewis, International Longshoremen's and Warehousemen's Union, and Thomas A. Hammer, Sweetener Users Association, both of Washington, DC; Ronald G. Hayes, Moorhead, Minnesota, representing the American Crystal Sugar Company; and John Couch, Alexander and Baldwin Inc., Honolulu, Hawaii, representing the Hawaiian Sugar Planters Association; and focusing on the crop insurance industry, receiving testimony from Senator Mikulski; Jonathan I. Kislak, Deputy Under Secretary of Agriculture; John W. Harman, Director, Food and Agriculture Issues, General Accounting Office; Ray Davis, Potter, Nebraska, and Bill Classen, Rain and Hail Insurance Service, Inc., Des Moines, Iowa, both representing the Commission for the Improvement of the Federal Crop Insurance Program; Doyle Rahjes, Kansas State Farm Bureau, Agra, representing the American Farm Bureau Federation; Corky Jones, American Agriculture Movement, Inc., Washington, DC; Tom Giessel, Brownville, Nebraska, representing the National Farmers Union; Richard Gibson, Council Bluffs, Iowa, representing the American Association of Crop Insurers; Bill Bracey, Bracey Insurance Agency, Blytheville, Arkansas; and Max Claybaker, Blackwell, Oklahoma.

Subcommittee will meet again on Thursday, March 8.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Catherine Bertini, Assistant Secretary for Food and Consumer Services, Betty Jo Nelsen, Administrator, Food Nutrition Service, James T. Heimbach, Acting Administrator, Human Nutrition Information Service, and Robert E. Sherman, Deputy Director for Legislative and Regulatory Systems, Office of Budget and Program Analysis, all of the Department of Agriculture.

Subcommittee will meet again on Wednesday, March 21.

APPROPRIATIONS—ACDA/SEC

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary, and Related Agencies held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from Ronald F. Lehman II, Director, U.S. Arms Control and Disarmament Agency; and Richard C. Breeden, Chairman, Securities and Exchange Commission.

Subcommittee will meet again on Thursday, March 8.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held closed hearings on proposed budget estimates for fiscal year 1991 for unified command forces, receiving testimony in behalf of funds for their respective activities from Adm. Frank B. Kelso II, USN, Commander-in-Chief, U.S. Atlantic Command; Gen. H. Norman Schwartzkopf, USA, Commander-in-Chief, U.S. Central Command; and Gen. Hansford T. Johnson, USAF, Commander-in-Chief, U.S. Transportation Command.

Subcommittee will meet again on Thursday, March 8.

APPROPRIATIONS—BUREAU OF INDIAN AFFAIRS

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Bureau of Indian Affairs, receiving testimony from Eddie F. Brown, Assistant Secretary of the Interior for Indian Affairs.

Subcommittee will meet again on Tuesday, March 20.

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nominations of Donald J. Yockey, of California, to be Deputy Under Secretary of Defense for Acquisition, Charles M. Herzfeld, of New Jersey, to be Director of Defense Research and Engineering, Gerald A. Cann, of Maryland, to be an Assistant Secretary of the Navy for Research, Development, and Acquisition, and Jacqueline E. Schafer, of Virginia, to be Assistant Secretary of the Navy for Installations and Environment, after the nominees testified and answered questions in their own behalf.

SECURITIES INDUSTRY

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities held oversight hearings to examine the condition of the securities business and financial services industry, receiving testimony from John H. Gutfreund, Salomon, Inc., Philip J. Purcell, Dean Witter Financial Services Group, Robert Downey, Securities Industry Association, and Michael Lipper, Lipper Analytical Services, Inc., all of New York, New York; W. Lucas Simons, Jr., J.C. Bradford and Company, Nashville, Tennessee; and Samuel L. Hayes III, Harvard Business School, Cambridge, Massachusetts.

HIGH-PERFORMANCE COMPUTING

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held hearings on S. 1976, to promote the development and dissemination of new computing technologies, receiving testimony from Senator Gore; D. Allan Bromley, Director, Office of Science and Technology; David B. Nelson, Executive Di-

rector, Office of Energy Research, Department of Energy; John A. Rollwagen, Cray Research, Inc., Minneapolis, Minnesota; Robert J. Paluck, CONVEX Computer Corporation, Richardson, Texas; John W.D. Connolly, University of Kentucky, Lexington; and Siegfried S. Hecker, Los Alamos National Laboratory, Los Alamos, New Mexico.

Hearings were recessed subject to call.

PUBLIC LANDS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

S. 666, to enroll certain individuals as Natives under the Alaska Native Claims Settlement Act and entitles such individuals to receive shares of stock in the Kenai Natives Association and Cook Inlet Region, Inc., after receiving testimony from Walter R. Mills, Deputy Assistant Secretary of the Interior for Indian Affairs; and David S. Case, Copeland, Landye, Bennett and Wolf, Anchorage, Alaska;

S. 1128, to convey to a named individual certain public lands upon payment of fair market value, S. 1719, to designate a segment of the Colorado River in the Westwater Canyon, Utah as a component of the National Wild and Scenic Rivers System, S. 1738, to convey certain lands in Josephine County, Oregon, to the Rogue Community College District, and S. 1837, to establish and administer a Desert Research Center in New Mexico, after receiving testimony from Dean Stepanek, Deputy Director, Bureau of Land Management, Department of the Interior;

Testimony was also received on S. 1738 (listed above) from Harvey O. Bennett, Rogue Community College, Grants Pass, Oregon; and on S. 1837 (listed above) from Tom Bahr, New Mexico State University, Las Cruces.

1991 BUDGET

Committee on Finance: Committee held hearings on the revenue provisions contained in the President's budget request for fiscal year 1991 and all expiring tax provisions not included in the President's budget, receiving testimony from Kenneth W. Gideon, Assistant Secretary of the Treasury for Tax Policy.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of J. Steven Rhodes, of California, to be Ambassador to Zimbabwe, and Bradley Gordon, of Virginia, to be an Assistant Director for the Bureau of Nuclear and Weapons Control, Susan Jane Koch, of the District of Columbia, to be an Assistant Director for the Bureau of Strategic Programs, and Michael Lorne Moodie, of Maryland, to be an Assistant Director for Multilateral Affairs, all of the U.S. Arms Control and Disarmament Agency, after the nominees testified and answered questions in their own behalf. Mr. Gordon was introduced by Senator Boschwitz.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The nominations of Hilary Paterson Cleveland, of New Hampshire, to be a Commissioner on the part of the United States on the International Joint Commission, United States and Canada, David C. Fields, of California, to be Director of the Office of Foreign Missions, with the rank of Ambassador, Ronald W. Roskens, of Nebraska, to be Administrator of the Agency for International Development, Robert W. Farrand, of Virginia, to be Ambassador to Papua New Guinea and to serve concurrently as the Ambassador to the Solomon Islands and the Republic of Vanuatu, J. Steven Rhodes, of California, to be Ambassador to Zimbabwe, Bradley Gordon, of Virginia, to be an Assistant Director for the Bureau of Nuclear and Weapons Control, U.S. Arms Control and Disarmament Agency, Susan Jane Koch, of the District of Columbia, to be an Assistant Director for the Bureau of Strategic Programs, U.S. Arms Control and Disarmament Agency, Michael Lorne Moodie, of Maryland, to be an Assistant Director for Multilateral Affairs, U.S. Arms Control and Disarmament Agency, Larry K. Mellinger, of California, to be U.S. Executive Director of the Inter-American Development Bank, and routine lists in the Foreign Service;

S. Con. Res. 92, commemorating the Treaty of Amity and Commerce of 1833 between the United States and Thailand;

S. Con. Res. 97, expressing the sense of the Congress with respect to popular anti-Semitism in the Soviet Union;

S.J. Res. 75, expressing the sense of the Congress that the President should take certain actions with respect to the International Space Year, with an amendment in the nature of a substitute;

S.J. Res. 246, calling upon the United Nations to repeal the resolution on Zionism as racism; and

H. Con. Res. 258, congratulating the President of Honduras on his election and offering good wishes, with an amendment.

Also, Committee began consideration of S. Con. Res. 95, concerning the consultations of nations at the conference on the reunification of Germany, and S. Res. 257, expressing the advice of the Senate with regard to any treaty or other legal instrument entered into the United States affecting the status and boundaries of a united Germany, but did not complete action thereon, and recessed subject to call.

DOD SUPPLY SYSTEMS

Committee on Governmental Affairs: Committee held oversight hearings to review the General Accounting Office report on certain weaknesses in financial management practices within the Department of Defense supply sys-

tem, receiving testimony from Frank C. Conahan, Assistant Comptroller General, Donna M. Heivilin, Director, Logistics Issues, and Uldis Adamsons, Assistant Director, Logistics Issues, all of the National Security and International Affairs Division, General Accounting Office; and Donald J. Atwood, Deputy Secretary of Defense, John A. Betti, Under Secretary for Acquisition, Sean C. O'Keefe, Comptroller, Susan J. Crawford, Inspector General, and Robert J. Lieberman, Assistant Inspector General for Analysis and Followup, all of the Department of Defense.

Hearings were recessed subject to call.

CIVIL JUSTICE REFORM

Committee on the Judiciary: Committee held hearings on S. 2027, to require certain procedural changes in the United States district courts in order to promote the just, speedy and inexpensive determination of civil actions, receiving testimony from Richard A. Enslen, Chief Judge, U.S. District Court for the Western District of Michigan; Aubrey E. Robinson, Jr., Chief Judge, U.S. District Court for the District of Columbia; Patrick Head, FMC Corporation, Chicago, Illinois; Gene Kimmelman, Consumer Federation of America, Washington, DC; Stephen B. Middlebrook, Aetna Life and Casualty, Hartford, Connecticut; and Bill Wagner, Wagner, Cunningham, Vaughan and McLaughlin, Tampa, Florida, on behalf of the Association of Trial Lawyers of America.

Hearings were recessed subject to call.

NINTH CIRCUIT REORGANIZATION

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice concluded hearings on S. 948, to revise title 28 of the United States Code, to divide the U.S. Court of Appeals for the Ninth Circuit into two circuits, after receiving testimony from Senators Gorton, Hatfield, McClure, Burns, Cranston, Wilson, and DeConcini; Alfred T. Goodwin, Chief Judge, U.S. Court of Appeals for the Ninth Circuit; Owen M. Panner, Chief Judge, U.S. District Court for the District of Oregon; Barbara J. Rothstein, Chief Judge, U.S. District Court for the Western District of Washington; Thomas E. Carlson, U.S. Bankruptcy Judge for the Northern District of California; Warren E. Burger, former Chief Justice, Supreme Court of the United States; Irwin H. Schwartz, Western District of Washington, Seattle, on behalf of the Federal Bar Association; James W. O'Brien, State Bar of California, Costa Mesa; Michael Traynor, Sierra Club Legal Defense Fund, San Francisco, California; Edward Shea, Washington State Bar Association, Pasco; and Mark C. Rutzick, Portland, Oregon.

ERISA ENFORCEMENT

Committee on Labor and Human Resources: Subcommittee on Labor held hearings on the Department of Labor's enforcement of the Employee Retirement Income Security Act of 1974 (ERISA) (P.L. 93–406), focusing on pension security, receiving testimony from Raymond Maria, Acting Inspector General, and David G. Ball, Assistant Secretary for Pension and Welfare Benefits Administration, both of the Department of Labor; David S. Preminger, Rosen, Szegda, Preminger and Bloom, New York, New York; and Karen Ferguson, Pension Rights Center, and Tas Coroneos, both of Washington, DC.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again on Tuesday, March 20.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 4178–4202; 2 private bills, H.R. 4203–4204; and 7 resolutions, H.J. Res. 501–506 and H. Res. 351 were introduced.

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Reports Filed: Reports were filed as follows:

H.R. 4077, to amend the Consolidated Farm and Rural Development Act to require borrower good faith with respect to Farmers Home Administration loans; and to improve the management of such delinquent loans, including limiting the write-down of such loans, amended (H. Rept. 101–413); and

H.R 4099, to suspend section 332 of the Agricultural Adjustment Act of 1938 for the 1991 crop of wheat (H. Rept. 101–414).

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Journal: By a yea-and-nay vote of 284 yeas to 101 nays, Roll No. 19, the House approved the Journal of Monday, March 5.

Page 3440

Suspensions: House voted to suspend the rules and pass the following measures:

Farm loans: H.R. 4077, amended, to amend the Consolidated Farm and Rural Development Act to require borrower good faith with respect to Farmers Home Administration loans; and to improve the management of such delinquent loans, including limiting the write-down of such loans;

Page 3446

Wheat crop: H.R. 4099, to suspend section 332 of the Agricultural Adjustment Act of 1938 for the 1991 crop of wheat;

Page 3451

Juan Bautista de Anza Trail: H.R. 1159, amended, to amend the National Trails System Act by designating the Juan Bautista de Anza National Historic Trail;

Page 3452

California & Pony Express Trails: H.R. 1109, amended, to amend the National Trails System Act to designate the

California National Historic Trail and Pony Express National Historic Trail as components of the National Trails System (passed by a yea-and-nay vote of 416 yeas, Roll No. 20); and

Page 3453

Metal casting competitiveness: H.R. 1243, amended, to require the Secretary of Energy to establish three Centers for Metal Casting Competitiveness Research (passed by a yea-and-nay vote of 382 yeas to 27 nays, Roll No. 21).

Page 3456

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 3472

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 3440, 3460, and 3461. There were no quorum calls.

Adjournment: Met at noon and adjourned at 3:54 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Cotton, Rice, and Sugar held a hearing to review the rice title of the 1990 Farm bill. Testimony was heard from John Campbell, Deputy Under Secretary, International Affairs, and Commodity Programs, USDA; and public witnesses.

NATIONAL FOREST TIMBER SUPPLY

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy held a hearing to review National Forest timber supply outlook and issues associated with sustainable timber yield. Testimony was heard from F. Dale Robertson, Chief, Forest Service, USDA; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Department of Commerce: General Administration; Inspector General; Minority Business Development Agency; National Telecommunications and Information Administration; Economic Development Administration; International Trade Administration; and on the Bureau of Export Administration. Testimony was heard from the following officials of the Department of Commerce: Thomas J. Collamore, Assistant Secretary; Administration; Frank D. George, Inspector General; Kenneth E. Bolton, Director, Minority Business Development Agency; Janice Obuchowski, Assistant Secretary, National Telecommunications and Information Administration; Peter Perry, Acting Assistant Secretary, Economic Development Administration; J. Michael Farren, Under Secretary, International Trade Administration; and Dennis Kloske, Under Secretary, Bureau of Export Administration.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Inventory Management and Control. Testimony was heard from public witnesses.

The Subcommittee also met in executive session to hold a hearing on Intelligence Support to Drug Interdiction. Testimony was heard from departmental witnesses.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Department of Energy: Solar and Renewables, Environment; and on Waste Management. Testimony was heard from the following officials of the Department of Energy: J. Michael Davis, Assistant Secretary, Conservation and Renewable Energy; Peter N. Brush, Acting Assistant Secretary, Environment, Safety and Health; and Leo P. Duffy, Director, Office of Environmental Restoration and Waste Management.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the Secretary of Labor and on the Employment and Training Administration. Testimony was heard from the following officials of the Department of Labor: Elizabeth Dole, Secretary; and Roberts T. Jones, Assistant Secretary, Employment and Training Administration.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Navy Military Construction. Testimony was heard from the following officials of the Department of the Navy: RAdm. David E. Bottorff, USN, Commander, Naval Facilities Engineering Command; and Brig. Gen. Wayne T. Adams, USMC, Director, Facilities and Services Division, U.S. Marine Corps.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Agricultural Research Service. Testimony was heard from the following officials of the USDA: Charles E. Hess, Assistant Secretary, Science and Education; and R. Dean Plowman, Administrator, Agricultural Research Service.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Coast Guard. Testimony was heard from Adm. Paul A. Yost, Jr., USCG, Commandant, U.S. Coast Guard, Department of Transportation.

Hearings continue tomorrow.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on the Customs Service. Testimony was heard from Carol Hallett, Commissioner of Customs, U.S. Customs Service, Department of the Treasury.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD-Independent Agencies held a hearing on the Department of Veterans Affairs. Testimony was heard from Edward J. Derwinski, Secretary of Veterans Affairs.

Hearings continue tomorrow.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Continued hearings on fiscal year 1991 National Defense authorization request. Testimony was heard from Gen. John T. Chain, Jr., USAF, Commander in Chief, Strategic Air Command, Department of the Air Force.

CLEAN AIR ACT

Committee on Armed Services: Environmental Restoration Panel held a hearing on the Clean Air Act. Testimony was heard from David J. Berteau, Principal Deputy Assistant Secretary, Production and Logistics, Department of Defense; and public witnesses.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on the manpower portion of the fiscal year 1991 National Defense authorization request, with emphasis on manpower budget overview. Testimony was heard from the following officials of the Department of Defense: Christopher Jehn, Assistant Secretary, Force Management and Personnel; Lt. Gen. A.K. Ono, USA, Deputy Chief of Staff, Personnel, Department of the Army; VAdm. J.M. Boorda, USN, Deputy Chief of Naval Operations (Manpower, Personnel and Training) and Chief of Naval Personnel, Department of the Navy; Lt. Gen. Thomas A. Hickey, USAF, Deputy Chief of Staff, Personnel, Department of the Air Force; and Lt. Gen. Norman H. Smith, USMC, Deputy Chief of Staff, Manpower and Reserve Affairs, U.S. Marine Corps.

LINCOLN SAVINGS AND LOAN—HIDDEN VALLEY PROJECT

Committee on Banking, Finance and Urban Affairs: Held a hearing on Lincoln Savings and Loan Association and issues related to the Arizona real estate market with specific attention to ACC's Hidden Valley project. Testimony was heard from the following officials of the Office of Thrift Supervision, Department of the Treasury: Kevin O'Connell, Deputy Director, Special Cases; and Chris Seefer, Examiner, San Francisco Region; and public witnesses.

BUDGET PROPOSALS

Committee on the Budget: Concluded hearings on the Administration's fiscal year 1991 budget proposals. Testimony was heard from Lawrence S. Eagleburger, Deputy Secretary, Department of State.

PEDIATRIC AIDS

Committee on the Budget: Task Force on Human Resources held a hearing on pediatric AIDS. Testimony was heard from Representatives Weiss, Pelosi, Waxman, and Schumer; Dr. Mitchell Gail, National Cancer Institute, Department of Health and Human Services; Elizabeth Taylor, American Foundation for AIDS Research; and public witnesses.

PEACE CORPS BUDGET REQUEST

Committee on Foreign Affairs: Held a hearing on Peace Corps fiscal year 1991 budget request. Testimony was heard from Paul D. Coverdell, Director, Peace Corps.

OVERVIEW—RECENT EVENTS IN THE SOUTH ASIAN REGION

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on overview of recent events in the South Asian Region. Testimony was heard from John Kelly, Assistant Secretary, Near East and South Asian Affairs, Department of State; Henry Rowen, Assistant Secretary, Near East and South Asia, Department of Defense; and Carol Adelman, Assistant Administrator, Asia and Near East, AID, U.S. International Development Cooperation Agency.

FUTURE OF POST-WAR INSTITUTIONS IN EUROPE

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on the Future of Post-War Institutions in Europe. Testimony was heard from public witnesses.

INTERNATIONAL NARCOTICS STRATEGY REPORT AND CERTIFICATIONS

Committee on Foreign Affairs: Task Force on International Narcotics Control continued hearings to overview the 1990 International Narcotics Control Strategy Report and the 1990 Narcotics Certifications, with emphasis on South America. Testimony was heard from the following officials of the Department of State: Melvyn Levitsky, Assistant Secretary, International Narcotics Matters; and Michael Skol, Deputy Assistant Secretary, South American Affairs; and David Westrate, Assistant Administrator, Operations, DEA, Department of Justice.

Hearings continue March 8.

DRAFT REPORT

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture met and approved for full Committee action the following draft report: "U.S. Marshall Service: Don't Arrest Oversight."

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Energy and Environment held an oversight hearing on the licensing of uranium enrichment facilities. Testimony was heard from Senator Johnston; William H. Young, Assistant Secretary, Nuclear Energy, Department of Energy; Robert M. Bernero, Director, Office of Nuclear Material Safety and Safeguards, NRC; and public witnesses.

EARTHQUAKE HAZARDS REDUCTION ACT AMENDMENTS

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held a hearing on H.R. 3533, Earthquake Hazards Reduction Act of 1977 Amendments Act. Testimony was heard from Representatives Emerson and Clinger; Grant Peterson, Associate Director, State and Local Programs Support, FEMA; Dallas L. Peck, Director, U.S. Geological Survey, Department of the Interior; John A. White, Assistant Director, Engineering, NSF; Richard N. Wright, Director, Center for Building Technology, National Institute for Standards and Technology, Department of Commerce; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 3545, to amend the Chesapeake and Ohio Canal Development Act to make certain changes relating to the Chesapeake and Ohio Canal National Historical Park Commission; and H.R. 3834, to amend the National Trails System Act to designate the route from Selma to Montgomery for study for potential addition to the national trails system. Testimony was heard from the following officials of the National Park Service, Department of the Interior: James M. Ridenour, Director; and Herbert Cables, Deputy Director; and public witnesses.

COMPREHENSIVE VIOLENT CRIME CONTROL ACT

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 2709, Comprehensive Violent Crime Control Act. Testimony was heard from Edward S. G. Dennis, Jr., Assistant Attorney General, Criminal Division, Department of Justice; Edward R. Becker, Judge, U.S. Courts of Appeals, Third Circuit; Richard Cook, Chief, Firearms Division Law Enforcement, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; James Brady, former Press Secretary for former President Ronald Reagan; and public witnesses.

Hearings continue tomorrow.

COASTAL DEFENSE INITIATIVE

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Oceanography and the Great Lakes held a joint hearing on H.R. 2647, Coastal Defense Initiative of 1989. Testimony was heard from the following officials of the EPA: Tudor Davies, Director, Office of Marine and Estuarine Protection; and James Elder, Director, Office of Water Enforcement and Permits; Timothy Keeney, Director, Office of Coastal Resource Management, NOAA, Department of Commerce; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits approved for full Committee action amended the following bills: H.R. 1347, Panama Canal Act Amendments of 1989; and H.R. 2514, amending subchapter III of chapter 84 of title 5, United States Code, relating to the Federal employees thrift savings plan.

AMERICANS WITH DISABILITIES ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation approved for full Committee action amended H.R. 2273, Americans With Disabilities Act.

NSF POSTURE

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technology held a hearing on NSF Posture. Testimony was heard from the following officials of the NSF: Erich Bloch, Director; and Mary L. Good, Chairman, National Science Board.

AIRPORT SURFACE SAFETY RESEARCH

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on Airport Surface Safety Research. Testimony was heard from Joseph M. Del Balzo, Executive Director, System Development, FAA, Department of Transportation; John K. Lauber, member, National Transportation Safety Board; and public witnesses.

LONG-TERM STRATEGY ON THE ENVIRONMENT

Committee on Ways and Means: Held a hearing on Long-Term Strategy on the Environment. Testimony was heard from Senator Domenici; Representatives Schulze and Lewis of California; Michael J. Graetz, Deputy Assistant Secretary, Tax Policy, Department of the Treasury; Henson Moore, Deputy Secretary, Department of Energy; J. Clarence Davies, Assistant Administrator, Policy, EPA; and public witnesses.

Hearings continue tomorrow.

Joint Meeting

VETERANS OF FOREIGN WARS

Joint Hearings: Senate Committee on Veterans' Affairs concluded joint hearings with the House Committee on Veterans' Affairs to review legislative recommendations for the Veterans of Foreign Wars, after receiving testimony from Walter G. Hogan, Greenfield, Wisconsin, and Larry W. Rivers, Washington, DC, both on behalf of the Veterans of Foreign Wars.

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Wednesday, March 7, 1990

Senate

Chamber Action

Routine Proceedings, pages 3670–3805

Measures Introduced: Ten bills and five resolutions were introduced as follows: S. 2242–2251, S. Res. 260–262, and S. Con. Res. 101 and 102.

Page 3765

Measures Reported: Reports were made as follows:

S. 1781, to establish as the policy of the United States the preservation, protection, and promotion of the rights of Native Americans to use, practice and develop Native American languages, to take steps to foster such use, practice and development, with an amendment in the nature of a substitute. (S. Rept. No. 101–250)

Measures Passed:

Authorizing the Production of Documents: Senate agreed to S. Res. 260, to authorize the production of documents in the case of *United States v. Poindexter, et al.* (D.D.C.)

Page 3687

Memorial to George Mason: Senate passed S. 1543, to authorize the Colonial Dames at Gunston Hall to establish a memorial to George Mason in the District of Columbia, after agreeing to a committee amendment.

Page 3803

NASA/International Space Year: Senate passed S.J. Res. 75, relating to NASA and the International Space Year, after agreeing to a committee amendment in the nature of a substitute.

Page 3804

Commemorating the Treaty of Amity and Commerce: Senate agreed to S. Con. Res. 92, to commemorate the Treaty of Amity and Commerce of 1833 between the United States and Thailand.

Page 3804

Anti-Semitism in the Soviet Union: Senate agreed to S. Con. Res. 97, expressing the sense of the Congress with respect to popular anti-Semitism in the Soviet Union.

Page 3804

Clean Air Act Amendments, 1989: Senate continued consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute, and taking action on amendment's proposed thereto, as follows:

Pages 3682, 3689, 3736

Adopted:

(1) McCain Amendment No. 1306 (to Amendment No. 1293), to provide for consultation with other Federal agencies in developing a safe alternatives policy.

Page 3685

(2) Sanford Amendment No. 1309 (to Amendment No. 1293), to encourage air quality by encouraging early reductions of toxic air pollutant emissions.

Page 3692

(3) Moynihan Modified Amendment No. 1314 (to Amendment No. 1293), to direct the Environmental Protection Agency to conduct an economic impact analysis of the Clean Air Act on the public health, economy, and environment of the United States.

Page 3703

(4) Glenn Amendment No. 1302 (to Amendment No. 1293), to strike Section 303, relating to Nuclear Regulatory Commission licensed facilities. (By 36 yeas to 61 nays (vote No. 30), Senate failed to table the amendment.)

Pages 3705, 3757

(5) Stevens/Murkowski Modified Amendment No. 1317 (to Amendment No. 1293), to establish compliance provisions for Federal agencies with applicable provisions of any implementation plan submitted by a State.

Page 3735

(6) Kerrey Modified Amendment No. 1294 (to Amendment No. 1293), to establish a threshold for any substance that is a nutrient used in agriculture when held by a farmer.

Page 3737

(7) Dole Amendment No. 1318 (to Amendment No. 1293), to exempt nurse tanks used for transporting anhydrous ammonia used exclusively for agricultural purposes from emissions standards.

Page 3739

(8) Inouye Amendment No. 1322 (to Amendment No. 1293), to provide that the Fuel Volatility provisions of the Act shall apply only to the 48 contiguous States and the District of Columbia.

Page 3745

(9) Moynihan Amendment No. 1323 (to Amendment No. 1293), to modify language calling for mandatory consideration of transportation control measures in developing State Implementation Plans to selection of those measures which would be most effective to deal with specific regional or local air quality problems.

Page 3754

(10) Dole Amendment No. 1324 (to Amendment No. 1293), to provide exemptions for the production of oil from a stripper well property and for the production of stripper well natural gas.

Page 3755

(11) Dole Amendment No. 1325 (to Amendment No. 1293), to require the appropriate use of codes developed by professional organizations for accident prevention.

Page 3755

(12) Dole Amendment No. 1326 (to Amendment No. 1293), to make technical changes in the definition of an accidental release.

Page 3756

Rejected:

Lautenberg Modified Amendment No. 1319 (to Amendment No. 1293), to require the use of oxygenated fuels within carbon monoxide non-attainment areas. (By 53 yeas to 43 nays, Vote No. 31), Senate tabled the amendment.)

Pages 3744, 3745

Pending:

(1) Mitchell Amendment No. 1293, in the nature of a substitute.

Page 3682

(2) Baucus Amendment No. 1307 (to Amendment No. 1293, to grant Administrator authority to authorize limited production of halons after the year 2000 if necessary for aviation safety purposes.

Pages 3687, 3689

(3) Wirth/Armstrong Amendment No. 1310 (to Amendment No. 1293), to establish emission testing and research centers to monitor high-altitude conditions.

Pages 3695, 3756

(4) Wirth/Armstrong Amendment No. 1311 (to Amendment No. 1293), to establish a research and technology assessment center to provide for the development and evaluation of heavy-duty vehicles.

Pages 3695, 3756

(5) Wirth/Armstrong Amendment No. 1312 (to Amendment No. 1293), to establish a National Research Center for Environmental Lung Disease.

Pages 3695, 3756

(6) Wirth/Armstrong Amendment No. 1313, to establish guidelines for alternative work schedules for Federal agencies within nonattainment areas.

Pages 3695, 3756

Withdrawn:

Moynihan Modified Amendment No. 1315 (to Amendment No. 1293), to direct the Environmental Protection agency to participate in an interagency task force on magnetic levitation technology.

Page 3704

Senate will continue consideration of the bill, and amendments proposed thereto, on Thursday, March 8.

Page 3805

Messages From the President: Senate received the following messages from the President of the United States:

(1) Transmitting the report on the operation of section 232 of the Trade Expansion Act of 1962, which was referred to the Committee on Finance. (PM–100)

Page 3763

Nominations Confirmed: Senate confirmed the following nominations:

Larry K. Mellinger, of California, to be United States Executive Director of the Inter-American Development Bank for a term of three years.

Hilary Paterson Cleveland, of New Hampshire, to be a Commissioner on the part of the United States on the International Joint Commission, United States and Canada.

Robert William Farrand, of Virginia, to be Ambassador to Papua New Guinea, and to serve concurrently and without additional compensation as Ambassador to Solomon Islands, and Ambassador to the Republic of Vanuatu.

J. Steven Rhodes, of California, to be Ambassador to Zimbabwe.

David C. Fields, of California, to be Director of the Office of Foreign Missions, with the rank of Ambassador.

Susan Jane Koch, of the District of Columbia, to be an Assistant Director of the United States Arms Control and Disarmament Agency.

Bradley Gordon, of Virginia, to be an Assistant Director of the United States Arms Control and Disarmament Agency.

Ronald William Roskens, of Nebraska, to be Administrator of the Agency for International Development.

Michael Lorne Moodie, of Maryland, to be an Assistant Director of the United States Arms Control and Disarmament Agency.

Routine lists in the Foreign Service.

Page 3805

Nominations Received: Senate received the following nominations:

Jo Anne B. Barnhart, of Delaware, to be Assistant Secretary for Family Support, Department of Health and Human Services.

The following-named persons to be Members of the Board of Directors of the Corporation for Public Broadcasting for terms expiring March 1, 1994:

Henry J. Cauthen, of South Carolina.

Lloyd Kaiser, of Pennsylvania. (Reappointment)

Page 3805

Messages From the President: Page 3763

Messages From the House: Page 3763

Measures Referred: Page 3763

Measures Placed on Calendar: Page 3764

Petitions: Page 3764

Statements on Introduced Bills: Page 3764

Additional Cosponsors: Page 3786

Amendments Submitted: Page 3792

Notices of Hearings: Page 3798

Authority for Committees: Page 3798

Additional Statements: Page 3799

Record Votes: Two record votes were taken today. (Total—31)

Pages 3729, 3754

Recess: Senate convened at 9 a.m., and recessed at 11:12 p.m., until 9 a.m., on Thursday, March 8, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 3805.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on the dairy industry, receiving testimony from Bruce Gardner, Assistant Secretary of Agriculture for Economics; Tom Camerlo, National Milk Producers, Arlington, Virginia; Carl Peterson, Agri-Mark, Methuen, Massachusetts; Irvin Elkin, Associated Milk Producers, Inc., Shawano, Wisconsin; Ray Moss Tucker, Dairymen, Inc., Louisville, Kentucky; Jim Lefebvre, Mid America Dairymen, Inc., Springfield, Missouri; Linwood Tipton, International Dairy Association, and Floyd Gaibler, Butter and Cheese Institute, both of Washington, DC; Mark Goldman, Farmland Dairies, Inc., Wallington, New Jersey; and Richard T. O'Connell, Chocolate Manufacturers Association, McLean, Virginia.

Committee will meet again on Wednesday, March 21.

STRATEGIC FORCES

Committee on Armed Services: Committee held hearings on operational requirements and military strategies for strategic forces, receiving testimony from Gen. John T. Chain, Jr., USAF, Commander-in-Chief, Strategic Air Command; and Gen. John L. Piotrowski, USAF, Commander-in-Chief, U.S. Space Command.

Hearings were recessed subject to call.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Readiness, Sustainability and Support held hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on operation and maintenance programs, receiving testimony from Donald B. Shycoff, Principal Deputy Comptroller, Department of Defense; Brig. Gen. Josue Robles, Jr., USA, Director for Operations and Support, Army Budget Office, Headquarters Department of the Army; Rear Adm. Raymond M. Walsh, USN, Director, Operations Division, Office of the Chief of Naval Operations; Lt. Gen. William G. Carson, Jr., USMC, Deputy Chief of Staff for Installations and Logistics, Headquarters, U.S. Marine Crops; and Brig. Gen. John L. Finan, USAF, Director of Budget Operations, Office of the Assistant Secretary of the Air Force (Financial Management and Comptroller).

Subcommittee will meet again on Thursday, March 22.

EXPORT ADMINISTRATION ACT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy held hearings on proposed legislation authorizing funds for the Export Administration Act, receiving testimony from Dennis E. Kloske, Under Secretary of Commerce for Export Administration; Allan Wendt, Senior Representative for Strategic Technology Policy, Department of State; and Stephen Hadley, Assistant Secretary of Defense for International Security Policy.

Hearings continue on Wednesday, March 28.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported H.R. 987, to designate certain lands in the Tongass National Forest in Alaska as wilderness, with an amendment in the nature of a substitute, and in lieu of S. 237 and S. 346, both related measures.

Committee will meet again on tomorrow.

ARMS CONTROL

Committee on Foreign Relations: Committee held hearings to review a status report on arms control negotiations, receiving testimony from Ronald F. Lehman II, Director, U.S. Arms Control and Disarmament Agency.

Hearings were recessed subject to call.

NATO MILITARY STRATEGY

Committee on Foreign Relations: Subcommittee on European Affairs held hearings to review implications of continuing changes in Eastern Europe for NATO military strategy and U.S. military planning, receiving testimony from Gen. John R. Galvin, Commander-in-Chief, U.S. European Command; James Schlesinger, former Secretary of Defense; Richard Perle, former Assistant Secretary of Defense for International Security Policy; Evan Galbraith, former U.S. Ambassador to France; Morton H. Halperin, former Deputy Assistant Secretary of Defense; and Barry M. Blechman, Henry L. Stimson Center, Washington, DC.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of John R. Dunne, of New York, to be an Assistant Attorney General, Department of Justice, after the nominee, who was introduced by Senators Moynihan and D'Amato and Representatives Rangel and McGrath, testified and answered questions in his own behalf.

CIVIL RIGHTS

Committee on Labor and Human Resources: Committee concluded hearings on S. 2104, to revise the Civil Rights Act of 1964 (P.L. 88–352) to restore and strengthen civil rights laws that ban discrimination in employment, after receiving testimony from Mayor Richard Arrington, Raymond P. Fitzpatrick, Jr., Mason & Fitzpatrick, and James Henson, Birmingham Fire and Rescue Service, all of Birmingham, Alabama; Laurence H. Tribe, Harvard Law School, Cambridge, Massachusetts; Thomas D. Barr, Cravath, Swaine & Moore, New York, New York; Glen D. Nager, Jones, Day, Reavis & Pogue, Washington, DC; and Richard Larson, Mexican American Legal Defense and Education Fund, Los Angeles, California.

MEDIGAP

Special Committee on Aging: Committee held hearings to examine issues surrounding Medicare supplemental insurance (Medigap) and long-term care insurance, focusing on the impact of certain marketing practices on the elderly, receiving testimony from John L. Hildreth, Consumers Union Southwest Regional Office, Austin, Texas; Ron Taylor, Little Rock, Arkansas, on behalf of the National Association of Insurance Commissioners; Bonnie Burns, California Association of Health Insurance Counseling and Advocacy Programs, and Charlene Blackburn, both of Santa Cruz, California; Jeffrey Spitzer-Resnick, Center for Public Representation, Madison, Wisconsin; Thomas A. Sick, Physicians Mutual Insurance Company, Omaha, Nebraska; Lois Hibbard, Riverside, California; Ed Kodish, St. Petersburg, Florida; and Ronald O. Gaiser, Jr., Birmingham, Alabama.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 4205–4221 and 6 resolutions, H.J. Res. 507–508, H. Con. Res. 283, and H. Res. 352–354 were introduced.

Page 3667

Report Filed: One report was filed as follows: H.R. 3581, a bill entitled "The Rural Economic Development Act of 1989", amended (H. Rept. 101–415).

Page 3667

Recess: House recessed at 10:04 and reconvened at 12:21.

Page 3612

Address by Prime Minister of Italy: The Senate and the House met in a joint meeting to receive Guilio Andreotti, President of the Council of Ministers of the Italian Republic. Prime Minister Andreotti was escorted to and from the House Chamber by Senators Mitchell, Cranston, Leahy, Pell, DeConcini, Simon, Dole, Chafee, Cochran, Domenici, Lugar and D'Amato; and Representatives Gephardt, Gray, Fascell, Bonior, Hoyer, Annunzio, Russo, Panetta, Fazio, Pelosi, Michel, Gingrich, Broomfield, Lewis of California, Conte, Rinaldo, Lagomarsino, Roukema, Gallo, and Morella.

Page 3612

Committee Resignation: Read a letter from Representative Robert C. Smith of New Hampshire wherein he resigns from the Committee on Science, Space, and Technology.

Page 3620

Subsequently, the House agreed to H. Res. 352, electing Representative Rhodes to fill that vacancy.

Page 3620

Republican Committee Membership Order: House agreed to H. Res. 353, establishing the order of Republican membership on the Committee on Public Works and Transportation.

Page 3620

Eastern Airlines Dispute Veto: By a yea-and-nay vote of 261 yeas to 160 nays with 1 voting "present", Roll No. 22 (two-thirds of those present not voting in favor), the House voted to sustain the President's veto of H.R. 1231, to establish a commission to investigate and report respecting the dispute between Eastern Airlines and its collective bargaining units.

Page 3620

Subsequently, the Presidential veto message and the measure were referred to the Committee on Public Works and Transportation.

Page 3622

Earlier, agreed to the Anderson motion to discharge the Committee on Public Works and Transportation from the further consideration of the President's veto message.

Page 3620

Presidential Message: Read a message from the President wherein he transmits the report on the operation of section 232 of the Trade Expansion Act during fiscal year 1989—referred to the Committee on Ways and Means.

Page 3634

Yosemite Park Centennial: House passed H.J. Res. 398, to commemorate the centennial of the creation by Congress of Yosemite National Park.

Page 3634

Harriet Tubman Day: House passed and cleared for the President S.J. Res. 257, to designate March 10, 1990, as "Harriet Tubman Day".

Page 3635

Deaf Awareness Week: House passed and cleared for the President S.J. Res. 227, to designate March 11 through March 17, 1990, as "Deaf Awareness Week".

Page 3636

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 3662

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 3632. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 6:25 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development held a hearing to review the Administration's farm proposal for the 1990 Farm Bill. Testimony was heard from Neal Sox Johnson, Acting Administrator, Farmers Home Administration, USDA; and public witnesses.

FARM BILL

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing to review research, extension and teaching titles of the 1990 Farm Bill. Testimony was heard from Harry C. Mussman, Deputy Assistant Secretary, Science and Education, USDA.

BUDGET REPORT

Committee on Appropriations: Approved budget recommendations for the report to the Committee on the Budget.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary held a hearing on the Secretary of State. Testimony was heard from James A. Baker III, Secretary of State.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Military Personnel, Air Force. Testimony was heard from Lt. Gen. Thomas J. Hickey, USAF, Deputy Chief of Staff for Personnel, Department of the Air Force.

The Subcommittee also met in executive session to hold a hearing on the B–1 reprogramming. Testimony was heard from representatives of the U.S. Air Force.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Department of Energy: General Science; Basic Energy Sciences; Fusion; and on Supporting Technology. Testimony was heard from James F. Decker, Acting Director, Office of Energy Research, Department of Energy.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Natural Resources Program. Testimony was heard from public witnesses.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Departmental Management, OSHA, and on Mine Safety and Health Administration. Testimony was heard from the following officials of the Department of Labor: Thomas C. Komarek, Assistant Secretary, Administration and Management; Gerard F. Scannell, Assistant Secretary, Occupational Safety and Health; and William J. Tattersall, Assistant Secretary, Mine Safety and Health.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Cooperative State Research, Extension Service, and on National Agricultural Library. Testimony was heard from the following officials of the USDA: Charles E. Hess, Assistant Secretary, Science and Education; John Patrick Jordan, Administrator, Cooperative State Research Service; Myron D. Johnsrud, Administrator, Extension Service; and Joseph H. Howard, Director, National Agricultural Library.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on the Coast Guard. Testimony was heard from the following officials of the U.S. Coast Guard, Department of Transportation; Adm. Paul A. Yost, USCG, Commandant; and Rear Adm. Marshall E. Gilbert, USCG, Resource Director/Comptroller.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on Financial Management Services and on the Public Debt. Testimony was heard from the following officials of the Department of the Treasury: Jerrold B. Speers, Executive Director, U.S. Savings Bonds Division; and Gerald Murphy, Fiscal Assistant Secretary.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD-Independent Agencies continued hearings on the Department of Veterans Affairs. Testimony was heard from Anthony J. Principi, Deputy Secretary, Department of Veterans Affairs.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on the mili-

tary construction portion of the fiscal year 1991 National Defense authorization request. Testimony was heard from the following officials of the Department of Defense: David J. Berteau, Principal Deputy Assistant Secretary, Production and Logistics; Maj. Gen. Peter J. Offringa, USA, Assistant Chief of Engineers, Department of the Army; Rear Adm. David E. Bottorf, of USN, Commander, Naval Facilities Engineering Command, Department of the Navy; Brig. Gen. Wayne T. Adams, USMC Director, Facilities and Services Division, Office of the Deputy Chief of Staff, Installations and Logistics; U.S. Marine Corps; and Maj. Gen. Joseph A. Ahearn, USAF, Director, Engineering and Services, Department of the Air Force.

Hearings continue March 14.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operations and maintenance portion of the fiscal year 1991 National Defense authorization request, with emphasis on Special Forces readiness and Panama and Department of Defense civilian personnel management practices. Testimony was heard from the following officials of the Department of Defense: Maj. Gen. Hugh L. Cox, USAF, Deputy Commander in Chief, Special Operations Command, U.S. Air Force; and Christopher Jehn, Assistant Secretary, Force Management and Personnel.

Hearings continue tomorrow.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the RDT&E portion of the fiscal year 1991 National Defense authorization request, with emphasis on the Navy and Marine Corps requests. Testimony was heard from the following officials of the Department of the Navy: Richard L. Rumpf, Acting Assistant Secretary, Research, Engineering and Systems; Rear Adm. J. Guy Reynolds, USN, Director, Navy Requirements, Research and Development, Test and Evaluation; and Lt. Gen. John R. Dailey, USMC, Commanding General, Marine Corps Research, Development and Acquisition Command.

Hearings continue tomorrow.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the seapower-related procurement portion of the fiscal year 1991 National Defense authorization request, with emphasis on the shipbuilding program as it relates to submarines. Testimony was heard from the following officials of the Department of the Navy: Adm. Bruce DeMars, USN, Director, Naval Nuclear Propulsion; and Vice Adm. Daniel Cooper, USN, Assistant Chief of Naval Operations (Undersea Warfare).

PUBLIC HOUSING AND SECTION 8 PROGRAMS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on Public Housing and Section 8 Program provisions of H.R. 1180, Housing and Community Development Act of 1989, including disposition of public housing. Testimony was heard from Representative Rowland of Georgia; John M. Ols, Jr., Director, Housing and Community Development Issues, GAO; and public witnesses.

BUDGET PROCESS LEGISLATION

Committee on the Budget: Task Force on Budget Process, Reconciliation and Enforcement held a hearing on Budget Process legislation. Testimony was heard from public witnesses.

FEDERAL CHILDHOOD IMMUNIZATION PROGRAM REAUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the reauthorization of the Federal Childhood Immunization program. Testimony was heard from Dr. Alan R. Hinman, Director, Center for Prevention Services, Centers for Disease Control, Department of Health and Human Services; and public witnesses.

TELECOMMUNICATIONS POLICY ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications Policy Act of 1990. Testimony was heard from Alfred C. Sikes, Chairman, FCC; and a public witness.

BUDGET REQUEST FOR EASTERN EUROPE

Committee on Foreign Affairs: Held a hearing on the President's fiscal year 1991 budget request for Eastern Europe. Testimony was heard from Lawrence S. Eagleburger, Deputy Secretary, Department of State.

U.S. POLICY TOWARD AFGHANISTAN

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs and the Subcommittee on Europe and the Middle East held a hearing on U.S. Policy Toward Afghanistan. Testimony was heard from John H. Kelly, Assistant Secretary, Near Eastern and South Asian Affairs, Department of State; and public witnesses.

AMERICAN HOSTAGES IN LEBANON

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on American Hostages in Lebanon. Testimony was heard from Representative Slaughter of New York.

GOVERNMENT PRINTING OFFICE IMPROVEMENT ACT

Committee on House Administration: Subcommittee on Procurement and Printing held a hearing on H.R. 3849,

Government Printing Office Improvement Act of 1990. Testimony was heard from Joseph Jenifer, Acting Public Printer, GPO; and Fred Wood, Senior Associate, OTA.

Hearings continue tomorrow.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property, and the Administration of Justice continued oversight hearings on Computers and Intellectual Property. Testimony was heard from Ralph Oman, Register of Copyrights, Library of Congress; Jeffrey M. Samuels, Acting Commissioner, Patent and Trademark Office, Department of Commerce; Keith O. Fultz, Director, Planning and Reporting, Resources, Community, and Economic Development Division, GAO; James W. Curlin, Manager, Communication and Information Technologies, OTA; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Criminal Justice held an oversight hearing on U.S. Sentencing Commission. Testimony was heard from Lowell Dodge, Director, Administration of Justice Issues, GAO; William Wilkins, Jr., Chairman, U.S. Sentencing Commission; Judge Edward R. Becker, Chairman, Committee on Criminal law and Probation Administrtation, Judicial Conference, Administrative Office of the United States Courts; Joe B. Brown, U.S. Attorney, Middle District of Tennessee, Department of Justice; and public witnesses.

LEGAL IMMIGRATION REFORM ACT

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law and the Immigration Task Force of the Committee on Education and Labor continued joint hearings on the Legal Immigration Reform Act of 1990. Testimony was heard from a public witness.

Hearings continue March 13.

U.S. POSTAL SERVICE

Committee on Post Office and Civil Service: Continued oversight hearings on the U.S. Postal Service. Testimony was heard from members of the Board of Governors, U.S. Postal Service.

WATER RESOURCES DEVELOPMENT PROGRAM REAUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on proposed authorizations for the water resources development program of the U.S. Army Corps of Engineers. Testimony was heard from Representatives Bennett, Kaptur, Mazzoli, Rahall, Wise, Watkins, Gibbons, Ireland, Hopkins, Eckart, Carper, Olin, Brown of California, McCandless, Lagomarsino, Fields, Packard, and Laughlin; and public witnesses.

RURAL ECONOMIC DEVELOPMENT ACT

Committee on Rules: Granted a modified open rule providing 1 hour of debate on H.R. 3581, Rural Economic Development Act of 1989. The rule makes in order the amendment in the nature of a substitute recommended by the Committee on Agriculture now printed in the bill as original text for purpose of amendment, to be considered by title, with each title considered as having been read. The rule waives section 303(a)(1) of the Congressional Budget Act [prohibiting consideration of legislation providing new budget authority for a fiscal year prior to the adoption of the first budget resolution for that fiscal year] against the substitute. The rule provides that no amendment, except pro forma amendments for purpose of debate, shall be in order except those printed in the Congressional Record prior to their consideration. Finally, the rule provides one motion to recommit with or without instruction. Testimony was heard from Chairman de la Garza and Representatives English, Staggers, Stallings, Wise, Dingell, Markey, Williams, Dorgan of North Dakota, and Coleman of Missouri.

POCKET VETO

Committee on Rules: Ordered reported, amended, H.R. 849, to amend title I of the United States Code to define the type of adjournment that prevents the return of a bill to the President, and to amend the Rules of the House of Representatives to require the Clerk to make certain notifications to the Speaker.

FAST FLUX TEST FACILITY

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development held a hearing on Fast Flux Test Facility. Testimony was heard from the following officials of the Department of Energy: William Young, Assistant Secretary, Nuclear Energy; and John J. Easton, Jr., Assistant Secretary, International Affairs and Energy Emergencies; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

LONG-TERM STRATEGY ON THE ENVIRONMENT

Committee on Ways and Means: Continued hearings on Long-Term Strategy on the Environment. Testimony was heard from Representatives Gejdenson, Boxer, Bustamante, Visclosky, Pallone, and Foglietta; from the following officials of the CBO: W. David Montgomery, Assistant Director, Natural Resources and Commerce Division; and Rosemary D. Marcuss, Assistant Director, Tax Analysis Division; and public witnesses.

Hearings continue March 14.

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

INTELLIGENCE BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1991 Intelligence Budget. Testimony was heard from public witnesses.

Hearings continue March 13.

DRAFT REPORT

Select Committee on Children, Youth, and Families: Met and approved a draft report entitled "Children's Well-Being: An International Comparison."

ANDEAN DRUG SUMMIT

Select Committee on Narcotics Abuse and Control: Held a hearing on the Andean Drug Summit. Testimony was heard from the following officials of the Department of State: Bernard Aronson, Assistant Secretary, Inter-American Affairs; and Melvyn Levitsky, Assistant Secretary, International Narcotics Matters.

Joint Meeting

SOVIET JEWRY

Commission on Security and Cooperation in Europe: Commission concluded hearings to examine the current domestic and international developments affecting Soviet Jews, after receiving testimony from Princeton Lyman, Director, Bureau for Refugee Programs, and Alexander R. Vershbow, Director, Office of Soviet Union Affairs, both of the Department of State; and William Korey, B'nai B'rith, Shoshana Cardin, National Conference on Soviet Jewry, and Micah Naftalin, Union of Councils for Soviet Jews, all of Washington, DC.

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Thursday, March 8, 1990

Senate

Chamber Action

Routine Proceedings, page 3858

Measures Introduced: Fourteen bills and four resolutions were introduced as follows: S. 2252–2265, S. Res. 263, S.J. Res. 270 and 271, and S. Con. Res. 103.

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Measures Reported: Reports were made as follows:

S. 865, to amend the Sherman Act regarding retail competition, with amendments. (S. Rept. No. 101–251)

S. 511, to recognize the organization known as the National Academies of Practice.

S. 2179, to maintain funding for State and local law enforcement programs in the war against drugs and crime, with an amendment.

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Measures Passed:

Adjournment Resolution: Senate agreed to S. Con. Res. 103, providing for a conditional recess or adjournment of the Senate from Friday, March 9, 1990, or Saturday, March 10, 1990, until Tuesday, March 20, 1990.

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Clean Air Act Amendments, 1989: Senate continued consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Page 3886

Adopted:

(1) Gore Amendment No. 1328 (to Amendment No. 1293), to establish programs and ordinances to facilitate non-automobile travel, utilization of mass transit, and to reduce the need for single-occupant vehicle travel to reduce the emission of carbon dioxide.

Page 3892

(2) Sasser/Gore Amendment No. 1331 (to Amendment No. 1293), to provide a plan of development to construct a facility that operates on refuse derived fuel at the site of the TVA steam generation plant at Gallatin, Tennesse.

Page 3912

(3) Bingaman Amendment No. 1332 (to Amendment No. 1293), to authorize a clean air study of Southwestern New Mexico of the causes of degraded visibility.

Page 3913

(4) By 80 yeas to 16 nays (Vote No. 33), Gore Amendment No. 1334 (to Amendment No. 1293), to modify Federal procurement practices to ensure that chemicals known to harm human health or the environment are not used as substitutes for chemicals that destroy the ozone layer.

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Rejected:

(1) Symms Amendment No. 1327 (to Amendment No. 1293), to establish restrictions on the importation of products, goods or commodities if the production, manufacture or transportation of such products, goods or commodities results in emission of hazardous air pollutants. (By 81 yeas to 16 nays (Vote No. 32), Senate tabled the amendment.)

Pages 3889, 3908, 3914

(2) Lautenberg Amendment No. 1335 (to Amendment No. 1293), to require the regulation of mobile sources of air toxics. (By 65 yeas to 33 nays (Vote No. 34), Senate tabled the amendment.)

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Withdrawn:

Bryan Amendment No. 1333 (to Amendment No. 1293), to amend the Motor Vehicle Information and Cost

Savings Act to require new standards for corporate average fuel economy.

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Pending:

(1) Mitchell Amendment No. 1293, in the nature of a substitute.

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(2) Baucus Amendment No. 1307 (to Amendment No. 1293), to grant Administrator authority limited production of halons after the year 2000 if necessary for aviation safety purposes.

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(3) Wirth/Armstrong Amendment No. 1310 (to Amendment No. 1293), to establish emission testing and research centers to monitor high altitude conditions.

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(4) Wirth/Armstrong Amendment No. 1311 (to Amendment No. 1293), to establish a research and technology assessment center to provide for the development and evaluation of heavy duty vehicles.

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(5) Wirth/Armstrong Amendment No. 1312 (to Amendment No. 1293), to establish a National Research Center for Environmental Lung Disease.

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(6) Wirth/Armstrong Amendment No. 1313 (to Amendment No. 1293), to establish guidelines for alternative work schedules for Federal agencies within nonattainment areas.

Page 3886

(7) Byrd Amendment No. 1329 (to Amendment No. 1293), to provide benefits for terminated coal mine workers.

Pages 3895, 3910, 3948

Senate will continue consideration of the bill, and amendments proposed thereto, on Friday, March 9.

Page 4027

Nominations Received: Senate received the following nominations:

Adriane J. Dudley, of the Virgin Islands, to be a Judge of the District Court of the Virgin Islands for a term of ten years.

Arthur F. Van Court, of California, to be United States Marshal for the Eastern District of California for the term of four years.

Routine lists in the Army, Navy, Air Force, and Marine Corps.

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Messages From the House: Page 3966

Measures Referred: Page 3966

Communications: Page 3966

Executive Reports of Committees: Page 3967

Statements on Introduced Bills: Page 3968

Additional Cosponsors: Page 3999

Amendments Submitted: Page 4002

Notices of Hearings: Page 4007

Authority for Committees: Page 4008

Additional Statements: Page 4009

Record Votes: Three record votes were taken today. (Total—34)

Pages 3915, 3941, 3948

Recess: Senate convened at 9 a.m., and recessed on Friday, March 9, 1990, at 12:48 a.m., to reconvene at 10 a.m., the same day. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 4027.)

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nominations of La Verne G. Ausman, of Wisconsin, to be Administrator of the Farmers Home Administration, and Gary C. Byrne, of California, to be Administrator of the Rural Electrification Administration, both of the Department of Agriculture.

APPROPRIATIONS—COMMERCE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary held hearings on proposed budget estimates for fiscal year 1991 for the Department of Commerce, receiving testimony from Robert A. Mosbacher, Secretary of Commerce.

Subcommittee will meet again on Tuesday, March 20.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense resumed closed hearings on proposed budget estimates for fiscal year 1991 for unified command forces, receiving testimony in behalf of funds for their respective activities from Gen. Maxwell R. Thurman, USA, Commander-in-Chief, U.S. Southern Command; and Gen. James J. Lindsay, USA, Commander-in-Chief, U.S. Special Operations Command.

Subcommittee will meet again on Tuesday, March 20.

APPROPRIATIONS—EPA

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Environmental Protection Agency, receiving testimony from William K. Reilly, Administrator, Environmental Protection Agency.

Subcommittee will meet again on Wednesday, March 21.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nominations of Charles M. Herzfeld, of New Jersey, to be Director of Defense Research and Engineer-

ing, and Gerald A. Cann, of Maryland, and Jacqueline E. Schafer, of Virginia, each to be an Assistant Secretary of the Navy, and 11,137 nominations in the Army, Navy, and Air Force.

BUSINESS MEETING

Committee on Armed Services: Committee met in closed session to further discuss the issue of unauthorized appropriations for fiscal year 1991 and reprogramming requests, and to review those programs which fall within the committee's jurisdiction as contained in the President's proposed budget for fiscal year 1991 with a view towards making its recommendations to the Committee on the Budget, but did not complete action thereon, and recessed subject to call.

AUTHORIZATIONS—DEFENSE PRODUCTION ACT

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on proposals authorizing funds for the Defense Production Act of 1950, including S. 1379, Defense Production Act Amendments of 1989, receiving testimony from Thomas J. Murrin, Deputy Secretary of Commerce; Jed L. Babbin, Deputy Under Secretary of Defense; and Allan V. Burman, Administrator-Designate, Office of Federal Procurement Policy, Office of Management and Budget.

Hearings continue on Thursday, March 22.

1991 BUDGET

Committee on the Budget: Committee resumed hearings in preparation for reporting the first concurrent resolution on the fiscal year 1991 budget for the Federal Government, focusing on defense spending priorities, receiving testimony from John D. Mayer, Deputy Assistant Director, and Robert F. Hale, Assistant Director, both of the National Security Division, Congressional Budget Office; and Gordon Adams, Defense Budget Project, Joshua M. Epstein, Brookings Institution, and Frank J. Gaffney, Center for Security Policy, all of Washington, DC.

Committee recessed subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Donald R. Quartel, Jr., of Florida, to be a Federal Maritime Commissioner, after the nominee, who was introduced by Senator Mack, testified and answered questions in his own behalf.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following measures:

S. 775, to establish three Metal Casting Competitiveness Research Centers as part of the energy conservation program of the Department of Energy, with an amendment in the nature of a substitute;

S. 30 and H.R. 2392, bills to provide for certain requirements relating to the conversion of oil shale mining claims located under the Mining Law of 1872, each with an amendment in the nature of a substitute;

S. 393, to provide for the exchange of certain land owned by three inholders within Camp W.G. Williams in Utah, with an amendment in the nature of a substitute;

S. 1859, to restructure the terms and conditions for loans made by the Secretary of the Interior to the Wolf Trap Foundation for the Performing Arts for the reconstruction of the Filene Center at Wolf Trap Farm Park in Virginia; and

S. 1230, to authorize the acquisition of additional lands containing Indian burial grounds for inclusion in the Knife River Indian Villages National Historic Site, North Dakota, and to provide additional developmental funding for the historic site visitor center, with amendments.

HAWAIIAN HOMES COMMISSION ACT

Committee on Energy and Natural Resources: Committee held hearings on S.J. Res. 154, to consent to certain amendments enacted by the legislature of the State of Hawaii to the Hawaiian Homes Commission Act of 1920, receiving testimony from Timothy W. Glidden, Counselor to the Secretary, and Ruth Van Cleve, Office of the Solicitor, both of the Department of the Interior; Hawaii Attorney General George Kaeo, Hoaliku Drake, Hawaiian Homes Commission, and Paul Alexander, on behalf of the Office of Hawaiian Affairs, all of Honolulu.

Hearings were recessed subject to call.

LEAD EXPOSURE

Committee on Environment and Public Works: Subcommittee on Toxic Substances, Environmental Oversight, Research and Development held hearings to examine the effects of lead exposure on children's health and educational performance, receiving testimony from Victor J. Kimm, Deputy Assistant Administrator, Office of Pesticides and Toxic Substances, Environmental Protection Agency; John C. Weicher, Assistant Secretary for Policy Development and Research, and Michael Janis, General Deputy Assistant Secretary for Public and Interior Housing, both of the Department of Housing and Urban Development; Vernon N. Houk, Assistant Surgeon General, Centers for Disease Control, Barry L. Johnson, Associate Administrator, Agency for Toxic Substances and Disease Registry, and Kathryn R. Mahaffey, Research Chemist, National Institute of Environmental Health Services, National Institutes of Health, all of the Department of Health and Human Services; Jeff Fontaine, Nevada State Health Division, Carson City; Bela T. Matyas, Rhode Island Department of Health, Providence; Herbert L. Needleman, University of Pittsburgh, Pittsburgh, Pennsylvania, on behalf of the American Academy of Pediatrics; Robert Bornschein, University of Cincinnati, Cincinnati, Ohio;

Ellen K. Silbergeld and Karen Florini, both of the Environmental Defense Fund, and J. William Horton, Battery Council International, all of Washington, D.C.; Jeffrey L. Zelms, Doe Run Company, St. Louis, Missouri, and Robert J. Muth, ASARCO, Inc., New York, New York, both on behalf of the Lead Industries Association; Jerry Cole, Research Triangle Park, North Carolina, on behalf of the International Lead Zinc Research Organization; Stephanie Pollack, Conservation Law Foundation, Boston, Massachusetts; and Bruce A. Fowler, University of Maryland Medical School, and Jim Keck, both of Baltimore, Maryland.

Hearings were recessed subject to call.

EASTERN EUROPE

Committee on Foreign Relations: Committee held hearings on issues surrounding the support for East European democracy, receiving testimony from Lawrence S. Eagleburger, Deputy Secretary of State.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Everett Ellis Briggs, of New Hampshire, to be Ambassador to the Republic of Portugal, Edward Morgan Rowell, of California, to be Ambassador to Luxembourg, Robert Gregory Joseph, of Virginia, for the rank of Ambassador during his tenure of service as U.S. Commissioner on the U.S.-U.S.S.R. Standing Consultative Commission, and John J. Maresca, of Connecticut, for the rank of Ambbassador during his tenure of service as Head of the U.S. Delegation to the Conference on Confidence and Security Building Measures (CSBM), after the nominees testified and answered questions in their own behalf.

HIGH-RISK MANAGEMENT

Committee on Governmental Affairs: Committee resumed oversight hearings to examine the high-risk management problems of the Departments of Labor and Health and Human Services, receiving testimony from Roderick A. DeArment, Deputy Secretary, Thomas C. Komarek, Assistant Secretary for Administration and Management, Robert T. Jones, Assistant Secretary for Employment and Training, David Ball, Assistant Secretary, Pension and Welfare Benefits Administration, and Robert P. Davis, Solicitor, all of the Department of Labor; and Kevin E. Moley, Assistant Secretary for Management and Budget, and Michael J. Astrue, General Counsel, both of the Department of Health and Human Services.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Jacques L. Wiener, Jr., of Louisiana, to be a U.S. Circuit Judge for the Fifth Circuit, Rhesa H. Barksdale, of Mississippi, to be a U.S. Circuit Judge for the Fifth Circuit, Robert H. Hodges, Jr., of South Carolina, to be a Judge of the United States Claims Court, Ronald L. Buckwalter, to be U.S. District Judge for the Eastern District of Pennsylvania, Donald J. Lee, to be U.S. District Judge for the Western District of Pennsylvania, Gerald E. Rosen, to be U.S. District Judge for the Eastern District of Michigan; John R. Dunne, of New York, to be Assistant Attorney General for Civil Rights, Department of Justice; Hary F. Manbeck, Jr., of Connecticut, to be Commissioner of Patents and Trademarks, and Douglas B. Comer, of Virginia, to be Deputy Commissioner of Patents and Trademarks, both of the Department of Commerce;

S. 511, to recognize the organization known as the National Academies of Practice;

S. 198, to protect certain computer programs, with an amendment in the nature of a substitute;

S. 1829, to further restrict the use of steroids and human growth hormones, with an amendment in the nature of a substitute; and

S. 2179, to maintain funding for state and local law enforcement programs in the war against drugs and crime, with an amendment.

CHILD WELFARE SYSTEM

Committee on Labor and Human Resources: Subcommittee on Children, Family, Drugs, and Alcoholism held hearings to examine the impact of drug exposed children on the child welfare system, receiving testimony from Senators Kohl and Wilson; Herbert Kleber, Deputy Director for Demand Reduction, Office of National Drug Control Policy; Michael F. Mangano, Deputy Inspector General for Evaluations and Inspections, Department of Health and Human Services; Ira J. Chasnoff, National Association for Perinatal Addiction Research and Education, Chicago, Illinois; Amy B. Wheaton, Connecticut Department of Children and Youth Services, Hartford; Shirley Coletti and Donna Tice, both of the Operation Par, St. Petersburg, Florida; Kathleen M. West, Martin Luther King, Jr. General Hospital, Los Angeles, California; and Joe Kroll, North American Council on Adoptable Children, St. Paul, Minnesota.

Hearings were recessed subject to call.

CAMPAIGN FINANCE REFORM

Committee on Rules and Administration: Committee ordered favorably reported S. 137, to provide for a voluntary system of spending limits and partial public financing of Senate general campaigns, and to limit contributions by multicandidate political committees.

TECHNOLOGY TRANSFER

Committee on Small Business: Committee concluded hearings to examine the transfer of technology by the Federal Government to small businesses, after receiving testimony from Senator Rockefeller; Representative Wyden; D. Allan Bromley, Director, Office of Science and Technology Policy; Lee Mercer, Acting Under Secretary for

Technology, and Don Johnson, Director of Technical Services, National Institute of Standards and Technology, both of the Department of Commerce; Philip S. Chen, Jr., Associate Director for Intramural Affairs, National Institutes of Health, Public Health Service, Department of Health and Human Services; Tina M. McKinley, Oak Ridge Associated Universities, Oak Ridge, Tennessee; William H. Rader, University of Arkansas, Fayetteville; Joseph M. Shuster, Teltech, Inc., Eden Prairie, Minnesota; and Mcray Bryant, Wyoming Small Business Development Center Network, Casper.

SBA

Committee on Small Business: Committee held hearings on the President's proposed budget request for fiscal year 1991 for the Small Business Administration, and on proposed legislation authorizing funds for the Small Business Administration, receiving testimony from Susan Engeleiter, Administrator, and Charles R. Gillum, Inspector General, both of the Small Business Administration.

Hearings were recessed subject to call.

BUDGET RECOMMENDATIONS

Select Committee on Indian Affairs: Committee completed its review of those programs which fall within the committee's jurisdiction as contained in the President's proposed budget for fiscal year 1991, and agreed on recommendations it will make thereon to the Committee on the Budget.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 4222–4239; and 4 resolutions, H.J. Res. 509–510, and H. Res. 355–356 were introduced.

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Report Filed: One report was filed as follows: H. Res. 355, providing for the consideration of H.R. 3581, the Rural Economic Development Act of 1989.

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Senate Recess: House agreed to S. Con. Res. 103, providing for a conditional recess or adjournment of the Senate from Friday, March 9, 1990, or Saturday, March 10, 1990, until Tuesday, March 20, 1990—clearing the measure.

Page 3836

Referral: One Senate-passed measure was referred to the appropriate House committee.

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Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 11 a.m. and adjourned at 12:58 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Conservation, Credit, and Rural Development, hearing to review conservation title of the 1990 Farm Bill. Testimony was heard from Representative Smith of Nebraska; John Campbell, Deputy Under Secretary, International Affairs and Commodity Programs, USDA; and public witnesses.

FARM BILL

Committee on Agriculture: Subcommittee on Livestock, Dairy and Poultry held a hearing to review titles of the 1990 Farm Bill. Testimony was heard from Representatives Kastenmeier and Roth; John W. Harman, Director, Food and Agriculture Issues, Resources, Community, and Economic Development Division, GAO; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the following: the Attorney General; Department of Justice: General Legal Activities; Civil Liberties Public Education Fund; U.S. Attorneys; and on Antitrust Division. Testimony was heard from the following officials of the Department of Justice: Dick Thornburgh, Attorney General; Donald Ayer, Deputy Attorney General, General Legal Activities; James P. Turner, Acting Assistant Attorney General, Civil Rights Division; James G. Richmond, U.S. Attorney; and James S. Rill, Assistant Attorney General, Antitrust Division.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Military Personnel, Navy, Marine Corps and Army. Testimony was heard from the following officials of the Department of the Navy: Vice Adm. Jeremy M. Boorda, USN, Deputy Chief of Naval Operations, Manpower, Personnel and Training; and Lt. Gen. Norman H. Smith, USMC, Deputy Chief of Staff, Manpower and Reserve Affairs, HQTRS, Marine Corps; and Lt. Gen. Allen K. Ono, USA, Deputy Chief of Staff for Personnel, U.S. Army.

The Subcommittee also met in executive session to hold a hearing on Aircraft Procurement, Navy. Testimony was heard from the following officials of the Department of the Navy: Vice Adm. Richard M. Dunleavy, USN, Assistant Chief of Naval Operations (Air Warfare); and Lt. Gen. Charles H. Pittman, USMC, Deputy Chief of Staff, Aviation, HQTRS, Marine Corps.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the Department of Energy: Nuclear Fission; Uranium Supply and Enrichment Activities; and on Nuclear Waste Disposal Fund. Testimony was heard from the following officials of the Department of Energy: William H. Young, Assistant Secretary, Nuclear Energy; and Samuel Rousso, Acting Director, Office of Civilian Radioactive Waste Management.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Energy and Minerals Program. Testimony was heard from public witnesses.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the following: Office of the Inspector General (Labor); Office of the Assistant Secretary of Health; and on Health Resources and Services Administration. Testimony was heard from Raymond Maria, Acting Inspector General, Department of Labor; and from the following officials of the Department of Health and Human Services: Dr. James O. Mason, Assistant Secretary for Health; and Dr. Robert G. Harmon, Director, Health Resources and Services Administration.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Air Force Military Construction. Testimony was heard from the following officials of the Department of the Air Force: James F. Boatright, Deputy Assistant Secretary (Installations); and Maj. Gen. Joseph A. Ahearn, USAF, Director, Engineering Services.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Human Nutrition Information Service and on the Food and Nutrition Service. Testimony was heard from the following officials of the USDA: Catherine Bertini, Assistant Secretary, Food and Consumer Services; James T. Heimbach, Acting Administrator, Human Nutrition Information Service; and Betty Jo Nelson, Administrator, Food and Nutrition Service.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on the Secretary of the Treasury. Testimony was heard from Nicholas F. Brady, Secretary of the Treasury.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD-Independent Agencies held a hearing on the Court of Veterans Appeals. Testimony was heard from Frank Q. Nebeker, Chief Judge, U.S. Court of Veterans Appeals.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operations and maintenance portion of the fiscal year 1991 National Defense authorization request, with emphasis on the National Board for the Promotion of Rifle Practice issues and the Air Force Financial Management Systems. Testimony was heard from Representative Stark; Michael W. Owen, Principal Deputy Assistant Secretary, Installations, Logistics and Environment, Department of the Army; Rich Davis, Director, Army Issues, GAO; Charles A. Bowsher, Comptroller General of the United States, GAO; and Sean C. O'Keefe, Comptroller, Department of Defense.

Hearings continue March 13.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the RDT&E portion of the fiscal year 1991 National Defense authorization request, with emphasis on the Army request. Testimony was heard from the following officials of the Department of the Army; Stephen K. Conver, Assistant Secretary, Research, Development and Acquisition; Lt. Gen. Donald S. Pihl, USA, Military Deputy to the Assistant Secretary, Research, Development and Acquisition; and George T. Singley III, Deputy for Research and Technology, Office of the Assistant Secretary, Research, Development and Acquisition.

MONEY LAUNDERING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance approved for full Committee action the following bills: H.R. 3848, amended, Depository Institution Money Laundering Amendments of 1990; and H.R. 3939, Money Laundering Prevention and Payment System Protection Act of 1990.

Prior to this action, the Subcommittee held a hearing on H.R. 3848, H.R. 3939, and also the following bills: H.R. 4064, to amend the financial recordkeeping provisions of title 31, United States Code, to modify and codify recordkeeping requirements relating to international wire transfers; and a hearing on H.R. 4044, to amend the Federal Deposit Insurance Act and title 31, United States Code, to enhance the capability of law enforcement agencies to detect money laundering offenses. Testimony was heard from the following officials of the Department of the Treasury: Peter K. Nunez, Assistant Secretary, Enforcement; Robert B. Serino, Deputy Chief Counsel (Policy), Office of the Comptroller of the Currency; and Jerry

Kluckman, Director, Compliance Programs, Office of Thrift Supervision; Mark M. Richard, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Charles V. Collier, Assistant Director, Office of Analysis and Special Activities, Division of Supervision, FDIC; and public witnesses.

FLOOD DISASTER PROTECTION ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Policy Research and Insurance held a hearing on the mandatory purchase of flood insurance requirement of the Flood Disaster Protection Act of 1973. Testimony was heard from Harold T. Duryee, Administrator, Federal Insurance Administration, FEMA; Anna Kondratas, Assistant Secretary, Community Planning and Development, Department of Housing and Urban Development; Neil Sox Johnson, Acting Administrator, Farmers Home Adminstration, USDA; Bernard Kulik, Deputy Associate Administrator, Disaster Assistance, SBA; Keith Pedigo, Director, Loan Guaranty Service, Department of Veterans Affairs; and public witnesses.

UDC LAND TRANSFER AND ENDOWMENT PARITY ACT

Committee on the District of Columbia: Subcommittee on Judiciary and Education held a hearing on H.R. 2208, UDC Land Transfer and Endowment Parity Act. Testimony was heard from Wylie L. Williams, Jr., Deputy Mayor, Economic Development, District of Columbia; and the following officials of the University of the District of Columbia: Rafael L. Cortada, President; and Nira Hardon Long, Chair, Board of Trustees.

FEDERAL INJURY CONTROL PROGRAM REAUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the reauthorization of the Federal Injury Control program. Testimony was heard from Dr. Vernon N. Houk, Assistant Surgeon General, Director, Center for Environmental Health and Injury Control, Centers for Disease Control, Department of Health and Human Services; and public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held an oversight hearing on the public policy implications of the high yield debt market. Testimony was heard from public witnesses.

SOVIET NATIONALITIES ISSUE AND U.S.-SOVIET RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Soviet Nationalities Issues and U.S.-Soviet Relations. Testimony was heard from public witnesses.

EXPORT ADMINISTRATION ACT REAUTHORIZATION

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on Reauthorizing the Export Administration Act: Streamlining and License Free CoCom. Testimony was heard from James LeMunyon, Deputy Assistant Secretary, Bureau of Export Administration, Department of Commerce; Christopher Hankin, Deputy Assistant Secretary, International Trade Controls, Department of State; William Rudman, Deputy Assistant Secretary, Department of Defense; and public witnesses.

INTERNATIONAL NARCOTICS STRATEGY REPORT AND CERTIFICATIONS

Committee on Foreign Affairs: Task Force on International Narcotics Control continued hearings to overview the 1990 International Narcotics Control Strategy Report and the 1990 Narcotics Certifications, with emphasis on Central America and the Caribbean. Testimony was heard from the following officials of the Department of State: Melvyn Levitsky, Assistant Secretary, International Narcotics Matters; and Peter Romero, Deputy Director, Office of Central American Affairs; and David Westrate, Assistant Administrator, Operations, DEA, Department of Justice.

GOVERNMENT PRINTING OFFICE IMPROVEMENT ACT

Committee on House Administration: Subcommittee on Procurement and Printing concluded hearings on H.R. 3849, Government Printing Office Improvement Act of 1990. Testimony was heard from Thomas May, Director, Printing and Graphics Division, Department of the Treasury; James Cherny, Director, Navy Publishing and Printing Service, Department of the Navy; Daniel Espinoza, Chief, Publications Services Division, Department of Transportation; and public witnesses.

ELECTRIC POWER LINES

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Investigations held a hearing on Electric Power Lines: Health and Public Policy Implications. Testimony was heard from Representative Pallone; from the following officials of the Department of Energy: Robert L. San Martin, Deputy Assistant Secretary, Renewable Energy; and Jack M. Lee, Jr., Environmental Health Specialist, Bonneville Power Administration; Richard Guimond, Director, Office of Radiation Programs, Office of Air and Radiation, EPA; Chris Dodge, Specialist in Biological Sciences, Congressional Research Service, Library of Congress; Karen Larsen, Senior Analyst, OTA; John Deason, Director, Office of Environmental Affairs, Department of the Interior; and public witnesses.

LAND TRANSFER

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action amended H.R. 2566, to direct the Secretary of the Interior to transfer all right, title and interest of the United States in certain property on San Juan Island, Washington, to those persons who own such property because of an erroneous survey.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Ordered reported the following bills: H.R. 1347, amended, Panama Canal Act Amendments of 1989; H.R. 2514, amended, amending subchapter III of chapter 84 of title 5, United States Code, relating to the Federal employees thrift savings plan; and H.R. 4014, to amend Public Law 101–86 for purposes of carrying out the 1990 decennial census of population.

OVERSIGHT

Committee on Post Office and Civil Service: Subcommittee on Civil Service and the Subcommittee on Civil and Constitutional Rights of the Committee on the Judiciary concluded joint oversight hearings on standards and due process procedures for granting, denying and revoking security clearances. Testimony was heard from William Barker, Acting Deputy Assistant Secretary, Security Affairs, Department of Energy; Clark Ditmer, Deputy Assistant Secretary, Diplomatic Security, Department of State; and Constance Berry Newman, Director, OPM.

MISCELLANEOUS MATTERS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on the following: pending 11(b) resolutions; H.R. 4035, to designate the Federal building located at 777 Sonoma Avenue in Santa Rosa, CA, as the "John F. Shea Federal Building"; and on budget and programs of the International Trade and Cultural Center. Testimony was heard from Representatives Kolter, Boehlert, Grant, Barnard, Wheat, and Bosco; Richard G. Austin, Acting Administrator, GSA; Charles H. Percy, Chairman, International Cultural and Trade Center Commission; Richard A. Hauser, Chairman, Pennsylvania Avenue Development Corporation; and Richard L. Roth, Director, Office of Administration, USIA.

POST-INTERSTATE SURFACE TRANSPORTATION PROGRAMS REAUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on reauthorization of the Post-Interstate Surface Transportation Programs. Testimony was heard from Samuel K. Skinner, Secretary of Transportation.

INDOOR AIR QUALITY ACT

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Energy, approved for full Committee action, amended, H.R. 1530, Indoor Air Quality Act of 1989.

TECHNOLOGY ADMINISTRATION PROGRAMS

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technology held a hearing on Technology Administration Programs. Testimony was heard from the following officials of the Department of Commerce: Lee Mercer, Deputy Under Secretary for Technology; and Deborah Wince-Smith, Assistant Secretary for Technology Policy; Fred B. Wood, Project Director, Communication and Information Technologies Program, OTA; and public witnesses.

AIRCRAFT ACCIDENT PREVENTION

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on H.R. 3555, to amend the Federal Aviation Act of 1958 relating to research, development, and implementation of a management plan to improve communications with respect to aircraft accident prevention, and accident prevention. Testimony was heard from Thomas McSweeny, Deputy Director, Aircraft Certification Service, FAA, Department of Transportation; and public witnesses.

VETERANS' MATTERS

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment held a hearing on the Vocational Rehabilitation program and H.R. 3053, to authorize the Secretary of Veterans Affairs to issue exemplary rehabilitation certificates for certain individuals discharged from the Armed Forces. Testimony was heard from Representatives Bennett and Rangel; Grady Horton, Deputy Chief Benefits Director for Program Management, Department of Veterans Affairs; and representatives of veterans organizations.

BUDGET PROPOSALS

Committee on Ways and Means: Concluded hearings on the Administration's budget proposal for fiscal year 1991 and beyond. Testimony was heard from Robert D. Reischauer, Director, CBO; Flora H. Milans, Associate Director, Food and Agriculture Issues, Resources, Community, and Economic Development Division, GAO; and public witnesses.

CUTTING SOCIAL SECURITY STAFF BY ONE-FOURTH

Select Committee on Aging: Subcommittee on Retirement and Employment held a hearing on Cutting Social Security Staff by One-Fourth: Have We Gone Too Far? Testimony was heard from Gwendolyn King, Commissioner,

Social Security, SSA, Department of Health and Human Services; and public witnesses.

Joint Meeting

BOARD MEETING

Office of Technology Assessment: The Board met and approved a project proposal entitled "Kids, Tests, and American Education."

Board recessed subject to call.

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Friday, March 9, 1990

Senate

Chamber Action

Routine Proceedings, pages 4054–4235

Measures Introduced: Twenty-eight bills and three resolutions were introduced as follows: S. 2266–2293, S. Res. 264, S.J. Res. 272, and S. Con. Res. 104.

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Measures Reported: Reports were made as follows:

H.R. 3311, to redesignate the United States Post Office/Court House located in Salt Lake City, Utah, as the "Frank E. Moss Federal Building".

Page 4151

Measures Passed:

Irish-American Month: Committee on the Judiciary was discharged from further consideration of S.J. Res. 262, designating March 1990 as "Irish-American Month", and the resolution was then passed.

Page 4225

Energy Policy and Conservation Act: Senate passed S. 2231, to amend the Energy Policy and conservation Act to extend the authority for titles I and II.

Page 4225

Authorizing Testimony: Senate agreed to S. Res. 264, to authorize testimony in the case of *United States v. Poindexter, et al. (D.D.C.).*

Page 4226

National Academy of Practice: Senate passed S. 511, to recognize the organization known as the National Academy of Practice.

Page 4226

Clean Air Act Amendments, 1989: Senate continued consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 4095, 4102, 4132

Adopted:

(1) Boren Amendment No. 1336 (to Amendment No. 1293), to clarify that oil and gas production and exploration wells are not an area source category under section 112.

Page 4118

(2) Gramm Amendment No. 1337 (to Amendment No. 1293), to establish implementation plans or plan revisions with respect to ambient air quality standards in international border areas.

Page 4120

(3) Baucus (for Moynihan) Amendment No. 1338 (to Amendment No. 1293), to provide for the analysis of the health and environmental aspects of magnetic levitation technology.

Page 4126

(4) Baucus (for Coats) Amendment No. 1339 (to Amendment No. 1293), to make technical changes with respect to mobile sources.

Page 4126

(5) Reid (for Metzenbaum) Amendment No. 1340 (to Amendment No. 1293), relating to asbestos abatement and the inspection of asbestos-containing material in public or commercial buildings.

Page 4135

(6) Jeffords Amendment No. 1341 (to Amendment No. 1293), to establish programs for construction of paths and areas for the use by pedestrian means of transportation.

Page 4144

(7) Jeffords Amendment No. 1342 (to Amendment No. 1293), to establish programs to demonstrate the technical feasibility of alternative substances uses to CFC–12.

Page 4144

Pending:

(1) Mitchell Amendment No. 1293, in the nature of a substitute.

Page 4095

(2) Baucus Amendment No. 1307 (to Amendment No. 1293, to grant Administrator authority to authorize limited production of halons after the year 2000 if necessary for aviation safety purposes.

Page 4095

(3) Wirth-Armstrong Amendment No. 1310 (to Amendment No. 1293), to establish emission testing and research centers to monitor high altitude conditions.

Page 4095

(4) Wirth-Armstrong Amendment No. 1311 (to Amendment No. 1293), to establish a research and technology assessment center to provide for the development and evaluation of heavy-duty vehicles.

Page 4095

(5) Wirth-Armstrong Amendment No. 1312 (to Amendment No. 1293), to establish a National Research Center for Environmental Lung Disease.

Page 4095

(6) Wirth-Armstrong Amendment No. 1313 (to Amendment No. 1293), to establish guidelines for alternative work schedules for Federal agencies within nonattainment areas.

Page 4095

(7) Byrd Modified Amendment No. 1329 (to Amendment No. 1293), to provide benefits for terminated coal mine workers.

Pages 4095, 4102, 4133

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto.

Page 4135

Senate will continue consideration of the bill, and amendments proposed thereto, on Tuesday, March 20.

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Authority for Committees: All committees were authorized to file executive and legislative reports during the recess of the Senate on Thursday, March 15, 1990, from 12 noon to 3 p.m.

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Nominations Confirmed: Senate confirmed the following nominations:

Harry F. Manbeck, Jr., of Connecticut, to be Commissioner of Patents and Trademarks.

Barry Lambert Harris, of Maine, to be Deputy Administrator of the Federal Aviation Administration.

Douglas B. Comer, of Virginia, to be Deputy Commissioner of Patents and Trademarks.

Gerald E. Rosen, of Michigan, to be United States District Judge for the Eastern District of Michigan.

Donald J. Lee, of Pennsylvania, to be United States District Judge for the Western District of Pennsylvania.

La Verne G. Ausman, of Wisconsin, to be Administrator of the Farmers Home Administration.

Rhesa H. Barksdale, of Mississippi, to be United States Circuit Judge for the Fifth Circuit.

Jacques L. Wiener, Jr., of Louisiana, to be United States Circuit Judge for the Fifth Circuit.

Ronald L. Buckwalter, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania.

Gary C. Byrne, of California, to be Administrator of the Rural Electrification Administration for a term of ten years.

Robert H. Hodges, Jr., of South Carolina, to be a Judge of the United States Claims Court for a term of fifteen years.

Charles M. Herzfeld, of New Jersey, to be Director of Defense Research and Engineering.

Donald Jay Yockey, of California, to be Deputy Under Secretary of Defense for Acquisition.

John R. Dunne, of New York, to be an Assistant Attorney General.

Gerald A. Cann, of Maryland, to be an Assistant Secretary of the Navy.

Jacqueline E. Schafer, of Virginia, to be an Assistant Secretary of the Navy.

Philip R. Lochner, Jr., of Connecticut, to be a Member of the Securities and Exchange Commission for the remainder of the term expiring June 5, 1991.

26 Air Force nominations in the rank of general.

4 Army nominations in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, Navy and Air Force, Navy.

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Messages From the House: Page 4150

Measures Referred: Page 4150

Communications: Page 4150

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Executive Reports of Committees: Page 4151

Statements on Introduced Bills: Page 4151

Additional Cosponsors: Page 4189

Amendments Submitted: Page 4195

Notices of Hearings: Page 4196

Authority for Committees: Page 4196

Additional Statements: Page 4197

Recess: Senate convened at 10 a.m., and, in accordance with S. Con. Res. 103, recessed at 4:12 p.m., until 9 a.m., on Tuesday, March 20, 1990.

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: On Thursday, March 8, Subcommittee on Agricultural Production and Stabilization of Prices held hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on the wheat industry, receiving testimony from Bruce Gardner, Assistant Secretary of Agriculture for Economics; William I. Tierney, Jr., Kansas State University, Manhattan; Reggie Wyckoff, Genoa, Colorado, representing the National Association of Wheat Growers; Louis Schupbach, Alva, Oklahoma, representing the Oklahoma Wheat Growers Association; Frank Dilse, Scranton, North Dakota, representing the North Dakota Grain Growers Association; Randy Marten, Campbell-Taggart, Inc., Dallas, Texas, representing the American Bakers Association; Stephen H. Goulding, Oak State Products, Inc., Wenona, Illinois, representing the Biscuit and Cracker Manufacturers Association; David Lyons, North American Export Grain Association, Washington, DC; and Duane A. Fischer, Scoular Grain Company, Omaha, Nebraska, representing the National Grain and Feed Association.

Subcommittee recessed subject to call.

APPROPRIATIONS—U.S. SENATE/CBO

Committee on Appropriations: Subcommittee on the Legislative Branch held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from Walter J. Stewart, Secretary of the U.S. Senate; Henry K. Giugni, Sergeant at Arms of the U.S. Senate; and Robert D. Reischauer, Director, Congressional Budget Office.

Subcommittee recessed subject to call.

NASA BUDGET

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held hearings on the President's proposed budget request for fiscal year 1991 for the National Aeronautics and Space Administration (NASA), focusing on its role in promoting future U.S. competitiveness, educational pursuits, and developing technologies, receiving testimony from Adm. Richard H. Truly, Administrator, James R. Thompson, Deputy Administrator, and Thomas Campbell, Comptroller, all of the National Aeronautics and Space Administration.

Hearings continue on Wednesday, March 28.

OIL AND GAS LEASES/STOCK RAISING HOMESTEAD LANDS

Committee on Energy and Natural Resources: Subcommittee on Mineral Resources Development and Production concluded hearings on the following bills:

S. 1805 and H.R. 3727, bills to allow the Bureau of Land Management to reinstate an oil and gas lease in central California (LA 0334164), after receiving testimony from Senator Inouye; Hillary Oden, Assistant Director for Energy and Minerals, Bureau of Land Management, Department of the Interior; and John Prescott, Santa Ana, California; and

S. 1908 and H.R. 737, bills to ensure that the rights of surface owners and miners are appropriately balanced on Stock Raising Homestead Act lands, after receiving testimony from Hillary Oden, Assistant Director for Energy and Minerals, Bureau of Land Management, Department of the Interior; Bud Eppers, New Mexico Cattle Growers Association, on behalf of the National Cattlemen's Association, and Charles Roybal, New Mexico Mining Association, on behalf of The American Mining Congress, both of Albuquerque; and Dennis Stolte, American Farm Bureau Federation, Washington, DC.

FRANK E. MOSS FEDERAL BUILDING

Committee on Environment and Public Works: On Thursday, March 8, Committee approved for reporting H.R. 3311, to redesignate the United States Post Office/Court House located in Salt Lake City, Utah, as the "Frank E. Moss Federal Building."

MAGLEV

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure held hearings on the President's proposed budget request for fiscal year 1991 for the Department of Transportation, focusing on the magnetically levitated (Maglev) high speed ground transportation program, receiving testimony from Elaine L. Chao, Deputy Secretary of Transportation; Robert W. Page, Assistant Secretary of the Army for Civil Works; and Maj. Gen. Patrick J. Kelly, Director of Civil Works, U.S. Army Corps of Engineers.

Hearings were recessed subject to call.

SOUTHEAST ASIA NARCOTICS TRAFFICKING

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs and the Subcommittee on Terrorism, Narcotics and International Operations concluded joint hearings to examine the current state of narcotics production and control in the Golden Triangle region of Southeast Asia, after receiving testimony from Melvyn Levitsky, Assistant Secretary for International Narcotics Matters, Philip Mayhew, Director, Office of Thailand and Burma Affairs, Sherman M. Funk, Inspector General, and John Deering, Audit Manager, all of the Department of State; and David L. Westrate, Assistant Administrator for Operations, Drug Enforcement Administration, Department of Justice.

MEDICAL LAB QUALITY CONTROL

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management held joint oversight hearings with the Committee on Labor and Human Resources on the status of the Department of Health and Human Services implementation of the Clinical Laboratory Improvement Amendments of 1988 (P.L. 100–578), to require all medical laboratories performing tests in the United States to meet certification requirements, receiving testimony from Representative Wyden; Gail R. Wilensky, Administrator, Health Care Financing Administration, Department of Health and Human Services; Jack De Boy, Maryland Department of Health and Mental Hygiene, Annapolis; and Patricia R. Ashton, American Society for Cytotechnology, Durham, North Carolina.

Hearings were recessed subject to call.

AVIATION LIABILITY STANDARDS

Committee on the Judiciary: Committee concluded hearings on S. 640, to regulate interstate commerce by providing for uniform standards liability for harm resulting from general aviation accidents, after receiving testimony from Senators Kassebaum and McCain; Representative Glickman; M. Stuart Millar, Piper Aircraft Corporation, Vero Beach, Florida; John S. Yodice, Aircraft Owners and Pilots Association, and Gene Kimmelman, on behalf of the Consumers' Union, Consumer Federation of America, and Public Citizens' Congress Watch, both of Washington,

DC; Robert Martin, Martin, Pringle, Oliver, Wallace and Swartz, Wichita, Kansas, on behalf of the Beech Aircraft Corporation; William A. Boettger, Teledyne Continental Motors, Mobile Alabama; and Bill Wagner, Wagner, Cunningham, Vaughan and McLaughlin, Tampa, Florida.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, March 12.

Committee Meetings

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Packers and Stockyards Administration and on the Office of Transportation. Testimony was heard from the following officials of the USDA: Jo Ann Smith, Assistant Secretary, Marketing and Inspection Services; Virgil M. Rosendale, Administrator, Packers and Stockyards Administration; and Martin F. Fitzpatrick, Jr., Administrator, Office of Transportation.

ABUSES AND MISMANAGEMENT OF HUD IN PUBLIC HOUSING AUTHORITIES

Committee on Government Operations: Subcommittee on Employment and Housing continued hearings on Abuses and Mismanagement in Public Housing Authorities. Testimony was heard from the following officials of Passaic, New Jersey: Joseph Lipari, Mayor; Margie Semler, Councilwoman; William P. Scruggs, Vice Chairman and Frank Scancarella, Commissioner, both with the Public Housing Authority (PHA) Commission; Joseph Giordano and Arthur Glover, both former Commissioners, PHA Commission; and August C. Michaelis, former PHA attorney; and Marcia Young, member and former Secretary, PHA Tenants' Association Council.

In failing to respond to Subcommittee questions, Paul A. Marguglio, former Executive Director; Donald V. Pieri, former Deputy Executive Director; and Louise Marguglio, former Director of Administration, of the PHA, Passaic, New Jersey, invoked constitutional privileges.

CLEAN AIR IN PARKS AND WILDERNESS AREAS

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on Federal efforts to maintain clean air in Parks and Wilderness Areas. Testimony was heard from Representative Wyden; Richard Hembra, Director, Environmental Issues, GAO; James M. Ridenour, Director, National Park Service, Department of the Interior; Jeff M. Sirmon, Deputy Chief, Programs and Legislation, Forest Service, USDA; and William Rosenberg, Assistant Administrator, Air and Radiation, EPA.

Joint Meeting

EMPLOYMENT/UNEMPLOYMENT

Joint Economic Committee: Committee held hearings to review the employment/unemployment situation for February, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Committee recessed subject to call.

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Monday, March 12, 1990

Senate

Chamber Action

Senate was not in session today. It will next meet at 9 a.m. on Tuesday, March 20, 1990.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 4240–4244; and 2 resolutions, H. Con. Res. 284 and 285 were introduced.

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Report Filed: One report was filed as follows: H.R. 849, to amend title 1 of the United States Code to define the type of adjournment that prevents the return of a bill by the President, and to amend the Rules of the House of Representatives to require the Clerk to make certain notifications to the Speaker, amended (H. Rept. 101–417).

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Referrals: Five Senate-passed measures were referred to the appropriate House committees.

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Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 12:45 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the FCC and the International Trade Commission. Testimony was heard from Alfred Sykes, Chairman, FCC; and Anne E. Brunsdale, Chairman, International Trade Commission.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development met in executive session to hold a hearing on the Department of Energy: Atomic Energy Defense Activities. Testimony was heard from the following officials of the Department of Energy, John C. Tuck, Under Secretary, Acting Assistant Secretary, Defense Programs; and Adm. J. Michael Barr, USN, Deputy Assistant Secretary, Military Application; and Robert B. Barker, Assistant to the Secretary, (Atomic Energy), Department of Defense.

Hearings continue tomorrow.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on NIH-Overview. Testimony was heard from Dr. William F. Raub, Acting Director, NIH, Department of Health and Human Services.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Animal and Plant Health Inspection Service. Testimony was heard from the following officials of the USDA: Jo Ann R. Smith, Assistant Secretary, Marketing and Inspection Services; and James W. Glosser, Administrator, Animal and Plant Health Inspection Service.

CLASSIFIED BRIEFING

Committee on Armed Services: Subcommittee on Investigations met in executive session to receive a classified briefing on fiscal year 1991 drug-interdiction budget request. The Subcommittee was briefed by Stephen M. Duncan, Assistant Secretary, Reserve Affairs, Department of Defense.

FAILED PROMISES: INSURANCE COMPANY INSOLVENCIES

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on issues raised in the recently released report entitled: "Failed Promises: Insurance Company Insolvencies". Testimony was heard from public witnesses.

Hearings continue March 19.

Tuesday, March 13, 1990

Senate

Chamber Action

Senate was not in session today. It will next meet at 9 a.m. on Tuesday, March 20.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 4245–4256; and 2 resolutions, H.J. Res. 511–512 were introduced.

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Report Filed: One report was filed as follows: H.R. 2843, to establish the Kino Missions National Monument in the State of Arizona, amended (H. Rept. 101–418).

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Suspensions: House voted to suspend the rules and pass the following measures:

Panama Canal Act amendments: H.R. 1347, amended, to amend the Panama Canal Act of 1979 with respect to compensation for certain members of the Panama Canal Commission, to extend retirement eligibility; and

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Kino Missions Monument: H.R. 2843, amended, to establish the Kino Missions National Monument in the State of Arizona. Agreed to amend the title.

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Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:30 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Cotton, Rice and Sugar held a hearing to review the cotton title for the 1990 Farm Bill. Testimony was heard from John Campbell, Deputy Under Secretary, International Affairs and Commodity Programs, USDA; and public witnesses.

COMMERCIALIZATION OF NEW PRODUCTS AND CROPS

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing to review commercialization of new products and crops. Testimony was heard from Representative Penny; Charles Hess, Assistant Secretary, Science and Education, USDA; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Department of State: Representation Allowances; Emergencies in Diplomatic and Consular Services; Foreign Service Retirement; American Institute in Taiwan; Asia Foundation; Soviet-East European Research; Fishermen's Protective Fund; Salaries and Expenses; and on the Inspector General. Testimony was heard from the following officials of the Department of State: Jill E. Kent, Chief Financial Officer; David Laux, Chairman of the Board and Managing Director, American Institute in Taiwan; L. Desaix Anderson, Deputy Assistant Secretary, Bureau of East Asian and Pacific Affairs; William P. Fuller, President, the Asia Foundation; A. Peter Burleigh, Deputy Assistant Secretary, Intelligence and Research; Michael J. Matheson, Deputy Legal Adviser; Ivan Selin, Under Secretary, Management; and Sherman M. Funk, Inspector General.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Medical Overview and on Medical, Navy. Testimony was heard from the following officials of the Department of Defense: Dr. Enrique Mendez, Jr., Principal Deputy Assistant Secretary (Health Affairs); and VAdm. James A. Zimble, USN, Surgeon General of the Navy.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development met in executive session to hold a hearing on Department of Energy: Atomic Energy Defense Activities. Testimony was heard from the following officials of the Department of Energy: John C. Tuck, Under Secretary, Acting Assistant Secretary, Defense Programs; Richard W. Starostecki, Deputy Assistant Secretary, Nuclear Materials Production; Dominic J. Monetta, Director, Office of New Production Reactors; and John T. Conway, Chairman, Defense Nuclear Facilities Safety Board.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the following: Institute of Museum Services; Pennsylvania Avenue Development Corporation; Advisory Council on Historic Preservation; and on the Bureau of Mines. Testimony was heard from T.S. Ary, Director, Bureau of Mines, Department of the Interior, Daphne Wood Murray, Director, Institute of Museum Services; Richard A. Hauser, Chairman, Pennsylvania Avenue Development Corporation; and Robert D. Bush, Executive Director, Advisory Council on Historic Preservation.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the following: National Cancer Institute; National Heart, Lung and Blood Institute; National Institute of Dental Research; and the National Institute of Diabetes, Digestive and Kidney Diseases. Testimony was heard from the following officials of NIH, Department of Health and Human Services: Dr. Samuel Broder, Director, National Cancer Institute; Dr. Claude J.M. Lenfant, Director, National Heart, Lung and Blood Institute; Dr. Harold A. Loe, Director, National Institute of Dental Research; and Dr. Phillip E. Gorden, Director, National Institute of Diabetes, Digestive and Kidney Diseases.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Agricultural Stabilization and Conservation Service, Secretarial Offices, and on the Departmental Administration. Testimony was heard from the following officials of the USDA: Richard T. Crowder, Under Secretary, International Affairs and Commodity Programs; Keith D. Bjerke, Administrator, Agricultural Stabilization and Conservation Service; and Adis M. Vila, Assistant Secretary, Administration.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Panama Canal. Testimony was heard from Robert W. Page, Chairman, Board of Directors, Panama Canal Commission.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on Merit Systems Protection Board, Special Counsel, and Federal Labor Relations Authority. Testimony was heard from Daniel R. Levinson, Chairman, Merit Systems Protection Board; Mary F. Wieseman, Special Counsel, Office of the Special Counsel; and Jean McKee, Chairman, Federal Labor Relations Authority.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Continued hearings on the fiscal year 1991 National Defense authorization request, with emphasis on military net assessment. Testimony was heard from Maj. Gen. John D. Robinson, USA, Director, Force Structure, Resource and Assessment, Joint Staff, Department of Defense.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operation and maintenance portion of the fiscal year 1991 National Defense author-

ization request, with emphasis on contracting out. Testimony was heard from Representative Kanjorski; the following officials of the Department of Defense: Robert A. Stone, Deputy Assistant Secretary, Installations; Col. Robert W. Whitton, USA, Acting Deputy, Programs and Installations Assistance, Office of the Assistant Secretary, Installations and Logistics, Department of the Army; RAdm. Jack E. Buffington, USN, Director, Shore Facilities Division, Office of the Chief of Naval Operations, Department of the Navy; and Col. Ron Bainton, USAF, Deputy Director, Manpower and Organization, Office of the Deputy Chief of Staff, Programs and Resources, Department of the Air Force.

Hearings continue tomorrow.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development and the Subcommittee on Transportation, Aviation and Materials of the Committee on Space, Science and Technology held a joint hearing on the RDT&E portion of the fiscal year 1991 National Defense authorization request, with emphasis on the National Aerospace Plane. Testimony was heard from John L. Welch, Jr., Assistant Secretary, Acquisition, Department of the Air Force; and James R. Thompson, Jr., Deputy Administrator, NASA.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the seapower-related procurement portion of the fiscal year 1991 National Defense authorization request, with emphasis on the National Defense Stockpile. Testimony was heard from the following officials of the Department of Defense: David J. Berteau, Principal Deputy Assistant Secretary, Production and Logistics; and Lt. Gen. Charles McCausland, USAF, Director, Defense Logistics Agency.

Hearings continue tomorrow.

PUBLIC WORKS AND ECONOMIC DEVELOPMENT ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization approved for full Committee action amended H.R. 2015, Public Works and Economic Development Act Amendments of 1989.

HOMEOWNERSHIP AND OPPORTUNITY FOR PEOPLE EVERYWHERE AND THE HUD BUDGET

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on the Administration's Homeownership and Opportunity for People Everywhere (HOPE) and the HUD Budget. Testimony was heard from Jack Kemp, Department of Housing and Urban Development.

TRAGEDY OF PEDIATRIC AIDS; CRITICAL HEALTH FUNDING ISSUES

Committee on the Budget: Task Force on Human Resources held a hearing on the Tragedy of Pediatric AIDS. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. James Mason, Assistant Secretary; and Dr. Philip Pizzo, Chief Pediatric Branch, National Cancer Institute; and public witnesses.

The Task Force also held a hearing on Critical Health Funding Issues. Testimony was heard from public witnesses.

CIVIL RIGHTS ACT

Committee on Education and Labor: Immigration Task Force and the Subcommittee on Civil and Constitutional Rights of the Committee on the Judiciary continued joint hearings on H.R. 4000, Civil Rights Act of 1990. Testimony was heard from public witnesses.

Hearings continue March 20.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported the following bills: H.R. 3386, amended, Safe Transportation of Food Act; H.R. 4167, to provide for a short term extension of the strategic petroleum reserve; H.R. 2273, amended, to establish a clear and comprehensive prohibition of discrimination on the basis of disability; H.R. 3656, Coordinated Clearance and Settlement Act of 1989; H.R. 3657, amended, Securities Markets Stabilization Act of 1989; H.R. 3155, amended, Fish and Fish Products Safety Act of 1989; and H.R. 3520, amended, Hazardous Materials Transportation Act Uniform Safety Amendments of 1989.

MISCELLANEOUS MATTERS

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action the following bills: H.R. 4097, amended, to amend the Public Service Act to extend the program of grants for preventive health services with respect to tuberculosis; and H.R. 4238, to amend the Public Health Service Act to extend various programs with respect to vaccine-preventable diseases.

ARMS CONTROL IN ASIA AND U.S. INTERESTS IN THE REGION

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs concluded hearings on Arms Control in Asia and U.S. in the Region (Part II). Testimony was heard from Ronald Lehman, Director, Arms Control and Disarmament Agency; and the following officials of the Department of Defense: Adm. Charles Larson, USN, Commander-in-Chief, Pacific Fleet, Department of the Navy; and Carl Ford, Principal Deputy Assistant Secretary, East Asian and Pacific Affairs.

RESTRICTIONS ON INTERNATIONAL TRAVEL

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade and the Subcommittee on International Operations held a joint hearing on Restrictions on International Travel. Testimony was heard from Christopher Hankin, Deputy Assistant Secretary, International Trade Controls, Department of State; Alberto Mora, General Counsel, USIA: R. Richard Newcomb, Director, Office of Foreign Assets Control, Department of the Treasury; and public witnesses.

INTERNATIONAL NARCOTICS CONTROL STRATEGY REPORT AND CERTIFICATIONS

Committee on Foreign Affairs: Task Force on International Narcotics Control continued hearings to review the 1990 International Narcotics Control Strategy Report and the 1990 Narcotics Certifications, with emphasis on Southeast Asia. Testimony was heard from Melvyn Levitsky, Assistant Secretary, International Narcotics Matters, Department of State; and David Westrate, Assistant Administrator, Operations, DEA, Department of Justice.

Hearings continue March 15.

MISCELLANEOUS MEASURES; DRAFT REPORT; USE IMMUNITY

Committee on Government Operations: Ordered reported amended the following bills: H.R. 3847, to establish a Department of Environmental Protection; and H.R. 3695, to amend chapter 35 of title 44, United States Code, to reauthorize the Office of Information and Regulatory Affairs in the Office of Management and Budget, to make changes in the requirements applying to agency collection of information.

The Committee approved the following draft report entitled: "U.S. Marshals Service: Don't Arrest Oversight".

The Committee also approved a motion to grant use immunity to Mr. DuBois Gilliam to testify before the Subcommittee on Employment and Housing.

USE IMMUNITY

Committee on Government Operations: Subcommittee on Employment and Housing approved for full Committee action a motion to grant use immunity to Mr. DuBois Gilliam to testify before the Subcommittee.

MISCELLANEOUS MATTERS

Committee on Government Operations: Subcommittee on Legislation and National Security approved for full Committee action amended the following bills: H.R. 3847, to establish a Department of Environmental Protection; H.R. 3695, to amend chapter 35 of title 44, United States Code, to reauthorize the Office of Information and Regulatory Affairs in the Office of Management and Budget, to make changes in the requirements applying to agency collection of information.

COMMITTEE FUNDING

Committee on House Administration: Subcommittee on Accounts approved for full Committee action amended H. Res. 346, providing amounts from the contingent fund of the House for the expenses of investigations and studies by standing and select committees of the House in the 2d session of the 101st Congress.

COALFIELD ENVIRONMENT ENHANCEMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held a hearing on H.R. 4053, Coalfield Environment Enhancement Act of 1990. Testimony was heard from Harry M. Snyder, Director, Office of Surface Mining Reclamation and Enforcement, Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action the following bills: H.R. 1576, amended, to modify the boundary of the Cranberry Wilderness, located in Monongahela National Forest, West Virginia; H.R. 3811, amended, Parks and Monuments Centennial Act of 1989; H.R. 3545, to amend the Chesapeake and Ohio Canal Development Act to make certain changes relating to the Chesapeake and Ohio Canal National Historical Park Commission; and H.R. 3248, amended to revise the boundary of Gettysburg National Military Park in the Commonwealth of Pennsylvania.

LEGAL IMMIGRATION REFORM ACT

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law and the Immigration Task Force of the Committee on Education and Labor continued joint hearings on the Legal Immigration Reform Act of 1990. Testimony was heard from public witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the following bills: H.R. 2571, Arizona Wildlife Refuge Wilderness Act of 1989; and H.R. 3468, Connecticut Coastal Protection Act of 1989. Testimony was heard from Representatives Morrison of Connecticut and Shays; and the following officials of the U.S. Fish and Wildlife Service, Department of the Interior: Ron Lambertson, Regional Director, Region V; and Michael Spear, Regional Director, Region II.

POST-INTERSTATE SURFACE TRANSPORTATION PROGRAMS REAUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on reau-

thorization of the Post-Interstate Surface Transportation Programs. Testimony was heard from Representatives McCloskey, Hamilton, Chapman, Alexander, Wolf, Stokes, Oakar, Pease and De Wine; and public witnesses.

Hearings continue March 15.

WETLANDS

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on the status of our Nation's wetlands and laws related thereto, and to review the recommendations for Federal Wetlands legislation of the National Wetlands Policy Forum of the Conservation Foundation. Testimony was heard from Representative Pallone; Ralph Morgenweck, Assistant Director, Fish and Wildlife Enhancement, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications approved for full Committee action amended H.R. 4196, to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications construction of facilities, and research and program management.

MEDICARE SUPPLEMENTAL INSURANCE POLICIES

Committee on Ways and Means: Subcommittee on Health held a hearing on Medicare Supplemental Insurance Policies. Testimony was heard from Janet L. Shikles, Director, Health Financing and Policy Issues, Human Resources Division, GAO; Thomas H. Borman, Commissioner of Commerce, State of Minnesota; and public witnesses.

UNEMPLOYMENT COMPENSATION REFORM ACT

Committee on Ways and Means: Subcommittee on Human Resources approved for full Committee action amended H.R. 3896, Unemployment Compensation Reform Act of 1990.

INTERNATIONAL TRADE COMMISSION, U.S. CUSTOMS SERVICE AND U.S. TRADE REPRESENTATIVE AUTHORIZATIONS

Committee on Ways and Means: Subcommittee on Trade approved for full Committee action legislation authorizing appropriations for International Trade Commission, U.S. Customs Service, and the U.S. Trade Representative for fiscal years 1991 and 1992.

INTELLIGENCE BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1991 Intelligence Budget. Testimony was heard from departmental witnesses.

Hearings continue tomorrow.

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Wednesday, March 14, 1990

Senate

Chamber Action

Senate was not in session today. It will next meet at 9 a.m. on Tuesday, March 20, 1990.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 4257–4274; 2 private bills, H.R. 4275 and 4276; and 12 resolutions, H.J. Res. 513–519, H. Con. Res. 286 and 287, and H. Res. 357–359 were introduced.

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Recess: House recessed at 2:26 p.m. and reconvened at 2:41 p.m.

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Holocaust Council: The Speaker appointed Representative Lantos on the part of the House to the United States Holocaust Memorial Council to fill the existing vacancy thereon.

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Rural Economic Development: House completed all general debate on H.R. 3581, entitled the "Rural Economic Development Act of 1989"; but came to no resolution thereon. Proceedings under the 5-minute rule will begin on Thursday, March 15.

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H. Res. 355, the rule under which the bill is being considered, was agreed to by a yea-and-nay vote of 315 yeas to 99 nays, Roll No. 24.

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Prevent-A-Litter: House passed and cleared for the President, S.J. Res. 229, to designate April 1990 as "National Prevent-A-Litter Month".

Page 4347

Greek Independence Day: House passed and cleared for the President, S.J. Res. 243, to designate March 25, 1990, as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy".

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Quorum Calls—Votes: One quorum call and one yea-and-nay vote developed during the proceedings of the House today and appear on pages 4324 and 4334.

Adjournment: Met at 2 p.m. and adjourned at 8 p.m.

Committee Meetings

FIFRA AMENDMENTS

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture began markup of the following bills: H.R. 3153, Pesticide Regulatory Reform Amendments of 1989; and H.R. 3292, Food Safety Assurance Act of 1989.

MISCELLANEOUS MEASURES

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy held a hearing on the following bills: H.R. 3454, Forest Stewardship Assistance Act of 1989; H.R. 3955, National Fire Forces Mobilization Act of 1990; and H.R. 3768, National Forest Hunter Safety and Protection Act of 1989. Testimony was heard from Representative Callahan; Allan J. West, Deputy Chief, State and Private Forestry, Forest Service, USDA; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the following: the FBI; U.S. Marshal's Service; Support of U.S. Prisoners; and on Assets Forfeiture Fund. Testimony was heard from the following officials of the Department of Justice: William S. Sessions Director, FBI; and Michael Moore, Director, U.S. Marshal's Service.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Procurement, Marine Corps. Testimony was heard from Lt. Gen. John R. Dailey, USMC, Commanding General, Marine Corps Research, Development, and Acquisition Command.

The Subcommittee also held a hearing on Spares. Testimony was heard from the following officials of the Department of Defense: Colin McMillan, Assistant Secretary (Production and Logistics); Maj. Gen. Edward R. Bracken, USAF, Director, Logistics Plans and Programs, Office, Deputy Chief of Staff, Logistics and Engineering, Department of the Air Force; RAdm. Robert M. Moore, USN, Assistant Commander, Inventory and Systems Integrity, Naval Supply Systems Command; RAdm. James P. Davidson, USN, Executive Director, Supply Operations, Defense Logistics Agency; James H. Reay, Director, Supply Management Policies, Office of the Assistant Secretary (Production and Logistics); and Maj. Gen. Charles M. Murray, USA, Deputy Chief of Staff, Supply, Management, and Transportation, U.S. Army Materiel Command.

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ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development met in executive session to continue hearings on the Department of Energy: Atomic Energy Defense Activities. Testimony was heard from Adm. Bruce DeMars, USN, Director, Naval Nuclear Propulsion, Department of the Navy.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on the Secretary of the Treasury. Testimony was heard from Nicholas F. Brady, Secretary of the Treasury.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Indian Programs. Testimony was heard from public witnesses.

Hearings continue tomorrow.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the following: National Institute of Neurological Disorders and Stroke; National Institute of Allergy and Infectious Diseases; National Institute of General Medical Sciences; and on National Institute of Diabetes and Digestive Diseases. Testimony was heard from the following official of NIH, Department of Health and Human Services: Dr. Murray Goldstein, Director, National Institute of Neurological Disorders and Stroke; Dr. Anthony S. Fauci, Director, National Institute of Allergy and Infectious Diseases; Dr. Ruth L. Kirschstein, Director, National Institute of General Medical Sciences; and Dr. Phillip E. Gorden, Director, National Institute of Diabetes and Digestive Diseases.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Defense Agencies Military Construction. Testimony was heard from the following officials of the Department of Defense: Dr. Enrique Mendez, Jr., Principal Deputy Assistant Secretary (Health Affairs); and David O. Cooke, Director, Washington Headquarters Services.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture, and Related Agencies held a hearing on Farmers Home Administration. Testimony was heard from the following officials of the USDA: Roland R. Vautour, Under Secretary, Small Community and Rural Development; and La Verne Ausman, Administrator, Farmers Home Administration.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the ICC. Testimony was heard from Edward J. Philbin, Chairman, ICC.

TREASURY-POSTAL SERVICE–GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on the following: Archives; Administrative Conference of the United States; Advisory Committee on Federal Pay; and the Committee for Purchase from the Blind. Testimony was heard from Don W. Wilson, Archivist of the United States; Marshall J. Breger, Chairman, Administrative Conference of the United States; the following officials of the Committee for Purchase from the Blind and Other Severely Handicapped; Joyce C. Young, Vice-Chairman; and Beverly L. Milkman, Executive Director; and Martin L. Duggan, Chairman, Advisory Committee on Federal Pay.

FUTURE CONTINGENCY FORCES

Committee on Armed Services: Defense Policy Panel held a hearing on future contingency forces. Testimony was heard from the following officials of the Department of Defense: Gen. Colin L. Powell, USA, Chairman, Joint Chiefs of Staff; Gen. Carl E. Vuono, USA, Chief of Staff, Army; and Gen. Alfred M. Gray, Jr., Commandant of the Marine Corps.

DEFENSE ENVIRONMENTAL RESTORATION ACCOUNT BUDGET REQUEST AND DOD CLEANUP

Committee on Armed Services: Environmental Restoration Panel and the Subcommittee on Readiness held a joint hearing on the Defense Environmental Restoration Account budget request and Department of Defense cleanup. Testimony was heard from David J. Berteau, Principal Deputy Assistant Secretary, Production and Logistics, and other officials of the Department of Defense.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on the military construction portion of the fiscal year 1991 National Defense authorization request, with emphasis on base closure. Testimony was heard from Representatives Foglietta, Browder, Pickle, Brown of California, Alexander, Mazzoli, Tallon, Chapman and Laughlin; from the following officials of the Department of Defense: David J. Berteau, Principal Deputy Assistant Secretary, Production and Logistics; Susan M. Livingstone, Assistant Secretary, Installations and Logistics, Department of the Army; Jacqueline E. Schafer, Assistant Secretary, Installations and Environment, Department of the Navy; and Jerome G. Cooper, Assistant Secretary, Manpower, Reserve Affairs and Readiness Support, Department of the Air Force.

Hearings continue March 23.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials met in executive session to continue hearings on the seapower-related procurement portion of the fiscal year 1991 National Defense authorization request. The Subcommittee received an intelligence briefing from RAdm. Thomas A. Brooks, USN, Director, Naval Intelligence, Department of the Navy.

MISCELLANEOUS MEASURES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage approved for full Committee action the following bills: H.R. 509, United States Coast Guard Bicentennial Medal Act; and H.R. 3182, amended, Yosemite Park Centennial Act.

ECONOMIC STABILIZATION, ADJUSTMENT, AND DEFENSE INDUSTRY CONVERSION ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on H.R. 3999, Economic Stabilization, Adjustment, and Defense Industry Conversion Act of 1990. Testimony was heard from Christopher Jehn, Assistant Secretary, Force, Management and Personnel, Department of Defense; and James Perry, Acting Assistant Secretary, Economic Development Administration, Department of Commerce.

OVERSIGHT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance held an oversight hearing on the Financial Institutions Reform, Recovery and Enforcement Act, including consideration of the following bills: H.R. 4166, to merge the Office of Thrift Supervision into the Office of the Comptroller of the Currency; and H.R. 4059, Depositor Protection and Fraud Act of 1990. Testimony was heard from L. William Seidman, Chairman, FDIC; and Robert L. Clarke, Comptroller of the Currency, Department of the Treasury; and public witnesses.

Hearings continue tomorrow.

CRIME AWARENESS AND CAMPUS SECURITY ACT

Committee on Education and Labor: Subcommittee on Postsecondary Education held a hearing on H.R. 3344, Crime Awareness and Campus Security Act of 1989. Testimony was heard from Representative Levine of California; and public witnesses.

CLEAN AIR ACT AMENDMENTS

Committee on Energy and Commerce: Began markup of the Clean Air Act Amendments of 1989.

Will continue tomorrow.

U.S. ARMS CONTROL POLICY

Committee on Foreign Affairs: Subcommittee on Arms Control, International Security and Science held a hearing on U.S. Arms Control Policy: Strategic Issues. Testimony was heard from public witnesses.

U.S. HUMAN RIGHTS POLICY AND REVIEW REPORTS ON HUMAN RIGHTS PRACTICES

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations concluded hearings on U.S. Human Rights Policy and Review of the State Department's Country Reports on Human Rights Practices for 1989 (Part III). Testimony was heard from the former Assistant Secretaries, Human Rights and Humanitarian Affairs, Department of State: Patricia Derian; and Elliott Abrams.

SUPPLEMENTAL ECONOMIC ASSISTANCE PACKAGE FOR PANAMA AND NICARAGUA

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs and the Subcommittee on International Economic Policy and Trade held a joint hearing to Review the Supplemental Economic Assistance Package for Panama and Nicaragua (Part I). Testimony was heard from the following officials of the Department of State: Michael G. Kozak, Principal Deputy Assistant Secretary and Joseph Sullivan, Deputy Assistant Secretary, both with the Bureau of Inter-American Affairs.

EFFORTS AGAINST FRAUD, ABUSE AND MISCONDUCT IN BANKS AND S&L'S

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on the Justice Department and Bank Regulatory Agency Efforts Against Fraud, Abuse and Misconduct in Banks and S&L's and Implementation of Enforcement Provisions of FIRREA. Testimony was heard from the following officials of the Department of Justice: Oliver Revell, Associate Deputy Director, FBI; Marvin Collins, Northern District of Texas; Robert Wortham, Eastern District of Texas; and Jerome G. Arnold, District of Minnesota, all U.S. Attorneys.

Hearings continue tomorrow.

COMMITTEE FUNDING; MISCELLANEOUS MEASURES

Committee on House Administration: Ordered reported the following measures: H. Res. 346, amended, providing amounts from the contingent fund of the House for the expenses of investigations and studies by standing and select committees of the House in the 2d session of the 101st Congress; H. Res. 282, authorizing the printing of the joint committee print entitled "Medical Alert" as a House document; H.R. 2692, to amend the Woodrow Wilson Memorial Act of 1968 to provide that the Secretary of Education and two additional individuals from private life shall be members of the board of trustees of the Woodrow Wilson International Center for Scholars; H. Con. Res. 275, providing for preparation of a volume entitled "Columbus in the Capitol"; H.J. Res. 483, providing for the commemoration of the 100th anniversary of the birth of Dwight David Eisenhower; and S.J. Res. 237, providing for the commemoration of the 100th anniversary of the birth of Dwight David Eisenhower.

The Committee also considered other pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 2566, amended, to direct the Secretary of the Interior to transfer all right, title, and interest of the United States in certain property on San Juan Island, Washington, to those persons who own such property because of an erroneous survey; H.R. 3834, to amend the National Trails System Act to designate the route from Selma to Montgomery for study for potential addition to the national trails system.

The Committee also adopted a resolution to modify Committee amendment to H.R. 2571, Arizona Wildlife Refuge Wilderness Act of 1989.

NRC LICENSING PROCEDURES

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Investigations held a hearing on NRC licensing procedures both generally and with regard to Seabrook Nuclear Power Plant. Testimony was heard from Senator Kennedy; Representatives Mavroules and Lent; the following officials of the NRC: Kenneth M. Carr, Chairman; James R. Curtiss, Kenneth C. Rogers and Forrest J. Remick, all Commissioners; Michael Dukakis, Governor of Massachusetts; and public witnesses.

ARCHITECTURAL DESIGN PROTECTION

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property and the Administration of Justice held a hearing on the following: Architectural Design Protection; H.R. 3990, Architectural Works Copyright Protection Act of 1990; and H.R. 3991, Unique Architectural Structures Copyright Act of 1990. Testimony was heard from Ralph Oman, Register of Copyrights, Library of Congress; Jeffrey M. Samuels, Acting Commissioner, Patent and Trademark Office, Department of Commerce; and public witnesses.

DEATH PENALTY

Committee on the Judiciary: Subcommittee on Crime held a hearing on the following bills: H.R. 2102, Death Penalty Act of 1989; H.R. 3238, to amend the Controlled Substances Act to provide for life imprisonment or the death penalty for certain drug trafficking offenses; H.R. 3342, to amend the Controlled Substances Act to provide a mandatory death penalty for the killing of law enforcement officers in connection with certain drug-related offenses; H.R. 3539, to provide for the imposition of the

death penalty for the terrorist murder of the United States nationals abroad; H.R. 3871, to amend the Controlled Substances Act to provide for the penalty of death for major drug traffickers; and Title I and II of H.R. 3119, Anti-Crime Act of 1989; and continued hearings on Title II of H.R. 2709, Comprehensive Violent Crime Control Act of 1989. Testimony was heard from Senator Specter; Representatives Traficant, Burton of Indiana and Schuette; Edward S.G. Dennis, Jr., Assistant Attorney General, Criminal Division, Department of Justice; Alan Kreczko, Deputy Legal Adviser, Department of State; and public witnesses.

LEGAL IMMIGRATION REFORM ACT

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law and the Immigration Task Force of the Committee on Education and Labor concluded joint hearings on the Legal Immigration Reform Act of 1990. Testimony was heard from Eugene McNary, Commissioner, Immigration and Naturalization Service, Department of Justice.

MARAD AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 4205, to authorize appropriations for fiscal year 1991 for the Maritime Administration. Testimony was heard from Warren G. Leback, Administrator, Maritime Administration, Department of Transportation; and the following officials of the Department of Defense: VAdm. Francis R. Donovan, USN, Commander, Military Sealift Command, Department of the Navy; and Robert H. Moore, Director, Transportation Policy, Office of the Assistant Secretary of Defense, Production and Logistics; State Maritime Academy President; and a public witness.

REGULATION OF ANTARCTIC MINERAL RESOURCE ACTIVITIES

Committee on Merchant Marine and Fisheries: Subcommittee on Oversight and Investigations held a hearing to review implementation of the Convention on the Regulation of Antarctic Mineral Resource Activities and alternative proposals. Testimony was heard from Representatives Owens of Utah and Conte; Edward E. Wolfe, Deputy Assistant Secretary, Oceans and Fishery Affairs, Department of State; William E. Westermeyer, Project Director, *Polar Prospects: A Minerals Treaty for Antarctica,* OTA; and public witnesses.

FEDERAL EMPLOYEES PAY COMPARABILITY ACT; PAY REFORM GENERALLY

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 3979, Federal Employees Pay Comparability Act of 1990, and pay reform generally. Testimony was heard from Representatives Edwards of California, Gallo, and Hoyer; Constance B. Newman, Director, OPM; and Richard F. Fogel, Assistant Comptroller General, General Government Division, GAO.

FAA'S OPERATIONS ACCOUNT

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on the FAA's Operations Account. Testimony was heard from Kenneth M. Mead, Director, Transportation Issues, Resources, Community and Economic Development Division, GAO; from the following officials of the FAA, Department of Transportation: Brooks C. Goldman, Associate Administrator, Administration; Dale E. McDaniel, Jr., Associate Administrator, Policy and International Affairs; Norbert A. Owens, Deputy Associate Administrator, Air Traffic; Herbert R. McLure, Associate Administrator, Human Resource Management; and Anthony J. Broderick, Associate Administrator, Regulation and Certification; and public witnesses.

MISCELLANEOUS MEASURES; PUBLIC BUILDING MATTERS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full Committee action amended the following bills: H.R. 4035, to designate the Federal building located at 777 Sonoma Avenue in Santa Rosa, VA, as the "John F. Shea Federal Building;" and H.R. 3961, to designate the Federal building located at 1800 5th Avenue, North in Birmingham, AL, as the "Robert S. Vance Federal Building".

The Subcommittee also approved for full Committee action 7 11(b) resolutions.

Prior to this action, the Subcommittee held a hearing on H.R. 3961 and on H.R. 4178, to facilitate the construction of U.S. courthouses. Testimony was heard from Representative Erdeich; the following officials of the Administrative Office of the United States Courts: L. Ralph Mecham, Director; and Judge Robert C. Broomfield, Acting Chairman, Space and Facilities Committee, Judicial Conference of the United States; Richard G. Austin, Acting Administrator, GSA; and a public witness.

WATER RESOURCES DEVELOPMENT AUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on proposed authorization of the water resources development program of the U.S. Army Corps of Engineers. Testimony was heard from Representatives Hamilton, Coyne, Torricelli, Gallo, Traficant, Grant and Pallone; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Ordered reported the following bills: H.R. 4098, Benjamin Franklin Memorial Fire Service Bill of Rights Act; and H.R. 4197, amended, Clean Air Research Amendments Act of 1990.

NATIONAL HIGH-PERFORMANCE COMPUTER TECHNOLOGY ACT

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held a hearing on H.R. 3131, National High-Performance Computer Technology Act of 1989. Testimony was heard from Fred W. Weingarten, Senior Associate, OTA; D. Allan Bromley, Director, Office of Science and Technology Policy; William Wulf, Assistant Director, Computer and Information Science and Engineering, NSF; and public witnesses.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

BLUE RIBBON COMMISSION—REVIEW MISSIONS OF DVA MEDICAL CENTERS

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on the Secretary's proposed blue ribbon commission to review the missions of DVA medical centers. Testimony was heard from Edward J. Derwinski, Secretary, Department of Veterans Affairs; and representatives of veterans' organizations.

LONG-TERM STRATEGY ON THE ENVIRONMENT

Committee on Ways and Means: Concluded hearings on Long-Term Strategy on the Environment. Testimony was heard from Representatives Brown of California, Miller of California, Lewis of California, Boxer, Foglietta, Bosco and Chapman; and public witnesses.

INTELLIGENCE BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1991 Intelligence Budget. Testimony was heard from departmental witnesses.

Hearings continue tomorrow.

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Thursday, March 15, 1990

Senate

Chamber Action

Senate was not in session today. It will next meet at 9 a.m., on Tuesday, March 20, 1990.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 4277–4295; and 5 resolutions, H.J. Res. 520–522, and H. Con. Res. 288 and 289 were introduced.

Page 4459

Reports Filed: Reports were filed as follows:

H. Res. 346, providing amounts from the contingent fund of the House for the expenses of investigations and studies by standing and select committees of the House in the second session of the One Hundred First Congress (H. Rept. 101–419);

Report from the Committee on Government Operations entitled "U.S. Marshals Service: Don't Arrest Oversight" (H. Rept. 101–420);

H.R. 908, to provide for five-year, staggered terms for members of the Federal Energy Regulatory Commission, amended (H. Rept. 101–421); and

H.R. 4167, to provide for a short-term extension of the Strategic Petroleum Reserve (H. Rept. 101–422).

Page 4459

Journal: By a yea-and-nay vote of 292 yeas to 98 nays with 1 voting "present", Roll No. 25, the House approved the Journal of Wednesday, March 14.

Page 4413

Rural Economic Development: House began reading for amendment under the 5-minute rule on H.R. 3581, entitled "The Rural Economic Development Act of 1989"; but came to no resolution thereon. Consideration will resume at a later date.

Page 4421

Agreed To:

The de la Garza amendment en bloc that changes the effective date for certain provisions from fiscal year 1991 to 1992; clarifies provisions of the bill dealing with State review panels (specifying they are advisory in nature and the USDA should give consideration to the order in which prospective projects are listed by the review panels); and amends a provision of the bill which relates to depreciation rates used by the Rural Electrification Administration in determining the possibility of telephone loans;

Page 4431

The Staggers amendment that requires State rural development coordinators to inform the local public as to the manner in which the Federal assistance will be provided to the State, and to coordinate the efforts of interested rural citizens with those of the State review panel;

Page 4431

The Staggers amendment that permits small business management systems, which provide technical assistance to small businesses, to receive assistance from State revolving loan funds;

Page 4431

The Boehlert amendment that authorizes $3 million annually for competitive research grants to study the impact of Federal and State economic programs on rural economies;

Page 4438

The Traficant amendment that permits the RDA to award a contract to a domestic firm rather than a foreign firm given certain restrictions and provides for criminal action against any person who fraudulently uses the "Made in America" inscription;

Page 4440

The Rose amendment that eliminates provisions of the bill which authorizes the USDA to transfer funds of the bill to various rural development accounts (agreed to by a recorded vote of 204 ayes to 193 noes, Roll No. 27).

Page 4441

Rejected the Tallon amendment that sought to remove from the governors of each State the power to appoint State officers or employees as rural development coordinators.

Page 4438

The Dorgan amendment was offered but subsequently withdrawn that sought to require OMB to create a plan which, by 1995, would provide that Federal contracts be distributed among the States so that the value of the contracts received is proportional to the State's population.

Page 4436

Quorum Calls—Votes: One quorum call, one yea-and-nay vote, and one recorded vote developed during the proceedings of the House today and appear on pages 4413, 4450, and 4451.

Adjournment: Met at 11 a.m. and adjourned at 3:30 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development and the Subcommittee on Department Operations, Research and Foreign Agriculture held a joint hearing to review water quality and environmental proposals for the 1990 Farm Bill. Testimony was heard from Representatives Stangeland and Lightfoot; Harry C. Mussman, Deputy Assistant Secretary, Science and Education, USDA; Carl Wisler, Director, Planning and Reporting, Program Evaluation and Methodology Division, GAO; and public witnesses.

FARM BILL

Committee on Agriculture: Subcommittee on Cotton, Rice, and Sugar held a hearing to review the sugar title of the 1990 Farm Bill. Testimony was heard from Representatives Akaka and Schuette; John Campbell, Deputy Under Secretary, International Affairs and Commodity Programs, USDA; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the DEA, Organized Crime Drug Enforcement, and on the Department of Justice: General Administration; Fees and Expenses of Witnesses; U.S. Trustees; Community Relations Service; and on Foreign Claims Settlement Commission. Testimony was heard from the following officials of the Department of Justice: John C. Lawn, Administrator, DEA; Donald B. Ayer, Deputy Attorney General; Harry H. Flickinger, Assistant Attorney General, General Administration; John Logan, Acting Director, U.S. Trustees; Grace Flores Hughes, Director, Community Relations Service; and Stanley J. Glod, Chairman, Foreign Claims Settlement Commission.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on the following: Research, Development, Test and Evaluation, Army; Command, Control, Communications and Intelligence; and on Airborne Reconnaissance Support Program. Testimony was heard from the following officials of the Department of Defense: Lt. Gen. Donald S. Pihl, USA, Military Deputy to the Assistant Secretary of the Army (Research, Development and Acquisition); Duane P. Andrews, Assistant Secretary of Defense (Command, Control, Communications, and Intelligence); Duane P. Andrews, Assistant Secretary of Defense (Command, Control, Communications, and Intelligence); and Martin C. Faga, Assistant Secretary of the Air Force (Space).

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Department of Energy: Departmental Administration. Testimony was heard from the following officials of the Department of Energy: Jim E. Tarro, Acting Director, Administration and Human Resource Management; Jacqueline Knox Brown, Assistant Secretary, Congressional and Intergovernmental Affairs; John C. Layton, Inspector General, Melva Gibson Wray, Director, Office of Minority Economic Impact; Stephen A. Wakefield, General Counsel; John J. Easton, Jr., Assistant Secretary, International Affairs and Energy Emergencies; Linda G. Stuntz, Deputy Under Secretary, Policy, Planning and Analysis; and Mary Joy Jameson, Acting Director, Public Affairs.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on Promoting Political Stability, Democracy and Economic Opportunity. Testimony was heard from Reginald Bartholomew, Under Secretary, Security Assistance, Science and Technology, Department of State; David C.

Mulford, Under Secretary, International Affairs, Department of the Treasury; Paul Wolfowitz, Under Secretary, Policy, Department of Defense; and Mark L. Edelman, Acting Administrator, AID.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior concluded hearings on Indian Programs. Testimony was heard from public witnesses.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the following: National Eye Institute; National Institute of Environmental Health Sciences; National Institute on Aging; and the National Institute of Arthritis and Musculoskeletal and Skin Diseases. Testimony was heard from the following officials of the National Institutes of Health, Department of Health and Human Services: Dr. Carl Kupfer, Director, National Eye Institute; Dr. David P. Rall, Director, National Institute of Environmental Health Sciences; Dr. T. Franklin Williams, Director, National Institute on Aging; and Dr. Lawrence E. Shulman, Director, National Institute of Arthritis and Musculo-skeletal and Skin Diseases.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Base Closures. Testimony was heard from the following officials of the Department of Defense: David J. Berteau, Principal Deputy Assistant Secretary (Production and Logistics); Brig. Gen. William A. Stofft, USA, Director, Management Directorate, Department of the Army; RAdm. Jack Buffington, USN, Director, Shore Facilities Division, Office of the Chief of Naval Operations; and James Boatright, Deputy Assistant Secretary of the Air Force (Installations).

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on the FDA. Testimony was heard from the following officials of the Department of Health and Human Services: James S. Benson, Acting Commissioner, FDA; and Dr. James O. Mason, Assistant Secretary, Health.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Architectual and Transportation Barriers Compliance Board. Testimony was heard from Stanley W. Smith, Chairman, Architectual and Transportation Barriers Compliance Board.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on Federal Election Commission, and on the U.S. Tax Court. Testimony was heard from Lee Ann Elliott, Chairman, Federal Election Commission; and Arthur L. Nims III, Chief Judge, U.S. Tax Court.

DOE ENVIRONMENTAL PROGRAMS

Committee on Armed Services: Department of Energy Defense Nuclear Facilities Panel held a hearing on Department of Energy environmental programs. Testimony was heard from Leo Duffy, Director, Office of Environment Restoration and Waste Management, Department of Energy; Frank L. Parker, Chairman, Board on Radioactive Waste Management, National Academy of Sciences; Vic Renzendes, Director, Energy Issues, Resources, Community and Economic Development Division, GAO; and public witnesses.

ACQUISITION ISSUES

Committee on Armed Services: Subcommittee on Investigations held a hearing on acquisition related issues. Testimony was heard from Representatives Ireland and Slaughter; Eleanor Spector, Deputy Assistant Secretary, Procurement, Department of Defense; and public witnesses.

Hearing continue March 29.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on the manpower portion of the fiscal year 1991 National Defense authorization request, with emphasis on an update on the CHAMPUS Reform Initiative and the Composite Health Care System. Testimony was heard from the following officials of the GAO: David P. Baine, Director, Federal Health Care Delivery Issues; and Daniel C. White, Special Assistant to the Assistant Comptroller General; Robert F. Hale, Assistant Director, National Security Division, CBO; and Dr. Enrique Mendez, Assistant Secretary, Health Affairs, Department of Defense.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems held a hearing on the procurement portion of the fiscal year 1991 National Defense authorization request, with emphasis on Navy and Marine Corps budget issues. Testimony was heard from the following officials of the Department of the Navy: VAdm. Richard M. Dunleavy, Assistant Chief, Naval Operations (Air Warfare); and Lt. Gen. C. H. Pitman, Deputy Chief of Staff, Aviation, U.S. Marine Corps.

Hearings continue tomorrow.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operation and maintenance portion of the fiscal year 1991 National Defense authorization request, with emphasis on Air Force readiness. Testimony was heard from the following officials of the Department of the Air Force: Lt. Gen. Leo W. Smith II,

USAF, Principal Deputy Assistant Secretary, Resources Management; and Brig. Gen. John L. Finan, Director, Budget Operations.

Hearings continue March 20.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the RDT&E portion of the fiscal year 1991 National Defense authorization request, with emphasis on the Air Force budget. Testimony was heard from the following officials of the Department of the Air Force: John J. Welch, Jr., Assistant Secretary, Acquisition; and Lt. Gen. Ronald W. Yates, USAF, Principal Deputy Assistant Secretary, Acquisition.

Hearings continue March 20.

OVERSIGHT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance continued oversight hearings on the Financial Institutions Reform, Recovery and Enforcement Act, including consideration of the following bills: H.R. 4166, to merge the Office of Thrift Supervision into the Office of the Comptroller of the Currency; and H.R. 4059, Depositor Protection and Fraud Act of 1990. Testimony was heard from public witnesses.

Hearings continue March 27.

BUDGET PROPOSALS

Committee on the Budget: Concluded hearings on the Administration's fiscal year 1991 budget proposals. Testimony was heard from Representative Dellums.

DISTRICT OF COLUMBIA SUPREME COURT

Committee on the District of Columbia: Subcommittee on Judiciary and Education forwarded to the full Committee, without recommendation, H.R. 4257, to create a supreme court for the District of Columbia.

FINANCIAL ASSISTANCE—RECRUITMENT AND TRAINING OF TEACHERS

Committee on Education and Labor: Held a hearing on H.R. 4130, to provide financial assistance for the development, recruitment and training of teachers and other instructional personnel. Testimony was heard from public witnesses.

CLEAN AIR ACT AMENDMENTS

Committee on Energy and Commerce: Continued markup of the Clean Air Act Amendments of 1989.

Will continue March 20.

WAR AND FAMINE IN THE SUDAN

Committee on Foreign Affairs: Subcommittee on Africa and the Select Committee on Hunger held a joint hearing on War and Famine in the Sudan. Testimony was heard from Herman Cohen, Assistant Secretary, Bureau of African Affairs, Department of State; Andrew S. Natsios, Director, Office of Foreign Disaster Assistance, AID; and public witnesses.

INTERNATIONAL NARCOTICS STRATEGY AND CERTIFICATIONS

Committee on Foreign Affairs: Task Force on International Narcotics Control concluded hearings to review the 1990 International Narcotics Control Strategy Report and the 1990 Narcotics Certifications. Testimony was heard from Melvyn Levitsky, Assistant Secretary, International Narcotics Matters, Department of State; and David Westrate, Assistant Administrator, Operations, DEA, Department of Justice.

EFFORTS AGAINST FRAUD, ABUSE AND MISCONDUCT IN BANKS AND S&L'S

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs concluded hearings on the Justice Department and Bank Regulatory Agency Efforts Against Fraud, Abuse and Misconduct in Bank and S&L's and Implementation of Enforcement Provisions of FIRREA. Testimony was heard from Edward Dennis, Jr., Assistant Attorney General (Criminal Division), Department of Justice; Paul Fritts, Director of Supervision, FDIC; James Dudine, Director, Investigations, Resolution Trust Corporation; and the following officials of the Department of the Treasury: Rosemary Stewart, Director, Office of Enforcement, Office of Thrift Supervision; and Robert Serino, Deputy Chief Counsel, Policy, Comptroller of the Currency.

INDIANA DUNES NATIONAL LAKESHORE ACCESS AND ENHANCEMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action amended H.R. 3209, Indiana Dunes National Lakeshore Access and Enhancement Act.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on the Right to Privacy and Reproductive Freedom. Testimony was heard from public witnesses.

FAA'S SAFETY REGULATORY AGENDA

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on the FAA's Safety Regulatory Agenda. Testimony was heard from the following officials of the FAA, Department of Transportation: Anthony J. Broderick, Associate Administrator, Regulation and Certification; Charles H. Huettner, Deputy Associate Administrator, Aviation Safety; and a public witness.

POST-INTERSTATE SURFACE TRANSPORTATION REAUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on reau-

thorization of the Post-Interstate Surface Transportation Programs. Testimony was heard from Representatives Erdreich, Schulze, Smith of Nebraska, Boucher, Bateman and Olin; Lawrence Douglas Wilder, Governor, State of Virginia; and public witnesses.

NATIONAL HIGH-PERFORMANCE COMPUTER TECHNOLOGY ACT

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technology concluded hearings on H.R. 3131, National High-Performance Computer Technology Act of 1989. Testimony was heard from public witnesses.

IMPACT OF PAYROLL TAXES ON SMALL BUSINESS

Committee on Small Business: Held a hearing on the Impact of Payroll Taxes on Small Business. Testimony was heard from public witnesses.

INTELLIGENCE BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1991 Intelligence Budget. Testimony was heard from departmental witnesses.

Hearings continue March 20.

Joint Meetings

ECONOMIC OUTLOOK

Joint Economic Committee: Committee concluded hearings to review the economic outlook for 1990, and the President's proposed budget request for fiscal year 1991 for the Federal Government, after receiving testimony from Richard G. Darman, Director, Office of Management and Budget.

VETERANS PROGRAMS

Joint Hearing: Senate Committee on Veterans' Affairs concluded joint hearings with the House Committee on Veterans' Affairs to review legislative recommendations of certain veterans organizations, after receiving testimony in behalf of funds for their respective activities from F. David Parker, Aloha, Oregon, on behalf of the Paralyzed Veterans of America; Henry Berube, Warren, Massachusetts, on behalf of the Blinded Veterans Association; Murray Rosen, Los Angeles, California, on behalf of the Jewish War Veterans; John Edwards, Nifkayuna, New York, on behalf of the American Ex-Prisoners of War; and Ernest Brown, Garden City, Michigan, on behalf of the Military Order of the Purple Heart.

Monday, March 19, 1990

Senate

Chamber Action

Senate was not in session today. It will next meet at 9 a.m., on Tuesday, March 20, 1990.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 4296–4307 were introduced.

Page 4508

Report Filed: One report was filed as follows: H.R. 2566, to direct the Secretary of the Interior to transfer all right, title, and interest of the United States in certain property on San Juan Island, Washington, to those persons who own such property because of an erroneous survey, amended (H. Rept. 101–423).

Page 4508

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Montgomery as Speaker pro tempore for today.

Page 4488

Journal: House approved the Journal of Thursday, March 15, after agreeing to the Walker amendment that strikes Executive Communication 2748, a letter from the Chairman of the 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 1989.

Page 4491

Earlier, the House failed to approve the Journal by a voice vote.

Page 4488

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 2:05 p.m.

Committee Meetings

IRRIGATION SUBSIDIES REFORM ACT

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feed Grains held a hearing on H.R. 2386, Irrigation Subsidies Reform Act. Testimony was heard from Representative Gejdenson, Condit, Petri, and Pashayan;

Keith Bjerke, Administrator, Agricultural Stabilization and Conservation Service, USDA; Dennis B. Underwood, Commissioner of Reclamation, Department of the Interior; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Department of Justice: Federal Prison System; and the U.S. Parole Commission. Testimony was heard from the following officials of the Department of Justice: J. Michael Quinlan, Director, Bureau of Prisons; and Benjamin F. Baer, Chairman, U.S. Parole Commission.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Federal Energy Regulatory Commission. Testimony was heard from William S. Scherman, General Counsel, Federal Energy Regulatory Commission, Department of Energy.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on fiscal year 1990 Panama, Nicaragua, and on Refugee Assistance. Testimony was heard from the following officials of the Department of State: Bernard Aronson, Assistant Secretary, Bureau for Inter-American Affairs; and Princeton Lyman, Director, Office of Refugee Programs; Fred W. Schieck, Acting Assistant Administrator, Bureau for Latin America and the Caribbean, AID; and James Fall, Director, Office of Developing Nations, Department of the Treasury.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the following: National Institute on Deafness and Other Communication Disorders; Division of Research Resources; and on the National Library of Medicine. Testimony was heard from the following officials of NIH, Department of Health and Human Services: Dr. James B. Snow, Jr., Director, National Institute on Deafness and other Communication Disorders; Dr. Robert A. Whitney, Jr., Acting Director, National Center for Research Resources; and Dr. Donald A.B. Lindberg, Director, National Library of Medicine.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Federal Crop Insurance Corporation. Testimony was heard from the following officials of the USDA: Roland R. Vautour, Under Secretary, Small Community and Rural Development; and David W. Gabriel, Acting Manager, Federal Crop Insurance Corporation.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: On March 16, the Subcommittee on Procurement and Military Nuclear Systems continued hearings on the procurement portion of the fiscal year 1991 National Defense authorization request, with emphasis on Air Force budget issues. Testimony was heard from the following officials of the Air Force: John J. Welch, Jr., Assistant Secretary, Acquisition; and Lt. Gen. Ronald W. Yates, USAF, Principal Deputy Assistant Secretary, Acquisition.

Hearings continue tomorrow.

GAO REPORT—BANK POWERS

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Investigations held a hearing on the GAO report: "Bank Powers: Activities of Securities Subsidiaries of Bank Holding Companies". Testimony was heard from Richard Fogel, Assistant Comptroller General, General Government Programs, GAO; Manuel H. Johnson, Vice Chairman, Board of Governors, Federal Reserve System; Robert L. Clarke, Comptroller of the Currency, Department of the Treasury; and L. William Seidman, Chairman, FDIC.

Hearings continue May 1.

IMPLEMENTATION OF THE EXON-FLORIO PROVISION OF THE OMNIBUS TRADE AND COMPETITIVENESS ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on the implementation of the Exon-Florio provision of the Omnibus Trade and Competitiveness Act of 1988, and the Administration's use of that authority to order the divestiture of Mamco Manufacturing, Inc. Testimony was heard from Charles H. Dallara, Assistant Secretary, International Affairs, Department of the Treasury; Michael Skarzynski, Assistant Secretary, Trade Development, Department of Commerce; Peter M. Sullivan, Assistant Deputy Under Secretary, Trade Security Policy, Department of Defense; Allan Mendelowitz, Director, Trade, Energy and Finance Issues, GAO; and public witnesses.

DISABILITIES PREVENTION ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 4039, Disabilities Prevention Act of 1990. Testimony was heard from Dr. Vernon N. Houk, Director, Center for Environmental Health and Injury Control, Centers for Disease Control, Department of Health and Human Services; and public witnesses.

FAILED PROMISES: INSURANCE COMPANY INSOLVENCIES

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations concluded hearings on issues raised in the report entitled "Failed Promises: Insurance Company Insolvencies". Testimony was heard from public witnesses.

CHILDREN AT RISK IN THE WORKPLACE

Committee on Government Operations: On March 16, the Subcommittee on Employment and Housing held a hearing on Children at Risk in the Workplace. Testimony was heard from Representatives Pease and Schumer; William Brooks, Assistant Secretary, Employment Standards, Department of Labor; and public witnesses.

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Tuesday, March 20, 1990

Senate

Chamber Action

Routine Proceedings, pages 4583–4714

Measures Introduced: Fifteen bills and five resolutions were introduced as follows: S. 2294–2308, S.J. Res. 273–275, and S. Con. Res. 105 and 106.

Page 4664

Measures Passed:

Frank E. Moss U.S. Courthouse: Senate passed H.R. 3311, to designate the Federal building located at 350 South Main Street in Salt Lake City, Utah, as the "Frank E. Moss United States Courthouse".

Page 4704

U.S. Naval Reserve Month: Committee on the Judiciary was discharged from further consideration of S.J. Res. 266, designating March 1990, as "United States Naval Reserve Month", and the resolution was then passed.

Page 4704

Grand Island National Recreation Area: Senate passed H.R. 1472, to establish the Grand Island National Recreation Area in the State of Michigan, after agreeing to committee amendments, and the following amendment proposed thereto:

Page 4705

Baucus (for Riegle) Amendment No. 1346, to make technical corrections.

Page 4707

Clean Air Act Amendments, 1989: Senate resumed consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 4602, 4618

Adopted:

(1) Wirth/Armstrong Modified Amendment No. 1310 (to Amendment No. 1293), to establish emission testing and research centers to monitor high-altitude conditions.

Pages 4602, 4618

(2) Wirth/Armstrong Amendment No. 1311 (to Amendment No. 1293), to establish a research and technology assessment center to provide for the development and evaluation of heavyduty vehicles.

Page 4602

Rejected:

Wirth/Wilson Amendment No. 1344 (to Amendment No. 1293), to require an alternative-fuels program for the areas with the worst ozone non-attainment. (By 52 yeas to 46 nays (Vote No. 35), Senate tabled the amendment).

Page 4620

Withdrawn:

(1) Kennedy Amendment No. 1343, (to Amendment No. 1293), to authorize the Director of the National Institute of Environmental Health Sciences to conduct certain research in connection with air pollutants.

Page 4608

(2) Wirth/Armstrong Amendment No. 1312 (to Amendment No. 1293), to establish a National Research Center for Environmental Lung Disease.

Pages 4602, 4619

Pending:

(1) Mitchell Amendment No. 1293, in the nature of a substitute.

Page 4602

(2) Baucus Amendment No. 1307 (to Amendment No. 1293, to grant Administrator authority to authorize limited production of halons after the year 2000 if necessary for aviation safety purposes.

Page 4602

(3) Wirth/Armstrong Amendment No. 1313 (to Amendment No. 1293), to establish guidelines for alternative work schedules for Federal agencies within non-attainment areas.

Page 4602

(4) Byrd Modified Amendment No. 1329 (to Amendment No. 1293), to provide benefits for terminated coal mine workers.

Page 4602

(5) Boschwitz/Boren Amendment No. 1345, (to Amendment No. 1293), to require States to adopt a small stationary source technical and environmental compliance assistance program.

Page 4649

Senate will continue consideration of the bill, and amendments proposed thereto, on Wednesday, March 21.

Page 4708

National Zoological Park Police Force: Senate concurred in the amendments of the House to S. 1521, to amend Public Law 91–34 relating to the police force of

the National Zoological Park of the Smithsonian Institution.

Page 4707

Presidential Messages: Senate received the following messages from the President of the United States:

(1) Transmitting the annual report on the National Security Strategy of the United States, 1990, which was referred to the Committee on Armed Services. (PM–101)

Page 4657

(2) Transmitting the annual report of the ACTION Agency for fiscal year 1989, which was referred to the Committee on Labor and Human Resources. (PM–102)

Page 4657

Removal of Injunction of Secrecy: The injunction of secrecy was removed from Amendments to the 1928 Convention Concerning International Expositions, as Amended (Treaty Doc. No. 101–15). The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and was ordered to be printed.

Page 4704

Nominations Received: Senate received the following nominations:

Stephen D. Easton, of North Dakota, to be United States Attorney for the District of North Dakota for the term of four years.

Morris Lee Thompson, of Kansas, to be United States Attorney for the District of Kansas for the term of four years.

Keith McNamara, of Ohio, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1992.

Thomas Lawrence Sansonetti, of Wyoming, to be Solicitor of the Department of the Interior.

Robert Marshall White, of Minnesota, to be Under Secretary of Commerce or Technology.

James B. Edwards, of South Carolina, to be a Member of the Board of Directors of the Communications Satellite Corporation until the date of the annual meeting of the Corporation in 1993.

John K. Lauber, of Maryland, to be a Member of the National Transportation Safety Board for the term expiring December 31, 1994.

Karen L. Gillmor, of Ohio, to be Director of the Women's Bureau, Department of Labor.

Jerry D. Jennings, of Michigan, to be Deputy Director of the Federal Emergency Management Agency.

Robert C. Larson, of Michigan, to be a Member of the Oversight Board of the Resolution Trust Corporation for a term of three years.

Julian W. De La Rosa, of Texas, to be Inspector General, Department of Labor.

6 Army nominations in the rank of general.

Routine lists in the Army, Air Force, Navy, Marine Corps, and Public Health Service.

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Messages From the President: Page 4657
Messages From the House: Page 4658
Measures Referred: Page 4658
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Petitions: Page 4660
Statements on Introduced Bills: Page 4664
Additional Cosponsors: Page 4687
Amendments Submitted: Page 4692
Notices of Hearings: Page 4698
Authority for Committees: Page 4699
Additional Statements: Page 4699

Record Votes: One record vote was taken today. (Total—35)

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Recess: Senate convened at 9 a.m., and recessed at 10:09 p.m., until 9:15 a.m., on Wednesday, March 21, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 4708.)

Committee Meetings

APPROPRIATIONS—USIA

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary held hearings on proposed budget estimates for fiscal year 1991 for the United States Information Agency, receiving testimony from Bruce S. Gelb, Director, United States Information Agency.

Subcommittee will meet again Thursday, March 29.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1991 for military health programs, receiving testimony from Enrique Mendez, Jr., Assistant Secretary of Defense for Health Affairs; Rear Adm. Robert Halder, Commanding Officer, San Diego Naval Hospital, San Diego, California; and Maj. Gen. Vernon Chong, USAF, Commander, Wilford Hall Medical Center, Lackland Air Force Base, Lackland, Texas.

Subcommittee will meet again Thursday, March 22.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on the supplemental appropriations request for the fiscal year ending September 30, 1990 for foreign assistance programs, receiving testimony from Lawrence S. Eagleburger, Deputy Secretary of State; and John E. Robson, Deputy Secretary of the Treasury.

Subcommittee will meet again Thursday, March 22.

APPROPRIATIONS—SMITHSONIAN INSTITUTION

Committee on Appropriations: Subcommittee on the Interior held hearings on proposed budget estimates for fiscal year 1991 for the Smithsonian Institution, receiving testimony from Robert McC. Adams, Secretary of the Smithsonian Institution.

Subcommittee will meet again Tuesday, March 27.

APPROPRIATIONS—LABOR/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1991 for the Departments of Labor, Health and Human Services, Education, and related agencies, receiving testimony from numerous public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TREASURY

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held hearings on proposed budget estimates for fiscal year 1991 for the Office of the Secretary of the Treasury, receiving testimony from Nicholas F. Brady, Secretary of the Treasury.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel resumed hearings on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on strength reduction management authorities, receiving testimony from Christopher Jehn, Assistant Secretary of Defense for Force Management and Personnel; Lt. Gen. Allen K. Ono, USA, Deputy Chief of Army Staff Personnel; Vice Adm. Jeremy M. Boorda, USN, Chief of Naval Personnel; Lt. Gen. Thomas J. Hickey, USAF, Chief of Air Force Staff Personnel; and Lt. Gen. Norman H. Smith, USMC, Deputy Chief of Marine Corps Staff for Manpower and Reserve Affairs.

Subcommittee recessed subject to call.

CONGRESSIONAL GOLD MEDAL

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported S. 1853, to award a congressional gold medal to Laurance Spelman Rockefeller in recognition of his leadership on behalf of natural resource conservation and historic preservation.

"HOPE" INITIATIVE

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on proposed legislation, to ensure low-income and moderate-income Americans have greater opportunities for homeownership and management of their housing, receiving testimony from Jack Kemp, Secretary of Housing and Urban Affairs.

Hearings were recessed subject to call.

STRATEGIC PETROLEUM RESERVE

Committee on Energy and Natural Resources: Committee held hearings on S. 2088, to extend the authority in current law for operating and building the Strategic Petroleum Reserve (SPR), to expand the SPR to one billion barrels and authorize oil leasing to fill the Reserve, receiving testimony from Senator Inouye; Robert H. Gentile, Assistant Secretary of Energy for Fossil Energy; Robert D. Reischauer, Director, Congressional Budget Office; H. Leighton Steward, Louisiana Land and Exploration Company, New Orleans; and Philip K. Verleger, Jr., Institute for International Economics, Washington, DC.

Hearings were recessed subject to call.

PUBLIC BUILDINGS PROGRAM

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation and Infrastructure held hearings on the President's proposed budget request for fiscal year 1991 for the public buildings program of the General Services Administration, receiving testimony from Richard G. Austin, Acting Administrator, General Services Administration; William M. Diefenderfer, Deputy Director, Office of Management and Budget; and L. Nye Stevens, Director, Government Business Operations Issues, General Government Division, General Accounting Office.

Hearings were recessed subject to call.

U.S. HEALTH PROMOTION STATISTICS

Committee on Governmental Affairs: Subcommittee on Government Information and Regulation held hearings on the quality of U.S. health promotion statistics, focusing on current statistical gathering efforts in the context of the Public Health Service's Year 2000 Objectives for the nation, receiving testimony from James O. Mason, Assistant Secretary for Health, Michael J. McGinnis, Deputy Assistant Secretary for Health, and Manning Feinleib, Director, National Center for Health Statistics, Centers for Disease Control, all of the Department of Health and Human Services; John F. Mazzuchi, Principal Director, Professional Affairs and Quality Assurance, Office of the Assistant Secretary for Health Affairs, Department of Defense; James T. Heimbach, Acting Administrator, Human Nutrition Information Service, Department of Agriculture; Jane McDonald, American Association of School Administrators, Arlington, Virginia; and Garland Land, Missouri Department of Health, Jefferson City, on behalf of the Association of State and Territorial Health Officials.

Hearings continue Friday, April 6.

HIGH-TECH WEAPONS IN WAR ON DRUGS

Committee on the Judiciary: Committee held hearings to examine new high-technology weapons for use in the war on drugs, receiving testimony from William A. Bayse,

Assistant Director, Technical Services Division, and William M. Baker, Assistant Director, Criminal Investigative Division, both of the Federal Bureau of Investigation, Department of Justice; Raymond D. Mintz, Director, Office of Enforcement Support, U.S. Customs Service, Department of the Treasury; Albert E. Brandenstein, Special Assistant to the Director for Special Operations, Defense Advanced Research Projects Agency, Department of Defense; and John D. Immele, Los Alamos National Laboratory, Los Alamos, New Mexico.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again Thursday, April 5.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 4308–4326; 1 private bill, H.R. 4327; and 4 resolutions, H.J. Res. 523–525 and H. Con. Res. 290 were introduced.

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Reports Filed: Reports were filed as follows:

H. Res. 360, providing for the consideration of H.R. 644, to amend the Wild and Scenic Rivers Act by designating segments of the East Fork of the Jemez and Pecos Rivers in New Mexico as components of the National Wild and Scenic Rivers System (H. Rept. 101–424); and

H.R. 3834, to amend the National Trails System Act to designate the route from Selma to Montgomery for study for potential addition to the national trails system, amended (H. Rept. 101–425).

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Journal: By a yea-and-nay vote of 258 yeas to 121 nays, with 1 voting "present", Roll No. 28, the House approved the Journal of Monday, March 19.

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Interparliamentary Union: The Speaker appointed to the delegation to attend the conference of the Interparliamentary Union to be held in Nicosia, Cyprus, on March 30 through April 7, 1990, the following Members on the part of the House: Representatives Feighan, Chairman, Scheuer, Vice Chairman, Brown of California, Boggs, Patterson, Bates, Hammerschmidt, Bilirakis, and Blaz.

Page 4530

Suspensions: House voted to suspend the rules and pass the following measures:

Strategic petroleum reserve: H.R. 4167, to provide for a short-term extension of the Strategic Petroleum Reserve (passed by a yea-and-nay vote of 397 yeas, Roll No. 29). Subsequently, this passage was vacated and S. 2231, a similar Senate-passed bill was passed in lieu—clearing the measure for the President;

Pages 4535, 4546

Woodrow Wilson memorial: H.R. 2692, to amend the Woodrow Wilson Act of 1968 to provide that the Secretary of Education and two additional individuals from private life shall be members of the Board of Trustees of the Woodrow Wilson International Center for Scholars (passed by a yea-and-nay vote of 399 yeas, Roll No. 30);

Page 4537

Coast Guard bicentennial: S. 1091, to provide for the striking of medals in commemoration of the bicentennial of the United States Coast Guard (passed by a yea-and-nay vote of 402 yeas, Roll No. 31)—clearing the measure for the President;

Page 4538

Yosemite National Park: H.R. 3182, amended, to provide for the striking of medals in commemoration of the Centennial of Yosemite National Park (passed by a yea-and-nay vote of 401 yeas, Roll No. 32);

Page 4539

Selma to Montgomery trail: H.R. 3834, amended, to amend the National Trails System Act to designate the route from Selma to Montgomery for study for potential addition to the national trails system (passed by a yea-and-nay vote of 400 yeas, Roll No. 33); and

Page 4540

San Juan Island land transfer: H.R. 2566, amended, to direct the Secretary of the Interior to transfer all right, title, and interest of the United States in certain property on San Juan Island, Washington, to those persons who own property because of an erroneous survey (passed by a yea-and-nay vote of 401 yeas, Roll No. 34). Agreed to amend the title.

Page 4543

Former POW Recognition Day: House passed and cleared for the President S.J. Res. 190, designating April 9, 1990 as "National Former Prisoners of War Recognition Day".

Page 4550

Presidential Messages: Read the following messages from the President:

ACTION Agency: Message wherein he transmits the annual report of the ACTION Agency for fiscal year 1989—referred to the Committee on Education and Labor; and

National Security Strategy: Message wherein he transmits the annual report on the National Security Strategy of the United States for 1990—referred to the Committee on Armed Services.

Page 4551

Quorum Calls—Votes: Seven yea-and-nay votes developed during the proceedings of the House today and appear on pages 4529, 4545, 4546, 4547, 4548, and 4549. There were no quorum calls.

Adjournment: Met at noon and adjourned at 5:17 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Department of State: Acquisition and Maintenance of Buildings; Protection of Foreign Missions; Contributions to International Organizations; International Boundary and Water Commission; American Sections International Commission; U.S. Bilateral Science and Technology; International Fisheries Commissions; and on Fishermen's Guaranty Fund. Testimony was heard from the following official of the Department of State: Ivan Selin, Under Secretary, Management; and John R. Bolton, Assistant Secretary, International Organization Affairs; Narendra N. Gunaji, U.S. Commissioner, International Boundary Commission U.S. and Canada; Gordon Durnil, Chairman, American Sections International Commission; and Peter J. de Voss, Assistant Secretary, U.S. Bilateral Science and Technology.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Reserve and Guard Enlisted Personnel. Testimony was heard from the following officials of the Department of Defense: Command Master Chief Larry D. Rhea, Senior Enlisted Advisor to the Assistant Secretary (Reserve Affairs); Chief Sgt. Maj. Douglas E. Murray, Senior Enlisted Advisor, Office of the Chief of Army Reserve; Chief Sgt. Maj. George S. Blackwood, Office of the Director, Army National Guard; Master Chief Petty Officer, Jeffrey A. Brody, Force Master Chief, USNR, Office of the Chief of Naval Reserve; Sgt. Maj. E.L. Wright, USMCR, Senior Enlisted Advisor, Reserve Affairs; Chief Master Sgt. Charles F. Joseph, USAFR, Chief Enlisted Advisor to the Chief of Air Force Reserve; and Chief Master Sgt. Richard M. Green, Senior Enlisted Adviser to the Chief of the Air National Guard.

The Subcommittee also met in executive session to hold a hearing on Aircraft Procurement, Army. Testimony was heard from Brig. Gen. Malcolm R. O'Neil, USA, Assistant Deputy for Systems Management, Office of the Assistant Secretary of the Army (Research, Development, and Acquisition).

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Department of Energy: Power Marketing Administrations. Testimony was heard from the following officials of the Department of Energy: J. Michael Davis, Assistant Secretary, Conservation and Renewable Energy; Robert J. Cross, Administrator, Alaska Power Administration; James J. Jura, Administrator, Bonneville Power Administration; John A. McAllister, Administrator, Southeastern Power Administration; J. M. Shafer, Administrator, Southwestern Power Administration; and William H. Clagett, Administrator, Western Area Power Administration.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Department of Energy: Energy Information Administration; Economic Regulatory Administration; Emergency Preparedness; and on the Office of Hearings and Appeals. Testimony was heard from the following officials of the Department of Energy: Helmut A. Marklein, Administrator, Energy Information Administration; Chandler van Orman, Acting Administrator, Economic Regulatory Administration; John J. Easton, Assistant Secretary, International Affairs and Energy Emergencies; and George B. Breznay, Director, Office of Hearings and Appeals.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the following: National Center for Nursing Research; National Center for Human Genome Research; J.E. Fogarty Center; National Institute of Child Health and Human Development; and on Office of the Director/Buildings and Facilities. Testimony was heard from the following officials of the NIH, Department of Health and Human Services: Dr. Ada Sue Hinshaw, Director, National Center for Nursing Research; Dr. James D. Watson, Director, National Center for Human Genome Research; Dr. Phillip E. Schambra, Director, John E. Fogarty International Center for Advanced Study in the Health Sciences; Dr. Duane Alexander, Director, National Institute of Child Health and Human Development; and John D. Mahoney, Associate Director, Administration.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on the following: Federal Grain Inspection Service; Agricultural Marketing Service; and on the Agricultural Cooperative Administration. Testimony was heard from the following officials of the USDA: Jo Ann Smith, Assistant Secretary, Marketing and Inspection Services; David R. Galliart, Acting Administrator, Federal Grain Inspection Service; Daniel D. Haley, Administrator, Agricultural Marketing Service; and Randall E. Torgerson, Administrator, Agricultural Cooperative Service.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Washington Metropolitan Area Transit Authority and on the Urban Mass Transportation Administration. Testimony was heard from Carmen

Turner, General Manager, Washington Metropolitan Area Transit Authority; and Brian Clymer, Administrator, Urban Mass Transportation Administration, Department of Transportation.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on National Drug Control Policy and on the Special Forfeiture Fund. Testimony was heard from William J. Bennett, Director, office of National Drug Control Policy.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD-Independent Agencies held a hearing on NASA. Testimony was heard from Richard H. Truly, Administrator, NASA.

Hearings will continue tomorrow.

NUCLEAR WEAPONS—NAVAL NUCLEAR PROPULSION PROGRAM

Committee on Armed Services: Department of Energy Defense Nuclear Facilities Panel held a hearing on requirements for nuclear weapons and the Naval Nuclear Propulsion Program. Testimony was heard from John C. Tuck, Under Secretary, Department of Energy; the following officials of the Department of Defense: Adm. David E. Jeremiah, USN, Vice Chairman, Joint Chiefs of Staff; and Adm. Bruce DeMars, USN, Director, Naval Nuclear Propulsion, Department of the Navy; and a public witness.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on the manpower portion of the fiscal year 1991 National Defense authorization request, with emphasis on women in the military. Testimony was heard from Representative Schroeder; the following officials of the Department of Defense: Christopher Jehn, Assistant Secretary, Force Management and Personnel; panels of active-duty enlisted women and active-duty officer women; and a public witness.

Hearings continue March 22.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems concluded hearings on the procurement portion of the fiscal year 1991 National Defense authorization request, with emphasis on Army budget issues. Testimony was heard from the following officials of the Department of the Army: Stephen K. Conver, Assistant Secretary, Research, Development and Acquisition; Lt. Gen. Donald S. Pihl, USA, Military Deputy to the Assistant Secretary, Research, Development and Acquisition; and Lt. Gen. J.B. Hilmes, USA, Director, Information Systems for Command, Control, Communications and Computers.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operations and maintenance portion of the fiscal year 1991 National Defense authorization request, with emphasis on service investigative agencies. Testimony was heard from the following officials of the Department of Defense: Maj. Gen. Eugene R. Cromartie, USA, Commanding General, Criminal Investigation Command, Department of the Army; Brig. Gen. Francis R. Dillon, USAF, Commander, Office of Special Investigations, Department of the Air Force; RAdm. William L. Schachte, Jr., USN, Commander, Naval Investigative Service Command, Department of the Navy; and John F. Donnelly, Director, Defense Investigative Service.

Hearings continue March 22.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development met in executive session to continue hearings on the RDT&E portion of the fiscal year 1991 National Defense authorization request, receiving a briefing on special operations. The Subcommittee was briefed by the following officials of the Department of Defense: James R. Locher III, Assistant Secretary, Special Operations and Low Intensity Conflict; Col. John Arnold, USAF, Director, Acquisition, Office of the Assistant Secretary, Special Operations and Low Intensity Conflict; and Col. Douglas J. Richardson, USA, Director for Acquisition, U.S. Special Operations Command.

HOUSING FOR THE ELDERLY AND HANDICAPPED

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on housing for the elderly and handicapped. Testimony was heard from the following officials of the Department of Housing and Urban Development: James L. Logue, Deputy Assistant Secretary, Multifamily Housing; and John C. Weicher, Assistant Secretary, Policy Development and Research; and public witnesses.

CIVIL RIGHTS ACT

Committee on Education and Labor: Immigration Task Force and the Subcommittee on Civil and Constitutional Rights concluded joint hearings on H.R. 4000, Civil Rights Act of 1990. Testimony was heard from Richard Arrington, Mayor, Birmingham, Alabama; Robert Spire, Attorney General, State of Nebraska; and public witnesses.

CLEAN AIR ACT AMENDMENTS

Committee on Energy and Commerce: Continued markup of H.R. 3030, Clean Air Act Amendments of 1989.

Will continue tommorrow.

STATE FISH AND WILDLIFE ASSISTANCE ACT

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held a hearing on H.R. 544, State Fish and Wildlife Assistance Act. Testimony was heard from Hillary A. Oden, Assistant Director, Energy and Minerals, Bureau of Land Management, Department of the Interior; and a public witness.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 1037, to prohibit the sale for export of unprocessed timber from Federal lands west of the 100th meridian in the contiguous 48 States; H.R. 1552, to prohibit the sale for export of the unprocessed timber from Federal lands west of the 100th meridian in the contiguous 48 States; H.R. 3827, to authorize any State to prohibit or otherwise restrict the exportation from the United States of unprocessed timber from lands owned or administered by that State; and H.R. 3828, Federal Timber Export Act of 1989. Testimony was heard from Senator Packwood; Representatives Bosco, Stallings, Jontz, and Unsoeld; George Leonard, Associate Chief, Forest Service, USDA; Susan R. Lamson, Deputy Director, External Affairs, Bureau of Land Management, Department of the Interior; William E. Gahr, Associate Director, Food and Agriculture Issues, GAO; James Hargrove, Representative, Legislature, State of Washington; and public witnesses.

CONTAMINATED MARINE SEDIMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Oversight and Investigations and the Subcommittee on Oceanography and the Great Lakes held a joint hearing on the problem of contaminated marine sediments in navigable water and harbor areas of the United States. Testimony was heard from William Matuszeski, Special Assistant to the Assistant Administrator for Water, EPA; G. Edward Dickey, Acting Principal Deputy, Assistant Secretary of the Army-Civil Works, Department of the Army; Charles N. Ehler, Director, Office of Oceanography and Marine Assessment, NOAA, Department of Commerce; and Kenneth S. Kamlet, Chairman, Committee on Contaminated Marine Sediments of the Marine Board, National Research Council.

POST-INTERSTATE SURFACE TRANSPORTATION PROGRAMS REAUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on reauthorization of the Post-Interstate Surface Transportation Programs. Testimony was heard from Representatives Traficant, Gillmor and Kaptur; and public witnesses.

Hearings continue March 22.

WILD AND SCENIC RIVERS ACT AMENDMENTS

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 644, to amend the Wild and Scenic Rivers Act by designating segments of the East Fork of the Jemez and Pecos Rivers in New Mexico as components of the National Wild and Scenic Rivers System. The rule makes in order the amendment in the nature of a substitute recommended by the Committee on Interior and Insular Affairs now printed in the bill as an original bill for the purpose of amendment. The bill is to be considered by section, with each section considered as having been read. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Vento and Richardson.

BUDGET PROCESS REFORM ACT

Committee on Rules: Subcommittee on Legislative Process held a hearing on H.R. 3929, Budget Process Reform Act of 1990. Testimony was heard from Representatives Panetta, Whitten, Schumer, Frenzel, Conte, and Solomon.

Hearings continue tomorrow.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development held a hearing on fiscal year 1991 Department of Energy Authorization (Basic Energy Sciences). Testimony was heard from James F. Decker, Acting Director, Office of Energy Research, Department of Energy; David E. Monoton, Associate Laboratory Director, Advanced Photon Source, Argonne National Laboratory; Martin Blume, Deputy Director, and John Axe, Associate Director, Basic Energy Sciences, both with the Brookhaven National Laboratory; John Hayter, Scientific Applications Manager, Advanced Neutron Source, Oak Ridge National Laboratory; and public witnesses.

NOAA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on fiscal year 1991 NOAA authorization. Testimony was heard from the following officials of NOAA, Department of Commerce: John A. Knauss, Administrator; Elbert W. Friday, Director, National Weather Service; Thomas N. Pyke, Jr., Assistant Administrator, Satellite and Information Services; and Allan Thomas, Acting Administrator, Oceanic and Atmospheric Research.

QUALITY IMPROVEMENT IN THE UNITED STATES

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held a hearing on Quality Improvement in the U.S. Testimony was heard from Curt Reimann, Director, Quality Programs, National Institute of Standards and Technology, Department of Commerce; Robert V. Johnson, Deputy Commander,

Naval Air Systems Command, Department of the Navy; Allan I. Mendelowitz, Director, International Trade, Energy, and Finance Issues, GAO; and public witnesses.

NASA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on H.R. 4196, to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications construction of facilities, and research and program management. Testimony was heard from Arnold Aldrich, Associate Administrator, Aeronautics, Exploration and Technology, NASA; and a public witness.

SBA BUDGET

Committee on Small Business: Held a hearing on the SBA budget request for fiscal year 1991. Testimony was heard from Susan S. Engeleiter, Administrator, SBA.

HEALTH INSURANCE FOR CHILDREN AND PREGNANT WOMEN

Committee on Ways and Means: Subcommittee on Health held a hearing on Health Insurance for Children and Pregnant Women.

Testimony was heard from Representative Miller of California; and public witnesses.

BUDGET PROPOSALS RELATED TO SOCIAL SECURITY

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the Administration's fiscal year 1991 budget proposals related to Social Security. Testimony was heard from Louis D. Enoff, Deputy Commissioner for Programs, SSA, Department of Health and Human Services; James McGovern, Assistant Chief Counsel, Employees Benefits and Exempt Organizations Division, IRS, Department of the Treasury; and public witnesses.

INTELLIGENCE MATTERS

Permanent Select Committee on Intelligence: Subcommittee on Oversight and Evaluation met in executive session to hold a hearing on intelligence matters. Testimony was heard from departmental witnesses.

INTELLIGENCE BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1991 Intelligence Budget. Testimony was heard from departmental witnesses.

CHILD HEALTH: LESSONS FROM DEVELOPED NATIONS

Select Committee on Children, Youth, and Families: Held a hearing on "Child Health: Lessons From Developed Nations". Testimony was heard from public witnesses.

Joint Meeting

U.S. ECONOMIC ADJUSTMENT AFTER THE COLD WAR

Joint Economic Committee: Committee resumed hearings to examine U.S. economic adjustment after the cold war, focusing on the effects of reduced defense spending at the State and local level and conversion efforts by firms and industries, receiving testimony from Gregory Frisby, Frisby Airborne Hydraulics, and John Tepper Marlin, Council on Economic Priorities, both of New York, New York; and Richard Greenwood, International Association of Machinists and Aerospace Workers, Washington, DC.

Hearings were recessed subject to call.

♦♦♦♦♦♦♦♦♦♦♦♦

Wednesday, March 21, 1990

Senate

Chamber Action

Routine Proceedings, pages 4797–4942

Measures Introduced: Nine bills and one resolution were introduced as follows: S. 2309–2317, and S. Res. 265.

Page 4905

Measures Reported: Reports were made as follows:

S. 137, to amend the Federal Election Campaign Act of 1971 to provide for a voluntary system of spending limits and partial public financing of Senate general election campaigns, to limit contributions by multicandidate political committees, with amendments. (S. Rept. No. 101–253)

S. 29, to provide for a 2-year Federal budget cycle. (S. Rept. No. 101–254)

S. 1853, to award a Congressional Gold Medal to Laurance Spelman Rockefeller.

Page 4905

Measures Passed:

International Conference on Global Environment: Senate agreed to S. Res. 265, amending Senate Resolution 171, of the One Hundred First Congress (agreed to on August 4, 1989).

Page 4941

Clean Air Act Amendments, 1989: Senate resumed consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Page 4798

Adopted:

(1) By a unanimous vote of 98 yeas (Vote No. 36), Boschwitz/Boren Modified Amendment No. 1345 (to Amendment No. 1293), to require States to adopt a small stationary source technical and environmental compliance assistance program.

Pages 4799, 4844

(2) Chafee (for Dole) Amendment No. 1347 (to Amendment No. 1293), to require a determination of the impact of the Clean Air Act amendments on small communities.

Page 4801

(3) Baucus (for Kennedy) reproposed Amendment No. 1343, as modified, (to Amendment No. 1293), to authorize the Director of the National Institute of Environmental Health Sciences to conduct certain research in connection with air pollutants. (The amendment had previously been introduced, and withdrawn, on Tuesday, March 20).

Page 4802

(4) Symms Amendment No. 1349 (to Amendment No. 1293), to exclude methane emissions from livestock from the methane inventory required by the Clean Air Act amendments.

Page 4844

(5) Chafee (for Dole) Amendment No. 1350 (to Amendment No. 1293), to require facilities to review substitute processes in providing a cost-effective method of controlling risk in the release of hazardous substances.

Page 4845

(6) Simpson Amendment No. 1351 (to Amendment No. 1293), to authorize funding for acid deposition research.

Page 4846

(7) Simpson Amendment No. 1352 (to Amendment No. 1293), to provide for a study by the U.S. Fish and Wildlife Service relative to the effects of various buffering and neutralizing agents in restoring acid-damaged lakes.

Page 4847

(8) Simpson Amendment No. 1353 (to Amendment No. 1293), relating to an environmental impact statement on national forest fire policy.

Page 4847

(9) By 92 yeas to 7 nays (Vote No. 38), Adams Modified Amendment No. 1354 (to Amendment No. 1293), relating to visibility in national parks and wilderness areas.

Page 4849

Rejected:

(1) Kerry Amendment No. 1348 (to Amendment No. 1293), to require the Environmental Protection Agency to prepare a comprehensive Federal plan when a state has failed to submit an adequate state plan for attainment of an air quality standard by an area. (By 53 yeas to 46 nays (Vote No. 37), Senate tabled the amendment.)

Page 4803

(2) By 36 yeas to 59 nays (Vote No. 39), Helms Amendment No. 1355 (to Amendment No. 1293), urging the President to recognize and establish relations with the current democratic government of Lithuania.

Page 4865

Pending:

(1) Mitchell Amendment No. 1293, in the nature of a substitute.

Page 4799

(2) Baucus Amendment No. 1307 (to Amendment No. 1293), to grant Administrator authority to authorize limited production of halons after the year 2000 if necessary for aviation safety purposes.

Page 4799

(3) Wirth/Armstrong Amendment No. 1313 (to Amendment No. 1293), to establish guidelines for alternative work schedules for Federal agencies within nonattainment areas.

Page 4799

(4) Byrd Modified Amendment No. 1329 (to Amendment No. 1293), to provide benefits for terminated coal mine workers. (By unanimous-consent, the amendment was further modified.)

Pages 4799, 4801, 4849, 4875

Senate will continue consideration of the bill, and amendments proposed thereto, on Thursday, March 22.

Page 4941

Appointments:

Advisory Commission on Conferences in Ocean Shipping: The Chair, on behalf of the President pro tempore, upon the recommendations of the Majority and Minority Leaders, pursuant to Public Law 98–237, appointed the following Senators to the Advisory Commission on Conferences in Ocean Shipping: From the Committee on Commerce, Science, and Transportation: Senators Breaux and Packwood; and from the Committee on the Judiciary: Senators Metzenbaum and Thurmond.

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Presidential Messages: Senate received the following messages from the President of the United States:

(1) Transmitting the annual report of the National Science Foundation for fiscal year 1989, which was referred to the Committee on Labor and Human Resources. (PM–103)

Page 4904

(2) Transmitting the Twenty-third Annual Report of the United States-Japan Cooperative Medical Science Program for the period of July 1988 to July 1989, which was referred to the Committee on Labor and Human Resources. (PM–104)

Page 4904

Nominations Received: Senate received the following nominations:

James Henry Michel, of Virginia, to be a Member of the Board of Directors of the Inter-American Foundation of the remainder of the term expiring September 20, 1992.

Routine lists in the Air Force, Navy.

Page 4941

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

Ronald William Roskens, of Nebraska, to be Member of the Board of Directors of the Inter-American Foundation for the remainder of the term expiring September 20, 1992, which was sent to the Senate on January 25, 1990.

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Messages From the President: Page 4904
Communications: Page 4904
Statements on Introduced Bills: Page 4906
Additional Cosponsors: Page 4925
Amendments Submitted: Page 4927
Notices of Hearings: Page 4930
Authority for Committees: Page 4931
Additional Statements: Page 4931

Record Votes: Four record votes were taken today. (Total—39)

Pages 4801, 4843, 4863, 4874

Recess: Senate convened at 9:15 a.m., and recessed at 11:11 p.m., until 9 a.m., on Thursday, March 22, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 4941.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to strengthen and improve U.S. agricultural programs, receiving testimony from Vermont Governor Madeline Kunin, Montpelier; Jim Hightower, Texas Commissioner of Agriculture, Austin; Rev. John McRaith, Owensboro, Kentucky, representing the United States Catholic Conference; Leland Swensen, Denver, Colorado, representing the National Farmers Union; Eugene F. Paul, Delavan, Minnesota, representing the National Farmers Organization; Harvey J. Sanner, Des Arc, Arkansas, representing the American Agriculture Movement, Inc.; Dean Kleckner, Rudd, Iowa, representing the American Farm Bureau Federation; Helen Waller, Circle, Montana, representing the National Family Farm Coalition; Leroy Watson, The National Grange, John R. Block, National-American Wholesaler Grocer's Association, Wayne A. Boutwell, National Council of Farmers Cooperatives, Stuart B. Hardy, Chamber of Commerce of the United States, and William G. Lesher, Lesher and Russell, Inc., representing the Agricultural Policy Working Group, all of Washington, D.C.; Elaine Stuhr, Bradshaw, Nebraska, representing the Women Involved in Farm Economics; John McClung, United Fresh Fruit and Vegetable Association, Alexandria, Virginia; and Elmer Hillesland, Grand Forks Chamber of Commerce, Grand Forks, North Dakota.

Hearings were recessed subject to call.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture and Related Agencies held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from Wendy L. Gramm, Chairman, Commodity Futures Trading Commission; James S. Benson, Acting Commissioner, Food and Drug Administration, Department of Health and Human Services; Harold B. Steele, Chairman, and Marvin R. Duncan, Member, both of the Farm Credit Administration Board; and Eric P. Thor, President, Farm Credit System Assistance Board.

Subcommittee will meet again Friday, March 23.

APPROPRIATIONS—ENERGY

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1991 for the Office of Energy Research, Department of Energy, focusing on basic energy sciences, magnetic fusion, human genome, global warming, nuclear physics, high energy physics, superconducting super collider, and other science programs, receiving testimony from James F. Decker, Acting Director, Office of Energy Research, Department of Energy.

Subcommittee will meet again Tuesday, March 27.

APPROPRIATIONS—LABOR/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education resumed hearings on proposed budget estimates for fiscal year 1991 for the Departments of Labor, Health and Human Services, Education, and related agencies, receiving testimony from Senator Garn; and numerous public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—SECRET SERVICE/IRS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from John R. Simpson, Director, U.S. Secret Service, and Fred T. Goldberg, Jr., Commissioner, Internal Revenue Service, both of the Department of the Treasury.

Subcommittee will meet again Wednesday, March 28.

APPROPRIATIONS—VA/HUD

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from William A. Whiteside, Executive Director, George Knight, Deputy Executive Director, and Carol McCabe, General Counsel, all of the Neighborhood Reinvestment Corporation; William King, Chairman, Robert C. Gibson, Vice

Chairman, David A. Harris, President, and John G. Lloyd, Controller, all of the National Institutes of Building Sciences; and Samuel K. Lessey, Jr., Director, and G. Huntington Bannister, Controller, both of the Selective Service System.

Subcommittee will meet again tomorrow.

DOD PROCUREMENT

Committee on Armed Services: Subcommittee on Defense Industry and Technology held hearings to examine corrective actions the Department of Defense may take as a result of the findings of recent procurement fraud investigations, receiving testimony from John A. Betti, Under Secretary for Acquisition, Susan J. Crawford, Inspector General, Morris Silverstein, Assistant Inspector General for Criminal Investigations Policy and Oversight, and Steve Trodden, Assistant Inspector General for Auditing, all of the Department of Defense; John J. Welch, Jr., Assistant Secretary of the Air Force for Acquisition; Steven K. Conver, Assistant Secretary of the Army for Research, Development and Acquisition; and Chester Paul Beech, Jr., Director, Navy Procurement Task Force.

Hearings were recessed subject to call.

THIRD WORLD DEBT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy held oversight hearings to assess the implementation of the Administration's initiative to strengthen the international debt strategy, receiving testimony from David C. Mulford, Under Secretary of the Treasury for International Affairs; William R. Rhodes, Citicorp/Citibank, Rodney B. Wagner, Morgan Guaranty Trust Company of New York, and Peter McPherson, Bank of America, all of New York, New York; Abraham F. Lowenthal, University of Southern California, Los Angeles, on behalf of the Inter-American Dialogue; and Sidney Weintraub, University of Texas, Austin.

Hearings were recessed subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of James B. Edwards, of South Carolina, to be a Member of the Board of Directors of the Communications Satellite Corporation, after the nominee, who was introduced by Senator Hollings, testified and answered questions in his own behalf.

FCC SYNDICATED EXCLUSIVITY RULES

Committee on Commerce, Science, and Transportation: Subcommittee on Communications held hearings to assess the impact of the Federal Communications Commission's (FCC) syndicated exclusivity and network non-duplication rules as implemented, receiving testimony from William Johnson, Deputy Chief, Mass Media Bureau, Federal Communications Commission; Robert Thomson, TeleCommunications, Inc., Denver, Colorado; Stephen R. Effros, Community Antenna Television Association, Fairfax, Virginia; William F. Duhamel, Duhamel Broadcasting Enterprises, Rapid City, South Dakota; Travis Rockey, Cordillera Communication, Billings, Montana; Jeff Treeman, United Video, Inc., Tulsa, Oklahoma; and Gary Brandt, Scotts Bluff, Nebraska.

Hearings were recessed subject to call.

MAGLEV

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on S. 1898, to provide Federal Government guarantees of investments of State and local government pension funds in high-speed, intercity rail facilities and to establish a high-speed rail loan guarantee fund, and S. 2286, to authorize funds for the Federal Government to enter into cooperative research and development agreements with United States companies to address technical barriers impeding the development and construction of magnetic levitation transportation systems, after receiving testimony from Senator Reid; Gilbert E. Carmichael, Administrator, Federal Railroad Administration, Department of Transportation; Gordon T. Danby, Brookhaven National Laboratory, Upton, New York, representing the Super Mag Coalition; Gregory J. Yurek, American Superconductor Company, Watertown, Massachusetts, representing the Council on Superconductivity; William J. Boardman, Concord Associates, Washington, D.C., representing MAGLEV USA; Robert Pattison, Parsons, Brinckerhoff, Quade and Douglas, Herndon, Virginia, representing the High Speed Rail Association; Richard J. Gran, Grumman Corporation, Bethpage, New York; and Ervon Koenig, Bechtel, San Francisco, California.

SHORT-TERM TRADING

Committee on Finance: Committee held hearings to explore the effects of short-term trading on long-term investments, focusing on proposals to increase the tax cost of short-term trading and S. 1654, to impose a special income tax on the short-term gains realized by pension funds having over $1 million in assets, receiving testimony from Senator Kassebaum; Nicholas F. Brady, Secretary of the Treasury; Minnesota State Treasurer Michael A. McGrath, St. Paul, on behalf of the National Association of State Treasurers and the Council of Institutional Investors; Warren E. Buffett, Berkshire Hathaway, Inc., Omaha, Nebraska; Andrew C. Sigler, Champion International Corporation, Stamford, Connecticut; Lawrence H. Summers, Harvard University, Cambridge, Massachusetts; Myron S. Scholes, Stanford University, Palo Alto, California; and Robert Shultz, Financial Executives Institute, Atlanta, Georgia.

Hearings were recessed subject to call.

EASTERN EUROPE

Committee on Foreign Relations: Subcommittee on European Affairs held hearings to examine American business ini-

tiatives in Eastern Europe, receiving testimony from Senator Specter; Charles A. Vanik, Squire, Sanders and Dempsey, William Archey, Chamber of Commerce of the United States, Kempton B. Jenkins, Armco, Inc., representing the National Association of Manufacturers, and Martin Colman, American Foundation for Resistance International, all of Washington, D.C.

Subcommittee will meet again tomorrow.

FEDERAL PAY REFORM

Committee on Governmental Affairs: Committee held hearings on S. 2274, to establish a Federal pay system with locality-based adjustments, receiving testimony from Representative Green; Constance Berry Newman, Director, Office of Personnel Management; Richard L. Fogel, Assistant Comptroller General for General Government Programs, General Accounting Office; Martin L. Duggan, Advisory Committee on Federal Pay, and Madelyn Jennings, Gannett Company, Inc., both of Washington, D.C.; I. Dwight Greenspan, GTE Service Corporation, Stamford, Connecticut; and Donald A. Black, Rockwell International Corporation, El Segundo, California.

Hearings continue tomorrow.

IMPEACHMENT OF ARTICLE III JUDGES

Committee on the Judiciary: Subcommittee on the Constitution held hearings on S.J. Res. 232, S.J. Res. 233, and S.J. Res. 11, measures proposing amendments to the Constitution of the United States with respect to the impeachment of Article III Judges, receiving testimony from Senators Heflin, Thurmond, Specter, and Lieberman; John O. McGinnis, Deputy Assistant Attorney General, Office of Legislative Counsel, Department of Justice; Walter K. Stapleton, U.S. Circuit Judge for the Third Circuit, Wilmington, Delaware, on behalf of the Committee on Codes of Conduct of the Judicial Conference of the United States; Jack E. Frankel, Commission on Judicial Performance, San Francisco, California; and Ronald D. Rotunda, University of Illinois College of Law, Champaign.

Hearings were recessed subject to call.

NATIONAL BONE MARROW REGISTRY

Committee on Labor and Human Resources: Committee concluded hearings on proposed legislation authorizing funds for the National Bone Marrow Registry of the National Institutes of Health, Department of Health and Human Services, after receiving testimony from Senator Gore; Representatives Fazio and Bill Young; Claude J.M. L'Enfant, Director, National Heart, Lung, and Blood Institute, National Institutes of Health, Department of Health and Human Services; Joan Keller, American Bone Marrow Donor Registry, Mandeville, Louisiana; Robert Graves, National Marrow Donor Program, St. Paul, Minnesota; Sandy Mortensen, Fairfax, Virginia; Kathy Barrett, Woodbridge, Virginia; and Alvin Atlas, Bethesda, Maryland.

GROUNDWATER PROTECTION

Committee on Small Business: Committee concluded hearings to examine certain problems that confront small businesses in trying to comply with the Environmental Protection Agency's regulations on underground storage tanks, after receiving testimony from Ronald Brand, Director, Office of Underground Storage Tanks, Office of Solid Waste and Emergency Response, Environmental Protection Agency; Sally B. Narey, General Counsel, Small Business Administration; Peter F. Guerrero, Associate Director, Environmental Protection Issues, Resources, Community, and Economic Development Division, General Accounting Office; Duane Hitz, E.W. Blanch Company, Minneapolis, Minnesota; Mike Coulson, Coulson Oil Company, North Little Rock, Arkansas; Phil Troutwine, C&B Warehouse Distributing, Inc., Virginia, Minnesota, representing the Petroleum Marketers Association of America; and F.C. Roberts, Jr., Acme Petroleum and Fuel Company, Inc., Gastonia, North Carolina, representing the Society of Independent Gasoline Marketers of America and the National Association of Convenience Stores.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 4328–4355; 1 private bill, H.R. 4356; and 4 resolutions, H.J. Res. 526 and 527, H. Con. Res. 291, and H. Res. 361 were introduced.

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Report Filed: One report was filed as follows: H.R. 4014, to amend Public Law 101–86 for purposes of carrying out the 1990 decennial census of population (H. Rept. 101–426).

Page 4787

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Gephardt as Speaker pro tempore for today.

Page 4738

Journal: By a yea-and-nay vote of 282 yeas to 124 nays, Roll No. 35, the House approved the Journal of Tuesday, March 20.

Page 4738

Eisenhower's Birthday: House passed and cleared for the President S.J. Res. 237, providing for the commemoration of the 100th anniversary of the birth of Dwight David Eisenhower.

Page 4745

Committee Funding: By a yea-and-nay vote of 349 yeas to 71 nays, Roll No. 36, the House agreed to H. Res. 346, providing amounts from the contingent fund of the House for the expenses of investigations and studies for

standing and select committees of the House in the second session of the One Hundred First Congress.

Page 4748

Agreed to the committee amendment in the nature of a substitute.

Page 4748

Presidential Messages: Read the following messages from the President:

United States-Japan Cooperative Medical Science: Message wherein he transmits the 23d annual report of the United States-Japan Cooperative Medical Science Program for the period of July 1988 to July 1989—referred to the Committee on Energy and Commerce; and

Page 4759

National Science Foundation: Message wherein he transmits the annual report of the National Science Foundation for fiscal year 1989—referred to the Committee on Energy and Commerce.

Page 4759

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 4738 and 4758. There were no quorum calls.

Adjournment: Met at 2 p.m. and adjourned at 7:29 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry began consideration of the 1990 Farm bill.

Will continue tomorrow.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on Department of Justice: Immigration and Naturalization Service; and the Office of the Inspector General; and on the SBA; Commission on Agricultural Workers; and the Commission for Preservation of America's Heritage Abroad. Testimony was heard from the following officials of the Department of Justice: Gene McNary, Commissioner, Immigration and Naturalization Service; and Anthony C. Moscato, Acting Inspector General; Susan S. Engeleiter, Administrator, SBA; Henry Vauss, Chairman, Commission on Agricultural Workers; and Paul Freedenberg, Chairman, Commission for Preservation of America's Heritage Abroad.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on the NRC. Testimony was heard from the following officials of the NRC: Kenneth M. Carr, Chairman; Kenneth C. Rogers, James R. Curtiss and Forrest J. Remick, all Commissioners.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on Strengthening U.S. Economic Opportunities. Testimony was heard from Eugene K. Lawson, First Vice President and Vice Chairman, Export-Import Bank; the following officials of the U.S. International Development Cooperation Agency: Priscilla Rabb-Ayers, Director, Trade and Development Program; James D. Berg, Executive Vice President, Overseas Private Investment Corporation; and Reginald J. Brown, Assistant Administrator, Program Policy Coordination, AID.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Office of Surface Mining. Testimony was heard from Harry Schneider, Director, Office of Surface Mining Reclamation and Enforcement, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Alcohol, Drug Abuse and Mental Health Administration (including St. Elizabeth's Hospital). Testimony was heard from Dr. Frederick K. Goodwin, Administrator, Alcohol, Drug Abuse, and Mental Health Administration, Department of Health and Human Services.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Guard and Reserve Military Construction. Testimony was heard from the following officials of the Department of Defense: John B. Rosamond, Deputy Assistant Secretary (Materiel and Facilities), Office of the Assistant Secretary (Reserve Affairs); Brig. Gen. William A. Navas, Jr., USA, Deputy Director, Army National Guard; Brig. Gen. Roger C. Bultman, USA, Deputy Chief, Army Reserve; Rear Adm. Wallace N. Guthrie, USN, Deputy Director, Naval Reserve; Brig. Gen. Wayne T. Adams, USMC, Director, Facilities and Services Division, U.S. Marine Corps; Brig. Gen. John J. Closner III, USAF, Deputy Chief, Air Force Reserve; and Brig. Gen. Donald W. Shepperd, USAF, Deputy Director, Air National Guard.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Rural Electrification, Office of the General Counsel and on Office of Public Affairs. Testimony was heard from the following officials of the USDA: Roland R. Vautour, Under Secretary, Small Community and Rural

Development; Gary C. Byrne, Administrator, Rural Electrification Administration; Alan Charles Raul, General Counsel; and Paul E. Kindinger, Director, Office of Public Affairs.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Federal Railroad Administration. Testimony was heard from Gil Carmichael, Administrator, Federal Railroad Administration, Department of Transportation.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on White House Office, Office of Administration, Compensation of the President, Official Residence of the Vice President, Special Assistance to the President, and on Unanticipated Needs. Testimony was heard from Paul W. Bateman, Deputy Assistant to the President for Management and Director, Office of Administration; Hector F. Irastorza, Jr., Special Assistant to the President and Deputy Director, Office of Administration; Ron R. Rasmussen, Director, Financial Management Division; and Gregory D. Cummings, Budget Officer.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD-Independent Agencies concluded hearings on NASA. Testimony was heard from Richard H. Truly, Administrator, NASA.

TECHNOLOGY STOCKPILE FOR FUTURE DEVELOPMENT

Committee on Armed Services: Defense Policy Panel held a hearing on the issue of a technology stockpile for future development programs and the right defense industrial base. Testimony was heard from public witnesses.

DOD OVERSEAS ACTIVITIES

Committee on Armed Services: Environmental Restoration Panel held a hearing on issues affecting Department of Defense overseas activities. Testimony was heard from David J. Berteau, Principal Deputy Assistant Secretary, Production and Logistics, Department of Defense.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on the civil defense portion of the fiscal year 1991 National Defense authorization request. Testimony was heard from Craig Alderman, Jr., Deputy Under Secretary, Security Policy, Department of Defense; Grant C. Peterson, Associate Director, State and Local Programs and Support, Federal Emergency Management Agency; and public witnesses.

Hearings continue March 23.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the seapower-related procurement portion of the fiscal year 1991 National Defense authorization request, with emphasis on overhaul and modernization and the budget request for other procurement and weapons procurement. Testimony was heard from the following officials of the Department of the Navy: Rear Admiral James R. Lang, USN, Director, Ship Maintenance and Modernization Division; Rear Admiral Dean H. Hines, USN, Deputy Commander, Industrial and Facility Management; Rear Admiral Theodore C. Lockhart, USN, Director, Surface Combat Systems Division; and Rear Admiral Richard D. Milligan, Director, Budget and Reports; and Everett Pyatt, former Assistant Secretary of the Navy.

INTERNATIONAL TRENDS IN THE FINANCIAL SERVICES INDUSTRY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance, Task Force on International Competitiveness held a hearing on the international trends in the financial services industry. Testimony was heard from Robert L. Clarke, Comptroller of the Currency, Department of the Treasury.

Hearings continue tomorrow.

HOUSING NEEDS FOR PERSONS WITH AIDS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on housing needs for persons with Acquired Immune Deficiency Syndrome (AIDS). Testimony was heard from Representative Dannemeyer; and public witnesses.

NATIONAL ENDOWMENT FOR THE ARTS—FOSTER CREATIVITY

Committee on Education and Labor: Subcommittee on Postsecondary Education held a hearing to examine if the National Endowment for the Arts is fulfilling its mandate to foster creativity. Testimony was heard from John Frohnmayer, Chairman, National Endowment for the Arts; and public witnesses.

CLEAN AIR ACT AMENDMENTS

Committee on Energy and Commerce: Continued markup of H.R. 3030, Clean Air Act Amendments of 1989.

Will continue tomorrow.

U.S. ARMS CONTROL POLICY

Committee on Foreign Affairs: Subcommittee on Arms Control, International Security and Science and the Subcommittee on Europe and the Middle East held a joint hearing on the U.S. Arms Control Policy: Conventional Issues. Testimony was heard from public witnesses.

HUMAN RIGHTS ABUSES AGAINST WOMEN

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on Human Rights Abuses Against Women. Testimony was heard from Representative Schroeder; and public witnesses.

FOOD FOR PEACE PROGRAM

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade and the Subcommittee on Department Operations, Research and Foreign Agriculture of the Committee on Agriculture held a joint hearing to review Public Law 480, the Food for Peace Program. Testimony was heard from Representative Hall of Ohio; Allan Mendelowitz, Director, International Trade, Energy and International Finance, GAO; and public witnesses.

TRADE AND AID FOR EASTERN EUROPE

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on Trade and AID for Eastern Europe (SEED II). Testimony was heard from Representative Gephardt; and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Procurement and Printing met to consider pending business.

INDIAN ALCOHOL AND SUBSTANCES ABUSE PREVENTION AND TREATMENT ACT

Committee on Interior and Insular Affairs: Ordered reported S. 1813, to ensure that funds provided under section 4213 of the Indian Alcohol and Substances Abuse Prevention and Treatment Act of 1986 may be used to acquire land for emergency shelters, and other pending business.

RESTRICTED WEAPONS ACT

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action amended H.R. 4225, Restricted Weapons Act of 1990.

CORRECTIONAL OPTIONS INCENTIVES AMENDMENTS ACT

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 4258, Correctional Options Incentives Amendments Act. Testimony was heard from the following officials of the Department of Justice: J. Michael Quinlan, Director, Bureau of Prisons; and Clifford J. White III, Deputy Assistant Attorney General, Office of Justice Programs; Helen G. Corrothers, Commissioner, U.S. Sentencing Commission; and public witnesses.

Hearings continue on March 29.

FAMILY UNITY AND EMPLOYMENT OPPORTUNITY IMMIGRATION ACT

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law began markup of H.R. 4300, Family Unity and Employment Opportunity Immigration Act of 1990.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine approved for full Committee action amended the following bills: H.R. 4009, to authorize appropriations for fiscal year 1991 for the Federal Maritime Commission; H.R. 4205, to authorize appropriations for fiscal year 1991 for the Maritime Administration; H.R. 4276, to authorize coastwise documentation for the vessel *HMS Bounty.*

NATIONAL TRANSPORTATION SAFETY BOARD REAUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on the reauthorization of the National Transportation Safety Board. Testimony was heard from James L. Kolstad, Chairman, National Transportation Safety Board; and a public witness.

FEDERAL WATER POLLUTION CONTROL ACT REAUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on the reauthorization of the Federal Water Pollution Control Act. Testimony was heard from Representatives Panetta, Dicks, Bliley and Lowey of New York; LaJauna Wilcher, Assistant Administrator, Water, EPA; and public witnesses.

Hearings continue tomorrow.

BUDGET PROCESS REFORM ACT

Committee on Rules: Subcommittee on Legislative Process continued hearings on H.R. 3929, Budget Process Reform Act of 1990. Testimony was heard from Louis Fisher, Senior Specialist, Congressional Research Service, Library of Congress; Henry Aaron, Senior Fellow, The Brookings Institution; and Rudolph Penner, Senior Fellow, Urban Institute.

AMERICAN TECHNOLOGY PREEMINENCE ACT

Committee on Science, Space, and Technology: Ordered reported amended H.R. 4329, American Technology Preeminence Act of 1990.

RENEWABLE ENERGY AND FUEL CELL SYSTEMS INTEGRATION ACT

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development held a hearing on S. 633, Renewable Energy and Fuel Cell Systems Integration Act of 1989. Testimony was heard from Robert L. San Martin, Deputy Assistant Secretary, Renewable Energy, Department of Energy; and public witnesses.

NATIONAL ENVIRONMENTAL RESEARCH INSTITUTE

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environ-

ment held a hearing on the National Environmental Research Institute. Testimony was heard from Senator Bradley; Representative Saxton; Erich Bretthauer, Assistant Administrator, Office of Research and Development, EPA; Ned Ostenso, Acting Chief Scientist, NOAA, Department of Commerce; Michael R. Deland, Chairman, Council on Environmental Quality; and public witnesses.

CUSTOMS AND TRADE AGENCIES AUTHORIZATION

Committee on Ways and Means: Ordered reported H.R. 4328, to authorize appropriations for fiscal years 1991 and 1992 for Customs and Trade Agencies.

Joint Meeting

INDIAN FUNDS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1096, to provide for the use and distribution of funds awarded to the Seminole Indians.

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Thursday, March 22, 1990

Senate

Chamber Action

Routine Proceedings, pages 5034–5211

Measures Introduced: Fourteen bills and three resolutions were introduced as follows: S. 2318–2331, S.J. Res. 276, and S. Con. Res. 107 and 108.

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Measures Reported: Reports were made as follows:

H.R. 1594, to extend nondiscriminatory teratment to the products of the People's Republic of Hungary for five years, with an amendment in the nature of a substitute. (S. Rept. No. 101–252)

S. 393, entitled the "Camp W.G. Williams Land Exchange Act of 1989", with an amendment in the nature of a substitute. (S. Rept. No. 101–255)

S. 1230, to authorize the acquisition of additional lands containing Indian burial grounds for inclusion in the Knife River Indian Villages National Historic Site, North Dakota, and to provide additional development funding for the historic site visitor center, with amendments. (S. Rept. No. 101–256)

S. 1859, to restructure repayment terms and conditions for loans by the Secretary of the Interior to the Wolf Trap Foundation for the Performing Arts for the reconstruction of the Filene Center in Wolf Trap Farm Park in Fairfax County, Virginia. (S. Rept. No. 101–257)

H.R. 3341, to amend the Sherman Act to increase the fines that may be imposed for a violation of such Act.

Page 5129

Measures Passed:

Lithuanian Independence: By a unanimous vote of 93 yeas (Vote No. 42), Senate agreed to S. Con. Res. 108, concerning the right of self-determination of the Lithuanian people.

Page 5110

Jerusalem/Peace Process: Committee on Foreign Relations was discharged from further consideration of S. Con. Res. 106, expressing the sense of the Congress concerning Jerusalem and the peace process.

Page 5207

Hurricane Hugo Forest Damage Relief: Senate passed S. 2306, to provide relief for natural forests damaged by Hurricane Hugo.

Page 5209

Clean Air Act Amendments, 1989: Senate resumed consideration of S. 1630 to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 5044, 5116

Adopted:

(1) Chafee (for Lott) Amendment No. 1356 (to Amendment No. 1293), to establish cost-effective methods of achieving nitrogen oxide reduction.

Page 5045

(2) Simon Amendment No. 1358 (to Amendment No. 1293), to require the Environment Protection Agency to conduct a one-year study of the feasibility and effectiveness of requiring certain cities to use fuel that contains at least 3.1 percent oxygen by weight.

Page 5054

(3) Baucus (for Cranston) Amendment No. 1359 (to Amendment No. 1293), to establish an economic incentive program to induce the development or improvement of anticipated technologies.

Page 5055

(4) Baucus (for Bentsen) Amendment No. 1360 (to Amendment No. 1293), to strike certain fee and tax provisions.

Page 5056

(5) Baucus (for Burdick) Amendment No. 1361 (to Amendment No. 1293), to allow the current level of emissions in lignite-fired power plants in States where all areas are in attainment for all pollutants.

Page 5057

(6) Levin Amendment No. 1362 (to Amendment No. 1293), to require the Administrator of the Environmental Protection Agency to correct factual errors in data from which Phase II units' baselines or actual 1985 emission rates have been calculated.

Page 5057

(7) McClure Amendment No. 1363 (to Amendment No. 1293), relating to credit under title I for emission reductions associated with controls. Page 5058

(8) DeConcini Amendment No. 1364 (to Amendment No. 1293), to provide for a program to monitor and improve air quality in regions along the border between the United States and the United States and Mexico. Page 5061

(9) Bond Amendment No. 1365 (to Amendment No. 1293), to exempt certain small municipal utility systems from scheduled emission rate reductions. (The amendment was subsequently modified.) Pages 5069, 5101

(10) McClure/Johnston Amendment No. 1366 (to Amendment No. 1293), to make technical corrections. Page 5070

(11) Coats Amendment No. 1367 (to Amendment No. 1293), of a technical nature. Page 5096

(12) Coats Amendment No. 1368 (to Amendment No. 1293), relating to emission standards for gasoline and diesel-fueled trucks and buses. Page 5097

(13) Wirth Amendment No. 1369 (to Amendment No. 1293), to assist independent power producers in complying with certain acid rain provisions that would apply to their plants. Page 5098

(14) Simpson Amendment No. 1370 (to Amendment No. 1293), relating to the increase in fugitive dust emissions resulting from surface coal mines. Page 5100

(15) Domenici Amendment No. 1371 (to Amendment No. 1293), to allow flexibility to States in reducing the period specified for oxygenation to maintain attainment requirements due to meteorological conditions. Page 5101

Rejected:

(1) Gorton Amendment No. 1321 (to Amendment No. 1293), to express the sense of the Senate calling for the imposition of fees on imports manufactured from processes that do not meet pollution standards of the Act. (By 52 yeas to 47 nays (Vote No. 40), Senate tabled the amendment.) Page 5070

(2) Symms Amendment No. 1372 (to Amendment No. 1293), to require the Environmental Protection Agency to consider alternative tailpipe standards if projections show that standards in the bill would result in an increase in U.S. dependence on platinum-group metals from South Africa by more than 150 percent at 1990 levels. (By 91 yeas to 5 nays (Vote No. 41), Senate tabled the amendment.) Page 5102

Withdrawn:

(1) Exon Amendment No. 1357 (to Amendment No. 1293), to postpone for 1 year the prohibition of the use of leaded gasoline. Page 5046

Pending:

(1) Mitchell Amendment No. 1293, in the nature of a substitute. Page 5044

(2) Baucus Amendment No. 1307 (to Amendment No. 1293), to grant Administrator authority to authorize limited production of halons after the year 2000 if necessary for aviation safety purposes. Page 5044

(3) Wirth/Armstrong Amendment No. 1313 (to Amendment No. 1293), to establish guidelines for alternative work schedules for Federal agencies within nonattainment areas. Page 5044

(4) Byrd Modified Amendment No. 1329 (to Amendment No. 1293), to provide benefits for terminated coal mine workers. Pages 5045, 5048, 5059

Senate will continue consideration of the bill, and amendments proposed thereto, on Monday, March 26. Page 5211

Presidential Messages:

Senate received the following message from the President of the United States:

(1) Transmitting the proposed "National Tree Trust Act of 1990," which was referred to the Committee on Agriculture, Nutrition, and Forestry. (PM–105) Page 5127

Nominations Received: Senate received the following nominations:

Stanley F. Birch, Jr., of Georgia, to be United States Circuit Judge for the Eleventh Circuit.

Timothy Ryan, of Virginia, to be Director of the Office of Thrift Supervision for a term of five years. Page 5211

Messages From the President: Page 5127

Messages From the House: Page 5128

Measures Referred: Page 5128

Communications: Page 5128

Statements on Introduced Bills: Page 5129

Additional Cosponsors: Page 5190

Amendments Submitted: Page 5193

Notices of Hearings: Page 5196

Authority for Committees: Page 5197

Additional Statements: Page 5197

Record Votes: Three record votes were taken today. (Total—42) Pages 5095, 5105, 5115

Recess: Senate convened at 9 a.m., and recessed at 11:29 p.m., until 12 noon, on Monday, March 26, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 5211.)

Committee Meetings

ORGANIC FOODS PRODUCTION

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation held hearings on S. 2108, to promote the production of organically produced foods through the establishment of a national standard production for organically produced products and providing for the labeling of such products, receiving testimony from Senator Cranston; Roger Blobaum, Center for Science in the Public Interest, and Allen Rosenfeld, Public Voice for Food and Health Policy, both of Washington, DC; Faye Jones, Menomonie, Wisconsin, on behalf of the Organic Farmers Association Council; Mark Retzloff, Boulder, Colorado, on behalf of the Organic Food Alliance; James Wiers, Willard, Ohio, on behalf of the United Fresh Fruit and Vegetable Association; and Harold Alston, Stop and Shop Corporation, Boston, Massachusetts, on behalf of the Food Marketing Institute and the Produce Marketing Association.

Hearings were recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1991 for defense management, receiving testimony from John A. Betti, Under Secretary of Defense for Acquisition.

Subcommittee will meet again Tuesday, March 27.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1991 for foreign assistance programs, focusing on international financial institutions, receiving testimony from Nicholas F. Brady, Secretary of the Treasury.

Subcommittee will meet again Tuesday, April 3.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Departments of Labor, Health and Human Services, and Education, and related agencies, receiving testimony from numerous public witnesses.

Subcommittee will meet again Tuesday, March 27.

APPROPRIATIONS—GENERAL GOVERNMENT

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991, receiving testimony from Maj. Gen. A.J. Adams, Secretary, American Battle Monuments Commission; Roger W. Jepson, Chairman, National Credit Union Administration; Steven Dola, Deputy for Management and Budget (Army cemetarial expenses), Department of the Army; and Melanie Dorsey, Chief Clerk, Court of Veterans' Appeals.

Subcommittee will meet again Tuesday, March 27.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Readiness, Sustainability and Support resumed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, receiving testimony from Gen. William G.T. Tuttle, Jr., USA, Commander, Army Materiel Command; Vice Adm. Stanley R. Arthur, USN, Deputy Chief of Naval Operations (Logistics), and Rear Adm. Edward M. Straw, USN, Director of Materiel Division, both of the Office of the Chief of Naval Operations; Gen. Charles C. McDonald, USAF, Commander, Air Force Logistics Command; and Lt. Gen. Charles McCausland, USA, Director, Defense Logistics Agency.

Subcommittee will meet again Monday, March 26.

AUTHORIZATION—DEFENSE PRODUCTION ACT

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on proposals authorizing funds for the Defense Production Act of 1950, including S. 1379, proposed Defense Production Act Amendments of 1989, after receiving testimony from Alan Shaw, International Security and Commerce Program, Project Director, Defense Technology Base Assessment Project, Office of Technology Assessment; William F. Paul, United Technologies Corporation, Washington, DC, representing the Aerospace Industries Association; James L. Koontz, Kingsbury Machine Tool Corporation, Keene, New Hampshire, representing the National Center for Manufacturing Sciences; and David Dudon, Mutual Tool and Die, Inc., Dayton, Ohio, representing the National Tooling and Machining Association.

DEFICIT REDUCTION

Committee on Finance: Committee held hearings on the President's proposed budget request for fiscal year 1991, focusing on deficit reduction and spending initiatives, receiving testimony from Philip R. Lee, University of California, San Francisco, on behalf of the Physician Payment Review Commission; Bruce C. Vladeck, Prospective Payment Assessment Commission, New York, New York; Carol M. McCarthy, American Hospital Association, Chicago, Illinois; Robert T. Van Hook, National Rural Health Association, Kansas City, Missouri; Janice M. Gruendel, Connecticut Department of Children and Youth Services, Hartford, on behalf of the American Public Welfare Association; John J. Ring, American Medical Association, Mundelein, Illinois; Paul A. Ebert, American

College of Surgeons, Chicago, Illinois; Joseph C. Czarsty, American Academy of Family Physicians, Oakville, Connecticut; Leonard Lichtenfeld, Maryland Society of Internal Medicine, Baltimore, on behalf of the American Society of Internal Medicine; and Jeremy M. Jones, Homedco, Inc., Orange, California, on behalf of the Health Industry Distributors Association and the National Association of Medical Equipment Suppliers.

Hearings were recessed subject to call.

EASTERN EUROPE

Committee on Foreign Relations: Subcommittee on European Affairs held hearings to examine Democratic institution-building in Eastern Europe, receiving testimony from Paul D. Coverdell, Director, Peace Corps; Sargent Shriver, former Director, Peace Corps; Lane Kirkland, AFL-CIO, and Carl Gershman, National Endowment for Democracy, both of Washington, DC; and Merek Rusczynski, Confederacy of Independent Poland, New York, New York.

Hearings were recessed subject to call.

EUROPEAN BANK FOR RECONSTRUCTION AND DEVELOPMENT

Committee on Foreign Relations: Subcommittee on International Economic Policy, Trade, Oceans and Environment concluded hearings on U.S. participation in the European Bank for Reconstruction and Development, after receiving testimony from David C. Mulford, Under Secretary of the Treasury for International Affairs; Michael Mandelbaum, Council on Foreign Relations, New York, New York; and Ed Hewett, Brookings Institution, and Paul C. Roberts III, Center for Strategic and International Studies, both of Washington, DC.

FEDERAL PAY REFORM

Committee on Governmental Affairs: Committee continued hearings on S. 2274, to establish a Federal pay system with locality-based adjustments, receiving testimony from John N. Sturdivant, American Federation of Government Employees (AFL–CIO), James Peirce, National Federation of Federal Employees, Robert M. Tobias, National Treasury Employees Union, Michael E. Minahan, Federal Managers Association, Helene A. Benson, Professional Managers Association, and Dorothy I. Spinks, Federally Employed Women, all of Washington, DC.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items: The nomination of Robert W. Sweet, Jr., of Virginia, to be Administrator of the Office of Juvenile Justice and Delinquency Prevention, Department of Justice;

S. 1683, for the relief of Paula Grzyb;

S. 1814, for the relief of Wilson Johan Sherrouse;

H.R. 756, for the relief of Shelton Anthony Smith;

H.R. 3045, to clarify that States, instrumentalities of States, and officers and employees of States acting in their official capacity, are subject to suit in Federal court by any person for infringement of copyright and infringement of exclusive rights in mask works, and that all the remedies can be obtained in a suit against a private person or against other public entities;

S. 1271, to change the fee schedule of the Copyright Office, and to make certain technical amendments;

H.R. 1622, to change the fee schedule of the Copyright Office, and to make certain technical amendments;

S. 1272, to reduce the number of Commissioners on the Copyright Royalty Tribunal, and to provide for lapsed terms of such Commissioners;

H.R. 3046, to reduce the number of commissioners on the Copyright Royalty Tribunal, to change the salary classification rates for members of the Copyright Tribunal and the United States Parole Commission and for the Deputy and Assistant Commissioners of Patents and Trademarks;

S. 459, to provide for the use of inventions in outer space, with an amendment in the nature of a substitute;

S. 396, to provide protection for the operation of interest rate and currency swap agreements when one of the parties files for bankruptcy relief, with an amendment in the nature of a substitute;

H.R. 3341, to increase the fines that may be imposed for antitrust violations of the Sherman Act;

S. 994, to revise prohibitions on interlocking directorates, with an amendment in the nature of a substitute;

S. 995, to increase the penalties for civil and criminal violations, extend the waiting periods for cash tender acquisitions, establish filing fees for premerger notifications, and modify the standards for the filing of such notifications, with an amendment in the nature of a substitute;

S. 996, to allow the United States to recover treble damages under the antitrust laws;

S. 185, to punish as a Federal criminal offense the crimes of international parental child abduction, with amendments; and

S. 497, to provide that any State or State instrumentality is liable for infringement of copyright and infringement of exclusive rights in mask works to the same extent as any non-governmental entity, with an amendment in the nature of a substitute.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Norman H. Stahl, to be U.S. District Judge for the District of New Hampshire, Daniel B. Sparr, to be U.S. District Judge for the District of Colorado, John S. Martin, Jr., to be U.S. District Judge for the Southern District of New York, and Alan D. Lourie, of Pennsylvania, to be U.S. Circuit Judge for the Federal Circuit, after the nominees testified and answered questions in their own behalf. Mr. Stahl was introduced by

Senators Dole and Rudman, Mr. Sparr was introduced by Senators Armstrong and Wirth, Mr. Martin was introduced by Senator Moynihan, and Mr. Lourie was introduced by Senators Heinz and Specter. Testimony was also received on the nomination of Mr. Stahl from John Broderick, Manchester, New Hampshire, and Steven J. McAuliffe, Concord, New Hampshire, both on behalf of the New Hampshire Bar Association.

INDIAN HEALTH FACILITIES

Select Committee on Indian Affairs: Committee concluded oversight hearings to examine issues related to the delivery and maintenance of comprehensive, high quality health care to Indian and non-Indian people in rural America, after receiving testimony from Everett R. Rhoades, Director, Indian Health Service, and Jeff Human, Director, Office of Rural Health, both of the Department of Health and Human Services; Bernard Bouschor, Sault Ste. Marie Tribe of Chippewa Indians, Sault Ste. Marie, Michigan; Lorraine E. White, Quechan Indian Tribe, Yuma, Arizona; James Paiva, Shoshone Paiute Indian Tribe, Owyhee, Nevada; Pat Racette and Charles Loonsfoot, both of the Keweenaw Bay Indian Community, Baraga, Michigan; Jasper Hostler, Jr., Hoopa Valley Tribe of California, Hoopa; Alan Pinkham, Nez Perce Tribe of Idaho, Lapwai; Donovan Archambault, Fort Belknap Community Council, Harlem, Montana; Myron Ellis, Leech Lake Reservation Business Committee, Cass Lake, Minnesota; Russell Hawkins, Sisseton-Wahpeton Sioux Tribe, Sisseton, South Dakota; and Stephen Cournoyer, Yankton Sioux Tribe, Marty, South Dakota.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 4357–4375; 3 private bills, H.R. 4376–4378; and 6 resolutions, H.J. Res. 528–530, H. Con. Res. 292, and H. Res. 362–363 were introduced.

Page 5031

Reports Filed: Reports were filed as follows:

H.R. 4328, to authorize appropriations for fiscal years 1991 and 1991 for the customs and trade agencies (H. Rept. 101–427);

H.R. 3847, to establish a Department of Environmental Protection, amended (H. Rept. 101–428); and

H. Res. 364, providing for the consideration of H.R. 3847, to establish a Department of Environmental Protection (H. Rept. 101–429).

Page 5031

Congressional Award Board: The Speaker appointed the following individuals to the Congressional Award Board on the part of the House: Representative Payne of New Jersey; and from private life, Mr. Thomas Hale Boggs, Jr., of Washington, D.C.; and

Page 4987

The Minority Leader appointed Representative Lewis of Florida; and from private life, Ms. Candice Shy Hooper of Alexandria, Virginia, and Mr. Glen D. Gaddy of Baltimore, Maryland.

Page 4987

Commerce-Justice-State Corrections: Objection was heard to a unanimous-consent request to consider H.J. Res. 471, to make technical changes and correct enrollment errors in the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1990, and to make technical changes in the Foreign Relations Authorization Act, fiscal year 1990 and 1991.

Page 4994

Privilege of the House—Flag Law Review: House agreed to H. Res. 362, directing the General Counsel to the Clerk of the House to withdraw the Brief for the Speaker and Leadership Group of the U.S. House of Representatives in Support of Jurisdictional Statements pending a full and proper review by the Bipartisan Legal Advisory Group (agreed to by a yea-and-nay vote of 309 yeas to 101 nays, Roll No. 39).

Page 4996

Rejected the Gephardt motion to refer the resolution to the Committee on the Judiciary (rejected by a yea-and-nay vote of 176 yeas to 233 nays, Roll No. 38).

Page 5005

Earlier, rejected the Michel motion to order the previous question on the resolution (rejected by a yea-and-nay vote of 203 yeas to 204 nays, Roll No. 37, after being agreed to by a division vote of 21 ayes to 10 noes).

Page 4997

Rural Economic Development: By a yea-and-nay vote of 360 yeas to 45 nays, Roll No. 40, House passed H.R. 3581, entitled "The Rural Economic Development Act of 1989".

Page 5008

Agreed to the committee amendment in the nature of a substitute.

Page 5008

Agreed To:

The de la Garza amendment that provides the USDA with more restricted authority to transfer funds from a State's allocation from one rural development program to another other than the water and sewer grant program and limits the amount transferred to another program to $90 million per fiscal year;

Page 5011

The de la Garza technical amendments;

Page 5012

The Duncan amendment that requires the USDA to create a plan to increase its use of private contracts for procurement of products and services to promote local job

creation and private sector investment in rural communities;

Page 5013

The Wise amendment that creates new programs within the RDA to improve educational opportunities and telecommunication services in rural areas; and

Page 5013

The Coleman of Missouri amendment that allows the Governor of a State to appoint to the Rural Economic Development Review Panel an individual from a statewide rural development organization or a statewide association of publicly-owned electric utilities.

Page 5017

The Tallon amendment was offered but subsequently withdrawn that sought to require annual reports to be submitted by States to USDA dealing with the amount of State funds expended to assist rural development projects which qualify for Federal assistance.

Page 5012

The Clerk was authorized to correct the table of contents, section numbers, punctuation, citations, and cross references and to make such other technical and conforming changes in the engrossment of the bill.

Page 5019

Late Reports: Committee on Rules received permission to have until midnight tonight to file a certain privileged report; and

Page 5018

Committee on the District of Columbia received permission to have until 4:00 p.m. Friday, March 23, to file a report on H.R. 1463, to amend the National Capital Transportation Act of 1969 relating to the Washington Metrorail System.

Page 5019

Presidential Message—America the Beautiful: Read a message from the President wherein he transmits proposed legislation entitled the "National Tree Trust Act of 1990"—referred to the Committee on Agriculture and ordered printed (H. Doc. No. 101–162).

Page 5019

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 5030

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 4997, 5005, and 5018. There were no quorum calls.

Adjournment: Met at 11:00 a.m. and adjourned at 4:29 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations, and Nutrition approved for full Committee action the Nutrition title of the 1990 Farm bill.

FARM BILL

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry continued consideration of the 1990 Farm bill.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Office of Justice Programs. Testimony was heard from Clifford White, Deputy Assistant Attorney General, Department of Justice.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Navy Research, Development, Test and Evaluation and on Drug Interdiction. Testimony was heard from the following officials of the Department of Defense: Gerald A. Cann, Assistant Secretary of the Navy (Research, Development and Acquisition); and Stephen M. Duncan, Assistant Secretary (Reserve Affairs).

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development held a hearing on Superconducting Super Collider. Testimony was heard from James F. Decker, Acting Director, Office of Energy Research, Department of Energy; Sidney D. Drell, Professor and Deputy Director, Stanford Linear Accelerator Center, Stanford University; and Tsung-Dao Lee, Enrico Fermi Professor of Physics, Columbia University.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations held a hearing on Problems in our own Backyard: Western Hemisphere Issues. Testimony was heard from the following officials of the Department of State: Bernard Aronson, Assistant Secretary, Bureau for Inter-American Affairs; and Melvyn Levitsky, Assistant Secretary Bureau of International Narcotics Matters; Fred W. Schieck, Acting Assistant Administrator, Bureau for Latin America and the Caribbean; and Henry S. Rowan, Assistant Secretary, International Security Affairs, Department of Defense.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Centers for Disease Control, and on Health Care Financing Administration. Testimony was heard from the following officials of the Department of Health and Human Services: Dennis P. Williams, Deputy Assistant Secretary, Budget; Dr. William C. Roper, Director and Claude Pickelsimer, Jr., Director, Fi-

nancial Management Office, both with the Centers for Disease Control; and Gail R. Wilensky, Administrator, Health Care Financing Administration.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Quality of Life in the Military. Testimony was heard from the following officials of the Department of Defense: SMA Julius W. Gates, USA, Sgt. Maj. of the Army; MCPON Duane R. Bushey, USN, Master Chief Petty Officer of the Navy; Sgt. Maj. David W. Sommers, USMC, Sgt. Maj. of the Marine Corps; and CMSAF James C. Binnicker USAF, Chief Master Sgt. of the Air Force.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies held a hearing on Commodity Futures Trading Commission. Testimony was heard from Wendy L. Gramm, Chairman, Commodity Futures Trading Commission.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on Amtrak. Testimony was heard from W. Graham Claytor, Jr., President and Chairman, National Railroad Passenger Corporation (AMTRAK).

The Subcommittee also continued hearings on Federal Railroad Administration. Testimony was heard from Gil Carmichael, Administrator, Federal Railroad Administration, Department of Transportation.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on Office of Federal Procurement Policy, Executive Residence at the White House, and on Advisory Commission on Intergovernmental Relations. Testimony was heard from Allan V. Burman, Administrator, Office of Federal Procurement Policy, OMB; Robert G. Stanton, Regional Director, National Park Service, National Capital Region, Department of the Interior; and the following officials of the Advisory Commission on Intergovernmental Relations: David E. Nething, Member; John Kincaid, Executive Director; and Franklin A. Steinko, Jr., Budget and Management Officer.

STRATEGIC MODERNIZATION AND ARMS CONTROL

Committee on Armed Services: Defense Policy Panel held a hearing on strategic modernization and arms control. Testimony was heard from the following officials of the Department of Defense: Stephen J. Hadley, Assistant Secretary, International Security Policy; and Lt. Gen. G.L. Butler, USAF, Director, Strategic Plans and Policy, Office of the Joint Chiefs of Staff.

DOE MANAGEMENT AND OVERSIGHT

Committee on Armed Services: Department of Energy Defense Nuclear Facilities held a hearing on Department of Energy management and oversight. Testimony was heard from the following officials of the Department of Energy: John C. Tuck, Under Secretary; Steve Blush, Director, Office of Nuclear Safety; Peter N. Brush, Acting Assistant Secretary, Environmental Safety and Health; William H. Young, Assistant Secretary, Nuclear Energy; and Ronald F. Knuth, Acting Deputy Assistant Secretary, Operations, Office of Defense Programs; Vic Rezendes, Director, Energy Issues, Resources, Community and Economic Development Division, GAO; and public witnesses.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on the manpower portion of the fiscal year 1991 National Defense authorization request, with emphasis on an overview of the defense health care budget and the strategy for the future of the military health care system. Testimony was heard from the following officials of the Department of Defense: Dr. Enrique Mendez, Jr., Assistant Secretary, Health Affairs; Lt. Gen. F.F. Ledford, Jr., USA, Surgeon General of the Army; VAdm. James Z. Zimble, USN, Surgeon General of the Navy; and Lt. Gen., Monte B. Miller, USAF, Surgeon General of the Air Force.

Hearings continue March 29.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operations and maintenance portion of the fiscal year 1991 National Defense authorization request, with emphasis on depot maintenance (funding, workload and requirements). Testimony was heard from Representative Bennett; and David J. Berteau, Principal Deputy Assistant Secretary, Production and Logistics, Department of Defense.

Hearings continue March 27.

MISCELLANEOUS MEASURES

Committee on Banking, Finance and Urban Affairs: Ordered reported amended the following bills: H.R. 3848, Depository Institution Money Laundering Amendments of 1990; and H.R. 2015, Public Works and Economic Development Act Amendments of 1989.

INTERNATIONAL TRENDS IN THE FINANCIAL SERVICES INDUSTRY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance, Task Force on International Competitiveness concluded hearings on the international trends in the financial services industry. Testimony was heard from L. William Seidman, FDIC.

DISTRICT OF COLUMBIA LEGISLATION

Committee on the District of Columbia: Ordered reported amended H.R. 1463, to amend the National Capital Transportation Act of 1969 relating to the Washington Metrorail System.

CLEAN AIR ACT AMENDMENTS

Committee on Energy and Commerce: Continued markup of H.R. 3030, Clean Air Act Amendments of 1989.

Will continue March 27.

ORGAN TRANSPLANT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action H.R. 3968, Organ Transplant Amendments.

HOSTAGES IN LEBANON; REQUESTS FOR EMERGING DEMOCRACIES

Committee on Foreign Affairs: Ordered reported amended H. Con. Res. 271, expressing the sense of the Congress that the President should designate a special envoy to negotiate the release of Americans held hostage in Lebanon.

The Committee also began consideration of the Administration's pending requests for Emerging Democracies.

DEVELOPMENTS IN EUROPE

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Developments in Europe. Testimony was heard from Raymond G.H. Seitz, Assistant Secretary, Bureau of European and Canadian Affairs, Department of State.

FUTURE DIRECTION OF BOARD OF INTERNATIONAL BROADCASTING AND USIA

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on H.R. 4013, to establish a bipartisan Presidential Commission to review, assess, and report on the programs, goals, and future direction of the Board of International Broadcasting and the United States Information Agency. Testimony was heard from Representative Scheuer; Joseph E. Kelley, Director, Security and International Relations Issues, GAO; Eugene Kopp, Deputy Director, USIA; Bob Coonrod, Deputy Director, Voice of America; Ben J. Wattenberg, Vice-Chairman; and Ken Y. Tomlison, member, both with the Board for International Broadcasting.

U.S. CAPITOL POLICE

Committee on House Administration: Subcommittee on Personnel and Police held a hearing on pay, retirement, and jurisdictional structure of the U.S. Capitol Police. Testimony was heard from Jack Russ, Sergeant at Arms, U.S. House of Representatives; Henry Giugni, Sergeant at Arms, U.S. Senate; George White, Architect of the Capitol; and the following officials of the U.S. Capitol Police; Frank A. Kerrigan, Chief; Ronald L. Richardson, Mary J. Rhone, Theortis E. Jones and Larry Gaines, all Officers.

PARK SYSTEM BOUNDARIES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 3383, to authorize the National Parks Service to conduct a study of park system boundaries. Testimony was heard from James M. Ridenour, Director, National Park Service, Department of the Interior; and public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Water, Power and Offshore Energy Resources held an oversight hearing to examine the status of the cleanup and assessment of damage one year after the Exxon Valdez oil spill in Prince William Sound. Testimony was heard from Representative Tauzin; RAdm. Joel D. Sipes, USCG, Chief, Office of Marine Safety, Security and Environment, U.S. Coast Guard, Department of Transportation; from the following officials of the State of Alaska: Larry Dietrick, Director, Division of Environmental Quality, Department of Environmental Conservation; and Walt Parker, Chairman, Alaska Oil Spill Commission; and a public witness.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on FBI Affirmative Action and Equal Opportunity Practices. Testimony was heard from Gil Miroles, FBI Agent, Department of Justice; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Crime held an oversight hearing on Abuse of Steroids in Amateur and Professional Athletics. Testimony was heard from public witnesses.

COASTAL ZONE ACT REAUTHORIZATION AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and the Great Lakes held a hearing on H.R. 4030, Coastal Zone Act Reauthorization Amendments of 1990. Testimony was heard from Representative Panetta; John Knauss, Administrator, NOAA, Department of Commerce; LaJuana Wilcher, Assistant Administrator, Water, EPA; David O'Neal, Assistant Secretary, Land and Minerals Management, Department of the Interior; and public witnesses.

POST-INTERSTATE SURFACE TRANSPORTATION PROGRAMS REAUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Surface Transportation continued hearings on reauthorization of the Post-Interstate Surface Transportation Programs. Testimony was heard from Representatives Brown of California, Cooper and Slattery; Richard F. Celeste, Governor, State of Ohio; and public witnesses.

39-059 O-94-6 (Pt. 27)

FEDERAL WATER POLLUTION CONTROL REAUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on the reauthorization of the Federal Water Pollution Control Act. Testimony was heard from Senators Moynihan and D'Amato; Representatives Markey, Lowery of California, Kaptur, Blaz, Bates and Walsh; Brig. Gen. Jude W. Patin, USA, Division Engineer, North/Central Division, Corps of Engineers, Department of the Army; Constantine Sidamon-Eristoff, Regional Administrator, Region II, EPA; the following officials of the State of New York Norman Spiegel, Assistant Attorney General; William Krichbaum, Regional Director, Region 7, Department of Environmental Conservation; and Thomas G. Young, Mayor, Syracuse; and public witnesses.

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Committee on Rules: Granted a modified open rule providing 1 hour of debate on H.R. 3847, to establish a Department of Environmental Protection. Section 401(b)(1) of the Congressional Budget Act is waived against consideration of the bill. The rule makes in order the Government Operations Committee amendment in the nature of a substitute now printed in the bill as original text for amendment, with the substitute considered as read. Sections 302(c), 302(f), 311(a) and 401(b)(1) of the Congressional Budget Act are waived against the substitute. Clause 7 of Rule XVI is waived against the substitute. No amendment to the substitute is in order except pro forma amendments for the purpose of debate and the amendment printed in the report accompanying this resolution. The amendments are to be considered in the order and manner specified and are to be offered only by the Members designated or his designee. The amendments are not subject to amendment except pro forma amendments for the purpose of debate. Clause 7 of Rule XVI is waived against amendment numbered 9 (Lowey), 11 (Jones), and 12 (Eckart). The amendments numbered 1 (Conyers) may be considered en bloc and are not subject to a demand for a division of the question in the House or in the Committee of the Whole. All points of order are waived against amendment numbered 4 (Solomon). The rule waives section 302(c), 302(f), 311(a) and 401(b)(1) against amendment numbered 13 (Hastert). The rule provides one motion to recommit. Testimony was heard from Chairman Conyers and Representatives Synar, Luken, Lowey of New York, Horton and Hastert.

1990 TAX FILING SEASON AND BUDGET PROPOSALS RELATING TO THE IRS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the 1990 tax return filing season and the Administration's fiscal year 1991 budget proposals relating to the IRS. Testimony was heard from Fred T. Goldberg, Jr., Commissioner, IRS, Department of Justice; and the following officials of the GAO: Jennie S. Stathis, Director, General Government Division; and Howard G. Rhile, Jr., Associate Director, Information Management and Technology Division.

INTELLIGENCE BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1991 Intelligence Budget. Testimony was heard from departmental witnesses.

Hearings continue March 27.

♦♦♦♦♦♦♦♦♦♦♦♦

Monday, March 26, 1990

Senate

Chamber Action

Routine Proceedings, pages 5238–5337

Measures Introduced: Seven bills and two resolutions were introduced as follows: S. 2332–2338, S.J. Res. 277, and S. Con. Res. 109.

Page 5298

Measures Passed:

1990 International Trans-Antarctica Expedition: Committee on Foreign Relations was discharged from further consideration of S. Res. 258, to recognize and congratulate the 1990 International Trans-Antarctica Expedition, and the resolution was then agreed to.

Page 5292

Congressional Gold Medal Award: Senate passed S. 1853, to award a congressional gold medal to Laurance Spelman Rockefeller, after agreeing to the following amendment proposed thereto:

Page 5332

Dole (for Chafee) Amendment No. 1379, of a technical nature.

Page 5332

Woodrow Wilson International Center for Scholars: Committee on Rules and Administration was discharged from further consideration of H.R. 2692, to amend the Woodrow Wilson Memorial Act of 1968 to provide that the Secretary of Education and two additional individuals from private life shall be members of the Board of Trustees of the Woodrow Wilson International Center for Scholars, and the bill was then passed.

Page 5333

Clean Air Act Amendments, 1989: Senate resumed consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment

in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 5264, 5294

Adopted:

(1) Baucus (for Kohl) Amendment No. 1375 (to Amendment No. 1293), to allow certain utility plants built on or after January 1, 1985 to exceed sulfur dioxide emission caps specified in the acid rain provisions in Title IV.

Page 5295

(2) Baucus (for Kasten) Amendment No. 1376 (to Amendment No. 1293, to allow utilities to bank emission allowances earned under Phase I requirements of the acid rain title for later use in Phase II.

Page 5295

(3) Chafee (for Lott) Amendment No. 1377 (to Amendment No. 1293), to make a technical correction.

Page 5294

(4) Symms Amendment No. 1378 (to Amendment No. 1293), to assist individuals who replace high-polluting wood stoves with EPA approved stoves.

Page 5296

Pending:

(1) Mitchell Amendment No. 1293, in the nature of a substitute.

Page 5264

(2) Baucus Amendment No. 1307 (to Amendment No. 1293), to grant Administrator authority to authorize limited production of halons after the year 2000 if necessary for aviation safety purposes.

Page 5264

(3) Wirth/Armstrong Amendment No. 1313 (to Amendment No. 1293), to establish guidelines for alternative work schedules for Federal agencies within nonattainment areas.

Page 5264

(4) Byrd Modified Amendment No. 1329 (to Amendment No. 1293), to provide benefits for terminated coal mine workers.

Page 5264

(5) Nickles Amendment No. 1373 (to Amendment No. 1293), to establish operating permits to facilitate enforcement and to provide a process for implementing new control requirements.

Page 5265

A unanimous-consent agreement was reached providing for further consideration of Amendment No. 1373, with final disposition to occur thereon at 9:30 a.m., on Tuesday, March 27.

Page 5238

Senate will continue consideration of the bill, and amendments proposed thereto, on Tuesday, March 27.

Nominations Received: Senate received the following nominations:

Philip C. Jackson, Jr., of Alabama, to be a Member of the Oversight Board of the Resolution Trust Corporation for a term of three years.

Carl J. Kunasek, of Arizona, to be Commissioner on Navajo and Hopi Relocation.

Routine lists in the Air Force, Navy.

Page 5337

Statements on Introduced Bills: Page 5298

Additional Cosponsors: Page 5313

Amendments Submitted: Page 5315

Notices of Hearings: Page 5324

Authority for Committees: Page 5324

Additional Statements: Page 5324

Recess: Senate convened at 12 noon, and recessed at 6:08 p.m., until 8:45 a.m., on Tuesday, March 27, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 5333.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: On Friday, March 23, Subcommittee on Agriculture, Rural Development and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Jo Ann D. Smith, Assistant Secretary for Marketing and Inspection Services, James W. Glosser, Administrator, Animal and Plant Health Inspection Service, Lester M. Crawford, Administrator, Food Safety and Inspection Service, Daniel D. Haley, Administrator, Agricultural Marketing Service, and Robert E. Sherman, Deputy Director for Legislative and Regulatory Systems, all of the Department of Agriculture.

Subcommittee will meet again Friday, March 30.

APPROPRIATIONS—GAO/POLICE BOARD/ ARCHITECT

Committee on Appropriations: On Friday, March 23, Subcommittee on the Legislative Branch held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from Milton J. Socolar, Special Assistant to the Comptroller General, General Accounting Office; Henry K. Giugni, Sergeant at Arms of the U.S. Senate, on behalf of the Capitol Police Board; and George M. White, Architect of the Capitol.

Subcommittee will meet again Friday, March 30.

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction held hearings on proposed budget estimates for fiscal year 1991 for base closure and NATO infrastructure programs, receiving testimony from David J. Berteau, Principal Deputy Assistant Secretary of Defense for Production and Logistics; Brig. Gen. William A. Stofft, USA, Director of Management, Office of the Chief

of Army Staff; Rear Adm. Jack E. Buffington, USN, Director, Shore Activities Division, Office of the Deputy Chief of Naval Operations, Logistics; and James F. Boatright, Deputy Assistant Secretary of the Air Force for Installations.

Subcommittee will meet again Monday, April 2.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Readiness, Sustainability and Support resumed hearings, in open and closed session, on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on ammunition programs, receiving testimony from Maj. Gen. Paul L. Greenberg, USA, Deputy for Ammunition, Office of the Assistant Secretary of the Army (Research, Development and Acquisition); Maj. Gen. Edward R. Bracken, USAF, Director, Logistics Plans and Programs, Department of the Air Force; and Maj. Gen. Jerome H. Granrud, USA, Assistant Deputy Chief of Staff for Operations and Plans and Force Development, Department of the Army.

Subcommittee recessed subject to call.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: On Friday, March 23, Committee concluded hearings on the nominations of David W. Mullins, Jr., of Arkansas, and Edward W. Kelley, Jr., of Texas, each to be a Member of the Board of Governors of the Federal Reserve System, and Robert H. Swan, of Utah, to be a Member of the National Credit Union Administration Board, after the nominees testified and answered questions in their own behalf. Mr. Mullins was introduced by Senator Bumpers and Mr. Kelley was introduced by Senator Gramm.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Robert M. White, of Minnesota, to be Under Secretary of Commerce for Technology, after the nominee, who was introduced by Senator Durenberger, testified and answered questions in his own behalf.

WORLD OIL MARKET

Committee on Energy and Natural Resources: Committee concluded oversight hearings to examine the outlook for the world oil market in the 1990's and its implications for U.S. energy, economic, and security interests, focusing on future price and production patterns, the effect of recent events in Eastern block nations, the role of OPEC, and implications of new environmental policies, after receiving testimony from James R. Schlesinger, former Secretary of Defense and former Secretary of Energy; John J. Easton, Jr., Assistant Secretary for International Affairs and Energy Emergencies, and W. Calvin Kilgore, Director, Office of Energy Markets, both of the Department of Energy; Richard Schmalensee, Member, Council of Economic Advisers; and Daniel H. Yergin, Cambridge Energy Research Associates, Cambridge, Massachusetts.

PRIVATE PENSION PLANS

Committee on Finance: On Friday, March 23, Subcommittee on Private Retirement Plans and Oversight of the Internal Revenue Service held hearings to review the Internal Revenue Code rules governing private pension plans and options for simplification, receiving testimony from Representative Chandler; Howard J. Golden, Kwasha Lipton, Fort Lee, New Jersey, on behalf of the Association of Private Pension and Welfare Plans; Elmer Van Egmond, Arkansas State Legislative Committee, Little Rock, on behalf of the American Association of Retired Persons; Vance J. Anderson, Allied Signal, Inc., Morristown, New Jersey, on behalf of the ERISA Industry Committee; Andrew J. Fair, White Plains, New York, on behalf of the American Society of Pension Actuaries; and Paula A. Calimafde, Small Business Council of America, Inc., Dallas L. Salisbury, Employee Benefit Research Institute, David J. Kautter, Ernst & Young, on behalf of the American Institute of Certified Public Accountants, James P. Holden, Steptoe & Johnson, on behalf of the American Bar Association, all of Washington, DC.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: On Friday, March 23, Committee reconsidered its action of Thursday, March 22, when it ordered favorably reported H.R. 3045, to clarify that States, instrumentalities of States, and officers and employees of States acting in their official capacity, are subject to suit in Federal court by any person for infringement of copyright and infringement of exclusive rights in mask works, and that all the remedies can be obtained in a suit against a private person or against other public entities, and again ordered favorably reported the bill, with an amendment in the nature of a substitute. (As approved by the Committee, the bill incorporates provisions of S. 497.)

AUTHORIZATIONS—MUSEUM SERVICES

Committee on Labor and Human Resources: On Friday, March 23, Subcommittee on Education, Arts and Humanities held hearings on proposed legislation authorizing funds for the National Foundation on the Arts and Humanities, focusing on the Institute of Museum Services, receiving testimony from Daphne Murray, Director, Institute of Museum Services; Willard L. Boyd, Field Museum of Natural History, Chicago, Illinois; Albert T. Klyberg, Rhode Island Historical Society, Providence; Judith O'Sullivan, The Museums at Stony Brook, Stony Brook, New York; Joel N. Bloom, Franklin Institute Science Museum and Planetarium, Philadelphia, Pennsylvania, on behalf of the American Association of Museums; and Donald V. Hague, University of Utah, Salt Lake City.

Subcommittee will meet again Thursday, March 29.

U.S.-EASTERN EUROPE TRADE RELATIONS

Committee on Small Business: On Friday, March 23, Committee concluded hearings to examine U.S. trade and economic relations with Eastern Europe and the Soviet Union, focusing on the role of U.S. small businesses, after receiving testimony from Eugene J. McAllister, Assistant Secretary of State for Economic and Business Affairs; Peter Allgeier, Assistant United States Trade Representative for Europe and the Mediterranean; Thomas J. Duesterberg, Assistant Secretary of Commerce for International Economic Policy; Frank P. Doyle, General Electric, Fairfield, Connecticut; Eugene E. Madara, Asea Brown Boveri, Inc., Stamford, Connecticut; Joseph C. Bell, Hogan and Hartson, and Paul J. J. Welfens, American Institute for Contemporary German Studies, Johns Hopkins University, and Sarah C. Carey, Steptoe and Johnson, all of Washington, DC; Peter C.M.S. von Braun, American MicroTrace, Greenwich, Connecticut; and Keith W. Crane, RAND Corporation, Santa Monica, California.

House of Representatives

Chamber Action

Bills Introduced: 1 public bill, H.R. 4379; and 2 resolutions, H.J. Res. 531 and H. Res. 365 were introduced.

Page 5237

Report Filed: One report was filed as follows: H.R. 1463, to amend the National Capital Transportation Act of 1969 relating to the Washington Metrorail System, amended (H. Rept. 101–430, filed March 23).

Page 5237

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Bonior to act as Speaker pro tempore for today.

Page 5234

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 5236

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 12:11 p.m.

Committee Meetings

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the Social Security Administration. Testimony was heard from Gwendolyn King, Commissioner of Social Security, Department of Health and Human Services.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: On March 23, the Subcommittee on Military Installations and Facilities continued hearings on the military construction portion of the fiscal year 1991 national defense authorization request. Testimony was heard from Representatives Dicks, Swift, Lightfoot and Jontz; and public witnesses.

Hearings continue March 29.

CENTRUST SAVINGS AND LOAN ASSOCIATION

Committee on Banking, Finance and Urban Affairs: Held a hearing on CenTrust Savings and Loan Association. Testimony was heard from L. William Seidman, Chairman, FDIC; Sandra A. Waldrop, Deputy Regional Director, Resolutions/Operations, Resolution Trust Corporation; the following officials of the Office of Thrift Supervision, Department of the Treasury: John E. Ryan, District Director; and Maria I. Richmond, Deputy Director, Supervision Operations, both with the Atlanta Office of Thrift Supervsion; the following officials of the State of Florida: Ashbel C. Williams, Jr., Assistant Comptroller; and Lawrence H. Fuchs, Deputy Comptroller; and Kurt Wiershem, Managing Agent, CenTrust Bank, a States Savings Bank.

PENSION BENEFIT GUARANTY CORPORATION

Committee on Government Operations: Subcommittee on Employment and Housing held a hearing on the Pension Benefit Guaranty Corporation: Does the Federal Government Protect Retirement Income? Testimony was heard from the following officials of the Pension Benefit Guaranty Corporation: James Lockhart III, Executive Director; and Diane Burkley, Deputy Director and Chief Negotiator; and public witnesses.

MEDICAL/HEALTH CARE ADVERTISING

Committee on Small Business: Subcommittee on Regulation, Business Opportunities and Energy held a hearing on Medical/Health Care Advertising. Testimony was heard from the following officials of the FTC: Janet D. Steiger, Chairwoman; and Barry Cutler, Director, Bureau of Consumer Protection; and public witnesses.

Tuesday, March 27, 1990

Senate

Chamber Action

Routine Proceedings, pages 5351–5434

Measures Introduced: Ten bills and one resolution were introduced as follows: S. 2339–2348, and S. Res. 266.

Page 5404

Measures Reported: Reports were made as follows:

S. 185, to amend title 18 of the United States Code to punish as a Federal criminal offense the crimes of international parental child abduction, with amendments.

Page 5403

Measures Passed:

Authorizing Production of Documents: Senate agreed to S. Res. 266, to authorize production of records by the Senate Permanent Subcommittee on Investigations.

Page 5433

Clean Air Act Amendments, 1989: Senate resumed consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Page 5351

Adopted:

(1) Bingaman Amendment No. 1380 (to Amendment No. 1293), to give flexibility to States with respect to transportation controls.

Page 5380

(2) Johnston Amendment No. 1384 (to Amendment No. 1293), to establish pollution regulations on conventional gasoline.

Page 5386

(3) Dole Amendment No. 1385 (to Amendment No. 1293), to establish emission levels for hazardous air pollutants for purposes of preconstruction requirements.

Page 5387

(4) Johnston Amendment No. 1388 (to Amendment No. 1293), to improve operation of allowance reserves, sales, and auctions.

Page 5388

(5) Gore Amendment No. 1389 (to Amendment No. 1293), to preserve consumer freedom of choice in servicing Onboard Emission Diagnostic Systems.

Page 5390

Rejected:

(1) By 47 yeas to 50 nays (Vote No. 44), Nickles Amendment No. 1373 (to Amendment No. 1293), to establish operating permits to facilitate enforcement and to provide a process for implementing new control requirements. (By 47 yeas to 50 nays (Vote No. 43), Senate earlier failed to table the amendment.)

Pages 5351, 5358, 5359

Pending:

(1) Mitchell Amendment No. 1293, in the nature of a substitute.

Page 5351

(2) Baucus Amendment No. 1307 (to Amendment No. 1293), to grant Administrator authority to authorize limited production of halons after the year 2000 if necessary for aviation safety purposes.

Page 5351

(3) Wirth/Armstrong Amendment No. 1313 (to Amendment No. 1293), to establish guidelines for alternative work schedules for Federal agencies within nonattainment areas.

Page 5351

(4) Byrd Modified Amendment No. 1329 (to Amendment No. 1293), to provide benefits for terminated coal mine workers.

Page 5351

A further unanimous-consent agreement was reached providing for further consideration of the bill, and amendments to be proposed thereto, with final disposition to occur on Tuesday, April 3, 1990.

Page 5382

Senate will continue consideration of the bill, and amendments proposed thereto, on Wednesday, March 28.

Nominations Confirmed: Senate confirmed the following nominations:

J. Adair, of Virginia, to be Inspector General, Resolution Trust Corporation.

Page 5434

Communications: **Page 5400**

Petitions: **Page 5400**

Statements on Introduced Bills: **Page 5400**

Additional Cosponsors: **Page 5416**

Amendments Submitted: **Page 5418**

Notices of Hearings: **Page 5422**

Additional Statements: **Page 5423**

Record Votes: Two record votes were taken today. (Total—44)

Pages 5358, 5359

Recess: Senate convened at 8:45 a.m., and recessed at 8:14 p.m., until 9 a.m., on Wednesday, March 28, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 5434.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1991 for the Department of Defense, focusing on manpower and personnel programs, receiving testimony from Meredith Neizer, Chairman, Defense Advisory Committee on Women in the Military; Rear Adm. Roberta

L. Hazard, USN, Director, Pride, Professionalism and Personal Excellence, Office of the Deputy Chief of Staff of Naval Operations; Chief Master Sgt. Cathy Ballard, USAF, Vice President for College Relations, Community College of the Armed Forces, Maxwell Air Force Base; Julius W. Gates, Sergeant Major of the Army; D.R. Bushey, Master Chief Petty Officer of the Navy; David W. Sommers, Sergeant Major of the Marine Corps; James C. Binnicker, Chief Master Sergeant of the Air Force; Maj. Gen. Girard Seitter III, Commander, Tripler Army Medical Center; and numerous public witnesses.

Subcommittee will meet again Thursday, March 29.

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1991 for energy and water development programs, receiving testimony from Senators Bond, Bumpers, Breaux, Heflin and Shelby; and numerous public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FISH AND WILDLIFE/ INDIAN HEALTH SERVICE

Committee on Appropriations: Subcommittee on the Interior held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from John F. Turner, Director, U.S. Fish and Wildlife Service, Department of the Interior; and Everett R. Rhoades, Director, Indian Health Service, Department of Health and Human Services.

Subcommittee will meet again Monday, April 2.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education, and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Departments of Labor, Health and Human Services, and Education, and related agencies, receiving testimony from Senators Kerrey and Lieberman; and numerous public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—CONSUMER AFFAIRS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from Jaqueline Jones-Smith, Chairman, and Carol Dawson, Commissioner, both of the Consumer Product Safety Commission; Bonnie Guiton, Director, U.S. Office of Consumer Affairs, Department of Health and Human Services; and Teresa Nasif, Director, Consumer Information Center.

Subcommittee will meet again Thursday, March 29.

HUD COINSURANCE PROGRAM

Committee on Banking, Housing, and Urban Affairs: Subcommittee on HUD/Moderate Rehabilitation held hearings to examine the Administration's decision to terminate the coinsurance method of multifamily mortgage insurance delivery and to replace it with a more effective method of providing such insurance, receiving testimony from Alfred A. DelliBovi, Under Secretary of Housing and Urban Development, Peter H. Monroe, General Deputy Assistant Secretary of Housing, and Chris Greer, Assistant Inspector General for Audit, all of the Department of Housing and Urban Development; Larry Dale, Federal National Mortgage Association, George O. Hipps, Jr., PW Funding, Inc., Thomas J. Craren, Price Waterhouse, Robert P. Kalish, Government National Mortgage Association, and Warren Lasko and Gaye G. Beasley, both of the Mortgage Bankers Association of America, all of Washington, DC; John O. Baecker, United Guaranty Commercial Insurance Company, Greensboro, North Carolina; and Robert H. Edelstein, University of California, Berkeley.

Hearings were recessed subject to call.

ENERGY EFFICIENCY RATING SYSTEM

Committee on Energy and Natural Resources: Subcommittee on Energy Regulation and Conservation concluded hearings on S. 1355, to assist private industry in establishing a uniform residential energy efficiency rating system to provide consumers with energy performance information about the homes they buy, after receiving testimony from J. Michael Davis, Assistant Secretary of Energy for Conservation and Renewable Energy; Cherry Duckett, Arkansas Industrial Development Commission, representing the National Association of State Energy Officials, and Ron Hughes, Energy Rated Homes of America, both of Little Rock, Arkansas; Benny W. Folsom, Southern Electric International, Atlanta, Georgia; Don Stafford, Charlotte, North Carolina, representing the National Association of Home Builders; Harley E. Rouda, National Association of Realtors, Columbus, Ohio; and William R. Prindle, Alliance to Save Energy, Washington, DC.

NOMINATIONS

Committee on Environment and Public Works: Committee concluded hearings on the nominations of L. Joyce Hampers, of Massachusetts, to be an Assistant Secretary of Commerce for Economic Development, and Brig. Gen. Arthur E. Williams, USA, to be a Member and President of the Mississippi River Commission, after the nominees testified and answered questions in their own behalf. Ms. Hampers was introduced by Senator Humphrey.

SAVINGS AND INVESTMENT

Committee on Finance: Committee held hearings to review tax incentives for increasing savings and investment, focusing on savings trends in the United States and proposals to improve the low rate of personal savings, receiving

testimony from Kenneth W. Gideon, Assistant Secretary for Tax Policy, and Sidney L. Jones, Assistant Secretary for Economic Policy, both of the Department of the Treasury; Laurence J. Kotlikoff, Boston University, Boston, Massachusetts, and Jonathan S. Skinner, University of Virginia, Charlottesville, both on behalf of the National Bureau of Economic Research; Mary O. Boyle, Cuyahoga County Commissioner, Cleveland, Ohio, on behalf of the National Association of Counties; David Silver, Investment Company Institute, Washington, DC; and William North, Chicago, Illinois, on behalf of the National Association of Realtors.

Hearings continue tomorrow.

FOREIGN AGENTS REGISTRATION

Committee on Foreign Relations: Committee held hearings on S. 176, to strengthen the registration and enforcement requirements of the Foreign Agents Registration Act of 1938, receiving testimony from Senator Heinz; and Owen Bieber, United Auto Workers, Washington, DC.

Hearings were recessed subject to call.

ABORTION RIGHTS

Committee on Labor and Human Resources: Committee held hearings on S. 1912, to prohibit States from restricting the right of a woman to terminate a pregnancy before fetal viability or at any time if the termination is necessary to protect the health or life of the woman, receiving testimony from Senators Cranston, Packwood, and Humphrey; Representatives Hyde and Christopher Smith; Sheri Metulus, Peoria, Illinois; Marilyn Mosley, Birmingham, Alabama; James Friedl, Concord, California; Gabriella Bocec, Bucharest, Romania; Herbert Jones, Charlottesville, Virginia; Louis Gertsley III, Wyncote, Pennsylvania; and Shari Richard, Union Lake, Michigan.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 22 public bills, H.R. 4380–4401; 2 private bills, H.R. 4402–4403; and 1 resolution, H. Con. Res. 293 were introduced.

Page 5534

Reports Filed: Reports were filed as follows:

H.R. 2209, to enable producers of soybeans to develop, finance, and carry out a nationally coordinated program for soybean promotion, research, and consumer information, amended (H. Rept. 101–431);

S. 1813, to ensure that funds provided under section 4213 of the Indian Alcohol and Substance Abuse Prevention and Treatment Act of 1986 may be used to acquire land for emergency shelters (H. Rept. 101–432);

H. Res. 366, providing for the consideration of H.R. 1463, to amend the National Capital Transportation Act of 1969 relating to the Washington Metrorail System (H. Rept. 101–433); and

H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers and reduces funds budgeted for military spending for the fiscal year ending September 30, 1990 (H. Rept. 101–434).

Page 5534

Recess: House recessed at 9:01 a.m. for a joint meeting commemorating the Centennial of Dwight David Eisenhower, and reconvened at 1:04 p.m.

Page 5435

Member Sworn: Representative-elect Molinari presented herself in the well of the House and was administered the oath of office by the Speaker.

Page 5448

Rural Economic Development: House passed S. 1036, to improve the economic, community, and educational well-being of rural America.

Page 5464

Agreed to an amendment in the nature of a substitute (text of H.R. 3581, as passed the House March 22).

Page 5498

Agreed to amend the title.

Page 5498

H.R. 3581 was laid on the table.

Page 5498

Suspensions: House voted to suspend the rules and pass the following measures:

Trade agencies authorization: H.R. 4328, amended, to authorize appropriations for fiscal years 1991 and 1992 for the customs and trade agencies (passed by a yea-and-nay vote of 424 yeas, Roll No. 42);

Pages 5449, 5511

Soybean promotion: H.R. 2209, amended, to enable producers of soybeans to develop, finance, and carry out a nationally coordinated program for soybean promotion, research, and consumer information (passed by a yea-and-nay vote of 416 yeas to 9 nays, Roll No. 43);

Pages 5454, 5512

FERC member term: H.R. 908, amended, to provide for five-year, staggered terms for members of the Federal Energy Regulatory Commission (passed by a yea-and-nay vote of 426 yeas, Roll No. 44). Subsequently, this passage was vacated and S. 388, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed;

Pages 5498, 5513, 5515

Safe transportation of solid waste: H.R. 3386, amended, to prohibit the use of refrigerated motor vehicles for the transportation of solid waste, to prohibit the use of cargo tanks in providing motor vehicle transportation of food and hazardous materials (passed by a yea-and-nay vote of 410 yeas to 15 nays, Roll No. 45). Agreed to amend the title; and

Pages 5499, 5514

Earth Day: S. Con. Res. 98, authorizing a public event with music for Earth Day 1990 on the United States Capitol Grounds—clearing the measure for the President.

Page 5506

Commerce-Justice-State Corrections: By a yea-and-nay vote of 276 yeas to 149 nays, Roll No. 46, the House failed to suspend the rules and pass H.J. Res. 471, to make technical changes and correct enrollment errors in the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1990, and to make technical changes in the Foreign Relations Authorization Act, Fiscal Years 1990 and 1991.

Pages 5507, 5514

Late Report: Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 4404, making dire emergency supplemental appropriations and disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers and reduces funds budgeted for military spending for the fiscal year ending September 30, 1990.

Page 5515

Department of Environmental Protection: House concluded all general debate on H.R. 3847, to establish a Department of Environmental Protection; but came to no resolution thereon. Consideration of amendments will begin on Wednesday, March 28.

Page 5517

H. Res. 364, the rule under which the bill is being considered, was agreed to earlier by a voice vote.

Page 5517

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 5534

Quorum Call—Votes: One quorum call and five yea-and-nay votes developed during the procedures of the House today and appear on pages 5447, 5511, 5512, 5513, 5514, and 5514.

Adjournment: Met at 9 a.m. and adjourned at 7:10 p.m.

Committee Meetings

PRODUCER-FUNDED CHECKOFF PROGRAMS

Committee on Agriculture: Subcommittee on Livestock, Dairy, and Poultry held a meeting to review producer-funded checkoff programs. Testimony was heard from Daniel D. Haley, Administrator, Agricultural Marketing Service, USDA; and public witnesses.

FARM BILL

Committee on Agriculture: Subcommittee on Tobacco and Peanuts began markup of the peanut title of the 1990 farm bill.

FARM BILL

Committee on Agriculture: Subcommittee on Wheat, Soybeans, and Feed Grains began markup of the Wheat, Soybeans, and Feed Grains titles of the farm bill.

Will continue March 29.

DIRE SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Ordered reported legislation making dire supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for fiscal year ending September 30, 1990.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Recruiting Issues. Testimony was heard from the following officials of the Department of Defense: Maj. Gen. Jack Wheeler, USA, Commander, Army Recruiting Command; RAdm. Henry C. McKinney, USN, Commander, Navy Recruiting Command; Brig. Gen. Gary E. Brown, USMC, Director, Personnel Procurement Division, HQRS, Marine Corps; and Brig. Gen. John J. Salvadore, USAF, Commander, Air Force Recruiting Services.

The Subcommittee also met in executive session to hold a hearing on Weapons and Other Procurement, Navy. Testimony was heard from the following officials of the Department of the Navy: RAdm. Richard D. Milligan, USN, Director, Office of Budget and Reports, Office of the Navy Comptroller; and RAdm. Theodore C. Lockhart, USN, Director, Surface Combat Systems Division, Office of the Assistant Chief of Naval Operations (Surface Warfare).

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on Attacking Problems of Children and on International Refugee Issues. Testimony was heard from Princeton Lyman, Director, Office of Refugee Programs, Department of State; Mark L. Edelman, Deputy Director, AID, U.S. International Development Cooperation Agency; and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Department of the Interior: Office of the Secretary; Inspector General; Solicitor; and Construction

Management. Testimony was heard from the following officials of the Department of the Interior: Lou Gallegos, Assistant Secretary, Policy, Management and Budget; James R. Richards, Inspector General; and Jennifer A. Salisbury, Deputy Solicitor.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the Assistant Secretary for Human Development (includes Family Social Services). Testimony was heard from Mary Sheila Gall, Assistant Secretary, Human Development, Department of Health and Human Services.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on the Office of Personnel Management. Testimony was heard from Constance Berry Newman, Director, OPM.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD-Independent Agencies held a hearing on NASA. Testimony was heard from the following officials of NASA: William Lenoir, Associate Administrator, Space Flight: Richard Kohrs, Director, Space Station Freedom Program; William Fisher and Charles Price, both Co-Chairman, EVA, Requirement Team; and David Walker, Space Station Assembly.

SHAPING FUTURE U.S. POWER PROJECTION FORCES

Committee on Armed Services: Defense Policy Panel held a hearing on shaping future U.S. power projection forces in light of the declining availability of overseas bases and defense resources. Testimony was heard from John Lehman, former Secretary of the Navy; and Gen. Russell Dougherty, USAF (Ret.), former Commander in Chief, Strategic Air Command.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operation and maintenance portion of the fiscal year 1991 national defense authorization request, with emphasis on consolidation of military commissaries. Testimony was heard from the following officials of the Department of Defense: Lt. Gen. Donald W. Jones, USA, Deputy Assistant Secretary, Military Manpower and Personnel Policy: Brig. Gen. Charles E. St. Arnaud, Commanding General, U.S. Army Troop Support Agency, Department of the Army: RAdm. Harvey D. Weatherson, USN, Commander, Navy Resale and Services Support Office, Department of the Navy; Maj. Gen. Robert F. Swarts, USAF, Commander, Air Force Commissary Service, Department of the Air Force; and Brig. Gen. Wayne R. Adams, USMC, Director, Facilities and Services Division, U.S. Marine Corps.

Hearings continue tomorrow.

OVERSIGHT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance held an oversight hearing on the Financial Institutions Reform, Recovery and Enforcement Act. Testimony was heard from Salvatore Martoche, Acting Director, Office of Thrift Supervision, Department of the Treasury; and public witnesses.

Hearings continue tomorrow.

ASSET MANAGEMENT/DISPOSITION POLICIES AND ACTIVITIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance, Task Force on Resolution Trust Corporation held a hearing on asset management/disposition policies and activities. Testimony was heard from the following officials of the Resolution Trust Corporation: William Roelle, Director, Resolutions and Operations Division; and Lamar C. Kelly, Jr., Director, Asset and Real Estate Management Division.

AGRICULTURAL CREDIT NEEDS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Policy Research and Insurance held a hearing on predatory lending practices within the Farm Credit System and the role of commercial lenders and farm credit banks in meeting agricultural credit needs. Testimony was heard from the following officials of the Farm Credit Administration: David Baer, Chief Examiner; and James Kirk, President and Executive Officer, Farm Credit Bank, Omaha, Nebraska; and public witnesses.

SAINT ELIZABETH'S HOSPITAL—REPAIRS AND RENOVATIONS

Committee on the District of Columbia: Subcommittee on Fiscal Affairs and Health held a hearing on the present state of the implementation of P.L. 98–621, the "Saint Elizabeth's Hospital and District of Columbia Mental Health Services Act, and on H.R. 4281, to amend the Saint Elizabeth's Hospital and District of Columbia Mental Health Services Act to permit the Secretary of Health and Human Services to enter into an agreement with the Mayor of the District of Columbia with respect to the completion of repairs and renovations to the physical plant and facility support systems of Saint Elizabeth's

Hospital, D.C. Mental Health Program Assistance Act. Testimony was heard from J. William Gadsby, Director, Federal Management Issues, General Government Division, GAO; Alan I. Leshner, Deputy Director, National Institute of Mental Health, Department of Health and Human Services; the following officials of the District of Columbia: H.R. Crawford, member, Counsel and Chairman, Committee on Human Services; and Peter Parham, Director, Department of Human Services; and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Health and Safety held an oversight hearing on asbestos removal. Testimony was heard from public witnesses.

Hearings continue April 3.

CLEAR AIR ACT AMENDMENTS

Committee on Energy and Commerce: Continued markup of H.R. 3030, Clear Air Act Amendments of 1989.

Will continue tomorrow.

REQUESTS FOR EMERGING DEMOCRACIES

Committee on Foreign Affairs: Continued consideration of the Administration's pending requests for Emerging Democracies.

Will continue tomorrow.

DEPARTMENT OF STATE AUTHORIZATION

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on the Department of State fiscal year 1991 authorization request. Testimony was heard from the following officials of the Department of State: Jill E. Kent, Chief Financial Officer, Bureau of Finance and Management Policy; and John R. Bolton, Assistant Secretary, Bureau of International Organization Affairs; and Stanley Silverman, Comptroller, USIA.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources approved for full Committee action amended the following bills: H.R. 4111, Strategic and Critical Minerals Act of 1990; H.R. 3533, Earthquake Hazards Reduction Act of 1977 Amendments Act; H.R. 544, to amend the Mineral Leasing Act of Acquired Lands to establish a State fish and wildlife assistance fund; and H.R. 3058, to provide for the exchange of certain Federal coal leases from the Alton Coal Field in the State of Utah.

Prior to this action, the Subcommittee held a hearing on H.R. 4111. Testimony was heard from Harlan Watson, Deputy Assistant Secretary, Water and Science, Department of the Interior; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Criminal Justice held an oversight hearing on Emerging Criminal Justice Issues: Drug Use and the Pretrial Population. Testimony was heard from Dr. Charles Schuster, Director, National Institute of Drug Abuse, Department of Health and Human Services; John A. Carvar, Director, Pretrial Services Agency, District of Columbia; and public witnesses.

PANAMA CANAL AUTHORIZATION

Committee on Merchant Marine and Fisheries: Subcommittee on Panama/Outer Continental Shelf approved for full Committee action H.R. 4283, to authorize expenditures for fiscal year 1991 for the operation and maintenance of the Panama Canal.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Michael Rhode, Jr., Secretary, Panama Canal Commission.

OVERSIGHT

Committee on Post Office and Civil Service: Subcommittee on Census and Population held an oversight hearing on the 1990 Decennial Census Budget. Testimony was heard from the following officials of the Department of Commerce: Thomas Murrin, Deputy Secretary; Michael R. Darby, Under Secretary, Economic Affairs; and Barbara Everitt Bryant, Director, Bureau of the Census; and L. Nye Stevens, Director, Government Business Operating Issues, GAO.

WASHINGTON METRORAIL SYSTEM

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 1463, to amend the National Capitol Transportation Act of 1969 relating to the Washington Metrorail System. The rule provides one motion to recommit. Testimony was heard from Chairman Dellums; and Representatives Hoyer and Parris.

EARLY CHILDHOOD EDUCATION AND DEVELOPMENT ACT

Committee on Rules: Heard testimony from Chairmen Hawkins and Rostenkowski; Representatives Miller of California, Downey, Edwards of California, Panetta, Stenholm, Petri, Bartlett, Frenzel, Shaw and Gekas, but took no action on H.R. 3, Early Childhood Education and Development Act of 1989.

Will continue tomorrow.

DEPARTMENT OF ENERGY AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on Department of Energy fiscal year 1991 authorization (Transportation Programs). Testimony was heard from Michael Davis, Assistant Secretary, Conservation and Renewable Energy, Department of Energy; and public witnesses.

OLDER AMERICAN ACT AMENDMENTS IMPLEMENTATION

Select Committee on Aging: Subcommittee on Human Services held a hearing on "Implementation of the Older American Act Amendments of 1987: The Aging Network". Testimony was heard from public witnesses.

Joint Meeting

DEVELOPMENTS IN THE ANDES

Joint Hearings: Senate Committee on the Judiciary concluded joint hearings with the Caucus on International Narcotics Control to examine recent developments in Andean nations, focusing on production, quality, and marketing of coffee, after receiving testimony from James M. Murphy, Jr., Assistant U.S. Trade Representative for Latin America, Caribbean and Africa; Samuel Doria Medina, Economic Advisor to the President of Bolivia, La Paz; and George E. Boecklin, National Coffee Association of USA, Inc., New York, New York.

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Wednesday, March 28, 1990

Senate

Chamber Action

Routine Proceedings, pages 5564–5694

Measures Introduced: Twelve bills and one resolution were introduced as follows: S. 2349–2360, and S.J. Res. 278.

Page 5646

Measures Reported: Reports were made as follows:

H.R. 1243, to require the Secretary of Energy to establish three Centers for Metal Casting Competitiveness Research, with an amendment in the nature of a substitute. (S. Rept. No. 101–258)

Page 5646

Measures Passed:

Marketing Quota on Wheat: Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 4099, to suspend section 332 of the Agricultural Adjustment Act of 1938 for the 1991 crop of wheat, and the bill was then passed.

Page 5693

Camp W.G. Williams Land Exchange Act: Senate passed S. 393, entitled the "Camp W.G. Williams Land Exchange Act of 1989", after agreeing to a committee amendment in the nature of a substitute.

Page 5693

Knife River Indian Villages Historic Site: Senate passed S. 1230, to authorize the acquisition of additional lands containing Indian burial grounds for inclusion in the Knife River Indian Villages National Historic Site, North Dakota, and to provide additional development funding for the historic site visitor center, after agreeing to a committee amendment.

Page 5694

Clean Air Act Amendments, 1989: Senate continued consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 5576, 5603, 5608, 5634

Adopted:

(1) Roth Amendment No. 1406 (to Amendment No. 1293), to encourage a program for the removal from use and the marketplace of certain pre-1980 model year vehicles.

Page 5597

(2) Symms Amendment No. 1407 (to Amendment No. 1293), to require the Administrator of EPA to investigate the feasibility of using ethanol and high euric acid oils as a substitute for diesel fuel.

Page 5597

(3) Simon/Dixon Amendment No. 1408 (to Amendment No. 1293), to extend the EPA study on volatile organic compounds.

Page 5599

(4) Specter Amendment No. 1409 (to Amendment No. 1293), to protect intellectual properties such as patents and trademarks.

Page 5599

(5) Helms Modified Amendment No. 1410 (to Amendment No. 1293), to support global participation in the Montreal Protocal on Substances that Deplete the Ozone Layer and to assist developing countries that are parties to the Protocol.

Pages 5600, 5603

(6) Wirth/Armstrong Modified Amendment No. 1313 (to Amendment No. 1293), to establish guidelines for alternative work schedules for Federal agencies within nonattainment areas.

Pages 5576, 5604

(7) McCain Amendment No. 1411 (to Amendment No. 1293), to promote incentives for solar and renewable energy development. (By 40 yeas to 57 nays (Vote No. 46), Senate earlier failed to table the amendment.)

Page 5608

(8) Domenici Amendment No. 1412 (to Amendment No. 1293), to mandate an EPA study of rural areas that are not meeting the ambient air quality standards.

Page 5614

(9) Murkowski/Stevens Amendment No. 1413 (to Amendment No. 1293), to permit a State to change their state implementation plans (SIP) for carbon monoxide if determined that the approved plan is not economically feasible.

Page 5619

(10) Murkowski Amendment No. 1414 (to Amendment No. 1293), to incorporate the definition of "State" into the definition of "utility unit".

Page 5620

(11) Reid Amendment No. 1415 (to Amendment No. 1293), to ensure compliance to air pollutant research, testing, monitoring, and development.

Page 5620

(12) Sanford Amendment No. 1416 (to Amendment No. 1293), to clarify provisions relating to the sharing of assets of a plant's sulfur dioxide allowances.

Page 5629

(13) Bumpers Amendment No. 1417 (to Amendment No. 1293), to encourage modifications to allow a decrease of emissions of plants that use coal firing.

Page 5634

(14) Exon Amendment No. 1418 (to Amendment No. 1293), to extend the effective date of the prohibition on leaded gasoline for highway use.

Page 5638

Rejected:

(1) Specter Modified Amendment No. 1330 (to Amendment No. 1293), to provide a tax credit to all public utilities installing equipment necessary to meet acid rain reduction standards. (By 71 yeas to 26 nays (Vote No. 45), Senate tabled the amendment.)

Page 5576

Pending:

(1) Mitchell Amendment No. 1293, in the nature of a substitute.

Page 5576

(2) Baucus Amendment No. 1307 (to Amendment No. 1293), to grant Administrator authority to authorize limited production of halons after the year 2000 if necessary for aviation safety purposes.

Page 5576

(3) Byrd Modified Amendment No. 1329 (to Amendment No. 1293), to provide benefits for terminated coal mine workers.

Page 5576

Senate will continue consideration of the bill, and amendments proposed thereto, on Thursday, March 29.

Nominations Received: Senate received the following nominations:

Daniel J. Horgan, of Florida, to be United States Marshal for the Southern District of Florida for the term of four years.

Page 5694

Messages From the House: Page 5645

Measures Referred: Page 5645

Executive Reports of Committees: Page 5646

Statements on Introduced Bills: Page 5646

Additional Cosponsors: Page 5669

Amendments Submitted: Page 5670

Authority for Committees: Page 5684

Additional Statements: Page 5685

Record Votes: Two record votes were taken today. (Total—46)

Pages 5595, 5614

Recess: Senate convened at 9 a.m., and recessed at 8:28 p.m., until 9 a.m., on Thursday, March 29, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 5694.)

Committee Meetings

PESTICIDE EXPORT REFORM

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings on S. 2227, to strengthen certain provisions of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA) governing the export of pesticides, receiving testimony from Senator Gore; Representatives Synar and Panetta; Linda J. Fisher, Assistant Administrator for Pesticides and Toxic Substances, Environmental protection Agency; Mercedes Bolanos de Moreno, Ecuador Ministry of Agriculture and Livestock, Quito; Frank S. Bouis, Florida Fruit and Vegetable Association, Orlando; and Jay J. Vroom, National Agricultural Chemicals Association, and William J. McNichol, Jr., Ginsburg, Feldman and Bress, on behalf of the National Coalition Against the Misuse of Pesticides, both of Washington, DC.

Hearings were recessed subject to call.

FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research resumed hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on the control of noxious weeds, receiving testimony from James W. Glosser, Administrator, Animal and Plant Health Inspection Service, Department of Agriculture; Howard M. Singletary, North Carolina Department of Agriculture, Raleigh; Don Schmitz, Florida Department of Natural Resources, Tallahassee; Reeves Petroff, Gallatin County Weed Control District, Bozeman, Montana; and Susan Cooper, National Coalition Against the Misuse of Pesticides, Jay J. Vroom, National Agricultural Chemicals Association, and Faith T. Campbell, National Resources Defense Council, all of Washington, DC.

Hearings were recessed subject to call.

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1991 for energy and water development programs, receiving testimony from Representative Hochbrueckner; and numerous public witnesses.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1991 for the Departments of Labor, Health and Human Services, and Education, and related agencies, receiving testimony from Senator McCain; Representative Akaka; Delegate Faleomavaega; and numerous public witnesses.

Subcommittee will meet again tomorrow.

BIOMEDICAL RESEARCH

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education concluded hearings to review biomedical research programs, after receiving testimony from Harris Busch, Baylor College of Medicine, Houston, Texas; Willa Hsueh, University of Southern California Medical Center, and Stephen Ryan, University of Southern California School of Medicine, both of Los Angeles; David Korn, Stanford University Medical School, Stanford, California; Robert K. Dresing, Cystic Fibrosis Foundation, Bethesda, Maryland; Andrea DiLorenzo, National Coalition for Cancer Survivorship, Garrett Park, Maryland; Abby Myers, National Organization for Rare Diseases, New Fairfield, Connecticut; Jim Ballenger, Medical College of South Carolina, Charleston; Clayton Buck, Wistar Institute, Philadelphia, Pennsylvania; and Herb Pardes, Columbia University Medical School, New York, New York.

APPROPRIATIONS—TREASURY/OPM

Committee on Appropriations: Subcommittee on the Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from Richard L. Gregg, Commissioner, Bureau of the Public Debt, and Jerrold B. Speers, Executive Director, U.S. Savings Bond Division, both of the Department of the Treasury; and Constance Berry Newman, Director, Office of Personnel Management.

Subcommittee will meet again on Thursday, April 5.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Defense Industry and Technology held hearings on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense, and to prescribe military personnel levels for fiscal year 1991, focusing on defense technology strategy and the defense critical technology plan, receiving testimony from Charles M. Herzfeld, Director of Defense Research and Engineering, and George Millburn, Deputy Director of Defense Research and Engineering (Research and Advanced Technology), both of the Department of Defense; Richard Hahn, Director of Weapons Research, Department of Energy; Fred Ikle, former Under Secretary of Defense for Policy; and Hans Mark, University of Texas, Austin, former Secretary of the Air Force.

Subcommittee will meet again on Monday, April 2.

DEFENSE NUCLEAR FACILITIES SAFETY BOARD

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence held hearings on the plans, progress, and experience to date of the Defense Nuclear Facilities Safety Board, receiving testimony from John T. Conway, Chairman, and Edson G. Case, John W. Crawford, Jr., Andrew Jon Eggenberger, and Herbert Kouts, each a Member, all of the Defense Nuclear Facilities Safety Board.

Hearings were recessed subject to call.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Timothy Ryan, of Virginia, to be Director of the Office of Thrift Supervision, Department of the Treasury, after the nominee, who was introduced by Senator Warner, testified and answered questions in his own behalf.

EXPORT ADMINISTRATION ACT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy concluded hearings on proposed legislation authorizing funds for the Export Administration Act, after receiving testimony from Paul Freedenberg, Baker and Botts, former Under Secretary of Commerce for Export Administration, and Richard Perle, American Enterprise Institute, former Assistant Secretary of Defense for International Security Policy, both of Washington, DC; Charles R. Hough, Honeywell Inc., McLean, Virginia, representing the National Association of Manufacturers; Bill Burck, Data General, Boston, Massachusetts, representing the American Electronics Association; and Mark Ryan, Hewlett-Packard Company, Palo Alto, California, representing the Computer and Business Equipment Manufacturers Association.

NASA'S BUDGET

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held hearings to review the President's proposed budget request for fiscal year 1991 for the National Aeronautics and Space Administration, focusing on the space station and space shuttle programs, receiving testimony from William B. Lenoir, Associate Administrator, Richard H. Kohrs, Director, Space Station Freedom Program, Joseph B. Mahon, Deputy Associate Administrator for Flight Systems, Capt. Robert L. Crippen, Director, Space Shuttle Program, and Michael B. Mann, Director for Resource Management, all of the Office of Space Flight, and David M. Walker, William F. Fisher, and Charles R. Price, all Astronauts, all of the National Aeronautics and Space Administration.

Hearings were recessed subject to call.

PUBLIC LANDS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

S. 1756, to provide for the preservation and interpretation of sites associated with Acadian Culture in the State of Maine, after receiving testimony from Senators Mitchell and Cohen; and Maine Speaker of the House of Representatives John Martin, Augusta;

S. 1770, to assess the suitability and feasibility of including certain Shenandoah Valley Civil War sites in the National Park System, after receiving testimony from Senators Jeffords and Robb; A. Wilson Greene, Association for the Preservation of Civil War Sites, Fredericksburg, Virginia; and Howard Coffin, Montpelier, Vermont;

S. 2059, to establish the Weir Farm National Historic Site in the State of Connecticut, after receiving testimony from Senator Lieberman; and Terry Tondro, Weir Farm Heritage Trust, Hartford, Connecticut;

S. 2208, to provide for the issuance of a seven day admission permit for the Grand Circle Adventure comprising seven national parks in Utah, Colorado and Arizona, after receiving testimony from Senator Hatch;

S. 1864 and H.R. 76, bills to designate the St. Marys River in the States of Florida and Georgia for study for potential addition to the National Wild and Scenic Rivers System, after receiving testimony from Hans Neuhauser, The Georgia Conservancy, Savannah; and Joe Hopkins, Folkston, Georgia;

S. 465 and H.R. 1109, bills to designate the Juan Bautista de Anza National Historic Trail as a component of the National Trails System, after receiving testimony from Hulet Hornbeck, Heritage Trails Fund, Concord, California.

Testimony was also received on all the aforementioned bills, and on S. 456 and H.R. 1109, bills to designate the California National Historic Trail as a component of the National Trails System, from James Ridenour, Director, National Park Service, Department of the Interior.

REGULATION OF LAWN CHEMICALS

Committee on Environment and Public Works: Subcommittee on Toxic Substances, Environmental Oversight, Research and Development held hearings to examine possible health problems associated with lawn pesticides, focusing on a recent General Accounting Office analysis on certain risks involving the use of lawn care pesticides and the manner in which these products and services are marketed, receiving testimony from Peter Guerrero, Associate Director, Environmental Protection Issues, General Accounting Office; Shelia H. Zahm, Epidemiologist, Occupational Studies Section, Division of Cancer Etiology, National Cancer Institute, National Institutes of Health, Department of Health and Human Services; Victor J. Kimm, Deputy Assistant Administrator, Office of Pesticides and Toxic Substances, Environmental Protection Agency; F. Eugene Hester, Associate Director for Natural Resources, National Park Service, Department of the Interior; New York Attorney General Robert Abrams, New York; Marc Goldberg, Safer, Inc., Newton, Massachusetts; Michael P. Kelty, O.M. Scott and Sons, Marysville, Ohio; William Roberts, Golf Course Superintendents Association, Grosse Pointe Woods, Michigan; Tom Delaney, Professional Lawn Care Association of America, Marietta, Georgia; James Wilkinson, Pesticide Public Policy Foundation, North Kingstown, Rhode Island; Roger Yeary, Chemlawn Services Corporation, Columbus, Ohio, on behalf of the Chemical Specialties Manufacturers Association; Jay Feldman, National Coalition Against the Misuse of Pesticides, Jay J. Vroom, National Agricultural Chemicals Association, Warren E. Stickle, Chemical Producers and Distributors Association, Michael Gough, Task Force II on 2,4–D Research Data, and Anne W. Bloom, all of Washington, DC.; Kevin Ryan, Arlington Heights, Illinois; Sharon Malhotra, Murrysville, Pennsylvania; and Thomas Prior, Maplewood, New Jersey.

Hearings were recessed subject to call.

INVESTMENT TRENDS

Committee on Finance: Committee continued hearings to review tax incentives for increasing savings and investment, focusing on investment trends in the United States and the President's proposal to lower the tax rate on capital gains income, receiving testimony from Senator Graham; Michael J. Boskin, Chairman, Council of Economic Advisers; Kenneth W. Gideon, Assistant Secretary of the Treasury for Tax Policy; Ronald A. Pearlman, Chief of Staff, and Thomas A. Barthold, Economist, both of the Joint Committee on Taxation; and Jane G. Gravelle, Senior Specialist in Economic Policy, Congressional Research Service, Library of Congress.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

An original bill authorizing supplemental assistance for Nicaragua and Panama, Southern Africa, and refugees and housing guarantees for Israel; and

The nominations of Everett E. Briggs, of New Hampshire, to be Ambassador to the Republic of Portugal, Edward M. Rowell, of California, to be Ambassador to Luxembourg, Robert G. Joseph, of Virginia, for the rank of Ambassador during his tenure of service as U.S. Commissioner on the U.S.–U.S.S.R. Standing Consultative Commission, John J. Maresca, of Connecticut, for the rank of Ambassador during his tenure of service as Head of the U.S. Delegation to the Conference on Confidence and Security Building Measures, and Herman J. Cohen, an Assistant Secretary of State, to be a Member of the Board of Directors of the African Development Foundation.

Prior to this action, the committee concluded hearings on proposed legislation authorizing supplemental assist-

ance for Nicaragua and Panama, after receiving testimony from Bernard Aronson, Assistant Secretary of State for Inter-American Affairs.

HORN OF AFRICA

Committee on Foreign Relations: Subcommittee on African Affairs concluded hearings to examine famine conditions in the Horn of Africa, after receiving testimony from Representatives Wolpe and Dorgan; Herman J. Cohen, Assistant Secretary of State for African Affairs; Andrew S. Natsios, Director, Office of U.S. Foreign Disaster Assistance, Agency for International Development; Roger Winter, U.S. Committee for Refugees, and Gayle Smith, Development Group for Alternative Policies, both of Washington, DC; John Hammock, Oxfam America, Boston, Massachusetts; and Tom Callahan, AmeriCares, New Canaan, Connecticut.

EASTERN EUROPE

Committee on Foreign Relations: Subcommittee on European Affairs resumed hearings to examine American business and trade opportunities in Eastern Europe and the Soviet Union, receiving testimony from Eugene McAllister, Assistant Secretary of State for Economic and Business Affairs; Thomas Duesterberg, Assistant Secretary of Commerce for International Economic Policy; Peter F. Allgeier, Assistant U.S. Trade Representative for Europe and the Mediterranean; Frank P. Doyle, General Electric, Fairfield, Connecticut; and Thomas Carroll, International Executive Service Corp., Stamford, Connecticut.

Subcommittee will meet again tomorrow.

NOMINATION

Committee on Governmental Affairs: Committee held hearings on the nomination of Richard G. Austin, of Illinois, to be Administrator of the General Services Administration, where the nominee, who was introduced by Senator Dixon and Representatives Michel and Horton, testified and answered questions in his own behalf.

Hearings were recessed subject to call.

EUROPEAN COMMUNITY INTEGRATION

Committee on Small Business: Subcommittee on Export Expansion held hearings to examine the European Community's 1992 integration and the effects it will have on trade opportunities for U.S. small businesses, receiving testimony from Charles Ludolph, Director, European Community Affairs, Department of Commerce; Malcolm E. O'Hagan, Valve Manufacturing Association of America, Washington, DC; Stanley Skalka, Victor Stanley, Inc., Dunkirk, Maryland; and Santo L. Grillo, BioTrax Incorporated, Baltimore, Maryland.

Hearings were recessed subject to call.

VA HEALTH CARE SYSTEM

Committee on Veterans' Affairs: Committee held hearings on S. 1398 and S. 1332, bills to establish a Commission on the Future Structure of Veterans Health Care to make recommendations for the realignment or major mission change of certain medical facilities of the Department of Veterans Affairs, receiving testimony from Edward J. Derwinski, Secretary of Veterans Affairs.

Hearings continue on Wednesday, April 4.

INDIAN AFFAIRS

Select Committee on Indian Affairs: Committee concluded hearings on the following bills:

S. 1918, to extend Federal recognition and associated services and benefits to the Jena Band of Choctaws of Louisiana, after receiving testimony from Senator Johnston; Jerry Jackson, Jena Band of Choctaw, Jena, Louisiana; and John Shapard, Alderson, West Virginia;

S. 1413, to settle all claims of the Aroostook Band of Micmacs resulting from the Band's omission from the Maine Indian Claims Settlement Act of 1980, after receiving testimony from Senator Cohen; Mary Philbrook, Aroostook Band of Micmacs, Presque Isle, Maine; Harald Prins, Bowdoin College, Brunswick, Maine; Jack Campisi, Wellesley College, Wellesley, Massachusetts; Nan Heald, Pine Legal Services, Augusta, Maine; and Alvin Morrison, State University of New York, Fredonia;

S. 381, to extend Federal recognition and associated services and benefits to the Mowa Band of Choctaw Indians of Alabama, after receiving testimony from Senator Shelby; Framon Weaver, Mowa Band of Choctaw, McIntosh, Alabama; and Doug McCoy, Mobile, Alabama; and

S. 1747, to provide for Federal recognition of, and assistance to, the Ponca Tribe of Nebraska, after receiving testimony from Senator Exon; Marshall Prichard, Northern Ponca Restoration Committee, and Fred Leroy, Northern Ponca Tribe of Nebraska, both of Omaha, Nebraska; and Elizabeth Grobsmith, University of Nebraska, Lincoln.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 4405–4413; 1 private bill, H.R. 4414; and 5 resolutions, H.J. Res. 532, and H. Res. 367–370 were introduced.

Page 5779

Reports Filed: Reports were filed as follows:

H.R 2571, to provide for the designation of certain National Wildlife Refuge lands as wilderness in the State of Arizona, amended (H. Rept. 101–435);

H. Res. 368, providing for the consideration of H.R. 3, to authorize appropriations to expand Head Start programs and programs carried out under the Elementary and Secondary Education Act of 1965 to include child care services (H. Rept. 101–436); and

H. Res. 369, waiving certain points of order against consideration of H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for the fiscal year ending September 30, 1990 (H. Rept. 101–437).

Page 5779

Journal: By a yea-and-nay vote of 299 yeas to 108 nays with 2 voting "present", Roll No. 47, the House approved the Journal of Tuesday, March 27.

Page 5695

Member Sworn: Representative-elect Serrano presented himself in the Well of the House and was administered the oath of office by the Speaker.

Page 5696

Intergovernmental Relations Commission: The Speaker appointed Representative Armey to the Advisory Commission on Intergovernmental Relations on the part of the House.

Page 5697

Committee Resignation: Read and accepted a letter from Representative Campbell of California wherein he resigns as a member of the Committee on Small Business.

Page 5697

Committee Election: House agreed to H. Res. 367, electing Representative Molinari to the Committee on Public Works and Transportation and the Committee on Small Business.

Page 5697

Submarine Transfer: House passed S. 2151, to permit the transfer of the obsolete submarine U.S.S. *Requin* to the Carnegie Institute in Pittsburgh, Pennsylvania, before the expiration of the 60-day waiting period that would otherwise be applicable to the transfer—clearing the measure for the President.

Page 5701

Department of Environmental Protection: By a yea-and-nay vote of 371 yeas to 55 nays, Roll No. 50, House passed H.R. 3847, to establish a Department of Environmental Protection.

Page 5702

Agreed to the committee amendment in the nature of a substitute.

Page 5702

Agreed To:

The Conyers technical amendment;

Page 5709

The Synar amendment that establishes the basis for Regional Administrator appointments without regard to political affiliation;

Page 5713

The Martin of Illinois amendment that requires the number of criminal and civil investigators to be increased by 30 percent for each of the first five years and creates the National Enforcement Training Institute to train officials in the enforcement of environmental laws;

Page 5717

The Thomas Luken amendment that expands the definition of "inherently governmental functions" to include regulatory analysis and the development and enforcement of regulations;

Page 5722

The Lowey of New York amendment that expresses the sense of Congress that funding for the new department should be increased to a level which would permit adequate enforcement of the environmental protection laws;

Page 5724

The Roe amendment that requires the Commission on Improving Environmental Protection to contract with the National Academy of Sciences to develop recommendations for the creation of a new National Environmental Research Institute, which would support long-range research on environmental concerns through competitive grants;

Page 5725

The Studds amendment that authorizes $3 million in fiscal years 1991 and 1992 for the Council on Environmental Quality and encompasses the text of H.R. 1113 as passed by the House; and

Page 5727

The Eckart amendment that makes Federal departments and agencies subject to Resource Conservation and Recovery Act regulations and encompasses the text of H.R. 1056 as passed by the House.

Page 5730

Rejected the Hastert amendment in the nature of a substitute that sought to elevate the EPA to cabinet level, but delete all other provisions of the bill (rejected by a recorded vote of 161 ayes to 266 noes, Roll No. 49).

Page 5736

The Gunderson amendment was offered but subsequently withdrawn that sought to rename the Office of Enforcement as the Office of Assistance and Compliance, which would be required to provide adequate notice of all regulations and requirements to the affected parties before taking enforcement actions.

Page 5716

Agreed to amend the title.

Page 5750

The Clerk was authorized to correct section numbers, punctuation, and cross references, and to make other necessary technical and conforming corrections in the engrossment of the bill.

Page 5751

Metrorail Reauthorization: By a yea-and-nay vote of 260 yeas to 150 nays, Roll No. 52, the House passed H.R. 1463, to amend the National Capital Transportation Act of 1969 relating to the Washington Metrorail System.

Page 5751

On a demand for a separate vote, agreed to the Solomon amendment that requires random drug testing of

Metrorail employees who work in safety-sensitive positions (agreed to by a yea-and-nay vote of 405 yeas to 3 nays, Roll No. 51). Earlier, this amendment was agreed to in the Committee of the Whole by a voice vote.

Page 5760

Agreed To:

The committee amendment;

Page 5760

The Anderson amendment that reduces the share of Federal funding for the remaining construction of the Metrorail System from 80 percent to 75 percent; and

Page 5761

The Traficant en bloc amendment that permits contracts to be awarded to a high bidding U.S. firm over a foreign firm if the Commerce Department and U.S. Trade Representative determines that it is in the best interest of the United States.

Page 5762

The Clerk was authorized to make necessary technical corrections in the engrossment of the bill.

Page 5764

H. Res. 366, the rule under which the bill was considered, was agreed to earlier by voice vote.

Page 5751

U.S. Naval Reserve Month: House passed S.J. Res. 266, designating March 1990, as "United States Naval Reserve Month"—clearing the measure for the President.

Page 5764

Recycling Month: House passed S.J. Res. 250, designating April 1990 as "National Recycling Month"—clearing the measure for the President.

Page 5764

Education Day, U.S.A.: House passed H.J. Res. 500, designating April 6, 1990 as "Education Day, U.S.A."

Page 5765

Quorum Calls—Votes: One quorum call, four yea-and-nay votes, and one recorded vote developed during the proceedings of the House today and appear on pages 5695, 5735, 5746, 5750, and 5762.

Adjournment: Met at noon and adjourned at 9:10 p.m.

Committee Meetings

FEDERAL CROP INSURANCE REFORM ACT

Committee on Agriculture: Subcommittee on Conservation, Credit, and Rural Development held a hearing on H.R. 4360, Federal Crop Insurance Reform Act of 1990. Testimony was heard from Representatives Stangeland, Dorgan of North Dakota, Ray and Dickinson; John Kislak, Deputy Under Secretary, Small Community and Rural Development, USDA; and public witnesses.

FARM BILL

Committee on Agriculture: Subcommittee on Cotton, Rice, and Sugar began markup of the cotton, rice and sugar titles of the 1990 Farm bill.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the Legal Services Corporation. Testimony was heard from the following officials of the Legal Services Corporation: Terrance J. Wear, President; and George Wittgrass, Chairman.

The Subcommittee also continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Operation and Maintenance, Navy and Marine Corps, and on Operation and Maintenance, Army. Testimony was heard from the following officials of the Department of Defense: RAdm. R.M. Walsh, USN, Director, Operations Division, Office of Budget and Reports; Lt. Gen. William G. Carson, Jr., USMC, Deputy Chief of Staff, Installations and Logistics; and Brig. Gen. Josue Robles, Jr., USA, Chief of Operations Division, Office of the Army Comptroller.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Institute of American Indian Art, National Capital Planning Commission, and on Indian Education. Testimony was heard from John T. MacDonald, Assistant Secretary, Elementary and Secondary Education, Department of Education; Glen T. Urquhart, Chairman, National Capital Planning Commission; and Kathryn Harris Tijerina, President, Institute of American Indian Arts.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Department of HHS: Departmental Management; and on Family Support Administration. Testimony was heard from the following officials of the Department of Health and Human Services: Richard P. Kusserow, Inspector General; Kevin E. Moley, Assistant Secretary, Management and Budget; Edward Mercado, Director, Office of Civil Rights; and Eunice S. Thomas, Acting Assistant Secretary, Family Support Administration.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction held a hearing on Family Housing. Testi-

mony was heard from the following officials of the Department of Defense: David Berteau, Deputy Assistant Secretary (Production and Logistics); Maj. Gen. Peter J. Offringa, USA, Assistant Chief of Engineers; RAdm. David E. Bottorff, USN, Commander, Naval Facilities Engineering Command; Brig. Gen. Wayne T. Adams, USMC, Director, Facilities and Services Division, U.S. Marine Corps; and Maj. Gen. Joseph A. Ahearn, USAF, Director, Engineering Services.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Federal Highway Administration. Testimony was heard from Thomas D. Larson, Administrator, Federal Highway Administration, Department of Transportation.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on the National Security Council and on the National Critical Materials Council. Testimony was heard from G. Philip Hughes, Executive Secretary, National Security Council; and D. Allan Bromley, Chairman, National Critical Materials Council.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD-Independent Agencies held a hearing on Federal Emergency Management Agency. Testimony was heard from James P. McNeill, Associate Administrator, External Affairs, FEMA.

DOE DEFENSE PROGRAMS

Committee on Armed Services: Department of Energy Defense Nuclear Facilities Panel held a hearing relating to Department of Energy defense programs. Testimony was heard from James D. Watkins, Secretary of Energy.

PROFESSIONAL ACQUISITION CORPS

Committee on Armed Services: Subcommittee on Investigations held a hearing to consider proposed recommendations to establish a professional acquisition corps in each of the military services. Testimony was heard from Representative Boxer; Paul F. Math, Director, Research, Development Acquisition and Procurement, GAO; the following officials of the Department of Defense: John A. Betti, Under Secretary, Acquisition; Stephen K. Conver, Assistant Secretary, Research, Development and Acquisition, Department of the Army; Gerald A. Cann, Assistant Secretary, Acquisition, Department of the Navy; Daniel S. Rak, Deputy Assistant Secretary, Acquisition Management, Department of the Air Force; Maj. Gen. Charles R. Henry, USA, Deputy Director (Acquisition Management), Defense Logistics Agency; and Maj. Gen. Lynn Stevens, USA, Commandant, Defense Systems Management College; and Everett Pyatt, former Secretary of the Navy, Shipbuilding and Logistics.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operation and maintenance portion of the fiscal year 1991 national defense authorization request, with emphasis on Department of Defense inventory management practices. Testimony was heard from Frank C. Conahan, Assistant Comptroller General, National Security and International Affairs, Division, GAO; the following officials of the Department of Defense: Colin R. McMillan, Assistant Secretary, Production and Logistics; Maj. Gen. Jackson, E. Rozier, Jr., USA, Dirctor, Supply and Maintenance, Office of the Deputy Chief of Staff for Logistics, Department of the Army; RAdm. Robert M. Moore, USN, Assistant Commander, Inventory and Systems Integrity, Naval Supply Systems Command, Department of the Navy; Brig. Gen. Billy A. Barrett, USAF, Director, Maintenance and Supply, Office of the Deputy Chief of Staff, Logistics and Engineering, Department of the Air Force; and RAdm. J.P. Davidson, USN, Executive Director, Supply Operations, Defense Logistics Agency.

Subcommittee recessed subject to call.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development and the Subcommittee on Procurement and Military Nuclear Systems met in executive session to continue joint hearings on fiscal year 1991 national defense authorization request, receiving a briefing on classified programs. The Subcommittee were briefed by Donald J. Yockey, Principal Deputy Under Secretary, Acquisition, Department of Defense.

ZERO INFLATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on Zero Inflation: Forecasting the Impact of Zero Inflation. Testimony was heard from public witnesses.

CLEAN AIR LEGISLATION—ENERGY SECURITY AND ECONOMIC STABILITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on the impact of proposed clean air legislation on energy security and economic stability. Testimony was heard from Robert Gentile, Assistant Secretary, Fossil Fuels, Depart-

ment of Energy; Victor S. Rezendes, Director, Energy Issues, GAO; and public witnesses.

OVERSIGHT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance continued oversight hearings on the Financial Institutions Reform, Recovery and Enforcement Act. Testimony was heard from public witnesses.

Hearings continue tomorrow.

U.S. PARTICIPATION—NINTH REPLENISHMENT—INTERNATIONAL DEVELOPMENT ASSOCIATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development, Finance, Trade and Monetary Policy held a hearing on U.S. participation in the ninth replenishment of the International Development Association. Testimony was heard from Charles Dallara, Assistant Secretary, International Affairs, Department of the Treasury; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Ordered reported H.R. 4073, to amend the Labor Management Relations Act of 1947 to permit parties engaged in collective bargaining to bargain over the establishment and administration of trust funds to provide financial assistance for employee housing.

The Committee also began markup of H.R. 3200, Older Workers Benefit Protection Act.

Will continue April 4.

LITHUANIAN INDEPENDENCE; REQUESTS FOR EMERGING DEMOCRACIES

Committee on Foreign Affairs: Ordered reported amended H. Con. Res. 289, in support of Lithuanian independence.

The Committee also continued consideration of the Administration's pending requests for Emerging Democracies.

Will continue tomorrow.

DEPARTMENT OF STATE SUPPLEMENTAL

Committee on Foreign Affairs: Subcommittee on International Operations concluded hearings on the Department of State fiscal year 1991 authorization request. Testimony was heard from Ivan Sellen, Under Secretary, Management, Department of State.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 1576, amended, to modify the boundary of the Cranberry Wilderness, located in the Monongahela National Forest, WV; H.R. 3545, to amend the Chesapeake and Ohio Canal Development Act to make certain changes relating to the Chesapeake and Ohio Canal National Historical Park Commission; H.R. 3811, amended, to recognize the centennials of national parks and monuments; H.R. 3209, amended, Indiana Dunes National Lakeshore Access and Enhancement Act; and H.R. 3248, amended, to revise the boundary of Gettysburg National Military Park in the Commonwealth of Pennsylvania.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 1620, amended, Judicial Discipline and Impeachment Reform Act of 1989; H.R. 3406, amended, Multiparty, Multiforum Jurisdiction Act of 1989; H.R. 2690, amended, Visual Artists Right Act of 1989; S. 1485, to grant the consent of Congress to the Quad Cities Interstate Metropolitan Authority Compact entered into between the States of Illinois and Iowa; H.R. 743, amended, Negotiated Rulemaking Act of 1989; and H.R. 2372, amended, Radiation Exposure Compensation Act.

The Committee began markup of H.R. 3446, Shock Incarceration Act of 1989.

The Committee also discussed private claims bills.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported the following bills: H.R. 4009, amended, to authorize appropriations for fiscal year 1991 for the Federal Maritime Commission; H.R. 4276, amended, to authorize coastwise documentation for the vessel *HMS Bounty;* H.R. 44, amended, Merchant Marine Fairness and Memorial Act of 1989; H.R. 668, amended, Merchant Mariner Memorial Act of 1989; H.R. 3468, amended, to amend the act entitled "An Act to extend the Wetlands Loan Act" to provide for the expansion of the Stewart B. McKinney National Wildlife Refuge; H.R. 2571, amended, Arizona Wildlife Refuge Wilderness Act of 1989; and H.R. 4283, to authorize expenditures for fiscal year 1991 for the operation and maintenance of the Panama Canal.

FEDERAL EMPLOYEES PAY COMPARABILITY ACT; PAY REFORM GENERALLY

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued hearings on H.R. 3979, Federal Employees Pay Comparability Act of 1990, and pay reform generally. Testimony was heard from public witnesses.

Hearings continue April 4.

EARLY CHILDHOOD EDUCATION AND DEVELOPMENT ACT

Committee on Rules: Granted a modified closed rule providing 2 hours of general debate on H.R. 3, Early Childhood Education and Development Act of 1989, with 1 hour to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Education and Labor and 1 hour to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Ways and Means. All points of order against the bill and against its consideration are

waived. The rule makes in order the text of H.R. 4381, as modified by the amendment printed in section 2 of the rule, as original text for the purpose of amendment, to be considered as having been read. All points of order against the substitute are waived. The rule makes in order an amendment by Representative Stenholm printed in the report accompanying this resolution, to be debatable for 1 hour. The rule makes in order the amendments en bloc, if offered by Representative Gephardt or his designee, debatable for 30 minutes, printed in the report accompanying this resolution. The vote on the Gephardt amendments en bloc are to apply to both the substitute made in order as original text by this resolution and the amendment offered by Representative Stenholm. The rule provides for the amendments en bloc by Representative Edwards of California or his designee, debatable for 40 minutes, printed in the report accompanying this resolution. The vote on the Edwards amendments en bloc are to apply to both the substitute made in order as original text by this resolution and the amendment offered by Representative Stenholm. The amendments offered en bloc by Representatives Gephardt and Edwards are not subject to a demand for a division in the House or in the Committee of the Whole. All points of order against the amendments printed in the report are waived. On the Stenholm, Edwards (Calif.) and Gephardt amendments, all time is equally divided and controlled by the Member offering the amendment and a member opposed. The amendments are not subject to amendment except as specified. Finally, the rule provides one motion to recommit. Testimony was heard from Representatives Tauke and Gingrich.

DIRE SUPPLEMENTAL APPROPRIATIONS

Committee on Rules: Granted a rule waiving sections 302(f), 303(a)(5) and 311(a) of the Congressional Budget Act against consideration of H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers and reduces funds budgeted for military spending for the fiscal year ending September 30, 1990. The rule waives clauses 2(1)(6) of rule XI and clause 7 of rule XXI against consideration of the bill. Clauses 2 and 6 of rule XXI are waived against provisions of the bill. Testimony was heard from Chairman Whitten and Representative Conte.

SUPERCONDUCTING SUPER COLLIDER

Committee on Science, Space, and Technology: Ordered reported amended H.R. 4380, to authorize appropriations for the Superconducting Super Collider.

DOE AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on Department of Energy fiscal year 1991 authorization (Environment, Safety and Health Programs; Biological and Environmental Research). Testimony was heard from the following officials of the Department of Energy: Peter N. Brush, Acting Assistant Secretary, Office of Environment, Safety, and Health; and James F. Decker, Acting Director, Office of Energy Research; and Kristine Gebbie, Secretary of Health, State of Washington.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

DVA COMMUNITY NURSING HOME CARE PROGRAM

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on the DVA Community (Contract) Nursing Home Care Program. Testimony was heard from the following officials of the Department of Veterans Affairs: Ronald P. Morani, Acting Inspector General; and Dr. Daniel H. Winship, Associate Deputy Chief Medical Director; representatives of veterans' organizations and public witnesses.

FEDERAL AGENCY DEBT MANAGEMENT ACT; ASSAULT WEAPONS IMPORT CONTROL ACT

Committee on Ways and Means: Ordered reported amended H.R. 3469, Federal Agency Debt Management Act.

The Committee also began markup of H.R. 1154, Assault Weapons Import Control Act.

Committee recessed subject to call.

INTELLIGENCE BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1991 Intelligence Budget. Testimony was heard from departmental witnesses.

Hearings continue April 3.

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Thursday, March 29, 1990

Senate

Chamber Action

Routine Proceedings, pages 5811–5946

Measures Introduced: Eleven bills and six resolutions were introduced as follows: S. 2361–2371, S.J. Res. 279–282, and S. Con. Res. 110–111.

Page 5904

Measures Reported: Reports were made as follows:

S. 30, to require for certain requirements relating to the convention of oil shale mining claims located under the General Mining Law of 1872 to leases, with an

amendment in the nature of a substitute. (S. Rept. No. 101–259)

H.R. 2392, to amend section 37 of the Mineral Leasing Act relating to oil shale claims, with an amendment in the nature of a substitute. (S. Rept. No. 101–260)

S. 2364, to authorize supplemental economic assistance to support democracy in Panama, Nicaragua, and sub-Saharan Africa.

Page 5903

Measures Passed:

Education Day, U.S.A.: Senate passed H.J. Res. 500, to designate April 6, 1990 as "Education Day, U.S.A.".

Page 5944

Wolf Trap Foundation for the Performing Arts: Senate passed S. 1859, to restructure repayment terms and conditions for loans made by the Secretary of the Interior to the Wolf Trap Foundation for the Performing Arts for the reconstruction of the Filene Center in Wolf Trap Farm Park in Fairfax County, Virginia.

Page 5944

Clean Air Act Amendments, 1989: Senate continued consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 5828, 5867, 5898

Adopted:

(1) Chafee (for Wallop/Simpson) Amendment No. 1420 (to Amendment No. 1293), to require a study of the human health hazard from exposure to asbestos, including serpentine and amphibole fibers.

Page 5874

(2) Metzenbaum Amendment No. 1421 (to Amendment No. 1293), to require certain sources of coke emissions to make available to the public certain assessments.

Page 5879

(3) Chafee (for Symms) Amendment No. 1422 (to Amendment No. 1293), to provide an incentive for small diesel refineries to remove sulfur from diesel sold for off-highway and home heating purposes.

Page 5880

(4) Daschle Amendment No. 1423 (to Amendment No. 1293), to provide for the use of oxygenated fuels and other benign additives to replace the toxic aromatics that are now used to boost octane in gasoline. (By 30 yeas to 69 nays (Vote No. 48), Senate earlier failed to table the amendment.)

Pages 5872, 5881

(5) Symms Amendment No. 1424 (to Amendment No. 1293), to repeal certain mandates with respect to car pooling.

Page 5898

Rejected:

(1) By 49 yeas to 50 nays (Vote No. 47) Byrd Modified Amendment No. 1329 (to Amendment No. 1293), to provide benefits for terminated coal mine workers.

Page 5829

Withdrawn:

Symms Amendment No. 1419 (to Amendment No. 1293), to give marketable sulfur dioxide emissions allowances to small refiners that reduce the level of sulfur in diesel fuel sold for off-highway and home heating purposes.

Page 5867

Pending:

(1) Mitchell Amendment No. 1293, in the nature of a substitute.

Page 5828

(2) Baucus Amendment No. 1307 (to Amendment No. 1293), to grant Administrator authority to authorize limited production of halons after the year 2000 if necessary for aviation safety purposes.

Page 5828

Senate will continue consideration of the bill, and amendments proposed thereto, on Friday, March 30.

Page 5945

FERC Member Term Act: Senate concurred in the amendment of the House to S. 388, to provide for five-year, staggered terms for members of the Federal Energy Regulatory Commission.

Page 5943

Nominations Confirmed: Senate confirmed the following nominations:

Robert Gregory Joseph, of Virginia, for the rank of Ambassador during his tenure of service as United States Commissioner on the U.S.-U.S.S.R. Standing Consultative Commission.

John J. Maresca, of Connecticut, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as Head of the United States Delegation to the Conference on Confidence and Security Building Measures (CSBM).

Everett Ellis Briggs, of New Hampshire, to be Ambassador to the Republic of Portugal.

Edward Morgan Rowell, of California, to be Ambassador to Luxembourg.

Herman Jay Cohen, an Assistant Secretary of State, to be a Member of the Board of Directors of the African Development Foundation for the remainder of the term expiring September 22, 1991.

Page 5945

Nominations Received: Senate received the following nominations:

Don Melvin Newman, of Indiana, for the rank of Minister during his tenure of service as the Representative of the United States of America on the Council of the International Civil Aviation Organization.

Michael L. Williams, of Texas, to be Assistant Secretary for Civil Rights, Department of Education.

Page 5945

Messages From the House: Page 5903

Measures Referred: Page 5903

Executive Reports of Committees: Page 5903

Statements on Introduced Bills: Page 5904

Additional Cosponsors: Page 5926

Amendments Submitted: Page 5933

Notices of Hearings: Page 5935

Authority for Committees: Page 5935

Additional Statements: Page 5936

Record Votes: Two record votes were taken today. (Total—48)

Pages 5860, 5895

Recess: Senate convened at 9 a.m., and recessed at 9:04 p.m., until 10:30 a.m., on Friday, March 30, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 5945.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Research and General Legislation held hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on research issues, receiving testimony from Charles E. Hess, Assistant Secretary of Agriculture for Science and Education; Charles Hassebrook, Center for Rural Affairs and Sustainable Agriculture Coalition, Walthill, Nebraska; James M. Davidson, University of Florida, Gainesville, on behalf of the National Association of State Universities and Land-Grant Colleges; David R. Dyer, American Farmland Trust, Washington, DC; Donald L. Uchtmann, University of Illinois, Urbana; Mary Grim, Lancaster, Pennsylvania, on behalf of the Council for Agricultural Research, Extension, and Teaching; and Frederick Kirschenmann, Windsor, North Dakota.

Hearings were recessed subject to call.

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Conservation and Forestry held hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on conservation programs, receiving testimony from Senator Kasten; Bruce Gardner, Assistant Secretary for Economics, and R. Mack Gray, Assistant to the Chief for Strategic Planning and Budget Analysis, Soil Conservation Service, both of the Department of Agriculture; John F. Turner, Director, U.S. Fish and Wildlife Service, Department of the Interior; Lester R. Brown, Worldwatch Institute, Robert Wetherbee, National Association of Conservation Districts, and Cindy Deacon Williams, National Wildlife Federation, all of Washington, DC; Frank Jones, Lubbock, Texas, representing the National Cotton Council; Layton Hoysler, Faribault, Minnesota, representing the American Society of Farm Managers and Rural Appraisers; Peter A. A. Berle, National Audubon Society, New York, New York; Todd Herreid, Fargo, North Dakota, representing the Sierra Club; Robert Warrick, Meadow Grove, Nebraska, representing the Sustainable Agriculture Coalition; Doug Nebel, Emerson, Nebraska; and Marion Berry, Gillett, Arkansas.

Hearings were recessed subject to call.

APPROPRIATIONS—COMMERCE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary held hearings on proposed budget estimates for fiscal year 1991 for the Department of Commerce, receiving testimony in behalf of funds for their respective activities from John A. Knauss, Under Secretary for Oceans and Atmosphere, and John W. Lyons, Director, National Institute for Standards and Technology, both of the Department of Commerce.

Subcommittee will meet again Thursday, April 19.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1991 for the U.S. Army, receiving testimony from Michael P.W. Stone, Secretary of the Army; and Gen. Carl E. Vuono, USA, Army Chief of Staff.

Subcommittee will meet again Tuesday, April 3.

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1991 for energy and water development programs, receiving testimony from Senators McCain, Daschle, Pressler, Danforth, and Conrad; Representative Brooks; Arizona Governor Rose Mofford, Phoenix; North Dakota Governor George A. Sinner, Bismarck; and numerous public witnesses.

Subcommittee will meet again Wednesday, April 4.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held hearings on proposed budget estimates for fiscal year 1991 for the Departments of Labor, Health and Human Services, and Education, receiving testimony from Senator Simon; Minnesota Governor Rudy Perpich, St. Paul; and numerous public witnesses.

Subcommittee recessed subject to call.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed

budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from Brian W. Clymer, Administrator, Urban Mass Transportation Administration, Department of Transportation; and Carmen E. Turner, General Manager, Washington Metropolitan Area Transit Authority.

Subcommittee will meet again Thursday, April 5.

APPROPRIATIONS—NSF

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991 for the National Science Foundation, receiving testimony from Erich Bloch, Director, National Science Foundation.

Subcommittee will meet again Thursday, April 5.

HOPE INITIATIVE

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs resumed hearings on S. 2304, to ensure low-income and moderate-income Americans greater opportunities for homeownership and management of their housing, including a related measure S. 566, National Affordable Housing Act, receiving testimony from Mayor Jessie M. Rattley, Newport News, Virginia, representing the U.S. Conference of Mayors; Mayor James Moran, Alexandria, Virginia, representing the National League of Cities; Benson F. Roberts, Local Initiatives Support Corporation, Barry Zigas, National Low Income Housing Coalition, Kenneth G. Lore, National Housing Conference, Marilyn Melkonian, Telesis Corporation, and Tim Masanz, Committee on Economic Development and Technical Innovation, and Wendy Adler, Committee on Human Resources, both on behalf of the National Governors Association, all of Washington, DC; Walter Webdale, Fairfax County Housing and Community Development, Fairfax, Virginia, representing the Association of Local Housing Finance Agencies; Diane Voneida, City of Rockford Community Development Department, Rockford, Illinois, representing the National Community Development Association; Bernard Tetrault, Montgomery County Housing Opportunity Commission, Rockville, Maryland, representing the National Association of Housing and Redevelopment Officials; Nathan I. Nagler, B'nai B'rith House, Queens, New York, representing the B'nai B'rith International Senior Citizens Housing Committee; Amy Anthony, Massachusetts Executive Office of Communities and Development, Boston, representing the Council of State Community Affairs Agencies; Eva M. Clayton, Raleigh County Commissioner, Raleigh, North Carolina, representing the Housing Assistance Council, Inc.; Mark Hendrickson, Florida Housing Finance Agency, Tallahassee, representing the National Council of State Housing Agencies; Paul C. Brophy, The Enterprise Foundation, Columbia, Maryland; Patrick Halpin, Suffolk County, New York; representing the National Association of County Officials; and Thomas W. Slemmer, National Church Residences, Columbus, Ohio, representing the American Association of Homes for the Aging.

Hearings were recessed subject to call.

SECURITIES MARKETS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities held hearings to examine the regulatory structure and certain jurisdictional issues of the securities and futures markets, focusing on margin on stock index futures and the exclusivity clause, receiving testimony from Senator Leahy; Robert R. Glauber, Under Secretary of the Treasury for Finance; Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System; Richard C. Breeden, Chairman, Securities and Exchange Commission; and Wendy L. Gramm, Chairman, Commodity Futures Trading Commission.

Hearings were recessed subject to call.

CABLE TV CONSUMER PROTECTION

Committee on Commerce, Science, and Transportation: Subcommittee on Communications held hearings on S. 1880, to revise title VI of the Communications Act of 1934 to ensure carriage on cable television of local news and other programming and to restore the right of local regulatory authorities to regulate cable television rates, receiving testimony from James P. Mooney, National Cable Television Association, Edward O. Fritts, National Association of Broadcasters, James Hedlund, Association of Independent Television Stations, Inc., Henry Geller, Markel Foundation, and Decker Anstrom, National Cable Television Association, all of Washington, DC; Amos B. Hostetter, Jr., Continental Cablevision, Inc., Boston, Massachusetts; Thomas Burchill, LifeTime, and Jay Kriegel, CBS, both of New York, New York; Joseph W. Hippel III, People's Choice TV, Rantoul, Illinois; Cyril Vetter, WLVA TV, Baton Rouge, Louisiana; and Alan Garner, Jefferson City, Missouri.

Hearings continue on Wednesday, April 4.

EARTHQUAKE HAZARDS REDUCTION PROGRAM

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings on proposed legislation authorizing funds for the National Earthquake Hazards Reduction Program, after receiving testimony from Grant C. Peterson, Associate Director for State and Local Programs and Support, Federal Emergency Management Agency; Dallas Peck, Director, Geological Survey, Department of the Interior; James F. Hays, Director, Earth Sciences Division, Directorate for Geosciences, and Robert D. Hanson, Director, Biological and Critical Systems Division, Engineering Directorate, both of the National Science Foundation; Richard N. Wright, Director, Center for Building Technology, National Institute of Standards and Technology, Department of Commerce; John Cecilio, Chief Engineer, Naval Facilities Engineering Command, Department of the Navy;

Donald R. Trilling, Director, Office of Transportation Regulatory Affairs, Office of the Secretary, Department of Transportation; R.D. Ross, Missouri Emergency Management Agency, Jefferson City; Robert V. Whitman, Massachusetts Institute of Technology, Cambridge; and James E. Beavers, Martin Marietta Energy Systems, Oak Ridge, Tennessee.

OPEN SKIES NEGOTIATIONS

Committee on Foreign Relations: Subcommittee on European Affairs held hearings on a proposed arms control treaty between NATO and Warsaw countries, with respect to the open skies as affected by overflights, radar, flight quotas, aircraft operation, and high-tech equipment, receiving testimony from John H. Hawes, Head of U.S. Delegation to the Open Skies Negotiations, Department of State; Michael Krepon, The Henry L. Stimson Center, Washington, DC; and Robert F. Nesbit, MITRE Corporation, Boston, Massachusetts.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following bills:

S. 273, to prohibit deceptive mailing practices by expanding the post office's authority to stop delivery of certain materials, with an amendment in the nature of a substitute;

H.R. 3086, to grant appeal rights based on adverse actions as well as appeal and procedural rights for excepted service employees before the Merit Systems Protection Board for actions based on unacceptable performance, with an amendment in the nature of a substitute;

S. 444, to strengthen the Federal Advisory Committee Act management controls and clarify requirements in the law for the establishment, operation and termination of Federal advisory committees, with an amendment in the nature of a substitute; and

S. 1424, to provide that reimbursement for certain travel expenses related to relocation of Federal Employees shall apply to all stations within the United States.

Also, committee began consideration of S. 1742, authorizing funds for fiscal years 1991 and 1992 for the Paperwork Reduction Act of 1980, and to strengthen Federal agency responsibility and accountability of information resources management, but did not complete action thereon, and will meet again Thursday, April 5.

SEMICONDUCTOR INDUSTRY

Committee on the Judiciary: Subcommittee on Technology and the Law concluded oversight hearings to review certain antitrust reforms relating to joint production ventures in the semiconductor industry, after receiving testimony from Robert N. Noyce, SEMATECH, Inc., Austin, Texas; Sanford L. Kane, U.S. Memories, New York, New York; Gary Hillman, Machine Technology, Inc., Parsippany, New Jersey, on behalf of Semiconductor Equipment and Materials International; and Clyde Prestowitz, Economic Strategy Institute, Washington, D.C.

HOME ENERGY ASSISTANCE PROGRAM

Committee on Labor and Human Resources: Subcommittee on Children, Family, Drugs, and Alcoholism held hearings on proposed legislation authorizing funds for the low income home energy assistance program, receiving testimony from Senator Heinz; Bradford S. Chase, Connecticut Under Secretary for Energy, Office of Policy and Management, Hartford; Meg Power, National Community Action Foundation, and Helen Gonzales, National Consumer Law Center, both of Washington, D.C.; Susan Merrow-Kehoe, Massachusetts Office of Fuel Assistance, Boston; Larry K. Kleeman, Lincoln Hills Development Corporation, Tell City, Indiana; Eugene F. Sturgeon, Northeast Utilities, Berlin, Connecticut; Ernest Karkut, Southern Connecticut Natural Gas Company, Bridgeport, on behalf of the American Gas Association; Ruth Kavanagh, Warwick, Rhode Island, and Ruth Scarborough, Olympia, Washington, both on behalf of the American Association of Retired Persons; James Douglas, Columbus, Ohio; and Carlos Dominguez, Washington, Iowa.

Hearings were recessed subject to call.

AUTHORIZATIONS—ARTS ENDOWMENT

Committee on Labor and Human Resources: Subcommittee on Education, Arts and Humanities resumed hearings on proposed legislation authorizing funds for the National Foundation on the Arts and Humanities, focusing on the National Endowment for the Arts, receiving testimony from John E. Frohnmayer, Chairman, National Endowment for the Arts; Franklin W. Robinson, Rhode Island School of Design, Providence; Edward Villella, Miami City Ballet, Miami Beach, Florida; Alexander L. Nyerges, Mississippi Museum of Art, Jackson, on behalf of the American Association of Museums; and Harold Prince, on behalf of the National Council on the Arts, Peter C. Goldmark, Jr., The Rockefeller Foundation, Milton Rhodes, American Council for the Arts, and Garrison Keillor, all of New York, New York.

Subcommittee will meet again Thursday, April 5.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 4415–4439; 1 private bill, H.R. 4440; and 6 resolutions, H.J. Res. 533–535, H. Con. Res. 294–295, and H. Res. 371 were introduced.

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Reports Filed: Reports were filed as follows:

H.R. 1236, to establish evidentiary standards for Federal civil antitrust claims based on resale price fixing (H. Rept. 101–438); and

Conference report on S. 1096, to provide for the use and distribution of funds awarded the Seminole Indians in dockets 73, 151, and 73–A of the Indian Claims Commission (H. Rept. 101–439).

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Child Care: By a recorded vote of 265 ayes to 145 noes, Roll No. 60, the House passed H.R. 3, to authorize appropriations to expand Head Start programs and programs carried out under the Elementary and Secondary Education Act of 1965 to include child care services.

Page 6044

Rejected a Gingrich motion to commit the bill jointly to the Committee on Ways and Means and the Committee on the Budget with instructions to hold hearings on the bill and the net deficit effect of this Act and amendments made by this Act for the first 5 fiscal years beginning after September 30, 1990, and to report promptly back to the House their recommendations on how to offset any such net deficit effect (rejected by a yea-and-nay vote of 152 yeas to 259 nays, Roll No. 59).

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Agreed to the amendment in the nature of a substitute made in order by the rule (agreed to by a recorded vote of 263 ayes to 158 noes, Roll No. 58).

Page 5993

Rejected:

The Stenholm amendment in the nature of a substitute that sought to increase the funding for the Head Start program, but would permit only 50% of the funds to be used to expand the program to a full-day program; not to authorize funds for a separate program to provide before and after-school care in schools for school-aged children and for pre-school children throughout the day; provide an increase in title XX block grants to States for child care services; provide expansion of the basic Earned Income Tax Credit (EITC) and provide for a matching grants child care program for private companies; and entitle individuals over 65 years old who perform child care services be entitled to an exemption on the earnings from Social Security excess earnings tax (rejected by a recorded vote of 195 ayes to 225 noes, Roll No. 57);

Page 6007

Rejected the following amendments to the substitute made in order by the rule and to the Stenholm amendment in the nature of a substitute:

The Price amendment that sought to permit, rather than require, States to have a voucher program (rejected by a recorded vote of 182 ayes to 243 noes, Roll No. 55); and

Page 6011

The Edwards of California amendment that sought to prevent religious care providers from receiving assistance under title XX to discriminate on the basis of religion; and provide that nothing in the bill override any State law that does not allow public funds to be used in or by sectarian institutions (rejected by a recorded vote of 125 ayes to 297 noes, Roll No. 56).

Page 6016

H. Res. 368, the rule under which the bill was considered was agreed to earlier by a recorded vote of 246 ayes to 176 noes, Roll No. 54. Earlier, agreed to the Frost motion to order the previous question on the resolution (agreed to by a yea-and-nay vote of 251 yeas to 171 nays, Roll No. 53).

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Legislative Program: Representative Frost announced the legislative program for the week of April 3. Agreed to adjourn from Thursday to Monday.

Page 6045

Meeting Hour: Agreed to meet at noon on Wednesday, April 4.

Page 6046

Calendar Wednesday: Objection was heard to a unanimous-consent request to dispense with Calendar Wednesday business of April 4.

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Quorum Calls—Votes: Two yea-and-nay and six recorded votes developed during the proceedings of the House today and appear on pages 5958, 5959, 6016, 6026, 6040, 6041, and 6044.

Adjournment: Met at 10 a.m. and adjourned at 8:45 p.m.

Committee Meetings

NATIONAL NUTRITION MONITORING AND RESEARCH ACT; FARM BILL

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture approved for full Committee action amended H.R. 1608, National Nutrition Monitoring and Research Act of 1989.

The Subcommittee also began markup of the research title of the 1990 Farm bill.

FARM BILL

Committee on Agriculture: Subcommittee on Tobacco and Peanuts approved for full Committee action the Peanut title of the 1990 Farm bill.

FARM BILL

Committee on Agriculture: Subcommittee on Wheat, Soybeans, and Feed Grains continued markup of the Wheat, Soybeans, and Feed Grains titles of the Farm Bill.

Will continue April 3.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on Misuse of Foreign Aid Funds. Testimony was heard from Herbert L. Beckington, Inspector General,

AID, U.S. International Development Cooperation Agency; Sherman M. Funk, Inspector General, Department of State; Frank C. Conahan, Assistant Comptroller General, National Security and International Affairs Division, GAO; and Stephen A. Trodden, Assistant Inspector General, Auditing, Department of Defense.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Department of Energy: Fossil Energy; Naval Petroleum Reserves; Strategic Petroleum Reserve; and on Clean Coal Technology. Testimony was heard from Robert H. Gentile, Assistant Secretary, Fossil Energy, Department of Energy.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the following: Action; Federal Mine Safety and Health Review Commission; Corporation for Public Broadcasting; and on the National Council on Disability. Testimony was heard from Jane A. Kenny, Director, ACTION; Ford B. Ford, Chairman, Federal Mine Safety and Health Review Commission; Don Ledwig, President and Chief Executive Officer, Corporation for Public Broadcasting; and Ethel Briggs, Acting Associate Director, National Council on Disability.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction concluded appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on Rural Development, Agriculture and Related Agencies concluded appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on the Council of Economic Advisers, Office of Government Ethics and the Office of Policy Development. Testimony was heard from Michael J. Boskin, Chairman, Council of Economic Advisers; the following officials of the Office of Government Ethics, OPM: Donald E. Campbell, Acting Director; F. Gary Davis, General Counsel; and Robert E. Lammon, Administrative Officer; Roger B. Porter, Assistant to the President, Economic and Domestic Policy; and David R. Alexander, Director, Administration, Office of Policy Development.

ACQUISITION ISSUES

Committee on Armed Services: Subcommittee on Investigations held a hearing on acquisition issues. Testimony was heard from Representatives Collins, Boxer, Mavroules, Weldon and Machtley; the following officials of the Department of Defense: Jack Strickland, Director, Industrial Productivity and Quality, Office of the Assistant Secretary, Production and Logistics; Lt. Gen. Donald W. Jones, USA, Deputy Assistant Secretary, Military Manpower and Personnel Policy; and Eleanor Spector, Deputy Assistant Secretary, Procurement; and public witnesses.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Research, Development, Test and Evaluation, Defense Agencies, on Weapons and Tracked Combat Vehicles, Army. Testimony was heard from the following officials of the Department of Defense: Craig I. Fields, Director, Defense Advanced Research Projects Agency; and Maj. Gen. James C. Cercy, USA, Deputy for Systems Management, Office of the Assistant Secretary of the Army (Research, Development, and Acquisition).

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities continued hearings on the military construction portion of the fiscal year 1991 national defense authorization request, with emphasis on future policy and missions of the reserve components and the impact on military construction. Testimony was heard from the following officials of the Department of Defense: Stephen M. Duncan, Assistant Secretary, Reserve Affairs; Lt. Gen. John B. Conaway, USAF, Chief, National Guard Bureau; Brig. Gen. William A. Navas, Jr., USA, Deputy Director, Army National Guard; Brig. Gen. Donald W. Sheppard, USAF, Deputy Director, Air National Guard; Maj. Gen. William F. Ward, USA, Chief, Army Reserve; RAdm. Wallace N. Guthrie, Deputy Director, Naval Reserve; Maj. Gen. E.P. Looney, Jr., USMC, Assistant Deputy Chief of Staff, Manpower and Reserve Affairs for Reserve Affairs, U.S. Marine Corps; and Maj. Gen. Roger P. Scheer, USAF, Chief, Air Force Reserve.

Hearings continue April 4.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continued hearings on the manpower portion of the fiscal year 1991 national defense authorization request, with emphasis on adequacy of medical and support staffing, focusing on overseas. Testimony was heard from David P. Baine, Director, Federal Health Care Delivery Issues, Human Resources Division, GAO; and the following officials of the Department of Defense: Dr. Enrique Mendez, Jr., Assistant Secretary, Health Affairs; Lt. Gen. F.F. Ledford, Jr., USA, Surgeon General of the Army; VAdm. James A. Zimble, USN, Surgeon General of the Navy; Maj. Gen. James G. Sanders, USAF, Deputy Surgeon General of the Air Force; Lt. Gen. Allen K. Ono, USA, Deputy Chief of Staff, Personnel, Department of the Army; VAdm. Jeremy M. Boorda, USN, Deputy Chief of Naval Operations (Manpower, Personnel and Training) and Chief of Naval Personnel, Department of the Navy; and Lt. Gen. Thomas A. Hickey, USAF, Deputy Chief of Staff, Personnel, Department of the Air Force.

MERCHANT MARINE AND DEFENSE ACT

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials and the Subcommittee on Merchant Marine of the Committee on Merchant Marine and Fisheries held a joint hearing on H.R. 2463, Merchant Marine and Defense Act of 1989. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance concluded oversight hearings on the Financial Institutions Reform, Recovery and Enforcement Act. Testimony was heard from public witnesses.

CLEAN AIR ACT AMENDMENTS

Committee on Energy and Commerce: Continued markup of H.R. 3030, Clean Air Act Amendments of 1989.

MISCELLANEOUS MEASURES; REQUESTS FOR EMERGING DEMOCRACIES

Committee on Foreign Affairs: Ordered reported the following measures: H. Con. Res. 290, amended, in support of the unified status of Jerusalem; and H. Res. 354, expressing the sense of the House of Representatives regarding United States military assistance for the Republic of Liberia and human rights abuses in Liberia

The Committee also continued consideration of the Administration's pending requests for Emerging Democracies.

IMPACT ON CONSUMERS OF STATE MOTOR CARRIER REGULATIONS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on the Impact on Consumers of State Motor Carrier Regulations. Testimony was heard from Jeffrey N. Shane, Assistant Secretary, Policy and International Affairs, Department of Transportation; and public witnesses.

INDIAN ISSUES

Committee on Interior and Insular Affairs: Held a hearing on the issues of Indian Mental Health and on S. 1270, to provide an Indian mental health demonstration grant program. Testimony was heard from Denise Dougherty, Project Director, OTA; Dr. Everett Rhoades, Director, Indian Health Service, Department of Health and Human Services; Ronal D. Eden, Acting Deputy to the Assistant Secretary, Indian Affairs (Tribal Services), Department of the Interior; and public witnesses.

The Committee also held a hearing on H.R. 3049, to settle claims of the Aroostook Band of Micmacs resulting from the band's omission from the Maine Indian Claims Settlement Act of 1980. Testimony was heard from Representative Brennan; Ronal D. Eden, Acting Deputy to the Assistant Secretary, Indian Affairs (Tribal Services), Department of the Interior; and public witnesses.

NIOBRARA RIVER

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 761, Niobrara River Designation Act of 1989; H.R. 1673, to designate the Niobrara River in the State of Nebraska for study as a potential addition to the National Wild and Scenic Rivers System; H.R. 3823, to amend the Wild and Scenic Rivers Act by designating a segment of the Niobrara River in Nebraska as a component of the National Wild and Scenic Rivers System; and S. 280, Niobrara River Scenic River Designation Act of 1989. Testimony was heard from Senators Exon and Kerrey; Representatives Smith of Nebraska, Bereuter, and Hoagland; Herbert Cables, Deputy Director, National Park Service, Department of the Interior; Howard Lambe, Senator, State of Nebraska; and public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Water, Power and Offshore Energy Resources held an oversight hearing regarding pipeline corrosion and environmental issues related to the operations of the Trans-Alaska Pipeline System (TAPS). Testimony was heard from James Duffus III, Director, Natural Resources Management Issues, Resources Community and Economic Development Division, GAO; Cy Jamison, Director, Bureau of Land Management, Department of the Interior; George W. Tenley, Jr., Director, Office of Pipeline Safety, Department of Transportation; Thomas Dunne, Acting Director, Region X, EPA; the following officials of the State of Alaska: Jerry Brossia, Pipeline Coordinator, Department of Natural Resources; Doug Mertz, Assistant Attorney General; and Michele Brown, Regional Adminis-

trator, Division of Environmental Quality, Department of Environmental Conservation; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights continued oversight hearings on the FBI's Affirmative Action and Equal Employment Opportunity Practices. Testimony was heard from Representative Martinez; and James R. Perez, Director, Office of Equal Employment Opportunity, FBI, Department of Justice.

FOREIGN COMMUNICATIONS FREE TRADE ACT

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property, and the Administration of Justice held a hearing on H.R. 2689, Foreign Communications Free Trade Act of 1989. Testimony was heard from Mark M. Richard, Deputy Assistant Attorney General, Criminal Division, Department of Justice; and public witnesses.

CORRECTIONAL OPTIONS INCENTIVES AMENDMENTS ACT

Committee on the Judiciary: Subcommittee on Crime continued hearings on H.R. 4158, Correctional Options Incentives Amendments Act. Testimony was heard from public witnesses.

ENVIRONMENTAL CRIMES ACT

Committee on the Judiciary: Subcommittee on Criminal Justice approved for full Committee action amended H.R. 3641, Environmental Crimes Act of 1989.

FUTURE OF OUR NATION'S INFRASTRUCTURE NEEDS

Committee on Public Works and Transportation: Held a hearing to examine the future of our Nation's Infrastructure Needs. Testimony was heard from Representatives Gephardt and Gingrich; Maj. Gen. Patrick J. Kelly, USA, Director, Civil Works, Corps of Engineers, Department of the Army; and a public witness.

SPACE STATION DESIGN FLAWS

Committee on Science, Space, and Technology: Held a hearing on Space Station Design Flaws. Testimony was heard from the following officials of the Lyndon B. Johnson Space Center, NASA: William Fisher and Charles Price, both Co-Chairmen, EVA Requirement Study Team; D. Bryant Cramer, Space Station Program Office; and David Walker, Space Station Assembly.

FEDERAL RESEARCH POLICY FOR SEMICONDUCTORS AND CONSUMER ELECTRONICS

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held a hearing on Federal Research Policy for Semiconductors and Consumer Electronics. Testimony was heard from Representative Levine of California; and public witnesses.

PAYROLL TAXES, HEALTH INSURANCE AND SBA BUDGET PROPOSALS

Committee on Small Business: Held a hearing on Payroll Taxes, Health Insurance and SBA budget proposals. Testimony was heard from public witnesses.

DVA NATIONAL CEMETERY PROGRAM

Committee on Veterans' Affairs: Subcommittee on Housing and Memorial Affairs held a hearing on DVA National Cemetery Program. Testimony was heard from Jo Ann K. Webb, Director, National Cemetery System, Department of Veterans Affairs; Steven Dola, Deputy for Management (Civil Works), Department of the Army, representatives of veterans' organizations; and public witnesses.

PHYSICIAN PAYMENTS UNDER PART B OF THE MEDICARE PROGRAM

Committee on Ways and Means: Subcommittee on Health held a hearing on fiscal year 1991 budget issues relating to Physician Payments under Part B of the Medicare Program. Testimony was heard from Dr. Philip R. Lee, Chairman, Physician Payment Review Commission; Gail R. Wilensky, Administrator, Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

Joint Meeting

FEDERAL STATISTICAL PROGRAMS

Joint Economic Committee: Committee resumed hearings to examine the quality of Federal statistical programs, focusing on data users' assessments of the current state of Federal statistics, the White House Working Group's proposals for improvement, and directions for future initiatives, receiving testimony from Sar Levitan, George Washington University, and Joel Popkin, Joel Popkin and Company, both of Washington, DC; and James F. Smith, University of North Carolina, Chapel Hill, on behalf of the National Association of Business Economists.

Hearings were recessed subject to call.

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Friday, March 30, 1990

Senate

Chamber Action

Routine Proceedings, pages 6095–6174

Measures Introduced: Fifteen bills and three resolutions were introduced as follows: S. 2372–2386, and S. Con. Res. 112–114.

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Measures Reported: Reports were made as follows:

H.R. 987, to amend the Alaska National Interest Lands Conservation Act, to designate certain lands in the Tongass National Forest as wilderness, with an amendment in the nature of a substitute. (S. Rept. No. 101–261)

S. 1424, to amend chapter 57 of title 5, United States Code, to provide that reimbursement for certain travel expenses related to relocation of Federal employees shall apply to all stations within the United States.

Page 6114

Clean Air Act Amendments, 1989: Senate continued consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

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Adopted:

(1) Gore Amendment No. 1425 (to Amendment No. 1293), to strike provisions that would allow plants to use mitigation measures.

Page 6100

Pending:

(1) Mitchell Amendment No. 1293, in the nature of a substitute.

Page 6100

(2) Baucus Amendment No. 1307 (to Amendment No. 1293), to grant Administrator authority to authorize limited production of halons after the year 2000 if necessary for aviation safety purposes.

Page 6100

Senate will continue consideration of the bill, and amendments proposed thereto, on Monday, April 2.

Executive Report of a Committee: The Senate received the following executive report of a committee:

Report to accompany the nomination of Robert W. Sweet, Jr., of Virginia, to be Administrator of the Office of Juvenile Justice and Delinquency Prevention, Department of Justice. (Ex. Rept. No. 101–19)

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Appointments:

Federal Council on the Aging: The Chair, on behalf of the President pro tempore, pursuant to Public Law 93–29, as amended by Public Law 98–459, appointed Dr. Virginia Zachert, of Georgia, to the Federal Council on Aging.

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Nominations Confirmed: Senate confirmed the following nominations:

3 Air Force nominations in the rank of general.

A routine list in the Marine Corps.

Page 6173

Nominations Received: Senate received the following nominations:

Richard W. Vollmer, Jr., of Alabama, to be United States District Judge for the Southern District of Alabama.

Rear Admiral William J. Kime, U.S. Coast Guard, to be Commandant, United States Coast Guard for a term of four years with the grade of admiral while so serving.

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Communications: Page 6113

Executive Reports of Committees: Page 6114

Statements on Introduced Bills: Page 6115

Additional Cosponsors: Page 6155

Amendments Submitted: Page 6155

Authority for Committees: Page 6165

Additional Statements: Page 6166

Recess: Senate convened at 10:30 a.m., and recessed at 2:49 p.m., until 1 p.m., on Monday, April 2, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 6173.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Roland R. Vautour, Under Secretary, Small Community and Rural Development, La Verne Ausman, Administrator, Farmers Home Administration, David Gabriel, Acting Manager, Federal Crop Insurance Corporation, Gary C. Byrne, Administrator, Rural Electrification Administration, and Robert E. Sherman, Deputy Director for Legislative and Regulatory Systems, all of the Department of Agriculture.

Subcommittee will meet again Wednesday, April 4.

APPROPRIATIONS—OTA/LOC

Committee on Appropriations: Subcommittee on the Legislative Branch held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for the Office of Technology Assessment from Senators Kennedy and Stevens; and John H. Gibbons, Director, OTA; and in behalf of funds for the Library of Congress from James H. Billington, Librarian of Congress.

Subcommittee will meet again Friday, April 6.

NOMINATIONS

Committee on Armed Services: On Thursday, March 29, committee ordered favorably reported 190 military nominations in the Air Force and Marine Corps.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nomination of Tim-

othy Ryan, of Virginia, to be Director, Office of Thrift Supervision, Department of the Treasury.

HYDROGEN R&D

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held hearings on S. 639, authorizing funds through fiscal year 1993 to establish a research and development program for the development of a domestic hydrogen fuel production capability, receiving testimony from J. Michael Davis, Assistant Secretary of Energy for Conservation and Renewable Energy; Gregory M. Reck, Director, Office of Propulsion, Power and Energy Division, Office of Aeronautics, Exploration and Technology, National Aeronautics and Space Administration; Jeffrey A. Serfass, National Hydrogen Association, Washington, DC; Patrick K. Takahashi, Hawaii Natural Energy Institute, Honolulu; Robert B. Moore, Air Products and Chemicals, Inc., Allentown, Pennsylvania; and Willis M. Hawkins, Lockheed Corporation, Calabasas, California.

Hearings were recessed subject to call.

U.N. ZIONISM RESOLUTION

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs concluded hearings to examine certain issues with respect to S.J. Res. 246, calling upon the United Nations to repeal General Assembly Resolution 3379, which equates Zionism with racism (pending on Senate calendar), after receiving testimony from Thomas R. Pickering, U.S. Permanent Representative to the United Nations; John R. Bolton, Assistant Secretary of State for International Organization Affairs; Seymour D. Reich, Conference on Presidents of Major American Jewish Organizations, and Kenneth Bialkin, Jewish Community Relations Council of New York, both of New York, New York; and Burton M. Joseph, Anti-Defamation League of B'nai B'rith, Washington, DC.

EMPLOYER SANCTIONS AND DISCRIMINATION

Committee on the Judiciary: Committee held hearings on S.J. Res. 280, approving the findings of the Comptroller General of the United States contained in the General Accounting Office report, dated March 29, 1990, regarding discrimination in the enforcement of employer sanctions under the Immigration Act of 1986, receiving testimony from Charles A. Bowsher, Comptroller General, Richard L. Fogel, Assistant Comptroller General, Henry R. Wray, Senior Associate General Counsel, and Alan Stapleton, Assistant Director, all of the General Accounting Office.

Hearings continue Friday, April 20.

AUTHORIZATIONS—DEVELOPMENTAL DISABILITIES

Committee on Labor and Human Resources: Subcommittee on Disability Policy concluded hearings on proposed legislation authorizing funds for programs of the Developmental Disabilities Act, after receiving testimony from Deborah L. McFadden, Commissioner, Administration on Developmental Disabilities, Department of Health and Human Services; Elizabeth M. Boggs, Hampton, New Jersey, on behalf of the Consortium for Citizens with Disabilities; K. Charlie Lakin, University of Minnesota, Minneapolis; Ken Campbell, Ohio Developmental Disabilities Planning Council, Columbus, on behalf of the National Association of Developmental Disabilities Councils; F. Henry Brown, Greenville, South Carolina, on behalf of the National Association of Protection and Advocacy Systems; and Alfred Healy, University of Iowa, Iowa City, and Kimberly Hurley, Volga, Iowa, both on behalf of the American Association of University Affiliated Programs for Persons with Developmental Disabilities.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, April 2.

Committee Meeting

INDIAN WATER RIGHTS CLAIMS

Committee on Interior and Insular Affairs: Held a hearing on H.R. 4148, to authorize the Secretary of the Interior to acquire certain water rights for the settlement of Indian water rights claims in the State of Arizona. Testimony was heard from Patrick Hayes, Deputy to the Assistant Secretary, Indian Affairs, Department of the Interior; and public witnesses.

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Monday, April 2, 1990

Senate

Chamber Action

Routine Proceedings, pages 6182–6246

Measures Introduced: Seven bills and one resolution were introduced as follows: S. 2387–2393, and S.J. Res. 283.

Page 6227

Measures Reported: Reports were made as follows:

S. 2006, to establish the Department of the Environment, provide for a global environmental policy of the United States, with an amendment in the nature of a substitute. (S. Rept. No. 101–262)

Page 6226

Measures Passed:

National Student Athlete Day: Committee on the Judiciary was discharged from further consideration of S.J. Res. 268, to designate April 6, 1990, as "National Student-Athlete Day," and the resolution was then passed.

Page 6245

Clean Air Act Amendments, 1989: Senate continued consideration of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 6185, 6196, 6203, 6222

Adopted:

(1) Pressler Amendment No. 1426 (to Amendment No. 1293), to provide flexibility to Federal Power Marketing Agencies to use fossil fuels during periods of inadequate hydroelectric power generation.

Page 6186

(2) Chafee (for Hatch) Amendment No. 1427 (to Amendment No. 1293), relating to the increase in fugitive emissions resulting from hardrock and noncoal mining.

Page 6186

(3) Stevens-Murkowski Amendment No. 1428 (to Amendment No. 1293), to include domestic production of crude oil and natural gas energy supplies on the North Slope of Alaska as national security interests of the United States.

Page 6197

(4) Warner Amendment No. 1429 (to Amendment No. 1293), to ensure the continued testing of rocket engines or motors.

Page 6197

(5) Durenberger Amendment No. 1430 (to Amendment No. 1293), to delay emission control provisions relating to heavy duty buses in certain urban areas.

Page 6200

(6) Stevens Amendment No. 1433 (to Amendment No. 1293), to direct a study on the effect of sustained cold temperature on oxygenated fuels and the feasibility of the use of such fuels.

Page 6217

(7) Durenberger (for Wilson) Amendment No. 1434 (to Amendment No. 1293), to provide for economic incentives and disincentives in ozone extreme areas.

Page 6218

(8) Durenberger (for Wilson) Amendment No. 1435 (to Amendment No. 1293), of a technical nature.

Page 6219

(9) Mitchell (for DeConcini/McCain) Amendment No. 1437 (to Amendment No. 1293), to make technical changes.

Page 6222

Pending:

(1) Mitchell Amendment No. 1293, in the nature of a substitute.

Page 6185

(2) Baucus Amendment No. 1307 (to Amendment No. 1293), to grant Administrator authority to authorize limited production of halons after the year 2000 if necessary for aviation safety purposes.

Page 6185

(3) McClure Amendment No. 1431 (to Amendment No. 1293), to restrict the importation of electricity generated from foreign fossil fuel utilities.

Page 6203

A unanimous-consent time agreement was reached providing for further consideration of Amendment No. 1431 on Tuesday, April 3.

Page 6211

(4) Murkowski Amendment No. 1432 (to Amendment No. 1293), to redefine the terms "repowering" and "qualifying phase I technology."

Pages 6212

A unanimous-consent time agreement was reached providing for further consideration of Amendment No. 1432 on Tuesday, April 3.

Pages 6215

Senate will continue consideration of the bill, and amendments proposed thereto, on Tuesday, April 3, with a vote on final passage to occur no later than 8 p.m.

Page 6246

Executive Report of a Committee: The Senate received the following executive report of a committee:

Report to accompany the nomination of T. Timothy Ryan, Jr., of Virginia, to be Director of the Office of Thrift Supervision. (Ex. Rept. No. 101–20)

Page 6226

Presidential Messages: Senate received the following messages from the President of the United States:

(1) Transmitting an amendment to the International Regulations for Preventing Collisions at Sea, which was referred to the Committee on Commerce, Science, and Transportation. (PM–106)

Page 6226

Messages From the House: Page 6226

Measures Referred: Page 6226

Measures Placed on Calendar: Page 6226

Communications: Page 6226

Executive Reports of Committees: Page 6226

Statements on Introduced Bills: Page 6227

Additional Cosponsors: Page 6233

Amendments Submitted: Page 6235

Authority for Committees: Page 6237

Additional Statements: Page 6237

Recess: Senate convened at 1 p.m., and recessed at 7:15 p.m., until 9:15 a.m., on Tuesday, April 3, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 6245.)

Committee Meetings

APPROPRIATIONS—MILITARY CONSTRUCTION

Committee on Appropriations: Subcommittee on Military Construction held hearings on proposed budget estimates for fiscal year 1991 for Air Force military construction programs, receiving testimony from Lt. Gen. John B. Conaway, USAF, Chief, National Guard Bureau; Brig. Gen. William A. Navas, Jr., USA, Deputy Director, Army National Guard; Brig. Gen. Roger C. Bultman, USA, Deputy Chief, Army Reserve; Rear Adm. Wallace N. Guthrie, USN, Deputy Director, Naval Reserve; Brig. Gen. Wayne T. Adams, USMC, Director, Facilities and Services Division, Office of the Deputy Chief of Staff (Installations and Logistics); Brig. Gen. Donald W. Shepperd, USAF, Assistant Director for Plans, Policy, and Programs, Air National Guard; Brig. Gen. John J. Closner, USAF, Deputy Chief, Air Force Reserve; and Maj. Gen. Joseph A. Ahearn, USAF, Director of Engineering and Services.

Subcommittee recessed subject to call.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Defense Industry and Technology resumed hearings on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense, and to prescribe military personnel levels for fiscal year 1991, focusing on defense manufacturing technology and quality assurance programs, receiving testimony from Richard E. Donnelly, Assistant Deputy Under Secretary for Manufacturing and Industrial Programs, and Gordon A. Frank, Director, Total Quality Management Support Office, both of the Department of Defense; Willis J. Willoughby, USN, Director, Product Integrity, Department of the Navy; and Robert B. Costello, Hudson Institute, Indianapolis, Indiana.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Henry J. Cauthen, of South Carolina, and Lloyd Kaiser, of Pennsylvania, both to be Members of the Board of Directors of the Corporation for Public Broadcasting, after the nominees testified and answered questions in their own behalf. Mr. Cauthen was introduced by Senator Hollings.

39-059 O-94-7 (Pt. 27)

House of Representatives

Chamber Action

Bills Introduced: 1 public bill, H.R. 4441; 1 private bill, H.R. 4442; and 2 resolutions. H.J. Res. 536, H. Con. Res. 296 were introduced.

Page 6181

Report Filed: One report was filed as follows: H.R. 4009, to authorize appropriations for fiscal year 1991 for the Federal Maritime Commission, amended (H. Rept. 101–440).

Page 6181

Presidential Message—Collisions at Sea: Read a message from the President wherein he transmits an amendment to the International Regulations for Preventing Collisions at Sea—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 101–169).

Page 6175

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 6180

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 12:23 p.m.

Committee Meetings

AFLATOXIN IN U.S. CORN

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feed Grains held a hearing to review aflatoxin in U.S. corn. Testimony was heard from Representative Evans; John Harmon, Director, Food and Agriculture Issues, Resources, Community and Economic Development Division, GAO; and a public witness.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on National Labor Relations Board, National Commission on Libraries and Information Science/White House Conference on Libraries, and on the Soldiers' and Airmen's Home. Testimony was heard from James M. Stephens, Chairman, National Labor Relations Board; Charles Reid, Chairman, National Commission on Libraries and Information Science; and Lt. Gen. George H. McKee, USA (Rtd.), Governor, Soldier's and Airmens' Home.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government continued appropriation hearings.

Testimony was heard from Members of Congress and public witnesses.

TRANSACTIONS FAILED DEPOSITORY INSTITUTIONS

Committee on Banking, Finance and Urban Affairs: Held a hearing on transactions to resolve failed depository institutions. Testimony was heard from Richard Fogel, Assistant Comptroller General, General Government Program, GAO; Stan Poling, Director, Division of Accounting and Corporate Services and FSLIC Operations, FDIC; the following officials of the Resolution Trust Corporation: William Taylor, President, Oversight Board; and William H. Roelle, Director, Resolutions and Operations Division; and public witnesses.

CLEAN AIR ACT AMENDMENTS

Committee on Energy and Commerce: Continued markup of H.R. 3030, Clean Air Act Amendments of 1989.

Will continue tomorrow.

FETAL TISSUE TRANSPLANTATION RESEARCH

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the Administration's decision to extend "indefinitely" its ban on NIH-funded fetal tissue transplantation research and how biomedical research opportunities are affected because of this ban. Testimony was heard from Dr. James O. Mason, Assistant Secretary, Health, Department of Health and Human Services; and public witnesses.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDRED FIRST CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 23 through March 30, 1990

	Senate	*House*	*Total*
Days in session	32	33	..
Time in session	258 hrs., 17′	124 hrs., 52′	..
Congressional Record:			
Pages of proceedings	3,651	1,353	5,004
Extensions of Remarks	..	..	921
Public bills enacted into law	..	9	9
Private bills enacted into law	..	..	..
Bills in conference	..	7	..
Measures passed, total	102	77	179
Senate bills	26	8	..
House bills	11	24	..
Senate joint resolutions	23	12	..
House joint resolutions	3	4	..
Senate concurrent resolutions	4	2	..
House concurrent resolutions	1	10	..
Simple resolutions	3	17	..
Measures reported, total	*57	*39	96
Senate bills	25	2	..
House bills	8	27	..
Senate joint resolutions	16	..	..
House joint resolutions	..	..	..
Senate concurrent resolutions	4	..	..
House concurrent resolutions	1	..	..
Simple resolutions	3	9	..
Special reports	4	5	..
Conference reports	..	2	..
Measures pending on calendar	107	35	..
Measures introduced, total	501	799	1,300
Bills	387	594	..
Joint resolutions	48	31	..
Concurrent resolutions	27	54	..
Simple resolutions	39	70	..
Quorum calls	1	5	..
Yea-and-nay votes	48	44	..
Recorded votes	..	11	..
Bills vetoed	..	..	..
Vetoes overridden	..	1	..

*These figures include all measures reported, even if there was no accompanying report. A total of 26 reports has been filed in the Senate, a total of 46 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 23 through March 31, 1990

Civilian nominations, totaling 138 (including 79 nominations carried over from the first session), disposed of as follows:

Confirmed	85
Unconfirmed	128
Withdrawn	4

Civilian nominations (lists), totaling 1,081, disposed of as follows:

Confirmed	727
Unconfirmed	354

Air Force nominations, totaling 10,656 (including 27 nominations carried over from the first session), disposed of as follows:

Confirmed	8,418
Unconfirmed	2,265

Army nominations, totaling 9,075 (including 2,441 nominations carried over from the first session), disposed of as follows:

Confirmed	6,824
Unconfirmed	4,692

Navy nominations, totaling 4,812 (including 204 nominations carried over from the first session), disposed of as follows:

Confirmed	4,111
Unconfirmed	905

Marine Corps nominations, totaling 1,120 (including 11 nominations carried over from the first session), disposed of as follows:

Confirmed	983
Unconfirmed	148

Summary

Nominations carried over from the first session	2,762
Total nominations received this session	26,882
Total confirmed	21,148
Total unconfirmed	8,492
Total withdrawn	4

Tuesday, April 3, 1990

Senate

Chamber Action

Routine Proceedings, pages 6359–6581

Measures Introduced: Seventeen bills and four resolutions were introduced as follows: S. 2394–2410, S. Res. 267, S.J. Res. 284, and S. Con. Res. 115 and 116.

Page 6503

Measures Reported: Reports were made as follows:

H.R. 7, to amend the Carl D. Perkins Vocational Education Act to extend the authorities contained in such Act through the fiscal year 1995.

Page 6502

Measures Passed:

Clean Air Act Amendments, 1989: By 89 yeas to 11 nays (Vote No. 55), Senate passed S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health ambient air quality standards, after agreeing to a committee amendment in the nature of a substitute, and taking action on further amendments proposed thereto, as follows:

Pages 6359, 6380

Adopted:

(1) Jeffords Amendment No. 1440 (to Amendment No. 1293), to clarify the roles of the various Federal agencies involved in the prevention of accidental chemical releases.

Page 6386

(2) Baucus (for Metzenbaum) Amendment No. 1441 (to Amendment No. 1293), to clarify and make applicable certain antitrust laws.

Page 6388

(3) Dole Amendment No. 1442 (to Amendment No. 1293), to restrict the Environmental Protection Agency from applying regulations under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA) to achieve clean air objectives.

Page 6388

(4) Dole Amendment No. 1445 (to Amendment No. 1293), to regulate emissions from municipal solid waste incinerators.

Page 6400

(5) Wirth Amendment No. 1446 (to Amendment No. 1293), to extend requirements for alternative-fueled vehicle fleets to carbon monoxide nonattainment areas.

Page 6410

(6) Symms/McClure Amendment No. 1447 (to Amendment No. 1293), to clarify that area sources for which specific standards are applied shall be regulated under those standards and not under other tangential authorities.

Page 6412

(7) Harkin Amendment No. 1448 (to Amendment No. 1293), to alleviate research and development restrictions imposed on certain research facilities.

Page 6413

(8) Gramm Amendment No. 1449 (to Amendment No. 1293), to provide for clean alternative fuels.

Page 6414

(9) Specter Amendment No. 1450 (to Amendment No. 1293), to require the EPA to specify which toxic air pollutants it is regulating.

Page 6415

(10) Specter Amendment No. 1451 (to Amendment No. 1293), to clarify the provisions relating to reconstruction of coke ovens.

Page 6416

(11) Chafee (for Boschwitz/McCain) Amendment No. 1452 (to Amendment No. 1293), to provide for a study by the Administrator of EPA on acid deposition in the western United States.

Page 6418

(12) Baucus (for Mitchell) Amendment No. 1453 (to Amendment No. 1293), to allocate allowances to gas-burning utility plants, to municipally-owned, small, clean plants, for utilities in Florida and to a DOE-funded clean coal project in Tallahassee, Florida, and for use of renewable energy for purposes of avoiding SO_2 emissions.

Page 6422

(13) Baucus (for Heflin) Amendment No. 1454 (to Amendment No. 1293), to require certain studies to be conducted and studied by the Administrator of EPA.

Page 6435

(14) Wirth/Armstrong Amendment No. 1455 (to Amendment No. 1293), to provide for the establishment of a high-altitude research center.

Page 6436

(15) Simpson Amendment No. 1457 (to Amendment No. 1293), to provide that nothing would prohibit States or localities from implementing more stringent standards for radio-nuclides. (By 33 yeas to 67 nays (Vote No. 54), Senate earlier failed to table the amendment.)

Page 6442

(16) Baucus Amendment No. 1458 (to Amendment No. 1293), to authorize a study of the emissions of hazardous air pollutants from motor vehicle tire incineration facilities and the feasibility of substituting appropriate tire recycling procedures for current and projected tire incineration facilities.

Page 6444

(17) Baucus Amendment No. 1307 (to Amendment No. 1293), to grant Administrator authority to authorize limited production of halons after the year 2000 if necessary for aviation safety purposes.

Pages 6359, 6447

(18) Chafee/Baucus Amendment No. 1459 (to Amendment No. 1293), to make technical corrections to titles I, II, VI, and VII.

Page 6447

(19) Baucus Amendment No. 1460 (to Amendment No. 1293), to make technical corrections to title IV.

Page 6447

(20) Durenberger Amendment No. 1461 (to Amendment No. 1293), to make technical corrections to title III.

Page 6447

(21) Baucus (for Sanford) Amendment No. 1462 (to Amendment No. 1293), to make technical corrections with respect to the clean coal provisions.

Page 6449

(22) Mitchell/Dole Amendment No. 1293, in the nature of a substitute.

Pages 6359, 6449

Rejected:

(1) McClure/Murkowski Amendment No. 1438 (to Amendment No. 1293), to make applicable new source requirements to certain upgrades of existing facilities under titles I and IV. (By 64 yeas to 33 nays (Vote No. 49), Senate tabled the amendment.)

Page 6361

(2) McClure Modified Amendment No. 1431 (to Amendment No. 1293), to restrict the importation of electricity generated from foreign fossil fuel utilities. (By 57 yeas to 40 nays (Vote No. 500, Senate tabled the amendment.)

Pages 6359, 6372

(3) Murkowski Amendment No. 1432 (to Amendment No. 1293), to make changes to the definition of 'qualifying phase I technology', and modify the definition of 'repowering'. (By 65 yeas to 31 nays (Vote No. 51), Senate tabled the amendment.)

Pages 6359, 6375

(4) Symms Amendment No. 1439 (to Amendment No. 1293), to require a community referendum before any plant could be required to close because of permits, fees or fines in connection with health-risk standards for emissions from major sources of air toxics. (By 82 yeas to 15 nays (Vote No. 52), Senate tabled the amendment.)

Page 6382

(5) By 49 yeas to 51 nays (Vote No. 53), Dole Amendment No. 1456 (to Amendment No. 1293), to establish operating permits to facilitate enforcement and to provide a process for implementing new control requirements.

Page 6437

Withdrawn:

(1) Johnston Amendment No. 1443 (to Amendment No. 1293), to establish applicability of new source requirements.

Page 6397

Centers for Metal Casting Competitiveness Research: Senate passed H.R. 1243, to require the Secretary of Energy to establish three Centers for Metal Casting Competitiveness Research, after agreeing to a committee amendment in the nature of a substitute.

Page 6579

Rights of Native Americans: Senate passed S. 1781, to establish as a policy of the United States the preservation, protection, and promotion of the rights of Native Americans to use, practice and develop Native American languages, and to take steps to foster such use, practice and development, after agreeing to a committee amendment in the nature of a substitute.

Page 6580

Authority for Committees: All committees were authorized to file executive and legislative reports during the recess of the Senate on Wednesday, April 11, 1990, from 12 noon to 3 p.m.

Page 6579

Sweet Nomination—Agreement: A unanimous-consent time agreement was reached providing for the consideration of the nomination of Robert W. Sweet, Jr., of Virginia, to be Administrator of the Office of Juvenile Justice and Delinquency Prevention.

Page 6578

Ryan Nomination—Agreement: A unanimous-consent agreement was reached providing for the consideration of the nomination of Timothy Ryan, of Virginia, to be Director of the Office of Thrift Supervision.

Page 6581

Messages From the House: Page 6501

Communications: Page 6501

Petitions: Page 6502

Executive Reports of Committees: Page 6502

Statements on Introduced Bills: Page 6503

Additional Cosponsors: Page 6540

Amendments Submitted: Page 6544

Authority for Committees: Page 6572

Additional Statements: Page 6573

Record Votes: Seven record votes were taken today. (Total—55)

Pages 6372, 6375, 6378, 6386, 6442, 6444, 6479

Recess: Senate convened at 9:15 a.m., and recessed at 10:14 p.m., until 10 a.m., on Wednesday, April 4, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 6581.)

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nomination of John C. Foltz, of Ohio, to be Administrator of the Federal Grain Inspection Service, Department of Agriculture, after the nominee, who was introduced by Representatives Clarence E. Miller and Wylie, testified and answered questions in his own behalf.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1991 for the department of Defense, focusing on Air Force posture, receiving testimony from Donald B. Rice, Secretary of the Air Force; and Gen. Larry D. Welch, Chief of Air Force Staff.

Subcommittee will meet again Thursday, April 5.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1991 for foreign assistance programs, focusing on U.S. bilateral assistance, receiving testimony from William Roskins, Administrator, Agency for International Development.

Subcommittee will meet again Thursday, April 19.

FINANCIAL SERVICES INDUSTRY

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on modernizing the legal and regulatory structure of the financial services industry to increase competitiveness of U.S. institutions, receiving testimony from Robert N. Downey, Goldman Sachs, representing the Securities Industries Association, and Thomas G. Labrecque, The Chase Manhattan Corporation, representing the American Bankers Association, Association of Bank Holding Companies, Association of Reserve City Bankers, Bank Capital Markets Association, and Consumer Bankers Association, both of New York, New York.

Hearings continue tomorrow.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nominations of Edward W. Kelley, Jr., of Texas, to be a Member of the Board of Governors of the Federal Reserve System, and Robert H. Swan, of Utah, to be a Member of the National Credit Union Administration Board.

Prior to this action, committee concluded hearings on the nominations of Robert C. Larson, of Michigan, and Philip C. Jackson, Jr., of Alabama, each to be a Member of the Oversight Board of the Resolution Trust Corporation, after the nominees testified and answered questions in their own behalf. Mr. Larson was introduced by Senators Levin and Riegle and Mr. Jackson was introduced by Senators Heflin and Shelby.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 1839, authorizing funds for activities of the National Telecommunications and Information Administration, Department of Commerce. (As approved by the committee, the bill authorizes $14,554,000 for fiscal year 1990, and $15,000,000 for fiscal year 1991);

S. 1791, to assist in the growth of international travel and tourism into the United States, with an amendment in the nature of a substitute;

S. 1224, to establish new average fuel economy standards for passenger automobiles and light trucks, with an amendment in the nature of a substitute;

S. 1067, to provide for a coordinated Federal research program to ensure continued United States leadership in high-performance computing, with an amendment in the nature of a substitute. (As approved by the committee, the bill authorizes $650,000,000 for fiscal years 1991–1995 for the National Science Foundation, and $338,000,000 for fiscal years 1991–1995 for the National Aeronautics and Space Administration);

S. 2286, to authorize funds for the Federal Government to enter into cooperative research and development agreements with United States companies to address technical barriers impeding the development and construction of magnetic levitation transportation systems, with an amendment in the nature of a substitute. (As approved by the committee, the bill authorizes $50,000,000 for fiscal year 1991, and $50,000,000 for fiscal year 1992);

S. 2293, to prohibit certain food transportation practices and to provide for regulation by the Secretary of Transportation that will safeguard food and certain other products from contamination during motor or rail transportation;

S. 1423, to authorize a certificate of documentation for the vessel *Job Site;*

S. 1885, to authorize a certificate of documentation for the vessel *Camelot;*

S. 1856, to authorize a certificate of documentation for the vessel *Sinbad;*

S. 2008, to authorize a certificate of documentation for the vessel *Pacific Pearl;*

S. 2076, to authorize a certificate of documentation for the vessel *Mariner III;* and

The nominations of Eugene Wong, of California, and William D. Phillips, of Missouri, each to be an Associate Director of the Office of Science and Technology Policy, Robert M. White, of Minnesota, to be Under Secretary of Commerce for Technology, Donald R. Quartel, Jr., of Florida, to be a Federal Maritime Commissioner, Henry J. Cauthen, of South Carolina, to be a Member of the Board of Directors of the Corporation for Public Broadcasting, Lloyd Kaiser, of Pennsylvania, to be a Member of the Board of Directors of the Corporation for Public Broadcasting, James B. Edwards, of South Carolina, to be a Member of the Board of Directors of the Communications Satellite Corporation, two lists of nominations in the U.S. Coast Guard, and one list of nominations in the National Oceanic and Atmospheric Administration.

MISSION TO PLANET EARTH

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology and Space held hearings on the Mission to Planet Earth program, focusing on the findings of the National Academy of Sciences review of the U.S. Global Change Research Program and the NASA Earth Observing System, the President's proposed budget request for the Mission to Planet Earth program and NASA's contribution to the U.S. Global Change Research Program, receiving testimony from Lennard A. Fisk, Associate Administrator, Office of Space Flight, and Shelby Tilford, Director, Earth Sciences and Application, both of the National Aeronautics and Space Administration; Robert W. Corell, Assistant Director; Office of Geosciences, National Science Foundation; John A. Eddy, University Corporation for Atmospheric Research, Boulder, Colorado; D. James Baker, Joint Oceanographic Institutions, Inc., Washington, D.C.; and Bryon D. Tapley, University of Texas, Austin.

Hearings were recessed subject to call.

DOE WASTE ISOLATION PILOT PLANT

Committee on Energy and Natural Resources: Committee held oversight hearings on the Department of Energy's Decision Plan relating to the opening of the Waste Isolation Pilot Plant (WIPP) in Carlsbad, New Mexico, and on proposed legislation to withdraw the public lands surrounding the WIPP site, receiving testimony from Representative Skeen; James D. Watkins, Secretary of Energy; Paul D. Rice, Chairman, Subcommittee on the Waste Isolation Pilot Plant, Advisory Committee on Nuclear Facility Safety, Department of Energy; Manuel Lujan, Jr., Secretary of the Interior; Don R. Clay, Assistant Administrator, Office of Solid Waste and Emergency Response, and Richard Guimond, Director, Office of Radiation Programs, both of the Environmental Protection Agency; and Charles Fairhurst, Chairman, Panel on the Waste Insolation Pilot Plant, Board on Radioactive Waste Management, National Academy of Science/National Research Council.

Hearings continue Thursday, April 26.

NOMINATION

Committee on Finance: Committee ordered favorably reported the nomination of Jo Anne B. Barnhart, of Delaware, to be Assistant Secretary of Health and Human Services for Family Support.

Prior to this action, Committee concluded hearings on the nomination of Ms. Barnhart, after the nominee, who was introduced by Senator Roth, testified and answered questions in her own behalf.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of E.U. Curtis Bohlen, of Maine, to be Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs, Shirin Raziuddin Tahir-Kheli, of Pennsylvania, to be the Alternate U.S. Respresentative for Special Political Affairs in the United Nations, with the rank of Ambassador, Jonathan Moore, of Massachusetts, to be the U.S. Representative on the Economic and Social Council of the United Nations, with the rank of Ambassador, and Deane Roesch Hinton, of Illinois, to be Ambassador to the Republic of Panama, after the nominees testified and answered questions in their own behalf. Mr. Bohlen was introduced by Senator Stevens and Ms. Tahir-Kheli was introduced by Senator Specter.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Richard G. Austin, of Illinois, to be Administrator of the General Services Administration, after the nominee testified and answered questions in his own behalf.

AUTHORIZATIONS—DEPARTMENT OF JUSTICE

Committee on the Judiciary: Committee concluded hearings on proposed legislation authorizing funds for fiscal year 1991 for the Department of Justice, after receiving testimony from Richard L. Thornburgh, Attorney General, Department of Justice.

TOBACCO EDUCATION AND CONTROL

Committee on Labor and Human Resources: Committee resumed hearings on S. 1883, to establish a Center for Tobacco Products to coordinate Federal education and research with regard to tobacco products, to set up grant programs to inform the public about the health risks of tobacco products, to conduct anti-tobacco programs among youth at schools and job sites, and to enforce prohibitions on sale of tobacco to minors, and to examine advertising practices of the tobacco industry, receiving testimony from Representatives Luken and Neal; Bruce R. Talbot, Woodridge Police DARE Program, Woodridge, Illinois; John J. Joyce, Maine Grocers Association, Augusta; Peter Strauss, National Association of Tobacco Distributors, Alexandria, Virginia; Gary Williams, American Health Foundation, Valhalla, New York; John Rupp, Covington and Burling, Morton H. Halperin, American Civil Liberties Union, and Floyd Abrams, The Tobacco Institute, all of Washington, D.C.; Burt Neuborne, New York University School of Law, on behalf of the Freedom to Advertise Coalition, and Vincent A. Blasi, Columbia University School of Law, both of New York, New York.

Hearings were recessed subject to call.

CHILDREN OF WAR

Committee on Labor and Human Resources: Subcommittee on Children, Family, Drugs, and Alcoholism held hearings to examine the impact of war on children, receiving testimony from Senator Bradley; Michael J. Toole, Medical Epidemiologist, International Health Programs Office,

Centers for Disease Control, Department of Health and Human Services; Liv Ullmann, Boston, Massachusetts, on behalf of UNICEF; Angela Berry-Koch, Geneva, Switzerland, on behalf of the United Nations High Commissioner on Refugees; John Williamson, Christian Children's Fund, Richmond, Virginia; Neil Boothby, Duke University, Durham, North Carolina; James Garbarino, Erikson Institute for Advanced Study in Child Development, Chicago, Illinois; Hazrut Kahn, Afghanistan; Sharon McVeigh, Northern Ireland; and Adrienne Aron, Berkeley, California.

Subcommittee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 4443–4460; and 11 resolutions, H.J. Res. 537–542, H. Con. Res. 297 and 298, and H. Res. 372–374 were introduced.

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Reports Filed: Reports were filed as follows:

H.R. 4073, to amend the Labor Management Relations Act of 1947 to permit parties engaged in collective bargaining to bargain over the establishment and administration of trust funds to provide financial assistance for employee housing (H. Rept. 101–441);

H. Res. 372, providing for the consideration of H.R. 2015, to amend the Public Works and Economic Development Act of 1965 and the Appalachian Regional Development Act of 1965 (H. Rept. 101–442);

H. Res. 373, providing for the consideration of H.R. 1236, to establish evidentiary standards for Federal civil antitrust claims based on resale price fixing (H. Rept. 101–443);

H.R. 3520, to amend the Hazardous Materials Transportation Act to authorize appropriations for fiscal years 1990 and 1991, to provide for greater consistency in laws and regulations governing the transportation of hazardous materials in intrastate, interstate, and foreign commerce, amended (H. Rept. 101–144);

H.R. 4197, amending the Clean Air Act with respect to research and development activities, amended (H. Rept. 101–445);

H.R. 3848, to require the appropriate Federal depository institution regulatory agency to revoke the charter of any Federal depository institution which is found guilty of a crime involving money laundering or monetary transaction report offenses and to require the Federal Deposit Insurance Corporation and the National Credit Union Administration Board to terminate the deposit insurance of any State depository institution which is found guilty of any such crime, amended (H. Rept. 101–446); and

H.R. 3968, to amend the Organ Transplant Amendments Act of 1988 to change an effective date, amended (H. Rept. 101–447).

Page 6356

Supplemental Appropriations: By a recorded vote of 362 ayes to 59 noes, Roll No. 65, the House passed H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for the fiscal year ending September 30, 1990.

Pages 6270, 6278

Rejected the Miller of Ohio motion to recommit the bill to the Committee on Appropriations.

Page 6311

Agreed to:

The Young of Florida en bloc amendments that transfer 6 million dollars to the Navy Medical Research and Development Command to support the unrelated bone marrow donor program;

Page 6283

The Conte en bloc amendments that would permit funds for Federal firefighting programs to be used only in fiscal year 1990; and

Page 6309

The Walker amendment that does not permit funds to be distributed to any country whose President is known to be providing military or economic aid to Cuba.

Page 6311

Rejected:

The Rahall en bloc amendments that sought to strike the foreign aid appropriations in the bill (rejected by a recorded vote of 38 ayes to 379 noes, Roll No. 61);

Page 6287

The Traficant en bloc amendments that sought to reduce the funds for housing guarantees for Panama, Nicaragua, Haiti, and Israel by 5 percent (rejected by a recorded vote of 64 ayes to 354 noes, Roll No. 62);

Page 6295

The Traficant en bloc amendments that sought to reduce the funds for housing guarantees for Panama, Nicaragua, Haiti, and Israel by 3 percent (rejected by a recorded vote of 72 ayes to 346 noes, Roll No. 63);

Page 6303

The Savage amendment that sought to strike language in the bill on migration and refugee assistance for Soviet, Eastern European and other refugees resettling in Israel (rejected by a recorded vote of 2 ayes to 418 noes, Roll No. 64); and

Page 6305

The Savage amendment that sought to delete language in the bill providing $400 million in loan guarantees to the Israeli Government for housing and infrastructure projects for newly arrived immigrants to Israel.

Page 6307

H. Res. 369, the rule waiving certain points of order against the bill, was agreed to earlier by a voice vote.

Page 6268

Suspensions: House voted to suspend the rules and pass the following measures:

Maritime Commission: H.R. 4009, amended, to authorize appropriations for fiscal year 1991 for the Federal Maritime Commission;

Page 6312

Arizona wildlife: H.R. 2571, amended, to provide for the designation of certain National Wildlife Refuge lands as wilderness in the State of Arizona;

Page 6314

Emergency shelters: S. 1813, to ensure that funds provided under section 4213 of the Indian Alcohol and Substance Abuse Prevention and Treatment Act of 1986 may be used to acquire land and emergency shelters—clearing the measure for the President;

Page 6318

Christopher Columbus: H. Con. Res. 275, providing for preparation of a volume entitled "Columbus in the Capitol";

Page 6321

Employee housing trust: H.R. 4073, to amend the Labor Management Relations Act of 1947 to permit parties engaged in collective bargaining to bargain over the establishment and administration of trust funds to provide financial assistance for employee housing; Subsequently, this passage was vacated and S. 1949, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President; and

Pages 6322, 6329

Hostages as a priority: H. Con. Res. 271, amended, expressing the sense of the Congress that the President should designate a special envoy to negotiate the release of Americans held hostage in Lebanon; Agreed to amend the title.

Pages 6333, 6337

Seminole Indian Award: House voted to suspend the rules and agree to the conference report on S. 1096, to provide for the use and distribution of funds awarded the Seminole Indians in dockets 73, 151, and 73–A of the Indian Claims Commission—clearing the measure for Senate action.

Page 6319

Lithuanian Independence: House completed all debate on the motion to suspend the rules and pass H. Con. Res. 289, in support of Lithuanian independence; on which a vote was postponed until Wednesday, April 4.

Page 6337

Hate Crimes Statistics: House completed all debate on the motion to suspend the rules and agree to the Senate amendments to H.R. 1048, to provide for the acquisition and publication of data about crimes that manifest prejudice based on certain group characteristics; on which a vote was postponed until Wednesday, April 4.

Page 6329

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 6355

Quorum Calls—Votes: Five recorded votes developed during the proceedings of the House today and appear on pages 6294, 6302, 6304, 6306, and 6311. There were no quorum calls.

Adjournment: Met at noon and adjourned at 9:32 p.m.

Committee Meetings

FEDERAL CROP INSURANCE REFORM ACT

Committee on Agriculture: Subcommittee on Conservation, Credit, and Rural Development held a hearing on H.R. 4360, Federal Crop Insurance Reform Act of 1990. Testimony was heard from public witnesses.

FARM BILL

Committee on Agriculture: Subcommittee on Livestock, Dairy and Poultry approved for full Committee action amended the honey, wool, mohair and dairy titles of the 1990 Farm bill.

FARM BILL

Committee on Agriculture: Subcommittee on Wheat, Soybean, and Feed Grains continued markup of the Wheat, Soybeans, and Feed Grains titles of the 1990 Farm bill.

Will continue tomorrow.

COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary held a hearing on the SEC and on the Civil Rights Commission. Testimony was heard from Richard C. Breeden, Chairman, SEC; and Arthur A. Fletcher, Chairman, Civil Rights Commission.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Missiles and Other Procurement, Army. Testimony was heard from the following officials of the Department of the Army: Maj. Gen. Joe W. Rigby, USA, Deputy for Combat Service Support, Office of the Assistant Secretary (Research, Development and Acquisition); and Maj. Gen. James C. Cercy, USA, Deputy for Systems Management.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on Environmental Issues. Testimony was heard from Richard Smith, Deputy Assistant Secretary, Bureau

for Oceans, and International Environmental and Scientific Affairs, Department of State; John Hiehuss, Senior Deputy Assistant Secretary, International Economic Policy, Department of the Treasury; Mark Edelman, Deputy Administrator, International Policy, AID, U.S. International Development Cooperation; and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Fish and Wildlife Service. Testimony was heard from John Turner, Director, U.S. Fish and Wildlife Service, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on the following: Federal Mediation and Conciliation Service; National Mediation Board; Occupational Safety and Health Review Commission; National Commission on AIDS; Physician Payment Review Commission; and on the Payment Assessment Commission. Testimony was heard from Bernard E. DeLury, Director, Federal Mediation and Conciliation Service; Joshua M. Javits, Chairman, National Mediation Board; Edwin G. Foulke, Jr., Chairman, Occupational Safety and Health Review Commission; Dr. June E. Osborn, Chairman, National Commission on AIDS; Karen Davis, Commissioner, Physician Payment Review Commission; and Dr. Sankey V. Williams, Commissioner, Prospective Payment Assessment Commission.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Urban Mass Transportation Administration. Testimony was heard from Brian W. Clymer, Administrator, Urban Mass Transportation Administration, Department of Transportation.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD-Independent Agencies held a hearing on the Department of Housing and Urban Development. Testimony was heard from Jack Kemp, Secretary of Housing and Urban Development.

Hearings continue tomorrow.

DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operation and maintenance portion of the fiscal year 1991 national defense authorization request, with emphasis on cost of operating selected overseas bases. Testimony was heard from the following officials of the Department of Defense: W. Bruce Weinrod, Deputy Assistant Secretary, European and NATO Policy; Robert A. Stone, Deputy Assistant Secretary, Installations; and Brig. Gen. David C. Meade, USA, Deputy Director, Politico-Military Affairs, Office of Strategic and Policy Directorate, Joint Staff.

Hearings continue tomorrow.

RURAL HOUSING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on Rural Housing. Testimony was heard from La Verne Ausman, Administrator, Farmers Home Administration, USDA; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held a hearing on the following bills: H.R. 4379, to improve education in the United States; and H.R. 1675, Educational Excellence Act of 1989. Testimony was heard from Lauro Cavazos, Secretary of Education; and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Health and Safety continued oversight hearings on asbestos removal. Testimony was heard from Gerard Scannell, Assistant Secretary, Occupational Safety and Health Administration, Department of Labor; Linda Fisher, Assistant Administrator, Office of Pesticides and Toxic Substances; EPA; and public witnesses.

Hearings continue tomorrow.

HUMAN SERVICES REAUTHORIZATION

Committee on Education and Labor: Subcommittee on Human Resources approved for full Committee action amended H.R. 4151, Human Services Reauthorization Act of 1990.

CLEAN AIR ACT AMENDMENTS

Committee on Energy and Commerce: Continued markup of H.R. 3030, Clean Air Act Amendments of 1989.

Will continue tomorrow.

U.S. BASES IN THE PHILIPPINES

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on U.S. Bases in the Philippines. Testimony was heard from the following officials of the Department of Defense: Adm. Huntington Hardisty, USN, Commander-in-Chief, U.S. Pacific Command; and Carl Ford, Principal Deputy Assistant Secretary, East Asian and Pacific Affairs; and David Lambertson, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of State.

U.S. AND FOREIGN COMMERCIAL SERVICE STRATEGIC REVIEW

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on U.S. and Foreign Commercial Service Strategic Review. Testimony was heard from Susan C. Schwab, Director General, United States and Foreign Commercial Service, Department of Commerce.

NATIONAL DRUG CONTROL STRATEGY

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on the National Drug Control Strategy. Testimony was heard from Dr. Elaine Johnson, Director, Office of Substance Abuse Prevention, Department of Health and Human Services; and public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Held an oversight hearing on Indian child physical and sexual abuse and on S. 1783, to regulate Indian child protection and prevent child abuse on Indian reservations. Testimony was heard from Walter R. Mills, Deputy to the Assistant Secretary, Indian Affairs (Operations), Department of the Interior; Dr. George Brenneman, Coordinator, Maternal and Mental Health, Indian Health Service, Department of Health and Human Services; from the following officials of the Department of Justice: Nicholas V. O'Hara, Deputy Assistant Director, Criminal Investigations, FBI; and Jane Burnley, Director, Office for Victims of Crime; and a public witness.

FAMILY UNITY AND EMPLOYMENT OPPORTUNITY IMMIGRATION ACT

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law continued markup of H.R. 4300, Family Unity and Employment Opportunity Immigration Act of 1990.

Will continue tomorrow.

TUNA LABELING; OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 2926, to require tuna products to be labeled respecting the method used to catch the tuna, and an oversight hearing on implementation of the Marine Mammal Protection Act Amendments of 1988. Testimony was heard from Representative Boxer; William Fox, Jr., Assistant Administrator, Fisheries, National Marine Fisheries Service, Department of Commerce; Robert Hoffman, Scientific Project Director, Marine Mammal Commission; and public witnesses.

EFFICIENCY IN GOVERNMENT ACT

Committee on Post Office and Civil Service: Subcommittee on Human Resources held a hearing on H.R. 4049, Efficiency in Government Act. Testimony was heard from Allan Burman, Director, Office of Federal Procurement Policy, OMB.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Public Works and Transportation: Ordered reported amended the following bills: H.R. 4035, to designate the Federal building located at 777 Sonoma Avenue in Santa Rosa, CA, as the "John F. Shea Federal Building"; H.R. 3961, to redesignate the Federal building located at 1800 5th Avenue North, in Birmingham, AL, as the "Robert S. Vance Federal Building"; and H.R. 2273, Americans with Disabilities Act of 1989.

The Committee also approved eight 11(b) resolutions.

PUBLIC WORKS AND ECONOMIC DEVELOPMENT ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 2015, Public Works and Economic Development Act Amendments of 1989. The rule makes in order the text of H.R. 4435, Public Works and Economic Development Act Amendments of 1990, for the purpose of amendment. The bill is to be considered by title, with each title considered as having been read. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Savage and Packard.

PRICE FIXING PREVENTION ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 1236, Price Fixing Prevention Act of 1989. The rule provides one motion to recommit. Testimony was heard from Chairman Brooks and Representative Fish.

EPA AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Energy held a hearing on fiscal year 1991 EPA authorization. Testimony was heard from the following officials of the EPA: Erich Bretthauer, Assistant Administrator, Office of Research and Development; and John Neuhold, member, Science Advisory Board; Joel Hirschhorn, Senior Associate and Project Director, OTA; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

HEALTH INSURANCE IN THE SMALL GROUP MARKET

Committee on Ways and Means: Subcommittee on Health held a hearing on Health Insurance in the Small Group Market. Testimony was heard from public witnesses.

CARIBBEAN REGION FUNDS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the use of section 936 funds for loans in the Caribbean region. Testimony was heard from Kenneth W. Gideon, Assistant Secretary, Tax Policy, Department of the Treasury; from the following officials of Puerto Rico: Antonio J. Colorado, Secretary of State; and Jose Sosa, Commissioner of Financial Institutions; and public witnesses.

INTELLIGENCE BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1991 Intelligence Budget. Testimony was heard from departmental witnesses.

Joint Meetings

ALZHEIMER RESEARCH

Joint Hearings: Senate Committee on Labor and Human Resources' Subcommittee on Aging held joint hearings with the House Select Committee on Aging on S. 1255, authorizing funds for biomedical research and training in the treatment of Alzheimer's disease and related dementias, receiving testimony from T. Franklin Williams, Director, National Institute on Aging, National Institutes of Health, Department of Health and Human Services; Hilda Pridgeon, Bloomington, Minnesota, on behalf of the National Alzheimer's Association; William Gold, Farmington Hills, Michigan; and Shelley Fabares and Angie Dickinson, both of Hollywood, California.

Hearings were recessed subject to call.

GERMAN UNIFICATION

Committee on Security and Cooperation in Europe (CSCE): Commission concluded hearings to examine implications of the impending reunification of Germany on the evolution of Europe and foreign policies of the United States and the Soviet Union, after receiving testimony from James F. Dobbins, Principal Deputy Assistant Secretary of State for European and Canadian Affairs; Richard Pipes, Harvard University, Cambridge, Massachusetts; and Angela Stent, Georgetown University, Wolfgang Pordzik, Konrad Adenauer Foundation, and Dieter Dettke, Friedrich Ebert Foundation, all of Washington, D.C.

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Wednesday, April 4, 1990

Senate

Chamber Action

Routine Proceedings, pages 6675–6816

Measures Introduced: Ten bills and three resolutions were introduced as follows: S. 2411–2420, S.J. Res. 285, and S. Con. Res. 117 and 118.

Page 6782

Measures Passed:

Adjournment Resolution: Senate agreed to H. Con. Res. 299, providing for an adjournment of the House from April 4, 1990 to April 18, 1990 and a recess or adjournment of the Senate from April 5 or April 6, 1990 to April 18, 1990.

Page 6752

Columbus in the Capitol: Senate agreed to H. Con. Res. 275, providing for preparation of a volume entitled "Columbus in the Capitol".

Page 6812

National Crime Victims' Rights Week: Committee on the Judiciary was discharged from further consideration of S.J. Res. 242, designating the week of April 22 through April 28, 1990, as "National Crime Victims' Rights Week", and the resolution was then passed.

Page 6812

Expressing Appreciation of Congress: Senate agreed to S. Con. Res. 117, expressing the appreciation of Congress for the contributions of the Friends of the National Arboretum in providing for the preservation and public display of 22 of the original columns of the East Front Portico of the United States Capitol Building.

Page 6813

Printing Authorization: Senate agreed to S. Con. Res. 118, to authorize the printing of a brochure describing the history, design, and functions of the United States Capitol as the seat of the legislative branch of the Government.

Page 6813

Organ Transplant Amendments Act: Senate passed H.R. 3968, to further delay the applicability of certain amendments to the Public Health Service Act that relate to organ procurement organizations.

Page 6813

Vocational Education Act—Agreement: A unanimous-consent agreement was reached providing for consideration of S. 1109, to amend the Carl D. Perkins Vocational Education Act to extend the authorities contained in such Act through the fiscal year 1995, on Thursday, April 5.

Page 6815

Nominations Confirmed: Senate confirmed the following nominations: By 62 yeas to 37 nays (Vote No. 56), Timothy Ryan, of Virginia, to be Director of the Office of Thrift Supervision for a term of five years.

Pages 6698, 6761, 6816

Robert W. Sweet, Jr., of Virginia, to be Administrator of the Office of Juvenile Justice and Delinquency Prevention.

Pages 6763, 6816

James B. Edwards, of South Carolina, to be a Member of the Board of Directors of the Communications Satellite Corporation until the date of the annual meeting of the Corporation in 1990.

The following-named person to be an Associate Director of the Office of Science and Technology Policy:

William D. Phillips, of Missouri.

The following-named person to be an Associate Director of the Office of Science and Technology Policy:

Eugene Wong, of California.

Donald Robert Quartel, Jr., of Florida, to be a Federal Maritime Commissioner for the term expiring June 30, 1994.

Edward W. Kelley, Jr., of Texas, to be a Member of the Board of Governors of the Federal Reserve System for a term of fourteen years from February 1, 1990.

Robert H. Swan, of Utah, to be a Member of the National Credit Union Administration Board for the term of six years expiring August 2, 1995.

Jo Anne B. Barnhart, of Delaware, to be Assistant Secretary for Family Support, Department of Health and Human Services.

Henry J. Cauthen, of South Carolina, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring March 1, 1994.

Lloyd Kaiser, of Pennsylvania, to be a Member of the Board of Directors of the Corporation for Public Broadcasting for a term expiring March 1, 1994.

Robert Marshall White, of Minnesota, to be Under Secretary of Commerce for Technology.

James B. Edwards, of South Carolina, to be a Member of the Board of Directors of the Communications Satellite Corporation until the date of the annual meeting of the Corporation in 1993.

10 Coast Guard nominations in the rank of admiral.

Routine lists in the Coast Guard, National Oceanic and Atmospheric Administration.

Page 6816

Nominations Received: Senate received the following nominations:

Wendy Lee Gramm, of Texas, to be a Commissioner of the Commodity Futures Trading Commission for the term expiring April 13, 1995. (Reappointment)

Wendy Lee Gramm, of Texas, to be Chairman of the Commodity Futures Trading Commission. (Reappointment)

2 Navy nominations in the rank of admiral.

Page 6815

Messages From the House: Page 6782

Measures Referred: Page 6782

Executive Reports of Committees: Page 6782

Statements on Introduced Bills: Page 6782

Additional Cosponsors: Page 6791

Amendments Submitted: Page 6793

Authority for Committees: Page 6795

Additional Statements: Page 6795

Record Votes: One record vote was taken today. (Total—56)

Page 6761

Recess: Senate convened at 10 a.m., and recessed at 7:44 p.m., until 10:30 a.m., on Thursday, April 5, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 6815.)

Committee Meetings

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nomination of John C. Foltz, of Ohio, to be Administrator of the Federal Grain Inspection Service, Department of Agriculture.

Also, committee began consideration of proposed legislation to strengthen and improve U.S. agricultural programs, focusing on trade provisions, but did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Richard T. Crowder, Under Secretary for International Affairs and Commodity Programs, Keith D. Bjerke, Administrator, Agricultural Stabilization and Conservation Service, R. E. Anderson, Jr., Administrator, Foreign Agricultural Service, F. Paul Dickerson, General Sales Manager, Office of General Sales Manager, Wilson Scaling, Chief, Soil Conservation Service, and Robert E. Sherman, Deputy Director for Legislative and Regulatory Systems, Office of Budget and Program Analysis, all of the Department of Agriculture.

Subcommittee recessed subject to call.

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1991 for energy and water development programs, receiving testimony from Senators Exon, Kerrey, and Wilson; and numerous public witnesses.

Subcommittee will meet again Thursday, April 19.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel resumed hearings on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on officer procurement programs of the Military Services, and management and operations at the Military Service Academies, receiving testimony from Robert F. Hale, Assistant Director, National Security Division, Congressional Budget Office; Paul Jones, Director, National Security and International Affairs Division, General Accounting Office; Christopher Jehn, Assistant Secretary of Defense for Force Manage-

ment and Personnel; G. Kim Wincup, Assistant Secretary of the Army for Manpower and Reserve Affairs; Barbara Spyridon Pope, Assistant Secretary of the Navy for Manpower and Reserve Affairs; Jerome G. Cooper, Assistant Secretary of the Air Force for Manpower, Reserve Affairs, Installations and Logistics; Lt. Gen. Dave R. Palmer, USA, Superintendent, United States Military Academy; Lt. Gen. Charles R. Hamm, USAF, Superintendent, United States Air Force Academy; and Rear Adm. Virgil L. Hill, Jr., USN, Superintendent, United States Naval Academy.

Subcommittee recessed subject to call.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Readiness, Sustainability and Support resumed hearings on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on environmental programs of the Department of Defense, receiving testimony from David J. Berteau, Principal Deputy Assistant Secretary of Defense for Production and Logistics; Jacqueline Schafer, Assistant Secretary of the Navy for Installations and Environment; Lewis D. Walker, Deputy Assistant Secretary of the Army for Environment, Safety and Occupational Health; and Gary Vest, Deputy Assistant Secretary of the Air Force for Environment, Safety and Occupational Health.

Subcommittee recessed subject to call.

CABLE TV CONSUMER PROTECTION

Committee on Commerce, Science, and Transportation: Subcommittee on Communications resumed hearings on S. 1880, to revise title VI of the Communications Act of 1934 to ensure carriage on cable television of local news and other programming and to restore the right of local regulatory authorities to regulate cable television rates, receiving testimony from A. Gray Collins, Jr., Bell Atlantic Corporation, Arlington, Virginia; Thomas F. Gillett, Cable Television Laboratories, Boulder, Colorado; John F. McLaughlin, Harvard University, Cambridge, Massachusetts; Richard Hunt, HunTel Systems, Blair, Nebraska, representing the United States Telephone Association; John G. Kompas, Kompas-Biel Associates, Milwaukee, Wisconsin, representing the Community Broadcasters Association; Wilbur Mills and Daniel H. Garner, both of Advanced Communications Corporation, Little Rock, Arkansas; Robert R. Swander, MaxTel Cablevision, Bethesda, Maryland, representing the National Private Cable Association; and Kent B. Foster, GTE Corporation, Philip L. Verveer, Willkie, Farr, and Gallagher, representing the National Cable Television Association, and Harry P. Cushing, Competitive Cable Association, all of Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Nelson C. Ledsky, of Maryland, for the rank of Ambassador during his tenure of service as Special Cyprus Coordinator, Richard E. Bissell, of Virginia, to be an Assistant Administrator for Science and Technology, C. Anson Franklin, of Virginia, to be an Assistant Administrator for External Affairs, and Henrietta Hugentobler Holsman, of California, to be an Assistant Administrator for Private Enterprise, all of the Agency for International Development, and James Henry Michel, of Virginia, to be an Assistant Administrator for Latin America and the Caribbean of the Agency for International Development, and to serve also as a Member of the Board of Directors of the Inter-American Foundation, after the nominees testified and answered questions in their own behalf. Mr. Franklin was introduced by Senator Warner.

GLOBAL ENVIRONMENT

Committee on Foreign Relations: Subcommittee on International Economic Policy, Trade, Oceans and Environment concluded hearings to review the July 1989 Summit Declaration on the Global Environment, after receiving testimony from James T. B. Tripp, Environmental Defense Fund, New York, New York; and Frances Spivy-Weber, National Audubon Society, and Alden M. Meyer, Union of Concerned Scientists, both of Washington, D.C.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Joseph M. Hood, to be United States District Judge for the Eastern District of Kentucky, Raymond C. Clevenger, III, of the District of Columbia, to be United States Circuit Judge for the Federal Circuit, Robert E. Jones, to be United States District Judge for the District of Oregon, and D. Brock Hornby, to be United States District Judge for the District of Maine, after the nominees testified and answered questions in their own behalf. Mr. Hood was introduced by Senators McConnell and Ford, Mr. Jones was introduced by Senators Hatfield and Packwood, and Mr. Hornby was introduced by Senator Cohen.

GRAY MARKET GOODS

Committee on the Judiciary: Subcommittee on Patents, Copyrights and Trademarks held hearings on S. 626, to revise the Lanham Trademark Act to prohibit the importation or sale of goods manufactured outside the U.S. and bearing an identical trademark of goods manufactured within the U.S., receiving testimony from Senator Rudman; Representative Cardin; Christopher Edley, Jr., Harvard Law School, Cambridge, Massachusetts, and Carol Tucker Foreman, Foreman & Heidepriem, and Christopher C. DeMuth, American Enterprise Institute for Public Policy Research, both of Washington, D.C., all representing the Coalition to Preserve the Integrity of

American Trademarks; John A. Boardman, Food and Allied Service Trades Department, AFL/CIO, and Mark Silbergeld, Consumers Union, both of Washington, D.C.; A. Robert Stevenson, K Mart Corporation, Troy, Michigan; and William S. Comanor, University of California, Santa Barbara.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

The nominations of Lynne Vincent Cheney, of Wyoming, to be Chairperson of the National Endowment for the Humanities, National Foundation on the Arts and the Humanities, and Glen L. Bower and Charles J. Chamberlain, both of Illinois, to be Members of the Railroad Retirement Board;

S. 2104, to revise the Civil Rights Act of 1964 (P.L. 88–352) to restore and strengthen civil rights laws that ban discrimination in employment, with an amendment in the nature of a substitute;

S. 2240, to provide grants to improve the quality and availability of care for individuals and families with HIV disease; and

S. 2300, to provide financial assistance to the Simon Wiesenthal Center in Los Angeles, California, for the education programs of the Museum of Tolerance.

SBA BUDGET

Committee on Small Business: Committee resumed hearings on the President's proposed budget request for fiscal year 1991 for the Small Business Administration, receiving testimony from Bernard Kulik, Deputy Associate Administrator, Disaster Assistance Division, Small Business Administration; Robert H. Volland, Chief of the Individual Assistance Division, Office of the Disaster Assistance Program, Federal Emergency Management Agency; Virgin Islands Lieutenant Governor Derek Hodge, Charlotte Amalie; Don Bradley, University of Central Arkansas, Conway, representing the Small Business Institute; and Harry B. Matzen, Service Corps of Retired Executives, Washington, D.C.

Hearings were recessed subject to call.

VA HEALTH CARE SYSTEM

Committee on Veterans' Affairs: Committee concluded hearings on S. 1398 and S. 1332, bills to establish a Commission on the Future Structure of Veterans Health Care to make recommendations for the realignment or major mission change of certain medical facilities of the Department of Veterans Affairs, after receiving testimony from Anthony J. Principi, Deputy Secretary, John A. Gronvall, Chief Medical Director, Marjorie R. Quandt, Executive Director of the Commission on the Future Structure of VA Health Care, Raoul L. Carroll, General Counsel, and William T. Butler, Chairman, Special Medical Advisory Group, all of the Department of Veterans Affairs; David Korn, Stanford University School of Medicine, Stanford, California, representing the Association of American Medical Colleges; Dennis M. Cullinan, Veterans of Foreign Wars of the United States, R. Jack Powell, Paralyzed Veterans of America, Thomas A. Sherwood, Vietnam Veterans of America, Inc., John F. Sommer, The American Legion, Steve Kreisberg, National Federation of Federal Employees, and Paul W. Schafer, National Association of VA Physicians and Dentists, all of Washington, D.C.; and Claudette Morrissey, Brooklyn, New York, representing the Nurses Organization of Veterans Affairs.

House of Representatives

Chamber Action

Bills Introduced: 58 public bills, H.R. 4461–4518; 1 private bill, H.R. 4519; and 14 resolutions, H.J. Res. 543–549, H. Con. Res. 299–303, and H. Res. 375–376

Page 6668

Committee Resignation: Read and accepted a letter from Representative Visclosky wherein he resigns as a member of the Committee on Education and Labor.

Page 6615

Select Committee on Aging: The Speaker appointed Representative Owens of Utah as an additional majority member to the Select Committee on Aging.

Page 6615

Committee Elections: House agreed to H. Res. 375, electing Representative Engel to the Committee on Banking, Finance and Urban Affairs; Representative Serrano to the Committee on Education and Labor, to rank after Representative Washington, and to the Committee on Small Business; and Representative Eckart to the Committee on Government Operations.

Page 6615

District Work Period: House agreed to H. Con. Res. 299, providing for an adjournment of the House from April 4, 1990 to April 18, 1990 and a recess or adjournment of the Senate from April 5 or April 6, 1990.

Page 6615

Hate Crimes Statistics: House agreed to suspend the rules and agree to the Senate amendment to H.R. 1048, to provide for the acquisition and publication of data about crimes that manifest prejudice based on certain group characteristics (agreed to by a yea-and-nay vote of 402 yeas to 18 nays, Roll No. 66)—clearing the measure for the President. This bill was debated on Tuesday, April 3.

Page 6624

Lithuanian Independence: House agreed to suspend the rules and agree to H. Con. Res. 289, in support of Lithuanian independence (agreed to by a yea-and-nay vote of

416 yeas to 3 nays, Roll No. 67). Agreed to amend the title. This resolution was debated on Tuesday, April 3.

Page 6624

Organ Transplant Amendments: House passed H.R. 3968, to amend the Organ Transplant Amendments Act of 1988 to change an effective date.

Page 6625

Agreed to the committee amendment in the nature of a substitute.

Page 6626

Agreed to amend the title.

Page 6626

EDA/Appalachia Development: By a yea-and-nay vote of 340 yeas to 82 nays, Roll No. 68, House passed H.R. 2015, to amend the Public Works and Economic Development Act of 1965 and the Appalachian Regional Development Act of 1965.

Page 6626

Agreed to the committee amendment in the nature of a substitute.

Page 6651

Agreed To:

The Traficant amendment that authorizes the Appalachian Regional Commission to award contracts to domestic firms, that would be awarded to foreign firms under the competitive bidding procedures, under limited circumstances if it is in the public interest; and

Page 6644

The Grant en bloc amendment that permits the Department of Commerce to increase the Federal share for EDA grants from 50 percent to 80 percent for projects in the most economically distressed areas of the country and permits the ARC to increase the maximum Federal share for ARC grants from 50 percent to 80 percent for non-highway projects in the most economically distressed counties of the Appalachian region.

Page 6646

H. Res. 372, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 6626

Late Reports: Committee on Science, Space, and Technology received permission to have until 6 p.m., April 12, to file reports on H.R. 4329, to enhance the position of the United States industry through application of the results of Federal research and development; and H.R. 4380, to authorize appropriations for the Superconducting Super Collider.

Page 6652

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 6667

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 6624 and 6651. There were no quorum calls.

Adjournment: Met at noon and adjourned at 5:22 p.m.

Committee Meetings

IMPLEMENTATION OF SECTION 318—1990 INTERIOR APPROPRIATIONS ACT

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy and the Subcommittee on National Parks and Public Lands of the Committee on Interior and Insular Affairs held a joint hearing to review implementation of section 318 of the 1990 Interior Appropriations Act. Testimony was heard from Senator Adams; the following officials of the USDA: Jack Ward Thomas, Senior Research Scientist, Forestry and Range Sciences Laboratory; and F. Dale Robertson, Chief, both with the Forest Service; the following officials of the Department of the Interior: Cy Jamison, Director, Bureau of Land Management; and John Turner, Director, U.S. Fish and Wildlife Service; and public witnesses.

FARM BILL

Committee on Agriculture: Subcommittee on Wheat, Soybean and Feed Grains continued markup of the Wheat, Soybeans, and Feed Grains titles of the 1990 farm bill.

Will continue April 18.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Ammunition, Army. Testimony was heard from Maj. Gen. Paul L. Greenberg, USA, Deputy Chief of Staff for Ammunition, Department of the Army.

The Subcomittee also held a hearing on Guard and Reserve. Testimony was heard from the following officials of the Department of Defense: Stephen M. Duncan, Assistant Secretary (Reserve Affairs); Lt. Gen. John B. Conaway, USAF, Chief of National Guard Bureau; Maj. Gen. Roger P. Scheer, USAF, Chief, Air Force Reserve; Maj. Gen. Phillip G. Killey, USAF, Director, Air National Guard; Maj. Gen. Donald Burdick, USA, Director, Army National Guard; Maj. Gen. William F. Ward, USA, Chief, Army Reserve; RAdm. James E. Taylor, USN, Director, Naval Reserve; and Maj. Gen. Edmund P. Looney, Jr., USMC, Assistant Deputy Chief of Staff, Manpower and Reserve Affairs, Marine Corps.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development concluded appropriation hearing. Testimony was heard from Members of Congress and public witnesses.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs concluded appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Minerals Management Service. Testimony was heard from Barry A. Williamson, Director, Minerals Management Service, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education held a hearing on Railroad Retirement Board, Railroad Retirement Board—Inspector General, and on U.S. Institute of Peace. Testimony was heard from the following officials of the Railroad Retirement Board: Charles J. Chamberlain, labor member; and William J. Doyle, III, Inspector General; and Ambassador Samuel W. Lewis, President, U.S. Institute of Peace.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on National Highway Traffic Safety Administration. Testimony was heard from Jerry Curry, Administrator, National Highway Traffic Safety Administration, Department of Transportation.

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury-Postal Service-General Government held a hearing on OMB. Testimony was heard from Richard G. Darman, Director, OMB.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD-Independent Agencies concluded hearings on Department of Housing and Urban Development. Testimony was heard from the following officials of the Department of Housing and Urban Development: Jack Kemp, Secretary; C. Austin Fitts, Commissioner, FHA and Assistant Secretary for Housing; Anna Kondratas, Assistant Secretary, Community Planning and Development; John Weicher, Assistant Secretary, Policy Development and Research; and Arthur Hill, President, Government National Mortgage Association.

Hearings continue tomorrow.

DEFENSE LOGISTICS AGENCY'S MANAGEMENT OF HAZARDOUS MATERIALS AND WASTE

Committee on Armed Services: Environmental Restoration Panel held a hearing on the Defense Logistics Agency's management of hazardous materials and hazardous waste. Testimony was heard from the following officials of the Department of Defense: Robert Arnold, Chief of Property, Reutilization and Marketing Division, Defense Logistics Agency Headquarters; and Col. R. Agnor, USAF, Commander, Defense Reutilization and Marketing Division, Defense Logistics Agency; and a public witness.

CLASSIFIED BRIEFING

Committee on Armed Services: Subcommittee on Investigations met in executive session to receive a classified briefing on the Korean fighter program. The Subcommittee was briefed by the following officials of the GAO: Joseph E. Kelly, Director, Security and International Relations Issues, National Security and International Affairs Division; and Davi D'Agostino, Chief Evaluator, Korean Fighter Program Review; Glenn A. Rudd, Deputy Director, Defense Security Assistance Agency, Department of Defense; John Richards, Deputy Assistant Secretary, Office of Industrial Resource Administration, Department of Commerce; and William Rope, Principal Deputy Assistant Secretary, Bureau of Politico-Military Affairs, Department of State.

PENTAGON RESERVATION

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on H.R. 4436, to provide for the transfer of the jurisdiction, custody, control over, and responsibility for the operation of the Pentagon Reservation to the Secretary of Defense. Testimony was heard from Richard G. Austin, Acting Administrator, GSA; and David O. Cooke, Director, Administration and Management, Office of the Secretary of Defense.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel and Compensation continue hearings on the manpower portion of the fiscal year 1991 national defense authorization request, with emphasis on former spouses. Testimony was heard from Representatives Schroeder and Dornan of California; Lt. Gen. Donald W. Jones, USA, Deputy Assistant Secretary, Military Manpower and Personnel Policy, Department of Defense; and public witnesses.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operation and maintenance portion of the fiscal year 1991 national defense authorization request, with emphasis on military training and exercises. Testimony was heard from the following officials of the Department of Defense: Maj. Gen. Malcolm B. Armstrong, USAF, Director, Operational Plans and Interoperability, Office of the Joint Chiefs of Staff; Brig. Gen. Larry Lehowicz, USA, Director, Training, Office of the Deputy Chief of Staff, Operations and Plans, Department of the Army; RAdm. Anthony A. Less, USN, Assistant Deputy Chief of Naval Operations, Plans, Policy and Operations, Department of the Navy; Maj. Gen. Matthew P. Caulfied, USMC, Director, Marine Corps Air Ground Training Center, U.S. Marine Corps; and Maj. Gen. Richard E. Hawley, USAF, Director of Operations, Office of the Chief of Staff, Plans and Operations, Department of the Air Force; and Richard Davis, Director, Army Issues, GAO.

Subcommittee recessed subject to call.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development continued hearings on the RDT&E portion of the fiscal year 1991 national defense authorization request, with emphasis on Strategic Defense Initiative Organization budget request. Testimony was heard from Lt. Gen. George L. Monahan, Jr., USAF, Director, Strategic Defense Initiative Organization, Department of Defense.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials continued hearings on the seapower-related procurement portion of the fiscal year 1991 national defense authorization request, Navy budget. Testimony was heard from the following officials of the Department of the Navy: H. Lawrence Garrett, III, Secretary; Adm. Carlisle A. H. Trost, Chief, Naval Operations; and Gen. Alfred M. Gray, USMC, Commandant of the Marine Corps; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage approved for full Committee action the following bills: H.R. 3625, to award a congressional gold medal to Laurance Spelman Rockefeller; H.R. 1028, amended, 1991 Mount Rushmore Commemorative Coin Act; and H.R. 2761, amended, United Services Organization's 50th Anniversary Commemorative Coin Act.

Prior to this action, the Subcommittee held a hearing on the following bills: H.R. 4365, to require the Secretary of the Treasury to mint coins in commemoration of the 50th anniversary of the United States involvement in World War II; and H.R. 3625. Testimony was heard from Representatives Kaptur and Montgomery; Eugene Essner, Deputy Director, U.S. Mint, Department of the Treasury; Maj. Gen. A. J. Adams, USA, Secretary, American Battle Monuments Commission; and a public witness.

OVERSIGHT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance held an oversight hearing on the implications of the Merchant's National case. Testimony was heard from Manual Johnson, Vice Chairman, Board of Governors, Federal Reserve System; Jim Long, Commissioner of Insurance, State of North Carolina; and public witnesses.

INTERNATIONAL TRENDS IN THE FINANCIAL SERVICES INDUSTRY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance, Task Force on International Competitiveness held a hearing on international trends in the financial services industry. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

D.C. SCHOOL OF LAW STATUS

Committee on the District of Columbia: Subcommittee on Judiciary and Education held a hearing on the status of the District of Columbia School of Law. Testimony was heard from Hilda M. Mason, member, City Council, District of Columbia; and the following officials of the District of Columbia School of Law: William L. Robinson, Dean; and Frederick Abramson, Chairman, Board of Governors.

OLDER WORKERS' BENEFIT PROTECTION ACT

Committee on Education and Labor: Ordered reported amended H.R. 3200, Older Workers' Benefit Protection Act.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Health and Safety continued oversight hearings on asbestos removal. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Postsecondary Education held an oversight hearing on the reauthorization of the National Endowment for the Arts. Testimony was heard from Representatives Carr, Weiss, Armey, Rohrabacher, Herger, Hancock, Dannemeyer, McEwen, Oakar, and Campbell of Colorado.

ISRAEL IN THE 1990'S

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Israel in the 1990's. Testimony was heard from Ambassador Samuel W. Lewis, President, United States Institute of Peace; and public witnesses.

BUDGET PROCESS REFORM ISSUES

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on Budget Process Reform Issues. Testimony was heard from Senator Moynihan; Representatives Panetta, Whitten, Rostenkowski and Frenzel; Robert D. Reischauer, Director, CBO; and public witnesses.

COMMITTEE IN BUSINESS

Committee on House Administration: Subcommittee on Accounts met to consider pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported amended the following bills: H.R. 3533, Earthquake Hazards Reduction Act of 1977 Amendments Act; H.R. 544, to amend the Mineral Leasing Act of Acquired Lands to establish a State fish and wildlife assistance fund; H.R. 4111, Strategic and Critical Minerals Act of

1990; and H.R. 3058, to provide for the exchange of certain Federal coal leases from the Alton Coal Field in the State of Utah for other Federal coal leases in that State.

LONG-TERM WATER SUPPLY NEEDS OF INSULAR AREAS

Committee on Interior and Insular Affairs: Subcommittee on Insular and International Affairs approved for full Committee action amended H.R. 3596, to direct the Secretary of the Interior to conduct a study on the long-term water supply needs of the insular areas.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held an oversight hearing on False Claims Act. Testimony was heard from Senator Grassley; Stuart M. Gerson, Assistant Attorney General, Department of Justice; Richard P. Kusserow, Inspector General, Department of Health and Human Services; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight and authorization hearing for the Community Relations Service of the Department of Justice. Testimony was heard from Grace Flores Hughes, Director, Community Relations Service, Department of Justice.

FAMILY UNITY AND EMPLOYMENT OPPORTUNITY IMMIGRATION ACT

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law continued markup of H.R. 4300, Family Unity and Employment Opportunity Immigration Act of 1990.

COASTAL DEFENSIVE INITIATIVE

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Oceanography and the Great Lakes met in joint session and approved for full Committee action amended H.R. 2647, Coastal Defense Initiative of 1989.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and the Great Lakes approved for full Committee action the following measures: H.R. 4115, amended, Ocean and Coastal Programs Authorization Act of 1990; H.R. 4030, amended, Coastal Zone Act Reauthorization Amendments of 1990; H. Con. Res. 69, to urge the development and implementation of a comprehensive United States oceans and Great Lakes policy; and H.R. 4450, to improve management of the coastal zone and enhance environmental protection of coastal zone resources, by authorizing and amending the Coastal Zone Management Act of 1972.

EFFICIENCY IN GOVERNMENT ACT

Committee on Post Office and Civil Service: Subcommittee on Human Resources concluded hearings on H.R. 4049, Efficiency in Government Act. Testimony was heard from public witnesses.

FEDERAL EMPLOYEES PAY COMPARABILITY ACT AND PAY REFORM GENERALLY

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued hearings on H.R. 3979, Federal Employees Pay Comparability Act of 1990, and pay reform generally. Testimony was heard from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor; and public witnesses.

OVERSIGHT

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services held an oversight hearing on the contracting out of services at the Binghamton, New York, Postal Facility. Testimony was heard from James Orlando, Director, Office of Transportation and International Services, U.S. Postal Service; and public witnesses.

FEDERAL WATER POLLUTION CONTROL ACT REAUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on the reauthorization of the Federal Water Pollution Control Act. Testimony was heard from Representative Rahall; Edward O. Sullivan, Deputy Commissioner, Office of Remediation, Department of Environmental Conservation, State of New York; and public witnesses.

HYDROGEN RESEARCH AND DEVELOPMENT PROGRAM

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development approved for full Committee action amended H.R. 2793, to establish a hydrogen research and development program.

INTER-AMERICAN SCIENTIFIC COOPERATION ACT; SCIENCE, TECHNOLOGY AND AMERICAN FOREIGN POLICY

Committee on Science, Space, and Technology: Subcommittee on International Scientific Cooperation approved for full Committee action amended, H.R. 2152, Inter-American Scientific Cooperation Act of 1989.

The Subcommittee also held a hearing on Science, Technology and American Foreign Policy. Testimony was heard from Alvin W. Trivelpiece, Director, Oak Ridge National Laboratory; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials approved for full Committee action amended the following bills: H.R.

2793, to establish a hydrogen research and development program; H.R. 3555, to amend the Federal Aviation Act of 1958 relating to research, development, and implementation of a management plan to improve communications with respect to aircraft accident prevention; and H.R. 4196, to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications construction of facilities, and research and program management.

CENTERS FOR DISEASE CONTROL'S SELECTED CANCERS STUDY

Committee on Veterans' Affairs: Held a hearing on the Centers for Disease Control's Selected Cancers Study and scientific reviews of the study. Testimony was heard from Dr. William L. Roper, Director, Centers for Disease Control, Department of Health and Human Services; Helen Gelband, Senior Associate, Health Program, OTA; and Dr. M. Donald Wharton, Advisory Committee on the Centers for Disease Control Study of the Health of Vietnam Veterans Institute of Medicine, National Academy of Sciences.

PAYMENT OF INNER-CITY AND RURAL HOSPITALS UNDER MEDICARE

Committee on Ways and Means: Subcommittee on Health held a hearing on the fiscal year 1990 budget issues relating to payment of inner-city and rural hospitals under Part A of the Medicare program. Testimony was heard from Representatives Dorgan of North Dakota and Lancaster; and public witnesses.

Committee on Ways and Means: Subcommittee on Human Resources held a hearing on federally funded child welfare, foster care and adoption assistance programs. Testimony was heard from Representative Miller of California; Wade Horn, Commissioner, Administration for Children, Youth and Families, Department of Health and Human Services; Charles Bruner, Senator, State of Iowa; and public witnesses.

Hearings continue tomorrow.

FAIR CREDIT REPORTING ACT AND ELECTRONIC COMMUNICATIONS PRIVACY ACT AMENDMENTS

Permanent Select Committee on Intelligence: Subcommittee on Legislation met in executive session to hold a hearing on amendments to the Fair Credit Reporting Act and the Electronic Communications Privacy Act. Testimony was heard from departmental witnesses; and a public witness.

Thursday, April 5, 1990

Senate

Chamber Action

Routine Proceedings, pages 6881–7175

Measures Introduced: Thirty-three bills and nine resolutions were introduced as follows: S. 2421–2453, S. Res. 268–270, S.J. Res. 286–288, and S. Con. Res. 119–121.

Page 7039

Measures Reported: Reports were made as follows:

S. 1511, to amend the Age Discrimination in Employment Act of 1967 to clarify the protections given to older individuals in regard to employee benefit plans, with an amendment in the nature of a substitute. (S. Rept. No. 101–263)

S. Res. 231, urging the submission of the Convention on the Rights of the Child to the Senate for its advice and consent to ratification.

S. 640, to regulate interstate commerce by providing for uniform standards of liability for harm arising out of general aviation accidents.

S. Con. Res. 112, expressing the sense of the Congress that the United States should seek to obtain an Advisory Opinion for the International Court of Justice concerning the right of self-determination of the people of Lithuania.

Page 7038

Measures Passed:

Vocational Education Act: By a unanimous vote of 96 yeas (Vote No. 57), Senate passed H.R. 7, to amend the Carl D. Perkins Vocational Education Act to extend the authorities contained in such Act through the fiscal year 1995, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1109, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute, and taking action of amendments proposed thereto, as follows:

Pages 6887, 6900

(1) Lautenberg Amendment No. 1466 (to Amendment No. 1465), to provide for the establishment of community education employment centers.

Page 6925

(2) Pell Amendment No. 1465, in the nature of a substitute.

Pages 6924, 6948

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Kennedy, Pell, Metzenbaum, Matsunaga, Dodd, Simon, Mikulski, Hatch, Kassebaum, Cochran, Jeffords, and Thurmond.

Page 6967

S. 1109 was then indefinitely postponed.

Page 6968

Panama/Nicaragua Economic Assistance: Senate passed S. 2364, to authorize supplemental economic assistance to support democracy in Panama, Nicaragua, and sub-Saharan Africa, after taking action of amendments proposed thereto, as follows:

Page 7013

(1) Pell Amendment No. 1467, of a technical nature.

Page 7019

(2) Pell Amendment No. 1468, to clarify committee jurisdiction.

Page 7019

(3) Pell (for Gramm) Amendment No. 1469, to promote market economy and political democracy in Nicaragua.

Page 7019

(4) Pell (for Gramm) Amendment No. 1470, to promote market economy and political democracy in Namibia.

Page 7019

Congratulating the UNLV Basketball Team: Senate agreed to S. Res. 268, commending the Runnin' Rebels of the University of Nevada at Las Vegas for winning the 1990 NCAA Men's Basketball Championship

Page 7173

Homer Thornberry Judicial Building: Committee on Governmental Affairs was discharged from further consideration of H.R. 2334, to redesignate the Post Office located at 300 East Ninth Street in Austin, Texas, as the "Homer Thornberry Judicial Building", and the bill was then passed.

Page 7173

Freedom and Human Rights in China/Tibet: Committee on the Judiciary was discharged from further consideration of S.J. Res. 275, designating May 13, 1990, as the "National Day in Support of Freedom and Human Rights in China and Tibet", and the resolution was then passed.

Page 7173

Indian Funds Distribution—Conference Report: Senate agreed to the conference report on S. 1096, to provide for the use and distribution of funds awarded the Seminole Indians in dockets 73, 151, and 73–A of the Indians Claims Commission.

Page 7173

Nominations Confirmed: Senate confirmed the following nominations:

H. Douglas Barclay, of New York, to be a Member of the Board of Directors for the Overseas Private Investment Corporation for the term expiring December 17, 1991.

Henrietta Hugentobler Holsman, of California, to be an Assistant Administrator of the Agency for International Development.

Alan D. Lourie, of Pennsylvania, to be United States Circuit Judge for the Federal Circuit.

John S. Martin, Jr., of New York, to be United States District Judge for the Southern District of New York.

Daniel B. Sparr, of Colorado, to be United States District Judge for the District of Colorado.

Norman H. Stahl, of New Hampshire, to be United States District Judge for the District of New Hampshire.

John Wesley Bartlett, of Massachusetts, to be director of the Office of Civilian Radioactive Waste Management.

C. Anson Franklin, of Virginia, to be an Assistant Administrator of the Agency for International Development.

Charles J. Chamberlain, of Illinois, to be a Member of the Railroad Retirement Board for the term of five years from August 29, 1989.

Glen L. Bower, of Illinois, to be a Member of the Railroad Retirement Board for the remainder of the term expiring August 28, 1992.

Richard E. Bissell, of Virginia, to be an Assistant Administrator of the Agency for International Development.

Deane Roesch Hinton, of Illinois, to be Ambassador to the Republic of Panama.

Jonathan Moore, of Massachusetts, to be the Representative of the United States of America on the Economic and Social Council of the United Nations, with the rank of Ambassador.

The following-named person to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1991:

Terrence B. Adamson, of Georgia.

The following-named person to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1991:

Vivi L. Dilweg, of Wisconsin.

The following-named person to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1992:

Carl F. Bianchi, of Idaho.

The following-named person to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1992:

James Duke Cameron, of Arizona.

The following-named person to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1992:

Janice L. Gradwohl, of Nebraska.

The following-named person to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1992:

Malcolm M. Lucas, of California.

Nelson C. Ledsky, of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as Special Cyprus Coordinator.

James Henry Michel, of Virginia, to be an Assistant Administrator of the Agency for International Development.

Leo A. Giacometto, of Montana, to be United States Marshal for the District of Montana for the term of four years.

The following-named individual to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1992:

J. Carter Beese, Jr., of Maryland.

The following-named individual to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1992:

Donald Burnham Ensenat, of Louisiana.

John C. Foltz, of Ohio, to be Administrator of the Federal Grain Inspection Service.

Lynne Vincent Cheney, of Wyoming, to be Chairperson of the National Endowment for the Humanities for a term of four years.

Robert C. Larson, of Michigan, to be a Member of the Oversight Board of the Resolution Trust Corporation for a term of three years.

James Henry Michel, of Virginia, to be a Member of the Board of Directors of the Inter-American Foundation for the remainder of the term expiring September 20, 1992:

Philip C. Jackson, Jr., of Alabama, to be a Member of the Oversight Board of the Resolution Trust Corporation for a term of three years.

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Committee on Veterans' Affairs was discharged from further consideration of the nominaton of D'Wayne Gray, of Virginia, to be Chief Benefits Director, Department of Veterans Affairs, for a term of four years, and the nomination was then confirmed.

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Messages From the House: **Page 7037**

Measures Referred: **Page 7037**

Communications: **Page 7037**

Executive Reports of Committees: **Page 7038**

Statements on Introduced Bills: **Page 7041**

Additional Cosponsors: **Page 7120**

Amendments Submitted: **Page 7128**

Notices of Hearings: **Page 7147**

Authority for Committees: **Page 7148**

Additional Statements: **Page 7149**

Record Votes: One record vote was taken today. (Total—57)

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Adjournment: Senate convened at 10:30 a.m., and, in accordance with H. Con. Res. 299, adjourned at 7:28 p.m., until 12 noon, on Wednesday, April 18, 1990.

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee continued consideration of proposed legislation to strengthen and improve U.S. agricultural programs, focusing on trade and research provisions, but did not complete action thereon, and will meet again Thursday, April 19.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1991 for the Department of Defense, focusing on Navy posture, receiving testimony from H. Lawrence Garrett III, Secretary of the Navy; Adm. C. A. H. Trost, Chief of Naval Operations; and Gen. Alfred M. Gray, Jr., Commandant of the Marine Corps.

Subcommittee will meet again Tuesday, April 24.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Department of Transportation, receiving testimony in behalf of funds for their respective activities from Travis P. Dungan, Administrator, George Tenley, Director, Office of Pipeline Safety, Rose McMurray, Director, Office of Program Management and Administration, Alan Roberts, Director, Office of Hazardous Materials Transportation, and Philip Cunely, Director, Transportation Systems Center, all of the Research and Special Programs Administration, and Gen. Jerry R. Curry, Administrator, Micheal Finkelstein, Associate Administrator for Plans and Policy, and Adele Derby, Associate Administrator for Traffic Safety Programs, all of the National Highway Traffic Safety Administration, all of the Department of Transportation.

Subcommittee will meet again Thursday, April 19.

APPROPRIATIONS—ARCHIVES/POSTAL SERVICE

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from Don W. Wilson, Archivist of the United States; and Anthony M. Frank, Postmaster General, U.S. Postal Service.

Committee will meet again Thursday, April 19.

APPROPRIATIONS—FEMA

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Federal Emergency Management Agency, receiving testimony from James P. McNeill, Associate Director for External Affairs, Harold T. Duryee, Administrator, Federal Insur-

ance Administration, Antonio Lopez, Associate Director for National Preparedness, Grant C. Peterson, Associate Director for State and Local Programs and Support, Edward M. Wall, Acting Administrator, U.S. Fire Administration, and Gregg Chappell, Chairman, Emergency Food and Shelter Program, all of the Federal Emergency Management Agency.

Subcommittee will meet again Wednesday, April 18.

BUSINESS MEETING

Committee on Armed Services: Committee met in closed session and approved the use of certain unauthorized appropriations by the Department of Defense.

Also, committee resumed closed consideration of issues related to the fiscal year 1990 supplemental request, and military personnel reprogramming request, but did not complete action thereon, and recessed subject to call.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence held hearings on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense, and to prescribe military personnel levels for fiscal year 1991, focusing on chemical deterrent programs, receiving testimony from Billy Richardson, Deputy Assistant to the Secretary of Defense for Chemical Matters; Susan Livingstone, Assistant Secretary of the Army for Installations, Logistics, and Environment; Col. Walter L. Busbee, USA, Program Manager for Chemical Demilitarization, Aberdeen Proving Ground; Maj. Gen. John O.B. Sewall, USA, Vice Director, the Joint Staff; Capt. Larry D. Pfitzenmaier, Program Manager for Defense Suppression, Naval Air Systems Command; Maj. Gen. Richard E. Hawley, USAF, Director of Operations, Headquarters, U.S. Air Force; and William C. Dee, Program Manager for Binary Programs, and Lisa Bronson, Program Manager for Bilateral Agreements, both of the Office of the Secretary of Defense.

Subcommittee recessed subject to call.

FAIR TRADE IN FINANCIAL SERVICES

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on S. 2028, to provide U.S. financial institutions the opportunity to trade competitively, focusing on the equity of regulatory practices in the United States and major foreign financial centers, receiving testimony from David C. Mulford, Under Secretary of the Treasury for International Affairs; Eric Hayden, Investors Bank and Trust Company, Boston, Massachusetts; David Silver, Investment Company Institute, Washington, D.C.; Charles Kim, California Center Bank, Los Angeles, representing the Independent Bankers Association of America; and Gunter Pauli, European Service Industries Forum, Belgium.

Hearings were recessed subject to call.

AIRLINE COMPETITION ENHANCEMENT

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation held hearings on S. 1741, to revise the Federal Aviation Act of 1958 to increase competition among commercial air carriers at major U.S. airports, receiving testimony from Jeffrey Shane, Assistant Secretary of Transportation for Policy and International Affairs; Charles A. Bowsher, Comptroller General, General Accounting Office; Richard D. Mathias, Pan American World Airways, and John S. Fredericksen, Regional Airline Association, both of Washington, D.C.; Timothy Hoeksema, Midwest Express Airlines, Milwaukee, Wisconsin; and James E. Johnson, Airports of Hillsborough County, Tampa, Florida, and Donald W. Bennett, Lambert International Airport, St. Louis, Missouri, both on behalf of the American Association of Airport Executives.

Hearings were recessed subject to call.

PRODUCT LIABILITY

Committee on Commerce, Science, and Transportation: Consumer Subcommittee resumed hearings on S. 1400, to regulate interstate commerce by providing for a uniform product liability law, focusing on its effect on competitiveness and insurance, receiving testimony from Robert A. Mosbacher, Secretary of Commerce; Julie Fox Gorte, Project Director, Office of Technology Assessment; Gene Kimmelman, Consumer Federation of America, Debra T. Ballen, American Insurance Association, Mark M. Hager, American University, and Peter Huber, all of the Washington, D.C.; Malcolm H. Skolnick, University of Texas, Houston; Harry Featherstone, Will-Burt Company, Orrville, Ohio; and J. Robert Hunter, National Insurance Consumer Organization, Alexandria, Virginia.

Hearings continue Thursday, May 10.

ENERGY CONSERVATION

Committee on Energy and Natural Resources: Committee concluded hearings on S. 324, to establish a national energy policy to reduce global warming and promote energy conservation and efficiency, and on S. 2191, to replace energy performance goals for Federal buildings with energy conservation and alternative clean energy installation schedules incorporating specified payback periods, after receiving testimony from Senator Lieberman; D. Allan Bromley, Science Advisor to the President and Director, Office of Science and Technology Policy; and Linda G. Stuntz, Deputy Under Secretary of Energy for Policy, Planning and Analysis.

ARIZONA WILDERNESS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 2117 and H.R. 2570, bills to designate certain lands in the State of Arizona as wilderness, after receiving testimony from Senators DeConcini and McCain; Cy Jamison, Director, Bureau of Land Management, and Michael J. Spear, Regional Director, Region 2,

U.S. Fish and Wildlife Service, both of the Department of the Interior; N. William Plummer, Arizona Department of Water Resources, Duane L. Shroufe, Arizona Game and Fish Department, and James W. Norton, The Wilderness Society, all of Phoenix, Arizona; Craig Freisner, Kingman, Arizona, on behalf of the Arizona Wilderness Coalition; George G. Byers, Albuquerque, New Mexico, on behalf of the Santa Fe Pacific Minerals Corp.; Larry Adams, Bullhead City, Arizona, on behalf of the Arizonans for Responsible Wilderness; and Jeff Menges, Morenci, Arizona, on behalf of the Arizona Cattle Growers Association.

RETIREMENT ANNUITIES

Committee on Finance: Committee held hearings to examine whether retirement annuities purchased from insurance companies by pension funds have the same protection under the Employee Retirement Income Security Act of 1974 (ERISA), as pension benefits paid directly by the plan, receiving testimony from James B. Lockhart, III, Executive Director, and Carol Connor-Flowe, General Counsel, both of the Pension Benefit Guaranty Corporation, William H. Bywater and Meredith Miller, both of the AFL–CIO, and Richard V. Minck and Paul Readons, both of the American Council of Life Insurance, all of Washington, D.C.; and Dennis M. Crites and David Certner, both of the American Association of Retired Persons, Norman, Oklahoma.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The nominations of Jonathan Moore, of Massachusetts, to be the U.S. Representative on the Economic and Social Council of the United Nations, with the rank of Ambassador, Shirin R. Tahir-Kheli, of Pennsylvania, to be the Alternate U.S. Representative for Special Political Affairs in the United Nations, with the rank of Ambassador, J. Carter Beese, Jr., of Maryland, to be a Member of the Board of Directors of the Overseas Private Investment Corporation, Donald B. Ensenat, of Louisiana, to be a Member of the Board of Directors of the Overseas Private Investment Corporation, Deane R. Hinton, of Illinois, to be Ambassador to the Republic of Panama, Henrietta H. Holsman, of California, to be Assistant Administrator for Private Enterprise of the Agency for International Development, C. Anson Franklin, of Virginia, to be Assistant Administrator for External Affairs of the Agency for International Development, Richard E. Bissell, of Virginia, to be Assistant Administrator for Science and Technology of the Agency for International Development, Nelson C. Ledsky, of Maryland, for the rank of Ambassador during his tenure of service as Special Cyprus Coordinator, James H. Michel, of Virginia, to be Assistant Administrator for Latin America and the Caribbean of the Agency for International Development, and to be a Member of the Board of Directors of the Inter-American Foundation, H. Douglas Barclay, of New York, to be a Member of the Board of Directors for the Overseas Private Investment Corporation;

S. Res. 231, urging the submission of the Convention on the Rights of the Child to the Senate for its advice and consent to ratification; and

S. Con. Res. 112, expressing the sense of the Congress that the United States should seek to obtain an Advisory Opinion from the International Court of Justice concerning the right of self-determination of the people of Lithuania.

CHILDREN OF THE WORLD

Committee on Foreign Relations: Committee held hearings to examine the state of the world's children, focusing on the impact of war and famine, receiving testimony from Senator Bradley; John R. Bolton, Assistant Secretary of State for International Organization Affairs; Bradshaw Langmaid, Acting Assistant Administrator, Bureau for Science and Technology, Agency for International Development; James P. Grant, UNICEF, New York, New York; Kenneth Phillips, Foster Parents Plan, Inc., Warwick, Rhode Island, on behalf of the Interaction Working Group on the Convention on the Rights of the Child; Warren Berggren, Save the Children, Westport, Connecticut; and Nicholas Eberstadt, American Enterprise Institute, Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the nominations of Alan D. Lourie, of Pennsylvania, to be United States Circuit Judge for the Federal Circuit, Norman H. Stahl, to be United States District Judge for the District of New Hampshire, Daniel B. Sparr, to be United States District Judge for the District of Colorado, John S. Martin, Jr., to be United States District Judge for the Southern District of New York, Leo A. Giacometto, to be United States Marshal for the District of Montana, and Malcolm M. Lucas, of California, Janice L. Gradwohl, of Nebraska, James Duke Cameron, of Arizona, Carl F. Bianchi, of Idaho, Vivi L. Dilweg, of Wisconsin, and Terrence B. Adamson, of Georgia, each to be a Member of the Board of Directors of the State Justice Institute.

Also, committee ordered reported, unfavorably, S. 640, to regulate interstate commerce by providing for uniform standards of liability for harm arising out of general aviation accidents.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Lawrence M. McKenna, to be U.S. District Judge for the Southern District of New York, James F. McClure, Jr., to be U.S. District Judge for the Middle District of Pennsylvania, David H. Souter, of

New Hampshire, to be U.S. Circuit Judge for the First Circuit, and Samuel A. Alito, Jr., of New Jersey, to be U.S. Circuit Judge for the Third Circuit, after the nominees testified and answered questions in their own behalf. Mr. McClure was introduced by Senators Heinz and Specter, Mr. Souter was introduced by Senators Humphrey and Rudman, and Mr. Alito was introduced by Senators Bradley and Lautenberg.

AUTHORIZATIONS—HUMANITIES

Committee on Labor and Human Resources: Subcommittee on Education, Arts, and Humanities resumed hearings on proposed legislation authorizing funds for the National Foundation on the Arts and Humanities, focusing on the National Endowment for the Humanities, receiving testimony from Lynne V. Cheney, Chairman, National Endowment for the Humanities, National Foundation on the Arts and Humanities; Vartan Gregorian, Brown University, and Thomas H. Roberts, Rhode Island Committee for the Humanities, both of Providence, Rhode Island; John D'Arms, University of Michigan, Ann Arbor; Andrew Debicki, University of Kansas, Lawrence; Theodore Ziolkowski, Princeton University, Princeton, New Jersey; Delmont Oswald, Utah Endowment for the Humanities, Salt Lake City; and Robert H. Dyson, Jr., University of Pennsylvania, Philadelphia.

Hearings continue Friday, April 27.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again Wednesday, April 18.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, April 18.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture continued markup of the Research title of the 1990 Farm bill.

FARM BILL

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy began markup of the Forestry title of the 1990 Farm bill.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Automatic Data Processing. Testimony was heard from the following officials of the Department of Defense: Cynthia Kendall, Deputy Comptroller (Information Resources Management), Office of the Comptroller; and Lt. Gen. Jerome B. Hilmes, USA, Director, Information Systems for Command, Control, Communications and Computers, Department of the Army.

The Subcommittee also met in executive session to hold a hearing on Missiles and Other Procurement, Air Force. Testimony was heard from the following officials of the Department of the Air Force: John J. Welch, Assistant Secretary (Acquisition); and Maj. Gen. Edward R. Bracken, USAF, Director of Logistics, Plans and Programs.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Geological Survey. Testimony was heard from Dallas L. Peck, Director, Geological Survey, Department of the Interior.

INERTIAL CONFINEMENT FUSION PROGRAM

Committee on Armed Services: Department of Energy Nuclear Facilities Panel met in executive session to hold a hearing to review reports from the National Academy of Sciences and the U.S. GAO on the Inertial Confinement Fusion Program. Testimony was heard from Victor S. Rezendes, Director, Energy Issues, Resources, Community and Economic Development Division, GAO; and public witnesses.

RECOMMENDATIONS ON EDUCATION IN STRATEGY IMPLEMENTATION

Committee on Armed Services: Military Education Panel held a hearing on how the senior professional military education schools in each military department are implementing the panel's recommendations on education in strategy. Testimony was heard from the following officials of the Department of Defense: Adm. Ronald Kurth, USN, President, Naval War College; Maj. Gen. David C. Reed, USAF, Commandant, Air War College; and Maj. Gen. Paul G. Cerjan, USA, Commandant, Army War College.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Subcommittee on Postsecondary Education held a hearing on the following bills: H.R. 2623, to authorize funds for the Muskie Archives; and H.R. 3210, to provide for financial assistance to the Museum of Tolerance at the Simon Wiesenthal Center in Los Angeles, CA, for the operation of education programs concerning the Holocaust at the museum. Testimony was heard from Representatives Brennan and Snowe; and public witnesses.

CLEAN AIR ACT AMENDMENTS

Committee on Energy and Commerce: Ordered reported amended H.R. 3030, Clean Air Act Amendments of 1989.

RECENT SOVIET POLITICAL REFORMS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Recent Soviet Political Reforms and Implications for U.S.-Soviet Relations. Testimony was heard from public witnesses.

OIL EXPORT ISSUES

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on Oil Export Issues. Testimony was heard from Representative Thomas of California; John Richards, Deputy Assistant Secretary, Office of Industrial Research Administration, Department of Commerce; Judy England-Joseph, Associate Director, Energy Issues, GAO; James Eason, Director, Division of Oil and Gas, Department of Natural Resources, State of Alaska; and public witnesses.

DRAFT REPORT

Committee on Interior and Insular Affairs: Subcommittee on General Oversight and Investigations approved the following draft report: "The Fortuna Affair-Actions on NRC officials in their Investigation of Roger Fortuna show Questionable Intent and Improper Conduct".

LAND MANAGEMENT AGENCIES PERSONNEL NEEDS

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands and the Subcommittee on Civil Service of the Committee on Post Office and Civil Service held a joint hearing on personnel needs of Land Management Agencies. Testimony was heard from Leonard Kline, Associate Director, Career Entry and Employee Development, OPM; from the following officials of the Department of the Interior: James Ridenour, Director, National Park Service; and Cy Jamison, Director, Bureau of Land Management; William Rice, Deputy Chief, Forest Service, USDA; and public witnesses.

OVERSIGHT—FBI'S PROGRAMS

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight and authorization hearing on the FBI's programs and fiscal year 1991 Budget request. Testimony was heard from William B. Sessions, Director, FBI, Department of Justice.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts, Civil Liberties, and the Administration of Justice held a hearing on the following bills: H.R. 671, to amend title 17, United States Code, relating to remedies in copyright infringement actions; and H.R. 3158, to amend title 17, United States Code, to permit the unlicensed viewing of videos under certain conditions. Testimony was heard from Senator Roth; Representative Cardin; Ralph Oman, Register of Copyrights, Library of Congress; and public witnesses.

LONG ISLAND SOUND

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Oceanography and the Great Lakes held a joint hearing on H.R. 3722, to establish an office in the Environmental Protection Agency pertaining to Long Island Sound. Testimony was heard from Representative Lowey of New York; Tudor Davies, Director, Office of Marine and Estuarine Protection, EPA; and a public witness.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technology approved for full Committee action the following bills: H.R. 2813, to improve the information available to emergency response personnel in the field; and H.R. 2152, Inter-American Scientific Cooperation Act of 1989.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

CHILD WELFARE, FOSTER CARE AND ADOPTION ASSISTANCE PROGRAMS

Committee on Ways and Means: Subcommittee on Human Resources concluded hearings on federally funded child welfare, foster care and adoption assistance programs. Testimony was heard from Richard P. Kusserow, Inspector General, Department of Health and Human Services; and public witnesses.

WIDOWS AND SPOUSES SOCIAL SECURITY BENEFITS

Committee on Ways and Means: Subcommittee on Social Security held a hearing on Social Security benefits for widows and spouses. Testimony was heard from Senator Heinz; Representatives Chandler, Oberstar and Oakar; Louis D. Enoff, Deputy Commissioner, Programs, SSA, Department of Health and Human Services; and public witnesses.

SOCIAL SECURITY TAX TREATMENT OF NONQUALIFIED DEFERRED COMPENSATION

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the Social Security tax treatment of nonqualified deferred compensation. Testimony was heard from Lawrence H. Thompson, Assistant Comptroller General, Human Resources Division, GAO; James J. McGovern, Assistant Chief Counsel, Employee Benefits and Exempt Organizations, IRS, Department of the Treasury; and public witnesses.

SSI INCOME PROGRAM

Select Committee on Aging and the Subcommittee on Retirement Income and Employment held a joint hearing on "Outreach in the Supplemental Security Income Program:

Are the Needy Being Informed?". Testimony was heard from Representative Matsui; Joseph Delfico, Associate Director, GAO; Gwendolyn King, Commissioner, SSA, Department of Health and Human Services; and public witnesses.

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Wednesday, April 18, 1990

Senate

Chamber Action

***Routine Proceedings, pages** 7176–7272*

Measures Introduced: One resolution was introduced, as follows: S. Res. 271.

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Measures Passed:

Relative to the Death of Senator Matsunaga: Senate agreed to S. Res. 271, relative to the death of the Honorable Spark M. Matsunaga, late a Senator from the State of Hawaii.

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Communications: **Page 7176**

Petitions: **Page 7178**

Text of S. 1630 as Previously Passed: **Page 7184**

Recess: Senate convened at 12 noon, and, as a further mark of respect to the memory of the late Senator Spark M. Matsunaga, of Hawaii, in accordance with S. Res. 271, recessed at 12:05 p.m., until 10 a.m., on Thursday, April 19, 1990.

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on nutrition programs, receiving testimony from Catherine Bertini, Assistant Secretary for Food and Consumer Services, Department of Agriculture; and Robert Fersh, Food Research Action Committee, Washington, D.C.

Hearings were recessed subject to call.

MAINE WILDERNESS

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Conservation and Forestry held hearings on S. 2205, to designate certain lands in the White Mountain National Forest in Maine as the Caribou-Speckled Mountain Wilderness, and as components of the National Wilderness Preservation System, receiving testimony from Senator Cohen; George M. Leonard, Associate Chief, and Chad Converse, District Ranger, White Mountain National Forest, Evans-Notch Ranger District, Bethel, Maine, both of the Forest Service, Department of Agriculture; Jerry Bley, Natural Resource Council of Maine, Augusta; Leon Favreau, Multiple Use Associates, Bethel, Maine; and Thomas Hammond, Thomas Hammond and Son, Hiram, Maine, on behalf of the National Forest Products Association.

Hearings were recessed subject to call.

APPROPRIATIONS—NATIONAL PARK SERVICE/ NATIONAL GALLERY OF ART

Committee on Appropriations: Subcommittee on the Interior held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from James M. Ridenour, Director, Herbert S. Cables, Jr., Deputy Director, and C. Bruce Sheaffer, Comptroller, all of the National Park Service, Department of the Interior; and J. Carter Brown, Director, National Gallery of Art.

Subcommittee will meet again on Monday, April 23.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel resumed hearings on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense, and to prescribe military personnel levels for fiscal year 1991, focusing on the status of the study on the total force policy, force mix, and military force structure, and to review the Reserve and National Guard programs, receiving testimony from Christopher Jehn, Assistant Secretary of Defense for Force Management and Personnel; Stephen M. Duncan, Assistant Secretary of Defense for Reserve Affairs; Lt. Gen. John B. Conaway, ANG, Chief, National Guard Bureau; Maj. Gen. Donald Burdick, ARNGUS, Director, Army National Guard; Maj. Gen. Philip Killey, ANG, Director, Air National Guard; Maj. Gen. William F. Ward, USAR, Chief, Army Reserve; Rear Adm. James E. Taylor, USN, Director, Navy Reserve; Maj. Gen. Edmund P. Looney, Jr., USMC, Assistant Deputy Chief of Staff for Manpower and Reserve Affairs; U.S. Marine Corps; Maj. Gen. Roger P. Scheer, USAFR, Chief, Air Force Reserve; and Rear Adm. John N. Faigle, Chief, Office of Readiness and Reserve, U.S. Coast Guard.

Subcommittee recessed subject to call.

FINANCIAL SERVICES INDUSTRY

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on proposed legislation to modernize the legal and regulatory structure of the financial services industry to increase competitiveness of U.S. institutions, receiving testimony from Sherry Ettleson, Public Citizen, Peggy Miller, Consumer Federation of America, and Jane Uebelhoer, Association of Community Organizations for Reform Now (ACORN), all of Washington, D.C.

Hearings continue Tuesday, April 24.

HUD MANAGEMENT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on HUD/MOD Rehab Investigation held hearings to examine past and present management activities of the Department of Housing and Urban Development, focusing on material weaknesses, receiving testimony from Alfred Dellibovi, Under Secretary, Harold Henry, Director, Office of Management and Quality Assurance, Janice Combs, Director, Financial Management Systems, Office of Finance and Accounting, Paul Adams, Inspector General, Chris Greer, Assistant Inspector General for Audit, and James Martin, Director of Planning and Administration, Office of Audit, all of the Department of Housing and Urban Development; Donald Chapin, Assistant Comptroller, Accounting and Financial Management Division, Jeffrey Steinhoff, Director, Financial Management Issues and Audits, and John Ols, Jr., Director, Housing and Community Development Issues, all of the General Accounting Office.

Subcommittee will meet again Friday, April 20.

HEALTH CARE COST CONTAINMENT

Committee on Finance: Subcommittee on Health for Families and the Uninsured held hearings to examine access to health care and the containment of rising health care costs, receiving testimony from Massachusetts Governor Michael Dukakis, Boston; Rhode Island Governor Edward D. DiPrete, Providence; Gail R. Wilensky, Administrator, Health Care Financing Administration, Department of Health and Human Services; Robert W. Hungate, Hewlett-Packard, Walter B. Maher, Chrysler Corporation, and Michael Roush, National Federation of Independent Business, all of Washington, D.C.; and William H. Hoffman, United Automobile, Aerospace and Agricultural Implement Workers of America (United Auto Workers), Detroit, Michigan.

Hearings were recessed subject to call.

SOCIAL SECURITY CARDS

Committee on Finance: Subcommittee on Social Security and Family Policy held hearings on S. 214 and Title II of S. 2453, measures to require the Secretary of Health and Human Services, in consultation with the Attorney General, to develop a prototype of a plastic Social Security card that could also be used to verify eligibility for employment under the Immigration Reform and Control Act of 1986, receiving testimony from Joseph F. Delfico, Senior Director, Human Resources Division, General Accounting Office; Louis D. Enoff, Deputy Commissioner for Programs, Social Security Administration, Department of Health and Human Services; and Gene McNary, Commissioner, Immigration and Naturalization Service, and Andrew M. Strojny, Acting Special Counsel for Immigration Related Unfair Employment Practices, both of the Department of Justice.

Hearings were recessed subject to call.

SBA DEVELOPMENT CENTER PROGRAM

Committee on Small Business: Committee concluded hearings on proposed legislation authorizing funds for the Small Business Development Center Program of the Small Business Administration, receiving testimony from William S. Becker, Associate Deputy Administrator for Special Programs, and Janice Wolf, Associate Administrator for the Small Business Development Center Program, both of the Small Business Administration; John M. Ols, Jr., Director, Housing and Community Development Issues Resources, Community and Economic Development Division, Melvin G. McCombs, Evaluator-in-Charge, and Norman L. Psenski, Evaluator, all of the General Accounting Office; Robert E. Bernier, Nebraska Small Business Development Center, Omaha, and Ronald A. Manning, Iowa Small Business Development Center, Ames, both on behalf of the Association of Small Business Development Centers; Charles B. Knapp, Georgia Small Business Development Center, Athens; and William Pinkovitz, Wisconsin Small Business Development Center, Madison.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again Tuesday, April 24.

House of Representatives

Chamber Action

Bills Introduced: 36 public bills, H.R. 4520–4555, and 7 resolutions, H.J. Res. 550–552, H. Con. Res. 304–305, and H. Res. 377 and 380 were introduced.

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Reports Filed: Reports were filed as follows:

H.R. 4380, to authorize appropriations for the superconducting super collider, amended (H. Rept. 101–448, filed on April 12);

H. Res. 378, providing for the consideration of H.R. 3848, to require the appropriate Federal depository institution regulatory agency to revoke the charter of any Federal depository institution which is found guilty of a

crime involving money laundering or monetary transaction report offenses and to require the Federal Deposit Insurance Corporation and the National Credit Union Administration Board to terminate the deposit insurance of any State depository institution which is found guilty of any such crime (H. Rept. 101–449); and

H. Res. 379, providing for the consideration of H.R. 4380, to authorize appropriations for the superconducting super collider (H. Rept. 101–450).

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Condolence Resolution: House agreed to H. Res. 377, expressing the condolences of the House on the death of the late Senator Matsunaga. The Speaker appointed the following Members on the part of the House to the funeral committee: Representatives Akaka, Saiki, and Mineta.

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Presidential Messages: Read the following messages from the President:

Budget deferrals: Message wherein he transmits three revised deferrals of budget authority affecting programs in funds appropriated to the President, to the Department of Defense, and to the Department of Health and Human Services—referred to the Committee on Appropriations and ordered printed (H. Doc. 101–170); and

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Endowment for the Humanities: Message wherein he transmits the 24th Annual Report of the National Endowment for the Humanities for fiscal year 1989—referred to the Committee on Education and Labor.

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Resale Price Fixing: By a recorded vote of 235 ayes to 157 noes, Roll No. 74, the House passed H.R. 1236, to establish evidentiary standards for Federal civil antitrust claims based on resale price fixing.

Pages 7283, 7292

Rejected the Fish motion to recommit the bill to the Committee on the Judiciary.

Page 7313

Agreed to the Moorhead amendment that provides that the provisions of the bill apply only to cases filed after the enactment of the bill, except for language specifying that price fixing is automatically illegal would apply to cases currently pending.

Page 7310

Rejected:

The Douglas amendment in the nature of a substitute that sought to delete language which makes evidentiary standards a requirement for obtaining a jury trial in price fixing actions; remove language making price restraints illegal without an agreement on a minimum price; and let stand the two recent Supreme Court decisions overturned by the bill (rejected by a recorded vote of 155 ayes to 242 noes, Roll No. 71);

Page 7303

The Fish amendment that sought to change language in the bill making evidentiary standards a requirement for obtaining a jury trial in price fixing actions; and require that the plaintiff show evidence of conspiracy to fix prices and that the price was the major contributor to the loss of the contract (rejected by a recorded vote of 192 ayes to 204 noes, Roll No. 72); and

Page 7307

The Campbell amendment that sought to provide as a defense to an action described in the bill that the defendant was so small in the relevant market as to lack market power (rejected by a recorded vote of 190 ayes to 199 noes, Roll No. 73).

Page 7311

H. Res. 373, the rule under which the bill was considered, was agreed to earlier by a voice vote. Agreed to order the previous question on the resolution (agreed to by a yea-and-nay vote of 235 yeas to 157 nays, Roll No. 69).

Page 7283

National Tourism Week: House passed S.J. Res. 153, designating the third week in May 1990 as "National Tourism Week".

Page 7314

Agreed to amend the preamble.

Page 7315

Crime Victims' Rights Week: House passed and cleared for the President S.J. Res. 242, designating the week of April 22 through April 28, 1990, as "National Crime Victims' Rights Week".

Page 7315

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Page 7334

Quorum Calls—Votes: One quorum call, one yea-and-nay vote, and four recorded votes developed during the proceedings of the House today and appear on pages 7291, 7305, 7310, 7312, and 7313.

Adjournment: Met at noon and adjourned at 7:37 p.m.

Committee Meetings

MISCELLANEOUS MEASURES; FARM BILL

Committee on Agriculture: Subcommittee on Forests, Family Farms, and Energy approved for full Committee action the following: H.R. 4145, amended, Maine Wilderness Act of 1990; and the Forestry title of the Farm bill.

Prior to this action, the Subcommittee held a hearing on H.R. 4145 and H.R. 4465, National Tree Planting Act of 1990. Testimony was heard from Representatives Snowe and Brennan; from the following officials of the USDA: George M. Leonard, Associate Chief, Forest Service; and Patricia M. Kearney, Acting Assistant Secretary, Natural Resources and Environment; and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Operation and Maintenance, Air Force and Defense Agencies. Testimony was heard from the following officials of the Department of Defense: Brig. Gen. John L. Finan, USAF, Director, Budget Operations, Office of the Comptroller of the Air Force; and Brig. Gen. Roland Lajoie, USA, Director On-Site Inspection Agency.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Smithsonian Institution. Testimony was heard from Robert McC. Adams, Secretary, Smithsonian Institution.

LABOR–HHS–EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education continued appropriation hearings. Testimony was heard from public witnesses.

Hearings continue tomorrow.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the GAO and the FAA. Testimony was heard from Kenneth Mead, Director, Transportation Issues, Resources, Commmunity and Economic Development Division, GAO; and James B. Busey, IV, Administrator, FAA, Department of Transportation.

U.S. MINT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage held an oversight and authorization hearing on the U.S. Mint. Testimony was heard from the following officials of the Department of the Treasury: Peter H. Daly, Director, Bureau of Engraving and Printing; and Donna Pope, Director, U.S. Mint; and L. Nye Stevens, Director, Government Business Operations Issues, GAO.

A. BRUCE ROZET AND AFFILIATED COMPANIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development concluded hearings on A. Bruce Rozet and Affiliated Companies. Testimony was heard from Frank Keating, General Counsel, Department of Housing and Urban Development; and public witnesses.

FEDERAL CREDIT REFORM

Committee on the Budget: On April 11, the Task Force on Urgent Fiscal Issues held a hearing on Federal Credit Reform. Testimony was heard from Richard G. Darman, Director, OMB; Charles A. Bowsher, Comptroller General, GAO; and Robert D. Reischauer, Director, CBO.

NATIONAL HEALTH SERVICE CORPS REAUTHORIZATION ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 4487, to amend the Public Health Service Act to revise and extend the program for the National Health Service Corps and to establish a program of grants to the States with respect to offices of rural health. Testimony was heard from Representatives Slattery and Stenholm; and public witnesses.

INFORMATION PROVISIONS— TELECOMMUNICATIONS POLICY ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on the information services provisions of the Telecommunications Policy Act of 1990. Testimony was heard from public witnesses.

U.S.-MEXICAN BORDER

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on allegations of violence along the United States-Mexican Border. Testimony was heard from Representative Bates; and public witnesses.

FOOD FOR PEACE PROGRAM

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing to review Public Law 480, Food for Peace Program, Part II. Testimony was heard from Harold J. Johnson, Director, Foreign Economic Assistance Issues, GAO; and public witnesses.

DISCRETIONARY DRUG GRANTS

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture held a hearing on Justice Department Discretionary Drug Grants: Who Benefits? Testimony was heard from the following officials of the Department of Justice: Clifford J. White, III, Deputy Assistant Attorney, Office of Justice Programs; Jerald P. Rigier, Acting Director, Bureau of Justice Assistance; and James K. Stewart, Director, National Institute of Justice.

NATIONAL DRUG CONTROL STRATEGY

Committee on Government Operations: On April 17, the Subcommittee on Legislation and National Security continued hearings on the National Drug Control Strategy, with emphasis on treatment. Testimony was heard from W. Wilson Goode, Mayor, Philadelphia, Pennsylvania; and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Communications, Computers and Office Systems met to consider pending business.

PRINTING RESOLUTION; COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Procurement and Printing approved for full Committee action amended H. Con. Res. 272, authorizing printing of the transcript of proceedings of the Committee on Post Office and Civil Service of the House of Representatives incident to presentation of a portrait of Hon. William D. Ford.

The Subcommittee also considered other pending business.

FAMILY UNITY AND EMPLOYMENT OPPORTUNITY IMMIGRATION ACT

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law continued markup of H.R. 4300, Family Unity and Employment Opportunity Immigration Act of 1990.

Will continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported the following: H.R. 4030, amended, Coastal Zone Act Reauthorization Amendment of 1990; H.R. 2647, amended, Coastal Defense Initiative of 1989; H.R. 4115, amended, Ocean and Coastal Programs Authorization Act of 1990; H.R. 4205, amended, to authorize appropriations for fiscal year 1991 for the Maritime Administration; H. Con. Res. 69, to urge the development and implementation of a comprehensive United States oceans and Great Lakes policy; and a bill to be introduced to amend the Coast Guard Authorization Act of 1989.

The Committee also began markup of H.R. 4450, to improve management of the coastal zone and enhance environmental protection of coastal zone resources, by reauthorizing and amending the Coastal Zone Management Act of 1972.

DEPOSITORY INSTITUTION MONEY LAUNDERING AMENDMENTS

Committee on Rules: Granted on open rule providing 1 hour of debate on H.R. 3848, Depository Institution Money Laundering Amendments of 1990. The rule makes in order the amendment in the nature of a substitute now printed in the bill as an original bill for the purpose of amendment. Each section of the substitute is considered as having been read. The rule waives clause 7 of Rule XVI against the substitute and provides one motion to recommit with or without the instructions. Testimony was heard from Chairman Gonzalez and Representatives Annunzio, Torres, Wylie and McCollum.

SUPERCONDUCTING SUPER COLLIDER PROJECT AUTHORIZATION

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4380, Superconducting Super Collider Project Authorization Act of 1990. The rule makes in order the amendment in the nature of a substitute now printed in the bill as an original bill for the purpose of amendment. Each section of the substitute is considered as having been read. The rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Roe and Representatives Lloyd, Hall of Texas and Walker.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Ordered reported amended the following bills: H.R. 2813, to improve the information available to emergency response personnel in the field; H.R. 2793, to establish a hydrogen research and development program; H.R. 2152, Inter-American Scientific Cooperation Act of 1989; and H.R. 2984, Global Change Research Act of 1989.

INTERNATIONAL INSTITUTE FOR APPLIED SYSTEMS ANALYSIS

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment, the Subcommittee on Science, Research and Technology and the Subcommittee on International Scientific Cooperation held a joint hearing on U.S. Participation in the International Institute for Applied Systems Analysis. Testimony was heard from Thomas Ratchford, Associate Director, Policy and International Affairs, Office of Science and Technology Policy; Karl Willenbrock, Assistant Director, Scientific, Technological and International Affairs, NSF; and public witnesses.

SCRAP TIRE RECYCLING

Committee on Small Business: Subcommittee on Environment and Labor and the Subcommittee on Regulation, Business Opportunities, and Energy held a joint hearing on scrap tire management and recycling opportunities. Testimony was heard from Senator Heinz; Representative Condit; Bruce Weddle, Acting Director, Municipal Solid Waste, Office of Solid Waste and Emergency Response, EPA; Doug Bernard, Division Chief, Demonstration Projects Division, Federal Highway Administration, Department of Transportation; and public witnesses.

EUROPE 1992

Committee on Ways and Means: Concluded hearings on Europe 1992, U.S. trade relationships with the Soviet Union and Eastern Europe, and foreign investment in the U.S. Testimony was heard from James A. Baker III, Secretary of State; and Nicholas F. Brady, Secretary of the Treasury.

Joint Meeting

VETERANS PROGRAMS

Joint Hearings: Senate Committee on Veterans' Affairs concluded joint hearings with the House Committee on Veterans' Affairs to review legislative recommendations of

certain veterans organizations, after receiving testimony in behalf of funds for their respective activities from Gilmer T. Carter, Winston-Salem, and Don R. Pears, Buchannon, Michigan, both on behalf of the Veterans of World War I; Warren W. Eagles, Sr., Framingham, Massachusetts, and Robert L. Jones, and Noel C. Woosley, both of Washington, D.C., all on behalf of AMVETS; Mary R. Stout and Paul S. Egan, both of Washington, D.C., and James L. Brazee, Lafayette, Louisiana, all on behalf of the Vietnam Veterans of America; and Walter W. Krueger, San Antonio, Texas, and Charles R. Jackson, Richard W. Johnson, and Tom L. Ryan, all of Washington, D.C., all on behalf of the Non-Commissioned Officers Association.

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Thursday, April 19, 1990

Senate

Chamber Action

Routine Proceedings, pages 7444–7651

Measures Introduced: Twenty-five bills and eight resolutions were introduced as follows: S. 2454–2478, S. Res. 272, S.J. Res. 289–294, and S. Con. Res. 122.

Page 7565

Measures Reported: Reports were made as follows:

S. 2466, to amend title XXI of the Public Health Service Act to provide for the establishment of an atmospheric nuclear testing compensation program. (S. Rept. No. 101–264)

S. 198, to amend title 17, United States Code, the Copyright Act to protect certain computer programs, with an amendment in the nature of a substitute. (S. Rept. No. 101–265)

S. 459, to amend title 35, United States Code, and the National Aeronautics and Space Act of 1958, with respect to the use of inventions in outer space, with an amendment in the nature of a substitute. (S. Rept. No. 101–266)

H.R. 1622, to amend title 17, United States Code, to change the fee schedule of the Copyright Office, and to make certain technical amendments. (S. Rept. No. 101–267)

S. 1271, to amend title 17, United States Code, to change the fee schedule of the Copyright Office, and to make certain technical amendments, with an amendment in the nature of a substitute. (S. Rept. No. 101–267)

H.R. 3046, to reduce the number of commissioners on the Copyright Royalty Tribunal, to change the salary classification rates for members of the Copyright Tribunal and the United States Parole Commission and for the Deputy and Assistant Commissioners of Patents and Trademarks. (S. Rept. No. 101–268)

S. 1272, to amend chapter 8 of title 17, United States Code, to reduce the number of Commissioners on the Copyright Royalty Tribunal, to provide for lapsed terms of such Commissioners, with an amendment in the nature of a substitute. (S. Rept. No. 101–268)

Page 7565

Favored-Nation Status for Hungary: Senate began consideration of H.R. 1594, to extend nondiscriminatory treatment to the products of the People's Republic of Hungary for 3 years, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 7504, 7535, 7543, 7558, 7563

Adopted:

(1) Roth Amendment No. 1463, to change the tariff classification of agglomerate marble floor tiles.

Page 7543

(2) By 90 yeas to 3 nays (Vote No. 58), Roth Amendment No. 1464, to provide administrative procedures for noncontroversial tariff suspensions.

Page 7543

(3) Dole Amendment No. 1482, to temporarily increase the duty on ethyl tertiary butyl ether.

Page 7549

(4) Dole Amendment No. 1483, to permit transportation through the United States of lottery materials produced in Canada.

Page 7549

(5) Biden Amendment No. 1484, to extend benefits under the Caribbean Basin Economic Recovery Act to the Andean region.

Page 7550

(6) Cranston Amendment No. 1485, relating to the tariff treatment of certain paper products.

Page 7551

(7) Thurmond Amendment No. 1486, to continue the duty suspension on tetraamino biphenyl (TAB).

Page 7559

(8) Dodd Amendment No. 1487, to restore trade benefits for Nicaragua.

Page 7559

(9) Mack Amendment No. 1488, to temporarily suspend the duty on metal oxide varistors.

Page 7559

(10) Durenberger Amendment No. 1489, to exempt intransit rail cars from user fees.

Page 7560

(11) Kerry Amendment No. 1490, to encourage greater sales of U.S. products and to further the integration of production between the United States and the Caribbean Basin Initiative beneficiary countries.

Page 7563

Senate will continue consideration of the bill, and amendments to be proposed thereto, on Friday, April 20, 1990.

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Income Tax Convention with Spain, with Protocol (Treaty Doc. No. 101–16). The

treaty was transmitted to the Senate on Wednesday, April 18, 1990, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and was ordered to be printed.

Page 7649

Messages From the President: Senate received the following messages from the President of the United States:

(1) Reporting revised deferrals of certain budget authority, which was referred jointly to the Committee on Appropriations, the Committee on the Budget, the Committee on Armed Services, the Committee on Finance, and the Committee on Foreign Relations. (PM–107)

Page 7564

(2) Transmitting the 24th Annual Report of the National Endowment for the Humanities, which was referred to the Committee on Labor and Human Resources. (PM–108)

Page 7565

Nominations Received: Senate received the following nominations: Received on Wednesday, April 18, during the recess:

Dane Farnsworth Smith, Jr., of New Mexico, to be Ambassador to the Republic of Guinea.

Charles H. Thomas, of Maryland, to be Ambassador to the Republic of Hungary.

Alan Philip Larson, of Virginia, to be the Representative of the United States of America to the Organization for Economic Cooperation and Development, with the rank of Ambassador.

Richard F. Suhrheinrich, of Michigan, to be United States Circuit Judge for the Sixth Circuit.

David C. Norton, of South Carolina, to be United States District Judge for the District of South Carolina.

The following-named persons to be Associate Judges of the Superior Court of the District of Columbia for the term of fifteen years:

Mary Ellen Abrecht, of the District of Columbia.

Kaye K. Christian, of the District of Columbia.

Frederick D. Dorsey, of the District of Columbia.

Ellen Segal Huvelle, of the District of Columbia.

Jose M. Lopez, of the District of Columbia.

Joan Z. McAvoy, of the District of Columbia.

Gregory E. Mize, of the District of Columbia.

Patricia A. Wynn, of the District of Columbia.

Patrick E. McFarland, of Virginia, to be Inspector General, Office of Personnel Management.

Arden L. Bement, Jr., of Ohio, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 1994.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy.

Page 7651

Received today:

Joseph G. Schiff, of Kentucky, to be an Assistant Secretary of Housing and Urban Development.

Anthony J. Hope, of California, to be Chairman of the National Indian Gaming Commission for a term of three years.

Olin L. Greene, Jr., of Oregon, to be Administrator of the United States Fire Administration.

5 Army nominations in the rank of general.

1 Coast Guard nomination in the rank of admiral.

2 Navy nominations in the rank of admiral.

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Messages From the President: Page 7564

Messages From the House: Page 7565

Measures Referred: Page 7565

Statements on Introduced Bills: Page 7567

Additional Cosponsors: Page 7620

Amendments Submitted: Page 7629

Notices of Hearings: Page 7631

Authority for Committees: Page 7631

Additional Statements: Page 7632

Record Votes: One record vote was taken today. (Total—58)

Page 7548

Recess: Senate convened at 10 a.m., and recessed at 7:45 p.m., until 8:30 a.m., on Friday, April 20, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 7649.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed consideration of proposed legislation to strengthen and improve U.S. agricultural programs, focusing on research and grain quality provisions, but did not complete action thereon, and will meet again tomorrow.

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production and Stabilization of Prices held hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on deficiency payment problems associated with barley, receiving testimony from Keith Bjerke, Administrator, Agricultural Stabilization and Conservation Service, Department of Agriculture; George Paul, Montana Farmers Union, Great Falls; Marsha Jones, National WIFE, Grover, Colorado; Stephen Naught, National Barley Grower's Association, Bickleton, Washington; Tim McGreevy, Idaho Barley Commission, Boise; and Gerald Lacey, Minnesota Barley Grower's Association, Campbell.

Subcommittee will meet again Monday, April 23.

39-059 O-94-8 (Pt. 27)

APPROPRIATIONS—SBA/LEGAL SERVICES CORPORATION

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for the Small Business Administration from Susan S. Engeleiter, Administrator, SBA; and in behalf of funds for the Legal Services Corporation from George Wittgraf, Chairman, and John Erlenborn, Vice Chairman, both of the Legal Services Corporation; and Joann Garvey, American Bar Association, and William McCalpin, National Legal Aid and Defender Association, both of Washington, D.C.

Subcommittee will meet again Wednesday, April 25.

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development held closed hearings on proposed budget estimates for fiscal year 1991 for energy and water development programs, focusing on classified programs in atomic energy defense activities, including weapons research and development, testing, and production, materials production, new production reactors, and other defense programs of the Department of Energy, receiving testimony from Donald Knuth, Acting Deputy Assistant Secretary for Operations, Adm. J.M. Barr, Deputy Assistant Secretary for Military Applications, Richard Starostecki, Deputy Assistant Secretary for Nuclear Materials, and Dominic Monetta, Director, Office of New Production Reactors, all of the Department of Energy; and Robert B. Barker, Assistant Secretary of Defense for Atomic Energy.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from W. Graham Claytor, Jr., President and Chairman of the Board, National Railroad Passenger Corporation (Amtrak); and Gilbert E. Carmichael, Administrator, Federal Railroad Administration, Department of Transportation.

Subcommittee will meet again Tuesday, April 24.

U.S. ASIAN STRATEGY

Committee on Armed Services: Committee concluded hearings to review the President's report on the development of U.S. policies, deployments and force structure in Asia through the next decade, after receiving testimony from Paul D. Wolfowitz, Under Secretary of Defense for Policy; Carl W. Ford, Jr., Principal Deputy Assistant Secretary of Defense for International Security Affairs; H. Allen Holmes, U.S. Ambassador-at-Large for Burdensharing; and Rear Adm. William Pendley, Director of Plans, U.S. Pacific Command.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Readiness, Sustainability and Support resumed hearings on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on base closures and realignments, receiving testimony from Senator Roth; David J. Berteau, Principal Deputy Assistant Secretary of Defense for Production and Logistics; Paul W. Johnson, Deputy Assistant Secretary of the Army for Installations and Housing; Rear Adm. Jack Buffington, USN, Director, Shore Activities Division, Office of the Deputy Chief of Naval Operations (Logistics); and James F. Boatright, Deputy Assistant Secretary of the Air Force (Installations).

Subcommittee will meet again tomorrow.

INTERNATIONAL ECONOMIC AND EXCHANGE RATE

Committee on Banking, Housing, and Urban Affairs: Subcommittee on International Finance and Monetary Policy held hearings on the Department of Treasury report on international economic and exchange rate policy, receiving testimony from David C. Mulford, Under Secretary of the Treasury for International Affairs.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Tommy G. Thompson, of Wisconsin, to be a Member of the Board of Directors of the National Railroad Passenger Corporation (Amtrak), and John K. Lauber, of Maryland, to be a Member of the National Transportation Safety Board, after the nominees testified and answered questions in their own behalf. Mr. Thompson was introduced by Senators Kasten and Kohl, and Mr. Lauber was introduced by Senator Mikulski and Representative Mineta.

HOTEL/MOTEL FIRE SAFETY

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings on H.R. 94, to encourage the installation and use of sprinkler systems in public accommodations by limiting the amount of Federal travel using accommodations without such fire safety equipment and protection, after receiving testimony from Representatives Boehlert, Weldon and Walgren; Edward M. Wall, Deputy Administrator, U.S. Fire Administration, Federal Emergency Management Agency; Nevada Fire Marshall Rex Jordan, Carson City; Kenneth Lehn, National Fire Sprinkler Association, Aberdeen, New Jersey; David Hilton, Cobb County Fire Department, Marietta, Georgia, representing the International Association of Fire Chiefs; Richard T. Ashman, Holiday Corporation, Memphis, Tennessee; William Bowen, Super 8 Motels Incorporated, Aberdeen, South Dakota; and

Ralph H. Deckelbaum, International Association of Holiday Inns, Rockville, Maryland.

HARD ROCK MINING

Committee on Energy and Natural Resources: Subcommittee on Mineral Resources Development and Production concluded oversight hearings to review reclamation and bonding practices associated with hard rock mining activities on Federal and State lands, after receiving testimony from Cy Jamison, Director, Bureau of Land Management, Department of the Interior; Larry Henson, Associate Deputy Chief, National Forest System, Forest Service, Department of Agriculture; Hamlet Barry III, Colorado Department of Natural Resources, and Marcel F. DeGuire, Newmont Gold Company, both of Denver, Colorado; Edward M. Belsky, Frank B. Hall and Company of Washington, Seattle; John S. Fitzpatrick, Pegasus Gold Corporation, Helena, Montana; Richard Parks, Gardiner, Montana, on behalf of the Northern Plains Resource Council; Glenn C. Miller, University of Nevada, Reno; and Michael Gregory, Arizona Toxics Information Project, McNeal.

WATER RESOURCES DEVELOPMENT

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure concluded hearings on S. 2183, to provide for the conservation and development of water and related resources, and to authorize the United States Army Corps of Engineers civil works program to construct various projects for improvements to the Nation's infrastructure, after receiving testimony from Roy M. Gray, Assistant to the Chief, Watershed Project Division, Soil Conservation Service, Department of Agriculture; Harry N. Cook, National Waterways Conference, Joseph E. Lema, National Coal Association, James K. Coyne, Interstate Conference on Water Problems, and Daniel E. Sagramoso, National Association of Flood and Stormwater Management Agencies, all of Washington, D.C.; Ronald R. Besson, West Jefferson Levee District, Marrero, Louisiana; Joseph H. Ely, Pyramid Lake Paiute Tribe, Nixon, Nevada; Emmett C. Lee, Jr., Tampa Port Authority, Tampa, Florida; Steven J. Markey, Gardinier, Inc., Riverview, Florida; and Barry Palmer, Association for the Development of Inland Navigation in America's Ohio Valley, Pittsburgh, Pennsylvania.

MATH/SCIENCE EDUCATION

Committee on Labor and Human Resources: Committee held hearings on S. 2114, to promote excellence in American mathematics, science, and engineering education, receiving testimony from Senator Rockefeller; Rodger W. Bybee, Biological Sciences Curriculum Study, Colorado Spring, Colorado; Charles D. Hollister, Woods Hole Oceanographic Institution, Woods Hole, Massachusetts; Hans O. Andersen, Indiana University, Bloomington, on behalf of the National Science Teachers Association; and Shirley M. Malcom, Washington, D.C., and Richard C. Atkinson, University of California, San Diego, both on behalf of the American Association for the Advancement of Science.

Hearings were recessed subject to call.

DOMESTIC VIOLENCE

Committee on Labor and Human Resources: Subcommittee on Children, Family, Drugs and Alcoholism held hearings to examine the effects of violence in the home, focusing on federal efforts to prevent family violence and to provide shelter and assistance to battered women and their children, receiving testimony from Mary Pat Brygger, National Woman Abuse Prevention Project, Washington, D.C.; Sarah M. Buel, Harvard Law School Battered Women's Advocacy Project, Cambridge, Massachusetts; Naomi Tropp, The Julian Center, Indianapolis, Indiana; Jann Jackson, House of Ruth, Baltimore, Maryland; Barbara Zeek Shaw, Project Safeguard, Denver, Colorado; Anne H. Flitcraft, University of Connecticut, New Haven, on behalf of the Domestic Violence Training Project; Eli J. Militich, City of Duluth Police Department, Duluth, Minnesota; and Annette Stewart, New York, New York.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 4556–4580; and 4 resolutions, H. Con. Res. 306–308 and H. Res. 381 were introduced.

Page 7440

Bills Reported: Reports were filed as follows:

H.R. 4283, to authorize expenditures for fiscal year 1991 for the operation and maintenance of the Panama Canal, amended (H. Rept. 101–451);

H.R. 2514, amending subchapter III of chapter 84 of title 5, United States Code, amended (H. Rept. 101–452);

H.R. 3961, to redesignate the Federal building located at 1800 5th Avenue, North, in Birmingham, Alabama, as the "Robert S. Vance Federal Building", amended (H. Rept. 101–453); and

H.R. 4035, to designate the Federal building located at 777 Sonoma Avenue in Santa Rosa, California, as the "John F. Shea Federal Building", amended (H. Rept. 101–454).

Page 7440

New Mexico Scenic Rivers Additions: By a yea-and-nay vote of 391 yeas to 1 nay, Roll No. 75, the House passed H.R. 644, to amend the Wild and Scenic Rivers Act by designating segments of the East Fork of the

Jemez and Pecos Rivers in New Mexico as components of the National Wild and Scenic Rivers System.

Page 7414

Agreed to the committee amendment in the nature of a substitute.

Page 7418

Agreed to the Richardson amendment that recognizes existing claimholders' right to mine land in the river corridors but maintains the land in the Federal domain requiring claimholders to restore the land to its original condition.

Page 7415

H. Res. 360, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 7413

Late Report: Committee on the Budget received permission to have until 6 p.m. on Monday, April 23, to file a report on the concurrent resolution on the budget for fiscal year 1991.

Page 7420

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 7418. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 3:57 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Ordered reported the following bills: H.R. 3664, amended, Omnibus Agricultural Commodity Promotion and Research Act of 1989; and H.R. 3048, to designate the Agricultural Research Service, U.S. Department of Agriculture, animal health research building in Clay Center, NE, as the "Virginia D. Smith Animal Health Research Laboratory".

FARM BILL

Committee on Agriculture: Subcommittee on Cotton, Rice, and Sugar continued markup of the cotton, rice, and sugar titles of the 1990 Farm bill.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Special Programs. Testimony was heard from officials of the Department of Defense.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the National Park Service. Testimony was heard from James M. Ridenour, Director, National Park Service, Department of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education continued appropriation hearings. Testimony was heard from public witnesses.

Hearings continue April 23.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued hearings on the FAA. Testimony was heard from James B. Busey, IV, Administrator, FAA, Department of Transportation.

Hearings continue April 23.

DRUG INTERDICTION

Committee on Armed Services: Subcommittee on Investigations held a hearing on the status of Department of Defense plans in support of drug interdiction. Testimony was heard from Stephen M. Duncan, Assistant Secretary, Reserve Affairs, Department of Defense and Department of Defense Coordinator for Drug Enforcement Policy and Support.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operation and maintenance portion of the fiscal year 1991 national defense authorization request, with emphasis on U.S. Soldiers' and Airmen's Retirement Home. Testimony was heard from the following officials of the Department of Defense: Lt. Gen. Donald W. Jones, USA, Deputy Assistant Secretary, Military Manpower and Personnel Policy; Maj. Gen. Larry Budge, USA, Assistant Deputy Chief of Staff, Personnel, Department of the Army; Rear Adm. S.F. Gallo, USN, Assistant Deputy Chief of Naval Operations, Manpower, Personnel and Training, Deputy Chief of Naval Personnel; and Lt. Gen. Thomas J. Hickey, USAF, Assistant Deputy Chief of Staff, Personnel, Department of the Air Force; Capt. Frank Ferry, USN, Director, U.S. Naval Home; Lt. Gen. George McKee, USAF, Governor, U.S. Soldiers' and Airmen's Home; and L. L. Gregory Pawlson, Chairman, Department of Health Care Sciences, Washington Medical Center and President, American Geriatrics Society.

FIRST CONCURRENT BUDGET RESOLUTION

Committee on the Budget: Ordered reported the First Concurrent Budget Resolution for Fiscal Year 1991.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Labor Standards held an oversight hearing on GSA regulations allowing contracting officers to administratively establish a wage ceiling for price adjustments on multiyear contracts under the McNamara-O'Hara Service Contract Act. Testimony was heard from Richard G. Austin, Acting Administrator, GSA; and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Postsecondary Education held an oversight hearing on the reauthorization of the Institute of Museum Services. Testimony was heard from Daphne Wood Murray, Director, Institute of Museum Services, National Foundation on the Arts and Humanities; and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Select Education held an oversight hearing on H.R. 3684, National Environmental Education Act. Testimony was heard from Senator Chafee; William K. Reilly, Administrator, EPA; and public witnesses.

FINANCING AIDS EARLY INTERVENTION AND TREATMENT SERVICES

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on financing AIDS early intervention and treatment services. Testimony was heard from Senator Lautenberg; Representative Guarini; Annette Strauss, Mayor, Dallas, Texas; and public witnesses.

ARMY'S PROCUREMENT OF 807 APACHE HELICOPTERS

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the Army's procurement of 807 Apache Helicopters. Testimony was heard from the following officials of the Army Issues Group, GAO: Richard Davis, Director; F. James Shafer, Assistant Director; and Paul L. Francis, Evaluator; from the following officials of the Department of the Army: Michael P.W. Stone, Secretary; Maj. Gen. Donald R. Williamson, USA, Commanding General, Aviation Systems Command; and Maj. Gen. William H. Forster, Director, Requirements and Integration/Deep Operations, Office of the Deputy Chief of Staff, Operations and Plans and former Program Manager, Apache Program.

CABLE LEGISLATION

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on pending cable legislation and on competition in the video programming marketplace including the issue of telephone company entry into cable. Testimony was heard from public witnesses.

UNITED STATES-JAPAN TRADE ISSUES

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs and the Subcommittee on International Economic Policy and Trade concluded joint hearings on United States-Japan trade issues, with emphasis on Structural Impediments Initiative [SSI] with Japan. Testimony was heard from John Taylor, member, Council of Economic Advisers; S. Linn Williams, Deputy U.S. Trade Representative; Richard McCormack, Under Secretary, Economic Affairs, Department of State; Charles Dallara, Assistant Secretary, International Affairs, Department of the Treasury; and James F. Rill, Assistant Attorney General, Antitrust, Department of Justice.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations approved for full Committee action the following measures: H.J. Res. 457, calling upon the United Nations to repeal General Assembly Resolution 3379; H. Con. Res. 298, condemning the deliberate and systematic human rights violations by the Government of Iraq; and H. Res. 365, amended, relating to human rights abuses by the Government of Cuba and reprisals by the Cuban Government against those Cuban citizens who testified before the Cuba Working Group of the United Nations Human Rights Commission.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 4019, Michigan Scenic Rivers Act of 1990; and H.R. 4145, Maine Wilderness Act of 1990. Testimony was heard from Representatives Kildee, Davis, Snowe and Brennan; George Leonard, Associate Chief, Forest Service, USDA; Joseph Mack, Senator, State of Michigan; and public witnesses.

OFFICE OF GOVERNMENT ETHICS AUTHORIZATION; OVERSIGHT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 4525, to amend the Ethics in Government Act of 1978 to increase the authorization of appropriations for the Office of Government Ethics and an oversight hearing on the Office of Public Integrity, Department of Justice. Testimony was heard from Donald E. Campbell, Acting Director, Office of Government Ethics, OPM; and John C. Keeney, Deputy Assistant Attorney General, Criminal Division, Department of Justice.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property, and the Administration of Justice held an oversight hearing on Statutory Interpretation and the Uses of Legislative History. Testimony was heard from Chief Judge Patricia M. Wald, U.S. Court of Appeals for the District of Columbia; Judge James L. Buckley, U.S. Court of Appeals for the District of Columbia; Chief Judge Stephen Breyer, U.S. Court of Appeals for the First Circuit; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Criminal Justice held an oversight hearing on Emerging Criminal Justice Issues: Statistics—The Policy Implications of What

We Don't Know. Testimony was heard from Lowell Dodge, Senior Associate Director, Administration of Justice Issues, GAO; from the following officials of the Department of Justice: Joseph Bessette, Acting Director, Bureau of Justice Statistics; and J. Harper Wilson, Special Agent, FBI; and public witnesses.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held an oversight hearing on cruise ship safety. Testimony was heard from James L. Kolstad, Chairman, National Transportation Safety Board; Rear Adm. Joel D. Sipes, USCG, Chief, Office of Marine Safety, Security, and Environmental Protection, Headquarters, U.S. Coast Guard, Department of Transportation; and public witnesses.

STATUS OF THE 1990 CENSUS

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing to review the 1990 Census Operational Problems. Testimony was heard from Barbara Everitt Bryant, Director, Bureau of the Census, Department of Commerce.

CLEAN AIR ACT AMENDMENTS

Committee on Public Works and Transportation: Held a hearing on H.R. 3030, Clean Air Act Amendments of 1980. Testimony was heard from Joseph F. Canny, Deputy Assistant Secretary, Policy and International Affairs, Department of Transportation; Richard D. Wilson, Director, Office of Mobile Sources, EPA; and public witnesses.

BUDGET PROCESS REFORM ACT

Committee on Rules: Subcommittee on the Legislative Process continued hearings on H.R. 3929, Budget Process Reform Act of 1990. Testimony was heard from William Diefenderfer, Deputy Director, OMB; Charles A. Bowsher, Comptroller General of the United States, GAO; Robert D. Reischauer, Director, CBO; and Alice Rivlin, former Director, CBO.

SMALL BUSINESS PROTECTION ACT

Committee on Small Business: Subcommittee on Procurement, Tourism and Rural Development held a hearing on H.R. 2274, Small Business Protection Act. Testimony was heard from Robert Stone, Deputy Assistant Secretary, Installations, Department of Defense; Mitchell Crusto, Associate Deputy Administrator, Finance, Investment and Procurement, SBA; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

VETERANS' COMPENSATION AMENDMENTS

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held a hearing on H.R. 4418, Veterans' Compensation Amendments of 1990. Testimony was heard from Gen. D'wayne Gray, USMC (Rtd.), Chief Benefits Director, Department of Veterans Affairs; and representatives of veterans organizations.

TAX GAP AND TAXPAYER NONCOMPLIANCE

Committee on Ways and Means: Subcommittee on Oversight held a hearing to examine the "tax gap" and taxpayer noncompliance. Testimony was heard from Fred T. Goldberg, Jr., Commissioner, IRS, Department of the Treasury; Paul L. Posner, Associate Director, Tax Policy and Administration Issues, GAO; and public witnesses.

SSA'S VOCATIONAL REHABILITATION PROGRAM

Committee on Ways and Means: Subcommittee on Social Security held a hearing on proposals to improve the effectiveness of the SSA's vocational rehabilitation program. Testimony was heard from Louis D. Enoff, Deputy Commissioner, Programs, SSA, Department of Health and Human Services; and public witnesses.

WOMEN, ADDICTION AND PRENATAL SUBSTANCE ABUSE

Select Committee on Children, Youth, and Families: Held a hearing on "Beyond the Stereotypes: Women, Addiction, and Prenatal Substance Abuse". Testimony was heard from public witnesses.

Joint Meeting

DRUG PREVENTION CAMPAIGN

Joint Hearings: Senate Committee on the Judiciary held joint hearings with the House Committee on the Judiciary to examine the impact of certain campaigns against substance abuse through the use of animation, receiving testimony from Richard Frank, Walt Disney Studios, Roy Disney, The Walt Disney Company, and John Agoglia, NBC Productions, on behalf of the Academy of Television Arts and Sciences' Campaign Against Substance Abuse Steering Committee, all of Burbank, California; and Kenneth Barun, McDonald's Corporation, Oak Brook, Illinois.

Hearings were recessed subject to call.

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Friday, April 20, 1990

Senate

Chamber Action

Routine Proceedings, pages 7701–7846

Measures Introduced: Twelve bills and two resolutions were introduced, as follows: S. 2479–2490, and S.J. Res. 295 and 296.

Page 7781

Favored-Nation Status for Hungary: Senate began consideration of H.R. 1594, to extend nondiscriminatory treatment to the products of the Peoples' Republic of Hungary for 3 years, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 7743, 7760

Adopted:

(1) Dixon Amendment No. 1491, to correct the Harmonized Tariff Schedule of the United States as it applies to parts of ionization smoke detectors.

Page 7744

(2) Shelby Amendment No. 1481, to correct the Harmonized Tariff Schedule of the United States as it applies to outer garments treated as water resistant.

Page 7758

(3) Johnston Amendment No. 1493, to suspend temporarily the duty on pigment red 178.

Page 7760

(4) Johnston Amendment No. 1494, to suspend temporarily the duty on certain acid black powder and presscake.

Page 7760

(5) Johnston Amendment No. 1495, to suspend temporarily the duty on pigment red 149 dry and pigment red 149 presscake.

Page 7760

(6) Johnston Amendment No. 1496, to suspend temporarily the duty on isoindolenine red pigment.

Page 7760

(7) Kasten (for Inouye) Amendment No. 1497, to deny Generalized System of Preferences benefits to nations supporting international terrorism.

Page 7761

(8) Kasten/Kerry Amendment No. 1498, to direct the U.S. Customs Service to study the viability of establishing a pilot Customs pre-clearance station in Jamaica to guard against drug trafficking.

Page 7762

(9) Durenberger Amendment No. 1499, to extend the temporary duty suspension on cyclosporine.

Page 7763

(10) Bentsen Amendment No. 1500, to make technical corrections.

Page 7764

(11) Bentsen Amendment No. 1501, of a technical nature.

Page 7764

Pending:

Packwood Amendment No. 1492, to prohibit the export of unprocessed timber from Federal owned lands.

Page 7755

A unanimous-consent time agreement was reached providing for consideration of Amendment No. 1492, listed above, on Tuesday, April 24.

Page 7768

Senate will continue consideration of the bill, and amendments to be proposed thereto, on Monday, April 23.

Nominations Received: Senate received the following nominations:

James Keough Bishop, of New York, to be Ambassador to the Somali Democratic Republic.

Daniel H. Carter, of Texas, to be a Member of the National Commission on Libraries and Information Science.

The following-named persons to be Directors of the Federal Housing Finance Board for the terms indicated:

For a term of three years:

Lawrence U. Costiglio, of New York.

For a term of seven years:

Daniel F. Evans, Jr., of Indiana.

2 Coast Guard nominations in the rank of admiral.

1 Navy nomination in the rank of admiral.

Routine list in the Marine Corps.

Page 7845

Messages From the House: Page 7779

Measures Placed on Calendar: Page 7779

Communications: Page 7780

Statements on Introduced Bills: Page 7781

Additional Cosponsors: Page 7827

Amendments Submitted: Page 7828

Notices of Hearings: Page 7830

Authority for Committees: Page 7830

Additional Statements: Page 7830

Recess: Senate convened at 8:30 a.m., and recessed at 3:58 p.m., until 2 p.m., on Monday, April 23, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 7845.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee continued consideration of proposed legislation to strengthen and improve U.S. agricultural programs, focusing on forestry provisions, but did not complete action thereon, and will meet again on Tuesday, April 24.

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1991 for energy and water development programs, focusing on the Tennessee Valley Authority (TVA), receiving testimony from Marvin T. Runyon, Chairman of the Board of Directors, and Charles H. Dean, Jr. and John B. Waters, both Directors, all of the TVA.

Subcommittee will meet again Thursday, May 3.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Readiness, Sustainability and Support continued hearings on S.

2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on military construction programs, receiving testimony from Henry L. Hinton, Associate Director, National Security and International Affairs Division, and Fred Dziadek, Assistant Director for Army Issues, both of the General Accounting Office; David J. Berteau, Principal Deputy Assistant Secretary of Defense for Production and Logistics; Maj. Gen. Peter J. Offringa, USA, Assistant Chief of Engineers, Department of the Army; Rear Adm. Jack E. Buffington, USN, Director, Shore Activities Division, Office of the Deputy Chief of Naval Operations, Logistics; Brig. Gen. Wayne T. Adams, USMC, Director, Facilities and Services Division, United States Marine Corps; Maj. Gen. Joseph A. Ahearn, USAF, Director of Engineering and Services, Department of the Air Force; David O. Cooke, Director, Administration and Management, Department of Defense; and Richard G. Austin, Acting Administrator, General Services Administration.

Subcommittee recessed subject to call.

HUD STAFFING

Committee on Banking, Housing, and Urban Affairs: Subcommittee on HUD/MOD Rehab Investigation resumed hearings to examine certain management activities of the Department of Housing and Urban Affairs (HUD), focusing on the staffing and resource capacity of HUD, receiving testimony from Walter Sevier, Deputy Regional Administrator (Fort Worth, Texas), and Alfred Kliman, Director, Office of Budget, both of the Department of Housing and Urban Development; George O. Hipps, Jr., P.W. Funding Mortgage Company, and Brian Chappelle, Mortgage Bankers Association of America, both of Washington, D.C.; Marvin Siflinger, Massachusetts State Housing Finance Agency, Boston, representing the National Council of State Housing Finance Agencies; Daniel B. Grady, Monfric, Inc., San Diego, California, representing the National Assisted Housing Management Association; John J. Koelemij, Orange State Construction Company, Tallahassee, Florida, representing the National Association of Home Builders; and Dwight Ink, Institute of Public Administration, New York, New York.

Subcommittee will meet again Monday, April 23.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Thomas L. Sansonetti, of Wyoming, to be Solicitor, Department of the Interior, after the nominee testified and answered questions in his own behalf. Mr. Sansonetti was introduced by Senators Wallop and Simpson and Representative Craig Thomas.

FEHB PROGRAM

Committee on Governmental Affairs: Subcommittee on Federal Services, Post Office, and Civil Service held hearings on proposed legislation to reform the Federal Employees Health Benefits (FEHB) Program, receiving testimony from Constance Berry Newman, Director, and Curtis J. Smith, Associate Director, Retirement and Insurance Group, both of the Office of Personnel Management; Dennis Snook, Janet Lundy, Michael O'Grady, and Alan Fairbank, all of the Federal Employees Health Benefits Team, Congressional Research Service, Library of Congress; Harry P. Cain, II, Blue Cross and Blue Shield Association, and Robert P. Pfotenhauer, Group Health Association, Inc., both of Washington, D.C.; and Catherine Austin, Maryland State Personnel Administration, Annapolis.

Hearings were recessed subject to call.

EMPLOYER SANCTIONS AND DISCRIMINATION

Committee on the Judiciary: Committee concluded hearings on S.J. Res. 280, approving the findings of the Comptroller General of the United States contained in the General Accounting Office report, dated March 29, 1990, regarding discrimination in the enforcement of employer sanctions under the Immigration Act of 1986, and S. 2446, to improve the employment verification system under the Immigration and Nationality Act, after receiving testimony from John R. Dunne, Assistant Attorney General, Gene McNary, Commissioner, Immigration and Naturalization Service, and Andrew M. Strojny, Acting Special Counsel, all of the Department of Justice; John R. Fraser, Deputy Administrator, Wage and Hour Division, Employment Standards Administration, Department of Labor; Louis D. Enoff, Deputy Commissioner for Programs, Social Security Administration, Department of Health and Human Services; Raul Yzaguirre, National Council of La Raza, Mario Moreno, Mexican-American Legal Defense and Educational Fund (Maldef), Paul M. Igasaki, Japanese American Citizens League, Monsignor Nicholas DiMarzio, U.S. Catholic Conference, Robert E. Juceam, American Bar Association, and Daniel A. Stein, Federation for American Immigration Reform, all of Washington, D.C.

HEALTH PROMOTION OBJECTIVES

Committee on Labor and Human Resources: Committee held hearings on S. 2056, to revise provisions of the Public Health Service Act to provide grants to States and to implement state health objective plans, receiving testimony from J. Michael McGinnis, Deputy Assistant Secretary for Health, Office of Disease Prevention and Health Promotion, Department of Health and Human Services; Jack and Ramona Brooks, Congregational United Church of Christ, Rock Rapids, Iowa; Herrestine Chambers, Belzoni, Mississippi, on behalf of Partners for Improved Nutrition and Health; Edward Fox, Alabama Department of Health, Montgomery, on behalf of the Association of State and Territorial Health Officials; C. William Keck, City of Akron Department of Health, Akron, Ohio, on behalf of the American Public Health Association; Suzanne Muncy,

Montgomery County Department of Health, Rockville, on behalf of the National Association of County Health Officials; Jane L. Delgado, National Coalition of Hispanic Health and Human Services Organizations, Washington, D.C.; and Emily Holing, Bellevue, Washington.

Hearings were recessed subject to call.

UNITED STATES-JAPAN AUTO PARTS TRADE

Committee on Small Business: Subcommittee on Innovation, Technology and Productivity concluded hearings to examine trade barriers to auto parts exports from the United States, after receiving testimony from Representative Kaptur; Mary Toman, Deputy Assistant Secretary of Commerce for Automotive Affairs and Consumer Goods; Donald M. Phillips, Assistant U.S. Trade Representative for Industry; Richard J. Roberts, Colonial Mold, Inc., Mt. Clemens, Michigan; and Greg Knudson, Balance Engineering Corporation, Troy, Michigan.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, April 23.

Committee Meetings

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation held a hearing on the Office of the Secretary. Testimony was heard from Elaine Chao, Deputy Secretary of Transportation.

NATIONAL ORGAN TRANSPLANT ACT REAUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on legislation to reauthorize the National Organ Transplant Act. Testimony was heard from Senator Gore; Representatives Young of Florida and Geren; from the following officials of the Department of Health and Human Services: Dr. Robert Harmon, Health Resources and Services Administration; and Dr. Claude Lenfant, National Heart, Lung and Blood Institute, NIH; and public witnesses.

Joint Meeting

SOVIET AND EAST EUROPEAN ECONOMIES

Joint Economic Committee: Subcommittee on Technology and National Security held hearings to examine Soviet and East European economies, receiving testimony from John Helgerson, Deputy Director for Intelligence, Central Intelligence Agency; Dennis Nagy, Acting Deputy Director for Foreign Intelligence, Defense Intelligence Agency; Murray Feshbach, Georgetown University, Washington, D.C.; and Seymour Goodman, University of Arizona, Tucson.

Hearings were recessed subject to call.

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Monday, April 23, 1990

Senate

Chamber Action

Routine Proceedings, pages 7851–7898

Measures Introduced: Five bills and two resolutions were introduced as follows: S. 2491–2495, S. Res. 273, and S.J. Res. 297.

Page 7888

Favored-Nation Status for Hungary: Senate resumed consideration of H.R. 1594, to extend nondiscriminatory treatment to the products of the People's Republic of Hungary for 3 years, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 7863, 7870

Adopted:

(1) Moynihan Amendment No. 1502, to clarify the treatment of articles grown, produced, or manufactured in Puerto Rico.

Page 7863

(2) Moynihan Amendment No. 1503, to amend the Harmonized Tariff Schedule of the United States to include attachments to electrostatic photocopiers which do not operate independently of such photocopiers.

Page 7863

(3) Bingaman Amendment No. 1504, to reauthorize the Competitiveness Policy Council for fiscal years 1990 and 1991.

Page 7870

(4) Glenn Amendment No. 1508, to extend the existing suspension on duty on frames for hand held umbrellas.

Page 7872

Pending:

(1) Packwood Amendment No. 1492, to prohibit the export of unprocessed timber from Federal owned lands.

Page 7863

(2) Heinz Amendment No. 1505, to extend the suspension of import duties on synthetic rutile.

Page 7872

(3) Heinz Amendment No. 1506, to extend the suspension of import duties on needle-craft display models.

Page 7872

(4) Heinz Amendment No. 1507, to grant duty-free treatment to 3-amino-propanol.

Page 7872

During consideration of this measure today, the following action also occurred:

By unanimous-consent, Amendment No. 1485, relating to the tariff treatment of certain paper products, agreed to on Thursday, April 19, 1990, was modified.

Page 7871

Senate will continue consideration of the bill, and amendments to be proposed thereto, on Tuesday, April 24.

Page 7881

Messages from the President: Senate received the following messages from the President of the United States:

(1) Reporting the rescission of certain budget authority, which was referred jointly to the Committee on Appropriations, the Committee on the Budget, the Committee on Agriculture, Nutrition, and Forestry, and the Committee on Commerce, Science, and Transportation. (PM–109)

Page 7887

(2) Transmitting an agreement between the United States and the German Democratic Republic concerning fisheries off the coast of the United States, which was referred jointly to the Committee on Commerce, Science, and Transportation and the Committee on Foreign Relations. (PM–110)

Page 7887

Messages From the President: Page 7887

Communications: Page 7887

Statements on Introduced Bills: Page 7888

Additional Cosponsors: Page 7893

Amendments Submitted: Page 7895

Authority for Committees: Page 7896

Additional Statements: Page 7896

Recess: Senate convened at 2 p.m., and recessed at 5:36 p.m., until 9:30 a.m., on Tuesday, April 24, 1990.

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Agricultural Production and Stabilization of Prices concluded hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on the cost of production, after receiving testimony from Bruce Gardner, Assistant Secretary of Agriculture for Economics; John Tull, Lonoke, Arkansas; Billy Griggs, Unadilla, Georgia; Lloyd Kline, Lamesa, Texas; Harvey Joe Sanner, DesArc, Arkansas; Wiley Felty, Altus, Oklahoma; Jackie Theriot, Breaux Bridge, Louisiana; Billy Joe Miles, Owensboro, Kentucky; and Jim Wilson, Trout Creek, Montana.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior held hearings on proposed budget estimates for fiscal year 1991 for the U.S. Forest Service, receiving testimony from F. Dale Robertson, Chief, Forest Service, Department of Agriculture.

Subcommittee will meet again Monday, April 30.

HUD MANAGEMENT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on HUD/MOD Rehab Investigation held hearings to examine the Office of Management and Budget (OMB) role in overseeing budget and management activities of the Department of Housing and Urban Development, receiving testimony from William M. Diefenderfer III, Deputy Director, and Frank Hodsoll, Executive Associate Director for Management, both of the Office of Management and Budget; Alan L. Dean, former Deputy Associate Director, OMB, and Anne Banning, former Assistant Director, Charles Dutcher, former Assistant Director, and Mark Robbins, former Deputy Assistant Director, all of the Office of Presidential Personnel, all of Washington, D.C.; Harold Seidman, Johns Hopkins University, Baltimore, Maryland; and Hugh Heclo, George Mason University, Fairfax, Virginia.

Subcommittee will meet again Friday, April 27.

WASHINGTON METRORAIL SYSTEM

Committee on Governmental Affairs: Subcommittee on General Services, Federalism, and the District of Columbia concluded hearings on S. 612, authorizing funds for continuing the construction of the metrorail rapid transit system in the Washington, D.C. metropolitan area, after receiving testimony from Senator Warner; Carmen E. Turner, General Manager, Washington Metropolitan Area Transit Authority; and Brian W. Clymer, Administrator, Urban Mass Transportation Administration, Department of Transportation.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 4581–4583; and 3 resolutions, H.J. Res. 553, and H. Con. Res. 309–310 were introduced.

Page 7849

Report Filed: One report was filed as follows: H. Con. Res. 310, setting forth the congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995 (H. Rept. 101–455).

Page 7849

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 12:11 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Navajo-Hopi Relocation Commission. Testimony was heard from the following officials of the Navajo-Hopi Relocation Commission: Holly Atkinson, Chairman; and Christopher J. Bovasi, Executive Director.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation concluded hearings on FAA. Testimony was heard from James B. Busey, IV, Administrator, FAA, Department of Transportation.

BREAST AND CERVICAL CANCER MORTALITY PREVENTION ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 4222, Breast and Cervical Cancer Mortality Prevention Act of 1990. Testimony was heard from Representatives Slaughter of New York and Vucanovich; the following officials of the Department of Health and Human Services: Dr. Jeffrey Koplan, Director, Center for Chronic Disease Prevention and Health Promotion, Centers for Disease Control; and Dr. Peter Greenwald, Director, Division of Cancer Prevention and Control, National Cancer Institute; and public witnesses.

NATIONAL ENERGY STRATEGY

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the Department of Energy's efforts to formulate a national energy strategy. Testimony was heard from James D. Watkins, Secretary of Energy.

U.S. ENVIRONMENTAL INITIATIVES IN EAST EUROPE

Committee on Energy and Commerce: Subcommittee on Transportation and Hazardous Materials held a hearing on U.S. environmental initiatives in East Europe. Testimony was heard from Timothy B. Atkeson, Assistant Administrator, Office of International Activities, EPA; Eugene R. Chiavaroli, Deputy Assistant Administrator, Bureau for Science and Technology, AID, U.S. International Development Cooperation Agency; and public witnesses.

PHYSICIAN RECERTIFICATION

Committee on Ways and Means: Subcommittee on Health held a hearing on physician recertification. Testimony was heard from public witnesses.

Tuesday, April 24, 1990

Senate

Chamber Action

Routine Proceedings, pages 7985–8109

Measures Introduced: Fourteen bills and five resolutions were introduced as follows: S. 2496–2509, S.J. Res. 298–300, S. Res. 274, and S. Con. Res. 123.

Page 8071

Measures Reported: Reports were made as follows:

S. 438, to amend chapter 96 of title 18, United States Code, with an amendment in the nature of a substitute. (S. Rept. No. 101–269)

S. 1683, for the relief of Paula Grzyb. (S. Rept. No. 101–270)

S. 1814, for the relief of Wilson Johan Sherrouse. (S. Rept. No. 101–271)

H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for the fiscal year September 30, 1990, and for other purposes, with amendments. (S. Rept. No. 101–272)

S. 2240, to amend the Public Health Service Act to provide grants to improve the quality and availability of care for individuals and families with HIV disease, with an amendment in the nature of a substitute. (S. Rept. No. 101–273)

H.R. 756, for the relief of Shelton Anthony Smith.

S. 2300, to provide financial assistance to the Simon Wiesenthal Center in Los Angeles, California, for the education programs of the Museum of Tolerance.

Page 8071

Measures Passed:

Head Start Authorization: Senate passed H.R. 3, to authorize appropriations to expand Head Start programs and programs carried out under the Elementary and Secondary Education Act of 1965 to include child care services, after striking all after the enacting clause and substituting in lieu thereof the text of S. 5, Senate companion measure, as passed by the Senate on June 23, 1989, and after agreeing to the following amendment proposed thereto:

Pages 8008, 8037

Mitchell Amendment No. 1512, of a technical nature.

Page 8008

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees for those matters which fall within the jurisdiction of the Committee on Labor and Human Resources: Senators Kennedy, Dodd, Pell, Harkin, Adams, Mikulski, Hatch, Kassebaum, Jeffords, and Coats; and for those

matters which fall within the jurisdiction of the Committee on Finance: Senators Bentsen, Moynihan, Baucus, Mitchell, Packwood, Dole, and Roth.

Pages 8029, 8037

Favored-Nation Status For Hungary: By a unanimous vote of 92 yeas (Vote No. 63), Senate passed H.R. 1594, to extend nondiscriminatory treatment to the products of the Peoples' Republic of Hungary for 3 years, after agreeing to a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 7999, 8000, 8030

Adopted:

(1) Armstrong Amendment No. 1510, to extend the suspension of duty on certain aromatic color couplers and coupler intermediates.

Page 8001

(2) By 81 yeas to 17 nays (Vote No. 59), Packwood Amendment No. 1511 (to Amendment No. 1492), to restrict exports of unprocessed timber from State owned or administered land.

Pages 8001, 8007

(3) Packwood Amendment No. 1492, to prohibit the export of unprocessed timber from Federal owned lands.

Pages 7999, 8000, 8007

(4) Heinz Amendment No. 1505, to extend the suspension of import duties on synthetic rutile.

Pages 7999, 8006, 8030

(5) Heinz Amendment No. 1506, to extend the suspension of import duties on needle-craft display models.

Pages 7999, 8006, 8030

(6) Heinz Amendment No. 1507, to grant duty-free treatment to 3-aminopropanol.

Pages 7999, 8006, 8030

(7) By 68 yeas to 30 nays (Vote No. 60), Sanford Amendment No. 1513, to suspend temporarily the duty on ranitidine hydrochloride.

Page 8031

(8) Pryor Amendment No. 1514, to eliminate fees for processing merchandise that is informally entered and to increase the fee for processing merchandise that is formally entered.

Page 8038

(9) Chafee Amendment No. 1472, to temporarily suspend the duty on 2,5-dimethoxyacetanilide.

Page 8039

(10) Chafee Amendment No. 1473, to temporarily suspend the duty on hydroxyethylsulfone.

Page 8039

(11) Chafee Amendment No. 1474, to temporarily suspend the duty on 4-chloro–2-nitroaniline.

Page 8039

(12) Chafee Amendment No. 1478, to temporarily suspend the duty on 2-[(3-nitrophenyl)-sulfonyl]ethanol).

Page 8039

(13) Chafee Amendment No. 1479, to temporarily suspend the duty on 4-chloro–2,5-dimethoxyaniline.

Page 8039

(14) Chafee Amendment No. 1480, to temporarily suspend the duty on 3,4-diaminophenetole dihydrogen sulfate.

Page 8039

(15) Chafee Amendment No. 1477, to temporarily suspend the duty on certain narrow weaving machines, wool carding and spinning machinery, and lace braiding machines.

Page 8040

(16) Chafee Amendment No. 1475, to temporarily suspend the duty on 2,4-dichloro–5-sulfamoylbenzoic acid.

Page 8040

(17) Packwood Amendment No. 1516, to clarify that excess COBRA user fee funds may be used by the Customs Service to provide additional inspection services.

Page 8049

(18) Bentsen/Packwood Amendment No. 1517, to make miscellaneous and technical changes to various trade laws.

Page 8049

(19) Bentsen Amendment No. 1518, to make a technical correction in section 1408.

Page 8051

(20) Bradley Amendment No. 1519, to extend the existing suspension of duty on graphite.

Page 8051

(21) Sanford Amendment No. 1521, to prohibit the importation of all articles originating in Burma.

Page 8058

(22) Wilson Amendment No. 1522, to strike provisions amending the Mail Order Drug Paraphernalia Act.

Page 8067

Rejected:

(1) Graham Amendment No. 1515, to reduce by 50 percent the duty on rubber-soled and fabric upper footwear imported from Caribbean Basin countries. (By 63 yeas to 33 nays (Vote No. 61), Senate tabled the amendment.)

Pages 8042, 8051

(2) DeConcini Amendment No. 1520, to provide for the transfer from the Customs Service to the University Medical Center at Tucson, Arizona, aircraft seized under the Customs' forfeiture law for emergency medical services. (By 62 yeas to 31 nays (Vote No. 62), Senate tabled the amendment.)

Page 8056

During consideration of this measure on Monday, April 23, 1990, the following also occurred:

Withdrawn:

Lautenberg Amendment No. 1509, to amend the Caribbean Basin Economic Recovery Act, the Generalized System of Preferences, and section 301 of the Trade Act of 1974 to require countries to maintain certain environmental standards.

Page 7876

National Trauma Awareness Month: Committee on the Judiciary was discharged from further consideration of S.J. Res. 224, to designate the month of May 1990 as

"National Trauma Awareness Month", and the resolution was then passed.

Page 8105

Famine in Ethiopia: Committee on Foreign Relations was discharged from further consideration of S. Res. 270, expressing the sense of the Senate regarding the urgent famine situation in Ethiopia, and the resolution was then agreed to.

Page 8106

Famine in Sudan: Committee on Foreign Relations was discharged from further consideration of S. Res. 272, expressing the sense of the Senate regarding the famine in Sudan, and the resolution was then agreed to.

Page 8106

National Tourism Week: Senate concurred in the amendments of the House to S.J. Res. 153, designating the third week in May 1990 as "National Tourism Week".

Page 8106

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Protocol Amending the Extradition Treaty with Canada (Treaty Doc. No. 101–17). The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and was ordered to be printed.

Page 8108

Appointment: The Chair, on behalf of the Republican Leader, pursuant to Public Law 96–114, as amended by Public Laws 98–33, 99–161, and 100–674, announced the appointment of Charles F. Smithers, of Connecticut, as a member of the Congressional Award Board.

Page 8105

Nominations Received: Senate received the following nominations:

Steven E. Steiner, of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as United States Representative to the Special Verification Commission.

Jimmy C. Carter, of Georgia, to be United States Marshal for the Southern District of Georgia for the term of four years.

James F. Blumstein, of Tennessee, to be Administrator of the Office of Information and Regulatory Affairs.

Andrew Camp Barrett, of Illinois, to be a Member of the Federal Communications Commission for a term of five years from July 1, 1990.

Ming Hsu, of New Jersey, to be a Federal Maritime Commissioner for the remainder of the term expiring June 30, 1991.

James S. Halpern, of the District of Columbia, to be a Judge of the United States Tax Court for a term expiring fifteen years after he takes office.

1 Air Force nomination in the rank of general.

2 Navy nominations in the rank of admiral.

Page 8109

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

Victor Stello, Jr., of Maryland, to be an Assistant Secretary of Energy (Defense Programs), which was sent to the Senate on July 24, 1989.

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Messages From the House: Page 8069
Communications: Page 8069
Petitions: Page 8070
Executive Reports of Committees: Page 8071
Statements on Introduced Bills: Page 8071
Additional Cosponsors: Page 8093
Amendments Submitted: Page 8096
Notices of Hearings: Page 8100
Authority for Committees: Page 8100
Additional Statements: Page 8101

Record Votes: Five record votes were taken today. (Total—63)

Pages 8007, 8038, 8056, 8058, 8067

Recess: Senate convened at 9:30 a.m., and recessed at 8:50 p.m., until 11 a.m., on Wednesday, April 25, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 8108.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed consideration of proposed legislation to strengthen and improve U.S. agricultural programs, focusing on wool, mohair, and honey provisions, but did not complete action thereon, and will meet again Thursday, April 26.

DIRE EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Committee ordered favorably reported, with amendments, H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for the fiscal year ending September 30, 1990.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1991 for the Department of Defense, focusing on Guard and Reserve programs, receiving testimony from Stephen M. Duncan, Assistant Secretary of Defense for Reserve Affairs; Maj. Gen. William F. Ward, USA, Chief of Army Reserve; Rear Adm. James E. Taylor, USN, Director of

Naval Reserve; Maj. Gen. Edmund P. Looney, Jr., USMC, Assistant Deputy Chief of Staff for Manpower and Reserve Affairs, Headquarters, U.S. Marine Corps; Maj. Gen. Roger P. Scheer, USAF, Chief of Air Force Reserve; Lt. Gen. John B. Conaway, USAF, Chief of National Guard Bureau; Maj. Gen. Donald Burdick, USA, Director, Army National Guard; and Maj. Gen. Phillip G. Killey, USAF, Director of Air National Guard.

Subcommittee will meet again Thursday, April 26.

DOD DRUG PROGRAM

Committee on Appropriations: Subcommittee on Defense concluded hearings to review funding levels for the Department of Defense drug program, after receiving testimony from Stephen M. Duncan, Assistant Secretary of Defense for Reserve Affairs; Vice Adm. James C. Irwin, Rear Adm. William P. Leahy, and Lt. Gen. George R. Stotser, all of the Joint Task Force; and Maj. Gen. Walter E. Webb, Vice Director of J–3 (Operations), Office of the Joint Chiefs of Staff.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Defense Industry and Technology resumed hearings on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on the Defense Management Report, and S. 2440, to revise certain provisions of law that affect the operations and management of the Department of Defense, particularly in the areas of military personnel, acquisition reform, civilian personnel management, and real property, receiving testimony from Donald J. Atwood, Deputy Secretary of Defense, Sean O'Keefe, Comptroller, and Terrence O'Donnell, General Counsel, all of the Department of Defense.

Subcommittee recessed subject to call.

FINANCIAL SERVICES INDUSTRY

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on proposed legislation to modernize the legal and regulatory structure of the financial services industry to increase competitiveness of U.S. institutions, receiving testimony from Kenneth Whipple, Ford Financial Services Group, on behalf of the Financial Services Council, and David Silver, Investment Company Institute, both of Washington, D.C.; and Philip Vallandingham, The First State Bank of Barboursville, Barboursville, West Virginia, on behalf of the Independent Bankers Association of America.

Hearings continue Thursday, April 26.

BUDGET RESOLUTION

Committee on the Budget: Committee began markup of a proposed concurrent resolution on the fiscal year 1991 budget for the Federal Government, but did not complete action thereon, and will meet again tomorrow.

DOE SCIENCE BUDGET

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development concluded hearings on the Department of Energy's proposed budget request for fiscal year 1991 for the superconducting super collider program and for research in the physical fundamental sciences, after receiving testimony from Representative Barton; D. Allan Bromley, Director, Office of Science and Technology Policy; James F. Decker, Acting Director, Office of Energy Research, Department of Energy; Roy F. Schwitters, Superconducting Super Collider Laboratory, Dallas, Texas; Sidney D. Drell, Columbia University, New York, New York; and Eugen Merzbacher, University of North Carolina, Chapel Hill, on behalf of the American Physical Society.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

S. 1076, to increase public understanding of the national environment and to advance and develop environmental education and training, with amendments;

S. 657, to authorize funds through fiscal year 1994 to reduce the threat to human health posed by exposure to contaminants in the air indoors, with amendments;

S. 1089, to authorize funds through fiscal year 1993 for the Office of Environmental Quality, with an amendment;

S. 1045, to establish a national environmental policy on the participation of the United States in international financing, with amendments;

S. 1804, to reduce the amount of Federal highway funds allocated to any State that does not provide for the revocation or suspension of the driver's license of any individual convicted of a drug offense, with an amendment in the nature of a substitute;

S. 221, to prescribe regulations allowing States to use rights-of-way along Federal-aid highways for the construction of magnetic levitation systems as part of the Federal-aid highway system, with an amendment in the nature of a substitute;

S. 2068, to designate the U.S. courthouse in Birmingham, Alabama, as the Robert Smith Vance United States Courthouse, with an amendment;

H.R. 2890, to redesignate the Federal Building Courthouse and the U.S. Courthouse in East St. Louis, Illinois, as the Melvin Price Federal Courthouse;

H.R. 922, to designate the building in Liberty, Texas, as the M.P. Daniel and Thomas F. Calhoon, Senior, Post Office Building; and

The nominations of L. Joyce Hampers, of Massachusetts, to be Assistant Secretary of Commerce for Economic Development, and Brig. Gen. Arthur E. Williams, USA, to be a Member and President of the Mississippi River Commission.

ENVIRONMENTAL POLICY

Committee on Environment and Public Works: Committee concluded hearings on the following bills:

S. 2371, to direct the National Academy of Sciences to conduct a study of the feasibility of an umbrella research arm to support research on a variety of environmental issues, after receiving testimony from Senator Bradley; Representative Saxton; Erich W. Bretthauer, Assistant Administrator for Research and Development, Environmental Protection Agency; Thomas E. Lovejoy, Society for Conservation Biology, Washington, D.C.; and Henry F. Howe, Committee for the National Institutes for the Environment, Chicago, Illinois; and

S. 2176, to provide better enforcement of the environmental laws of the United States, after receiving testimony from Senator Simon; James M. Strock, Assistant Administrator for Enforcement, Environmental Protection Agency; New Jersey Attorney General Robert J. Del Tufo, and New Jersey State Environmental Prosecutor Steven J. Madonna, both of Trenton; Donald E. Mielke, First Judicial District Attorney's Office, Golden, Colorado; and Judson W. Starr, Venable, Baetjer, Howard & Civiletti, and Robert Adler, Natural Resources Defense Council, both of Washington, D.C.

ECONOMIC SUMMITRY

Committee on Foreign Relations: Subcommittee on International Economic Policy, Trade, Oceans and Environment concluded hearings to review the process of economic summitry, after receiving testimony from Henry Owen, Consultants International Group, Myer Rashish, Rashish Associates, Inc., and Allen Wallis, American Enterprise Institute, all of Washington, D.C.

AIRPORT ACCESS ASSURANCE

Committee on the Judiciary: Subcommittee on Antitrust, Monopolies and Business Rights concluded hearings on S. 1822, to prohibit local governments that own or operate airports from imposing a discriminatory tax or fee on non-tenant, non-aeronautical, commercial users of such airports where the result would lessen competition or create a monopoly, after receiving testimony from Senators Breaux and Ford; Neilson Bertholf, Sky Harbor International Airport, Phoenix, Arizona; Kent George, QUAD City Airport, Moline, Illinois; Mark Cooper, Consumer Federation of America, Washington, D.C.; Paul M. Tschirhart, Hertz Corporation, Park Ridge, New Jersey; Philip S. Shailer, Alamo Rent A Car, Inc., Fort Lauderdale, Florida; William E. Lobeck, Jr., Thrifty Rent-A-Car System, Inc., Tulsa, Oklahoma; Ed Chance, Thrifty Car Rental, Baton Rouge, Louisiana; and Harold and Dorothy Dunlap, Montrose Dollar Rent-A-Car, Montrose, Colorado.

NATIONAL DRUG STRATEGY

Committee on Labor and Human Resources: Committee held hearings to examine the role of treatment and prevention in the national drug strategy, receiving testimony from William J. Bennett, Director, Herbert Kleber, Deputy Director for Demand Reduction, and Bruce Carnes, Director of Planning and Budget, all of the Office of National Drug Control Policy.

Hearings were recessed subject to call.

PUBLIC HEALTH SCHOOLS

Committee on Labor and Human Resources: Committee held hearings to review the contributions of schools of public health to disease prevention and health promotion, receiving testimony from Robert Kane, University of Minnesota School of Public Health, Minneapolis; Palmer Beasley, University of Texas School of Public Health, Austin; Jacob Brody, University of Illinois School of Public Health, Chicago; Harvey Fineberg, Harvard University School of Public Health, Cambridge, Massachusetts; Jerrold Michael, University of Hawaii School of Public Health, Honolulu; June Osborn, University of Michigan School of Public Health, Ann Arbor; Winona Vernberg, University of South Carolina School of Public Health, Columbia; and Donald Henderson, Johns Hopkins University School of Hygiene and Public Health, Baltimore, Maryland, on behalf of the Association of Schools of Public Health.

Hearings were recessed subject to call.

INDIAN LANDS ENHANCEMENT

Select Committee on Indian Affairs: Committee concluded hearings on the following bills:

S. 1289, to improve the management of forests and woodlands and the production of forest resources on Indian lands, after receiving testimony from Jamie Pinkham, Nez Perce Forestry Program, Lapwai, Idaho; Gary Morishima, Quinault Tribe, Taholah, Washington; Don Peasley, Intertribal Timber Council, Warm Springs, Oregon; and Reno Johnson, Sr., White Mountain Apache Tribe, White-river, Arizona; and

S. 2075, to authorize grants to improve the capability of Indian tribal governments to regulate environmental quality, after receiving testimony from S. Tim Wapato, Commissioner, Administration for Native Americans, Office of Human Development Services, Department of Health and Human Services; W. Richard West, Gover, Stetson, Williams and West, Albuquerque, New Mexico; Gene Joseph, Confederated Tribes of the Colville Reservation, Nespelem, Washington, representing the Colville Business Council; and David C. Harrison, Council of Energy Resource Tribes, Denver, Colorado.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 4584–4606; 1 private bill, H.R. 4607; and 2 resolutions, H.J. Res. 554–555, were introduced.

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Reports Filed: Reports were filed as follows:

H.R. 3545, to amend the Chesapeake and Ohio Canal Development Act to make certain changes relating to the Chesapeake and Ohio Canal National Historical Park Commission (H. Rept. 101–456);

H.R. 3811, to recognize the centennials of national parks and monuments, amended (H. Rept. 101–457);

H.R. 1576, to modify the boundary of the Cranberry Wilderness, located in the Monongahela National Forest, West Virginia, amended (H. Rept. 101–458); and

H.R. 4098, to provide for the minting of coins in commemoration of the bicentennial of the death of Benjamin Franklin and to enact a fire service bill of rights and programs to fulfill those rights (H. Rept. 101–459).

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Budget Resolution: It was made in order to consider on Wednesday, April 25, or any day thereafter, any rule of the House to the contrary notwithstanding, H. Con. Res. 310, the concurrent resolution on the budget for fiscal year 1991.

Page 7912

Suspensions: House voted to suspend the rules and pass the following measures:

Human rights in Liberia: H. Res. 354, expressing the sense of the House of Representatives regarding United States military assistance for the Republic of Liberia and human rights abuses in Liberia (agreed to by a yea-and-nay vote of 417 yeas, Roll No. 76);

Page 7918

Unified status of Jerusalem: H. Con. Res. 290, amended, in support of the unified status of Jerusalem (agreed to by a yea-and-nay vote of 378 yeas to 34 nays, 6 voting "present", Roll No. 77). Agreed to amend the title;

Page 7921

Thrift savings plan: H.R. 2514, amended, amending subchapter III of chapter 84 of title 5, United States Code;

Page 7929

Ethics reform amendments: H.J. Res. 553, to make technical changes in the Ethics Reform Act of 1989;

Page 7933

John F. Shea Building: H.R. 4035, amended, to designate the Federal building located at 777 Sonoma Avenue in Santa Rosa, California, as the "John F. Shea Federal Building";

Page 7941

Robert S. Vance Building: H.R. 3961, amended, to redesignate the Federal building located at 1800 5th Avenue, North, in Birmingham, Alabama, as the "Robert S. Vance Federal Building" (passed by a yea-and-nay vote of 417 yeas, Roll No. 78). Agreed to amend the title;

Page 7942

Chesapeake and Ohio Canal: H.R. 3545, to amend the Chesapeake and Ohio Canal Development Act to make certain changes relating to the Chesapeake and Ohio Canal National Historic Park Commission; and

Page 7948

National parks centennial: H.R. 3811, amended, to recognize the centennials of national parks and monuments. Agreed to amend the title.

Page 7949

Infant Mortality Awareness: House passed H.J. Res. 546, designating May 13, 1990, as "Infant Mortality Awareness Day".

Page 7952

Arbor Day: House passed and cleared for the President S.J. Res. 258, to authorize the President to proclaim the last Friday of April 1990 as "National Arbor Day".

Page 7955

Presidential Messages: Read the following messages from the President:

United States-Germany Fisheries Agreement: Message wherein he transmits an agreement between the United States and the German Democratic Republic extending the agreement of April 13, 1983, concerning fisheries off the coast of the United States—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 101–177); and

Budget Rescissions: Message wherein he transmits, in accordance with the Impoundment Control Act of 1974, three proposed budget rescissions affecting the Departments of Agriculture and Commerce—referred to the Committee on Appropriations and ordered printed (H. Doc. 101–178).

Page 7980

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 7950, 7951, and 7952. There were no quorum calls.

Adjournment: Met at noon and adjourned at 5:43 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development began consideration of titles of the 1990 Farm bill.

Will continue May 8.

FARM BILL

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture approved for full Committee action amended the research title of the 1990 Farm bill.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Chemical Weapons and Demilitarization. Testimony was heard from the following officials of the Department of Defense: Billy Richardson, Deputy Assistant Chemical Matters, Office of the Assistant to the Secretary (Atomic Energy); and Susan Livingstone, Assistant Secretary of the Army (Installations, Logistics and Environment).

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Secretary of the Interior. Testimony was heard from Manuel Lujan, Jr., Secretary of the Interior.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

PROFESSIONAL ACQUISITION CORPS IN EACH OF THE SERVICES

Committee on Armed Services: Subcommittee on Investigations concluded hearings on proposals to establish a professional acquisition corps in each of the services. Testimony was heard from David Packard, Chairman, President's Blue Ribbon Commission on Defense Management; Richard Godwin and Robert B. Costello, both former Under Secretaries, Acquisition, Department of Defense; and public witnesses.

STRATEGIC HOMEPORTING PLAN

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials and the Subcommittee on Military Installations and Facilities held a joint hearing relating to strategic homeporting plans. Testimony was heard from Senator D'Amato; Representatives Machtley, de la Garza, Scheuer, Dicks, Swift, Weiss, Callahan and Molinari; Martin Ferber, Director, Navy Issues, GAO; Jacqueline E. Schafer, Assistant Secretary, Installations and Environment Department of the Navy; David Dinkins, Mayor, New York City; Betty Turner, Mayor, Corpus Christi, Texas; and a public witness.

COMPETITIVENESS OF THE FINANCIAL SERVICES SECTOR

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance, Task Force on International Competitiveness held a hearing on the competitiveness of the financial services sector. Testimony was heard from C. Fred Bergsten, Director, Institute for International Economics.

U.S. PARTICIPATION—NINTH REPLENISHMENT—INTERNATIONAL DEVELOPMENT ASSOCIATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development, Finance, Trade and Monetary Policy continued hearings on U.S. participation in the ninth replenishment of the International Development Association, with emphasis on Structural Adjustment Lending in Africa. Testimony was heard from public witnesses.

U.S. POLICY TOWARDS BARRIERS TO FOREIGN COMMERCE

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on the private sector's assessment of the U.S. policy towards barriers to foreign commerce. Testimony was heard from Representative Levin of Michigan and Kaptur; and public witnesses.

EXPORT ADMINISTRATION ACT

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade approved for full Committee action amended a proposal reauthorizing the Export Administration Act.

INDIAN TRUST FUND

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on Continuing Failure to Adequately Manage the Indian Trust Fund. Testimony was heard from Eddie F. Brown, Assistant Secretary, Indian Affairs, Department of the Interior.

JUSTICE ASSISTANCE PROGRAMS

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture held a hearing on Justice Assistance Programs. Testimony was heard from the following officials of the Department of Justice: Clifford J. White III, Deputy Assistant Attorney General, Office of Justice Programs; and Jerald P. Regier, Acting Director, Bureau of Justice Assistance; and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police met to consider pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 745 and S. 286, Petroglyph National Monument Establishment Act of 1989; and H.R. 4235, to establish the Pecos National Historic Park in

the State of New Mexico. Testimony was heard from Senator Domenici, Representative Schiff, Herb Cables, Deputy Director, National Park Service, Department of Interior, Louis Saavedra, Mayor, Albuquerque, New Mexico; and public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Water, Power and Offshore Energy continued oversight hearings to examine the status of the cleanup and assessment of damage one year after the *Exxon Valdez* oil spill in Prince William Sound. Testimony was heard from Richard B. Stewart, Assistant Attorney General, Land and Natural Resources Division, Department of Justice; Alan Raul, General Counsel, USDA; Martin J. Suuberg, Associate Solicitor, Conservation and Wildlife, Department of the Interior; the following officials of the NOAA, Department of Commerce: Thomas A. Campbell, General Counsel; and Charles Ehler, Director, Office of Oceanography and Marine Assessment; Gregg Erickson, Director, Oil Spill Impact Assessment and Restoration Program, State of Alaska; and public witnesses.

INCARCERATED VETERANS REHABILITATION AND READJUSTMENT ACT

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property and the Administration of Justice held a hearing on H.R. 3453, Incarcerated Veterans Rehabilitation and Readjustment Act of 1989. Testimony was heard from Representative Brown of California; the following officials of the Department of Justice: J. Michael Quinlan, Director, Federal Bureau of Prisons; and Benjamin F. Baer, Chairman, U.S. Parole Commission; David Brigham, Director, Veterans Assistance Service, Department of Veterans Affairs; and public witnesses.

INSURANCE COMPETITIVE PRICING ACT

Committee on the Judiciary: Subcommittee on Economic and Commercial Law held a hearing on H.R. 1663, Insurance Competitive Pricing Act of 1989. Testimony was heard from public witnesses.

COAST GUARD BUDGET

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on the Coast Guard budget. Testimony was heard from the following officials of the U.S. Coast Guard, Department of Transportation: Adm. Paul A. Yost, Jr., USCG, Commandant; and Master Chief Petty Officer Allen W. Thiele, USCG: JayEtta Hecker, Director, Resources Community and Economic Development Information Systems, Information Management and Technology Division, GAO; and public witnesses.

POST-INTERSTATE SURFACE TRANSPORTATION PROGRAMS REAUTHORIZATION

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on reauthorization of the Post-Interstate Surface Transportation Programs. Testimony was heard from Representatives Nagle and Glickman; John W. Hill, Jr., Associate Director, Transportation Issues, GAO; and public witnesses.

WATER RESOURCES DEVELOPMENT PROGRAM

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on the Administration's legislative proposals and other proposals concerning the Water Resources Development program of the U.S. Army Corps of Engineers. Testimony was heard from Representatives Richardson and Long; G. Edward Dickey, Acting Principal Deputy Assistant Secretary of the Army (Civil Works), Corps of Engineers, Department of the Army; and public witnesses.

CONCURRENT BUDGET RESOLUTION

Committee on Rules: Heard testimony from Chairman Panetta, Representatives Kildee, Dellums, AuCoin, Dicks, Frenzel, Buechner, Kasich, Schuette and Dannemeyer, but no action was taken on H. Con. Res. 310, setting forth the congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995.

Committee recessed subject to call.

METRIC CONVERSION—FEDERAL GOVERNMENT AGENCIES

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held a hearing on Metric Conversion by Federal Government Agencies. Testimony was heard from John M. Ols, Jr., Assistant Comptroller General, GAO; Deborah Wince-Smith, Assistant Secretary, Technology Policy, Department of Commerce; Colin R. McMillan, Assistant Secretary, Production and Logistics, Department of Defense; Richard H. Hopf, Associate Administrator, Acquisition Policy, GSA; Jack Macdonald, Assistant Secretary, Elementary and Secondary Education, Department of Education; Charles E. Hess, Assistant Secretary, Science and Education, USDA; John R. Thompson, Jr., Deputy Administrator, NASA; and Jim E. Tarro, Director, Office of Administration and Human Resources, Department of Energy.

FAA R&D AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on fiscal year 1991 FAA R&D authorization. Testimony was heard from public witnesses.

Hearings continue April 26.

ESTATE VALUATION FREEZES

Committee on Ways and Means: Held a hearing on a proposal relating to estate valuation freezes. Testimony was heard from Senator Symms; Kenneth W. Gideon, Assistant Secretary, Tax Policy, Department of the Treasury; Sally Narey, Acting Chief Counsel for Advocacy, SBA; and public witnesses.

PLIGHT OF ELDERLY FARMWORKERS

Select Committee on Aging: Held a hearing on "The Plight of Elderly Farmworkers". Testimony was heard from public witnesses.

♦♦♦♦♦♦♦♦♦♦♦♦

Wednesday, April 25, 1990

Senate

Chamber Action

Routine Proceedings, pages 8155–8228

Measures Introduced: Fourteen bills were introduced as follows: S. 2510–S. 2523.

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Dire Emergency Supplemental Appropriations Act: Senate began consideration of H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for fiscal year ending September 30, 1990, with committee amendments.

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Senate will resume consideration of the bill and amendments to be proposed thereto, on Thursday, April 26.

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Presidential Messages: Senate received the following messages from the President of the United States:

(1) Proposing an amendment to the Constitution to authorize the President to disapprove or reduce items of spending authority and to disapprove substantive provisions contained in appropriations measures, which was referred to the Committee on the Judiciary. (PM–111)

Page 8195

(2) Transmitting the Annual Report of the National Endowment for Democracy, which was referred to the Committee on Foreign Relations. (PM–112)

Page 8195

Nominations Received: Senate received the following nominations:

Peter Jon de Vos, of Florida, to be Ambassador to the Republic of Liberia.

James J. West, of Pennsylvania, to be United States Attorney for the Middle District of Pennsylvania for the term of four years.

2 Air Force nominations in the rank of general.

3 Marine Corps nominations in the rank of general.

A routine list in the Air Force.

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Messages From the President: Page 8195

Messages From the House: Page 8196

Measures Referred: Page 8196

Measures Placed on Calendar: Page 8196

Executive Reports of Committees: Page 8196

Statements on Introduced Bills: Page 8197

Additional Cosponsors: Page 8217

Amendments Submitted: Page 8219

Authority for Committees: Page 8219

Additional Statements: Page 8219

Recess: Senate convened at 11 a.m., and recessed at 6:43 p.m., until 9:30 a.m., on Thursday, April 26, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 8228.)

Committee Meetings

APPROPRIATIONS—DEPARTMENT OF STATE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary held hearings on proposed budget estimates for fiscal year 1991 for the Department of State, receiving testimony from James A. Baker III, Secretary of State.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—GSA/WHITE HOUSE RESIDENCE

Committee on Appropriations: Subcommittee on the Treasury, Postal Service and General Government held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for the General Services Administration [GSA] from Richard G. Austin, Acting Administrator, GSA; and for the Executive Residence at the White House from Robert G. Stanton, Regional Director, National Capital Region, National Park Service, Department of the Interior.

Subcommittee will meet again Wednesday, May 9.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Conventional Forces and Alliance Defense held hearings on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on the Army's modernization plans in the context of projected force structure changes, receiving testimony from

Steven K. Conver, Assistant Secretary of the Army for Research, Development, and Acquisition; Lt. Gen. Donald S. Pihl, USA, Deputy to the Assistant Secretary of the Army for Research, Development, and Acquisition; and Maj. Gen. Peter McVey, Program Executive Officer of the Army for Armored Systems Modernization.

Subcommittee will meet again Friday, April 27.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Michael Paul Galvin, of Illinois, to be an Assistant Secretary of Commerce, after the nominee, who was introduced by Senator Dixon, testified and answered questions in his own behalf.

BUDGET RESOLUTION

Committee on the Budget: Committee continued markup of a proposed concurrent resolution on the fiscal year 1991 budget for the Federal Government, but did not complete action thereon, and will meet again tomorrow.

GLOBAL CHANGE RESPONSE

Committee on Commerce, Science, and Transportation: Committee held hearings to examine new technologies and products to encourage individuals to reduce their consumption of energy and nonrenewable resources to help alleviate global warming, acid rain, and ozone depletion, receiving testimony from John W. Lyons, Director, National Institute of Standards and Technology, Department of Commerce; John Andelin, Assistant Director, Science, Information, and Natural Resources Division, and Rosina Bierbaum and Howard Levenson, both Senior Analysts, all of the Office of Technology and Assessment; John Javna, EarthWorks Group, Berkeley, California; Chris J. Calwell, Natural Resources Defense Council, San Francisco, California; Christopher Flavin, Worldwatch Institute, Washington, D.C.; and John and Kathy Dewey, Fairfax, Virginia.

Hearings were recessed subject to call.

TELECOMMUNICATIONS EQUIPMENT

Committee on Commerce, Science, and Transportation: Subcommittee on Communications held hearings on S. 1981, to permit the Bell Telephone Companies to conduct research on, design, and manufacture telecommunications equipment, receiving testimony from John L. Clendenin, BellSouth Corporation, Atlanta, Georgia; Randall L. Tobias, Ian M. Ross, and John D. Zeglis, all of AT&T, Basking Ridge, New Jersey; and Dan Latham, Digital Equipment Corporation, Andover, Massachusetts.

Hearings continue on Wednesday, May 9.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

The nomination of Thomas L. Sansonetti, of Wyoming, to be Solicitor, Department of the Interior;

S. 1128, to authorize the Secretary of the Interior to convey certain lands in Inyo County, California to Richard Saunders, with an amendment in the nature of a substitute;

S. 1719, to designate a segment of the Colorado River in Westwater Canyon, Utah, as a component of the National Wild and Scenic Rivers System, with amendments;

S. 1738, to convey certain Oregon and California railroad grant lands in Josephine County, Oregon, to the Rogue Community College District, with amendments;

S. 666, to enroll twenty individuals as natives in the Cook Inlet Regional Corporation and the Kenai Natives Association pursuant to the Alaska Native Claims Settlement Act, with an amendment in the nature of a substitute;

H.R. 1109, to designate the California National Historic Trail and Pony Express National Historic Trail as components of the National Trails System, with amendments, and in lieu of S. 374;

H.R. 1159, to designate the Juan Bautista de Anza National Historic Trail in Arizona and California as a component of the National Trails System, with amendments; and

S. 2088, to extend the authority in current law for operating and building the Strategic Petroleum Reserve (SPR), to expand the SPR to one billion barrels and authorize oil leasing to fill the Reserve, with an amendment in the nature of a substitute.

AMERICAN HERITAGE TRUST ACT

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 370, to establish the American Heritage Trust to enhance the protection of the nation's natural, historical, cultural, and outdoor recreational heritage, after receiving testimony from Senator Chafee; Lou Gallegos, Assistant Secretary of the Interior for Policy Management and Budget; John L. Evans, Deputy Assistant Secretary of Agriculture; Robert A. Sunshine, Chief, Natural and Physical Resources Cost Estimate Unit, Budget Analysis Division, Congressional Budget Office; Paul C. Pritchard, National Parks and Conservation Association, and Susan C. Moya, U.S. Chamber of Commerce, both of Washington, D.C.; Bud Eppers, Roswell, New Mexico, on behalf of the National Cattlemen's Association, Public Lands Council, American Sheep Industry Association, and Association of National Grasslands; Barry S. Tindall, National Recreation and Park Association, Alexandria, Virginia; Orin Lehman, New York State Office of Parks, Recreation and Historic Preservation, Albany, on behalf of the National Conference of State Historic Preservation Officers; and David A. Flitner, Wyoming Farm Bureau Federation, Shell.

U.S.-JAPAN TRADE RELATIONS

Committee on Finance: Committee held hearings to examine the progress of U.S. trade relations with Japan, focusing

on an interim agreement with Japan in the Structural Impediments Initiative (SII) talks, and the status of U.S.-Japan trade negotiations, receiving testimony from Carla A. Hills, United States Trade Representative.

Hearings were recessed subject to call.

OPERATION OF INSPECTOR GENERAL OFFICES

Committee on Governmental Affairs: Committee held oversight hearings to examine issues with respect to the authority and role of the Inspectors General to conduct regulatory investigations, receiving testimony from Representative Conte; Richard P. Kusserow, Inspector General, Department of Health and Human Services; James R. Richards, Inspector General, Department of the Interior; Sherman M. Funk, Inspector General, Department of State; Paul A. Adams, Inspector General, Department of Housing and Urban Development; John W. Melchner, former Inspector General, Department of Transportation; and William P. Barr, Assistant Attorney General, Office of Legal Counsel, and Stuart M. Gerson, Assistant Attorney General, Civil Division, both of the Department of Justice.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 436, to strengthen the protections available to employees against reprisals for disclosing information to protect the public health and safety, with an amendment in the nature of a substitute;

S. 1425, to make nutrition labeling information mandatory and to provide for clear standards governing the claims that can be made about foods, with an amendment in the nature of a substitute; and

The nominations of Peter H. Raven, of Missouri, and Benjamin S. Shen, of Pennsylvania, each to be a Member of the National Science Board, National Science Foundation, Mary M. Raether, of Virginia, Sandra S. Parrino, of New York, Alvis K. Waldrep, Jr., of Texas, and Anthony H. Flack, of Connecticut, each to be a Member of the National Council on Disability, and a routine list in the Public Health Service Corps.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again Tuesday, May 1.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 4608–4635; and 5 resolutions, H.J. Res. 556–557, H. Con. Res. 311, and H. Res. 383–384 were introduced.

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Bills Reported: Reports were filed as follows:

H. Res. 382, providing for the further consideration of the concurrent resolution (H. Con. Res. 310) setting forth the congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995 (H. Rept. 101–460);

H.R. 743, to establish a framework for the conduct of negotiated rulemaking by Federal agencies, amended (H. Rept. 101–461);

S. 1485, to grant the consent of Congress to the Quad Cities Interstate Metropolitan Authority Compact entered into between the States of Illinois and Iowa (H. Rept. 101–462); and

H.R. 2372, to improve jurisdiction and procedures for claims for compassionate payments for injuries due to radiation from nuclear testing, amended (H. Rept. 101–463).

Page 8302

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Gephardt to act as Speaker pro tempore for today.

Page 8230

Money Laundering Amendments: By a recorded vote of 406 ayes with 1 voting "present", Roll No. 82, the House passed H.R. 3848, to require the appropriate Federal depository institution regulatory agency to revoke the charter of any Federal depository agency which is found guilty of a crime involving money laundering or monetary transaction, report offenses and to require the Federal Deposit Insurance Corporation and the National Credit Union Administration to terminate the deposit insurance of any State depository institution which is found guilty of any such crime.

Pages 8237, 8251

Agreed to the committee amendment in the nature of a substitute.

Page 8250

Agreed To:

The Foglietta amendment, as amended by the Shumway amendment, that suggests guidelines regarding a model statute for uniform State regulation of check cashing businesses which would limit the fee for cashing checks to 1.5 percent of the value of the check or $8,

whichever is less (agreed to by a recorded vote of 207 ayes to 200 noes, Roll No. 80);

Pages 8257, 8259

The Walker amendment that makes check cashing or deposit services for Members of Congress subject to cash reporting requirements; and

Page 8271

The Rangel amendment that requires the Treasury Department to keep a more accurate account of the amounts and denominations of currency confiscated in connection with drug seizures and drug-related money laundering, and to report on the feasibility of withdrawing $50 and $100 notes from circulation if found to be used primarily in drug trafficking activities.

Page 8271

Rejected the Torres amendment that sought to authorize the Treasury Department to create an experimental program of recordkeeping regarding international electronic transfers of funds and to require the name, address and account number of the customer (rejected by a recorded vote of 127 ayes to 283 noes, Roll No. 81).

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Agreed to amend the title.

Page 8274

The Clerk was authorized to correct section numbers, punctuation, and cross references and to make such other technical and conforming changes in the engrossment of the bill.

Page 8298

H. Res. 378, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 8237

Budget Resolution: House consumed two hours and fifty-two minutes of debate on H. Con. Res. 310, setting forth the congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995; but came to no resolution thereon. When consideration resumes on Thursday, April 26, three hours and eight minutes of debate time will remain.

Pages 8273, 8278

Presidential Messages: Read the following messages from the President:

Line-item veto: Message wherein he transmits proposed legislation to amend the Constitution of the United States to authorize the President to disapprove or reduce items of spending authority and to disapprove substantive provisions contained in appropriations measures—referred to the Committee on the Judiciary and ordered printed (H. Doc. 101–179); and

Endowment for democracy: Message wherein he transmits the sixth Annual Report of the National Endowment for Democracy for fiscal year 1989—referred to the Committee on Foreign Affairs.

Page 8298

Quorum Calls—Votes: One quorum call and three recorded votes developed during the proceedings of the House today and appear on pages 8261, 8270, and 8272.

Adjournment: Met at noon and adjourned at 8:14 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture approved for full Committee action Trade and Food Aid titles of the 1990 Farm bill.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense held a hearing on Ship Building Conversion, Navy and Overhauls. Testimony was heard from the following officials of the Department of the Navy: Gerald Cann, Assistant Secretary (Research, Development and Acquisition); and VAdm. John W. Nyquist, USN, Assistant Chief, Naval Operations (Surface Warfare).

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Secretary of Energy. Testimony was heard from James D. Watkins, Secretary of Energy.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

VA-HUD-INDEPENDENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD-Independent Agencies held a hearing on the EPA. Testimony was heard from William K. Reilly, Administrator, EPA.

Hearings continue tomorrow.

STATE OF THE SOVIET MILITARY

Committee on Armed Services: Defense Policy Panel held a hearing on the state of the Soviet military. Testimony was heard from Stephen Meyer, Center for International Studies, MIT; and John G. Hines, RAND Corporation.

The Panel also met in executive session to hold a briefing on this subject. Testimony was heard from Robert Blackwell, National Intelligence Officer for the USSR; Aris Pappas, Assistant National Intelligence Officer for General Purpose Forces; Art Zuelhke, Defense Intelligence Officer for the USSR and Eastern Europe; the following officials of the Office of Soviet Analysis, CIA: George Colt, Director; and Robert Pringle, Senior Ana-

lyst; and Ellen Jones, Senior Analyst, DIA, Department of Defense.

ECONOMIC ADJUSTMENT OFFICE

Committee on Armed Services: Subcommittee on Military Installations and Facilities held a hearing on the effectiveness of the Economic Adjustment Office of the Department of Defense in meeting the needs of local communities when military bases open or close. Testimony was heard from Robert M. Rauner, Director, Office of Economic Adjustment, Department of Defense; and the following officials of the Fort Drum Steering Council of Watertown, New York: Terrence L. Roche, Executive Director; and Gary R. Brick, Chairman.

CIVIL RIGHTS ACT

Committee on Education and Labor: Concluded hearings on H.R. 4000, Civil Rights Act of 1990. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Subcommittee on Postsecondary Education approved for full Committee action the following bills: H.R. 3717, National Board for Professional Teaching Standards Act of 1989; H.R. 3210, to provide financial assistance to the Museum of Tolerance at the Simon Wiesenthal Center in Los Angeles, CA; H.R. 2623, to authorize funds for the Muskie Archives; and H.R. 3859, to authorize assistance to the Washington Center and Academic Seminars.

FEDERALLY FUNDED CONTRACEPTIVE AND INFERTILITY RESEARCH

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the following bills: H.R. 4169, Contraceptive Research Centers Act of 1990; H.R. 4583, to amend the Public Health Service Act to provide for the development and operation of centers to conduct research with respect to birth control and centers to conduct research with respect to infertility. Testimony was heard from Representatives Schroeder and Snowe; and public witnesses.

PENNY STOCK REFORM ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on H.R. 4497, Penny Stock Reform Act of 1990. Testimony was heard from Representative Wyden; Dee Benson, U.S. Attorney, District of Utah, Department of Justice; Richard C. Breeden, Chairman, SEC; and public witnesses.

RECENT DEVELOPMENTS IN THE U.N. SYSTEM

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Subcommittee on International Operations held a joint hearing on Recent Developments in the U.N. System. Testimony was heard from John R. Bolton, Assistant Secretary, Bureau for International Organization Affairs, Department of State.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs the following measures: H.R. 512, amended, to direct the Secretary of State to construct, operate and maintain an extension of the American Canal at El Paso, TX; and H. Res. 381, relating to human rights abuses by the Government of Cuba and reprisals by the Cuban Government against those Cuban citizens who testified before the Cuba Working Group of the United Nations Human Rights Commission.

COMMERCIAL ACTIVITIES CONTRACTING PROCEDURES ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 4015, Commercial Activities Contracting Procedures Act of 1990. Testimony was heard from L. Nye Stevens, Director, Government Business Operations Issues, General Government Division, GAO; and public witnesses.

Hearings continue tomorrow.

RESOLUTION; COMMITTEE BUSINESS

Committee on House Administration: Ordered reported H. Con. Res. 272, authorizing printing of the transcript of proceedings of the Committee on Post Office and Civil Service of the House of Representatives incident to presentation of a portrait of Hon. William D. Ford.

The Committee also considered other pending business.

INDIAN WATER RIGHTS

Committee on Interior and Insular Affairs: Ordered reported amended H.R. 4148, to authorize the Secretary of the Interior to acquire certain water rights for the settlement of Indian water rights claims in the State of Arizona.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved for full Committee action the following measures: H.J. Res. 520, amended, granting consent of Congress to amendments to the Washington Metropolitan Area Transit Regulation Compact; H.R. 3897, to authorize appropriations for the Administrative Conference of the United States for fiscal years 1991, 1992, 1993, and 1994; H.R. 2497, amended, Administrative Dispute Resolution Act; and H.R. 4525, to amend the Ethics in Government Act of 1978 to increase authorization of appropriations for the Office of Government Ethics.

The Subcommittee also acted on private claims bills.

Prior to this action, the Subcommittee held a hearing on H.J. Res. 520. Testimony was heard from Carlton R. Sickles, Chairman, Washington Metropolitan Area Transit Commission.

AMERICANS WITH DISABILITIES ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights approved for full Committee action amended H.R. 2273, Americans with Disabilities Act of 1989.

SEAFOOD INSPECTION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on Seafood Inspection legislation. Testimony was heard from Jennifer Joy Wilson, Assistant Secretary and Deputy Administrator, NOAA, Department of Congress; and public witnesses.

CIVIL APPLICATIONS OF TILT ROTOR TECHNOLOGY

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on Civil Applications of Tilt Rotor Technology. Testimony was heard from Representatives Geren and Young of Florida; Joseph M. Del Balzo, Executive Director, System Development, FAA, Department of Transportation; Robert Rosen, Deputy Associate Administrator, Office of Aeronautics, Exploration and Technology, NOAA, Department of Commerce; James P. Muldoon, Director, Aviation Technical Services, Port Authority of New York and New Jersey; Fred Stewart, Chief, Office of Planning, Division of Aeronautics, Department of Transportation, State of California; and public witnesses.

GROUND WATER QUALITY

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on issues concerning ground water quality. Testimony was heard from Robert H. Wayland, III, Deputy Assistant Administrator, Water, EPA; Dallas L. Peck, Director, U.S. Geological Survey, Department of the Interior; Harry Mussman, Deputy Assistant Secretary, Science and Education, USDA; Rolad D. Hauck, Soil Scientist, Agricultural Research Branch, National Fertilizer and Environmental Research Center, TVA; and public witnesses.

CONCURRENT BUDGET RESOLUTION

Committee on Rules: Granted a modified open rule for consideration of H. Con. Res. 310, setting forth the congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995. No amendment to the concurrent resolution is in order except the amendments printed in the report accompanying the resolution. The amendments are to be offered in the following order by the Member specified or his designee: (1) the amendment in the nature of a substitute to be offered by Rep. Kasich, debatable for one hour; (2) the amendment in the nature of a substitute to be offered by Rep. Dannemeyer, debatable for one hour; (3) the amendment in the nature of a substitute to be offered by Rep. Dellums, debatable for two hours; and (4) the amendment in the nature of a substitute to be offered by Rep. Frenzel, debatable for two hours. All points of order against the amendments are waived. The amendments are not subject to amendment. If more than one of the amendments in the nature of a substitute are adopted, only the last such amendment which has been adopted shall be considered to have been finally adopted in the Committee of the Whole and reported back to the House. The rule makes it in order to consider the amendment or amendments provided for in section 305(a)(5) of the Congressional Budget Act necessary to achieve mathematical consistency.

SMALL BUSINESS CREDIT CRUNCH

Committee on Small Business: Held a hearing on small business credit crunch. Testimony was heard from Stephen Steinbrink, Deputy Comptroller of the Currency, Multinational Banking, Department of the Treasury; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

DEPARTMENT OF LABOR PROGRAMS FOR VETERANS

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment held a hearing on Department of Labor programs for veterans. Testimony was heard from Thomas E. Collins, III, Assistant Secretary, Veterans Employment and Training, Department of Labor; James Lowe, Deputy Commissioner, Department of Labor, State of Georgia and Chairman, ICESA Veterans Affairs Committee; Thomas Hartnett, Commissioner, Department of Labor, State of New York; and representatives of veterans organizations.

VETERANS LEGISLATION; DVA MEDICAL CONSTRUCTION RESOLUTION

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care approved for full Committee action the following: H.R. 4557, Department of Veterans Affairs Health Professional Compensation and Labor-Relations Act of 1990; H.R. 4390, to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to make grants (in conjunction with the Secretary of Defense) for the establishment of research centers at qualifying medical schools to carry out medical research in areas of interest to the Department of Veterans Affairs; and the Department of Veterans Affairs fiscal year 1991 Medical Construction Resolution.

DRUG WAR BOND ACT

Committee on Ways and Means: Held a hearing on H.R. 2972, Drug War Bond Act of 1989. Testimony was heard from Senators Wilson and Graham; Representatives Lewis of California, Gilman and Paxon; Michael E.

Basham, Deputy Assistant Secretary, Federal Finance, Department of the Treasury; and public witnesses.

Joint Meetings

SOVIET ECONOMY

Joint Economic Committee: Committee held hearings to examine the economic situation in the Soviet Union, receiving testimony from Vladimir A. Tikhonov, Congress of People's Deputies, Moscow, U.S.S.R.; Alec Nove, Russian Research Center, Harvard University, Cambridge, Massachusetts; and Judy Shelton, Hoover Institute, Stanford University, Stanford, California.

Hearings were recessed subject to call.

OIL POLLUTION LIMITATIONS

Conferees met on the differences between the Senate- and House-passed versions of H.R. 1465, to establish limitations on liability and damages resulting from oil pollution, and to establish a fund for the payment of compensation for such damages, but did not complete action thereon, and recessed subject to call.

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Thursday, April 26, 1990

Senate

Chamber Action

Routine Proceedings, pages 8406–8534

Measures Introduced: Ten bills and four resolutions were introduced as follows: S. 2524–2533, S. Res. 275 and 276, S.J. Res. 301, and S. Con. Res. 124.

Page 8500

Measures Passed:

Civil Aviation Penalty Assessments: Senate passed S. 2533, to amend the Federal Aviation Act of 1958 to extend the civil penalty assessment demonstration program.

Page 8531

Federal Employees' Life Insurance Program: Senate passed H.R. 1805, to amend title 5, United States Code, to allow Federal annuitants to make contributions for health benefits through direct payments rather than through annuity withholding if the annuity is insufficient to cover the required withholdings, and to make a technical correction relating to the life insurance program, after agreeing to the following amendments proposed thereto:

Page 8532

(1) Mitchell (for Glenn) Amendment No. 1538, to provide for the uniform termination of insurance on an employee's separation from service.

Page 8532

(2) Garn (for Roth) Amendment No. 1539, to reduce the age at which a widow or widower may upon remarriage receive certain compensation under the Federal employees' compensation system.

Page 8532

Use of Hart Senate Office Building: Senate agreed to S. Res. 275, to permit the cast of the musical "Sarafina!" to perform in the Senate Hart Building.

Page 8532

National Commission on Wildfire Disasters: Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 1011, to provide for the establishment of the National Commission on Wildfire Disasters and to provide for increased planning and cooperation with local firefighting forces in the event of forest fires, and the bill was then passed.

Page 8533

Ethics Reform Act Technical Changes: Senate passed H.J. Res. 553, to make technical changes in the Ethics Reform Act of 1989.

Page 8533

Infant Mortality Awareness Day: Senate passed H.J. Res. 546, designating May 13, 1990, as "Infant Mortality Awareness Day".

Page 8533

Dire Emergency Supplemental Appropriations, 1990: Senate continued consideration of H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for fiscal year ending September 30, 1990, agreeing to committee amendments (with certain exceptions), and taking action on amendments proposed thereto, as follows:

Page 8417

Adopted:

(1) Dole Amendment No. 1525 (to committee amendment on page 2, beginning on line 11), to provide disaster assistance to the victims of the Armenian earthquake.

Page 8461

(2) Kasten Amendment No. 1526, to provide for the protection of tropical forests in Nicaragua and Panama.

Page 8462

(3) Johnston Modified Amendment No. 1527, to provide disaster relief assistance to domestic sugar cane producers.

Pages 8464, 8466

(4) Hatfield Amendment No. 1528, to provide for the further design and construction of the Franklin D. Roosevelt Memorial.

Page 8465

(5) Dodd Amendment No. 1529, to provide emergency relief assistance to Lithuania through emergency relief agencies.

Page 8476

(6) Leahy Amendment No. 1530, to provide economic support for the democratic electoral process in Haiti.

Page 8477

(7) Byrd Amendment No. 1531, to make technical corrections.

Page 8479

(8) Byrd Amendment No. 1532, of a technical nature.

Page 8479

(9) Leahy (for Moynihan) Amendment No. 1533, to make available funds for displaced Burmese nationals.

Page 8479

(10) Hollings Amendment No. 1534, to repeal section 614 of H.R. 2991, Commerce, Justice, State, Judiciary Appropriations, 1990 (P.L. 101–162), relating to State Department authorizations.

Page 8482

Rejected:

(1) Byrd/Johnston Amendment No. 1524 (to committee amendment on page 2, beginning on line 11), to provide additional appropriations for Indian Health facilities, Department of Energy Environmental Restoration and Waste Management activities, and certain Department of Agriculture emergency conservation programs, salaries and expenses of the Agricultural Stabilization and Conservation Service (ASCS), and funding to local health clinics to provide supplemental foods to low-income women, infants, and children. (By 51 yeas to 48 nays (Vote No. 64), Senate tabled the amendment.)

Pages 8442, 8533

During consideration of this bill today, the following action also occurred: By 62 yeas to 30 nays (Vote No. 65), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to a motion to waive section 311(a) of the Congressional Budget Act with respect to the consideration of Hollings Amendment No. 1534, listed above.

Page 8491

A unanimous-consent agreement was reached providing for consideration of certain amendments to be proposed to the bill.

Pages 8469, 8481

Subsequently, the aforementioned agreement was vitiated.

Page 8497

Senate will resume consideration of the bill and amendments to be proposed thereto, on Friday, April 27.

Page 8533

Presidential Messages: Senate received the following messages from the President of the United States: Transmitting an agreement between the United States and China amending and extending the 1985 Agreement Concerning Fisheries off the Coasts of the United States, which was referred to jointly to the Committee on Commerce, Science, and Transportation and the Committee on Foreign Relations. (PM–113)

Page 8498

Measures Indefinitely Postponed: Senate indefinitely postponed further consideration of the following measures:

Senate/House Official Mail Cost Accounts: S.J. Res. 98, to establish separate appropriation accounts for the Senate and the House of Representatives for the payment of official mail costs.

Page 8532

FEC Authorizations: S. 1074, to authorize appropriations for the Federal Election Commission for fiscal year 1990.

Page 8532

National Laboratory Cooperative Research and Technology Competitiveness Act: S. 550, to establish a national program to improve collaboration between the national laboratory system of the Department of Energy and the private sector so as to foster the development of technologies in areas of significant economic potential in order to enhance the Nation's economic competitiveness and strategic well-being.

Page 8532

Treatment Drugs: S. 586, to amend title III of the Public Health Service Act to extend the program relating to certain treatment drugs.

Page 8532

Vaccine Injury Compensation: S. 1922, to amend title XXI of the Public Health Service Act relating to vaccine injury compensation.

Page 8532

Antiterrorism Act: S. 347, to combat international terrorism and otherwise further the national security and foreign policy interest of the United States.

Page 8532

Congratulating President Callejas: H. Con. Res. 258, congratulating the President of Honduras, Rafael Callejas, on his election and offering good wishes for the success of his administration.

Page 8532

Hurricane Hugo Disaster Assistance: H.R. 3482, to provide disaster assistance to private timber producers for the reestablishment of timber stands necessitated by Hurricane Hugo.

Page 8532

Earthquake Disaster Assistance: S. 2000, to amend the Disaster Assistance Act of 1989 to provide assistance to agricultural producers suffering from earthquakes.

Page 8532

Nominations Confirmed: Senate confirmed the following nominations:

L. Joyce Hampers, of Massachusetts, to be an Assistant Secretary of Commerce.

The following-named persons to be a Member of the National Council on Disability for the remainder of the term expiring September 17, 1991:

Mary Matthews Raether, of Virginia.

Sandra Swift Parrino, of New York.

Alvis Kent Waldrep, Jr., of Texas.

Anthony Hurlbutt Flack, of Connecticut.

Peter H. Raven, of Missouri, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 1994.

Benjamin S. Shen, of Pennsylvania, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 1994.

Thomas Lawrence Sansonetti, of Wyoming, to be Solicitor of the Department of the Interior.

1 Mississippi River Commission nomination in the rank of general.

Routine lists in the Public Health Service.

Page 8534

Nominations Received: Senate received the following nominations:

Kenneth L. Ryskamp, of Florida, to be United States Circuit Judge for the Eleventh Circuit.

1 Army nomination in the rank of Senior Army Member of the Military Staff Committee of the United Nations.

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Messages From the President: Page 8498

Messages From the House: Page 8498

Measures Referred: Page 8498

Communications: Page 8498

Statements on Introduced Bills: Page 8500

Additional Cosponsors: Page 8512

Amendments Submitted: Page 8516

Notices of Hearings: Page 8520

Authority for Committees: Page 8520

Additional Statements: Page 8521

Record Votes: Two record votes were taken today. (Total—65)

Pages 8460, 8491

Recess: Senate convened at 11 a.m., and recessed at 11:35 p.m., until 9 a.m., on Friday, April 27, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 8534.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed consideration of proposed legislation to strengthen and improve U.S. agricultural programs, focusing on peanut provisions, but did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—DOJ

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary held hearings on proposed budget estimates for fiscal year 1991 for certain activities of the Department of Justice, receiving testimony from Richard L. Thornburgh, Attorney General, Department of Justice.

Subcommittee will meet again on Tuesday, May 1.

APPROPRIATIONS—DEFENSE INTELLIGENCE

Committee on Appropriations: Subcommittee on Defense held closed hearings on proposed budget estimates for fiscal year 1991 for defense intelligence programs, receiving testimony from William H. Webster, Director, Central Intelligence Agency; and other officials of the intelligence community.

Subcommittee will meet again Thursday, May 3.

APPROPRIATIONS—GAO

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the General Accounting Office, focusing on committee-directed GAO reports and studies, receiving testimony from Kenneth M. Mead, Director of Transportation Issues, Resources Community and Economic Development, General Accounting Office.

Subcommittee will meet again on Thursday, May 3.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported 4,884 nominations in the Army, Navy, Air Force, and Marine Corps.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Committee resumed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on results of a major aircraft review by the Department of Defense, receiving testimony from Richard P. Cheney, Secretary of Defense.

Committee recessed subject to call.

FINANCIAL SERVICES INDUSTRY

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on proposed legislation to modernize the legal and regulatory structure of the financial services industry to increase competitiveness of U.S. institutions, receiving testimony from Rhode Island State Senator William V. Irons, Rumford, representing the Alliance for the Separation of Banking and Insurance, National Association of Life Underwriters, National Association of Professional Insurance Agents, Independent Insurance Agents of America, National Association of Casualty and Surety Agents, and National Association of Surety Bond Holders; Norman D. Flynn, Madison, Wisconsin,

representing the National Association of Realtors; and Stephen J. Friedman, The Equitable Life Assurance Society of the United States, New York, New York, representing the American Council of Life Insurance.

Hearings continue Thursday, May 3.

BUDGET RESOLUTION

Committee on the Budget: Committee continued markup of a proposed concurrent resolution on the fiscal year 1991 budget for the Federal Government, but did not complete action thereon, and will meet again Tuesday, May 1.

DOE WASTE ISOLATION PILOT PLANT

Committee on Energy and Natural Resources: Committee resumed oversight hearings on the Department of Energy decision plan relating to the opening of the Waste Isolation Pilot Plant (WIPP) in Carlsbad, New Mexico, and on S. 2420, to withdraw the public lands surrounding the WIPP site, receiving testimony from Thomas Bahr, New Mexico State University, Las Cruces, Robert W. Bishop, Nuclear Management and Resources Council, Washington, D.C., Leonard C. Slosky, Slosky and Company, Denver, Colorado, Arthur S. Kubo, Fairfax, Virginia, and Newal Squyres, Boise, Idaho, all on behalf of the Department of Energy Waste Isolation Pilot Plant Blue Ribbon Panel; Mayor Bob Forrest, Carlsbad, New Mexico; Anita Lockwood, New Mexico Department of Energy, Minerals and Natural Resources, and Michele Merola, Concerned Citizens for Nuclear Safety, both of Santa Fe; and Robert H. Neill, New Mexico Environmental Evaluation Group, and Don Hancock, Southwest Research and Information Center, both of Albuquerque, New Mexico.

Hearings were recessed subject to call.

ASBESTOS ABATEMENT

Committee on Environment and Public Works: Subcommittee on Toxic Substances, Environmental Oversight, Research and Development held hearings on S. 1893, authorizing funds for the Asbestos School Hazard Abatement Act and to review implementation of the Asbestos Hazard Emergency Response Act and scientific questions surrounding asbestos exposure, receiving testimony from Senator Wallop; Representative Shays; Linda Fisher, Assistant Administrator for Pesticides and Toxic Substances, Environmental Protection Agency; Richard Lemen, Assistant Director, National Institute for Occupational Safety and Health, Centers for Disease Control, Department of Health and Human Services; Henry Lee, Harvard University, Cambridge, Massachusetts; J. Bernard L. Gee, Yale School of Medicine, New Haven, Connecticut; Gregory Veith, Catholic Archdiocese of Chicago, Illinois, on behalf of Council for American Private Education; Toni Siskin, Broward County Schools, Ft. Lauderdale, Florida, on behalf of the National School Boards Association; Philip Landrigan, Mount Sinai School of Medicine, New York, New York; and Joel Packer, National Education Association, and Dolores Delaney, National PTA Board of Directors, both of Washington, DC.

Hearings were recessed subject to call.

PUERTO RICO

Committee on Finance: Committee resumed hearings on S. 712, to provide for a referendum on the political status of Puerto Rico, focusing on economic implications of Statehood for Puerto Rico, receiving testimony from Philip D. Morrison, International Tax Counsel, Office of Tax Policy, Department of the Treasury; Martin H. Gerry, Assistant Secretary of Health and Human Services for Planning and Evaluation; Robert D. Reischauer, Director, and Frederick C. Ribe, Assistant Director for Fiscal Analysis, both of the Congressional Budget Office; Harvey Galper, former Director, Office of Tax Analysis, Department of the Treasury, and Michael J. McKee, Quick, Finan and Associates, both of Washington, D.C.; Jose R. Oyola, University of Puerto Rico, Mayaguez, on behalf of Puerto Ricans for Civic Action; and Benny Frankie Cerezo, Puerto Rican Statehood Movement, Jose M. Berrocal, on behalf of the Governor of the Commonwealth of Puerto Rico, Fernando Martin, Puerto Rican Independence Party, Pedro A. Parrilla, University of Puerto Rico, and Teodoro Moscoso, formerly of the Puerto Rico Economic Development Administration, all of San Juan, Puerto Rico.

Hearings were recessed subject to call.

EUROPEAN TALKS

Committee on Foreign Relations: Subcommittee on European Affairs met in closed session to receive a briefing on the forthcoming U.S.-Soviet summit with respect to nuclear and conventional force issues from Raymond Seitz, Assistant Secretary of State for European and Canadian Affairs.

Subcommittee recessed subject to call.

NONDEVELOPMENTAL ITEMS ACQUISITION

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management concluded hearings on S. 1957, to provide for the efficient and cost effective acquisition of nondevelopmental items (commercial and off-the-shelf products) for Federal agencies, after receiving testimony from Allan V. Burman, Administrator, Office of Federal Procurement Policy, Office of Management and Budget; Richard G. Austin, Acting Administrator, and Richard H. Hopf III, Associate Administrator, Office of Acquisition Policy, both of the General Services Administration; and David J. Burke, Digital Equipment Corporation, Maynard, Massachusetts, Thomas A. Ryan, Xerox Corporation, Stamford, Connecticut, and Ronald W. Gallier, Multigraphics, Mt. Prospect, Illinois, all on behalf of the Computer and Business Equipment Manufacturers Association.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of David H. Souter, of New Hampshire, to be United States Circuit Judge for the First Circuit, Raymond C. Clevenger, III, of the District of Columbia, to be United States Circuit Judge for the Federal Circuit, Samuel A. Alito, Jr., of New Jersey, to be United States Circuit Judge for the Third Circuit, Lawrence M. McKenna, to be United States District Judge for the Southern District of New York, James F. McClure, Jr., to be United States District Judge for the Middle District of Pennsylvania, Joseph M. Hood, to be United States District Judge for the Eastern District of Kentucky, Robert E. Jones, to be United States District Judge for the District of Oregon, and D. Brock Hornby, to be United States District Judge for the District of Maine;

S.J. Res. 14, proposing an amendment to the Constitution of the United States to allow the President to veto items of appropriation; and

S.J. Res. 23, proposing an amendment to the Constitution authorizing the President to disapprove or reduce an item of appropriations.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of William M. Nickerson, to be United States District Judge for the District of Maryland, James K. Singleton, Jr., to be United States District Judge for the District of Alaska, Jack D. Shanstrom, to be United States District Judge for the District of Montana, and Stephen M. McNamee, to be United States District Judge for the District of Arizona, after the nominees testified and answered questions in their own behalf. Mr. Nickerson was introduced by Senator Sarbanes and Representative Bentley, Mr. Singleton was introduced by Senators Stevens and Murkowski, Mr. Shanstrom was introduced by Senator Burns, and Mr. McNamee was introduced by Senators DeConcini and McCain.

TUBERCULOSIS PROGRAM

Committee on Labor and Human Resources: Committee concluded hearings on proposed legislation authorizing funds for the tuberculosis prevention and control program of the Centers for Disease Control, Department of Health and Human Services, after receiving testimony from Alan R. Hinman, Director, Center for Prevention Services, and Dixie E. Snider, Director, Division of Tuberculosis Control, both of the Centers for Disease Control, Department of Health and Human Services; Charles Nolan, Seattle-King County Department of Public Health, Seattle, Washington; F. E. Thompson, Jr., Mississippi Department of Health, Jackson; George Comstock, Johns Hopkins University, Hagerstown, Maryland; and Lee B. Reichman, American Lung Association/American Thoracic Society, Newark, New Jersey.

House of Representatives

Chamber Action

Bills Introduced: 40 public bills, H.R. 4636–4675; and 6 resolutions, H. Con. Res. 312–316, and H. Res. 385 were introduced.

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Reports Filed: Reports were filed as follows:

H.R. 3533, to amend the Earthquake Hazards Reduction Act of 1977 to improve the Federal effort to reduce earthquake hazards, amended (H. Rept. 101–464);

H.R. 4111, to amend the Mining and Mineral Resources Research Institute Act of 1984, amended (H. Rept. 101–465); and

H.R. 4557, to amend title 38, United States Code, to improve the capability of the Department of Veterans Affairs to recruit and retain physicians and dentists through increases in special pay authorities, to revise and improve recruitment and retention of nurses in the Department by providing greater flexibility in pay system for nurses, and to authorize collective bargaining over conditions of employment for health-care employees of the Department of Veterans Affairs, amended (H. Rept. 101–466).

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Mexico-United States Parliamentary Group: The Speaker appointed as members of the United States delegation of the Mexico-United States Interparliamentary Group for the second session of the 101st Congress, the following Members on the part of the House: Representatives de la Garza, Chairman, Yatron, Vice Chairman, Gephardt, Rangel, Miller of California, Gejdenson, Coleman of Texas, Lagomarsino, Dreier of California, DeLay, Gilman, and Goodling.

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Oil Pollution Limitation: The Speaker made the following supplemental appointments of conferees on the conference on H.R. 1465, to establish limitations on liability for damages resulting from oil pollution, and to establish a fund for the payment of compensation for such damages:

From the Committee on Ways and Means, for consideration of title VII and sections 1001(10), 1006(f), 1006(g)(4), 4302, and 8102(f) of the House bill and so much of section 8202 of the House bill as would add a new section 210(c)(5) to the Trans-Alaska Pipeline Authorization Act, and sections 103(b), 103(c), 356, 401(b), and 512 of the Senate amendment, and modifications committed to conference: Representatives Rostenkowski, Gibbons, Pickle, Rangel, Stark, Archer, Vander Jagt, and Crane.

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Budget Resolution: House concluded all general debate and began consideration of amendments to H. Con. Res. 310, setting forth the congressional budget for the Unit-

ed States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995; but came to no resolution thereon. Consideration of amendments under the rule will resume on Tuesday, May 1.

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Rejected:

The Kasich amendment in the nature of a substitute, that sought to freeze budget authority at the fiscal year 1990 levels for both defense and non-defense programs; reduce fiscal year 1991 defense budget authority by $14.2 billion (the resolution's reduction totaled $32.8 billion), and reduce defense outlays by $9.6 billion (the resolution's reduction totaled $11.5 billion); provide for Medicare savings of $3.2 billion (an increase of $1.5 billion over the resolution); and increase fiscal year 1991 revenues a total of $13.2 billion (slightly below the resolution's level) (rejected by a recorded vote of 106 ayes to 305 noes, Roll No. 84); and

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The Dannemeyer amendment in the nature of a substitute, that sought to freeze spending at fiscal year 1990 levels for defense, but not for domestic programs; reduce fiscal year 1991 defense budget authority by $14.2 billion (the resolution's reduction equaled $32.8 billion); reduce defense outlays by $10.2 billion (the resolution's reduction equaled $11.5 billion; and propose the refinancing of the national debt with gold backed bonds, estimated to produce a $39 billion reduction in federal interest costs for fiscal year 1991 (rejected by a recorded vote of 48 ayes to 354 noes, Roll No. 85).

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H. Res. 382, providing for the further consideration of the resolution, was agreed to earlier by a voice vote.

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Late Reports: Committee on Veteran's Affairs received permission to have until midnight tonight to file reports on H.R. 4390, to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to make grants (in conjunction with the Secretary of Defense) for the establishment of research centers at qualifying medical schools to carry out medical research in areas of interest to the Department of Veterans Affairs; and H.R. 4557, to amend title 38, United States Code, to improve the capability of the Department of Veterans Affairs to recruit and retain physicians and dentists through increases in special pay authorities, to revise and improve recruitment and retention of nurses in the Department by providing greater flexibility in the pay system for nurses, and to authorize collective bargaining over conditions of employment for health-care employees of the Department of Veterans Affairs.

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Presidential Message—Fisheries Agreement: Read a message from the President wherein he transmits an agreement between the United States and the People's Republic of China amending and extending the 1985 agreement concerning fisheries off the coast of the United States—referred to the Committee on Merchant Marine and Fisheries and ordered printed (H. Doc. 101–181).

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Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 8401

Quorum Calls—Votes: One quorum call and two recorded votes developed during the proceedings of the House today and appear on pages 8376 and 8385.

Adjournment: Met at 11 a.m. and adjourned at 4:53 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feed Grains approved for full Committee action the Wheat, Soybeans and Feed Grains titles of the 1990 Farm bill.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Strategic Defense Initiative. Testimony was heard from Lt. Gen. George L. Monahan, Jr., USAF, Director, Strategic Defense Initiative Organization, Department of the Air Force.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on National Endowment for the Arts. Testimony was heard from John Frohnmayer, Chairman, National Endowment for the Arts.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation concluded appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD-Independent Agencies concluded hearings on the EPA. Testimony was heard from William K. Reilly, Administrator, EPA.

The Subcommittee also held a hearing on Neighborhood Reinvestment Corporation, National Institute of Building Sciences, National Credit Union Administration and Council on Environmental Quality. Testimony was heard from William A. Whiteside, Executive Director,

Neighborhood Reinvestment Corporation; William King, Chairman, Board of Directors, National Institute of Building Sciences; Robert J. LaPorte, President Central Liquidity Facility, National Credit Union Administration; and Michael R. Deland, Chairman, Council on Environmental Quality.

MAJOR AIRCRAFT REVIEW

Committee on Armed Services: Held a hearing on the Secretary of Defense's Major Aircraft Review. Testimony was heard from Richard P. Cheney, Secretary of Defense.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development began consideration of H.R. 1180, Housing and Community Development Act of 1989.

Will continue May 1.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Health and Safety held an oversight hearing on the Mine Safety and Health Administration. Testimony was heard from William James Tattersall, Assistant Secretary, Mine Safety and Health Administration, Department of Labor.

HEALTH CARE RECOMMENDATIONS OF THE PEPPER COMMISSION

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness and the Subcommittee on Health and the Environment held a joint hearing on the health care recommendations of the Pepper Commission and their implications for the private health insurance market. Testimony was heard from Senator Rockefeller, Chairman, U.S. Bipartisan Commission on Comprehensive Health Care; Representative Oakar; and public witnesses.

TELECOMMUNICATIONS POLICY ACT—MANUFACTURING PROVISIONS

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on the manufacturing provisions in the Telecommunications Policy Act of 1990. Testimony was heard from public witnesses.

FOREIGN ASSISTANCE

Committee on Foreign Affairs: Ordered reported the following bills: H.R. 4610, to authorize assistance for fiscal year 1991 for emerging democracies in Eastern Europe and Central America, to enact foreign assistance authorization legislation, to authorize appropriations for the Peace Corps, the Department of State, and the U.S. Information Agency; and H.R. 4636, to authorize supplemental economic assistance for fiscal year 1990 to support Democracy in Panama, Nicaragua, Haiti and South Africa.

UNITED STATES-IRAQI RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on United States-Iraqi Relations. Testimony was heard from John H. Kelly, Assistant Secretary, Near East and South Asian Affairs, Department of State.

COMMERCIAL ACTIVITIES CONTRACTING PROCEDURES ACT

Committee on Government Operations: Subcommittee on Legislation and National Security concluded hearings on H.R. 4015, Commercial Activities Contracting Procedures Act of 1990. Testimony ws heard from Allen V. Burman, Administrator, Office of Federal Procurement Policy, OMB; William B. Early, Deputy Comptroller, Budget, GSA; Samuel W. Keller, Associate Deputy Administrator, NOAA, Department of Commerce; David Berteau, Principal Deputy Assistant Secretary, Production and Logistics, Department of Defense; Weldon L. Kennedy, Assistant Director, Administrative Services Division, FBI, Department of Justice; and public witnesses.

CRITICAL SOFTWARE MANAGEMENT—SUBMARINE COMBAT SYSTEM

Committee on Government Operations: Subcommittee on Legislation and National Security held an oversight hearing on Mission Critical Software Management of the Submarine Combat System (BSY–2). Testimony was heard from the following officials of the GAO: Frank C. Conahan, Assistant Comptroller General, National Security and International Affairs Division; and Ralph V. Carlone, Assistant Comptroller General, Information Management and Technology Division; the following officials of the Department of Defense: C. Joseph Martin, Director, Naval Warfare and Mobility; Jerry Cann, Assistant Secretary of the Navy, (Research Development and Acquisition); and Vice Adm. Daniel L. Cooper, USN, Assistant Chief of Naval Operations (Undersea Warfare).

LIBRARY OF CONGRESS HIRING POLICIES

Committee on House Administration: Subcommittee on Libraries and Memorials and the Subcommittee on Civil Service of the Committee on Post Office and Civil Service held a joint hearing on Library of Congress hiring policies. Testimony was heard from Representative Owens of New York; the following officials of the Library of Congress: James Billington, Librarian; and Tommy Shaw, Chief of Test and Validation Division; and public witnesses.

WESTERN SHOSHONE

Committee on Interior and Insular Affairs: Held a hearing on H.R. 3384, relating to the establishment of a Western Shoshone judgment roll and providing for the apportionment and distribution of the award in Indian Claims Commission docket numbered 326–K. Testimony was heard from Walter R. Mills, Deputy to the Assistant Sec-

retary, Indian Affairs (Operations), Department of the Interior; and public witnesses.

COALFIELD ENVIRONMENT ENHANCEMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources approved for full Committee action amended H.R. 4053, Coalfield Environment Enchancement Act of 1990.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action amended the following bills: H.R. 3383, to authorize the National Park Service to conduct a study of the park system boundaries; and H.R. 1037, to prohibit the sale for export of unprocessed timber from Federal lands west of the 100th meridian in the contiguous 48 states.

COLORADO RIVER STORAGE PROJECT ACT AMENDMENTS

Committee on Interior and Insular Affairs: Subcommittee on Water, Power and Offshore Energy and the Subcommittee on National Parks and Public Lands held a joint hearing on H.R. 4498, to amend the Colorado River Storage Project Act, to direct the Secretary of the Interior to establish and implement emergency interim operational criteria at Glen Canyon Dam. Testimony was heard from Duane L. Shroufe, Director, Game and Fish Department, State of Arizona; and public witnesses.

HANDGUN VIOLENCE PREVENTION ACT

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 993, Handgun Violence Prevention Act of 1989. Testimony was heard from Edward S.G. Dennis, Jr., Assistant Attorney General, Criminal Division, Department of Justice; Richard Cook, Chief, Firearms Division Law Enforcement, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Economic and Commercial Law approved for full Committee action the following bills: H.R. 4611, National Cooperative Research Act Amendments of 1990; H.R. 4612, to amend title II of the United States Code regarding swap agreements and forward contracts; and H.R. 29, amended, Interlocking Directorates Act of 1990.

POSTAL RATE COMMISSION CLARIFICATION

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services held a hearing on H.R. 4159, to provide clarification relating to factors which are to be considered by the Postal Rate Commission whenever it receives a request from the Postal Service to change postal rates or fees. Testimony was heard from George Haley, Chairman, Postal Rate Commission; Harold J. Hughes, General Counsel, U.S. Postal Service; and public witnesses.

SCIENCE TECHNOLOGY AND AMERICAN FOREIGN POLICY

Committee on Science, Space, and Technology: Subcommittee on International, Scientific Cooperation concluded hearings on Science Technology and American Foreign Policy. Testimony was heard from Thomas Ratchford, Office of Science and Technology Policy; John P. Boright, Acting Deputy Assistant Secretary, Science and Technology Affairs, Department of State; Deborah L. Wince-Smith, Assistant Secretary, Technology Policy, Department of Commerce; and Richard Ries, Acting Director, Division of International Programs, NSF.

TECHNOLOGY TRANSFER

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technology held a hearing on Copyright Protection for Intellectual Property to Enhance Technology Transfer. Testimony was heard from Lee W. Mercer, Deputy Under Secretary, Technology, Department of Commerce; John Ols, Director, Resources, Community and Economic Development Division, GAO; James W. Curlin, Program Manager, Communication and Information Technologies Program, OTA; Ralph Oman; of Copyright, Library of Congress; Robert Kempf, Associate General Counsel, Intellectual Property, NASA; Beatrice Farr, Army Research Institute, Department of the Army; and public witnesses.

FAA R&D AUTHORIZATION

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials concluded hearings on fiscal year 1991 FAA R&D authorization. Testimony was heard from the following officials of the FAA, Department of Transportation: Joseph M. Del Balzo, Executive Director, System Development; and Dale E. McDaniel, Deputy Associate Administrator, Policy Planning and International Aviation; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

COMMITTEE BUSINESS

Committee on Veterans' Affairs: Ordered reported the following: H.R. 4557, Department of Veterans Affairs Health Professional Compensation and Labor-Relations Act of 1990; H.R. 4390, to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to make grants (in conjunction with the Secretary of Defense) for the establishment of research centers at qualifying medical schools to carry out medical research in areas of interest to the Department of Veterans Affairs.

The Committee also approved the Department of Veterans' Affairs fiscal year 1991 Medical Construction Resolution.

DVA HOME LOAN GUARANTY PROGRAM

Committee on Veterans' Affairs: Subcommittee on Housing and Memorial Affairs held a hearing on DVA Home Loan Guaranty program. Testimony was heard from Gen. D'Wayne Gray, USMC, (Rtd.) Chief Benefits Director, Department of Veterans Affairs; Arthur Hill, President, Government National Mortgage Association; representatives of veterans organizations; and public witnesses.

MEDICAL MALPRACTICE

Committee on Ways and Means: Subcommittee on Health held a hearing on issues related to medical malpractice. Testimony was heard from Charles A. Bowsher, Comptroller General of the United States, GAO; and public witnesses.

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Friday, April 27, 1990

Senate

Chamber Action

Routine Proceedings, pages 8577–8708

Measures Introduced: Eight bills and two resolutions were introduced as follows: S. 2534–2541, S. Res. 277, and S.J. Res. 302.

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Measures Passed:

Private Relief: Senate passed S. 1683, for the relief of Paula Grzyb.

Page 8705

Private Relief: Senate passed S. 1814, for the relief of Wilson Johan Sherrouse.

Page 8705

Private Relief: Senate passed H.R. 756, for the relief of Shelton Anthony Smith.

Page 8705

Dire Emergency Supplemental Appropriations, 1990: Senate continued consideration of H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for fiscal year ending September 30, 1990, agreeing to further committee amendments (with certain exceptions), and taking action on additional amendments proposed thereto, as follows:

Pages 8577, 8598, 8607, 8619

Adopted:

(1) By a unanimous vote of 96 yeas (Vote No. 66), Byrd Amendment No. 1540, to require a study and report on how United States foreign assistance programs may promote United States economic competitiveness.

Page 8583

(2) By a unanimous vote of 96 yeas (Vote No. 67), committee amendment on page 25, beginning on line 17, relating to the preservation of tropical forests and other environmental activities in Nicaragua.

Pages 8584, 8591

(3) By a unanimous vote of 96 yeas (Vote No. 70), Adams Amendment No. 1542 (to Committee Amendment on page 57, line 5), to provide for a study in the District of Columbia for a system of early childhood educational development programs.

Page 8591

(4) Byrd (for Levin/Pell) Amendment No. 1543, to ensure Panamanian cooperation combatting drug money laundering.

Page 8598

(5) Leahy Amendment No. 1544, to make a technical correction.

Page 8598

(6) Leahy (for Armstrong) Amendment No. 1545, to ensure funds are available for Soviet Pentecostal, Evangelicals and Baptists caught in the Soviet Underground Railroad.

Page 8598

(7) Leahy (for Hatch) Amendment No. 1546, to provide development assistance for anti-narcotics efforts of Bolivia and Peru.

Page 8599

(8) Leahy (for Kennedy) Amendment No. 1547, to provide development assistance for Chile.

Page 8599

(9) Gramm (for Stevens) Amendment No. 1548, relating to the removal of chemical munitions from the Federal Republic of Germany.

Page 8601

(10) Hatfield (for Heinz/Specter) Amendment No. 1551, to provide an extension to the Beechwood Housing Development Grant project in Pittsburgh, Pennsylvania.

Page 8619

(11) Byrd (for Bradley) Amendment No. 1552, to provide for the recycling of batteries in the State of New Jersey.

Page 8619

Pending:

Gramm Amendment No. 1550 (to committee amendment beginning on page 57, line 5), to institute the death penalty for drug-related murders in the District of Columbia. (By 27 yeas to 60 nays (Vote No. 71) Senate failed to table the amendment).

Page 8608

Withdrawn:

39-059 O-94-9 (Pt. 27)

(1) Helms Amendment No. 1541, to prevent the provision of foreign aid to Nicaragua as long as certain Sandinista leaders maintain government military posts.

Page 8587

Ruled Out of Order:

Dixon Amendment No. 1549, relating to Air Force operation and maintenance expenditures.

Page 8607

During consideration of this measure today, Senate also took the following action:

By 45 yeas to 51 nays (Vote No. 68), upon appeal, Senate failed to sustain the ruling of the Chair that the threshold relationship between the committee amendment beginning on page 57, line 5, relating to the use of Federal funds to perform abortions in the District of Columbia, and the legislation of the House of Representative beginning on page 36, line 10, relating to necessary expenses associated with the survey and certification of clinical laboratories, and thus the ruling of the Chair, stating that the defense of germaneness is not available for the pending reported committee amendment, was overruled.

Page 8593

By 54 yeas to 42 nays (Vote No. 69), committee amendment beginning on page 57, line 5, to restrict the use of Federal funds to perform abortions in the District of Columbia except under certain circumstances, was ruled germane.

Page 8604

A unanimous-consent agreement was reached providing for consideration of certain amendments to be proposed to the bill on Monday, April 30.

Page 8615

Senate will continue consideration of the bill and amendments to be proposed thereto, on Monday, April 30.

Page 8708

Hatch Act Reform Amendments, 1989—Cloture Motion: A motion was entered to close further debate on the motion to proceed to consideration of S. 135, to amend title 5, United States Code, to restore to Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, and to protect such employees from improper political solicitations, and by unanimous consent, a vote on the cloture motion will occur on Tuesday, May 1, at 7 p.m., with the mandatory live quorum call having been waived.

Page 8621

Measures Indefinitely Postponed:

Taxation of Excess Health Benefits: S. 1185, to amend the Internal Revenue Code of 1986 to allow a credit for health insurance premium costs, to make the credit for dependent care refundable, and to simplify the antidiscrimination rules applicable to certain employee benefit plans.

Page 8705

Poland's Eligibility for GSP: S. 1262, to amend the Trade Act of 1974 to make Poland eligible for the Generalized System of Preferences.

Page 8705

Nominations Confirmed: Senate confirmed the following nominations:

Raymond C. Clevenger, III, of the District of Columbia, to be United States Circuit Judge for the Federal Circuit.

David H. Souter, of New Hampshire, to be United States Circuit Judge for the First Circuit.

Joseph M. Hood, to be United States District Judge for the Eastern District of Kentucky.

James F. McClure, Jr., to be United States District Judge for the Middle District of Pennsylvania.

Lawrence M. McKenna, to be United States District Judge for the Southern District of New York.

Samuel A. Alito, Jr., of New Jersey, to be United States Circuit Judge for the Third Circuit.

Robert E. Jones, to be United States District Judge for the District of Oregon.

D. Brock Hornby, to be United States District Judge for the District of Maine.

96 Air Force nominations in the rank of general.

1 Army nomination in the rank of .

63 Army nominations in the rank of general.

23 Marine Corps nominations in the rank of general.

3 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy.

Page 8709

Nominations Received: Senate received the following nominations:

1 Air Force nomination in the rank of Chief of Staff, United States Air Force.

1 Navy nomination in the rank of admiral.

Page 8710

Statements on Introduced Bills: Page 8636

Additional Cosponsors: Page 8661

Amendments Submitted: Page 8666

Authority for Committees: Page 8667

Additional Statements: Page 8698

Text of H.R. 1594 as Previously Passed: Page 8668

Record Votes: Six record votes were taken today. (Total—71)

Pages 8584, 8591, 8593, 8604, 8612

Recess: Senate convened at 9 a.m., and recessed at 6:06 p.m., until 11:30 a.m., on Monday, April 30, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 8709.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee continued consideration of proposed legislation to strengthen and improve U.S. agricultural programs, focusing on organic certification provisions, but did not complete action thereon, and will meet again on Wednesday, May 2.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Conventional Forces and Alliance Defense resumed hearings on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on the Air Force's force structure and modernization plans, receiving testimony from Maj. Gen. John E. Jaquish, USAF, Director of Tactical Programs, Office of the Assistant Secretary of the Air Force for Acquisition, and Maj. Gen. Richard E. Hawley, USAF, Director of Operations, Office of the Deputy Chief of Staff for Plans and Operations, both of the Department of the Air Force.

Subcommittee will meet again Wednesday, May 2.

LOW-INCOME TAX CREDITS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on MOD REHAB/HUD Investigations held hearings to examine the utilization of the low-income housing tax credit program of the Department of Housing and Urban Development, receiving testimony from John M. Ols, Jr., Director, Housing and Community Development Issues, Resources, Community and Economic Development Division, General Accounting Office; John Weicher, Assistant Secretary for Policy Development and Research, Fred Eggers, Associate Deputy Assistant Secretary for Economic Affairs, and James Logue, Deputy Assistant Secretary for Multifamily Housing, all of the Department of Housing and Urban Development; David G. Blattner, Assistant Commissioner for Examination, Internal Revenue Service, and Susan Reaman, Assistant Branch Chief, Office of the Chief Counsel, both of the Department of the Treasury; Mark Hendrickson, Florida Housing Finance Agency, Tallahassee, representing the National Council of State Housing Agencies; F. Barton Harvey III, The Enterprise Foundation, Columbia, Maryland; and William E. Haynsworth, The Boston Financial Group Inc., Boston, Massachusetts.

Subcommittee recessed subject to call.

AIRWAY IMPROVEMENT

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation held hearings on S. 2268, authorizing funds for fiscal years 1991 and 1992 for certain programs of the Federal Aviation Administration, Department of Transportation, receiving testimony from James B. Busey, IV, Administrator, Michael Moffett, Assistant Administrator for Policy, Planning, and International Aviation, and Leonard Griggs, Assistant Administrator for Airports, all of the Federal Aviation Administration, Department of Transportation.

Hearings continue on Thursday, May 10.

SUPER 301

Committee on Finance: Subcommittee on International Trade held hearings on the effectiveness of Super 301, a provision of the Omnibus Trade and Competitiveness Act of 1988 which created a program to eliminate the major trade barriers of foreign countries, receiving testimony from R. K. Morris, National Association of Manufacturers, John E. Howard, U.S. Chamber of Commerce, and Suzanne P. Tichenor, Cray Research, Inc., all of Washington, D.C.; Robert L. Donnelly, Contact Lumber Company, Portland, Oregon; and David C. Hill, Allied-Signal Inc., Morristown, New Jersey.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Paul C. Lambert, of New York, to be Ambassador to the Republic of Ecuador, after the nominee testified and answered questions in his own behalf.

INTERNATIONAL MONEY LAUNDERING

Committee on Foreign Relations: Committee concluded hearings to examine law enforcement and foreign policy issues with respect to international money laundering activities, after receiving testimony from John E. Robson, Deputy Secretary of the Treasury; and Edward S.G. Dennis, Jr., Deputy Assistant Attorney General, Criminal Division, Department of Justice.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Jessica L. Parks, of Georgia, to be a Member of the Merit Systems Protection Board, after the nominee, who was introduced by Senator Nunn, testified and answered questions in her own behalf.

POSTAL SERVICE

Committee on Governmental Affairs: Subcommittee on Federal Services, Post Office, and Civil Service held oversight hearings on activities of the U.S. Postal Service, receiving testimony from L. Nye Stevens, Director, Government Business Operations Issues, and Willis L. Elmore, Assistant Director, both of the General Government Division, General Accounting Office; Mayor Linda Shaw, Lakewood, Colorado, on behalf of the National League of Cities; Charles D. Morgan, Jr., Acxiom Corporation, Conway, Arkansas, on behalf of the Third Class Mailers Association; Richard A. Barton, Direct Marketing Association, Jeffrey H. Joseph, U.S. Chamber of Commerce,

James I. Campbell Jr., Air Courier Conference of America, Arthur Eden, National Economic Research Associates, Inc., Daniel P. Doherty, Alliance of Nonprofit Mailers, and Joseph W. Belluck, Center for Study of Responsive Law, all of Washington, D.C.; Gerald M. Levin, Time Warner Inc., New York, New York, on behalf of the Mailers Council; and Douglas S. Dibbert, University of North Carolina, Chapel Hill, on behalf of the American Council on Education and the Council of Alumni Association Executives.

Hearings were recessed subject to call.

AUTHORIZATIONS—ARTS

Committee on Labor and Human Resources: Subcommittee on Education, Arts, and Humanities concluded hearings on proposed legislation authorizing funds for the National Foundation on the Arts and Humanities, focusing on the National Endowment for the Arts, after receiving testimony from Maestro Mstislav Rostropovich, John F. Kennedy Center for the Performing Arts, John H. Buchanan, Jr., People for the American Way, H. Robert Showers, Gammon and Grange, Jane Chastain, Concerned Women for America, and Phyllis Schlafly, Eagle Forum, all of Washington, D.C.; Lee C. Bollinger, University of Michigan, Ann Arbor; Kathleen M. Sullivan, Harvard Law School, Cambridge, Massachusetts; Bruce Fein, Blaustein and Fein, Great Falls, Virginia; Dorothy Ilgen, Kansas Arts Commission, Topeka, on behalf of the National Assembly of State Arts Agencies; Madeline M. Rabb, Chicago Department of Cultural Affairs, Chicago, Illinois, on behalf of the National Assembly of Local Arts Agencies; Kathryn A. Martin, Wayne State University, Detroit, Michigan, on behalf of the National Coalition for Education in the Arts; and Fred Lazarus, IV, Maryland Institute College of Art, Baltimore, on behalf of the National Assembly for Visual Arts Education.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held on noon Monday, April 30.

Committee Meetings

No Committee meetings were held.

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Monday, April 30, 1990

Senate

Chamber Action

Routine Proceedings, pages 8717–8808

Measures Introduced: Three bills were introduced as follows: S. 2542–2544.

Page 8796

Dire Emergency Supplemental Appropriations, 1990: Senate continued consideration of H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for fiscal year ending September 30, 1990, agreeing to a further committee amendment, and taking action on additional amendments proposed thereto, as follows:

Page 8720

Adopted:

(1) Dixon Amendment No. 1549, to nullify the restriction on the obligation or expenditure of funds appropriated in fiscal year 1990 for Air Force operation and maintenance pending settlement of a disputed contract.

Pages 8743, 8782

(2) Byrd Amendment No. 1556, to make a technical correction.

Page 8754

(3) Kohl Amendment No. 1557, to provide additional funds for the Department of Education's school dropout prevention program.

Page 8754

(4) Byrd (for Bumpers) Amendment No. 1558, to amend section 2111 of the Public Health Service Act with respect to vaccine compensation.

Page 8758

(5) Byrd (for Inouye) Amendment No. 1559, providing additional funds for school improvement programs for Indian youth and Hawaiian Natives.

Page 8759

(6) Byrd Amendment No. 1560, of a technical nature.

Page 8759

(7) Simpson Amendment No. 1561, to compensate owners of property damaged by forest fires that were permitted to burn out of control.

Page 8760

(8) Gramm Amendment No. 1550 (to committee amendment beginning on page 57, line 5), to institute the death penalty for drug-related murders in the District of Columbia.

Page 8721

Rejected:

(1) Conrad Amendment No. 1555, to forgive producers who have been adversely affected by a major disaster or emergency occurring in 1990 from repaying certain advance deficiency payments. (By 52 yeas to 43 nays (Vote No. 72), Senate tabled the amendment.)

Page 8735

Withdrawn:

(1) Danforth Amendment No. 1553, expressing the sense of the Senate that neither the Supreme Court nor any inferior court of the United States shall have the power to instruct or order a State or political subdivision

thereof, or an official of such State or political subdivision, to lay or increase taxes.

Pages 8721, 8764

(2) Leahy (for Cranston/Kerrey) Amendment No. 1564, to make available assistance to international refugee agencies for assistance to children in Cambodia.

Page 8786

During consideration of this measure today, Senate also took the following action:

By 39 yeas to 57 nays (Vote No. 73), Senate failed to table Dixon Amendment No. 1549, listed above.

Page 8782

By 48 yeas to 50 nays (Vote No. 74), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 302(f) of the Congressional Budget Act with respect to the consideration of Wirth Amendment No. 1554, to make additional funds available to the Department of Justice for financial fraud investigations. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Pages 8726, 8784

Heinz Modified Amendment No. 1563 (to Amendment No. 1554), of a perfecting nature, fell when Amendment No. 1554, listed above, was ruled out of order.

Pages 8780, 8782

A unanimous-consent agreement was reached providing for consideration of certain amendments to be proposed to the bill.

Page 8808

Senate will continue consideration of the bill and amendments to be proposed thereto, on Tuesday, May 1.

Presidential Messages: Senate received the following messages from the President of the United States:

Report on the national emergency with respect to Panama, which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–114).

Page 8795

Nominations Received: Senate received the following nominations:

James L. Webb, of Oklahoma, to be United States Marshal for the Eastern District of Oklahoma.

Pamela Talkin, of New York, to be a Member of the Federal Labor Relations Authority.

1 Navy nomination in the rank of admiral.

Page 8808

Messages From the President: Page 8795

Statements on Introduced Bills: Page 8796

Additional Cosponsors: Page 8799

Amendments Submitted: Page 8800

Notices of Hearings: Page 8803

Authority for Committees: Page 8803

Additional Statements: Page 8803

Record Votes: Three record votes were taken today. (Total—74)

Pages 8781, 8782, 8784

Recess: Senate convened at 11:30 a.m., and recessed at 10:38 p.m., until 9 a.m., on Tuesday, May 1, 1990.

Committee Meeting

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Defense Industry and Technology resumed hearings on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on national and defense critical technology plans, receiving testimony from William D. Phillips, Associate Director for Industrial Technology, Office of Science and Technology Policy; Brig. Gen. Stephen P. Condon, USAF, Director, Program, Planning and Integration, Office of the Assistant Secretary of the Air Force for Acquisition; Philip A. Selwyn, Director, Office of Naval Technology, Department of the Navy; George T. Singley III, Deputy for Research and Technology, Office of the Assistant Secretary of the Army for Research, Development and Acquisition; Victor H. Reis, Deputy Director, Defense Advanced Research Projects Agency, and Dwight P. Duston, Director, Innovative Science and Technology Office, Strategic Defense Initiative Organization, both of the Department of Defense; and Thomas F. Faught, Jr., National Center for Advanced Technology, Washington, D.C.

Subcommittee will meet again Friday, May 4.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 4676–4682 were introduced.

Page 8715

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Bonior as Speaker pro tempore for today.

Page 8711

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 8714

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 12:32 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Indian Health Service. Testimony was heard from Dr. Everett R. Rhoades, Director, Indian Health Service, Department of Health and Human Services.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held an oversight hearing on drug treatment issues associated with the National Drug Abuse Strategy. Testimony was heard from Linda Morra, Director, Select Congressional Studies, Human Resources Division, GAO; the following officials of the Department of Health and Human Services: Michael F. Mangano, Deputy Inspector General, Evaluations and Inspections; Dr. Beny Primm, Director, Office for Treatment Improvement; and Dr. Elaine Johnson, Director, Office of Substance Abuse Prevention, both with the Alcohol, Drug Abuse, and Mental Health Administration; and public witnesses.

ALLEGATIONS OF APPARENT CONFLICTS OF INTEREST

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on allegations of apparent conflicts of interest between a scientist at NIH and a Biomedical Company. Testimony was heard from the following officials of the NIH, Department of Health and Human Services: Dr. William Raub, Acting Director; Dr. Richard H. Adamson, Director, Division of Cancer Etiology; and Dr. Prem Sarin, Deputy Chief, Laboratory of Tumor Cell Biology, Biological Carcinogenesis Program, Division of Cancer Etiology, both with the National Cancer Institute; and public witnesses.

EMERGING TELECOMMUNICATIONS TECHNOLOGIES ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance continued hearings on H.R. 2965, Emerging Telecommunications Technologies Act of 1989. Testimony was heard from Lt. Gen. James S. Cassidy, Joint Chiefs of Staff, Department of Defense; Kier Boyd, Deputy Assistant Director, Technical Services Division, FBI, Department of Justice; Charles T. Force, Associate Administrator, Space Operations, NOAA; and public witnesses.

ANTISMOKING ADVERTISEMENTS

Committee on Energy and Commerce: Subcommittee on Transportation and Hazardous Materials held a hearing on California's antismoking advertisements and shareholders' efforts to stop cigarette advertising. Testimony was heard from Dr. Kenneth M. Kizer, Director, Department of Health Services, State of California; and public witnesses.

ABUSES AND MISMANAGEMENT AND FAVORITISM IN HUD

Committee on Government Operations: Subcommittee on Employment and Housing continued hearings on Abuses, Mismanagement and Favoritism in the Department of Housing and Urban Development Programs. Testimony was heard from DuBois Gilliam, former Deputy Assistant Secretary, Policy and Development, Department of Housing and Urban Development.

Hearings continue May 2.

EUROPEAN COMMUNITY'S APPROACH TO TESTING AND CERTIFICATION

Committee on Small Business: Subcommittee on Exports, Tax Policy and Special Problems held a hearing on the European Community's Approach to Testing and Certification: Should the U.S. Government Play a Role? Testimony was heard from the following officials of the Department of Commerce: Stanley I. Warshaw, Director, Office of Standards Services, National Institute of Standards and Technology; and Charles M. Ludolph, Director, Office of European Community Affairs; Mark Orr, Deputy Assistant, Europe and the Mediterranean, Office of the U.S. Trade Representative; and public witnesses.

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Tuesday, May 1, 1990

Senate

Chamber Action

Routine Proceedings, pages 8819–8981

Measures Introduced: Fifteen bills and one resolution were introduced as follows: S. 2545–2559, and S.J. Res. 303.

Page 8902

Measures Passed:

Dire Emergency Supplemental Appropriations, 1990: Senate passed H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for fiscal year ending September 30, 1990, after taking action on additional amendments proposed thereto, as follows:

Pages 8825, 8849

Adopted:

(1) Bumpers Amendment No. 1565, to provide additional funds to the Food Safety Inspection Service.

Page 8849

(2) Byrd (for Pell/Helms) Amendment No. 1566, relating to the reporting language of the Senate Committee on Foreign Relations and the House Committee on Foreign Affairs in accordance with the procedures contained in the Foreign Assistance Act of 1961.

Page 8850

(3) Cochran (for Hatch) Amendment No. 1567, to provide for the lease of Marine Corps helicopters to Colombia.

Page 8851

(4) Byrd (for Cranston/Kerrey) Amendment No. 1564, to make available assistance to international refugee agencies for assistance to children in Cambodia.

Page 8852

(5) Kasten Amendment No. 1568, to restrict the use of assistance to Namibia under certain circumstances.

Page 8853

(6) By 73 yeas to 24 nays (Vote No. 75) D'Amato Amendment No. 1569, expressing the sense of the Senate to urge the President not to submit any United States-Soviet trade agreement until certain conditions are met.

Pages 8854, 8879

(7) Wirth Amendment No. 1570, to provide funds for the United Nations Environment Program Fund.

Page 8871

(8) Leahy Amendment No. 1571 (to Amendment No. 1570), in the nature of a substitute.

Page 8875

(9) Hatfield (for Bradley), Amendment No. 1572, to provide additional funds for the gifted and talented education program.

Page 8876

During consideration of this measure today, Senate also took the following action:

Committee amendment beginning on page 62 line 21, section 320 of the bill, was ruled as being in violation of section 306 of the Congressional Budget Act, and the amendment thus fell.

Page 8826

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Byrd, Inouye, Hollings, Johnston, Burdick, Leahy, Sasser, DeConcini, Bumpers, Lautenberg, Harkin, Mikulski, Reid, Adams, Fowler, Kerrey, Hatfield, Stevens, McClure, Garn, Cochran, Kasten, D'Amato, Rudman, Specter, Domenici, Grassley, and Nickles.

Page 8886

Simon Wiesenthal Center: Senate passed S. 2300, to provide financial assistance to the Simon Wiesenthal Center in Los Angeles, California, for the education programs of the Museum of Tolerance, after agreeing to the following amendment proposed thereto:

Page 8977

Mitchell (for Kennedy) Amendment No. 1573, of a technical nature.

Page 8977

Department of Education Day: Committee on the Judiciary was discharged from further consideration of S.J. Res. 294, to designate May 4, 1990, as "Department of Education Day", and the resolution was then passed.

Page 8978

Computer Program Protections: Senate passed S. 198, to amend title 17, United States Code, the Copyright Act to protect certain computer programs, after agreeing to a committee amendment in the nature of a substitute.

Page 8978

Inventions in Outer Space: Senate passed S. 459, to amend title 35, United States Code, and the National Aeronautics and Space Act of 1958, with respect to the use of inventions in outer space, after agreeing to a committee amendment in the nature of a substitute.

Page 8979

Hatch Act Reform Amendments: Senate began consideration of the motion to proceed to S. 135, to amend title 5, United States Code, to restore to Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, and to protect such employees from improper political solicitations.

Page 8887

By 70 yeas to 28 nays (Vote No. 76), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on the motion to proceed to the bill.

Page 8899

Senate will continue consideration of the motion to proceed on Wednesday, May 2, 1990.

Page 8981

Presidential Messages: Senate received the following messages from the President of the United States:

(1) Report on the national emergency with respect to Nicaragua, which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–115)

Page 8901

(2) Budget request of the District of Columbia, which was referred to the Committee on Governmental Affairs. (PM–116)

Page 8902

Measure Indefinitely Postponed: Senate indefinitely postponed further consideration of the following measure:

Department of Veterans Affairs Income Verification: S. 1633, to amend title 38, United Stated Code, and the Internal Revenue Code of 1986 regarding the use of Internal Revenue Service and Social Security Administration data for income verfication for purposes of laws administered by the Department of Veterans Affairs.

Page 8977

Appointments by the Presiding Officer:

Board of Visitors of the U.S. Naval Academy: The Chair, on behalf of the Vice President, pursuant to 10 U.S.C. 6968(a), appointed the following Senators to the Board of Visitors of the U.S. Naval Academy: Senators Mikulski and Hatfield from the Committee on Appropriations, Senator McCain from the Committee on Armed Services, and Senator Sarbanes, At-Large.

Page 8980

Board of Visitors of the U.S. Military Academy: The Chair, on behalf of the Vice President, pursuant to 10 U.S.C. 4355(a), appointed the following Senators to the Board of Visitors of the U.S. Military Academy: Senators Reid and D'Amato from the Committee on Appropriations, Senator Shelby from the Committee on Armed Services, and Senator Burns, At-Large.

Page 8980

Board of Visitors of the U.S. Air Force Academy: The Chair, on behalf of the Vice President, pursuant to 10 U.S.C. 9355(a), appointed the following Senators to the Board of Visitors of the U.S. Air Force Academy: Senators Cochran and Grassley from the Committee on Appropriations, Senator Wirth from the Committee on Armed Services, and Senator DeConcini, At-Large.

Page 8980

Advisory Commission on Student Financial Assistance: The Chair, on behalf of the President pro tempore, pursuant to Public Law 99–498, appointed Lynn M. Burns, of Rhode Island, to the Advisory Commission on Student Financial Assistance.

Page 8980

Messages From the President: Page 8901

Messages From the House: Page 8902

Statements on Introduced Bills: Page 8903

Additional Cosponsors: Page 8952

Amendments Submitted: Page 8954

Authority for Committees: Page 8955

Additional Statements: Page 8956

Record Votes: Two record votes were taken today. (Total—76)

Pages 8879, 8899

Recess: Senate convened at 9 a.m., and recessed at 8 p.m., until 11 a.m., on Wednesday, May 2, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 8981.)

Committee Meetings

APPROPRIATIONS—SUPREME COURT/ JUDICIARY/FTC

Committee on Appropriations: Subcommittee on Commerce, Justice, State, the Judiciary held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from Sandra Day O'Connor and Antonin Scalia, both Associate Justices of the Supreme Court of the United States; Richard S. Arnold, Judge, U.S. Courts of Appeals for the Eighth Circuit, and William G. Young, Judge, U.S. District Court for the District of Massachusetts, both on behalf of the Judicial Conference of the United States; L. Ralph Mecham, Director, Administrative Office of the United States Courts; and Janet D. Steiger, Chairman, Federal Trade Commission.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1991 for foreign assistance, receiving testimony from James A. Baker III, Secretary of State.

Subcommittee will meet again Monday, May 7.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Bureau of Land Management, receiving testimony from Cy Jamison, Director, Bureau of Land Management, Department of the Interior.

Subcommittee will meet again Monday, May 7.

DOE DEFENSE PROGRAMS

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence held hearings to review the state of Department of Energy nuclear weapons manufacturing facilities, focusing on complex modernization and environmental and waste management activities, receiving testimony from James D. Watkins, Secretary of Energy; and Leo Duffy, Director, Office of Environmental Restoration and Waste Management, Department of Energy.

Subcommittee will meet again Thursday, May 3.

URANIUM ENRICHMENT

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held oversight hearings on the need to restructure the Department of Energy's uranium enrichment program, receiving testimony from William H. Young, Assistant Secretary of Energy for Nuclear Energy; Bob Calabro, Manager, Nuclear Fuels, Tennessee Valley Authority; Robert A. Reinstein, Director, Energy and Natural Resources, Office of the United States Trade Representative; and Gerald W. Grandey, Uranium Producers of America, Washington, D.C.

Hearings were recessed subject to call.

NEW MEXICO RESOURCES

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on proposals to preserve and protect natural, historical, and cultural resources of New Mexico, including

S. 1831, S. 2014, S. 2143, S. 2165, S. 2254, S. 2429, S. 2430, and S. 2432, after receiving testimony from Representatives Skeen and Richardson; James M. Ridenour, Director, and Doug Faris, Associate Regional Director for Planning and Development, Southwest Regional Office (Santa Fe, New Mexico), both of the National Park Service, and Dean Stepanek, Deputy Director, Bureau of Land Management, all of the Department of the Interior; James C. Overbay, Deputy Chief, Forest Service, Department of Agriculture; Dale Giese, Western New Mexico University, Silver City; Debbie Sease, Sierra Club, Washington, D.C.; and Bruce Craig, National Parks and Conservation Association, Washington, D.C.

LAW OF THE SEA CONVENTION

Committee on Foreign Relations: Committee concluded hearings to examine U.S. participation in the United Nations Convention on the Law of the Sea (Ex. N, 86th Cong., 1st sess.), after receiving testimony from Elliot L. Richardson, Washington, D.C., former Special Representative of the President for the Law of the Sea Convention; James L. Malone, Monterey, California, former Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs; Lewis M. Alexander, University of Rhode Island, Kingston; and James R. Silkenat, American Bar Association (Section of International Law and Practice), New York, New York.

COMMUNITY SERVICES BLOCK GRANT

Committee on Labor and Human Resources: Subcommittee on Children, Family, Drugs, and Alcoholism concluded hearings on proposed legislation authorizing funds for the community services block grant program of the Department of Health and Human Services, after receiving testimony from Grant Lee, People's Regional Opportunity Program, Portland, Maine; Charles H. Smallwood, Maryland Office of Community Services, Annapolis; Matthew E. Melmed, Connecticut Association for Human Services, Hartford; Ann Kagie, Utah State Community Services Office, Salt Lake City, on behalf of the National Association for State Community Service Program; Nadine Dowdell, Jeffersonville, Indiana; Marilyn Bender, Cranston, Rhode Island; and Donald L. Lowe, Prescott, Kansas.

OSHA REFORM

Committee on Labor and Human Resources: Subcommittee on Labor held hearings on S. 2154, S. 490, and S. 2442, to increase criminal and civil penalties imposed for certain violations of the Occupational Safety and Health Act of 1970, and to expand the rights of victims of occupational safety and health hazards, receiving testimony from Senator Lautenberg; Representative Lantos; Gerard F. Scannell, Assistant Secretary for Occupational Safety and Health, and Robert P. Davis, Solicitor, both of the Department of Labor; Jan Chatten-Brown, on behalf of the Los Angeles District Attorney's Office, Los Angeles, California; Joseph A. Kinney, National Safe Workplace Institute, Chicago, Illinois; Margaret Seminario, Occupational Safety and Health Department, AFL–CIO, Washington, D.C.; George C. Freeman, Jr., Hunton & Williams, Richmond, Virginia, on behalf of the United States Chamber of Commerce; Kirk Fordice, Fordice Construction Company, Vicksburg, Mississippi, on behalf of the Associated General Contractors of America; Charlene Gadsden, Bridgeport, Connecticut; and Roxanne L. DeLuise, Allentown, Pennsylvania.

Hearings were recessed subject to call.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered favorably reported the following measures:

S. 2354, to reserve a specified amount of community development block grant funds for Indian tribes;

S. 2075, to authorize grants to improve the capability of Indian tribal governments to regulate environmental quality, with amendments;

S. 1413, to settle all claims of the Aroostook Band of Micmacs resulting from the Band's omission from the Maine Indian Claims Settlement Act of 1980, with amendments; and

S. 1747, to provide for the restoration of federal recognition to the Ponca Tribe of Nebraska, with amendments.

Also, committee began consideration of S. 143, to establish the Indian Development Finance Corporation to provide development capital for Indian businesses, but did not complete action thereon, and recessed subject to call.

INDIAN TAXATION AND ECONOMIC DEVELOPMENT

Select Committee on Indian Affairs: Committee concluded hearings on provisions of S. 1203, to provide tax incentives for businesses on Indian reservations, and provisions of S. 1650, to allow an Indian employment opportunity credit for qualified employment expenses of eligible employers on Indian reservations, and to establish penalties for the bribery of tribal officials, and to review the U.S. Supreme Court decision in *Cotton Petroleum Corp.* v. *New Mexico,* after receiving testimony from Senator Domenici; Eddie Brown, Assistant Secretary of the Interior for Indian Affairs; David Lester, Council of Energy Resource Tribes, Denver, Colorado; Fred Payne, Rocky Mountain Oil and Gas Association, Salt Lake City, Utah; Mark Berkman, National Economic Research Associates, San Francisco, California; Bill Anoatubby, Chickasaw Nation of Oklahoma, Ada; Jacob Viarrial, Pojoaque Pueblo, Santa Fe, New Mexico; Lawrence D. Wetsit, Fort Peck Executive Board, Poplar, Montana; Peter Korth and Bruce Keizer, both of the Navajo Nation Tax Commission, Window Rock, Arizona; and Wes Martel and Richard Ortiz, both of the Shoshone Tribe Tax Commission, Fort Washakie, Wyoming.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 19 public bills, H.R. 4683–4701; 1 private bill, H.R. 4702; and 4 resolutions, H.J. Res. 558 and 559, and H. Con. Res. 317 and 318 were introduced.

Page 9091

Reports Filed: Reports were filed as follows:

H.R. 3248, to revise the boundary of Gettysburg National Military Park in the Commonwealth of Pennsylvania, amended (H. Rept. 101–467);

H.R. 3209, to modify the boundaries of the Indiana Dunes National Lakeshore, amended (H. Rept. 101–468);

H.R. 3058, to provide for the exchange of certain Federal coal leases from the Alton Coal Field in the State of Utah for other Federal coal leases in that State, amended (H. Rept. 101–469); and

H.R. 4636, to authorize supplemental economic assistance for fiscal year 1990 to support democracy in Panama and Nicaragua (H. Rept. 101–470).

Page 9091

Presidential Message—Report on Panama: Read a message from the President wherein he transmits a report to the Congress on developments in Panama since his last report in October, 1989—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 101–183).

Page 8986

Suspensions: House voted to suspend the rules and pass the following measures:

Veterans Department medical professional recruitment: H.R. 4557, amended, to amend title 38, United States Code, to improve the capability of the Department of Veterans Affairs to recruit and retain physicians and dentists through increases in special pay authorities, to revise and improve recruitment and retention of nurses in the Department by providing greater flexibility in the pay system for nurses, and to authorize collective bargaining over conditions of employment for health-care employees of the Department of Veterans Affairs;

Page 8986

Negotiated rulemaking by Federal agencies: H.R. 743, amended, to establish a framework for the conduct of negotiated rulemaking by Federal agencies (passed by a yea-and-nay vote of 411 yeas with 1 voting "present", Roll No. 86). Subsequently, this passage was vacated and S. 303, a similar Senate-passed bill was passed in lieu after being amended to contain the language of the House bill as passed; and

Pages 9000, 9005

Quad Cities Compact: S. 1485, to grant the consent of Congress to the Quad Cities Interstate Metropolitan Authority Compact entered into between the States of Illinois and Iowa (passed by a yea-and-nay vote of 413 yeas, Roll No. 87)—clearing the measure for the President.

Pages 9003, 9005

Subcommittee to Sit: Subcommittee on Housing and Community Development of the Committee on Banking, Finance and Urban Affairs received permission to sit on Wednesday, May 2 and Thursday, May 3, during proceedings of the House under the 5-minute rule.

Page 9009

Budget Resolution: By a yea-and-nay vote of 218 yeas to 208 nays, Roll No. 89, the House agreed to H. Con. Res. 310, setting forth the congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995.

Pages 9000, 9010

Rejected the Dellums amendment in the nature of a substitute that sought to cut fiscal year 1991 defense funding by a $56.4 billion in budget authority and $27.4 billion in outlays below the "baseline" level (compared to the resolution's cuts of $32.8 billion and $11.5 billion respectively); reallocate much of defense savings to higher funding for domestic programs including education, job training, social services, housing, health, environmental, veterans', and food and nutrition programs; and assume $19.8 billion in increased revenues (compared to the $13.9 billion assumed in the resolution) (rejected by a recorded vote of 90 ayes to 334 noes, Roll No. 88.)

Page 9010

The Clerk was authorized to correct section numbers, punctuation, and cross references, and to make such other technical and conforming changes as may be necessary in the engrossment of the resolution.

Page 9046

Suspensions: House voted to suspend the rules and pass the following measures:

Virginia D. Smith laboratory: H.R. 3048, to designate the Agricultural Research Service, United States Department of Agriculture, animal health research building in Clay Center, Nebraska, as the "Virginia D. Smith Animal Health Research Laboratory";

Page 9046

Gettysburg Military Park: H.R. 3248, amended, to revise the boundary of Gettysburg National Military Park in the Commonwealth of Pennsylvania;

Page 9048

Indiana Dunes Lakeshore: H.R. 3209, amended, to modify the boundaries of the Indiana Dunes National Lakeshore;

Page 9051

Retirees as temporary employees: H.R. 4637, to amend Public Law 101–86 to eliminate the 6-month limitation

on the period for which civilian and military retirees may serve as temporary employees, in connection with the 1990 decennial census of population, without being subject to certain offsets from pay and other benefits;

Page 9057

Gold medal for Laurance Spelman Rockefeller: S. 1853, to award a congressional gold medal to Laurance Spelman Rockefeller—clearing the measure for the President;

Page 9059

Aviation civil penalty assessment: S. 2533, to amend the Federal Aviation Act of 1958 to extend the civil penalty assessment demonstration program—clearing the measure for the President; and

Page 9061

Printing: H. Res. 282, authorizing the printing of the joint committee print entitled "Medical Alert" as a House document.

Page 9065

Grand Island Recreation Area: House agreed to the Senate amendments to H.R. 1472, to establish the Grand Island National Recreation Area in the State of Michigan—clearing the measure for the President.

Page 9056

Jewish Heritage Week: House passed and cleared for the President S.J. Res. 241, to designate the week of May 6, 1990 through May 13, 1990, as "Jewish Heritage Week".

Page 9067

Drinking Water Week: House passed and cleared for the President S.J. Res. 230, to designate the period commencing on May 6, 1990, and ending on May 12, 1990, as "National Drinking Water Week".

Page 9068

National Pet Week: House passed and cleared for the President, S.J. Res. 236, designating May 6 through 12, 1990, as "Be Kind to Animals and National Pet Week".

Page 9069

Trauma Awareness Month: House passed and cleared for the President, S.J. Res. 224, to designate the month of May 1990, as "National Trauma Awareness Month".

Page 9069

25th Anniversary of Head Start: House passed H.J. Res. 490, commemorating May 18, 1990, as the 25th anniversary of Head Start.

Page 9069

Presidential Messages: Read the following messages from the President:

District of Columbia Budget: Message wherein he transmits the District of Columbia Government's 1991 budget request and 1990 budget supplemental request—referred to the Committee on Appropriations and ordered printed (H. Doc. 101–186); and

National Emergency Regarding Nicaragua: Message wherein he transmits his report concerning the national emergency with respect to Nicaragua—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 101–187).

Page 9070

Quorum Calls—Votes: Three yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 9006, 9009, 9030, and 9045. There were no quorum calls.

Adjournment: Met at noon and adjourned at 8:45 p.m.

Committee Meetings

CROP INSURANCE

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development held a hearing on the following bills: H.R. 4592, Crop Insurance Act of 1990; and H.R. 4642, Crop Insurance Improvement Act of 1990. Testimony was heard from John Kislak, Deputy Under Secretary, Small Community and Rural Development, USDA; John W. Harman, Director, Food and Agricultural Issues, Resources, Community, and Economic Development Division, GAO; and public witnesses.

FARM BILL

Committee on Agriculture: Subcommittee on Cotton, Rice and Sugar approved for full Committee action the cotton, rice and sugar titles of the 1990 Farm bill.

PLANT VARIETY PROTECTION ACT AMENDMENTS

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing on Plant Variety Protection Act amendments. Testimony was heard from public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on National Endowment for the Humanities. Testimony was heard from Lynne V. Cheney, Chairman, National Endowment for the Humanities.

The Subcommittee also concluded hearings on the National Endowment for the Arts. Testimony was heard from John Frohnmayer, Chairman, National Endowment for the Arts.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education concluded appropriations hearings. Testimony was heard from Members of Congress and public witnesses.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD-Independent Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

GAO REPORT—BANK POWERS

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Investigations continued hearings on GAO report: "Bank Powers: Activities of Securities Subsidiaries of Bank Holding Companies." Testimony was heard from public witnesses.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of H.R. 1180, Housing and Community Development Act of 1989.

Will continue tomorrow.

HUMAN SERVICES REAUTHORIZATION ACT; CIVIL RIGHTS ACT

Committee on Education and Labor: Ordered reported amended H.R. 4151, Human Services Reauthorization Act of 1990.

The Committee also began markup of H.R. 4000, Civil Rights Act of 1990.

Will continue tomorrow.

FOOD FOR PEACE

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade concluded hearings on Public Law 480—Food For Peace—Administrative Views. Testimony was heard from Philip Christenson, Assistant Administrator, Food for Peace and Voluntary Assistance, AID; Ann M. Veneman, Deputy Under Secretary, International Affairs and Commodity Programs, USDA; and William Ramsay, Deputy Assistant Secretary, Energy Resources and Food, Bureau of Economic and Business Affairs, Department of State.

OVERVIEW—OFFICE OF FOREIGN BUILDINGS

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on the Office of Foreign Buildings in the Department of State. Testimony was heard from the following officials of the Department of State: Arthur Fort, Assistant Secretary, Administration, and Richard Dertadian, Deputy Assistant Secretary, Foreign Buildings.

ROLE OF THE OAS IN 1990's

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs and the Subcommittee on Human Rights and International Organizations held a joint hearing on The Role of the Organization of American States in the 1990's (Part II). Testimony was heard from Luigi R. Einaudi, U.S. Permanent Representative to the OAS.

OVERSIGHT

Committee on Government Operations: Subcommittee on Legislation and National Security held an oversight hearing on Foreign Government Procurement Discrimination Against U.S. Companies. Testimony was heard from Julius L. Katz, Deputy U.S. Trade Representative; Allan I. Mendelowitz, Director, International Trade, Energy and Finance Issues, GAO; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action amended the following bills: S. 319, to effect an exchange of lands between the U.S. Forest Service and the Salt Lake City Corp., within the State of Utah; and H.R. 4145, to designate certain lands in the State of Maine as wilderness.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 3446, amended, Incarceration Act of 1989; H.R. 4611, National Cooperative Research Act Amendments of 1990; H.R. 4612, to amend title II of the United States Code, regarding swap agreements and forward contracts; and H.R. 29, amended, Interlocking Directorate Act of 1990.

The committee began markup of H.R. 2273, Americans with Disabilities Act of 1989.

Will continue tomorrow.

The committee also acted on private claims bills.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law approved for full Committee action amended the following bills: H.R. 237, Biological Weapons Act of 1989; and H.R. 4314, to implement the Inter-American Convention on International Commercial Arbitration.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Senator Kohl; Thomas Graham, General Counsel, U.S. Arms Control and Disarmament Agency; Harold Burman, Office of Legal Advisor, Department of State; and public witnesses.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on sea turtle conservation and the shrimp industry. Testimony was heard from William Fox, Jr., Assistant Administrator, Fisheries, National Marine Fisheries Service, Department of Commerce; Ambassador Edward Wolfe, Deputy Assistant Secretary, Oceans and Fisheries Affairs, Department of State; Jack Woody, Associate Regional Director, Region II, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

AGING AIRCRAFT SAFETY ACT

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on H.R. 3774, Aging Aircraft Safety Act. Testimony was heard from Anthony J.

Broderick, Associate Administrator, Regulation and Certification, FAA, Department of Transportation; and public witnesses.

FEMA'S PERFORMANCE

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing to examine the Federal Emergency Management Agency's performance and role in managing major natural disasters and emergencies. Testimony was heard from Representatives Panetta, de Lugo; Ballenger and Ravenel; John M. Ols, Jr., Director, Housing and Community Development Issues, Resources, Community and Economic Development Division, GAO; and Joseph Riley, Mayor, Charleston, South Carolina.

Hearings continue tomorrow.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

ELDER ABUSE

Select Committee on Aging: Subcommittee on Health and Long Term Care held a hearing on Elder Abuse. Testimony was heard from public witnesses.

Joint Meetings

MANUFACTURING EXTENSION PROGRAMS

Joint Economic Committee: Committee held hearings to examine how State manufacturing extension programs provide advice and assistance on manufacturing techniques to small and medium sized firms, to evaluate their effectiveness, and to determine if there is a Federal role in this area, receiving testimony from John Cleveland, Michigan Modernization Service, Lansing; Martha Lester Harris, Southwestern Pennsylvania Industrial Resource Centers, Duquesne; and Philip Shapira, West Virginia University, Morgantown.

Hearings were recessed subject to call.

AMTRAK AUTHORIZATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 2364, to authorize funds for the National Railroad Passenger Corporation (Amtrak).

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDRED FIRST CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 23 through April 30, 1990

	Senate	*House*	*Total*
Days in session	45	43	..
Time in session	369 hrs., 15′	173 hrs., 16′	..
Congressional Record:			
Pages of proceedings	5,363	1,834	7,197
Extensions of Remarks	..	1,286	..
Public bills enacted into law	21	15	36
Private bills enacted into law	..	..	..
Bills in conference	3	8	..
Measures passed, total	132	111	243
Senate bills	32	10	..
House bills	20	37	..
Senate joint resolutions	27	15	..
House joint resolutions	5	6	..
Senate concurrent resolutions	9	2	..
House concurrent resolutions	8	15	..
Simple resolutions	31	26	..
Measures reported, total	*77	*65	142
Senate bills	38	2	..
House bills	13	47	..
Senate joint resolutions	16	..	..
House joint resolutions	0	..	..
Senate concurrent resolutions	5	..	..
House concurrent resolutions	1	1	..
Simple resolutions	4	14	..
Special reports	4	5	..
Conference reports	..	2	..
Measures pending on calendar	112	37	..
Measures introduced, total	697	1,098	1,795
Bills	542	836	..
Joint resolutions	68	103	..
Concurrent resolutions	37	75	..
Simple resolutions	50	84	..
Quorum calls	1	8	..
Yea-and-nay votes	74	52	..
Recorded votes	..	25	..
Bills vetoed	..	0	..
Vetoes overridden	..	1	..

*These figures include all measures reported, even if there was no accompanying report. A total of 37 reports have been filed in the Senate, a total of 72 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 23 through April 30, 1990

Civilian nominations, totaling 173 (and 79 nominations carried over from the first session), disposed of as follows:	
Confirmed	145
Unconfirmed	102
Withdrawn	5
Civilian nominations (lists), totaling 1,084, disposed of as follows:	
Confirmed	1,080
Unconfirmed	4
Air Force nominations, totaling 10,737 (and 27 nominations carried over from the first session), disposed of as follows:	
Confirmed	10,661
Unconfirmed	103
Army nominations, totaling 9,189 (and 2,441 nominations carried over from the first session), disposed of as follows:	
Confirmed	9,271
Unconfirmed	2,359
Navy nominations, totaling 5,032 (and 204 nominations carried over from the first session), disposed of as follows:	
Confirmed	4,157
Unconfirmed	1,079
Marine Corps nominations, totaling 1,290 (and 11 nominations carried over from the first session), disposed of as follows:	
Confirmed	1,131
Unconfirmed	170

Summary

Nominations carried over from the first session	2,762
Total nominations received this session	27,505
Total confirmed	26,445
Total unconfirmed	3,817
Total withdrawn	5

Wednesday, May 2, 1990

Senate

Chamber Action

Routine Proceedings, pages 9133–9200

Measures Introduced: Eight bills and two resolutions were introduced as follows: S. 2560–2567, S. Res. 278, and S. Con. Res. 125.

Page 9172

Measures Reported: Reports were made as follows:

S. 1423, to authorize a certificate of documentation for the vessel *Job Site.* (S. Rept. No. 101–274)

S. 1791, to amend the International Travel Act of 1961 to assist in the growth of international travel and tourism into the United States, with an amendment in the nature of a substitute. (S. Rept. No. 101–275)

S. 1855, to authorize a certificate of documentation for the vessel *Camelot.* (S. Rept. No. 101–276)

S. 1856, to authorize a certificate of documentation for the vessel *Sinbad.* (S. Rept. No. 101–277)

S. 2008, to authorize a certificate of documentation for the vessel *Pacific Pearl.* (S. Rept. No. 101–278)

S. 2076, to authorize a certificate of documentation for the vessel *Mariner III.* (S. Rept. No. 101–279)

Page 9172

Measures Passed:

Miscellaneous Amendments to Indian Laws: Senate passed S. 1846, to make miscellaneous amendments to Indian laws, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 9191

Mitchell (for Inouye) Amendment No. 1574, of a technical nature.

Page 9193

Production of Senate Documents: Senate agreed to S. Res. 278, to authorize the representation of, and production of documents by, the Select Committee on Intelligence in the case of *United States* v. *Barnett.*

Page 9196

Hatch Act Reform Amendments: Senate resumed consideration of the motion to proceed to S. 135, to amend title 5, United States Code, to restore to Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, and to protect such employees from improper political solicitations.

Page 9151

By unanimous-consent, Senate will begin consideration of the bill on Thursday, May 3, 1990, at 10:30 a.m.

Page 9170

Measures Indefinitely Postponed: Senate indefinitely postponed further consideration of the following measures:

Integrity in Post Employment Act: S. 1, to amend section 207 of title 18, United States Code, to prohibit Members of Congress and officers and employees of any branch of the United States Government from attempting to influence the United States Government or from representing or advising a foreign entity for a proscribed period after such officer or employee leaves Government service.

Page 9191

North American Wetland Ecosystems: H.R. 2587, to conserve North American wetland ecosystems and waterfowl and the other migratory birds and fish and wildlife that depend upon such habitats.

Page 9191

Messages From the House: Page 9170

Communications: Page 9170

Petitions: Page 9171

Statements on Introduced Bills: Page 9172

Additional Cosponsors: Page 9181

Amendments Submitted: Page 9183

Authority for Committees: Page 9185

Additional Statements: Page 9186

Recess: Senate convened at 11 a.m., and recessed at 6:42 p.m., until 9:45 a.m., on Thursday, May 3, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 9170.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed consideration of proposed legislation to strengthen and improve U.S. agricultural programs, focusing on conservation provisions, but did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—FBI/DEA

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary held hearings on proposed budget estimates for fiscal year 1991 for the Department of Justice, receiving testimony in behalf of funds for their respective activities from William S. Sessions, Director, Federal Bureau of Investigations, and Terrance M. Burke, Acting Administrator, Drug Enforcement Administration, both of the Department of Justice.

Subcommittee recessed subject to call.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Conventional Forces and Alliance Defense resumed hearings on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on the Department of the Navy's force structure and modernization plans, receiving testimony from Vice Adm. R. M. Dunleavy, USN, Assistant Chief of Naval Operations (Air Warfare), Department of the Navy; Lt. Gen. Charles H. Pitman, USMC, Deputy Chief of Staff for Aviation, United States Marine Corps; and Vice Adm. Richard Gentz, Commander, Naval Air Systems Command.

Subcommittee recessed subject to call.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the following bills:

S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing and to increase homeownership, with an amendment in the nature of a substitute; and

S. 2388, to provide for the striking of medals in commemoration of the Centennial of Yosemite National Park in California, with an amendment.

BUDGET RESOLUTION

Committee on the Budget: Committee ordered favorably reported an original concurrent resolution on the budget setting forth recommended levels of total budget outlays, Federal revenues, and new budget authority for fiscal years 1991 through 1995.

TELEMARKETING AND CONSUMER FRAUD

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings on S. 2494, to strengthen the authority of the Federal Trade Commission regarding fraud committed in connection with sales made with a telephone, and S. 1441, to enhance the Federal Trade Commission's ability to prevent consumer fraud, after receiving testimony from Representative Luken; Janet D. Steiger, Chairman, Federal Trade Commission; Nevada State Attorney General Brian McKay, Las Vegas, on behalf of the National Association of Attorneys General; Jane King, Fairfax County Office of Consumer Affairs, Fairfax, Virginia, on behalf of the National Association of Consumer Agency Administrators; Richard A. Barton, Direct Marketing Association, Washington, D.C.; Richard Collier, MasterCard International, Inc., New York, New York; and James Santini, National Tour Association, Alexandria, Virginia.

FEDERAL FACILITY COMPLIANCE

Committee on Environment and Public Works: Committee concluded hearings on S. 1140, to require Federal agencies to assess whether hazardous substance treatment, storage, or disposal facilities owned or operated by such agencies are in compliance with Federal and State environmental laws, after receiving testimony from Richard B. Stewart, Assistant Attorney General, Environment and Natural Resources Division, Department of Justice; Stephen A. Wakefield, General Counsel, Department of Energy; James M. Strock, Assistant Administrator for Enforcement, Environmental Protection Agency; David J. Berteau, Principal Deputy Assistant Secretary of Defense for Production and Logistics; Maine Attorney General James E. Tierney, Augusta, and Ohio Assistant Attorney General Jack A. Van Kley, Columbus, both representing the National Association of Attorneys General; Christine Gregoire, Washington State Department of Ecology, Olympia, and Tom Looby, Colorado State Department of Health, Denver, both representing the National Governors' Association; Shira Flax, Sierra Club, Washington, D.C.; and Melinda Kassen, Environmental Defense Fund, Boulder, Colorado.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Charles H. Thomas, of Maryland, to be Ambassador to the Republic of Hungary, and Steven E. Steiner, of Maryland, for the rank of Ambassador during his tenure of service as U.S. Representative to the Special Verification Commission, after the nominees testified and answered questions in their own behalf.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Stanley F. Birch, Jr., of Georgia, to be United States Circuit Judge for the Eleventh Circuit, John D. Rainey, to be United States District Judge for the Southern District of Texas, Samuel Grayson Wilson, to be United States District Judge for the Western District of Virginia, and Richard W. Vollmer, Jr., to be United States District Judge for the Southern District of Alabama, after the nominees testified and answered questions in their own behalf. Mr. Birch was introduced by Senators Nunn and Fowler, Mr. Rainey was introduced by Senator Gramm and Representative Laughlin, Mr. Wilson was introduced by Senators Robb and Warner, and Mr. Vollmer was introduced by Senators Heflin and Shelby and Representative Callahan.

DRUG TREATMENT FOR THE INCARCERATED

Committee on Labor and Human Resources: Committee held hearings to examine Federal and State drug treatment programs for drug users and addicts who have been incarcerated, receiving testimony from Senator DeConcini; Beny J. Primm, Associate Administrator for Treatment Improvement, Alcohol, Drug Abuse, and Mental Health Administration, Department of Health and Human Services; Clifford J. White, III, Deputy Assistant Attorney General, Office of Justice Programs, and Gerald P. Regier, Acting Director, Bureau of Justice Assistance,

both of the Department of Justice; Morris L. Thigpen, Alabama State Department of Corrections, Montgomery; Harry K. Wexler, Narcotic and Drug Research, Inc., New York, New York; John A. Mangos, University of Texas Health Science Center, San Antonio; and Naya Arbiter and Yolanda Miranda, both on behalf of Amity, Inc., Tucson, Arizona.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 4703–4723; and 5 resolutions, H.J. Res. 560–561, H. Con. Res. 319, and H. Res. 386–387 were introduced.

Page 9269

Reports Filed: Reports were filed as follows:

Conference report on H.R. 2364, to amend the Rail Passenger Service Act to authorize appropriations for the National Railroad Passenger Corporation (H. Rept. 101–471); and

H.R. 4610, to authorize assistance for fiscal year 1991 for emerging democracies in Eastern Europe and Central America, to enact foreign assistance authorization legislation, to authorize appropriations for the Peace Corps, the Department of State, and the United States Information Agency, and for other purposes. (H. Rept. 101–472).

Page 9269

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Gephardt to act as Speaker pro tempore for today.

Page 9201

Committee to Sit: Committee on the Judiciary received permission to sit today during proceedings of the House under the five-minute rule.

Page 9210

SSC Authorization: By a yea-and-nay vote of 309 yeas to 109 nays, Roll No. 94, the House passed H.R. 4380, to authorize appropriations for the Superconducting Super Collider.

Page 9210

Agreed to the committee amendment in the nature of a substitute.

Page 9221

Agreed To:

The Roe technical amendment relating to the rate of pay for the Director of SSC;

Page 9223

The Roe technical amendment relating to the sunset provision;

Page 9223

The Roe amendment that eliminates real estate and interests in real estate from the aggregate value of cash and in-kind contributions made by Texas which has been selected as the site for the SSC; and directs DOE to return to Texas real estate and interests in real estate contributed to the SSC, if the project is terminated;

Page 9223

The Walker amendment that changes the effective date of the Federal cost cap from October 1, 1989 to October 1, 1987, to ensure that the $130 million previously appropriated is included in the $5 billion Federal contribution total;

Page 9224

The Wolpe amendment that requires an evaluation by GAO regarding the complete summary project plan and other DOE reports before $1.17 billion is made available for obligation (agreed to by a recorded vote of 420 ayes, Roll No. 92);

Page 9224

The Boehlert amendment that requires DOE to certify that the SSC can be completed without exceeding the $5 billion Federal funding cap before obligating the $5.9 billion;

Page 9229

The Traficant amendment that prohibits foreign films from bidding on SSC-related contracts if their country is found by the President to be engaging in unfair trade practices against the United States;

Page 9230

The Sensenbrenner amendment that strikes a provision that would provide a refund to Texas if the SSC project is terminated before October 1, 1995 (agreed to by a recorded vote of 256 ayes to 163 noes, Roll No. 93);

Page 9231

The Eckart amendment that authorizes DOE to use creative funding mechanisms to minimize the cost of constructing the SSC that will not require additional expenditures of Federal funds; and

Page 9240

The Stokes amendment, as amended by the Walker amendment, that requires DOE to ensure that at least 10 percent of Federal funding for the development, construction, and operation of the SSC be made available to business concerns or other organizations owned or controlled by certain minorities; and does not permit or require the use of quotas in determining eligibility.

Page 9240

H. Res. 379, the rule under which the bill was considered, was agreed to by a yea-and-nay vote of 406 yeas, Roll No. 90.

Page 9209

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 9269

Quorum Calls—Votes: One quorum call, two yea-and-nay votes, and two recorded votes developed during the proceedings of the House today and appear on pages 9211, 9228, 9229, 9239, and 9241.

Adjournment: Met at noon and adjourned at 7:05 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Began markup of H.R. 3950, Food and Agricultural Resources Act of 1990. Will continue May 9.

MARKETING MECHANISMS—FRUIT AND VEGETABLE INDUSTRIES

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition held a hearing to review the marketing mechanisms of the fruit and vegetable industries. Testimony was heard from Dan Haley, Administrator, Agricultural Marketing Service, USDA; and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Forest Service. Testimony was heard from F. Dale Robertson, Chief, Forest Service, USDA.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD-Indepedent Agencies continued appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

Hearings continue tomorrow.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of H.R. 1180, Housing and Community Development Act of 1989.

Will continue tomorrow.

CIVIL RIGHTS ACT

Committee on Education and Labor: Continued markup of H.R. 4000, Civil Rights Act of 1990.

Will continue tomorrow.

NATIONAL ENDOWMENT FOR THE HUMANITIES REAUTHORIZATION

Committee on Education and Labor: Subcommittee on Postsecondary Education held a hearing on the reauthorization of the National Endowment for the Humanities. Testimony was heard from Lynne V. Cheney, Chairman, National Endowment for the Humanities; and public witnesses.

LONG-TERM CARE INSURANCE

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing to examine the marketing, sale and adequacy of regulation of long-term care insurance. Testimony was heard from public witnesses.

TELEVISION DECODER CIRCUITRY ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on H.R. 4267, Television Decoder Circuitry Act of 1990. Testimony was heard from public witnesses.

SOVIET FOREIGN POLICY AND UNITED STATES-SOVIET RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Soviet Foreign Policy and United States-Soviet Relations. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES; ANTARCTICA'S ECOSYSTEM

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations approved for full Committee action the following measures: Title II amended, of H.R. 2984, Global Change Research Act of 1989; H. Con. Res. 287, amended, calling for a U.S. policy of promoting the continuation, for a minimum of an additional 10 years, of the International Whaling Commission's moratorium on the commercial killing of whales, and otherwise expressing the sense of the Congress with respect to conserving and protecting the world's whale population; and H. Con. Res. 227, concerning the establishment of a multilateral initiative to promote confidence among the people of Hong Kong.

The Subcommittee also held a hearing on preserving Antarctica's Ecosystem. Testimony was heard from Capt. Jacques-Yves Cousteau, Cousteau Society; and public witnesses.

ABUSES, MISMANAGEMENT AND FAVORITISM IN HUD

Committee on Government Operations: Subcommittee on Employment and Housing continued hearings on Abuses, Mismanagement and Favoritism in the Department of Housing and Urban Development Programs. Testimony was heard from DuBois Gilliam, former Deputy Assistant Secretary, Policy and Development, Department of Housing and Urban Development.

Hearings continue May 4.

NATIONAL DRUG CONTROL STRATEGY

Committee on Government Operations: Subcommittee on Legislation and National Security and the Subcommittee on Government Information, Justice and Agriculture held a joint oversight hearing on Law Enforcement Component of the National Drug Control Strategy. Testimony was

heard from Judge Reggie B. Walton, Associate Director, Bureau of State and Local Affairs, Office of National Drug Control Policy; Robert Morgentheau, District Attorney, Manhattan, City of New York; and public witnesses.

PARK SYSTEM BOUNDARIES

Committee on Interior and Insular Affairs: Ordered reported amended H.R. 3383, to authorize the National Park Service to conduct a study of park system boundaries.

BIOLOGICAL WEAPONS ACT; AMERICANS WITH DISABILITIES ACT

Committee on the Judiciary: Ordered reported amended the following bills: H.R. 237, Biological Weapons Act of 1989; and H.R. 2273, Americans with Disabilities Act of 1989.

BRIEFING—ANTARCTICA

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and Great Lakes held a briefing on the future of Antarctica and a discussion of current issues related to environmental protection and minerals development in Antarctica. The Subcommittee was briefed by Captain Jacques-Yves Cousteau, Cousteau Society.

FEMA'S PERFORMANCE

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings to examine the Federal Emergency Management Agency's performance and role in managing major natural disasters and emergencies. Testimony was heard from Grant C. Peterson, Associate Director, State and Local Programs and Support Directorate, FEMA; Joseph Myers, Director, Division, Emergency Management, State of North Carolina; Stitt Wolfe, Operations Officer, Emergency Preparedness Division, State of South Carolina; and public witnesses.

GREAT LAKES WATER QUALITY ISSUES

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on Great Lakes water quality issues, including H.R. 4323, Great Lakes Water Quality Improvement Act of 1990. Testimony was heard from George K. Durnil, Chairman, United States Section, International Joint Commission—United States and Canada; Valdas V. Adamkus, Great Lakes National Program Manager, Regional Administrator, Region V, EPA; James C. Gritman, Regional Director, Region III, U.S. Fish and Wildlife Service, Department of the Interior; R. Darryl Banks, Deputy Commissioner, Department of Environmental Conservation, State of New York; J.D. Snyder, Director, Office of Great Lakes, Department of Natural Resources, State of Michigan; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

VETERANS AGENT ORANGE EXPOSURE AND VIETNAM SERVICE BENEFITS ACT

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held a hearing on H.R. 3004, Veterans Agent Orange Exposure and Vietnam Service Benefits Act of 1989. Testimony was heard from Senator Daschle; Representative Lancaster; Anthony J. Principi, Deputy Secretary, Department of Veterans Affairs; representatives of veterans organizations; and public witnesses.

SOCIAL SECURITY BENEFITS AND SERVICES

Committee on Ways and Means: Subcommittee on Social Security approved for full Committee action proposals regarding improvements in Social Security benefits and services.

U.S. CUSTOMS SERVICE—COMMERCIAL OPERATIONS

Committee on Ways and Means: Subcommittee on Trade and the Subcommittee on Oversight held a joint hearing on the commercial operations of the U.S. Customs Service. Testimony was heard from Representatives Pickle and Schulze; Carol B. Hallett, Commissioner of Customs, U.S. Customs Service, Department of the Treasury; and public witnesses.

Hearings continue tomorrow.

Joint Meeting

NATIONAL SECURITY

Joint Economic Committee: Committee resumed hearings to examine national security measures for the 1990's, focusing on how education and training contribute to economic security, receiving testimony from Robert T. Jones, Assistant Secretary of Labor for Employment and Training; John T. Sanders, Under Secretary of Education; Anthony P. Carnevale, American Society for Training and Development, and Arnold Packer, Hudson Institute, both of Alexandria, Virginia; Shirley McBay, Massachusetts Institute of Technology, Cambridge; and Margaret Simms, Joint Center for Political and Economic Studies, Washington, D.C.

Hearings were recessed subject to call.

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Thursday, May 3, 1990

Senate

Chamber Action

Routine Proceedings, pages 9330–9418

Measures Introduced: Twelve bills and 4 resolutions were introduced as follows: S. 2568–2579, S.J. Res. 304–306, and S. Con. Res. 126.

Page 9380

Measures Passed:

Asian/Pacific American Heritage Month: Senate passed H.R. 3802, designating the month of May 1990, as "Asian/Pacific American Heritage Month".

Page 9416

General Assembly Resolution 3379: Senate passed S.J. Res. 246, calling upon the United Nations to repeal General Assembly Resolution 3379.

Page 9416

Hatch Act Reform Amendments: Senate began consideration of S. 135, to amend title 5, United States Code, to restore to Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, and to protect such employees from improper political solicitations, taking action on amendments proposed thereto, as follows:

Pages 9337, 9345, 9349, 9352, 9356

Adopted:

(1) Glenn/Stevens Amendment No. 1579, to make technical corrections.

Page 9350

(2) Glenn (for Robb) Amendment No. 1580, to prohibit the coercion of political activity from Federal employees.

Page 9352

Rejected:

(1) Roth Amendment No. 1576, in the nature of a substitute. (By 67 yeas to 30 nays (Vote No. 77), Senate tabled the amendment.)

Pages 9337, 9356

(2) McConnell Amendment No. 1577 (to Amendment No. 1576), to provide for a plan to educate Federal employees about their rights of political activity. (The amendment fell when Amendment No. 1576, listed above, was tabled.)

Page 9337

(3) Roth Amendment No. 1578 (to Amendment No. 1577), to change the effective date. (The amendment fell when Amendment No. 1576, listed above, was tabled.)

Page 9338

(4) Roth Amendment No. 1581, to provide that the provisions of subchapter III of chapter 73 of title 5, United States Code, shall not apply to certain Federal employees serving as president of a national labor organization. (By 66 yeas to 29 nays (Vote No. 78), Senate tabled the amendment.)

Page 9362

(5) Wilson Amendment No. 1582, to provide for a report concerning political activities of Federal employees. (By 59 yeas to 35 nays (Vote No. 79), Senate tabled the amendment.)

Page 9364

A unanimous-consent agreement was reached providing for consideration of certain amendments to be proposed to the bill on Friday, May 4, and Monday, May 7.

Page 9370

Senate will continue consideration of the bill and amendments to be proposed thereto, on Friday, May 4.

Messages From the House: Page 9379

Measures Referred: Page 9379

Communications: Page 9379

Statements on Introduced Bills: Page 9381

Additional Cosponsors: Page 9399

Amendments Submitted: Page 9400

Notices of Hearings: Page 9402

Authority for Committees: Page 9403

Additional Statements: Page 9403

Record Votes: Three record votes were taken today. (Total—79)

Pages 9361, 9366, 9368

Recess: Senate convened at 9:45 a.m., and recessed at 8:08 p.m., until 9:30 a.m., on Friday, May 4, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 9418.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee continued consideration of proposed legislation to strengthen and improve U.S. agricultural programs, focusing on conservation provisions, but did not complete action thereon, and will meet again Tuesday, May 8.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held open and closed hearings on proposed budget estimates for fiscal year 1991 for the Department of Defense, focusing on strategic programs and the Strategic Defense Initiative, receiving testimony from Paul B. Wolfowitz, Under Secretary of Defense (Policy); Gen. John T. Chain, Jr., USAF, Commander-in-Chief, Strategic Air Command; and Lt. Gen. George L. Monahan, USAF, Director, Strategic Defense Initiative Organization.

Subcommittee will meet again Tuesday, May 8.

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development held hearings on proposed budget estimates for fiscal year 1991 for energy and water development programs, focusing on the Army Corps of Engineers, receiving testimony from Robert W. Page, Assistant Secretary for Civil Works, Lt. Gen. Henry J. Hatch, Chief of Engineers, and Maj. Gen. Patrick J. Kelly, Di-

rector, Office of Civil Works, all of the Department of the Army.

Subcommittee recessed subject to call.

APPROPRIATIONS—FAA

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Federal Aviation Administration, receiving testimony from James B. Busey, IV, Administration, Federal Aviation Administration, Department of Transportation.

Subcommittee will meet again Thursday, May 10.

APPROPRIATIONS—COUNCIL ON ENVIRONMENTAL QUALITY/OFFICE OF SCIENCE AND TECHNOLOGY POLICY

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from Michael R. Deland, Chairman, Council on Environmental Quality; and D. Allan Bromley, Director, Office of Science and Technology Policy.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence resumed hearings on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on ICBM modernization, receiving testimony from Franklin C. Miller, Deputy Assistant Secretary of Defense for Nuclear Forces and Arms Control Policy; and Maj. Gen. Stephen B. Croker, USAF, Director of Strategic, Special Operations Forces, and Airlift Programs, Department of the Air Force.

Subcommittee will meet again Wednesday, May 9.

FINANCIAL SERVICES INDUSTRY

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on proposed legislation to reform and modernize the legal and regulatory structure of the financial services industry to increase competitiveness of U.S. institutions, receiving testimony from E. Gerald Corrigan, Federal Reserve Bank of New York, New York, New York.

Hearings were recessed subject to call.

NASA BUDGET

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held hearings on the President's proposed budget request for fiscal year 1991 for the National Aeronautics and Space Administration (NASA), focusing on aeronautics and space technology programs, receiving testimony from Arnold D. Aldrich, Associate Administrator, Office of Aeronautics and Space Technology, National Aeronautics and Space Administration; Lt. Gen. Thomas P. Stafford, USAF (Ret.), Stafford, Burke, and Hecker, Inc., Alexandria, Virginia; and John M. Logsdon, Space Policy Institute, George Washington University, and James C. Harrington, Kaman Aerospace Corporation, representing the Aerospace Industries Association, both of Washington, D.C.

Hearings continue Thursday, May 10.

NORTHEAST NATURAL GAS MARKETS

Committee on Energy and Natural Resources: Committee concluded oversight hearings on applications received by the Department of Energy for authority under section 3 of the Natural Gas Policy Act to import Canadian natural gas to serve markets in the Northeastern U.S. and applications received by the Federal Energy Regulatory Commission for authority under section 7 of the Natural Gas Policy Act to construct and operate natural gas pipeline facilities in the U.S. to deliver such gas to markets in the Northeast, after receiving testimony from Martin L. Allday, Chairman, and William Scherman, General Counsel, both of the Federal Energy Regulatory Commission, and Mark C. Schroeder, Deputy General Counsel for Environment, Conservation and Legislation, all of the Department of Energy; Joseph Ramsey, on behalf of the Tennessee New England Pipeline Company, and Robert Reid, both of Iroquois Gas Transmission System, Shelton, Connecticut; and Paul Hilliard, Badger Oil and Gas Ltd., Lafayette, Louisiana, on behalf of the Independent Petroleum Association of America.

CORPORATE INCOME TAX

Committee on Finance: Committee held hearings to examine the decline of corporate income tax revenues and to compare the corporate tax burden in the U.S. with that in other industrialized nations, receiving testimony from Harvey S. Rosen, Deputy Assistant Secretary of the Treasury for Tax Analysis; Robert D. Reischauer, Director, Congressional Budget Office; James M. Poterba, Massachusetts Institute of Technology, Cambridge; George A. Plesko, Northeastern University, Boston, Massachusetts; and John G. Wilkins, Coopers and Lybrand, on behalf of the Organization for Economic Cooperation and Development, and Tax Policy for Economic Analysis, Robert S. McIntyre, Citizens for Tax Justice, and Wayne Gable, Tax Foundation, all of Washington, D.C.

Hearings were recessed subject to call.

INF TREATY

Committee on Foreign Relations: Committee concluded hearings on the implementation of verification provisions of the INF Treaty (Treaty Doc. 100–11), and prospective arms control accords, after receiving testimony from Ronald F. Lehman II, Director, U.S. Arms Control and Disarmament Agency; Brig. Gen. Roland Lajoie, Director, On-Site Inspection Agency, Department of Defense; and

George Look, Deputy Representative, Special Verification Commission, Department of Defense.

HOUSTON SUMMIT

Committee on Foreign Relations: Subcommittee on International Economic Policy, Trade, Oceans and Environment held hearings to review the environmental agenda for the forthcoming annual economic summit in Houston, Texas, receiving testimony from George T. Frampton, Jr., Wilderness Society, and Michael S. Clark, Friends of the Earth, both of Washington, D.C.

Hearings were recessed subject to call.

AIDS EDUCATION

Committee on Governmental Affairs: Committee held hearings to examine education programs for youth designed to limit the spread of the human immunodeficiency virus (HIV) which causes acquired immunodeficiency syndrome (AIDS), receiving testimony from Mark V. Nadel, Associate Director, National and Public Health Issues, Teruni Rosengren, Evaluator-in-Charge, Boston Regional Office, and Martin Landry, Evaluator-in-Charge, Atlanta Regional Office, all of the General Accounting Office; Gary R. Noble, Deputy Director (HIV), and Virginia S. Bales, Deputy Director, and Lloyd Kolbe, Director, Division of Adolescent and School Health, both of the Center for Chronic Disease Prevention and Health Promotion, all of the Centers for Disease Control, Department of Health and Human Services; Delores K. DuVall, Warren Easton Fundamental High School, New Orleans, Louisiana, on behalf of the New Orleans Public School District; Patricia J. Brownlee, Baltimore City Public Schools, Baltimore, Maryland; Sandra S. McDonald, Outreach, Inc., Atlanta, Georgia; and Wanda Wigfall-Williams, Center for Population Options, Brian Bess and Rahim Jones, both of Ballou High School, Katherine Fraser, National Association of State Boards of Education, Jay H.S. Coburn, National Network of Runaway and Youth Services, Inc., and David Kamens, all of Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 4724–4735; and 4 resolutions, H.J. Res. 562–563 and H. Con. Res. 320–321 were introduced.

Page 9328

Reports Filed: Reports were filed as follows:

H.R. 4522, to improve the information available to emergency response personnel in the field (H. Rept. 101–473); and

H.R. 4521, to establish a Hydrogen Research and Development Program, amended (H. Rept. 101–474).

Page 9328

Journal: By a yea-and-nay vote of 283 yeas to 106 nays, Roll No. 95, the House approved the Journal of Wednesday, May 2.

Page 9301

Supplemental Appropriations: House disagreed to the Senate amendments to H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for the fiscal year ending September 30, 1990; and agreed to a conference. Appointed as conferees: Representatives Whitten, Natcher, Smith of Iowa, Yates, Obey, Roybal, Bevill, Traxler, Murtha, Lehman of Florida, Dixon, Fazio, Hefner, Conte, McDade, Myers of Indiana, Regula, Smith of Nebraska, Edwards of Oklahoma, Green, and Rogers.

Page 9308

Agreed to the Conte motion to instruct the managers on the part of the House to agree to those Senate amendments that respond to budget requests and reestimates of cost submitted by the President subsequent to House action on the bill for food stamps (Senate amendment No. 117), the Veterans Loan Guaranty Revolving Fund (Senate amendment No. 119), and the census (Senate amendment No. 8); and to insist upon its disagreement to all Senate amendments that provide funding for programs, projects, and activities which are not dire emergencies (agreed to by a yea-and-nay vote of 388 yeas to 8 nays, Roll No. 96).

Page 9308

Asian/Pacific American Heritage Month: House passed H.R. 3802, designating the month of May as "Asian/Pacific American Heritage Month".

Page 9311

Agreed to the Kanjorski amendment in the nature of a substitute.

Page 9312

Agreed to amend the title.

Page 9312

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 9328

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of the House today and appear on pages 9301 and 9309. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 2:30 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Research, Development, Test and Evaluation, Air Force. Testimony was

heard from John J. Welch, Assistant Secretary of the Air Force (Acquisition).

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued hearings on the National Endowment for the Humanities and on the Institute of Museum Services. Testimony was heard from public witnesses.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA-HUD-Independent Agencies concluded appropriation hearings. Testimony was heard from Members of Congress and public witnesses.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of H.R. 1180, Housing and Community Development Act of 1989.

Will continue May 9.

CIVIL RIGHTS ACT

Committee on Education and Labor: Continued markup of H.R. 4000, Civil Rights Act of 1990.

Will continue May 8.

EDUCATION OF THE HANDICAPPED ACT AMENDMENTS

Committee on Education and Labor: Subcommittee on Select Education approved for full Committee action amended H.R. 1013, to amend the Education of the Handicapped Act to extend certain authorities contained in such act through the fiscal year 1992.

AIDS PREVENTION ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action a clean bill to be introduced in lieu of H.R. 4470, AIDS Prevention Act of 1990.

MARKETS AND TRADING REORGANIZATION AND REFORM ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on H.R. 4477, to establish a Markets and Trading Commission in order to combine the functions of the Commodity Futures Trading Commission and the Securities Exchange Commission in a single independent regulatory commission. Testimony was heard from Representative Glickman; and public witnesses.

EXPORT FACILITATION ACT; MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following measures: H.R. 4653, amended, Export Facilitation Act of 1990; H. Res. 384, amended, expressing the sense of Congress regarding the urgent famine situation in Ethiopia; and H. Res. 381, relating to human rights abuses by the Government of Cuba and reprisals by the Cuban Government against those Cuban citizens who testified before the Cuba Working Group of the United Nations Human Rights Commission.

INTERSTATE LAND EXCHANGES THE JY RANCH EXCHANGE

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on Land Exchanges, Part I, The JY Ranch Exchange. Testimony was heard from the following officials of the Department of the Interior: David C. O'Neal, Assistant Secretary, Land and Minerals Management; and James M. Ridenour, Director, National Park Service; and public witnesses.

INTERGOVERNMENTAL CASH MANAGEMENT IMPROVEMENT ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 4279, Intergovernmental Cash Management Improvement Act of 1990. Testimony was heard from William Diefenderfer, Deputy Director, OMB; Gerald Murphy, Fiscal Assistant Secretary, Department of the Treasury; Jeffrey C. Steinhoff, Director, Financial Management Systems and Audit Oversight, GAO; Edward J. Mazur, Comptroller, State of Virginia; and Arnold Schuler, Deputy Comptroller, State of California.

VIRGIN ISLANDS REUNIFICATION ACT

Committee on Interior and Insular Affairs: Subcommittee on Insular and International Affairs approved for full Committee action amended H.R. 1345, Virgin Islands Reunification Act.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Alexander A. Farrely, Governor, Virgin Islands.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 3888, to allow a certain parcel of land in Rockingham County, Virginia, to be used for a child care center; and H.R. 3617, to transfer jurisdiction of certain public lands in the State of Utah to the Forest Service. Testimony was heard from Representatives Olin and Nielson of Utah; the following officials of the Department of the Interior: William Walters, Assistant Director, National Park Service; and Mike Penfold, Assistant Director, Bureau of Land Management; Jeff M. Sirmon, Forest Service, USDA; and a public witness.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Water, Power and Offshore Energy Resources held an

oversight hearing on permitting policies for oil and gas development on the North Slope of Alaska. Testimony was heard from the following officials of the Corps of Engineers, Department of the Army: Robert W. Page, Assistant Secretary of the Army, Civil Works; Gen. Patrick J. Kelly, USA, Director, Civil Works; Col. William W. Kakel, Alaska District Engineer; and Robert K. Oja, Chief, Regulatory Branch, Alaska District; and from the following officials of the Department of the Interior: James M. Hughes, Deputy Assistant Secretary, Land and Minerals Management; Stephen S. Sewell, Deputy Assistant Secretary, Fish and Wildlife and Parks; Paul Gertler, Field Supervisor and Walter Stieglitz, Regional Director, Alaska Region, both with the U.S. Fish and Wildlife Service.

RACIAL JUSTICE ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 4618, Racial Justice Act. Testimony was heard from Lowell Dodge, Director, Administration of Justice Issues, GAO; Edward S. G. Dennis, Jr., Assistant Attorney General, Criminal Division, Department of Justice; and public witnesses.

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Committee on the Judiciary: Subcommittee on Courts, Intellectual Property and the Administration of Justice held a hearing on the following bills: H.R. 902, Industrial Innovation and Technology Act; H.R. 3017, Industrial Design Anti-Piracy Act of 1989; and H.R. 3499, Design Protection Act of 1989. Testimony was heard from Representatives Gephardt and Michel; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Economic and Commercial Law held an oversight hearing on Foreign Corporation's Anticompetitive Practices. Testimony was heard from Representative Eckart; Janet D. Steiger, Chairman, FTC; and public witnesses.

DOLPHIN SAFE TUNA PURCHASING PRACTICES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the effect of voluntary "dolphin-safe" tuna purchasing practices on marine mammal protection and related issues. Testimony was heard from Representatives Bates and Boxer; William Fox, Jr., Assistant Administrator, Fisheries, NOAA, Department of Commerce; and public witnesses.

MISCELLANEOUS MATTERS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on the following: an 11(b) resolution; continued renovation of the Pension Building in Washington, DC to house the National Building Museum; and on the GSA's fiscal year 1991 capital improvement budget and program, including all pending prospectuses. Testimony was heard from Representatives Dannemeyer, Hoyer, Moakley, Sabo, Schaefer, Duncan, and Clinger; David L. Bibb, Assistant Commissioner, Office of Facility Planning, Public Buildings Service, GSA; and Robert W. Duemling, President and Director, National Building Museum.

DEVELOPMENT OF HIGH SPEED TRANSPORTATION CORRIDORS

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on the Development of High Speed Transportation Corridors. Testimony was heard from Representative Hayes of Louisiana; Elaine L. Chao, Deputy Secretary, Department of Transportation; Gordon T. Danby, Senior Physicist, Brookhaven National Laboratory; and public witnesses.

SUPPLEMENTAL ASSISTANCE FOR EMERGING DEMOCRACIES ACT

Committee on Rules: Heard testimony from Representatives Hamilton, Kostmayer, Schumer, Atkins, Broomfield and Frenzel, but no action was taken on H.R. 4636, Supplemental Assistance for Emerging Democracies Act of 1990.

TRANSFER OF TECHNOLOGIES FROM THE FEDERAL LABORATORIES

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technology held a hearing on Transfer of Technologies from the Federal Laboratories. Testimony was heard from Carl E. Wisler, Deputy for Planning and Reporting, Program Evaluation and Methodology Division, GAO; Daniel S. Rak, Deputy Assistant Secretary of the Air Force, Acquisition Management and Policy, Department of the Air Force; Dr. Margaret J. Giannini, Deputy Assistant Chief Medical Director for Rehabilitation and Prosthetics, Veterans Health Services and Research Administration, Department of Veterans Affairs; Dr. Philip S. Chen, Jr., Associate Director, Intramural Affairs, NIH, Department of Health and Human Services; Frank Princiotta, Director, Air and Energy Engineering Research Laboratory, EPA; and public witnesses.

SMALL BUSINESS NATURAL RESOURCES DEVELOPMENT AND EMPLOYMENT OPPORTUNITY ACT

Committee on Small Business: Subcommittee on SBA, The General Economy and Minority Enterprise Development held a hearing on H.R. 4123, Small Business Natural Resources Development and Employment Opportunity Act. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment approved for full Com-

mittee action the following bills: H.R. 4087, amended, to amend title 38, United States Code, with respect to employment and training programs for veterans; H.R. 4088, Veterans Recruitment Authority Act of 1990; H.R. 4089, amended, to amend title 38, United States Code, with respect to educational and vocational counseling for veterans; and H.R. 3053, amended, Incarcerated Veterans Rehabilitation and Readjustment Act of 1989.

BUDGET ISSUES RELATED TO MEDICARE PHYSICIAN SERVICES

Committee on Ways and Means: Subcommittee on Health held a hearing on fiscal year 1991 budget issues related to the increase in the volume of medicare physician services. Testimony was heard from Dr. Philip R. Lee, Chairman, Physician Payment Review Commission; and public witnesses.

COMMERCIAL OPERATIONS OF THE U.S. CUSTOMS SERVICE

Committee on Ways and Means: Subcommittee on Trade and the Subcommittee on Oversight concluded joint hearings on the commercial operations of the U.S. Customs Service. Testimony was heard from Peter K. Nunez, Assistant Secretary Enforcement, Department of the Treasury; and public witnesses.

INTELLIGENCE BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on fiscal year 1991 Intelligence Budget. Testimony was heard from departmental witnesses.

Hearings continue May 9.

Joint Meetings

LITHUANIA

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission concluded hearings to examine the current situation in Lithuania, focusing on the parliament's plans and goals, after receving testimony from Lithuania Prime Minister Kazimiera Prunskiene, Vilnius.

AFGHANISTAN

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission concluded hearings to examine Soviet involvement in Afghanistan, focusing on allegations of continued Soviet troop deployments, arms shipments to the Kabul regime, Soviet indoctrination of Afghan children and other human rights abuses, after receiving testimony from Barnett Rubin, Peace Fellow, United States Institute of Peace; Mohammad S. Saljooque, National Islamic Front of Afghanistan, Kabul; David Isby, BDM International, and Khalid Sekander, both of Washington, D.C.

Friday, May 4, 1990

Senate

Chamber Action

Routine Proceedings, pages 9451–9495

Measures Introduced: Two bills and four resolutions were introduced as follows: S. 2580–2581, S. Res. 279–280, S.J. Res. 307, and S. Con. Res. 127.

Page 9482

Measures Passed:

Representation by Senate Legal Counsel: Senate agreed to S. Res. 279, to direct the Senate Legal Counsel to represent Senator Edward M. Kennedy in the case of Anderson v. Kennedy.

Page 9491

Anniversary of Head Start: Senate passed H.J. Res. 490, commemorating May 18, 1990, as the 25th anniversary of Head Start.

Page 9491

Subsequently, Committee on Labor and Human Resources was discharged from further consideration of S.J. Res. 265, Senate companion measure, and the resolution was then indefinitely postponed.

Page 9492

Hatch Act Reform Amendments: Senate continued consideration of S. 135, to amend title 5, United States Code, to restore to Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, and to protect such employees from improper political solicitations, taking action on amendments proposed thereto, as follows:

Page 9457

Rejected:

(1) Roth Amendment No. 1583, to provide that the provisions of subchapter III of chapter 73 of title 5, United States Code, shall not apply to certain Federal employees, for an educational plan on political activities, and for the clarification of regulations concerning such activities. (By voice vote, Senate tabled the amendment.)

Page 9457

(2) Roth Amendment No. 1584, to provide a civil right of action for Federal employees against political coercion. (By voice vote, Senate tabled the amendment.)

Page 9465

Senate will continue consideration of the bill and certain amendments to be proposed thereto, on Monday, May 7.

Measures Indefinitely Postponed:

Act for Better Child Care Services: S. 5, to provide for a Federal program for the improvement of child care.

Page 9491

Messages From the House: **Page 9481**

Measures Referred: Page 9482
Measures Placed on Calendar: Page 9482
Statements on Introduced Bills: Page 9482
Additional Cosponsors: Page 9485
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Authority for Committees: Page 9488
Additional Statements: Page 9488

Recess: Senate convened at 9:30 a.m., and recessed at 1:27 p.m., until 11:30 a.m., on Monday, May 7, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 9495.)

Committee Meetings

APPROPRIATIONS—NASA

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991 for the National Aeronautics and Space Administration (NASA), receiving testimony from Rear Adm. Richard H. Truly, Administrator, NASA.

Subcommittee will meet again Tuesday, May 8.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Defense Industry and Technology held hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions for the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on defense industrial adjustment, and S. 2097, to promote and encourage alternative nondefense facilities and to provide adjustment assistance to communities adversely affected by the termination or curtailment of defense contracts or the closure or realignment of military installations, receiving testimony from Senator Pell; Gordon Adams, Director, Defense Budget Project, Department of Defense; Jacques S. Gansler, Analytical Sciences Corporation, William E. Haggett, Bath Iron Works Corporation, and Stanley C. Pace, General Dynamics Corporation, all of Arlington, Virginia; and Seymour Melman, National Commission for Economic Conversion and Disarmament, and Howard D. Samuels, Industrial Union Department, AFL–CIO, both of Washington, D.C.

Subcommittee will meet again Monday, May 7.

SMOKING ON WORLD HEALTH

Committee on Labor and Human Resources: Committee held hearings to examine certain issues surrounding the export of tobacco to foreign countries, focusing on U.S. advertising techniques used to promote smoking in foreign countries and the health effects of smoking on world health, receiving testimony from Senator McConnell; Representatives Atkins and Tallon; William H. Foege, The Carter Center, Atlanta, Georgia; Gregory N. Connolly, Massachusetts State Department of Public Health, Boston; Prakit Vathesatogkit, Mahidol University, Bangkok, Thailand, on behalf of the Thai Anti-Smoking Campaign; David T. Sweanor, Non-Smokers' Rights Association, Ottawa, Ontario, Canada; Walter D. Huddleston, Philip Morris, Inc., New York, New York, on behalf of the U.S. Cigarette Export Association; and Fred G. Bond, Flue-Cured Tobacco Cooperative Stabilization Corporation, Raleigh, North Carolina.

Hearings were recessed subject to call.

Joint Meeting

EMPLOYMENT—UNEMPLOYMENT

Joint Economic Committee: Committee concluded hearings on the employment-unemployment situation for April, after receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, May 7.

Committee Meetings

No committee meetings were held.

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Monday, May 7, 1990

Senate

Chamber Action

Routine Proceedings, pages 9500–9546

Measures Introduced: Three bills were introduced as follows: S. 2582–2584.

Page 9535

Measures Reported: Reports were made as follows:

S. 2068, to designate the United States courthouse located at 1800 Fifth Avenue North in Birmingham, Alabama as the "Robert Smith Vance United States Courthouse," with amendments. (S. Rept. No. 101–280)

H.R. 922, to designate the building located at 1515 Sam Houston Street in Liberty, Texas, as "M.P. Daniel and Thomas F. Calhoon, Senior, Post Office Building."

H.R. 2890, to redesignate the Federal buildings and courthouse located in East St. Louis, Illinois, as the "Melvin Price Federal Courthouse."

Page 9534

Measures Passed:

1990 Census—Temporary Employees: Senate passed H.R. 4637, to amend Public Law 101–86, to eliminate the 6-month limitation on the period for which civilian and military retirees may serve as temporary employees, in connection with the 1990 decennial census of population, without being subject to certain offsets from pay and other benefits.

Page 9542

Relocation Expenses of Federal Employees: Senate passed S. 1424, to amend chapter 57 of title 5, United States Code, to provide that reimbursement for certain travel expenses related to relocation of Federal employees shall apply to all stations within the United States.

Page 9542

Elementary and Secondary Education Act—Assessment: Senate passed H.R. 3910, to require the Secretary of Education to conduct a comprehensive national assessment of programs carried out with assistance under chapter 1 of title I of the Elementary and Secondary Education Act of 1965, after agreeing to the following amendment proposed thereto:

Page 9543

Mitchell (for Pell) Amendment No. 1589, to make technical corrections.

Page 9543

Hatch Act Reform Amendments: Senate continued consideration of S. 135, to amend title 5, United States Code, to restore to Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, and to protect such employees from improper political solicitations, taking action on amendments proposed thereto, as follows:

Pages 9506, 9533

Pending:

(1) Roth Amendment No. 1585, to modify the definition of a partisan political office.

Page 9506

(2) Dole Amendment No. 1586, to provide limitations on the political activities of certain employees of the intelligence and law enforcement agencies.

Page 9512

(3) Simpson Amendment No. 1587, to delay the effective date of the Act until bans on PAC contributions and soft money are enacted.

Page 9517

(4) Dole Amendment No. 1588, to provide for penalties for employees violating certain prohibitions on political activities.

Page 9526

A unanimous-consent agreement was reached providing for disposition of the aforementioned amendments to occur on Tuesday, May 8, with the first vote to occur at 12 noon.

Page 9546

Senate will continue consideration of the bill and pending amendments proposed thereto, on Tuesday, May 8.

Nominations Received: Senate received the following nominations:

William Bodde, Jr., of Maryland, to be Ambassador to the Republic of the Marshall Islands.

Joseph Edward Lake, of Texas, to be Ambassador to the Mongolian People's Republic.

Gary E. Shovlin, of Texas, to be United States Marshal for the Middle District of Pennsylvania.

Stephen Anthony Trodden, of Virginia, to be Inspector General, Department of Veterans Affairs.

Wallace Elmer Stickney, of New Hampshire, to be Director of the Federal Emergency Management Agency.

1 Air Force nomination in the rank of general.

1 Army nomination in the rank of general.

Page 9546

Statements on Introduced Bills: Page 9535

Additional Cosponsors: Page 9536

Amendments Submitted: Page 9537

Notices of Hearings: Page 9539

Authority for Committees: Page 9539

Additional Statements: Page 9539

Recess: Senate convened at 11:31 a.m., and recessed at 5:52 p.m., until 11 a.m., on Tuesday, May 8, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 9546.)

Committee Meetings

APPROPRIATIONS—REFUGEE PROGRAMS

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1991 for foreign assistance, focusing on refugee programs, receiving testimony from Jewel LaFontant, Director, and Princeton N. Lyman, Assistant Secretary, Bureau for Refugee Programs, Department of State; Roger Winter, United States Committee for Refugees, Washington, D.C.; and Christian Kornevall, International Committee of the Red Cross, Geneva, Switzerland.

Subcommittee will meet again Tuesday, May 15.

APPROPRIATIONS—BUREAU OF MINES

Committee on Appropriations: Subcommittee on Interior held hearings on proposed budget estimates for fiscal year 1991 for the Bureau of Mines, Department of the Interior, receiving testimony from T. S. Ary, Director, Bureau of Mines, Department of the Interior.

Subcommittee will meet again Monday, May 14.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Defense Industry and Technology held hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on defense science and engineering education programs, receiving

testimony from J. Thomas Ratchford, Associate Director for Policy and International Affairs, Office of Science and Technology Policy; James F. Decker, Acting Director, Office of Energy Research, Department of Energy; Ted G. Berlincourt, Director, Research and Laboratory Management, Department of Defense; and Frank P. Cipolla, Acting Deputy Assistant Secretary of Defense for Civilian Personnel Policy.

Subcommittee will meet again on Monday, May 14.

INDIAN FUNDS

Select Committee on Indian Affairs: Committee concluded hearings on the following legislation:

S. 2203, to provide a settlement fund for the restoration of certain Indian lands within the Zuni Indian Reservation in New Mexico, after receiving testimony from Senator Domenici; Representative Richardson; Patrick Hayes, Deputy Assistant Secretary of the Interior for Indian Affairs, Trust and Economic Development; Myles E. Flint, Deputy Assistant Attorney General, Environment and Natural Resources Division, Department of Justice; Robert Lewis, Governor, Pueblo of Zuni, Zuni, New Mexico; E. Richard Hart, Institute of the North American West, Seattle, Washington; Robert Delaney, Albuquerque, New Mexico; and Stephen Boyden and Floyd O'Neil, both of Salt Lake City, Utah; and

S. 1934, to revise the United States Housing Act of 1937 to direct the Secretary of Housing to reimburse local governments located within the exterior boundaries of Indian reservations for providing Indian housing services in an amount equal to the local property tax that would be payable if the housing were subject to such tax, after receiving testimony from Michael Janis, General Deputy Assistant Secretary of Housing and Urban Development for Public and Indian Housing; Mayor Clare Aubol, and Jean Hall, Fort Berthold Housing Authority, both of New Town, North Dakota; and Mayor Wade Williamson, Parshall, North Dakota.

House of Representatives

Chamber Action

Bills Introduced: 2 public bills, H.R. 4736–4737; and 1 resolution, H.J. Res. 564 were introduced.

Page 9498

Reports Filed: Reports were filed as follows:

Report entitled "1990 Economic Report of the President" (H. Rept. 101–475); and

H.R. 237, to implement the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological (Biological) and Toxin Weapons and Their Destruction, by prohibiting certain conduct relating to biological weapons, amended (H. Rept. 101–476).

Page 9498

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Gray to act as Speaker pro tempore for today.

Page 9496

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 9497

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 12:10 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Land Management. Testimony was heard from D. Cy Jamison, Director, Bureau of Land Management, Department of the Interior.

WEIGHT LOSS PROGRAMS

Committee on Small Business: Subcommittee on Regulation, Business Opportunities and Energy held a hearing on safety and effectiveness of weight loss programs. Testimony was heard from the following officials of the FDA, Department of Health and Human Services: Dr. Carl Peck, Director, Center for Drug Evaluation and Research; Dr. Fred Shank, Director, Center for Food Safety and Nutrition; Kenneth Baumgartner, Deputy Chief Counsel, Administration; and Alexander Grant, Associate Commissioner, Consumer Affairs; and public witnesses.

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Tuesday, May 8, 1990

Senate

Chamber Action

Routine Proceedings, pages 9561–9638

Measures Introduced: Ten bills and four resolutions were introduced as follows: S. 2585–2594, S.J. Res. 308–310, and S. Con. Res. 128.

Page 9606

Measures Reported: Reports were made as follows:

S. 1128, for the relief of Richard Saunders, with an amendment in the nature of a substitute. (S. Rept. No. 101–281)

S. 1738, to convey certain Oregon and California Railroad Grant Lands in Josephine County, Oregon to the Rogue Community College District, with amendments. (S. Rept. No. 101–282)

S. 2388, to provide for the striking of medals in commemoration of the Centennial of Yosemite National Park, with an amendment in the nature of a substitute.

Page 9606

Measures Passed:

National Physical Fitness and Sports Month: Committee on the Judiciary was discharged from further consideration of S.J. Res. 267, to authorize and request the President to designate May 1990 as "National Physical Fitness and Sports Month", and the resolution was then passed.

Page 9637

Hatch Act Reform Amendments: Senate continued consideration of S. 135, to amend title 5, United States Code, to restore to Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, and to protect such employees from improper political solicitations, taking action on amendments proposed thereto, as follows:

Pages 9569, 9585, 9603

Adopted:

(1) Dole Modified Amendment No. 1588, to provide for penalties for employees violating certain prohibitions on political activities.

Pages 9569, 9575

Rejected:

(1) Roth Amendment No. 1585, to modify the definition of a partisan political office. (By 64 yeas to 32 nays (Vote No. 80), Senate tabled the amendment.)

Pages 9569, 9571

(2) Dole Amendment No. 1586, to provide limitations on the political activities of certain employees of the intelligence and law enforcement agencies. (By 51 yeas to 46 nays (Vote No. 81), Senate tabled the amendment.)

Pages 9569, 9572

(3) Simpson/Dole Amendment No. 1587, to delay the effective date of the Act until bans on PAC contributions and soft money are enacted. (By 61 yeas to 36 nays (Vote No. 82), Senate tabled the amendment.)

Pages 9569, 9570, 9574

(4) Gramm Amendment No. 1590, to provide military personnel the same political freedoms as Federal civilian employees. (By 66 yeas to 30 nays (Vote No. 83), Senate tabled the amendment.)

Page 9585

A motion was entered to close further debate on the bill, and in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur on Thursday, May 10, 1990.

Page 9603

Senate will continue consideration of the bill and amendments to be proposed thereto, on Wednesday, May 9.

Page 9638

Nominations Received: Senate received the following nominations:

Karen LeCraft Henderson, of South Carolina, to be United States Circuit Judge for the District of Columbia Circuit.

A. Raymond Randolph, of Maryland, to be United States Circuit Judge for the District of Columbia Circuit.

James R. Moseley, of Indiana, to be an Assistant Secretary of Agriculture.

1 Navy nomination in the rank of admiral.

Page 9638

Messages From the House: Page 9605

Communications: Page 9605

Petitions: Page 9605

Statements on Introduced Bills: Page 9606

Additional Cosponsors: Page 9623

Amendments Submitted: Page 9625

Notices of Hearings: Page 9626

Authority for Committees: Page 9626

Additional Statements: Page 9627

Record Votes: Four record votes were taken today. (Total—83)

Pages 9572, 9574, 9589

Recess: Senate convened at 11 a.m., and recessed at 7:57 p.m., until 10:30 a.m., on Wednesday, May 9, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 9638.)

Committee Meetings

REGULATION OF SECURITIES MARKETS

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings to review issues involving the regulation of securities markets, focusing on the jurisdiction between the Commodity Futures Trading Commission and the Securities Exchange Commission, receiving testimony from Robert Glauber, Under Secretary of the Treasury for Finance; Richard Breeden, Chairman, Securities and Exchange Commission; Wendy Gramm, Chairman, Commodity Futures Trading Commission; and Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System.

Hearings were recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1991 for the Department of Defense, focusing on tactical airpower, receiving testimony from Vice Adm. Richard M. Dunleavy, USN, Assistant Chief of Naval Operations (Air Warfare), Department of the Navy; Lt. Gen. Charles H. Pitman, USMC, Deputy Chief of Staff for Aviation, United States Marine Corps; and Maj. Gen. John E. Jaquish, USAF, Director of Tactical Program, Office of the Assistant Secretary of the Air Force for Acquisition.

Subcommittee will meet again on Thursday, May 10.

APPROPRIATIONS—HUD

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Department

of Housing and Urban Development, receiving testimony from Jack Kemp, Secretary of Housing and Urban Development.

Subcommittee will meet again on Thursday, May 10.

NAVAL ARMS CONTROL

Committee on Armed Services: Subcommittee on Projection Forces and Regional Defense held hearings to examine possible approaches to naval arms control, receiving testimony from Sergey Akhromeyev, Advisor to the President of the U.S.S.R.

Hearings will resume on Friday, May 11.

CONGRESSIONAL OVERSIGHT OF HUD

Committee on Banking, Housing, and Urban Affairs: Subcommittee on HUD/Moderate Rehabilitation concluded hearings to examine Congressional oversight of the Department of Housing and Urban Affairs (HUD), after receiving testimony from Paul A. Adams, Inspector General, Department of Housing and Urban Development; Frederick M. Kaiser, Specialist in American National Government, Congressional Research Service, Library of Congress; Richard L. Fogel, Assistant Comptroller General, General Government Division, General Accounting Office; and Charles L. Dempsey, former Inspector General, Department of Housing and Urban Development, Stanley M. Brand, Brand and Lowell, Richard A. Wegman, Garvey, Schubert and Barer, representing the National Academy of Public Administrators, and Thomas E. Mann and Bert A. Rockman, both of The Brookings Institution, all of Washington, D.C.

SCIENTIFIC MANPOWER

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings to review the status of science, mathematics, and engineering education in the United States, after receiving testimony from Erich Bloch, Director, National Science Foundation; Richard C. Atkinson, University of California, San Diego, representing the American Association for the Advancement of Science; Donna E. Shalala, University of Wisconsin, Madison; and Alvin W. Trivelpiece, Oak Ridge National Laboratory, Oak Ridge, Tennessee.

COAL/GAS COFIRING

Committee on Energy and Natural Resources: Subcommittee on Energy, Research and Development held hearings on S. 1848, to implement and provide financial assistance for a research and demonstration program for natural gas and coal cofiring technologies, receiving testimony from Jack S. Siegel, Deputy Assistant Secretary of Energy, Office of Coal Technology; Richard Schmalensee, Member, Council of Economic Advisors; Steven E. Winberg, Consolidated Natural Gas Service Company, Pittsburgh, Pennsylvania, on behalf of the American Gas Association and the Interstate Natural Gas Association of America; Mark T. Maassel, Northern Indiana Public Service Company, Merrillville, Indiana; and David O. Webb, Gas Research Institute, William J. Roberts, Environmental Defense Fund, and Francis S. Blake, Swidler and Berlin, all of Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following business items:

S. 612, to authorize funds for completion of the Washington Metrorail System, with an amendment in the nature of a substitute; and

The nominations of Richard G. Austin, of Illinois, to be Administrator of the General Services Administration, and Jessica L. Parks, of Georgia, to be a Member of the Merit Systems Protection Board.

AUTHORIZATIONS—DEPARTMENT OF JUSTICE

Committee on the Judiciary: Committee concluded hearings on proposed legislation authorizing funds for fiscal year 1991 for the Department of Justice, after receiving testimony from Richard L. Thornburgh, Attorney General, Department of Justice.

CHILD LABOR

Committee on Labor and Human Resources: Subcommittee on Children, Family, Drugs, and Alcoholism and Subcommittee on Labor concluded joint hearings on S. 2548, to revise the Fair Labor Standards Act of 1938 to increase penalties for employers who violate the child labor provisions, and to bar repeated violators from receiving Federal grants and loans and from paying the subminimum training wage, after receiving testimony from William C. Brooks, Assistant Secretary for Employment Standards, and Robert P. Davis, Solicitor, both of the Department of Labor; Linda Golodner, National Consumers League, David Liederman, Child Welfare League of America, and Rudy Oswald, AFL–CIO, all of Washington, D.C.; Philip Landrigan, Mt. Sinai Medical Center, New York, New York, representing the American Academy of Pediatrics; Justin Lowell, Portsmouth, New Hampshire; and Margaret Kimmel, Elkton, Virginia.

NATIONAL SECURITY

Joint Economic Committee: Committee resumed hearings to examine national security measures for the 1990's, focusing on how energy and environmental issues affect U.S. national security, receiving testimony from J. Clarence Davie, Assistant Administrator of the Environmental Protection Agency for Policy, Planning and Evaluation; Linda Stuntz, Deputy Secretary of Energy for Policy, Planning and Analysis; Jessica Tuckman Mathews, World Resources Institute, Washington, D.C.; and Alan Randall, Ohio State University, Columbus.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 4738–4753; 1 private bill, H.R. 4754; and 4 resolutions, H. Con. Res. 322–325 were introduced.

Page 9704

Reports Filed: Reports were filed as follows:

H.R. 3656, to amend the Securities Exchange Act of 1934 to improve the clearance and settlement of transactions in securities and related instruments, amended (H. Rept. 101–477);

H.R. 44, to provide that certain service members of the United States merchant marine during World War II constituted active military service for purposes of any law administered by the Veterans Administration and to establish a mechanism to provide for nonprofit organizations for merchant marine memorials, amended (H. Rept. 101–478);

H. Res. 388, providing for the consideration of H.R. 770, to entitle employees to family leave in certain cases involving a birth, an adoption, or a serious health condition and to temporary medical leave in certain cases involving a serious health condition, with adequate protection of the employees' employment and benefit rights, and to establish a commission to study ways of providing salary replacement for employees who take such leave (H. Rept. 101–479) .

Page 9704

Journal: By a yea-and-nay vote of 263 yeas to 106 nays, with 1 voting "present", Roll No. 97, the House approved the Journal of Monday, May 7.

Page 9639

Federal Employee Health Benefits: House agreed to a motion to concur in Senate amendments Nos. 1 and 3 and disagree to Senate amendment No. 2 to H.R. 1805, to amend title 5, United States Code, to allow Federal annuitants to make contributions for health benefits through direct payments rather than through annuity withholdings if the annuity is insufficient to cover the required withholdings; to eliminate the reinsurance requirement under the Federal employees' life insurance program; and to make a technical correction relating to the life insurance program. Agreed to the Senate amendment to the title with an amendment—returning the measure to the Senate.

Page 9644

Suspensions: House voted to suspend the rules and pass the following measures:

Matsunaga Hydrogen Research Act: H.R. 4521, amended, to establish a Hydrogen Research and Development Program;

Page 9644

Emergency field response: H.R. 4522, to improve the information available to emergency response personnel in the field (passed by a yea-and-nay vote of 410 yeas, Roll No. 98);

Page 9651

Securities settlement and clearance: H.R. 3656, amended, to amend the Securities Exchange Act of 1934 to improve the clearance and settlement of transactions in securities and related instruments;

Page 9655

Biological weapons: H.R. 237, amended, to implement the Convention on the Prohibition of the Development, Production and Stockpiling of Bacteriological (Biological) and Toxin Weapons and Their Destruction, by prohibiting certain conduct relating to biological weapons (passed by a yea-and-nay vote of 408 yeas, Roll No. 99). Subsequently, S. 993, a similar Senate-passed bill was passed in lieu—clearing the measure for the President. H.R. 237 was laid on the table; and

Pages 9658, 9664

Presentation of William D. Ford portrait: H. Con. Res. 272, amended, authorizing printing of the transcript of proceedings of the Committee on Post Office and Civil Service of the House of Representatives incident to presentation of a portrait of the Honorable William D. Ford.

Page 9661

Digestive Disease Awareness Month: House passed H.J. Res. 453, designating May 1990 as "National Digestive Disease Awareness Month".

Page 9665

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 9703

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 9639, 9662, and 9663. There were no quorum calls.

Adjournment: Met at noon and adjourned at 6:31 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Subcommittee on Conservation, Credit and Rural Development approved for full Committee action the Conservation title of the 1990 Farm bill.

RESTRICT TIMBER EXPORTS

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy approved for full Committee action amended H.R. 1037, to prohibit the sale for export of unprocessed timber from Federal lands west of the 100th meridian in the contiguous 48 States.

Prior to this action, the Subcommittee held a hearing to review proposals to restrict timber exports. Testimony was heard from representatives Swift, AuCoin and Unsoeld; George M. Leonard, Associate Chief, Forest Service, USDA; Susan R. Lamson, Deputy Director, external Affairs, Bureau of Land Management, Department of

the Interior; William E. Gahr, Associate Director, Food and Agriculture Issues, GAO; and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Bureau of Indian Affairs. Testimony was heard from Eddie F. Brown, Assistant Secretary, Indian Affairs, Department of Interior.

U.S. BANKS—GLOBAL STRATEGY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance, Task Force on International Competitiveness held a hearing on the problems confronting U.S. banks attempting to implement a global strategy. Testimony was heard from John S. Reed, Chairman, Citicorp.

WORLD BANK LENDING—PEOPLE'S REPUBLIC OF CHINA

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development, Finance, Trade and Monetary Policy held a hearing on World Bank Lending to the People's Republic of China. Testimony was heard from John Niehuss, Senior Deputy Assistant Secretary, International Economic Policy, Department of the Treasury; and public witnesses.

INFRASTRUCTURE NEEDS ASSESSMENTS AND FINANCING ALTERNATIVES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Policy Research and Insurance held a hearing on issues relating to infrastructure needs assessments and financing alternatives. Testimony was heard from Edith Page, Project Director, OTA; David Montgomery, Assistant Director, Natural Resources and Commerce Division, CBO; and public witnesses.

Hearings continue May 22.

CIVIL RIGHTS ACT

Committee on Education and Labor: Ordered reported amended H.R. 4000, Civil Rights of 1990.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs and the Subcommittee on Human Rights and International Organizations approved for full Committee action a resolution to be introduced concerning human rights, democracy, and illicit narcotics production and trafficking in Burma.

The Subcommittee on Asian and Pacific Affairs also approved for full Committee action the following resolutions to be introduced: concerning the promotion of human rights and democracy in Nepal; and expressing the sense of the Congress that the United States remains firmly committed to its Mutual Defense Treaty with the Republic of Korea and is steadfastly dedicated to the promotion of security and peace in the Korean peninsula.

Prior to these actions, the Subcommittees held a joint hearing on the prospects for Democratization in Burma, Mongolia, and Nepal. Testimony was heard from Representatives Rohrabacher and Unsoeld; and the following officials of the Department of State: David Lambertson, Deputy Assistant Secretary; Desaix Anderson, Deputy Assistant Secretary, both with East Asian and Pacific Affairs; Teresita Schaffer, Deputy Assistant Secretary, Near East and South Asian Affairs; and Paula Dobriansky, Deputy Assistant Secretary, Human Rights and Humanitarian Affairs.

U.S.-EGYPTIAN RELATIONS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on U.S.-Egyptian Relations in the 1990's. Testimony was heard from public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Accounts met to consider pending business.

WASTE ISOLATION PILOT LAND WITHDRAWAL ACT

Committee on Interior and Insular Affairs: Subcommittee on Energy and Environment and the Subcommittee on Energy and Power of the Committee on energy and Commerce held a joint hearing on Waste Isolation Pilot Land Withdrawal Act. Testimony was heard from Representatives Skeen and Stallings; Leo P. Duffy, Director, Office of Environmental Restoration and Waste Management, Department of Energy; Michael Shapiro, Deputy Assistant Administrator, Air and Radiation, EPA; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action amended the following bills: S. 286, Petroglyph National Monument Establishment Act of 1989; and S. 280, Niobrara River Scenic River Designation Act of 1989.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the following bills: H.R. 3787, to authorize a joint federal, state and tribal study for the restoration of the fishery resources of the Chehalis River Basin, Washington; and H.R. 3613, to establish an Upper Sacramento River Fishery resources restoration program. Testimony was heard from Representative Miller of California; John Turner, Director, U.S. Fish and Wildlife Service, Department of the Interior; Peter Bontadelli, Director, Department of Fish and Game, State of California; and public witnesses.

STATUS OF NOAA

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and Great Lakes held a hearing on the status of the NOAA in the Department of Commerce. Testimony was heard from Michael Deland, Chairman, Council of Environmental Quality; John A. Knauss, Under Secretary, Oceans and Atmosphere, NOAA, Department of Commerce; Erich Bretthauer, Assistant Administrator, Office of Research and Development, EPA; and public witnesses.

OVERSIGHT

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization held a joint oversight hearing on the U.S. Postal Service. Testimony was heard from members of the Board of Governors, U.S. Postal Service: Robert Setrakian, Chairman, John L. Ryan, Vice Chairman; Ira D. Hall; Susan E. Alvarado; Dr. Tirso del Junco; and Bert H. Mackie, all Governors.

STATUS OF HIGHWAY AND AVIATION TRUST FUNDS

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing concerning the current status of the Highway and Aviation Trust Funds. Testimony was heard from John Hill, Associate Director, Transportation Issues, GAO; Kate Moore, Assistant Secretary, Budget and Programs, Department of Transportation; and public witnesses.

FAMILY AND MEDICAL LEAVE ACT

Committee on Rules: Granted a modified open rule providing 2½ hours of debate on H.R. 770, Family and Medical Leave Act of 1989. The rule makes in order as original text for purpose of amendment, the amendment in the nature of a substitute now printed in part one of the report of the Committee on Rules accompanying the resolution, and the substitute shall be considered as having been read. All points of order against the amendments printed in the report are waived. No amendments to the substitute shall be in order except those printed in part two of the report of the Committee on Rules. The amendments are to be considered in the order and manner specified in the report, debatable for the period specified, to be equally divided and controlled by the proponent of the amendment and a member opposed thereto and are not subject to amendment except as specified in the report. If more than one amendment in the nature of a substitute printed in part two of the report is adopted, only the last amendment shall be considered as having been adopted and reported back to the House. The rules makes in order an amendment in the nature of a substitute offered by Representative Penny of Minnesota, or his designee. After disposition of the Penny substitute, the rule makes in order an amendment in the nature of a substitute offered by Representative Gordon of Tennessee, or his designee. While the Gordon substitute is pending, the rule makes in order the following amendments in the order specified: (1) the amendments en bloc by Representative Stenholm of Texas, or his designee; (2) the amendments en bloc by Representative Clay of Missouri to the amendments en bloc by Representative Stenholm; (3) the amendments en bloc by Representative Grandy of Iowa, or his designee; (4) the amendments en bloc by Representative Bartlett of Texas, or his designee. The rule provides that the vote on each amendment is to apply to both the substitute made in order as original text and the Gordon substitute. The Stenholm, Grandy and Bartlett amendments are not subject to amendment or to a demand of the division in the House of in the Committee of the Whole, except as provided in the rule. The rule provides that the vote on the Clay amendments en bloc are to apply to both the Stenholm amendments en bloc. Finally, the rule provides one motion to recommit with instructions, if offered by Representatives Michel of Illinois, or without instructions. Testimony was heard from Representatives Clay, Gordon, Carr, Stenholm, Penny, Parker, Goodling, Roukema, Grandy, Weldon, and Houghton.

SUPPLEMENTAL ASSISTANCE FOR EMERGING DEMOCRACIES ACT

Committee on Rules: Ordered reported H.R. 4636, Supplemental Assistance for Emerging Democracies Act of 1990.

HMO'S

Committee on Ways and Means: Subcommittee on Health held a hearing on fiscal year 1991 issues relating to payment of Health Maintenance Organizations by the Medicare program. Testimony was heard from Gail R. Wilensky, Administrator, Health Care Financing Administration, Department of Health and Human Services; Janet L. Shikles, Director, Health Financing and Policy Issues, Human Resources Division, GAO; and public witnesses.

FAMINE RELIEF IN ETHIOPIA

Select Committee on Hunger: International Task Force held a hearing on "Famine Relief in Ethiopia: An Update". Testimony was heard from Ambassador Herman Cohen, Assistant Secretary, African Affairs, Department of State; Andrew S. Natsios, Director, Office of Foreign Disaster Assistance, AID, U.S. International Development Cooperation Agency; and public witnesses.

39-059 O-94-10 (Pt. 27)

Wednesday, May 9, 1990

Senate

Chamber Action

Routine Proceedings, pages 9734–9820

Measures Introduced: Nine bills and two resolutions were introduced as follows: S. 2595–2603, S. Res. 281, and S.J. Res. 311.

Page 9781

Measures Passed:

Directing Senate Legal Counsel: Senate agreed to S. Res. 281, to direct the Senate Legal Counsel to appear as amicus curiae in the name of the Select Committee on Ethics in *In re American Continental Corporation/Lincoln Savings and Loan Securities Litigation.*

Page 9818

Robert Smith Vance U.S. Courthouse: Senate passed S. 2068, to designate the United States Courthouse located at 1800 Fifth Avenue North in Birmingham, Alabama, as the "Robert Smith Vance United States Courthouse", after agreeing to committee amendments.

Page 9819

M.P. Daniel and Thomas F. Calhoon, Senior, Post Office Building: Senate passed H.R. 922, to designate the building located at 1515 Sam Houston Street in Liberty, Texas, as the "M.P. Daniel and Thomas F. Calhoon, Senior, Post Office Building".

Page 9819

Melvin Price Federal Building and U.S. Courthouse: Senate passed H.R. 2890, to designate the Federal Building and United States Courthouse located at 750 Missouri Avenue in East St. Louis, Illinois, as the "Melvin Price Federal Building and United States Courthouse".

Page 9819

National Correctional Officers Week: Committee on the Judiciary was discharged from further consideration of S.J. Res. 286, to designate the week beginning May 6, 1990, as "National Correctional Officers Week", and the resolution was then passed.

Page 9819

National Digestive Disease Awareness Month: Senate passed H.J. Res. 453, designating May 1990 as "National Digestive Disease Awareness Month".

Page 9820

Subsequently, Committee on the Judiciary was discharged from further consideration of S.J. Res. 254, Senate companion measure, and the resolution was then indefinitely postponed.

Page 9820

Hatch Act Reform Amendments: Senate continued consideration of S. 135, to amend title 5, United States Code, to restore to Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, and to protect such employees from improper political solicitations, taking action on amendments proposed thereto, as follows:

Pages 9734, 9738, 9760, 9773

Rejected:

(1) McConnell Modified Amendment No. 1591, to protect employees from political activities of Federal employee labor organizations. (By 63 yeas to 35 nays (Vote No. 84), Senate tabled the amendment.)

Pages 9742, 9762

(2) Dole Amendment No. 1607, to provide that the employees of each department and agency may select either current law or the proposed amendment to subchapter III of chapter 73 of title 5, United States Code, to apply to the political activities of such employees. (By 62 yeas to 36 nays (Vote No. 85), Senate tabled the amendment.)

Page 9768

(3) Roth Amendment No. 1608, to prohibit Federal employees from soliciting, accepting, or receiving a political contribution from any person. (By 63 yeas to 35 nays (Vote No. 86), Senate tabled the amendment.)

Page 9773

By unanimous consent, a cloture vote scheduled for Thursday, May 10, on the bill was vitiated.

Page 9778

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto on Thursday, May 10, and that the Committee on Governmental Affairs be discharged from further consideration of H.R. 20, House companion bill, that all after the enacting clause be stricken, that the text of S. 135, as amended, be substituted in lieu thereof, and the Senate proceed to third reading and final passage of H.R. 20.

Page 9778

Senate will continue consideration of the bill and certain amendments to be proposed thereto, on Thursday, May 10.

Page 9820

Presidential Message: Senate received the following message from the President of the United States:

Transmitting the annual report on occupational safety, which was referred to the Committee on Labor and Human Resources. (PM–117)

Page 9780

Campaign Financing Reform Act: A unanimous-consent agreement was reached providing for consideration of S. 137, the Campaign Financing Reform Act.

Page 9778

AIDS C.A.R.E.: A unanimous-consent agreement was reached providing for the consideration of the motion to proceed to S. 2240, AIDS C.A.R.E. legislation, on Friday, May 11, with a cloture motion to be filed on the motion to proceed.

Page 9778

Messages From the President: Page 9780
Messages From the House: Page 9780
Measures Referred: Page 9780
Statements on Introduced Bills: Page 9781
Additional Cosponsors: Page 9804
Amendments Submitted: Page 9805
Notices of Hearings: Page 9808
Authority for Committees: Page 9808
Additional Statements: Page 9808

Record Votes: Three record votes were taken today. (Total—86)

Pages 9767, 9770, 9777

Recess: Senate convened at 10:30 a.m., and recessed at 7:08 p.m., until 9:30 a.m., on Thursday, May 10, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 9821.)

Committee Meetings

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence resumed closed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on the Trident missile and submarine programs, receiving testimony from Vice Adm. Daniel Cooper, USN, Assistant Chief of Naval Operations (Undersea Warfare); Rear Adm. Kenneth C. Malley, USN, Director, Strategic Systems Programs Office; and J.D. Crouch, Principal Deputy Assistant Secretary of Defense for International Security Policy.

Subcommittee will meet again tomorrow.

COASTAL ZONE MANAGEMENT

Committee on Commerce, Science, and Transportation: Committee concluded hearings in conjunction with the National Ocean Policy Study on S. 1189, to require State coastal zone management agencies to prepare and submit for the approval of the Secretary of Commerce plans for the improvement of coastal zone water quality, and proposed legislation authorizing funds for programs of the Coastal Zone Management Act of 1972, after receiving testimony from Virginia Tippie, Assistant Administrator, National Oceanic and Atmospheric Administration, Department of Commerce; LaJuana Wilcher, Assistant Administrator for Water, Environmental Protection Agency; Daniel Greenbaum, Massachusetts Department of Environmental Protection, Boston; Eldon Hout, Oregon Ocean and Coastal Management Programs, Portland; Paul Kelly, Rowan Company, Inc., on behalf of the American Petroleum Institute and the National Ocean Industries Association; Dallas Miner, American Fishing Tackle Manufacturers Association, and Andy Palmer, American Oceans Campaign, all of Washington, D.C.; and Sarah Chasis, National Resources Defense Council, New York, New York.

TELECOMMUNICATIONS EQUIPMENT

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 1981, to permit the Bell Telephone Companies to conduct research on, design, and manufacture telecommunications equipment, after receiving testimony from Alfred C. Sikes, Chairman, Federal Communications Commission; Winston J. Wade, Advanced Technologies, Englewood, Colorado; A. R. Frischkorn, Jr., Telecommunications Industry Association, Stephanie Biddle, Computer and Communications Industry Association, Barbara J. Easterling, Communications Workers of America, Gene Kimmelman, Consumer Federation of America, and Albert H. Kramer, Wood, Lucksinger and Epstein, on behalf of the North American Telecommunications Association, all of Washington, D.C.; Lt. Gen. William J. Hilsman, International Mobile Machines Corp., Philadelphia, Pennsylvania; and Stuart R. Brackney, Arizona Council for the Hearing Impaired, Phoenix.

GLOBAL WARMING

Committee on Energy and Natural Resources: Committee began consideration of S. 324, to establish a national energy policy to reduce global warming, but did not complete action thereon, and will meet again Wednesday, May 16.

HIGHWAY TRUST FUND

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure concluded hearings on S. 2013, to authorize funds for the highway trust fund of the Department of Transportation and related Federal-aid highway programs, and to review U.S. highway policy issues, after receiving testimony from Senator Bryan; Martin Washburn, Deputy Assistant Commissioner (Examination), Internal Revenue Service, and Ronald Iroff, Funds Accounting Branch Manager, Financial Management Service, both of the Department of the Treasury; Kate Moore, Assistant Secretary for Budget and Programs, and Gene McCormick, Deputy Federal Highway Administrator, Federal Highway Administration, both of the Department of Transportation; David Montgomery, Assistant Director, Natural Resources and Commerce Division, Congressional Budget Office; John W. Hill, Jr., Associate Director, Transportation Issues, General Accounting Office; Raymond C. Scheppach, National Governors' Association, and Lester P. Lamm, Highway Users Federation, both of Washington, D.C.; and Garth F. Dull, Nevada Department of Transportation, Carson City.

NATO STRATEGY

Committee on Foreign Relations: Subcommittee on European Affairs held hearings to examine the future of NATO military policy, focusing on changing events in Eastern Europe and the German reunification negotiations, receiving testimony from Paul G. Wolfowitz, Under Secretary of Defense for Policy.

Hearings were recessed subject to call.

U.S. POSTAL SERVICE

Committee on Governmental Affairs: Subcommittee on Federal Services, Post Office, and Civil Service held hearings to review U.S. Postal Service activities, focusing on productivity and postal costs, receiving testimony from George W. Haley, Chairman, U.S. Postal Rate Commission; and Anthony M. Frank, Postmaster General, Michael S. Coughlin, Deputy Postmaster General, and Harold Hughes, General Counsel, all of the U.S. Postal Service.

Hearings were recessed subject to call.

HOMELESSNESS AND COMMUNITY REVITALIZATION

Committee on Labor and Human Resources: Committee held hearings on S. 2600, to combat homelessness through the establishment of housing-based family support centers, through the provisions of housing-based services to elderly individuals with chronic and debilitating illnesses and conditions, through the provisions of residence-based outpatient mental health services, and through the use of grants for the improvement of community development corporations, receiving testimony from Whoopi Goldberg, Los Angeles, California, Robin Williams, San Francisco, California; Connie Perez, Children's Hope Program, Oxnard, California; Lucie McKinney, The Stewart B. McKinney Foundation, Fairfield, Connecticut; Judy Langford Carter, The Ounce of Prevention Fund, Chicago, Illinois; and Robert Saywell, Indiana University School of Public and Environmental Affairs, Indianapolis.

Hearings were recessed subject to call.

SMALL BUSINESS INVESTMENT COMPANIES

Committee on Small Business: Committee held hearings to examine the overall financial status of the small business investment companies program of the Small Business Administration (SBA), focusing on the results of SBA investigations of certain companies which have defaulted in SBA guaranteed debentures, receiving testimony from Charles R. Gillum, Inspector General, Stephen N. Marica, Assistant Inspector General for Investigations, and Peter L. McLintock, Acting Assistant Inspector General for Auditing, all of the Small Business Administration.

Hearings continue Wednesday, May 16.

BUSINESS MEETING

Select Committee on Ethics: Committee held a closed meeting where it agreed to proceed to an investigation into allegations of misconduct by Senator Durenberger.

House of Representatives

Chamber Action

Bills Introduced: 27 public bills, H.R. 4755–4781; 3 resolutions, H.J. Res. 565–566, and H. Res. 389 were introduced.

Page 9902

Report Filed: One report was filed as follows: H.R. 4151, to authorize appropriations for fiscal years 1991 through 1994 to carry out the Head Start Act, the Follow Through Act, the Community Services Block Grant Act, and the Low-Income Home Energy Assistance Act of 1981, amended (H. Rept. 101–480).

Page 9902

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Gephardt to act as Speaker pro tempore for today.

Page 9822

Journal: By a yea-and-nay vote of 298 yeas to 108 nays, Roll No. 100, the House approved the Journal of Tuesday, May 8.

Page 9822

Permission To Proceed: By a yea-and-nay vote of 246 yeas to 167 nays with 1 voting "present", Roll No. 101, the House agreed to permit Representative Torricelli to proceed in order with his one-minute speech after the Chair held that certain words taken down as unparliamentary.

Page 9828

Child Care: House disagreed to the Senate amendment to H.R. 3, to authorize appropriations to expand Head Start programs and programs carried out under the Elementary and Secondary Education Act of 1965 to include child care services; and agreed to a conference. Appointed as conferees:

Page 9830

From the Committee on Education and Labor, for consideration of the House bill (except titles III and VI), and the Senate amendment (except for titles II and III), and modifications committed to conference: Representatives Hawkins, Ford of Michigan, Clay, Miller of California, Kildee, Williams, Martinez, Owens of New York, Hayes of Illinois, Perkins, Sawyer, Payne of New Jersey, Lowey of New York, Unsoeld, Washington, Jontz, Goodling, Petri, Gunderson, Bartlett, Tauke, Henry, Grandy, Ballenger, and Fawell.

From the Committee on Ways and Means, for consideration of titles III and VI of the House bill, and title

II of the Senate amendment, and modifications committed to conference: Representatives Rostenkowski, Downey, Ford of Tennessee, Pease, Matsui, Kennelly, Andrews, Archer, Vander Jagt, Crane, and Shaw.

From the Committee on Ways and Means, for consideration of title I (except section 125) of the Senate amendment, and modifications committed to conference: Representatives Rostenkowski, Downey, and Archer.

From the Committee on Ways and Means, for consideration of title III of the Senate amendment, and modifications committed to conference: Representatives Rostenkowski, Jacobs, and Brown of Colorado.

From the Committee on Energy and Commerce, for consideration of section 124 of the Senate amendment, and modifications committed to conference: Representatives Dingell, Walgren, and Lent.

Page 9833

Agreed to the Archer motion to instruct House conferees to reject the new "Act of Better Child Care" grant program proposed in the Senate amendment (agreed to by a yea-and-nay vote of 411 yeas with 1 voting "present", Roll No. 102).

Page 9830

Applied Technology Education Amendments: House disagreed to the Senate amendment to H.R. 7, to amend the Carl D. Perkins Vocational Education Act to improve the provisions of services under such Act and to extend the authorities contained in such Act through the fiscal year 1995; and agreed to a conference. Appointed as conferees: Representatives Hawkins, Ford of Michigan, Miller of California, Kildee, Williams, Martinez, Perkins, Hayes of Illinois, Sawyer, Owens of New York, Payne of New Jersey, Lowey of New York, Poshard, Unsoeld, Rahall, Goodling, Fawell, Grandy, Smith of Vermont, Bartlett, Gunderson, Petri, Roukema, and Coleman of Missouri.

Page 9833

Favored-Nation Status for Hungary: House agreed, with an amendment, to the Senate amendment to the text of H.R. 1594, to extend nondiscriminatory treatment to the products of the People's Republic of Hungary for 3 years. House agreed to the Senate amendment to the title.

Page 9833

House then insisted on its amendment to the Senate amendment; and asked for a conference. Appointed as conferees:

From the Committee on Ways and Means, for consideration of the House amendment to the Senate amendment, and the Senate amendment, and modifications committed to conference: Representatives Rostenkowski, Gibbons, Jenkins, Downey, Pease, Russo, Guarini, Archer, Vander Jagt, Crane, and Frenzel.

As additional conferees, solely for consideration of title II of the House amendment to the Senate amendment, and for title II of the Senate amendment, and modifications committed to conference: Representatives Pickle and Schulze.

From the Committee on Agriculture, for consideration of titles VI and VII of the Senate amendment, and modifications committed to conference: Representatives de la Garza, Volkmer, Brown of California, Olin, Stallings, Morrison of Washington, Robert F. Smith, and Herger.

From the Committee on Interior and Insular Affairs, for consideration of titles VI and VII of the Senate amendment, and modifications committed to conference: Representatives Udall, Vento, Williams, DeFazio, McDermott, Young of Alaska, Craig, and Denny Smith.

From the Committee on Foreign Affairs, for consideration of titles VI and VII of the Senate amendment, and modifications committed to conference: Representatives Fascell, Wolpe, Gejdenson, Kostmayer, Feighan, Broomfield, Roth, and Miller of Washington.

Page 9855

Rail Passenger Service: By a yea-and-nay vote of 322 yeas to 93 nays, Roll No. 103, the House agreed to the conference report on H.R. 2364, to amend the Rail Passenger Service Act to authorize appropriations for the National Railroad Passenger Corporation—clearing the measure for Senate action.

Page 9855

Family and Medical Leave: House consumed one and one-half hours of debate on H.R. 770, to entitle employees to family leave in certain cases involving a birth, an adoption, or a serious health condition and to temporary medical leave in certain cases involving a serious health condition, with adequate protection of the employees' employment and benefit rights, and to establish a commission to study ways of providing salary for employees who take any such leave; but came to no resolution thereon. When consideration resumes on Thursday, May 10, one hour of debate time will remain.

Pages 9868, 9877

H. Res. 388, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 251 yeas to 151 nays, Roll No. 104.

Page 9868

Presidential Message—OSHA: Read a message from the President wherein he transmits the 1988 annual reports on activities of the Department of Labor, the Department of Health and Human Services, and the Occupational Safety and Health Review Commission—referred to the Committee on Education and Labor.

Page 9894

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 9902

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House today and appear on pages 9822, 9828, 9832, 9867, and 9875. There were no quorum calls.

Adjournment: Met at 2:00 p.m. and adjourned at 10:00 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Continued markup of H.R. 3950, Food and Agricultural Resources Act of 1990.

Will continue tomorrow.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Aircraft Procurement, Air Force. Testimony was heard from the following officials of the Department of the Air Force: John J. Welch, Jr., Assistant Secretary; and Lt. Gen. Thomas R. Ferguson, Jr., USAF, Principal Deputy Assistant Secretary (Acquisition).

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on Woodrow Wilson International Center for Scholars, Holocaust Memorial Council, Franklin Delano Roosevelt Memorial Commission, Commission of Fine Arts, and on the National Gallery of Art. Testimony was heard from Representative Green; Charles Blitzer, Director, Woodrow Wilson International Center for Scholars; Sara J. Bloomfield, Executive Director, U.S. Holocaust Memorial Council; and J. Carter Brown, Chairman, Commission of Fine Arts and Director, National Gallery of Art.

ZERO INFLATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy continued hearings on Zero Inflation, including consideration of H.J. Res. 409, directing the Federal Open Market Committee of the Federal Reserve System to adopt and pursue monetary policies leading to, and then maintaining, zero inflation. Testimony was heard from a public witness.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development continued markup of H.R. 1180, Housing and Community Development Act of 1989.

Will continue tomorrow.

U.S. PARTICIPATION—EUROPEAN BANK FOR RECONSTRUCTION AND DEVELOPMENT

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development, Finance, Trade and Monetary Policy held a hearing on proposed U.S. participation in the European Bank for Reconstruction and Development and Update on Exchange Rate Report. Testimony was heard from David C. Mulford, Under Secretary, International Affairs, Department of the Treasury; and public witnesses.

DECLINE—U.S. SEMICONDUCTOR INFRASTRUCTURE

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on the decline of the U.S. Semiconductor Infrastructure. Testimony was heard from Donald M. Phillips, Assistant U.S. Trade Representative for Industry; Michael Skarzynski, Assistant Secretary, Trade Development, Department of Commerce; Victor H. Reis, Acting Director, Defense Advanced Research Projects Agency, Department of Defense; and public witnesses.

PENDING CABLE LEGISLATION

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance continued hearings on pending cable legislation, with emphasis on broadcast and cable carriage of sports programming. Testimony was heard from Senators Lieberman, Metzenbaum, and Specter; Representatives Downey, Shays, Neal of Massachusetts, Schumer and McGrath; Paul Tagliabue, Commissioner, NFL; Francis T. Vincent, Jr., Commissioner, Major League Baseball; Richard D. Schultz, Executive Director, NCAA; David J. Stern, Commissioner, NBA; and John A. Ziegler, Jr., President, NHL.

RECENT DEVELOPMENTS—WEST BANK AND GAZA

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East and the Subcommittee on Human Rights and International Organizations held a joint hearing on Recent Developments in the West Bank and Gaza. Testimony was heard from the following officials of the Department of State: Richard Schifter, Assistant Secretary, Human Rights and Humanitarian Affairs; and John Hirsch, Director, Israel and Arab-Israeli Affairs, Bureau of Near Eastern and South Asian Affairs; and public witnesses.

SENIOR LEVEL EMPLOYEE MISCONDUCT AND MISMANAGEMENT AT THE IRS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on Senior Level Employee Misconduct and Mismanagement at the IRS. Testimony was heard from the following officials of the Department of the Treasury: Fred Goldberg, Commissioner, IRS; and Donald Kirkendall, Inspector General.

MINORITY BUSINESSES

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on the meaning and significance for Minority Businesses of the Supreme Court Decision in the *City of Richmond v J.A. Croson Co.* Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported amended the following bills: H.R. 1037, to prohibit the sale for export of unprocessed timber from Federal lands west of the 100th meridian in the contiguous 48 States; S. 319, Salt Lake City Watershed Improvement Act of 1990; and H.R. 4145, Maine Wilderness Act of 1990.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Administrative law and Governmental Relations held an oversight hearing on Legal Services Corporation. Testimony was heard from Representatives Stenholm, McCollum, Cardin and Byron; and public witnesses.

DEATH PENALTY

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on the following bills: H.R. 105, to amend title 18, United States Code, to establish rational criteria for the imposition of the sentence of death in cases of espionage and treason; H.R. 380, Capital Punishment Procedures Act of 1989; H.R. 596, to amend title 18, United States Code, to create a new Federal criminal offense of treasonous espionage, consisting of the unauthorized disclosure of classified information detrimental to the national security for profit; H.R. 1197, Federal Law Enforcement Officers Death Penalty Act of 1989; H.R. 1464, Capital Punishment Procedures Act of 1989; H.R. 1477, to amend title 18, United States Code, to provide procedures for the imposition of the death penalty; H.R. 2196, to amend title 18, United States Code, regarding sentencing for capital offenses; Title II of H.R. 2709, Comprehensive Violent Crime Control Act of 1989; and Titles I and II of H.R. 3119, Anti-Crime Act of 1989. Testimony was heard from Representatives Gekas and Watkins; and public witnesses.

POCKET VETO

Committee on the Judiciary: Subcommittee on Economic and Commercial Law held a hearing on H.R. 849, to amend title 1, United States Code, to define the type of adjournment that prevents the return of a bill by the President, and to amend the Rules of the House of Representatives to require the Clerk to make certain notifications to the Speaker. Testimony was heard from Representative Derrick; John McGinnis, Deputy Assistant Attorney General, Office of Legal Counsel, Department of Justice; Louis Fisher, Specialist, American National Government, Congressional Research Service, Library of Congress; and public witnesses.

BEACHES ENVIRONMENTAL ASSESSMENT, CLOSURE, AND HEALTH ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and Great Lakes held a hearing on H.R. 4333, Beaches Environmental Assessment, Closure, and Health Act of 1990. Testimony was heard from Senators Bradley and Lautenberg; William K. Diamond, Director, Criteria and Standards Division, Office of Water Regulations and Standards, EPA; James P. Burgess, Chief, Coastal Programs Division, Office of Ocean and Coastal Resources Management, NOAA, Department of Commerce; Eric J. Evenson, Acting Director, Division of Water Resources, Department of Environmental Protection, State of New Jersey; Richard Svenson, Director, Bureau of Community Sanitation and Food Protection, Department of Health, State of New York; and public witnesses.

MISCELLANEOUS MATTERS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds held a hearing on the following: an 11(b) resolution; an 11(b) Report on Pentagon Renovation; H.R. 4436; to provide for the transfer of the jurisdiction, custody, control over, and responsibility for the operation of the Pentagon Reservation to the Secretary of Defense. H.R. 4726, to require the Administrator of General Services to renovate the Pentagon Federal Office Building and Complex; and on the GSA's fiscal year 1991 construction program. Testimony was heard from Representative Bustamante; Richard G. Austin, Acting Administrator, GSA; David O. Cooke, Director, Administration and Management, Office of the Secretary, Department of Defense; and public witnesses.

COASTAL POLLUTION

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on issues concerning coastal pollution. Testimony was heard from Representative Studds; Robert H. Wayland III, Deputy Assistant Administrator, Water, EPA; Conley Moffett, Acting Deputy Assistant Director, Fish and Wildlife Enhancement, U.S. Fish and Wildlife Service, Department of the Interior; John Carey, Deputy Assistant Administrator, National Ocean Service, NOAA, Department of Commerce; and Philip M. DeGaetano, Director, Bureau of Water Quality Management, Department of Environmental Conservation, State of New York.

Hearings continue tomorrow.

BUDGET PROCESS REFORM ACT

Committee on Rules: Subcommittee on Legislative Process continued hearings on H.R. 3929, Budget Process Reform Act of 1990. Testimony was heard from Senators Domenici, Adams and Coats; and Representatives Rostenkowski and Penny.

DRUG ABUSE EDUCATION

Select Committee on Narcotics Abuse and Control: Held a hearing on Drug Abuse Education. Testimony was heard from Lauro F. Cavazos, Secretary of Education.

Joint Meeting

DIRE EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for fiscal year ending September 30, 1990, but did not complete action thereon, and recessed subject to call.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, May 10, 1990

Senate

Chamber Action

Routine Proceedings, pages 10012–10099

Measures Introduced: Seven bills and two resolutions were introduced as follows: S. 2604–2610, S. Res. 282, and S. Con. Res. 129.

Page 10056

Measures Reported: Reports were made as follows:

S. Con. Res. 129, setting forth the congressional budget for the United States Government for fiscal years 1991, 1992, 1993, 1994, and 1995. (S. Rept. No. 101–283)

Page 10056

Measures Passed:

Hatch Act Reform Amendments: Committee on Governmental Affairs was discharged from further consideration of H.R. 20, to amend title 5, United States Code, to restore to Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, and to protect such employees from improper political solicitations, and by 67 yeas to 30 nays (Vote No. 90), Senate passed the bill, after striking all after the enacting clause and inserting in lieu thereof, the text of S. 135, Senate companion measure, as amended, and after taking action on further amendments proposed thereto, as follows:

Pages 10017, 10020, 10028

Adopted:

(1) By a unanimous vote of 97 yeas (Vote No. 88), Dole Amendment No. 1596, to provide limitations on the political activities of certain employees of the Federal Election Commission.

Pages 10020, 10038

(2) Simpson Amendment No. 1610, to clarify what is meant by a Federal employees organization for purposes of determining when a Federal employee may solicit for a multicandidate PAC.

Page 10038

(3) Roth Amendment No. 1611, of a technical nature.

Page 10039

(4) By a unanimous vote of 97 yeas (Vote No. 89), Glenn Amendment 1612, to limit the permissible solicitation for participation in political activities by Federal employees.

Page 10040

Rejected:

(1) Domenici Amendment No. 1609, to provide limitations on the political activities of certain employees of intelligence and law enforcement agencies. (By 58 yeas to 39 nays (Vote No. 87), Senate tabled the amendment.)

Pages 10021, 10035

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed conferees on the part of the Senate, as follows: Senators Glenn, Levin, Pryor, Kohl, Lieberman, Roth, Stevens, and Rudman.

Page 10053

Subsequently, S. 135, Senate companion measure, was indefinitely postponed.

Page 10053

Robert S. Vance Federal Building: Committee on Environment and Public Works was discharged from further consideration of H.R. 3961, to redesignate the Federal building located at 1800 5th Avenue North in Birmingham, Alabama as the "Robert Smith Vance Federal Office Building and United States Courthouse" and the bill was then passed.

Page 10098

Subsequently, by unanimous consent, Senate vitiated passage of S. 2068, Senate companion measure, which action occurred on Wednesday, May 9, and the measure was then indefinitely postponed.

Page 10098

Amtrak Authorizations—Conference Report: Senate agreed to the conference report on H.R. 2364, to amend the Rail Passenger Service Act to authorize appropriations for the National Railroad Passenger Corporation (AMTRAK).

Page 10095

Appointments:

North Atlantic Assembly Meeting: The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, as amended, appointed the following Senators as members of the Delegation to the North Atlantic Assembly Meeting during the Second Session of the 101st Congress, to be held in Paris, France, May 11–14, 1990: Senators Burdick, Hatfield, McClure, Murkowski, and Gorton.

Page 10098

Commission on Agricultural Workers: The Chair, on behalf of the President pro tempore, in accordance with provisions in Public Law 99–603, appointed Clarence E.

Martin III, of West Virginia, to the Commission on Agricultural Workers.

Page 10098

Nominations Received: Senate received the following nominations:

Gilberto Guardia Fabrega, a citizen of the Republic of Panama, to be Administrator of the Panama Canal Commission.

Sylvia Alice Earle, of California, to be Chief Scientist of the National Oceanic and Atmospheric Administration.

The following-named persons to be Members of the United States Sentencing Commission for the terms indicated:

For the remainder of the term expiring October 31, 1991: Michael S. Gelacak, of Virginia.

For a term expiring October 31, 1995: A. David Mazzone, of Massachusetts.

The following-named persons to be Members of the National Council on the Humanities for the terms indicated:

For a term expiring January 26, 1994: Billie Davis Gaines, of Georgia, Gary L. McDowell, of the District of Columbia, and, Jeanne J. Smoot, of North Carolina.

For a term expiring January 26, 1996: Bruce D. Benson, of Colorado.

Routine lists in the Air Force, Army, Marine Corps, Navy.

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Messages From the House: Page 10055

Measures Referred: Page 10056

Executive Reports of Committees: Page 10056

Statements on Introduced Bills: Page 10057

Additional Cosponsors: Page 10078

Amendments Submitted: Page 10088

Notices of Hearings: Page 10088

Authority for Committees: Page 10089

Additional Statements: Page 10089

Record Votes: Four record votes were taken today. (Total—90)

Pages 10038, 10040, 10052

Recess: Senate convened at 9:30 a.m., and recessed at 5:09 p.m., until 9:30 a.m., on Friday, May 11, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 10099.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1991 for land warfare programs of the Department of Defense, receiving testimony from Maj. Gen. Jerome H. Granrud, USA, Assistant Deputy Chief of Staff for Operations and Plans, Force Development, Office of the Chief of Staff of the Army; Maj. Gen. James C. Cercy, USA, Deputy for Systems Management, Office of the Assistant Secretary of the Army for Research, Development and Acquisition; Lt. Gen. William Etnyre, USMC, Commanding General, Marine Corps Combat Development Center; and Lt. Gen. J.R. Dailey, USMC, Commanding General, Marine Corps Research, Development and Acquisition Command.

Subcommittee will meet again Tuesday, May 15.

APPROPRIATIONS—COAST GUARD

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1991 for the U.S. Coast Guard, receiving testimony from Adm. Paul A. Yost, Jr., Commandant, United States Coast Guard, Department of Transportation.

Subcommittee will meet again Wednesday, May 16.

APPROPRIATIONS—VETERANS AFFAIRS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991 for the Department of Veterans Affairs, receiving testimony from Edward J. Derwinski, Secretary of Veterans Affairs.

Subcommittee will meet again Tuesday, May 15.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Committee resumed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on alternatives for increasing the utilization of Reserve Forces in the Department of Defense, receiving testimony from Robert D. Reischauer, Director, Robert F. Hale, Assistant Director, and V. Lane Pierrot, Principal Analyst, National Security Division, all of the Congressional Budget Office; Stephen M. Duncan, Assistant Secretary of Defense for Reserve Affairs; Will Hill Tankersley, former Chairman, Reserve Forces Policy Board, Department of Defense; John O. Marsh, former Secretary of the Army; and Lt. Gen. LaVern E. Weber, NGUS (Ret.), National Guard Association of the United States, and Maj. Gen. Evan L. Hultman, USA (Ret.), Reserve Officers Association of the United States, both of Washington, D.C.

Hearings were recessed subject to call.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence continued closed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on the B–2 Low Observability and Counter-Stealth Analyses, receiving testimony from John J. Welch, Jr.,

Assistant Secretary of the Air Force for Acquisition; Lt. Gen. Thomas R. Ferguson, Jr., USAF, Military Deputy to the Assistant Secretary of the Air Force (Acquisition); and other officials of the selected services.

Subcommittee will meet again Wednesday, May 16.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Rear Admiral William J. Kime, USCG, to be Commandant, United States Coast Guard, with the grade of Admiral while so serving, and Rear Admiral Martin H. Daniell, Jr., to be Vice Commandant, United States Coast Guard, with the grade of Vice Admiral while so serving, after the nominees, who were introduced by Senator Stevens, testified and answered questions in their own behalf.

AUTHORIZATIONS—NTSB

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation concluded hearings on proposed legislation authorizing funds for the National Transportation Safety Board (NTSB), and to examine staffing requirements of NTSB, after receiving testimony from James L. Kolstad, Chairman, National Transportation Safety Board; and Henry A. Duffy, Air Line Pilots Association, Washington, D.C.

PRODUCT LIABILITY

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings on S. 1400, to regulate interstate commerce by providing for a uniform product liability law, focusing on the purpose and effect of proposed legal standards, after receiving testimony from James A. Henderson, Jr., Cornell University School of Law, Ithaca, New York; Paul Safchuck, White Lung Association, Baltimore, Maryland; and Linda Lipsen, Consumers Union, Richard Kingham, Covington and Burling, on behalf of the Pharmaceutical Manufacturers Association, Sidney M. Wolfe, Public Citizen Health Research Group, and Pamela Gilbert, Public Citizen Congress Watch, Thomas D. Wilcox, National Association of Stevedores, Victor E. Schwartz, Crowell and Moring, and Alfred W. Cortese, Kirkland and Ellis, all of Washington, D.C.

NASA BUDGET

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings on the President's proposed budget request for fiscal year 1991 for the National Aeronautics and Space Administration (NASA), focusing on space science and applications programs, after receiving testimony from Lennard A. Fisk, Associate Administrator, Office of Space Science and Applications, National Aeronautics and Space Administration; John A. Dutton, College of Earth and Mineral Science, Pennsylvania State University, University Park, representing the Space Studies Board, National Academy of Sciences; Glenn Mason, University of Maryland, College Park, representing the Space Science Working Group, Association of American Universities; and Paul J. Coleman, Jr., Institute of Geophysics and Planetary Physics, University of California, Los Angeles.

PUBLIC LANDS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

S. 1767, to reimburse Montana and individuals for expenses incurred to test cattle for brucellosis organisms carried outside Yellowstone National Park by elk and bison, S. 2343, to designate a segment of the Clarks Fork River in the State of Wyoming as a component of the National Wild and Scenic Rivers System, and H.R. 2809, to provide for the transfer of the Calaveras Bigtree National Forest to the State of California, after receiving testimony from Senator Simpson; Representative Craig Thomas; Wyoming Governor Mike Sullivan, Cheyenne; John M. Morehead, Associate Director for Operations, National Park Service, Department of the Interior; James C. Overbay, Deputy Chief, Forest Service, and Billy Johnson, Associate Deputy Administrator for Veterinary Services, Animal and Plant Health Inspection Services, both of the Department of Agriculture; Kevin J. Coyle, American Rivers, Inc., and Debbie Sease, Sierra Club, both of Washington, D.C.; John B. Winsor, Yellowstone Clarks Fork Coalition, Cody, Wyoming; John Storey, Parker Land and Cattle Company, Inc., Dubois, Wyoming; and Diane B. Flaherty, Davis, California.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Frank D. Yturria, of Texas, and Norton Stevens, of New York, each to be a Member of the Board of Directors of the Inter-American Foundation, and Alan Philip Larson, of Virginia, to be the U.S. Representative to the Organization for Economic Cooperation and Development, with the rank of Ambassador, after the nominees testified and answered questions in their own behalf. Mr. Yturria was introduced by Senator Gramm, and Mr. Stevens was introduced by Representative Green.

INDIA

Committee on Foreign Relations: Subcommittee on Near Eastern and South Asian Affairs met in closed session to receive a briefing on the political situation in Kashmir, India, and India-Pakistan relations from Teresita Schaffer, Deputy Assistant Secretary of State for Near Eastern and South Asian Affairs; and Jack Gaines, Ray Andrews, and Robert Sheets, all of the Office of Near East and South Asian Analysis, Central Intelligence Agency.

Subcommittee recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the nominations of Stanley F. Birch, Jr., of Georgia, to be United States Circuit Judge for the Eleventh Circuit, Stephen M. McNamee, to be United States District Judge for the District of Arizona, James K. Singleton, Jr., to be United States District Judge for the District of Alaska, William M. Nickerson, to be United States District Judge for the District of Maryland, John D. Rainey, to be United States District Judge for the Southern District of Texas, Richard W. Vollmer, Jr., to be United States District Judge for the Southern District of Alabama, Samuel G. Wilson, to be United States District Judge for the Western District of Virginia, Jack D. Shanstrom, to be United States District Judge for the District of Montana, Morris L. Thompson, to be United States Attorney for the District of Kansas, Daniel J. Horgan, to be United States Marshal for the Southern District of Florida, and Arthur F. Van Court, to be United States Marshal for the Eastern District of California.

Also, committee began consideration of S. 594, to establish a specialized corps of judges necessary for certain Federal proceedings required to be conducted, but did not complete action thereon, and recessed subject to call.

FEC AUTHORIZATION/SENATE MAIL

Committee on Rules and Administration: Committee concluded hearings on proposed legislation authorizing funds for the Federal Election Commission, after receiving testimony from Lee Ann Elliott, Chairman, John Warren McGarry, Vice Chairman, and Joan D. Aikens, Member, all of the Federal Election Commission.

Also, committee concluded hearings to review Senate policy on official mail, after receiving testimony from Senator Reid.

NOMINATION

Select Committee on Indian Affairs: Committee concluded hearings on the nomination of Anthony J. Hope, of California, to be Chairman of the National Indian Gaming Commission, Department of the Interior, after the nominee, who was introduced by Senator Inouye, testified and answered questions in his own behalf. Testimony was also received on the nomination from Jerry Polansky, American Institute of Certified Public Accountants, Washington, D.C.; Leonard Prescott, Shakopee Sioux Tribe, Prior Lake, Minnesota, on behalf of the National Indian Gaming Association; and Jerome Levine, San Manuel Band of Mission Indians, Highland, California.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again Wednesday, May 16.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 4782–4806; and 5 resolutions, H. Con. Res. 326–328 and H. Res. 390–391 were introduced.

Page 10009

Reports Filed: Reports were filed as follows:

H.R. 4329, to enhance the position of United States industry through application of the results of Federal research and development, amended (H. Rept. 101–481); and

H.R. 4653, to reauthorize the Export Administration Act of 1979, amended (H. Rept. 101–482).

Page 10009

Family and Medical Leave: By a recorded vote of 237 ayes to 187 noes, Roll No. 107, the House passed H.R. 770, the Family and Medical Leave Act of 1990.

Page 9946

Rejected the Grandy motion to recommit the bill to the Committee on Education and Labor with instructions to report the bill back forthwith containing an amendment in the nature of a substitute that sought to establish a Commission on Leave which would study the results of a pilot project on family leave policies undertaken in the House of Representatives and, after a period of two years, report back to the Congress on its progress (rejected by a recorded vote of 155 ayes to 264 noes, Roll No. 106).

Page 9987

Agreed to the amendment in the nature of a substitute made in order by the rule.

Page 9967

Agreed to the Gordon amendment in the nature of a substitute that provides only one category of unpaid leave limited to 12 weeks per year, instead of the two categories of leave over a one or two-year period provided for in the bill; and permanently exempts firms with fewer than 50 employees from coverage, instead of expanding coverage to those with 35 employees after three years as provided for in the bill (agreed to by a recorded vote of 259 ayes to 157 nays, Roll No. 105).

Page 9973

Indian Laws: House passed S. 1846, to make miscellaneous amendments to Indian laws—clearing the measure for the President.

Page 9992

Education Programs Assessment: House agreed, with an amendment, to the Senate amendment to H.R. 3910, to require the Secretary of Education to conduct a comprehensive national assessment of programs carried out with assistance under chapter 1 of title I of the Elementary and Secondary Education Act of 1965—returning the measure to the Senate.

Page 9994

Simon Wiesenthal Center: House passed S. 2300, to provide financial assistance to the Simon Wiesenthal Center in Los Angeles, California, for the education programs of the Museum of Tolerance—clearing the measure for the President.

Page 9997

Human Rights in China and Tibet: House passed and cleared for the President S.J. Res. 275, designating May 13, 1990, as the "National Day in Support of Freedom and Human Rights in China and Tibet".

Page 9999

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 10008

Quorum Calls—Votes: Three recorded votes developed during the proceedings of the House today and appear on pages 9986 and 9990. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 2:40 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Continued markup of H.R. 3950, Food and Agricultural Resources Act of 1990. Will continue May 15.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued appropriation hearings. Testimony was heard from Members of Congress.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development approved for full Committee action amended H.R. 1180, Housing and Community Development Act of 1989.

EXPORT-IMPORT BANK

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development, Finance, Trade and Monetary Policy held a hearing on Export-Import Bank: Tied Aid Credits and Other Issues. Testimony was heard from Representative Gallo; John D. Macomber, Chairman and President, Export-Import Bank; and public witnesses.

CONSTRUCTION, SAFETY, HEALTH AND EDUCATION IMPROVEMENT ACT

Committee on Education and Labor: Subcommittee on Health and Safety held a hearing on H.R. 4652, Construction Safety, Health and Education Improvement Act of 1990. Testimony was heard from Representative Shays; and public witnesses. Hearings continue May 17.

U.S.-JAPAN TRADE RELATIONS

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on U.S-Japan Trade Relations and General Trade Policy. Testimony was heard from Carla A. Hills, U.S. Trade Representative.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action the following bills: H.R. 3880, amended, Medicare Benefit Improvements Act of 1990; H.R. 4039, Disabilities Prevention Act of 1990; and a clean bill to be introduced in lieu of H.R. 4222, Breast and Cervical Cancer Mortality Prevention Act of 1990.

CH–47D ARMY HELICOPTER

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing regarding safety issues related to the CH–47D Army Helicopter. Testimony was heard from Maj. Gen. Donald R. Williamson, USA, Commanding General, U.S. Army Aviation Systems Command, Department of the Army; and public witnesses.

TELECOMMUNICATIONS POLICY ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on the Telecommunications Policy Act of 1990. Testimony was heard from public witnesses.

AFRICAN REFUGEE CRISIS

Committee on Foreign Affairs: Subcommittee on International Operations and the Subcommittee on Africa held a joint hearing on African Refugee Crisis and the U.S. Response. Testimony was heard from the following officials of the Department of State: Ambassador at Large Jewel S. Lafontant, Coordinator for Refugee Affairs; and Princeton Lyman, Director, Refugee Programs; Nick Morris, Deputy Head, Regional Bureau for Africa, United Nations High Commissioner for Refugees; and public witnesses.

EXERCISE OF PROSECUTORIAL AUTHORITY

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture held a hearing on Exercise of Prosecutorial Authority in a changing Legal Environment. Testimony was heard from Edward S. Dennis, Assistant Attorney General, Department of Justice; and public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on the future of nuclear power. Testimony was heard from Peter A. Bradford, Chairman, Public Service Commission, State of New York; and public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands, Subcommittee on Forests, Family Farms and Energy of the Committee on Agriculture and the Subcommittee on Fisheries and Wildlife Conservation and the Environment of the Committee on Merchant Marine and Fisheries held a joint oversight hearing on long-term solutions to the old growth forest controversy. Testimony was heard from the following officials of the Forest Service, USDA: George Leonard, Associate Chief; and Jerry Franklin; D. Cy Jamison, Director, Bureau of Land Management, Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Intergovernmental Relations held a hearing on the following bills: H.R. 4535, Debt Collection Amendments Act of 1990; and H.R. 4384, to extend until September 30, 1992, those provisions of section 3718 of title 31, United States Code, relating to contracts for collection services. Testimony was heard from the following officials of the Department of Justice: Stuart E. Schiffer, Deputy Assistant Attorney General, Civil Division; and Robert N. Ford, Deputy Assistant Attorney General, Debt Collection Management, Justice Management Division; Leonard L. Haynes, Assistant Secretary, Postsecondary Education, Department of Education; J. Robert Franks, Deputy General Counsel, Office of General Counsel, USDA; and a public witness.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on the authorization request for fiscal year 1991 for the Civil Rights Division at the Department of Justice. Testimony was heard from John R. Dunne, Assistant Attorney General, Civil Rights Division, Department of Justice.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property and the Administration of Justice concluded oversight hearings on Federal Prison Industries and the Implementation of the Federal Prison Industries Provisions of the "Anti-Drug Abuse Act of 1988." Testimony was heard from Representatives Henry, Ireland and Upton.

FLORIDA KEYS NATIONAL MARINE SANCTUARY ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and Great Lakes and the Subcommittee on Fisheries and Wildlife Conservation and the Environment held a joint hearing on H.R. 3719, Florida Keys National Marine Sanctuary Act of 1990. Testimony was heard from Senator Graham; Representative Fascell, Tim Keeney, Director, Office of Coastal Resource Management, NOAA, Department of Commerce; Capt. James R. White, USCG, Chief, Short Range Aids to Navigation Division, Office of Navigation Safety and Waterways, U.S. Coast Guard Headquarters, Department of Transportation; and public witnesses.

COASTAL POLLUTION

Committee on Public Works and Transportation: Subcommittee on Water Resources continued hearings on issues concerning coastal pollution. Testimony was heard from Representative Lowey of New York; Howard Levenson, Senior Analyst, Oceans and Environment Program, OTA; and public witnesses.

MEDICARE PROGRAM

Committee on Ways and Means: Subcommittee on Health held a hearing on fiscal year 1991 budget issues relating to prospective payment for certain services under the Medicare program. Testimony was heard from Gail R. Wilensky, Administrator, Health Care Financing Administration, Department of Health and Human Services; Stuart H. Altman, Chairman, Prospective Payment Assessment Commission; and public witnesses.

Joint Meeting

BOARD MEETING

Office of Technology Assessment: The Board met and approved the following project proposals:

(1) Technology Opportunities in Economic Conversion;

(2) Managing the Nation's Defense Industrial Base in a Changing Environment; and

(3) Staying on Top: The Challenges of Technological Change and Global Competition in Protecting Intellectual Property.

Board recessed subject to call.

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Friday, May 11, 1990

Senate

Chamber Action

Routine Proceedings, pages 10131–10218

Measures Introduced: Six bills and two resolutions were introduced as follows: S. 2611–2616, S. Res. 283, and S.J. Res. 312.

Page 10172

Measures Reported: Reports were made as follows:

S. 1076, to increase public understanding of the natural environment and to advance and develop environmental education and training, with amendments. (S. Rept. No. 101–284)

Page 10172

Measures Passed:

Matsunaga Table: Senate agreed to S. Res. 283, to designate the center table of the Senators' Dining Room in the United States Capitol as the "Spark M. Matsunaga Table."

Pages 10185, 10209

Campaign Finance Reform: Senate began consideration of S. 137, to amend the Federal Election Campaign Act of 1971 to provide for a voluntary system of spending limits and partial public financing of Senate general election campaigns, and to limit contributions by multicandidate political committees, with committee amendments proposed thereto.

Pages 10131, 10160, 10212, 10216

Comprehensive AIDS Resources Emergency Act: Senate began consideration of the motion to proceed to S. 2240, to amend the Public Health Service Act to provide grants to improve the quality and availability of care for individuals and families with HIV disease, with a committee amendment in the nature of a substitute.

Page 10211

A motion was entered to close further debate on the motion to proceed, and in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur on Tuesday, May 15, 1990.

Page 10211

Nominations Confirmed: Senate confirmed the following nominations:

John D. Rainey, of Texas, to be United States District Judge for the Southern District of Texas.

James K. Singleton, Jr., of Alaska, to be United States District Judge for the District of Alaska.

William M. Nickerson, of Maryland, to be United States District Judge for the District of Maryland.

Stephen M. McNamee, of Arizona, to be United States District Judge for the District of Arizona.

Jack D. Shanstrom, of Montana, to be United States District Judge for the District of Montana.

Samuel Grayson Wilson, of Virginia, to be United States District Judge for the Western District of Virginia.

Arthur F. Van Court, of California, to be United States Marshal for the Eastern District of California.

Morris Lee Thompson, of Kansas, to be United States Attorney for the District of Kansas.

Stanley F. Birch, Jr., of Georgia, to be United States Circuit Judge for the Eleventh Circuit.

Daniel J. Horgan, of Florida, to be United States Marshal for the Southern District of Florida.

Richard W. Vollmer, Jr., of Alabama, to be United States District Judge for the Southern District of Alabama.

1 Navy nomination in the rank of admiral.

Page 10218

Nominations Received: Senate received the following nominations:

Paul V. Niemeyer, of Maryland, to be United States Circuit Judge for the Fourth Circuit.

John H. McBryde, of Texas, to be United States District Judge for the Northern District of Texas.

Charles W. Pickering, Sr., of Mississippi, to be United States District Judge for the Southern District of Mississippi.

Frederick P. Stamp, Jr., of West Virginia, to be United States District Judge for the Northern District of West Virginia.

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Messages From the President: **Page 10171**

Messages From the House: **Page 10171**

Measures Referred: **Page 10171**

Communications: **Page 10171**

Statements on Introduced Bills: **Page 10172**

Additional Cosponsors: **Page 10184**

Amendments Submitted: **Page 10186**

Notices of Hearings: **Page 10203**

Authority for Committees: **Page 10203**

Additional Statements: **Page 10204**

Recess: Senate convened at 9:30 a.m., and recessed at 2:31 p.m., until 1 p.m., on Monday, May 14, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 10218.)

Committee Meetings

NAVAL ARMS CONTROL

Committee on Armed Services: Subcommittee on Projection Forces and Regional Defense concluded hearings to examine possible approaches to naval arms control, after receiving testimony from Ronald F. Lehman II, Director, U.S. Arms Control and Disarmament Agency; Adm. Carlisle A.H. Trost, USN, Chief of Naval Operations; and Stephen J. Hadley, Assistant Secretary of Defense for International Security Policy.

U.S. INDUSTRY

Committee on Commerce, Science, and Transportation: Committee held hearings to examine the current competitive position of the United States, focusing on the U.S. position in key industries and technologies, and to examine what the Federal government and other American institutions can do to reverse the decline of the U.S. industrial base and what direction U.S. trade policy should take to accomplish this goal, receiving testimony from Clyde Prestowitz, Economic Strategy Institute, and Kent Hughes, Council on Competitiveness, both of Washington, D.C.; and Pat Choate, TRW, Inc., Arlington, Virginia.

Hearings continue Wednesday, May 23.

SOCIAL SECURITY RESTORATION

Committee on Finance: Subcommittee on Social Security and Family Policy held hearings on S. 2453, to establish the Social Security Administration as an independent agency, receiving testimony from Senator Heinz; Louis D. Enoff, Deputy Commissioner for Programs, Social Security Administration; Marshall J. Breger, Chairman, Administrative Conference of the United States; Joseph F. Delfico, Director, Human Resources Division, General Accounting Office; Arthur S. Flemming, Save Our Security Coalition, Robert M. Ball, Social Security, Health and Welfare Policy, and former Commissioner of Social Security, Eileen P. Sweeney, National Senior Citizens Law Center, Lawrence T. Smedley, National Council of Senior Citizens, and Martha McSteen, National Committee to Preserve Social Security and Medicare, all of Washington, D.C.; Witold Skwierczynski, National Council of Social Security Administration Field Operations Locals, AFL–CIO, Chicago, Illinois; Louise M. Tarantino, Greater Upstate Law Project, Albany, New York; Ronald G. Bernoski, The Association of Administrative Law Judges, Inc., Milwaukee, Wisconsin; Diane S. Archer, Medicare Beneficiaries Defense Fund, New York, New York; and Margaret Dixon, American Association of Retired Persons, Oxon Hill, Maryland.

Hearings were recessed subject to call.

AIRBORNE SELF-PROTECTION JAMMER PROGRAM

Committee on Governmental Affairs: Subcommittee on Federal Services, Post Office, and Civil Service held hearings on the Department of Defense Airborne Self-Protection Jammer program, and to review issues regarding the U.S. weapons procurement system, receiving testimony from Donald J. Atwood, Jr., Deputy Secretary of Defense; Derek J. Vander Schaaf, Deputy Inspector General, and Robert C. Duncan, Director, Operational Test and Evaluation, both of the Department of Defense; Louis J. Rodrigues, Director, Command, Control, Communications, and Intelligence Issues, National Security and International Affairs Division, General Accounting Office; H. Lawrence Garrett, III, Secretary of the Navy; and John J. Welch, Jr., Assistant Secretary of the Air Force for Acquisition.

Hearings were recessed subject to call.

VETERANS' BENEFITS

Committee on Veterans' Affairs: Committee concluded hearings to review veteran's education, employment, and home-loan programs, including Sections 401 and 404(c) of S. 2100, proposed Veterans' Compensation Cost-of-Living Adjustment Act, S. 2483, proposed Veterans' Educational Assistance Improvements Act, S. 2484, proposed Veterans' Housing Amendments Act, S. 2537, to authorize the pursuit of flight training under chapter 32 of title 38, United States Code, S. 2546, proposed Veterans' Employment and Training Amendment, and related measures, after receiving testimony from Raymond H. Avent, Deputy Chief Benefits Director for Field Operations, R. Keith Pedigo, Director, Loan Guaranty Service, Dennis R. Wyant, Director, Vocational Rehabilitation and Education Service, and David A. Brigham, Director, Veterans' Assistance Service, all of the Veterans' Benefits Administration, Department of Veterans' Affairs; Thomas E. Collins III, Assistant Secretary of Labor for Veterans' Employment and Training; Lt. Gen. Donald W. Jones, Deputy Assistant Secretary of Defense for Military Manpower and Personnel Policy; Steve A. Robertson and James Hubbard, both of the American Legion, Robert D. Manhan, Veterans' of Foreign Wars of the United States, Richard F. Schultz and Lennox E. Gilmer, both of the Disabled American Veterans, and Frank R. DeGeorge, Paralyzed Veterans of America, all of Washington, D.C.; and Charles R. Jackson and Richard W. Johnson, both of the Non-Commissioned Officers Association of the United States of America, Alexandria, Virginia.

INDIAN INITIATIVES FOR THE 1990's

Select Committee on Indian Affairs: Committee concluded oversight hearings to examine initiatives for Indian programs for the 1990's, after receiving testimony from Sue Williams, Govern, Stetson, Williams and West, Albuquerque, New Mexico; Joseph Meyers, National Indian Justice Center, Petaluma, California; David Lester, Council of Energy Resource Tribes, Denver, Colorado; Michael Pablo, Confederated Salish and Kootenai Tribal Council, Pablo, Montana; Dale Risling, Hoopa Valley Business Council, Hoopa, California; Joe De La Cruz, Quinault Business Committee, Taholah, Washington; Ed Thomas, Tlingit and Haida Community Council, Juneau, Alaska; and Stephen J. Trachtenberg, George Washington University, Washington, D.C.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, May 14.

Committee Meeting

OVERSIGHT

Committee on the Judiciary: Subcommittee on Criminal Justice held an oversight hearing on Prosecuting Fraud in the Thrift Industry: the Impact of the Financial Institutions Reform, Recovery and Enforcement Act of 1989. Testimony was heard from the following officials of the Department of Justice: Stuart Gerson, Assistant Attorney General, Civil Division; Edward S.G. Dennis, Assistant Attorney General, Criminal Division; and Anthony Adamski, Chief, Financial Crimes Unit, FBI.

Monday, May 14, 1990

Senate

Chamber Action

Routine Proceedings, pages 10235–10309

Measures Introduced: Four bills and one resolution were introduced as follows: S. 2617–2620, and S.J. Res. 313.

Page 10267

Measures Reported: Reports were made as follows:

S. 396, to amend title 11 of the United States Code, the bankruptcy code, regarding swap agreements, with an amendment in the nature of a substitute. (S. Rept. No. 101–285)

S. 994, to amend the Clayton Act regarding interlocking directorates and officers, with an amendment in the nature of a substitute. (S. Rept. No. 101–286)

S. 995, to amend the Clayton and Sherman Acts regarding antitrust procedures, with an amendment in the nature of a substitute. (S. Rept. No. 101–287)

S. 996, to amend the Clayton Act regarding damages for the United States. (S. Rept. No. 101–288)

Page 10267

Comprehensive AIDS Resources Emergency Act: Senate resumed consideration of the motion to proceed to S. 2240, to amend the Public Health Service Act to provide grants to improve the quality and availability of care for individuals and families with HIV disease, with a committee amendment in the nature of a substitute.

Page 10242

In accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture on the motion to proceed to consideration of the bill will occur on Tuesday, May 15, at 10 a.m.

Page 10309

Elementary and Secondary Education Act—Assessment: Senate concurred in the amendment of the House to the Senate amendment to H.R. 3910, to require the Secretary of Education to conduct a comprehensive national assessment of programs carried out with assistance under chapter 1 of title I of the Elementary and Secondary Education Act of 1965.

Page 10281

Federal Employees Health Benefits: Senate receded from its amendment number 2 to H.R. 1805, to amend title 5, United States Code, to allow Federal annuitants to make contributions for health benefits through direct payments rather than through annuity withholdings if the annuity is insufficient to cover the required withholdings, to eliminate the reinsurance requirement under the Federal employees' life insurance program, and to make a technical correction relating to the life insurance program, and concurred in the House amendment to the Senate amendment to the title.

Page 10282

Favored-Nation Status for Hungary: Senate disagreed to the amendment of the House to the Senate amendments to H.R. 1594, to extend nondiscriminatory treatment to the products of the Peoples' Republic of Hungary for 3 years, agreed to the request for a conference thereon, and appointed as conferees Senators Bentsen, Moynihan, Baucus, Packwood, and Dole.

Page 10282

Messages From the President: Senate received the following messages from the President of the United States:

Report concerning the national emergency with respect to Iran, which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–118)

Page 10263

Nominations Received: Senate received the following nominations:

Steven D. Dillingham, of South Carolina, to be Director of the Bureau of Justice Statistics.

Jimmy Gurule, of Utah, to be an Assistant Attorney General.

Charles M. House, of California, to be Director of the Office for Victims of Crime.

Lourdes G. Baird, to be United States Attorney for the Central District of California.

1 Army nomination in the rank of general.

2 Marine Corps nominations in the rank of general.

4 Navy nominations in the rank of admiral.

Page 10309

Messages From the President: Page 10263
Messages From the House: Page 10264
Petitions: Page 10265
Statements on Introduced Bills: Page 10267
Additional Cosponsors: Page 10278
Notices of Hearings: Page 10279
Authority for Committees: Page 10279
Additional Statements: Page 10279

Recess: Senate convened at 1 p.m., and recessed at 4:54 p.m., until 9:30 a.m., on Tuesday, May 15, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 10309.)

Committee Meetings

APPROPRIATIONS—DOE

Committee on Appropriations: Subcommittee on Interior held hearings on proposed budget estimates for fiscal year 1991 for fossil energy and clean coal technology programs of the Department of Energy, receiving testimony from Robert H. Gentile, Assistant Secretary of Energy for Fossil Energy.

Subcommittee will meet again Friday, May 18.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Defense Industry and Technology resumed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on implementation of the Defense Management Report, receiving testimony from Paul F. Math, Associate Director, National Security and International Affairs Division, General Accounting Office; Robert J. Lieberman, Assistant Inspector General for Analysis and Followup, and Stephen A. Trodden, Assistant Inspector General for Auditing, both of the Department of Defense; and Donald G. Gavin, Wendy T. Kirby, and Thomas J. Madden, all on behalf of the American Bar Association, Washington, DC.

Subcommittee recessed subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Andrew C. Barrett, of Illinois, to be a Member of the Federal Communications Commission, after the nominee, who was introduced by Senator Dole, testified and answered questions in his own behalf.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered favorably reported the following business items:

The nomination of Anthony J. Hope, of California, to be Chairman of the National Indian Gaming Commission, Department of the Interior; and

S. 2203, to provide a settlement fund for the restoration of certain lands within the Zuni Indian Reservation in New Mexico, with amendments.

NATIVE AMERICAN CULTURE AND RELIGIOUS PRACTICES

Select Committee on Indian Affairs: Committee concluded hearings on S. 1021, to provide for the protection of Indian graves and burial grounds, and S. 1980, to provide for the fair treatment of Native American remains, artifacts and cultural patrimony, after receiving testimony from Jerry L. Rogers, Associate Director, Cultural Resources, National Park Service, Department of the Interior; Paul Bender, Heard Museum, Phoenix, Arizona; Willard Boyd, Field Museum of Natural History, Chicago, Illinois; Philip Thompson, Museum of Northern Arizona, Flagstaff; Tom Livesay, Museum of New Mexico, Santa Fe, on behalf of the American Association of Museums; Keith Kintigh, Arizona State University, Tempe, on behalf of the Society of American Archaeologists; Elizabeth Tatar, Bishop Museum, Clarence Ching, Linda Delaney and Lydia Mai'oho, all of the Office of Hawaiian Affairs, and Myron Thompson, Bishop Estate, all of Honolulu, Hawaii; Thomas R. White and Cecil Antone, both of the Gila River Indian Community, Sacaton, Arizona; Edward Lonefight, National Congress of American Indians, and Suzan Harjo, Morningstar Foundation, both of Washington, D.C.; Walter Echohawk, Native American Rights Fund, and Norbett Hill, American Indian Science and Engineer Society, both of Boulder, Colorado; and Jerry Flute, New York, New York, and Emory Johnson, Rockville, Maryland, both on behalf of the Association of American Indian Affairs.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 4807–4809 were introduced.

Page 10233

Reports Filed: Reports were filed as follows:

H.R. 29, to amend the Clayton Act regarding interlocking directorates and officers, amended (H. Rept. 101–483);

H.R. 4612, to amend title II of the United States Code regarding swap agreements and forward contracts (H. Rept. 101–484); and

H.R. 2273, to establish a clear and comprehensive prohibition of discrimination on the basis of disability, amended (H. Rept. 101–485).

Page 10233

Late Reports: Committee on the Judiciary received permission to have until 5 p.m. today to file reports on H.R. 4612, to amend title II of the United States Code regarding swap agreements and forward contracts; and H.R. 29, to amend the Clayton Act regarding interlocking directorates and officers; and

Committee on Public Works and Transportation received permission to have until midnight tonight to file a report on H.R. 2273, to establish a clear and comprehensive prohibition of discrimination on the basis of disability.

Page 10221

Presidential Message—Iran Emergency: Read a message from the President wherein he transmits a report on developments since the last report of November 14, 1989, concerning the national emergency with respect to Iran—referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 101–190).

Page 10231

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:45 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the Department of Energy: Conservation. Testimony was heard from J. Michael Davis, Assistant Secretary, Conservation, Department of Energy.

SCIENTIFIC FRAUD

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the Secret Service's report on the forensic analyses of Thereza Imanishi-Kari's lab notebooks. Testimony was heard from the following officials of the U.S. Secret Service, Department of the Treasury: John W. Hargett, Chief Document Examiner; and Larry F. Stewart, Lead Document Examiner, both with the Forensic Services Division; and Dr. Suzanne Hadley, Deputy Director, Office of Scientific Integrity, NIH, Department of Health and Human Services.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 3764 and H.R. 3765, to amend the Wild and Scenic Rivers Act to designate certain segments of the Delaware River in the States of Pennsylvania and New Jersey as components of the National Wild and Scenic Rivers System; H.R. 2432, to designate a segment of the Merrimack River in the State of New Hampshire for study under the Wild and Scenic Rivers Act; S. 1046, Merrimack River Study Act of 1990; H.R. 3104, Pemigewasset River Study Act of 1989; and S. 1524, Pemigewasset River Study Act of 1989. Testimony was heard from Representatives Smith of New Hampshire and Hager; James W. Stewart, Assistant Director, Operations, National Park Service, Department of the Interior; and public witnesses.

GOVERNMENT-SPONSORED ENTERPRISES

Committee on Ways and Means: Subcommittee on Oversight held a hearing on Government-Sponsored Enterprises. Testimony was heard from Robert R. Glauber, Under Secretary, Finance, Department of the Treasury; and Richard L. Fogel, Assistant Comptroller General, General Government Division, GAO.

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Tuesday, May 15, 1990

Senate

Chamber Action

Routine Proceedings, pages 10319–10413

Measures Introduced: Fifteen bills and three resolutions were introduced as follows: S. 2621–2635, S. Res. 284, and S.J. Res. 314 and 315.

Page 10369

Measures Reported: Reports were made as follows:

S. 2088, to amend the Energy Policy and Conservation Act to extend the authority for Titles I and II, with an amendment in the nature of a substitute. (S. Rept. No. 101–289)

H.R. 1159, to amend the National Trails System Act by designating the Juan Bautista de Anza National Historic Trail, with an amendment. (S. Rept. No. 101–290)

S. 15, to amend the Public Health Service Act to improve emergency medical services and trauma care, with an amendment in the nature of a substitute. (S. Rept. No. 101–292)

H.R. 3086, to amend title 5, United States Code, to grant appeal rights to members of the excepted service affected by adverse personnel actions, with an amendment in the nature of a substitute.

Page 10368

Measures Passed:

Persecution of the Baha'is: Senate agreed to H. Con. Res. 87, concerning Iranian persecution of the Baha'is.

Page 10409

Subsequently, S. Con. Res. 53, Senate companion measure, was indefinitely postponed.

Page 10411

Rose F. Kennedy Family Appreciation Day: Senate passed S.J. Res. 315, designating July 22, 1990, as "Rose Fitzgerald Kennedy Family Appreciation Day."

Page 10412

Welcoming President of Tunisia: Senate agreed to S. Res. 284, welcoming the President of Tunisia on his first State visit to the United States.

Page 10412

National Sheriffs' Week: Committee on the Judiciary was discharged from further consideration of S.J. Res. 264, to commemorate the 50th anniversary of the National Sheriffs' Association, and the resolution was then passed.

Page 10413

Comprehensive AIDS Resources Emergency Act: Senate resumed consideration of the motion to proceed to S. 2240, to amend the Public Health Service Act to provide grants to improve the quality and availability of care for individuals and families with HIV disease, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 10333, 10367

Adopted:

(1) McCain Amendment No. 1614, to ensure that Native Americans would be eligible to receive health care and support services under the bill.

Page 10341

(2) Simpson/Wallop Amendment No. 1615, to provide for establishment of an intravenous drug abuse waiver that shall apply to certain ADAMHA block grant requirements. Page 10345

(3) Hatch Amendment No. 1617, of a clarifying nature. Page 10352

(4) Mikulski Amendment No. 1618, relating to the requirement of reporting and partner notification with respect to cases of infection. Page 10356

(5) Kennedy Amendment No. 1619 (to Amendment No. 1618), to facilitate the treatment and notification of individuals with HIV disease and their families. Page 10356

(6) Hatch Amendment No. 1620, to amend the title. Page 10366

(7) Hatch (for Kennedy/Hatch) Amendment No. 1621 (to Amendment No. 1620), to title the Act as the "Ryan White Comprehensive AIDS Resources Emergency Act of 1990." Page 10366

Rejected:

(1) By 33 yeas to 65 nays (Vote No. 92), Wallop Amendment No. 1616, to allow the use of allocated funds for chronic illnesses in States with fewer than 100 AIDS cases. Page 10348

During consideration of this measure today, the following action also occurred:

By 95 yeas to 3 nays (Vote No. 91), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on the motion to proceed to the bill. Page 10325

Senate will continue consideration of the bill and amendments to be proposed thereto, on Wednesday, May 16. Page 10413

Nominations Received: Senate received the following nominations:

Robert E. Lamb, of Georgia, to be Ambassador to the Republic of Cyprus.

James Wilson Holsinger, Jr., of Virginia, to be Chief Medical Director, Department of Veterans Affairs.

Jonathan R. Steinberg, of Maryland, to be an Associate Judge of the United States Court of Veterans Appeals. Page 10413

Messages From the House: Page 10368

Measures Placed on Calendar: Page 10368

Executive Reports of Committees: Page 10368

Statements on Introduced Bills: Page 10369

Additional Cosponsors: Page 10391

Amendments Submitted: Page 10392

Notices of Hearings: Page 10399

Authority for Committees: Page 10399

Additional Statements: Page 10399

Record Votes: Two record votes were taken today. (Total—92) Pages 10325, 10355

Recess: Senate convened at 9:30 a.m., and recessed at 6:50 p.m., until 9:30 a.m., on Wednesday, May 16, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 10413.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1991 for the Department of Defense, focusing on seapower programs, receiving testimony from Gerald Cann, Assistant Secretary of the Navy for Research, Development and Acquisition; Vice Adm. John W. Nyquist, USN, Assistant Chief of Naval Operations (Surface Warfare); and Vice Adm. Daniel L. Cooper, Assistant Chief of Naval Operations (Undersea Warfare).

Subcommittee will meet again Thursday, May 17.

APPROPRIATIONS—U.S. POPULATION POLICY

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1991 for foreign assistance programs, focusing on U.S. population policy and resources, receiving testimony from Richard Bissell, Assistant Administrator, Bureau for Science and Technology, Agency for International Development; and Sharon L. Camp, Population Crisis Committee, and Lester R. Brown, Worldwatch Institute, both of Washington, D.C.

Subcommittee will meet again Tuesday, May 22.

APPROPRIATIONS—VA/HUD/INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on VA, HUD and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991 for certain programs of the Department of Veterans Affairs, Department of Housing and Urban Development, and independent agencies, receiving testimony from numerous public witnesses.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel held hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on medical programs of the Department of Defense, receiving testimony from Enrique Mendez, Jr., Assistant Secretary of Defense for Health Affairs; Lt. Gen. Frank F. Ledford, USA, Surgeon General, Department of the Army; Vice Adm.

James A. Zimble, USN, Surgeon General, Department of the Navy; and Lt. Gen. Monte B. Miller, USAF, Surgeon General, Department of the Air Force.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nominations of David W. Mullins, Jr., of Arkansas, to be a Member of the Board of Governors of the Federal Reserve System, and Michael Paul Galvin, of Illinois, to be an Assistant Secretary of Commerce for Export Administration.

GOVERNMENT SPONSORED ENTERPRISES

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings to review the safety and soundness of certain privately run financial institutions created by the government to assist private borrowers (government sponsored enterprises), receiving testimony from Robert R. Glauber, Under Secretary of the Treasury for Finance; and Richard L. Fogel, Assistant Comptroller General, General Government Division, General Accounting Office.

Hearings were recessed subject to call.

COMMERCIAL SPACE PROGRAMS

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings on the President's proposed budget request for fiscal year 1991 for the National Aeronautics and Space Administration, focusing on programs of the Office of Commercial Programs, to review NASA's efforts to stimulate and encourage involvement and investment by the private sector in civil space programs, and to examine activities of the Department of Transportation's Office of Commercial Space Transportation, including the current state of the U.S. commercial launch industry, after receiving testimony from James T. Rose, Assistant Administrator, Office of Commercial Programs, National Aeronautics and Space Administration; Stephanie Lee-Miller, Director, Office of Commercial Space Transportation, Department of Transportation; Joe Pawlick, University of Tennessee, Nashville; Mark Oderman, CSP Associates, Inc., Cambridge, Massachusetts; David Thompson, Orbital Sciences Corporation, Fairfax, Virginia; Jack R. Knox, Knox Consulting Company, Naperville, Illinois; and Andrew Wilson, Maxwell Laboratories, Inc., San Diego, California.

SOLAR AND GEOTHERMAL POWER

Committee on Energy and Natural Resources: Committee concluded hearings on S. 2415, to remove size restrictions applicable to solar and geothermal qualifying small power production facilities under the Public Utility Regulatory Policies Act of 1978, after receiving testimony from J. Michael Davis, Assistant Secretary of Energy for Conservation and Renewable Energy; James C. Bazor, Luz International Limited, Los Angeles, California; Scott Sklar, Solar Energy Industries Association, Arlington, Virginia; and Robert T. Boyd, U.S. Windpower, Inc., Livermore, California, on behalf of the American Wind Energy Association.

SMALL COMMUNITY ENVIRONMENTAL INFRASTRUCTURE

Committee on Environment and Public Works: Committee concluded hearings on proposed legislation to provide assistance to small communities in construction of facilities for the protection of the environment and human health, including S. 1296, S. 1331, S. 2184, and S. 1514, after receiving testimony from Senators Bentsen and Bradley; Robert Wayland, Deputy Assistant Administrator for Water, Environmental Protection Agency; Gen. Pat Kelly, Director of Civil Works, U.S. Army Corps of Engineers; Edith Page, Senior Associate and Project Director, Office of Technology Assessment; Stephen Levy, Maine Rural Water Association, Augusta, representing the National Rural Water Association; Richard Sandberg, Minnesota Pollution Control Agency, St. Paul, representing the Association of State and Interstate Water Pollution Control Administrators; Richard Torkelson, New York Department of Environmental Conservation, Albany, representing the Council of Infrastructure Financing Agencies and the State of New York; Robert Johnson, North Dakota League of Cities, Bismarck, representing the National League of Cities; William Leonard, Midwest Assistant Program, Whitefish, Montana; Sharon Lawrence, National Association of Towns and Townships, Washington, D.C.; and Allen Hammer, Virginia Department of Health, Richmond, representing the Association of State Drinking Water Administrators.

EMPLOYER-SPONSORED HEALTH BENEFITS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations concluded hearings to examine fraud and abuse in employer-sponsored health benefits programs, after receiving testimony from David G. Ball, Assistant Secretary for Pension and Welfare Benefits Administration, Alan Lebowitz, Deputy Assistant Secretary for Program Operations, Pension and Welfare Benefits Administration, and Raymond Maria, Acting Inspector General, all of the Department of Labor; Jim E. Moody, Section Chief of Organized Crime, Criminal Investigative Division, Federal Bureau of Investigation, Department of Justice; Jim Long, National Association of Insurance Commissioners, Raleigh, North Carolina; Jo Ann Howard, Texas State Board of Insurance, Austin; Tom Gallagher, Florida State Department of Insurance, Tallahassee; Rebecca Mann Howell, Stamey-Howell Insurance and Investments, Kannapolis, North Carolina; Robert W. Long, Cap Staffing, Inc., Charlotte, North Carolina; Robert Wagner, Whiteville, North Carolina; Mark Frank, Andalusia, Alabama; and Fred Smith, West Columbia, South Carolina.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 4810–4825; 1 private bill, H.R. 4826; and 6 resolutions, H.J. Res. 567–569, H. Con. Res. 329, and H. Res. 392 and 393 were introduced.

Page 10474

Bills Reported: Reports were filed as follows:

H.R. 2273, to establish a clear and comprehensive prohibition of discrimination on the basis of disability, amended (H. Rept. 101–485, Parts II, III, and IV); and

H. Res. 392, providing for the consideration of H.R. 4151, to authorize appropriations for fiscal years 1991 through 1994 to carry out the Head Start Act, the Follow Through Act, the Communities Services Block Grant Act, and the Low-Income Home Energy Assistance Act of 1981 (H. Rept. 101–486).

Page 10474

Resignation: Read a letter from Representative Akaka wherein he announced his resignation as a Member of the House of Representatives effective May 16.

Page 10415

Suspensions: House voted to suspend the rules and pass the following measures:

Bankruptcy amendments: H.R. 4612, amended, to amend title 11 of the United States Code regarding swap agreements and forward contracts;

Page 10421

Interlocking directorates: H.R. 29, amended, to amend the Clayton Act regarding interlocking directorates and officers;

Page 10423

Human rights in Cuba: H. Res. 381, relating to human rights abuses by the Government of Cuba and reprisals by the Cuban Government against those Cuban citizens who testified before the Cuba Working Group of the United Nations Human Rights Commission (agreed to by a yea-and-nay vote of 391 yeas to 2 nays, Roll No. 108);

Page 10426

Printing of "Our Flag": H. Con. Res. 311, providing for printing of additional copies of the booklet entitled "Our Flag";

Page 10432

Mount Rushmore commemorative: H.R. 1028, amended, to require the Secretary of the Treasury to mint coins in commemoration of the Golden Anniversary of the Mount Rushmore National Memorial; and

Page 10433

USO 50th Anniversary: H.R. 2761, amended, to require the Secretary of the Treasury to mint coins in commemoration of the 50th Anniversary of the United Services Organization.

Page 10436

Special Olympics Relay: House agreed to H. Con. Res. 286, authorizing the 1990 Special Olympics Torch Relay to be run through the Capitol Grounds.

Page 10440

East Front Portico of the Capitol: House agreed to S. Con. Res. 117, expressing the appreciation of Congress for the contributions of the Friends of the National Arboretum in providing for the preservation and public display of 22 of the original columns of the East Front Portico of the United States Capitol Building—clearing the measure.

Page 10441

Take Pride in America: House passed H.J. Res. 508, designating May 1990 as "Take Pride in American Month".

Page 10442

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 10439. There were no quorum calls.

Adjournment: Met at noon and adjourned at 7:19 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Continued markup of H.R. 3950, Food and Agricultural Resources Act of 1990.

Will continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the National Endowment for the Arts. Testimony was heard from public witnesses.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness continued hearings on the operation and maintenance portion of the fiscal year 1991 National Defense authorization request, with emphasis on DOD contracting out and federal employee protest rights. Testimony was heard from Representative Evans; Robert A. Stone, Deputy Assistant Secretary, Installations, Department of Defense; David M. Cohen, Director, Commercial Litigation Branch, Civil Division, Department of Justice; Robert P. Murphy, Senior Associate General Counsel for Procurement Law, Office of the General Counsel, GAO; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Subcommittee on Postsecondary Education approved for full Committee action amended the following bills: H.R. 1454, Student Athlete Right-to-Know Act; and S. 1999, to amend the Higher Education Act of 1965 to clarify the administrative procedures of the National Commission on Responsibilities for Financing Postsecondary Education.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported the following bills: H.R. 1457, amended, Waste Reduction Act; H.R. 2921, amended, Telephone Advertising Regulation Act; H.R. 4273, amended, Tuberculosis Prevention Amendments of 1990; H.R. 4238, Vaccine and Immunization Amendments of 1990; H.R. 4790, Breast and Cervical Cancer Mortality Prevention Act of 1990; H.R. 4039, Disabilities Prevention Act of 1990; and H.R. 4785, amended, AIDS Prevention Act of 1990.

CALIFORNIA FISH AND WILDLIFE PROTECTION ACT

Committee on Interior and Insular Affairs: Subcommittee on Water, Power and Offshore Energy Resources held a hearing on H.R. 4700, California Fish and Wildlife Protection Act of 1990. Testimony was heard from Representative Pashayan; the following officials of the Department of the Interior: John F. Turner, Director, U.S. Fish and Wildlife Service; and Dennis Underwood, Commissioner, Bureau of Reclamation; the following officials of the State of California: Dick Daniel, Fish and Wildlife Program Manager, Department of Fish and Game; and Robert Potter, Deputy Director, Department of Water Resources; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved for full Committee action H.R. 4757, to provide permanent authority for the United States Supreme Court Police.

The subcommittee also held a hearing on the following: H. Con. Res. 172, expressing the sense of the Congress that, for purposes of determining child custody, evidence of spousal abuse should create a statutory presumption that it is detrimental to the child to be placed in the custody of an abusive parent, and H.R. 4757, to provide permanent authority for the United States Supreme Court Police. Testimony was heard from Representative Morella; Lawrence H. Averill, Jr., Administrative Assistant to the Chief Justice of the United States; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action amended the following bills: H.R. 2926, to require that tuna products be labeled respecting the method used to catch the tuna; H.R. 132, to promote fisheries and wildlife conservation; H.R. 3338, to direct the Secretary of the Interior to convey all interest of the United States in a fish hatchery to the State of South Carolina; H.R. 3613, to establish an Upper Sacramento River Fishery resources restoration program; and H.R. 3787, to authorize a joint Federal, State, and tribal study for the restoration of the fishery resources of the Chehalis River Basin, Washington.

OVERSIGHT

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services and the Subcommittee on Postal Personnel and Modernization held a joint oversight hearing on the Postal Service's implementation of automation. Testimony was heard from Michael S. Coughlin, Deputy Assistant Postmaster General, U.S. Postal Service; and public witnesses.

CONTAMINATED SEDIMENTS

Committee on Public Works and Transportation: Subcommittee on Water Resources held a hearing on issues concerning sediment quality and criteria. Testimony was heard from William Matuszeski, Associate Assistant Administrator, Water, EPA; G. Edward Dickey, Acting Principal Deputy Assistant Secretary of the Army (Civil Works), U.S. Army Corps of Engineers, Department of the Army; and Kenneth Kamlet, Chairman, Committee on Contaminated Marine Sediments, Marine Board, National Research Council, National Academy of Science.

Hearings continue tomorrow.

AMERICANS WITH DISABILITIES ACT

Committee on Rules: Heard testimony from Representatives Hoyer, Anderson, Mineta, Lipinski, Brooks, Waxman, Olin, Chapman, Lancaster, Bartlett, Hammerschmidt, Shuster, Dannemeyer, Hastert, Upton, Fish, Sensenbrenner, McCollum, Campbell of California, Douglas, Hansen, Burton of Indiana, Chandler, and Delay, but took no action on H.R. 2273, to establish a clear and comprehensive prohibition of discrimination on the basis of disability.

HUMAN SERVICES REAUTHORIZATION ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4151, Human Services Reauthorization Act of 1990. The rule makes in order the amendment in the nature a substitute recommended by the Committee on Education and Labor now printed in the bill as an original bill for the purpose of amendment. The bill is to be considered by title, with each title considered as having been read. Clause 7 of Rule XVI is waived against the substitute. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representative Kildee.

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Wednesday, May 16, 1990

Senate

Chamber Action

Routine Proceedings, pages 10681–10804

Measures Introduced: Ten bills and five resolutions were introduced as follows: S. 2636–2645, S. Res. 285 and 286, S.J. Res. 316 and 317, and S. Con. Res. 130. **Page 10754**

Measures Reported: Reports were made as follows:

S. 2354, to amend the Housing and Community Development Act of 1974 to make technical corrections for grants to Indian tribes. (S. Rept. No. 101–293)

S. 685, to amend title I of the Employee Retirement Income Security Act of 1974 to clarify the applicability of rules relating to fiduciary duties in relation to plan assets of terminated pensions plans and to provide for an explicit exception to such rules for employer reversions meeting certain requirements, with an amendment in the nature of a substitute. (S. Rept. No. 101–294)

S. 2075, to authorize grants to improve the capability of Indian tribal governments to regulate environmental quality, with amendments. (S. Rept. No. 101–295) **Page 10753**

Measures Passed:

Committee Appointments: Senate agreed to S. Res. 285, making appointments to the Committee on Energy and Natural Resources, the Committee on Governmental Affairs, and the Committee on Veterans' Affairs. **Page 10683**

Committee Appointments: Senate agreed to S. Res. 286, making additional majority appointments to the Committee on Environment and Public Works, the Committee on Finance, and the Committee on Labor and Human Resources. **Page 10683**

Comprehensive AIDS Resources Emergency Act: By 95 yeas to 4 nays (Vote No. 97), Senate passed of S. 2240, to amend the Public Health Service Act to provide grants to improve the quality and availability of care for individuals and families with HIV disease, after agreeing to a committee amendment in the nature of a substitute, and taking action on further amendments proposed thereto, as follows: **Pages 10690, 10698**

Adopted:

(1) By a unanimous vote of 98 yeas (Vote No. 94), Kennedy Amendment No. 1625, to prohibit the use of funds for needle distribution programs. **Page 10694**

(2) By a unanimous vote of 99 yeas (Vote No. 96), Kennedy/Hatch Amendment No. 1627, to condition the receipt of grants on the provision of assurances by State officials that State laws are adequate to protect donated blood. **Pages 10706, 10709**

(3) Hatch/Kennedy Amendment No. 1628, to provide resources to the Food and Drug Administration to assure a safe supply of blood and blood products. **Page 10710**

(4) Nickles Amendment No. 1629, to make technical corrections in the Prison Testing Act. **Page 10714**

(5) Coats Amendment No. 1630, to remove the provision relating to the waiver of the infants and women set-aside requirement. **Page 10715**

Rejected:

(1) By 28 yeas to 70 nays (Vote No. 93), Helms Amendment No. 1624, to prohibit the use of funds made available under this Act for the distribution of needles or bleach for cleaning needles. **Pages 10690, 10695**

(2) By 47 yeas to 52 nays (Vote No. 95), Helms Amendment No. 1626, to make it unlawful for any individual to knowingly donate, or sell, or to attempt to donate or sell blood, semen, tissues, organs, or other bodily fluids under certain circumstances. **Pages 10698, 10709**

Multiple-Use Sustained-Yield Week: Committee on the Judiciary was discharged from further consideration of S.J. Res. 240, designating the week of June 10, 1990, through June 16, 1990, as "Multiple-Use Sustained-Yield Week", and the resolution was then passed. **Page 10795**

Tourism Policy and Export Promotion Act: Senate passed S. 1791, to amend the International Travel Act of 1961 to assist in the growth of international travel and tourism into the United States, after agreeing to a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows: **Pages 10796, 10803**

(1) Pell (for Rockefeller) Amendment No. 1632, to identify practices of foreign countries that constitute barriers to United States travel and tourism exports. **Page 10798**

(2) Garn (for Stevens) Amendment No. 1633, relating to lands owned by Alaskan Native Corporations. **Page 10799**

Chemical and Biological Weapons Control Act: Senate began consideration of S. 195, entitled the "Chemical and Biological Weapons Control Act of 1989", with a committee amendment in the nature of a substitute, and taking action on further amendments proposed thereto, as follows: **Page 10743**

Pending:

Pell/Helms Amendment No. 1631, in the nature of a substitute, to require the imposition of specified sanctions against any foreign country which uses chemical or biological weapons in violation of international law or against its own citizens. **Page 10749**

Swearing in of Senator Akaka: Senator Daniel K. Akaka, of Hawaii, was sworn in to fill the unexpired term until the vacancy in the term, caused by the death

of Senator Spark M. Matsunaga, is filled by election as provided by law.

Page 10681

Presidential Messages: Senate received the following messages from the President of the United States:

(1) Transmitting the annual report of the Department of Transportation, which was referred to the Committee on Commerce, Science, and Transportation. (PM–119)

Page 10753

(2) Transmitting the report on actions taken in response to the military crackdown in China, which was referred to the Committee on Foreign Relations. (PM–120)

Page 10753

Nominations Confirmed: Senate confirmed the following nominations:

Michael Paul Galvin, of Illinois, to be an Assistant Secretary of Commerce.

David W. Mullins, Jr., of Arkansas, to be a Member of the Board of Governors of the Federal Reserve System for the unexpired term of fourteen years from February 1, 1982.

Jessica L. Parks, of Georgia, to be a Member of the Merit Systems Protection Board for the remainder of the term expiring March 1, 1995.

Anthony J. Hope, of California, to be Chairman of the National Indian Gaming Commission.

Page 10805

Nominations Received: Senate received the following nominations:

G. Philip Hughes, of Virginia, to be Ambassador to Barbados, and to serve concurrently and without additional compensation as Ambassador to the Commonwealth of Dominica, Saint Lucia, and to Saint Vincent and the Grenadines.

David Passage, of North Carolina, to be Ambassador to the Republic of Botswana.

Richard Wayne Bogosian, of Maryland, to be Ambassador to the Republic of Chad.

Philip S. Kaplan, of California, for the rank of Ambassador during his tenure of service as Deputy United States Representative to the Negotiations on Conventional Armed Forces in Europe (CFE).

Russell Flynn Miller, of Maryland, to be Inspector General, Federal Emergency Management Agency.

2 Air Force nominations in the rank of general.

A routine list in the Army.

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Messages From the President: Page 10753

Messages From the House: Page 10753

Communications: Page 10753

Executive Reports of Committees: Page 10754

Statements on Introduced Bills: Page 10754

Additional Cosponsors: Page 10781

Amendments Submitted: Page 10784

Authority for Committees: Page 10788

Additional Statements: Page 10789

Record Votes: Five record votes were taken today. (Total—97)

Pages 10695, 10696, 10709, 10738

Recess: Senate convened at 9:30 a.m., and recessed at 6:48 p.m., until 9:30 a.m., on Thursday, May 17, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 10804.)

Committee Meetings

MAINE WILDERNESS/1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported S. 2205, to designate certain lands in the State of Maine as wilderness, with an amendment in the nature of a substitute.

Also, committee resumed consideration of proposed legislation to strengthen and improve U.S. agricultural programs, focusing on farm credit provisions, but did not complete action thereon, and will continue tomorrow.

APPROPRIATIONS—D.C. DRUG PROGRAM

Committee on Appropriations: Subcommittee on the District of Columbia held hearings to examine the District of Columbia's drug program, focusing on the use of fiscal year 1990 appropriated funds and funds to be appropriated in upcoming fiscal years, receiving testimony from Sterling Tucker, Director, District of Columbia Office of Drug Control Policy, Washington, D.C., who was accompanied by several of his associates.

Subcommittee recessed subject to call.

APPROPRIATIONS—FHA/NTSB

Committee on Appropriations: Subcommittee on Transportation and Related Agencies held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from Thomas D. Larson, Administrator, Federal Highway Administration, Department of Transportation; and James L. Kolstad, Chairman, National Transportation Safety Board.

Subcommittee recessed subject to call.

APPROPRIATIONS—VA/HUD/INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991 for certain programs of the Department of Veterans Affairs, Department of Housing and Urban Development, and independent agencies, receiving testimony from numerous public witnesses.

Subcommittee will meet again tomorrow.

MORTGAGE DISCRIMINATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Consumer and Regulatory Affairs held

oversight hearings to review Federal enforcement and monitoring of fair lending laws and regulations with respect to mortgage lending, receiving testimony from John P. LaWare, Member, Board of Governors, Federal Reserve System; Gordon Mansfield, Assistant Secretary for Fair Housing and Equal Opportunity, and Ronald Rosenfeld, Deputy Assistant Secretary for Single Family Housing, both of the Department of Housing and Urban Development; Robert J. Herrmann, Senior Deputy Comptroller for Bank Supervision Policy, Office of the Comptroller of the Currency, and Jerauld C. Kluckman, Director, Compliance Programs, Office of Thrift Supervision, both of the Department of the Treasury; John F. Bovenzi, Deputy to the Chairman, Federal Deposit Insurance Corporation; Michelle White, Western Center on Law and Poverty, Los Angeles, California; Shanna Smith, Toledo Fair Housing Center, Toledo, Ohio, representing the National Fair Housing Alliance; Allen Fishbein, Center for Community Change, Washington, D.C.; and Calvin Bradford, Chicago Fair Housing Alliance, Chicago, Illinois.

Hearings were recessed subject to call.

HUD

Committee on Banking, Housing, and Urban Affairs: Subcommittee on HUD/Moderate Rehabilitation concluded hearings to examine the development of new housing policies and programs of the Department of Housing and Urban Development (HUD), after receiving testimony from Jack Kemp, Secretary of Housing and Urban Development.

ENVIRONMENTAL LABELING OF CONSUMER PRODUCTS

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings to examine whether certain claims of biodegradability and recycling made to market certain products are accurate and how to get such environmental information to the consumer, after receiving testimony from Senators Lautenberg and Lieberman; Barry Cutler, Director, Bureau of Consumer Protection, Federal Trade Commission; Christian Holmes, Deputy Administrator, Office of Solid Waste and Emergency Response, Environmental Protection Agency; Missouri Attorney General William Webster, Jefferson City, on behalf of the National Association of Attorneys General; Craig Merrilees, National Toxics Campaign, San Francisco, California; Amy Perry, Massachusetts Public Interest Research Group, Boston; Robert M. Viney, Proctor and Gamble Manufacturing Company, Washington, D.C.; Cheryl Perrin, Fred Meyer, Inc., Portland, Oregon; Ramani Narayan, Michigan Biotechnology Institute, Lansing, on behalf of Degradable Plastics Council; and Dennis Hayes, Palo Alto, California.

SUBSIDIZED VESSELS IN COASTAL TRADE

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine concluded hearings on S. 2170, to prescribe the conditions under which contractors receiving Operating Differential Subsidy (ODS) or their affiliates may engage in coastwise or intercoastal trade, after receiving testimony from Robert Patton, Deputy Chief Counsel, Maritime Administration, Department of Transportation; C. Bradley Mulholland, Matson Navigation Company, San Francisco, California; Stanley H. Barer, TOTEM Resources Corporation, Seattle, Washington; Timothy J. Rhein, American President Lines, Ltd., Oakland, California; and William P. Verdon, United Shipowners of America, and John J. Stocker, Shipbuilders Council, both of Washington, D.C.

GLOBAL WARMING

Committee on Energy and Natural Resources: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 324, to establish a national energy policy to reduce global warming.

HELL GATE BRIDGE

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure concluded hearings to examine the condition and maintenance requirements of the Hell Gate Bridge in Queens, New York, after receiving testimony from Representative Manton; Galen J. Reser, Assistant Secretary of Transportation for Governmental Affairs; W. Graham Claytor, Jr., President and Chairman, National Railroad Passenger Corporation (Amtrak); and New York City Councilman Peter S. Vallone, New York, New York.

MINORITY SET-ASIDES

Committee on Governmental Affairs: Committee held hearings on S. 1235, to revise the Civil Rights Act of 1964 to permit States and political subdivisions to establish minority set-asides for contracts with firms striving to remedy discrimination by private contractors in employment and subcontracting, receiving testimony from Senator Simon; Ohio State Senator William Bowen, Columbus; Councilman Henry Marsh, Richmond, Virginia; Parren Mitchell, Minority Business Enterprise Legal Defense and Education Fund, Inc., and Ralph Thomas, National Minority Contractor's Association, both of Washington, D.C.; Nicholas R. Innerbichler, Tamsco, Calverton, Maryland; and Marilu Meyer, Castle Construction Corporation, Chicago, Illinois.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

An original bill, to establish a center for tobacco products, to inform the public of hazards of tobacco use, to disclose and restrict additives to such products, and to coordinate Federal education and research with regard to tobacco products, in lieu of S. 1883;

S. 2461, authorizing funds to provide for and improve the drug treatment waiting period reduction grant program under the Public Health Service Act, with an amendment;

S. 2617, to make various improvements in existing scholarship and loan repayments for the National Health Service Corps;

S. 2629, to authorize funds for the immunization program of the Centers for Disease Control for vaccine-preventable diseases, with an amendment;

S. 2630, to authorize funds for the tuberculosis program of the Centers for Disease Control;

S. 2631, to authorize funds for the injury control program of the Centers for Disease Control, with an amendment;

S. 2632, to authorize funds for the National Center for Health Statistics of the Centers for Disease Control;

S. 2628, to authorize funds for certain National Institute of Mental Health grants and to improve provisions concerning the State comprehensive mental health services plan, with an amendment; and

The nominations of Donald G. Wiseman, of North Carolina, and Velma Montoya, of California, each to be a Member of the Occupational Safety and Health Review Commission.

SMALL BUSINESS INVESTMENT COMPANIES

Committee on Small Business: Committee resumed hearings to examine the overall financial status of the small business investment companies program of the Small Business Administration, receiving testimony from Charles R. Hertzberg, Acting Associate Deputy Administrator for Finance and Investment, Robert G. Lineberry, Deputy Associate Administrator, Investment Division, Earl L. Chambers, Director, Office of Portfolio Management, and Eric Benderson, Associate General Counsel for Litigation, all of the Small Business Administration.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again Tuesday, May 22.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 4827–4840; and 1 resolution, H. Con. Res. 330 were introduced.

Page 10679

Reports Filed: Reports were filed as follows:

H.R. 4205, to authorize appropriations for fiscal year 1991 for the Maritime Administration, amended (H. Rept. 101–487);

H. Res. 394, providing for the consideration of H.R. 2273, to establish a clear and comprehensive prohibition of discrimination on the basis of disability (H. Rept. 101–488); and

H. Res. 395, providing for the consideration of H.R. 4636, to authorize supplemental economic assistance for fiscal year 1990 to support democracy in Panama and Nicaragua (H. Rept. 101–489).

Page 10679

Journal: By a yea-and-nay vote of 267 yeas to 113 nays, Roll No. 109, the House approved the Journal of Tuesday, May 15.

Page 10605

Human Services Reauthorization: By a yea-and-nay vote of 404 yeas to 14 nays, Roll No. 111, the House passed H.R. 4151, to authorize appropriations for fiscal years 1991 through 1994 to carry out the Head Start Act, the Follow Through Act, the Community Services Block Grant Act, and the Low-Income Home Energy Assistance Act of 1981.

Pages 10612, 10617

Agreed to the committee amendment in the nature of a substitute.

Page 10640

Agreed To:

The Kildee en bloc technical amendment;

Page 10638

The Tauke amendment that gives priority to any local educational agency that requests grants for purposes of carrying out a Follow Through program designated as a schoolwide project under Chapter 1; requires evaluations of educational agencies that receive Follow Through grants to determine educational progress; and, under certain circumstances, allows financial assistance grants to 100 percent to fund Follow Through programs; and

Page 10638

The Tauke amendment that expands the definition of an eligible entity; and clarifies the applications and requirements regarding block grant funding.

Page 10640

Agreed to amend the title.

Page 10641

The Clerk was authorized to correct section numbers, punctuation, and cross references and to make such other technical and conforming changes in the engrossment of the bill.

Page 10641

H. Res. 392, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 408 yeas, Roll No. 110.

Page 10612

Presidential Messages: Read the following messages from the President:

Department of Transportation: Message wherein he transmits the 22d annual report of the Department of Transportation covering fiscal year 1988—referred to the Com-

mittees on Energy and Commerce, Merchant Marine and Fisheries, and Public Works and Transportation; and

Page 10664

China military crackdown: Message wherein he transmits a report on bilateral and multilateral measures taken in response to the military crackdown in China in June 1989—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 101–192).

Page 10664

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 10605, 10616, and 10641. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 3:51 p.m.

Committee Meetings

RESTRICT TIMBER EXPORTS; FARM BILL

Committee on Agriculture: Ordered reported amended H.R. 1037, to prohibit the sale for export of unprocessed timber from Federal lands west of the 100th meridian in the contiguous 48 States.

The Committee also continued markup of H.R. 3950, Food and Agricultural Resources Act of 1990.

Will continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior continued appropriation hearings. Testimony was heard from Members of Congress.

EDUCATION OF THE HANDICAPPED ACT AMENDMENTS

Committee on Education and Labor: Ordered reported amended H.R. 1013, to amend the Education of the Handicapped Act to extend certain authorities contained in such act through the fiscal year 1992.

NUTRITION LABELING AND EDUCATION ACT

Committee on Energy and Commerce: Ordered reported amended H.R. 3562, Nutrition Labeling and Education Act of 1989.

FIRE SAFE CIGARETTES

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on legislation concerning fire safe cigarettes, including the following bills: H.R. 293, Fire Safe Cigarette Act of 1989; and Fire Safe Cigarette Implementation Act of 1989. Testimony was heard from Representatives Moakley, Bliley and Weldon; Jack Snell, Director, Center for Fire Research, National Institute of Standards and Technology, Department of Commerce; Thomas Murr, Acting Executive Director, Consumer Product Safety Commission; and public witnesses.

ENERGY CONSERVATION ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on H.R. 3193, Energy Policy and Conservation Act Amendments. Testimony was heard from Robert Gentile, Assistant Secretary, Fossil Energy, Department of Energy; and public witnesses.

PENDING CABLE LEGISLATION

Committee on Energy and Commerce: Subcommittee on Telecommuncations and Finance continued hearings on pending cable legislation. Testimony was heard from public witnesses.

ECONOMIC ASSISTANCE—ANDES AND OTHER PROGRAMS

Committee on Foreign Affairs: Task Force on International Narcotics Control held a hearing on the Overview of the Agency for International Development's Economic Assistance Strategy for the Andes and Other Programs. Testimony was heard from the following officials of AID, U.S. International Development Cooperation Agency: James H. Michel, Assistant Administrator, Latin America and the Caribbean; and Joseph A. Esposito, Narcotics Coordinator.

MOST FAVORED NATION STATUS—PEOPLE'S REPUBLIC OF CHINA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs, the Subcommittee on Human Rights and International Organizations and the Subcommittee on International Economic Policy and Trade held a joint hearing on Most Favored Nation Status for the People's Republic of China. Testimony was heard from Ambassador Winston Lord, former U.S. Ambassador to the People's Republic of China; and public witnesses.

HUMAN RIGHTS AND DEMOCRACY IN NEPAL

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations approved for full Committee action amended H. Con. Res. 323, concerning human rights and democracy in Nepal.

FIRST ANNIVERSARY OF THE TIANANMEN SQUARE MASSACRE

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Subcommittee on Asian and Pacific Affairs met in joint session and approved for full Committee action H. Res. 393, concerning the first anniversary of the Tiananmen Square massacre of June 4, 1989, in the People's Republic of China.

NATIONAL POLICY ON PERMANENT PAPERS; DATA PROTECTION, COMPUTERS AND CHANGING INFORMATION PRACTICES

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture approved

for full Committee action amended H.J. Res. 226, to establish a national policy on permanent papers.

The Subcommittee also held a hearing on Data Protection, Computers and Changing Information Practices. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported amended the following bills: S. 280, Niobrara River Scenic River Designation Act of 1989; S. 286, Petroglyph National Monument Establishment Act of 1989; H.R. 4053, Coalfield Environment Enhancement Act of 1990; and H.R. 3383, to authorize the National Park Service to conduct a study of park system boundaries.

OVERSIGHT

Committee on the Judiciary: Held an oversight hearing on Department of Justice Authorization for Appropriations for fiscal year 1991. Testimony was heard from Dick Thornburgh, Attorney General of the United States, Department of Justice.

UNDERWATER PIPELINE SAFETY

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on proposed Underwater Pipeline Safety Legislation. Testimony was heard from George W. Tenley, Jr., Director, Office of Pipeline Safety, Research and Special Programs Administration, Department of Transportation; and public witnesses.

LOWER MISSISSIPPI DELTA DEVELOPMENT COMMISSION

Committee on Public Works and Transportation: Subcommittee on Economic Development and the Subcommittee on Economic Stabilization of the Committee on Banking, Finance and Urban Affairs held a joint hearing on the final report of the Lower Mississippi Delta Development Commission. Testimony was heard from the following members of the Commission: Bill Clinton, Governor, State of Arkansas, Chairman; former Representative Webb Franklin of Mississippi; Cornelius Lewis, representing the Governor of Louisiana; Rhonda Vinson of Illinois; John Shepherd of Missouri; Lee Troutwine of Kentucky; and Anne Sapp, representing the Governor of Mississippi.

CONTAMINATED SEDIMENTS

Committee on Public Works and Transportation: Subcommittee on Water Resources concluded hearings on issues concerning sediment quality and criteria. Testimony was heard from Representatives Lehman of Florida, Ros-Lehtinen, and Pallone; and public witnesses.

SUPPLEMENTAL ASSISTANCE FOR EMERGING DEMOCRACIES ACT

Committee on Rules: Granted a modified open rule providing 1½ hours of debate on H.R. 4636, Supplemental Assistance for Emerging Democracies Act of 1990. All points of order against the bill and against its consideration are waived. No amendments to the bill shall be in order except the amendments printed in the report of the Committee on Rules accompanying this resolution. All points of order against the amendments printed in the report are waived. The amendments are to be considered in the order and manner specified in the report, debatable for the period specified, to be equally divided and controlled by the proponent of the amendment and a member opposed thereto and are not subject to amendment except as specified in the report. The amendments made in order are: (1) the amendments en bloc by Representative Fascell of Florida, debatable for 10 minutes; (2) the amendment by Representative Kostmayer of Pennsylvania, debatable for 20 minutes; (3) the amendment by Representative Dreier of California, debatable for 20 minutes; (4) the amendment by Representative Broomfield, debatable for 1 hour; and (5) the amendment by Representative Moakley of Massachusetts or Representative Murtha of Pennsylvania, debatable for one hour. Amendment number (1) shall be considered en bloc and shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole. If both amendments number (4) and (5) are adopted, only the last amendment which is adopted shall be considered as having been adopted and reported back to the House. The rule provides one motion to recommit with or without instructions. After passage of the bill H.R. 4636, it shall be in order to take S. 2364 from the Speaker's table and to consider the bill in the House. The rule then makes in order a motion to strike out all after enacting clause of S. 2364 and insert the text of H.R. 4636 as passed by the House. Finally, all points of order against the motion are waived.

AMERICANS WITH DISABILITIES ACT

Committee on Rules: Granted a modified open rule providing 2 hours of debate on H.R. 2273, Americans with Disabilities Act of 1989. All points of order against the consideration of the bill are waived. The rule makes in order the amendment in the nature of a substitute now printed in part one of the Committee on Rules accompanying this resolution as original text for the purpose of amendment, to be considered as read. All points of order against the substitute are waived. No amendment to the bill is in order except the amendments printed in part two of the report accompanying this resolution. The amendments are to be considered in the order and manner specified in the report, debatable for the period specified, to be equally divided and controlled by the proponent of the amendment and a member opposed thereto and are not subject to amendment except as specified in the report. All points of order against the amendments in the report are waived. The amendments made in order are: (1) Representative Campbell of California or LaFalce for 20 minutes; (2) Representative McCollum of Florida

for 20 minutes; (3) Representative Olin of Virginia; (4) Representative Hansen of Utah for 20 minutes; (5) Representative Chapman of Texas for 30 minutes; (6) Representative Lipinski of Illinois for 40 minutes; (7) Representative Shuster of Pennsylvania for 40 minutes; and (8) Representative Sensenbrenner of Wisconsin for one hour. The rule provides one motion to recommit with instructions, if offered by Representative Michel of Illinois, or his designee, or without instructions. After passage of H.R. 2273, the rule makes in order to take S. 933 from the Speaker's table and to consider the bill in the House. The rule than makes in order a motion to strike out all after the enacting clause of S. 933, and insert the text of H.R. 2273, as passed by the House. All points of order against the motion are waived.

EXPORT CONTROLS ON COOPERATION IN SCIENCE AND TECHNOLOGY

Committee on Science, Space, and Technology: Held a hearing on the Effect of Changing Export Controls on Cooperation in Science and Technology. Testimony was heard from William N. Rudman, Deputy Under Secretary, Trade Security Policy, Department of Defense; Ambassador Allan Wendt, Senior Representative, Strategic Technology Policy, Department of State; Joan McEntee, Deputy Under Secretary, Department of Commerce; and public witnesses.

FEDERAL RADON TESTING EFFORTS

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on Federal Radon Testing Efforts. Testimony was heard from John C. Weicher, Assistant Secretary, Policy, Planning and Development, Department of Housing and Urban Development; Richard L. Hembra, GAO; F. Henry Habicht, II, Deputy Administrator, EPA; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

CONCERNS OF VIETNAM VETERANS

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on the concerns of Vietnam era veterans. Testimony was heard from public witnesses.

BREAST CANCER

Select Committee on Aging: Subcommittee on Health and Long-Term Care held a hearing on "Breast Cancer: The Race for the Cure". Testimony was heard from Dr. Samuel Broder, Director, National Cancer Institute, NIH, Department of Health and Human Services; and public witnesses.

Joint Meetings

EASTERN EUROPE

Joint Economic Committee: Subcommittee on Technology and National Security held hearings to examine economic conditions in Eastern Europe, receiving testimony in open session from Jeffrey Sachs, Harvard University, Cambridge, Massachusetts; and Charles Wolfe, Rand Corporation, Santa Monica, California; and in closed session from officials of the intelligence community.

Hearings were recessed subject to call.

DIRE EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for the fiscal year ending September 30, 1990, but did not complete action thereon, and will meet again tomorrow.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, May 17, 1990

Senate

Chamber Action

Routine Proceedings, pages 10928–11084

Measures Introduced: Six bills and six resolutions were introduced as follows: S. 2646–S. 2651, S. Res. 287, S.J. Res. 318 and 319, and S. Con. Res. 131–133.

Page 11000

Measures Passed:

Mediation in Ethiopian Civil War: Senate agreed to S. Res. 287, expressing the sense of the Senate with respect to the possibility of Organization of African Unity mediation in the Ethiopian civil war.

Page 10968

Chemical and Biological Weapons Control Act: By a unanimous vote of 92 yeas (Vote 101), Senate passed H.R. 3033, to control the export, to countries pursuing or expanding the ability to produce or deliver chemical or biological weapons, of items that would assist such countries in acquiring such ability, to impose sanctions against companies which have aided in the proliferation of chemical or biological weapons, to provide for sanctions against countries which use or prepare to use chemical or biological weapons in violation of international law, after striking all after the enacting clause and inserting in lieu thereof the text of S. 195, Senate companion measure, after agreeing to a modified committee amend-

ment in the nature of a substitute, and after taking action on further amendments proposed thereto, as follows:

Pages 10937, 10939, 10953

Adopted:

(1) McCain Amendment No. 1635, to establish comprehensive reporting requirements on the proliferation of nuclear, chemical, and biological weapons, and the technologies used in delivering these weapons.

Page 10942

(2) Pell Amendment No. 1636 (to Amendment No. 1635), in the nature of a substitute.

Page 10943

(3) By a unanimous vote of 96 yeas (Vote No. 98), Heinz Amendment No. 1638, to establish a policy for the negotiation of multilateral controls on the proliferation of chemical or biological weapons.

Pages 10946, 10967

(4) Mack Amendment No. 1645, to encourage voluntary utilization of independent inspection companies to inspect and certify shipments of chemicals that could be used in the development of chemical and biological weapons.

Page 10968

(5) Mack Amendment No. 1646, to require limitation and restrictions concerning trade and other transactions with Cuba.

Page 10969

(6) Graham Amendment No. 1647 (to Amendment No. 1646), expressing the Sense of the Congress regarding U.S.-Soviet relations and the Soviet Union's continued support for Cuba.

Page 10970

(7) Helms Amendment No. 1649, of a perfecting nature.

Page 10975

(8) Helms Amendment No. 1657, to require reports outlining illegal activities being undertaken in the United States by the Palestine Liberation Organization, and related activities.

Page 10980

(9) Helms Amendment No. 1658, to clarify the termination of sanctions provisions.

Page 10983

(10) Helms Amendment No. 1659, to redefine the applicability of sanctions.

Page 10983

(11) Helms (for Garn) Amendment No. 1660, of a perfecting nature.

Page 10983

(12) Helms (for Garn) Amendment No. 1661, of a perfecting nature.

Page 10983

(13) Pell Amendment No. 1654, to revise certain prohibition sanctions.

Page 10984

(14) Pell Amendment No. 1655, to strike certain import sanctions.

Page 10984

(15) Pell Amendment No. 1656, to strike certain import sanctions.

Page 10984

(16) Dole Modified Amendment No. 1662, to extend the Presidential waiver period.

Page 10985

Rejected:

(1) McClure Amendment No. 1648, expressing the Sense of the Senate concerning the U.S. capability to monitor verify any treaty which covers mobile missile systems. (By 56 yeas to 39 nays (Vote No. 99), Senate tabled the amendment).

Page 10972

Withdrawn:

(1) McCain Amendment No. 1634, to impose sanctions against persons who engage in the trade of missile technology which could be used in the construction of ballistic missile systems.

Page 10939

(2) McCain Amendment No. 1637, to impose sanctions against persons who engage in the trade or use of nuclear weapons.

Page 10943

(3) D'Amato Amendment No. 1640, to restrict United States Assistance for the Republic of Iraq until that country opens to international inspection sites suspected of being involved in the production of nuclear, chemical and biological weapons and ratifies the Convention on Biological Weapons.

Pages 10953, 10958

(4) D'Amato Amendment No. 1641 (to Amendment No. 1640), in the nature of a substitute.

Pages 10955, 10958

(5) D'Amato Amendment No. 1642, to establish Congressional findings relating to the violation of international law in the use of chemical weapons by Iraq.

Pages 10963, 10968, 10976

(6) D'Amato Amendment No. 1643 (to Amendment No. 1643), in the nature of a substitute. (The amendment fell when Amendment No. 1642 was withdrawn).

Pages 10966, 10968, 10976

(7) Specter Amendment No. 1652, expressing the Sense of the Senate regarding the proliferation of ballistic missile technology used for the delivery of chemical, biological, and nuclear weapons.

Page 10984

During consideration of this measure today, the following also occurred:

By unanimous consent, Pell/Helms Amendment No. 1631, in the nature of a substitute, to require the imposition of specified sanctions against any foreign country which uses chemical or biological weapons in violation of international law or against its own citizens, was adopted as a modification to the pending committee amendment in the nature of a substitute.

Page 10937

By 87 yeas to 4 nays (Vote No. 100), three-fifths of those Senators duly chosen and sworn having voted in the

affirmative, Senate agreed to close further debate on the modified committee amendment in the nature of a substitute.

Page 10978

Coats Amendment No. 1639, to provide for the treatment of solid waste by States, was ruled as not germane upon the imposition of cloture.

Pages 10949, 10953, 10956, 10968

Dole Amendment No. 1644 (to Amendment No. 1639), to clarify the definition of solid waste, fell when Amendment No. 1639 was ruled as not germane upon the imposition of cloture.

Page 10967

S. 195, Senate companion measure, was subsequently indefinitely postponed.

Page 10991

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint conferees on the part of the Senate.

Page 10991

Use of Capitol Rotunda: Senate agreed to S. Con. Res. 133, providing for the use the Capitol Rotunda to allow the assembling of Members of Congress for ceremonies celebrating American Military Heroism.

Page 11082

Olympics Torch Relay: Senate agreed to H. Con. Res. 286, authorizing the 1990 Special Olympics Torch Relay to be run through the Capitol Grounds.

Page 11083

Private Relief: Senate passed S. 1128, for the relief of Richard Saunders, after agreeing to a committee amendment in the nature of a substitute.

Page 11083

Oregon Land Conveyance: Senate passed S. 1738, to convey certain Oregon and California Railroad Grant Lands in Josephine County, Oregon, to the Rogue Community College District, after agreeing to committee amendments.

Page 11083

Printing Resolution: Senate agreed to H. Con. Res. 311, providing for the printing of additional copies of the booklet entitled "Our Flag".

Page 11084

Nominations Confirmed: Senate confirmed the following nominations:

Donald G. Wiseman, of North Carolina, to be a Member of the Occupational Safety and Health Review Commission for the remainder of the term expiring April 27, 1993.

Velma Montoya, of California, to be a Member of the Occupational Safety and Health Review Commission for the remainder of the term expiring April 27, 1991.

Page 11084

Messages From the House: Page 10997

Measures Placed on Calendar: Page 10998

Communications: Page 10998

Petitions: Page 10998

Statements on Introduced Bills: Page 11000

Additional Cosponsors: Page 11067

Amendments Submitted: Page 11072

Notices of Hearings: Page 11078

Authority for Committees: Page 11078

Additional Statements: Page 11079

Record Votes: Four record votes were taken today. (Total—101)

Pages 10967, 10975, 10980, 10987

Recess: Senate convened at 9:30 a.m., and recessed at 9:26 p.m., until 9:30 a.m., on Friday, May 18, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 11084.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee continued consideration of proposed legislation to strengthen and improve U.S. agricultural programs, focusing on farm credit provisions, but did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held closed hearings on proposed budget estimates for fiscal year 1991 for classified programs of the Department of Defense, and to review the impact of the changing nature of the Soviet threat, receiving testimony from officials of the defense intelligence community.

Subcommittee will meet again Tuesday, May 22.

APPROPRIATIONS—VA/HUD/INDEPENDENT AGENCIES

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991 for certain programs of the Department of Veterans Affairs, Department of Housing and Urban Development, and independent agencies, receiving testimony from Senator McCain; and numerous public witnesses.

Subcommittee will meet again Wednesday, May 23.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Committee resumed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on concurrency in the Department of Defense acquisition process and programs, receiving testimony from Frank C. Conahan, Assistant Comptroller General, National Security and International Affairs Division, General

Accounting Office; Donald A. Hicks, former Director, Defense Research and Engineering, Department of Defense; and John E. Krings, former Director, Operational Test and Evaluation, Department of Defense.

Committee will meet again Thursday, May 24.

DEPOSIT INSURANCE REFORM

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to examine the need for reform of the system of deposit insurance for financial institutions, receiving testimony from Lawrence Connell, Prather, Seeger, Doolittle and Farmer, Washington, D.C., on behalf of the San Jacinto Savings Association; Bert Ely, Ely and Company, Inc., Alexandria, Virginia; and Kenneth E. Scott, Stanford Law School, Stanford, California.

Hearings continue Tuesday, May 22.

SEMICONDUCTOR INDUSTRY

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings on the state of the U.S. semiconductor and semiconductor manufacturing equipment industries and its impact on the future of the American electronics industry in the foreign market, after receiving testimony from D. Allan Bromley, Director, Office of Science and Technology Policy; John A. Armstrong, IBM Corporation, Armonk, New York, on behalf of the National Advisory Committee on Semiconductors; Joe Parkinson, Micron Technology, Inc., Boise, Idaho; Moshe Lubin, Hampshire Instruments, Inc., Rochester, New York; and Peter M. Mills, SEMATECH, Austin, Texas.

DISASTER RELIEF FOR INSULAR AREAS

Committee on Energy and Natural Resources: Committee held hearings on S. 2362, to authorize funds for the construction of facilities to protect public health and safety and for the enhancement of infrastructure in the event of disasters in insular areas, receiving testimony from Virgin Islands Lieutenant Governor Derek Hodge, St. Thomas; William E. Houston, Deputy Assistant Secretary of the Interior for Territorial and International Affairs; Grant C. Peterson, Associate Director for State and Local Programs and Support Directorate, Federal Emergency Management Agency; Gary C. Byrne, Administrator, Rural Electrification Administration, Department of Agriculture; and Frank M. Stewart, Jr., Deputy Assistant Secretary for Technical and Financial Assistance, Department of Energy.

Hearings were recessed subject to call.

PUBLIC LANDS/NATIONAL PARKS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks, and Forests concluded hearings on the following measures:

S. 1990, to establish the Cliff Walk National Historic Site in Rhode Island, after receiving testimony from Senators Pell and Chafee; and Bruce Bartlett, City of Newport, Rhode Island;

S. 2072, to authorize a study of nationally significant places in American Labor History, after receiving testimony from Senator Moynihan; and James B. Gardner, American Historical Association, Washington, D.C.;

S. 2067 and H.R. 3834, to designate the route from Selma to Montgomery for study for potential addition to the National Trails System, after receiving testimony from Senator Kerry; and Representative John Lewis;

S. 2262, to designate segments of the Sudbury, Assabet, and Concord Rivers as a study area for inclusion in the National Wild and Scenic Rivers System, after receiving testimony from Senator Kerry; Representative Atkins; and Kevin J. Coyle, American Rivers, Inc., Washington, D.C.;

Testimony was also received on the aforementioned bills and S. 1852 and H.R. 3545, bills to make certain changes relating to the Chesapeake and Ohio Canal National Historical Park Commission, S. 2437, to authorize the acquisition of certain lands in the State of Louisiana for inclusion in the Vicksburg National Military Park, and S. 2566, to redesignate the Sunset Crater National Monument in Arizona as Sunset Crater Volcano National Monument from James W. Stewart, Assistant Director, National Park Service, Department of the Interior.

FEDERAL NUCLEAR FACILITIES ENVIRONMENTAL RESPONSE ACT

Committee on Environment and Public Works: Committee concluded hearings on S. 1462, to create a Federal nuclear facility environmental response fund, and to create an Office of Environmental Management and Remedial Action within the Department of Energy, after receiving testimony from Senators Adams and Wirth; Leo P. Duffy, Director, Office on Environmental Restoration and Waste Management, Department of Energy; Dan Silver, on behalf of the Office of the Governor of Washington, Olympia; Gerald M. Pollet, Heart of America Northwest, Seattle, Washington; and Leon Lowery, Environmental Action, Washington, D.C.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Robert H. Cleland, of Michigan, to be United States District Judge for the Eastern District of Michigan, and Richard J. Hankinson, of Virginia, to be Inspector General, Department of Justice, after the nominees testified and answered questions in their own behalf. Mr. Cleland was introduced by Senators Riegle and Levin, and Mr. Hankinson was introduced by Senators Warner, Robb, and Specter.

COURT SECRECY

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice concluded hearings to examine the use of secrecy and confidentiality of documents by

courts in civil litigation, focusing on under what circumstances the sealing of cases may adversely affect public health and safety, after receiving testimony from Judge Joseph F. Weis, Jr., United States Court of Appeals for the Third Circuit, Pittsburgh, Pennsylvania, on behalf of the Federal Courts Study Committee; Judge Lloyd Doggett, Texas Supreme Court, Austin; Arthur Bryant, Trial Lawyers for Public Justice, Rob Weiner, Arnold and Porter, and Devra Davis, all of Washington, D.C.; James W. Morris, III, Defense Research Institute and Trial Lawyers Association, Richmond, Virginia; Dianne Weaver, Weaver, Weaver and Petrie, Ft. Lauderdale, Florida; Paul McMasters, *USA Today,* Arlington, Virginia, on behalf of the Society of Professional Journalists; Arthur Miller, Harvard Law School, Cambridge, Massachusetts; and Fred Barbee, Minong, Wisconsin.

House of Representatives

Chamber Action

Bills Introduced: 30 public bills, H.R 4841–4870; 1 private bill, H.R. 4871; and 6 resolutions, H.J. Res. 570–572, H. Con. Res. 331, and H. Res. 396–397 were introduced.

Page 10924

Report Filed: One report was filed as follows: H.R. 3030, to amend the Clean Air Act to provide for the attainment and maintenance of the national ambient air quality standards, the control of toxic air pollutants, the prevention of acid deposition, and other improvements in the quality of the Nation's air, amended (H. Rept. 101–490, Part 1).

Page 10924

Journal: By a yea-and-nay vote of 285 yeas to 103 nays, Roll No. 112, the House approved the Journal of Wednesday, May 17.

Page 10838

Recess: House recessed at 11:01 a.m. to receive former Members of Congress, and reconvened at 11:55 a.m.

Page 10843

Americans With Disabilities: House concluded all general debate and began consideration of amendments to H.R. 2273, to establish a clear and comprehensive prohibition of discrimination on the basis of disability; but came to no resolution thereon. Consideration of amendments under the rule will resume on Tuesday, May 22.

Pages 10839, 10850, 10903

Agreed To:

The LaFalce amendment that provides for a small business phase-in for the public accommodation language in the bill, becoming effective 18 months after the date of enactment; stipulates that no civil action shall be brought during the first six months after the effective date, against businesses with 25 or fewer employees and with gross receipts of $1 million or less; and, during the first year after the effective date, against businesses that employ 10 or fewer employees and have gross receipts of $500,000 or less (agreed to by a recorded vote of 401 ayes, Roll No. 116);

Page 10896

The McCollum amendment that states that, if an employer advertised a written description of a job before interviewing applicants, the description shall be considered evidence of the essential functions of the job, unlike provisions in the bill which state that those functions which are essential to the job shall be determined by the employer;

Page 10901

The Hansen amendment, as modified, that provides that disabled individuals may not be denied access to a wilderness area, including those using a wheelchair, and that no agency is required to provide any form of special treatment or accommodation to facilitate such use;

Page 10909

The Chapman amendment that allows employers to move an employee with a communicable or infectious disease of public health significance out of a food-handling position, provided that the employer offers the employee an alternative employment opportunity for which the employee is qualified and for which the employee would sustain no economic damage (agreed to by a recorded vote of 199 ayes to 187 noes, Roll No. 118).

Page 10911

Rejected the Olin amendment, as modified, that sought to provide that if an employer is required to spend over 10 percent of the annual salary or annualized hourly wage of a disabled employee in order to facilitate the employment of that disabled employee, such expenditure will be presumed an "undue hardship" as defined in the language of the bill (rejected by a recorded vote of 187 ayes to 213 noes, Roll No. 117).

Page 10903

H. Res. 394, the rule waiving certain points of order against the bill, was agreed to earlier by a yea-and-nay vote of 237 yeas to 172 nays, Roll No. 114. Agreed to order the previous question on the resolution (agreed to by a yea-and-nay vote of 251 yeas to 162 nays, Roll No. 113).

Page 10839

Clean Air Act: It was made in order for the Speaker to declare the House resolved into the Committee of the Whole House on the State of the Union on Monday, May 21, 1990, for the consideration of H.R. 3030, to amend the Clean Air Act to provide for the attainment and maintenance of the national ambient air quality standards, the control of toxic air pollutants, the prevention of acid deposition, and other improvements in the quality of the Nation's air; to waive all points of order against consideration of the bill; and to provide 8 hours of general debate on the bill, with 6 hours to be equally divided and controlled by the Chairman and ranking minority

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member of the Committee on Energy and Commerce, and with 1 hour to be equally divided and controlled by the chairman and ranking minority member of any committee receiving sequential referral of the bill, with further consideration of the bill to be determined by a subsequent order of the House.

Page 10903

Late Report: Conferees received permission to have until midnight on Friday, May 18, to file a conference report on H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for the fiscal year ending September 30, 1990.

Page 10918

Committee to Sit: Committee on the Judiciary received permission to sit on Tuesday, May 22, during proceedings of the House under the five-minute rule.

Page 10918

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 10924

Quorum Calls—Votes: One quorum call, three yea-and-nay and three recorded votes developed during the proceedings of the House today and appear on pages 10838, 10854, 10899, 10908, and 10917.

Adjournment: Met at 10 a.m. and adjourned at 7:23 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Continued markup of H.R. 3950, Food and Agricultural Resources Act of 1990.

Will continue May 21.

PROFESSIONAL MILITARY EDUCATION

Committee on Armed Services: Military Education Panel continued hearings on recommendations for professional military education. Testimony was heard from Adm. Robert L.J. Long, USN (Ret.), former Chairman, National Defense University Transition Planning Committee; and Gen. Thomas R. Morgan, USMC (Ret.), former Chairman, Joint Chiefs of Staff Initial Certification Group on Professional Military Education.

NATIONAL SERVICE ACT

Committee on Education and Labor: Held a hearing on H.R. 4330, National Service Act of 1990. Testimony was heard from Betty Castor, Commissioner, Department of Education, State of Florida; and public witnesses.

CONSTRUCTION, SAFETY, HEALTH AND EDUCATION IMPROVEMENT ACT

Committee on Education and Labor: Subcommittee on Health and Safety continued hearings on H.R. 4652, Construction, Safety, Health and Education Improvement Act of 1990. Testimony was heard from public witnesses.

Hearings continue May 22.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held an oversight hearing on the health effects of U.S. tobacco export and marketing practices. Testimony was heard from Representatives Sundquist, Atkins, Tallon, and Rogers; Sandra Kirstoff, Assistant U.S. Trade Representative, Asia and the Pacific Region; and public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held an oversight hearing on opportunities for the U.S. telecommunications industry in light of recent changes in Eastern Europe and the Soviet Union. Testimony was heard from Robert A. Mosbacher, Secretary of Commerce; and public witnesses.

MISCELLANEOUS MEASURES; INTERNATIONAL AVIATION SECURITY AND TERRORISM

Committee on Foreign Affairs: Ordered reported the following measures:

H. Con. Res. 324, amended, concerning human rights, democracy, and illicit narcotics production and trafficking in Burma; H. Con. Res. 287, amended, calling for a U.S. policy of promoting the continuation, for a minimum of an additional 10 years, of the International Whaling Commission's moratorium on the commercial killing of whales, and otherwise expressing the sense of the Congress with respect to conserving and protecting the world's whale population; H.R. 4758, to provide for the construction, operation and maintenance an extension of the American Canal at El Paso, TX; and S.J. Res. 246, calling upon the United Nations to repeal General Assembly Resolution 3379; H. Con. Res. 323, amended, concerning human rights and democracy in Nepal; H. Res. 393, concerning the first anniversary of the Tiananmen Square massacre of June 4, 1989, in the People's Republic of China; H. Con. Res. 325, expressing the sense of the Congress that the United States remains firmly committed to its Mutual Defense Treaty with the Republic of Korea, and is steadfastly dedicated to the promotion of security and peace on the Korean peninsula; and Title II amended of H.R. 2984, Global Change Research Act of 1989.

The Committee also held a hearing on the Overview of the President's Commission on International Aviation Security and Terrorism. Testimony was heard from Ann McLaughlin, Chairperson, President's Commission on Aviation Security and Terrorism; Ambassador Morris D.

Busby, Ambassador, Office of Coordinator For Counter-Terrorism; Elizabeth M. Tamposi, Assistant Secretary, Consular Affairs, Department of State; and the following officials of the Department of Transportation: Jeffrey Shane, Assistant Secretary, Policy and International Affairs; and James B. Busey, IV, Administrator, FAA.

PROLIFERATION AND ARMS CONTROL

Committee on Foreign Affairs: Subcommittee on Arms Control, International Security and Science held a hearing on Proliferation and Arms Control. Testimony was heard from Fred Ikle, former Under Secretary, Policy, Department of Defense; Ambassador Gerald C. Smith, former Ambassador-at-Large, Non-Proliferation; and public witnesses.

IMPLEMENTATION OF APPRAISAL REFORM AMENDMENTS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on Implementation of the Appraisal Reform Amendments, Title XI of the Financial Institutions Reform, Recovery and Enforcement Act of 1989. Testimony was heard from the following officials of the Department of the Treasury: Kevin M. Blakley, Chairman, Appraisal Subcommittee of the Federal Financial Institutions Examination Council and Deputy Comptroller, Special Supervision, Office of the Comptroller of the Currency; and Mary C. Short, Deputy Director, Supervision Policy, Division of Supervision Policy, Office of Thrift Supervision; Timothy P. Hornbrook, Director, Department of Supervision, Office of Examination and Insurance, National Credit Union Administration; Robert F. Miailovich, Assistant Director, Office of Policy, Division of Bank Supervision, FDIC; Richard Spillenkothen, Deputy Associate Director, Division of Banking Supervision and Regulation, Federal Reserve Board; and public witnesses.

ANABOLIC STEROIDS CONTROL ACT

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 4658, Anabolic Steroids Control Act of 1990. Testimony was heard from Representative Levine of California.

POCKET VETO; OVERSIGHT

Committee on the Judiciary: Subcommittee on Economic and Commercial Law approved for full Committee action amended H.R. 849, to amend title 1, United States Code, to define the type of adjournment that prevents the return of a bill by the President, and amend the Rules of the House of Representatives to require the Clerk to make certain notifications to the Speaker.

The Subcommittee also continued oversight hearings on Leveraged Buy-Outs and Bankruptcy. Testimony was heard from the following U.S. Bankruptcy Judges: Joe Lee, Eastern District of Kentucky; and William Bodoh, Northern District of Ohio; and public witnesses.

FEDERAL EMPLOYERS PAY REFORM ACT AND PAY REFORM GENERALLY

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 4716, Federal Employees Pay Reform Act of 1990, and pay reform generally. Testimony was heard from Constance Berry Newman, Director, OPM; and public witnesses.

RESOLUTIONS; JOHN F. KENNEDY CENTER FOR PERFORMING ARTS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full Committee action the following: 2 11(b) resolutions; 19 construction resolutions; 24 repair and alteration resolutions; 1 design resolution; 20 lease resolutions; 2 lease alteration resolutions; and 1 design and construction resolution.

The Subcommittee also held a hearing on repairs needed for the John F. Kennedy Center for the Performing Arts and the financial condition of the Center. Testimony was heard from James D. Wolfensohn, Chairman, The John F. Kennedy Center for the Performing Arts; and Ronald W. Wrye, Acting Regional Director, National Capital Region, National Park Service, Department of the Interior.

CLEAN AIR ACT AMENDMENTS

Committee on Rules: Granted a rule providing 8 hours of debate on H.R. 3030, Clean Air Act Amendments of 1990. All points of order are waived against consideration of the bill. The rule provides that after general debate, the Committee of the Whole shall rise without motion and any futher consideration of the bill shall be determined by a subsequent order of the House.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment approved for full Committee action amended the following: EPA R&D Authorization; and H.R. 3693, Pollution Prevention Advancement Act.

SBA REAUTHORIZATION AND AMENDMENTS ACT

Committee on Small Business: Held a hearing on SBA Reauthorization and Amendments Act of 1990. Testimony was heard from public witnesses.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Ordered reported amended the following bills: H.R. 4087, to amend title 38, United States Code, with respect to employment and training for veterans; H.R. 4088, Veterans Recruitment Authority Act of 1990; H.R. 4089, to amend title 38, United States Code, with respect to educational and vocational counseling for veterans; and H.R. 3053, to authorize the

Secretary of Veterans Affairs to issue exemplary rehabilitation certificates for certain individuals discharged from the Armed Forces.

CLEAN AIR ACT AMENDMENTS

Committee on Ways and Means: Approved a motion instructing the Chairman to go to the Committee on Rules to protect the jurisdictional interests of the Committee with respect to H.R. 3030, Clean Air Act Amendments of 1990.

ADDICTED WOMEN AND THEIR CHILDREN

Select Committee on Children, Youth, and Families: Held a hearing on "Law and Policy Affecting Addicted Women and Their Children". Testimony was heard from Senator Wilson; and public witnesses.

Joint Meetings

U.S. PRODUCTIVITY

Joint Economic Committee: Committee concluded hearings to examine how U.S. productivity may be improved by using the abilities of the nation's blue-collar workers more effectively, after receiving testimony from Patricia Flynn, Bentley College, Waltham, Massachusetts; David Stern, University of California, Berkeley; and Louis G. Tornatzky, Industrial Technology Institute, Ann Arbor, Michigan.

FAVORED-NATION STATUS FOR HUNGARY

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 1594, to extend non-discriminatory treatment to the products of the People's Republic of Hungary for 3 years, but did not complete action thereon, and recessed subject to call.

DIRE EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for the fiscal year ending September 30, 1990, but did not complete action thereon, and will meet again on tomorrow.

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Friday, May 18, 1990

Senate

Chamber Action

Routine Proceedings, pages 11139–11220

Measures Introduced: Nine bills and two resolutions were introduced as follows: S. 2652–2660, S. Res. 288, and S.J. Res. 320.

Page 11176

Measures Reported: Reports were made as follows:

S. 1719, to designate a segment of the Colorado River in the Westwater Canyon, Utah as a component of the National Wild and Scenic Rivers System, with an amendment in the nature of a substitute. (S. Rept. No. 101–296)

S. 666, to enroll twenty individuals under the Alaska Native Claims Settlement Act, with an amendment in the nature of a substitute. (S. Rept. No. 101–297)

Page 11176

Campaign Financing Reform Act: Senate resumed consideration of S. 137, to amend the Federal Election Campaign Act of 1971 to provide for a voluntary system of spending limits and partial public financing of Senate general election campaigns, and to limit contributions by multicandidate political committees, with committee amendments proposed thereto.

Pages 11146, 11171

Nominations Confirmed: Senate confirmed the following nominations:

Richard G. Austin, of Illinois, to be Administrator of General Services.

Page 11223

Nominations Received: Senate received the following nominations:

Michael Boudin, of the District of Columbia, to be United States District Judge for the District of Columbia.

Routine lists in the Air Force, Army, Marine Corps, and Foreign Service.

Page 11221

Messages From the House: **Page 11176**

Measures Referred: **Page 11176**

Measures Placed on Calendar: **Page 11176**

Communications: **Page 11176**

Statements on Introduced Bills: **Page 11177**

Additional Cosponsors: **Page 11208**

Amendments Submitted: **Page 11210**

Authority for Committees: **Page 11212**

Additional Statements: **Page 11213**

Recess: Senate convened at 9:30 a.m., and recessed at 1:46 p.m., until 1 p.m., on Monday, May 21, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 11221.)

Committee Meetings

APPROPRIATIONS—SURFACE MINING

Committee on Appropriations: Subcommittee on the Interior held hearings on proposed budget estimates for fiscal year

1991 for the Office of Surface Mining of the Department of the Interior, receiving testimony from Harry M. Snyder, Director, Office of Surface Mining, Reclamation and Enforcement, Department of the Interior.

Subcommittee recessed subject to call.

MONEY LAUNDERING

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on S. 2327 and H.R. 3848, bills to authorize Federal depository institution regulatory agencies to revoke charters, terminate deposit insurance, and remove or suspend officers and directors of depository institutions involved in money laundering or monetary transaction reporting offenses, and S. 2651, to require the Department of the Treasury to issue regulations concerning the identification of non-bank financial institutions subject to the Bank Secrecy Act, and to prohibit illegal money transmitting businesses, receiving testimony from Peter K. Nunez, Assistant Secretary of the Treasury for Enforcement; Arthur L. Beamon, Associate General Counsel for Compliance and Enforcement, Legal Division, Federal Deposit Insurance Corporation; Clyde H. Farnsworth, Jr., Director of Federal Reserve Bank Operations, Federal Reserve System; Boris F. Melnikoff, First Wachovia Corporation, Atlanta, Georgia, on behalf of the American Bankers Association; Susan W. Sweeney, Deak International, Ltd., New York, New York; and Stephen Wolf, Pay-O-Matic Corporation, Syosset, New York, on behalf of the National Association of Check Cashers.

Hearings were recessed subject to call.

MEDICARE

Committee on Finance: Subcommittee on Medicare and Long Term Care held hearings to review certain recommendations for the Medicare Volume Performance Standards (MVPS) for fiscal year 1991, which is the rate of growth in spending for physician services reimbursed by the Medicare program, receiving testimony from Gail R. Wilensky, Administrator, Health Care Financing Administration, Department of Health and Human Services; Karen Davis, Commissioner, Physician Payment Review Commission; John J. Ring, American Medical Association, Mundelein, Illinois; Robert Graham, American Academy of Family Physicians, Kansas City, Missouri; and Jerome C. Goldstein, American College of Surgeons, Alexandria, Virginia.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of James Keough Bishop, of New York, to be Ambassador to the Somali Democratic Republic, Peter Jon de Vos, of Florida, to be Ambassador to the Republic of Liberia, and Dane Farnsworth Smith, Jr., of New Mexico, to be Ambassador to the Republic of Guinea, after the nominees testified and answered questions in their own behalf.

MATH/SCIENCE EDUCATION

Committee on Labor and Human Resources: Committee concluded hearings on S. 2114, to promote excellence in American mathematics, science, and engineering education, after receiving testimony from Senators Hatfield and Glenn; Charles Hardy, Highline School District, Seattle, Washington; David Heil, Oregon Museum of Science and Industry, Portland; David Grant, University of Utah, Salt Lake City, on behalf of the Governor's Science Counsel for the State of Utah; Stuart Perlmeter, Springfield Middle School, Springfield, Oregon; Tamra Busch-Johnsen, Business-Education Compact of Washington County, Wilsonville, Oregon; and Michael Wartell, Sandia National Laboratory, Albuquerque, New Mexico.

VETERANS PROGRAMS

Committee on Veterans' Affairs: Committee concluded hearings on issues relating to compensation, pension, national cemeteries, insurance, VA administrative reorganizations, and attorney representation of veterans facing VA debt-collection action, including the following related measures: Title I of S. 2100, proposed "Veterans Compensation Cost-of-Living Adjustment Act, Title III of S. 2100, to provide supplemental coverage to certain veterans who are eligible for a waiver of premiums due to total disability, S. 2556, proposed "Radiation-Exposed Veterans Compensation Amendments, S. 2615, to make clear that in situations where a veteran faces a VA-initiated debt collection proceeding related to VA benefits an attorney may be hired by the veteran at any point in the proceeding, S. 1887, to exempt State bonuses paid to veterans in 1990 from being counted as income for VA pension purposes, S. 2454, to increase the estate limits for certain incompetent institutionalized veterans, S. 2499, to suspend compensation payments in the cases of certain incompetent veterans whose estates exceed specified limits, S. 2102, to modify congressional "report-and-wait" requirements for certain VA administrative reorganizations, S. 2482, to clarify the definition of "minor child" for the purposes of eligibility for burial in a national cemetery and to authorize the use of flat grave markers in a section of the Florida National Cemetery, and to review a General Accounting Office program audit concerning VA's possible use of Social Security Administration death information to avoid erroneous VA benefits payments, after receiving testimony from Anthony J. Principi, Deputy Secretary, Raoul L. Carroll, General Counsel, Jo Ann K. Webb, Director, National Cemetery Service, R. Gary Hickman, Director, Compensation and Pension Service, and David A. Brigham, Director, Veterans Assistance Service, all of the Department of Veterans Affairs; Gregory J. McDonald, Associate Director for Income Security Issues, James F. Walsh, Assistant Director, and Neil N. Miller, Assignment Manager, all of the General Accounting Office; Robert L. Campbell, Portland, Maine, and E. Cooper Brown, Takoma Park, Maryland, both of the Na-

tional Committee for Radiation Victims; Alice P. Broudy, National Association of Radiation Survivors, Monarch Beach, California; Oscar Rosen, Boston College, Boston, Massachusetts, on behalf of the National Association of Atomic Veterans; Geraldine B. Chittick, Frankfort, Indiana, on behalf of the Gold Star Wives of America, Inc.; Philip R. Wilkerson, The American Legion, James N. Magill, Veterans of Foreign Wars of the United States, John F. Heilman, Disabled American Veterans, John C. Bollinger, Paralyzed Veterans of America, Paul S. Egan, Vietnam Veterans of America, Inc., and Bruce S. Deming, Van Ness, Feldman and Curtis, all of Washington, D.C.

SSA

Special Committee on Aging: Committee held hearings to examine the quality of service provided by the Social Security Administration to its recipients and to review recommendations to improve services at field offices, teleservice centers, and at disability determination units, receiving testimony from Joseph F. Delfico, Director, Income Security Issues, Human Resources Division, General Accounting Office; Gwendolyn S. King, Commissioner of Social Security, and Mary O'Malley, Claims Representative, Renton, Washington Branch Office, both of the Social Security Administration, Department of Health and Human Services; Jack Delaney, Chicago, Illinois, former Operations Supervisor of the Social Security Administration; John Pagoda, American Federation of Government Employees, AFL–CIO, Troy, New York; Paul D. Welch, Susquehanna Legal Services, Lock Haven, Pennsylvania; Donna J. Spurrier, Conway, Arkansas, on behalf of the Central Arkansas Area Agency; Myrtle Osburn, North Little Rock, Arkansas, and Sandra F. Boles, Fairborn, Ohio.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, May 21.

Committee Meeting

CONSUMER PROTECTION AND INFOMERCIAL ADVERTISING

Committee on Small Business: Subcommittee on Exports, Tax Policy and Special Problems and the Subcommittee on Regulation, Business Opportunities and Energy held a joint hearing on Consumer Protection and Infomercial Advertising. Testimony was heard from Barry Cutler, Director, Bureau of Consumer Protection, FTC; Kenneth M. Hearst, Assistant Chief Postal Inspector, U.S. Postal Service; and public witnesses.

Joint Meeting

DIRE EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for the fiscal year ending September 30, 1990.

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Monday, May 21, 1990

Senate

Chamber Action

Routine Proceedings, pages 11224–11290

Measures Introduced: Five bills and three resolutions were introduced as follows: S. 2661–2665, S. Res. 289, and S.J. Res. 321 and 322.

Page 11258

Measures Reported: Reports were made as follows:

S. 1804, to amend title 23, United States Code, to reduce the amount of Federal highway funds allocated to any State that does not provide for the revocation or suspension of the driver's license of any individual convicted of a drug offense, with an amendment in the nature of a substitute. (S. Rept. No. 101–298)

S. 2205, to designate certain lands in the State of Maine as wilderness, with an amendment in the nature of a substitute. (S. Rept. No. 101–299)

Page 11258

Measures Passed:

Directing Senate Legal Counsel: Senate agreed to S. Res. 289, to direct the Senate Legal Counsel to appear as amicus curiae in the name of the Senate in *United States ex rel. Rudd, et al.* v. *General Contractors, Inc., et al.*

Page 11289

Omnibus Crime Bill: Senate began consideration of S. 1970, to establish constitutional procedures for the imposition of the sentence of death.

Page 11226

Senate will continue consideration of the bill and amendments to be proposed thereto, on Tuesday, May 22.

Page 11290

Nominations Received: Senate received the following nominations: Received on Friday, May 18, during the recess:

Harry W. Shlaudeman, of California, to be Ambassador to the Republic of Nicaragua.

Eugene L. Scassa, of Virginia, to be Ambassador to Belize.

Carol Bagley Amon, of New York, to be United States District Judge for the Eastern District of New York.

Page 11290

Executive Reports of Committees: Page 11258

Statements on Introduced Bills: Page 11258

Additional Cosponsors: Page 11265

Amendments Submitted: Page 11267

Notices of Hearings: Page 11272

Authority for Committees: Page 11272

Additional Statements: Page 11272

Recess: Senate convened at 1 p.m., and recessed at 5:45 p.m., until 9:30 a.m., on Tuesday, May 22, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 11290.)

Committee Meetings

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Defense Industry and Technology resumed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on Department of Defense laboratory management, receiving testimony from Charles M. Herzfeld, Director of Defense Research and Engineering, and George P. Milburn, Deputy Director of Defense Research and Engineering (Research and Advanced Technology), both of the Department of Defense; Timothy P. Coffey, Director of Research, Naval Research Laboratory, Washington, D.C.; C.G. Thornton, Director, U.S. Army Electronics Technology and Devices Laboratory, Ft. Monmouth, New Jersey; and G. Keith Richey, Technical Director, Wright Research and Development Center, Dayton, Ohio; and John M. Deutch, Massachusetts Institute of Technology, Cambridge.

Subcommittee will meet again Wednesday, May 23.

NOMINATION

Select Committee on Indian Affairs: Committee ordered favorably reported the nomination of Carl J. Kunasek, of Arizona, to be Commissioner on the Navajo and Hopi Relocation.

Prior to this action, committee concluded hearings on the nomination of Mr. Kunasek, after the nominee, who was introduced by Senator McCain, and Representatives Rhodes and Kyl, testified and answered questions in his own behalf. Testimony was also received from Vernon Masayesva, Hopi Tribe, Kykostmovi, Arizona; and Leonard Haskie, Navajo Nation, Window Rock, Arizona.

House of Representatives

Chamber Action

Bill Introduced: 1 public bill, H.R. 4872 was introduced.

Page 11398

Reports Filed: Reports were filed as follows:

S. 286, to establish the Petroglyph National Monument in the State of New Mexico, amended (H. Rept. 101–491);

H. Con. Res. 69, to urge the development and implementation of a comprehensive United States oceans and Great Lakes policy (H. Rept. 101–492);

H.R. 3030, to amend the Clean Air Act to provide for the attainment and maintenance of the national ambient air quality standards, the control of toxic air pollutants, the prevention of acid deposition, and other improvements in the quality of the Nation's air, amended (H. Rept. 101–490, Part II); and

H.R. 3030, to amend the Clean Air Act to provide for the attainment and maintenance of the national ambient air quality standards, the control of toxic air pollutants, the prevention of acid deposition, and other improvements in the quality of the Nation's air, amended (H. Rept. 101–490, Part III).

Page 11398

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Whitten to act as Speaker pro tempore for today.

Page 11291

Suspensions: House voted to suspend the rules and agree to the following measures:

Human rights in Burma: H. Con. Res. 324, amended, concerning human rights, democracy, and illicit narcotics production and trafficking in Burma; and

Page 11298

Tiananmen Square massacre: H. Res. 393, concerning the first anniversary of the Tiananmen Square massacre of June 4, 1989, in the People's Republic of China.

Page 11301

Petroglyph National Monument: House completed all debate on the motion to suspend the rules and pass S. 286, to establish the Petroglyph National Monument in the State of New Mexico; on which a vote was postponed until Tuesday.

Page 11291

Pease Air Force Base Property: House passed H.R. 4252, to authorize the Secretary of the Air Force to purchase certain property at Pease Air Force Base, New Hampshire.

Page 11305

Agreed to the Bennett amendment in the nature of a substitute.

Page 11306

Clean Air Act Amendments: House completed all general debate on H.R. 3030, to amend the Clean Air Act to provide for the attainment and maintenance of the national ambient air quality standards, the control of toxic air pollutants, the prevention of acid deposition, and other improvements in the quality of the Nation's air; but came to no resolution thereon. Consideration of amendments will begin on Wednesday, May 23.

Page 11308

Referrals: Six Senate-passed measures were referred to the appropriate House committees.

Page 11397

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 7:52 p.m.

Committee Meeting

CLEAN AIR ACT AMENDMENTS

Committee on Public Works and Transportation: Ordered reported amended H.R. 3030, Clean Air Act Amendments of 1990.

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Tuesday, May 22, 1990

Senate

Chamber Action

Routine Proceedings, pages 11598–11690

Measures Introduced: Nine bills and two resolutions were introduced as follows: S. 2666–2674, and S.J. Res. 323 and 324.

Page 11658

Measures Reported: Reports were made as follows:

S. 648, to amend the Securities Exchange Act of 1934, with an amendment in the nature of a substitute. (S. Rept. No. 101–300)

H.R. 1109, to amend the National Trails System Act to designate the California National Historic Trail and Pony Express National Historic Trail as components of the National Trails System, with amendments. (S. Rept. No. 101–301)

S. 1839, to provide authorization of appropriations for activities of the National Telecommunications and Information Administration. (S. Rept. No. 101–302)

S. 1875, to redesignate the Calamus Dam and Reservoir authorized under the Reclamation Project Authorization Act of 1972 as the Virginia Smith Dam and Calamus Lake Recreation Area, with an amendment in the nature of a substitute.

Page 11658

Measures Passed:

Indian Claims: Senate passed S. 1413, to settle all claims of the Aroostook Band of Micmacs resulting from the Band's omission from the Maine Indian Claims Settlement Act of 1980, after agreeing to committee amendments.

Page 11682

Indian Community Development Block Grants: Senate passed S. 2354, to amend the Housing and Community Development Act of 1974 to make technical corrections for grants to Indian tribes.

Page 11684

Jemez/Pecos Rivers: Senate passed H.R. 644, to amend the Wild and Scenic Rivers Act by designating segments of the East Fork of the Jemez and Pecos Rivers in New Mexico as components of the National Scenic Rivers System.

Page 11685

Energy Policy and Conservation Act: Senate passed S. 2088, to amend the Energy Policy and Conservation Act to extend the authority of titles I and II, after agreeing to a committee amendment in the nature of a substitute.

Page 11685

Juan Bautista de Anza National Historic Trail: Senate passed H.R. 1159, to amend the National Trails System Act by designating the Juan Bautista de Anza National Historic Trail, after agreeing to a committee amendment.

Page 11686

Centennial of Yosemite National Park: Senate passed S. 2388, to provide for the striking of medals in commemoration of the centennial of Yosemite National Park, after agreeing to a committee amendment in the nature of a substitute, and agreeing to the following amendment proposed thereto:

Page 11687

McClure Amendment No. 1682, to establish procedures for the minting of silver coin proof sets.

Page 11687

Omnibus Crime Bill: Senate continued consideration of S. 1970, to establish constitutional procedures for the imposition of the sentence of death, taking action on amendments proposed thereto, as follows:

Page 11626

Rejected:

(1) Metzenbaum Amendment No. 1676, to define the term assault weapon and to ban the sale of large-capacity magazines. (By 82 yeas to 17 nays (Vote No. 102), Senate tabled the amendment.)

Page 11626

Pending:

Hatch Amendment No. 1681, to strike provisions that would prohibit the manufacture, sale, and possession of certain semi-automatic (assault) weapons.

Page 11643

A unanimous-consent agreement was reached providing for further consideration of Hatch Amendment No. 1681,

listed above, with a vote to occur thereon at 10:15 a.m. on Wednesday, May 23.

Page 11690

A further unanimous-consent agreement was reached providing for consideration of certain additional amendments to be proposed to Title II, and that the Expedited Procedures authorized in Section 7323, Public Law 100–690, shall not apply to the consideration of S. 1757, Habeas Corpus Reform Act.

Page 11690

Senate will continue consideration of the bill and amendments to be proposed thereto, on Wednesday, May 23.

Page 11690

Authority for Committees: All Committees were authorized to file executive and legislative reports during the recess/adjournment of the Senate on Thursday, May 31, 1990, from 11 a.m. to 2 p.m.

Page 11689

Nominations Confirmed: Senate confirmed the following nominations:

Carl J. Kunasek, of Arizona, to be Commissioner on Navajo and Hopi Relocation.

Page 11690

Messages From the House: Page 11657

Measures Referred: Page 11657

Communications: Page 11657

Petitions: Page 11657

Executive Reports of Committees: Page 11658

Statements on Introduced Bills: Page 11658

Additional Cosponsors: Page 11671

Amendments Submitted: Page 11673

Authority for Committees: Page 11679

Additional Statements: Page 11680

Record Votes: One record vote was taken today. (Total—102)

Page 11643

Recess: Senate convened at 9:30 a.m., and recessed at 10:44 p.m., until 9:30 a.m., on Wednesday, May 23, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 11690.)

Committee Meetings

FISH INSPECTION

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 1245, to establish a comprehensive inspection program to ensure the quality and wholesomeness of all fish products intended for human consumption in the United States.

APPROPRIATIONS—GLOBAL ENVIRONMENT

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1991 for foreign assistance, focusing on the role of foreign assistance on the global environment, receiving testimony from Richard E. Bissell, Assistant Administrator for Science and Technology, Agency for International Development; and Glen Prickett, Natural Resource Defense Council, and Brent Blackwelder, Environmental Policy Institute, both of Washington, D.C.

Subcommittee will meet again Tuesday, June 5.

NOMINATION

Committee on Armed Services: Committee concluded open and closed hearings on the nomination of Lt. Gen. Carl W. Stiner, USA, to be General and Commander-in-Chief, U.S. Special Operations Command, Department of the Army, after the nominee testified and answered questions in his own behalf.

DEFENSE REPROGRAMMING

Committee on Armed Services: Committee met in closed session to review alternative sources for manpower personnel reprogramming and CHAMPUS reprogramming with respect to the Dire Emergency Supplemental Appropriations.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Projection Forces and Regional Defense held hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on the Navy shipbuilding and conversion program, receiving testimony from Robert F. Hale, Assistant Director, National Security Division, and Michael Berger, Naval Analyst, both of the Congressional Budget Office; Martin M. Ferber, Director, Navy Issues, Frederick A. Bigden, Assistant Director, Navy Issues, both of the National Security and Intelligence Affairs Division, and Richard E. Silveira, Senior Evaluator, Boston Regional Office, all of the General Accounting Office; Gerald Cann, Assistant Secretary of the Navy for Research, Development and Acquisition; Vice Adm. John Nyquist, USN, Assistant Chief of Naval Operations (Surface Warfare); Vice Adm. Daniel Cooper, USN, Assistant Chief of Naval Operations (Undersea Warfare); and Vice Adm. Peter Hekman, USN, Commander, Naval Sea Systems Command.

Subcommittee recessed subject to call.

DEPOSIT INSURANCE REFORM

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings to examine the need for reform of the system of deposit insurance for financial institutions, receiving testimony from James R. Barth, Auburn University, Auburn, Alabama; Lowell L. Bryan, McKinsey

and Company, New York, New York; and George G. Kaufman, Loyola University of Chicago, Chicago, Illinois.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 1981, to permit the Bell Telephone Companies to conduct research on, design, and manufacture telecommunications equipment, with an amendment in the nature of a substitute;

S. 1400, to regulate interstate commerce by providing for a uniform product liability law, with an amendment in the nature of a substitute;

S. 1025, to authorize funds for programs of the Magnuson Fishery Conservation and Management Act, with an amendment in the nature of a substitute. (As approved by the committee, the bill authorizes $97.9 million for fiscal year 1990, $115.9 million for fiscal year 1991, $119.9 million for fiscal year 1992, and $123.9 million for fiscal year 1993);

H.R. 3000, to strengthen current requirements for testing and certifying bolts, screws, and other fasteners used in critical applications such as aerospace, defense equipment, and nuclear power plants, with an amendment in the nature of a substitute;

S. 2181, to authorize the National Aeronautics and Space Administration to purchase approximately 8 acres of land at the Fort Sumner Municipal Airport, De Baca County, New Mexico to use as a balloon launching facility;

S. 2434, to permit the implementation of the Department of Transportation anti-drug program rule for recipients of Federal mass transit assistance, with an amendment in the nature of a substitute;

S. 2180, to remove certain prohibitions to the licensing of a vessel for employment in the coastwise trade of the United States for the vessel *Arctic Sounder;*

S. 2404, to permit issuance of a certificate of documentation for employment in the coastwise trade of the United States for the vessel *Lady Rose Anne,* with an amendment in the nature of a substitute;

S. 2498, to authorize a certificate of documentation for the vessel *Sea Devil;*

S. 2623, to authorize issuance of a certificate of documentation for employment in the coastwise trade of the United States, Great Lakes trade, and fisheries for the vessel *Rose;*

S. 2656, to authorize a certificate of documentation for the vessel *Pumpkin;*

S. 2660, to authorize a certificate of documentation for the vessel *Bounty;* and

The nominations of Andrew Camp Barrett, of Illinois, to be a Member of the Federal Communications Commission, Rear Adm. William J. Kime, to be Commandant of the United States Coast Guard, Rear Adm. Martin H. Daniell, Jr., to be Vice Commandant of the United States Coast Guard, Rear Adm. A. Bruce Beran, to be Commander, Pacific Area, United States Coast Guard, George R. Merrilees, United States Coast Guard Reserve, to the grade of Rear Admiral (lower half), and Tommy G. Thompson, of Wisconsin, to be a Member of the Board of Directors of the National Railroad Passenger Corporation.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following measures:

An original bill to provide for the conservation and development of water and related resources, and to authorize the United States Army Corps of Engineers civil works program to construct various projects for improvements to the nation's infrastructure, in lieu of S. 2183; and

S. 1875, to redesignate the Calamus Dam and Reservoir in Nebraska as the Virginia Smith Dam and Calamus Lake Recreation Area, with an amendment in the nature of a substitute.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Annice M. Wagner, to be an Associate Judge for the District of Columbia, after the nominee testified and answered questions in her own behalf.

EMPLOYMENT AND TRAINING FOR THE HOMELESS

Committee on Labor and Human Resources: Subcommittee on Employment and Productivity concluded hearings on proposed legislation authorizing funds for job training and education programs of the Stewart B. McKinney Homeless Assistance Act, after receiving testimony from Roberts T. Jones, Assistant Secretary of Labor for Employment and Training; John T. MacDonald, Assistant Secretary of Education for Elementary and Secondary Education; Joan Schwingen, Travelers and Immigrants Aid, and Robert Thunderbird, Sousa Homeless Shelter, both of Chicago, Illinois; Alex Hurtado, Utah Job Training Coordinating Council, Roy; Maria Foscarinis, National Law Center on Homelessness and Poverty, and Kendrick Williams, both of Washington, D.C.; Michelle Linehan, Massachusetts Department of Education, Quincy; and Bonnie Gross, New York City Public Schools, New York, New York.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills H.R. 4873–4883; 2 private bills, H.R. 4884 and 4885; and 5 resolutions, H.J. Res. 573–575, and H. Res. 398 and 399 were introduced.

Page 11596

Reports Filed: Reports were filed as follows:

Conference report on H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs and transfers, and reducing funds budgeted for military spending for the fiscal year ending September 30, 1990 (H. Rept. 101–493); and

H. Res. 399, providing for the further consideration of H.R. 3030, to amend the Clean Air Act to provide for the attainment and maintenance of the national ambient air quality standards, the control of toxic air pollutants, the prevention of acid deposition, and other improvements in the quality of the Nation's air (H. Rept. 101–494).

Page 11596

Committee To Sit: Committee on Agriculture received permission to sit today during proceedings of the House under the 5-minute rule.

Page 11425

Americans With Disabilities: By a recorded vote of 403 ayes to 20 noes, Roll No. 123, the House passed H.R. 2273, to establish a clear and comprehensive prohibition of discrimination on the basis of disability.

Page 11425

Rejected the DeLay motion to recommit the bill to the Committee on Rules with instructions to report it back forthwith containing an amendment to provide that an employer could take into consideration an individual's history of drug addiction or alcoholism before assigning or continuing to assign such individual to a safety sensitive position, and to extend the application of the purposes of the Act in their entirety to the executive and judicial branches of the Federal Government (rejected by a recorded vote of 143 ayes to 280 noes, Roll No. 122).

Page 11464

Agreed to the amendment in the nature of a substitute made in order by the rule.

Page 11464

Rejected:

The Lipinski amendment that sought to exempt commuter rail services from the requirement that all new rail cars purchased or leased must be readily accessible to and usable by persons with disabilities if the commuter rail service provided at least one car per train accessible to those with disabilities within five years (rejected by a recorded vote of 110 ayes to 290 noes, Roll No. 119);

Page 11426

The Shuster amendment that sought to exempt fixed-route public transit systems in urbanized areas with less than 200,000 from the requirement that new vehicles be accessible to persons with disabilities (rejected by a recorded vote of 148 ayes to 266 noes, Roll No. 120); and

Page 11433

The Sensenbrenner amendment, as modified, that sought to provide that the victims of job discrimination based on a disability would be entitled only to remedies currently available under title VII of the Civil Rights Act of 1964, rather than any future expanded remedies (rejected by a recorded vote of 192 ayes to 227 noes, Roll No. 121).

Page 11439

Subsequently, S. 933, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. H.R. 2273 was laid on the table.

Page 11476

The Clerk was authorized to correct section numbers, cross-references, punctuation, and indentation, and to make other technical and conforming changes necessary in the engrossment of the amendment.

Page 11476

Petroglyph National Monument: By a yea-and-nay vote of 415 yeas, Roll No. 124, the House voted to suspend the rules and pass S. 286, amended, to establish the Petroglyph National Monument in the State of New Mexico. Agreed to amend the title. This bill was debated on Monday, May 21.

Page 11491

Late Report: Committee on Rules received permission to have until midnight to file a certain privileged report.

Page 11492

Committee To Sit: Committee on Merchant Marine and Fisheries received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, May 22.

Page 11495

Emerging Democracies Assistance Authorization: By a yea-and-nay vote of 171 yeas to 244 nays, Roll No. 128, the House failed to pass H.R. 4636, to authorize supplemental economic assistance for fiscal year 1990 to support democracy in Panama and Nicaragua.

Pages 11492, 11495

Agreed To:

The Fascell en bloc amendment that would have stricken provisons which repealed the existing cap setting most fiscal year 1990 State Department and U.S.I.A. funds at fiscal year 1989 levels or lower and which removed the current law requirement that funds for the Board for International Broadcasting cannot be provided without prior authorization; provided that the $7.3 million authorized for the United States pavilion at the World's Fair in Seville, Spain, also be spent for the United States pavilion at the World's Fair in Genoa, Italy; authorized

$10 million in fiscal year 1991 funds for the creation of a North-South Center in Florida; provided the Defense Department with the authority to finance the leasing of up to 11 Huey helicopters to Bolivia and Peru for antinarcotics purposes; and restored the Administration's authority to transfer up to 10 percent of military aid to economic aid accounts;

Page 11523

The Kostmayer amendment that would have required that 50 percent of the aid for Panama be withheld until Panama signed an agreement with the United States providing for the sharing of records for investigations into the laundering of drug-related funds through financial institutions;

Page 11524

The Dreier of California amendment that would have added 3 additional items to the list of cooperative steps taken by the Endara government to control money laundering in Panama: signing of a counter-narcotics agreement; establishing legal requirements for information for regulatory and legal authorities; and signing of the United Nation Against Illicit Narcotics Trafficking; and

Page 11525

The Moakley amendment that would have provided substitute provisions on El Salvador to add 4 new provisions to those in the bill providing additional conditions on FMLN and Salvadoran military attacks on civilians, requiring the Salvadoran President to control military aid, authorizing election monitoring funds, and requiring additional information for the Presidential report to Congress (agreed to by a recorded vote of 250 ayes to 163 noes, Roll No. 127).

Page 11537

Rejected the Broomfield amendment that sought to provide substitute provisions on El Salvador that would have permitted the President to determine whether certain specified actions by the Salvadoran Government have occurred which warrant withholding military aid, and would have provided funds and programs for the military, the police, a Judicial/Democratization program, and national reconciliation (rejected by a recorded vote of 175 ayes to 243 noes, Roll No. 126).

Page 11526

H. Res. 395, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 305 yeas to 108 nays, Roll No. 125.

Page 11492

State-Supported Homes for Veterans: House passed and cleared for the President S.J. Res. 231, to designate the week of June 10, 1990 through June 16, 1990, as "State-Supported Homes for Veterans Week".

Page 11560

Quorum Calls—Votes: Three yea-and-nay votes and seven recorded votes developed during the proceedings of the House today and appear on pages 11432, 11438, 11450, 11466, 11491, 11494, 11536, 11558, and 11559. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 9:58 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Continued markup of H.R. 3950, Food and Agricultural Resources Act of 1990.

Will continue tomorrow.

SILVERADO BANKING, SAVINGS AND LOAN ASSOCIATION CLOSING

Committee on Banking, Finance and Urban Affairs: Held a hearing on issues related to the closing of Silverado Banking, Savings and Loan Association. Testimony was heard from the following officials of the Office of Thrift Supervision, Department of the Treasury: Brian C. McCormally, District Counsel; Dorothy Van Cleave, Assistant Deputy District Director, Examinations; Terry Sandefur, Assistant Deputy District Director, Supervision, all with the Topeka Office; and Stephen P. Hershkowitz, Deputy Director, Enforcement; David L. Paul, Commissioner, Financial Services, Division of Financial Services, State of Colorado; and public witnesses.

Hearings continue tomorrow.

HOUSING AND LOCAL HOUSING MARKETS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Policy Research and Insurance held a hearing on the availability and applicability of information and data relating to housing and local housing markets. Testimony was heard from John Wiecher, Assistant Secretary, Policy Development and Research, Department of Housing and Urban Development; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Ordered reported the following bills: S. 1999, amended, to amend the Higher Education Act of 1965 to clarify the administrative procedures of the National Commission on Responsibilities for Financing Postsecondary Education; H.R. 3859, to authorize assistance for the Washington Center for Internships and Academic Seminars; and H.R. 1454, amended, Student Athlete Right-To-Know Act.

The Committee also referred back to Subcommittee H.R. 2623, to authorize funds for the Muskie Archives.

CONSTRUCTION SAFETY, HEALTH AND EDUCATION IMPROVEMENT ACT

Committee on Education and Labor: Subcommittee on Health and Safety continued hearings on H.R. 4652, Construction Safety, Health and Education Improvement Act of 1990. Testimony was heard from Don Pittenger, Programs Manager, Systems and Engineering, U.S. Army Corps of Engineers, Department of the Army; Dr. J. Donald Millar, Director, National Institute of Safety and Health, Centers for Disease Control, Department of Health and Human Services; and public witnesses.

Hearings continue June 12.

PEACE CORPS

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on the Peace Corps: Meeting the Challenges of the 1990's. Testimony was heard from Senator Dodd; Paul D. Coverdell, Director, Peace Corps; Milton J. Socolar, Special Assistant to the Comptroller General, GAO; Sargent Shriver, former Director, Peace Corps; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 3863, to amend the National Trails System Act to provide for the study and designation of the Underground Railroad Historic Trail; and H.R. 2582, to amend the Historic Sites, Buildings and Antiquities Act. Testimony was heard from Scott S. Sewell, Deputy Assistant Secretary, Fish and Wildlife and Parks, Department of the Interior; and public witnesses.

COLORADO RIVER STORAGE PROJECT ACT AMENDMENTS

Committee on Interior and Insular Affairs: Subcommittee on Water, Power and Offshore Energy and the Subcommittee on National Parks and Public Lands concluded joint hearings on H.R. 4498, to amend the Colorado River Storage Project Act, to direct the Secretary of the Interior to establish and implement emergency interim operational criteria at Glen Canyon Dam. Testimony was heard from the following officials of the Department of the Interior: Dennis C. Underwood, Commissioner, Bureau of Reclamation; James M. Ridenour, Director, National Park Service; and John F. Turner, Director, U.S. Fish and Wildlife Service; and William Clagett, Administrator, Western Area Power Administration, Department of Energy.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 849, amended, to amend title I, United States Code, to define the type of adjournment that prevents the return of a bill by the President, and to amend the Rules of the House of Representatives to require the Clerk to make certain notification to the Speaker; H.J. Res. 520, amended, granting the consent of Congress to amendments to the Washington Metropolitan Area Transit Regulation compact; H.R. 3897, to authorize appropriations for the Administrative conference of the United States for fiscal years 1991, 1992, 1993, and 1994; H.R. 4525, Ethics in Government Act Amendments of 1990; H.R. 4757, amended, to provide for permanent authority for the United States Supreme Court Police; H.R. 4314, amended, to implement the Inter-American Convention on International Commercial Arbitration; H.R. 2497, amended, Administrative Dispute Resolution Act.

The Committee also acted on private claims bills.

CLEAN AIR ACT AMENDMENTS

Committee on Rules: Granted a modified open rule providing for the further consideration of H.R. 3030, Clean Air Act Amendments of 1990. The rule makes in order the amendment in the nature of a substitute recommended by the Energy and Commerce Committee now printed in the bill as an original bill for the purpose of amendment. The substitute shall be considered as having been read and all points of order against the substitute are waived. The rule makes in order only the amendments printed in the supplemental report accompanying this resolution or as specified in the rule. The rule authorizes the Committee to file a supplemental report any time after the adoption of this resolution. The amendments are to be considered in the order and manner specified in the report and are considered as having been read. The debate time on the amendments is equally divided and controlled by the proponent of the amendment and a member opposed thereto. All points of order against the amendments are waived. The amendments are not subject to amendment. Amendments numbered 1 and 3 are to be considered en bloc and are not subject to a demand for a division of the question in the House or in the Committee of the Whole. If more than one amendment in any of the following topic areas: (1) MACT; (2) CFC's; (3) OCS; and (4) clean car are adopted, only the last amendment in each topic area which is adopted shall be considered as finally adopted and reported back to the House. In each topic area, the rule makes it in order to consider an amendment offered only with the concurrence of Representatives Dingell, Lent, Waxman, and Madigan in lieu of the amendments printed in the report and all points of order against such amendments are hereby waived. The rule provides one motion to recommit with or without instructions. After passage of H.R. 3030, the rule makes it in order to take from the Speaker's table the bill S. 1630 and to consider the bill in the House. The rule makes in order a motion to strike out all after the enacting clause and insert in lieu thereof the text of H.R. 3030, as passed in the House. All points of order against the motion are waived. The rule then makes it in order to move to insist on the House amendment and to request a conference with the Senate. Testimony was heard from Representatives Dingell, Waxman, Collins, Sharp, Tauzin, Wyden, Richardson, Cooper, Bruce, Rowland of Georgia, Anderson, Applegate, Rostenkowski, Dorgan of North Dakota, Cardin, Roe, Oakar, Levine of California, Torres, Wise, Downey, Pelosi, Poshard, Lent, Moorehead, Whittaker, Ritter, Oxley, Nielson of Utah, Bilirakis, Shuster, Upton, Molinari, Brown of Colorado, Stangeland, Regula, Walker, Schneider, Lagomarsino, Lowery of California, Frenzel, Ridge, and Buechner.

FAA RESEARCH, ENGINEERING AND DEVELOPMENT AUTHORIZATION ACT

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation, and Materials approved for full Committee action the FAA Research, Engineering, and Development Authorization Act of 1990.

NATIONAL WHITE HOUSE CONFERENCE ON SMALL BUSINESS

Committee on Small Business: Held a hearing on H.R. 4773, to authorize the President to call and conduct a National White House Conference on Small Business. Testimony was heard from public witnesses.

MEDICARE PROGRAM

Committee on Ways and Means: Subcommittee on Health held a hearing on fiscal year 1991 reconciliation issues relating to durable medical equipment, clinical laboratory services, and other issues under the Medicare program. Testimony was heard from Janet Shikles, Director, Health Financing and Policy Issues, GAO; Dr. Roger C. Herdman, Assistant Director, Health and Life Sciences, OTA; Dr. Peter Greenwald, Director, Division of Cancer Prevention and Control, National Cancer Institute, NIH, Department of Health and Human Services; and public witnesses.

WOMEN IN RETIREMENT

Select Committee on Aging: Subcommittee on Retirement Income and Employment held a hearing on "Women in Retirement: Are They Losing Out?". Testimony was heard from public witnesses.

Joint Meetings

ECONOMIC IMPORTANCE OF LATIN AMERICA FOR THE UNITED STATES

Joint Economic Committee: Committee concluded hearings to examine the economic importance of Latin America for the United States, focusing on trade and investment ties between the two nations, after receiving testimony from David Rockefeller, Council of the Americas, and William D. Rogers, Arnold and Porter, both of Washington, D.C.; James J. Forese, IBM Corporation, North Tarrytown, New York; Wolfgang C. Berndt, Proctor and Gamble Manufacturing Company, Cincinnati, Ohio; C. Robert Black, Texaco Latin America/West Africa, Coral Gables, Florida; and Alan Ockene, Goodyear International Corporation, Akron, Ohio.

DIRE EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for the fiscal year ending September 30, 1990.

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Wednesday, May 23, 1990

Senate

Chamber Action

Routine Proceedings, pages 11724–11807

Measures Introduced: Six bills and three resolutions were introduced as follows: S. 2675–2680, S.J. Res. 325–326, and S. Con. Res. 134.

Page 11775

Measure Reported: Reports were made as follows:

Report to accompany S. 640, to regulate interstate commerce by providing for uniform standards of liability for harm arising out of general aviation accidents. (S. Rept. No. 101–303)

Page 11775

Measure Passed:

Indian Tribal Governments: Senate passed S. 2075, to authorize grants to improve the capability of Indian tribal governments to regulate environmental quality, after agreeing to committee amendments.

Page 11804

Omnibus Crime Bill: Senate continued consideration of S. 1970, to establish constitutional procedures for the imposition of the sentence of death, taking action on amendments proposed thereto, as follows:

Page 11724

Adopted:

(1) Graham Amendment No. 1686, to provide for reform of habeas corpus procedures.

Page 11737

Rejected:

(1) By 48 yeas to 52 nays (Vote No. 103), Hatch Amendment No. 1681, to strike provisions that would prohibit the manufacture, sale, and possession of certain semi-automatic (assault) weapons.

Page 11724

(2) By 47 yeas to 50 nays (Vote No. 105), Thurmond Amendment No. 1687, to provide special habeas corpus procedures in capital cases.

Page 11740

Pending:

Thurmond Amendment No. 1690, to add a "right vs. wrong" standard to the term mentally retarded.

Page 11771

By unanimous-consent a vote on the motion to reconsider the vote by which Amendment No. 1687, listed

above, was earlier rejected, to occur thereon at 10 a.m. on Thursday, May 24.

Page 11770

A unanimous-consent agreement was reached providing for further consideration of Thurmond Amendment No. 1690, listed above, with a vote to occur thereon at 11 a.m. on Thursday, May 24, and certain additional amendments to be proposed to the bill.

Page 11771

During consideration of this measure today, the following action also occurred:

By 49 yeas to 50 nays (Vote No. 104), Senate rejected a motion to reconsider the vote by which Amendment No. 1681, listed above, was earlier rejected.

Page 11739

Senate will continue consideration of the bill and amendments to be proposed thereto, on Thursday, May 24.

Page 11807

Nominations Confirmed: Senate confirmed the following nominations:

Tommy G. Thompson, of Wisconsin, to be a Member of the Board of Directors of the National Railroad Passenger Corporation for a term of four years.

Tommy G. Thompson, of Wisconsin, to be a Member of the Board of Directors of the National Railroad Passenger Corporation for the remainder of the term expiring April 27, 1990.

Rear Adm. William J. Kime, U.S. Coast Guard, to be Commandant, United States Coast Guard for a term of four years with the grade of admiral while so serving.

Andrew Camp Barrett, of Illinois, to be a Member of the Federal Communications Commission for a term of five years from July 1, 1990.

3 Coast Guard nominations in the rank of admiral.

Page 11810

Nominations Received: Senate received the following nominations:

William B. Milam, of California, to be Ambassador to the People's Republic of Bangladesh.

James Daniel Phillips, of Kansas, to be Ambassador to the People's Republic of the Congo.

Thomas W. Simons, Jr., of the District of Columbia, to be Ambassador to the Republic of Poland.

Michael T. Bass, of Florida, to be a Member of the National Council on the Humanities for a term expiring January 26, 1994.

1 Air Force nomination in the rank of general.

1 Army nomination in the rank of general.

Routine lists in the Air Force, Army, and Navy.

Page 11807

Messages From the House: Page 11775

Executive Reports of Committees: Page 11775

Statements on Introduced Bills: Page 11776

Additional Cosponsors: Page 11785

Amendments Submitted: Page 11788

Notices of Hearings: Page 11796

Authority for Committees: Page 11796

Additional Statements: Page 11797

Record Votes: Three record votes were taken today. (Total—105)

Pages 11737, 11739, 11770

Recess: Senate convened at 9:30 a.m., and recessed at 9:09 p.m., until 8:30 a.m., on Thursday, May 24, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 11807.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed hearings on proposed legislation to strengthen and improve U.S. agricultural programs, focusing on fruit and vegetable provisions, but did not complete action thereon, and recessed subject to call.

APPROPRIATIONS—OMB

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held hearings on proposed budget estimates for fiscal year 1991 for the Office of Management and Budget, receiving testimony from Richard G. Darman, Director, Office of Management and Budget.

Subcommittee recessed subject to call.

APPROPRIATIONS—FEDERAL DEPOSIT INSURANCE AND RESOLUTION TRUST CORPORATIONS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from L. William Seidman, Chairman, Federal Deposit Insurance Corporation; and Jack Adair, Inspector General, Resolution Trust Corporation.

Subcommittee recessed subject to call.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence concluded joint hearings with the Subcommittee on Defense Industry and Technology on S. 2171, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on Department of Energy laboratory management, after receiving testimony from Donald W. Kerr, EG&G, Inc., Wellesley, Massachusetts; Samuel R. Pitts, Westinghouse Electric Corporation, Gaithersburg, Maryland, on behalf of the Hazardous Waste Action Coalition; Albert Narath, Sandia National Laboratories, Albuquerque, New Mexico; John H. Nuckolls, Lawrence Livermore

Laboratories, Livermore, California; and Siegfried S. Hecker, Los Alamos National Laboratories, Los Alamos, New Mexico.

DOE NATIONAL SECURITY PROGRAMS

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence held hearings on the Department of Energy proposed budget request for fiscal year 1991 for national security programs, receiving testimony from James D. Watkins, Secretary of Energy.

Subcommittee recessed subject to call.

RESOLUTION TRUST CORPORATION

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to receive the views of the Oversight Board of the Resolution Trust Corporation on the progress of the Financial Institutions Reform, Recovery, and Enforcement Act of 1989 (FIRREA), receiving testimony from Nicholas F. Brady, Secretary of the Treasury, and Chairman, Oversight Board of the Resolution Trust Corporation; and Jack Kemp, Secretary of Housing and Urban Development, Alan Greenspan, Chairman, Board of Governors, Federal Reserve System, Robert C. Larson, and Philip C. Jackson, all Members of the Oversight Board of the Resolution Trust Corporation.

Hearings were recessed subject to call.

U.S. INDUSTRY COMPETITIVENESS

Committee on Commerce, Science, and Transportation: Committee concluded hearings to review the Administration's technology policy, priorities, and competitiveness strategy as related to the competitiveness challenge facing U.S. industry, after receiving testimony from D. Allan Bromley, Director, Office of Science and Technology Policy; and Griffith L. Resor, MRS Technology, Inc., Chelmsford, Massachusetts.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

S. 798, to expand the Chacoan Archaeological Sites Protection System in northwestern New Mexico, with an amendment in the nature of a substitute;

H.R. 2844, to improve the ability of the Secretary of the Interior to properly manage certain resources of the National Park System, with an amendment in the nature of a substitute;

S. 1756, to provide for the preservation and interpretation of sites associated with Acadian culture in the State of Maine, with amendments;

S. 2059, to establish the Weir Farm National Historic Site in the State of Connecticut, with an amendment in the nature of a substitute;

H.R. 76, to study the eligibility of the St. Marys River in the States of Florida and Georgia for potential addition to the Wild and Scenic Rivers System, with an amendment in the nature of a substitute;

S. 2014, to direct the Secretary of Agriculture and the Secretary of the Interior to provide interpretation and visitor education regarding the rich cultural heritage of the Chama River Gateway Region of northern New Mexico, with amendments;

S. 2254, to establish the Pecos National Historical Park in the State of New Mexico, with amendments;

S. 2430, to amend the Zuni-Cibola National Historical Park Establishment Act of 1988 to enlarge the time in which the Secretary of the Interior may accept a leasehold interest for inclusion in the park;

S. 2437, to authorize the acquisition of certain lands in the State of Louisiana for inclusion in the Vicksburg National Military Park, with an amendment in the nature of a substitute;

H.R. 3834, to designate the route from Selma to Montgomery, Alabama, for study for potential addition to the National Trails System;

H.R. 3545, to revise the Chesapeake and Ohio Canal Development Act to make certain changes relating to the Chesapeake and Ohio Canal National Historical Park Commission;

S. 2566, to redesignate the Sunset Crater National Monument in Arizona as Sunset Crater Volcano National Monument; and

S. 1770, to assess the suitability and feasibility of including certain Shenandoah Valley Civil War sites in the national park system, with an amendment in the nature of a substitute.

NORTHERN SPOTTED OWL

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings to review the report of the Interagency Scientific Committee to address the conservation of the northern spotted owl, after receiving testimony from John L. Turner, Director, Fish and Wildlife Service, and Cy Jamison, Director, Bureau of Land Management, and Douglas B. Houston, Research Biologist, Olympic National Park (Port Angeles, Washington), National Park Service, all of the Department of the Interior; and F. Dale Robertson, Chief, and Jack Ward Thomas, Chief Research Wildlife Biologist, both of the Forest Service, Department of Agriculture.

GROUND WATER RESEARCH/RADON TESTING

Committee on Environment and Public Works: Subcommittee on Superfund, Ocean and Water Protection approved for full committee consideration, with an amendment, S. 203, to authorize research into ground water contamination and remediation.

Also, subcommittee concluded hearings on S. 1697, to require local educational agencies to conduct testing for radon contamination in schools, after receiving testimony from Representative Gordon; Richard Guimond, Director, Office of Radiation Programs, Environmental Protection Agency; Vernon N. Houk, Director, Center for Environ-

mental Health and Injury Control, Centers for Disease Control, Department of Health and Human Services; Jill Lipoti, New Jersey Department of Environmental Protection, Trenton; Harvey B. Press, National Education Association of Rhode Island, Providence; and John H. DiLiberti, American Academy of Pediatrics, Washington, D.C.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Harry W. Shlaudeman, of California, to be Ambassador to the Republic of Nicaragua, after the nominee testified and answered questions in his own behalf.

AUTHORIZATION—DEPARTMENT OF STATE

Committee on Foreign Relations: Committee concluded hearings on S. 2296, to authorize supplemental funds for fiscal year ending September 30, 1990 and to authorize funds for fiscal year 1991 for the Department of State, after receiving testimony from Ivan Selin, Under Secretary of State for Management; and John R. Bolton, Assistant Secretary of State for International Organization Affairs.

NOMINATIONS

Committee on Governmental Affairs: Committee ordered favorably reported the nominations of Jerry D. Jennings, of Michigan, to be Deputy Director of the Federal Emergency Management Agency, and Annice M. Wagner, to be an Associate Judge of the District of Columbia Court of Appeals.

Prior to this action, committee concluded hearings on the nomination of Mr. Jennings, after the nominee, who was introduced by Senators Robb and Warner, and former Senator Paul Laxalt, testified and answered questions in his own behalf.

FREEDOM OF CHOICE ACT

Committee on Labor and Human Resources: Committee held hearings on S. 1912, to prohibit States from restricting the right of a woman to terminate a pregnancy before fetal viability or at any time if the termination is necessary to protect the health or life of the woman, receiving testimony from Jocelyn Elders, Arkansas Department of Health, Little Rock; Jacqueline Darroch Forrest, Alan Guttmacher Institute, and Delores B. Grier, Catholics United Against Abortion, both of New York, New York; Ian Gross, Yale Medical School, New Haven, Connecticut; John Nelson, Utah Medical Association, Salt Lake City; Richard Glasow, National Right to Life Committee, and William F. Peterson, Washington Hospital Center, both of Washington, D.C.; Jeannine Michael, The Hub, South Bronx, New York; Vincent Rue, Institute for Abortion Recovery and Research, Portsmith, New Hampshire; and Carol Everett, Life Network, Dallas, Texas.

Hearings were recessed subject to call.

NOMINATION

Committee on Labor and Human Resources: Committee concluded hearings on the nomination of Michael L. Williams, of Texas, to be Assistant Secretary of Education for Civil Rights, after the nominee, who was introduced by Representative Lamar Smith, testified and answered questions in his own behalf. Testimony was also received from Phyllis McClure, NAACP Legal Defense and Education Fund, Paul Igasaki, Japanese American Citizens League, and Ellen J. Vargyas, National Women's Law Center, all of Washington, D.C.

U.S. COUNTERINTELLIGENCE POSTURE

Select Committee on Intelligence: Committee concluded hearings to review certain proposals to improve the counterintelligence posture of the United States by strengthening U.S. ability to deter, detect, and prosecute persons who turn to espionage, after receiving testimony from Eli S. Jacobs, Member, General Advisory Committee on Arms Control and Disarmament, and Harold Edgar, Columbia University, both of New York, New York; Adm. Bobby Inman, Austin, Texas, former Director of the National Security Agency; Warren Christopher, Los Angeles, California, former Deputy Attorney General of the United States; and Lloyd Cutler, former Counsel to President Carter, A.B. Culvahouse, former Counsel to President Reagan, and Sol Linowitz, former Ambassador to the Organization of American States and U.S. Negotiator in the Middle East and on the Panama Canal Treaties, all of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 4886–4910; and 4 resolutions, H.J. Res. 576, H. Con. Res. 332 and 333, and H. Res. 400 were introduced.

Page 12098

Reports Filed: Reports were filed as follows:

Supplemental report on H. Res. 399, providing for the further consideration of H.R. 3030, to amend the Clean Air Act to provide for the attainment and maintenance of the national ambient air quality standards, the control of toxic air pollutants, the prevention of acid deposition, and other improvements in the quality of the Nation's air (H. Rept. 101–494, Part II); and

H. Res. 400, waiving points of order against consideration of the conference report and amendments reported from conference in disagreement on H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and

reducing funds budgeted for military spending for the fiscal year ending September 30, 1990 (H. Rept. 101–495). Page 12098

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Fazio to act as Speaker pro tempore for today. Page 11811

Subcommittee to Sit: Subcommittee on Telecommunications and Finance of the Committee on Energy and Commerce received permission to sit on Thursday, May 24, during proceedings of the House under the 5-minute rule. Page 11811

Clean Air Act Amendments: By a yea-and-nay vote of 401 yeas to 21 nays, Roll No. 137, the House passed H.R. 3030, to amend the Clean Air Act to provide for the attainment and maintenance of the natural ambient air quality standards, the control of toxic air pollutants, the prevention of acid deposition, and other improvements in the quality of the Nation's air. Pages 11812, 11827

Agreed to the Energy and Commerce Committee amendment in the nature of a substitute made in order by the rule. Page 11828

Agreed To:

The Dingell en bloc amendments that provide compromise language regarding the protection of air quality in national parks, the accidental release into the air of hazardous pollutants, reformulated gasoline standards, and transportation provisions submitted by the Public Works Committee; Page 11891

The Roe amendment, as modified, that extends air pollution research programs within the EPA so that the effects on air pollution and acid rain on human health and the environment will continue to be explored; and requires research to be continued regarding the effect of alternative fuels and pollution control technologies; Page 11923

The Dymally amendment, as modified, that provides that the EPA Administrator require that not less than 10 percent of any research relating to the requirements made by the Clean Air Act amendments be conducted by a disadvantaged business concern; and prohibits the use of eligibility quotas; Page 11927

The Wise amendment that authorizes $250 million for a "Clean Air Employment Transition Assistance" program to be disbursed over a 5-year period, providing those workers who become unemployed or suffer a reduction of hours as a result of the provisions of the bill with two years of retraining and up to six months of unemployment benefits (agreed to by a recorded vote of 274 ayes to 146 noes, Roll No. 132); Page 11936

The Sikorski amendment that extends the 5 year/50,000 mile warranties on "major" auto emission control devices to 8 year/80,000 mile warranties (agreed to by a recorded vote of 239 ayes to 180 noes, Roll No. 133); Page 11959

The Dingell amendment that provides that modified facilities would only be subject to new source Maximum Achievable Control Technology (MACT) standards if the modification increases hazardous emissions by more than a de minimis amount, or results in more than a de minimis amount of emissions of a pollutant that was not previously emitted from the facility; and strikes language stating that MACT must be at least as stringent as the emission controls achieved in practice by the best controlled similar source, and establishes instead a "floor" on MACT, requiring that it must be no less stringent, and may be more stringent, than the average emission limitation achieved by a certain number of the best-performing sources in the same industry; Page 11963

The Dingell amendment that requires complete elimination of the most destructive chemicals that destroy the ozone layer by mid-2000 and less destructive types of chemicals by the beginning of 2020; but does permit the limited use of these substances for medical purposes, aviation safety, and fire suppression (agreed to by a recorded vote of 416 ayes, Roll No. 134); Page 11964

The Dingell amendment that would require EPA to establish regulations to control air pollution from offshore oil and gas platforms on the Outer Continental Shelf located offshore of the States along the Pacific and Atlantic Coasts and the Gulf Coast off Florida, comparable to those governing emission sources in corresponding onshore areas; expands the bill's requirements for an EPA study on airborne toxic effects on coastal waters; and requires the Department of the Interior to issue regulations to limit emissions of air pollutants from OCS platforms off California only, while requiring a similar study over 3 years on the impact of OCS emissions on ozone and nitrogen dioxide non-attainment areas of the Gulf of Mexico (agreed to by a recorded vote of 411 ayes to 5 noes, Roll No. 135); Page 11976

The Dingell amendment that modifies the clean fuel provisions in the bill (agreed to by a recorded vote of 405 ayes to 15 noes, Roll No. 136); and Page 11985

The Cooper amendment that directs the EPA to promulgate regulations requiring monitoring and reporting of carbon dioxide emissions of electric utility power plants subject to the acid rain provisions of the bill. Page 11995

Rejected the Rostenkowski en bloc amendments that sought to eliminate provisions requiring certain fees and

charges (rejected by a recorded vote of 170 ayes to 253 noes, Roll No. 131).

Page 11928

Subsequently, S. 1630, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title. H.R. 3030 was laid on the table.

Page 12090

House then insisted on its amendment; and asked a conference.

Page 12090

The Clerk was authorized to correct section numbers, cross-references, punctuation, and indentation, and to make other technical and conforming changes in the engrossment of the Senate amendment.

Page 12009

H. Res. 399, providing for the further consideration of the bill, was agreed to earlier by a yea-and-nay vote of 317 yeas to 105 nays, Roll No. 130. Agreed to order the previous question on the resolution (agreed to by a yea-and-nay vote of 312 yeas to 106 nays, Roll No. 129).

Pages 11812, 11819

Use of the Capitol Rotunda: House passed S. Con. Res. 133, providing for the use of the Capitol Rotunda—clearing the measure.

Page 12090

Quorum Calls—Votes: Three yea-and-nay and six recorded votes developed during the proceedings of the House today and appear on pages 11826, 11827, 11936, 11958, 11963, 11976, 11985, 11994, and 12009. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 10:13 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Continued markup of H.R. 3950, Food and Agricultural Resources Act of 1990.

Will continue tomorrow.

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior held a hearing on the John F. Kennedy Center for the Performing Arts. Testimony was heard from James D. Wolfensohn, Chairman, John F. Kennedy Center for the Performing Arts.

SILVERADO BANKING, SAVINGS AND LOAN ASSOCIATION CLOSING

Committee on Banking, Finance and Urban Affairs: Continued hearings on issues related to the closing of Silverado Banking, Savings and Loan Assocation. Testimony was heard from the following former Directors of the Silverado Banking, Savings and Loan Association: Richard J. Bunchman; Neil Bush; Diane E. Ingels; Marjorie K. Page; and Richard F. Vitkus.

STUDY ON THE DOLLAR COIN

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage held a hearing to consider the progress of a GAO study on the dollar coin. Testimony was heard from L. Nye Stevens, Director, Government Business Operations Issues, GAO.

OPERATION SNOWCAP

Committee on Foreign Affairs: Task Force on International Narcotics Control held a hearing on Operation Snowcap: Past, Present, and Future. Testimony was heard from David Westrate, Assistant Administrator, Operations, DEA, Department of Justice.

U.S. INSURANCE INDUSTRY AND FOREIGN MARKETS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on the U.S. Insurance Industry and Foreign Markets to be Examined. Testimony was heard from Linda Powers, Deputy Assistant Secretary, Services, Department of Commerce; Richard Self, Deputy U.S. Trade Representative, Services; Allan I. Mendelowitz, Director, Trade, Energy and Finance Issues, National Security and International Affairs Division, GAO; and public witnesses.

ABUSES, MISMANAGEMENT AND FAVORITISM IN HUD

Committee on Government Operations: Subcommittee on Employment and Housing continued hearings on Abuses, Mismanagement and Favoritism in the Department of Housing and Urban Development programs. Testimony was heard from the following former officials of the Department of Housing and Urban Development: Thomas T. Demery, Assistant Secretary, Housing-Federal Housing Commissioner; and Gerald D. Kisner, Deputy General Counsel.

LAND CONVEYANCE—COLUMBIA HOSPITAL FOR WOMEN

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on H.R. 2031, to authorize the conveyance to the Columbia Hospital for Women of certain parcels of land in the District of Columbia. Testimony was heard from James C. Handley, Regional Administrator, National Capital Region, GSA; L. Nye Stevens, Director, Government Business Operations Issues, General Government Division, GAO; Carolyn N. Graham, Director, State Health Planning and Development Agency, Department of Human Services, District of Columbia; and G. Patrick Kane, President and Chief Executive Officer, Columbia Hospital for Women.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations continued oversight

hearings on the Legal Services Corporation. Testimony was heard from Representative Berman; John Erlenborne, Vice Chairman, Legal Services Corporation; and public witnesses.

DEATH PENALTY

Committee on the Judiciary: Subcommittee on Crime continued hearings on the following bills: H.R. 2102, Death Penalty Act of 1989; Title II of H.R. 2709, Comprehensive Violent Crime Control Act of 1989; Titles I and II of H.R. 3119, Anti-Crime Act of 1989; H.R. 3238, to amend the Controlled Substances Act to provide for life imprisonment or the death penalty for certain drug trafficking offenses; H.R. 3342, to amend the Controlled Substances Act to provide a mandatory death penalty for the killing of law enforcement officers in connection with certain drug-related offenses; H.R. 3539, to provide for the imposition of the death penalty for the terrorist murder of United States nationals abroad; H.R. 3871, to amend the Controlled Substances Act to provide the penalty of death for major drug traffickers; H.R. 3918, Violent Crime Control and Criminal Procedures Reform Act of 1989; and H.R. 4002, Criminal Procedures Reform Act of 1990. Testimony was heard from Representative Sangmeister; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported the following bills: H.R. 2926, amended, to require that tuna products be labeled respecting the method used to catch the tuna; H.R. 132, amended, to promote fisheries and wildlife conservation; H.R. 3338, amended, to direct the Secretary of the Interior to convey all interest of the United States in a fish hatchery to the State of South Carolina; H.R. 3613, amended, to establish an Upper Sacramento River Fishery resources restoration program; H.R. 3787, amended, to authorize a joint federal, state and tribal study for the restoration of the fishery resources of the Chehalis River Basin, Washington, and H.R. 4450, Coastal Zone Act Reauthorization Amendments of 1990.

PORTABILITY OF BENEFITS FOR DOD NONAPPROPRIATED FUND EMPLOYEES ACT

Committee on Post Office and Civil Service: Subcommittee on Compensation and Empolyee Benefits held a hearing on H.R. 3139, Portability of Benefits for Department of Defense Nonappropriated Fund Employees Act of 1989. Testimony was head from Representative Leath of Texas; Bill R. Phillips, Deputy Director, OPM; Frank P. Cipolla, Acting Deputy Assistant Secretary, Civilian Personnel Policy, Department of Defense; and public witnesses.

CONFERENCE REPORT—DIRE EMERGENCY SUPPLEMENTAL APPROPRIATIONS

Committee on Rules: Granted a rule providing for consideration of the conference report and amendments reported from conference in disagreement on H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers and reduces funds budgeted for military spending for the fiscal year ending September 30, 1990. The rule waives all points of order against consideration of the conference report and motions printed in the joint statement of the managers to dispose of amendments reported from conference in disagreement. The conference report, Senate amendments, and motions to dispose of amendments reported from conference in disagreement are to be considered as having been read when called up for consideration. Section 2 of the rule provides that H. Res. 112, H. Res. 155, H. Res. 291 and H. Res. 292 are laid on the table. Testimony was heard from Chairman Whitten and Representatives Obey, Fascell, Kostmayer, Levine of California and Conte.

MISCELLANEOUS MEASURES; SPACE MISSION STS–13

Committee on Science, Space, and Technology: Ordered reported the following measures: S.J. Res. 75, amended, relating to NASA and the International Space Year; H.R. 4887, Aircraft Catastrophic Failure Prevention Research Act of 1990; and H.R. 4873, amended, Research Development and Demonstration Act of 1990.

The Committee also held a hearing on the Results of the Flight of Space Mission STS–31. Testimony was heard from the following members of the crew: Col. Loren J. Shriver, USAF, Commander; Col. Charles F. Bolden, Jr., USMC, Pilot; Steven A. Hawley; Capt. Bruce McCandless II; and Kathryn D. Sullivan, all Mission Specialists.

FOREIGN INTELLIGENCE SURVEILLANCE ACT REVIEW

Permanent Select Committee on Intelligence: Subcommittee on Legislation met in executive session to hold a hearing on Five-Year Foreign Intelligence Surveillance Act (FISA) Review. Testimony was heard from departmental witnesses.

Joint Meeting

HEALTH CARE IMPACT ON U.S. COMPETITIVENESS

Joint Economic Committee: Committee concluded hearings to examine whether rising health care costs directly affect U.S. industry competitiveness, after receiving testimony from Uwe E. Reinhardt, Princeton University, Princeton, New Jersey; Walter B. Maher, Chrysler Corporation, De-

troit, Michigan; and Paul H. O'Neill, Alcoa, Pittsburgh, Pennsylvania.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, May 24, 1990

Senate

Chamber Action

Routine Proceedings, pages 12341–12499

Measures Introduced: Twenty-two bills and eleven resolutions were introduced as follows: S. 2681–2702, S. Res. 290–292, S.J. Res. 327–332, and S. Con. Res. 135 and 136.

Page 12383

Measures Reported: Reports were made as follows:

S. 657, to authorize a national program to reduce the threat to human health posed by exposure to contaminants in the air indoors, with amendments. (S. Rept. No. 101–304)

Page 12382

Measures Passed:

Adjournment Resolution: Senate agreed to H. Con. Res. 334, providing for an adjournment of the House of Representatives from May 24 or 25, 1990, to June 5, 1990, and for a recess or adjournment of the Senate from May 24, 25, or 26, 1990, to June 5, 1990.

Page 12489

Directing Senate Legal Counsel: Senate agreed to S. Res. 291, to direct the Senate Counsel to represent a Congressional Research Service legislative attorney in *James B. Smith, et al.* v. *Commission of Internal Revenue,* No. 3778–89 (T.C.)

Page 12498

Directing Senate Legal Counsel: Senate agreed to S. Res. 292, to direct the Senate Legal Counsel to provide representation in the case of *State of Connecticut* v. *Patricia L. Nuelsen,* and in related cases, and to authorize testimony and the production of documents.

Page 12498

Omnibus Crime Bill: Senate continued consideration of S. 1970, to establish constitutional procedures for the imposition of the sentence of death, taking action on amendments proposed thereto, as follows:

Pages 12251, 12291, 12330, 12339, 12369, 12376

Adopted:

(1) Thurmond Amendment No. 1687, to provide habeas special corpus procedures in capital cases.

Page 12261

(2) By 58 yeas to 38 nays (Vote No. 108), Graham Amendment No. 1694, to strike section 107 of title I, to prohibit the imposition or the carrying out of the dealth penalty in a racially discriminatory pattern.

Page 12262

(3) Thurmond/Biden Amendment No. 1698, to provide that no person may be sentenced to death who was less than 17 years of age at the time of the offense.

Pages 12291, 12335

Rejected:

(1) By 38 yeas to 59 nays (Vote No. 107), Thurmond Amendment No. 1690, to add a "right vs. wrong" standard to the term mentally retarded.

Page 12251

During consideration of this measure today, the following action also occurred:

By 52 yeas to 46 nays (Vote No. 106), Senate agreed to the motion to reconsider the vote by which Amendment No. 1687, listed above, was defeated on Wednesday, May 23.

Page 12261

A motion was entered to close further debate on the bill and, by unanimous-consent, a vote on the cloture motion will occur on Tuesday, June 5, 1990, at 2:15 p.m., with the live quorum under Rule 22 having been waived.

Pages 12337, 12376

A unanimous-consent agreement was reached providing for the filing of amendments to this bill until 1 p.m., Friday, May 25, 1990, and the filing of second degree amendments until 12:30 p.m., Tuesday, June 5, 1990.

Page 12337

Dire Emergency Supplemental Appropriations—Conference Report: Senate agreed to the conference report on H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs; and transfers, and reduces funds budgeted for military spending for fiscal year ending September 30, 1990.

Pages 12342, 12360, 12370

Senate concurred in the amendments of the House to Senate amendments numbered 2, 6, 9, 11, 12, 14, 17, 18, 20, 22, 25, 29, 38, 39, 40, 41, 43, 45, 46, 47, 48, 51, 53, 54, 55, 56, 57, 58, 62, 64, 65, 73, 74, 79, 81, 83, 84, 85, 87, 88, 89, 93, 96, 97, 99, 100, 101, 104, 107, 114, 115, 117, 118, 123, 127, 130, 141, 142, 143, 144, 145, 151, 152, 153, 154, 158, 161, 164, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, and 178.

Pages 12349, 12366

Senate concurred in the amendment of the House to Senate amendment number 1, after rejecting the following amendment proposed thereto:

Pages 12349, 12370

Conrad Amendment No. 1722, to forgive producers who have been adversely affected by a major disaster or emergency occurring in 1990 from repaying certain advance deficiency payments.

Page 12366

Senate receded from its amendment number 24.

Page 12356

Presidential Messages: Senate received the following message from the President of the United States:

Transmitting the waiver of certain Trade Act provisions with respect to the People's Republic of China, which was referred to the Committee on Finance. (PM–121)

Page 12381

Nominations Confirmed: Senate confirmed the following nominations:

Annice M. Wagner, of the District of Columbia, to be an Associate Judge of the District of Columbia Court of Appeals for the term of fifteen years.

Jerry D. Jennings, of Michigan, to be Deputy Director of the Federal Emergency Managment Agency.

Harry W. Shlaudeman, of California, to be Ambassador to the Republic of Nicaragua.

4 Air Force nominations in the rank of general.

1 Army nomination in the rank of Senior Army Member of the Military Staff Committee of the United Nations.

6 Army nominations in the rank of general.

1 Navy nomination in the rank of Chief of Naval Research.

Routine lists in the Air Force, Army, Marine Corps, Navy.

Page 12499

Nominations Received: Senate received the following nominations:

Roger Gran Harrison, of Colorado, to be Ambassador to the Hashemite Kingdom of Jordan.

William Pelham Barr, of Virginia, to be Deputy Attorney General.

3 Air Force nominations in the rank of general.

1 Army nomination in the rank of general.

2 Marine Corps nominations in the rank of general.

Page 12499

Messages From the President: Page 12381

Messages From the House: Page 12381

Measures Referred: Page 12381

Communications: Page 12382

Executive Reports of Committees: Page 12382

Statements on Introduced Bills: Page 12384

Additional Cosponsors: Page 12436

Amendments Submitted: Page 12442

Notice of Hearings: Page 12465

Authority for Committees: Page 12465

Additional Statements: Page 12465

Record Votes: Three record votes were taken today. (Total—108)

Pages 12261, 12289

Recess: Senate convened at 8:30 a.m., and in accordance with H. Con. Res. 334, adjourned at 12:19 a.m., on Friday, May 25, to reconvene at 11 a.m., on Tuesday, June 5, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 12499.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense resumed hearings on proposed budget estimates for fiscal year 1991 for defense programs, receiving testimony from numerous public witnesses.

Subcommittee will meet again Thursday, June 7.

APPROPRIATIONS—D.C.

Committee on Appropriations: Subcommittee on the District of Columbia held hearings on proposed budget estimates for fiscal year 1991 for the government of the District of Columbia, receiving testimony from Mayor Marion Barry, Jr., and David A. Clarke, Chairman, Council of the District of Columbia, both of Washington, D.C.

Subcommittee recessed subject to call.

NOMINATIONS

Committee on Armed Services: Committee ordered favorably recported 277 military nominations in the Army, Air Force, Navy, and Marine Corps.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Committee resumed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on management strategies for defense build-down, receiving testimony from William J. Perry, San Francisco, California, former Under Secretary of Defense for Research and Engineering; and Jacques S. Gansler, The Analytical Sciences Corporation, Arlington, Virginia.

Hearings were recessed subject to call.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence resumed closed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on space launch and command, control, communications and intelligence programs, receiving testimony from Duane P. Andrews, Assistant Secretary of Defense (Command, Control, Communications and Intelligence); Maj. Gen. Edward R. Baldwin, Jr., USA, Deputy Director, Defense-Wide C3 Support, Joint Chiefs of Staff; Martin C. Faga, Assistant Secretary of the Air Force (Space); Brig. Gen. Donald G. Hard, USAF, Director of Space and Strategic Defense Initiative (SDI) Programs, Office of the Assistant Secretary of the Air Force (Acquisition).

Subcommittee will meet again Wednesday, June 6.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the following bills:

S. 647, to revise the Federal securities laws to revise the enforcement remedies for civil violations of those laws, with amendments;

S. 1379, to authorize funds for programs of the Defense Production Act, with an amendment in the nature of a substitute;

S. 2028, to provide for fair trade in financial services, with an amendment; and

S. 1664, to establish a congressional commemorative medal for members of the Armed Forces who were present during the attack on Pearl Harbor on December 7, 1941, with an amendment.

CONSUMER SEAFOOD AND QUALITY ASSURANCE ACT

Committee on Commerce, Science, and Transportation: Committee concluded hearings in conjunction with the National Ocean Policy Study on S. 2228, to develop a comprehensive program to ensure the wholesomeness of fish products intended for human consumption and sold in interstate commerce, after receiving testimony from Senator Mitchell; Louis W. Sullivan, Secretary of Health and Human Services; James Benson, Acting Commissioner, Food and Drug Administration, Department of Health and Human Services; John Knauss, Under Secretary of Commerce for Oceans and Atmosphere, National Oceanic and Atmospheric Administration; Ken Moore, Interstate Shellfish Sanitation Conference, Columbia, South Carolina; and John Iani, Pacific Seafood Processors Association, and Anne Bloom, both of Washington, D.C.

EXPORT PROMOTION

Committee on Commerce, Science, and Transportation: Subcommittee on Foreign Commerce and Tourism held hearings to examine ways to expand U.S. exports abroad, receiving testimony from Susan Schwab, Assistant Secretary of Commerce, and Director General of the U.S. and Foreign Commercial Service; Mark VanFleet, U.S. Chamber of Commerce, C. Fred Bergsten, Institute of International Economics, and Nancie Johnson, Chemical Manufacturer's Association, all of Washington, D.C.; and Glen H. Hiner, General Electric Plastics, Pittsfield, Massachusetts.

COSTS/HEALTH IMPACT OF SMOKING

Committee on Finance: Committee held hearings to examine the monetary and social costs and the health impact of cigarette smoking, focusing on the effects of passive smoke on children, and to explore alternative approaches to discourage young people from smoking, receiving testimony from Senator Lautenberg; Louis W. Sullivan, Secretary of Health and Human Services; Jonathan D. Klein, University of North Carolina at Chapel Hill, on behalf of the American Academy of Pediatrics; Charles O. Whitley, The Tobacco Institute, Washington, D.C.; John Oates, Vanderbilt University, Nashville, Tennessee, on behalf of Coalition on Smoking OR Health; Lonnie R. Bristow, San Pablo, California, on behalf of the American Medical Association; Robert D. Tollison, George Mason University, Fairfax, Virginia; and Robert J. Myers, Commission on Railroad Retirement Reform, Silver Spring, Maryland.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 43 public bills, H.R. 4911–4953; 18 resolutions, H.J. Res. 577–586, H. Con. Res. 334–337, and H. Res. 401–404 were introduced.

Page 12245

Reports Filed: Reports were filed as follows:

H.R. 4148, to authorize the Secretary of the Interior to acquire certain water rights for the settlement of Indian Water rights claims in the State of Arizona, amended (H. Rept. 101–496);

H.R. 4145, to designate certain lands in the State of Maine as wilderness, amended (H. Rept. 101–497, Part I);

H. Res. 403, providing for the consideration of H.R. 4653, to reauthorize the Export Administration Act of 1979 (H. Rept. 101–498); and

H.R. 4736, to reduce the number of reports that the Department of Defense is required by law to submit to Congress (H. Rept. 101–499).

Page 12244

Committee Resignation: Read and accepted a letter from Representative Kaptur wherein she resigns as a member of the Committees on Banking, Finance and Urban Affairs and the Budget.

Page 12110

Committee Appointment: House agreed to H. Res. 401, electing Representative Kaptur to the Committee on Appropriations and establishing the order of membership on the Committee on Post Office and Civil Service.

Page 12110

Supplemental Appropriations: By a yea-and-nay vote of 308 yeas to 108 nays, Roll No. 138, the House agreed to the conference report on H.R. 4404, making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs and transfers, and reducing funds budgeted for military spending for the fiscal year ending September 30, 1990.

Pages 12113, 12184

House receded in its disagreement and concurred in Senate amendments No. 3, 8, 15, 16, 23, 49, 59, 60, 63, 67, 69, 70, 71, 82, 111, 113, 126, 127, 131, 136, 137, 138, 140, 147, 155, 157, 159, 160, 162, 163, and 165.

Page 12136

House receded in its disagreement and concurred, with amendment, in Senate amendments No. 1, 2, 6, 9, 11, 12 (on a division of the question, agreed to recede by a yea-and-nay vote of 246 yeas to 160 nays, Roll No. 139, and agreed to concur, with amendment, to the Senate amendment by a voice vote), 14, 17, 18, 20, 22 (on a division of the question, agreed to recede by a yea-and-nay vote of 284 yeas and 123 nays, Roll No. 140, and agreed to concur, with amendment, to the Senate amendment by a voice vote), 25, 29, 38, 39, 40, 41, 43, 45, 46, 47, 48, 51, 53, 54, 55, 56, 57, 58, 62, 64, 65, 73, 74, 79, 81 (agreed to by a yea-and-nay vote of 277 yeas to 126 nays, Roll No. 142), 83, 84 (on a division of the question, agreed to recede by a yea-and-nay vote of 231 yeas to 165 nays, Roll No. 143, and agreed to concur, with amendment, to the Senate amendment by a voice vote), 85, 87, 88, 89, 93, 96, 97, 99, 100, 101, 104, 107, 114, 115, 117, 118, 123, 124 (agreed to by a yea-and-nay vote of 230 yeas to 166 nays, Roll No. 144), 130, 141, 142, 143, 144, 145, 151, 152, 153, 154, 158, 161, 164, 167 (on a division of the question agreed to recede by a yea-and-nay vote of 208 yeas to 163 nays, Roll No. 145), 168, 169, 170, 171 172, 173, 174, 175, 176, and 178.

Pages 12136, 12184

House insisted on its disagreement to Senate amendment No. 24—clearing the measure for Senate action.

Page 12158

Earlier, on a division of the question, by a yea-and-nay vote of 33 yeas to 376 nays, Roll No. 141, the House failed to recede from disagreement to Senate amendment No. 24.

Page 12157

Earlier, by a yea-and-nay vote of 161 yeas to 208 nays, Roll No. 146, the House failed to agree to the Whitten motion to recede and concur, with amendment, to Senate amendment No. 171.

Page 12208

A point of order was sustained against the Fazio motion to recede and concur, with amendment, to Senate amendment No. 171.

Page 12202

Earlier, House agreed to H. Res. 400, waiving points of order against consideration of the conference report and amendments reported from conference in disagreement.

Page 12113

Late Reports: Committee on Science, Space, and Technology received permission to have until 6 p.m. on Thursday, May 31 to file reports on H.R. 2152, to reinvigorate cooperation between the United States and Latin America in science and technology; and H.R. 4887, to amend the Federal Aviation Act of 1958 relating to research for prevention of defects, failures, and malfunctions of aircraft, aircraft engines, propellers, and appliances, which could result in a catastrophic failure of an aircraft; and

Page 12153

Committee on Energy and Commerce received permission to have until 5 p.m. on Thursday, May 31, to file a report on H.R. 4785, to amend the Public Health Service Act to establish a program of grants to provide preventive health services with respect to acquired immune deficiency syndrome.

Page 12193

Assistance for Panama, Nicaragua, and Sub-Saharan Africa: House passed S. 2364, to authorize supplemental assistance to support democracy in Panama, Nicaragua, and sub-Saharan Africa.

Page 12213

Agreed to the Fascell amendment in the nature of a substitute.

Page 12217

House then insisted on its amendment to S. 2364, and asked for a conference. Appointed as conferees: Representatives Fascell, Hamilton, Yatron, Solarz, Wolpe, Broomfield, Gilman, and Lagomarsino.

Page 12225

Americans with Disabilities: House insisted on its amendment to S. 933, to establish a clear and comprehensive prohibition of discrimination on the basis of disability, and asked a conference. Appointed as conferees:

From the Committee on Education and Labor, for consideration of the Senate bill, and the House amendment, and modifications committed to conference: Representatives Hawkins, Owens of New York, Martinez, Bartlett, and Fawell.

From the Committee on Energy and Commerce, for consideration of the Senate bill, and the House amendment, and modifications committed to conference: Representatives Dingell, Markey, Thomas A. Luken, Lent, and Whittaker; except that, for consideration of title IV of the Senate bill, and title IV of the House amendment, Representative Rinaldo is appointed in lieu of Representative Whittaker.

From the Committee on Public Works and Transportation, for consideration of the Senate bill, and the House amendment, and modifications committed to conference: Representatives Anderson, Roe, Mineta, Hammerschmidt, and Shuster.

From the Committee on the Judiciary, for consideration of the Senate bill, and the House amendment, and modifications committed to conference: Representatives Brooks, Edwards of California, Kastenmeier, Fish, and Sensenbrenner.

As an additional conferee, on the Senate bill, and the House amendment, and modifications committed to conference: Representative Hoyer.

As an additional conferee, for consideration of section 103(d) of the House amendment, and modifications committed to conference: Representative Chapman.

Page 12226

Agreed to the Fish motion to instruct conferees on the part of the House to insist on the inclusion of the provi-

sions of section 310(b) of the House amendment relating to the date when civil actions may be taken against certain private entities in title III.

Page 12226

Presidential Veto Message—Amtrak Reauthorization: Received and read a message from the President wherein he announces his veto of H.R. 2364, to amend the Rail Passenger Service Act to authorize appropriations for the National Railroad Corporation, and explains his reasons therefor—ordered printed (H. Doc. 101–197).

Agreed to a motion providing that further consideration of the veto message be postponed until Thursday, June 7.

Page 12227

District Work Period: House agreed to H. Con. Res. 334, providing for an adjournment of the House from May 24, or May 25, 1990, to June 5, 1990, and a recess or adjournment of the Senate from May 24, May 25, or May 26, 1990, to June 5, 1990.

Page 12228

Presidential Message—Trade Waiver Authority: Read a message from the President wherein he transmits documentation relative to a further 12-month extension of authority for waiver of trade restrictions, including a waiver applicable to the People's Republic of China—referred to the Committee on Ways and Means and ordered printed (H. Doc. 101–196).

Page 12228

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Hoyer to act as Speaker pro tempore and to sign enrolled bills and joint resolutions through June 6, 1990.

Page 12228

Tennessee Bicentennial: House passed H.J. Res. 555, to commemorate the bicentennial of the enactment of the law which provided civil government for the territory from which the State of Tennessee was formed.

Page 12229

Physical Fitness and Sports Month: House passed and cleared for the President S.J. Res. 267, to authorize and request the President to designate May 1990 as "National Physical Fitness and Sports Month".

Page 12229

POW/MIA Recognition Day: House passed H.J. Res. 467, designating September 21, 1990, as "National POW/MIA Recognition Day", and recognizing the National League of Families POW/MIA flag.

Page 12229

Recess: House recessed at 10:34 p.m. and reconvened at 12:36 a.m., Friday, May 15.

Page 12243

Referral: Three Senate-passed measures were referred to the appropriate House committee.

Page 12244

Quorum Calls—Votes: Nine yea-and-nay votes developed during the proceedings of the House today and appear on pages 12135, 12145, 12152, 12157, 12175, 12178, 12192, 12201, and 12209. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 12:37 a.m., Friday, May 25.

Committee Meetings

FARM BILL

Committee on Agriculture: Continued markup of H.R. 3950, Food and Agricultural Resources Act of 1990.

ZERO INFLATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy continued hearings on H.J. Res. 409, directing the Federal Open Market Committee of the Federal Reserve System to adopt and pursue monetary policies leading to, and then maintaining, zero inflation. Testimony was heard from public witnesses.

MANUFACTURED HOME CONSTRUCTION AND SAFETY STANDARDS ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housig and Community Development held a hearing on the Manufactured Home Construction and Safety Standards Act of 1974. Testimony was heard from Ronald A. Rosenfeld, Deputy Assistant Secretary, Single Family Housing, Department of Housing and Urban Development; Don A. Reville, Director, Department of Building and Fire Safety, State of Arizona; Mimi Curry, Program Manager, Office of Mobil/Manufactured Housing, State of Washington; and public witnesses.

INTERNATIONAL FINANCE CORPORATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development, Finance, Trade and Monetary Policy held a hearing on the International Finance Corporation. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Health and Safety concluded oversight hearings on OSHA's proposed standard to protect health care workers against blood-borne pathogens, including AIDS and hepatitis B viruses. Testimony was heard from Gerard F. Scannell, Assistant Secretary, Occupational Safety and Health Administration, Department of Labor.

MARKETS AND TRADING COMMISSION

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance concluded hearings on H.R. 4477, to establish a Markets and Trading Commission in order to combine the functions of the Commodity Futures

Trading Commission and the Securities and Exchange Commission in a single independent regulatory commission. Testimony was heard from Richard C. Breeden, Chairman, SEC; Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; Wendy L. Gramm, Chairman, Commodity Futures Trading Commission; Robert R. Glauber, Under Secretary, Finance, Department of the Treasury; and public witnesses.

MOST FAVORED NATION STATUS—PEOPLE'S REPUBLIC OF CHINA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs, Subcommittee on Human Rights and International Organizations and the Subcommittee on International Economic Policy and Trade concluded joint hearings on Most Favored Nation Status for the People's Republic of China (Part II). Testimony was heard from Representatives Lantos, Solomon, Pelosi, and Schulze; and the following officials of the Department of State: Richard Solomon, Assistant Secretary, East Asian and Pacific Affairs; and Joshua Gilder, Principal Deputy Assistant Secretary, Bureau of Human Rights and Humanitarian Affairs.

PLO COMPLIANCE REPORT

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on PLO Compliance Report. Testimony was heard from John H. Kelly, Assistant Secretary, Bureau of Near Eastern and South Asian Affairs, Department of State.

FEDERAL FIRE MANAGEMENT POLICY

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on Federal Fire Management Policy: Evaluation of the Changes After Yellowstone. Testimony was heard from Jim Duffus, Director, Natural Resources Management Issues, Resources, Community, and Community Development Division, GAO; Al West, Deputy Chief, State and Private Forestry, U.S. Forest Service, USDA: and the following officials of the Department of the Interior: James M. Morehead, Associate Director, Operations, National Park Service; and John Moeller, Acting Assistant Director, Support Services, Bureau of Land Management.

NATIONAL INSTITUTE OF JUSTICE EVALUATION FUNDING

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture held a hearing on the National Institute of Justice Evaluation Funding. Testimony was heard from the following officials of the Department of Justice: Clifford J. White III, Deputy Assistant Attorney General, Office of Justice Programs; Jerald P. Regier, Acting Director, Bureau of Justice Assistance; and James K. Stewart, Director, National Institute of Justice; and a public witness.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held an oversight hearing on National Park Service Concessions Policies and Management. Testimony was heard from the following officials of the Department of the Interior: Manuel Lujan, Jr., Secretary; and James R. Richard, Inspector General; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held an oversight hearing on the FBI's plans to relocate and modernize the identification Division. Testimony was heard from the following officials of the Identification Division, FBI, Department of Justice: Lawrence K. York, Assistant Director; and Stanley Klein, Deputy Assistant Director, Automotion; and the following officials of the District of Columbia: Betty Ann Kane, At-Large Member, Council; and Garland Pinkston, Director, Office of Intergovernmental Relations, Office of the Mayor.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property and the Administration of Justice held a hearing on the following bills: H.R. 4737, Habeas Corpus Revision Act of 1990; H.R. 1090, Habeas Corpus Reform Act of 1989; H.R. 1953, Death Penalty Implementation Act of 1989; H.R. 2709, Comprehensive Violent Crime Control Act of 1989 (Title VI—Habeas Corpus Reform); H.R. 3119, Anti-Crime Act of 1989 (Title IV—Habeas Corpus Reform; H.R. 3584, Habeas Corpus Reform Act of 1989; and related bills. Testimony was heard from Associate Justice Lewis F. Powell, Jr., Retired, U.S. Supreme Court; Paul H. Roney, Judge, U.S. Court of Appeals, 11th Circuit, St. Petersburg, Florida; Donald P. Lay, Chief Judge, U.S. Court of Appeals, 8th Circuit, St. Paul, Minnesota; James L. Oakes, Chief Judge, U.S. Court of Appeals, 2nd Circuit, New York; Gilbert S. Merritt, Chief Judge, U.S. Court of Appeals, 6th Circuit, Nashville, Tennessee; and public witnesses.

CORRECTIONAL OPTIONS INCENTIVES AMENDMENTS ACT

Committee on the Judiciary: Subcommittee on Crime continued hearings on H.R. 4158, Correctional Options Incentives Amendments Act. Testimony was heard from Representative Johnson of South Dakota; M. Wayne Huggins, Director, National Institute of Corrections, Department of Justice; Robert J. Del Tufo, Attorney General, State of New Jersey; Rose Marie Bonacum, Assistant Commissioner, Department of Corrections, City of New York; and public witnesses.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Criminal Justice held an oversight hearing on Sentencing Guidelines

for Corporate Crime. Testimony was heard from William W. Wiklins, Jr., Chairman, U.S. Sentencing Commission; Paul L. Maloney, Deputy Assistant Attorney General, Criminal Division, Department of Justice; and public witnesses.

MEDICAL CONDITION AND FITNESS FOR FEDERAL EMPLOYMENT

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on medical condition and fitness for Federal employment. Testimony was heard from the following officials of the FAA, Department of Transportation: Darlene Freeman, Deputy Associate Administrator, Aviation Standards; and Dr. Robert McMeekin, Federal Air Surgeon; and public witnesses.

PILOT/TRAFFIC CONTROLLER COMMUNICATIONS ISSUES

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on Pilot/Air Traffic Controller Communications Issues. Testimony was heard from David R. Kelley, Chief, Operational Factors Division, National Transportation Safety Board; John S. Kern, Deputy Associate Administrator, Regulation and Certification, FAA, Department of Transportation; Curtis R. Graeber, Chief, Aeronautics Human Factors Branch, NASA; Don M. Newman, U.S. Representative, International Civil Aviation Organization; and public witnesses.

EXPORT FACILITATION ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4653, Export Facilitation Act of 1990. The rule makes in order the Foreign Affairs amendment in the nature of a substitute now printed in the bill as an original bill for the purpose of amendment. The bill is to be considered by title, with each title considered as having been read. The rule waives clause 7 of rule XVI against the substitute. No amendments to the substitute, except pro forma amendments for the purpose of debate, are in order except those amendments printed in the Congressional Record at least one legislative day prior to its consideration. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Chairman Fascell and Representatives Gejdenson, Levine of California, AuCoin, Broomfield, Roth, Hyde, Dickinson, Hunter, and Bentley.

TECHNOLOGY FOR TRANSPORTATION OF OIL

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on Technology for Transportation of Oil. Testimony was heard from the following officials of the Department of Transportation: Capt. David H. Whitten, USCG, Acting Chief, Marine Safety, Security and Environmental Protection, U.S. Coast Guard; and Richard F. Bowman, Associate Administrator, Maritime Aids, Marine Administration; and public witnesses.

PHYSICAL SEARCHES

Permanent Select Committee on Intelligence: Subcommittee on Legislation held a hearing on physical searches conducted in the U.S. to collect intelligence information. Testimony was heard from Mary Lawton, Counsel for Intelligence Policy, Department of Justice; and public witnesses.

Joint Meeting

ECONOMIC STATUS OF AFRICAN-AMERICANS

Joint Economic Committee: Committee concluded hearings to examine ways to close the gap between the economic well-being of African-Americans and that of other Americans, focusing on the deterioration of African-American living standards during the 1980s and policies to improve their status in the future, after receiving testimony from Eleanor Homes Norton, Georgetown University Law Center, Washington, D.C.; Gerald D. Jaynes, Yale University, New Haven, Connecticut; David Swinton, Jackson State University, Jackson, Mississippi; and Ron Mincy, Urgan Institute, Washington, D.C.

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Tuesday, June 5, 1990

Senate

Chamber Action

Routine Proceedings, pages 12684–12992

Measures Introduced: Five bills and three resolutions were introduced as follows: S. 2703–2707, S. Res. 293, S.J. Res. 333, and S. Con. Res. 137.

Page 12713

Measures Reported: Reports were made as follows:

H.R. 3045, to amend chapters 5 and 9 of title 17, United States Code, to clarify that States, instrumentalities of States, and officers and employees of States acting in their official capacity, are subject to suit in Federal court by any person for infringement of copyright and infringement of exclusive rights in mask works, and that all the remedies can be obtained in a suit against a private person or against other public entities. (S. Rept. No. 101–305)

S. 497, entitled the "Copyright Remedy Clarification Act", with an amendment in the nature of a substitute. (S. Rept. No. 101–305)

S. 1664, to establish a congressional commemorative medal for members of the Armed Forces who were present during the attack on Pearl Harbor on December 7, 1941, with an amendment in the nature of a substitute.

Page 12713

Omnibus Crime Bill: Senate resumed consideration of S. 1970, to establish constitutional procedures for the imposition of the sentence of death.

Pages 12696, 12703

During consideration of this measure today, the following action also occurred:

By 54 yeas to 37 nays (Vote No. 109), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on the bill.

Page 12697

A second motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, June 7.

Page 12703

Tongass Timber Reform Act: Senate began consideration of the motion to proceed to H.R. 987, to amend the Alaska National Interest Lands Conservation Act to designate certain lands in the Tongass National Forest as wilderness, with a committee amendment in the nature of a substitute.

Page 12705

A unanimous-consent time agreement was reached providing for consideration of the bill and certain amendments to be proposed thereto.

Page 12709

Subsequently, the motion to proceed to consideration of the bill was withdrawn.

Page 12710

Presidential Messages: Senate received the following message from the President of the United States:

Transmitting the Annual Report of the Corporation for Public Broadcasting for Fiscal Year 1989 and the Inventory of Federal Funds Distributed to Public Telecommunications Entities by Federal Departments and Agencies, which was referred to the Committee on Commerce, Science, and Transportation. (PM–122)

Page 12712

Nominations Received: Senate received the following nominations:

Frederico A. Moreno, to be United States District Judge for the Southern District of Florida.

Michael L. Johnson, to be United States Marshal for the District of Idaho for the term of four years.

Albert Z. Moore, to be United States Marshal for the Northern District of Ohio for the term of four years.

Paul L. Ziemer, of Indiana, to be an Assistant Secretary of Energy (Environment, Safety and Health).

Calvin A. Kent, of Texas, to be Administrator of the Energy Information Administration.

Rosalie Gaull Silberman, of the District of Columbia, to be a Member of the Equal Employment Opportunity Commission for a term expiring July 1, 1995.

Andrew C. Hove, of Nebraska, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation for a term expiring February 28, 1993.

Christoper A. Hart, of the District of Columbia, to be a Member of the National Transportation Safety Board for the remainder of the term expiring December 31, 1992.

David H. Leroy, of Idaho, to be Nuclear Waste Negotiator.

Gopal Sivaraj Pal, of Virginia, to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences for a term expiring June 20, 1995.

The following-named persons to be Members of the Board of Directors of the Commodity Credit Corporation:

Catherine Ann Bertini, of Illinois.

Keith D. Bjerke, of North Dakota.

Bruce L. Gardner, of Maryland.

Jo Ann Doke Smith, of Florida.

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Messages From the President: **Page 12712**

Messages From the House: **Page 12712**

Measures Referred: **Page 12712**

Executive Reports of Committees: **Page 12713**

Statements on Introduced Bills: **Page 12713**

Additional Cosponsors: **Page 12718**

Amendments Submitted: **Page 12724**

Notices of Hearings: **Page 12968**

Authority for Committees: **Page 12969**

Additional Statements: **Page 12969**

Record Votes: One record vote was taken today. (Total—109)

Page 12698

Recess: Senate convened at 11 a.m., and recessed 6:47 p.m., until 11:30 a.m., on Wednesday, June 6, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 12992.)

Committee Meetings

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1991 for foreign assistance, focusing on organization and accountability of managing U.S. foreign aid, receiving testimony from Mark L. Edelman, Deputy Administrator, and Herbert L. Beckington, Inspector General, both of the Agency for International Development.

Subcommittee will meet again Tuesday, June 19.

NOMINATION

Committee on Finance: Committee ordered favorably reported the nomination of James S. Halpern, of the Dis-

trict of Columbia, to be a Judge of the United States Tax Court.

AGENCY ETHICS PROGRAMS

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management held hearings to review Office of Government Ethics' policies and practices in overseeing executive agency ethics programs, receiving testimony from Bernard L. Ungar, Director, Federal Human Resource Management Issues, General Government Division, General Accounting Office; Frank Keating, General Counsel, Department of Housing and Urban Development; Larry B. Slagle, Director of Personnel, Department of Agriculture; James H. Thessin, Deputy Legal Advisor, Department of State; and Donald E. Campbell, Acting Director, Office of Government Ethics.

Hearings were recessed subject to call.

SMALL BUSINESS INSURANCE MARKET

Committee on the Judiciary: Subcommittee on Antitrust, Monopolies and Business Rights concluded hearings to examine the adverse effects on small businesses of certain insurance industry practices, after receiving testimony from Mark V. Nadel, Associate Director, Public Health, General Accounting Office; Rick Curtis, Health Insurance Association of America, Washington, D.C.; Marijo McCarthy, Small Business Association of New England, Boston, Massachusetts, on behalf of the National Small Business United; Barbara Balter, Robert B. Balter Company, Owings Mills, Maryland; Lorraine Carter, Carter Child Development Center, Milwaukee, Wisconsin; Richard Blake, Glenwood, Colorado; and Walt Seaver, Colusa, California.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 4954–4967; 1 private bill, H.R. 4968; and 2 resolutions, H. Con. Res. 338 and H. Res. 405 were introduced.

Page 12670

Reports Filed: Reports were filed as follows:

H.R. 4736, to reduce the number of reports that the Department of Defense is required by law to submit to Congress (H. Rept. 101–499, filed May 24);

H.R. 3897, to authorize appropriations for the Administrative Conference of the United States for fiscal years 1991, 1992, 1993, and 1994, amended (H. Rept. 101–500, filed May 31);

H.R. 4314, to implement the Inter-American Convention on International Commercial Arbitration, amended (H. Rept. 101–501, filed on May 31);

H.R. 4525, to amend the Ethics in Government Act of 1978 to increase the authorization of appropriations for the Office of Government Ethics (H. Rept. 101–502, Part I, filed May 31);

H.R. 4757, to provide permanent authority for the United States Supreme Court Police, amended (H. Rept. 101–503, filed May 31);

H.J. Res. 520, granting the consent of Congress to amendments to the Washington Metropolitan Area Transit Regulation Compact, amended (H. Rept. 101–504, filed May 31);

H.R. 1862; H.R. 3298; H.R. 3642; H.R. 3791; H.R. 4327; and H.R. 4378, all private bills (H. Repts. 101–505 through 101–510, respectively, filed May 31);

H.R. 4785, to amend the Public Service Act to establish a program of grants to provide preventive health services with respect to acquired immune deficiency syndrome, amended (H. Rept. 101–511, filed May 31);

H.R. 1620, to amend provisions of title 28, United States Code relating to judicial discipline, and to establish a commission to study the problems and issues involved in the appointment and tenure (including discipline and removal) of article III judges, amended (H. Rept. 101–512, filed June 1);

H.R. 2497, to authorize and encourage Federal agencies to use mediation, conciliation, arbitration, and other techniques for the prompt, and informal resolution of disputes, amended (H. Rept. 101–513, filed June 1);

H.R. 2690, to amend title 17, United States Code, to provide certain rights of attribution and integrity to authors of works of visual art, amended (H. Rept. 101–514, filed June 1);

H.R. 3406, to amend title 28, United States Code, to provide for Federal jurisdiction of certain multiparty, multiforum civil actions, amended (H. Rept. 101–515, filed June 1);

H.R. 4611, to amend the National Cooperative Research Act of 1984 to reduce the liability for joint ventures entered into for the purpose of producing a product, process, or service (H. Rept. 101–516, filed June 1);

S. 1999, to amend the Higher Education Act of 1965 to clarify the administrative procedures of the National Commission on Responsibilities for Financing Postsecondary Education, amended (H. Rept. 101–517);

H.R. 1454, to require institutions of higher education receiving Federal financial assistance to provide certain information with respect to the graduation rates of student-athletes at such institutions, amended (H. Rept. 101–518);

H.R. 4115, to authorize appropriations for certain ocean and coastal programs of the National Oceanic and Atmospheric Administration, amended (H. Rept. 101–519);

H.R. 668, to establish a mechanism to provide funding for nonprofit organizations for merchant marine memorials, amended (H. Rept. 101–520);

H.R. 4887, to amend the Federal Aviation Act of 1958 relating to research for prevention of defects, fail-

ures, and malfunctions of aircraft, aircraft engines, propellers, and appliances, which could result in a catastrophic failure of an aircraft, amended (H. Rept. 101–521);

H.R. 3468, to amend the Act entitled "An Act to extend the Wetlands Loan Act", to provide for the expansion of the Stewart B. McKinney National Wildlife Refuge, amended (H. Rept. 101–522);

H.R. 4609, to amend the Coast Guard Authorization Act of 1989 (Public Law 101–225) (H. Rept. 101–523);

H.R. 3657, to amend the Securities Exchange Act of 1934 to provide additional authorities to the Securities and Exchange Commission to prevent disruptions to the Nation's securities markets, amended (H. Rept. 101–524); and

H.R. 2174, to establish a commission to prepare a report on the feasibility of creating a Mississippi River National Heritage Corridor, amended (H. Rept. 101–525).

Page 12669

Speaker Pro Tempore: Read a letter from the Speaker wherein he appoints Representative Gephardt to act as Speaker pro tempore for today.

Page 12591

Private Calendar: Agreed to dispense with the call of the Private Calendar today.

Page 12591

Suspensions: House voted to suspend the rules and pass the following measures:

National Cooperative Research Act: H.R. 4611, amended, to amend the National Cooperative Research Act of 1984 to reduce the liability for joint ventures entered into for the purpose of producing a product, process, or service;

Page 12593

International commercial arbitration: H.R. 4314, amended, to implement the Inter-American Convention on International Commercial Arbitration;

Page 12600

Judicial discipline: H.R. 1620, amended, to amend provisions of title 28, United States Code, relating to judicial discipline, and to establish a commission to study the problems and issues involved in the appointment and tenure (including discipline and removal) of article III judges;

Page 12602

Visual artist rights: H.R. 2690, amended, to amend title 17, United States Code, to provide certain rights of attribution and integrity to authors of works of visual arts;

Page 12606

Multiparty and multiforum jurisdiction: H.R. 3406, amended, to amend title 28, United States Code, to provide for Federal jurisdiction of certain multiparty, multiforum civil actions;

Page 12610

Student right-to-know: H.R. 1454, amended, to require institutions of higher education receiving Federal financial assistance to provide certain information with respect to the graduation rates of student-athletes at such institutions. Subsequently, S. 580, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. H.R. 1454 was laid on the table;

Pages 12613, 12620

Post-Secondary Education Finance Commission: S. 1999, amended, to amend the Higher Education Act of 1965 to clarify the administrative procedures of the National Commission on Responsibilities for Financing Postsecondary Education. Agreed to amend the title;

Page 12621

Panama Canal Commission authorization: H.R. 4283, amended, to authorize expenditures for fiscal year 1991 for the operation and maintenance of the Panama Canal;

Page 12622

Securities market stabilization: H.R. 3657, amended, to amend the Securities Exchange Act of 1934 to provide additional authorities to the Securities and Exchange Commission to prevent disruptions to the Nation's securities markets;

Page 12624

Radiation exposure compensation: H.R. 2372, amended, to provide jurisdiction and procedures for claims for compassionate payments for injuries due to exposure to radiation from nuclear testing;

Page 12633

Washington transit regulation compact: H.J. Res. 520, amended, granting the consent of Congress to amendments to the Washington Metropolitan Area Transit Regulation Compact;

Page 12641

Administrative conference authorization: H.R. 3897, amended, to authorize appropriations for the Administrative Conference of the United States for fiscal years 1991, 1992, 1993, and 1994;

Page 12646

Supreme Court police: H.R. 4757, amended, to provide permanent authority for the United States Supreme Court Police;

Page 12647

Administrative dispute resolution: H.R. 2497, amended, to authorize and encourage Federal agencies to use mediation, conciliation, arbitration, and other techniques for the prompt and informal resolution of disputes; and

Page 12648

Arizona Indian water rights: H.R. 4148, amended, to authorize the Secretary of the Interior to acquire certain water rights for the settlement of Indian water rights claims in the State of Arizona.

Page 12654

Securities Settlement and Clearance: House agreed to H. Res. 405, to provide for the correction of the engrossment of H.R. 3656, to amend the Securities Exchange Act of 1934 to improve the clearance and settlement of transactions in securities and related instruments.

Page 12632

Presidential Message—Public Broadcasting: Read a message from the President wherein he transmits the Annual Report of the Corporation for Public Broadcasting for fiscal year 1989 and the Inventory of Federal Funds Distributed to Public Telecommunications Entities by Federal Departments and Agencies: Fiscal Year 1989—referred to the Committee on Energy and Commerce.

Page 12655

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 5:14 p.m.

Committee Meetings

U.S. POLICY TOWARDS EASTERN EUROPE

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on United States Policy Toward Eastern Europe. Testimony was heard from public witnesses.

FOOD FOR PEACE AND AGRICULTURAL TRADE PROGRAMS

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade approved for full Committee action Title XI, the Agricultural and Food Resources Act of 1990.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 3493 and S. 963, Route 66 Study Act of 1989; H.R. 4501, to provide for the acquisition of the William Johnson House and its addition to the Natchez National Historical Park; H.R. 4834, to provide for a visitor center at Salem Maritime National Historic Site in the Commonwealth of Massachusetts; and H.R. 2127 and S. 830, to amend Public Law 99–647, establishing the Blackstone River Valley National Heritage Corridor Commission, to authorize the Commission to take immediate action in furtherance of its purposes and to increase the authorization of appropriations for the Commission. Testimony was heard from Representatives Early, Watkins, Mavroules, Parker and Machtley; the following officials of the National Park Service, Department of the Interior: James Steward, Assistant Director, Planning and Development; and Gerald D. Patten, Regional Director, North Atlantic Region; Richard T. Moore, member, House of Representatives, State of Massachusetts; Neil Harrington, Mayor, Salem, Massachusetts; and public witnesses.

SMALL BUSINESSES AND PENSION PLANS

Committee on Small Business: Held a hearing on small businesses and pension plans. Testimony was heard from public witnesses.

NATIONAL DEFENSE RESERVE FLEET SURPLUS ASSETS UTILIZATION

Committee on Small Business: On June 4, this Subcommittee on Regulation, Business Opportunities and Energy held a hearing on Utilization of Surplus Ships of the National Defense Reserve Fleet. Testimony was heard from the following officials of the Department of Defense: Robert A. Wooldridge, Ship Sales Marketing Specialist, Defense Logistics Agency; Comdr. John Polley, USN, Executive Officer, Navy Resale and Services Support Office; and John Kaskin, Director, Strategic Sealift, U.S. Navy, both with the Department of the Navy; Warren G. Leback, Administrator, Maritime Administration, Department of Transportation; and public witnesses.

OLDER AMERICANS ACT

Select Committee on Aging: Subcommittee on Human Services held a hearing on "Public Private Partnerships in the Older Americans Act: Opportunities, the Risks." Testimony was heard from public witnesses.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDRED FIRST CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 23 through May 31, 1990

	Senate	*House*	*Total*
Days in session	63	58	..
Time in session	510 hrs., 40′	279 hrs., 59′	..
Congressional Record:			
Pages of proceedings	7,113	3,096	10,209
Extensions of Remarks	..	1781	..
Public bills enacted into law	35	30	65
Private bills enacted into law	..	1	1
Bills in conference	7	13	..
Measures passed, total	182	170	352
Senate bills	46	21	..
House bills	31	54	..
Senate joint resolutions	34	22	..
House joint resolutions	7	11	..
Senate concurrent resolutions	10	4	..
House concurrent resolutions	12	21	..
Simple resolutions	42	37	..
Measures reported, total	*112	*107	219
Senate bills	67	4	..
House bills	18	79	..
Senate joint resolutions	16	..	..
House joint resolutions	..	1	..
Senate concurrent resolutions	6	..	..
House concurrent resolutions	1	2	..
Simple resolutions	4	21	..
Special reports	4	6	..
Conference reports	..	4	..
Measures pending on calendar	118	50	..
Measures introduced, total	914	1,438	2,352
Bills	703	1,107	..
Joint resolutions	98	132	..
Concurrent resolutions	49	96	..
Simple resolutions	64	103	..
Quorum calls	1	10	..
Yea-and-nay votes	108	89	..
Recorded votes	..	47	..
Bills vetoed	..	1	..
Vetoes overridden	..	1	..

*These figures include all measures reported, even if there was no accompanying report. A total of 69 reports has been filed in the Senate, a total of 117 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 23 through May 31, 1990

Civilian nominations, totaling 214 (and 79 nominations carried over from the first session), disposed of as follows:

Confirmed	170
Unconfirmed	118
Withdrawn	5

Civilian nominations (lists), totaling 1,269, disposed of as follows:

Confirmed	1,084
Unconfirmed	185

Air Force nominations, totaling 10,868 (and 27 nominations carried over from the first session), disposed of as follows:

Confirmed	10,747
Unconfirmed	148

Army nominations, totaling 9,586 (and 2,441 nominations carried over from the first session), disposed of as follows:

Confirmed	9,417
Unconfirmed	2,610

Navy nominations, totaling 6,704 (and 204 nominations carried over from the first session), disposed of as follows:

Confirmed	4,201
Unconfirmed	2,707

Marine Corps nominations, totaling 2,279 (and 11 nominations carried over from the first session), disposed of as follows:

Confirmed	1,133
Unconfirmed	1,157

Summary

Nominations carried over from the first session	2,762
Total nominations received this session	30,920
Total confirmed	26,752
Total unconfirmed	6,925
Total withdrawn	5

Wednesday, June 6, 1990

Senate

Chamber Action

Routine Proceedings, pages 13026–13159

Measures Introduced: Four bills and one resolution were introduced as follows: S. 2708–2711, and S. Res. 294.

Page 13108

Measures Reported: Reports were made as follows:

S. 2203, to settle certain claims of the Zuni Indian Tribe, with amendments. (S. Rept. No. 101–306)

Page 13108

Measures Passed:

Claims Settlement: Senate agreed to S. Res. 294, to authorize payment of a claim settlement on behalf of a former Congressional employee in the case of *Ronald V. Dellums, et al.* v. *James M. Powell, et al.*

Page 13151

SWAP Agreements: Senate passed S. 396, to amend title 11 of the United States Code, the bankruptcy code, regarding SWAP agreements, after agreeing to a committee amendment in the nature of a substitute.

Page 13152

SWAP Agreements: Senate passed H.R. 4612, to amend title 11 of the United States Code regarding SWAP agreements and forward contracts.

Page 13154

Colorado River Segment Designation: Senate passed S. 1719, to designate a segment of the Colorado River in the Westwater Canyon, Utah, as a component of the National Wild and Scenic Rivers System, after agreeing to a committee amendment in the nature of a substitute.

Page 13154

Alaska Native Claims Enrollment: Senate passed S. 666, to enroll twenty individuals under the Alaska Native Claims Settlement Act, after agreeing to a committee amendment in the nature of a substitute.

Page 13155

Maine Wilderness Lands: Senate passed S. 2205, to designate certain lands in the State of Maine as wilderness, after agreeing to a committee amendment in the nature of a substitute.

Page 13155

California National Historic Trail and Pony Express National Historic Trail Designation: Senate passed H.R. 1109, to amend the National Trails System Act to designate the California National Historic Trail and Pony Express National Historic Trail as components of the National Trails System, after agreeing to committee amendments.

Page 13158

Veterans Health Services and Research Administration Reorganization: Senate passed S. 2700, to authorize the Secretary of Veterans Affairs to proceed with a proposed administrative reorganization of the regional field offices of the Veterans Health Services and Research Administration of the Department of Veterans Affairs, notwithstanding the notice-and-wait provisions in section 210(b) of title 38, United States Code.

Page 13158

Air Travel Rights for Blind Individuals: Senate began consideration of S. 341, to amend the Federal Aviation Act of 1958 to prohibit discrimination against blind individuals in air travel, taking action on amendments proposed thereto, as follows:

Page 13064

Adopted:

Bond/Danforth Amendment No. 1994, to require the use of child restraint systems on commercial aircraft.

Page 13070

Pending:

Kassebaum Amendment No. 2000, to establish guidelines for Federal standards of liability for general aviation accidents.

Page 13099

During consideration of this bill today, the following action also occurred:

By 43 yeas to 50 nays (Vote No. 111), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 306 of the Congressional Budget Act with respect to the consideration of McCain Amendment No. 1995, to grant authority for a Presidential line item veto. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 13071

Americans With Disabilities Act: Senate disagreed to the amendments of the House to S. 933, to establish a clear and comprehensive prohibition of discrimination on the basis of disability, and by unanimous consent, agreed to the request for a conference thereon, and appointed as conferees Senators Kennedy, Harkin, Metzenbaum, Simon, Hatch, Durenberger, and Jeffords; and solely for consideration of telecommunications, commuter transit, and drug testing of transportation employees issues within the jurisdiction of the Committee on Commerce, Science and Transportation Senators Hollings, Inouye, and Danforth.

Page 13035

During consideration of this message today, the following actions also occurred:

39-059 O-94-12 (Pt. 27)

(1) By 40 yeas to 53 nays (Vote No. 110), Senate failed to table a Helms motion to instruct the conferees relating to language which allows employees to refuse to assign workers with infectious diseases to food handling jobs. **Page 13050**

(2) A motion was entered, and subsequently withdrawn, to instruct the conferees to provide to aggrieved congressional employees, or prospective employees, a private right of action against Congress, its Members, or its instrumentalities. **Page 13063**

Clean Air Act Amendments—Conferees: A unanimous-consent agreement was reached providing that when the Senate receives the message from the House on S. 1630, Clean Air Act Amendments, that the Senate be deemed to have disagreed to the House amendment, agreed to the request for a conference with the House thereon, and that the following Senators be considered as having been appointed as conferees: from the Committee on Environment and Public Works: Senators Burdick, Moynihan, Mitchell, Baucus, Chafee, Simpson, and Durenberger, and from the Committee on Finance: Senators Bentsen, Moynihan, Baucus, Mitchell, Packwood, Chafee, and Durenberger. **Page 13159**

Presidential Messages: Senate received the following message from the President of the United States:

Transmitting a report on environmental quality, which was referred to the Committee on Environment and Public Works. (PM–123) **Page 13106**

Nominations Confirmed: Senate confirmed the following nominations:

James S. Halpern, of the District of Columbia, to be a Judge of the United States Tax Court for a term expiring fifteen years after he takes office. **Pages 13151, 13159**

Nominations Received: Senate received the following nominations:

Hugh Kenneth Hill, of California, to be Ambassador to the People's Republic of Bulgaria.

John W. Raley, Jr., to be United States Attorney for the Eastern District of Oklahoma.

1 Army nomination in the rank of general.

2 Marine Corps nominations in the rank of general.

Routine lists in the Army, Navy. **Page 13159**

Messages From the President: **Page 13106**

Messages From the House: **Page 13107**

Measures Referred: **Page 13107**

Measures Placed on Calendar: **Page 13107**

Communications: **Page 13107**

Statements on Introduced Bills: **Page 13108**

Additional Cosponsors: **Page 13113**

Amendments Submitted: **Page 13117**

Notices of Hearings: **Page 13139**

Authority for Committees: **Page 13139**

Additional Statements: **Page 13140**

Record Votes: Two record votes were taken today. (Total—111) **Pages 13062, 13093**

Recess: Senate convened at 11:30 a.m., and recessed 8:56 p.m., until 10 a.m., on Thursday, June 7, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 13159.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed consideration of proposed legislation to strengthen and improve U.S. agricultural programs, focusing on fruit and vegetable provisions, but did not complete action thereon, and recessed subject to call.

APPROPRIATIONS—NATIONAL ENDOWMENT FOR THE ARTS/HUMANITIES

Committee on Appropriations: Subcommittee on the Interior and Related Agencies held hearings on proposed budget estimates for fiscal year 1991, receiving testimony in behalf of funds for their respective activities from John E. Frohnmayer, Chairman, National Endowment for the Arts; and Lynne V. Cheney, Chairperson, National Endowment for the Humanities.

Subcommittee will meet again Tuesday, June 12.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence resumed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe personnel spending levels for fiscal year 1991, focusing on the B–2 program, receiving testimony from Donald B. Rice, Jr., Secretary of the Air Force; and Gen. Larry D. Welch, USAF, Chief of Staff, Department of the Air Force.

Subcommittee recessed subject to call.

FHA

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs concluded hearings to examine the financial strength of the Federal Housing Administration [FHA], focusing on the status of the Mutual Mortgage Insurance Fund, after receiving testimony from Jack Kemp, Secretary of Housing and Urban Development; John M. Ols, Jr., Director, Housing and Community Development Issues, General Accounting Office; and James Waddell, Price-Waterhouse, Washington, D.C.

SINO-AMERICAN RELATIONS

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings to examine Sino-American relations one year after the massacre at Tiananmen Square, after receiving testimony from Richard Solomon, Assistant Secretary of State for East Asian and Pacific Affairs; Michelle Bohana, International Campaign for Tibet, and Holly Burkhalter, Human Rights Watch, both of Washington, D.C.; and Steven W. Mosher, Asian Studies Center of the Claremont Institute, Montclair, California.

UNFAIR LABOR PRACTICES

Committee on Labor and Human Resources: Subcommittee on Labor held hearings on S. 2112, to make it an unfair labor practice for an employer to offer or grant permanent replacement employee status during a labor dispute, or any employment preference to an individual who worked or indicated a willingness to work during a labor dispute over an employee who exercised specified rights during such dispute, receiving testimony from Franklin Frazier, Director of Education and Employment Issues, General Accounting Office; Thomas Donahue, AFL–CIO, Owen Bieber, United Auto Workers, Henry A. Duffy, Airline Pilots Association, James P. Melican, International Paper Company, and David H. Larry, Manatt, Phelps, Rothenberg and Phillips, on behalf of the National Association of Manufacturers, all of Washington, D.C.; Julius Getman, University of Texas Law School, Austin; Richard S. Hoyt, Hayner Hoyt Corporation, Syracuse, New York, on behalf of the U.S. Chamber of Commerce; Carol Miller, Woodstock, Illinois; Thomas Pratt, Livermore Falls, Maine; and Norma Adams, New York, New York.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 4969–4984; and 3 resolutions, H.J. Res. 587, and H. Res. 406 and 407 were introduced.

Page 13262

Reports Filed: Reports were filed as follows:

S. 280, to amend the Wild and Scenic Rivers Act by designating a segment of the Niobrara River in Nebraska as a component of the National Wild and Scenic Rivers System, amended (H. Rept. 101–526, Part I); and

H.R. 4053, to amend the Surface Mining and Control and Reclamation Act of 1977 to provide for the remining of certain abandoned coal mine lands, amended (H. Rept. 101–527).

Page 13261

Journal: By a yea-and-nay vote of 272 yeas to 104 nays, with 1 voting "present", Roll No. 147, the House approved the Journal of Tuesday, June 5.

Page 13160

Export Facilitation Act: By a recorded vote 312 yeas to 86 noes, Roll No. 160, the House passed H.R. 4653, to reauthorize the Export Administration Act of 1979.

Page 13165

Rejected the Burton motion to recommit the bill to the Committee on Foreign Affairs with instructions to report it back forthwith containing an amendment to prohibit exports to the Soviet Union until the President certifies to Congress that the Soviet Union is not providing any military assistance to Cuba on Afghanistan (rejected by a recorded vote of 143 ayes to 252 noes, Roll No. 159).

Page 13251

Agreed to the committee amendment in the nature of a substitute.

Page 13251

Agreed To:

The Mavroules amendment that authorizes the General Accounting Office to conduct a review of the impact changes in the bill will have on the export license approval process and on national security; provides for an exchange of information between the Department of Commerce and the Comptroller General and the Department of Defense; and affords the Comptroller General and the Department of Defense an opportunity to comment on that review;

Page 13186

The Wyden amendment that states that pre-existing contracts between a united Germany and the Soviet Union which go beyond the multinational Coordinating Committee (CoCom) restrictions can be completed, provided that all new contracts are made within existing CoCom rules; and recognizes the importance of removing East Germany from the list of countries for which CoCom exports should be controlled;

Page 13186

The Gejdenson en bloc amendments that include provisions which would continue the bans on military exports to South Africa, China, and terrorist-supporting nations; and provide that all military items on the United States munitions list as of May 1, 1990, will continue to be banned to all countries for which Congress has imposed specific military sanctions;

Page 13187

The Durbin amendment, as modified and as amended by the Levine of California amendment, that prohibits any easing of export restrictions to the Soviet Union until the President certifies that the Soviet Union has entered into serious negotiations with Lithuania and is conducting such negotiations without economic coercion; and expresses the sense of Congress that no exports to the Soviet Union otherwise permitted by amendments to the bill should be made if the Soviet Union takes action to re-

strict the immigration of Jews from the Soviet Union (agreed to by a recorded vote of 390 ayes to 24 noes, Roll No. 149);

Pages 13189, 13193

The Solomon amendment that eliminates the authority in current law for the Administration to issue distribution licenses for exports to China (agreed to by a recorded vote of 352 ayes to 62 noes, Roll No. 150);

Page 13196

The Solomon amendment, as amended by the Gejdenson amendment, that removes the waivers in current law allowing the Administration to permit the export of satellites to the People's Republic of China only; and bans all exports with no waivers of United States built or owned satellites that are to be launched on vehicles owned by the People's Republic of China (agreed to by a recorded vote of 393 ayes to 15 noes, with 1 voting "present", Roll No. 151);

Pages 13198, 13199

The AuCoin amendment that designates those Eastern European countries, including Poland, Hungary, and Czechoslovakia, receiving aid as eligible for the bill's reduced export restrictions and clarifies language in the bill regarding favorable consideration for certain United States export licenses (agreed to by a recorded vote of 409 ayes, Roll No. 152);

Page 13201

The Kostmayer amendment that provides that all goods and technology lawfully seized by officials of the Department of Commerce shall be forfeited to the United States;

Page 13214

The Wyden amendment that ensures certain items are included in the definition of telecommunications for the purposes of reduced export controls, including all related telecommunications test and measurement equipment in the bill; and all telecommunications beyond local area networks, including networks, and voice, video, and data communications (agreed to by a recorded vote of 348 ayes to 45 noes, Roll No. 155);

Page 13226

The Berman amendment that amends existing law to broaden the ability of the President to impose, extend, or expand foreign policy controls on exports;

Page 13228

The Engel amendment that changes the procedure as defined in the bill by which certain classes of items on the Commodity Control Lists are indexed (agreed to by a recorded vote of 388 ayes to 2 noes, Roll No. 157);

Page 13231

The Markey amendment that clarifies that communications satellite earth stations should be included in the definition of telecommunications subject to eased export restrictions under the bill;

Page 13239

The Markey amendment that clarifies that the definition of the China "green line" under the bill be the China green line as of 60 days after the enactment of the 1988 Omnibus Trade Act;

Page 13239

The Frenzel amendment that prohibits reexport of any goods or technology subject to United States jurisdiction to any country, other than a controlled country, unless all countries which maintain export controls cooperatively with the United States pursuant to CoCom agreement maintain and implement essentially congruent controls on reexport of such goods and technology to such countries; and

Page 13240

The Miller of Washington amendment that provides new language relating to exports of unprocessed timber.

Page 13243

Rejected:

The Roth amendment that sought to reduce from $47 million to $29 million the amount authorized for the Bureau of Export Administration to carry out the bills provisions in fiscal year 1991 (rejected by a recorded vote of 117 ayes to 291 noes, Roll No. 148);

Page 13188

The Hyde amendment that sought to provide the President with the final say on items to be added to the list of munitions prohibited from export (rejected by a recorded vote of 136 ayes to 281 noes, Roll No. 153);

Page 13203

The Hunter amendment that sought to strike provisions easing United States export restrictions on telecommunications equipment and technology and bar telecommunications exports specifically to the Soviet Union (rejected by a recorded vote of 47 ayes to 365 noes, Roll No. 154);

Page 13214

The Hunter amendment that sought to preserve provisions which ease export restrictions on telecommunications equipment and technology to Eastern Europe as a whole, but bar telecommunications exports to the Soviet Union (rejected by a recorded vote of 78 ayes to 315 noes, Roll No. 156);

Page 13229

The Hunter amendment that sought to strike language in the bill which prohibits the imposition of unilateral export controls and licenses for United States exporters to show their products at trade show in any country;

Page 13238

The Hunter amendment that sought to extend the Export Administration Act for an additional year with no changes (rejected by a recorded vote of 90 ayes to 304 noes, Roll No. 158);

Page 13234

The Kyl amendment that sought to strike language in the bill which requires the termination of the Commerce Department's Commodity Control List by October, 1991 and reinstates only those items that can be justified;

Page 13236

The Kyl amendment that sought to amend existing law requiring that the Department of Defense concur in

all assessments of the Commerce Department that a product is available from foreign suppliers and cannot be reasonably controlled for export; and

Page 13239

The Levine of California amendment that sought to extend to California crude oil the current restrictions and conditions governing the export of Alaskan crude oil (rejected by a division vote of 26 ayes to 83 noes).

Page 13247

The Clerk was authorized to make technical and conforming changes in the engrossment of the bill.

Page 13254

H. Res. 403, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 13165

Presidential Message—Environmental Quality: Read a message from the President wherein he transmits his 1989 Report to Congress on Environmental Quality—referred to the Committee on Merchant Marine and Fisheries.

Page 13254

Quorum Calls—Votes: One yea-and-nay and thirteen recorded votes developed during the proceedings of the House today and appear on pages 13160, 13189, 13195, 13198, 13200, 13202, 13213, 13226, 13228, 13231, 13233, 13235, 13252, and 13253.

Adjournment: Met at 10 a.m. and adjourned at 11:22 p.m.

Committee Meetings

NIGHT VISION GOGGLES

Committee on Armed Services: Subcommittee on Investigations held a hearing on the use of night vision goggles in Operation Just Cause in Panama and actions taken by the Army to improve safety and training procedures. Testimony was heard from the following officials of the Department of the Army: Maj. Gen. William H. Forster, USA, Director, Requirements, Integration, and Deep Operations, Office of the Deputy Chief of Staff, Operations and Plans; Maj. Gen. Rudolph Ostovich III, USA, Commanding General, U.S. Army Aviation Center and Fort Rucker, Alabama; and Col. Douglas R. Terrell, USA, Commander, Aviation Brigade, 7th Infantry Division, Fort Ord, California.

NATIONAL WAR COLLEGE

Committee on Armed Services: Military Education Panel held a hearing on recommendations in its report relating to the National War College. Testimony was heard from Maj. Gen. Gerald P. Stadler, USA, Commandant, National War College, Department of Defense.

COMMUNITY RATING SYSTEM—NATIONAL FLOOD INSURANCE PROGRAM

Committee on Banking, Finance and Urban Affairs: Subcommittee on Policy Research and Insurance held a hearing on the Community Rating System of the National Flood Insurance Program and to discuss the following bills: H.R. 3456, National Flood and Erosion Insurance and Mitigation Act of 1989; H.R. 4461, National Flood Insurance Compliance, Mitigation, and Erosion Management Act of 1990; and H.R. 236, to amend the National Flood Insurance Act of 1968 to extend the program of flood insurance for structures on land subject to imminent collapse or subsidence. Testimony was heard from Harold T. Duryee, Administrator, Federal Insurance Administration, FEMA; and public witnesses.

Hearings continue June 20.

JOB TRAINING PARTNERSHIP ACT AMENDMENTS

Committee on Education and Labor: Held a hearing on H.R. 2039, Job Training Partnership Act Amendments of 1989. Testimony was heard from the following officials of the Department of Labor: Elizabeth Dole, Secretary; and Gerald Peterson, Assistant Inspector General, Audit, Office of the Inspector General.

NATIONAL ENDOWMENT FOR THE ARTS REAUTHORIZATION

Committee on Education and Labor: Subcommittee on Postsecondary Education held a hearing on proposals to reauthorize the National Endowment for the Arts. Testimony was heard from Representatives Coleman of Missouri and Gunderson; Henry Wray, Associate General Counsel, GAO; and public witnesses.

CONSUMER PRODUCT SAFETY IMPROVEMENT ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness approved for full Committee action amended H.R. 4952, Consumer Product Safety Improvement Act of 1990.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations and the Subcommittee on Legislation and National Security of the Committee on Government Operations held a joint oversight hearing on various government agencies' merged surplus and 'M' accounts. Testimony was heard from Sean O'Keefe, Comptroller, Department of Defense; Kevin E. Moley, Assistant Secretary, Management and Budget, Department of Health and Human Services; Elizabeth E. Smedley, Controller, Department of Energy; and public witnesses.

ANDEAN INITIATIVE

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs held a hearing on the Andean Initiative (Part I). Testimony was heard from public witnesses.

SURETY ASSOCIATION ACT

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on

H.R. 4179, Surety Association Act of 1989. Testimony was heard from Al Burman, Administrator, Office of Federal Procurement Policy, OMB; Richard Hopf, Associate Administrator, Acquisition Policy, GSA; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property and the Administration of Justice concluded hearings on the following bills: H.R. 4737, Habeas Corpus Revision Act of 1990; H.R. 1090, Habeas Corpus Reform Act of 1989; H.R. 1953, Death Penalty Implementation Act of 1989; H.R. 2709, Comprehensive Violent Crime Control Act of 1989 (Title VI—Habeas Corpus Reform); H.R. 3119, Anti-Crime Act of 1989 (Title IV—Habeas Corpus Reform) H.R. 3584, Habeas Corpus Reform Act of 1989; and related bills. Testimony was heard from Paul Maloney, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Ernest D. Preate, Jr., Attorney General, State of Pennsylvania; David Bruck, Chief Attorney, Office of Appellate Defense, State of South Carolina; and public witnesses.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine concluded oversight hearings on cruise ship safety. Testimony was heard from public witnesses.

FAA TRAINING PROGRAMS STATUS

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the status of the FAA's training programs for air traffic controllers, safety inspectors and maintenance technicians. Testimony was heard from Kenneth Mead, Associate Director, Resources, Community and Economic Development Division, GAO; and the following officials of the Department of Transportation: Raymond J. DeCarli, Acting Deputy Inspector General, Office of the Secretary; and Herbert McLure, Associate Administrator, Human Resources Management, FAA.

BUDGET PROCEDURES—1991 CONGRESSIONAL BUDGET PROCESS

Committee on Rules: Ordered reported a privileged resolution providing for the Orderly and Expeditious Consideration of fiscal year 1991 General Appropriation bills. The resolution provides that, for the purposes of sections 302 and 311 of the Budget Act, as they apply to the Appropriations Committee and consideration of general appropriation bills, amendments thereto or conference reports thereon, in the House, the Congress is deemed to have adopted H. Con. Res. 310, the Budget Resolution for fiscal year 1991, as adopted by the House on May 1, 1990. The resolution further states that the allocations in the Budget Committee report (H. Rept. 101–455) are to be considered as the allocations made pursuant to section 302(a) [requiring committee allocations in budget resolution] of the Budget Act. Finally, the resolution provides that this resolution shall cease to apply upon final adoption by the Congress of a budget resolution for fiscal year 1991. Testimony was heard from Representatives Whitten, Panetta, Gingrich and Frenzel.

AIDS PREVENTION ACT

Committee on Rules: Granted a modified open rule providing 1 hour of debate on H.R. 4785, AIDS Prevention Act of 1990. The rule makes in order the Energy and Commerce amendment in the nature of a substitute now printed in the bill as an original bill for the purpose of amendment. No amendment to the bill is in order except the amendments printed in the report accompanying this resolution. The amendments are to be considered in the order and manner specified and are not subject to amendment except as specified in the report. Debate time provided on the amendments shall be equally divided by a proponent of the amendment and a member opposed thereto. The rule makes in order the following amendments: (1) the amendments en bloc by Representative Madigan, debatable for 10 minutes; (2) the amendment by Representative Lent, debatable for 10 minutes; (3) the amendment by Representative Burton of Indiana, debatable for 10 minutes; (4) the amendment by Representative Dannemeyer of California, debatable for 30 minutes; and (5) the substitute amendment to the Dannemeyer amendment, offered by Representative Waxman, debatable for 30 minutes. The rule provides one motion to recommit with or without instructions. After passage of H.R. 4785, the rule makes in order a motion to take S. 2240 from the Speaker's table and to consider the bill in the House. It will then be in order to strike out the Senate text and insert the text of H.R. 4785, as passed by the House. The rule then makes in order a motion to insist on the House amendment to S. 2240 and request a conference with the Senate. Testimony was heard from Representatives Waxman, Dannemeyer and Burton of Indiana.

BUDGET OVERVIEW: SOLAR AND CONSERVATION R&D PROGRAMS

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development held a hearing on the 1991 Budget Overview: Solar and Conservation R&D Programs. Testimony was heard from J. Michael Davis, Assistant Secretary, Conservation, Department of Energy; Eric Hirst, Corporate Fellow, Oak Ridge National Laboratory; and public witnesses.

EARTHQUAKE HAZARDS REDUCTION ADMENDMENTS ACT

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology approved for full

Committee action H.R. 3533, amended, Earthquake Hazards Reduction Act of 1977 Amendments Act.

SMALL BUSINESS CREDIT CRUNCH

Committee on Small Business: Concluded hearings on small business credit crunch. Testimony was heard from Delegate Fauntroy; John P. LaWare, Governor, Federal Reserve Board; Robert L. Clarke, Comptroller of the Currency, Department of the Treasury; and a public witness.

INTELLIGENCE BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to continue hearings on the Fiscal Year 1991 Intelligence Budget. Testimony was heard from departmental witnesses.

Hearings continue June 13.

Joint Meetings

ALTERNATIVE AGRICULTURE

Joint Economic Committee: Committee concluded hearings to examine a range of alternative agriculture practices, involving crop rotation, mixed farming and minimal use of fertilizers and pesticides in an effort to reduce stress to the environment, after receiving testimony from John Pesek, Iowa State University, Iowa City, Robert Goodman, Calgene, Inc., Davis, California, and Chuck Benbrook, Washington, D.C., all on behalf of the Board on Agriculture, National Academy of Sciences; Fred P. Miller, Ohio State University, Columbus, Virgil W. Hays, University of Kentucky, Lexington, and Vernon W. Ruttan, University of Minnesota, Minneapolis, all on behalf of the Council for Agricultural Science and Technology; and Gary Lee, University of Idaho, Moscow.

NATIONAL SECURITY

Joint Economic Committee: Committee held hearings on redefining American national security for the 1990's, focusing on results of the Bush-Gorbachev summit and national security in the post-Cold War era, receiving testimony from Theodore Sorenson, Paul, Weiss, Rikfind, Wharton and Garrison, New York, New York, former Special Counsel to the President; and Paul Warnke, Clifford and Warnke, former Director, U.S. Arms Control and Disarmament Agency, and Dimitri Simes, Carnegie Endowment for International Peace, both of Washington, D.C.

Hearings were recessed subject to call.

Thursday, June 7, 1990

Senate

Chamber Action

Routine Proceedings, pages 13348–13422

Measures Introduced: Five bills and three resolutions were introduced as follows: S. 2712–2716, and S. Res. 295–297.

Page 13408

Measures Reported: Reports were made as follows:

S. 798, to amend Title V of the Act of December 19, 1980, designating the Chaco Culture Archaeological Protection Sites, with an amendment in the nature of a substitute. (S. Rept. No. 101–307)

S. 1756, to provide for the preservation and interpretation of sites associated with Acadian culture in the State of Maine, with amendments. (S. Rept. No. 101–308)

S. 2437, to authorize the acquisition of certain lands in the State of Louisiana for inclusion in the Vicksburg National Military Park, with an amendment in the nature of a substitute. (S. Rept. No. 101–309)

S. 2566, to redesignate the Sunset Crater National Monument as the Sunset Crater Volcano National Monument. (S. Rept. No. 101–310)

H.R. 76, to amend the Wild and Scenic Rivers Act to study the eligibility of the St. Marys River in the States of Florida and Georgia for potential addition to the wild and scenic rivers system, with an amendment in the nature of a substitute. (S. Rept. No. 101–311)

H.R. 3545, to amend the Chesapeake and Ohio Canal Development Act to make certain changes relating to the Chesapeake and Ohio Canal National Historical Park Commission. (S. Rept. No. 101–312)

H.R. 3834, to amend the National Trails System Act to designate the route from Selma to Montgomery for study for potential addition to the national trails system. (S. Rept. No. 101–313)

S. 2181, to authorize the National Aeronautics and Space Administration to purchase approximately 8 acres of land at the Fort Sumner Municipal Airport, De Baca County, New Mexico. (S. Rept. No. 101–314)

H.R. 2514, amending subchapter III of chapter 84 of title 5, United States Code.

S. 1941, to implement the Obligations of the United States Under the Inter-American Convention on International Commercial Arbitration, with an amendment.

S. Con. Res. 60, expressing the sense of the United States Senate that the Soviet Union should release the prison records of Raoul Wallenberg and account for his whereabouts, with an amendment.

S. Con. Res. 126, calling for a United States policy of promoting the continuation, for a minimum of an additional 10 years, of the International Whaling Commission's moratorium on the commercial killing of whales, and otherwise expressing the sense of the Congress with respect to conserving and protecting the world's whale population.

S. Con. Res. 137, to express the sense of Congress that the 1990 Nuclear Non-Proliferation Treaty (NPT) Review Conference should reaffirm the support of the parties for the objectives of the NPT, in particular preventing the spread of nuclear weapons to additional countries.

Page 13406

Measures Passed:

Directing Senate Legal Counsel: Senate agreed to S. Res. 297, to direct the Senate Legal Counsel to appear as amicus curiae in the name of the Permanent Subcommittee on Investigations of the Committee on Governmental Affairs in *In The Matter of Provident Life and Accident Insurance Company.*

Page 13421

Omnibus Crime Bill: Senate resumed consideration of S. 1970, to establish constitutional procedures for the imposition of the sentence of death.

Pages 13358, 13397

During consideration of this measure today, the following action also occurred:

By 57 yeas to 37 nays (Vote No. 112), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on the bill.

Page 13359

Veto Message—Amtrak Reauthorization and Improvement Act: Senate began consideration of the President's veto message accompanying H.R. 2364, to amend the Rail Passenger Service Act to authorize appropriations for the National Railroad Passenger Corporation.

Pages 13377, 13385, 13397, 13402

A unanimous-consent agreement was reached providing for further consideration of the veto message on Tuesday, June 12, at 5:15 p.m., with a vote to occur thereon at 6:15 p.m.

Page 13402

Nominations Received: Senate received the following nominations:

Aurelia Erskine Brazeal, of Georgia, to be Ambassador to the Federated States of Micronesia.

Roy M. Huffington, of Texas, to be Ambassador to the Republic of Austria.

Frederick Vreeland, of New York, to be Ambassador to the Union of Burma (Myanmar).

Joel F. Dubina, of Alabama, to be United States Circuit Judge for the Eleventh Circuit.

William Eric Andersen, of Tennessee, to be Administrator of the Wage and Hour Division, Department of Labor.

The following-named persons to be Members of the National Council on Disability for the terms indicated:

Larry Brown, Jr., of Maryland, for a term expiring September 17, 1992.

Michael B. Unhjem, of North Dakota, for the remainder of the term expiring September 17, 1990.

Michael B. Unhjem, of North Dakota, for a term expiring September 17, 1993.

Helen Wilshire Walsh, of Connecticut, for a term expiring September 17, 1990.

Helen Wilshire Walsh, of Connecticut, for a term expiring September 17, 1993.

Page 13422

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

Debra Russell Bowland, of Louisiana, to be Administrator of the Wage and Hour Division, Department of Labor, which was sent to the Senate on June 8, 1989.

Page 13424

Messages From the House: Page 13403

Measures Referred: Page 13403

Communications: Page 13403

Petitions: Page 13403

Executive Reports of Committees: Page 13406

Statements on Introduced Bills: Page 13408

Additional Cosponsors: Page 13410

Amendments Submitted: Page 13413

Authority for Committees: Page 13415

Additional Statements: Page 13416

Record Votes: One record vote was taken today. (Total—112)

Page 13359

Recess: Senate convened at 10 a.m., and recessed 9 p.m., until 10 a.m., on Friday, June 8, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 13421.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held closed hearings on proposed budget estimates for fiscal year 1991 for the Department of Defense, focusing on activities of the Commander-in-Chief (Europe), receiving testimony from Gen. John Galvin, Commander-in-Chief, U.S. European Command.

Subcommittee will meet again on Tuesday, June 12.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Joseph G. Schiff, of Kentucky, to be an Assistant Secretary of Housing and Urban Development, after the nominee,

who was introduced by Senator McConnell, testified and answered questions in his own behalf.

CABLE TV CONSUMER PROTECTION

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported, with an amendment in the nature of a substitute, S. 1880, to revise title VI of the Communications Act of 1934 to ensure carriage on cable television of local news and other programming and to restore the right of local regulatory authorities to regulate cable television rates.

ASBESTOS ABATEMENT

Committee on Environment and Public Works: Subcommittee on Toxic Substances, Environmental Oversight, Research and Development approved for full committee consideration, with an amendment, S. 1893, authorizing funds for programs of the Asbestos School Hazard Abatement Act.

TEXTILE/APPAREL/FOOTWEAR IMPORT QUOTAS

Committee on Finance: Committee held hearings on S. 2411, to establish quotas on U.S. imports of textiles and textile products, and non-rubber footwear, from all countries, with the exception of certain textiles and textile products from Canada and Israel, receiving testimony from Senators Thurmond, Hollings, Helms, and Sanford; Ronald J. Sorini, Chief Textile Negotiator, Office of the United States Trade Representative; Daniel K. Frierson, Fiber, Fabric and Apparel Coalition for Trade, Chattanooga, Tennessee; Herman Starobin, International Ladies' Garment Workers' Union, and Eugene J. Milosh, American Association of Exporters and Importers, Textile and Apparel Group, both of New York, New York; Mark W. Love, Economic Consulting Services Inc., on behalf of the Luggage and Leather Goods Manufacturers of America, Inc., and Peter T. Mangione, Footwear Distributors and Retailers Association, both of Washington, D.C.; and Thomas A. Hays, May Department Stores Company, St. Louis, Missouri, on behalf of the Retail Industry Trade Action Coalition.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

An original bill to authorize supplemental funds for fiscal year 1991 for the Department of State and the United States Information Agency;

S. Con. Res. 60, expressing the sense of the Senate that an impartial investigation of all alleged sightings of Raoul Wallenberg since 1947 be made, with an amendment;

S. 1941, to implement the obligations of the U.S. under the Inter-American Convention on International Commercial Arbitration, with an amendment;

S. Con. Res. 126, calling for a continuation of the moratorium on commercial whaling until the year 2000;

S. Res. 293, concerning Polish debt reduction, with an amendment;

S. Con. Res. 137, expressing the sense of Congress that the 1990 Nuclear Non-Proliferation Treaty [NPT] Review Conference should reaffirm the support of the parties for the objectives of the NPT; and

The nominations of Charles H. Thomas, of Maryland, to be Ambassador to the Republic of Hungary, Steven E. Steiner, of Maryland, for the rank of Ambassador during his tenure of service as U.S. Representative to the Special Verification Commission, E.U. Curtis Bohlen, of Maine, to be Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs, Paul C. Lambert, of New York, to be Ambassador to the Republic of Ecuador, Malcolm S. Forbes, Jr., of New Jersey, to be a Member of the Board for International Broadcasting, Don M. Newman, of Indiana, for the rank of Minister during his tenure of service as U.S. Representative on the Council of the International Civil Aviation Organization, Frank D. Yturria, of Texas, to be a Member of the Board of Directors of the Inter-American Foundation, Norton Stevens, of New York, to be a Member of the Board of Directors of the Inter-American Foundation, Alan P. Larson, of Virginia, to be U.S. Representative to the Organization for Economic Cooperation and Development, with the rank of Ambassador, James K. Bishop, of New York, to be Ambassador to the Somali Democratic Republic, Peter Jon de Vos, of Florida, to be Ambassador to the Republic of Liberia, Dane F. Smith, Jr., of New Mexico, to be Ambassador to the Republic of Guinea, and a list in the Foreign Service received in the Senate on May 18, 1990.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of William Bodde, Jr., of Maryland, to be Ambassador to the Republic of the Marshall Islands, and Joseph E. Lake, of Texas, to be Ambassador to the Mongolian People's Republic, after the nominees testified and answered questions in their own behalf.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following business items:

S. 1742, to further the goals of the Paperwork Reduction Act and provide for comprehensive information resources management of Federal departments and agencies, with an amendment in the nature of a substitute;

S. 2608, to revise the Inspector General Act of 1978 to clarify the authority of Inspectors General to conduct audits and investigations;

S. 677, to make technical and administrative modifications and other clarifying revisions to the Arctic Research and Policy Act of 1984, with an amendment in the nature of a substitute;

S. 485, to authorize funds to provide for a White House Conference on Homelessness;

H.R. 2514, to require the Executive Director of the Federal Retirement Thrift Investment Board to issue regulations requiring payments to the Thrift Savings Fund because of employing agency errors relating to Thrift Savings Plans; and

The nomination of Pamela Talkin, of New York, to be a Member of the Federal Labor Relations Authority.

JUDICIAL NOMINEES

Committee on the Judiciary: Committee concluded hearings to examine the effects on judicial nominees belonging to private clubs that discriminate, after receiving testimony from Atlanta Councilman William C. Campbell, and Earl T. Shinhoster, NAACP, both of Atlanta, Georgia; Judge Lawrence H. Cooke, former Chief Judge, New York Court of Appeals, Monticello; Judge Sophia H. Hall, National Association of Women Judges, William Sutter, Hopkins and Sutter, and James Malone, III, Union League Club of Chicago, all of Chicago, Illinois; Catherine J. Boggs, Business and Professional Women, U.S.A., Denver, Colorado; Darwin N. Davis, Equitable Financial Companies, New York, New York; Harold Berman, National Club Association, Dallas, Texas; Edwin Kennedy, Cleveland Yachting Club, Rocky River, Ohio; Pamela J. White, Maryland Women's Bar Association, Baltimore; Art N. Teitelbaum, Anti Defamation League, Miami, Florida; Reno Menapace, Loyal Order of Moose, Columbus, Ohio; and Charles Iversen, Free and Accepted Masons of the District of Columbia, Washington, D.C.

VA PROSTHETICS AND SPECIAL DISABILITIES PROGRAMS

Committee on Veterans' Affairs: Committee concluded oversight hearings to examine certain aspects of the Department of Veterans Affairs' prosthetics, spinal cord injury, and blind rehabilitation programs, after receiving testimony from Anthony J. Principi, Deputy Secretary of Veterans Affairs, Daniel Winship, Associate Deputy Chief Medical Director, and Margaret J. Giannini, Deputy Assistant Chief Medical Director for Rehabilitation and Prosthetics, both of the Veterans Health Services and Research Administration, David Lewis, Assistant Secretary for Acquisition and Facilities, Sidney Ford, Chairman, Prosthetic and Sensory Aids Service Management Review Task Force, Russell E. Struble, Chairman, Region 4 Prosthetics Cost Containment Task Force, Tony Borneo, Chairman, Prosthetic Distribution Center Management Review Task Force, James R. Johnson, Director, Hines Marketing Center, Renald P. Morani, Acting Inspector General, Jon S. Peters, Acting Director, Husher L. Harris, Acting Director, Office of Technology Transfer, Ronald L. Lipskin, Director, Prosthetic Assessment and Information Center, and Saleem J. Sheredos, Acting Director, Research Evaluation Unit, all of the Prosthetics Research and Development Center, Frederick Downs, Jr., Director, Prosthetic and Sensory Aids Service, Don E. Garner, Director, Blind Rehabilitation Service, and Joseph E. Binard, Director, Spinal Cord Injury Service, all of the Department of Veterans Affairs; and David W. Gorman, Disabled American Veterans, Frank DeGeorge and Victor McCoy, both of the Paralyzed Veterans of America, Thomas H. Miller, Blinded Veterans Association, Thomas A. Sherwood, Vietnam Veterans of America, and Philip R. Wilkerson, The American Legion, all of Washington, D.C.

INDIAN PROTECTIVE SERVICES

Select Committee on Indian Affairs: Committee concluded hearings on S. 2340, to develop and improve child protective service programs on Indian reservations and to establish an Indian Family Violence Prevention and Treatment Grant Program, after receiving testimony from Ronald Eden, Deputy to the Assistant Secretary for Indian Affairs, Penny Coleman, Attorney, Office of the Solicitor, and Sue Settles, Acting Chief of Social Work, Bureau of Indian Affairs, all of the Department of the Interior; Craig Vanderwagon, Division Director, Clinical and Prevention Services, and Albert Hiat, Chief, Children's Mental Health Section, both of the Indian Health Service, Department of Health and Human Services; Pearl Baller and Lyndee Wells, both of the Quinault Tribe, Taholah, Washington; Jacob Viarrial, Pojoaque Pueblo, Santa Fe, New Mexico; Ted Holappa, Michigan Commission on Indian Affairs, Lansing; Lorena Naseyowma, the Hopi Tribe, Kykotsmovi, Arizona, and Violet Mitchell, Phoenix, Arizona, both on behalf of Inter-Tribal Council of Arizona, Inc.; Albert Long, Navajo Nation, Window Rock, Arizona; Lance Chilton, Albuquerque, New Mexico, on behalf of the Committee on Community Health Services, Subcommittee on Indian Health of the American Academy of Pediatrics; and Pamela Jumper Thurman, Indian Health Care Resource Center, Tulsa, Oklahoma, on behalf of the American Psychological Association.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again Tuesday, June 12.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 4985–4997; and 4 resolutions, H.J. Res. 588–591 were introduced.

Page 13345

Reports Filed: Reports were filed as follows:

H. Res. 408, providing for the consideration of H.R. 4785, to amend the Public Health Service Act to establish a program of grants to provide preventive health

services with respect to acquired immune deficiency syndrome (H. Rept. 101–528);

H. Res. 409, providing for the consideration of H.R. 2567, to authorize additional appropriations for the construction of the Buffalo Bill Dam and Reservoir, Shoshone Project, Pick-Sloan Missouri Basin Program, Wyoming (H. Rept. 101–529);

H. Res. 410, providing for the consideration of S. 280, to amend the Wild and Scenic Rivers Act by designating a segment of the Niobrara River in Nebraska as a component of the National Wild and Scenic Rivers System (H. Rept. 101–530);

H.R. 2152, to reinvigorate cooperation between the United States and Latin America in science and technology, amended (H. Rept. 101–531);

S.J. Res. 75, relating to NASA and the International Space Year, amended (H. Rept. 101–532, part I);

H.R. 4088, to amend title 38, United States Code, with respect to veterans recruitment appointments, amended (H. Rept. 101–533); and

H.R. 4390, to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to make grants (in conjunction with the Secretary of Defense) for the establishment of research centers at qualifying medical schools to carry out medical research in areas of interest to the Department of Veterans Affairs (H. Rept. 101–534).

Page 13344

Journal: By a yea-and-nay vote of 283 yeas to 106 nays, Roll No. 161, House approved the Journal of Wednesday, June 6.

Page 13302

Amtrak Reauthorization Veto: By a yea-and-nay vote of 294 yeas to 123 nays, Roll No. 162, the House voted to override the President's veto of H.R. 2364, to amend the Rail Passenger Service Act to authorize appropriations for the National Railroad Passenger Corporation (two-thirds of those present voting in favor)—clearing the measure for Senate action.

Page 13310

Taft Institute: House passed S. 1939, to extend the authorization of appropriations for the Taft Institute.

Page 13321

Agreed to the Williams amendment in the nature of a substitute (text of H.R. 3315, as previously passed by the House).

Page 13322

House insisted on its amendment to S. 1939, and requested a conference. Appointed as conferees: Representatives Hawkins, Ford of Michigan, Williams, Goodling, and Coleman of Missouri.

Page 13322

Agreed to the Bartlett motion to instruct House conferees to disagree to any provision of the Senate bill not related to the subject matter of the first section of the House amendment.

Page 13322

Scleroderma Awareness Week: House agreed to H.J. Res. 516, to designate the week beginning June 10, 1990, as "National Scleroderma Awareness Week".

Page 13322

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings today and appear on pages 13302 and 13320. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 2:05 p.m.

Committee Meetings

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State and Judiciary approved for full Committee action the Commerce, Justice, State and Judiciary appropriations for fiscal year 1991.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Energy and Water Development approved for full Committee action the Energy and Water Development appropriations for fiscal year 1991.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development and the Subcommittee on Procurement and Military Nuclear Systems met in executive session to continue joint hearings on the fiscal year 1991 national defense authorization. The Subcommittees received a briefing on special access programs from John J. Welch, Assistant Secretary, Acquisition, Department of the Air Force.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Began markup of H.R. 1180, Housing and Community Development Act of 1989. Will continue June 12.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Elementary, Secondary, and Vocational Education held an oversight hearing on testing in education. Testimony was heard from public witnesses.

MEDIGAP IMPROVEMENTS

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection, and Competitiveness and the Subcommittee on Health and the Environment held a joint hearing on Medigap improvements, including discussion of the following bills: H.R. 4840, Medigap Fraud

and Abuse Prevention Act of 1990; H.R. 4344, to amend title XVIII of the Social Security Act to provide increased protection against fraud and abuse with respect to the marketing and selling of Medicare supplemental policies, to establish a grant program for establishing toll-free hotlines to provide individuals with information concerning Medicare supplemental insurance; H.R. 4242, Medigap Reform Act of 1990; H.R. 3959, Medicare Supplemental Insurance Reform Act of 1990; H.R. 2603, Senior Citizens Health Insurance Standards Act of 1989; and H.R. 355, Senior Citizens Health Insurance Standards Act of 1989. Testimony was heard from Senators Daschle and Heinz; Janet L. Shikles, Director, Health Financing and Policy Issues, Human Resources Division, GAO; and public witnesses.

PETROLEUM MARKETING PRACTICES ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on H.R. 830, Fairness in Bargaining Act of 1989. Testimony was heard from public witnesses.

EMERGING TELECOMMUNICATIONS TECHNOLOGIES ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance approved for full Committee action amended H.R. 2965, Emerging Telecommunications Technologies Act of 1989.

DONATION PROGRAM

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on H.R. 4026, Federal Used Property for Domestic Use Act of 1990. Testimony was heard from Representatives Brooks and Rahall; the following officials of the Department of Defense: Robert K. Wolthuis, Deputy Secretary, Global Affairs; and Robert P. Arnold, Chief, Property Revitalization and Marketing Division, Directorate of Technical and Logistic Services, Defense Logistics Agency; Robert Sokolsky, Director, Office of Defense Relations and Security Assistance, Bureau of Politico-Military Affairs, Department of State; Stanley M. Duda, Director, Property Management Division, Federal Supply Service, GSA; Allan J. West, Deputy Chief, State and Private Forestry, Forest Service, USDA; Johnny C. Finch, Director, Planning and Reporting, General Government Division, GAO; and a public witness.

MISCELLANEOUS MEASURES

Committee on House Administration: Subcommittee on Libraries and Memorials approved for full Committee action the following measures: H.J. Res. 183, recognizing the National Fallen Firefighters' Memorial at the National Fire Academy in Emmitsburg, MD., as the official national memorial to volunteer and career firefighters who die in the line of duty; H.R. 3687, amended, to authorize the Colonial Dames at Gunston Hall to establish a memorial to George Mason in the District of Columbia; and H.J. Res. 587, committing to the private sector the responsibility for support of the Civic Achievement Award Program in Honor of the Office of Speaker of the House of Representatives.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 4429, to disclaim all right, title, and interest of the United States in and to certain private lands conditionally relinquished to the United States under the act of June 4, 1897 (30 Stat. 11, 36); H.R. 3843, to authorize a land exchange in South Dakota and Colorado; and H.R. 4567, to authorize an exchange of lands in South Dakota and Colorado. Testimony was heard from George Leonard, Associate Chief, Forest Service, USDA; Michael Penfold, Assistant Director, Bureau of Land Management, Department of the Interior; and public witnesses.

COAST GUARD CHANGE OF COMMAND

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard held a hearing on Change of Command: Future of the Coast Guard under the new Commandant. Testimony was heard from the following officials of the U.S. Coast Guard, Department of Transportation: Adm. J. William Kime, Commandant; and Capt. Dick Herr, Executive Assistant to the Commandant.

NATIONAL MARINE SANCTUARY PROGRAM

Committee on Merchant Marine and Fisheries: Subcommittee on Oversight and Investigations, Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Oceanography and the Great Lakes held a joint hearing to evaluate the National Marine Sanctuaries Program of NOAA. Testimony was heard from Representative Panetta; Timothy R. E. Keeney, Director, Office of Ocean and Coastal Management, NOAA, Department of Commerce; Ed Cassidy, Deputy Director, Minerals Management Service, Department of the Interior; and public witnesses.

EFFICIENCY IN GOVERNMENT ACT

Committee on Post Office and Civil Service: Subcommittee on Human Resources approved for full Committee action amended H.R. 4049, Efficiency in Government Act.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services held a hearing on the following bills: H.R. 2902, to amend title 39 of the United States Code to grant local governments the discretion to assign mailing addresses to sites within their jurisdiction; H.R. 2380, to provide that ZIP codes boundaries may be redrawn so that they do not cross the boundaries of any

unit of general local government; and H.R. 4827, to provide for the means by which any municipality may elect to have its name included in all mailing addresses within its boundaries. Testimony was heard from Senator Bradley; Representatives Dymally, Saxton, Stump, Brown of California, Dreier of California, Volkmer and Buechner; the following officials of the GAO: L. Nye Stevens, Director, Government Business Operations Issues; and Willis Elmore, Assistant Director, Postal Matters; John G. Mulligan, Senior Assistant Postmaster General, Operations Support Group, U.S. Postal Service; Lee Laskin, Senator, Legislature, State of New Jersey; Thomas W. Brown, Mayor, St. Peters, Missouri; Ginny McGinnis Lambert, Councilwoman, Hawthorne, California; and Margaret Carpenter, Mayor, Thornton, Colorado.

BUDGET PROCEDURES—1991 CONGRESSIONAL BUDGET PROCESS

Committee on Rules: By unanimous consent, reconsidered proceedings by which a resolution providing for the Orderly and Expeditious Consideration of fiscal year 1991 General Appropriation bills was ordered to be reported on June 6, 1990, and postponed further consideration.

RECLAMATION AUTHORIZATION AND ADJUSTMENT ACT

Committee on Rules: Granted a modified open rule providing 1 hour of debate on H.R. 2567, to authorize additional appropriations for the construction of the Buffalo Bill Dam and Reservoir, Shoshone Project, Pick-Sloan Missouri Basin Program, Wyoming. The rule makes in order the Interior and Insular Affairs Committee amendment in the nature of a substitute now printed in the bill as original text to be considered by titles, with each title considered as read. The rule waives clause 7 of rule XVI against the substitute. No amendments to the substitute, except pro forma amendments for the purpose of debate, are in order except those amendments printed in the "Amendment" portion of the Congressional Record at least one legislative day prior to its consideration. Finally, the rule provides one motion to recommit, with or without instructions. Testimony was heard from Representatives Miller of California, Watkins, Condit, Craig and Thomas of Wyoming.

NIOBRARA RIVER SCENIC RIVER DESIGNATION ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on S. 280, Niobrara River Scenic River Designation Act of 1989. In lieu of the amendments printed in the bill, the rule makes in order the amendment in the nature of a substitute printed in the report accompanying this resolution as original text for purpose of amendment. The substitute is to be considered by sections, with each section considered as read. Finally the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Vento, Hoagland and Smith of Nebraska.

SCIENCE AND TECHNICAL EDUCATION

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held a hearing on Science and Technical Education. Testimony was heard from Erich Bloch, Director, NSF; and public witnesses.

MAGNETIC LEVITATION TRANSPORTATION AND COMPETITIVENESS ACT

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on H.R. 4549, Magnetic Levitation Transportation and Competitiveness Act of 1990. Testimony was heard from Representatives Mrazek, Schumer and Hockbrueckner; Gill Carmichael, Administrator, Federal Railroad Administration, Department of Transportation; Maj. Gen. Pat Kelly, Director, Civil Works, U.S. Corps of Engineers, Department of the Army; B. Reid Detchon, Principal Deputy Assistant Secretary, Office of Conservation and Renewable Energy, Department of Energy; James Powell, Research, Brookhaven National Laboratory; and a public witnesses.

LENDER LIABILITY UNDER SUPERFUND

Committee on Small Business: Held a hearing on lender liability under Superfund. Testimony was heard from public witnesses.

DEFECTORS

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Defectors. Testimony was heard from public witnesses.

Joint Meeting

ACT FOR BETTER CHILD CARE

Conferees met on H.R. 3, to authorize funds to expand Head Start programs and programs carried out under the Elementary and Secondary Education Act of 1965 to include care services, but did not complete action thereon, and will meet again Thursday, June 14.

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Friday, June 8, 1990

Senate

Chamber Action

Routine Proceedings, pages 13460–13511

Measures Introduced: Five bills and two resolutions were introduced as follows: S. 2717–2721, and S. Res. 298–299.

Page 13482

Measures Reported: Reports were made as follows:

S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment, with an amendment in the nature of a substitute. (S. Rept. No. 101–315)

S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing, to increase homeownership, with an amendment in the nature of a substitute. (S. Rept. No. 101–316)

S. 2014, to direct the Secretary of Agriculture and the Secretary of the Interior to provide interpretation and visitor education regarding the rich cultural heritage of the Chama River Gateway Region of northern New Mexico, with amendments. (S. Rept. No. 101–317)

S. 2059, to establish the Weir Farm National Historic Site in the State of Connecticut, with an amendment in the nature of a substitute. (S. Rept. No. 101–318)

S. 2180, to remove certain prohibitions to the licensing of a vessel for employment in the coastwise trade of the United States for the vessel Arctic Sounder, with an amendment. (S. Rept. No. 101–319)

S. 2254, to establish the Pecos National Historical Park in the State of New Mexico, with amendments. (S. Rept. No. 101–320)

S. 2286, to require the Secretary of Transportation to lead and coordinate Federal efforts in the development of magnetic levitation transportation technology and foster implementation of a magnetic levitation transportation system, with an amendment in the nature of a substitute. (S. Rept. No. 101–321)

S. 2404, to permit issuance of a certificate of documentation for employment in the coastwise trade of the United States for the vessel the Lady Rose Anne, with an amendment in the nature of a substitute. (S. Rept. No. 101–322)

S. 2430, to amend the Zuni-Cibola National Historical Park Establishment Act of 1988 to enlarge the time in which the Secretary of the Interior may accept a leasehold interest for inclusion in the park. (S. Rept. No. 101–323)

S. 2498, to authorize a certificate of documentation for the vessel *Sea Devil.* (S. Rept. No. 101–324)

S. 2623, to authorize issuance of a certificate of documentation for employment in the coastwise trade of the United States, Great Lakes trade, and fisheries for the vessel "Rose". (S. Rept. No. 101–325)

S. 2656, to authorize a certificate of documentation for the vessel *Pumpkin.* (S. Rept. No. 101–326)

S. 2660, to authorize a certificate of documentation for the vessel *Bounty.* (S. Rept. No. 101–327)

H.R. 2844, to improve the ability of the Secretary of the Interior to properly manage certain resources of the National Park System, with an amendment in the nature of a substitute. (S. Rept. No. 101–328)

S. Res. 293, concerning Polish debt reduction, with an amendment.

Page 13482

Measures Passed:

Admiration and Gratitude to Eunice Kennedy Shriver: Senate agreed to S. Res. 299, to express the gratitude and admiration of the Senate to Eunice Kennedy Shriver for her contribution and achievement as Founder and Chairman of Special Olympics International.

Page 13509

Air Travel Rights for Blind Individuals: Senate resumed consideration of S. 341, to amend the Federal Aviation Act of 1958 to prohibit discrimination against blind individuals in air travel, with the following amendment proposed thereto:

Pages 13468, 13474, 13481

Pending:

Kassebaum Amendment No. 2000, to establish guidelines for Federal standards of liability for general aviation accidents.

Page 13468

A motion was entered to close further debate on the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Tuesday, June 12.

Page 13481

Senate will continue consideration of the bill and the pending amendment proposed thereto, on Monday, June 11.

Page 13511

Calamus Dam and Reservoir—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1875, to designate the Calamus Dam and Reservoir authorized under the Reclamation Project Authorization Act of 1972 as the Virginia Smith Dam and Calamus Lake Recreation Area, with a committee amendment in the nature of a substitute, on Tuesday, June 12, with a vote to occur thereon at 9:30 a.m.

Page 13511

Nominations Confirmed: Senate confirmed the following nominations:

Pamela Talkin, of New York, to be a Member of the Federal Labor Relations Authority for a term of five years expiring July 1, 1995.

Pages 13481, 13511

Nominations Received: Senate received the following nominations:

Andrew C. Hove, of Nebraska, to be Vice Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation.

Constance Horner, Under Secretary of Health and Human Services, to be a Member of the Board of Direc-

tors of the National Consumer Cooperative Bank for a term of three years.

Page 13511

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

Ewen M. Wilson, an Assistant Secretary of Agriculture, to be a Member of the Board of Directors of the National Consumer Cooperative Bank, which was sent to the Senate on January 3, 1989.

Page 13511

Messages From the House: Page 13482

Measures Referred: Page 13482

Measures Placed on Calendar: Page 13382

Measures Read First Time: Page 13482

Statements on Introduced Bills: Page 13483

Additional Cosponsors: Page 13488

Amendments Submitted: Page 13490

Notices of Hearings: Page 13491

Additional Statements: Page 13491

Adjournment: Senate convened at 10 a.m., and adjourned at 2:49 p.m., until 1 p.m., on Monday, June 11, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 13511.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, June 11.

Committee Meetings

No committee meetings were held.

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Monday, June 11, 1990

Senate

Chamber Action

Routine Proceedings, pages 13525–13583

Measures Introduced: One resolution was introduced today: S. Con. Res. 138.

Page 13574

Measures Reported: Reports were made as follows:

S. 1224, to amend the Motor Vehicle Information and Cost Savings Act to require new standards for corporate average fuel economy, with an amendment in the nature of a substitute. (S. Rept. No. 101–329)

Page 13574

Measures Passed:

Pearl Harbor Commemorative Medal: Senate passed S. 1664, to establish a congressional commemorative medal for members of the Armed Forces who were present during the attack on Pearl Harbor on December 7, 1941, after agreeing to a committee amendment in the nature of a substitute.

Page 13581

National Scleroderma Awareness Week: Committee on the Judiciary was discharged from further consideration of H.J. Res. 516, to designate the week beginning June 10, 1990 as "National Scleroderma Awareness Week", and the resolution was then passed.

Page 13581

Subsequently, the Committee on the Judiciary was discharged from further consideration of S.J. Res. 274, Senate companion measure, and the resolution was indefinitely postponed.

Page 13581

Tongass Timber Reform Act—Agreement: A unanimous-consent agreement was reached providing that when the Senate considers H.R. 987, to amend the Alaska National Interest Lands Conservation Act to designate certain lands in the Tongass National Forest as wilderness, with a committee amendment in the nature of a substitute, on Tuesday, June 12, that any rollcall vote ordered with respect to the bill not occur prior to 5:30 p.m., and that all votes ordered, with the exception of a vote on final passage and a vote to adopt a Garn amendment relative to the Greens Creek land exchange, occur commencing at 5:30 p.m.

Page 13582

Nominations Received: Senate received the following nominations:

Robert C. Bonner, of California, to be Administrator of Drug Enforcement.

Page 13583

Messages From the House: Page 13573

Measures Referred: Page 13573

Measures Placed on Calendar: Page 13574

Additional Cosponsors: Page 13574

Notices of Hearings: Page 13579

Authority for Committees: Page 13579

Additional Statements: Page 13579

Recess: Senate convened at 1 p.m. and recessed at 6:09 p.m., until 9 a.m., on Tuesday, June 12, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 13582.)

Committee Meeting

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Karen LeCraft Henderson, of South Carolina, to be United States Circuit Judge for the District of Columbia Circuit, David C. Norton, to be United States District Judge for the District of South Carolina, Richard F. Suhrheinrich, of Michigan, to be United States Circuit Judge for the Sixth Circuit, and Frederick P. Stamp, Jr., to be United States District Judge for the Northern District of West Virginia, after the nominees testified and answered questions in their own behalf. Ms. Henderson and Mr. Norton were introduced by Senators Hollings and Thurmond, Mr. Suhrheinrich was introduced by Representative Broomfield, and Mr. Stamp was introduced by Senators Byrd and Rockefeller.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 4998–5000; 1 private bill, H.R. 5001; and 5 resolutions, H.J. Res. 592–595, and H. Res. 411 were introduced.

Page 13523

Report Filed: One report was filed as follows: H.R. 4450, to improve management of the coastal zone and enhance environmental protection of coastal zone resources, by reauthorizing and amending the Coastal Zone Management Act of 1972. (H. Rept. 101–535)

Page 13523

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Hayes of Louisiana to serve as Speaker pro tempore for today.

Page 13513

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 13522

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:19 p.m.

Committee Meeting

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing on Overview with District Officials and on Governmental Direction and Support. Testimony was heard from the following officials of the District of Columbia: Carol B. Thompson, City Administrator/Deputy Mayor, Operations; David A. Clarke, Chairman, Council; Otis H. Troupe, Auditor; Vernon S. Gill, The Inspector General; Calvin C. Tildon, Director, Personnel; and Raymond A. Lambert, Director, Department of Administrative Services.

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Tuesday, June 12, 1990

Senate

Chamber Action

Routine Proceedings, pages 13677–13798

Measures Introduced: Four bills and one resolution were introduced as follows: S. 2722–2725, and S.J. Res. 334.

Page 13764

Measures Reported: Reports were made as follows:

S. 1747, to provide for the restoration of Federal recognition to the Ponca Tribe of Nebraska, with amendments. (S. Rept. No. 101–330)

S. 1770, to assess the suitability and feasibility of including certain Shenandoah Valley Civil War sites in the national park system, with an amendment in the nature of a substitute. (S. Rept. No. 101–331)

Page 13764

Measures Passed:

Virginia Smith Dam and Calamus Lake Recreation Area: By 97 yeas to 1 nay (Vote No. 113), Senate passed S. 1875, to designate the Calamus Dam and Reservoir authorized under the Reclamation Project Authorization Act of 1972 as the Virginia Smith Dam and Calamus Lake Recreation Area, after agreeing to a committee amendment in the nature of a substitute.

Page 13677

Tongass National Forest Wilderness: Senate resumed consideration of H.R. 987, to amend the Alaska National Interest Lands Conservation Act to designate certain lands in the Tongass National Forest as wilderness, with a committee amendment in the nature of a substitute, and taking action on additional amendments proposed thereto, as follows:

Pages 13679, 13705

Adopted:

(1) Johnston Amendment No. 2014, of a technical nature.

Page 13683

(2) Johnston Amendment No. 2015, to provide for a land exchange between the Goldbelt Native Corporation and the U.S. Forest Service.

Page 13683

(3) Johnston Modified Amendment No. 2016, to establish buffer zones on either side of class I and class II streams.

Page 13701

Pending:

Garn Amendment No. 2017, to authorize the exchange of subsurface land owned by the Federal Government in the Greens Creek Area for lands owned by the Sealaska Corporation.

Page 13708

Senate will continue consideration of the bill and the pending amendment proposed thereto on Wednesday, June 13.

Air Travel Rights for Blind Individuals: Senate resumed consideration of S. 341, to amend the Federal Aviation Act of 1958 to prohibit discrimination against blind individuals in air travel, with the following amendment proposed thereto:

Page 13748

Pending:

Kassebaum Amendment No. 2000, to establish guidelines for Federal standards of liability for general aviation accidents.

Page 13748

By 56 yeas to 44 nays (Vote No. 114), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the bill.

Page 13749

Petroglyph National Monument: Senate concurred in the amendments of the House to S. 286, to establish the Petroglyph National Monument in the State of New Mexico, with a Domenici (for Johnston) Amendment No. 2018, in the nature of a substitute.

Page 13724

Veto—Amtrak Authorizations: By 64 yeas to 36 nays (Vote No. 115), two-thirds of the Senators voting not having voted in the affirmative, H.R. 2364, to amend the Rail Passenger Service Act to authorize appropriations for the National Railroad Passenger Corporation, upon reconsideration, was rejected, and the veto of the President was sustained.

Pages 13721, 13731, 13750

Nominations Received: Senate received the following nominations:

Randall R. Rader, of Virginia, to be United States Circuit Judge for the Federal Circuit.

William M. Skretny, to be United States District Judge for the Western District of New York.

Fred L. Foreman, to be United States Attorney for the Northern District of Illinois.

Benjamin F. Marsh, of Ohio, to be a Member of the Foreign Claims Settlement Commission of the United States.

The following-named persons to be Members of the Boards of Trustees of the Federal Hospital Insurance Trust Fund; the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund; and the Federal Supplementary Medical Insurance Trust Fund for terms of four years:

Stanford G. Ross, of the District of Columbia.

David M. Walker, of Virginia.

The following-named persons to be Associate Judges of the Superior Court of the District of Columbia for terms of fifteen years:

John Henry Bayly, Jr., of the District of Columbia.

Linda Turner Hamilton, of the District of Columbia.

Page 13798

Nominations Withdrawn: Senate received notification of the withdrawal of the following nominations:

The following-named persons to be Members of the Boards of Trustees of the Federal Hospital Insurance Trust Fund; the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund; and the Federal Supplementary Medical Insurance Trust Fund, which were sent to the Senate on January 3, 1989:

Mary Falvey Fuller, of California.

Suzanne Denbo Jaffe, of New York.

Page 13798

Messages From the House: Page 13762

Measures Referred: Page 13763

Measures Placed on Calendar: Page 13763

Communications: Page 13763

Statements on Introduced Bills: Page 13764

Additional Cosponsors: Page 13771

Amendments Submitted: Page 13772

Notices of Hearings: Page 13780

Authority for Committees: Page 13780

Additional Statements: Page 13781

Record Votes: Three record votes were taken today. (Total—115)

Pages 13678, 13749

Recess: Senate convened at 9 a.m., and recessed at 8:02 p.m., until 10 a.m., on Wednesday, June 13, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 13798.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed consideration of proposed legislation to strengthen and improve U.S. agricultural programs, but did not complete action thereon, and recessed subject to call.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1991 for the Department of Defense, receiving testimony from Richard B. Cheney, Secretary of Defense.

Subcommittee recessed subject to call.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on Interior held hearings on proposed budget estimates for fiscal year 1991 for certain programs of the Department of the Interior and related agencies, receiving testimony from Senators Burns, Bond, McCain, Wilson and Cranston; and James D. Watkins, Secretary of Energy.

Subcommittee will meet again Monday, June 18.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Defense Industry and Technology resumed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe personnel spending levels for fiscal year 1991, focusing on international defense trade and cooperation, receiving testimony from Thomas J. Murrin, Deputy Secretary of Commerce; Donald J. Yockey, Deputy Under Secretary for Acquisition; Henry S. Rowen, Assistant Secretary for International Security Affairs, John A. Richards, Deputy Assistant Secretary for Industrial Resource Administration, and Peter Sullivan, Assistant Deputy Under Secretary for Trade Security Policy, all of the Department of Defense; William W. Keller, Project Director, Office of Technology Assessment; and Davis B. Bobrow, Defense Science Board Task Force on Defense Industrial Cooperation With Pacific Rim Nations, and P. Robert Calaway, former Deputy Defense Advisor for Research and Engineering in the U.S. Mission to NATO, both of Washington, D.C.

Subcommittee will meet again tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Projection Forces and Regional Defense resumed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe personnel spending levels for fiscal year 1991, focusing on the state and capabilities of the U.S. Marine Corps, receiving testimony from Gen. Alfred M. Gray, USMC, Commandant of the Marine Corps.

Subcommittee recessed subject to call.

NOAA SATELLITE PROGRAMS

Committee on Commerce, Science, and Transportation: Committee concluded oversight hearings in conjunction with the National Ocean Policy Study on the environmental satellite programs of the National Oceanic and Atmospheric Administration (NOAA), focusing on budget and policy issues, after receiving testimony from John A. Knauss, Under Secretary for Oceans and Atmosphere, Gray Castle, Deputy Under Secretary for Oceans and Atmosphere, and Thomas N. Pyke, Assistant Administrator for Satellite and Information Services, all of the National Oceanic and Atmospheric Administration, Department of Commerce; Joe Witte, NBC News, New York, New York; and D. James Baker, Joint Oceanographic Institutions, and Eric Rodenburg, World Resources Institute, both of Washington, D.C.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

S. 203, to authorize research into ground water contamination and remediation, with amendments;

S. 1178, to improve and expand programs for the protection of marine and coastal waters, with amendments;

S. 1731, to provide for the creation, restoration, protection, enhancement, and conservation of coastal wetlands, and to conserve North American wetland ecosystems and waterfowl and the other migratory birds and fish and wildlife that depend upon such habitats, with an amendment in the nature of a substitute;

S. 1893, authorizing funds for programs of the Asbestos School Hazard Abatement Act, with an amendment;

S. 2176, to provide better enforcement of the environmental laws of the United States, with an amendment; and

S. 2371, to direct the National Academy of Sciences to conduct a study of the feasibility of an umbrella research arm to support research on a variety of environmental issues.

U.S.-SOVIET/NATO SUMMITS

Committee on Foreign Relations: Committee concluded hearings to review recent developments concerning U.S.-Soviet relations, focusing on the U.S.-Soviet Summit and the upcoming NATO Summit, after receiving testimony from James A. Baker, III, Secretary of State.

TRADE AND TECHNOLOGY PROMOTION

Committee on Governmental Affairs: Committee held hearings on S. 1978, to establish the Department of Industry and Technology as an executive department, to establish the Interagency Export Enhancement Committee within the Office of the President, and to transfer the National Oceanic and Atmospheric Administration to the Environmental Protection Agency, receiving testimony from S. Bruce Smart, Jr., World Resources Institute, former Under Secretary of Commerce for International Trade, Burton I. Edelson, Johns Hopkins Foreign Policy Institute, former Associate Administrator of NASA, and Kenneth Flamm, Brookings Institution, all of Washington, D.C.; and Arden L. Bement, Jr., TRW, Inc., Arlington, Virginia.

Hearings continue Wednesday, June 27.

SENATOR DURENBERGER INVESTIGATION

Select Committee on Ethics: Committee began adjudicatory hearings to inquire into certain matters involving possible violations of laws or Senate Rules by Senator Durenberger, receiving opening statements from Robert Bennett, Special Counsel to the Select Committee on Ethics; and James Hamilton, Olwine, Connelly, Chase,

O'Donnell & Weyher, Washington, D.C., Counsel for Senator Durenberger.

Committee will meet again tomorrow.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again Tuesday, June 19.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 5002–5017; and 5 resolutions, H.J. Res. 596–600 were introduced.

Page 13670

Committee to Sit: Committee on Agriculture received permission to sit today, Wednesday, June 13 and Thursday, June 14, during proceedings of the House under the 5-minute rule.

Page 13598

Suspensions: House voted to suspend the rules and pass the following measures:

Veterans recruitment: H.R. 4088, amended, to amend title 38, United States Code, with respect to veterans recruitment appointments;

Page 13599

Veterans research grants: H.R. 4390, amended, to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to make grants (in conjunction with the Secretary of Defense) for the establishment of research centers at qualifying medical schools to carry out medical research in areas of interest to the Department of Veterans Affairs. Agreed to amend the title;

Page 13601

Inter-American scientific cooperation: H.R. 2152, amended, to reinvigorate cooperation between the United States and Latin America in science and technology;

Page 13618

International space year: S.J. Res. 75, amended, relating to NASA and the International Space Year;

Page 13621

Catastrophic aircraft failure prevention: H.R. 4887, amended, to amend the Federal Aviation Act of 1958 relating to research for prevention of defects, failures, and malfunctions of aircraft engines, propellers, and appliances, which could result in a catastrophic failure of an aircraft;

Page 13622

Mississippi River heritage corridor: H.R. 2174, amended, to establish a commission to prepare a report on the feasibility of creating a Mississippi River National Heritage Corridor. Agreed to amend the title;

Page 13624

Whale protection: H. Con. Res. 287, amended, calling for a United States policy of promoting the continuation, for a minimum of an additional 10 years, of the International Whaling Commission's moratorium on the commercial killing of whales, and otherwise expressing the sense of the Congress with respect to conserving and protecting the world's whale populations;

Page 13627

Nepal human rights: H. Con. Res. 323, amended, concerning human rights and democracy in Nepal;

Page 13629

Korean mutual defense treaty: H. Con. Res. 325, expressing the sense of the Congress that the United States remains firmly committed to its Mutual Defense Treaty with the Republic of Korea and is steadfastly dedicated to the promotion of security and peace on the Korean peninsula; and

Page 13635

American Canal: H.R. 4758, to provide for the construction, operation, and maintenance of an extension of the American Canal at El Paso, Texas.

Page 13638

Veterans Administrative Reorganization: House passed and cleared for the President S. 2700, to authorize the Secretary of Veterans Affairs to proceed with a proposed administrative reorganization of the regional field offices of the Veterans Health Services and Research Administration of the Department of Veterans Affairs, notwithstanding the notice-and-wait provisions in section 210(b) of title 38, United States Code.

Page 13604

Hatch Act Amendments: By a yea-and-nay vote of 334 yeas to 87 nays, Roll No. 163, the House voted to suspend the rules and agree to the Senate amendment to H.R. 20, to amend title 5, United States Code, to restore to Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, and to protect such employees from improper political solicitations—clearing the measure for the President.

Pages 13605, 13640

Idaho Centennial Day: House passed and cleared for the President S.J. Res. 245, designating July 3, 1990, as "Idaho Centennial Day."

Page 13641

Baltic Freedom Day: House passed and cleared for the President S.J. Res. 251, designating "Baltic Freedom Day."

Page 13642

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 13659

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 13640. There were no quorum calls.

Adjournment: Met at noon and adjourned at 6:25 p.m.

Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia continued hearings on Governmental Direction and Support, and also held hearings on Financing and Other Uses and on Economic Development and Regulation. Testimony was heard from the following officials of the District of Columbia: Robert Pohlman, Deputy Mayor for Finance; and Wylie L. Williams, Jr., Deputy Mayor for Economic Development.

VA, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies approved for full Committee action the VA, HUD, and Independent Agencies appropriations for fiscal year 1991.

SOVIET NUCLEAR CAPABILITIES

Committee on Armed Services: Department of Energy Defense Nuclear Facilities Panel met in executive session to receive a classified briefing on Soviet nuclear capabilities. The Panel was briefed by representatives of the intelligence community.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Continued markup of H.R. 1180, Housing and Community Development Act of 1990.

Will continue tomorrow.

FAIR CREDIT REPORTING ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage held a hearing on the following bills: H.R. 4213, Consumer Credit Protection Amendments of 1990; H.R. 3740, Credit Reporting Reform Act of 1989; and H.R. 4122, Fair Credit Reporting Amendments of 1990. Testimony was heard from Representatives Schumer and Rinaldo; Bonnie Guiton, Special Adviser to the President on Consumer Affairs; Jean Noonan, Associate Director, Credit Practices, FTC; and public witnesses.

ECONOMIC STABILIZATION, ADJUSTMENT, AND DEFENSE INDUSTRY CONVERSION ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on H.R. 3999, Economic Stabilization, Adjustment, and Defense Industry Conversion Act of 1990. Testimony was heard from Representative Gejdenson; and public witnesses.

IMPACT OF THE GARNES DECREE

Committee on the District of Columbia: Subcommittee on Judiciary and Education held a hearing on the status and impact of the *Garnes Decree* on female D.C. Code offenders. Testimony was heard from the following officials of the District of Columbia: Walter B. Ridley, Director, Department of Corrections; and Gladys W. Mack, Chair, Board of Parole; and a public witness.

CONSTRUCTION SAFETY, HEALTH AND EDUCATION IMPROVEMENT ACT

Committee on Education and Labor: Subcommittee on Health and Safety held a hearing on H.R. 4652, Construction Safety, Health and Education Improvement Act. Testimony was heard from Gerald F. Scannell, Assistant Secretary, Occupational Safety and Health Administration, Department of Labor; and public witnesses.

ARMS CONTROL AFTER THE SUMMIT

Committee on Foreign Affairs: Subcommittee on Arms Control, International Security and Science and the Subcommittee on Europe and the Middle East held a joint hearing on Arms Control After the Summit. Testimony was heard from public witnesses.

EISENHOWER EXCHANGE FELLOWSHIP PROGRAM

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on H.R. 4054, to provide a permanent endowment for the Eisenhower Exchange Fellowship Program. Testimony was heard from Representative Roberts; and Theodore Friend, President, Eisenhower Exchange Fellowship Program.

OVERSIGHT

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations held an oversight hearing on mismanagement in programs for the homeless in Washington, DC. Testimony was heard from Jason Turner, Director, Office of Family Assistance, Family Support Administration, Department of Health and Human Services; the following officials of the District of Columbia: Otis H. Troupe, Auditor; and Carol B. Thompson, City Administration/Deputy Mayor, Operations; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action amended the following bills: H.R. 3863, to amend the National Trails System Act to provide for the study and designation of the Underground Railroad Historic Trail; H.R. 4501, to provide for the acquisition of the William Johnson House and its addition to the Natchez National Historical Park; and H.R. 4834, to provide for a visitor center at Salem Maritime National Historic Site in the Commonwealth of Massachusetts.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported amended the following bills: H.R. 4225, Restricted Weapons Act of 1990; H.R. 4315, Department of Justice Appropriations Authorization Act Fiscal Year 1991; and H.R. 4329, American Technology Preeminence Act.

OVERSIGHT

Committee on Small Business: Subcommittee on Procurement, Tourism and Rural Development held an oversight hearing on SBA Procurement Center Representative program and H.R. 4746, to direct the Administration of the Small Business Administration to station a traditional procurement center representative at the Department of Agriculture, the Navy Sea Systems Command and the Environmental Protection Agency. Testimony was heard from the following officials of the SBA: Mitchell Crusto, Associate Administrator, Finance, Investment and Procurement; Robert J. Moffitt, Associate Administrator, Procurement Assistance; Joseph Foglia and Joseph Gioreano, both Procurement Center representatives.

HEALTH INSURANCE OPTIONS

Committee on Ways and Means: Subcommittee on Health held a hearing on Health Insurance Options: Expanding Coverage Under Medicare and Other Public Health Insurance Programs. Testimony was heard from Dr. John C. Lewin, Director, Department of Health, State of Hawaii; James Hooley, Commissioner, Department of Medical Security, State of Massachusetts; Dr. Robert Crittenden, Special Assistant for Health to the Governor, State of Washington; Dan E. Beauchamp, Deputy Commissioner, Division of Planning, Policy and Resource Development, Department of Health, State of New York; and a public witness.

EMPLOYEE RETIREMENT INCOME SECURITY ACT

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the enforcement and administration of the Employee Retirement Income Security Act of 1974. Testimony was heard from the following officials of the Department of Labor: Stevens Crowe, Senior Special Agent, Office of the Inspector General, Dallas Regional Office; William Kish, Senior Auditor, Office of the Inspector General; Bruce Ruud, Area Director, Dallas Area Office; Jesse L.V. Day, District Supervisor, Miami District Office; James M. Benages, Area Director, Boston Area Office; Paul McDonough, Investigator, Boston Area Office, all with the Pension and Welfare Benefits Administration; and Michael Felsen, Senior Trial Attorney, Office of the Solicitor, Boston Region; Richard Poole, Trial Attorney, Fraud Section, Criminal Division, Department of Justice; Edward J. Weiler, Director, Employee Plans and Exempt Organizations Operations Division, IRS, Department of the Treasury; and public witnesses.

Hearings continue tomorrow.

COUNTERNARCOTICS

Select Committee on Intelligence: Met in executive session to hold a hearing on Counternarcotics. Testimony was heard from departmental witnesses.

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Wednesday, June 13, 1990

Senate

Chamber Action

Routine Proceedings, pages 13834–13906

Measures Introduced: Eight bills were introduced as follows: S. 2726–2733.

Page 13873

Measures Reported: Reports were made as follows:

S. 2393, to prohibit certain food transportation practices and to provide for regulation by the Secretary of Transportation that will safeguard food and certain other products from contamination during motor or rail transportation, and for other purposes, with amendments. (S. Rept. No. 101–332)

Page 13873

Measures Passed:

Tongass National Forest Wilderness: By a unanimous vote of 99 yeas (Vote No. 116), Senate passed H.R. 987, to amend the Alaska National Interest Lands Conservation Act to designate certain lands in the Tongass National Forest as wilderness, after agreeing to a committee amendment in the nature of a substitute, and taking action on additional amendments proposed thereto, as follows:

Pages 13838, 13860

Adopted:

Johnston Amendment No. 2020, to provide for expedited negotiations on land exchanges in the Greens Creek area of Admiralty Island, and in the Lake Florence, Lake Kathleen and Wards Creek drainages of Admiralty Island.

Page 13849

Withdrawn:

Garn Amendment No. 2017, to authorize the exchange of subsurface land owned by the Federal Government in the Greens Creek Area for lands owned by the Sealaska Corporation.

Page 13838

Copyright Office Fee Schedule: Senate passed S. 1271, to amend title 17, United States Code, to change the fee schedule of the Copyright Office, and to make certain technical amendments, after agreeing to a committee amendment in the nature of a substitute.

Page 13904

Copyright Royalty Tribunal: Senate passed S. 1272, to amend chapter 8 of title 17, United States Code, to

reduce the number of Commissioners on the Copyright Royalty Tribunal, to provide for lapsed terms of such Commissioners, after agreeing to a committee amendment in the nature of a substitute.

Page 13905

Copyright Office Fee Schedule: Senate passed H.R. 1622, to amend title 17, United States Code, to change the fee schedule of the Copyright Office, and to make certain technical amendments.

Page 13905

Copyright Royalty Tribunal: Senate passed H.R. 3046, to reduce the number of Commissioners on the Copyright Royalty Tribunal, to change the salary classification rates for members of the Copyright Tribunal and the United States Parole Commission, for the Register and Associate Registers of Copyrights, and for the Deputy and Assistant Commissioners of Patents and Trademarks.

Page 13905

Family and Medical Leave Act: Senate began consideration of the motion to proceed to H.R. 770, to entitle employees to family leave in certain cases involving a birth, an adoption, or a serious health condition and to temporary medical leave in certain cases involving a serious health condition, with adequate protection of the employees' employment and benefit rights, and to establish a commission to study ways of providing salary replacement for employees who take any such leave.

Page 13863

A motion was entered to close further debate on the motion to proceed to the bill and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Friday, June 15.

Page 13864

Senate will continue consideration of the motion to proceed on Thursday, June 14.

Page 13906

Nominations Received: Senate received the following nominations:

Kenneth Noel Peltier, of Texas, to be Ambassador to the Federal and Islamic Republic of the Comoros.

George Fleming Jones, of Texas, to be Ambassador to the Co-operative Republic of Guyana.

The following-named persons to be Members of the Harry S. Truman Scholarship Foundation for terms expiring December 10, 1993:

John Ashcroft, of Missouri.

Richard C. Hackett, of Tennessee.

Page 13906

Messages From the House: Page 13872

Measures Referred: Page 13872

Measures Placed on Calendar: Page 13872

Statements on Introduced Bills: Page 13873

Additional Cosponsors: Page 13894

Amendments Submitted: Page 13897

Authority for Committees: Page 13899

Additional Statements: Page 13900

Record Votes: One record vote was taken today. (Total—116)

Page 13860

Recess: Senate convened at 10 a.m., and recessed at 7:17 p.m., until 9:30 a.m., on Thursday, June 14, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 13906.)

Committee Meetings

DEFENSE MANAGEMENT

Committee on Armed Services: Subcommittee on Defense Industry and Technology resumed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe personnel levels for fiscal year 1991, focusing on implementation of the defense management report, and S. 2440, to revise certain provisions of law that affect the operations and management of the Department of Defense in the areas of military personnel, acquisition reform, civilian personnel management, and for real property, receiving testimony from Senator Pell; Representative Machtley; Don Fuqua, Aerospace Industries Association of America, Washington, D.C.; Earle C. Williams, BDM International, Inc., McLean, Virginia; and Robert C. DeHaven, Quality Systems, Inc., Fairfax, Virginia, on behalf of the American Electronics Association.

Subcommittee recessed subject to call.

FINANCIAL SERVICES INDUSTRY

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to examine financial service developments in Europe and Japan in relation to modernizing the American financial services industry, receiving testimony from Peter E. Leslie, Barclays Bank PLC, London, England; Ulrich Cartellieri, Deutsche Bank A.G., Dusseldorf, Federal Republic of Germany; and Toru Kusukawa, The Fuji Bank, Limited, Tokyo, Japan.

Hearings were recessed subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Olin L. Greene, Jr., of Oregon, to be Administrator of the United States Fire Administration, Federal Emergency Management Agency, after the nominee, who was introduced by Senator Packwood and Representative Weldon, testified and answered questions in his own behalf.

DIGITAL AUDIO TAPE RECORDER ACT

Committee on Commerce, Science, and Transportation: Subcommittee on Communications held hearings on S. 2358, providing U.S. consumers the opportunity to enjoy the technological advancement in sound recording by use of digital audio tape recorders, receiving testimony from Ralph Oman, Register of Copyrights, Library of Congress; Jason Berman, Recording Industry Association of America, Thomas P. Friel, Home Recording Rights Coalition, and Michael Smith, SJS Advanced Strategies, all of Washington, D.C.; Kevin Kondo, Honolulu Audio Video, Hawaii; Leonard Feldman, Leonard Feldman Electronics Labs, Great Neck, New York; Philip Greenspun, Isosonics Corporation, Cambridge, Massachusetts; Edward Murphy, National Music Publishers Association, Inc., and George D. Weiss, The Songwriters Guild of America, both of New York, New York; George Wilson, Stanley Associates, Alexandria, Virginia; and Wayland Holyfield, AMI Music Publishing, Inc., Nashville, Tennessee.

Hearings were recessed subject to call.

NATIONAL RECYCLABLE COMMODITIES ACT

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings on S. 1884, to establish a Bureau of Recyclable Commodities within the Department of Commerce to promote the use of recycled materials derived from municipal refuse, after receiving testimony from Alan Dunn, Deputy Assistant Secretary of Commerce for Basic Industries; William L. Rathje, University of Arizona, Tucson; Allen Hershkowitz, National Resources Defense Council, New York, New York; Susan Birmingham, U.S. Public Interest Research Group, Alair MacLean, Fiber Recovery Unlimited, Red Cavaney, American Paper Institute, Bradley Currey, Rock-Tenn Company, and Chaz Miller, Recycling, Glass Packaging Institute, all of Washington, D.C.; Mary Gattis, The Stewardship Group, Nashville, Tennessee; Kurt Koenig, Commercial Polymers, Inc., Denver, Colorado; and Deborah D. Anderson, Procter and Gamble, Cincinnati, Ohio.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Roger G. Harrison, of Colorado, to be Ambassador to the Hashemite Kingdom of Jordan, William B. Milam, of California, to be Ambassador to the People's Republic of Bangladesh, Richard W. Bogosian, of Maryland, to be Ambassador to the Republic of Chad, David Passage, of North Carolina, to be Ambassador to the Republic of Botswana, and James D. Phillips, of Kansas, to be Ambassador to the People's Republic of the Congo, after the nominees testified and answered questions in their own behalf.

GREAT LAKES WATER QUALITY AGREEMENT

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management held oversight hearings to review U.S. progress in the implementation of the U.S.-Canada Great Lakes Water Quality Agreement to protect and restore the Great Lakes, receiving testimony from F. Henry Habicht II, Deputy Administrator, and Valdus Adamkus, Director, Great Lakes National Program Office, Region 5 (Chicago), both of the Environmental Protection Agency; Brig. Gen. Jude W.P. Patin, Commander, and Col. John Glass, Commander, Detroit District, both of the North Central Division, U.S. Army Corps of Engineers; Gordon K. Durnil, United States Chairman, and E. Davie Fulton, Canadian Chairman, both of the International Joint Commission; and Michael J. Donahue, Great Lakes Commission, Ann Arbor, Michigan.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Labor and Human Resources: Subcommittee on Education, Arts and the Humanities approved for full committee consideration the following measures:

S. 1676, to provide financial assistance to strengthen the recruitment and training of teachers in the United States and to provide a range of incentives for teachers to continue in the profession, with an amendment in the nature of a substitute;

S. 2724, authorizing funds for programs of the National Foundation for the Arts and Humanities; and

S. Con. Res. 123, to encourage State governments, local governments, and local educational agencies to adopt a comprehensive curricular program which provides elementary and secondary students with a thorough knowledge of the history and principles of the U.S. Constitution and the Bill of Rights and which fosters civic competence and civic responsibility.

BUSINESS MEETING

Committee on Rules and Administration: Committee ordered favorably reported the following measures:

An original bill to authorize funds for fiscal year 1991 for the Federal Election Commission;

An original resolution to allocate funds to manage the official mail of the Senate;

S. 2472, to authorize funds for fiscal year 1991 to provide for a Senior Executive Service of the Library of Congress;

S. 2539, to authorize the establishment of a Senior Executive Service of the Smithsonian Institution, with an amendment in the nature of a substitute;

S. 2540, to authorize funds for fiscal year 1991 to the Board of Regents of the Smithsonian Institution to plan, design, construct, and equip space in the East Court of the National Museum of Natural History;

S. 2636, to authorize funds to the Board of Regents of the Smithsonian Institution to plan and design an extension of the National Air and Space Museum at Washington Dulles International Airport;

S.J. Res. 302, to provide for the reappointment of Anne L. Armstrong as a citizen regent of the Board of Regents of the Smithsonian Institution;

S.J. Res. 318, to provide for the appointment of Ira Michael Heyman as a citizen regent of the Board of Regents of the Smithsonian Institution;

H. Con. Res. 272, to authorize the printing as a House document of the transcript of the March 21, 1990 proceedings of the House Committee on Post Office and Civil Service on the presentation of a portrait of the Hon. William D. Ford;

An original resolution to authorize the purchase of 104,000 1991 U.S. Capitol Historical Society wall calendars for the use of the Senate; and

An original resolution to exempt Senate Members whose election is uncontested from the 60-day moratorium on the use of the Senate Recording Studio and the frank for mass mail.

SENATOR DURENBERGER INVESTIGATION

Select Committee on Ethics: Committee concluded adjudicatory hearings to inquire into certain matters involving possible violations of laws or Senate Rules by Senator Durenberger.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 5018–5040; and 2 resolutions, H.J. Res. 601–602 were introduced.

Page 13990

Bills Reported: Reports were filed as follows:

H.R. 5019, making appropriations for energy and water development for the fiscal year ending September 30, 1990 (H. Rept. 101–536);

H.R. 5021, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1991 (H. Rept. 101–537); and

H.R. 3562, to amend the Federal Food, Drug, and Cosmetic Act to prescribe nutrition labeling for foods, amended (H. Rept. 101–538).

Page 13990

Committee to Sit: Committee on Banking, Finance and Urban Affairs received permission to sit today during proceedings of the House under the five-minute rule.

Page 13914

AIDS Prevention Act: By a recorded vote of 408 ayes to 14 noes, Roll No. 168, the House passed H.R. 4785, to amend the Public Health Service Act to establish a program of grants to provide preventive health services with respect to acquired immune deficiency syndrome.

Pages 13911, 13921

Agreed to the committee amendment in the nature of a substitute.

Page 13957

Agreed To:

The Madigan en bloc amendments that reduce the funds authorized for the AIDS preventive health service grant program from $500 million to $400 million, and for the AIDS emergency relief grant program from $300 million to $275 million; provide for State matching requirements for the AIDS preventive health service grant program and for the State grant program for the provision of drugs to indigent individuals who have AIDS or are HIV-infected; specify a sliding scale for fees for individuals receiving services under the bill's grant programs; and clarify the "maintenance of effort" provisions in order to ensure that grants are used only to increase the services provided by grantees, not simply to fund services currently being provided;

Page 13939

The Lent amendment that expands the demonstration projects for comprehensive AIDS treatment services to include comprehensive care demonstration projects for pediatric AIDS patients and to increase the authorization level for the demonstration projects from $30 million to $50 million; and

Page 13942

The Dannemeyer amendment, as amended by the Rowland of Georgia substitute (agreed to by a recorded vote of 312 ayes to 113 noes, Roll No. 166), that leaves to the determination of each State whether or not to require the confidential reporting by HIV testing entities to the State public health service of information which can identify those who test positive for HIV (agreed to by a recorded vote of 422 ayes to 1 no, Roll No. 167).

Page 13946

Rejected the Burton of Indiana amendment that sought to require States, as a condition of receiving grants under the bill, to ensure that all State residents are tested for the HIV virus on an annual basis, with the results confidentially reported to the Director of the Centers for Disease Control.

Page 13943

Subsequently, S. 2240, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title. H.R. 4785 was laid on the table.

Page 13957

House then insisted on its amendments; and asked a conference.

Page 13967

The Clerk was authorized to correct section numbers, cross references, punctuation, and indentation, and to make such other technical and conforming changes as are necessary in the engrossment of the amendments.

Page 13957

H. Res. 408, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 308 yeas to 109 nays, Roll No. 164.

Page 13911

Reclamations Projects Authorization: House concluded all general debate and began consideration of amendments on H.R. 2567, to authorize additional appropriations for the construction of the Buffalo Bill Dam and Reservoir, Shoshone Project, Pick-Sloan Missouri Basin Program, Wyoming; but came to no resolution thereon. Consideration of amendments will resume on Thursday, June 14.

Pages 13914, 13968

Agreed To:

The Miller of California amendment that authorizes the Secretary of the Interior to establish a set of penalties for failure to comply with provisions of the bill;

Page 13979

The Watkins amendment that authorizes refinancing of the McGee Lake Project in Oklahoma; and

Page 13979

The Hefley amendment, as amended by the Miller of California amendment, that authorizes the Secretary to investigate the possibility of water pollution caused by mining and development in the Arkansas River Basin in Colorado, develop corrective action plans and implement corrective action demonstration projects; and clarifies that nothing in the provisions affects or modifies obligations or liabilities of any person under Federal, State, or common law, with respect to discharge or release of hazardous substances.

Page 13981

H. Res. 409, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 250 yeas to 167 nays with 1 voting "present", Roll No. 165.

Page 13914

Quorum Calls—Votes: Two yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 13913, 13920, 13955, and 13956. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 5:23 p.m.

Committee Meetings

FARM BILL

Committee on Agriculture: Ordered reported amended H.R. 3950, Food and Agricultural Resources Act of 1990.

Will continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy held a hearing on the following bills: H.R. 2419, to authorize the Secretary of Agriculture to exchange certain property in the Chattahooche National Forest for the construction of facilities in the national forest; H.R. 807 and S. 319, to effect an exchange of lands between the U.S. Forest Service and the Salt Lake City Corporation within the State of Utah; H.R. 1576, to modify the boundary of the Cranberry Wilderness located in the Monongahela National Forest; and H.R. 4567, to authorize an exchange of lands in South Dakota and Colorado. Testimony was heard from Representatives Jenkins, Owens of Utah, Staggers and Johnson of South Dakota; George M. Leonard, Associate Chief, Forest Service, USDA; and a public witness.

ENERGY AND WATER DEVELOPMENT AND COMMERCE, JUSTICE, STATE AND JUDICIARY APPROPRIATIONS; BUDGET ALLOCATIONS

Committee on Appropriations: Ordered reported the following: the Energy and Water Development appropriations for fiscal year 1991; and the Commerce, Justice, State and Judiciary appropriations for fiscal year 1991.

The Committee also approved Section 302(b) budget allocation report.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing on Public Safety and Justice. Testimony was heard from the following officials of the District of Columbia: Isaac Fulwood, Jr., Chief of Police; Rayfield Alfred, Fire Chief; Chief Judge Judith W. Rogers, Court of Appeals; Chief Judge Fred B. Ugast, Superior Court; Ulysses B. Hammond, Executive Officer, Court System; and Kim A. Taylor, Director, Public Defender Service.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs approved for full committee action the Foreign Operations, Export Financing and Related Programs appropriations for fiscal year 1991.

TREASURY-POSTAL SERVICE—GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service and General Government approved for full Committee action the Treasury, Postal Service, General Government appropriations for fiscal year 1991.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Banking, Finance and Urban Affairs: Ordered reported amended H.R. 1180, Housing and Community Development Act of 1990.

NATIONAL LABOR RELATIONS ACT AMENDMENTS

Committee on Education and Labor: Subcommittee on Labor-Management Relations held a hearing on H.R. 3936, to amend the National Labor Relations Act to prevent discrimination based on participation in labor disputes. Tes-

timony was heard from Russell Feingold, Senator, State of Wisconsin; and public witnesses.

FOREIGN DIRECT INVESTMENT IN THE U.S. AND NATIONAL SECURITY

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on Foreign Direct Investment in the U.S. and National Security, including consideration of the following bills: H.R. 4520, Foreign Investment Policy Improvements Act; and H.R. 4608, Foreign Investment Analysis Act of 1990. Testimony was heard from Senator Exon; Representatives Hamilton, Bryant and Johnson of Connecticut; Michael R. Darby, Under Secretary, Economic Affairs, Department of Commerce; Allan Mendelowitz, Director, Trade, Energy and Finance Issues, GAO; and public witnesses.

TOURISM POLICY AND EXPORT PROMOTION ACT

Committee on Energy and Commerce: Subcommittee on Transportation and Hazardous Materials held a hearing on H.R. 4369 and S. 1791, Tourism Policy and Export Promotion Act of 1990. Testimony was heard from Senator Rockefeller; Representatives Roth, Tallon, Ravenel, Skelton and Oberstar; Rockwell A. Schnabel, Under Secretary, Travel and Tourism, Department of Commerce; and public witnesses.

RECENT SUMMIT TALKS

Committee on Foreign Affairs: Held a hearing on recent Summit Talks. Testimony was heard from James A. Baker, III, Secretary of State.

DEVELOPMENTS IN EUROPE

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Developments in Europe. Testimony was heard from Raymond G. H. Seitz, Assistant Secretary, Bureau of European and Canadian Affairs, Department of State.

PACE OF DEMOCRATIC REFORMS AND STATUS OF HUMAN RIGHTS IN THE SOVIET UNION

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations concluded hearings on Pace of Democratic Reforms and Status of Human Rights in the Soviet Union (Part II). Testimony was heard from Senator DeConcini; and the following officials of the Department of State: Richard Schifter, Assistant Secretary, Human Rights and Humanitarian Affairs Bureau; and Curtis Kamman, Deputy Assistant Secretary, European and Canadian Affairs Bureau.

FEDERAL CIVIL PENALTIES INFLATION ADJUSTMENT ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on S. 535, Federal Civil Penalties Inflation Adjustment Act of 1989. Testimony was heard from Senator Lautenberg; Sherman Funk, Inspector General, Department of State; Richard P. Kusserow, Inspector General, Department of Health and Human Services; and a public witness.

PRINTING RESOLUTIONS; COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Procurement and Printing approved for full Committee action the following measures: S. Con. Res. 118, to authorize the printing of a brochure describing the history, design, and functions of the U.S. Capitol as the seat of the legislative branch of the Government; H. Con. Res. 338, authorizing the printing of the proceedings of the bicentennial research conference entitled "Understanding Congress."

The Subcommittee also considered other pending business.

WHITE SANDS FAIR COMPETITION ACT

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held a hearing on H.R. 3408, White Sands Fair Competition Act of 1989. Testimony was heard from Senator Domenici and Representative Skeen; Myles E. Flint, Deputy Assistant Attorney General, Environment and Natural Resources Division, Department of Justice; Michael J. Penfold, Assistant Director, Lands and Renewable Resources, Bureau of Land Management, Department of the Interior; and public witnesses.

DESECRATION OF THE FLAG

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights approved for full Committee action a resolution to be introduced condemning flag burning and reaffirming the Bill of Rights.

The Subcommittee also adversely forwarded to the full Committee H.J. Res. 350, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States.

DISTRICT COURT ORGANIZATION

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property and the Administration of Justice held a hearing on the following bills: H.R. 335, to provide for the United States court for the judicial District of New Jersey shall be held at Paterson, New Jersey, in addition to those places currently provided by law; H.R. 865, to provide that the United States District Court for the Northern District of New York shall be held at Watertown, New York, in addition to those places provided by law; H.R. 1065, to amend section 110 of title 28, United States Code, to require that district court shall be held at Jersey City, New Jersey; H.R. 3163, to amend title 28, United States Code, to establish a new judicial district in California to be comprised of Orange, Riverside,

and San Bernardino counties; H.R. 3438, to make certain improvements with respect to judicial proceedings relating to American Samoa; H.R. 3492, to provide for division venue to certain Federal civil cases in which a single defendant resides in the Northern Division of the Eastern District of Missouri; H.R. 3707, to allow the United States District Court for the Middle District of Florida to be held in Lakeland; H.R. 4399, to provide that the United States District Court for the Eastern District of Pennsylvania shall also sit in Lancaster, Pennsylvania; and H.R. 4900, Ninth Circuit Court of Appeals Reorganization Act of 1990. Testimony was heard from Representatives Dannemeyer and Volkmer; Kevin Jones, Director, Office of Policy Development, Department of Justice; and L. Ralph Mecham, Director, Administrative Office of the United States Courts.

INSURANCE COMPETITION PRICING ACT

Committee on the Judiciary: Subcommittee on Economic and Commercial Law approved for full Committee action amended H.R. 1663, Insurance Competition Pricing Act of 1989.

PRIVATE IMMIGRATION BILLS

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law acted on private immigration bills.

FUTURE OF OUR NATION'S INFRASTRUCTURE NEEDS

Committee on Public Works and Transportation: Continued hearings to examine the future of our Nation's Infrastructure Needs. Testimony was heard from Marvin Runyon, Chairman, Board of Directors, TVA; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Science, Space, and Technology: Ordered reported amended the following bills: H.R. 3533, Earthquake Hazards Reduction Act of 1977 Amendments Act; H.R. 4949, Federal Aviation Administration Research, Engineering and Development Authorization Act of 1990; and H.R. 1268, National Biological Diversity Conservation and Environmental Research Act.

ROLE OF THE NATIONAL LABORATORIES IN SCIENCE, ENGINEERING AND MATHEMATICS EDUCATION

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development held a hearing on the Role of the National Laboratories in Science, Engineering and Mathematics Education. Testimony was heard from James F. Decker, Director, Energy Research, Department of Energy: Nicholas P. Samios. Director, Brookhaven National Laboratory; Ira Bornstein, Office of the Director, Argonne National Laboratory; Herman A. Grunder, Director, Southeastern Universities Research Association, Continuous Electron Beam Accelerator Facility; and public witnesses.

EMPLOYMENT RETIREMENT INCOME SECURITY ACT

Committee on Ways and Means: Subcommittee on Oversight continued hearings on the enforcement and administration of the Employee Retirement Income Security Act of 1974. Testimony was heard from Joseph Delfico, Senior Associate Director, GAO; Robert Brauer, Assistant Commissioner, Employee Plans and Exempt Organizations, IRS, Department of the Treasury; the following officials of the Department of Labor: David Ball, Assistant Secretary, Pension and Welfare Benefits; and Raymond Maria, Deputy Inspection General; John C. Keeney, Deputy Assistant Attorney General, Criminal Division, Department of Justice; James Lockhart, Executive Director, Pension Benefit Guaranty Corporation; and public witnesses.

JUDICIAL INDEPENDENCE OF ADMINISTRATIVE LAW JUDGES AT SSA

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the Judicial Independence of Administrative Law Judges at the SSA. Testimony was heard from Gregory J. McDonald, Associate Director, Income Security Issues, Human Resources Division, GAO; Gwendolyn S. King, Commissioner, SSA, Department of Health and Human Services; the following Administrative Law Judges: Richard F. Sprague; Russell S. Barone; Gilbert Drucker, all with the Office of Hearings and Appeals, Chicago, Illinois; and William D. Boham, Office of Hearings and Appeals, Oak Park, Michigan; and public witnesses.

INTELLIGENCE BUDGET

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive session to conclude hearings on the Fiscal Year 1991 Intelligence Budget. Testimony was heard from departmental witnesses.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, June 14, 1990

Senate

Chamber Action

Routine Proceedings, pages 14112–14270

Measures Introduced: Thirteen bills and one resolution were introduced as follows: S. 2734–2746, and S. Res. 300.

Page 14231

Measures Reported: Reports were made as follows:

S. 2740, to provide for the conservation and development of water and related resources, to authorize the United States Army Corps of Engineers civil works program to construct various projects for improvements to the Nation's infrastructure. (S. Rept. No. 101–333)

H.J. Res. 555, to commemorate the bicentennial of the enactment of the law which provided civil government for the territory from which the State of Tennessee was formed.

S. 670, to recognize the organization known as The Retired Enlisted Association, Incorporated.

S.J. Res. 248, to designate the month of September 1990 as "International Visitor's Month".

S.J. Res. 256, to designate the week of October 7, 1990, through October 13, 1990, as "Mental Illness Awareness Week".

S.J. Res. 271, to designate July 10, 1990, as "Wyoming Centennial Day".

S.J. Res. 273, to designate the week of October 7–13, 1990, as "National Health Care Food Service Week".

S.J. Res. 276, designating the week beginning July 22, 1990, as "Lyme Disease Awareness Week".

S.J. Res. 278, designating July 19, 1990, as "Flight Attendant Safety Professionals' Day".

S.J. Res. 281, to designate September 13, 1990, as "National D.A.R.E. Day".

S.J. Res. 285, to designate the period commencing September 9, 1990, and ending on September 15, 1990, as "National Historically Black Colleges Week".

S.J. Res. 289, to designate October 1990, as "Polish American Heritage Month".

S.J. Res. 290, to designate the week of July 22, 1990, through July 28, 1990, as the "National Week of Recognition and Remembrance for Those Who Served in the Korean War".

S.J. Res. 296, designating August 7, 1990, as "National Neighborhood Crime Watch Day".

S.J. Res. 299, to designate the period October 1, 1990, through October 1, 1991, as the "Year of the Wetlands".

S.J. Res. 300, to designate September 1990 as "Jewish Community Center Month".

S.J. Res. 301, designating October 1990 as "National Breast Cancer Awareness Month".

S.J. Res. 304, to designate October 17, 1990, as "National Drug-Free Schools and Communities Education and Awareness Day".

S.J. Res. 308, to designate the month of June 1990, as "National Huntington's Disease Awareness Month".

S.J. Res. 312, designating the week of November 12, 1990, through November 18, 1990, as "National Critical Care Awareness Week".

S.J. Res. 316, to designate the second Sunday in October of 1990 as "National Children's Day".

S.J. Res. 317, to designate the week of October 14, 1990, through October 20, 1990, as "National Radon Action Week".

S.J. Res. 320, designating July 2, 1990, as "National Literacy Day".

S.J. Res. 321, to designate the week of August 19 through 25, 1990, as "National Agricultural Research Week".

S.J. Res. 330, to commemorate the bicentennial of the enactment of the law which provided civil government for the territory from which the State of Tennessee was formed.

S.J. Res. 331, to designate the week of September 23 through 29, 1990, as "Religious Freedom Week".

S.J. Res. 333, to designate the week of September 30, 1990, through October 6, 1990, as "National Job Skills Week".

Page 14230

Measures Passed:

Family and Medical Leave Act: Senate passed H.R. 770, to entitle employees to family leave in certain cases involving a birth, an adoption, or a serious health condition and to temporary medical leave in certain cases involving a serious health condition, with adequate protection of the employees' employment and benefit rights, and to establish a commission to study ways of providing salary replacement for employees who take any such leave.

Page 14204

Prior to this action, Senate agreed to the motion to proceed to consideration of the bill.

Page 14177

Congressional Budget Resolution: Senate agreed to H. Con. Res. 310, setting forth the congressional budget for the United States Government for fiscal years 1991, 1992, and 1993, after striking all after the resolving clause and inserting in lieu thereof the text of S. Con. Res. 110, Senate companion measure, and after agreeing to the following amendment proposed thereto:

Pages 14171, 14207

Sasser Amendment No. 2022, of a perfecting nature.

Page 14207

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed conferees on the behalf of the Senate, as follows: Senators Sasser, Fowler, and Domenici.

Page 14221

Acadian Culture Preservation: Senate passed S. 1756, to provide for the preservation and interpretation of sites associated with Acadian culture in the State of Maine, after agreeing to committee amendments.

Page 14263

Vicksburg National Military Park: Senate passed S. 2437, to authorize the acquisition of certain lands in the State of Louisiana for inclusion in the Vicksburg National Military Park, after agreeing to a committee amendment in the nature of a substitute.

Page 14267

Sunset Crater Volcano National Monument: Senate passed S. 2566, to redesignate the Sunset Crater National

Monument as the Sunset Crater Volcano National Monument.

Page 14267

St. Marys River Study: Senate passed H.R. 76, to amend the Wild and Scenic Rivers Act to study the eligibility of the St. Marys River in the States of Florida and Georgia for potential addition to the Wild and Scenic Rivers System, after agreeing to a committee amendment in the nature of a substitute.

Page 14267

Chesapeake and Ohio Canal National Historical Park Commission: Senate passed H.R. 3545, to amend the Chesapeake and Ohio Canal Development Act to make certain changes relating to the Chesapeake and Ohio Canal National Historical Park Commission.

Page 14267

Selma to Montgomery National Trails Study: Senate passed H.R. 3834, to amend the National Trails System Act to designate the route from Selma to Montgomery for study for potential addition to the national trails system.

Page 14267

NASA/Land Acquisition: Senate passed S. 2181, to authorize the National Aeronautics and Space Administration to purchase approximately 8 acres of land at the Fort Sumner Municipal Airport, De Baca County, New Mexico.

Page 14267

Chama River Gateway Region Interpretation and Visitor Education: Senate passed S. 2014, to direct the Secretary of Agriculture and the Secretary of the Interior to provide interpretation and visitor education regarding the rich cultural heritage of the Chama River Gateway Region of northern New Mexico, after agreeing to committee amendments.

Page 14268

Weir Farm Natural Historic Site: Senate passed S. 2059, to establish the Weir Farm Natural Historic Site in the State of Connecticut, after agreeing to a committee amendment in the nature of a substitute.

Page 14269

Authorizing the Absence of Senator Rockefeller: Senate agreed to S. Res. 300, to authorize the absence of Senator John D. Rockefeller IV.

Page 14270

National Affordable Housing Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing and to increase homeownership on Monday, June 18.

Page 14171

Flag Desecration/Constitutional Amendment—Agreement: A unanimous-consent time agreement was reached providing for the consideration of S.J. Res. 332, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States, and amendments to be proposed thereto.

Page 14171

Omnibus Crime Bill—Agreement: A unanimous-consent agreement was reached providing for further consideration of S. 1970, to establish constitutional procedures for the imposition of the sentence of death, and certain amendments to be proposed thereto.

Page 14171

Nominations Received: Senate received the following nominations:

Richard C. Brown, of Maryland, to be Ambassador to the Oriental Republic of Uruguay.

Townsend B. Friedman, Jr., of Illinois, to be Ambassador to the People's Republic of Mozambique.

Richard V. Bertain, of California, to be Associate Director of the ACTION Agency.

Page 14270

Messages From the House: Page 14223

Measures Referred: Page 14223

Communications: Page 14223

Petitions: Page 14224

Executive Reports of Committees: Page 14230

Statements on Introduced Bills: Page 14231

Additional Cosponsors: Page 14247

Amendments Submitted: Page 14249

Notices of Hearings: Page 14252

Authority for Committees: Page 14253

Additional Statements: Page 14253

Recess: Senate convened at 9:30 a.m., and recessed at 10:28 p.m., until 2 p.m., on Monday, June 18, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 14270.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed consideration of proposed legislation to strengthen and improve U.S. agricultural programs, focusing on sugar and flexibility provisions, but did not complete action thereon, and will meet again Tuesday, June 19.

NOMINATIONS

Committee on Armed Services: Committee concluded hearings on the nominations of Adm. Frank B. Kelso II, USN, to be Chief of Naval Operations, and Gen. Michael J. Dugan, USAF, to be Chief of Staff of the United States Air Force, after the nominees testified and answered questions in their own behalf.

B–2 BOMBER

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence held hearings on the Interim Report by the Independent Review Group on the B–2 bomber, receiving testimony from George R. Schneiter, Acting Deputy Director (Strategic and Theater Nuclear Forces), Office of Director, Defense Research and Engineering, Department of Defense; and Philip L. Major and George E. Koleszar, both of the Institute for Defense Analyses, Alexandria, Virginia.

Subcommittee recessed subject to call.

AMERICAN INDUSTRY IN FOREIGN COMPETITION

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings to examine the competitive position of American industry in the world economy, receiving testimony from Robert A. Mosbacher, Secretary of Commerce.

Hearings were recessed subject to call.

NOAA OCEAN AND COASTAL PROGRAMS/ FLORIDA KEYS MARINE SANCTUARY

Committee on Commerce, Science, and Transportation: Committee concluded hearings in conjunction with the National Ocean Policy Study on proposed legislation authorizing funds for fiscal years 1991 and 1992 for ocean and coastal programs of the National Oceanic and Atmospheric Administration (NOAA), after receiving testimony from John A. Knauss, Under Secretary for Oceans and Atmosphere, Alan Thomas, Assistant Administrator for Ocean and Atmospheric Research, Andy Robertson, Chief of Ocean Assessment Division, Office of Oceanography and Marine Assessment, and Don Scavia, Office of the Chief Scientist for Coastal Ocean Programs, all of the National Oceanic and Atmospheric Administration, Department of Commerce; and to review issues involving NOAA's coastal environmental monitoring program, after receiving testimony from Donald Boesch, National Research Council, National Academy of Sciences.

Also, committee concluded hearings on S. 2247, to establish the Florida Keys National Marine Sanctuary, after receiving testimony from Craig Quirolo, Reef Relief, Key West, Florida; Pat Yenanton, PRIDE, Islamorada, Florida; and Bob Holston, Florida Association of Dive Operators, Key Largo.

GLOBAL CLIMATE CHANGE

Committee on Commerce, Science, and Transportation: Committee held hearings on the science of global climate change, focusing on seeking a global consensus, receiving testimony from Robert T. Watson, Earth Science and Applications Division, Office of Space Science and Applications, National Aeronautics and Space Administration; Alan D. Hecht, Deputy Assistant Administrator for International Activities, Environmental Protection Agency; and Frederick M. Bernthal, Deputy Director, National Science Foundation.

Hearings were recessed subject to call.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Ming Hsu, of New Jersey, to be a Commissioner of the Federal Maritime Commission, after the nominee, who was introduced by Senator Bradley, testified and answered questions in her own behalf.

TREATIES

Committee on Foreign Relations: Committee concluded hearings on the Income Tax Convention with Spain (Treaty Doc. 101–16), Tax Convention with the Republic of Finland (Treaty Doc. 101–11), Tax Convention with the Federal Republic of Germany (Treaty Doc. 101–10), Supplementary Protocol to the Tax Convention with the Tunisian Republic (Treaty Doc. 101–9), Council of Europe-OECD Convention on Mutual Administrative Assistance in Tax Matters (Treaty Doc. 101–6), Tax Convention with the Republic of India (Treaty Doc. 101–5), and Tax Convention with the Republic of Indonesia (Treaty Doc. 100–22), after receiving testimony from Kenneth W. Gideon, Assistant Secretary of the Treasury for Tax Policy; Harrison J. Cohen, Legislation Counsel, Joint Committee on Taxation; Frank Kittredge and Robert T. Cole, both of the National Foreign Trade Council, Robert J. Patrick, U.S. Chamber of Commerce Taxation Committee, and Joel Pangborne, United Shipowners of America Tax Committee, all of Washington, D.C.; and Charles Tingley, Transamerica Leasing, Inc., White Plains, New York.

INTERAGENCY COUNCIL ON SCIENCE/ MATHEMATICS

Committee on Governmental Affairs: Committee held hearings on S. 1951, to establish a Federal Interagency Council on Science, Mathematics and Technology Education to promote cooperation and coordination among federal agencies that administer programs in science and math education, receiving testimony from Senator Hatfield; J. Thomas Ratchford, Associate Director for Policy and International Affairs, Office of Science and Technology Policy; Luther Williams, Assistant Director for Education and Human Resources, National Science Foundation; Christopher T. Cross, Assistant Secretary of Education for Educational Research and Improvement; Richard E. Stephens, Director, University and Industry Division, Office of Field Operations and Management, Office of Energy Research, Department of Energy; John Andelin, Assistant Director, Science, Information and Natural Resources Division, Office of Technology Assessment; and Sue Kemnitzer, Task Force on Women, Minorities, and the Handicapped in Science and Technology, Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Robert H. Cleland, to be United States District Judge for the Eastern District of Michigan, Richard J. Hankinson, of Virginia, to be Inspector General, Department of Justice, Jimmy C. Carter, to be United States Marshal for the Southern District of Georgia, and Gary E. Shovlin, to be United States Marshal for the Middle District of Pennsylvania;

S.J. Res. 248, to designate the month of September 1990 as "International Visitor's Month";

S.J. Res. 256, to designate the week of October 7, 1990, through October 13, 1990, as "Mental Illness Awareness Week";

S.J. Res. 271, to designate July 10, 1990 as "Wyoming Centennial Day";

S.J. Res. 273, to designate the week of October 7 through 13, 1990, as "National Health Care Food Service Week";

S.J. Res. 276, to designate the week beginning July 22, 1990, as "Lyme Disease Awareness Week";

S.J. Res. 278, to designate July 19, 1990 as "Flight Attendant Safety Professionals' Day";

S.J. Res. 281, to designate September 13, 1990, as "National D.A.R.E. Day";

S.J. Res. 285, to designate the period commencing September 9, 1990, and ending on September 15, 1990, as "National Historically Black Colleges Week";

S.J. Res. 289, to designate October 1990 as "Polish American Heritage Month";

S.J. Res. 290, to designate the week of July 22, 1990, through July 28, 1990, as the "National Week of Recognition and Remembrance for Those Who Served in the Korean War";

S.J. Res. 296, to designate August 7, 1990, as "National Neighborhood Crime Watch Day";

S.J. Res. 299, to designate the period October 1, 1990, through October 1, 1991, as the "Year of the Wetlands";

S.J. Res. 300, to designate September 1990 as "Jewish Community Center Month";

S.J. Res. 301, to designate October 1990 as "National Breast Cancer Awareness Month";

S.J. Res. 304, to designate October 17, 1990, as "National Drug-Free Schools and Communities Education and Awareness Day";

S.J. Res. 308, to designate the month of June 1990, as "National Huntington's Disease Awareness Month";

S.J. Res. 312, to designate the week of November 12, 1990, through November 18, 1990, as "National Critical Care Awareness Week";

S.J. Res. 316, to designate the second Sunday in October of 1990 as "National Children's Day";

S.J. Res. 317, to designate the week of October 14, 1990, through October 20, 1990, as "National Radon Action Week";

S.J. Res. 320, to designate July 2, 1990, as "National Literacy Day";

S.J. Res. 321, to designate the week of August 19 through 25, 1990, as "National Agricultural Research Week";

S.J. Res. 330, to commemorate the bicentennial of the enactment of the law which provided civil government for the territory from which the State of Tennessee was formed;

H.J. Res. 555, to commemorate the bicentennial of the enactment of the law which provided civil government for the territory from which the State of Tennessee was formed;

S.J. Res. 331, to designate the week of September 23 through 29, 1990, as "Religious Freedom Week";

S.J. Res. 333, to designate the week of September 30, 1990, through October 6, 1990, as "National Job Skills Week";

S. 670, to recognize the organization known as The Retired Enlisted Association, Incorporated;

S.J. Res. 183, proposing an amendment to the Constitution relating to a Federal balanced budget, with an amendment in the nature of a substitute; and

S. 1931, to prevent the discharge in a chapter 13 bankruptcy proceeding of certain debts arising out of the debtor's operation of a motor vehicle while legally intoxicated, with an amendment in the nature of a substitute.

VA HEALTH CARE

Committee on Veterans' Affairs: Committee concluded hearings on proposed legislation to strengthen and improve health care for veterans, including Title II and Section 402 of S. 2100, S. 2701, committee Amendment No. 2019 to S. 2100, Titles I and III and Section 401 of H.R. 4557, S. 1860, S. 2455, S. 2456, S. 2532, S. 2542, and S. 2557, after receiving testimony from Senator Boren; Arthur J. Lewis, Acting Chief Medical Director, David Lewis, Assistant Secretary for Acquisition and Facilities, Ronald E. Cowles, Deputy Assistant Secretary for Personnel and Labor Relations, Frank D. Derville, Deputy Assistant Secretary for Financial Management, and Audley Hendricks, Assistant General Counsel, all of the Department of Veterans Affairs; Spencer Falcon, Chief, Psychiatry, Ann Arbor, Michigan VA Medical Center, representing the American Psychiatric Association and the National Association of VA Chiefs of Psychiatry; Thomas L. Garthwaite, Chief of Staff, Milwaukee, Wisconsin VA Medical Center, representing the National Association of VA Chiefs of Staff; W. Mark Tucker, Chief, Oral and Maxillofacial Surgery, Tampa, Florida VA Medical Center, representing the National Association of VA Physicians and Dentists; Trinidad S. Ortega, Instructor, Nursing Education, Chicago, Illinois (West Side) Va Medical

Center, representing the American Nurses Association; I. Dodd Wilson, University of Arkansas College of Medicine, Little Rock, representing the Association of American Medical Colleges; John C. Bollinger, Paralyzed Veterans of America, Frank C. Buxton and Samuel J. Walsh, both of the American Legion, Dennis M. Cullinan, Veterans of Foreign Wars, John S. Edwards and Charles M. Williams, both of the American Ex-Prisoners of War, David W. Gorman, Disabled American Veterans, Thomas A. Sherwood, Vietnam Veterans of America, Paul W. Schafer, National Association of VA Physicians and Dentists, Vivian Greer and Steve Kriesberg, both of the National Federation of Federal Employees, Jimmy R. Whitman, American Federation of Government Employees, AFL–CIO, and J. Paul Molloy, Greg Heafner, and Kary Thomas, all of the Oxford House, Inc., all of Washington, D.C.

INDIAN NURSE SHORTAGE

Select Committee on Indian Affairs: Committee concluded oversight hearings to examine the nurse shortage situation in Indian health services, after receiving testimony from Rear Adm. Faye Abdellah, Uniform Services, University of Health Sciences, Department of Defense; Ada Sue Hinshaw, Director, National Center for Nursing Research, National Institutes of Health, Capt. Everett Rhoades, Director, and Audrey Koertvelyessy, Director, Division of Nursing, both of the Indian Health Service, all of the Department of Health and Human Services; Alvin Windy Boy and John Sun Child, both of the Chippewa Cree Tribal Council, Rocky Boy Reservation, Montana; Shelly Crow, Creek Nation Community Health Board, Okmulgee, Oklahoma; Jean Frost and Marie Allen, representing the American Nurses' Association, both of the Navajo Area Indian Health Service, Window Rock, Arizona; KoLynn Powell, Yakima PHS Indian Health Center, Toppenish, Washington; Rita Carty, George Mason University, Fairfax, Virginia; Kathleen Long, Montana State University, Bozeman; Carmen Westwick, South Dakota State University, Brookings, representing the American Association of Colleges of Nursing; and John C. Slocumb, representing the American College of Obstetricians and Gynecologists, of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 5041–5065; 1 private bill, H.R. 5066; and 8 resolutions, H.J. Res. 603–605, H. Con. Res. 339, and H. Res. 412–415 were introduced.

Page 14109

Reports Filed: Reports were filed as follows:

H.R. 3859, to authorize assistance to the Washington Center for Internships and Academic Seminars (H. Rept. 101–539);

H. Res. 413, waiving certain points of order during consideration of H.R. 5019, making appropriations for energy and water development for the fiscal year ending September 30, 1991 (H. Rept. 101–540);

H.R. 3446, to amend title 18, United States Code, to provide for a shock incarceration program, amended (H. Rept. 101–541); and

H.R. 4329, American Technology Preeminence Act, amended (H. Rept. 101–481, Part II).

Page 14108

Committee Resignation: Read and accepted a letter from Representative Rahall wherein he resigns as a member of the Committee on Education and Labor; and a letter from Representative Spratt wherein he resigns as a member of the Committee on Government Operations.

Page 14022

Committee Elections: House agreed to H. Res. 412, electing Representative Spratt to the Committee on the Budget; and Representative Mfume to the Committee on Education and Labor.

Page 14022

Reclamations Projects Authorization: House passed H.R. 2567, to authorize additional appropriations for the construction of the Buffalo Bill Dam and Reservoir, Shoshone Project, Pick-Sloan Missouri Basin Program, Wyoming.

Page 14032

Agreed to the Interior and Insular Affairs Committee amendment in the nature of a substitute.

Page 14095

Agreed To:

The Miller of California technical amendment;

Page 14032

The Miller of California amendment, as amended by the DeFazio amendment, that ensures that farms larger than 960 acres do not receive federally subsidized irrigation water; and those entities that receive subsidized water must be citizens of the United States or resident aliens (agreed to by a recorded vote of 316 ayes to 97 noes, Roll No. 170);

Page 14061

The Gejdenson amendment, as amended by the Dorgan of North Dakota and de la Garza amendments, that phases out Federal subsidies for irrigation water used to grow "surplus" crops, with exceptions for contracts dealing with the Garrison Diversion Project in North Dakota, and if the Secretary of Agriculture determines that these crops exceed the necessary reserve to meet a shortage caused by drought, natural disaster, or other disruption in the supply of such crops (agreed to by a recorded vote of 338 ayes to 55 noes, Roll No. 171);

Page 14071

The Traficant amendment that establishes "Buy American" requirements applicable to new projects and to fu-

ture construction on the Buffalo Bill Dam; and allows the Department of the Interior to award to a domestic firm a contract that would otherwise be awarded to a foreign firm, if that domestic firm's final product will be completely assembled in the United States, not less than 50 percent of the final product, when fully assembled, will be domestically produced, and the domestic firm's bid is not more than 6 percent higher than that of the foreign firm's bid;

Page 14079

The Morrison of Washington amendment that instructs DOI to transfer a specified parcel of land in Sunnyside, Washington, to the Sunnyside Irrigation District; and

Page 14080

The Shumway amendment that instructs the DOI to sell, for the remaining value of the water supply contract, the Sly Park unit of the Central Valley Project in California to the El Dorado Irrigation District.

Page 14080

Agreed to amend the title.

Page 14095

Rejected:

The Lehman of California amendment to the Miller of California amendment, that sought to exclude family trusts, where all the beneficiaries of the trust are from no more than three generations, and are related by blood, and are at least 18 years old, from provisions that prohibit farms larger than 960 acres from receiving federally subsidized irrigation water (rejected by a recorded vote of 118 ayes to 297 noes, Roll No. 169).

Page 14041

The Miller of California amendment was offered and subsequently withdrawn that sought to place restrictions on additional funds for the Buffalo Bill Dam if Wyoming does not establish appropriate requirements regarding the release of water from the dam and the protection of fisheries and the river habitat.

Page 14082

Niobrara River Scenic River Designation: House agreed to H. Res. 410, providing for the consideration of S. 280, to amend the Wild and Scenic Rivers Act by designating a segment of the Niobrara River in Nebraska as a component of the National Wild and Scenic Rivers System.

Page 14096

Petroglyph National Monument: House agreed to the Senate amendments to the House amendments to S. 286, to establish the Petroglyph National Monument in the State of New Mexico—clearing the measure for the President.

Page 14098

AIDS Prevention Act: The Speaker appointed the following conferees to the conference on S. 2240, to amend the Public Health Service Act to provide grants to improve the quality and availability of care for individuals and families with HIV disease: Representatives Dingell, Waxman, Rowland of Georgia, Lent, and Madigan.

Page 14102

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 14108

Quorum Calls—Votes: Three recorded votes developed during the proceedings of the House today and appear on pages 14061, 14062, and 14078. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 6:10 p.m.

Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia continued hearings on Public Safety and Justice and also held hearings on Enterprise Funds, and on Public Education System. Testimony was heard from the following officials of the District of Columbia: Herbert O. Reid, Sr., Corporation Counsel; Walter B. Ridley, Director, Department of Corrections; Robert Lester, Acting Director, Office of Criminal Justice Plans and Analysis; Richard Maulsby, Executive Director, Office of Cable Television; Nathaniel Bush, President and Andrew E. Jenkins, III, Superintendent of Schools, both with the Board of Education; and Frederick B. Abramson, Chairman, Board of Governors, Law School.

OVERSIGHT BOARD—RESOLUTION TRUST CORPORATION

Committee on Banking, Finance and Urban Affairs: Held a hearing to receive the semiannual report of the Oversight Board of the Resolution Trust Corporation (P.L. 101–73). Testimony was heard from Nicholas F. Brady, Secretary of the Treasury; Jack Kemp, Secretary, Housing and Urban Development; the following officials of the Oversight Board of the Resolution Trust Corporation: Peter H. Monroe, President; and Robert Larson, Independent Member; the following officials of the Federal Reserve System: Alan Greenspan, Chairman, Board of Governors; and William Taylor, Director, Division of Banking Supervision and Regulation.

FEDERAL RESERVE SYSTEMS BUDGET AND PROPOSALS TO CONTROL INFLATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on the budget of the Federal Reserve System and proposals to control inflation. Testimony was heard from Representative Dannemeyer; and the following members of the Board of Governors, Federal Reserve System: Wayne D. Angell; and Edward W. Kelley, Jr.

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DEFENSE PRODUCTION ACT AMENDMENTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization held a hearing on H.R. 486, Defense Production Act Amendments of 1989. Testimony was heard from Antonio Lopez, Associate Director, National Preparedness, FEMA; David Berteau, Principle Deputy Assistant Secretary (Production and Logistics), Department of Defense; Guy Caruso, Director, Office of Energy Emergency and Evaluation, Office of the Deputy Assistant Secretary, Energy Emergency, Office of International Affairs and Energy Emergencies, Department of Energy; John Richards, Deputy Assistant Secretary, Industrial Resources Administration, Department of Commerce; and public witnesses.

NUCLEAR FACILITIES OCCUPATIONAL SAFETY IMPROVEMENT ACT

Committee on Education and Labor: Subcommittee on Health and Safety held a hearing on H.R. 3521, Nuclear Facilities Occupational Safety Improvement Act of 1989. Testimony was heard from Gerald F. Scannell, Assistant Secretary, Occupational Safety and Health Administration, Department of Labor; and Peter Brush, Acting Assistant Secretary, Environment, Safety and Health, Department of Energy.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Energy and Power approved for full Committee action the following bills: H.R. 4808, Solar, Wind and Geothermal Power Productions Incentives Act of 1990; H.R. 711, amended, to amend the Energy Policy and Conservation Act to increase the efficiency and effectiveness of State energy conservation programs carried out; and H.R. 830, Fairness in Bargaining Act of 1989.

Prior to this action, the Subcommittee held a hearing on H.R. 4808, Solar, Wind and Geothermal Power Productions Incentives Act of 1990. Testimony was heard from J. Michael Davis, Assistant Secretary, Conservation and Renewables, Department of Energy; and public witnesses.

PEPPER COMMISSION'S REPORT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the Pepper Commission's findings and recommendations regarding public financing and delivery of long-term care services. Testimony was heard from Senator Rockefeller, Chairman, U.S. Bipartisan Commission on Comprehensive Health Care (Pepper Commission); and public witnesses.

ISSUANCE OF SUBPOENAS

Committee on Government Operations: Subcommittee on Employment and Housing approved the issuance of a subpoena to Leonard Briscoe and the issuance of a subpoena duces tecum for his records at the Worthington Hotel, Fort Worth, Texas.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action amended the following bills: S. 830, to amend Public Law 99–647, establishing the Blackstone River Valley National Heritage Corridor Commission, to authorize the Commission to take immediate action in furtherance of its purposes and to increase the authorization of appropriations for the Commission; H.R. 3888, to allow a certain parcel of land in Rockingham County, Virginia, to be used for a child care center; and H.R. 3617, to transfer jurisdiction of certain public lands in the State of Utah to the Forest Service.

FEDERAL DEBT COLLECTION PROCEDURES

Committee on the Judiciary: Subcommittee on Economic and Commercial Law held a hearing on proposed Federal debt collection procedures, Testimony was heard from Representative Gekas; from the following U.S. Attorneys: Bob Wortham, Eastern District of Texas; Charles W. Larson, Northern District of Iowa; Joseph M. Whittle, Western District of Kentucky; and Louis G. DeLalaise, Eastern District of Kentucky; and public witnesses.

AQUATIC NUISANCE SPECIES

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and the Great Lakes, Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Coast Guard and Navigation held a joint hearing on H.R. 4214, to prevent and control infestations of the coastal and inland waters of the United States by the zebra mussel, and other nonindigenous aquatic nuisance species. Testimony was heard from Representatives Nowak, Dingell, Bonior, Ridge and Kaptur; Constance B. Harriman, Assistant Secretary, Fish and Wildlife and Parks, Department of the Interior; Capt. Ted Thompson, USCG, Chief, Port Safety and Security Division, U.S. Coast Guard, Department of Transportation; and public witnesses.

AVIATION SAFETY AND CAPACITY EXPANSION ACT

Committee on Public Works and Transportation: Subcommittee on Aviation approved for full Committee action amended H.R. 4986, Aviation Safety and Capacity Expansion Act of 1990.

ENERGY AND WATER DEVELOPMENT APPROPRIATIONS

Committee on Rules: Granted a rule waiving clauses 2 and 6 of Rule XXI against specified paragraphs of H.R. 5019, making appropriations for energy and water development for the fiscal year ending September 30, 1990. The rule waives clause 2 of Rule XXI against the amendments by Representative Skaggs of Colorado, or his designee and Representative Scheuer of New York, or his designee printed in section 2 of the rule. Section 3 of the

rule provides that, for purposes of sections 302 and 311 of the Congressional Budget Act, as they apply to the Committee on Appropriations and consideration of general appropriations bills, amendments thereto or conference reports thereon, in the House of Representatives, the Congress shall be considered to have adopted H. Con. Res. 310, as adopted by the House on May 1, 1990. Section 3 of the rule further states that the allocations in the Budget Committee report (H. Rept. 101–455) are to be considered as the allocations made pursuant to section 302(a) of the Budget Act. Finally, section 3 of the rule provides that this section of the resolution shall cease to apply upon final adoption by the Congress of a budget resolution for fiscal year 1991. Testimony was heard from Representatives Bevill, Panetta, Penny, Skaggs, Myers, and Frenzel.

SCIENCE AND TECHNICAL EDUCATION

Committee on Science and Technology: Subcommittee on Science Research and Technology continued hearings on Science and Technical Education. Testimony was heard from public witnesses.

SMALL BUSINESS LEGISLATION

Committee on Small Business: Held a hearing on the following bills: H.R. 4793, Small Business Reauthorization and Amendments Act of 1990; H.R. 4773, to authorize the President to call and conduct a National White House Conference on Small Business; H.R. 2283, White House Conference on Small Business Act; H.R. 4816, Rural Small Business Enhancement Act of 1990; S. 1036, to improve the economic community and educational well-being of rural America (Title VIII and IX); and H.R. 2947, Women's Business Procurement Assistance Act of 1989. Testimony was heard from Katherine M. Bulow, Deputy Administrator, SBA.

MEDICARE WASTE AND ABUSE

Committee on Ways and Means: Subcommittee on Health held a hearing on fiscal year 1991 budget issues relating to waste and abuse in the Medicare program. Testimony was heard from Janet Shikles, Director, Health Financing and Policy Issues, GAO; Michael F. Mangano, Deputy Inspector General, Evaluations and Inspections, Office of Inspector General, Department of Health and Human Services; Dr. Roger C. Herdman, Assistant Director, Health and Life Sciences, OTA; and public witnesses.

U.S.-MEXICO ECONOMIC RELATIONS

Committee on Ways and Means: Subcommittee on Trade held a hearing on U.S.-Mexico economic relations. Testimony was heard from Representatives de la Garza, Richardson and Kolbe; Carla A. Hills, U.S. Trade Representative; Ronald A. Cass, Vice Chairman, U.S. International Trade Commission; and public witnesses.

Hearings continue June 28.

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

Joint Meetings

POVERTY

Joint Economic Committee: Committee concluded hearings to examine the accuracy of the Census Bureau's formula for measuring poverty, focusing on changes in families and family needs, after receiving testimony from John Weicher, Assistant Secretary of Housing and Urban Development for Policy Development and Research; and Kathleen K. Scholl, American Association of Retired Persons, and Robert Greenstein, Center on Budget and Policy Priorities, both of Washington, D.C.

SCHOOL-TO-WORK TRANSITION

Joint Economic Committee: Subcommittee on Education and Health concluded hearings to examine certain strategies to better prepare non-college bound youth for the transition from school to the work force, after receiving testimony from Ray Uhalde, Administrator, Strategic Planning and Policy Development, Department of Labor; Franklin Frazier, Director, Education and Employment Issues, General Accounting Office; Gorden Ambach, Council of Chief State School Officers, Washington, D.C.; and Marc Tucker, National Center on Education and the Economy, Rochester, New York.

ACT FOR BETTER CHILD CARE

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 3, to authorize funds to expand Head Start programs and programs carried out under the Elementary and Secondary Education Act of 1965 to include care services, but did not complete action thereon, and recessed subject to call.

♦♦♦♦♦♦♦♦♦♦♦♦

Monday, June 18, 1990

Senate

Chamber Action

Routine Proceedings, pages 14356–14477

Measures Introduced: Five bills and one resolution were introduced as follows: S. 2747–2751, and S.J. Res. 335. **Page 14446**

Measures Reported: Reports were made as follows:

S. 2749, to provide a supplemental authorization of appropriations for fiscal year 1991 for the Department of State and the United States Information Agency. (S. Rept. No. 101–334) **Page 14446**

Measures Passed:

Retired Enlisted Association Reorganization: Senate passed S. 670, to reorganize the organization known as the Retired Enlisted Association, Incorporated.

Page 14468

International Visitors' Month: Senate passed S.J. Res. 248, to designate the month of September 1990, as "International Visitors' Month."

Page 14469

Mental Illness Awareness Week: Senate passed S.J. Res. 256, to designate the week of October 7, 1990, through October 13, 1990, as "Mental Illness Awareness Week."

Page 14469

Wyoming Centennial Day: Senate passed S.J. Res. 271, to designate July 10, 1990, as "Wyoming Centennial Day."

Page 14470

National Health Care Food Service Week: Senate passed S.J. Res. 273, to designate the week of October 7 through 13, 1990, as "National Health Care Food Service Week."

Page 14470

Lyme Disease Awareness Week: Senate passed S.J. Res. 276, designating the week beginning July 22, 1990, as "Lyme Disease Awareness Week."

Page 14470

Flight Attendant Safety Professionals' Day: Senate passed S.J. Res. 278, designating July 19, 1990, as "Flight Attendant Safety Professionals' Day."

Page 14470

National D.A.R.E. Day: Senate passed S.J. Res. 281, to designate September 13, 1990, as "National D.A.R.E. Day."

Page 14470

National Historically Black College Week: Senate passed S.J. Res. 285, to designate the period commencing September 9, 1990, and ending September 15, 1990, as "National Historically Black College Week."

Page 14471

Polish American Heritage Month: Senate passed S.J. Res. 289, to designate October 1990, as "Polish American Heritage Month."

Page 14471

Korean War Service Recognition: Senate passed S.J. Res. 290, to designate the week of July 22, 1990, through July 28, 1990, as the "National Week of Recognition and Remembrance for Those Who Served in the Korean War."

Page 14471

National Neighborhood Crime Watch Day: Senate passed S.J. Res. 296, designating August 7, 1990, as "National Neighborhood Crime Watch Day."

Page 14472

Year of the Wetlands: Senate passed S.J. Res. 299, to designate the period October 1, 1990, through October 1, 1991, as the "Year of the Wetlands."

Page 14472

Jewish Community Center Month: Senate passed S.J. Res. 300, to designate September 1990, as "Jewish Community Center Month."

Page 14474

National Breast Cancer Awareness Month: Senate passed S.J. Res. 301, designating October 1990, as "National Breast Cancer Awareness Month."

Page 14474

National Drug-free Schools and Communities Education and Awareness Day: Senate passed S.J. Res. 304, to designate October 17, 1990, as "National Drug-free Schools and Communities Education and Awareness Day."

Page 14475

National Huntington's Disease Awareness Month: Senate passed S.J. Res. 308, to designate the month of June 1990, as "National Huntington's Disease Awareness Month."

Page 14475

National Critical Care Awareness Week: Senate passed S.J. Res. 312, designating the week of November 12, 1990, through November 18, 1990, as "National Critical Care Awareness Week."

Page 14475

National Children's Day: Senate passed S.J. Res. 316, to designate the second Sunday in October 1990, as "National Children's Day."

Page 14475

National Radon Action Week: Senate passed S.J. Res. 317, to designate the week of October 14, 1990, through October 20, 1990, as "National Radon Action Week."

Page 14475

National Literacy Day: Senate passed S.J. Res. 320, designating July 2, 1990, as "National Literacy Day."

Page 14476

National Agricultural Research Week: Senate passed S.J. Res. 321, to designate the week of August 19 through 25, 1990, as "National Agricultural Research Week."

Page 14476

Religious Freedom Week: Senate passed S.J. Res. 331, to designate the week of September 23, 1990, through September 29, 1990, as "Religious Freedom Week."

Page 14476

National Job Skills Week: Senate passed S.J. Res. 333, to designate the week of September 30, 1990, through October 6, 1990, as "National Job Skills Week."

Page 14477

State of Tennessee Bicentennial: Senate passed H.J. Res. 555, to commemorate the bicentennial of the law

which provided civil government for the territory from which the State of Tennessee was formed.

Page 14477

Subsequently, S.J. Res. 330, Senate companion measure, was indefinitely postponed.

Page 14468

National Affordable Housing Act: Senate began consideration of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing and to increase homeownership, taking action on amendments proposed thereto, as follows:

Pages 14374, 14439

Pending:

(1) Heinz Amendment No. 2023, expressing the sense of the Senate that Congress should recognize the unique needs of persons 85 and older and attempt to design federal housing programs recognizing such needs.

Page 14440

(2) Heinz Amendment No. 2024 (to Amendment No. 2023), in the nature of a substitute.

Page 14441

Senate will continue consideration of the bill and the pending amendment proposed thereon, on Tuesday, June 19.

Ryan White Comprehensive AIDS Resources Emergency Act: Senate disagreed to the amendments of the House to S. 2240, to amend the Public Health Service Act to provide grants to improve the quality and availability of care for individuals and families with HIV disease, agreed to the request for a conference thereon, and appointed as conferees Senators Kennedy, Pell, Metzenbaum, Dodd, Hatch, Coats, and Jeffords.

Page 14477

Presidential Messages: Senate received the following message from the President of the United States:

Transmitting the report on National Drug Operations Center, which was referred to the Committee on the Judiciary. (PM–124)

Page 14446

Nominations Confirmed: Senate confirmed the following nominations:

Richard J. Hankinson, of Virginia, to be Inspector General, Department of Justice.

Robert H. Cleland, to be United States District Judge for the Eastern District of Michigan.

Jimmy C. Carter, to be United States Marshal for the Southern District of Georgia.

Gary E. Shovlin, of Texas, to be United States Marshal for the Middle District of Pennsylvania.

Page 14478

Nominations Received: Senate received the following nominations:

Timothy John McBride, of Michigan, to be an Assistant Secretary of Commerce.

Stephen D. Potts, of Maryland, to be Director of the Office of Government Ethics for a term of five years.

Routine lists in the Air Force, Army.

Page 14477

Messages From the President: Page 14445

Communications: Page 14446

Statements on Introduced Bills: Page 14446

Additional Cosponsors: Page 14463

Amendments Submitted: Page 14465

Notices of Hearings: Page 14465

Additional Statements: Page 14466

Recess: Senate convened at 2 p.m., and recessed at 6:26 p.m., until 9:30 a.m., on Tuesday, June 19, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 14477.)

Committee Meetings

WISCONSIN LEARNFARE PROGRAM

Committee on Finance: Subcommittee on Social Security and Family Policy hearings to examine family support programs, focusing on the Wisconsin Learnfare program, designed to instill in welfare parents the responsibility to support their children, receiving testimony from Jo Anne B. Barnhart, Assistant Secretary of Health and Human Services for Family Support; Patricia A. Goodrich, Wisconsin Department of Health and Social Services, Thomas J. Corbett, Institute for Research on Poverty, University of Wisconsin, Carol L. Croce, Wisconsin Nutrition Project, and Mark M. Rogacki, Wisconsin Counties Association, all of Madison; and Lois M. Quinn and John M. Pawasarat, both of the Employment and Training Institute, University of Wisconsin, Milwaukee.

Hearings were recessed subject to call.

IRAQ

Committee on Foreign Relations: On Friday, June 15, Committee concluded hearings to examine U.S. policy toward Iraq, focusing on human rights, weapons proliferation and international law, after receiving testimony from Senators D'Amato and Specter; John H. Kelly, Assistant Secretary of State for Near Eastern and South Asian Affairs; Joshua R. Gilder, Principal Deputy Assistant Secretary of State for Human Rights and Humanitarian Affairs; Gary Milhollin, University of Wisconsin School of Law, Madison, on behalf of the Wisconsin Project on Nuclear Arms Control; and Najmaldin Karim, Kurdish National Congress of North America; and James Graham, Amnesty International, on behalf of the Middle East Coordination Group, both of Washington, DC.

NOMINATIONS

Committee on the Judiciary: On Friday, June 15, Committee concluded hearings on the nominations of Michael S.

Gelacak, of Virginia, and Julie E. Carnes, of Georgia, each to be a Member of the United States Sentencing Commission, after the nominees testified and answered questions in their own behalf. Mr. Gelacak was introduced by Senator Robb, and Ms. Carnes was introduced by Senators Nunn and Fowler.

NOMINATIONS

Committee on Veterans' Affairs: On Friday, June 15, Committee concluded hearings on the nominations of Donald L. Ivers, of New Mexico, and Jonathan R. Steinberg, of Maryland, each to be an Associate Judge of the United States Court of Veterans Appeals, after the nominees testified and answered questions in their own behalf. Mr. Ivers was introduced by Senator Domenici and Mr. Steinberg was introduced by Senator Cranston. Testimony was also received from Edward J. Derwinski, Secretary of Veterans Affairs; Anthony J. Principi, Deputy Secretary of Veterans Affairs; Max Cleland, Atlanta, Georgia, former Administrator of Veterans' Affairs; Oliver E. Meadows, Godley, Texas, former Staff Director of the House Committee on Veterans' Affairs; Charles T. Hagel, former Deputy Administrator of Veterans' Affairs, Thomas E. Harvey, former Deputy Administrator of Veterans' Affairs, Donald L. Custis, former Chief Medical Director, Veterans' Administration, John A. Gronvall, former Chief Medical Director, Department of Veterans Affairs, Cooper T. Holt, on behalf of Veterans of Foreign Wars, Charles E. Joeckel, Disabled American Veterans, and R. Jack Powell, Paralyzed Veterans of America, all of Washington, DC; and William Josephson, on behalf of Peace Corps, and Sidney Cooper, Veterans Due Process, Inc., both of New York, New York.

House of Representatives

Chamber Action

Bills Introduced: 2 public bills, H.R. 5067 and H.R. 5068 were introduced.

Page 14355

Reports Filed: Reports were filed as follows:

H.R. 4273, to amend the the Public Health Service Act to extend the program of grants for preventive health services with respect to tuberculosis, amended (H. Rept. 101–542);

H.R. 4790, to amend the Public Health Service Act to establish a program of grants for the prevention and control of breast and cervical cancer (H. Rept. 101–543); and

H.R. 1013, to amend the Education of the Handicapped Act to extend certain authorities contained in such Act through the fiscal year 1992, amended (H. Rept. 101–544).

Page 14355

Speaker Pro Tempore: Read a letter from the Speaker wherein he appoints Representative Mazzoli to act as Speaker pro tempore for today.

Page 14308

Presidential Veto Message—Hatch Act Amendments: Read a message from the President wherein he announces his veto of H.R. 20, to amend title 5, United States Code, to restore to Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, and to protect such employees from improper political solicitations, and explains his reasons therefor—ordered printed (H. Doc. 101–203).

Page 14308

Agreed to a motion providing that future consideration of the veto message be postponed until Wednesday, June 20.

Page 14309

Suspensions: The House voted to suspend the rules and pass the following measures:

Defense reports reduction: H.R. 4736, to reduce the number of reports that the Department of Defense is required by law to submit to Congress;

Page 14309

Tuberculosis control: H.R. 4273, amended, to amend the Public Health Service Act to extend the program of grants for preventive health services with respect to tuberculosis;

Page 14312

Breast and cervical cancer prevention: H.R. 4790, amended, to amend the Public Health Service Act to establish a program of grants for the prevention and control of breast and cervical cancer. Agreed to amend the title;

Page 14313

Coast Guard authorization: H.R. 4609, amended, to amend the Coast Guard Authorization Act of 1989 (Public Law 101–225);

Page 14317

General Assembly Resolution 3379: S.J. Res. 246, calling upon the United Nations to repeal General Assembly Resolution 3379—clearing the measure for the President; and

Page 14319

Handicapped education extension: H.R. 1013, amended, to amend the Education of the Handicapped Act to extend certain authorities contained in such Act through the fiscal year 1992. Agreed to amend the title. Subsequently, S. 1824, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title. H.R. 1013 was laid on the table.

Pages 14322, 14337

Washington Center Assistance: House completed all debate on the motion to suspend the rules and pass H.R. 3859, to authorize assistance to the Washington Center for Internships and Academic Seminars; on which a recorded vote was postponed until Tuesday, June 19.

Page 14346

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:51 p.m.

Committee Meetings

RESOLUTION TRUST CORPORATION'S PERSONNEL MANAGEMENT

Committee on Banking, Finance and Urban Affairs: On June 15, the Subcommittee on Financial Institutions, Supervision, Regulation and Insurance held a hearing on the Resolution Trust Corporation's personnel management of the institutions in conservatorship. Testimony was heard from the following officials of the Resolution Trust Corporation: David Cooke, Executive Officer; Chairmen J. Sullivan, Director, Southwest Region, Dallas, Texas; and Michael J. Martinelli, Director, Central Region, Kansas City, Missouri.

NIH REAUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the reauthorization of the National Institutes of Health. Testimony was heard from Representatives Walgren, Conte, Snowe, and Schroeder; Mark V. Nadel, Associate Director, National and Public Health Issues, Human Resources Division, GAO; the following officials of the NIH, Department of Health and Human Services: William Raub, Acting Director; Dr. Claude J.M. Lenfant, Director, National Heart, Lung, and Blood Institute; and Richard Adamson, Acting Director, National Cancer Institute; and public witnesses.

STEWART B. McKINNEY HOMELESS ASSISTANCE AMENDMENTS ACT

Committee on Energy and Commerce: On June 15, the Subcommittee on Health and the Environment held a hearing on health care for the homeless provisions of title V of H.R. 3789, Stewart B. McKinney Homeless Assistance Amendments Act of 1990. Testimony was heard from public witnesses.

FIRST EXECUTIVE CORPORATION

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing regarding an inquiry into the life insurance and investment practices of the First Executive Corporation. Testimony was heard from Patrick Johnston, member, Assembly, State of California; Wendy E. Cooper, Acting Superintendent of Insurance, Department of Insurance, State of New York; Thomas H. Borman, Commissioner, Department of Commerce, State of Minnesota; and Fred C. Carr, Chairman, Board and Chief Executive Officer, First Executive Corporation.

NEWBERRY VOLCANOES NATIONAL MONUMENT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 3840, to establish the Newberry Volcanoes National Monument in the State of Oregon. Testimony was heard from Representatives AuCoin and Wyden; James Overbay, Deputy Chief, Forest Service, USDA; and public witnesses.

ADMINISTRATIVE IMPEDIMENTS—U.S.–CANADA FREE TRADE AGREEMENT

Committee on Small Business: On June 15, the Committee held a hearing on Administrative impediments to trade under the U.S.-Canada Free Trade Agreement. Testimony was heard from Representative Slaughter of New York; John P. Simpson, Deputy Assistant Secretary, Regulatory, Tariff and Trade Enforcement, Department of the Treasury; Steven Jacobs, Deputy Director, Office of Canada, International Trade Administration, Department of Commerce; and public witnesses.

ELECTRONICS DATA INTERCHANGE

Committee on Small Business: Subcommittee on Exports, Tax Policy and Special Problems and the Subcommittee on Environment and Labor held a joint hearing on Electronics Data Interchange: Key to Small Business Competitiveness. Testimony was heard from Vickie Hodziewich, Director, Office of Trade Initiatives, U.S. Customs Service, Department of the Treasury; Richard Donnelly, Acting Deputy Assistant Secretary, Production and Resources, Department of Defense; and public witnesses.

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Tuesday, June 19, 1990

Senate

Chamber Action

Routine Proceedings, pages 14488–14594

Measures Introduced: Six bills and two resolutions were introduced as follows: S. 2752–2757, S.J. Res. 336, and S. Con. Res. 139.

Page 14559

Measures Reported: Reports were made as follows:

S. 1400, to regulate interstate commerce by providing for a uniform Product Liability law, with an amendment in the nature of a substitute.

Page 14559

Measures Passed:

National Park Resources: Senate passed H.R. 2844, to improve the ability of the Secretary of the Interior to properly manage certain resources of the National Park

System, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 14591

Cranston (for Johnston) Amendment No. 2035, of a technical nature.

Page 14592

Chaco Culture Archaeological Protection Sites: Senate passed S. 798, to amend title V of the Act of December 19, 1980, designating the Chaco Culture Archaeological Protection Sites, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 14592

Cranston (for Johnston) Amendment No. 2036, of a technical nature.

Page 14593

National Affordable Housing Act: Senate began consideration of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing and to increase homeownership, taking action on amendments proposed thereto, as follows:

Pages 14491, 14515, 14535, 14546

Adopted:

(1) Heinz Amendment No. 2023, expressing the sense of the Senate that Congress should recognize the unique needs of persons 85 and older and attempt to design federal housing programs recognizing such needs.

Pages 14491, 14509

(2) By 96 yeas to 2 nays (Vote No. 117), Heinz Amendment No. 2024 (to Amendment No. 2023), in the nature of a substitute.

Pages 14491, 14509

(3) Cranston (for Inouye) Amendment No. 2025, relating to the provision of assistance by grantees to the Hawaiian Home Lands.

Pages 14510, 14515

(4) Graham Amendment No. 2026, to include a cooling degree day adjustment factor in determining the Performance Funding System utility subsidy for public housing agencies.

Pages 14515, 14518, 14549

(5) Wallop Amendment No. 2027, to modernize United States circulating coin designs, of which one reverse will have a design commemorating the two hundredth anniversary of the United States Constitution.

Page 14516

(6) Graham Amendment No. 2028, to grant authority to the Secretary of Housing and Urban Development for a waiver relative to high-cost projects with the funding to come through a special account for the purpose of funding those costs which went beyond normal cost standards.

Page 14517

(7) Lieberman Amendment No. 2029, to develop and promote the use of new cost-saving building technologies.

Page 14520

(8) Cranston Amendment No. 2030, to authorize the use of HOP technical assistance funds for the promotion of employer assisted housing, to direct HUD to extend existing congregate housing services contracts for up to three years, to allow funding for homeless prevention activities to be unrestricted, to clarify that lower matching requirements would apply to community-based nonprofit organizations that are unaffiliated with national nonprofits, to extend HUD's home equity conversion mortgages demonstration project to 1993, to require participating jurisdictions to establish an outreach program to encourage the inclusion of minorities and women in HOP contacting activities, to require a study on the actuarial soundness of implementing a program to project increases in an area's average home price and determine downpayments accordingly, to direct the Farmers Home Administration to pay interest on escrow accounts in states where other mortgage lenders are required to do so, and to hold harmless the amount of funding that is determined through the allocation formula for a metropolitan city that annexes an urban county.

Page 14524

(9) Wirth Amendment No. 2032, to provide for the development of a uniform plan to make housing more affordable through mortgage financing incentives for energy efficiency.

Page 14535

(10) By a unanimous vote of 100 yeas (Vote No. 118), Danforth Amendment No. 2033, to provide for the acquisition of video equipment to be used in detecting persons driving under the influence of alcohol or a controlled substance and in effectively prosecuting those persons.

Page 14552

Senate will continue consideration of the bill and amendments proposed thereto, on Wednesday, June 20.

Page 14594

Veto Message on Federal Employees' Political Activities Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of a veto message on H.R. 20, to amend title 5, United States Code, to restore Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, and to protect such employees from improper political solicitations, with a vote on reconsideration of the bill, the objections of the President notwithstanding, to occur on Thursday, June 21, at 11:30 a.m.

Page 14543

Presidential Messages: Senate received the following messages from the President of the United States:

Transmitting the annual report of the Department of Housing and Urban Development, which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–125)

Page 14555

Transmitting the annual report on Administration of the Radiation Control for Health and Safety Act, which was referred to the Committee on Labor and Human Resources. (PM–126)

Page 14556

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Treaty with Poland Concerning Business and Economic Relations (Treaty Doc. No. 101–18). The treaty was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and was ordered to be printed.

Page 14591

Measures Indefinitely Postponed: Senate indefinitely postponed further consideration of the following measures:

Pecos National Historical Park: S. 2254, to establish the Pecos National Historical Park in the State of New Mexico.

Page 14594

Zuni-Cibola National Historical Park: S. 2430, to amend the Zuni-Cibola National Historical Park Establishment Act of 1988 to enlarge the time in which the Secretary of the Interior may accept a leasehold interest for inclusion in the park.

Page 14594

Nominations Received: Senate received the following nominations:

Edward William Gnehm, Jr., of Georgia, to be Ambassador to the State of Kuwait.

Genta Hawkins Holmes, of California, to be Ambassador to the Republic of Namibia.

Page 14594

Messages From the President: Page 14555

Messages From the House: Page 14556

Measures Referred: Page 14556

Measures Placed on Calendar: Page 14556

Communications: Page 14556

Petitions: Page 14557

Executive Reports of Committees: Page 14559

Statements on Introduced Bills: Page 14560

Additional Cosponsors: Page 14573

Amendments Submitted: Page 14576

Notices of Hearings: Page 14583

Authority for Committees: Page 14583

Additional Statements: Page 14583

Record Votes: Two record votes were taken today. (Total—118)

Pages 14509, 14554

Recess: Senate convened at 9:30 a.m., and recessed at 6:52 p.m., until 9 a.m., on Wednesday, June 20, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 14594.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee resumed consideration of proposed legislation to strengthen and improve U.S. agricultural programs, focusing on dairy provisions, but did not complete action thereon, and will meet again tomorrow.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Projection Forces and Regional Defense resumed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on strategic lift requirements and capabilities, receiving testimony from David J. Berteau, Principal Deputy Assistant Secretary of Defense for Production and Logistics; Gen. Hansford T. Johnson, USAF, Commander-in-Chief, U.S. Transportation Command; Nancy R. Kingsbury, Director, Air Force Issues, General Accounting Office; Maj. Gen. Stephen Croker, USAF, Director of Strategic Special Operations Force and Airlift Programs; and John J. Stocker, Shipbuilders Council of America, Washington, D.C.

Subcommittee recessed subject to call.

RURAL WATER SYSTEMS

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded hearings on S. 2710, to authorize funds for the construction, operation, and maintenance of the Lake Andes-Wagner Unit and the Marty II Unit, South Dakota Pumping Division in South Dakota, and S. 1765, to authorize funds for the planning and construction of the Mid-Dakota Rural Water System, after receiving testimony from Senators Pressler and Daschle; Representative Tim Johnson; Dennis B. Underwood, Commissioner, Bureau of Reclamation, Robert Jacobsen, Assistant Regional Director (Denver, Colorado), Fish and Wildlife Enhancement, U.S. Fish and Wildlife Service, and John N. Fischer, Associate Chief Hydrologist, U.S. Geological Survey, all of the Department of the Interior; Max H. Dodson, Director, Water Management Division, Region VIII (Denver, Colorado), Environmental Protection Agency; David C. Campbell, National Wildlife Federation, Washington, D.C.; Sherwood O. Berg, The Nature Conservancy, Brookings, South Dakota; Scott Parsley, East River Electric Power Cooperative, Madison, South Dakota; Leo Holzbauer, Lake Andes-Wagner Water Systems, Inc., Wagner, South Dakota; Stephen N. Cournoyer, Jr., Yankton Sioux Tribe, Marty, South Dakota; and Susan Hargens and Julie Apgar, both of the Mid-Dakota Rural Water Systems, Inc., and John Carr, all of Miller, South Dakota.

NONINDIGENOUS AQUATIC NUISANCE

Committee on Environment and Public Works: Subcommittee on Environmental Protection concluded hearings on S. 2244, to prevent and control infestations of the coastal and inland waters of the United States by the zebra mussel and other nonindigenous aquatic nuisance species, after receiving testimony from Senators Glenn and Kohl; Constance B. Harriman, Assistant Secretary of the Interior for Fish, Wildlife, and Parks; Gilman D. Veith, Director, Environmental Research Laboratory (Deluth, Minnesota), Environmental Protection Agency; Capt. T.E. Thompson, Chief, Port Safety and Security Division, United States Coast Guard Headquarters; Alfred M. Beeton, Great Lakes Environmental Research Laboratory, and Michael Donahue, Great Lakes Commission, both of Ann Arbor, Michigan; and James T. Carlton, Williams College-Mystic Seaport, Mystic, Connecticut.

MONTREAL AVIATION PROTOCOL

Committee on Foreign Relations: Committee concluded hearings to review the results of the General Accounting Office study of Protocol 3 to amend the Convention for the Unification of Certain Rules Relating to International Carriage by Air done at Montreal on September 25, 1975 (Ex. B, 95th Congress, 1st Sess.), after receiving testimony from Kenneth M. Mead, Director, Transportation Issues, Resources, Community, and Economic Development Division, General Accounting Office.

FEDERAL COURT JURISDICTION

Committee on the Judiciary: Subcommittee on the Constitution held hearings on S.J. Res. 295, to prohibit the Supreme Court or any inferior court of the United States from ordering the laying or increasing of taxes, and S. 34, to revise the Federal judicial code to deny to inferior Federal courts jurisdiction to issue any remedy, order, writ, or other judicial decree requiring the Federal government or any State or local government to impose any new tax or to increase any existing tax, receiving testimony from Senators Thurmond, Danforth, and Humphrey; Mark J. Bredemeier, Landmark Legal Foundation, Kansas City, Missouri; Stephen B. Presser, Northwestern University School of Law, Evanston, Illinois; Robert F. Nagel, University of Colorado School of Law, Boulder; and Patricia Brannan, Hogan and Hartson, Charles J. Cooper, McGuire, Woods, Battle and Boothe, and Bruce Fein, all of Washington, D.C.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Veterans' Affairs: Committee concluded hearings on the nominations of James W. Holsinger, Jr., of Virginia, to be Chief Medical Director, and Stephen A. Trodden, of Virginia, to be Inspector General, both of the Department of Veterans Affairs, after the nominees, who were introduced by Senators Warner and Robb, testified and answered questions in their own behalf.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 5069–5088; and 4 resolutions, H.J. Res. 606, H. Con. Res. 340 and 341, and H. Res. 416 were introduced.

Page 14703

Report Filed: One report was filed as follows: Report from the Committee on Appropriations entitled "Report on the Subdivision of Budget Totals for Fiscal Year 1991" (H. Rept. 101–545).

Page 14703

Journal: By a yea-and-nay vote of 280 yeas to 115 nays, Roll No. 172, the House approved the Journal of Monday, June 18.

Page 14596

Private Calendar: On the call of the Private Calendar, the House passed and sent to the Senate without amendment: H.R. 1862, H.R. 3298, H.R. 3642, H.R. 3791, H.R. 4327, and H.R. 4378.

Pages 14597, 14598

Presidential Message—Drug Operations Center: Read a message from the President wherein he transmits a report containing an analysis of the feasibility of establishing a National Drug Operations Center for the integration, coordination, and control of all drug interdictions—referred to the Committees on Armed Services, the Judiciary, Merchant Marine and Fisheries, Public Works and Transportation, and Ways and Means and ordered printed (H. Doc. 101–204).

Page 14612

Energy and Water Appropriations: By a recorded vote of 355 ayes to 59 noes, Roll No. 181, the House passed H.R. 5019, making appropriations for energy and water development for the fiscal year ending September 30, 1991.

Pages 14602, 14612, 14617

Agreed To:

The Walker amendment that earmarks $4 million of the appropriated funds for energy, supply, research and development activities, to be available only for the Hydrogen Energy Systems Program;

Page 14639

The Skaggs amendment that would not permit the use of $65 million in funding for the new Plutonium Recovery Modification Project at Rocky Flats in Golden, Colorado until 30 days after a review of the "Facilities Modernization Report" of the Department of Energy is submitted to Congress by the Secretary (agreed to by a recorded vote of 413 ayes to 7 nays, Roll No. 176);

Page 14646

The Scheuer amendment that earmarks $1.3 million of appropriated funds to be used to carry out the Reduced Enrichment in Research and Test Reactors Program; and

Page 14648

The Owens of Utah amendment that prohibits funds appropriated to be used for the purposes of land acquisition on the Monks Hollow Dam and Reservoir, Upper Diamond Fork Pipeline, or Last Chance Powerplant of the Bonneville Unit of the Central Utah Project.

Page 14663

Rejected:

The Schroeder amendment that sought to eliminate $65 million for the new Plutonium Recovery Modification Project at Rocky Flats Plant, Golden, Colorado (rejected by a recorded vote of 142 ayes to 278 noes, Roll No. 175);

Page 14640

The Petri amendment that sought to strike language in the bill providing that any increase in power purchase costs incurred by the Western Area Power Administration after January 1, 1986, resulting from bypass releases and temperature control purposes to preserve anadromous fisheries in the Sacramento River shall be nonreimbursable (rejected by a recorded vote of 140 ayes to 277 noes, Roll No. 177);

Page 14656

The Frenzel amendment that sought to provide that there be a 10.53 percent across the board cut in all discretionary accounts, so funds appropriated may be reduced to the fiscal year 1990 levels (rejected by a recorded vote of 98 ayes to 314 noes, Roll No. 178);

Page 14663

The Dannemeyer amendment that sought to provide a 5 percent across the board cut in all discretionary accounts in the bill (rejected by a recorded vote of 124 ayes to 285 noes, Roll No. 179); and

Page 14666

The Penny amendment that sought to provide a 2 percent across the board cut in all discretionary accounts in the bill (rejected by a recorded vote of 175 ayes to 232 noes, Roll No. 180).

Page 14668

H. Res. 413, the rule waiving certain points of order against the bill, was agreed to earlier by a recorded vote of 276 ayes to 136 noes, with 1 voting "present", Roll No. 174. Agreed to order the previous question on the resolution (agreed to by a yea-and-nay vote of 260 yeas to 157 nays, Roll No. 173).

Page 14602

Washington Center Assistance: By a yea-and-nay vote of 91 yeas to 313 nays, Roll No. 182, the House failed to suspend the rules and pass H.R. 3859, to authorize assistance to the Washington Center for Internship and Academic Services.

Page 14671

Korean War Remembrance: House passed H.J. Res. 575, to designate June 25, 1990, as "Korean War Remembrance Day".

Page 14672

National Sheriffs' Week: House passed and cleared for the President S.J. Res. 264, to commemorate the 50th anniversary of the National Sheriffs' Association.

Page 14672

Presidential Messages—Read the following messages from the President:

Housing and Urban Development: Message wherein he transmits the 24th Annual Report of the Department of Housing and Urban Development for calendar year 1988—referred to the Committee on Banking, Finance and Urban Affairs; and

Radiation control: Message wherein he transmits the report of the Department of Health and Human Services regarding the administration of the Radiation Control for Health and Safety Act during calender year 1989—referred to the Committee on Energy and Commerce.

Page 14673

Referrals: Eight Senate-passed measures were referred to the appropriate House committees.

Page 14702

Quorum Calls—Votes: Three yea-and-nay votes and eight recorded votes developed during the proceedings of the House today and appear on pages 14596, 14610, 14645, 14647, 14661, 14665, 14667, 14669, 14670, and 14671. There were no quorum calls.

Adjournment: Met at noon and adjourned at 10:40 p.m.

Committee Meetings

ORGANIC CERTIFICATION PROGRAM

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition and the Subcommittee Department Operations, Research and Foreign Agriculture held a joint hearing to review proposed organic certification program. Testimony was heard from Representatives Condit and DeFazio; Daniel D. Haley, Administrator, Agricultural Marketing Service, USDA; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy approved for full Committee action the following bills: H.R. 2419, to authorize the Secretary of Agriculture to exchange certain property in the Chattahoochee National Forest for the construction of facilities in the national forest; S. 319, amended, to effect an exchange of lands between the U.S. Forest Service and the Salt Lake City Corporation within the State of Utah; and H.R. 1576, amended, to modify the boundary of the Cranberry Wilderness located in the Monongahela National Forest.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing on Financing and Other Uses, Enterprise Funds, and on Human Support Services. Testi-

mony was heard from the following officials of the District of Columbia: Kent T. Cushenberry, Chairman, Board of Directors, Washington Convention Center; Carolyn B. Lewis, Chairperson, Lottery and Charitable Games Control Board; N. Anthony Calhoun, Acting Director, Department of Human Services; and Rev. Terry Wingate, Chairman of the Commission, General Hospital Subsidy.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Transportation approved for full Committee action the Transportation appropriations for fiscal year 1991.

SILVERADO BANKING, SAVINGS AND LOAN ASSOCIATION CLOSING

Committee on Banking, Finance and Urban Affairs: Continued hearings on issues relating to the closing of Silverado Banking, Savings and Loan Association. Testimony was heard from Kermit Mowbray, former President, Federal Home Loan Bank, Topeka, Kansas; Tommie Thompson, former District Director, Office of Thrift Supervision, Topeka, Kansas; Department of the Treasury; the following former officials of the Silverado Banking, Savings and Loan Association: Florian Barth, Director; Michael R. Wise, Chairman; Richard K. Vandapool, Vice Chairman and Chief Operating Officer; Robert M. Lewis, Vice Chairman and Chief Financial Officer; and W. James Metz, Director and Majority shareholder; and public witnesses.

HIGHWAY AND AVIATION PROGRAMS FUNDING

Committee on the Budget: Task Force on Economic Policy, Projections and Revenues held a hearing on funding for Highway and Aviation programs. Testimony was heard from Representatives Anderson, Mineta and Oberstar; from the following officials of the Department of Transportation: Robert Knisely, Deputy Assistant Secretary, Budget and Programs; Madeleine Bloom, Director, Office of Policy Development, Federal Highway Administration; and John Rogers, Director, Office of Policy and Planning, FAA; Kay A. Orr, Governor, State of Nebraska; Edie L. Snethen, Director, Public Works Department, Topeka, Kansas; and Carl Williams, Assistant Director, Department of Transportation, State of California.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Ordered reported the following measures: H. Con. Res. 333, expressing the sense of the Congress concerning a 1991 White House Conference on Aging; and H.R. 4825, Arts, Humanities and Museums Amendments of 1990.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported amended the following bills: H.R. 2965, Emerging Telecommunications Technologies Act of 1989; H.R. 4952, Consumer Product Safety Improvement Act of 1990; and H.R. 711, State Energy Conservation Programs Improvement Act of 1989.

ASBESTOS SCHOOL HAZARD ABATEMENT REAUTHORIZATION ACT

Committee on Energy and Commerce: Subcommittee on Transportation and Hazardous Materials held a hearing on H.R. 3677, Asbestos School Hazard Abatement Reauthorization Act of 1989. Testimony was heard from Linda Fisher, Assistant Administrator, Pesticides and Toxic Substances, EPA; and public witnesses.

U.S. POLICY AND THE CRISIS IN LIBERIA

Committee on Foreign Affairs: Subcommittee on Africa held a hearing on U.S. Policy and the Crisis in Liberia. Testimony was heard from Herman J. Cohen, Assistant Secretary, Bureau of Africa Affairs, Department of State; and public witnesses.

PROPOSED ARMS SALES TO SAUDI ARABIA

Committee on Foreign Affairs: Subcommittee on Arms Control, International Security and Science and the Subcommittee on Europe and the Middle East held a joint hearing on Proposed Arms Sales to Saudi Arabia. Testimony was heard from the following officials of the Department of State: Jock P. Covey, Principal Deputy Assistant Secretary, Bureau of Near Eastern and South Asian Affairs; and William F. Rope, Principal Deputy Assistant Secretary, Bureau of Politico-Military Affairs; and Frederick C. Smith, Acting Deputy Assistant Secretary, Near Eastern and South Asian Affairs, International Security Affairs, Department of Defense.

TREATMENT OF CHINESE CITIZENS IN THE UNITED STATES

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs and the Subcommittee on Human Rights and International Organizations held a joint hearing on alleged intimidation and harassment of Chinese Citizens in the U.S. Testimony was heard from Kent Weidemann, Director, Office of Chinese and Mongolian Affairs, Department of State; and public witnesses.

VOICE OF AMERICA—EMPLOYMENT PRACTICES

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on Employment Practices at the Voice of America. Testimony was heard from Joseph Kelley, Director, Security and International Relations Issues, National Security and International Affairs Division, GAO; the following officials of the Voice of America: Robert Coonrod, Deputy Director; and Jan Drambilla, Director, Personnel; and public witnesses.

SERBO-CROATIAN LANGUAGE SERVICE

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on Views on the

Serbo-Croatian Language Service at the Voice of America. Testimony was heard from Representatives Bentley and Kolter; and public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held an oversight hearing on the regulation of non-coal mining wastes. Testimony was heard from Christian Holmes, Principal Deputy Assistant Administrator, Solid Waste and Emergency Response, EPA; the following officials of the Department of the Interior: T S Ary, Director, Bureau of Mines; and James M. Hughes, Deputy Assistant Secretary, Land and Minerals Management; and public witnesses.

FLAG DESECRATION

Committee on the Judiciary: Ordered reported H. Con. Res. 339, condemning flag burning and reaffirming the Bill of Rights.

The Committee also ordered reported without recommendation H.J. Res. 350, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States.

MILITARY BASE CLOSURE AND FEDERAL CIVILIAN EMPLOYEES

Committee on Post Office and Civil Service: Subcommittee on Human Resources held a hearing on H.R. 4977, to assist Federal civilian employees who lose their jobs as a result of military base closure or realignments, and related issues. Testimony was heard from Representatives Boxer, Fazio, and Saxton.

PASSENGER FACILITY CHARGES

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on Passenger Facility Charges. Testimony was heard from the following officials of the Department of Transportation: Samuel K. Skinner, Secretary; and Mimi Dawson, Chairman, Airport Capacity Funding Advisory Committee; and public witnesses.

FAA's SAFETY ENFORCEMENT PROGRAM AND CARRIER RECERTIFICATION

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on FAA's safety enforcement program and the recertification of carriers who have had operating certificates revoked under emergency orders, including the circumstances surrounding the revocation of the certificate of Northeast Jet, a charter operated in Allentown, Pennsylvania. Testimony was heard from the following officials of the FAA, Department of Transportation: Loretta E. Alkalay, Assistant Chief Counsel, Eastern Region; Frederick J. Leonelli, Manager, Operations Branch, Flight Standards Division, Eastern Region; and Richard A. Maddan, Manager, Allentown Flight Standards District Office; and public witnesses.

Hearings continue tomorrow.

AMERICAN TECHNOLOGY PREEMINENCE ACT

Committee on Rules: Testimony was heard from Chairman Roe and Representatives Valentine, Walker and Boehlert, but no action was taken on H.R. 4329, American Technology Preeminence Act.

FEDERAL ROLE IN INTERNATIONAL STANDARDIZATION

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technology held a hearing on Federal Role in International Standardization. Testimony was heard from Robert M. White, Under Secretary, Technology, Department of Commerce; Richard Meier, Deputy Assistant Trade Representative, General Agreement on Tariffs and Trade, Office of the U.S. Trade Representative; and public witnesses.

BUDGET RECONCILIATION

Committee on Ways and Means: Subcommittee on Health began markup of a fiscal year 1991 budget reconciliation package.

Will continue June 26.

CHINA TRADE RELATIONS—MOST-FAVORED-NATION STATUS

Committee on Ways and Means: Subcommittee on Trade held a hearing on U.S.-People's Republic of China trade relations, including most-favored-nation status. Testimony was heard from Representatives Schulze, Frank, and Pelosi; and public witnesses.

Hearings continue June 21.

Joint Meeting

FAVORED-NATION STATUS FOR HUNGARY

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 1594, to extend non-discriminatory treatment to the products of the People's Republic of Hungary for 3 years, but did not complete action thereon, and recessed subject to call.

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Wednesday, June 20, 1990

Senate

Chamber Action

Routine Proceedings, pages 14739–14871

Measures Introduced: Seven bills and one resolution were introduced as follows: S. 2758–2764, and S. Res. 301.

National Affordable Housing Act: Senate resumed consideration of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing and to increase homeownership, taking action on amendments proposed thereto, as follows:

Page 14750

Adopted:

(1) Gore Amendment No. 2037, to authorize a White House Conference on Homelessness.

Pages 14751, 14777, 14796

(2) By 89 yeas to 11 nays (Vote No. 119), Kennedy Amendment No. 2038, to establish family support centers for low-income housing residents, to establish home health services in low-income housing and neighborhoods for sufferers from chronic and debilitating illnesses and conditions, to establish residence-based outpatient mental health and substance abuse services, and to enhance the management skills of individuals operating Community Development Corporations.

Page 14754

(3) Cranston/D'Amato Amendment No. 2040, authorizing additional funds for Indian housing programs.

Page 14777

(4) Cranston Amendment No. 2047, to provide assistance to adapt eligible housing for the elderly so that such housing better accommodates the physical requirements and service needs of eligible residents, and to provide for the provision of housing to families where such housing will be a significant factor in avoiding the placement of a child in foster care.

Page 14797

(5) Hatfield Amendment No. 2048, to exempt volunteer programs from Davis-Bacon Act requirements.

Page 14800

(6) Wirth Amendment No. 2049, to require a report to Congress concerning the disposition of foreclosed HUD properties.

Page 14805

(7) Moynihan Amendment No. 2050, to require a study regarding the operation and efficiency of the Buffalo Municipal Housing Authority.

Page 14806

Rejected:

Nickles Amendment No. 2045, to provide a resident worker program for tenants of public housing and tenants who receive rental assistance. (By 61 yeas to 38 nays (Vote No. 120), Senate tabled the amendment.)

Page 14786

Withdrawn:

Metzenbaum Amendment No. 2039, to provide access to check cashing services and basic banking services.

Pages 14763, 14790

Pending:

(1) Cranston (for D'Amato) Amendment No. 2041, to express the sense of the Senate regarding the Mutual Mortgage Insurance Fund of the Federal Housing Administration.

Page 14780

(2) D'Amato Amendment No. 2042 (to Amendment No. 2041), in the nature of a substitute.

Pages 14781, 14801

Senate will resume consideration of the bill and pending amendments proposed thereto, on Thursday, June 21.

Page 14810

Change of Conferee: Senator Durenberger was named as a conferee on S. 2240, Ryan White Comprehensive AIDS Resources Emergency Act, in lieu of Senator Coats.

Page 14870

Appointment:

American Folklife Center: The Chair, on behalf of the President pro tempore, pursuant to Public Law 94–201, appointed Juris K. Ubans, of Maine, to the Board of Trustees of the American Folklife Center.

Page 14870

Messages From the House: **Page 14811**

Measures Referred: **Page 14811**

Statements on Introduced Bills: **Page 14811**

Additional Cosponsors: **Page 14837**

Amendments Submitted: **Page 14840**

Authority for Committees: **Page 14864**

Additional Statements: **Page 14865**

Record Votes: Two record votes were taken today. (Total—120)

Pages 14762, 14790

Recess: Senate convened at 9 a.m., and recessed at 6:32 p.m., until 9 a.m., on Thursday, June 21, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 14871.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: Committee continued consideration of proposed legislation to strengthen and improve U.S. agricultural programs, focusing on wheat and feed grain provisions, but did not complete action thereon, and will meet again tomorrow.

AUTHORIZATIONS—DEFENSE/INVOLUNTARY SEPARATION PAY

Committee on Armed Services: Subcommittee on Manpower and Personnel resumed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe personnel levels for fiscal year 1991, focusing on involuntary separation pay and other compensation and transition benefit proposals, and S. 2663, to provide increased and special benefits to individuals involuntarily separated from the Armed Forces, receiving testimony from Representative Slattery; Julius W. Gates, Sergeant Major of the Army; Duane Bushey, Master Chief Petty Officer of the Navy; J.C. Binnicker, Chief Master Sergeant of the Air Force;

D. W. Sommers, Sergeant Major of the Marine Corps; Christopher Jehn, Assistant Secretary of Defense for Force Management and Personnel; Lt. Gen. Allen K. Ono, USA, Deputy Chief of Staff Personnel; Vice Adm. Jeremy M. Boorda, USN, Chief of Naval Personnel; Lt. Gen. Thomas J. Hickey, USAF, Chief of Staff Personnel; Lt. Gen. Norman H. Smith, USMC, Deputy Chief of Staff, Manpower and Reserve Affairs; Lt. Gen. Edgar A. Chavarrie, USAF, (Ret.), MILTRAN, Inc., Philadelphia, Pennsylvania; Sgt. Maj. C.A. McKinney, USMC, (Ret.), Non-Commissioned Officers Association of the USA, Col. Paul W. Arcari, USAF, (Ret.), Retired Officers Association, both of Alexandria, Virginia, both on behalf of the Military Coalition; and Sidney T. Hickey, National Military Family Association, Arlington, Virginia.

Subcommittee recessed subject to call.

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence resumed hearings on S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on the Strategic Defense Initiative, receiving testimony from Charles M. Herzfeld, Director, Defense Research and Engineering, Stephen J. Hadley, Assistant Secretary for International Security Policy, and Lt. Gen. George L. Monahan, USAF, Director, Strategic Defense Initiative Organization, all of the Department of Defense.

Subcommittee recessed subject to call.

FINANCIAL SERVICES INDUSTRY

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to examine financial service developments in Europe, Canada, and Japan in relation to consideration of proposed legislation to modernize the financial services industry, receiving testimony from W. Peter Cooke, Price-Waterhouse, London, England; Jeffrey S. Chisholm, Bank of Montreal, Montreal, Canada; and David D. Hale, Kemper Financial Services, Inc., Chicago, Illinois.

Hearings were recessed subject to call.

U.S. COINAGE REFORM ACT

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on S. 814, to authorize the minting of a gold-colored Christopher Columbus $1 coin to commemorate Christopher Columbus' discovery of the New World, which will be celebrated in 1992, after receiving testimony from Senator Domenici; Representative Kolbe; Donna Pope, Director of the Mint, Department of the Treasury; L. Nye Stevens, Director, Government Business Operations Issues, General Government Division, General Accounting Office; James C. Benfield, Bracy Williams and Company, on behalf of the Coin Coalition, and Dan Bradley, Washington Plate Printers Union, both of Washington, D.C.; and Raymond E. Lombra, Pennsylvania State University, State College, Pennsylvania, on behalf of the Americans for Common Cents.

TV DECODER CIRCUITRY

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 1974, to require new televisions to have built in decoder circuitry designed to display closed-captioned television transmissions, after receiving testimony from Senator Harkin; Marlee Matlin, on behalf of the National Captioning Institute, and Emma Samms, Norman Winter Associates, both of Los Angeles, California; Sy Dubow, Gallaudet University, and Tom Briel, Electronic Industries Association, both of Washington, D.C.; Rocky Stone, Self Help for Hard of Hearing People, Inc., Bethesda, Maryland; Annette Posell, The Caption Center, WGBH, Boston, Massachusetts; Mark Richer, P.B.S., Alexandria, Virginia; John Ball, National Captioning Institute, Falls Church, Virginia; and Bruce Huber, Zenith Electronics Corporation, Glenview, Illinois.

AUTHORIZATION—MARITIME PROGRAMS

Committee on Commerce, Science, and Transportation: Subcommittee on Merchant Marine concluded hearings on proposed legislation authorizing funds for fiscal year 1991 for certain maritime programs of the Department of Transportation and the Federal Maritime Commission, after receiving testimony from Warren G. Leback, Administrator, and Reginald A. Bourden, Associate Administrator for Policy and International Affairs, both of the Maritime Administration, Department of Transportation; James J. Carey, Acting Chairman, Robert D. Bourgoin, General Counsel, and Bruce A. Dombrowski, Deputy Managing Director, all of the Federal Maritime Commission; Vice Adm. Francis Donovan, USN, Commander, Military Sealift Command, Department of the Navy; Rear Adm. Floyd H. Miller, USN (Ret.), State University of New York Maritime Academy, Fort Schuyler; Rear Adm. John Aylmer, USMS, Massachusetts Maritime Academy, Buzzards Bay; William J. Merrell and William C. Hearn, both of the Texas Maritime Academy, Texas A&M University, Galveston; and Capt. William B. Eisenhardt, Maine Maritime Academy, Castine.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following measures:

S.J. Res. 154, to consent to certain amendments enacted by the legislature of the State of Hawaii to the Hawaiian Homes Commission Act of 1920, with amendments;

H.R. 2570, to provide for the designation of certain public lands in the State of Arizona as wilderness, with an amendment in the nature of a substitute;

S. 2362, to enhance the survivability and recovery of the insular areas from severe storms, with amendments;

H.R. 2843, to establish the Tumacacori National Historical Park in the State of Arizona;

H.R. 4521, to require the Secretary of Energy to prepare and implement a five-year program of research, development, and demonstration aimed at the economical production of hydrogen as a fuel and medium of energy storage, with an amendment in the nature of a substitute; and

S. 639, authorizing funds through fiscal year 1993 to establish a research and development program of a domestic hydrogen fuel production capability, with an amendment in the nature of a substitute.

AVTEX FIBERS, INC.

Committee on Environment and Public Works: Subcommittee on Toxic Substances, Environmental Oversight, Research and Development concluded hearings to examine certain environmental issues relating to groundwater contamination by Avtex Fibers, Inc. in Front Royal, Virginia, after receiving testimony from Edwin B. Erickson, Regional Administrator (Mid-Atlantic Region), Stephen R. Wassersug, Director of the Hazardous Waste Management Division (Mid-Atlantic Region), and James Strock, Assistant Administrator for Enforcement, all of the Environmental Protection Agency; and Virginia Deputy Attorney General R. Claire Guthrie, and David S. Bailey, Environmental Defense Fund, both of Richmond, Virginia.

CHINA

Committee on Finance: Committee held hearings to review the President's decision to renew most-favored-nation trade status to China, receiving testimony from Feng Congde, Independent Federation of Chinese Students and Scholars, Paris, France; Gong Xiaoxia, China Information Center, Auburndale, Massachusetts; John Kamm, American Chamber of Commerce in Hong Kong; Alan G. Hassenfeld, Hasbro, Inc., Pawtucket, Rhode Island, on behalf of the Toy Manufacturers of America; and Roger W. Sullivan, United States-China Business Council, David Lyons, North American Export Grain Association Incorporated, Morton Bahr, Communications Workers of America, AFL–CIO, and Holly J. Burkhalter, Human Rights Watch, all of Washington, D.C.

Hearings were recessed subject to call.

HEALTH INSURANCE FRAUD

Committee on Governmental Affairs: Permanent Subcommittee on Investigations held hearings to examine allegations of unfair auditing practices by certain revenue recovery firms, companies which contract with hospitals to recover money owed the hospital for services rendered but not billed, receiving testimony from Larry D. Morey, Deputy Inspector General for Investigations, Department of Health and Human Services; Roseanne O'Callaghan, MANNS Company, Inc., Rolling Hills Estates, California; Carnell Rodgers, Kapner, Wolfberg and Associates, Inc., Van Nuys, California; Scott Miller, Florida Hospital, Orlando; Viva Matthews, Pro-Cap, Dana Point, California; MarySue Carl, Community Memorial Hospital, Ventura, California; Bonnie Gribin, Los Angeles Valley College, Los Angeles, California; and Gerald L. Boland, Providence Hospital, Washington, D.C.

Hearings were recessed subject to call.

VIOLENT CRIMES AGAINST WOMEN

Committee on the Judiciary: Committee concluded hearings on S. 2754, to strengthen and improve existing laws relative to violent crimes, from sexual to domestic offenses, against women, after receiving testimony from Roni Young, Maryland State's Attorney's Office, Baltimore; Linda Fairstein, New York District Attorney's Office, Helen Neuborne, NOW Legal Defense and Education Fund, and Marla Hanson, all of New York, New York; and Nancy Ziegenmeyer, Des Moines, Iowa.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 5089–5106; 1 private bill, H.R. 5107; and 7 resolutions, H.J. Res. 607–610, H. Con. Res. 342, and H. Res. 417–418 were introduced.

Page 15038

Reports Filed:

H.R. 544, to amend the Mineral Leasing Act of Acquired Lands to establish a State Fish and Wildlife Assistance Fund, amended (H. Rept. 101–546, Part I);

S. 319, to effect an exchange of lands between the United States Forest Service and the Salt Lake City Corporation within the State of Utah, amended (H. Rept. 101–547, Part I); and

H. Res. 417, providing for the consideration of H.J. Res. 350, proposing an amendment to the Constitution of the United States authorizing the Congress and the Senate to prohibit the physical desecration of the flag of the United States (H. Rept. 101–548).

Page 15038

Journal: By a yea-and-nay vote of 281 yeas to 121 nays, Roll No. 183, the House approved the Journal of Tuesday, June 19.

Page 14872

Hatch Act Amendment Veto: By a yea-and-nay vote of 327 yeas to 93 nays, Roll No. 184, the House voted to override the President's veto of H.R. 20, to amend title 5, United States Code, to restore to Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, to protect such employees from improper political solicitations

(two-thirds of those present voting in favor)—clearing the measure for Senate action.

Page 14878

Child Care: House agreed to the Brown of Colorado motion to instruct House conferees in the conference on H.R. 3, to authorize appropriations to expand Head Start programs and programs carried out under the Elementary and Secondary Education Act of 1965 to include child care services, to agree to sections 301, 302, 303, and 304 of the Senate amendment with an amendment that modifies the Social Security earnings test provision by phasing in the $1200 increase over two years, and by delaying until 1996 the change in the benefit reduction ratio (agreed to by a yea-and-nay vote of 384 yeas to 36 nays, Roll No. 185); and

Page 14887

Agreed to the Goodling motion to instruct House conferees to the aforesaid bill to reject the new "Act for Better Child Care" grant program proposed in the Senate amendment (agreed to by a yea-and-nay vote of 416 yeas, Roll No. 186).

Page 14897

Commerce-Justice-State-Judiciary Appropriations: House completed all general debate and began reading for amendments on H.R. 5021, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1991; but came to no resolution thereon. Consideration of amendments will continue at a later date.

Page 14901

Agreed to the Smith of Iowa amendment that appropriates $75 million to the Department of Justice to investigate and prosecute fraud and other crimes at savings and loans institutions (agreed to by a recorded vote of 420 ayes to 1 no, Roll No. 187).

Page 14910

Rejected the Alexander amendment that sought to reduce from $16 million to $8 million funds earmarked for USIA television broadcasting to Cuba (TV Marti) (rejected by a recorded vote of 111 ayes to 306 noes, Roll No. 188).

Page 14926

Referrals: Twenty-one Senate-passed measures were referred to the appropriate House committees.

Page 14873

Quorum Calls—Votes: Four yea-and-nay votes, and two recorded votes developed during the proceedings of the House today and appear on pages 14872, 14886, 14896, 14900, 14921, and 14933. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 8:27 a.m., Thursday, June 21.

Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia held a hearing on Public Works and Language Changes. Testimony was heard from the following officials of the District of Columbia: John E. Touchstone, Director, Department of Public Works; Carrolena M. Key, Chairman, Taxicab Commission; and Wilhelmina Marshall, Deputy Director, Legislative Affairs, Office of the Budget.

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Labor-HHS-Education approved for full Committee action the Labor, Health and Human Services, and Education appropriations for fiscal year 1991.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development and the Subcommittee on Procurement and Military Nuclear Systems met in executive session to continue joint hearings on the fiscal year 1991 National Defense authorization request. The Subcommittees received a classified briefing on the B–2 program from George R. Schneiter, Acting Deputy Director, Defense Research and Engineering (Strategic and Theater Nuclear Forces), Department of Defense; and the following officials of the Institute for Defense Analyses: Phillip L. Major, Vice President; and George E. Koleszar, Project Director.

REAUTHORIZATIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development, Finance, Trade and Monetary Policy approved for full Committee action the introduction of a bill authorizing a ninth replenishment of the International Development Association, U.S. Participation in the European Bank for Reconstruction and Development, and other issues.

NATIONAL FLOOD INSURANCE PROGRAM

Committee on Banking, Finance and Urban Affairs: Subcommittee on Policy Research and Insurance continued hearings on the Community Rating System of the National Flood Insurance Program and to discuss the following bills: H.R. 3456, National Flood and Erosion Insurance and Mitigation Act of 1989; H.R. 4461, National Flood Insurance Compliance, Mitigation, and Erosion Management Act of 1990; and H.R. 236, to amend the National Flood Insurance Act of 1968 to extend the program of flood insurance for structures on land subject to imminent collapse or subsidence. Testimony was heard from Representatives Jones of North Carolina and Upton; Harold T. Duryee, Administrator, Federal Insurance Administration, FEMA; and public witnesses.

Hearings continue June 27.

FEDERAL LABOR LAWS

Committee on Education and Labor: Subcommittee on Labor-Management Relations approved for full Committee action amended H.R. 3283, to extend the coverage of certain Federal labor laws to foreign flagships.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Postsecondary Education held an oversight hearing on TRIO Programs. Testimony was heard from public witnesses.

OCTANE MISLABELING

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on octane mislabeling. Testimony was heard from Victor S. Rezendes, Director, Energy Issues, GAO; Barry J. Cutler, Director, Bureau of Consumer Protection, FTC; Richard D. Wilson, Director, Office of Mobile Sources, EPA; Floyd Worcester, Division of Measurement Standards, State of California; Barry Williams, Assistant Commissioner, Producer and Consumer Services, Department of Agriculture, State of Texas; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action the following: H.R. 4487, amended, National Health Service Corps Revitalization Amendments of 1990; as amended Title V of H.R. 3789, Stewart B. McKinney Homeless Assistance Amendments of 1990; the National Organ Transplant Extension Act; amended the Federal Injury Control Program; and H.R. 5042, amended, Home Health Care Demonstration Projects Extension Act of 1990.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held an oversight hearing on Department of Health and Human Services' enforcement of the Food, Drug and Cosmetic Act. Testimony was heard from public witnesses.

PENNY STOCK REFORM ACT; SECURITIES LAW ENFORCEMENT REMEDIES ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance approved for full Committee action amended the following bills: H.R. 4497, Penny Stock Reform Act of 1990; and H.R. 975, Securities Law Enforcement Remedies Act of 1989.

PEOPLE OF HONG KONG; DEVELOPMENTS IN THE MIDDLE EAST

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East approved for full Committee action amended H. Con. Res. 227, concerning the establishment of a multilateral initiative to promote confidence among the people of Hong Kong.

The Subcommittee also held a hearing on Developments in the Middle East. Testimony was heard from John H. Kelly, Assistant Secretary, Near East and South Asian Affairs, Department of State.

REFUGEE DILEMMA IN EUROPE AND ASIA

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on Refugee Dilemma in Europe and Asia and the U.S. Response. Testimony was heard from the following officials of the Department of State: Jewel Lafontante, U.S. Coordinator for Refugee Affairs; and Princeton Lyman, Director, Bureau for Refugee Programs; and public witnesses.

ANDEAN INITIATIVE

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs concluded hearings on the Andean Initiative (Part II). Testimony was heard from Melvyn Levitsky, Assistant Secretary, International Narcotics Matters, Department of State; Nancy Dorn, Deputy Assistant Secretary, Inter-American Affairs, Department of Defense; John Walters, Chief of Staff and National Security Adviser, Office of National Drug Control Policy; and Scott Greene, Assistant Administrator, Operations, Drug Enforcement Administration, Department of Justice.

TOXIC SUBSTANCES TESTING PROGRAM FAILURE

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on the Failure of the Toxic Substances Testing Program. Testimony was heard from Richard Hembra, Director, Environmental Issues, GAO; and the following officials of EPA: Linda Fisher, Assistant Administrator; and Dr. John Walker, Executive Secretary, Interagency Testing Committee.

PRIVILEGES OF THE HOUSE

Committee on House Administration: Task Force on the Congressional Record approved for full Committee action as amended a draft report of the Task Force on the provisions of H. Res. 330, relating to certain privileges of the House.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported amended the following bills: H.R. 4501, to provide for the acquisition of the William Johnson House and its addition to the Natchez National Historical Park; and H.R. 3863, to amend the National Trails System Act to provide for the study and designation of the Underground Railroad Historic Trail.

INSURANCE COMPETITION PRICING ACT

Committee on the Judiciary: Ordered reported amended H.R. 1663, Insurance Competition Pricing Act of 1990.

COPYRIGHT PROTECTION

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property and the Administration of Justice continued hearings on the following bills: H.R. 902, Industrial Innovation and Technology Act of 1987; H.R. 3017, Industrial Design Anti-Piracy Act of 1989; and H.R. 3499, Design Protection Act of 1989. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Oceanography and the Great Lakes approved for full Committee action amended the following bills: H.R. 2840, to reauthorize the Coastal Barrier Resources Act; and H.R. 3719, Florida Keys National Marine Sanctuary of 1989.

COASTAL POLLUTION PROBLEMS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Oceanography and Great Lakes held a joint hearing on coastal pollution problems caused by combined sewer overflows, including consideration of the following bills: H.R. 3120, Estuarine Zone and Marine Waters Combined Sewer Overflow Control Act; and H.R. 2953, to establish a comprehensive marine pollution restoration program, to amend the Federal Water Pollution Control Act and the Marine Protection, Research, and Sanctuaries Act. Testimony was heard from LaJuana Wilcher, Assistant Administrator, Office of Water, EPA; John Bullard, Mayor, New Bedford, Massachusetts; and public witnesses.

FEDERAL EMPLOYEES HEALTH BENEFITS REFORM

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 4958, to reform the program under which health benefits are provided to Federal employees. Testimony was heard from public witnesses.

FAA'S SAFETY ENFORCEMENT PROGRAM AND CARRIER RECERTIFICATION

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings on FAA's safety enforcement program and the recertification of carriers who have had operating certificates revoked under emergency orders, including the circumstances surrounding the revocation of the certificate of Northeast Jet, a charter operated in Allentown, Pennsylvania. Testimony was heard from the following officials of the FAA, Department of Transportation: Anthony J. Broderick, Associate Administrator, Regulation and Certification; and Gregory S. Walden, Chief Counsel.

FLAG DESECRATION

Committee on Rules: Granted a rule providing that it shall be in order at any time on Thursday, June 21, 1990, to consider, any rule of the House to the contrary notwithstanding, the following: (1) a motion to suspend the rules and pass H.J. Res. 350, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States, debatable for five hours, to be equally divided and controlled by Representative Brooks of Texas, Representative Fish of New York and Representative Edwards of California, or their designees; and immediately thereafter (2) a motion to suspend the rules and pass H.R. 5091, Flag Protection Act of 1990, debatable for one hour, to be equally divided and controlled by the proponent of the motion and a member opposed thereto. Finally, the rule provides that neither motion is subject to a demand for a second. Testimony was heard from Chairman Brooks and Representatives Edwards, Hughes, Jacobs, Wyden, Cooper, Fish, Hyde, and Sensenbrenner.

DOE'S FOSSIL ENERGY R&D BUDGET REQUEST

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development held a hearing on Department of Energy Fiscal Year 1991 Fossil Energy R&D Budget request. Testimony was heard from Robert Gentile, Assistant Secretary, Fossil Energy, Department of Energy; and public witnesses.

CENTRAL EUROPEAN ENTERPRISE DEVELOPMENT ACT

Committee on Small Business: Held a hearing on H.R. 4999, Central European Enterprise Development Act of 1990. Testimony was heard from public witnesses.

MEDICAL CARE COST RECOVERY PROGRAM AND AMENDMENTS

Committee on Veterans' Affairs: Subcommittee on Hospitals and Health Care held a hearing on the DVA medical care cost recovery program and H.R. 4935, Medical Care Cost Recovery Amendments of 1990. Testimony was heard from Edward Densmore, Director, Planning and Reporting, Human Resources Division, GAO; the following officials of the Department of Veterans Affairs: S. Anthony McCann, Assistant Secretary, Finance and Planning; and officials of Medical Centers; representatives of veterans organizations; and public witnesses.

WORLD BANK AND POVERTY ALLEVIATION

Select Committee on Hunger: Held a hearing on the World Bank and Poverty Alleviation. Testimony was heard from Charles Dallara, Assistant Secretary, International Affairs, Department of the Treasury; and public witnesses.

HEALTH AND HUMAN SERVICES' ROLE— IMPLEMENTING THE NATIONAL DRUG CONTROL STRATEGY

Select Committee on Narcotics Abuse and Control: Held a hearing on the Department of Health and Human Services' role in implementing the national drug control strategy. Testimony was heard form Louis W. Sullivan, Secretary, Department of Health and Human Services.

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Thursday, June 21, 1990

Senate

Chamber Action

Routine Proceedings, pages 15173–15226

Measures Introduced: Eleven bills and four resolutions were introduced as follow: S. 2765–2775, S. Res. 302 and 303, and S.J. Res. 337 and 338.

Page 15176

Measures Reported: Reports were made as follows:

S. Con. Res. 124, expressing the sense of the Congress regarding human rights violations against the Albanian ethnic minority in southern Yugoslavia, with an amendment.

S. Con. Res. 131, urging free and fair elections and respect for fundamental human rights in Romania, with an amendment in the nature of a substitute.

S. Con. Res. 138, expressing the sense of the Senate that contacts between the United States and the Palestine Liberation Organization should be suspended if the PLO has not taken certain actions, with an amendment.

Page 15174

Measures Passed:

South African Freedom Week: Committee on the Judiciary was discharged from further consideration of S.J. Res. 336, designating the week in 1990 which coincides with the first visit of Nelson Mandela to the United States after his release from prison in South Africa as "South African Freedom Week", and the resolution was then passed, after agreeing to the following amendment proposed thereto:

Page 15223

Cranston (for Levin) Amendment No. 2062, to amend the preamble.

Page 15224

Zuni Indian Tribe Claims Settlement: Senate passed S. 2203, to settle certain claims of the Zuni Indian Tribe, after agreeing to committee amendments.

Page 15224

Washington National Cathedral: Senate agreed to S. Res. 303, expressing the Senate's highest esteem for the Washington National Cathedral.

Page 15226

National Affordable Housing Act: Senate resumed consideration of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing and to increase homeownership, taking action on amendments proposed thereto, as follows:

Page 15108

Adopted:

(1) McConnell Amendment No. 2051, to provide that excess rental payments may be used to provide low-income rental assistance.

Pages 15108, 15170

(2) DeConcini Amendment No. 2055, to provide for a clarification of the term "area" in establishing mortgage limits.

Pages 15142, 15163

(3) Bryan Amendment No. 2056, to regulate certain marketing activities engaged in on the premises of Federally insured depository institutions.

Pages 15158, 15161

(4) Chafee Amendment No. 2057, to provide for a General Accounting Office study of the Davis-Bacon Act as it applies to Federal housing contracts.

Page 15162

(5) Cranston (for Levin) Amendment No. 2063, to include the term "unemployment" to reflect each jurisdictions needs for an increased supply of affordable housing.

Page 15168

Rejected:

(1) Chafee Amendment No. 2052, to encourage increased competition for HUD contracts and provide more cost-effective construction, alteration, rehabilitations, and repair of Federal housing projects and developments. (By 59 yeas to 39 nays (Vote No. 122), Senate tabled the amendment.)

Page 15113

(2) Mack Amendment No. 2053, to permit Housing Opportunity Partnerships (HOP) funds to be used for rental assistance. (By 52 yeas to 45 nays (Vote No. 123), Senate tabled the amendment.

Page 15122

(3) Graham Amendment No. 2054 (to Amendment No. 2053), of a perfecting nature. (The amendment as previously adopted, fell when Amendment No. 2053 was tabled.)

Page 15129

Withdrawn:

Akaka Amendment No. 2058, to replace section 201.

Page 15164

Pending:

(1) Cranston (for D'Amato) Amendment No. 2041, to express the sense of the Senate regarding the Mutual Mortgage Insurance Fund of the Federal Housing Administration.

Page 15108

(2) D'Amato Modified Amendment No. 2042 (to Amendment No. 2041), in the nature of a substitute.

Pages 15147, 15159

Senate will continue consideration of the bill and the pending amendments proposed thereto, on Friday, June 22.

Page 15146

Veto—Federal Employees' Political Activities Act: By 65 yeas to 35 nays (Vote No. 121), two-thirds of the Senators voting, not having voted in the affirmative, H.R. 20, to amend title 5, United States Code, to restore Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, and to protect such employees from improper political solicitations, was rejected, and the veto of the President was sustained.

Page 15088

Appointment:

President's Commission on the Federal Appointment Process: The Chair announced on behalf of the Republican Leader, pursuant to Public Law 101–194, his appointment of the following individuals to the President's Commission on the Federal Appointment Process: Sheila Burke and Mike Tongour.

Page 15226

Nominations Received: Senate received the following nominations:

Edwin D. Williamson, of South Carolina, to be Legal Adviser of the Department of State.

Fred I. Parker, to be United States District Judge for the District of Vermont.

John N. Raudabaugh, of Georgia, to be a Member of the National Labor Relations Board for the remainder of the term expiring December 16, 1992.

James M. Stephens, of Virginia, to be a Member of the National Labor Relations Board for the term of five years expiring August 27, 1995.

Earl Roger Mandle, of the District of Columbia, to be a Member of the National Council on the Arts for a term expiring September 3, 1994.

C.M. Schauerte, of Texas, to be Federal Insurance Administrator, Federal Emergency Management Agency.

Bert W. Corneby, of New York, to be Superintendent of the Mint of the United States at West Point, New York.

3 Navy nominations in the rank of admiral.

A routine list in the Air Force.

Page 15226

Messages From the House: **Page 15173**

Measures Referred: **Page 15174**

Executive Reports of Committees: **Page 15174**

Statements on Introduced Bills: **Page 15176**

Additional Cosponsors: **Page 15207**

Amendments Submitted: **Page 15210**

Authority for Committees: **Page 15214**

Additional Statements: **Page 15215**

Record Votes: Three record votes were taken today. (Total—123)

Pages 15102, 15122, 15135

Recess: Senate convened at 9 a.m., and recessed at 10:40 p.m., until 9 a.m., on Friday, June 22, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 15226.)

Committee Meetings

NOMINATIONS

Committee on Armed Services: Committee ordered favorably reported the nominations of Lt. Gen. Carl W. Stiner, USA, to be Commander-in-Chief, U.S. Special Operations Command, Adm. Frank B. Kelso II, USN, to be Chief of Naval Operations, Gen. Michael J. Dugan, USAF, to be Chief of Air Force Staff, and 2,038 military nominations in the Army, Air Force, Navy, and Marine Corps.

Also, committee concluded hearings on the nomination of Gilberto Guardia Fabrega, of Panama, to be Administrator of the Panama Canal Commission, after the nominee testified and answered questions in his own behalf.

CREDIT AVAILABILITY

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to examine changes in the availability of credit in the United States, focusing on economic effects and banking policies and practices, receiving testimony from Representatives Bruce Morrison and Joseph Kennedy; Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System; Paul G. Fritts, Director, Division of Enforcement, Federal Deposit Insurance Corporation; Robert L. Clarke, Comptroller of the Currency, and Timothy Ryan, Director, Office of Thrift Supervision, both of the Department of the Treasury; Joseph D. Blair, Massachusetts Industrial Finance Agency, Boston; John Shivers, Southwest Bank, Fort Worth, Texas, on behalf of the Independent Bankers Association of America; David C. Cates, Cates Consulting Analysts, Washington, D.C.; and Irvin B. Maizlish, Leo Eisenberg Company, Kansas City, Missouri, on behalf of the International Council of Shopping Centers.

Hearings were recessed subject to call.

PRIVATE RELIEF

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 2680, to provide for the relief of certain persons in Stone County, Arkansas, deprived of property as a result of a 1973 dependent resurvey by the Bureau of Land Management, after receiving testimony from Larry Henson, Associate Deputy Chief, Forest Service, Department of Agriculture; and John J. Moeller, Deputy

Assistant Director, Bureau of Land Management, Department of the Interior.

SUPERFUND CLEANUP

Committee on Environment and Public Works: Subcommittee on Superfund, Ocean and Water Protection concluded oversight hearings to review recommendations to improve the superfund cleanup process, after receiving testimony from Don R. Clay, Assistant Administrator, Office of Solid Waste and Emergency Response, Bruce Diamond, Director, Office of Waste Programs Enforcement, and Henry Longest, Director, Office of Emergency and Remedial Response, all of the Environmental Protection Agency; Donald Strait, New York, New York, and Linda Greer, Washington, D.C., both on behalf of the Natural Resources Defense Council; and Joel S. Hirschhorn, EnviroSearch-East, and Hank Cole, Clean Water Action Project, both of Washington, D.C.

TEXTILE IMPORT QUOTAS

Committee on Finance: Committee ordered favorably reported, with an amendment in the nature of a substitute, H.R. 4328, to authorize funds for fiscal years 1991 and 1992 for the U.S. International Trade Commission, the U.S. Customs Service, and the Office of the U.S. Trade Representative. (As approved by the committee, the bill, as amended, incorporates the text of S. 2411, listed below.)

Also, committee ordered reported, without recommendation, S. 2411, to establish quotas on U.S. imports of textiles and textile products, and non-rubber footwear, from all countries, with the exception of certain textiles and textile products from Canada and Israel.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. Con. Res. 124, expressing the sense of the Congress regarding human rights violations against the Albanian ethnic minority in southern Yugoslavia, with an amendment;

S. Con. Res. 138, expressing the sense of the Senate that contacts between the United States and the Palestine Liberation Organization should be suspended if the PLO has not taken certain actions, with an amendment;

S. Con. Res. 131, urging free and fair elections and respect for fundamental human rights in Romania, with an amendment in the nature of a substitute;

Montreal Aviation Protocols Nos. 3 and 4 relating to International Carriage by Air (Ex. B, 95th Congress, 1st Session); and

The nominations of Roger Gran Harrison, of Colorado, to be Ambassador to the Hashemite Kingdom of Jordan, William B. Milam, of California, to be Ambassador to the People's Republic of Bangladesh, Richard Wayne Bogosian, of Maryland, to be Ambassador to the Republic of Chad, David Passage, of North Carolina, to be Ambassador to the Republic of Botswana, James Daniel Phillips, of Kansas, to be Ambassador to the People's Republic of the Congo, William Bodde, Jr., of Maryland, to be Ambassador to the Republic of the Marshall Islands, and Joseph Edward Lake, of Texas, to be Ambassador to the Mongolian People's Republic.

AMERICAN FLAG PROTECTION

Committee on the Judiciary: Committee held hearings on proposed legislation to amend the U.S. Constitution to protect the American flag, receiving testimony from R. Michael Luttig, Acting Assistant Attorney General, Office of Legal Counsel, Department of Justice; Judge Robert H. Bork, American Enterprise Institute for Public Policy Research, and Erwin N. Griswold, Jones, Day, Reavis and Pogue, both of Washington, D.C.; Henry Paul Monaghan, Columbia Law School, New York, New York; Cass R. Sunstein, University of Chicago Law School, and Stephen B. Presser, Northwestern University Law School, both of Chicago, Illinois; Charles Fried, Harvard Law School, Cambridge, Massachusetts; and Walter Dellinger, Duke Law School, Durham, North Carolina.

EINSTEIN CONGRESSIONAL FELLOWSHIP

Committee on Rules and Administration: Committee concluded hearings on S. Con. Res. 122, to establish an Albert Einstein Congressional Fellowship Program, after receiving testimony from Bonnie Brunkhorst, National Science Teachers Association, Washington, D.C.; John Fowler, The Triangle Coalition, College Park, Maryland; James D. Gates, National Council of Teachers of Mathematics, Reston, Virginia; and Richard F. Duncan, Jr., Beaverton, Oregon.

INSTITUTIONS WITHOUT COMPETITION

Committee on Rules and Administration: Committee concluded hearings on S. Res. 206, to establish a point of order during the consideration of any legislation in the Senate that earmarks research monies for a particular college, university, institution, or consortium without competition, after receiving testimony from Senator Danforth; Erich Bloch, Director, National Science Foundation; James D. Ebert, Vice President, National Academy of Sciences, on behalf of the Government-University-Industry Research Roundtable; George H. Shaw, Union College, Schenectady, New York, on behalf of the American Geophysical Union; Joe B. Wyatt, Vanderbilt University, Nashville, Tennessee, on behalf of the American Association of Universities; Jean Mayer, Tufts University, Medford, Massachusetts; Wimberly C. Royster, University of Kentucky, Lexington; and Michael M. Crow, Iowa State University, Ames.

SMALL BUSINESS INVESTMENT COMPANIES

Committee on Small Business: Committee resumed hearings to examine the overall financial status of the small business investment companies program of the Small Business

Administration, receiving testimony from Charles Gillum, Inspector General, Small Business Administration; Brian P. Crowley, Director of Planning and Reporting, General Accounting Office; and Edmund L. Jenkins, Arthur Andersen and Company, Chicago, Illinois.

Hearings were recessed subject to call.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered favorably reported the following bills:

S. 1289, to improve the management of forests and woodlands and the production of forest resources on Indian lands, with an amendment in the nature of a substitute;

S. 2167, to authorize funds through fiscal year 1992 for grants to tribally-controlled community colleges and the Navajo Community College in Arizona, with amendments. (As approved by the committee, the bill, as amended, incorporates provisions of S. 2213, to increase the Federal contribution to the endowment program of the Tribally Controlled Community College Assistance Act of 1978.);

S. 1918, to extend Federal recognition and associated services and benefits to the Jena Band of Choctaws of Louisiana; and

S. 2297, to authorize funds for construction and renovation of juvenile detention centers and for drug and alcohol abuse programs for Native Americans, with an amendment in the nature of a substitute.

TRUST COUNSEL FOR INDIAN ASSETS

Select Committee on Indian Affairs: Committee concluded hearings on S. 2451, to establish a Trust Counsel for Indian Assets in the Department of the Interior, after receiving testimony from Eddie F. Brown, Assistant Secretary of the Interior for Indian Affairs; Joe Membrino, Hall, Estill, Hardwick, Gable, Golden and Nelson, Reid Chambers, Sonosky, Chambers and Sachse, and Henry Sockbeson, Native American Rights Fund, all of Washington, D.C.; Bruce Kaiser, Sealaska Corporation, Seattle, Washington; Herb Yazzie, Navajo Nation, Window Rock, Arizona; Ray Trottier, Turtle Mountain Band of Chippewa, Belcourt, North Dakota; Mililani Trask, Kia 'Aina Ka Lahui Hawaii, Honolulu; and Matthew Adolpho and Colette Machado, both of Molokai, Hawaii.

House of Representatives

Chamber Action

Bills Introduced: 39 public bills, H.R. 5108–5146; 2 private bills, H.R. 5147–5148; and 6 resolutions, H.J. Res. 611–612, H. Con. Res. 343, and H. Res. 419–421 were introduced.

Page 15337

Reports Filed: Reports were filed as follows:

H.R. 3863, to amend the National Trails System Act to provide for the study and designation of the Underground Railroad Historic Trail, amended (H. Rept. 101–549);

H.R. 4501, to provide for the acquisition of the William Johnson House and its addition to the Natchez National Historic Park, amended (H. Rept. 101–550);

H.R. 4872, to establish the National Advisory Council on the Public Service (H. Rept. 101–551);

H.R. 4903, to amend title 13, United States Code, to ensure that military personnel stationed outside the United States are not excluded from any census of population, amended (H. Rept. 101–552);

H.R. 5114, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991 (H. Rept. 101–553); and

H.R. 4525, to amend the Ethics in Government Act of 1978 to increase the authorization of appropriations for the Office of Government Ethics (H. Rept. 101–502, Part II).

Page 15336

Journal: By a yea-and-nay vote of 286 yeas to 114 nays, Roll No. 189, the House approved the Journal of Wednesday, June 20.

Page 15228

Flag Constitutional Amendment: By a yea-and-nay vote of 254 yeas to 177 nays, Roll No. 192 (two-thirds of those present not voting in favor), the House failed to suspend the rules and pass H.J. Res. 350, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States.

Pages 15239, 15263

H. Res. 417, the rule providing for the consideration of the resolution and H.R. 5091, was agreed to earlier by a yea-and-nay vote of 231 yeas to 192 nays, Roll No. 191. Agreed to order the previous question on the resolution by a yea-and-nay vote of 232 yeas to 191 nays, Roll No. 190.

Page 15229

Flag Protection: By a yea-and-nay vote of 179 yeas to 236 nays, Roll No. 193 (two-thirds of those present not voting in favor), the House failed to suspend the rules and pass H.R. 5091, to provide for protection of the flag of the United States.

Page 15318

Rose Kennedy Family Day: House passed and cleared for the President S.J. Res. 315, for the designation of July 22, 1990, as "Rose Fitzgerald Kennedy Family Appreciation Day".

Page 15327

National Literacy Day: House passed and cleared for the President S.J. Res. 320, designating July 2, 1990, as "National Literacy Day".

Page 15329

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 15336

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House today and appear on pages 15228, 15238, 15318, and 15325. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 9:20 p.m.

Committee Meetings

FOREIGN OPERATIONS, EXPORT FINANCING AND RELATED PROGRAMS APPROPRIATIONS

Committee on Appropriations: Ordered reported the Foreign Operations, Export Financing and Related Programs appropriations for fiscal year 1991.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia continued appropriation hearings. Testimony was heard from public witnesses.

PASS-THROUGH INSURANCE ON BANK INVESTMENT CONTRACTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Investigations held a hearing on the FDIC's granting of pass-through insurance on Bank Investment Contracts (BICs). Testimony was heard from Roger A. Hood, Assistant General Counsel, FDIC; and public witnesses.

CONSTRUCTION SAFETY, HEALTH AND EDUCATION ACT

Committee on Education and Labor: Subcommittee on Health and Safety concluded hearings on H.R. 4652, Construction Safety, Health and Education Act of 1990. Testimony was heard from public witnesses.

DAVIS-BACON ACT AMENDMENTS

Committee on Education and Labor: Subcommittee on Labor Standards approved for full Committee action H.R. 2901, to amend the act of March 3, 1931 (known as the Davis-Bacon Act) to revise the standard for coverage under the act.

ORPHAN DRUG AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action amended H.R. 4638, Orphan Drug Amendments of 1990.

MISSING AMERICANS; REFUGEE PROTECTION

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs approved for full Committee action:

H. Con. Res. 291, expressing the sense of Congress regarding the need to account as fully as possible for Americans still missing or otherwise unaccounted for in Southeast Asia.

The Subcommittee also held a hearing on Refugee Protection and Resettlement Issues Relating to Southeast Asia and Hong Kong. Testimony was heard from Representatives Fish and Atkins; the following officials of the Department of State: Princeton Lyman, Director, Bureau for Refugee Programs; and Richard Solomon, Assistant Secretary, East Asian and Pacific Affairs; and public witnesses.

EXPORT PROMOTION PROGRAMS

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on Competitiveness: Public/Private Initiatives in Export Promotion Programs. Testimony was heard from Representative Levin of Michigan; Michael Farren, Under Secretary, International Trade, Department of Commerce; and public witnesses.

ABUSES, MISMANAGEMENT AND FAVORITISM IN HUD PROGRAMS

Committee on Government Operations: Subcommittee on Employment and Housing continued hearings on Abuses, Mismanagement, and Favoritism in HUD programs. Testimony was heard from the following officials of the National Commission on the Public Service: Elliot Richardson and Rocco Siciliano, both members; and Bruce Laingen, Executive Director; and Jeffrey Auslander, Developer.

In failing to respond to Subcommittee questions, Leonard Briscoe, Developer, invoked constitutional privileges.

NATIONAL FOUNDATION ON THE ARTS AND HUMANITIES—MINORITY EMPLOYMENT PRACTICES

Committee on Government Operations: Subcommittee on Government Activities and Transportation held a hearing on Minority Employment Practices at the National Foundation on the Arts and Humanities. Testimony was heard from the National Foundation on the Arts and Humanities; John Frohnmayer, Chairman, National Endowment for the Arts; Lynn V. Cheney, Chairman, National Endowment for the Humanities; and Daphne Wood Murray, Director, Institute of Museum Services; and public witnesses.

DRAFT REPORTS

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture approved for full Committee action the following draft reports: "Stopping the Flood of Cocaine With Operation Snow Cap: Is It Working?"; and "The Relationship Between State Assistance Programs and Federal Food Stamp Allocations".

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 4112, to establish the Weir Farm National Historic Site in the State of California; H.R. 2763, to assess the suitability and feasibility of including the Weir Farm in the National Park System; H.R. 3683, to authorize appropriations for the continued funding for operation and maintenance of the Bethune Museum and Archives; H.R. 3074, to authorize the acquisition of additional lands containing Indian burial grounds for inclusion in the Knife River Indian Villages National Historic Site, North Dakota, and to provide for additional developmental funding for the historic site visitor center; and S. 1230, to authorize the acquisition of additional lands for inclusion in the Knife River Indian Villages National Historic Site. Testimony was heard from Representatives Dorgan of North Dakota; Gejdenson and Rowland of Connecticut; the following officials of the National Park Service, Department of the Interior: Robert Stanton, Regional Director, National Capital Region; and Jerry Rogers, Associate Director, Cultural Resources; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Water, Power and Offshore Energy Resources held a hearing on the following bills: H.R. 3174, Mid-Dakota Rural Water System Act of 1989; and H.R. 5012, to authorize the Secretary of the Interior to construct, operate, and maintain the Lae Andes-Wagner Unit and the Marty II Unit, South Dakota Pumping Division, Pick-Sloan Missouri Basin Program. Testimony was heard from the following officials of the Department of the Interior: Dennis Underwood, Commissioner, Bureau of Reclamation; John Fischer, Acting Chief Hydrologist, Geological Survey; and Robert Jacobsen, Assistant Regional Director, Fish and Wildlife Enhancement, Fish and Wildlife Service, Denver, Colorado; the following officials of the State of South Dakota: George Mickelson, Governor; and John Kirk, Interagency Coordinator, Department of Game, Fish and Parks; and public witnesses.

PRIVATE CLAIMS BILLS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and considered private claims bills.

BANKRUPTCY LEGISLATION

Committee on the Judiciary: Subcommittee on Economic and Commerce Law held a hearing on proposed bankruptcy legislation on dischargeability of criminal fines, restitution, and related liabilities arising out of a debtor's operation of a motor vehicle while legally intoxicated. Testimony was heard from Representative Gekas; Walter W. Cohen, First Deputy Attorney General, State of Pennsylvania; and public witnesses.

OIL SPILL INCIDENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on oversight investigation into the recent oil spill incidents in the Gulf of Mexico, Massachusetts and New York. Testimony was heard from Representative Weldon; and Adm. J. William Kime, USCG, Commandant, U.S. Coast Guard, Department of Transportation.

NATIONAL WILDLIFE REFUGE SYSTEM ADMINISTRATION ACT AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 4948, to amend the National Wildlife Refuge System Administration Act of 1966 to improve the management of the National Wildlife Refuge System. Testimony was heard from Representatives Green, Synar and Marlenee; Dave Olsen, Assistant Director, U.S. Fish and Wildlife Service, Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Ordered reported the following measures: H.R. 4872, National Advisory Council on the Public Services Act of 1990; H.R. 4983, amended, Federal Employees Cost Savings Awards Act of 1990; H.R. 4525, Ethics in Government Act Amendments of 1990; H.R. 4049, amended, Efficiency in Government Act; H.R. 4721, to designate the Federal building located at 340 North Pleasant Valley Road in Winchester, Virginia, as the "J. Kenneth Robinson Postal Building"; S.J. Res. 315, for the designation of July 22, 1990, as "Rose Fitzgerald Kennedy Family Appreciation Day"; and H.R. 4903, amended, to amend title 13, United States Code, to ensure that Military personnel stationed outside the United States are not excluded from any census of population.

The Committee also referred back to subcommittee H.R. 3805, Unsolicited Sexually Oriented Advertisement Prevention Act.

AVIATION TRAINING RESEARCH ACT

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on H.R. 4950, Aviation Training Research Act of 1990. Testimony was heard from Representative English; Herbert McLure, Associate Administrator, Human Resources Management, FAA, Department of Transportation; and public witnesses.

HOUSING AND MEMORIAL AFFAIRS AMENDMENTS

Committee on Veterans' Affairs: Subcommittee on Housing and Memorial Affairs approved for full Committee action amended H.R. 5002, Housing and Memorial Affairs Amendments of 1990.

HOSPITAL ACCREDITATION AND COMPLIANCE WITH MEDICARE'S CONDITIONS OF PARTICIPATION

Committee on Ways and Means: Subcommittee on Health held a hearing on hospital accreditation and compliance with Medicare's conditions of participation. Testimony was heard from David Baine, Director, Federal Health Care Delivery Issues, Human Resources Division, GAO; Thomas Morford, Director, Health Standards and Quality Bureau Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

U.S.-PEOPLE'S REPUBLIC OF CHINA AND MOST-FAVORED-NATION STATUS

Committee on Ways and Means: Subcommittee on Trade concluded hearings on U.S.-People's Republic of China trade relations, including most-favored-nation status. Testimony was heard from Representatives Gilman, Solarz, Porter, Kostmayer and Miller of Washington; Lawrence S. Eagleburger, Deputy Secretary, Department of State; and public witnesses.

Joint Meetings

EUROPEAN DEVELOPMENTS IMPACT ON U.S. ECONOMY

Joint Economic Committee: Committee concluded hearings to examine how recent developments in Europe will affect the United States economy, focusing on German unification, reform in Eastern Europe, and the European community investment boom impact on U.S. interest rates, trade deficit, and the dollar, after receiving testimony from Michael Aho, Council on Foreign Relations, and Stephen Cooney, National Association of Manufacturers, both of Washington, D.C.; and Robert Hormats, Goldman Sachs International, New York, New York.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Joint Hearing: Senate Committee on Appropriations' Subcommittee on the District of Columbia held joint hearings with the House Committee on Appropriations' Subcommittee on the District of Columbia on proposed budget estimates for fiscal year 1991 for the government of the District of Columbia, receiving testimony from Representative Parris; and numerous public witnesses.

Subcommittee recessed subject to call.

Friday, June 22, 1990

Senate

Chamber Action

Routine Proceedings, pages 15377–15436

Measures Introduced: Four bills and two resolutions were introduced as follows: S. 2776–2779, and S.J. Res. 339 and 340.

Page 15408

Measures Reported: Reports were made as follows:

S. 1245, to amend the Federal Meat Inspection Act to expand the meat inspection programs of the United States by establishing a comprehensive inspection program to ensure the quality and wholesomeness of all fish products intended for human consumption in the United States, with an amendment in the nature of a substitute. (S. Rept. No. 101–335)

Page 15408

Measures Passed:

Korean War Remembrance Day: Senate passed H.J. Res. 575, to designate June 25, 1990, as "Korean War Remembrance Day."

Page 15421

National Affordable Housing Act: Senate resumed consideration of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing and to increase homeownership, taking action on amendments proposed thereto, as follows:

Pages 15385, 15390, 15403

Adopted:

(1) Kerry Amendment No. 2064, to study the feasibility of establishing an enterprise zone development corps and to study the feasibility of providing incentives for companies to invest in areas with high incidence of drug use and drug related crime.

Page 15393

(2) Bryan Amendment No. 2065, to modify the public housing drug administration program, to subject the deferred mortgage provision in section 803 to a requirement that the deferral of repayment be explicitly provided for in appropriations acts, and to direct the General Accounting Office to examine the extent to which existing housing laws create disincentives to upward income mobility.

Page 15403

Pending:

(1) Cranston (for D'Amato) Amendment No. 2041, to express the sense of the Senate regarding the Mutual

Mortgage Insurance Fund of the Federal Housing Administration.

Page 15385

(2) D'Amato Modified Amendment No. 2042 (to Amendment No. 2041), in the nature of a substitute.

Pages 15385, 15390

During consideration of this bill today, the Senate also took the following action:

By 76 yeas to 15 nays (Vote 124), Senate agreed to a motion to request the attendance of absent Senators.

Page 15385

Civil Rights Act of 1990: Senate began consideration of the motion to proceed to consideration of S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment, with a committee amendment in the nature of a substitute.

Page 15405

A motion was entered to close further debate on the motion to proceed and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Tuesday, June 26.

Page 15405

Flag Desecration/Constitutional Amendment: A further unanimous-consent agreement was reached providing for consideration of S.J. Res. 332, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States, and certain amendments to be proposed thereto, on Monday, June 25.

Page 15434

National Commission on Responsibilities for Financing Postsecondary Education: Senate concurred in the amendments of the House to S. 1999, to amend the Higher Education Act of 1965 to clarify the administrative procedures of the National Commission on Responsibilities for Financing Postsecondary Education.

Page 15420

Nominations Confirmed: Senate confirmed the following nominations:

Shirin Raziuddin Tahir-Kheli, of Pennsylvania, to be the Alternate Representative of the United States of America for Special Political Affairs in the United Nations, with the rank of Ambassador.

William Bodde, Jr., of Maryland, to be Ambassador to the Republic of the Marshall Islands.

Joseph Edward Lake, of Texas, to be Ambassador to the Mongolian People's Republic.

David Passage, of North Carolina, to be Ambassador to the Republic of Botswana.

Richard Wayne Bogosian, of Maryland, to be Ambassador to the Republic of Chad.

William B. Milam, of California, to be Ambassador to the People's Republic of Bangladesh.

James Daniel Phillips, of Kansas, to be Ambassador to the People's Republic of the Congo.

Roger Gran Harrison, of Colorado, to be Ambassador to the Hashemite Kingdom of Jordan.

1 Air Force nomination in the rank of Chief of Staff, United States Air Force.

6 Air Force nominations in the rank of general.

10 Army nominations in the rank of general.

1 Department of Defense nomination in the rank of general.

9 Marine Corps nominations in the rank of general.

9 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Foreign Service, Marine Corps, Navy.

Page 15436

Nominations Received: Senate received the following nominations:

W. Lee Rawls, of Maryland, to be an Assistant Attorney General.

Stanley A. Twardy, Jr., of Connecticut, to be United States Attorney for the District of Connecticut.

Page 15436

Messages From the House: Page 15408

Statements on Introduced Bills: Page 15409

Additional Cosponsors: Page 15415

Amendments Submitted: Page 15415

Notices of Hearings: Page 15416

Authority for Committees: Page 15416

Additional Statements: Page 15416

Record Votes: One record vote was taken today. (Total—124)

Page 15385

Recess: Senate convened at 9 a.m., and recessed at 3:52 p.m., until 11 a.m., on Monday, June 25, 1990. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 15436.)

Committee Meetings

1990 FARM BILL

Committee on Agriculture, Nutrition, and Forestry: On Thursday, June 21, Committee ordered favorably reported an original bill to strengthen and improve U.S. agricultural programs.

APPROPRIATIONS—FOREIGN ASSISTANCE

Committee on Appropriations: Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1991 for foreign assistance programs, focusing on U.S. military assistance in the 1990's, receiving testimony from Henry S. Rowen, Assistant Secretary for International Security Affairs, and Gen. Charles W. Brown, USA, Director, Defense Security Assistance Agency, both of the Department of Defense; and Reginald Bartholo-

mew, Under Secretary of State for International Security Issues.

Subcommittee recessed subject to call.

NATIONAL SENIOR OLYMPIC GAMES

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 2398 and S. 2399, bills to authorize the United States National Senior Sports Organization of Chesterfield, Missouri, to register "National Senior Olympics" as a trademark to promote national amateur athletic competition among senior citizens, after receiving testimony from Harvey Schiller, U.S. Olympic Committee, Colorado Springs, Colorado; Ellen Conant and Kenneth Marshall, both of the U.S. National Senior Sports Organization, Chesterfield, Missouri; and Robert B. Mathias, Fresco, California.

TORTURE VICTIMS PROTECTION

Committee on the Judiciary: Subcommittee on Immigration and Refugee Affairs concluded hearings on S. 1629, to impose civil liability on anyone who, under the authority of a foreign nation, subjects any alien or United States citizen to torture or extrajudicial killing, after receiving testimony from John O. McGinnis, Deputy Assistant Attorney General for Legal Counsel, Department of Justice; David Stewart, Assistant Legal Advisor for Human Rights and Refugee Affairs, Department of State; Robert Drinan, Georgetown University Law Center, Washington, DC, on behalf of the American Bar Association; Michael H. Posner, Lawyers Committee for Human Rights, New York, New York; and John Shattuck, Harvard University, Cambridge, Massachusetts, on behalf of Amnesty International, U.S.A.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Monday, June 25.

Committee Meetings

No Committee meetings were held.

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Monday, June 25, 1990

Senate

Chamber Action

Routine Proceedings, pages 15467–15515

Measures Introduced: Two bills were introduced as follows: S. 2780 and 2781.

Page 15508

Measures Reported: Reports were made as follows:

S. 2461, to reauthorize appropriations to provide for and improve the drug treatment waiting period reduction grant program under the Public Health Service Act, with an amendment in the nature of a substitute. (S. Rept. No. 101–336)

H.R. 4328, to authorize appropriations for fiscal years 1991 and 1992 for the customs and trade agencies, with an amendment in the nature of a substitute.

Page 15508

Measures Passed:

AMTRAK Authorizations: Senate passed H.R. 5075, to amend the Rail Passenger Service Act to authorize appropriations for the National Railroad Passenger Corporation (AMTRAK).

Page 15513

Flag Desecration/Constitutional Amendment: Senate began consideration of S.J. Res. 332, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the Flag of the United States.

Page 15468

Senate will continue consideration of the resolution and certain amendments to be proposed thereto, on Tuesday, June 26.

Civil Rights Act of 1990: By unanimous-consent, the motion to proceed to consideration of S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment, was withdrawn, and the vote on the motion to invoke cloture, on Tuesday, June 26, was withdrawn.

Page 15503

Committee To Escort Nelson Mandela: By unanimous-consent, the President pro tempore was authorized to appoint a committee on the part of the Senate to escort Nelson Mandela, Deputy President, African National Congress, into the House of Representative's Chamber for a joint meeting on Tuesday, June 26.

Page 15513

Messages From the House: **Page 15507**

Communications: **Page 15507**

Statements on Introduced Bills: **Page 15508**

Additional Cosponsors: **Page 15509**

Authority for Committees: **Page 15510**

Additional Statements: **Page 15510**

Recess: Senate convened at 11 a.m., and recessed at 7:35 p.m., until 9 a.m., on Tuesday, June 26, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 15515.)

Committee Meeting

HEALTH CLAIMS ON FOOD PRODUCTS

Committee on Governmental Affairs: Committee held hearings to examine Federal Government policy on the regulation of health and nutrition claims in food advertising and packaging, receiving testimony from F. Edward Scarborough, Director, Office of Nutrition and Food Science, Center for Food Safety and Applied Nutrition, Food and Drug Administration, Department of Health and Human Services; Gloria C. Larson, Deputy Director, Bureau of Consumer Protection, Federal Trade Commission; Catherine Adams, Assistant Administrator, and Margaret O'K. Glavin, Deputy Administrator, Regulatory Programs, both of the Food Safety and Inspection Service, Department of Agriculture; Iowa Attorney General Thomas J. Miller, Des Moines; Bruce A. Silverglade, Center for Science in the Public Interest, John La Rosa, George Washington University Medical Center, on behalf of the American Heart Association and Daniel L. Jaffe, Association of National Advertisers, all of Washington, D.C.; I. Peter Rosow, D'Arcy, Masius, Benton and Bowles, Inc., New York, New York, and Harold A. Shoup, Washington, D.C., both on behalf of the American Association of Advertising Agencies, Inc.; and Richard K. Manoff, Manoff International Inc., New York, New York.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 5149–5151; 1 private bill, H.R. 5152 were introduced.

Page 15466

Reports Filed: Reports were filed as follows:

H. Con. Res. 333, expressing the sense of the Congress concerning a 1991 White House Conference on Aging (H. Rept. 101–554); and

H.R. 1457, to improve Environmental Protection Agency data collection and dissemination regarding reduction of toxic chemical emissions across all media, to assist States in providing information and technical assistance about source reduction, amended (H. Rept. 101–555).

Page 15466

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Kildee to act as Speaker pro tempore for today.

Page 15438

Suspensions: House voted to suspend the rules and pass the following measures:

Alton Coal Field lease: H.R. 3058, amended, to provide for the exchange of certain Federal coal leases from the Alton Coal Field in the State of Utah for other Federal coal leases in the State;

Page 15440

Government ethics authorization: H.R. 4525, to amend the Ethics in Government Act of 1978 to increase the authorization of appropriations for the Office of Government Ethics;

Page 15443

Kenneth Robinson postal building: H.R. 4721, to designate the Federal building located at 340 North Pleasant Valley Road in Winchester, Virginia, as the "J. Kenneth Robinson Postal Building";

Page 15444

Public service council: H.R. 4872, to establish the National Advisory Council on the Public Service;

Page 15445

Waste reduction: H.R. 1457, amended, to improve Environmental Protection Agency data collection and dissemination regarding reduction of toxic chemical emissions across all media, to assist States in providing information and technical assistance about source reduction;

Page 15448

Amtrak reauthorization: H.R. 5075, to amend the Rail Passenger Service Act to authorize appropriations for the National Railroad Passenger Corporation;

Page 15453

William Johnson house: H.R. 4501, amended, to provide for the acquisition of the William Johnson House and its addition to the Natchez National Historical Park;

Page 15457

Underground railroad historic trail: H.R. 3863, amended, to amend the National Trails System Act to provide for the study and designation of the Underground Railroad Historic Trail. Agreed to amend the title; and

Page 15459

Aging conference: H. Con. Res. 333, expressing the sense of the Congress concerning a 1991 White House Conference on Aging.

Page 15460

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 15465

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:45 p.m.

Committee Meeting

RESOLUTION TRUST CORPORATION—DISPOSITION OF PROPERTIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervison, Regulation and Insurance, Resolution Trust Corporation Task Force held a hearing on the disposition of residential properties, single family and multi-family with emphasis on affordable housing. Testimony was heard from the following officials of the Resolution Trust Corporation:

David Cooke, Chief Executive Officer; Peter Monroe, President, Oversight Board; Joseph Minitti, Director, Lake Central Consolidated Office; John Lomax, Acting Director, Gulf Coast Consolidated Office; and James R. Hambric III, Acting Director, Bayou Consolidated Office.

Joint Meeting

AMERICANS WITH DISABILITIES ACT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 933, to establish a clear and comprehensive prohibition of discrimination on the basis of disability.

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Tuesday, June 26, 1990

Senate

Chamber Action

Routine Proceedings, pages 15528–15630

Measures Introduced: Ten bills were introduced as follows: S. 2782–2791.

Pages 15590

Measures Reported: Reports were made as follows:

S. 647, to amend the Federal securities laws in order to provide additional enforcement remedies for violations of those laws, with an amendment in the nature of a substitute. (S. Rept. No. 101–337)

Page 15590

Measures Passed:

Copyright Remedy Clarification Act: Senate passed H.R. 3045, to amend chapters 5 and 9 of title 17, United States Code, to clarify that States, instrumentalities of States, and officers and employees of States acting in their official capacity, are subject to suit in Federal court by any person for infringement of copyright and infringement of exclusive rights in mask works, and that all the remedies can be obtained in a suit against a private person or against other public entities, after striking all after the enacting clause and inserting in lieu thereof the text of S. 497, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute.

Page 15623

Subsequently, S. 497 was indefinitely postponed.

Page 15624

Measures Rejected:

Flag Desecration/Constitutional Amendment: By 58 yeas to 42 nays (Vote No. 128), two-thirds of those Senators duly chosen and voting, a quorum being present, not having voted in the affirmative, Senate rejected S.J. Res. 332, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the Flag of the United States, after taking action on amendments proposed thereto, as follows:

Page 15543

Rejected:

(1) Bumpers Amendment No. 2066, to prohibit the desecration of the Flag of the United States in a manner that is likely to lead to a breach of the peace. (By 51 yeas to 48 nays, with one Senator voting present (Vote No. 125), Senate sustained a point of order that the amendment violates the Constitution of the United States, and that the amendment was not in order and thus fell).

Page 15543

(2) By 10 yeas to 90 nays (Vote No. 126), Helms Amendment No. 2067, to establish court jurisdictions in matters which relate to the physical abuse of any flag of the United States.

Page 15549

(3) By 7 yeas to 93 nays (Vote No. 127), Biden/Levin Amendment No. 2068, proposing an amendment to the Constitution authorizing Congress to protect the physical integrity of the Flag of the United States.

Page 15564

Joint Meeting: Senate met in joint meeting with the House of Representatives and was addressed by Nelson Mandela, Deputy President, African National Congress.

Page 15542

Messages From the President: Senate received the following message from the President of the United States:

Reporting deferral of certain budget authority affecting programs in International Security Assistance and the Department of State, which, pursuant to the order of January 10, 1975, was referred jointly to the Committee on the Budget, the Committee on Appropriations, and the Committee on Foreign Relations. (PM–127)

Page 15590

Authority for Committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Friday, July 6, 1990, from 11 a.m. to 2 p.m.

Page 15623

Nominations Confirmed: Senate confirmed the following nominations:

Paul C. Lambert, of New York, to be Ambassador to the Republic of Ecuador.

Malcolm S. Forbes, Jr., of New Jersey, to be a Member of the Board for International Broadcasting.

The following-named person to be a Member of the Board of Directors of the Inter-American Foundation: Norton Stevens, of New York.

The following-named person to be a Member of the Board of Directors of the Inter-American Foundation: Frank D. Yturria, of Texas.

E.U. Curtis Bohlen, of Maine, to be Assistant Secretary of State for Oceans and International Environmental and Scientific Affairs.

Don Melvin Newman, of Indiana, for the rank of Minister during his tenure of service as the Representative of the United States of America on the Council of the International Civil Aviation Organization.

Dane Farnsworth Smith, Jr., of New Mexico, to be Ambassador to the Republic of Guinea.

Charles H. Thomas, of Maryland, to be Ambassador to the Republic of Hungary.

Alan Philip Larson, of Virginia, to be the Representative of the United States of America to the Organization for Economic Cooperation and Development, with the rank of Ambassador.

James Keough Bishop, of New York, to be Ambassador to the Somali Democratic Republic.

Steven E. Steiner, of Maryland, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as United States Representative to the Special Verification Commission.

Peter Jon de Vos, of Florida, to be Ambassador to the Republic of Liberia.

Page 15630

Nominations Received: Senate received the following nominations:

Michael Martin Skol, of Illinois, to be Ambassador to the Republic of Venezuela.

Elmer B. Staate, of the District of Columbia, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation.

Page 15630

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

Eric M. Javits, of New York, to be Ambassador to the Republic of Venezuela, which was sent to the Senate on July 11, 1989.

Page 15631

Messages From the President: Page 15590

Messages From the House: Page 15590

Measures Referred: Page 15590

Statements on Introduced Bills: Page 15591

Additional Cosponsors: Page 15614

Amendments Submitted: Page 15616

Authority for Committees: Page 15616

Additional Statements: Page 15617

Record Votes: Four record votes were taken today. (Total—128)

Pages 15549, 15554, 15570, 15588

Recess: Senate convened at 9 a.m., and recessed at 8:38 p.m., until 8:30 a.m., on Wednesday, June 27, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 15630.)

Committee Meetings

SOVIET UNION/DOD AUTHORIZATION

Committee on Armed Services: Committee met in closed session to receive a briefing on classified intelligence matters relating to the Soviet Union from officials of the intelligence community.

Also, committee met to discuss consideration of S. 2171, Department of Defense Authorization Act.

Committee recessed subject to call.

NATIONAL PARKS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

S. 2464, to establish the Red Rock Canyon National Conservation Area in the State of Nevada, after receiving testimony from Senators Reid and Bryan; Dean Stepanek, Deputy Director, Bureau of Land Management, Department of the Interior; and K.C. DenDooven, Red Rock Canyon Interpretive Association, Las Vegas, Nevada;

S. 2475, to provide for the acquisition of the William Johnson House and its addition to the Natchez National Historical Park in Mississippi, after receiving testimony from Senators Cochran and Lott; and James M. Ridenour, Director, National Park Service, Department of the Interior;

S. 2555, to designate a segment of the Lower Merced River in California as a component of the National Wild and Scenic Rivers System, after receiving testimony from Dean Stepanek (listed above); Trenton Davis, Mariposa County Development Corporation, Mariposa, California; and Donald J. Hellmann, The Wilderness Society, Washington, D.C.;

S. 2612 and H.R. 2174, to establish a commission to determine the feasibility of designating the Mississippi River as a National Heritage Corridor, after receiving testimony from James M. Ridenour (listed above); and H. Dan Derbes, Mississippi River Parkway Commission, Baton Rouge, Louisiana; and

S. 2669, to provide for increases in appropriation ceilings for land acquisition and development in certain units of the National Park System, after receiving testimony from James M. Ridenour (listed above).

JUDICIAL IMPROVEMENTS ACT

Committee on the Judiciary: Committee concluded hearings on S. 2648, to revise title 28 of the United States Code to provide for civil justice expense and delay reduction plans and to authorize funds for additional judicial positions for the courts of appeals and district courts of the United States, after receiving testimony from Robert F. Peckham, Chief Judge, U.S. District Court for the Northern District of California, and Walter T. McGovern,

Judge, U.S. District Court for the Western District of Washington, both representing the Judicial Conference of the United States; Diana E. Murphy, Judge, U.S. District Court for the District of Minnesota, representing the Federal Judges Association; and Carl D. Liggio, Ernst and Young, New York, New York, representing the American Corporate Counsel Association.

SPORTS SERVICE MARK PROTECTION

Committee on the Judiciary: Subcommittee on Patents, Copyrights and Trademarks held hearings on S. 1772, to make professional sports lotteries conducted by State governments a violation of the Trademark Act, receiving testimony from Senators Reid, Bryan, and Packwood; Representative Bryant; Councilman Reggie Williams, Cincinnati, Ohio; Jeff Ballard, Baltimore Orioles, Baltimore, Maryland; Paul Tagliabue, New York, New York, and Arthur R. Miller, Harvard Law School, Cambridge, Massachusetts, both on behalf of the National Football League; Stephen D. Greenberg, Major League Baseball, Gary B. Bettman, National Basketball Association, and Garo Partoyan, United States Trademark Association, all of New York, New York; Richard R. Hilliard, National Collegiate Athletic Association, Overland Park, Kansas; Jim McKay, on behalf of the American Horse Council, Inc., Washington, D.C.; Michael J. Carr, Michigan State Lottery, Lansing, James J. Davey, Oregon State Lottery, Salem, and Edward J. Stanek, Multi-State Lottery Association, West Des Moines, Iowa, all on behalf of the North American Association of State and Provincial Lotteries; and Harvey S. Perlman, University of Nebraska College of Law, Lincoln.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 5153–5166; 2 private bills, H.R. 5167 and 5168; and 4 resolutions, H. Con. Res. 344, and H. Res. 422–424 were introduced.

Page 15714

Reports Filed: Reports were filed as follows:

H.R. 5158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1991 (H. Rept. 101–556);

H. Res. 422, providing for the consideration of H.R. 4329, to enhance the position of United States industry through application of the results of Federal research and development (H. Rept. 101–557);

Conference report on S. 933, to establish a clear and comprehensive prohibition of discrimination on the basis of disability (H. Rept. 101–558);

H.R. 1180, to amend and extend certain laws relating to housing, community and neighborhood development and preservation, and related programs, amended (H. Rept. 101–559); and

H. Res. 425, waiving certain points of order during consideration of H.R. 5114, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991 (H. Rept. 101–560).

Page 15714

Recess: House recessed at 10:05 a.m. and reconvened at 12:50 p.m.

Pages 15632, 15635

Address by Nelson Mandela: The House and Senate met in a joint meeting to receive an address by Nelson Mandela, Deputy Director of the African National Congress. Nelson Mandela was escorted to and from the House Chamber by Senators Mitchell, Cranston, Pell, Kennedy, Levin, Simon, Fowler, Dole, Simpson, Chafee, Cochran, Lugar, and Kassebaum; and by Representatives Gephardt, Gray, Fascell, Bonior, Hoyer, Michel, Gingrich, Lewis of California, Broomfield, Fish, Dellums, Collins, Fazio, Wolpe, Martin of Illinois, Wheat, Hayes of Illinois, Schuette, Mfume, and Saiki.

Page 15632

Late Report: Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 5158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1991.

Page 15637

Commerce-Justice-State-Judiciary Appropriations: By a yea-and-nay vote of 358 yeas to 55 nays, Roll No. 196, the House passed H.R. 5021, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1991.

Page 15637

Rejected:

The Dannemeyer amendment that sought to provide a 5 percent across-the-board cut in all discretionary accounts in the bill (rejected by a recorded vote of 88 ayes to 323 noes, Roll No. 195); and

Page 15637

The Penny amendment that sought to provide for a 2 percent across-the-board cut in all discretionary accounts in the bill, except for amounts appropriated or made available for investigations, prosecutions, and civil pro-

ceedings involving financial institutions as authorized by law.

Page 15641

Committee to Sit: Committee on Banking, Finance and Urban Affairs received permission to sit today during proceedings of the House under the 5-minute rule.

Page 15644

Niobrara River Designation: By a recorded vote of 358 ayes to 59 noes, Roll No. 199, the House passed S. 280, to amend the Wild and Scenic Rivers Act by designating a segment of the Niobrara River in Nebraska as a component of the National Wild and Scenic Rivers System.

Page 15645

Agreed to the amendment in the nature of a substitute made in order by the rule.

Page 15667

Rejected:

The Smith of Nebraska amendment in the nature of a substitute that sought to delete the "instant" designation provision and provide for a comprehensive study, conducted by the National Park Service, of the Niobrara and Missouri Rivers before the scenic designation could be granted (rejected by a recorded vote of 115 ayes to 302 noes, Roll No. 197); and

Page 15655

The Young of Alaska amendment that would require owner consent before the Department of the Interior could acquire land, scenic easements or other land interests within the river corridor (rejected by a recorded vote of 93 ayes to 323 noes, Roll No. 198).

Page 15664

Late Report: Committee on Rules received permission to have until midnight tonight to file a certain privileged report.

Page 15668

Director of Employment Practices: House agreed to H. Res. 420, establishing the position of Director of Employment Practices, under the Capitol Police Board, with respect to members of the Capitol Police assigned to the House of Representatives.

Page 15693

Agreed to the Oakar amendment that designates the position of Director of Employment Practices with respect to all members of the Capitol Police.

Page 15694

Agreed to amend the title.

Page 15694

Export Facilitation Act: House agreed to H. Res. 423, to provide for the correction of the engrossment of H.R. 4653, to reauthorize the Export Administration Act of 1979.

Page 15694

Suspensions: House voted to suspend the rules and pass the following measures:

National Space Council: S. 2124, to authorize appropriations for the National Space Council—clearing the measure for the President; and

Page 15694

Military personnel census: H.R. 4903, to amend title 13, United States Code, to ensure that military personnel stationed outside the United States are not excluded from any census of population.

Page 15695

Flight Attendants Safety: House passed and cleared for the President S.J. Res. 278, designating July 19, 1990, as "Flight Attendant Safety Professionals' Day".

Page 15698

Native American Heritage Month: House passed H.J. Res. 577, to authorize and request the President to proclaim the month of November 1990, and thereafter as "Native American Indian Heritage Month".

Page 15698

Agreed to the Sawyer technical amendment that limits the designation to the year 1990.

Page 15700

Agreed to amend the title.

Page 15700

South African Freedom Week: Objection was heard to a unanimous-consent request to consider S.J. Res. 336, designating the week of 1990 which coincides with the first visit of Nelson Mandela to the United States after his release from prison in South Africa as "South African Freedom Week".

Page 15700

Presidential Message—Budget Deferrals: Read a message from the President wherein he transmits two revised budget deferrals affecting programs in International Security Assistance and the Department of State—referred to the Committee on Appropriations and ordered printed (H. Doc. 101–206).

Page 15702

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 15713

Quorum Calls—Votes: One quorum call, one yea-and-nay vote, and four recorded votes developed during the proceedings of the House today and appear on pages 15639, 15640, 15644, 15664, and 15667.

Adjournment: Met at 10 a.m. and adjourned at 7:36 p.m.

Committee Meetings

VA, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Ordered reported the VA, HUD, and Independent Agencies appropriations for fiscal year 1991.

39-059 O-94-14 (Pt. 27)

DEFENSE OFFICER PERSONNEL MANAGEMENT ACT AMENDMENTS

Committee on Armed Services: Subcommittee on Military Personnel and Compensation held a hearing on proposed amendments to the Defense Officer Personnel Management Act including discussion of the following bills: H.R. 5154, to amend title 10, United States Code, to provide increased separation pay and certain other benefits for members of the Armed Forces who are involuntarily separated, to provide greater flexibility and military personnel policies over the next five years; and H.R. 4003, to amend section 1174 of title 10, United States Code, to provide separation pay for regular enlisted members of the Armed Forces who are involuntarily discharged or released or are denied reenlistment. Testimony was heard from Representatives Leath of Texas and Slattery, and Christopher Jehn, Assistant Secretary, Force Management and Personnel, Department of Defense.

U.S. PARTICIPATION—EUROPEAN BANK—RECONSTRUCTION AND DEVELOPMENT AND NINTH REPLENISHMENT—INTERNATIONAL DEVELOPMENT ASSOCIATION

Committee on Banking, Finance and Urban Development: Ordered reported amended H.R. 5153, to authorize participation of the United States in the ninth replenishment of the International Development Association, to authorize the participation of the United States in the European Banks for Reconstruction and Development, to exempt the International Finance Corporation from Securities Exchange Commission reporting requirements.

STRATEGIC PETROLEUM RESERVE REAUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Energy and Power approved for full Committee action amended H.R. 3193, Energy Policy and Conservation Act Amendments of 1989.

MIDDLE EAST—WATER ISSUES IN THE 1990's

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Middle East—Water Issues in the 1990's. Testimony was heard from public witnesses.

REVIEW FEDERAL AGENT ORANGE STUDIES

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations held a hearing to review Federal Agent Orange Studies. Testimony was heard from Adm. Elmo R. Zumwalt, Jr., USN (Ret.), Special Assistant to the Secretary of Veterans Affairs; Shelia Hoar Zahm, Occupational Studies Section, Environmental Epidemiology Branch, Division of Cancer Etiology, National Cancer Institute, NIH, Department of Health and Human Services and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Communications, Computers, and Office Systems met to consider pending business.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands and the Subcommittee on Fisheries and Wildlife Conservation and the Environment of the Committee on Merchant Marine and Fisheries held a joint oversight hearing on Preparation of the 1988 Biological Opinion regarding Mt. Graham (Arizona) red squirrels. Testimony was heard from James Duffus, Director, Natural Resources Management Issues, Resources, Community and Economic Development Division, GAO; Michael Spear, Regional Director, Region 2, U.S. Fish and Wildlife Service, Department of the Interior; Dave Unger, Forest Service, USDA; Myles E. Flint, Deputy Assistant Attorney General, Environment and National Resources Division, Department of Justice; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Water, Power and Offshore Energy Resources approved for full Committee action amended the following bills: H.R. 4498, to amend the Colorado River Storage Project Act, to direct the Secretary of the Interior to establish and implement emergency interim operational criteria at Glen Canyon Dam; and H.R. 3613, to establish an Upper Sacramento River Fishery Resources Restoration Program.

RICO AMENDMENTS; BRADY HANDGUN VIOLENCE PREVENTION ACT

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action the following bills: H.R. 5111, RICO Amendments Act of 1990; H.R. 467, amended, Brady Handgun Violence Prevention Act.

ALCOHOL TESTING REGULATIONS—MARITIME INDUSTRY

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on Department of Transportation/Coast Guard Drug and Alcohol Testing Regulations on the Maritime Industry. Testimony was heard from Terry Gainer, Special Assistant to the Secretary, Department of Transportation; and public witnesses.

ANTARCTICA LEGISLATION

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment, Subcommittee on Oceanography and Great Lakes and the Subcommittee on Coast Guard and Navigation held a joint hearing on the following bills: H.R. 3977, to protect and conserve the continent of Antarctica; and H.R. 4210, to amend the Antartic Conservation Act of

1978 to protect the environment of Antarctica. Testimony was heard from Representative Conte; Peter Wilkniss, Director, Division, Polar Programs, NSF; Alan Hecht, Deputy Assistant Administrator, Office of International Activities, EPA; and public witnesses.

MISCELLANEOUS MEASURES; CONSTRUCTION SITE ACQUISITION—DEPARTMENT OF TRANSPORTATION HEADQUARTERS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full Committee action the following bills: H.R. 4726, to require the Administrator of General Services to renovate the Pentagon; H.R. 5070, amended, to amend the John F. Kennedy Center Act to authorize appropriations for maintenance, repair, alteration and other services necessary for the John F. Kennedy Center for the Performing Arts; and H.R. 4463, to authorize appropriations for an expansion in the Smithsonian's National Museum of Natural History.

The Subcommittee began mark up of H.R. 5071, Federal Triangle Development Act Amendments of 1990.

The Subcommittee also held a hearing on Construction site acquisition for a new headquarters for the Department of Transportation. Testimony was heard from Jon H. Seymour, Assistant Secretary, Administration, Department of Transportation; David L. Bibb, Assistant Commissioner, Office of Facility Planning, Public Buildings Service, GSA; and public witnesses.

AMERICAN TECHNOLOGY PREEMINENCE ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4329, American Technology Preeminence Act. The rule waives section 401(b)(1) of the Congressional Budget Act against the consideration of the bill. The rule makes in order the text of H.R. 5072 in lieu of the amendments now printed in the bill as original text for purpose of amendment. The substitute shall be considered by titles, with each title considered as having been read. Finally, the rule provides one motion to recommit with or without instructions.

FOREIGN OPERATIONS, EXPORT FINANCING AND RELATED PROGRAMS APPROPRIATIONS

Committee on Rules: Granted a modified open rule, waiving clauses 2 and 6 of Rule XXI against H.R. 5114, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991. The rule provides for ninety minutes of general debate, to be equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The bill shall be read for amendment by title instead of by paragraph and each title is considered as having been read. No amendment to the bill is in order except those amendments printed in the report of the Committee on Rules accompanying this resolution to be considered in the order and manner specified in the report. The amendments are debatable for the time specified in the report to be equally divided and controlled by the proponent of the amendment and a member opposed thereto, and are not subject to amendment except as specified in the report. All points of order are waived against the amendments. Finally, the rule provides one motion to recommit. Testimony was heard from Representatives Obey, Lehman of Florida, McHugh, Mrazek, Solarz, Oakar, Dymally, Richardson, Penny, Smith of Florida, Traficant, Porter, Hyde, Dannemeyer, Ritter, Smith of New Jersey, Nielson of Utah, Burton of Indiana, Miller of Washington and Herger.

COASTAL ENVIRONMENTAL MONITORING

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held hearing on Coastal Environmental Monitoring. Testimony was heard from Charles Ehler, Coordinator, Oceanographic and Marine Assessment Program, NOAA, Department of Commerce; John Skinner, Deputy Assistant Administrator, Office of Research and Development, EPA; and public witnesses.

INTERNATIONAL TEST, CERTIFICATION AND QUALITY ASSURANCE

Committee on Science, Space, and Technology: Subcommittee on Science Research and Technology held a hearing on the Federal Role in International Test, Certification and Quality Assurance. Testimony was heard from Representative Sisisky; the following officials of the Department of Commerce: Thomas Deusterberg, Assistant Secretary, International Policy; and Raymond G. Kammer, Deputy Director, National Institute of Standards and Technology; and public witnesses.

NATIONAL CRITICAL MATERIALS COUNCIL

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on National Critical Materials Council. Testimony was heard from Owen Bromley, Chairman, National Critical Materials Council and Science Advisory to the President; and public witnesses.

BUDGET RECONCILIATION

Committee on Ways and Means: Subcommittee on Health continued markup of a fiscal year 1991 budget reconciliation package.

◆◆◆◆◆◆◆◆◆◆◆◆

Wednesday, June 27, 1990

Senate

Chamber Action

Routine Proceedings, pages 15852–16077

Measures Introduced: Eleven bills and five resolutions were introduced as follows: S. 2792–2802, S. Res. 304–307, and S.J. Res. 341.

Page 16036

Measures Reported: Reports were made as follows:

S. 2795, to amend the Public Health Service Act to establish a center for tobacco products, to inform the public concerning the hazards of tobacco use, to provide for disclosure of additives to such products, and to require that information be provided concerning such products to the public. (S. Rept. No. 101–338)

S. 1178, to improve and expand programs for the protection of marine and coastal waters, with an amendment in the nature of a substitute. (S. Rept. No. 101–339)

S. 2472, to establish a Senior Executive Service in the Library of Congress. (S. Rept. No. 101–340)

S. 2539, to authorize the establishment of a Senior Executive Service of the Smithsonian Institution, with an amendment in the nature of a substitute. (S. Rept. No. 101–341)

S. 2540, to authorize the Board of Regents of the Smithsonian Institution to plan, design, construct, and equip space in the East Court of the National Museum of Natural History building. (S. Rept. No. 101–342)

S. 2636, to authorize the Board of Regents of the Smithsonian Institution to plan and design an extension of the National Air and Space Museum at Washington Dulles International Airport. (S. Rept. No. 101–343)

S. 2799, to authorize appropriations for the Federal Election Commission for fiscal year 1991. (S. Rept. No. 101–344)

S.J. Res. 302, providing for the reappointment of Anne L. Armstrong as a citizen regent of the Board of Regents of the Smithsonian Institution. (S. Rept. No. 101–345)

S.J. Res. 318, providing for the appointment of Ira Michael Heyman of California as a citizen regent of the Board of Regents of the Smithsonian Institution. (S. Rept. No. 101–346)

S. Res. 305, managing the expenditure of funds for Senate official mail. (S. Rept. No. 101–347)

S. Res. 306, to amend the Standing Rules of the Senate for the use of the recording studio and mass mailings with respect to uncontested elections. (S. Rept. No. 101–348)

H. Con. Res. 272, authorizing printing of the transcript of proceedings of the Committee on Post Office and Civil Service of the House of Representatives incident to presentation of a portrait of the Honorable William D. Ford.

S. Res. 304, relating to the purchase of calendars.

S.J. Res. 279, to designate the week of September 16, 1990, through September 22, 1990, as "National Rehabilitation Week."

S.J. Res. 282, to designate the decade beginning January 1, 1990, as the "Decade of the Child."

S.J. Res. 313, designating October 3, 1990, as "National Teacher Appreciation Day."

S.J. Res. 324, to designate June 3 through 9, 1990, as "Week of the National Observance of the 50th Anniversary of World War II."

S.J. Res. 326, to designate December 21, 1990, as a "Day of Observance for the Victims of Terrorism."

S.J. Res. 339, to designate August 1, 1990, as "Helsinki Human Rights Day."

Page 16035

Measures Passed:

National Affordable Housing Act: By 96 yeas to 1 nay (Vote No. 132), Senate passed S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing and to increase homeownership, after agreeing to a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Page 15879

Adopted:

(1) Cranston Modified Amendment No. 2069, to authorize HUD to provide assistance to resident management corporations and resident councils in housing that were developed under federally subsidized programs, to ensure that small communities in North Dakota are adequately compensated by the Federal government for services provided to Indian housing, and to provide for public housing drug elimination initiatives in high intensity drug trafficking areas and other areas with serious drug problems that can be sustained over a period of several years.

Page 15881

(2) Sarbanes (for Cranston) Amendment No. 2070, to provide for a study of public housing funding systems.

Page 15888

(3) Heinz Amendment No. 2071, to provide for a study of a prospective payment system for public housing.

Page 15888

(4) Cranston Amendment No. 2078, to make certain corrections.

Page 15930

(5) Helms Amendment No. 2080, to express the sense of the Senate that the President and Members of the Budget Summit should base their deficit reduction recommendations on enactment of the waste-cutting proposals contained in the report of the Citizens Against Government Waste rather than on enactment of new or increased taxes.

Pages 15936, 15946

(6) Gramm Amendment No. 2081, to mandate a study for an equitable allocation of Community Development Block Grant funds among States.

Page 15940

(7) Cranston (for DeConcini) Amendment No. 2082, to require a study to determine the effectiveness of the use of certified mail to notify mortgagors of the availability

of counseling in improving mortgagor participation in the Assignment Program.

Page 15941

(8) Cohen Modified Amendment No. 2083 (to Amendment No. 2080), to express the sense of the Senate that the President and the members of the Budget Summit should consider the most feasible of the deficit reduction recommendations contained in the report of the Citizens Against Government Waste, as well as those in the public record of CBO, GAO, OMB and other agencies before considering new or increased taxes.

Page 15945

Rejected:

(1) Gramm Amendment No. 2072, to provide for fair and equitable allocation of Community Development Block Grant funds among the States of the Union. (By 63 yeas to 35 nays (Vote No. 129), Senate tabled the amendment.)

Page 15891

(2) D'Amato Amendment No. 2073 (to Amendment No. 2072), relating to allocation of Community Development Block Grant funds. (The amendment fell when Amendment No. 2072, listed above, was tabled.)

Page 15893

(3) Metzenbaum/Hatfield Amendment No. 2074, to provide access to check cashing services and basic banking services. (By 55 yeas to 43 nays (Vote No. 130), Senate tabled the amendment.)

Page 15916

(4) Cranston Amendment No. 2075 (to Amendment No. 2074), in the nature of a substitute. (The amendment fell when Amendment No. 2074, listed above, was tabled.)

Page 15918

(5) By 42 yeas to 54 nays (Vote No. 131), Boschwitz Amendment No. 2076, to provide for Housing Opportunity Zones.

Page 15922

(6) Cranston Amendment No. 2077 (to Amendment No. 2076), in the nature of a substitute. (The amendment, having previously been agreed to by voice vote, fell when Amendment No. 2076, listed above, was rejected.)

Page 15924

Withdrawn:

(1) Cranston (for D'Amato) Amendment No. 2041, to express the sense of the Senate regarding the Mutual Mortgage Insurance Fund of the Federal Housing Administration.

Pages 15879, 15888, 15935

(2) D'Amato Modified Amendment No. 2042 (to Amendment No. 2041), in the nature of a substitute.

Pages 15879, 15888, 15935

(3) D'Amato Amendment No. 2079 (to Amendment No. 2078), to make certain corrections.

Page 15941

Thrift Savings Plan/Technical Amendments: Senate passed H.R. 2514, amending subchapter III of chapter 84 of title 5, United States Code.

Page 16076

Directing Senate Legal Counsel: Senate agreed to S. Res. 307, to direct the Senate Legal Counsel to represent Senator Conrad Burns in the case of *Fulop* v. *Burns.*

Page 16076

Nominations Received: Senate received the following nominations:

George F. Murphy, Jr., of Maryland, to be Inspector General, United States Information Agency.

23 Air Force nominations in the rank of general.

2 Army nominations in the rank of general.

2 Marine Corps nominations in the rank of general.

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Messages From the House: Page 16035

Measures Referred: Page 16035

Executive Reports of Committees: Page 16035

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Additional Cosponsors: Page 16051

Amendments Submitted: Page 16055

Notices of Hearings: Page 16072

Authority for Committees: Page 16072

Additional Statements: Page 16073

Record Votes: Four record votes were taken today. (Total—132)

Pages 15915, 15922, 15930, 15961

Recess: Senate convened at 8:30 a.m., and recessed at 10:25 p.m., until 9 a.m., on Thursday, June 28, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 16077.)

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nomination of James R. Moseley, of Indiana, to be an Assistant Secretary of Agriculture, after the nominee testified and answered questions in his own behalf.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on the District of Columbia held hearings on proposed budget estimates for fiscal year 1991 for the government of the District of Columbia, focusing on the court system, receiving testimony from Judith W. Rogers, Chief Judge, District of Columbia Court of Appeals, Fred B. Ugast, Chief Judge, Superior Court of the District of Columbia, and Ulysses Hammond, Executive Officer, District of Columbia Courts, all of Washington, D.C.

Subcommittee will meet again tomorrow.

REFUGEE ASSISTANCE

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education concluded hearings to review State legalization impact assistance grants for refugees, after receiving testimony from Senators Wilson and Graham; Jo Anne B. Barnhart, Assistant Secretary for Family Support, and Richard P. Kusserow, Inspector General, both of the Department of Health and Human Services; Sarah Jagger, Director of Human Resources, General Accounting Office; Dade County Manager Joaquin G. Avino, Miami, Florida, on behalf of the National Association of Counties; Los Angeles County Chief Administrative Officer Virginia Collins, Los Angeles, California; Kevin Concannon, Oregon Department of Human Resources, Salem; Mark Helmar, California Health and Welfare Agency, Sacramento; and Paul Hill, Rand Corporation, Washington, D.C.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

S. 2228, to develop a comprehensive program to ensure the wholesomeness of fish products intended for human consumption and sold in interstate commerce, with an amendment in the nature of a substitute;

S. 2782, to authorize funds for and to require State coastal zone management agencies to prepare and submit for the approval of the Secretary of Commerce programs for the improvement of coastal zone water quality. (As approved by the committee, the bill authorizes $68.7 million for fiscal year 1991 and increasing each successive fiscal year through fiscal year 1995 for a total of $107.9 million.);

S. 2788, to authorize funds for certain programs and functions of the National Oceanic and Atmospheric Administration, Department of Commerce, with amendments. (As approved by the committee, the bill authorizes $1,401,308 for fiscal year 1991.);

S. 1660, to require the Federal Communications Commission to establish regulations to protect consumers who use operator services to place interstate telephone calls from unfair and deceptive practices and to ensure that consumers can make informed choices in making such calls, with an amendment in the nature of a substitute;

S. 1974, to require new televisions to have built in decoder circuitry designed to display closed-captioned television transmissions, with amendments;

S. 2287, to authorize funds to the National Aeronautics and Space Administration (NASA) for research and development, space flight, control and data communications, construction of facilities, and research and program management, with an amendment in the nature of a substitute. (As approved by the committee, the bill authorizes $14.691 billion for fiscal year 1991 for NASA, $4.517 million for the Office of Commercial Space Transportation, Department of Transportation, and $1.363 million for the National Space Council.);

S. 2789, to authorize funds for the Earthquake Hazards Reduction Act. (As approved by the committee, the bill authorizes $102.75 million for fiscal year 1991 and $120.25 million for fiscal year 1992.);

H.R. 94, to encourage the installation and use of sprinkler systems in public accommodations by limiting the amount of Federal travel using accommodations without such fire safety equipment and protection, with an amendment in the nature of a substitute;

S. 2494, to strengthen the authority of the Federal Trade Commission regarding fraud committed in connection with sales made with a telephone, with an amendment in the nature of a substitute;

S. 2398, to authorize the United States National Senior Sports Organization of Chesterfield, Missouri, to register "National Senior Olympics" as a trademark to promote national amateur athletic competition among senior citizens;

S. 2759, to authorize funds for the Federal Maritime Commission, with an amendment in the nature of a substitute. (As approved by the committee, the bill authorizes $15.894 million for fiscal year 1991.);

S. 2760, to authorize funds for the Maritime Administration, Department of Transportation, with an amendment in the nature of a substitute. (As approved by the committee, the bill authorizes $557.887 million for fiscal year 1991.);

S. 2599, to authorize a certificate of documentation for the vessel *Angelos;*

S. 2714, to permit issuance of a certificate of documentation for employment in the coastwise trade of the United States for the vessel *Solitaire;* and

The nominations of Ming Hsu, of New Jersey, to be a Federal Maritime Commissioner, Olin L. Greene, Jr., of Oregon, to be Administrator of the United States Fire Administration of the Federal Emergency Management Agency, and John K. Lauber, of Maryland, to be a Member of the National Transportation Safety Board.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

S. 1976, to promote the development and dissemination of new computing technologies, with an amendment in the nature of a substitute; and

S. 2606, to direct the National Park Service to grant a life estate to Conwell and Gerald Robinson to permit them to occupy certain lands in Glacier National Park until their deaths.

LEAD CONTAMINATION

Committee on Environment and Public Works: Subcommittee on Toxic Substances, Environmental Oversight, Research and Development concluded hearings on S. 2637 and S. 2593, bills to reduce the amount of lead contamination

in the environment, after receiving testimony from Senator Bradley; Victor J. Kimm, Acting Assistant Administrator for Pesticides and Toxic Substances, Environmental Protection Agency; Vernon N. Houk, Director, Center for Environmental Health and Injury Control, Centers for Disease Control, Department of Health and Human Services; Herbert L. Needleman, Alliance to End Childhood Lead Poisoning, Lynn R. Goldman, American Academy of Pediatrics, Audrey McMahon, Consortium for Citizens with Disabilities, Bob Chase, National Education Association, Knut Ringen, Laborers' National Health and Safety Fund, L. D. McMullen, Association of Metropolitan Water Agencies, David Serles, Institute of Scrap Recycling Industries, David G. Boltz, American Iron and Steel Institute, Mark Stanga, American Electronics Association, Dennis Heldman, National Food Processors Association, William Simpson, Coalition for Safe Ceramicware, and Steven Hilts, National Fishing Tackle Manufacturers Association, all of Washington, D.C.; Edward Groth III, Consumers Union, Mt. Vernon, New York; Jeff Zelms, Lead Industries Association, and Robert J. Muth, ASARCO, both of New York, New York; David E. Waldron, Cookson Pigments, Inc., Des Moines, Iowa; Gerald Dubinski, Battery Council International, Chicago, Illinois; Kurt Weaver, Stained Glass Association, Kansas City, Missouri; and Douglas Johnson, Water Gremlins, White Bear Lake, Minnesota.

ESTATE AND GIFT TAXES

Committee on Finance: Subcommittee on Taxation and Debt Management and Subcommittee on Energy and Agricultural Taxation concluded joint hearings on proposed legislation to prevent abuses in determining estate and gift tax values for owners of small family businesses, after receiving testimony from Michael J. Graetz, Deputy Assistant Secretary of the Treasury for Tax Policy; Mark S. Hayward, Acting Chief Counsel for Advocacy, Small Business Administration; Jere D. McGaffey, Foley and Lardner, Milwaukee, Wisconsin, representing the American Bar Association; Harry L. Gutman, Drinker Biddle and Reath, Philadelphia, Pennsylvania; Richard L. Dees, McDermott, Will and Emery, Chicago, Illinois; David E. Lajoie, Coopers and Lybrand, Dallas, Texas, representing the American Institute of Certified Public Accountants; E. James Gamble, American College of Trust and Estate Counsel, Detroit, Michigan; Harold I. Apolinsky, University of Alabama School of Law and Cumberland School of Law, Birmingham, representing the Small Business Council of America; James O. Roberts, Management Planning, Inc., Cleveland, Ohio; Idelle A. Howitt, American Appraisal Associates, Inc., and M. Mark Lee, Bear, Stearns and Co., Inc., both of New York, New York; E. Fletcher Lord, Jr., National Federation of Independent Business, Little Rock, Arkansas; Steve L. Massie, Jack L. Massie Contractors Inc., Williamsburg, Virginia, representing the Associated General Contractors of America; and David R. Burton, U.S. Chamber of Commerce, Donald C. Lubick, Hodgson, Russ, Andrews, Woods and Goodyear, representing the District of Columbia Bar, Deborah Walker, American Institute of Certified Public Accountants, and Thomas K. Zaucha, Small Business Legislative Council, and National Grocers' Association, all of Washington, D.C.

TRADE AND TECHNOLOGY PROMOTION

Committee on Governmental Affairs: Committee resumed hearings on S. 1978, to establish the Department of Industry and Technology as an executive department, to establish the Interagency Export Enhancement Committee within the Office of the President, and to transfer the National Oceanic and Atmospheric Administration to the Environmental Protection Agency, receiving testimony from D. Bruce Merrifield, University of Pennsylvania, Philadelphia, former Assistant Secretary of Commerce for Productivity, Technology and Innovation; Robert B. Costello, Hudson Institute, Indianapolis, Indiana, former Under Secretary of Defense for Acquisition; and Robert S. Cooper, Atlantic Aerospace Electronic Corporation, Greenbelt, Maryland, former Director, Defense Advanced Research Projects Agency, Department of Defense.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Karen LeCraft Henderson, of South Carolina, to be United States Circuit Judge for the District of Columbia Circuit, Richard F. Suhrheinrich, of Michigan, to be United States Circuit Judge for the Sixth Circuit, David C. Norton, to be United States District Judge for the District of South Carolina, Frederick P. Stamp, Jr., to be United States District Judge for the Northern District of West Virginia, Lourdes G. Baird, to be United States Attorney for the Central District of California, and A. David Mazzone, of Massachusetts, Michael S. Gelacak, of Virginia, and Julie E. Carnes, of Georgia, each to be a Member of the United States Sentencing Commission;

S.J. Res. 279, to designate the week of September 16–22, 1990, as "National Rehabilitation Week";

S.J. Res. 282, to designate the decade beginning January 1, 1990, as the "Decade of the Child";

S.J. Res. 313, to designate October 3, 1990, as "National Teacher Appreciation Day";

S.J. Res. 324, to designate June 3–9, 1990, as "Week of the National Observance of the 50th Anniversary of World War II";

S.J. Res. 326, to designate December 21, 1990, as a "Day of Observance for the Victims of Terrorism";

S.J. Res. 339, to designate August 1, 1990, as "Helsinki Human Rights Day"

S. 594, to establish a specialized corps of judges necessary for certain federal proceedings required to be con-

ducted, with an amendment in the nature of a substitute; and

S. 682, to prohibit the unauthorized use of the names "Visiting Nurse Service", "VNA", "VNS", or "VNAS", or the unauthorized use of the name or insignia of the Visiting Nurse Association of America, with an amendment in the nature of a substitute.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of A. Raymond Randolph, of Maryland, to be United States Circuit Judge for the District of Columbia, Graham C. Mullen, to be United States District Judge for the Western District of North Carolina, Federico A. Moreno, to be United States District Judge for the Southern District of Florida, and William P. Barr, of Virginia, to be Deputy Attorney General, Department of Justice, after the nominees testified and answered questions in their own behalf. Mr. Randolph was introduced by Senator Boren and Representative Morella, Mr. Mullen was introduced by Senators Helms and Sanford, Mr. Moreno was introduced by Senators Graham and Mack and Representative Ros-Lehtinen, and Mr. Barr was introduced by Senator Thurmond.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 1676, to provide financial assistance to strengthen the recruitment and training of teachers in the United States and to provide a range of incentives for teachers to continue in the profession, with an amendment in the nature of a substitute;

S. 2283, to authorize funds for fiscal year 1991 to provide grants to States for the prevention and control of breast and cervical cancer, with an amendment in the nature of a substitute;

S. 2056, to authorize funds to provide grants to States to implement state health objective plans, with an amendment in the nature of a substitute;

S. 2753, to authorize funds through fiscal year 1994 for programs of the Developmental Disabilities Assistance and Bill of Rights Act, with an amendment in the nature of a substitute;

H.R. 4151, to authorize funds for fiscal years 1991 through 1994 to carry out the Head Start Act, the Follow Through Act, the Community Services Block Grant Act, and the Low-Income Home Energy Assistance Act, with an amendment in the nature of a substitute;

S. 2600, to combat homelessness through the establishment of housing-based family support centers, through the provisions of housing-based services to elderly individuals with chronic and debilitating illnesses and conditions, through the provisions of residence-based outpatient mental health services, and through the use of grants for the improvement of community development corporations, with an amendment in the nature of a substitute;

S. 722, to regulate pesticide chemical residues in food, with an amendment in the nature of a substitute;

S. 2154, to increase criminal and civil penalties imposed for certain violations of the Occupational Safety and Health Act of 1970, with an amendment in the nature of a substitute;

S. 2442, to expand the rights of victims of occupational safety and health hazards, with an amendment in the nature of a substitute;

S. Con. Res. 123, to encourage State governments, local governments, and local educational agencies to adopt a comprehensive curricular program which provides elementary and secondary students with a thorough knowledge of the history and principles of the Constitution and the Bill of Rights and which fosters civic competence and civic responsibility; and

The nomination of Michael L. Williams, of Texas, to be Assistant Secretary of Education for Civil Rights.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 5169–5186; 1 private bill, H.R. 5187; and 3 resolutions, H. Con. Res. 345–346, and H. Res. 426–427 were introduced.

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Reports Filed: Reports were filed as follows:

H.R. 3053, to authorize the Secretary of Veterans Affairs to issue exemplary rehabilitation certificates for certain individuals discharged from the Armed Forces, amended (H. Rept. 101–561, Part I);

H.R. 4087, to amend title 38, United States Code, with respect to employment and training programs for veterans, amended (H. Rept. 101–562);

H.R. 4089, to amend title 38, United States Code, with respect to educational and vocational counseling for veterans, amended (H. Rept. 101–563);

H. Res. 426, waiving certain points of order during consideration of H.R. 5158, making appropriations for the Department of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1991 (H. Rept. 101–564); and

H. Res. 427, waiving certain points of order against consideration of the conference report on S. 933, to establish a clear and comprehensive prohibition of discrimination on the basis of disability, and against its consideration (H. Rept. 101–565).

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Patriarch Dimitrios Greeting: House agreed to H. Con. Res. 344, permitting the use of the rotunda of the Cap-

itol to allow Members of Congress to greet and receive His All Holiness Patriarch Dimitrios.

Page 15751

Foreign Operations Appropriations: By a yea-and-nay vote of 308 yeas to 117 nays, Roll No. 204, House passed H.R. 5114, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991.

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Agreed To:

The Obey en bloc amendment that earmarks an additional $5 million for the United States contribution to the International Fund for Agricultural Development; requires that an equitable share of the funds made available for food and humanitarian assistance to the Afghan people go to women and girls, particularly in refugee camps in Pakistan and in reconstruction projects in Afghan; and strikes various provisions in the bill relating to the Montreal Protocol on Ozone Depletion;

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The Lehman of Florida amendment, as amended by the Smith of New Jersey amendment (agreed to by a recorded vote of 224 ayes to 198 noes, Roll No. 201), that provides $1.5 million for voluntary family planning and $1.5 million for other health and child survival projects in Romania, but does not provide these funds to any specified family planning organization (agreed to by a recorded vote of 406 ayes to 11 noes (Roll No. 202));

Page 15783

The Oakar amendment that earmarks $7.5 million in economic support funds for humanitarian assistance to Lebanon;

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The Solarz amendment that earmarks $7 million for non-lethal aid to the non-Communist resistance in Cambodia; and prohibits any direct or indirect assistance to the Khmer Rouge and requires the President to terminate assistance to any noncommunist resistance organization that is engaged in a pattern of military cooperation and coordination designed to assist the Khmer Rouge (agreed to by recorded vote of 260 ayes to 163 noes, Roll No. 203); and

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The Traficant amendment as amended by the Clement amendment in the nature of a substitute, as modified, that makes a 2 percent across the board cut, with exceptions for Sub-Saharan Africa Development Assistance, the Peace Corps, Anti-Terrorism Assistance, International Narcotics Control, Migration and Refugee Assistance, Emergency Refugee Migration Assistance, the Export-Import Bank, payment to the Foreign Service Retirement and Disability Fund, and the Guaranty Reserve Fund.

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The Clerk was authorized to make technical changes and to correct cross references and citations in the engrossment of the bill.

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H. Res. 425, the rule waiving certain points of order during consideration of the bill, was agreed to earlier by a yea-and-nay vote of 262 yeas to 157 nays, Roll No. 200.

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Quorum Calls—Votes: Two yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 15756, 15796, 15797, 15820, and 15826. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 7:55 p.m.

Committee Meetings

BOLIVIAN SOYBEANS—U.S. DRUG POLICY—FOOD FOR PEACE PROGRAM

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture and the Subcommittee on Wheat, Soybeans and Feed Grains held a joint hearing to review Bolivian soybeans, U.S. drug policy, and the Food for Peace Program. Testimony was heard from Allen I. Mendelowitz, Director, Trade, Energy and Finance Issues, National Security and International Affairs Division, GAO; Frederick Schieck, Deputy Assistant Administrator, Latin American and Caribbean Affairs, AID, U.S. International Development Cooperation Agency; Christopher Goldthwait, Assistant Administrator, Foreign Agriculture Service and Assistant Sales Manager, USDA; and a public witness.

MISCELLANEOUS MEASURES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage approved for full Committee action the following bills: H.R. 1699, to award congressional gold medals to Frank Capra, James Stewart, and Fred Zinnemann; and H.R. 2575; to establish a congressional commemorative medal for members of the Armed Forces who were present during the attack on Pearl Harbor on December 7, 1941.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Representatives Mrazek and Guarini; Eugene H. Essner, Deputy Director, U.S. Mint, Department of the Treasury; and a public witness.

ECONOMIC STABILIZATION, ADJUSTMENT, AND DEFENSE INDUSTRY CONVERSION ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization concluded hearings on H.R. 3999, Economic Stabilization, Adjustment, and Defense Industry Conversion Act of 1990. Testimony was heard from public witnesses.

NATIONAL FLOOD INSURANCE

Committee on Banking, Finance and Urban Affairs: Subcommittee on Policy Research and Insurance continued hearings on the Commuity Rating System of the National

Flood Insurance Program and to discuss the following bills: H.R. 3456, National Flood and Erosion Insurance and Mitigation Act of 1989; H.R. 4461, National Flood Insurance Compliance, Mitigation, and Erosion Management Act of 1990; and H.R. 236, to amend the National Flood Insurance Act of 1968 to extend the program of flood insurance for structures on land subject to imminent collapse or subsidence. Testimony was heard from Representatives Boggs, Tauzin and Livingston; Jimmy F. Bates, Chief, Policy and Planning Division, Corps of Engineers, Department of the Army; David Sveum, Chief, Flood Protection, Bureau of Reclamation, Department of the Interior; Edward L. Riekert, Soil and Conservation Service, USDA; Gregory W. Lowe, Manager, Flood Protection Section, TVA; Harold Duryee, Administrator, Federal Insurance Administration, FEMA; and public witnesses.

Hearings continue July 11.

WOMEN, INFANTS, AND CHILDREN (WIC): THE CURRENT CRISIS

Committee on the Budget: Task Force on Human Resources held a hearing on Women, Infants, and Children (WIC): The Current Crisis. Testimony was heard from Betty Jo Nelson, Administrator, Food and Nutrition, USDA; the following State WIC Directors: Dennis Bach, Iowa; Denise Ferris, West Virginia; and Debra Stabeno, Texas; Linda Barr Gale, Director, Bureau of Nutrition, State of New York; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Ordered reported the following bills: H.R. 5115, amended, Equity and Excellence in Education Act of 1990; H.R. 4982, amended, Dwight D. Eisenhower Mathematics and Science Education Amendments Act of 1990; H.R. 5064, Drug Abuse Resistance Education Act of 1990; H.R. 5124, amended, Anti-Drug Education Act of 1990; H.R. 5140, amended, School Dropout and Basic Skills Improvement Act of 1990; and H.R. 5149, amended, to amend the Child Nutrition Act of 1966 to provide that the Secretary of Agriculture may not consider, in allocating amounts to a State agency under the special supplemental food program for women, infants, and children for the fiscal year 1991, any amounts returned by such agency for reallocation during the fiscal year 1990 and to allow amounts allocated to a State for such program for the fiscal year 1991 to be expended for expenses incurred in the fiscal year 1990.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported the following bills: H.R. 3193, amended, Energy Policy and Conservation Act Amendments of 1989; H.R. 4497, amended, Penny Stock Reform Act of 1990; H.R. 975, amended, Securities Law Enforcement Remedies Act of 1989; Title V, amended, of H.R. 3789, Stewart B. McKinney Homeless Assistance Amendments Act of 1990; H.R. 5146, amended, to amend the Public Health Service Act to revise and extend the program regarding organ transplantation; H.R. 5112, amended, to amend the Public Health Service Act to expand certain programs for health care services in the home; and H.R. 5113, to amend the Public Health Service Act to revise and extend the program for the prevention and control of injuries.

DANGEROUS CONTAGIOUS DISEASES—EXCLUSION OF ALIENS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 4506, to require the Secretary of Health and Human Services to review and revise the list of dangerous contagious diseases used in the exclusion of aliens from the United States. Testimony was heard from Donald S. Goldman, Commissioner, National Commission on AIDS; and public witnesses.

CABLE TV CONSUMER PROTECTION AND COMPETITION ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance approved for full Committee action the Cable Television Consumer Protection and Competition Act of 1990.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported amended the following bills: S. 666, to enroll twenty individuals under the Alaska Native Claims Settlement Act; H.R. 4834, to provide for a visitor center at Salem Maritime National Historic Site in the Commonwealth of Massachusetts; H.R. 988, "Camp W.G. Williams Land Exchange Act of 1989"; H.R. 3888, to allow a certain parcel of land in Rockingham County, Virginia, to be used for a child care center; and H.R. 3617, to transfer jurisdiction of certain public lands in the State of Utah to the Forest Service.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property and the Administration of Justice approved for full Committee action the following bills: H.R. 4737, Habeas Corpus Revision Act of 1990; and H.R. 865, to provide that the United States District Court for the Northern District of New York shall be held at Watertown, New York, in addition to those places provided by law.

COMPREHENSIVE CRIME CONTROL ACT

Committee on the Judiciary: Subcommittee on Crime approved for full Committee action the Comprehensive Crime Control Act.

IMMIGRATION AND NATIONALITY ACT AMENDMENTS

Committee on the Judiciary: Subcommittee on Immigration, Refugees and International Law held a hearing on H.R. 4421, to amend the Immigration and Nationality Act to extend the requirement for an annual GAO office report on the impact of employer sanctions and to authorize public education regarding antidiscrimination protections. Testimony was heard from Representative Richardson; Gene McNary, Commissioner, Immigration and Naturalization Service, Department of Justice; John Fraser, Deputy Administrator, Wage and Hour Division, Department of Labor; Arthur A. Fletcher, Chairman, Civil Rights Commission; Richard L. Fogel, Assistant Comptroller General, General Government Programs, GAO; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported amended the following bills: H.R. 2840, to reauthorize the Coastal Barrier Resources Act; and H.R. 3719, Florida Keys National Marine Sanctuary of 1989.

MILITARY BASE CLOSURE AND FEDERAL CIVILIAN EMPLOYEES

Committee on Post Office and Civil Service: Subcommittee on Human Resources continued hearings on H.R. 4977, to assist Federal civilian employees who lose their jobs as a result of military base closure or realignments, and related issues. Testimony was heard from Constance Berry Newman, Director, OPM; and Frank Cipolla, Acting Deputy Assistant Secretary, Civilian Personnel Policy, Department of Defense.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Public Works and Transportation: Subcommittee on Aviation approved for full Committee action the following bills: H.R. 3774, amended, Aging Aircraft Safety Act; H.R. 5131, to amend the Federal Aviation Act of 1958 to extend the civil penalty assessment demonstration program; H.R. 5132, amended, Independent Safety Board Act of 1974 Amendments Act of 1990; and H.R. 5165, amended, to amend the Federal Aviation Act of 1958 to authorize the imposition and collection of passenger facility charges to finance certain airport-related projects.

OVERWEIGHT TRUCKS CARRYING INTERMODAL CONTAINERS

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing concerning the road damage and safety effects associated with trucks carrying heavy intermodal containers in violation of federal/state weight laws. Testimony was heard from Joseph Canny, Deputy Assistant Secretary, Policy and International Affairs, Department of Transportation; James J. Carey, Chairman, Federal Maritime Commission; John Van Berkle, Jr., Chief, Office of Truck Studies, Department of Transportation, State of California; and public witnesses.

Hearings continue tomorrow.

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Rules: Granted a rule waiving certain points of order during the consideration of H.R. 5158, making appropriations for the Department of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1991. The rule waives section 302(f) of the Congressional Budget Act, clause 2(L)(6) of rule XI and clause 7 of rule XXI against consideration of the bill. The rule also waives clauses 2 and 6 of rule XXI against specified provisions in the bill. Testimony was heard from Representatives Traxler, Stokes, Boggs and Green.

CONFERENCE REPORT—AMERICANS WITH DISABILITIES ACT

Committee on Rules: Granted a rule providing for the consideration of the conference report on S. 933, Americans with Disabilities Act of 1990. The rule waives clauses 2 and 3 of rule XXVIII against the conference report and against its consideration. The rule provides that the conference report is to be considered as having been read when called up for consideration. Testimony was heard from Representatives Hoyer and Bartlett.

SINE DIE ADJOURNMENT; OVERSIGHT INTELLIGENCE

Committee on Rules: Subcommittee on Rules of the House approved for full Committee action H.J. Res. 7, to repeal an obsolete joint rule of Congress (section 132 of the Legislative Reorganization Act of 1946, as amended) relating to sine die adjournment of Congress.

The Subcommittee also held an oversight hearing on the operation of House Rule XLVIII, relating to the Permanent Select Committee on Intelligence. Testimony was heard from Representatives Beilenson, Hamilton, Stokes, Oberstar, Solomon, Hyde, and Dornan of California; Philip Pease, Director, Security, NSF; Gary L. Stoops, Inspector-Deputy Assistant Director, Records Management Division, FBI, Department of Justice; and Bruce Fein, attorney and consultant on national security affairs.

INDOOR AIR QUALITY ACT

Committee on Science, Space, and Technology: Ordered reported amended H.R. 5155, Indoor Air Quality Act of 1990.

CENTRAL EUROPEAN ENTERPRISE DEVELOPMENT ACT

Committee on Small Business: Ordered reported amended H.R. 4999, Central European Enterprise Development Act of 1990.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Ordered reported amended H.R. 5002, Housing and Memorial Affairs Amendments of 1990.

FAMILY PRESERVATION ACT

Committee on Ways and Means: Subcommittee on Human Resources approved for full Committee action amended H.R. 5020, Family Preservation Act of 1990.

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Thursday, June 28, 1990

Senate

Chamber Action

Routine Proceedings, pages 16189–16583

Measures Introduced: Twenty-seven bills and two resolutions were introduced as follows: S. 2803–2829, and S.J. Res. 342 and 343.

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Measures Reported: Reports were made as follows:

S. 436, to strengthen the protections available to employees against reprisals for disclosing information, to protect the public health and safety, with an amendment in the nature of a substitute. (S. Rept. No. 101–349)

S. 203, to authorize research into ground water contamination and remediation, with amendments. (S. Rept. No. 101–350)

S. 1045, to establish a National Environmental Policy on the participation of the United States in international financing, with amendments. (S. Rept. No. 101–351)

S. 1089, to authorize appropriations for the Office of Environmental Quality, for fiscal years 1989, 1990, 1991, 1992, and 1993, with amendments. (S. Rept. No. 101–352)

S. 1893, to reauthorize the Asbestos School Hazard Abatement Act of 1984, with amendments. (S. Rept. No. 101–353)

S. 2371, to direct the National Academy of Sciences to conduct a study of the feasibility of an umbrella research arm to support research on a variety of environmental issues. (S. Rept. No. 101–354)

H.R. 4252, to authorize the Secretary of the Air Force to purchase certain property at Pease Air Force Base, New Hampshire.

S. 2017, to provide a permanent endowment for the Eisenhower Exchange Fellowship Program, with an amendment in the nature of a substitute.

S. 2787, entitled the "Iraq International Law Compliance Act of 1990".

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Measures Passed:

Adjournment Resolution: Senate agreed to H. Con. Res. 347, providing for an adjournment of the two Houses for the July 4th recess.

Page 16258

W.I.C. Authorization: Senate passed H.R. 5149, to amend the Child Nutrition Act of 1966 to provide that the Secretary of Agriculture may not consider, in allocating amounts to a State agency under the special supplemental food program for women, infants, and children for the fiscal year 1991, any amounts returned by such agency for reallocation during the fiscal year 1990 and to allow amounts allocated to a State for such program for the fiscal year 1991 to be expended for expenses incurred in the fiscal year 1990.

Page 16574

Mount Rushmore Commemorative Coin Act: Committee on Banking, Housing, and Urban Affairs was discharged from further consideration of H.R. 1028, to require the Secretary of the Treasury to mint coins in commemoration of the Golden Anniversary of the Mount Rushmore National Memorial, and the bill was then passed.

Page 16575

1990 Nuclear Non-Proliferation Treaty Review Conference: Senate agreed to S. Con. Res. 137, to express the sense of Congress that the 1990 Nuclear Non-Proliferation Treaty (NPT) Review Conference should reaffirm the support of the parties for the objectives of the NPT, in particular preventing the spread of nuclear weapons to additional countries.

Page 16575

Raoul Wallenberg Prison Records: Senate agreed to S. Con. Res. 60, expressing the sense of the United States Senate that the Soviet Union should release the prison records of Raoul Wallenberg and account for his whereabouts, after agreeing to a committee amendment.

Page 16576

International Whaling Commission Moratorium: Senate agreed to H. Con. Res. 287, calling for a United States policy of promoting the continuation, for a minimum of an additional 10 years, of the International Whaling Commission's moratorium on the commercial killing of whales, and otherwise expressing the sense of the Congress with respect to conserving and protecting the world's whale populations.

Page 16576

Subsequently, S. Con. Res. 126, Senate companion measure, was indefinitely postponed.

Page 16576

Ethics in Government Act Authorization: Senate passed H.R. 4525, to amend the Ethics in Government Act of 1978 to increase the authorization of appropriations for the Office of Government Ethics.

Page 16576

National Rehabilitation Week: Senate passed S.J. Res. 279, to designate the week of September 16, 1990, through September 22, 1990, as "National Rehabilitation Week".

Page 16577

Decade of the Child: Senate passed S.J. Res. 282, to designate the decade beginning January 1, 1990, as the "Decade of the Child".

Page 16577

National Teacher Appreciation Day: Senate passed S.J. Res. 313, designating October 3, 1990, as "National Teacher Appreciation Day".

Page 16578

Week of the National Observance of the 50th Anniversary of World War II: Senate passed S.J. Res. 324, to designate June 3 through 9, 1990, as "Week of the National Observance of the 50th Anniversary of World War II".

Page 16578

Day of Observance for the Victims of Terrorism: Senate passed S.J. Res. 326, to designate December 21, 1990, as a "Day of Observance for the Victims of Terrorism".

Page 16578

Helsinki Human Rights Day: Senate passed S.J. Res. 339, to designate August 1, 1990, as "Helsinki Human Rights Day".

Page 16578

Drug Treatment Waiting Period Reduction Grant Program Authorization: Senate passed S. 2461, to reauthorize appropriations to provide for and improve the drug treatment waiting period reduction grant program under the Public Health Service Act, after agreeing to a committee amendment in the nature of a substitute.

Page 16579

National Ducks and Wetlands Day: Committee on the Judiciary was discharged from further consideration of S.J. Res. 338, to designate July 1, 1990 as "National Ducks and Wetlands Day", and the resolution was then passed.

Page 16580

National Ducks and Wetlands Day: Senate passed H.J. Res. 599, to designate July 1, 1990, as "National Ducks and Wetlands Day".

Page 16580

Pease Air Force Base: Senate passed H.R. 4252, to authorize the Secretary of the Air Force to purchase certain property at Pease Air Force Base, New Hampshire.

Page 16580

Omnibus Crime Bill: Senate resumed consideration of S. 1970, to establish constitutional procedures for the imposition of the sentence of death, taking action on amendments proposed thereto, as follows:

Page 16254

Adopted:

(1) By 87 yeas to 12 nays (Vote 134), Gramm Amendment No. 2084, to impose minimum, mandatory prison sentences for firearm violations, other violent crimes, and drug crimes.

Pages 16255, 16286

(2) By 50 yeas to 48 nays (Vote No. 133), DeConcini Amendment No. 2085 (to Amendment No. 2084), to prohibit the manufacture, sale, and possession of certain semi-automatic (assault) weapons.

Page 16283

(3) Reid Amendment No. 2086, to protect victims of child abuse.

Pages 16288, 16292

(4) Thurmond Amendment No. 2087 (to Amendment No. 2086), to enhance penalties for crimes committed against children.

Page 16290

(5) Kohl Amendment No. 2088 (to Amendment No. 2086) to provide funding for the treatment of juvenile offenders who have been the victims of child abuse and neglect.

Page 16292

(6) Lott Amendment No. 2089, to impose mandatory work requirements for all prisoners, to expand prison labor opportunities, and to expand the capacity of the Federal and State prison system.

Page 16293

(7) Akaka Amendment No. 1683, to provide for the education, prevention, research, and treatment of methamphetamine, and to strengthen Federal penalties for the production, manufacture, sale or distribution of methamphetamine ("ice").

Pages 16300, 16305

(8) By 79 yeas to 20 nays (Vote No. 135), Gorton Amendment No. 2090 (to Amendment No. 1683), to expand the list of regulated precursor chemicals most commonly used in the manufacture of methamphetamines ("ice").

Page 16301

(9) Boschwitz Amendment No. 2091, to require a minimum sentence for kidnapping a child, and a minimum sentence of life imprisonment if the child is permanently injured, was sexually abused, or was used in child pornography.

Page 16305

(10) Inouye Amendment No. 2092, to provide that the death penalty provisions of the bill not apply to crimes committed in any portion of Indian country that elects

to make the procedures inoperable. (By 37 yeas to 62 nays (Vote 136), Senate failed to table the amendment.)

Pages 16306, 16315

(11) Nickles Amendment No. 2094, to increase the protection of crime victims.

Page 16315

(12) Graham Amendment No. 2095, to provide funding for the Bureau of Justice Assistance to make grants to States to study the role of race in the State's criminal justice system, including the imposition of the death penalty.

Pages 16330, 16334

(13) By 64 yeas to 35 nays (Vote No. 139), Specter Amendment No. 1841, to establish an Office of Police Corps and Law Enforcement Education.

Pages 16335, 16377

(14) By 66 yeas to 32 nays (Vote No. 140), D'Amato Amendment No. 2097, to authorize the death penalty for a person convicted as head of a continuing criminal enterprise under Section 848(b) of Title 21, United States Code.

Pages 16357, 16372

(15) By 96 yeas to 2 nays (Vote No. 142), Biden Amendment No. 2099, to provide for additional FBI agents, to increase funding for the Drug Enforcement Agency, to provide more resources and manpower to fight crime in rural areas, to ensure swift prosecution of offenders, to establish a mandatory detention policy, to require drug testing for all defendants released on probation, parole, or supervised release, and to provide for the closing of "shooting galleries" and "crack houses."

Page 16368

(16) Kerry Amendment No. 2102, to authorize additional funds for the Bureau of Justice Assistance for state and local law enforcement assistance.

Page 16381

(17) Levin Amendment No. 2103, to prohibit the discharge of debts arising from criminal sanctions in Chapter 13 bankruptcy.

Page 16384

(18) Biden/Thurmond Amendment No. 2104, bipartisan managers' proposed revisions and improvements.

Page 16385

Rejected:

(1) McClure Amendment No. 2093 (to Amendment No. 2092), to redefine "in Indian country" as to mean any land title to which is held by the United States in trust for an Indian or an Indian tribe or lands title to which is held by Indians or an Indian tribe subject to a restriction by the United States against alienation. (By 51 yeas to 47 nays (Vote No. 137), Senate tabled the amendment.)

Page 16313

(2) By 44 yeas to 55 nays (Vote No. 138), Hatch Amendment No. 2096 (to Amendment No. 2095), to limit required studies to instances where constitutional violations have been found or suspected.

Page 16331

(3) By 43 yeas to 55 nays (Vote No. 141), Wilson Amendment No. 2098, to authorize the death penalty in cases where death results during the commission of an act in violation of civil rights, including conspiracy against rights, deprivation of rights under color of law, Federal protected activities, and damage to religious property or obstruction of persons in the free exercise of religious beliefs.

Pages 16365, 16372

(4) By 25 yeas to 73 nays (Vote No. 143), Hatfield Amendment No. 2100, to provide a mandatory life imprisonment without release rather than imposition of the death penalty.

Pages 16373, 16381

(5) Levin Amendment No. 2101 (to Amendment No. 2100), to require a prisoner to pay restitution for the crime committed. (The amendment, having previously been agreed to by voice vote, fell when Amendment No. 2100, listed above, was rejected.)

Page 16376

A unanimous-consent agreement was reached providing for a vote on final passage of the bill to occur at 8 p.m., on Wednesday, July 11, 1990.

Clean Air Act Amendments: Pursuant to the order of June 6, 1990, Senate disagreed to the amendments of the House to S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health protective national ambient air quality standards, agreed to the request for a conference with the House thereon, and appointed as conferees from the Committee on Environment and Public Works Senators Burdick, Moynihan, Mitchell, Baucus, Chafee, Simpson, and Durenberger; and from the Committee on Finance, for matters within their jurisdiction, Senators Bentsen, Moynihan, Baucus, Mitchell, Packwood, Chafee, and Durenberger.

Chemical and Biological Warfare Elimination Act: Senate insisted on its amendments to H.R. 3033, to control the export, to countries pursuing or expanding the ability to produce or deliver chemical or biological weapons, of items that would assist such countries in acquiring such ability, to impose sanctions against companies which have aided in the proliferation of chemical or biological weapons, to provide for sanctions against countries which use or prepare to use chemical or biological weapons in violation of international law, requested a conference with the House thereon, and appointed as conferees from the Committee on Foreign Relations Senators Pell, Sarbanes, Dodd, Kerry, Riegle, Helms, Pressler, McConnell, and Garn; and from the Committee on Finance, for any provisions regarding sanctions upon imports into the United States, Senators Bentsen, Moynihan, Baucus, Packwood, and Heinz.

Page 16582

Removal of Injunction of Secrecy: The injunction of secrecy was removed from Protocols to the Treaties with the Union of Soviet Socialist Republics on the Limitation

of Underground Nuclear Weapon Tests and Underground Nuclear Explosions for Peaceful Purposes (Treaty Doc. No. 101–19). The protocols were transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and was ordered to be printed.

Page 16571

Presidential Messages: Senate received the following messages from the President of the United States:

(1) Reporting eight proposed rescissions of certain budget authority, which, pursuant to the order of January 30, 1975, was referred jointly to the Committee on Appropriations, the Committee on the Budget, and the Committee on Armed Services. (PM–128)

Page 16433

(2) Transmitting the annual report of the Federal Council on Aging, which was referred to the Committee on Labor and Human Resources. (PM–129)

Page 16433

Executive Reports of Committees: The Senate received the following executive reports of committees:

Ex. B, 95th Congress, 1st Session, Two Related Protocols done at Montreal on September 25, 1975, Entitled: A. Additional Protocol No. 3 to Amend the Convention for the Unification of Certain Rules Relating to International Carriage by Air, signed at Warsaw on October 12, 1929, as Amended by Protocols done at The Hague, on September 28, 1955, and at Guatemala City, March 8, 1971 (hereinafter, Montreal Protocol No. 3); and B. Montreal Protocol No. 4 to Amend the Convention for the Unification of Certain Rules Relating to International Carriage by Air, signed at Warsaw on October 12, 1929, as Amended by the Protocol done at The Hague on September 8, 1955 (hereinafter, Montreal Protocol No. 4), having considered the same, reports favorably thereon with certain conditions and recommends that the Senate give its advice and consent to ratification thereof. (Ex. Rept. No. 101–21)

Page 16438

Report to accompany the nomination of Gilberto Guardia Fabrega, of Panama, to be Administrator of the Panama Canal Commission. (Ex. Rept. No. 101–22)

Page 16438

Authority for Committees: All committees were authorized to file executive and legislative reports during the adjournment of the Senate on Friday, June 29, 1990, from 10 a.m. to 12 noon.

Page 16571

Nominations Confirmed: Senate confirmed the following nominations:

Julie E. Carnes, of Georgia, to be a Member of the United States Sentencing Commission for a term expiring October 31, 1995.

John K. Lauber, of Maryland, to be a Member of the National Transportation Safety Board for the term expiring December 31, 1994.

Michael L. Williams, of Texas, to be Assistant Secretary for Civil Rights, Department of Education.

Richard F. Suhrheinrich, of Michigan, to be United States Circuit Judge for the Sixth Circuit.

David C. Norton, of South Carolina, to be United States District Judge for the District of South Carolina.

Olin L. Greene, Jr., of Oregon, to be Administrator of the United States Fire Administration.

Ming Hsu, of New Jersey, to be a Federal Maritime Commissioner for the remainder of the term expiring June 30, 1991.

Karen LeCraft Henderson, of South Carolina, to be United States Circuit Judge for the District of Columbia Circuit.

James R. Moseley, of Indiana, to be an Assistant Secretary of Agriculture.

Michael S. Gelacak, of Virginia, to be a Member of the United States Sentencing Commission for the remainder of the term expiring October 31, 1991.

A. David Mazzone, of Massachusetts, to be a Member of the United States Sentencing Commission for a term expiring October 31, 1995.

Frederick P. Stamp, Jr., of West Virginia, to be United States District Judge for the Northern District of West Virginia.

Lourdes G. Baird, of California, to be United States Attorney for the Central District of California for the term of four years.

Catherine Ann Bertini, of Illinois, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Bruce L. Gardner, of Maryland, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Jo Ann Doke Smith, of Florida, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Page 16583

Nominations Received: Senate received the following nominations:

J. Michael Luttig, of Virginia, to be an Assistant Attorney General.

Page 16583

Messages From the President: Page 16433
Messages From the House: Page 16433
Measures Referred: Page 16434
Communications: Page 16434
Petitions: Page 16436
Executive Reports of Committees: Page 16438
Statements on Introduced Bills: Page 16439
Additional Cosponsors: Page 16490
Amendments Submitted: Page 16493

Notices of Hearings: Page 16556

Authority for Committees: Page 16556

Additional Statements: Page 16557

Record Votes: Eleven record votes were taken today. (Total—143)

Pages 16286, 16287, 16304, 16313, 16315, 16333, 16357, 16373, 16381

Adjournment: Senate convened at 9 a.m., and, in accordance with H. Con. Res. 347, adjourned at 1:33 a.m., on Friday, June 29, until 9:30 a.m., on Tuesday, July 10, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 16583.)

Committee Meetings

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nominations of Leon Snead, of Maryland, to be Inspector General, James R. Moseley, of Indiana, to be an Assistant Secretary, and Catherine Bertini, of Illinois, Bruce L. Gardner, of Maryland, and Jo Ann Doke Smith, of Florida, each to be a Member of the Board of Directors of the Commodity Credit Corporation, all of the Department of Agriculture.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on the District of Columbia held hearings on proposed budget estimates for fiscal year 1991 for the government of the District of Columbia, focusing on the education system, receiving testimony from Nathaniel Bush, President, District of Columbia Board of Education, Andrew Jenkins, Superintendent, District of Columbia Public Schools, Terry Golden and Togo West, both of the Committee on Public Education, and Mary Levy, Parents United, all of Washington, D.C.

Subcommittee recessed subject to call.

APPROPRIATIONS—MATH/SCIENCE EDUCATION

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1991 for math and science education programs, receiving testimony from D. Allan Bromley, Science Advisor to the President; William K. Reilly, Administrator, Environmental Protection Agency; Erich Bloch, Director, National Science Foundation; Adm. Richard H. Truly, Administrator, National Aeronautics and Space Administration; and Edward J. Derwinski, Secretary of Veterans Affairs.

Subcommittee recessed subject to call.

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported the following business items:

H.R. 4252, authorizing funds for the Secretary of the Air Force to purchase from members of the Air Force and their spouses certain mobile homes located at Pease Air Force Base, New Hampshire; and

The nomination of Gilberto Guardia Fabrega, of Panama, to be Administrator of the Panama Canal Commission.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Christopher A. Hart, of the District of Columbia, to be a Member of the National Transportation Safety Board, after the nominee, who was introduced by Senator Wirth, testified and answered questions in his own behalf.

DOE URANIUM ENRICHMENT ENTERPRISE

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development concluded hearings to examine the Smith Barney, Harris Upham & Co. financial assessment of the Department of Energy uranium enrichment program and the future structure of the enterprise, after receiving testimony from W. Henson Moore, Deputy Secretary of Energy; and William H. Timbers, Jr., Smith Barney, Harris Upham & Co., Inc., New York, New York.

GREENS CREEK EXCHANGE ACT

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 2273, to encourage economic development of mineral deposits in the Greens Creek area of the Admiralty Island National Monument in Alaska by granting the Sealaska Corporation the subsurface estate, after receiving testimony from Senator Metzenbaum; F. Dale Robertson, Chief, Forest Service, Department of Agriculture; Byron I. Mallott and Robert W. Loescher, both of Sealaska Corporation, Juneau, Alaska; Bobby E. Cooper, Kennecott Corporation, Salt Lake City, Utah; Mike Matz, Sierra Club, Washington, D.C.; James P. Senna, Shee Atika, Inc., Sitka, Alaska; Richard Hirschberg, Atikon Forest Products, Inc., Anchorage, Alaska; and Martin R. Pihl, Ketchikan Pulp Corporation, Ketchikan, Alaska.

COASTAL BEACH PROTECTION

Committee on Environment and Public Works: Subcommittee on Superfund, Ocean and Water Protection concluded hearings on S. 2706, to improve the public safety and quality of marine recreational waters by establishing uniform water quality criteria and guidelines for pathogens and floatables in marine recreation waters and to establish procedures to open and close marine bathing waters based on public health standards, after receiving testimony from Robert H. Wayland, III, Deputy Assistant Administrator for Water, Environmental Protection Agency; Allen Hershkowitz, Natural Resources Defense Council, New

York, New York; Victor J. Cabelli, University of Rhode Island, Kingston; Edward Neafsey, New Jersey Department of Environmental Protection, Trenton; and Richard W. Svenson, New York State Department of Health, Albany.

DRUG ABUSE VICTIMS

Committee on Finance: Committee held hearings to examine the effects of drug abuse on infants, young children and their mothers, and to review services provided under the Maternal and Child Health Block Grant, Medicaid, foster care and other federal programs, receiving testimony from Senators Dodd and Akaka; Louis W. Sullivan, Secretary of Health and Human Services; Charles A. Bowsher, Comptroller General, General Accounting Office; Richard I. Lowensohn, Oregon Health Sciences University, Portland; Charles E. Hayward, on behalf of the American Public Welfare Association and the National Commission on Child Welfare and Family Preservation, and Louise Scott, both of the Delaware Department of Services for Delaware Department of Services for Children, Youth and Their Families, Wilmington, Delaware; Maureen E. Montgomery, Children's Hospital of Buffalo, Buffalo, New York, on behalf of the American Academy of Pediatrics; Margaret M. McGoldrick, Hahnemann University Hospital, Philadelphia, Pennsylvania; and Sherman P. McCoy, Harlem Hospital Center, New York, New York.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

S. 2787, to impose sanctions against Iraq;

S. 2017, to authorize funds for a permanent endowment for the Eisenhower Exchange Fellowship Program, with an amendment in the nature of a substitute;

S. 2757, to authorize the provision of medical supplies and other humanitarian assistance to the Lithuanian people to alleviate suffering during the current emergency;

Bilateral Tax Treaty with Spain (Treaty Doc. 101–16);

Bilateral Tax Treaty with Finland (Treaty Doc. 101–11), with an understanding;

Bilateral Tax Treaty with the Federal Republic of Germany (Treaty Doc. 101–10), with an understanding;

Bilateral Tax Treaties with Tunisia (Treaty Docs. 99–13 and 101–9);

Tax Convention with the Council of Europe and the Organization for Economic Co-operation and Development (OECD) (Treaty Doc. 101–6), with reservations;

Bilateral Tax Treaty with India (Treaty Doc. 101–5); and

Bilateral Tax Treaty with Indonesia (Treaty Doc. 100–22).

PERU

Committee on Foreign Relations: Subcommittee on Western Hemisphere and Peace Corps Affairs and the Subcommittee on Terrorism, Narcotics and International Operations concluded joint hearings on proposed U.S. military training for Peru to combat drug production and trafficking, after receiving testimony from John P. Walters, Chief of Staff, Office of National Drug Control Policy; Terrance M. Burke, Acting Administrator, Drug Enforcement Administration, Department of Justice; Melvyn Levitsky, Assistant Secretary of State for International Narcotics Affairs; Nancy Dorn, Deputy Assistant Secretary of Defense for Inter-American Affairs, Office of the Assistant Secretary of Defense for International Security Affairs; Donald J. Mabry, Mississippi State University, Starkville; Aryeh Neier, Human Rights Watch, New York, New York; and Tina Rosenberg, Carnegie Endowment for International Peace, Washington, D.C.

NATION'S ELECTRIC SYSTEMS' VULNERABILITY TO TERRORIST ATTACK

Committee on Governmental Affairs: Committee resumed hearings to examine the vulnerability of the nation's electric power systems to terrorist activities, focusing on Federal efforts to alleviate potential threats, receiving testimony from Alan T. Crane, Senior Associate, and Robin Roy, Analyst, both of the Energy and Materials Program, Office of Technology Assessment; William F.W. Jones, Deputy Associate Director, National Preparedness Directorate, Federal Emergency Management Agency; and John J. Easton, Jr., Assistant Secretary of Energy for International Affairs and Energy Emergencies.

Hearings were recessed subject to call.

COPYRIGHT MORAL RIGHTS

Committee on the Judiciary: Subcommittee on Patents, Copyrights and Trademarks approved for full committee consideration, with an amendment in the nature of a substitute, S. 1198, to provide certain rights of attribution and integrity to authors of visual art works.

SOCIAL SECURITY PAYROLL TAXES

Committee on Small Business: Committee concluded hearings on the impact of increases in social security payroll taxes on small businesses, as enacted by the Federal Insurance Contributions Act (FICA), after receiving testimony from Senator Moynihan; Elmer Von Egmond, Arkansas State Legislative Committee, Little Rock, representing the American Association of Retired Persons; William Dennis, Washington, D.C., and Ellis Crook, Crook's Inc., Senoia, Georgia, both representing the National Federation of Independent Business; Jere W. Glover, Washington, D.C., and Linda Sanchez Reid, Diet Center of Oshkosh, Wisconsin, both representing the National Association for the Self-Employed; Roger and Mary Harris, both of Priority Post Company, Inc., Dallastown, Pennsylvania, representing the U.S. Chamber of Commerce; Leon Stalcup, 4-B's Restaurants, Missoula, Montana, representing the Montana Restaurant Association; Peter Mihajlov, Parasole Restaurant Holdings, Minneapolis, Minnesota,

representing the Minnesota Restaurant, Hotel and Resort Association; and Jake Hansen, The Seniors Coalition, McLean, Virginia.

BUSINESS MEETING

Committee on Veterans' Affairs: Committee ordered favorably reported the following business items:

S. 190, to permit certain veterans with service-connected disabilities who are retired members of the uniformed services to receive compensation concurrently with retired pay, without a reduction in either pay, with an amendment in the nature of a substitute;

S. 2100, to increase the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans, to improve veterans' compensation, health-care, insurance, and housing programs, and to provide for transitional group residences for veterans recovering for substance-abuse disabilities, with an amendment in the nature of a substitute;

The nominations of Stephen A. Trodden, of Virginia, to be Inspector General and James W. Holsinger, Jr., of Virginia, to be Chief Medical Director, both of the Department of Veterans Affairs.

INTELLIGENCE AUTHORIZATION

Select Committee on Intelligence: Committee ordered favorably reported an original bill authorizing funds for fiscal year 1991 for the intelligence community.

House of Representatives

Chamber Action

Bills Introduced: 39 public bills, H.R. 5188–5226; 2 private bills, H.R. 5227–5228; and 6 resolutions, H.J. Res. 613–614 and H. Con. Res. 347–350 were introduced.

Page 16184

Reports Filed: Reports were filed as follows:

H.R. 4825, to amend the National Foundation on the Arts and the Humanities Act of 1965 (H. Rept. 101–566);

H.R. 4952, to amend the Consumer Product Safety Act to reauthorize the Consumer Product Safety Commission and to improve the Commission's regulatory process, amended (H. Rept. 101–567); and

H.R. 3664, entitled the "Omnibus Agricultural Commodity Promotion and Research Act of 1989," amended (H. Rept. 101–568, Part I).

Page 16184

Committee to Sit: Committee on Public Works and Transportation received permission to sit today during proceedings of the House under 5-minute rule.

Page 16100

Late Reports: Committee on Agriculture received permission to have until 6 p.m. on Tuesday, July 3, to file a report on H.R. 3950, entitled "The Food and Agricultural Resources Act of 1990"; and

Page 16105

Committee on Education and Labor received permission to have until 5:00 p.m. on Friday, July 6, to file the following reports: H.R. 5115, to improve education in the United States; H.R 4982, to promote the study of mathematics and science in elementary and secondary schools, and to provide training for mathematics and science teachers; H.R. 5064, to amend the Drug-Free Schools and Communities Act of 1986 to provide for a program of grants to local education agencies for drug abuse resistance education programs; H.R. 5124, to expand and improve drug abuse education, prevention, and counseling services, to provide for positive alternative activities to drug abuse, and to provide for certain activities to ensure student safety; H.R. 5140, to amend the Elementary and Secondary Education Act of 1965 to improve secondary school programs for basic skills improvement and dropout prevention and reentry; and H.R. 5149, to amend the Child Nutrition Act of 1966 to provide that the Secretary of Agriculture may not consider, in allocating amounts to a State agency under the special supplemental food program for women, infants, and children for the fiscal year 1991, any amounts returned by such agency for reallocation during the fiscal year 1990 and to allow amounts allocated to a State for such program for the fiscal year 1991 to be expended for expenses incurred in the fiscal year 1990.

Page 16108

District Work Period: House agreed to H. Con. Res. 347, providing for an adjournment of the two Houses for the July 4th recess.

Page 16108

Presidential Message—Budget Rescissions: Read a message from the President wherein he transmits a report proposing eight rescissions affecting programs of the Department of Defense—referred to the Committee on Appropriations and ordered printed (H. Doc. 101–207).

Page 16108

HUD–VA Appropriations: By a yea-and-nay vote of 355 years to 48 nays, with 3 voting "present", Roll No. 210, the House passed H.R. 5158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1991.

Pages 16105, 16108

Agreed to the Machtley amendment that would eliminate $6.1 million for NASA's search for extraterrestrial intelligence (SETI) program.

Page 16135

Rejected:

The Frenzel amendment that sought to provide a 14.5-percent across-the-board cut to all discretionary accounts in the bill, except for the VA medical care account (rejected by a recorded vote of 72 ayes to 337 noes, Roll No. 207);

Page 16146

The Dannemeyer amendment that sought to provide a 5 percent across-the-board cut to all discretionary accounts in the bill (rejected by a recorded vote of 53 ayes to 343 noes, Roll No. 208);

Page 16148

The Penny amendment that sought to provide a 2-percent across-the-board cut to all discretionary accounts in the bill, except for VA medical care and HUD section 8 subsidy accounts (rejected by a recorded vote of 172 ayes to 235 noes, Roll No. 209).

Page 16149

The Dreier of California amendment was offered, but subsequently withdrawn, that sought to transfer from the public housing drug elimination grant program a total of $50 million.

Page 16133

A point of order was sustained against the Walker amendment that sought to permit NASA to transfer up to $266.9 million from any of its programs to be used to fund the Space Exploration Initiative.

Page 16138

H. Res. 426, the rule waiving certain points of order during consideration of the bill, was agreed to earlier by a yea-and-nay vote of 351 yeas to 59 nays, Roll No. 205.

Page 16105

Late Reports: Committee on Merchant Marine and Fisheries received permission to file reports during the week of July 2 on H.R. 2647, to provide for the protection and preservation of coastal and Great Lakes environmental quality for present and future generations; and H.R. 2926, to require tuna products to be labeled respecting the method used to catch the tuna.

Page 16154

Child Nutrition Act: House passed H.R. 5149, to amend the Child Nutrition Act of 1966 to provide that the Secretary of Agriculture may not consider, in allocating amounts to a State agency under the special supplemental food program for women, infants, and children for the fiscal year 1991, any amounts returned by such agency for reallocation during the fiscal year 1990 and to allow amounts allocated to a State for such program for the fiscal year 1991 to be expended for expenses incurred in the fiscal year 1990.

Page 16154

Agreed to the Miller of California amendment in the nature of a substitute.

Page 16156

Clean Air Act Amendments: The Speaker appointed the following Members as conferees in the conference on S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health protective national ambient air quality standards:

From the Committee on Energy and Commerce, for consideration of the Senate bill (except that portion of section 702 adding a new section 512(a) to the Clean Air Act), and the House amendment, and modifications committed to conference: Representatives Dingell, Scheuer, Waxman, Sharp, Thomas A. Luken, Swift, Synar, Tauzin, Wyden, Hall of Texas, Eckart, Slattery, Sikorski, Boucher, Rowland of Georgia, Manton, Lent, Madigan, Moorhead, Dannemeyer, Whittaker, Bliley, Fields, Oxley, Nielson of Utah, and Bilirakis.

From the Committee on Public Works and Transportation, for consideration of sections 106 (g) and (h) of the Senate bill, and that portion of section 101(c) adding a new section 110(m) to the Clean Air Act, sections 101(f) and 102(g) of the House amendment, and modifications committed to conference: Representatives Anderson, Roe, Mineta, Oberstar, Nowak, Rahall, Applegate, Savage, Bosco, Borski, Kolter, Valentine, Lipinski, Visclosky, Traficant, Lewis of Georgia, Hammerschmidt, Shuster, Stangeland, Clinger, McEwen, Petri, Packard, Boehlert, Lightfoot, and Hastert.

From the Committee on Public Works and Transportation, for consideration of sections 103, 106(f), those portions of section 106(g) adding new sections 108(f) (3) and (4) to the Clean Air Act, those portions of section 107 adding new sections 183(b)(4)(B), and (c)(1) to the Clean Air Act, that point of section 108 adding a new section 189(a) to the Clean Air Act, 222, 226, and that portion of section 301 adding a new section 112(n) to the Clean Air Act of the Senate bill, and for sections 102(d), those portions of section 103 adding new sections 182(c)(5), (d)(1) and (e)(4) to the Clean Air Act, that portion of section 104 adding a new section 187(a)(2) to the Clean Air Act, 108(a) and that portion of section 301 adding a new section 112(n)(1) to the Clean Air Act of the House amendment, and modifications committed to conference: Representatives Anderson, Roe, Mineta, Hammerschmidt, and Shuster: Except that, for consideration of that portion of section 301 adding a new section 112(n) to the Clean Air Act, of the Senate bill, and for consideration of that portion of section 301 adding a new section 112(n)(1) to the Clean Air Act, of the House amendment, Representative Nowak is appointed in lieu of Representative Mineta, and Representative Stangeland is appointed in lieu of Representative Shuster.

From the Committee on Ways and Means, for consideration of that portion of section 702 adding a new section 512(a) to the Clean Air Act of the Senate bill, and modifications committed to conference: Representatives Rostenkowski, Gibbons, and Archer.

From the Committee on Ways and Means, for consideration of section 111 of the House amendment, and modifications committed to conference: Representatives Rostenkowski, Ford of Tennessee, Downey, Pease, Matsui,

Kennelly, Andrews, Coyne, Gibbons, Pickle, Rangel, Stark, Jacobs, Jenkins, Guarini, Russo, Archer, Vander Jagt, Crane, Frenzel, Schulze, Gradison, Thomas of California, McGrath, Chandler, and Shaw.

From the Committee on Ways and Means, for consideration of those portions of section 103 adding new sections 183(e)(4), (e)(5), and 185 to the Clean Air Act, that portion of section 108 adding a new section 302(y) to the Clean Air Act, and that portion of section 401 adding a new section 401(b)(3) to the Clean Air Act, and section 802 of the House amendment, and modifications committed to conference: Representatives Rostenkowski, Pickle, Rangel, Archer, and Vander Jagt: Except that, for consideration of section 802 of the House amendment, Representative Gibbons is appointed in lieu of Represenative Rangel.

From the Committee on Education and Labor, for consideration of section 303 of the Senate bill, and sections 112 through 114, and 302 of the House amendment, and modifications committed to conference: Representatives Hawkins, Ford of Michigan, Gaydos, Clay, Miller of California, Murphy, Kildee, Williams, Martinez, Owens of New York, Hayes of Illinois, Perkins, Sawyer, Payne of New Jersey, Poshard, Unsoeld, Goodling, Gunderson, Henry, Smith of Vermont, Roukema, Fawell, Ballenger, Petri, Grandy, and Robinson.

From the Committee on Interior and Insular Affairs, for consideration of section 112 of the Senate bill, and section 712 of the House amendment, and modifications committed to conference: Representatives Udall, Miller of California, Levine of California, Young of Alaska, and Craig.

From the Committee on Merchant Marine and Fisheries, for consideration of sections 112, that portion of section 301 adding a new section 112(n) to the Clean Air Act, 411, and 412 of the Senate bill, and that portion of section 103 adding a new section 183(f) to the Clean Air Act, that portion of section 301 adding a new section 112(n)(1) to the Clean Air Act, sections 712, 805, and 901(e) of the House amendment, and modifications committed to conference: Representatives Jones of North Carolina, Studds, Tauzin, Davis, and Shumway.

From the Committee on Science, Space, and Technology, for consideration of that portion of section 304 adding a new section 129(e)(7) to the Clean Air Act, sections 310, 408 and 1103 of the Senate bill, and titles IX and X of the House amendment, and modifications committed to conference: Representatives Roe, Brown of California, Lloyd, Glickman, Volkmer, McCurdy, Mineta, Valentine, Torricelli, Stallings, Nowak, Nagle, Hayes of Louisiana, Costello, Tanner, Browder, Walker, Sensenbrenner, Schneider, Boehlert, Lewis of Florida, Morrison of Washington, Packard, Henry, Morella, and Campbell of California.

From the Committee on Science, Space, and Technology, for consideration of those portions of section 301 adding new sections 112 (n) and (r) to the Clean Air Act of the Senate bill, and those portions of section 301 adding new sections 112(i) and (n)(1) to the Clean Air Act of the House amendment, and modifications committed to conference: Representatives Roe, Brown of California, Lloyd, Walker, and Schneider.

As an additional conferee, for consideration of subtitle B of title I of the House amendment, and modifications committed to conference: Representative Wise.

As an additional conferee, for consideration of section 709 of the House amendment, and modifications committed to conference: Representative Cooper.

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Agreed to the Lent motion to instruct the House conferees to maintain the environmental protections in the House amendment, achieve such protections in the most cost-effective way, and minimize the aggregate costs on the economy of such protections.

Page 16157

Presidential Message—Council on the Aging: Read a message from the President wherein he transmits the annual report for 1989 of the Federal Council on the Aging—referred to the Committee on Education and Labor.

Page 16160

Wyoming Centennial Day: House passed and cleared for the President S.J. Res. 271, to designate July 10, 1990, as "Wyoming Centennial Day."

Page 16160

Ducks and Wetlands Day: House passed H.J. Res. 599, to designate July 1, 1990, as "National Ducks and Wetlands Day."

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Quorum Calls—Votes: One quorum call, two yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 16107, 16147, 16148, 16149, 16152, and 16153.

Adjournment: Met at 10 a.m. and adjourned at 5:50 p.m.

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Committee Meetings

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on District of Columbia concluded appropriation hearings. Testimony was heard from public witnesses.

NUCLEAR WEAPONS SAFETY

Committee on Armed Services: Department of Energy Defense Nuclear Facilities Panel met in executive session to receive a classified briefing on nuclear weapons safety. The Panel was briefed by the following officials of the Department of Defense: Adm. David E. Jeremiah, USN, Vice Chairman, Joint Chiefs of Staff; and Robert B. Barker, Assistant to the Secretary (Atomic Energy); John C.

Tuck, Under Secretary of Energy; Albert Narath, Director, Sandia National Laboratory; Siegfried S. Hecker, Director, Los Alamos National Laboratory; John Nuckolls, Director, Lawrence Livermore National Laboratory; and Charles M. Herzfeld, Director, Defense Research and Engineering, Chairman, Nuclear Weapons Council.

COMPETITIVENESS PROBLEMS—U.S. BANKS IN INTERNATIONAL MARKETS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance, International Competitiveness Task Force held a hearing on competitiveness problems confronting U.S. banks active in international markets. Testimony was heard from Dennis Weatherstone, Chairman and Chief Executive Officer, J.P. Morgan, Inc.

FINANCIAL CRIMES PROSECUTION AND RECOVERY ACT; SAVINGS AND LOAN-RELATED FRAUD CASES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance approved for full Committee action amended H.R. 5050, Financial Crimes Prosecution and Recovery Act of 1990.

The Committee also held a hearing to monitor the progress of investigations and prosecutions of savings and loan-related fraud cases. Testimony was heard from Edward S.G. Dennis, Jr., Assistant Attorney General, Criminal Division, Department of Justice.

AGRICULTURE FUNDING

Committee on the Budget: Task Force on Urgent Fiscal Issues held a hearing on U.S. Farm Policy: Proposals for Budget Savings. Testimony was heard from Representatives Frank, Rohrbacher, Downey, Glickman, Huckaby, Espy, English, Hatcher, Stenholm and Rose; and the following officials of the GAO: John W. Harman, Director, Food and Agriculture Issues; and Allan I. Mendelowitz, Director, Trade, Energy, and Finance Issues.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Labor Standards held an oversight hearing on Child Labor provisions of the Fair Labor Standard Act. Testimony was heard from Representatives Pease, Schumer, and Lantos; and Elizabeth H. Dole, Secretary of Labor.

NATIONAL HEALTH SERVICE CORPS REVITALIZATION AMENDMENTS ACT

Committee on Energy and Commerce: Ordered reported amended H.R. 4487, National Health Service Corps Revitalization Amendments Act of 1990.

NATIONAL RECYCLABLE COMMODITIES ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on H.R. 4942, National Recyclable Commodities Act of 1990. Testimony was heard from Senator Gore; Representative Hochbrueckner; Howard Levenson, Senior Analyst, OTA; Alan Dunn, Deputy Assistant Secretary, Basic Industry, Department of Commerce; Christian Holmes, Principal Deputy Administrator, Solid Waste and Emergency Response, EPA; and public witnesses.

EMERGENCY FOOD AND DRUG ENFORCEMENT ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 4810, Emergency Food and Drug Enforcement Act of 1990, and related bills. Testimony was heard from James S. Benson, Acting Commissioner, Food and Drugs, FDA, Department of Health and Human Services; and public witnesses.

AMERICAN POW/MIA'S IN INDOCHINA AND KOREA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on American POW/MIA's in Indochina and Korea. Testimony was heard from Richard Solomon, Assistant Secretary, East Asian and Pacific Affairs, Department of State; the following officials of the Department of Defense: Carl Ford, Principal Deputy Assistant Secretary, East Asian and Pacific Affairs; and Rear Adm. Ronald F. Marryott, USN, Deputy Director, Defense Intelligence Agency; and Ann Mills Griffiths, Executive Director, National League of Families of American Prisoners and Missing in Southeast Asia.

NORTH AMERICAN FREE TRADE—IMPLICATIONS FOR WESTERN HEMISPHERE

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs and the Subcommittee on International Economic Policy and Trade held a joint hearing on North American Free Trade and Implications for the Western Hemisphere. Testimony was heard from public witnesses.

HAZARDOUS WASTE REDUCTION

Committee on Government Operations: Subcommitee on Environment, Energy, and Natural Resources held a hearing on Army's Procurement and Management of Decontamination Solution No. 2: Implications for Hazardous Waste Reduction. Testimony was heard from Norman J. Rabkin, Associate Director, Air Force Issues, National Security and International Affairs Division, GAO and Brig. Gen David A. Nydam, USA, Commanding General, U.S. Army Chemical Research, Development and Engineering Center, Aberdeen Proving Ground, MD, and Deputy Commander General, Chemical Materiel, U.S. Army Armament, Munitions, and Chemical Command, Rock Island Arsenal, IL.

MARKET FACTORS AFFECTING MERCURY MINING INDUSTRY

Committee on Interior and Insular Affairs: Subcommitee on General Oversight and Investigations held a hearing on Market Factors Affecting the Mercury Mining Industry. Testimony was heard from J. Wayne Kulig, Executive Director, Stockpile Management, Defense Logistics Agency, Department of Defense; Donald G. Rogich, Chief, Division of Mineral Commodities, Bureau of Mines, Department of the Interior; E.J. Levy, Stockpile Program Manager, Bureau of Export Administration, Department of Commerce; and public witnesses.

PUERTO RICO SELF-DETERMINATION ACT

Committee on Interior and Insular Affairs: Subcommitee on Insular and International Affairs continued hearing on H.R. 4765, Puerto Rico Self-Determination Act. Testimony was heard from Stuart M. Gerson, Assistant Attorney General, Civil Division, Department of Justice; Rafael Hernandez Colon, Governor, Puerto Rico and President, Popular Democratic Party; Carlos Romer Barcelo, member, Senate, Puerto Rico and President, New Progressive Party; Ruben Berrios Martinez, former member, Senate, Puerto Rico and President, Puerto Rican Independence Party; Marco Antonio Rigau, member, Senate, Puerto Rico; and Miriam J. Ramirez de Ferrer, President, Puertoricans in Civil Action.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommitee on Mining and Natural Resources held an oversight hearing on issues relating to the effects of subsidence caused by active underground coal mining operations. Testimony was heard from the following officials of the Department of the Interior: Harry M. Snyder, Director, Office of Surface Mining Reclamation and Enforcement; and Gerald L. Finfinger, Supervisor, Ground and Methane Control Pittsburg Research Center, Bureau of Mines; and public witnesses.

WILD AND SCENIC RIVERS ACT AMENDMENTS

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on H.R. 4728, to amend the Wild and Scenic Rivers Act by designating a segment of the Klamath River in Oregon as a component of the National Wild and Scenic River System. Testimony was heard from Representative Herger; and Dean Stepanek, Deputy Director, Bureau of Land Management, Department of the Interior; and public witnesses.

GROUND TRANSPORTATION CONSUMER PROTECTION ACT

Committee on the Judiciary: Subcommitee on Economic and Commercial Law held a hearing on H.R. 3325, Ground Transportation Consumer Protection Act of 1989. Testimony was heard from public witnesses.

MILITARY BASE CLOSURE AND FEDERAL CIVILIAN EMPLOYEES

Committee on Post Office and Civil Service: Subcommitee on Human Resources continued hearings on H.R. 4977, to assist Federal civilian employees who lose their jobs as a result of military base closure or realignments, and related issues. Testimony was heard from the public witnesses.

MISCELLANEOUS MEASURES; RESOLUTIONS

Committee on Public Works and Transportation: Ordered reported the following bills: H.R. 5070, amended to amend the John F. Kennedy Center Act to authorize appropriations for maintenance, repair, alteration and other services necessary for the John F. Kennedy Center for the Performing Arts; H.R. 5071, amended, to amend the Federal Triangle Development Act relating to the financing, planning, construction, and operation of the international and cultural trade center; H.R. 4463, to authorize the Board of Regents of the Smithsonian Institution to plan, design, construct, and equip space in the east court of the National Museum of National History building; H.R. 3774, amended, Aging Aircraft Safety Act of 1989; H.R. 5132, amended, to amend the Independent Safety Board Act of 1974 to authorize appropriations for fiscal years 1991, 1992, and 1993; H.R. 5131, amended, to amend the Federal Aviation Act of 1958 to extend the civil penalty assessment demonstration program; and H.R. 5170, amended, Aviation Safety and Capacity Expansion Act of 1990.

The Committee also approved two 11(b) resolutions and 67 prospectuses.

FEDERAL/STATE WEIGHT LAWS—HEAVY INTERMODAL CONTAINERS

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight continued hearings concerning the road damage and safety effects associated with trucks carrying heavy intermodal containers in violation of federal/state weight laws. Testimony was heard from public witnesses.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Hospital and Health Care held a hearing on provisions of mental health services to veterans with PTSD, and on H.R. 3037, providing for the expansion of the services of the Department of Veterans Affairs provides to veterans suffering from post-traumatic stress disorders. Testimony was heard from Representative Evans; Dr. Paul D. Leber, Director, Division of Neuropharmacological Drug Products Center for Drug Evaluation Research, FDA, Department of Health and Human Services: the following officials of the Department of Veterans Affairs: Dr. Larry Lehmann, Associate Director, Psychiatry, Mental Health and Behavorial Sciences Service; Dr. Daniel H. Winship, Assistant Deputy Chief Medical Director, Operations; and

representatives of medical centers; representatives of veterans organizations; and public witnesses.

UNITED STATES-MEXICO ECONOMIC RELATIONS

Committee on Ways and Means: Subcommittee on Trade concluded hearings on United States-Mexico economic relations. Testimony was heard from public witnesses.

HOSPITAL CHARITY CARE AND TAX EXEMPT STATUS

Select Committee on Aging: Held a hearing on "Hospital Charity Care and Tax Exempt Status—Restoring Commitment and Fairness." Testimony was heard from Mark Nadel, Associate Director, Health Financing and Policy Issues, GAO; James McGovern, Assistant Chief Counsel, IRS, Department of the Treasury; and public witnesses.

VICTIMS OF RAPE

Select Committee on Children, Youth, and Families: Held a hearing on "Victims of Rape." Testimony was heard from Jane Nady Burnley, Director, Office for Victims of Crimes, Department of Justice; Wanda Keyes-Robinson, Division Chief, Sex Offense Unit, State's Attorney's Office, State of Maryland; and public witnesses.

Joint Meetings

CHINA'S ECONOMY

Joint Economic Committee: Subcommittee on Technology and National Security concluded hearings to examine the state of, and the CIA's report on, China's economy, focusing on the effects of the reform movement, the events of Tiananmen Square, and the policy changes of the past year, after receiving testimony from David L. Denny, U.S.-China Business Council, Washington, DC; Nicholas Lardy, University of Washington, Seattle; and Dwight Perkins, Harvard Institute for International Development, Cambridge, Massachusetts.

OIL SPILL COMPENSATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 1465, to establish limitations on liability for damages resulting from oil pollution and to establish a fund for the payment of compensation for such damages, but did not complete action thereon, and will meet again on Thursday, July 12.

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Tuesday, July 10, 1990

Senate

Chamber Action

Routine Proceedings, pages 16695–16788

Measures Introduced: Six bills and two resolutions were introduced as follows: S. 2830–2835, and S.J. Res. 344 and 345.

Page 16762

Measures Reported: Reports were made as follows:

Reported on Friday, June 29, during the adjournment:

S. 1981, to permit the Bell Telephone Companies to conduct research on, design, and manufacture telecommunications equipment, with an amendment in the nature of a substitute. (S. Rept. No. 101–355)

S. 2757, to amend the Foreign Assistance Act of 1961 to authorize the provision of medical supplies and other humanitarian assistance to the Lithuanian people to alleviate suffering during the current emergency, with an amendment in the nature of a substitute.

Report to accompany S. 400, to regulate interstate commerce by providing for a uniform product liability law. (S. Rept. No. 101–356)

Reported on Friday, July 6, during the adjournment:

S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, to ensure consumers an abundance of food and fiber at reasonable prices. (S. Rept. No. 101–357)

Reported today:

S. 2834, to authorize appropriations for fiscal year 1991 for the intelligence activities of the United States Government, the Intelligence Agency Retirement and Disability System. (S. Rept. No. 101–358)

H.R. 2570, to provide for the designation of certain public lands as wilderness in the State of Arizona, with an amendment in the nature of a substitute. (S. Rept. No. 101–359)

S. 1676, to strengthen the teaching profession, with an amendment in the nature of a substitute. (S. Rept. No. 101–360)

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Measures Passed:

Permitting Use of Capitol Rotunda: Senate agreed to H. Con. Res. 344, permitting the use of the rotunda of the Capitol to allow Members of Congress to greet and receive His All Holiness Patriarch Dimitrios.

Page 16703

Senior Executive Service/Library of Congress: Senate passed S. 2472, to establish a Senior Executive Service in the Library of Congress.

Page 16785

Senior Executive Service/Smithsonian Institution: Senate passed S. 2539, to authorize the establishment of a Senior Executive Service of the Smithsonian Institution, after agreeing to a committee amendment in the nature of a substitute.

Page 16785

National History Museum/Construction Space: Senate passed S. 2540, to authorize the Board of Regents of the Smithsonian Institution to plan, design, construct, and equip space in the East Court of the National Museum of Natural History building.

Page 16786

Citizen Regent Appointment: Senate passed S.J. Res. 302, providing for the reappointment of Anne L. Armstrong as a citizen regent of the Board of Regents of the Smithsonian Institution.

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Citizen Regent Appointment: Senate passed S.J. Res. 318, providing for the appointment of Ira Michael Heyman of California as a citizen regent of the Board of Regents of the Smithsonian Institution.

Page 16786

Purchase of Calendars: Senate agreed to S. Res. 304, providing for the purchase of calendars.

Page 16786

Authorizing the Printing of a House Document: Senate agreed to H. Con. Res. 272, authorizing printing of the transcript of proceedings of the Committee on Post Office and Civil Service of the House of Representatives incident to presentation of a portrait of the Honorable William D. Ford.

Page 16786

Foster Grandparent Program Anniversary: Committee on Labor and Human Resources was discharged from further consideration of S. Con. Res. 136, expressing the sense of the Congress with respect to the 25th anniversary of the Foster Grandparent Program, and the resolution was then agreed to.

Page 16787

Civil Rights Act of 1990: Senate began consideration of S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 16703

Adopted:

(1) Ford/Stevens Amendment No. 2111 (to Amendment No. 2110), to make applicable the rights and remedies of the Civil Rights Act of 1990, the Americans With Disabilities Act, the Civil Rights Act of 1964, the Age Discrimination in Employment Act of 1976, and the Rehabilitation Act of 1973 to the Senate.

Pages 16724, 16754

(2) Ford Amendment No. 2112 (to Amendment No 2111), to make applicable the rights and remedies of the Civil Rights Act of 1990, the Americans with Disabilities Act, the Civil Rights Act of 1964, the Age Discrimination in Employment Act of 1976, and the Rehabilitation Act of 1973 to the Senate. (By 18 yeas to 74 nays (Vote No. 144), Senate failed to table the amendment.)

Pages 16724, 16727

Rejected:

(1) Grassley Amendment No. 2114 (to Amendment No. 2110), to provide a private right of action in the appropriate Federal District Court for employees of the Congress of the United States. (By 63 yeas to 26 nays (Vote No. 145), Senate tabled the amendment.)

Pages 16754, 16758

(2) Harkin Modified Amendment No. 2115 (to Amendment No. 2114), of a perfecting nature.

Page 16758

Withdrawn:

Reported committee amendment in the nature of a substitute.

Page 16711

Pending:

Kennedy/Jeffords Amendment No. 2110, in the nature of a substitute.

Page 16709

Nominations Received: Senate received the following nominations:

Joseph M. McLaughlin, of New York, to be United States Circuit Judge for the Second Circuit.

Joe D. Whitley to be United States Attorney for the Northern District of Georgia for the term of four years.

Anthony L. Bennett to be United States Marshal for the District of Minnesota for the term of four years.

Joyce Elaine Tucker, of Illinois, to be a Member of the Equal Employment Opportunity Commission for the remainder of the term expiring July 1, 1991.

35 Army nominations in the rank of general.

Routine lists in the Air Force, Army, Navy.

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Messages From the House: Page 16761

Measures Referred: Page 16762

Measures Placed on Calendar: Page 16762

Statements on Introduced Bills: Page 16763

Additional Cosponsors: Page 16768

Amendments Submitted: Page 16771

Notices of Hearings: Page 16774

Authority for Committees: Page 16775

Additional Statements: Page 16775

Text of S. 566 as Previously Passed: Page 15961

Record Votes: Two record votes were taken today. (Total—145)

Pages 16753, 16758

Recess: Senate convened at 9:30 a.m., and recessed at 9:12 p.m., until 9 a.m., on Wednesday, July 11, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 16787.)

Committee Meetings

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Conventional Forces and Alliance Defense approved for full committee consideration, with amendments, those programs which fall within the subcommittee's jurisdiction of S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Defense Industry and Technology approved for full committee consideration, with amendments, those programs which fall within the subcommittee's jurisdiction of S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Manpower and Personnel approved for full committee consideration, with amendments, those programs which fall within the subcommittee's jurisdiction of S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Readiness, Sustainability and Support approved for full committee consideration, with amendments, those programs which fall within the subcommittee's jurisdiction of S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

HUBBLE SPACE TELESCOPE

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held oversight hearings to review recent problems with the Hubble Space Telescope and the space shuttle, receiving testimony from James R. Thompson, Jr., Deputy Administrator, William B. Lenoir, Associate Administrator, Office of Space Flight, Lennard A. Fisk, Associate Administrator, Office of Space Science and Applications, and George A. Rodney, Associate Administrator, Office of Safety, Reliability, Maintainability, and Quality Assurance, all of the National Aeronautics and Space Administration; Bertram R. Bulkin, Lockheed Missiles and Space Company, Inc., Sunnyvale, California; and John C. Rich, Hughes Danbury Optical Systems, Inc., Arlington, Virginia.

Hearings were recessed subject to call.

S&L INDUSTRY

Committee on the Judiciary: On Monday, July 9, Subcommittee on Antitrust, Monopolies and Business Rights concluded hearings to examine the impact of restructuring the savings and loan industry, and the adequacy of State regulation of insurance companies with respect to their investments in failed or marginally solvent thrifts, focusing on the consolidation of certain failed thrifts, now known as the Bluebonnet Savings Bank, after receiving testimony from Robert Roe, Special Assistant to Associate Director, and Wayne G. Frena, Risk Management Analyst, Financial Assistance Branch (Dallas Region), both of the Division of FSLIC Operations, Federal Deposit Insurance Corporation; Susan Gallinger, Arizona Department of Insurance, Phoenix; and Zack Stamp, Illinois Department of Insurance, Springfield.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 5229–5238; and 5 resolutions, H.J. Res. 615–618 and H. Res. 428 were introduced.

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Bills Reported: Reports were filed as follows:

H.R. 3950, entitled, the "Food and Agricultural Resources Act of 1990", amended (H. Rept. 101–569, Part I, filed July 3);

H.R. 5115, to improve education in the United States, amended (H. Rept. 101–570, filed July 6);

H.R. 4982, to promote the study of mathematics and science in elementary and secondary schools, to provide training for mathematics and science teachers, amended (H. Rept. 101–571, filed July 6);

H.R. 5064, to amend the Drug-Free Schools and Communities Act of 1986 to provide for a program of grants to local educational agencies for drug abuse resistance education programs, amended (H. Rept. 101–572, filed July 6);

H.R. 5124, to expand and improve drug abuse education, prevention, and counseling services, to provide for positive alternative activities to drug abuse, and to provide for certain activities to ensure student safety, amended (H. Rept. 101–573, filed July 6);

H.R. 5140, to amend the Elementary and Secondary Education Act of 1965 to improve secondary school programs for basic skills improvement and dropout prevention and reentry, amended (H. Rept. 101–574, filed July 6);

S. 666, to enroll twenty individuals under the Alaska Native Claims Settlement Act, amended (H. Rept. 101–575);

H.R. 4834, to provide for a visitor center at Salem Maritime National Historic Site in the Commonwealth of Massachusetts, amended (H. Rept. 101–576);

H.R. 988, entitled the "Camp W.G. Williams Land Exchange Act of 1989", amended (H. Rept. 101–577);

H.R. 3888, to allow a certain parcel of land in Rockingham, Virginia, to be used for a child care center, amended (H. Rept. 101–578);

H.R. 2926, to require tuna products to be labeled respecting the method used to catch the tuna, amended (H. Rept. 101–579);

H.R. 132, to promote fisheries and wildlife conservation, amended (H. Rept. 101–580);

H.R. 5170, to amend the Airport and Airway Improvement Act of 1982 to authorize appropriations for fiscal years 1991 and 1992, to improve aviation safety and capacity, to reduce the surplus in the Airport and Airway Trust Fund, and to authorize the Secretary of Transportation to grant authority for the imposition of airport passenger facility charges, amended (H. Rept. 101–581);

H.Res. 428, providing for the consideration of H.R. 5170, to amend the Airport and Airway Improvement Act of 1982 to authorize appropriations for fiscal years 1991 and 1992, to improve aviation safety and capacity, to reduce the surplus in the Airport and Airway Trust Fund, and to authorize the Secretary of Transportation to grant authority for the imposition of airport passenger facility charges (H. Rept. 101–582);

H.R. 3789, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless, amended (H. Rept. 101–583, Part I);

H.R. 5229, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1991, amended (H. Rept. 101–584); and

H.R. 4949, Federal Aviation Administration Research, Engineering, and Development Authorization Act of 1990, amended (H. Rept. 101–585).

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Late Report: Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 5229 making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1991.

Page 16638

Suspensions: House voted to suspend the rules and pass the following measures:

Veterans employment programs: H.R. 4087, amended, to amend title 38, United States Code, with respect to employment and training programs for veterans;

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Veterans counseling: H.R. 4089, amended, to amend title 38, United States Code, with respect to educational and vocational counseling for veterans;

Page 16647

Strategic minerals: H.R. 4111, amended, to amend the Mining and Mineral Resources Research Institute Act of 1984;

Page 16650

Coalfield environmental enhancement: H.R. 4053, amended, to amend the Surface Mining Control and Reclamation Act of 1977 to provide for the remining of certain abandoned coal mine lands;

Page 16652

Salem Maritime visitor center: H.R. 4834, amended, to provide for a visitor center at Salem Maritime National Historic Site in the Commonwealth of Massachusetts (passed by a yea-and-nay vote of 393 yeas to 8 nays, Roll No. 211);

Page 16655

Alaska Native Claims: S. 666, amended, to enroll twenty individuals under the Alaska Native Claims Settlement Act (passed by a yea-and-nay vote of 361 yeas to 43 nays, Roll No. 212);

Page 16657

Rockingham County land transfer: H.R. 3888, amended, to allow a certain parcel of land in Rockingham County, Virginia, to be used for a child care center;

Page 16660

Williams land exchange: H.R. 988, amended, entitled the "Camp W.G. Williams Land Exchange Act of 1989" (passed by a yea-and-nay vote of 401 yeas to 1 nay, Roll No. 213);

Page 16661

Drug-Free schools grants: H.R. 5064, amended, to amend the Drug-Free Schools and Communities Act of 1986 to provide for a program of grants to local educational agencies for drug abuse resistance education programs (passed by a yea-and-nay vote of 388 yeas to 13 nays, Roll No. 214);

Page 16665

Anti-Drug education: H.R. 5124, amended, to expand and improve drug abuse education, prevention, and counseling services, to provide for positive alternative activities to drug abuse, and to provide for certain activities to ensure student safety; and

Page 16669

Dropout prevention: H.R. 5140, amended, to amend the Elementary and Secondary Education Act of 1965 to improve secondary school programs for basic skills improvement and dropout prevention and reentry.

Page 16674

Presidential Veto Message—Family Leave: Read a message from the President wherein he announces his veto of H.R. 770, to entitle employees to family leave in certain cases involving a birth, an adoption, or a serious health condition and to temporary medical leave in certain cases involving a serious health condition, with adequate protection of the employees' employment and bene-

fit rights, and to establish a commission to study ways of providing salary replacement for employees who take any such leave, and explains his reasons therefor—ordered printed (H. Doc. 101–209).

Page 16681

Agreed that further consideration of the veto message be postponed until Wednesday, July 25.

Page 16681

Park System Resources Management: House agreed to the Senate amendment to H.R. 2844, to improve the ability of the Secretary of the Interior to properly manage certain resources of the National Park System—clearing the measure for the President.

Page 16681

Referrals: Nine Senate-passed measures were referred to the appropriate House committees.

Page 16686

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 16678, 16679, and 16680. There were no quorum calls.

Adjournment: Met at noon and adjourned at 4:42 p.m.

Committee Meetings

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture held a hearing to review statutes of the Animal and Plant Health Inspection Service. Testimony was heard from public witnesses.

Hearings continue tomorrow.

TRANSPORTATION APPROPRIATIONS

Committee on Appropriations: Ordered reported the Transportation appropriations for fiscal year 1991.

FHA

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing on the Federal Housing Administration (FHA). Testimony was heard from the following officials of the Department of Housing and Community Development: Alfred A. DelliBovi, Under Secretary; and John C. Weicher, Assistant Secretary, Policy Development and Research; John M. Ols, Jr., Director, Housing and Community Development Issues; GAO; and public witnesses.

EISENHOWER EXCHANGE FELLOWSHIP PROGRAM

Committee on Foreign Affairs: Subcommittee on International Operations approved for full Committee action amended H.R. 4054, to provide a permanent endowment for the Eisenhower Exchange Fellowship Program.

OIL AND GAS RESOURCES

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources approved for full Committee action H.R. 5178, to provide for the equitable treatment of oil and gas resources from certain public lands in the State of California.

CONSTITUTIONAL AMENDMENT—BALANCED BUDGET

Committee on the Judiciary: Subcommittee on Economic and Commercial Law held a hearing on proposals to amend the Constitution to require a balanced budget. Testimony was heard from Richard G. Darman, Director, OMB; the following former Directors of the CBO: Alice Rivlin; and Rudolph G. Penner; Charles L. Schultze, former Chairman, Council of Economic Advisers; Roy L. Ash, former Director, OMB; and public witnesses.

Hearings continue tomorrow.

AVIATION SAFETY AND CAPACITY EXPANSION ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 5170, Aviation Safety and Capacity Expansion Act of 1990. The rule waives clause 2(L)(6) of rule XI against the bill. The rule makes in order the Public Works and Transportation amendment in the nature of a substitute now printed in the bill as original text for the purpose of amendment. The bill is to be considered by title, with each title considered as having been read. The rule waives clause 5(a) of rule XXI against the substitute. The rule makes in order the amendment printed in the report accompanying this resolution, to be offered by Representative Roe of New Jersey or his designee, debatable for 30 minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Science, Space and Technology. Clause 7 of rule XVI is waived against the amendment. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Anderson; and Representatives Oberstar, Mineta, Bosco, Geren, Roe, Glickman, Bryant, Hammerschmidt, McEwen, Frenzel, Roberts and Denny Smith.

COMPUTER SECURITY ACT IMPLEMENTATION

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on implementation of the Computer Security Act of 1987. Testimony was heard from Jack L. Brock, Jr., Director, Government Information and Financial Management Issues, Information Management and Technology Division, GAO; Duane P. Andrews, Assistant Secretary, Command, Control, Communications, and Intelligence, Department of Defense; James B. MacRae, Jr., Acting Administrator, Office of Information and Regulatory Affairs, OMB; Steven W. Broadbent, Deputy Assistant Secretary, Information Systems, Department of the Treasury; Martin T. Tozesky, Acting Associate Administrator, Sys-

tems Engineering and Development, FAA, Department of Transportation; the following officials of the Department of Commerce: Thomas P. Giammo, Assistant Commissioner, Information Systems, Patent and Trademark Office; and John W. Lyons, Director, National Institute of Standards and Technology; and public witnesses.

TAX UNDERPAYMENTS

Committee on Ways and Means: Subcommittee on Oversight held a hearing on tax underpayments by U.S. subsidiaries of foreign companies and related issues. Testimony was heard from the following officials of the Department of the Treasury: Fred T. Goldberg, Jr., Commissioner, IRS; and Michael H. Lane, Deputy Commissioner, U.S. Customs Service; and public witnesses.

Hearings continue July 12.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDRED FIRST CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 23 through June 30, 1990

	Senate	*House*	*Total*
Days in session	80	73	..
Time in session	664 hrs., 02′	398 hrs., 36′	..
Congressional Record:			
Pages of proceedings	9,310	4,407	13,717
Extensions of Remarks	..	2,240	..
Public bills enacted into law	43	38	81
Private bills enacted into law	..	1	1
Bills in conference	9	10	..
Bills through conference	..	..	..
Measures passed, total	265	254	519
Senate bills	66	29	..
House bills	48	98	..
Senate joint resolutions	65	31	..
House joint resolutions	11	16	..
Senate concurrent resolutions	12	4	..
House concurrent resolutions	15	27	..
Simple resolutions	48	49	..
Measures reported, total	*215	*162	377
Senate bills	118	7	..
House bills	26	120	..
Senate joint resolutions	48	1	..
House joint resolutions	1	1	..
Senate concurrent resolutions	12	..	..
House concurrent resolutions	2	3	..
Simple resolutions	8	30	..
Special reports	4	7	..
Conference reports	..	5	..
Measures pending on calendar	153	46	..
Measures introduced, total	1,075	1,777	2,852
Bills	834	1,382	..
Joint resolutions	109	160	..
Concurrent resolutions	52	109	..
Simple resolutions	80	126	..
Quorum calls	2	12	..
Yea-and-nay votes	143	112	..
Recorded votes	..	86	..
Bills vetoed	..	3	..
Vetoes overridden	..	3	..

*These figures include all measures reported, even if there was no accompanying report. A total of 119 reports have been filed in the Senate, a total of 174 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 23 through June 30, 1990

Civilian nominations, totaling 275 (and 79 nominations carried over from the first session), disposed of as follows:

Confirmed	212
Unconfirmed	132
Withdrawn	10

Civilian nominations (lists), totaling 1,269, disposed of as follows:

Confirmed	1,268
Unconfirmed	1

Air Force nominations, totaling 10,939, (and 27 nominations carried over from the first session), disposed of as follows:

Confirmed	10,873
Unconfirmed	10

Army nominations, totaling 9,649 (and 2,441 nominations carried over from the first session), disposed of as follows:

Confirmed	9,800
Unconfirmed	2,290

Navy nominations, totaling 7,528 (and 204 nominations carried over from the first session), disposed of as follows:

Confirmed	4,584
Unconfirmed	3,148

Marine Corps nominations, totaling 2,283 (and 11 nominations carried over from the first session), disposed of as follows:

Confirmed	2,292
Unconfirmed	2

Summary

Nominations carried over from the first session	2,762
Total nominations received this session	31,943
Total confirmed	29,029
Total unconfirmed	5,666
Total withdrawn	10

Wednesday, July 11, 1990

Senate

Chamber Action

Routine Proceedings, pages 16899–17101

Measures Introduced: Seven bills and one resolution were introduced as follows: S. 2836–2842, and S.J. Res. 346.

Page 17068

Measures Reported: Reports were made as follows:

S. 324, to establish a national energy policy to reduce global warming, with an amendment in the nature of a substitute. (S. Rept. No. 101–361)

H.R. 2843, to establish the Kino Missions National Monument in the State of Arizona. (S. Rept. No. 101–362)

Page 17068

Measures Passed:

Omnibus Crime Bill: By 94 yeas to 6 nays (Vote No. 147), Senate passed S. 1970, to establish constitutional procedures for the imposition of the sentence of death, after taking action on further amendments proposed thereto, as follows:

Pages 16905, 16948

Adopted:

(1) By 99 yeas to 1 nay (Vote No. 146), Wirth/Heinz Modified Amendment No. 2116, to provide for additional resources for the Department of Justice and others to facilitate the investigation and prosecution of criminal, civil, and administrative claims against officers, directors, and others in connection with depository institutions, to establish a Financial Institutions Fraud Unit in the Department of Justice, and to provide for taxpayer recovery.

Pages 16924, 16948

(2) Biden-Thurmond Amendment No. 2117, of a technical nature.

Page 16925

Americans With Disabilities Act—Conference Report: Senate agreed to a Ford motion to recommit S. 933, to establish a clear and comprehensive prohibition of discrimination on the basis of disability, with instructions to incorporate the text of Amendment No. 2112, to make applicable the rights and remedies of the Civil Rights Act of 1990, the American with Disabilities Act, the Civil Rights Act of 1964, the Age Discrimination in Employment Act of 1976, and the Rehabilitation Act of 1973 to the Senate (as agreed to on Tuesday, July 11, 1990), after taking action on the following amendments proposed thereto:

Page 17028

Adopted:

By 99 yeas to 1 nay (Vote No. 149), Hatch Amendment No. 2118 (to the instructions to the motion to recommit), to permit the reassignment of food handlers with infectious or communicable diseases and to grant State and local food handling laws preeminence over Federal laws in this area.

Pages 17033, 17058

Rejected:

By 39 yeas to 61 nays (Vote No. 148), Helms Amendment No. 2119 (to the instructions to the motion to recommit), to include the human immune deficiency (HIV) virus on the list of infectious and communicable diseases that may be transmitted through food supply, and to grant employers the right to reassign food-handlers with the HIV virus or AIDS.

Page 17044

Oil Pollution Liability and Compensation Act—Additional Conferees: Senators Bentsen, Baucus, and Packwood were added as conferees, on the part of the Committee on Finance, to H.R. 1465, to establish limitations on liability for damages resulting from oil pollution and to establish a fund for the payment of compensation for such damages.

Page 17101

Trade Agencies Authorizations—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 4328, to authorize appropriations for fiscal years 1991 and 1992 for the customs and trade agencies.

Page 17101

Messages From the House: **Page 17067**

Measures Referred: **Page 17068**

Measures Placed on Calendar: **Page 17068**

Statements on Introduced Bills: **Page 17068**

Additional Cosponsors: **Page 17081**

Amendments Submitted: **Page 17063**

Notices of Hearings: **Page 17097**

Authority for Committees: **Page 17098**

Additional Statements: **Page 17098**

Record Votes: Four record votes were taken today. (Total—149)

Pages 16948, 17058

Recess: Senate convened at 9 a.m., and recessed at 7:44 p.m., until 10:30 a.m., on Thursday, July 12, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 17101.)

Committee Meetings

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Committee met in closed session to begin consideration of S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on defense industry and technology, manpower and personnel, conventional forces and alliance defense, and readiness, sustainability and support programs, but did not complete action thereon, and will meet again tomorrow.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Projection Forces and Regional Defense approved for full committee consideration, with amendments, those programs which fall within the subcommittee's jurisdiction of S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Subcommittee on Strategic Forces and Nuclear Deterrence approved for full committee consideration, with amendments, those programs which fall within the subcommittee's jurisdiction of S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

CAPITAL MARKETS COMPETITION, STABILITY, AND FAIRNESS ACT

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on proposed legislation to consolidate regulation of the stock and stock index futures markets under the Securities and Exchange Commission, receiving testimony from Thomas F. Eagleton, Thompson & Mitchell, St. Louis, Missouri; Joseph R. Hardiman, National Association of Securities Dealers, Inc., Washington, D.C.; James R. Jones, American Stock Exchange, Inc., New York, New York; Wayne P. Luthringshausen, Options Clearing Corporation, Chicago, Illinois; Bruce Atwater, Jr., General Mills, Inc., Minneapolis, Minnesota; Steven C. Mendell, Xoma Corporation, Berkeley, California; John W. Bachmann, Edward D. Jones and Company, Maryland Heights, Missouri; Dale M. Hanson, California Public Employees' Retirement System, Sacramento, California; Robert G. Kirby, Capital Guardian Trust Company, Los Angeles, California; and Thomas F. Loeb, Mellon Capital Management Corporation, and Charles R. Schwab, Charles Schwab Corporation, both of San Francisco, California.

Hearings continue tomorrow.

HUMAN GENOME PROJECT

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held hearings to review the status of the human genome project of the Department of Energy and the National Institutes of Health, receiving testimony from James D. Watson, Director, and William F. Raub, Acting Director, both of the National Center for Human Genome Research, National Institutes of Health, Department of Health and Human Services; David J. Galas, Associate Director, Health and Environmental Research, Office of Energy Research, Department of Energy; Charles R. Cantor, University of California, Berkeley; Anthony V. Carrano, Lawrence Livermore National Laboratory, Livermore, California; Robert K. Moyzis, Los Alamos National Laboratory, Los Alamos, New Mexico; Bernard D. Davis, Harvard Medical School, Boston, Massachusetts; G. Kirk Raab, Genentech, Inc., San Francisco, California, on behalf of the Industrial Biotechnology Association; and Leroy E. Hood, California Institute of Technology, Pasadena.

Hearings were recessed subject to call.

COASTAL BARRIER RESOURCES

Committee on Environment and Public Works: Subcommittee on Environmental Protection concluded hearings on S. 2729, authorizing funds for fiscal years 1991 and 1992 to increase protection of certain coastal barriers and to expand existing units within the Coastal Barrier Resources System, after receiving testimony from John F. Turner, Director, U.S. Fish and Wildlife Service, Department of the Interior; Martin Jannereth, Michigan Department of Natural Resources, Lansing; Frank Koutnik, Florida Department of Community Affairs, Tallahassee; Jose Laborde, Puerto Rico Department of Natural Resources, San Juna; Sharon Newsome, National Wildlife Federation, Washington, D.C.; and Mike Barr, Ganin Realty, Inc., Tavenier, Florida, on behalf of the Coastal Barrier Relief Fund.

HEALTH INSURANCE FRAUD

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings to examine fraudulent practices in the health care industry, focusing on problems and abuses in the Medicare Secondary Payer program, designed to ensure that the private insurance by which persons are covered, pays the primary cost of medical bills while Medicare pays secondary, receiving testimony from Michael F. Mangano, Deputy Inspector General for Evaluation and Inspections, Larry Simmons, Assistant Inspector General for Health Care Financing Audits, and Bob Simon, Assistant Inspector General for Criminal Investigations, all of the Department of Health and Human Services; Luis C. Bustamante and Tracy E. Tomlin, both of Stinson, Lyons, Gerlin and Bustamante, Miami, Florida; and Winston W. Walker, Provident Life

and Accident Insurance Company, Chattanooga, Tennessee.

Hearings continue tomorrow.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Robert C. Bonner, of California, to be Administrator of Drug Enforcement, Department of Justice, after the nominee, who was introduced by Senator Wilson, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 5239–5255; and 2 resolutions, H.J. Res. 619–620 were introduced.

Page 16895

Reports Filed: Reports were filed as follows:

H.R. 3338, to direct the Secretary of the Interior to convey all interests of the United States in a fish hatchery to the State of South Carolina, amended (H. Rept. 101–586);

H. Res. 429, waiving certain points of order during consideration of H.R. 5229, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1991 (H. Rept. 101–587);

H. Res. 430, providing for the consideration of H.R. 5115, to improve education in the United States (H. Rept. 101–588);

H.R. 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1991 (H. Rept. 101–589); and

H.R. 5153, to authorize the participation of the United States in the ninth replenishment of the International Development Association, to authorize the participation of the United States in the European Bank for Reconstruction and Development, and to exempt the International Finance Corporation from Securities Exchange Commission reporting requirements, amended (H. Rept. 101–590).

Page 16895

American Technology Preeminence: By a yea-and-nay vote of 327 yeas to 93 nays, Roll No. 221, the House passed H.R. 4329, to enhance the position of United States industry through application of the results of Federal research and development.

Page 16830

Rejected the Walker motion to recommit the bill to the Committee on Science, Space, and Technology with instructions to report it back to the House forthwith containing an amendment to change the funding level for the Advanced Technology Program (ATP) from $250 million for fiscal year 1992 to $150 million (rejected by a yea-and-nay vote of 165 yeas to 257 nays, Roll No. 220).

Page 16868

Agreed to the amendment in the nature of a substitute made in order by the rule (text of H.R. 5072).

Page 16841

Agreed To:

The Roe en bloc amendments that delete provisions in the bill under the jurisdiction of the Committee on Ways and Means (agreed to by a recorded vote of 264 ayes to 160 noes, Roll No. 216);

Page 16848

The Roe amendment that renames the bill's new "Presidential Commission on Reducing Capital Costs for Emerging Technology" to the "National Commission on Reducing Capital Costs for Emerging Technology"; and provides that members would be appointed by both the President and the Congress (agreed to by a recorded vote of 249 ayes to 174 noes, Roll No. 217);

Page 16851

The Traficant amendment that establishes "Buy American" requirements applicable to the granting of contracts to domestic firms by the Commerce Department; provides that the Commerce Department find ineligible for contracts or grants for a period of three to five years those firms making fraudulent use of the "Made in America" label; and provides for the barring of contracts or grants to foreign-based firms whose countries have demonstrated a persistent pattern of damaging discrimination against American products or services in its government procurement practices (agreed to by a division vote of 25 ayes to 17 noes);

Page 16856

The Bentley amendment that provides that patentable technology developed through joint ventures in the Advanced Technology Program (ATP) would be owned only by United States/Canadian owners; and

Page 16864

The Horton amendments that strikes language in the bill providing for a salary level increase for the Director of the Office of Science Technology from Executive Level I to Executive Level II (agreed to by a recorded vote of 227 ayes to 195 noes, Roll No. 219).

Page 16866

Rejected the Walker amendment that sought to change the funding level for the Advanced Technology Program (ATP) from $250 million in fiscal year 1992 to such sums as may be necessary (rejected by a recorded vote of 150 ayes to 272 noes, Roll No. 218).

Page 16857

Subsequently, S. 1191, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title. H.R. 4329, was laid on the table.

Page 16870

H. Res. 422, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 16830

Quorum Calls—Votes: One quorum call, two yea-and-nay votes, and four recorded votes developed during the proceedings of the House today and appear on pages 16849, 16850, 16856, 16864, 16868, 16869, and 16870.

Adjournment: Met at noon and adjourned at 7:34 p.m.

Committee Meetings

ANIMAL AND PLANT HEALTH INSPECTION SERVICE

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture continued hearings to review statutes of the Animal and Plant Health Inspection Service. Testimony was heard from James W. Glosser, Administrator, Animal and Plant Health Inspection Service, USDA.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Ordered reported the Treasury, Postal Service, and General Government appropriations for fiscal year 1991.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Appropriations: Subcommittee on Military Construction approved for full Committee action the Military Construction appropriations for fiscal year 1991.

NATIONAL FLOOD INSURANCE

Committee on Banking, Finance and Urban Affairs: Subcommittee on Policy Research and Insurance continued hearings on the Community Rating System of the National Flood Insurance Program and to discuss the following bills: H.R. 3456, National Flood and Erosion Insurance and Mitigation Act of 1989; H.R. 4461, National Flood Insurance Compliance, Mitigation, and Erosion Management Act of 1990; and H.R. 236, to amend the National Flood Insurance Act of 1968 to extend the program of flood insurance for structures on land subject to imminent collapse or subsidence. Testimony was heard from Harold Duryee, Administrator, Federal Insurance Administration, FEMA; and public witnesses.

Hearings continue July 13.

LIABILITY RISK RETENTION AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on H.R. 4351, Liability Risk Retention Amendments of 1990. Testimony was heard from Susanne H. Howard, Associate Under Secretary, Economic Affairs, Department of Commerce; and public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Energy and Power and the Subcommittee on Environment, Energy, and Natural Resources of the Committee on Government Operations held a joint oversight hearing on energy conservation in Federal facilities and implementation of the Federal Energy Management Improvement Act. Testimony was heard from L. Nye Stevens, Director, Government Business Operations Issues, General Government Division, GAO; Michael Davis, Assistant Secretary, Conservation and Renewables, Department of Energy; Jeffery A. Jones, Director, Energy Policy, Office of the Secretary, Department of Defense; Thomas H. Walker, Assistant Commissioner, Real Property Management and Safety, GSA; and public witnesses.

DEVELOPMENTAL DISABILITIES ACT REAUTHORIZATION

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on the Developmental Disabilities Act Reauthorization. Testimony was heard from Deborah McFadden, Commissioner, Office of Human Development Services, Department of Health and Human Services; and public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held an oversight hearing on the structure of the financial services industry. Testimony was heard from Richard C. Breeden, Chairman, SEC; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following measures: Title XII, as amended, of H.R. 3950, Food and Agricultural Resources Act of 1990; H. Con. Res. 227, amended, concerning the establishment of a multilateral initiative to promote confidence among the people of Hong Kong; H. Con. Res. 291, expressing the sense of the Congress regarding the need to account as fully as possible for Americans still missing or otherwise unaccounted for in Southeast Asia and to secure the return of Americans who may still be held captive in Southeast Asia; H.R. 4054, amended, to provide a permanent endowment for the Eisenhower Exchange Fellowship Program.

PROLIFERATION AND ARMS CONTROL

Committee on Foreign Affairs: Subcommittee on Arms Control, International Security and Science held a hearing on Proliferation and Arms Control: Administration Views. Testimony was heard from Richard A. Clarke, Assistant Secretary, Bureau of Politico-Military Affairs, Department of State; Henry A. Sokolski, Deputy for Nonproliferation Policy (International Security Affairs), Department of Defense; and Brad Gordon, Assistant Director, Nuclear

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Weapons Control, U.S. Arms Control and Disarmament Agency.

WESTERN HEMISPHERE DEBT FOR NATURE CONVERSION ACT

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs and the Subcommittee on Human Rights and International Organizations held a joint hearing on Western Hemisphere Debt for Nature Conversion Act. Testimony was heard from public witnesses.

TELEMARKETING AND BOILER ROOM FRAUDS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on the nature and extent of telemarketing and boiler room frauds perpetrated on the American public and Federal and state agency efforts to combat them. Testimony was heard from public witnesses.

Hearings continue tomorrow.

OIL AND GAS RESOURCES; COMMITTEE RESOLUTION

Committee on Interior and Insular Affairs: Ordered reported H.R. 5178, to provide for the equitable treatment of oil and gas resources from certain public lands in the State of California.

The Committee also adopted a committee resolution to waive the 60-day waiting period referred to in section 28(w)(2) of the Mineral Leasing Act for construction of a natural gas pipeline by Columbia Gas Transmission Company in the Monongahela National Forest.

SAVINGS AND LOAN MEASURES

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on the following bills: H.R. 5050, Financial Crimes Prosecution and Recovery Act; H.R. 5098, Savings and Loan Accountability and Management Reform Act of 1990; H.R. 5044 and H.R. 5101, to establish a Financial Services Crime Division in the Department of Justice; H.R. 4990, Savings Association Law Enforcement Improvement Act of 1990; and H. Res. 407, that the House of Representatives urges the President to instruct the Attorney General to appoint an independent counsel to investigate the involvement of Government officials in the savings and loan scandal. Testimony was heard from Representatives Kleczka, Wylie, Smith of Vermont, Neal of North Carolina and Eckart; from the following officials of the Department of Justice: James G. Richmond, U.S. Attorney, Northern District of Indiana; Paul L. Maloney, Deputy Assistant Attorney General, Criminal Division; and Leslie H. Southwick, Deputy Assistant Attorney General, Civil Division; T. Timothy Ryan, Jr., Director, Office of Thrift Supervision, Department of the Treasury; and L. William Seidman, Director, FDIC.

CONSTITUTIONAL AMENDMENT—BALANCED BUDGET

Committee on the Judiciary: Subcommittee on Economic and Commercial Law concluded hearings on proposals to amend the Constitution to require a balanced budget. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; and public witnesses.

MISCELLANEOUS MEASURES AND MATTERS

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on the following bills: H.R. 4491, to amend the Vessel Bridge-to-Bridge Radiotelephone Act (33 U.S.C. 1203); and H.R. 2800, to amend title 10 and 14, United States Code, to permit recordings of military bands to be sold commercially. Testimony was heard from Representatives Shaw, Miller of Washington, and Thomas of Georgia; Capt. James M. McDonald, USCG, Chief, Merchant Vessel Inspection and Documentation Division, U.S. Coast Guard, Department of Transportation; and a public witness.

The Subcommittee also considered pending Committee business.

REFORM HEALTH BENEFITS PROGRAMS FOR FEDERAL EMPLOYEES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits held a hearing on H.R. 4958, to reform the program under which health benefits are provided to Federal employees. Testimony was heard from Constance B. Newman, Director, OPM; Joel S. Trosch, Assistant Postmaster General, Employee Relations, U.S. Postal Service; and public witnesses.

Hearings continue July 18.

TRANSPORTATION AND RELATED AGENCIES APPROPRIATIONS

Committee on Rules: Granted a rule waiving clause 2 (L) (6) of rule XI and clause 7 of rule XXI against consideration of H.R. 5229, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1991. The rule waives clause 2 of rule XXI against specified provisions of the bill. The rule makes in order the amendment printed in section 2 of the rule by Representative Solomon of New York, or his designee. Clause 2 of rule XXI and clause 7 of rule XVI are waived against the amendment. Testimony was heard from Representative Lehman of Florida and Coughlin.

EQUITY AND EXCELLENCE IN EDUCATION

Committee on Rules: Granted a modified open rule providing 2 hours of debate on H.R. 5115, Equity and Excellence in Education Act of 1990. The rule makes in order the Education and Labor Committee amendment in the nature of a substitute now printed in the bill as original text for the purpose of amendment to be considered as

read. Section 303(a)(4) of the Congressional Budget Act is waived against the substitute. No amendments to the substitute are in order except the amendments printed in the report accompanying this resolution. The amendments are to be considered in the order and manner specified in the report, debatable for the period specified, to be equally divided and controlled by the proponent of the amendment and a member opposed thereto and are not subject to amendment except as provided in the report. All points of order are waived against the amendments. The rule provides one motion to recommit. Testimony was heard from Chairman Hawkins and Representatives Miller of California, Valentine, Sangmeister, Goodling, Gunderson, Roukema, Bartlett, Smith of Vermont, and Boehlert.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Rules: Heard testimony from Chairman Gonzalez and Representatives Vento, Frank, Flake, Wylie, Roukema, and Bartlett, but no action was taken on H.R. 1180, Housing and Community Development Act of 1989.

SMITH BARNEY URANIUM ENRICHMENT REPORT

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development held a hearing on the Smith Barney Uranium Enrichment Report. Testimony was heard from W. Henson Moore, Deputy Secretary, Department of Energy; and a public witness.

CFC REDUCTION—TECHNOLOGY TRANSFER TO THE DEVELOPING WORLD

Committee on Science, Space, and Technology: Subcommittee on International Scientific Cooperation and the Subcommittee on Natural Resources, Agriculture Research and Environment held a joint hearing on CFC Reduction—Technology Transfer to the Developing World. Testimony was heard from Richard J. Smith, Acting Deputy Assistant Secretary, Environment, Health and Natural Resources, Department of State; Robert T. Watson, Chief, Upper Atmosphere/Research/Tropospheric Chemistry Branch, Office of Space Science and Applications, NASA; Robert Reinstein, Director, Energy and Natural Resources Trade Policy, Office of the U.S. Trade Representative; Eileen Claussen, Director, Office of Atmospheric and Indoor Air Programs, EPA; and public witnesses.

DVA CHILD CARE CENTERS AND EMPLOYEE CHILD CARE SERVICES

Committee on Veterans' Affairs: Subcommittee on Oversight and Investigations held a hearing on the status of DVA child care centers and employee child care services. Testimony was heard from C. Dale DuVall, Acting Director, Veterans Canteen Service, Department of Veterans Affairs; Allaire Williams, Director, Office of Child Care and Development Programs, GSA; representatives of veterans' organizations; and public witnesses.

PUBLIC DEBT LIMIT INCREASE; FINANCING-RESOLUTION TRUST CORPORATION

Committee on Ways and Means: Held a hearing on the Administration's request for an increase in the public debt limit and on additional financing needs for the Resolution Trust Corporation. Testimony was heard from Robert R. Glauber, Under Secretary, Finance, Department of the Treasury; Paul Volcker, former Chairman, Board of Governors, Federal Reserve System; and Felix G. Rohatyn, senior partner, Lazard Freres and Company, New York, New York.

COUNTERNARCOTICS

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on Counternarcotics. Testimony was heard from departmental witnesses.

COMMITTEE BUSINESS

Permanent Select Committee on Intelligence: Met in executive session to consider pending business.

DOD NON-OFFICIAL COVER AUTHORITY

Permanent Select Committee on Intelligence: Subcommittee on Legislation met in executive session to hold a hearing on DOD nonofficial cover authority. Testimony was heard from departmental witnesses.

Joint Meetings

FAIR USE OF COPYRIGHTED WORKS

Joint Hearings: Senate Committee on the Judiciary's Subcommittee on Patents, Copyrights and Trademarks concluded joint hearings with the House Committee on the Judiciary's Subcommittee on Courts, Intellectual Property, and the Administration of Justice on S. 2370 and H.R. 4263, bills to revise Federal copyright law to apply the fair use doctrine to published and unpublished copyrighted works, after receiving testimony from William F. Patry, Policy Planning Advisor to the U.S. Register of Copyrights, and Barbara Ringer, former U.S. Register of Copyrights, both of the Library of Congress; Chief Judge James L. Oakes, and Judge Roger J. Miner, both of the U.S. Court of Appeals for the Second Circuit; Judge Pierre N. Leval, U.S. District Court for the Southern District of New York; A.G.W. Biddle, Computer and Communications Industry Association, Washington, D.C.; James M. Burger, Apple Computer, Inc., Cupertino, California, on behalf of the Computer and Business Equipment Manufacturers Association and the Software Publishers Association; Floyd Abrams, Cahill Gordon & Reindel, Jonathan W. Lubell, Morrison Cohen Singer & Weinstein, and J. Anthony Lukas, all of New York, New York; and Taylor Branch, Baltimore, Maryland.

Thursday, July 12, 1990

Senate

Chamber Action

Routine Proceedings, pages 17131–17203

Measures Introduced: Nine bills and two resolutions were introduced as follows: S. 2843–2851, S. Res. 308, and S.J. Res. 347.

Page 17179

Measures Reported: Reports were made as follows:

S. 2362, to enhance the survivability and recovery of the Insular Areas from severe storms, with amendments. (S. Rept. No. 101–363)

S.J. Res. 154, to consent to certain amendments enacted by the legislature of the State of Hawaii to the Hawaiian Homes Commission Act, 1920, with amendments. (S. Rept. No. 101–364)

S. Res. 308, to provide budget allocations for fiscal year 1991 to the Senate Committee on Appropriations under section 302(a) of the Congressional Budget Act of 1974.

Page 17178

Measures Passed:

Budget Allocations: Senate agreed to S. Res. 308, to provide budget allocations for fiscal year 1991 to the Senate Committee on Appropriations under section 302(a) of the Congressional Budget Act of 1974.

Page 17175

Home Health Aid Week: Committee on the Judiciary was discharged from further consideration of S.J. Res. 343, to designate August 13 through August 19, 1990, as "Home Health Aid Week", and the resolution was then passed.

Page 17200

Textile, Apparel, and Footwear Trade Act: Senate began consideration of H.R. 4328, to authorize appropriations for fiscal years 1991 and 1992 for the customs and trade agencies, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Page 17141

Adopted:

(1) Moynihan/Packwood Amendment No. 2122, of a technical nature.

Page 17151

Rejected:

(1) Packwood/Hatfield Amendment No. 2121, to exempt athletic footwear from the footwear quota. (By 68 yeas to 32 nays (Vote No. 150), Senate tabled the amendment.)

Page 17147

(2) Packwood Amendment No. 2123, to provide the President discretion if he determines the bill violates U.S. international obligations. (By 69 yeas to 30 nays (Vote No. 151), Senate tabled the amendment.)

Page 17173

A unanimous-consent agreement was reached providing for consideration of certain amendments to be proposed to the bill, on Friday, July 13.

Page 17176

Senate will continue consideration of the bill and amendments to be proposed thereto, on Friday, July 13.

Pages 17177, 17203

Americans With Disabilities Act Conference Report—Agreement: A unanimous-consent agreement was reached providing for the consideration of the conference report on S. 933, to establish a clear and comprehensive prohibition of discrimination on the basis of disability, on Friday, July 13, at 8:50 a.m., with a vote to occur thereon at 9:30 a.m.

Pages 17177, 17203

Nominations Received: Senate received the following nominations:

Stephen G. Milliken to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Routine lists in the Air Force, Army, Navy.

Page 17203

Messages From the House: **Page 17178**

Measures Referred: **Page 17178**

Executive Reports of Committees: **Page 17179**

Statements on Introduced Bills: **Page 17179**

Additional Cosponsors: **Page 17191**

Amendments Submitted: **Page 17193**

Notices of Hearings: **Page 17193**

Authority for Committees: **Page 17193**

Additional Statements: **Page 17194**

Record Votes: Two record votes were taken today. (Total—151)

Pages 17155, 17174

Recess: Senate convened at 10:30 a.m., and recessed at 7:51 p.m., until 8:15 a.m., on Friday, July 13, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 17203.)

Committee Meetings

UNITED STATES-CANADA OPEN BORDER AGREEMENT FOR MEAT AND POULTRY

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Research and General Legislation held hearings to examine the Department of Agriculture's Food Safety and Inspection Service inspection procedures for Canadian meat and to review the Department of Agriculture's proposed implementation of the United States-Canada "open border" agreement for meat and poultry to

promote economic growth in both countries, receiving testimony from Jo Ann Smith, Assistant Secretary of Agriculture for Marketing and Inspection Services; John W. Harman, Director, Food and Agriculture Issues, Resources, Community, and Economic Development Division, General Accounting Office; Michael J. Copps, American Meat Institute, Washington, D.C.; Kenneth Schiltz, Schiltz Foods, Inc., Sisseton, South Dakota; and Glenn Muller, Davis, South Dakota, on behalf of the South Dakota Pork Producers Council.

Hearings were recessed subject to call.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on Interior held hearings on proposed budget estimates for fiscal year 1991 for the Department of the Interior, receiving testimony from Manuel Lujan, Jr., Secretary of the Interior.

Subcommittee recessed subject to call.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Committee on Armed Services: Committee continued in closed evening session to consider S. 2171, authorizing funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, focusing on projection forces and regional defense and strategic forces and nuclear deterrence programs.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nominations of Andrew C. Hove, of Nebraska, to be a Member and Vice Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation, and Joseph G. Schiff, of Kentucky, to be an Assistant Secretary of Housing and Urban Development.

DEPOSIT INSURANCE REFORM

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to examine certain proposals to reform the deposit insurance system and expanded activities for banking organizations, receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System.

Hearings continue Thursday, July 19.

CAPITAL MARKETS COMPETITION, STABILITY, AND FAIRNESS ACT

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings on proposed legislation to consolidate regulation of the stock and stock index futures markets under the Securities and Exchange Commission, receiving testimony from Nicholas F. Brady, Secretary of the Treasury.

Hearings were recessed subject to call.

BUDGET REFORM

Committee on the Budget: Committee ordered favorably reported an original resolution (S. Res. 308) to provide budget allocations for fiscal year 1991 to the Senate Committee on Appropriations under section 302(a) of the Congressional Budget Act of 1974.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Hugh K. Hill, of California, to be Ambassador to the People's Republic of Bulgaria, Roy M. Huffington, of Texas, to be Ambassador to the Republic of Austria, Philip S. Kaplan, of California, for the rank of Ambassador during his tenure of service as Deputy U.S. Representative to the Negotiations on Conventional Armed Forces in Europe (CFE), and Thomas W. Simons, Jr., of the District of Columbia, to be Ambassador to the Republic of Poland, after the nominees testified and answered questions in their own behalf. Mr. Huffington was introduced by Senator Gramm.

GERMANY STATUS

Committee on Foreign Relations: Committee concluded hearings to review legal issues relating to the future status of Germany, after receiving testimony from Michael K. Young, Deputy Legal Adviser, Department of State; W. Richard Smyser, Washington, D.C., former Political Counsellor, U.S. Embassy in Bonn; Arthur Bestor, University of Washington, Seattle; and Anthony D'Amato, Northwestern University, Chicago, Illinois.

HEALTH INSURANCE FRAUD

Committee on Governmental Affairs: Permanent Subcommittee on Investigations concluded hearings to examine fraudulent practices in the health care industry, focusing on problems and abuses in the Medicare Secondary Payer program, designed to ensure that the private insurance by which persons are covered pays the primary cost of medical bills, while Medicare pays secondary, after receiving testimony from Gail R. Wilensky, Administrator, Health Care Financing Administration, Department of Health and Human Services; and Jill Jacoby, Susan Howell, and Charles Best, all of Blue Cross and Blue Shield of Maryland, and Constance C. Clark, Johns Hopkins Hospital, all of Baltimore, Maryland.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of A. Raymond Randolph, of Maryland, to be United States District Judge for the District of Columbia Circuit, Federico A. Moreno, to be United States District Judge for the Southern District of Florida, William P. Barr, of Virginia, to be Deputy Attorney General, Department of Justice, John W. Raley, Jr., to be United States Attorney for the Eastern District of

Oklahoma, and Michael L. Johnson, to be United States Marshal for the District of Idaho;

S. 2648, to provide for civil justice expense and delay reduction plans, and to authorize additional judicial positions for the courts of appeals and district courts of the United States, with an amendment in the nature of a substitute;

S. 2224, to authorize funds for fiscal years 1991, 1992, 1993, and 1994 for the Administrative Conference of the United States, with amendments; and

H.R. 3897, to authorize funds for fiscal years 1991, 1992, 1993, and 1994 for the Administrative Conference of the United States.

VETERANS COMPENSATION

Committee on Veterans' Affairs: Committee adopted an amendment to the amendment in the nature of a substitute to S. 2100, Veterans Compensation Cost-of-Living Adjustment Act, ordered favorably reported on June 28.

INDIAN IRRIGATION PROJECTS

Select Committee on Indian Affairs: Committee concluded oversight hearings to examine the Bureau of Indian Affairs management and operation of Indian irrigation projects, after receiving testimony from Patrick A. Hayes, Deputy Assistant Secretary for Trust and Economic Development, Bureau of Indian Affairs, Department of the Interior; Michael T. Pablo, Confederated Salish and Kootenai Tribal Council, Pablo, Montana; Donavan Archambault, Fort Belknap Indian Community Council, Harlem, Montana; Barbara Ferris, Hoopa Valley Utility Authority, Hoopa, California; Ardell Ruiz, Rod Lewis, Richard Narcia, Terry F. Button, and Harry A. Cruye, Jr., all of the Gila River Indian Community, Sacaton, Arizona; Chester T. Fernando and Larry Garcia, both of the Laguna Pueblo, Laguna, New Mexico; Morris Johnson, Navajo Agricultural Products Industry, Farmington, New Mexico; Peter Deswood, Jr., Navajo Division of Natural Resources, Window Rock, Arizona; Phil Corke, Standing Rock Sioux Tribal Council, Fort Yates, North Dakota; and Greg Smitman, Billings, Montana, and Gary Collins, Fort Washakie, Wyoming, both of the Intertribal Agriculture Council.

COUNTERINTELLIGENCE IMPROVEMENTS ACT

Select Committee on Intelligence: Committee held hearings on S. 2726, to improve counterintelligence measures through enhanced security for classified information, receiving testimony from Mary C. Lawton, Counsel, Office of Intelligence Policy and Review, Department of Justice; Morton H. Halperin, Director, American Civil Liberties Union, and Kenneth E. deGraffenreid, National Strategy Information Center, former Director of Intelligence Programs of the National Security Council, both of Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 5256–5264; 1 private bill, H.R. 5265; and 3 resolutions, H.J. Res. 621 and H. Res. 431–432 were introduced.

Page 17323

Reports Filed: Reports were filed as follows:

H.R. 5257, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1991 (H. Rept. 101–591);

H.R. 5002, to amend title 38, United States Code, with respect to veterans' housing and memorial affairs programs, amended (H. Rept. 101–592);

H.R. 3719, to establish the Florida Keys National Marine Sanctuary, amended (H. Rept. 101–593, Part I);

H.R. 3787, to authorize a joint Federal, State, and Tribal study for the restoration of the fishery resources of the Chehalis River Basin, Washington, amended (H. Rept. 101–594);

H.R. 3617, to transfer jurisdiction of certain public lands in the State of Utah to the Forest Service, amended (H. Rept. 101–595, Part I);

Conference report on S. 933, to establish a clear and comprehensive prohibition of discrimination on the basis of disability (H. Rept. 101–596); and

H. Res. 432, waiving certain points of order during consideration of H.R. 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1991 (H. Rept. 101–597).

Page 17322

Committee Elections: House agreed to H. Res. 431, electing Representatives Weiss and Lantos to the Committee on Banking, Finance and Urban Affairs.

Page 17209

Foster Grandparents Anniversary: House agreed to S. Con. Res. 136, expressing the sense of the Congress with respect to the 25th anniversary of the Foster Grandparent Program—clearing the measure.

Page 17211

Excellence In Education: By a yea-and-nay vote of 267 yeas to 151 nays, Roll No. 222, the House agreed to H. Res. 430, providing for the consideration of H.R. 5115, to improve education in the United States.

Page 17213

Transportation Appropriations: By a yea-and-nay vote of 385 yeas to 31 nays, Roll No. 225, the House passed H.R. 5229, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1991.

Page 17217

Agreed to the Solomon amendment that requires that in order for States to avoid an annual 2 percent reduction of Federal highway grants, they must enact law requiring the automatic suspension of drivers licenses of convicted drug sellers and users (agreed to by a recorded vote of 331 ayes to 88 noes, Roll No. 223).

Page 17240

Rejected the Penny amendment that sought to reduce discretionary accounts across the board by 2 percent (rejected by a recorded vote of 133 ayes to 283 noes, Roll No. 224).

Page 17248

H. Res. 429, the rule waiving certain points of order during consideration of the bill, was agreed to earlier by a voice vote.

Page 17217

Americans With Disabilities: By a recorded vote of 377 ayes to 28 noes, Roll No. 228, the House agreed to the conference report on S. 933, to establish a clear and comprehensive prohibition of discrimination on the basis of disability—clearing the measure for Senate action.

Pages 17251, 17280

Rejected the Dannemeyer motion to recommit the conference report to the committee of conference with instructions that the House conferees insist on language that allows employers to refuse to assign or continue to assign any employee with an infectious disease or communicable disease to a job involving food handling provided that the employer makes reasonable accommodations that offer an alternative employment opportunity for which the employee is qualified for (Chapman amendment) (rejected by a yea-and-nay vote of 180 yeas to 224 nays, Roll No. 227).

Page 17295

H. Res. 427, the rule waiving certain points of order against consideration of the conference report, was agreed to earlier by a yea-and-nay vote of 355 yeas to 58 nays, Roll No. 226.

Page 17277

Council on Aging: The Speaker appointed as members of the Federal Council on the Aging on the part of the House the following persons from private life: Mr. Raymond Raschko, Spokane, Washington, and Mr. Virgil S. Boucher, Peoria, Illinois.

Page 17297

Walt Disney Anniversary: House agreed to H. Res. 419, expressing the sense of the House of Representatives that the memory of Walt Disney should be honored on the 35th anniversary of his contributions to the American dream.

Page 17297

Southeast Asia MIAs: House agreed to H. Con. Res. 291, expressing the sense of the Congress regarding the need to account as fully as possible for Americans still missing or otherwise unaccounted for in Southeast Asia and to secure the return of Americans who may still be held captive in Southeast Asia.

Page 17298

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 17322

Quorum Calls—Votes: Four yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 17216, 17245, 17249, 17251, 17280, and 17295. There were no quorum calls.

Adjournment: Met at noon and adjourned at 9:56 p.m.

Committee Meetings

LABOR-HHS-EDUCATION APPROPRIATIONS

Committee on Appropriations: Ordered reported H.R. 5257, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1991.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Subcommittee on the District of Columbia approved for full Committee action the District of Columbia appropriations for fiscal year 1991.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Ordered reported amended H.R. 3950, Food and Agricultural Resources Act of 1990.

The Committee also began markup of H.R. 4330, to establish school-based and higher education community service programs, to establish youth service programs.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Select Education held an oversight hearing on the reauthorization of the Congressional Awards Program. Testimony was heard from Jerry Walker, Director, Legislative and Special Audits, Accounting and Financial Management Division, GAO; and Stuart C. Macintire, Vice Chairman, National Board of Directors, Congressional Awards Program.

TOBACCO CONTROL AND HEALTH PROTECTION ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 5041, Tobacco Control and Health Protection Act of 1990. Testimony was heard from Representatives Durbin, Neal of North Carolina, and Levine of California; the following officials of the Department of Health and Human Services: Dr. James O. Mason, Assistant Secretary, Health; and Michael Mangano, Deputy Inspector General, Office of the Inspector General; Mark Green, Commissioner, Department of Consumer Affairs, New York City; and public witnesses.

ADVANCED TV STANDARDS ACT; TV DECODER CIRCUITRY ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance approved for full Committee action amended the following bills: H.R. 4933, Advanced Television Standards Act of 1990; and H.R. 4267, Television Decoder Circuitry Act of 1990.

TELEMARKETING AND BOILER ROOM FRAUDS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs concluded hearings on the nature and extent of telemarketing and boiler room frauds perpetrated on the American public and Federal and state agency efforts to combat them. Testimony was heard from Thomas Jones, Deputy Assistant Director, FBI, Department of Justice; Michael Hearst, Assistant Chief Inspector, Investigations, Postal Inspection Service, U.S. Postal Service; Jesse Snyder, Assistant Director, Office of Supervision and Applications, Division of Bank Supervision, FDIC: Barry Cutler, Director, Bureau of Consumer Protection, FTC; Dennis Klejna, Director, Enforcement Division, Commodities Futures Trading Commission; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Held a hearing on the following bills: H.R. 3618, to authorize the lease of lands on the Mille Lacs Indian Reservation for a term not to exceed 99 years; H.R. 3703, to authorize the Rumsey Indian Rancheria to convey a certain parcel of land; H.R. 4143, Zuni Claims Settlement Act of 1990; and H.R. 4593, San Corlos Mineral Strip Act of 1990. Testimony was heard from Senator Domenici; Pat Hayes, Deputy Assistant Secretary, Indian Affairs (Trust and Economic Development), Department of the Interior; Larry Henson, Associate Deputy Chief, National Forest System, USDA; Myles Flint, Deputy Assistant Attorney General, Department of Justice; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 4687, to amend the Wild and Scenic Rivers Act by designating a segment of the Lower Merced River in California as a component of the National Wild and Scenic Rivers System; H.R. 4227, to designate segments of the Sudbury Assabet and Concord Rivers as a study area for inclusion in the National Wild and Scenic Rivers Systems; and H.R. 4936, to authorize the Secretary of the Interior to permit an exchange of Laurel Hill recreation demonstration area land located in Somerset County, Pennsylvania, for public park, recreational, and conservation purposes. Testimony was heard from Representatives Murtha, Atkins, and Condit; the following officials of the Department of the Interior: Dean Stepanek, Deputy Director, Bureau of Land Management; and Denis P. Galvin, Associate Director, National Park Service; Terry Fabian, Department of Environmental Resources, State of Pennsylvania; and public witnesses.

CIVIL RIGHTS ACT; RACIAL JUSTICE ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights approved for full Committee action amended the following bills: H.R. 4000, Civil Rights Act of 1990; and H.R. 4618, Racial Justice Act of 1990.

CHILD RESTRAINTS ON AIRCRAFT

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on H.R. 4025, to amend the Federal Aviation Act of 1958 to require the use of child safety restraint systems approved by the Secretary of Transportation on commercial aircraft, and related proposals. Testimony was heard from Senator Bond; Susan M. Coughlin, Vice Chairman, National Transportation Safety Board; Anthony J. Broderick, Associate Administrator, Regulation and Certification, FAA, Department of Transportation; and public witnesses.

TREASURY, POSTAL SERVICE, AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Rules: Granted a rule waiving clause 2(L)(6) of rule XI, clause 7 of rule XXI and section 302(f) of the Congressional Budget Act against consideration of H.R. 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies. The rule waives section 2 of rule XXI against specified paragraphs and sections against the bill. In any case where the rule waives a point of order against only a portion of a paragraph, a point of order against any other provision in such paragraph may be made only against such provision and not against the entire paragraph. Makes in order an amendment printed in section 2 of the resolution, if offered by Representative Traficant of Ohio, or his designee, Clause 2 of rule XXI is waived against the amendment. Testimony was heard from Representatives Roybal, Traficant, Kaptur, Eckart, Skeen and Wolf.

ANTARCTIC MINERALS POLICY

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology and the Subcommittee on Transportation, Aviation and Materials held a joint hearing on Antarctic Minerals Policy. Testimony was heard from Curtis Bohlen, Assistant Secretary, Oceans and International Environmental Science Affairs, Department of State; Peter Wilkniss, Director, Division of Polar Programs, NSF; Peter Johnson, Senior Associate, OTA; and public witnesses.

OVERSIGHT—MONTGOMERY GI BILL

Committee on Veterans' Affairs: Subcommittee on Education, Training and Employment held an oversight hearing on the Montgomery GI bill. Testimony was heard from D'Wayne Gray, Chief Benefits Director, Department of Veterans Affairs; the following officials of the Department of Defense: Kim McKernan, Principal Deputy Assistant Secretary, Force Management and Personnel; Al Conte, Deputy Assistant Secretary, Reserve Affairs (Manpower and Personnel); Maj. Gen. Donald Burdick, USA, Director, Army National Guard; and Maj. Gen. Philip G. Killey, USAF, Director, Air National Guard; and public witnesses.

BUDGET RECONCILIATION

Committee on Ways and Means: Subcommittee on Health continued markup of a fiscal year 1991 budget reconciliation package.

Will continue July 17.

TAX UNDERPAYMENTS

Committee on Ways and Means: Subcommittee on Oversight concluded hearings on tax underpayments by U.S. subsidiaries of foreign companies and related issues. Testimony was heard from Senator Helms; Representatives Gephardt, Bonior, and Hunter; Kenneth W. Gideon, Assistant Secretary, Tax Policy, Department of Treasury; the following officials of the Department of Commerce: Barbara N. McLennan, Deputy Assistant Secretary, Trade Information and Analysis, International Trade Administration, Trade Development; and Frank Sailer, Deputy Assistant Secretary, Investigations, International Trade Administration, Import Administration; and public witnesses.

MOST FAVORED NATION TREATMENT—PRODUCTS OF CHINA

Committee on Ways and Means: Subcommittee on Trade approved for full Committee action amended H.R. 4939, regarding the extension of most-favored-nation treatment to products of the People's Republic of China.

Joint Meetings

MIDYEAR ECONOMIC OUTLOOK

Joint Economic Committee: Committee held hearings to examine the economic outlook at midyear, focusing on economic forecasts and budget estimates by the Congressional Budget Office and the Office of Management and Budget, effects of tax increases on the economy, and the appropriate role for monetary policy, receiving testimony from Robert D. Reischauer, Director, Congressional Budget Office; Allen Sinai, Boston Company Economic Advisers, Inc., Boston, Massachusetts; and Lawrence A. Kudlow, Bear, Stearns and Company, New York, New York.

Hearings were recessed subject to call.

OIL SPILL COMPENSATION

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 1465, to establish limitations on liability for damages resulting from oil pollution and to establish a fund for the payment of compensation for such damages, focusing on Title IV, Prevention and Removal of the House version, and certain sections of Title II, Oil Pollution Prevention and Response and Title III, Oil Tankers Navigation Safety of the Senate version, but did not complete action thereon, and recessed subject to call.

AMERICANS WITH DISABILITIES ACT

Conferees met to further consider the differences between the Senate- and House-passed versions of S. 933, to establish a clear and comprehensive prohibition of discrimination on the basis of disability, and again agreed to file a conference report.

♦♦♦♦♦♦♦♦♦♦♦♦

Friday, July 13, 1990

Senate

Chamber Action

Routine Proceedings, pages 17351–17436

Measures Introduced: Five bills and four resolutions were introduced as follows: S. 2852–2856, and S.J. Res. 348–351.

Page 17414

Measures Reported: Reports were made as follows:

S. 2606, for the relief of Conwell F. Robinson and Gerald R. Robinson. (S. Rept. No. 101–365)

S. 2176, to provide better enforcement of the environmental laws of the United States, with amendments. (S. Rept. No. 101–366)

S. 2028, to amend the International Banking Act of 1978 and the Securities Exchange Act of 1934 to provide for fair trade in financial services, with an amendment in the nature of a substitute. (S. Rept. No. 101–367)

S. 1379, to reauthorize and amend the Defense Production Act of 1950, with an amendment in the nature of a substitute. (S. Rept. No. 101–368)

S. 2228, to develop a comprehensive program to ensure the wholesomeness of fish products intended for human consumption and sold in interstate commerce, with an amendment in the nature of a substitute. (S. Rept. No. 101–369)

Page 17414

Textile, Apparel, and Footwear Trade Act: Senate began consideration of H.R. 4328, to authorize appropriations for fiscal years 1991 and 1992 for the customs and trade agencies, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Pages 17379, 17407

Rejected:

(1) Gorton Amendment No. 2124, to express strong support for the purposes and progress of the negotiations at the Uruguay Round of the General Agreement on Tariffs and Trade, and to recognize the undesirability of trade legislation that would jeopardize the progress and successful conclusion of the Uruguay Round. (By 69 yeas to 29 nays (Vote No. 153), Senate tabled the amendment.)

Page 17380

(2) Gramm Amendment No. 2125, to protect low-income and middle-income Americans from a decline in living standards caused by the provisions of the bill. (By 69 yeas to 24 nays (Vote No. 154), Senate tabled the amendment.)

Page 17392

Americans With Disabilities Act—Conference Report: By 91 yeas to 6 nays (Vote No. 152), Senate agreed to the conference report on S. 933, to establish a clear and comprehensive prohibition of discrimination on the basis of disability.

Page 17364

Civil Rights Act of 1990: Senate resumed consideration of S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment.

Page 17407

Pending:

Kennedy/Jeffords Amendment No. 2110, in the nature of a substitute.

Page 16709

A motion was entered to close further debate on the pending amendment and, by unanimous consent, a vote on the cloture motion will occur at 2:15 p.m., on Tuesday, July 17, with the mandatory live quorum call having been waived.

Page 17408

Presidential Messages: Senate received the following messages from the President of the United States:

(1) Report on national emergency with respect to Libya, which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–130)

Page 17410

(2) Report on emigration laws and policies of the Republic of Hungary, which was referred to the Committee on Finance. (PM–131)

Page 17411

(3) Annual report on prevention of nuclear proliferation, which was referred to the Committee on Foreign Relations. (PM–132)

Page 17411

Nominations Confirmed: Senate confirmed the following nominations:

Joseph G. Schiff, of Kentucky, to be an Assistant Secretary of Housing and Urban Development.

A. Raymond Randolph, of Maryland, to be United States Circuit Judge for the District of Columbia Circuit.

Federico A. Moreno to be United States District Judge for the Southern District of Florida.

Michael L. Johnson to be United States Marshal for the District of Idaho for the term of four years.

Andrew C. Hove, of Nebraska, to be a Member of the Board of Directors of the Federal Deposit Insurance Corporation for a term expiring February 28, 1993.

John W. Raley, Jr. to be United States Attorney for the Eastern District of Oklahoma for the term of four years.

Andrew C. Hove, of Nebraska, to be Vice Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation.

Page 17436

Nominations Received: Senate received the following nominations:

1 Air Force nomination in the rank of general.

Page 17436

Messages From the President: **Page 17410**

Messages From the House: **Page 17411**

Measures Referred: **Page 17412**

Communications: **Page 17412**

Petitions: **Page 17413**

Statements on Introduced Bills: **Page 17414**

Additional Cosponsors: **Page 17425**

Amendments Submitted: **Page 17426**

Notices of Hearings: **Page 17430**

Authority for Committees: **Page 17431**

Additional Statements: **Page 17431**

Record Votes: Three record votes were taken today. (Total—154)

Pages 17376, 17391, 17404

Recess: Senate convened at 8:15 a.m., and recessed at 3:20 p.m., until 1 p.m., on Monday, July 16, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 17436.)

Committee Meetings

AUTHORIZATIONS—DEFENSE

Committee on Armed Services: Committee ordered favorably reported the following bills:

An original bill authorizing funds for fiscal year 1991 for the Department of Defense, national security programs of the Department of Energy, and civil defense (National Defense Authorization Act for Fiscal Year 1991);

An original bill authorizing funds for National Guard and Reserve programs (National Guard and Reserve Enhancement Act of 1990);

An original bill authorizing funds for national defense transition programs (National Defense Transition Act);

An original bill authorizing funds for strategic environmental research programs (Strategic Environmental Research Act of 1990);

An original bill authorizing funds for fiscal year 1991 for certain programs of the Department of Defense (Omnibus National Defense Authorization Act for Fiscal Year 1991);

An original bill authorizing funds for fiscal year 1991 for certain programs of the Department of Defense (Department of Defense Authorization Act for Fiscal Year 1991);

An original bill authorizing funds for fiscal year 1991 for military construction programs of the Department of Defense (Military Construction Authorization Act for Fiscal Year 1991);

An original bill authorizing funds for fiscal year 1991 for national security programs of the Department of Energy (Department of Energy National Security Act for Fiscal Year 1991);

An original bill authorizing funds for defense acquisition reform programs (Defense Acquisition Reform Act of 1990);

An original bill authorizing funds for fiscal year 1991 for certain programs of the Department of Defense (Defense Authorization Act for Fiscal Year 1991); and

S. 2834, authorizing funds for fiscal year 1991 for intelligence activities of the United States.

Also, committee received a report from the Select Committee on Intelligence on intelligence programs contained in the Department of Defense Authorization Act.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nominations of Timothy J. McBride, of Michigan, to be an Assistant Secretary of Commerce for Trade Development, and C.M. Schauerte, of Texas, to be Federal Insurance Administrator, Federal Emergency Management Agency, after the nominees testified and answered questions in their own behalf. Mr. McBride was introduced by Representative Pursell and Mr. Schauerte was introduced by Senators Gramm and Dixon.

COUNTERFEIT DETERRENCE

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on S. 2748, to provide deterrents for the counterfeiting of Federal Reserve notes and to increase efforts to combat casual and professional counterfeiting, receiving testimony from Carl D'Alessandro, Assistant Director for Operations, Bureau of Engraving and Printing, and William J. Ebert, Special Agent in Charge, Counterfeit Division, U.S. Secret Service, both of the Department of the Treasury; and Kenneth A. Wasch, Software Publishers' Association, Washington, D.C.

Hearings were recessed subject to call.

TRADE AGREEMENTS COMPLIANCE ACT

Committee on Finance: Subcommittee on International Trade held hearings on S. 2742, to provide for review by the U.S. Trade Representative of compliance for foreign countries with trade agreements, receiving testimony from Howard D. Samuel, Industrial Union Department, AFL–CIO, on behalf of the Labor Industry Coalition for International Trade, Tim Regan, Corning Inc., John E. Howard, U.S. Chamber of Commerce, Stephen M. Lovett, National Forest Products Association, Max L. Turnipseed, Ethyl Corporation, Thomas Bombelles, International Business-Government Counsellors Inc., and Lori B. Garver, National Space Society, all of Washington, D.C.; and Andrew A. Procassini, Semiconductor Industry Association, San Jose, California.

Hearings were recessed subject to call.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of Barbara Everitt Bryant, of Michigan, to be Director of the Census, Department of Commerce, after the nominee, who was introduced by Senator Levin and Representative Pursell, testified and answered questions in her own behalf.

CENSUS BUREAU

Committee on Governmental Affairs: Committee concluded hearings on S. 2675, to require the Census Bureau to count overseas military personnel and their dependents as residents of their home States, and to review the progress of the 1990 Census and examine problems including low response rate, slowness of door-to-door work and difficulty counting the homeless, after receiving testimony from Senator Moynihan; Representatives Sawyer, Ridge, and Schumer; L. Nye Stevens, Director, Government Business Operations Issues, General Accounting Office; Barbara Everitt Bryant, Director-designate, Bureau of the Census, Department of Commerce; Mayor David Dinkins, New York, New York; and Mayor John O. Norquist, Milwaukee, Wisconsin.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 5266–5278; 1 private bill, H.R. 5279; and 2 resolutions, H.J. Res. 622 and H. Con. Res. 351 were introduced.

Page 17492

Bills Reported: Reports were filed as follows:

H.R. 5268, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1991 (H. Rept. 101–598);

H. Res. 433, providing for the consideration of H.R. 5258, to require that the President transmit to Congress, that the congressional Budget Committees report, and the Congress consider a balanced budget for each fiscal year (H. Rept. 101–599);

H. Res. 434, providing for the consideration of H.J. Res. 268, proposing an amendment to the Constitution to provide for a balanced budget for the United States Government and for greater accountability in the enactment of tax legislation (H. Rept. 101–600);

H. Res. 435, providing for the consideration of H.R. 1180, to amend and extend certain laws relating to housing, community and neighborhood development and preservation, and related programs (H. Rept. 101–601);

H.R. 5131, to amend the Federal Aviation Act of 1958 to extend the civil penalty assessment demonstration program, amended (H. Rept. 101–602); and

H.R. 5258, to require that the President transmit to Congress, that the congressional Budget Committees report, and that the Congress consider a balanced budget for each fiscal year (H. Rept. 101–603).

Page 17492

Treasury-Postal Service Appropriations: By a yea-and-nay vote of 300 yeas to 72 nays, Roll No. 233, the House passed H.R. 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1990.

Page 17440

Agreed To:

The Traficant amendment that instructs the IRS to create and operate a program to reduce IRS employee mistreatment of taxpayers through informative training; and

Page 17453

The Jacobs amendment, as amended by the Skeen amendment (agreed to by a recorded vote of 300 ayes to 91 noes, Roll. No. 229), that reduces funding earmarked for former President's pensions and allowances from $2 million to $1.8 million (agreed to by a recorded vote of 379 ayes to 7 noes, Roll No. 230).

Page 17463

Rejected:

The Fawell amendment that sought to reduce by $37 million certain unauthorized grants made available under the Federal Buildings Fund of the General Services Administration appropriation;

Page 17468

The Frenzel amendment that sought to reduce the discretionary spending by 6.9 percent to the fiscal year 1990 level, with an exception for the IRS appropriation (rejected by a recorded vote of 130 ayes to 254 noes, Roll No. 231); and

Page 17473

The Penny amendment that sought to reduce by 2 percent all discretionary accounts, with an exception for the IRS appropriation (rejected by a recorded vote of 178 ayes to 201 noes, Roll No. 232).

Page 17476

The following points of order were sustained against provisions of the bill:

Language that sought to provide that no monies appropriated may be used to implement or enforce section 1151 of the Tax Reform Act of 1986 or amendments made by such section;

Page 17475

Language that sought to prohibit the importation of assessment of taxes under certain cases where less than 50 items are manufactured, produced or imported per year; and

Page 17475

Language that sought to provide for the use of sick leave for adoption purposes under certain circumstances.

Page 17480

H. Res. 432, the rule waiving certain points of order during consideration of the bill, was agreed to earlier by a voice vote.

Page 17440

Late Report: Committee on Foreign Affairs received permission to have until midnight July 16 to file a report on H.R. 3950, entitled "The Food and Agricultural Resources Act of 1990".

Page 17481

Presidential Messages: Received the following messages from the President:

Libya emergency: Message wherein he transmits developments since January 25, 1990, concerning the national emergency with respect to Libya—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 101–215);

Hungary-MFN: Message wherein he transmits a report concerning emigration laws and policies of the Republic of Hungary—referred to the Committee on Ways and Means and ordered printed (H. Doc. 101–216); and

Nuclear proliferation: Message wherein he transmits the annual report relating to preventing nuclear proliferation pursuant to section 601(a) of the Nuclear Non-Proliferation Act of 1978—referred to the Committee on Foreign Affairs.

Page 17482

Referrals: One Senate-passed measure was referred to the appropriate House committee.

Page 17492

Quorum Calls—Votes: One yea-and-nay vote and four recorded votes developed during the proceedings of the House today and appear on pages 17464, 17465, 17475, 17477, and 17480. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 3:56 p.m.

Committee Meetings

RURAL DEVELOPMENT, AGRICULTURE AND RELATED AGENCIES APPROPRIATIONS

Committee on Appropriations: Ordered reported H.R. 5268, making appropriations for Rural Development, Agriculture and related agencies, for the fiscal year ending September 30, 1991.

NATIONAL FLOOD INSURANCE

Committee on Banking, Finance and Urban Affairs: Subcommittee on Policy Research and Insurance concluded hearings on the Community Rating System of the National Flood Insurance Program and to discuss the following bills: H.R. 3456, National Flood and Erosion Insurance and Mitigation Act of 1989; H.R. 4461, National Flood Insurance Compliance, Mitigation, and Erosion Management Act of 1990; and H.R. 236, to amend the National Flood Insurance Act of 1968 to extend the program of flood insurance for structures on land subject to imminent collapse or subsidence. Testimony was heard from Timothy R.E. Keeney, Director, Office of Ocean and Coastal Resource Management, Department of Commerce; Harold T. Duryee, Administrator, Federal Insurance Administration, FEMA; Anthony T. Pratt, Program Manager, Beach Preservation Section, Department of Natural Resources and Environmental Control, State of Delaware; and public witnesses.

BLOOD SUPPLY SAFETY

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on past and present efforts by the blood industry and Federal regulatory authorities to assure the safety of the blood supply. Testimony was heard from Mary T. Carden, National Expert Investigator for Biologics, Buffalo District Office, FDA, Department of Health and Human Services; and public witnesses.

HOUSING AND COMMUNITY DEVELOPMENT ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 1180, Housing and Community Development Act of 1989. The rule makes in order the text of H.R. 5157 as an original bill for purpose of amendment to be considered by titles, with each title considered as read. All points of order against the substitute are waived. Finally, the rule provides one motion to recommit with or without instructions.

BALANCED BUDGET CONSTITUTIONAL AMENDMENT

Committee on Rules: Granted a modified open rule providing 3 hours of debate, to be equally divided and controlled by Representative Brooks of Texas, Representative Fish of New York, and Representative Stenholm of Texas, or their designees. No amendment to H.J. Res. 268, proposing an amendment to the Constitution to provide for a balanced budget for the U.S. Government and for greater accountability in the enactment of tax legislation, is in order in the House or in the Committee of the Whole except those printed in the report accompanying this resolution. The amendments are to be considered in the order and manner specified and only by the Member specified, or his designee, debatable for the period specified, to be equally divided and controlled by the proponent of the amendment and a Member opposed thereto and are not subject to amendment. All points of order against the amendment are waived. Only the last amendment adopted is to be considered as having been finally adopted and reported back to the House. Finally, the rule provides one motion to recommit.

Section 2 provides that a similar rule, House Resolution 391, be laid on the table. Testimony was heard from Representatives Jacobs, Stenholm, Hyde, Pashayan, Martin of Illinois, Barton of Texas, Cox, and Craig.

BALANCED BUDGET ACT

Committee on Rules: Granted a rule for consideration in the House of H.R. 5258, to require that the President transmit to Congress, that the congressional Budget Committees report, and that the Congress consider a balanced budget for each fiscal year. Clause 2(l)(6) of Rule XI is waived against consideration of the bill. The rule provides one hour of general debate, with 30 minutes to the equally divided and controlled by the chairman and ranking minority member of the Committee on Rules, and with 30 minutes to be equally divided and controlled by the chairman and ranking minority member of the Committee on Government Operations. Finally, the rule provides one motion to recommit. Testimony was heard from Representatives Alexander, Carr, Spratt, and Conyers.

BALANCED BUDGET ACT

Committee on Rules: Ordered reported H.R. 5258, to require that the President transmit to Congress, that the congressional Budget Committees report, and that the Congress consider a balanced budget for each fiscal year.

HUBBLE SPACE TELESCOPE FLAW

Committee on Science, Space, and Technology: Held a hearing on the Hubble Space Telescope Flaw. Testimony was heard from the following officials of NASA: Richard H. Truly, Administrator; Lennard A. Fisk, Associate Admin-

istrator, Office of Space Science and Applications; and Lew Allen, Director, Jet Propulsion Laboratory; and public witnesses.

Joint Meeting

CLEAN AIR

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 1630, to provide for the attainment and maintenance of health protective national ambient air standards, but did not complete action thereon, and recessed subject to call.

♦♦♦♦♦♦♦♦♦♦♦♦

Monday, July 16, 1990

Senate

Chamber Action

Routine Proceedings, pages 17591–17637

Measures Introduced: Two bills were introduced as follows: S. 2857–2858.

Page 17619

Measures Reported: Reports were made as follows:

S. 2617, to amend the Public Health Service Act to make various improvements in existing scholarship and loan repayment programs. (S. Rept. No. 101–370)

S. 2167, to reauthorize the Tribally Controlled Community College Assistance Act of 1978 and the Navajo Community College Act, with an amendment in the nature of a substitute. (S. Rept. No. 101–371)

Page 17619

Textile, Apparel, and Footwear Trade Act: Senate resumed consideration of H.R. 4328, to authorize appropriations for fiscal years 1991 and 1992 for the customs and trade agencies, with a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Page 17604

Adopted:

(1) Hollings (for Gramm) Amendment No. 2212, to express the Sense of the Senate regarding a Free Trade Agreement between the United States and Mexico.

Pages 17614, 17616

(2) DeConcini Amendment No. 2213 (to Amendment No. 2212), of a perfecting nature.

Page 17614

Pending:

(1) Wilson Amendment No. 2204, to delay the effective date of the bill if the President cannot certify that the cost to consumers for the products affected by the Act will not exceed $1 billion. (The yeas and nays are ordered on a motion to table the amendment.)

Page 17604

(2) Gorton Amendment No. 2211, to modify agricultural provisions by exempting quota bonus from the 1% global limit and grants quota bonus of 50% for each dollar of agricultural imports from the U.S. (The yeas and nays are ordered on a motion to table the amendment.)

Page 17609

Withdrawn:

Wilson Amendment No. 2206, to provide for disclosure to consumers of the costs of protectionism.

Page 17607

A unanimous-consent agreement was reached providing for votes to occur on the motions to table the aforementioned pending amendments at 12 noon, on Tuesday, July 17, and a vote on final passage of the bill to occur at 2:15 p.m., on Tuesday, July 17.

Page 17637

Civil Rights Act of 1990: Senate resumed consideration of S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment.

Page 17603

Pending:

Kennedy/Jeffords Amendment No. 2110, in the nature of a substitute.

Page 17603

A second motion was entered to close further debate on the pending amendment and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the second cloture motion will occur on Wednesday, July 18, 1990.

Page 17603

A motion was entered to close further debate on the bill, and in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Wednesday, July 18, 1990.

Page 17603

A unanimous-consent agreement was reached providing for the filing of second-degree amendments to the pending amendment to the bill until 12:30 p.m., on Tuesday, July 17, and that should cloture fail, any first degree amendments to the pending amendment may also be filed until 12:30 p.m., on Tuesday, July 17.

Page 17637

Senate will resume consideration of the bill on tomorrow, with a vote on the first cloture motion on the pending amendment to occur immediately following the vote on final passage of H.R. 4328, Textile, Apparel, and Footwear Trade Act, with the mandatory quorum call having been waived.

Page 17637

Farm Bill: Senate began consideration of a motion to proceed to S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricul-

tural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices.

Page 17635

A motion was entered to close further debate on the motion to proceed and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Wednesday, July 18, 1990.

Page 17635

Subsequently, the motion to proceed to consideration of the bill was withdrawn.

Page 17635

Nominations Received: Senate received the following nominations: Lynn H. Duncan to be United States Marshal for the Northern District of Georgia for the term of four years.

Page 17637

Messages From the House: Page 17618

Measures Referred: Page 17618

Measures Read First Time: Page 17618

Statements on Introduced Bills: Page 17619

Additional Cosponsors: Page 17623

Amendments Submitted: Page 17623

Notices of Hearings: Page 17633

Authority for Committees: Page 17634

Additional Statements: Page 17634

Recess: Senate convened at 1 p.m., and recessed at 6:22 p.m., until 10 a.m., on Tuesday, July 17, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 17637.)

Committee Meetings

SOVIET ECONOMY

Committee on Foreign Relations: Committee concluded hearings to examine the size and growth of the Soviet economy, after receiving testimony from George Kolt, Director of Soviet Analysis, Directorate of Intelligence, Central Intelligence Agency; Michael J. Boskin, Chairman, Council of Economic Advisors; Allan I. Mendelowitz, Director, Trade, Energy, and Finance Issues, National Security and International Affairs Division, General Accounting Office; Nick Eberstadt, American Enterprise Institute, Washington, D.C.; Charles Wolf, Jr., RAND Corporation, Santa Monica, California; Judy Shelton, Hoover Institution, Stanford, California; Abram Bergson, Harvard University, Cambridge, Massachusetts; Steven Rosefelde, University of North Carolina, Chapel Hill; and William T. Lee, Alexandria, Virginia.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Paul V. Niemeyer, of Maryland, to be United States Circuit Judge for the Fourth Circuit, Randall R. Rader, of Virginia, to be United States Circuit Judge for the Federal Circuit, John H. McBryde, to be United States District Judge for the Northern District of Texas, and Fred I. Parker, to be United States District Judge for the District of Vermont, after the nominees testified and answered questions in their own behalf. Mr. Niemeyer was introduced by Senator Sarbanes and Representative Bentley, Mr. Rader was introduced by Senator Robb, Mr. McBryde was introduced by Representative Frost, and Mr. Parker was introduced by Senator Jeffords.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 5280–5284; and 1 resolution, H. Res. 436 were introduced.

Page 17588

Reports Filed: Reports were filed as follows:

H.R. 3193, to extend title I of the Energy Policy and Conservation Act, amended (H. Rept. 101–604);

H.R. 2647, to provide for the protection and preservation of coastal and Great Lakes environmental quality for present and future generations, amended (H. Rept. 101–605, Part I); and

H.R. 3774, to amend the Federal Aviation Act of 1958 relating to the suspension of airworthiness certificates at the end of the economic design life of aircraft, amended (H. Rept. 101–606).

Page 17588

Speaker Pro Tempore: Read a letter from the Speaker wherein he appoints Representative Mazzoli to act as Speaker pro tempore for today.

Page 17510

Suspensions: House voted to suspend the rules and pass the following measures:

Veterans housing: H.R. 5002, amended, to amend title 38, United States Code, with respect to veterans' housing and memorial affairs programs. Agreed to amend the title;

Page 17511

Culture and art development: H.R. 5256, to amend the American Indian, Alaska Native, and Native Hawaiian Culture and Art Development Act;

Page 17518

Consumer product safety: H.R. 4952, amended, to amend the Consumer Product Safety Act to reauthorize the Consumer Product Safety Commission and to improve the Commission's regulatory process. Subsequently, S. 605, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title. H.R. 4952 was laid on the table. The Clerk was authorized to make necessary

technical and clerical corrections in the engrossment of the amendments;

Pages 17520, 17528

Energy conservation policy: H.R. 3193, amended, to extend title I of the Energy Policy and Conservation Act. Agreed to amend the title. Subsequently, S. 2088, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title. H.R. 3193 was laid on the table;

Pages 17531, 17534

Civil penalty assessment program: H.R. 5131, amended, to amend the Federal Aviation Act of 1958 to extend the civil penalty assessment demonstration program;

Page 17536

Airworthiness certificates: H.R. 3774, amended, to amend the Federal Aviation Act of 1958 relating to the suspension of airworthiness certificates at the end of the economic design life of aircraft. Agreed to amend the title;

Page 17539

South Carolina fish hatchery: H.R. 3338, amended, to direct the Secretary of the Interior to convey all interest of the United States in a fish hatchery to the State of South Carolina. Agreed to amend the title; and

Page 17542

Chehalis River Basin: H.R. 3787, amended, to authorize a joint Federal, State, and Tribal study for the restoration of the fishery resources of the Chehalis River Basin, Washington.

Page 17544

Math and Science Education: House completed all debate on a motion to suspend the rules and pass H.R. 4982, amended, to promote the study of mathematics and science in elementary and secondary schools, to provide training for mathematics and science teachers; on which a recorded vote was postponed until Tuesday, July 17.

Page 17547

Educational Excellence: House concluded all general debate on H.R. 5115, to improve education in the United States; but came to no resolution thereon. Consideration of amendments is scheduled to begin on Thursday, July 19.

Page 17551

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 17588

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 5:15 p.m.

Committee Meetings

No Committee meetings were held.

Tuesday, July 17, 1990

Senate

Chamber Action

Routine Proceedings, pages 17647–17733

Measures Introduced: Six bills and one resolution were introduced as follows: S. 2859–2864, and S. Res. 309.

Page 17703

Measures Reported: Reports were made as follows:

S. 2630, to amend the Public Health Service Act to extend the tuberculosis program. (S. Rept. No. 101–372)

S. 2631, to amend the Public Health Service Act to reauthorize certain injury control programs, with an amendment in the nature of a substitute. (S. Rept. No. 101–373)

S. 2434, to permit the implementation of the Department of Transportation anti-drug program rule for recipients of Federal mass transit assistance, with an amendment in the nature of a substitute. (S. Rept. No. 101–374)

S. 1731, to provide for the creation, restoration, protection, enhancement, and conservation of coastal wetlands, and to conserve North American wetland ecosystems and waterfowl and the other migratory birds and fish and wildlife that depend upon such habitats, with an amendment in the nature of a substitute. (S. Rept. No. 101–375)

Page 17703

Measures Passed:

Textile, Apparel, and Footwear Trade Act: By 68 yeas to 32 nays (Vote No. 157) Senate passed H.R. 4328, to authorize appropriations for fiscal years 1991 and 1992 for the customs and trade agencies, after agreeing to a committee amendment in the nature of a substitute, and taking action on amendments proposed thereto, as follows:

Page 17666

Rejected:

(1) Wilson Amendment No. 2204, to delay the effective date of the bill if the President cannot certify that the cost to consumers for the products affected by the Act will not exceed $1 billion. (By 70 yeas to 29 nays (Vote No. 155), Senate tabled the amendment.)

Page 17666

(2) Gorton Amendment No. 2211, to modify agricultural provisions by exempting quota bonus from the 1 percent global limit and grants quota bonus of 50 percent for each dollar of agricultural imports from the U.S. (By 65 yeas to 35 nays (Vote No. 156), Senate tabled the amendment.)

Page 17666

Committee on Veterans' Affairs/Spending Authority: Senate agreed to S. Res. 309, to amend Senate Resolution

66, relating to committee funding, to clarify the spending authority of the Committee on Veterans' Affairs.
Page 17733

Civil Rights Act 1990: Senate resumed consideration of S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment, taking action on amendments proposed thereto, as follows:
Pages 17656, 17670

Adopted:

(1) Hatch Amendment No. 2164 (to Amendment No. 2110), to provide that no person shall be prohibited from challenging the implementation of a litigated or consent judgment or order on the ground that it denies him or her equal protection of the law under the United States Constitution, unless the right to make such challenge is unconstitutional.
Pages 17670, 17682

(2) By 60 yeas to 40 nays (Vote No. 159), Kennedy Amendment No. 2270 (to Amendment No. 2164), to prohibit the denial to any person of the due process of law required by the United States Constitution.
Page 17678

Pending:

(1) Kennedy/Jeffords Amendment No. 2110, in the nature of a substitute.
Page 17656

(2) Dole (for Kassebaum/Murkowski) Amendment No. 2131 (to Amendment No. 2110), to strengthen civil rights laws that ban discrimination in employment.
Pages 17685, 17687

(3) Dole (for Hatch) Amendment No. 2175 (to Amendment No. 2131), to define the term "required by business necessity" as meaning a manifest relationship to the employment in question or demonstrable relationship to successful performance of the job.
Page 17686

During consideration of this measure today, by 62 yeas to 38 nays (Vote No. 158), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on the pending Amendment No. 2110, listed above.
Page 17670

A unanimous-consent time-agreement was reached providing for further consideration of Amendment No. 2110, listed above, on Wednesday, July 18.
Page 17733

Nominations Received: Senate received the following nominations: Wayne Lee Berman, of New York, to be an Assistant Secretary of Commerce.
Page 17733

Messages From the House: Page 17703

Measures Referred: Page 17703

Measures Placed on Calendar: Page 17703

Statements on Introduced Bills: Page 17703

Additional Cosponsors: Page 17713

Amendments Submitted: Page 17714

Notices of Hearings: Page 17727

Authority for Committees: Page 17727

Additional Statements: Page 17727

Record Votes: Five record votes were taken today. (Total—159)
Pages 17666, 17670, 17682

Recess: Senate convened at 10 a.m., and recessed at 9:04 p.m., until 9 a.m., on Wednesday, July 18, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 17733.)

Committee Meetings

SUBCOMMITTEE ALLOCATIONS

Committee on Appropriations: Committee completed its review of subcommittee allocations of budget outlays and new budget authority allocated to the committee in H. Con. Res. 310, setting forth the congressional budget for the United States Government for fiscal years 1991, 1992, 1993, and agreed to report to the Senate under the provisions of 302(b)(1), as amended, of the Congressional Budget Act of 1974.

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the following bills:

An original bill to authorize Federal depository institution regulatory agencies to revoke charters, terminate deposit insurance, and remove or suspend officers and directors of depository institutions involved in money laundering or monetary transaction reporting offenses, to require the Secretary of the Treasury to issue regulations concerning the identification of nonbank financial institutions subject to the Bank Secrecy Act, to prohibit illegal money transmitting businesses, to provide for the standardization of advertised yields on savings accounts and investments, and to require the uniform disclosure of the key costs of such accounts and investments. (As approved by the committee, the bill incorporates provisions of S. 2327, S. 2651, S. 307, and S. 2748.);

An original bill to provide for the enforcement of the Equal Credit Opportunity Act by establishing fair lending procedures; and

An original bill to relax East-West controls on exports multilaterally and to support the elimination of certain licensing requirements to provide for the implementation of decontrol agreements and procedures for license applications for the export of goods or technology.

ICC NEGOTIATED RATES POLICY

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings to examine negotiated rates between shippers and motor carriers, focusing on the impact of the U.S. Supreme

Court's recent decision in *Maslin* v. *Primary Steel*, in which the Supreme Court stated that the Interstate Commerce Commission's "negotiated rates policy" is inconsistent with the provisions of the Interstate Commerce Act, whether there will be a need for a legislative remedy, and provisions of H.R. 3243, regarding the collection of overpayments or undercharges on shipments via motor common carriers of property and nonhousehold goods freight forwarders, after receiving testimony from Edward J. Philbin, Chairman, Interstate Commerce Commission; Richard N. Bona, Mobil Oil Corporation, Fairfax, Virginia; George J. Connolly, Jr., Block Drug Company, Jersey City, New Jersey, on behalf of the Health and Personal Care Distribution Conference and the National Small Shipments Traffic Conference; William J. Augello, Transportation Claims and Prevention Council, Inc., Huntington, New York; Steven D. Fernlund, Transportation Brokers Conference of America, St. Paul, Minnesota; Robert E. Davis, National Association of Freight Transportation Consultants, Clackamas, Oregon; James C. Harkins, Regular Common Carrier Conference, and Lana Batts, American Trucking Associations, both of Alexandria, Virginia; and Judy L. Woods, Unsecured Creditors Committee for Overland Express, Inc., Indianapolis, Indiana.

NATIONAL INFRASTRUCTURE

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation, and Infrastructure held hearings on S. 2046, to establish the National Infrastructure Council to develop and coordinate Federal infrastructure policy, receiving testimony from Galen Reser, Assistant Secretary of Transportation for Governmental Affairs; J. Clarence Davies, Assistant Administrator for Policy Planning and Evaluation, Environmental Protection Agency; Maj. Gen. Patrick J. Kelley (USA), Director of Civil Works, U.S. Army Corps of Engineers; Alan D. Fiers, W. R. Grace and Co., and David Bayer, American Society of Civil Engineers, both of Washington, D.C.; and Nancy Rutledge, Woolwich, Maine.

Hearings were recessed subject to call.

ARMS CONTROL TREATIES

Committee on Foreign Relations: Committee held hearings on the Treaty with the Union of Soviet Socialist Republics on the Limitation of Underground Nuclear Weapon Tests (Ex. N, 94th Congress, 2d Session), and Protocols to the Threshold Test Ban and Peaceful Nuclear Explosion Treaties with the Union of Soviet Socialist Republics (Treaty Doc. No. 101–19), receiving testimony from Ronald F. Lehman II, Director, U.S. Arms Control and Disarmament Agency; C. Paul Robinson, Chief Negotiator, Nuclear Testing Talks; Doug Graham, Deputy Assistant Secretary of Defense for Strategic Defense, Space and Verification Policy; Lt. Gen. George L. Butler (USAF), Director, Strategic Planning and Policy, Joint Chiefs of Staff; and Victor E. Alessi, Director, Office of Arms Control, Department of Energy.

Hearings continue Tuesday, July 24.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Aurelia Erskine Brazeal, of Georgia, to be Ambassador to the Federated States of Micronesia, after the nominee testified and answered questions in her own behalf.

WAR ON DRUGS

Committee on the Judiciary: Committee held hearings to examine recent developments in the national effort against drug trafficking and abuse, receiving testimony from Ronald Caffrey, Deputy Assistant Administrator for Operations, Drug Enforcement Administration, Department of Justice; David F. Musto, Yale University Medical School, New Haven, Connecticut; and Mark Moore, Harvard University, Cambridge, Massachusetts.

Hearings were recessed subject to call.

JOINT PRODUCTION VENTURES

Committee on the Judiciary: Subcommittee on Antitrust, Monopolies and Business Rights held hearings on proposed legislation to modify antitrust restrictions on joint ventures for the production and manufacturing of research and development projects, including S. 1006 and S. 2692, receiving testimony from James F. Rill, Assistant Attorney General, Antitrust Division, Department of Justice; Michael E. Porter, Harvard University, Cambridge, Massachusetts; Joseph F. Brodley, Boston University School of Law, Boston, Massachusetts; David Teece, University of California, Berkeley, California; T. J. Rodgers, Cypress Semiconductor Corp., San Jose, California; and Mitchell E. Kertzman, American Electronics Association, Washington, D.C.

Hearings were recessed subject to call.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again Thursday, July 19.

DISABILITY INSURANCE

Special Committee on Aging: Committee held hearings to examine the processing and quality of the Social Security Administration's disability determinations, receiving testimony from Joseph F. Delfico, Director, Income Security Issues, Human Resources Division, General Accounting Office; Louis D. Enoff, Deputy Commissioner for Programs, and Harry P. Behert, Claims Representative (Jamaica, New York District Office), both of the Social Security Administration, Department of Health and Human Services; Stan Kress, Idaho Disability Determinations Unit, Boise, on behalf of the National Council of Disabil-

ity Determination Directors; Howard Thorkelson, Pennsylvania Bureau of Disability Determination, Harrisburg; Rita Hartley, Fort Smith, Arkansas; and June Herrin, New Orleans, Louisiana.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 5285–5293; 1 private bill, H.R. 5294; and 4 resolutions, H.J. Res. 623, H. Con. Res. 352–353, and H. Res. 437 were introduced.

Page 17840

Reports Filed: Reports were filed as follows:

H.R. 3950, entitled, the "Food and Agricultural Resources Act of 1990," amended (H. Rept. 101–569, Part II, filed on July 16, 1990); and

Supplemental report on H.R. 3950, entitled, the "Food and Agricultural Resources Act of 1990" (H. Rept. 101–569, Part III).

Page 17840

Math and Science Education: By a yea-and-nay vote of 347 yeas to 19 nays, Roll No. 234, the House voted to suspend the rules and pass H.R. 4982, amended, to promote the study of mathematics and science in elementary schools, and to provide training for mathematics and science teachers. This bill was debated on Monday, July 16.

Page 17736

Balanced Budget Amendment: By a recorded vote of 279 ayes to 150 noes, Roll No. 238 (two-thirds of those present not voting in favor), the House failed to pass H.J. Res. 268, proposing an amendment to the Constitution to provide for a balanced budget for the United States Government for greater accountability in the enactment of tax legislation.

Pages 17736, 17766

Agreed to the Stenholm amendment in the nature of a substitute, as modified, similar to the resolution, that adds certain technical changes and provides for an effective date of fiscal year 1995 or the second year after ratification, whichever is later, rather than an effective date of fiscal year 1993 or the second year after ratification, whichever is later (agreed to by a recorded vote of 276 ayes to 152 noes, Roll No. 237).

Page 17809

Rejected the Barton of Texas amendment in the nature of a substitute, similar to the resolution, that sought to add a requirement providing that estimated receipts not grow faster than the previous year's rate of increase in national income, unless a bill is enacted, by a three-fifths vote in the House, devoted solely to approving specific tax increases (rejected by a recorded vote of 184 ayes to 244 noes, Roll No. 236).

Page 17797

H. Res. 434, the rule under which the joint resolution was considered, was agreed to earlier by a yea-and-nay vote of 348 yeas to 59 nays, Roll No. 235. Pursuant to the rule, H. Res. 391 was laid on the table.

Page 17736

Committees to Sit: Committee on the Judiciary received permission to sit on Wednesday, July 18 and Thursday, July 19, during proceedings of the House under the 5-minute rule; and

Page 17819

Subcommittee on Administrative Law and Government Relations of the Committee on the Judiciary received permission to sit on Friday, July 20, during proceedings of the House under the 5-minute rule.

Page 17820

Law Enforcement Training Week: House passed H.J. Res. 554, designating January 6, 1991 through January 12, 1991 as "National Law Enforcement Training Week".

Page 17820

Agricultural Research Week: House passed H.J. Res. 548, designating the week of August 19 through 25, 1990, as "National Agricultural Research Week".

Page 17820

Senior Citizens Day: House passed H.J. Res. 591, designating the third Sunday in August of 1990 as "National Senior Citizens Day".

Page 17821

Drug Abuse Resistance Education Day: House passed and cleared for the President S.J. Res. 281, to designate September 13, 1990, as "National D.A.R.E. Day".

Page 17821

Lyme Disease Awareness Week: House passed and cleared for the President S.J. Res. 276 designating the week beginning July 22, 1990, as "Lyme Disease Awareness Week".

Page 17822

Quorum Calls—Votes: Two yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 17736, 17745, 17808, 17818, and 17819. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 8:40 p.m.

Committee Meetings

FARM ANIMAL AND RESEARCH FACILITIES PROTECTION ACT

Committee on Agriculture: Subcommittee on Department Operations, Research and Foreign Agriculture began markup of H.R. 3270, Farm Animal and Research Facilities Protection Act of 1989.

Prior to this action, the Subcommittee held a hearing on this measure. Testimony was heard from public witnesses.

GATT NEGOTIATIONS-FINANCIAL SERVICES AGREEMENT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance, International Competitiveness Task Force held a hearing on GATT negotiations and the financial services agreement. Testimony was heard from Bruce Wilson, Assistant U.S. Trade Representative, Services, Office of the U.S. Trade Representative; William E. Barreda, Deputy Assistant Secretary, Department of the Treasury; and Linda Powers, Deputy Assistant Secretary, Department of Commerce.

JOB TRAINING PARTNERSHIP ACT AMENDMENTS

Committee on Education and Labor: Subcommittee on Employment Opportunities began markup of H.R. 2030, Job Training Partnership Act Amendments of 1989.

Will continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported the following bills: H.R. 4808, Solar, Wind, and Geothermal Power Production Incentives Act of 1990; H.R. 4638, amended, Orphan Drug Amendments of 1990.

SAFE MEDICAL DEVICES

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 3095, Safe Medical Devices Act. Testimony was heard from the following officials of the Department of Health and Human Services: Richard P. Kusserow, Inspector General; and James S. Benson, Acting Commissioner, FDA; and public witnesses.

SYRIA, JORDAN AND IRAQ IN THE 1990'S

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Syria, Jordan, and Iraq in the 1990's. Testimony was heard from public witnesses.

U.S. POLICY TOWARD GUATEMALA

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs held a hearing on Options for U.S. Policy Toward Guatemala (Part I). Testimony was heard from public witnesses.

BUREAU OF PRISONS-HALFWAY HOUSE CONTRACTS

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture held a hearing on the Bureau of Prisons Halfway House Contracts. Testimony was heard from Michael Quinlan, Director, Bureau of Prisons, Department of Justice; Gene Wesley, Chief, Probation Office, U.S. District Court, District of Columbia; and James Fox, Supervising U.S. Probation and Parole Officer, Eastern District, State of New York.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Held a hearing on the following: H.R. 1381, Native American Burial Site Preservation Act of 1989; H.R. 1646, Native American Grave and Burial Protection Act; and H.R. 5237, Native American Grave Protection and Repatriation Act. Testimony was heard from Senator Akaka; Representative Bennett; and public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held an oversight hearing on issues relating to the management of Federal coal resources. Testimony was heard from the following officials of the Department of the Interior: Cy Jamison, Director, Bureau of Land Management; and Barry A. Williamson, Director, Minerals Management Service; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 4811, to expand the boundaries of the San Antonio Missions National Historical Park; H.R. 4912, to authorize the Secretary of the Interior to revise the boundary of the Minute Man National Historical Park in the State of Massachusetts; and S. 1756, to provide for the preservation and interpretation of sites associated with Acadian culture in the State of Maine. Testimony was heard from Senators Mitchell and Cohen; Representatives Atkins, Snowe, Bustamante and Brennan; James M. Ridenour, Director, National Park Service, Department of the Interior; John L. Martin, Speaker, House of Representatives, State of Maine; and public witnesses.

COMPREHENSIVE CRIME CONTROL ACT

Committee on the Judiciary: Began markup of H.R. 5269, Comprehensive Crime Control Act of 1990.

Will continue tomorrow.

WATER POLLUTION CONTROL ACT AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment and the Subcommittee on Oceanography and Great Lakes held a joint hearing on H.R. 4875, to amend the Federal Water Pollution Control Act to make the lower St. Johns River, Florida, eligible for priority consideration under the national estuary program. Testimony was heard from Representatives Bennett and James; Robert H. Wayland, III, Deputy Assistant Administrator, Office of Water, EPA; and public witnesses.

FEDERAL EMPLOYEES PAY COMPARABILITY ACT

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits approved for full Committee action amended H.R. 3979, Federal Employee Pay Comparability Act of 1990.

CIVIL TILTROTOR APPLICATIONS RESEARCH

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on Civil Tiltrotor Applications Research. Testimony was heard from Representatives Geren and Weldon; Joseph Del Balzo, Executive Director, System Development, FAA, Department of Transportation; Robert Rosen, Deputy Associate Administrator, Office of Aeronautics, Exploration, and Technology, NASA; and public witnesses.

BUDGET RECONCILIATION

Committee on Ways and Means: Subcommittee on Health continued markup of a fiscal year 1991 budget reconciliation package.

Joint Meeting

INDIAN WATER RIGHTS

Joint Hearing: Senate Select Committee on Indian Affairs concluded joint hearings with the House Committee on Interior and Insular Affairs on H.R. 5063, to provide for the settlement of the water rights claims of the Fort McDowell Indian Community in Arizona, after receiving testimony from Representative Kyl; Timothy W. Glidden, Counselor to the Secretary of the Interior; Chris Kenney, Assistant to the Assistant Secretary of the Interior for Indian Affairs; Mayor Peggy Rubach, Mesa, Arizona, on behalf of the Arizona Municipal Water Users' Association; Mayor Jimmie B. Kerr, Casa Grande, Arizona; Mayor Robert C. Morgan, Carlton Camp, Yavapai County Board of Supervisors, and Robert G. Ogo, Yavapai-Prescott Tribe, all of Prescott, Arizona; Arizona State Senator Jim Hartdegen, Arizona State Representative Herb Guenther, Norman Pretzer, Central Arizona Irrigation and Drainage District, George Britton, City of Phoenix, N.W. Plummer, Arizona Department of Water Resources, Richard H. Silverman, Salt River Project, Tom Clark, Central Arizona Water Conservation District, and Brad Huza, Arizona Environmental Services, all of Phoenix; Gilbert Jones and Arlinda Locklear, both of the Fort McDowell Mohave-Apache Community, Fort McDowell, Arizona; Michael Leonard, Roosevelt Water Conservation District, Gila, Arizona; Ron Ramsey, on behalf of the Camp Verde Water Company, and David Kwail, Camp Verde Yavapai-Apache Indian Community, both of Camp Verde, Arizona; Dean Weatherly, Pinal County Board of Supervisors, Pinal County, Arizona; Deuce Minor, La Paz County Board of Supervisors, La Paz County, Arizona; and Joe Sparks, Scottsdale, Arizona.

Wednesday, July 18, 1990

Senate

Chamber Action

Routine Proceedings, pages 17965–18113

Measures Introduced: Ten bills and one resolution were introduced as follows: S. 2865–2874, and S. Con. Res. 140.

Page 18056

Measures Reported: Reports were made as follows:

S. 2753, to reauthorize the Developmental Disabilities Assistance and Bill of Rights Act, with an amendment in the nature of a substitute. (S. Rept. No. 101–376)

Page 18056

Measures Passed:

Civil Rights Act of 1990: By 65 yeas to 34 nays (Vote No. 161), Senate passed S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment, taking action on amendments proposed thereto, as follows:

Pages 17977, 18022

Adopted:

(1) By 65 yeas to 34 nays (Vote No. 160), Kennedy Amendment No. 2275 (to Amendment No. 2110), in the nature of a substitute.

Pages 18026, 18039

(2) Kennedy/Jeffords Amendment No. 2110, in the nature of a substitute.

Pages 17976, 18040

During consideration of the measure today, by unanimous consent, the following amendments were withdrawn:

(1) Dole (for Kassebaum/Murkowski) Amendment No. 2131 (to Amendment No. 2110), to strengthen civil rights laws that ban discrimination in employment.

Pages 17977, 18023, 18037

(2) Dole (for Hatch) Amendment No. 2175 (to Amendment No. 2131), to define the term "required by business necessity" as meaning a manifest relationship to the employment in question or demonstrable relationship to successful performance of the job.

Pages 17977, 18022

Securities Law Enforcement Remedies Act: Senate passed S. 647, to amend the Federal securities laws in order to provide additional enforcement remedies for violations of those laws, after agreeing to a committee amendment in the nature of a substitute.

Page 18092

Ponca Tribe of Nebraska/Federal Recognition: Senate passed S. 1747, to provide for the restoration of Federal recognition to the Ponca Tribe of Nebraska, after agreeing to committee amendments.

Page 18100

Environmental Education and Training: Senate passed S. 1076, to increase public understanding of the natural environment and to advance and develop environmental education and training, after agreeing to committee amendments, and agreeing to the following amendment proposed thereto:

Page 18102

Cranston (for Burdick) Amendment No. 2302, of a technical nature.

Page 18106

Cedar Bluff Unit Reformulation: Senate passed S. 2874, to authorize the reformulation of the Cedar Bluff Unit of the Pick-Sloan Missouri Basin Program, Kansas, to provide for the amendment of water service and repayment contracts.

Page 18111

Cloture Vote Vitiated: By unanimous consent, a cloture vote scheduled on S. 2830, the Farm Bill, was vitiated.

Page 18091

Farm Bill—Agreement: A unanimous-consent agreement was reached providing for consideration of S. 2830, the Farm Bill, on Thursday, July 19, 1990, at 11 a.m.

Page 18113

Presidential Messages: Senate received the following messages from the President of the United States:

Transmitting the 21st Annual Report of the National Corporation for Housing Partnerships and the National Housing Partnership, which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–133)

Page 18055

Nominations Confirmed: Senate confirmed the following nominations: William Pelham Barr, of Virginia, to be Deputy Attorney General.

Page 18116

Nominations Received: Senate received the following nominations: Thomas G. Nelson, of Idaho, to be United States Circuit Judge for the Ninth Circuit.

A routine list in the Navy.

Page 18113

Messages From the President: **Page 18055**

Messages From the House: **Page 18055**

Measures Referred: **Page 18056**

Executive Reports of Committees: **Page 18056**

Statements on Introduced Bills: **Page 18056**

Additional Cosponsors: **Page 18070**

Amendments Submitted: **Page 18073**

Notices of Hearings: **Page 18074**

Authority for Committees: **Page 18075**

Additional Statements: **Page 18076**

Record Votes: Two record votes were taken today. (Total—161)

Pages 18039, 18051

Recess: Senate convened at 9 a.m., and recessed at 10:42 p.m., until 10 a.m., on Thursday, July 19, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 18113.)

Committee Meetings

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Subcommittee on Energy and Water Development approved for full committee consideration, with amendments, H.R. 5019, making appropriations for fiscal year 1991 for energy and water development.

NASA HUBBLE TELESCOPE

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies concluded hearings to examine recent problems associated with the Hubble Space Telescope and space shuttle, after receiving testimony from Adm. Richard Truly, Administrator, and James Beggs, former Administrator, both of the National Aeronautics and Space Administration.

MONETARY POLICY

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on the Federal Reserve's Second Monetary Policy Report for 1990, focusing on current and prospective economic conditions and the Federal Reserve's objectives for money and credit growth over the period ahead, receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System.

BUDGET REFORM

Committee on the Budget: Committee ordered favorably reported an original bill to remove Social Security from the calculation of the budget deficit for purposes of Gramm-Rudman-Hollings.

AIRLINE COMPETITION EQUITY

Committee on Commerce, Science, and Transportation: Subcommittee on Aviation held hearings on S. 2851, to alter the Federal rules applicable to commercial air carriers at the four high density traffic airports (Chicago O'Hare, Kennedy, LaGuardia, and Washington National) to allow for additional landing slots in an effort to increase competition and ease access at these airports, receiving testimony from Jeffrey Shane, Assistant Secretary of Transportation for Policy and International Affairs; Morris Sloane, Port Authority of New York and New Jersey, New York, New York; Robert Aaronson, Air Transport Association of America, and Richard Mathias, Pan American World Airways, both of Washington, D.C.; Timothy Hoeksema, MidWest Express Airlines, Milwaukee, Wisconsin; and Richard Cozzi, Trump Shuttle, Jackson Heights, New York.

Hearings were recessed subject to call.

VISITOR FACILITATION AT U.S. POINTS OF ENTRY

Committee on Commerce, Science, and Transportation: Subcommittee on Foreign Commerce and Tourism concluded hearings to examine the efficiency with which foreign visitors to the United States are processed through U.S. airports, after receiving testimony from Senator Akaka; Allen Mendelowitz, Director, National Security and International Affairs, Government Accounting Office; Alice Herman, Port Authority of New York-New Jersey, New York, New York; Stanley K. Hong, State of Hawaii Convention and Visitors Bureau, Honolulu; and Rick Norton, Air Transport Association, James Gordon, Airport Operators Council International, Ned Book, Tourism Industry Association, and Mark Dunkerley, British Airways, all of Washington, D.C.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

H.R. 2809, to provide for the transfer of certain lands to the State of California, with an amendment in the nature of a substitute;

S. 1805, to authorize the Secretary of the Interior to reinstate an oil and gas lease, located in California and issued pursuant to section 14 of the Mineral Leasing Act, with an amendment in the nature of a substitute;

S. 2841, to authorize funds for renovation of the Guam Memorial Hospital, with an amendment;

S. 2669, to increase the authorization ceilings for land acquisition and development in certain units of the National Park System, with an amendment; and

H.R. 4501, to provide for the acquisition of the William Johnson House and its addition to the Natchez National Historical Park in Mississippi.

SOLID WASTE TRANSPORT

Committee on Environment and Public Works: Subcommittee on Environmental Protection held hearings to examine environmental issues relating to the interstate transport of solid waste, receiving testimony from Senators Bradley, McConnell, Breaux, and Coats; New Jersey Governor James J. Florio, Trenton; Utah Governor Norman H. Bangerter, Salt Lake City; Thomas C. Jorling, New York State Department of Environmental Protection, Albany; Lorie Parker, Seattle Solid Waste Utility, Seattle, Washington; and Allen Moore, National Solid Waste Management Association, and Velma Smith, Friends of the Earth, both of Washington, D.C.

Hearings were recessed subject to call.

EUROPEAN ARMS CONTROL

Committee on Foreign Relations: Subcommittee on European Affairs held hearings to review European arms control issues after the NATO Summit, receiving testimony from Reginald Bartholomew, Under Secretary of State for Coordinating Security Assistance Programs.

Hearings were recessed subject to call.

EUROPEAN BANK FOR RECONSTRUCTION AND DEVELOPMENT

Committee on Foreign Relations: Subcommittee on International Economic Policy, Trade, Oceans and Environment concluded hearings to review multilateral aspects of the SEED II (Support for Eastern European Democracy) proposal, establishing the European Bank for Reconstruction and Development, after receiving testimony from David C. Mulford, Under Secretary of the Treasury for International Affairs.

INTERNATIONAL DEVELOPMENT ASSOCIATION

Committee on Foreign Relations: Subcommittee on International Economic Policy, Trade, Oceans and Environment concluded hearings to examine United States participation in the ninth replenishment of the International Development Association, an affiliate of the World Bank, after receiving testimony from David C. Mulford, Under Secretary of the Treasury for International Affairs; and Nancy Alexander, Friends Committee on National Legislation, Lori Udall, Environmental Defense Fund, and Holly Burkhalter, Human Rights Watch, all of Washington, D.C.

INSPECTOR GENERAL OFFICES

Committee on Governmental Affairs: Committee resumed oversight hearings to examine issues with respect to the authority and role of the Inspectors General to conduct regulatory investigations, focusing on law enforcement powers of Inspectors General in criminal investigations, receiving testimony from John C. Keeney, Deputy Assistant Attorney General, Criminal Division, and John O. McGinnis, Deputy Assistant Attorney General, Office of Legal Counsel, both of the Department of Justice; Susan J. Crawford, Inspector General, Department of Defense; Bill D. Colvin, Inspector General, National Aeronautics and Space Administration; and Herbert L. Beckington, Inspector General, U. S. Agency for International Development.

Hearings were recessed subject to call.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Jimmy Gurule, of Utah, to be an Assistant Attorney General, and Steven D. Dillingham, of South Carolina, to be Director of the Bureau of Justice Statistics, Department of Justice, after the nominees testified and answered questions in their own behalf. Mr. Gurule was introduced by Senators Hatch and Coats, and Mr. Dillingham was introduced by Senators Thurmond and Warner.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 2114, to promote excellence in American mathematics, science, and engineering education, with an amendment in the nature of a substitute;

H.R. 996, to establish the Congressional Scholarships for Science, Mathematics, and Engineering;

S. 2863, to authorize funds for the Stewart B. McKinney Homeless Assistance Program, with an amendment in the nature of a substitute;

S. Con. Res. 99, expressing the sense of the Congress concerning the 25th anniversary of the Older Americans Act of 1965;

S. Con. Res. 127, to express the sense of the Congress that Greyhound Lines, Inc., and the Amalgamated Transit Union should pursue meaningful negotiations under the auspices of the Federal Mediation and Conciliation Service and the Secretary of Labor to resolve their dispute and restore vital transportation services to American communities;

S. Con. Res. 132, expressing the sense of the Congress that August 30, 1990, be observed as "1890 Land-Grant Institutions Centennial Recognition Day"; and

The nominations of Rosalie G. Silberman, of the District of Columbia, to be a Member of the Equal Employment Opportunity Commission, and James M. Stephens, of Virginia, to be a Member of the National Labor Relations Board.

FEDERAL PRISON INDUSTRIES

Committee on Small Business: Subcommittee on Government Contracting and Paperwork Reduction held hearings to examine the current status of Federal Prison Industries, a government-owned corporation, and its competition with small businesses, receiving testimony from Donald Heeringa, Trendway Corporation, Holland, Michigan, on behalf of the Business and Institutional Furniture Manufacturers Association; Eric R. Weidman, Belleville Shoe Manufacturing Company, Inc., Belleville, Illinois, on behalf of the Footwear Procurement Coalition; Albert C. Cohen, Creighton, Inc., Reidsville, North Carolina, on behalf of the American Apparel Manufacturers Association; Thomas W. Raftery, Thomas W. Raftery, Inc., Hartford, Connecticut; Steven C. Lachniet, Precision Technical Products, Inc., Grand Rapids, Michigan; and John R. Young, Oles Envelope Corporation, Baltimore, Maryland, on behalf of the Envelope Manufacturers Association of America.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 5295–5308; 2 private bills, H.R. 5309–5310; and 1 resolution, H. Res. 438 were introduced.

Page 17962

Reports Filed: Reports were filed as follows:

H.R. 3950, entitled, the "Food and Agricultural Resources Act of 1990", amended (H. Rept. 101–569, Part IV);

H.R. 3664, entitled, the "Omnibus Agricultural Commodity Promotion and Research Act of 1989, amended (H. Rept. 101–568, Part II); and

H.R. 3950, entitled, the "Food and Agricultural Resources Act of 1990", amended (H. Rept. 101–569, Part V).

Page 17962

Agriculture Appropriations: By a recorded vote of 335 ayes to 86 noes, Roll No. 243, the House passed H.R. 5268, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1991.

Pages 17863, 17889

Rejected:

The Frenzel amendment that sought to reduce the discretionary spending in the bill to fiscal year 1990 levels, by providing a 7.7 percent across-the-board cut (rejected by a recorded vote of 115 ayes to 305 noes, Roll No. 239);

Page 17898

The Penny amendment to the aforesaid Frenzel amendment that sought to reduce the discretionary spending in the bill by 9.5 percent except that such reduction would not apply with respect to funding for the supplemental food program for women, infants, and children (WIC) program;

Page 17898

The Dannemeyer amendment that sought to reduce the discretionary spending in the bill by 5 percent (rejected by a recorded vote of 115 ayes to 300 noes, Roll No. 240);

Page 17906

The Penny amendment that sought to reduce the discretionary spending in the bill by 2 percent, except that such reduction would not apply with respect to the WIC program (rejected by a recorded vote of 202 ayes to 216 noes, Roll No. 241); and

Page 17908

The Walker amendment that sought to reduce the discretionary spending in the bill by 0.0000000002 percent

(rejected by a recorded vote of 175 ayes to 214 noes, with 23 voting "present", Roll No. 242).

Page 17909

Late Reports: Committee on Ways and Means received permission to have until midnight tonight to file reports on H.R. 3950, entitled, the "Food and Agricultural Resources Act of 1990"; and H.R. 3664, entitled, the "Omnibus Agricultural Commodity Promotion and Research Act of 1989".

Page 17920

Balanced Budget Act: By a recorded vote of 282 ayes to 144 noes, Roll No. 246, the House passed H.R. 5258, to require that the President transmit to Congress, that the congressional Budget Committees report, and that the Congress consider a balanced budget for each fiscal year.

Pages 17913, 17920

Rejected the Horton motion to recommit the bill to the Committee on Government Operations with instructions that the Committee hold hearings on the implications of the bill (rejected by a yea-and-nay vote of 181 yeas to 244 nays, Roll No. 245).

Page 17931

A point of order was sustained against the Gradison motion to recommit the bill to the Committee on Government Operations with instructions to report it back forthwith containing an amendment in the nature of a substitute making all congressional budget resolutions "joint" resolutions, instead of "concurrent" resolutions.

Page 17930

H. Res. 433, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 251 yeas to 173 nays, Roll No. 244.

Page 17913

Subcommittee to Sit: Subcommittee on Economic Stability of the Committee on Banking, Finance and Urban Affairs received permission to sit on Thursday, July 19, during proceedings of the House under the 5-minute rule.

Page 17933

Presidential Message—National Housing Partnership: Read a message from the President wherein he transmits the 21st annual report of the National Corporation for Housing Partnerships and the National Housing Partnership for the fiscal year ending February 28, 1990—referred to the Committee on Banking, Finance and Urban Affairs.

Page 17934

Quorum Calls—Votes: Two yea-and-nay votes and six recorded votes developed during the proceedings of the House today and appear on pages 17905, 17907, 17908, 17912, 17913, 17920, 17932, and 17933. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 8:12 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Ordered reported the following bills: S. 2205, Maine Wilderness Act of 1990; H.R. 2419, amended, to authorize the Secretary of Agriculture to exchange certain property in the Chattahoochee National Forest for the construction of facilities in the national forest; H.R. 1576, amended, to modify the boundary of the Cranberry Wilderness located in the Monongahela National Forest, WV; S. 319, amended, to effect an exchange of lands between the U.S. Forest Service and the Salt Lake City Corp., within the State of Utah; H.R. 4567, amended, to authorize an exchange of lands in South Dakota and Colorado; H.R. 1608, amended Comprehensive National Nutrition Monitoring System Act; and H.R. 3508, amended, Federal Inspection for Seafood Healthfulness Act of 1989.

MISCELLANEOUS MEASURES

Committee on Agriculture: Subcommittee on Forests, Family Farms, and Energy approved for full Committee action amended the following bills: H.R. 4567, to authorize an exchange of lands in South Dakota and Colorado; and H.R. 5292, to prohibit the Secretary of Agriculture from implementing the proposed below cost timber sale pilot test included in the fiscal year 1991 budget submitted by the President.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Subcommittee on Labor Standards approved for full Committee action the following measures: H. Res. 436, to make the rights and protections of the compensatory time provisions of the Fair Labor Standards Act of 1938 applicable to employees of the House of Representatives who are covered by the rights and protections of that act; and H.R. 3283, to extend coverage of certain Federal labor laws to foreign flagships.

INTERNATIONAL TRADE AND U.S. COMPETITIVENESS

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection, and Competitiveness held a hearing on international trade and U.S. competitiveness. Testimony was heard from Robert A. Mosbacher, Secretary of Commerce.

FOOD, DRUG AND COSMETIC ACT ENFORCEMENT

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the enforcement of the Food, Drug and Cosmetic Act and related topics. Testimony was heard from Dr. Louis W. Sullivan, Secretary of Health and Human Services.

INVESTMENT ADVISERS DISCLOSURE AND ENFORCEMENT ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on H.R. 4441, Investment Advisers Disclosure and Enforcement Act of 1990. Testimony was heard from Mary L. Schapiro, Commissioner, SEC; Elaine McReynolds, Commissioner, Department of Commerce and Industry, State of Tennessee; and public witnesses.

HEALTH WARNINGS—ALCOHOLIC BEVERAGE ADVERTISEMENTS

Committee on Energy and Commerce: Subcommittee on Transportation and Hazardous Materials held a hearing on H.R. 4493, to require health warnings to be included in alcoholic beverage advertisements. Testimony was heard from Representatives Kennedy and Conyers; Janet D. Steiger, Chairman, FTC; and public witnesses.

NATURAL RESOURCES AND ENVIRONMENT—SOUTH PACIFIC REGION; HUMAN RIGHTS—SOUTH ASIA

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Subcommittee on Asian and Pacific Affairs approved for full Committee action amended H. Res. 398, urging United States ratification of the Convention for the Protection of the Natural Resources and Environment of the South Pacific Region.

The Subcommittees also held a joint hearing on human rights in South Asia. Testimony was heard from Representatives Herger, Burton of Indiana and Faleomavaega; and the following officials of the Department of State: Teresita C. Schaffer, Deputy Assistant Secretary, Near Eastern and South Asian Affairs Bureau; and Joshua R. Gilder, Deputy Assistant Secretary, Bureau of Human Rights and Humanitarian Affairs.

ENTERPRISE FOR THE AMERICAS INITIATIVE

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs, the Subcommittee on Human Rights and International Organizations, and the Subcommittee on International Economic Policy and Trade held a joint hearing on The Enterprise for the Americas Initiative. Testimony was heard from David C. Mulford, Under Secretary, International Affairs, Department of the Treasury.

BUREAU OF PRISONS HALFWAY HOUSE CONTRACTS

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture concluded hearings on the Bureau of Prisons Halfway House Contracts. Testimony was heard from public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Procurement and Printing met to consider pending business.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 4498, amended, to amend the Colorado River Storage Project Act, to direct the Secretary of the Interior to establish and implement emergency interim operational criteria at Glen Canyon Dam; H.R 3618, amended, to authorize the lease of lands on the Mille Lacs Indian Reservation for a term not to exceed 99 years; H.R. 3703, to authorize the Rumsey Indian Rancheria to convey a certain parcel of land; and H.R. 4143, amended, Zuni Claims Settlement Act of 1990.

COMPREHENSIVE CRIME CONTROL ACT

Committee on the Judiciary: Continued markup of H.R. 5269, Comprehensive Crime Control Act of 1990.

Will continue tomorrow.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on the Administration's plan for implementing the requirements of the Endangered Species Act with respect to the northern spotted owl. Testimony was heard from the following officials of the Forest Service, USDA: Jack Ward Thomas, Forestry and Range Sciences Laboratory; and Dale Robertson, Chief; the following officials of the Department of the Interior: Ralph Morgenweck, Assistant Director, Fish and Wildlife Enhancement, U.S. Fish and Wildlife Service; and Cy Jamison, Director, Bureau of Land Management; and public witnesses.

NON-VESSEL-OPERATING COMMON CARRIERS BONDING

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 5206, to provide for bonding of non-vessel-operating common carriers (NVOCC's). Testimony was heard from James J. Carey, Acting Chairman, Federal Maritime Commission; and public witnesses.

FEDERAL EMPLOYEES PAY COMPARABILITY ACT

Committee on Post Office and Civil Service: Ordered reported amended H.R. 3979, Federal Employees Pay Comparability Act of 1990.

REFORM HEALTH BENEFITS PROGRAMS FOR FEDERAL EMPLOYEES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits continued hearings on H.R. 4958, to reform the program under which health benefits are provided to Federal employees. Testimony was heard from public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Ordered reported the following: H.R 3950, amended, Food and Agricultural Resources Act of 1990; H.R. 3664, amended, Omnibus Agriculture Commodity Promotion and Research Act of 1989; Internal Revenue Code proposals contained in the Administration's crime bill; H.R. 1154, amended, Assault Weapons Import Control Act; and H.R. 4939, amended, relating to most-favored-nation status of the People's Republic of China.

Joint Meeting

HUMAN RIGHTS

Commission on Security and Cooperation in Europe (Helsinki Commission): Commission concluded hearings to examine results and implications of the Copenhagen Meeting on the Human Dimension held in June, 1990, designed to establish guidelines for democratic institutions in which civil and political rights can be safeguarded, after receiving testimony from Max Kampelman, Fried, Frank, Harris, Shriver and Jacobson, and Thomas Buergenthal, George Washington University Law School, both of Washington, D.C., and Hurst Hannum, Fletcher School of Law and Diplomacy, Medford, Massachusetts, all on behalf of the U.S. delegation to the Copenhagen Meeting.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, July 19, 1990

Senate

Chamber Action

Routine Proceedings, pages 18145–18248

Measures Introduced: Seven bills and one resolution were introduced as follows: S. 2875–2881, and S.J. Res. 352.

Page 18210

Measures Reported: Reports were made as follows:

S. 1976, to provide for continued United States leadership in high-performance computing, with an amendment in the nature of a substitute. (S. Rept. No. 101–377)

H.R. 5019, making appropriations for energy and water development for the fiscal year ending September 30, 1991, with amendments. (S. Rept. No. 101–378)

S. 2100, to increase the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans; to amend title 38, United States Code, to improve veterans' compensation, healthcare, insurance, and housing programs, and to provide for transitional group residences for veterans recovering from substance-abuse disabilities; with an amendment in the nature of a substitute. (S. Rept. No. 101–379)

S. 2283, to amend the Public Health Service Act to establish a program of grants for the prevention and control of breast and cervical cancer, with an amendment in the nature of a substitute. (S. Rept. No. 101–380)

S. 1880, to amend title VI of the Communications Act of 1934 to ensure carriage on cable television of local news and other programming and to restore the right of local regulatory authorities to regulate cable television rates, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 101–381)

Page 18208

Measures Passed:

FCC Authorizations: Committee on Commerce, Science, and Transportation was discharged from further consideration of H.R. 3265, to amend the Communications Act of 1934 to provide authorizations of appropriations for the Federal Communications Commission, and the bill was then passed, after striking all after the enacting clause and substituting in lieu thereof the text of S. 1022, Senate companion measure, after taking action on the following amendment proposed thereto:

Page 18235

Cranston (for Inouye) Amendment No. 2312, in the nature of a substitute.

Page 18236

Subsequently, S. 1022, Senate companion measure, was indefinitely postponed.

Page 18239

Children's Television Act: Senate passed S. 1992, to require the Federal Communications Commission to ensure that broadcasters provide children's television programming that meets the educational and informational needs of the child audience, after agreeing to the following amendment proposed thereto:

Page 18239

Cranston (for Wirth) Amendment No. 2313, in the nature of a substitute.

Page 18243

National American Indian Heritage Month: Committee on the Judiciary was discharged from further consideration of H.J. Res. 577, to authorize and request the President to proclaim the month of November 1990, as thereafter as "Native American Indian Heritage Month", and the resolution was then passed.

Page 18248

National Senior Citizens Day: Committee on the Judiciary was discharged from further consideration of H.J. Res. 591, designating the third Sunday of August of 1990 as "National Senior Citizens Day", and the resolution was then passed.

Page 18248

Farm Bill: Senate began consideration on S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices, taking action on amendments proposed thereto, as follows:

Page 14147

Adopted:

(1) Leahy Amendment No. 2303, to provide savings by changing the timing on the advance compensation provision, returning Market Assistance Program spending to the current $200 million spending level, to provide for a perennial cost share to producers, to make ineligible certain crops for the Target Option Program, to make budget neutral the farmer owned reserve storage payments, to eliminate the Minor Oilseed Plantings on 50/90 acreage, and to establish user fees to fund a portion of the Animal and Plant Health Inspection Service (APHIS).

Page 18153

(2) Leahy/Lugar Amendment No. 2304, to improve fairness through reforms in limitations on payments to individuals and to restrict individuals from circumventing payment limits.

Page 18164

(3) Pressler Amendment No. 2307, to require a report concerning an international agricultural conservation service.

Page 18193

(4) Murkowski Amendment No. 2309, to authorize the Secretary of Agriculture to arrange for additional inspection services in connection with certain ports of entry.

Page 18194

(5) Domenici Amendment No. 2310, to conform the check-off approval provisions relating to wool to other livestock check-off program approval provisions.

Page 18196

(6) Grassley Amendment No. 2311, to prohibit the organically produced certification from being granted to a handling operation that uses storage containers or bins that contain fungicides, preservatives, or fumigants.

Page 18197

Rejected:

(1) Reid Amendment No. 2305, expressing the sense of the Senate regarding Federal nutrition programs. (By 66 yeas to 30 nays) (Vote No. 162), Senate tabled the amendment.)

Page 18165

(2) Reid Amendment No. 2306 (to Amendment No. 2305), relating to the eligibility for and distribution of agricultural payments. (The amendment fell when Amendment No. 2305, listed above, was tabled.)

Page 18166

A unanimous-consent agreement was reached providing for certain amendments to be proposed, on Friday, July 20.

Page 18248

Senate will continue consideration of the bill and amendments to be proposed thereto, on Friday, July 20.

Taft Institute Authorizations: Senate disagreed to the amendments of the House to S. 1939, to extend the authorization of appropriations for the Taft Institute, agreed to the request for a conference thereon, and appointed as conferees Senators Kennedy, Pell, Dodd, Hatch, and Kassebaum.

Page 18235

NASA/International Space Year: Senate concurred in the amendments of the House to S.J. Res. 75, relating to NASA and the International Space Year.

Page 18248

Executive Report of a Committee: The Senate received the following executive report of a committee:

Treaty Doc. 100–20, Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, and a resolution of advice and consent to ratification thereto with three reservations, four understandings and two declarations.

Page 18209

Nominations Received: Senate received the following nominations:

Steven B. Kelmar, of Pennsylvania, to be an Assistant Secretary of Health and Human Services.

Joseph Francis Glennon, of Florida, to be a Member of the Advisory Board for Cuba Broadcasting for a term expiring October 27, 1991.

Kimberly A. Madigan, of Illinois, to be a Member of the National Mediation Board for the term expiring July 1, 1993.

1 Navy nomination in the rank of admiral.

Page 18248

Messages From the House: Page 18202

Measures Referred: Page 18202

Measures Placed on Calendar: Page 18202

Communications: Page 18202

Petitions: Page 18203

Executive Reports of Committees: Page 18208

Statements on Introduced Bills: Page 18210

Additional Cosponsors: Page 18212

Amendments Submitted: Page 18214

Notices of Hearings: Page 18225

Authority for Committees: Page 18225

Additional Statements: Page 18226

Record Votes: One record vote was taken today. (Total—162)

Page 18193

Recess: Senate convened at 10 a.m., and recessed at 7:45 p.m., until 8:45 a.m., on Friday, July 20, 1990. (For Sen-

ate's program, see the remarks of the Acting Majority Leader in today's Record on page 18248.)

Committee Meetings

APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

Committee on Appropriations: Committee ordered favorably reported, with amendments, H.R. 5019, making appropriations for fiscal year 1991 for energy and water development programs.

V–22

Committee on Appropriations: Subcommittee on Defense concluded hearings to review the current status of the V–22 Tiltrotor aircraft, after receiving testimony from David Chu, Assistant Secretary of Defense for Planning, Analysis, and Evaluation; and L. Dean Simmons, Institute for Defense Analysis, Alexandria, Virginia.

FINANCIAL SERVICES INDUSTRY

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on proposed legislation to reform and modernize the legal and regulatory structure of the financial services industry to increase competitiveness of U.S. institutions, receiving testimony from Richard C. Breeden, Chairman, Securities and Exchange Commission.

Hearings continue Wednesday, July 25.

FEDERAL DEPOSIT INSURANCE ACT

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on S. 2827, to improve the administration of the Federal Deposit Insurance Corporation and to provide the agency with additional means for preventing fraud and abuse in thrift institutions, and to examine lenders' potential liability under various existing Federal and State environmental laws, receiving testimony from Representative LaFalce; Steven A. Seelig, Director, Division of Liquidation, and Robert F. Miailovich, Assistance Director, Office of Policy, Division of Supervision, both of the Federal Deposit Insurance Corporation; James M. Strock, Assistant Administrator, Office of Enforcement, Environmental Protection Agency; Charles M. Mitschow, Marine Midland Bank, Buffalo, New York, representing the American Bankers Association; and William J. Roberts, Environmental Defense Fund, Washington, D.C.

Hearings were recessed subject to call.

FOREIGN INVESTMENT INFORMATION

Committee on Commerce, Science, and Transportation: Committee held hearings to examine Federal collection of information on foreign investment in the United States, and S. 289, to provide for the registration of foreign interests in United States property, S. 856, to improve the quality of data on foreign investment in the United States, and S. 2516, to augment and improve the quality of international data compiled by the Bureau of Economic Analysis under the International Investment and Trade in Services Survey Act, receiving testimony from Senator Murkowski; Representative Sharp; Michael Darby, Under Secretary of Commerce for Economic Affairs; Bill Barreda, Deputy Assistant Secretary of the Treasury for Trade and Investment Policy, Allan Mendelowitz, Director, Trade, Energy and Finance Issues, General Accounting Office; and John Howard, United States Chamber of Commerce, Elliot Richardson, Association for International Investment, and Edward Graham, Institute of International Economics, all of Washington, D.C.

Hearings were recessed subject to call.

FTC ENFORCEMENT OF ANTITRUST LAWS

Committee on Commerce, Science, and Transportation: Consumer Subcommittee concluded hearings to examine the adequacy of current antitrust laws and their enforcement by the Federal Trade Commission in protecting United States businesses from anti-competitive practices by foreign-based companies, after receiving testimony from Senator Reid; Kevin J. Arquit, Director, Bureau of Competition, Federal Trade Commission; Lloyd Constantine, Office of the New York State Attorney General, New York; R. Terren Dunlap, Go-Video, Scottsdale, Arizona; T. Boone Pickens, Jr., Boone Co., Dallas, Texas; Julian C. Morris, Automotive Parts & Accessories Association, Lanham, Maryland; Stanley E. Huffman, S.E. Huffman Corporation, McLean, Virginia, on behalf of the National Machine Tool Builders Association; and Brian Turner, Industrial Union Department, AFL–CIO, Washington, D.C., on behalf of the Labor-Industry Coalition for International Trade.

NOMINATIONS

Committee on Energy and Natural Resources: Committee concluded hearings on the nominations of Calvin A. Kent, of Texas, to be Administrator of the Energy Information Administration, Paul L. Ziemer, of Indiana, to be an Assistant Secretary for Environment, Safety and Health, and David H. Leroy, of Idaho, to be Nuclear Waste Negotiator, all of the Department of Energy, after the nominees testified and answered questions in their own behalf.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

An original bill to authorize funds for U.S. participation in the European Bank for Reconstruction and Development, to authorize funds for fiscal years 1991 and 1992 for the Peace Corps, and to provide for further U.S. participation in the International Development Association (IDA). (As approved by the committee the bill incorporates provisions of S. 2755, S. 2436, and S. 2333.);

Convention Against Torture and Other Cruel, Inhuman, or Degrading Treatment or Punishment (Treaty Doc. 100–20), with three reservations, four understandings and two declarations; and

The nominations of Hugh K. Hill, of California, to be Ambassador to the People's Republic of Bulgaria, Roy M. Huffington, of Texas, to be Ambassador to the Republic of Austria, Philip S. Kaplan, of California, for the rank of Ambassador during his tenure of service as Deputy U.S. Representative to the Negotiations on Conventional Armed Forces in Europe (CFE), Thomas W. Simons, Jr., of the District of Columbia, to be Ambassador to the Republic of Poland, Aurelia Erskine Brazeal, of Georgia, to be Ambassador to the Federated States of Micronesia, and George F. Murphy, Jr., of Maryland, to be Inspector General, U.S. Information Agency.

HOMELESS ASSISTANCE

Committee on Governmental Affairs: Committee concluded hearings on proposed legislation authorizing funds for programs of the Stewart B. McKinney Homeless Assistance Act, after receiving testimony from John M. Ols, Jr., Director, Housing and Community Development Issues, Resources, Community and Economic Division, General Accounting Office; Patricia Carlile, Executive Director, Interagency Council on the Homeless, Department of Housing and Urban Development; Robert G. Chappell, Chairman, Emergency Food and Shelter Program National Board, State and Local Programs and Support, Federal Emergency Management Agency; Mark E. Talisman, Council of Jewish Federations, Walter C. French, Salvation Army, Wendy C. Adler, National Governors Association, and Maria Foscarinis, National Law Center on Homelessness and Poverty, all of Washington, D.C.; and Bill Faith, Ohio Coalition for the Homeless, Columbus.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Michael Boudin, to be United States District Judge for the District of Columbia, Carol Bagley Amon, to be United States District Judge for the Eastern District of New York, Charles W. Pickering, Sr., to be United States District Judge for the Southern District of Mississippi, and William M. Skretny, to be United States District Judge for the Western District of New York, after the nominees testified and answered questions in their own behalf. Ms. Amon was introduced by Senator D'Amato, Mr. Pickering was introduced by Senators Cochran and Lott and Representative Montgomery, and Mr. Skretny was introduced by Senator D'Amato and Representative LaFalce.

BUSINESS MEETING

Committee on the Judiciary: Subcommittee on Immigration and Refugee Affairs approved for full committee consideration the following bills:

S. 1629, to establish clearly a Federal right of action by aliens and United States citizens against persons engaging in torture or extrajudicial killings,

S. 953, to revise the Immigration and Nationality Act to revise the grounds for exclusion for admission into the United States,

S. 1263, to treat Hong Kong as a separate foreign state for purposes of applying the numerical limitations on immigration, and

H.R. 639, to revise the Immigration and Nationality Act to provide for special immigrant status for certain aliens who have served honorably in the U.S. Armed Forces for four years, with an amendment.

AMERICAN WORKFORCE

Committee on Labor and Human Resources: Committee concluded hearings to review a report of the Taskforce on Workforce and Workplace Readiness on how to meet the challenges facing a competitive labor market, after receiving testimony from John Lynch, Towers-Perrin, New York, New York; Joan Patterson and Nelson Brooks, both of UAW-Chrysler National Training Center, Detroit, Michigan; Clifford Ehrlich, Marriott Corporation, Bethesda, Maryland; Ira Magaziner, SJS, Inc., Providence, Rhode Island, on behalf of the Commission on the Skills of the American Workforce; and David L. Crawford, Econsult Corporation, Philadelphia, Pennsylvania, on behalf of the Commission on Workforce Quality and Labor Market Efficiency.

INDIAN HEALTH

Select Committee on Indian Affairs: Committee concluded hearings on S. 2645, to improve the health status of the urban Indian population and to enhance the quality and scope of health care services, disease prevention activities, and health promotion initiatives targeted at the urban American Indian population, after receiving testimony from Norine Smith, Indian Health Board of Minneapolis, Minnesota, on behalf of the American Indian Health Care Association; Carmelita Skeeter, Indian Health Care Resource Center of Tulsa, Inc., Tulsa, Oklahoma; Roberta Ferron, Seattle Indian Health Board, Seattle, Washington; Bert G. Steeves, Hunter Health Clinic, Inc., Wichita, Kansas, on behalf of the National Association of Community Health Centers; Gerald Hill, San Francisco Urban Indian Health Board, Oakland, California, on behalf of the Association of American Indian Physicians; David Baines, St. Maries, Idaho, on behalf of the American Academy of Family Practitioners, Kansas City, Missouri; and L. Michael Honoker, American Psychological Association, Washington, D.C.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again Tuesday, July 24.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 5311–5324; and 4 resolutions, H.J. Res. 624–627 were introduced.

Page 18379

Reports Filed: Reports were filed as follows:

H.R. 5311, making appropriations for the government of the District of Columbia for the fiscal year ending September 30, 1991 (H. Rept. 101–607);

H.R. 5313, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1991 (H. Rept. 101–608); and

H.R. 3533, to amend the Earthquake Hazards Reduction Act of 1977 to improve the Federal effort to reduce earthquake hazards, amended (H. Rept. 101–464, Part II).

Page 18379

Subcommittees to Sit: Subcommittee on Surface Transportation and Subcommittee on Economic Development of the Committee on Public Works and Transportation received permission to sit today during proceedings of the House today under the five-minute rule.

Page 18249

Select Committee on Narcotics Abuse and Control: The Speaker appointed Representative Payne of New Jersey as a majority member to the Select Committee on Narcotics Abuse and Control, to fill the existing vacancy.

Page 18249

Late Report: Committee on Appropriations received permission to have until midnight tonight to file a report on H.R. 5313, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1991.

Page 18252

Labor-HHS-Education Appropriations: By a recorded vote of 359 ayes to 58 noes, Roll No. 252, the House passed H.R. 5257, making appropriations for the Department of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1991.

Page 18252

Agreed to the Natcher en bloc amendment that increases appropriations for mental health, drug and alcohol abuse, school improvement and homeless assistance.

Page 18283

Rejected:

The Brown of Colorado amendment that sought to transfer $6.4 million from the school improvement programs to the student financial assistance programs;

Page 18289

The Walker amendment that sought to reduce funds appropriated for higher education by $65,000;

Page 18293

The Walker amendment that sought to reduce funds appropriated for education research, statistics, and improvement by $10 million;

Page 18294

The Walker amendment that sought to reduce funds appropriated for the physician payment review commission by $65,000 (rejected by a recorded vote of 115 ayes to 293 noes, Roll No. 247);

Page 18295

The Walker amendment that sought to reduce funds appropriated for operating expenses of the United States Institute of Peace by $450,000 (rejected by a recorded vote of 194 ayes to 220 noes, Roll No. 248);

Page 18297

The Frenzel amendment that sought to reduce discretionary spending by 15.2 percent to fiscal year 1990 spending levels (rejected by a recorded vote of 85 ayes to 333 noes, Roll No. 249);

Page 18302

The Penny amendment that sought to make a 2 percent across-the-board cut in all discretionary spending, except for spending on chapter 1 compensatory education, education for the handicapped, higher education student financial assistance, and library assistance programs (rejected by a recorded vote of 160 ayes to 253 noes, Roll No. 250); and

Page 18308

The Miller of California amendment that sought to reduce by $2 million funds appropriated for Labor Department salaries and expenses; to reduce by $2.8 million funds appropriated for HHS general departmental management; and to reduce by $2 million funds appropriated for the Education Department program administration (rejected by a recorded vote of 204 ayes to 212 noes, Roll No. 251).

Page 18311

The Morrison of Connecticut amendment was offered, but subsequently withdrawn, that sought to prohibit the use of funds to issue regulations concerning section 3 of the Immigration Nursing Relief Act.

Page 18301

McKinney Wildlife Refuge: House passed H.R. 3468, to amend the Act entitled "An act to extend the Wetlands Loan Act", to provide for the expansion of the Stewart B. McKinney National Wildlife Refuge.

Page 18336

Agreed to the committee amendments.

Page 18337

Airport and Airway Improvement: House completed all general debate and began reading for amendments on H.R. 5170, to amend the Airport and Airway Improvement Act of 1982 to authorize appropriations for fiscal years 1991 and 1992, to improve aviation safety and capacity, to reduce the surplus in the Airport and Airway Trust Fund, and to authorize the Secretary of Transportation to grant authority for the imposition of airport passenger facility charges; but came to no resolution

thereon. Consideration of amendments will resume at a later date.

Pages 18332, 18338

Agreed To:

The Nowak amendment that adds the designation of military airports as reliever airports to those military airports that may have been converted in whole or in part to civilian commercial airports;

Page 18353

The Roe amendment that authorizes $225 million in fiscal year 1991 and $268 million in fiscal year 1992 for FAA research, engineering and development programs (text of H.R. 4949);

Page 18353

The Traficant en bloc amendment that establishes "Buy American" requirements for all projects authorized by the bill, creates various penalties regarding the misuse of the "Made in America" label, and does not permit Federal contracts to be awarded to firms based in any country that maintains a significant and persistent pattern or practice of discrimination against products or services from the United States;

Page 18357

The Rinaldo amendment that requires the FAA to issue an environmental impact statement and conduct an air safety investigation on the FAA's expanded East Coast Plan, and to issue statements for all future route changes in which flights would travel at an altitude of 10,000 feet or less over urbanized areas;

Page 18357

The Bustamante amendment that requires that a study be conducted by the FAA regarding the potential for using computerized monitoring systems on commercial aircraft;

Page 18359

The Torricelli amendment that authorizes use of Airport Improvement Program funds for the creation of regional facilities to train aircraft rescue and firefighting personnel; and

Page 18359

The Clinger amendment that requires the FAA and NOAA to provide updated navigation charts and information systems to include more accurately compiled geodetic data, with which earth-referenced navigation aids may be used more reliably.

Page 18361

H. Res. 428, the rule under which the bill is being considered, was agreed to earlier by voice vote.

Page 18332

Quorum Calls—Votes: Six recorded votes developed during the proceedings of the House today and appear on pages 18296, 18301, 18307, 18311, 18312, and 18313. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 9:48 p.m.

Committee Meetings

FOREST SERVICE PROGRAM—FOREST AND RANGELAND RESOURCES

Committee on Agriculture: Subcommittee on Forests, Family Farms, and Energy held a hearing on recommended Forest Service program for forest and rangeland resources. Testimony was heard from F. Dale Robertson, Chief, Forest Service, USDA; and Ross Gorte, Project Director, Food and Renewable Resources Program, OTA.

MILITARY CONSTRUCTION AND DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Appropriations: Ordered reported the following appropriation bills for fiscal year 1991: Military Construction and District of Columbia.

ECONOMIC STABILIZATION, ADJUSTMENT, AND DEFENSE INDUSTRY CONVERSION ACT

Committee on Armed Services: Subcommittee on Investigations held a hearing on H.R. 3999, Economic Stabilization, Adjustment, and Defense Industry Conversion Act of 1990, and related defense economy adjustment issues. Testimony was heard from Senator Wirth; Representatives Gephardt, Oakar, Berman, Weiss, Gejdenson and Machtley; the following officials of the Department of Defense: Gordon Adams, Director, Defense Budget Project; and Robert M. Rauner, Director, Office of Economic Adjustment; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization approved for full Committee action amended the following bills: H.R. 486, Defense Production Act Amendments of 1989; and H.R. 3999, Economic Stabilization, Adjustment, and Defense Industry Conversion Act of 1990.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Ordered reported the following bills: H.R. 4330, amended, National Service Act of 1990; H.R. 5040, to extend the authorization of appropriations for the Tribally Controlled Community Assistance Act of 1978 and the Navajo Community College Act; and H.R. 5275, amended, Congressional Award Amendments of 1990.

The Committee also began markup of H.R. 2039, Job Training Partnership Act Amendments of 1989.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Labor Standards continued oversight hearings on child labor provisions of the Fair Labor Standards Act. Testimony was heard from public witnesses.

Hearings continue July 26.

FIRE SAFE CIGARETTE ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection, and Competitiveness approved for full Committee action amended H.R. 293, Fire Safe Cigarette Act of 1989.

ANTARCTICA ECOSYSTEM

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations concluded hearings on preserving Antarctica's Ecosystem (Part II), including consideration of H.J. Res. 418, calling for the United States to encourage immediate negotiations toward a new agreement among Antarctic Treaty Consultative Parties, for the full protection of Antarctica as a global ecological commons, and other legislative measures pertaining to Antarctica. Testimony was heard from E.U. Curtis Bohlen, Assistant Secretary, Bureau of Oceans and International Environmental and Scientific Affairs, Department of State.

NATIONAL ENDOWMENT FOR DEMOCRACY

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on the National Endowment for Democracy and Their Core Grantees. Testimony was heard from Carl Gershman, President, National Endowment for Democracy; and public witnesses.

INTRASTATE LAND EXCHANGES

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources concluded hearings on Intrastate Land Exchanges, Part II: The Proposed Jordan Ranch Exchange. Testimony was heard from Representatives Miller of California, Beilenson and Berman; James M. Ridenour, Director, National Park Service, Department of the Interior; and a public witness.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action the following bills: H.R. 3764, amended, to amend the Wild and Scenic Rivers Act to designate certain segments of the Delaware River in the States of Pennsylvania and New Jersey as components of the National Wild and Scenic Rivers System; S. 1230, amended, to authorize the acquisition of additional lands containing Indian burial grounds for inclusion in the Knife River Indian Villages National Historic Site, North Dakota, and to provide additional development funding for the historic site visitor center; H.R. 5084, amended, to authorize the National Park Service to acquire and manage the Mary McLeod Bethune Council House National Historic Site; H.R. 3493, amended, Route 66 Study Act of 1989; S. 1046, Merrimack River Study Act of 1990; and S. 1524, to amend the Wild and Scenic Rivers Act of 1968 by designating segments of the Pemigewasset River in the State of New Hampshire for study as a National Wild and Scenic River.

COMPREHENSIVE CRIME CONTROL ACT

Committee on the Judiciary: Continued markup of H.R. 5269, Comprehensive Crime Control Act of 1990.

Will continue July 23.

ANTARCTICA

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and Great Lakes and the Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action amended H.R. 3977, to protect and conserve the continent of Antarctica.

CLEAN COASTAL BEACHES COUNCIL

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and Great Lakes approved for full Committee action amended H.R. 4333, to establish the Clean Coastal Beaches Council to develop a program for monitoring coastal zone recreation waters.

IMPLEMENTATION AND USE OF FUNDS

Committee on Public Works and Transportation: Subcommittee on Economic Development held a hearing on implementation and use of funds appropriated for fiscal years 1989 and 1990, and the intended use of fiscal year 1991 funds, and on a number of policy and management issues. Testimony was heard from L. Joyce Hampers, Assistant Secretary, Economic Development, Department of Commerce; and public witnesses.

NEGOTIATED RATES—TRUCKING INDUSTRY

Committee on Public Works and Transportation: Subcommittee on Surface Transportation held a hearing on Negotiated Rates in the Trucking Industry and on H.R. 3243, to amend title 49, United States Code, regarding the collection of overpayments or undercharges on shipments via motor common carriers of property and nonhousehold goods freight forwarders. Testimony was heard from Representative Traficant; Edward J. Philbin, Chairman, ICC; Joseph Canny, Deputy Assistant Secretary, Policy and International Affairs, Department of Transportation; and public witnesses.

FOOD AND AGRICULTURAL RESOURCES ACT

Committee on Rules: Heard testimony from Representatives de la Garza, Panetta, Huckaby, Stenholm, Fascell, Gejdenson, Rostenkowski, Dorgan of North Dakota, Jones of North Carolina, Obey, Synar, Durbin, Atkins, Madigan, Stangeland, Broomfield, Bereuter, Fields, Frenzel, and Chandler, but no action was taken on H.R. 3950, Food and Agricultural Resources Act of 1990.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

INTELLIGENCE AUTHORIZATION

Permanent Select Committee on Intelligence: Subcommittee on Program and Budget Authorization met in executive ses-

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sion and approved for full Committee action the fiscal year 1991 Intelligence authorization.

RISING OPIUM PRODUCTION AND THE POTENTIAL IMPACT ON U.S. HEROIN ABUSE

Select Committee on Narcotics Abuse and Control: Held a hearing on Rising Opium Production in Southeast Asia, Southwest Asia and Central America, and the Potential Impact on U.S. Heroin Abuse. Testimony was heard from Melvyn Levitsky, Assistant Secretary, International Narcotics Matters, Department of State; Dr. Herbert Kleber, Deputy Director, Demand Reduction, Office of National Drug Control Policy; and Ronald Caffrey, Deputy Assistant Administrator, Operations, DEA, Department of Justice.

VOCATIONAL EDUCATION ACT

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 7, to authorize funds through fiscal year 1995 for programs for the Carl D. Perkins Vocational Education Act.

Joint Meeting

GPO MANAGEMENT REVIEW

Joint Committee on Printing: Committee concluded hearings to review General Accounting Office management review of the Government Printing Office, after receiving testimony from J. William Gadsby, Director, Federal Management Issues, General Government Division, General Accounting Office; and Robert W. Houk, Public Printer, Government Printing Office.

♦♦♦♦♦♦♦♦♦♦♦♦

Friday, July 20, 1990

Senate

Chamber Action

Routine Proceedings, pages 18401–18470

Measures Introduced: Five bills and one resolution were introduced as follows: S. 2882–2886, and S. Res. 311.

Page 18455

Measures Reported: Reports were made as follows:

S. Res. 311, concerning the Select Committee on Ethics investigation of Senator David F. Durenberger. (S. Rept. No. 101–382)

S. 2632, to amend the Public Health Service Act to reauthorize the National Center for Health Statistics. (S. Rept. No. 101–383)

S. 2884, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal years for the Armed Forces. (S. Rept. No. 101–384)

Page 18455

Farm Bill: Senate continued consideration on S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices, taking action on amendments proposed thereto, as follows:

Page 18416

Adopted:

(1) Leahy (for Sarbanes) Amendment No. 2316, to provide for the establishment of a National Urban and Community Forestry Advisory Council.

Page 18445

(2) Leahy (for Conrad) Amendment No. 2317, to implement a comprehensive national management program for undesirable plant species on Federal lands and to establish a national coordination program for noxious weed management.

Page 18447

(3) Leahy (for Burns) Amendment No. 2318, to provide for a study on new uses for traditional and alternative agricultural products.

Page 18449

(4) Leahy (for Burns) Amendment No. 2319, to encourage the Secretary of Agriculture to conduct a study on the impact of rangeland carrying capacity during drought.

Page 18449

(5) Leahy (for McConnell) Amendment No. 2320, to include an analysis of the compensation paid to the chief executive officer and the salary scales of employees in the examinations of Farm Credit banks.

Page 18449

(6) Leahy (for Glenn) Amendment No. 2321, to increase the amount authorized to be appropriated for national competitive research initiative grants.

Page 18449

(7) Daschle Amendment No. 2322, to ensure that the rates of the storage payments made to producers are equivalent to average rates paid for commercial storage.

Page 18450

(8) Pryor (for Kerrey) Amendment No. 2323, to provide for increased emphasis on nutritional programs in the food aid grant programs.

Page 18452

(9) Lugar Amendment No. 2324, to require the Secretary of Agriculture to notify the U.S. Trade Representative of any import prohibition or regulation made effective with respect to any commodity.

Page 18452

Rejected:

(1) By 37 yeas to 50 nays (Vote No. 163), Boschwitz Amendment No. 2315, to modify the acreage reduction

requirements for wheat and feed grains that are triggered by carryover stocks.

Page 18439

Pending:

(1) Bradley Amendment No. 2314, to extend the current sugar program for five years and decrease the loan rate from 18 cents to 16 cents. (Under a prior unanimous-consent agreement, the amendment will be further debated on Tuesday, July 24, with a vote on, or in relation to, to occur thereon.)

Page 18416

A unanimous-consent agreement was reached providing for consideration of certain amendments to be proposed to the bill on Monday, July 23.

Page 18452

Senate will continue consideration of the bill and amendments to be proposed thereto, on Monday, July 23.

Nominations Confirmed: Senate confirmed the following nominations:

Rosalie Gaull Silberman, of the District of Columbia, to be a Member of the Equal Employment Opportunity Commission.

James M. Stephens, of Virginia, to be a Member of the National Labor Relations Board.

Page 18470

Messages From the House: Page 18455

Measures Referred: Page 18455

Statements on Introduced Bills: Page 18455

Additional Cosponsors: Page 18461

Amendments Submitted: Page 18462

Notices of Hearings: Page 18465

Authority for Committees: Page 18465

Additional Statements: Page 18465

Text of S. 1970 as Previously Passed: Page 16949

Record Votes: One record vote was taken today. (Total—163)

Page 18445

Recess: Senate convened at 8:45 a.m., and recessed at 1:32 p.m., until 12:30 p.m., on Monday, July 23, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 18470.)

Committee Meetings

MEATPACKING INDUSTRY

Committee on Agriculture, Nutrition and Forestry: Subcommittee on Nutrition and Investigations held hearings to examine the economic concentration of ownership in the meatpacking industry, receiving testimony from John Helmuth, Iowa State University, and Gary Lamb, Iowa Farmers's Union, on behalf of the National Farmers Union, both of Ames; Jon Caspers, Iowa Pork Producers, Swaledale; Dennis Colvin, United Food and Commercial Workers Union, Cedar Rapids, Iowa; Don Paulsen, Prairiefire Rural Action, Exira, Iowa; Jerry Main, Iowa Farm Bureau, Fairfield; Clement Ward, Oklahoma State University, Stillwater; Joe Weisshaar, Iowa Farm Unity Coalition, Creston; Sam Washburn, National Cattlemen's Association, Fowler, Indiana; Jeanne Charter, Northern Plains Resource Council, Shepherd, Montana; and Marty Strange, Center for Rural Affairs, Walthill, Nebraska.

Hearings were recessed subject to call.

LIVING WILLS

Committee on Finance: Subcommittee on Medicare and Long-Term Care concluded hearings on S. 1766, to require Medicare and Medicaid providers to make available to their patients information about living wills and other advance directives, and to require providers to ask their patients whether they have executed living wills, after receiving testimony from Senators Levin and Bryan; Gail R. Wilensky, Administrator, Health Care Financing Administration, Department of Health and Human Services; Kitty C. Allen, Alzheimer's Association, Houston, Texas; Rev. Richard A. McCormick, University of Notre Dame, Notre Dame, Indiana; Thomas J. Scully, University of Nevada, Reno; Charles P. Sabatino, American Bar Association, and Paul C. Rettig, American Hospital Association, both of Washington, D.C.; Nancy W. Dickey and Michael Zarski, both of the American Medical Association, Richmond, Texas; and Julianne M. Delio, Queens, New York.

CAMBODIA

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded hearings to examine prospects for a settlement in the Cambodian peace negotiations, after receiving testimony from Senator Kerrey; Richard Solomon, Assistant Secretary of State for East Asian and Pacific Affairs; John Bolton, Assistant Secretary of State for International Organization Affairs; Edmund S. Muskie, Center for National Policy, Washington, D.C.; Kenneth Roth, Human Rights Watch, and Al Santoli, both of New York, New York.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Mary Ellen Abrecht, Kaye K. Christian, Frederick D. Dorsey, Ellen Segal Huvelle, Jose M. Lopez, Joan Z. McAvoy, Gregory E. Mize, Patricia A. Wynn, John Henry Bayly, Jr., Linda Turner Hamilton, and Stephen G. Milliken, each to be an Associate Judge of the Superior Court of the District of Columbia, after the nominees testified and answered questions in their own behalf.

NOMINATION

Committee on Labor and Human Resources: Committee concluded hearings on the nomination of Julian W. de la

Rosa, of Texas, to be Inspector General, Department of Labor, after the nominee, who was introduced by Representative Bustamante, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 17 public bills, H.R. 5325–5341; and 3 resolutions, H.J. Res. 628–629, and H. Con. Res. 354 were introduced.

Page 18546

Reports Filed: Reports were filed as follows:

H. Res. 439, providing for the consideration of H.R. 3950, entitled, the "Food and Agricultural Resources Act of 1990" (H. Rept. 101–609); and

H. Res. 440, in the matter of Representative Barney Frank (H. Rept. 101–610).

Page 18546

Consumer Product Safety: House insisted on its amendments to S. 605, to authorize appropriations for the Consumer Product Safety Commission; and asked a conference. Appointed as conferees: Representatives Dingell, Walgren, Slattery, Lent, and Ritter.

Page 18472

Energy Policy Conservation: House insisted on its amendments to S. 2088, to amend the Energy Policy and Conservation Act to extend the authority for titles I and II; and asked a conference. Appointed as conferees: Representatives Dingell, Sharp, Markey, Bruce, Tauzin, Lent, Moorhead, and Dannemeyer.

Page 18472

Excellence in Education: By a yea-and-nay vote of 350 yeas to 25 nays, Roll No. 256, the House passed H.R. 5115, to improve education in the United States.

Page 18476

Agreed to the committee amendment in the nature of a substitute.

Page 18531

Agreed to the Hawkins en bloc amendments that require the Education Department, when developing and promulgating requirements for any programs administered by the Department, to use the "negotiated rulemaking" procedure; provide that any report or evaluation required by law to be conducted by the Department shall not be subject to prior review or approval by the Office of Management and Budget and that final determinations made by OMB regarding any regulations issued by the Department be made in writing and be part of the public record; add a new title to the bill permitting, on a demonstration basis, the development of "education performance agreements" between States and the Education Department for school restructuring, with the proviso that participating student performance must improve, or the agreements will be voided; require States, within two years of the bill's enactment, to institute a mandatory functional literacy pilot program in a corrections institution for all persons convicted of a felony who test below the eighth grade level, followed by the institution of mandatory functional literacy programs in each State corrections institution for all persons convicted of a felony who test below the eighth grade level, within five years of the bill's enactment, with failure to do so rendering a State ineligible to receive grants under the Adult Education Act; add a new title to the bill to promote "open enrollment" programs and authorize $40 million in each of fiscal years 1991 through 1995 for a program of demonstration grants and research to help States and school districts that want to develop their own open enrollment programs, with the stipulation that no State educational agency or school district may participate in any of the activities authorized by the program unless the State agency or school district is in a State certified by the Education Department as having a fair system for financing its public schools (agreed to by a recorded vote of 387 ayes, Roll No. 253);

Page 18492

The Boxer amendment that authorizes $10 million in fiscal year 1991 and such sums as may be necessary in fiscal years 1991 through 1996 for Federal support for the National Writing Project; and also authorizes $500,000 in fiscal year 1991 and such sums as may be necessary in fiscal years 1992 through 1996 for the Office of Educational Research and Information to conduct research on the teaching of writing;

Page 18506

The Panetta amendment that authorizes $30 million in each fiscal year 1991 through 1993 for matching grants used to establish and operate foreign language institutes which will retrain teachers in language and cultural studies; and authorizes $5 million each in fiscal years 1991 through 1993 for grants to public institutions of higher education and institutions of private nonprofit education which will be used for the development of instructional materials and expanding technology in foreign languages;

Page 18518

The Solomon amendment that provides that students convicted of the possession of drugs would be ineligible for financial aid, with a first possession conviction causing ineligibility for one year, the second for two years, with the third conviction constituting indefinite ineligibility; and a conviction for sale of drugs by students would result in ineligibility for two years for the first conviction, with indefinite ineligibility for the second conviction (agreed to by a recorded vote of 315 ayes to 59 noes, Roll No. 255);

Page 18521

The Machtley amendment that authorizes the Education Department to set up pilot programs between higher education institutions that examine and report the feasibility of using college work-study funds for "mentor"

programs which would benefit disadvantaged youths who would be potential dropouts; and

Page 18524

The Roe amendment that replaces the bill's National Science Scholar Program with a more extensive scholarship program for science, math, and engineering students, to be run by both the Education Department and the National Science Foundation.

Page 18525

Rejected the Roukema amendment that proposes changes in policy to remedy the current student loan default situation, including requiring a reduced Federal guarantee to lenders when their student loan portfolios are heavily weighted toward high default rate schools, and toughening accreditation requirements for schools with career training courses (rejected by a recorded vote of 122 ayes to 264 noes, Roll No. 254).

Page 18508

The Clerk was authorized to make corrections in section numbers, punctuation, and cross-references and to make such technical and conforming changes as may be necessary in the engrossment of the bill.

Page 18534

Food and Agricultural Resources Amendments: It was made in order that members have until 5 p.m. today to submit amendments to H.R. 3950, entitled, the "Food and Agricultural Resources Act of 1990," for printing in the record.

Page 18535

Quorum Calls—Votes: One yea-and-nay and three recorded votes developed during the proceedings of the House today and appear on pages 18505, 18518, 18523, and 18534. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 3:12 p.m.

Committee Meetings

NURSING FACILITIES—RATES FOR NURSING PERSONNEL

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on H.R. 1649, to amend title XIX of the Social Security Act to require nursing facilities participating in the Medicaid Program to pay on a phased-in basis, nursing personnel at a rate at least equal to the mean rate paid nursing personnel employed outside nursing facilities. Testimony was heard from Elaine Fuller, Director, Bureau of Medical Services, Department of Human Services, State of Maine; and public witnesses.

SALMONELLA POISONING

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the Federal Government's failure to protect the consumer from unnecessary exposure to foodborne illness from Salmonella Enteritidis transmitted by the egg. Testimony was heard from the following officials of the Centers for Disease Control, Department of Health and Human Services: Dr. Mitchell Cohen, Bacterial Disease Division; and Dr. Robert Tauxe, Enteric Diseases Division; the following officials of the USDA: Jo Ann Smith, Assistant Secretary, Marketing and Inspections; and James Glosser, Administrator, Animal and Plant Health Inspection Service; Dr. Robert Flentge, Chief, Division of Food, Drugs and Dairies, Department of Public Health, State of Illinois; Archibald Park, Assistant Secretary, Office of Animal Health and Consumer Affairs, Department of Agriculture, State of Maryland; Jack Guzewich, Food Protection Section, Bureau of Community Sanitation and Food Protection, Department of Health, State of New York; and public witnesses.

MISCELLANEOUS MEASURE; PRIVATE CLAIMS BILLS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved for full Committee action amended H.R. 3595, to protect the retired pay of certain members of the Armed Forces convicted of an offense under section 2071(b) of title 18, United States Code.

Prior to this action, the Subcommittee held a hearing on H.R. 3595. Testimony was heard from Representatives Dickinson, Solomon and Rohrabacher; and Craig S. King, General Counsel, Department of the Navy.

The Subcommittee also considered private claims bills.

FOOD AND AGRICULTURAL RESOURCES ACT

Committee on Rules: Granted an open rule providing 3½ hours of debate on H.R. 3950, Food and Agricultural Resources Act of 1990. All points of order against consideration of the bill are waived. The rule makes in order the Agriculture Committee amendment in the nature of a substitute now printed in the bill, as modified by the amendments printed in section 1 of the report accompanying this resolution, as original text for the purpose of amendment. The substitute is to be considered by titles, with each title considered as read. All points of order are waived against the substitute, as modified.

No amendment to the substitute, as modified, is in order unless printed in the "Amendments" portion of the Congressional Record on or before July 20, 1990, except pro forma amendments for purpose of debate and amendments offered pursuant to authorities contained elsewhere in the rule. The rule makes it in order for Rep. de la Garza: (1) after consultation with Rep. Madigan, to offer at any time during consideration of each title an amendment or amendments en bloc to that title, including germane modifications in the text of any amendments printed in the Congressional Record; and (2) after the disposition of all other amendments, to offer amendments en bloc, which may include amendments to portions of the bill already read for amendment. The rule makes in order an amendment by Rep. Gejdenson to Title XII of the

substitute and waives all points of order against the amendment.

The rule makes in order the amendments en bloc printed in section two of the report accompanying this resolution. Any amendments en bloc made in order by this resolution shall not be subject to a demand for a division of the question in the House or the Committee of the Whole. Afrer the disposition of all amendments to the bill, except for the de la Garza amendments specified above, the rule makes in order the amendment in section 3 of the report accompanying this resolution. The amendment is not subject to amendment except an amendment offered by Representative Panetta and pro forma amendment for the purpose of debate. All points of order are waived against the amendment printed in section 3. No amendment is in order in the House or in the Committee on the Whole which affects the subject of title XIX of the substitute made in order as original text by this resolution. Finally, the rule provides one motion to recommit with or without instructions.

URANIUM ENRICHMENT REORGANIZATION ACT

Committee on Science, Space, and Technology: Subcommittee on Energy Research and Development approved for full Committee action amended H.R. 2480, Uranium Enrichment Reorganization Act.

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Monday, July 23, 1990

Senate

Chamber Action

Routine Proceedings, pages 18598–18670

Measures Introduced: Three bills and two resolutions were introduced as follows: S. 2887–2889, S. Res. 312, and S. Con. Res. 141.

Page 18654

Measures Reported: Reports were made as follows:

S. 639, to establish a Hydrogen Research and Development Program, with an amendment in the nature of a substitute. (S. Rept. No. 101–385)

H.R. 4521, to establish a Hydrogen Research and Development Program, with an amendment in the nature of a substitute. (S. Rept. No. 101–386)

S. 1067, to provide for a coordinated Federal Research Program to ensure continued United States leadership in high-performance computing, with an amendment in the nature of a substitute. (S. Rept. No. 101–387)

H.R. 3000, to require that certain fasteners sold in commerce conform to the specifications to which they are represented to be manufactured, to provide for accreditation of laboratories engaged in fastener testing, to require inspection, testing, and certification, in accordance with standardized methods of fasteners used in critical applications to increase fastener quality and reduce the danger of fastener failure, with an amendment in the nature of a substitute. (S. Rept. No. 101–388)

Page 18654

Measures Passed:

Tumacacori National Historical Park: Senate passed H.R. 2843, to establish the Tumacacori National Historical Park in the State of Arizona.

Page 18669

Private Relief: Senate passed S. 2606, for the relief of Conwell F. Robinson and Gerald R. Robinson.

Page 18670

Farm Bill: Senate continued consideration on S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices, taking action on amendments proposed thereto, as follows:

Pages 18606, 18619

Adopted:

(1) Daschle Amendment No. 2325, to earmark a portion of the amount appropriated for the Agricultural Research Service for research that has the goal of increasing demand or utilization of farm and forest products.

Page 18606

(2) Baucus Amendment No. 2326, to clarify provisions of the Agricultural Trade Act of 1978 affecting wood and processed wood products.

Page 18619

(3) Lugar (for Leahy) Amendment No. 2327, to expand the eligibility criteria for debt forgiveness.

Page 18620

(4) Boren (for Moynihan) Amendment No. 2328, to require a study of the New York-New Jersey Highlands.

Page 18620

(5) Boren (for Leahy) Amendment No. 2329, to require studies of biomass conversion as a source of energy to be conducted in consultation with the Secretary of Energy.

Page 18621

(6) Leahy (for Boschwitz) Amendment No. 2332, to modify the processor-funded milk promotion program.

Page 18636

Rejected:

(1) By 32 yeas to 60 nays (Vote No. 164), Grassley Amendment No. 2333, to provide an alternative approach towards the authorization of Low-input Sustainable Agriculture (LISA) with an emphasis upon sustainability.

Page 18638

(2) Reid Amendment No. 2331, to provide for the modernization of testing of consumer products containing hazardous or toxic substances, and to ban Federal agencies from accepting the results of the LD–50 laboratory test and require Federal oversight of laboratory animal testing.

(By 62 yeas to 29 nays (Vote No. 165), Senate tabled the amendment.)

Pages 18629, 18650

Pending:

Bradley Amendment No. 2314, to extend the current sugar program for five years and decrease the loan rate from 18 cents to 16 cents. (Under a prior unanimous-consent agreement, the amendment will be further debated on Tuesday, July 24, with a vote on, or in relation to, to occur thereon at 10:30 a.m.)

Pages 18606, 18622

During consideration of the bill today, Senate considered Conrad Amendment No. 2330, to modify the repayment requirements for advance deficiency payments for certain producers, and the amendment was subsequently laid aside.

Page 18623

A unanimous-consent time-agreement was reached providing for consideration of an amendment to be proposed by Senator Cohen relating to flexible basing.

Page 18670

Senate will continue consideration of the bill and amendments to be proposed thereto, on Tuesday, July 24.

Alaska Native Claims Enrollment: Senate concurred in the amendment of the House to S. 666, to enroll 20 individuals under the Alaska Native Claims Settlement Act, with a Mitchell (for Johnston) Amendment No. 2334, to make technical corrections.

Page 18668

Nominations Received: Senate received the following nominations:

The following-named persons to be Members of the Farm Credit Administration Board, Farm Credit Administration, for the terms indicated:

For the term expiring October 13, 1994: Billy Ross Brown, of Mississippi.

For the term expiring May 21, 1996: John C. Datt, of Virginia.

Page 18670

Messages From the House: Page 18654

Measures Referred: Page 18654

Statements on Introduced Bills: Page 18654

Additional Cosponsors: Page 18656

Amendments Submitted: Page 18660

Additional Statements: Page 18664

Record Votes: Two record votes were taken today. (Total—165)

Page 18650

Recess: Senate convened at 12:30 p.m., and recessed at 8:30 p.m., until 9 a.m., on Tuesday, July 24, 1990. (For Senate's program, see the remarks of Senator Mitchell in today's Record on page 18670.)

Committee Meetings

HEALTH CARE FOR THE UNINSURED

Committee on Finance: Subcommittee on Health for Families and the Uninsured held hearings to examine problems facing hospitals and doctors who provide care to the uninsured, focusing on the impact of uncompensated care on the financial status of hospitals and other health care providers, receiving testimony from Edward Thomas, Detroit Receiving Hospital and University Health Center, Detroit, Michigan, on behalf of the Michigan Hospital Association; Barbara Lord Watkins, Parkland Memorial Hospital, Dallas, Texas, on behalf of the National Association of Public Hospitals; Lawrence A. McAndrews, Children's Mercy Hospital, Kansas City, Missouri; Norton J. Greenberger, University of Kansas Medical Center, Kansas City, on behalf of the American College of Physicians; Vidal P. Perez, Providence Ambulatory Health Care Foundation, Inc., Providence, Rhode Island, on behalf of the National Association of Community Health Centers; and E. Jackson Allison, East Carolina University School of Medicine, Pitt County Memorial Hospital, Greenville, North Carolina, on behalf of the American College of Emergency Physicians and the American Medical Association.

Hearings were recessed subject to call.

NATIONAL EDUCATION REPORT CARD

Committee on Labor and Human Resources: Subcommittee on Education, Arts and Humanities held hearings on S. 2034, to authorize funds to establish a National Council on Educational Goals to issue an annual national report card measuring educational achievement of both students and schools, receiving testimony from Gordon M. Ambach, Council of Chief State School Officers, Washington, D.C.; Pascal D. Forgione, Jr., Connecticut State Department of Education, Hartford, on behalf of the National Education Statistics Agenda Committee of the National Forum on Educational Statistics; and Susan Fuhrman, Rutgers University, New Brunswick, New Jersey, on behalf of the Center for Policy Research in Education.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 5342–5349, were introduced.

Page 18789

Reports Filed: Reports were filed as follows:

H.R. 4238, to amend the Public Health Service Act to extend various programs with respect to vaccine-preventable diseases (H. Rept. 101–611);

H.R. 5112, to amend the Public Health Service Act to extend certain programs for health care services in the home, amended (H. Rept. 101–612);

H.R. 5113, to amend the Public Health Service Act to revise and extend the program for the prevention and control of injuries (H. Rept. 101–613);

H.R. 5146, to amend the Public Health Service Act (H. Rept. 101–614);

H.R. 4039, to amend the Public Health Service Act to establish a program for the prevention of disabilities (H. Rept. 101–615);

H.R. 975, to amend the Federal securities laws in order to provide additional enforcement remedies for violations of those laws, amended (H. Rept. 101–616);

H.R. 4497, to amend the Federal securities laws to eliminate abuses in transactions in penny stocks, amended (H. Rept. 101–617);

H.R. 5275, to amend the Congressional Award Act to temporarily extend the Congressional Awards Boards, and to otherwise revise such Act, amended (H. Rept. 101–618);

H.R. 1154, to prohibit the importation of assault weapons and certain accessories, amended (H. Rept. 101–619); and

H.R. 4939, regarding the extension of most-favored-nation treatment to the products of the People's Republic of China, amended (H. Rept. 101–620).

Page 18788

Suspensions: House voted to suspend the rules and pass the following measures:

Disabilities prevention: H.R. 4039, to amend the Public Health Service Act to establish a program for the prevention of disabilities;

Page 18673

Vaccine-preventable diseases: H.R. 4238, amended, to amend the Public Health Service Act to extend various programs with respect to vaccine-preventable diseases;

Page 18675

In-home health care: H.R. 5112, amended, to amend the Public Health Service Act to extend certain programs for health care services in the home;

Page 18676

Injuries prevention: H.R. 5113, to amend the Public Health Service Act to revise and extend the program for the prevention and control of injuries;

Page 18678

Organ transplants: H.R. 5146, amended, to amend the Public Health Service Act to revise and extend the program regarding organ transplantation;

Page 18679

Children's television advertising: H.R. 1677, amended, to require the Federal Communications Commission to reinstate restrictions on advertising during children's television, to enforce the obligation of broadcasters to meet the educational and informational needs of the child audience;

Page 18683

Penny stock reform: H.R. 5325, to amend the Federal securities laws in order to provide additional enforcement remedies for violations of those laws and to eliminate abuses in transactions in penny stocks. Subsequently, S. 647, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title. H.R. 5325 was laid on the table;

Pages 18687, 18697

Florida Keys marine sanctuary: H.R. 3719, amended, to establish the Florida Keys National Marine Sanctuary;

Page 18703

Great Lakes policy: H. Con. Res. 69, to urge the development and implementation of a comprehensive United States ocean and Great Lakes policy;

Page 18708

Hong Kong initiative: H. Con. Res. 227, amended, concerning the establishment of a multilateral initiative to promote confidence among the people of Hong Kong. Agreed to amend the title;

Page 18711

Navajo Community College: H.R. 5040, amended, to extend the authorizations of appropriations for the Tribally Controlled Community Assistance Act of 1978 and the Navajo Community College. Agreed to amend the title;

Page 18714

Congressional Awards Board: H.R. 5275, amended, to amend the Congressional Award Act to temporarily extend the Congressional Awards Board, and to otherwise revise such Act. Agreed to amend the title; and

Page 18715

Congressional gold medals: H.R. 1699, to award congressional gold medals to Frank Capra, James Stewart, and Fred Zinnemann.

Page 18718

Committee to Sit: Committee on the Judiciary received permission to sit on Tuesday, July 24, and Wednesday, July 25, during proceedings of the House under the five-minute rule.

Page 17829

Food and Agricultural Resources: House concluded all general debate on H.R. 3950, entitled the "Food and Agricultural Resources Act of 1990"; but came to no resolution thereon. Consideration of amendments is scheduled to begin on Tuesday, July 24.

Pages 18721, 18729

H. Res. 439, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 283 yeas to 80 nays, Roll No. 257.

Page 18721

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 18787

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 18728. There were no quorum calls.

Adjournment: Met at noon and adjourned at 10:24 p.m.

Committee Meetings

OSHA PROTECTIONS FOR CHEMICAL WORKERS

Committee on Government Operations: Subcommittee on Employment and Housing held a hearing on Adequacy of OSHA protections for chemical workers. Testimony was heard from Gerard Scannell, Assistant Secretary, OSHA, Department of Labor; and public witnesses.

SAN CARLOS INDIAN IRRIGATION PROJECT DIVESTITURE ACT

Committee on Interior and Insular Affairs: Held a hearing on H.R. 4117, San Carlos Indian Irrigation Project Divestiture Act of 1990. Testimony was heard from Representative Kolbe; Patrick Hayes, Deputy Assistant Secretary, Indian Affairs (Trust and Economic Development), Department of the Interior; and public witnesses.

COMPREHENSIVE CRIME CONTROL ACT

Committee on the Judiciary: Ordered reported amended H.R. 5269, Comprehensive Crime Control Act of 1990.

OVERSIGHT

Committee on the Judiciary: Subcommittee on Criminal Justice held an oversight hearing on Emerging Crime Justice Issues: Drug Dependent Offenders-Sentencing Options and Alternatives. Testimony was heard from J. Michael Quinlan, Director, Federal Bureau of Prisons, Department of Justice; Herbert Kleber, Deputy Director, Office of National Drug Control Policy; and public witnesses.

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Tuesday, July 24, 1990

Senate

Chamber Action

Routine Proceedings, pages 18929–19089

Measures Introduced: Eight bills and two resolutions were introduced as follows: S. 2890–2897, and S.J. Res. 353 and 354.

Page 19034

Measures Reported: Reports were made as follows:

S. 2628, to amend the Public Health Service Act to reauthorize certain National Institute of Mental Health grants and to improve provisions concerning the State comprehensive mental health services plan, with an amendment in the nature of a substitute. (S. Rept. No. 101–389)

S. 2629, to amend the Public Health Service Act to extend the immunization program for vaccine-preventable diseases, with an amendment in the nature of a substitute. (S. Rept. No. 101–390)

Page 19033

Farm Bill: Senate continued consideration on S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices, taking action on amendments proposed thereto, as follows:

Pages 18941, 18974, 18994, 19005

Adopted:

(1) Cohen Amendment No. 2335, to prohibit certain fruits and vegetables from being eligible for the flexibility provisions in the commodity titles.

Page 18962

(2) Chafee Amendment No. 2337, to direct the Secretary to phase out the honey support provisions over a four-year period. (By 46 yeas to 52 nays (Vote No. 168), Senate failed to table the amendment.)

Page 18974

(3) Daschle Amendment No. 2339, to strengthen the payment limitation provisions.

Page 18994

(4) Daschle Amendment No. 2340, to require the Secretary of Agriculture to conduct a loan rate study.

Page 18996

(5) Durenberger Amendment No. 2345, to create a farm task force on farm safety issues, and provide treatment and care for farm related accidents and injuries.

Page 19023

(6) Leahy (for Levin) Amendment No. 2346, to require the conduct of a study concerning the handling of biological pesticides.

Page 19025

(7) Leahy (for Graham) Amendment No. 2347, to facilitate the use of pesticides that are registered for agricultural minor uses and to establish the Inter-Regional Research Project Number 4.

Page 19025

(8) Leahy (for Symms) Amendment No. 2348, to authorize the Secretary of Agriculture to address the control of grasshoppers and other pests on existing conservation reserve program land.

Page 19027

(9) Leahy (for Symms) Amendment No. 2349, to instruct the Secretary of Agriculture to seek to avoid favoring one class of wheat over another in the course of implementing export enhancement programs.

Page 19028

(10) Leahy (for Sarbanes) Amendment No. 2350, to provide a preference to land in States that have adopted quantitative agricultural pollution reduction goals for inclusion in the conservation reserve.

Page 19028

(11) Leahy (for Heflin) Amendment No. 2351, to improve the economic, community, and educational well-being of rural America with respect to business investment and development, capital access, telecommunications, water and waste facilities, data collection and information services, historic preservation, forestry dependent communities, and health communities.

Page 19029

(12) Leahy (for Bentsen) Amendment No. 2352, to provide that in determining the eligibility of land to be placed in the conservation reserve, the land shall be considered planted to an agricultural commodity during a crop year if an action of the Secretary prevented land from being planted to the commodity during the crop year.

Page 19030

Rejected:

(1) Bradley Amendment No. 2314, to extend the current sugar program for five years and decrease the loan rate from 18 cents to 16 cents. (By 54 yeas to 44 nays (Vote No. 166), Senate tabled the amendment.)

Page 18942

(2) By 32 yeas to 65 nays (Vote No. 167), Boschwitz Amendment No. 2336, to modify the loan and purchase authority for wheat and feed grains.

Page 18966

(3) Symms Amendment No. 2338, to allow cargo preference requirements to be lifted if determined to prevent the completion of an agricultural sale from the United States. (By 62 yeas to 34 nays (Vote No. 169), Senate tabled the amendment.)

Page 18985

(4) By 24 yeas to 72 nays (Vote No. 170), Daschle Amendment No. 2342, to target deficiency payments and acreage limitation requirements for wheat and feed grains.

Page 19005

(5) Grassley Amendment No. 2343, to provide for additional flexibility in the planting program of crops, oilseeds, or other crops on reduced acreage. (By 66 yeas to 30 nays (Vote No. 171), Senate tabled the amendment.)

Page 19011

During consideration of this bill today, Lugar Amendment No. 2341 (to Amendment No. 2340), to establish price quotas for the production of cotton and rice, was ruled to be inaccurately drafted in the second degree, and therefore ruled out of order.

Page 18996

Also, Senate considered Gorton Amendment No. 2344, to provide for an apple import marketing order, and the amendment was subsequently laid aside.

Page 19023

A unanimous-consent time-agreement was reached providing for consideration of certain amendments to be proposed to the bill on Wednesday, July 25.

Pages 18994, 19023

Senate will continue consideration of the bill and amendments to be proposed thereto, on Wednesday, July 25.

Ethics Recommendations Regarding Senator Durenberger—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. Res. 311, concerning the Select Committee on Ethics investigation of Senator David F. Durenberger, on Wednesday, July 25, 1990, at 3:30 p.m.

Pages 18970, 19089

Messages From the House: Page 19033

Measures Placed on Calendar: Page 19033

Executive Reports of Committees: Page 19033

Statements on Introduced Bills: Page 19034

Additional Cosponsors: Page 19052

Amendments Submitted: Page 19054

Authority for Committees: Page 19077

Additional Statements: Page 19078

Record Votes: Six record votes were taken today. (Total—171)

Pages 18961, 18970, 18985, 18993, 19011, 19023

Recess: Senate convened at 9 a.m., and recessed at 11:29 p.m., until 9 a.m., on Wednesday, July 25, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 19089.)

Committee Meetings

COMMUNITY TREE PLANTING

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings on S. 2426, to authorize the President to designate a private nonprofit organization, the National Tree Trust Foundation, to promote tree planting and to establish rural and community tree planting and forest improvement programs, receiving testimony from Patricia M. Kearney, Deputy Assistant Secretary of Agriculture for Natural Resources and Environment; Trammell Crow, the Trammell Crow Company, Dallas, Texas; and Sydney Butler, the Wilderness Society, Neil Sampson, American Forestry Association, Jim Hubbard, National Association of State Foresters, Lawrence Scovotto, American Association of Nurserymen, and Lawrence Wiseman, American Forest Council, all of Washington, D.C.

Hearings were recessed subject to call.

APPROPRIATIONS—DISTRICT OF COLUMBIA

Committee on Appropriations: Subcommittee on the District of Columbia approved for full committee consideration, with amendments, provisions of H.R. 5311, making appropriations for fiscal year 1991 for the government of the District of Columbia.

CAPITAL MARKETS COMPETITION, STABILITY, AND FAIRNESS ACT

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on proposed legislation to consolidate regulation of the stock and stock index futures

markets under the Securities and Exchange Commission, receiving testimony from Dean Kleckner, American Farm Bureau Federation, Robert R. Petersen, National Grain Trade Council, and William E. Seale, George Washington University, on behalf of the National Association of Futures Trading Advisors, all of Washington, D.C.; and Morton Lane, Discount Corporation of New York Futures, Karsten Mahlmann, Chicago Board of Trade, Leo Melamed, Chicago Mercantile Exchange, and Robert K. Wilmouth, National Futures Association, all of Chicago, Illinois.

Hearings were recessed subject to call.

FEDERAL HOUSING ADMINISTRATION

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs held hearings to examine the future of the Federal Housing Administration's (FHA) single-family mortgage insurance program administered under the Mutual Mortgage Insurance Fund, and to review a related proposal contained in S. 566, the National Affordable Housing Act, as passed by the Senate on June 27, 1990, receiving testimony from John Weicher, Assistant Secretary of Housing and Urban Development for Policy, Development and Research; Dwight Robinson, Michigan State Housing Development Authority, Lansing, on behalf of the National Council of State Housing Agencies; John M. O'Brien, Central Pennsylvania Savings Association, Shamokin, on behalf of the National Council of Savings Institutions; Kenneth D. Seaton, D and N Savings Bank, Hancock, Michigan, on behalf of the United States League of Savings Institutions; Ray Carlisle and Frank Clay, both of the National Association of Real Estate Brokers, Oakland, California; Gail Cincotta, National Peoples Action, Chicago, Illinois; Patrick Hendershott, Ohio State University, Columbus; and Philip E. Forest, National Association of Home Builders, Warren Lasko, Mortgage Bankers Association, Norman D. Flynn, National Association of Realtors, Michelle Meier, Consumers Union, Gregory T. Barmore, Mortgage Insurance Companies of America, and Thomas Craren and James Waddell, both of Price Waterhouse, all of Washington, D.C.

Hearings were recessed subject to call.

BUDGET REFORM

Committee on the Budget: Committee resumed consideration of proposed legislation to reform the budget process, but did not complete action thereon, and will meet again tomorrow.

VIDEO PROGRAMMING

Committee on Commerce, Science, and Transportation: Subcommittee on Communications concluded hearings on S. 2800, to repeal the law prohibiting telephone companies from owning or controlling video programming services in their franchise areas, after receiving testimony from Thomas Sugrue, Deputy Assistant Secretary of Commerce for Communications and Information Policy; Dean Swanson, Standard Telephone Company, Cornelia, Georgia; Amos Hostetter, Jr., Continental Cablevision, Inc., and Hal Selander, Braxton Associates, both of Boston, Massachusetts; Gary R. Chapman, LIN Broadcasting, New York, New York; Richard D. Simmons, Washington Post Company, Washington, D.C.; Jack Fishman, Morristown Citizen Tribune, Morristown, Tennessee; Leland L. Johnson and David P. Reed, Rand Corporation, Santa Monica, California; Robert G. Harris, University of California, Berkeley; and Ronald Binz, Colorado State Department of Law, Denver.

GRAND CANYON PROTECTION/CENTRAL ARIZONA PROJECT

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded hearings on S. 2807, to require the Secretary of the Interior to provide protection to the Grand Canyon National Park from adverse impacts caused by Glen Canyon Dam, a Bureau of Reclamation facility, and S. 1556, to designate the Salt-Gila Aqueduct of the Central Arizona Project as the Fannin-McFarland Aqueduct, after receiving testimony from Senators DeConcini and McCain; Dennis B. Underwood, Commissioner, Bureau of Reclamation, James M. Ridenour, Director, National Park Service, and Michael Spear, Regional Director, U.S. Fish and Wildlife Service, all of the Department of the Interior.

Testimony was also received on S. 2807 (listed above) from William H. Clagett, Administrator, Western Area Power Administration (Golden, Colorado), Department of Energy; Stewart L. Udall, former Secretary of the Interior, Edward M. Norton, Jr., Grand Canyon Trust, John D. Echeverria, American Rivers, Inc., and Marty Kanner, American Public Power Association, all of Washington, D.C.; Robert L. Elliott, Western River Guides Association, Flagstaff, Arizona; J. William McDonald, Colorado Water Conservation Board, Denver; William Plummer, Arizona Department of Water Resources, Phoenix; Clifford I. Barrett, Colorado River Energy Distributors' Association, Salt Lake City; Thomas J. Graff, Environmental Defense Fund, Oakland, California; and Martin Litton, Portola Valley, California.

RECLAMATION MEASURES

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded hearings on the following bills:

H.R. 3694, to authorize reimbursement by the Secretary of the Interior of certain expenditures at the Minidoka Project (Island Park Dam) in Idaho and Wyoming, after receiving testimony from Representative Hansen; Robert L. Herbst, Trout Unlimited, Vienna, Virginia; Michael Lawson, The Henry's Fork Foundation, Island Park, Idaho; Dee M. Reynolds, Fall River Rural Electric Cooperative, Ashton, Idaho; and Clark Mower, Bonneville Pacific Corporation, Salt Lake City, Utah;

S. 1932, to provide further relief to the Vermejo Conservancy District in New Mexico, from its repayment obligations, after receiving testimony from Leonard S. Knox, Maxwell, New Mexico, and Neil C. Stillinger, Santa Fe, New Mexico, both on behalf of the Vermejo Conservancy District;

S. 1118, to provide for the transfer of the Platoro Reservoir to the Conejos Water Conservancy District in Colorado, after receiving testimony from Todd Robertson, Colorado Environmental Coalition, and J. William McDonald, Colorado Water Conservation Board, both of Denver; and Robert E. Robins, Jr., Conejos Water Conservation District, Antonito, Colorado; and

S. 1590, to transfer certain rights-of-way to the Elephant Butte Irrigation District in New Mexico, after receiving testimony from Woodrow O. Gary, Elephant Butte Irrigation District, Las Cruces, New Mexico.

Testimony was also received on the aforementioned bills and S. 2716, to expand the purposes for which excess storage or carrying capacity in reclamation projects may be used, from Dennis B. Underwood, Commissioner, Bureau of Reclamation, Department of the Interior.

NOMINATIONS

Committee on Finance: Committee ordered favorably reported the nominations of Stanford G. Ross, of the District of Columbia, and David M. Walker, of Virginia, to be Members of the Board of Trustees of the Federal Hospital Insurance Trust Fund, the Federal Old-Age and Survivors Insurance Trust Fund, the Federal Disability Insurance Trust Fund, and Federal Supplementary Medical Insurance Trust Fund.

Prior to this action, committee concluded hearings on the aforementioned nominations, after the nominees testified and answered questions in their own behalf.

TEST BAN TREATIES

Committee on Foreign Relations: Committee held hearings on the Treaty with the Union of Soviet Socialist Republics on the Limitation of Underground Nuclear Weapon Tests (Ex. N, 94th Cong., 2nd Sess.), and the Protocols to the Threshold Test Ban and Peaceful Nuclear Explosion Treaties with the Union of Soviet Socialist Republics (Treaty Doc. 101–19), receiving testimony from officials of the intelligence community.

Hearings continue Tuesday, July 31.

SOVIET DISUNION

Committee on Foreign Relations: Subcommittee on European Affairs held hearings to examine the lack of unity within the Soviet Union, and efforts to create a nationalities policy, receiving testimony from James H. Billington, Librarian of Congress; Zbigniew Brzezinski, Washington, D.C., former National Security Adviser; Paul A. Goble, Radio Free Europe, Munich, Federal Republic of Germany; and Uri Ra'anan, Boston University, Boston, Massachusetts.

Hearings were recessed subject to call.

ASSET FORFEITURE PROGRAMS

Committee on Governmental Affairs: Committee held oversight hearings on implementation of the seized property and asset forfeiture programs of the Department of Justice and the U.S. Customs Service of the Department of Treasury, focusing on certain "high risk" areas of the programs, receiving testimony from J. William Gadsby, Director, and Roger Lively, Evaluator, both of the Federal Management Issues, General Government Division, and Don Wurtz, Special Assistant to the Comptroller General, all of the General Accounting Office; Richard J. Hankinson, Inspector General, Cary H. Copeland, Director, and Michael Perez, Assistant Director for Financial Management, both of the Executive Office for Asset Forfeiture, and Jeffrey Fratter, Chief of Seized Assets Division, U.S. Marshals Service, all of the Department of Justice; Donald E. Kirkendall, Inspector General, Robert P. Cesca, Deputy Inspector General, Jay M. Weinstein, Assistant Inspector General for Audit, and Charles P. Bartoldus, Acting Director, Seized Property Division, U.S. Customs Service, all of the Department of the Treasury.

Hearings were recessed subject to call.

S&L FRAUD

Committee on the Judiciary: Committee held hearings to examine methods for combatting fraud in the savings and loan industry, receiving testimony from Richard L. Thornburgh, Attorney General, Department of Justice.

Hearings were recessed subject to call.

BLUEBONNET INVESTIGATION

Committee on the Judiciary: Subcommittee on Antitrust, Monopolies and Business Rights approved a motion to issue subpoenaes to certain government officials with regard to the investigation of the Bluebonnet Savings Bank in Dallas, Texas.

ERISA ENFORCEMENT

Committee on Labor and Human Resources: Subcommittee on Labor concluded hearings on proposed legislation to strengthen enforcement of the Employee Retirement Income Security Act (ERISA), after receiving testimony from David Ball, Assistant Secretary of Labor for Pension and Welfare Benefits Administration; David Clark, Jr., Associate Director, Accounting and Financial Management Division, General Accounting Office; Dennis Crites, American Association of Retired Persons, Norman, Oklahoma; Vicki Gottlich, National Senior Citizens Law Center, Washington, DC.; Jeff Lewis, Sigman and Lewis, Oakland, California, representing the National Employment Lawyers Association; David Davis, General Motors, Detroit, Michigan, representing the ERISA Industry Committee; and Thomas Walker, Associated Benefits

Corporation, Des Moines, Iowa, representing the Association of Private Pension and Welfare Plans.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 5350–5359; 1 private bill, H.R. 5360; and 3 resolutions, H.J. Res. 630–631, and H. Con. Res. 355 were introduced.

Page 18922

Reports Filed: Reports were filed as follows:

H.R. 4225, to amend title 18, United States Code, to prohibit the possession, transfer, and certain exports of restricted weapons, the manufacture of firearms capable of accepting a silencer or bayonet without alteration, and the possession and transfer of large capacity ammunition feeding devices, amended (H. Rept. 101–621); and

S. 1814, H.R. 3920, H.R. 2863, amended; H.R. 2961, S. 1683, and S. 1229; all private bills (H. Repts. 101–622 through 101–627, respectively).

Page 18922

Food and Agricultural Resources: House continued consideration of H.R. 3950, entitled, the "Food and Agricultural Resources Act of 1990"; but came to no resolution thereon. Consideration of amendments will resume on Wednesday, July 25.

Page 18822

Agreed to:

The de la Garza en bloc amendments to title I (cotton) that make technical changes in the bill; provides that the Secretary of Agriculture may not exclude irrigated or irrigable acreage not planted in alfalfa when excercising his authority under the bill; and requires the Department to provide disaster payments to cotton producers who are prevented from planting their crops, or whose crop yields are reduced below a certain level, as a result of the adjudication of Indian water rights disputes;

Page 18833

The Huckaby amendment that revises the method of calculating base acreage for sugar producers by providing that a producer's base acreage, for any given year, is to be the average number of acres planted with sugar over the previous five years, rather than provisions in the bill providing for the use of a weighted 5-year average, in which the most recent preceding crop year would count the least and the most distant crop year would count the most;

Page 18850

The Huckaby amendment that eliminates provisions in the bill regarding sugar import quotas, thereby allowing the current quota system to remain in effect;

Page 18850

The de la Garza en bloc amendments to title III (rice) that make technical changes in the bill; require that the Secretary of Agriculture may not exclude irrigated or irrigable acreage not planted in alfalfa when excercising his authority under the bill; and require the Department to provide disaster payments to rice producers who are prevented from planting their crops, or whose crop yields are reduced below a certain level, as a result of the adjudication of Indian water rights disputes; and

Page 18856

The Obey amendment that prohibits any State from establishing a dairy "make allowance" greater than that used by the Department of Agriculture (agreed to by a recorded vote of 307 ayes to 114 noes, Roll No. 260).

Page 18873

Rejected:

The Downey amendment that sought to set the loan rate for sugar at 16 cents per pound (2 cents below the rate set in the bill) in 1991 through 1995 (rejected by a recorded vote of 150 ayes to 271 noes, with 1 voting "present", Roll No. 258); and

Page 18837

The Volkmer amendment, as modified, that sought to provide new language for the milk price support and inventory management program for calendar years 1991 and 1995 (rejected by a recorded vote of 70 ayes to 353 noes, Roll No. 259).

Page 18859

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 18921

Quorum Calls—Votes: Three recorded votes developed during the proceedings of the House today and appear on pages 18849, 18872, and 18881. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 8:57 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Subcommittee on Interior approved for full Committee action the Interior appropriations for fiscal year 1991.

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Legislative approved for full Committee action the Legislative appropriations for fiscal year 1991.

SSN–21 SEAWOLF SUBMARINE PROGRAM

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials met in executive session to receive a classified briefing on the SSN–21 Seawolf submarine program. The Subcommittee was briefed by Derek J. Vander Schaaf, Deputy Inspector General, Department of Defense; and representatives of the CIA.

The Subcommittee also held a hearing on this program. Testimony was heard from Martin Feber, Director,

Navy Issues, GAO; and the following officials of the Department of Defense: Frank Kendall, Deputy Director, Tactical Warfare Programs, office of the Under Secretary, Acquisition; H. Lawrence Garrett III, Secretary of the Navy; and Adm. Bruce DeMars, USN, Director, Naval Nuclear Propulsion, Department of the Navy.

FEDERAL RESERVE MONETARY REPORT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Domestic Monetary Policy held a hearing on the Federal Reserve Monetary Report to Congress. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

COMPETITIVENESS OF U.S. INSURANCE COMPANIES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance, International Competitiveness Task Force held a hearing on the competitiveness of U.S. insurance companies. Testimony was heard from public witnesses.

INTERNATIONAL MIGRATION AND COOPERATIVE ECONOMIC DEVELOPMENT REPORT

Committee on Foreign Affairs: Held a hearing on the Report of the Commission for the Study of International Migration and Cooperative Economic Development. Testimony was heard from Representative Bryant; and Diego C. Ascencio, Chairman, Commission for the Study of International Migration and Cooperative Economic Development.

HELSINKI HUMAN RIGHTS DAY; DEVELOPMENTS IN EUROPE

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East approved for full Committee action S.J. Res. 339, to designate August 1, 1990, as "Helsinki Human Rights Day."

The Subcommittee also held a hearing on Developments in Europe. Testimony was heard from Raymond G.H. Seitz, Assistant Secretary, European and Canadian Affairs, Department of State.

FEDERAL COUNCIL ON WOMEN ACT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on H.R. 1187, Federal Council on Women Act. Testimony was heard from Constance Berry Newman, Director, OPM; and public witnesses.

TRIBAL CATTLE HERD PILOT PROJECT

Committee on Interior and Insular Affairs: Held a hearing on H.R. 5204, to establish a tribal cattle herd pilot project. Testimony was heard from Pat Hayes, Deputy to the Assistant Secretary, Indian Affairs (Trust and Economic Development), Department of the Interior; Michael Duff, Acting Coordinator, Native American Affairs, USDA; and public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held an oversight hearing on the Bureau of Mines, Health, Safety and Mining Technology Program. Testimony was heard from T.S. Ary, Directror, Bureau of Mines, Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 1645, to permit timber sales and related activities on National Forest System lands during a 5-year period of study of the status of the Northern Spotted Owl; H.R. 4492, to provide for the protection of the remaining ancient forests on the Federal lands of the States of Washington, Oregon, and California; H.R. 5116, to require the development and consideration of alternatives for the conservation of the northern spotted owl; and H.R. 5292, to provide for designation by the Secretary of the Interior and the Secretary of Agriculture of an ancient forest reserve system, including lands managed by the Bureau of Land Management and portions of national forests established by reservations from the public domain; to require the Secretary of the Interior and the Secretary of Agriculture to enhance economic stability in the Pacific Northwest. Testimony was heard from Representatives Swift, Morrison of Washington, Jontz and Unsoeld; F. Dale Robertson, Chief, Forest Service, USDA; the following officials of the Department of the Interior: Cy Jamison, Director, Bureau of Land Management; and Ralph Morgenweck, Assistant Director, U.S. Fish and Wildlife Service; and public witnesses.

HANDGUN VIOLENCE PREVENTION ACT; PRIVATE CLAIMS AND IMMIGRATION MEASURES

Committee on the Judiciary: Ordered reported amended H.R. 467, Brady Handgun Violence Prevention Act.

The Committee also acted on private claims and immigration bills.

INTERNATIONAL COOPERATION IN EARTH OBSERVING SYSTEMS

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications and the Subcommittee on International Scientific Cooperation held a joint hearing on International Cooperation in Earth Observing Systems. Testimony was heard from Shelby G. Tilford, Director, Earth Science and Applications Division, NASA; Robert W. Corell, Assistant Director, Geosciences, NSF; J. Thomas Ratchford, Associate Director, Office of Science and Technology Policy; and public witnesses.

HEALTH INSURANCE OPTIONS

Committee on Ways and Means: Subcommittee on Health held a hearing on Health Insurance Options: Proposals from the Provider Community. Testimony was heard from public witnesses.

SOCIAL SECURITY TAX TREATMENT OF CASH TIPS

Committee on Ways and Means: Subcommittee on Social Security held a hearing on the social security tax treatment of cash tips. Testimony was heard from Marshall Washburn, Deputy Assistant Commissioner (Examination), IRS, Department of the Treasury; and public witnesses.

WOMEN HEALTH CARE CONSUMERS

Select Committee on Aging: Subcommittee on Housing and Consumer Interests held a hearing on "Women Health Care Consumers: Shortchanged on Medical Research and Treatment. Testimony was heard from Mark Nadel, Associate Director, National and Public Health Issues, Human Resources Division, GAO; William Raub, Acting Director, NIH, Department of Health and Human Services; and public witnesses.

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Wednesday, July 25, 1990

Senate

Chamber Action

Routine Proceedings, pages 19275–19469

Measures Introduced: Twenty bills were introduced as follows: S. 2898–2917.

Page 19408

Measures Reported: Reports were made as follows:

S.J. Res. 183, proposing an amendment to the Constitution relating to a Federal balanced budget, with an amendment in the nature of a substitute. (S. Rept. No. 101–391)

S. 2841, to authorize the appropriation of $2.5 million to complete the renovation of the Guam Memorial Hospital, with amendments. (S. Rept. No. 101–392)

S. 1974, to require new televisions to have built in decoder circuitry, with amendments. (S. Rept. No. 101–393)

S. 2905, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal years for the Armed Forces.

S. 2906, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal years for the Armed Forces.

S. 2907, to provide for the utilization, force structure, and preservation of personnel of the Reserve components, for procurement for such components.

S. 2908, to provide transition assistance for military personnel involuntarily discharged or released from active duty.

S. 2909, expressing the sense of the Congress relating to the reduction of nuclear risk, requiring the Secretary of Defense to report on measures to reduce such risk.

S. 2910, to authorize appropriations for fiscal year 1991 drug interdiction and counter-drug activities of the Department of Defense, to allow the Department of Defense to provide additional support to State and local agencies for such activities.

S. 2911, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense related activities of the Department of Energy, to prescribe personnel strengths for such fiscal years for the Armed Forces.

S. 2912, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, to prescribe personnel strengths for such fiscal years for the Armed Forces.

S. 2913, to authorize certain construction at military installations for fiscal year 1991.

S. 2914, to authorize funds for the Department of Energy national security programs, the Defense Nuclear Facilities Safety Board, civil defense; to authorize expenditures by the Panama Canal Commission.

S. 2915, to amend title 10, United States Code, to require the Secretary of Defense to establish a strategic environmental research program.

S. 2916, to amend title 10, United States Code, to encourage the development and transfer of critical technologies and to improve acquisition activities of the Department of Defense, to authorize acquisitions and dispositions for the National Defense Stockpile for fiscal year 1991.

Page 19407

Measures Passed:

Ethics Recommendations Regarding Senator Durenberger: By a unanimous vote of 96 yeas, with two Senators voting present (Vote No. 175), Senate agreed to S. Res. 311, concerning the Select Committee on Ethics investigation of Senator David F. Durenberger.

Page 19337

Farm Bill: Senate continued consideration on S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices, taking action on amendments proposed thereto, as follows:

Pages 19283, 19356

Adopted:

(1) Jeffords Amendment No. 2357, to modify the prohibition on a milk production termination program.

Page 19371

(2) Jeffords Amendment No. 2358, relating to consumer prices and producer income regarding dairy policy, dairy domestic and international nutrition programs, and to encourage greater protein production in milk.

Page 19371

(3) Leahy (for Baucus) Amendment No. 2360, to promote export sales of processed value-added agricultural products.

Page 19375

(4) Leahy (for Moynihan) Amendment No. 2361, to establish an interagency research, design criteria and eradication program on zebra mussels as they affect the nation's agricultural irrigation systems.

Page 19376

(5) Leahy (for Sanford) Amendment No. 2362, to require a report to Congress on recommendations for policies the United States can adopt to improve and enhance developing countries access to world sugar markets and reduce other distortions to world sugar trade.

Page 19377

(6) Leahy (for Garn/Riegle) Amendment No. 2363, to provide national treatment for foreign financial institutions in the United States.

Page 19378

(7) Leahy (for Simon) Amendment No. 2364, to express the sense of the Senate concerning the rebalancing proposal of the European Community.

Page 19378

(8) Leahy/Lugar Amendment No. 2365, to authorize the President to designate a private nonprofit organization, the National Tree Trust Foundation, to promote tree planting and forest improvement programs.

Page 19379

(9) Leahy (for Harkin) Amendment No. 2367, to establish a program for the eradication of pseudorabies in the United States swine populations.

Page 19382

(10) Lugar (for Fowler/Gorton) Amendment No. 2368, to require a study of Federal food grading standards for perishable commodities.

Page 19383

(11) Leahy (for Kassebaum/Daschle) Amendment No. 2369, to clarify the treatment of multiyear program contract payments.

Page 19388

(12) Lugar (for Burns/Conrad) Amendment No. 2370, to provide for a study of the impact on domestic durum wheat growers of the importation of durum wheat from Canada.

Page 19388

(13) Lugar (for Burns) Amendment No. 2371, to provide for a study of the impact on domestic alfalfa seed growers of the importation of alfalfa seed from Canada.

Page 19388

(14) Lugar (for Burns) Amendment No. 2372, to express the sense of the Congress that the Department of Agriculture's Office of Transportation should continue as an independent office.

Page 19389

(15) Exon Amendment No. 2374, to permit alternative repayment rates for oilseed loans under certain circumstances.

Page 19393

(16) Stevens Amendment No. 2375, to provide for the development of field arboretums, greenhouses, and tree nurseries in cooperation with the State.

Page 19394

(17) Leahy (for Symms) Amendment No. 2376, to make any provision relating to the recalculation of deficiency payment for the 1988 and 1989 barley crop years non-discretionary.

Page 19395

(18) Durenberger Modified Amendment No. 2378, to express the sense of the Congress regarding the protection of the nation's wetlands and ground water from loss or degradation.

Page 19397

Rejected:

(1) By 26 yeas to 72 nays (Vote No. 172), Baucus Modified Amendment No. 2353, to modify the method of calculating the support price for milk and deficiency payments for wheat, feed grains, upland cotton, and rice.

Pages 19283, 19322

(2) Roth Amendment No. 2354, to repeal the existing quota and price support program for peanuts and to authorize the Secretary of Agriculture to support the price of peanuts at a level to be determined by the Secretary. (By 57 yeas to 41 nays (Vote No. 173), Senate tabled the amendment.)

Page 19294

(3) Kerrey Amendment No. 2366 (to Amendment No. 2365), to promote the principles of basic forest stewardship through the nationwide planting, improvement and maintenance of trees in order to increase reforestation, enhance the environmental and aesthetic qualities of our Nation's rural and urban areas, and reduce global carbon dioxide levels.

Page 19381

Withdrawn:

(1) Symms Amendment No. 2355, to strike provisions requiring the Secretary of Agriculture to evaluate methane emissions from livestock.

Page 19322

(2) Mitchell Amendment No. 2356, to expand the meat inspection programs of the United States by establishing a comprehensive inspection program to ensure the

quality and wholesomeness of all fish products intended for human consumption in the United States.

Pages 19324, 19356

(3) Heinz Amendment No. 2359, to provide for the application of en route or delivery tolerances to all commodities inspected for import prohibition purposes.

Pages 19372, 19389

(4) Warner Amendment No. 2373, to provide for basic and applied research for intensive water recirculating aquaculture systems.

Page 19390

(5) Harkin amendment No. 2377, to establish a program for the eradication of pseudorabies in the United States swine populations.

Page 19395

Pending:

(1) Gorton Amendment No. 2344, to provide for an apple import marketing order.

Page 19283

A unanimous consent agreement was reached providing for consideration of a Lautenberg amendment relating to pesticides, on Thursday, July 26.

Page 19469

Senate will continue consideration of the bill and amendments to be proposed thereto, on Thursday, July 26.

Page 19469

Fish Inspection Programs-Agreement: A unanimous-consent time-agreement was reached providing for the consideration of proposed legislation to expand the meat inspection programs of the United States by establishing a comprehensive inspection program to ensure the quality and wholesomeness of all fish products intended for human consumption in the United States, and an amendment in the nature of a substitute to be proposed thereto.

Page 19367

Motion To Request Attendance: During today's proceedings, the following also occurred:

By 97 yeas to 1 nay (Vote No. 174), Senate agreed to a motion to request the attendance of absent Senators.

Page 19337

Nominations Received: Senate received the following nominations:

David H. Souter, of New Hampshire, to be an Associate Justice of the Supreme Court of the United States.

Edward P. Brynn, of Vermont, to be Ambassador to Burkina Faso.

Ryan Clark Crocker, of Washington, to be Ambassador to the Republic of Lebanon.

Jerome H. Powell, of New York, to be an Assistant Secretary of the Treasury.

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Messages From the House: Page 19405

Measures Referred: Page 19406

Measures Placed on Calendar: Page 19406

Communications: Page 19406

Executive Reports of Committees: Page 19407

Statements on Introduced Bills: Page 19408

Additional Cosponsors: Page 19441

Amendments Submitted: Page 19443

Notices of Hearings: Page 19460

Authority for Committees: Page 19461

Additional Statements: Page 19462

Record Votes: Four record votes were taken today. (Total—175)

Pages 19322, 19337, 19355

Quorum Calls: One quorum call was taken today. (Total—3)

Page 19337

Recess: Senate convened at 9 a.m., and recessed at 10:59 p.m., until 9 a.m., on Thursday, July 26, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 19469.)

Committee Meetings

FINANCIAL SERVICES REGULATION

Committee on Banking, Housing, and Urban Affairs: Committee resumed hearings on proposed legislation to reform and modernize the legal and regulatory structure of the financial services industry to increase competitiveness of U.S. institutions, focusing on financial services developments in Europe and Japan, receiving testimony from Nicholas F. Brady, Secretary of the Treasury.

Hearings continue Tuesday, July 31.

BUDGET REFORM

Committee on the Budget: Committee ordered favorably reported the following bills:

S. 532, to provide that any concurrent resolution on the budget that contains reconciliation directives shall include a directive with respect to the statutory limit on the public debt;

S. 101, to mandate a balanced budget, to provide for the reduction of the national debt, to protect retirement funds, and to require honest budgetary accounting, with an amendment in the nature of a substitute;

An original bill to remove the Federal hospital insurance trust fund from the deficit calculation;

An original bill to create a functional category for gross interest on the public debt;

S. 2835, to require the President and Congress to set, on an annual basis, the ratio of defense versus nondefense spending reductions required under sequestration;

S. 1850, to require sequestration for a fiscal year if the actual deficit for the preceding fiscal year exceeds the target by more than $10,000,000,000;

An original bill to restrict the use of appropriations amounts available for definite periods;

S. 447, to require the Congress and the President to use the spending levels for the current fiscal year (without adjustment for inflation) in the preparation of the budget for each new fiscal year in order to clearly identify spending increases from one fiscal year to the next fiscal year; and

An original bill to provide for legislative line item veto separate enrollment authority.

DOLPHIN PROTECTION

Committee on Commerce, Science, and Transportation: Committee held hearings in conjunction with the National Ocean Policy Study on S. 2044, to require that tuna products containing tuna caught by methods lethal to dolphins be labeled to inform consumers of that fact, receiving testimony from Senator Biden; Representative Boxer; William Fox, Assistant Administrator of Fisheries, and Charles Fullerton, Southwest Regional Director, both of the National Marine Fisheries Service, National Oceanic and Atmospheric Administration, Department of Commerce; Keith A. Hauge, StarKist Seafood Company, Long Beach, California; Patti Davis, Earth Island Institute, San Francisco, California; Manuel Silva, U.S. Tuna Foundation, Washington, D.C.

Hearings were recessed subject to call.

HAZARDOUS MATERIALS TRANSPORTATION

Committee on Commerce, Science, and Transportation: Subcommittee on Surface Transportation concluded hearings on proposed legislation authorizing funds for the Hazardous Materials Transportation Act, after receiving testimony from Senators Metzenbaum and Specter; Representative Applegate; Travis Dungan, Administrator, Research and Special Programs Administration, Department of Transportation; William A. McCurdy, Jr., E.I. Du Pont du Nemours & Company, Wilmington, Delaware, on behalf of the National Industrial Transportation League; David D. Morgan, Occidental Chemical Company, Dallas, Texas, on behalf of the Chemical Manufacturers' Association; Lana Batts, American Trucking Associations, Alexandria, Virginia; George Miller, Fire Safety Division of Housing Development, Trenton, New Jersey, on behalf of the National Association of State Fire Marshalls; Robert McKeon, Connecticut State Firemen's Association, Norwick, on behalf of the National Volunteer Fire Council; and William Dempsey, Association of American Railroads, Raymond C. Scheppach, National Governors' Association, Lawrence M. Mann, Alper & Mann, on behalf of Railway Labor Executives' Association, Vernon MacDougal, International Brotherhood of Teamsters, Garry Briese, International Association of Fire Chiefs, and Frederick H. Nesbitt, International Association of Fire Fighters, all of Washington, D.C.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

H.R. 2174, to establish the Mississippi River Corridor Study Commission to study and make recommendations regarding the feasibility of designating the Mississippi River corridor as a National Heritage Corridor;

S. 2680, to provide for the relief of certain persons in Stone County, Arkansas, deprived of property as a result of a 1973 dependent resurvey by the Bureau of Land Management, with an amendment in the nature of a substitute; and

The nominations of Paul L. Ziemer, of Indiana, to be Assistant Secretary of Energy for Environment, Safety and Health, Calvin A. Kent, of Texas, to be Administrator of the Energy Information Administration, Department of Energy, and David H. Leroy, of Idaho, to be Nuclear Waste Negotiator, Office of the Nuclear Waste Negotiator.

NATIONAL LABORATORIES

Committee on Energy and Natural Resources: Subcommittee on Energy Research and Development held hearings to review current operations and programs and the future role of Department of Energy national laboratories, receiving testimony from James D. Watkins, Secretary of Energy; and Siegfried S. Hecker, Director, Los Alamos National Laboratory, Los Alamos, New Mexico, Albert Narath, President, Sandia National Laboratories, Albuquerque, New Mexico, John H. Nuckolls, Director, Lawrence Livermore National Laboratory, Livermore, California, Alvin W. Trivelpiece, Director, Oak Ridge National Laboratory, Oak Ridge, Tennessee, Charles V. Shank, Director, Lawrence Berkeley Laboratory, Berkeley, California; and William R. Wiley, Director and Senior Vice President, Pacific Northwest Laboratory, Richland, Washington, all of the Department of Energy.

Hearings were recessed subject to call.

NATIONAL PARK SERVICE

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests held oversight hearings to examine concessions management within the National Park Service, focusing on a proposed policy to increase revenues to the parks, improve service to the park visitor and ensure a fair return on concessioners' investments, receiving testimony from Manuel Lujan, Jr., Secretary of the Interior; James R. Richards, Inspector General, and James M. Ridenour, Director, National Park Service, both of the Department of the Interior.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Townsend B. Friedman, Jr., of Illinois, to be Ambassador to the People's Republic of Mozambique, Kenneth N. Peltier, of Texas, to be Ambassador to the Federal and Islamic Republic of the Comoros, Genta H. Holmes, of California, to be Ambassador to the Republic of Namibia, and Edward W.

Gnehm, Jr., of Georgia, to be Ambassador to the State of Kuwait, after the nominees testified and answered questions in their own behalf.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following business items:

S. 2274, to establish a Federal pay system with locality-based adjustments, with an amendment in the nature of a substitute;

S. 1542, to include National Weather Service personnel of the Department of Commerce among other Federal forest fire fighters eligible to be paid overtime while serving on forest wildfire emergencies;

S. 2886, to authorize funds for fiscal years 1991 through 1993 for the Interagency Council on the Homeless, the Federal Emergency Management Agency Emergency Food and Shelter Program, and to ensure that suitable excess and surplus government property, when possible, is made available to assist the homeless;

S. 1957, to provide for the efficient and cost effective acquisition of nondevelopmental items (commercial and off-the-shelf products) for Federal agencies, with an amendment in the nature of a substitute; and

The nominations of Stephen A. Trodden, of Virginia, to be Inspector General, Department of Veterans Affairs, and Barbara E. Bryant, of Michigan, to be Director of the Census, Department of Commerce.

ANTI-TERRORISM ACT

Committee on the Judiciary: Subcommittee on Courts and Administrative Practice concluded hearings on S. 2465, to revise Federal criminal code provisions to establish criminal penalties for the killing of U.S. nationals outside the United States, after receiving testimony from Alan Kreczko, Deputy Legal Advisor, Department of State; Rick Valentine, Deputy Assistant Attorney General, Office of Immigration Litigation, Department of Justice; Joseph Morris, The Lincoln Legal Foundation, Chicago, Illinois; Daniel Pipes, Foreign Policy Research Institute, Philadelphia, Pennsylvania; Wendy Perdue, Georgetown University Law Center, Washington, D.C.; Rosemary Wolfe, Alexandria, Virginia; and Lisa Klinghoffer, Ilsa Klinghoffer, and Paul Hudson, all of New York, New York.

MEDICAL DEVICES

Committee on Labor and Human Resources: Committee held hearings on proposed legislation to revise and strengthen the Food and Drug Administration's regulation of medical devices, receiving testimony from James S. Benson, Acting Commissioner, Food and Drug Administration, Department of Health and Human Services; Sidney M. Wolfe, Public Citizen Health Research Group, and Alan Magazine and Edwin H. Allen, both of the Health Industry Manufacturers Association, all of Washington, D.C.; Kevin J. Ryan, Contact Lens Institute, Sunnyvale, California; and Earl Saltzgiver, Foremost Contact Lens Service, Inc., Salt Lake City, Utah, on behalf of the Contact Lens Manufacturers Association.

Hearings were recessed subject to call.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered favorably reported the following bills:

H.R. 5256, to authorize funds for programs of the American Indian, Alaska Native, and Native Hawaiian Culture and Art Development Act, with amendments; and

S. 2340, to develop and improve child protective service programs on Indian reservations and to establish an Indian Family Violence Prevention and Treatment Grant Program, with an amendment in the nature of a substitute.

INDIAN FINANCE CORPORATION

Select Committee on Indian Affairs: Committee held hearings on S. 2770, to establish the Indian Finance Corporation, an independent, Federally chartered financial institution in which Indian tribes would be directly involved in its administration in an effort to close the gap between the established sources of private capital and Indian country, receiving testimony from Eddie F. Brown, Assistant Secretary of the Interior for Indian Affairs; Marshall Plumber, Navajo Nation, Window Rock, Arizona; Edward Lone Fight, Three Affiliated Tribes of the Ft. Berthold Reservation, New Town, North Dakota; Wayne Ducheneaux, National Congress for American Indians, Washington, D.C.; Ron Trosper and Lawrence Kenmille, both of the Confederated Salish and Kootenai Tribal Council, Pablo, Montana; Mark Mercier, Confederated Tribes of the Grand Ronde Community of Oregon, Grand Ronde; Jake Parker, Chippewa-Cree Business Committee, Rocky Boy Reservation, Box Elder, Montana; Ray Brown, National Center for American Indian Enterprise Development, El Monte, California; Gerald Emm, Inter-Tribal Agriculture Council, Billings, Montana; Don Wharton, Native American Rights Fund, Boulder, Colorado; and David Harrison, Council of Energy Resource Tribes, Denver, Colorado.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 5361–5375; and 1 resolution, H. Res. 441 were introduced.

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Reports Filed: Reports were filed as follows:

Report from the Select Committee on Children, Youth, and Families entitled "Children's Well-being: An International Comparison" (H. Rept. 101–628);

H. Res. 441, waiving certain points of order during consideration of H.R. 5313, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1991 (H. Rept. 101–629); and

H.J. Res. 7, to repeal an obsolete joint rule of Congress (section 132 of the Legislative Reorganization Act of 1946, as amended) relating to sine die adjournment of Congress (H. Rept. 101–630).

Page 19272

Speaker Pro Tempore: Read a letter from the Speaker wherein he appoints Representative Hoyer to act as Speaker pro tempore for today.

Page 19116

Journal: By a yea-and-nay vote of 288 yeas to 111 nays, Roll No. 261, the House approved the Journal of Tuesday, July 24.

Page 19116

Family Leave Veto: By a yea-and-nay vote of 232 yeas to 195 nays, Roll No. 262 (two-thirds of those present not voting in favor), the House sustained the President's veto of H.R. 770, to entitle employees to family leave in certain cases involving a birth, an adoption, or a serious health condition and to temporary medical leave in certain cases involving a serious health condition, with adequate protection of the employees' employment and benefit rights, and to establish a commission to study ways of providing salary replacement for employees who take any such leave. Subsequently, the veto message and the bill were referred to the Committees on Education and Labor and Post Office and Civil Service.

Page 19125

Food and Agricultural Resources: House continued consideration of H.R. 3950, entitled, the "Food and Agricultural Resources Act of 1990"; but came to no resolution thereon. Consideration of amendments will resume on Friday, July 27.

Page 19143

Pending when the Committee of the Whole rose was the Gejdenson amendment that seeks to modify provisions regarding international food aid and export promotion programs.

Page 19233

Agreed to the following amendments to the preceding Gejdenson amendment:

The Durbin amendment that prohibits the use of United States agricultural export programs to assist or encourage the export of tobacco in manufactured form; and

Page 19253

The Bereuter amendment that provides the President with debt reduction authority for an eligible Latin American or Caribbean country.

Page 19254

Agreed To:

The Walsh amendment that reduces the level of dairy surpluses that trigger implementation of a USDA inventory management program from 7 billion pounds to 6 billion pounds (agreed to by a recorded vote of 256 ayes to 164 noes, Roll No. 263);

Page 19143

The de la Garza en bloc amendments, that add new provisions on soybean promotion, research, and consumer information;

Page 19150

The Madigan amendment that permits the USDA, if it determines the cut is necessary to keep American wheat or feed grains competitive on world markets, to reduce the loan rate by 10 percent below the previous year's level in any of the next five years (agreed to by a recorded vote of 219 ayes to 210 nays, Roll No. 264);

Page 19166

The de la Garza en bloc amendments that limit the loan rate for wheat to no less than $2.44 per bushel, unless such rate would exceed 80 percent of the five year average market price determination; requires that any land set aside by the USDA for an acreage reduction program for wheat, upon which an emergency haying or grazing program is authorized to include irrigate or irrigable land; and requires the USDA to provide disaster funds to those wheat producers who, as a result of the settlement of Indian water rights, suffer a specified reduction in their crop yields, or are prevented from planting their crops;

Page 19175

The de la Garza en bloc amendments that limit the loan rate for corn to not less than $1.76 per bushel, unless such rate would exceed 80 percent of the five year average market price determination; requires any land set aside by the USDA for an acreage reduction program for feed grains, upon which an emergency haying or grazing program is authorized, to include irrigated or irrigable land; and requires the USDA to provide disaster funds to those feed grains producers who, as a result of the settlement of Indian water rights, suffer a specified reduction in their crop yields, or are prevented from planting their crops;

Page 19181

The de la Garza en bloc amendments that allow feed grain producers an opportunity to provide information on their actual crop yields in 1986 through 1990 to the USDA, which would be required to use this information in calculating farm program payments; and requires the USDA to count acreage used for storage of excess surface water storage in reservoirs, man-made ponds, and similar areas, as acreage idled for purposes of an acreage reduction program; and

Page 19218

The de la Garza amendment that limits the price support payments on wool and mohair that may be paid to one producer in marketing year 1991–94;

Page 19220

Rejected:

The Schumer amendment that sought to prohibit any person, with an adjusted gross income of more than $100,000, to receive any payments, purchases, or loans under the wheat, feed grains, cotton, honey, rice, oilseeds, and wool and mohair programs (rejected by recorded vote of 159 ayes to 263 noes, with 2 voting "present", Roll No. 266); and

Page 19188

The Glickman substitute amendment to the Schumer amendment that sought to prohibit any producer, whose total income from the sale of program crops exceeds $1 million annually, to receive deficiency payments (rejected by a recorded vote of 174 ayes to 251 noes, Roll No. 265).

Page 19189

A point of order was sustained against the Armey amendment that sought to repeal marketing quotas for peanuts.

Page 19160

Committee to Sit: Subcommittee on Forests, Farms, and Energy of the Committee on Agriculture received permission to sit on Thursday, July 26, and Friday, July 27, during the proceedings of the House under the five-minute rule.

Page 19262

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 19269

Quorum Calls—Votes: Two yea-and-nay votes and four recorded votes developed during the proceedings of the House and appear on pages 19116, 19142, 19145, 19174, 19213, and 19217. There were no quorum calls.

Adjournment: Met at 10 p.m. and adjourned at 9:16 p.m.

Committee Meetings

MANAGEMENT OF DEFENSE PROGRAMS

Committee on Armed Services: Held a hearing on the management of defense programs. Testimony was heard from Charles A. Bowsher, Comptroller General of the United States, GAO.

DEFENSE STOCKPILE

Committee on Armed Services: Subcommittee on Seapower and Strategic Critical Materials held a hearing on the following bills: H.R. 5074, to require the refining, processing, or upgrading of certain material in the national defense stockpile in order to convert such material into a form more suitable for storage, subsequent disposition, and immediate use in a national emergency; and H.R. 5076, to amend the Strategic and Critical Materials Stockpiling Act to authorize the President to barter material in the national defense stockpile to finance the upgrading, refining, and processing of stockpile material. Testimony was heard from Representatives Bennett and Craig; and the following officials of the Department of Defense: Colin McMillan, Assistant Secretary, Production and Logistics; Richard E. Donnelly, Acting Deputy Assistant Secretary, Production and Logistics; and Lt. Gen. Charles McCausland, USAF, Director, Defense Logistics Agency.

DOLPHIN PROTECTION

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection, and Competitiveness held a hearing on the following bills: H.R. 2926, Dolphin Protection Consumer Information Act of 1989; and H.R. 2948, Dolphin Protection Act of 1989. Testimony was heard from Representatives Boxer and Levine of California; Michael Tillman, Deputy Assistant Administrator, Fisheries, National Marine Fishery Service, NOAA, Department of Commerce; John Twiss, Executive Director, Marine Mammal Commission; and public witnesses.

KOREA: NORTH-SOUTH AND NUCLEAR ISSUES

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on Korea: North-South and Nuclear Issues. Testimony was heard from DeSaix Anderson, Principal Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of State; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations approved for full Committee action the following measures: H. Res. 312, urging the President to submit the Convention on the Rights of the Child to the Senate for its advice and consent to ratification; H.J. Res. 418, amended, calling for the United States to encourage immediate negotiations toward a new agreement among Antarctic Treaty Consultative Parties, for the full protection of Antarctica as a global ecological commons; H. Con. Res. 248, amended, expressing the sense of the Congress with respect to the linkage between environment and national security; and H.J. Res. 431, amended, to establish that it is the policy of the United States to encourage and support conservation efforts initiated by Brazil to protect the Amazon forest, and that the United States should redouble its efforts to reduce its pollution of the global environment.

OVERSIGHT

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held an oversight hearing to examine the feasibility and revenue impact of a Federal Tax Amnesty program. Testimony was heard from Senators Dixon and Conrad; from the following officials of the Department of the Treasury: Michael Graetz, Deputy Assistant Secretary, Tax Policy; and Fred Goldberg, Commissioner, IRS; Ernest Dronenburg, member, Board of Equalization, State of California; S. Hunter Howard, Chairman, Tax Commission, State of South Carolina; William Hawkins, Assistant Commissioner, De-

partment of Taxation, State of Virginia; and J. Thomas Johnson, former Director of Revenue, State of Illinois.

MINORITY FARMING

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture held a hearing on the Decline of Minority Farming in the United States. Testimony was heard from Representative Espy; the following officials of the USDA: Evelyn B. White, Acting Director, Office of Advocacy and Enterprise; LaVerne Ausman, Administrator; William True, Director, Equal Opportunity Staff; and Wilbert Campbell, Director, Emergency Designation Staff, all with the Farmers Home Administration; and public witnesses.

MISCELLANEOUS MEASURES; COMMITTEE RESOLUTION

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 4593, amended, San Carlos Mineral Strip Act of 1990; H.R. 3613, amended, to establish an Upper Sacramento River Fishery Resources Restoration Program; a Committee H.R. 5084, amended, to authorize the National Park Service to acquire and manage the Mary McLeod Bethune Council House National Historic Site; H.R. 3493, amended, Route 66 Study Act of 1989; S. 1230, amended, to authorize the acquisition of additional lands for inclusion in the Knife River Indian Villages National Historic Site; S. 1046, Merrimack River Study Act of 1990; and S. 1524, to amend the Wild and Scenic Rivers Act of 1968 by designating segments of the Pemigewasset River in the State of New Hampshire for study for potential addition to the National Wild and Scenic Rivers System.

The Committee also adopted a resolution to waive the 60-day waiting period referred to in section 28(w)(2) of the Mineral Leasing Act for construction of a natural gas pipeline by Columbia Gas Transmission Company in the Monongahela National Forest.

CIVIL RIGHTS ACT

Committee on the Judiciary: Ordered reported amended H.R. 4000, Civil Rights Act of 1990.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action the following bills: H.R. 2511, amended, Consumer Seafood Safety Act of 1989; and H.R. 188, relating to the rights and interest of the United States of America under a conservation easement affecting certain land in Wood County, TX.

OUTER CONTINENTAL SHELF LANDS ACT AMENDMENTS

Committee on Merchant Marine and Fisheries: Subcommittee on Oversight and Investigations, Subcommittee on Panama Canal/Outer Continental Shelf and the Subcommittee on Oceanography and Great Lakes held a joint hearing to evaluate the adequacy of the OCS leasing cancellation and compensation process (43 U.S.C. 1334 and 43 U.S.C. 1351) and pending alternative proposals, including H.R. 4908, amending the Outer Continental Shelf Lands Act with respect to procedures for the cancellation of leases, and the President's June 26, 1990 proposal to buy back and cancel existing leases in Sale Area 116, Part II, off southwest Florida. Testimony was heard from Representatives Fascell and Smith of Florida; Barry A. Williamson, Director, Minerals Management Service, Department of the Interior; Suzanne Iudicello, Associate Director, Fisheries and the Environment, State of Alaska; and public witnesses.

SINE DIE ADJOURNMENT

Committee on Rules: Ordered reported H.J. Res. 7, to repeal an obsolete joint rule of Congress (section 132 of the Legislative Reorganization Act of 1946, as amended) relating to sine die adjournment of Congress.

MILITARY CONSTRUCTION APPROPRIATIONS

Committee on Rules: Granted a rule waiving clause 2 of Rule XXI against specified provisions of H.R. 5313, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1991. Testimony was heard from Representatives Hefner, Dicks, Hoyer, McMillen of Maryland, and Lowery of California.

ELECTROMAGNETIC RADIATION

Committee on Science, Space, and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment held a hearing on Federal Research on Electromagnetic Radiation. Testimony was heard from Representative Pallone; Robert L. San Martin, Deputy Assistant Secretary, Utilities Technology, Conservation and Renewable Energy, Department of Energy; Dr. Richard A. Griesemer, Director, Division of Toxicology Research and Testing, National Institute of Environmental Health Sciences, NIH, Department of Health and Human Services; William H. Farland, Director, Office of Health and Environmental Assessment, EPA; and public witnesses.

MISCELLANEOUS MEASURES; DEBT LIMIT EXTENSION

Committee on Ways and Means: Ordered reported the following bills: H.R. 5269, amended Comprehensive Crime Control Act of 1990; H.R. 5350, to provide for a temporary increase in the public debt limit; H.R. 5355, to increase the statutory limit on the public debt; and without recommendation H.R. 4328, Textile, Apparel, and Footwear Act of 1990.

AID'S PRIORITIES: TIME FOR A CHANGE

Select Committee on Hunger: International Task Force held a hearing on AID's Priorities: Time for a Change." Testi-

mony was heard from William C. Ramsay, Deputy Assistant Secretary, Energy Resources and Food Policy, Bureau of Economic and Business Affairs, Department of State; Reginald Brown, Assistant Administrator, Program and Policy Coordination, AID, U.S. International Development Agency; John Sewell, President, Overseas Development Council; and a public witness.

Joint Meetings

HOUSTON ECONOMIC SUMMIT

Joint Economic Committee: Committee concluded hearings to review the developments at the recent meeting of leaders of seven industrial countries (Houston Economic Summit), after receiving testimony from Richard T. McCormack, Under Secretary of State for Economic and Agricultural Affairs.

CLEAN AIR

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 1630, to provide for the attainment and maintenance of health protective national ambient air standards, but did not complete action thereon; and recessed subject to call.

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Thursday, July 26, 1990

Senate

Chamber Action

Routine Proceedings, pages 19491–19694

Measures Introduced: Nine bills and two resolutions were introduced as follows: S. 2918–2926, and S. Res. 313 and 314.

Page 19634

Measures Reported: Reports were made as follows:

S. 2834, to authorize appropriations for fiscal year 1991 for the intelligence activities of the United States Government, the Intelligence Agency Retirement and Disability System, with amendments. (S. Rept. No. 101–394)

S. 1805, An Act to amend title 5, United States Code, to allow Federal annuitants to make contributions for health benefits through direct payments rather than through annuity withholdings, to make a technical correction relating to the life insurance program, and to provide for the termination of life insurance coverage uniformly, with an amendment in the nature of a substitute. (S. Rept. No. 101–395)

H.R. 639, to amend the Immigration and Nationality Act to provide for special immigrant status for certain aliens who have served honorably in the Armed Forces of the United States for 4 years, with amendments.

S. 1542, to amend chapter 55 of title 5, United States Code, to include certain employees of the Department of Commerce as forest firefighters.

S. 2545, to amend title 18 of the United States Code, to increase the term of imprisonment for offenses involving driving while intoxicated when a minor is present in the vehicle.

S. 2494, to strengthen the authority of the Federal Trade Commission regarding fraud committed in connection with sales made with a telephone, with an amendment in the nature of a substitute. (S. Rept. No. 101–396)

Page 19633

Measures Passed:

Directing Senate Legal Counsel: Senate agreed to S. Res. 314, to direct the Senate Legal Counsel to represent the Offices of Senators Nunn and Fowler in civil actions.

Page 19683

Farm Bill: Senate continued consideration on S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices, taking action on amendments proposed thereto, as follows:

Pages 19504, 19507, 19588

Adopted:

(1) Gorton Amendment No. 2344, to provide for an apple import marketing order.

Page 19504

(2) Conrad (for Pryor) Amendment No. 2379, to provide for a fair procedure for the appeal of adverse administrative determinations made by any State or county committee established under the Soil Conservation and Domestic Allotment Act.

Page 19508

(3) Conrad (for Levin) Amendment No. 2380, to provide for the improvement of reports prepared by the Agricultural Attaches concerning trade barriers.

Page 19509

(4) Fowler Amendment No. 2381, to establish certain agricultural promotion programs.

Pages 19511, 19614

(5) Bond Amendment No. 2382, to improve the operations of the Federal crop insurance program.

Pages 19513, 19522, 19534

(6) Daschle Amendment No. 2383 (to Amendment No. 2382), to improve the operations of the Federal crop insurance program. (By 42 yeas to 55 nays (Vote No. 176), Senate failed to table the amendment.)

Pages 19515, 19530

(7) Bentsen Amendment No. 2387, to provide for a program option for producers of the 1996 crops of wheat, feed grains, cotton, rice, or oilseeds.

Page 19560

(8) Lugar (for Simpson) Amendment 2388, to freeze the established price for wool and mohair and to increase the payment limitation for wool and mohair.

Page 19562

(9) Fowler Amendment No. 2390, to enhance minority participation in farm programs.

Page 19582

(10) Leahy (for Heinz) Amendment No. 2391, to require a study concerning fluid milk production.

Page 19586

(11) Leahy (for Heflin) Amendment No. 2392, concerning agricultural production systems that promote animal wellbeing.

Page 19587

(12) Conrad Modified Amendment No. 2330, to modify the repayment requirements for advance deficiency payments for certain producers.

Pages 19504, 19609

(13) Leahy (for Bradley) Amendment No. 2394, to provide for a study and pilot implementation project to demonstrate the benefits of retaining and integrating forests in urban development.

Page 19610

(14) Bentsen Amendment No. 2395, to allow the merger of certain rural electric cooperatives.

Page 19611

Withdrawn:

(1) Heinz Amendment No. 2393, to establish eligibility requirements for agricultural commodity price support programs with respect to the delivery of irrigation water.

Page 19589

Pending:

(1) Helms Amendment No. 2389, to prohibit U.S. financial institutions, whose deposits are insured by the United States taxpayer, from extending credit to the Soviet Union at interest rates below those offered to American farmers.

Page 19564

(2) Glenn Amendment No. 2384, to exempt certain American Great Lakes vessels from the cargo preference requirements and provide for the phase out of the Great Lakes set-aside after four years.

Page 19535

(3) Inouye Amendment No. 2385 (to Amendment No. 2384), to exempt certain American Great Lakes vessels from the cargo preference requirements and provide for the phase out of the Great Lakes set-aside after three years.

Pages 19536, 19569, 19588

(4) D'Amato Amendment No. 2396, to deny Iraq financial credits and benefits, including guarantees made by the Commodity Credit Corporation of loans, until the President certifies that Iraq is in substantial compliance with its obligations under international law.

Page 19619

(5) DeConcini Amendment No. 2397 (to Amendment No. 2396), to require a report to Congress describing total U.S. petroleum purchases from Iraq, and an assessment of the economic consequences for the U.S. and Iraq of a ban on the importation of Iraqi petroleum into the United States.

Page 19620

A unanimous-consent agreement was reached providing for consideration of certain amendments to be proposed to the bill on Friday, July 27.

Page 19631

A further unanimous-consent agreement was reached providing for a vote to occur on, or in relation to, Helms Amendment No. 2389, listed above, at 10 a.m., on Friday, July 27, following which Senate will vote on, or in relation to, DeConcini Amendment No. 2397 (to Amendment No. 2396), listed above.

Page 19632

Senate will continue consideration of the bill and amendments proposed thereto, on Friday, July 27.

Nominations Received: Senate received the following nominations:

Rear Admiral (lower half) Sigmund R. Petersen for appointment to the grade of Rear Admiral, while serving in a position of importance and responsibility as Director, Office of NOAA Corps Operations, National Oceanic and Atmospheric Administration, under the provisions of title 33, United States Code, section 853u.

Routine lists in the Air Force, Army, Navy, and Marine Corps.

Page 19694

Messages From the House: Page 19633

Executive Reports of Committees: Page 19634

Statements on Introduced Bills: Page 19634

Additional Cosponsors: Page 19643

Amendments Submitted: Page 19646

Notices of Hearings: Page 19677

Authority for Committees: Page 19677

Additional Statements: Page 19678

Record Votes: Two record votes were taken today. (Total—177)

Pages 19535, 19558

Recess: Senate convened at 9 a.m., and recessed on Friday, July 27, at 12:27 a.m., to reconvene at 9:30 a.m., the same day. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 19694.)

Committee Meetings

APPROPRIATIONS—TRANSPORTATION

Committee on Appropriations: Subcommittee on Transportation and Related Agencies approved for full committee consideration, with amendments, H.R. 5229, making appropriations for fiscal year 1991 for the Department of Transportation and related agencies.

HOUSING AND COMMUNITY DEVELOPMENT

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs held hearings on the Federal manufactured housing construction and safety standards provisions of H.R. 5157, to revise and extend certain laws relating to housing, community and neighborhood development and preservation, receiving testimony from Representative Hiler; Don A. Reville, Arizona Department of Buildings and Fire Safety, Phoenix; Leonard Wehrman, National Foundation of Manufactured Home Owners, Daly City, California; Michelle Meier, Consumers Union, and Edward J. Hussey, Jr., Association for Regulatory Reform, both of Washington, DC.; Mary Beth Bowman, Arkansas Manufactured Home Commission, Little Rock; Frank Freeland, AARP Vote Program, Aptos, California; Jerry C. Connors, National Manufactured Housing Institute, Arlington, Virginia; and Gub Mix, Nevada Manufactured Housing Association, Las Vegas.

Hearings were recessed subject to call.

HEATING FUEL MARKET

Commitee on Energy and Natural Resources: Subcommittee on Energy Regulation and Conservation concluded hearings on S. 2177, to improve the collection and dissemination of information relating to the supply of winter heating fuels, and to review the Energy Information Administration's analysis of heating fuel market behavior, after receiving testimony from Senators Levin and Lieberman; Helmut A. Merklein, Administrator, Energy Information Administration, and John J. Easton, Jr., Assistant Secretary for International Affairs and Energy Emergencies, both of the Department of Energy; Charles R. Guinn, New York State Energy Office, Albany, on behalf of the National Association of State Energy Officials; John H. Lichtblau, Petroleum Industry Research Foundation, and Robert Greenes, New York Oil Heat, on behalf of the Petroleum Marketers Association of America, both of New York, New York; John A. Gartman, Public Service Electric and Gas Company, Newark, New Jersey; and David L. Langley, Texas Eastern Products Pipeline Company, Houston.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of LeGree S. Daniels, of Pennsylvania, to be a Governor of the United States Postal Service, and Patrick E. McFarland, of Virginia, to be Inspector General, Office of Personnel Management, after the nominees testified and answered questions in their own behalf. Ms. Daniels was introduced by Senator Heinz and Representative Gekas.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Paul V. Niemeyer, of Maryland, to be United States Circuit Court Judge for the Fourth Circuit, Randall R. Rader, of Virginia, to be United States Circuit Judge for the Federal Circuit, Graham C. Mullen, to be United States District Judge for the Western District of North Carolina, Michael Boudin, to be United States District Judge for the District of Columbia, Fred I. Parker, to be United States District Judge for the District of Vermont, John H. McBryde, to be United States District Judge for the Northern District of Texas, Carol B. Amon, to be United States District Judge for the Eastern District of New York, William M. Skretny, to be United States District Judge for the Western District of New York, Robert C. Bonner, of California, to be Administrator of Drug Enforcement, Jimmy Gurule, of Utah, to be an Assistant Attorney General, and Steven D. Dillingham, of South Carolina, to be Director of the Bureau of Justice Statistics, all of the Department of Justice, and Albert Z. Moore, to be United States Marshal for the Northern District of Ohio;

S. 590, to prohibit injunctive relief, or an award of damages against a judicial officer for action taken in a judicial capacity, with an amendment;

S. 2545, to increase the term of imprisonment for offenses involving driving while intoxicated when a minor is present in the vehicle; and

H.R. 639, to provide for special immigrant status for certain aliens who have served honorably in the United States Armed Forces for twelve years, with amendments.

FOREIGN MEDICAL GRADUATES

Committee on Labor and Human Resources: Committee concluded hearings on S. 2515, to prohibit discrimination against international medical graduates, to provide for the establishment of a National Repository of Physician Records, and to provide for grants for a single national medical licensing examination or set of examinations, after receiving testimony from Senator Lieberman; Representatives Bates and Solarz; Linda G. Morra, Director, Intergovernmental and Management Issues, Human Resources Division, General Accounting Office; Robert G. Harmon, Administrator, Health Resources and Services Administration, Department of Health and Human Services; Andres Botuyan, International Association of American Physicians, Oak Brook, Illinois; Kishore J. Thampy, International Medical Council of Illinois, William E. Jacott, American Medical Association, and Valerie Levitin, Mount Sinai Hospital Medical Center, all of Chicago, Illinois; Virendra Bisla, Chicago, Illinois, and Sarjit Singh, Weirton, West Virginia, both on behalf of the American Association of Physicians from India; and James R. Winn, Federation of State Medical Boards of the United States, Ft. Worth, Texas.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again Tuesday, July 31.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 5376–5385; and 1 resolution, H. Res. 442 were introduced.

Page 19769

Reports Filed: Reports were filed as follows:

H.R. 5350, to provide for a temporary increase in the public debt limit (H. Rept. 101–631); and

H.R. 5355, to increase the statutory limit on the public debt (H. Rept. 101–632).

Page 19769

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Murtha to act as Speaker pro tempore for today.

Page 19701

Subcommittee to Sit: Subcommittee on Immigration, Refugees, and International Law of the Committee on the Judiciary received permission to sit today during proceedings of the House under the 5-minute rule.

Page 19704

In the Matter of Representative Frank: House agreed to H. Res. 440, in the matter of Representative Barney Frank (agreed to by a yea-and-nay vote of 408 yeas to 18 nays, with 4 voting "present", Roll No. 271).

Page 19705

Rejected the Gingrich motion to recommit the resolution to the Committee on Standards of Official Conduct with instructions to report it back forthwith containing an amendment to require that Representative Frank be censured; that Representative Frank present himself in the well of the House for the pronouncement of censure; and that Representative Frank be censured with the public reading of the amended resolution by the Speaker (rejected by a yea-and-nay vote of 141 yeas to 287 nays, with 3 voting "present", Roll No. 270).

Page 19730

Earlier, the House failed to agree to H. Res. 442, on the explusion of Representative Barney Frank (failed by a recorded vote of 38 ayes to 390 noes, with 3 voting "present", Roll No. 268).

Page 19705

D.C. Appropriations: By a yea-and-nay vote of 241 yeas to 178 nays, Roll No. 274, the House passed H.R. 5311, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against revenues of said District for the fiscal year ending September 30, 1991.

Page 19732

Agreed To:

The Parris amendment that eliminates the appropriation of $800,000 in Federal funds for a home rule study;

Page 19741

The McDermott en bloc amendments that provides $100,000 from public works funding for the preparation of an environmental impact statement regarding the proposed expansion of the landfill at Lorton prison;

Page 19742

The Walker amendment that prohibits the use of funds to provide for salaries, expenses, or other costs associated with the offices of "shadow" Senator or Representative from the District of Columbia;

Page 19742

The Parris amendment that eliminates $1.6 million from the University of the District of Columbia capital account, which is the amount UDC plans to spend to renovate a building to house the "Dinner Party" sculpture by Judy Chicago (agreed to by a recorded vote of 297 ayes to 123 noes, with 1 voting "present", Roll No. 272); and

Page 19743

The Penny amendment, as modified, that reduces the discretionary spending in the bill by 2 percent.

Page 19754

Rejected the Frenzel amendment, as modified, that sought to reduce the discretionary spending in the bill by 4.4 percent to the fiscal year 1990 level (rejected by a recorded vote of 195 ayes to 219 noes, Roll No. 273).

Page 19753

A point of order was sustained against language in the bill that would have appropriated $1.6 million for the District of Columbia Department of Administrative Services.

Page 19741

Helsinki Human Rights: House passed and cleared for the President S.J. Res. 339, to designate August 1, 1990, as "Helsinki Human Rights Day".

Page 19756

Quorum Calls—Votes: Two quorum calls, three yea-and-nay votes, and three recorded votes developed during the proceedings of the House today and appear on pages 19704, 19717, 19727, 19730, 19731, 19752, 19753, and 19755.

Adjournment: Met at 10 a.m. and adjourned at 8 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Subcommittee on Forests, Family Farms, and Energy held a hearing on the following bills: H.R. 4492, Ancient Forest Protection Act; H.R. 5094, National Forest Plan Implementation Act; H.R. 3206, Timber Supply Stability Act; H.R. 4909, Community

Stability Act of 1990; H.R. 5295, to provide for designation by the Secretary of the Interior and the Secretary of Agriculture of an ancient forest reserve system, including lands managed by the Bureau of Land Management and portions of national forests established by reservations from the public domain; to require the Secretary of the Interior and the Secretary of Agriculture to enhance economic stability in the Pacific Northwest; and H.R. 5116, to require the development and consideration of alternatives for the conservation of the northern spotted owl. Testimony was heard from public witnesses.

Hearings continue tomorrow.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Investigations met in executive session and approved for full Committee action amended H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

MILITARY CONSTRUCTION AND CIVIL DEFENSE AUTHORIZATIONS

Committee on Armed Services: Subcommittee on Military Installations and Facilities met in executive session and approved for full Committee action the following bills: H.R. 4244, amended, Military Construction Authorization Act for Fiscal Year 1991; and H.R. 5283, to authorize appropriations for fiscal year 1991 to implement the Federal Civil Defense Act of 1950.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Military Personnel and Compensation met in executive session and approved for full Committee action amended H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Seapower and Strategic and Critical Materials met in executive session and approved for full Committee action amended H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

MISCELLANEOUS MEASURES

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage approved for full Committee action the following: H.R. 2575, amended, to establish a congressional commemorative medal for members of the Armed Forces who were present during the attack on Pearl Harbor on December 7, 1941; and the U.S. Mint Reauthorization and Reform Act of 1990.

COMPETITIVENESS—FINANCIAL SERVICES SYSTEM

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance, International Competitiveness Task Force held a hearing to discuss administration recommendations to improve competitiveness in the financial services system. Testimony was heard from Robert R. Glauber, Under Secretary, Finance, Department of the Treasury.

SECONDARY MORTGAGE MARKETS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development held a hearing to assess the role of and possible risks associated with the Federal Home Loan Mortgage Corporation, Federal National Mortgage Association, and the Government National Mortgage Association. Testimony was heard from Robert R. Glauber, Under Secretary, Finance, Department of the Treasury; and public witnesses.

Hearings continue tomorrow.

NATIONAL ENVIRONMENTAL EDUCATION ACT; JOB TRAINING PARTNERSHIP AMENDMENTS

Committee on Education and Labor: Ordered reported amended H.R. 3684, National Environmental Education Act.

The Committee also continued markup of H.R. 2039, Job Training Partnership Amendments of 1989.

Will continue July 31.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported amended the following bills: H.R. 293, Fire Safe Cigarette Act of 1989; and H.R. 5267, Cable Television Consumer Protection and Competitiveness Act of 1990.

HIGH SPEED RAIL TRANSPORTATION

Committee on Energy and Commerce: Subcommittee on Transportation and Hazardous Materials held a hearing on High Speed Rail Transportation. Testimony was heard from Representative Walgren; Gilbert E. Carmichael, Administrator, Federal Railroad Administration, Department of Transportation; Dennis F. Sullivan, Executive Vice President and Chief Operating Officer, National Railroad Passenger Corporation (AMTRK); and public witnesses.

MISCELLANEOUS MEASURES; AVIATION SECURITY IMPROVEMENT ACT

Committee on Foreign Affairs: Ordered reported the following measures: S.J. Res. 339, to designate August 1, 1990, as "Helsinki Human Rights Day"; and H. Res. 398, urging United States ratification of the Convention for the Protection of the Natural Resources and Environment of the South Pacific Region.

The Committee also held a joint hearing with the Subcommittee on Aviation of the Committee on Public Works and Transportation on H.R. 5200, Aviation Security Improvement Act of 1990. Testimony was heard from Senator Lautenberg; Ann McLaughlin, Chairman, President's Commission on Aviation Security and Terrorism; the following officials of the Department of Transportation: James B. Busey III, Administrator, FAA; and Jeffrey N. Shane, Assistant Secretary, Policy and International Affairs; Ivan Selin, Under Secretary, Management, Department of State; Kenneth M. Hearst, Assistant Chief Inspector, Criminal Investigations, Inspection Service, U.S. Postal Service; and public witnesses.

HUMAN RIGHTS ABUSES AGAINST WOMEN

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations concluded hearings on Human Rights Abuses Against Women (Part II). Testimony was heard from Representative Snowe; the following officials of the Department of State: Jackie Wolcott, Deputy Assistant Secretary, Office of International Social and Humanitarian Affairs, Bureau of International Organization Affairs; and Paula Dobriansky, Deputy Assistant Secretary, Programs and Policy, Bureau of Human Rights and Humanitarian Affairs; and Judy McLennan, U.S. Representative to the United Nations Commission on the Status of Women.

SURETY ASSOCIATION ACT; DRAFT REPORT

Committee on Government Operations: Subcommittee on Government Activities and Transportation approved for full Committee action amended H.R. 4179, Surety Association Act of 1989.

The Committee also approved for full Committee action the following draft report: "Pluralism and Cultural Institutions Receiving Federal Funds."

DIOXIN WATER STANDARDS

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on Dioxin water standards. Testimony was heard from Dr. Vernon N. Houk, Assistant Surgeon General, Centers for Disease Control and Director, Center for Environmental Health and Injury Control, Department of Health and Human Services; and the following officials of the EPA: William H. Farland, Director, Office of Health and Environmental Assessment; and Martha G. Prothro, Director, Office of Water Regulations and Standards.

OVERSIGHT

Committee on House Administration: Subcommittee on Procurement and Printing held an oversight hearing on GPO's sales program. Testimony was heard from Robert Houk, Public Printer, GPO; Henry Lowenstern, Associate Commissioner, Bureau of Labor Statistics, Department of Labor; C. Lewis Kincannon, Deputy Director, Census Bureau, Department of Commerce; Teresa Nasif, Director, Consumer Information Center, GSA; Fred Wood, Senior Associate, OTA; and public witnesses. Hearings continue tomorrow.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Energy and the Environment held an oversight hearing on NRC policy on exemption from regulatory control of certain activities involving use of radioactive materials. Testimony was heard from Representatives Rahall, Atkins and Houghton; Richard Guimond, Director, Office of Radiation Programs, EPA; the following officials of the NRC: Kenneth Carr, Chairman; James R. Curtiss, Kenneth C. Rogers and Forrest Remick, all Commissioners; James T. Kilbreth, Chief Deputy Attorney General, State of Maine; Thomas W. Ortciger, Director, Department of Nuclear Safety, State of Illinois; and R. David Myers, Deputy Secretary, Public Liaison, Department of Environmental Resources, State of Pennsylvania.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 4914, to amend the National Parks and Recreation Act of 1978 to authorize the Secretary of the Interior to exchange city-owned lands in Los Angeles, California with public land managed by the Bureau of Land Management in Nevada; and H.R. 4309, Smith River National Recreation Area Act. Testimony was heard from Representatives Lantos, Bosco and Berman; the following officials of the Department of the Interior: Dean Stepanek, Deputy Director, Bureau of Land Management; and James M. Ridenour, Director, National Park Service; Larry Henson, Associate Deputy Chief, Forest Service, USDA; John Ferraro, President, City Council, Los Angeles, California; and public witnesses.

ADMINISTRATIVE OFFICE OF THE U.S. COURTS

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on H.R. 4174, to establish a comprehensive personnel system for employees of the Administrative office of the United States Courts. Testimony was heard from L. Ralph Mecham, Director, Administrative Office of the United States Courts; Jean M. Barber, Deputy Associate Director, Personnel Systems and Oversight Group, OPM; and Judge Harlan Woods, Federal Circuit Judge, District 10.

CHILD-RESISTANT PACKAGING REQUIREMENTS

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services held a hearing on H.R. 5209, to amend title 39, United States Code, to make nonmailable any unsolicited sample of a drug or other hazardous household substance which does not meet child-resistant packaging requirements. Testimony was

heard from the following officials of the U.S. Postal Service: Anthony M. Frank, Postmaster; Donald D. Dillman, Director, Office of Classification and Rates Administration; and Nan L. McKenzie, Consumer Protection Department, Postal Service Law Department; and public witnesses.

MISCELLANEOUS MEASURES; RESOLUTIONS

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full Committee action the following: H.R. Res. 402, designating two House of Representatives office buildings as the "Thomas P. O'Neill, Jr. House of Representatives Office Building " and the "Gerald R. Ford House of Representatives Office Building", respectively; H.R. 4985, to designate the Federal building located at 51 Southwest 1st Avenue in Miami, Florida, as the "Claude Pepper Federal Building"; 3 11(b) resolutions; 1 11(b) report; and 7 pending prospectuses.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from Representatives Ros-Lehtinen, Shaw, Moakley, Flake, Gibbons, Dorgan of North Dakota and Visclosky; and David L. Bibb, Assistant Commissioner, Office of Facility Planning, Public Buildings Service, GSA.

MISCELLANEOUS MEASURES; RESOLUTIONS

Committee on Public Works and Transportation: Subcommittee on Water Resources approved for full Committee action the following bills: H.R. 4323, amended, Great Lakes Water Quality Improvement Act of 1990; and H.R. 5314, Water Resources Development Act of 1990.

The Subcommittee also approved for full Committee action 22 survey resolutions.

EARTHQUAKE INSURANCE AND HAZARD MITIGATION

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held a hearing on Earthquake Insurance and Hazard Mitigation. Testimony was heard from Representatives Pelosi, Swift, and Dreier of California; Francis V. Reilly, Deputy Federal Insurance Administrator, FEMA; and public witnesses.

VETERANS LEGISLATION

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension, and Insurance approved for full Committee action the following bills: H.R. 5326, amended, Veterans Compensation Amendments of 1990; and H.R. 303, to amend section 3104 of title 38, United States Code, to permit certain service- connected disabled veterans who are retired members of the Armed Forces to receive compensation concurrently with retired pay without deduction from either.

OPERATION—VETERANS BENEFITS ADMINISTRATION

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension, and Insurance held a hearing on the operation of the DVA Veterans Benefits Administration. Testimony was heard from D'Wayne Gray, Chief Benefits Director, Department of Veterans Affairs; and representatives of veterans organizations.

Joint Meetings

FEDERAL EFFORTS TO IMPROVE EDUCATION

Joint Economic Committee: Committee concluded hearings to examine how the Federal Government can contribute to improving the performance of students and schools, focusing on links between specific policies and educational gains, proposals for restructuring in education, and how Congress can assist State and local systems, after receiving testimony from Henry Levin, Stanford University, Stanford, California; John Chubb, Brookings Institution, Washington, D.C.; and Lorraine McDonnell, RAND Corporation, Santa Monica, California.

OIL SPILL COMPENSATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 1465, to establish limitations on liability for damages resulting from oil pollution and to establish a fund for the payment of compensation for such damages.

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Friday, July 27, 1990

Senate

Chamber Action

Routine Proceedings, pages 19789–20137

Measures Introduced: Seven bills and three resolutions were introduced as follows: S. 2927–2933, S. Res. 314–315, and S.J. Res. 355.

Page 20096

Measures Reported: Reports were made as follows:

H.R. 5311, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991, and for other purposes, with amendments. (S. Rept. No. 101–397)

H.R. 5229, making appropriations for the Department of Transportation and related agencies for the fiscal year

ending September 30, 1991, with amendments. (S. Rept. No. 101–398)

S. 2927, to amend and extend the Export Administration Act of 1979. (S. Rept. No. 101–399)

Special Report on the visit to Eastern Europe of the Senate Delegation led by Senator John Heinz (S. Rept. No. 101–400)

Page 20096

Measures Passed:

Food, Agriculture, Conservation, and Trade Act of 1990: By 70 yeas to 21 nays (Vote No. 187), Senate passed S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices, after taking action on amendments proposed thereto, as follows:

Page 19800

Adopted:

(1) By 64 yeas to 32 nays (Vote No. 178), Helms Amendment No. 2389, to prohibit U.S. financial institutions, whose deposits are insured by the United States taxpayer, from extending credit to the Soviet Union at interest rates below those offered to American farmers.

Page 19800

(2) By 80 yeas to 16 nays (Vote No. 179), DeConcini Amendment No. 2397 (to Amendment No. 2396), to require a report to Congress describing total U.S. petroleum purchases from Iraq, and an assessment of the economic consequences for the U.S. and Iraq of a ban on the importation of Iraqi petroleum into the United States.

Page 19801

(3) By 83 yeas to 12 nays (Vote No. 181), D'Amato Amendment No. 2396, to deny Iraq financial credits and benefits, including guarantees made by the Commodity Credit Corporation of loans, until the President certifies that Iraq is in substantial compliance with its obligations under international law.

Pages 19801, 19807

(4) Breaux Amendment No. 2402 (to Amendment No. 2384), in the nature of a substitute.

Page 19823

(5) Glenn Amendment No. 2384, to exempt certain American Great Lakes vessels from the cargo preference requirements and provide for the phase out of the Great Lakes set-aside after four years.

Pages 19800, 19826

(6) Kasten Amendment No. 2405, to improve certain provisions relating to soil conservation.

Page 19834

(7) Kasten Amendment No. 2406, to improve the operation of wetlands easements.

Page 19839

(8) Leahy (for Kohl) Amendment No. 2407, to require a study of the impact of the establishment of a Federal dairy producer trust on the dairy industry.

Page 19840

(9) Leahy (for Burns) Amendment No. 2408, to cap future participants in the Conservation Reserve Program (CRP) to no more than 25 percent of a producer's farm.

Page 19842

(10) Leahy (for Graham) Amendment No. 2409, to provide an exemption from marketing order requirements for papaya grown in Caribberan Basin Initiative nations.

Page 19842

(11) Leahy (for Johnston) Amendment No. 2410, to establish a food science nutrition research center for the Southeast Region of the United States.

Page 19843

(12) Leahy (for Dole) Amendment No. 2411, to require an analysis that examines the feasibility of, and contains criteria and recommendations for, reducing and simplifying recordkeeping and other paperwork required of agricultural producers and cooperatives.

Page 19843

(13) Leahy (for Dole) Amendment No. 2412, to express the sense of the Senate requiring outlay reductions to be shared equitably between commodities supported by the Treasury, and requiring equitable reduction in support mechanisms for commodities supported by consumers, relative to Treasury-payment-supported commodities.

Page 19844

(14) Leahy (for Grassley) Amendment No. 2413, to extend the FmHA demonstration project for the purchase of Farm Credit System land.

Page 19844

(15) Leahy (for Pryor) Amendment No. 2414, expressing the sense of the Senate deploring a regulation promulgated by the Department of Agriculture which would allow the importation of foreign poultry products process under standards less stringent than those imposed on domestically processed products.

Page 19844

(16) Leahy (for Dole) Amendment No. 2415, to prioritize reporting requirements.

Page 19845

(17) Leahy (for Robb/Bond) Amendment No. 2416, to establish a Compost Task Force.

Page 19845

(18) Lugar (for Dole) Amendment No. 2417, relating to participation and production effects of targeted option payments.

Page 19846

(19) Lugar Amendment No. 2418, to provide additional assistance in furtherance of narcotics control objectives of the United States.

Page 19847

(20) Leahy (for Grassley) Amendment No. 2419, to exempt owners and operators from conservation reserve repayment requirements in cases of foreclosure.

Page 19847

(21) Leahy (for Conrad) Amendment No. 2420, to provide for a study concerning the effects of the multilateral elimination of agricultural trade limitations.

Page 19847

(22) Leahy (for Levin) Amendment No. 2421, to improve the development of regulations governing the eligibility of trade organizations for Marketing Assistance Program funds.

Page 19847

(23) Leahy Amendment No. 2422, to make technical corrections concerning organic production.

Page 19848

(24) Leahy (for Simpson/Wallop) Amendment No. 2423, to provide assistance for producers in the Big Horn River Drainage system located on the Wind river Indian Reservation affected by Indian Tribal water rights adjudication.

Page 19849

(25) Leahy Amendment No. 2424, to improve the food stamp and related nutrition programs.

Page 19850

(26) Leahy (for Grassley) Amendment No. 2428, to provide for the establishment of a program to make assistance available for livestock product safety research.

Page 19856

(27) Leahy Amendment No. 2429, to make technical corrections.

Page 19856

(28) Harkin Amendment No. 2430, to establish a program within the Department of Agriculture to minimize the amount of paperwork, and the amount of time needed to complete paperwork required of producers who participate in programs administered by the Department of Agriculture.

Page 19858

Rejected:

(1) Gramm Amendment No. 2398 (to Amendment No. 2396), to ensure that restrictions on credit to Iraq are not imposed so as to hurt American farmers and workers more than they hurt Iraq. (By 57 yeas to 38 nays (Vote No. 180), Senate tabled the amendment.)

Page 19801

(2) Symms Amendment No. 2399, to require that the possibility of private property being taken for public purposes be assessed prior to imposition of regulations on the use of that property. (By 52 yeas to 43 nays (Vote No. 182), Senate tabled the amendment.)

Page 19808

(3) By 40 yeas to 55 nays (Vote No. 183), Pressler Amendment No. 2400, to establish price support for loans, purchases, and other operations for each of the 1991 through 1995 crops of honey.

Pages 19816, 19822

(4) By 29 yeas to 66 nays (Vote No. 184), Specter Amendment No. 2401, to provide for the establishment of a grading program for imports of Chilean fruits and vegetables.

Page 19819

(5) By 25 yeas to 68 nays (Vote No. 185), Heinz Modified Amendment No. 2404, to provide the President with authority to enter cooperative agreements with heads of states to establish grading programs for horticultural crops, in accordance with domestic marketing agreements.

Page 19828

(6) Grassley Amendment No. 2425, to provide that in the administration of certain cargo preference laws, a United States-flag vessel may not charge a rate greater than 110 percent of the lowest bid by a foreign-flag vessel. (By 62 yeas to 30 nays (Vote No. 186), Senate tabled the amendment.)

Page 19853

(7) Leahy Amendment No. 2426 (to Amendment No. 2425), in the nature of a substitute. (The amendment fell when Amendment No. 2425, listed above, was tabled.)

Page 19853

(8) Harkin Amendment No. 2427 (to Amendment No. 2425), of a perfecting nature. (The amendment fell when Amendment No. 2425, listed above, was tabled.)

Page 19853

Withdrawn:

Inouye Amendment No. 2385 (to Amendment No. 2384), to exempt certain American Great Lakes vessels from the cargo preference requirements and provide for the phase out of the Great Lakes set-aside after three years.

Pages 19800, 19823

Korean War Veterans Memorial Thirty-Eighth Anniversary Commemorative Coin Act: Committee on Banking, Housing, and Urban Affairs was discharged from further consideration of S. 2737, to require the Secretary of the Treasury to mint a silver dollar coin in commemoration of the 38th anniversary of the ending of the Korean War and in honor of those who served, and the bill was then passed.

Page 20133

National Advisory Council on the Public Service: Senate passed H.R. 4872, to establish the National Advisory Council on the Public Service.

Page 20135

National Agricultural Research Week: Senate passed H.J. Res. 548, designating the week of August 19 through 25, 1990, as "National Agricultural Research Week".

Page 20135

Philippine Earthquake Relief: Senate agreed to S. Res. 315, expressing the sense of the Senate that the President should exercise certain emergency authorities to provide for relief, rehabilitation, and rebuilding of affected areas of the Philippines from damage due to the recent earthquake.

Page 20136

Energy Policy and Conservation Act: Senate disagreed to the amendments of the House to S. 2088, to amend

the Energy Policy and Conservation Act to extend the authority for titles I and II, agreed to the request for a conference thereon, and appointed as conferees Senators Johnston, Bumpers, Ford, McClure, and Domenici.

Page 20136

Executive Reports of a Committee: The Senate received the following executive reports of a committee:

Treaty Docs. 99–13 and 101–9, Tax Convention with the Republic of Tunisia, with Supplementary Protocol. (Ex. Rept. No. 101–23)

Treaty Doc. 100–22, Tax Convention with the Republic of Indonesia. (Ex. Rept. No. 101–24)

Treaty Doc. 101–5, Tax Convention with the Republic of India. (Ex. Rept. No. 101–25)

Treaty Doc. 101–6, Council of Europe-OECD Convention on Mutual Administrative Assistance in Tax Matters. (Ex. Rept. No. 101–26)

Treaty Doc. 101–10, Tax Convention with the Federal Republic of Germany. (Ex. Rept. No. 101–27)

Treaty Doc. 101–11, Tax Convention with the Republic of Finland. (Ex. Rept. No. 101–28)

Treaty Doc. 101–16, Income Tax Convention with the Kingdom of Spain, with Protocol. (Ex. Rept. No. 101–29)

Page 20096

Nominations Confirmed: Senate confirmed the following nominations:

Leon Snead, of Maryland, to be Inspector General, Department of Agriculture.

Steven D. Dillingham, of South Carolina, to be Director of the Bureau of Justice Statistics.

Jimmy Gurule, of Utah, to be an Assistant Attorney General.

Albert Z. Moore, of Ohio, to be United States Marshal for the Northern District of Ohio.

Robert C. Bonner, of California, to be Administrator of Drug Enforcement.

Stanford G. Ross, of the District of Columbia, and David M. Walker, of Virginia, each to be a Member of the Boards of Trustees of the Federal Hospital Insurance Trust Fund; the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund; and the Federal Supplementary Medical Insurance Trust Fund.

Page 20137

Messages From the House: Page 20095

Measures Referred: Page 20095

Measures Placed on Calendar: Page 20096

Executive Reports of Committees: Page 20096

Statements on Introduced Bills: Page 20097

Additional Cosponsors: Page 20102

Amendments Submitted: Page 20104

Notices of Hearings: Page 20127

Authority for Committees: Page 20127

Additional Statements: Page 20128

Record Votes: Ten record votes were taken today. (Total—187)

Pages 19800, 19801, 19807, 19816, 19822, 19823, 19829, 19856, 19889

Recess: Senate convened at 9:30 a.m., and recessed at 6:29 p.m., until 12:30 p.m., on Monday, July 30, 1990. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 20137.)

Committee Meetings

APPROPRIATIONS—D.C./TRANSPORTATION

Committee on Appropriations: Committee ordered favorably reported the following bills:

H.R. 5311, making appropriations for fiscal year 1991 for the government of the District of Columbia, with amendments; and

H.R. 5229, making appropriations for fiscal year 1991 for the Department of Transportation and related agencies, with amendments.

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Constance Horner, Under Secretary of Health and Human Services, to be a Member of the Board of Directors of the National Consumer Cooperative Bank, after the nominee testified and answered questions in her own behalf.

HIGHER EDUCATION ASSISTANCE FOUNDATION

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to examine implications of the failure of the Higher Education Assistance Foundation, a student loan guarantor, receiving testimony from Ted Sanders, Under Secretary, and Edward Stringer, General Counsel, both of the Department of Education; Franklin Frazier, Director, Education and Employment Issues, Joseph J. Eglin, Assistant Director, and Christopher C. Chrissman, Senior Evaluator, all of the Human Resources Division, General Accounting Office; and Lawrence A. Hough, Student Loan Marketing Association, Washington, D.C.

Hearings were recessed subject to call.

FIRESERVICE BILL OF RIGHTS/FIRE SAFETY

Committee on Commerce, Science and Transportation: Consumer Subcommittee concluded hearings on S. 1933, to provide for the minting of coins in commemoration of the bicentennial of the death of Benjamin Franklin and to enact a fireservice bill of rights and programs to fulfill those rights, and H.R. 4522, to direct the Administrator of the U.S. Fire Administration to review the accuracy, consistency, and clarity of existing response information used by

State and local emergency response personnel, after receiving testimony from Senator Heinz; Representatives Weldon and Meyers; Olin L. Greene, Administrator, U.S. Fire Administration, Federal Emergency Management Agency; Donald Cooke, Franklin Institute, Philadelphia, Pennsylvania; Steven T. Edwards, Prince Georges County Fire Department, Landover, Maryland; John C. Gerard, National Fire Protection Association, Arlington, Virginia; and Mary McCormack, International Society of Fire Service Instructors, Ashland, Massachusetts.

PUBLIC LAND MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

S. 2521, to provide for an exchange of certain lands between the U.S. Government and the State of New Mexico in return for National Forest lands, after receiving testimony from Jeff M. Sirmon, Deputy Chief, Forest Service, Department of Agriculture; Andy Dunigan, The Dunigan Companies, and Henry Oat, East Fork Preservation Coalition, both of Santa Fe, New Mexico;

S. 2527, to study the opportunities for a national forest information center and an expanded environmental education program in New Mexico, after receiving testimony from Mr. Sirmon (listed above);

S. 2597, to clarify in the State of New Mexico authority to exchange lands granted by the United States in trust, and to validate prior land exchanges, after receiving testimony from Dean Stepanek, Deputy Director, Bureau of Land Management, Department of the Interior; and New Mexico Commissioner of Public Lands William R. Humphries, Santa Fe;

S. 2684, to authorize a study of methods to protect and interpret the nationally significant fossil trackways found in the Robledo Mountains near Las Cruces, New Mexico, after receiving testimony from Mr. Stepanek (listed above); Jerry MacDonald, Field Director, Paleozoic Trackways Project (Las Cruces, New Mexico), Smithsonian Institution; and Avarett S. Tombes, New Mexico State University, Las Cruces, New Mexico; and

S. 2804, to authorize the Secretary of the Interior to designate the Nez Perce National Historical Park in the State of Idaho, after receiving testimony from Jerry Rogers, Associate Director, National Park Service, Department of the Interior.

LEAD CONTAMINATION

Committee on Environment and Public Works: Subcommittee on Toxic Substances, Environmental Oversight, Research and Development approved for full committee consideration, with an amendment in the nature of a substitute, S. 2637, to reduce the amount of lead contamination in the environment.

39-059 O-94-17 (Pt. 27)

ENERGY PRODUCTION AND RESERVES

Committee on Finance: Subcommittee on Energy and Agricultural Taxation held hearings on the United States' growing dependence on foreign energy imports and to examine ways to increase domestic energy production and reserves, receiving testimony from Senators Domenici and Akaka; Robert R. Wootton, Tax Legislative Counsel, Office of the Assistant Secretary of the Treasury for Tax Policy; Vito A. Stagliano, Associate Deputy Under Secretary of Energy for Policy Analysis; Craig G. Goodman, National Stripper Well Association, James L. Payne, Santa Fe Energy Resources, Inc., on behalf of the Domestic Petroleum Council, Sanford E. McCormick, Metfuel, Inc., on behalf of Section 29 Association, and Mark G. Papa, Enron Oil and Gas Company, all of Houston, Texas; Charles J. Mankin, University of Oklahoma, Norman; Charles J. DiBona, American Petroleum Institute, Washington, D.C.; James E. Russell, Russell Petroleum Company, Abilene, Texas, on behalf of Texas Independent Producers and Royalty Owners Association; Conley P. Smith, Conley P. Smith—Oil Producer, Denver, Colorado, on behalf of the Independent Petroleum Association of America; Joseph E. Campbell, Columbia Natural Gas Resources Inc., Charleston, West Virginia, on behalf of the American Gas Association; and Stephen C. Lipman, Unocal Corporation, Brea, California.

Hearings were recessed subject to call.

ANTARCTICA

Committee on Foreign Relations: Committee concluded hearings on S. 2575, to urge the Secretary of State to negotiate a ban on mineral resource activities in Antarctica, S.J. Res. 206, calling for the U.S. to encourage immediate negotiations toward a new agreement among Antarctic Treaty Consultative parties, for the full protection of Antarctica as a global ecological commons, and S. Res. 186, expressing the sense of the Senate that the protection of the Antarctic system must be a basic consideration in decisions relating to all activities conducted in the Antarctic, after receiving testimony from E.U. Curtis Bohlen, Assistant Secretary for Oceans and International Environmental and Scientific Affairs, and Tucker Sculley, Director, Office of Ocean Affairs, Oceans and International Environmental and Scientific Affairs, both of the Department of State; Peter E. Wilkniss, Director, Division of Polar Programs, National Science Foundation; and Bruce S. Manheim, Jr., Environmental Defense Fund, and Susan Sabella, Greenpeace, both of Washington, D.C.

ALL TERRAIN VEHICLE SAFETY

Committee on Governmental Affairs: Committee held hearings to examine safety issues and Federal regulation of all terrain vehicles, receiving testimony from Representative Sarpalius; Jacqueline Jones-Smith, Chairman, Susan E. Birenbaum, Acting General Counsel, Thomas W. Murr, Jr., Acting Executive Director, Anne Graham, Commis-

sioner, Carol G. Dawson, Commissioner, and Roy W. Deppa, Mechanical Engineer, all of the Consumer Product Safety Commission; Connecticut State Representative Jessie G. Stratton, Hartford; Wisconsin State Senator Charles Chvala, Madison; Mark D. Widome, Pennsylvania State University College of Medicine, Philadelphia, on behalf of the American Academy of Pediatrics Committee on Injury and Poison Prevention; Ellen S. Citron, Massachusetts Public Interest Research Group, Boston; Mary Ellen R. Fise, Consumer Federation of America, and Howard P. Willens, Wilmer, Cutler & Pickering, on behalf of the American Honda Motor Company, Kawasaki Motors Corp., U.S.A., American Suzuki Motor Corporation, and Yamaha Motor Corporation, U.S.A., both of Washington, D.C.; and Robert R. Wright, Lexpert, Columbus, Ohio.

Hearings were recessed subject to call.

FEDERAL PRISON INDUSTRIES

Select Committee on Small Business: Subcommittee on Government Contracting and Paperwork Reduction held hearings on increased competition for small businesses as a result of expansions in activities of the Federal Prison Industries, a government-owned corporation, receiving testimony from Robert Q. Millan, Federal Prison Industries, Inc., Segundo Mercado-Llorens, United Food and Commercial Workers International Union, representing the International Ladies' Garment Workers Union, Amalgamated Clother and Textile Workers Union, United Steel Workers of America, and United Brotherhood of Carpenters and Joiners of America, Joseph J. Petrillo, Petrillo and Hordell, representing the National Federation of Independent Business, all of Washington, D.C.; Lisa R. Pianta, Thomasville Furnitures Industries, Inc., Falls Church, Virginia, representing the National Office Products Association; Duke Zimmerman, Globe ScreenPrint, Baltimore, Maryland; Benjamin Y. Cooper, Printing Industries of America, Arlington, Virginia, representing the Small Business Legislative Council, Printing Industries of America, Screen Printing Association, International, and Graphic Arts Legislative Council.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 5386–5398; and 2 resolutions, H.J. Res. 632 and H. Con. Res. 356 were introduced.

Page 20242

Reports Filed: Reports were filed as follows:

H.R. 2921, to amend the Communications Act of 1934 to prohibit certain practices involving the use of telephone equipment for advertising and solicitation purposes, amended (H. Rept. 101–633);

H.R. 2965, to require the Secretary of Commerce to make additional frequencies available for commercial assignment in order to promote the development and use of new telecommunications technologies, amended (H. Rept. 101–634); and

H.R. 4638, to revise the orphan drug provisions of the Federal Food, Drug, and Cosmetic Act and the Orphan Drug Act, amended (H. Rept. 101–635).

Page 20242

Speaker Pro Tempore: Read a letter from the Speaker wherein he appoints Representative Bonior to act as Speaker pro tempore for today.

Page 20138

Excellence in Education: House passed S. 695, to promote excellence in American education by recognizing and rewarding schools, teachers, and students for their outstanding achievements, enhancing parental choice, and encouraging the study of science, mathematics, and engineering. Agreed to amend the title.

Page 20138

Agreed to the Hawkins motion to strike all after the enacting clause and insert the language of H.R. 5115, as previously passed by the House. H.R. 5115 was then laid on the table.

Page 20153

Agreed to amend the title.

Page 20177

Sine Die Adjournment: House passed H.J. Res. 7, to repeal an obsolete joint rule of Congress (section 132 of the Legislative Reorganization Act of 1946, as amended) relating to sine die adjournment of Congress.

Page 20178

Food and Agricultural Resources: House continued consideration of H.R. 3950, entitled, the "Food and Agricultural Resources Act of 1990"; but came to no resolution thereon. Consideration of amendments will resume at a later date.

Page 20192

Agreed to the Gejdenson amendment that provides the USDA with primary responsibility for administering the concessional sales program under title I of the PL 480 program; provides AID with primary responsibility for administering direct feeding programs under title II; and creates a program that provides food donations on a government-to-government basis.

Page 20192

Agreed to the following amendments to the preceding Gejdenson amendment:

The Glickman amendment that prohibits the granting of credit guarantees to countries that have a pattern of human rights violations, acquire chemical weapons, or support international terrorism except when the President certifies that there have been improvements in these areas or it is in the national interests of the United States

(agreed to by a recorded vote of 234 ayes to 175 noes, Roll No. 276);

Page 20192

The Schumer amendment that requires the CCC to establish criteria to evaluate loans eligible for guarantees to ensure that the CCC does not assume undue risk in providing such guarantees; and

Page 20197

The Bereuter amendment that authorizes the Secretary of Agriculture to waive the restriction on credit guarantees if these restrictions result in the decreased export of agricultural products from the United States or would harm American farmers more than the country on which the restriction was imposed (agreed to by a recorded vote of 208 ayes to 191 noes, Roll No. 277).

Page 20203

Rejected:

The Schumer amendment to the Gejdenson amendment that sought to reduce the amount a producer may receive for marketing each year to $50,000;

Page 20198

The Armey amendment that sought to change the effective dates for honey price supports from 1991 through 1995 to 1991 through 1992; and reduce price supports from 43 cents per pound for 1991 and 32.3 cents per pound in 1992; and

Page 20210

The Conte amendment to the Armey amendment that sought to either reduce the honey price support loan rate to 51.3 cents per pound for 1991 and cut the rate by 5 percent in each of the next four years or eliminate the honey program after 1990 (rejected by a recorded vote of 178 ayes to 215 noes, Roll No. 278).

Page 20211

Housing and Community Development: House completed all general debate on H.R. 1180, to amend and extend certain laws relating to housing, community and neighborhood development and preservation, and related programs; but came to no resolution thereon. Consideration of amendments will begin on Tuesday, July 31.

Pages 20180, 20223

H. Res. 435, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 303 yeas to 98 nays, Roll No. 275.

Page 20180

Quorum Calls—Votes: One yea-and-nay vote and three recorded votes developed during the proceedings of the House today and appear on pages 20191, 20196, 20207, and 20216. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 4:30 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy continued hearings on the following bills: H.R. 4492, Ancient Forest Protection Act; H.R. 5094, National Forest Plan Implementation Act; H.R. 3206, Timber Supply Stability Act; H.R. 4909, Community Stability Act of 1990; H.R. 5295, to provide for designation by the Secretary of the Interior and the Secretary of Agriculture of an ancient forest reserve system, including lands managed by the Bureau of Land Management and portions of national forests established by reservations from the public domain; to require the Secretary of the Interior and the Secretary of Agriculture to enhance economic stability in the Pacific Northwest; and H.R. 5116, to require the development and consideration of alternatives for the conservation of the northern spotted owl. Testimony was heard from Representative Vento; F. Dale Robertson, Chief, Forest Service, USDA; and Ralph Morgenweck, Assistant Director, Fish and Wildlife Enhancement, U.S. Fish and Wildlife Service, Department of the Interior.

NATIONAL DEFENSE AUTHORIZATION

Committee on Armed Services: Department of Energy Defense Nuclear Facilities Panel met in executive session to discuss recommendations to the Subcommittee on Procurement and Military Nuclear Systems relating to the national defense authorization request.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Readiness met in executive session and approved for full Committee action H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

SECONDARY MORTGAGE MARKETS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development concluded hearings to assess the role of and possible risks associated with the Federal Home Loan Mortgage Corporation, Federal National Mortgage Association, and the Government National Mortgage Association. Testimony was heard from Richard Fogel, Assistant Comptroller General, General Government Division, GAO; and public witnesses.

MEDICARE REDUCTIONS

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on proposals to reduce outlays in the Medicare program, including those recommended in the Administration's Budget and other pending Medicare legislation. Testimony was heard

from Paul B. Ginsburg, Executive Director, Physician Payment Review Commission; and public witnesses.

NORTHROP CORPORATION

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on overall behavior and management of the Northrop Corporation during the 1980's on programs including, but not limited to, the B–2, F–20, F–18, MX, Cruise missile and Harrier. Testimony was heard from Mark M. Richard, Deputy Assistant Attorney General, Criminal Division, Department of Justice; John A. Betti, Under Secretary, Acquisition, Department of Defense; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Transportation and Hazardous Materials approved for full Committee action amended the following bills: H.R. 3735, Waste Materials Management Act of 1989; and S. 1791, Tourism Policy and Export Promotion Act of 1990.

OVERSIGHT

Committee on Housing Administration: Subcommittee on Procurement and Printing concluded oversight hearings on GPO's sales program. Testimony was heard from public witnesses.

OCEAN AND COASTAL PROGRAMS AUTHORIZATION ACT

Committee on Science and Technology: Subcommittee on Natural Resources, Agriculture Research and Environment approved for full Committee action amended H.R. 4115, Ocean and Coastal Programs Authorization Act of 1990.

MISCELLANEOUS MEASURES

Committee on Small Business: Ordered reported amended the following bills: H.R. 4773, White House Conference on Small Business Authorizaiton Act; H.R. 4793, Small Business Reauthorization and Amendments Act of 1990.

PRIVATE PENSION AND RETIREE HEALTH BENEFITS

Select Committee on Aging: Subcommittee on Retirement Income and Employment held a hearing on Private Pension and Retiree Health Benefits: Underserving Today's Retirees, Retreating From Tomorrow's?. Testimony was heard from David Ball, Assistant Secretary, Pension and Welfare Benefits, Department of Labor; Joseph Delfico, Director, Income Security Issues, GAO; and public witnesses.

Monday, July 30, 1990

Senate

Chamber Action

Routine Proceedings, pages 20264–20368

Measures Introduced: Eight bills were introduced as follows: S. 2934–2941.

Page 20330

Measures Reported: Reports were made as follows:

H.R. 5256, to amend the American Indian, Alaska Native, and Native Hawaiian Culture and Art Development Act, with amendments. (S. Rept. No. 101–401)

S. 1289, to improve the management of forests and woodlands and the production of forest resources on Indian lands, with an amendment in the nature of a substitute. (S. Rept. No. 101–402)

S. 2340, to develop and improve child protective service programs on Indian reservations and to strengthen Indian families, with an amendment in the nature of a substitute. (S. Rept. No. 101–403)

Page 20330

Measures Passed:

Polish Debt Reduction: Senate agreed to S. Res. 293, concerning Polish debt reduction, after agreeing to a committee amendment, and agreeing to the following amendments proposed thereto:

Page 20363

(1) Boren (for Simon) Amendment No. 2434, in the nature of a substitute.

Page 20364

(2) Boren (for Simon) Amendment No. 2435, to amend the Preamble.

Page 20364

Civil Service Due Process Amendments: Senate passed H.R. 3086, to amend title 5, United States Code, to grant appeal rights to members of the excepted service affected by adverse personnel action, after agreeing to a committee amendment in the nature of a substitute, and agreeing to the following amendment proposed thereto:

Page 20365

Boren (for Pryor) Amendment No. 2436, to specify employees who may appeal certain personnel actions to the Merit Systems Protection Board.

Page 20365

Indian Community Assistance/Navajo Community College-Authorizations: Senate passed H.R. 5040, to extend the authorization of appropriations for the Tribally Controlled Community Assistance Act of 1978 and the Navajo Community College Act, after agreeing to the following amendment proposed thereto:

Page 20366

Boren (for Inouye/Pressler) Amendment No. 2437, in the nature of a substitute.

Page 20366

Fire Safe Cigarette Act: Senate passed H.R. 293, to direct the completion of the research recommended by the Technical Study Group on Cigarette and Little Cigar Fire Safety and to provide for an assessment of the practicality of a cigarette fire safety performance standard.

Page 20367

Campaign Finance Reform Act: Senate resumed consideration of S. 137, to amend the Federal Election Campaign Act of 1971 to provide for a voluntary system of spending limits and partial public financing of Senate general election campaigns, and to limit contributions by multicandidate political committees, with committee amendments, taking action on amendments proposed thereto, as follows:

Page 20275

Rejected:

(1) By 46 yeas to 49 nays (Vote No. 188), McConnell Modified Amendment No. 2433 (to Amendment No. 2432), to strike provisions relating to taxpayer funding of Senate campaigns.

Pages 20318, 20329

Pending:

Mitchell (for Boren) Amendment No. 2432, in the nature of a substitute.

Page 20276

Withdrawn:

By unanimous consent, reported committee amendments were withdrawn.

Page 20276

Senate will continue consideration of the bill and amendments to be proposed thereto, on Tuesday, July 31.

Messages From the House: Page 20329

Communications: Page 20329

Statements on Introduced Bills: Page 20330

Additional Cosponsors: Page 20340

Amendments Submitted: Page 20341

Notices of Hearings: Page 20357

Authority for Committees: Page 20358

Additional Statements: Page 20358

Record Votes: One record vote was taken today. (Total—188)

Page 20329

Recess: Senate convened at 12:30 p.m., and recessed at 8:38 p.m., until 8:30 a.m., on Tuesday, July 31, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 20368.)

Committee Meeting

TRADE AND THE ENVIRONMENT

Committee on Finance: Subcommittee on International Trade held hearings on the impact of environmental concerns on international trade, and on proposed legislation to prohibit designation of a country as a beneficiary under the U.S. Generalized System of Preferences or the Caribbean Basin Initiative unless that country has effective pollution control standards, receiving testimony from Senator Lautenberg; Donald Eiss, Deputy Assistant United States Trade Representative for Industry; William J. Cunningham, AFL–CIO, and James Barnes, Friends of the Earth, both of Washington, D.C.; and William M. Corcoran, Allied-Signal Inc., Morristown, New Jersey.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 13 public bills, H.R. 5399–5411; 1 private bill, H.R. 5412; and 3 resolutions, H. Con. Res. 357 and 358, and H. Res. 443 were introduced.

Page 20548

Reports Filed: Reports were filed as follows:

H.R. 5084, to authorize the National Park Service to acquire and manage the Mary McLeod Bethune Council House National Historic Site, amended (H. Rept. 101–636);

H.R. 3493, to authorize a study on methods to commemorate the nationally significant highway known as Route 66, amended (H. Rept. 101–637);

S. 1230, to authorize the acquisition of additional lands for inclusion in the Knife River Indian Villages National Historic Site, amended (H. Rept. 101–638);

S. 1524, to amend the Wild and Scenic Rivers Act of 1968 by designating segments of the Pemigewasset River in the State of New Hampshire for study for potential addition to the National Wild and Scenic Rivers System (H. Rept. 101–639);

S. 1046, to amend the Wild and Scenic Rivers Act of 1968 by designating a segment of the Merrimack River in the State of New Hampshire for study for potential addition to the National Wild and Scenic Rivers System (H. Rept. 101–640);

H.R. 4498, to amend the Colorado River Storage Project Area, to direct the Secretary of the Interior to establish and implement emergency interim operational criteria at Glen Canyon Dam, amended (H. Rept. 101–641);

H.R. 4487, to amend the Public Health Service Act to revise and extend the program for the National Health Service Corps and to establish a program of grants to the

States with respect to offices of rural health, amended (H. Rept. 101–642);

H.R. 4983, to amend title 5, United States Code, with respect to certain programs under which awards may be made to Federal employees for superior accomplishments or cost savings disclosures, amended (H. Rept. 101–643);

H.R. 4000, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment, amended (H. Rept. 101–644);

H.R. 3789, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless, amended (H. Rept. 101–583, Part II);

H.R. 2071, a private bill (H. Rept. 101–645);

H.R. 711, to amend the Energy Policy and Conservation Act to increase the efficiency and effectiveness of State energy conservation programs carried out pursuant to such Act, amended (H. Rept. 101–646);

H. Res. 443, providing for the consideration of H.R. 5355, to increase the statutory limit on the public debt (H. Rept. 101–647);

H.R. 5399, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991 (H. Rept. 101–648);

Report on Senate amendments to H.R. 4328, the Textile, Apparel, and Footwear Trade Act of 1990 (H. Rept. 101–649); and

Conference report on H.R. 1594, to extend nondiscriminatory treatment to the products of the People's Republic of Hungary for 3 years (H. Rept. 101–650).

Page 20547

Suspensions: House voted to suspend the rules and pass the following measures:

Fire safe cigarettes: H.R. 293, amended, to direct the Consumer Products Safety Commission to promulgate fire safety standards for cigarettes. Agreed to amend the title. The Clerk was authorized to make necessary technical and conforming changes in the engrossment of the bill;

Page 20370

Orphan drug amendments: H.R. 4638, amended, to revise the orphan drug provisions of the Federal Food, Drug, and Cosmetic Act and the Orphan Drug Act;

Page 20375

Drug treatment waiting period: S. 2461, amendment, to reauthorize appropriations to provide for and improve the drug treatment waiting period reduction grant program under the Public Health Service Act. Agreed to amend the title;

Page 20378

Mary McLeod Bethune Historic House: H.R. 5084, amended, to authorize the National Park Service to acquire and manage the Mary McLeod Bethune Council House National Historic Site;

Page 20380

Route 66 study: H.R. 3493, amended, to authorize a study on methods to commemorate the nationally significant highway known as Route 66;

Page 20382

Study of nationally significant places: H.R. 2949, amended, to authorize a study of nationally significant places in American Labor History;

Page 20383

Knife River land acquisition: S. 1230, amended, to authorize the acquisition of additional lands for inclusion in the Knife River Indian Villages National Historic Site;

Page 20385

Pemigewasset River study: S. 1524, to amend the Wild and Scenic Rivers Act of 1968 by designating segments of the Pemigewasset River in the State of New Hampshire for study for potential addition to the National Wild and Scenic Rivers System—clearing the measure for the President;

Page 20386

Merrimack River study: S. 1046, to amend the Wild and Scenic Rivers Act of 1968 by designating a segment of the Merrimack River in the State of New Hampshire for study for potential addition to the National Wild and Scenic Rivers System—clearing the measure for the President;

Page 20387

Grand Canyon protection: H.R. 4498, amended, to amend the Colorado River Storage Project Act, to direct the Secretary of the Interior to establish and implement emergency interim operational criteria at Glen Canyon Dam;

Page 20389

Pearl Harbor Armed Forces medal: H.R. 2575, amended, to establish a congressional commemorative medal for members of the Armed Forces who were present during the attack on Pearl Harbor on December 7, 1941. Agreed to amended the title;

Page 20393

Telephone advertising: H.R. 2921, amended, to amend the Communications Act of 1934 to prohibit certain practices involving the use of telephone equipment for advertising and solicitation purposes;

Page 20396

Emerging telecommunications technologies: H.R. 2965, amended, to require the Secretary of the Commerce to make additional frequencies available for commercial assignment in order to promote the development and use of new telecommunications technologies;

Page 20400

National Health Service Corps: H.R. 4487, amended, to amend the Public Health Service Act to revise and extend the program for the National Health Service Corps and to establish a program of grants to the States with respect to offices of rural health. Agreed to amend the title;

Page 20404

Nutrition labeling: H.R. 3562, amended, to amend the Federal Food, Drug, and Cosmetic Act to prescribe nutrition labeling for foods;

Page 20414

George Mason memorial: H.R. 3687, to authorize the Colonial Dames at Gunston Hall to establish a memorial to George Mason in the District of Columbia. Agreed to amend the title;

Page 20423

National Fire Academy: H.J. Res. 183, recognizing the National Fallen Firefighters' Memorial at the National Fire Academy in Emmitsburg, Maryland, as the official national memorial to volunteer and career firefighters who die in the line of duty. Subsequently, S.J. Res. 77, a similar Senate-passed resolution, was passed in lieu. H.J. Res. 183 was laid on the table; and

Page 20426

Federal employees awards: H.R. 4983, amended, to amend title 5, United States Code, with respect to certain programs under which awards may be made to Federal employees for superior accomplishments or cost savings disclosures.

Page 20427

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 1594, to extend nondiscriminatory treatment to the products of the Peoples' Republic of Hungary for 3 years.

Page 20433

Military Construction Appropriations: By a recorded vote of 312 ayes to 82 noes, Roll No. 283, the House passed H.R. 5313, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1991.

Page 20433

Agreed to the Alexander amendment that eliminates fiscal year 1991 funding for construction of air base facilities at Crotone, Italy. Earlier, a point of order against the amendment was overruled.

Page 20444

Rejected:

The Penny amendment that sought to provide an across-the-board cut of 2 percent in all discretionary funds in the bill (rejected by a recorded vote of 164 ayes to 239 noes, Roll No. 281); and

Page 20452

The Frenzel amendment that sought to provide an across-the-board cut of 0.8 percent in all discretionary funds in the bill (rejected by a recorded vote of 180 ayes to 214 noes, Roll No. 282).

Page 20455

A point of order was sustained against the Lowery of California amendment to the Alexander amendment, that sought to extend the bill's ban on funding for construction of air base facilities at Crotone, Italy until the date of enactment of the National Defense Authorization Act for fiscal year 1991.

Page 20445

H. Res. 441, the rule waiving certain points of order during consideration of the bill, was agreed to earlier by a recorded vote of 299 ayes to 93 noes, Roll No. 280. Earlier, agreed to order the previous question (agreed to by a yea-and-nay vote of 289 yeas to 93 nays, Roll No. 279).

Page 20431

Quorum Calls—Votes: One yea-and-nay vote and four recorded votes developed during the proceedings of the House today and appear on pages 20432, 20433, 20455, 20457, and 20458. There were no quorum calls.

Adjournment: Met at noon and adjourned at 9:19 p.m.

Committee Meetings

LEGISLATIVE APPROPRIATIONS

Committee on Appropriations: Ordered reported the Legislative appropriations for fiscal year 1991.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Procurement and Military Nuclear Systems met in executive session and approved for full committee action H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

RESOLUTION TRUST CORPORATION FUNDING NEEDS AND SPENDING PLANS

Committee on Banking, Finance and Urban Affairs: Held a hearing on the Resolution Trust Corporation funding needs and spending plans for the quarter ending September 30, 1990. Testimony was heard from the following officials of the Department of the Treasury: Robert R. Glauber, Under Secretary, Finance; and Timothy Ryan, Director, Office of Thrift Supervision; L. William Seidman, Chairman, FDIC and Chairman, Board of Directors, Resolution Trust Corporation; and William Roelle, Director, Resolutions and Operations Division, Resolution Trust Corporation.

BRANCH SALES AND THE ACCELERATED RESOLUTION PROGRAM

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance, Resolution Trust Corporation Task Force held a hearing on Branch Sales and the Accelerated Resolution Program. Testimony was heard from public witnesses.

IMPACT OF UNFAIR AND ILLEGAL FOREIGN TRADE PRACTICES ON INTERSTATE COMMERCE

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on the impact of unfair and illegal foreign trade practices on Interstate commerce. Testimony was heard from Carol Boyd

Hallett, Commissioner, U.S. Customs Service, Department of the Treasury.

COMPUTER SOFTWARE RENTAL AMENDMENTS ACT

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property, and the Administration of Justice held a hearing on H.R. 2740, and S. 198, Computer Software Rental Amendments Act of 1989. Testimony was heard from Ralph Oman, Register of Copyrights, Library of Congress; and public witnesses.

FEDERAL JUDGESHIP ACT

Committee on the Judiciary: Subcommittee on Economic and Commercial Law held a hearing on H.R. 5316, Federal Judgeship Act of 1990. Testimony was heard from Walter T. McGovern, Senior Judge, U.S. District Court, Western District of Washington.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation approved for full Committee action amended the following bills: H.R. 2800, to amend title 10 and 14, United States Code, to permit recordings of military bands to be sold commercially; H.R. 4888, to improve navigational safety and to reduce the hazards to navigation resulting from vessel collisions with pipelines in the marine environment; H.R. 4632, to amend title 14, United States Code, to impose penalties for inducing the Coast Guard to render aid under false pretenses, to impose liabilities for costs incurred by the Coast Guard in rendering that aid, and to authorize appropriations for use for acquiring direction-finding equipment for the Coast Guard; and H.R. 4491, to amend the Vessel Bridge-to-Bridge Radiotelephone Act (33 U.S.C. 1203).

PUBLIC DEBT INCREASE

Committee on Rules: Granted a modified closed rule providing 1 hour of debate on H.R. 5355, to increase the statutory limit on the public debt. Clause 2(L)(6) of rule XI and clause 5(a) of rule XXI are waived against to bill. No amendment to the bill is in order except the amendment printed in the report accompanying this resolution, to be offered by Representative Dorgan of North Dakota, or his designee. The amendment is debatable for one hour, to be equally divided and controlled by the proponent of the amendment and a member opposed thereto. Clause 7 of rule XVI is waived against the amendment and the amendment is not subject to amendment. Finally, the rule provides one motion to recommit. Testimony was heard from Chairman Rostenkowski and Representatives Miller of Califorina, Dorgan of North Dakota, Durbin and Brown of Colorado.

CIVIL RIGHTS ISSUES

Committee on Small Business: Held a hearing on civil rights issues of interest to the small business community. Testimony was heard from public witnesses.

PACIFIC NORTHWEST TIMBER COMMUNITIES

Committee on Small Business: Subcommittee on Regulation, Business Opportunities and Energy held a hearing on Saving Jobs and Creating New Business Enterprise in the Pacific Northwest Timber Communities. Testimony was heard from James Van Erden, Administrator, Work-Based Training, Department of Labor; James Storey, Social Legislation Specialist, Congressional Research Service, Library of Congress; and public witnesses.

MEDICARE AND MEDICAID'S 25TH ANNIVERSARY

Select Committee on Aging: Held a hearing on "Medicare and Medicaid's 25th Anniversary—Much Promised, Accomplished, and Left Unfinished". Testimony was heard from Senator Rockefeller, Chairman, U.S. Bipartisan Commission on Comprehensive Health Care; Gail Wilensky, Administrator, Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

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Tuesday, July 31, 1990

Senate

Chamber Action

Routine Proceedings, pages 20566–20696

Measures Introduced: Five bills and three resolutions were introduced as follows: S. 2942–2946, S. Res. 316 and 317, and S. Con. Res. 142.

Page 20663

Measures Reported: Reports were made as follows:

S. 221, to amend title 23, United States Code, to authorize the use of rights-of-way along Federal-aid highways for the construction of transportation systems that will be part of the Federal-aid highway system, with an amendment in the nature of a substitute. (S. Rept. No. 101–404)

S. 677, to amend the Arctic Research and Policy Act of 1984 to improve and clarify its provisions, with an amendment in the nature of a substitute. (S. Rept. No. 101–405)

S. 2599, to authorize a certificate of documentation for the vessel *Angelos*. (S. Rept. No. 101–406)

S. 2944, to authorize assistance for fiscal year 1991 activities within a comprehensive Support for East European Democracy (SEED) program to promote political and economic transition in countries of Europe emerging from

the tyranny and legacy of communist rule, to authorize appropriations for worldwide Peace Corps activities in fiscal years 1991 and 1992, to amend the Foreign Assistance Act of 1961 to establish a Development Fund for Africa, to authorize further United States contributions to the International Development Association.

Page 20663

Measures Passed:

Crime Prevention Month: Committee on the Judiciary was discharged from further consideration of S.J. Res. 309, designating the month of October 1990 as "Crime Prevention Month", and the resolution was then passed.

Page 20694

House/Senate Adjournment Provisions: Senate agreed to S. Con. Res. 142, to waive the provisions of the Legislative Reorganization Act of 1970 which require the adjournment of the House and Senate by July 31st.

Page 20695

Campaign Finance Reform Act: Senate continued consideration of S. 137, to amend the Federal Election Campaign Act of 1971 to provide for a voluntary system of spending limits and partial public financing of Senate general election campaigns, and to limit contributions by multicandidate political committees, taking action on amendments proposed thereto, as follows:

Pages 20576, 20577, 20587, 20601

Adopted:

(1) By 57 yeas to 43 nays (Vote No. 190), Boren Amendment No. 2439 (to Amendment No. 2432), relating to payments to labor organizations in lieu of dues.

Pages 20584, 20589, 20597

(2) By 73 yeas to 27 nays (Vote No. 191), Bentsen Amendment No. 2440 (to Amendment No. 2432), to amend the Federal Election Campaign Act of 1971 to tighten provisions relating to contributions by foreign nationals.

Page 20601

(3) By 98 yeas to 1 nay (Vote No. 193), Nickles Modified Amendment No. 2441 (to Amendment No. 2432), relating to restrictions on, and requirements with respect to, use of Congressional franked mail for mass mailings.

Pages 20610, 20636

Rejected:

(1) By 41 yeas to 59 nays (Vote No. 189), Hatch Amendment No. 2438 (to Amendment No. 2432), to protect the rights of workers to choose whether their collective bargaining dues or any other payment required as a condition of employment shall be used for political purposes.

Pages 20577, 20588

(2) By 41 yeas to 58 nays (Vote No. 192), McConnell Amendment No. 2442 (to Amendment No. 2432), to eliminate soft money expenditures by tax-exempt organizations.

Page 20614

(3) By 38 yeas to 60 nays (Vote No. 194), Kerry Amendment No. 2443 (to Amendment No. 2432), in the nature of a substitute.

Pages 20639, 20659

(4) By 49 yeas to 49 nays (Vote No. 195), McCain Amendment No. 2444 (to Amendment No. 2432), to restrict the use of contributions and of payments and benefits received under title V of the Federal Election Campaign Act of 1971 to bona fide campaign activities and to require that surplus campaign funds be paid into the Treasury of the United States to aid in reducing the Federal deficit.

Page 20652

Pending:

Mitchell (for Boren) Modified Amendment No. 2432, in the nature of a substitute.

Pages 20576, 20596

Senate will continue consideration of the bill and amendments to be proposed thereto, on Wednesday, August 1.

Miscellaneous Tariffs/Favored-Nation Status of Hungary—Conference Report: Senate agreed to the conference report on H.R. 1594, to make miscellaneous and technical changes to various trade laws, and to extend nondiscriminatory treatment to the products of the People's Republic of Hungary.

Page 20694

Energy and Water Appropriations—Agreement: A unanimous-consent time-agreement was reached providing for the consideration of H.R. 5019, making appropriations for energy and water development for the fiscal year ending September 30, 1991, and certain amendments to be proposed thereto.

Pages 20636

Nominations Received: Senate received the following nominations:

Stephen H. Rogers, of Virginia, to be Ambassador to the Kingdom of Swaziland.

Diane Gilbert Weinstein, of the District of Columbia, to be a Judge of the United States Claims Court for a term of fifteen years.

Mary Sterling, of Virginia, to be Inspector General, Department of Transportation. Page 20696

Messages From the House: Page 20663

Measures Referred: Page 20663

Executive Reports of Committees: Page 20663

Statements on Introduced Bills: Page 20664

Additional Cosponsors: Page 20669

Amendments Submitted: Page 20671

Notices of Hearings: Page 20688

Authority for Committees: Page 20689

Additional Statements: Page 20689

Text of S. 2830 as Previously Passed: Page 19889

Record Votes: Six record votes were taken today. (Total—194)

Pages 20589, 20597, 20605, 20636, 20659, 20660

Recess: Senate convened at 8:30 a.m., and recessed at 11:36 p.m., until 9:15 a.m., on Wednesday, August 1, 1990. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 20696.)

Committee Meetings

APPROPRIATIONS—TREASURY/POSTAL SERVICE

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government approved for full committee consideration, with amendments, H.R. 5241, making appropriations for fiscal year 1991 for the Department of the Treasury, United States Postal Service, Executive Office of the President, and certain independent agencies.

FINANCIAL SERVICES REFORM

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on proposed legislation to reform and modernize the legal and regulatory structure of the financial services industry to increase competitiveness of U.S. institutions, after receiving testimony from L. William Seidman, Chairman, Federal Deposit Insurance Corporation; and Robert L. Clarke, Comptroller of the Currency, Department of the Treasury.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

An original bill authorizing funds for the National Transportation Safety Board. (As approved by the Committee, the bill authorizes $31 million for fiscal year 1991, $38.6 million for fiscal year 1992, and $38.8 million for fiscal year 1993.);

S. 2851, to alter the Federal rules applicable to commercial air carriers at the four high density traffic airports (Chicago O'Hare, Kennedy, LaGuardia, and Washington National) to allow for additional landing slots in an effort to increase competition and ease access at these airports, with an amendment in the nature of a substitute;

H.R. 5131, to extend the civil penalty assessment demonstration program of the Federal Aviation Act of 1958;

S. 1913, to require the Secretary of Transportation to issue regulations requiring the use of child safety restraint systems on commercial aircraft, with an amendment in the nature of a substitute;

S. 2800, to repeal the law prohibiting telephone companies from owning or controlling video programming services in their franchise areas, with an amendment in the nature of a substitute;

S. 2170, to prescribe the conditions under which contractors receiving Operating Differential Subsidy or their affiliates may engage in coastwise or intercoastal trade;

S. 2516, to augment and improve the quality of international data compiled by the Bureau of Economic Analysis under the International Investment and Trade in Service Survey Act, with an amendment;

S. 2936, authorizing funds for programs of the Hazardous Materials Transportation Act, with an amendment. (As approved by the Committee, the bill authorizes $10.6 million for fiscal year 1990, $12 million for fiscal year 1991, and $14 million for fiscal year 1992; and for emergency planning and training grants an additional $10 million for fiscal year 1991 and $25 million for fiscal year 1992.);

S. 2933, regarding the collection of overpayments of undercharges on shipments via motor common carriers of property and nonhousehold goods freight forwarders;

S.J. Res. 355, to express appreciation for the benefit brought to the Nation by Amtrak during its 20 years of existence;

S. 1884, to establish a Bureau of Recyclable Commodities within the Department of Commerce to promote the use of recycled materials derived from municipal refuse, with an amendment in the nature of a substitute;

S. 1933, to provide for the minting of coins in commemoration of the bicentennial of the deaths of Benjamin Franklin and to enact a fireservice bill of rights and programs to fulfill those rights;

H.R. 4522, to direct the Administrator of the U.S. Fire Administration to review the accuracy, consistency, and clarity of existing response information used by State and local emergency response personnel; and

The nomination of Christopher A. Hart, of the District of Columbia, to be a Member of the National Transportation Safety Board.

NATIONAL PARK SERVICE

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded oversight hearings to examine concessions management within the National Park Service, focusing on a proposed policy to increase revenues to parks, improve service to the park visitor, and ensure a fair return on concessioners' investments, after receiving testimony from Rex Maughan, Conference of National Park Concessioners, Phoenix, Arizona; Garner B. Hanson, National Park Concessions, Inc., Mammoth Cave, Kentucky; and Paul C. Pritchard, National Parks and Conservation Association, and George T. Frampton, Jr., The Wilderness Society, both of Washington, D.C.

RECLAMATION REFORM

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded hearings on S. 2659, to revise and supplement Federal reclamation law with respect to applicability to operators of agricultural enter-

prises and conditions for, and enforcement of, compliance, and Title XVI, to eliminate double subsidies that promote the production of surplus crops, of H.R. 2567, to authorize funds for the construction of the Buffalo Bill Dam and Reservoir, Shoshone Project, Pick-Sloan Missouri Basin Program in Wyoming, after receiving testimony from Manuel Lujan, Jr., Secretary of the Interior; James Duffus III, Director, Natural Resources Management Issues, Resources, Community, and Economic Development Division, General Accounting Office; William W. Howard, National Wildlife Federation, Susan S. Lederman, League of Women Voters of the United States, Alan L. Keyes, Citizens Against Government Waste, and Jill Lancelot, National Taxpayers Union, all of Washington, D.C.; Leo Holzbauer, Lake Andes-Wagner Water Systems, Inc., Wagner, South Dakota; Thomas F. Donnelly, National Water Resources Association, Arlington, Virginia; Jason Peltier, Central Valley Project Water Association, Sacramento, California; Grant R. Ward, Agri-Business Council of Arizona, Inc., Phoenix; Cecil Miller, Arizona Farm Bureau Federation, Litchfield Park, on behalf of the American Farm Bureau Federation; and Denslow Green, Madera, California, on behalf of the Madera Irrigation District.

DEBT LIMIT INCREASE

Committee on Finance: Subcommittee on Taxation and Debt Management held hearings on proposed legislation to increase the statutory limit on the public debt, receiving testimony from Robert R. Glauber, Under Secretary of the Treasury for Finance; and James L. Blum, Assistant Director, Budget Analysis Division, Congressional Budget Office.

Hearings were recessed subject to call.

TEST BAN TREATIES

Committee on Foreign Relations: Committee resumed hearings on the Treaty with the Union of Soviet Socialist Republics on the Limitation of Underground Nuclear Weapon Tests (Ex. N, 94th Cong., 2nd Sess.), and the Protocols to the Threshold Test Ban and Peaceful Nuclear Explosion Treaties with the Union of Soviet Socialist Republics (Treaty Doc. 101–19), receiving testimony from John H. Nuckolls, Director, Lawrence Livermore National Laboratory, Livermore, California, and Sigfried S. Hecker, Director, and Donald R. Westervelt, Nuclear Testing Verification Expert Physicist, both of the Los Alamos National Laboratory, Los Alamos, New Mexico, all of the Department of Energy; Wolfgang K.H. Panofsky, Stanford Linear Accelerator Center, Stanford, California; and Gregory E. van der Vink, IRIS Consortium, Arlington, Virginia.

Hearings will continue Thursday, September 13.

NUCLEAR WASTE SAFETY

Committee on Governmental Affairs: Committee held hearings to review safety concerns of high-level radioactive waste storage tanks at Department of Energy facilities, focusing on the accident and potential explosion hazards at the Hanford site in the State of Washington, receiving testimony from Senator Adams; Steven M. Blush, Director, Office of Nuclear Safety, Leo P. Duffy, Director, Office of Environmental Restoration and Waste Management, Peter Brush, Acting Assistant Secretary for Environment and Health, and John F. Ahearne, Chairman, Advisory Committee on Nuclear Facility Safety, all of the Department of Energy; John T. Conway, Chairman, Defense Nuclear Facilities Safety Board; and Christine O. Gregoire, Washington State Department of Ecology, Olympia.

Hearings were recessed subject to call.

MURDER RATES

Committee on the Judiciary: Committee concluded hearings to examine trends in crime and violence, focusing on the impact of drugs, deadly assault weapons, and demographics on the recent rise in murder rates, after receiving testimony from Philadelphia Police Commissioner Willie M. Williams, Philadelphia, Pennsylvania; Los Angeles County Chief Medical Examiner-Coroner J. Lawrence Cogan, Los Angeles, California; Lynn Richardson, Harlem Hospital Center, New York, New York; and James A. Fox, Northeastern University, Boston, Massachusetts.

PRODUCT LIABILITY REFORM

Committee on the Judiciary: Committee concluded hearings on S. 1400, to regulate interstate commerce by providing for a uniform product liability law in which a civil action brought against a manufacturer or product seller for loss or damage to a product itself or commercial loss shall be governed by applicable commercial or contract law, after receiving testimony from Stuart Gerson, Assistant Attorney General, Civil Division, Department of Justice; Alabama State Representative Mike Box, Mobile, on behalf of the National Conference of State Legislators; Chief Justice Harry Carrico, Richmond, Virginia, on behalf of the Conference of Chief Justices; Andrew Popper, American University Law School, Washington, D.C.; Marshall Shapo, American Bar Association, Chicago, Illinois; and Robert Habush, Association of Trial Lawyers of America, Milwaukee, Wisconsin.

SAVINGS AND LOAN INDUSTRY

Committee on the Judiciary: Subcommittee on Antitrust, Monopolies and Business Rights held hearings on the impact of restructuring the savings and loan industry, focusing on the effects of the Bluebonnet Southwest Plan Transaction, receiving testimony from Stuart D. Root, former Executive Director, and Thomas Lykos, Financial Institutions Group, former Director, Southwest Plan, both of the Federal Savings and Loan Insurance Corporation (FSLIC); M. Danny Wall, former Chairman, Federal Home Loan Bank Board; and George M. Barclay, Federal Home Loan Bank, Dallas, Texas.

Hearings continue on Monday, August 6.

COMPUTER ABUSE

Committee on the Judiciary: Subcommittee on Technology and the Law concluded hearings on S. 2476, to clarify and expand legal prohibitions against computer abuse in an effort to alleviate computer vandalism, after receiving testimony from Mark Richard, Deputy Assistant Attorney General, Criminal Division, and William Esposito, Section Chief, White Collar Crimes Unit, Federal Bureau of Investigation, both of the Department of Justice; Douglas C. Jerger, ADAPSO, Arlington, Virginia; and John Pickitt, Computer and Business Equipment Manufacturers Association, Marc Rotenberg, Computer Professionals for Social Responsibility, and David Johnson, Wilmer, Cutler and Pickering, all of Washington, D.C.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 5413–5421; and 2 resolutions, H. Res. 445–446, were introduced.

Page 20938

Reports Filed: Reports were filed as follows:

H.R. 4000, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment, amended (H. Rept. 101–644, Part II);

H. Res. 444, providing for the further consideration of H.R. 3950, the "Food and Agricultural Resources Act of 1990" (H. Rept. 101–651); and

Conference report on S. 2240, to amend the Public Health Service Act to provide grants to improve the quality and availability of care for individuals and families with HIV disease (H. Rept. 101–652).

Page 20938

Speaker Pro Tempore: Read a letter from the Speaker wherein he appoints Representative Gray to act as Speaker pro tempore for today.

Page 20697

Committees to Sit: Subcommittee on Water Resources of the Committee on Public Works and Transportation received permission to sit today during proceedings of the House under the five-minute rule;

Page 20697

Committee on Public Works received permission to sit on Wednesday, August 1, during proceedings of the House under the five-minute rule; and

Page 20697

Committee on Armed Services received permission to sit today during proceedings of the House under the five-minute rule.

Page 20709

Debt Limit Increase: By a recorded vote of 221 ayes to 205 noes, Roll No. 287, House passed H.R. 5355, to increase the statutory limit on the public debt.

Page 20709

Rejected the Archer motion to recommit the bill to the Committee on Ways and Means.

Page 20723

Agreed to the Dorgan amendment that removes the Social Security Trust Funds from the Gramm-Rudman deficit calculations, and creates a point of order against any legislation that provides, beyond a certain threshold level, a net increase in Social Security benefits or a net reduction in Social Security payroll tax receipts, with an effective date of fiscal year 1992 for both provisions (agreed to by a recorded vote of 413 ayes to 15 noes, Roll No. 286).

Page 20712

H. Res. 443, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 274 yeas to 148 nays, Roll No. 284.

Page 20704

Committee to Sit: Committee on the Judiciary received permission to sit today, Wednesday, August 1, and Thursday, August 2, during proceedings of the House under the five-minute rule.

Page 20724

Banking Law Enforcement: By a yea-and-nay vote of 424 yeas to 4 nays, Roll No. 288, the House voted to suspend the rules and pass H.R. 5401, amended, to improve the enforcement of criminal laws relating to banking, to facilitate the recovery of assets of failed financial institutions, to increase existing penalties and provide new penalties for offenses affecting financial institutions.

Page 20724

George Mason Memorial: House passed S. 1543, to authorize the Board of Regents of Gunston Hall to establish a memorial to George Mason in the District of Columbia—clearing the measure for the President. H.R. 3687, a similar House-passed bill, was laid on the table.

Page 20753

Route 66 Study: House passed S. 963, to authorize a study on methods to commemorate the nationally significant highway known as Route 66.

Page 20753

Agreed to the Vento motion to strike all after the enacting clause and insert the language of H.R. 3493, as previously passed by the House. H.R. 3493 was laid on the table.

Page 20753

Virginia Smith Dam: House passed S. 1875, to redesignate the Calamus Dam and Reservoir authorized under the Reclamation Project Authorization Act of 1972 as the

Virginia Smith Dam and Calamus Lake Recreation Area—clearing the measure for the President.

Page 20754

Earlier, H.R. 3073, to rename the Calamus Dam and Reservoir the "Virginia Smith Dam and Reservoir", and S. 1875, a similar Senate-passed bill, which had been previously referred to the Committee on Public Works and Transportation, were referred to the Committee on Interior and Insular Affairs. Page 20753

Housing and Community Development: House began reading for amendments on H.R. 1180, to amend and extend certain laws relating to housing, community and neighborhood development and preservation, and related programs; but came to no resolution thereon. Further consideration of amendments will continue on Wednesday, August 1.

Page 20754

Agreed To:

The Wylie amendment that requires that funding for fiscal year 1991 not exceed the appropriate aggregate levels established by the fiscal year 1991 Concurrent Budget Resolution;

Page 20761

The Ridge en bloc amendment that improves targeting for very low-income housing under the Rental Housing Production programs;

Page 20763

The Roukema amendment that requires 90 percent of Federal funds designated for the Community Housing Partnership (CHP) be used for construction, acquisition, or rehabilitation of low-income units in properties developed under the program;

Page 20783

The Kennedy amendment that changes the profit that homeowners may keep when selling a home which was purchased through the CHP program during and after 15 years of ownership;

Page 20784

The Gilman amendment that eliminates $223 million designated for Section 8 moderate rehabilitation and increases the amounts made available for loan for the elderly and handicapped programs;

Page 20803

The Lowey of New York amendment that directs the Secretary of HUD to determine or establish area median income ceilings or limits for Westchester County, New York, as if such county were not contained within the metropolitan statistical area in which it is located;

Page 20805

The Traficant amendment that requires that lenders notify homeowners of the availability of housing counseling services no later than 45 days after a mortgage payment is due, but has not been paid;

Page 20806

The Flake amendment that establishes a 10-year budget-neutral demonstration program in up to four cities to encourage the private development of mixed income housing in communities surrounding existing public housing developments; and requires that 25 percent of the units in the privately developed housing be set aside for very low-income families for the life of the building and the remaining 75 percent would be offered as market rents to moderate-income families;

Page 20807

The Russo amendment as modified, that requires HUD to establish a demonstration program in which first-time homebuyers in designated metropolitan areas must receive pre-purchase housing counseling before receiving an FHA home mortgage loan;

Page 20813

The Frank amendment that creates a $10 million fund which would be used for efforts to eliminate drug-related crime in federally assisted housing and privately owned properties that receive Federal subsidies;

Page 20815

The Hubbard amendment that increases the FmHA lending authority for underserved counties to 3.5 percent in fiscal year 1991 and 5 percent in fiscal year 1992, and requires the FmHA to target loans for the Lower Mississippi Delta region if the counties are designated underserved, high poverty areas;

Page 20819

The Neal of North Carolina amendment that permits for-profit developers to purchase and rehabilitate vacant residential properties owned by FmHA, and to make these properties eligible for Section 515 rental assistance;

Page 20822

The Perkins amendment that requires that property appraisals for the FmHA loans for homes in remote rural areas reflect only the cost of the land and structure to be financed, and that this be deemed as adequate security upon which the loan may be made;

Page 20823

The Coleman of Texas en bloc amendment that permits the small impoverished communities along the United States-Mexico border to receive small city Community Development Block Grants and to participate in FmHA programs;

Page 20824

The Packard amendment that permits Section 8 vouchers to be used for the rental of manufactured homes, such as mobile homes;

Page 20843

The Vento amendment that alters the FHA mortgage insurance program by phasing out over five years the current up-front insurance premium of 3.8 percent of the loan amount, requiring instead that 1.35 percent be paid at settlement and 0.6 percent be paid annually over the life of the loan; and prohibits the issuance of FHA mortgages that exceed the market value of a property; eliminates the rebate of unearned insurance premiums when mortgages are prepaid; and discontinues the payment of FHA distributive shares paid to borrowers until the MMI Fund reaches a capital standard of 1.5 percent within two

year and 2 percent within 10 years (agreed to by a recorded vote of 418 ayes to 2 noes, Roll No. 290);

Page 20844

The Oakar perfecting amendment concerning the Model Energy Code of the Council of American Building Officials;

Page 20860

The Oakar amendment that conforms HUD appraisal requirements to the appraisal requirements included in the 1989 Financial Institutions Reform, Recovery, and Enforcement Act, which permits HUD to utilize appraisal services provided by appraisal firms that operate as corporations or partnerships, as long as those firms employ fully qualified appraisers;

Page 20860

The Saxton amendment that prohibits discrimination on the basis of religion in the distribution of Block Grant funds;

Page 20866

The Kanjorski amendment that provides counseling, either directly or through third parties, to delinquent mortgagors whose mortgages are insured under section 203 of the National Housing Act;

Page 20867

The Bennett perfecting amendment concerning a $50 penalty assessment to a lender or escrow servicer failing to submit an escrow statement to the borrower;

Page 20868

The Frank amendment that excludes owner contributions as a condition for assistance in inducing capital and operating loss advances by owners to benefit the rental assistance program;

Page 20868

The Kleczka amendment that requires HUD, using data it currently collects, to publish publicly available quarterly reports that detail FHA loans, defaults, and foreclosures by individual lender, broken down by urban census tracts;

Page 20868

The Traficant amendment that permits HUD to make grants to Community Development Corporations to buy down interest rates on economic development loans made to businesses and non-profit organizations for projects and activities that assist in the rejuvenation of economically depressed areas;

Page 20870

The Traficant amendment that prohibits the issuance of contracts to companies in nations that unfairly discriminate against products or services of the United States if such trade discrimination injures United States businesses; prohibits the issuance of contracts to any company that intentionally affixes a "Made in America" label to non-United States made products sold or shipped into the United States; and gives preferences for domestic firms over foreign firms if the final product will be domestically produced, and the price difference between domestic and foreign bids are 6 percent or less;

Page 20870

The Ridge amendment as modified, that limits the secondary residence mortgages that may be insured by the Secretary of HUD;

Page 20872

The Frank amendment that requires that building owners maintain their properties for low- and moderate-income tenants if the incentives offered by HUD equal the fair market rate of return on the owner's equity in the building;

Page 20883

The Morrison of Connecticut amendment that further defines owner to include principals, general partners, primary shareholders, and other similar participants in any entity; and

Page 20883

The Carper amendment that extends the low-income use restrictions on the properties that have received HUD incentives for at least 10 years beyond the existing 40-year mortgage; continues the requirement that these properties be targeted to low and very low income residents; provides that the preemption language does not apply to local zoning, rent control, and other housing laws; gives nonprofit housing groups who intend to maintain the property for low-income housing a right of first refusal to purchase the property if the owner decides to repay the mortgage; establishes financial incentives for owners to improve services for the elderly living in these properties; and adds sanctions against owners who allow their property to fall into disrepair (agreed to by a recorded vote of 400 ayes to 12 noes, Roll No. 292).

Page 20884

Rejected the Oakar amendment that sought to ensure that modular homes continue to be regulated by State and local construction safety codes (rejected by a recorded vote of 200 ayes to 211 noes, Roll No. 291).

Page 20865

Late Report: Managers of the conference received permission to have until midnight tonight to file a conference report on S. 2240, to amend the Public Health Service Act to provide grants to improve the quality and availability of care for individuals and families with HIV disease.

Page 20894

Voting Rights Day: House passed H.J. Res. 625, designating August 6, 1990, as "Voting Rights Celebration Day".

Page 20894

German-American Day: House passed H.J. Res. 469, to designate October 6, 1990, as "German-American Day".

Page 20895

Give Kids a Fighting Chance Week: House passed H.J. Res. 515, designating the week beginning September 16, 1990, as "National Give Kids a Fighting Chance Week".

Page 20896

Children's Day: House passed and cleared for the President S.J. Res. 316, to designate the second Sunday in October of 1990 as "National Children's Day".

Page 20896

Mental Illness Awareness Week: House passed and cleared for the President S.J. Res. 256, to designate the week of October 7, 1990, through October 13, 1990, as Mental Illness Awareness Week".

Page 20897

Referrals: Two Senate-passed measures were referred to the appropriated House committees.

Page 20938

Quorum Calls—Votes: Two quorum calls, 2 yea-and-nay vote and five recorded votes developed during the proceedings of the House today and appear on pages 20709, 20722, 20723, 20752, 20858, 20859, 20865, and 20889.

Adjournment: Met at 10:00 a.m. and adjourned at 11:30 p.m.

Committee Meetings

DOD AUTHORIZATION

Committee on Armed Services: Ordered reported amended H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

DOD AUTHORIZATION

Committee on Armed Services: Subcommittee on Research and Development met in executive session approved for full Committee action amended: H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

MISCELLANEOUS MEASURES

Committee on Education and Labor: Ordered reported amended the following measures: H.R. 3999, Economic Stabilization, Adjustment, and Defense Industry Conversion Act of 1990; and H. Con. Res. 316, expressing the sense of Congress on the strike of Greyhound employees; and to continue markup of H.R. 2039, Job Training Partnership Amendments of 1989.

DEFENSE PRODUCTION ACT AMENDMENTS

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection, and Competitiveness held a hearing on H.R. 5225, to amend the Defense Production Act of 1950 to clarify and strengthen provisions pertaining to national security takeovers. Testimony was heard from John Niehuss, Senior Deputy Assistant Secretary, International Economic Policy, Department of the Treasury; and public witnesses.

URANIUM ENRICHMENT

Committee on Energy and Commerce: Subcommittee on Energy and Power and the Subcommittee on Energy and the Environment of the Committee on Interior and Insular Affairs held a joint oversight hearing on uranium enrichment. Testimony was heard from W. Henson Moore, Deputy Secretary, Department of Energy; Victor, S. Rezendes, Director, Energy Issues, GAO; and public witnesses.

DEVELOPMENTS IN THE MIDDLE EAST

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Developments in the Middle East. Testimony was heard from John H. Kelly, Assistant Secretary, Near Eastern and South Asian Affairs, Department of State.

FUNDING ALTERNATIVES FOR REFUGEE RESETTLEMENT

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on funding alternatives for Refugee Resettlement. Testimony was heard from Representative Solarz; Priscilla A. Clapp, Deputy Assistant Secretary, Refugee Admissions, Bureau for Refugee Admissions, Department of State; Chris Gershan, Department of Health and Human Services; and public witnesses.

CARIBBEAN DEBT FOR DEVELOPMENT ACT

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs and the Subcommittee on International Economic Policy and Trade held a joint hearing on H.R. 5196, Caribbean Debt for Development Act of 1990. Testimony was heard from public witnesses.

JUSTICE DEPARTMENT DEBT COLLECTION

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture held a hearing on Debt Collection by the Justice Department. Testimony was heard from Lowell Dodge, Director, Justice Programs, General Government Division, GAO; and the following officials of the Department of Justice: Joseph M. Whittle, U.S. Attorney, Western District of Kentucky; and Robert N. Ford, Deputy Assistant Attorney General, Debt Collection Management.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Held a hearing on the following bills: S. 2075, to authorize grants to improve the capability of Indian tribal governments to regulate environmental quality; H.R. 5005, Urban Indian Health Act; and H.R. 5092, to provide for the study of whether Alaska Native Residents in certain Alaska Communities have been afforded just and equitable treatment for the settlement of the aboriginal claims consistent with the intent, purpose, and promise of the Alaska Claims Settlement Act. Testimony was heard from Representative

Dicks; the following officials of the Department of Health and Human Services: Tim Wapato, Commissioner, Administration for Native Americans; Dr. Craig Vanderwagon, Director, Division of Clinical and Preventive Services; and Bill Pearson, Office of Environmental Health and Engineering, both with the Indian Health Service; Pay Hayes, Deputy to the Assistant Secretary, Indian Affairs (Trust and Economic Development), Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 5144, to establish the Vancouver National Historical Reserve in the State of Washington; and H.R. 4878, to establish the Lake Meredith National Recreation Area in the State of Texas. Testimony was heard from Representatives Unsoeld and Sarpalius; Denis P. Galvin, Associate Director, National Park Service, Department of the Interior; and public witnesses.

FAMILY UNITY AND EMPLOYMENT OPPORTUNITY IMMIGRATION ACT

Committee on the Judiciary: Began markup of H.R. 4300, Family Unity and Employment Opportunity Immigration Act of 1990.

Will continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the following bills: H.R. 1268, National Biological Diversity Conservation and Environmental Research Act; H.R. 5254, to authorize appropriations to carry out the Fish and Wildlife Conservation Act of 1980 for fiscal years 1991 and 1992; H.R. 5255, National Fish and Wildlife Foundation Act Amendments of 1990; H.R. 4804, Brown Tree Snake Control and Eradication Act; H.R. 2548, to provide for the establishment of the Laguna de Santa Rosa National Wildlife Refuge; and H.R. 5264, to authorize modification of the boundaries of the Alaska Maritime National Wildlife Refuge. Testimony was heard from Representatives Scheuer and Blaz; Michael Deland, Chairman, Council on Environmental Quality; Robert Hoffmann, Assistant Secretary, Research, Smithsonian Institution; the following officials of the U.S. Fish and Wildlife Service, Department of the Interior: John D. Buffington, Regional Director, Research and Development; and Rollin Sparrowe, Deputy Assistant Director, Refuges and Wildlife; and public witnesses.

COASTAL DEFENSE INITIATIVE ACT

Committee on Public Works and Transportation: Subcommittee on Water Resources approved for full Committee action amended H.R. 2647, Coastal Defense Initiative Act of 1989.

FOOD AND AGRICULTURAL RESOURCES ACT

Committee on Rules: Granted a rule providing for the further consideration of H.R. 3950, Food and Agricultural Resources Act of 1990. The rule provides debate time on the following amendments, equally divided and controlled by the proponent of the amendment and a member opposed thereto: (1) Rep. Conte to Title VI printed in the Congressional Record of July 20, debatable for 20 minutes; (2) Rep. Conte to Title XI printed in the Congressional Record of July 20, debatable for 60 minutes, subject to a substitute by Rep. Huckaby, debatable for 60 minutes; (3) Rep. Stenholm to Title XIV printed in the Congressional Record of July 20, debatable for 20 minutes, not subject to amendment except a substitute by Rep. DeFazio, debatable for 20 minutes, not subject to amendment; and (4) the amendments by Rep. Frenzel to Title XVII printed in the Congressional Record of July 20, debatable for 40 minutes, to be considered en bloc, not subject to a demand for a division of the question in the House or in the Committee of the Whole. The rule provides that the amendments offered by Rep. de la Garza pursuant to the authority granted in H. Res. 439, modifications of or amendments printed in the report accompanying H. Res. 439, and amendments printed in the "Amendments" portion of the Record on or before July 20, 1990, and amendments thereto, shall be debatable for not to exceed ten minutes each. Pro forma amendments for the purpose of debate are not in order. The amendments en bloc offered by Rep. de la Garza pursuant to paragraph 2 of H. Res. 439 shall not be subject to amendment. After passage of H.R. 3950, the rule provides for a motion to take S. 2830 from the Speaker's table and consider the bill in the House. All points of order against the motion are waived. The rule then makes in order a motion to strike out all after the enacting clause and insert the provisions of H.R. 3950, H.R. 3581, and H.R. 4077, as each passed the House. All points of order against the motion are waived. The rule makes it in order to insist on the House amendment to S. 2830 and request a conference with the Senate. Testimony was heard from Chairman de la Garza and Representative Gilman.

CIVIL RIGHTS ACT

Committee on Rules: Heard testimony from Representatives Hawkins, Brooks, Edwards of California, Stenholm, LaFalce, Goodling, Gunderson, Fawell, Fish, Sensenbrenner, Campbell of California and Miller of Washington, but no action was taken on H.R. 4000, Civil Rights Act of 1990.

U.S. SCIENTIFIC MANPOWER

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held a hearing on Increasing U.S. Scientific Manpower. Testimony was heard from Philip Schambra, Director, Fogarty Center,

NIH, Department of Health and Human Services; F. Karl Willenbrock, Assistant Director, Scientific and Technological Affairs, NSF; and public witnesses.

Joint Meeting

FAVORED-NATION STATUS FOR HUNGARY

Conferees on Monday, July 30, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 1594, to extend non-discriminatory treatment to the products of the Peoples' Republic of Hungary.

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Wednesday, August 1, 1990

Senate

Chamber Action

Routine Proceedings, pages 20965–21236

Measures Introduced: Five bills were introduced as follows: S. 2947–2951.

Page 21144

Measures Reported: Reports were made as follows:

Special Report entitled "Federal Government's Use of the RICO Statue and Other Efforts Against Organized Crime" (Report of the Permanent Subcommittee on Investigations) (Rept. No. 101–407).

H.R. 94, to amend the Federal Fire Prevention and Control Act of 1974 to allow for the development and issuance of guidelines concerning the use and installation of automatic sprinkler systems and smoke detectors in places of public accommodation affecting commerce, with an amendment in the nature of a substitute. (S. Rept. No. 101–408)

S. 2154 to amend the provisions of the Occupational Safety and Health Act of 1970 relating to criminal penalties with an amendment in the nature of a substitute. (S. Rept. No. 101–409)

H.R. 5313, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1991, with amendments. (S. Rept. No. 101–410)

H.R. 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1991, and for other purposes, with amendments. (S. Rept. No. 101–411)

S. 2114, to promote excellence in American mathematics, science, and engineering education; enhance the scientific and technical literacy of the American public; stimulate the professional development of scientists and engineers; provide for education, training, and retraining of the Nation's technologists; increase the participation of women and minorities in careers in mathematics, science, and engineering; with an amendment in the nature of a substitute. (S. Rept. No. 101–412)

S. 1913, to require the use of child restraint systems on commercial aircraft, with an amendment in the nature of a substitute.

S. Res. 317, to commend Mr. Erich Bloch for his dedicated service as Director of the National Science Foundation.

Page 21143

Measures Passed:

Campaign Finance Reform Act: By 59 yeas to 40 nays (Vote No. 204), Senate passed S. 137, to amend the Federal Election Campaign Act of 1971 to provide for a voluntary system of spending limits and partial public financing of Senate general election campaigns, and to limit contributions by multicandidate political committees, after taking action on amendments proposed thereto, as follows:

Pages 20973, 21025

Adopted:

(1) By 77 yeas to 23 nays (Vote No. 196), Dodd Modified Amendment No. 2445 (to Amendment No. 2432), to apply uniform honoraria and income limitations for Congress.

Pages 20980, 20985

(2) By 51 yeas to 49 nays (Vote No. 197), Moynihan Amendment No. 2446 (to Amendment No. 2432), to prohibit the acceptance of any unearned income which exceeds 15 percent of the salary of a Member, officer or employee of the Government who is not a career civil servant.

Pages 20986, 20992

(3) By 59 yeas to 41 nays (Vote No. 198), Wilson Amendment No. 2447 (to Amendment No. 2432), to prohibit expenditures for public financing under the Federal Election Campaign Act unless $100,000,000 is appropriated to carry out programs for pregnant and post partum women and their infants.

Pages 20987, 20993

(4) By 55 yeas to 44 nays (Vote No. 200), Boren Amendment No. 2449 (to Amendment No. 2432), to express the sense of the Senate that the Senate Election Campaign Fund be established exclusively with monies derived from income tax refunds due the person or additional amounts included with the person's return and not from any income tax liability owned by the person to the United States Treasury.

Pages 20996, 21002

(5) Domenici Modified Amendment No. 2451 (to Amendment No. 2432), to reduce to $250 the amount of contributions to a candidate for Congress that may be made by a nonresident of the candidate's State.

Page 21012

(6) Ford Amendment No. 2453 (to Amendment No. 2432), to make technical corrections.

Page 21025

(7) Mitchell (for Boren) Modified Amendment No. 2432, in the nature of a substitute.

Page 20973

Rejected:

(1) By 39 yeas to 60 nays (Vote No. 199), Exon Amendment No. 2448 (to Amendment No. 2432), to provide that the Senate Election Campaign Fund be established exclusively with monies derived from income tax refunds due the person or additional amounts included with the person's return and not from any income tax liability owed by the person to the United States Treasury.

Page 20994

(2) By 44 yeas to 55 nays (Vote No. 201), McCain Modified Amendment No. 2450 (to Amendment No. 2432), to strike certain provisions allowing a candidate to exceed spending limits.

Page 21010

(3) By 44 yeas to 55 nays (Vote No. 202), Dole Amendment No. 2452 (to Amendment No. 2432), in the nature of a substitute.

Pages 21020, 21071

(4) Graham Amendment No. 2454 (to Amendment No. 2432), to require Presidential, Vice Presidential, and Senatorial candidates who receive public campaign funding to engage in debate. (By 73 yeas to 26 nays (Vote No. 203), Senate tabled the amendment.)

Page 21072

Voting Rights Celebration Day: Senate passed H.J. Res. 625, designating August 6, 1990, as "Voting Rights Celebration Day".

Page 21177

Radiation Exposure Compensation: Senate passed H.R. 2372, to provide jurisdiction and procedures for claims for compassionate payments for injuries due to exposure to radiation from nuclear testing, after agreeing to the following amendment proposed thereto:

Page 21177

Hatfield (for Hatch/Kennedy) Amendment No. 2486, in the nature of a substitute.

Page 21177

U.S. Army Corps of Engineers Civil Works Program: Senate passed S. 2740, to provide for the conservation and development of water and related resources, to authorize the United States Army Corps of Engineers civil works program to construct various projects for improvements to the Nation's infrastructure, after agreeing to the following amendment proposed thereto:

Page 21202

Nunn (for Burdick) Amendment No. 2487, to make certain technical changes and modifications to the program.

Page 21207

Water Resources Research Act Authorization: Committee on Environment and Public Works was discharged from the further consideration of H.R. 1101, to extend the authorization of the Water Resources Research Act of 1984 through the end of fiscal year 1993, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 21217

Hatfield (for Chafee/Domenici) Amendment No. 2488, to extend authorizations of the Act through fiscal year 1995.

Page 21217

Albert Einstein Congressional Fellowship Program: Committee on Rules and Administration was discharged from further consideration of S. Con. Res. 122, to establish an Albert Einstein Congressional Fellowship Program, and the resolution was then agreed to, after agreeing to the following amendment proposed thereto:

Page 21220

Hatfield Amendment No. 2489, of a technical nature.

Page 21220

Civil War Sites: Senate passed S. 1770, to assess the suitability and feasibility of including certain Shenandoah Valley Civil War sites in the national park system, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 21221

Nunn (for Bumpers) Amendment No. 2490, in the nature of a substitute.

Page 21222

Coastal Wetlands Protection: Senate passed S. 1731, to provide for the creation, restoration, protection, enhancement, and conservation of coastal wetlands, and to conserve North American wetland ecosystems and waterfowl and the other migratory birds and fish and wildlife that depend upon such habitats, after agreeing to a committee amendment in the nature of a substitute.

Page 21226

National Science Foundation Director: Senate agreed to S. Res. 317, to commend Mr. Erich Bloch for his dedicated service as Director of the National Science Foundation.

Page 21233

New Mexico Land Exchange: Committee on Energy and Natural Resources was discharged from the further consideration of S. 2597, to amend the Act of June 20, 1910, to clarify in the State of New Mexico authority to exchange lands granted by the United States in trust, and to validate prior land exchanges, the bill was then passed.

Page 21234

Energy and Water Development Appropriations, FY 1991: Senate began consideration of H.R. 5019, making appropriations for energy and water development for the fiscal year ending September 30, 1991, with committee

amendments, taking action on amendments proposed thereto, as follows:

Page 21091

Adopted:

(1) Johnston (for Murkowski) Amendment No. 2455, to prohibit foreign company participation in public works projects appropriated by the bill, if the United States Trade Representative rules that reciprocal access to foreign public works projects is not available.

Page 21101

(2) Johnston (for Adams) Amendment No. 2456, to correct language with respect to the Wynoochee Dam in Washington.

Page 21103

(3) Johnston (for Bumpers) Amendment No. 2457, to provide for the completion of the Village Creek, Taylor Bay, Arkansas (sec. 216) study.

Page 21103

(4) Johnston (for Simpson) Amendment No. 2458, to initiate and expedite a mitigation study for the Jackson Hole Wyoming Flood Protection project.

Page 21104

(5) Johnston (for Hatfield) Amendment No. 2459, to make available funds for engineering, design, acquisition and construction of a support structure to serve as the foundation for the Seafarers Memorial in the Columbia River, in cooperation with the city of Hammond, Oregon.

Page 21104

(6) Johnston (for Chafee/Pell) Amendment No. 2460, to provide funds for the preservation of the Southeast Light on Block Island, Rhode Island.

Page 21104

(7) Johnston (for Wilson) Amendment No. 2461, to provide for flood control in Oceanside, California.

Page 21105

(8) Johnston (for Reid) Amendment No. 2462, to provide funding to the State of Nevada for oversight responsibilities pursuant to the Nuclear Waste Policy Act of 1982.

Page 21105

(9) Johnston (for Bingaman) Amendment No. 2463, to increase the amount of funds provided for the verification and control technology program of the Department of Energy and to reduce the amount of funds provided for nuclear weapons production and surveillance, nuclear weapons testing, and the B–90 nuclear depth/strike bomb.

Page 21106

(10) Johnston (for Gore) Amendment No. 2464, to provide for the transfer of funds to the Tennessee Valley Authority for the purpose of assisting the Department of Energy in assessing and monitoring areas and activities within or adjacent to Watts Bar Reservoir, Tennessee.

Page 21107

(11) Johnston (for Metzenbaum) Amendment No. 2465, to direct the Federal Energy Regulatory Commission to solicit competitive bids for its stenographic reporter contract.

Page 21108

(12) Johnston (for McClure) Amendment No. 2466, to make funds available to the boron neutron capture therapy research program and the power burst facility at the Idaho National Engineering Laboratory.

Page 21110

(13) Hatfield Amendment No. 2467, to restrict the use of funds by the executive branch to change the employment levels determined by the Administrator of the Bonneville Power Administration to be necessary to carry out his responsibilities under certain programs.

Page 21116

A unanimous-consent agreement was reached providing for consideration of certain amendments to be proposed to the bill on Thursday, August 2.

Page 21120

Senate will continue consideration of the bill and certain amendments to be proposed thereto, on Thursday, August 2.

National Defense Authorization Act, 1991: Senate began consideration of S. 2884, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal years for the Armed Forces, with the following amendments proposed thereto:

Page 21120

Pending:

(1) Warner Amendment No. 2482, expressing the sense of the Congress regarding greater utilization of the reserve components of the armed forces.

Page 21129

(2) Nunn Amendment No. 2483 (to Amendment No. 2482), in the nature of a substitute.

Page 21129

(3) Warner Amendment No. 2484, to provide for an additional restriction on the obligation of funds for the B–2 aircraft program.

Page 21130

(4) Nunn Amendment No. 2485 (to Amendment No. 2484), to express the sense of the Congress regarding the B–2 aircraft program and to add additional restrictions on the obligation of funds for such program.

Page 21130

Senate will continue consideration of the bill and amendments proposed thereto, on Thursday, August 2.

Appointments

President's Commission on the Federal Appointment Process: The Chair, on behalf of the Majority Leader, pursuant to Public Law 101–194, announced the appointments of Mrs. C. Abbott Saffold, Secretary for the Majority and Mr. Ron Klain, Chief Counsel, Committee on the

Judiciary to the President's Commission on the Federal Appointment Process.

Page 21236

Nominations Received: Senate received the following nominations:

Robert S. Mueller, III, of Massachusetts, to be an Assistant Attorney General.

Robert F. Goodwin, of Maryland, to be a Commissioner on the part of the United States on the International Joint Commission, United States and Canada.

Carolyn D. Leavens, of California, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1990.

Carolyn D. Leavens, of California, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 1993.

The following named officer to be a member of the Mississippi River Commission:

Brig. Gen. Paul Y. Chinen, [redacted], United States Army.

Holland H. Coors, of Colorado, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 1995.

The following named persons to be Members of the National Science Board, National Science Foundation.

W. Glenn Campbell, of California,
Perry L. Adkisson, of Texas,
Bernard F. Burke, of Massachusetts,
Thomas B. Day, of California, and
James Johnson Duderstadt, of Michigan.

1 Army nomination in the rank of general.

Page 21236

Messages From the House: Page 21142

Measures Referred: Page 21143

Measures Placed on Calendar: Page 21143

Executive Reports of Committees: Page 21143

Statements on Introduced Bills: Page 21144

Additional Cosponsors: Page 21150

Amendments Submitted: Page 21153

Authority for Committees: Page 21173

Additional Statements: Page 21174

Record Votes: Nine record votes were taken today. (Total—204)

Pages 20985, 20991, 20992, 20996, 21002, 21010, 21071, 21073

Recess: Senate convened at 9:15 a.m., and recessed at 12:10 a.m on Thursday, August 2, to reconvene at 9 a.m., the same day.

Committee Meetings

BUSINESS MEETING

Committee on Appropriations: Committee ordered favorably reported the following bills:

H.R. 5241, making appropriations for fiscal year 1991 for the Department of the Treasury, the United States Postal Service, the Executive Office of the President, and certain independent agencies, with amendments; and

H.R. 5313, making appropriations for fiscal year 1991 for military construction for the Department of Defense, with amendments.

BANK AND THRIFT FRAUD

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to examine the Federal response to fraud in depository institutions and possible statutory and regulatory reforms to reduce fraud and insider abuse in the future, receiving testimony from Richard L. Fogel, Assistant Comptroller General, and James Burow, Assistant Director, General Government Division, both of the General Accounting Office; J. Bruce Maffeo, New York, New York, former Member, Organized Crime and Racketeering Section, Department of Justice; and Benton E. Gup, University of Alabama, Tuscaloosa.

Hearings will continue tomorrow.

CHEMICAL EXPORTS

Committee on Commerce, Science, and Transportation: Subcommittee on Foreign Commerce and Tourism held oversight hearings on United States and European chemical exports to South America and related provisions of title III of P.L. 100–690, Chemical Diversion and Trafficking Act, focusing on Drug Enforcement Agency information indicating that certain Latin American companies are aiding in the transfer of these chemicals to cocaine enterprises, receiving testimony from Gene R. Haislip, Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, Department of Justice; Andrew G. Thoms, Director, Office of Transnational Affairs, Bureau of International Narcotics Matters, Department of State; and Ignacio Gonzalez, Organization of American States, and Peter Andreas, Institute for Policy Studies, both of Washington, D.C.

Hearings were recessed subject to call.

U.S. ELECTRONICS INDUSTRY

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space concluded hearings to examine the impact of high American capital costs and foreign competition on the U.S. electronics industry, and to examine whether to encourage strategic alliances and research consortia within the U.S. electronics industry, after receiving testimony from Robert M. White, Under Secretary of Commerce for Technology; Samuel H. Fuller, Digital Equipment Corporation, Maynard, Massachusetts, on behalf of the Computer Systems Policy Project; Peter Mills, SEMATECH, Austin, Texas; Mitchell E. Kertzman, Powersoft Corporation, Burlington, Massachusetts, on behalf of the American Electronics Association; and Louis Perrone, Branson International Plasma Corporation, Hayward, California, on be-

half of Semiconductor Equipment and Materials International.

NUCLEAR ENERGY

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation held hearings on the role of nuclear energy in meeting future electricity demands, receiving testimony from Linda G. Stuntz, Deputy Under Secretary of Energy for Policy, Planning and Analysis; Michael Wilson, Florida Public Service Commission, Tallahassee; Michehl R. Gent, North American Electric Reliability Council, Princeton, New Jersey; John J. Taylor, Electric Power Research Institute, Palo Alto, California; and Christopher Flavin, Worldwatch Institute, Washington, D.C.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported, with amendments, S. 712, to provide for a referendum that would enable residents of Puerto Rico to choose among becoming a State, an independent Republic, or remaining a Commonwealth.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Edwin D. Williamson, of South Carolina, to be Legal Adviser of the Department of State, after the nominee, who was introduced by Senators Thurmond and Hollings, testified and answered questions in his own behalf.

INTERNAL REVENUE SERVICE

Committee on Governmental Affairs: Committee held hearings on the rapid growth in the levels of accounts receivable at the Internal Revenue Service (IRS), and to examine efforts by the IRS to collect taxes owed to the Government by individuals and corporations, receiving testimony from Senator Conrad; Paul L. Posner, Associate Director, Cornelia Blanchette, Assistant Director, and Charles Killian, Assignment Manager, all for Tax Policy and Administration Issues, General Accounting Office; Fred T. Goldberg, Commissioner, Ken Thompson, Deputy Chief Inspector, Internal Audit, Charles Brennan, Deputy Commissioner for Operations, and Ray Keenan, Assistant Commissioner, all of the Internal Revenue Service, Department of the Treasury; and Robert M. Tobias, Washington, D.C., John S. Rozos, Augusta, Maine, Robert B. Bates, Wichita, Kansas, and John Pepping, Laguna Niguel, California, all on behalf of the National Treasury Employees Union. Hearings were recessed subject to call.

NOMINATIONS

Committee on Governmental Affairs: Committee concluded hearings on the nominations of Wallace E. Stickney, of New Hampshire, to be Director, and Russell F. Miller, of Maryland, to be Inspector General, both of the Federal Emergency Management Agency, and Stephen D. Potts, of Maryland, to be Director of the Office of Government Ethics, Office of Personnel Management, after the nominees testified and answered questions in their own behalf. Mr. Stickney was introduced by Senators Rudman and Humphrey, Mr. Miller was introduced by Senator Sanford, and Mr. Potts was introduced by former Senator Charles McC. Mathias.

CALLER-ID TECHNOLOGY

Committee on the Judiciary: Subcommittee on Technology and the Law concluded hearings on S. 2030, to require the phone companies that sell Caller-ID to give callers the option of blocking the display of their phone numbers, after receiving testimony from Bonnie Guiton, Special Adviser to the President for Consumer Affairs; James G. Cullen, New Jersey Bell Telephone Company, Newark; John Stangland, Pacific Bell, San Ramon, California; S.E. Leftwich, Central Telephone Company, Chicago, Illinois; Janlori Goldman, American Civil Liberties Union, Mark Cooper, Consumer Federation of America, and Richard A. Barton, Direct Marketing Association, all of Washington, D.C.; Stacy Blazer, People Against Telephone Terrorism and Harrassment, Brookeville, Maryland; Judy Yupcavage, Pennsylvania Coalition Against Domestic Violence, Hershey; and Carol Knauff, AT&T, Basking Ridge, New Jersey.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 2857, authorizing funds for fiscal years 1991–1994 for the National Institutes of Health, with an amendment in the nature of a substitute;

S. 2946, authorizing funds for fiscal years 1991–1993 for the national registry of voluntary bone marrow donors and the Organ Transplant Program of the Department of Health and Human Services, with an amendment in the nature of a substitute;

S. 2793, to honor the memory of the late Spark M. Matsunaga, United States Senator from the State of Hawaii, with an amendment in the nature of a substitute;

S. Res. 317, to commend Erich Bloch for his six years of dedicated service as Director of the National Science Foundation; and

The nominations of Richard V. Bertain, of California, to be the Associate Director of the ACTION Agency, Elmer B. Staats, of the District of Columbia, to be a Member of the Board of Trustees of the Harry S. Truman Scholarship Foundation, Julian W. De La Rosa, of Texas, to be Inspector General, Department of Labor, Kimberly A. Madigan, of Illinois, to be a Member of the National Mediation Board, John N. Raudabaugh, of Georgia, to be a Member of the National Labor Relations Board, and Arden L. Bement, Jr., of Ohio, to be a Member of the National Science Board, National Science Foundation.

MINORITY BUSINESS DEVELOPMENT

Committee on Small Business: Subcommittee on Urban and Minority-Owned Business Development held hearings on the need to improve business opportunities for minorities and women, focusing on the impact of the U.S. Supreme Court's decision in *City of Richmond* v. *J.A. Croson Co.* on minority business development programs, when it ruled that the minority set-aside program enacted by the City of Richmond, Virginia was constitutionally flawed, receiving testimony from Drew S. Days, III, Yale University Law School, New Haven, Connecticut; Raymond C. Marshall, University of Texas, Austin; Andrew F. Brimmer, Brimmer and Company, Inc., Parren J. Mitchell, Minority Business Enterprise Legal Defense and Education Fund, and Maria Elena Torano, Commission on Minority Business Development, all of Washington, D.C.; Alfred C.W. Daniels, HH Aerospace Design Company, Lexington, Massachusetts, on behalf of the Black Corporate Presidents of New England; and Edward W. Bowen, Prentiss Properties, Ltd., Atlanta, Georgia.

Hearings were recessed subject to call.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered favorably reported the following bills:

S. 2451, to establish in the Department of the Interior a Trust Counsel for Indian Assets, with an amendment in the nature of a substitute; and

S. 1980, to provide for the repatriation of Native American group or cultural patrimony, with an amendment in the nature of a substitute.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 5422–5430; and 8 resolutions, H.J. Res. 633–635, H. Con. Res. 359, and H. Res. 447–450, were introduced.

Page 21675

Reports Filed: Reports were filed as follows:

Conference report on H.R. 1465, to establish limitations on liability for damages resulting from oil pollution, and to establish a fund for the payment of compensation for such damages (H. Rept. 101–653);

H. Res. 447, waiving certain points of order against the conference report on H.R. 1594, the Customs and Trade Act of 1990, and against consideration of such conference report (H. Rept. 101–654);

H. Res. 448, providing for the consideration of H.R. 5350, to provide for a temporary increase in the public debt limit (H. Rept. 101–655); and

H. Res. 449, providing for the consideration of H.R. 4000, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment (H. Rept. 101–656).

Page 21675

Sine Die Adjournment: House agreed to S. Con. Res. 142, to waive the provisions of the Legislative Reorganization Act of 1970 which requires the adjournment of the House and Senate by July 31st—clearing the measure.

Page 21238

Committee to Sit: Permanent Committee on Intelligence received permission to sit on Thursday, August 2 during proceedings of the House under the 5-minute rule.

Page 21238

Housing and Community Development: By a recorded vote of 378 ayes to 43 noes, Roll No. 294, the House passed H.R. 1180, to amend and extend certain laws relating to housing, community and neighborhood development and preservation, and related programs.

Pages 21242, 21266

Agreed to the Campbell amendment that requires HUD to give preference to applications for Housing Opportunity Zones located in states that have modified their food liability laws to protect from liability non-profit charitable organizations that, in good faith, receive or distribute food.

Page 21250

Rejected the Dannemeyer amendment that sought to limit the aggregate amount of budget authority for programs and activities authorized in the bill for fiscal year 1991 to the aggregate amount of budget authority authorized for the previous year, plus 4.8 percent (rejected by a recorded vote of 62 ayes to 354 noes, Roll No. 293).

Page 21253

A point of order was sustained against the Bartlett amendment that sought to express the sense of Congress that the Federal tax deduction for mortgage interest payments should be reduced; and

Page 21256

A point of order was sustained against the Bartlett amendment that sought to express the sense of Congress that certain housing tax provisions should be considered during this Congress, including the establishment of enterprise zones to provide incentives for business and housing construction; the use of Individual Retirement Accounts (IRAs) for home downpayments; and the extension of the low-income housing tax credit.

Page 21258

The Frank amendment was offered, but subsequently withdrawn, that sought to limit the incentives that owners of low-income buildings with State or locally subsidized mortgages who are eligible for prepayment may receive in return for maintaining their low-income housing commitments, and to provide that these incentives would be limited to the level of incentives that may be provided to owners of buildings with federally subsidized mortgages.

Page 21242

Subsequently, S. 566, a similar Senate-passed bill, was passed in lieu, after being amended to contain the language of the House bill as passed. Agreed to amend the title. H.R. 1180 was laid on the table.

Page 21267

The Clerk was authorized to make corrections in section numbers, punctuation, and cross references, and to make such technical and conforming changes as are necessary in the engrossment of the House amendments.

Page 21419

Food and Agriculture Resources: By a recorded vote of 327 ayes to 91 noes, Roll No. 299, the House passed H.R. 3950, entitled, the "Food and Agricultural Resources Act of 1990".

Page 21420

Rejected the Madigan motion to recommit the bill to the Committee on Agriculture with instructions to report it back forthwith containing an amendment that sought to prohibit the Secretary of Agriculture from making program benefits, other than price support loans in the bill, to producers regarding program crop planting on flexible crop acreage (rejected by a division vote of 38 yeas to 92 nays).

Page 21593

Agreed to the committee amendment in the nature of a substitute.

Page 21593

On a demand for a separate vote, agreed to the Madigan amendment that permits the USDA, if it determines the cut is necessary, to keep American wheat or feed grains competitive on world markets, to reduce the loan rate by 10 percent below the previous year's level in any of the next five years. This amendment was previously agreed to in the Committee of the Whole on Wednesday, July 25, by a recorded vote of 219 ayes to 210 noes, Roll No. 264.

Page 21593

Agreed To:

The Conte amendment, as amended by the Stenholm substitute, that set the price for honey for the 1991 to 1995 crop years at 53.8 cents per pound and reduce the loan forfeiture limitation from the existing $250,000 threshold to $200,000 in crop year 1991, $167,000 in crop year 1992; $133,000 in crop year 1993; and $100,000 in crop year 1994;

Page 21424

The Conte amendment, as amended by the Huckaby substitute, that sets payment limits of $50,000 on deficiency payments; $100,000 limits on marketing loan gains, Findley payments, loan deficiency payments, and inventory reduction payments; and a $200,000 aggregate limit on all payments which could not be exceeded through participation in more than one farming entity (agreed to by a recorded vote of 375 ayes to 45 noes, with 1 voting "present", Roll No. 296);

Page 21429

The Dorgan of North Dakota amendment, as modified, that expresses the sense of Congress that any future spending cuts in farm commodity support programs which may be required as part of a budget reconciliation bill should be made on a targeted basis to protect support prices for commodities produced by family farms;

Page 21448

The de la Garza en bloc amendments that provide compromise provisions on recordkeeping by agricultural users of pesticides; require producers to provide records to employees who may have been exposed to pesticides and to health care workers; and establish a $500 fine for a first offense involving a violation of such provisions, with a reduction in fines for ensuing offenses, if a good faith effort to comply is demonstrated;

Page 21479

The Durbin amendment, as amended by the Chandler amendment, that authorizes $10 million annually for a public education program on the hazards of tobacco use, and the advantages of quitting or not starting tobacco use;

Page 21486

The Stenholm amendment, as amended by the DeFazio substitute, that establishes specific national standards for foods labeled as "organic"; prescribes stricter state standards for production processes and materials, handling, and testing of labeled products for compliance; and establishes a National Organic Standards Board (agreed to by a recorded vote of 234 ayes to 187 noes, Roll No. 297);

Page 21505

The McCandless amendment, as amended by the Fascell substitute, that requires a two-year pilot program during such time a clear country-of-origin labeling for all imported perishable agricultural products will be undertaken; and provides for a study on the results of such program;

Page 21523

The de la Garza en bloc amendments that amend the bill's provisions establishing a nonprofit "America the Beautiful" Foundation to promote tree planting;

Page 21532

The de la Garza en bloc amendments that require the USDA to conduct an evaluation of low current conservation provisions being implemented with regard to highly erodible land; allow USDA to levy fines for violations of current conservation and "sodbuster" provisions; direct USDA to provide additional information to producers regarding the "flexible base" planting provisions in the bill; and authorize the USDA to take steps to increase Conservation Reserve Program (CRP) enrollment in environmentally sensitive areas;

Page 21586

The Synar amendment, as modified, that prohibits exports of pesticides that have been banned or denied United States registration by the Environmental Protection Agency and that do not have established tolerances for residues on food under the Food, Drug, and Cosmetic

Act, but permits temporary waivers of the ban at the request of countries that wish to use these pesticides to control the spread of communicable diseases posing a serious threat to public health;

Page 21576

The de la Garza en bloc amendments, as amended by the English amendment, that provide for demonstration grants through USDA extension service agencies for on-the-farm agricultural education accommodating disability in farm operations; amend the Disaster Assistance Act regarding double cropping of nonprogram crops grown in Presidentially-designated disaster areas; provide for the compilation by the Secretary of commodity reports on which a report is to be produced annually; provide for a plan of paperwork reduction by the USDA; express the sense of Congress regarding the purchase of American-made agricultural equipment; provide for the conduct of research on the extent to which grade standards and other regulations governing cosmetic appearance of perishable commodities affect the use of pesticides; and express the sense of Congress that a sound system of crop insurance is desirable; and

Page 21586

The de la Garza en bloc amendments that provide for the export and sale of 184 million pounds of butter in fiscal year 1991 without regard for the effect of such sale on world prices; insert new language regarding end row set-asides; provide for certain technical corrections, increase support levels for wheat, feed grains, cotton, and rice to reflect any change during the last calendar year ending before the beginning of each crop year; and provide for certain agricultural environmental restorations and safeguards.

Page 21587

Rejected:

The Conte amendment to the Huckaby substitute to the Conte amendment that sought to require the Department of Agriculture to attribute to the individual persons, proportionate to their shares, any federal payments made to corporations, partnerships, and other entities, which payments would be credited to specific limits (rejected by recorded vote of 171 ayes to 250 noes, with 1 voting "present", Roll No. 295);

Page 21437

The Dorgan of North Dakota en bloc amendments that sought to create a $3.01 per bushel target price for the 1992, 1993, 1994, and 1995 crops; and to provide that the farm program payment yield times the acreage used to compute payments to a producer shall not exceed 21,000 bushels of corn or a comparable feed grain determined by the Secretary;

Page 21446

The Frenzel en bloc amendments that sought to strike all of the bill's provisions regarding Food Stamps and other nutrition programs that result in increases in direct spending above the "baseline" level maintaining current policy; and to eliminate a provision that would increase the amount of commodities distributed under the Temporary Emergency Food Assistance Program (rejected by a recorded vote of 83 ayes to 336 noes, Roll No. 298); and

Page 21559

The Bennett amendment that sought, within four years of enactment of the bill, that any calf raised for the production of veal be provided enough space to turn around without difficulty, lie down with its legs outstretched and groom itself, and be fed a daily diet containing sufficient iron and fiber to sustain full health.

Page 21573

A point of order was sustained against the Roth amendment that would have authorized USDA to take injunctive action against the operations of any dealer, carrier, exhibitor, or intermediate handler of animals who is suspected of violating the Animal Welfare Act by dealing in stolen animals or by placing the health of any animal in serious danger.

Page 21572

H. Res. 444, the rule providing for the further consideration of the bill, was agreed to earlier by a voice vote.

Page 21420

The following amendments were offered, but subsequently withdrawn:

The Bereuter amendment that sought to require the USDA to conduct research to determine whether the conservation compliance requirements in current law are causing increased use of agricultural chemicals and degradation of groundwater quality; and

Page 21547

The Bereuter amendment that sought to provide that the USDA may not reduce a producer's crop acreage base in cases where the producer plants cropland with indigenous trees, shelterbelts, windbreaks, wildlife corridors, or filter strips in order to protect crops and livestock, or to prevent soil and water erosion.

Page 21548

The Clerk was authorized to correct the table of contents, section numbers, punctuation, citations, and cross-references and to make such technical and conforming changes necessary in the engrossment of the bill.

Page 21595

St. Marys River: House agreed to the Senate amendment to H.R. 76, to amend the Wild and Scenic River Act to study the eligibility of the St. Marys River in the States of Florida and Georgia for potential addition to the wild and scenic rivers system—clearing the measure for the President.

Page 21595

Juan Bautista de Anza Trail: House agreed to the Senate amendment to H.R. 1159, to amend the National Trails System Act by designating the Juan Bautista de Anza National Historic Trail—clearing the measure for the President.

Page 21596

Alaska Native Claims: House agreed to the Senate amendments to the House amendments to S. 666, to enroll twenty individuals under the Alaska Native Claims Settlement Act—clearing the measure for the President. Page 21596

Department of Interior Law Enforcement Services: House agreed, with amendments, to the Senate amendment to H.R. 498, to clarify and strengthen the authority for certain Department of Interior law enforcement services, activities, and officers in Indian country—returning the measure to the Senate. Page 21597

Committee to Sit: Committee on Interior and Insular Affairs received permission to sit on Friday, August 3, during proceedings of the House under the 5-minute rule. Page 21597

Quorum Calls—Votes: Seven recorded votes developed during the proceedings of the House today and appear on pages 21255, 21266, 21444, 21517, 21566, and 21594. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 12:45 a.m., Thursday, August 2.

Committee Meetings

COMMEMORATIVE COINS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage held a hearing on the following bills: H.R. 4962, to authorize the minting of commemorative coins to support the training of American athletes participating in the 1992 Olympic Games; and H.R. 5053, to require the Secretary of the Treasury to mint a silver dollar coin in commemoration of the 38th anniversary of the ending of the Korean war and in honor of those who served. Testimony was heard from Representatives Campbell of Colorado, Parris, McMillen of Maryland and Rangel; Donna Pope, Director, United States Mint, Department of the Treasury; and public witnesses.

U.S NON-BANK FINANCIAL FIRMS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Subcommittee on Financial Institutions Supervision, Regulation and Insurance, International Competitiveness Task Force held a hearing on competitiveness problems confronting U.S non-bank finance firms. Testimony was heard from public witnesses.

INEFFECTIVE EQUAL EMPLOYMENT OPPORTUNITY PROCESS

Committee on Education and Labor: Subcommittee on Employment Opportunities and the Subcommittee on Civil Service of the Committee on Post Office and Civil Service held a joint hearing to review the human cost of an ineffective equal employment opportunity process. Testimony was heard from Eleanor H. Norton, former Chairwoman, EEOC, and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Health and Safety held an oversight hearing on OSHA. Testimony was heard from Gerald F. Scannell, Assistant Secretary, Occupational Safety and Health Administration, Department of Labor.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Labor Standards continued oversight hearings on child labor provisions of the Fair Labor Standards Act. Testimony was heard from public witnesses.

INTERSTATE GREYHOUND RACING ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection, and Competitiveness held a hearing on H.R. 3429, Interstate Greyhound Racing Act of 1989. Testimony was heard from public witnesses.

OCTANE DISPLAY AND DISCLOSURE ACT; MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Energy and Power approved for full Committee action the following legislation to be introduced the Octane Display and Disclosure Act of 1990.

The Subcommittee also held a hearing on the following bills: H.R. 1069, Public Interest Hydroelectric Licensing Act; and S. 635, Hydroelectric Fairness Act of 1989. Testimony was heard from Represenative Upton; the following officials of the Federal Energy Regulatory Commission, Department of Energy: Martin L. Allday; Chairman; Elizabeth Anne Moler; and Charles A. Trabandt, both Commissioners; and public witnesses.

SANCTIONS AGAINST IRAQ

Committee on Foreign Affairs: Ordered reported amended H.R. 4585, to impose sanctions against Iraq.

INTERNATIONAL EXCHANGE PROGRAMS

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on International Exchange Programs in the 1990's and Their Role in Public Diplomacy. Testimony was heard from the following officials of the U.S. Information Agency: Eugene Kopp, Deputy Director; and William P. Glade, Associate Director, Bureau of Education and Cultural Affairs; John Richardson, Counselor, U.S. Institute of Peace; and public witnesses.

DRAFT REPORTS; AIDS

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations approved for full Committee action the following draft report: "The Agent Orange Coverup: A Case of Flawed Science and Political Manipulation"; "AIDS Treatment

and Care: Who Cares?"; and "Are Scientific Misconduct and Conflicts of Interest Hazardous to our Health?"

The Subcommittee also held a hearing to examine the development of drugs to treat diseases that cause AIDS deaths. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. Philip A. Pizzo, Chief of Pediatrics, Head, Infectious Disease Section, National Cancer Institute; and Dr. Anthony S. Fauci, Director, National Institute of Allergy and Infectious Diseases, NIH; and public witnesses.

COMMITTEE BUSINESS; CONGRESSIONAL RECYCLING ACT

Committee on House Administration: Subcommittee on Procurement and Printing met and considered pending business.

The Subcommittee also held a hearing on H.R. 4523, Congressional Recycling Act of 1990. Testimony was heard from Warren Bell, Chief Printer, USDA; James L. DeProsporo, Assistant Commissioner, Office of Commodity Management, GSA; Donnald K. Anderson, Clerk, U.S. House of Representatives; Robert Houk, Public Printer, GPO; and a public witness.

Hearings continue tomorrow.

CENTRAL UTAH PROJECT COMPLETION ACT

Committee on Interior and Insular Affairs: Ordered reported amended H.R. 3960, Central Utah Project Completion Act.

FAMILY UNITY AND EMPLOYMENT OPPORTUNITY IMMIGRATION ACT

Committee on the Judiciary: Ordered reported amended H.R. 4300, Family Unity and Employment Opportunity Immigration Act of 1990.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported amended the following bills: H.R. 2511, Consumer Seafood Safety Act of 1989; H.R. 188, relating to the rights and interest of the United States of America under a conservation easement affecting certain land in Wood County, TX; H.R. 3977, Antarctic Protection and Conservation Act of 1990; and H.R. 4632, to amend title 14, United States Code, is to impose penalties for inducing the Coast Guard to render aid under false pretenses, to impose liabilities for costs incurred by the Coast Guard in rendering that aid, and to authorize appropriations for use for acquiring direction-funding equipment for the Coast Guard.

MISCELLANEOUS MEASURES; RESOLUTIONS

Committee on Public Works and Transportation: Ordered reported the following measures; H. Res. 402, designating two House of Representatives office buildings as the 'Thomas P. O'Neill, Jr., House of Representatives Office Building' and the 'Gerald R. Ford House of Representatives Office Building', respectively; H.R. 4985, to designate the Federal building located at 51 Southwest 1st Avenue in Miami, Florida, as the 'Claude Pepper Federal Building'; H.R. 4323, amended, Great Lakes Water Quality Improvement Act of 1990; H.R. 5314, amended, Water Rsources Development Act of 1990; and H.R. 5315, amended, to provide off-budget treatment for the highway trust fund and the airport and airway trust fund, if such treatment is provided for the Social Security trust fund.

The Committee also approved the following: 3 11(b) resolutions; 1 11(b) report; 8 prospectuses; and 22 survey resolutions.

CONFERENCE REPORT—CUSTOMS AND TRADE ACT

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 1594, Customs and Trade Act of 1990. Provides that the conference report shall be considered as having been read when called up for consideration. Testimony was heard from Chairman Rostenkowski and Representatives Frenzel and Morrison of Washington.

PUBLIC DEBT LIMIT INCREASE

Committee on Rules: Granted a rule providing for consideration in the House of H.R. 5350, to provide for a temporary increase in the public debt limit. The rule provides for one hour of general debate to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Ways and Means. The rule makes in order an amendment offered by Representative Rostenkowski of Illinois. The rule waives clause 5(a) of Rule XXI against the bill and the amendment and provides one motion to recommit. Testimony was heard from Chairman Rostenkowski and Representative Frenzel.

CIVIL RIGHTS ACT

Committee on Rules: Granted a modified closed rule providing 3 hours of debate on H.R. 4000, Civil Rights Act of 1990. Clause 2(L)(6) of Rule XI is waived against consideration of the bill. The rule makes in order the amendment in the nature of a substitute printed in part one of the report accompanying this resolution as original text for the purpose of amendment. The amendment in the nature of a substitute is to be considered as having been read. Clause 7 of Rule XVI is waived against the substitute. No amendment to the substitute is in order is in order except the August amendments printed in part two of the report accompanying this resolution. The amendments are to be considered in the order and manner specified in the report, are debatable for the time listed and are not subject to amendment except as specified in the report. Debate time is provided on the amendments, to be equally divided and controlled by the proponent of the amendment and a member opposed thereto. The rule makes it in order to consider en bloc the amendments

numbered one printed in part two of the report accompanying this resolution. The amendments en bloc are not subject to a demand for a division of the question in the House or in the Committee of the Whole. The rule provides one motion to recommit.

After passage of H.R. 4000, the rule makes it in order to take S. 2104 from the Speaker's table and consider the bill in the House. The rule makes it in order to strike out all after the enacting clause of the bill and insert the text of H.R. 4000, as passed the House. Clause 7 of Rule XVI is waived against the motion. The rule makes it in order to move to insist on the House amendment and request a conference with the Senate.

OCEAN AND COASTAL PROGRAM AUTHORIZATION ACT

Committee on Science, Space, and Technology: Ordered reported amended H.R. 4115, Ocean and Coastal Program Authorization Act of 1990.

FEDERAL PRISON INDUSTRIES

Committee on Small Business: Subcommittee on Procurement, Tourism, and Rural Development held a hearing on Federal Prison Industries. Testimony was heard from public witnesses.

CASH AND HEALTH INSURANCE BENEFITS TO DISLOCATED WORKERS

Committee on Ways and Means: Subcommittee on Human Resources and the Subcommittee on Health held a joint hearing on an amendment to provide cash and health insurance benefits to dislocated workers to H.R. 3896, Unemployment Compensation Reform Act of 1990. Testimony was heard from Senator Adams; Representatives Dicks, Gejdenson, Wise and Unsoeld; James Van Erden, Administrator, Officer of Work-Based Learning, Employment and Training Administration, Department of Labor; Robert Rauner, Director, Office of Economic Adjustment, Office of Assistant Secretary, Force Management and Personnel, Department of Defense; Louis B. Hays, Associate Administrator, Operations, Health Care Financing Administration, Department of Health and Human Services; and public witnesses.

Joint Meeting

COMPREHENSIVE AIDS RESOURCES EMERGENCY ACT

Conferees on Tuesday, July 31, agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 2240, to amend the Public Health Service Act to provide grants to improve the quality and avilability of care for individuals and families with HIV disease.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDRED FIRST CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 23 through July 31, 1990

	Senate	*House*	*Total*
Days in session	96	89	..
Time in session	824 hrs., 14′	540 hrs., 4′	..
Congressional Record:			
Pages of proceedings	11,456	6,051	17,507
Extensions of Remarks	..	2,562	2,562
Public bills enacted into law	50	47	97
Private bills enacted into law	..	1	1
Bills in conference	11	16	..
Measures passed, total	303	347	650
Senate bills	79	42	..
House bills	55	146	..
Senate joint resolutions	69	37	..
House joint resolutions	14	23	..
Senate concurrent resolutions	14	5	..
House concurrent resolutions	17	30	..
Simple resolutions	55	64	..
Measures reported, total	*275	*241	516
Senate bills	165	14	..
House bills	35	179	..
Senate joint resolutions	50	1	..
House joint resolutions	1	2	..
Senate concurrent resolutions	12	0	..
House concurrent resolutions	2	3	..
Simple resolutions	10	42	..
Special reports	5	9	..
Conference reports	..	8	..
Measures pending on calendar	200	51	..
Measures introduced, total	1,210	2,015	3,225
Bills	947	1,575	..
Joint resolutions	121	178	..
Concurrent resolutions	54	117	..
Simple resolutions	88	145	..
Quorum calls	3	17	..
Yea-and-nay votes	195	138	..
Recorded votes	..	137	..
Bills vetoed	..	3	..
Vetoes overridden	..	4	..

*These figures include all measures reported, even if there was no accompanying report. A total of 170 reports has been filed in the Senate, a total of 258 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 23 through July 31, 1990

Civilian nominations, totaling 295 (and 79 nominations carried over from the first session), disposed of as follows:	
Confirmed	229
Unconfirmed	135
Withdrawn	10
Civilian nominations (lists), totaling 1,270, disposed of as follows:	
Confirmed	1,268
Unconfirmed	2
Air Force nominations, totaling 11,369 (and 27 nominations carried over from the first session), disposed of as follows:	
Confirmed	10,873
Unconfirmed	523
Army nominations, totaling 10,518 (and 2,441 nominations carried over from the first session), disposed of as follows:	
Confirmed	9,800
Unconfirmed	3,159
Navy nominations, totaling 10,387 (and 204 nominations carried over from the first session), disposed of as follows:	
Confirmed	4,584
Unconfirmed	6,007
Marine Corps nominations, totaling 2,376 (and 11 nominations carried over from the first session), disposed of as follows:	
Confirmed	2,292
Unconfirmed	95

Summary

Nominations carried over from the first session	2,762
Total nominations received this session	36,215
Total confirmed	29,046
Total unconfirmed	9,921
Total withdrawn	10

Thursday, August 2, 1990

Senate

Chamber Action

Routine Proceedings, pages 21695–21929

Measures Introduced: Twelve bills and three resolutions were introduced as follows: S. 2952–2963, S. Res. 318, and S.J. Res. 357 and 358.

Page 21836

Measures Reported: Reports were made as follows:

S. 2714, to permit issuance of a certificate of documentation for employment in the coastwise trade of the United States for the vessel the Solitaire, with an amendment. (S. Rept. No. 101–413)

S. 1025, to authorize appropriations to carry out the Magnuson Fishery Conservation and Management Act for fiscal years 1990, 1991, and 1992, with an amendment in the nature of a substitute. (S. Rept. No. 101–414)

S. 612, to amend the National Capital Transportation Act of 1969 relating to the Washington Metrorail System, with an amendment in the nature of a substitute. (S. Rept. No. 101–415)

H.R. 996, to establish the Congressional Scholarships for Science, Mathematics, and Engineering.

S. 1834, to recognize and grant a Federal charter to the organization known as the Supreme Court Historical Society.

Page 21836

Measures Passed:

Energy and Water Development Appropriations, 1991: Senate passed H.R. 5019, making appropriations for energy and water development for the fiscal year ending September 30, 1991, after agreeing to committee amendments, and taking action on amendments proposed thereto, as follows:

Page 21700

Adopted:

(1) By 76 yeas to 23 nays (Vote No. 205), McClure Amendment No. 2491, to authorize the payment of $1,000,000 to the Fall River Rural Electric Cooperative in reimbursement for environmental protection requirements in connection with the development of hydroelectric power at the Island Park Dam and Reservoir, Idaho.

Page 21700

(2) Stevens Amendment No. 2492, to determine the capability and type of supercomputing facility for research activity conducted by the Center for Global Change and Arctic Systems Research and the Geophysical Institute.

Page 21708

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Johnston, Byrd, Hollings, Burdick, Sasser, DeConcini, Reid, Hatfield, McClure, Garn, Cochran, Domenici, and Specter.

Page 21710

Energy Policy Conservation Act—Extending Authority: Senate passed S. 2952, to amend the Energy Policy and Conservation Act to extend the authority for Titles I and II.

Page 21711

Condemning Iraq's Invasion of Kuwait: By a unanimous vote of 97 yeas (Vote No. 211), Senate agreed to S. Res. 318, to condemn Iraq's invasion of Kuwait.

Page 21798

Veterans Nurse Pay Act: Committee on Veterans' Affairs was discharged from further consideration of H.R. 1199, to amend title 38, United States Code, to improve recruitment and retention of nurses in the Department of Veterans Affairs by providing greater flexibility in the pay system for those nurses and to authorize the Secretary of Veterans Affairs to provide certain procreative services for married veterans with service-connected disabilities which impair their ability to procreate, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 21884

Levin (for Cranston) Amendment No. 2511, in the nature of a substitute.

Page 21885

Developmental Disabilities Assistance Act: Senate passed S. 2753, to reauthorize the Developmental Disabilities Assistance and Bill of Rights Act, after agreeing to a committee amendment in the nature of a substitute, and taking action on the following amendment proposed thereto:

Page 21901

Levin (for Harkin) Amendment No. 2512, in the nature of a substitute.

Page 21905

John F. Shea Federal Building: Committee on Environment and Public Works was discharged from further consideration of H.R. 4035, to designate the Federal building located at 777 Sonoma Avenue in Santa Rosa, California, as the "John F. Shea Federal Building", and the bill was then passed.

Page 21916

National POW/MIA Recognition Day: Committee on the Judiciary was discharged from further consideration of H.J. Res. 467, designating September 21, 1990, as National POW/MIA Recognition Day", and recognizing the National League of Families POW/MIA flag, and the resolution was then passed.

Page 21917

Subsequently, Committee on the Judiciary was discharged from further consideration of S.J. Res. 327, Sen-

ate companion measure, and the resolution was indefinitely postponed.

Page 21917

National Law Enforcement Training Week: Committee on the Judiciary was discharged from further consideration of H.J. Res. 554, designating January 6, 1991, through January 12, 1991, as "National Law Enforcement Training Week", and the resolution was then passed.

Page 21917

Subsequently, Committee on the Judiciary was discharged from further consideration of S.J. Res. 288, Senate companion measure, and the resolution was indefinitely postponed.

Page 21917

Use of Child Restraints: Senate passed S. 1913, to require the use of child restraint systems on commercial aircraft, after agreeing to a committee amendment in the nature of a substitute.

Page 21920

TV Decoder Circuitry: Senate passed S. 1974, to require new televisions to have built-in decoder circuitry, after agreeing to committee amendments, and the following amendment proposed thereto:

Page 21921

Levin (for Inouye) Amendment No. 2513, to extend the effective date of sections 3 and 4.

Page 21921

Supreme Court Historical Society: Senate passed S. 1834, to recognize and grant a Federal charter to the organization known as the Supreme Court Historical Society.

Page 21928

National Defense Authorization Act, 1991: Senate continued consideration of S. 2884, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal years for the Armed Forces, taking action on amendments proposed thereto, as follows:

Pages 21728, 21780, 21809

Adopted:

(1) By 97 yeas to 2 nays (Vote No. 207), Nunn Amendment No. 2485 (to Amendment No. 2484), to express the sense of the Congress regarding the B–2 aircraft program and to add additional restrictions on the obligation of funds for such program.

Pages 21732, 21768

(2) Warner Amendment No. 2484, to provide for an additional restriction on the obligation of funds for the B–2 aircraft program.

Page 21728

(3) Thurmond Amendment No. 2496, to recognize and commend the Battle of the Bulge Historical Foundation in its efforts to create a gallery in the United States Army Museum, Fort George G. Meade, Maryland, to commemorate the Battle of the Bulge.

Page 21787

(4) Roth Amendment No. 2497, to express the sense of the Senate concerning the closure and realignment of U.S. military facilities in the Federal Republic of Germany.

Page 21788

(5) Roth Amendment No. 2498, to require the Secretary of Defense to determine the feasibility and desirability of permitting the North Atlantic Treaty Organization to utilize, for NATO training and exercise purposes, those military installations in the United States scheduled for closure by the Department of Defense.

Page 21789

(6) Glenn Amendment No. 2499, to authorize payment of increased pay for Federal employees serving in critical positions.

Page 21791

(7) Glenn Amendment No. 2500, to authorize demonstration programs to assess the use of alternative personnel management systems at certain Federal Government laboratories.

Page 21792

(8) Roth Amendment No. 2501, to provide for the suspension of payments under a contract if a determination is made that the request for such payments is fraudulent.

Page 21795

(9) Bingaman Amendment No. 2502, to provide for the establishment of a branch office of the Defense Advanced Research Projects Agency in Japan.

Page 21796

(10) Bradley Amendment No. 2503, to validate certain contracts entered into by the military departments for the provision of municipal services.

Page 21814

(11) Lautenberg Modified Amendment No. 2504, to require the Secretary of Defense to conduct a study to determine whether any of the restricted special use airspace along the eastern seaboard could be opened to commercial aircraft.

Page 21816

(12) Warner (for Ford/McConnell) Amendment No. 2505, expressing the sense of the Senate concerning U.S. Armored Forces.

Page 21816

(13) Warner (for Helms) Amendment No. 2506, to request a report on Soviet INF violations.

Page 21817

(14) Levin Modified Amendment No. 2507, to provide for the procurement of commercial and nondevelopmental items.

Page 21824

(15) Levin Amendment No. 2508, to extend the period of suspension for certain provisions of law relating to post-employment restrictions.

Page 21821

(16) Warner (for Dole) Amendment No. 2509, commending the U.S. military personnel involvement in the Philippine earthquake relief effort.

Page 21821

(17) Warner (for Dole) Amendment No. 2510, expressing the sense of the Senate commending the work of the National Guard and Reserves.

Page 21822

Rejected:

(1) By 43 yeas to 56 nays (Vote No. 208), Leahy Amendment No. 2494 (to Amendment No. 2493), to terminate production under the B–2 aircraft program.

Pages 21737, 21768

(2) By 45 yeas to 53 nays (Vote No. 209), Cohen Amendment No. 2493, to limit the use of funds for the B–2 aircraft program.

Pages 21737, 21755, 21769

(3) Dixon Amendment No. 2495, to prohibit use of funds for construction in connection with the relocation of any function of the Department of Defense located at Torrejon Air Base, Spain, to Crotone, Italy. (By 51 yeas to 47 nays (Vote No. 210), Senate tabled the amendment.)

Pages 21779, 21780

Pending:

(1) Warner Amendment No. 2482, expressing the sense of the Congress regarding greater utilization of the reserve components of the armed forces.

Page 21729

(2) Nunn Amendment No. 2483 (to Amendment No. 2482), in the nature of a substitute.

Page 21729

A unanimous-consent agreement was reached providing for consideration of certain amendments to be proposed to the bill on Friday, August 3.

Page 21780

Senate will continue consideration of the bill and amendments proposed thereto, on Friday, August 3.

Oil Pollution Liability and Compensation Act—Conference Report: By a unanimous vote of 99 yeas (Vote No. 206), Senate agreed to the conference report on H.R. 1465, to establish limitations on liability for damages resulting from oil pollution, and to establish a fund for the payment of compensation for such damages.

Page 21715

Vocational Education Authorizations—Conference Report: Senate agreed to the conference report on H.R. 7, to amend the Carl D. Perkins Vocational Education Act to improve the provision of services under such Act and to extend the authorities contained in such Act through fiscal year 1995.

Page 21917

Measure Indefinitely Postponed:

Oil Tanker Navigation Safety Act: Senate indefinitely postponed further consideration of S. 1461, to enhance the navigation safety of oil tankers.

Page 21920

Authority for Committees: All committees were authorized to file executive and legislative reports during the recess/adjournment of the Senate, on Thursday, August 30, 1990, from 11 a.m. to 2 p.m.

Page 21928

Nominations Received: Senate received the following nominations: Thomas F. Kranz, of California, to be an Associate Director of the Federal Emergency Management Agency.

The following named persons to be Directors of the Federal Housing Finance Board for the terms indicated:

William C. Perkins, of Wisconsin, for a term of one year. (New Position)

Marilyn R. Seymann, of Arizona, for a term of five years. (New Position)

Page 21929

Messages From the House: Page 21835

Measures Referred: Page 21835

Measures Placed on Calendar: Page 21835

Executive Reports of Committees: Page 21836

Statements on Introduced Bills: Page 21837

Additional Cosponsors: Page 21863

Amendments Submitted: Page 21865

Authority for Committees: Page 21880

Additional Statements: Page 21881

Record Votes: Seven record votes were taken today. (Total—211)

Pages 21703, 21726, 21768, 21786, 21808

Recess: Senate convened at 9 a.m., and recessed at 11:32 p.m., until 8:45 a.m., on Friday, August 3, 1990. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 21929.)

Committee Meetings

NOMINATION

Committee on Agriculture, Nutrition, and Forestry: Committee held hearings on the nomination of Wendy L. Gramm, of Texas, to be a Commissioner of the Commodity Futures Trading Commission, where the nominee, who was introduced by Senators Inouye and Bentsen and Representative de la Garza, testified and answered questions in her own behalf.

Hearings were recessed subject to call.

BANK AND THRIFT FRAUD

Committee on Banking, Housing, and Urban Affairs: Committee continued hearings to examine the Federal response to fraud in depository institutions and possible statutory and regulatory reforms to reduce fraud and insider abuse in the future, receiving testimony from Richard Thornburgh, Attorney General, Department of Jus-

tice; and L. William Seidman, Chairman, Federal Deposit Insurance Corporation.

Hearings were recessed subject to call.

FANNIE MAE/FREDDIE MAC

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs held hearings to review the Department of Housing and Urban Affairs' (HUD) report on the safety and soundness of the Federal National Mortgage Association (Fannie Mae) and the Federal Home Loan Mortgage Corporation (Freddie Mac), receiving testimony from Alfred Dellibovi, Under Secretary, Housing and Urban Development; Michael Basham, Deputy Assistant Secretary of the Treasury for Federal Finance; Leland C. Brendsel, Chairman and Chief Executive Officer, Federal Home Loan Mortgage Corporation (Freddie Mac); Caryl S. Bernstein, Executive Vice President, General Counsel, and Secretary, Federal National Mortgage Association (Fannie Mae); W. H. Hal Hinkle, Goldman, Sachs and Company, on behalf of the Public Securities Association, Thomas Stanton, Olwine, Connely, and Chase, David F. Seiders, National Association of Home Builders, and Cushing Dolbeare, National Low Income Housing Coalition, and National Coalition for the Homeless, all of Washington, D.C.; Thomas Gillis, Standard and Poors Corporation, Bill Oliva, Solomon Brothers, John Kriz, Moody's Investors Service, and Carole S. Berger, C.J. Lawrence, Morgan Grenfell Inc., all of New York, New York; Allan Hunt, Vermont Housing Finance Agency, Burlington; Peter J. Blampied, The Boston Five Cents Savings Bank, Boston, Massachusetts, on behalf of the National Council of Savings Institutions; Robert Edelstein, University of California at Berkeley; and Bart Harvey, The Enterprise Foundation, Columbia, Maryland.

Hearings were recessed subject to call.

SCIENCE AND TECHNOLOGY POLICY

Committee on Commerce, Science, and Transportation: Committee concluded hearings to review Federal science and technology policy, and to examine whether current Federal policies and spending priorities are meeting the needs of university basic research, training of scientists and engineers, and technological competitiveness of U.S. industry, after receiving testimony from Erich Bloch, Director, National Science Foundation.

TELECOMMUNICATIONS TECHNOLOGY

Committee on Commerce, Science, and Transportation: Subcommittee on Communications held hearings on S. 2904, to require the Secretary of Commerce to make additional frequencies available for commercial assignment in order to promote the development and use of new telecommunications technologies, receiving testimony from Janice Obuchowski, Assistant Secretary of Commerce for Communications and Information; Thomas P. Stanley, Chief Engineer, Office of Engineering and Technology, Federal Communications Commission; Lt. Gen. James S. Cassity, Jr., Director, Command, Control, and Communications Systems, Joint Chiefs of Staff, Department of Defense; Louis S. Grande, Vice President for Information Services, Tennessee Valley Authority; Robert Tall, Associated Public-Safety Communications Officers, Inc., New Smyrna Beach, Florida; John Major, Motorola, Schaumberg, Illinois; Robert Powers, Institute of Electrical and Electronics Engineers, and Douglas J. Bennet, National Public Radio, both of Washington, D.C.; and Paul Kindley, LiTel Telecommunications, Worthington, Ohio.

Hearings were recessed subject to call.

ENERGY EFFICIENCY

Committee on Energy and Natural Resources: Subcommittee on Energy Regulation and Conservation concluded hearings on S. 2923, to conserve valuable natural resources primarily through energy efficiency and to promote the use of waste and recoverable materials for energy production, after receiving testimony from Representative Torres; B. Reid Detchon, Principal Deputy Assistant Secretary of Energy for Conservation and Renewable Energy; Richard D. Morgenstern, Director, Office of Policy Analysis, Environmental Protection Agency; Michael J. Boskin, Chairman, Council of Economic Advisors; Douglas Bernard, Chief, Demonstration Projects Division, Office of Highway Operation, Federal Highway Administration, Department of Transportation; Mayor Sonny Bono, Palm Springs, California; T. Randall Curlee, Oak Ridge National Laboratory, Oak Ridge, Tennessee; Robert G. Harvey, Nixon, Hargrave, Devans and Doyle, Rochester, New York; Gordon Marker, Oxford Energy Company, Santa Rosa, California; Michael Rouse, Rouse Rubber Industries, Columbia, Mississippi; Michael Duffy, Valvoline Oil Corporation, Lexington, Kentucky; Janet Graham, University of Alabama, Tuscaloosa; Alan Gressel, Research Oil Company, Cleveland, Ohio; Patricia Dollar, Conservatree, San Francisco, California; Ira Stone, representing the American Paper Institute, Inc., and Charles Brumback, The Tribune Company, representing the American Newspaper Publishers Association, both of Chicago, Illinois; and John Serumgard, Rubber Manufacturers Association, and James K. Glassman, Roll Call, both of Washington, D.C.

WOMEN DISCRIMINATION TREATY

Committee on Foreign Relations: Committee concluded hearings on the Convention on the Elimination of All Forms of Discrimination Against Women (Ex. R, 96th Congress, 2nd Session), after receiving testimony from Senator Mikulski; Representatives Oakar and Pelosi; Alan Kreczko, Deputy Legal Adviser, Department of State; Harriet Horwitz, B'nai B'rith Women, and Catherine E. Bocskor, American Bar Association, Ellen Smith, Concerned Women for America, and Bruce Fein, all of Washington, D.C.; and Arvonne S. Fraser, Minneapolis, Min-

nesota, on behalf of the Humphrey Institute of Public Affairs, and International Women's Rights Action Watch.

BUSINESS MEETING

Committee on Governmental Affairs: Committee ordered favorably reported the following nominations:

Wallace E. Stickney, of New Hampshire, to be Director, and Russell F. Miller, of Maryland, to be Inspector General, both of the Federal Emergency Management Agency, Stephen D. Potts, of Maryland, to be Director of the Office of Government Ethics, Office of Personnel Management, LeGree S. Daniels, of Pennsylvania, to be a Governor of the United States Postal Service, Patrick E. McFarland, of Virginia, to be Inspector General, Office of Personnel Management, Mary E. Abrecht, Kaye K. Christian, Frederick D. Dorsey, Ellen S. Huvelle, Jose M. Lopez, Joan Z. McAvoy, Gregory E. Mize, Patricia A. Wynn, John H. Bayly, Jr., Linda T. Hamilton, and Stephen G. Milliken, each to be an Associate Judge of the Superior Court of the District of Columbia, Julian W. de la Rosa, of Texas, to be Inspector General, Department of Labor, and George F. Murphy, Jr., of Maryland, to be Inspector General, United States Information Agency.

EXPIRED APPROPRIATION ACCOUNTS

Committee on Governmental Affairs: Committee held hearings on S. 2699 and S. 2951, bills to revise procedures for the use of appropriation amounts and to strengthen control over the use of unobligated funds in the merged surplus accounts of Federal agencies, receiving testimony from Senator Grassley; Representative Ireland; Milton J. Socolar, Special Assistant to the Comptroller General, and Jeffrey C. Steinhoff, Director, Financial Management Systems Issues, both of the General Accounting Office; William M. Diefenderfer III, Deputy Director, Office of Management and Budget; Sean C. O'Keefe, Comptroller, and Derek J. Vander Schaaf, Deputy Inspector General, both of the Department of Defense.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Fred L. Foreman, to be United States Attorney for the Northern District of Illinois, Stanley A. Twardy, Jr., to be United States Attorney for the District of Connecticut, Joe D. Whitley, to be United States Attorney for the Northern District of Georgia, Anthony L. Bennett, to be United States Marshall for the District of Minnesota, Lynn H. Duncan, to be United States Marshal for the Northern District of Georgia, and Keith McNamara, of Ohio, to be a Member of the Board of Directors of the State Justice Institute;

S. 1834, to recognize and grant a Federal charter to the organization known as the Supreme Court Historical Society;

S. 591, to provide certain guidelines with respect to the examination of prospective jurors, with an amendment in the nature of a substitute;

S. 592, to provide certain guidelines with respect to the examination of prospective jurors, with an amendment in the nature of a substitute; and

H.J. Res. 520, granting the consent of Congress to amendments to the Washington Metropolitan Area Transit Regulation Compact.

SMALL BUSINESS INVESTMENT COMPANIES

Committee on Small Business: Committee resumed hearings to examine the overall financial status of the small business investment companies program (SBIC) of the Small Business Administration, receiving testimony from Susan S. Engeleiter, Administrator, Small Business Administration; A. Hugh Ewing III, Hillcrest Group, Richmond, Virginia, and Peter McNeish, Washington, D.C., both representing the National Association of Small Business Investment Companies; and James Fletcher, South Shore Bank, Chicago, Illinois, representing the National Association of Investment Companies.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 5431–5453; and 6 resolutions, H. Res. 451–456 were introduced.

Page 22085

Reports Filed: Reports were filed as follows:

H.R. 2840, to reauthorize the Coastal Barrier Resource Act, amended (H. Rept. 101–657);

H. Res. 452, waiving certain points of or against the conference report on H.R. 1465, to establish limitations on liability for damages resulting from oil pollution, to establish a fund for the payment of compensation for such damages (H. Rept. 101–658);

H. Res. 453, providing for the consideration of H.R. 5400, Campaign Cost Reduction and Reform Act of 1990 (H. Rept. 101–659); and

Conference report on H.R. 7, to amend the Carl D. Perkins Vocational Education Act to extend the authorities contained in such Act through fiscal year 1995 (H. Rept. 101–660).

Page 22085

Journal: By a yea-and-nay vote of 289 yeas to 108 nays, with 1 voting "present", Roll No. 300, the House agreed to the Journal of Wednesday, August 2.

Page 21930

Subcommittee to Sit: Subcommittee on Surface Transportation of the Committee on Public Works and Trans-

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portation received permission to sit today during proceedings of the House under the five-minute rule.

Page 21931

Airport and Airway Improvement: By a yea-and-nay vote of 405 yeas to 15 nays, Roll No. 302, the House passed H.R. 5170, to amend the Airport and Airway Improvement Act of 1982 to authorize appropriations for fiscal years 1991 and 1992, to improve aviation safety and capacity, to reduce the surplus in the Airport and Airway Trust Fund, and to authorize the Secretary of Transportation to grant authority for the imposition of airport passenger facility charges.

Page 21933

Agreed to the committee amendment in the nature of a substitute.

Page 21954

Rejected the Bosco amendment that sought to delete language that permits airports to impose passenger user fees (rejected by a recorded vote of 171 ayes to 252 noes, Roll No. 301).

Page 21935

Iraq Sanctions: By a yea-and-nay vote of 416 yeas, with 1 voting "present", Roll No. 303, the House passed H.R. 5431, amended, to impose sanctions on Iraq.

Page 21955

Civil Rights: House completed all general debate and began reading for amendment on H.R. 4000, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment; but came to no resolution thereon. Consideration of amendments will resume on Friday, August 3.

Pages 21968, 21981

Agreed To:

The Andrews en bloc amendment that states that an employer is not required to adopt hiring or promotion quotas on the basis of race, color, religion, sex, or national origin; and a statistical imbalance in a workforce does not establish a prima facie case of disparate impact violation (agreed to by a recorded vote of 397 ayes to 24 noes, Roll No. 306); and

Page 22016

The Brooks amendment that places a cap on punitive damages for employers with fewer than 100 employees of $150,000 or the amount of compensatory damages and equitable monetary relief, whichever is greater (agreed to by a recorded vote of 289 ayes to 134 noes, Roll No. 307).

Page 22021

H. Res. 449, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 246 yeas to 175 nays, with 1 voting "present", Roll No. 305. Earlier, agreed to order the previous question by a yea-and-nay vote of 247 yeas to 171 nays, with 2 voting "present", Roll No. 304.

Page 21969

Defense Production: House passed H.R. 5432, to extend the expiration of the Defense Production Act of 1950.

Page 22025

Quorum Calls—Votes: Five yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 21930, 21953, 21954, 21965, 21980, 22020, and 22024. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 11:10 p.m.

Committee Meetings

JAPANESE FINANCIAL SYSTEM

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance, International Competitiveness Task Force held a hearing to examine the Japanese financial system and factors affecting the ability of U.S. firms to compete. Testimony was heard from Henry Terrell, Division of International Finance, Board of Governors, Federal Reserve System; and public witnesses.

REGULATORY IMPEDIMENTS—AFFORDABLE HOUSING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Policy Research and Insurance held a hearing on regulatory impediments to affordable housing, including consideration of concepts relating to the proposed Housing Opportunity Zone program. Testimony was heard from public witnesses.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held an oversight hearing on FCC's pending regulatory proceedings for Docket #87–313, Price Caps for Local Exchange Companies and Docket #90–132, Dominant Carrier and Competition in the Long Distance Telephone Industry. Testimony was heard from Alfred C. Sikes, Chairman, FCC.

EXPAND AUDITOR RESPONSIBILITY

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on proposed measures to expand auditor responsibility to detect and report illegal activities. Testimony was heard from Charles A. Bowsher, Comptroller General of the United States, GAO; James R. Doty, General Counsel, SEC; and public witnesses.

LENDER LIABILITY UNDER SUPERFUND

Committee on Energy and Commerce: Subcommittee on Transportation and Hazardous Materials held a hearing to examine matters related to the liability of lending institutions and the Federal government for costs associated with environmental cleanup under the Comprehensive

Environmental Response, Compensation and Liability Act (Superfund Act), including a discussion of H.R. 4494, to amend the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, to limit the liability under that act of lending institutions acquiring facilities through foreclosure or similar means and corporate fiduciaries administering estates or trusts. Testimony was heard from Representatives LaFalce, Weldon and Pallone; James M. Strock, Assistant Administrator, Enforcement, EPA; Steven A. Seelig, Director, Division of Liquidation, FDIC; David C. Cooke, Executive Director, Resolution Trust Corporation; and public witnesses.

SANCTIONS AGAINST IRAQ; ANGOLA

Committee on Foreign Affairs: Ordered reported the following measures: H.R. 5431, amended, Sanctions Against Iraq Act of 1990; and H. Res. 446, expressing the sense of the House of Representatives that the Government of the People's Republic of Angola and the National Union for the Total Independence of Angola should put humanitarian needs above military goals in their conflict and allow famine relief assistance to be delivered through corridors of safe passage to areas of Angola threatened by famine.

MISCELLANEOUS MEASURES; DRAFT REPORTS

Committee on Government Operations: Ordered reported the following bills: H.R. 4131, amended, Foreign Contracting Audit Equity Act of 1990; H.R. 4279, amended, Intergovernmental Cash Management Improvement Act of 1990; S. 535, Federal Civil Penalties Inflation Adjustment Act of 1990; H.R. 4179, amended, Individual Surety Association Act of 1990; and H.J. Res. 226, amended, to establish a national policy on permanent papers.

The Committee also approved the following draft reports: "Pluralism in Cultural Institutions Receiving Federal Funds"; "Aids Treatment and Care: Who Cares?"; "Are Conflicts of Interest Hazardous to Our Health?"; "The Agent Orange Coverup: A Case of Flawed Science and Political Manipulation"; "Stopping the Flood of Cocaine with Operations Snowcap: Is It Working?"; "The Relationship Between State Assistance Programs and Federal Food Stamp allocation: Two Case Studies"; "Programs Administered by the Bureau of Justice Assistance: Questionnaire Demonstrates Communication Breakdown"; "Immigration Limbo or the Plight of Foreign National Witnesses Used in Major Narcotics Prosecutions.".

DRAFT REPORTS

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture approved for full Committee action the following draft reports: "Programs Administered by the Bureau of Justice Assistance: Questionnaire Demonstrates Communication Breakdown"; and "Immigration Limbo or the Plight of Foreign National Witnesses Used in Major Narcotics Prosecutions".

MISCELLANEOUS MEASURES

Committee on Government Operations: Subcommittee on Legislation and National Security approved for full Committee action amended the following bills: H.R. 4131, Foreign Contracting Audit Equity Act of 1990; H.R. 4279, Intergovernmental Cash Management Improvement Act of 1990; and S. 535, Federal Civil Penalties Inflation Adjustment Act of 1990.

CONGRESSIONAL RECYCLING ACT

Committee on House Administration: Subcommittee on Procurement and Printing concluded hearings on H.R. 4523, Congressional Recycling Act of 1990. Testimony was heard from Representatives Anderson, Kleczka, and Porter; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action the following bills: H.R. 4912, amended, to authorize the Secretary of the Interior to revise the boundary of the Minute Man National Historical Park in the State of Massachusetts; H.R. 4687, amended, to amend the Wild and Scenic Rivers Act by designating a segment of the Lower Merced River in California as a component of the National Wild and Scenic Rivers System; H.R. 4227, amended, to designate segments of the Sudbury, Assabet, and Concord Rivers as a study area for inclusion in the National Wild and Scenic Rivers System; H.R. 4811, amended, to expand the boundaries of the San Antonio Missions National Historical Park; H.R. 1330, to transfer a parcel of land located in the Los Padres National Forest, California, and H.R. 4567, amended, to authorize an exchange of lands in South Dakota and Colorado.

The Subcommittee also began consideration of H.R. 4728, to amend the Wild and Scenic Rivers Act by designating a segment of the Klamath River in Oregon as a component of the National Wild and Scenic Rivers System.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Government Relations approved for full Committee action amended H. Con. Res. 172, expressing the sense of the Congress that, for purposes of determining child custody, evidence of spousal abuse should create a statutory presumption that it is detrimental to the child to be placed in the custody of an abusive parent.

The Subcommittee also began markup of H.R. 5271, to authorize appropriations under the Legal Services Corporation.

Will continue tomorrow.

FISHERY RESOURCES OF THE GREAT LAKES STUDY

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on H.R. 4299, to authorize a study of the fishery resources of the Great Lakes. Testimony was heard from Representative Nowak; Constance Harriman, Assistant Secretary, Fish and Wildlife and Parks, Department of the Interior; and public witnesses.

HAZARDOUS MATERIALS TRANSPORTATION ACT UNIFORM SAFETY AMENDMENTS ACT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation approved for full Committee action amended H.R. 3520. Hazardous Materials Transportation Act Uniform Safety Amendments Act of 1989.

CONFERENCE REPORT—OIL POLLUTION ACT

Committee on Rules: Granted a rule waiving all points of order against the Conference Report to accompany H.R. 1465, Oil Pollution Act of 1990, and against its consideration. Provides that the conference report shall be considered as having been read when called up for consideration. Testimony was heard from Representatives Jones of North Carolina, Anderson, Nowak, Scheuer, Davis, Schneider, Regula, and Livingston.

CAMPAIGN COST REDUCTION AND REFORM ACT

Committee on Rules: Granted a modified closed rule providing two hours of general debate on H.R. 5400, Campaign Cost Reduction and Reform Act of 1990. All points of order against consideration of the bill are waived against the bill. The rule makes in order the amendment in the nature of a substitute now printed in part one of the report accompanying this resolution as original text for the purpose of amendment, to be considered as having been read. All points of order against the substitute are waived. No amendments to the substitute shall be in order except: (1) the amendments en bloc printed in part two of the report accompanying this resolution; and (2) an amendment in the nature of a substitute submitted to the Congressional Record of August 2, 1990, by Representative Michel of Illinois. The amendments are to be considered in that order and are not subject to amendment. Each amendment is debatable for one hour, to be equally divided and controlled by the proponent of the amendment and a member opposed thereto. All points of order are waived against the amendments except those under clause 7 of Rule XVI. The en bloc amendments in part two of the report are not subject to a demand for a division of the question in the House or in the Committee of the Whole. Finally, the rule provides one motion to recommit. Testimony was heard from Representatives Swift, Synar, Bennett, Obey, Michel, Gingrich, Lewis of California, Edwards of Oklahoma, Thomas of California, Roberts, Hiler, Walsh, Lent, Conte, Gilman, Green, Bliley, Shaw, Bateman, Johnson of Connecticut, DeLay, Miller of Washington, Shays, Houghton, Kyl, Buechner, Rohrabacher, James, Schiff, and Hancock.

SANCTIONS AGAINST IRAQ

Committee on Ways and Means: Ordered reported amended H.R. 5431, Sanctions Against Iraq Act of 1990.

INTELLIGENCE AUTHORIZATION

Permanent Select Committee on Intelligence: Met in executive session to begin markup of H.R. 5422, Intelligence Authorization Act for Fiscal Year 1990.

Joint Meeting

MIDYEAR ECONOMIC OUTLOOK

Joint Economic Committee: Committee concluded hearings to examine the economic outlook at midyear, after receiving testimony from Michael J. Boskin, Chairman, and John B. Taylor, Member, both of the Council of Economic Advisers.

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Friday, August 3, 1990

Senate

Chamber Action

Routine Proceedings, pages 22629–23029

Measures Introduced: Thirty six bills and six resolutions as follows: S. 2965–3000, S. Res. 319 and 320, S.J. Res. 359 and 360, and S. Con. Res. 144 and 145.

Page 22834

Measures Reported: Reports were made as follows:

S. 2648, to amend title 28, United States Code, to provide for civil justice expense and delay reduction plans, authorize additional judicial positions for the courts of appeals and district courts of the United States, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 101–416)

S. 2056, to amend title XIX of the Public Health Service Act to provide grants to States and implement state health objectives plans, with an amendment in the nature of a substitute. (S. Rept. No. 101–417)

S. 2669, to provide for increases in appropriation ceilings for land acquisition and development in certain units of the National Park System, with amendments. (S. Rept. No. 101–418)

S. 2398, to authorize the continuation of the National Senior Olympic Games, with an amendment in the nature of a substitute. (S. Rept. No. 101– 419)

S. 2759, to authorize appropriations for fiscal year 1991 for the Federal Maritime Commission, with an

amendment in the nature of a substitute. (S. Rept. No. 101–420)

H.R. 4151, to authorize appropriations for fiscal years 1991 through 1994 to carry out the Head Start Act, the Follow Through Act, the Community Services Block Grant Act, and the Low-Income Home Energy Assistance Act of 1981, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 101–421)

S. 2680, to provide for the relief of certain persons in Stone County, Arkansas deprived of property as a result of a 1973 dependent resurvey by the Bureau of Land Management, with an amendment in the nature of a substitute. (S. Rept. No. 101–422)

H.R. 2174, to establish a commission to prepare a report on the feasibility of creating a Mississippi River National Heritage Corridor. (S. Rept. No. 101–423)

H.R. 4501, to provide for the acquisition of the William Johnson House and its addition to the Natchez National Historical Park. (S. Rept. No. 101–424)

H.R. 5131, to amend the Federal Aviation Act of 1958 to extend the civil penalty assessment demonstration program. (S. Rept. No. 101–425)

S. Con. Res. 99, expressing the sense of the Congress concerning the 25th anniversary of the Older Americans Act of 1965.

S. Con. Res. 123, to encourage State governments, local governments and local educational agencies to adopt a comprehensive curricular program which provides elementary and secondary students with a thorough knowledge of the history and principles of the Constitution and the Bill of Rights and which fosters civic competence and civic responsibility.

S. Con. Res. 127, to express the sense of Congress that Greyhound Lines, Inc., and the Amalgamated Transit Union should pursue meaningful negotiations under the auspices of the Federal Mediation and Conciliation Service and the Secretary of Labor to resolve their dispute and restore vital transportation services to American communities.

S. Con. Res. 132, expressing the sense of the Congress that August 30, 1990, be observed as "1890 Land-Grant Institutions Centennial Recognition Day".

S. 2999, to exclude the Social Security Trust Funds from the deficit calculation. (S. Rept. No. 101–426)

S. 101, to mandate a balanced budget, to provide for the reduction of the national debt, to protect retirement funds, to require honest budgetary accounting, with an amendment in the nature of a substitute. (S. Rept. No. 101–427)

S. Res. 313, relating to Vladimir Tsivkin.

Page 22831

Measures Passed:

Debt Limit Extension: Senate passed H.R. 5350, to provide for a temporary increase in the public debt limit.

Page 22797

Adjournment Resolution: Senate agreed to H. Con. Res. 360, providing for an adjournment of the House from the legislative day of August 3 to September 5, 1990, and a recess or adjournment of the Senate from any day between August 3 and August 10 to September 10, 1990.

Page 22798

Breast/Cervical Cancer Prevention: Committee on Labor and Human Resources was discharged from the further consideration of H.R. 4790, to amend the Public Health Service Act to establish a program of grants for the prevention and control of breast and cervical cancer, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 22954

Nunn (for Mikulski) Amendment No. 2575, in the nature of a substitute.

Page 22954

Science/Math/Engineering Scholarships: Senate passed H.R. 996, to establish the congressional scholarships for science, mathematics, and engineering, after agreeing to the following amendment proposed thereto:

Page 22957

Nunn (for Kennedy) Amendment No. 2576, in the nature of a substitute.

Page 22957

Senate insisted on its amendment, requested a conference with the House thereon, and appointed as conferees Senators Kennedy, Pell, Dodd, Hatch, and Kassebaum.

Page 22960

Environmental Law Enforcement: Senate passed S. 2176, to provide better enforcement of the environmental laws of the United States, after agreeing to committee amendments.

Page 22961

National Air and Space Museum/Dulles Airport: Senate passed S. 2636, to authorize the Board of Regents of the Smithsonian Institute to plan and design an extension of the National Air and Space Museum at Washington Dulles International Airport.

Page 22963

Guam Memorial Hospital Authorization: Senate passed S. 2841, to authorize the appropriation of $2,500,000 to complete the renovation of the Guam Memorial Hospital, after agreeing to committee amendments.

Page 22963

Older Americans Act 25th Anniversary: Senate agreed to S. Con. Res. 99, expressing the sense of the Congress concerning the 25th anniversary of the Older Americans Act of 1965.

Page 22965

Federal Fire Prevention and Control Act Amendments: Senate passed H.R. 94, to amend the Federal Fire Prevention and Control Act of 1974 to allow for the de-

velopment and issuance of guidelines concerning the use and installation of automatic sprinkler systems and smoke detectors in places of public accommodation affecting commerce, after agreeing to a committee amendment in the nature of a substitute.

Page 22966

Forests and Woodlands Management: Senate passed S. 1289, to improve the management of forests and woodlands and the production of forest resources on Indian lands, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 22969

Simpson (for McCain) Amendment No. 2577, to make technical corrections.

Page 22974

Virginia D. Smith Animal Health Research Laboratory: Committee on Environment and Public Works was discharged from the further consideration of H.R. 3048, to designate the Agricultural Research Service, U.S. Department of Agriculture, animal health research building in Clay Center, Nebraska, as the "Virginia D. Smith Animal Health Research Laboratory", and the bill was then passed.

Page 22979

Polish Constitution 200th Anniversary: Senate agreed to S. Con. Res. 145, to salute and congratulate the people of Poland as they commemorate the 200th anniversary of the adoption of the Polish Constitution.

Page 22979

Pearl Harbor Veterans/Yosemite National Congressional Medals: Senate passed S. 3000, to strike coins for Congressional Medal for Pearl Harbor Veterans/Yosemite National Park Centennial Medal/Bicentennial coin commemorating the U.S. Constitution.

Page 22980

Indian Child Protection Service: Senate passed S. 2340, to develop and improve child protective service programs on Indian reservations and to strengthen Indian families, after agreeing to the following amendment proposed thereto:

Page 22981

Simpson (for McCain) Amendment No. 2578, to make certain technical and clarifying amendments.

Page 22983

Intelligence Authorization: Senate passed S. 2834, to authorize appropriations for fiscal year 1991 for the intelligence activities of the United States Government, after agreeing to committee amendments.

Page 22986

Armed Forces Commemorative Medal: Senate passed H.R. 2575, to establish a congressional commemorative medal for members of the Armed Forces who were present during the attack on Pearl Harbor on December 7, 1941, to provide for the striking of medals in commemoration of the centennial of Yosemite National Park.

Page 22998

Simpson (for Heinz) Amendment No. 2579, to provide for the denominations, specifications, and design changes required for certain coins.

Page 22999

Gettysburg National Military Park: Senate passed H.R. 3248, to revise the boundary of Gettysburg National Military Park in the Commonwealth of Pennsylvania.

Page 22999

Native American Culture/Art Development: Senate passed H.R. 5256, to amend the American Indian, Alaska Native, and Native Hawaiian Culture and Art Development Act, after agreeing to committee amendments, and the following amendment proposed thereto:

Page 23001

Nunn (for Inouye) Amendment No. 2581, to authorize the establishment of the Richard Jewell Ka'ilihiwa-Gladys Ainoa Brandt Fellowship Program for Studies in Excellence.

Page 23003

National Defense Authorization Act, 1991: Senate continued consideration of S. 2884, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal years for the Armed Forces, taking action on amendments proposed thereto, as follows:

Pages 22633, 22702, 22781, 23000, 23004

Adopted:

(1) Murkowski Amendment No. 2516, to establish an emergency national energy security plan designed to reduce United States dependence on foreign oil supplies to a level which does not pose an unacceptable threat to the national security.

Pages 22652, 22654

(2) Thurmond Amendment No. 2518, to grant a Federal charter to the 82nd Airborne Division Association, Inc.

Page 22659

(3) Warner (for McConnell) Amendment No. 2519, to provide surplus military equipment to State and local civilian law enforcement authorities for drug enforcement activities.

Page 22662

(4) Warner Amendment No. 2526, relating to the conveyance by the Secretary of the Army of Fort A.P. Hill, Virginia.

Page 22685

(5) Bumpers Amendment No. 2527, expressing the sense of the Congress that the President should give to Congress annually an overview on the United State's top

level military strategy and its implementation by strategic forces.

Page 22685

(6) Kennedy Amendment No. 2528, to urge formation of a U.S.-Soviet technical working group to examine the technical basis for verification of potential provisions in future arms reduction agreements providing for dismantlement of nuclear weapons and a halt to further production of plutonium and highly enriched uranium for nuclear weapons.

Page 22686

(7) Simon Amendment No. 2530, to establish a Presidential Advisory Committee for Policy Toward Cuba.

Page 22689

(8) Warner Amendment No. 2531, to establish a program for the purpose of educating Department of Defense personnel in environmental management.

Page 22691

(9) Warner Amendment No. 2532, regarding the use of ozone depleting substances within the Department of Defense.

Page 22691

(10) Bumpers Amendment No. 2533, to provide for the payment of certain mass transit costs of employees under contracts with the Federal government.

Page 22692

(11) Levin (for Adams) Amendment No. 2534, to set aside $5,000,000 for certain registration, monitoring and notification activities of the States of Washington, Oregon, and Idaho in connection with the releases of radionuclides from the Hanford Nuclear Reservation, Hanford, Washington, during the years 1944 through 1972.

Page 22693

(12) Gorton (for Dole) Amendment No. 2535, relating to the development and production of weapons systems having stand-off attack capabilities and employing sensor-fused devices.

Page 22693

(13) Levin Amendment No. 2536, to broaden the scope of certain acquisition workforce enhancements.

Page 22694

(14) Gorton (for D'Amato) Amendment No. 2537, expressing the sense of the Congress regarding the effective utilization of counternarcotics funds and report requirement.

Page 22695

(15) Levin (for Nunn) Amendment No. 2538, to enhance participation of historically black colleges and universities and minority institutions in defense research.

Page 22702

(16) Gorton (for Dole) Amendment No. 2539, to increase funding for family housing at Fort Riley, Kansas.

Page 22703

(17) Levin (for Nunn) Amendment No. 2540, to require the Secretary of Defense to establish and conduct a Mentor-Protege Pilot Program.

Page 22704

(18) Levin (for Pell) Amendment No. 2541, to authorize the construction of an integrated propulsion/acoustic facility at Newport Naval Underwater Systems Center, Newport, Rhode Island.

Page 22705

(19) Gorton (for Coats) Amendment No. 2542, to provide authority under certain circumstances to replace or restore certain property lost or damaged during operation Just Cause.

Page 22706

(20) Levin (for Simon/Bingaman) Amendment No. 2543, to ensure that the national defense science and engineering education initiative covers persons traditionally underrepresented in the engineering and science professions and includes authority for Department of Energy programs.

Page 22706

(21) Gorton (for Hatch) Amendment No. 2544, to require a study to determine the effectiveness of the OH–58D helicopter for use in detecting drug smuggling across the southwest border of the United States.

Page 22706

(22) Levin (for Mikulski) Amendment No. 2545, to provide funds for the removal of certain obstructions at the Warfield Air National Guard Base, Martin State Airport, Maryland.

Page 22708

(23) Gorton (for Dole) Amendment No. 2546, expressing the sense of the Senate regarding U.S. efforts to enhance strategic stability.

Page 22708

(24) Cranston Amendment No. 2548, to require a report on Andean anti-drug efforts.

Page 22715

(25) Pryor Amendment No. 2549, to impose certain restrictions on the Airborne Self Projection Jammer program.

Page 22721

(26) Thurmond Amendment No. 2553, to prohibit any person who is being compensated for lobbying the Federal Government from being paid on a contingency fee basis.

Page 22744

(27) Gore (for Bingaman) Amendment No. 2554, to enhance the United States' missile non-proliferation policy.

Page 22747

(28) Dixon Amendment No. 2555, to authorize pap smear and mammogram tests under CHAMPUS without extra charge.

Page 22757

(29) Dixon Amendment No. 2556, to express the sense of Congress regarding the closure of United States military installations outside the United States.

Page 22760

(30) Specter Amendment No. 2557, expressing the sense of the Senate to facilitate the creation of a multilateral anti-narcotics strike force.

Page 22760

(31) Wilson Amendment No. 2558, to provide for a deadline for completion and execution of agreements with the Environmental Protection Agency.

Page 22761

(32) McCain Amendment No. 2559, to establish the Counter-Narcotics Technology Assessment Center within the Office of National Drug Control Policy.

Page 22765

(33) Dixon Amendment No. 2560, to authorize the use of research, development, test, and evaluation funds of the defense agencies to continue development of the Special Operations variant of the V–22 Osprey aircraft.

Page 22767

(34) Dixon Amendment No. 2561, to provide that all responsibilities of the Secretary of Energy with respect to medical and environmental programs applicable in the Republic of the Marshall Islands shall be managed, controlled and conducted through the Office of Environment, Safety and Health of the Department of Energy.

Page 22768

(35) McCain (for Gore/Warner) Amendment No. 2562, to reimburse the Environmental Protection Agency for costs necessary to ensure oversight by that agency of environmental response actions at Department of Defense facilities conducted pursuant to section 120 of the Comprehensive Environmental Response, Compensation, and Liability Act.

Page 22770

(36) Dixon (for Bingaman) Amendment No. 2563, to clarify the legislative intent of certain provisions of the National Defense Authorization Act for fiscal years 1990 and 1991.

Page 22770

(37) Domenici Amendment No. 2564, to enhance the use of the Department of Energy facilities so as to improve the Nation's competitive posture.

Page 22771

(38) McCain Amendment No. 2565, to increase funds for military construction for the Army National Guard of the United States.

Page 22773

(39) Dixon (for Riegle) Amendment No. 2566, to provide for the economic adjustment of communities, small businesses, and workers adversely affected by reductions in the programs, projects, and activities of the Department of Defense.

Page 22781

(40) Dixon (for Levin) Amendment No. 2567, to reduce funding for secondary items in Defense Department inventories.

Page 22783

(41) Glenn Amendment No. 2568, to amend title 31 of the United States Code to more effectively control the availability of appropriations accounts.

Page 22785

(42) McCain (for Garn) Amendment No. 2569, to provide funds for the chemical demilitarization line for the Siro fracture incineration program.

Page 22790

(43) Dixon (for Moynihan/D'Amato) Amendment No. 2570, to provide funds for research in connection with the inertial confinement fusion program at the University of Rochester, Rochester, New York.

Page 22791

(44) Dixon (for Wirth) Amendment No. 2571, to reduce funds provided for certain projects in the Energy title of the bill and to increase funds provided for environmental restoration in title III of the bill.

Page 22791

(45) Nunn/Warner Amendment No. 2572, honoring General Matthew B. Ridgway, U.S. Army (Retired) for his extraordinary service and dedication.

Page 22792

(46) Metzenbaum Amendment No. 2580, to improve the effectiveness of economic sanctions against the Republic of Iraq in response to its invasion of the State of Kuwait.

Page 23000

(47) Reid Amendment No. 2574, to repeal a provision of Federal tort claim law relating to contractor liability for injury or loss of property arising out of atomic weapons testing programs.

Pages 22799, 23001, 23004

(48) Simpson Amendment No. 2582 (to Amendment No. 2574), provided that in no event shall an award of attorney fees for actions brought under this Title exceed 10% of the award of actual damages.

Page 23004

(49) Simpson Amendment No. 2583 (to Amendment No. 2574), regarding indemnification.

Page 23004

(50) Stevens Amendment No. 2584, to authorize levels for active for active Guard and Reserve.

Page 23005

(51) Nunn (for Daschle) Amendment No. 2585, to authorize direct communications between Air Force scientists conducting the Ranch Hand Study and the Ranch Hand Study Advisory Committee, to limit intervention into such communications by other employees of the Government, and to require annual reports on the activities of such scientists.

Page 23006

(52) Nunn/Warner Amendment No. 2586, to authorize additional funds for certain Army, Navy, Air Force, and Defense Agencies programs.

Page 23008

Rejected:

(1) Conrad Amendment No. 2515, to further reduce the end strength for military personnel assigned to duty

in Europe. (By 59 yeas to 40 nays (Vote No. 213), Senate tabled the amendment.)

Page 22648

(2) Glenn Amendment No. 2517, to increase the amount of the pay raise for members of the uniformed services to 4.1 percent. (By 67 yeas to 32 nays (Vote No. 214), Senate tabled the amendment.)

Pages 22653, 22657

(3) Bumpers Modified Amendment No. 2520, to prohibit the use of funds to maintain in active service U.S. battleships. (By 55 yeas to 44 nays (Vote No. 215), Senate tabled the amendment.)

Page 22667

(4) DeConcini Amendment No. 2522, to establish a demonstration program to allow drug-addicted mothers to reside in drug abuse treatment facilities with their children, and to offer such mothers new behavior and education skills which can help prevent substance abuse in subsequent generations. (By 51 yeas to 48 nays (Vote No. 216), Senate tabled the amendment.)

Page 22672

(5) Roth Amendment No. 2523, to prohibit the transfer to the Department of Defense of lands under the jurisdiction of any other department or agency of the Federal Government. (By 93 yeas to 6 nays (Vote No. 217), Senate tabled the amendment.)

Pages 22678, 22684

(6) Roth Amendment No. 2524, to minimize the adverse effects on local communities caused by the closure of military installations. (By 81 yeas to 18 nays (Vote No. 218), Senate tabled the amendment.)

Pages 22679, 22685

(7) Roth Amendment No. 2525, relating to the closure and realignment of military installations.

Page 22682

(8) Kerry Amendment No. 2547, to limit the amount of 1991 fiscal year funds that may be obligated for the kinetic energy ASAT program. (By 52 yeas to 45 nays (Vote No. 219), Senate tabled the amendment.)

Page 22709

(9) By 43 yeas to 54 nays (Vote No. 221), Bumpers Modified Amendment No. 2550, to improve the process for base closures and realignments. (By 43 yeas to 54 nays (Vote No. 220), Senate earlier failed to table the amendment.)

Page 22729

(10) By 29 yeas to 67 nays (Vote No. 222), Glenn Amendment No. 2552, to strike out sections 2809 and 2810, relating to the use of funds from the leasing and disposal of Department of Defense property.

Page 22740

Withdrawn:

(1) Wirth Amendment No. 2514, regarding the entitlement of members of the Armed Forces and their dependents to receive reproductive health services in uniformed services medical facilities outside the United States.

Page 22635

(2) Warner Amendment No. 2521 (to Amendment No. 2520), to provide for an analysis of the need for battleships.

Page 22663

(3) Simon Amendment No. 2529, to direct the Secretary of Defense to establish a health insurance program for temporary coverage of members of the Armed Forces voluntarily discharged or released from active duty for health conditions existing before the date of the discharge or release from active duty and for dependents of such members for such pre-existing conditions.

Page 22688

(4) Moynihan Amendment No. 2551, to require the publication as part of the President's annual budget statement an unclassified aggregate figure for expenditures on intelligence activities.

Page 22732

(5) Specter Amendment No. 2573, to authorize the President to initiate multilateral efforts to establish an international force to restore peace in any region where the national security interests of the U.S. are directly threatened by an armed aggressor.

Page 22793

Pending:

(1) Warner Amendment No. 2482, expressing the sense of the Congress regarding greater utilization of the reserve components of the armed forces.

Page 22633

(2) Nunn Amendment No. 2483 (to Amendment No. 2482), in the nature of a substitute.

Page 22633

During consideration of this bill today, Senate also took the following actions:

By 58 yeas to 41 nays (Vote No. 212), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on Wirth Amendment No. 2514, listed above.

Page 22646

A unanimous-consent agreement was reached providing for consideration of certain amendments to be proposed to the bill, on Saturday, August 4.

Page 22736

Senate will continue consideration of the bill and amendments to be proposed thereto, on Saturday, August 4.

Page 23029

Presidential Messages: Senate received the following messages from the President of the United States:

(1) Transmitting the annual report of the National Institute of Building Sciences, which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–134)

Page 22827

(2) Transmitting the report on the national emergency with respect to Iraq, which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–135)

Page 22827

(3) Transmitting the annual report on Federal actions with respect to petroleum and natural gas use and conservation, which was referred to the Committee on Energy and Natural Resources. (PM–136)

Page 22827

(4) Transmitting the annual regulatory program of the United States Government, which was referred to the Committee on Governmental Affairs. (PM–137)

Page 22828

Nominations Confirmed: Senate confirmed the following nominations:

Clifford R. Oviatt, Jr., of Virginia, to be a Member of the National Labor Relations Board for the remainder of the term expiring August 27, 1993.

Hart T. Mankin, of Delaware, to be an Associate Judge of the United States Court of Veterans Appeals for the term of fifteen years.

Dennis M. Devaney, of Maryland, to be a Member of the National Labor Relations Board for the term of five years expiring December 16, 1994.

Barbara Everitt Bryant, of Michigan, to be Director of the Census.

Ronald M. Holdaway, of Wyoming, to be an Associate Judge of the United States Court of Veterans Appeals for the term of fifteen years.

Donald L. Ivers, of New Mexico, to be an Associate Judge of the United States Court of Veterans Appeals for the term of fifteen years.

LeGree Sylvia Daniels, of Pennsylvania, to be a Governor of the United States Postal Service for the term expiring December 8, 1998.

Keith McNamara, of Ohio, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 1992.

Julian W. De La Rosa, of Texas, to be Inspector General, Department of Labor.

Wendy Lee Gramm, of Texas, to be a Commissioner of the Commodity Futures Trading Commission for the term expiring April 13, 1995. (Reappointment)

Wendy Lee Gramm, of Texas, to be Chairman of the Commodity Futures Trading Commission. (Reappointment)

Mary Ellen Abrecht, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Kaye K. Christian, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Frederick D. Dorsey, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Ellen Segal Huvelle, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Jose M. Lopez, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Joan Z. McAvoy, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Gregory E. Mize, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Patricia A. Wynn, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Patrick E. McFarland, of Virginia, to be Inspector General, Office of Personnel Management.

Arden L. Bement, Jr., of Ohio, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 1994.

Stephen Anthony Trodden, of Virginia, to be Inspector General, Department of Veterans Affairs.

Wallace Elmer Stickney, of New Hampshire, to be Director of the Federal Emergency Management Agency.

Paul V. Niemeyer, of Maryland, to be United States Circuit Judge for the Fourth Circuit.

John H. McBryde, of Texas, to be United States District Judge for the Northern District of Texas.

James Wilson Holsinger, Jr., of Virginia, to be Chief Medical Director, Department of Veterans Affairs, for a term of four years.

Jonathan R. Steinberg, of Maryland, to be an Associate Judge of the United States Court of Veterans Appeals for the term of fifteen years.

Philip S. Kaplan, of California, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during his tenure of service as Deputy United States Representative to the Negotiations on Conventional Armed Forces in Europe (CFE).

Russell Flynn Miller, of Maryland, to be Inspector General, Federal Emergency Management Agency.

Michael Boudin, of the District of Columbia, to be United States District Judge for the District of Columbia.

Carol Bagley Amon, of New York, to be United States District Judge for the Eastern District of New York.

Thomas W. Simons, Jr., of the District of Columbia, to be Ambassador to the Republic of Poland.

Paul L. Ziemer, of Indiana, to be an Assistant Secretary of Energy (Environment, Safety and Health).

Calvin A. Kent, of Texas, to be Administrator of the Energy Information Administration.

Christopher A. Hart, of the District of Columbia, to be a Member of the National Transportation Safety Board for the remainder of the term expiring December 31, 1992.

David H. Leroy, of Idaho, to be Nuclear Waste Negotiator.

Hugh Kenneth Hill, of California, to be Ambassador to the People's Republic of Bulgaria.

Aurelia Erskine Brazeal, of Georgia, to be Ambassador to the Federated States of Micronesia.

Roy M. Huffington, of Texas, to be Ambassador to the Republic of Austria.

Randall R. Rader, of Virginia, to be United States Circuit Judge for the Federal Circuit.

William M. Skretny, of New York, to be United States District Judge for the Western District of New York.

Fred L. Foreman, of Illinois, to be United States Attorney for the Northern District of Illinois for the term of four years.

John Henry Bayly, Jr., of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for a term of fifteen years.

Linda Turner Hamilton, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for a term of fifteen years.

Kenneth Noel Peltier, of Texas, to be Ambassador to the Federal and Islamic Republic of the Comoros.

Townsend B. Friedman, Jr., of Illinois, to be Ambassador to the People's Republic of Mozambique.

Richard V. Bertain, of California, to be Associate Director of the ACTION Agency.

Timothy John McBride, of Michigan, to be an Assistant Secretary of Commerce.

Stephen D. Potts, of Maryland, to be Director of the Office of Government Ethics for a term of five years.

Edward William Gnehm, Jr., of Georgia, to be Ambassador to the State of Kuwait.

Genta Hawkins Holmes, of California, to be Ambassador to the Republic of Namibia.

Fred I. Parker, of Vermont, to be United States District Judge for the District of Vermont.

John N. Raudabaugh, of Georgia, to be a Member of the National Labor Relations Board for the remainder of the term expiring December 16, 1992.

C. M. Schauerte, of Texas, to be Federal Insurance Administrator, Federal Emergency Management Agency.

Stanley A. Twardy, Jr., of Connecticut, to be United States Attorney for the District of Connecticut for the term of four years.

Elmer B. Staats, of the District of Columbia, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 1995.

George F. Murphy, Jr., of Maryland, to be Inspector General, United States Information Agency.

Joe D. Whitley, of Georgia, to be United States Attorney for the Northern District of Georgia for the term of four years.

Anthony L. Bennett, of Minnesota, to be United States Marshal for the District of Minnesota for the term of four years.

Stephen G. Milliken, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Lynn H. Duncan, of Georgia, to be United States Marshal for the Northern District of Georgia for the term of four years.

Kimberly A. Madigan, of Illinois, to be a Member of the National Mediation Board for the term expiring July 1, 1993.

23 Air Force nominations in the rank of general.

3 Army nominations in the rank of general.

2 Marine Corps nominations in the rank of general.

41 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy.

Page 23030

Nominations Received: Senate received the following nominations:

Juliette Clagett McLennan, of the District of Columbia, for the rank of Ambassador during her tenure of service as the United States Representative on the Commission on the Status of Women of the Economic and Social Council of the United Nations.

The following-named persons to be the Representative and Alternate Representatives of the United States of America to the Thirty-fourth Session of the General Conference of the International Atomic Energy Agency:

Representative:

James D. Watkins, of California

Alternate Representatives:

Richard T. Kennedy, of the District of Columbia

Michael H. Newlin, of Maryland

Kenneth M. Carr, of California

Paula J. Dobriansky, of Virginia, to be an Associate Director of the United States Information Agency.

The following named persons to be Members of the Peace Corps National Advisory Council for the terms indicated:

For the remainder of the term expiring October 6, 1990:

Meredith Morgan Dale, of the District of Columbia.

For a term expiring October 6, 1991:

Ruth Gardner Cox, of Texas.

Tahlman Krumm, Jr., of Ohio.

For a term expiring October 6, 1992:

Meredith Morgan Dale, of the District of Columbia.

William B. Shubb, to be United States District Judge for the Eastern District of California.

Gary L. Taylor, to be United States District Judge for the Central District of California.

James Ware, to be United States District Judge for the Northern District of California.

Jean C. Hamilton, to be United States District Judge for the Eastern District of Missouri.

Thomas D. Rath, of New Hampshire, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 1993.

The following named persons to be Members of the Board of Directors of the Legal Services Corporation for the terms indicated, to which positions they were appointed during the recess of the Senate from November 22, 1989, to January 23, 1990.

For a term expiring July 13, 1992:

Jo Betts Love, of Mississippi.

Guy Vincent Molinari, of New York.

Jeanine E. Wolbeck, of Minnesota.

For a term expiring July 13, 1993:

Howard H. Dana, Jr., of Maine.

Luis Guinot, Jr., of Puerto Rico.

Penny L. Pullen, of Illinois.

George W. Wittgraf, of Iowa.

Antonio C. Amador, of California, to be a Member of the Merit Systems Protection Board for the term of seven years expiring March 1, 1997.

Richard Y. Roberts, of Virginia, to be a Member of the Securities and Exchange Commission for the term expiring June 5, 1995.

Arlene Render, of Virginia, to be Ambassador to the Republic of The Gambia.

Herbert Donald Gelber, of Florida, to be Ambassador to the Republic of Mali.

Gordon L. Streeb, of Colorado, to be Ambassador to the Republic of Zambia.

Linton F. Brooks, of Virginia, for the rank of Ambassador during his tenure of service as Deputy Head of Delegation to the Nuclear and Space Talks.

Scott M. Spangler, of Arizona, to be an Assistant Administrator of the Agency for International Development.

The following named persons to be Members of the Board for International Broadcasting for terms expiring April 28, 1991:

Cheryl Feldman Halpern, of New Jersey.

Karl C. Rove, of Texas.

The following named persons to be Members of the United States Advisory Commission on Public Diplomacy for the terms indicated:

For a term expiring July 1, 1992:

Fitzhugh Green, of the District of Columbia.

For a term expiring July 1, 1993:

Tom C. Korologos, of Virginia.

David F. Levi, of California, to be United States District Judge for the Eastern District of California.

Samuel B. Kent, of Texas, to be United States District Judge for the Southern District of Texas.

Stephen B. Higgins, of Missouri, to be United States Attorney for the Eastern District of Missouri for the term of four years.

Doris Swords Poppler, of Montana, to be United States Attorney for the District of Montana for the term of four years.

Donna M. Owens, of Ohio, to be Director of the Bureau of Justice Assistance.

Charles B. DeWitt, of the District of Columbia, to be Director of the National Institute of Justice.

Gail C. McDonald, of Oklahoma, to be a Member of the Interstate Commerce Commission for a term expiring December 31, 1994.

The following named persons to be Members of the National Council on the Humanities for terms expiring January 26, 1996:

Helen Gray Crawford, of Louisiana.

Margaret P. Duckett, of Pennsylvania.

Henry H. Higuera, of Maryland.

Peter Shaw, of New York.

The following named persons to be Members of the National Commission on Libraries and Information Science for the terms indicated:

For the remainder of the term expiring July 19, 1991:

Carol K. DiPrete, of Rhode Island, vice George H. Nash, resigned.

For the remainder of the term expiring July 19, 1992:

J. Michael Farrell, of the District of Columbia.

Howard E. Simmons, of Delaware, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 1996.

Andrew F. Reardon, of Illinois, to be a Member of the Railroad Retirement Board for the term of five years from August 29, 1988.

Mary Louise Smith, of Iowa, to be a Member of the Board of Directors of the United States Institute of Peace for the remainder of the term expiring January 19, 1991.

Mary Louise Smith, of Iowa, to be a Member of the Board of Directors of the United States Institute of Peace for a term expiring January 19, 1995.

4 Air Force nominations in the rank of general.

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Messages From the President: **Page 22827**

Messages From the House: **Page 22828**

Communications: **Page 22829**

Petitions: **Page 22830**

Executive Reports of Committees: **Pages 22832, 22946**

Statements on Introduced Bills: **Page 22835**

Additional Cosponsors: **Page 22874**

Amendments Submitted: **Page 22878**

Notices of Hearings: **Page 22909**

Additional Statements: **Page 22909**

Record Votes: Eleven record votes were taken today. (Total—222)

Pages 22646, 22652, 22659, 22672, 22676, 22684, 22714, 22731, 22732, 22743

Recess: Senate convened at 8:45 a.m., and recessed at 3:08 a.m., on Saturday, August 4, to reconvene at 9 a.m. the same day.

Committee Meetings

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nomination of Wendy L. Gramm, of Texas, to be Commissioner of the Commodity Futures Trading Commission.

PENSION REFORM

Committee on Finance: Subcommittee on Private Retirement Plans and Oversight of the Internal Revenue Service held hearings on S. 2901, to simplify the application of the tax laws with respect to employee benefit plans, and S. 2902, to simplify pension rules for church and welfare benefit plans, receiving testimony from Senator Jeffords; Thomas B. Terry, Benefits Tax Counsel, Office of Tax Policy, Department of the Treasury; David G. Ball, Assistant Secretary of Labor for Pension and Welfare Benefits; Larry Zimpleman, The Principal Financial Group, Des Moines, Iowa; Ronald D. Hovis, Southwestern Bell Corporation, St. Louis, Missouri, on behalf of Association of Private Pension and Welfare Plans; David J. Kautter, American Institute of Certified Public Accountants, Anthony C. Williams, National Rural Electric Cooperative Association, Harold A. Schaitberger, International Association of Fire Fighters, and Kenneth E. Simonson, American Trucking Association, Inc., all of Washington, D.C.; Arthur M. Ryan, Presbyterian Church (U.S.A.), Bala Cynwyd, Pennsylvania, on behalf of Church Alliance; Rt. Rev. Alexander D. Stewart, Episcopal Church, Long Meadow, Massachusetts; Gary S. Nash, Southern Baptist Convention, Dallas, Texas; Leo J. Landes, United Synagogue of America, Rockville Center, New York; John D. Ordway, United Church of Christ, Westport, Conneticut; Rev. Allen M. Mayes, United Methodist Church, Evanston, Illinois; Rev. Hugh D. Pickett, American Baptist Churches, New York, New York; and Rev. David A. Steele, Lutheran Social Services of Michigan, Detroit.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

The nominations of Edward W. Gnehm, Jr., of Georgia, to be Ambassador to the State of Kuwait, Townsend B. Friedman, Jr., of Illinois, to be Ambassador to the People's Republic of Mozambique, Kenneth N. Peltier, of Texas, to be Ambassador to the Federal and Islamic Republic of the Comoros, and Genta H. Holmes, of California, to be Ambassador to the Republic of Namibia; and

S. Res. 313, relating to Vladimir Tsivkin.

STUDENT LOAN PROGRAM

Committee on Labor and Human Resources: Subcommittee on Education, Arts and Humanities held oversight hearings to review the financial difficulties confronting the Higher Education Assistance Foundation and the impact that situation has on the Guaranteed Student Loan programs of the Department of Education, receiving testimony from Lauro F. Cavazos, Secretary of Education; Richard C. Hawk, Higher Education Assistance Foundation, Overland Park, Kansas; Stephen C. Biklen, Citibank Student Loan Business, Rochester, New York; and Jean Frohlicher, National Council of Higher Education Loan Programs, Inc., Lawrence A. Hough, Student Loan Marketing Association, Stephen J. Blair, National Association of Trade and Technical Schools, Charles B. Saunders, Jr., American Council on Education, and Dallas Martin, National Association of Student Financial Aid Administrators, all of Washington, D.C.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bill Introduced: 93 public bills, H.R. 5454–5546; 2 private bills, H.R. 5547 and 5548; and 17 resolutions, H.J. Res. 636–644, H. Con Res. 360–363, and H. Res 457–460, were introduced.

Page 22526

Reports Filed: Reports were filed as follows:

H.R. 5132, to amend the Independent Safety Board Act of 1974 to authorize appropriations for fiscal years 1991, 1992, and 1993, amended (H. Rept. 101–661, Part I);

H.R. 5070, to amend the John F. Kennedy Center Act to authorize appropriations for maintenance, repair, alteration and other services necessary for the John F. Kennedy Center for the Performing Arts, amended (H. Rept. 101–662);

H. Con. Res. 316, expressing the sense of Congress on the strike of Greyhound employees, amended (H. Rept. 101–663);

H.R. 3200, to amend the Age Discrimination in Employment Act of 1967 to clarify the protections given to older individuals in regard to employee benefit plans amended (H. Rept. 101–664);

H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, amended (H. Rept. 101–665);

H.R. 4593, to transfer to the Secretary of the Interior the administration of the surface rights in approximately ten thousand six hundred and fifty acres of land presently within the boundaries of the San Carlos Indian Reservation, Arizona, and managed by the Forest Service as part of the Coronado National Forest, amended (H. Rept. 101–666);

H.R. 4793, to amend the Small Business Act and the Small Business Investment Act of 1958, amended (H. Rept. 101–667);

H. Res. 457, providing for the consideration of H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991 (H. Rept. 101–668);

H.R. 4773, to authorize the President to call and conduct a National White House Conference on Small Business, amended (H. Rept. 101–669);

H.R. 5178, to provide for the equitable treatment of oil and gas resources from certain public lands in the State of California (H. Rept. 101–670); and

H.R. 3684, to increase public understanding of the natural environment and to advance and develop environmental education and training, amended (H. Rept. 101–671).

Page 22525

Journal: By a yea-and-nay vote of 270 yeas to 126 nays, Roll No. 308, the House approved the Journal of Thursday, August 2.

Page 22131

Veterans' Nurse Pay: House agreed to the Senate amendments to H.R. 1199, to amend title 38, United States Code, to improve recruitment and retention of nurses in the Department of Veterans Affairs by providing greater flexibility in the pay system for those nurses and to authorize the Secretary of Veterans Affairs to provide certain procreative services for married veterans with service-oriented disabilities which impair their ability to procreate—clearing the measure for the President.

Page 22137

Civil Rights: By a yea-and-nay vote of 272 yeas and 154 nays, Roll No. 310, the House passed H.R. 4000, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment.

Page 22148

Rejected the Sensenbrenner motion to recommit the bill jointly to the Committees on Education and Labor and the Judiciary.

Page 22173

Agreed to the amendment in the nature of a substitute made in order by the rule.

Page 22173

Rejected the Michel amendment in the nature of a substitute that sought to provide a different definition of the proof of "business necessity" required from an employer to justify employment practices having a disparate impact on women and minorities; strike provisions in the bill for punitive and compensatory damages and, instead, allow up to $100,000 in "equitable relief", thus eliminating jury trials, in certain intentional discrimination cases in which no back pay is awarded; reduce provisions limiting the ability of nonparties to challenge a court decree resolving an employment discrimination claim; limit provisions clarifying when the statute of limitations begins to run to apply only to seniority plans; provide that it is illegal for intentional discrimination to be a major, rather than the only, contributing factor for an employment practice; include provisions also in the bill clarifying that current law prohibits racial discrimination in all aspects of a private contract; and exclude other provisions in the bill, including an extension of the statute of limitations in title VII cases from 180 days to 2 years; and most provisions clarifying availability of attorneys fees (rejected by a recorded vote of 188 ayes to 238 noes, Roll No. 309).

Page 22148

Subsequently, S. 2104, a similar Senate-passed bill, was passed in lieu, after being amended to contain the language of the House bill as passed. H.R. 4000 was laid on the table.

Page 22174

The Clerk was authorized to make corrections in section numbers, punctuation, citation, and cross references, and to make such technical and conforming changes as are necessary in the engrossment of the House amendment.

Page 22174

Late Report: Committee on Education and Labor received permission to have until 5 p.m. on Wednesday, August 15, to file a report on H.R. 4330, to establish school-based and higher education community service programs, and to establish youth service programs.

Page 22177

Short-Term Debt Limit Increase: By a yea-and-nay vote of 247 yeas to 172 nays, Roll No. 313, the House passed H.R. 5350, to provide for a temporary increase in the public debt limit.

Page 22177

Agreed to the Rostenkowski amendment that changes the date on which the temporary increase would revert to its current level.

Page 22180

H. Res. 448, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 285 yeas to 126 nays, Roll No. 312. Agreed to order the previous question by a yea-and-nay vote of 284 yeas to 131 nays, Roll No. 311.

Page 22177

District Work Period: House agreed to H. Con. Res. 360, providing for an adjournment of the House from the legislative day of August 3 to September 5, 1990, and a recess or adjournment of the Senate from any day between August 3 and August 10 to September 10, 1990.

Page 22182

Motion to Adjourn: By a yea-and-nay vote of 129 yeas to 275 nays, Roll No. 315, the House failed to agree to the Walker motion to adjourn.

Page 22195

Campaign Reform: By a yea-and-nay vote of 255 yeas to 155 nays, Roll No. 318, the House passed H.R. 5400, to amend the Federal Election Campaign Act of 1971 and

certain related laws to clarify such provisions with respect to Federal elections, and to reduce costs in House of Representatives elections.

Pages 22182, 22190, 22196

Agreed to the amendment in the nature of a substitute made in order by the rule.

Page 22223

On a demand for a separate vote, rejected the Synar amendments en bloc that sought to reduce the limitation on PAC contributions to House candidates from $275,000 to $220,000 and impose a $55,000 maximum amount allowed to be received from a PAC that accepts contributions over $240; provide up to $100,000 per candidate in Federal funds to match small individual in-State contributions of less than $50 for House candidates; and to reduce the amount an individual may contribute to a Federal candidate from $1,000 to $500 per election (rejected by a yea-and-nay vote of 122 yeas to 128 nays, with 158 voting "present", Roll No. 317). This amendment was agreed earlier in the Committee of the Whole by a voice vote.

Page 22229

Rejected the Michel amendment in the nature of a substitute that sought to lower the limit on PAC contributions from $5,000 to $1,000 per candidate; require that at least half of the House candidate's campaign funds come from local residents; ban leadership PACs and prohibit transfers among PACs and candidate committees; ban the use of "soft money" by State and Federal parties; and prohibit the use of union or corporate funds for nonpartisan registration and get-out-the-vote efforts directed at members and families (rejected by a recorded vote of 169 ayes to 241 noes, with 1 voting "present", Roll No. 316).

Page 22238

The Clerk was authorized to make corrections in section numbers, punctuation, and cross-references, and to make such technical and conforming changes as are necessary in the engrossment of the bill.

Page 22252

H. Res. 453, the rule under which the bill was considered, was agreed to earlier by a yea-and-nay vote of 232 yeas to 185 nays, Roll No. 314.

Page 22183

Budget Process Timetable: Objection was heard to a unanimous consent request to consider H. Con. 361, to establish a timetable with respect to the congressional budget process for fiscal year 1991.

Page 22252

Tongass Timber Reform: House disagreed to the Senate amendments to H.R. 987, to amend the Alaskan National Interest Lands Conservation Act, and to designate certain lands in the Tongass National Forest as wilderness; and asked a conference. Appointed as conferees:

From the Committee on Interior and Insular Affairs, for consideration of the House bills, and the Seante amendment, and modifications committed to conference: Representatives Udall, Miller of California, Sharp, Markey, Rahall, Vento, Gejdenson, Kostmayer, Young of Alaska, Marlenee, Craig, Rhodes, and Robert F. Smith.

From the Committee on Agriculture, for consideration of title I, II and IV of the House bill, and titles I and III and section 402 of the Senate amendment, and modifications committed to conference: Representatives de la Garza, Volkmer, and Morrison of Washington.

As an additional conferee, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Representative Mrazek.

Page 22257

Clean Air Act Amendments: The Speaker appointed as additional conferees in the conference on S. 1630, to amend the Clear Air Act to provide for attainment and maintenance of health protective national ambient air quality standards, the following Members:

As a conferee from the panel from the Committee on Energy and Commerce for consideration of title II of the Senate bill and title II of the House amendment: Representative Tauke, in lieu of Representative Bilirakis.

As a conferee from the second panel from the Committee on Public Works and Transportation for consideration of that portion of section 301 adding new section 112(n) to the Clean Air Act of the Senate bill, and that portion of section 301 adding a new section 112(n)(1) to the Clean Air Act of the House amendment: Representative Oberstar, in lieu of Representative Roe.

As conferees for consideration of that portion of section 401 of the House amendment adding a new section 402(b)(3) to the Clean Air Act: The third panel from the Committee on Ways and Means.

As an additional conferee for consideration of section 715 of the House amendment and modifications committed to conference, in lieu of section 709: Representative Cooper.

As a conferee from the panel from the Committee on Merchant Marine and Fisheries: Representative Hughes, in lieu of Representative Tauzin.

Page 22257

Tom Miller Dam: House passed H.R. 4877, to redesignate the Austin Dam located near Austin, Texas, as the "Tom Miller Dam".

Page 22257

Customs and Trade: House agreed to the conference report on H.R. 1594, to extend nondiscriminatory treatment to the products of the People's Republic of Hungary for 5 years—clearing the measure for the President.

Pages 22255, 22258

H. Res. 447, the rule waiving all points of order against consideration of the conference report, was agreed to earlier by a voice vote.

Page 22255

AIDS Prevention Act: House agreed to the conference report on S. 2240, to amend the Public Health Service Act to provide grants to improve the quality and avail-

ability of care for individuals and families with HIV disease.

House receded from its amendment to the title of the aforesaid bill—clearing the measure for Senate action.

Page 22265

Oil Pollution Limitations: By a recorded vote of 360 ayes, Roll No. 320, the House agreed to the conference report on H.R. 1465, to establish limitations on liability and damages resulting from oil pollution, and to establish a fund for the payment of compensation for damages.

Page 22283

H. Res. 452, the rule waiving certain points of order against consideration of the conference report, was agreed to by a voice vote. Earlier, agreed to order the previous question by a recorded vote of 281 ayes to 82 noes, Roll No. 319.

Page 22270

Late Reports: Committee on Science, Space, and Technology received permission to file the following reports during the district work period on the following bills: H.R. 2734, the National Ground Water Research Act of 1990; H.R. 37, to authorize the water resources research activities of the United States Geological Survey; H.R. 2984, the Global Change Research Act of 1990; H.R. 1268, the National Biological Diversity Conservation and Environmental Research Act; and H.R. 5155, the Indoor Quality Act of 1990.

Committee on Energy and Commerce received permission to have until midnight on August 31 to file a report on H.R. 5267, to amend the Communications Act of 1934 to provide increased consumer protection and to promote increased competition in the cable television and related markets; and

Pages 22283, 22301

Committee on Government Operations received permission to have until 6 p.m. on Friday, August 31, to file certain sundry reports.

Page 22301

Energy Policy: House passed and cleared for the President S. 2952, to amend the Energy Policy and Conservation Act to extend the authority for titles I and II.

Page 22300

Food and Agricultural Research: House passed S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices.

Page 22301

Agreed to the de la Garza motion to strike out all after the enacting clause of the bill and insert in lieu thereof the provisions contained in H.R. 3950, H.R. 3581, and H.R. 4077, as previously passed the House. Agreed to amend the title.

Page 22301

H.R. 3950 was laid on the table.

Page 22485

Armed Forces/Historical Collections: House passed H.R. 3762, to amend title 10, United States Code, to authorize certain services to be provided to the Armed Forces in connection with military historical collections.

Page 22485

Printing Resolutions: House agreed to the following two resolutions authorizing printing:

History and design of the Capitol: S. Con. Res. 118, to authorize the printing of a brochure describing the history, design, and functions of the United States Capitol as the seat of the legislative branch of the Government—clearing the measure; and

Page 22486

Understanding Congress: H. Con. Res. 338, authorizing the printing of the proceedings of the bicentennial research conference entitled "Understanding Congress".

Page 22486

Angolan Famine Relief: House agreed to H. Res. 446, expressing the sense of the House of Representatives that the Government of the People's Republic of Angola should put humanitarian needs above military goals.

Page 22486

Appeal Rights for Service Members: House agreed to the Senate amendment to H.R. 3086, to amend title 5, United States Code, to grant appeal rights to members of the excepted service affected by adverse personnel actions—clearing the measure for the President.

Page 22488

Excellence and Equity in Education: It was made in order that the Clerk be authorized to make certain corrections in the engrossment of the House amendment to S. 695, to promote excellence in American education by recognizing and rewarding schools, teachers, and students for their outstanding achievements, enhancing parental choice, and encouraging the study of science, mathematics, and engineering.

Page 22489

Neighborhod Crime Watch: House passed and cleared for the President S.J. Res. 296, designating August 7, 1990, as "National Neighborhood Crime Watch Day".

Page 22489

Home Health Week: House passed and cleared for the President S.J. Res. 343, to designate August 13 through August 19, 1990, as "Home Health Aide Week".

Page 22490

National Visitors' Month: House passed and cleared for the President S.J. Res. 248, to designate the month of September 1990 as "International Visitors' Month".

Page 22490

National Sarcoidosis Awareness Day: House passed H.J. Res. 519, designating April 16, 1990, as "National Sarcoidosis Awareness Day".

Page 22491

Agreed to the Sawyer amendment that changes the designated date to August 29, 1990.

Page 22492

Agreed to amend the title.

Page 22492

Irish-American Heritage Month: House passed H.J. Res. 482, designating March 1990 as "Irish American Heritage Month".

Page 22492

Agreed to the Sawyer amendment that changes the designated date to March 1991.

Page 22493

Agreed to amend the preamble and the title.

Page 22493

Drive for Life Weekend: House passed H.J. Res. 627, designating Labor Day weekend, September 1 through September 3, 1990, as "National Drive for Life Weekend".

Page 22493

Presidential Message—National Emergency Regarding Iraq: Read a message from the President wherein he transmits a report that he has exercised his statutory authority to declare a national emergency regarding Iraq—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 101–219).

Page 22494

Presidential Messages: Read the following messages from the President:

First regulatory program: Message wherein he transmits the Administration's first Regulatory Program—referred to the Committee on Government Operations;

Page 22495

Housing and community development: Message wherein he transmits the 13th annual report of the National Institute of Building Sciences for 1989—referred to the Committee on Banking, Finance and Urban Affairs; and

Page 22495

Federal conservation of petroleum and natural gas: Message wherein he transmits the 11th annual report describing Federal actions with respect to the conservation and use of petroleum and natural gas for calendar year 1989—referred to the Committee on Energy and Commerce.

Page 22495

Appointment of Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Hoyer to act as Speaker pro tempore and to sign enrolled bills and joint resolutions through September 5, 1990.

Page 22495

Breast Cancer: House agreed to the Senate amendment to H.R. 4790, to amend the Public Health Service Act to establish a program of grants for the detection and control of breast and cervical cancer—clearing the measure for the President.

Page 22512

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Page 22515

Quorum Calls—Votes: Nine yea-and-nay votes and four recorded votes developed during the proceedings of the House today and appear on pages 22131, 22172, 22173, 22178, 22179, 22181, 22195, 22248, 22250, 22251, 22283, and 22299. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 3:31 a.m. on Saturday, August 4.

Committee Meetings

TOBACCO CONTROL AND HEALTH PROTECTION ACT

Committee on Energy and Commerce: Subcommittee on Health and Environment began consideration of H.R. 5041, Tobacco Control and Health Protection Act.

SAFE DRINKING WATER PROGRAM

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on Problems in the Environmental Protection Agency's Safe Drinking Water Program. Testimony was heard from Richard L. Hembra, Director, Environmental Protection Lssues, GAO; Lajuana S. Wilcher, Assistant Administrator, Water, EPA; and Lewis Shaw, Deputy Commissioner, Environmental Quality Control, Department of Health and Environmental Control, State of South Carolina.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported amended the following bills: H.R. 3764, to amend the Wild and Scenic Rivers Act to designate certain segments of the Delaware River in the States of Pennsylvania and New Jersey as components of the National Wild and Scenic Rivers System; and H.R. 5063, Fort McDowell Indian Community Water Rights Settlement Act of 1990.

PUERTO RICO SELF-DETERMINATION ACT

Committee on Interior and Insular Affairs: Subcommittee on Insular and International Affairs approved for full Committee action amended H.R. 4765, Puerto Rico Self-Determination Act.

MISCELLANEOUS MEASURES; PRIVATE CLAIMS BILL

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved for full Committee action amended H.R. 5271, to authorize appropriations under the Legal Services Corporation.

The Subcommittee also held a hearing on H.R. 4500, to amend the Walsh-Healy Act to provide that contracts

for processed food will be covered by that Act. Testimony was heard from Representative Panetta; Samuel D. Walker, Acting Administrator, Wage and Hour Division, Employment Standards Administration, Department of Labor; and public witnesses.

The Subcommittee also considered a private claim bill.

DOD AUTHORIZATION

Committee on Rules: Granted a rule providing for the initial consideration of and providing two hours of general debate on H.R. 4739, Department of Defense Authorization Act, 1991. The rule provides two hours of general debate, to be equally divided and controlled by the Chairman and ranking minority member of the Committee on Armed Services. All points of order against consideration of the bill are waived. The rule makes in order the Armed Services committee amendment in the nature of a substitute now printed in the bill as original text for the purpose of amendment to be considered as having been read. All points of order against the substitute are waived. No amendment to the substitute is in order except those specified by this rule, the amendments printed in the report accompanying this resolution, or by subsequent order of the House. The amendments are to be considered in the order and manner specified. The amendments are not subject to amendment, except as specified, nor are they subject to a demand for a division of the question in the House or in the Committee of the Whole. Each amendment, except as otherwise provided, is debatable for 10 minutes, equally divided and controlled by the Chairman and ranking minority member of the Armed Services Committee, who may yield blocks of time. Any period of general debate specified in the rule is to be equally divided and controlled by the chairman and ranking minority member of the Armed Services Committee. All points of order against the amendments printed in the report are waived. It shall be in order to begin consideration of amendments as follows: (1) the amendments en bloc offered by Representative Aspin, and all points of order against the amendments en bloc are waived. The amendments en bloc are debatable for 40 minutes; (2) General debate of 1 hour on the subject of funding levels for SDI, followed by the following amendments: (a) Rep. Dornan; (b) Rep. Dellums; (c) Rep. Kyl; and (d) Rep. Bennett. If more than one of the amendments made in order in this area is adopted, only the last amendment adopted shall be considered as finally adopted and reported back to the House; (3) General debate of 30 minutes on SDI, followed by the amendment by Rep. Spratt; (4) General debate of 1 hour on the subject of an acquisition work force, followed by the following amendments: (a) Rep. Mavroules and (b) an amendment to the Mavroules amendment by Rep. Gilman; (5) General debate of 30 minutes on homeporting, followed by the following amendments: (a) Rep. Bennett and (b) a substitute amendment to the Bennett amendment by Rep. Molinari; and (6) General debate of 30 minutes on burdensharing, followed by the following amendments: (a) Rep. Martin of New York; (b) Rep. Bonior; and (c) Rep. Mrazek. The rule provides that after giving at least 1 hour notice, and after consultation with the ranking minority member, the Chairman, of the Armed Services Committee may request the Chair to recognize for the consideration of amendment groups in an order other than that prescribed by the rule. Finally, the rule provides that no further amendments are in order except as subsequently ordered by the House. Testimony was heard from Chairman Aspin and Representatives Bennett, Mavroules, Hertel, Hutto, Skelton, Dyson, Spratt, Ray, Hochbrueckner, Jones of North Carolina, AuCoin, Oakar, Dicks, Pease, Weiss, Sabo, Wyden, Dorgan of North Dakota, Frank, Slattery, Moody, Savage, Bryant, Boxer, Mrazek, Richardson, Levine of California, Traficant, Cardin, Nagel, Dickinson, Hopkins, Hunter, Dornan of California, Lent, Coughlin, Frenzel, Lagomarsino, Gilman, Porter, Martin of Illinois, Dreier of California, Shaw, Armey, Shays, Saiki, Buechner, and Molinari.

Joint Meetings

EMPLOYMENT-UNEMPLOYMENT

Joint Economic Committee: Committee concluded hearings on the employment-unemployment situation for July, after receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

CLEAN AIR

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 1630, to provide for attainment and maintenance of health protective national ambient air quality standards, but did not complete action thereon, and recessed subject to call.

♦♦♦♦♦♦♦♦♦♦♦♦

Saturday, August 4, 1990

Senate

Chamber Action

Routine Proceedings, pages 23122–23459

Measures Introduced: Ten bills and three resolutions were introduced as follows: S. 3001–3010 and S. Res. 321–323.

Page 23325

Measures Reported: Reports were made as follows:

S. 532, to amend the Congressional Budget Act of 1974 to provide that any concurrent resolution on the budget that contains reconciliation directives shall in-

clude a directive with respect to the statutory limit on the public debt, and for other purposes. (S. Rept. No. 101–428)

S. 3008, to exclude the Federal Hospital Insurance Trust Fund from the deficit calculation. (S. Rept. No. 101–429)

S. Res. 313, relating to Vladimir Tsivkin.

Page 23325

Measures Passed:

National Defense Authorizations Act: By 79 yeas to 16 nays (Vote No. 227), Senate passed S. 2884, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal years for the Armed Forces, after taking action on amendments proposed thereto, as follows:

Page 23122

Adopted:

(1) By 54 yeas to 44 nays (Vote No. 223), Bingaman Amendment No. 2588, to specify certain limitations on the use of funds for the SDI program.

Pages 23129, 23169

(2) By 97 yeas to 1 nay (Vote No. 224), Warner Amendment No. 2587, to express the sense of the Congress on Enhanced Theater Defense Systems.

Pages 23122, 23170

(3) Nunn (for Bryan) Amendment No. 2591, to provide for a study analyzing the merits of a dedicated NATO training facility within the United States.

Page 23180

(4) Warner (for Armstrong) Amendment No. 2592, to authorize the provision of medical supplies and other humanitarian assistance to the Lithuanian people to alleviate suffering during the current emergency.

Page 23180

(5) Nunn Amendment No. 2593, to make technical corrections.

Page 23184

Rejected:

(1) Bumpers Amendment No. 2589, to reduce funding for the Strategic Defense Initiative. (By 56 yeas to 41 nays (Vote No. 225), Senate tabled the amendment.)

Pages 23171, 23180

(2) Kerry Amendment No. 2590, to authorize the transfer of $400,000,000 of the funds authorized to be appropriated for the Strategic Defense Initiative for drug treatment, pregnant women, and veterans health programs. (By 54 yeas to 43 nays (Vote No. 226), Senate tabled the amendment.)

Page 23175

Withdrawn:

(1) Nunn (for Johnston) Amendment No. 2594, to revise the Strategic Environmental Research Program provisions.

Page 23187

(2) Warner Amendment No. 2482, expressing the sense of the Congress regarding greater utilization of the reserve components of the armed services.

Page 23122

(3) Nunn Amendment No. 2483 (to Amendment No. 2482), in the nature of a substitute. (The amendment fell, when Amendment No. 2482, listed above, was withdrawn.)

Page 23122

A unanimous-consent agreement was reached providing that when the Senate receives from the House the House companion measure, the National Defense Authorization Act, the Senate shall be deemed to have considered the bill, that all after the enacting clause be stricken and the text of S. 2884, as amended, be substituted in lieu thereof, that the bill be deemed to have been passed, that the Senate insist on its amendments and request a conference with the House thereon, and the Chair be authorized to appoint conferees on the part of the Senate.

Page 23211

National Defense Authorization: Senate passed S. 2905, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal years for the Armed Forces, after striking all after the enacting clause and inserting in lieu thereof, the text of S. 2884, National Defense Authorization Act, as amended.

Page 23278

National Defense Authorization: Senate passed S. 2906, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal years for the Armed Forces, after striking all after the enacting clause and inserting in lieu thereof, the text of S. 2884, National Defense Authorization Act, as amended.

Page 23278

National Guard/Reserve Initiative: Senate passed S. 2907, to provide for the utilization, force structure, and preservation of personnel of the Reserve components, for procurement for such components, after striking all after the enacting clause and inserting in lieu thereof, Title XIV of S. 2884, National Defense Authorization Act, as amended.

Page 23278

Military Personnel Transition Assistance: Senate passed S. 2908, to provide transition assistance for military personnel involuntarily discharged or released from active duty, after striking all after the enacting clause and inserting in lieu thereof, Sec. 621 and part E of Title VI of S. 2884, National Defense Authorization Act, as amended.

Page 23278

Nuclear Risk Reduction: Senate passed S. 2909, expressing the sense of Congress relating to the reduction of nuclear risk, requiring the Secretary of Defense to report on measures to reduce such risk, after striking all after the enacting clause and inserting in lieu thereof, Sec. 1213 of S. 2884, National Defense Authorization Act, as amended.

Page 23278

Department of Defense Drug Interdiction/Counter-Drug Authorization: Senate passed S. 2910, to authorize appropriations for fiscal year 1991 drug interdiction and counter-drug activities of the Department of Defense, to allow the Department of Defense to provide additional support to State and local agencies for such activities, after striking all after the enacting clause and inserting in lieu thereof, Title XI of S. 2884, National Defense Authorization Act, as amended.

Page 23279

Department of Defense/National Security Authorization: Senate passed S. 2911, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal years for the Armed Forces, after striking all after the enacting clause and inserting in lieu thereof, the text of S. 2884, National Defense Authorization Act, as amended.

Page 23279

Department of Defense Authorization: Senate passed S. 2912, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, to prescribe personnel strengths for such fiscal years for the Armed Forces, after striking all after the enacting clause and inserting in lieu thereof, Division A of S. 2884, National Defense Authorization Act, as amended.

Page 23279

Military Construction Authorization: Senate passed S. 2913, to authorize certain construction at military installations for fiscal year 1991, after striking all after the enacting clause and inserting in lieu thereof, Division B of S. 2884, National Defense Authorization Act, as amended.

Page 23279

National Defense Authorization: Senate passed S. 2914, to authorize funds for Department of Energy national security programs, the Defense Nuclear Facilities Safety Board, civil defense; to authorize expenditures by the Panama Canal Commission, after striking all after the enacting clause and inserting in lieu thereof, Division C of S. 2884, National Defense Authorization Act, as amended.

Page 23279

Strategic Environmental Research Program: Senate passed S. 2915, to amend title 10, United States Code, to require the Secretary of Defense to establish a strategic environmental research program, after striking all after the enacting clause and inserting in lieu thereof, Title X of S. 2884, National Defense Authorization Act, as amended.

Page 23279

Defense Acquisition Improvement: Senate passed S. 2916, to amend title 10, United States Code, to encourage the development and transfer of critical technologies and to improve acquisition activities of the Department of Defense, to authorize acquisitions and dispositions for the National Defense Stockpile for fiscal year 1991, after striking all after the enacting clause and inserting in lieu thereof, Title VIII of S. 2884, National Defense Authorization Act, as amended.

Page 23279

Department of Transportation Appropriations, 1991: Senate passed H.R. 5229, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1991, after agreeing to the committee amendments, and taking action on amendments proposed thereto, as follows:

Page 23280

Adopted:

(1) Lautenberg Amendment No. 2595, to make technical corrections.

Page 23293

(2) Lautenberg (for Ford) Amendment No. 2596, to develop and implement a system of manned auxiliary flight service stations.

Page 23294

(3) D'Amato (for Dole) Amendment No. 2597, to provide for the acquisition of right-of-way and other costs incurred in the construction of an improved interchange in Wichita, Kansas.

Page 23294

(4) D'Amato (for Murkowski) Amendment No. 2598, to restrict the use of funds for the construction or repair of any public building or public work in the United States or any possession of the United States with any contractor of a foreign country under certain circumstances.

Page 23295

(5) Heinz Amendment No. 2599, to strike Section 329 of the bill.

Page 23296

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators Lautenberg, Byrd, Harkin, Sasser, Mikulski, Inouye, D'Amato, Kasten, Domenici, Grassley, and Hatfield.

Page 23304

Defense Production Act Extension: Senate passed H.R. 5432, to extend the expiration date of the Defense Production Act of 1950.

Page 23386

Printing Resolution: Senate agreed to S. Res. 323, to authorize the printing of exhibition posters.

Page 23387

Federal Maritime Commission Authorizations: Committee on Commerce, Science, and Transportation was discharged from further consideration of H.R. 4009, to authorize appropriations for fiscal year 1991 for the Federal Maritime Commission, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof, the text of S. 2759, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 23387

Mitchell (for Breaux) Amendment No. 2600, in the nature of a substitute.

Page 23388

Vladimir Tsivkin: Senate agreed to S. Res. 313, relating to Vladimir Tsivkin.

Page 23393

Community Center Month: Committee on the Judiciary was discharged from the further consideration of S.J. Res. 357, to designate September 15, 1990 to October 15, 1990 as "Community Center Month", and the resolution was then passed.

Page 23394

National Give Kids a Fighting Chance Week: Committee on the Judiciary was discharged from the further consideration of H.J. Res. 515, designating the week beginning September 16, 1990, as "National Give Kids a Fighting Chance Week", and the resolution was then passed.

Page 23394

Subsequently, Committee on the Judiciary was discharged from further consideration of S.J. Res. 284, Senate companion measure, and the resolution was indefinitely postponed.

Page 23395

International Commercial Arbitration: Committee on Foreign Relations was discharged from the further consideration of H.R. 4314, to implement the Inter-American Convention on International Commercial Arbitration, and the bill was then passed.

Page 23395

Subsequently, S. 1941, Senate companion measure, was indefinitely postponed.

Page 23395

Tuberculosis Prevention Amendments: Committee on Labor and Human Resources was discharged from further consideration of H.R. 4273, to amend the Public Health Service Act to extend the program of grants for preventive health services with respect to tuberculosis, and the bill was then passed.

Page 23397

Constitution/Bill of Rights Education: Committee agreed to S. Con. Res. 123, to encourage State governments, local governments and local educational agencies to adopt a comprehensive curricular program which provides elementary and secondary students with a thorough knowledge of the history and principles of the Constitution and the Bill of Rights and which fosters civic competence and civic responsibility.

Page 23397

1890 Land-Grant Institutions Centennial Recognition Day: Senate agreed to S. Con. Res. 132, expressing the sense of the Congress that August 30, 1990, be observed as "1890 Land-Grant Institutions Centennial Recognition Day".

Page 23397

Greyhound Lines, Inc./Amalgamated Transit Union Negotiations: Senate agreed to S. Con. Res. 127, to express the sense of Congress that Greyhound Lines, Inc., and the Amalgamated Transit Union should pursue meaningful negotiations under the auspices of the Federal Mediation and Conciliation Service and the Secretary of Labor to resolve their dispute and restore vital transportation services to American communities, after agreeing to the following amendment proposed thereto:

Page 23398

Mitchell (for Kennedy) Amendment No. 2601, to modify the resolution.

Page 23398

Lithuanian Assistance: Senate passed S. 2757, to amend the Foreign Assistance Act of 1961 to authorize the provision of medical supplies and other humanitarian assistance to the Lithuanian people to alleviate suffering during the current emergency, after agreeing to a committee amendment in the nature of a substitute.

Page 23398

Federal Aviation/Civil Penalties: Senate passed H.R. 5131, to amend the Federal Aviation Act of 1958 to extend the civil penalty assessment demonstration program.

Page 23399

National Drive for Life Weekend: Senate passed H.J. Res. 627, designating Labor Day weekend, September 1 through September 3, 1990, as "National Drive for Life Weekend".

Page 23399

Mental Health Grants: Senate passed S. 2628, to amend the Public Health Service Act to reauthorize certain National Institute of Mental Health grants and to improve provisions concerning the State comprehensive mental health services plan, after agreeing to a committee amendment in the nature of a substitute.

Page 23400

Commissioned Corps of the Public Health Service: Senate passed S. 1963, to amend the Public Health Service Act to facilitate the revitalization of the Commissioned Corps of the Public Health Service, after agreeing to the following amendment proposed thereto:

Page 23401

Mitchell (for Kennedy) Amendment No. 2602, to award a grant rather than a contract for the construction of mouse breeding facilities.

Page 23401

National Center for Health Statistics: Senate passed S. 2632, to amend the Public Health Service Act to reauthorize the National Center for Health Statistics.

Page 23403

American Samoa/Minimum Wage: Committee on Labor and Human Resources was discharged from further consideration of S. 2930, to eliminate "substantial documentary evidence" requirement for minimum wage determination for American Samoa, and the bill was then passed.

Page 23403

Market Reform Act: Senate passed S. 648, to amend the Securities Exchange Act of 1934, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 23404

Mitchell (for Dodd) Amendment No. 2603, to specify the recordkeeping and reporting procedures applicable to certain associated persons.

Page 23406

Global Warming: Senate passed S. 324, to establish a national energy policy to reduce global warming, after agreeing to a committee amendment in the nature of a substitute, and the following amendments proposed thereto:

Page 23413

(1) Mitchell (for Pell) Amendment No. 2605, to provide for a United Nations Conference on Environment and Development.

Page 23424

(2) Mitchell (for Gore) Amendment No. 2606, to provide mechanisms for assisting U.S. manufacturers of energy-efficient and renewable energy technologies.

Page 23424

(3) Mitchell (for Lieberman) Amendment 2607, to establish a program to promote commercial application of fuel cell systems for the production of electricity by the demonstration of such systems in Federal buildings.

Page 23424

(4) Mitchell (for Domenici) Amendment No. 2608, to encourage geothermal small power production facilities.

Page 23425

(5) Mitchell (for Johnston) Amendment No. 2609 (to Amendment No. 2608), to remove size limitations for a period of two years on qualifying small power production facilities using waste as a primary energy source.

Page 23425

(6) Mitchell (for McClure) Amendment No. 2610 (to Amendment No. 2608), relating to construction of geothermal small power production facilities.

Page 23425

National Health Service Corps: Senate passed H.R. 4487, to amend the Public Health Service Act to revise and extend the program for the National Health Service Corps, and to establish certain programs of grants to the States for improving health services in the States, after striking all after the enacting clause, and inserting in lieu thereof, the text of S. 2617, Senate companion measure, after agreeing to the following amendment proposed thereto:

Page 23454

Mitchell (for Kennedy) Amendment No. 2604, in the nature of a substitute.

Page 23455

Subsequently, S. 2617 was indefinitely postponed.

Page 23459

Consumer Product Safety Commission Authorization: Senate disagreed to the amendments of the House to S. 605, to authorize appropriations for the Consumer Product Safety Commission, agreed to the request for a conference thereon, and appointed as conferees Senators Hollings, Bryan, Gore, Danforth, and Gorton.

Page 23389

Tongass Timber Reform Act: Senate insisted on its amendments to H.R. 987, to amend the Alaska National Interest Lands Conservation Act, to designate certain lands in the Tongass National Forest as wilderness, agreed to the request for a conference thereon, and appointed as conferees Senators Johnston, Bumpers, Ford, Bradley, Wirth, McClure, Murkowski, Wallop, and Garn.

Page 23389

Comprehensive AIDS Resources Emergency Act-Conference Report: Senate agreed to the conference report on S. 2240, to amend the Public Health Service Act to provide grants to improve the quality and availability of care for individuals and families with HIV disease.

Page 23389

Indian Law Enforcement Reform Act: Senate concurred in the House amendments to the Senate amendment to H.R. 498, to clarify and strengthen the authority for certain Department of the Interior law enforcement services, activities, and officers in Indian country.

Page 23393

Drug Treatment Waiting Period Reduction Grant Program Authorization: Senate concurred in the House amendments to S. 2461, to authorize appropriations to provide for and improve the drug treatment waiting period reduction grant program under the Public Health Service Act.

Page 23395

Measures Indefinitely Postponed: Senate indefinitely postponed further consideration of the following measures:

Certificate of Documentation: S. 1423, to authorize a certificate of documentation for the vessel *Job Site.*

Page 23389

Certificate of Documentation: S. 1855, to authorize a certificate of documentation for the vessel *Camelot.*
Page 23388

Certificate of Documentation: S. 1856, to authorize a certificate of documentation for the vessel *Sinbad.*
Page 23389

Certificate of Documentation: S. 2008, to authorize a certificate of documentation for the vessel *Pacific Pearl.*
Page 23389

Certificate of Documentation: S. 2076, to authorize a certificate of documentation for the vessel *Mariner III.*
Page 23389

Vessel License Prohibitions: S. 2180, to remove certain prohibitions to the licensing of a vessel for employment in the coastwise trade of the United States for the vessel *Arctic Sounder.*
Page 23388

Certificate of Documentation: S. 2404, to permit issuance of a certificate of documentation for employment in the coastwise trade of the United States for the vessel *Lady Rose Anne.*
Page 23389

Certificate of Documentation: S. 2498, to authorize a certificate of documentation for the vessel *Sea Devil.*
Page 23389

Certificate of Documentation: S. 2623, to authorize issuance of a certificate of documentation for employment in the coastwise trade of the United States, Great Lakes trade, and fisheries for the vessel *Rose.*
Page 23389

Certificate of Documentation: S. 2656, to authorize a certificate of documentation for the vessel *Pumpkin.*
Page 23389

Certificate of Documentation: S. 2660, to authorize a certificate of documentation for the vessel *Bounty.*
Page 23388

Certificate of Documentation: S. 2599, to authorize a certificate of documentation of the vessel *Angelos.*
Page 23388

Certificate of Documentation: S. 2714, to permit issuance of a certificate of documentation for employment in the coastwise trade of the United States for the vessel the *Solitaire.*
Page 23389

Messages From the House: Page 23324

Measures Referred: Page 23324

Measures Placed on Calendar: Page 23325

Measures Held at Desk: Page 23325

Executive Reports of Committees: Page 23325

Statements on Introduced Bills: Page 23325

Additional Cosponsors: Page 23348

Amendments Submitted: Page 23350

Authority for Committees: Page 23363

Additional Statements: Page 23364

Record Votes: Five record votes were taken today. (Total—227)
Pages 23170, 23179, 23278

Adjournment: Senate convened at 9 a.m., and in accordance with H. Con. Res. 360, adjourned at 6:20 p.m., until 10 a.m., on Monday, September 10, 1990. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 23459.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, September 5.

Committee Meetings

No meetings were scheduled.

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Wednesday, September 5, 1990

Senate

Chamber Action

Senate was not in session today. It will next meet on Monday, September 10, 1990, at 10 a.m.

Committee Meetings

PERSIAN GULF

Committee on Foreign Relations: Committee concluded hearings to review current U.S. policy in the Persian Gulf, after receiving testimony from James A. Baker III, Secretary of State.

NATIONAL DRUG STRATEGY

Committee on the Judiciary: Committee resumed hearings to review the national drug control strategy program, receiving testimony from Lee Brown, New York City Police Department, New York, New York; Daryl Gates, Los Angeles Police Department, Los Angeles, California; Beverly Chisholm, Eleonore Hutzel Recovery Center, Detroit, Michigan; and Mark Stern, Albert Einstein Medical Center, Philadelphia, Pennsylvania.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 5549–5553; and 4 resolutions, H.J. Res. 645–647, and H. Con. Res. 364 were introduced.

Page 23477

Reports Filed: Reports were filed as follows:

Report of the Committee on Government Operations entitled "The Agent Orange Coverup: A Case of Flawed Science and Political Manipulation" (H. Rept. 101–672, filed August 9);

Report of the Committee on Government Operations entitled "Stopping the Flood of Cocaine With Operation Snowcap: Is It Working?" (H. Rept. 101–673, filed August 14);

Report of the Committee on Government Operations entitled "AIDS Treatment and Care: Who Cares?" (H. Rept. 101–674, filed August 14);

Report of the Committee on Government Operations entitled "The Relationship Between State Assistance Programs and Federal Food Stamp Allocations: Two Case Studies" (H. Rept. 101–675, filed August 14);

Report of the Committee on Government Operations entitled "Immigration Limbo or the Plight of Foreign National Witnesses Used in Major Narcotic Prosecutions" (H. Rept. 101–676, filed August 14);

H.R. 4330, to establish school-based and higher education community service programs, and to establish youth service programs, amended (H. Rept. 101–677, Part I, filed August 15);

Report of the Committee on Government Operations entitled "Pluralism in Cultural Institutions Receiving Federal Funds" (H. Rept. 101–678, filed August 22);

Report of the Committee on Government Operations entitled "Programs Administered by the Bureau of Justice Assistance: Questionnaire Results Demonstrate Communication Breakdown" (H. Rept. 101–679, filed August 22);

H.J. Res. 226, to establish a national policy on permanent papers, amended (H. Rept. 101–680, Part I, filed August 22);

H.R. 4115, to authorize appropriations for certain ocean and coastal programs of the National Oceanic and Atmospheric Administration, amended (H. Rept. 101–519, Part II, filed August 30);

H.R. 489, to amend title 1 of the United States Code to define the type of adjournment that prevents the return of a bill by the President, and to amend the Rules of the House of Representatives to require the Clerk to make certain notifications to the Speaker, amended (H. Rept. 101–417, Part II); and

H.R. 5269, to control crime, amended (H. Rept. 101–681, Part I).

Page 23476

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Gephardt to act as Speaker pro tempore for today.

Page 23460

Referrals: Twenty Senate-passed measures were referred to the appropriate House committees.

Page 23471

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at noon and adjourned at 1:27 p.m.

Committee Meetings

PERSIAN GULF SITUATION

Committee on Foreign Affairs: On September 4, the Committee held a hearing on the situation in the Persian Gulf. Testimony was heard from James A. Baker III, Secretary of State.

IRAQI INVASION IMPACT

Committee on Government Operations: Held a hearing on the impact of the Iraqi invasion on U.S. energy and economic security. Testimony was heard from Representative Craig; John J. Easton, Jr., Assistant Secretary, International Affairs and Energy Emergencies, Department of Energy; Victor Rezendes, Director, Energy Issues, Resource, Community and Economic Development Division, GAO; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: On September 4, the Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 3513 and S. 1770, Shenandoah Valley Civil War Sites Study Act; H.R. 4107, to direct the Secretary of the Interior to permit certain uses of lands within Richmond National Battlefield Park and Colonial National Historical Park in the Commonwealth of Virginia; S. 2437, to authorize the acquisition of certain lands in the State of Louisiana for inclusion in the Vicksburg National Military Parks; H.R. 4660, to authorize the establishment of a memorial at Custer Battlefield National Monument to honor the Indians who fought in the Battle of the Little Bighorn; and S. 2597, to amend the Act of June 20, 1910, to clarify in the State of New Mexico authority to exchange lands granted by the United States in trust, and to validate prior land exchanges. Testimony was heard from Representatives Olin and Slaughter of Virginia; the following officials of the Department of the Interior: Dean Stepanek, Deputy Director, Bureau of Land Management; and Jerry Rogers, Associate Director, Cultural Resources, National Park Service; Elizabeth G. Helm, Mayor, Winchester, Virginia; and public witnesses.

NATIONAL CHILD SEARCH ASSISTANCE ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 4407, Na-

tional Child Search Assistance Act of 1990. Testimony was heard from Representative Erdreich; David F. Nemecek, Section Chief, National Crime Information Center, FBI, Department of Justice; and public witnesses.

NATIONAL TECHNOLOGY EXTENSION SERVICE ACT

Committee on Small Business: Held a hearing on H.R. 4659, National Technology Extension Service Act of 1990. Testimony was heard from Raymond Kammer, Deputy Director, National Institute of Standards and Technology, Department of Commerce; and public witnesses.

Joint Meeting

GLOBAL INDUSTRY

Joint Economic Committee: Committee held hearings to examine how to define national interests in an age of global industry, focusing on the relevance of corporate nationality, benefits and costs of foreign direct investment in the United States, U.S. multinational investment abroad, and the role of Japan, receiving testimony from Robert Reich, Harvard University, Cambridge, Massachusetts; Clyde V. Prestowitz, Economic Strategy Institute, Washington, D.C.; and Steven S. Cohen, University, of California, Berkeley, on behalf of the Berkeley Roundtable on the International Economy.

Hearings continue Thursday, September 13.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDRED FIRST CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 23 through August 31, 1990

	Senate	*House*	*Total*
Days in session	100	92	..
Time in session	881 hrs., 24′	586 hrs., 13′	..
Congressional Record:			
Pages of proceedings	12,670	7,174	19,844
Extensions of Remarks	..	2,730	2,730
Public bills enacted into law	67	75	142
Private bills enacted into law	..	1	1
Bills in conference	13	17	..
Measures passed, total	377	375	752
Senate bills	116	46	..
House bills	75	153	..
Senate joint resolutions	70	40	..
House joint resolutions	19	26	..
Senate concurrent resolutions	20	7	..
House concurrent resolutions	18	32	..
Simple resolutions	59	71	..
Measures reported, total	*334	*261	595
Senate bills	206	14	..
House bills	45	191	..
Senate joint resolutions	51	1	..
House joint resolutions	2	3	..
Senate concurrent resolutions	16	..	..
House concurrent resolutions	2	4	..
Simple resolutions	12	48	..
Special reports	6	16	..
Conference reports	..	10	..
Measures pending on calendar	192	57	..
Measures introduced, total	1,298	2,173	3,471
Bills	1,018	1,702	..
Joint resolutions	126	190	..
Concurrent resolutions	58	122	..
Simple resolutions	96	159	..
Quorum calls	3	17	..
Yea-and-nay votes	227	152	..
Recorded votes	..	151	..
Bills vetoed	..	3	..
Vetoes overridden	..	4	..

*These figures include all measures reported, even if there was no accompanying report. A total of 216 report has been filed in the Senate, a total of 287 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 23, through August 31, 1990

Civilian nominations, totaling 359 (and 79 nominations carried over from the first session), disposed of as follows:

Confirmed	291
Unconfirmed	137
Withdrawn	10

Civilian nominations (lists), totaling 1,270, disposed of as follows:

Confirmed	1,268
Unconfirmed	2

Air Force nominations, totaling 11,373 (and 27 nominations carried over from the first session), disposed of as follows:

Confirmed	11,373
Unconfirmed	27

Army nominations, totaling 10,519 (and 2,441 nominations carried over from the first session), disposed of as follows:

Confirmed	10,687
Unconfirmed	2,273

Navy nominations, totaling 10,387 (and 204 nominations carried over from the first session), disposed of as follows:

Confirmed	10,541
Unconfirmed	50

Marine Corps nominations, totaling 2,376 (and 11 nominations carried over from the first session), disposed of as follows:

Confirmed	2,387

Summary

Nominations carried over from the first session	2,762
Total nominations received this session	36,284
Total confirmed	36,547
Total unconfirmed	2,489
Total withdrawn	10

Thursday, September 6, 1990

Senate

Chamber Action

Senate was not in session today. It will next meet on Monday, September 10, 1990, at 10 a.m.

Committee Meeting

NATIONAL DRUG STRATEGY

Committee on the Judiciary: Committee concluded hearings to review the national drug control strategy program, after receiving testimony from William J. Bennett, Director, National Drug Control Policy.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 5554–5557; and 2 resolutions, H.J. Res. 648 and H. Con. Res. 365 were introduced.

Page 23502

Report Filed: One report was filed as follows: H.R. 5267, to amend the Communications Act of 1934 to provide increased consumer protection and to promote increased competition in the cable television and related markets, amended (H. Rept. 101–682).

Page 23502

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Bonior to act as Speaker pro tempore for today.

Page 23494

Joint Session: House agreed to H. Con. Res. 365, providing for a joint session of Congress to receive a message from the President.

Page 23495

Late Report: Committee on Energy and Commerce received permission to have until midnight tonight to file a report on H.R. 5267, to amend the Communications Act of 1934 to provide increased consumer protection and to promote increased competition in the cable television and related markets.

Page 23497

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 10:00 a.m. and adjourned at 11:05 a.m.

Committee Meetings

SERVICE SCHOOLS

Committee on Armed Services: Military Education Panel held a hearing on low- and mid-intensity conflict curriculums at intermediate-level service schools. Testimony was heard from Brig. Gen. John E. Miller, USA, Assistant Commandant, Army Command and General Staff College; Capt. Elizabeth Wiley, Dean, Naval War College; Brig. Gen. Phillip Ford, Commandant, Air Command and General Staff College; and Col. David A. Vetter, Director, Marine Corps Command and Staff College.

MAIL DELIVERY STANDARDS

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture held a hearing on Slower 1st-Class Mail Delivery Standards. Testimony was heard from Anthony M. Frank, Postmaster General, U.S. Postal Service; the following officials of the U.S. Postal Rate Commission: Robert H. Cohen, Director, Office of Technical Analysis and Planning; and Stephen A. Gold, Director, Office of Consumer Advocate; and public witnesses.

MINING EXPLORATION AND DEVELOPMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held a hearing on H.R. 3866, Mining Exploration and Development Act of 1990. Testimony was heard from James Duffus, III, Director, Natural Resources Management Issues, GAO; Cy Jamison, Director, Bureau of Labor Management, Department of the Interior; George M. Leonard, Associate Chief, Forest Service, USDA; and public witnesses.

MISCELLANEOUS MEASURES; RED ROCK CANYON NATIONAL CONSERVATION AREA

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action amended the following bills: H.R. 4660, to authorize the establishment of a memorial at Custer Battlefield National Monument to honor the Indians who fought in the Battle of the Little Bighorn; H.R. 4878, to establish the Lake Meredith National Recreation Area in the State of Texas; H.R. 4107, to direct the Secretary of the Interior to permit certain uses of lands within Richmond National Battlefield Park and Colonial National Historical Park in the Commonwealth of Virginia; H.R. 4914, to amend the National Parks and Recreation Act of 1978 to authorize the Secretary of the Interior to exchange city-owned lands in Los Angeles, CA, with public lands managed by the Bureau of Land Management in Nevada; H.R. 4309, Smith River National Recreation Area Act; and H.R. 4019, Michigan Scenic Rivers Act of 1990.

The Subcommittee also held a hearing on H.R. 4559, to establish the Red Rock Canyon National Conservation Area. Testimony was heard from Dean Stepanek, Deputy Director, Bureau of Land Management, Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property, and the Administration of Justice held a hearing on the following bills: H.R. 5381, to implement certain proposals of the Federal Courts Study Committee; and H.R. 3898, Civil Justice Reform Act of 1990. Testimony was heard from Joseph Weis, Jr., Senior Judge, U.S. Court of Appeals for the 3rd Circuit; Robert Peckham, Senior Judge, Northern District of California; Deanell Tacha, Judge; and Diana Murphy, Judge, both with U.S. Court of Appeals for the 10th Circuit; Stuart Gerson, Assistant Attorney General, Civil Division, Department of Justice; and public witnesses.

GUN-FREE SCHOOL ZONE ACT

Committee on the Judiciary: Subcommittee on Crime held a hearing on H.R. 3757, Gun-Free School Zone Act of 1990. Testimony was heard from Richard Cook, Chief, Firearms Division Law Enforcement, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; and public witnesses.

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Monday, September 10, 1990

Senate

Chamber Action

Routine Proceedings, pages 23514–23600

Measures Introduced: Eight bills and one resolution were introduced as follows: S. 3011–3018, and S.J. Res. 361.

Page 23570

Measures Reported: Reports were made as follows:

Reported on Thursday, August 30, during the adjournment:

H.R. 2809, to provide for the transfer of certain lands to the State of California, with an amendment in the nature of a substitute. (S. Rept. No. 101–430)

S. 1918, to provide for Federal recognition of the Jena Band of Choctaws of Louisiana, with an amendment in the nature of a substitute. (S. Rept. No. 101–431)

Special Report Relating to Civil Contempt in the Federal Courts. (S. Rept. No. 101–432)

S. 1829, to amend the Controlled Substances Act to further restrict the use of steroids and human growth hormones, with an amendment in the nature of a substitute. (S. Rept. No. 101–433)

S. 1931, to prevent the discharge in a chapter 13 bankruptcy proceeding of certain debts arising out of the debtor's operation of a motor vehicle while legally intoxicated, with an amendment in the nature of a substitute. (S. Rept. No. 101–434)

S. 2600, to combat homelessness through the establishment of housing-based family support centers, through the provisions of housing-based services to elderly individuals with chronic and debilitating illnesses and conditions, through the provision of residence-based outpatient mental health services, and through the use of grants for the improvement of community development corporations, with an amendment in the nature of a substitute. (S. Rept. No. 101–435)

S. 2863, to amend the Stewart B. McKinney Homeless Assistance Act and the Public Health Service Act to reauthorize certain health, education, training, and community services programs, with an amendment in the nature of a substitute. (S. Rept. No. 101–436)

S. 2835, to amend the Balanced Budget and Emergency Deficit Control Act of 1985 to require the President and Congress to set, on an annual basis, the ratio of defense versus nondefense spending reductions required under sequestration. (S. Rept. No. 101–437)

S. 3011, to amend the Congressional Budget Act to create a functional category for gross interest on public debt. (S. Rept. No. 101–438)

S. 1660, relating to telephone operator consumer services, with an amendment in the nature of a substitute. (S. Rept. No. 101–439)

S. 1884, to promote the use of recycled materials derived from municipal refuse, with an amendment in the nature of a substitute. (S. Rept. No. 101–440)

S. 1933, to provide for the minting of coins in commemoration of the bicentennial of the death of Benjamin Franklin and to enact a fireservice bill of rights and programs to fulfill those rights, with an amendment in the nature of a substitute. (S. Rept. No. 101–441)

S. 2170, to prescribe the conditions under which contractors receiving operating-differential subsidy of their affiliates may engage in coastswise or intercoastal trade, with amendments. (S. Rept. No. 101–442)

S. 2516, to augment and improve the quality of international data compiled by the Bureau of Economic Analysis under the International Investment and Trade in Services Survey Act by allowing that agency to share statistical establishment list information compiled by the Bureau of the Census, with amendments. (S. Rept. No. 101–443)

S. 2760, to authorize appropriations for fiscal year 1991 for the Maritime Administration, with an amendment in the nature of a substitute. (S. Rept. No. 101–444)

S. 2782, to amend the Coastal Zone Management Act of 1972 to authorize appropriations for fiscal years 1991 through 1995 and to require State coastal zone manage-

ment agencies to prepare and submit for the approval of the Secretary of Commerce programs for the improvement of coastal zone water quality, with amendments. (S. Rept. No. 101–445)

S. 2789, to authorize appropriations for the Earthquake Hazards Reduction Act of 1977, with amendments. (S. Rept. No. 101–446)

S. 2851, to alter the Federal rules applicable to commercial air carriers at high density traffic airports, with an amendment in the nature of a substitute. (S. Rept. No. 101–447)

S. 2933, to amend title 49, United States Code, regarding the collection of overpayments of undercharges on shipments via motor common carriers of property and nonhousehold goods freight forwarders, with amendments. (S. Rept. No. 101–448)

S. 2936, to amend the Hazardous Materials Transportation Act to authorize appropriations for fiscal years 1990, 1991, and 1992, with amendments. (S. Rept. No. 101–449)

S. 3012, to amend the Independent Safety Board Act of 1974 to authorize appropriations for fiscal years 1991, 1992, and 1993. (S. Rept. No. 101–450)

S.J. Res. 355, to express appreciation for the benefit brought to the Nation by Amtrak during its 20 years of existence. (S. Rept. No. 101–451)

H.R. 4522, to improve the information available to emergency response personnel in the field. (S. Rept. No. 101–452)

H.J. Res. 520, granting the consent of Congress to amendments to the Washington Metropolitan Area Transit Regulation Compact.

S. 2793, to amend the United States Institute of Peace Act to honor the memory of the late Spark M. Matsunaga, United States Senator from the State of Hawaii, with an amendment in the nature of a substitute.

Reported today:

S. 2442, to amend the Occupational Safety and Health Act of 1970 to expand the rights of victims of occupational safety and health hazards, with an amendment in the nature of a substitute. (S. Rept. No. 101–453)

S. 1957, to provide for the efficient and cost effective acquisition of nondevelopmental items for federal agencies, with an amendment in the nature of a substitute. (S. Rept. No. 101–454)

Page 23569

Measures Passed:

Joint Session: Senate agreed to H. Con. Res. 365, providing for a joint session of Congress to receive a message from the President.

Page 23600

Treasury-Postal Service Appropriations, 1990: Senate began consideration of23675 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1991, agreeing to committee amendments, and taking action of amendments proposed thereto, as follows:

Pages 23518, 23536, 23564

Adopted:

(1) Glenn/Roth Amendment No. 2612 (to committee amendment beginning on page 94 between lines 19 and 20), to establish a Federal pay system with locality-based adjustments.

Page 23537

(2) DeConcini (for Mitchell/Cohen) Modified Amendment No. 2611, to raise the amount of reimbursement funding for Presidential protection assistance in Maine.

Pages 23540, 23547

(3) DeConcini Amendment No. 2613, to make technical corrections.

Page 23540

(4) DeConcini Modified Amendment No. 2614 (to committee amendment beginning on page 92, line 13), to provide for Federal law enforcement pay reform.

Page 23541

(5) Hollings Amendment No. 2615, to increase by 10 the number of full-time U.S. Customs inspectors in the Charleston, South Carolina District.

Page 23548

(6) DeConcini (for Biden) Amendment No. 2616, to establish a Technology Research and Development Center within the Office of National Drug Control Policy.

Page 23548

(7) DeConcini/Dominici Amendment No. 2617, to direct the General Services Administration to maintain the vehicle rental rates and per mile rates charged to schools and dormitories funded by the Bureau of Indian Affairs.

Page 23549

(8) Cochran (for Dominici) Amendment No. 2618, to include an exemption for intelligence community personnel from certification requirements of detailee positions.

Page 23550

(9) DeConcini (for Mikulski) Amendment No. 2619, to provide that Federal employees may participate in State and local government programs encouraging the use of public transportation.

Page 23551

(10) DeConcini Modified Amendment No. 2620, expressing the sense of the Senate on burdensharing in the Persian Gulf.

Page 23554

(11) Helms Amendment No. 2621, to authorize the provision of free mailing privileges for members of the Armed Forces who are participants in a temporary overseas deployment for an operational contingency in arduous circumstances.

Page 23555

(12) DeConcini (for Cranston) Amendment No. 2622 (to Amendment No. 2621), to apply the provisions to military personnel participating in "Operation Desert Shield".

Page 23556

(13) Cochran (for Durenberger/Boschwitz) Amendment No. 2623, to increase the funding available for construction of the Minneapolis, Minnesota, Federal Building and U.S. Courthouse Annex.

Page 23557

(14) Cochran/Burdick Amendment No. 2624, to prohibit the use of funds to pay the salaries of personnel at the Office of Management and Budget who withhold, or fail to make available, funds made available by law needed to eliminate the backlog of applications for insured loans by the Rural Electrification Administration.

Page 23559

Pending:

Heinz/Bond Amendment No. 2625, to express the sense of the Senate that Saddam Hussein should be tried for war crimes in the event of hostilities between the government of Iraq and the United States.

Page 23563

A unanimous-consent agreement was reached providing for consideration of certain amendments to be proposed to the bill.

Page 23564

Senate will continue consideration of the bill and amendments to be proposed thereto, on Tuesday, September 11.

Pages 23564, 23600

Presidential Messages: Senate received the following messages from the President of the United States:

Received on Thursday, August 9, 1990, during the adjournment of the Senate:

(1) Reporting to Congress on the National emergency with respect to Iraq, which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–138)

Page 23564

(2) Notification of deployment of U.S. troops under the War Powers Act, which was referred to the Committee on Foreign Relations. (PM–139)

Page 23565

Received today:

(1) Transmitting the annual report of the National Endowment for the Arts, which was referred to the Committee on Labor and Human Resources. (PM–140)

Page 23565

(2) Transmitting the budget sequester amounts for each program, project, and activity information required by section 252(a)(5) of the Balanced Budget and Emergency Deficit Control Act of 1985 (Public Law 99–177), as amended, which was referred jointly to the Committee on Appropriations, Committee on the Budget, Committee on Agriculture, Nutrition, and Forestry, Committee on Armed Services, Committee on Banking, Housing, and Urban Affairs, Committee on Commerce, Science, and Transportation, Committee on Energy and Natural Resources, Committee on Environment and Public Works, Committee on Finance, Committee on Foreign Relations, Committee on Governmental Affairs, Committee on the Judiciary, Committee on Labor and Human Resources, Committee on Rules and Administration, Committee on Small Business, Committee on Veterans' Affairs, Select Committee on Intelligence, Select Committee on Indian Affairs, and the Special Committee on Aging. (PM–141)

Page 23565

Executive Report of a Committee: The following executive report of a committee was received:

Received on Thursday, August 30, 1990, during the adjournment of the Senate:

Convention against Torture and other Cruel, Inhuman or Degrading Treatment or Punishment, with 3 reservations, 8 understandings and 2 declarations.

Page 23570

Nominations Confirmed: Senate confirmed the following nominations:

Graham C. Mullen, of North Carolina, to be United States District Judge for the Western District of North Carolina.

Gilberto Guardia Fabrega, a citizen of the Republic of Panama, to be Administrator of the Panama Canal Commission.

Page 23614

Nominations Received: Senate received the following nominations:

G. Philip Hughes, of Virginia, to be Ambassador to Barbados, and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Commonwealth of Dominica, Ambassador Extraordinary and Plenipotentiary of the United States of America to Saint Lucia, and Ambassador Extraordinary and Plenipotentiary of the United States of America to Saint Vincent and the Grenadines.

George Fleming Jones, of Texas, to be Ambassador to the Co-operative Republic of Guyana.

William H.G. Fitzgerald, of the District of Columbia, to be a Member of the Board of Directors of the African Development Foundation for a term expiring February 9, 1996.

Barry Zorthian, of the District of Columbia, to be a Member of the Board for International Broadcasting for a term expiring May 20, 1992.

James O. Mason, of Utah, to be Representative of the United States on the Executive Board of the World Health Organization.

The following named persons to be Members of the United States Advisory Commission on Public Diplomacy for terms expiring July 1, 1991:

William J. Hybl, of Colorado, vice Richard M. Scaife, term expired.

Richard B. Stone, of the District of Columbia, vice E. Robert Wallach, term expired.

Jeanne S. Archibald, of Virginia, to be General Counsel for the Department of the Treasury.

James B. Loken, of Minnesota, to be United States Circuit Judge for the Eighth Circuit.

Linda A. Akers, of Arizona, to be United States Attorney for the District of Arizona for the term of four years.

Kenneth W. Sukhia, of Florida, to be United States Attorney for the Northern District of Florida for the term of four years.

Todd W. Dillard, of Maryland, to be United States Marshal for the Superior Court of the District of Columbia for the term of four years.

Craig R. Helsing, of the District of Columbia, to be an Assistant Secretary of Commerce.

Joan R. Challinor, of the District of Columbia, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term of six years.

Richard A. Claytor, of California, to be an Assistant Secretary of Energy (Defense Programs).

Frederick Porter Hitz, of Virginia, to be Inspector General, Central Intelligence Agency.

7 Air Force nominations in the rank of general.

21 Army nominations in the rank of general.

6 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Foreign Service, Navy, and Marine Corps.

Page 23600

Nominations Withdrawn: Senate received notification of the withdrawal of the following nominations:

Col. Thomas M. Crean, USA, and Col. Kenneth D. Gray, USA, each to be a Permanent Brigadier General, which were sent to the Senate on July 24, 1989.

Page 23614

Messages From the President: Page 23565

Messages From the House: Page 23566

Measures Referred: Page 23566

Measures Placed on Calendar: Page 23567

Communications: Page 23567

Executive Reports of Committees: Page 23570

Statements on Introduced Bills: Page 23570

Additional Cosponsors: Page 23573

Amendments Submitted: Page 23577

Notices of Hearings: Page 23594

Authority for Committees: Page 23595

Additional Statements: Page 23595

Recess: Senate convened at 10 a.m., and recessed at 7:09 p.m., until 8:30 a.m., on Tuesday, September 11, 1990. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 23600.)

Committee Meetings

CAPITAL STANDARDS

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to review accounting and capital standards for Federally insured depository institutions and the differences in these standards among the Federal banking and thrift supervisory agencies, receiving testimony from Timothy Ryan, Director, Office of Thrift Supervision, and Robert L. Clarke, Comptroller of the Currency, both of the Department of the Treasury; L. William Seidman, Chairman, Federal Deposit Insurance Corporation; Wayne D. Angell, Member, Board of Governors, Federal Reserve System; and Richard C. Breeden, Chairman, Securities and Exchange Commission.

Hearings were recessed subject to call.

NATIONAL COUNCIL ON EDUCATIONAL GOALS

Committee on Labor and Human Resources: Subcommittee on Education, Arts and Humanities resumed hearings on S. 2034, to authorize funds to establish a National Council on Educational Goals to issue an annual national report card measuring educational achievement of both students and schools, receiving testimony from Christopher T. Cross, Assistant Secretary of Education for Educational Research and Improvement; Erling Clausen, Berkeley Heights School District, Berkeley Heights, New Jersey, on behalf of the American Association of School Administrators; Millie Waterman, Mentor, Ohio, on behalf of the National Parent Teachers Association Board of Directors; Martha C. Fricke, Ashland, Nebraska, on behalf of the National School Boards Association; and Preston Kronkosky, Southwest Education Development Laboratory, Austin, Texas.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 5558–5565; 1 private bill, H.R. 5566; and 3 resolutions, H.J. Res. 649, and H. Con. Res. 366–367 were introduced.

Page 23677

Reports Filed: Reports were filed as follows:

H.R. 3764, to amend the Wild and Scenic Rivers Act to designate certain segments of the Delaware River in the States of Pennsylvania and New Jersey as components of the national wild and scenic rivers system, amended (H. Rept. 101–683);

H.R. 4632, to amend title 14, United States Code, to impose penalties for inducing the Coast Guard to render

aid under false pretenses, to impose liability for costs incurred by the Coast Guard in rendering that aid, and to authorize appropriations for use for acquiring direction finding equipment for the Coast Guard, amended (H. Rept. 101–684);

H.R. 2335, to provide Federal recognition for the Lumbee Tribe of North Carolina, amended (H. Rept. 101–685);

H.R. 3618, to authorize the lease of lands on the Mille Lacs Indian Reservation for a term not to exceed 99 years, amended (H. Rept. 101–686);

H.R. 3703, to authorize the Rumsey Indian Rancheria to convey a certain parcel of land (H. Rept. 101–687);

Report from the Committee on Government Operations entitled "Are Scientific Misconduct and Conflicts of Interest Hazardous to Our Health?" (H. Rept. 101–688);

H.R. 4985, to designate the Federal building located at 51 Southwest 1st Avenue in Miami, Florida, as the "Claude Pepper Federal Building" (H. Rept. 101–689);

H. Res. 402, designating two House of Representatives office buildings as the "Thomas P. O'Neill, Jr. House of Representatives Office Building", and the "Gerald R. Ford House of Representatives Office Building", respectively (H. Rept. 101–690);

H.R. 467, to provide for a waiting period before the purchase of a handgun, amended (H. Rept. 101–691); and

H.R. 5269, to control crime, amended (H. Rept. 101–681, Part II).

Page 23677

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Mazzoli to act as Speaker pro tempore for today.

Page 23615

Presidential Messages: Read the following messages from the President:

Initial sequester report: Message wherein he transmits the program, project, and activity information required under the Balanced Budget and Emergency Deficit Control Act of 1985—referred to the Committee on Appropriations and ordered printed (H. Doc. 101–232); and

Arts and humanities: Message wherein he transmits the annual report of the National Endowment for the Arts for fiscal year 1989—referred to the Committee on Education and Labor.

Page 23618

Suspensions: House agreed to suspend the rules and pass the following measures:

New Mexico land exchange: S. 2597, to amend the Act of June 20, 1910, to clarify in the State of New Mexico authority to exchange lands granted by the United States in trust, and to validate prior land exchanges—clearing the measure for the President;

Page 23618

Delaware River: H.R. 3764, amended, to amend the Wild and Scenic Rivers Act to designate certain segments of the Delaware River in the States of Pennsylvania and New Jersey as components of the national wild and scenic rivers system;

Page 23621

JFK Performing Arts Center: H.R. 5070, amended, to amend the John F. Kennedy Center Act to authorize appropriations for maintenance, repair, alteration and other services necessary for the John F. Kennedy Center for the Performing Arts;

Page 23628

Claude Pepper building: H.R. 4985, to designate the Federal building located at 51 Southwest 1st Avenue in Miami, Florida, as the "Claude Pepper Federal Building";

Page 23630

House office building designations: H. Res. 402, designating two House of Representatives office buildings as the "Thomas P. O'Neill, Jr. House of Representatives Office Building" and the "Gerald R. Ford House of Representatives Office Building", respectively;

Page 23632

White House small business conference: H.R. 4773, amended, to authorize the President to call and conduct a National White House Conference on Small Business;

Page 23635

Cable television consumer protection: H.R. 5267, amended, to amend the Communications Act of 1934 to provide increased consumer protection and to promote increased competition in the cable television and related markets;

Page 23639

Low-income housing preservation: H.R. 5558, to provide for the temporary extension of certain programs relating to housing and community development; and

Page 23657

Coast Guard penalties: H.R. 4632, amended, to amend title 14, United States Code, to impose penalties for inducing the Coast Guard to render aid under false pretenses, to impose liability for costs incurred by the Coast Guard in rendering that aid, and to authorize appropriations for use for acquiring direction finding equipment for the Coast Guard.

Page 23660

Hotel and Motel Fire Safety: House voted to suspend the rules and agree to the amendment of the Senate to H.R. 94, to amend the Federal Fire Prevention and Control Act of 1974 to allow for the development and issuance of guidelines concerning the use and installation of automatic sprinkler systems and smoke detectors in places of public accommodation affecting commerce—clearing the measure for the President.

Page 23624

Department of Defense Authorization: House agreed to H. Res. 457, providing for the consideration of H.R. 4739, to authorize appropriations for fiscal year 1991 for

military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

Page 23662

Historically Black Colleges Week: House passed S.J. Res. 285, to designate the period commencing September 9, 1990, and ending September 15, 1990, as "National Historically Black Colleges Week"—clearing the measure for the President.

Page 23667

Rehabilitation Week: House passed S.J. Res. 279, to designate the week of September 16, 1990, through September 22, 1990, as "National Rehabilitation Week"—clearing the measure for the President.

Page 23668

Polish American Heritage Month: House passed S.J. Res. 289, to designate October 1990 as "Polish American Heritage Month"—clearing the measure for the President.

Page 23668

Crime Prevention Month: House passed S.J. Res. 309, designating the month of October 1990 as "Crime Prevention Month"—clearing the measure for the President.

Page 23669

Quorum Calls—Votes: There were no quorum calls or votes during proceedings of the House today.

Adjournment: Met at noon and adjourned at 4:55 p.m.

Committee Meetings

DISPOSITION OF ASSETS

Committee on Banking, Finance and Urban Affairs: On September 7, the Subcommittee on Financial Institutions Supervision, Regulation and Insurance, Resolution Trust Corporation Task Force held a hearing on natural, cultural, and recreational resources as it relates to the disposition of assets. Testimony was heard from S. Scott Sewell, Principal Deputy Assistant Secretary, Fish, Wildlife and Parks, Department of the Interior; David C. Cooke, Executive Director, Resolution Trust Corporation; Peter Monroe, President, Resolution Trust Corporation Oversight Board; Dinah Bear, General Counsel, Council on Environmental Quality; and public witnesses.

REFINERY CAPACITY

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on "Refinery Capacity and the Price of Gasoline and Heating Oil." Testimony was heard from Calvin Kent, Administrator, Energy Information Administration, Department of Energy; and public witnesses.

MEDICAID BUDGET INITIATIVES

Committee on Energy and Commerce: Subcommittee on Health and the Environment held a hearing on Medicaid Budget Initiatives. Testimony was heard from Representatives Swift, Cooper, Sabo, Kennelly, Slattery, Hall of Ohio, Weiss and Durbin; Gail R. Wilensky, Administrator, Health Care Financing Administration, Department of Health and Human Services; David N. Dinkins, Mayor, City of New York; and public witnesses.

Hearings continue September 14.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 5507, regarding the Early Winters Resort; H.R. 5428, to designate certain public lands in the State of Illinois as wilderness; and H.R. 4630, Cochiti Land Exchange Act of 1990. Testimony was heard from Representative Morrison of Washington and Poshard; Larry Henson, Associate Deputy Chief, Forest Service, USDA; and public witnesses.

SURPLUS VESSEL ACT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on H.R. 5118, to deem certain national defense reserve vessels surplus property, to direct the Administrator of General Services to dispose of those vessels by selling them for scrapping in the United States (Surplus Vessel Act of 1990). Testimony was heard from Representatives Wyden and Broomfield; Robert E. Martinez, Deputy Administrator, Maritime Administration, Department of Transportation; VAdm. Stanley R. Arthur, USN, Deputy Chief of Naval Operations for Logistics, Office of the Chief of Naval Operations, Department of the Navy, Department of Defense; Larry Liberatore, Director, Office of Maritime Safety Standards, Directorate of Safety Standards Programs, Occupational Safety and Health Administration, Department of Labor; Stanley M. Duca, Director, Property Management Division, Federal Supply Service, GSA; and public witnesses.

♦♦♦♦♦♦♦♦♦♦♦♦

Tuesday, September 11, 1990

Senate

Chamber Action

Routine Proceedings, pages 23703–23786

Measures Introduced: Ten bills were introduced as follows: S. 3019–3028.

Page 23762

Measures Reported: Reports were made as follows:

S. 2287, to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, and research and program management, and for other purposes, with an amendment in the nature of a substitute. (S. Rept. No. 101–455)

Page 23762

39-059 O-94-19 (Pt. 27)

Measures Passed:

Treasury-Postal Service Appropriations, 1991: By 93 yeas to 6 nays (Vote No. 231), Senate passed of H.R. 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1991, after taking action of amendments proposed thereto, as follows:

Page 23718

Adopted:

(1) By 97 yeas to 2 nays (Vote No. 230), Heinz/Bond Modified Amendment No. 2625, to express the sense of the Senate that Saddam Hussein should be tried for war crimes in the event of hostilities between the government of Iraq and the United States.

Pages 23718, 23746

(2) Bradley Amendment No. 2626, to urge the submission of the Convention on the Rights of the Child to the Senate for its advice and consent to ratification.

Pages 23719, 23743

(3) DeConcini (for Pryor/Grassley) Amendment No. 2627, to provide that certain agreements of nondisclosure of information by Federal personnel shall contain certain provisions.

Page 23721

Rejected:

Helms Amendment No. 2628 (to Amendment No. 2626), to interpret the word "child". (By 63 yeas to 36 nays (Vote No. 229), Senate tabled the amendment.)

Pages 23722, 23742

During consideration of this bill today, the following action also occurred:

By 35 yeas to 64 nays (Vote No. 228), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive the Congressional Budget Act of 1974 with respect to consideration of Glenn Amendment No. 2629, to provide appropriations for employing additional collection personnel in the Internal Revenue Service. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 23726

Senate insisted on its amendments, requested a conference with the House thereon, and appointed as conferees Senators DeConcini, Mikulski, Kerrey, Byrd, Domenici, D'Amato, and Hatfield, and for sole consideration of amendments relating to Federal pay reform: Senators Glenn, Pryor, Roth, and Stevens.

Page 23751

Winter Wheat Acreage Limitation: Senate passed S. 3024, to require the Secretary of Agriculture to announce an acreage limitation program for the 1991 crop of winter wheat, after agreeing to the following amendment proposed thereto:

Page 23778

Mitchell (for Kerry/Exon/Conrad/Daschle) Amendment No. 2633, to express the sense of the Congress on a paid land diversion program for the 1991 crop of wheat.

Page 23778

Direction Regarding Export Enhancement Program: Senate passed S. 3023, to direct the Secretary of Agriculture to target Export Enhancement Program funds on the basis of whether or not the countries the U.S. is competing with have reduced plantings of the commodity in question an amount equal to the planting reductions in the U.S.

Page 23781

Oil and Gas Lease Reinstatement: Senate passed S. 1805, to authorize the Secretary of the Interior to reinstate oil and gas lease LA 033164, after agreeing to a committee amendment in the nature of a substitute.

Page 23783

Private Relief: Senate passed S. 2680, to provide for the relief of certain persons in Stone County, Arkansas, deprived of property as a result of a 1973 dependent resurvey by the Bureau of Land Management, after agreeing to a committee amendment in the nature of a substitute.

Page 23783

Mississippi River Corridor Study Commission: Senate passed H.R. 2174, to provide for the establishment of the Mississippi River Corridor Study Commission.

Page 23784

Natchez National Historical Park Acquisition: Senate passed H.R. 4501, to provide for the acquisition of the William Johnson House and its addition to the Natchez National Historical Park.

Page 23784

California Land Transfer: Senate passed H.R. 2809, to provide for the transfer of certain lands to the State of California, after agreeing to a committee amendment in the nature of a substitute.

Page 23784

District of Columbia Appropriations, 1990: Senate began consideration of H.R. 5311, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991, after agreeing to committee amendments, and taking action on amendments proposed thereto, as follows:

Page 23751

Adopted:

(1) Adams Amendment No. 2630, of a technical nature.

Page 23758

(2) Adams Amendment No. 2631, of a technical nature.

Page 23758

Pending:

Armstrong Amendment No. 2632, to allow organizations in the Nation's Capital to exclude adult homo-

sexuals from certain programs and activities that involve juveniles.

Page 23758

Senate will continue consideration of the bill and amendments to be proposed thereto on Wednesday, September 12.

Page 23785

Older Workers Benefit Protection Act: Senate began consideration of the motion to proceed to S. 1511, to amend the Age Discrimination in Employment Act of 1967 to clarify the protections given to older individuals in regard to employee benefit plans.

Page 23785

A motion was entered to close further debate on the motion to proceed and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, September 13.

Page 23785

Subsequently, the motion to proceed was withdrawn.

Page 23785

Presidential Messages: Senate received the following messages from the President of the United States:

(1) Transmitting the annual report of the Department of Energy, which was referred to the Committee on Energy and Natural Resources. (PM–142)

Page 23760

(2) Transmitting the annual report of the Railroad Retirement Board, which was referred to the Committee on Labor and Human Resources. (PM–143)

Page 23760

Messages From the President: Page 23760

Messages From the House: Page 23761

Measures Referred: Page 23761

Communications: Page 23761

Statements on Introduced Bills: Page 23762

Additional Cosponsors: Page 23771

Amendments Submitted: Page 23773

Notices of Hearings: Page 23774

Authority for Committees: Page 23774

Additional Statements: Page 23775

Record Votes: Four record votes were taken today. (Total—231)

Pages 23741, 23743, 23748, 23750

Recess: Senate convened at 8:30 a.m., and recessed at 9:45 p.m., until 9:30 a.m., on Wednesday, September 12, 1990. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 23785.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture and Related Agencies began consideration of H.R. 5268, making appropriations for fiscal year 1991 for rural development, agriculture, and related agencies programs, but did not complete action thereon, and recessed subject to call.

PERSIAN GULF

Committee on Armed Services: Committee held hearings on the situation in the Persian Gulf, receiving testimony from Richard B. Cheney, Secretary of Defense; and Gen. Colin L. Powell, USA, Chairman, Joint Chiefs of Staff.

Hearings were recessed subject to call.

BANK INSURANCE FUND

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on the General Accounting Office's annual audit of the Bank Insurance Fund, focusing on the safety and soundness of the Federal system of deposit insurance for commercial banks, receiving testimony from Charles A. Bowsher, Comptroller General of the United States, General Accounting Office.

Hearings continue tomorrow.

NOMINATIONS

Committee on Finance: Committee concluded hearings on the nominations of Jerome H. Powell, of New York, to be Assistant Secretary of the Treasury for Domestic Finance, and Steven B. Kelmar, of Pennsylvania, to be Assistant Secretary of Health and Human Services for Legislation, after the nominees testified and answered questions in their own behalf. Mr. Kelmar was introduced by Representative Boehlert.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Joel F. Dubina, of Alabama, to be United States Circuit Judge for the Eleventh Circuit, W. Lee Rawls, of Maryland, to be an Assistant Attorney General, J. Michael Luttig, of Virginia, to be an Assistant Attorney General, Robert S. Mueller III, of Massachusetts, to be an Assistant Attorney General, and Charles B. DeWitt, of the District of Columbia, to be Director of the National Institute of Justice, after the nominees testified and answered questions in their own behalf. Mr. Dubina was introduced by Senator Shelby and Representative Dickinson, Mr. Mueller was introduced by Senator Kennedy, and Mr. DeWitt was introduced by Senator McConnell.

SAVINGS AND LOAN INDUSTRY

Committee on the Judiciary: Subcommittee on Antitrust, Monopolies and Business Rights concluded hearings on the impact of restructuring the savings and loan industry,

focusing on the effects of the Bluebonnet Southwest Plan Transaction, after receiving testimony from Robert J. Thompson, Thompson & Company, Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 21 public bills, H.R. 5567–5587; and 3 resolutions, H. Con. Res. 368 and H. Res. 461–462 were introduced.

Page 23923

Report Filed: One report was filed as follows: H. Res. 461, providing for the further consideration of H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991 (H. Rept. 101–693).

Page 23923

Subcommittee to Sit: Subcommittee on Policy Research and Insurance of the Committee on Banking, Finance and Urban Affairs received permission to sit today during proceedings of the House under the 5-minute rule.

Page 23795

Presidential Messages: Read the following messages from the President:

Department of Energy: Message wherein he transmits the 10th annual report of the Department of Energy—referred to the Committee on Energy and Commerce; and

Railroad Retirement Board: Message wherein he transmits the report of the Railroad Retirement Board for fiscal year 1989—referred to the Committees on Energy and Commerce and Ways and Means.

Page 23795

Defense Authorization: House completed all general debate and began consideration of amendments on H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991; but came to no resolution thereon.

Page 23795

Consideration of amendments will resume on Wednesday, September 12.

Page 23915

Agreed To:

The Mavroules amendment, as amended by the Gilman amendment, that would create separate "acquisition work forces" within each division (military department and defense agency) of the Department of Defense, comprised of both military and civilian personnel, professionalized by creating special acquisition education and training programs; and provide Federal agencies to pay or reimburse employees for the cost of training, or to repay their student loans, if necessary, to recruit and retain employees in critical skills occupations (agreed to by a recorded vote of 413 ayes to 1 no, Roll No. 321); and

Page 23900

The Bennett amendment, as amended by the Molinari substitute amendment (agreed to by a recorded vote of 230 ayes to 188 noes, Roll No. 322), that prohibits the use of Defense Department funds to close the strategic homeport at Staten Island, New York, until 30 days after the Defense Department sends Congress an overall plan (based on its study of the Navy's shore infrastructure needs) to close and realign Navy installations within the United States.

Page 23912

Water Resources Appropriations: House agreed to the Senate amendment to H.R. 1101, to extend the authorization of appropriations for the Water Resources Research Act of 1984 through the end of fiscal year 1994—clearing the measure for the President.

Page 23916

Recess: House recessed at 6:40 p.m. and reconvened at 8:49 p.m.

Page 23919

Crisis in the Gulf: In a joint session, the Senate and House heard President Bush's message regarding the crisis in Kuwait and the domestic budget. The President was escorted into and out of the Chamber by a Committee consisting of Senators Mitchell, Cranston, Pell, Nunn, Levin, Simon, Akaka, Dole, Simpson, Thurmond, Warner, Cohen, and Pressler; and Representatives Gephardt, Gray, Hoyer, Bonior, Fazio, Michel, Gingrich, Lewis of California, Edwards of Oklahoma, and Weber.

Page 23919

Quorum Calls—Votes: Two recorded votes developed during the proceedings of the House today and appear on pages 23905 and 23914. There were no quorum calls.

Adjournment: Met at noon and adjourned at 9:49 p.m.

Committee Meetings

DEFENSE PRODUCTION ACT AMENDMENTS: DEFENSE ECONOMIC ADJUSTMENT, DIVERSIFICATION, CONVERSION AND STABILIZATION ACT

Committee on Banking, Finance and Urban Affairs: Ordered reported amended the following bills: H.R. 486, Defense Production Act Amendments of 1990; and H.R. 3999, Defense Economic Adjustment, Diversification, Conversion and Stabilization Act of 1990.

EARTHQUAKE INSURANCE AND HAZARD MITIGATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Policy Research and Insurance held a hearing on Earthquake Insurance and Hazard Mitigation. Testimony was heard from Dennis Kwiatkowski, Assistant Associate Director, Office of Natural and Technological

Programs, FEMA; Robert Wesson, Chief, Office of Earthquakes, Volcanos and Engineering, U.S. Geological Survey, Department of the Interior; Richard Wright, Director, Center for Building Technology, National Institute of Standards and Technology, Department of Commerce; Robert W. Hanson, Director, Division of Biological and Critical Systems, NSF; and public witnesses.

Hearings continue tomorrow.

COASTAL BARRIER IMPROVEMENT ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Policy Research and Insurance approved for full Committee action amended H.R. 2840, Coastal Barrier Improvement Act of 1990.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representatives Studds, Ortiz and Fascell, Frank B. McGilvrey, Coastal Barrier Coordinator, U.S. Fish and Wildlife Service, Department of the Interior; C.M. Schauerte, Administrator, Federal Insurance Administration, FEMA; and public witnesses.

NAVIGATIONAL SAFETY

Committee on Energy and Power: Subcommittee on Energy and Power and the Subcommittee on Surface Transportation of the Committee on Public Works and Transportation held a joint hearing on H.R. 4888, to improve navigational safety and to reduce the hazards to navigation resulting from vessel collisions with pipelines in the marine environment. Testimony was heard from Representative Tauzin; Travis P. "Dungan," Administrator, Research and Special Programs Administration, Department of Transportation; and public witnesses.

TOBACCO CONTROL AND HEALTH PROTECTION ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action amended H.R. 5041, Tobacco Control and Health Protection Act.

INTERNATIONAL NARCOTICS CONTROL ACT

Committee on Foreign Affairs: Ordered reported H.R. 5567, International Narcotics Control Act of 1990.

COMPUTER MATCHING AND PRIVACY PROTECTION AMENDMENTS

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture held a hearing on H.R. 5450, Computer Matching and Privacy Protection Amendments of 1990. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action the following bills: S. 1770, amended, Civil War Sites Study Act of 1990; S. 2437, amended, to authorize the acquisition of certain lands in the State of Louisiana for inclusion in the Vicksburg National Military Park; H.R. 5428, to designate certain public lands in the State of Illinois as wilderness; H.R. 4630, amended, Cochiti Land Exchange Act of 1990; H.R. 5144, amended, to establish the Vancouver National Historical Reserve in the State of Washington; and H.R. 4559, amended, to establish the Red Rock Canyon National Conservation Area.

STRATEGIES FOR ENERGY INDEPENDENCE

Committee on Interior and Insular Affairs: Subcommittee on Water, Power and Offshore Energy Resources held an oversight hearing on the strategies for energy independence. Testimony was heard from Senator Bryan; Representative Boxer; Peter D. Blair, Manager, Energy and Materials Program, OTA; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment approved for full Committee action the following bills: H.R. 5254, to authorize appropriations to carry out the Fish and Wildlife Conservation Act of 1980 for fiscal years 1991 and 1992; H.R. 5255, amended, National Fish and Wildlife Foundation Act Amendments of 1990; H.R. 4299, amended, to authorize a study of the fishery resources of the Great Lakes; H.R. 3960, amended, to increase the amounts authorized to be appropriated for the Colorado River Storage Project; and H.R. 5264, amended, to authorize modification of the boundaries of the Alaska Maritime National Wildlife Refuge.

CENSUS COVERAGE EVALUATION OPERATIONS STATUS

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing to review the status of 1990 Census Coverage Evaluation Operations. Testimony was heard from Representatives Frost, Schumer, Payne of New Jersey, Mineta and Matsui; the following officials of the Department of Commerce: Barbara Everitt Bryant, Director, Bureau of the Census; and Mark W. Plant, Deputy Under Secretary, Economic Affairs; and public witnesses.

DOD AUTHORIZATION

Committee on Rules: Granted a rule providing for the further consideration of H.R. 4739, Department of Defense Authorization Act, 1991. No other amendments are in order except the amendments specified in this rule and the initial rule for H.R. 4739. The amendments are to be considered in the order and manner specified and may be offered only by the Member designated in the report. All of the amendments in Part I of the report are debatable for 10 minutes each, except the Dickinson en bloc amendment which is debatable for 20 minutes. All points of order against amendments printed in the report are

waived. The amendments are not subject to amendment, except as specified, nor to a demand for a division of the question in the House or the Committee of the Whole. Any period of general debate specified in the rule is to be equally divided between the chairman and ranking minority member of the Armed Services Committee, unless otherwise specified.

When the Committee of the Whole considers H.R. 4739 pursuant to this rule, it will be in order to consider amendments printed in Part I of the report as follows:

(1) To debate the subject of base closures for 40 minutes, then consider two amendments: (a) Rep. Martin of Illinois and (b) Rep. Aspin of Wisconsin. If more than one of the two amendments is adopted, only the last one adopted will be considered as finally adopted and reported back to the House; (2) to debate the subject of the B–2 bomber for 40 minutes, then consider an amendment by Rep. Skelton; (3) to consider amendments en bloc by Rep. Dickinson, debatable for 20 minutes; (4) to debate the subject of economic assistance for forty minutes, 10 minutes controlled by Rep. Aspin, 10 minutes controlled by Rep. Oakar and 20 minutes controlled by Rep. Dickinson, then to consider an amendment by Rep. Mavroules and a substitute to the Mavroules amendment by Rep. Hopkins.

Following disposition of the amendments printed in Part I of the report, it will be in order to consider amendments printed in Part II. Each amendment is debatable for ten minutes. Chairman Aspin may offer one en bloc amendment consisting of some or all of the amendments printed in Part II, including germane modifications. The en bloc amendment is debatable for 20 minutes, equally divided between the Chairman and ranking minority member of the Armed Services Committee. The en bloc amendment is not subject to amendment, nor to a division of the question in the House or the Committee of the Whole. The orginal proponents of any amendments offered en bloc may insert statements in the Congressional Record to appear immediately before the vote on the en bloc amendment. The Chair of the Committee of the Whole may postpone recorded votes on any Part II amendment, or the amendment en bloc, until conclusion of debate on all Part II amendments but may not postpone votes for more than one legislative day. After the first vote in the series, the Chair may reduce to a minimum of five minutes the time in which each of the other recorded votes is taken.

Chairman Aspin may request the Chair to consider amendment groups in a different order than prescribed in this or the initial rule for H.R. 4739.

After disposing of all amendments printed in the report, the question occurs on the amendment in the nature of a substitute as amended. Finally, the rule provides one motion to recommit with or without instructions, debatable for one hour equally divided and controlled by the proponent and a Member opposed.

STATUS OF MACHINE TRANSLATION TECHNOLOGY

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held a hearing on the Status of Machine Translation (MT) Technology. Testimony was heard from Deborah Wince-Smith, Assistant Secretary, Technology Policy, Department of Commerce; Dale Bostad, Technical Advisor, Directorate of Translation, Foreign Technology Division, U.S. Air Force; Charles Brownstein, Acting Assistant Director, Directorate for Computers and Information Science and Engineering, NSF; and public witnesses.

OLDER AMERICANS ACT

Select Committee on Aging: Subcommittee on Human Services held a hearing on "To Expand the Nation's Knowledge and Understanding of Aging: Has The Older Americans Act Fulfilled Its Promise?" Testimony was heard from Joseph F. Delfico, Director, Income Security Issues, Human Resources Division, GAO; and public witnesses.

Joint Meeting

INDIAN WATER RIGHTS

Joint Hearing: Senate Select Committee on Indian Affairs concluded joint hearings with the House Committee on Interior and Insular Affairs on H.R. 5539, to provide for the settlement of the water rights claims of the San Carlos Apache Tribe in Arizona, after receiving testimony from Representatives Kyl and Kolbe; Timothy W. Glidden, Counselor to the Secretary of the Interior; Arizona Governor Bruce Babbitt, Arizona Representative Jim Hartdegen, N. W. Plummer, Arizona Department of Water Resources, all of Phoenix, Arizona; Tom Clark, Central Arizona Water Conservation District, Tucson, Arizona; Mayor Robert Hickman, Globe, Arizona; Mayor Paul Nelson, and Terry Cooper, Graham County Chamber of Commerce, both of Thatcher, Arizona; Mayor Governor Aker, and Delbert Householder, Graham County Board of Supervisors, both of Safford, Arizona; Dennis Layton and Kenyon Udall, both of Safford, Arizona, Darwin T. Weech, Pima, Arizona, and Ted Lee, Thatcher, Arizona, all on behalf of the Gila Valley Irrigation District; Buck Kitcheyan, San Carlos, Arizona, Joe Sparks, Scottsdale, Arizona, and William Byler, Washington, D.C., all on behalf of the San Carlos Apache Indian Tribe; Richard Silverman, Tempe, Arizona, and John Weldon, Phoenix, Arizona, both on behalf of the Salt River Project; J. Michael Urton and Doug Mason, both of Coolidge, Arizona, and Riney Salmon, Phoenix, Arizona, all on behalf of the San Carlos Irrigation and Drainage District; Thomas

White, Scaton, Arizona, and Alan Cox, Phoenix, Arizona, both on behalf of the Gila River Indian Community; Jack J. Seballos, Clifton, Arizona, Fred Zumwalt, Duncan, Arizona, and Gene Greeley, Morenci, Arizona, all on behalf of the Greenlee County Chamber of Commerce; Dean Weatherly, Casa Grande, Arizona; and John Smith, Maricopa-Stanfield Irrigation District, Maricopa, Arizona.

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Wednesday, September 12, 1990

Senate

Chamber Action

Routine Proceedings, pages 24038–24189

Measures Introduced: Eleven bills and one resolution were introduced as follows: S. 3029–3039, and S.J. Res. 362.

Page 24144

Measures Reported: Reports were made as follows:

S. 2800, to permit telephone companies to engage in video programming, with an amendment in the nature of a substitute. (S. Rept. No. 101–456)

S. 2274, to establish a Federal pay system with locality-based adjustments, with an amendment in the nature of a substitute. (S. Rept. No. 101–457)

S. 2886, to amend the Stewart B. McKinney Homeless Assistance Act to clarify requirements regarding the use of unutilized, underutilized, surplus, and excess Federal buildings and real property to assist the homeless, and for other purposes. (S. Rept. No. 101–458)

S. 3037, to authorize Federal depository institution regulatory agencies to revoke charters, terminate deposit insurance, and remove or suspend officers and directors of depository institutions involved in money laundering or monetary transaction reporting offenses, to amend chapter 53 of title 31, United States Code, to require the Secretary of the Treasury to issue regulations concerning the identification of nonbank financial institutions subject to the Bank Secrecy Act, to prohibit illegal money transmitting businesses, to provide for the standardization of advertised yields on savings accounts and investments, to require the uniform disclosure of the key costs of such accounts and investments. (S. Rept. No. 101–460)

Page 24144

Measures Passed:

Federal Fish Inspection Act: Senate passed S. 2924, to expand the meat inspection programs of the United States by establishing a comprehensive inspection program to ensure the quality and wholesomeness of all fish products intended for human consumption in the United States, after taking action on the following amendment proposed thereto:

Page 24063

Rejected:

By 39 yeas to 59 nays (Vote No. 232), Hollings/Stevens Amendment No. 2431, in the nature of a substitute.

Page 24088

District of Columbia Appropriations, 1991: Senate continued consideration of H.R. 5311, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991, taking action on amendments proposed thereto, as follows:

Pages 24043, 24061, 24128

Adopted:

(1) Warner/Robb Amendment No. 2635, to prohibit the use of funds for expansion of a landfill in Lorton, Virginia.

Page 24045

(2) By a unanimous vote of 98 yeas (Vote No. 233), Adams Amendment No. 2637, to permit organizations in the District of Columbia to exclude any person who has been convicted of a sex offense with a child or who based on his conduct otherwise poses a threat of engaging in sex with a minor or otherwise sexually abusing a minor, and to exclude a person in a program from working with a child if the parent or guardian of that child objects to that person's sexual orientation.

Pages 24050, 24128

(3) Armstrong Amendment No. 2638, to allow organizations in the District of Columbia to exclude adult homosexuals from certain programs and activities that involve juveniles, and to define "juvenile" as a person who has not attained 18 years of age. (By 45 yeas to 54 nays (Vote No. 234), Senate failed to table the amendment.

Page 24051

Withdrawn:

(1) Armstrong Modified Amendment No. 2632, to allow organizations in the Nation's Capital to exclude adult homosexuals from certain programs and activities that involve juveniles.

Page 24045

Pending:

(1) Nickles Amendment No. 2639, to the number of employees of the District of Columbia government at the same level as fiscal year 1990.

Page 24052

(2) Coats/McConnell Amendment No. 2640 (to Amendment No. 2639), to authorize States to regulate certain solid waste in Interstate commerce.

Page 24057

During consideration of this measure today, the following action also occurred:

(1) Adams Amendment No. 2634 (to Amendment No. 2632), of a perfecting nature, fell when its provisions were accepted as a modification to Amendment No. 2632, listed above, which was subsequently withdrawn.

Page 24043

(2) Adams Amendment No. 2636 (to Amendment No. 2632), of a perfecting nature, fell when Amendment No. 2632, listed above, was withdrawn.

Page 24049

Motor Vehicle Fuel Efficiency Act: Senate began consideration of a motion to proceed to consideration of S. 1224, to amend the Motor Vehicle Information and Cost Savings Act to require new standards for corporate average fuel economy, with a committee amendment in the nature of a substitute.

Page 24130

A motion was entered to close further debate on the motion to proceed and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Friday, September 14.

Page 24130

Subsequently, the motion to proceed was withdrawn.

Page 24131

National Affordable Housing Act: Senate disagreed to the amendments of the House to S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing and to increase homeownership, requested a conference with the House thereon, and appointed the following conferees: from the Committee on Banking, Housing and Urban Affairs, Senators Riegle, Cranston, Sarbanes, Dodd, Dixon, D'Amato, Heinz, Bond, and Mack; and from the Committee on Labor and Human Resources for consideration of Title XIII only, Senators Kennedy, Dodd, Mikulski, Hatch, and Durenberger.

Page 24189

Export Administration Act Amendments—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 2927, to amend and extend the Export Administration Act of 1979, on Thursday, September 13.

Page 24189

Older Workers Benefit Protection Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1511, to amend the Age Discrimination in Employment Act of 1967 to clarify the protections given to older individuals in regard to employee benefit plans.

Page 24189

Cloture Vote Vitiated: By unanimous-consent, a cloture vote scheduled for Thursday, September 13 on S. 1511, Older Workers Benefit Protection Act, was vitiated.

Page 24189

Nominations Received: Senate received the following nominations:

Christopher L. Koch, of Virginia, to be a Federal Maritime Commissioner for a term expiring June 30, 1995.

The following named persons to be Members of the Federal Mine Safety and Health Review Commission for terms of six years expiring August 30, 1996:

Ford Barney Ford, of Virginia.

Arlene Holen, of the District of Columbia.

3 Air Force nominations in the rank of general.

40 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of general.

Page 24189

Messages From the House: Page 24142

Measures Referred: Page 24142

Communications: Page 24143

Executive Reports of Committees: Page 24144

Statements on Introduced Bills: Page 24145

Additional Cosponsors: Page 24172

Amendments Submitted: Page 24174

Authority for Committees: Page 24179

Additional Statements: Page 24180

Record Votes: Three record votes were taken today. (Total—234)

Pages 24116, 24129, 24130

Recess: Senate convened at 9:30 a.m., and recessed at 7:54 p.m., until 9:45 a.m., on Thursday, September 13, 1990. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 24189.)

Committee Meetings

APPROPRIATIONS—COMMERCE, JUSTICE, STATE

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and Judiciary approved for full committee consideration, with amendments, H.R. 5021, making appropriations for fiscal year 1991 for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies.

APPROPRIATIONS—LABOR, HHS, EDUCATION

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education approved for full committee consideration, with amendments, H.R. 5257, making appropriations for fiscal year 1991 for the Departments of Labor, Health, and Human Services, and Education, and related agencies.

BANK INSURANCE FUND

Committee on Banking, Housing, and Urban Affairs: Committee continued oversight hearings on the General Accounting Office's annual audit of the Bank Insurance Fund, focusing on the safety and soundness of the Federal system of deposit insurance for commercial banks, receiving testimony from Robert D. Reischauer, Director, Congressional Budget Office; Michael Destefano, Standard and Poor's Corporation, New York, New York; and Robert Eisenbeis, University of North Carolina, Chapel Hill.

Hearings were recessed subject to call.

STUDENT AID PROGRAM

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings to examine alleged fraud, waste and abuse in Federal student loan programs, focusing on the Triad of State review process, including licensing, accreditation, and certification of certain schools, receiving testimony from James B. Thomas, Jr., Inspector General, Department of Education; Kim L. Wherry, Counsel, and Harold B. Lippman, Investigator, both of the Permanent Subcommittee on Investigations; and an incarcerated witness.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 2649, to authorize funds for the Alcohol and Drug Abuse and Mental Health Services Block Grant program, and to provide for improved drug abuse treatment and prevention, with an amendment in the nature of a substitute;

S. 2724, to authorize funds for programs of the National Foundation for the Arts and Humanities, with an amendment in the nature of a substitute; and

The nominations of James J. Duderstadt, of Michigan, Thomas B. Day, of California, Bernard F. Burke, of Massachusetts, and W. Glenn Campbell, of California, each to be a Member of the National Science Board, National Science Foundation, and Helen Wilshire Walsh, of Connecticut, and Larry Brown, Jr., of Maryland, each to be a Member of the National Council on Disability.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered favorably reported the following bills:

S. 2928, to make certain technical and clarifying amendments to the Indian Self-Determination Act, with amendments;

S. 2850, to authorize demonstration projects in connection with providing health services to Indians, with an amendment in the nature of a substitute;

S. 2995, to provide that a portion of the income derived from trust or restricted land held by an individual Indian shall not be considered as a resource or income when determining eligibility for Social Security or other Federal benefits; and

S. 2888, to improve Indian health care services.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 18 public bills, H.R. 5588–5605; 3 private bills, H.R. 5606–5608; and 3 resolutions, H.J. Res. 650, H. Con. Res. 369, and H. Res. 463 were introduced.

Page 24035

Report Filed: One report was filed as follows: H. Res. 463, providing for the consideration of H.R. 4330, to establish school-based and higher education community service programs, and to establish youth service programs (H. Rept. 101–694).

Page 24035

Defense Authorization: House continued consideration of amendments on H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991; but came to no resolution thereon. Further consideration of amendments will resume on Thursday, September 13.

Pages 23960, 24022

Agreed To:

The Bonior amendment that requires Japan to pay for all deployment costs for United States troops stationed in that country, with the condition that if Japan does not meet this requirement, beginning with fiscal year 1991, troops from the United States will be withdrawn at a rate of 5,000 each fiscal year (agreed to by a recorded vote of 370 ayes to 53 noes, with 1 voting present, Roll No. 325); and

Page 24008

The Browder amendment that requires the Defense Department to submit a five-year force structure and termination of operations at installations outside the United States plan as part of the fiscal year 1992 budget; requires the Department to submit a legislative proposal for a new base closure process that is fair and impartial; and prohibits the closure of further domestic bases until Congress has approved a new base closure process or until January 1992, whichever is first (agreed to by a recorded vote of 287 ayes to 134 noes, Roll No. 327).

Page 24016

Rejected:

The Martin of New York en bloc amendments that sought to eliminate provisions that do not permit DOD funds to be used to relocate the 401st Tactical Fighter Wing of F–16s in Torrejon, Spain to Crotone, Italy or any other foreign location; and to eliminate provisions that require DOD to begin a dual basing plan for United States troops by fiscal year 1994 (rejected by a recorded vote of 174 ayes to 249 noes, Roll No. 324); and

Page 24006

The Mrazek amendment that sought to place a ceiling of 30,000 on troops in Korea, with no more than 20,000

of which are Army personnel (rejected by a recorded vote of 157 ayes to 265 noes, Roll No. 326).

Page 24011

The Martin of Illinois amendment was offered but subsequently withdrawn that sought to eliminate provisions dealing with base closure and replace them with provisions to give the Secretary of Defense the authority to use expedited procedures to close and realign bases.

Page 24014

H. Res. 461, a rule providing for further consideration of the bill, was agreed to earlier by a yea-and-nay vote of 327 yeas to 65 nays with 1 voting "present", Roll No. 323.

Page 23960

Late Report: Conferees received permission to have until midnight Thursday, September 13 to file a conference report on S. 2088, to extend titles I and II of the Energy Policy and Conservation Act.

Page 24022

It was then made in order on September 13, or any day thereafter, to consider the conference report on S. 2088; and that the report be considered as read when called up for consideration.

Page 24023

Quorum Calls—Votes: One yea-and-nay vote and four recorded votes developed during the proceedings of the House today and appear on pages 23964, 24007, 24011, 24014, and 24018.

Adjournment: Met at 10 a.m. and adjourned at 7:20 p.m.

Committee Meetings

DISASTER CONDITIONS AFFECTING AGRICULTURE

Committee on Agriculture: Held a hearing to review disaster conditions affecting agriculture. Testimony was heard from Representatives McCloskey, Thomas of Georgia, Rowland of Georgia, Ray, Anthony, Chapman, Grant and Dorgan of North Dakota; the following officials of the USDA: Norton D. Strommen, Chief Meteorologist; Glenn Hertzler, Jr., Assistant Administrator, Farmer Programs, Farmers Home Administration; David W. Gabriel, Acting Manager, Federal Crop Insurance Corporation; and Daniel F. Shaw, Deputy Administrator, State and County Operations, Agricultural Stabilization and Conservation Service; Tommy Irvin, Commissioner of Agriculture, State of Georgia; Les Tindal, Commissioner of Agriculture, State of South Carolina; Sarah Vogel, Commissioner of Agriculture, State of North Dakota; Jay Swisher, Secretary of Agriculture, State of South Dakota; and public witness.

COMMEMORATIVE COINS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Consumer Affairs and Coinage approved for full Committee action amended the following bills: H.R. 2754, Christopher Columbus Coin and Fellowship Act; and H.R. 4962, 1992 Olympic Commemorative Coin Act.

EARTHQUAKE INSURANCE AND HAZARD MITIGATION

Committee on Banking, Finance and Urban Affairs: Subcommittee on Policy Research and Insurance concluded hearings on Earthquake Insurance and Hazard Mitigation. Testimony was heard from Ted Algermissen, Office of Earthquakes, Volcanos and Engineering, U.S. Geological Survey, Department of the Interior; and public witnesses.

CONSTRUCTION SAFETY, HEALTH AND EDUCATION IMPROVEMENT ACT

Committee on Education and Labor: Subcommittee on Health and Safety approved for full Committee action amended H.R. 4652, Construction Safety, Health and Education Improvement Act of 1990.

U.S. POLICY TOWARD CAMBODIA

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on U.S. Policy Towards Cambodia: Prospects for a Negotiated Settlement. Testimony was heard from Robert Kimmitt, Under Secretary, Political Affairs, Department of State.

CURRENT DEVELOPMENTS IN MEXICO

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Subcommittee on Western Hemisphere Affairs held a joint hearing on current developments in Mexico. Testimony was heard from Sally Grooms-Cowal, Deputy Assistant Secretary, Bureau for the Caribbean and Mexican Affairs, Department of State; and public witnesses.

AMAZON FOREST PROTECTION

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs and the Subcommittee on International Economic Policy and Trade approved for full Committee action amended H.J. Res. 431, to establish that it is the policy of the United States to encourage and support conservation efforts initiated by Brazil to protect the Amazon forest, and that the United States should redouble its efforts to reduce its pollution of the global environment.

OVERSIGHT—RAILROAD RETIREMENT BOARD

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on vulnerability to fraud and abuse in the Railroad Retirement Board's insurance and retirement system. Testimony was heard from the following officials of the Railroad Retirement Board: William J. Doyle III, Inspector General; and John D. Crawford, Management Member; and Charles Brennan, Deputy Commissioner, Operations, IRS, Department of the Treasury.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 5505, to amend the Atomic Energy Act of 1954 to authorize the States to regulate the disposal of low-level radioactive waste for which the Nuclear Regulatory Commission does not require disposal in a licensed facility; H.R. 1330, to transfer a parcel of land located in the Los Padres National Forest, California; H.R 4227, amended, Sudbury, Assabet, and Concord Wild and Scenic River Study Act; H.R. 4567, amended, to authorize an exchange of lands in South Dakota and Colorado; H.R. 4811, amended, to expand the boundaries of the San Antonio Missions National Historical Parks; H.R. 4687, amended, to amend the Wild and Scenic River Act by designating a segment of the Lower Merced River in California as a component of the National Wild and Scenic Rivers System; S. 830, amended, to amend Public Law 99–647, establishing the Blackstone River Valley Heritage Corridor Commission, to authorize the Commission to take immediate action in furtherance of its purposes and to increase the authorization of appropriations for the Commission; H.R. 4660, amended, to authorize the establishment of a memorial at Custer Battlefield National Monument to honor the Indians who fought in the Battle of the Little Bighorn; H.R. 4878, amended, to establish the Lake Meredith National Recreation Area in the State of Texas; H.R. 4107, amended, to direct the Secretary of the Interior to permit certain uses of lands within Richmond National Battlefield Park and Colonial National Historical Park in the Commonwealth of Virginia; H.R. 4309, amended, Smith River National Recreation Area Act; and H.R. 4019, amended, Michigan Scenic Rivers Act of 1990.

The Committee also began markup of H.R. 4728, to amend the Wild and Scenic Rivers Act by designating a segment of the Klamath River in Oregon as a component of the National Wild and Scenic Rivers System.

Will continue September 14.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Economic and Commercial Law approved for full Committee action the following: H.R. 5316, amended, Federal Judgeship Act of 1990; introduction of the Federal Debt Collection Procedures Act of 1990; and H.R. 469, amended, Intellectual Property Antitrust Protection Act of 1989.

COASTAL WETLANDS MANAGEMENT AND PROTECTION

Committee on Merchant Marine and Fisheries: Subcommittee on Oceanography and Great Lakes held a hearing on Coastal wetlands management and protection. Testimony was heard from Senator Breaux; Representatives Tauzin and Boggs; Morgan R. Rees, Deputy, Planning, Policy, and Legislative Affairs, Office of the Assistant Secretary of the Army, Department of the Army; Knute Knudson, Deputy Assistant Secretary, Fish and Wildlife and Parks, U.S. Fish and Wildlife Service, Department of the Interior; Virginia Trippie, Assistant Administrator, National Ocean Service, NOAA, Department of Commerce; and public witnesses.

FEDERAL EMPLOYEE FURLOUGHS

Committee on Post Office and Civil Service: Subcommittee on Civil Service and the Subcommittee on Human Resources held a joint hearing on the implications of Federal employee furloughs. Testimony was heard from Representatives McMillen of Maryland, Hoyer, and Pelosi; Allan D. Heuerman, Assistant Director, Employee and Labor Relations, OPM; Thomas C. Komarek, Assistant Secretary, Administration and Management, Department of Labor; the following officials of the NLRB, James M. Stephens, Chairman; and Jerry M. Hunter, General Counsel; and public witnesses.

FREE MAILING PRIVILEGES—ARMED FORCES DEPLOYED IN THE PERSIAN GULF

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Modernization held a hearing on H.R. 5563, to amend title 39, United States Code, to allow free mailing privileges to be extended to members of the Armed Forces while engaged in temporary military operations under arduous circumstances. Testimony was heard from Representatives McCloskey and Byron; the following officials of the U.S. Postal Service: Anthony M. Frank, Postmaster General; and John Mulligan, Senior Assistant Postmaster General, Operations; and Brig. Gen. Thomas F. Sikora, U.S.A. The Adjutant General, U.S. Total Army Personnel Command, Department of the Army.

NATIONAL SERVICE ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4330, National Service Act of 1990. The rule makes in order the Education and Labor Committee substitute now printed in the bill as an original bill for purpose of amendment. The rule waives section 303(a)(4) of the Congressional Budget Act and clause 7 of rule XVI against consideration of the substitute. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Hawkins and Representatives Martinez and Porter.

COMPREHENSIVE CRIME CONTROL ACT

Committee on Rules: Heard testimony from Representatives Brooks, Kastenmeier, Edwards of California, Hughes, Feighan, Staggers, Frank, Schumer, Bryant, Levine of California, Skelton, Bustamante, Anderson, Martinez, Lowey of New York, Unsoeld, Waxman, Markey, Wyden, Collins, Eckart, Towns, Gibbons, Dorgan of North Dakota, Gonzalez, Oakar, Barnard, Torres, Kanjorski, Conyers, English, Johnson of South Dakota, Mineta, Traficant, Clement, Wilson, Smith of New Jersey, McCollum,

Moorhead, Hyde, Sensenbrenner, Gekas, Smith of Texas, Douglas, Hunter, Kyl, Dornan of California, Smith of New Hampshire, Goodling, Bartlett, Petri, Smith of Vermont, Bliley, Oxley, and Shaw, but no action was taken on H.R. 5269, Comprehensive Crime Control Act of 1990.

Committee recessed subject to call.

TECHNOLOGY CORPORATION OF AMERICA ACT

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held a hearing on H.R. 4715, Technology Corporation of America Act of 1990. Testimony was heard from Representatives Levine of California, and Ritter; and public witnesses.

DISABILITY SYSTEM

Select Committee on Aging: Subcommittee on Retirement Income and Employment, hearing on "Can the Overburdened Disability System Implement the Zebley Supreme Court Decision". Testimony was heard from Delegate Blaz; Louis D. Enoff, Deputy Commissioner, SSA, Department of Health and Human Services; and public witnesses.

INTELLIGENCE AUTHORIZATION

Permanent Select Committee on Intelligence: Met in executive session and ordered reported amended H.R. 5422, Intelligence Authorization for Fiscal Year 1990.

Joint Meeting

SOLDIERS' AND SAILORS' CIVIL RELIEF ACT/ VETERANS REEMPLOYMENT RIGHTS

Joint Hearing: Senate Committee on Veterans Affairs concluded joint hearings with the House Committee on Veterans Affairs to examine the implementation and effectiveness of the Soldiers' and Sailors' Civil Relief Act of 1940, and to review veterans reemployment rights, after receiving testimony from Representatives Lowery and Gilman; Christopher Jehn, Assistant Secretary of Defense for Force Management and Personnel; Steve M. Duncan, Assistant Secretary of Defense for Reserve Affairs; Anthony J. Principi, Deputy Secretary of Veterans Affairs; D'Wayne Gray, Chief Benefits Director, Department of Veterans Affairs; Thomas E. Collins, Assistant Secretary of Labor for Veterans Employment and Training; Robert J. Engelstad, Senior Vice President/Mortgage and Lender Standards, Federal National Mortgage Association; Judith A. Kennedy, Vice President, Government Affairs, Federal Home Loan Mortgage Corporation; Col. Erik Johnson, Jr., USA (Ret.), Association of the United States Army, Arlington, Virginia; Charles R. Jackson, Non-Commissioned Officers Association of the U.S.A., Lt. Gen. LaVern E. Weber (Ret.), National Guard Association of the United States, Maj. Gen. Evan L. Hultman, Reserve Officers Association of the United States, Lyle E. Gramley, Mortgage Bankers Association of America, and J. Denis O'Toole, United States League of Savings Institutions, all of Washington, D.C.; and Donald W. Grigley, Connecticut National Bank, Hartford, on behalf of the American Bankers Association and the Consumer Bankers Association.

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Thursday, September 13, 1990

Senate

Chamber Action

Routine Proceedings, pages 24330–24486

Measures Introduced: Fourteen bills and one resolution were introduced as follows: S. 3040–3053, and S.J. Res. 363.

Page 24410

Measures Reported: Reports were made as follows:

Reported on Wednesday, September 12:

S. 2857, to amend the Public Health Service Act to reauthorize certain Institutes of the National Institutes of Health, with an amendment in the nature of a substitute. (S. Rept. No. 101–459)

Reported today:

S. 3049, to amend the Equal Credit Opportunity Act and the Home Mortgage Disclosure Act. (S. Rept. No. 101–461)

S. 2224, to authorize appropriations for the Administrative Conference of the United States for fiscal years 1991, 1992, 1993, and 1994, with amendments.

Page 24410

Measures Passed:

Export Administration Act Amendments: Committee on Banking, Housing, and Urban Affairs was discharged from further consideration of H.R. 4653, to amend and extend the Export Administration Act of 1979, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2927, Senate companion measure, after taking action on amendments proposed thereto, as follows:

Page 24337

Adopted:

(1) Shelby Modified Amendment No. 2656, to increase penalties for a violation of the international embargo against Iraq and Kuwait.

Page 24346

(2) Heinz Amendment No. 2657, to expand the study on Export Policy to include an inquiry into inadequacies in Federal and State government and private sector financing programs.

Page 24347

(3) Heinz (for Mack/Graham) Amendment No. 2658, to extend to the current prohibition against the sale by United States firms of items to Cuba the same prohibition to subsidiaries of those U.S. firms.

Page 24347

(4) Heinz (for Gramm) Amendment No. 2659, to provide for enhanced verification of export license conditions.

Page 24349

(5) Sarbanes Amendment No. 2660, to provide that no national security controls under section 5 of the Export Administration Act eliminated after the COCOM meeting shall be extended or reinstated using any authorities other than section 6 of this Act, unless the President determines that extraordinary circumstances directly affecting the national security of the United States exist, and to include provisions relative to missile technology proliferation.

Page 24350

(6) Helms Amendment No. 2661, to provide for the imposition of sanctions on countries which use chemical or biological weapons and on corporations which assist Iraq, Iran, Syria, Libya or certain other countries to obtain, develop or stockpile chemical, biological or nuclear weapons.

Page 24356

(7) Helms Modified Amendment No. 2662, to prevent the shipment to Iraq, Iran, Syria or Libya of materials or technology which would assist the ability of such countries to develop, produce, or stockpile, chemical, biological or nuclear weapons or ballistic missiles.

Page 24364

Senate insisted on its amendments and requested a conference with the House thereon, and the Chair was authorized to appoint conferees on the part of the Senate.

Page 24376

Subsequently, S. 2927 was indefinitely postponed.

Page 24376

Energy Policy and Conservation Act—Conference Report: Senate agreed to the conference report on S. 2088, to amend the Energy Policy and Conservation Act to extend the authority for Titles I and II.

Page 24464

Student Athlete Right-to-Know Act: Senate concurred in the amendment of the House to S. 580, to require institutions of higher education receiving Federal financial assistance to provide certain information with respect to the graduation rates of student-athletes at such institutions, with a Bryan (for Kennedy) Amendment No. 2663, in the nature of a substitute.

Page 24466

Route 66 Study Act: Senate concurred in the amendment of the House to S. 963, to authorize a study on methods to commemorate the nationally significant highway known as Route 66.

Page 24474

Education of the Handicapped Act: Senate disagreed to the amendments of the House to S. 1824, to reauthorize the Education of the Handicapped Act, requested a conference with the House thereon, and appointed the following conferees: Senators Kennedy, Harkin, Metzenbaum, Simon, Hatch, Durenberger, and Jeffords.

Page 24474

Measure Indefinitely Postponed: Senate indefinitely postponed further consideration of the following measure:

National Global Warming Policy Act: S.J. Res. 88, to establish that it is the policy of the United States to reduce the generation of carbon dioxide.

Page 24486

Nominations Received: Senate received the following nominations:

Harmon Elwood Kirby, of Ohio, to be Ambassador to the Republic of Togo.

William A. Geoghegan, of Maryland, to be a Member of the Advisory Board for Cuba Broadcasting.

Sharon Percy Rockefeller, of West Virginia, to be a Member of the Board of Directors of the Corporation for Public Broadcasting.

The following named persons to be Members of the National Science Board, National Science Foundation:

Phillip A. Griffiths, of North Carolina.

Jaime Oaxaca, of California.

The following named persons to be Members of the National Council on the Humanities:

Carol Iannone, of New York.

Jon N. Moline, of Minnesota.

William C. Andersen, of Connecticut, to be United States Marshal for the District of Connecticut.

Arthur D. Borinsky, of New Jersey, to be United States Marshal for the District of New Jersey.

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Messages From the House: Page 24410

Measures Placed on Calendar: Page 24410

Measures Held at Desk: Page 24410

Statements on Introduced Bills: Page 24411

Additional Cosponsors: Page 24444

Amendments Submitted: Page 24445

Notices of Hearings: Page 24451

Authority for Committees: Page 24452

Additional Statements: Page 24452

Recess: Senate convened at 9:45 a.m., and recessed at 6:07 p.m., until 9:15 a.m., on Friday, September 14, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 24486.)

Committee Meetings

APPROPRIATIONS—VA/HUD

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies approved for full committee consideration, with amendments, H.R. 5158, making ap-

propriations for fiscal year 1991 for the Departments of Veterans Affairs, Housing and Urban Development, and certain independent agencies.

PERSIAN GULF

Committee on Armed Services: Committee resumed hearings, in closed session, on the situation in the Persian Gulf, after receiving testimony from Paul D. Wolfowitz, Under Secretary of Defense for Policy; and Adm. David E. Jeremiah, USN, Vice Chairman, Joint Chiefs of Staff.

RTC ASSET DISPOSITION

Committee on Banking, Housing, and Urban Affairs: Committee held hearings to examine real estate sales activities of the Resolution Trust Corporation (RTC), focusing on the policies and procedures integral to RTC's asset sales activities in conservatorships and receiverships, receiving testimony from Lamar C. Kelly, Jr., Director, Asset and Real Estate Management Division, Lisa Spector, Director, Finance and Administration Division, and William Roelle, Director, Resolutions and Operations Division, all of the Resolution Trust Corporation; Tish Gonzalez, Texas Housing Agency, Austin, on behalf of the National Council of State Housing Agencies; Timothy P. Hartman, NCNB Texas, Dallas; and Martin J. Rueter, Century 21 Real Estate Corporation, Irvine, California.

Hearings were recessed subject to call.

OIL SUPPLY CRISIS

Committee on Energy and Natural Resources: Committee concluded hearings to examine implications of the Middle East crisis for the near-term and mid-term world oil supply and the Federal Government's role in implementing a long-term national energy policy, after receiving testimony from James D. Watkins, Secretary of Energy; and W. Henson Moore, Deputy Secretary of Energy.

INDIAN WATER RIGHTS

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded joint hearings with the Select Committee on Indian Affairs on S. 2870, to approve the 1990 Fort Hall Indian Water Rights Agreement between the Shoshone-Bannock Tribes, the United States, the State of Idaho, and non-Indian Snake River water users to settle all water rights claims of the tribes in the Upper Snake River, after receiving testimony from Patrick A. Hayes, Deputy to the Assistant Secretary for Indian Affairs, and Dennis B. Underwood, Commissioner, Bureau of Reclamation, both of the Department of the Interior; Clive Strong, Idaho State Attorney General's Natural Resources Division, Boise; Daniel Warjack and Howard Funke, both of the Shoshone-Bannock Tribes of Fort Hall Reservation, Fort Hall, Idaho; and John Rosholt, Nelson, Rosholt, Robertson, Tolman & Tucker, Twin Falls, Idaho.

MINING REFORM

Committee on Energy and Natural Resources: Subcommittee on Mineral Resources Development and Production concluded hearings on S. 1126, to provide for the disposition of hardrock minerals on Federal lands, focusing on royalty and fee provisions, after receiving testimony from Senator Pressler; Cy Jamison, Director, Bureau of Land Management, and Donald Sant, Deputy Director for Valuation and Audit, Royalty Management, Minerals Management Service, both of the Department of the Interior; Thomas Hendricks, Hendricks Mining Company, Nederland, Colorado; and Stephen D. Alfers, Davis, Graham & Stubbs, Stanley Dempsey, Royal Gold, Inc., W. Thomas Goerold, Wilderness Society, and Sandra L. Blackstone, all of Denver, Colorado.

APPALACHIAN REGIONAL COMMISSION/ ECONOMIC DEVELOPMENT ADMINISTRATION

Committee on Environment and Public Works: Subcommittee on Water Resources, Transportation and Infrastructure concluded hearings on proposed legislation to authorize funds for the Appalachian Regional Commission and the Economic Development Administration, Department of Commerce, including related measures, S. 2752 and H.R. 2015, after receiving testimony from Senators Byrd and Rockefeller; Jacqueline L. Phillips and Michael R. Wenger, both of the Appalachian Regional Commission, Washington, D.C.; Douglas J. Aller, Deputy Assistant Secretary of Commerce for Economic Development; and Deputy Mayor Sally Hernandez-Pinero, New York, New York.

TEST BAN TREATIES

Committee on Foreign Relations: Committee concluded hearings on the Treaty with the Union of Soviet Socialist Republics on the Limitation of Underground Nuclear Weapons Tests (Ex. N, 94th Cong., 2nd Sess.), and the Protocols to the Threshold Test Ban and Peaceful Nuclear Explosions Treaties with the Union of Soviet Socialist Republics (Treaty Doc. 101–19), after receiving testimony from Senators Boren and Cohen.

STUDENT AID PROGRAMS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings to examine alleged fraud, waste and abuse in Federal student loan programs, focusing on the Triad of State review process, including licensing, accreditation, and certification of certain schools, receiving testimony from Thurston E. Manning, Council on Post-Secondary Accreditation, Washington, D.C.; Jan V. Friedheim, Executive Secretarial School, Dallas, Texas, on behalf of the National Advisory Committee on Accreditation and Institutional Eligibility; Deborah Davison De Vries, Resources Development Associates, Malibu, California, and Roger Williams, Richmond, Virginia, both on behalf of the Accrediting Council for Continuing Education and Training; Elizabeth

Imholz, South Brooklyn Legal Services, Brooklyn, New York; Robert Taylor, Phoenix, Arizona, on behalf of the National Association of Trade and Technical Schools; Sam Ferguson, Florida Department of Education, Tallahassee; John Haworth, Illinois State Board of Education, Springfield; and Joe L. McCormick, Texas Guaranteed Student Loan Corporation, Austin.

Hearings continue Tuesday, September 25.

NOMINATION

Committee on the Judiciary: Committee began hearings on the nomination of David H. Souter, of New Hampshire, to be an Associate Justice of the Supreme Court of the United States, where the nominee, who was introduced by Senators Humphrey and Rudman, testified and answered questions in his own behalf.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 5609–5623; and 2 resolutions, H. Con. Res. 370 and H. Res. 464 were introduced.

Page 24328

Reports Filed: Reports were filed as follows:

H.R. 3383, to authorize the National Park Service to conduct a study of park system boundaries, amended (H. Rept. 101–695);

H.R. 4279, to amend title 31, United States Code, to improve cash management of funds transferred between the Federal Government and the States, amended (H. Rept. 101–696);

S. 535, to increase civil monetary penalties based on the effect of inflation (H. Rept. 101–697);

Conference report on S. 2088, to amend the Energy Policy and Conservation Act to extend the authority for titles I and II (H. Rept. 101–698); and

H. Res. 464, providing for agreeing to the Senate amendments to H.R. 4328, to authorize appropriations for fiscal years 1991 and 1992 for the customs and trade agencies. (H. Rept. 101–699).

Page 24327

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Levine to serve as Speaker pro tempore for today.

Page 24203

Journal: By a yea-and-nay vote of 281 yeas to 103 nays, with 1 voting "present", Roll No. 328, the House approved the Journal of Wednesday, September 12.

Page 24203

Late Reports: Committee on Public Works and Transportation received permission to have until 6 p.m. on Friday, September 14 to file reports on H.R. 5314, to provide for the conservation and development of water and related resources, and to authorize the United States Army Corps of Engineers civil works program to construct various projects for improvements in the Nation's infrastructure; and H.R. 4323, to amend the Federal Water Pollution Control Act relating to water quality in the Great Lakes.

Page 24207

Applied Technology Education Amendments: House agreed to the conference report on H.R. 7, to amend the Carl D. Perkins Vocational Education Act to improve the provision of services under such Act and to extend the authorities contained in such Act through fiscal year 1995—clearing the measure for the President.

Page 24209

National Service Act: House passed H.R. 4330, to establish school-based and higher education community service programs, and to establish youth service programs.

Page 24220

Agreed to the committee amendment in the nature of a substitute.

Page 24264

Agreed To:

The Porter amendment that prevents the Director of the ACTION agency from making grants to the chief executive officer of a State for initiatives involving non-school-based voluntary service projects for fiscal year 1993 and subsequent fiscal years, unless the State involved provides satisfactory assurances that the State provide by its laws, protection from personal liability for volunteers while in the performance of their official duties and functions;

Page 24249

The Solomon amendment that requires random testing for illegal use of drugs of individuals participating in service programs;

Page 24250

The Traficant amendment that authorizes the Secretary of Education, with the concurrence of the Secretary of Commerce and the United States Trade Representative, to award to a domestic firm contracts pursuant to any grant made that would be awarded to a foreign firm, if the final product of the domestic firm will be completely assembled in the United States; if, when assembled, not less than 51 percent of the final product will be domestically produced; and if the difference between the bids of the domestic and foreign firms is not more than 6 percent;

Page 24259

The Solomon amendment that provides that volunteers in service programs not be accepted unless those eligible are registered with the military selective service; and

Page 24261

The Walker amendment, as modified, that provides that no volunteers may be eligible for student loan forgiveness under the bill if such individuals have been con-

victed of use, possession or distribution of controlled substances.

Page 24263

Rejected:

The Goodling amendment that sought to strike language in the bill which would provide forgiveness of certain Federal student loans for students who volunteer for certain full-time public service (rejected by a recorded vote of 200 ayes to 212 noes, Roll No. 330); and

Page 24243

The Petri amendment that sought to strike language providing Federal student loan forgiveness for full-time, paid professionals involved in service projects (rejected by a division vote of 14 ayes to 17 noes).

Page 24251

Subsequently, S. 1430, a similar Senate-passed bill was passed in lieu, after being amended to contain the language of the House bill as passed. Agreed to amend the title. H.R. 4330 was laid on the table.

Pages 24265, 24295

The Clerk was authorized to make corrections in section numbers, punctuation, citations, and cross-references and to make such other technical and conforming changes necessary in the engrossment of the amendments to the Senate bill.

Page 24265

H. Res. 463, the rule under which the bill was considered, was agreed to earlier by a division vote of 7 ayes to 3 noes.

Page 24220

Energy Policy and Conservation: By a yea-and-nay vote of 391 yeas, Roll No. 331, the House agreed to the conference report on S. 2088, to amend the Energy Policy and Conservation Act to extend the authority for titles I and II—clearing the measure for Senate action.

Page 24295

Late Report: Committee on Banking, Finance and Urban Affairs received permission to have until midnight on Friday, September 14 to file a report on H.R. 2840, to reauthorize the Coastal Barrier Resources Act.

Page 24308

FCC Authorization: House agreed to the Senate amendment to H.R. 3265, to amend the Communications Act of 1934 to provide authorizations of appropriations for the Federal Communications Commission—clearing the measure for the President.

Page 24308

Armed Forces Mail: House completed all debate on H.R. 5611, to amend title 39, United States Code, to allow free mailing privileges to be extended to members of the Armed Forces while engaged in temporary military operations under arduous circumstances.

Page 24312

Pending is the Ridge motion to recommit the bill to the Committee on Post Office and Civil Service with instructions to report the bill back forthwith containing language that provides for reimbursement to the Postal Service of such mailing expenses out of the legislative branch appropriations; on which the vote was postponed until Monday, September 17.

Page 24315

Emergency Medical Services Week: House passed H.J. Res. 568, designating the week beginning September 16, 1990, as "Emergency Medical Services Week".

Page 24316

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 24327

Quorum Calls—Votes: One quorum call, two yea-and-nay votes, and one recorded vote developed during the proceedings of the House today and appear on pages 24203, 24248, and 24307.

Adjournment: Met at 10 a.m. and adjourned at 6:59 p.m.

Committee Meetings

NATIONAL FOREST MANAGEMENT

Committee on Agriculture: Subcommittee on Forests, Family Farms, and Energy began markup of National Forest Management, Old Growth Forest in Pacific Northwest legislation.

Will continue September 18.

DEPOSIT INSURANCE REFORM

Committee on Banking, Finance and Urban Affairs: Held a hearing on Deposit Insurance Reform. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System.

Hearings continue September 19.

PIPELINE SAFETY—GULF OF MEXICO; NATIONAL ENERGY POLICY ACT

Committee on Energy and Commerce: Subcommittee on Energy and Power approved for full Committee action amended H.R. 4888, to improve navigational safety and to reduce the hazards to navigation resulting from vessel collisions with pipelines in the marine environment.

The Subcommittee also held a hearing on H.R. 5521, National Energy Policy Act of 1990. Testimony was heard from Linda G. Stuntz, Deputy Under Secretary, Policy, Planning and Analysis, Department of Energy; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action the following: the Developmental Disabilities Reauthorization Act of 1990; The Minority Health Improvement Act of 1990; and a measure to reduce the incidence of alcohol and drug abuse among pregnant and post-partum women.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following measures: H.J. Res. 418, amended, calling for the United States to encourage immediate negotiations toward a new agreement among Antarctic Treaty Consultative Parties, for the full protection of Antarctica as a global ecological commons; H.J. Res. 431, amended, to establish that it is the policy of the United States to encourage and support conservation efforts initiated by Brazil to protect the Amazon forest, and that the United States should redouble its efforts to reduce its pollution of the global environment; H. Con. Res. 248, amended, expressing the sense of the Congress with respect to the linkage between environment and national security; and H. Res. 312, urging the President to submit the Convention on the Rights of the Child to the Senate for its advice and consent to ratification.

STATE OF COMPETITION IN FEDERAL ADP ACQUISITION

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on the state of competition in Federal ADP Acquisition. Testimony was heard from Milton Socolar, Special Assistant to the Comptroller General, GAO; and Richard G. Austin, Administrator, GSA.

GOVERNMENT PROCUREMENT

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on the following bills: H.R. 5023, Government Procurement Agreements Act of 1990; and H.R. 5439, Reciprocity in International Government Procurement Enforcement Act of 1990. Testimony was heard from Richard Meier, Deputy Assistant U.S. Trade Representative, GATT Affairs; and Alfred Volkman, Director, Foreign Contracting, Office of the Deputy Assistant Secretary (Procurement), Department of Defense.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Held a hearing on the following bills: H.R. 5367, Seneca Nation Settlement Act of 1990; and S. 1747, Ponca Restoration Act. Testimony was heard from Representatives Bereuter and Houghton; the following officials of the Department of the Interior: Ronal D. Eden (Tribal Services); and Walter R. Mills (Operations), both Deputy to the Assistant Secretary, Indian Affairs; and public witnesses.

SURVEYING AND MAPPING COOPERATIVE OPPORTUNITY ACT

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources held a hearing on H.R. 3639, Surveying and Mapping Cooperative Opportunity Act of 1989. Testimony was heard from Representatives Emerson and Stallings; Doyle G. Frederick, Associate Director, U.S. Geological Survey, Department of the Interior; Allan Burman, Administrator, Federal Procurement Policy, OMB; Herbert Kennon, Deputy Director, Directorate of Civil Works, Headquarters, U.S. Army Corps of Engineers; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action the following bills: S. 1128, for the relief of Richard Saunders; S. 1738, to convey certain Oregon and California Railroad Grant Lands in Josephine County, Oregon to the Rogue Community College district; H.R. 3840, amended, to establish the Newberry Volcanoes National Monument in the State of Oregon; S. 2059, amended, Weir Farm National Historic Site Establishment Act of 1990; S. 1756, amended, Maine Acadian Culture Preservation Act; and H.R. 5295, Ancient Forest Act of 1990.

Prior to this action, the Subcommittee held a hearing on S. 1128 and S. 1738. Testimony was heard from Dean Stepanek, Bureau of Land Management, Department of the Interior; and a public witness.

PRIVATE CLAIMS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations met and considered private claims bills.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Ordered reported the following bills: H.R. 5206, amended, Non-Vessel-Operating Common Carrier Amendments of 1990; H.R. 5254, to authorize appropriations to carry out the Fish and Wildlife Conservation Act of 1980 for fiscal years 1991 and 1992; H.R. 5255, National Fish and Wildlife Foundation Act Amendments of 1990; H.R. 4299, to authorize a study of the fishery resources of the Great Lakes; H.R. 3960, to increase the amounts authorized to be appropriated for the Colorado River Storage Project; H.R. 5264, amended, to authorize modification of the boundaries of the Alaska Maritime National Wildlife Refuge; H.R. 2800, to amend title 10 and 14, United States Code, to permit recordings of military bands to be sold commercially; H.R. 4491, to amend the Vessel Bridge-to-Bridge Radiotelephone Act (33 U.S.C. 1203); H.R. 4888, to improve navigational safety and to reduce the hazards to navigation resulting from vessel collisions with pipelines in the marine environment; H.R. 4210, Antarctic Environmental Protection, Clean-Up, and Liability Act of 1990; and H.R. 4333, to establish the Clean Coastal Beaches Council to develop a program for monitoring coastal zone recreation waters.

AVIATION SECURITY IMPROVEMENT ACT

Committee on Public Works and Transportation: Subcommittee on Aviation approved for full Committee action

amended H.R. 5200, Aviation Security Improvement Act of 1990.

TRUCK CARRYING INTERMODAL CONTAINERS

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the road damage and safety effects associated with trucks carrying intermodal containers in violation of federal/state weight laws. Testimony was heard from Representative Bentley, and public witnesses.

CONFERENCE REPORT—TEXTILE APPAREL, AND FOOTWEAR TRADE ACT

Committee on Rules: Granted a rule making it in order to consider in the House a motion to concur in the Senate amendments to H.R. 4328, Textile Apparel, and Footwear Trade Act of 1990. The rule provides two hours of debate on the motion, equally divided and controlled by the chairman and ranking minority member of the Ways and Means Committee. Finally, the rule waives all points of order against the motion. Testimony was heard from Representatives Gibbons and Lloyd.

FIRE SAFETY EQUIPMENT FOR HEARING-IMPAIRED INDIVIDUALS

Committee on Science, Space, and Technology: Subcommittee on Science, Research and Technology held an oversight hearing on the National Fire Academy and fire safety equipment for hearing-impaired individuals. Testimony was heard from the following officials of FEMA: Gary Barard, Assistant Inspector General, Audit Division, Office of the Inspector General; Laura Buckbinder, Acting Director, Office of Training Director; J. Faherty Casey, Acting Deputy Superintendent, National Fire Academy; and the following members of the Board of Visitors, National Fire Academy: Henry J. Roux, Chairman; William Neville, and Nancy Trench, both members; and public witnesses.

ENVIRONMENTAL TOXINS AND CHILDREN

Select Committee on Children, Youth, and Families: Concluded hearings on "Environmental Toxins and Children: Exploring the Risks" (Part II). Testimony was heard from Mark E. Schaefer, Project Director, OTA; and public witnesses.

Joint Meetings

GLOBAL INDUSTRY

Joint Economic Committee: Committee concluded hearings to examine how to define national interests in an age of global industry, focusing on implications for Federal policy in trade, technology promotion, foreign direct investment, and foreign participation in programs such as SEMATECH, after receiving testimony from Gerald P. Dinneen, Foreign Secretary, National Academy of Engineering; Dean A. Peterson, Emergency Committee for American Trade, Washington, D.C.; and Laura D'Andrea Tyson, University of California, Berkeley.

ENERGY POLICY AND CONSERVATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 2088, to extend the authority in current law for operating and building the Strategic Petroleum Reserve [SPR], and to expand the SPR to one billion barrels and authorize oil leasing to fill the Reserve.

♦♦♦♦♦♦♦♦♦♦♦♦

Friday, September 14, 1990

Senate

Chamber Action

Routine Proceedings, pages 24533–24611

Measures Introduced: Six bills and three resolutions were introduced as follows: S. 3054–3059, S. Res. 324, S.J. Res. 364, and S. Con. Res. 146.

Page 24595

Measures Reported: Reports were made as follows: Special Report entitled "U.S. Capability to Monitor Soviet Compliance with the Threshold Test Ban Treaty (TTBT) and the Treaty on Peaceful Nuclear Explosions (PNET). (S. Rept. No. 101–462)

S. 2788, to authorize certain programs and functions of the National Oceanic and Atmospheric Administration, with amendments. (S. Rept. No. 101–463)

S. 273, to amend title 39, United States Code, to designate as nonmailable matter solicitations of donations which could reasonably be misconstrued as a bill, invoice, or statement of account due, solicitations for the purchase of products or services which are provided either free of charge or at a lower price by the Federal Government connection or endorsement, unless such matter contains an appropriate, conspicuous disclaimer, with an amendment in the nature of a substitute. (S. Rept. No. 101–464)

H.R. 3897, to authorize appropriations for the Administrative Conference of the United States for fiscal years 1991, 1992, 1993, and 1994.

S. Res. 324, congratulating President Vassiliou, the government, and the people of Cyprus on the thirtieth anniversary of independence.

S. 3041, to set forth United States policy toward Central America and to assist the economic recovery and development of that region.

Page 24594

Measures Passed:

Mailing Privileges for Armed Forces: Committee on Governmental Affairs was discharged from further consid-

eration of S. 3033, to amend title 39, United States Code, to allow free mailing privileges to be extended to members of the Armed Forces while engaged in temporary military operations under arduous circumstances, and the bill was then passed.

Page 24551

Motor Vehicle Fuel Efficiency Act: By 68 yeas to 28 nays (Vote 235), three-fifths of those Senators duly chosen and sworn having voted in the affirmative, Senate agreed to close further debate on the motion to proceed to S. 1224, to amend the Motor Vehicle Information and Cost Savings Act to require new standards for corporate average fuel economy.

Page 24546

A unanimous-consent agreement was reached providing for further consideration of the bill, notwithstanding the provisions of Rule XXII of the Standing Rules of the Senate, and that a cloture vote on the committee substitute occur on the day following the day the Senate begins consideration of the bill with the required filing of the cloture petition being waived.

Page 24553

Subsequently, the motion to proceed to consideration of the bill was withdrawn.

District of Columbia Appropriations, 1991: Senate resumed consideration of H.R. 5311, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991, with the following amendments proposed thereto:

Page 24554

Pending:

(1) Nickles Amendment No. 2639, to the number of employees of the District of Columbia government at the same level as fiscal year 1990.

Page 24555

(2) Coats/McConnell Amendment No. 2640 (to Amendment No. 2639), to authorize States to regulate certain solid waste in Interstate commerce.

Page 24555

A unanimous-consent agreement was reached providing for further consideration of the pending amendments, on Monday, September 17, at 6 p.m.

Page 24574

Food, Agriculture, Conservation, and Trade Act of 1990: Senate disagreed to the amendments of the House to S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices, requested a conference with the House thereon, and appointed the following conferees: Senators Leahy, Pryor, Boren, Kerrey, Lugar, Dole, and Cochran.

Page 24610

Older Workers Benefit Protection Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 1511, to amend the Age Discrimination in Employment Act of 1967 to clarify the protections given to older individuals in regard to employee benefit plans, on Monday, September 17, at 2 p.m.

Page 24611

Treaties Considered: Senate considered the following treaties as having passed through their various parliamentary stages, up to and including the presentation of the resolutions of ratification:

Tax Convention with Tunisia: Treaty Doc. 99–13, Tax Convention with Tunisia.

Page 24553

Supplementary Protocol to the Tax Convention with Tunisia: Treaty Doc. 101–9, Supplementary Protocol to the Tax Convention with Tunisia.

Page 24553

Tax Convention with the Republic of Indonesia: Treaty Doc. 100–22, Tax Convention with the Republic of Indonesia.

Page 24553

Tax Convention with the Republic of India: Treaty Doc. 101–5, Tax Convention with the Republic of India.

Page 24553

OECD Convention on Mutual Administrative Assistance in Tax Matters: Treaty Doc. 101–6, Council of Europe—OECD Convention on Mutual Administrative Assistance in Tax Matters.

Page 24553

Tax Convention with the Federal Republic of Germany: Treaty Doc. 101–10, Tax Convention with the Federal Republic of Germany.

Page 24553

Tax Convention with the Republic of Finland: Treaty Doc. 101–11, Tax Convention with the Republic of Finland.

Page 24553

Income Tax Convention with Spain, with Protocol: Treaty Doc. 101–16, Income Tax Convention with Spain, with Protocol.

Page 24553

A unanimous-consent time agreement was reached providing for consideration of the treaties on Tuesday, September 18, at 2:15 p.m., with roll call votes to occur thereon.

Page 24553

Executive Report of a Committee: The following executive report of a committee was received:

Two treaties between the United States of America and the Union of Soviet Socialist Republics on (1) the Limitation of Underground Weapon Tests, signed in Moscow on July 3, 1974 (Ex. N, 94th Cong., 2nd Sess.), and (2) the Protocols to the Threshold Test Ban and Peaceful

Nuclear Explosions Treaties with the Union of Soviet Socialist Republics (Treaty Doc. 101–19, with two declarations to the Treaty on the Limitation of Underground Weapon Tests and the Protocol thereto. (Ex. Rept. No. 101–31)

Page 24595

Presidential Messages: Senate received the following messages from the President of the United States:

(1) Transmitting the Annual Report of the Tourism Policy Council, which was referred to the Committee on Commerce, Science, and Transportation. (PM–144)

Page 24590

(2) Transmitting the Enterprise for the Americas Initiative Act, which was referred to the Committee on Foreign Relations. (PM–145)

Page 24590

Messages From the House: Page 24591

Measures Held at Desk: Page 24591

Communications: Page 24591

Petitions: Page 24593

Executive Reports of Committees: Page 24595

Statements on Introduced Bills: Page 24596

Additional Cosponsors: Page 24601

Amendments Submitted: Page 24604

Notices of Hearings: Page 24607

Authority for Committees: Page 24607

Additional Statements: Page 24608

Record Votes: One record vote was taken today. (Total—235)

Page 24546

Recess: Senate convened at 9:15 a.m., and recessed at 2:48 p.m., until 1:30 p.m., on Monday, September 17, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 24611.)

Committee Meetings

NATIONAL ECONOMIC LEADERSHIP

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to examine the challenges to America's economic leadership and how government and industry should respond, after receiving testimony from Donald E. Petersen, Ford Motor Company, Dearborn, Michigan; Henry B. Schacht, Cummins Engine Company, Columbus, Indiana; and Richard J. Elkus, Jr., Prometrix Corporation, Santa Clara, California.

MEDIGAP

Committee on Finance: Subcommittee on Medicare and Long-Term Care held hearings on proposed legislation to help senior citizens make more informed choices when purchasing Medigap insurance policies and to moderate increases in Medigap premiums, receiving testimony from Gail R. Wilensky, Administrator, Health Care Financing Administration, Department of Health and Human Services; Earl R. Pomeroy, North Dakota Commissioner of Insurance, Bismarck, on behalf of the National Association of Insurance Commissioners; Alissa T. Fox, Blue Cross and Blue Shield Association, Linda Jenckes, Health Insurance Association of America, Eric Shulman, National Council of Senior Citizens, and Gail E. Shearer, Consumers Union, all of Washington, D.C.; Karl E. Hansen, Vita Insurance, Mountain View, California, on behalf of the National Association of Life Underwriters; and Wayne R. Lindley, and Terri Kennedy, both of the California Department of Aging, Sacramento.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

Treaty between the United States of America and the Union of Soviet Socialist Republics on the Limitation of Underground Nuclear Weapon Tests, signed in Moscow on July 3, 1974 (Ex. N, 94th Cong., 2nd Sess.);

The Protocol to the Treaty between the United States of America and the Union of Soviet Socialist Republics on the Limitation of Underground Nuclear Weapon Tests and the Protocol to the Treaty between the United States of America and the Union of Soviet Socialist Republics on Underground Nuclear Explosions for Peaceful Purposes (the Protocols), signed at Washington on June 1, 1990 (Treaty Doc. 101–19), with two declarations;

The Treaty between the United States of America and the Republic of Panama concerning the Treatment and Protection of Investments, with Agreed Minutes, signed at Washington, October 27, 1982 (Treaty Doc. 99–14);

The Treaty between the United States of America and the Republic of Poland concerning Business and Economic Relations, with Protocol and four related exchanges of letters, signed March 21, 1990, at Washington (Treaty Doc. 101–18);

S. 3041, to set forth United States policy toward Central America and to assist the economic recovery and development of that region;

S. 2575, to impose a ban on Antarctic mineral resource activities by U.S. persons and to urge the Secretary of State to negotiate a ban on mineral resource activities;

S.J. Res. 206, calling for the United States to encourage negotiation of a new agreement among Antarctic Treaty Consultative Parties for the full protection of Antarctica as a global ecological commons, with amendments;

S. Res. 186, to express the sense of the Senate that the protection of the Antarctic system must be a basic consideration in decisions relating to all activities conducted in the Antarctic;

An original resolution (S. Res. 324) congratulating the Republic of Cyprus on the 30th anniversary of independence; and

The nominations of Edwin D. Williamson, of South Carolina, to be Legal Adviser of the Department of State, James D. Watkins, of California, to be the U.S. Representative to the Thirty-fourth Session of the General Conference of the International Atomic Energy Agency, Kenneth M. Carr, of California, Richard T. Kennedy, of the District of Columbia, and Michael H. Newlin, of Maryland, each to be an Alternate U.S. Representative to the Thirty-fourth Session of the General Conference of the International Atomic Energy Agency; Tom C. Korologos, of Virginia, to be a Member of the U.S. Advisory Commission on Public Diplomacy, Joseph F. Glennon, of Florida, to be a Member of the Advisory Board for Cuba Broadcasting, Robert F. Goodwin, of Maryland, to be a U.S. Commissioner on the International Joint Commission, United States and Canada, Carolyn D. Leavens, of California, to be a Member of the Board of Directors of the Overseas Private Investment Corporation, and a Foreign Service Officers' promotion list received in the Senate September 10, 1990.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of David H. Souter, of New Hampshire, to be an Associate Justice of the Supreme Court of the United States, where the nominee testified and answered further questions in his own behalf.

Hearings continue Monday, September 17.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 5624–5627 were introduced. **Page 24628**

Reports Filed: Reports were filed as follows:

H.R. 5254, to authorize appropriations to carry out the Fish and Wildlife Conservation Act of 1980 for fiscal years 1991 and 1992 (H. Rept. 101–700);

H.R. 5255, to amend the National Fish and Wildlife Foundation Establishment Act to authorize appropriations for the National Fish and Wildlife Foundation for fiscal years 1991, 1992, and 1993, amended (H. Rept. 101–701);

H.R. 188, relating to the rights and interest of the United States of America under a conservation easement affecting certain land in Woos County, Texas (H. Rept. 101–702);

H.R. 5264, to authorize modification of the boundaries of the Alaska Maritime National Wildlife Refuge, amended (H. Rept. 101–703, Part I);

H.R. 4323, to amend the Federal Water Pollution Control Act relating to water quality in the Great Lakes, amended (H. Rept. 101–704); and

H.R. 5314, to provide for the conservation and development of water and related resources, to authorize the United States Army Corps of Engineers civil works program to construct various projects for improvements to the Nation's infrastructure, and for other purposes, amended (H. Rept. 101–705). **Page 24628**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Bonior to act as Speaker pro tempore for today. **Page 24612**

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 10:00 a.m. and adjourned at 11:02 a.m.

Committee Meetings

PROBLEM AND FAILED SAVINGS AND LOANS

Committee on Banking, Finance and Urban Affairs: Held a hearing on 1988 deals entered into by the Federal Home Loan Bank Board to resolve problem and failed savings and loans. Testimony was heard from L. William Seidman, Chairman, FDIC and Chairman, Resolution Trust Corporation; George M. Barclay, President, Federal Home Loan Bank, Dallas, Texas.

MEDICAID BUDGET INITIATIVES

Committee on Energy and Commerce: Subcommittee on Health and the Environment concluded hearings on Medicaid Budget initiatives. Testimony was heard from Senator Pryor; Representative Cooper; the following officials of the GAO: Janet L. Shikles, Director, Health Financing and Policy Issues; and Lawrence H. Thompson, Assistant Comptroller General, Human Resources Division; Tom Roslewicz, Deputy Inspector General, Audits, Office of the Inspector General, Department of Health and Human Services; James R. Tallon, Jr., member, Assembly, State of New York; and public witnesses.

INSURANCE COMPANY INSOLVENCIES

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations held a hearing on Industry's responses to the Subcommittee's Report entitled: "Failed Promises: Insurance Company Insolvencies". Testimony was heard from public witnesses.

FORT HALL INDIAN WATER RIGHTS ACT

Committee on Interior and Insular Affairs: Held a hearing on H.R. 5308, Fort Hall Indian Water Rights Act. Testimony was heard from Representative Stallings; Pat Hayes, Deputy to the Assistant Secretary, Indian Affairs (Trust and Economic Development), Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property and the Administration of Justice approved for full Committee action the following bills: H.R. 5498, amended, Copyright Amendments Act of 1990; H.R. 2006, amended, to expand the powers of the Indian Arts and Crafts Board; H.R. 5381, amended, to implement certain proposals of the Federal Courts Study Committee; H.R. 3898, amended, Civil Justice Reform Act of 1990; and H.R. 5598, Patent Competitiveness and Technological Innovation Act of 1990.

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Monday, September 17, 1990

Senate

Chamber Action

Routine Proceedings, pages 24639–24685

Measures Introduced: Six bills and three resolutions were introduced as follows: S. 3060–3065, and S.J. Res. 365–367.

Page 24670

Measures Reported: Reports were made as follows:

S. Res. 186, relating to the protection of the Antarctic System.

S.J. Res. 206, calling for the United States to encourage immediate negotiations toward a new agreement among Antarctic Treaty Consultative parties, for the full protection of Antarctica as a global ecological commons, with amendments.

Page 24670

Measures Passed:

Administrative Conference Authorizations: Senate passed H.R. 3897, to authorize appropriations for the Administrative Conference of the United States for fiscal years 1991, 1992, 1993, and 1994, after agreeing to the following amendment proposed thereto:

Page 24681

Metzenbaum (for Biden) Amendment No. 2668, of a technical nature.

Page 24681

S. 2224, Senate companion measure, was subsequently postponed.

Page 24682

National Red Ribbon Week for a Drug-Free America: Committee on the Judiciary was discharged from further consideration of S.J. Res. 346, to designate October 20 through 28, 1990, as "National Red Ribbon Week for a Drug-Free America", and the resolution was then passed.

Page 24682

Emergency Medical Services Week: Senate passed H.J. Res. 568, designating the week beginning September 16, 1990, as "Emergency Medical Services Week".

Page 24682

Subsequently, the Committee on the Judiciary was discharged from further consideration of S.J. Res. 359, Senate companion measure, and the resolution was indefinitely postponed.

Page 24683

Older Workers Benefit Protection Act—Agreement: Senate began consideration of S. 1511, to amend the Age Discrimination in Employment Act of 1967 to clarify the protections given to older individuals in regard to employee benefit plans, with a modified committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 24649

Pending:

Hatch Amendment No. 2667, to provide an exemption for employee benefit practices applied to the Federal sector.

Page 24668

A unanimous-consent time-agreement was reached providing for consideration of the pending amendment, and a second-degree amendment to be proposed thereto, on Tuesday, September 18.

Page 24684

District of Columbia Appropriations, 1990—Consent Agreement: A unanimous-consent agreement was reached providing for further consideration of pending amendments proposed to H.R. 5311, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991, on Tuesday, September 18.

Page 24684

Nominations Confirmed: Senate confirmed the following nominations:

Larry Brown, Jr., of Maryland, to be a Member of the National Council on Disability.

Helen Wilshire Walsh, of Connecticut, to be a Member of the National Council on Disability.

Edwin D. Williamson, of South Carolina, to be Legal Adviser of the Department of State.

Joseph Francis Glennon, of Florida, to be a Member of the Advisory Board for Cuba Broadcasting.

Robert F. Goodwin, of Maryland, to be a Commissioner on the part of the United States on the International Joint Commission, United States and Canada.

Carolyn D. Leavens, of California, to be a Member of the Board of Directors of the Overseas Private Investment Corporation, for a term expiring December 17, 1990.

Carolyn D. Leavens, of California, to be a Member of the Board of Directors of the Overseas Private Investment Corporation, for a term expiring December 17, 1993.

Bernard F. Burke, of Massachusetts, to be a Member of the National Science Board, National Science Foundation.

Thomas B. Day, of California, to be a Member of the National Science Board, National Science Foundation.

James Johnson Duderstadt, of Michigan, to be a Member of the National Science Board, National Science Foundation.

James D. Watkins, of California, to be the Representative of the United States of America to the Thirty-fourth Session of the General Conference of the International Atomic Energy Agency.

Richard T. Kennedy, of the District of Columbia, to be an Alternate Representative of the United States of America to the Thirty-fourth Session of the General Conference of the International Atomic Energy Agency.

Michael H. Newlin, of Maryland, to be an Alternate Representative of the United States of America to the Thirty-fourth Session of the General Conference of the International Atomic Energy Agency.

Kenneth M. Carr, of California, to be an Alternate Representative of the United States of America to the Thirty-fourth Session of the General Conference of the International Atomic Energy Agency.

Tom C. Korologos, of Virginia, to be a Member of the United States Advisory Commission on Public Diplomacy.

A routine list in the Foreign Service.

Page 24688

Nominations Received: Senate received the following nominations:

Leonard H.O. Spearman, Sr., of Texas, to be Ambassador to the Kingdom of Lesotho.

The following named persons to be Representatives and Alternate Representatives of the United States of America to the Forty-fifth Session of the General Assembly of the United Nations:

Representatives:

Thomas R. Pickering, of New Jersey.

Alexander Fletcher Watson, of Massachusetts.

Alternate Representatives:

Jonathan Moore, of Massachusetts.

Jacob Stein, of New York.

Shirin R. Tahir-Kheli, of Pennsylvania.

Milton James Wilkinson, of New Hampshire.

James R. Whelan, of Virginia, to be a Member of the Board of Directors of the Inter-American Foundation.

John Michael Mercanti, of Pennsylvania, to be Engraver in the Mint of the United States at Philadelphia, Pennsylvania.

Paul K. Dayton, of California, to be a Member of the Marine Mammal Commission.

Mary Ann Mobley-Collins, of California, to be a Member of the National Council on Disability.

1 Air Force nomination in the rank of general.

6 Navy nominations in the rank of admiral.

A routine list in the Air Force.

Page 24685

Messages From the House: Page 24670

Measures Held at Desk: Page 24670

Statements on Introduced Bills: Page 24671

Additional Cosponsors: Page 24677

Amendments Submitted: Page 24678

Authority for Committees: Page 24679

Additional Statements: Page 24679

Recess: Senate convened at 1:30 p.m., and recessed at 7:20 p.m., until 10 a.m., on Tuesday, September 18, 1990. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 24684.)

Committee Meetings

NUCLEAR TESTING

Committee on Armed Services: Committee concluded hearings on the national security implications of nuclear testing agreements, after receiving testimony from Ronald F. Lehman II, Director, U.S. Arms Control and Disarmament Agency; C. Paul Robinson, Chief, U.S. Delegation to Nuclear Testing Talks; Robert B. Barker, Assistant to the Secretary of Defense for Atomic Energy; Victor E. Alessi, Director, Office of Arms Control, Department of Energy; and Rear Adm. Thomas R. Fox, USN, Deputy Director for International Negotiations, J–5, Joint Chiefs of Staff.

MEDICAID DRUG REIMBURSEMENT PROGRAM

Committee on Finance: Subcommittee on Health for Families and the Uninsured held hearings on proposals to modify drug reimbursement in the Medicaid program to improve access to affordable high quality care, including S. 2605, a related measure, receiving testimony from Senator Hatch; Representatives Wyden and Cooper; Gail R. Wilensky, Administrator, Health Care Financing Administration, Department of Health and Human Services; Judith Wagner, Senior Associate, Office of Technology Assessment; Louisiana State Representative Alphonse Jackson, Shreveport, on behalf of the Louisiana Legislative Black Caucus; Texas State Senator Chet Brooks, Pasadena/Galveston; Stephen W. Schondelmeyer, Pharmaceutical Economics Research Center, Purdue University, West Lafayette, Indiana; Gerald J. Mossinghoff, Pharmaceutical Manufacturers Association, Kenneth Bowler, Pfizer Inc, Theodore Cooper, Upjohn Company, Marsha Simon, Families USA, and John A. Gans, American Pharmaceutical Association, all of Washington, D.C.; John L. Zabriskie, Merck Sharp & Dohme, Columbia, Maryland; Robert A. Ingram, Glaxo Inc., Alexandria, Virginia; Nancy W. Dickey, American Medical Association, Richmond, Texas; James C. Cloyd, University of Minnesota, Minneapolis, on behalf of the Epilepsy Foundation of America; Jim Parks,

California Department of Health Services, Sacramento; and Louis Sesti, Michigan Pharmaceutical Association, Detroit.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee continued hearings in evening session on the nomination of David H. Souter, of New Hampshire, to be an Associate Justice of the Supreme Court of the United States.

Hearings continue tomorrow at 10 a.m.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 5628–5639; and 3 resolutions, H.J. Res. 651, H. Con. Res. 371, and H. Res. 465 were introduced.

Page 24754

Reports Filed: Reports were filed as follows:

H.R. 4107, to direct the Secretary of the Interior to permit certain uses of lands within Richmond National Battlefield Park and Colonial National Historical Park in the Commonwealth of Virginia, amended (H. Rept. 101–706);

H.R. 4309, to establish the Smith River National Recreation Area in the State of California, amended (H. Rept. 101–707);

H.R. 4660, to authorize the establishment of a memorial at Custer Battlefield National Monument to honor the Indians who fought in the Battle of the Little Bighorn, amended (H. Rept. 101–708);

H.R. 4687, to amend the Wild and Scenic Rivers Act by designating a segment of the Lower Merced River in California as a component of the National Wild and Scenic Rivers System, amended (H. Rept. 101–709);

H.R. 4811, to expand the boundaries of the San Antonio Missions National Historical Park, amended (H. Rept. 101–710);

H.R. 4878, to establish the Lake Meredith National Recreation Area in the State of Texas, amended (H. Rept. 101–711);

S. 830, to amend Public Law 99–647, establishing the Blackstone River Valley National Heritage Corridor Commission, to authorize the Commission to take immediate action in furtherance of its purposes and to increase the authorization of appropriations for the Commission, amended (H. Rept. 101–712);

H.R. 2419, to authorize the Secretary of Agriculture to exchange certain property in the Chattahoochee National Forest for the construction of facilities in the National Forest, amended (H. Rept. 101–713);

H.R. 1576, to modify the boundary of the Cranberry Wilderness, located in the Monongahela National Forest, West Virginia, amended (H. Rept. 101–458, Part II);

S. 2205, to designate certain lands in the State of Maine as wilderness (H. Rept. 101–714, Part I); and

H.R. 3134, and H.R. 5001; both private bills (H. Repts. 101–715 and 101–716, respectively).

Page 24754

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Mazzoli to act as Speaker pro tempore for today.

Page 24689

Suspensions: House voted to suspend the rules and pass the following measures:

Olympic coins: H.R. 4962, amended, to authorize the minting of commemorative coins to support the training of American athletes participating in the 1992 Olympic Games;

Page 24695

FDIC premiums: H.R. 5610, to amend the Federal Deposit Insurance Act to remove the caps imposed on deposit insurance premiums and annual premium increases, and to allow the assessment rates to be adjusted more frequently than annually;

Page 24697

Permanent papers: H.J. Res. 226, amended, to establish a national policy on permanent papers. Subsequently, S.J. Res. 57 was passed in lieu, after being amended to contain the text of H.J. Res. 226 as passed the House. Agreed to amend the preamble. H.J. Res. 226 was laid on the table;

Page 24704

Chattahoochee National Forest: H.R. 2419, amended, to authorize the Secretary of Agriculture to exchange certain properties in the Chattahoochee National Forest for the construction of facilities in the National Forest;

Page 24706

Cranberry wilderness: H.R. 1576, amended, to modify the boundary of the Cranberry Wilderness, located in the Monongahela National Forest, West Virginia;

Page 24707

Maine wilderness: S. 2205, to designate certain lands in the State of Maine as wilderness—clearing the measure for the President;

Page 24709

San Antonio Historical Park: H.R. 4811, amended, to expand the boundaries of the San Antonio Missions National Historic Park;

Page 24712

Merced River designation: H.R. 4687, amended, to amend the Wild and Scenic Rivers Act by designating a segment of the Lower Merced River in California as a component of the National Wild and Scenic Rivers System;

Page 24714

Smith River recreation area: H.R. 4309, amended, to establish the Smith River National Recreation Area in the State of California;

Page 24715

Custer memorial: H.R. 4660, amended, to authorize the establishment of a memorial at Custer Battlefield National Monument to honor the Indians who fought in the Battle of the Little Bighorn;

Page 24722

Lake Meredith recreation area: H.R. 4878, amended, to establish the Lake Meredith National Recreation Area in the State of Texas;

Page 24723

Richmond Battlefield and Colonial Park: H.R. 4107, amended, to direct the Secretary of the Interior to permit certain uses of lands within Richmond National Battlefield Park and Colonial National Historical Park in the Commonwealth of Virginia. Agreed to amend the title;

Page 24724

Blackstone River Valley Corridor: S. 830, amended, to amend Public Law 99–647, establishing the Blackstone River Valley National Heritage Corridor Commission, to authorize the Commission to take immediate action in furtherance of its purposes and to increase the authorization of appropriations for the Commission;

Page 24726

Brazilian conservation efforts: H.J. Res. 431, amended, to establish that it is the policy of the United States to encourage and support conservation efforts initiated by Brazil to protect the Amazon forest, and that the United States should redouble its efforts to reduce its pollution of the global environment;

Page 24728

Environment and national security: H. Con. Res. 248, amended, expressing the sense of Congress with respect to the linkage between environment and national security;

Page 24731

Convention on the Rights of the Child: H. Res. 312, urging the President to submit the Convention on the Rights of the Child to the Senate for its advice and consent to ratification;

Page 24732

Pacific Island resources: H. Res. 398, amended, urging United States ratification of the Convention for the Protection of the National Resources and Environment of the South Pacific Region; and

Page 24737

Mailing privileges for Armed Forces: S. 3033, to amend title 39, United States Code, to allow free mailing privileges to be extended to members of the Armed Forces while engaged in temporary military operations under arduous circumstances (passed by a yea-and-nay vote of 368 yeas, Roll No. 332)—clearing the measure for the President.

Page 24739

Recess Authority: It was made in order for the Speaker to declare a recess today at any time prior to 5:00 p.m. subject to the call of the Chair.

Page 24741

Recess: House recessed at 4:35 p.m. and reconvened at 5:00 p.m.

Page 24747

Armed Forces Mail: House passed H.R. 5611, to amend title 39, United States Code, to allow free mailing privileges to be extended to members of the Armed Forces while engaged in temporary military operations under arduous circumstances.

Page 24748

Earlier, by a recorded vote of 227 ayes to 142 noes; Roll No. 333, agreed to the Ridge motion to recommit the bill to the Committee on Post Office and Civil Service with instructions to report the bill back forthwith containing an amendment that provides for reimbursement to the Postal Service of such mailing expenses out of the legislative branch appropriations. This motion was debated on Thursday, September 13.

Page 24748

The bill was reported back to the House and the amendment was agreed to.

Page 24748

Student Right-To-Know: House disagreed to the Senate amendment to the House amendment to S. 580, to require institutions of higher education receiving Federal financial assistance to provide certain information with respect to the graduation rates of student-athletes at such institutions; and asked a conference. Appointed as conferees: Representatives Hawkins, Ford of Michigan, Williams, Owens of New York, Perkins, Goodling, Coleman of Missouri, and Henry.

Page 24749

Pepper Scholarship Program: House disagreed to the Senate amendment to H.R. 2666, to establish a Mildred and Claude Pepper Scholarship Program; and asked a conference. Appointed as conferees: Representatives Hawkins, Ford of Michigan, Williams, Goodling, and Coleman of Missouri.

Page 24749

Civil Rights: House insisted on its amendment to S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment; and asked a conference. Appointed as conferees.

From the Committee on Education and Labor: Representatives Hawkins, Martinez, Williams, Washington, Fuster, Mfume, Goodling, Gunderson, Fawell, Grandy; and

From the Committee on the Judiciary: Representatives Brooks, Edwards of California, Kastenmeier, Conyers, Schroeder, Crockett, Fish, Moorhead, Hyde, and Sensenbrenner.

Page 24749

Appointment of Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Hoyer to act as Speaker pro tempore to sign the enrolled bill, S. 3033, on September 17, 1990.

Page 24749

Subcommittee to Sit: Subcommittee on Human Resources and Governmental Affairs of the Committee on Government Operations received permission to sit on Tuesday, September 18, during proceedings of the House under the 5-minute rule.

Page 24749

Job Skills Week: House passed and cleared for the President S.J. Res. 333, to designate the week of September 30, 1990, through October 6, 1990, as "National Job Skills Week".

Page 24749

Religious Freedom Week: House passed and cleared for the President S.J. Res. 331, to designate the week of September 23 through 29, 1990, as "Religious Freedom Week".

Page 24750

Teacher Appreciation Day: House passed and cleared for the President S.J. Res. 313, designating October 3, 1990, as "National Teacher Appreciation Day".

Page 24750

Country Music Month: House passed H.J. Res. 603, to designate the month of October 1990 as "Country Music Month".

Page 24751

Quorum Calls—Votes: One yea-and-nay vote and one recorded vote developed during the proceedings of the House today and appear on pages 24747 and 24748. There were no quorum calls.

Adjournment: Met at noon and adjourned at 6:22 p.m.

Committee Meetings

WHEAT PROGRAM

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feed Grains approved for full Committee action amended H.R. 5583, to provide for a wheat acreage limitation program for the 1991 crop of wheat.

Prior to this action, the Subcommittee held a hearing to review the 1991 wheat program and on H.R. 5583. Testimony was heard from John Campbell, Deputy Under Secretary, International Affairs and Commodity Programs, USDA; and a public witness.

FINANCIAL MANAGEMENT REFORMS

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on Federal Financial Management Reforms and the establishment of a Chief Financial Officer Structure. Testimony was heard from Charles A. Bowsher, Comptroller General, GAO; James L. Blum, Assistant Director, Budget Analysis, CBO; Anthony McCann, Assistant Secretary, Finance and Planning, Department of Veterans Affairs; Thomas E. Anfinson, Deputy Under Secretary, Management, Department of Education; and Thomas C. Komarek, Assistant Secretary, Administration and Management, Department of Labor.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held a hearing on the following bills: H.R. 2975, Endangered and Threatened Species Propagation Act of 1989; and H.R. 3842, to establish a Headstart Program for threatened and endangered sea turtles for release into the Gulf of Mexico. Testimony was heard from William Fox, Assistant Administrator, NOAA, Department of Commerce; the following officials of the U.S. Fish and Wildlife Service, Department of the Interior: Conley Moffett, Deputy Assistant Director, Enhancement; and Jack Woody, Associate Regional Director, Region 2; and public witnesses.

Joint Meeting

U.S. POLICY TOWARD MEXICO AND LATIN AMERICA

Joint Economic Committee: Committee concluded hearings to examine current American economic policies toward Mexico and Latin America, after receiving testimony from David C. Mulford, Under Secretary of the Treasury for International Affairs; Julius L. Katz, Deputy U.S. Trade Representative; and Roger Wallace, Deputy Under Secretary of Commerce for International Trade.

♦♦♦♦♦♦♦♦♦♦♦♦

Tuesday, September 18, 1990

Senate

Chamber Action

Routine Proceedings, pages 24772–24894

Measures Introduced: Seven bills and one resolution were introduced as follows: S. 3066–3072, and S.J. Res. 368.

Page 24849

Measures Reported: Reports were made as follows:

S. 590, to prohibit injunctive relief, or an award of damages against a judicial officer for action taken in a judicial capacity. (S. Rept. No. 101–465)

Page 24849

Measures Passed:

District of Columbia Appropriations, 1991: Senate passed H.R. 5311, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991, after taking action on amendments proposed thereto, as follows:

Page 24796

Adopted:

(1) Nickles Amendment No. 2639, to authorize the number of employees of the District of Columbia government at the same level as fiscal year 1990.

Pages 24796, 24809

(2) By 68 yeas to 31 nays (Vote No. 244), Coats/McConnell Amendment No. 2640 (to Amendment No. 2639), to authorize States to regulate certain solid waste in Interstate commerce.

Page 24796

Senate insisted on its amendments, requested a conference with the House thereon, and the chair appointed the following conferees: Senators Adams, Fowler, Kerrey, Byrd, Gramm, Domenici, and Hatfield.

Page 24809

Human Services Reauthorization Act: Senate passed H.R. 4151, to authorize appropriations for fiscal years 1991 through 1994 to carry out the Head Start Act, the Follow Through Act, the Community Services Block Grant Act, and the Low-Income Energy Assistance Act of 1981, after agreeing to the committee amendment in the nature of a substitute, and taking action on the following amendment proposed thereto:

Page 24810

Adopted:

(1) Dodd Amendment No. 2670, in the nature of a substitute.

Pages 24837, 24845

(2) Kassebaum (for Wilson/Kennedy) Amendment No. 2671 (to Amendment No. 2670), to establish a Health and Social Services for Students demonstration program.

Page 24837

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Kennedy, Dodd, Pell, Harkin, Adams, Mikulski, Bingaman, Metzenbaum, Simon, Coats, Hatch, Kassebaum, Jeffords, Thurmond, Cochran, and Durenberger.

Page 24845

Campaign Cost Reduction and Reform Act: Senate passed H.R. 5400, to amend the Federal Election Campaign Act of 1971 and certain related laws to clarify such provisions with respect to Federal elections, and to reduce the costs in House of Representatives elections, after striking all after the enacting clause and inserting in lieu thereof the text of S. 137, Senatorial Election Campaign Act, as amended, that the Senate insist on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Ford, Byrd, Inouye, DeConcini, Boren, Breaux, Stevens, McConnell, Packwood, Rudman, Nickles; and for matters within the jurisdiction of the Committee on Finance: Senators Bentsen and Packwood.

Page 24889

White House Conference on Small Business: Senate passed H.R. 4773, to authorize the President to call and conduct a National White House Conference on Small Business.

Page 24889

Printing Authorization: Committee on Rules and Administration was discharged from further consideration of H. Con. Res. 338, authorizing the printing of the proceedings of the bicentennial research conference entitled "Understanding Congress", and the resolution was then agreed to.

Page 24891

Library of Congress Trust Fund Membership: Committee on Rules and Administration was discharged from further consideration of S. 2758, to provide for additional membership on the Library of Congress Trust Fund, and the bill was then passed.

Page 24891

Drunk Driving Victims' Protection Act: Senate passed S. 1931, to prevent the discharge in a chapter 13 bankruptcy proceeding of certain debts arising out of the debtor's operation of a motor vehicle while legally intoxicated, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 24891

Exon (for Biden) Amendment No. 2673, of a technical nature.

Page 24892

Older Workers Benefit Protection Act: Senate continued consideration of S. 1511, to amend the Age Discrimination in Employment Act of 1967 to clarify the protections given to older individuals in regard to employee benefit plans, with a modified committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 24784, 24794, 24848

Adopted:

(1) Hatch Amendment No. 2667, to provide an exemption for employee benefit practices applied to the Federal sector.

Pages 24784, 24794

(2) By 80 yeas to 19 nays (Vote No. 243), Pryor Amendment No. 2669 (to Amendment No. 2667), to provide a 2-year delayed effective date for application of title I to Federal employment and to require the Director of the Office of Personnel Management to study and report on the compliance of Federal agencies with title I.

Pages 24786, 24794

A motion was entered to close further debate on the committee amendment, as modified, to the bill and, in

accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Thursday, September 20.

Page 24848

Senate will resume consideration of the bill on Wednesday, September 19.

Page 24894

Civil Rights Act of 1990: Senate disagreed to the amendment of the House to S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: Senators Kennedy, Metzenbaum, Simon, Mikulski, Hatch, Kassebaum, and Jeffords.

Page 24893

Treaties Approved: The following treaties having passed through their various parliamentary stages up to and including the presentation of the resolutions of ratification, two-thirds of the Senators present having voted in the affirmative, the resolutions of ratification were agreed to:

By a unanimous vote of 99 yeas (Vote No. 236), Treaty Doc. 99–13, Tax Convention with Tunisia, and Treaty Doc. 101–9, Supplementary Protocol to the Tax Convention with Tunisia.

Page 24790

By unanimous vote of 99 yeas (Vote No. 237), Treaty Doc. 100–22, Tax Convention with the Republic of Indonesia.

Page 24790

By a unanimous vote of 99 yeas (Vote No. 238), Treaty Doc. 101–5, Tax Convention with the Republic of India.

Page 24790

By a unanimous vote of 99 yeas (Vote No. 239), Treaty Doc. 101–6, Council of Europe—OECD Convention on Mutual Administrative Assistance in Tax Matters.

Page 24790

By a unanimous vote of 99 yeas (Vote No. 240), Treaty Doc. 101–10, Tax Convention with the Federal Republic of Germany.

Page 24790

By a unanimous vote of 99 yeas (Vote No. 241), Treaty Doc. 101–11, Tax Convention with the Republic of Finland.

Page 24790

By a unanimous vote of 99 yeas (Vote No. 242) Treaty Doc. 101–16, Income Tax Convention with Spain, with Protocol.

Page 24790

Appointments:

Board of Visitors of the U.S. Coast Guard Academy: The Chair, on behalf of the Vice President, pursuant to 14 U.S.C. 194(a), appointed Senators Hollings and Danforth, both from the Committee on Commerce, Science and Transportation, and Senator Helms, at large, to the Board of Visitors of the U.S. Coast Guard Academy.

Page 24776

Board of Visitors of the U.S. Merchant Marine Academy: The Chair, on behalf of the Vice President, pursuant to 46 U.S.C. 1295(b), appointed Senators Hollings, Breaux, and Pressler, all of the Committee on Commerce, Science and Transportation, and Senator Murkowski, at large, to the Board of Visitors of the U.S. Merchant Marine Academy.

Page 24776

Board of Trustees of the John C. Stennis Center for Public Service Training and Development: The Chair, on behalf of the Majority Leader, pursuant to Public Law 100–458, Section 114(b)(1), reappointed William Cresswell, of Mississippi, to serve a 6-year term on the Board of Trustees of the John C. Stennis Center for Public Service Training and Development, effective October 11, 1990.

Page 24776

Messages From the House: Page 24848

Measures Referred: Page 24849

Measures Placed on Calendar: Page 24849

Statements on Introduced Bills: Page 24850

Additional Cosponsors: Page 24858

Amendments Submitted: Page 24860

Authority for Committees: Page 24878

Additional Statements: Page 24879

Record Votes: Nine record votes were taken today. (Total—244).

Pages 24792, 24794, 24809

Recess: Senate convened at 10 a.m., and recessed at 8:01 p.m., until 9:30 a.m., on Wednesday, September 19, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 24894.)

Committee Meetings

CENTRAL UTAH PROJECT

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded hearings on S. 2969, to authorize funds for the completion of the Central Utah Project for water resource development, after receiving testimony from James Duffus III, Director, Natural Resources Management Issues, Resources, Community, and Economic Development Division, General Accounting Office; Dennis B. Underwood, Commissioner, Bureau of Reclamation, Department of the Interior; Jeffrey W. Appel, Haley & Stolebarger, Dee C. Hansen, Utah Department of Natural Resources, Nick P. Sefakis, Metropolitan Water District of Salt Lake City, and Clifford Barrett, Colorado River Energy Distributors Association, all of Salt Lake City, Utah; Edward R. Osann, National

Wildlife Federation, Washington, D.C.; R. Roscoe Garrett, Orem, Utah, and Leo L. Brady, Duchesne, Utah, both of the Central Utah Water Conservancy District; Gerald K. Maloney, Salt Lake County Water Conservancy District, West Valley City, Utah; Thomas V. Hatch, Garfield County Commission, Panguitch, Utah; Luke Duncan, Ute Indian Tribe, Ft. Duchesne, Utah; Carolyn S. McNeil, Intermountain Consumer Power Association, Sandy, Utah; and Richard Judd, Utah Municipal Power Agency, Spanish Fork.

NUCLEAR POWER PLANTS

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation concluded hearings to examine the standardization of designs and the licensing process for nuclear power plants, after receiving testimony from William H. Young, Assistant Secretary of Energy for Nuclear Energy; James M. Taylor, Executive Director for Operations, and William Parler, General Counsel, both of the Nuclear Regulatory Commission; Sherwood H. Smith, Jr., Carolina Power and Light Company, Raleigh, North Carolina, on behalf of the American Nuclear Energy Council and the Edison Electric Institute; Dean R. Tousley, Harmon, Curran and Tousley, Washington, D.C., on behalf of the Union of Concerned Scientists; and Pierre Bacher, Electricite de France, Paris.

BILATERAL INVESTMENT TREATIES

Committee on Foreign Relations: Committee concluded hearings on the Treaty between the United States of America and the Republic of Panama Concerning the Treatment and Protection of Investments, with Agreed Minutes, signed at Washington, October 27, 1982 (Treaty Doc. 99–14), and the Treaty between the United States of America and the Republic of Poland Concerning Business and Economic Relations, with Protocol and four related exchanges of letters, signed March 21, 1990, at Washington (Treaty Doc. 101–18), after receiving testimony from Eugene J. McAllister, Assistant Secretary of State for Economic and Business Affairs.

CENTRAL AMERICAN DEMOCRACY AND DEVELOPMENT ACT

Committee on Foreign Relations: Committee concluded hearings on provisions of S. 3041, to set forth U.S. policy toward Central America and to assist the economic recovery and development of that region, after receiving testimony from Senator Sanford; Joseph Sullivan, Deputy Assistant Secretary of State for Central America, Bureau of Inter-American Affairs; David Luft, former U.S. Alternate Representative to the Organization of American States; and Richard Feinberg, Overseas Development Council, and International Commission for Central American Recovery and Development, Washington, D.C.

LOAN GUARANTEE PROGRAMS

Committee on Governmental Affairs: Committee held hearings to examine the potential Federal Government liability on loan guarantee programs, receiving testimony from Donald H. Chapin, Assistant Comptroller General of the United States, and Jeffrey C. Steinhoff, Director, Financial Management Systems Issues, both of the Accounting and Financial Management Division, General Accounting Office; Paul A. Adams, Inspector General, Department of Housing and Urban Development; Stephen A. Trodden, Inspector General, Department of Veterans Affairs; James B. Thomas, Jr., Inspector General, Department of Education; and W.E. Douglas, Commissioner, Michael Smokovich, Assistant Commissioner, and Victoria McDowell, Director, Credit Administration Division, all of the Financial Management Service, Department of the Treasury.

Hearings were recessed subject to call.

NOMINATION

Committee on the Judiciary: Committee continued hearings on the nomination of David H. Souter, of New Hampshire, to be an Associate Justice of the Supreme Court of the United States, receiving testimony from Representative Douglas; Senator Gorton; former Representative Elizabeth Holtzman; former U.S. Attorney General Griffin Bell; former Virginia Governor Gerald Baliles; former Vermont State Attorney General Jerome Diamond; former New Hampshire Deputy Attorney General Deborah Cooper; and numerous public witnesses.

On Monday, September 17, Committee resumed hearings on the nomination of Mr. Souter, receiving testimony from New Hampshire Governor Judd Gregg, Concord; and Ralph I. Lancaster, Jr., Portland, Maine, Alice E. Richmond, Boston, Massachusetts, and Jorge Rangel, Corpus Christi, Texas, all on behalf of the Standing Committee on Federal Judiciary, American Bar Association.

Hearings continue tomorrow.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered favorably reported, with an amendment, S. 2645, to provide urban Indians with services for health promotion and disease prevention, immunization, child sexual abuse prevention, and mental health needs.

SENECA NATION LEASES

Select Committee on Indian Affairs: Committee concluded hearings on S. 2895, to provide for the renegotiation of certain leases of the Seneca Nation, after receiving testimony from Walter R. Mills, Deputy Assistant Secretary for Indian Affairs (Operations), Billie D. Ott, Director, Eastern Area Office, and George Big Eagle, Officer, Rights Protection, all of the Department of the Interior; New York State Representative Amo Houghton, and Robert Batson, New York Office of Rural Affairs, both of Albany; Mayor Anthony Carbone, Pat Callahan,

Salamanca Indian Lease Authority, Patrick W. Cleveland, Salamanca Coalition of United Taxpayers, David Franz, Ron Ploetz, and Dennis Tobolski, all of Salamanca, New York; Laurence W. Hauptman, State University of New York College at New Paltz; Dennis Lay, Irving, New York, and Marlene Johnson, Steamburg, New York, both of the Seneca Nation; Loretta Crane, Salamanca Lease Committee, Irving, New York; and Douglas B. L. Endreson, Sonosky, Chambers and Sachse Law Offices, Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 24 public bills, H.R. 5640–5662 and H.R. 5664; 1 private bill, H.R. 5663; and 2 resolutions, H.J. Res. 466–467 were introduced.

Page 25016

Bills Reported: One report was filed as follows: H. Res. 466, providing for the consideration of H.R. 4793, to amend the Small Business Act and the Small Business Investment Act of 1958 (H. Rept. 101–717).

Page 25016

Private Calendar: Agreed to dispense with the call of the Private Calendar today.

Page 24895

Trade Agencies Authorization: By a yea-and-nay vote of 271 yeas to 149 nays, Roll No. 335, the House agreed to the amendments of the Senate to H.R. 4328, to authorize appropriations for fiscal years 1991 and 1992 for the customs and trade agencies—clearing the measure for the President.

Pages 24903, 24910

Earlier, agreed to H. Res. 464, providing for agreeing to the amendments (agreed to by a yea-and-nay vote of 293 yeas to 121 nays, Roll No. 334).

Page 24903

Subcommittee to Sit: Subcommittee on Legislation and National Security of the Committee on Government Operations received permission to sit today.

Page 24910

Committee to Sit: Committee on the Judiciary received permission to sit today and Wednesday, September 19.

Page 24943

Defense Authorization: House continued consideration of amendments to H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991; but came to no resolution thereon. Further consideration of amendments will resume on Wednesday, September 19.

Pages 24944, 24967

Agreed To:

The Bennett amendment that reduces SDI spending by $600 million to a total of $2.3 billion (agreed to by a recorded vote of 225 ayes to 189 noes, Roll No. 339);

Page 24958

The Spratt amendment, as modified, that restructures the SDI program so that emphasis is increased on ground-based defense systems as opposed to space-based systems; and shifts emphasis away from early deployment, Phase I systems, and stresses long-term technologies and systems;

Page 24964

The Mavroules amendment that provides for the transfer of $46 million in unobligated MX rail garrison funds to the DOD environmental restoration program, increasing funding to $1.05 billion for fiscal year 1991;

Page 24982

The Boxer amendment that compels the Defense Department to suspend progress payments to contractors when there is substantial evidence of fraud;

Page 24991

The Mavroules amendment that authorizes $200 million for the creation of a Defense Economic Adjustment program that provides assistance to communities, workers, and businesses that suffer from the spending cuts (agreed to by a recorded vote of 288 ayes to 128 noes, Roll No. 341);

Page 24968

The Bosco amendment that expresses the sense of Congress urging the President to negotiate international agreements to achieve early prohibition of nuclear weapons testing (agreed to by a recorded vote of 234 ayes to 182 noes, Roll No. 343); and

Page 24985

The Boxer amendment that prohibits psychiatric examination or hospitalization to be improperly used to harass military whistleblowers (agreed to by a recorded vote of 334 ayes to 83 noes, Roll No. 344).

Page 24989

Rejected:

The Dornan of California amendment that sought to decrease all other spending provisions proportionately so as to increase SDI spending by $1.3 billion to a total of $4.2 billion (rejected by a recorded vote of 83 ayes to 338 noes, Roll No. 336);

Page 24951

The Dellums amendment that sought to eliminate funding for the SDI program and reassign basic research on strategic defenses to appropriate Defense Department agencies while limiting funding for the basic research to $1.5 billion (rejected by a recorded vote of 135 ayes to 286 noes, Roll No. 337);

Page 24953

The Kyl amendment that sought to reduce by $520 million, the funding for the F–16 program; reduce by $150 million the funding for Multi Launch Rocket System; and transfer the resulting $670 million to funding

for SDI, thereby providing $3.57 for SDI (rejected by a recorded vote of 141 ayes to 273 noes, Roll No. 338); Page 24955

The Denny Smith amendment, as modified, that sought to prohibit the appropriation of procurement funds for close air support aircraft for the Armed Forces unless the Defense Department had completed a test that evaluated all feasible alternatives for future air-land support and had completed a test that evaluated the upgrade programs for the F–16, A–10, and AV–8B; Page 24997

The Hopkins substitute amendment to the Mavroules amendment that sought to increase the OEA community adjustment planning assistance programs funding from $2 million to $6 million to assist communities adversely affected by the spending cuts proposed (rejected by a recorded vote of 161 ayes to 253 noes, Roll No. 340); Page 24975

The Fazio amendment that sought to provide servicemen and their dependents stationed overseas with reproductive health services, including privately paid-for abortions, at military hospitals, as with other medical care (rejected by a recorded vote of 200 ayes to 216 noes, Roll No. 342); Page 24979

The Frank amendment that sought to cut $200 million from the $610 million for research and development of intercontinental ballistic missiles including the MX and Midgetman missiles (rejected by a recorded vote of 153 ayes to 264 noes, Roll No. 345); Page 24992

The Hopkins amendment that sought to strike provisions which allow the Army to reimburse North American Van Lines for property losses incurred during the invasion of Panama in December 1989 (rejected by a recorded vote of 189 ayes to 228 noes, with 1 voting "present", Roll No. 346); and Page 24994

The Traficant amendment that sought to reduce all authorizations by 2 percent (rejected by a recorded vote of 133 ayes to 284 noes, Roll No. 347). Page 25000

The Lagomarsino amendment was offered, but subsequently withdrawn, that sought to increase by $126 million the amount of Air Force aircraft procurement funds earmarked for aircraft modification, and to require that this increase be used to acquire ALQ–184 electronic countermeasure equipment designed to jam Soviet interceptor radar systems. Page 24996

Presidential Messages: Read the following messages from the President:

Enterprise for the Americas initiative: Message wherein he transmits a legislative proposal entitled the "Enterprise for the Americas Initiative Act of 1990"—referred to the Committees on Banking, Finance and Urban Affairs, Foreign Affairs, Agriculture, and Energy and Commerce and ordered printed (H. Doc. 101–239); and

Tourism Policy Council: Message wherein he transmits the annual report of the Tourism Policy Council for fiscal year 1989—referred to the Committee on Energy and Commerce. Page 25010

Quorum Calls—Votes: Two yea-and-nay votes and twelve recorded votes developed during the proceedings of the House and appear on pages 24909, 24942, 24952, 24955, 24957, 24960, 25001, 25002, 25003, 25004, 25005, and 25006. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 11:19 p.m.

Committee Meetings

FOOD STAMPS IN FARMER'S MARKETS

Committee on Agriculture: Subcommittee on Domestic Marketing, Consumer Relations and Nutrition held a hearing to review the use of food stamps in farmer's markets. Testimony was heard from Betty Jo Nelsen, Administrator, Food and Nutrition Service USDA; August Schumacker, Jr., Commissioner, Department of Food and Agriculture, State of Massachusetts; Mike Moeller, Deputy Commissioner, Department of Agriculture, State of Texas; and public witnesses.

NATIONAL FOREST MANAGEMENT

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy continued markup of National Forest management, Old Growth Forests of the Pacific Northwest legislation.

Subcommittee recessed subject to call.

COASTAL BARRIER RESOURCES ACT

Committee on Banking, Finance and Urban Affairs: Ordered reported amended H.R. 2840, to reauthorize the Coastal Barrier Resources Act.

REAL ESTATE SETTLEMENT PROCEDURES ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Housing and Community Development concluded hearings on the Real Estate Settlement Procedures Act [RESPA]. Testimony was heard from Francis A. Keating, General Counsel, Department of Housing and Urban Development.

ENTERPRISE FOR THE AMERICAS

Committee on Banking, Finance and Urban Affairs: Subcommittee on International Development, Finance, Trade and Monetary Policy held a hearing on the administration's "Enterprise for the Americas" Initiative. Testimony was heard from David C. Mulford, Under Secretary, International Affairs, Department of the Treasury; Thomas E. Lovejoy, Assistant Secretary, External Affairs, Smithsonian Institution; and public witnesses.

CRANIOFACIAL DEFORMITIES

Committee on the Budget: Task Force on Human Resources held a hearing on Craniofacial Deformities: Giving Our Kids A Fighting Chance. Testimony was heard from public witnesses.

OVERSIGHT

Committee on the District of Columbia: Subcommittee on Judiciary and Education held an oversight hearing on the District of Columbia public School System. Testimony was heard from the following officials of the District of Columbia; Nate Bush, President, Board of Education; Andrew Jenkins, Superintendent, Public School System; and Togo West, Jr., Chairperson, Committee on Public Education; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection, and Competitiveness approved for full Committee action amended the following bills: H.R. 5225, to amend the Defense Production Act of 1950 to clarify and strengthen provisions pertaining to national security takeovers; and H.R. 4520, Foreign Investment Policy Improvements Act.

NIH REVITALIZATION ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action the NIH Revitalization Act of 1990.

DEVELOPMENTS IN THE MIDDLE EAST

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Developments in the Middle east. Testimony was heard from John H. Kelly, Assistant Secretary, Near Eastern and South Asian Affairs, Department of State; and Henry S. Rowen, Assistant Secretary, International Security affairs, Department of Defense.

COMPUTER MATCHING AND PRIVACY PROTECTION AMENDMENT; ASCS INVENTORY MANAGEMENT SYSTEMS

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture approved for full Committee action amended H.R. 5450, Computer Matching and Privacy Protection Amendment of 1990.

The Subcommittee also held a hearing on ASCS Inventory Management Systems: Building Another Hubble? Testimony was heard from Jaytta Hecker, Director, Information Management and Technology Division, GAO; Sarita G. Schotta, Deputy Administrator, Management-ASCS, USDA; and public witnesses.

PREVENTING HIV TRANSMISSION

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations held a hearing on strategies in preventing HIV transmission among intravenous drug users. Testimony was heard from Dr. Evridiki J. Hatziandreu, Health Policy Analyst, Health Program, OTA; the following officials of the Department of Health and Human Services: Dr. Gary R. Noble, Deputy Director, HIV, Centers for Disease Control; Dr. Harry W. Haverkos, Acting Associate Director, AIDS, National Institute on Drug Abuse; and Dr. Beny J. Primm, Associate Administrator, Treatment Improvement, Office for Treatment Improvement, Alcohol, Drug Abuse, and Mental Health Administration.

FINANCIAL MANAGEMENT REFORMS

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on Federal Financial Management Reforms and the Establishment of a Chief Financial Officer Structure. Testimony was heard from Representative Panetta; Richard P. Kusserow, Inspector General, Department of Health and Human Services; James R. Richards, Inspector General, Department of the Interior; Frank DeGeorge, Inspector General, Department of Commerce; Derek J. Vander Schaaf, Deputy Inspector General, Department of Defense; and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Communications, Computers and Office Systems met to consider pending business.

CAPITOL POLICE RETIREMENT ACT; COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Personnel and Police approved for full Committee action H.R. 5641, Capitol Police Retirement Act.

The Subcommittee also considered other pending business.

ANTARCTICA WORLD PARK AND PROTECTION ACT

Committee on Interior and Insular Affairs: Subcommittee on Insular and International Affairs held a hearing on H.R. 4514, Antarctica World Park and Protection Act of 1990. Testimony was heard from Representatives Vento and Oberstar; Bill Houston, Deputy Assistant Secretary, Territorial and International Affairs, Department of the Interior; Tucker Scully, Director, Office of Ocean Affairs, Department of State; Peter Wilkniss, Director, Polar Programs, NSF; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 4978, Bramwell National Historic Park Act of 1990; H.R. 5004, to amend the Wild and Scenic Rivers Act to designate certain segments of the Mills River in the State of North Carolina for potential addition to the wild and scenic rivers system; and H.R.

5402, to amend the Wild and Scenic Rivers Act by designating segments of the Allegheny River in the State of Pennsylvania as a component of the National Wild and Scenic Rivers System. Testimony was heard from Representatives Alexander and Clinger; Jeff Sirmon, Deputy Chief, U.S. Forest Service, USDA; James Coleman, Regional Director, Mid-Atlantic Region, National Park Service, Department of the Interior; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following measures: H.R. 5316, amended Federal Judgeship Act of 1990; H.R. 5640, amended, Federal Debt Collection Procedures Act of 1990; H.R. 5498, amended, Copyright Amendments Act of 1990; H.R. 2006, amended, to expand the powers of the Indian Arts and Crafts Board; H.R. 5381, amended, to implement certain proposals of the Federal Courts Study Committee; H.R. 3898, amended, Civil Justice Reform Act of 1990; H.R. 5598, Patent Competitiveness and Technological Innovative Act of 1990; H.R. 5111, amended, RICO Amendments Act of 1990; and H. Con. Res. 172, amended, expressing the sense of the Congress that, for purposes of determining child custody, evidence of spousal abuse should create a statutory presumption that it is detrimental to the child to be placed in the custody of an abusive parent.

The Committee also considered private claims bills.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held an oversight hearing on U.S. capability to meet Sealift Requirements for the Persian Gulf Crisis. Testimony was heard from the following officials of the Department of Defense: Robert H. Moore, Director, Transportation Policy, Office of the Assistant Secretary, Production and Logistics; and VAdm. Paul D. Butcher, USN, Deputy Commander-in-Chief, U.S. Transportation Command.

Subcommittee recessed subject to call.

EXECUTIVE EXCHANGE PROGRAM; EMPLOYEE HEALTH-HAZARDOUS WASTE SITES

Committee on Post Office and Civil Service: Subcommittee on Civil Service approved for full Committee action H.R. 5643, to grant a temporary extension on the authority under which the Government may accept the voluntary services of private sector executives.

The Subcommittee also held an oversight hearing on employee health and safety at Federal Hazardous Waste Sites. Testimony was heard from Barry Johnson, Assistant Administrator, Agency for Toxic Substances and Disease Registry; Thomas E. Baca, Assistant Secretary, Environment, Department of Defense; Harry Pettengill, Deputy Assistant Secretary, Health, Department of Energy; John Deason, Director, Environmental Activities, Department of the Interior; and public witnesses.

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OVERSIGHT

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services held an oversight hearing to review the financial condition of the United States Postal Service. Testimony was heard from Anthony M. Frank, Postmaster General, U.S. Postal Service.

SMALL BUSINESS REAUTHORIZATION AND AMENDMENTS ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4793, Small Business Reauthorization and Amendments Act of 1990. The rule makes in order the Committee substitute now printed in the bill as an original bill for the purpose of amendment, to be considered by titles, each title considered as read. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman LaFalce.

Joint Meetings

BUSINESS MEETING

Joint Committee on the Library: Committee met and approved the following business items:

Proposal to implement a pilot program to assess a fee for a service providing remote-access between the Library's databases and 50 State libraries, after receiving testimony from James H. Billington, Librarian of Congress;

Guidelines for seeking private funding for programs of the Congressional Research Service, and a proposal to establish an information and research exchange program between the Congressional Research Service and the Legislature of the Soviet Union, after receiving testimony from Joseph E. Ross, Director, Congressional Research Service, Library of Congress; and

Recommendations of the Task Force on the Development of Parliamentary Institutions in Eastern Europe with regard to the Library of Congress participation in the congressional effort to assist the emerging democracies in Eastern Europe, after receiving testimony from Representative Frost; James H. Billington, Librarian of Congress; and Joseph E. Ross, Director, Congressional Research Service, Library of Congress.

AMERICAN LEGION

Joint Hearing: Senate Committee on Veterans' Affairs concluded joint hearings with the House Committee on Veterans' Affairs to review the legislative recommendations of the American Legion, after receiving testimony from Senator Nunn; and Robert Turner, John Sommer, Chester Stellar, Charles Pesso, and Phil Riggin, all of the American Legion, Washington, D.C.

Wednesday, September 19, 1990

Senate

Chamber Action

Routine Proceedings, pages 25046–25115

Measures Introduced: Eleven bills and one resolution were introduced as follows: S. 3073–3083, and S. Res. 325.

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Measures Reported: Reports were made as follows:

S.J. Res. 14, proposing an amendment to the Constitution of the United States to allow the President to veto items of appropriation. (S. Rept. No. 101–466)

S.J. Res. 23, proposing an amendment to the Constitution authorizing the President to disapprove or reduce an item of appropriations. (S. Rept. No. 101–466)

S. 594, to establish a specialized corps of judges necessary for certain federal proceedings required to be conducted, with an amendment in the nature of a substitute. (S. Rept. No. 101–467)

H.R. 5268, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1991, with amendments. (S. Rept. No. 101–468)

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Older Workers Benefit Protection Act—Agreement: A unanimous-consent agreement was reached providing for further consideration and final disposition of S. 1511, to amend the Age Discrimination in Employment Act of 1967 to clarify the protections given to older individuals in regard to employee benefit plans, with a modified committee amendment in the nature of a substitute, and a modified compromise substitute amendment, or a Hatch Amendment No. 2704, in the nature of a substitute, on Monday, September 24, at 5 p.m.

Pages 25068, 25114

Motor Vehicle Fuel Efficiency Act—Agreement: A unanimous-consent agreement was reached providing for further consideration of S. 1224, to amend the Motor Vehicle Information and Cost Savings Act to require new standards for corporate average fuel economy, and amendments to be proposed thereto, on Monday, September 24, at 10 a.m., and on Tuesday, September 25, at 11:30 a.m.

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Also, on Tuesday, September 25, at 2:15 p.m., Senate will proceed to vote on a motion to invoke cloture on the committee amendment in the nature of a substitute, as amended if amended, and that the filing of the cloture petition and the live quorum as required under Rule XXII be deemed to have been waived.

Page 25114

Family Planning Amendments—Agreement: A unanimous-consent agreement was reached providing for the consideration of S. 110, to revise and extend the programs of assistance under title X of the Public Health Service Act, with a committee amendment in the nature of a substitute, on Tuesday, September 25, at 9 a.m.

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Further, a unanimous-consent agreement was reached providing for a vote to occur on the motion to invoke cloture on the committee amendment in the nature of a substitute to the bill, on Wednesday, September 26, immediately following the conclusion of morning business, and that the filing of the cloture petition and the live quorum as required under Rule XXII be deemed to have been waived.

Page 25114

National Voter Registration Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of a motion to proceed to consideration of S. 874, to establish national voter registration procedures for Presidential and Congressional elections, on Wednesday, September 26, with a vote on the motion to invoke cloture on the motion to proceed to consideration of the bill to occur immediately following disposition of the cloture vote in relation to S. 110, listed above, and that the filing of the cloture petition and the live quorum as required under Rule XXII be deemed to have been waived.

Page 25114

Legislative Program: The Majority Leader announced the legislative program through Wednesday, September 26, 1990.

Page 25114

Export Administration Act Amendments—Conferees: The Chair, pursuant to the order of Thursday, September 13, appointed conferees to resolve the differences between the Senate- and House-passed versions of H.R. 4653, to amend and extend the Export Administration Act of 1979, as follows: Senators Riegle, Cranston, Sarbanes, Garn, and Heinz; from the Committee on Foreign Relations solely for consideration of Title I, Section 117 of the Senate amendment and the specific disagreeing provision of Title I, Section 109 as regards the Arms Export Control Act, Section 120(a), Title III, and Title IV of the Senate amendment: Senators Pell, Sarbanes, and Helms; and from the Committee on Finance solely for consideration of Title IV of the Senate amendment relative to sanctions on imports: Senators Bentsen, Moynihan, and Packwood.

Page 25069

Treaties Considered: Senate considered the following treaties as having passed through their various parliamentary stages, up to and including the presentation of the resolutions of ratification:

Treaty with the U.S.S.R. on the Limitation of Underground Nuclear Weapon Tests: Ex. N(A), 94th Cong., 2nd Sess., Treaty with the Union of Soviet Social-

ist Republics on the Limitation of Underground Nuclear Weapon Tests, with a Protocol signed in Washington on June 1, 1990. (Protocol to this treaty is included in Treaty Doc. 101–19.)

Page 25068

Treaty with the U.S.S.R. on Underground Nuclear Explosions for Peaceful Purposes: Ex. N(B), 94th Cong., 2nd Sess., Treaty with the Union of Soviet Socialist Republics on Underground Nuclear Explosions for Peaceful Purposes, with a Protocol signed in Washington on June 1, 1990. (Protocol to this treaty is included in Treaty Doc. 101–19.)

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A unanimous-consent time agreement was reached providing for further consideration of the treaties on Tuesday, September 25, at 2:30 p.m., with roll call votes to occur thereon.

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Nominations Received: Senate received the following nominations:

Mary Shannon Brunette, of Virginia, to be an Assistant Secretary of Housing and Urban Development.

3 Army nominations in the rank of general.

3 Navy nominations in the rank of admiral.

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Messages From the House: Page 25069

Measures Referred: Page 25070

Statements on Introduced Bills: Page 25070

Additional Cosponsors: Page 25086

Amendments Submitted: Page 25087

Notices of Hearings: Page 25099

Authority for Committees: Page 25099

Additional Statements: Page 25105

Text of H.R. 5311 as Previously Passed: Page 25100

Recess: Senate convened at 9:30 a.m., and recessed at 6:28 p.m., until 10 a.m., on Thursday, September 20, 1990. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 25114.)

Committee Meetings

APPROPRIATIONS—AGRICULTURE/RURAL DEVELOPMENT

Committee on Appropriations: Committee ordered favorably reported, with amendments, H.R. 5268, making appropriations for fiscal year 1991 for rural development, agriculture, and related agencies.

HOUSING IN HAWAII

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs concluded hearings to examine the current housing situation in Hawaii, focusing on the disparity between purchase price and median incomes, after receiving testimony from Senator Akaka; Richard M. Sakoda, Hawaii Housing Authority, and Joseph K. Conant and Don Tarleton, both of the Hawaii Housing Finance and Development Corporation, all of Honolulu.

REAL ESTATE AND LENDING DEVELOPMENTS

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Housing and Urban Affairs concluded hearings to examine certain developments in real estate and lending communities, focusing on how they impact on the Real Estate Settlement Procedures Act's prohibition on kickbacks or fees for referrals, after receiving testimony from Francis A. Keating, General Counsel, Department of Housing and Urban Development; James M. Merrion, Coldwell Banker Residential Group, Mission Viejo, California; Norman D. Flynn, Madison, Wisconsin, on behalf of the National Association of Realtors; Stephen B. Ashley, Sibley Mortgage Corporation, Rochester, New York, on behalf of the Mortgage Bankers Association of America; Peggy Miller, Consumer Federation of America, and Michelle Meier, Consumers Union, both of Washington, D.C.; Leonard N. Druger, Citicorp Mortgage Inc., St. Louis, Missouri; Stanley M. Gordon, Prudential Real Estate Affiliates, Newport Beach, California; Donald Henig, National Association of Mortgage Brokers, Phoenix, Arizona; and Don Maiolatesi, D and N Mortgage Company, Troy, Michigan.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

S. 2555, to designate a segment of the Lower Merced River in California as a component of the National Wild and Scenic Rivers System, with an amendment in the nature of a substitute;

S. 2165, to establish the Glorieta National Battlefield in the State of New Mexico, with an amendment in the nature of a substitute;

S. 1831, to direct the Secretary of Agriculture to convey certain lands to the town of Taos, New Mexico, with an amendment in the nature of a substitute;

S. 2262, to designate segments of the Sudbury, Assabet, and Concord Rivers as a study area for inclusion in the National Wild and Scenic Rivers System, with an amendment in the nature of a substitute;

S. 2804, to designate the Nez Perce National Historical Park in the State of Idaho, with amendments;

S. 2923, to conserve natural resources primarily through energy production, to enhance energy efficiency, and to clarify the status of materials for energy production under the Public Utility Regulatory Policies Act of 1978, with an amendment in the nature of a substitute;

H.R. 2567, to authorize additional funds for the construction of the Buffalo Bill Dam and the Reservoir, Shoshone Project, Pick-Sloan Missouri Basin Program, Wyoming, with an amendment in the nature of a substitute.

(As approved by the committee, the bill incorporates provisions of S. 1554, S. 1556, S. 1590, S. 1932, S. 2710, S. 2716, S. 2807, S. 2870, S. 53, S. 486, S. 1121, and S. 1275.);

S. 2415, to encourage solar and geothermal power production by removing the size limitations contained in the Public Utility Regulatory Policies Act of 1978, with an amendment in the nature of a substitute;

S. 2527, to direct the Secretary of Agriculture to conduct a study to determine the need for a National Forest Information Center and an expanded environmental education program in New Mexico;

H.R. 2949, to authorize a study of nationally significant places in American Labor History;

S. 2684, to authorize a study of methods to protect and interpret the nationally significant fossil trackways found in the Robledo Mountains near Las Cruces, New Mexico, with an amendment in the nature of a substitute;

S. 2846, to authorize and direct the Secretary of the Interior to conduct a study of the feasibility of establishing a unit of the National Park System to interpret and commemorate the origins, development, and progression of jazz in the United States, with an amendment in the nature of a substitute;

S. 3017, to revise certain provisions of the Mineral Leasing Act of 1920 to repeal the 60-day waiting period for the granting of pipeline rights-of-way; and

S. 1118, to provide for the transfer of the Platoro Reservoir to the Conejos Water Conservancy District in Colorado, with an amendment in the nature of a substitute.

NORTHERN ROCKY MOUNTAIN GRAY WOLF

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on S. 2674, to provide for the reestablishment of the gray wolf in Yellowstone National Park and Central Idaho wilderness areas, after receiving testimony from Senator Simpson; Representatives Wayne Owens and Craig Thomas; James M. Ridenour, Director, National Park Service, and John Turner, Director, U.S. Fish and Wildlife Service, both of the Department of the Interior; Dave Unger, Associate Deputy Chief, Forest Service, Department of Agriculture; K.L. Cool, Montana Department of Fish, Wildlife and Parks, Helena; Thomas McNamee, Greater Yellowstone Coalition, Bozeman, Montana; Thomas M. France, National Wildlife Federation, and Hank Fischer, Defenders of Wildlife, both of Missoula, Montana; George A. Bennett, National Cattlemen's Association, Boise, Idaho; Cynthia Siddoway, Idaho Wool Growers Association, Terreton, Idaho; Thomas Geary, Idaho Farm Bureau Federation, Burley, Idaho, representing the American Farm Bureau Federation; and Carolyn Paseneaux, Wyoming Wool Growers Association, Casper.

SUPERFUND CONTRACTING PROGRAM

Committee on Environment and Public Works: Subcommittee on Superfund, Ocean and Water Protection concluded hearings to examine the status of the Superfund cleanup contracting program and its relationship with surety bonding issues, focusing on the increased difficulty in securing surety bonds for Superfund remediation contracts, after receiving testimony from Bruce Diamond, Director, Office of Waste Programs Enforcement, Office of Solid Waste and Emergency Response, Ken Ayres, Office of Emergency and Remedial Response, and Anthony Guadagno, Office of the General Counsel, all of the Environmental Protection Agency; Russell J. Christesen, Ebasco Services Incorporated, on behalf of the National Constructors Association, Lynn M. Schubert, American Insurance Association, A. Blakeman Early, Sierra Club, and David L. Mallino, Connerton, Ray and Simon, on behalf of the Laborers International Union of North American, all of Washington, D.C.; and Warren Diederich, Industrial Builders, Inc., Fargo, North Dakota, on behalf of the Associated General Contractors of America.

FOREIGN INFLUENCE IN U.S. POLITICAL PROCESS

Committee on Finance: Committee held hearings to examine the scope and effects of foreign influence on U.S. policy decisions on trade and other economic matters, and to review the extent to which former U.S. government officials represent these foreign interests, receiving testimony from Kevin P. Phillips, American Political Research Corporation, Bethesda, Maryland; and Clyde V. Prestowitz, Jr., Economic Strategy Institute, Elliot L. Richardson, Association for International Investment, and Susan J. Tolchin, George Washington University, all of Washington, D.C.

Hearings were recessed subject to call.

CAMBODIA

Committee on Foreign Relations: Subcommittee on East Asian and Pacific Affairs concluded open and closed hearings to review prospects for peace in Cambodia, focusing on the Post-United Nations Agreement, after receiving testimony from Jim Johnson, Director, Foreign Economic Assistance Issues, General Accounting Office; and officials of the intelligence community.

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of David H. Souter, of New Hampshire, to be an Associate Justice of the Supreme Court of the United States, after receiving testimony from numerous public witnesses.

TAX POLICY ON SMALL BUSINESS

Committee on Small Business: Committee concluded hearings to examine implications of certain tax issues on small business, focusing on capital gains and alternatives to the repeal of estate tax provisions (section 2036(c)) of the Internal Revenue Code, after receiving testimony from Mark Hayward, Acting Chief Counsel for Advocacy,

and Dan Mastromarco, Assistant Chief Counsel for Tax Policy, both of the Small Business Administration; George Benz, Oak Grove Dairy Company, St. Paul, Minnesota, representing the U.S. Chamber of Commerce; David Lambert, Lambert Construction, Stillwater, Oklahoma, representing the Associated General Contractors; Michael Roush, National Federation of Independent Business, and Thomas K. Zaucha, Small Business Legislative Council, both of Washington, D.C.

House of Representatives

Chamber Action

Bills Introduced: 20 public bills, H.R. 5665–5684; 1 private bill, H.R. 5685; and 5 resolutions, H. Con. Res. 372–374, and H. Res. 468 and 469 were introduced.

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Reports Filed: Reports were filed as follows:

H. Res. 468, providing for the consideration of H.R. 4450, to improve management of the coastal zone and enhance environmental protection of coastal zone resources, by reauthorizing and amending the Coastal Zone Management Act of 1972 (H. Rept. 101–718);

H. Res. 469, providing for the consideration of H.R. 5314, to provide for the conservation and development of water and related resources, and to authorize the United States Army Corps of Engineers civil works program to construct various projects for improvements to the Nation's infrastructure (H. Rept. 101–719);

H.R. 2937; 4356; and H. Res. 308, amended; all private measures (H. Repts. 101–720 to 101–722, respectively);

H.R. 4300, to amend the Immigration and Nationality Act to revise the system of admission of aliens on the basis of family reunification and to meet identified labor shortages, amended (H. Rept. 101–723, Part I);

H.R. 486, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States, amended (H. Rept. 101–724);

H.R. 5422, to authorize appropriations for fiscal year 1991 for intelligence and intelligence-related activities of the United States Government, the Intelligence Community Staff, and the Central Intelligence Agency Retirement and Disability System, amended (H. Rept. 101–725, Part I); and

H.R. 2840, to reauthorize the Coastal Barrier Resources Act, amended (H. Rept. 101–657, Part II).

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Journal: By a yea-and-nay vote of 278 yeas to 115 nays, Roll No. 348, the House approved the Journal of Tuesday, September 18.

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Defense Authorization: By a recorded vote of 256 ayes to 155 noes, Roll No. 352, the House passed H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

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Rejected the Dickinson motion to recommit the bill to the Committee on Armed Services with instructions to report the bill back forthwith containing amendments that would have expressed the sense of Congress regarding Army end strength adjustments; and the period for which selective reserves may be ordered to active duty (rejected by a yea-and-nay vote of 156 yeas to 254 nays, Roll No. 351).

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Agreed to the committee amendment in the nature of a substitute.

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Agreed To:

The Aspin en bloc amendment that includes provisions encouraging energy conservation at military installations; striking $33 million for 16 inch gun ammunition and increasing 5 inch ammunition by the same amount; imposing sanctions on companies exporting ballistic missile technology; reducing the United States expenses towards civilian salaries of certain civilian foreign nationals employed at overseas United States bases; authorizing $18 million for a contribution towards the construction of a Department of Defense training center for medical personnel in the care of head, neck, and spinal injuries; establishing a task force to examine ways to improve interagency coordination of environmental cleanup or restoration at military bases being closed under base realignment; extending the eligibility for the homeowner's assistance program for Federal employees required to relocate due to base closure or realignment; and requiring the Air Force to report to Congress on the impact of terminating the MX missile test program in two years, and in four years (agreed to by a recorded vote of 373 ayes to 45 noes, Roll No. 349); and

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The Aspin en bloc amendment that provides $978 million for activities in the Persian Gulf, with $185 million for various types of pay and personnel benefits; $187 million for anti-chemical and biological equipment and training; $250 million for strategic sealift vessels; $290 million for three minehunter ships; $36 million for C–141 aircraft modifications; and $30 million for classified programs (agreed to by a recorded vote of 413 ayes to 10 noes, Roll No. 350).

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Agreed to amend the title.

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The Clerk was authorized to make such clerical and technical corrections, including corrections in the table of contents, title, section numbers, and cross references, as may be necessary in the engrossment of the bill.

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Food and Agricultural Research: House insisted on its amendments to S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices; and agreed to a conference. Appointed as majority conferees: Representatives de la Garza, Brown of California, Rose, English, Huckaby, Glickman, Stenholm, Volkmer, Hatcher, and Panetta (for subtitle G of title XII, title XIV (except section 1414 and subtitles C and D), and title XVII of the House amendment, and title XVII (except section 1730), subtitle I of title XIX, section 1973, subtitle G of title XXI, and title XXIV of the Senate bill).

Representative Stallings, in lieu of Representative Panetta, for title II, XXVIII, and XXIX of the House amendment and title IX, title XIII (except section 1303), and subtitle B of title XX of the Senate bill.

Representative Olin, in lieu of Representative Panetta, for title IV, title XIII (except for subtitle H), subtitle D of title XIV, and section 1843 of the House amendment and title I, section 1283, title XIV (except section 1496), and title XVI of the Senate bill.

Representative Johnson of South Dakota, in lieu of Representative Panetta, for title V, (except section 502) and subtitle A of title VI of the House amendment and title II and subtitle C of title X of the Senate bill.

Representative Long, in lieu of Representative Panetta, for title X, title XI (except section 1109), section 1215, and subtitle A of title VII of the House amendment, and for title IV, title VIII, title X (except subtitle C), section 301 (insofar as it adds a new section 107A(e)(4)(E) to the Agricultural Act of 1949), section 501 (insofar as it adds a new section 103A(e)(4)(D) to the Agricultural Act of 1949), and section 601 (insofar as it adds a new section 101A(e)(4)(D) to the Agricultural Act of 1949).

Representative Dyson, in lieu of Representative Panetta, for section 502, subtitle B of title VI, subtitle B of title VII, section 1414, subtitle C of title XIV, and section 1841 of the House amendment, and title XXI (except subtitle G) and section 1730 of the Senate bill.

Representative Lancaster, in lieu of Representative Panetta, for title VIII of the House amendment, and title VII of the Senate bill.

Representative Jontz, in lieu of Representative Panetta, for subtitle A of title XVIII, and section 1508 of the House amendment, and subtitle B of title XIX and title XVIII of the Senate bill.

Representative Condit, in lieu of Representative Panetta, for section 1109, title XIII (except section 1215 and subtitle G), and section 1833 of the House amendment and title XI (except subtitle E), section 1551, and title XXIII of the Senate bill.

Representative Harris, in lieu of Representative Panetta, for title XV (except for section 1508) and title XXVII of the House amendment and title XV (except section 1551) of the Senate bill.

Representative Espy, in lieu of Representative Panetta, for title III of the House amendment, and title VI (except new section 101A(e)(4)(D) of the Agricultural Act of 1949, as added by section 601), and subtitle K of title XIX of the Senate bill.

Representative Sarpalius, in lieu of Representative Panetta, for titles I, IX, and XXX of the House amendment and title III (except new section 107A(e)(4)(E) of the Agricultural Act of 1949, as added by section 301), title V (except new section 103A(e)(4)(D) of the Agricultural Act of 1949, as added by section 501), and subtitle E of title XI of the Senate bill.

Representative Penny, in lieu of Representative Panetta, for title XVI, section 1844, and subtitle H of title XIII of the House amendment, and title XII (except section 1283), section 1303, and subtitle A of title XIX of the Senate bill.

Representative Tallon, in lieu of Representative Panetta, for titles XIX, XXII, XXIII, XXIV, and XXVI, and section 1857 of the House amendment, and title XX (except subtitles A, B, and F), and title XXII of the Senate bill.

Representative Staggers, in lieu of Representative Panetta, for title XVIII (except subtitle A, section 1833, section 1841, section 1843, section 1844, and section 1857), title XX, and title XXI of the House amendment and section 1496, subtitles H and J (except section 1973) of title XIX, and subtitles A and F of title XX of the Senate bill.

Representative Wise, in lieu of Representative Panetta, for title XXV of the House amendment.

As minority conferees from the Committee on Agriculture, Representatives Madigan, Coleman of Missouri, Marlenee, Stangeland, Hopkins, Roberts, and Emerson (in lieu of Representative Marlenee on section 502, title XIV, title XVII and section 1814; in lieu of Representative Hopkins, for subtitle B of title VII and subtitle B of title VI of the House amendment and subtitles A and B of title XVII, section 1730, subtitle I of title XIX, section 1973, subtitle G of title XXI, and title XXIV of the Senate bill.

Representative Morrison of Washington, in lieu of Representative Hopkins, on titles XV and XXVII of the House amendment and title XV (except section 1551) and subtitle B of title XIX of the Senate bill.

Representative Gunderson, in lieu of Representative Marlenee, on titles IV, V (except section 502), title VI (except subtitle B) of the House amendment and titles I and II and subtitle C of title X of the Senate bill.

Representative Robert F. Smith, in lieu of Representative Hopkins, on title IX and title XI (except section 1109) of the House amendment and title III, title X (except subtitle C) and section 301 (insofar as it adds a new section 107A(e)(4)(E) to the Agricultural Act of 1949),

section 501 (insofar as it adds a new section 103A(e)(4)(D) to the Agricultural Act of 1949), and section 601 (insofar as it adds a new section 101A(e)(4)(D) to the Agricultural Act of 1949) of the Senate bill.

Representative Lewis of Florida, in lieu of Representative Marlenee, on title II of the House amendment and title IX of the Senate bill.

Representative Combest, in lieu of Representative Marlenee, on title I of the House amendment and title V (except new section 103A(e)(4)(D) of the Agricultural Act of 1949, as added by section 501) of the Senate bill.

Representative Schuette, in lieu of Representative Hopkins, on subtitle A of title XVIII of the House amendment and title XVIII of the Senate bill.

Representative Grandy, in lieu of Representative Hopkins, on title X and, in lieu of Representative Marlenee, on titles XVI and XXIX and section 1857 of the House amendment and title IV, title XII, and title XIII of the Senate bill.

Representative Herger, in lieu of Representative Marlenee, on section 1109 and title XII except for subtitle G of the House amendment and title XI (except subtitle E), title XIII and section 1551 of the Senate bill.

Representative Holloway, in lieu of Representative Hopkins, on title III of the House amendment and title VI, except section 601 (insofar as it adds a new section 101A(e)(4)(D) to the Agricultural Act of 1949) of the Senate bill.

Representative Walsh, in lieu of Representative Hopkins, on title XVIII, except subtitle A of the House amendment and subtitle H (except section 1962), subtitle J (except section 1973), and subtitle K of title XIX of the Senate bill.

Representative Grant, in lieu of Representative Marlenee, on title VIII of the House amendment and title VII of the Senate bill.

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Agreed to the Dreier of California motion to instruct conferees to agree to language in the Senate bill relating to restrictions on extensions of credit by United States financial institutions to the Soviet Union.

Page 25155

Housing and Community Development: House insisted on its amendments to S. 566, to authorize a new Housing Opportunities Partnership program to support State and local strategies for achieving more affordable housing; and to increase homeownership, and agreed to a conference. Appointed as conferees:

From the Committee on Banking, Finance and Urban Affairs: Representatives Gonzalez, Oakar, Vento, Schumer, Frank, Torres, Kennedy, McDermott, Wylie, Roukema, Hiler, Ridge, and Bartlett.

From the Committee on Ways and Means, for consideration of section 110 of the Senate bill and modifications committed to conference: Representatives Rostenkowski, Gibbons, Pickle, Stark, Jacobs, Ford of Tennessee, Jenkins, Downey, Archer, Vander Jagt, Crane, Frenzel, and Schulze.

From the Committee on Education and Labor, for consideration of sections 1006 and 1008 and subtitles D through G of title XIII of the Senate bill and section 768 of the House amendment and modifications committed to conference: Representatives Hawkins, Ford of Michigan, Murphy, Kildee, Williams, Martinez, Owens of New York, Sawyer, Goodling, Petri, Gunderson, Tauke, and Smith of Vermont.

From the Committee on Energy and Commerce, for consideration of title XIV of the Senate bill and modifications committed to conference: Representatives Dingell, Markey, Swift, Collins, Synar, Tauzin, Hall of Texas, Eckart, Lent, Rinaldo, Moorhead, Ritter, and Bliley.

Page 25155

Late Reports: Committee on Banking, Finance and Urban Affairs received permission to have until 6 p.m. tonight to file a report on H.R. 2840, to reauthorize the Coastal Barrier Resources Act; and

Page 25156

Permanent Select Committee on Intelligence received permission to have until 6 p.m. tonight to file a report on H.R. 5422, to authorize appropriations for fiscal year 1991 for intelligence and intelligence-related activities of the United States Government, the Intelligence Community Staff, and the Central Intelligence Agency Retirement and Disability System.

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Quorum Calls—Votes: Five recorded votes developed during the proceedings of the House today and appear on pages 25116, 25130, 25141, 25152, and 25153. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 4:29 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to hold a hearing on Defense Overview. Testimony was heard from the following officials of the Department of Defense: Dick Cheney, Secretary; and Gen. Colin D. Powell, USA, Chairman, Joint Chiefs of Staff.

FOREIGN OPERATIONS APPROPRIATIONS

Committee on Appropriations: Subcommittee on Foreign Operations, Export Financing and Related Programs held a hearing on fiscal year 1990 Supplemental on Egyptian Debt Forgiveness. Testimony was heard from Lawrence Eagleburger, Deputy Secretary of State; David C. Mulford Under Secretary, International Affairs, Department of the Treasury; and William M. Diefenderfer III, Deputy Director, OMB.

DEPOSIT INSURANCE REFORM

Committee on Banking, Finance and Urban Affairs: Continued hearings on Deposit Insurance Reform. Testimony was heard from Richard Vogel, Assistant Comptroller General, General Government Division, GAO.

Hearings continue September 25.

FEDERAL HEALTH INSURANCE EQUITY ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness held a hearing on practices used by health insurance industry to determine whether individuals are insurable and on H.R. 2649, Federal Health Insurance Equity Act of 1989. Testimony was heard from Jill Eden, Senior Analyst, OTA; and public witnesses.

AUTOMOTIVE FUEL EFFICIENCY

Committee on Energy and Commerce: Subcommittee on Energy and Power held a hearing on Automotive Fuel Efficiency. Testimony was heard from Senator Bryan; Representatives Carr, Miller of California, Boxer, Traxler and McEwen; and public witnesses.

LEAD POLLUTION PREVENTION ACT

Committee on Energy and Commerce: Subcommittee on Transportation and Hazardous Materials held a hearing on H.R. 5372, Lead Pollution Prevention Act of 1990. Testimony was heard from Senator Reid; Representatives Torres, Sikorski and Emerson; Victor J. Kimm, Deputy Assistant Administrator, Pesticides and Toxic Substances, EPA; the following officials of the Department of Health and Human Services: Dr. Vernon N. Houk, Director, Center for Environmental Health and Injury Control, Centers for Disease Control, Public Health Service; and Dr. Kathryn Mahaffey, Research Chemist, National Institute of Environmental Health Sciences, NIH; and public witnesses.

PERSIAN GULF—ASIAN RESPONSE

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on Asian Response to the Crisis in the Persian Gulf. Testimony was heard from the following officials of the Department of State: Richard Solomon, Assistant Secretary, Bureau of East Asian and Pacific Affairs; Teresita Schaffer, Deputy Assistant Secretary, Bureau of Near East and South Asian Affairs; and Robert Havre, Deputy Assistant Secretary, Economic Affairs.

CURRENT DEVELOPMENTS—UNITED NATIONS SYSTEM

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations and the Subcommittee on International Operations held a joint hearing on Current Developments in the United Nations System. Testimony was heard from the following officials of the Deapartment of State: John R. Bolton, Assistant Secretary, Bureau of International Organization Affairs; and Thomas R. Pickering, U.S. Ambassador to the United Nations.

DRAFT REPORTS

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs approved for full Committee action the following draft report entitled: "Misconduct by Senior Managers in the Internal Revenue Service"; and "Consumer Cost of Continued State Motor Carrrier Regulation".

DEA MANAGEMENT

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture met in executive session to hold a hearing on DEA Management's Handling of Informant Allegations. Testimony was heard from a departmental witness.

MISCELLANEOUS MEASURES; COMMITTEE BUSINESS

Committee on House Administration: Ordered reported the following measures: H.R. 5641, to amend title 5, United States Code, with respect to retirement of members of the Capitol Police; H.J. Res. 587, committing to the private sector the responsibility for support of the Civic Achievement Award Program in Honor of the Office of Speaker of the House of Representatives; H.R. 2807, amended, to provide for the establishment of a memorial on Federal land within the District of Columbia to honor members of the Armed Forces who served in World War II, and to express the sense of Congress concerning U.S. participation in that conflict; and H.R. 3954, amended, to authorize the establishment of a memorial on Federal land in the District of Columbia to honor individuals who have served as volunteers in the Peace Corps;

The Committee also approved other pending Committee business.

MISCELLANEOUS MEASURES; INDIAN LAND RESOURCE MANAGEMENT

Committee on Interior and Insular Affairs: Ordered reported the following bills: H.R. 4728, amended, to amend the Wild and Scenic Rivers Act by designating a segment of the Klamath River in Oregon as a component of the National Wild and Scenic Rivers System; H.R. 4765, amended, Puerto Rico Self-Determination Act; H.R. 5204, amended, Tribal Cattle Herd Pilot Project; S. 1270, to provide an Indian mental health demonstration grant program; S. 2075, Indian Environmental Regulatory Enhancement Act of 1990; H.R. 4559, amended, to establish the Red Rock Canyon National Conservation Area; S. 2437, amended, to authorize the acquisition of certain lands in the State of Louisiana for inclusion in the Vicksburg National Military Park; S. 1128, for the relief of Richard Saunders; S. 1756, amended, Maine Acadian Culture Preservation Act; S. 2059, amended, Weir Farm

National Historic Site Establishment Act of 1990; S. 1738, to convey certain Oregon and California Railroad Grant Lands in Josephine County, Oregon to the Rogue Community College district; H.R. 5428, to designate certain public lands in the State of Illinois as wilderness; H.R. 5144, amended, to establish the Vancouver National Historical Reserve in the State of Washington; H.R. 4914, amended, to amend the National Parks and Recreation Act of 1978 to authorize the Secretary of Interior to exchange city-owned lands in Los Angeles, California with public lands managed by the Bureau of Land Management in Nevada; and H.R. 4630, amended, Cochiti Land Exchange Act of 1990.

The Committee also held a hearing on S. 1289, to improve the management of forests and woodlands and the production of forest resources on Indian lands. Testimony was heard from Pat Hayes, Deputy, to the Assistant Secretary, Indian Affairs (Trust and Economic Development), Department of the Interior; and public witnesses.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on Water, Power and Offshore Resources continued oversight hearings on Strategies for Energy Independence, (Part II), with emphasis on development, transportation, and possible export of Alaska natural gas. Testimony was heard from Robert Gentile, Assistant Secretary, Fossil Energy, Department of Energy; James M. Hughes, Deputy Assistant Secretary, Land and Minerals Management, Department of the Interior; and public witnesses.

Hearings continue September 27.

TELEPHONE PRIVACY ACT

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property and the Administration of Justice held a hearing on H.R. 4340, Telephone Privacy Act of 1990. Testimony was heard from Senator Kohl; Andrew Poat, Acting Director, U.S. Office of Consumer Affairs, Department of Health and Human Services; and public witnesses.

IMMIGRATION AND NATIONALITY ACT AMENDMENTS; PRIVATE IMMIGRATION BILLS

Committee on the Judiciary: Subcommittee on Immigration, Refugees, and International Law approved for full Committee action amended H.R. 5572, to amend the Immigration and Nationality Act to extend the requirement for an annual GAO report on the impact of employer sanctions, to improve enforcement of antidiscrimination provisions.

The Subcommittee also acted on private immigration bills.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Fisheries and Wildlife Conservation and the Environment held an oversight hearing on the conservation and management of Atlantic swordfish. Testimony was heard from the following officials of NOAA, Department of Commerce: Carmen Blondin, Deputy Assistant Secretary, International Interests; and William Fox, Assistant Administrator; and public witnesses.

OVERSIGHT

Committee on Post Office and Civil Service: Subcommittee on Postal Personnel and Management held an oversight hearing on the U.S. Postal Service injury compensation program. Testimony was heard from Joel Trosch, Assistant Postmaster General, Employee Relations Department, U.S. Postal Service; Lawrence Rogers, Director, Office of Workers Compensation Program, Employment Standards Administration, Department of Labor; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Public Works and Transportation: Ordered reported amended H. Con. Res. 362, expressing the sense of Congress concerning the need for a national policy to rebuild the infrastructure of the United States.

The Committee also began markup of the following bills: H.R. 5200, Aviation Security Improvement Act of 1990; and H.R. 3520, Hazardous Materials Transportation Act Uniform Safety Amendments Act of 1990.

Committee recessed subject to call.

COASTAL ZONE ACT REAUTHORIZATION AMENDMENTS

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 4450, Coastal Zone Act Reauthorization Act Amendments of 1990. The rule makes in order an amendment in the nature of a substitute consisting of the text of H.R. 5665 as an original bill for the purpose of amendment to be considered by titles, each title considered as read. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Jones.

WATER RESOURCES DEVELOPMENT ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 5314, Water Resources Development Act. The rule makes in order the Public Works Committee amendment in the nature of a substitute now printed in the bill as an original bill to be considered by sections, each section considered as read. The rule makes in order en bloc amendments printed in the report accompanying the resolution. The en bloc amendments are not subject to a division of the question in the House or in the Committee of the Whole. The rule waives clause 7, Rule XVI against the en bloc amendments. The rule provides one motion to recommit with or without instructions.

After passage of H.R. 5314, the rule makes it in order to consider in the House S. 2740, to move to strike all after the enacting clause and insert the text of H.R. 5314 as passed by the House, and to move to insist on the

House amendment and request a conference. Testimony was heard from Representatives Nowak, Manton, Pallone and Stangeland.

NASA ADMINISTRATION MULTIYEAR AUTHORIZATION ACT

Committee on Science, Space, and Technology: Ordered reported amended H.R. 5649, National Aeronautics and Space Administration Multiyear Authorization Act of 1990.

INSOLVENT S&L'S

Committee on Ways and Means: Held a hearing on the additional financing costs associated with resolving insolvent savings and loan institutions. Testimony was heard from Representatives Kanjorski and Kennedy; L. William Seidman, Chairman, Resolution Trust Corporation; T. Timothy Ryan, Director, Office of Thrift Supervision, Department of the Treasury; from the following officials of the GAO; Charles A. Bowsher, Comptroller General; Robert Grambling, Director, Corporation Audits, Accounting and Financial Management Division; Gaston Gianni, Jr., Associate Director, Resolution Trust Corporation Issues, General Government Division; and Molly Boyle, Assistant Director, Accounting and Financial Management Division; and Robert D. Reischauer, Director, CBO.

Joint Meetings

ECONOMIC OUTLOOK

Joint Economic Committee: Committee concluded hearings to examine the economic outlook for 1990, after receiving testimony from Alan Greenspan, Chairman, Board of Governors, The Federal Reserve.

FARM BILL

Conferees met on the differences between the Senate- and House-passed versions of S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices, but did not complete action thereon, and will meet again on Tuesday, September 25.

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Thursday, September 20, 1990

Senate

Chamber Action

Routine Proceedings, pages 25195–25270

Measures Introduced: Seven bills and one resolution were introduced as follows: S. 3084–3090, and S. Res. 326.

Page 25241

Measures Reported: Reports were made as follows:

S. 2846, to authorize and direct the Secretary of the Interior to conduct a study of the feasibility of establishing a unit of the National Park System to interpret and commemorate the origins, development, and progression of jazz in the United States, with an amendment in the nature of a substitute. (S. Rept. No. 101–469)

S. 190, to amend section 3104 of title 38, United States Code, to permit certain service-connected disabled veterans who are retired members of the Armed Forces to receive compensation concurrently with retired pay without reduction in the amount of the compensation and retired pay, with an amendment in the nature of a substitute.

Page 25240

Measures Passed:

Youth Space Education Week: Senate agreed to S. Res. 326, to designate the week of October 8, 1990, through October 12, 1990, as "Youth Space Education Week".

Page 25258

Safe Transportation of Food Act: Committee on Commerce, Science, and Transportation was discharged from further consideration of H.R. 3386, to prohibit the use of refrigerated motor vehicles for the transportation of solid waste, and to prohibit the use of cargo tanks in providing motor vehicle transportation of food and hazardous materials, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2393, Senate companion measure, after agreeing to committee amendments, and the following amendment proposed thereto:

Page 25259

Bryan (for Exon) Amendment No. 2712, to permit States to waive application of the Commercial Motor Vehicle Safety Act of 1986 with respect to certain farm vehicles.

Page 25266

USO's 50th Anniversary Commemorative Coin: Committee on Banking, Housing, and Urban Affairs was discharged from further consideration of H.R. 2761, to require the Secretary of the Treasury to mint coins in commemoration of the 50th anniversary of the United Services Organization, and the bill was then passed.

Page 25267

Forest Firefighters Within Commerce Department: Senate passed S. 1542, to amend chapter 55 of title 5, United States Code, to include certain employees of the Department of Commerce as forest firefighters.

Page 25267

1992 Olympic Games Commemorative Coin: Senate passed H.R. 4962, to authorize the minting of com-

memorative coins to support the training of American athletes participating in the 1992 Olympic Games.

Page 25268

Department of Agriculture Appropriations, 1991: Senate completed consideration of H.R. 5268, making appropriations for Rural Development, Agriculture, and Related Agencies program for the fiscal year ending September 30, 1991, agreeing to committee amendments and taking action on further amendments proposed thereto, as follows:

Page 25222

Adopted:

Cochran (for Kasten and Kohl) Amendment No. 2711, to provide for a feasibility study on the Rural Health Information and Technology Initiative at the Medical College of Wisconsin.

Page 25236

Withdrawn:

Baucus Amendment No. 2710, to provide for payment of claims by United States nationals against Iraq.

Page 25235

A unanimous-consent agreement was reached providing for a vote to occur on final passage of the bill on Tuesday, September 25.

Page 25237

Authority for Committees: All committees were authorized to file executive and legislative reports during the recess of the Senate on Friday, September 21, 1990, from 10 a.m. to 12 Noon.

Page 25269

Cloture Vote Vitiated: By unanimous consent, the cloture vote scheduled for today on the modified committee amendment in the nature of a substitute to S. 1511, Older Workers Benefit Protection Act, was vitiated.

Page 25195

Nominations Received: Senate received the following nominations:

Branko Terzic, of Wisconsin, to be a Member of the Federal Energy Regulatory Commission.

Page 25270

Messages From the House: Page 25239

Measures Referred: Page 25240

Communications: Page 25240

Statements on Introduced Bills: Page 25242

Additional Cosponsors: Page 25252

Amendments Submitted: Page 25254

Notices of Hearings: Page 25254

Authority for Committees: Page 25254

Additional Statements: Page 25255

Recess: Senate convened at 10 a.m., and recessed at 4:07 p.m., until 9:30 a.m., on Monday, September 24, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 25269.)

Committee Meetings

FSLIC 1988 DEALS

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings to examine the Resolution Trust Corporation's cost evaluation and cost reduction review of certain 1988 assistance agreements granted by the Federal Savings and Loan Insurance Corporation [FSLIC] to take over insolvent thrifts, after receiving testimony from L. William Seidman, Chairman, Resolution Trust Corporation.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Mary Sterling, of Virginia, to be Inspector General, Department of Transportation, and Gail C. McDonald, of Oklahoma, to be a Member of the Interstate Commerce Commission, after the nominees testified and answered questions in their own behalf. Ms. Sterling was introduced by Senator Danforth and Ms. McDonald was introduced by Senators Nickles and Boren.

HISTORIC SITES

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

S. 2771, to establish the Vancouver National Historical Reserve in the State of Washington, after receiving testimony from Senators Adams and Gorton; and Mayor Bruce E. Hagensen, Vancouver, Washington;

S. 2802, to authorize the establishment of the Fort Totten National Historical Site in the State of North Dakota, after receiving testimony from North Dakota Representative Charles P. Mertens, Devils Lake; and Vance Nelson, Fort Totten State Historic Site, Fort Totten, North Dakota;

S. 2809 and H.R. 3863, bills to direct the Secretary of the Interior to conduct a study of alternatives for commemorating the Underground Railroad, after receiving testimony from Senator Simon;

S. 2818 and H.R. 4834, bills to provide for a visitor center at Salem Maritime National Historic Site in the Commonwealth of Massachusetts, after receiving testimony from Senators Kerry and Kennedy; and Tom Leonard, Salem Partnership, Salem, Massachusetts; and

Testimony was also received on all the aforementioned bills and H.R. 5084, to authorize the National Park Service to acquire and manage the Mary McLeod Bethune Council House National Historic Site in Washington, D.C., from Denis P. Galvin, Associate Director for Planning and Development, National Park Service, Department of the Interior.

PERSIAN GULF CRISIS

Committee on Foreign Relations: Committee held hearings to examine the role of the United Nations in the Persian

Gulf crisis, receiving testimony from Thomas R. Pickering, U.S. Permanent Representative to the United Nations.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at 10 a.m. on Friday, September 21.

Committee Meetings

MILITARY EDUCATION POLICY DOCUMENT AND IMPLEMENTATION

Committee on Armed Services: Military Education Panel held a hearing on the new Joint Chiefs of Staff Military Education Policy Document and implementation of panel recommendations. Testimony was heard from RAdm. David B. Robinson, USN, Director, Operational Plans and Interoperability, Joint Chiefs of Staff, Department of Defense.

ABUSES—"M" ACCOUNT SYSTEM

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on abuses in the "M" Account System and proposals for reform. Testimony was heard from Senator Glenn; and the following officials of the GAO: Nancy R. Kingsbury, Director, Air Force Issues, National Security and International Affairs Division; and Jeffrey C. Steinhoff, Director, Financial Management Systems Issues.

COMPLIANCE—FEDERAL MONEY LAUNDERING STATUTES

Committee on Ways and Means: Subcommittee on Oversight held a hearing on the business community's compliance with Federal Money Laundering Statutes. Testimony was heard from the following officials of the Department of the Treasury: Peter Nunez, Assistant Secretary, Enforcement; and Michael J. Murphy, Senior Deputy Commissioner, IRS; and Jack Keeney, Deputy Assistant Attorney General Criminal Division, Department of Justice.

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Friday, September 21, 1990

Senate

Chamber Action

Senate was not in session today. It will next meet on Monday, September 24, at 9:30 a.m.

Committee Meetings

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Richard Y. Roberts, of Virginia, to be a Member of the Securities and Exchange Commission, after the nominee, who was introduced by Senator Heflin, testified and answered questions in his own behalf.

STRATEGIC AND CRITICAL MATERIALS

Committee on Energy and Natural Resources: Subcommittee on Mineral Resources Development and Production concluded hearings on H.R. 4111, to establish a Strategic Resources Mineral Technology Center to improve existing and develop new technologies on U.S. supplies of strategic and critical materials, after receiving testimony from Harlan L. Watson, Principle Deputy Assistant Secretary for Water and Science, and John D. Morgan, Chief Staff Officer, Bureau of Mines, both of the Department of the Interior; Laurence H. Lattman, New Mexico Institute of Mining and Technology, Socorro; and Robert W. Bartlett, University of Idaho, Moscow.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of William B. Shubb and David F. Levi, each to be a United States District Judge for the Eastern District of California, James Ware, to be United States District Judge for the Northern District of California, Jean C. Hamilton, to be United States District Judge for the Eastern District of Missouri, Samuel B. Kent, to be United States District Judge for the Southern District of Texas and Gary L. Taylor, to be United States District Judge for the Central District of California, after the nominees testified and answered questions in their own behalf. Messrs. Shubb, Levi, Ware, and Taylor were introduced by Senator Simpson; Ms. Hamilton was introduced by Senators Danforth and Bond; and Mr. Kent was introduced by Senator Gramm.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 5686–5690 were introduced.

Page 25276

Reports Filed: Reports were filed as follows:

H.R. 3613, to establish an Upper Sacramento River fishery resources restoration program, amended (H. Rept. 101–726, Part I);

H.R. 4143, to settle certain claims of the Zuni Indian Tribe, amended (H. Rept. 101–727);

H.R. 4567, to authorize an exchange of lands in South Dakota and Colorado, amended (H. Rept. 101–728, Part I);

H.R. 4131, to ensure that executive agencies have adequate authority to review the performance of foreign contractors and subcontractors under certain procurement contracts, amended (H. Rept. 101–729);

H.R. 3979, to amend title 5, United States Code, to provide for greater flexibility in the procedures by which rates of pay for Federal employees are adjusted in order to contribute to the effectiveness of the Government's recruitment and retention efforts, amended (H. Rept. 101–730); and

H.R. 1330, a private bill (H. Rept. 101–731).

H.R. 3898, to require certain procedural changes in United States district courts in order to promote the just, speedy and inexpensive determination of civil actions, amended (H. Rept. 101–732);

H.R. 5316, to provide for the appointment of additional Federal circuit and district judges, amended (H. Rept. 101–733);

H.R. 5381, to implement certain proposals of the Federal Courts Study Committee, amended (H. Rept. 101–734);

H.R. 5498, to amend title 17, United States Code, relating to computer software, fair use, and architectural systems, amended (H. Rept. 101–735);

H.R. 5640, to amend title 28, United States Code, to provide Federal debt collection civil procedures, amended (H. Rept. 101–736); and

H. Con. Res. 172, expressing the sense of the Congress that, for purposes of determining child custody, evidence of spousal abuse should create a statutory presumption that it is detrimental to the child to be placed in the custody of the abusive parent, amended (H. Rept. 101–737).

Page 25275

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Whitten to act as Speaker pro tempore for today.

Page 25271

Late Report: Committee on the Judiciary received permission to have until midnight tonight to file various reports.

Page 25271

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 10 a.m. and adjourned at 10:32 a.m.

Committee Meetings

No Committee meetings were held.

Joint Meeting

HIGH TECHNOLOGY EXPORTS

Joint Economic Committee: Subcommittee on Technology and National Security held hearings to examine U.S. policies on high technology exports to developing countries, focusing on export control programs and whether the policies that guide the programs effectively service U.S. foreign policy, national security and economic objectives, receiving testimony from Elizabeth Verville, Deputy Assistant Secretary of State for Political and Monetary Affairs; Henry Sokolski, Deputy for Non-Proliferation Policy, Department of Defense; James LeMunyon, Deputy Assistant Secretary of Commerce for Export Administration; and Gary Milhollin, Wisconsin Project on Nuclear Arms Control, Madison.

Hearings were recessed subject to call.

♦♦♦♦♦♦♦♦♦♦♦♦

Monday, September 24, 1990

Senate

Chamber Action

Routine Proceedings, pages 25291–25431

Measures Introduced: Twelve bills and one resolution were introduced as follows: S. 3091–3102, and S.J. Res. 369.

Page 25373

Measures Reported: Reports were made as follows:

Reported on Friday, September 21, during the recess:

S. 2415, to encourage solar and geothermal power production by removing the size limitations contained in the Public Utility Regulatory Act of 1978, with an amendment in the nature of a substitute. (S. Rept. No. 101–470)

S. 3017, to amend section 28(w) of the Mineral Leasing Act of 1920, as amended, to repeal the 60-day waiting period for the granting of pipeline rights of way, with amendments. (S. Rept. No. 101–471)

Page 25373

Measures Passed:

Children's Television Act: Senate passed H.R. 1677, to require the Federal Communications Commission to reinstate restrictions on advertising during children's television, to enforce the obligation of broadcasters to meet the educational and informational needs of the child audience, after agreeing to the following amendment proposed thereto, as follows:

Page 25307

Bryan (for Inouye) Amendment No. 2713, in the nature of a substitute.

Page 25307

Older Workers Benefit Protection Act: By 94 yeas to 1 nay (Vote No. 245) Senate passed S. 1511, to amend the Age Discrimination in Employment Act of 1967 to clarify the protections given to older individuals in regard to employee benefit plans, after agreeing to a modified committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 25350

Metzenbaum/Hatch Amendment No. 2759, in the nature of a substitute.

Pages 25350, 25367

Arctic Research and Policy Act: Senate passed S. 677, to amend the Arctic Research and Policy Act of 1984 to improve and clarify its provisions, after agreeing to a committee amendment in the nature of a substitute.

Page 25431

Motor Vehicle Fuel Efficiency Act: Senate resumed consideration of S. 1224, to amend the Motor Vehicle Information and Cost Savings Act to require new standards for corporate average fuel economy, with a committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 25310, 25370

Adopted:

(1) Nickles Amendment No. 2715, to require Government purchased vehicles to individually meet or exceed CAFE levels.

Pages 25319, 25346

(2) Riegle Modified Amendment No. 2722, to express the sense of the Senate that the President should submit, and Congress should review, a National Energy Policy Plan.

Page 25345

(3) Danforth Amendment No. 2754, to clarify the definition of "small passenger automobile" for purposes of the airbag credit.

Page 25326

(4) By 55 yeas to 40 nays (Vote No. 247), Danforth Amendment No. 2755, to remove the cap on increases in average fuel economy attributable to dual energy automobiles and natural gas energy automobiles.

Pages 25327, 25344, 25370

(5) Bryan Amendment No. 2756, to make certain amendments to the National Traffic and Motor Vehicle Safety Act of 1966 and Motor Vehicle and Cost Savings Act.

Pages 25333, 25344

(6) Gorton Amendment No. 2758 (to Amendment No. 2715), to establish that the purchasers of automobiles and small trucks by the Federal Government will meet the fleet requirements laid out for the manufacturers themselves.

Page 25346

Rejected:

Simon Amendment No. 2714, to provide financial assistance to terminated automobile workers. (By 49 yeas to 46 nays (Vote No. 246), Senate tabled the amendment.)

Pages 25315, 25321, 25345, 25370

By prior unanimous-consent, Senate will resume consideration of the bill on tomorrow, with a vote on the motion to invoke cloture on the committee substitute, as amended, to occur at 2:15 p.m.

Presidential Messages: Senate received the following message from the President of the United States:

Transmitting the Annual Report of the Saint Lawrence Seaway Development Corporation, which was referred to the Committee on Environment and Public Works. (PM–146)

Page 25373

Nominations Received: Senate received the following nominations:

Received on Friday, September 21, during the Recess:

John P. Leonard, of Virginia, to be Ambassador to the Republic of Suriname.

Katherine D. Ortega, of New Mexico, to be an Alternate Representative of the United States of America to the Forty-fifth Session of the General Assembly of the United Nations.

Oliver W. Wanger, to be United States District Judge for the Eastern District of California.

Roscoe Burton Starek III, of Illinois, to be a Federal Trade Commissioner.

Charles L. Cragin, of Maine, to be Chairman of the Board of Veterans' Appeals.

1 Air Force nomination in the rank of general.

Routine lists in the Army.

Page 25431

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

1 Air Force nomination in the rank of General.

Page 25434

Received today:

Robert A. Flaten, of Minnesota, to be Ambassador to the Republic of Rwanda.

Page 25434

Messages From the President: **Page 25372**

Messages From the House: **Page 25373**

Measures Referred: **Page 25373**

Communications: **Page 25373**

Statements on Introduced Bills: **Page 25374**

Additional Cosponsors: **Page 25399**

Amendments Submitted: **Page 25401**

Notices of Hearings: **Page 25421**

Authority for Committees: **Page 25421**

Additional Statements: **Page 25421**

Record Votes: Three record votes were taken today. (Total—247)

Pages 25368, 25370, 25371

Recess: Senate convened at 9:30 a.m., and recessed at 8:05 p.m., until 8:45 a.m., on Tuesday, September 25, 1990.

Committee Meeting

RESOLUTION TRUST CORPORATION CONTRACTING

Committee on Governmental Affairs: Subcommittee on Federal Services, Post Office, and Civil Service held oversight hearings on the operation and management of the Resolution Trust Corporation (RTC), focusing on RTC's use of private sector contractors in asset management and disposition, receiving testimony from Charles A. Bowsher, Comptroller General of the United States, Richard L. Fogel, Assistant Comptroller General for General Government Division, Gaston Gianni, Associate Director for Federal Management Issues, and Lynn Gibson, Assistant General Counsel, all of the General Accounting Office; and Lamar C. Kelly, Jr., Director, Asset and Real Estate Management Division, Alfred Byrne, General Counsel, Thomas Rose, Deputy General Counsel, and John J. Adair, Inspector General, all of the Resolution Trust Corporation.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 5691–5702; 4 private bills, H.R. 5703–5706; and 8 resolutions, H.J. Res. 652–654, and H. Res. 470–474 were introduced.

Page 25523

Reports Filed: Reports were filed as follows:

H.R. 4019, to designate certain rivers in the State of Michigan as components of the National Wild and Scenic Rivers System, amended (H. Rept. 101–738);

H.R. 4559, to establish the Red Rock Canyon National Conservation Area, amended (H. Rept. 101–739);

H.R. 5144, to establish the Vancouver National Historical Reserve in the State of Washington, amended (H. Rept. 101–740);

S. 1738, to convey certain Oregon and California Railroad Grant Lands in Josephine County, Oregon, to the Rouge Community College District (H. Rept. 101–741);

S. 1756, to provide for the preservation and interpretation of sites associated with Acadian culture in the State of Maine, amended (H. Rept. 101–742);

S. 2075, to authorize grants to improve the capability of Indian tribal governments to regulate environmental quality (H. Rept. 101–743);

S. 2437, to authorize the acquisition of certain lands in the States of Louisiana and Mississippi for inclusion in the Vicksburg National Military Park, amended (H. Rept. 101–744);

H.R. 4227, to designate segments of the Sudbury, Assabet, and Concord Rivers as a study area for inclusion in the national wild and scenic rivers system, amended (H. Rept. 101–745);

S. 1128, a private bill (H. Rept. 101–746);

H.R. 2039, to amend the Job Training Partnership Act to improve the delivery of services to hard-to-serve adults and to youth, amended (H. Rept. 101–747);

H.R. 4567, to authorize an exchange of lands in South Dakota and Colorado, amended (H. Rept. 101–728, Part II);

H.R. 4299, to authorize a study of the fishery resources of the Great Lakes, amended (H. Rept. 101–748);

H.R. 4491, to amend the Vessel Bridge-to-Bridge Radio-telephone Act (33 U.S.C. 1203), amended (H. Rept. 101–749);

H. Res. 471, providing for the consideration of H.R. 4225, to amend title 18, United States Code, to prohibit the possession, transfer, and certain exports of restricted weapons, the manufacture of firearms capable of accepting a silencer or bayonet without alteration, and the possession and transfer of large capacity ammunition feeding devices (H. Rept. 101–750);

H. Res. 472, providing for the consideration of H.R. 849, to amend title I of the United States Code to define the type adjournment that prevents the return of a bill by the President, and to amend the Rules of House of Representatives to require the Clerk to make certain notifications to the Speaker (H. Rept. 101–751); and

H. Res. 473, providing for the consideration of H.R. 5269, to control crime (H. Rept. 101–752).

Page 25522

Small Business Reauthorization: By a yea-and-nay vote of 406 yeas to 7 nays, Roll No. 357, House agreed to H. Res. 466, providing for the consideration of H.R. 4793, to amend the Small Business Act and the Small Business Investment Act of 1958. Agreed to order the previous question by a yea-and-nay vote of 400 yeas to 9 nays, Roll No. 356.

Page 25459

Water Resources Development: By a yea-and-nay vote of 376 yeas to 35 nays, Roll No. 359, House agreed to H. Res. 469, providing for the consideration of H.R. 5314, to provide for the conservation and development of water and related resources, and to authorize the United States Army Corps of Engineers civil works program to construct various projects for improvements to the Nation's infrastructure. Agreed to order the previous question by a yea-and-nay vote of 378 yeas to 33 nays, Roll No. 358.

Page 25461

Coastal Zone Reauthorization: By a yea-and-nay vote of 370 yeas to 44 nays, Roll No. 361, House agreed to H. Res. 468, providing for the consideration of H.R. 4450, to improve management of the coastal zone and enhance environmental protection of coastal zone resources, by reauthorizing and amending the Coastal Zone Management Act of 1972. Agreed to order the previous question by a yea-and-nay vote of 371 yeas to 42 nays, Roll No. 360.

Page 25463

Suspensions: House voted to suspend the rules and pass the following measures:

Cash management improvement: H.R. 4279, amended, to amend title 31, United States Code, to improve cash management of funds transferred between the Federal Government and the States (passed by a yea-and-nay vote of 410 yeas to 4 nays, Roll No. 362);

Page 25441

Federal civil penalties: S. 535, to increase civil monetary penalties based on the effect of inflation (passed by a yea-and-nay vote of 407 yeas to 5 nays, Roll No. 363)—clearing the measure for the President;

Page 25444

Indian government environmental quality: S. 2075, to authorize grants to improve the capability of Indian tribal governments to regulate environmental quality (passed by a yea-and-nay vote of 316 yeas to 99 nays, Roll No. 364)—clearing the measure for the President;

Page 25447

Great Lakes water quality: H.R. 4323, amended, to amend the Federal Water Pollution Control Act relating to water quality in the Great Lakes (passed by a yea-and-nay vote of 376 yeas to 37 nays, Roll No. 365);

Page 25452

District revenue bonds: H.R. 5482, to waive the period of congressional review of certain District of Columbia acts authorizing the issuance of District of Columbia revenue bonds (passed by a yea-and-nay vote of 371 yeas to 44 nays, Roll No. 366);

Page 25455

Fish and wildlife conservation: H.R. 5254, to authorize appropriations to carry out the Fish and Wildlife Conservation Act of 1980 for fiscal years 1991 and 1992 (passed by a yea-and-nay vote of 408 yeas to 7 nays, Roll No. 367);

Page 25456

Fish and wildlife foundation: H.R. 5255, as amended, to amend the National Fish and Wildlife Foundation Establishment Act to authorize appropriations for the National Fish and Wildlife Foundation for fiscal years 1991, 1992, and 1993 (passed by a yea-and-nay vote of 369 yeas to 46 nays, Roll No. 368);

Page 25457

Earthquake hazard reduction: H.R. 3533, amended, to amend the Earthquake Hazards Reduction Act of 1977 to improve the Federal effort to reduce earthquake hazards (passed by a yea-and-nay vote of 283 yeas to 132 nays, Roll No. 369). Agreed to order a second by a yea-and-nay vote of 238 yeas to 151 nays, Roll No. 353;

Page 25471

Metal casting research: H. Res. 470, providing for the agreeing to the Senate amendment, with amendments, to H.R. 1243, to require the Secretary of Energy to establish three Centers for Metal Casting Competitiveness Research (agreed to by a yea-and-nay vote of 331 yeas to 84 nays, Roll No. 370)—returning the measure to the Senate. Agreed to order a second by a yea-and-nay vote of 249 yeas to 160 nays, Roll No. 354; and

Page 25484

Defense industrial base: H.R. 486, amended, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States (passed by a yea-and-nay vote of 295 yeas 119 nays, Roll No. 371). Agreed to order a second by a yea-and-nay vote of 243 yeas to 159 nays, Roll No. 355.

Page 25490

Motions to suspend the rules and pass the following measures were withdrawn:

Indian arts and crafts: H.R. 2006, to expand the powers of the Indian Arts and Crafts Board; and

Page 25446

Red Rock Canyon conservation: H.R. 4559, amended, to establish the Red Rock Canyon National Conservation Area.

Page 25451

Presidential Message—Saint Lawrence Seaway: Read a message from the President wherein he transmits the Saint Lawrence Seaway Development Corporation's Annual Report for 1989—referred to the Committee on Public Works and Transportation.

Page 25512

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Page 25435

Quorum Calls—Votes: Nineteen yea-and-nay votes developed during the proceedings of the House today and appear on pages 25475, 25486, 25495, 25501, 25502, 25503, 25504, 25505, 25506, 25507, 25508, 25509, 25510, and 25511. There were no quorum calls.

Adjournment: Met at noon and adjourned at 10:10 p.m.

Committee Meetings

GRAIN AND SOYBEAN SALES—SOVIET UNION

Committee on Agriculture: Subcommittee on Wheat, Soybeans and Feed Grains held a hearing to review grain and soybean sales to the Soviet Union. Testimony was heard from Representative Nagle; Christopher Goldthwait, Assistant Administrator, Foreign Agricultural Service and Assistant General Sales Manager, USDA; William Ramsay, Deputy Assistant Secretary, Energy, Resources and Food Policy, Department of State; and public witnesses.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session began markup of the Defense appropriations for fiscal year 1991. Will continue tomorrow.

INTERSTATE GREYHOUND RACING ACT

Committee on Energy and Commerce: Subcommittee on Commerce, Consumer Protection and Competitiveness approved for full Committee action amended H.R. 3429, Interstate Greyhound Racing Act of 1989.

MISCELLANEOUS HEALTH MEASURES

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action the following bills: H.R. 5693, Family Planning Reauthorization Act; and H.R. 5692, Adolescent Family Life Act.

The Subcommittee also began markup of the Safe Medical Devices Act of 1990.

IMPACT OF UNFAIR AND ILLEGAL FOREIGN TRADE PRACTICES

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations continued hearings on the impact of unfair and illegal foreign trade practices, with emphasis on the Uruguay Round of Multilateral Trade Negotiations and related trade matters. Testimony was heard from Carla A. Hills, U.S. Trade Representative.

RESTRICTED WEAPONS ACT/ASSAULT WEAPONS

Committee on Rules: Granted a modified closed rule providing 2 hours of debate on H.R. 4225, Restricted Weapons Act of 1990. The rule makes in order no amendments except the amendment in the nature of a substitute printed in the report to accompany this rule. The substitute contains the text of H.R. 1154 as a new title to H.R. 4225 as reported from the Judiciary Committee. The rule waives all points of order against the substitute. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman Brooks; Representatives Hughes, Oxley, and Smith of Vermont.

The Committee also considered H.R. 1154, to prohibit the importation of assault weapons and certain accessories. Testimony was heard from Chairman Rostenkowski.

POCKET VETO

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 849, to amend title I of the United States Code to define the type of adjournment that prevents the return of a bill by the President, and to amend the Rules of the House of Representatives to require the Clerk to make certain notifications to the Speaker. Testimony was heard from Chairman Brooks.

COMPREHENSIVE CRIME CONTROL ACT

Committee on Rules: Granted a modified open rule waiving all points of order against consideration of H.R. 5269, Comprehensive Crime Control Act of 1990. The rule provides three hours of general debate, with two hours and 40 minutes equally divided and controlled by the chairman and ranking minority member of the Judiciary Committee and 20 minutes equally divided and controlled by the chairman and ranking minority member of the Ways and Means Committee. The rule makes in order the Judiciary Committee amendment in the nature of a substitute now printed in the bill, as modified by the amendments printed in part 1 of the report to accompany the rule, as an original bill for the purpose of amendment. The amendments in part 1 include the Ways and Means Committee reported amendments and the Unsoeld amendment. All points of order against the substitute as modified are waived. No other amendments will be in order except for the amendments printed in part 2 of the report, and amendments en bloc as specified in the rule. The amendments in part 2 are not subject to amendment, except as specified, nor to a demand for a division of the question in the House or the Committee of the Whole. All points of order against the amendments printed in part 2 of the report are waived. Chairman Brooks may offer amendments en bloc consisting of some or all of the amendments printed in part 2 of the report to accompany the rule, including germane modifications. Amendments en bloc will be debatable for 20 minutes, equally divided and controlled by the chairman and ranking minority member of the Judiciary Committee. The amendments en bloc are not subject to amendment nor to a demand for a division of the question in the House or the Committee of the Whole and all points of order against the amendments en bloc are waived. The original proponents of any amendments included in an en bloc amendment may insert statements in the Congressional Record to appear in the appropriate place. The rule provides one motion to recommit.

WEIGHT LOSS PROGRAMS

Committee on Small Business: Subcommittee on Regulation, Business Opportunities and Energy concluded hearings on Health Safety and Consumer Protection Issues Involving Quick Weight-loss Programs. Testimony was heard from the following officials of the Department of Health and Human Services: Dr. Paul Raford, Public Health Service; David Williamson, Human Nutrition Specialist, Nutrition Division, Center for Disease Control; and Dr. Phillip Gorden, Director, Diabetes and Digestive Diseases, NIH; Richard Kelly, Assistant Director, Division of Service Industry Practices, FTC; and public witnesses.

TEMPORARY DUTY SUSPENSION

Committee on Ways and Means: Subcommittee on Trade held a hearing on H.R. 3130, to suspend temporarily the

duty on Ranitidine Hydrochloride. Testimony was heard from Barbara Steinbock, Deputy Director, Office of International Trade, International Trade Administration, Department of Commerce; and public witnesses.

Joint Meetings

CIVIL RIGHTS ACT

Conferees met on the differences between the Senate- and House-passed versions of S. 2104, to restore and strengthen civil rights laws that ban discrimination in employment, but did not complete action thereon, and will meet again tomorrow.

NATIONAL AFFORDABLE HOUSING ACT

Conferees met on the differences between the Senate- and House-passed versions of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing and to increase homeownership, but did not complete action thereon, and will meet again Wednesday, September 26.

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Tuesday, September 25, 1990

Senate

Chamber Action

Routine Proceedings, pages 25613–25833

Measures Introduced: Seven bills and two resolutions were introduced as follows: S. 3103–3109, S. Res. 327, and S.J. Res. 370.

Page 25759

Measures Reported: Reports were made as follows:

S. 2724, to extend and improve arts and humanities programs, museum services, and arts and artifacts indemnification, with an amendment in the nature of a substitute. (S. Rept. No. 101–472)

S. 2575, to urge the Secretary of State to negotiate a ban on mineral resource activities in Antarctica.

Page 25759

Measures Passed:

Department of Agriculture Appropriations, 1991: By 79 yeas to 19 nays (Vote No. 251), Senate passed H.R. 5268, making appropriations for Rural Development, Agriculture, and Related Agencies program for the fiscal year ending September 30, 1991.

Page 25707

Senate insisted on its amendments, requested a conference with the House thereon, the chair appointed the following conferees: Senators Burdick, Bumpers, Harkin, Adams, Fowler, Kerrey, Byrd, Cochran, McClure, Kasten, Specter, Grassley, and Hatfield.

Page 25711

SEC Authorities: Senate passed H.R. 3657, to amend the Securities Exchange Act of 1934 to provide additional authorities to the Securities and Exchange Commission to prevent disruptions to the Nation's securities markets, after agreeing to the following amendment proposed thereto:

Page 25711

Dodd Amendment No. 2880, in the nature of a substitute.

Page 25711

National Defense Authorizations, 1991: Senate, under authority of August 4, 1990, passed H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2884, Senate companion measure, as amended, and requested a conference with the House thereon.

Page 25692

Family Planning Amendments—Title X: Senate began consideration of S. 110, to revise and extend the programs of assistance under title X of the Public Health Service Act, with a modified committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Pages 25613, 25711, 25721

Adopted:

(1) Jeffords Amendment No. 2761, to provide women with information and counseling regarding their pregnancies.

Pages 25619, 25733

(2) By 62 yeas to 36 nays (Vote No. 252), Chafee Amendment No. 2762 (to Amendment No. 2761), to specify the types of information and counseling that women should be offered regarding their pregnancies.

Pages 25619, 25721

(3) Hatch Amendment No. 2784, to expand data collection provisions to include evaluations of the effectiveness of contraceptive programs on reducing teenage pregnancies.

Page 25738

Rejected:

By 34 yeas to 58 nays (Vote No. 253), Hatch Amendment No. 2763, in the nature of a substitute.

Page 25733

Withdrawn:

(1) Pressler Amendment No. 2881, to reduce the pay of Members of Congress corresponding to the percentage reduction of the pay of Federal employees who are furloughed or otherwise have a reduction of pay resulting from a sequestration order.

Page 25739

(2) Armstrong Amendment No. 2882, to require notification of a parent or legal guardian prior to an abortion on a minor.

Page 25742

(3) Kennedy Amendment No. 2883 (to Amendment No. 2882), to limit the use of funds to perform an abortion on a minor regardless of whether parental consent is obtained. (The amendment fell when Amendment No. 2882, listed above, was withdrawn.)

Page 25748

Senate will resume consideration of the bill on Wednesday, September 26, at 10 a.m., with a vote on a motion to invoke cloture on the modified committee amendment in the nature of a substitute, as amended, to occur at 5:30 p.m.

Page 25833

Motor Vehicle Fuel Efficiency Act: Senate resumed consideration of S. 1224, to amend the Motor Vehicle Information and Cost Savings Act to require new standards for corporate average fuel economy, with a committee amendment in the nature of a substitute.

Pages 25628, 25642

By 57 yeas to 42 nays (Vote No. 248), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the committee amendment in the nature of a substitute, as amended.

Page 25642

Treaties Approved: The following treaties as having passed through their various parliamentary stages, up to and including the presentation of the resolutions of ratification, two-thirds of the Senators present and having voted in the affirmative, the resolutions of ratification were agreed to:

Treaty with the USSR on the Limitation of Underground Nuclear Weapon Tests: By a unanimous vote of 98 yeas (Vote No. 249), Ex. N(A), 94th Cong., 2nd Sess., Treaty with the Union of Soviet Socialist Republics on the Limitation of Underground Nuclear Weapon Tests, with a Protocol signed in Washington on June 1, 1990. (Protocol to this treaty is included in Treaty Doc. 101–19.)

Page 25642

Treaty with the USSR on Underground Nuclear Explosions for Peaceful Purposes: By a unanimous vote of 98 yeas (Vote No. 250), Ex. N(B), 94th Cong., 2nd Sess., Treaty with the Union of Soviet Socialist Republics on Underground Nuclear Explosions for Peaceful Purposes, with a Protocol signed in Washington on June 1, 1990. (Protocol to this treaty is included in Treaty Doc. 101–19.)

Page 25642

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the Convention for the Protection of the Natural Resources and Environment of the South Pacific Region, with Annex, and a Protocol (Treaty Doc. No. 101–21), which was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and was ordered to be printed.

Page 25832

Nominations Received: Senate received the following nominations:

Marvin Collins, to be United States Attorney for the Northern District of Texas.

Elsie V. Vartanian, of New Hampshire, to be Director of the Women's Bureau, Department of Labor.

Page 25833

Nomination Withdrawn: Senate received notification of the withdrawal of the following nomination:

Karen L. Gillmor, of Ohio, to be Director of the Women's Bureau, Department of Labor, which was sent to the Senate on March 20, 1990.

Page 25833

Messages From the House: Page 25759

Executive Reports of Committees: Page 25759

Statements on Introduced Bills: Page 25759

Additional Cosponsors: Page 25797

Amendments Submitted: Page 25799

Notices of Hearings: Page 25823

Authority for Committees: Page 25823

Additional Statements: Page 25823

Record Votes: Six record votes were taken today. (Total—253)

Pages 25642, 25707, 25711, 25733, 25738

Recess: Senate convened at 8:45 a.m., and recessed at 10:40 p.m., until 9 a.m., on Wednesday, September 26, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 25833.)

Committee Meetings

APPROPRIATIONS—VA/HUD

Committee on Appropriations: Committee ordered favorably reported, with amendments, H.R. 5158, making appropriations for fiscal year 1991 for the Departments of Veterans Affairs and Housing and Urban Development, and certain independent agencies.

BUSINESS MEETING

Committee on Armed Services: Committee ordered favorably reported the nominations of George T. Harding IV, of Ohio, Clarence S. Avery, of California, and Gopal S. Pal, of Virginia, each to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences, Department of Defense.

Also, committee began consideration of S. 3025 and S. 3026, bills to make members of the Armed Forces involved in Operation Desert Shield or similar operations

eligible for certain benefits and to make members of the reserve components of the Armed Forces and retired members of the Armed Forces eligible for certain benefits when ordered to active duty in connection with a mobilization, and other related measures, but did not complete action thereon, and recessed subject to call.

THRIFT INDUSTRY

Committee on Banking, Housing, and Urban Affairs: Committee held oversight hearings on the condition and future of the thrift industry, receiving testimony from Anthony M. Frank, Postmaster General of the United States, on behalf of the First Nationwide Savings and Loan (San Francisco, California); William H. Glencorse, First Federal Savings and Loan of Lenawee County, Adrian, Michigan; and Edmond M. Shanahan, Bell Federal Savings and Loan, Chicago, Illinois.

Hearings continue Thursday, September 27.

NATURAL GAS CONSUMPTION

Committee on Energy and Natural Resources: Subcommittee on Energy Regulation and Conservation concluded hearings on S. 3085, to limit the jurisdiction of the Federal Energy Regulatory Commission over local distribution company wholesalers of natural gas for ultimate consumption as a fuel in motor vehicles, after receiving testimony from Robert F. Christin, Assistant General Counsel for Pipeline Certificates, Office of the General Counsel, and Robert Cupina, Deputy Director for Pipeline Certificates and Oil Regulation, Office of Pipeline and Producer Regulation, both of the Federal Energy Regulatory Commission, Department of Energy; C. Ronald Tilley, Columbia Gas Distribution Company, Columbus, Ohio, on behalf of the American Gas Association; Carl Cummins, Minnegasco, Minneapolis, Minnesota; and Jeffrey Seisler, The Natural Gas Vehicle Coalition, Arlington, Virginia.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following business items:

The nomination of Brig. Gen. Paul Y. Chinen, United States Army, to be a Member, Mississippi River Commission;

An original bill.

S. 2879, to authorize funds for maintenance, repair, alteration and other services necessary for the John F. Kennedy Center for the Performing Arts;

S. 3060, authorizing funds through fiscal year 1995 to develop a program of research and technology development for the control of Zebra Mussels in and around public infrastructure facilities;

S. Res. 312, to express the sense of the Senate regarding the need to develop a zebra mussel research and control program through the Great Lakes Fishery Commission;

H.R. 4758, to provide for the construction, operation, and maintenance of an extension of the American Canal at El Paso, Texas;

H.R. 435, to revise the Appalachian Regional Development Act of 1965 to include Columbiana County, Ohio, as part of the Appalachian region;

S. 2500, to authorize a reduction of Federal highway funds for States that have not provided for effective control of outdoor signs, displays, or devices along Federal-aid highways;

S. 2729, to replace provisions describing the properties included in the Coastal Barrier Resources System and providing for boundary modifications and maps with provisions including in the System undeveloped coastal barriers, with amendments;

H.R. 3787, to provide for a joint Federal, State, and Tribal study for the restoration of the fishery resources of the Chehalis River Basin, Washington;

H.R. 3468, to authorize the Secretary of the Interior to acquire certain lands in Connecticut for the expansion of the Stewart B. McKinney National Wildlife Refuge;

H.R. 3338, to direct the Secretary of the Interior to convey all interest of the United States in a fish hatchery to the State of South Carolina, with amendments;

S. 2244, to prevent and control infestations of the coastal and inland waters of the United States by the zebra mussel, and other nonindigenous aquatic nuisance species, with amendments;

S. 2806, to redesignate the Interstate Highway System as the Dwight D. Eisenhower Interstate Highway System;

S. 427, to designate the Federal building located at 1801 Gulf Breeze Parkway, Gulf Breeze, Florida, as the "Bob Sikes Visitor Center";

S. 2965, to designate the Federal building located at 51 Southwest 1st Avenue in Miami, Florida, as the "Claude Pepper Federal Building"; and

S. 3046, to redesignate the Federal building located at 1 Bowling Green in New York, New York, as the "Alexander Hamilton United States Custom House".

Also, Committee approved numerous General Service Administration building prospectuses.

STUDENT AID PROGRAMS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings to examine alleged fraud, waste and abuse in Federal student loan programs, focusing on program enforcement and regulations of banks, guarantee agencies, student loan secondary markets and loan servicing operations, receiving testimony from Christopher C. Crissman, Senior Evaluator, General Accounting Office; David Buckley, Chief Investigator, and Grace McPhearson, Staff Investigator, both of the Permanent Subcommittee on Investigations; William L. Banks, Chemical Bank, New York, New York, representing the Consumer Bankers Association; Richard Fulp, Bank of America, NT&SA, San Francisco, California; Samuel M.

Kipp III and Sydney P. Jamison, both of the California Student Aid Commission, Sacramento; and Garry D. Hays and Wendie J. Doyle, both of the Higher Education Assistance Foundation, St. Paul, Minnesota.

Hearings continue tomorrow.

BUSINESS MEETING

Committee on the Judiciary: Subcommittee on Courts, and Administrative Practice approved for full committee consideration, without recommendation, the following measures:

S. 293, to amend the Judicial Survivors' Annuity Act to eliminate the requirement that a Federal justice or judge, who is assassinated, must have served a specific period of time before his or her survivors become eligible for benefits;

S. 297, for the relief of Joan Daronco;

S. 1301, to provide relief for Hoar Construction, Inc., of Birmingham, Alabama to settle certain claims filed against the Small Business Administration;

S. 1725, to establish a commission in the Department of the Interior to provide compensation to individuals who lost their land or mining claims to the United States Government for the establishment of the White Sands Missile Range in New Mexico;

S. 1657, for the relief of Trevor Henderson;

S. 3016, for the relief of Janice and Leslie Sedore and Ruth Hillman;

S. 3043, for the relief of Nebraska Aluminum Castings, Inc.;

S. Res. 79, to refer S. 559, a bill for the relief of Shipco General Inc., an Idaho corporation, to the Chief Judge of the United States Claims Court;

S. Res. 195, to refer S. 1762, a bill for the relief of the Menominee Indian tribe of Wisconsin, to the Chief Judge of the United States Claims Court for a report thereon;

H.R. 426, for the relief of Christy Carl Hallien of Arlington, Texas; and

H.R. 3791, for the relief of Beulah C. Shifflett.

Also, committee approved for full committee consideration, with an amendment in the nature of a substitute, S. 2465, to provide a new civil cause of action in Federal law for acts of international terrorism that provides extraterritorial jurisdiction over terrorist acts abroad against United States nationals.

BUSINESS MEETING

Select Committee on Indian Affairs: Committee ordered favorably reported the following bills:

S. 381, to extend Federal recognition and associated services and benefits to the Mowa Band of Choctaw Indians of Alabama, with an amendment;

S. 2900, to provide for the settlement of the water rights claims of the Fort McDowell Indian Community in Arizona, with an amendment in the nature of a substitute;

S. 2870, to approve the Fort Hall Indian Water Rights Settlement between the Shoshone-Bannock Tribes, the United States, the State of Idaho and non-Indian Snake water users, with an amendment;

S. 3084, to provide for the settlement of water rights claims of the Fallon Paiute-Shoshone Indian Tribe, with an amendment; and

S. 2895, to provide for the renegotiation of certain leases of the Seneca Nation in the State of New York, with an amendment in the nature of a substitute.

WOUNDED KNEE MEMORIAL/LITTLE BIG HORN NATIONAL MONUMENT BATTLEFIELD

Select Committee on Indian Affairs: Committee concluded hearings on the following proposals:

Proposed legislation to establish a memorial and historic site to commemorate the events surrounding the 1890 Indian Massacre at Wounded Knee Creek, South Dakota, after receiving testimony from Representative Tim Johnson; Knute Knudson, Deputy Assistant Secretary of the Interior for Fish and Wildlife and Parks; South Dakota Governor George S. Mickelson, Pierre; Harold Dean Salway, Oglala Sioux Tribe, Pine Ridge, South Dakota; Mario Gonzalez, Pine Ridge, South Dakota, and Claudia Iron Hawk, Wounded Knee, South Dakota, both on behalf of the Wounded Knee Survivors Association; and Suzan Harjo, Morning Star Foundation, Washington, D.C.; and

Provisions of S. 2869, to establish a monument commemorating the Indian participants of the Little Big Horn and to redesignate the name of the monument from Custer Battlefield to Little Big Horn National Monument Battlefield, after receiving testimony from Representative Campbell; Knute Knudson, Deputy Assistant Secretary of the Interior for Fish and Wildlife and Parks; and Suzan Harjo, Morning Star Foundation, Washington, D.C.

NOMINATION

Select Committee on Intelligence: Committee concluded open and closed hearings on the nomination of Frederick P. Hitz, of Virginia, to be Inspector General, Central Intelligence Agency, after the nominee, who was introduced by Senator Warner, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 5707–5716; H.J. Res. 655–656, and H. Res. 475–476 were introduced.

Page 25612

Reports Filed: Reports were filed as follows:

H. Res. 475, providing for the consideration of H.J. Res. 655, making continuing appropriations for the fiscal year 1991, and supplemental appropriations for "Oper-

ation Desert Shield" for the fiscal year 1990 (H. Rept. 101–753);

H.J. Res. 655, making continuing appropriations for the fiscal year 1991, and supplemental appropriations for "Operation Desert Shield" for the fiscal year 1990 (H. Rept. 101–754); and

H.R. 4300, to amend the Immigration and Nationality Act to revise the system of admission of aliens on the basis of family reunification and to meet identified labor shortages, amended (H. Rept. 101–723, Part II).

Page 25611

Journal: By a yea-and-nay vote of 266 yeas to 125 nays, Roll No. 372, the House approved the Journal of Monday, September 24.

Page 25558

Crime Control: By a yea-and-nay vote of 166 yeas to 258 nays, Roll. No. 376, the House failed to agree to H. Res. 473, providing for the consideration of H.R. 5269, to control crime.

Page 25566

Agreed to the Slaughter amendment that requires the Unsoeld amendment (banning domestic assembly of non-importable firearms) be considered as the final amendment printed in part 2 of the report on the resolution (agreed to by a recorded vote of 222 ayes to 202 noes, Roll No. 375).

Page 25577

Earlier, ageed to order the previous question on the resolution and amendment thereto (agreed to by a yea-and-nay vote of 214 yeas to 209 nays, Roll. No. 373).

Page 25576

Agreed to the Gray motion to table the Walker motion to reconsider the vote on ordering the previous question on the resolution and amendment thereto (agreed to by a recorded vote of 244 ayes to 180 noes, Roll No. 374).

Page 25577

Committee to Sit: Committee on Energy and Commerce received permission to sit today during proceedings of the House under the five-minute rule.

Page 25579

Small Business Reauthorization: By a yea-and-nay vote of 398 yeas to 26 nays, Roll No. 380, the House passed H.R. 4793, to amend the Small Business Act and the Small Business Investment Act of 1958.

Page 25579

Agreed to the committee amendment in the nature of a substitute.

Page 25597

Agreed To:

The Wyden amendment that provides for the establishment of a Technology Access Pilot Program to make grants to a maximum of five States for the purpose of increasing access by small businesses to on-line data base services providing technical and business information; and

Page 25591

The Hiler amendment that provides for the publication of an inventory of surveying and mapping attitudes of Federal departments and agencies.

Page 25597

Rejected:

The Ireland amendment that sought to strike language in the bill for natural resources development (rejected by a recorded vote of 150 ayes to 269 noes, Roll No. 378); and

Page 25588

The Ireland amendment that sought to strike language in the bill which would reduce penalties for prepayment on SBA loans to levels charged by private sector lenders (rejected by a recorded vote of 21 ayes to 399 noes, Roll No. 379).

Page 25594

Suspensions: House voted to suspend the rules and pass the following measures:

Red Rock Canyon: H.R. 4559, amended, to establish the Red Rock Canyon National Conservation Area (passed by a yea-and-nay vote of 382 yeas to 38 nays, Roll No. 383). Agreed to order a second by a yea-and-nay vote of 407 yeas to 1 nay, Roll No. 381; and

Page 25599

Michigan rivers: H.R. 4019, amended, to designate certain rivers in the State of Michigan as components of the National Wild and Scenic Rivers System. Agreed to order a second by a yea-and-nay vote of 342 yeas to 53 nays, Roll No. 382.

Page 25603

Quorum Calls—Votes: One quorum call, seven yea-and-nay votes, and four recorded votes developed during the proceedings of the House today and appear on pages 25558, 25576, 25577, 25578, 25589, 25590, 25595, 25598, 25600, 25605, and 25610.

Adjournment: Met at 10 a.m. and adjourned at 5:58 p.m.

Committee Meetings

CONTINUING AND SUPPLEMENTAL APPROPRIATIONS

Committee on Appropriations: Ordered reported a measure making Continuing Appropriations for fiscal year 1991 and Supplemental Appropriations for Operations Desert Shield for fiscal year 1990.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to continue mark up of the Defense appropriations for fiscal year 1991.

Will continue tomorrow.

DEPOSIT INSURANCE REFORM

Committee on Banking, Finance and Urban Affairs: Continued hearings on Deposit Insurance Reform. Testimony was heard from L. William Seidman, Chairman, FDIC.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported amended the following bills: H.R. 4888, to improve navigational safety and to reduce the hazards to navigation resulting from vessel collisions with pipelines in the marine environment; H.R. 5520, Octane Display and Disclosure Act of 1990; H.R. 4267, Television Decoder Circuitry Act of 1990.

SAFE MEDICAL DEVICES ACT

Committee on Energy and Commerce: Subcommittee on Health and the Environment approved for full Committee action amended H.R. 3095, Safe Medical Devices Act of 1990.

STATUS OF U.S. CITIZENS AND AMERICAN EMBASSIES—KUWAIT AND IRAQ

Committee on Foreign Affairs: Subcommittee on International Operations and the Subcommittee on Europe and the Middle East held a joint hearing on The Status of U.S. Citizens and the American Embassies in Kuwait and Iraq. Testimony was heard from Elizabeth Tamposi, Assistant Secretary, Consular Affairs, Department of State; and public witnesses.

BUREAU OF INDIAN AFFAIRS INDIAN TRUST FUND

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources concluded hearings on the Review of the Bureau of Indian Affairs Indian Trust Fund (Part III). Testimony was heard from Eddie Brown, Assistant Secretary, Indian Affairs, Department of the Interior.

MISCELLANEOUS MEASURES; DRAFT REPORTS

Committee on Government Operations: Subcommittee on Legislation and National Security approved for full Committee action the following bills: H.R. 5023, amended, Government Procurement Agreements Act of 1990; H.R. 5439, amended, Reciprocity in International Government Procurement Enforcement Act of 1990; H.R. 5645, Expired Funds Control Act of 1990; and H.R. 5687, amended, Chief Financial Officer Act of 1990.

The Subcommittee also approved for full Committee action the following draft reports: "The Peace Corps: Entering Its Fourth Decade of Service"; and "Federal Employee Privacy Rights and Standard Form 86".

OVERSIGHT—NORTHROP CORPORATION

Committee on Government Operations: Subcommittee on Legislation and National Security held an oversight hearing on Magnitude, Impact and Military Response to Harrier Jet and Cruise Missile Testing Improprieties by the Northrop Corporation. Testimony was heard from the following officials of the Department of Defense: Col. James G. Hart, USMC, Program Manager, Harrier AV–8B, U.S. Marine Corps; and Ted Jack Jones, Chief, System Engineering Branch, B–52 and Missile Division, Aircraft Directorate, Oklahoma City Air Logistics Center, U.S. Air Force; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands held a hearing on the following bills: H.R. 4090, to authorize the establishment of the Glorieta National Battlefield in the State of New Mexico; H.R. 5675, to authorize expansion of the Saguaro National Monument; H.R. 5497, to authorize the Secretary of the Interior to acquire certain lands to be added to the Fort Raleigh National Historic Site and the Alligator River National Wildlife Refuge in North Carolina; H.R. 3399, to designate the Colorado River in the State of Utah as a unit of the National Wild and Scenic Rivers System; H.R. 5183, and S. 1719, to designate segments of the Colorado River in Utah within Westwater and Cataract Canyons as components of the Wild and Scenic Rivers System; H.R. 5667, to amend the Water Resources Development Act of 1974 to establish a deadline for the transfer of jurisdiction of the Big South Fork National River and Recreation Area from the Secretary of the Army to the Secretary of the Interior; and H.R. 5388, to designate certain lands in the State of North Carolina as wilderness. Testimony was heard from Senator Garn; Representatives Jones of North Carolina, Rogers, Cooper, Nielson of Utah, Kolbe and Ballenger; the following officials of the Department of the Interior: Dean Stepanek, Deputy Director, Bureau of Land Management; and Dennis Galvin, Associate Director, Planning and Development, National Park Service; Larry Hanson, Deputy Chief, U.S. Forest Service, USDA; and public witnesses.

OVERSIGHT; PRIVATE CLAIMS BILLS

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations held an oversight hearing on Federal Tort Claims Act. Testimony was heard from Representative Wyden; Stuart M. Gerson, Assistant Attorney General, Civil Division, Department of Justice; and public witnesses.

The Subcommittee also considered private claims bills.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property and the Administration of Justice held a hearing on the following bills: H.R. 5664, Process Patent Amendments of 1990; and H.R. 3957, to amend title 5, United States Code, with respect to patents on certain processes. Testimony was heard from Harry F. Manbeck, Jr., Commissioner, Patent and Trademark Office, Department of Commerce; and public witnesses.

CENSUS BUREAU'S POST LOCAL REVIEW PROGRAM

Committee on Post Office and Civil Service: Subcommittee on Census and Population held a hearing on the "Status of the Census Bureau's Post Census Local Review Program". Testimony was heard from Representatives Dingell, Broomfield, McCloskey, Espy and Ravenel; Barbara Everitt Bryant, Director, Bureau of the Census, Department of Commerce; L. Nye Stevens, Director, Government Business Operations Issues, GAO; and public witnesses.

SENIOR EXECUTIVE SERVICE IMPROVEMENT ACT

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on H.R. 5322, Senior Executive Service Improvement Act. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Subcommittee on Compensation and Employee Benefits approved for full Committee action amended the following bills: H.R. 1400, to amend title 5, United States Code, to provide relief from certain inequities remaining in the crediting of National Guard technician service in connection with civil service retirement; and H.R. 3139, Portability of Benefits for Department of Defense Nonappropriated Fund Employees Act of 1989.

UNSOLICITED MAIL

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services approved for full Committee action amended H.R. 5209, to amend title 39, United States Code, to make nonmailable any unsolicited sample of a drug or other hazardous household substance which does not meet child-resistant packaging requirements.

FEDERAL AVIATION NOISE POLICY

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing on Federal Aviation Noise Policy. Testimony was heard from Senators Bradley and Lautenberg; Representatives Rinaldo, Roukema, Gallo, Dwyer of New Jersey, Pallone, Ford, Miller of Washington, and Hyde; Robert A. Innocenzi, Deputy Commissioner, Department of Transportation, State of New Jersey; Maureen Ogden, Assemblywoman, State of New Jersey; and public witnesses.

Hearings continue September 27,

CONTINUING AND SUPPLEMENTAL APPROPRIATIONS

Committee on Rules: Granted a modified closed rule providing one hour of general debate on H.J. Res. 655, making continuing appropriations for fiscal year 1991, and supplemental appropriations for "Operation Desert Shield" for the fiscal year 1990. Waives all points of order against consideration of the joint resolution. No amendment to the joint resolution shall be in order except: (1) an amendment relating to section 113, to be offered by Representative Panetta of California, or his designee, to be debatable for thirty minutes, to be equally divided between the proponent and a Member opposed thereto; and (2) an amendment striking section 113 from the joint resolution, to be offered by Representative Conte of Massachusetts, or his designee, debatable for one hour, equally divided by the proponent and a Member opposed thereto. Said amendments are not subject to amendment. Provides one motion to recommit. Testimony was heard from Chairman Whitten and Representative Conte.

ELECTRIC VEHICLE TECHNOLOGY

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on Electric Vehicle Technology. Testimony was heard from Mike Davis, Assistant Secretary, Conservation and Renewable Energy, Department of Energy; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Ordered reported the following measure: H.J. Res. 649, approving the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of Czechoslovakia; H.J. Res. 647, without recommendation disapproving the recommendations of the President to extend nondiscriminatory treatment (most-favored-nation treatment) to the products of the People's Republic of China; and H.R. 4300, amended, Family Unification and Employment Opportunity Immigration Act of 1990.

MEDICARE FRAUD

Committee on Ways and Means: Subcommittee on Oversight held a hearing on Medicare fraud. Testimony was heard from the following officials of the Department of Health and Human Services: Larry D. Morey, Deputy Inspector General for Investigations; and Barbara Gagel, Director, Bureau of Program Operations, Health Care Financing Administration.

Joint Meetings

FARM BILL

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices, but did not complete action thereon, and will meet again Thursday, September 27.

CIVIL RIGHTS ACT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 2104, to restore and strengthen civil rights laws that ban discrimination in employment.

♦♦♦♦♦♦♦♦♦♦♦♦

Wednesday, September 26, 1990

Senate

Chamber Action

Routine Proceedings, pages 25853–26003

Measures Introduced: Nine bills and one resolution were introduced as follows: S. 3110–3118, and S. Res. 328.

Page 25918

Measures Reported: Reports were made as follows:

S. 1980, to provide for the repatriation of Native American group or cultural patrimony, with an amendment in the nature of a substitute. (S. Rept. No. 101–473)

H.R. 5158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1991, and for other purposes, with amendments. (S. Rept. No. 101–474)

H.R. 435, to amend the Appalachian Regional Development Act of 1965 to include Columbiana County, Ohio, as part of the Appalachian region.

H.R. 4758, to provide for the construction, operation, and maintenance of an extension of the American Canal at El Paso, Texas.

S. Res. 312, to express the sense of the Senate regarding the need to develop a zebra mussel research and control program through the Great Lakes Fishery Commission.

S. 427, to designate the Federal Building located at 1801 Gulf Breeze Parkway, Gulf Breeze, Florida, as the "Bob Sikes Visitor Center".

S. 2806, to redesignate the Interstate Highway System as the Dwight D. Eisenhower Interstate Highway System.

S. 2879, to amend the John F. Kennedy Center Act to authorize appropriations for maintenance, repair, alteration and other services necessary for the John F. Kennedy Center for the Performing Arts.

S. 2965, to designate the Federal building located at 51 Southwest 1st Avenue in Miami, Florida, as the "Claude Pepper Federal Building".

S. 3046, to redesignate the Federal building located at 1 Bowling Green in New York, New York, as the "Alexander Hamilton United States Custom House".

S. 3062, to transfer the responsibility for operation and maintenance of Highway 82 Bridge at Greenville, Mississippi, to the States of Mississippi and Arkansas.

S. 3068, to establish the Office of Take Pride in America.

Page 25918

Measures Passed:

McKinney Homeless Assistance Reauthorization: Senate passed S. 2863, to amend the Stewart B. McKinney Homeless Assistance Act and the Public Service Act to reauthorize certain health, education, training, and community services programs, after agreeing to the committee amendment in the nature of a substitute and the following amendment proposed thereto:

Page 25958

Cranston (for Kennedy) No. 2912, to combat homelessness through the establishment of housing-based family support centers, through the provision of housing-based services to elderly individuals and individuals with chronic and debilitating illnesses and conditions, through the provision of residence-based outpatient mental health services, and through the use of grants for the improvement of community development corporations.

Page 25962

Interstate Commission on Child Support Enforcement: Senate passed S. 3117, to reauthorize the Interstate Commission on Child Support Enforcement.

Page 25980

Commending Jonathan Steinberg: Senate agreed to S. Res. 328, commending Jonathan R. Steinberg for faithful and outstanding service to the Senate and the Nation.

Page 25980

Drunk Driving Child Protection Act: Senate passed S. 2545, to amend title 18 of the United States Code, to increase the term of imprisonment for offenses involving driving while intoxicated when a minor is present in the vehicle.

Page 25982

Indoor Air Quality: Senate passed S. 657, to authorize a national program to reduce the threat to human health posed by exposure to contaminants in the air indoors, after agreeing to committee amendments, and the following amendment proposed thereto:

Page 25983

Cranston (for Burdick) No. 2913, to make clarifying and technical changes.

Page 25983

Physicians Comparability Allowances: Committee on Governmental Affairs was discharged from further consideration of S. 2588, to amend section 5948 of title 5, United States Code, to reauthorize physicians comparability allowances, and the bill was then passed.

Page 25988

Solar and Power Geothermal Production: Senate passed S. 2415, to encourage solar and geothermal power

production by removing the size limitations contained in the Public Utility Regulatory Policies Act of 1978, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 25989

Cranston (for Domenici) No. 2914, to remove the regulatory barriers for solar, wind, waste and geothermal electric energy generation contained in the Public Utility Regulatory Policies Act of 1978.

Page 25998

Jazz Promotion: Senate passed S. 2846, to authorize and direct the Secretary of the Interior to conduct a study of the feasibility of establishing a unit of the National Park System to interpret and commemorate the origins, development, and progression of jazz in the United States, after agreeing to the committee amendment in the nature of a substitute.

Page 26001

Family Planning Amendments—Title X: Senate continued consideration of S. 110, to revise and extend the programs of assistance under title X of the Public Health Service Act, with a modified committee amendment in the nature of a substitute, taking action on amendments proposed thereto, as follows:

Page 25862

Adopted:

(1) By 96 yeas to 1 nays (Vote No. 254), Pressler Amendment No. 2884, to reduce the pay of Members of Congress corresponding to the percentage reduction of the pay of Federal employees who are furloughed or otherwise have a reduction of pay resulting from a sequestration order.

Pages 25862, 25865

(2) Daschle Modified Amendment No. 2885 (to Amendment No. 2884), to make the application of the reduction of pay to the rate of pay for the President, the Vice President, and any executive officer at a position of level I of the Executive Schedule.

Page 25870

(3) Pressler Amendment No. 2886, of a technical nature.

Page 25870

(4) By unanimous consent, Lieberman Amendment No. 2887, calling upon the President to initiate a modest use of the Strategic Petroleum Reserve to stabilize the crude oil market, was amended by striking the original language, leaving only the language of Amendment No. 2888, listed below. (By 43 yeas to 54 nays (Vote No. 255), Senate earlier failed to table the amendment.)

Pages 25874, 25878

(5) Armstrong Amendment No. 2888, to require notification of a parent or legal guardian prior to an abortion on a minor.

Pages 25874, 25877, 25884

Withdrawn:

(1) Humphrey Amendment No. 2889, to facilitate the appointment of an independent counsel to investigate any violation of Federal criminal law in connection with any Federally insured financial institute.

Page 25885

(2) Bond/Dodd Amendment No. 2890 (to Amendment No. 2889), to establish a National Commission on the Savings and Loan Industry, and to establish a Financial Institutions Fraud Unit within the Department of Justice. (The amendment fell when Amendment No. 2889, listed above, was withdrawn.)

Page 25886

During consideration of this measure today, Senate also took the following actions:

By 50 yeas to 46 nays (Vote No. 256), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the modified committee amendment in the nature of a substitute, as amended.

Page 25901

By unanimous consent, the bill was returned to the Senate Calendar.

Page 25958

National Voter Registration Act—Cloture Vote: By 55 yeas to 42 nays (Vote No. 257), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to close further debate on the motion to proceed to S. 874, to establish national voter registration procedures for Presidential and Congressional elections.

Page 25902

National Health Service Corps—Conferees: The Chair, under authority of August 4, 1990, appointed conferees on the part of the Senate on H.R. 4487, to amend the Public Health Service Act to revise and extend the program for the National Health Service Corps, and to establish certain programs of grants to the States for improving health services in the States, as follows: Senators Kennedy, Harkin, Pell, Adams, Hatch, Durenberger, and Cochran.

Page 25859

National Defense Authorizations, 1991—Conferees: The Chair, under authority of August 4, appointed conferees on the part of the Senate on H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, as follows: Senators Nunn, Exon, Levin, Kennedy, Bingaman, Dixon, Glenn, Gore, Wirth, Shelby, Byrd, Warner, Thurmond, Cohen, Wilson, McCain, Wallop, Gorton, Lott, and Coats.

Page 26003

National Policy on Permanent Papers: Senate concurred in the amendments of the House to S.J. Res. 57, to establish a national policy on permanent papers.

Page 25978

Removal of Injunction of Secrecy: The injunction of secrecy was removed from the following treaties:

Treaty on the Final Settlement with Respect to Germany and a Related Agreed Minute (Treaty Doc. No. 101–20), which was transmitted to the Senate on Tuesday, September 25, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and was ordered to be printed.

Page 25857

Agreement Between the United States of America and the Union of Soviet Socialist Republics on the Maritime Boundary (Treaty Doc. No. 101–22), which was transmitted to the Senate today, considered as having been read for the first time, and referred, with accompanying papers, to the Committee on Foreign Relations and ordered to be printed.

Page 25957

Messages From the House: Page 25917

Measures Referred: Page 25917

Measures Placed on Calendar: Page 25917

Communications: Page 25917

Executive Reports of Committees: Page 25918

Statements on Introduced Bills: Page 25919

Additional Cosponsors: Page 25932

Amendments Submitted: Page 25934

Notices of Hearings: Page 25949

Authority for Committees: Page 25949

Additional Statements: Page 25950

Record Votes: Four record votes were taken today. (Total—257)

Pages 25871, 25883, 25901, 25906

Recess: Senate convened at 9 a.m., and recessed at 6:39 p.m., until 11 a.m., on Thursday, September 27, 1990.

Committee Meetings

DEPOSIT INSURANCE PREMIUMS

Committee on Banking, Housing, and Urban Affairs: Committee held hearings on S. 3045, to authorize the Federal Deposit Insurance Corporation to increase deposit insurance premiums as necessary to protect the Bank Insurance Fund, receiving testimony from Robert R. Glauber, Under Secretary of the Treasury for Finance; John F. Bovenzi, Deputy to the Chairman, Federal Deposit Insurance Corporation; and Donald H. Chapin, Assistant Comptroller General, Accounting and Financial Management Division, General Accounting Office.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following bills:

S. 1767, to reimburse Montana and individuals for expenses incurred to test cattle for brucellosis organisms carried outside Yellowstone National Park by elk and bison, with amendments;

H.R. 4559, to establish the Red Rock Canyon National Conservation Area in Nevada, with an amendment in the nature of a substitute, and in lieu of S. 2464, Senate companion measure;

S. 620, for the relief of Leroy W. Shebal of North Pole, Alaska, with an amendment in the nature of a substitute;

S. 2771, to establish the Vancouver National Historical Reserve in the State of Washington, with an amendment in the nature of a substitute;

S. 2802, to establish the Fort Totten National Historical Site in North Dakota;

H.R. 3863, to direct the Secretary of the Interior to conduct a study of alternatives for commemorating the Underground Railroad;

H.R. 4834, to provide for a visitor center at the Salem Maritime National Historic Site in Massachusetts;

H.R. 4111, to authorize and direct the Secretary of the Interior to establish a Strategic Resources Generic Mineral Technology Center for the purpose of improving existing, and developing new technologies to decrease the dependence of the United States on supplies of strategic and critical minerals;

S. 3085, to limit Natural Gas Act jurisdiction over local distribution company wholesalers of natural gas for ultimate consumption as fuel in motor vehicles, with amendments;

S. 2521, to provide for the exchange of certain lands in the State of New Mexico, with an amendment in the nature of a substitute;

H.R. 5084, to authorize the National Park Service to acquire and manage the Mary McLeod Bethune Council House National Historic Site in Washington, D.C.; and

H.R. 4687, to designate a segment of the Lower Merced River in California as a component of the National Wild and Scenic Rivers System, with an amendment in the nature of a substitute, and in lieu of S. 2555, Senate companion measure.

Also, committee began consideration of S. 11, to provide for the protection of the public lands in the California desert, but did not complete action thereon, and recessed subject to call.

PUBLIC LANDS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

S. 2815, to establish the Kokapelli National Outdoor Theater in the State of Utah, after receiving testimony from Representative Wayne Owens; Michael Penfold, Assistant Director for Land and Renewable Resources, Bureau of Land Management, Department of the Interior;

and Geoffrey G. Panos, University of Utah, Salt Lake City;

S. 2816, to disclaim all right, title, and interest of the United States in and to certain private lands conditionally relinquished to the United States, after receiving testimony from Michael Penfold (listed above); Larry Henson, Associate Deputy Chief, Forest Service, Department of Agriculture; and Jerome C. Muys, Forest Lieu Selection Committee, Washington, D.C.;

H.R. 2566, to transfer all right, title, and interest of the United States in certain property on San Juan Island, Washington, to those persons who own such property because of an erroneous survey, after receiving testimony from Michael Penfold (listed above);

H.R. 3888, to allow a certain parcel of land in Rockingham County, Virginia, to be used for a child care center, after receiving testimony from William C. Walters, Assistant Director, National Park Service, Department of the Interior;

S. 2543, Admiralty Island National Monument Land Management Act, focusing on Section 6 relating to a study of certain native villages in Alaska, after receiving testimony from Patrick Hayes, Deputy to the Assistant Secretary of the Interior for Indian Affairs (Trust and Economic Development); Larry Henson (listed above); and Robert Van Brocklin, Southeast Alaska ANCSA Land Acquisition Coalition, Inc., Portland, Oregon;

S. 2474, to provide for an exchange of certain lands in South Dakota and Colorado for private lands intermingled with Federal lands, after receiving testimony from Larry Henson (listed above); Rich Harr, Homestake Mining Company, Lead, South Dakota; and Gerald M. Fort, Spearfish Canyon Owners Association, Mitchell, South Dakota; and

S. 2891, to declare that a certain portion of Federal land known as the Mt. Sopris Tree Nursery Administrative Site, Colorado, shall be reserved to the Secretary of Agriculture, and to convey the balance of such property to Pitkin and Eagle Counties, Colorado, after receiving testimony from Larry Henson (listed above); Eagle County Commissioner Dick Gustafson, Eagle, Colorado; and Gary Wright and Timothy E. Whitsitt, both of Aspen, Colorado.

BUSINESS MEETING

Committee on Environment and Public Works: On Tuesday, September 25, Committee ordered favorably reported the following bills:

An original bill to relocate the Southeast Lighthouse on Block Island, Rhode Island, to a more suitable location;

S. 3068, to establish the Take Pride in America Office within the Department of the Interior to establish and maintain a public awareness campaign in cooperation with public and private organizations and individuals; and

S. 3062, to transfer the responsibility for operation and maintenance of Highway 82 Bridge at Greenville, Mississippi, to the States of Mississippi and Arkansas.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Richard C. Brown, of Maryland, to be Ambassador to the Oriental Republic of Uruguay, Eugene L. Scassa, of Virginia, to be Ambassador to Belize, Michael Martin Skol, of Illinois, to be Ambassador to the Republic of Venezuela, Edward P. Brynn, of Vermont, to be Ambassador to Burkina Faso, Herbert Donald Gelber, of Florida, to be Ambassador to the Republic of Mali, Arlene Render, of Virginia, to be Ambassador to the Republic of the Gambia, Stephen H. Rogers, of Virginia, to be Ambassador to the Kingdom of Swaziland, Gordon L. Streeb, of Colorado, to be Ambassador to the Republic of Zambia, Scott M. Spangler, of Arizona, to be Assistant Administrator, Agency for International Development, Harmon E. Kirby, of Ohio, to be Ambassador to the Republic of Togo, and Leonard H.O. Spearman, Sr., of Texas, to be Ambassador to the Kingdom of Lesotho, after the nominees testified and answered questions in their own behalf.

STUDENT AID PROGRAMS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations continued hearings to examine alleged fraud, waste and abuse in Federal student loan programs, focusing on program enforcement and regulations of banks, guarantee agencies, student loan secondary markets and loan servicing operations, receiving testimony from Gregory Voelm and Deno Evangelista, both of the First Independent Trust Company, Sacramento, California; James E. Gilleran, California State Superintendent of Banks, San Francisco; Trent G. Nebeker, California State Student Loan Finance Corporation, Los Angeles; Aaron Cohen, Los Angeles, California, and Gretchen Staff, Orange, California, both on behalf of the United Education and Software, Inc.; and John H. Keefe, Corte Madera, California.

Hearings continue Friday, October 5.

U.S. POSITION IN GATT NEGOTIATIONS

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management held oversight hearings to examine the U.S. negotiating positions in the General Agreement on Tariffs and Trade (GATT) Uruguay Round negotiations with respect to basic manufacturing, high technology, services, investment and agriculture, receiving testimony from Julius L. Katz, Deputy U.S. Trade Representative; Marjorie A. Chorlins, Deputy Assistant Secretary of Commerce for Import Administration; John D. Ong, B.F. Goodrich Company, Akron, Ohio, and Lynn R. Williams, United Steel Workers of America, Pittsburgh, Pennsylvania, both on behalf of the Labor-Industry Coalition for International Trade; Timothy

K. Hoelter, Harley-Davidson, Inc., Milwaukee, Wisconsin; Vincent Cannella, OIS Optical Imaging Systems, Troy, Michigan; and Thomas M. Teske, East Jordan Iron Works, Inc., East Jordan, Michigan.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 930, to establish an Office of Construction, Safety, Health, and Education within OSHA, to improve investigations, inspections, reporting, and recordkeeping in the construction industry, and to require certain construction contractors to establish construction safety and health programs and onsite plans and appoint construction safety specialists, with an amendment in the nature of a substitute;

S. 3095, to authorize the creation of a National Report Card to be published annually to measure educational achievement of both students and schools, and to establish a National Council on Education Goals;

S. 3006, to revise the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices, with an amendment in the nature of a substitute;

H.R. 5124, to expand and improve drug abuse education, prevention, and counseling services, to provide for positive alternative activities to drug abuse, and to provide for certain activities to ensure student safety, with an amendment in the nature of a substitute;

H.R. 5064, to revise the Drug-Free Schools and Communities Act of 1986 to provide for a program of grants to local educational agencies for drug abuse resistance education programs, with an amendment in the nature of a substitute;

S. 2576, to revise provisions of the Federal Food, Drug, and Cosmetic Act relating to designation of drugs for rare diseases or conditions to require that the number of people affected be determined three years after the request for designation as well as on the date of the request, with an amendment in the nature of a substitute;

S. 2054, to authorize grants and contracts for projects providing primary pediatric care to disadvantaged children, with an amendment in the nature of a substitute;

S. 2602, to provide assistance for biomedical and health services research, treatment programs and for other purposes relating to Alzheimer's disease and related disorders, with an amendment in the nature of a substitute; and

The nominations of Carole K. DiPrete, of Rhode Island, to be a Member of the National Commission on Libraries and Information Science, Peter Shaw, of New York, Margaret P. Duckett, of Pennsylvania, Helen Gray Crawford, of Louisiana, Michael T. Bass, of Florida, Billie Davis Gaines, of Georgia, Bruce D. Benson, of Colorado, and Henry H. Higuera, of Maryland, each to be a Member of the National Council on the Humanities, and Earl Roger Mandle, of Ohio, to be a Member of the National Council on the Arts, all of the National Foundation on the Arts and Humanities, Joan R. Challinor, of the District of Columbia, to be a Member of the Board of Trustees, James Madison Memorial Fellowship Foundation, and Joyce E. Tucker, of Illinois, to be a Member of the Equal Employment Opportunity Commission.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 5717–5726; 3 private bills, H.R. 5727–5729; and 5 resolutions, H.J. Res. 657, H. Con. Res. 375, and H. Res. 477–479 were introduced.

Page 26175

Reports Filed: Reports were filed as follows:

Conference report on S. 2104, to amend the Civil Rights Act of 1964, to restore and strengthen civil rights laws that ban discrimination in employment (H. Rept. 101–755);

H.R. 5007, to designate the facility of the United States Postal Service located at 100 South John F. Kennedy Drive, Carpentersville, Illinois, as the "Robert McClory Post Office", amended (H. Rept. 101–756);

H.R. 5409, to designate the Post Office building at 222 West Center Street, in Orem, Utah, as the "Arthur V. Watkins Post Office", amended (H. Rept. 101–757);

H.R. 5209, to amend title 39, United States Code, to make nonmailable any unsolicited sample of a drug or other hazardous household substance which does not meet child-resistant packaging requirements, amended (H. Rept. 101–758);

H. Con. Res. 362, expressing the sense of Congress concerning the need for a national policy to rebuild the infrastructure of the United States, amended (H. Rept. 101–759);

H. Res. 477, waiving all points of order against consideration of the conference report on S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment, and against its consideration (H. Rept. 101–760);

H. Res. 478, providing for the consideration of H.R. 2039, to amend the Job Training Partnership Act to improve the delivery of services to hard-to-serve adults and to youth (H. Rept. 101–761);

H. Res. 479, providing for consideration of motions to suspend the rules on September 27, 1990 (H. Rept. 101–762); and

H.R. 5649, National Aeronautics and Space Administration Multiyear Authorization Act of 1990, amended (H. Rept. 101–763).

Page 26175

Journal: By a yea-and-nay vote of 275 yeas to 126 nays, Roll No. 384, the House agreed to the Journal of Tuesday, September 25.

Page 26004

Committees to Sit: Committee on Energy and Commerce and the Committee on Public Works and Transportation and its Subcommittee on Public Buildings and Grounds received permission to sit today during proceedings of the House under the five-minute rule.

Pages 26005, 26012

Education of Handicapped: House insisted on its amendments to S. 1824, to reauthorize the Education of the Handicapped Act; and agreed to a conference. Appointed as conferees: Representatives Hawkins, Ford of Michigan, Owens of New York, Martinez, Payne of New Jersey, Jontz, Goodling, Bartlett, Ballenger, and Smith of Vermont.

Page 26011

Human Services Reauthorization: House disagreed to the Senate amendment to H.R. 4151, to authorize appropriations for fiscal years 1991 through 1994 to carry out the Head Start Act, the Follow Through Act, and the Community Services Block Grant Act; and agreed to a conference. Appointed as conferees:

From the Committee on Education and Labor, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Representatives Hawkins, Ford of Michigan, Kildee, Sawyer, Unsoeld, Lowey of New York, Poshard, Goodling, Tauke, Coleman of Missouri, and Grandy.

From the Committee on Energy and Commerce, for consideration of title II of the Senate amendment, and modifications committed to conference: Representatives Dingell, Sharp, Tauzin, Bruce, Towns, Walgren, Swift, Lent, Moorhead, Dannemeyer, and Fields.

Page 26011

Campaign Reform: House disagreed to the Senate amendment to H.R. 5400, to amend the Federal Election Campaign Act of 1971 and certain related laws to clarify such provisions with respect to Federal elections, to reduce costs in House of Representatives elections; and agreed to a conference. Appointed as conferees: Representatives Swift, Anthony, Brooks, McHugh, Annunzio, Sabo, Synar, Frost, Obey, Glickman, Fazio, Berman, Miller of California, Russo, Dingell, Ford of Michigan, Eckart, Thomas of California, Vander Jagt, Archer, Buechner, Frenzel, Gunderson, Horton, Oxley, Roberts, Sundquist, and Rhodes.

Page 26022

Rejected the Thomas of California motion to instruct House conferees to accept Senate provisions of sections 411, 412, and 414, relating to reporting and limitation of expenditures for franked mass mailings; and to accept the Senate provisions banning Federal contributions by connected Political Action Committees and limiting Federal contributions by unconnected PACs to $1000 (rejected by a yea-and-nay vote of 194 yeas to 225 nays, Roll No. 385).

Page 26022

Health Service Corps: House disagreed to the Senate amendment to H.R. 4487, to amend the Public Health Service Act to revise and extend the program for the National Health Service Corps, and to establish certain programs of grants to the States for improving health services in the States; and agreed to a conference. Appointed as conferees: Representatives Dingell, Scheuer, Waxman, Towns, Richardson, Rowland of Georgia, Synar, Slattery, Cooper, Lent, Madigan, Dannemeyer, Tauke, Bliley, and Bilirakis.

Page 26030

Coastal Zone Management: By a yea-and-nay vote of 391 yeas to 32 nays, Roll No. 386, the House passed H.R. 4450, to improve management of the coastal zone and enhance environmental protection of coastal zone resources, by reauthorizing and amending the Coastal Zone Management Act of 1972.

Page 26030

Agreed to the committee amendment in the nature of a substitute (text of H.R. 5665).

Page 26050

Agreed To:

The Studds amendment that ensures coordination between State coastal zone management agencies (CZMA) and State water pollution control agencies in designating outstanding resource waters; and clarifies a State's authority to make inland boundary modifications;

Page 26060

The Studds amendment that obligates the CMZA to exhaust administrative remedies before challenging a State's decision in Federal court;

Page 26060

The Lowey of New York amendment that establishes the Long Island Sound Conservancy; and

Page 26061

The Saxton amendment that clarifies that States may review the activities of Federal agencies which influence a State's land or water use, or a natural resource of the coastal zone.

Page 26062

Rejected:

The Stangeland amendment to the Saxton amendment that sought to require States to pay 100 percent of any increased costs incurred by the issuance of a permit for an activity that is inconsistant with State laws; and

Page 26064

The Stangeland amendment that sought to require the 9-point source management plan be prepared as a component to section 319 of the Federal Water Pollution Control Act.

Page 26065

Water Resources Development: By a yea-and-nay vote of 350 yeas to 55 nays, Roll No. 387, the House passed H.R. 5314, to provide for the conservation and develop-

ment of water and related resources to authorize the United States Army Corps of Engineers civil workers program to construct various projects for improvements to the Nation's infrastructure.

Page 26067

Agreed to the committee amendment in the nature of a substitute.

Page 26129

Agreed To:

The Hammerschmidt amendment that sets annual ceilings for obligations at 1.8 million for fiscal years 1992 and 1993;

Page 26093

The Anderson en bloc amendment, as amended by the Emerson amendment, that establishes as part of the Corps water resources development program an interim goal of no overall net loss of the remaining wetlands base, and long-term goal of increasing the quality and total acreage of wetlands; requires that the Corps undertake demonstration projects to restore and create wetlands; modifies previously authorized projects to increase cost ceilings, construct new features, and allow States to assume certain responsibilities for operation and maintenance of projects feasibility; requires the Corps and EPA to find alternative sites for the environmentally sound disposal of material dredged from the New York/New Jersey Harbor region; requires the Corps and Coast Guard to review the water channels and vessel traffic characteristics in the New York Harbor area to determine potential means of reducing maritime accidents; and provides certain land exchanges in Florida, California, and Washington State;

Pages 26093, 26099

The Shuster amendment that requires the Secretary to submit to Congress for approval any proposed changes in the allocation of storage for the Raystown Lake project;

Page 26100

The Hopkins amendment that directs the Secretary to carry out a flood protection project for South Frankfort, Kentucky;

Page 26102

The Pallone amendment that prohibits the burning of driftwood after December 31, 1991 off the New York Harbor;

Page 26102

The Hayes amendment, as amended by the Studds amendment, that establishes priorities for Louisiana coastal wetlands restoration projects for the long-term conservation of such wetlands and dependent fish and wildlife populations; and reauthorizes the Louisiana State Penitentiary Levee project for flood control;

Pages 26114, 26117

The Emerson amendment that prohibits the Secretary from including in the benefit cost analysis for justifying Federal flood damage reduction projects any new or substantially improved structure built in the 100-year flood plain after July 1, 1991;

Page 26119

The Traficant amendment that prohibits the use of appropriated funds to carry out any projects unless materials and products used are produced in the United States with limitations for lack of sufficient products in the United States or increased cost of more than 25 percent;

Page 26120

The Boggs amendment that makes construction, operation, and maintenance of the flood protection at Lake Pontchartrain, Louisiana, a Federal responsibility;

Page 26120

The Dellums amendment that conveys the Oakland Inner Harbor Tidal Canal to the cities of Oakland and Alameda, California;

Page 26121

The Armey amendment that conveys lands located near Lewisville Dam and Garza-Little Elm Reservoir, Texas;

Page 26121

The Sisisky amendment that relieves the City of Chesapeake from its cost-sharing agreement with respect to the Southern Branch of the Elizabeth River navigation project;

Page 26122

The Chapman amendment that authorizes funds for the mitigation of fish and wildlife resource loss at Cooper Lake and Channels;

Page 26123

The Stangeland en bloc amendment that modifies the date for the filing of final reports to the Secretary from July 1, 1995 to July 1, 1993;

Page 26123

The Hall of Texas en bloc amendment that continues authorization for the East Fork of the Trinity River; and expands water storage space at Lake Texoma for the city of Denison, Texas;

Page 26124

The Torricelli amendment that extends the main diversion tunnel six and one-half miles to outlet in Newark Bay, and excludes the nine levee systems in Bergen, East Essex, and Passaic Counties from the project; and

Page 26125

The Stangeland en bloc amendment that adjusts cost estimates to reflect the cost estimates provided by the Corps.

Page 26129

Rejected the Pickett amendment that sought to strike provisions concerning the Albermarle Sound-Roanoke River Basin.

Page 26126

The following amendments were offered but subsequently withdrawn:

The Alexander amendment that sought to exempt agricultural wetlands from Federal water pollution control requirements;

Page 26100

The Dorgan amendment that sought to establish a council to review master manuals and annual operating plans for operation of the Missouri River main stem sys-

tem of dams; and the council must approve or require amendments to manuals and plans; and

Page 26106

The Lightfoot amendment to the Dorgan amendment that sought to maintain the council for review, but the council would only make recommendation to manuals or operating plans.

Page 26107

Subsequently, S. 2740, a similar Senate-passed measure, was passed in lieu, after being amended to contain the text of H.R. 5314. H.R. 5314 was laid on the table.

Page 26130

House insisted on its amendments, and asked a conference.

Page 26150

The Clerk was authorized to correct section numbers, punctuation, cross-references, and other technical and conforming changes in the engrossment of the amendment.

Page 26150

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 26004, 26029, 26067, and 26130. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 9:50 p.m.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session to continue markup of the Defense appropriations for fiscal year 1991.

Subcommittee recessed subject to call.

POST COLD WAR WORLD

Committee on Armed Services: Held a hearing on the New Europe—security and political arrangements for the post Cold War world. Testimony was heard from Baron Ewald von Kleist, founder, Wehrkunde Conference.

MILITARY EDUCATION

Committee on Armed Services: Military Education Panel held a hearing on the role of the Inter-American Defense College and its interface with the professional military education system. Testimony was heard from Maj. Gen. Bernard Loeffke, USA, Chairman, Inter-American Defense Board.

DEPOSIT INSURANCE REFORM

Committee on Banking, Finance and Urban Affairs: Concluded hearings on Deposit Insurance Reform. Testimony was heard from Robert D. Reischauer, Director, CBO.

LONG-TERM ENERGY SECURITY

Committee on Banking, Finance and Urban Affairs: Subcommittee on Economic Stabilization continued hearings on the long-term energy security of the United States. Testimony was heard from the following officials of the Department of Energy: Calvin A. Kent, Administrator, Energy Information Administration; and John J. Easton, Jr., Assistant Secretary, International Affairs and Energy Emergencies; and public witnesses.

S&L BAILOUT COSTS—FINANCING OPTIONS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance, Resolution Trust Corporation Task Force held a hearing on alternative financing options for the savings and loan bailout costs. Testimony was heard from Representatives Wolpe and Kennedy; and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Employment Opportunities held an oversight hearing on the OTA Report: "Truth and Honesty Testing". Testimony was heard from John Andelin, Assistant Director, Science, Information, and Natural Resources Division, OTA.

ATTENDANT ALLOWANCE ADJUSTMENT ACT

Committee on Education and Labor: Subcommittee on Labor Standards approved for full Committee action amended H.R. 3911, Attendant Allowance Adjustment Act.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representative Kennedy.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported the following bills: H.R. 5132, amended, Independent Safety Board Act of 1974 Amendments Act of 1990; H.R. 4515, amended, High Speed Rail Transportation Policy and Development Act; H.R. 5702, amended, Minority Health Improvement Act of 1990; H.R. 5679, amended, Developmental Disabilities Assistance Amendments of 1990; H.R. 5622, Women, Infants, and Children Addiction Treatment Service Amendments of 1990; H.R. 5661, amended, National Institutes of Health Revitalization Amendments of 1990; H.R. 3095, amended, Safe Medical Devices Act of 1990; H.R. 5692, Adolescent Family Life Act; and H.R. 5693, amended, Family Planning Reauthorization Act.

IRAQI AGGRESSION RESOLUTION

Committee on Foreign Affairs: Subcommittee on Arms Control, International Security and Science and the Subcommittee on Europe and the middle East met and discussed a proposed resolution dealing with Iraqi aggression.

MISCELLANEOUS MEASURES; RECENT ENVIRONMENTAL ACTIVITIES OF AID

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations approved for full Committee action the following measures; H. Con. Res.

329, calling for U.S. sanctions against nations which conduct unjustified lethal whale research, and otherwise expressing the sense of the Congress with regard to nations which violate the International Whaling commission moratorium on commercial whaling by killing whales under the guise of scientific research; and H.R. 3977, amended, Antarctic Protection and Conservation Act of 1990.

The Subcommittee also held a hearing on Recent Environmental Activities of the AID. Testimony was heard from Richard Bissell, Assistant Administrator, AID, U.S. International Development Cooperation Agency; and public witnesses.

MICROENTERPRISE DEVELOPMENT

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade held a hearing on Microenterprise Development. Testimony was heard from Harold J. Johnson, Director, Foreign Economic Assistance Issues, GAO; Henrietta Holsman Fore, Assistant Administrator, Bureau for Asia and Private Enterprise, AID, U.S. International Development Cooperation Agency; and public witnesses.

MISCELLANEOUS MEASURES; DRAFT REPORTS

Committee on Government Operations: Ordered reported amended the following bills: H.R. 5023, Government Procurement Agreements Act of 1990; H.R. 5439, Reciprocity in International Government Procurement Enforcement Act of 1990; H.R. 5645, Expired Funds Control Act of 1990; H.R. 5450, Computer Matching and Privacy Protection Amendments of 1990; and H.R. 5687, Chief Financial Officer Act of 1990.

The Committee also adopted the following draft reports: "The Peace Corps: Entering its Fourth Decade of Service"; "Federal Employee Privacy Rights and Standard Form 86"; "Misconduct by Senior Managers in the Internal Revenue Service"; and "Consumer Cost of Continued State Motor Carrier Regulation"; and "Department of Justice Debt Collection; so Many Intentions, So Little Money".

DRAFT REPORT

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture approved for full Committee action the following draft report entitled: "Department of Justice Debt Collection: So Many Intentions So Little Money".

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: S. 1413, Aroostook Band of Micmacs Settlement Act; H.R. 2582, amended, to amend the Historic Sites. Buildings and Antiquities Act; H.R. 5004, amended, to amend the Wild and Scenic Rivers Act to designate certain segments of the Mills River in the State of North Carolina for Potential addition to the wild and scenic rivers system; H.R. 5402, amended, to amend the Wild and Scenic Rivers Act by designating segments of the Allegheny River in the State of Pennsylvania as a component of the National Wild and Scenic Rivers System; S. 2680, to provide for the relief of certain persons in Stone County, AR deprived of property as a result of a 1973 dependent resurvey by the Bureau of Land Management; H.R. 5367, amended, Seneca Nation Settlement Act of 1990; S. 1747, amended, Ponca Restoration Act; and H.R. 5308, amended, Fort Hall Indian Water Rights Act.

OVERSIGHT

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine concluded oversight hearings on U.S. capability to meet sealift requirements for the Persian Gulf crisis. Testimony was heard from Warren G. Leback, Administrator, Maritime Administration, Department of Transportation; VAdm. Francis R. Donovan, Jr., USN, Commander, Military Sealife Command, Department of the Navy, Department of Defense; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Post Office and Civil Service: Ordered reported the following bills: H.R. 5322, amended, Senior Executive Service Improvement Act; H.R. 3139, Portability of Benefits for Department of Defense Nonappropriated Fund Employees Act of 1989; H.R. 1400, amended, to amend title 5, United States Code, to provide relief for certain inequities remaining in the crediting of National Guard technician service in connection with civil service retirement; H.R. 5007, amended, to designate the facility of the U.S. Postal Service located at 100 South John F. Kennedy Drive, Carpentersville, IL, as the "Robert McClory Post Office"; H.R. 5235, to designate the Owens Finance Station of the U.S. Postal Service in Cleveland, OH, as the "Jesse Owens Building of the U.S. Postal Service"; H.R. 5409, amended, to designate the post office building at 222 West Center Street in Orem, UT, as the "Arthur V. Watkins Post Office"; H.R. 5209, amended, to amend title 39, United States Code, to make nonmailable any unsolicited sample of a drug or other hazardous household substance which does not meet child-resistant packaging requirements; and H.R. 4174, amended, Administrative Office of the United States Courts Personnel Act of 1990.

MISCELLANEOUS MEASURES

Committee on Public Works and Transportation: Ordered reported amended the following bills: H.R. 5200, Aviation Security Improvement Act of 1990; and H.R. 3520, Hazardous Materials Transportation Act Uniform Safety Amendments Act of 1990.

MISCELLANEOUS MEASURES; PROSPECTUSES

Committee on Public Works and Transportation: Subcommittee on Public Buildings and Grounds approved for full

39-059 O-94-21 (Pt. 27)

Committee action the following bills: H.R. 5419, amended, to designate the Federal Building at 88 West 100 North in Provo, UT, as the "J. Will Robinson Federal Building"; H.R. 5595, to redesignate the Federal building located at 1 Bowling Green in New York, NY, as the "Alexander Hamilton United States Custom House"; and H.R. 5708, to authorize acquisition of certain real property for the Library of Congress.

The Subcommittee also approved for full Committee action 3 lease prospectuses.

Prior to this action, the Subcommittee held a hearing on these matters. Testimony was heard from Representatives Nielson of Utah, Green, Ackerman, McGrath and Mrazek; Brooks Goldman, Associate Administrator, Administration, FAA, Department of Transportation; David L. Bibb, Assistant Commissioner, Office of Facility Planning, Public Buildings Service, GSA; and public witnesses.

CONFERENCE REPORT—CIVIL RIGHTS ACT

Committee on Rules: Granted a rule waiving all points of order against the conference report to accompany S. 2104, Civil Rights Act of 1990, and against its consideration. The rule provides that the conference report will be considered as read. Testimony was heard from Chairmen Hawkins and Brooks; and Representatives Gunderson and Fawell.

JOB TRAINING PARTNERSHIP ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 2039, Job Training Partnership Act of 1989. The rule waives clause 2(L)(6) of Rule XI against the bill. The rule makes in order the Education and Labor Committee amendments in the nature of a substitute now printed in the bill as original text to be considered by sections, with each section considered as read. The rule provides one motion to recommit with or without instructions. Testimony was heard from Representative Martinez.

FAMILY UNIFICATION AND EMPLOYMENT OPPORTUNITY IMMIGRATION ACT

Committee on Rules: Testimony was heard from Chairmen Brooks and Rostenkowski; and Representatives Dorgan of North Dakota, Morrision of Connecticut, Bryant, Richardson, Slattery, Pelosi, Smith of Texas, Moorhead, McCollum, Lowery of California, Davis, Lewis of Florida, Packard, Henry and Kyl, but no action was taken on H.R. 4300, Family Unification and Employment Opportunity Immigration Act of 1990.

SUSPEND THE RULES

Committee on Rules: Granted a rule making it in order for the Speaker to entertain motions to suspend the rules on Thursday, September 27, 1990.

NEW HOMELESS CRISIS

Select Committee on Aging: Held a hearing on "The New Homeless Crisis: Old and Poor in the Streets". Testimony was heard from public witnesses.

STRATEGIES FOR OVERCOMING HUNGER

Select Committee on Hunger: Held a hearing on Strategies for Overcoming Hunger: From Goals to Implementation. Testimony was heard from Bradshaw Langmaid, Deputy Assistant Administrator, AID, U.S. International Development Cooperation Agency; Robert Kim-Farley, Director, Expanded Program on Immunization, World Health Organization; and public witnesses.

Joint Meeting

NATIONAL AFFORDABLE HOUSING ACT

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing and to increase homeownership, but did not complete action thereon, and will meet again Tuesday, October 2.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, September 27, 1990

Senate

Chamber Action

Routine Proceedings, pages 26314–26439

Measures Introduced: Ten bills and two resolutions were introduced as follows: S. 3119–3128, S. Res. 329, and S.J. Res. 371.

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Measures Reported: Reports were made as follows:

S. 3121, to amend title 31 of the United States Code to restrict the use of appropriations amounts available for definite periods. (S. Rept. No. 101–475)

S. 2649, to provide for improved drug abuse treatment and prevention, with an amendment in the nature of a substitute. (S. Rept. No. 101–476)

S. 447, to require the Congress and the President to use the spending levels for the current fiscal year (without adjustment for inflation) in the preparation of the budget for each new fiscal year in order to clearly identify spending increases from one fiscal year to the next fiscal year. (S. Rept. No. 101–477)

H.R. 3007, to amend the Contract Services for Drug Dependent Federal Offenders Act of 1978 to provide additional authorizations for appropriations.

H.R. 5064, to amend the Drug-Free Schools and Communities Act of 1986 to provide for a program of grants

to local educational agencies for drug abuse resistance education programs, with an amendment in the nature of a substitute.

H.J. Res. 469, to designate October 6, 1990, as "German-American Day".

H.J. Res. 603, to designate the month of October 1990 as "Country Music Month".

S. 1657, for the relief of Trevor Henderson.

S. 2981, to amend the Federal charter for the Boys' Clubs of America to reflect the change of the name of the organization to the Boys & Girls Clubs of America.

S. 3016, for the relief of Janice and Leslie Sedore and Ruth Hillman.

S. 3091, to amend the Act incorporating the American Legion as to redefine eligibility for membership therein.

S.J. Res. 270, to designate the period commencing February 17, 1991, and ending February 23, 1991, as "National Visiting Nurse Associations Week".

S.J. Res. 277, designating October 6, 1990, as "German-American Day".

S.J. Res. 293, to designate November 6, 1990, as "National Philanthropy Day".

S.J. Res. 307, designating November 11 through November 17, 1990, as "National Women Veterans Recognition Week".

S.J. Res. 323, designating November 11 through 17, 1990, as "Geography Awareness Week".

S.J. Res. 340, designating the week beginning November 11, 1990, as "National Disabled Veterans Week".

S.J. Res. 342, designating October 1990 as "Ending Hunger Month".

S.J. Res. 347, designating April 7 through 13, 1991, as "National County Government Week".

S.J. Res. 349, designating October 1990, as "Italian-American Heritage and Culture Month".

S.J. Res. 353, to designate September of 1991 as "National Rice Month".

S.J. Res. 358, to designate February 7, 1991, as "National Women and Girls in Sports Day".

S.J. Res. 362, to designate the period commencing on November 18, 1990, and ending on November 24, 1990, as "National Adoption Week".

S.J. Res. 365, to designate the month of October 1990 as "Country Music Month".

S.J. Res. 366, to designate March 30, 1991, as "National Doctors Day".

S.J. Res. 367, to designate the week of November 11 through 17, 1990, as Gaucher's Disease Awareness Week".

Page 26389

Measures Passed:

Housing Program Extension: Senate passed H.R. 5558, to provide for the temporary extension of certain programs relating to housing and community development, after agreeing to the following amendment proposed thereto:

Page 26368

Pressler Amendment No. 2916, to reduce the pay of Members of Congress, the Vice President, and any executive officer at a position of level 1 of the Executive Schedule corresponding to the percentage reduction of the pay of Federal employees who are furloughed or otherwise have a reduction of pay resulting from a sequestration order.

Page 26377

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senator Riegle, Cranston, Sarbanes, Dodd, Dixon, Heinz, D'Amato, Bond, and Mack.

Page 26386

Samuel S. Stratton VA Medical Center: Senate passed S. 3127, to designate the Department of Veterans Affairs Medical Center in Albany, New York, as the "Samuel S. Stratton Department of Veterans Affairs Medical Center".

Page 26433

Interstate Compact: Senate passed H.J. Res. 520, granting the consent of Congress to amendments to the Washington Metropolitan Area Transit Regulation Compact, after agreeing to the following amendment proposed thereto:

Page 26434

Mitchell (for Biden) Amendment No. 2917, to provide that amendments to the Compact must be consented to affirmatively by Congress and to reserve the right of Congress to alter, amend or repeal the resolution in the future.

Page 26434

Eisenhower Exchange Fellowship Program: Senate passed S. 2017, to provide a permanent endowment for the Eisenhower Exchange Fellowship Program, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 26435

D'Amato (for Dole) Amendment No. 2918, in the nature of a substitute.

Page 26436

Securities and Law Enforcement Remedies Act: Senate concurred in the amendments of the House to S. 647, to amend the Federal securities laws in order to provide additional enforcement remedies for violations of those laws, with Dodd Amendment No. 2915, in the nature of a substitute.

Page 26339

Souter Nomination—Agreement: A unanimous-consent agreement was reached providing for the consideration of the nomination of David H. Souter, of New Hampshire, to be an Associate Justice of the Supreme Court of the United States on Tuesday, October 2, at 2:30 p.m.

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Nominations Confirmed: Senate confirmed the following nominations:

The following-named person to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences for a term expiring May 1, 1995.

George Tryon Harding IV, of Ohio.

The following-named person to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences for a term expiring June 20, 1995:

Clarence S. Avery, of California.

Billie Davis Gaines, of Georgia, to be a Member of the National Council on the Humanities for a term expiring January 26, 1994.

Bruce D. Benson, of Colorado, to be a Member of the National Council on the Humanities for a term expiring January 26, 1996.

Michael T. Bass, of Florida, to be a Member of the National Council on the Humanities for a term expiring January 26, 1994.

Gopal Sivaraj Pal, of Virginia, to be a Member of the Board of Regents of the Uniformed Services University of the Health Sciences for a term expiring June 20, 1995.

Earl Roger Mandle, of the District of Columbia, to be a Member of the National Council on the Arts for a term expiring September 3, 1994.

Joyce Elaine Tucker, of Illinois, to be a Member of the Equal Employment Opportunity Commission for the remainder of the term expiring July 1, 1991.

The following named officer to a member of the Mississippi River Commission, under the provisions of Section 2 of an Act of Congress, approved 28 June 1879 (21 Stat. 37) (33 USC 642):

To be a Member of the Mississippi River Commission:

Brig. Gen. Paul Y. Chinen, xxx-xx-xxxx, United States Army.

Helen Gray Crawford, of Louisiana, to be a Member of the National Council on the Humanities for a term expiring January 26, 1996.

Margaret P. Duckett, of Pennsylvania, to be a Member of the National Council on the Humanities for a term expiring January 26, 1996.

Henry H. Higuera, of Maryland, to be a Member of the National Council on the Humanities for a term expiring January 26, 1996.

Peter Shaw, of New York, to be a Member of the National Council on the Humanities for a term expiring January 26, 1996.

Carol K. DiPrete, of Rhode Island, to be a Member of the National Commission on Libraries and Information Science for the remainder of the term expiring July 19, 1991.

Joan R. Challinor, of the District of Columbia, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term of six years.

Page 26440

Messages From the House: Page 26388

Measures Referred: Page 26389

Measures Placed on Calendar: Page 26389

Executive Reports of Committees: Page 26389

Statements on Introduced Bills: Page 26390

Additional Cosponsors: Page 26403

Amendments Submitted: Page 26405

Authority for Committees: Page 26415

Additional Statements: Page 26425

Text of S. 2415 as Previously Passed: Page 26415

Recess: Senate convened at 11 a.m., and recessed at 8:06 p.m., until 10 a.m., on Friday, September 28, 1990. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 26439.)

Committee Meetings

OPERATION DESERT SHIELD

Committee on Armed Services: Committee ordered favorably reported an original bill to make members of the Armed Forces involved in Operation Desert Shield or similar operations eligible for certain benefits and to make members of the reserve components of the Armed Forces and retired members of the Armed Forces eligible for certain benefits when ordered to active duty in connection with a mobilization. (As approved by the committee, the bill incorporates certain provisions of S. 3025 and S. 3026).

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported the nomination of Richard Y. Roberts, of Virginia, to be a Member of the Securities and Exchange Commission.

THRIFT INDUSTRY

Committee on Banking, Housing, and Urban Affairs: Committee concluded oversight hearings on the condition and future of the thrift industry, after receiving testimony from T. Timothy Ryan, Jr., Director, Office of Thrift Supervision, Department of the Treasury.

FOREIGN INFLUENCE IN THE UNITED STATES

Committee on Commerce, Science, and Transportation: Committee held hearings to examine foreign influence in the United States, receiving testimony from Allan I. Mendelowitz, Director, Trade, Energy and Finance Issues, National Security and International Affairs Division, General Accounting Office; Elliot L. Richardson, Association for International Investment, Charles Lewis, The Center for Public Integrity, and Pat Choate, all of Washington, D.C.

Hearings were recessed subject to call.

WATER RECLAMATION PROJECTS

Committee on Energy and Natural Resources: Subcommittee on Water and Power concluded hearings on S. 2657, to

direct the Secretary of the Interior to undertake specified studies to investigate opportunities for wastewater reclamation and reuse and to conduct a study of groundwater resources, and Title XIII of H.R. 2567 (Reclamation Projects Authorization and Adjustment Act), to authorize and direct the Secretary of the Interior to enter into a contract with the McGee Creek Water Authority, Oklahoma City, Oklahoma, after receiving testimony from Roger Patterson, Great Plains Regional Director (Billings, Montana), Bureau of Reclamation, Department of the Interior.

NATIONAL PARKS

Committee on Energy and Natural Resources: Subcommittee on Public Lands, National Parks and Forests concluded hearings on the following bills:

S. 2882 and H.R. 3209, bills to modify the boundaries of the Indiana Dunes National Lakeshore, after receiving testimony from Senator Coats; Representative Visclosky; Thomas C. Serynek, Save the Dunes Council, Gary, Indiana; Sue Showers, Stop Taking Our Property, Valparaiso, Indiana; and Raymond A. Peterson, Chesterton, Indiana; and

S. 3048, to extend the boundaries of the Illinois and Michigan Canal National Heritage Corridor in the State of Illinois, after receiving testimony from Senator Simon; and Gerald W. Adelmann, Upper Illinois Valley Association, Chicago.

Testimony was also heard on all the aforementioned bills from James Ridenour, Director, National Park Service, Department of the Interior.

BUSINESS MEETING

Committee on Finance: Committee ordered favorably reported the nominations of Jeanne S. Archibald, of Virginia, to be General Counsel for the Department of the Treasury, Steven B. Kelmar, of Pennsylvania, to be an Assistant Secretary of Health and Human Services for Legislation, and Jerome H. Powell, of New York, to be an Assistant Secretary of the Treasury for Domestic Finance.

Also, committee approved a proposal to a joint request with House Committee on Ways and Means for a study by the International Trade Commission (ITC) under Section 332 of the Tariff Act of 1930 on the economic effects of a free trade agreement with Mexico, and approved a recommendation by the ITC to examine the competitiveness of certain advanced technology manufacturing industries.

Prior to this action, the committee concluded hearings on the nomination of Ms. Archibald, after the nominee testified and answered questions in her own behalf.

ENTERPRISE FOR THE AMERICAS INITIATIVE

Committee on Foreign Relations: Committee concluded hearings on S. 3064, to provide for the implementation of the Enterprise for the Americas Initiative to encourage and support market-oriented reform and economic growth in Latin America and the Caribbean by promoting investment reforms, debt reduction, and environmental protection in that region, after receiving testimony from David C. Mulford, Under Secretary of the Treasury for International Affairs; Bernard Aronson, Assistant Secretary of State for Inter-American Affairs; James H. Michel, Assistant Administrator, Agency for International Development; William K. Reilly, Administrator, Environmental Protection Agency; and Larry Williams, Sierra Club, and Keith L. Miceli, Association of American Chambers of Commerce in Latin America, both of Washington, D.C.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of David H. Souter, of New Hampshire, to be an Associate Justice of the Supreme Court of the United States, Joel F. Dubina, of Alabama, to be a United States Circuit Judge for the Eleventh Circuit, Charles W. Pickering, Sr., to be a United States District Judge for the Southern District of Mississippi, Samuel B. Kent, to be a United States District Judge for the Southern District of Texas, David F. Levi, to be a United States District Judge for the Eastern District of California, Jean C. Hamilton, to be a United States District Judge for the Eastern District of Missouri, James Ware, to be a United States District Judge for the Northern District of California, Gary L. Taylor, to be a United States District Judge for the Central District of California, William B. Shubb, to be a United States District Judge for the Eastern District of California, Linda A. Akers, to be a United States Attorney for the District of Arizona, Kenneth W. Sukhia, to be a United States Attorney for the Northern District of Florida, and W. Lee Rawls, of Maryland, to be an Assistant Attorney General for the Office of Legislative Affairs, J. Michael Luttig, of Virginia, to be an Assistant Attorney General for the Office of Legislative Affairs, Robert S. Mueller III, of Massachusetts, to be an Assistant Attorney General for the Criminal Division, and Charles B. DeWitt, of the District of Columbia, to be the Director of the National Institute of Justice, all of the Department of Justice;

S.J. Res. 270, to designate the period commencing February 17, 1991 and ending February 23, 1991, as "National Visiting Nurse Associations Week";

S.J. Res. 277, to designate October 6, 1990, as "German-American Day";

H.J. Res. 469, to designate October 6, 1990, as "German-American Day";

S.J. Res. 293, to designate November 16, 1990, as "National Philanthropy Day";

S.J. Res. 307, to designate November 11 through 17, 1990, as "National Women Veterans Recognition Week";

S.J. Res. 323, to designate November 11 through 17, 1990, as "Geography Awareness Week";

S.J. Res. 340, to designate the week beginning November 11, 1990, as "National Disabled Veterans Week";

S.J. Res. 342, to designate October 1990 as "Ending Hunger Month";

S.J. Res. 346, to designate October 20 through 28, 1990, as "National Red Ribbon Week for a Drug-Free America";

S.J. Res. 347, to designate April 7 through 13, 1991, as "National County Government Week";

S.J. Res. 349, to designate October 1990, as "Italian-American Heritage and Culture Month";

S.J. Res. 353, to designate September 1991, as "National Rice Month";

S.J. Res. 358, to designate February 7, 1991, as "National Women and Girls in Sports Day";

S.J. Res. 362, to designate the period commencing on November 18, 1990, and ending on November 24, 1990, as "National Adoption Week";

S.J. Res. 365, to designate the month of October 1990, as "Country Music Month";

H.J. Res. 603, to designate the month of October 1990, as "Country Music Month";

S.J. Res. 366, to designate March 30, 1991, as "National Doctors Day";

S.J. Res. 367, to designate the week of November 11 through 17, 1990, as "Gaucher's Disease Awareness Week";

S. 2981, to amend the Federal charter for the Boys' Clubs of America to reflect the change of the name of the organization to the Boys & Girls Clubs of America;

S. 3091, to make changes in the American Legion's Federal charter in regard to its membership eligibility criteria;

S. 1657, for the relief of Trevor Henderson;

S. 3016, for the relief of Janice and Leslie Sedore and Ruth Hillman;

S. 3043, for the relief of Nebraska Aluminum Castings, Inc.; and

H.R. 3007, to authorize additional funds for programs of the Contract Services for Drug Dependent Federal Offenders Act.

CHILD ABUSE AND NEGLECT

Committee on Labor and Human Resources: Subcommittee on Children, Families, Drugs, and Alcoholism concluded hearings on proposed legislation to authorize funds for certain child abuse and neglect programs, after receiving testimony from Martin H. Gerry, Assistant Secretary for Planning and Evaluation, and Wade Horn, Commissioner, Administration for Children, Youth, and Families, both of the Department of Health and Human Services; Richard D. Krugman, The Kempe National Center, Denver, Colorado, on behalf of the U.S. Advisory Board on Child Abuse and Neglect; Sheryl Brissett-Chapman, Children's Hospital National Medical Center, Washington, D.C.; Anne H. Cohn, National Committee for the Prevention of Child Abuse and Neglect, Chicago, Illinois; Marie A. Matava, Massachusetts Department of Social Services, Boston, on behalf of the National Commission on Child Welfare and Family Preservation; Janet and Herbert Dill, Greenfield, Indiana; and Lavine Bulls and Sheila Mills, both of New Britain, Connecticut.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 5730–5744; 1 private bill, H.R. 5745; and 3 resolutions, H.J. Res. 658, and H. Res. 480, 481 were introduced.

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Reports Filed: Reports were filed as follows:

H.R. 3960, to increase the amounts authorized to be appropriated for the Colorado River Storage Project, amended (H. Rept. 101–764, Part I);

H. Res. 480, providing for the consideration of H.R. 5649, entitled "National Aeronautics and Space Administration Multiyear Authorization Act of 1990" (H. Rept. 101–765);

H.R. 3139, to amend title 5, United States Code, to authorize portability of benefits for employees of nonappropriated fund instrumentalities of the Department of Defense when such employees convert to the civil service system, amended (H. Rept. 101–766);

H.R. 4267, to require new televisions to have built-in decoder circuitry, amended (H. Rept. 101–767); and

H.R. 5450, to amend title 5, United States Code, to ensure adequate verification of computer matching information that affects individuals' eligibility for Federal benefits, amended (H. Rept. 101–768).

Page 26311

Journal: By a yea-and-nay vote of 269 yeas to 115 nays, Roll No. 388, the House approved the Journal of Wednesday, September 26.

Page 26187

Subcommittee To Sit: Subcommittee on Surface Transportation of the Committee on Public Works and Transportation received permission to sit today during proceedings of the House under the 5-minute rule.

Page 26187

Job Training Partnership: By a yea-and-nay vote of 416 yeas to 1 nay, Roll No. 389, the House passed H.R. 2039, to amend the Job Training Partnership Act to improve the delivery of services to hard-to-serve adults and to youth.

Page 26197

Agreed to the committee amendment in the nature of a substitute.

Page 26223

Agreed To:

The Condit amendment that changes, from the previous six months to the previous 12 months, the time limit used for income calculations when determining eligibility requirements for migrant and seasonal farmworkers;

Page 26207

The Goodling amendment that would require recipients of local grants to provide a sample of records on participants to the Labor Department, so that certain estimates required under existing law may be made;

Page 26221

The Bartlett amendment that provides those youths who wish to participate in youth training programs, but cannot show they are economically disadvantaged and have not other barriers to employment, with increased opportunities; and

Page 26221

The Traficant amendment that expresses the sense of Congress that a recipient (including a nation, individual, group, or organization) of any form of grant or other Federal assistance should, in expending that assistance, purchase American-made equipment and products.

Page 26222

The Clerk was authorized to make corrections in section numbers, punctuation, citations, and cross-references and to make such other technical and conforming changes as may be necessary in the engrossment of the bill.

Page 26224

H. Res. 478, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 26195

Motions To Suspend Rules: House agreed to H. Res. 479, providing for consideration of motions to suspend the rules on September 27, 1990.

Page 26224

Suspensions: House voted to suspend the rules and pass the following measures.

Debt collection procedures: H.R. 5640, amended, to amend title 28, United States Code, to provide Federal debt collection civil procedures. Subsequently, S. 84, a similar Senate-passed bill, was passed in lieu, after being amended to contain the provisions of H.R. 5640 as passed the House. Agreed to amend the title of the Senate bill. H.R. 5640 was laid on the table;

Page 26231

Federal courts study: H.R. 5381, amended, to implement certain proposals of the Federal Courts Study Committee;

Page 26255

Civil justice reform: H.R. 3898, amended, to ensure certain procedural changes in United States district courts in order to promote the just, speedy and inexpensive determination of civil actions;

Page 26262

Copyright amendments: H.R. 5498, amended, to amend title 17, United States Code, relating to computer software, fair use, and architectural works. Subsequently, S. 198, a similar Senate-passed bill, was passed in lieu, after being amended to contain the provisions of H.R. 5498 as passed the House. Agreed to amend the title of the Senate bill. H.R. 5498 was laid on the table;

Page 26265

Child custody: H. Con. Res. 172, amended, expressing the sense of the Congress that, for purposes of determining child custody, evidence of spousal abuse should create a statutory presumption that it is detrimental to the child to be placed in the custody of an abusive parent. Agreed to amend the title;

Page 26280

Federal judgeships: H.R. 5316, amended, to provide for the appointment of additional Federal circuit and district judges (passed by a yea-and-nay vote of 387 yeas to 18 nays with 1 voting "present", Roll No. 391);

Page 26282

U.S. Capitol Police: H.R. 5641, to amend title 5, United States Code, with respect to retirement of members of the Capitol Police;

Page 26286

Indian arts and crafts: H.R. 2006, amended, to expand the powers of the Indian Arts and Crafts Board;

Page 26290

Vicksburg National Military Park: S. 2437, amended, to authorize the acquisition of certain lands in the States of Louisiana and Mississippi for inclusion in the Vicksburg National Military Park. Agreed to amend the title;

Page 26294

Rogue Community College: S. 1738, to convey certain Oregon and California Railroad Grant Lands in Josephine County, Oregon to the Rogue Community College District—clearing the measure for the President;

Page 26297

Maine Acadian culture: S. 1756, amended, to provide for the preservation and interpretation of sites associated with Acadian culture in the State of Maine;

Page 26298

South Dakota and Colorado land exchange: H.R. 4567, amended, to authorize an exchange of lands in South Dakota and Colorado; and

Page 26300

Vancouver historical reserve: H.R. 5144, amended, to establish the Vancouver National Historical Reserve in the State of Washington. Agreed to amend the title.

Page 26303

Radiation Exposure Compensation: House voted to suspend the rules and agree to the Senate amendments to H.R. 2372, to provide jurisdiction and procedures for claims for compassionate payments for injuries due to exposure to radiation from nuclear testing—clearing the measure for the President.

Page 26271

Defense Production: House passed H.R. 5725, to extend the expiration date of the Defense Production Act of 1950.

Page 26289

National and Community Service Enhancement: Objection was heard to a unanimous-consent request that the House insist upon its amendments to S. 1430, to enhance national and community service, and ask a conference.

Page 26308

Export Administration Act: House disagreed to the amendment of the Senate to H.R. 4653, to reauthorize the Export Administration Act of 1979; and agreed to a conference. Appointed as conferees:

From the Committee on Foreign Affairs, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Representatives Fascell, Gejdenson, Levine of California, Feighan, Johnston of Florida, Engel, Berman, Broomfield, Gilman, Roth, and Bereuter.

From the Committee on Ways and Means, for consideration of section 120 of the Senate amendment, and modifications committed to conference: Representatives Rostenkowski, Gibbons, Jenkins, Downey, Pease, Russo, Guarini, Archer, Vander Jagt, Crane, and Frenzel.

From the Committee on Banking, Finance and Urban Affairs, for consideration of sections 205 through 209 and 302 of the Senate amendment, and modifications committed to conference: Representatives Fauntroy, Neal of North Carolina, LaFalce, Kleczka, Pelosi, Flake, McDermott, Leach of Iowa, Bereuter, Shumway, and McCandless.

Page 26309

Copyright Remedy Clarification: House disagreed to the Senate amendments to H.R. 3045, to amend chapters 5 and 9 of title 17, United States Code, to clarify that States, instrumentalities of States, and officers and employees of States acting in their official capacity, are subject to suit in Federal court by any person for infringement of copyright and infringement of exclusive rights in mask works, and that all the remedies can be obtained in such suit that can be obtained in a suit against a private person or against other public entities; and asked a conference. Appointed as conferees: Representatives Kastenmeier, Crockett, Berman, Moorhead, and Coble.

Page 26309

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 26310

Quorum Calls—Votes: One quorum call and three yea-and-nay votes developed during the proceedings of the House today and appear on pages 26187, 26223, 26306, and 26308.

Adjournment: Met at 10 a.m. and adjourned at 6:40 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Agriculture: Subcommittee on Forests, Family Farms and Energy held a hearing on the following bills: H.R. 5428, to designate certain public lands in the State of Illinois as wilderness; H.R. 5433, to direct the Secretary of Agriculture to release on behalf of the United States a condition in a deed conveying certain lands to the Conservation Commission of West Virginia; H.R. 3617, to transfer jurisdiction of certain public lands in the State of Utah to the Forest Service; and H.R. 5388, Western North Carolina Wilderness Protection Act of 1990. Testimony was heard from Representatives Staggers, Poshard, Nielson of Utah and Ballenger; Larry Henson, Associate Deputy Chief, Forest Service, USDA; and a public witness.

DEFENSE APPROPRIATIONS

Committee on Appropriations: Subcommittee on Defense met in executive session and approved for full Committee action the Defense appropriations for fiscal year 1991.

INTELLIGENCE AUTHORIZATION

Committee on Armed Services: Ordered reported amended H.R. 5422, Intelligence Authorization for Fiscal Year 1990.

AIR SUPPORT

Committee on Armed Services: Subcommittee on Investigations held a hearing to review the current approach for providing close air support of U.S. ground forces under the changing nature of warfare. Testimony was heard from Gen. Robert T. Herres, USAF (Ret.), former Vice Chairman, Joint Chiefs of Staff; Thomas Christie, former Director, Program Integration, Office of the Under Secretary, Acquisition, Department of Defense, and David Isby, analyst and specialist in military affairs.

BANK ACCOUNT SAFETY AND SOUNDNESS ACT

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions Supervision, Regulation and Insurance held a hearing on H.R. 5590, Bank Account Safety and Soundness Act. Testimony was heard from L. William Seidman, Chairman, FDIC; Robert L. Clarke, Comptroller of the Currency, Department of the Treasury; Richard L. Fogel, Assistant Comptroller General, GAO; and public witnesses.

HAZARDOUS WASTE SITE CLEANUP COSTS

Committee on Banking, Finance and Urban Affairs: Subcommittee on Policy Research and Insurance held a hearing on the financial threat posed by hazardous waste site

cleanup costs to the property and casualty industry. Testimony was heard from James M. Strock, Assistant Administrator, Enforcement, EPA; Kirsten U. Oldenburg, Senior Analyst, OTA; Peter F. Guerrero, Associate Director, Environmental Protection Issues, Resources, Community, and Economic Development Division, GAO; and public witnesses.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Health and Safety held an oversight hearing on mine disaster at Pyro Mining Co.'s William Station Mine in Wheatcroft, Kentucky. Testimony was heard from James Tattersall, Assistant Secretary, Mine Safety and Health Administration, Department of Labor; and public witnesses.

OFFICE OF EDUCATIONAL RESEARCH AND IMPROVEMENT

Committee on Education and Labor: Subcommittee on Select Education held a hearing on the Office of Educational Research and Improvement (OERI). Testimony was heard from public witnesses.

ADEQUACY OF ENERGY SUPPLIES

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations and the Subcommittee on Energy and Power held a joint hearing on the "Adequacy of Energy Supplies". Testimony was heard from the following officials of the Department of Energy: James D. Watkins, Secretary; and W. Henson Moore, Deputy Secretary.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunication and Finance held an oversight hearing to examine consumer concerns regarding audiotext services (900 numbers). Testimony was heard from Representative Gordon; Richard Firestone, Common Carrier Bureau Chief, FCC; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following measures: H.R. 5200, amended, Aviation Security Improvement Act of 1990; H.R. 3954, amended to authorize the establishment of a memorial on Federal land in the District of Columbia to honor individuals who have served as volunteers in the Peace Corps; H.R. 3977, amended, to protect and conserve the Continent of Antarctica; H. Con. Res. 329, calling for U.S. sanctions against nations which conduct unjustified lethal whale research, and otherwise expressing the sense of the Congress with regard to nations which violate the International Whaling Commission moratorium on commercial whaling by killing whales under the guise of scientific research; and H. Res. 465, congratulating President Vassiliou, the government, and the people of Cyprus on the 30th anniversary of independence.

ENTERPRISE FOR THE AMERICANS

Committee on Foreign Affairs: Subcommittee on Western Hemisphere Affairs, Subcommittee on Human Rights and International Organizations and the Subcommittee on International Economic Policy and Trade continued joint hearings on The Enterprise for the Americans Initiative: Part II. Testimony was heard from David C. Mulford, Under Secretary, International Affairs, Department of the Treasury; James H. Michel, Assistant Administrator, Bureau for Latin America and the Caribbean, AID, U.S. International Development Cooperation Agency; Timothy Atkeson, Assistant Administrator, Office of International Activities, EPA; and public witnesses.

U.S. GOVERNMENT CONTROLS ON SALES TO IRAQ

Committee on Government Operations: Subcommittee on Commerce, Consumer and Monetary Affairs held a hearing on U.S. Government Controls on Sales to Iraq. Testimony was heard from Jim Lemunyon, Deputy Assistant Secretary, Export Administration, Department of Commerce; Richard Stratford, Deputy Assistant Secretary, Nuclear Affairs, Department of State; Henry Sokolski, Deputy Non-Proliferation, Department of Defense; John C. Kelley, Jr., Director, Strategic Investigations Divisions, U.S. Customs Service, Department of the Treasury; and public witnesses.

USE OF ALTERNATIVE FUELS BY THE U.S. POSTAL SERVICE

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture held a hearing on "The Use of Alternate Fuels by the U.S. Postal Service: Neither Snow, nor Rain, nor Middle Eastern Dictators Will Stop the Mail". Testimony was heard from Robert K. St. Francis, Director, office of Fleet Management, U.S. Postal Service; and public witnesses.

COMMISSION ON CATASTROPHIC NUCLEAR ACCIDENTS

Committee on Interior and Insular Affairs: Subcommittee on Energy and Environment held a hearing on the President's Commission on Catastrophic Nuclear Accidents. Testimony was heard from the following officials of the Presidential Commission on Catastrophic Nuclear Accidents: Steve C. Griffith, Jr., Chairman; William F. Kennedy; and Theodore J. Garrish, both Members.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on Mining and Natural Resources approved for full Committee action the following bills: S. 1805, amended, to authorize the Secretary of the Interior to reinstate oil and gas lease LA 033164; and H.R. 5579, to amend section 28(w) of the Mineral Leasing Act.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Representa-

tives Dannemeyer; and Michael Penfold, Assistant Director, Renewal Resources, Bureau of Land Management, Department of the Interior.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Committee action amended the following bills: S. 1859, to restructure repayment terms and condition for loans by the Secretary of the Interior to the Wolf Trap Foundation for the Performing Arts for the reconstruction of the Filene Center in Wolf Trap Farm Park in Fairfax County, Virginia; H.R. 5675, to authorize expansion of the Saguaro National Monument; H.R. 5497, to authorize the Secretary of the Interior to acquire certain lands to be added to the Fort Raleigh National Historic Site and the Alligator River National Wildlife Refuge in North Carolina; S. 1719, to designate segments of the Colorado River in Utah within Westwater and Cataract Canyons as components of the Wild and Scenic River System; H.R. 4090, to authorize the establishment of the Glorieta National Battlefield in the State of New Mexico; H.R. 5507, regarding the Early Winters Resort; H.R. 5667, to amend the Water Resources Development Act of 1974 to establish a deadline for the transfer of jurisdiction of the Big South Fork National River and Recreation Area from the Secretary of the Army to the Secretary of the Interior; and H.R. 5388, to designate certain lands in the State of North Carolina as wilderness.

Prior to this action, the Subcommittee held a hearing on S. 1859. Testimony was heard from Dennis Duquette, Director, Agency Financial Audits, GAO; James Ridenour, Director, National Park Service, Department of the Interior; and Najeeb Halaby, Chairman and Chief Executive Officer, Wolf Trap Foundation.

STRATEGIES FOR ENERGY INDEPENDENCE

Committee on Interior and Insular Affairs: Subcommittee on Water, Power and Offshore Energy Resources continued hearings on Strategies for Energy Independence, (Part III), with emphasis on Energy Efficiency and Economic Competitiveness. Testimony was heard from public witnesses.

NATIONAL CHILD SEARCH ASSISTANCE ACT; RELIGIOUS FREEDOM RESTORATION ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights approved for full Committee action amended H.R. 4407, National Child Search Assistance Act of 1990.

The Subcommittee also held a hearing on H.R. 5377, Religious Freedom Restoration Act of 1990. Testimony was heard from Representatives Solarz and Smith of Texas; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Courts, Intellectual Property and the Administration of Justice continued hearings on the following bills: H.R. 902, Industrial Innovation and Technology Act; H.R. 3017, Industrial Design Anti-Piracy Act of 1989; and H.R. 3499, Design Protection Act of 1989. Testimony was heard from Harry Manbeck, Commission, Patents and Trademarks, Department of Commerce; Ralph Oman, Register of Copyrights, Library of Congress; and public witnesses.

INTERNATIONAL PARENTAL CHILD ABDUCTION ACT

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 3759, International Parental Child Abduction Act of 1989. Testimony was heard from Senators Riegle and Dixon; Representative Saxton; David Margolis, Acting Deputy, Assistant Attorney General, Criminal Division, Department of Justice; Carmen DiPlacido, Director, Office of Citizens Consular Services, Department of State; and public witnesses.

IMPLEMENTATION OF NEW DELIVERY SERVICE STANDARDS

Committee on Post Office and Civil Service: Subcommittee on Postal Operations and Services held a hearing on the implementation of new delivery service standards. Testimony was heard from Representative Rahall; Anthony M. Frank, Postmaster General, U.S. Postal Service; George W. Haley, Chairman, Postal Rate Commission; and public witnesses.

FEDERAL AVIATION NOISE POLICY

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on Federal Aviation Noise Policy. Testimony was heard from Kenneth M. Mead, Director, Transportation Issues, Resources, Community, and Economic Development Division, GAO; and public witnesses.

Hearings continue October 2.

NAVIGATIONAL SAFETY IMPROVEMENT

Committee on Public Works and Transportation: Subcommittee on Surface Transportation approved for full Committee action amended H.R. 4888, to improve navigational safety and to reduce the hazards to navigation resulting from vessel collision with pipelines in the marine environment.

NASA AUTHORIZATION

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 5649, NASA Multi-Year Authorization Act of 1990. The rule waives clause 2(L)(6), Rule XI against consideration of the bill. The rule provides that the bill will be considered by titles, with each title considered as read. The rule provides one motion to recommit. Finally, the rule makes in order a motion to take S. 916 from the Speaker's table and considered the bill in the House, to move to strike all after the enacting clause and insert the text of H.R. 5649 as passed by the

House, and to move to insist on the House amendment and request a conference with the Senate. Testimony was heard from Chairman Roe and Representative Walker.

PUERTO RICO SELF-DETERMINATION ACT

Committee on Rules: Subcommittee on Rules of the House approved for full Committee action amended H.R. 4765, Puerto Rico Self-Determination Act.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Representatives de Lugo, Fuster, Serrano, Lagomarsino, and Green.

SPACE STATION PRELIMINARY DESIGN REVIEW

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications held a hearing on Space Station Preliminary Design Review. Testimony was heard from the following officials of NASA: William B. Lenoir, Associate Administrator, Office of Space Flight; and Richard Kohrs, Director, Space Station Freedom Program; and a public witness.

TECHNOLOGY FOR AIRCRAFT NOISE REDUCTION

Committee on Science, Space, and Technology: Subcommittee on Transportation, Aviation and Materials held a hearing on Technology for Aircraft Noise Reduction. Testimony was heard from Senator Lautenberg; Robert Rosen, Deputy Associate Administrator, Aeronautics, Exploration and Technology, NASA; Dale McDaniel, Deputy Director, Policy and International Affairs, FAA, Department of Transportation; Kenneth M. Meade, Director, Transportation Issues, Resources, Community and Economic Development Division, GAO; and public witnesses.

FRANCHISING IN THE U.S. ECONOMY

Committee on Small Business: Held a hearing on "Franchising in the U.S. Economy". Testimony was heard from public witnesses.

ECONOMIC INTELLIGENCE

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on economic intelligence. Testimony was heard from departmental witnesses.

Joint Meetings

EDUCATION OF THE HANDICAPPED

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1824, authorizing funds for fiscal year 1990 through 1994 for programs of the Education of the Handicapped Act.

FARM BILL

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices, but did not complete action thereon, and recessed subject to call.

♦♦♦♦♦♦♦♦♦♦♦♦

Friday, September 28, 1990

Senate

Chamber Action

Routine Proceedings, pages 26464–26559

Measures Introduced: Seventeen bills and four resolutions were introduced as follows: S. 3129–3145, S. Res. 330, S.J. Res. 372, and S. Con. Res. 147 and 148.

Page 26514

Measures Reported: Reports were made as follows:

S. 2923, to amend title III of the Energy Policy and Conservation Act to conserve valuable natural resources primarily through energy efficiency, and to clarify the status of materials for energy production under the Public Utilities Regulatory Policy Act and the Federal Power Act, with an amendment in the nature of a substitute. (S. Rept. No. 101–479)

S. 2900, to provide for the settlement of the water rights claims of the Fort McDowell Indian Community in Arizona, with an amendment in the nature of a substitute. (S. Rept. No. 101–479)

H.R. 5124, to expand and improve drug abuse education, prevention, and counseling services, to provide for positive alternative activities to drug abuse, to provide for certain activities to ensure student safety, with an amendment in the nature of a substitute.

Page 26514

Measures Passed:

Authorizing Senate Legal Counsel: Senate agreed to S. Res. 330, to authorize the Senate Legal Counsel to appear in the name of the Select Committee on Ethics.

Page 26531

Private Relief: Senate passed S. 1657, for the relief of Trevor Henderson.

Page 26549

Boys and Girls Clubs of America: Senate passed S. 2981, to amend the Federal charter for the Boys' Clubs of America to reflect the change of the name of the organization to the Boys & Girls Clubs of America.

Page 26549

Private Relief: Senate passed S. 3016, for the relief of Janice and Leslie Sedore and Ruth Hillman.

Page 26550

American Legion-Membership Eligibility: Senate passed S. 3091, to make changes in the American Legion's Federal charter in regard to its membership eligibility criteria.

Page 26550

National Visiting Nurse Associations Week: Senate passed S.J. Res. 270, to designate the period commencing February 17, 1991 and ending February 23, 1991, as "National Visiting Nurse Associations Week."

Page 26550

National Philanthropy Day: Senate passed S.J. Res. 293, to designate November 16, 1990, as "National Philanthropy Day."

Page 26550

National Women Veterans Recognition Week: Senate passed S.J. Res. 307, to designate November 11, through 17, 1990, as "National Women Veterans Recognition Week."

Page 26550

Geography Awareness Week: Senate passed S.J. Res. 323, to designate November 11 through 17, 1990, as "Geography Awareness Week."

Page 26551

National Disabled Veterans Week: Senate passed S.J. Res. 340, to designate the week beginning November 11, 1990, as "National Disabled Veterans Week."

Page 26551

Ending Hunger Month: Senate passed S.J. Res. 342, to designate October 1990 as "Ending Hunger Month."

Page 26551

National County Government Week: Senate passed S.J. Res. 347, to designate April 7 through 13, 1991, as "National County Government Week."

Page 26551

Italian-American Heritage Culture Month: Senate passed S.J. Res. 349, to designate October 1990, as "Italian-American Heritage and Culture Month."

Page 26552

National Rice Month: Senate passed S.J. Res. 353, to designate September 1991, as "National Rice Month."

Page 26552

National Women and Girls in Sports Day: Senate passed S.J. Res. 358, to designate February 7, 1991, as "National Women and Girls in Sports Day."

Page 26552

National Adoption Week: Senate passed S.J. Res. 362, to designate the period commencing on November 18, 1990, and ending on November 24, 1990, as "National Adoption Week."

Page 26553

National Doctors Day: Senate passed S.J. Res. 366, to designate March 30, 1991, as "National Doctors Day."

Page 26553

Gaucher's Disease Awareness Week: Senate passed S.J. Res. 367, to designate the week of November 11, through 17, 1990, as "Gaucher's Disease Awareness Week."

Page 26553

Drug and Alcohol Dependent Offenders Treatment Act: Senate passed H.R. 3007, to authorize additional funds for programs of the Contract Services for Drug Dependent Federal Offenders Act.

Page 26553

German-American Day: Senate passed H.J. Res. 469, to designate October 6, 1990, as "German-American Day."

Page 26553

Subsequently, S.J. Res. 277, Senate companion measure was indefinitely postponed.

Page 26553

Country Music Month: Senate passed H.J. Res. 603, to designate the month of October 1990, as "Country Music Month."

Page 26553

Subsequently, S.J. Res. 365, Senate companion measure was indefinitely postponed.

Page 26553

Housing Program Extension: Senate passed H.R. 5747, to provide for a temporary extension of certain programs relating to housing and community development.

Page 26558

Supporting the Leadership of the President With Respect to Iraqi Aggression: Senate began consideration of S. Con. Res. 147, supporting the actions taken by the President with respect to Iraqi aggression against Kuwait.

Pages 26490, 26497, 26508

A unanimous-consent agreement was reached providing for a vote to occur on the resolution on Monday, October 1.

Page 26499

DOE Metal Casting Competitiveness Research Act: Senate concurred in the amendments of the House to H.R. 1243, to require the Secretary of Energy to establish three Centers for Metal Casting Competitiveness Research as part of the Department of Energy's energy conservation programs.

Page 26553

Nominations Confirmed: Senate confirmed the following nominations:

Charles W. Pickering, Sr., to be United States District Judge for the Southern District of Mississippi.

Joel F. Dubina, of Alabama, to be United States Circuit Judge for the Eleventh Circuit.

William B. Shubb, to be United States District Judge for the Eastern District of California.

Gary L. Taylor, to be United States District Judge for the Central District of California.

James Ware, to be United States District Judge for the Northern District of California.

Jean C. Hamilton, to be United States District Judge for the Eastern District of Missouri.

Richard Y. Roberts, of Virginia, to be a Member of the Securities and Exchange Commission for the term expiring June 5, 1995.

David F. Levi, to be United States District Judge for the Eastern District of California.

Samuel B. Kent, to be United States District Judge for the Southern District of Texas.

Linda A. Akers, to be United States Attorney for the District of Arizona.

Kenneth W. Sukhia, to be United States Attorney for the Northern District of Florida.

Page 26560

Nominations Received: Senate received the following nominations:

1 Air Force nomination in the rank of general.

13 Army nominations in the rank of general.

Routine lists in the Air Force, Army.

Page 26559

Messages From the House: Page 26513

Measures Referred: Page 26513

Measures Placed on Calendar: Page 26513

Communications: Page 26513

Executive Reports of Committees: Page 26514

Statements of Introduced Bills: Page 26515

Additional Cosponsors: Page 26529

Notices of Hearings: Page 26531

Authority for Committees: Page 26531

Additional Statements: Page 26540

Text of S. 657 as Previously Passed: Page 26532

Recess: Senate convened at 10 a.m., and recessed at 5 p.m., until 6:30 p.m., on Sunday, September 30, 1990.

Committee Meetings

NOMINATION

Committee on Armed Services: Committee concluded hearings on the nomination of Richard A. Claytor, of California, to be an Assistant Secretary of Energy for Defense Programs, after the nominee, who was introduced by Senator Warner, testified and answered questions in his own behalf.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Branko Terzic, of Wisconsin, to be a Member of the Federal Energy Regulatory Commission, Department of Energy, after the nominee, who was introduced by Senators Kasten and Kohl, testified and answered questions in his own behalf.

UNITED STATES-CANADA FTA

Committee on Finance: Subcommittee on International Trade held oversight hearings on the implementation of the U.S.-Canada Free Trade Agreement (FTA), focusing on Canadian subsidies, dispute settlement panels, and the 1986 Softwood Lumber Memorandum of Understanding, receiving testimony from Charles E. Roh, Jr., Assistant United States Trade Representative for Canada and Mexico; Marjorie Chorlins, Deputy Assistant Secretary for Import Administration, and Ann H. Hughes, Deputy Assistant Secretary for Western Hemisphere, both of the Department of Commerce; Jo Ann Smith, Assistant Secretary for Marketing and Inspection Services, Lester Crawford, Administrator of Food Safety, and John Golden, Assistant General Counsel, all of the Department of Agriculture; C.T. Howlett, Jr., Georgia-Pacific Corp., and John Ragosta, both on behalf of the Coalition for Fair Lumber Imports, Christopher M. Bates, Motor and Equipment Manufacturers Association, and Emil Romagnoli, ASARCO Incorporated, on behalf of the Non-Ferrous Metals Producers Committee, all of Washington, D.C.; Robert G. Anderson, Tacoma, Washington, on behalf of the American Plywood Association; E.E. Mortensen, Montana Department of Livestock, Helena; Mike Wehler, National Pork Producers Council, Plain, Wisconsin; Cecil Watson, U.S. Wheat Associates, Cavalier, North Dakota; and Robert C. Liuzzi, CF Industries, Inc., Long Grove, Illinois.

Hearings were recessed subject to call.

TREATY—FINAL SETTLEMENT WITH RESPECT TO GERMANY

Committee on Foreign Relations: Committee concluded hearings on the Treaty on the Final Settlement with Respect to Germany and Its Related Agreed Minute, signed by the United States of America, the Federal Republic of Germany, the German Democratic Republic, the French Republic, the Union of Soviet Socialist Republics, and the United Kingdom of Great Britain and Northern Ireland in Moscow on September 12, 1990 (Treaty Doc. 101–20), after receiving testimony from Robert B. Zoellick, Counselor, Department of State.

HEALTH STATUS OF ELDERLY BLACKS IN UNITED STATES

Special Committee on Aging: Committee concluded hearings to examine methods for meeting the health care needs of the black elderly in the United States, after receiving testimony from Carol Crecy, Acting Deputy Associate Commissioner on Aging, and Shirley P. Bagley, Assistant Director for Special programs, National Institute on Aging, National Institutes of Health, both of the Department of Health and Human Services; Charles Johnson, National Medical Association, Durham, North Carolina; Hazel Harper, Robert T. Freeman Dental Society, on behalf of the National Dental Association, and Wendell T. Hill,

Jr., National Pharmaceutical Association, both of Washington, D.C.; Alicia Georges, National Black Nurses' Association, New York, New York; Gorham L. Black, Jr., National Caucus and Center on Black Aged, Inc., Harrisburg, Pennsylvania; George W. Davis, National Black Aging Network, San Francisco, California; John A. Eason, Lee County Cooperative Health Care Center, Marianna, Arkansas; and Brian Abdul-Karim, Alzheimer's Association of Greater Washington, Bethesda, Maryland.

House of Representatives

Chamber Action

Bills Introduced: 9 public bills, H.R. 5746–5754; and 3 resolutions, H.J. Res. 659, H. Con. Res. 376, and H. Res. 482 were introduced.

Page 26651

Reports Filed: Reports were filed as follows:

H.R. 2800, to amend titles 10 and 14, United States Code, to permit recordings of military bands to be sold commercially, amended (H. Rept. 101–769, Part I);

H.R. 4174, to establish a comprehensive personnel system for employees of the Administrative Office of the United States Courts, amended (H. Rept. 101–770, Part I);

H. Res. 482, waiving the requirement of clause 4(b), Rule XI, against consideration of certain resolutions reported from the Committee on Rules on the legislative day of September 30, 1990, and October 1, 1990 (H. Rept. 101–771);

H.R. 5422, to authorize appropriations for fiscal year 1991 for intelligence and intelligence-related activities of the United States Government, the Intelligence Community Staff, and the Central Intelligence Agency Retirement and Disability System, amended (H. Rept. 101–725, Part II); and

H.R. 3613, to establish an Upper Sacramento River fishery resources restoration program, amended (H. Rept. 101–726, Part II).

Page 26651

Journal: By a yea-and-nay vote of 239 yeas to 83 nays, Roll No. 392, House agreed to the Journal of Thursday, September 28.

Page 26561

Export Administration: House passed H.R. 5746, to extend the Export Administration Act of 1979.

Page 26568

NASA Authorization: House passed H.R. 5649, National Aeronautics and Space Administration Multiyear Authorization Act of 1990.

Page 26574

Agreed to the committee amendments en bloc.

Page 26579

Agreed to the Walker amendment that reduces by $15 billion the authorization for aeronautical research and technology.

Page 26580

Subsequently, S. 916, a similar Senate-passed bill, was passed in lieu, after being amended to contain the text of H.R. 5314 as passed the House. H.R. 5314 was laid on the table.

Page 26582

House insisted on its amendment, and asked for a conference.

Page 26589

The Clerk was authorized to make necessary technical and conforming changes in the engrossment of the amendment.

Page 26589

H. Res. 480, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 26569

Suspensions: House agreed to suspend the rules and pass the following measures:

Housing development: H.R. 5747, to provide for the temporary extension of certain programs relating to housing and community development;

Page 26573

Coastal barrier resources: H.R. 2840, amended, to reauthorize the Coastal Barrier Resources Act;

Page 26589

Alaska wildlife refuge: H.R. 5264, amended, to authorize modifications of the boundaries of the Alaska Maritime National Wildlife Refuge;

Page 26597

Infrastructure policy: H. Con. Res. 362, amended, expressing the sense of Congress concerning the need for a national policy to rebuild the infrastructure of the United States;

Page 26599

Christopher Columbus coin: H.R. 2754, amended, to require the Secretary of the Treasury to mint coins in commemoration of the quincentenary of the discovery of America by Christopher Columbus and to establish the Christopher Columbus Fellowship Foundation;

Page 26606

Omnibus Coast Guard Act: H.R. 4491, amended, to amend the Vessel Bridge-to-Bridge Radiotelephone Act (33 U.S.C. 1203). Agreed to amend the title;

Page 26611

Environmental education: H.R. 3684, amended, to increase public understanding of the natural environment and to advance and develop environmental education and training;

Page 26614

Private-sector executives: H.R. 5643, amended, to grant a temporary extension on the authority under which the Government may accept the voluntary services of private-sector executives; to clarify the status of Federal employ-

ees assigned to private-sector positions while participating in an executive exchange program;

Page 26623

Strategic Petroleum Reserve: H.R. 5731, to increase the amount of petroleum products that may be withdrawn from the Strategic Petroleum Reserve under a certain provision of the Energy Policy and Conservation Act.

Page 26632

Securities Exchange Act: House agreed to the Senate amendments to H.R. 3657, to amend the Securities Exchange Act of 1934 to provide additional authorities to the Securities and Exchange Commission to prevent disruptions to the Nation's securities markets—clearing the measure for the President.

Page 26629

Late Report: Committee on Energy and Commerce received permission to have until midnight tonight to file a report on H.R. 3095, to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices.

Page 26611

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 26650

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House today and appears on page 26561. There were no quorum calls.

Adjournment: Met at 10:00 a.m. and adjourned at 3:10 p.m.

Committee Meetings

RULES CONSIDERATION

Committee on Rules: Granted a rule waiving the requirement of clause 4(b) of rule XI against any resolution reported from the Rules Committee on the legislative day of September 30 providing for consideration and disposition of a budget resolution, or amendments to a budget resolution, or on a conference report on the budget resolution. The rule also waives the requirement of clause 4(b), Rule XI against any resolution reported from the Committee reported on September 30 providing for consideration and disposition of a joint resolution making continuing appropriations, or amendments to such joint resolution, or on a conference report on such joint resolution. The rule also makes it in order for the Speaker to declare recesses on Sunday, September 30 and Monday, October 1. Testimony was heard from Representatives Frenzel and Armey.

DRUG EMERGENCY ROOM CRISIS

Select Committee on Narcotics Abuse and Control: Held a hearing on Drug Emergency Room Crisis. Testimony was heard from public witnesses.

Joint Meeting

CLEAN AIR RESTORATION AND STANDARDS ATTAINMENT ACT

Conferees met to resolve the differences between the Senate- and House-passed versions of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health protective national ambient air quality standards, but did not complete action thereon, and recessed subject to call.

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Sunday, September 30, 1990

Senate

Chamber Action

Routine Proceedings, pages 26669–26680

Measures Reported: Reports were made as follows:

S. 712, to provide for a referendum on the political status of Puerto Rico, with amendments. (S. Rept. No. 101–481)

Page 26679

Measures Passed:

Continuing Appropriations, 1991: Senate passed H.J. Res. 655, making continuing appropriations for the fiscal year 1991, and supplemental appropriations for "Operation Desert Shield" for the fiscal year 1990.

Page 26669

Temporary Debt Limit Extension: Senate passed H.R. 5755, to extend the temporary increase in the public debt limit.

Page 26674

Defense Production Act Extension: Senate passed H.R. 5725, to extend the expiration date of the Defense Production Act of 1950, after agreeing to the following amendment proposed thereto:

Page 26680

Cranston (for Riegle) Amendment No. 2919, to change the effective date.

Page 26680

Supporting the Leadership of the President With Respect to Iraqi Aggression—Agreement: A unanimous-consent agreement was reached providing for a vote to occur on S. Con. Res. 147, supporting the actions taken by the President with respect to Iraqi aggression against Kuwait, on Tuesday, October 2, at 2:15 p.m.

Page 26676

Messages From the House: Page 26679

Amendments Submitted: Page 26679

Recess: Senate convened at 6:30 p.m., and recessed at 7:34 p.m., until 3 p.m., on Monday, October 1, 1990.

(For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 26680.)

Committee Meeting

No Committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 5755–5758 were introduced.

Page 26692

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Hoyer to act as Speaker pro tempore for today.

Page 26681

Recess: The House recessed at 2:04 p.m. and reconvened at 4:31 p.m.

Page 26681

Continuing Resolution: By a yea-and-nay vote of 382 yeas to 41 nays, Roll No. 393, the House passed H.J. Res. 655, making appropriations for the fiscal year 1991, and supplemental appropriations for "Operation Desert Shield" for the fiscal year 1990.

Page 26682

Agreed to the Whitten en bloc amendments that provide temporary, restrictive financing for a 5-day period beginning on October 1 for on-going programs covered under the thirteen regular appropriations bills; tighten provisions in the resolution regarding the acceptance of contributions for defense programs, projects, and activities; provide $2 billion in supplemental budget authority for fiscal year 1990 for "Operation Desert Shield" in the Persian Gulf; and strike language giving the President authority to call up the Selected Reserves.

Page 26689

Public Debt Limit: House passed H.R. 5755, to extend the temporary increase in the public debt limit.

Page 26691

Recess: House recessed at 5:43 p.m. and reconvened at 7:55 p.m.

Page 26691

Quorum Calls—Votes: One yea-and-nay vote developed during the proceedings of the House and appears on page 26690. There were no quorum calls.

Adjournment: Met at 2 p.m. and adjourned at 7:56 p.m.

Committee Meeting

DEBT LIMIT EXTENSION

Committee on Ways and Means: Ordered reported H.R. 5755, to extend the limit on the public debt through October 5, 1990.

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Monday, October 1, 1990

Senate

Chamber Action

Routine Proceedings, pages 26695–26742

Measures Introduced: Two bills were introduced as follows: S. 3146 and 3147.

Page 26728

Measures Reported: Reports were made as follows:

S. 592, to amend the Federal Rules of Civil Procedure with respect to the examination of prospective jurors, with an amendment in the nature of a substitute. (S. Rept. No. 101–482)

S. 2928, to make certain technical and clarifying amendments to the Indian Self-Determination Act, with amendments. (S. Rept. No. 101–483)

H.R. 3468, to amend the Act entitled "An Act to extend the Wetlands Loan Act", to provide for the expansion of the Stewart B. McKinney National Wildlife Refuge. (S. Rept. No. 101–484)

H.R. 3787, to authorize a joint Federal, State, and Tribal study for the restoration of the fishery resources of the Chehalis River Basin, Washington. (S. Rept. No. 101–485)

S. 3026, to amend titles 10 and 37, United States Code, to make members of the Armed Forces involved in Operation Desert Shield or similar operations eligible for certain benefits and to make members of the reserve components of the Armed Forces and retired members of the Armed Forces eligible for certain benefits when ordered to active duty in connection with mobilization, with an amendment in the nature of a substitute.

S. 3087, to amend title 10, United States Code, to authorize the Secretary of Defense to accept gifts of money and property for use by the Department of Defense, with an amendment in the nature of a substitute.

Page 26728

Measures Passed:

Military Construction Appropriations, 1991: Senate passed H.R. 5313, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1991, after agreeing to committee amendments, and the following amendments proposed thereto:

Page 26706

(1) Sasser/Grassley Amendment No. 2920, to make technical corrections.

Page 26715

(2) Grassley Amendment No. 2921, to provide a new civil cause of action in Federal law for acts of international terrorism that provides extraterritorial jurisdiction over terrorist acts abroad against United States nationals.

Page 26715

(3) Baucus Amendment No. 2922, to provide for payment of claims by United States nationals against Iraq.

Page 26717

(4) Grassley (for Murkowski) Amendment No. 2923, to prohibit foreign government participation in public works projects under certain circumstances.

Page 26719

Senate insisted on its amendments, requested a conference with the House thereon, and the chair appointed the following conferees: Senators Sasser, Inouye, Reid, Fowler, Byrd, Grassley, Garn, Stevens, and Hatfield.

Page 26723

Eisenhower Center for the Conservation of Human Resources: Committee on the Judiciary was discharged from further consideration of S. Res. 327, to recognize and commend the establishment of the Eisenhower Center for the Conservation of Human Resources at Columbia University, and the resolution was then agreed to.

Page 26734

Year of Thanksgiving for the Blessings of Liberty: Committee on the Judiciary was discharged from further consideration of S.J. Res. 369, designating 1991 as the "Year of Thanksgiving for the Blessings of Liberty", and the resolution was then passed.

Page 26735

National Trauma Awareness Month: Committee on the Judiciary was discharged from further consideration of S.J. Res. 351, to designate the month of May 1991, as "National Trauma Awareness Month", and the resolution was then passed.

Page 26735

Irish-American Heritage Month: Committee on the Judiciary was discharged from further consideration of H.J. Res. 482, designating March 1990 as "Irish-American Heritage Month", and the resolution was then passed.

Page 26735

Yosemite National Park Centennial: Committee on the Judiciary was discharged from further consideration of H.J. Res. 398, to commemorate the centennial of the creation by Congress of Yosemite National Park, and the resolution was then passed.

Page 26735

Subsequently, Committee on the Judiciary was discharged from further consideration of S.J. Res. 283, Senate companion measure, and the resolution was indefinitely postponed.

Page 26735

Asian/Pacific American Heritage Month: Committee on the Judiciary was discharged from further consideration of S. 2111, designating the month of May as "Asian/Pacific American Heritage Month", and the bill was then passed.

Page 26735

Telephone Operator Consumer Services Improvement Act: Committee on Commerce, Science, and Transportation was discharged from further consideration of H.R. 971, to require the Federal Communications Commission to prescribe rules to protect consumers from unfair practices in the provision of operator services, and the bill was then passed after striking all after the enacting clause and substituting in lieu thereof the text of S. 1660, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 26736

Bryan (for Inouye) Amendment No. 2924, in the nature of a substitute.

Page 26737

Subsequently, S. 1660, Senate companion measure, was indefinitely postponed.

Page 26742

Copyright Remedy Clarification Act: Senate insisted on its amendments to H.R. 3045, to amend chapters 5 and 9 of title 17, United States Code, to clarify that States, instrumentalities of States, and officers and employees of States acting in their official capacity, are subject to suit in Federal court by an person for infringement of copyright and infringement of exclusive rights in mask works, and that all the remedies can be obtained in a suit against a private person or against other public entities, agreed to the request of the House for a conference thereon, and the chair appointed the following conferees: Senators DeConcini, Leahy, Kennedy, Hatch, and Grassley.

Page 26734

Executive Report of a Committee: The Senate received the following executive report of a committee:

Report to accompany the nomination of David H. Souter, of New Hampshire, to be an Associate Justice of the United States Supreme Court. (Ex. Rept. No. 101–32)

Page 26728

Presidential Messages: Senate received the following message from the President of the United States:

Report on the continuation of export control regulations, which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–147)

Page 26726

Messages From the President: Page 26726

Messages From the House: Page 26727

Measures Referred: Page 26727

Measures Placed on Calendar: Page 26727

Executive Reports of Committees: Page 26728

Statements on Introduced Bills: Page 26728

Additional Cosponsors: Page 26728

Amendments Submitted: Page 26729

Additional Statements: Page 26733

Recess: Senate convened at 3 p.m., and recessed at 6:57 p.m., until 10 a.m., on Tuesday, October 2, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 26742.)

Committee Meeting

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Frederick Vreeland, of New York, to be Ambassador to the Union of Burma (Myanmar), after the nominee testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 5759–5768; and 6 resolutions, H.J. Res. 660–662, H. Con. Res. 377, and H. Res. 483–484 were introduced.

Page 26908

Reports Filed: Reports were filed as follows:

H.J. Res. 647, disapproving the recommendation of the President to extend nondiscriminatory treatment (most-favored-nation treatment) to the products of the People's Republic of China (H. Rept. 101–772);

H.J. Res. 649, approving the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of Czechoslovakia (H. Report. 101–773);

H.R. 37, to authorize the water resources research activities of the United States Geological Survey, amended (H. Rept. 101–774, Part I);

H.R. 2734, to inaugurate a comprehensive program of environmental research, development, and demonstration relating to contamination and depletion of ground water and ground water resources; and to establish an Interagency Ground Water Research Committee to improve coordination among Federal agencies and provide assistance for implementation of State management programs, amended (H. Rept. 101–775, Part I);

S. 1747, to provide for the restoration of Federal recognition to the Ponca Tribe of Nebraska, amended (H. Rept. 101–776);

S. 2680, to provide for the conveyance of lands to certain individuals in Stone County, Arkansas (H. Rept. 101–777);

H.R. 5063, to provide for the settlement of the water rights claims of the Fort McDowell Indian Community in Arizona, amended (H. Rept. 101–778);

H.R. 2582, to amend the Historic Sites, Buildings, and Antiquities Act, amended (H. Rept. 101–779);

H.R. 5004, to amend the Wild and Scenic Rivers Act to designate certain segments of the Mills River in the State of North Carolina for potential addition to the wild and scenic rivers system, amended (H. Rept. 101–780);

H.R. 5402, to amend the Wild and Scenic Rivers Act by designating certain segments of the Allegheny River in the State of Pennsylvania as a component of the National Wild and Scenic Rivers System, amended (H. Rept. 101–781);

S. 2059, to establish the Weir Farm National Historic Site in the State of Connecticut, amended (H. Rept. 782);

H.R. 4630, to exchange certain lands in the State of New Mexico, amended (H. Rept. 101–783, Part I);

H.R. 5428, to designate certain public lands in the State of Illinois as wilderness (H. Rept. 101–784, Part I);

H.R. 5206, to provide for the bonding of non-vessel-operating common carriers, amended (H. Rept. 101–785);

H. Res. 484, providing for the consideration of H.R. 4300, to amend the Immigration and Nationality Act to revise the system of admission of aliens on the basis of family reunification and to meet identified labor shortages (H. Rept. 101–786);

Conference report on S. 1824, to reauthorize the Education of the Handicapped Act (H. Rept. 101–787); and

H.R. 3960, to increase the amounts authorized to be appropriated for the Colorado River Storage Project, amended (H. Rept. 101–764, Part II).

Page 26907

Consent Calendar: On the call of the Consent Calendar, the House passed the following bills:

Sent to the Senate without amendment:

Rumsey Indian Racheria: H.R. 3703, to authorize the Rumsey Indian Racheria to convey a certain parcel of land.

Page 26744

Senate to the Senate, amended:

Mille Lacs Reservation: H.R. 3618, to authorize the lease of lands on the Mille Lacs Indian Reservation for a term not to exceed 99 years; and

San Carlos Reservation: H.R. 4593, to transfer to the Secretary of the Interior the administration of the surface rights in approximately ten thousand six hundred and fifty acres of land presently within the boundaries of the San Carlos Indian Reservation, Arizona, and managed by the Forest Service as part of the Coronado National Forest. Agreed to amend the title.

Page 26743

Federal Appointment Process: The Speaker appointed Mr. Werner Brandt, on the part of the House as a member to the President's Commission on the Federal Appointment Process; and

Read a letter from the Minority Leader wherein he appoints Mr. William R. Pitts, Jr. on the part of the House as a member to the President's Commission on the Federal Appointment Process.

Page 26745

Presidential Message—Export Administration: Message wherein he transmits a report to note the continuance of the system of controls contained in the Export Administration Act of 1979—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 101–242).

Page 26749

Suspensions: House voted to suspend the rules and pass the following measures:

Cyprus independence: H. Res. 465, congratulating President Vassiliou, the government, and the people of Cyprus on the thirtieth anniversary of independence;

Page 26774

Aviation security: H.R. 5732, amended, to promote and strengthen aviation security;

Page 26779

Foreign contractors review: H.R. 4131, amended, to ensure that executive agencies have adequate authority to review the performance of foreign contractors and subcontractors under certain procurement contracts;

Page 26791

Computer matching verification: H.R. 5450, amended, to amend title 5, United States Code, to ensure adequate verification of computer matching information that affects individuals' eligibility for Federal benefits;

Page 26793

Maritime administration authorization: H.R. 4205, amended, to authorize appropriations for fiscal year 1991 for the Maritime Administration;

Page 26795

Fishery resources study: H.R. 4299, amended, to authorize a study of the fishery resources of the Great Lakes;

Page 26799

Zebra mussel infestation: H.R. 5390, amended, to prevent and control the zebra mussel, and other nonindigenous aquatic species. Agreed to amend the title;

Page 26802

Benefits portability: H.R. 3139, amended, to amend title 5, United States code, to authorize portability of benefits for employees of nonappropriated fund instrumentalities of the Department of Defense when such employees convert to the civil service system;

Page 26806

Physicians comparability allowances: S. 2588, to amend section 5948 of title 5, United States Code, to reauthorize physicians comparability allowances—clearing the bill for the President;

Page 26811

Courts personnel system: H.R. 4174, amended, to establish a comprehensive personnel system for employees of the Administrative Office of the United States Courts;

Page 26812

Unsolicited drug samples: H.R. 5209, amended, to amend title 39, United States Code, to make nonmailable any unsolicited sample of a drug or other hazardous household substance which does not meet child-resistant packaging requirements. Agreed to amend the title;

Page 26813

Robert McClory Post Office: H.R. 5007, to designate the facility of the United States Postal Service located at 100 South John F. Kennedy Drive, Carpentersville, Illinois, as the "Robert McClory Post Office";

Page 26815

Jesse Owens Building: H.R. 5235, to designate the Owens Finance Station of the Station of the United States Postal Service in Cleveland, Ohio, as the "Jesse Owens Building of the United States Postal Service";

Page 26817

Arthur Watkins Post Office: H.R. 5409, amended, to designate the post office building at 222 West Center Street, in Orem, Utah, as the "Arthur V. Watkins Post Office";

Page 26817

State energy conservation: H.R. 711, amended, to amend the Energy Policy and Conservation Act to increase the efficiency and effectiveness of State energy conservation programs carried out pursuant to such Act. Subsequently, S. 247, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed, H.R. 711 was laid on the table;

Page 26818

Television decoder: H.R. 4267, amended, to require new televisions to have built-in decoder circuitry. Subsequently, S. 1974, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President. H.R. 4267 was laid on the table.

Page 26853

Fort McDowell water rights: H.R. 5063, amended, to provide for the settlement of the water rights claims of the Fort McDowell Indian Community in Arizona;

Page 26856

Iraqi aggression against Kuwait: H.J. Res. 658, to support actions the President has taken with respect to Iraqi aggression against Kuwait and to demonstrate United States resolve (passed by a yea-and-nay vote of 380 yeas to 39 nays, Roll No. 394);

Page 26749

Antarctic Treaty: H.J. Res. 418, calling for the United States to encourage immediate negotiations toward a new agreement among Antarctic Treaty Consultative Parties, for the full protection of Antarctica as a global ecological commons (passed by a yea-and-nay vote of 398 yeas to 11 nays, Roll No. 395);

Page 26764

Lethal whale research: H. Con. Res. 329, calling for United States sanctions against nations which conduct

unjustified lethal whale research, and otherwise expressing the sense of the Congress with regard to nations which violate the International Whaling Commission moratorium on commercial whaling by killing whales under the guise of scientific research (passed by a yea-and-nay vote of 412 yeas, Roll No. 396); and

Page 26769

Peace Corps memorial: H.R. 3954, amended, to authorize the establishment of a memorial on Federal land in the District of Columbia to honor individuals who have served as volunteers in the Peace Corps (passed by a yea-and-nay vote of 409 yeas, Roll No. 397).

Page 26772

Administrative Conference: House voted to suspend the rules and agree to the Senate amendment to H.R. 3897, to authorize appropriations for the Administrative Conference of the United States for fiscal years 1991, 1992, 1993, and 1994—clearing the bill for the President.

Page 26895

Securities Act Amendments: House voted to suspend the rules and agree to H. Res. 483, to provide for the concurrence of the House to the Senate amendment to H.R. 1396, to amend the Federal securities laws in order to facilitate cooperation between the United States and foreign countries in securities law enforcement, with an amendment.

Page 26828

House insisted on its amendment, and asked for a conference.

Page 26836

Securities Law Enforcement: House voted to suspend the rules and agree to the Senate amendment to the House amendments to S. 647, to amend the Federal securities laws in order to provide additional enforcement remedies for violations of those laws—clearing the bill for the President.

Page 26836

Children's Television Advertising: House voted to suspend the rules and agree to the Senate amendment to H.R. 1677, to require the Federal Communications Commission to reinstate restrictions on advertising during children's television, to enforce the obligation of broadcasters to meet the educational and informational needs of the child audience—clearing the bill for the President.

Page 26847

Budget Resolution: It was made in order on Tuesday, October 2, or any day thereafter, for the Chairman on the Committee on the Budget to move to take from the Speaker's table the concurrent resolution H. Con. Res. 310, with the Senate amendments thereto, and either disagree to the amendments of the Senate and agree to the conference requested by the Senate or concur in the Senate amendments with amendments; that all points of order against said motion are waived; that the Senate amendments and motion be considered as read; that debate on the motion continue not to exceed two hours, to be equally divided and controlled by the chairman and ranking minority member of the Committee on the Budget; and that the previous question be considered as ordered on said motion without intervening motion.

Page 26795

Defense Production: House agreed to the Senate amendment to H.R. 5725, to extend the expiration date of the Defense Production Act of 1950—clearing the bill for the President.

Page 26891

Breast Cancer Awareness Month: House passed and cleared for the President S.J. Res. 301, designating October 1990 as "National Breast Cancer Awareness Month".

Page 26892

Ending Hunger Month: House passed H.J. Res. 610, designating October 1990 as "Ending Hunger Month".

Page 26893

Domestic Violence Awareness Month: House passed H.J. Res. 602, designating October 1990 as "National Domestic Violence Awareness Month".

Page 26895

Year of Clean Water: House passed and cleared for the President S.J. Res. 181, to establish calendar year 1992 as the "Year of Clean Water".

Page 26894

Referrals: Sixteen Senate-passed measures were referred to the appropriate House committees.

Page 26906

Quorum Calls—Votes: Four yea-and-nay votes developed during proceedings of the House today and appear on pages 26861, 26862, 26863, and 26864. There were no quorum calls.

Adjournment: Met at noon and adjourned at 8:22 p.m.

Committee Meetings

INTERIOR APPROPRIATIONS

Committee on Appropriations: Ordered reported the Interior appropriations for fiscal year 1991.

S&L INDUSTRY—IMPACT OF ECONOMICS AND REGULATORY POLICIES

Committee on Banking, Finance and Urban Affairs: Held a hearing on the impact of economics and regulatory policies on the savings and loan industry in the late 70's and 80's. Testimony was heard from Donald T. Regan, former Secretary of the Treasury; and Richard T. Pratt, former Chairman, Federal Home Loan Bank Board.

Hearings continue October 3.

AUTOMOTIVE FUEL ECONOMY

Committee on Energy and Commerce: Subcommittee on Energy and Power concluded hearings on Automotive Fuel Economy. Testimony was heard from J. Michael Davis, Assistant Secretary, Conservation and Renewable Energy,

Department of Energy; Richard Morganstern, Director, Office of Policy Analysis, EPA; Jerry R. Curry, Administrator, National Highway Safety Administration, Department of Transportation; Steven E. Plotkin, Senior Associate, Energy and Materials Program, OTA; and public witnesses.

FAMILY UNITY AND EMPLOYMENT OPPORTUNITY IMMIGRATION ACT

Committee on Rules: Granted an open rule providing 90 minutes of debate on H.R. 4300, Family Unity and Employment Opportunity Immigration Act of 1990. All points of order against consideration of the bill are waived. The rule makes in order the Judiciary Committee amendment in the nature of a substitute now printed in the bill, as modified by the amendments printed in part 1 of the report, as an original bill for the purpose of amendment. All points of order against the substitute as modified are waived. The rule makes in order no other amendments except the amendments printed in part 2 of the report, to be considered in the order and manner specified in the report, with debate time equally divided and controlled by the proponent and a Member opposed. All points of order against the amendments are waived. The amendments are not subject to amendment except as specified in the report nor to a demand for division of the question in the House or in the Committee of the Whole. The rule makes it in order to consider amendments en bloc printed in the report if offered by Representative Richardson. The rule provides one motion to recommit with or without instructions.

Finally, after passage of H.R. 4300, the rule makes it in order to take S. 358 from the Speaker's table and consider the bill in the House, to move to strike all after the enacting clause and insert the text of H.R. 4300 as passed the House, and to move to insist on the House amendment and request a conference with the Senate.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDRED FIRST CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 23 through September 30, 1990

	Senate	*House*	*Total*
Days in session	115	109	..
Time in session	1,009 hrs., 45′	692 hrs., 03′	..
Congressional Record:			
Pages of proceedings	14,262	8,434	22,696
Extensions of Remarks	..	..	3,059
Public bills enacted into law	78	79	157
Private bills enacted into law	..	1	1
Bills in conference	21	22	..
Measures passed, total	447	468	945
Senate bills	140	60	..
House bills	97	202	..
Senate joint resolutions	84	48	..
House joint resolutions	24	30	..
Senate concurrent resolutions	20	7	..
House concurrent resolutions	20	36	..
Simple resolutions	62	85	..
Measures reported, total	*405	*348	753
Senate bills	246	22	..
House bills	53	250	..
Senate joint resolutions	69	1	..
House joint resolutions	4	4	..
Senate concurrent resolutions	16	..	..
House concurrent resolutions	2	6	..
Simple resolutions	15	65	..
Special reports	7	17	..
Conference reports	..	12	..
Measures pending on calendar	228	81	..
Measures introduced, total	1,455	2,669	4,124
Bills	1,153	1,912	..
Joint resolutions	138	205	..
Concurrent resolutions	61	135	..
Simple resolutions	103	75	..
Quorum calls	3	20	..
Yea-and-nay votes	257	194	..
Recorded votes	..	179	..
Bills vetoed	..	3	..
Vetoes overridden	..	4	..

*These figures include all measures reported, even if there was no accompanying report. A total of 255 reports have been filed in the Senate, a total of 377 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 23 through September 30, 1990

Civilian nominations, totaling 408 (and 79 nominations carried over from the first session), disposed of as follows:	
Confirmed	334
Unconfirmed	142
Withdrawn	11
Civilian nominations (lists), totaling 1,525, disposed of as follows:	
Confirmed	1,523
Unconfirmed	2
Air Force nominations, totaling 13,333 (and 27 nominations carried over from the first session), disposed of as follows:	
Confirmed	11,373
Unconfirmed	1,986
Withdrawn	1
Army nominations, totaling 13,037 (and 2,441 nominations carried over from the first session), disposed of as follows:	
Confirmed	10,687
Unconfirmed	4,789
Withdrawn	2
Navy nominations, totaling 11,366 (and 204 nominations carried over from the first session), disposed of as follows:	
Confirmed	10,541
Unconfirmed	1,029
Marine Corps nominations, totaling 2,516 (and 11 nominations carried over from the first session), disposed of as follows:	
Confirmed	2,387
Unconfirmed	140

Summary

Nominations carried over from first session	2,762
Total nominations received this session	42,185
Total confirmed	36,845
Total unconfirmed	8,088
Total withdrawn	14

Tuesday, October 2, 1990

Senate

Chamber Action

Routine Proceedings, pages 26929–27037

Measures Introduced: Six bill and five resolutions were introduced as follows: S. 3148–3153, S. Res. 331 and 332, S.J. Res. 373, and S. Con. Res. 149 and 150.

Page 27007

Measures Reported: Reports were made as follows:

S. 591, to amend the Federal Rules of Criminal Procedure with respect to the examination of propective jurors, with an amendment in the nature of a substitute. (S. Rept. No. 101–486)

S. 1742, to further the goals of the Paperwork Reduction Act and provide for comprehensive information resources management of Federal departments and agencies, with an amendment in the nature of a substitute. (S. Rept. No. 101–487)

S. 2436, to amend the Peace Corps Act to extend the authorizations of appropriations for the Peace Corps through fiscal year 1992, to provide for limited exceptions to the limitation on reemployment by the Peace Corps, and to establish a Peace Corps foreign fluctuations account, with an amendment in the nature of a substitute.

S. Con. Res. 113, expressing the sense of the Congress on international nuclear sales to South Asia.

S. Con. Res. 141, expressing the sense of the Congress regarding the deteriorating human rights situation in Kenya, with amendments.

Page 27005

Measures Passed:

Congratulating Senator Hugh Scott: Senate agreed to S. Res. 331, to congratulate Senator Hugh Scott on his 90th birthday.

Page 26929

Supporting the Leadership of the President With Respect to Iraqi Aggression: By 96 yeas to 3 nays (Vote No. 258), Senate agreed to S. Con. Res. 147, supporting the actions taken by the President with respect to Iraqi aggression against Kuwait.

Page 26951

Enrollment Correction: Senate agreed to S. Con. Res. 150, directing the Secretary of the Senate to make corrections in the enrollment of S. 1824.

Page 27035

Private-Sector Executives: Senate passed H.R. 5643, to grant a temporary extension on the authority under which the government may accept the voluntary services of private-sector executives, and to clarify the status of Federal employees assigned to private-sector positions while participating in an executive exchange program.

Page 27035

Retirement of Capitol Police: Senate passed H.R. 5641, to amend title 5, United States Code, with respect to retirement of members of the Capitol Police.

Page 27036

Money Laundering Enforcement/Truth in Savings: Senate began consideration of a motion to proceed to S. 3037, to authorize Federal depository institution regulatory agencies to revoke charters, terminate deposit insurance, and remove or suspend officers and directors of depository institutions involved in money laundering or monetary transaction reporting offenses, to amend chapter 53 of title 31, United States Code, to require the Secretary of the Treasury to issue regulations concerning the identification of nonbank financial institutions subject to the Bank Secrecy Act, to prohibit illegal money transmitting businesses, to provide for the standardization of advertised yields on savings accounts and investments, and to require the uniform disclosure of the key costs of such accounts and investments.

Page 26944

Education of Individuals With Disabilities Act: Senate agreed to the conference report on S. 1824, to reauthorize the Education of the Handicapped Act.

Page 27031

Knife River Indian Villages National Historic Site: Senate concurred in the amendment of the House to S. 1230, to authorize the acquisition of additional lands containing Indian burial grounds for inclusion in the Knife River Indian Villages National Historic Site, North Dakota, and to provide additional development funding for the historic site visitor center.

Page 27036

Appointment:

Advisory Commission on Student Financial Assistance: The Chair, on behalf of the President pro tempore, pursuant to Public Law 99–498, reappointed Lynn M. Burns, of Rhode Island, to the Advisory Commission on Student Financial Assistance.

Page 27036

Adjournment: During today's proceedings, Senate adjourned for one minute, thus changing the legislative day.

Page 26944

Nomination Confirmed: Senate confirmed the following nomination:

By 90 yeas to 9 nays (Vote No. 259), the Senate confirmed David H. Souter, of New Hampshire, to be an Associate Justice of the Supreme Court of the United States.

Pages 26959, 27037

Messages From the House: **Page 27003**

Measures Referred: **Page 27005**

Measures Placed on Calendar: Page 27005

Executive Reports of Committees: Page 27005

Statements on Introduced Bills: Page 27007

Additional Cosponsors: Page 27016

Authority for Committees: Page 27018

Additional Statements: Page 27018

Record Votes: Two record votes were taken today. (Total—259)

Pages 26959, 26996

Recess: Senate convened at 10 a.m., and recessed at 7:07 p.m., until 10 a.m., on Wednesday, October 3, 1990. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 27036.)

Committee Meetings

APPROPRIATIONS—FOREIGN OPERATIONS

Committee on Appropriations: Subcommittee on Foreign Operations approved for full committee consideration, with amendments, H.R. 5114, making appropriations for fiscal year 1991 for foreign operations, export financing, and related programs.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Christopher L. Koch, of Virginia, to be a Federal Maritime Commissioner, after the nominee, who was introduced by Senators McCain and Gorton, testified and answered questions in his own behalf.

NATIONAL ENERGY POLICY

Committee on Energy and Natural Resources: Committee held oversight hearings to examine key elements of a national energy policy that can effectively address U.S. dependence on oil and the actions Congress should explore to implement such a policy, receiving testimony from John H. Gibbons, Director, Office of Technology Assessment; Daniel Yergin, Cambridge Energy Research Associates, Cambridge, Massachusetts; and G. Henry M. Schuler, Center for Strategic and International Studies, and William Martin, Washington Policy and Analysis, both of Washington, D.C.

Hearings were recessed subject to call.

NUCLEAR WASTE DISPOSAL

Committee on Environment and Public Works: Subcommittee on Nuclear Regulation concluded hearings to examine the Federal program for the disposal of spent nuclear fuel and high-level radioactive waste, after receiving testimony from Robert M. Bernero, Director, Office of Nuclear Materials Safety and Safeguards, Nuclear Regulatory Commission; Michael H. Shapiro, Deputy Assistant Administrator for Air and Radiation, Environmental Protection Agency; John W. Bartlett, Director, Office of Civilian Radioactive Waste Management, Department of Energy; Don U. Deere, U.S. Nuclear Waste Technical Review Board, Arlington, Virginia; Charles Fairhurst, National Research Council, Washington, D.C.; Robert R. Loux, Nevada Nuclear Waste Project Office, Carson City; Allen J. Keesler, Jr., Florida Power Corporation, St. Petersburg; and Michael Wilson, Florida Public Service Commission, Tallahassee.

BUSINESS MEETING

Committee on Foreign Relations: Committee ordered favorably reported the following business items:

Treaty on the Final Settlement with Respect to Germany and Its Related Agreed Minute, signed by the United States of America, the Federal Republic of Germany, the German Democratic Republic, the French Republic, the Union of Soviet Socialist Republics, and the United Kingdom of Great Britain and Northern Ireland in Moscow on September 12, 1990 (Treaty Doc. 101–20);

An original resolution to express the sense of the Senate emphasizing long-standing U.S. policy to reject, and not recognize, the incorporation of the Baltic States by the U.S.S.R., and that the President should take all appropriate steps to ensure that the act of U.S. ratification of the Treaty on the Final Settlement with Respect to Germany (Treaty Doc. 101–20), and the affirmation of the definitive nature of the borders of a unified Germany which the Treaty entails, are not construed by any government to imply any diminution or compromise of United States determination not to recognize the forceful incorporation of the Baltic States by the U.S.S.R.;

S. 2436, to authorize funds for the Peace Corps, to provide for limited exceptions to the limitation on reemployment by the Peace Corps, and to establish a Peace Corps foreign fluctuations account, with an amendment in the nature of a substitute;

S. Con. Res. 113, to express the sense of the Congress urging the President to continue to encourage non-nuclear-weapon states to agree to, and nuclear supplier nations to require, full-scope nuclear safeguards as a condition for future nuclear commerce and cooperation, with an amendment;

S. Con. Res. 141, to express the sense of the Congress that all military and economic assistance to Kenya should be suspended until the Kenyan Government restores basic human and civil rights, with amendments; and

The nominations of Richard C. Brown, of Maryland, to be Ambassador to the Oriental Republic of Uruguay, Eugene L. Scassa, of Virginia, to be Ambassador to Belize, Michael M. Skol, of Illinois, to be Ambassador to the Republic of Venezuela, Edward P. Brynn, of Vermont, to be Ambassador to Burkina Faso, Herbert D. Gelber, of Florida, to be Ambassador to the Republic of Mali, Arlene Render, of Virginia, to be Ambassador to the Republic of The Gambia, Stephen H. Rogers, of Virginia, to be Ambassador to the Kingdom of Swaziland, Gordon L.

Streeb, of Colorado, to be Ambassador to the Republic of Zambia, Scott M. Spangler, of Arizona, to be Assistant Administrator for Africa, Agency for International Development, Harmon E. Kirby, of Ohio, to be Ambassador to the Republic of Togo, Leonard H.O. Spearman Sr., of Texas, to be Ambassador to the Kingdom of Lesotho, William H.G. Fitzgerald, of the District of Columbia, to be a Member of the Board of Directors of the African Development Foundation, Cheryl Feldman Halpern, of New Jersey, to be a Member of the Board for International Broadcasting, James O. Mason, of Utah, to be Representative of the United States on the Executive Board of the World Health Organization, Department of State, William J. Hybl, of Colorado, to be a Member of the U.S. Advisory Commission on Public Diplomacy, Richard B. Stone, of the District of Columbia, to be a Member of the U.S. Advisory Commission on Public Diplomacy, Thomas R. Pickering, of New Jersey, and Alexander F. Watson, of Massachusetts, each to be a U.S. Representative to the Forty-fifth Session of the General Assembly of the United Nations, and Jonathan Moore, of Massachusetts, Katherine D. Ortega, of New Mexico, Jacob Stein, of New York, Shirin R. Tahir-Kheli, of Pennsylvania, and Milton J. Wilkinson, of New Hampshire, each to be a U.S. Alternate Representative to the Forty-fifth Session of the General Assembly of the United Nations.

U.S. DEVELOPMENT ASSISTANCE

Committee on Foreign Relations: Committee concluded hearings on S. 2703, to reform United States bilateral economic assistance programs to promote the purchase of U.S. goods and services, and S. 2826, to require the establishment of a capital projects bureau within the Agency for International Development, and to clarify the authorities in the Export Administration Act and the Arms Export Control Act, after receiving testimony from Senators Kassebaum, Boren, Bentsen, and Lieberman; John D. Macomber, President and Chairman, Export-Import Bank of the United States; Eugene J. McAllister, Assistant Secretary of State for Economic and Business Affairs; and Reginald J. Brown, Assistant Administrator for Program and Policy Coordination, Agency for International Development.

NOMINATIONS

Committee on Foreign Relations: Committee held hearings on the nominations of G. Philip Hughes, of Virginia, to be Ambassador to Barbados, and to serve concurrently to the Commonwealth of Dominica, Saint Lucia, and Saint Vincent and the Grenadines, George Fleming Jones, of Texas, to be Ambassador to the Co-operative Republic of Guyana, and John P. Leonard, of Virginia, to be Ambassador to the Republic of Suriname, where the nominees testified and answered questions in their own behalf.

Hearings were recessed subject to call.

TAX IMPACT ON SMALL BUSINESS

Committee on Small Business: Committee concluded hearings to examine implications of certain tax issues on small business, focusing on capital gains tax reduction, after receiving testimony from Allen Sinai, The Boston Company Economic Advisors, Inc., Boston, Massachusetts.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 5769–5775; 1 private bill, H.R. 5776; and 7 resolutions, H. Res. 485–491 were introduced.

Pages 27139, 27151

Reports Filed: Reports were filed as follows:

H.R. 1608, to strengthen national nutrition monitoring by requiring the Secretary of Agriculture and the Secretary of Health and Human Services to prepare and implement a ten-year plan to assess the dietary and nutritional status of the United States population, to support research on, and development of, nutrition monitoring, to foster national nutrition education, and to establish dietary guidelines, amended (H. Rept. 101–788);

H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991 (H. Rept. 101–789);

H.R. 4765, to enable the people of Puerto Rico to exercise self-determination, amended (H. Rept. 101–790, Part I);

S. 319, to effect an exchange of lands between the United States Forest Service and the Salt Lake City Corporation within the State of Utah, amended (H. Rept. 101–547, Part II);

H.R. 4765, to enable the people of Puerto Rico to exercise self-determination, amended (H. Rept. 101–790, Part II);

H. Res. 485, providing for consideration of H.J. Res. 647, disapproving the recommendation of the President to extend non-discriminatory treatment (most-favored-nation treatment) to the products of the People's Republic of China (H. Rept. 101–791);

H. Res. 486, providing for the consideration of H.J. Res. 649, approving the extension of nondiscriminatory (most favored nation treatment) to the products of Czechoslovakia (H. Rept. 101–792);

H. Res. 487, providing for the consideration of H.R., 5422, to authorize appropriations for fiscal year 1991 for intelligence and intelligence-related activities of the United States Government, the Intelligence Community Staff, and the Central Intelligence Agency Retirement and Disability System (H. Rept. 101–793);

H. Res. 488, providing for the consideration of the conference report on H. Con. Res. 310, setting forth the

congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995 (H. Rept. 101–794);

H. Res. 489, waiving the requirement of clause 4(b) of rule XI, against consideration of certain resolutions reported from the Committee on Rules (H. Rept. 101–795); and

H. Res. 490, providing for the consideration of H.R. 5269, to control crime (H. Rept. 101–796).

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NASA Authorization: The Speaker appointed the following Members as conferees on S. 916, to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, and research and program management: Representatives Roe, Brown of California, Nelson of Florida, Hall of Texas, Volkmer, Mineta, Torricelli, Nagle, Hayes of Louisiana, Tanner, Walker, Sensenbrenner, Lewis of Florida, Packard, Buechner, and Campbell of California.

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Agriculture Appropriations: The Speaker appointed the following Members as additional conferees and makes modifications in the appointments previously made on S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices:

From the Committee on Foreign Affairs, for consideration of titles XI (except sections 1124, 1125, 1134, 1137, and subtitle E), XXIII (except section 2306), sections 114, 1423, 1551, 1751–60, 1763, and 1765 of the Senate bill, and title XXII (except sections 1241 and 1243–46) and sections 415, 1312(a), and 1833 of the House amendment, and modifications committed to conference: Representatives Fascell, Hamilton, Yatron, Solarz, Wolpe, Crockett, Gejdenson, Dymally, Kostmayer, Levine of California, Broomfield, Gilman, Lagomarsino, Leach of Iowa, Roth, and Bereuter.

From the Committee on Foreign Affairs, for consideration of subtitle E of title XI, sections 1931–35 and 1937–39 of the Senate bill, and title XXX of the House amendment, and modifications committed to conference: Representatives Fascell, Hamilton, Yatron, Gejdenson Broomfield, and Roth.

From the Committee on Merchant Marine and Fisheries, for consideration of subtitle E of title XI of the Senate bill, and title XXX of the House amendment, and modifications committed to conference: Representatives Jones of North Carolina, Studds, Hubbard, Tauzin, Hertel, Lipinski, Davis of Michigan, Young of Alaska, Lent, and Fields.

From the Committee on Merchant Marine and Fisheries, for consideration of sections 1238, 1286, and 1422 of the Senate bill, and sections 1314 and 1602 of the House amendment, and modifications committed to conference: Representatives Jones of North Carolina, Studds, Hertel, Davis of Michigan, and Young of Alaska.

From the Committee on Ways and Means, for consideration of section 902, those portions of section 1121 adding new sections 101(5), 103(5), 113(c)(2), 114, 204(c)(2)(B), 404–05, 503(b)(3), 504, and 601 (c) and (f) to the Agriculture Trade Act of 1978, sections 1122, 1124–25, 1137, 1716(c), that portion of section 2123 adding a new section 7A(e) to the Cotton Research and Promotion Act, sections 2140, 2155(g), 2178, 2188, 2203, 2306, 2452, 2454 of the Senate bill, and section 614, those portions of section 1221 adding new sections 101(4), 105(a), 106, 402 (c) and (f) to the Agricultural Trade Act of 1978, sections 1223(i), 1241, 1243, 1245–47, 1428, 1445(g), 1468, 1475(3), 1485(d) and 1494 of the House amendment, and modifications committed to conference: Representatives Rostenkowski, Gibbons, Jenkins, Archer, and Crane: Except that, for consideration of sections 2203, 2452 and 2454 of the Senate bill, Representative Jacobs is appointed in lieu of Representative Jenkins.

From the Committee on Ways and Means, for consideration of sections 1134, 1721 and 1730A of the Senate bill, and modifications committed to conference: Representatives Rostenkowski, Gibbons, Pickle, Jenkins, Downey, Pease, Russo, Guarini, Matsui, Anthony, Archer, Vander Jagt, Crane, Frenzel, Schulze, and Thomas of California.

From the Committee on Energy and Commerce, for consideration of sections 1761 and 1762 of the Senate bill, and modifications committed to conference: Representatives Dingell, Waxman, Scheuer, Wyden, Sikorski, Bruce, Rowland of Georgia, Synar, Hall of Texas, Eckart, Lent, Dannemeyer, Whittaker, Tauke, Bliley, and Fields.

From the Committee on Energy and Commerce, for consideration of sections 1495, 1497, and 1498J–L of the Senate bill, and modifications committed to conference: Representatives Dingell, Waxman, Rowland of Georgia, Lent, and Tauke.

From the Committee on Energy and Commerce, for consideration of section 1437 of the Senate bill, and section 1367(b) of the House amendment, and modifications committed to conference: Representatives Dingell, Waxman, Eckart, Lent, and Tauke.

From the Committee on Energy and Commerce, for consideration of title XVI (except sections 1615–16, 1620 (b), (c), (d), and (f)) and section 1716 of the Senate bill, and sections 1495–95G, 1495J–95L, 1495M (a), (e), and (g) and 1495N–95V of the House amendment, and modifications committed to conference: Representatives Dingell, Waxman, Bruce, Lent, and Tauke.

From the Committee on Energy and Commerce, for consideration of subtitle C of title XVII of the Senate bill, and modifications committed to conference: Representatives Dingell, Waxman, Wyden, Lent, and Bliley.

From the Committee on Energy and Commerce, for consideration of section 1773 of the Senate bill, and modifications committed to conference: Representatives Dingell, Waxman, Rowland of Georgia, Lent, and Whittaker.

From the Committee on Energy and Commerce, for consideration of section 1772 of the Senate bill, and section 1376A of the House amendment, and modifications committed to conference: Representatives Dingell, Thomas A. Luken, Swift, Lent, and Tauke.

From the Committee on Energy and Commerce, for consideration of section 1948 of the Senate bill, and modifications committed to conference: Representatives Dingell, Thomas A. Luken, Swift, Lent, and Whittaker.

From the Committee on Energy and Commerce, for consideration of sections 2033(3)(F), 2079, and 2081 of the Senate bill, and modifications committed to conference: Representatives Dingell, Markey, Swift, Lent, and Tauke.

From the Committee on Energy and Commerce, for consideration of section 1399 of the House amendment, and modifications committed to conference: Representatives Dingell, Waxman, Towns, Lent, and Bliley.

From the Committee on Agriculture, for consideration of those portions of section 1121 adding new sections 101(5), 103(5), 113(c)(2), 114, 204(c)(2)(B), 404–05, 503(b)(3), 504, and 601 (c) and (f) to the Agricultural Trade Act of 1978, of the Senate bill, and those portions of section 1221 adding new sections 101(4), 105(a), 106, 203 and 402 (c) and (f) to the Agricultural Trade Act of 1978, of the House amendment, and modifications committed to conference: Representatives Espy, Harris, Sarpaulis, Emerson, and Robert F. Smith.

From the Committee on Education and Labor, for consideration of sections 1496(b), 1498–1498N, 1965, 1966, 2471, 2474, 2476, and 2479 of the Senate bill, and sections 1382, 1774, 1842(b) of the House amendment, and modifications committed to conference: Representatives Hawkins, Ford of Michigan, Gaydos, Goodling, and Tauke.

From the Committee on Science, Space, and Technology, for consideration of sections 1921–30, 1940, and 1944–46 of the Senate bill, and modifications committed to conference: Representatives Roe, Scheuer, McMillen of Maryland, Walker, and Schneider.

From the Committee on Banking, Finance and Urban Affairs, for consideration of section 1350 of the Senate bill, and modifications committed to conference: Representatives Erdreich, Kanjorski, Carper, Bereuter, and Roth.

In the appointment of conferees previously announced by the Speaker from the Committee on Agriculture:

The appointment of Representative Condit is amended by deleting section 1215 from the exception for title XII of the House amendment;

The appointment of Representative Long is amended by deleting section 1215;

Representative Robert F. Smith is appointed in lieu of Representative Marlenee for title XII of the Senate bill and title XVI of the House amendment;

Representative Morrison of Washington is appointed in lieu of Representative Marlenee for title XIII of the Senate bill and title XXIX of the House amendment; and

Representative Grandy is appointed in lieu of Representative Hopkins for all provisions except title VII and section 1962 of the Senate bill, and title VIII and section 1249 of the House amendment, on which Representative Hopkins will remain a conferee, and Representative Lewis of Florida is appointed in lieu of Representative Hopkins for subtitle A of title XVII of the Senate bill and title XIV of the House amendment.

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Private Calendar: On the call of the Private Calendar, the House passed the following measures:

Cleared for the President: S. 1814, S. 1683, S. 1229, and S. 1128.

Sent to the Senate without amendment: H.R. 2961, H.R. 2071, H.R. 3134, H.R. 5001, and H.R. 1330.

Sent to the Senate, amended: H.R. 2863 and H. Res. 308.

Passed over without prejudice: H.R. 3920, H.R. 2937, and H.R. 4356.

Page 27039

Nutritional Monitoring Research: House voted to suspend the rules and pass H.R. 1608, amended, to strengthen national nutrition monitoring by requiring the Secretary of Agriculture and the Secretary of Health and Human Services to prepare and implement a ten-year plan to assess the dietary and nutritional status of the United States population, to support research on, and development of, nutrition monitoring, to foster national nutrition education, and to establish dietary guidelines.

Page 27047

Age Discrimination in Employment: House completed all debate on a motion to suspend the rules and pass S. 1511, to amend the Age Discrimination in Employment Act of 1967 to clarify the protections given to older individuals in regard to employee benefit plans, on which a vote was postponed until Wednesday, October 3.

Page 27055

Age Discrimination in Group Health Plans: House voted to suspend the rules and pass H.R. 5759, to amend the Age Discrimination in Employment Act of 1967 to clarify the application of such Act to employee group health plans.

Page 27070

Budget Resolution: House disagreed to the Senate amendments to H. Con. Res. 310, setting forth the congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995; and

agreed to a conference: Appointed as conferees: Representatives Panetta, Gephardt, and Frenzel.

Page 27069

Family Unity and Employment Opportunity Immigration Act: House completed all general debate and began consideration of H.R. 4300, to amend the Immigration and Nationality Act to revise the system of admission of aliens on the basis of family reunification and to meet indentified labor shortages; but came to no resolution thereon. Consideration of amendments will resume on Wednesday, October 3.

Page 27076

Agreed To:

The Morrison of Connecticut amendment that provides two options to employers who wish to obtain authorization from the Department of Labor for importing certain foreign workers due to a shortage of United States workers;

Page 27116

The Morrison of Connecticut amendment that limits who may receive temporary visas after having applied for permanent visas;

Page 27118

The Morrison of Connecticut amendment that makes technical changes to the status and definition of professionals, and provides an expedited process for verifying a labor shortage for temporary specialty (HB–IB) workers;

Page 27120

The Donnelly amendment that grants permanent residency visas to individuals denied such visas, after being told they would receive the visas under the NP–5 program, because the Labor Department had exceeded visa limits;

Page 27120

The Brooks amendment that exempts certain tankers from requirements under the language in the bill applying the 1986 Immigration Reform and Control Act to longshore work;

Page 27122

The Fish amendment that permits the State Department to indicate which nations do not need their nationals to receive a visa if entering the United States for 90 days or less as a tourist;

Page 27123

The Fish amendment that extends to two years the deadline for permanent applicants to file their second-stage applications for permanent resident status;

Page 27124

The Dorgan of North Dakota amendment that restricts the Immigration and Naturalization Service from detaining aliens with dependent children under the age of 2 years solely dependent on the alien for more than 24 hours;

Page 27127

The Lipinski amendment that permits those individuals granted political asylum from Poland, Hungary, Nicaragua, and Panama to apply for permanent residency status, without having to prove they still meet the definition of refugee;

Page 27133

The Richardson en bloc amendments that define the timing of payment of fees for applications to file petitions for naturalization; defines how a portion of these fees shall be spent; and provides for an annual report to Congress on the number and rate of denial of applications for naturalization; and

Page 27134

The Moorehead amendment that provides "such sums" for fiscal year 1991 for the Immigration and Naturalization Service to hire and train 1,000 new border patrol agents.

Page 27135

Rejected:

The Smith of Texas amendment that sought to limit total legal immigration (family member of those working in the United States, those born to immigrants while abroad, and immediate family member of permanent residents and United States citizens) to 630,000 per year (rejected by a recorded vote of 143 ayes to 266 noes, Roll No. 399);

Page 27109

The Smith of Texas amendment that sought to restore the limits of current law regarding family immigration visas, with the exception that visas for spouses and unmarried children of immigrants, would be available only for unmarried children under 26 years of age;

Page 27112

The Morrison of Connecticut amendment that sought to strike the education and training fund with requirements that employers, in order to bring in alien workers, ensure that they are providing education and training for United States workers (rejected by a recorded vote of 194 ayes to 229 noes, Roll No. 400);

Page 27114

The Smith of Texas amendment that sought to strike language that permits foreign students to work part-time at off-campus jobs, providing the employers recruit domestically and pay prevailing wages;

Page 27117

The Smith of Texas amendment that sought to strike language which permits visa applicants to receive temporary visas;

Page 27119

The Smith of Texas amendment that sought to extend appropriations to reimburse State governments for education and health costs for newly legalized immigrants for fiscal years 1994 to 1998 (rejected by a recorded vote of 53 ayes to 368 noes, Roll No. 401); and

Page 27125

The McCollum amendment that sought to strike language which suspends detention and deportation of illegal immigrants from El Salvador, Lebanon, Liberia and Kuwait for 3 years (rejected by a recorded vote of 131 ayes to 285 noes, Roll No. 402).

Page 27128

The McCollum amendment was offered, but subsequently withdrawn, that sought to permit physical therapists, currently residing in the United States on H–1 visas, to be exempt from the visa ceilings for their native countries by converting them to permanent status.

Page 27119

H. Res. 484, the rule under which the bill is being considered, was agreed to earlier by a yea-and-nay vote of 245 yeas to 165 nays, Roll No. 398.

Page 27071

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 27150

Quorum Calls—Votes: One yea-and-nay vote and four recorded votes developed during the proceedings of the House today and appear on pages 27075, 27111, 27126, and 27132. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 8:44 p.m.

Committee Meetings

AGRICULTURAL BIOTECHNOLOGY REGULATORY AUTHORITY

Committee on Agriculture: Subcommittee on Department Operations, Research, and Foreign Agriculture held a hearing to review current and proposed agricultural biotechnology regulatory authority. Testimony was heard from Representatives Hayes of Louisiana; James W. Glosser, Administrator, Animal and Plant Health Inspection Service, USDA; and public witnesses.

DISTRICT OF COLUMBIA LEGISLATION

Committee on the District of Columbia: Ordered reported the following bills: H.R. 5760, establishing a Federal Payment Formula for the District of Columbia; H.R. 4257, to create a Supreme Court for the District of Columbia; and H.R. 5749, to amend the act entitled "An Act to incorporate the American University," approved February 24, 1983, to clarify the relationship between the board of trustees of the American University and the general board of Higher education and Ministry of the United Methodist church.

ESEA ANNIVERSARY

Committee on Education and Labor: Subcommittee on Elementary, Secondary and Vocation Education held a hearing to commemorate the 25th anniversary of the Chapter 1 Program of the Elementary and Secondary Education Act (ESEA). Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Energy and Commerce: Ordered reported the following bills: H.R. 3429, amended, Interstate Greyhound Racing Act of 1989; H.R. 4520, amended, Foreign Investment Policy Improvements Act; H.R. 5756, Campaign Advertising Act; and H.R 5707, Vehicular Natural Gas Jurisdiction Act of 1990.

CAMPAIGN ADVERTISING ACT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing on H.R. 5756, Campaign Advertising Act. Testimony was heard from Alfred Sykes, Chairman, FCC; and a public witness.

PAKISTAN

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on Pakistan: Update on Democracy and Nuclear Issues. Testimony was heard from public witnesses.

DEPARTMENT OF STATE PERSONNEL SYSTEM

Committee on Foreign Affairs: Subcommittee on International Operations and the Subcommittee on Civil Service of the Committee on Post Office and Civil Service held a joint hearing to Review the Department of State Personnel System. Testimony was heard from Edward J. Perkins, Director General of the Foreign Service and Director of Personnel, Department of State; and public witnesses.

DISINFECTANT PRODUCTS—SAFETY AND EFFECTIVENESS

Committee on Government Operations: Subcommittee on Environment, Energy and Natural Resources held a hearing on EPA's Program to Assure the Safety and Effectiveness of Disinfectant Products. Testimony was heard from Richard Hembra, Director, Environmental Protection Issues, GAO; and Linda Fisher, Assistant Administrator, Pesticides and Toxic Substances, EPA.

LAND CONVEYANCE—COLUMBIA HOSPITAL FOR WOMEN

Committee on Government Operations: Subcommittee on Government Activities and Transportation concluded hearings on H.R. 2031, to authorize the conveyance to the Columbia Hospital for Women of certain parcels of land in the District of Columbia. Testimony was heard from Linda G. Morra, Director, Intergovernmental and Management Issues, Human Resources Division, GAO; Rebekah Johnson, Deputy Administrator, GSA; G. Patrick Kane, President and Chief Executive Officer, Columbia Hospital for Women; and public witnesses.

DEA MANAGEMENT

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture met in executive session to continue hearings on DEA Management. Testimony was heard from departmental witnesses.

Hearings continue tomorrow.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved for full

Committee action the following measures: H.R. 5652, to amend the Act incorporating the American Legion so as to redefine eligibility for membership therein; and H.J. Res. 657, amended, granting the consent of the Congress to amendments to the Delaware-New Jersey Compact.

Prior to this action, the Subcommittee held a hearing on these measures. Testimony was heard from Representatives Hughes and Carper; and a public witness.

The Subcommittee also considered a private claims bill.

FREEDOM OF CHOICE ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights held a hearing on H.R. 3700, Freedom of Choice Act of 1989. Testimony was heard from Representative Campbell of California; and public witnesses.

Hearings continue tomorrow.

AIRBORNE DRUG TRAFFICKING DETERRENCE

Committee on Merchant Marine and Fisheries: Subcommittee on Coast Guard and Navigation held a hearing on the following bills: H.R. 5301, Airborne Drug Trafficking Deterrence Act; and H.R. 1343, to improve the administration, management and law enforcement capabilities of the Coast Guard. Testimony was heard from Representative Coughlin; Phillip D. Brady, General Counsel, Department of Transportation; Michael Wermuth, Deputy Assistant Secretary, Drug Enforcement Policy, Department of Defense; and public witnesses.

FEDERAL AVIATION NOISE POLICY

Committee on Public Works and Transportation: Subcommittee on Aviation continued hearings on Federal Aviation Noise Policy. Testimony was heard from Dale E. McDaniel, Deputy Assistant Administrator, Policy, Planning and International Aviation, FAA, Department of Transportation; and public witnesses.

Hearings continue October 4.

CHINA—MOST-FAVORED-NATION TREATMENT

Committee on Rules: Granted H.J. Res. 647, disapproving the recommendations of the President to extend nondiscriminatory treatment (most-favored-nation treatment) to the products of the People's Republic of China, a closed rule providing 1 hour of general debate. The rule waives all points of order against consideration of the joint resolution. Pursuant to the Trade Act of 1974, no amendments are in order and no motion to recommit is in order. The expedited procedures in the Trade Act of 1974 as amended will not apply during the 101st Congress to any other joint resolution on this matter. Testimony was heard from Chairman Rostenkowski and Representatives Gibbons and Porter.

CZECHOSLOVAKIA—MOST-FAVORED-NATION TREATMENT

Committee on Rules: Granted a closed rule providing 1 hour of debate on H.J. Res. 649, approving the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of Czechoslovakia. The rule waives all points of order against consideration of the joint resolution. Pursuant to the Trade Act of 1974, no amendments are in order and no motion to recommit is in order. Testimony was heard from Chairman Rostenkowski and Representative Gibbons.

INTELLIGENCE AUTHORIZATION

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 5422, Intelligence Authorization Act for Fiscal Year 1991. The rule waives all points of order against consideration of the bill. The rule provides that the bill will be considered by titles instead of by sections, with each title considered as read. The rule provides that the Intelligence Committee and the Armed Services Committee amendments now printed in the bill will be considered as having been adopted and will become original text. Finally, the rule provides one motion to recommit. Testimony was heard from Representatives Beilenson, Dymally and Hyde.

COMPREHENSIVE CRIME CONTROL ACT

Committee on Rules: Granted a modified open rule providing 3 hours of debate on H.R. 5269, Comprehensive Crime Control Act of 1990. The rule waives all points of order against consideration of the bill. The Judiciary Committee amendment in the nature of a substitute now printed in the bill, as modified by the Ways and Means Committee reported amendments now printed in part 1 of the report to accompany the rule, will be considered as an original bill for the purpose of amendment. All points of order against the substitute as modified are waived. No other amendments are in order except the amendments printed in part 2 of the report and amendments en bloc as specified in the rule. Debate time is specified in the report to be equally divided and controlled by the proponent and a Member opposed. All points of order against amendments printed in part 2 of the report are waived. The amendments are not subject to amendment, except as specified, nor to a demand for a division of the question in the House or the Committee of the Whole. The amendments numbered 6 may be offered en bloc and of the two amendments on the subject of habeas corpus, numbered 14 and 15, only the last one adopted will be considered as finally adopted.

Chairman Brooks may offer amendments en bloc consisting of some or all of the amendments printed in the rule, including germane modifications. Any en bloc amendment is debatable for 20 minutes, equally divided between the chairman and ranking minority member of the Judiciary Committee. The en bloc amendments are

not subject to amendment, nor to a demand for a division of the question in the House or the Committee of the Whole and all points of order against the amendments en bloc are waived. The original proponents of any of the amendments included in an en bloc amendment may insert statements in the Congressional Record to appear immediately before the vote on the en bloc amendment. The rule provides one motion to recommit.

CHINA—MOST-FAVORED-NATION TREATMENT

Committee on Rules: Heard testimony from Chairman Rostenkowski and Representatives Gibbons, Pelosi, Porter, Wolf and Miller of Washington, but no actions was taken on H.R. 4939, regarding the extension of most-favored-nation treatment to the products of the People's Republic of China.

CONCURRENT BUDGET RESOLUTION

Committee on Rules: Granted a rule making it in order to consider a conference report on H. Con. Res. 310, setting forth the congressional budget for the United States Government for fiscal years 1991, 1992, 1993, 1994, and 1995. The rule waives all points of order against the conference report and against its consideration. The rule provides two hours of general debate. After the conference report is disposed of, no other motion with respect to disposition of H. Con. Res. 310 is in order except by subsequent rule. The rule provides that, as soon as practicable, the Budget Committee chairman will print in the Congressional Record allocations of spending and credit which will be considered to be the allocations required under section 302(a) of the Budget Act. Finally, the rule provides that Rule XLIX will not apply with respect to the conference report on H. Con. Res. 310. Testimony was heard from Chairman Panetta and Representatives Obey, Dorgan of North Dakota, Conte, Kasich, Armey and Frenzel.

EARTH OBSERVING SYSTEM

Committee on Science, Space, and Technology: Subcommittee on Space Science and Applications held a hearing on Earth Observing System. Testimony was heard from from Lennard A. Sisk, Associate Administrator, Office of Space, Science and Applications; and public witnesses.

SMALL BUSINESS INVESTMENT PROGRAM PROBLEMS

Committee on Small Business: Held a hearing on Small Business Investment Company Program problems. Testimony was heard from Susan Engeleiter, Administrator, SBA; and public witnesses.

DVA HEALTH CARE PROGRAMS IMPROVEMENTS

Committee on Veterans' Affairs: Subcommittee on Hospital and Health Care approved for full Committee action the following bills; H.R. 5740, amended, Veterans Health Care Amendments of 1990; and H.R. 5739, to redesignate the Department of Veterans Affairs medical center located at 113 Holland Avenue in Albany, NY, as the "Samuel S. Stratton Department of Veterans Affairs Medical Center".

Joint Meetings

NATIONAL AFFORDABLE HOUSING ACT

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing, and to increase homeownership, but did not complete action thereon, and will meet again on Thursday, October 4.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 4739, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, but did not complete action thereon, and recessed subject to call.

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Wednesday, October 3, 1990

Senate

Chamber Action

Routine Proceedings, pages 27163–27260

Measures Introduced: Three bills and three resolutions were introduced as follows: S. 3154–3156, S. Res. 333, S.J. Res. 374, and S. Con. Res. 151.

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Measures Reported: Reports were made as follows:

S. 2850, to authorize demonstration projects in connection with providing health services to Indians, with an amendment in the nature of a substitute. (S. Rept. No. 101–488)

S. 1831, to direct the Secretary of Agriculture to convey certain lands to the town of Taos, New Mexico, with an amendment in the nature of a substitute. (S. Rept. No. 101–489)

S. 2165, to establish the Glorieta National Battlefield in the State of New Mexico, with an amendment in the nature of a substitute. (S. Rept. No. 101–490)

S. 2262, to designate segments of the Sudbury, Assabet, and Concord Rivers as a study area for inclusion in the national wild and scenic rivers system, with an amendment in the nature of a substitute. (S. Rept. No. 101–491)

S. 2527, to direct the Secretary of Agriculture to conduct a study to determine the need for a National Forest Information Center and an expended environmental education program in New Mexico. (S. Rept. No. 101–492)

S. 2684, to authorize a study of methods to protect and interpret the nationally significant fossil trackways found in the Robledo Mountains near Las Cruces, New Mexico, with an amendment in the nature of a substitute. (S. Rept. No. 101–493)

S. 2804, to amend the Act of May 15, 1965, authorizing the Secretary of the Interior to designate the Nez Perce National Historical Park in the State of Idaho, with amendments. (S. Rept. No. 101–494)

H.R. 2949, to authorize a study of nationally significant places in American Labor History. (S. Rept. No. 101–495)

H.R. 4111, to amend the Mining and Mineral Resources Research Institute Act of 1984. (S. Rept. No. 101–496)

S. 3043, for the relief of Nebraska Aluminum Castings, Inc., with amendments.

Page 27247

Measures Passed:

Defense Production Act: Senate passed H.R. 486, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1379, Senate companion measure, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 27178

Dixon (for Riegle/Garn) Amendment No. 2925, to modify, clarify, and delete certain provisions of the Act.

Page 27188

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair was authorized to appoint conferees on the part of the Senate.

Page 27205

Subsequently, S. 1379, Senate companion measure, was indefinitely postponed.

Page 27206

VA/HUD Appropriations, 1991: By 90 yeas to 8 nays (Vote No. 260) Senate passed H.R. 5158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1991, after agreeing to committee amendments, and the following amendment proposed thereto:

Pages 27217, 27218, 27240

Mikulski Amendment No. 2926, to make technical corrections relating to HUD provisions, to provide for the transfer of funds from HUD to VA for a homeless demonstration project, to provide for the opportunity to complete a second development and production source for a portion of the Advanced Solid Rocket Motor (ASRM) nozzle program, to prohibit the use of funds to relocate the National Science Foundation headquarters, and to provide funding for the relocation of the St. Mary's Food Kitchen in Kansas City, Kansas.

Page 27233

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Mikulski, Leahy, Johnston, Lautenberg, Fowler, Kerrey, Byrd, Garn, D'Amato, Grassley, Nickles, Gramm, and Hatfield.

Page 27241

Defense Production Act—Extension: Senate passed S. 3155, to extend the expiration date of the Defense Production Act of 1950 to October 20, 1990.

Page 27259

Authorization of Appointments: Senate agreed to S. Res. 333, to authorize certain appointments.

Page 27259

Clerical Corrections to PL 101–383: Senate passed S. 3156, to correct a clerical error in PL 101–383, Energy Policy and Conservation Act Amendments of 1990.

Page 27259

Money Laundering Enforcement/Truth in Savings: Senate resumed consideration of the motion to proceed to S. 3037, to authorize Federal depository institution regulatory agencies to revoke charters, terminate deposit insurance, and remove or suspend officers and directors of depository institutions involved in money laundering or monetary transaction reporting offenses, to amend chapter 53 of title 31, United States Code, to require the Secretary of the Treasury to issue regulations concerning the identification of nonbank financial institutions subject to the Bank Secrecy Act, to prohibit illegal money transmitting businesses, to provide for the standardization of advertised yields on savings accounts and investments, and to require the uniform disclosure of the key costs of such accounts and investments.

Pages 27206, 27215

Blackstone River Valley Heritage Corridor Commission: Senate concurred in the House amendment to S. 830, to amend Public Law 99–647, establishing the Blackstone River Valley Heritage Corridor Commission, to authorize the Commission to take immediate action in furtherance of its purposes and to increase the authorization of appropriations for the Commission.

Page 27254

Student Athlete Right-to-Know Act: Senate insisted on its amendment to S. 580, to require institutions of higher education receiving Federal financial assistance to provide certain information with respect to the graduation rates of student-athletes at such institutions, agreed to the request of the House for a conference thereon, and the chair appointed the following conferees: Senators Kennedy,

Pell, Dodd, Metzenbaum, Mikulski, Hatch, Kassebaum, Thurmond, and Cochran.

Page 27256

Vicksburg National Military Park: Senate concurred in the amendments of the House to S. 2437, to authorize the acquisition of certain lands in the State of Louisiana for inclusion in the Vicksburg National Military Park.

Page 27256

Presidential Messages: Senate received the following message from the President of the United States:

Transmitting the report on the extension of the period for maximum efficient rate production of the naval petroleum reserves, which was referred to the Committee on Armed Services. (PM–148)

Page 27246

Nominations Received: Senate received the following nominations:

1 Marine Corps nomination in the rank of general.

2 Navy nominations in the rank of admiral.

Routine lists in the Coast Guard.

Page 27260

Messages From the President: Page 27246

Messages From the House: Page 27246

Measures Referred: Page 27247

Measures Placed on Calendar: Page 27247

Statements on Introduced Bills: Page 27247

Additional Cosponsors: Page 27248

Amendments Submitted: Page 27250

Notices of Hearings: Page 27251

Authority for Committees: Page 27251

Additional Statements: Page 27251

Record Votes: One record vote was taken today. (Total—260)

Page 27241

Recess: Senate convened at 10 a.m., and recessed at 7:30 p.m., until 12 noon, on Thursday, October 4, 1990.

Committee Meetings

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Wayne L. Berman, of New York, and Craig R. Helsing, of the District of Columbia, each to be an Assistant Secretary of Commerce, after the nominees testified and answered questions in their own behalf. Mr. Berman was introduced by Senators D'Amato and Robb, and Mr. Helsing was introduced by Senator Warner.

NEUROTOXICITY

Committee on Environment and Public Works: Subcommittee on Toxic Substances, Environmental Oversight, Research and Development concluded hearings to review an Office of Management and Budget report on health effects from exposure to chemical substances with neurotoxic potential, to examine the Federal response in safeguarding the public health from adverse consequences of neurotoxic poisoning, and related research and regulatory issues, after receiving testimony from Mark E. Schaefer, Study and Project Director, Office of Technology Assessment; Linda J. Fisher, Assistant Administrator, and Victor Kimm, Deputy Assistant Administrator, both of the Office of Pesticides and Toxic Substances, and Lawrence W. Reiter, Director, Health Effects Research Laboratory, Office of Research and Development, all of the Environmental Protection Agency; Peter S. Spencer, Oregon Health Sciences University, Portland; Philip J. Landrigan, Mt. Sinai School of Medicine, and Ronald W. Wood, New York University Medical Center, on behalf of the American Psychological Association, both of New York, New York; and Ruth E. Billings, University of Nevada Medical School, Reno.

OMB MANAGEMENT LEADERSHIP

Committee on Governmental Affairs: Committee held hearings to discuss the condition of Federal management and the Office of Management and Budget role in providing government-wide management leadership, receiving testimony from Charles A. Bowsher, Comptroller General of the United States, Richard L. Fogel, Assistant Comptroller General for Government Management Programs, and Donald H. Chapin, Assistant Comptroller General for Accounting and Financial Management, all of the General Accounting Office; and Charles F. Bingman, George Washington University, Charles L. Dempsey, Riso and Dempsey, and Dwight Ink, Institute of Public Administration, all of Washington, D.C., and Joseph S. Wholey, University of Southern California, Los Angeles, all on behalf of the National Academy of Public Administration.

Hearings were recessed subject to call.

REFUGEE PROGRAMS

Committee on the Judiciary: Committee concluded hearings to review the proposed United States refugee resettlement admissions program for fiscal year 1991, after receiving testimony from Lawrence S. Eagleburger, Deputy Secretary of State; James H. Hall, Acting U.S. Coordinator for Refugee Affairs, and Princeton N. Lyman, Director, Bureau for Refugee Programs, both of the Department of State; Gene McNary, Commissioner, Immigration and Naturalization Service, Department of Justice; and Chris Gersten, Director, Office of Refugee Resettlement, Department of Health and Human Services.

39-059 O-94-22 (Pt. 27)

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 5777–5788; 2 private bills, H.R. 5789–5790; and 3 resolutions, H. Con. Res. 378, and H. Res. 492–493 were introduced.

Page 27394

Reports Filed: Reports were filed as follows:

H. Res. 492, providing for the consideration of H.J. Res. 660, making further continuing appropriations for fiscal year 1991 (H. Rept. 101–797);

H.R. 4054, to provide a permanent endowment for the Eisenhower Exchange Fellowship Program, amended (H. Rept. 101–798); and

H.R. 4515, High Speed Rail Transportation Policy and Development Act, amended (H. Rept. 101–799).

Page 27393

Securities Enforcement Cooperation: The Speaker appointed as conferees in the conference on the disagreeing votes of the two Houses on the amendment of the House to the amendment of the Senate to H.R. 1396, to amend the Federal securities laws in order to facilitate cooperation between the United States and foreign countries in securities law enforcement:

From the Committee on Energy and Commerce, for consideration of the House bill, the Senate amendment (except sections 103, 104 and 502), and the House amendment, and modifications committed to conference: Representatives Dingell, Markey, McMillen of Maryland, Lent, and Rinaldo.

From the Committee on Post Office and Civil Service, for consideration of sections 103, 104 and 502 of the Senate amendment, and modifications committed to conference: Representatives Ford of Michigan, Clay, Ackerman, Gilman, and Myers of Indiana.

Page 27283

Family Unity and Employment Opportunity Immigration Act: By a yea-and-nay vote of 231 yeas to 192 nays, Roll No. 406. House passed H.R. 4300, to amend the Immigration and Nationality Act to revise the system of admission of aliens on the basis of family reunifications and to meet identified labor shortages.

Page 27275

Agreed to the committee amendment in the nature of a substitute.

Page 27274

Rejected the Smith of Texas motion to recommit the bill to the Committee on the Judiciary (rejected by a recorded vote of 176 yeas to 248 noes, Roll No. 405).

Page 27274

Rejected:

The Lewis of Florida amendment that sought to provide reimbursement to States for cash and medical assistance to aliens, and localities for educational services (rejected by a recorded vote of 99 ayes to 319 noes, Roll No. 403); and

Page 27266

The Bryant amendment in the nature of a substitute, that sought to delete all provisions except those relating to family reunification (rejected by a recorded vote of 165 ayes to 257 noes, Roll No. 404).

Page 27270

Subsequently, S. 358, a similar Senate-passed bill, was passed in lieu after being amended to contain the language of the House bill as passed. Agreed to amend the title of the Senate bill. H.R. 4300 was laid on the table.

Page 27292

The Clerk was authorized to make technical and conforming changes in the engrossment of the amendment.

Page 27293

Older Workers Benefit Protection Act: By a yea-and-nay vote of 406 yeas to 17 nays, Roll No. 407, House voted to suspend the rules and pass S. 1511, to amend the Age discrimination in Employment Act of 1967 to clarify the protections given to older individuals in regard to employee benefit plans, on which a vote was earlier postponed—clearing the measure for the President.

Page 27293

Meeting Hour: Agreed that the House will meet at 11:00 a.m. on Thursday, October 4.

Page 27293

Telephone Operator Consumer Protection: House agreed to the Senate amendment to H.R. 971, to require the Federal Communications Commission to prescribe rules to protect consumers from unfair practices in the provision of operator services—clearing the measure for the President.

Page 27300

Crime Control: House completed all general debate on H.R. 5269, to control crime and began consideration of amendments; but came to no resolution thereon. Further consideration of amendments will resume on Thursday, October 4.

Page 27302

Agreed To:

The Solomon amendment that provides that those persons under the legal driving age who are convicted of a drug offense will be ineligible for a driver's license for one year when they reach the legal age;

Page 27351

The Martinez amendment that extends to Federal, State, and local law enforcement officers eligibility for the Perkins Student Loan Cancellation Program;

Page 27355

The Smith of Texas amendment that creates deadlines for filing certain motions and appeals and adds to the list of deportable crimes;

Page 27357

The Rangel amendment that establishes a commission to study the causes of the demand for drugs in the United States;

Page 27358

The Traficant amendment that provides $25 million for fiscal years 1991–93 for State grants for closed circuit televising of the testimony of child victims;

Page 27360

The Unsoeld amendment that provides $15 million for drug abuse resistance education programs for grades K–6 as part of the Drug-Free Schools and Communities Act;

Page 27362

The Bustamante amendment that eliminates provisions which create a direct pass through of Federal anti-drug law enforcement block grants to local governments (agreed to by a recorded vote of 236 ayes to 189 noes, Roll No. 408); and

Page 27348

The Martin of Illinois amendment that reduces the anti-drug and law enforcement block grants to States which do not have statutes requiring convicted rapists to be tested for AIDS at the request of the victim (agreed to by a recorded vote of 415 ayes to 3 noes, Roll No. 409).

Page 27352

Rejected:

The Conyers amendment that sought to eliminate provisions providing for the transfer of four excess military installations to public agencies each year so that they may be used as correctional facilities; and

Page 27346

The Staggers amendment that sought to change the sentence for certain crimes from the death penalty to mandatory life imprisonment without parole plus restitution (rejected by a recorded vote of 103 ayes to 322 noes, Roll No. 410).

Page 27365

H. Res. 490, rule under which the bill is being considered, was agreed to earlier by a voice vote.

Page 27293

California Land Transfer: House agreed to the Senate amendments to H.R. 2809, to provide for the transfer of certain lands to the State of California—clearing the measure for the President.

Page 27370

Pony Express Historic Trail: House agreed to Senate amendments numbered 1, 3, and 5; and disagreed to Senate amendments numbered 2 and 4 to H.R. 1109, to amend the National Trails System Act to designate the California National Historic Trail and Pony Express National Historic Trail as components of the National Trails System—returning the measure to the Senate.

Page 27371

Eisenhower Exchange Fellowship: House passed S. 2017, to provide a permanent endowment for the Eisenhower Exchange Fellowship Program.

Page 27372

Agreed to the Dymally amendment that adds a fellowship program for posting of fellows abroad.

Page 27374

Presidential Message—Naval Petroleum Reserve: Read a message from the President wherein he transmits notification of an extension of the period of maximum efficient rate production of the naval petroleum reserves—referred to the Committee on Armed Services.

Page 27392

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Page 27293

Quorum Calls—Votes: Two yea-and-nay votes and six recorded votes developed during the proceedings of the House today and appear on pages 27269, 27273, 27274, 27293, 27364, and 27369.

Adjournment: Met at 10 a.m. and adjourned at 8:25 p.m.

Committee Meetings

S&L INDUSTRY—IMPACT OF ECONOMICS AND REGULATORY POLICIES

Committee on Banking, Finance and Urban Affairs: Concluded hearings on the impact of economics and regulatory policies on the savings and loan industry in the late 70's and 80's. Testimony was heard from Paul Volcker, former Chairman, Board of Governors, Federal Reserve System; and Edwin J. Gray, former Chairman, Federal Home Loan Bank Board.

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held an oversight hearing on reorganization of limited partnerships. Testimony was heard from Representative Boxer; and public witnesses.

ARMS SALES—PERSIAN GULF

Committee on Foreign Affairs: Subcommittee on Arms Control, National Security and Science and the Subcommittee on Europe and the Middle East held a joint hearing on Proposed Arms Sales to the Persian Gulf. Testimony was heard from Reginald Bartholomew, Under Secretary, Security Assistance, Science and Technology, Department of State; and Paul Wolfowitz, Under Secretary, Policy, Department of Defense.

RECENT DEVELOPMENTS IN THE PHILIPPINES

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on Recent Developments in the Philippines. Testimony was heard from Carol Adelman, Assistant Administrator, Bureau of Near East and Asia, AID, U.S. International Development Cooperation Agency; James Nach, Philippine Desk Officer, Department of State; and RADm. (Select) M.A. McDevitt,

Acting Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of Defense.

FOREIGN INVESTMENT

Committee on Foreign Affairs: Subcommittee on International Economic Policy and Trade approved for full Committee action amended H.R. 4520, Foreign Investment Policy Improvements Act.

The Subcommittee also held a hearing on the Federal Government's Data Collection and Analysis of Foreign Direct Investment in the United States. Testimony was heard from Representatives Sharp and Johnson of Connecticut; Mark Plant, Deputy Under Secretary, Economic Affairs, Department of Commerce.

DEPOSIT INSURANCE ISSUES AND DEPOSIT DISCIPLINE

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs held a hearing on Deposit Insurance Issues and Deposit Discipline. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; L. William Seidman, Chairman, FDIC; Robert R. Glauber, Under Secretary (Finance), Department of the Treasury; and public witnesses.

OVERSIGHT

Committee on Government Operations: Subcommittee on Employment and Housing held an oversight hearing on National Labor Relations Board. Testimony was heard from Franklin Frazier, Director, Education and Employment Issues, Human Resources Division, GAO; Jerry Hunter, General Counsel, NLRB; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported the following bills: S. 1805, amended, to authorize the Secretary of the Interior to reinstate oil and gas lease LA 033164; H.R. 5579, to amend section 28(w) of the Mineral Leasing Act; H.R. 4090, amended, to authorize the establishment of the Glorieta National Battlefield in the State of New Mexico; H.R. 5497, amended, to authorize the Secretary of the Interior to acquire certain lands to be added to the Fort Raleigh National Historic Site and the Alligator River National Wildlife Refuge in North Carolina; H.R. 5675, amended, to authorize expansion of the Saguaro National Monument; S. 1719, amended, to designate segments of the Colorado River in Utah within Westwater and Cataract Canyons as components of the Wild and Scenic Rivers System; H.R. 5667, amended, to amend the Water Resources Development Act of 1974 to establish a deadline for the transfer of jurisdiction of the Big South Fork National River and Recreation Area from the Secretary of the Army to the Secretary of the Interior; S. 1859, amended, to restructure repayment terms and condition for loans by the Secretary of the Interior to the Wolf Trap Foundation for the Performing Arts for the reconstruction of the Filene Center in Wolf Trap Farm Park in Fairfax County, Virginia; H.R. 3840, amended, to establish the Newberry Volcanoes National Monument in the State of Oregon; H.R. 5388, amended, to designate certain lands in the State of North Carolina as wilderness; S. 1289, amended, to improve the management of forests and woodlands and the production of forest resources on Indian lands; H.R. 5507, amended, regarding the Early Winters Resort; and H.R. 4429, amended, to disclaim all right, title, and interest of the United States in and to certain private lands conditionally relinquished to the United States under the act of June 4, 1897 (30 Stat. 11, 36).

FREEDOM OF CHOICE ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights concluded hearings on H.R. 3700, Freedom of Choice Act of 1989. Testimony was heard from public witnesses.

MISCELLANEOUS MEASURES

Committee on Merchant Marine and Fisheries: Subcommittee on Merchant Marine held a hearing on the following bills: H.R. 5533, to provide for restricting foreign-flagged gambling vessels to territorial seas; and H.R. 5534, to provide for safety and competitiveness on vessels documented as vessels of the United States. Testimony was heard from John C. Keeney, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Capt. James M. MacDonald, USCG, Chief, Merchant Vessel Inspection and Documentation Division, Headquarters, U.S. Coast Guard, Department of Transportation; and public witnesses.

CONTINUING APPROPRIATIONS

Committee on Rules: Granted a rule making it in order to consider H.J. Res. 660, making further continuing appropriations for the fiscal year 1991, in the House, with 1 hour debate time. The rule waives all points of order against the joint resolution, as amended, and against its consideration. The rule provides that the amendment printed in section 2 of the rule, providing an extension of the temporary increase in the public debt limit, will be deemed to have been agreed to. Finally, the rule provides one motion to recommit. Testimony was heard from Chairman Whitten and Representatives Rostenkowski and Conte.

CHINA—MOST-FAVORED-NATION TREATMENT

Committee on Rules: Reconsidered the vote of October 2, and laid on the table the motion to grant a rule for H.R. 4939, regarding the extension of most-favored-nation treatment to the products of the People's Republic of China.

PUERTO RICO SELF-DETERMINATION ACT

Committee on Rules: On October 2, the Committee ordered reported amended H.R. 4765, Puerto Rico Self-Determination Act.

HISPANIC HI-TECH OPPORTUNITIES

Committee on Small Business: Subcommittee on Environment and Labor held a hearing on Hispanic Hi-Tech Opportunities. Testimony was heard from public witnesses.

WOMEN CAREGIVING AND POVERTY

Select Committee on Aging: Subcommittee on Retirement Income and Employment held a hearing on "Women, Caregiving, and Poverty: Options to Improve Social Security". Testimony was heard from Louis D. Enoff, Deputy Commissioner, Programs, SSA, Department of Health and Human Services; and public witnesses.

IMPACT OF DRUGS ON AMERICAN BUSINESS AND THE ECONOMY

Select Committee on Narcotics Abuse and Control: Held a hearing on the Impact of Drugs on American Business and the American Economy. Testimony was heard from public witnesses.

Joint Meetings

HUMAN SERVICES REAUTHORIZATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4151 to authorize appropriations for fiscal years 1991 through 1994 to carry out the Head Start Act, the Follow Through Act, the Community Services Block Grant Act, and the Low-Income Home Energy Assistance Act of 1981.

TAFT INSTITUTE AUTHORIZATIONS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1939, to extend the authorizations of appropriations for the Taft Institute.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, October 4, 1990

Senate

Chamber Action

Routine Proceedings, pages 27424–27503

Measures Introduced: Three bills and one resolution were introduced as follows: S. 3157–3159, and S.J. Res. 375.

Page 27479

Measures Reported: Reports were made as follows:

H.R. 2015, to amend the Public Works and Economic Development Act of 1965 and the Appalachian Regional Development Act of 1965, with amendments.

H.R. 3791, for the relief of Beulah C. Shifflett.

S. Res. 332, to refer S. 1301, entitled "For the relief of Hoar Construction, Inc., of Birmingham, Alabama, to settle certain claims filed against the Small Business Administration" to the Chief Judge of the United States Claims Court for a report thereon.

S. 293, to amend the Judicial Survivors' Annuity Act to eliminate the requirement that a Federal justice or judge, who is assassinated, must serve a specific period of time before his or her survivors become eligible for benefits under this Act.

Page 27479

Measures Passed:

Deceptive Mailings Prevention Act: Committee on Governmental Affairs was discharged from further consideration of H.R. 2331, to amend title 39, United States Code, to designate as nonmailable matter solicitations of donations which could reasonably be misconstrued as a bill, invoice, or statement of account due, solicitations for the purchase of products or services which are provided either free of charge or at a lower price by the Federal Government, and solicitations which are offered in terms implying any Federal Government connection or endorsement, unless such matter contains an appropriate conspicuous disclaimer, and the bill was then passed after striking all after the enacting clause and inserting in lieu thereof, the text of S. 273, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 27434

Pryor Amendment No. 2927, to provide for the expansion of postal services at diplomatic missions abroad, and to clarify solicitations of certain information as nonmailable matter.

Page 27434

Subsequently, S. 273, Senate companion measure, was indefinitely postponed.

Page 27437

Bob Sikes Visitor Center: Senate passed S. 427, to designate the Federal building located at 1801 Gulf Breeze Parkway, Gulf Breeze, Florida, as the "Bob Sikes Visitor Center."

Page 27491

Kennedy Center Authorization: Senate passed S. 2879, to amend the John F. Kennedy Center Act to authorize appropriations for maintenance, repair, alteration and other services necessary for the John F. Kennedy Center for the Performing Arts.

Page 27491

Claude Pepper Federal Building: Senate passed S. 2965, to designate the Federal building located at 51

Southwest 1st Avenue in Miami, Florida, as the "Claude Pepper Federal Building."

Page 27491

Alexander Hamilton U.S. Custom House: Senate passed S. 3046, to redesignate the Federal building located at 1 Bowling Green in New York, New York, as the "Alexander Hamilton United States Custom House."

Page 27491

Highway 82 Bridge Transfer: Senate passed S. 3062, to transfer the responsibility for operation and maintenance of Highway 82 Bridge at Greenville, Mississippi, to States of Mississippi and Arkansas.

Page 27492

Take Pride in America: Senate passed S. 3068, to establish the office of Take Pride in America.

Page 27492

American Canal Extension: Senate passed H.R. 4758, to provide for the construction, operation, and maintenance of an extension of the American Canal at El Paso, Texas.

Page 27492

Appalachian Region Modification: Senate passed H.R. 435, to amend the Appalachian Regional Development Act of 1965 to include Columbiana County, Ohio, as part of the Appalachian region.

Page 27493

Dwight D. Eisenhower Interstate Highway System: Senate passed S. 2806, to redesignate the Interstate Highway System as the Dwight D. Eisenhower Interstate Highway System, after agreeing to the following amendment proposed thereto:

Page 27493

Kerry (for Burdick) Amendment No. 2928, of a technical nature.

Page 27493

Zebra Mussel Research and Control Program: Senate agreed to S. Res. 312, to express the sense of the Senate regarding the need to develop a zebra mussel research and control program through the Great Lakes Fishery Commission, after agreeing to the following amendment proposed thereto:

Page 27494

Kerry (for Moynihan) Amendment No. 2929, of a technical nature.

Page 27494

Antarctic System Protection: Senate agreed to S. Res. 186, relating to the protection of the Antarctic System.

Page 27495

Antarctica Protection Agreement: Senate agreed to S.J. Res. 206, calling for the United States to encourage immediate negotiations toward a new agreement among Antarctic Treaty Consultative Parties, for the full protection of Antarctica as a global ecological commons, after agreeing to committee amendments, and the following amendment proposed thereto:

Page 27495

Kerry (for Gore) Amendment No. 2930, to make technical and clarifying corrections.

Page 27497

Cyprus' 30th Independence Anniversary: Senate agreed to S. Res. 324, congratulating President Vassiliou, the government, and the people of Cyprus on the thirtieth anniversary of independence.

Page 27502

Money Laundering Enforcement/Truth in Savings: Senate resumed consideration of the motion to proceed to S. 3037, to authorize Federal depository institution regulatory agencies to revoke charters, terminate deposit insurance, and remove or suspend officers and directors of depository institutions involved in money laundering or monetary transaction reporting offenses, to amend chapter 53 of title 31, United States Code, to require the Secretary of the Treasury to issue regulations concerning the identification of nonbank financial institutions subject to the Bank Secrecy Act, to prohibit illegal money transmitting businesses, to provide for the standardization of advertised yields on savings accounts and investments, and to require the uniform disclosure of the key costs of such accounts and investments.

Pages 27449, 27465, 27471

International Securities Enforcement Cooperation Act: Senate disagreed to the amendment of the House to H.R. 1396, to amend the Federal Securities laws in order to facilitate cooperation between the United States and foreign countries in securities law enforcement, agreed to the request of the House for a conference thereon, and the chair was authorized to appoint conferees on the part of the Senate.

Page 27487

State Energy Conservation Programs Improvement Act: Senate concurred in the amendment of the House to S. 247, to amend the Energy Policy and Conservation Act to increase the efficiency and effectiveness of State energy conservation programs carried out pursuant to such Act.

Page 27487

Negotiated Rulemaking Act: Senate concurred in the amendments of the House to S. 303, to establish a framework for the conduct of negotiated rulemaking by Federal agencies, with the following amendments proposed thereto:

Page 27498

Kerry (for Stevens) Amendment No. 2931, to clarify that person affected by certain proposed rules include residents of rural areas, and to broaden the notice of certain determinations by an agency.

Page 27501

Kerry (for Rudman) Amendment No. 2932, to delete provisions relating to participation by legal services recipients. Page 27501

Presidential Messages: Senate received the following message from the President of the United States:

Reporting deferrals of certain budget authority, which was referred jointly to the Committee on Appropriations, the Committee on the Budget, the Committee on Foreign Relations, the Committee on Agriculture, Nutrition, and Forestry, the Committee on Energy and Natural Resources, the Committee on Environment and Public Works, the Committee on Finance, the Committee on the Judiciary, and the Committee on Commerce, Science, and Transportation. (PM–149) Page 27477

Nominations Confirmed: Senate confirmed the following nominations:

Steven B. Kelmar, of Pennsylvania, to be an Assistant Secretary of Health and Human Services.

Jerome H. Powell, of New York, to be an Assistant Secretary of the Treasury.

Rear Admiral (lower half) Sigmund R. Petersen for appointment to the grade of Rear Admiral, while serving in a position of importance and responsibility as Director, Office of NOAA Corps Operations, National Oceanic and Atmospheric Administration, under the provisions of title 33, United States Code, section 853u.

Gail C. McDonald, of Oklahoma, to be a Member of the Interstate Commerce Commission for a term expiring December 31, 1994.

Craig R. Helsing, of the District of Columbia, to be an Assistant Secretary of Commerce.

Christopher L. Koch, of Virginia, to be a Federal Maritime Commissioner for a term expiring June 30, 1995. Page 27503

Nominations Received: Senate received the following nominations: Michael Joseph Bayer, of Ohio, to be Federal Inspector of the Alaska Natural Gas Transportation System. Page 27503

Messages From the President: Page 27477

Messages From the House: Page 27478

Measures Placed on Calendar: Page 27478

Communications: Page 27478

Petitions: Page 27479

Executive Reports of Committees: Page 27479

Statements on Introduced Bills: Page 27480

Additional Cosponsors: Page 27482

Amendments Submitted: Page 27483

Authority for Committees: Page 27484

Additional Statements: Page 27484

Recess: Senate convened at 12 noon, and recessed at 9:23 p.m., until 9 a.m., on Friday, October 5, 1990. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 27502.)

Committee Meetings

FEDERAL GRAIN INSPECTION SERVICE

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings to examine certain whistleblower allegations involving management activities of the Federal Grain Inspection Service, Department of Agriculture, after receiving testimony from John C. Foltz, Administrator, and David R. Galliart, both of the Federal Grain Inspection Service, and N. Gail Jackson, Director, Clifford A. Watson, Assistant to the Director, Larry McDonald, Grain Marketing Specialist, and Ronald C. Bicsak, Chemist, all of the Quality Assurance and Research Division, and George Robertson, Director, Human Resources Division, Animal and Plant Health Inspection Service, all of the Department of Agriculture; and Thomas Devine, Government Accountability Project, Washington, D.C.

TREATY—GERMAN REUNIFICATION

Committee on Armed Services: Committee held open and closed hearings on implications of the Treaty on the Final Settlement With Respect to Germany (Treaty Doc. 101–20) for NATO strategy and U.S. military presence in Europe, receiving testimony from Stephen J. Hadley, Assistant Secretary of Defense for International Security Policy; Maj. Gen. John Sewall, USA, Director, Strategic Plans and Policy, (J–5) Joint Chiefs of Staff; James F. Dobbins, Jr., Principal Deputy Assistant Secretary of State for European and Canadian Affairs; and Maj. Gen. William F. Lackman, Jr., Deputy Director, Intelligence Community Staff.

Hearings were recessed subject to call.

AVIATION SECURITY

Committee on Commerce, Science and Transportation: Subcommittee on Aviation concluded hearings on S. 2822, to implement measures to increase aviation security on U.S. and foreign flights and at corresponding airports, after receiving testimony from Senators Lautenberg and D'Amato; Adm. James B. Busey, Administrator, Federal Aviation Administration, and Vice Adm. Clyde Robbins, Director, Office of Intelligence and Security, both of the Department of Transportation; Morris D. Busby, Coordinator for Counter Terrorism, and Carmen DiPlacido, Director, Citizen Consular Services, Bureau of Consular Affairs, both of the Department of State; and Paul S. Hudson, Albany, New York, and Bert Ammerman, River Vale, New Jersey, both on behalf of the families and victims of Pan Am Flight 103.

BUSINESS MEETING

Committee on Environment and Public Works: Committee ordered favorably reported the following business bills:

S. 2184, to assist small communities in construction of facilities for the protection of the environment and human health, with amendments;

H.R. 2015, to provide grants for projects submitted in a development investment strategy and for economic development planning, with amendments;

S. 1697, to require local educational agencies to conduct testing for radon contamination in schools;

S. 2706, to improve the public safety and quality of marine recreational waters;

An original bill to provide assistance for environmental cleanup activities;

S. 585, to implement a source reduction strategy to promote a pollution prevention program at the Environmental Protection Agency, with amendments;

S. 1140, to provide that Federal facilities meet Federal and State environmental laws and requirements with respect to hazardous substance treatment, storage, and disposal, with amendments;

S. 2637, to prohibit the manufacturing, processing, or distribution in commerce of products containing more than a specified percentage of lead, to set forth requirements for the disposal of lead-acid batteries, and to establish lead detection and abatement programs, with an amendment; and

S. 3069, to provide a method of locating private and Government research on environmental issues by geographic location.

ARMS SALE TO SAUDI ARABIA

Committee on Foreign Relations: Committee concluded hearings to review proposed arms sales to Saudi Arabia, after receiving testimony from Reginald Bartholomew, Under Secretary of State for Coordinating Security Assistance Programs; and Paul Wolfowitz, Under Secretary of Defense for Policy.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Doris Swords Poppler, to be United States Attorney for the District of Montana, Stephen B. Higgins, to be United States Attorney for the Eastern District of Missouri, Arthur D. Borinsky, to be United States Marshal for the District of New Jersey, and Benjamin F. Marsh, of Ohio, to be a Member of the Foreign Claims Settlement Commission, Department of Justice;

H.R. 3134, for the relief of Mrs. Joan R. Daronco, with an amendment in the nature of a substitute, and in lieu of S. 297, Senate companion measure;

H.R. 426, for the relief of Christy Carl Hallien of Arlington, Texas, with an amendment;

H.R. 3791, for the relief of Beulah C. Shifflett;

S. 1263, to treat Hong Kong as a separate foreign state for purposes of applying the numerical limitations on immigration;

S. 293, to eliminate the requirement that a Federal justice or judge, who is assassinated, must serve a specific period of time before his or her survivors become eligible for benefits under the Judicial Survivors' Annuity Act;

S. Res. 332, to refer S. 1301, a bill for the relief of Hoar Construction, Inc., of Birmingham, Alabama, to settle certain claims filed against the Small Business Administration, to the Chief Judge of the United States Claims Court for a report thereon;

S. 2476, to clarify and expand legal prohibitions against computer abuse, with an amendment; and

S. 2754, to combat violence and crimes against women, with an amendment in the nature of a substitute.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 5791–5795; and 3 resolutions, H.J. Res. 663, H. Con. Res. 379, and H. Res. 494 were introduced.

Page 27668

Reports Filed: Reports were filed as follows:

Report from the Committee on Government Operations entitled "Misconduct by Senior Managers in the Internal Revenue Service" (H. Rept. 101–800);

H.R. 5132, to amend the Independent Safety Board Act of 1974 to authorize appropriations for fiscal years 1991, 1992, and 1993, amended (H. Rept. 101–661, Part II);

H. Res. 494, providing for the consideration of H.R. 4825, to amend the National Foundation on the Arts and Humanities Act of 1965 (H. Rept. 101–801); and

Conference report on H. Con. Res. 310, setting forth the congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995 (H. Rept. 101–802).

Page 27668

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Bonior to act as Speaker pro tempore for today.

Page 27505

Journal: By a yea-and-nay vote of 293 yeas to 121 nays, Roll No. 411, the House approved the Journal of October 3.

Page 27505

Committee to Sit: Committee on Public Works and Transportation received permission to sit on Friday, October 5, during proceedings of the House under the five-minute rule.

Page 27506

Presidential Message—Budget Deferrals: Received a message from the President wherein he transmits seven deferrals of budget authority—referred to the Committee on Appropriations and ordered printed (H. Doc. 101–243).

Page 27510

Crime Control: House continued consideration of amendments to H.R. 5269, to control crime; but came to no resolution thereon. Further consideration of amendments will resume on Friday, October 5.

Page 27510

Agreed To:

The Gekas amendment that provides for capital punishment for an additional ten offenses, and changes death penalty sentencing and appeals procedures (agreed to by a recorded vote of 271 ayes to 159 noes, with 1 voting "present", Roll No. 413);

Page 27515

The Traficant amendment that adds as a crime punishable by capital punishment, the killing of a State or local law enforcement officer, if the officer is assisting a Federal law enforcement officer;

Page 27524

The McCollum amendment that provides for capital punishment for persons trafficking large quantities of drugs and those drug-related felonies where death was intended or "reckless disregard" for human life was shown by the defendant (agreed to by a recorded vote of 295 ayes to 133 noes, with 1 voting "present", Roll No. 414);

Page 27525

The Moorhead amendment that strikes language which does not permit certain forfeited assets to be transferred to State and local law enforcement agencies if the transfer bypasses State law (agreed to by a recorded vote of 309 ayes to 120 noes, Roll No. 415);

Page 27528

The Unsoeld amendment that modifies provisions to prevent the importation of parts for semi-automatic weapons, presently banned by the Administration, to be assembled in the United States (agreed to by a recorded vote of 257 ayes to 172 noes, Roll No. 416);

Page 27532

The Mineta amendment that provides for $4 million in each of fiscal years 1991 and 1992 for at least four demonstration methamphetamine abuse prevention programs;

Page 27537

The Hyde amendment that eliminates language reforming the habeas corpus provisions; and provides States with the option of establishing time limits under which prisoners may file habeas corpus petitions (agreed to by a recorded vote of 285 ayes to 146 noes, with 1 voting "present", Roll No. 418);

Page 27546

The Frank amendment that prohibits Federal Prison Industries from producing any new product that is manufactured by the footwear, apparel, textile, or furniture industries, or expanding the production of any existing product manufactured by these industries, until after the market study required by the bill has been submitted to Congress (agreed to by a recorded vote of 226 ayes to 204 noes, Roll No. 419);

Page 27551

The Brooks en bloc amendments that require the establishment of functional literacy programs in all Federal prisons; allow the FDIC to recover "golden parachute" money given to officials in anticipation of the takeover of a depository institution by the Federal government; prohibit officials affiliated with a savings and loan institution seized by the Federal government from purchasing assets previously owned by the thrift and subsequently controlled by the Resolution Trust Corporation; clarify that personnel from the Secret Service and the Resolution Trust Corporation and attorneys, law enforcement personnel, and employees of other Federal agencies, are authorized to cooperate with and assist the Justice Department and the FBI in investigating and prosecuting crimes at financial institutions; authorize demonstration programs designed to identify and deter the improper use or abuse of anabolic steroids by students, especially students in secondary schools; ban, under the Consumer Product Safety Act, "poppers" and certain other consumer products that use nitrites to produce an euphoric effect; provide that the first $150 million in fines collected by Federal courts from Federal offenders go to the Office for Victims of Crimes; establish a 19-member commission to study and make recommendations for changes regarding law enforcement agencies and law enforcement issues in the Federal, State, and local levels on a variety of law enforcement management issues; add the provisions to the Anti-Drug Education Act of 1990; add an "Andean initiative" and other international narcotics control provisions; prevent persons who are liable for violations of securities law from using certain bankruptcy procedures to evade their civil liability; require States to develop and implement a statewide drug treatment plan in order to receive the drug abuse portion of their allotment under the Alcohol, Drug Abuse, and Mental Health Block Grant; strengthen the authority of Federal agents to interdict illicit drugs entering the United States; and make certain technical changes to existing law enforcement code; and

Page 27555

The McCollum amendment that eliminates provisions removing limits on when a prisoner may be released from prison and placed in a halfway house or community correction facility.

Page 27587

Rejected:

The Hughes amendment that sought to stiffen provisions regarding death penalty procedure, including only one, instead of two, aggravating factors necessary for imposition of the death penalty (rejected by a recorded vote of 108 ayes to 319 noes, with 1 voting "present", Roll No. 412); and

Page 27510

The Hughes amendment that sought to reduce to six months the deadline under which death row prisoners must file habeas corpus petitions after their direct appeals have been exhausted (rejected by a recorded vote of 189 ayes to 239 noes, with 1 voting "present", Roll No. 417).

Page 27539

Recess: House recessed at 7:04 p.m. and reconvened at 8:38 p.m.

Page 27590

Budget Resolution: By a yea-and-nay vote of 179 yeas to 254 nays, Roll No. 421, the House failed to agree to the conference report on H. Con. Res. 310, setting forth the congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995.

Page 27600

H. Res. 488, the rule providing for the consideration of the conference report, was agreed to earlier by a recorded vote of 339 ayes to 94 noes, Roll No. 420.

Page 27590

Quorum Calls—Votes: Two yea-and-nay and nine recorded votes developed during the proceedings of the House today and appear on pages 27505, 27514, 27523, 27528, 27532, 27536, 27545, 27550, 27555, 27594, and 27665. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 1:20 a.m. on Friday, October 5.

Committee Meetings

NATIONAL CHILDREN'S DAY

Committee on the Budget: Task Force on Human Resources held a hearing on National Children's Day: A Celebration of Programs that Work. Testimony was heard from public witnesses.

BANK COMMON TRUST FUNDS

Committee on Energy and Commerce: Subcommittee on Telecommunications and Finance held a hearing regarding proposed revisions to the Office of the Comptroller of the Currency (OCC) rules governing bank common trust funds. Testimony was heard from Robert L. Clarke, Comptroller of the Currency, Department of the Treasury; Richard C. Breeden, Chairman, SEC; Don Siegelman, Attorney General, State of Alabama; and public witnesses.

FREEDOM OF CHOICE ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights approved for full Committee action H.R. 3700, Freedom of Choice Act of 1989.

FOREST RESOURCE MANAGEMENT PERSONAL PRACTICES

Committee on Post Office and Civil Service: Subcommittee on Civil Service held a hearing on Forest Resource Management Personnel Practices: Values in Conflict. Testimony was heard from George Leonard, Associate Chief, Forest Service, USDA; Tom Allen, Assistant Director, Management Services, Bureau of Land Management, Department of the Interior; Ross Gorte, OTA; and public witnesses.

FEDERAL AVIATION NOISE POLICY

Committee on Public Works and Transportation: Subcommittee on Aviation concluded hearings on Federal Aviation Noise Policy. Testimony was heard from Representatives Dicks, Byron, Morella, Ackerman, Molinari and McMillen of Maryland; and public witnesses.

ART, HUMANITIES AND MUSEUMS AMENDMENTS

Committee on Rules: Granted a modified open rule providing 1 hour of debate on H.R. 4825, Humanities and Museums Amendments of 1990. All points of order against consideration of the bill are waived. The rule makes in order only those amendments printed in the report to accompany the rule, to be considered in the order and manner specified. Debate time is specified in the report, to be equally divided and controlled by the proponent and a Member opposed. The amendments are not subject to amendment, except as specified in the report. The rule waives all points of order against amendments in the report. The rule makes it in order to consider the amendments en bloc by Mr. Crane and the amendments en bloc by Mr. Rohrabacher; neither en bloc amendment would be subject to a demand for a division of the question in the House or in the Committee of the Whole. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Williams, Traficant, Lancaster, Coleman of Missouri, Henry, Grandy, Crane, Dannemeyer, Armey, and Rohrabacher.

OPERATION—BOARD OF VETERANS APPEALS AND THE U.S. COURT OF VETERANS APPEALS

Committee on Veterans' Affairs: Subcommittee on Compensation, Pension and Insurance held a hearing on the operation of the Board of Veterans Appeals and the U.S. Court of Veterans Appeals. Testimony was heard from Roger Bauer, Vice Chairman, Board of Veterans Appeals, Department of Veterans Affairs; and representatives of veterans organizations.

FIGHTING HUNGER AND POVERTY IN AMERICA

Select Committee on Hunger: Held a hearing on "Redrawing the Poverty Line: Implications for Fighting Hunger and Poverty in America". Testimony was heard from public witnesses.

Joint Meeting

FARM BILL

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices, but did not complete action thereon, and recessed subject to call.

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Friday, October 5, 1990

Senate

Chamber Action

Routine Proceedings, pages 27774–27857

Measures Introduced: Ten bills and three resolutions were introduced as follows: S. 3160–3169, S. Res. 334, and S.J. Res. 376 and 377.

Page 27830

Measures Reported: Reports were made as follows:

S. 3160, to authorize the relocation of the Southeast Light on Block Island, Rhode Island. (S. Rept. No. 101–497)

S. 1118, to provide for the transfer of the Platoro Reservoir to the Conejos Water Conservancy District of the State of Colorado, and for the protection of fish habitat on the Conejos River, with an amendment in the nature of a substitute (S. Rept. No. 101–498)

H.R. 2567, to authorize additional appropriations for the construction of the Buffalo Bill Dam and the Reservoir, Shoshone Project, Pick-Sloan Missouri Basin Program, Wyoming, with an amendment in the nature of a substitute. (S. Rept. No. 101–499)

S. 620, for the relief of Leroy W. Shebal of North Pole, Alaska, with an amendment in the nature of a substitute. (S. Rept. No. 101–500)

S. 1767, to reimburse individuals for expenses incurred to test cattle for brucellosis organisms carried outside Yellowstone National Park by elk and bison, with amendments. (S. Rept. No. 101–501)

S. 2802, to authorize the establishment of the Fort Totten National Historic Site. (S. Rept. No. 101–503)

H.R. 3863, to amend the National Trails System Act to provide for the study and designation of the Underground Railroad Historic Trail. (S. Rept. No. 101–504)

H.R. 4834, to provide for a visitor center at Salem Maritime National Historic Site in the Commonwealth of Massachusetts. (S. Rept. No. 101–506)

H.R. 5084, to authorize the National Park Service to acquire and manage the Mary McLeod Bethune Council House National Historic Site. (S. Rept. No. 101–507)

H.R. 426, for the relief of Christy Carl Hallien of Arlington, Texas, with amendments.

S. Res. 334, reaffirming United States policy regarding the independence of the Baltic States.

S. 2888, relating to Indian health care. (S. Rept. No. 101–508)

S. 2995, to provide that a portion of the income derived from trust or restricted land held by an individual Indian shall not be considered as a resource or income in determining eligibility for assistance under the Social Security Act or any other Federal or federally assisted program. (S. Rept. No. 101–509)

Page 27830

Measures Passed:

Money Laundering Enforcement/Truth in Savings: Senate passed S. 3037, to authorize Federal depository institution regulatory agencies to revoke charters, terminate deposit insurance, and remove or suspend officers and directors of depository institutions involved in money laundering or monetary transaction reporting offenses, to amend chapter 53 of title 31, United States Code, to require the Secretary of the Treasury to issue regulations concerning the identification of nonbank financial institutions subject to the Bank Secrecy Act, to prohibit illegal money transmitting businesses, to provide for the standardization of advertised yields on savings accounts and investments, and to require the uniform disclosure of the key costs of such accounts and investments, after taking action on the following amendments proposed thereto:

Pages 27777, 27783

Adopted:

Kerry/Garn Amendment No. 2933, to provide for fair trade in financial services, to establish fair lending practices, to provide emergency temporary suspension authority for the Federal Reserve, to establish truth in savings, to provide an extension of the deadline for issuance by the Treasury of the Department's final regulations on funds transfers, and provisions relating to money laundering.

Page 27778

Withdrawn:

Heinz Amendment No. 2934, to specify an effective date for regulatory amendments affecting the management of collective investment funds by institutions exercising fiduciary powers.

Page 27784

Continuing Appropriations: Senate passed H.J. Res. 660, making further continuing appropriations for the fiscal year 1991.

Pages 27822, 27857

U.S. Supreme Court Police Authority: Senate passed H.R. 4757, to provide permanent authority for the Unit-

ed States Supreme Court Police, after agreeing to the following amendment proposed thereto:

Page 27847

Mitchell (for Leahy) Amendment No. 2935, to provide for the extension of certain authority for the Marshal of the U.S. Supreme Court and the U.S. Supreme Court Police.

Page 27847

Subsequently, S. 2572, Senate companion measure, was indefinitely postponed.

Page 27848

Nebraska Aluminum Casting, Inc.: Senate passed S. 3043, for the relief of Nebraska Aluminum Castings, Inc., after agreeing to committee amendments, and the following amendment proposed thereto:

Page 27848

Mitchell (for Biden) Amendment No. 2936, to provide certain funds for the relief of Nebraska Aluminum Castings, Inc.

Page 27848

Medicaid Drug Dependency Treatment: Committee on Finance was discharged from the further consideration of S. 3118, Medicaid Drug Dependency Treatment Coverage Act of 1990, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 27848

Mitchell (for Moynihan) Amendment No. 2937, in the nature of a substitute.

Page 27849

National Domestic Violence Awareness Month: Committee on the Judiciary was discharged from the further consideration of S.J. Res. 328, designating October 1990 as "National Domestic Violence Awareness Month," and the resolution was then passed.

Page 27851

Comprehensive National Nutrition Monitoring System Act: Senate passed H.R. 1608, to strengthen national nutrition monitoring by requiring the Secretary of Agriculture and the Secretary of Health and Human Services to prepare and implement a ten-year plan to assess the dietary and nutritional status of the United States population, to support research on, and development of, nutrition monitoring, to foster national nutrition education, and to establish dietary guidelines.

Page 27851

Claude Pepper Federal Building: Committee on Environment and Public Works was discharged from the further consideration of H.R. 4985, to designate the Federal building located at 51 Southwest 1st Avenue in Miami, Florida, as the "Claude Pepper Federal Building," and the bill was then passed.

Page 27854

Kennedy Center Authorizations: Committee on Environment and Public Works was discharged from the further consideration of H.R. 5070, to amend the John F. Kennedy Center Act to authorize appropriations for maintenance, repair, alteration and other services necessary for the John F. Kennedy Center for the Performing Arts, and the bill was then passed.

Page 27854

San Carlos Mineral Strip Act: Senate passed H.R. 4593, to transfer to the Secretary of the Interior the administration of the surface rights in approximately 10,650 acres of land presently within the boundaries of the San Carlos Indian Reservation, Arizona, and managed by the Forest Service as part of the Coronado National Forest.

Page 27854

National Awareness Month of Children With Cancer: Committee on the Judiciary was discharged from further consideration of S.J. Res. 305, to designate the month of September 1990, as "National Awareness Month of Children with Cancer", and the resolution was then passed, after agreeing to the following amendment proposed thereto:

Page 27855

Boschwitz (for Thurmond) Amendment No. 2938, to change the month to be commemorated from September to October.

Page 27855

Firefighters' Safety Study Act: Senate passed H.R. 4522, to improve the information available to emergency response personnel in the field.

Page 27855

Defense Production Act—Conferees: The Chair, under authority of Wednesday, October 3, 1990, appointed conferees on H.R. 486, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States, as follows: Senators Riegle, Sarbanes, Dodd, Dixon, Sasser, Garn, Heinz, Gramm, and D'Amato.

Page 27855

Social Security—Pay-As-You-Go Financing—Agreement: A unanimous-consent agreement was reached providing for consideration of S. 3167, to cut Social Security contribution rates and return Social Security to pay-as-you-go financing, on Tuesday, October 9.

Page 27856

Presidential Messages: Senate received the following message from the President of the United States:

Transmitting the proposed Andean Trade Preference Act of 1990, which was referred to the Committee on Finance. (PM–150)

Page 27829

Executive Report of a Committee: The Senate received the following executive report of a committee:

Treaty Doc. No. 101–20, Treaty on the final settlement with respect to Germany. (Ex. Rept. No. 101–33)

Page 27830

Measures Indefinitely Postponed: Senate indefinitely postponed further consideration of the following calendar items:

Advanced Solid Rocket Motor Contingent Liability Act: S. 663, to provide for additional contingent termination liability for the Advanced Solid Rocket Motor Program.

Page 27847

Civil Aircraft Collision Avoidance: H.R. 2151, to amend the Federal Aviation Act of 1958 to establish a schedule for the installation in certain civil aircraft of the collision avoidance system known as TCAS–II.

Page 27847

Nominations Confirmed: Senate confirmed the following nominations:

Benjamin F. Marsh, of Ohio, to be a Member of the Foreign Claims Settlement Commission of the United States for the term expiring September 30, 1992.

Wayne Lee Berman, of New York, to be an Assistant Secretary of Commerce.

Stephen B. Higgins, of Missouri, to be United States Attorney for the Eastern District of Missouri for the term of four years.

Doris Swords Poppler, of Montana, to be United States Attorney for the District of Montana for the term of four years.

Arthur D. Borinsky, of New Jersey, to be United States Marshal for the District of New Jersey for the term of four years.

Page 27857

Nominations Received: Senate received the following nominations:

Connie Mack, of Florida, to be a Representative of the United States of America to the Forty-fifth Session of the General Assembly of the United Nations.

Page 27857

Messages From the President: Page 27829

Messages From the House: Page 27829

Measures Placed on Calendar: Page 27830

Executive Reports of Committees: Page 27830

Statements on Introduced Bills: Page 27831

Additional Cosponsors: Page 27836

Amendments Submitted: Page 27837

Authority for Committees: Page 27842

Additional Statements: Page 27842

Recess: Senate convened at 9 a.m., and recessed at 10:40 p.m., until 2 p.m., on Saturday, October 6, 1990.

Committee Meetings

NOMINATION

Committee on Armed Services: Committee ordered favorably reported the nomination of Richard A. Claytor, of California, to be an Assistant Secretary of Energy (Defense Programs).

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Ryan C. Crocker, of Washington, to be Ambassador to the Republic of Lebanon, after the nominee testified and answered questions in his own behalf.

STUDENT AID PROGRAMS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations resumed hearings to examine alleged fraud, waste and abuse in Federal student loan programs, focusing on the role of licensing and accreditation agencies including the Department of Education in approving the Culinary School of Washington for the guaranteed student loan program, receiving testimony from John F. Sopko, Deputy Chief Counsel, and Mark Webster, Investigator, both of the Permanent Subcommittee on Investigations; and Barkev and Mary Ann Kibarian, both of the Culinary School of Washington, and Stephen P. Matthews, Schwalb, Donnefeld, Bray and Silbert, all of Washington, D.C.

Hearings continue on Wednesday, October 10.

NOMINATIONS

Committee on the Judiciary: Committee concluded hearings on the nominations of Thomas G. Nelson, of Idaho, to be United States Circuit Judge for the Ninth Circuit, Joseph M. McLaughlin, of New York, to be United States Circuit Judge for the Second Circuit, Donna M. Owens, of Ohio, to be Director of the Bureau of Justice Assistance, Department of Justice, Diane G. Weinstein, of the District of Columbia, to be a Judge of the United States Claims Court, and James B. Loken, of Minnesota, to be United States Circuit Judge for the Eighth Circuit, after the nominees testified and answered questions in their own behalf. Mr. Nelson was introduced by Senators McClure and Symms, Mr. McLaughlin was introduced by Senator D'Amato, Ms. Owens was introduced by Senator Glenn, Ms. Weinstein was introduced by Senators Robb and D'Amato, and Mr. Loken was introduced by Senators Boschwitz and Durenberger.

House of Representatives

Chamber Action

Bills Introduced: 6 public bills, H.R. 5796–5801; and 3 resolutions, H.J. Res. 664, H. Con. Res. 380, and H. Res. 495 were introduced.

Page 27772

Reports Filed: Reports were filed as follows:

H.R. 5679, to revise and extend the Developmental Disabilities Assistance and Bill of Rights Act, amended (H. Rept. 101–803);

H.R. 5702, to amend the Public Health Service Act to provide for an improvement in the health of members of minority groups, amended (H. Rept. 101–804);

H.R. 5749, to amend the Act entitled "An Act to incorporate the American University", approved February 24, 1893, to clarify the relationship between the Board of Trustees of the American University and the General Board of Higher Education and Ministry of the United Methodist Church (H. Rept. 101–805);

H.R. 4257, to create a supreme court for the District of Columbia, amended (H. Rept. 101–806);

H. Res. 495, providing for the consideration of H.J. Res. 660, making further continuing appropriations for the fiscal year 1991 (H. Rept. 101–807);

H.R. 3095, to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices, amended (H. Rept. 101–808);

H.R. 5708, to authorize acquisition of certain real property for the Library of Congress (H. Rept. 101–809);

H.R. 4463, to authorize the Board of Regents of the Smithsonian Institution to plan, design, construct, and equip space in the East Court of the National Museum of Natural History building (H. Rept. 101–810, Part I);

H.R. 5419, to designate the Federal Building at 88 West 100 North in Provo, Utah, as the "J. Will Robinson Federal Building" amended (H. Rept. 101–811);

H.R. 5595, to redesignate the Federal building located at 1 Bowling Green in New York, New York, as the "Alexander Hamilton United States Custom House" (H. Rept. 101–812);

Report entitled "Consumer Cost of Continued State Motor Carrier Regulation" (H. Rept. 101–813);

H.R. 4888, to improve navigational safety and to reduce the hazards to navigation resulting from vessel collisions with pipelines in the marine environment, amended (H. Rept. 101–814, Part I);

Report entitled "Final Report of the Commission of the Bicentenary of the United States House of Representatives" (H. Rept. 101–815); and

Conference Report on H.R. 4151, to authorize appropriations for fiscal years 1991 through 1994 to carry out the Head Start Act, the Follow Through Act, and the Community services Block Grant Act (H. Rept. 101–816).

Page 27772

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 4151, to authorize appropriations for fiscal years 1991 through 1994 to carry out the Head Start Act, the Follow Through Act, and the Community Services Block Grant Act.

Page 27687

Crime Control: By a yea-and-nay vote of 368 yeas to 55 nays, Roll No. 427, the House passed H.R. 5269, to control crime.

Page 27689

Agreed to the committee amendment in the nature of a substitute.

Page 27732

Agreed To:

The Hughes amendment that modifies provisions relating to racially discriminatory death penalty sentences (agreed to by a recorded vote of 218 to 186 noes with 1 voting "present", Roll No. 422);

Page 27689

The Wylie amendment that permits the FDIC and RTC to preempt State homestead exemptions in cases where individuals have committed fraud or acted recklessly at an insured institution;

Page 27700

The Douglas amendment that creates a broad good faith exception to the rule which prohibits the use of illegally obtained evidence at a trial, applying to searches both with and without warrants (agreed to by a recorded vote 265 ayes to 157 noes, Roll No. 424);

Page 27707

The Waxman amendment that provides $50 million in fiscal year 1991 for grants to trauma centers to assist in defraying the uncompensated costs incurred by drug related violence (agreed to by 262 ayes to 160 noes, Roll No. 425);

Page 27711

The Oxley amendment, as modified, that requires every effort be made by Federal law enforcement officials to ensure victims of crime be accorded certain rights and information about the crime;

Page 27716

The Clement amendment that sets minimum and increases maximum penalties for distribution of, or possession with intent to distribute, illegal drugs at or within 1,000 feet of a highway rest area or truck stop;

Page 27721

The Dingell amendment that establishes standards for certification of laboratories engaged in drug testing (agreed to by a recorded vote of 333 ayes to 86 noes, Roll No. 426); and

Page 27725

The Oxley amendment that requires States to establish statewide drug treatment plans in order to receive the

drug abuse portion of their allotment under the Alcohol, Drug Abuse, and Mental Health Block Grant funds.

Page 27729

Rejected:

The Sensenbrenner amendment that sought to strike provisions which bar execution of prisoners who demonstrate that racial discrimination was a factor in their sentence (rejected by a recorded vote of 204 ayes to 216 noes with 1 voting "present", Roll No. 423); and

Page 27693

The English amendment that sought to add provisions to improve rural drug enforcement and international supply interdiction efforts.

Page 27722

The DeFazio amendment was offered, but subsequently withdrawn, that sought to delete provisions that prohibit the operation of sports-related lotteries by States.

Page 27703

The Clerk was authorized to correct section numbers, cross references, punctuation, and to make technical and conforming changes in the engrossment of the bill.

Page 27732

Rules Consideration Waiver: House agreed to H. Res. 489, waiving the requirements of clause 4(b) of rule XI, against consideration of certain resolutions reported from the Committee on Rules.

Page 27733

Defense Authorization: House disagreed to the Senate amendment to H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991; and agreed to a conference. Appointed as conferees:

From the Committee on Armed Services, for consideration of the entire House bill, the entire Senate amendment (except division D), and modifications committed to conference: Representatives Aspin, Bennett, Montgomery, Dellums, Schroeder, Byron, Mavroules, Hutto, Skelton, Leath of Texas, McCurdy, Foglietta, Hertel, Sisisky, Ray, Spratt, McCloskey, Ortiz, Darden, Evans, Bilbray, McNulty, Browder, Dickinson, Spence, Stump, Courter, Hopkins, Davis, Hunter, Martin of New York, Kasich, Bateman, Blaz, Ireland, Hansen, Rowland of Connecticut, and Kyl.

From the Committee on Armed Services, for consideration of division D of the Senate amendment, and modifications committed to conference: Representatives: Aspin, Bennett, Dellums, Schroeder, Mavroules, Skelton, McCurdy, Hertel, Spratt, Evans, Montgomery, Byron, Hutto, Leath of Texas, Foglietta, Sisisky, Ray, McCloskey, Ortiz, Dickinson, Stump, Courter, Davis, Hunter, Hansen, Kyl, Spence, Hopkins, Martin of New York, Kasich, Bateman and, Blaz.

As additional conferees from the Permanent Select Committee on Intelligence, for consideration of matters within the jurisdiction of that committee under clause 2 of Rule XLVII: Representatives Beilenson, Kastenmeier, and Hyde.

As additional conferees from the Committee on Banking, Finance and Urban Affairs, for consideration of sections 324, 1249, and 2806 through 2808 of the Senate amendment, and modifications committed to conference: Gonzalez, Oakar, Vento, Torres, Neal of Massachusetts, Wylie, Shumway, and Roth.

As additional conferees from the Committee on Education and Labor, for consideration of section 504 and division D of the House bill and sections 854, 1216, and 3130B of the Senate amendment, and modifications committed to conference: Representatives Hawkins, Ford of Michigan, Williams, Martinez, Sawyer, Goodling, Coleman of Missouri and Gunderson.

As additional conferees from the Committee on Energy and Commerce, for consideration of sections 341, 345, 2834(c), 2851, 2852, 3134, 3135, and 3201 of the House bill, and sections 319, 813(f), 1003, 1222, 2821, 2824, 3130B, 3133, 3134, 3201, and 3202 and division D of the Senate amendment, and modifications committed to conference: Representatives Dingell, Thomas A. Luken, Sharp, Swift, Eckart, Lent, Moorhead, and Whittaker.

As additional conferees from the Committee on Foreign Affairs, for consideration of sections 226, 232, 303, 332, 352, 1037, 1331(a), 1346, 1347, 1401 through 1408, 3133, and 3141 through 3144, of the House bill, and sections 304, 852, 1106, 1107, 1211, 1213 through 1215, 1224, 1225, 1242 through 1244, 1246, 1271 through 1275, 1304(d), 2811, 2812, and 3141 of the Senate amendment, and modifications committed to conference: Representatives Fascell, Hamilton, Yatron, Solarz, Smith of Florida, Broomfield, Gilman, and Lagomarsino.

As additional conferees from the Committee on Government Operations, for consideration of sections 227, 802, 803, 804, 807, 835, 1302, 1303, and 2822 of the House bill, and sections 811, 812(f), 813(a), 813(c), 813(d), 816, 817, 818, 819, 833(a), modifications committed to conference: Representatives Conyers, Collins, Wise, Boxer, Kleczka, Horton, Kyl, and Shays.

As additional conferees from the Committee on Interior and Insular Affairs, for consideration of division D of the Senate amendment, and modifications committed to conference: Representatives Udall, Miller of California, Vento, Markey, Levine of California, Young of Alaska, Marlenee, and Craig.

As additional conferees from the Committee on the Judiciary, for consideration of sections 352, 552, 822, and 1343 of the House bill, and sections 804A, 833(a), 1102, 1218, 1226, 1251 through 1266, and 1503 of the Senate amendment, and modifications committed to conference: Representatives Brooks, Kastenmeier, Frank, Staggers, Bryant, Fish, Moorhead, and James.

As additional conferees from the Committee on Merchant Marine and Fisheries, for consideration of sections

329(d), 553, 1324, and 2831 of the House bill, and sections 522, 631(b), 2805, 3132, and 3401 through 3407 and division D of the Senate amendment, and modifications committed to conference: Representatives Jones of North Carolina, Studds, Hubbard, Tauzin, Dyson, Young of Alaska, Lent, and Shumway.

As additional conferees from the Committee on Post Office and Civil Service, for consideration of sections 361(c), 902, 905, 906, and 1217(b) of the House bill, and sections 831, 832, 834, 1001(a), 1502(b), 3202, and 3404 through 3406 of the Senate amendment, and modifications committed to conference: Representatives Ford of Michigan, Clay, Sikorski, Oakar, Ackerman, Gilman, Horton, and Morella.

As additional conferees from the Committee on Public Works and Transportation, for consideration of section 2803 and division D of the House bill, and sections 1216, 1232, 2804, and 2814 of the Senate amendment, and modifications committed to conference: Representatives Anderson, Roe, Oberstar, Bosco, Savage, Hammerschmidt, Petri, and Packard.

As additional conferees from the Committee on Science, Space, and Technology, for consideration of section 802, 804, 804A, 1001, 1002, 1501, 1502, and 3130B of the Senate amendment, and modifications committed to conference: Representatives Roe, Scheuer, Lloyd, Valentine, Mineta, Walker, Schneider, and Boehlert.

As additional conferees from the Committee on Small Business for consideration of section 813(e) of the Senate amendment, and modifications committed to conference: Representatives LaFalce and McDade.

As additional conferees from the Committee on Ways and Means for consideration of section 1223 and division D of the Senate amendment and modifications committed to conference: Representatives Rostenkowski, Gibbons, Jenkins, Downey, Pease, Archer, Vander Jagt and Crane.

As additional conferees from the Committee on Ways and Means, for consideration of section 645 of the Senate amendment and modifications committed to conference: Representatives Rostenkowski, Ford of Tennessee, Downey, Pease, Matsui, Archer, Vander Jagt, and Crane.

Page 27737

Agreed to the Dickinson motion to instruct House conferees to insist on the House position which fully funds the research and development, procurement and operation and maintenance budget request for the Military Strategic and Tactical Relay Satellite (MILSTAR).

Page 27735

By a yea-and-nay vote of 410 yeas to 2 nays, Roll No. 428, agreed to the Aspin motion that the conference committee meetings between the House and the Senate be closed to the public at such times as classified national security information is under consideration, but that any sitting Member shall have the right to attend any closed or open meeting.

Page 27735

Defense Production Act: House passed and cleared for the President, S. 3155, to extend the expiration date of the Defense Production Act of 1950 to October 20, 1990.

Page 27737

Presidential Messages: Read the following messages from the President:

Andean Trade: Message wherein he transmits proposed legislation entitled the "Andean Trade Preference Act of 1990"—referred to the Committee on Ways and Means and ordered printed (H. Doc. 101–244); and

Trade Veto: Message wherein he transmits a memorandum of disapproval of H.R. 4328, to provide for orderly imports of textiles, apparel, and footwear, and explains his reasons therefor—ordered printed (H. Doc. 101–245). Agreed to a motion that further consideration of the veto be postponed until Tuesday, October 9.

Pages 27738, 27739

Continuing Resolution: By a yea-and-nay vote of 300 yeas to 113 nays, Roll No. 431, the House passed H.J. Res. 660, making further continuing appropriations for the fiscal year 1991.

Page 27742

H. Res. 495, the rule under which the resolution was considered, was agreed to earlier by a voice vote. Agreed to the previous question by a division vote of 241 ayes to 48 noes.

Page 27740

National and Community Service: House insisted on its amendments to S. 1430 to enhance national and community service; and asked a conference. Appointed as conferees:

From the Committee on Education and Labor, for consideration of the Senate bill (except section 222, 501, 502, 507, and 508), and the House amendment (except sections 132(e), 191–95, and 199) and modifications committed to conference: Representatives Hawkins, Ford of Michigan, Gaydos, Miller of California, Kildee, Williams, Martinez, Owens of New York, Sawyer, Lowey of New York, Unsoeld, Goodling, Gunderson, Coleman of Missouri, Petri, Tauke, Roukema and Fawell.

From the Committee on the Judiciary, for consideration of section 132(e) of the House amendment, and modifications committed to conference: Representatives Brooks, Edwards of California, Staggers, Fish and Dannemeyer.

From the Committee on Energy and Commerce, for consideration of section 222, 501, and 502 of the Senate bill, and modifications committed to conference: Representatives Dingell, Thomas A. Luken, Waxman, Lent and Whittaker: Except, that, for consideration of sections 501 and 502, Mr. Madigan is appointed in lieu of Mr. Whittaker.

From the Committee on Foreign Affairs, for consideration of sections 507 and 508 of the Senate bill, and sections 191–199 of the House amendment, and modifica-

tions committed to conference: Representatives: Fascell, Berman, Levine of California, Broomfield, and Gilman.

From the Committee on Interior and Insular Affairs, for consideration of subtitle C of title I of the Senate bill, and title II of the House amendment, and modifications committed to conference: Representatives Udall, Vento, Lewis of Georgia, Young of Alaska and Lagomarsino.

Page 27738

Agreed to the Porter motion to instruct House conferees to insist on the provisions of section 132 (Governors' Voluntary Service Program) of the House amendment (agreed to by a yea-and-nay vote of 412 yeas, Roll No. 429).

Page 27736

Quorum Calls—Votes: One quorum call, five recorded votes, and four yea-and-nay votes developed during the proceedings of the House today and appear on pages 27693, 27699, 27710, 27714, 27728, 27732, 27735, 27736, 27742, and 27745.

Adjournment: Met at 10:00 a.m. and adjourned at 7:28 p.m.

Committee Meetings

OVERSIGHT

Committee on Energy and Commerce: Subcommittee on Transportation and Hazardous Materials held an oversight hearing to examine the Federal Railroad Administration's progress in implementing the Rail Safety Improvement Act of 1988, and to discuss the July 1990, GAO Office Report entitled: "Railroad Safety: New Approach Needed for Effective FRA Safety Inspection Program". Testimony was heard from John W. Hill, Associate Director, Transportation Issues, Resources, Community and Economic Development Division, GAO; Gilbert E. Carmichael, Administrator, Federal Railroad Administration, Department of Transportation; and public witnesses.

DEA MANAGEMENT

Committee on Government Operations: Subcommittee on Government Information, Justice and Agriculture met in executive session and concluded hearings on DEA Management. Testimony was heard from departmental witnesses.

MISCELLANEOUS MEASURES; RESOLUTIONS

Committee on Public Works and Transportation: Ordered reported the following bills: H.R. 5419, amended, to designate the Federal Building at 88 West 100 North in Provo, UT, as the "J. Will Robinson Federal Building"; H.R. 5595, to redesignate the Federal building located at 1 Bowling Green in New York, NY, as the "Alexander Hamilton United States Custom House"; H.R. 5708, to authorize acquisition of certain real property for the Library of Congress; pending lease prospectuses; H.R. 4888, amended, to improve navigational safety and to reduce the hazards to navigation resulting from vessel collisions with pipelines in the marine environment; H.R. 2647, amended, Coastal Defense Initiative Act of 1990; and H.R. 4333, amended, The Beaches Environmental Assessment, Closures, and Health Act of 1990.

The Committee approved 5 lease resolutions, 1 construction resolution and 1 water resource survey resolution.

CONTINUING APPROPRIATIONS

Committee on Rules: Granted a second rule making it in order to consider H.J. Res. 660, making further continuing appropriations for the fiscal year 1991, in the House, with 1 hour of debate. The rule waives all points of order against the joint resolution as amended and against its consideration. The rule provides that the amendment printed in section 2 of the rule will be considered to have been agreed to. The amendment provides an extension of the temporary increase in the public debt limit until October 12 and changes the date to which the continuing resolution is in effect until October 12. The rule provides one motion to recommit.

Finally, the rule lays on the table the following rules: H. Res. 475 (providing for consideration of H.J. Res. 655, the first continuing), H. Res. 482 (waiving 2/3's requirement for rules reported on Sunday, September 30) and H. Res. 492 (the first rule providing for consideration of H.J. Res. 660). Testimony was heard from Representative Carper.

Joint Meetings

EMPLOYMENT-UNEMPLOYMENT SITUATION

Joint Economic Committee: Committee held hearings on the employment-unemployment situation for September, receiving testimony from Janet L. Norwood, Commissioner, Bureau of Labor Statistics, Department of Labor.

Hearings were recessed subject to call.

NATIONAL AFFORDABLE HOUSING ACT

Conferees continued to resolve differences between the Senate- and House-passed versions of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing, and to increase homeownership, but did not complete action thereon, and will meet again Tuesday, October 9.

FARM BILL

Conferees continued to resolve differences between the Senate- and House-passed versions of S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices, but did not complete action thereon, and recessed subject to call.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 4739, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, but did not complete action thereon, and will meet again Tuesday, October 9.

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Saturday, October 6, 1990

Senate

Chamber Action

Routine Proceedings, pages 27878–27898

Messages From the House: **Page 27894**

Recess: Senate convened at 2 p.m., and recessed at 7:41 p.m., until 6 p.m., on Sunday, October 7, 1990.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 1 public bill, H.R. 5802; and 2 resolutions, H.J. Res. 665, and H. Res. 497 were introduced. **Page 27938**

Report Filed: One report was filed as follows: H. Res. 496, providing for the consideration of the conference report on H. Con. Res. 310, setting forth the congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995 (H. Rept. 101–817). **Page 27938**

Journal: By a yea-and-nay vote of 264 yeas to 101 nays, Roll No. 432, the House approved the Journal of Friday, October 5. **Page 27909**

Recess: The House recessed at 1:05 p.m. and reconvened at 3:01 p.m. **Page 27908**

Presidential Veto Message—Continuing Appropriations: Received and read a message from the President wherein he announces his veto of H.J. Res. 660, making further continuing appropriations for the fiscal year 1991—ordered printed (H. Doc. 101–246). **Page 27909**

Continuing Appropriations: By a yea-and-nay vote of 260 yeas to 138 nays, Roll No. 433, the House voted to sustain the President's veto of H.J. Res. 660, making further continuing appropriations for the fiscal year 1991 (two-thirds of those present not voting to override). **Page 27918**

Subsequently, the message and bill were referred to the Committee on Appropriations. **Page 27919**

Budget Resolution: By a recorded vote of 285 ayes to 105 noes, Roll No. 434, the House agreed to H. Res. 496, providing for the consideration of the conference report on H. Con. Res. 310, setting forth the congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995. Pursuant to the rule the concurrent resolution was recommited to conference. **Page 27919**

Quorum Calls—Votes: Two yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 27909, 27918, and 27920. There were no quorum calls.

Adjournment: Met at noon and adjourned at 7:50 p.m.

Committee Meeting

BUDGET CONFERENCE REPORT

Committee on Rules: Granted a rule providing that the conference report on H. Con. Res. 310, setting forth the congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995, will be recommited to conference upon adoption of the rule, notwithstanding previous House action. The rule waives all points of order against any subsequent conference report on H. Con. Res. 310 and against its consideration. The rule provides 2 hours of debate on a conference report, equally divided and controlled by the chairman and ranking minority member of the Budget Committee. The rule makes in order no other motion with respect to disposition of H. Con. Res. 310 except by this or subsequent rule. The rule provides that, as soon as practicable, the Budget Committee chairman will print in the *Congressional Record* allocations of spending and credit which will be considered to be the allocations required under section 302(a) of the Budget Act. Finally, the rule provides that Rule XLIX will not apply with respect to any conference report on H. Con. Res. 310.

Sunday, October 7, 1990

Senate

Chamber Action

Routine Proceedings, pages 27941–27942

Recess: Senate convened at 6 p.m., and recessed at 6:10 p.m., until 2 p.m., on Monday, October 8, 1990.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Measures Introduced: 3 resolutions, H.J. Res. 666, and H. Res. 497 and 498 were introduced.

Page 28007

Bills Reported: Reports were filed as follows: H.R. 5687, to amend title 31, United States Code, to improve the financial management of the Federal Government by establishing a Chief Financial Officer of the United States within the Office of Management and Budget; by establishing a Chief Financial Officer with each executive department and within each major executive agency; and by requiring the development of systems that provide complete, accurate, and timely reporting of financial information, amended (H. Rept. 101–818, Part I, filed on October 6);

H. Res. 497, waiving the requirement of clause 4(b) of rule XI, against consideration of certain resolutions reported from the Committee on Rules (H. Rept. 101–819);

Conference report on H. Con. Res. 310, setting forth the congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995 (H. Rept. 101–820); and

H. Res. 498, providing for consideration of H.J. Res. 666, making further continuing appropriations for the fiscal year 1991 (H. Rept. 101–821).

Page 28007

Recesses: House recessed at 1:09 p.m., and reconvened at 4:08 p.m.; recessed at 4:09 p.m., and reconvened at 6 p.m.; recessed at 7:19 p.m., and reconvened at 8:23 p.m.; and recessed at 8:45 p.m., and reconvened at 9:46 p.m.

Pages 27944, 27955, 27958

Budget Resolution: By a yea-and-nay vote of 250 yeas to 164 nays, Roll No. 436, the House agreed to the conference report on H. Con. Res. 310, setting forth the congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995—clearing the measure for Senate action.

Page 27979

Continuing Appropriations: By a recorded vote of 305 ayes to 105 noes, Roll No. 438, the House passed H.J. Res. 666, making further continuing appropriations for the fiscal year 1991.

Page 28000

Rejected:

The Michel amendment that sought to change the dates for the continuing appropriations and the debt ceiling extension from October 20 to October 12; and

Page 28002

The Michel amendment that sought to implement a limited sequester (rejected by a recorded vote of 186 ayes to 224 noes, Roll No. 437).

Page 28003

H. Res. 498, the rule under which the joint resolution was considered, was agreed to earlier by a voice vote.

Page 27978

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Page 28006

Quorum Calls—Votes: One quorum call, one yea-and-nay vote and two recorded votes developed during the proceedings of the House today and appear on pages 27978, 27999, 28004, and 28005.

Adjournment: Met at 1 p.m. and adjourned at 3:45 a.m. on Monday, October 8.

Committee Meetings

BUDGET/CONTINUING APPROPRIATIONS/ DEBT LIMIT

Committee on Rules: Granted a rule waiving the requirement of clause 4b of rule XI against any resolution reported from the Rules Committee on or before Sunday October 14, providing for consideration or disposition of a budget resolution, a joint resolution making continuing appropriations, a bill to extend the temporary increase in the public debt limit, or amendments to such measures, or on a conference report on such measures.

CONTINUING APPROPRIATIONS

Committee on Rules: Granted a rule providing for consideration in the House and providing 30 minutes of general debate on H.J. Res. 666, making further continuing appropriations for the fiscal year 1991. All points of order against the joint resolution and against its consideration are waived. The rule makes in order no amendments except one amendment printed in section 2 of the rule to be offered by Representative Michel or his designee, debatable for 30 minutes equally divided and controlled by the proponent and an opponent. Finally, the rule makes in order one motion to recommit which may not contain instructions.

Monday, October 8, 1990

Senate

Chamber Action

Routine Proceedings, pages 28016–28079

Measures Introduced: Two bills were introduced as follows: S. 3170 and 3171.

Page 28077

Measures Reported: Reports were made as follows:

S. 2297, to reauthorize certain provisions relating to Indian alcohol and substance abuse prevention and treatment programs, with an amendment in the nature of a substitute. (S. Rept. No. 101–510)

S. 2895, to provide for the renegotiation of certain leases of the Seneca Nation, with an amendment in the nature of a substitute. (S. Rept. No. 101–511)

Page 28077

Measures Passed:

Continuing Appropriations: Senate passed H.J. Res. 666, making further continuing appropriations for the fiscal year 1991, after agreeing to the following amendments proposed thereto:

Page 28050

(1) Byrd/McClure Amendment No. 2939, to provide that the rate of operations for programs and activities of the Federal Government shall be continued through October 19, 1990, at the lower of the rate contained in House-passed appropriation bills, Senate-passed appropriation bills, or the current fiscal year 1990 rate, whichever is lower, to change the date for extension of the debt limit from October 20, 1990 to October 19, 1990, and to change the amount to be available for the programs funded under the Department of Defense appropriations bill during the period of the continuing resolution.

Page 28051

(2) Byrd Amendment No. 2940, expressing the sense of the Congress regarding Congressional budget reconciliation procedures.

Page 28052

Connecticut Coastal Protection Act: Senate passed H.R. 3468, to amend the Act entitled "An Act to extend the Wetlands Loan Act," to provide for the expansion of the Stewart B. McKinney National Wildlife Refuge.

Page 28079

Chehalis River Basin Fishery Resources Study and Restoration Act: Senate passed H.R. 3787, to authorize a joint Federal, State, and Tribal study for the restoration of the fishery resources of the Chehalis River Basin, Washington.

Page 28079

Congressional Budget—Conference Report: By 66 yeas to 33 nays (Vote No. 261), Senate agreed to the conference report on H. Con. Res. 310, setting forth the congressional budget for the United States Government for the fiscal years 1991, 1992, 1993, 1994, and 1995.

Pages 28035, 28053

Mildred and Claude Pepper Scholarship Act: Senate insisted on its amendment to H.R. 2666, to establish a Mildred and Claude Pepper Scholarship Program, agreed to the request of the House for a conference thereon, and the Chair appointed the following conferees: Senators Kennedy, Pell, Metzenbaum, Hatch, and Kassebaum.

Page 28078

National and Community Service Act: Senate disagreed to the amendment of the House to S. 1430, to enhance national and community service, agreed to the request for a conference with the House thereon, and the Chair appointed the following conferees: Senators Kennedy, Pell, Dodd, Mikulski, Hatch, Jeffords, and Durenberger.

Page 28078

Eisenhower Exchange Fellowship Program: Senate concurred in the amendment of the House to S. 2017, to provide a permanent endowment for the Eisenhower Exchange Fellowship Program.

Page 28079

Messages From the House: **Page 28077**

Statements on Introduced Bills: **Page 28077**

Additional Cosponsors: **Page 28078**

Amendments Submitted: **Page 28078**

Record Votes: One record vote was taken today. (Total—261)

Page 28076

Recess: Senate convened at 2 p.m., and recessed on Tuesday, October 9, 1990, at 1:19 a.m., to reconvene at 10 a.m., the same day. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 28079.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Calendar Wednesday: Agreed to dispense with Calendar Wednesday business of October 10.

Page 28011

Recess: House recessed at 8:19 p.m. and reconvened at 12:50 a.m.

Page 28012

Textile Trade Act: Agreed that further consideration of the veto of H.R. 4328, to provide for orderly imports of textiles, apparel, and footwear, be postponed until Wednesday, October 10, 1990.

Page 28013

Continuing Appropriations: By a recorded vote of 362 ayes to 3 noes, Roll No. 439, House agreed to the Senate amendments to H.J. Res. 666, making further continuing appropriations for fiscal year 1991.

Page 28013

Late Report: Committee on Appropriations received permission until midnight, Tuesday, October 9, to file a report on a bill making appropriations for the Department of Defense for the fiscal year ending September 30, 1991.

Page 28015

Quorum Calls—Votes: One recorded vote developed during the proceedings of the House today and appears on page 28014. There were no quorum calls.

Adjournment: Met at 8 p.m. and adjourned at 1:45 a.m. on Tuesday, October 9.

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Tuesday, October 9, 1990

Senate

Chamber Action

Routine Proceedings, pages 28085–28163

Measures Introduced: Four bills were introduced, as follows: S. 3172–3175.

Page 28138

Measures Reported: Reports were made as follows:

S. 2602, to amend the Public Health Service Act to provide assistance for biomedical and health services research, treatment programs, with an amendment in the nature of a substitute. (S. Rept. No. 101–512)

S. 3006, to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices, with an amendment in the nature of a substitute. (S. Rept. No. 101–513)

H.R. 3134, for the relief of Mrs. Joan R. Daronco, with an amendment in the nature of a substitute.

S. 682, to amend chapter 33 of title 18, United States Code, to prohibit the unauthorized use of the names "Visiting Nurse Association", "Visiting Nurse Service", "VNA", "VNS", or "VNAA", or the unauthorized use of the name or insignia of the Visiting Nurse Association of America, with an amendment in the nature of a substitute.

Page 28138

Measures Passed:

Robert McClory Post Office: Senate passed S. 3108, to designate the facility of the United States Postal Service located at 100 South John F. Kennedy Drive, Carpentersville, Illinois, as the "Robert McClory Post Office", after agreeing to the following amendments proposed thereto:

Page 28161

(1) Mitchell (for DeConcini/Leahy) Amendment No. 2944, to define the term "advertising".

Page 28161

(2) Grassley (for Dole) Amendment No. 2945, to permit States to waive application of the Commercial Motor Vehicle Safety Act of 1986 with respect to vehicles used to transport farm supplies from retail dealers to or from a farm, and to vehicles used for custom harvesting.

Page 28162

Social Security Pay-As-You-Go Financing: Senate began consideration of S. 3167, to cut Social Security contribution rates and return Social Security to pay-as-you-go financing, taking action on amendments proposed thereto, as follows:

Page 28085

Pending:

Boschwitz Amendment No. 2941, to eliminate the earnings test for individuals who have attained retirement age.

Page 28103

Harkin/Sanford Amendment No. 2942 (to Amendment No. 2941), to provide for a more gradual period of transition to the changes in benefit computation rules enacted in the Social Security Amendments of 1977 as such changes apply to workers born in years after 1916 and before 1927 (and related beneficiaries) and to provide for increases in such workers' benefits accordingly.

Page 28116

A unanimous-consent agreement was reached providing for further consideration of Amendment No. 2942, listed above, at 11 a.m., on Wednesday, October 10.

Page 28123

Senate will continue consideration of the bill and the pending amendments proposed thereto, on Wednesday, October 10.

Page 28123

Baltic States Independence: A unanimous-consent agreement was reached providing for consideration of S. Res. 334, reaffirming United States policy regarding the independence of the Baltic States, on Wednesday, October 10, at 2 p.m.

Page 28163

Treaty Considered: Senate considered the following treaty as having passed through its various parliamentary stages, up to and including the presentation of the resolution of ratification:

Treaty Doc. 101–20, Treaty on the Final Settlement With Respect to Germany and a Related Agreed Minute.

Page 28163

A unanimous-consent agreement was reached providing for further consideration of the aforementioned treaty on Wednesday, October 10.

Page 28163

Executive Report of a Committee: The Senate received the following executive report of a committee:

Treaty Doc. No. 99–14 and Treaty Doc. No. 101–18, Bilateral Investment Treaty with Panama and Business

and Economic Relations Treaty with Poland. (Ex. Rept. No. 101–34)

Page 28138

Nominations Received: Senate received the following nominations: Joseph R. Biden, of Delaware, to be a Representative of the United States of America to the Forty-fifth Session of the General Assembly of the United Nations.

Walter E. Massey, of Illinois, to be Director of the National Science Foundation.

2 Army nominations in the rank of general.

2 Navy nominations in the rank of admiral.

Page 28163

Messages From the House: Page 28135

Measures Placed on Calendar: Page 28135

Communications: Page 28135

Petitions: Page 28136

Executive Reports of Committees: Page 28138

Statements on Introduced Bills: Page 28139

Additional Cosponsors: Page 28142

Amendments Submitted: Page 28143

Notices of Hearings: Page 28146

Authority for Committees: Page 28146

Additional Statements: Page 28146

Recess: Senate convened at 10 a.m., and recessed at 6:34 p.m., until 10:30 a.m., on Wednesday, October 10, 1990. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 28123.)

Committee Meetings

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Roscoe B. Starek, of Illinois, to be a Commissioner, Federal Trade Commission, after the nominee, who was introduced by Senator Dixon, testified and answered questions in his own behalf.

NOMINATIONS

Committee on Foreign Relations: Committee concluded hearings on the nominations of Linton F. Brooks, of Virginia, for the rank of Ambassador as Deputy Head of Delegation to the Nuclear and Space Talks, Juliette C. McLennan, of the District of Columbia, for the rank of Ambassador as U.S. Representative on the Commission on the Status of Women of the Economic and Social Council of the United Nations, Paula J. Dobriansky, of Virginia, to be Associate Director for Programs, United States Information Agency, and Robert A. Flaten, of Minnesota, to be Ambassador to the Republic of Rwanda, after the nominees testified and answered questions in their own behalf.

WEAPONS PROLIFERATION AND REGIONAL SECURITY

Committee on Governmental Affairs: Committee held hearings to examine weapons proliferation and regional security issues in the 1990's, focusing on how to promote nonproliferation in certain countries, the role of the superpowers in stopping proliferation, and alternative measures to organize interagency relationships to produce effective nonproliferation policies, receiving testimony from Henry D. Sokolski, Deputy for Non-Proliferation Policy, Office of the Assistant Secretary of Defense for International Security Affairs; William E. Colby, Donovon, Leisure, Newton & Irvine, Washington, D.C., former Director of the Central Intelligence Agency; McGeorge Bundy, New York University, New York, New York, former Presidential National Security Advisor; and Adm. Elmo R. Zumwalt, Jr., (Ret.), Admiral Zumwalt and Consultants, Inc., Rosslyn, Virginia, former Chief of Naval Operations.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

The House was not in session today. Its next meeting will be held at noon on Wednesday, October 10.

Committee Meetings

DEFENSE APPROPRIATIONS

Committee on Appropriations: Ordered reported the Defense appropriations for fiscal year 1991.

NORTHROP CORPORATION

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations continued hearings on the behavior and management of the Northrop Corporation during the 1980's on programs including, but not limited to, the B–2 MX, Cruise Missile, Tacit Rainbow, and on a number of other programs. Testimony was heard from Brig. Gen. Robert W. Drewes, USAF, Deputy Chief of Staff, Contracting, Air Force Systems Command, Department of Defense.

DEVELOPMENTS IN EUROPE

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on Developments in Europe. Testimony was heard from Raymond G. H. Seitz, Assistant Secretary, Bureau of European and Canadian Affairs, Department of State.

CERTAIN STUDIES—STATE OF NEW MEXICO

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands approved for full Com-

mittee action amended H.R. 5796, to conduct certain studies in the State of New Mexico.

Prior to this action, the Subcommittee held a hearing on this legislation. Testimony was heard from Jeff Sirmon, Deputy Chief, Forest Service, USDA; and the following officials of the Department of the Interior: Mike Penfold, Associate Director, Bureau of Land Management; and John Morehead, Associate Director, National Park Service.

BUDGET RECONCILIATION

Committee on Ways and Means: Began consideration of Budget reconciliation recommendations.

Will continue tomorrow.

Joint Meetings

NATIONAL AFFORDABLE HOUSING ACT

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing, and to increase homeownership, but did not complete action thereon, and will meet again tomorrow.

AUTHORIZATIONS—DEPARTMENT OF DEFENSE

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 4739, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991, but did not complete action thereon, and recessed subject to call.

STUDENT ATHLETE RIGHT-TO-KNOW AND CAMPUS SECURITY ACT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 580, to require institutions of higher education receiving Federal financial assistance to provide certain information with respect to the graduation rates of student-athletes at such institutions.

EXPORT FACILITATION ACT

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 4653, to authorize funds for fiscal year 1991 for programs of the Export Administration Act of 1979, but did not complete action thereon, and recessed subject to call.

Wednesday, October 10, 1990

Senate

Chamber Action

Routine Proceedings, pages 28164–28245

Measures Introduced: Seven bills and three resolutions were introduced as follows: S. 3176–3182, and S. Res. 335–337.

Page 28226

Measures Reported: Reports were made as follows:

Report to accompany the bill (H.R. 2015) to amend the Public Works and Economic Development Act of 1965 and the Appalachian Regional Development Act of 1965. (S. Rept. No. 101–514)

H.R. 5021, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1991, with amendments. (S. Rept. No. 101–515)

H.R. 5257, making appropriations for the Department of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1991, with amendments. (S. Rept. No. 101–516)

Special Report entitled "Allocation to Subcommittees of Budget Totals from the Concurrent Resolution for Fiscal Year 1991." (S. Rept. No. 101–517)

S. 3181, entitled the "Legislative Line Item Veto Seperate Enrollment Authority Act. (S. Rept. No. 101–518)

H.R. 5114, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991, with amendments. (S. Rept. No. 101–519)

S. 2054, to amend the Public Health Service Act to authorize grants and contracts for projects providing primary pediatric care to disadvantaged children, with an amendment in the nature of a substitute.

Page 28225

Measures Passed:

Baltic States Independence: Senate agreed to S. Res. 334, reaffirming United States policy regarding the independence of the Baltic States.

Page 28197

National Guard Technician Service Crediting: Committee on Governmental Affairs was discharged from further consideration of S. 1890, to amend title 5, United States Code, to provide relief from certain inequities remaining in the crediting of National Guard technician services in connection with civil service retirement, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 28240

Murkowski (for Thurmond) Amendment No. 2946, to provide relief from certain inequities remaining in the

crediting of National Guard technician service in connection with civil service retirement.

Page 28240

National Parents and Teachers Association Week: Committee on the Judiciary was discharged from further consideration of S.J. Res. 364, to designate the third week of February, 1991, as "National Parents and Teachers Association Week," and the resolution was then passed.

Page 28242

National Domestic Violence Awareness Month: Committee on the Judiciary was discharged from the further consideration of H.J. Res. 602, designating October 1990 as "National Domestic Violence Awareness Month," and the resolution was then passed.

Page 28242

Cash Management Transfer Improvement: Senate passed H.R. 4279, to amend title 31, United States Code, to improve cash management of funds transferred between the Federal Government and the States.

Page 28242

Social Security Pay-As-You-Go Financing: Senate continued consideration of S. 3167, to cut Social Security contribution rates and return Social Security to pay-as-you-go financing, with the following amendments proposed thereto:

Page 28175

Boschwitz Amendment No. 2941, to eliminate the earnings test for individuals who have attained retirement age. (The amendment fell when the bill was ruled out of order.)

Page 28175

Harkin/Sanford Amendment No. 2942, to provide for a more gradual period of transition to the changes in benefit computation rules enacted in the Social Security Amendments of 1977 as such changes apply to workers born in years after 1916 and before 1927 (and related beneficiaries) and to provide for increases in such workers' benefits accordingly. (The amendment fell when the bill was ruled out of order.)

Page 28175

During consideration of this measure today, the following also occurred:

By 54 yeas to 44 nays (Vote No. 262), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected the motion to waive section 311(a) of the Congressional Budget Act with respect to consideration of the bill. Subsequently, a point of order that the bill was in violation of the Congressional Budget Act was sustained, and the bill was returned to the calendar.

Page 28184

Veterans Compensation COLA Act: Senate began consideration of the motion to proceed to S. 2100, to increase the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans, to amend title 38, United States Code, to improve veterans' compensation, health-care, insurance, and housing programs, and to provide for transitional group residences for veterans recovering from substance-abuse disabilities.

Page 28209

Treaty Approved: By a unanimous vote of 98 yeas (Vote No. 263), the following treaty having passed through its various parliamentary stages, up to and including the presentation of the resolution of ratification, two-thirds of the Senators present having voted in the affirmative, the resolution of ratification was agreed to: Treaty Doc. 101–20, Treaty on the Final Settlement With Respect to Germany and a Related Agreed Minute.

Page 28197

International Securities Enforcement Cooperation Act—Conferees: The Chair, under authority of Thursday, October 4, 1990, appointed conferees on H.R. 1396, to amend the Federal Securities laws in order to facilitate cooperation between the United States and foreign countries in securities law enforcement, as follows: Senators Riegle, Dodd, and Heinz.

Page 28244

Commerce, Justice, State, Judiciary Appropriations, 1991—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 5021, making appropriations for fiscal year 1991 for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies, on Thursday, October 11, at 11 a.m.

Page 28245

Nominations Confirmed: Senate confirmed the following nomination:

Richard A. Claytor, of California, to be an Assistant Secretary of Energy (Defense Programs).

Page 28245

Executive Reports of Committees: Page 28225

Statements on Introduced Bills: Page 28226

Additional Cosponsors: Page 28232

Amendments Submitted: Page 28236

Notices of Hearings: Page 28236

Authority for Committees: Page 28236

Additional Statements: Page 28237

Record Votes: Two record votes were taken today. (Total—263)

Pages 28190, 28208

Recess: Senate convened at 10:30 a.m., and recessed at 7:17 p.m., until 9:30 a.m., Thursday, October 11. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 28244.)

Committee Meetings

BUSINESS MEETING

Committee on Appropriations: Committee ordered favorably reported the following bills:

H.R. 5021, making appropriations for fiscal year 1991 for the Department of Commerce, Justice, and State, the Judiciary, and related agencies, with amendments;

H.R. 5257, making appropriations for fiscal year 1991 for the Departments of Labor, Health and Human Services, and Education, and related agencies, with amendments; and

H.R. 5114, making appropriations for fiscal year 1991 for foreign operations, export financing, and related programs, with amendments.

Also, committee completed a further review of subcommittee allocations of budget outlays and new budget authority allocated to the committee in H. Con. Res. 310, setting forth the congressional budget for the United States Government, as mandated under the provisions of 302(b)(1), as amended, of the Congressional Budget Act of 1974.

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Subcommittee on Defense approved for full committee consideration, with amendments, proposed legislation making appropriations for fiscal year 1991 for the Department of Defense.

BUSINESS MEETING

Committee on Commerce, Science, and Transportation: Committee ordered favorably reported the following business items:

The nominations of Roscoe B. Starek III, of Illinois, to be a Federal Trade Commissioner, and Sharon Percy Rockefeller, of West Virginia, to be a Member of the Board of Directors of the Corporation for Public Broadcasting; and

S. 3094, to authorize certain programs of the Federal Aviation Administration, to require the Secretary of Transportation to implement a National Noise Policy, to authorize airport passenger facility charges as an exception to the general prohibition of State taxation of air commerce, and to repeal certain regulations pertaining to airport operating slots, with an amendment in the nature of a substitute.

Also, committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 310, setting forth the congressional budget for the United States Government, and agreed on recommendations which it will make to the Committee on the Budget thereon.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Sharon P. Rockefeller, of West Virginia, to be a Member of the Board of Directors of the Corporation for Public Broadcasting, after the nominee, who was introduced by Senators Rockefeller and Byrd, testified and answered questions in her own behalf.

SEMATECH

Committee on Commerce, Science, and Transportation: Subcommittee on Science, Technology, and Space held hearings to examine the proposed purchase of a California company, Semi-Gas Systems, by a foreign firm, and to review the Administration's views and policies regarding the acquisition's impact on the Sematech research consortium and the overall U.S. technology base in the area of semiconductors and electronics, receiving testimony from John M. Niehuss, Senior Deputy Assistant Secretary for International Economic Policy, and Stephen J. Canner, Direct, Office of International Investment, both of the Department of the Treasury; Tim McBride, Assistant Secretary of Commerce for Trade Development; Charles M. Herzfeld, Director, Defense Research and Engineering, and William N. Rudman, Deputy Under Secretary (Trade Security Policy), Office of Policy, both of the Department of Defense; and Peter H. Mills, SEMATECH, Austin, Texas.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably reported the following business items:

H.R. 4567, to convey all Federal rights and interests in certain national forest lands in Colorado and South Dakota to the Homestake Mining Company of California in exchange for certain lands in South Dakota;

H.R. 2566, to transfer all right, title, and interest of the United States in certain property on San Juan Island, Washington, to those persons who own such property because of an erroneous survey, with amendments; and

H.R. 3888, to authorize Rockingham County, Virginia, to allow a 3-acre site, which was conveyed from the United States to the County, to be used for a child care center.

Also, committee failed to approve H.R. 5731, to increase the amount of petroleum products that may be withdrawn from the Strategic Petroleum Reserve under a certain provision of the Energy Policy and Conservation Act.

STUDENT AID PROGRAMS

Committee on Governmental Affairs: Permanent Subcommittee on Investigations concluded hearings to examine alleged fraud, waste and abuse in Federal student loan programs, after receiving testimony from Lauro F. Cavazos, Secretary, John B. Childers, Deputy Assistant Secretary for Higher Education Programs, Ernest C. Canellos, Acting Deputy Assistant Secretary for Student Financial Assistance, Edward C. Stringer, General Counsel, and John S. Haines, Director of the Debt Collection and Manage-

ment Assistance Service, Office of Postsecondary Education, all of the Department of Education.

BUSINESS MEETING

Select Committee on Intelligence: Committee ordered favorably reported the nomination of Frederick P. Hitz, of Virginia, to be Inspector General, Central Intelligence Agency.

Also, committee met in closed session to consider pending committee business, made no announcements, and recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 10 public bills, H.R. 5804–5813; and 5 resolutions, H.J. Res. 667, H. Con. Res. 381 and 382, and H. Res. 499 and 500 were introduced.

Page 28448

Reports Filed: Reports were filed as follows:

H.R. 5520, to amend the Petroleum Marketing Practices Act to require certification and posting for all liquid automotive fuels, and to provide the States more authority to enforce automotive fuel posting requirements, amended (H. Rept. 101–823);

Report from the Committee on Government Operations entitled "The Peace Corps: Entering Its Fourth Decade of Service" (H. Rept. 101–824);

Report from the Committee on Government Operations entitled "Department of Justice Debt Collection: So Many Intentions, So Little Money" (H. Rept. 101–825);

H.R. 5155, to authorize a national program to reduce the threat to human health posed by exposure to contaminants in the air indoors, amended (H. Rept. 101–826, Part I);

H.R. 3840, to establish the Newberry Volcanoes National Monument in the State of Oregon, amended (H. Rept. 101–827);

H.R. 4090, to authorize the establishment of the Glorieta National Battlefield in the State of New Mexico, amended (H. Rept. 101–828);

H.R. 4429, to disclaim all right, title, and interest of the United States in and to certain private lands conditionally relinquished to the United States under the Act of June 4, 1897 (30 Stat. 11, 36), amended (H. Rept. 101–829);

H.R. 4914, to amend the National Parks and Recreation Act of 1978 to authorize the Secretary of the Interior to exchange city-owned lands in Los Angeles, California, with public lands managed by the Bureau of Land Management in Nevada, amended (H.R Rept. 101–830);

H.R. 5308, to approve the Fort Hall Indian Water Rights Settlement, amended (H. Rept. 101–831);

H.R. 5367, to provide for the renegotiation of certain leases of the Seneca Nation, amended (H.R Rept. 101–832);

H.R. 5579, to amend section 28(w) of the Mineral Leasing Act (H. Rept. 101–833);

H.R. 5675, to authorize expansion of the Saguaro National Monument, amended (H. Rept. 101–834);

S. 1289, to improve the management of forests and woodlands and the production of forest resources on Indian lands, amended (H. Rept. 101–835);

S. 1413, to settle all claims of the Aroostook Band of Micmacs resulting from the Band's omission from the Maine Indian Claims Settlement Act of 1980 (H. Rept. 101–836);

S. 1805, to authorize the Secretary of the Interior to reinstate oil and gas lease LA 033164, amended (H. Rept. 101–837);

S. 1859, to restructure repayment terms and conditions for loans made by the Secretary of the Interior to the Wolf Trap Foundation for the Performing Arts for the reconstruction of the Filene Center in Wolf Trap Farm Park in Fairfax County, Virginia, amended (H. Rept. 101–838);

H.R. 5388, to designate certain lands in the State of North Carolina as wilderness, amended (H. Rept. 101–839, Part I);

H.R. 5497, to authorize the Secretary of the Interior to acquire certain lands to be added to the Fort Raleigh National Historic Site and the Alligator River National Wildlife Refuge in North Carolina, amended (H. Rept. 101–840, Part I);

H.R. 5667, to amend the Water Resources Development Act of 1974 to establish a deadline for the transfer of jurisdiction of the Big South Fork National River and Recreation Area from the Secretary of the Army to the Secretary of the Interior, amended (H. Rept. 101–841, Part I);

S. 1719, to designate segments of the Colorado River in Utah within Westwater and Cataract Canyons as components of the Wild and Scenic Rivers System, amended (H. Rept. 101–842);

H.R. 5507, regarding the Early Winters Resort, amended (H.R Rept. 101–843, Part I);

H.R. 4333, to establish the Clean Coastal Beaches Council to develop a program for monitoring coastal zone recreation waters, amended (H. Rept. 101–844, Part I);

H.R. 5200, to promote and strengthen aviation security, amended (H. Rept. 101–845, Part I);

H.R. 4888, to improve navigational safety and to reduce the hazards to navigation resulting from vessel collisions with pipelines in the marine environment, amended (H. Rept. 101–814, Parts II and III); and

H. Res. 500, waiving certain points of order during consideration of H.R. 5769, making appropriations for the Department of the Interior and related agencies for

the fiscal year ending September 30, 1991 (H. Rept. 101–846).

Page 28447

Committee Election: House agreed to H. Res. 499, electing Representative Mink to the Committees on Education and Labor and Government Operations.

Page 28247

Suspensions: House voted to suspend the rules and pass the following measures:

Safe medical devices: H.R. 3095, amended, to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices;

Page 28251

Developmental disabilities assistance: H.R. 5679, amended, to revise and extend the Developmental Disabilities Assistance and Bill of Rights Act. Subsequently, S. 2753, a similar Senate-passed bill, was passed in lieu after being amended to contain the text of H.R. 5679 as passed the House. Agreed to amend the title of the Senate bill. H.R. 5679 was laid on the table;

Page 28258

Minority health improvement: H.R. 5702, amended, to amend the Public Health Service Act to provide for an improvement in the health of members of minority groups. Agreed to amend the title;

Page 28266

McKinney Homeless Assistance Act reauthorization: H.R. 3789, amended, to amend the Stuart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless;

Page 28286

Korean War commemorative coin: S. 2737, amended, to require the Secretary of the Treasury to mint a silver dollar coin in commemoration of the thirty-eighth anniversary of the ending of the Korean War and in honor of those who served (passed by a yea-and-nay vote of 421 yeas, Roll No. 441);

Page 28304

Puerto Rico self-determination: H.R. 4765, amended, to enable the people of Puerto Rico to exercise self-determination;

Page 28307

Zuni Indian claims: H.R. 4143, amended, to settle certain claims of the Zuni Indian Tribe. Subsequently, S. 2203, a similar Senate-passed bill, was passed in lieu after being amended to contain the text of H.R. 4143, as passed the House. Agreed to amend the title of the Senate bill. H.R. 4143 was laid on the table;

Page 28337

Federal recognition of Ponca Indian Tribe: S. 1747, amended, to provide for the restoration of Federal recognition to the Ponca Tribe of Nebraska;

Page 28339

Seneca Nation settlement: H.R. 5367, amended, to provide for the renegotiation of certain leases of the Seneca Nation;

Page 28342

Indian forest resources management: S. 1289, amended, to improve the management of forests and woodlands and the production of forest resources on Indian lands;

Page 28347

Fort Hall Indian water rights: H.R. 5308, amended, to approve the Fort Hall Indian Water Rights Settlement;

Page 28353

Aroostook Band of Micmacs settlement: House voted to suspend the rules and pass S. 1413, to settle all claims of the Aroostook Band of Micmacs resulting from the Band's omission from the Maine Indian Claims Settlement Act of 1980 (passed by a yea-and-nay vote of 248 yeas to 172 nays, Roll No. 442)—clearing the measure for the President.

Page 28356

Historic sites: H.R. 2582, amended, to amend the Historic Sites, Buildings, and Antiquities Act;

Page 28362

Mills River designation: H.R. 5004, amended, to amend the Wild and Scenic Rivers Act to designate certain segments of the Mills River in the State of North Carolina for potential addition to the Wild and Scenic Rivers System;

Page 28369

Allegheny River designation: H.R. 5402, amended, to amend the Wild and Scenic Rivers Act by designating certain segments of the Allegheny River in the State of Pennsylvania as a component of the National Wild and Scenic Rivers System. Agreed to amend the title;

Page 28370

Stone County, Arkansas land conveyance: S. 2680, to provide for the conveyance of lands to certain individuals in Stone County, Arkansas;

Page 28372

Massachusetts wild and scenic rivers: H.R. 4227, to designate segments of the Sudbury, Assabet, and Concord Rivers as a study area for inclusion in the National Wild and Scenic Rivers System;

Page 28374

Weir Farm National historic site: S. 2059, amended, to establish the Weir Farm National Historic Site in the State of Connecticut;

Page 28376

New Mexico land settlement: H.R. 4630, amended, to exchange certain lands in the State of New Mexico. Agreed to amend the title;

Page 28379

Illinois wilderness: H.R. 5428, to designate certain public lands in the State of Illinois as wilderness;

Page 28381

Salt Lake City watershed: S. 319, amended, to effect an exchange of lands between the United States Forest Service and the Salt Lake City Corporation within the State of Utah;

Page 28384

J. Will Robinson building: H.R. 5419, to designate the Federal Building at 88 West 100 North in Provo, Utah, as the "J. Will Robinson Federal Building";

Page 28402

Alexander Hamilton custom house: H.R. 5595, to redesignate the Federal building located at 1 Bowling Green in New York, New York, as the "Alexander Hamilton United States Custom House." Subsequently, S. 3046, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President. H.R. 5595 was laid on the table;

Page 28403

Smithsonian Institution construction: H.R. 4463, to authorize the Board of Regents of the Smithsonian Institution to plan, design, construct, and equip space in the East Court of the National Museum of Natural History building. Subsequently, S. 2540, a similar Senate-passed bill, was passed in lieu—clearing the measure for the President. H.R. 4463 was laid on the table;

Page 28405

Purchase of property for the Library of Congress: H.R. 5708, to authorize acquisition of certain real property for the Library of Congress;

Page 28406

Glorieta National Battlefield: H.R. 4090, amended, to authorize the establishment of the Glorieta National Battlefield in the State of New Mexico;

Page 28407

West Virginia land exchange: H.R. 5433, amended, to direct the Secretary of Agriculture to release on behalf of the United States a condition in a deed conveying certain lands to the Conservation Commission of West Virginia;

Page 28409

California-Nevada land exchange: H.R. 4914, amended, to amend the National Parks and Recreation Act of 1978 to authorize the Secretary of Interior to exchange city-owned lands in Los Angeles, California with public lands managed by the Bureau of Land Management in Nevada;

Page 28412

Saguro National Monument: H.R. 5675, amended, to authorize expansion of the Saguro National Monument;

Page 28417

Colorado River designation: S. 1719, amended, to designate segments of the Colorado River in Utah within Westwater and Cataract Canyons as components of the Wild and Scenic Rivers System;

Page 28418

Newberry Volcanoes Monument: H.R. 3840, amended, to establish the Newberry Volcanoes National Monument in the State of Oregon;

Page 28421

Wolf Trap loans: S. 1859, amended, to restructure repayment terms and conditions for loans made by the Secretary of the Interior to the Wolf Trap Foundation for the Performing Arts for the reconstruction of the Filene Center in Wolf Trap Farm Park in Fairfax County, Virginia;

Page 28425

Federal land settlements: H.R. 4429, amended, to disclaim all rights, title, and interest of the United States in and to certain private lands conditionally relinquished to the United States under the Act of June 4, 1897 (30 Stat. 11, 36). Agreed to amend the title;

Page 28427

Early Winters resort: H.R. 5507, amended, regarding the Early Winters Resort;

Page 28429

Fort Raleigh Historic Site expansion: H.R. 5497, amended, to authorize the Secretary of the Interior to acquire certain lands to be added to the Fort Raleigh National Historic Site and the Alligator River National Wildlife Refuge in North Carolina. Agreed to amend the title;

Page 28431

Big South Fork River and Recreation Area: H.R. 5667, amended, to amend the Water Resources Development Act of 1974 to establish a deadline for the transfer of jurisdiction of the Big South Fork National River and Recreation Area from the Secretary of the Army to the Secretary of the Interior. Agreed to amend the title;

Page 28432

Western North Carolina wilderness: H.R. 5388, amended, to designate certain lands in the State of North Carolina as wilderness;

Page 28434

Transfer of Utah lands: H.R. 3617, amended, to transfer jurisdiction of certain public lands in the State of Utah to the Forest Service;

Page 28435

Federal Oil and Gas Leasing Act amendments: S. 1805, amended, to authorize the Secretary of the Interior to reinstate oil and gas lease LA 033164. Agreed to amend the title; and

Page 28436

Mineral Leasing Act amendments: H.R. 5579, to amend section 28(w) of the Mineral Leasing Act.

Page 28437

Head Start: House agreed to the conference report on H.R. 4151, to authorize appropriations for fiscal years 1991 through 1994 to carry out the Head Start Act, the Follow Through Act, the Community Services Block Grant Act, and the Low-Income Home Energy Assistance Act of 1981—clearing the measure for Senate action.

Page 28281

Subsequently, the House agreed to H. Con. Res. 381, to correct the enrollment of H.R. 4151.

Page 28285

Trade Agencies Authorization: By a yea-and-nay vote of 275 yeas to 152 nays, Roll No. 440, the House voted to sustain the President's veto of H.R. 4328, to provide for orderly imports of textiles, apparel, and footwear.

Page 28385

Subsequently, the message and the bill were referred to the Committee on Ways and Means.

Page 28400

Eisenhower System of Highways: House passed and cleared for the President S. 2806, to redesignate The National System of Interstate and Defense Highways as The "Dwight D. Eisenhower System of Interstate and Defense Highways".

Page 28401

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Page 28447

Quorum Calls—Votes: Three yea-and-nay votes developed during the proceedings of the House today and appear on pages 28399, 28400, and 28401. There were no quorum calls.

Adjournment: Met at noon and adjourned at 11:06 p.m.

Committee Meetings

MILITARY EXCHANGES AND EFFORTS TO PROVIDE SERVICES

Committee on Armed Services: Subcommittee on Readiness, Morale, Welfare and Recreation Panel held a hearing on military exchanges and efforts to provide services, products and recreation opportunities to support military personnel and families in remote areas and during mobilization, including the current deployment in support of Operation Desert Shield. Testimony was heard from the following officials of the Department of Defense: Lt. Gen. Donald W. Jones, USA, Deputy Assistant Secretary, Military Manpower and Personnel Policy; Maj. Gen. Jeffery D. Kahla, USA, Commander, Army and Air Force Exchange Service; RAdm. H.D. Weatherson, USN, Commander, Navy Resale and Services Support Office; and Brig. Gen. James Joy, USMC (Ret.), Director, Marine Corps Morale, Welfare and Recreation Support Activity.

FIRREA—IMPACT ON FEDERAL LOAN BANK SYSTEM

Committee on Banking, Finance and Urban Affairs: Subcommittee on General Oversight and Investigations held a hearing on FIRREA and its impact on the Federal Home Loan Bank System. Testimony was heard from the following Presidents, Federal Home Loan Banks System: Charles Lee Thiemann, Cincinnati; Brian D. Dittenhafer, New York; and Robert E. Showfety, Atlanta; and public witnesses.

U.S. POLICY TOWARD THE FOOD AND AGRICULTURE ORGANIZATION

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations held a hearing on U.S. Policy Toward the Food and Agriculture Organization. Testimony was heard from John R. Bolton, Assistant Secretary, Bureau for International Organization Affairs, Department of State; and Duane Acker, Administrator, Office of International Cooperation and Development, USDA.

ANDEAN INITIATIVE

Committee on Foreign Affairs: Task Force on International Narcotics Control held a hearing on the Andean Initiative: Legislative Compliance, Compliance with the Cartagena Agreement, and Future Directions. Testimony was heard from the following officials of the Department of State: Mel Levitsky, Assistant Secretary, International Narcotics Matters; Parker Borg, Deputy Assistant Secretary, International Narcotics Matters; and Philip McLean, Deputy Assistant Secretary, Inter-American Affairs; John Walters, Chief of Staff, Office of National Drug Control Policy; Steve Green, Assistant Administrator, Operations, DEA, Department of Justice; Nancy Dorn, Deputy Assistant Secretary, Inter-American Affairs, Department of Defense; RAdm. Walter T. Leland, U.S.C.G., Commandant GO, U.S. Coast Guard, Department of Transportation; and Norma Parker, Director, Office of South American and Mexican Affairs, AID, U.S. International Development Agency.

DRAFT REPORTS

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs approved for full Committee action the following draft reports: "The U.S. Government's War Against Fraud, Abuse, and Misconduct in Financial Institutions: Winning Some Battles But Losing the War"; and "Tax Administration Problems Involving Independent Contractors".

DRAFT REPORT

Committee on Government Operations: Subcommittee on Employment and Housing approved for full Committee action the following draft report: "Abuse and Mismanagement at HUD: Hudlums, Scoundrels, HUD Alumni and Robin HUD."

MISCELLANEOUS MEASURES

Committee on Interior and Insular Affairs: Ordered reported, amended the following bills: H.R. 5237, Native American Grave Protection and Repatriation Act; S. 1783, Indian Child Abuse Prevention and Treatment Act; S. 321, Indian Preference Act of 1990; S. 2846, to authorize and direct the Secretary of the Interior to conduct a study of the feasibility of establishing a unit of the National Park System to interpret and commemorate the origins, development, and progression of jazz in the United States; and H.R. 5796, to conduct certain studies in the State of New Mexico.

U.S. CIVIL RESERVE AIR FLEET PROGRAM EFFECTIVENESS

Committee on Public Works and Transportation: Subcommittee on Investigations and Oversight held a hearing on the effectiveness of the U.S. Civil Reserve Air Fleet Program. Testimony was heard from Representative Fascell; Travis P. Dungan, Administrator, Research and Special Pro-

grams Administration, Department of Transportation; the following officials of the Department of Defense: Robert Moore, Director, Transportation Policy, Office of the Secretary; and Maj. Gen. Vernon Kondra, USAF, Deputy Chief of Staff, Operations, Military Airlift Command; and public witnesses.

INTERIOR APPROPRIATIONS

Committee on Rules: Granted an open rule waiving clause 2 of Rule XXI against specific provision of H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991. The rule also waives all points of order against consideration of the bill. The rule makes in order amendments by Representative Yates to be offered en bloc, debatable for twenty minutes equally divided and controlled, and not subject to amendment nor to a demand for division of the question in the House or in the Committee of the Whole. If adopted, the Yates amendments will be original text for purposes of further amendment. The rule makes in order an amendment by Representative Regula printed in the report to accompany the rule, not subject to amendment, and debatable for 30 minutes equally divided and controlled. The rule makes in order an amendment by Representative Synar printed in the report to accompany the rule. Debate on the Synar amendment and all amendments thereto is limited to one hour. Finally, the rule waives clause 7 of Rule XVI and clause 2 of Rule XXI against the Regula and Synar amendments. Testimony was heard from Representatives Yates, Synar, Volkmer, Jontz, Olin, Regula, Robert F. Smith, Morrison of Washington and Rohrabacher.

CHINA—MOST-FAVORED-NATION TREATMENT

Committee on Rules: Granted a modified open rule providing 2 hours of debate on H.R. 4939, regarding the extension of most-favored-nation treatment to the products of the People's Republic of China. The rule makes in order the Ways and Means Committee amendment in the nature of a substitute now printed in the bill as an original bill. No other amendments are in order except the amendments printed in the report to accompany the rule, not subject to amendment except as specified in the report. The rule waives all points of order against the amendments. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Pelosi, Wolf, and Porter.

LEGISLATIVE BRANCH APPROPRIATIONS

Committee on Rules: Heard testimony from Representatives Fazio, McCurdy, Carper, Sawyer and Lewis of California, but no action was taken on H.R. 5399, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991.

BUDGET RECONCILIATION

Committee on Ways and Means: Ordered reported, without recommendation, a budget reconciliation package.

DRUG ABUSE TREATMENT RESEARCH

Select Committee on Narcotics Abuse and Control: Held a hearing on Drug Abuse Treatment Research. Testimony was heard from Dr. Charles R. Schuster, Director, National Institute on Drug Abuse, Alcohol, Drug Abuse and Mental Health Administration, Department of Health and Human Services; and Mark Nadel, Associate Director, National and Public Health Issues, GAO.

Joint Meeting

NATIONAL AFFORDABLE HOUSING ACT

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing, and to increase homeownership.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, October 11, 1990

Senate

Chamber Action

Routine Proceedings, pages 28475–28597

Measures Introduced: Nine bills and five resolutions were introduced as follows: S. 3183–3191, S. Res. 338 and 339, S.J. Res. 378 and 379, and S. Con. Res. 152.
Page 28557

Measures Reported: Reports were made as follows:

S. 3187, to address immediate problems affecting environmental cleanup activities. (S. Rept. No. 101–520)

S. 3189, making appropriations for the Department of Defense for the fiscal year ending September 30, 1991. (S. Rept. No. 101–521)

S. 2244, to prevent and control infestations of the coastal and inland waters of the United States by the zebra mussel, and other nonindigenous aquatic nuisance species, with amendments. (S. Rept. No. 101–523)

H.R. 3888, to allow a certain parcel of land in Rockingham County, Virginia, to be used for a child care center. (S. Rept. No. 101–525)

H.R. 2961, for the relief of Sonanong Poonpipat (Latch).

S. Res. 195, to refer S.1762 entitled "A bill for the relief of the Menominee Indian Tribe of Wisconsin" to the chief judge of the United States Claims Court for a report thereon.

S. 615, providing for a 14-year extension of the patent for the badge of the American Legion.

S. 616, providing for a 14-year extension of the patent for the badge of the American Legion Auxiliary.

S. 617, to provide for a 14-year extension of the patent for the badge of the Sons of the American Legion.

S. 2756, to encourage national law enforcement cooperation.

S.J. Res. 373, granting the consent of the Congress to amendments to the Delaware-New Jersey Compact.

Page 28557

Measures Passed:

Commerce, Justice, State, Judiciary Appropriations, 1991: By 91 yeas to 7 nays (Vote No. 265), Senate passed H.R. 5021, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1991, after agreeing to committee amendments, with certain modifications, and taking action on amendments proposed thereto, as follows:

Pages 28488, 28552

Adopted:

(1) Hollings (for Daschle) Amendment No. 2948, to reduce a penalty owed by Dakota Wesleyan University, Mitchell, South Dakota.

Page 28510

(2) Hollings (for Levin) Amendment No. 2949, to provide that some of the monies provided for zebra mussel research shall be used for the translation of scientific materials published in the Soviet Union and elsewhere.

Page 28512

(3) Hollings (for Gore) Amendment No. 2950, to providing funds for preparations for the 1992 United Nations Conference on Environment and Development.

Page 28516

Withdrawn:

Heinz Amendment No. 2947, to revise registration requirements and prescribe civil penalties for failure to register under the Foreign Agents Registration Act of 1938.

Page 28504

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Hollings, Inouye, Bumpers, Lautenberg, Sasser, Adams, Byrd, Rudman, Stevens, Hatfield, Kasten, and Gramm.

Page 28553

Magnuson Fisheries Conservation and Management Act: Committee on Commerce, Science, and Transportation was discharged from further consideration of H.R. 2061, to authorize appropriations to carry out the Magnuson Fishery Conservation and Management Act through fiscal year 1992, and by a unanimous vote of 98 yeas (Vote No. 264), the bill was then passed, after striking all after the enacting clause, and inserting in lieu thereof the text of S. 1025, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute, and taking action of further amendments proposed thereto, as follows:

Page 28519

Adopted:

(1) Hollings/Stevens Amendment No. 2951, to revise certain provisions of the bill, and to make technical and clarifying corrections.

Page 28526

(2) Biden/Kerry Amendment No. 2952, to eliminate the practice of harvesting tuna through the use of purse seine nets intentionally deployed to encircle dolphins, and to establish labeling requirements of any tuna product which is exported from or offered for sale in the United States.

Page 28538

Subsequently, S. 1025, Senate companion measure, was returned to the calendar.

Page 28554

Production of Senate Documents/Testimony: Senate agreed to S. Res. 339, to authorize testimony and the production of documents by Senate employees at an unemployment compensation hearing.

Page 28589

Administrative Office of U.S. Courts Personnel Act: Senate passed H.R. 4174, to establish a comprehensive personnel system for employees of the Administrative Office of the United States Court.

Page 28589

Tribally Controlled and Navajo Community Colleges: Senate passed S. 2167, to reauthorize the Tribally Controlled Community College Assistance Act of 1978 and the Navajo Community College Act, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 28590

Gore (for Inouye) Amendment No. 2953, to preserve, protect, and promote the rights and freedom of Native Americans to use, practice, and develop Native American languages.

Page 28592

Treasury/Postal Service Appropriations, 1991—Removal of Conferees: By unanimous-consent, the following were removed as conferees solely for the consideration of Senate amendments relating to Federal pay reform on H.R. 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1991: Senators Glenn, Pryor, Roth, and Stevens.

Page 28555

Nominations Confirmed: Senate confirmed the following nominations:

W. Lee Rawls, of Maryland, to be an Assistant Attorney General.

J. Michael Luttig, of Virginia, to be an Assistant Attorney General.

Robert S. Mueller, III, of Massachusetts, to be an Assistant Attorney General.

Charles B. DeWitt, of the District of Columbia, to be Director of the National Institute of Justice.

Frederick Porter Hitz, of Virginia, to be Inspector General, Central Intelligence Agency.

Sharon Percy Rockefeller, of West Virginia, to be a Member of the Board of Directors of the Corporation for Public Broadcasting.

Branko Terzic, of Wisconsin, to be a Member of the Federal Energy Regulatory Commission.

Page 28597

Nominations Received: Senate received the following nominations:

Marion Clifton Blakey, of Mississippi, to be an Assistant Secretary of Transportation.

Page 28597

Messages From the House: Page 28556

Measures Placed on Calendar: Page 28557

Executive Reports of Committees: Page 28557

Statements on Introduced Bills: Page 28558

Additional Cosponsors: Page 28575

Amendments Submitted: Page 28578

Authority for Committees: Page 28583

Additional Statements: Page 28583

Record Votes: Two record votes were taken today. (Total—265)

Pages 28542, 28553

Recess: Senate convened at 9:32 a.m., and recessed at 7:03 p.m., until 9:30 a.m., Friday, October 12. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 28596.)

Committee Meetings

APPROPRIATIONS—DEFENSE

Committee on Appropriations: Committee ordered favorably reported an original bill (S. 3189) making appropriations for fiscal year 1991 for the Department of Defense.

B–2 PROGRAM

Committee on Armed Services: Committee concluded hearings on the B–2 program, after receiving testimony from Donald B. Rice, Jr., Secretary of the Air Force.

CORAL BLEACHING

Committee on Commerce, Science, and Transportation: Committee concluded hearings in conjunction with the National Ocean Policy Study to examine the bleaching of Atlantic tropical coral, caused by the coral releasing algae, and the resulting deterioration of the species, after receiving testimony from John A. Knauss, Administrator, and Robert D. Wildman, Director, Office of Oceanic Research Programs, both of the National Oceanic and Atmospheric Administration, Department of Commerce; Courtney Riordan, Director, Office of Environmental Processes and Effects Research, Office of Research Development, Environmental Protection Agency; M. Grant Gross, Director, Division for Ocean Sciences, National Science Foundation; Roy Spencer, George C. Marshall Space Flight Center (Huntsville, Alabama), National Aeronautics and Space Administration; Walter C. Jaap, Bureau of Marine Research, Florida Department of Natural Resources, St. Petersburg; Thomas J. Goreau, University of the West Indies, Discovery Bay, Jamaica; Raymond L. Hayes, Howard University, Washington, D.C.; Robert I. Wicklund, Caribbean Marine Research Center, Riviera Beach, Florida; Ernest H. Williams, University of Puerto Rico, Lajas; and Philip D. Jones, University of East Anglia, Norwich, England.

INTERSTATE GREYHOUND RACING

Committee on Commerce, Science, and Transportation: Committee concluded hearings on S. 1734, to regulate interstate commerce with respect to parimutuel wagering on greyhound racing, and to maintain the stability of the greyhound racing industry, after receiving testimony from Gary Guccione, Abilene, Kansas, and David J. Brosnan, Gloucester, Massachusetts, both on behalf of the National Greyhound Association; and Janet Allen, Chandler, Arizona.

NOMINATIONS

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nominations of Paul K. Dayton, of California, to be a Member of the Marine Mammal Commission, and Sylvia A. Earle, of California, to be Chief Scientist of the National Oceanic and Atmospheric Administration, after the nominees testified and answered questions in their own behalf.

BUSINESS MEETING

Committee on Energy and Natural Resources: Committee ordered favorably the following bills:

S. 2343, to designate a segment of the Clarks Fork River in the State of Wyoming as a component in the National Wild and Scenic Rivers System, with an amendment in the nature of a substitute;

H.R. 3209, to modify the boundaries of the Indiana Dunes National Lakeshore to include specified river corridors and wetlands and rights-of-way, with an amendment in the nature of a substitute; and

H.R. 5731, to increase the amount of petroleum products that may be withdrawn from the Strategic Petroleum Reserve under a certain provision of the Energy Policy and Conservation Act.

Also, committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 310, setting forth the congressional budget for the U.S. Govern-

ment, and agreed on recommendations which it will make thereon to the Committee on the Budget.

TRANSNATIONAL CORPORATIONS

Committee on Foreign Relations: Subcommittee on International Economic Policy, Trade, Oceans and Environment concluded hearings to review the United Nations' code of conduct on transnational corporations, after receiving testimony from Jane E. Becker, Deputy Assistant Secretary of State; Abraham Katz, U.S. Council for International Business, and Sidney Willner, both of New York, New York; and Joel Davidow, American University, and Esther Peterson, both of Washington, D.C.

OMB MANAGEMENT LEADERSHIP

Committee on Governmental Affairs: Committee resumed hearings to discuss the condition of Federal management and the Office of Management and Budget role in providing government-wide management leadership, receiving testimony from Richard G. Darman, Director, Office of Management and Budget.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the following business items:

The nominations of Joseph M. McLaughlin, of New York, to be United States Circuit Judge for the Second Circuit, Thomas G. Nelson, of Idaho, to be United States Circuit Judge for the Ninth Circuit, James B. Loken, of Minnesota, to be United States Circuit Judge for the Eighth Circuit, Diane Gilbert Weinstein, of the District of Columbia, to be a Judge of the United States Claims Court, Stephen D. Easton, to be United States Attorney for the District of North Dakota, Marvin Collins, to be United States Attorney for the Northern District of Texas, and William C. Andersen, to be United States Marshal for the District of Connecticut;

S. Res. 195, to refer S. 1762, a bill for the relief of the Menominee Indian Tribe of Wisconsin, to the chief judge of the United States Claims Court for a report thereon;

H.R. 2961, for the relief of Sonanong Poonpipat;

An original bill to mount a national crackdown on fraud and embezzlement in the thrift and banking industries. (As approved by the committee, the bill incorporates provisions of S. 2786.);

H.R. 5401, to improve the enforcement of criminal laws relating to banking, to facilitate the recovery of assets of failed financial institutions, to increase existing penalties and provide new penalties for offenses affecting financial institutions, with an amendment in the nature of a substitute;

S. 982, to repeal a provision of Federal Tort claim law relating to the civil liability of government contractors for certain injuries, losses of property, with amendments;

S. 2756, to authorize funds for fiscal years 1991 through 1995 to implement a project developed by the Federal Bureau of Investigation aimed at upgrading the technological capabilities of the National Crime Information Center in order to meet the needs of U.S. law enforcement agencies into the next century;

S.J. Res. 373, granting the consent of the Congress to amendments to the Delaware-New Jersey Compact;

S. 615, to provide for a 14-year extension of the patent for the badge of the American Legion;

S. 616, to provide for a 14-year extension of the patent for the badge of the American Legion Auxiliary; and

S. 617, to provide for a 14-year extension of the patent for the badge of the Sons of the American Legion.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 5814–5820; and 6 resolutions, H. Con. Res. 383, and H. Res. 501–505 were introduced.

Page 28697

Reports Filed: Reports were filed as follows:

S. 1270, to provide an Indian mental health demonstration grant program, amended (H. Rept. 101–847, Part I);

H.R. 4728, to amend the Wild and Scenic Rivers Act by designating a segment of the Klamath River in Oregon as a component of the National Wild and Scenic Rivers System, amended (H. Rept. 101–848);

H. Res. 501, waiving all points of order against consideration of H.R. 5803, making appropriations for the Department of Defense for the fiscal year ending September 30, 1991 (H. Rept. 101–849);

H. Res. 502 providing for the consideration of H.R. 3960, to increase the amounts authorized to be appropriated for the Colorado River Storage Project (H. Rept. 101–850);

H. Res. 503, providing for the consideration of H.R. 4939, regarding the extension of most-favored-nation treatment to the products of the People's Republic of China (H. Rept. 101–851);

H. Res. 504, waiving all points of order against the conference report on S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment (H. Rept. 101–852); and

H. Res. 505, waiving certain points of order during consideration of H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991 (H. Rept. 101–853).

Pages 28680, 28690

39-059 O-94-23 (Pt. 27)

Agriculture Appropriations: House disagreed to the Senate amendments to H.R. 5268, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1991; and agreed to a conference. Appointed as conferees: Representatives Whitten, Traxler, McHugh, Natcher, Watkins, Durbin, Kaptur, Smith of Iowa, Smith of Nebraska, Myers of Indiana, Skeen, Weber, and Conte.

Page 28604

VA-HUD Appropriations: House disagreed to the Senate amendments to H.R. 5158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1991; and agreed to a conference. Appointed as conferees: Representatives Traxler, Stokes, Boggs, Mollohan, Chapman, Atkins, Whitten, Green of New York, Coughlin, Lewis of California, and Conte.

Page 28604

Military Construction Appropriations: House disagreed to the Senate amendments to H.R. 5313, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1991; and agreed to a conference. Appointed as conferees: Representatives Hefner, Alexander, Thomas of Georgia, Coleman of Texas, Kaptur, Bevill, Dicks, Fazio, Whitten, Lowery of California, Edwards of Oklahoma, Kolbe, DeLay, and Conte.

Page 28605

Transportation Appropriations: House disagreed to the Senate amendments to H.R. 5229, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1991; and agreed to a conference. Appointed as conferees: Representatives Lehman of Florida, Gray, Carr, Durbin, Mrazek, Sabo, Whitten, Coughlin, Conte, Wolf, and DeLay.

Page 28605

Energy and Water Appropriations: House disagreed to the Senate amendments to H.R. 5019, making appropriations for energy and water development for the fiscal year ending September 30, 1991; and agreed to a conference. Appointed as conferees: Representatives Bevill, Boggs, Fazio, Watkins, Thomas of Georgia, Chapman, Whitten, Myers of Indiana, Smith of Nebraska, Pursell, and Conte.

Page 28605

District of Columbia Appropriations: House disagreed to the Senate amendments to H.R. 5311, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991; and agreed to a conference. Appointed as conferees: Representatives Dixon, Natcher, Stokes, AuCoin, Dwyer of New Jersey, Hoyer, Whitten, Gallo, Green of New York, Regula, and Conte.

Page 28605

Agreed to the Gallo motion to instruct House conferees to agree to the amendment of the Senate numbered 18, restoring to the University of the District of Columbia $1.6 million in non-Federal funds. Agreed to order the previous question by a yea-and-nay vote of 255 yeas to 156 nays, Roll No. 443.

Page 28605

Civil Rights: By a yea-and-nay vote of 375 yeas to 45 nays, Roll No. 445, the House agreed to the Michel motion to recommit the conference report on S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that band discrimination in employment, to the committee of conference with instructions that the House conferees report back forthwith a conference report which includes language making it clear that businessmen/women would not have to adopt artificial hiring and promotion quotas to comply with civil rights laws; language reducing the need for further burdening the judicial system; and language which lessens the prospect for huge damage awards.

Page 28610

H. Res. 477, the rule waiving all points of order against the conference report, was agreed to by a yea-and-nay vote of 412 yeas to 5 nays, Roll No. 444.

Page 28608

Arts-Humanities Reauthorization: By a yea-and-nay vote of yeas 349 to 76 nays, Roll No. 449, House passed H.R. 4825, to amend the National Foundation on the Arts and the Humanities Act of 1965.

Page 28630

Agreed To:

The Williams amendment in the nature of a substitute that prohibits NEA funding of obscene works; makes changes in the NEA grant process in order to ensure greater accountability; and gives states a larger share of NEA funds (agreed to by a recorded vote of 382 ayes to 42 noes, Roll No. 448);

Page 28664

The Grandy amendment to the Williams substitute that waives the three year waiting period for artists who have received a grant for a work found to be obscene; and permits artists to reapply for a new NEA grant once the amount of the original grant is repaid; and

Page 28677

The Traficant amendment that expresses the sense of Congress that any recipient of Federal grants, or other financial assistance, under this Act should purchase American-made products when spending Federal assistance.

Page 28679

Rejected:

The Crane en bloc amendment that sought to abolish the National Endowment for the Arts (NEA) (Rejected by a recorded vote of 64 ayes to 361 noes, Roll No. 446);

Page 28647

The Rohrabacher en bloc amendment that sought to prohibit the NEA from funding certain works that include child pornography, obscenity or material which is prohibited from being broadcast under the FCC definition of indecency, works that denigrate the beliefs or objects of a particular religion, or works that contain any part of an actual human embryo or fetus (rejected by a recorded vote of 175 ayes to 249 noes, Roll No. 447);

Page 28657

The Clerk was authorized to correction section numbers, punctuations and cross references in the engrossment of the bill.

Page 28680

H. Res. 494, the rule providing for consideration of the bill was agreed to earlier by a voice vote.

Page 28620

Food and Agricultural Resources: By a yea-and-nay vote of 162 yeas to 248 nays, Roll No. 450, House disagreed to the Synar motion to instruct House conferees on the House amendment to S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, to ensure consumers an abundance of food and fiber at reasonable prices; to insist upon at a minimum, the provisions contained in subtitle G of title XIV of the House amendment relating to pesticide export reform and to accept the provisions contained in sections 1761 and 1762 of the Senate bill relating to revocation of food tolerances for banned pesticides.

Page 28681

By a yea-and-nay vote of 255 yeas to 154 nays, Roll No. 451, House agreed to the Durbin motion to instruct House conferees on the House amendment to the aforesaid bill, to insist on the provisions contained in section 1399 (public education concerning the danger of tobacco use) of the House amendment.

Page 28686

Age Discrimination Claims: House passed H.R. 5794, to amend the Age Discrimination Claims Assistance Act of 1988 to extend the statute of limitations applicable to certain additional claims under the Age Discrimination in Employment Act of 1967.

Page 28690

Agreed to the Martinez amendment that changes extension of statute of limitations from 18 months to 15 months.

Page 28694

Quorum Calls—Votes: Six yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 28607, 28609, 28619, 28656, 28663, 28676, 28680, and 28689. There were no quorum calls.

Adjournment: Met at 10:00 and adjourned at 9:55 p.m.

Committee Meetings

VA-HUD-INDEPENDENT AGENCIES APPROPRIATIONS

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held a hearing on the FDIC. Testimony was heard from the following officials of the FDIC: Stanley J. Poling, Director, Division of Accounting and Corporate Services; and J. Russell Cherry, Director, Office of Budget and Corporate Planning; and Louis Wright, Associate Director, Resolutions and Operations Division, Resolution Trust Corporation.

BUDGET RECONCILIATION

Committee on Energy and Commerce: Began consideration of Budget reconciliation recommendations.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following bills: H.R. 4520, Foreign Investment Policy Improvement Act; and H.R. 5762, to promote Caribbean regional development.

TAIWAN

Committee on Foreign Affairs: Subcommittee on Asian and Pacific Affairs held a hearing on Taiwan: The National Affairs Conference and Implications for Democracy. Testimony was heard from public witnesses.

OVERVIEW—FEDERAL ENERGY REGULATORY COMMISSION

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources held a hearing on overview of Federal Energy Regulatory Commission. Testimony was heard from Representative Tauzin; and Martin Allday, Chairman, Federal Energy Regulatory Commission, Department of Energy.

Hearings continue tomorrow.

HARRIER JET TESTING IMPROPRIETIES—NORTHROP CORPORATION

Committee on Government Operations: Subcommittee on Legislation and National Security held a hearing on the impact of Harrier Jet Testing Improprieties by the Northrop Corporation. Testimony was heard from Col. James G. Hart, USMC, Program Manager, Harrier AV–8B Weapons Systems, U.S. Marine Corps, Department of Defense; and public witnesses.

Hearings continue tomorrow.

OVERSIGHT

Committee on Interior and Insular Affairs: Subcommittee on National Parks and Public Lands continued oversight hearings on National Park Service Concessions Policies and Management. Testimony was heard from Senator Lautenberg; Representative Guarini; Gerald D. Patten, Regional Director, North Atlantic Region, National Park Service, Department of the Interior; and a public witness.

BUDGET RECONCILIATION; MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported, amended, Budget reconciliation recommendations.

The Committee reported the following measures: H.R. 4956, amended, to revise, codify, and enact without laws, related to transportation, as subtitles II, III, and V–X of title 49, United States Code, Transportation; H.R. 4407, amended, National Child Search Assistance Act of 1990; H.R. 5652, to amend the Act incorporating the American Legion so as to redefine eligibility for membership therein; and H.J. Res. 657, amended, granting the consent of the Congress to amendments to the Delaware-New Jersey Compact.

The Committee also considered private bills.

FEDERAL CONTRACT CRIMES SENTENCING ACT

Committee on the Judiciary: Subcommittee on Criminal Justice held a hearing on H.R. 4795, Federal Contract Crimes Sentencing Act of 1990. Testimony was heard from Representative Miller of California; Morris B. Silverstein, Assistant Inspector General, Criminal Investigations, Department of Defense; and Paul L. Maloney, Deputy Assistant Attorney General, Criminal Division, Department of Justice.

BUDGET RECONCILIATION

Committee on Post Office and Civil Service: Ordered reported, unfavorably, Budget reconciliation recommendations.

INTERNATIONAL AVIATION POLICY AND BILATERAL AGREEMENTS

Committee on Public Works and Transportation: Subcommittee on Aviation held a hearing to review International Aviation Policy and Bilateral Agreements. Testimony was heard from Jeffrey N. Shane, Assistant Secretary, Policy and International Affairs, Department of Transportation.

DEFENSE APPROPRIATIONS

Committee on Rules: Granted a rule waiving all points of order against consideration of H.R. 5803, making appropriations for the Department of Defense for the fiscal year ending September 30, 1991. The rule also waives clause 2 and clause 6 of Rule XXI against specific provisions in the bill. Finally, the rule provides that where points of order are waived against only a portion of a paragraph, a point of order against another provision in the paragraph applies only to that provision and not to the entire paragraph. Testimony was heard from Representatives Murtha and McDade.

CENTRAL UTAH PROJECT COMPLETION ACT

Committee on Rules: Granted an open rule providing 1 hour of debate on H.R. 3960, Central Utah Project Completion Act. The rule makes in order the Interior committee amendment in the nature of a substitute now printed in the bill as an original bill to be considered by titles, each title considered as read. The rule waives clause 7, Rule XVI (prohibiting nongermane amendments) against the committee substitute. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Representatives Miller of California, Owens of Utah, Campbell of Colorado, Hansen and Craig.

URANIUM ENRICHMENT REORGANIZATION ACT

Committee on Science, Space, and Technology: Held a hearing on H.R. 2480, Uranium Enrichment Reorganization Act. Testimony was heard from W. Henson Moore, Deputy Secretary, Department of Energy; and public witnesses.

Joint Meetings

TONGASS TIMBER REFORM

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 987, to protect certain lands in the Tongass National Forest in Alaska, to modify certain long-term timber contracts, and to provide for protection of riparian habitat, but did not complete action thereon, and will meet again Tuesday, October 16.

FARM BILL

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices, but did not complete action thereon, and will meet again tomorrow.

NATIONAL AFFORDABLE HOUSING ACT

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing, and to increase homeownership.

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Friday, October 12, 1990

Senate

Chamber Action

Routine Proceedings, pages 28801–28998

Measures Introduced: Ten bills were introduced as follows: S. 3192–3201.

Page 28935

Measures Reported: Reports were made as follows:

Reported Thursday, October 11:

H.R. 3338, to direct the Secretary of the Interior to convey all interest of the United States in a fish hatchery to the State of South Carolina, with amendments. (S. Rept. No. 101–522)

S. 3095, to authorize the creation of a National Education Report Card to be published annually to measure educational achievement of both students and schools and to establish a National Council on Educational Goals. (S. Rept. No. 101–524)

Page 28935

Reported today:

S. 585, to implement the national objective of pollution prevention by establishing a source reduction program at the Enviromental Protection Agency, by assisting States in providing information and technical assistance regarding source reduction, with amendments. (S. Rept. No. 101–526)

H.R. 4559, to establish the Red Rock Canyon National Conservation Area, with an amendment in the nature of a substitute. (S. Rept. No. 101–527)

S. 2184, to assist small communities in construction of facilities for the protection of the environment and human health, with an amendment in the nature of a substitute. (S. Rept. No. 101–528)

S. 2729, to amend the Coastal Barrier Resources Act, with amendments. (S. Rept. No. 101–529)

S. 2946, to amend the Public Health Service Act to revise and extend the program establishing the National Bone Marrow Donor Registry, with an amendment in the nature of a substitute. (S. Rept. No. 101–530)

S. 1850, to require sequestration for a fiscal year if the actual deficit for the preceding fiscal year exceeds the target by more than $10,000,000,000, with an amendment in the nature of a substitute. (S. Rept. No. 101–531)

H.R. 5401, to improve the enforcement of criminal laws relating to banking, to facilitate the recovery of assets of failed financial institutions, to increase existing penalties and provide new penalties for offenses affecting financial institutions, with an amendment in the nature of a substitute.

S. 3194, entitled the "Comprehensive Thrift and Bank Fraud Prosecution and Taxpayer Recovery Act of 1990".

Page 28935

Measures Passed:

Labor, HHS, Education Appropriations, 1991: By 76 yeas to 15 nays (Vote No. 269), Senate passed H.R. 5257, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1991, after agreeing to committee amendments, and taking action on the following amendments proposed thereto:

Page 28810

Adopted:

(1) Armstrong Amendment No. 2954 (to Committee Amendment beginning on page 43, line 25), to require notification of a parent or legal guardian prior to an abortion on a minor. (By 48 yeas to 48 nays (Vote No. 266), Senate earlier failed to table the amendment.)

Page 28823

(2) Simon Amendment No. 2955, of a technical nature.

Page 28837

(3) Graham Amendment No 2959, to revise provisions relating to State Legalization Impact Assistance Grants.

Page 28857

(4) Harkin (for Metzenbaum) Amendment No. 2960, to prevent a local educational agency from changing payment categories pursuant to section 5(c)(2)(A) of P.L. 81–874 as a result of families moving off base due to a health concern or an environmental hazard.

Page 28858

(5) Harkin Amendment No. 2961, to make technical corrections.

Page 28859

(6) Specter (for Dole) Amendment No. 2962, to require that funds appropriated to make grants for the establishment and operation of independent living centers be used to support entities currently receiving the grants.

Page 28859

(7) Harkin (for Bradley) Amendment No. 2963, to increase the amount made available for programs relating to the education of gifted and talented students.

Page 28874

(8) Harkin (for Bingaman) Amendment No. 2964, to provide funds for the operation of a National Council on Education and the School Year Extension Study Commission.

Page 28875

Rejected:

(1) Helms Amendment No. 2956 (to Committee Amendment beginning on page 17, line 15), to delete funding appropriated for fiscal year 1992 for the treatment of AIDS. (By 70 yeas to 24 nays (Vote No. 267), Senate tabled the amendment.)

Page 28837

(2) Helms Amendment No. 2957 (to Committee Amendment beginning on page 17, line 15), to transfer certain funds made available for programs relating to AIDS to programs relating to the prevention of infant mortality and sudden death syndrome, child health research centers, mental retardation in children, and programs relating to Alzheimer's disease. (By 69 yeas to 23 nays (Vote No. 268), Senate tabled the amendment.)

Page 28842

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Harkin, Byrd, Hollings, Burdick, Inouye, Bumpers, Reid, Adams, Specter, Hatfield, Stevens, Rudman, McClure, Cochran, and Gramm.

Page 28875

Stewart B. McKinney Homeless Assistance: Senate passed H.R. 3789, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless, after agreeing to the following amendments proposed thereto:

Page 28969

Wirth (for Kennedy) Amendment No. 2972, in the nature of a substitute.

Page 28969

Armstrong (for Nickles) Amendment No. 2973 (to Amendment No. 2972), to provide for homeless individuals to work on the shelter which is his or her primary nighttime residence by exempting them from the Davis-Bacon Act, the Service Contract Act, and any other similar provision of Federal law.

Page 28969

Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees, from the Committee on Labor and Human Resources for matters within their jurisdiction: Senators Kennedy, Dodd, Mikulski, Hatch, and Durenberger; and from the Committee on Governmental Affairs for matters within their jurisdiction: Senators Glenn, Kohl, Lieberman, Roth, and Stevens.

Page 28970

Land Conveyance: Senate passed S. 1831, to direct the Secretary of Agriculture to convey certain lands to the town of Taos, New Mexico, after agreeing to a committee amendment in the nature of a substitute.

Page 28970

Glorieta National Battlefield: Senate passed S. 2165, to establish the Glorieta National Battlefield in the State of New Mexico, after agreeing to a committee amendment in the nature of a substitute.

Page 28971

National Forest Information Center: Senate passed S. 2527, to direct the Secretary of Agriculture to conduct a study to determine the need for a National Forest Information Center and an expanded environmental education program in New Mexico.

Page 28971

Fossil Trackways Study: Senate passed S. 2684, to authorize a study of methods to protect and interpret the nationally significant fossil trackways found in the Robledo Mountains near Las Cruces, New Mexico, after agreeing to a committee amendment in the nature of a substitute.

Page 28972

Fort Totten National Historic Site: Senate passed S. 2802, to authorize the establishment of the Fort Totten National Historic Site.

Page 28973

Vaccine and Immunization Authorization: Senate passed H.R. 4238, to amend the Public Health Service Act to extend various programs with respect to vaccine-preventable diseases, after agreeing to the following amendment proposed thereto:

Page 28974

Wirth (for Kennedy) Amendment No. 2974, in the nature of a substitute.

Page 28974

Subsequently, S. 2629, Senate companion measure, was indefinitely postponed.

Page 28978

American Legion Badge Extension: Senate passed S. 615, providing for a 14-year extension of the patent for the badge of the American Legion.

Page 28983

American Legion Auxiliary Badge Extension: Senate passed S. 616, providing for a 14-year extension of the patent for the badge of the American Legion Auxiliary.

Page 28983

Sons of the American Legion Badge Extension: Senate passed S. 617, providing for a 14-year extension of the patent for the badge of the Sons of the American Legion.

Page 28983

National Law Enforcement Cooperation: Senate passed S. 2756, to encourage national law enforcement cooperation.

Page 28983

Private Relief: Senate passed H.R. 2961, for the relief of Sonanong Poonpipat (Latch).

Page 28984

Safe Medical Devices Act: Senate passed H.R. 3095, to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices, after striking all after the enacting clause and inserting in lieu thereof the text of S. 3006, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute, and the following amendments proposed thereto:

Page 28984

(1) Wirth (for Kennedy) Amendment No. 2975, in the nature of a substitute.

Page 28989

(2) Wirth (for Inouye) Amendment No. 2976 (to Amendment No. 2975), to award a grant for the construction of a medical facility at the George Washington University to be utilized as a National Emergency Care Center.

Page 28990

Senate insisted on its amendment, requested a conference with the House thereon, and the chair appointed the following conferees: Senators Kennedy, Pell, Metzenbaum, Dodd, Hatch, Durenberger, and Coats.

Page 28998

Subsequently, S. 3006, Senate companion measure, was returned to the calendar.

Page 28991

Orphan Drug Amendments: Committee on Labor and Human Resources was discharged from further consider-

ation of H.R. 4638, to revise the orphan drug provisions of the Federal Food, Drug, and Cosmetic Act and the Orphan Drug Act, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 28991

Armstrong (for Hatch/Dodd/Lautenberg) Amendment No. 2977, to change the effective date.

Page 28991

Foreign Operations Appropriations, 1991: Senate began consideration of H.R. 5114, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991, agreeing to committee amendments (with certain exceptions), and taking action on the following amendments proposed thereto:

Pages 28881, 28929, 28931

Adopted:

(1) Leahy/Kasten Amendment No. 2965, to make technical corrections to reflect the Congressional Budget Office budget reestimate.

Page 28907

(2) Mitchell Modified Amendment No. 2966, to make available a limited amount of development and humanitarian assistance to Cambodians and to provide for terminating assistance to any Cambodian organization cooperating with the Khmer Rouge.

Page 28918

(3) Simon Amendment No. 2968, to provide that no funds under the Economic Support Fund and Foreign Military Financing Program may be obligated or expended for Kenya until 30 days after a certified report is transmitted to the Congress.

Page 28920

(4) Kasten (for Kennedy) Amendment No. 2969, to express the sense of the Senate that the United States and the rest of the international community should respond generously to the Angolan famine by providing immediate emergency assistance through appropriate international and private voluntary organizations to Angolan civilians on both sides of the Angolan conflict.

Page 28921

(5) Kasten (for Chafee) Amendment No. 2970, to make available funds to countries in Africa for programs which support conservation and biological diversity.

Page 28922

(6) Kasten (for Hatch) Amendment No. 2971, to require an analysis of requirements necessary to bolster anti-narcotic efforts.

Page 28922

Pending:

Kerrey Amendment No. 2967 (to Committee Amendment beginning on page 2, line 12), to prohibit funding the administration or enforcement of the economic embargo against Cambodia.

Page 28919

During consideration of this bill today, the Senate took the following action:

By 51 yeas to 38 nays (Vote No. 270), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate failed to agree to close further debate on Committee Amendment beginning on page 10, line 20, relating to funding of the United Nations Populations Fund. (Upon failure of the Senate to invoke cloture, the amendment was deemed to have been stricken from the bill.)

Page 28907

By unanimous consent, the bill was laid aside.

Page 28929

Developmental Disabilities Assistance/Bill of Rights: Senate concurred in the amendments of the House to S. 2753, to reauthorize the Developmental Disabilities Assistance and Bill of Rights Act.

Page 28978

Department of Defense Appropriations, 1991—Agreement: A unanimous-consent agreement was reached providing for consideration of S. 3189, making appropriations for the Department of Defense for the fiscal year ending September 30, 1991, on Monday, October 15, at 10 a.m., and that following third reading and passage of the bill, the Senate proceed to immediate consideration of H.R. 5803, House companion measure, that the text of S. 3189, as passed by the Senate, be incorporated into the House bill, that the House bill, as amended by the incorporation of the Senate-passed bill, be deemed as having been read a third time and passed, that the Senate insist upon its amendments, request a conference with the House thereon, and that the Chair be authorized to appoint conferees on the part of the Senate.

Page 28929

Appointments:

Competitive Policy Council: The Chair, on behalf of the Majority Leader and the Republican Leader, pursuant to Public Law 100–418, announced the appointment of the following individuals as members of the Competitive Policy Council: Jack Barry, as representative from the labor community; Dr. Bruce Scott, as representative from the academic community; Honorable Michael Hayden, as representative from State or local government; and Rand Araskog, as representative from the business community.

Page 28921

Measure Indefinitely Postponed: Senate indefinitely postponed further consideration of the following bill:

Arms Control and Disarmament Amendments: S. 1868, to amend the Arms Control and Disarmament Act to authorize appropriations for the fiscal year 1990 for the Arms Control and Disarmament Agency.

Page 28978

Nominations Confirmed: Senate confirmed the following nominations:

Stephen D. Easton, of North Dakota, to be United States Attorney for the District of North Dakota.

Joseph M. McLaughlin, of New York, to be United States Circuit Judge for the Second Circuit.

Thomas G. Nelson, of Idaho, to be United States Circuit Judge for the Ninth Circuit.

Diane Gilbert Weinstein, of the District of Columbia, to be a Judge of the United States Claims Court.

James B. Loken, of Minnesota, to be United States Circuit Judge for the Eighth Circuit.

William C. Andersen, of Connecticut, to be United States Marshal for the District of Connecticut.

Marvin Collins, of Texas, to be United States Attorney for the Northern District of Texas.

Page 28999

Nominations Received: Senate received the following nominations:

Cecil B. Thompson, of Virginia, to be a Member of the Board of Directors of the Export-Import Bank of the United States.

Cecil B. Thompson, of Virginia, to be a Member of the Board of Directors of the Export-Import Bank of the United States. (Reappointment)

1 Air Force nomination in the rank of general.

Routine lists in the Air Force, Marine Corps.

Page 28998

Messages From the House: Page 28933

Measures Referred: Page 28934

Measures Placed on Calendar: Page 28934

Executive Reports of Committees: Page 28935

Statements on Introduced Bills: Page 28935

Additional Cosponsors: Page 28937

Amendments Submitted: Page 28938

Authority for Committees: Page 28963

Additional Statements: Page 28964

Record Votes: Five record votes were taken today. (Total—270)

Pages 28836, 28842, 28857, 28874, 28912

Recess: Senate convened at 9:30 a.m., and recessed at 11:50 p.m., until 9:30 a.m., Monday, October 15. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 28998.)

Committee Meetings

BUSINESS MEETING

Committee on Banking, Housing, and Urban Affairs: Committee ordered favorably reported an original bill to authorize additional funds for the Resolution Trust Corporation.

Also, committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 310, setting forth the congressional budget for the U.S. Government, and agreed on recommendations which it will make thereon to the Committee on the Budget.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 3191, to provide for necessary medical care for certain persons detained, held hostage, or interned;

S.J. Res. 374, to declare it to be the policy of the United States that there should be a renewed and sustained commitment to Federal aid to elementary and secondary education; and

The nominations of Perry L. Adkisson, of Texas, to be a Member of the National Science Board, National Science Foundation, Richard C. Hackett, of Tennessee, to be a Member of the Board of Trustees of the Harry S. Truman Scholarship Foundation, J. Michael Farrell, of the District of Columbia, to be a Member of the National Commission on Libraries and Information Science, Michael B. Unhjem, of North Dakota, to be a Member of the National Council on Disability, and Andrew F. Reardon, of Illinois, to be a Member of the Railroad Retirement Board.

Also, committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 310, setting forth the congressional budget for the U.S. Government, and agreed on recommendations which it will make thereon to the Committee on the Budget.

BUDGET RECONCILIATION

Committee on Veterans' Affairs: Committee completed its review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 310, setting forth the congressional budget for the U.S. Government, and agreed on recommendations which it will make thereon to the Committee on the Budget.

House of Representatives

Chamber Action

Bills Introduced: 5 public bills, H.R. 5821–5825; and 1 resolution, H.J. Res. 668 were introduced.

Page 28799

Reports Filed: Reports were filed as follows:

H.R. 5760, to amend the District of Columbia Self-Government and Governmental Reorganization Act to establish a predictable and equitable method for determining the amount of the annual Federal payment to the District of Columbia and to simplify congressional review of District acts, amended (H. Rept. No. 101–854, Part I);

H.R. 4520, to amend title 13, United States Code, and the International Investment and Trade In Services Survey

Act to improve the quality of data on foreign investment in the United States, amended (H. Rept. 101–855, Part I); and

Conference report on S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment (H. Rept. 101–856).

Page 28799

Tribal Community College Assistance: House passed and cleared for the President S. 2167, to reauthorize the Tribally Controlled Community College Assistance Act of 1978 and the Navajo Community College Act.

Page 28721

Defense Appropriations: By a recorded vote of 322 ayes to 97 noes, Roll No. 455, the House passed H.R. 5803, making appropriations for the Department of Defense for the fiscal year ending September 30, 1991.

Page 28724

Agreed To:

The Murtha amendment that provides that no funds be expended for the SRAM–T Short Range Attack Missile-Tactical unless specifically authorized by law; and

Page 28733

The Traficant amendment that reduces by $400,000,000 the Operations and Maintenance accounts and revolving and management funds to reduce inapplicable inventories.

Page 28758

Rejected:

The Traficant amendment that sought to reduce all accounts in the bill by an across-the-board cut of 10 percent;

Page 28742

The Traficant amendment that sought to reduce all accounts in the bill by an across-the-board cut of 5 percent (rejected by a recorded vote of 97 ayes to 319 noes, Roll No. 453);

Page 28743

The Penny amendment that sought to reduce by 2 percent all accounts in the bill not authorized by law (rejected by a recorded vote of 201 ayes to 215 noes, Roll No. 454); and

Page 28745

The Spratt amendment was offered, but subsequently withdrawn, that sought to provide that no funds be expended for the SRAM–T missile by striking provisions in the bill providing for $119 million in funding for the program.

Page 28733

H. Res. 501, the rule waiving all points of order during consideration of the bill, was agreed to earlier by a voice vote.

Page 28723

Commerce/Justice/State/Judiciary Appropriations: House disagreed to the amendments of the Senate to H.R. 5021, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary and related agencies for the fiscal year ending September 30, 1991; and agreed to a conference. Appointed as conferees: Representatives Smith of Iowa, Alexander, Early, Dwyer of New Jersey, Carr, Mollohan, Whitten, Rogers, Regula, Kolbe, and Conte.

Page 28759

Treasury/Postal Service Appropriations: House disagreed to the amendments of the Senate to H.R. 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1991; and agreed to a conference. Appointed as conferees: Representatives Roybal, Hoyer, Alexander, Early, Sabo, Dixon, Whitten, Skeen, Lowery of California, Wolf, and Conte.

Page 28759

Competitiveness Policy Council: The Speaker and the Minority Leader jointly appointed the following individuals from private life to the Competitiveness Policy Council: Mr. Lynn Williams, of Pittsburgh, Pennsylvania; Mr. C. Fred Bergsten of Washington, DC; Mr. Edward V. Regan of Albany, New York; and Mr. John J. Murphy of Dallas, Texas.

Page 28759

Interior Appropriations: House completed all general debate and began consideration of amendments to H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991. Consideration of amendments will resume on Monday, October 15.

Page 28767

Agreed to the Yates en bloc amendments that reduce funding in the bill by $100 million in compliance with the revised conference report on the Budget resolution.

Page 28789

H. Res. 505, the rule waiving certain points of order during consideration of the bill, was agreed to earlier by a yea-and-nay vote of 245 yeas to 160 nays, Roll No. 456.

Page 28759

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 28798

Quorum Calls—Votes: One quorum call, one yea-and-nay vote and three recorded votes developed during the proceedings of the House today and appear on pages 28743, 28744, 28757, 28758, and 28766.

Adjournment: Met at 10 a.m. and adjourned at 4:37 p.m.

Committee Meetings

BUDGET RECONCILIATION

Committee on Banking, Finance and Urban Affairs: Ordered reported, amended, Budget reconciliation recommendations.

BUDGET RECONCILIATION

Committee on Energy and Commerce: On October 11, the Committee ordered reported, amended, Budget reconciliation recommendations.

OVERVIEW—FEDERAL ENERGY REGULATORY COMMISSION

Committee on Government Operations: Subcommittee on Environment, Energy, and Natural Resources concluded hearings on overview of Federal Energy Regulatory Commission. Testimony was heard from public witnesses.

HARRIER JET TESTING IMPROPRIETIES—NORTHROP CORPORATION

Committee on Government Operations: Subcommittee on Legislation and National Security continued hearings on the impact of Harrier Jet Testing Improprieties by the Northrop Corporation. Testimony was heard from public witnesses.

BUDGET RECONCILIATION; MISCELLANEOUS MEASURE

Committee on Merchant Marine and Fisheries: Ordered reported Budget reconciliation recommendations.

The Committee also ordered reported amended H.R. 2548, to provide for the establishment of the Laguna de Santa Rosa National Wildlife Refuge in Sonoma County, CA.

BUDGET RECONCILIATION

Committee on Public Works and Transportation: Ordered reported, amended, Budget reconciliation recommendations.

INTERIOR APPROPRIATIONS

Committee on Rules: On October 11, the Committee granted an open rule waiving clause 2 of Rule XXI against specific provisions of H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991. The rule also waives all points of order against consideration of the bill. The rule makes in order amendments by Representative Yates to be offered en bloc, debatable for twenty minutes equally divided and controlled, and not subject to amendment nor to a demand for a division of the question in the House or in the Committee of the Whole. If adopted, the Yates amendments will be original text for purposes of further amendment. The rule makes in order an amendment by Representative Regula printed in the report to accompany the rule and debatable for 30 minutes equally divided and controlled. The Regula amendment is not subject to amendment except for the Williams substitute to the Regula amendment. The rule makes in order the Williams amendment in the nature of a substitute, consisting of the text of H.R. 4825 as passed the House, debatable for 30 minutes. The rule also makes in order an amendment by Representative Synar printed in the report to accompany the rule. Debate on the Synar amendment and all amendments thereto is limited to one hour. The rule waives clause 7 of Rule XVI and clause 2 of Rule XXI against the Regula amendment, the Williams substitute to the Regula amendment and the Synar amendment. Finally, under the rule, H. Res. 500, the first rule the Committee granted for the consideration of H.R. 5769, is laid on the table. Testimony was heard from Regula.

CONFERENCE REPORT—CIVIL RIGHTS ACT

Committee on Rules: On October 11, the Committee granted a rule waiving all points of order against the conference report on S. 2104, Civil Rights Act of 1990, and against its consideration. The rule provides that the conference report will be considered as read. Testimony was heard from Representatives Martinez and Fawell.

BUDGET RECONCILIATION

Committee on Science, Space, and Technology: Ordered reported Budget reconciliation recommendations.

BUDGET RECONCILIATION; MISCELLANEOUS MEASURES

Committee on Veterans' Affairs: Ordered reported Budget reconciliation recommendations.

The Committee also ordered reported the following bills: H.R. 5326, amended Veterans' Compensation Amendments of 1990; H.R. 5740, amended, Veterans' Health-Care Amendments of 1990; H.R. 5739, to redesignate the Department of Veterans Affairs medical center located at 113 Holland Avenue in Albany, NY, as the "Samuel S. Stratton Department of Veterans Affairs Medical Center"; H.R. 5814, Soldiers and Sailors Civil Relief Act Amendments of 1990; H.R. 5657, Veterans' Judicial Review Amendments of 1990; H.R. 5506, amended, to provide for the transfer of an existing U.S. memorial erected under the auspices of the American Legion, Inc., for use and benefit of all American officers and enlisted personnel who served in World War I to the Department of Veterans Affairs; and H.R. 5093, Department of Veterans Affairs Codification Act.

Joint Meetings

APPROPRIATIONS—D.C.

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5311, making appropriations for fiscal year 1991 for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District.

APPROPRIATIONS—ENERGY/WATER

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 5019, making appropriations for fiscal year 1991 for energy and water

development programs, but did not take final action thereon.

EXPORT ADMINISTRATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 4653, to authorize funds for fiscal year 1991 for programs of the Export Administration Act of 1979, but did not complete action thereon, and recessed subject to call.

FARM BILL

Conferees continued to resolve the differences between the Senate- and House-passed versions of S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers and abundance of food and fiber at reasonable prices, but did not complete action thereon, and will meet again Monday, October 15.

NATIONAL AFFORDABLE HOUSING ACT

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing, and to increase home ownership.

NATIONAL AND COMMUNITY SERVICE ACT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1430, to enhance national and community service.

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Saturday, October 13, 1990

Senate

Chamber Action

The Senate was not in session today. Its next meeting will be held at 9:30 a.m. on Monday, October 15.

Committee Meetings

For Senate Committee Meetings see the Congressional Record of October 12.

House of Representatives

Chamber Action

Bills Introduced: 2 public bills, H.R. 5826–5827, were introduced.

Page 29017

Reports Filed: Reports were filed as follows:

H.R. 5326, Veterans' Compensation Amendments of 1990, amended (H. Rept. 101–857);

H.R. 5506, to provide for the transfer of an existing United States memorial erected under the auspices of the American Legion, Inc., for the use and benefit of all American officers and enlisted personal who served in World War I to the Department of Veterans Affairs, amended (H. Rept. 101–858);

H.R. 5657, to make technical amendments to the Veterans' Judicial Review Act (H. Rept. 101–859);

H.R. 5739, to redesignate the Department of Veterans Affairs medical center located at 113 Holland Avenue in Albany, New York, as the Samuel S. Stratton Department of Veterans Affairs Medical Center" (H. Rept. 101–860);

H.R. 5740, to amend title 38, United States Code, to make improvements in veterans' health-care programs, amended (H. Rept. 101–861); and

H.R. 5814, Soldiers' and Sailors' Civil Relief Act Amendments of 1990, amended (H. Rept. 101–862).

Page 29016

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Obey to act as Speaker pro tempore for today.

Page 29015

Late Reports: Committee on Veterans' Affairs received permission to have until midnight tonight to file reports on the following measures:

H.R. 5326, Veterans' Compensation Amendments of 1990;

H.R. 5506, to provide for the transfer of an existing United States memorial erected under the auspices of the American Legion, Inc., for the use and benefit of all American officers and enlisted personnel who served in World War I to the Department of Veterans Affairs;

H.R. 5657, to make technical amendments to the Veterans' Judicial Review Act;

H.R. 5739, to redesignate the Department of Veterans Affairs medical center located at 113 Holland Avenue in Albany, New York, as the Samuel S. Stratton Department of Veterans Affairs Medical Center";

H.R. 5740, to amend title 38, United Stated Code, to make improvements in veterans' health-care programs; and

H.R. 5814, Soldiers' and Sailors' Civil Relief Act Amendments of 1990.

Page 29016

Quorum Calls—Votes: No quorum calls or votes developed during the proceedings of the House today.

Adjournment: Met at 10:00 a.m. and adjourned at 10:08 a.m.

♦♦♦♦♦♦♦♦♦♦♦♦

Monday, October 15, 1990

Senate

Chamber Action

Routine Proceedings, pages 29019–29121

Measures Introduced: Three bills and two resolutions were introduced as follows: S. 3202–3204, S. Res. 340, and S. Con. Res. 153.

Page 29085

Measures Passed:

Department of Defense Appropriations, 1991: By 79 yeas to 16 nays (Vote No. 273), Senate passed S. 3189, making appropriations for the Department of Defense for the fiscal year ending September 30, 1991, after taking action on the following amendments proposed thereto:

Page 29030

Adopted:

(1) Stevens (for Hatfield) Amendment No. 2978, to provide funds for the establishment of the Japanese American Museum as a component of the Japanese American Cultural Center in Ontario, Oregon.

Page 29033

(2) Stevens (for Nickles/Boren) Amendment No. 2979, to permit the Army to cooperate with the Department of the Interior in replacing an earth dam at Fort Sill, Oklahoma.

Page 29033

(3) Inouye (for Nunn) Amendment No. 2980, to provide for an increase in funds to be made available for the CINC initiative fund account.

Page 29034

(4) Inouye (for Reid) Amendment No. 2981, to direct that no funds be made available for the A–76 cost comparison study for the contracting out of firefighting or security guard functions at Indian Springs Air Force Auxiliary Field.

Page 29034

(5) Hollings/Thurmond Amendment No. 2982, to provide for the transfer of funds to be made available to the Secretary of Defense to repair or replace real property, facilities, equipment, and other Department of Defense assets damaged by hurricane Hugo in September 1989.

Page 29034

(6) McCain Amendment No. 2983, to require the Secretary of Defense to report to Congress on contributions made by other countries to Operation Desert Shield, to operations in support of the United Nations embargo against Iraq, and to other operations and efforts to counter Iraq aggression in the Persian Gulf region.

Page 29036

(7) Dixon Amendment No. 2984, to prohibit any funding for the export, or the licensing for export, of any items or technology to South Korea in connection with the coproduction of F/A–18 aircraft until at least 15 days after the Congress has received the proposed memorandum of understanding between South Korea and the United States regarding that coproduction and all documentation and background material, including agreements concluded through the exchange of letters, relating thereto.

Page 29037

(8) Inouye (for Rudman) Amendment No. 2985, to eliminate the use of funds for operation and maintenance involving the closure of Pease Air Force Base in New Hampshire.

Page 29040

(9) Stevens Amendment No. 2986, to clarify the definition of properties available for purchase from Federal agencies.

Page 29040

(10) Sanford Amendment No. 2987, to provide funds for the environmental protection program at Fort Bragg, North Carolina, to be used to fund Fort Bragg's efforts to ensure the protection of the endangered red-cockaded woodpecker.

Page 29041

Subsequently, the amendment was modified by unanimous consent.

Page 29047

(11) Specter Amendment No. 2989, to express the sense of the Congress that the President should call for international negotiations for the purpose of agreeing on the establishment of an international strike force to counter major international drug traffickers.

Page 29048

(12) Inouye (for Riegle) Amendment No. 2990, to provide for more balanced international economic burden sharing in a new international order.

Page 29049

(13) Conrad Modified Amendment No. 2991, to limit the use of appropriated funds for supporting any end-strength level of members of the Armed Forces of the

United States assigned to permanent duty ashore in Japan.

Page 29052

(14) Symms Amendment No. 2993, to provide for the evaluation of the Assault Ballistic Rocket System.

Page 29068

(15) Inouye (for Nunn/Warner) Amendment No. 2994, to provide for the enactment of H.R. 4739, National Defense Authorization Act, as passed by the Senate on September 25, 1990.

Page 29069

(16) Inouye (for McClure) Amendment No. 2995, to provide funds to satisfy a claim of Shipco General, Inc., an Idaho corporation, against the United States arising out of the termination of a contract at Kirtland Air Force Base, New Mexico.

Page 29073

Rejected:

(1) By 46 yeas to 50 nays (Vote No. 271), Conrad Amendment No. 2988, to limit the use of appropriated funds for supporting any end-strength level of members of the Armed Forces of the United States assigned to permanent duty ashore in European member nations of the North Atlantic Treaty Organization (NATO).

Page 29044

(2) By 44 yeas to 50 nays (Vote No. 272), Leahy Amendment No. 2992, to limit the use of funds for the B–2 advanced technology bomber program.

Page 29053

Department of Defense Appropriations, 1991: Senate passed H.R. 5803, making appropriations for the Department of Defense for the fiscal year ending September 30, 1991, after incorporating the text of S. 3189, Senate companion measure (listed above), as passed by the Senate today.

Page 29082

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Inouye, Hollings, Johnston, Byrd, Leahy, Sasser, DeConcini, Bumpers, Lautenberg, Harkin, Stevens, Garn, McClure, Kasten, D'Amato, Rudman, Cochran, Specter, and Hatfield.

Page 29082

Asbestos School Hazard Abatement Act: Senate passed S. 1893, to reauthorize the Asbestos School Hazard Abatement Act of 1984, after agreeing to committee amendments, and the following amendments proposed thereto:

Page 29101

(1) Mitchell (for Burdick) Amendment No. 2997, to amend the findings and clarify authorizations for appropriations.

Page 29104

(2) Mitchell (for Metzenbaum) Amendment No. 2998, to increase the minimum number of hours required for asbestos abatement workers.

Page 29104

Providing for the Transfer of the Platoro Reservoir: Senate passed S. 1118, to provide for the transfer of the Platoro Reservoir to the Conejos Water Conservancy District of the State of Colorado, and for the protection of fish habitat on the Conejos River, after agreeing to the committee amendment in the nature of a substitute.

Page 29115

Amending Mineral Leasing Act: Senate passed H.R. 5579, to amend section 28(w) of the Mineral Leasing Act.

Page 29117

Subsequently, S. 3017, Senate companion measure, was indefinitely postponed.

Page 29117

Vancouver National Historical Reserve: Committee on Energy and Natural Resources was discharged from further consideration of H.R. 5144, to establish the Vancouver National Historical Reserve in the State of Washington, and the bill was then passed.

Page 29117

Subsequently, S. 2771, Senate companion measure, was indefinitely postponed.

Page 29119

Reimbursement of Montana Cattleowners: Senate passed S. 1767, to reimburse Montana and individuals for expenses incurred to test cattle for brucellosis organisms carried outside Yellowstone National Park by elk and bison, after agreeing to committee amendments, and the following amendment proposed thereto:

Page 29119

Mitchell (for Johnston) Amendment No. 2999, of a clarifying intent.

Page 29119

Southeast Light on Block Island: Senate passed S. 3160, to authorize the relocation of the Southeast Light on Block Island, Rhode Island.

Page 29120

Zuni Claims Settlement Act: Senate concurred in the House amendments to S. 2203, to settle certain claims of the Zuni Indian Tribe.

Page 29114

Appointments:

North Atlantic Assembly Fall Meeting: The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, as amended, appointed the following Senators as members of the Senate Delegation to the North Atlantic Assembly Fall Meeting during the Second Session of the 101st Congress, to be held in London, England, November 25–30, 1990: Senators Pell, Metzenbaum, Sarbanes, Boren, Heflin, Adams, and Fowler.

Page 29121

Nominations Confirmed: Senate confirmed the following nominations: Michael B. Unhjem, of North Dakota, to be a Member of the National Council on Disability for the remainder of the term expiring September 17, 1990.

Michael B. Unhjem, of North Dakota, to be a Member of the National Council on Disability for a term expiring September 17, 1993.

Richard C. Hackett, of Tennessee, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 1993.

Perry L. Adkisson, of Texas, to be a Member of the National Science Board, National Science Foundation for a term expiring May 10, 1996.

J. Michael Farrell, of the District of Columbia, to be a Member of the National Commission on Libraries and Information Science for the remainder of the term expiring July 19, 1992.

Andrew F. Reardon, of Illinois, to be a Member of the Railroad Retirement Board for the term of five years from August 29, 1988.

Page 29121

Nominations Received: Senate received the following nominations:

William W. Treat, of New Hampshire, to be a Representative of the United States of America to the Forty-fifth Session of the General Assembly of the United Nations.

James R. McGregor, of Pennsylvania, to be United States District Judge for the Western District of Pennsylvania.

Page 29121

Messages From the House: **Page 29083**

Measures Referred: **Page 29084**

Measures Placed on Calendar: **Page 29084**

Communications: **Page 29084**

Statements on Introduced Bills: **Page 29086**

Additional Cosponsors: **Page 29089**

Amendments Submitted: **Page 29092**

Authority for Committees: **Page 29096**

Additional Statements: **Page 29096**

Record Votes: Three record votes were taken today. (Total—273)

Pages 29047, 29067, 29081

Recess: Senate convened at 9:30 a.m., and recessed at 8:31 p.m., until 9 a.m., Tuesday, October 16. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 29121.)

Committee Meetings

NOMINATIONS

Committee on Agriculture, Nutrition, and Forestry: Committee concluded hearings on the nominations of Billy Ross Brown, of Mississippi, and John C. Datt, of Virginia, each to be a Member of the Farm Credit Administration Board, and Keith D. Bjerke, of North Dakota, to be a Member of the Board of Directors of the Commodity Credit Corporation, Department of Agriculture, after the nominees testified and answered questions in their own behalf.

BUDGET RECONCILIATION

Committee on Energy and Natural Resources: Committee completed a further review of certain spending reductions and revenue increases to meet reconciliation expenditures as imposed by H. Con. Res. 310, setting forth the congressional budget for the U.S. Government, and again agreed on recommendations which it will make thereon to the Committee on the Budget.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 5828–5834; and 4 resolutions, H. Res. 506–509 were introduced.

Page 29470

Reports Filed: Reports were filed as follows:

S. 3043, 3016, and H.R. 1230, all private bills (H. Rept. 101–863 through 101–865, respectively);

H.R. 5652, to amend the Act incorporating the American Legion so as to redefine eligibility for membership therein (H. Rept. 101–866);

H.R. 5692, to amend title XX of the Public Health Service Act to authorize appropriations for the adolescent family life program (H. Rept. 101–867);

H.R. 4956, to revise, codify, and enact without substantive change certain general and permanent laws, related to transportaton, as subtitles II, III, and V–X of title 49, United States Code, "Transportation", and to make other technical improvements in the Code, amended (H. Rept. 101–868);

H.R. 5661, to amend the Public Health Service Act to revise and extend the programs of the National Institutes of Health, amended (H. Rept. 101–869);

H.R. 5693, to amend the Public Health Service Act to extend the program of voluntary family planning established in title X of such Act (H. Rept. 101–870);

H.R. 5756, to amend section 315 of the Communications Act of 1934 with respect to the purchase of broadcasting time by candidates for public office (H. Rept. 101–871);

H.R. 4407, to require Federal, State, and local law enforcement agencies to report all cases of missing persons under age 18 to the National Crime Information Center of the Department of Justice, amended (H. Rept. 101–872);

Report from the Committee on Appropriations entitled "Revised Allocations of Subdivision of Budget Totals for Fiscal Year 1991" (H. Rept, 101–873);

H.R. 2511, to direct the President to develop a comprehensive safety program to ensure the quality and

sholesomeness of all fish products intended for human consumption in the United States, amended (H. Rept. 101–874, Part I);

H.R. 3155, to amend the Federal Food, Drug and Cosmetic Act to improve and expand the inspection and labeling of fish and fish products, amended (H. Rept. 101–875, Part I);

S. 1783, to regulate Indian child protection and prevent child abuse on Indian reservations, amended (H. Rept. 101–876);

H.R. 5237, to provide for the protection of Native American graves, amended (H. Rept. 101–877);

H.R. 5796, to conduct certain studies in the State of New Mexico, amended (H. Rept. 101–878);

S. 2846, to authorize and direct the Secretary of the Interior to conduct a study of the feasibility of establishing a unit of the National Park System to interpret and commemorate the origins, development, and progression of jazz in the United States, amended (H. Rept. 101–879);

H.R. 5071, to amend the Federal Triangle Development Act relating to the financing, planning, construction, and operation of the international and cultural trade center, amended (H. Rept. 101–880, Part I);

H.R. 2647, to provide for the protection and preservation of coastal and Great Lakes environmental quality for present and future generations, amended (H. Rept. 101–605, Part II);

H.R. 5835, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for fiscal year 1991 (H. Rept. 101–881); and

H. Res. 509, providing for the consideration of H.R. 5835, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for fiscal year 1991 (H. Rept. 101–882).

Page 29469

Defense Appropriations: The Speaker made the following modifications in the previous appointment of conferees to the conference on H.R. 4739, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces:

At the end of the appointment add the following new paragraph: As additional conferees from the Committee on Agriculture for consideration of section 2823 of the Senate amendment, and modifications committed to conference: Representatives Volker, Johnson of South Dakota, Harris, Olin, Campbell, of Colorado, Robert F. Smith, Combest and Marlenee.

Immediately after the paragraph naming additional conferees from the Committee on Energy and Commerce, insert the following: Provided that, Mr. Markey is appointed in place of Mr. Eckart for consideration of sections 2851 and 2852 of the House bill.

In the paragraph naming additional conferees from the Committee on Interior and Insular Affairs, replace Mr. Young of Alaska with Mrs. Vucanovich.

In the paragraph naming additional conferees from the Committee on Post Office and Civil Service, strike "1502(b)" and insert in lieu thereof "1502".

Page 29123

Suspensions: House voted to suspend the rules and pass the following measures:

Veterans' compensation: H.R. 5326, amended, Veterans' Compensation Amendments of 1990;

Page 29126

Veterans health care: H.R. 5740, amended, to amend title 38, United States Code, to make improvements in veterans health-care programs;

Page 29142

Samuel Stratton Veterans Medical Center: H.R. 5739, to redesignate the Department of Veterans Affairs medical center located at 113 Holland Avenue in Albany, New York, as the "Samuel S. Stratton Department of Veterans Affairs Medical Center". Subsequently, House passed S. 3127, a similar Senate-passed measure in lieu. H.R. 5739 was laid on the table;

Page 29147

Soldiers' and sailors' civil relief: H.R. 5814, amended, Soldiers' and Sailors' Civil Relief Act Amendments of 1990;

Page 29149

Veterans judicial review: H.R. 5657, to make technical amendments to the Veterans' Judicial Review Act;

Page 29152

Memorial transfer: H.R. 5506, amended, to provide for the transfer of an existing United States memorial erected under the auspices of the American Legion, Inc., for the use and benefit of all American officers and enlisted personnel who served in World War I to the Department of Veterans Affairs;

Page 29153

Civic Achievement Award: H.J. Res. 587, committing to the private sector the responsibility for support of the Civic Achievement Award Program in Honor of the Office of Speaker of the House of Representatives;

Page 29154

Chief Financial Officer: H.R. 5687, amended, to amend title 31, United States Code, to improve the financial management of the Federal Government by establishing a Chief Financial Officer of the United States within the Office of Management and Budget; by establishing a Chief Financial Officer within each executive department and within each major executive agency, and by requiring the development of systems that provide complete, accurate, and timely reporting of financial information. Agreed to amend the title;

Page 29155

Antarctica Protection: H.R. 3977, amended, to protect and conserve the continent of Antarctic;

Page 29164

Navigational safety: H.R. 4888, amended, to improve navigational safety and to reduce the hazards to navigation resulting from vessel collisions with pipelines in the marine environment;

Page 29180

Job training partnership: H.R. 3069, amended, to amend the Job Training Partnership Act to establish an employment training program for displaced homemakers;

Page 29192

D.C. Supreme Court: H.R. 4257, amended, to create a supreme court of the District of Columbia. Agreed to amend the title;

Page 29195

American University: H.R. 5749, to amend the Act entitled "An Act to incorporate the American University", approved February 24, 1893, to clarify the relationship between the Board of Trustees of the American University and the General Board of Higher Education and Ministry of the United Methodist Church;

Page 29203

Service attendants: H.R. 3911, to amend title 5 of the United States Code to increase the allowance for services of attendants;

Page 29204

American Legion: H.R. 5652, to amend the Act incorporating the American Legion so as to redefine eligibility for membership therein. Subsequently, S. 3091, a similar Senate passed bill was passed in lieu—clearing the measure for the President. H.R. 5652 was laid on the table;

Pages 29286, 29449

Transportation Code revision: H.R. 4956, amended, to revise, codify, and enact without substantive change certain general and permanent laws, related to transportation, as subtitles II, III, and V–X of title 49, United States Code, "Transportation", and to make other technical improvements in the Code;

Page 29292

Indian child protection: S. 1783, amended to regulate Indian child protection and prevent child abuse on Indian reservations;

Page 29443

H. Res. 508, to provide for agreeing, with amendments, to the Senate amendment to H.R. 3386, to prohibit the use of refrigerated motor vehicles for the transportation of solid waste, and to prohibit the use of cargo tanks in providing motor vehicle transportation of food or nonfood products—returning H.R. 3386 to the Senate;

Page 29449

Jazz commemoration: S. 2846, amended to authorize and direct the Secretary of the Interior to conduct a study of the feasibility of establishing a unit of the National Park System to interpret and commemorate the origins, development, and progression of jazz in the United States;

Page 29455

New Mexico studies: H.R. 5796, amended, to conduct certain studies in the State of New Mexico; and

Page 29456

Idaho land conveyance: S. 267, amended, to authorize the Secretary of the Interior to convey certain lands in Idaho to Mr. and Mrs. Kenneth Blevins of Kuna, Idaho. Agreed to amend the title.

Page 29459

Maritime Commission Authorization: House voted to suspend the rules and agree, with amendment, to the Senate amendment to H.R. 4009, to authorize appropriations for fiscal year 1991 for the Federal Maritime Commission.

Page 29174

Education of the Handicapped: House voted to suspend the rules and agree to the conference report on S. 1824, to reauthorize the Education of the Handicapped Act—clearing the measure for the President. Subsequently, the House agreed to S. Con. Res. 150, correcting the enrollment of the aforesaid conference report—clearing the measure.

Pages 29184, 29192

Vaccine-Preventable Diseases: House voted to suspend the rules and agree to the Senate amendment to H.R. 4238, to amend the Public Health Service Act to extend various programs with respect to vaccine-preventable diseases—clearing the measure for the President.

Page 29288

Supreme Court Police: House voted to suspend the rules and agree to the Senate amendment to H.R. 4757, to provide permanent authority for the United States Supreme Court Police—clearing the measure for the President.

Page 29287

Washington Transit Compact: House voted to suspend the rules and agree to Senate amendments to H.J. Res. 520, granting the consent of Congress to amendments to the Washington Metropolitan Area Transit Regulation Compact—clearing the measure for the President,

Page 29442

Sanitary Food Transportation: House voted to suspend the rules and agree to H. Res. 508, to provide for consideration of the Senate amendment to H.R. 3386, to prohibit the use of refrigerated motor vehicles for the transportation of solid waste, to prohibit the use of cargo tanks in providing motor vehicle transportation of food or nonfood products, agreed to the Senate amendment with amendments.

Page 29449

Interior Appropriations: By a recorded vote of 327 ayes to 80 noes, Roll No. 464, House passed H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991.

Page 29206

Agreed To:

The Dicks amendment that eliminates provisions which set a deadline for completion of an Environmental

Impact Statement for the Early Winters Project in Washington State;

Page 29221

The Synar amendment that gradually increases the fee charged by the Bureau of Land Management and the Forest Service for grazing livestock on federal lands from $4.35 per animal unit month (AUM) (the cost of grazing 1 cow and 1 calf for 1 month) in fiscal year 1991 to a high of $8.35 per AUM in fiscal year 1994 (agreed to by a recorded vote of 251 ayes to 155 noes, with 1 voting "present", Roll No. 460); and

Page 29222

The Regula amendment, as amended by the Williams substitute amendment (agreed to by a recorded vote of 234 ayes to 171 noes, Roll No. 461), that adds the text of H.R. 4825, Arts, Humanities, and Museums Amendments, as previously passed by the House (agreed to by a recorded vote of 342 ayes to 58 noes, with 2 voting "present" Roll No. 462).

Page 29233

Rejected:

The Walker amendment that sought to reduce funds appropriated for energy conservation activities by $3.3 million (rejected by a vote 104 ayes to 281 noes, Roll No. 458);

Page 29212

The Walker amendment that sought to delete funds earmarked for the establishment of a National Metal Casting Research Institute at the University of Alabama (rejected by a recorded vote of 106 ayes to 295 noes, Roll No. 459); and

Page 29217

The Frenzel amendment that sought to reduce by 4.6 percent each amount appropriated that is not required to be appropriated or made available by a provision of law (rejected by a recorded vote of 167 ayes to 234 noes, Roll No. 463).

Page 29245

A point of order was sustained against language that sought to earmark $250,000 for study of the Sterling Forest in New York and New Jersey.

Page 29217

The Clerk was authorized to make technical corrections in the engrossment of the bill.

Page 29249

Central Utah Project: By a recorded vote of 211 ayes to 143 noes, Roll No. 467, House passed H.R. 3960, to increase the amounts authorized to be appropriated for the Colorado Storage Project.

Page 29250

Agreed to the committee amendment in the nature of a substitute.

Page 29285

Agreed To:

The Miller of California en bloc technical amendments (agreed to by a recorded vote of 351 ayes, Roll No. 465);

Page 29278

The Owens of Utah amendment that requires the payment of interest on deferred payments to the Basin Fund; and

Page 29284

The Owens of Utah amendment that increases to $896,706,000 funds appropriated for the Central Utah Project; and earmarks no more than $214,352,000 for the Bonneville Unit; and

Page 29285

Rejected the Solomon amendment that provides for smaller payments to be made into the Utah Reclamation Mitigation and Conservation Account from the electric power revenues, with such payments not counting towards fulfillment of their repayment obligations (rejected by a recorded vote of 151 ayes to 204 noes, Roll No. 466).

Page 29282

The Clerk was authorized to make technical and conforming changes as necessary in the engrossment of the bill.

Page 29286

H. Res. 502, the rule providing for the consideration of the bill, was agreed to earlier by a voice vote.

Page 29249

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 29492

Quorum Calls—Votes: One quorum call and ten recorded votes developed during proceedings of the House today and appear on pages 29216, 29220, 29232, 29243, 29244, 29246, 29248, 29281, 29284, and 29285.

Adjournment: Met at noon and adjourned at 1:05 a.m., Tuesday October 16.

Committee Meetings

BUDGET RECONCILIATION

Committee on the Budget: Ordered reported H.R. 5835, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for fiscal year 1991.

BUDGET RECONCILIATION

Committee on Education and Labor: Ordered reported Budget reconciliation recommendations.

FOOD, DRUG AND COSMETIC ACT ENFORCEMENT

Committee on Energy and Commerce: Subcommittee on Oversight and Investigations continued hearings on the enforcement of the Food, Drug and Cosmetic Act, with emphasis on malfeasance and inefficiency in the generic drug approval process. Testimony was heard from John Norris, former Deputy Commissioner, FDA, Department of Health and Human Services.

BUDGET RECONCILIATION

Committee on Rules: Granted a modified closed rule providing 3 hours of debate on H.R. 5835, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for fiscal year 1991. All points of order against the bill and against its consideration are waived except that the Ways and Means Committee chairman or his designee may raise points of order under clause 5(b) of rule XXI. The rule provides that the amendment printed in part 1 of the report to accompany the rule will be considered as having been adopted in the House and in the Committee of the Whole. The rule makes in order no other amendments in the House or in the Committee of the Whole except the amendments en bloc printed in part 2 of the report or specified in the rule. The rule makes it in order to consider the amendments in part 2 en bloc, not subject to a demand for a division of the question in the House or in the Committee of the Whole. The one hour of debate time is equally divided and controlled by the proponent and a Member opposed. All points of order against the amendments in the report are waived. The rule makes it in order to consider the amendments to be offered by Representative Panetta en bloc and the amendments en bloc are not subject to a demand for a division of the question in the House or in the Committee of the Whole, debatable for 30 minutes. The rule waives all points of order against the Panetta amendments en bloc. Finally, the rule provides one motion to recommit which may not include instructions. Testimony was heard from: Representatives Panetta, Frenzel, Kasich, Goodling, Bartlett, Henry, Gekas, Anderson, Mineta, Hammerschmidt, Rostenkowski, Conyers, Cox, Wolf, and Pursell.

Joint Meetings

APPROPRIATIONS—MILITARY CONSTRUCTION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 5313, making appropriations for fiscal year 1991 for military construction for the Department of Defense, but did not complete action thereon, and recessed subject to call.

NATIONAL AFFORDABLE HOUSING ACT

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing, and to increase home ownership.

FARM BILL

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices.

COPYRIGHT REMEDY CLARIFICATION ACT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 3045, to clarify that States, instrumentalities of States, and officers and employees of States acting in their official capacity, are subject to suit in Federal court by any person for infringement of copyright and infringement of exclusive rights in mask works, and that all the remedies can be obtained in a suit against a private person or against other public entities.

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Tuesday, October 16, 1990

Senate

Chamber Action

Routine Proceedings, pages 29517–29638

Measures Introduced: Seven bills were introduced as follows: S. 3205–3211.

Page 29609

Measures Reported: Reports were made as follows:

S. 2500, to amend title 23, United States Code, to control billboard advertising adjacent to Interstate Federal-aid primary highways. (S. Rept. No. 101–532)

S. 3207, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991. (S. Rept. No. 101–533)

H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991, with amendments. (S. Rept. No. 101–534)

H.R. 5170, to amend the Airport and Airway Improvement Act of 1982 to authorize appropriations for fiscal years 1991 and 1992, to improve aviation safety and capacity, to reduce the surplus in the Airport and Airway Trust Fund, to authorize the Secretary of Transportation to grant authority for the imposition of airport passenger facility charges.

S. 982, to repeal a provision of Federal tort claim law relating to the civil liability of Government contractors for certain injuries, losses of property, and deaths, with an amendment.

S. 3094, to authorize certain programs of the Federal Aviation Administration, to require the Secretary of Transportation to implement a National Noise Policy, to authorize airport passenger facility charges as an exception to the general prohibition of state taxation of air commerce, and to repeal certain regulations pertaining to airport operating slots, with an amendment in the nature of a substitute.

S. 3209, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for the fiscal year 1991.

Page 29609

Measures Passed:

Age Discrimination in Employment Act: Committee on Labor and Human Resources was discharged from further consideration of H.R. 5759, to amend the Age Discrimination in Employment Act of 1967 to clarify the application of such Act to employee group health plans, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 29597

Mitchell (for Hatch/Metzenbaum) Amendment No. 3000, to clarify provisions governing lawful employment practices involving group health plans.

Page 29597

Seneca Nation Settlement Act: Senate passed H.R. 5367, to provide for the renegotiation of certain leases of the Seneca Nation.

Page 29626

Subsequently, S. 2895, Senate companion measure, was indefinitely postponed.

Page 29627

National Sarcoidosis Awareness Day: Committee on the Judiciary was discharged from further consideration of H.J. Res. 519, designating April 16, 1991, as "National Sarcoidosis Awareness Day", and the resolution was then passed.

Page 29627

Minority Health Improvement: Senate passed H.R. 5702, to amend the Public Health Service Act to provide for an improvement in the health of members of minority groups.

Page 29632

D.C. Revenue Bond Act: Committee on Governmental Affairs was discharged from further consideration of H.R. 5482, to waive the period of congressional review of certain District of Columbia acts authorizing the issuance of District of Columbia revenue bonds, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 29632

Levin (for Sasser) Amendment No. 3007, to provide for the proceeds of bonds to be utilized solely for renovation and rehabilitation of a presently existing stadium and any related, necessary infrastructure improvements appurtenant to such stadium.

Page 29632

Insular Area Recovery: Senate passed S. 2362, to enhance the survivability and recovery of the insular areas from severe storms, after agreeing to committee amendments, and the following amendment proposed thereto:

Page 29632

Levin (for Johnston/McClure) Amendment No. 3008, of a technical and clarifying nature.

Page 29633

Hydrogen Research and Development: Senate passed S. 639, to establish a hydrogen research and development program.

Page 29627

Drug and Household Substance Mailing Act: Senate passed H.R. 5209, to amend title 39, United States Code, to make nonmailable any unsolicited sample of a drug or other hazardous household substance which does not meet child-resistant packaging requirements.

Page 29631

Antarctica Mineral Resource Activities Ban: Senate passed S. 2575, to urge the Secretary of State to negotiate a ban on mineral resource activities in Antarctica, after agreeing to the following amendment proposed thereto:

Page 29629

Levin (for Kerry) Amendment No. 3009, to strengthen the overall environmental protection of Antarctica.

Page 29629

National Hardwood Day: Committee on the Judiciary was discharged from further consideration of S.J. Res. 350, to designate October 18, 1990, as "National Hardwood Day", and the resolution was then passed.

Page 29631

Strategic and Critical Minerals: Senate passed H.R. 4111, to amend the Mining and Mineral Resources Research Institute Act of 1984.

Page 29636

Hawaiian Homes Commission Act Amendments: Senate passed S.J. Res. 154, to consent to certain amendments enacted by the legislature of the State of Hawaii to the Hawaiian Homes Commission Act, 1920, after agreeing to the following amendment proposed thereto:

Page 29636

Levin (for Akaka) Amendment No. 3010, of a technical nature.

Page 29636

Passage Vitiated:

Department of Defense Appropriations, 1991: By unanimous-consent, Senate vitiated passage of S. 3189, making appropriations for the Department of Defense for the fiscal year ending September 30, 1991, which had been passed on Monday, October 15; that the vote on passage (Vote No. 273) of the bill be considered as having occurred on final passage of H.R. 5803, House companion measure, as amended by the Senate; and that S. 3189 be indefinitely postponed.

Page 29539

National and Community Service Act—Conference Report: By 75 yeas to 21 nays (Vote No. 274), Senate agreed to the conference report on S. 1430, to enhance national and community service.

Page 29580

Civil Rights Act—Conference Report: By 62 yeas to 34 nays (Vote No. 276), Senate agreed to the conference report on S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment.

Pages 29522, 29540, 29548, 29551, 29573, 29594, 29595, 29598

During consideration of this measure today, Senate also took the following action:

By 35 yeas to 61 nays (Vote No. 275), rejected a Dole motion to recommit the conference report to the committee of conference with instructions.

Pages 29558, 29595

Maine Acadian Culture Preservation Act: Senate concurred in the amendment of the House to S. 1756, to provide for the preservation and interpretation of sites associated with Acadian culture in the State of Maine, with a Levin (for Johnston) Amendment No. 3006, to make technical and clarifying corrections.

Page 29625

Intelligence Authorizations, 1991: A unanimous-consent agreement was reached providing that when they receive a message from the House on S. 2834, to authorize appropriations for fiscal year 1991 for the intelligence activities of the United States Government, and the Intelligence Agency Retirement and Disability System, that the Senate disagree to the House amendments, agree to the request for a conference thereon, and that the Chair be authorized to appoint conferees on the part of the Senate.

Page 29626

Ponca Restoration Act: Senate concurred in the amendments of the House to S. 1747, to provide for the restoration of Federal recognition to the Ponca Tribe of Nebraska.

Page 29632

Appointments:

North Atlantic Assembly Fall Meeting: The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, as amended, appointed the following Senators as members of the Senate Delegation to the North Atlantic Assembly Fall Meeting during the Second Session of the 101st Congress, to be held in London, England, November 25–30, 1990: Senators Stevens, McClure, Chafee, Hatch, and Bond.

Page 29539

Nominations Received: Senate received the following nominations:

Robert William Gambino, of Virginia, to be Director of Selective Service.

Routine lists in the Air Force and Army.

Page 29638

Messages From the House: **Page 29608**

Measures Referred: **Page 29609**

Statements on Introduced Bills: **Page 29609**

Additional Cosponsors: **Page 29615**

Amendments Submitted: **Page 29616**

Additional Statements: **Page 29619**

Record Votes: Three record votes were taken today. (Total—276)

Pages 29594, 29595, 29606

Recess: Senate convened at 9 a.m., and recessed at 10:01 p.m., until 9 a.m., Wednesday, October 17. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 29637.)

Committee Meetings

APPROPRIATIONS—INTERIOR/LEGISLATIVE BRANCH

Committee on Appropriations: Committee ordered favorably reported the following bills:

H.R. 5769, making appropriations for fiscal year 1991 for the Department of the Interior and related agencies, with amendments; and

An original bill (S. 3207) making appropriations for fiscal year 1991 for the Legislative Branch.

APPROPRIATIONS—INTERIOR

Committee on Appropriations: Subcommittee on the Interior approved for full committee consideration, with amendments, H.R. 5769, making appropriations for fiscal year 1991 for the Department of the Interior and related agencies.

OMNIBUS BUDGET RECONCILIATION

Committee on the Budget: Committee ordered favorably reported an original bill (S. 3209) to provide for reconciliation pursuant to section 4 of H. Con. Res. 310, setting forth the congressional budget for the United States Government for fiscal year 1991.

House of Representatives

Chamber Action

Bills Introduced: 4 public bills, H.R. 5837–5840; 2 private bills, H.R. 5841–5842; and 6 resolutions, H.J. Res. 669–671, H. Con. Res. 384, and H. Res. 510 and 511.

Page 30089

Reports Filed: Reports were filed as follows:

Conference report on S. 580, to require institutions of higher education receiving Federal financial assistance to provide certain information with respect to the graduation rates of student-athletes at such institutions (H. Rept. 101–883);

Conference report on S. 1939, to extend the authorization of appropriations for the Taft Institute (H. Rept. 101–884);

H.R. 4808, to encourage solar, wind, and geothermal power production by removing the size limitations contained in the Public Utility Regulatory Policies Act of 1978 (H. Rept. 101–885);

H.R. 5707, to limit the jurisdiction of the Federal Energy Regulatory Commission over local distribution company wholesalers of natural gas for ultimate consumption as a fuel in motor vehicles (H. Rept. 101–886);

Conference report on H.R. 3045, to amend chapters 5 and 9 of title 17, United States Code, to clarify that States, instrumentalities of States, and officers and employees of States acting in their official capacity, are subject to suit in Federal court by any person for infringement of copyright and infringement of exclusive rights in mask works, and that all the remedies can be obtained in such suit that can be obtained in a suit against a private person or against other public entities (H. Rept. 101–887);

Conference report on H.R. 5019, making appropriations for energy and water development for the fiscal year ending September 30, 1991 (H. Rept. 101–888);

Conference report on H.R. 5313, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1991 (H. Rept. 101–889);

H. Res. 510, waiving certain points of order against consideration of H.R. 5399, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991 (H. Rept. 101–890);

H. Res. 511, providing for the consideration of S. 2924, to expand the meat inspection programs of the United States by establishing a comprehensive inspection program to ensure the quality and wholesomeness of all fish products intended for human consumption in the United States (H. Rept. 101–891); and

Conference report on H.R. 5229, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1991 (H. Rept. 101–892).

Page 30089

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Murtha to act as Speaker pro tempore for today.

Page 29645

Journal: By a yea-and-nay vote of 245 yeas to 110 nays, with 3 voting "present", Roll No. 468, the House approved the Journal of Monday, October 15.

Page 29645

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 5229, making appropriations for fiscal year 1991 for the Department of Transportation and related agencies.

Page 29671

Disapproval of MFN Treatment for People's Republic of China: House agreed to H. Res. 485, the rule providing for the consideration of H.J. Res. 647, disapproving the recommendation of the President to extend nondiscriminatory treatment (most-favored-nation treatment) to the products of the People's Republic of China.

Page 29647

Intelligence Authorization: By a yea-and-nay vote of 418 yeas, Roll No. 469, the House agreed to H. Res. 487, providing for the consideration of H.R. 5422, to authorize appropriations for fiscal year 1991 for intelligence and intelligence-related activities of the United States Government, the Intelligence Community Staff, and the Central Intelligence Agency Retirement and Disability System.

Page 29649

Omnibus Reconciliation: By a yea-and-nay vote of 227 yeas to 203 nays, Roll No. 475, the House passed H.R. 5835, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for fiscal year 1991.

Page 29676

Agreed To:

The Rostenkowski en bloc amendments that reduce the increases in the Medicare premium and deductible; drop several revenue provisions entirely, including the gas tax increase, the new tax on petroleum fuels, the extension of the Medicare tax to additional State and local government employees, and the limit on itemized deductions; adds several tax provisions designed to raise revenue in a more progressive manner, including elimination of the "bubble", creation of a new ten percent surtax on income above $1 million, an increase in the minimum tax rate, and a one-year delay of indexation; and provide a limited tax break for capital gains by allowing taxpayers to exclude from their income 50 percent of up to $200,000 in lifetime capital gains and to deduct the first $1,000 in annual gains from their income (agreed to by a recorded vote of 238 ayes to 192 noes, Roll No. 474); and

Page 29849

The Panetta en bloc amendments, as modified, that strike certain "extraneous" provisions in the reconciliation language and making technical and conforming changes.

Page 29884

The Clerk was authorized to correct section numbers, cross-references, punctuation, grammatical and spelling errors, correct the title and table of contents and to make such other clerical, technical, and conforming changes and other changes as are necessary in the engrossment of the bill.

Page 29924

H. Res. 509, the rule under which the bill was considered, was agreed to earlier by a recorded vote of 231 ayes to 195 noes, Roll No. 472. By a yea-and-nay vote of 241 yeas to 184 nays, Roll No. 471, agreed to order the previous question on the resolution.

Page 29669

A point of order against the resolution was overruled. Subsequently, by a yea-and-nay vote of 251 yeas to 171 nays, Roll No. 470, agreed to the Derrick motion to

table the Walker motion appealing the ruling of the Chair.

Page 29659

DOD Appropriations: House disagreed to the Senate amendments to H.R. 5803, making appropriations for the Department of Defense for the fiscal year ending September 30, 1991; and agreed to a conference. Appointed as conferees: Representatives Murtha, Dicks, Wilson, Hefner, AuCoin, Sabo, Dixon, Whitten, Young of Florida, Miller of Ohio, Livingston, and Conte.

Page 29924

Polish Constitution: House passed H.J. Res. 669, to salute and congratulate the people of Poland as they commemorate the two-hundredth anniversary of the adoption of the Polish Constitution on May 3, 1991.

Page 29925

Radon Action Week: House passed and cleared for the President S.J. Res. 317, to designate the week of October 14, 1990, through October 20, 1990, as "National Radon Action Week".

Page 29927

National Rice Month: House passed and cleared for the President S.J. Res. 353, to designate September of 1991 as "National Rice Month".

Page 29928

Eating Disorders Awareness Week: House passed H.J. Res. 214, designating the week of October 23 through October 29, 1989, as "Eating Disorders Awareness Week".

Page 29929

Agreed to the Sawyer amendment changing the designated date from October 23 through October 29, 1989 to October 22 through October 28, 1990. Agreed to amend the title.

Page 29929

Red Ribbon Week for a Drug-Free America: House passed and cleared for the President S.J. Res. 346, to designate October 20 through October 28, 1990, as "National Red Ribbon Week for a Drug-Free America".

Page 29929

Textile Industry Bicentennial: House passed H.J. Res. 518, designating October 13 through October 20, 1990, as "American Textile Industry Bicentennial Week".

Page 29930

World Population Awareness Week: House passed S.J. Res. 158, designating October 22 through 28, 1989, as "World Population Awareness Week".

Page 29931

Agreed to the Sawyer amendment that changes the designated date from October 22 through October 28, 1989 to October 21 through October 27, 1990. Agreed to amend the title.

Page 29933

Drug-Free Schools: House passed and cleared for the President S.J. Res. 304, to designate October 17, 1990, as "National Drug-Free Schools and Communities Education and Awareness Day".

Page 29933

Trauma Awareness Month: House passed and cleared for the President S.J. Res. 351, to designate the month of May 1991 as "National Trauma Awareness Month".

Page 29934

Geography Awareness Week: House passed and cleared for the President S.J. Res. 323, designating November 11 through 17, 1990, as "Geography Awareness Week".

Page 29934

Visiting Nurse Associations Week: House passed and cleared for the President S.J. Res. 270, to designate the period commencing February 17, 1991, and ending February 23, 1991, as "National Visiting Nurse Associations Week".

Page 29935

Family Caregivers Week: House passed H.J. Res. 525, designating November 18–24, 1990, and November 17–23, 1991, as "National Family Caregivers Week".

Page 29936

Agreed to the Sawyer amendment that designates the week of November 17 to November 23, 1991, only, for observance of the proclamation. Agreed to amend the title.

Page 29937

County Government Week: House passed and cleared for the President S.J. Res. 347, designating April 7 through 13, 1991, as "National County Government Week".

Page 29937

Women Veterans Recognition Week: House passed and cleared for the President S.J. Res. 307, designating November 11 through November 17, 1990, as "National Women Veterans Recognition Week".

Page 29937

National Doctors Day: House passed and cleared for the President S.J. Res. 366, to designate March 30, 1991, as "National Doctors Day".

Page 29938

National Military Families Recognition Day: House passed H.J. Res. 566, acknowledging the sacrifices that military families have made on behalf of the Nation and designating November 19, 1990, as "National Military Families Recognition Day".

Page 29938

National Adoption Week: House passed and cleared for the President S.J. Res. 362, to designate the period commencing on November 18, 1990, and ending on November 24, 1990, as "National Adoption Week".

Page 29939

National Philanthropy Day: House passed and cleared for the President S.J. Res. 293, to designate November 6, 1990, as "National Philanthropy Day".

Page 29939

Italian-American Heritage and Culture Month: House passed and cleared for the President S.J. Res. 349, designating October 1990, as "Italian-American Heritage and Culture Month".

Page 29940

50th Anniversary of World War II: House passed S.J. Res. 324, to designate June 3 through 9, 1990, as "Week of the National Observance of the 50th Anniversary of World War II".

Page 29941

Agreed to the Sawyer amendment that changes the designated week from June 3 through 9, 1990 to June 2 through 8, 1991. Agreed to amend the title.

Page 29941

Ending Hunger Month: House passed and cleared for the President S.J. Res. 342, designating October 1990 as "Ending Hunger Month".

Page 29941

Referrals: Nine Senate-passed measures were referred to the appropriate House committees.

Page 30088

Quorum Calls—Votes: One quorum call, five yea-and-nay votes, and two recorded votes developed during the proceedings of the House today and appear on pages 29645, 29656, 29659, 29669, 29670, 29881, 29884, and 29923.

Adjournment: Met at 10 a.m. and adjourned at 1:01 a.m. on Wednesday, October 17.

Committee Meetings

BANCA NAZIONALE DEL LAVORO AFFAIR

Committee on Banking, Finance and Urban Affairs: Held a hearing on the Banca Nazionale Del Lavoro affair and the regulation and supervision of U.S. branches and agencies of foreign banks. Testimony was heard from F. Paul Dickerson, General Sales Manager and Assistant Administrator, Export Credits, Foreign Agricultural Service, USDA; Robert Charamella, Vice President, Insurance Division, U.S. Export Import Bank; Allan I. Mendelowitz, Director, International Trade, Energy and Finance Issues, National Security and International Affairs Division, GAO; from the following officials of the Federal Reserve System: H. Terry Smith, Senior Vice-President, Supervision and Regulation, Federal Reserve Bank of Atlanta; and William Taylor, Staff Director, Division of Banking Supervision and Regulation, Board of Governors; Stephen R. Steinbrink, Deputy Comptroller, Multi-National Banking, Office of the Comptroller of the Currency, Department of the Treasury; Paul Fritts, Director, Division of bank Supervision, FDIC; John B. Kline, Deputy Commissioner, Supervision, Department of Banking and Finance, State of Georgia; Pietro Lombardi, Regional Manager, U.S. Operations, Banca Nazionale del Lavoro, New York, New York; and public witnesses.

RTC'S PROGRESS TO AUTOMATE OPERATIONS AND REPORTING

Committee on Banking, Finance and Urban Affairs: Subcommittee on Financial Institutions, Supervision, Regulation and Insurance, Resolution Trust Corporation Task Force held a hearing to review the RTC's progress in its efforts to automate its operations and reporting. Testimony was heard from Howard G. Rhile, Director, Gneral Information Systems, Information Management and Technology Division, GAO; David C. Cooke, Chief Executive Officer, Resolution Trust Corporation; and Peter Monroe, President, Resolution Trust Corporation Oversight Board.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Employment Opportunities held an oversight hearing on U.S. Employment Services. Testimony was heard from Franklin Frazier, Director, Education and Employment Issues, Human Resources Division, GAO.

INTERNATIONAL CHILD ABDUCTION

Committee on Foreign Affairs: Subcommittee on International Operations held a hearing on International Child Abduction. Testimony was heard from Carmen DiPlacido, Director, Office of Citizens Consular Services, Department of State; and public witnesses.

INTEGRATION—MEAT PACKING INDUSTRY

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture held a hearing on Integration of the Meat Packing Industry: Its Effect on the Farmer and Consumer. Testimony was heard from Representatives Smith of Iowa, Glickman, Penny, Johnson of South Dakota, Jontz, and Thomas of Wyoming; Virgil Rosendale, Administrator, Packers and Stockyards, USDA; July Whalley, Deputy Assistant Attorney General, Antitrust Division, Department of Justice; and public witnesses.

LEGISLATIVE APPROPRIATIONS

Committee on Rules: Granted a rule waiving clause 2 of Rule XXI against specific provisions of H.R. 5399, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991. The rule also waives all points of order against consideration of the bill. The amendments numbered one in the report to be offered by Representative Fazio or his designee, to bring the bill into conformity with the new section 302(b) allocations, may be offered en bloc and will be debatable for twenty minutes equally divided and controlled by the proponent and an opponent. The amendments numbered one will not be subject to amendment nor to a demand for a division of the question in the House or in the Committee of the Whole. If adopted, the amendments numbered one will become original text for the purpose of further amendment. The amendments numbered two in the report reducing clerk hire may be offered en bloc and will

be debatable for forty minutes. The amendments numbered two will not be subject to amendment nor to a demand for a division of the question in the House or in the Committee of the Whole. The rule waives clause 2 of Rule XXI against the amendments numbered two. The amendment numbered three in the report, the bipartisan agreement on franking, is not subject to amendment will be debatable for one hour equally divided and controlled. The rule waives clause 2 of Rule XXI against the amendments numbered three in the report. Testimony was heard from Representatives Jacobs, Stenholm, Penny, Fazio, Dannemeyer, McCandless, Barton of Texas, Stearns, and Lewis of California.

FISH SAFETY ACT

Committee on Rules: Granted S. 2924, Fish Safety Act of 1990, a modified closed rule providing 90 minutes of debate. The rule provides that the amendment in part 1 of the report will be considered to have been adopted in the House and in the Committee of the Whole. The rule makes in order no other amendment except the amendment in the nature of a substitute printed in part 2 of the report, debatable for one hour, equally divided and controlled by the proponent and an opponent. The rule waives clause 7, Rule XVI (prohibiting nongermane amendments) against the substitute. No amendment to the substitute is in order. Finally, the rule provides one motion to recommit with or without instructions. Testimony was heard from Chairman de la Garza and Representaitives Glickman, Dingell, Waxman, Conyers, Jones of North Carolina, Studds, and Young of Alaska.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Began discussion of the following bills: H.R. 5822, Technical and Miscellaneous Revenue Act of 1990; H.R. 5826, Small Business Tax Incentive Act of 1990; and H.R. 5828, Technical and Miscellaneous Social Security Act Amendment of 1990.

Will continue tomorrow.

WORLD FOOD DAY

Select Committee on Hunger: Held a hearing on World Food Day to investigate the prospects for feeding the world's growing population in the future. Testimony was heard from public witnesses.

Joint Meetings

JAPAN'S ECONOMIC CHALLENGE

Joint Economic Committee: Committee held hearings to examine Japan's economic challenge to the United States, focusing on how Japan's Government interacts with industry, how buyers and suppliers interact with each other, how industrial groups are organized, and how sources of productivity increases, receiving testimony from Phyllis Genther, Director, Japan Technology Program, Office of Technology Policy, Department of Commerce; Dick K. Nanto, Specialist in Industry and Trade, Economics Division, Congressional Research Service; and Ronald P. Dore, Massachusetts Institute of Technology, Cambridge.

Hearings continue Thursday, October 18.

NATIONAL AFFORDABLE HOUSING ACT

Conferees on Monday, October 15, agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing, and to increase home ownership.

FARM BILL

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices.

APPROPRIATIONS—TRANSPORTATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5229, making appropriations for fiscal year 1991 for the Department of Transportation and related agencies.

APPROPRIATIONS—TREASURY/POSTAL SERVICE

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 5241, making appropriations for fiscal year 1991 for the Department of the Treasury, the United States Postal Service, the Executive Office of the President, and certain independent agencies, but did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—VA/HUD

Conferees agreed to file a conference report on the differences between the Senate-and House-passed versions of H.R. 5158, making appropriations for fiscal year 1991 for the Departments of Veterans Affairs, Housing and Urban Development, and certain independent agencies.

♦♦♦♦♦♦♦♦♦♦♦♦

Wednesday, October 17, 1990

Senate

Chamber Action

Routine Proceedings, pages 30253–30440

Measures Introduced: Six bills and one resolution were introduced as follows: S. 3212–3217, and S.J. Res. 380.
Page 30362

Measures Reported: Reports were made as follows:

H.R. 2566, to direct the Secretary of the Interior to transfer all right, title, and interest of the United States in certain property on San Juan Island, Washington, to those persons who own such property because of an erroneous survey, with amendments. (S. Rept. No. 101–535)

H.R. 4567, to authorize an exchange of lands in South Dakota and Colorado. (S. Rept. No. 101–536)
Page 30362

Measures Passed:

Transfer of Naval Landing Ship Dock: Senate passed S. 3215, to authorize the transfer by lease of a specified naval landing ship dock to the Government of Brazil, after agreeing to the following amendment proposed thereto:
Page 30409

Symms (for Helms) Amendment No. 3017, to require as a condition for the transfer of the ship that the Government of Brazil is in compliance with United Nations sanctions against Iraq.
Page 30409

Eating Disorders Awareness Week: Senate passed H.J. Res. 214, designating the week of October 23 through 29, 1989, as "Eating Disorders Awareness Week".
Page 30410

American Textile Industry Bicentennial Week: Senate passed H.J. Res. 518, designating October 13 through 20, 1990, as "American Textile Industry Bicentennial Week".
Page 30410

National Family Caregivers Week: Senate passed H.J. Res. 525, designating November 18–24, 1990, and November 17–23, 1991, as "National Family Caregivers Week".
Page 30410

National Military Families Recognition Day: Senate passed H.J. Res. 566, acknowledging the sacrifices that military families have made on behalf of the Nation and designating November 19, 1990, as "National Military Families Recognition Day".
Page 30410

Congratulating Poland: Senate passed H.J. Res. 669, to salute and congratulate the people of Poland as they commemorate the two-hundredth anniversary of the adoption of the Polish Constitution on May 3, 1991.
Page 30410

Spark Matsunaga VA Medical Center: Committee on Veterans Affairs was discharged from further consideration of S. 3032, to designate the planned Department of Veterans Affairs Medical Center in Honolulu, Hawaii, as the "Spark M. Matsunaga Department of Veterans Affairs Medical Center", and the bill was then passed.
Page 30410

Ralph H. Johnson VA Medical Center: Senate passed S. 3216, to designate the Department of Veterans Affairs Medical Center in Charleston, South Carolina, as the "Ralph H. Johnson Department of Veterans Affairs Medical Center".
Page 30412

National Key Club Week: Committee on the Judiciary was discharged from further consideration of S.J. Res. 356, designating November 4 through 11, 1990, as "National Key Club Week", and the resolution was then passed.
Page 30413

Unauthorized Use of Name or Insignia: Senate passed S. 682, to amend chapter 33 of title 18, United States Code, to prohibit the unauthorized use of the names "Visiting Nurse Association", "Visiting Nurse Service", VNA", "VNS", or "VNNA", or the unauthorized use of the name or insignia of the Visiting Nurse Association of America, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto:
Page 30413

Ford (for Biden) Amendment No. 3018, in the nature of a substitute.
Page 30413

Nuclear Sales to South Asia: Senate agreed to S. Con. Res. 113, expressing the sense of the Congress on international nuclear sales to South Asia.
Page 30415

Human Rights in Kenya: Senate agreed to S. Con. Res. 141, expressing the sense of the Congress regarding the deteriorating human rights situation in Kenya.
Page 30415

Emergency Medical Services and Trauma Care Improvement Act: Senate passed S. 15, to amend the Public Health Service Act to improve emergency medical services and trauma care, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:
Page 30416

Ford (for Cranston) Amendment No. 3019, to revise certain provisions relating to rural emergency medical services and trauma care, to eliminate the requirement for the conduct of a study concerning certain Medicaid policies, to clarify provisions relating to the submission of a report by the Federal Communications Commission, to require the Secretary of Health and Human Services to consult and coordinate with the Secretary of Transportation in the implementation of the Act, and to require the State highway officer to communication concerning the State emergency medical services plan rather than participate in the development of such plan.
Page 30426

Great Lakes Water Quality Improvement Act: Committee on Environment and Public Works was discharged from further consideration of H.R. 4323, to amend the Federal Water Pollution Control Act relating to water quality in the Great Lakes, and the bill was then passed, after agreeing to the following amendments proposed thereto:

Page 30428

(1) Ford (for Levin/Lieberman) Amendment No. 3020, in the nature of a substitute.

Page 30428

(2) Ford (for Moynihan) Amendment No. 3021 (to Amendment No. 3020), to create a management conference for the restoration of Onondaga Lake.

Page 30437

Virginia Child Care Center: Senate passed H.R. 3888, to allow a certain parcel of land in Rockingham County, Virginia, to be used for a child care center.

Page 30438

American University: Senate passed H.R. 5749, to amend the Act entitled "An Act to incorporate the American University", approved February 24, 1893, to clarify the relationship between the Board of Trustees of the American University and the General Board of Higher Education and Ministry of the United Methodist Church.

Page 30438

Historic Sites, Buildings, and Antiquities Act: Senate passed H.R. 2582, to amend the Historic Sites, Buildings, and Antiquities Act, after agreeing to the following amendment proposed thereto:

Page 30438

Ford (for Bumpers) Amendment No. 3022, to make technical and clarifying corrections.

Page 30438

Nez Perce Historical Park: Senate passed S. 2804, to amend the Act of May 15, 1965, authorizing the Secretary of the Interior to designate the Nez Perce National Historical Park in the State of Idaho, after agreeing to committee amendments, and the following amendment proposed thereto:

Page 30439

Symms (for Hatfield) Amendment No. 3023, to authorize certain sites in the State of Oregon to be included in the park.

Page 30439

Omnibus Budget Reconciliation: Senate began consideration of S. 3209, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for the fiscal year 1991, taking action on amendments proposed thereto, as follows:

Page 30258

Adopted:

(1) Mitchell/Dole Amendment No. 3014, to change the allocation formula for the increase and extension of highway-related taxes and trust fund. (By 40 yeas to 59 nays (Vote 278), Senate failed to tabled the amendment.)

Pages 30333, 30345

(2) Dole Amendment No. 3015 (to Amendment No. 3014), to change the allocation formula for the increase and extension of highway-related taxes and trust fund.

Page 30340

During consideration of this bill today, the following action also occurred:

(1) The Chair sustained a point of order under subsection (d)(1)(c) of section 20,001 of the Consolidated Omnibus Budget Reconciliation Act of 1986 against section 7405(j) of the bill, relating to the apportionment of highway funds between the States.

Page 30275

(2) By 32 yeas to 67 nays (Vote No. 277), Senate rejected a motion to waive section 904(b) of the Congressional Budget Act of 1974 with respect to consideration of Conrad Amendment No. 3013, to provide alternative revenue provisions. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, the amendment was ruled as not germane, and the amendment thus fell.

Page 30300

(3) Symms Amendment No. 3011, to strike section 7405, relating to the increase and extension of highway-related taxes and trust fund, was rendered moot by adoption of Amendment No. 3014, listed above.

Page 30284

Senate will continue consideration of the bill and amendments to be proposed thereto, on Thursday, October 18.

World Population Awareness Week: Senate concurred in the amendments of the House to S.J. Res. 158, designating October 22 through 28, 1989, as "World Population Awareness Week".

Page 30410

Weir Farm National Historic Site: Senate concurred in the amendment of the House to S. 2059, to establish the Weir Farm National Historic Site in the State of Connecticut.

Page 30414

Korean War Veterans Memorial Thirty-Eighth Anniversary Commemorative Coin Act: Senate concurred in the amendment of the House to S. 2737, to require the Secretary of the Treasury to mint a silver dollar coin in commemoration of the 38th anniversary of the ending of the Korean War and in honor of those who served.

Page 30427

Steroid Trafficking Act—Agreement: A unanimous-consent time agreement was reached providing for the consideration of S. 1829, to amend the Controlled Substances Act to further restrict the use of steroids and human growth hormones.

Page 30427

Nominations Confirmed: Senate confirmed the following nominations:

Jeanne S. Archibald, of Virginia, to be General Counsel for the Department of the Treasury.

Page 30440

Nominations Received: Senate received the following nominations:

John Leopold, of Maryland, to be a Member of the National Council on Disability for a term expiring September 17, 1991.

The following named persons to be Members of the National Advisory Council on Educational Research and Improvement for the terms indicated:

For the remainder of the term expiring September 30, 1991:

Eugene L. Madeira, of Pennsylvania, vice Donald M. Clark.

For a term expiring September 30, 1992:

Dale P. Gold, of Virginia, vice Ruth Reeve Jenson, term expired.

Dennis W. Shedd, of South Carolina, to be United States District Judge for the District of South Carolina.

3 Army nominations in the rank of general.

Page 30440

Messages From the House: Page 30360

Measures Placed on Calendar: Page 30362

Statements on Introduced Bills: Page 30362

Additional Cosponsors: Page 30372

Amendments Submitted: Page 30373

Authority for Committees: Page 30407

Additional Statements: Page 30407

Record Votes: Two record votes were taken today. (Total—278)

Pages 30332, 30345

Recess: Senate convened at 9 a.m., and recessed at 12:29 a.m., on Thursday, October 18, to reconvene at 9 a.m. the same day.

Committee Meeting

PERSIAN GULF

Committee on Foreign Relations: Committee held hearings to review U.S. policy in the Persian Gulf, receiving testimony from James A. Baker III, Secretary of State.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 5843–5854; and 7 resolutions, H.J. Res. 672–675, and H. Res. 512–514 were introduced.

Page 30250

Reports Filed: Reports were filed as follows:

H.R. 3520, to amend the Hazardous Materials Transportation Act to authorize appropriations for fiscal years 1990 and 1991, to provide for greater consistency in laws and regulations governing the transportation of hazardous materials in intrastate, interstate, and foreign commerce, amended (H. Rept. 101–444, Part II);

Conference report on S. 1430, to enhance national and community service (H. Rept. 101–893);

H.R. 5822, to make technical corrections in certain recent tax legislation, amended (H. Rept. 101–894);

H.R. 4520, to amend title 13, United States Code, and the International Investment and Trade in Services Survey Act to improve the quality of data on foreign investment in the United States, amended (H. Rept. 101–895, Part I);

H. Res. 512, waiving the requirement of clause 4(b) or rule XI against consideration of certin resolutions reported from the Committee on Rules (H. Rept. 101–895); and

H. Res. 513, authorizing the Speaker to declare recesses (H. Rept. 101–896).

Page 30250

Journal: By a yea-and-nay vote of 265 yeas to 123 nays, Roll No. 476, the House agreed to the Journal of October 16.

Page 30106

Labor-HHS Appropriations: House disagreed to the Senate amendments to H.R. 5257, making appropriations for the Department of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1991; and agreed to a conference. Appointed as conferees: Representatives Natcher, Smith of Iowa, Obey, Roybal, Stokes, Early, Dwyer of New Jersey, Hoyer, Whitten, Conte, Pursell, Porter, Young of Florida, and Weber.

Page 30107

Agreed to the Conte motion to instruct House conferees to agree to no less than the amount contained in Senate amendment numbered 76 concerning Low Income House Energy Assistance.

Page 30107

Defense Appropriations: By a yea-and-nay vote of 401 yeas to 4 nays, Roll No. 477, the House agreed to the Murtha motion that the conference committee meetings between the House and the Senate on H.R. 5803, making appropriations for the Department of Defense for the fiscal year ending September 30, 1991, be closed to the

public at such times as classified national security information is under consideration, but that any sitting Member shall have the right to attend any closed or open meeting.

Page 30108

Civil Rights: By a yea-and-nay vote of 273 yeas to 154 nays, Roll No. 478, the House agreed to the conference report on S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment—clearing the measure for the President.

Page 30126

H. Res. 504, the rule waiving all points of order against the conference report, was agreed to earlier by a voice vote.

Page 30116

Committee to Sit: Committee on Government Operations received permission to sit during proceedings of the House under the five minute rule on Thursday, October 18.

Page 30162

Family Unity and Employment Opportunity Immigration: The House insisted on its amendments to S. 358, to amend the Immigration and Nationality Act to change the level, and preference system for admission, of immigrants to the United States, and to provide for administrative naturalization; and asked to a conference. Appointed as conferees:

From the Committee on the Judiciary, for consideration of the Senate bill, and the House amendment, and modifications committed to conference: Representatives Brooks, Morrison of Connecticut, Frank, Schumer, Berman, Bryant, Mazzoli, Fish, Smith of Texas, McCollum, and Slaughter of Virginia;

From the Committee on Education and Labor, for consideration of section 113 and title V of the Senate bill, and sections 103, 106, 112–113, 311–312, 314(e), and 315 of the House amendment, and modifications committed to conference: Representatives Ford of Michigan, Miller of California, Sawyer, Goodling, and Ballenger;

From the Committee on Ways and Means, for consideration of section 110 of the Senate bill, and modifications committed to conference: Representatives Rostenkowski, Stark, Jacobs, Archer, and Vander Jagt; and

From the Committee on Post Office and Civil Service, for consideration of title IV of the Senate bill, and modifications committed to conference: Representatives Ford of Michigan, Sawyer, and Gilman.

Page 30137

Defense Production: House disagreed to the Senate amendment and agreed to a conference on H.R. 486, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States. Appointed as conferees:

From the Committee on Banking, Finance and Urban Affairs, for consideration of the House bill, and section 1, titles I, II, and III, and sections 501(a) and 501(b)(2) of the Senate amendment, and modifications committed to conference: Representatives Gonzalez, LaFalce, Oakar, Vento, Torres, Kanjorski, Patterson, Neal of Massachusetts, Wylie, Shumway, Roth, Saiki, and Roukema;

From the Committee on Banking, Finance and Urban Affairs, for consideration of title IV and section 501(b)(1) of the Senate amendment, and modifications committed to conference: Representatives Gonzalez, Annunzio, Hubbard, LaFalce, Oakar, Vento, Schumer, Wylie, Leach of Iowa, Shumway, McCollum, and Dreier of California;

From the Committee on Energy and Commerce, for consideration of section 8 of the House bill, and sections 137, 403, 404, and 405 of the Senate amendment, and modifications committed to conference: Representatives Dingell, Markey, Walgren, Lent, and Rinaldo;

From the Committee on the Judiciary, for consideration of sections 7 and 8 of the House bill, and modifications committed to conference: Representatives Brooks, Edwards of California, Frank, Fish, and James; and

From the Committee on Government Operations, for consideration of sections 211 and 212 of the Senate amendment, and modifications committed to conference: Representatives Conyers, Collins, English, Horton, and Kyl.

Page 30162

Homeless Assistance: House disagreed to the Senate amendment to H.R. 3789, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless; and agreed to a conference. Appointed as conferees:

From the Committee on Banking, Finance, and Urban Affairs, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Representatives Gonzalez, Oakar, Vento, Wylie, and Roukema;

From the Committee on Education and Labor, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Representatives Hawkins, Ford of Michigan, Miller of California, Goodling, and Bartlett;

From the Committee on Energy and Commerce, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Representatives Dingell, Waxman, Synar, Lent and Madigan;

From the Committee on Government Operations, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Representatives Conyers, Collins, Owens of New York, Horton, and Neilson of Utah; and

From the Committee on Veterans Affairs, for consideration of the House bill, and the Senate amendment, and modifications committed to conference: Representatives Montgomery, Rowland of Georgia, and Stump.

Page 30162

Age Discrimination: House agreed to the Senate amendment to H.R. 5759, to amend the Age Discrimination in Employment Act of 1967 to clarify the application of such Act to employee group health plans—clearing the measure for the President.

Page 30162

Medical Devices Regulation: House disagreed to the Senate amendment on H.R. 3095, to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices; and agreed to a conference. Appointed as conferees: Representatives Dingell, Waxman, Wyden, Lent, and Madigan.

Page 30163

Intelligence Authorizations: House passed H.R. 5422, to authorize appropriations for fiscal year 1991 for intelligence and intelligence-related activities of the United States Government, the Intelligence Community Staff, and the Central Intelligence Agency Retirement and Disability.

Page 30163

Agreed To:

The Beilenson technical amendment;

Page 30174

The Richardson amendment that shifts all Cambodian funding to covert aid; and

Page 30175

The Traficant amendment that requires the United States intelligence agencies to award bid contracts to domestic companies if these bids are within 6 percent of a foreign company's bid.

Page 30177

On a demand for a separate vote, the House agreed to the Solarz amendment, as amended by the Miller of Washington amendment, that sets restrictions on the distribution of lethal aid to UNITA, providing for the aid to be obligated in four equal installments; and provides specific conditions for the suspension of aid to include receiving assistance from the Soviet Union (agreed to by yea-and-nay vote of 207 yeas to 206 nays, Roll No. 482). Earlier, in the Committee of the Whole the amendment was agreed to by a recorded vote of 213 ayes to 200 noes, Roll No. 480).

Pages 30205, 30213

Rejected:

The Dellums amendment that sought to prohibit covert aid in fiscal year 1991 to be distributed to the National Union for the Total Independence of Angola (UNITA), a rebel group fighting the Angolan government (rejected by a recorded vote of 175 ayes to 246 noes, Roll No. 479); and

Page 30178

The Boxer amendment that sought to require the House and Senate Intelligence Committees to approve any covert activities undertaken by the United States intelligence agencies, with certain exceptions (rejected by a recorded vote of 70 ayes to 341 noes, Roll No. 481).

Page 30214

Subsequently, the House passed S. 2834, a similar Senate-passed bill, in lieu after being amended to contain the language of H.R. 5422 as passed the House. H.R. 5422 was laid on the table.

Page 30232

House insisted on its amendment and asked a conference with the Senate. Appointed as conferees:

From the Permanent Select Committee on Intelligence: Representatives Beilenson, McCurdy, Kastenmeier, Roe, McHugh, Dwyer of New Jersey, Wilson, Kennelly, Glickman, Mavroules, Richardson, Solarz, Hyde, Livingston, Shuster, Combest, Bereuter, Rowland of Connecticut, and Dornan of California; and

From the Committee on Armed Services for the consideration of Department of Defense Tactical Intelligence and related activities and section 504 of the House bill: Representatives Aspin, Skelton, and Dickinson.

Page 30240

The Clerk was authorized to make technical and conforming changes in the engrossment of the amendment.

Page 30240

MFN Treatment for Czechoslovakia: House passed H.J. Res. 649, approving the extension of nondiscriminatory treatment (most-favored-nation-treatment) to the products of Czechoslovakia.

Page 30241

H. Res. 486, a rule providing for the consideration of the joint resolution, was laid on the table.

Page 30243

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Page 30244

Quorum Calls—Votes: Four yea-and-nay votes and three recorded votes developed during proceedings of the House today and appear on pages 30106, 30108, 30136, 30203, 30214, 30229, and 30231. There were no quorum calls.

Adjournment: House met at 10:00 a.m and adjourned at 10:36 p.m.

Committee Meetings

PERSIAN GULF

Committee on Armed Services: Met in executive session to receive a classified briefing on the Persian Gulf. The Committee was briefed by Patrick Lang, Defense Intelligence Officer, Middle East and South Asia, Defense Intelligence Agency, Department of Defense; George Harris, Director, Office of Analysis for Near East and South Asia, Bureau of Intelligence and Research, Department of State; Barbara Weisel, Senior Analyst, Office of Near East and South Asia Analysis, CIA; and Ellen Laipson, National Intelligence Officer for Near East and South Asia.

PERSIAN GULF CRISIS

Committee on Foreign Affairs: Subcommittee on Europe and the Middle East held a hearing on the Persian Gulf Crisis

and its implications for the 1990's. Testimony was heard from public witnesses.

LONG DISTANCE TELEPHONE INDUSTRY

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture held a hearing on Slamming: Fraudulent Customer Acquisition Practices in the Long Distance Telephone Industry. Testimony was heard from Richard M. Firestone, Chief, Common Carrier Bureau, FCC; Meyishi Blair, Director, Consumer Relations Division, Public Service Commission, State of West Virginia; and public witnesses.

SAN CARLOS APACHE TRIBE WATER RIGHTS SETTLEMENT ACT

Committee on Interior and Insular Affairs: Ordered reported amended H.R. 5539, San Carlos Apache Tribe Water Rights Settlement Act of 1990.

RULES CONSIDERATION

Committee on Rules: Granted a rule waiving the two-thirds requirement in clause 4b of rule XI against any resolution reported from the Rules Committee on or before the legislative day of Sunday October 21 providing for consideration or disposition of a reconciliation bill, a joint resolution making continuing appropriations, a bill to extend the temporary increase in the public debt limit, or amendments to such measures, or on a conference report on such measures. The rule also makes it in order, through the legislative day of October 21—clause 2 of Rule XXVIII notwithstanding—to consider conference reports and amendments reported from conference in disagreement on any general appropriation bill if copies of the conference report, accompanying statement, and the text of any amendment reported in disagreement, are available for two hours before consideration. Finally, the rule provides that the conference reports, amendments in disagreement and motions to dispose of amendments in disagreement in the joint statement of managers will be considered as having been read.

HOUSE RECESSES

Committee on Rules: Granted a rule authorizing the Speaker to declare recesses at any time through the legislative day of Sunday, October 21, 1990.

SMALL BUSINESS INNOVATION RESEARCH PROGRAM

Committee on Small Business: Subcommittee on Procurement, Tourism and Rural Development held a hearing concerning the Small Business Innovation Research Program (SBIR). Testimony was heard from Richard Shane, Assistant Administrator, Office of Innovation, Research and Technology, SBA.

MISCELLANEOUS MEASURES

Committee on Ways and Means: Ordered reported amended the following bills: H.R. 5822, Technical and Miscellaneous Revenue Act of 1990; and H.R. 5828, Technical and Miscellaneous Social Security Act Amendments of 1990.

The committee also began markup of H.R. 5826, Small Business Tax Incentive Act of 1990.

Will continue tomorrow.

COMMITTEE DRAFT REPORTS

Select Committee on Children, Youth, and Families: Met and approved the following draft reports: "Opportunities for Success: Cost-Effective Programs for Children, Update, 1990"; and "Respite Care: Listing of Service Providers.

Joint Meeting

APPROPRIATIONS—TREASURY/POSTAL SERVICE

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5241, making appropriations for fiscal year 1991 for the Department of the Treasury, U.S. Postal Service, Executive Office of the President, and certain independent agencies, but did not complete action thereon, and recessed subject to call.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, October 18, 1990

Senate

Chamber Action

Routine Proceedings, pages 30485–30956

Measures Introduced: Six bills and three resolutions were introduced as follows: S. 3215–3220, and S.J. Res. 381–383.

Page 30888

Measures Reported: Reports were made as follows:

S.J. Res. 361, approving the extension of nondiscriminatory treatment (most favored nation treatment) to the products of Czechoslovakia. (S. Rept. No. 101–537)

S. 2521, to exchange certain lands in the State of New Mexico, with an amendment in the nature of a substitute. (S. Rept. No. 101–538)

H.R. 3209, to modify the boundaries of the Indiana Dunes National Lakeshore, with an amendment in the nature of substitute. (S. Rept. No. 101–539)

S. 2637, to amend the Toxic Substances Act to reduce the levels of lead in the environment, with an amendment in the nature of a substitute. (S. Rept. No. 101–540)

Page 30887

Measures Passed:

Omnibus Budget Reconciliation: By 54 yeas to 46 nays (Vote No. 292), Senate passed H.R. 5835, to pro-

vide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for the fiscal year 1991, after striking all after the enacting clause and inserting in lieu thereof the text of S. 3209, Senate companion measure, after taking action on amendments proposed thereto, as follows:

Page 30485

Adopted:

(1) Jeffords Amendment No. 3026, expressing the sense of the Senate that it is in the national interest to enhance energy security and promote environmental protection through gradual replacement of gasoline with cleaner, domestic nonpetroleum sources, and calling for the Secretary of Energy to report to the Congress with respect to alternative fuels.

Page 30596

(2) Hatch Amendment No. 3032, to strike provisions relating to minimum penalty levels under the Occupational Safety and Health Act of 1970. (By 21 yeas to 79 nays (Vote No. 282), Senate earlier failed to table the amendment.)

Page 30630

(3) By 98 yeas to 2 nays (Vote No. 283), Hollings Amendment No. 3033, to exclude the Social Security Trust Funds from the deficit calculation.

Page 30637

(4) Nickles Amendment No. 3034, to reduce the proposed increase in the statutory limit on the public debt. (By a unanimous vote of 100 nays (Vote No. 284), Senate earlier failed to table the amendment.)

Pages 30642, 30643, 30666

(5) Grassley Amendment No. 3036, to impose a limitation on the implementation and collection of certain user fees.

Pages 30652, 30666

(6) Lieberman/Glenn Amendment No. 3038, to extend from 6 to 10 years the statute of limitation to allow the IRS to collect money owed to the government after assessment.

Page 30665

(7) Pressler Amendment No. 3044, to reduce the pay of Members of Congress corresponding to the percentage reduction of the pay of Federal employees who are furloughed or otherwise have a reduction of pay resulting from a sequestration order.

Page 30682

(8) Mitchell Amendment No. 3046, to provide for budget process reform and enforcement provisions. (By 75 yeas to 25 nays (Vote No. 291), Senate agreed to the motion to waive section 305(b) of the Congressional Budget Act of 1974 with respect to consideration of the amendment. Subsequently, a point of order that the amendment was in violation of section 305 (2)(b) of the Congressional Budget Act fell.)

Page 30683

(9) Simon/Bradley Amendment No. 3047 (to Amendment No. 3046), to strike provisions regarding points of order in the Senate on aggregate allocations for defense, international, and domestic discretionary spending.

Page 30701

Rejected:

(1) By 44 yeas to 56 nays (Vote No. 281), Boren Amendment No. 3028, expressing the sense of the Senate with respect to growth and savings incentives.

Page 30615

(2) By 44 yeas to 56 nays (Vote No. 289), Levin Amendment No. 3042, to express the sense of the Senate with respect to fairness and deficit reduction.

Pages 30674, 30676

During consideration of this bill today, the following action also occurred:

(1) By 41 yeas to 58 nays (Vote No. 279), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected a motion to waive section 305(b)(2) of the Congressional Budget Act of 1986 with respect to consideration of Graham Amendment No. 3024, to prescribe standards for determining whether to provide deposit insurance. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, the amendment was ruled as not germane, and the amendment thus fell.

Pages 30584, 30595

(2) Senate rejected a motion to waive section 305 (b)(2) of the Congressional Budget Act of 1986 with respect to consideration of Graham Amendment No. 3025, to authorize the Federal Deposit Insurance Corporation to develop a risk-based insurance system. Subsequently, a point of order that the amendment was in violation of subsection (d)(1)(c) of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 30589

(3) By 45 yeas to 55 nays (Vote No. 280), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected a motion to waive the provisions of the Congressional Budget Act of 1974 with respect to consideration of Gore Amendment No. 3027, to strike section 7461, to eliminate the provisions reducing marginal tax rate for high-income taxpayers, to increase in rate of individual alternative minimum tax, to reduce the impact on Medicare recipients, and to decrease the planned rise in the gasoline tax. Subsequently, a point of order that the amendment was in violation of the Congressional Budget Act was sustained, and the amendment thus fell.

Page 30598

(4) The Chair sustained a point of order under subsection (d)(1)(d) of section 20,001 of the Consolidated Omnibus Budget Reconciliation Act of 1986 against certain provisions of the bill, relating to Occupational Safety and Health Administration (OSHA) penalties.

Page 30629

(5) The Chair sustained a point of order under subsection (D)(1)(a) of section 20,001 of the Consolidated Omnibus Budget Reconciliation Act of 1986 against

those provisions of the bill relating to the harvest and sale of timber in the Tongass National Forest in Alaska.
Page 30641

(6) By 49 yeas to 51 nays (Vote No. 285), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected a motion to waive provisions of the Congressional Budget Act with respect to consideration of Harkin Amendment No. 3035, to strike section 6162, relating to the surtax on individuals with incomes over $1 million. Subsequently, a point of order that the amendment was in violation of section 305(b)(2) of the Congressional Budget Act was sustained, the amendment was ruled as not germane, and the amendment thus fell.
Pages 30645, 30667

(7) By 39 yeas to 61 nays (Vote No. 286), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected a motion to waive provisions of the Congressional Budget Act with respect to consideration of Kasten Amendment No. 3037, to exclude charitable contributions from the overall limitation on itemized deductions. Subsequently, a point of order that the amendment was in violation of section 310(d)(2) of the Congressional Budget Act was sustained, and the amendment thus fell.
Pages 30658, 30667

(8) By 48 yeas to 52 nays (Vote No. 287), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected a motion to waive provisions of the Congressional Budget Act with respect to consideration of Symms Amendment No 3039, to deposit all increased motor fuel taxes into the Highway Trust Fund. Subsequently, a point of order that the amendment was in violation of section d(1)(a) of the Congressional Budget Act was sustained, and the amendment thus fell.
Pages 30668, 30676

(9) By 33 yeas to 67 nays (Vote No. 288), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected a motion to waive provisions of the Congressional Budget Act with respect to consideration of Metzenbaum Amendment No. 3040, to reinstate the windfall profit tax on domestic crude oil. Subsequently, a point of order that the amendment was in violation of section 305(b)(2) of the Congressional Budget Act was sustained, the amendment was ruled as not germane, and the amendment thus fell.
Pages 30671, 30676

(10) The Chair sustained a point of order under section 310(d)(2) of the Congressional Budget Act against Conrad Amendment No. 3041, to provide for the use of certain savings in the bill that exceed instructions in the budget resolution to reduce cuts in agricultural support programs, and the amendment thus fell.
Pages 30673, 30676

(11) By 69 yeas to 31 nays (Vote No. 290), three-fifths of thoses Senators duly chosen and sworn, having voted in the affirmative, Senate agreed to the motion to waive certain provisions of the Congressional Budget Act with respect to consideration of provisions relating to national aviation noise policy, to establish limitations on airport improvement program revenues, to create a pool of air carrier special authorizations for Washington National Airport, and to establish high density traffic airport rules. Subsequently, a point of order that Title III, subtitle B, as modified, was in violation of the Congressional Budget Act fell.
Page 30677

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: From the Committee on Agriculture, Nutrition, and Forestry, Senators Leahy, Pryor, Boren, Kerrey, Lugar, Dole, and Cochran, from the Committee on Banking, Housing, and Urban Affairs, Senators Riegle, Cranston, Dodd, Heinz, and D'Amato, from the Committee on the Budget, Senators Sasser, Fowler, and Domenici, from the Committee on Commerce, Science, and Transportation, Senators Hollings, Inouye, Ford, Exon, Breaux, Rockefeller, Kerry, Danforth, Packwood, Stevens, Kasten, McCain, and Burns, from the Committee on Energy and Natural Resources, Senators Johnston, Bumpers, Ford, McClure, and Domenici, from the Committee on Environment and Public Works, Senators Burdick, Moynihan, Mitchell, Baucus, Graham, Chafee, Simpson, Symms, and Durenberger, from the Committee on Finance, Senators Bentsen, Moynihan, Boren, Mitchell, Pryor, Rockefeller, Packwood, Dole, Roth, Danforth, and Chafee, from the Committee on Governmental Affairs, Senators Glenn, Sasser, Pryor, Roth, and Stevens,; from the Committee on the Judiciary, Senators DeConcini, Leahy, and Hatch, from the Committee on Labor and Human Resources, Senators Kennedy, Pell, Metzenbaum, Dodd, Hatch, Kassebaum, and Jeffords, and from the Committee on Veterans' Affairs, Senators Cranston, DeConcini, Rockefeller, Murkowski, and Simpson.
Page 30868

International Data Improvement Act: Senate passed S. 2516, to augment and improve the quality of international data compiled by the Bureau of Economic Analysis under the International Investment and Trade in Services Survey Act by allowing that agency to share statistical establishment list information compiled by the Bureau of the Census, after agreeing to committee amendments, and the following amendment proposed thereto:
Page 30947

Mitchell (for Hollings/Exon) Amendment No. 3049, in the nature of a substitute.
Page 30948

Enrollment Correction: Senate agreed to H. Con. Res. 381, to correct the enrollment of H.R. 4151, Human Services Reauthorization Act of 1990, after agreeing to the following amendment proposed thereto:
Page 30946

Mitchell (for Dodd) Amendment No. 3048, to extend Head Start services.

Page 30946

Environmental Cleanup: Senate passed S. 3187, to address immediate problems affecting environmental cleanup activities, after agreeing to the following amendment proposed thereto:

Page 30952

Mitchell (for Metzenbaum) Amendment No. 3050, to make technical corrections.

Page 30952

Red Rock Canyon National Conservation Area: Senate passed H.R. 4559, to establish the Red Rock Canyon National Conservation Area, after agreeing to a committee amendment in the nature of a substitute.

Page 30953

Emergency Medical Services and Trauma Care Improvement Act: Committee on Labor and Human Resources was discharged from further consideration of H.R. 1602, to amend the Public Health Act to improve emergency medical services and trauma care, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 15, Senate companion measure, as passed by the Senate on Wednesday, October 17. Senate insisted on its amendment, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Kennedy, Pell, and Hatch.

Page 30955

Age Discrimination Claims Assistance: Committee on Labor and Human Resources was discharged from further consideration of H.R. 5794, to amend the Age Discrimination Claims Assistance Act of 1988 to extend the statue of limitations applicable to certain additional claims under the Age Discrimination in Employment Act of 1967, and the bill was then passed.

Page 30955

Human Services Reauthorization Act—Conference Report: Senate agreed to the conference report on H.R. 4151, to authorize appropriations for fiscal years 1991 through 1994 to carry out the Head Start Act, the Follow Through Act, the Community Services Block Grant Act, and the Low-Income Home Energy Assistance Act of 1981.

Page 30946

Intelligence Authorizations—Conferees: The Chair, under authority of the Senate of October 16, 1990, disagreed to the amendment of the House to S. 2834, to authorize appropriations for fiscal year 1991 for the intelligence activities of the United States Government, and the Intelligence Agency Retirement and Disability System, agreed to the request for a conference thereon, and appointed the following conferees: Senators Boren, Nunn, Hollings, Bradley, Cranston, DeConcini, Metzenbaum, Glenn, Cohen, Hatch, Murkowski, Specter, Warner, D'Amato, and Danforth; and from the Committee on Armed Services: Senators Exon and Thurmond.

Page 30636

Nominations Confirmed: Senate confirmed the following nominations:

Eugene L. Scassa, of Virginia, to be Ambassador to Belize.

Richard C. Brown, of Maryland, to be Ambassador to the Oriental Republic of Uruguay.

Michael Martin Skol, of Illinois, to be Ambassador to the Republic of Venezuela.

Edward P. Brynn, of Vermont, to be Ambassador to Burkina Faso.

Stephen H. Rogers, of Virginia, to be Ambassador to the Kingdom of Swaziland.

Arlene Render, of Virginia, to be Ambassador to the Republic of The Gambia.

Herbert Donald Gelber, of Florida, to be Ambassador to the Republic of Mali.

Gordon L. Streeb, of Colorado, to be Ambassador to the Republic of Zambia.

Scott M. Spangler, of Arizona, to be an Assistant Administrator of the Agency for International Development.

Cheryl Feldman Halpern, of New Jersey, to be a Member of the Board for International Broadcasting for a term expiring April 28, 1991.

William H. G. Fitzgerald, of the District of Columbia, to be a Member of the Board of Directors of the African Development Foundation for a term expiring February 9, 1996.

James O. Mason, of Utah, to be Representative of the United States on the Executive Board of the World Health Organization.

The following named persons to be Members of the United States Advisory Commission on Public Diplomacy for terms expiring July 1, 1991:

William J. Hybl, of Colorado, vice Richard M. Scaife, term expired.

Richard B. Stone, of the District of Columbia, vice E. Robert Wallach, term expired.

Jeanne S. Archibald, of Virginia, to be General Counsel for the Department of the Treasury.

Harmon Elwood Kirby, of Ohio, to be Ambassador to the Republic of Togo.

Leonard H.O. Spearman, Sr., of Texas, to be Ambassador to the Kingdom of Lesotho.

The following named persons to be Representatives and Alternate Representatives of the United States of America to the Forty-fifth Session of the General Assembly of the United Nations:

Representatives:

Thomas R. Pickering, of New Jersey.

Alexander Fletcher Watson, of Massachusetts.

Alternate Representatives:

Jonathan Moore, of Massachusetts.

Jacob Stein, of New York.

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Shirin R. Tahir-Kheli, of Pennsylvania.

Milton James Wilkinson, of New Hampshire.

Katherine D. Ortega, of New Mexico, to be an Alternate Representative of the United States of America to the Forty-fifth Session of the General Assembly of the United Nations.

Roscoe Burton Starek III, of Illinois, to be a Federal Trade Commissioner for the term of seven years from September 26, 1990.

Page 30956

Nominations Received: Senate received the following nominations:

David A. Kessler, of New York, to be Commissioner of Food and Drugs, Department of Health and Human Services.

Page 30956

Messages From the House: Page 30886

Measures Referred: Page 30887

Measures Placed on Calendar: Page 30887

Executive Reports of Committees: Page 30887

Statements on Introduced Bills: Page 30888

Additional Cosponsors: Page 30901

Amendments Submitted: Page 30901

Notices of Hearings: Page 30928

Authority for Committees: Page 30928

Additional Statements: Page 30929

Record Votes: Fourteen record votes were taken today. (Total—292)

Pages 30595, 30614, 30628, 30636, 30640, 30666, 30667, 30676, 30682, 30701, 30731

Recess: Senate convened at 9 a.m., and recessed at 1:54 a.m., on Friday, October 19, to reconvene at 10:45 a.m. the same day. (For Senate's program, see the remarks of the Majority Leader in today's Record on page 30956.)

Committee Meetings

BUSINESS MEETING

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the following business items:

S. 1532, to authorize the Forest Service to pay the claims of Forest Service volunteers for personal property damage or loss while performing volunteer service as if such volunteers were Federal employees; and

The nominations of Keith D. Bjerke, of North Dakota, to be a Member of the Board of Directors of the Commodity Credit Corporation, and Billy Ross Brown, of Mississippi, to be a Member of the Farm Credit Administration Board, Farm Credit Administration.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 5855–5868; 1 private bill, H.R. 5869; and 3 resolutions, H.J. Res. 676 and 677, and H. Res. 515 were introduced.

Page 31068

Reports Filed: Reports were filed as follows:

Conference report on H.R. 5311, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991 (H. Rept. 101–897);

H.R. 5645, to amend title 31, United States Code, to reform procedures for closing appropriation accounts, amended (H. Rept. 101–898, Part 1);

H.R. 4333, to establish the Clean Coastal Beaches Council to develop a program for monitoring coastal zone recreation waters, amended (H. Rept. 101–844, Part 2); and

Conference report on H.R. 5158, making appropriations for Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1991 (H. Rept. 101–900).

Page 31068

Family Unity and Employment Opportunity Immigration Act: The Speaker made the following modifications in his appointment of conferees in the conference on S. 358, to amend the Immigration and Nationality Act to change the level, and preference system for admission, of immigrants to the United States, and to provide for administrative naturalization:

The conferees from the Committee on Education and Labor are also appointed for consideration of section 104 of the House amendment; and

Mr. Moakley is appointed as a conferee for consideration of section 324 of the House amendment, and modifications committed to conference.

Page 30958

Enrollment Authorization: House passed H.J. Res. 676, waiving certain enrollment requirements with respect to any reconciliation bill or continuing resolution for the remainder of the One Hundred First Congress.

Page 30961

Disapproving MFN Treatment for the People's Republic of China: By a yea-and-nay vote of 247 yeas to 174 nays, Roll No. 483, the House passed H.J. Res. 647, disapproving the recommendations of the President to extend nondiscriminatory treatment (most-favored-nation treatment) to the products of the People's Republic of China.

Page 30965

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 5158, making appropriations for Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1991.

Page 30977

Conditional MFN Treatment for the People's Republic of China: By a yea-and-nay vote of 384 yeas to 30 nays, Roll No. 486, the House passed H.R. 4939, regarding the extension of most-favored-nation treatment for the products of the People's Republic of China.

Page 30985

Agreed to the committee amendment in the nature of a substitute.

Page 31002

Agreed To:

The Pelosi amendment, as modified, that requires the President to certify that China has accounted for citizens detained or accused of acts regarding the Tiananmen Square massacre and released citizens imprisoned after such detention or accusation before MFN status can be granted; requires that the President verify that substantial progress has been made towards the other human rights goals detailed in the bill; and requires that "substantive progress" be made by the Chinese Government regarding the end of religious persecution in China and Tibet, and toward the release of the leaders and members of all religious groups detained (agreed to by a recorded vote of 347 ayes to 74 noes, Roll No. 484); and

Page 31002

The Porter amendment, as modified, that requires the President, prior to the granting of MFN status, to include in his report to Congress that China is following the instructions of the 1984 Joint Declaration on Hong Kong between China and Great Britain regarding the transfer of Hong Kong to China by 1997; established certain human rights principles for United States businesses operating in China; and requires a report be submitted to Congress by the State Department regarding the level to which United States companies have adhered to those principles (agreed to by a recorded vote of 409 ayes to 7 noes, Roll No. 485).

Page 31011

H. Res. 503, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Page 30985

Legislative Branch Appropriations: House agreed to H. Res. 510, the rule waiving certain points of order against consideration of H.R. 5399, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991.

Page 30983

Continuing Resolution: By a yea-and-nay vote of 379 to 37 nays, Roll No. 487, the House passed H.J. Res. 677, making further continuing appropriations for the fiscal year 1991.

Page 31016

Omnibus Reconciliation: House agreed to a unanimous-consent request that, upon receipt of a message from the Senate transmitting an amendment to H.R. 5835, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for the fiscal year 1991, insisting on its amendment, and requesting a conference thereon, that the House shall be considered to have taken H.R. 5835 and the Senate amendment from the Speaker's table, disagreed with the Senate amendment, and agreed to the conference requested by the Senate;

That the Speaker shall be authorized to appoint conferees in anticipation thereof and reserves the authority to modify the appointment at later times; and

That the motion to instruct conferees otherwise in order at the time of their appointment shall instead be in order only if offered by the Minority Leader or his designee on the legislative day of Friday, October 19, 1990.

Page 31020

Subsequently, the Speaker appointed the following conferees:

From the Committee on the Budget, for consideration of the House bill, and the Senate amendment, and modifications committed to conference, and as exclusive conferees with respect to any proposal to report in total disagreement: Representatives Panetta, Gephardt, and Frenzel.

From the Committee on Agriculture, for consideration of title I of the House bill, and title I of the Senate amendment, and modifications committed to conference: [vacancy, vacancy, and vacancy].

From the Committee on Banking, Finance and Urban Affairs, for consideration of title II of the House bill, and title II of the Senate amendment, and modifications committed to conference: Representatives Gonzalez, Oakar, and Wylie.

From the Committee on Education and Labor, for consideration of title III of the House bill, and title X of the Senate amendment, and modifications committed to conference: Representatives Hawkins, Ford of Michigan, and Goodling.

From the Committee on Energy and Commerce [health], for consideration of title IV of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: Representatives Dingell, Waxman, and Lent.

From the Committee on Energy and Commerce [transportation], for consideration of title IV of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: Representatives Dingell, Thomas A. Luken, and Lent.

From the Committee on Energy and Commerce [energy], for consideration of title IV of the House bill, and corresponding provisions of the Senate amendment, and

modifications committed to conference: Representatives Dingell, Sharp, and Lent.

From the Committee on Government Operations, for consideration of title XIV of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: Representatives Conyers, [vacancy], and Horton.

From the Committee on Interior and Insular Affairs, for consideration of title V of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: [vacancy, vacancy, and vacancy].

From the Committee on the Judiciary, for consideration of title VI of the House bill, and title IX of the Senate amendment, and modifications committed to conference: Representatives Brooks, Kastenmeier, and Moorhead.

From the Committee on Merchant Marine and Fisheries, for consideration of title VII of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: [vacancy, vacancy, and vacancy].

From the Committee on Post Office and Civil Service, for consideration of title VIII of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: Representatives Ford of Michigan, Clay, and Gilman.

From the Committee on Public Works and Transportation [aviation], for consideration of title IX of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: Representatives Anderson, Oberstar, and Hammerschmidt.

From the Committee on Public Works and Transportation [surface transportation], for consideration of title IX of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: Representatives Anderson, Mineta, and Hammerschmidt.

From the Committee on Public Works and Transportation [EPA fees], for consideration of title IX of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: Representatives Anderson, Nowak, and Hammerschmidt.

From the Committee on Rules, for consideration of title XIV of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: Representatives Moakley, Derrick, and Quillen.

From the Committee on Science, Space, and Technology, for consideration of title X of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: Representatives Roe, Lloyd, and Walker.

From the Committee on Veterans' Affairs, for consideration of title XI of the House bill, and title XI of the Senate amendment, and modifications committed to conference: Representatives Montgomery, Applegate, and Stump.

From the Committee on Ways and Means [revenues and debt ceiling], for consideration of title XIII of the House bill, and title VII of the Senate amendment, and modifications committed to conference: Representative Rostenkowski, Gibbons, and Archer.

From the Committee on Ways and Means [medicare], for consideration of title XII of the House bill, and title VI of the Senate amendment, and modifications committed to conference: Representative Rostenkowski, Stark, and Archer.

From the Committee on Ways and Means [social security], for consideration of title XII of the House bill, and title VI of the Senate amendment, and modifications committed to conference: Representative Rostenkowski, Jacobs, and Archer.

From the Committee on Ways and Means [child care and human resources], for consideration of title VI of the Senate amendment, and modifications committed to conference: Representative Rostenkowski, Downey, and Archer.

Page 31029

Legislative Program: The Majority Leader announced the legislative program for the balance of the week.

Page 31021

Meeting Hour: Agreed to meet at 11 a.m. on Friday, October 19.

Page 31021

American Samoa Minimum Wage Determination: House passed S. 2930, to eliminate "substantial documentary evidence" requirement for minimum wage determination for American Samoa.

Page 31021

Agreed to the Murphy amendment in the nature of a substitute.

Page 31023

Agreed to amend the title.

Page 31024

National Federation of the Blind Day: House passed H.J. Res. 667, to designate November 16, 1990, as "National Federation of the Blind Day".

Page 31024

Maine Acadian Culture: House concurred in the Senate amendments Nos. 1, 3, 5, and 6 to the House amendment to S. 1756, to provide for the preservation and interpretation of sites associated with Acadian culture in the State of Maine; and disagreed to Senate amendments Nos. 2 and 4 to the House amendment—returning the measure to the Senate.

Page 31028

Referrals: Seven Senate-passed measures were referred to the appropriate House committees.

Page 31068

Quorum Calls—Votes: Three yea-and-nay votes and two recorded votes developed during the proceedings of the House today and appear on pages 30976, 31010, 31014, 31015, and 31019. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 8:45 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Ordered reported the following measures: H.R. 5855, Enterprise for the Americas; H. Con. Res. 352, amended, expressing the sense of the Congress regarding human rights violations against the Albanian ethnic, minority in southern Yugoslavia; H. Con. Res. 378, amended, to express the sense of Congress regarding racially offensive remarks by the Justice Minister of Japan; and H. Con. Res. 382, expressing the sense of the Congress that the crisis created by Iraq's invasion and occupation of Kuwait must be addressed and resolved on its own terms separately from other conflicts in the region.

CURRENT SITUATION—PERSIAN GULF

Committee on Foreign Affairs: Held a hearing on the Current Situation in the Persian Gulf. Testimony was heard from James A. Baker, III; Secretary of State.

DRAFT REPORTS

Committee on Government Operations: Began consideration of pending draft report.

Will continue tomorrow.

DRAFT REPORT

Committee on Government Operations: Subcommittee on Commerce, Consumer, and Monetary Affairs approved for full Committee action the following draft report: "Status of the Implementation of Title XI, the Appraisal Reform Amendments of FIRREA".

DRAFT REPORTS

Committee on Government Operations: Subcommittee on Government Information, Justice, and Agriculture approved the following draft reports: "Alternative Fuel Use by the U.S. Postal Service: Increase in Fleet Conversion Would provide benefits"; "The Minority Farmer: A disappearing American Resource: Has the Farmers Home Administration Been the Primary Catalyst?"; Bureau of Justice Assistance Discretionary Drug Treatment Programs: The Great Disappearing Act"; "U.S. Postal Service Realigment of First-Class Mail Delivery Standards: Just Say Slow"; "Taking a Byte out of History: The Archival Preservation of Federal Computer Records"; and "The Exercise of Prosecutorial Discretion in a Changing Legal Environment".

DRAFT REPORT

Committee on Government Operations: Subcommittee on Human Resources and Intergovernmental Relations approved for full Committee action action for the following draft reports: "FDA's Continuing Failure To Prevent Deceptive Health Claims for Foods".

DRAFT REPORTS

Committee on Government Operations: Subcommittee on Legislation and National Security approved for full Committee action the following draft reports: "Navy Seawolf Attack Submarine is Proceeding along Path of High Technical and Financial Risks"; "International Procurements and Waivers of the Buy American Act: U.S. Business at a Disadvantage"; "Acquisition of ADP Equipment—Questionable Practices by the Navy, Its Employees, General Services Administration and IBM Cost Taxpayers Millions of Dollars"; "Demand Reduction in the National Drug Control Strategy"; and "The Effectiveness of the Andean Initiative—Source Country Reduction in the National Drug Control Strategy".

SMALL BUSINESS TAX INCENTIVE ACT

Committee on Ways and Means: Continued markup of H.R. 5826, Small Business Tax Incentive Act of 1990.

Committee recessed subject to call.

FEDERAL EMPLOYMENT TAX ASSESSMENTS

Committee on Ways and Means: Subcommittee on Oversight held a hearing to review Federal employment tax assessments against Federal agencies and large Internal Revenue Service accounts receivable inventory. Testimony was heard from Paul Posner, Associate Director, Tax Policy and Administration Issues, GAO; Fred T. Goldberg, Jr., Commissioner, IRS, Department of the Treasury; Gary Maupin, Director, Financial Management, Department of Commerce; Alvin Tucker, Deputy Comptroller, Management Systems, Department of Defense; and Stanley M. Silverman, Comptroller, USIA.

NATIONAL DRUG CONTROL POLICY REVIEW

Select Committee on Narcotics Abuse and Control: Held a hearing on the National Drug Control Policy Review. Testimony was heard from Stanley E. Morris, Deputy Director, Supply Reduction, Office of the National Drug Control Policy.

Joint Meetings

JAPAN'S ECONOMIC CHALLENGE

Joint Economic Committee: Committee resumed hearings to examine Japan's economic challenge to the United States, focusing on Japan's foreign trade policies and practices, receiving testimony from William H. Cooper, Specialist in International Trade and Finance, Economic Division, Congressional Research Service; Edward Lincoln, Brook-

ings Institution, and Alan W. Wolff, Dewey, Ballantine, Bushby, Palmer and Wood, both of Washington, D.C.

APPROPRIATIONS—COMMERCE/JUSTICE/STATE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5021, making appropriations for fiscal year 1991 for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies.

EXPORT ADMINISTRATION

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 4653, to authorize funds for fiscal year 1991 for programs of the Export Administration Act of 1979, but did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—LABOR/HHS/EDUCATION

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 5257, making appropriations for fiscal year 1991 for the Departments of Labor, Health and Human Services, and Education, and related agencies, but did not complete action thereon, and will meet again tomorrow.

APPROPRIATIONS—DEFENSE

Conferees met to resolve the differences between the Senate- and House-passed versions of H.R. 5803, making appropriations for fiscal year 1991 for the Department of Defense, but did not complete action thereon, and will meet again tomorrow.

AUTHORIZATIONS—DEFENSE

Conferees on Wednesday, October 17, agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 4739, to authorize funds for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

♦♦♦♦♦♦♦♦♦♦♦♦

Friday, October 19, 1990

Senate

Chamber Action

Routine Proceedings, pages 31180–31423

Measures Introduced: Five bills and one resolution were introduced as follows: S. 3221–3225, and S.J. Res. 383.

Page 31348

Measures Reported: Reports were made as follows:

S. 3069, to provide a method of locating private and Government research on environmental issues by geographic location. (S. Rept. No. 101–541)

S. 485, to authorize a White House Conference on Homelessness. (S. Rept. No. 101–542)

S. 971, to authorize and encourage Federal agencies to use mediation, conciliation, arbitration, and other techniques for the prompt and informal resolution of disputes, with an amendment in the nature of a substitute. (S. Rept. No. 101–543)

S. 2476, to amend title 18 of the United States Code to clarify and expand legal prohibitions against computer abuse, with an amendment in the nature of a substitute. (S. Rept. No. 101–544)

S. 2754, to combat violence and crimes against women on the streets and in homes, with an amendment in the nature of a substitute. (S. Rept. No. 101–545)

S. 381, to provide Federal recognition of the Mowa Band of Choctaw Indians of Alabama, with an amendment. (S. Rept. No. 101–546)

S. 2343, to amend the Wild and Scenic Rivers Act by designating a segment of the Clarks Fork River in the State of Wyoming as a component of the National Wild and Scenic Rivers System, with an amendment in the nature of a substitute. (S. Rept. No. 101–547)

H.R. 5731, to increase the amount of petroleum products that may be withdrawn from the Strategic Petroleum Reserve under a certain provision of the Energy Policy and Conservation Act. (S. Rept. No. 101–548)

S. 3222, to amend the Federal Home Loan Bank Act to enable the Resolution Trust Corporation to meet its obligations to depositors and others by the least expensive means. (S. Rept. No. 101–549)

Page 31339

Measures Passed:

National Institutes of Health Authorization: Senate passed S. 2857, to amend the Public Health Service Act to reauthorize certain Institutes of the National Institutes of Health, after agreeing to a committee amendment in the nature of a substitute, and the following amendments proposed thereto:

Page 31194

Leahy (for Kennedy) Amendment No. 3051, in the nature of a substitute.

Page 31200

Leahy (for Bradley) Amendment No. 3052, of a perfecting nature, to provide for the establishment of a children's vaccine initiative.

Page 31201

Leahy (for Adams) Amendment No. 3053, of a perfecting nature, to provide for the inclusion of women in aging research.

Page 31202

Earthquake Hazards Reduction Authorization: Senate passed S. 2789, to authorize appropriations for the Earthquake Hazards Reduction Act of 1977, after agreeing to committee amendments, and the following amendment proposed thereto:

Page 31210

Leahy (for Gore) Amendment No. 3054, in the nature of a substitute.

Page 31213

Civic Achievement Award Program: Senate passed H.J. Res. 587, committing to the private sector the responsibility for support of the Civic Achievement Award Program in Honor of the Office of Speaker of the House of Representatives.

Page 31222

Jena Band of Choctaws: Senate passed S. 1918, to provide for Federal recognition of the Jena Band of Choctaws of Louisiana, after agreeing to a committee amendment in the nature of a substitute.

Page 31223

Wounded Knee Creek 100th Anniversary: Committee on the Judiciary was discharged from further consideration of S. Con. Res. 153, to acknowledge the 100th anniversary of the tragedy at Wounded Knee Creek, State of South Dakota, December 29, 1890, wherein soldiers of the United States Army 7th Cavalry killed and wounded approximately 350–375 Indian men, women and children of Chief Big Foot's band of the Minneconjou Sioux, and to recognize the Year of Reconciliation declared by the State of South Dakota between the citizens of the State and the member bands of the Great Sioux Nation, and the resolution was then agreed to.

Page 31225

Continuing Appropriations: Senate passed H.J. Res. 677, making further continuing appropriations for the fiscal year 1991.

Page 31233

Nondevelopmental Items Acquisition: Senate passed S. 1957, to provide for the efficient and cost effective acquisition of nondevelopment items for Federal agencies, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 31384

Ford (for Levin) Amendment No. 3083, to make technical corrections.

Page 31386

Congressional Award Amendments: Committee on Governmental Affairs was discharged from further consideration of H.R. 5275, to amend the Congressional Award Act to temporarily extend the Congressional Awards Board, and to otherwise revise such Act, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 31387

Ford (for Glenn) Amendment No. 3084, to provide for the termination date of the Congressional Award Board.

Page 31387

U.S. Foreign Policy Activities Document: Senate passed S. 3225, to amend the State Department Basic Authorities Act of 1956 to provide for publication of a thorough, accurate, and reliable documentary record of major United States foreign policy activities through the "Foreign Relations of the United States" historical series of the Department of State.

Page 31389

Victims of the Famine in Ukraine: Committee on Foreign Relations was discharged from the further consideration of S.J. Res. 329, to designate the week of June 17, 1990 through June 23, 1990 as "National Week to Commemorate the Victims of the Famine in Ukraine, 1932–1933", and to commemorate the Ukrainian famine of 1932–1933 and the policies of Russification to suppress Ukrainian identity, and the resolution was then passed, after agreeing to the following amendment proposed thereto:

Page 31402

Kasten Amendment No. 3085, to change the date to November 3, 1990 through November 10, 1990.

Page 31402

Flag Wavers Day: Committee on the Judiciary was discharged from the further consideration of S.J. Res. 380, to designate February 14, 1991 as "Flag Wavers Day", and the resolution was then passed.

Page 31403

State Health Objective Plans: Senate passed S. 2056, to amend Title XIX of the Public Health Service Act to provide grants to States to establish and implement State health objectives plans, after agreeing to a committee amendment in the nature of a substitute.

Page 31414

Displaced Homemakers Employment Training Program: Senate passed H.R. 3069, to amend the Job Training Partnership Act to establish an employment training program for displaced homemakers, after agreeing to the following amendment proposed thereto:

Page 31421

Ford (for Simon) Amendment No. 3088, to make technical corrections, and to reduce the authorization of appropriations.

Page 31421

Foreign Operations Appropriations, 1991: Senate resumed consideration of H.R. 5114, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991, agreeing to further excepted committee amendments, and taking action on further amendments proposed thereto, as follows:

Page 31226

Adopted:

(1) Kerrey Modified Amendment No. 2967 (to committee amendment beginning on page 132, line 7), to prohibit funding the administration or enforcement of the economic embargo against Cambodia.

Pages 31226, 31227, 31230, 31233

(2) Leahy Amendment No. 3055, of a technical nature to correct a printing error.

Page 31228

(3) Leahy Amendment No. 3056, of a technical nature correcting a drafting error.

Page 31228

(4) Leahy Amendment No. 3057, to establish a personnel ceiling for the Office of Inspector General, Agency for International Development.

Page 31228

(5) Leahy Amendment No. 3058, of a technical nature.

Page 31228

(6) D'Amato Amendment No. 3059, to provide medical aid and humanitarian assistance to Lithuania, Latvia, and Estonia as a result of the Soviet blockade.

Page 31231

(7) Kasten (for McConnell) Amendment No. 3060, to prohibit assistance to any government that fails to protect children from forced conscription into military service.

Page 31232

(8) By 74 yeas to 25 nays (Vote No. 293), Leahy Amendment No. 3061 (to committee amendment beginning on page 89, line 4), to establish United States policy on military assistance to the Government of El Salvador.

Page 31234

(9) By 94 yeas to 2 nays (Vote No. 296), Leahy Amendment No. 3065 (to committee amendment beginning on page 171, line 16), to provide that the President shall convene an international conference on Egypt's debt to all donor nations.

Page 31293

(10) Specter Amendment No. 3068, to call for the creation of an International Criminal Court with jurisdiction over those crimes defined in various international conventions.

Page 31315

(11) Leahy (for DeConcini) Amendment No. 3069, to further condition military assistance to the Government of El Salvador.

Page 31316

(12) Leahy (for DeConcini) Amendment No. 3070, to terminate United States contact with the Palestine Liberation Organization.

Page 31316

(13) Leahy (for Pryor) Amendment No. 3071, to provide that the President shall submit a report to Congress regarding the progress and leadership of the Citizens Democracy Corps Commission.

Page 31317

(14) Leahy (for Bradley) Amendment No. 3072, expressing the sense of the Senate regarding a reduction in the Polish debt.

Page 31319

(15) Leahy Amendment No. 3073, to provide legal avenues to bring to trial those responsible for the deaths of certain unionists who were killed during the November 11, 1989 bombing of the FENASTRAS headquarters, and to obtain a verdict.

Page 31319

(16) Leahy (for Biden) Amendment No. 3074, to provide for U.S. membership in the European Bank for Reconstruction and Development.

Page 31319

(17) Leahy (for Pell) Amendment No. 3075, to impose sanctions against Iraq.

Page 31321

(18) Kasten (for McConnell) Amendment No. 3076, to provide for international negotiations to achieve agreement on regulation of certain precursor and essential chemicals critical to the manufacture and trafficking of illicit narcotics.

Page 31323

(19) Kasten (for Murkowski) Amendment No. 3077, to express the sense of the Senate that the $100.00 per day limit on personal expenses of U.S. citizens traveling in Vietnam be raised to an appropriate level.

Page 31324

(20) Kasten (for Humphrey) Amendment No. 3078, to provide that $70,000,000 shall be made available for humanitarian assistance to the Afghan people.

Page 31325

(21) Kasten (for Kassebaum) Amendment No. 3079, to provide that the United States Congress commends Israel's decision to open the schools on the West Bank announced on June 22, 1989, including the opening of all colleges, the Al-Quds University on June 16, 1990, and Bethlehem University on August 30, 1990.

Page 31325

(22) Kasten (for Mack) Amendment No. 3080, to provide for a system, which shall be referred to as the Index of Economic Freedom, to evaluate the economic freedom and opportunities of individuals in countries eligible for assistance under part I of the Foreign Assistance Act of 1961.

Page 31325

(23) Kasten (for Mitchell/Dole) Amendment No. 3081, to provide that certain funds be made available to assist in the development of the Polish Senat and Sejm Parliamentary Library and Research Center.

Page 31326

(24) Kasten (for Helms) Amendment No. 3082, to oppose first class travel by employees of the World Bank and other multilateral lending institutions to which the U.S. taxpayer contributes funds.

Page 31327

Rejected:

(1) Byrd/Dole Modified Amendment No. 3062 (to amended committee amendment beginning on page 89, line 4), relating to the peaceful resolution on the differences in the Middle East. (By 90 yeas to 8 nays (Vote No. 294), Senate tabled the amendment.)

Page 31259

(2) By 39 yeas to 58 nays (Vote No. 295) Graham Amendment No. 3063 (to amended committee amendment beginning on page 89, line 4), to set forth additional criteria to determine the withholding or release of

United States military assistance to the Government of El Salvador.

Page 31268

(3) By 42 yeas to 55 nays (Vote No. 297), Harkin Amendment No. 3066 (to committee amendment beginning on page 171, line 16), to provide for the development of a proposal to restructure Egypt's military debt to the United States and a multilateral solution to Egypt's international debt.

Page 31299

Withdrawn:

(1) Excepted reported committee amendment beginning on page 162, line 14 through line 4 on page 163, relating to the limitation on availability of administrative charges for payment of costs of the military or civilian personnel who administer security assistance.

Page 31228

Pending:

Wirth Amendment No. 3067 (to committee amendment beginning on page 172, line 7), to provide that in determining eligibility for assistance from funds appropriated to carry out the provisions of section 104(b), the Agency for International Development shall not subject nongovernmental and multilateral organizations to requirements more restrictive than requirements applicable to foreign governments for such assistance. (By 41 yeas to 57 nays (Vote No. 298), Senate failed to table the amendment.)

Page 31308

Senate will continue consideration of the bill and amendments to be proposed thereto, on Monday, October 22.

Safe Transportation of Food Act: Senate concurred in the amendments of the House to H.R. 3386, to prohibit the use of refrigerated motor vehicles for the transportation of solid waste, and to prohibit the use of cargo tanks in providing motor vehicle transportation of food and hazardous materials.

Page 31188

50th Anniversary of World War II: Senate concurred in the House amendments of the House to S.J.Res. 324, to designate June 3 through 9, 1990, as "Week of the National Observance of the 50th Anniversary of World War II".

Page 31222

Commemorating Jazz in the United States: Senate concurred in the amendment of the House to S. 2846, to authorize and direct the Secretary of the Interior to conduct a study of the feasibility of establishing a unit of the National Park System to interpret and commemorate the origins, development, and progression of jazz in the United States.

Page 31224

Interior Appropriations, 1991—Agreement: A unanimous-consent agreement was reached providing for the consideration of H.R. 5769, making appropriations for fiscal year ending September 30, 1991 for the Department of the Interior and related agencies.

Page 31233

Energy and Water Development Appropriations, 1991—Conference Report: Senate agreed to the conference report on H.R. 5019, making appropriations for energy and water development for the fiscal year ending September 30, 1991.

Page 31381

Senate concurred in the House amendment to Senate amendments numbered 1, 9, 11, 14, 15, 31, 35, 46, 49, 50, 51, 52, 53, 54, 57, 58, 59, 64, 70, and 71.

Page 31381

Copyright Remedy Clarification Act—Conference Report: Senate agreed to the conference report on H.R. 3045, to amend chapters 5 and 9 of title 17, United States Code, to clarify that States, instrumentalities of States, and officers and employees of States acting in their official capacity, are subject to suit in Federal court by any person for infringement of copyright and infringement of exclusive rights in mask works, and that all the remedies can be obtained in a suit against a private person or against other public entities.

Page 31384

Omnibus Budget Reconciliation—Adding Conferees: Senators Byrd and Hatfield were named as conferees on H.R. 5835, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for the fiscal year 1991, for purposes of budget process reform and appropriations matters.

Page 31421

Computer Software Rental Amendments Act: Senate concurred in the amendments of the House to S. 198, to amend title 17, United States Code, the Copyright Act to protect certain computer programs, with the following amendments proposed thereto:

Page 31403

(1) Ford (for Hatch/DeConcini) Amendment No. 3086, in the nature of a substitute.

Page 31406

(2) Kasten (for Humphrey) Amendment No. 3087, to protect the exercise of first amendment rights.

Page 31413

Messages From the House: Page 31336

Measures Referred: Page 31339

Executive Reports of Committees: Page 31347

Statements on Introduced Bills: Page 31348

Additional Cosponsors: Page 31351

Amendments Submitted: Page 31352

Authority for Committees: Page 31377

Additional Statements: Page 31377

Record Votes: Six record votes were taken today. (Total—298)

Pages 31255, 31264, 31291, 31299, 31306, 31314

Recess: Senate convened at 10:45 a.m., and recessed at 12:44 a.m., on Saturday, October 20, 1990, to reconvene at 10 a.m., Monday, October 22, 1990.

Committee Meetings

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee concluded hearings on the nomination of Mary Shannon Brunette, of Virginia, to be an Assistant Secretary of Housing and Urban Development, after the nominee testified and answered questions in her own behalf.

NOMINATION

Committee on Commerce, Science, and Transportation: Committee concluded hearings on the nomination of Marion C. Blakey, of Mississippi, to be an Assistant Secretary of Transportation for Public Affairs, after the nominee testified and answered questions in her own behalf.

NOMINATION

Committee on Energy and Natural Resources: Committee concluded hearings on the nomination of Michael J. Bayer, of Ohio, to be Federal Inspector of the Alaska Natural Gas Transportation System, after the nominee testified and answered questions in his own behalf.

NOMINATIONS

Committee on Governmental Affairs: Committee ordered favorably reported the nominations of Thomas F. Kranz, of California, to be an Associate Director of the Federal Emergency Management Agency; Todd W. Dillard, of Maryland, to be United States Marshal for the Superior Court of the District of Columbia; Antonio C. Amador, of California, to be a Member of the Merit Systems Protection Board, and Mary Sterling, of Virginia, to be Inspector General, Department of Transportation.

Prior to this action, committee concluded hearings on the nominations of Messrs. Kranz, Dillard, and Amador (listed above), after the nominees testified and answered questions in their own behalf.

House of Representatives

Chamber Action

Bills Introduced: 14 public bills, H.R. 5870–5883; and 2 resolutions, H. Con. Res. 385–86, were introduced.

Page 31178

Reports Filed: Reports were filed as follows:

H.R. 1268, to establish a national policy for the conservation of biological diversity; to support environmental research and training necessary for conservation sustainable use of biotic natural resources; to establish mechanisms for carrying out the national policy and for coordinating related activities; and to facilitate the collection, synthesis, and dissemination of information necessary for these purposes, amended (H. Rept. 101–901, Part I);

H.R. 2548, to provide for the establishment of the Laguna de Santa Rosa National Wildlife Refuge in Sonoma County, California, amended (H. Rept. 101–902);

H.R. 5204, to establish a tribal cattle herd pilot, amended (H. Rept. 101–903);

S. 321, to revise provisions of law that provide a preference to Indians, amended (H. Rept. 101–904); and

H.J. Res. 657, granting the consent of the Congress to amendments to the Delaware/New Jersey Compact, amended (H. Rept. 101–905).

Page 31178

Private Calendar: On the call of the Private Calendar, the House passed the following bills:

Sent to the Senate without amendment: S. 3016, S. 3043, and H.R. 1230.

Page 31093

By unanimous consent, agreed to pass over remaining bill on the calendar without prejudice.

Page 31093

Earlier, it was made in order to consider the aforementioned bills under the call of the Private Calendar in the order taken.

Page 31093

Congressional Scholarships: House disagree to the Senate amendments to H.R. 996, to establish the Congressional Scholarships for Science, Mathematics, and Engineering; and agreed to a conference. Appointed as conferees:

From the Committee on Science, Space, and Technology, for consideration of the House bill, and the Senate amendment (except sections 201, 221, and 601), and modifications committed to conference: Representatives Roe, Brown of California, Walgren, Valentine, Price, Walker, Boehlert, and Slaughter of Virginia.

From the Committee on Education and Labor for consideration of the House bill, and the Senate amendment (except 231, 251, 301, 321 through 323, 401 through 404, and 602), and modifications committed to conference: Representatives Hawkins, Ford of Michigan, Williams, Owens of New York, Sawyer, Goodling, Coleman of Missouri, and Bartlett.

Page 31096

Recess Authority: House agreed to H. Res. 513, authorizing the Speaker to declare recesses.

Page 31097

Rules Waiver: By a yea-and-nay vote of 246 yeas to 163 nays, Roll No. 488, the House agreed to H. Res. 512,

waiving the requirement of clause 4(b) of rule XI against consideration of certain resolutions reported from the Committee on Rules.

Page 31098

Late Reports: Conferees received permission to have until midnight tonight to file conference reports on the following bills:

H.R. 5268, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1991; and

H.R. 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1991.

Page 31100

Energy and Water Appropriations: By a yea-and-nay vote of 362 yeas to 51 nays, Roll No. 489, the House agreed to the conference report on H.R. 5019, making appropriations for energy and water development for the fiscal year ending September 30, 1991.

Page 31100

House receded in its disagreement and concurred in Senate amendments Nos. 8, 19, 20, 21, 27, 28, 29, 30, 32, 37, 39, 40, 44, 45, 62, 65, and 66.

Page 31113

House receded in its disagreement and concurred, with amendment, in Senate amendments Nos. 1, 9, 11, 14, 15, 31, 35, 46, 49, 50, 51 (motion agreed to by a yea-and-nay vote of 246 yeas to 172 nays, Roll No. 490), 52, 53 (motion agreed to by a yea-and-nay vote of 308 yeas to 108 nays, Roll No. 491), 54, 57, 58, 59, 64, 70, and 71.

Page 31114

Transportation Appropriations: By a yea-and-nay vote of 394 yeas to 17 nays, Roll No. 492, the House agreed to the conference report on H.R. 5229, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1991.

Page 31130

House receded in its disagreement and concurred in Senate amendments Nos. 15, 45, 69, 71, 93, 96, 97, 117, 135, 136, and 138.

Page 31137

House receded in its disagreement and concurred, with amendment, in Senate amendments Nos. 4, 7, 10, 13, 14, 18, 19, 22, 29, 32, 33, 67, 68, 70, 72, 73, 74, 75, 76, 77, 78, 80, 81, 84, 98 104, 110, 118, 129, 130, 132, 137, 139, 140, 141, and 143.

Page 31137

Military Construction Appropriations: The House agreed to the conference report on H.R. 5313, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1991.

Page 31146

House receded in its disagreement and concurred in Senate amendment numbered 28.

Page 31150

House receded in its disagreement and concurred, with amendment, in Senate amendments Nos. 5, 10, 14, 15, 16, 17, 19, 20, and 26.

Page 31149

House insisted on its disagreement to the amendments of the Senate numbered 30 and 31—clearing the measure for Senate action.

Page 31151

Budget Reconciliation: The Speaker modified the appointment of conferees on H.R. 5835, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for fiscal year 1991, as follows:

From the Committee on the Budget, for consideration of the House bill, and the Senate amendment, and modifications committed to conference, and as exclusive conferees with respect to any proposal to report in total disagreement: Representatives Panetta, Gephardt, and Frenzel.

As additional conferees from the Committee on the Budget for consideration of title XIV of the House bill, and all other provisions of the House bill and the Senate amendment on which conferees from more than one of the other standing committees of the House are appointed, and modifications committed to conference: Representatives Russo, Jenkins, and Gradison.

From the Committee on Agriculture, for consideration of Title I and subtitle B of title V of the House bill, and title I and subtitle A of title IV of the Senate amendment, and modifications committed to conference: Representatives de la Garza, Huckaby, and Coleman of Missouri.

From the Committee on Banking, Finance, and Urban Affairs, for consideration of title II of the House bill, and title II of the Senate amendment, and modifications committed to conference: Representatives Gonzalez, Oakar, and Wylie.

From the Committee on Education and Labor, for consideration of title III and sections 12403 and 13323 of the House bill, and subtitle F of title VI, part 4 of subtitle D of title VII, title X, and section 6401 of the Senate amendment, and modifications committed to conference: Representatives Hawkins, Ford of Michigan and Goodling.

From the Committee on Energy and Commerce [health], for consideration of subtitles A and B of title IV of the House bill, and part 2 of subtitle B and subtitle C of title VI of the Senate amendment, and modifications committed to conference: Representatives Dingell, Waxman, and Lent.

From the Committee on Energy and Commerce [transportation], for consideration of sections 4511, 4521, and 4522 of the House bill, and sections 3002 and 3003 of the Senate amendment, and modifications committed to

conference: Representative Dingell, Thomas A. Luken, and Lent.

From the Committee on Energy and Commerce [energy], for consideration of sections 4501, 4502, 5101, and 10002 of the House bill, and subtitle B of title IV and section 502 of the Senate amendment, and modifications committed to conference: Representatives Dingell, Sharp and Lent.

From the Committee on Government Operations, for consideration of part I of subtitle A and subtitles B through E (except section 14302) of title XIV of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: Representatives Conyers, Waxman, Synar, Frank, Horton, and Nielson.

From the Committee on Interior and Insular Affairs, for consideration of title V and sections 4502 and 10002 of the House bill, and subtitles A and B of title IV and section 502 of the Senate amendment, and modifications committed to conference: Representatives Udall, Miller of California and Young of Alaska.

From the Committee on the Judiciary, for consideration of title VI of the House bill, and title IX of the Senate amendment, and modifications committed to conference: Representatives Brooks, Kastenmeier, and Moorhead.

From the Committee on Merchant Marine and Fisheries [tonnage duties, coast guard fees, and cargo preference], for consideration of sections 7101 and 7102 of the House bill, and section 3001 of the Senate amendment, and modifications committed to conference: Representatives Jones of North Carolina, Tauzin, and Davis.

From the Committee on Merchant Marine and Fisheries [EPA fees], for consideration of section 7103 of the House bill, and modifications committed to conference: Representatives Jones of North Carolina, Studds, and Davis.

From the Committee on Merchant Marine and Fisheries [coastal zone management], for consideration of subtitle B of title VII of the House bill, and modifications committed to conference: Representatives Jones of North Carolina, Hertel, and Davis.

From the Committee on Post Office and Civil Service, for consideration of title VIII of the House bill, and title VIII of the Senate amendment, and modifications committed to conference: Representatives Ford of Michigan, Clay, and Gilman.

From the Committee on Public Works and Transportation [aviation], for consideration of subtitles B and C of title IX of the House bill, and subtitle B of title III of the Senate amendment, and modifications committed to conference: Representatives Anderson, Oberstar, and Hammerschmidt.

From the Committee on Public Works and Transportation [transportation trust funds], for consideration of subtitle A of title IX of the House bill, and modifications committed to conference: Representatives Anderson, Mineta, and Hammerschmidt.

From the Committee on Public Works and Transportation [EPA fees], for consideration of subtitle D of title IX of the House bill, and modifications committed to conference: Representatives Anderson, Nowak, and Hammerschmidt.

From the Committee on Rules, for consideration of part 2 of subtitle A of title XIV and section 14302 of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: Representatives Moakley, Derrick, Beilenson, Frost, Quillen, and Pashayan.

From the Committee on Science, Space, and Technology, for consideration of title X of the House bill, and subtitle B of title IV and sections 3004 and 3024 of the Senate amendment, and modifications committed to conference: Representatives Roe, Lloyd, and Walker.

From the Committee on Veterans' Affairs, for consideration of title XI (except section 11051) of the House bill, and title XI of the Senate amendment, and modifications committed to conference: Representatives Montgomery, Applegate, and Stump.

From the Committee on Ways and Means [revenues and debt ceiling], for consideration of title XIII, subtitles E and F of title XII, and sections 3102, 3121, 7101, and 11051(a) of the House bill, and title VII (except subtitle C), and subtitles D and E of title VI of the Senate amendment, and modification committed to conference: Representatives Rostenkowski, Gibbons, and Archer.

From the Committee on Ways and Means [medicare], for consideration of subtitles A through D of title XII and subtitle A of title IV of the House bill, and subtitle B of title VI of the Senate amendment, and modifications committed to conference: Representatives Rostenkowski, Stark, and Archer.

From the Committee on Ways and Means [social security], for consideration of part 5 of subtitle A of title VI of the Senate amendment, and modifications committed to conference: Representatives Rostenkowski, Jacobs, and Archer.

From the Committee on Ways and Means [child care and human resources], for consideration of parts 1 through 4 of subtitle A and subtitle F of title VI and subtitle C of title VII of the Senate amendment, and modifications committed to conference: Representatives Rostenkowski, Downey, and Archer.

As additional conferees for consideration of subtitle B of title V of the House bill, and subtitle A of title IV of the Senate amendment, and modifications committed to conference: Representative Mrazek.

As additional conferees for consideration of title XIV of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: Representatives Whitten, Pickle, and Pursell.

Deceptive Mailing Prevention: House agreed to the Senate amendments to H.R. 2331, to amend title 39, United States Codes, to designate as nonmailable matter solicitations of donations which could reasonably be misconstrued as a bill, invoice, or statement of account due, and solicitations which are offered in terms implying any Federal Government connections or endorsement, unless such matter contains an appropriate conspicuous disclaimer—clearing the measure for the President.

Page 31154

Late Report: Conferees received permission to have until noon Saturday, October 20, to file a conference report on S. 2830 to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices.

Page 31156

Referrals: Two Senate-passed measures were referred to the appropriate House committees.

Page 31178

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House and appear on pages 31099, 31113, 31121, 31127, and 31136. There were no quorum calls.

Adjournment: Met at 11:00 a.m. and adjourned at 7:58 p.m.

Committee Meeting

DRAFT REPORTS

Committee on Government Operations: Approved the following draft reports: "Navy Seawolf Attack Submarine is Proceeding along Path of High Technical and Financial Risks"; "International Procurements and Waivers of the Buy American Act: U.S. Business at a Disadvantage"; "Acquisition of ADP Equipment—Questionable Practices by the Navy, Its Employees, General Services Administration and IBM Cost Taxpayers Millions of Dollars"; "Demand Reduction in the National Drug Control Strategy"; "The Effectiveness of the Andean Initiative—Source Country Reduction in the National Drug Control Strategy"; "FDA's Continuing Failure to Prevent Deceptive Health Claims for Foods"; "The U.S. Government's War Against Fraud, Abuse and Misconduct in Financial Institutions: Winning Some Battles but Losing the War"; Tax Administration Problems Involving Independent Contractors"; "Status of the Implementation of Title XI, The Appraisal Reform Amendments of FIRREA"; "Abuse and Mismanagement at HUD: Hudlums, Scoundrels, HUD Alumni and Robin HUD"; "Alternative Fuel Use by the U.S. Postal Service: Increase in Fleet Conversion Would Provide Benefits"; "The Minority Farmer: A Disappearing American Resource: Has the Farmers Home Administration Been the Primary Catalyst?"; "Bureau of Justice Assistance Discretionary Drug Treatment Programs: The Great Disappearing Act"; "U.S. Postal Service Realignment of First-Class Mail Delivery Standards: Just Say Slow"; "Taking a Byte Out of History: The Archival Preservation of Federal Computer Records"; "The Exercise of Prosecutorial Discretion on a Changing Legal Environment".

Joint Meetings

APPROPRIATIONS—LABOR/HHS/EDUCATION

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5257, making appropriations for fiscal year 1991 for the Departments of Labor, Health and Human Services, and Education, and related agencies.

EXPORT ADMINISTRATION

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 4653, to authorize funds for fiscal year 1991 for programs of the Export Administration Act of 1979, but did not complete action thereon, and recessed subject to call.

OMNIBUS BUDGET RECONCILIATION

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 5835, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for the fiscal year 1991.

APPROPRIATIONS—DEFENSE

Conferees continued to resolve the differences between the Senate- and House-passed versions of H.R. 5803, making appropriations for fiscal year 1991 for the Department of Defense, but did not complete action thereon, and will meet again tomorrow.

TONGASS TIMBER REFORM

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 987, to protect certain lands in the Tongass National Forest in perpetuity, to modify certain long-term timber contracts, and to provide for protection of riparian habitat.

AUTHORIZATION—INTELLIGENCE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 2834, authorizing funds for fiscal year 1991 for the intelligence activities of the United States Government, and the Intelligence Agency Retirement and Disability System.

APPROPRIATIONS—AGRICULTURE

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5268, making appropriations for fiscal year 1991 for the Department of Agriculture, rural development, and related agencies.

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Saturday, October 20, 1990

Senate

Chamber Action

Senate was not in session today. It will next meet on Monday, October 22, at 10 a.m.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 1 public bill, H.R. 5884; 1 private bill, H.R. 5885; and 1 resolution, H. Con. Res. 387 was introduced.

Page 31658

Reports Filed: Reports were filed as follows:

Conference report on H.R. 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1991 (H. Rept. 101–906);

Conference report on H.R. 5268, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1991 (H. Rept. 101–907);

Conference report on H.R. 5257, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1991 (H. Rept. 101–908); and

Conference report on H.R. 5021, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1991 (H. Rept. 101–909).

Page 31658

Omnibus Reconciliation: The Speaker made the following modifications to his appointment of conferees on H.R. 5835, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for fiscal year 1991, as follows:

Replace the last paragraph of the appointment with the following two paragraphs:

As additional conferees for consideration of part 1 of subtitle A and subtitles B through E (except section 14302) of title XIV of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: Representatives Whitten, Pickle, and Conte.

As additional conferees for consideration of part 2 of subtitle A of title XIV and section 14302 of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: Representatives Whitten, Pickle, and Pursell.

Page 31449

Head Start: House agreed to the Senate amendment to H. Con. Res. 381, concurrent resolution to correct the enrollment of H.R. 4151, to authorize appropriations for fiscal years 1991 through 1994 to carry out the Head Start Act, the Follow Through Act, and the Community Services Block Grant Act—clearing the measure.

Page 31449

Late Reports: Conferees received permission to have until midnight tonight to file the following conference reports:

Conference report on H.R. 5268, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1991;

Conference report on H.R. 5257, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1991; and

Conference report on H.R. 5021, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1991.

Page 31480

D.C. Appropriations: House insisted on its disagreement to all Senate amendments to H.R. 5311, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991, and asked a further conference. Appointed as conferees: Representatives Dixon, Natcher, Stokes, AuCoin, Dwyer of New Jersey, Hoyer, Whitten, Gallo, Green of New York, Regula, and Conte.

Page 31493

Earlier, by a recorded vote of 185 ayes to 211 noes, Roll No. 494, the House failed to agree to the conference report on the bill.

Page 31481

Rejected the Dannemeyer motion to recommit the conference report to the committee of conference with instructions that the House insist on Senate amendments

Nos. 59 and 62 (rejected by a yea-and-nay vote of 186 yeas to 210 nays, Roll No. 493).

Page 31492

Budget Reconciliation: The Speaker made the following modifications to his appointment of conferees on H.R. 5835, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for the fiscal year 1991, as follows:

The first panel [health] from the Committee on Energy and Commerce is also appointed for consideration of subtitles B, C, and D of title XII of the House bill.

Page 31493

Veterans/HUD Appropriations: By a yea-and-nay vote of 366 yeas to 32 nays, Roll No. 495, the House agreed to the conference report on H.R. 5158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1991.

Page 31493

House receded from its disagreement and concurred in Senate amendments Nos. 1, 5, 19, 23, 30, 37, 41, 47, 52, 54, 56, 58, 60, 63, 73, 78, 80, 83, 86, 95, 113, and 118.

Page 31507

House receded from its disagreement and concurred, with amendment, in Senate amendments 6, 11, 13, 17, 18 (motion agreed to by a yea-and-nay vote of 232 yeas to 167 nays, Roll No. 496), 25, 48, 51, 61, 62, 65, 75, 76, 77, 82, 85, 90, 94, 100, 101, 102, 105, 108, 112, 116, 119, and 120.

Page 31507

House insisted on its disagreement to the amendment of the Senate No. 42—clearing the measure for Senate action.

Page 31517

A point of order was sustained against the original motion to recede and concur in Senate amendment No. 42.

Page 31517

Spark M. Matsunaga Veterans Medical Center: House passed and cleared for the President S. 3032, to designate the planned Department of Veterans Affairs Medical Center in Honolulu, Hawaii, as the "Spark M. Matsunaga Department of Veterans Affairs Medical Center".

Page 31522

Ralph H. Johnson Veterans Medical Center: House passed and cleared for the President S. 3216, to designate the Department of Veterans Affairs Medical Center in Charleston, South Carolina, as the "Ralph H. Johnson Department of Veterans Affairs Medical Center".

Page 31525

Earthquake Hazards Reduction: House passed and cleared for the President S. 2789, to authorize appropriations for the Earthquake Hazards Reduction Act of 1977.

Page 31526

Indian Preference: House passed S. 321, to revise provisions of law that provide a preference to Indians.

Page 31534

Agreed to the Richardson amendment in the nature of a substitute.

Page 31538

Farm Poundage Quota: House passed H.R. 5871, to amend the farm poundage quota provisions of section 319(g), (h) and (i) of the Agricultural Adjustment Act of 1938.

Page 31541

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 31657

Quorum Calls—Votes: Three yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 31492, 31505, and 31516. There were no quorum calls.

Adjournment: Met at noon and adjourned at 4:41 p.m.

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Sunday, October 21, 1990

Senate

Chamber Action

Senate was not in session today. It will next meet on Monday, October 22, at 10 a.m.

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 5886–5888; and 3 resolutions, H. Res. 516–518, were introduced.

Page 31724

Reports Filed: Reports were filed as follows:

H.R. 3429, to regulate interstate commerce with respect to parimutuel wagering on greyhound racing, to maintain the stability of the greyhound racing industry, amended (H. Rept. 101–910);

H. Res. 516, waiving all points of order during consideration of the conference report on H.R. 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President and certain Independent Agencies, for the fiscal year ending September 30, 1991 (H. Rept. 101–911);

H. Res. 517, waiving the requirement of clause 4(b) of rule XI against consideration of certain resolutions re-

ported from the Committee on Rules (H. Rept. 101–912);

H. Res. 518, authorizing the Speaker to declare recesses (H. Rept. 101–913); and

Conference report on S. 605, to authorize appropriations for the Consumer Product Safety Commission (H. Rept. 101–914).

Page 31724

Legislative Appropriations: By a recorded vote of 292 ayes to 117 noes, Roll No. 501, the House passed H.R. 5399, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991.

Page 31662

Agreed To:

The Synar en bloc amendment that eliminates $26.1 million from various sections so that the total complies with the new limits in the revised fiscal year 1991 budget resolution (agreed to by a recorded vote of 395 ayes to 1 no, Roll No. 497);

Page 31673

The Hefner amendment that reduces by $16.17 million, the clerk-hire appropriations, eliminating $50,000 increase in each Member's clerk-hire account (agreed to by a recorded vote of 275 ayes to 139 noes, Roll No. 498);

Page 31676

The Roberts amendment that reduces by $500,000 funds needed to conduct a study and test of the use of modular furniture in the Capitol and House office buildings (agreed to by a division vote 35 ayes to 21 noes);

Page 31684

The Conte amendment that reduces by $400,000, the Capitol Police Account;

Page 31688

The Conte amendment that reduces by $150,000 the appropriations for the Superintendent of Garages (equal to the salaries of 10 garage attendants);

Page 31689

The Kleczka amendment that prohibits the purchase of nondomestic motorcycles by the Capitol Police;

Page 31695

The Fazio amendment that establishes an official mail allowance for each Member of the House; limits the amount a Member can spend on official mail to the amount in that account; and requires disclosure of the amount of funds each Member spends on official mail; and

Page 31698

The Penny amendment that makes a 2 percent reduction across-the-board (agreed to by a recorded vote of 249 ayes to 161 noes, Roll No. 500).

Page 31706

Rejected:

The Fawell amendment to the Conte amendment that reduces by $400,000 the appropriations for the House Building Account;

Page 31689

The Fawell amendment to the Conte amendment that reduces by $400,000 the appropriations for the House Building Account (rejected by a division vote of 19 ayes to 88 noes); and

Page 31695

The Frenzel amendment that reduces all funds not required to be appropriated or otherwise made available by a provision of law by 8.9 percent (rejected by a recorded vote by 191 ayes to 223 noes, Roll No. 499).

Page 31703

Points of order were sustained against the following amendments:

The Obey amendment that sought to require a written request from any Member requiring an increase in the individual Members' office account; and

Page 31708

The Taylor amendment that sought to reduce the amount for the executive office in the account of the President by the same percentage that the Legislative Branch appropriations is reduced.

Page 31709

Water Resources Development: The Speaker appointed conferees in the conference on S. 2740, to provide for the conservation and development of water and related resources, to authorize the United States Army Corps of Engineers civil works program to construct various projects for improvements to the Nation's infrastructure.

From the Committee on Public Works and Transportation, for consideration of the Senate bill, and the House amendment, and modifications committed to conference: Representative Anderson, Roe, Mineta, Oberstar, Nowak, Hammerschmidt, Shuster, and Stangeland: Except that for consideration of section 309 of the Senate bill, Representative Rahall is appointed in lieu of Representative Roe, and Representative Applegate is appointed in lieu of Mr. Mineta.

From the Committee on Merchant Marine and Fisheries, for consideration of matters within jurisdiction of that committee contained in the Senate bill, and in the House amendment, and modifications committed to conference: Representtives Jones of North Carolina, Studds, Hertel, Davis of Michigan, and Young of Alaska.

From the Committee on Energy and Commerce, for consideration of section 309 of the Senate bill, and modifications committed to conference: Representatives Dingell, Thomas A. Luken, Swift, Slattery, Walgren, Lent, Whittaker, and Rinaldo.

From the Committee on Science, Space and Technology, for consideration of section 309 of the Senate bill, and section 13 of the House amendment, and modifications committed to conference; Representatives Roe, Mineta, Torricelli, Valentine, Hayes of Louisiana, Walker, Lewis of Florida, and Packard.

Page 31710

Presidential Message—Civil Rights: Read a message from the President wherein he transmits a section-by-sec-

tion analysis of draft legislation to replace the language in S. 2104, the "Civil Rights Act of 1990"—referred to the Committees on Education and Labor, the Judiciary, House Administration, and Rules and order printed (H. Doc. 101–251).

Page 31723

Quorum Calls—Votes: Five recorded votes developed during the proceedings of the House today and appear on pages 31675, 31683, 31706, 31708, and 31710. There were no quorum calls.

Adjournment: Met at 2:00 p.m. and adjourned at 8:35 p.m.

Committee Meetings

TREASURY-POSTAL SERVICE-GENERAL GOVERNMENT APPROPRIATIONS CONFERENCE REPORT

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1991; and against its consideration. Testimony was heard from Representative Hoyer.

COMMERCE-JUSTICE-STATE-THE JUDICIARY APPROPRIATIONS CONFERENCE REPORT

Committee on Rules: Heard testimony but took no action on the conference report on H.R. 5021, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1991. Testimony was heard from Representatives Smith of Iowa and Rogers.

NATIONAL AFFORDABLE HOUSING ACT CONFERENCE REPORT

Committee on Rules: Heard testimony but took no action on the conference report on S. 566, to authorize a new Housing Opportunities Partnerships program to support State and local strategies for achieving more affordable housing; and to increase homeownership. Testimony was heard Chairman Gonzalez and Representatives Roukema, Hiler, and Bartlett.

RULES CONSIDERATION

Committee on Rules: Granted a rule waiving the ⅔ requirement in clause 4b of rule XI against any resolution reported from the Rules Committee on or before the legislative day of October 24 providing for consideration or disposition of a reconciliation measure, a joint resolution making continuing appropriations, a bill to extend the temporary increase in the public debt limit, a conference report and amendments reported from conference in disagreement on any general appropriations bill, or amendments to such measures, or on a conference report on such measures. The rule also makes it in order, through the legislative day of October 24—clause 2 of Rule XXVIII notwithstanding—to consider conference reports and amendments reported from conference in disagreement on any general appropriation bill if copies of the conference report, accompanying statement, and the text of any amendment reported in disagreement, are available for two hours before consideration. Finally, the rule provides that the conference reports, amendments in disagreement and motions to dispose of amendments in disagreement in the joint statement of managers will be considered as having been read.

HOUSE RECESSES

Committee on Rules: Granted a rule authorizing the Speaker to declare recesses at any time through the legislative day of October 24, 1990.

♦♦♦♦♦♦♦♦♦♦♦♦

Monday, October 22, 1990

Senate

Chamber Action

Routine Proceedings, pages 31731–31906

Measures Introduced: Six bills and one resolution were introduced as follows: S. 3226–3231, and S. Res. 341.

Page 31872

Measures Reported: Reports were made as follows:

S. 2706, to improve the public safety and quality of marine recreational waters, with an amendment in the nature of a substitute. (S. Rept. No. 101–550)

S. 1697, to require local educational agencies to conduct testing for radon contamination in schools, with an amendment in the nature of a substitute. (S. Rept. No. 101–551)

Page 31872

Measures Passed:

Newberry National Volcanic Monument: Committee on Energy and Natural Resources was discharged from further consideration of H.R. 3840, to establish the Newberry National Volcanic Monument in the State of Oregon, and the bill was then passed.

Page 31888

Authorizing Senate Legal Counsel Representation: Senate agreed to S. Res. 341, to authorize representation by Senate Legal Counsel and testimony and document production by a Senate employee in *Springfield Terminal Railway Co.* v. *United Transportation Union,* No. 88–0117P.

Page 31889

Comprehensive Crime Control Act: Senate passed H.R. 5269, to control crime, after striking all after the enacting clause and inserting in lieu thereof the text of

S. 1970, Senate companion measure, as passed by the Senate on July 11, 1990. Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Biden, Kennedy, Metzenbaum, DeConcini, Leahy, Thurmond, Hatch, and Simpson; for purposes of Title XXIII of the House bill: Senators Pell and Helms; for purposes of Title XXI of the House bill: Senators Riegle, Wirth, Graham, Dodd, D'Amato, Heinz, and Bond; and for purposes of Title XXII, section 2224 of the House bill: Senators Riegle, Wirth, Dodd, Heinz, and Roth.

Page 31891

Telemarketing and Consumer Fraud and Abuse Prevention: Senate passed S. 2494, to strengthen the authority of the Federal Trade Commission regarding fraud committed in connection with sales made with a telephone, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 31894

Glenn (for Bryan) Amendment No. 3108, of a technical nature.

Page 31895

Home Health Care Demonstration Projects Extension Act: Senate passed H.R. 5112, to amend the Public Health Service Act to extend certain programs for health care services in the home, after agreeing to the following amendment proposed thereto:

Page 31902

Glenn (for Kennedy) Amendment No. 3109, in the nature of a substitute.

Page 31902

Foreign Operations Appropriations, 1991: Senate resumed consideration of H.R. 5114, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991, with certain excepted committee amendments, and taking action on further amendments proposed thereto, as follows:

Page 31752

Adopted:

(1) Kasten (for Stevens) Amendment No. 3089, to provide life and health insurance benefits for the United States hostages in Iraq and Kuwait and their family members.

Page 31753

(2) Leahy Amendment No. 3090, to provide that up to $125,000,000 may be used to provide economic, administration of justice, military and law enforcement assistance for the countries in the Andean region.

Page 31754

(3) By 95 yeas to 3 nays (Vote No. 299), Byrd Amendment No. 3091, to raise the ceiling on tied aid credits in the Economic Support Fund.

Pages 31755, 31770

(4) Kasten/Inouye Amendment No. 3092, to provide discretionary authority to the President for the drawdown, for Israel, of defense articles from the stocks of the Department of Defense.

Page 31759

(5) Leahy (for Breaux) Amendment No. 3095, to clarify certain provisions regarding reimbursement of research and development costs.

Page 31796

(6) Leahy (for Burdick) Amendment No. 3096, of a technical nature.

Page 31796

During consideration of this measure today, Senate also took the following action:

By 1 yea to 97 nays (Vote No. 300), Senate rejected Byrd motion to strike the provisions of amendment 3092, agreed to earlier.

Page 31780

Pending:

(1) Wirth Amendment No. 3067 (to committee amendment beginning on page 172, line 7), to provide that in determining eligibility for assistance from funds appropriated to carry out the provisions of section 104(b), the Agency for International Development shall not subject nongovernmental and multilateral organizations to requirements more restrictive than requirements applicable to foreign governments for such assistance.

Pages 31752, 31797

(2) Helms Amendment No. 3093 (to committee amendment beginning on page 2), to reduce foreign aid by such amount as is necessary to prevent any increase in the gasoline tax.

Pages 31781, 31795

(3) Leahy (for Conrad/Baucus) Amendment No. 3097, to extend financing to the Soviet Union under the export credit guarantee program (GSN–102), subject to certain conditions.

Page 31796

Interior Appropriations, 1991: Senate began consideration of H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991, with committee amendments, and taking action on further amendments proposed thereto, as follows:

Page 31803

Adopted:

(1) Burdick Amendment No. 3098, to increase funding for the National Wildlife Refuge Fund.

Page 31826

(2) Byrd Amendment No. 3099, to make technical corrections.

Page 31847

(3) Moynihan/D'Amato Amendment No. 3100, to provide advanced appropriations for Seneca Indians claims in New York.

Page 31859

(4) McClure (for Domenici/Bingaman) Amendment No. 3101, to provide funds for the West Shiprock Irrigation Project in New Mexico.

Page 31860

(5) Burns Amendment No. 3102, to provide for the reimbursement to cattle owners in Montana, Wyoming, North Dakota, and Idaho for the costs of testing cattle for brucellosis due to exposure to national park herds.

Page 31860

(6) Reid/Bryan Amendment No. 3103, to provide for the transfer of certain lands to the National Park Service for purposes of the Great Basin National Park.

Page 31860

(7) McClure (for Dole) Amendment No. 3104, to provide for the purchase of land for the Marais des Cygnes Wildlife Refuge in Kansas.

Page 31861

(8) Stevens Amendment No. 3105, relating to the statute of limitations and appraisal procedures for certain mining claims.

Page 31861

(9) McClure (for Boschwitz) Amendment No. 3106, to providing funds for the U.S. Geological Survey to study the water quality of the upper Mississippi River.

Page 31861

(10) McClure (for Humphrey) Amendment No. 3107, to direct the National Park Service to report accurate attendance figures for mass political demonstrations in the Nation's Capital.

Page 31862

During consideration of this bill today, Senate also took the following action:

By 48 yeas to 50 nays (Vote No. 301), Senate rejected the question of germaneness regarding Senate consideration of committee amendment beginning on page 155, line 13, preventing the use of funds for one year for the issuance of 1872 Mining Law patents, and the amendment thus fell.

Page 31827

Senate will continue consideration of the bill and amendments to be proposed thereto, on Tuesday, October 23.

District of Columbia Appropriations, 1991: Senate insisted on its amendments to H.R. 5311, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991, agreed to the request for a further conference with the House thereon, and the Chair appointed the following conferees: Senators Adams, Fowler, Kerrey, Byrd, Gramm, Domenici, and Hatfield.

Page 31753

Rural Development/Agriculture Appropriations, 1991—Conference Report: Senate agreed to the conference report on H.R. 5268, making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1991.

Page 31889

Senate concurred in the House amendment to Senate amendments numbered 6, 13, 14, 16, 26, 27, 28, 32, 35, 47, 75, 76, 77, 79, and 83.

Page 31890

Consumer Product Safety Commission Authorization—Conference Report: Senate agreed to the conference report on S. 605, to authorize appropriations for the Consumer Product Safety Commission.

Page 31891

Civil Rights Act/Veto Message—Agreement: A unanimous-consent agreement was reached providing for the consideration of the veto message on S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment.

Page 31827

Presidential Messages: Senate received the following messages from the President of the United States:

Page 31868

Received on Saturday, October 20, during the recess of the Senate:

Transmitting proposed Civil Rights Act of 1990, which was referred to the Committee on Labor and Human Resources. (PM–151)

Page 31868

Received today:

(1) Veto Message to accompany S. 2104, Civil Rights Act of 1990, which was ordered to be read and spread upon the Journal. (PM–152)

Page 31868

(2) Submitting the annual report on the state of small business, which was referred to the Committee on Small Business. (PM–153)

Page 31869

Messages From the President: Page 31868

Messages From the House: Page 31869

Measures Referred: Page 31871

Measures Placed on Calendar: Page 31871

Communications: Page 31871

Statements on Introduced Bills: Page 31872

Additional Cosponsors: Page 31880

Amendments Submitted: Page 31881

Authority for Committees: Page 31886

Additional Statements: Page 31886

Record Votes: Three record votes were taken today. (Total—301)

Pages 31771, 31780, 31858

Recess: Senate convened at 10 a.m., and recessed at 12:21 a.m., on Tuesday, October 23, to reconvene at 10 a.m. the same day. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 31906.)

Committee Meeting

NOMINATION

Committee on the Judiciary: Committee concluded hearings on the nomination of Dennis W. Shedd, to be United States District Judge for the District of South Carolina, after the nominee, who was introduced by Senator Thurmond and Representative Spence, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 15 public bills, H.R. 5889–5903; and 4 resolutions, H.J. Res. 678, H. Con. Res. 388, and H. Res. 518 and 519 were introduced.

Page 32592

Reports Filed: Reports were filed as follows:

H.R. 5322, amending certain provisions of title 5, United States Code, relating to the Senior Executive Service, amended (H. Rept. 101–915);

Conference report on S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices (H. Rept. 101–916);

H.R. 5855, to provide for the implementation of the foreign assistance provisions of the Enterprise for the Americas Initiative (H. Rept. 101–917);

H.R. 5539, to provide for the settlement of the water rights claims of the San Carlos Apache Tribe in Arizona, amended (H. Rept. 101–918);

H. Res. 519, waiving certain points of order against motions to dispose of amendments reported in disagreement from the conference on H.R. 5021, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary and unrelated agencies for the fiscal year ending September 30, 1991 (H. Rept. 101–919);

H. Res. 520, waiving certain points of order against the conference report on S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices (H. Rept. 101–920);

Report of the Committee on Armed Services entitled "Allocation of Budget Totals Under the Concurrent Resolution on the Budget for Fiscal Year 1991" (H. Rept. 101–921); and

Conference report on S. 566, to authorize a new Housing Opportunities Partnerships program to support State and local strategies for achieving more affordable housing; and to increase homeownership (H. Rept. 101–922).

Page 32592

Recess Authority: House agreed to H. Res. 518, authorizing the Speaker to declare recesses.

Page 31912

Rules Waiver: By a yea-and-nay vote of 238 yeas to 168 nays, Roll No. 502, the House agreed to H. Res. 517, waiving the requirement of clause 4(b) of rule XI against consideration of certain resolutions reported from the Committee on Rules.

Pages 31912, 31941

Recess: House recessed at 10:58 a.m. and reconvened at 11:08 a.m.

Page 31914

Suspensions: House voted to suspend the rules and pass the following measures:

Delaware-New Jersey compact amendments: H.J. Res. 657, amended, granting the consent of the Congress to amendments to the Delaware-New Jersey Compact;

Page 31915

Retirement credit for National Guard technician service: S. 1890, to amend title 5, United States Code, to provide relief from certain inequities remaining in the crediting of National Guard technician service in connection with civil service retirement—clearing the measure for the President;

Page 31921

Laguna de Santa Rosa wildlife refuge: H.R. 2548, amended, to provide for the establishment of the Laguna de Santa Rosa National Wildlife Refuge in Sonoma, California;

Page 31923

International narcotics control: H.R. 5567, amended, to authorize international narcotics control activities for fiscal year 1991; and

Page 31924

Native American grave protection: H.R. 5237, amended to provide for the protection of Native American graves.

Page 31934

Negotiated Rulemaking: House voted to suspend the rules and agree to the Senate amendments to the House amendment to S. 303, to establish a framework for the conduct of negotiated rulemaking by Federal agency clearing the measure for the President.

Page 31914

Campaign Reform: By a yea-and-nay vote of 403 yeas to 6 nays, Roll No. 503, House agreed to the Thomas of California motion to instruct conferees in the conference on H.R. 5400, to amend the Federal Election Campaign Act of 1971 and certain related laws to clarify such provisions with respect to Federal elections, and to reduce costs of House of Representatives elections, to agree to language in Sec. 105 of the House-passed bill

relating to restriction on control of certain types of political committees by candidates for Federal office.

Page 31942

Agriculture Appropriations: House agreed to the conference report on H.R. 5268, making appropriations for Rural Development, Agriculture, and related agencies for the fiscal year ending September 30, 1991.

Page 31949

House receded in its disagreement and concurred in Senate amendments 2, 29, 45, 46, 50, 54, and 68.

Page 31962

House receded in its disagreement and concurred, with amendment, in Senate amendments Nos. 6, 13, 14, 16, 26, 27, 28, 32, 35, 47, 75, 76, 77, 79, and 83—clearing the measure for Senate action.

Page 31962

Labor/HHS Appropriations: By a yea-and-nay vote of 335 yeas to 74 nays, Roll No. 504, the House agreed to the conference report on H.R. 5257, making appropriations for the Department of Labor, Health and Human Services, and Education and related agencies, for the fiscal year ending September 30, 1991.

Pages 31964, 32338

House receded in its disagreement and concurred in Senate amendments, Nos. 9, 12, 15, 19, 25, 35, 55, 56, 57, 61, 76, 82, 91, 100, 102, 103, 111, 112, 118, 119, 133, 142, 144, 156, 169, 176, 181, 186, and 191.

Page 32338

House receded in its disagreement and concurred, with amendment, in Senate amendments 10, 14, 16, 21, 24, 26, 27, 31, 34, 36, 37, 38, 39, 40, 43, 44, 45, 50, 60, 62, 63, 65, 68, 69, 71, 77, 78, 79, 80, 81, 83, 84, 87, 95, 96, 110, 113, 117, 122, 138, 139, 147, 152, 155, 162, 163, 164, 189, and 190—clearing the measure for Senate action.

Page 32339

Earlier, a point of order was sustained against the original motion to recede and concur, with amendment, in Senate amendments Nos. 163 and 164.

Page 32346

Defense Production Act Amendments: The Speaker made the following modification in his appointment of conferees on H.R. 486, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States:

From the Committee on Energy and Commerce, Representative Sharp is appointed in lieu of Representative Walgren for consideration of section 8 of the House bill, and modifications committed to conference.

Page 31975

Emergency Trauma Services: House disagreed to the Senate amendment to H.R. 1602, to amend the Public Health Service Act to improve emergency medical services and trauma care; and asked a conference. Appointed as conferees: Representatives Dingell, Waxman, Bates, Lent, and Madigan.

Page 31975

Late Reports: Conferees received permission to have until midnight Tuesday, October 23, to file a conference report on S. 2834, to authorize appropriations for fiscal year 1991 for the intelligence activities of the United States Government, and the Intelligence Agency Retirement and Disability System; and

Page 32338

Conferees received permission to have until midnight tonight to file the following reports: Conference report on S. 566, to authorize a new Housing Opportunity Partnership program to support State and local strategies for achieving more affordable housing; and to increase homeownership; and Conference report on H.R. 486, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States.

Page 32363

Treasury/Postal Service Appropriations: By a yea-and-nay vote of 343 yeas to 67 nays, Roll No. 505, the House agreed to the conference report on H.R. 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1991.

Page 32349

House receded in its disagreement and concurred in Senate amendments Nos. 1, 16, 20, 35, 36, 40, 41, 42, 51, 53, 59, 90, and 103.

Page 32363

House receded in its disagreement and concurred, with amendment, in Senate amendments Nos. 3, 6, 14, 18, 27, 29, 39, 45, 46, 48, 49, 52, 54, 56, 57, 69, 70, 76, 79, 80, 81, 82, 83, 84, 88, 89, 105, 113, 114, 115, 116, 117, 122, 127, 128, 130, 131, 132, and 134—clearing the measure for Senate action.

Page 32364

H. Res. 516, the rule waiving all points of order against consideration of the conference report, was agreed to earlier by a voice vote.

Page 31913

Congressional Award Program: House agreed to the Senate amendment to H.R. 5275, to amend the Congressional Award Act to temporarily extend the Congressional Award Board—clearing the measure for the President.

Page 32376

Employee Retirement Income Security: House passed H.R. 5872, to amend title I of the Employee Retirement Income Security Act of 1974 to require qualifying employer securities to include interest in publicly traded partnerships.

Page 32377

Meeting Hour: Agreed to meet at 11 a.m. on Tuesday, October 23.

Page 32378

Chemical Weapons Elimination: House agreed to the Senate amendment with an amendment to H.R. 3033, to control the export, to countries pursuing or expanding

the ability to produce or deliver chemical or biological weapons, of items that would assist such countries in acquiring such ability, to impose sanctions against companies which have aided in the proliferation of chemical or biological weapons, and to provide for sanctions against countries which use or prepare to use chemical or biological weapons in violation of international law—returning the measure to the Senate.

Page 32378

Suspensions: House voted to suspend the rules and pass the following measures:

National child search assistance: H.R. 4407, amended to require Federal, State, and local law enforcement agencies to report all cases of missing persons under the age 18 to the National Crime Information Center of the Department of Justice;

Page 32384

Enterprise for the Americas initiative: H.R. 5855, to provide for the implementation of the foreign assistance provisions;

Page 32391

Caribbean regional development: H.R. 5762, to promote Caribbean regional development;

Page 32395

Caribbean development and Enterprise for the Americas initiative: H.R. 5892, to provide for the implementation of the foreign assistance provisions of the Enterprise for the Americas Initiative, and to promote Caribbean regional development;

Page 32397

DeSoto Trail Commission: S. 555, amended, to establish in the Department of the Interior the DeSoto Expedition Trail Commission;

Page 32402

Indian mental health: H.R. 1270, amended to provide an Indian mental health demonstration grant program;

Page 32405

San Carlos Apache Indian water rights: H.R. 5539, amended, to provide for the settlement of the water rights claims of the San Carlos Apache Tribe in Arizona;

Page 32410

Greenville, Mississippi bridge: S. 3062, to transfer the responsibility for operation and maintenance of Highway 82 Bridge at Greenville, Mississippi, to the States of Mississippi and Arkansas—clearing the measure for the President; and

Page 32419

Truth in savings: H.R. 736, amended, to require the clear and uniform disclosure by depository institutions of interest rates payable and fees assessable with respect to deposit accounts.

Page 32425

Suspensions—Votes Postponed: House completed all debate on motions to suspend the rules and pass the following measures, on which votes were postponed until Tuesday, October 23:

Human rights violations in Yugoslavia: H. Con. Res. 385, expressing the sense of the Congress regarding human rights violations against the ethnic Albanian minority in southern Yugoslavia;

Page 32386

Clean coastal beaches: H.R. 4333, to establish the Clean Coastal Beaches Council to develop a program for monitoring coastal zone recreation waters; and

Page 32420

Regarding Iraq: H. Con. Res. 382, amended, expressing the sense of the Congress that the crisis created by Iraq's invasion and occupation of Kuwait must be addressed and resolved on its own terms separately from the other conflicts in the region.

Page 32430

D.C. Revenue Bonds: House voted to suspend the rules and agree to the Senate amendment to H.R. 5482, to waive the period of congressional review of certain District of Columbia acts authorizing the issuance of District of Columbia revenue bonds—clearing the measure for the President.

Page 32400

Civil War Site Study: House voted to suspend the rules and disagree to the Senate amendments to H.R. 2582, to amend the Historic Sites, Buildings, and Antiquities Act.

Page 32404

Suspensions—Conference Reports: House voted to suspend the rules and pass the following conference reports:

Student/athlete right-to-know: S. 580, to require institutions of higher education receiving Federal financial assistance to provide certain information with respect to the graduation rates of student-athletes—clearing the measure for Senate action; and

Page 32415

Taft Institute: S. 1939, to extend the authorization of appropriations for the Taft Institute—clearing the measure for Senate action.

Page 32418

Presidential Message—State of Small Business: Read a message from the President wherein he transmits his first annual report on the state of small business in the United States—referred to the Committee on Small Business.

Page 32434

Referrals: Three Senate-passed measures were referred to the appropriate House committees.

Page 32591

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages 31941, 31948, 31975, and 32363. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 9:54 p.m.

Committee Meetings

FARM ANIMAL AND RESEARCH FACILITIES PROTECTION ACT

Committee on Agriculture: Ordered reported amended H.R. 3270, Farm Animals and Research Facilities Protection Act of 1989.

COMMERCE, JUSTICE, STATE, AND JUDICIARY APPROPRIATIONS CONFERENCE REPORT

Committee on Rules: Granted a rule waiving clause 7 of Rule XVI against motions to dispose of the amendments in disagreement numbered 6, 20, 54, 82, 100, 107, 109, and 143 printed in the joint statement of the managers on the conference report to accompany H.R. 5021, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1991. The rule waives clause 7 of Rule XVI against a motion offered by Representative Smith of Iowa printed in the report accompanying this rule to dispose of the amendment in disagreement numbered 83.

FARM BILL CONFERENCE REPORT

Committee on Rules: Granted a rule waiving all points of order against the conference report on S. 2830, Food, Agriculture, Conservation, and Trade Act of 1990, and against its consideration. The rule provides that the conference report is to be considered as having been read when called up for consideration. Testimony was heard from Chairman de la Garza and Representative Madigan.

Joint Meetings

SCIENCE/MATH/ENGINEERING CONGRESSIONAL SCHOLARSHIPS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 996, to establish the Congressional Scholarships for science, mathematics and engineering.

OMNIBUS BUDGET RECONCILIATION

Conferees continued in evening session to resolve the differences between the Senate- and House-passed versions of H.R. 5835, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for fiscal year 1991.

DEFENSE PRODUCTION ACT AMENDMENTS

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 486, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States.

CLEAN AIR RESTORATION AND STANDARDS ATTAINMENT ACT

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health protective national ambient air quality standards.

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Tuesday, October 23, 1990

Senate

Chamber Action

Routine Proceedings, pages 33169–33343

Measures Introduced: Six bills and three resolutions were introduced as follows: S. 3232–3237, S. Res. 341–342, and S. Con. Res. 154.

Page 33295

Measures Reported: Reports were made as follows:

S. 3085, to limit the jurisdiction of the Federal Energy Regulatory Commission over local distribution company wholesalers of natural gas for ultimate consumption as a fuel in motor vehicles, with amendments. (S. Rept. No. 101–552)

H.R. 5114, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991, with amendments.

S. 1532, to amend the Volunteers in the National Forests Act of 1972 to permit volunteers to be considered employees under section 3721 of title 31, United States Code.

Page 33295

Measures Passed:

Aviation Security: Senate passed H.R. 5732, to promote and strengthen aviation security, after agreeing to the following amendment proposed thereto:

Page 33212

Byrd (for Lautenberg) Amendment No. 3111, in the nature of a substitute.

Page 33212

Delaware-New Jersey Compact Amendments: Senate passed H.J. Res. 657, granting the consent of the Congress to amendments to the Delaware-New Jersey Compact.

Page 33327

Subsequently, S.J. Res. 373, Senate companion measure, was indefinitely postponed.

Page 33328

Hazardous Waste Materials Transportation Authorization: Senate passed S. 2936, to amend the Hazardous Waste Materials Transportation Act to authorize appropriations for fiscal years 1990, 1991, and 1992, after

agreeing to committee amendments, and the following amendment proposed thereto:

Page 33328

Leahy (for Exon) Amendment No. 3122, to make various amendments.

Page 33333

Silver Proof Coins: Senate passed S. 3237, to authorize the Secretary of the Treasury to sell certain silver proof coin sets.

Page 33339

National Federation of the Blind Day: Senate passed H.J. Res. 667, to designate November 16, 1990, as "National Federation of the Blind Day".

Page 33340

Subsequently, the Committee on the Judiciary was discharged from the further consideration of S.J. Res. 383, Senate companion measure, and the resolution was indefinitely postponed.

Page 33340

Interior Appropriations, 1991: Senate continued consideration of H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991, with committee amendments, and taking action on further amendments proposed thereto, as follows:

Pages 33169, 33188, 33198, 33235

Adopted:

(1) Byrd (for Burdick/Conrad) Amendment No. 3113, to restore funding to certain school districts in North Dakota.

Page 33271

(2) McClure (for Pressler) Amendment No. 3114, to rename the Cedar Pass Visitor Center at Badlands National Park, South Dakota, as the Ben Reifel Visitor Center.

Page 33271

(3) McClure (for Wallop) Amendment No. 3115, to transfer funds for certain Wyoming forest projects.

Page 33273

(4) McClure Amendment No. 3116, with respect to the application of the Federal Tort Claims Act to Indian contractors.

Page 33273

(5) McClure (for Murkowski) Amendment No. 3117, to provide a report on toxic contaminants found on Federal lands that have been transferred to Alaska Natives.

Page 33273

(6) Byrd (for Rockefeller) Amendment No. 3118, to modify the boundaries of Cranberry Wilderness in West Virginia.

Page 33273

Rejected:

(1) Fowler Amendment No. 3110, to reduce funding for forest road construction and reallocate certain funds to Fish and Wildlife programs, U.S. Forest Service, Historic Preservation Fund, and some National Park Service programs. (By 52 yeas to 44 nays (Vote No. 302), Senate tabled the amendment.)

Pages 33171, 33188, 33198

(2) Packwood Amendment No. 3112, to provide for agency consultation to consider the Northern Spotted Owl. (By 62 yeas to 34 nays (Vote No. 303), Senate tabled the amendment.)

Page 33239

Pending:

Helms Amendment No. 3119 (to committee amendment beginning on page 101), to prohibit the use of funds by the National Endowment for the Arts to promote, distribute, disseminate, or produce materials that depict or describe sexual or excretory activities or organs.

Page 33274

A unanimous-consent agreement was reached providing for consideration of further amendments to be proposed to the bill.

Page 33269

Senate will continue consideration of the bill and amendments to be proposed thereto, on Wednesday, October 24.

Page 33284

Foreign Operations Appropriations, 1991: By unanimous-consent, Senate agreed to a motion to recommit H.R. 5114, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991, with instructions to report back forthwith with all amendments previously agreed to.

Page 33284

A further unanimous-consent agreement was reached providing for a vote on final passage of the bill to occur on Wednesday, October 24.

Page 33285

Immigration Reform: Senate disagreed to the amendments of the House to S. 358, to amend the Immigration and Nationality Act to change the level, and preference system for admission, of immigrants to the United States, and to provide for administrative naturalization, agreed to the request for a conference thereon, and the Chair appointed the following conferees: Senators Kennedy, DeConcini, Simon, Simpson, and Thurmond.

Page 33211

Maine Acadian Culture Preservation Act: Senate receded from its amendments numbered 2 and 4 to S. 1756, to provide for the preservation and interpretation of sites associated with Acadian culture in the State of Maine.

Page 33211

Treasury/Postal Service Appropriations, 1991—Conference Report: Senate agreed to the conference report on H.R. 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies for the fiscal year ending September 30, 1991.

Page 33315

Senate concurred in the House amendment to Senate amendments numbered 3, 6, 14, 18, 27, 29, 39, 45, 46, 48, 49, 52, 54, 56, 57, 69, 70, 76, 79, 80, 81, 82, 83, 84, 88, 89, 105, 113, 114, 115, 116, 117, 122, 127, 128, 130, 131, and 134.

Page 33315

Senate concurred in the House amendment to Senate amendment number 132 with the following amendments:

(1) Leahy Amendment No. 3120, to provide for the construction of the Naval Systems Commands Headquarters, Northern Virginia.

Page 33320

(2) Leahy Amendment No. 3121, to provide for the construction of the General Services Administration, Southeast Federal Center, Headquarters, District of Columbia.

Page 33320

Indian Preference Act: Senate concurred in the amendment of the House to S. 321, to revise provisions of law that provide a preference to Indians.

Page 33340

Oil and Gas Lease Reinstatement: Senate disagreed to the amendments of the House to S. 1805, to authorize the Secretary of the Interior to reinstate oil and gas lease LA 033164.

Page 33342

Veto Message on Civil Rights Act—Agreement: A unanimous-consent agreement was reached providing for the consideration of a veto message on S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment, with a vote on reconsideration of the bill, the objections of the President notwithstanding, to occur on Wednesday, October 24, at 11:30 a.m.

Page 33204

Correction on Appointment of Conferees: By unanimous consent, Senators Pell and Helms were appointed as conferees for consideration of Title XXVII of H.R. 5269, to control crime. (A technical error was made in a prior appointment.)

Page 33339

Nominations Received: Senate received the following nominations: J. Blakeley Hall, of Texas, to be a Member of the Board of Directors of the Legal Services Corporation.

1 Army nomination in the rank of general.

Page 33343

Messages From the House: Page 33293

Measures Referred: Page 33295

Executive Reports of Committees: Page 33295

Statements on Introduced Bills: Page 33296

Additional Cosponsors: Page 33300

Amendments Submitted: Page 33301

Authority for Committees: Page 33310

Additional Statements: Page 33310

Record Votes: Two record votes were taken today. (Total—303)

Pages 33211, 33269

Recess: Senate convened at 10 a.m., and recessed at 11:24 p.m., until 9:10 a.m., on Wednesday, October 24. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 33343.)

Committee Meetings

NOMINATION

Committee on Banking, Housing, and Urban Affairs: Committee approved for reporting the nomination of Mary Shannon Brunette, of Virginia, to be an Assistant Secretary of Housing and Urban Development.

NOMINATION

Committee on Governmental Affairs: Committee concluded hearings on the nomination of James F. Blumstein, of Tennessee, to be Administrator of the Office of Information and Regulatory Affairs, after the nominee, who was introduced by Senator Sasser, testified and answered questions in his own behalf.

House of Representatives

Chamber Action

Bills Introduced: 3 public bills, H.R. 5904–5906; 1 private bill, H.R. 5907; and 3 resolutions, H.J. Res. 679, H. Con. Res. 388, and H. Res. 679 were introduced.

Page 33168

Reports Filed: Reports were filed as follows:

Conference report on H.R. 4739, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces (H. Rept. 101–923);

Conference report on H.R. 1396, to amend the Federal securities laws in order to facilitate cooperation between the United States and foreign countries in securities law enforcement (H. Rept. 101–924);

H. Res. 521, to authorize certain points of order against consideration of the conference report on H.R. 4739, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces (H. Rept. 101–925);

H. Res. 522, waiving certain points of order against consideration of the conference report on S. 566, to authorize a new Housing Opportunities Partnerships program to support State and local strategies for achieving

more affordable housing, and to increase homeownership (H. Rept. 101–926);

H.R. 3695, to amend chapter 35 of title 44, United States Code, to reauthorize the Office of Information and Regulatory Affairs in the Office of Management and Budget, to make changes in the requirements applying to agency collection of information, amended (H. Rept. 101–927);

Conference report on S. 2834, to authorize appropriations for fiscal year 1991 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, for the Central Intelligence Agency Retirement and Disability System (H. Rept. 101–928);

H. Res. 523, waiving certain points of order against consideration of the conference report on S. 2834, to authorize appropriations for fiscal year 1991 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, for the Central Intelligence Agency Retirement and Disability System (H. Rept. 101–929);

H. Res. 524, waiving certain points of order against consideration of the conference report on S. 1430, to enhance national and community service (H. Rept. 101–930);

Conference report on H.R. 987, to amend the Alaska National Interest Lands Conservation Act, to designate certain lands in the Tongass National Forest as wilderness (H. Rept. 101–931);

H.R. 5093, to amend title 38, United States Code, to codify and reorganize the provisions of law relating to the creation of the new Department of Veterans Affairs, amended (H. Rept. 101–932); and

Conference report on H.R. 486, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States (H. Rept. 101–933).

Page 33167

Commerce-Justice-State Appropriations: By a yea-and-nay vote of 377 yeas to 40 nays, Roll No. 506, the House agreed to the conference report on H.R. 5021, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1991.

Page 32625

House receded from its disagreement and concurred in Senate amendments Nos. 8, 16, 17, 18, 19, 21, 24, 30, 31, 32, 33, 34, 39, 42, 46, 49, 49A, 50, 51, 52, 60, 61, 62, 63, 70, 71, 73, 75, 76, 77, 78, 79, 80, 81, 85, 90, 93, 94, 95, 96, 99, 101, 103, 104, 112, 113, 114, 117, 119, 120, 125, 126, 128, 132, 142, 156, 159, 160, and 161.

Page 32636

House receded in its disagreement and concurred, with amendment, in Senate amendments Nos. 1, 3, 4, 5, 6, 7, 9, 10, 11, 12, 14, 15, 20, 23, 26, 27, 28, 35, 41, 43, 44, 45, 47, 48, 53, 54, 55, 56, 57, 59, 64, 65, 66, 67, 74, 82, 83, 84, 87, 91, 92, 100, 102, 105, 106, 107, 108, 109, 110, 111, 118, 121, 123, 131, 133, 134, 135, 138, 139, 140, 143, 144, 148, 155, 162, and 165.

Page 32632

House insisted on its disagreement to the amendment of the Senate numbered 164—clearing the measure for Senate action.

Page 32664

Earlier a point of order was sustained against the original Smith of Iowa motion that the House recede and concur with an amendment to Senate amendment numbered 139.

Page 32651

On a division of the question, the House agreed to recede from its disagreement, and by a yea-and-nay vote of 381 yeas to 39 nays, Roll No. 507 concurred, with an amendment, in Senate amendment numbered 165.

Page 32668

H. Res. 519, the rule waiving certain points of order against the consideration of the conference report, was agreed to earlier by a voice vote.

Page 32625

Food and Agricultural Resources: By a yea-and-nay vote of 318 yeas to 102 nays, Roll No. 508, the House agreed to the conference report on S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, to ensure consumers an abundance of food and fiber at reasonable prices. House receded from its amendment to the title—clearing the measure for Senate action.

Page 32682

H. Res. 520, the rule waiving certain points of order against consideration of the conference report, was agreed to earlier by a voice vote.

Page 32682

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 486, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States.

Page 32707

Albanian Human Rights: House failed to suspend the rules (two-thirds not having voted in favor) and agree to H. Con. Res. 385, expressing the sense of the Congress regarding human rights violations against the ethnic Albanian minority in southern Yugoslavia (failed by a yea-and-nay vote of 55 yeas to 362 nays, Roll No. 509).

Page 32707

Suspensions: House voted to suspend the rules and pass the following measures:

Clean Beaches Council: H.R. 4333, amended, to establish the Clean Coastal Beaches Council to develop a program for monitoring coastal zone recreation waters (passed by a year-and-nay vote of 326 yeas to 89 nays, Roll No. 510). Debate on the bill was completed on Monday, October 22. Agreed to amend the title;

Page 32708

Iraqi Invasion: H. Con. Res. 382, amended, expressing the sense of the Congress that the crisis created by Iraq's invasion and occupation of Kuwait must be addressed and resolved on its own terms separately from other conflicts in the region (passed by a yea-and-nay vote of 406 yeas to 5 nays, with 1 voting "present," Roll No. 511. Debate on the resolution was completed on Monday, October 22; **Page 32709**

Smithsonian Board of Regents: S.J. Res. 318, amended, providing for the appointment of Ira Michael Heyman of California as a citizen regent of the Board of Regents of the Smithsonian Institution. Agreed to amend the title; **Page 32710**

Smithsonian Board of Regents: S.J. Res. 302, amended, providing for the reappointment of Anne L. Armstrong as a citizen regent of the Board of Regents of the Smithsonian Institution. Agreed to amend the title; **Page 32711**

Matsunaga hydrogen program: S. 639, to establish the Spark M. Matsunaga Hydrogen Research, Development, and Demonstration Program Act of 1990—clearing the measure for the President; **Page 32711**

Ship dock transfer: S. 3215, to authorize the transfer by lease of a specified naval landing ship dock to the Government of Brazil—clearing the measure for the President; **Page 32729**

Antarctic treaty: S.J. Res. 206, amended, calling for the United States to encourage immediate negotiations toward a new agreement among Antarctic Treaty Consultative Parties, for the full protection of Antarctica as a global ecological commons; **Page 32730**

Paperwork reduction: H.R. 3695, amended, to amend chapter 35 of title 44, United States Code, to reauthorize the Office of Information and Regulatory Affairs in the Office of Management and Budget, to make changes in the requirements applying to agency collection of information; **Page 32732**

Appropriation accounts closing: H.R. 5645, amended, to amend title 31, United States Code, to reform procedures for closing appropriation accounts; **Page 32740**

Foreign investment: S. 2516, to augment and improve the quality of international data compiled by the Bureau of Economic Analysis under the International Investment and Trade in Service Survey Act by allowing that agency to share statistical establishment lost information compiled by the Bureau of the Census—clearing the measure for the President; **Page 32748**

Vehicular natural gas jurisdiction: H.R. 5707, to limit the jurisdiction of the Federal Energy Regulatory Commission over local distribution company wholesales to natural gas for ultimate consumption as a fuel in motor vehicles; **Page 32757**

Geothermal Power: H.R. 4808, amended, to encourge solar, wind, and geothermal power production by removing the size limitations contained in the Public Utility Regulatory Policies Act of 1978; Agreed to amend the title; **Page 32759**

Petroleum marketing: H.R. 5520, amended to amend the Petroleum Marketing Practices Act to require certification and posting for all liquid automotive fuels, to provide the States more authority to enforce automotive fuel posting requirements; and **Page 32762**

Mental health grants: S. 2628, amended, to amend the Public Health Service Act to reauthorize certain National Institute of Mental Health grants and to improve provisions concerning the State comprehensive mental health services plan. **Page 32765**

Magnuson Fishery Conservation: House agreed to the Senate amendment, with an amendment, to H.R. 2061, to authorize appropriations to carry out the Magnuson Fishery Conservation and Management Act through fiscal year 1993—returning the measure to the Senate. **Page 32714**

Orphan Drug: House agreed to the Senate amendment to H.R. 4638, to revise the orphan drug provisions of the Federal Food, Drug, and Cosmetic Act and the Orphan Drug Act—clearing the measure for the President. **Page 32767**

Consumer Product Safety: House completed all debate on a motion to suspend the rules and agree to the conference report on S. 605, to authorize appropriations for the Consumer Product Safety Commission; on which a vote was postponed until Wednesday, October 24. **Page 32743**

Home Health Care: House completed all debate on a motion to suspend the rules and agree to the conference report on H.R. 5112, to amend the Public Health Service Act to extend certain programs for health care services in the home; on which a vote was postponed until Wednesday, October 24. **Page 32769**

Quorum Calls—Votes: Six yea-and-nay votes developed during the proceedings of the House today and appear on pages 32632, 32675, 32706, 32707, 32708, and 32709. There were no quorum calls.

Adjournment: Met at 11:00 a.m. and adjourned at 9:48 p.m.

Committee Meetings

RTC FUNDING; MORATORIUM ON CONVERSIONS OF SAVINGS ASSOCIATIONS TO STATE SAVINGS BANKS

Committee on Banking, Finance and Urban Affairs: Ordered reported H.R. 5891, to provide additional funding for the Resolution Trust Corporation.

The Committee also began consideration of H.R. 5903, to impose a moratorium on conversions of savings associations to State savings banks.

Committee recessed subject to call.

REPORT

Committee on Government Operations: Approved the following draft report: "Strategic Defense System: Criteria for Deployment Decision Will Not Be Met by 1993; Critical Issues Must Be Resolved".

SOLANO PROJECT INDEBTEDNESS PREPAYMENT ACT

Committee on Interior and Insular Affairs: Subcommittee on Water, Power and Offshore Energy Resources approved for full Committee action amended H.R. 1611, Solano Project Indebtedness Prepayment Act.

INTELLIGENCE AUTHORIZATION

Committee on Rules: Granted a rule waiving all points of order against the conference report on S. 2834, to authorize appropriations for fiscal year 1991 for intelligence and intelligence-related activities of the United States Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System; and against its consideration. The rule provides that the conference report is to be considered as having been read when called up for consideration.

NATIONAL AND COMMUNITY SERVICE ACT

Committee on Rules: Granted a rule waiving all points of order against the conference report on S. 1430, to enhance national and community service; and against its consideration. The rule provides that the conference report is to be considered as having been read when called up for consideration.

NATIONAL DEFENSE AUTHORIZATION ACT CONFERENCE REPORT

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 4739, National Defense Authorization Act for Fiscal Year 1991, and against its consideration. The rule provides that the conference report is to be considered as having been read when called up for consideration. Testimony was heard from Chairman Aspin and Representative Courter.

NATIONAL AFFORDABLE HOUSING ACT CONFERENCE REPORT

Committee on Rules: Granted a rule waiving all points of order against the conference report on S. 566, National Affordable Housing Act, and against its consideration. The rule provides that the conference report is to be considered as having been read when called up for consideration. Testimony was heard from Representative Barnard.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

Will continue tomorrow.

Joint Meeting

APPROPRIATIONS—DISTRICT OF COLUMBIA

Conferees agreed to file a conference report on the differences between the Senate- and House-passed versions of H.R. 5311, making appropriations for fiscal year 1991 for the government of the District of Columbia.

♦♦♦♦♦♦♦♦♦♦♦♦

Wednesday, October 24, 1990

Senate

Chamber Action

Routine Proceedings, pages 33375–33609

Measures Introduced: Six bills were introduced as follows: S. 3238–3243.

Page 33530

Measures Reported: Reports were made as follows:

S. 1140, to provide that Federal facilities meet Federal and State environmental laws and requirements and to clarify that such facilities must comply with such environmental laws and requirements, with amendments. (S. Rept. No. 101–553)

H.R. 5399, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991, with amendments.

Page 33530

Measures Passed:

Nutrition Labeling and Education Act: Senate passed H.R. 3562, to amend the Federal Food, Drug, and Cosmetic Act to prescribe nutrition labeling for foods, after agreeing to the following amendments proposed thereto:

Page 33425

Byrd (for Metzenbaum) Amendment No. 3125, relating to consumer information placed on labels.

Page 33425

Byrd (for Jeffords) Amendment No. 3126, regarding the labeling of dairy products or maple syrup.

Page 33425

MFN Treatment for Czechoslovakia: Senate passed H.J. Res. 649, approving the extension of nondiscriminatory treatment (most-favored-nation treatment) to the products of Czechoslovakia.

Page 33433

Subsequently, S.J. Res. 361, Senate companion measure, was indefinitely postponed.

Page 33433

Steroid Trafficking Act: Senate passed S. 1829, to amend the Controlled Substances Act to further restrict the use of steroids and human growth hormones, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 33433

Byrd (for Humphrey) Amendment No. 3127, to define the term "free speech protection".

Page 33435

Great Lakes Fish and Wildlife Restoration Act: Senate passed H.R. 4299, to authorize a study of the fishery resources of the Great Lakes.

Page 33436

Injury Prevention and Control Amendments: Senate passed H.R. 5113, to amend the Public Health Service Act to revise and extend the program for the prevention and control of injuries, after agreeing to the following amendment proposed thereto:

Page 33436

Byrd (for Kennedy) Amendment No. 3128, in the nature of a substitute.

Page 33436

Foreign Operations Appropriations, 1991: By 76 yeas to 23 nays (Vote No. 306), Senate passed H.R. 5114, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991, as amended, and after agreeing to the following amendment proposed thereto:

Page 33438

Leahy (for Kennedy) Amendment No. 3129, to provide life and health insurance benefits for the United States hostages and their families captured in Lebanon.

Page 33438

Senate insisted on its amendments, requested a conference with the House thereon, and the chair appointed the following conferees: Senators Leahy, Inouye, Johnston, DeConcini, Lautenberg, Harkin, Mikulski, Byrd, Kasten, Hatfield, D'Amato, Rudman, Specter, Nickles, and Stevens.

Page 33443

Interior Appropriations, 1991: By 92 yeas to 6 nays (Vote No. 309), Senate passed H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991, after agreeing to excepted committee amendments, and after taking action on further amendments proposed thereto, as follows:

Pages 33443, 33478, 33482

Adopted:

(1) By 73 yeas to 24 nays (Vote No. 308), Hatch Amendment No. 3130, to require that the National Endowment for the Arts establish review panel procedures and sanctions for persons who produce obscene projects or productions.

Page 33457

(2) Helms Amendment No. 3132, to prohibit the use of funds for the dissemination, promotion, or production of obscene or indecent materials or materials denigrating a particular religion.

Page 33485

(3) Byrd Amendment No. 3133, to make funds available to the Office of Surface Mining for the purpose of extinguishing the Thomas Portal fires in Pennsylvania.

Page 33493

Rejected:

(1) By 29 yeas to 70 nays (Vote No. 307), Helms Amendment No. 3119 (to committee amendment beginning on page 101), to prohibit the use of funds by the National Endowment for the Arts to promote, distribute, disseminate, or produce materials that depict or describe sexual or excretory activities or organs.

Page 33443

(2) Helms Amendment No. 3131, to prohibit the use of funds to provide financial assistance to individuals above a certain income level.

Pages 33478, 33482

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Byrd, Johnston, Leahy, DeConcini, Burdick, Bumpers, Hollings, Reid, McClure, Stevens, Garn, Cochran, Rudman, Nickles, and Domenici.

Page 33494

Continuing Appropriations: Senate passed H.J. Res. 681, making further continuing appropriations for the fiscal year 1991.

Pages 33505, 33511, 33514

Private Relief: Senate passed S. 620, for the relief of Leroy W. Shebal of North Pole, Alaska.

Page 33561

Attendant Allowance Adjustment: Senate passed H.R. 3911, to amend title 5 of the United States Code to increase the allowance for services of attendants, after agreeing to the following amendment proposed thereto:

Page 33562

Reid (for Kennedy) Amendment No. 3148, in the nature of a substitute.

Page 33562

School Dropout Prevention: Senate passed H.R. 5140, to amend the Elementary and Secondary Education Act of 1965 to improve secondary school programs for basic skills improvement and dropout prevention and reentry,

after agreeing to the following amendment proposed thereto:

Page 33562

Reid (for Pell) Amendment No. 3149, to establish a Center for Commerce and Industrial Expansion at Loyola University of Chicago, and to provide for an increase in funds for the Centers for International Business Education.

Page 33562

FDA Revitalization Act: Senate passed S. 845, to amend the Federal Food, Drug, and Cosmetic Act to revitalize the Food and Drug Administration, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 33564

Stevens (for Hatch) Amendment No. 3150, in the nature of a substitute.

Page 33566

West Virginia Land Conveyance: Senate passed H.R. 5433, to direct the Secretary of Agriculture to release on behalf of the United States a condition in a deed conveying certain lands to the Conservation Commission of West Virginia.

Page 33568

Administrative Dispute Resolution: Committee on Governmental Affairs was discharged from the further consideration of H.R. 2497, to authorize and encourage Federal agencies to use mediation, conciliation, arbitration, and other techniques for the prompt and informal resolution of disputes, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 971, Senate companion measure, and after agreeing to the following amendments proposed thereto:

Page 33569

Reid (for Pryor) Amendment No. 3151, of a technical nature.

Page 33574

Reid (for Kohl) Amendment No. 3152, to provide clarification of dispute resolution communications.

Page 33575

Reid (for Leahy) Amendment No. 3153, of a technical nature.

Page 33575

Stevens (for Grassley) Amendment No. 3154, to provide for the award of attorney fees and expenses in arbitration awards under certain circumstances.

Page 33576

Subsequently, S. 971 was indefinitely postponed.

Page 33577

National Telecommunications and Information Administration Authorization: Committee on Commerce, Science, and Transportation was discharged from the further consideration of H.R. 3310, to authorize appropriations for activities of the National Telecommunications and Information Administration for fiscal years 1990 and 1991, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 1839, Senate companion measure, and after agreeing to the following amendment proposed thereto:

Page 33577

Reid (for Inouye) Amendment No. 3155, in the nature of a substitute.

Page 33577

Subsequently, S. 1839 was returned to the calendar.

Page 33580

Employer Securities Interests: Senate passed H.R. 5872, to amend title I of the Employee Retirement Income Security Act of 1974 to require qualifying employer securities to include interests in publicly traded partnerships.

Page 33580

NASA Authorization: Senate passed S. 2287, to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, and research and program management, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 33580

Reid (for Gore) Amendment No. 3156, in the nature of a substitute.

Page 33580

Antarctic Protection: Senate passed H.R. 3977, to protect and conserve the continent of Antarctica, after agreeing to the following amendment proposed thereto:

Page 33594

Reid (for Kerry) Amendment No. 3157, to strengthen environmental protection of Antarctica.

Page 33595

North Carolina Wilderness: Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 5004, to amend the Wild and Scenic Rivers Act to designate certain segments of the Mills River in the State of North Carolina for potential addition to the wild and scenic rivers systems, and the bill was then passed.

Page 33596

Glorieta National Battlefield: Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 4090, to authorize the establishment of the Glorieta National Battlefield in the State of New Mexico, and the bill was then passed.

Page 33596

National High-Performance Computer Technology: Senate passed S. 1067, to provide for a coordinated Federal research program to ensure continued United States leadership in high-performance computing, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 33596

Reid (for Gore) Amendment No. 3158, in the nature of a substitute.

Page 33600

Legislative Branch Appropriations, 1991: Senate began consideration of H.R. 5399, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991, taking action on amendments proposed thereto, as follows:

Pages 33494, 33608

Adopted:

(1) Reid (for Ford/Stevens) Amendment No. 3134, to limit the carryover of unused franking allowances for any year to the next year only for Members of the Senate.

Page 33499

(2) Reid (for Ford/Stevens/Nickles) Amendment No. 3135, to permit a Member of the Senate to transfer not to exceed the lesser of $100,000 or 50 percent of amounts allocated to such Member for mass mail.

Page 33499

(3) Reid (for Ford) Amendment No. 3136, to modify the definition in the bill for an unofficial office account with respect to Members of the Senate.

Page 33499

(4) Reid (for Ford) Amendment No. 3137, to provide an effective date with respect to the Senate for implementation of provisions with respect to office accounts.

Page 33499

(5) Reid Amendment No. 3138, of a technical nature with respect to the availability of funds appropriated for art conservation on the Senate side of the Capitol.

Page 33499

(6) Reid (for Inouye) Amendment No. 3139, to provide for the striking of a Spark M. Matsunaga Medal of Peace.

Page 33499

(7) Reid (for Nunn/Warner) Amendment No. 3140, to provide a waiver for continued government service in the Legislative Branch.

Page 33499

(8) Reid (for Humphrey) Amendment No. 3141, to require that copies of mass-mailings be registered with the Office of Public Records quarterly and that such registrations included the number of pieces mailed.

Page 33499

(9) Reid Amendment No. 3142, of a technical nature.

Page 33500

(10) Nickles Amendment No. 3143 (to Amendment No. 3142), to reduce the total funds appropriated in the Act by five percent. (By 32 yeas to 60 nays (Vote No. 310), Senate earlier failed to table the amendment.)

Page 33500

(11) Nickles Amendment No. 3144, to reduce the appropriation for fiscal year 1991 official mail costs to fiscal year 1990 levels.

Page 33509

(12) Stevens Amendment No. 3145 (to Amendment No. 3144), in the nature of a substitute.

Page 33514

Pending:

(1) Nickles Amendment No. 3146, to prohibit the the transfer of mailing funds between different Senator's offices.

Pages 33515, 33608

(2) Ford Modified Amendment No. 3147 (to Amendment No. 3146), in the nature of a substitute.

Pages 33515, 33608

During consideration of this measure today, Senate agreed to a motion to recommit the bill with instructions to report back forthwith, incorporating the provisions of S. 3207, Senate companion measure, with committee amendments.

Page 33494

A unanimous-consent time agreement was reached providing for further consideration of Ford Modified Amendment No. 3147, listed above, on Thursday, October 25.

Pages 33516, 33609

Senate will continue consideration of the bill and amendments to be proposed thereto on Thursday, October 25.

Veto—Civil Rights Act: By 66 yeas to 34 nays (Vote No. 304), two-thirds of the Senators voting, not having voted in the affirmative, S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment, upon reconsideration, was rejected, and the veto of the President was sustained.

Pages 33377, 33438

Commerce/Justice/State/Judiciary Appropriations, 1991—Conference Report: Senate agreed to the conference report on H.R. 5021, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1991.

Pages 33413, 33437

Senate concurred in the House amendment to Senate amendments numbered 1, 3, 4, 5, 6, 7, 10, 11, 12, 14, 15, 20, 23, 26, 27, 28, 35, 41, 43, 44, 45, 47, 48, 53, 54, 55, 56, 57, 59, 64, 65, 66, 67, 74, 82, 83, 84, 87, 91, 92, 100, 102, 105, 106, 107, 108, 109, 111, 118, 121, 123, 131, 133, 134, 135, 138, 140, 143, 144, 148, 155, 162, and 165.

Page 33414

Senate receded from its amendment number 164.

Page 33421

Senate concurred in the House amendment to Senate amendment number 139, with a Hollings Amendment No. 3123, to provide for the funding of a permanent secretariat for and the hosting of a conference of the International Organization of Securities Commissions, and to provide for the recovery of costs of services of the securities registration process.

Page 33421

By 52 yeas to 47 nays (Vote No. 305), Senate tabled a motion to concur in the House amendment to Senate amendment number 9, with a Heinz Amendment No.

3124, relating to the establishment of a foreign trade zone in Cedar Rapids, Iowa.

Page 33421

Subsequently, Senate concurred in the House amendment to Senate amendment number 9.

Page 33437

Student Athlete Right-to-Know Act—Conference Report: Senate agreed to the conference report on S. 580, to require institutions of higher education receiving Federal financial assistance to provide certain information with respect to the graduation rates of student-athletes at such institutions.

Page 33430

Tongass Timber Reform Act—Conference Report: Senate agreed to the conference report on H.R. 987, to amend the Alaska National Interest Lands Conservation Act, and to designate certain lands in the Tongass National Forest as wilderness.

Page 33478

Intelligence Authorizations—Conference Report: Senate agreed to the conference report on S. 2834, to authorize appropriations for fiscal year 1991 for the intelligence activities of the United States Government, and the Intelligence Agency Retirement and Disability System.

Page 33596

Mental Health Amendments: Senate concurred in the amendment of the House to S. 2628, to amend the Public Health Service Act to reauthorize certain National Institute of Mental Health grants and to improve provisions concerning the State comprehensive mental health services plan.

Page 33563

Smithsonian Board of Regents Appointment: Senate concurred in the amendments of the House to S.J. Res. 318, providing for the appointment of Ira Michael Heyman, of California, as a citizen regent of the Board of Regents of the Smithsonian Institution.

Page 33593

Smithsonian Board of Regents Reappointment: Senate concurred in the amendments of the House to S.J. Res. 302, providing for the reappointment of Anne L. Armstrong as a citizen regent of the Board of Regents of the Smithsonian Institution.

Page 33593

Protection of Antarctica: Senate concurred in the amendment of the House to S.J. Res. 206, calling for the United States to encourage immediate negotiations toward a new agreement among Antarctic Treaty Consultative parties, and for the full protection of Antarctica as a global ecological commons.

Page 33594

Nominations Received: Senate received the following nominations:

Scott M. Spangler, an Assistant Administrator of the Agency for International Development, to be a Member of the Board of Directors of the African Development Foundation for the remainder of the term expiring September 22, 1991.

Lewis W. Douglas, Jr., of California, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 1993.

A. Pierre Guillermin, of Virginia, to be a Member of the National Advisory Council on Educational Research and Improvement for a term expiring September 30, 1993.

George H. Oberle, Jr., of Oklahoma, to be a Member of the National Council on Disability for a term expiring September 17, 1992.

William H. Kennoy, of Kentucky, to be a Member of the Board of Directors of the Tennessee Valley Authority for the term expiring May 18, 1999.

Page 33609

Messages From the House: Page 33528

Measures Referred: Page 33529

Measures Placed on Calendar: Page 33529

Executive Reports of Committees: Page 33530

Statements on Introduced Bills: Page 33530

Additional Cosponsors: Page 33540

Amendments Submitted: Page 33540

Notices of Hearings: Page 33554

Authority for Committees: Page 33554

Additional Statements: Page 33554

Record Votes: Seven record votes were taken today. (Total—310)

Pages 33406, 33437, 33443, 33456, 33478, 33494, 33509

Recess: Senate convened at 9:10 a.m., and recessed at 1:02 a.m., on Thursday, October 25, to reconvene at 10:15 a.m., the same day. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 33609.)

Committee Meetings

NOMINATION

Committee on Armed Services: Committee held open and closed hearings on the nomination of Gen. Merrill A. McPeak, USAF, to be Chief of Staff, United States Air Force, where the nominee, who was introduced by Senators Inouye and Stevens, testified and answered questions in his own behalf.

Hearings were recessed subject to call.

NOMINATION

Committee on Foreign Relations: Committee concluded hearings on the nomination of Robert E. Lamb, of Georgia, to be Ambassador to the Republic of Cyprus, after the nominee testified and answered questions in his own behalf.

NOMINATIONS

Committee on the Judiciary: Committee ordered favorably reported the nominations of Dennis W. Shedd, to be United States District Judge for the District of South Carolina, and James L. Webb, to be United States Marshall for the Eastern District of Oklahoma.

House of Representatives

Chamber Action

Bills Introduced: 12 public bills, H.R. 5908–5919; 1 private bill, H.R. 5920; and 10 resolutions, H.J. Res. 680–683, H. Con. Res. 389–390, and H. Res. 526–529, were introduced.

Page 33825

Reports Filed: Reports were filed as follows:

Conference report on H.R. 5311, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991 (H. Rept. 101–935);

Report of the Committee on Interior and Insular Affairs entitled "Subdivision Among Programs of Budget Allocation for Fiscal Year 1991" (H. Rept. 101–936);

Conference report on H.R. 996, to establish the Congressional Scholarships for Science, Mathematics, and Engineering (H. Rept. 101–937);

Conference report on H.R. 5803, making appropriations for the Department of Defense for the fiscal year ending September 30, 1991 (H. Rept. 101–938);

H. Res. 526, waiving certain points of order against consideration of the conference report on H.R. 486, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States; and against its consideration (H. Rept. 101–939);

H. Res. 527, waiving the requirement of clause 4(b) of Rule XI against consideration of certain resolutions reported from the Committee on Rules (H. Rept. 101–940);

H. Res. 528, authorizing the Speaker to declare recesses (H. Rept. 101–941); and

H. Res. 529, waiving certain points of order against consideration of the conference report on H.R. 5803, making appropriations for the Department of Defense for the fiscal year end September 30, 1991; and against its consideration (H. Rept. 101–942).

Page 33824

National Service Act: By a yea-and-nay vote of 235 yeas to 186 nays, Roll No. 512, the House agreed to the conference report on S. 1430, to enhance national and community service—clearing the measure for the President.

Page 33619

H. Res. 524, the rule waiving all points of order against consideration of the conference report, was agreed to earlier by a voice vote.

Page 33616

Member Resignation: Read a letter from Representative Donald E. Lukens of Ohio wherein he resigns as a member of the House of Representatives, effective immediately.

Page 33628

Treasury/Postal Service Appropriations: House agreed to the Senate amendment to the House amendment to Senate amendment No. 132 to H.R. 5241, making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1991—clearing the measure for the President.

Page 33636

Fish Safety: By a recorded vote of 324 ayes to 106 noes, Roll No. 515, the House passed S. 2924, to expand meat inspection programs of the United States by establishing a comprehensive inspection program to ensure the quality and wholesomeness of all fish products intended for human consumption in the United States.

Pages 33637, 33678

Agreed to the amendment in the nature of a substitute made in order by the rule (agreed to by a recorded vote of 277 ayes to 153 noes, Roll No. 514.

Page 33677

H. Res. 511, the rule providing for the consideration of the bill, was agreed to earlier by a yea-and-nay vote of 300 yeas to 119 nays, Roll No. 513.

Page 33628

Foreign Operations Appropriations: House disagreed to the Senate amendments to H.R. 5114, making appropriations for foreign operations, exporting financing, and related programs for the fiscal year ending September 30, 1991; and agreed to a conference. Appointed as conferees: Representatives Obey, Yates, McHugh, Lehman of Florida, Wilson, Gray, Mrazek, Coleman of Texas, Whitten, Edwards of Oklahoma, Lewis of California, Porter, Gallo, and Conte.

Page 33679

Commerce-Justice-State Appropriations: House agreed to the Senate amendment to the House amendment to Senate amendment No. 139 to H.R. 5021, making appropriations for the Department of Commerce, Justice, and State, the Judiciary and Related Agencies for the fiscal year ending September 30, 1991—clearing the measure for the President.

Page 33679

Intelligence Authorization: House agreed to the conference report on S. 2834, to authorize appropriations for fiscal year 1991 for the intelligence activities of the United States Government, the Intelligence Community Staff,

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and the Central Intelligence Agency Retirement and Disability System—clearing the measure for Senate action.

Page 33684

H. Res. 523, the rule waiving all points of order against consideration of the conference report, was agreed to earlier by a voice vote.

Page 33680

Aviation Security: House agreed to the Senate amendment to H.R. 5732, to promote and strengthen aviation security—clearing the measure for the President.

Page 33693

Late Report: Conferees received permission to have until midnight tonight to file a conference report on H.R. 5803, making appropriations for the Department of Defense for the fiscal year ending September 30, 1991.

Page 33704

Housing and Community Development: Agreed to a unanimous-consent request that the conference report on S. 566, to authorize a new Housing Opportunities Partnerships Program to support State and local strategies for achieving more affordable housing, and to increase homeownership, to be recommitted to the committee of conference.

Page 33712

Defense Authorization: By a yea-and-nay vote of 271 yeas to 156 nays, Roll No. 517, the House agreed to the conference report on H.R. 4739, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe personnel strengths for such fiscal year for the Armed Forces.

Page 33712

Rejected the Dickinson motion to recommit the conference report to the committee of conference.

Page 33734

H. Res. 521, the rule waiving all points of order against consideration of the conference report, was agreed to earlier by a yea-and-nay vote of 239 yeas to 161 nays, Roll No. 516.

Page 33704

Enrollment Authorization: House passed H.J. Res. 682, waiving certain enrollment requirements with respect to any reconciliation bill, appropriation bill, or continung resolution for the remainder of the One Hundred First Congress.

Page 33735

Continuing Resolution: By a recorded vote of 380 ayes to 45 noes, Roll No. 518, House passed H.J. Res. 681, making further continuing appropriations for the fiscal year 1991.

Page 33736

Fair Employment Practices: Read a letter from the Chairman of the Committee on House Administration wherein he advises the House that Representative Kolter has resigned from his appointed position as chairman of the review panel on Fair Employment Practices, and that the Chairman has appointed Representative Frost to serve as chairman of the panel.

Page 33739

Job Training Partnership: House agreed to the Senate amendments to H.R. 3069, to amend the Job Training Partnership Act to establish an employment training program for displaced homemakers—clearing the measure for the President.

Page 33739

Community Center Month: House passed S.J. Res. 357, to designate September 15, 1990 to October 15, 1990, as "Community Center Month".

Page 33740

Agreed to the Sawyer amendment that changes the designated date to October 1–31. 1991.

Page 33740

Agreed to amend the title.

Page 33740

Statue of Liberty Day: House passed H.J. Res. 579, designating October 28, 1990, as "Statue of Liberty Day".

Page 33740

Lithuanian Independence Day: House passed H.J. Res. 606, designating February 16, 1991, as "Lithuanian Independence Day".

Page 33742

Year of Thanksgiving: House passed and cleared for the President S.J. Res. 369, designating 1991 as the "Year of Thanksgiving for the Blessings of Liberty".

Page 33742

Refugee Day: House passed H.J. Res. 653, designating October 30, 1990, as "Refugee Day".

Page 33743

National Humanities Week: H.J. Res. 562, designating October 21 through 27, 1990, as "National Humanities Week".

Page 33743

Day of Prayer for American Military Forces and Citizens in the Middle East: House passed H.J. Res. 673, to designate November 2, 1990, as a national day of prayer for members of American military forces and American citizens stationed or held hostage in the Middle East, and for their families.

Page 33744

Referral: One Senate-passed measure was referred to the appropriate House committee.

Page 33824

Quorum Calls—Votes: Four yea-and-nay votes and three recorded votes developed during the proceedings of the House today and appear on pages 33627, 33635, 33677, 33678, 33711, 33734, and 33738. There were no quorum calls.

Adjournment: Met at 10 a.m. and adjourned at 12:30 a.m., on Thursday, October 25.

Committee Meetings

MIDDLE EAST OIL CRISIS—ENERGY POLICY IMPLICATIONS

Committee on the Budget: Task Force on Community Development and Natural Resources held a hearing on Energy Policy Implications (Economic and Budgetary) of the Middle East Oil Crisis. Testimony was heard from John H. Gibbons, Director, OTA; and public witnesses.

COMMISSION TO STUDY REPARATION PROPOSALS FOR AFRICAN AMERICANS ACT

Committee on the Judiciary: Subcommittee on Civil and Constitutional Rights forwarded to the full Committee, without recomendation, H.R. 3745, Commission to Study Reparation Proposals for African Americans Act.

DEFENSE PRODUCTION ACT AMENDMENTS

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 486, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States; and against its consideration.

RULES WAIVER

Committee on Rules: Granted a rule waiving the 2/3 requirement in clause 4b of rule XI against any resolution reported from the Rules Committee on or before the legislative day of October 27, 1990 providing for the consideration or disposition of a reconciliation measure, a joint resolution making continuing appropriations, a bill to extend the temporary increase in the public debt limit, or on a conference report on such measures, a conference report and amendments reported from conference in disagreement on any general appropriations bill, or amendments to such measures. The rule also makes it in order, through the legislative day of October 27, 1990—clause 2 of Rule XXVIII notwithstanding—to consider conference reports and amendments reported from conference in disagreement on any general appropriation bill if copies of the conference report, accompanying statement, and the text of any amendment reported in disagreement, are available for two hours before consideration. Finally, the rule provides that the conference reports, amendments in disagreement and motions to dispose of amendments in disagreement in the joint statement of managers will be considered as having been read.

RECESSES

Committee on Rules: Granted a rule authorizing the Speaker to declare recesses at any time through the legislative day of October 27, 1990.

FURTHER CONTINUING APPROPRIATIONS

Committee on Rules: Granted a rule providing one hour of general debate in the House on H.J. Res. 681, making further continuing appropriations for the fiscal year 1991. The rule waives all points of order against the joint resolution and against its consideration. Finally, the rule provides one motion to recommit.

DEFENSE APPROPRIATIONS

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 5803, making appropriations for the Department of Defense for the fiscal year ending September 30, 1991; and against its consideration. The rule provides that the conference report is to be considered as having been read when called up for consideration.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

♦♦♦♦♦♦♦♦♦♦♦♦

Thursday, October 25, 1990

Senate

Chamber Action

Routine Proceedings, pages 33856–34078

Measures Introduced: Five bills and four resolutions were introduced as follows: S. 3244–3248, S. Res. 343 and 344, and S. Con. Res. 155 and 156.

Page 33979

Measures Reported: Reports were made as follows:

Special Report entitled "Civil Contempt in the District of Columbia Courts". (S. Rept. No. 101–554)

S. 3084, to provide for the settlement of water rights claims of the Fallon Paiute-Shoshone Indian Tribe, with an amendment in the nature of a substitute. (S. Rept. No. 101–555)

H.R. 4983, to amend title 5, United States Code, with respect to certain programs under which awards may be made to Federal employees for superior accomplishments or cost savings disclosures, with an amendment.

Report to accompany S. 2879, to amend the John F. Kennedy Center Act to authorize appropriations for maintenance, repair, alteration and other services necessary for the John F. Kennedy Center for the Performing Arts. (S. Rept. No. 101–556)

Page 33979

Measures Passed:

Legislative Branch Appropriations, 1991: By 72 yeas to 24 nays (Vote No. 312) Senate passed H.R. 5399, making appropriations for the Legislative Branch for the

fiscal year ending September 30, 1991, after taking action on amendments proposed thereto, as follows:

Pages 33861, 33897

Adopted:

(1) By 50 yeas to 44 nays (Vote 312), Nickles Amendment No. 3146, to prohibit the transfer of mailing funds between different Senator's offices.

Pages 33861, 33864

(2) Reid/Nickles Amendment No. 3159, to strike the administrative provisions relative to the Architect of the Capitol.

Page 33867

(3) Stevens Amendment No. 3160, to provide that the Committee on Rules and Administration shall quarterly publish the costs of all equipment, services, and expenses incurred by each Senator.

Page 33867

(4) By 73 yeas to 22 nays (Vote No. 313), Wirth Amendment No. 3161, to remove the Library of Congress from consideration of the five percent reduction.

Pages 33868, 33897

(5) Reid (for Ford) Amendment No. 3162, to eliminate the increase in pay rates for the Public Printer and the Deputy Public Printer.

Page 33878

Rejected:

(1) By 42 yeas to 51 nays (Vote No. 311), Ford Modified Amendment No. 3147 (to Amendment No. 3146), in the nature of a substitute.

Page 33861

Senate insisted on its amendments, requested a conference with the House thereon, and the Chair appointed the following conferees: Senators Reid, Mikulski, Adams, Byrd, Nickles, Stevens, and Cochran.

Page 33898

Alaska Highway 50th Anniversary: Senate agreed to S. Res. 343, commemorating the 50th anniversary of the Alaska Highway.

Page 34038

Refugee Day: Committee on the Judiciary was discharged from the further consideration of S.J. Res. 375, to designate October 30, 1990, as "Refugee Day", and the resolution was then passed.

Page 34039

High School Reserve Officer Training Corps Recognition Day: Committee on the Judiciary was discharged from the further consideration of S. J.Res. 384, to designate May 17, 1991, as "High School Reserve Officer Training Corps Recognition Day", and the resolution was then passed.

Page 34040

Intelligence Authorization Enrollment Correction: Senate agreed to S. Con. Res. 156, making corrections in the enrollment of S. 2834, to authorize appropriations for fiscal year 1991 for intelligence and intelligence-related activities for the United States Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System.

Page 34040

Directing Senate Legal Counsel: Senate agreed to S. Res. 344, to direct Senate Legal Counsel to represent Senator Alan Cranston and Senator Pete Wilson in the case of *Carnessale* v. *Cranston and Wilson.*

Page 34040

Administrative Dispute Resolution: By unanimous-consent, Senate vitiated passage of H.R. 2497, to authorize and encourage Federal agencies to use mediation, conciliation, arbitration, and other techniques for the prompt and informal resolution of disputes, which occurred on Wednesday, October 24, and today again passed the bill, which incorporates the text of S. 971, as amended, and agreeing to the following amendment proposed thereto:

Page 34041

Exon (for Levin) Amendment No. 3169, in the nature of a substitute.

Page 34041

J. Kenneth Robinson Postal Building: Committee on Governmental Affairs was discharged from the further consideration of H.R. 4721, to designate the Federal building located at 340 North Pleasant Valley Road in Winchester, Virginia, as the "J. Kenneth Robinson Postal Building", and the bill was then passed.

Page 34048

Arthur V. Watkins Post Office: Committee on Governmental Affairs was discharged from the further consideration of H.R. 5409, to designate the post office building at 222 West Center Street, in Orem, Utah, as the "Arthur V. Watkins Post Office", and the bill was then passed.

Page 34048

Cochiti Land Exchange: Committee on Energy and Natural Resources was discharged from the further consideration of H.R. 4630, to exchange certain lands in the State of New Mexico, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2521, Senate companion measure, after agreeing to the committee amendment in the nature of a substitute.

Page 34048

Subsequently, S. 2521 was indefinitely postponed.

Page 34049

Computer Abuse: Senate passed S. 2476, to amend title 18 of the United States Code to clarify and expand legal prohibitions against computer abuse, after agreeing to a committee amendment in the nature of a substitute.

Page 34049

Transplant Amendments Act: Senate passed S. 2946, to amend the Public Health Service Act to revise and extend the program establishing the National Bone Marrow Donor Registry, after agreeing to a committee amend-

ment in the nature of a substitute, and the following amendment proposed thereto:

Page 34052

Exon (for Kennedy) Amendment No. 3170, in the nature of a substitute.

Page 34054

Native American Grave Protection: Senate passed H.R. 5237, to provide for the protection of Native American graves, after agreeing to the following amendments proposed thereto:

Page 34061

Exon (for Ford) Amendment No. 3171, to amend certain definitions.

Page 34061

Garn (for McCain) Amendment No. 3172, to make certain corrections.

Page 34062

Subsequently, Senate vitiated passage of this measure.

Page 34078

Indian Arts and Crafts Act: Select Committee on Indian Affairs was discharged from the further consideration of H.R. 2006, to expand the powers of the Indian Arts and Crafts Board, and the bill was then passed, after agreeing to the following amendments proposed thereto:

Page 34062

Exon (for Inouye) Amendment No. 3173, in the nature of a substitute.

Page 34062

Claim Settlement: Senate agreed to S. Res. 332, to refer S. 1301, entitled "For the relief of Hoar Construction, Inc., of Birmingham, Alabama, to settle certain claims filed against the Small Business Administration" to the Chief Judge of the United States Claims Court for a report thereon.

Page 34068

Private Relief: Senate passed H.R. 3791, for the relief of Beulah C. Shifflett.

Page 34068

Private Relief: Senate passed H.R. 3134, for the relief of Mrs. Joan R. Daronco.

Page 34068

Child Custody: Senate agreed to H. Con. Res. 172, expressing the sense of the Congress that, for purposes of determining child custody, credible evidence of physical abuse of one's spouse should create a statutory presumption that it is detrimental to the child to be placed in the custody of the abusive spouse.

Page 34069

National Capital Transportation Amendments: Committee on Governmental Affairs was discharged from the further consideration of H.R. 1463, to amend the National Capital Transportation Act of 1969 relating to the Washington Metrorail System, and the bill was then passed, after striking all after the enacting clause and inserting in lieu thereof the text of S. 612, Senate companion measure, after agreeing to the committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 34069

Warner (for Heinz) Amendment No. 3174, in the nature of a substitute.

Page 34069

Subsequently, S. 612 was indefinitely postponed.

Page 34073

Indian Land Conveyance: Select Committee on Indian Affairs was discharged from the further consideration of H.R. 3703, to authorize the Rumsey Indian Rancheria to convey a certain parcel of land, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 34073

Exon (for Inouye) Amendment No. 3175, in the nature of a substitute.

Page 34073

Farm Bill—Conference Report: By 60 yeas to 36 nays (Vote No. 317), Senate agreed to the conference report on S. 2830, to extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, and to ensure consumers an abundance of food and fiber at reasonable prices.

Pages 33879, 33884, 33899, 33931

Labor/HHS/Education—Conference Report: By 82 yeas to 15 nays (Vote No. 315), Senate agreed to the conference report on H.R. 5257, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1991.

Pages 33919, 33933

Senate concurred in the House amendment to Senate amendments numbered 10, 16, 21, 24, 26, 27, 34, 36, 37, 38, 39, 40, 43, 44, 45, 50, 60, 62, 63, 65, 68, 69, 71, 77, 78, 79, 80, 81, 83, 84, 87, 95, 96, 110, 113, 117, 122, 138, 139, 147, 152, 155, 162, 189, and 190.

Page 33948

Senate concurred in the House amendment to the Senate amendment numbered 163–164, with the following amendments proposed thereto:

(1) Bingaman Amendment No. 3163, to provide for the establishment of an independent National Council on Educational Goals, and for payment of the expenses incurred by the School Year Extension Study Commission. (Prior to this action, by 42 yeas to 55 nays (Vote No. 316), Senate failed to table the motion to concur in the aforementioned amendment.)

Pages 33920, 33933

(2) By 95 yeas to 1 nay (Vote No. 318), Dole Modified Amendment No. 3164 (to Amendment No. 3163), to strengthen the program of employment and training assistance under the Job Training Partnership Act.

Pages 33933, 33937

Senate concurred in the House amendment to Senate amendment number 31, with a Harkin Amendment No.

3165, to provide grants to States and implement State health objective plans.

Page 33948

Senate concurred in the House amendment to Senate amendment number 14, with a Bingaman Amendment No. 3166, to provide for the establishment of an independent National Council on Educational Goals and for payment of expenses incurred by the School Year Extension Study Commission.

Page 33950

VA/HUD Appropriations—Conference Report: Senate agreed to the conference report on H.R. 5158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and officer for the fiscal year ending September 30, 1991.

Pages 33931, 33956

Senate concurred in the amendment of the House to Senate amendments numbered 6, 11, 13, 17, 25, 48, 51, 61, 62, 65, 76, 77, 82, 85, 90, 94, 100, 101, 102, 105, 108, 112, 116, and 119.

Page 33956

Senate receded from its amendment number 42.

Page 33959

Senate concurred in the amendment of the House to Senate amendment number 18, with a Mikulski Amendment No. 3167, to strike the provision providing that not to exceed 750 units of public housing may be sold or transferred during fiscal year 1991.

Page 33959

Senate concurred in the amendment of the House to Senate amendment number 120, with a Mikulski Amendment No. 3168, relating to reports to Congress by the Resolution Trust Corporation.

Page 33961

International Securities Enforcement Cooperation Act—Conference Report: Senate agreed to the conference report on H.R. 1396, to amend the Federal securities laws in order to facilitate cooperation between the United States and foreign countries in securities law enforcement.

Page 34035

Department of Defense Authorizations Conference Report—Agreement: A unanimous-consent time agreement was reached providing for the consideration of H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

Page 34068

Nominations Received: Senate received the following nominations: The following named persons to be Members of the National Advisory Council on Educational Research and Improvement for terms expiring September 30, 1993:

Jack Raymond Reed, of Mississippi.

June Scobee Rodgers, of Arizona.

Marye Anne Fox, of Texas, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 1996.

Carl W. Vogt, of Maryland, to be a Member of the Board of Directors of the National Railroad Passenger Corporation for a term of four years.

Routine lists in the Army.

Page 34079

Messages From the House: Page 33977

Measures Referred: Page 33978

Statements on Introduced Bills: Page 33979

Additional Cosponsors: Page 33990

Amendments Submitted: Page 33992

Authority for Committees: Page 34032

Additional Statements: Page 34032

Record Votes: Eight record votes were taken today. (Total—318)

Pages 33863, 33866, 33897, 33898, 33930, 33931, 33933, 33945

Recess: Senate convened at 10:15 a.m., and recessed at 10:52 p.m., until 9:30 a.m., on Friday, October 26. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 34078.)

Committee Meetings

NATIONAL WILDERNESS PRESERVATION SYSTEM

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Conservation and Forestry concluded hearings on S. 3200, to designate certain lands in the State of North Carolina as part of the National Wilderness Preservation System, and S. 2948, to designate certain lands in the Shawnee National Forest, Illinois, as components of the National Wilderness Preservation System, after receiving testimony from Representative Ballenger; and George M. Leonard, Associate Chief, Forest Service, Department of Agriculture.

HEATING FUELS/GASOLINE

Committee on Governmental Affairs: Committee held hearings to examine the impact of price escalations of gasoline, heating oil, propane and other petroleum products on household income and the national economy following the Iraqi invasion of Kuwait, receiving testimony from John J. Easton, Jr., Assistant Secretary, International Affairs and Energy Emergencies, and Calvin A. Kent, Administrator, Energy Information Administration, both of the Department of Energy; Edwin S. Rothschild, Citizen Action, and Charles J. DiBona, American Petroleum Institute, both of Washington, DC; James H. Gatling, Waterbury, Connecticut, representing the Connecticut Association for Community Action (CAFCA); Joel F. Eisenberg, Economic Opportunity Research Institute, McLean, Virginia; Vera Haskins, Maugur and Company,

Malvern, Pennsylvania, representing the Petroleum Marketers Association of America (PMAA); and Robert Y. Love, Lampton-Love Gas Company, Jackson, Mississippi, representing the National Propane Gas Association (NPGA).

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 11 public bills, H.R. 5921–5931; 7 resolutions, H.J. Res. 684, H. Con. Res. 391, and H. Res. 530–534 were introduced.

Page 34452

Reports Filed: Reports were filed as follows:

Conference report on S. 566, to authorize a new Housing Opportunities Partnerships program to support State and local strategies for achieving more affordable housing, and to increase homeownership (H. Rept. 101–943);

Conference report on H.R. 4653, to reauthorize the Export Administration Act of 1979 (H. Rept. 101–944);

Conference report on 4487, to amend the Public Health Service Act to revise and extend the program for the National Health Service Corps, and to establish certain programs of grants to the States for improving health services in the States (H. Rept. 101–945);

H. Res. 530, waiving certain points of order against consideration of the conference report on H.R. 3789, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless (H. Rept. 101–946);

H. Res. 531, waiving certain points of order against consideration of S. 358, to amend the Immigration and Nationality Act to change the level, and preference system for admission, of immigrants to the United States, and to provide for administrative naturalization (H. Rept. 101–947);

H. Res. 532, waiving certain points of order against H.R. 4653, to reauthorize the Export Administration Act of 1979 (H. Rept. 101–948);

H. Res. 533, waiving the requirement of clause 4(b), Rule XI, against consideration of certain resolutions reported from the Committee on Rules (H. Rept. 101–949);

H. Res. 534, authorizing the Speaker to entertain motions to suspend the rules (H. Rept. 101–950); and

Conference report on H.R. 3789, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless (H. Rept. 101–951).

Page 34452

Interior Appropriations: House disagreed to the Senate amendments to H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991; and agreed to a conference. Appointed as conferees: Representatives Yates, Murtha, Dicks, AuCoin, Bevill, Atkins, Whitten, Regula, McDade, Lowery of California, and Conte.

Page 34080

Recess Authority: House agreed to H. Res. 528, authorizing the Speaker to declare recesses.

Page 34084

Rules Waiver: House agreed to H. Res. 527, waiving the requirement of clause 4(b), Rule XI, against consideration of certain resolutions reported from the Committee on Rules (agreed to by a yea-and-nay vote of 255 yeas to 161 nays, Roll No. 519).

Page 34084

Consumer Product Safety: House voted to suspend the rules and agree to the conference report on S. 605, to authorize appropriations for the Consumer Product Safety Commission—clearing the measure for the President (agreed to by a yea-and-nay vote of 375 yeas to 41 nays, Roll No. 520). Debate on the motion to suspend the rules was conducted on October 23.

Page 34088

Home Health Care: House voted to suspend the rules and agree to the Senate amendments to H.R. 5112, to amend the Public Health Service Act to extend certain programs for health care services in the home—clearing the measure for the President (agreed to by a yea-and-nay vote of 417 yeas to 1 nay, Roll No. 521). Debate on the motion was conducted on October 23.

Page 34089

Late Report: Conferees received permission to have until midnight tonight to file a conference report on S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health protective national ambient air quality standards.

Page 34090

Crime Control: House disagreed to the Senate amendment to H.R. 5269, to control crime; and agreed to a conference. Appointed as conferees:

From the Committee on the Judiciary, for consideration of the House bill (except title XXIII and sections 2805 and 2806), and the Senate amendment (except sections 1312(f), 1902, 1913, and 3711), and modifications committed to conference: Representatives Brooks, Kastenmeier, Edwards of California, Conyers, Hughes, Schumer, McCollum, Gekas, Hyde, and DeWine.

From the Committee on Agriculture, for consideration of title XXIX of the Senate amendment, and modifications committed to conference: Representatives Hatcher, Panetta, Glickman, Staggers, Espy, Sarpalius, Emerson, Lewis of Florida, Herger, and Coleman of Missouri.

From the Committee on Armed Services, for consideration of section 102 of the House bill, and modifications committed to conference: Representatives Aspin, Schroeder, Montgomery, Dickinson, and Martin of New York.

From the Committee on Banking, Finance and Urban Affairs, for consideration of title XXI and section 2716 of the House bill, and titles V and XXXX of the Senate amendment, and modifications committed to conference: Representatives Gonzalez, Annunzio, Hubbard, Barnard, LaFalce, Oakar, Wylie, Dreier of California, Parris and Hiler.

From the Committee on Education and Labor, for consideration of titles VI and XXVI and sections 1103, 1401–1402, 1406, 2012, 2014, and 2216 of the House bill, and titles XIII and XXVIII and sections 731, 803, and 901–903 of the Senate amendment, and modifications committed to conference: Representatives Ford of Michigan, Murphy, Kildee, Martinez, Lowey of New York, Unsoeld, Goodling, Coleman of Missouri, Petri, and Tauke.

From the Committee on Energy and Commerce, for consideration of titles III, VIII, IX through XI, XXX and XXXI and sections 403, 405, 406, 409, 410, 2012, 2203, 205, 2208, 2213, 2214, 2217, 2222, and 2224 of the House bill, and titles VIII, XXXVI, and XXXVIII and sections 1904(b), 1905(b), 1906–1908, 2101, 2203, 2407, 3704(1), 3905, 3909–3910, and 3913–3914 of the Senate amendment, and modifications committed to conference: Representatives Dingell, Scheuer, Waxman, Markey, Swift, Wyden, Lent, Madigan, Whittaker, and Rinaldo: Except that Mr. Bliley is appointed in lieu of Mr. Rinaldo for consideration of title XXX of the House bill.

From the Committee on Foreign Affairs, for consideration of titles X and XXVII of the House bill, and modifications committed to conference: Representatives Fascell, Smith of Florida, Feighan, Ackerman, Johnston of Florida, McCloskey, Broomfield, Gilman, Meyers of Kansas, and Goss.

From the Committee on Government Operations, for consideration of section 102 of the House bill, and corresponding provisions of the Senate amendment, and modifications committed to conference: Representatives Conyers, Collins, English, Horton, and McCandless.

From the Committee on Merchant Marine and Fisheries, for consideration of sections 2803 and 2804 of the House bill, of the Senate amendment, and modifications committed to conference: Representatives Jones of North Carolina, Studds, Tauzin, Davis, and Young of Alaska.

From the Committee on Public Works and Transportation, for consideration of section 2802 of the House bill, and modifications committed to conference: Representatives Anderson, Roe, Oberstar, Hammerschmidt, and Clinger.

From the Committee on Ways and Means, for consideration of title XXIII and sections 2805 and 2806 of the House bill, and sections 1312(f), 1902, 1913, 3711 of the Senate amendment, and modifications committed to conference: Representatives Rostenkowski, Gibbons, and Archer.

From the Committee on Ways and Means, for consideration of sections 402, 501, 805, 1911, 2902, 3311, and 4351 of the Senate amendment, and modifications committed to conference: Representatives Rostenkowski, Gibbons, Rangel, Stark, Jacobs, Flippo, Archer, Vander Jagt, Crane, and Frenzel.

Pages 34090, 34094

By a yea-and-nay vote of 291 yeas to 123 nays, Roll No. 522, House agreed to the McCollum motion to instruct conferees to insist on all of the House language contained in title II, title XIII, and section 2204.

Page 34090

DOD Appropriations: House agreed to the conference report on H.R. 5803, making appropriations for the Department of Defense for the fiscal year ending September 30, 1991—clearing the measure for Senate action.

Page 34095

H. Res. 529, the rule waiving certain points of order against consideration of the conference report, was agreed to earlier by voice vote.

Page 34086

Defense Production: House agreed to the conference report on H.R. 486, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States—clearing the measure for the Senate action.

Page 34104

H. Res. 526, the rule waiving certain points of order against consideration of the conference report, was agreed to earlier by a voice vote.

Page 34103

Housing Authorization: House agreed to the conference report on S. 566, to authorize a new Housing Opportunities Partnerships program to support State and local strategies for achieving more affordable housing, and to increase homeownership—clearing the measure for Senate action.

Page 34109

H. Res. 522, the rule waiving certain points of order against consideration of the conference report, was agreed to earlier by a voice vote.

Page 34109

D.C. Appropriations: House insisted on its disagreement to all Senate amendments to H.R. 5311, making appropriations for the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991; and asked a further conference. Appointed as conferees: Representatives Dixon, Natcher, Stokes, AuCoin, Dwyer of New Jersey, Hoyer, Whitten, Gallo, Green, Regula, and Conte.

Page 34136

Earlier, by a yea-and-nay vote of 195 yeas to 211 nays, Roll No. 523, the House disagreed to a further conference report on the aforesaid bill.

Page 34143

Rejected the Conte motion to recommit the conference report to the committee of conference with instructions that the House agree to the amendment of the Senate numbered 58 as it relates to the I–95 sanitary landfill, and disagree to the amendment as it relates to municipal waste transport under the proviso.

Page 34143

Legislative Branch Appropriations: House disagreed to the Senate amendments to H.R. 5399, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991; and agreed to a conference. Appointed as conferees: Representatives Fazio, Yates, Obey, Murtha, Traxler, Boggs, Whitten, Lewis of California, Conte, Myers of Indiana, and Porter.

Page 34144

Excellence in Math/Science: House agreed to the conference report on H.R. 996, to establish the Congressional Scholarships for Science, Mathematics, and Engineering—clearing the measure for Senate action.

Page 34145

NASA Authorization: House passed S. 2287, to authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, and research and program management—clearing the measure for the President.

Page 34150

Late Report: Conferees received permission to have until midnight tonight to file a conference report on S. 358, to amend the Immigration and Nationality Act to change the level, and preference system for admission, of immigrants to the United States, and to provide for administrative naturalization.

Page 34163

Wounded Knee Creek: House agreed to S. Con. Res. 153, to acknowledge the 100th anniversary of the tragedy at Wounded Knee Creek, State of South Dakota, December 29, 1890, wherein soliders of the United States Army 7th Cavalry killed and wounded approximately 350–375 Indian men, women, and children of Chief Big Foot's band of the Minneconjou Sioux, and to recognize the Year of Reconciliation declared by the State of South Dakota between the citizens of the State and the member bands of the Great Sioux Nation—clearing the measure.

Page 34163

Lindy Boggs Reading Room: House agreed to H. Res. 525, designating the room numbered H–235 in the House of Representatives wing of the Capitol as the "Lindy Claiborne Boggs Congressional Women's Reading Room".

Page 34164

Tropical Forest Management: House passed H.R. 2065, to provide for studies and planning activities for improvement of tropical forest management, including forest management for insular areas and jurisdictions and public lands of the United States.

Page 34166

Agreed to the de la Garza amendment in the nature of a substitute.

Page 34167

Attendants Allowance: House agreed to the Senate amendment to H.R. 3911, to amend title 5 of the United States Code to increase the allowance for service of attendants—clearing the measure for the President.

Page 34168

Hazardous Materials Transportation: House passed S. 2936, to amend the Hazardous Materials Transportation Act to authorize appropriations for fiscal year 1990, 1991 and 1992.

Page 34168

Agreed to the Thomas A. Luken amendment in the nature of a substitute.

Page 34177

The Clerk was authorized to correct section numbers, punctuation, and cross references and make technical and conforming changes as may be necessary in the engrossment of the amendment.

Page 34187

Referrals: Four Senate-passed measures were referred to the appropriate House committees.

Page 34451

Quorum Calls—Votes: Five yea-and-nay votes developed during the proceedings of the House today and appear on pages 34087, 34088, 34089, 34094, and 34143. There were no quorum calls.

Adjournment: Met at 11:00 a.m. and adjourned at 10:09 p.m.

Committee Meetings

SAVINGS AND LOAN CRISIS

Committee on the Budget: Task Force on Urgent Fiscal Issues held a hearing on the Savings and Loan Crisis: Whistleblowers Silenced by Federal Regulators. Testimony was heard from John F. Downey, Deputy Director, Regional Operations, Office of Thrift Supervision, Department of the Treasury; Mary F. Wieseman, Special Counsel, Office of the Special Counsel; and public witnesses.

IMPENDING FAMINE AND RECENT POLITICAL DEVELOPMENT IN SUDAN

Committee on Foreign Affairs: Subcommittee on Africa held a hearing on Impending Famine and Recent Political Developments in Sudan. Testimony was heard from Representatives Hall of Ohio, Wolf and Emerson; Jeff Davidow, Deputy Assistant Secretary, African Bureau, Department of State; Andrew Natsios, Director, Office of Foreign Disaster Assistance, AID, U.S. International Development Cooperation Agency; and a public witness.

IMMIGRATION AND NATIONALITY ACT AMENDMENTS CONFERENCE REPORT

Committee on Rules: Granted a rule waiving all points of order against the conference report on S. 358, to amend the Immigration and Nationality Act to change the level, and preference system for admission, of immigrants to the United States, and to provide for administrative naturalization, and against its consideration. The rule provides that the conference report is to be considered as having been read when called up for consideration. Testimony was heard from Representatives Roybal and Fish.

EXPORT FACILITATION ACT CONFERENCE REPORT

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 4653, Export Facilitation Act of 1990, and against its consideration. The rule provides that the conference report is to be considered as having been read when called up for consideration. Testimony was heard from Chariman Fascell and Representative Gejdenson.

STEWART B. McKINNEY HOMELESS ASSISTANCE AMENDMENTS ACT—CONFERENCE REPORT

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 3789, Stewart B. McKinney Homeless Assistance Amendments Act of 1990, and against its consideration. The rule provides that the conference report is to be considered as having been read when called up for consideration. Testimony was heard from Chairman Gonzalez and Representative Roukema.

RULES WAIVER

Committee on Rules: Granted a rule waiving the two-thirds requirement in clause 4b of rule XI against any resolution reported by the Rules Committee providing for the consideration or disposition of the conference report on S. 1630, the Clean Air Act Amendments of 1990.

ADDITIONAL SUSPENSION DAYS

Committee on Rules: Granted a rule authorizing the Speaker to entertain motions to suspend the rules on the legislative days of Friday, October 26 and Saturday, October 27, 1990, subject to a one-hour notification of the House by the Speaker or his designee.

SAVINGS AND LOAN INQUIRY

Permanent Select Committee on Intelligence: Met in executive session to hold a hearing on the savings and loan inquiry. Testimony was heard from William H. Webster, Director, CIA.

Friday, October 26, 1990

Senate

Chamber Action

Routine Proceedings, pages 35449–35941

Measures Introduced: Fourteen bills and eight resolutions were introduced as follows: S. 3249–3262, S. Res. 345–347, S.J. Res. 385–387, and S. Con. Res. 157 and 158.

Page 35804

Measures Reported: Reports were made as follows:

S. 2645, to improve the health status of the urban Indian population and to enhance the quality and scope of health care services, disease prevention activities, and health promotion initiatives targeted at the urban American Indian population, with an amendment in the nature of a substitute. (S. Rept. No. 101–557)

Page 35804

Measures Passed:

Duplicates of Official Papers: Senate agreed to S. Con. Res. 157, to authorize the duplicate official papers for H.R. 4487, to amend the Public Health Service Act to revise and extend the program for the National Health Service Corps, and to establish certain programs of grants to the States for improving health services in the States.

Page 35450

Subsequently, Senate vitiated adoption of the resolution.

Page 35474

Waiving Certain Enrollment Requirements: Senate passed H.J. Res. 682, waiving certain enrollment requirements with respect to any reconciliation bill, appropriation bill, or continuing resolution for the remainder of the One Hundred First Congress.

Page 35491

Commending Hugh C. Evans: Senate agreed to S. Res. 345, expressing the gratitude of the United States Senate for the service of Hugh C. Evans, Deputy Legislative Counsel of the United States Senate, and commending the said Hugh C. Evans for the superlative quality of his service.

Page 35532

Enrollment Corrections: Senate agreed to S. Con. Res. 158, directing the Clerk of the House of Representatives to make technical corrections in the enrollment of the bill H.R. 4739.

Page 35535

Indian Water Rights: Senate passed S. 3084, to provide for the settlement of water rights claims of the Fallon Paiute-Shoshone Indian Tribes, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 35539

Fowler (for Reid) Amendment No. 3176, to provide for the indemnification of the United States from claims asserted by landowners who hold water rights on the Fallon Paiute Shoshone Indian Reservation.

Page 35550

Hydrogen Research/Development: Senate passed H.R. 4521, to establish a hydrogen research and development program, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 35562

Fowler (for Wirth) Amendment No. 3177, in the nature of a substitute.

Page 35563

Fastener Standards: Senate passed H.R. 3000, to require that certain fasteners sold in commerce conform to the specifications to which they are represented to be manufactured, to provide for accreditation of laboratories engaged in fastener testing, to require inspection, testing, and certification, in accordance with standardized methods, of fasteners used in critical applications to increase fastener quality and reduce the danger of fastener failure, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 35566

Fowler (for Gore) Amendment No. 3178, to make certain corrections.

Page 35574

Production of Senate Records: Senate agreed to S. Res. 346, to authorize production of records by the Senate Permanent Subcommittee on Investigations.

Page 35578

National Forest Foundation: Committee on Agriculture, Nutrition, and Forestry was discharged from the further consideration of S. 2385, to establish the National Forest Foundation, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 35578

Grassley (for Domenici) Amendment No. 3179, in the nature of a substitute.

Page 35579

National Forest Volunteers: Senate passed S. 1532, to amend the Volunteers in the National Forests Act of 1972 to permit volunteers to be considered employees under section 3721 of title 31, United States Code.

Page 35581

Campaign Finance Reform Panel: Senate agreed to S. Res. 347, to amend S. Res. 248 to clarify the authorization to pay the expenses of the Campaign Finance Reform Panel.

Page 35582

Imprisonment/Supervised Release: Committee on the Judiciary was discharged from further consideration of S. 3180, to amend provisions of title 18, United States Code, relating to terms of imprisonment and supervised release following revocation of a term of supervised release, and the bill was then passed.

Page 35582

International Narcotics Control: Senate passed H.R. 5567, to authorize international narcotics control activities for fiscal year 1991, after agreeing to the following amendments proposed thereto:

Page 35582

(1) Grassley (for Helms) Amendment No. 3180, to amend section 17(b) by striking "strongly".

Page 35582

(2) Grassley (for Hatch) Amendment No. 3181, to strike section 8(b) of the bill.

Page 35583

Big South Fork National River: Committee on Environment and Public Works was discharged from further consideration of H.R. 5667, to amend the Water Resources Development Act of 1974 to transfer jurisdiction of the Big South Fork National River and Recreation Area from the Secretary of the Army to the Secretary of the Interior, and the bill was then passed.

Page 35584

Coastal Barriers Resources Act: Senate passed H.R. 2840, to reauthorize the Coastal Barriers Resources Act, after agreeing to the following amendment proposed thereto:

Page 35647

Chafee/Burdick Amendment No. 3183, to make certain conforming amendments.

Page 35647

Zebra Mussel Infestation: Senate passed H.R. 5390, to prevent and control infestations of the coastal inland waters of the United States by the zebra mussel and other nonindigenous aquatic nuisance species, and to reauthorize the National Seal Grant College Program, after striking all after the enacting clause and inserting in lieu thereof, the text of S. 2244, Senate companion measure, after agreeing to committee amendments, and the following amendment proposed thereto:

Page 35649

Breaux (for Burdick) Amendment No. 3184, in the nature of a substitute.

Page 35657

Subsequently, S. 2244 was indefinitely postponed.

Page 35663

Environmental Education: Committee on Environment and Public Works was discharged from further consideration of S. 3176, to promote environmental education, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 35663

Breaux (for Burdick) Amendment No. 3185, in the nature of a substitute.

Page 35663

Fish Hatchery Property: Senate passed H.R. 3338, to direct the Secretary of the Interior to convey all interest

of the United States in a fish hatchery to the State of South Carolina, after agreeing to committee amendments, and the following amendments proposed thereto:

Page 35668

Breaux (for Burdick/Chafee) Amendment No. 3186, to authorize funds for the National Fish and Wildlife Foundation Act.

Page 35668

Chafee (for Domenici) Amendment No. 3187, to establish the National Forest Foundation.

Page 35670

Native American Grave Protection: Senate passed H.R. 5237, to provide for the protection of Native American graves, after agreeing to the following amendments proposed thereto:

Page 35677

Breaux (for Ford) Amendment No. 3171, to strike references to the Smithsonian Institution from the bill.

Page 35677

Chafee (for McCain) Amendment No. 3172, to make certain corrections.

Page 35679

South Dakota/Colorado Land Exchange: Senate passed H.R. 4567, to authorize an exchange of lands in South Dakota and Colorado.

Page 35681

Jesse Owens Building of the U.S. Postal Service: Committee on Governmental Affairs was discharged from further consideration of H.R. 5235, to designate the Owens Finance Station of the United States Postal Service in Cleveland, Ohio, as the "Jesse Owens Building of the United States Postal Service", and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 35695

Breaux (for Cranston) Amendment No. 3188, to provide for denominations, specifications, and designs of coins.

Page 35695

New Mexico Studies: Committee on Energy and Natural Resources was discharged from further consideration of H.R. 5796, to conduct certain studies in the State of New Mexico, and the bill was then passed.

Page 35696

J.E. Eddie Russell Post Office: Committee on Governmental Affairs was discharged from the further consideration of S. 1888, to designate the United States Post Office located in Monterey, Tennessee, as the J.E. "Eddie" Russell Post Office, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 35696

Breaux (for Glenn) Amendment No. 3189, of a technical nature.

Page 35696

Early Winters Resort: Committee on Energy and Natural Resources was discharged from further consideration of H.R. 5507, regarding the Early Winters Resort, and the bill was then passed.

Page 35696

Farm Poundage Quotas: Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 5871, to amend the farm poundage quota provisions of section 319(g), (h) and (i) of the Agricultural Adjustment Act of 1938, and the bill was then passed.

Page 35697

Environmental Research Geographic Location: Senate passed S. 3069, to provide a method of locating private and Government research on environmental issues by geographic location.

Page 35697

Benjamin Franklin National Memorial Commemorative Coins: Senate passed S. 1933, to provide for the minting of coins in commemoration of the bicentennial of the death of Benjamin Franklin and to enact a fire service bill of rights and programs to fulfill those rights, after agreeing to committee amendments, and the following amendment proposed thereto:

Page 35698

Chafee (for Heinz) Amendment No. 3190, to change the commencement of issuance and the termination of authority.

Page 35702

Reclamation Projects Authorization: Senate passed H.R. 2567, entitled Reclamation Projects Authorization and Adjustment Act of 1990, after agreeing to a committee amendment in the nature of a substitute, and the following amendments proposed thereto:

Page 35705

Breaux (for Bradley) Amendment No. 3191, in the nature of a substitute.

Page 35721

Chafee (for Gorton) Amendment No. 3192 (to Amendment No. 3191), to authorize the Secretary of Agriculture to construct buildings and related facilities on federally owned land in Skagit County, Washington for plant materials purposes.

Page 35729

Breaux (for Conrad/Burdick) Amendment No. 3193 (to Amendment No. 3191), to provide for payments to certain local educational agencies.

Page 35729

Custer Battlefield National Monument: Committee on Energy and Natural Resources was discharged from further consideration of H.R. 4660, to authorize the establishment of a memorial at Custer Battlefield National Monument to honor the Indians who fought in the Battle of the Little Bighorn, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 35731

Breaux (for Baucus/Burns) Amendment No. 3194, to provide for the establishment of an advisory commission

to be known as the "Battle of the Little Bighorn Indian Memorial Advisory Commission".

Page 35731

New Zealand Sesquicentennial Year: Committee on Foreign Relations was discharged from further consideration of S. Con. Res. 155, expressing the congratulations of Congress to the People of New Zealand on their Sesquicentennial Year", and the resolution was agreed to.

Page 35731

Carl O. Hyde General Mail Facility: Committee on Governmental Affairs was discharged from further consideration of H.R. 2431, to redesignate the Midland General Mail Facility in Midland, Texas, as the "Carl O. Hyde General Mail Facility", and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 35764

Graham (for Glenn/Roth) Amendment No. 3195, to amend 501(b) of the Ethics in Government Act of 1978.

Page 35765

Chief Financial Officer Act: Senate passed H.R. 5687, to amend title 31, United States Code, to improve the financial management of the Federal Government by establishing a Chief Financial Officer of the United States within the Office of Management and Budget, by establishing a Chief Financial Officer within each executive department and within each major executive agency, and by requiring the development of systems that provide complete, accurate, and timely reporting of financial information, after agreeing to the following amendment proposed thereto:

Page 35766

Graham (for Glenn/Roth) Amendment No. 3196, in the nature of a substitute.

Page 35766

Department of Defense Authorizations—Conference Report: By 80 yeas to 17 nays (Vote No. 320), Senate agreed to the conference report on H.R. 4739, to authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.

Pages 35502, 35504, 35532, 35535

Department of Defense Appropriations—Conference Report: By 80 yeas to 17 nays (Vote No. 319), Senate agreed to the conference report on H.R. 5803, making appropriations for the Department of Defense for the fiscal year ending September 30, 1991.

Pages 35467, 35474, 35491, 35503, 35534

Department of Transportation Appropriations—Conference Report: Senate began consideration of the conference report on H.R. 5229, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1991.

Page 35587

Senate concurred in the amendment of the House to Senate amendments numbered 10, 13, 14, 18, 19, 22, 29, 32, 33, 67, 68, 70, 72, 73, 74, 75, 76, 77, 78, 80, 81, 84, 98, 104, 110, 118, 129, 130, 132, 137, 139, 140, 141, and 143.

Page 35590

During consideration of this measure today, Senate also took the following action:

(1) By 54 yeas to 42 nays (Vote No. 321), Senate agreed to the motion to table the motion to concur in the House amendment to the Senate amendment number 4, with a Specter/Heinz Amendment No. 3182, to provide that the Secretary of Transportation shall not reduce the obligation limitation allocated to Pennsylvania for Federal-aid highway safety construction programs for fiscal year 1991.

Page 35592

(2) By 52 yeas to 44 nays (Vote No. 322), Senate agreed to the motion to table the motion to reconsider Vote No. 321, listed above.

Page 35603

Labor/HHS/Education Appropriations—Conference Report: Senate receded from its amendments numbered 31 and 163–164 to the conference report on H.R. 5257, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1991.

Page 35608

Immigration Reform—Conference Report: By 89 yeas to 8 nays (Vote No. 323), Senate agreed to the conference report on S. 358, to amend the Immigration and Nationality Act, to change the level and preference system for admission of immigrants to the United States, and to provide for administrative naturalization.

Pages 35581, 35608

District of Columbia Appropriations—Conference Report: Senate agreed to the conference report on H.R. 5311, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991.

Pages 35451, 35764

Earlier, Senate insisted on its amendments to the bill, agreed to the request for a conference thereon, and the Chair appointed the following conferees: Senators: Adams, Fowler, Kerrey, Byrd, Gramm, Domenici, and Hatfield.

Page 35451

Congressional Scholarships—Conference Report: Senate agreed to the conference report on H.R. 996, to establish the Congressional Scholarships for Science, Mathematics, and Engineering.

Page 35565

Clean Air Act Amendments—Conference Report: Senate began consideration of the conference report on S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health protective national ambient air quality standards.

Pages 35621, 35738

A unanimous-consent time agreement was reached providing for further consideration of the conference report on Saturday, October 27, with a vote to occur thereon at 12 noon.

Page 35623

National Affordable Housing Act—Conference Report: Senate concluded consideration of the conference report on S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing, and to increase homeownership.

Page 35629

A unanimous-consent agreement was reached providing for a vote to occur on agreeing to the conference report on Saturday, October 27, following the vote on agreeing to the conference report on S. 1630, Clean Air Act Amendments, listed above.

Page 35624

Water Resources Development Act: Senate disagreed to the amendment of the House to S. 2740, to provide for the conservation and development of water and related resources, and to authorize the United States Army Corps of Engineers civil works program to construct various projects for improvements to the Nation's infrastructure, agreed to the request for a conference thereon, and the Chair appointed the following conferees: Senators Burdick, Moynihan, Lautenberg, Reid, Chafee, Symms, and Warner; and from the Committee on Commerce, Science, and Transportation for consideration of section 309 of the bill: Senators Hollings, Exon, and Danforth.

Page 35676

Export Facilitation Act—Conference Report: Senate agreed to the conference report on H.R. 4653, to reauthorize the Export Administration Act of 1979.

Page 35683

Salt Lake City Watershed Improvement Act: Senate concurred in the amendment of the House to S. 319, to effect an exchange of lands between the U.S. Forest Service and the Salt Lake City Corporation within the State of Utah.

Page 35732

McKinney Homeless Assistance Amendments Act—Conference Report: Senate agreed to the conference report on H.R. 3789, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless.

Page 35733

National Health Service Corps Revitalization Amendments—Conference Report: Senate agreed to the conference report on H.R. 4487, to amend the Public Health Service Act to revise and extend the program for the National Health Service Corps and to establish a program of grants to the States with respect to offices of rural health.

Page 35769

Hazardous Materials Transportation Safety Improvements Act: Senate concurred in the amendment of the House to S. 2936, to amend the Hazardous Materials Transportation Act to authorize appropriations for fiscal years 1990, 1991, and 1992.

Page 35772

Appointments:

Federal Council on Aging: The Chair, on behalf of the President pro tempore, pursuant to Public Law 93–29, as amended by Public Law 98–459, appointed Robert Goodman of Oklahoma to the Federal Council on the Aging.

Page 35763

Presidential Messages: Senate received the following messages from the President of the United States:

(1) Transmitting the annual report on Hazardous Materials Transportation, which was referred to the Committee on Commerce, Science, and Transportation. (PM–154)

Page 35802

(2) Transmitting the second annual U.S. Long-Term Agricultural Trade Goals and Strategy Report, which was referred to the Committee on Agriculture, Nutrition, and Forestry. (PM–155)

Page 35802

Nominations Received: Senate received the following nominations: John Elliott Reynolds III, of Florida, to be a Member of the Marine Mammal Commission for the term expiring May 13, 1993.

Page 35941

Messages From the President: Page 35802

Messages From the House: Page 35802

Measures Referred: Page 35803

Measures Placed on Calendar: Page 35803

Communications: Page 35803

Statements on Introduced Bills: Page 35805

Additional Cosponsors: Page 35859

Amendments Submitted: Page 35861

Additional Statements: Page 35924

Record Votes: Five record votes were taken today. (Total—323)

Pages 35534, 35535, 35602, 35603, 35621

Recess: Senate convened at 9:30 a.m., and recessed at 12:52 a.m., on Saturday, October 27, to reconvene at 9 a.m. the same day. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page 35941.)

Committee Meetings

No committee meetings were held.

House of Representatives

Chamber Action

Bills Introduced: 28 public bills, H.R. 5932–5959; 1 private bill, H.R. 5960; and 13 resolutions, H.J. Res. 685–686, H. Con. Res. 392–397, and H. Res. 535–539 were introduced.

Page 35447

Reports Filed: Reports were filed as follows:

Conference report on S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health protective national ambient air quality standards (H. Rept. 101–952);

H.R. 3270, entitled the "Farm Animal and Research Facilities Protection Act of 1989" (H. Rept. 101–953, Part I);

H. Res. 535, waiving certain points of order against consideration of the conference report on S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health protective national ambient air quality standards (H. Rept. 101–954);

Conference report on S. 358, to amend the Immigration and Nationality Act to change the level, and preference system for admission, of immigrants to the United States, and to provide for administative naturalization (H. Rept. 101–955);

Conference report on H.R. 1602, to amend the Public Health Service Act to improve emergency medical services and trauma care (H. Rept. 101–956);

H. Res. 536, waiving certain points of order against consideration of the conference report on H.R. 5311, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991 (H. Rept. 101–957);

Conference report on H.R. 5311, to amend the Public Health Service Act to revise and extend the program for the prevention and control of injuries (H. Rept. 101–958);

Conference report on H.R. 3095, to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices (H. Rept. 101–959);

H.R. 5598, to amend title 35, United States Code, to provide certain improvements in the patent law, amended (H. Rept. 101–960, Part I);

Conference report on H.R. 3630, to amend the Public Health Service Act with respect to the prevention and treatment of substance abuse, including establishing separate block grants with respect to substance abuse and mental health (H. Rept. 101–961);

H. Res. 537, waiving certain points of order against consideration of the conference report on H.R. 5835, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for fiscal year 1991 (H. Rept. 101–962);

H. Res. 538, waiving certain points of order against consideration of the conference report on S. 358, to amend the Immigration and Nationality Act to change the level, and preference system for admission, of immigrants to the United States, and to provide for administrative naturalization (H. Rept. 101–963); and

Conference report on H.R. 5835, to provide for reconciliation to section 4 of the concurrent resolution on the budget for fiscal year 1991 (H. Rept. 101–964).

Page 35446

Tropical Forest Management: House passed H.R. 2065, to provide for studies and planning activities and improvement for tropical forest management, including forest management of insular areas and jurisdiction and public lands of the United States.

Page 34496

Agreed to the Vento amendment in the nature of a substitute.

Page 34495

Earlier, the House agreed to a unanimous-consent request to vacate the previous passage of the bill on Thursday, October 25.

Page 34494

National Capital Area Mass Transit: House agreed to the Senate amendment to H.R. 1463, to amend the National Capital Transportation Act of 1969 relating to the Washington Metrorail System—clearing the measure for the President.

Page 34496

Labor/HHS Appropriations: House agreed to the Senate amendment to the House amendment to Senate amendment No. 14 to H.R. 5257, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1991.

Page 34499

House disagreed to the Senate amendments to the House amendments to Senate amendments Nos. 31, 163, and 164—returning the measure to the Senate.

Page 34499

VA/HUD Appropriations: House agreed to the Senate amendments to the House amendments to Senate amendments Nos. 18 and 120 to H.R. 5158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1991—clearing the measure for the President.

Page 34500

Suspension of the Rules: House agreed to H. Res. 534, authorizing the Speaker to entertain motions to suspend the rules.

Page 34500

Enrollment Correction: House agreed to S. Con. Res. 156, making corrections in the enrollment of S. 2834, to

authorize appropriations for fiscal year 1991 for intelligence and intelligence-related activities for the United States Government, for the Intelligence Community Staff, and for the Central Intelligence Agency Retirement and Disability System.

Page 34501

Rules Waiver: House agreed to H. Res. 533, waiving the requirement of clause 4(b), Rule XI, against consideration of certain resolutions reported from the Committee on Rules.

Page 34501

Presidential Message—HAZMAT Transportation: Read a message from the President wherein he transmits the annual report on Hazardous Materials Transportation for the calendar year 1989—referred to the Committees on Energy and Commerce and Public Works and Transportation.

Page 34502

Education Equity and Excellence: House passed H.R. 5932, to promote excellence in American education by recognizing and rewarding schools, teachers, and students for their outstanding achievements, enhancing parental choice, and encouraging the study of science, mathematics, and engineering.

Page 34502

Homeless Assistance: House agreed to the conference report on H.R. 3789, to amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless—clearing the measure for Senate action.

Page 34901

H. Res. 530, the rule waiving certain points of order against the consideration of the conference report, was agreed to earlier by a voice vote.

Page 34900

Export Administration: House agreed to the conference report on H.R. 4653, to reauthorize the Export Administration Act of 1979—clearing the measure for Senate action.

Page 34909

H. Res. 532, the rule waiving certain points of order against consideration of the conference report, was agreed to earlier by a voice vote.

Page 34908

Suspensions: House voted to suspend the rules and pass the following measures:

Asbestos school hazard abatement: S. 1893, to reauthorize the Asbestos School Hazard Abatement Act of 1984—clearing the measure for the President;

Page 34921

Money laundering enforcement: H.R. 5889, amended, to require the Federal depository institution regulatory agencies to take additional enforcement actions against depository institutions engaging in money laundering;

Page 34929

Printing of Anderson portraiture proceedings: H. Res. 506, amended, authorizing printing of the transcript of proceedings of the Committee on Public Works and Transportation incident to presentation of a portrait of the Honorable Glenn M. Anderson. Agreed to amend the title;

Page 34959

Printing of Hawkins portraiture proceedings: H. Res. 515, amended, authorizing the printing of the transcript of proceedings of the Committee on Education and Labor incident to the presentation of a portrait of the Honorable Augustus F. Hawkins. Agreed to amend the title;

Page 34960

Oceans and coastal programs: H.R. 4115, amended, to authorize appropriations for certain ocean and coastal programs of the National Oceanic and Atmospheric Administration. Agreed to amend the title;

Page 34960

Marine biotechnology program: H.R. 5922, to authorize the Secretary of Commerce to conduct a marine biotechnology research, training, and technology transfer study and program. Agreed to amend the title. The Clerk was authorized to make such technical and conforming changes as may be necessary in the engrossment of the bill;

Page 34969

Legal aliens in commercial fishing: H.R. 4796, amended, to allow legal aliens to work as masters and pilots aboard commercial fishing vessels and to allow United States businesses owned by legal aliens to operate such vessels; and

Page 34981

Florida keys marine sanctuary: H.R. 5909, to establish the Florida Keys National Marine Sanctuary.

Page 34982

Red Rock Canyon Conservation Area: House voted to suspend the rules and agree to the Senate amendment, with an amendment, to H.R. 4559, to establish the Red Rock Canyon Conservation Area—returning the measure to the Senate.

Page 34945

Rumsey Indian Rancheria Land Conveyance: House voted to suspend the rules and agree to the Senate amendment to H.R. 3703, to authorize the Rumsey Indian Rancheria to convey a certain parcel of land—clearing the measure for the President.

Page 34947

Arctic Research: House passed S. 677, to amend the Arctic Research and Policy Act of 1984 to improve and clarify its provisions—clearing the measure for the President.

Page 35097

Tongass Timber Reform: House voted to suspend the rules and agree to the conference report on H.R. 987, to amend the Alaska National Interest Lands Conservation Act to designate certain lands in the Tongass National

Forest as wilderness—clearing the measure for Senate action.

Page 35099

Clean Air Act Amendments: By a yea-and-nay vote of 401 yeas to 25 nays, Roll No. 525, the House agreed to the conference report on S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health protective national ambient air quality standards—clearing the measure for Senate action.

Pages 34988, 35254

H. Res. 535, the rule waiving certain points of order against consideration of the conference report, was agreed to earlier by a yea-and-nay vote of 390 yeas to 26 nays, Role No. 524.

Page 34986

Enrollment Corrections: House agreed to the following measures:

S. Con. Res. 158, directing the Clerk of the House of Representatives to make technical corrections in the enrollment of H.R. 4739, to authorize appropriations for fiscal year 1991 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, and to prescribe personnel strengths for such fiscal year for the Armed Forces; and

Page 35085

H. Con. Res. 392, to correct technical errors in the enrollment of H.R. 4653, to reauthorize the Export Administration Act of 1979.

Page 35086

Private Bill: House agreed to the Senate amendment to H.R. 3134, a private bill—clearing the measure for the President.

Page 35103

Securities Acts Amendments: House voted to suspend the rules and agree to the conference report on H.R. 1396, to amend the Federal securities laws in order to facilitate cooperation between the United States and foreign countries in securities law enforcement—clearing the measure for the President

Page 35088

Telecommunications Administration Reauthorization: House voted to suspend the rules and agree to the Senate amendment to H.R. 3310, to authorize appropriations for activities of the National Telecommunications and Information Administration for fiscal years 1990 and 1991—clearing the measure for the President.

Page 35090

Environmental Cleanup Activities: House voted to suspend the rules and pass S. 3187, to address immediate problems of environmental cleanup activities—clearing the measure for the President.

Page 35097

National Health Service Corps: House voted to suspend the rules and agree to the conference report on H.R. 4487, to amend the Public Health Service Act to revise and extend the program for the National Health Service Corps and to establish certain programs of grants to the States for improving health services to the State—clearing the measure for Senate action.

Page 35099

Injury Prevention: House voted to suspend the rules and agree to the Senate amendment to H.R. 5113, to amend the Public Health Service Act to revise and extend the program for the prevention and control of injuries—clearing the measure for the President.

Pages 35103, 35254

Year 2000 Health Objectives: House voted to suspend the rules and pass S. 2056, amended, to amend title XIX of the Public Health Service Act to provide grants to States to establish and implement State health objective plans. Agreed to amend the title;

Page 35104

Trauma Care: House voted to suspend the rules and agree to the conference report on H.R. 1602, to amend the Public Health Service Act to improve emergency medical services and trauma care—clearing the measure for Senate action.

Pages 35106, 35419

Bone Marrow Donor Registry: House voted to suspend the rules and pass S. 2946, to amend the Public Health Service Act to revise and extend the program establishing the National Bone Marrow Donor Registry—clearing the measure for the President.

Page 35107

Administrative Dispute Resolution: House voted to suspend the rules and agree to the Senate amendment to H.R. 2497, to authorize and encourage Federal agencies to use mediation, conciliation, arbitration, and other techniques for the prompt and informal resolution of disputes—clearing the measure for the President.

Page 35110

Drunk Driving Victims' Protection: House voted to suspend the rules and pass S. 1931, amended, to prevent the discharge in a chapter 13 bankruptcy proceeding of certain debts arising out of the debtor's operation of a motor vehicle while legally intoxicated. Agreed to amend the title.

Page 35115

Patents in Outer Space: House voted to suspend the rules and pass H.R. 2946, to amend title 35, United States Code, with respect to the use of inventions in outer space. Subsequently, a similar Senate-passed measure, S. 459, was passed in lieu—clearing the measure for the President. H.R. 2946 was laid on the table.

Page 35116

House then agreed to H. Con. Res. 393, to correct a technical error in the enrollment of S. 459.

Page 35120

Copyright Remedy Clarification: House agreed to the conference report on H.R. 3045, to amend chapters 5 and 9 of title 17, United States Code, to clarify that States, instrumentalities of States, and officers and employees of States acting in their official capacity, are subject to suit in Federal court by any person for infringement of copyright and infringement of exlcusive rights in mask works, and that all the remedies can be obtained in such suit that can be obtained in a suit against a private person or against other public entities—clearing the measure for the President.

Page 35120

DC Appropriations: House agreed to the conference report on H.R. 5311, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991—clearing the measure for Senate action.

Pages 35121, 35424

H. Res. 536, the rule waiving certain points of order against consideration of the conference report, was agreed to earlier by a voice vote.

Page 35121

Family Unity and Employment Opportunity Immigration: By a yea-and-nay vote of 186 yeas to 235 nays, Roll No. 526, the House failed to agree to H. Res. 531, waiving certain points of order against consideration of the conference report on S. 358, to amend the Immigration and Nationality Act to change the level, and preference system for admission, of immigrants to the United States, and to provide for administration naturalization.

Page 35123

Antarctica Protection: House agreed to the Senate amendment to H.R. 3977, to protect and conserve the continent of Antarctica—clearing the measure for the President.

Page 35131

Fastener Quality: House voted to suspend the rules and agree to the Senate amendment to H.R. 3000, to require that certain fasteners sold in commerce conform to the specifications to which they are represented to be manufactured, to provide for accreditation of laboratories engaging in fastener testing, to require inspection, testing, and certification, in accordance with standardized methods, of fasteners used in critical applications, and to increase fastener quality and reduce danger of fastener failure—clearing the measure for the President.

Page 35136

Global Research: House to suspended the rules and pass S. 169, amended, to amend the National Science and Technology Policy, Organization, and Priorities Act of 1976 in order to provide for improved coordination of national scientific research efforts and to provide for a natural plan to improve scientific understanding of the Earth system and the effect to changes in that system on climate and human well-being.

Page 35140

Agreed to amend the title.

Page 35148

The Clerk was authorized to make such technical and conforming changes as may be necessary in the engrossment of the bill.

Page 35148

Pollution Source Reduction: House voted to suspend the rules and pass H.R. 5931, to implement the national objective of pollution prevention by establishing a source reduction program in the Environmental Protection Agency, by assisting States in providing information and technical assistance regarding source reduction.

Page 35148

Public Law Correction: House passed S. 3156, to correct a clerical error in Public Law 101–383—clearing the measure for the President.

Page 35151

Presidential Message—Long Term Agricultural Trade Goals: Read a message from the President wherein he transmits the second annual United States Long-Term Agricultural Trade Goals and Strategy Report for Fiscal Year 1991—referred to the Committees on Agriculture, Foreign Affairs, and Ways and Means and ordered printed (H. Doc. 101–253).

Page 35152

Medical Devices Improvement: House voted to suspend the rules and agree to the conference report on H.R. 3095, to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices—clearing the measure for Senate action.

Pages 35154, 35430

Substance Abuse: House voted to suspend the rules and agree to the conference report on H.R. 3630, to amend the Public Health Service Act with respect to the prevention and treatment of substance abuse, including establishing separate block grants with respect to substance abuse and mental health—clearing the measure for Senate action.

Pages 35154, 35439

Housing and Community Development Extension: House voted to suspend the rules and pass H.R. 5933, amended, to provide for the temporary extension of certain laws relating to housing and community development.

Page 35155

Recess: House recessed at 12:25 a.m., Saturday, October 27, subject to the call of the Chair, and reconvened at 1:35 a.m.

Page 35156

Silver Proof Coin Sets: House passed S. 3237, to authorize the Secretary of the Treasury to sell certain silver proof coin sets—clearing the measure for the President.

Page 35181

Coastal Barrier Resources: House voted to suspend the rules and agree to the Senate amendments to H.R. 2840, to reauthorize the Coastal Barrier Resources Act—clearing the measure for Senate action.

Page 35182

Environmental Education: House passed S. 3176, to promote environmental education—clearing the measure for the President.

Page 35185

Skills Improvement in Schools: House agreed to the Senate amendment to H.R. 5140, to amend the Elementary and Secondary Education Act of 1965 to improve secondary school programs for basic skills improvement and dropout prevention and reentry—clearing the measure for the President.

Page 35192

Refugee Day: House passed and cleared for the President S.J. Res. 375, to designate October 30, 1990 as "Refugee Day".

Page 35193

PTA Week: House passed and cleared for the President S.J. Res. 364, to designate the third week of February 1991 as "National Parents and Teachers Association Week".

Page 35193

Medal of Honor Day: House passed H.J. Res. 652, to designate March 25, 1991, as "National Medal of Honor Day".

Page 35194

Redesignation of Sunset Crater National Monument: House passed S. 2566, to redesignate the Sunset Crater National Monument as the Sunset Crater Volcano National Monument.

Page 35194

Agreed to the Vento amendment in the nature of a substitute.

Page 35196

Agreed to amend the title.

Page 35200

NIMH Reauthorization: House voted to suspend the rules and pass S. 2857, amended, to amend the Public Health Service Act to reauthorize certain Institutes of the National Institutes of Mental Health. Agreed to amend the title.

Page 35202

Omnibus Budget Reconciliation: By a recorded vote of 228 ayes to 200 noes, Roll No. 528, the House agreed to the conference report on H.R. 5835, to provide for reconciliation to section 4 of the concurrent resolution on the budget for fiscal year 1991.

Pages 34543, 35208

The Clerk was given general leave to authorize technical and conforming corrections to the bill.

Page 35253

H. Res. 537, as modified, the rule waiving all points of order against consideration of the conference report was agreed to earlier by a yea-and-nay vote of 275 yeas to 142 nays, Roll No. 527.

Page 35157

Suspension—Vote Postponed: House completed all general debate on the motion to suspend the rules and pass S. 845, to amend the Federal Food, Drug and Cosmetic Act to revitalize the Food and Drug Administration, on which the vote was postponed.

Page 35152

Referrals: Eight Senate-passed measures were referred to the appropriate House committees.

Page 35445

Quorum Calls—Votes: Four yea-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages 34988, 35084, 35130, 35162, and 35253. There were no quorum calls.

Adjournment: House met at 10 a.m. and adjourned at 7:01 a.m. on Saturday, October 27.

Committee Meetings

CLEAN AIR ACT AMENDMENTS CONFERENCE REPORT

Committee on Rules: Granted a rule waiving all points of order against the conference report on S. 1630, Clean Air Act Amendments of 1990, and against its consideration. The rule provides that the conference report is to be considered as having been read when called up for consideration. The rule provides two hours of general debate, with one hour and forty minutes equally divided and controlled between the majority and minority parties and twenty minutes controlled by an opponent of the conference report. Testimony was heard from Chairman Dingell and Representative Madigan.

DISTRICT OF COLUMBIA APPROPRIATIONS

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 5311, making for the District of Columbia and other activities chargeable in whole or in part against the revenues of said District; and against its consideration. The rule provides that the conference report is to be considered as having been read when called up for consideration.

OMNIBUS RECONCILIATION ACT OF 1990

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 5835, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for fiscal year 1991; and against its consideration. The rule provides that the conference report is to be considered as having been read

when called up for consideration. The rule provides one hour of general debate to be equally divided and controlled by the chairman and ranking minority member of the Committee on the Budget. The rule provides one motion to recommit which may only be offered by Representative Michel or his designee. Finally, the rule provides that following disposition of the conference report, no further disposition of H.R. 5835 shall be in order except pursuant to a subsequent order of the House. Testimony was heard from Chairman Panetta and Representative Frenzel.

IMMIGRATION ACT OF 1990

Committee on Rules: Granted a rule providing that upon the adoption of the rule that House is deemed to have passed H. Con. Res. 394, directing the Secretary of the Senate to make corrections in the enrollment of S. 358. The rule provides that upon receipt of a message from the Senate informing the House of the adoption of the concurrent resolution, it shall be in order to consider the conference report on S. 358, to amend the Immigration and Nationality Act to change the level, and preference system for admission, of immigrants to the United States, and to provide for administrative naturalizaion. The rule waives all points of order against the conference report and against its consideration. Finally, the rule provides that the conference report is to be considered as having been read when called up for consideration.

♦♦♦♦♦♦♦♦♦♦♦♦

Saturday, October 27, 1990

Senate

Chamber Action

Routine Proceedings, Pages 36007–36792

Measures Introduced: Ten bills and thirteen resolutions were introduced as follows: S. 3262–3271, S. Res. 348–358, S.J. Res. 388, and S. Con. Res. 159.

Page 36581

Measures Reported: Reports were made as follows:

S. 930, to amend the Occupational Safety and Health Act of 1970 to establish an Office of Construction, Safety, Health, and Education within OSHA, to improve inspections, investigations, reporting, and recordkeeping in the construction industry, to require certain construction contractors to establish construction safety and health programs and onsite plans and appoint construction safety specialists, with an amendment in the nature of a substitute. (S. Rept. No. 101–558)

Page 36580

Measures Passed:

Kissimmee River Flood Control: Senate passed S. 3262, to modify the authorities for a flood control project on the Kissimmee River, Florida.

Page 36024

Senate Expression of Gratitude: Senate agreed to S. Res. 349, expressing the gratitude of the Senate for the service of Douglas B. Hester.

Page 36161

Illinois Wilderness Act: Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 5428, to designate certain public lands in the State of Illinois as wilderness, and the bill was then passed.

Page 36176

Fair Lending Enforcement Act: Senate passed S. 3049, to amend the Equal Credit Opportunity Act and the Home Mortgage Disclosure Act, after agreeing to the following amendment proposed thereto:

Page 36177

Sanford (for Dixon) Amendment No. 3198, of a clarifying intent.

Page 36177

Arizona Desert Wilderness: Senate passed H.R. 2570, to provide for the designation of certain public lands as wilderness in the State of Arizona, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 36179

Simpson (for McClure) Amendment No. 3199, in the nature of a substitute.

Page 36183

Enrollment Corrections: Senate agreed to H. Con. Res. 394, directing the Secretary of the Senate to make corrections in the enrollment of S. 358.

Pages 36176, 36219

Federal Judgeship Act: Senate passed H.R. 5316, to provide for the appointment of additional Federal circuit and district judges, after striking all after the enacting clause and inserting in lieu thereof the text of S. 2648, Senate companion measure, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Page 36280

Biden/Thurmond Amendment No. 3204, to provide for civil justice expense and delay reduction plans, authorize additional judicial positions for the courts of appeals and district courts of the United States, provide for the implementation of certain recommendations of the Federal Courts Study Committee, and to modify judicial discipline and removal procedures.

Page 36284

Subsequently, S. 2648 was indefinitely postponed.

Page 36293

Interlocking Directorate Act: Senate passed H.R. 29, to amend the Clayton Act regarding interlocking direc-

torates and officers, after agreeing to the following amendment proposed thereto:

Page 36293

Biden (for Metzenbaum/Thurmond) Amendment No. 3205, in the nature of a substitute.

Page 36294

Subsequently, S. 994, Senate companion measure, was indefinitely postponed.

Page 36295

Coordinated Clearance and Settlement Act: Senate passed H.R. 3656, to amend the Securities Exchange Act of 1934 to improve the clearance and settlement of transactions in securities and related instruments, after agreeing to the following amendment proposed thereto:

Page 36295

Thurmond (for D'Amato) Amendment No. 3206, in the nature of a substitute.

Page 36295

Crime Bill: Senate passed S. 3266, to control crime.

Page 36306

Housing/Community Development: Senate passed H.R. 5933, to provide for the temporary extension of the certain laws relating to housing and community development, after agreeing to the following amendment proposed thereto:

Page 36318

Cranston/D'Amato Amendment No. 3207, to change the effective date.

Page 36319

Robert McClory Post Office: Senate passed H.R. 5007, to designate the facility of the United States Postal Service located at 100 South John F. Kennedy Drive, Carpentersville, Illinois, as the "Robert McClory Post Office Building".

Page 36356

Small Business Authorization: Senate passed H.R. 4793, to amend the Small Business Act and the Small Business Investment Act of 1958, after agreeing to the following amendment proposed thereto:

Page 36356

Reid (for Bumpers) Amendment No. 3209, in the nature of a substitute.

Page 36362

Parental Child Abduction: Senate passed S. 185, to amend title 18 of the United States code to punish as a Federal criminal offense the crimes of international parental child abduction, after agreeing to committee amendments, and the following amendment proposed thereto:

Page 36363

Reid (for Dixon) Amendment No. 3210, to make certain technical and conforming corrections.

Page 36364

Enrollment Correction: Senate agreed to H. Con. Res. 392, to correct technical errors in the enrollment of the bill H.R. 4653.

Page 36366

Enrollment Correction: Senate agreed to H. Con. Res. 393, to correct a technical error in the enrollment of the bill S. 459.

Page 36366

Extending Provisions of Senate Resolution 106: Senate agreed to S. Res. 351, extending the provisions of Senate Resolution 106 of the 101st Congress, the Central American Negotiations Observer Group Resolution.

Page 36366

Senate Bicentennial Commission Authorization Extension: Senate agreed to S. Res. 352, to extend the authorization of the Commission on the Bicentennial of the United States Senate through the 102nd Congress.

Page 36367

Library of Congress Land Acquisition: Senate passed H.R. 5708, to authorize acquisition of certain real property for the Library of Congress.

Page 36367

Indiana Dunes National Lakeshore: Senate passed H.R. 3209, to modify the boundaries of the Indiana Dunes National Lakeshore, after agreeing to a committee amendment in the nature of a substitute.

Page 36367

Fort Raleigh National Historic Site: Committee on Energy and Natural Resources was discharged from further consideration of H.R. 5497, to authorize the Secretary of the Interior to acquire certain lands to be added to the Fort Raleigh National Historic Site, and the bill was then passed.

Page 36370

Colonial National Historical Park: Committee on Energy and Natural Resources was discharged from further consideration of H.R. 4107, to authorize the Secretary of the Interior to permit certain uses of lands within the Colonial National Historical Park in the Commonwealth of Virginia, and the bill was then passed.

Page 36370

Florida Keys National Marine Sanctuary: Senate passed H.R. 5909, to establish the Florida Keys National Marine Sanctuary.

Page 36370

Alaska Maritime National Wildlife Refuge: Committee on Energy and Natural Resources was discharged from further consideration of H.R. 5264, to authorize modification of the boundaries of the Alaska Maritime National Wildlife Refuge, and the bill was then passed.

Page 36371

Chattahoochee National Forest: Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 2419, to authorize the Secretary of Agriculture to exchange certain property in the Chattahoochee National Forest for the construction of facilities in the National Forest, and the bill was then passed.

Page 36371

Solar/Wind/Geothermal Power Production: Senate passed H.R. 4808, to encourage solar, wind, waste, and geothermal power production by removing the size limitations contained in the Public Utility Regulatory Policies Act of 1978, after agreeing to the following amendment proposed thereto:

Page 36372

Reid (for Johnston) Amendment No. 3211, to provide for realignment of the California-Pacific Northwest Intertie line.

Page 36376

National Transportation Safety Board Authorization: Senate passed S. 3012, to amend the Independent Safety Board Act of 1974 to authorize appropriations for fiscal years 1991, 1992, and 1993, after agreeing to the following amendments proposed thereto:

Page 36378

Reid (for Hollings) Amendment No. 3212, to ensure that the results of certain toxicological tests of Department of Transportation employees are provided to the National Transportation Safety Board.

Page 36378

Burns (for Pressler) Amendment No. 3213, to provide for a report on low-level radioactive waste transportation.

Page 36379

Burns (for Jeffords) Amendment No. 3214, to provide for an intercity rail passenger service.

Page 36380

Reid (for Ford) Amendment No. 3215, to amend the odometer mileage disclosure requirements of the Motor Vehicle Information and Cost Savings Act.

Page 36380

Reid (for Simon) Amendment No. 3216, to provide for commuter rail service between Valparaiso, Indiana and Chicago, Illinois, before May 6, 1991.

Page 36381

Clarks Fork Wild and Scenic River Designation Act: Senate passed S. 2343, to amend the Wild and Scenic Rivers Act by designating a segment of the Clarks Fork River in the State of Wyoming as a component of the National Wild and Scenic Rivers System, after agreeing to a committee amendment in the nature of a substitute, and the following amendment proposed thereto:

Pages 36385, 36575

Burns (for Wallop) Amendment No. 3217, in the nature of a substitute.

Page 36385

Subsequently, Senate vitiated the passage of the bill and adoption of the committee amendment and the amendment proposed thereto.

Pages 36387, 36575

Clarks Fork Wild and Scenic River Designation Act: Senate passed S. 2343, to amend the Wild and Scenic Rivers Act by designating a segment of the Clarks Fork River in the State of Wyoming as a component of the National Wild and Scenic Rivers System, after agreeing to a committee amendment in the nature of a substitute.

Pages 36385, 36575

Further Continuing Appropriations: Senate passed H.J. Res. 687, making further continuing appropriations for the fiscal year 1991.

Pages 36402, 36576

Enrollment Requirement Waiver: Senate passed S.J. Res. 388, waiving certain enrollment requirements with respect to S. 2830, the Food, Agriculture, Conservation and Trade Act of 1990.

Page 36403

Christopher Columbus Quincentenary Coins: Senate passed H.R. 2754, to require the Secretary of the Treasury to mint coins in commemoration of the quincentenary of the discovery of America by Christopher Columbus and to establish the Christopher Columbus Fellowship Foundation, after agreeing to the following amendment proposed thereto:

Page 36405

Cranston Amendment No. 3219, to require the redesign of the reverse side of a coin to commemorate the bicentennial of the ratification of the Bill of Rights.

Page 36405

Navigational Safety: Senate passed H.R. 4888, to improve navigational safety and to reduce the hazards to navigation resulting from vessel collisions with pipelines in the marine environment.

Page 36411

Federal Land Transfer: Senate passed H.R. 2566, to disclaim any interests of the United States in certain lands on San Juan Island, Washington, after agreeing to committee amendments, and the following amendments proposed thereto:

Page 36421

Cranston (for Bumpers) Amendment No. 3221, to provide for a Civil War Sites Study.

Page 36421

Cranston (for Breaux) Amendment No. 3222, to release restrictions on certain property located in Calcasieu Parish, Louisiana.

Page 36422

Heinz (for Domenici) Amendment No. 3223, to provide additions to the archeological protection sites.

Page 36423

Private Relief: Committee on the Judiciary was discharged from further consideration of H.R. 1017, for the relief of William A. Cassity, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 36424

Heinz (for Thurmond) Amendment No. 3224, to reduce the cost to the Government of a 328 mile move from $14,312.01 to $5,000.00.

Page 36424

Private Relief: Committee on the Judiciary was discharged from further consideration of H.R. 1230, for the relief of Jocelyne Carayannis and Marie Carayannis, and the bill was then passed.

Page 36424

Private Relief: Committee on the Judiciary was discharged from further consideration of H.R. 3298, for the relief of Benjamin H. Fonorow, and the bill was then passed.

Page 36424

Lithuanian Independence Day: Committee on the Judiciary was discharged from further consideration of H.J. Res. 606, designating February 16, 1991, as "Lithuanian Independence Day", and the resolution was then passed.

Page 36424

National Day of Prayer: Committee on the Judiciary was discharged from further consideration of H.J. Res. 673, to designate November 2, 1990, as a national day of prayer for members of American military forces and American citizens stationed or held hostage in the Middle East, and for their families, and the resolution was then passed.

Page 36424

National Humanities Week: Committee on the Judiciary was discharged from further consideration of H.J. Res. 562, designating October 21 through 27, 1990 as "National Humanities Week", and the resolution was then passed.

Page 36424

Mille Lacs Indian Reservation: Select Committee on Indian Affairs was discharged from further consideration of H.R. 3618, to authorize the lease of lands on the Mille Lacs Indian Reservation for a term not to exceed 99 years, and the bill was then passed, after agreeing to the following amendment proposed thereto:

Page 36424

Cranston (for Inouye) Amendment No. 3225, in the nature of a substitute.

Page 36425

Enrollment Correction: Senate agreed to S. Con. Res. 159, directing the Clerk of the House of Representatives to change the enrollment of H.R. 5835.

Page 36428

National Medal of Honor Day: Committee on the Judiciary was discharged from further consideration of H.J. Res. 652, to designate March 25, 1991, as "National Medal of Honor Day", and the resolution was then passed.

Page 36429

Resolution Trust Corporation: Senate passed S. 3222, to amend the Federal Home Loan Bank Act to enable the Resolution Trust Corporation to meet its obligations to depositors and others by the least expensive means, after taking action on the following amendments proposed thereto:

Page 36436

Adopted:

Riegle/Garn Amendment No. 3227, in the nature of a substitute.

Page 36437

Rejected:

Graham Amendment No. 3228 (to Amendment No. 3227), to terminate REFCORP financing.

Page 36439

Adjournment Resolution: Senate agreed to H. Con. Res. 399, providing for the sine die adjournment of the 101st Congress.

Pages 36447, 36792

Fort McDowell Indian Community: Senate passed H.R. 5063, to provide for the settlement of the water rights claims of the Fort McDowell Indian Community in Arizona, after agreeing to the following amendment proposed thereto:

Page 36447

Simpson (for Wallop) Amendment No. 3229, in the nature of a substitute.

Page 36447

Private Relief: Committee on Governmental Affairs was discharged from further consideration of H.R. 3642, for the relief of Izzydor Shever, and the bill was then passed.

Page 36449

Salem Maritime National Historic Site: Senate passed H.R. 4834, to provide for a visitor center at Salem Maritime National Historic Site in the Commonwealth of Massachusetts.

Page 36449

Fort Hall Indian Water Rights: Senate passed H.R. 5308, to approve the Fort Hall Indian Water Rights Settlement.

Page 36450

Federal Agency Awards: Senate passed H.R. 4983, to amend title 15, United States Code, with respect to certain programs under which awards may be made to Federal employees for superior accomplishments or cost savings disclosures.

Page 36455

Commending the Minority Leader: Senate agreed to S. Res. 353, to commend the extraordinarily cooperative conduct of the distinguished Minority Leader, Senator Robert Dole.

Page 36558

Commending the Majority Leader: Senate agreed to S. Res. 354, to commend the exemplary conduct of the distinguished Majority Leader, Senator George Mitchell.

Page 36558

Thanks to the Vice President: Senate agreed to S. Res. 355, tendering the thanks of the Senate to the Vice Presi-

dent for the courteous, dignified, and impartial manner in which he has presided over the deliberations of the Senate.

Page 36559

Thanks to the President pro tempore: Senate agreed to S. Res. 356, tendering the thanks of the Senate to the President pro tempore for the courteous, dignified, and impartial manner in which he has presided over the deliberations of the Senate.

Page 36559

Sine Die Adjournment Appointments: Senate agreed to S. Res. 357, authorizing the President of the Senate, the President of the Senate pro tempore, and the Majority and Minority Leaders to make certain appointments after the sine die adjournment of the present session.

Page 36559

California Wilderness: Senate passed H.R. 4687, to amend the Wild and Scenic Rivers Act by designating a segment of the Lower Merced River in California as a component of the National Wild and Scenic Rivers System, after agreeing to a committee amendment in the nature of a substitute.

Page 36575

J. Will Robinson Federal Building: Senate passed H.R. 5419, to designate the Federal Building at 88 West 100 North in Provo, Utah, as the "J. Will Robinson Federal Building".

Page 36576

Extending Provisions of Senate Resolution 105: Senate agreed to S. Res. 358, extending the provisions of Senate Resolution 105 of the 101st Congress, the Senate Arms Control Observer Group Resolution.

Page 36576

Clean Air Act Amendments—Conference Report: By 89 yeas to 10 nays (Vote No. 324), Senate agreed to the conference report on S. 1630, to amend the Clean Air Act to provide for attainment and maintenance of health protective national ambient air quality standards.

Pages 36007, 36023, 36026

National Affordable Housing Act—Conference Report: By 93 yeas to 6 nays (Vote No. 325), Senate agreed to the conference report on S. 566, to authorize a new corporation to support State and local strategies for achieving more affordable housing, and to increase homeownership.

Page 36139

Water Resources Development Act—Conference Report: Senate agreed to the conference report on S. 2740, to provide for the conservation and development of water and related resources, and to authorize the United States Army Corps of Engineers civil works program to construct various projects for improvements to the Nation's infrastructure.

Page 36150

Safe Medical Devices Act—Conference Report: Senate agreed to the conference report on H.R. 3095, to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices.

Page 36162

Fishery Conservation Amendments: Senate concurred in the amendment of the House to Senate amendment to H.R. 2061, to authorize appropriations to carry out the Magnuson Fishery Conservation and Management Act through fiscal year 1992, with a Sanford (for Kerry/Stevens) Amendment No. 3197, in the nature of a substitute.

Page 36165

Trauma Care Systems Planning and Development Act—Conference Report: Senate agreed to the conference report on H.R. 1602, to amend the Public Health Service Act to improve emergency medical services and trauma care.

Page 36176

Reconciliation—Conference Report: By 54 yeas to 45 nays (Vote No. 326). Senate agreed to the conference report on H.R. 5835, to provide for reconciliation pursuant to section 4 of the concurrent resolution on the budget for the fiscal year 1991.

Page 36200

Legislative Branch Appropriations—Conference Report: Senate agreed to the conference report on H.R. 5399, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991.

Page 36331

Interior Appropriations—Conference Report: Senate agreed to the conference report on H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991.

Page 36392

Foreign Operations Appropriations—Conference Report: Senate agreed to the conference report on H.R. 5114, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991.

Pages 36335, 36392

Niobrara Scenic River Designation: Senate concurred in the amendment of the House to S. 280, to amend the Wild and Scenic Rivers Act by designating a segment of the Niobrara River in Nebraska as a component of the National Wild and Scenic Rivers System, with a Reid (for Exon) Amendment No. 3208, to provide for the designation of certain segments of the Niobrara River.

Page 36354

Drunk Driving Victims' Protection Act: Senate concurred in the amendments of the House to S. 1931, to prevent the discharge in chapter 13 bankruptcy proceed-

ing of certain debts arising out of the debtor's operation of a motor vehicle while legally intoxicated.

Page 36365

De Soto Trail Commission: Senate concurred in the amendment of the House to S. 555, to establish in the Department of the Interior the De Soto Expedition Trail Commission.

Page 36368

Red Rock Canyon National Conservation Area: Senate concurred in the amendment of the House to H.R. 4559, to establish the Red Rock Canyon National Conservation Area in Nevada.

Page 36369

Health Objectives 2000 Act: Senate concurred in the amendment of the House to S. 2056, to amend title XIX of the Public Health Service Act to provide grants to States and implement state health objectives plans.

Pages 36371, 36376

National Institutes of Health Authorizations: Senate concurred in the amendments of the House to S. 2857, to amend the Public Health Service Act to reauthorize certain Institutes of the National Institutes of Health.

Page 36382

American Samoa Wage Order Determinations: Senate concurred in the amendments of the House to S. 2930, to eliminate "substantial documentary evidence" requirement for minimum wage determination for American Samoa.

Pages 36376, 36392

Transportation Appropriations—Conference Report: Senate concurred in the amendment of the House to Senate amendment number 7 to H.R. 5229, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1991.

Page 36399

Senate concurred in the amendment of the House to Senate amendment number 4, with a Byrd Amendment No. 3218, to change the effective date.

Page 36399

Federal Maritime Commission Authorizations: Senate concurred in the amendment of the House to H.R. 4009, to authorize appropriations for fiscal year 1991 for the Federal Maritime Commission with a Breaux Amendment No. 3220, in the nature of a substitute.

Page 36406

Military Construction Appropriations—Conference Report: Senate agreed to the conference report on H.R. 5313, making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1991.

Page 36414

Senate concurred in the amendment of the House to Senate amendments numbered 5, 10, 14, 15, 16, 17, 19, 20, and 26.

Page 36419

Senate receded from its amendments numbered 30 and 31.

Page 36419

Wolf Trap Foundation Loans: Senate concurred in the amendment of the House to S. 1859, to restructure repayment terms and conditions for loans by the Secretary of the Interior to the Wolf Trap Foundation for the Performing Arts for the reconstruction of the Feline Center in Wolf Trap Farm Park in Fairfax County, Virginia.

Page 36427

Community Center Month: Senate concurred in the amendments of the House to S.J. Res. 357, to designate September 15, 1990 to October 15, 1990 as "Community Center Month".

Page 36429

Insular Areas Recovery Act: Senate concurred in the amendment of the House to S. 2362, to enhance the survivability and recovery of the insular Areas from severe storms, with a Cranston (for Johnston) Amendment No. 3226, in the nature of a substitute.

Page 36429

Sunset Crater Volcano National Monument: Senate concurred in the amendments of the House to S. 2566, to redesignate the Sunset Crater National Monument as the Sunset Crater Volcano National Monument.

Page 36432

Taft Institute Authorizations—Conference Report: Senate agreed to the conference report on S. 1939, to extend the authorization of appropriations for the Taft Institute.

Page 36449

Indian Arts and Crafts Act: Senate concurred in the amendments of the House to the Senate amendment to H.R. 2006, to expand the powers of the Indian Arts and Crafts Board.

Page 36450

National Global Change Research Act: Senate concurred in the amendments of the House to S. 169, to amend the National Science and Technology Policy, Organization, and Priorities Act of 1976 in order to provide for improved coordination of national scientific research efforts and to provide for a national plan to improve scientific understanding of the Earth system and the effect of changes in that system on climate and human well-being.

Page 36450

Arizona Desert Wilderness Act: Senate concurred in the amendment of the House to the Senate amendment to H.R. 2570, to provide for the designation of certain public lands as wilderness in the State of Arizona.

Page 36562

Treaties Approved: The following treaties having passed through their various parliamentary stages up to and including presentation of resolution of ratification, upon division, two-thirds of the Senators present having voted in the affirmative, the resolutions of ratification was agreed to:

(1) *Treaty Doc. No. 100–20, Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment,* with reservations, understandings and declarations, and after agreeing to the following amendments proposed thereto:

Page 36192

(1) Pell/Helms Amendment No. 3200, to clarify ambiguities in the Federal/state issues in part I.

Page 36194

(2) Pell/Helms Amendment No. 3201, to clarify ambiguities in the Federal/state issues in part II.

Page 36194

(3) Pell/Helms Amendment No. 3202, to clarify relationship between domestic law and international law.

Page 36194

(4) Pell/Helms Amendment No. 3203, regarding disposition of the instrument of ratification.

Page 36194

(2) *Treaty Doc. No. 99–14, Investment Treaty with Panama.*

Page 36431

(3) *Treaty Doc. No. 101–18, Treaty With Poland Concerning Business and Economic Relations.*

Page 36431

Measures Indefinitely Postponed: Senate indefinitely postponed the following measures:

Civil Justice Reform: H.R. 3898, to require certain procedural changes in United States district courts in order to promote the just, speedy and inexpensive determination of civil actions.

Page 36293

Federal Courts Study Committee: H.R. 5381, to implement certain proposals for the Federal Courts Study Committee.

Page 36293

Antitrust Criminal Penalties Amendments: H.R. 3341, to amend the Sherman Act to increase the fines that may be imposed for a violation of such Act.

Page 36295

Antitrust Procedures Improvement: S. 995, to amend the Clayton and Sherman Acts regarding antitrust procedures.

Page 36295

Government Remedies Improvement: S. 996, to amend the Clayton Act regarding damages for the United States.

Page 36295

Legislative Branch Appropriations: S. 3207, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991.

Page 36449

Presidential Messages: Senate received the following message from the President of the United States:

Reporting on the national emergency with respect to Panama, which was referred to the Committee on Banking, Housing, and Urban Affairs. (PM–156)

Page 36576

Executive Report of a Committee: The Senate received the following executive report of a committee:

Executive Report to accompany the nomination of Gen. Michael J. Dugan, U.S. Air Force, to be General on the retired list. (Exec. Rept. No. 101–35)

Page 36580

Authorities:

Authority to Appoint: By unanimous-consent, the President Pro Tempore, in consultation with the Majority and Minority Leaders, was authorized to appoint a member or members to the Select Committee on Ethics to fill any vacancies which may occur during the period of adjournment *sine die* of the 101st Congress.

Page 36388

Committee Authority to File: By unanimous-consent, the Select Committee on Ethics was authorized to file, and the Secretary of the Senate was authorized to receive reports from such committee during the period of adjournment *sine die* of the 101st Congress.

Page 36388

Appointments:

North Atlantic Assembly Fall Meeting: The Chair, on behalf of the Vice President, in accordance with 22 U.S.C. 1928a–1928d, as amended, appointed the following as members of the Senate Delegation to the North Atlantic Assembly Fall Meeting during the Second Session of the 101st Congress, to be held in London, England, November 25–30, 1990: Senators Pell, Burdick, Bumpers, Sasser, and Gore.

Page 36441

Nominations Confirmed: Senate confirmed the following nominations: James L. Webb, of Oklahoma, to be United States Marshal for the Eastern District of Oklahoma.

Sylvia Alice Earle, of California, to be Chief Scientist of the National Oceanic and Atmospheric Administration.

Robert E. Lamb, of Georgia, to be Ambassador to the Republic of Cyprus.

Keith D. Bjerke, of North Dakota, to be a Member of the Board of Directors of the Commodity Credit Corporation.

Bert W. Corneby, of New York, to be Superintendent of the Mint of the United States at West Point, New York.

Billy Ross Brown, of Mississippi, to be a Member of the Farm Credit Administration Board, Farm Credit Administration, for the term expiring October 13, 1994.

Ryan Clark Crocker, of Washington, to be Ambassador to the Republic of Lebanon.

Mary Sterling, of Virginia, to be Inspector General, Department of Transportation.

W. Glenn Campbell, of California, to be a Member of the National Science Board, National Science Foundation for the remainder of the term expiring May 10, 1994.

Thomas F. Kranz, of California, to be an Associate Director of the Federal Emergency Management Agency.

Juliette Clagett McLennan, of the District of Columbia, for the rank of Ambassador during her tenure of service as the United States Representative on the Commission on the Status of Women of the Economic and Social Council of the United Nations.

Paula J. Dobriansky, of Virginia, to be an Associate Director of the United States Information Agency.

Ruth Gardner Cox, of Texas, to be a Member of the Peace Corps National Advisory Council for a term expiring October 6, 1991.

Tahlman Krumm, Jr., of Ohio, to be a Member of the Peace Corps National Advisory Council for a term expiring October 6, 1991.

Meredith Morgan Dale, of the District of Columbia, to be a Member of the Peace Corps National Advisory Council for a term expiring October 6, 1992.

Antonio C. Amador, of California, to be a Member of the Merit Systems Protection Board for the term of seven years expiring March 1, 1997.

Linton F. Brooks, of Virginia, for the rank of Ambassador during his tenure of service as Deputy Head of Delegation to the Nuclear and Space Talks.

Howard E. Simmons, of Delaware, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 1996.

Mary Louise Smith, of Iowa, to be a Member of the Board of Directors of the United States Institute of Peace for the remainder of the term expiring January 19, 1991.

Mary Louise Smith, of Iowa, to be a Member of the Board of Directors of the United States Institute of Peace for a term expiring January 19, 1995.

G. Philip Hughes, of Virginia, to be Ambassador to Barbados, and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to the Commonwealth of Dominica, Ambassador Extraordinary and Plenipotentiary of the United States of America to Saint Lucia, and Ambassador Extraordinary and Plenipotentiary of the United States of America to Saint Vincent and the Grenadines.

Barry Zorthian, of the District of Columbia, to be a Member of the Board for International Broadcasting for a term expiring May 20, 1992.

Todd W. Dillard, of Maryland, to be United States Marshal for the Superior Court of the District of Columbia for the term of four years.

Arlene Holen, of the District of Columbia, to be a Member of the Federal Mine Safety and Health Review Commission for a term of six years expiring August 30, 1996.

Phillip A. Griffiths, of North Carolina, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 1996.

Jaime Oaxaca, of California, to be a Member of the National Science Board, National Science Foundation, for a term expiring May 10, 1996.

Jon N. Moline, of Minnesota, to be a Member of the National Council on the Humanities for a term expiring January 26, 1996.

Paul K. Dayton, of California, to be a Member of the Marine Mammal Commission for the term expiring May 13, 1992.

Mary Shannon Brunette, of Virginia, to be an Assistant Secretary of Housing and Urban Development.

John P. Leonard, of Virginia, to be Ambassador to the Republic of Suriname.

Robert A. Flaten, of Minnesota, to be Ambassador to the Republic of Rwanda.

Elsie V. Vartanian, of New Hampshire, to be Director of the Women's Bureau, Department of Labor.

Michael Joseph Bayer, of Ohio, to be Federal Inspector of the Alaska Natural Gas Transportation System.

Connie Mack, of Florida, to be a Representative of the United States of America to the Forty-fifth Session of the General Assembly of the United Nations.

Joseph R. Biden, of Delaware, to be a Representative of the United States of America to the Forty-fifth Session of the General Assembly of the United Nations.

Marion Clifton Blakey, of Mississippi, to be an Assistant Secretary of Transportation.

William W. Treat, of New Hampshire, to be a Representative of the United States of America to the Forty-fifth Session of the General Assembly of the United Nations.

Dennis W. Shedd, of South Carolina, to be United States District Judge for the District of South Carolina.

David A. Kessler, of New York, to be Commissioner of Food and Drugs, Department of Health and Human Services.

Scott M. Spangler, an Assistant Administrator of the Agency for International Development, to be a Member of the Board of Directors of the African Development Foundation for the remainder of the term expiring September 22, 1991.

1 Air Force nomination in the rank of Chief of Staff, United States Air Force Reserve.

14 Air Force nominations in the rank of general.

45 Army nominations in the rank of general.

2 Marine Corps nominations in the rank of general.

68 Navy nominations in the rank of admiral.

Routine lists in the Air Force, Army, Coast Guard, Marine Corps, Navy.

Page 36792

Nominations Received: Senate received the following nominations:

John A. Bushnell, of Connecticut, to be Ambassador to the Republic of Costa Rica.

9 Coast Guard nominations in the rank of admiral.

A routine list in the Coast Guard.

Page 36792

Messages From the President: Page 36576

Messages From the House: Page 36577

Measures Referred: Page 36579

Measures Placed on Calendar: Page 36580

Executive Reports of Committees: Page 36580

Statements on Introduced Bills: Page 36582

Additional Cosponsors: Page 36598

Amendments Submitted: Page 36601

Notices of Hearings: Page 36669

Authority for Committees: Page 36669

Additional Statements: Page 36669

Record Votes: Three record votes were taken today. (Total—326)

Pages 36138, 36139, 36278

Adjournment Sine Die: Senate convened at 9 a.m., and, in accordance with H. Con. Res. 399, adjourned *sine die* at 2:17 a.m., on Sunday, October 28.

Committee Meeting

NOMINATIONS

Committee on Labor and Human Resources: Committee ordered favorably reported the nominations of David A. Kessler, of New York, to be Commissioner of Food and Drugs, Department of Health and Human Services, Howard E. Simmons, of Delaware, Phillip A. Griffiths, of North Carolina, and Jaime Oaxaca, of California, each to be a Member of the National Science Board, National Science Foundation, Jon N. Moline, of Minnesota, to be a Member of the National Council on the Humanities, Mary Louise Smith, of Iowa, to be a Member of the Board of Directors, United States Institute of Peace, Arlene Holen, of the District of Columbia, to be a Member of the Federal Mine Safety and Health Review Commission, and Elsie V. Vartanian, of New Hampshire, to be Director of the Women's Bureau, Department of Labor.

House of Representatives

Chamber Action

Bills Introduced: 16 public bills, H.R. 5961–5976; 1 private bill, H.R. 5977; and 12 resolutions, H.J. Res. 687, H. Con. Res. 398–401, and H. Res. 540–546 were introduced.

Page 37088

Reports Filed: Reports were filed as follows:

Conference report on H.R. 5399, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991 (H. Rept. 101–965);

Conference report on S. 2740, to provide for the conservation and development of water and related resources, to authorize the United States Army Corps of Engineers civil works program to construct various projects for improvements to the Nation's infrastructure (H. Rept. 101–966);

H.R. 5505, to amend the Atomic Energy Act of 1954 to authorize the States to regulate the disposal of low-level radioactive waste for which the Nuclear Regulatory Commission does not require disposal in a licensed facility, amended (H. Rept. 101–967);

Conference report on H.R. 5114, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991 (H. Rept. 101–968);

H. Res. 540, waiving certain points of order against consideration of the Conference Report on H.R. 5399, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991 (H. Rept. 101–969);

H.R. 4210, to amend the Antarctic Conservation Act of 1978 to protect the environment of Antarctica, amended (H. Rept. 101–970);

Conference report on H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991 (H. Rept. 101–971);

H. Res. 541, waiving certain points of order against consideration of the conference report on H.R. 5114, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991 (H. Rept. 101–972);

H. Res. 542, waiving certain points of order against consideration of the conference report on the H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991 (H. Rept. 101–973);

H.R. 5891, to provide additional funding for the Resolution Trust Corporation (H. Rept. 101–974);

H.R. 5111, to amend chapter 96 (relating to racketeer influenced and corrupt organizations) of title 18, United States Code, amended (H. Rept. 101–975); and

H.R. 1663, to modify the antitrust exemption applicable to the business of insurance, amended (H. Rept. 101–976);

Report of the Committee on Government Operations entitled "Abuse and Management at HUD" (H. Rept. 101–977, filed November 1, 1990);

Report of the Committee on Government Operations entitled "Taking a Byte Out of History: The Archival Preservation of Federal Computer Records" (H. Rept. 101–978, filed November 6, 1990);

Report of the Committee on Government Operations entitled "Tax Administration Problems Involving Independent Contractors" (H. Rept. 101–979, filed November 14, 1990);

Report of the Committee on Government Operations entitled "FDA's Continuing Failure to Prevent Deceptive Health Claims for Food" (H. Rept. 101–980, filed November 14, 1990);

Report of the Committee on Government Operations entitled "Status of the implementation of title XI, The Appraisal Reform Amendments of the Financial Institutions Reform, Recovery, and Enforcement Act of 1989 (FIRREA)" (H. Rept. 101–981, filed November 14, 1990);

Report of the Committee on Government Operations entitled "The U.S. Government War Against Fraud, Abuse, and Misconduct In Financial Institutions: Winning Some Battles But Losing the War" (H. Rept. 101–982, filed November 15, 1990);

Report of the Committee on Government Operations entitled "Bureau of Justice Assistance Discretionary Drug Treatment Programs: The Great Disappearing Act" (H. Rept. 101–983, filed November 19, 1990);

Report of the Committee on Government Operations entitled "The Minority Farmer: A Disappearing American Resource; Has the Farmer's Home Administration Been the Primary Catalyst?" (H. Rept. 101–984, filed November 20, 1990);

Report of the Committee on Government Operations entitled "Federal Employee Privacy Rights and Standard Form 86" (H. Rept. 101–985, filed November 21, 1990);

Report of the Committee on Government Operations entitled "Federal Prosecutorial Authority in a Changing Legal Environment: More Attention Required" (H. Rept. 101–986, filed November 27, 1990);

Report of the Committee on Government Operations entitled "Acquisition of ADP Equipment—Questionable Practices by the Navy, Its Employees, the General Services Administration and IBM" (H. Rept. 101–987, filed November 27, 1990);

Report of the Committee on Government Operations entitled "Navy's Seawolf Attack Submarine is Proceeding Along a Path of High Technical and Financial Risks" (H. Rept. 101–988, filed November 27, 1990);

Report of the Committee on Government Operations entitled "International procurement and waivers of the Buy American Act: U.S. Business at a Disadvantage" (H. Rept. 101–989, filed November 29, 1990);

Report of the Committee on Government Operations entitled "Natural Gas Vehicle Use by the U.S. Postal Service: The Benefits of Fleet Conversion" (H. Rept. 101–990, filed November 29, 1990);

Report of the Committee on Government Operations entitled "United States Anti-Narcotics Activities in the Andean Region" (H. Rept. 101–991, filed November 30, 1990);

Report of the Committee on Government Operations entitled "The Role of Demand Reduction in the National Drug Control Strategy" (H. Rept. 101–992, filed November 30, 1990);

Report of the Committee on Government Operations entitled "U.S. Postal Service Realignment of First-Class Mail Delivery Standards: Just Say Slow" (H. Rept. 101–993, filed November 30, 1990);

Report of the Committee on Government Operations entitled "Strategic Defense System: Criteria for Deployment Decision Will Not Be Met by 1993; Critical Issues Must Be Resolved" (H. Rept. 101–994, filed November 30, 1990);

Report of the Committee on Standards of Official Conduct entitled "Report on Summary of Activities During the One Hundred First Congress" (H. Rept. 101–995, filed December 18, 1990);

Report of the Committee on Veterans' Affairs entitled "Activities Report of the Committee on Veterans' Affairs, House of Representatives, One Hundred First Congress" (H. Rept. 101–996, filed December 19, 1990);

Report of the House Select Committee on Aging entitled "Report on the Activities of the House Select Committee on Aging in the 101st Congress" (H. Rept. 101–997, filed December 20, 1990);

Report of the House Select Committee on Children, Youth and Families entitled "Report on the Activities of the Select Committee on Children, Youth and Families for the year 1989" (H. Rept. 101–998, filed December 21, 1990);

Report of the House Select Committee on Children, Youth and Families entitled "Federal Programs Affecting Children and Their Families, 1990" (H. Rept. 101–999, filed December 21, 1990);

Report of the House Select Committee on Children, Youth and Families entitled "Opportunities for Success: Cost-Effective Programs for Children Update, 1990" (H. Rept. 101–1000, filed December 21, 1990);

Report of the House Select Committee on Children, Youth and Families entitled "Respite Care: A Listing of Resources" (H. Rept. 101–1001, filed December 21, 1990);

Report of the House Select Committee on Hunger entitled "Progress Report on the Activities of the Select Committee on Hunger During the 101st Congress" (H. Rept. 101–1002, filed December 21, 1990);

Report of the Committee on Small Business entitled "Summary of Activities, A Report of the Committee on Small Business, House of Representatives, 101st Congress" (H. Rept. 101–1003, filed January 2, 1991);

Report of the Committee on Rules entitled "Survey of Activities of the House Committee on Rules, 101st Congress" (H. Rept. 101–1004, filed January 2, 1991);

Report of the Committee on House Administration entitled "Report on the Activities of the Committee on House Administration of the House of Representatives During the One Hundred First Congress" (H. Rept. 101–1005, filed January 2, 1991);

Report of the Committee on Government Operations entitled "Report on the Activities of the House Committee on Government Operations, One Hundred First Congress" (H. Rept. 101–1006, filed January 2, 1991);

Report of the Committee on Public Works and Transportation entitled "Summary of Legislative Activities, One Hundred First Congress" (H. Rept. 101–1007, filed January 2, 1991);

Report of the Permanent Select Committee on Intelligence entitled "Report on the Activities of the Permanent Select Committee on Intelligence of the House of Representatives during the 101st Congress" (H. Rept. 101–1008, filed January 2, 1991);

Report of the Select Committee on Children, Youth, and Families entitled "Report on the Activities for the Year 1990 of the Select Committee on Children, Youth, and Families, House of Representatives, 101st Congress, Second Session" (H. Rept. 101–1009, filed January 2, 1991);

Report of the Committee on Armed Services entitled "Report on the Activities of the Committee on Armed Services for the One Hundred First Congress" (H. Rept. 101–1010, filed January 2, 1991);

Report of the Committee on the Budget entitled "Report on the Activities and Summary Report of the Committee on the Budget, One Hundred First Congress" (H. Rept. 101–1011, filed January 2, 1991); and

Report of the Committee on Agriculture entitled "Report on the Activities During the 101st Congress" (H. Rept. 101–1012, filed January 2, 1991).

Report of the Committee on Ways and Means entitled "Report on Legislative Review Activity During the 101st Congress of the Committee on Ways and Means" (H. Rept. 101–1013, filed January 3, 1991);

Report of the Committee on Education and Labor entitled "Report on the Activities of the Committee on Education and Labor During the 101st Congress" (H. Rept. 101–1014, filed January 3, 1991);

Report of the Committee on the Judiciary entitled "Report on the Activities of the Committee on the Judiciary of the House of Representatives During the One Hundred First Congress" (H. Rept. 101–1015, filed January 3, 1991);

Report of the Committee on Foreign Affairs entitled "Report on the Legislative Review Activities of the Committee on Foreign Affairs" (H. Rept. 101–1016, filed January 3, 1991);

Report of the Committee on Interior and Insular Affairs entitled "Report on the Legislative and Review Activities of the Committee on Interior and Insular Affairs During the 101st Congress" (H. Rept. 101–1017, filed January 3, 1991);

Report of the Committee on Merchant Marine and Fisheries entitled "Report on the Activities of the Merchant Marine and Fisheries Committee, 101st Congress" (H. Rept. 101–1018, filed January 3, 1991);

Report of the Select Committee on Narcotics Abuse and Control entitled "Annual Report for the Year 1989 of the Select Committee on Narcotics Abuse and Control" (H. Rept. 101–1019, filed January 3, 1991);

Report of the Select Committee on Narcotics Abuse and Control entitled "Annual Report for the Year 1990 of the Select Committee on Narcotics Abuse and Control" (H. Rept. 101–1020, filed January 3, 1991);

Report of the Committee on Energy and Commerce entitled "Report on the Activity of the Committee on Energy and Commerce for the 101st Congress" (H. Rept. 101–1021, filed January 3, 1991);

Report of the Committee on Post Office and Civil Service entitled "Report of the Legislative and Review Activities of the Committee on Post Office and Civil Service" (H. Rept. 101–1022, filed January 3, 1991);

Report of the Committee on the District of Columbia entitled "Report on the Activities and Summary Report of the Committee on the District of Columbia, One Hundred First Congress" (H. Rept. 101–1023, filed January 3, 1991); and

Report of the Committee on Appropriations entitled "Report of Committee Activities, One Hundred First Congress, January 3, 1989 Through October 28, 1990" (H. Rept. 101–1024, filed January 3, 1991);

Report of the Committee on Banking, Finance and Urban Affairs entitled "Summary of Activities, A Report of the Committee on Banking, Finance and Urban Affairs, One Hundred First Congress, Second Session" (H. Rept. 101–1025, filed January 3, 1991); and

Report of the Committee on Science, Space, and Technology entitled "Summary of Activities of the Committee on Science, Space, and Technology, One Hundred First Congress" (H. Rept. 101–1026, filed January 3, 1991).

Page 37088

New Mexico Lands Study: House agreed to the Senate amendments to H.R. 4630, to acquire and study certain lands in the State of New Mexico—clearing the measure for the President.

Page 36806

Water Conservation and Development: House agreed to the conference report on S. 2740, to provide for the conservation and development of water and related resources, to authorize the United States Army Corps of Engineers civil works program to construct various projects for improvements to the Nation's infrastructure—clearing the measure for the President.

Page 36807

Presidential Message—Panama Emergency: Read a message from the President wherein he transmits a report on developments since the last report concerning the national emergency with respect to Panama—referred to the Committee on Foreign Affairs and ordered printed (H. Doc. 101–254).

Page 36816

Ukraine Famine: House passed and cleared for the President S.J. Res. 329, to designate the week of November 3, 1990, through November 10, 1990, as "National Week to Commemorate the Victims of the Famine in the Ukraine, 1932–1933", and to commemorate the Ukrainian famine of 1932–1933 and the policies of Russification to suppress Ukrainian identity.

Page 36816

Gas Lease Reinstatement: House receded from its amendments to S. 1805, to authorize the Secretary of the Interior to reinstate oil and gas lease LA 033164—clearing the measure for the President.

Page 36825

Native American Graves: House agreed to the Senate amendment to H.R. 5237, to provide for the protection of Native American graves—clearing the measure for the President.

Page 36814

Legislative Branch Appropriations: By a yea-and-nay vote of 259 yeas 129 nays, Roll No. 529, the House agreed to the conference report on H.R. 5399, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991—clearing the measure for Senate action.

Page 36827

H. Res. 540, the rule waiving certain points of order against consideration of the conference report, was agreed to earlier by voice vote.

Page 36815

Family Unity and Employment Opportunity Immigration: By a yea-and-nay vote of 264 yeas to 118 nays, Roll No. 530, the House agreed to the conference report on S. 328, to amend the Immigration and Nationality Act to change the level, and preference system for admission, of immigrants to the United States, and to provide for administrative naturalization—clearing the measure for Senate action.

Page 36837

H. Res. 538, waiving certain points of order against consideration of the conference report on S. 358, to amend the Immigration and Nationality Act to change the level, and preference system for admission, of immigrants to the United States, and to provide for administrative naturalization, was agreed to earlier by a voice vote.

Page 36798

Pursuant to the rule, H. Con. Res 394, directing the Secretary of the Senate to make corrections in the enrollment of S. 358, was considered to have been adopted.

Page 36799

Veterans COLA Adjustment: Objection was heard to a unanimous consent request to consider H.R. 5962, to increase the rates of compensation of veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans; to extend certain expiring authorities and requirements under programs administered by the Secretary of Veterans; and to make certain technical corrections.

Page 36849

Sine Die Adjournment: House agreed to H. Con. Res. 399, providing for the sine die adjournment of the 101st Congress.

Page 36850

Excellence in Education: House agreed to H. Con. 398, directing the Clerk of the House of Representatives to change the enrollment of H.R. 5932, to promote excellence in American education by recognizing and rewarding schools, teacher, and students for their outstanding achievements, enhancing parental choice, encouraging the study of science, mathematics, and engineering.

Page 36851

Insular Area Survivability: House passed S. 2362, to enhance the survivability and recovery of the insular areas from severe storms.

Page 36851

Agreed to the de Lugo amendment in the nature of a substitute.

Page 36858

Nondevelopmental Items Acquisition: House passed and cleared for the President S. 1957, to provide for the efficient and cost effective acquisition of nondevelopmental items for Federal agencies.

Page 36861

Agreed to the Conyers amendment that further defines the intended meaning of nondevelopmental items and commercial items.

Page 36864

Late Reports: Committee on Government Operations received permission to have until 6:00 p.m. on Friday, November 30.

Page 36864

Foreign Operations Appropriations: By a yea-and-nay vote of 188 yeas to 162 nays, Roll No. 531, the House agreed to the conference report on H.R. 5114, making appropriations for foreign operations, export financing,

and related programs for the fiscal year ending September 30, 1991—clearing the measure for Senate action.

Page 36865

H. Res. 541, the rule waiving certain points of order against the consideration of the conference report, was agreed to earlier by voice vote.

Page 36860

House Organization: House agreed to H. Res. 543, relating to early organization of the House of Representatives for the One Hundred Second Congress.

Page 36874

Committee to Notify President: House agreed to H. Res. 544, providing for the appointment of a committee to notify the President that the two Houses have completed their business. Subsequently, Representatives Gephardt and Michel were appointed as members of the committee on the part of the House.

Page 36884

Indian Arts and Crafts: House agreed to the Senate amendment, with amendments, to H.R. 2006, to expand the powers of the Indian Arts and Crafts Board—returning the measure to the Senate.

Page 36888

Interior Appropriations: By a yea-and-nay vote of 298 yeas to 43 nays, Roll No. 532, the House agreed to the conference report on H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991—clearing the measure for Senate action.

Page 36891

H. Res. 542, the rule waiving certain points of order against consideration of the conference report, was agreed to earlier by voice vote.

Page 36865

Continuing Resolution: By a yea-and-nay vote of 283 yeas to 49 nays, Roll No. 533, the House passed H.J. Res. 687, making further continuing appropriations for the fiscal year 1991.

Page 36903

Speaker Thanks: House agreed to H. Res. 545, presenting thanks to the Honorable Thomas S. Foley, Speaker of the House.

Page 36906

Printing of House Rules: House agreed to H. Res. 546, providing for the printing of the House Rules and Manual for the One Hundred Second Congress as a House document.

Page 36906

Unanimous-Consent Requests: Agreed to the following unanimous-consent requests:

Resignations—Appointments: That, Notwithstanding the sine die adjournment of the One Hundred First Congress, the Speaker be authorized to accept resignations, and to appoint commissions, boards, and committees authorized by law or by the House;

Extend and revise: That all Members of the House shall have the privilege, until the last edition authorized is published, to extend and revise their own remarks in the Congressional Record on more than one subject, and may also include therein such short quotations as may be necessary to explain or complete such extensions of remarks;

Extension by chairmen and ranking minority members: That the chairman and ranking minority member of each standing committee and each subcommittee thereof be permitted to extend their remarks in the Record, up to and including the last publication thereof, and to include therewith a summary of the work of that committee or subcommittee; and

Committee reports: That reports filed with the Clerk following the sine die adjournment by committees authorized by the House to conduct investigations may be printed by the Clerk as reports of the One Hundred First Congress.

Page 36906

Speaker Pro Tempore: The Speaker appointed Representative Hoyer to act as Speaker pro tempore and to sign enrolled bills, and joint resolutions through November 9, 1990.

Page 36907

Advisers to International Conferences: The Speaker appointed the following Members of the Committee on Energy and Commerce to be accredited by the President as additional official advisers to the United States delegations to international conferences, meetings, and negotiation sessions relating to trade agreements on the part of the House: Representatives Markey, Walgren, and Lent.

Page 36907

Suspensions: House voted to suspend the rules and take the following actions:

Water pollution control: Agreed to the Senate amendment to H.R. 4323, to amend the Federal Water Pollution Control Act relating to water quality in the Great Lakes—clearing the measure for the President;

Page 36800

International narcotics control: Agreed to the Senate amendments to H.R. 5567, to authorize international narcotics control activities for fiscal year 1991—clearing the measure for the President;

Page 36816

South Carolina fish hatchery: Agreed to the Senate amendments to H.R. 3338, to direct the Secretary of the Interior to convey all interest of the United States in a fish hatchery to the State of South Carolina;

Page 36818

Fishing crew employment tax: Passed H.R. 4468, to amend the Internal Revenue Code of 1986 to modify the employment tax treatment of certain crew members of fishing vessels;

Page 36826

FDA Revitalization: Passed S. 845, to amend the Federal Food, Drug and Cosmetic Act to revitalize the Food

and Drug Administration—clearing the measure for the President;

Page 36848

Magnuson Fishery Conservation: Agreed to the Senate amendment to the House amendment to the Senate amendment to H.R. 2061, to authorize appropriations to carry out the Magnuson Fishery Conservation and Management Act through fiscal year 1993—clearing the measure for the President;

Page 36874

Securities Exchange: Agreed to the Senate amendments to H.R. 3656, to amend the Securities Exchange Act of 1934 to improve the clearance and settlement of transactions in securities and related instruments—clearing the measure for the President;

Page 36907

Zebra mussel infestation: Agreed to the Senate amendment to H.R. 5390, to prevent and control infestations of the coastal inland waters of the United States by the zebra mussel and other nonindigenous aquatic nuisance species, and to reauthoarize the National Sea Grant College Program—clearing the measure for the President;

Page 36910

Housing laws extension: Agreed to the Senate amendments to H.R. 5933, to provide for the temporary extension of the certain laws relating to housing and community development—clearing the measure for the President;

Page 36921

Crime control: Passed by a yea-and-nay vote of 313 yeas to 1 nay, Roll No. 534, S. 3266, to control crime—clearing the measure for the President;

Page 36921

Circuit judges appointment: Agreed to the Senate amendment to H.R. 5316, to provide for the appointment of additional Federal circuit and district judges—clearing the measure for the President;

Page 36931

Interlocking directorates: Agreed to the Senate amendments to H.R. 29, to amend the Clayton Act regarding interlocking directorates and officers—clearing the measure for the President;

Page 36952

Private Relief: Passed S. 620, a private bill;

Page 37089

Arizona wilderness: Agreed to the Senate amendment with an amendment to H.R. 2570, to provide for the designation of certain public lands as wilderness in the State of Arizona;

Page 36953

Geographic location research: Passed S. 3069, to provide a method of locating private and Government research on environmetal issues by geographic location—clearing the measure for the President;

Page 36969

Chief financial officers: Agreed to Senate amendments to H.R. 5687, to amend title 31, United States Code, to improve financial management of the Federal Government—clearing the measure for the President;

Page 36970

Transportation Appropriations: Agreed to the Senate amendment to the House amendment to Senate amendment numbered 4 to H.R. 5229, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1991—clearing the measure for the President;

Page 36976

Solar and geothermal power production: Agreed to the Senate amendment to H.R. 4808, to encourage solar, wind, waste, and geothermal power production by removing the size limitations contained in the Public Utility Regulatory Policies Act of 1978—clearing the measure for the President;

Page 36977

Independent Safety Board: Passed S. 3012, to amend the Independent Safety Board Act of 1974 to authorize appropriations for fiscal year 1991, 1992, and 1993—clearing the measure for the President;

Page 36978

Small business investment: By a yea-and-nay vote of 250 yeas to 0 nays, Roll No. 535, agreed to the Senate amendment to H.R. 4793, to amend the Small Business Act and the Small Business Investment Act of 1958—clearing the measure for the President.

Page 36983

Niobrara River Designation: By a yea-and-nay-vote for 157 yeas to 95 nays, Roll No. 536, (two-thirds not having voted in favor) the House failed to suspend the rules and agree to the Senate amendment to S. 280, to amend the Wild and Scenic Rivers Act by designating a segment of the Niobrara River in Nebraska as a component of the National Wild and Scenic Rivers System. Earlier, by a teller vote of 106 ayes to 80 noes, agreed to order a second.

Page 36993

Resolution Trust Corporation: Objection was heard to a unanimous-consent request to consider H.R. 5891, to provide additional funding for the Resoluton Trust Corporation.

Page 36921

Defense Production Act: House agreed to H. Con. Res. 400, to authorize the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 486, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States.

Page 36982

Federal Maritime Commission: House agreed to the Senate amendment to the House amendment to the Senate Amendment to H.R. 4009, authorize appropriations for fiscal year 1991 for the Federal Maritime Commission—clearing the measure for the President.

Page 36995

39-059 O-94-26 (Pt. 27)

Enrollment Requirement: House passed and cleared for the President S.J. Res. 388, waiving certain enrollment requirements with respect to S. 2830, the Food, Agriculture, Conservation and Trade Act of 1990.

Page 37002

Defense Production Act: House agreed to H. Con. Res. 400, to authorize the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 486, to amend the Defense Production Act of 1950 to revitalize the defense industrial base of the United States.

Page 36982

Clarks Fork River: House passed S. 2343, to amend the Wild and Scenic Rivers Act by designating a segment of the Clarks Fork River in the State of Wyoming as a component of the National Wild and Scenic Rivers System.

Page 37015

Agreed to the Vento amendment to strike title III (Clarks Fork Wild and Scenic River Designation).

Page 37017

Fallon Paiute-Shoshone Water Rights: House passed and cleared for the President S. 3084, to provide for the settlement of water rights claims of the Fallon Paiute-Shoshone Indian Tribes.

Page 37003

Indiana Dunes: House disagreed to the Senate amendment to H.R. 3209, to modify the boundaries of the Indiana Dunes National Lakeshore—returning the measure to the Senate.

Page 37017

Referrals: Six Senate-passed measures were referred to the appropriate House committees.

Page 37085

Quorum Calls—Votes: Eight yea-and-nay votes developed during the proceedings of the House today and appear on pages 36836, 36848, 36873, 36903, 36905, 36930, 36992, and 36994.

Adjournment: Met at 3:00 p.m. and pursuant to H. Con. Res. 399, adjourned sine die at 2:02 a.m. DST.

Committee Meetings

DRAFT REPORT

Committee on the Judiciary: Subcommittee on Crime met and considered the following draft report entitled: "Report of the Oversight Investigation of the 1985 Gander, Newfoundland, Airplane Disaster".

LEGISLATIVE APPROPRIATIONS CONFERENCE REPORT

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 5399, making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991, and against its consideration. The rule provides that the conference report is to be considered as having been read when called up for consideration.

FOREIGN OPERATIONS CONFERENCE REPORT

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 5114, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991. The rule provides that the conference report is to be considered as having been read when called up for consideration.

INTERIOR APPROPRIATIONS CONFERENCE REPORT

Committee on Rules: Granted a rule waiving all points of order against the conference report on H.R. 5769, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991, and against its consideration. The rule provides that the conference report is to be considered as having been read when called up for consideration.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDRED FIRST CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 23 through October 28, 1990

	Senate	*House*	*Total*
Days in session	138	134	..
Time in session	1,250 hrs., 14′	939 hrs., 17′	..
Congressional Record:			
Page of proceedings	..	..	..
Extensions of Remarks	..	..	..
Public bills enacted into law	124	120	..
Private bills enacted into law	5	2	..
Bills in conference	50	19	..
Bills through conference	16	22	..
Measures passed, total	716	772	..
Senate bills	212	131	..
House bills	218	313	..
Senate joint resolutions	98	76	..
House joint resolutions	47	57	..
Senate concurrent resolutions	29	10	..
House concurrent resolutions	26	46	..
Simple resolutions	86	140	..
Measures reported, total	*509	*501	..
Senate bills	314	37	..
House bills	82	335	..
Senate joint resolutions	71	1	..
House joint resolutions	4	7	..
Senate concurrent resolutions	18	0	..
House concurrent resolutions	2	6	..
Simple resolutions	18	115	..
Special reports	9	25	..
Conference reports	..	56	..
Measures pending on calendar	218	66	..
Measures introduced, total	1,636	2,798	..
Bills	1,281	2,130	..
Joint resolutions	154	253	..
Concurrent resolutions	72	160	..
Simple resolutions	129	245	..
Quorum calls	3	26	..
Yea-and-nay votes	326	271	..
Recorded votes	..	239	..
Bills vetoed	1	5	..
Vetoes overridden	0	4	..

*These figures include all measures reported, even if there was no accompanying report. A total of 323 reports have been filed in the Senate, a total 582 have been filed in the House.

DISPOSITION OF EXECUTIVE NOMINATIONS

January 23 through October 28, 1990

Civilian nominations totaling 435 (and 79 nominations carried over from the first session), disposed of as follows:	
Confirmed	430
Unconfirmed	73
Withdrawn	11
Civilian nominations (lists), totaling 1,929 disposed of as follows:	
Confirmed	1,715
Unconfirmed	214
Air Force nominations, totaling 13,373, (and 27 nominations carried over from the first session), disposed of as follows:	
Confirmed	11,422
Unconfirmed	1,977
Withdrawn	1
Army nominations, totaling 15,052 (and 2,441 nominations carried over from the first session), disposed of as follows:	
Confirmed	14,567
Unconfirmed	2,924
Withdrawn	2
Navy nominations, totaling 11,370 (and 204 nominations carried over from the first session), disposed of as follows:	
Confirmed	11,573
Unconfirmed	1
Marine Corps nominations, totaling 2,775 (and 11 nominations carried over from the first session), disposed of as follows:	
Confirmed	2,786

Summary

Nominations carried over from first session	2,762
Total nominations received this session	44,934
Total confirmed	42,493
Total unconfirmed	5,189
Total withdrawn	14

United States
of America

Congressional Record

PROCEEDINGS AND DEBATES OF THE *103d* CONGRESS, SECOND SESSION

RÉSUMÉ OF CONGRESSIONAL ACTIVITY OF THE ONE HUNDRED FIRST CONGRESS

FIRST SESSION

January 3 through November 22, 1989

	Senate	*House*	*Total*
Days in session	136	147	..
Time in session	1,003 hrs., 19	748 hrs., 54	..
Congressional Record:			
Pages of proceedings	16,944	9,746	26,690
Extension of Remarks	..	4,144	4,144
Public bills enacted into law	90	150	240
Private bills enacted into law	..	2	2
Bills in conference	30	6	..
Measures passed, total	605	598	1,203
Senate bills	121	26	..
House bills	128	246	..
Senate joint resolutions	106	64	..
House joint resolutions	50	55	..
Senate concurrent resolutions	39	28	..
House concurrent resolutions	22	32	..
Simple resolutions	139	147	..
Measures reported, total	*387	*337	724
Senate bills	198	4	..
House bills	45	251	..
Senate joint resolutions	84	1	..
House joint resolutions	5	5	..
Senate concurrent resolutions	12	..	..
House concurrent resolutions	0	1	..
Simple resolutions	44	75	..
Special reports	22	26	..
Conference reports	..	31	..
Measures pending on calendar	109	34	..
Measures introduced, total	2,548	4,842	7,390
Bills	2,000	3,846	..
Joint resolutions	234	454	..
Concurrent resolutions	87	241	..
Simple resolutions	227	301	..
Quorum calls	11	11	..
Yea-and-nay votes	312	226	..
Recorded votes	..	142	..
Bills vetoed	1	9	10
Vetoes overridden	..	..	..

*These figures include all measures reported, even if there was no accompanying report. A total of 235 reports have been filed in the Senate, a total of 394 have been filed in the House.

SECOND SESSION

January 23 through October 28, 1990

	Senate	*House*	*Total*
Days in session	138	134	..
Time in session	1,250 hrs., 14′	939 hrs., 17′	..
Congressional Record:			
Pages of proceedings	18,352	13,445	31,797
Extensions of Remarks	..	3,726	3,726
Public bills enacted into law	179	231	410
Private bills enacted into law	8	6	14
Bills in conference	50	11	..
Bills through conference	16	33	..
Measures passed, total	716	772	1,488
Senate bills	212	131	..
House bills	218	313	..
Senate joint resolutions	98	76	..
House joint resolutions	47	57	..
Senate concurrent resolutions	29	10	..
House concurrent resolutions	26	46	..
Simple resolutions	86	140	..
Measures reported, total	*509	*501	..
Senate bills	314	37	..
House bills	82	335	..
Senate joint resolutions	71	1	..
House joint resolutions	4	7	..
Senate concurrent resolutions	18	0	..
House concurrent resolutions	2	6	..
Simple resolutions	18	115	..
Special reports	9	75	..
Conference reports	..	56	..
Measures pending on calendar	218	68	..
Measures introduced, total	1,636	2,769	4,405
Bills	1,281	2,131	..
Joint resolutions	154	233	..
Concurrent resolutions	72	160	..
Simple resolutions	129	245	..
Quorum calls	3	26	..
Yea-and-nay votes	326	271	..
Recorded votes	..	239	..
Bills vetoed	3	8	11
Vetoes overridden	0	4	..

*These figures include all measures reported, even if there was no accompanying report. A total of 323 reports have been filed in the Senate, a total of 632 have been filed in the House.

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DISPOSITION OF EXECUTIVE NOMINATIONS

These tables account for all nominations submitted to the Senate by the President for confirmation.

FIRST SESSION

January 3 through November 22, 1989

Civilian nominations, totaling 586, disposed of as follows:

Confirmed	422
Unconfirmed	79
Withdrawn	34
Rejected	1
Failed at Aug.–Sept. adjournment	3
Failed at sine die adjournment	47

Civilian nominations (lists), totaling 2,978, disposed of as follows:

Confirmed	2,977
Failed at sine die adjournment	1

Air Force nominations, totaling 11,421, disposed of as follows:

Confirmed	11,394
Unconfirmed	27

Army nominations, totaling 17,754, disposed of as follows:

Confirmed	15,312
Unconfirmed	2,441
Failed at sine die adjournment	1

Navy nominations, totaling 12,908, disposed of as follows:

Confirmed	12,704
Unconfirmed	204

Marine Corps nominations, totaling 2,787, disposed of as follows:

Confirmed	2,776
Unconfirmed	11

Summary

Total nominations received this session	48,434
Total confirmed	45,585
Total unconfirmed	2,762
Total withdrawn	34
Total rejected	1
Total failed of confirmation at Aug.–Sept. adjournment	3
Total failed of confirmation at sine die adjournment	49

SECOND SESSION

January 23 through October 28, 1990

Civilian nominations totaling 435 (and 79 nominations carried over from the first session), disposed of as follows:

Confirmed	430
Unconfirmed	73
Withdrawn	11

Civilian nominations (lists), totaling 1,929 disposed of as follows:

Confirmed	1,715
Unconfirmed	214

Air Force nominations, totaling 13,373, (and 27 nominations carried over from the first session), disposed of as follows:

Confirmed	11,422
Unconfirmed	1,977
Withdrawn	1

Army nominations, totaling 15,052 (and 2,441 nominations carried over from the first session), disposed of as follows:

Confirmed	14,567
Unconfirmed	2,924
Withdrawn	2

Navy nominations, totaling 11,370 (and 204 nominations carried over from the first session), disposed of as follows:

Confirmed	11,573
Unconfirmed	1

Marine Corps nominations, totaling 2,775 (and 11 nominations carried over from the first session), disposed of as follows:

Confirmed	2,786

Summary

Nominations carried over from first session	2,762
Total nominations received this session	44,934
Total confirmed	42,493
Total unconfirmed	5,189
Total withdrawn	14

BILLS ENACTED INTO PUBLIC LAW (101ST CONGRESS, 2D SESSION)

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BILLS ENACTED INTO PUBLIC LAW (101ST CONGRESS, 2D SESSION)

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H.J. Res. 82	101–241	H.J. Res. 515	101–371	H.J. Res. 555	101–323	H.J. Res. 603	101–414	H.J. Res. 669	101–532
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BILLS VETOED

H.R. 2364, to amend the Rail Passenger Service Act to authorize appropriations for the National Railroad Passenger Corporation. (Vetoed May 24, 1990)

H.R. 20, to amend title 5, United States Code, to restore Federal civilian employees their right to participate voluntarily, as private citizens, in the political processes of the Nation, to protect such employees from improper political solicitations. (Vetoed June 15, 1990)

H.R. 770, to entitle employees to family leave in certain cases involving a birth, an adoption, or a serious health condition and to temporary medical leave in certain cases involving a serious health condition, with adequate protection of the employees' employment and benefit rights, and to establish a commission to study ways of providing salary replacement for employees who take any such leave. (Vetoed June 29, 1990)

H.R. 4328, to provide for orderly imports of textiles, apparel, and footwear. (Vetoed Oct. 5, 1990)

H.J. Res. 660, making further continuing appropriations for the fiscal year 1991. (Vetoed Oct. 6, 1990)

S. 2104, to amend the Civil Rights Act of 1964 to restore and strengthen civil rights laws that ban discrimination in employment. (Vetoed Oct. 22, 1990)

H.R. 4638, to revise the orphan drug provisions of the Federal Food, Drug, and Cosmetic Act and the Orphan Drug Act. (Pocket Vetoed Nov. 10, 1990)

H.R. 3134, for the relief of Mrs. Joan R. Daronco. (Pocket Vetoed Nov. 17, 1990)

S. 321, to revise provisions of law that provide a preference to Indians. (Pocket Vetoed Nov. 21, 1990)

H.R. 4653, to reauthorize the Export Administration Act of 1979. (Pocket Vetoed Nov. 17, 1990)

S. 2834, to authorize appropriations for fiscal year 1991 for the intelligence activities of the United States Government, and the Intelligence Agency Retirement and Disability System. (Pocket Vetoed Nov. 30, 1990)

HISTORY OF BILLS ENACTED INTO PUBLIC LAW

(101st Cong., 2d Sess.)

D 809

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House 101–	Senate 101–	House	Senate	House	Senate	Date approved	No. 101–
To designate February 2, 1989, as "National Women and Girls in Sports Day".	H.J. Res. 82 (S.J. Res. 32)	Jan. 19 1989	POCS						889	1155	Jan. 31	Feb. 5	Feb. 12	241
To designate the period commencing February 4, 1990, and ending February 10, 1990, as "National Burn Awareness Week".	S.J. Res. 217	Oct. 20 1989	POCS	Jud		Oct. 26 1989			1274	26463	Feb. 6	Oct. 27 1989	Feb. 12	242
To authorize certain United States assistance and trade benefits for Panama.	H.R. 3952 (S. 2073)	Feb. 6	FA App BFUA WM	FR	Feb. 7 Feb. 7	Feb. 6	401		1495	1615	Feb. 7	Feb. 7	Feb. 14	243
To designate the period commencing February 18, 1990, and ending February 24, 1990, as "National Visiting Nurse Associations Week".	S.J. Res. 103	Apr. 18 1989	POCS	Jud					1273	844	Feb. 6	Jan. 30	Feb. 14	244
Designating February 11 through February 17, 1990, as "Vocational-Technical Education Week".	S.J. Res. 130	May 12 1989	POCS	Jud		June 8 1989			888	11442	Jan. 31	June 9 1989	Feb. 14	245
To authorize appropriations for fiscal years 1990 and 1991 for the Department of State.	H.R. 3792 (H.R. 1487) (S. 1160)	Nov. 21 1989	FA FA	 FR	 Apr. 6 1989	 June 12 1989	 17	 46	30759	799	Nov. 21 1989	Jan. 30	Feb. 16	246
Designating February 16, 1990, as "Lithuanian Independence Day".	H.J. Res. 147	Feb. 22 1989	POCS	Jud					13943	844	June 29 1989	Jan. 30	Feb. 16	247
Designating the week of March 1 through March 7, 1990 as "National Quarter Horse Week".	S.J. Res. 186	Aug. 3 1989	POCS	Jud		Oct. 18			2116	25380	Feb. 21	Oct. 20 1989	Feb. 27	248
To amend the Immigration and Nationality Act to provide a procedure for an alien who dies while serving on active-duty with the United States Armed Forces during certain periods of hostilities to be considered a citizen of the United States at the time of the alien's death.	H.R. 150	Jan. 3 1989	Jud	Jud	Nov. 13 1989	Feb. 1	350		28551	2072	Nov. 13 1989	Feb. 20	Mar. 6	249
To amend the Elementary and Secondary Education Act of 1965 to extend the authorization for certain school dropout demonstration programs.	H.R. 2281	May 9 1989	EdL		June 13 1989		82		11569	2006	June 13 1989	Feb. 20	Mar. 6	250
To designate March 11, through March 17, 1990, as "Deaf Awareness Week".	S.J. Res. 227 (H.J. Res. 140)	Nov. 16 1989	POCS	Jud		Feb. 22			3636	2605	Mar. 7	Feb. 26	Mar. 13	251
To designate March 10, 1990, as "Harriet Tubman Day".	S.J. Res. 257	Feb. 20	POCS	Jud					3635	3565	Mar. 7	Mar. 6	Mar. 13	252
To change the name of "Marion Lake," located northwest of Marion, Kansas, to "Marion Reservoir".	S. 1016	May 17 1989	IIA PWT	EPW		Aug. 1			2666	18085	Feb. 27	Aug. 2 1989	Mar. 14	253
To extend and amend the Library Services and Construction Act.	H.R. 2742 (S. 1291)	June 22 1989	EdL		Sept. 12 1989		237		20133	24525	Sept. 12 1989	Oct. 12 1989	Mar. 15	254
To provide the Secretary of Agriculture authority regarding the sale of sterile screwworms.	H.R. 4010	Feb. 20	Agr	ANF	Feb. 24		408		2664	3412	Feb. 27	Mar. 5	Mar. 15	255
To designate March 25, 1990, as "Greek Independence Day: A National Day of Celebration of Greek and American Democracy".	S.J. Res. 243	Jan. 30	POCS	Jud		Feb. 22			4347	2606	Mar. 14	Feb. 26	Mar. 20	256

To authorize the conveyance of a parcel of land in Whitney Lake, Texas.	H.R. 2749	June 27 1989	PWT	AS EPW	....	Nov. 17	.....	.....	13663	3411	June 28 1989	Mar. 5	Mar. 20	257
Providing for the commemoration of the 100th anniversary of the birth of Dwight David Eisenhower.	S.J. Res. 237	Jan. 23	HA POCS R	Jud	.....	.....	.....	.....	4745	3230	Mar. 21	Mar. 1	Mar. 27	258
To redesignate the United States Post Office/Court House located in Salt Lake City, Utah, as the "Frank E. Moss Federal Building".	H.R. 3311	Sept. 20 1989	PWT	EPW	Nov. 17 1989	Mar. 9	375	.....	30010	4704	Nov. 17 1989	Mar. 20	Mar. 30	259
To provide for the striking of medals in commemoration of the bicentennial of the United States Coast Guard.	S. 1091	June 1 1989	BFUA	BHUA	.....	Sept. 29	.....	.....	4547	23042	Mar. 20	Oct. 3 1989	Mar. 30	260
To designate April 1990 as "National Prevent-A-Litter Month".	S.J. Res. 229	Nov. 20 1989	POCS	Jud	.....	Feb. 22	.....	.....	4347	2605	Mar. 14	Feb. 26	Mar. 30	261
To amend the Energy Policy and Conservation Act to extend the authority for titles I and II.	S. 2231 (H.R. 4167)	Mar. 5	EC	ENR	Mar. 15	Mar. 5	422	247	4545	4225	Mar. 20	Mar. 9	Mar. 31	262
To amend Public Law 91–34 relating to the police force of the National Zoological Park of the Smithsonian Institution.	S. 1521	Aug. 3 1989	HA	RAdm	.....	Sept. 28 1989	.....	145	720	22650	Jan. 30	Oct. 2 1989	Apr. 4	263
Designating April 1990 as "National Recycling Month".	S.J. Res. 250	Feb. 5	POCS	Jud	.....	Feb. 22	.....	.....	5764	2607	Mar. 28	Feb. 26	Apr. 4	264
Designating March 1990 as "United States Naval Reserve Month".	S.J. Res. 266	Mar. 5	POCS	Jud	.....	.....	.....	.....	5764	4704	Mar. 28	Mar. 20	Apr. 4	265
Designating April 9, 1990 as "National Former Prisoners of War Recognition Day".	S.J. Res. 190	Aug. 4 1989	POCS	Jud	.....	Feb. 22	.....	.....	4550	2605	Mar. 20	Feb. 26	Apr. 5	266
To designate April 6, 1990 as "Education Day, U.S.A.".	H.J. Res. 500	Mar. 5	POCS	.....	.....	.....	.....	.....	5765	5944	Mar. 28	Mar. 29	Apr. 6	267
To amend the Woodrow Wilson Memorial Act of 1968 to provide that the Secretary of Education and two additional individuals from private life shall be members of the Board of Trustees of the Woodrow Wilson International Center for Scholars.	H.R. 2692	June 20 1989	HA	RAdm	.....	.....	.....	.....	4546	5333	Mar. 20	Mar. 26	Apr. 9	268
To permit the transfer of the obsolete submarine U.S.S. Requin to the Carnegie Institute in Pittsburgh, Pennsylvania, before the expiration of the 60-day waiting period that would otherwise be applicable to the transfer.	S. 2151	Feb. 21	AS	AS	.....	Feb. 27	.....	.....	5701	3412	Mar. 28	Mar. 5	Apr. 9	269
To suspend section 332 of the Agricultural Adjustment Act of 1938 for the 1991 crop of wheat.	H.R. 4099	Feb. 26	Agr	ANF	Mar. 6	.....	414	.....	3451	5693	Mar. 6	Mar. 28	Apr. 10	270
To provide for five-year, staggered terms for members of the Federal Energy Regulatory Commission.	S. 388 (H.R. 908)	Feb. 8 1989	EC	ENR	Mar. 15	July 12	421	76	5515	29261	Mar. 27	Nov. 15 1989	Apr. 11	271
To ensure that funds provided under section 4213 of the Indian Alcohol and Substances Abuse Prevention and Treatment Act of 1986 may be used to acquire land for emergency shelters.	S. 1813	Oct. 31 1989	EC IIA	IA	..... Mar. 27	Nov. 15 1989	 432	207	6318	29460	Apr. 3	Nov. 16 1989	Apr. 18	272
To amend the Labor Management Relations Act of 1947 to permit parties engaged in collective bargaining to bargain over the establishment and administration of trust funds to provide financial assistance for employee housing.	S. 1949 (H.R. 4073)	Nov. 20 1989	EdL	LHR	Apr. 3	.....	441	.....	6322	31444	Apr. 3	Nov. 22 1989	Apr. 18	273
To amend the Organ Transplant Amendments Act of 1988 to change an effective date.	H.R. 3968	Feb. 6	EC	.....	Apr. 3	.....	447	.....	6625	6813	Apr. 4	Apr. 4	Apr. 23	274
To provide for the acquisition and publication of data about crimes that manifest prejudice based on race, religion, homosexuality or heterosexuality, or ethnicity.	H.R. 1048 (S. 419)	Feb. 22 1989	Jud	Jud	June 23 1989	May 1 1989	109	21	13603	1754	June 27 1989	Feb. 8	Apr. 23	275
Designating the week of April 22 through April 28, 1990, as "National Crime Victims' Rights Week".	S.J. Res. 242	Jan. 25	POCS	Jud	.....	Feb. 22	.....	.....	7315	6812	Apr. 18	Apr. 4	Apr. 25	276
To provide for the use and distribution of funds awarded the Seminole Indians in dockets 73, 151, and 73–A of the Indian Claims Commission.	S. 1096	June 1 1989	IIA	IA	Feb. 6	Nov. 19 1989	399	212	1232	31555	Feb. 6	Nov. 22 1989	May 10	277

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House 101–	Senate 101–	House	Senate	House	Senate	Date approved	No. 101–
To redesignate the Post Office located at 300 East Ninth Street in Austin, Texas, as the "Homer Thornberry Judicial Building".	H.R. 2334	May 11 1989	PWT	GA					19313	7173	Aug. 5 1989	Apr. 5	May 1	278
To authorize the President to proclaim the last Friday of April 1990 as "National Arbor Day".	S.J. Res. 258	Feb. 20	POCS	Jud		Feb. 22			7955	2608	Apr. 24	Feb. 26	May 1	279
To make technical changes in the Ethics Reform Act of 1989.	H.J. Res. 553	Apr. 23	Jud WM HA POCS R WM	.....					7933	8533	Apr. 24	Apr. 26	May 4	280
To amend the Federal Aviation Act of 1958 to extend the civil penalty assessment demonstration program.	S. 2533	Apr. 26	.....						9061	8531	May 1	Apr. 26	May 4	281
Designating May 6 through 12, 1990, as "Be Kind to Animals and National Pet Week".	S.J. Res. 236	Jan. 23	POCS	Jud		Feb. 22			9069	2606	May 1	Feb. 26	May 8	282
Designating the month of May as "Asian/Pacific American Heritage Month".	H.R. 3802	Nov. 21 1989	POCS						9311	9416	May 3	May 3	May 9	283
Designating the third week in May 1990 as "National Tourism Week".	S.J. Res. 153	June 7 1989	POCS	Jud					7314	3030	Apr. 18	Feb. 28	May 9	284
To designate the period commencing on May 6, 1990 and ending on May 12, 1990 as "National Drinking Water Week".	S.J. Res. 230	Nov. 20 1989	POCS	Jud		Feb. 22			9068	2606	May 1	Feb. 26	May 9	285
To provide for the establishment of the National Commission on Natural Resources Disasters, and to provide for increased planning and cooperation with local firefighting forces in the event of forest fires.	H.R. 1011	Feb. 9 1989	Agr IIA	ANF	Nov. 7 1989		333		28495	8533	Nov. 13 1989	Apr. 26	May 9	286
Designating May 13, 1990, as "Infant Mortality Awareness Day".	H.J. Res. 546	Apr. 4	POCS EC	.....					7952	8533	Apr. 24	Apr. 26	May 10	287
To grant the consent of Congress to the Quad Cities Interstate Metropolitan Authority Compact entered into between the States of Illinois and Iowa.	S. 1485	Aug. 3 1989	Jud	Jud	Apr. 25	Nov. 6 1989	462		9009	29243	May 1	Nov. 16 1989	May 10	288
To designate the month of May 1990 as "National Trauma Awareness Month".	S.J. Res. 224	Nov. 7 1989	POCS	Jud					9069	8105	May 1	Apr. 24	May 10	289
To designate the week of April 28, 1990, through May 5, 1990, as "Jewish Heritage Week".	S.J. Res. 241	Jan. 25	POCS	Jud		Feb. 22			9067	2608	May 1	Feb. 26	May 10	290
To designate the building located at 1515 Sam Houston Street in Liberty, Texas, as "M.P. Daniel and Thomas F. Calhoon, Senior, Post Office Building".	H.R. 922	Feb. 7 1989	POCS	EPW		May 7			26489	9819	Oct. 30 1989	May 9	May 17	291
To establish the Grand Island National Recreation Area in the State of Michigan.	H.R. 1472	Mar. 16 1989	IIA Agr	ENR	June 8 1989 July 21 1989	Mar. 5	78	248	16985	4705	July 31 1989	Mar. 20	May 17	292
To eliminate the 6-month limitation on the period for which civilian and military retirees may serve as temporary employees, in connection with the 1990 decennial census of population, without being subject to certain offsets from pay or other benefits.	H.R. 4637	Apr. 26	POCS						9057	9542	May 1	May 7	May 17	293

Designating May 1990 as "National Digestive Disease Awareness Month".	H.J. Res. 453 (S.J. Res. 254)	Nov. 21 1989	POCS						9665	9820	May 8	May 9	May 17	294
Commemorating May 18, 1990, as the 25th anniversary of Head Start.	H.J. Res. 490 (S.J. Res. 265)	Feb. 27	POCS	LHR					9069	9491	May 1	May 4	May 17	295
To award a Congressional Gold Medal to Laurance Spelman Rockefeller.	S. 1853	Nov. 8 1989	BFUA	BHUA		Mar. 21			9059	5332	May 1	Mar. 26	May 17	296
To redesignate the Federal buildings and courthouse located in East St. Louis, Illinois, as the "Melvin Price Federal Courthouse".	H.R. 2890	July 13 1989	PWT	EPW	Nov. 1 1989	May 7	326		27739	9819	Nov. 7 1989	May 9	May 22	297
To implement the Convention on the Prohibition of the Development, Production, and Stockpiling of Bacteriological (Biological) and Toxin Weapons and Their Destruction, by prohibiting certain conduct relating to biological weapons.	S. 993 (H.R. 237)	May 16 1989	Jud	Jud	May 7	Nov. 16 1989	476	210	9663	31266	May 8	Nov. 21 1989	May 22	298
Designating May 13, 1990, as the "National Day in Support of Freedom and Human Rights in China and Tibet".	S.J. Res. 275	Mar. 20	POCS	Jud					9999	7173	May 10	Apr. 5	May 23	299
To provide financial assistance to the Simon Wiesenthal Center in Los Angeles, California, for the education programs of the Museum of Tolerance.	S. 2300	Mar. 20		LHR		Apr. 24			9997	8977	May 10	May 1	May 24	300
To make miscellaneous amendments to Indian laws.	S. 1846	Nov. 7 1989		IA		Nov. 21 1989		226	9992	9191	May 10	May 2	May 24	301
Making dire emergency supplemental appropriations for disaster assistance, food stamps, unemployment compensation administration, and other urgent needs, and transfers, and reducing funds budgeted for military spending for the fiscal year September 30, 1990.	H.R. 4404	Mar. 27	App	App	Mar. 27	Apr. 24	434	272	6270	8849	Apr. 3	May 1	May 25	302
To amend title 5, United States Code, to allow Federal annuitants to make contributions for health benefits through direct payments rather than through annuity withholdings if the annuity is insufficient to cover the Federal employees' life insurance program; and to make a technical correction relating to the life insurance program.	H.R. 1805	Apr. 12 1989	POCS		Nov. 1 1989		327		27187	8532	Nov. 6 1989	Apr. 26	May 29	303
To redesignate the Federal building located at 1800 5th Avenue, North, in Birmingham, Alabama, as the "Robert S. Vance Federal Building".	H.R. 3961 (S. 2068)	Feb. 6	PWT	EPW	Apr. 19	May 7	453	280	7952	10098	Apr. 24	May 10	May 29	304
To require the Secretary of Education to conduct a comprehensive national assessment of programs carried out with assistance under chapter 1 of title 1 of the Elementary and Secondary Education Act of 1965.	H.R. 3910	Jan. 30	EdL		Feb. 20		404		2652	9543	Feb. 27	May 7	May 30	305
To amend the Wild and Scenic Rivers Act by designating segments of the East Fork of the Jemez and Pecos Rivers in New Mexico as components of the National Wild and Scenic Rivers System.	H.R. 644 (S. 940)	Jan. 24 1989	IIA	ENR	Sept. 17 1989	Aug. 30 1989	232	112	7413	11685	Apr. 19	May 22	June 6	306
To designate the week of June 10, 1990, through June 16, 1990, as "State-Supported Homes for Veterans Week".	S.J. Res. 231	Nov. 20 1989	POCS	Jud		Feb. 22			11560	2606	May 22	Feb. 26	June 6	307
To authorize and request the President to designate May 1990 as "National Physical Fitness and Sports Month".	S.J. Res. 267	Mar. 6	POCS	Jud					12229	9637	May 24	May 8	June 6	308
Designating "Baltic Freedom Day"	S.J. Res. 251	Feb. 7	FA POCS	Jud		Feb. 22			13642	2607	June 12	Feb. 26	June 18	309
To designate the week beginning June 10, 1990, as "National Scleroderma Awareness Week".	H.J. Res. 516	Mar. 14	POCS	Jud					13322	13581	June 7	June 11	June 18	310
To amend title 11 of the United States Code regarding swap agreements and forward contracts.	H.R. 4612 (S. 396)	Apr. 25	Jud	Jud	May 14	May 14	484	285	10421	13154	May 15	June 6	June 25	311

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			House	Senate	House	Senate	House 101–	Senate 101–	House	Senate	House	Senate	Date approved	No. 101–
To authorize the Secretary of Veterans Affairs to proceed with a proposed administrative reorganization of the regional field offices of the Veterans Health Services and Research Administration of the Department of Veterans Affairs, notwithstanding the notice-and-wait provisions in section 210(b) of title 38, United States Code.	S. 2700	May 24	.....	.....	.....	.....	.....	.....	13604	13158	June 12	June 6	June 25	312
To establish the Petroglyph National Monument in the State of New Mexico.	S. 286	Jan. 31 1989	IIA	ENR	May 21	Dec. 20 1989	491	230	11491	368	May 22	Jan. 24	June 27	313
Designating July 3, 1990, as "Idaho Centennial Day".	S.J. Res. 245	Jan. 30	POCS	Jud	.....	Feb. 22	.....	.....	13641	2607	June 12	Feb. 26	June 28	314
To designate June 25, 1990, as "Korean War Remembrance Day".	H.J. Res. 575	May 22	POCS	.....	.....	.....	.....	.....	14672	15421	June 19	June 22	June 28	315
To commemorate the 50th anniversary of the National Sheriffs' Association.	S.J. Res. 264	Mar. 1	POCS	Jud	.....	.....	.....	.....	14672	10413	June 19	May 15	June 28	316
Calling upon the United Nations to repeal the General Assembly Resolution 3379.	S.J. Res. 246	Jan. 31	FA	FR	.....	Mar. 6	.....	.....	14319	9416	June 18	May 3	June 29	317
To amend title 17, United States Code, to change the fee schedule of the Copyright Office, and to make certain technical amendments.	H.R. 1622 (S. 1271)	Mar. 23 1989	Jud	Jud	Oct. 13 1989	Apr. 19	279	267	24728	13904	Oct. 16 1989	June 13	July 3	318
To reduce the number of commissioners on the Copyright Royalty Tribunal, to change the salary classification rates for members of the Copyright Tribunal and the United States Parole Commission and for the Deputy and Assistant Commissioners of Patents and Trademarks.	H.R. 3046 (S. 1272)	July 28 1989	Jud	Jud	Nov. 3 1989	Apr. 19	329	268	28532	13905	Nov. 13 1989	June 13	July 3	319
To amend the Chesapeake and Ohio Canal Development Act to make certain changes relating to the Chesapeake and Ohio Canal National Historical Park Commission.	H.R. 3545	Oct. 31 1989	IIA	ENR	Apr. 24	June 7	456	312	7948	14267	Apr. 24	June 14	July 3	320
To amend the National Trails System Act to designate the route from Selma to Montgomery for study for potential addition to the national trails system.	H.R. 3834	Nov. 21 1989	IIA	ENR	Mar. 20	June 7	425	313	4548	14267	Mar. 20	June 14	July 3	321
To amend the Rail Passenger Service Act to authorize appropriations for the National Railroad Passenger Corporation.	H.R. 5075	June 19	EC	.....	.....	.....	.....	.....	15453	15513	June 25	June 25	July 6	322
To commemorate the bicentennial of the enactment of the law which provided civil government for the territory from which the State of Tennessee was formed.	H.J. Res. 555 (S.J. Res. 330)	Apr. 24	POCS	Jud	.....	June 14	.....	.....	12229	14477	May 24	June 18	July 6	323
To amend the Higher Education Act of 1965 to clarify the administrative procedures of the National Commission on Responsibilities for Financing Postsecondary Education.	S. 1999	Nov. 21 1989	EdL	.....	June 5	.....	517	.....	12621	31443	June 5	Nov. 21 1989	July 6	324
To designate July 10, 1990 as "Wyoming Centennial Day".	S.J. Res. 271	Mar. 8	POCS	Jud	.....	June 14	.....	.....	16160	14470	June 28	June 18	July 6	325
For the designation of July 22, 1990 as "Rose Fitzgerald Kennedy Family Appreciation Day".	S.J. Res. 315	May 15	POCS	.....	.....	.....	.....	.....	15327	10411	June 21	May 15	July 6	326
Designating July 2, 1990, as "National Literacy Day".	S.J. Res. 320	May 18	POCS	Jud	.....	June 14	.....	.....	15329	14476	June 21	June 18	July 6	327
To authorize appropriations for the National Space Council.	S. 2124	Feb. 8	.....	.....	.....	.....	.....	.....	15694	2072	June 26	Feb. 20	July 8	328
Designating July 19, 1990 as "Flight Attendant Safety Professionals' Day".	S.J. Res. 278	Mar. 28	POCS	Jud	.....	June 14	.....	.....	15698	14470	June 26	June 18	July 8	329

To amend the Child Nutrition Act of 1966 to provide that the Secretary of Agriculture may not consider, in allocating amounts to a State agency under the special supplemental food program for women, infants, and children for the fiscal year 1991, any amounts returned by such agency for reallocation during the fiscal year 1990 and to allow amounts allocated to a State for such program for the fiscal year 1991 to be expended for expenses incurred in fiscal year 1990.	H.R. 5149	June 25	EdL						16154	16574	June 28	June 29	July 12	330
To designate July 1, 1990, as "National Ducks and Wetlands Day".	H.J. Res. 599 (S.J. Res. 338)	June 12	POCS	Jud					16161	16580	June 28	June 29	July 13	331
To require the Secretary of the Treasury to mint coins in commemoration of the Golden Anniversary of the Mount Rushmore National Memorial.	H.R. 1028 (S. 148)	Feb. 21 1989	BFUA	BHUA		Oct. 26 1989			10433	16575	May 15	June 29	July 16	332
To authorize the Secretary of the Air Force to purchase certain property at Pease Air Force Base, New Hampshire.	H.R. 4252	Mar. 13	AS	AS		June 28			11305	16580	May 21	June 29	July 16	333
To amend the Ethics in Government Act of 1978 to increase the authorization of appropriations for the Office of Government Ethics.	H.R. 4525	Apr. 18	Jud POCS		May 31 June 21		502		15443	16576	June 25	June 29	July 16	334
Amending subchapter III of chapter 84 of title 5, United States Code.	H.R. 2514	May 31 1989	POCS	BHUA GA	Apr. 19	June 7	452		7929	16076	Apr. 24	June 27	July 17	335
To establish a clear and comprehensive prohibition of discrimination on the basis of disability.	S. 933 (H.R. 2273)	May 9 1989	EdL EC PWT Jud	LHR	May 15 May 15 May 14 May 15	Aug. 30 1989	485	116	11425	19903	May 22	Sept. 7 1989	July 26	336
To improve the ability of the Secretary of the Interior to properly manage certain resources of the National Park System.	H.R. 2844	June 29 1989	IIA	ENR		June 8		328	15151	14591	July 19 1989	June 19	July 27	337
Designating the week beginning July 22, 1990, as "Lyme Disease Awareness Week".	S.J. Res. 276	Mar. 22	POCS	Jud		June 14			17822	14470	July 17	June 18	July 27	338
Relating to NASA and the International Space Year	S.J. Res. 75	Mar. 9	FA SST	FR	June 7		532		13621	3804	June 12	Mar. 7	July 31	339
To designate September 13, 1990, as "National D.A.R.E. Day".	S.J. Res. 281	Mar. 29	POCS	Jud		June 17			17821	14470	July 17	June 18	July 31	340
To designate August 1, 1990, as "Helsinki Human Rights Day".	S.J. Res. 339	June 22	POCS	Jud		June 27			19756	16578	July 26	June 29	July 31	341
Designating the third Sunday of August of 1990 as "National Senior Citizens Day".	H.J. Res. 591	June 7	POCS	Jud					17821	18248	July 17	July 19	Aug. 2	342
To authorize and request the President to proclaim the month of November 1990, and thereafter as "Native American Indian Heritage Month".	H.J. Res. 577	May 24	POCS	Jud					15698	18248	June 26	July 19	Aug. 3	343
To establish the Kino Missions National Monument in the State of Arizona.	H.R. 2843	June 29	IIA	ENR	Mar. 13	June 20	418	362	4266	18669	Mar. 13	July 23	Aug. 6	344
Designating August 6, 1990, as "Voting Rights Celebration Day".	H.J. Res. 625	July 19	POCS						20894	21177	July 31	Aug. 1	Aug. 7	345
Designating the week of August 19 through 25, 1990, as "National Agricultural Research Week".	H.J. Res. 548 (S.J. Res. 321)	Apr. 4	POCS			June 14			17820	20135	July 17	July 27	Aug. 9	346
Recognizing the National Fallen Firefighters' Memorial at the National Fire Academy in Emmitsburg, Maryland, as the official national memorial to volunteer and career firefighters who die in the line of duty.	S.J. Res. 77 (H.J. Res. 183)	Mar. 3 1989	HA	RAdm		May 17		31	20426	26786	July 30	Nov 1 1989	Aug. 9	347
To designate the week of October 7, 1990, through October 13, 1990, as "Mental Illness Awareness Week".	S.J. Res. 256	Feb. 8	POCS	Jud		June 14			20897	14469	July 31	June 18	Aug. 9	348
To designate the second Sunday in October of 1990 as "National Children's Day".	S.J. Res. 316	May 16	POCS	Jud		June 14			20896	14475	July 31	June 18	Aug. 9	349
To provide for a temporary increase in the public debt limit.	H.R. 5350	July 24	WM		July 26		631		22177	22797	Aug. 3	Aug. 4	Aug. 9	350
To extend the expiration date of the Defense Production Act of 1950.	H.R. 5432	Aug. 2	BFUA						22025	23386	Aug. 2	Aug. 4	Aug. 9	351

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			House	Senate	House	Senate	House 101–	Senate 101–	House	Senate	House	Senate	Date approved	No. 101–
To direct the Consumer Product Safety Commission to promulgate fire safety standards for cigarettes.	H.R. 293	Jan. 3 1989	EC						20370	20367	July 30	July 30	Aug. 10	352
To designate the Agricultural Research Service, U.S. Department of Agriculture, animal health research building in Clay Center, Nebraska, as the "Virginia D. Smith Animal Health Research Laboratory".	H.R. 3048	July 28 1989	Agr	EPW					9046	22979	May 1	Aug. 4	Aug. 10	353
To amend the Public Health Service Act to establish a program of grants for the prevention and control of breast and cervical cancer.	H.R. 4790 (S. 2283)	May 10	EC	LHR	June 18	July 19	543	380	14313	22954	June 18	Aug. 4	Aug. 10	354
Designating September 21, 1990, as "National POW/MIA Recognition Day", and recognizing the National League of Families POW/MIA flag.	H.J. Res. 467 (S.J. Res. 327)	Feb. 5	POCS	Jud					12229	21917	May 24	Aug. 2	Aug. 10	355
To designate the Merrimack River, in the State of New Hampshire, as a river to be studied for inclusion in the National Wild and Scenic Rivers System.	S. 1046	May 18 1989	IIA	ENR	July 30	Dec. 20 1989	640	233	20459	373	July 30	Jan. 24	Aug. 10	356
To amend the Wild and Scenic Rivers Act of 1968 by designating segments of the Pemigewasset River in the State of New Hampshire for study as a National Wild and Scenic River.	S. 1524	Aug. 3 1989	IIA	ENR	July 30		639		20459	30645	July 30	Nov. 20 1989	Aug. 10	357
To authorize the Colonial Dames at Gunston Hall to establish a memorial to George Mason in the District of Columbia.	S. 1543 (H.R. 3687)	Aug. 4 1989	HA	RAdm		Feb. 28		245	20752	3803	July 31	Mar. 7	Aug. 10	358
To redesignate the Calamus Dam and Reservoir authorized under the Reclamation Project Authorization Act of 1972 as the Virginia Smith Dam and Calamus Lake Recreation Area.	S. 1875	Nov. 14 1989	IIA	EPW		May 22			20754	13678	July 31	June 12	Aug. 10	359
To amend the Energy Policy and Conservation Act to extend the authority for titles I and II.	S. 2952	Aug. 2							22300	21711	Aug. 4	Aug. 2	Aug. 10	360
Designating August 7, 1990, as "National Neighborhood Crime Watch Day".	S.J. Res. 296	Apr. 20	POCS	Jud		June 14			22489	14472	Aug. 4	June 18	Aug. 10	361
To designate August 13 through 19, 1990 as "Home Health Aide Week".	S.J. Res. 343	June 28	POCS	Jud					22490	17200	Aug. 4	July 12	Aug. 10	362
To establish the National Advisory Council on the Public Service.	H.R. 4872	May 21	POCS		June 21		551		15445	20135	June 25	July 27	Aug. 14	363
To amend the Wild and Scenic Rivers Act to study the eligibility of the St. Marys River in the States of Florida and Georgia for potential addition to the wild and scenic rivers system.	H.R. 76	Jan. 3 1989	IIA	ENR	Oct. 16 1989	June 7	284	311	24726	14267	Oct. 16 1989	June 14	Aug. 15	364
To amend the National Trails System Act by designating the Juan Bautista de Anza National Historic Trail.	H.R. 1159	Feb. 28 1989	IIA	ENR	Mar. 5	May 15	412	290	3452	11686	Mar. 6	May 22	Aug. 15	365
To amend title 38, United States Code, to improve recruitment and retention of nurses in the Department of Veterans Affairs by providing greater flexibility in the pay system for those nurses.	H.R. 1199	Mar. 1 1989	VA	VA	June 29 1989		106		13512	21884	June 27 1989	Aug. 2	Aug. 15	366
To designate the Federal building located at 777 Sonoma Avenue in Santa Rosa, California, as the "John F. Shea Federal Building".	H.R. 4035	Feb. 21	PWT	EPW	Apr. 19		454		7941	21916	Apr. 24	Aug. 2	Aug. 15	367
To amend the Public Health Service Act to extend the program of grants for preventive health services with respect to tuberculosis.	H.R. 4273 (S. 2630)	Mar. 14	EC	LHR	June 18	July 17	542	373	14312	23397	June 18	Aug. 4	Aug. 15	368
To implement the Inter-American Convention on International Commercial Arbitration.	H.R. 4314 (S. 1941)	Mar. 20	Jud	FR	Mar. 31	June 7	501		12600	23395	June 5	Aug. 4	Aug. 15	369

To amend the Federal Aviation Act of 1958 to extend the civil penalty assessment demonstration program.	H.R. 5131	June 21	PWT	CST	July 13	Aug. 3	602	425	17536	23399	July 16	Aug. 4	Aug. 15	370
Designating the week beginning September 16, 1990, as "National Give Kids a Fighting Chance Week".	H.J. Res. 515 (S.J. Res. 284)	Mar. 14	POCS	Jud	.....	.....	.....	.....	20896	23394	July 31	Aug. 4	Aug. 15	371
Designating January 6, 1991 through January 12, 1991 as "National Law Enforcement Training Week".	H.J. Res. 554 (S.J. Res. 288)	Apr. 24	POCS	Jud	.....	.....	.....	.....	17820	21917	July 17	Aug. 2	Aug. 15	372
Designating Labor Day weekend, September 1 through September 3, 1990, as "National Drive for Life Weekend".	H.J. Res. 627	July 19	POCS	.....	.....	.....	.....	.....	22493	23399	Aug. 4	Aug. 4	Aug. 15	373
To reauthorize appropriations to provide for and improve the drug treatment waiting period reduction grant program under the Public Health Service Act.	S. 2461	Apr. 19	EC	LHR	.....	June 25	.....	336	20378	16579	July 30	June 29	Aug. 15	374
To designate the month of September 1990 as "International Visitor's Month".	S.J. Res. 248	Feb. 1	POCS	Jud	.....	June 14	.....	.....	22490	14469	Aug. 4	June 18	Aug. 15	375
To amend title 5, United States Code, to grant appeal rights to members of the excepted service affected by adverse personnel actions.	H.R. 3086	Aug. 2 1989	POCS	GA	Nov. 3 1989	May 15	328	.....	27185	20365	Nov. 6 1989	July 30	Aug. 17	376
To revise the boundary of Gettysburg National Military Park in the Commonwealth of Pennsylvania.	H.R. 3248 (S. 1594)	Sept. 12 1989	IIA	ENR	May 1	Dec. 20 1989	467	229	9048	22999	May 1	Aug. 4	Aug. 17	377
To enroll twenty individuals under the Alaska Native Claims Settlement Act.	S. 666	Mar. 17 1989	IIA	ENR	June 10	May 18	575	297	16678	13155	July 10	June 6	Aug. 17	378
To clarify and strengthen the authority for certain Department of the Interior law enforcement services, activities, and officers in Indian country.	H.R. 498	Jan. 4 1989	IIA	IA	May 23 1989	Oct. 18 1989	60	167	10029	29838	May 23 1989	Nov. 18 1989	Aug. 18	379
To establish limitations on liability for damages resulting from oil pollution, and to establish a fund for the payment of compensation for such damages.	H.R. 1465 (S. 686)	Mar. 16 1989	FA IIA MMF PWT SST	EPW	.... Sept. 18 1989 Sept. 18 1989 Sept. 20 1989	July 28 1989	242	94	28271	30150	Nov. 9 1989	Nov. 19 1989	Aug. 18	380
To amend the Public Health Service Act to provide grants to improve the quality and availability of care for individuals and families with HIV disease.	S. 2240 (H.R. 4785)	Mar. 6	EC	LHR	Apr. 24	June 13	511	273	13921	10712	June 13	May 16	Aug. 18	381
To extend nondiscriminatory treatment to the products of the People's Republic of Hungary for five years.	H.R. 1594	Mar. 23 1989	WM	Fin	June 21 1989	Mar. 22	99	252	19696	8042	Sept. 7 1989	Apr. 24	Aug. 20	382
To amend the Energy Policy and Conservation Act to extend the authority for titles I and II.	S. 2088 (H.R. 3193)	Feb. 7	EC	ENR	July 16	May 15	604	289	17531	11685	July 16	May 22	Sept. 15	383
To amend title 39, United States Code, to allow free mailing privileges to be extended to members of the Armed Forces while engaged in temporary military operations under arduous circumstances.	S. 3033 (S. 195)	Sept. 12	BFUA FA WM	FR	..... Nov. 7 1989 Nov. 8 1989	Oct. 17 1989	334	166	24747	24551	Sept. 17	Sept. 14	Sept. 18	384
Designating the week beginning September 16, 1990, as "Emergency Medical Services Week".	H.J. Res. 568 (S.J. Res. 359)	May 15	POCS	Jud	.....	.....	.....	.....	24316	24682	Sept. 13	Sept. 17	Sept. 20	385
To amend the Act of June 20, 1910, to clarify in the State of New Mexico authority to exchange lands granted by the United States in trust, and to validate prior land exchanges.	S. 2597	May 9	IIA	ENR	.....	.....	.....	.....	23618	21234	Sept. 10	Aug. 2	Sept. 20	386
To designate the period commencing September 9, 1990, and ending on September 15, 1990, as "National Historically Black Colleges Week".	S.J. Res. 285	Apr. 4	POCS	Jud	.....	June 14	.....	.....	23667	14471	Sept. 10	June 18	Sept. 20	387
To designate October 1990 as "Polish-American Heritage Month".	S.J. Res. 289	Apr. 19	POCS	Jud	.....	June 14	.....	.....	23668	14471	Sept. 10	June 18	Sept. 20	388
Designating the month of October 1990 as "Crime Prevention Month".	S.J. Res. 309	May 8	POCS	Jud	.....	.....	.....	.....	23669	20694	Sept. 10	July 31	Sept. 20	389
To designate the week of September 16, 1990, through September 22, 1990, as "National Rehabilitation Week".	S.J. Res. 279	Mar. 29	POCS	Jud	.....	June 27	.....	.....	23668	16577	Sept. 10	June 29	Sept. 21	390

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			House	Senate	House	Senate	House 101–	Senate 101–	House	Senate	House	Senate	Date approved	No. 101–
To amend the Federal Fire Prevention and Control Act of 1974 to allow for the development and issuance of guidelines concerning the use and installation of automatic sprinkler systems and smoke detectors in places of public accommodation affecting commerce.	H.R. 94	Jan. 3 1989	SST	CST	Nov. 14 1989	Aug. 1	357	408	29948	22966	Nov. 17 1989	Aug. 4	Sept. 25	391
To amend the Carl D. Perkins Vocational Education Act to extend the authorities contained in such Act through fiscal year 1995.	H.R. 7 (S. 1109)	Jan. 3 1989	EdL	LHR	Apr. 28 1989	Nov. 21 1989	41	221	8628	6924	May 9 1989	Apr. 5	Sept. 25	392
Designating October 3, 1990, as "National Teacher Appreciation Day".	S.J. Res. 313	May 14	POCS	Jud	.....	June 27	.....	.....	24750	16578	Sept. 17	June 29	Sept. 25	393
To designate the week of September 23 through 29, 1990, as "Religious Freedom Week".	S.J. Res. 331	May 24	POCS	Jud	.....	June 14	.....	.....	24750	14476	Sept. 17	June 18	Sept. 25	394
To designate the week of September 30, 1990, through October 6, 1990, as "National Job Skills Week".	S.J. Res. 333	June 5	POCS	Jud	.....	June 14	.....	.....	24749	14477	Sept. 17	June 18	Sept. 25	395
To amend the Communications Act of 1934 to provide authorization of appropriations for the Federal Communications Commission.	H.R. 3265 (S. 1022)	Sept. 13 1989	EC	CST	Oct. 27 1989	Nov. 19 1989	316	215	26486	18235	Oct. 30 1989	July 19	Sept. 28	396
To extend the authorization of the Water Resources Research Act of 1984 through the end of fiscal year 1993.	H.R. 1101	Feb. 23 1989	IIA	EPW	June 16 1989	.....	76	.....	10830	21217	June 6 1989	Aug. 2	Sept. 28	397
To establish a commission to prepare a report on the feasibility of creating a Mississippi River National Heritage Corridor.	H.R. 2174	May 2 1989	IIA	ENR	June 5	Aug. 3	525	423	13624	23784	June 12	Sept. 11	Sept. 28	398
To provide for the acquisition of the William Johnson House and its addition to the Natchez National Historical Park.	H.R. 4501	Apr. 4	IIA	ENR	June 21	Aug. 3	550	424	15457	23784	June 25	Sept. 11	Sept. 28	399
To authorize a study on methods to commemorate the nationally significant highway known as Route 66.	S. 963 (H.R. 3493)	May 10 1989	IIA	ENR	June 30	July 27 1989	637	89	20753	18032	July 31	Aug. 2 1989	Sept. 28	400
To designate certain lands in the State of Maine as wilderness.	S. 2205 (H.R. 4145)	Feb. 28	Agr IIA	ANF	Sept. 17	May 21	714	299	24709	13155	Sept. 17	June 6	Sept. 28	401
To provide for the temporary extension of certain programs relating to housing and community development.	H.R. 5747	Sept. 28	BFUA	.....	.....	.....	.....	.....	26573	26558	Sept. 28	Sept. 28	Oct. 1	402
Making continuing appropriations for the fiscal year 1991, supplemental appropriations for "Operation Desert Shield" for the fiscal year 1990.	H.J. Res. 655	Sept. 25	App	.....	Sept. 25	.....	754	.....	26682	26669	Sept. 30	Sept. 30	Oct. 1	403
To require the Secretary of the Treasury to mint coins in commemoration of the 50th anniversary of the United Services Organization.	H.R. 2761	June 27 1989	BFUA	BHUA	.....	.....	.....	.....	10436	25267	May 15	Sept. 20	Oct. 2	404
To extend the temporary increase in the public debt limit.	H.R. 5755	Sept. 30	WM	.....	.....	.....	.....	.....	26691	26674	Sept. 30	Sept. 30	Oct. 2	405
To authorize the minting of commemorative coins to support the training of American athletes participating in the 1992 Olympic Games.	H.R. 4962	June 5	BFUA	.....	.....	.....	.....	.....	24695	25268	Sept. 17	Sept. 20	Oct. 3	406
To extend the expiration date of the Defense Production Act of 1950.	H.R. 5725	Sept. 26	BFUA	.....	.....	.....	.....	.....	26289	26680	Sept. 27	Sept. 30	Oct. 4	407
To authorize grants to improve the capability of Indian tribal governments to regulate environmental quality.	S. 2075	Feb. 6	IIA	IA	Sept. 24	Mar. 16	743	295	25507	11804	Sept. 24	May 23	Oct. 4	408
To authorize the President to call and conduct a National White House Conference on Small Business.	H.R. 4773	May 9	SB	.....	Aug. 4	.....	669	.....	23635	24889	Sept. 10	Sept. 18	Oct. 5	409

To increase civil monetary penalties based on the effect of inflation.	S. 535	Mar. 8 1989	GO	GA	Sept. 13	Jan. 31	697	240	25506	2397	Sept. 24	Feb. 22	Oct. 5	410
To extend the expiration date of the Defense Production Act of 1950 to October 20, 1990.	S. 3155	Oct. 3	.....	.....	.....	.....	.....	.....	27737	27259	Oct. 5	Oct. 3	Oct. 6	411
Making further continuing appropriations for fiscal year 1991.	H.J. Res. 666	Oct. 7	App WM	.....	.....	.....	.....	.....	28000	28050	Oct. 8	Oct. 9	Oct. 9	412
To designate October 6, 1990, as "German-American Day".	H.J. Res. 469 (S.J. Res. 277)	Feb. 6	POCS	Jud	.....	Sept. 27	.....	.....	20895	26553	July 31	Sept. 28	Oct. 11	413
To designate the month of October 1990 as "Country Music Month".	H.J. Res. 603 (S.J. Res. 365)	June 14	POCS	Jud	.....	Sept. 27	.....	.....	24751	26553	Sept. 17	Sept. 28	Oct. 11	414
Designating October 1990 as "National Breast Cancer Awareness Month".	S.J. Res. 301	Apr. 26	POCS	Jud	.....	June 14	.....	.....	26892	14474	Oct. 1	June 18	Oct. 11	415
To grant a temporary extension on the authority under which the Government may accept the voluntary services of private-sector executives; to clarify the status of Federal employees assigned to private-sector positions while participating in an executive exchange program.	H.R. 5643	Sept. 18	Jud POCS	.....	.....	.....	.....	.....	26623	27035	Sept. 28	Oct. 2	Oct. 12	416
To commemorate the centennial of the creation by Congress of Yosemite National Park.	H.J. Res. 398	Sept. 6 1989	POCS	Jud	.....	.....	.....	.....	3634	26735	Mar. 7	Oct. 1	Oct. 12	417
Designating March 1990 as "Irish-American Heritage Month".	H.J. Res. 482	Feb. 21	POCS	Jud	.....	.....	.....	.....	22492	26735	Aug. 4	Oct. 1	Oct. 12	418
To convey certain Oregon and California Railroad Grant Lands in Josephine County, Oregon to the Rogue Community College District.	S. 1738	Oct. 6 1989	IIA	ENR	Sept. 24	May 9	741	282	26297	11083	Sept. 27	May 17	Oct. 12	419
To amend section 5948 of title 5, United States Code, to reauthorize physicians comparability allowances.	S. 2588	May 8	POCS	GA	.....	.....	.....	.....	26811	25988	Oct. 1	Sept. 26	Oct. 12	420
To amend the Contract Services for Drug Dependent Federal Offenders Act of 1978 to provide additional authorizations for appropriations.	H.R. 3007	July 25 1989	Jud	Jud	Oct. 6 1989	Sept. 27	272	.....	23959	26553	Oct. 10 1989	Sept. 28	Oct. 12	421
To authorize appropriations for the Administrative Conference of the United States for fiscal years 1991, 1992, 1993, and 1994.	H.R. 3897 (S. 2224)	Jan. 25	Jud	Jud	May 31	Sept. 14	500	.....	12646	24681	June 5	Sept. 17	Oct. 12	422
To establish a national policy on permanent papers.	S.J. Res. 57 (H.J. Res. 226)	Feb. 8 1989	GO HA	GA	Aug. 22	.....	680	.....	24704	16954	Sept. 17	July 31 1989	Oct. 12	423
To establish calendar year 1992 as the "Year of Clean Water".	S.J. Res. 181	July 19 1989	POCS	Jud	.....	Oct. 18 1989	.....	.....	26894	25380	Oct. 1	Oct. 20 1989	Oct. 12	424
To require the Secretary of Energy to establish three Centers for Metal Casting Competitiveness Research.	H.R. 1243	Mar. 2 1989	SST	CST	Mar. 1	Mar. 28	410	258	3461	6579	Mar. 6	Apr. 3	Oct. 15	425
To provide jurisdiction and procedures for claims for compassionate payments for injuries due to exposure to radiation from nuclear testing.	H.R. 2372	May 16 1989	Jud	.....	Apr. 25	.....	463	.....	12633	21177	June 5	Aug. 1	Oct. 15	426
To redesignate the Interstate Highway System as the Dwight D. Eisenhower Interstate Highway System.	S. 2806	June 28	.....	EPW	.....	Sept. 26	.....	.....	28401	27493	Oct. 10	Oct. 4	Oct. 15	427
To amend title 5, United States Code, with respect to retirement of members of the Capitol Police.	H.R. 5641	Sept. 18	HA POCS	.....	.....	.....	.....	.....	26286	27036	Sept. 27	Oct. 2	Oct. 15	428
To amend the Federal securities laws in order to provide additional enforcement remedies for violations of those laws.	S. 647 (H.R. 5325)	Mar. 17 1989	EC	BHUA	.....	June 26	.....	337	18687	18092	July 23	July 18	Oct. 15	429
To authorize the acquisition of additional lands containing Indian burial grounds for inclusion in the Knife River Indian Villages National Historic Site, North Dakota, and to provide additional development funding for the historic site visitor center.	S. 1230	June 22 1989	IIA	ENR EPW	July 30	Mar. 22	638	256	20459	5694	July 30	Mar. 28	Oct. 15	430
To require new televisions to have built in decoder circuitry.	S. 1974 (H.R. 4267)	Nov. 21 1989	EC	CST	Sept. 27	July 25	767	393	26853	21921	Oct. 1	Aug. 2	Oct. 15	431
To amend the Securities Exchange Act of 1934 to provide additional authorities to the Securities and Exchange Commission to prevent disruptions to the Nation's securities markets.	H.R. 3657 (S. 648)	Nov. 14 1989	EC	BHUA	June 5	May 22	524	300	12624	25711	June 5	Sept. 25	Oct. 16	432

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To amend the Age Discrimination in Employment Act of 1967 to clarify the protections given to older individuals in regard to employee benefit plans.	S. 1511 (H.R. 3200)	Aug. 3 1989	EdL	LHR	Aug. 3	Apr. 5	664	263	27293	25350	Oct. 3	Sept. 24	Oct. 16	433
To amend the Appalachian Regional Development Act of 1965 to include Columbiana County, Ohio, as part of the Appalachian region.	H.R. 435	Jan. 4 1989	PWT	EPW	Nov. 7 1989	Sept. 26	374	.....	30010	27493	Nov. 17 1989	Oct. 4	Oct. 17	434
To require the Federal Communications Commission to prescribe rules to protect consumers from unfair practices in the provision of operator services.	H.R. 971 (S. 1660)	Feb. 9 1989	EC	CST	Aug. 30	Aug. 3 1989	213	439	21465	26736	Sept. 25 1989	Oct. 1	Oct. 17	435
To provide for the transfer of certain lands to the State of California.	H.R. 2809	June 29 1989	IIA	ENR	Nov. 9 1989	Aug. 30	337	430	28476	23784	Nov. 13 1989	Sept. 11	Oct. 17	436
To require the Federal Communications Commission to reinstate restrictions on advertising during children's television, to enforce the obligation of broadcasters to meet the educational and informational needs of the child audience.	H.R. 1677 (S. 1992)	Apr. 5 1989	EC	CST	Nov. 21 1989	Nov. 22 1989	385	227	18683	25307	July 23	Sept. 24	Oct. 17	437
To provide for the construction, operation, and maintenance of an extension of the American Canal at El Paso, Texas.	H.R. 4758	May 9	FA IIA	EPW	.....	Sept. 26	.....	.....	13638	27492	June 12	Oct. 4	Oct. 18	438
Designating October 1990 as "National Domestic Violence Awareness Month".	H.J. Res. 602	June 13	POCS	Jud	.....	.....	.....	.....	26895	28242	Oct. 1	Oct. 10	Oct. 18	439
To amend the Energy Policy and Conservation Act to increase the efficiency and effectiveness of State energy conservation programs carried out pursuant to such Act.	S. 247 (H.R. 711)	Jan. 25 1989	EC	ENR	July 30	Jan. 10	646	235	26818	623	Oct. 1	Jan. 25	Oct. 18	440
To amend Public Law 99–647, establishing the Blackstone River Valley Heritage Corridor Commission, to authorize the Commission to take immediate action in furtherance of its purposes and to increase the authorization of appropriations for the Commission.	S. 830	Apr. 18 1989	IIA	ENR	Sept. 17	July 6 1989	712	63	24726	14769	Sept. 17	July 14 1989	Oct. 18	441
To authorize the acquisition of certain lands in the State of Louisiana for inclusion in the Vicksburg National Military Park.	S. 2437	Apr. 5	IIA	ENR	Sept. 24	June 7	744	309	26294	14267	Sept. 27	June 14	Oct. 18	442
To amend the Act entitled "An Act to Extend the Wetlands Loan Act", to provide for the expansion of the Stewart B. McKinney National Wildlife Refuge.	H.R. 3468	Oct. 13 1989	MMF	EPW	June 5	Oct. 1	522	484	18336	28079	July 19	Oct. 9	Oct. 19	443
Making further continuing appropriations for the fiscal year 1991.	H.J. Res. 677	Oct. 18	App WM	.....	.....	.....	.....	.....	31016	31233	Oct. 18	Oct. 19	Oct. 19	444
To strengthen national nutrition monitoring by requiring the Secretary of Agriculture and the Secretary of Health and Human Services to prepare and implement a ten-year plan to assess the dietary and nutritional status of the United States population, to support research on, and development of, nutrition monitoring, to foster national nutrition education, and to establish dietary guidelines.	H.R. 1608	Mar. 23 1989	Agr	.....	Oct. 2	.....	788	.....	27047	27851	Oct. 2	Oct. 5	Oct. 22	445
To improve the information available to emergency response personnel in the field.	H.R. 4522	Apr. 18	SST	CST	May 3	Aug. 30	473	452	9662	27855	May 8	Oct. 5	Oct. 22	446

To transfer to the Secretary of the Interior the administration of the surface rights in approximately 10,650 acres of land presently within the boundaries of the San Carlos Indian Reservation, Arizona, and managed by the Forest Service as part of the Coronado National Forest.	H.R. 4593	Apr. 24	IIA	.....	Aug. 3	.....	666	.....	26744	27854	Oct. 1	Oct. 5	Oct. 22	447
To designate the Federal building located at 51 Southwest 1st Avenue in Miami, Florida, as the "Claude Pepper Federal Building".	H.R. 4985 (S. 2965)	June 7	PWT	EPW	Sept. 10	Sept. 26	689	.....	23630	27854	Sept. 10	Oct. 5	Oct. 22	448
To amend the John F. Kennedy Center Act to authorize appropriations for maintenance, repair, alteration and other services necessary for the John F. Kennedy Center for the Performing Arts.	H.R. 5070 (S. 2879)	June 19	PWT	EPW	Aug. 3	Sept. 26	662	.....	23628	27854	Sept. 10	Oct. 5	Oct. 22	449
To designate October 17, 1990 as "National Drug-Free Schools and Communities Education and Awareness Day".	S.J. Res. 304	May 3	POCS	Jud	.....	June 14	.....	.....	29933	14474	Oct. 16	June 18	Oct. 22	450
To designate the week of October 14, 1990, through October 20, 1990, as "National Radon Action Week".	S.J. Res. 317	May 16	POCS	Jud	.....	June 14	.....	.....	29927	14475	Oct. 16	June 18	Oct. 22	451
To authorize a joint Federal, State, and Tribal study for the restoration of the fishery resources of the Chehalis River Basin, Washington.	H.R. 3787	Nov. 20 1989	MMF	EPW	July 12	Oct. 1	594	485	17544	28079	July 16	Oct. 9	Oct. 24	452
To amend title 31, United States Code, to improve cash management of funds transferred between the Federal Government and the States.	H.R. 4279 (S. 926)	Mar. 15	GO	GA	Sept. 13	.....	696	.....	25505	28242	Sept. 24	Oct. 10	Oct. 24	453
To provide a permanent endowment for the Eisenhower Exchange Fellowship Program.	S. 2017 (H.R. 4054)	Jan. 23	FA	FR	Oct. 3	June 28	798	.....	27372	26435	Oct. 3	Sept. 27	Oct. 24	454
To authorize the Board of Regents of the Smithsonian Institution to plan, design, construct, and equip space in the East Court of the National Museum of Natural History building.	S. 2540 (H.R. 4463)	Apr. 27	HA PWT	RA	Oct. 5	June 27	810	342	28405	16786	Oct. 10	July 10	Oct. 24	455
To redesignate the Federal building located at 1 Bowling Green in New York, New York, as the "Alexander Hamilton United States Custom House".	S. 3046 (H.R. 5595)	Sept. 13	PWT	EPW	Oct. 5	Sept. 26	812	.....	28403	27491	Oct. 10	Oct. 4	Oct. 24	456
To designate the Department of Veterans Affairs Medical Center in Albany, New York, as the "Samuel S. Stratton Department of Veterans Affairs Medical Center".	S. 3127	Sept. 27	.....	VA	.....	.....	.....	.....	29147	26433	Oct. 15	Sept. 27	Oct. 24	457
Designating October 1990 as "Ending Hunger Month".	S.J. Res. 342 (H.J. Res. 610)	June 28	POCS	Jud	.....	Sept. 27	.....	.....	29941	26551	Oct. 16	Sept. 28	Oct. 24	458
To designate October 20 through 28, 1990, as "National Red Ribbon Week for a Drug-Free America".	S.J. Res. 346	July 11	POCS	Jud	.....	.....	.....	.....	29929	24682	Oct. 16	Sept. 17	Oct. 24	459
Designating October 1990, as "Italian-American Heritage and Culture Month".	S.J. Res. 349	July 13	POCS	Jud	.....	Sept. 27	.....	.....	29940	26552	Oct. 16	Sept. 28	Oct. 24	460
Making further continuing appropriations for the fiscal year 1991.	H.J. Res. 681	Oct. 24	App WM	.....	.....	.....	.....	.....	33736	33511	Oct. 24	Oct. 24	Oct. 25	461
To provide for the extension of certain authority for the Marshal of the Supreme Court and the Supreme Court Police.	H.R. 4757 (S. 2572)	May 9	Jud	.....	May 31	.....	503	.....	12647	27847	June 5	Oct. 5	Oct. 25	462
Designating the week of October 23 through October 29, 1990, as "Eating Disorders Awareness Week".	H.J. Res. 214	Mar. 22 1989	POCS	.....	.....	.....	.....	.....	29929	30410	Oct. 16	Oct. 18	Oct. 25	463
Designating October 13 through 20, 1990, as "American Textile Industry Bicentennial Week".	H.J. Res. 518	Mar. 14	POCS	.....	.....	.....	.....	.....	29930	30410	Oct. 16	Oct. 18	Oct. 25	464
Designating October 22 through 28, 1989, as "World Population Awareness Week".	S.J. Res 158	June 16 1989	POCS	Jud	.....	.....	.....	.....	29931	23872	Oct. 16	Oct. 6 1989	Oct. 25	465
Waiving certain enrollment requirements with respect to any reconciliation bill, or continuing resolution for the remainder of the One Hundred First Congress.	H.J. Res. 682	Oct. 24	.....	.....	.....	.....	.....	.....	33735	35491	Oct. 24	Oct. 26	Oct. 27	466
Making further continuing appropriations for the fiscal year 1991.	H.J. Res. 687	Oct. 27	App WM	.....	.....	.....	.....	.....	36903	36402	Oct. 27	Oct. 27	Oct. 28	467
To designate the period commencing February 17, 1991, and ending February 23, 1991, as "National Visiting Nurse Associations Week".	S.J. Res 270	Mar. 8	POCS	Jud	.....	Sept. 27	.....	.....	29935	26550	Oct. 16	Sept. 28	Oct. 30	468

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			House	Senate	House	Senate	House 101–	Senate 101–	House	Senate	House	Senate	Date approved	No. 101–
Designating November 11 through 17, 1990, as "Geography Awareness Week".	S.J. Res. 323	May 22	POCS	Jud	.....	Sept. 27	.....	.....	39934	26551	Oct. 16	Sept. 28	Oct. 30	469
Designating April 7 through 13, 1991, as "National County Government Week".	S.J. Res. 347	July 12	POCS	Jud	.....	.....	.....	.....	29937	26551	Oct. 16	Sept. 28	Oct. 30	470
To designate the month of May 1991, as "National Trauma Awareness Month".	S.J. Res. 351	July 13	POCS	Jud	.....	.....	.....	.....	29934	26735	Oct. 16	Oct. 1	Oct. 30	471
To designate the period commencing on November 18, 1990, and ending on November 24, 1990, as "National Adoption Week".	S.J. Res. 362	Sept. 12	POCS	Jud	.....	.....	.....	.....	29939	26553	Oct. 16	Sept. 28	Oct. 30	472
To designate March 30, 1991, as "National Doctors Day".	S.J. Res. 366	Sept. 17	POCS	Jud	.....	Sept. 27	.....	.....	29938	26553	Oct. 16	Sept. 28	Oct. 30	473
To establish a comprehensive personnel system for employees of the Administrative Office of the United States Court.	H.R. 4174	Mar. 5	POCS Jud	.....	Sept. 28	.....	770	.....	26812	28589	Oct. 1	Oct. 11	Oct. 30	474
To amend section 28(w) of the Mineral Leasing Act.	H.R. 5579 (S. 3017)	Sept. 11	IIA	.....	.....	.....	833	.....	28437	29117	Oct. 10	Oct. 15	Oct. 30	475
To reauthorize the Education of the Handicapped Act.	S. 1824 (H.R. 1013)	Oct. 31 1989	EdL	LHR	.....	Nov. 15 1989	.....	204	14322	29439	June 18	Nov. 16 1989	Oct. 30	476
To reauthorize the Tribally Controlled Community College Assistance Act of 1978 and the Navajo Community College Act.	S. 2167 (H.R. 5040)	Feb. 22	EdL	IA	.....	July 16	.....	371	28721	28590	Oct. 12	Oct. 11	Oct. 30	477
To amend the Act incorporating the American Legion as to redefine eligibility for membership therein.	S. 3091	Sept. 24	Jud	Jud	.....	Sept. 27	.....	.....	29286	26550	Oct. 16	Sept. 28	Oct. 30	478
To allow a certain parcel of land in Rockingham County, Virginia, to be used for a child care center.	H.R. 3888	Jan. 24	IIA	ENR	June 27	Oct. 11	578	525	16660	30438	July 10	Oct. 18	Oct. 31	479
To amend the Act entitled "An Act to incorporate the American University", approved February 24, 1893, to clarify the relationship between the Board of Trustees of the American University and the General Board of Higher Education and Ministry of the United Methodist Church.	H.R. 5749	Sept. 28	DC	.....	Oct. 5	.....	805	.....	29203	30438	Oct. 15	Oct. 18	Oct. 31	480
Designating April 16, 1990, as "National Sarcoidosis Awareness Day".	H.J. Res. 519	Mar. 14	POCS	Jud	.....	.....	.....	.....	22491	29627	Aug. 4	Oct. 16	Oct. 31	481
Acknowledging the sacrifices that military families have made on behalf of the Nation and designating November 19, 1990, as "National Military Families Recognition Day".	H.J. Res. 566	May 9	.....	.....	.....	.....	.....	.....	29938	30410	Oct. 16	Oct. 18	Oct. 31	482
Committing to the private sector the responsibility for support of the Civic Achievement Award Program in Honor of the Office of Speaker of the House of Representatives.	H.J. Res. 587	June 6	.....	.....	.....	.....	.....	.....	29154	31222	Oct. 15	Oct. 19	Oct. 31	483
To provide for the restoration of Federal recognition to the Ponca Tribe of Nebraska.	S. 1747	Oct. 11 1989	IIA	IA	Oct. 1	June 12	776	330	28339	18100	Oct. 10	July 18	Oct. 31	484
To establish the Weir Farm National Historic Site in the State of Connecticut.	S. 2059	Feb. 5	IIA	ENR	Oct. 1	June 8	782	318	28376	14269	Oct. 10	June 14	Oct. 31	485
To settle certain claims of the Zuni Indian Tribe.	S. 2203 (H.R. 4143)	Feb. 28	IIA	IA	Sept. 21	June 6	727	306	28337	15224	Oct. 10	June 21	Oct. 31	486
To designate the planned Department of Veterans Affairs Medical Center in Honolulu, Hawaii, as the "Spark M. Matsunaga Department of Veterans Affairs Medical Center".	S. 3032	Sept. 12	.....	VA	.....	.....	.....	.....	31522	30410	Oct. 20	Oct. 18	Oct. 31	487
To designate the Department of Veterans Affairs Medical Center in Charleston, South Carolina, as the "Ralph H. Johnson Department of Veterans Affairs Medical Center".	S. 3216	Oct. 18	.....	.....	.....	.....	.....	.....	31525	30412	Oct. 20	Oct 18	Oct. 31	488

To designate November 6, 1990, as "National Philanthropy Day".	S.J. Res.	293	Apr. 19	POCS	Jud	.....	Sept. 27	.....	.....	29939	26550	Oct. 16	Sept. 28	Oct. 31	489
Designating November 11 through November 17, 1990, as "National Women Veterans Recognition Week".	S.J. Res.	307	May 4	POCS	Jud	.....	Sept. 27	.....	.....	29937	26550	Oct. 16	Sept. 28	Oct. 31	490
To designate June 3 through 9, 1990, as "Week of the National Observance of the 50th Anniversary of World War II".	S.J. Res.	324	May 22	POCS	Jud	.....	Sept. 27	.....	.....	29941	16578	Oct. 16	June 29	Oct. 31	491
To designate September of 1991 as "National Rice Month".	S.J. Res.	353	July 24	POCS	Jud	.....	Sept. 27	.....	.....	29928	26552	Oct. 16	Sept. 28	Oct. 31	492
To amend title 39, United States Code, to make nonmailable any unsolicited sample of a drug or other hazardous household substance which does not meet child-resistant packaging requirements.	H.R.	5209	June 28	POCS	.....	Sept. 26	.....	758	.....	26813	29631	Oct. 1	Oct. 16	Oct. 31	493
To provide for the temporary extension of certain laws relating to housing and community development.	H.R. (S. 1676)	5933	Oct. 26	EdL	LHR	.....	July 10	.....	360	35155	36318	Oct. 27	Oct. 27	Oct. 31	494
To require the Secretary of the Treasury to mint a silver dollar coin in commemoration of the 38th anniversary of the ending of the Korean War and in honor of those who served.	S.	2737	June 14	BFUA	BHUA	.....	.....	.....	.....	28400	20133	Oct. 10	July 27	Oct. 31	495
To reauthorize the Developmental Disabilities Assistance and Bill of Rights Act.	S. (H.R. 5679)	2753	June 19	EC	LHR	.....	July 18	.....	376	28258	21901	Oct. 10	Aug. 2	Oct. 31	496
Waiving certain enrollment requirements with respect to S. 2830, the Food, Agriculture, Conservation and Trade Act of 1990.	S.J. Res.	388	Oct. 27	.....	.....	.....	.....	.....	.....	37002	36403	Oct. 28	Oct. 27	Oct. 31	497
To amend the Mining and Mineral Resources Research Institute Act of 1984.	H.R.	4111	Feb. 27	IIA	ENR	Apr. 26	Oct. 3	465	496	16650	29636	July 10	Oct. 16	Nov. 2	498
To authorize and direct the Secretary of the Interior to conduct a study of the feasibility of establishing a unit of the National Park System to interpret and commemorate the origins, development, and progression of jazz in the United States.	S.	2846	July 12	IIA	ENR	Oct. 15	Sept. 20	879	469	29455	26001	Oct. 16	Sept. 26	Nov. 2	499
To prohibit the use of refrigerated motor vehicles for the transportation of solid waste, to prohibit the use of cargo tanks in providing motor vehicle transportation of food and hazardous materials.	H.R. (S. 2393)	3386	Oct. 2 1989	PWT EC	CST	Dec. 1	Apr. 3	390	332	5513	25259	Mar. 27	Sept. 20	Nov. 3	500
To authorize appropriations for fiscal years 1991 through 1994 to carry out the Head Start Act, the Follow Through Act, the Community Services Block Grant Act, and the Low-Income Home Energy Assistance Act of 1981.	H.R.	4151	Mar. 1	EdL	LHR	Mar. 1	May 22	480	421	10617	24845	May 16	Sept. 18	Nov. 3	501
To amend the Public Health Service Act to extend various programs with respect to vaccine-preventable diseases.	H.R. (S. 2629)	4238	Mar. 8	EC	LHR	July 23	July 24	611	390	18675	28974	July 23	Oct. 12	Nov. 3	502
To provide for the renegotiation of certain leases of the Seneca Nation.	H.R. (S. 2895)	5367	July 25	IIA	IA	Oct. 10	Oct. 8	832	511	28342	29626	Oct. 10	Oct. 16	Nov. 3	503
To amend the Age Discrimination Claims Assistance Act of 1988 to extend the statute of limitations applicable to certain additional claims under the Age Discrimination in Employment Act of 1967.	H.R.	5794	Oct. 4	EdL	LHR	.....	.....	.....	.....	28690	30955	Oct. 11	Oct. 19	Nov. 3	504
Granting the consent of Congress to amendments to the Washington Metropolitan Area Transit Regulation Compact.	H.J. Res.	520	Mar. 15	Jud	Jud	May 31	Aug. 30	504		12641	26434	June 5	Sept. 27	Nov. 3	505
Making appropriations for Rural Development, Agriculture, and Related Agencies programs for the fiscal year ending September 30, 1991.	H.R.	5268	July 13	App	App	July 13	Sept. 19	598	468	17889	25707	July 18	Sept. 25	Nov. 5	506
Making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1991.	H.R.	5158	June 26	App	App	June 26	Sept. 26	556	474	16108	27240	June 28	Oct. 3	Nov. 5	507
To provide for reconciliation to section 4 of the concurrent resolution on the budget for fiscal year 1991.	H.R. (S. 3209)	5835	Oct. 15	Bud	Bud	Oct. 16	Oct. 16	881	.....	29676	30731	Oct. 16	Oct. 19	Nov. 5	508

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			House	Senate	House	Senate	House 101–	Senate 101–	House	Senate	House	Senate	Date approved	No. 101–
Making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1991.	H.R. 5241	July 11	App	App	July 11	Aug. 1	589	411	17476	23739	July 13	Sept. 11	Nov. 5	509
To authorize appropriations for fiscal year 1991 for military functions of the Department of Defense and to prescribe military personnel levels for fiscal year 1991.	H.R. 4739 (S. 2884)	May 8	AS	.....	Aug. 3	.....	665	.....	25154	25832	Sept. 19	Sept. 25	Nov. 5	510
Making appropriations for the Department of Defense for the fiscal year ending September 30, 1991.	H.R. 5803	Oct. 9	App	App	.....	.....	822	.....	28724	29041	Oct. 12	Oct. 15	Nov. 5	511
Making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1991.	H.R. 5769	Oct. 2	App	App	Oct. 2	Oct. 16	789	534	29206	33494	Oct. 15	Oct. 24	Nov. 5	512
Making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1991.	H.R. 5114	June 21	App	App	June 21	Oct. 10	553	519	15756	33438	June 27	Oct. 24	Nov. 5	513
Making appropriations for energy and water development for the fiscal year ending September 30, 1991.	H.R. 5019	June 13	App	App	June 13	July 19	536	378	14617	21700	June 19	Aug. 2	Nov. 5	514
Making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1991.	H.R. 5021	June 13	App	App	June 13	Oct. 10	537	515	15637	28552	June 26	Oct. 11	Nov. 5	515
Making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1991.	H.R. 5229	July 10	App	App	July 10	July 27	584	398	17218	23280	July 12	Aug. 4	Nov. 5	516
Making appropriations for the Department of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1991.	H.R. 5257	July 12	App	App	July 12	Oct. 10	591	516	18252	28810	July 19	Oct. 12	Nov. 5	517
Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1991.	H.R. 5311	July 19	App	App	July 19	July 27	607	397	19732	24796	July 26	Sept. 18	Nov. 5	518
Making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1991.	H.R. 5313	July 19	App	App	July 19	Aug. 1	608	410	20434	26711	July 30	Oct. 1	Nov. 5	519
Making appropriations for the Legislative Branch for the fiscal year ending September 30, 1991.	H.R. 5399	July 30	App	App	July 30	Oct. 24	648	.....	31662	33897	Oct. 21	Oct. 25	Nov. 5	520
To amend the Age Discrimination in Employment Act of 1967 to clarify the application of such Act to employee group health plans.	H.R. 5759	Oct. 1	.....	LHR	.....	.....	.....	.....	27070	29597	Oct. 2	Oct. 16	Nov. 5	521
To establish the Newberry Volcanoes National Monument in the State of Oregon.	H.R. 3840	Nov. 21	IIA	ENR	Oct. 10	.....	827	.....	28421	31888	Oct. 10	Oct. 23	Nov. 5	522
To establish the Vancouver National Historical Reserve in the State of Washington.	H.R. 5144 (S. 2771)	June 21	IIA	ENR	Sept. 24	Oct. 5	740	502	26303	29117	Sept. 27	Oct. 15	Nov. 5	523
To amend title 39, United States Code, to designate as nonmailable matter solicitations for the purchase of goods or services, or solicitation for donations which could reasonably be construed as implying any Federal Government connection or endorsement, unless such matter contains an appropriate, conspicuous disclaimer.	H.R. 2331 (S. 273)	May 11 1989	POCS	GA	July 26 1989	Sept. 14	178	464	17005	27434	July 31 1989	Oct. 4	Nov. 6	524

To amend the Congressional Award Act to temporarily extend the Congressional Awards Board, and to otherwise revise such Act.	H.R. 5275	July 13	EdL	GA	July 23	.....	618	.....	18715	31387	July 23	Oct. 20	Nov. 6	525
To waive the period of congressional review of certain District of Columbia acts authorizing the issuance of District of Columbia revenue bonds.	H.R. 5482	Aug. 3	DC	GA	.....	.....	.....	.....	25508	29632	Sept. 24	Oct. 16	Nov. 6	526
To amend the Public Health Service Act to provide for an improvement in the health of members of minority groups.	H.R. 5702	Sept. 24	EdL	.....	Oct. 5	.....	804	.....	28266	29632	Oct. 10	Oct. 16	Nov. 6	527
Designating November 18–24, 1990, and November 17–23, 1991, as "National Family Caregivers Week".	H.J. Res. 525	Mar. 20	POCS	.....	.....	.....	.....	.....	29936	30410	Oct. 16	Oct. 18	Nov. 6	528
To designate November 16, 1990, as "National Federation of the Blind Day".	H.J. Res. 667 (S.J. Res. 383)	Oct. 10	POCS	Jud	.....	.....	.....	.....	31024	33340	Oct. 18	Oct. 23	Nov. 6	529
To amend title 5, United States Code, to provide relief from certain inequities remaining in the crediting of National Guard technician service in connection with civil service retirement.	S. 1890	Nov. 16 1989	POCS AS	GA	.....	.....	.....	.....	31921	28240	Oct. 22	Oct. 10	Nov. 6	530
To transfer the responsibility for operation and maintenance of Highway 82 Bridge at Greenville, Mississippi, to the States of Mississippi and Arkansas.	S. 3062	Sept. 17	PWT	EPW	.....	Sept. 26	.....	.....	32419	27492	Oct. 22	Oct. 4	Nov. 6	531
To salute and congratulate the people of Poland as they commemorate the two-hundredth anniversary of the adoption of the Polish Constitution on May 3, 1991.	H.J. Res. 669	Oct. 16	POCS	.....	.....	.....	.....	.....	29925	30410	Oct. 16	Oct. 18	Nov. 7	532
To augment and improve the quality of international data compiled by the Bureau of Economic Analysis under the International Investment and Trade in Services Survey Act by allowing that agency to share statistical establishment list information compiled by the Bureau of the Census.	S. 2516 (H.R. 4520)	Apr. 25	.....	CST	.....	Aug. 30	.....	443	32748	30947	Oct. 23	Oct. 19	Nov. 7	533
To amend title 5 of the United States Code to increase the allowance for services of attendants.	H.R. 3911	Jan. 30	EdL	.....	.....	.....	.....	.....	29204	33562	Oct. 15	Oct. 25	Nov. 7	534
To amend the Federal Food, Drug, and Cosmetic Act to prescribe nutrition labeling for foods.	H.R. 3562	Oct. 31 1989	EC	.....	June 13	.....	538	.....	20414	33425	July 30	Oct. 24	Nov. 8	535
To authorize the establishment of the Glorieta National Battlefield in the State of New Mexico.	H.R. 4090	Feb. 22	IIA	ENR	Oct. 10	.....	828	.....	28407	33596	Oct. 10	Oct. 25	Nov. 8	536
To authorize a study of the fishery resources of the Great Lakes.	H.R. 4299	Mar. 19	MMF	.....	Sept. 24	.....	748	.....	26799	33436	Oct. 1	Oct. 24	Nov. 8	537
To amend the Wild and Scenic Rivers Act to designate certain segments of the Mills River in the State of North Carolina for potential addition to the wild and scenic rivers system.	H.R. 5004	June 12	IIA	ENR	Oct. 1	.....	780	.....	28369	33596	Oct. 10	Oct. 25	Nov. 8	538
To direct the Secretary of Agriculture to release on behalf of the United States a condition in a deed conveying certain lands to the Conservation Commission of West Virgina.	H.R. 5433	Aug. 2	.....	.....	.....	.....	.....	.....	28409	33568	Oct. 10	Oct. 25	Nov. 8	539
To amend title I of the Employee Retirement Income Security Act of 1974 to require qualifying employer securities to include interests in publicly traded partnerships.	H.R. 5872	Oct. 19	EdL	.....	.....	.....	.....	.....	32377	33580	Oct. 22	Oct. 25	Nov. 8	540
Approving the extension of nondiscriminatory treatment (most favored nation treatment) to the products of Czechoslovakia.	H.J. Res. 649	Sept. 10	WM	.....	Oct. 1	.....	773	.....	30241	33433	Oct. 17	Oct. 24	Nov. 8	541
To require institutions of higher education receiving Federal financial assistance to provide certain information with respect to the graduation rates of student-athletes at such institutions.	S. 580 (H.R. 1454)	Mar. 15 1989	EdL	LHR	June 5	Nov. 16 1989	518	209	12613	2395	June 5	Feb. 22	Nov. 8	542
To provide for the preservation and interpretation of sites associated with Acadian culture in the State of Maine.	S. 1756	Oct. 16 1989	IIA	ENR	Sept. 24	June 7	742	308	26298	14263	Sept. 27	June 14	Nov. 8	543
To designate October 30, 1990, as "Refugee Day".	S.J. Res. 375	Oct. 4	POCS	Jud	.....	.....	.....	.....	35193	34039	Oct. 27	Oct. 25	Nov. 8	544
To designate the facility of the United States Postal Service located at 100 South John F. Kennedy Drive, Carpentersville, Illinois, as the "Robert McClory Post Office".	H.R. 5007	June 12	POCS	.....	Sept. 26	.....	756	.....	26815	36356	Oct. 1	Oct. 27	Nov. 14	545

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			House	Senate	House	Senate	House 101–	Senate 101–	House	Senate	House	Senate	Date approved	No. 101–
To designate the post office building at 222 West Center Street, in Orem, Utah, as the "Arthur V. Watkins Post Office".	H.R. 5409	July 30	POCS	.....	Sept. 26	.....	757	.....	26817	34048	Oct. 1	Oct. 25	Nov. 14	546
To designate November 2, 1990, as a national day of prayer for members of American forces and American citizens stationed or held in the Middle East, and for their families.	H.J. Res. 673	Oct. 17	POCS	Jud	.....	.....	.....	.....	33744	36424	Oct. 24	Oct. 28	Nov. 14	547
To correct a clerical error in Public Law 101–383.	S. 3156	Oct. 3	.....	.....	.....	.....	.....	.....	35151	27259	Oct. 26	Oct. 3	Nov. 14	548
To amend the Clean Air Act to provide for attainment and maintenance of health protective national ambient air quality standards.	S. 1630 (H.R. 3030)	Sept. 14 1989	EC PWT WM	EPR	May 17 May 21 May 21	Dec. 20 1989	490	228	11827	6460	May 23	Apr. 3	Nov. 15	549
To amend the Federal securities laws in order to facilitate cooperation between the United States and foreign countries in securities law enforcement.	H.R. 1396	Mar. 14 1989	EC	.....	Sept. 12 1989	.....	240	.....	21470	29449	Sept. 25 1989	Nov. 16 1989	Nov. 15	550
To amend the National Capital Transportation Act of 1969 relating to the Washington Metrorail System.	H.R. 1463 (S. 612)	Mar. 16 1989	DC	GA	Mar. 26	Aug. 2	430	415	5751	34069	Mar. 28	Oct. 25	Nov. 15	551
To authorize and encourage Federal agencies to use mediation, conciliation, arbitration, and other techniques for the prompt and informal resolution of disputes.	H.R. 2497	May 25 1989	Jud	GA	June 1	.....	513	.....	12648	34041	June 5	Oct. 25	Nov. 15	552
To amend chapters 5 and 9 of title 17, United States Code, to clarify that States, instrumentalities of States, and officers and employees of States acting in their official capacity, are subject to suit in Federal court by any person for infringement of copyright and infringement of exclusive rights in mask works, and that all the remedies can be obtained in such suit that can be obtained in a suit against a private person or against other public entities.	H.R. 3045	July 28 1989	Jud	Jud	Oct. 13 1989	June 5	282	305	24729	15623	Oct. 16 1989	June 26	Nov. 15	553
To amend the Job Training Partnership Act to establish an employment training program for displaced homemakers.	H.R. 3069	Aug. 1 1989	EdL	.....	.....	.....	.....	.....	29192	31421	Oct. 15	Oct. 20	Nov. 15	554
To authorize appropriations for activities of the National Telecommunications and Information Administration for fiscal years 1990 and 1991.	H.R. 3310 (S. 1839)	Sept. 20 1989	EC	CST	Oct. 27 1989	May 22	317	.....	26485	33577	Oct. 30 1989	Oct. 25	Nov. 15	555
To exchange certain lands in the State of New Mexico.	H.R. 4630 (S. 2521)	Apr. 25	IIA	ENR	Oct. 1	Oct. 18	783	538	28379	34048	Oct. 10	Oct. 25	Nov. 15	556
To amend the Public Health Service Act to extend certain programs for health care services in the home.	H.R. 5112	June 21	EC	.....	July 23	.....	612	.....	18676	31902	July 23	Oct. 23	Nov. 15	557
To amend the Public Health Service Act to revise and extend the program for the prevention and control of injuries.	H.R. 5113 (S. 2631)	June 21	EC	LHR	July 23	July 17	613	.....	18678	33436	July 23	Oct. 24	Nov. 15	558
To designate the Federal Building at 88 West 100 North in Provo, Utah, as the "J. Will Robinson Federal Building".	H.R. 5419	July 31	PWT	EPW	Oct. 5	.....	811	.....	28402	36576	Oct. 10	Oct. 28	Nov. 15	559
Regarding the Early Winters Resort	H.R. 5507	Aug. 3	IIA MMF	ENR	Oct. 10	.....	843	.....	28429	35696	Oct. 10	Oct. 26	Nov. 15	560

To amend the Water Resources Development Act of 1974 to establish a deadline for the transfer of jurisdiction of the Big South Fork National River and Recreation Area from the Secretary of the Army to the Secretary of the Interior.	H.R. 5667	Sept. 19	PWT IIA	EPW	Oct. 10	.....	841	.....	28432	35584	Oct. 10	Oct. 26	Nov. 15	561
To authorize acquisition of certain real property for the Library of Congress.	H.R. 5708	Sept. 25	PWT	RAdm	Oct. 5	.....	809	.....	28406	36367	Oct. 10	Oct. 27	Nov. 15	562
Designating October 21 through 27, 1990, as "National Humanities Week".	H.J. Res. 562	May 3	POCS	Jud	.....	.....	.....	.....	33743	36424	Oct. 24	Oct. 28	Nov. 15	563
To designate March 25, 1991, as "National Medal of Honor Day".	H.J. Res. 652	Sept. 24	POCS	Jud	.....	.....	.....	.....	35194	36429	Oct. 27	Oct. 28	Nov. 15	564
Granting the consent of the Congress to amendments to the Delaware-New Jersey Compact.	H.J. Res. 657 (S.J. Res. 373)	Sept. 26	Jud	Jud	Oct. 19	Oct. 11	905	.....	31915	33327	Oct. 22	Oct. 23	Nov. 15	565
To establish the Spark M. Matsunaga Hydrogen Research, Development, and Demonstration Program Act of 1990.	S. 639 (H.R. 4521)	Mar. 16 1989	SST	ENR	May 3	July 23	474	385 386	32711	29627	Oct. 23	Oct. 16	Nov. 15	566
To authorize the Secretary of the Interior to reinstate oil and gas lease LA 033164.	S. 1805	Oct. 27 1989	IIA	ENR	Oct. 10	July 26	837	395	28436	23783	Oct. 10	Sept. 11	Nov. 15	567
To authorize the transfer by lease of a specified naval landing ship dock to the Government of Brazil.	S. 3215	Oct. 18	FA	.....	.....	.....	.....	.....	32729	30409	Oct. 23	Oct. 18	Nov. 15	568
Providing for the appointment of Ira Michael Heyman of California as a citizen regent of the Board of Regents of the Smithsonian Institution.	S.J. Res. 318	May 17	HA	RAdm	.....	June 27	.....	346	32710	16786	Oct. 23	July 10	Nov. 15	569
Designating 1991 as the "Year of Thanksgiving for the Blessings of Liberty".	S.J. Res. 369	Sept. 24	POCS	Jud	.....	.....	.....	.....	33742	26735	Oct. 24	Oct. 1	Nov. 15	570
To authorize the Secretary of Agriculture to exchange certain property in the Chattahoochee National Forest for the construction of facilities in the National Forest.	H.R. 2419	May 18 1989	Agr	Agr	Sept. 17	.....	713	.....	24706	36371	Sept. 17	Oct. 27	Nov. 15	571
To clarify the application of the functional relationship test to gas utility holding companies registered under the Public Utility Holding Company Act of 1935.	H.R. 3656	Nov. 14 1989	EC	BHUA	May 8	.....	477	.....	9655	36295	May 8	Oct. 27	Nov. 15	572
To direct the Secretary of the Interior to permit certain uses of lands within Richmond National Battlefield Park and Colonial National Historial Park in the Commonwealth of Virginia.	H.R. 4107	Feb. 27	IIA	ENR	Sept. 17	.....	706	.....	24724	36370	Sept. 17	Oct. 27	Nov. 15	573
To amend the Small Business Act and the Small Business Investment Act of 1958.	H.R. 4793	May 10	SB	.....	Aug. 3	.....	667	.....	25579	36356	Sept. 25	Oct. 27	Nov. 15	574
To encourage solar, wind, and geothermal power production by removing the size limitations contained in the Public Utility Regulatory Policies Act of 1978.	H.R. 4808 (S. 2415)	May 14	EC	ENR	Oct. 16	Sept. 21	885	.....	32759	36372	Oct. 23	Oct. 27	Nov. 15	575
To amend title 31, United States Code, to improve the general financial management of the Federal Government.	H.R. 5687	Sept. 21	GO POCS	.....	Oct. 6	.....	818	.....	29155	35766	Oct. 15	Oct. 27	Nov. 15	576
To amend the farm poundage quota provisions of sections 319 (g), (h) and (i) of the Agricultural Adjustment Act of 1938.	H.R. 5871	Oct. 19	Agr	Agr	.....	.....	.....	.....	31541	35697	Oct. 20	Oct. 26	Nov. 15	577
To conduct certain studies in the State of New Mexico.	H.R. 5796	Oct. 5	IIA	ENR	Oct. 15	.....	878	.....	29456	35696	Oct. 16	Oct. 26	Nov. 15	578
Designating February 16, 1991, as "Lithuanian Independence Day".	H.J. Res. 606	June 19	POCS	Jud	.....	.....	.....	.....	33742	36424	Oct. 24	Oct. 28	Nov. 15	579
To amend title 35, United States Code, with respect to the use of inventions in outer space.	S. 459	Feb. 28 1989	Jud	Jud	.....	Apr. 19	.....	266	35116	8979	Oct. 26	May 1	Nov. 15	580
To prevent the discharge in a chapter 13 bankruptcy proceeding of certain debts arising out of the debtor's operation of a motor vehicle while legally intoxicated.	S. 1931	Nov. 20 1989	Jud	Jud	.....	Aug. 30	.....	434	35115	24891	Oct. 26	Sept. 18	Nov. 15	581
To amend title XIX of the Public Health Service Act to provide grants to States and implement State health objectives plans.	S. 2056	Feb. 1	.....	LHR	.....	Aug. 3	.....	417	35104	31414	Oct. 26	Oct. 20	Nov. 15	582
To eliminate "substantial documentary evidence" requirement for minimum wage determination for American Samoa.	S. 2930	July 27	.....	LHR	.....	.....	.....	.....	31021	23403	Oct. 18	Aug. 4	Nov. 15	583

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To address immediate problems affecting environmental cleanup activities.	S. 3187	Oct. 11	EC	EPW	.....	Oct. 11	.....	520	35097	30952	Oct. 26	Oct. 19	Nov. 15	584
To authorize the Secretary of the Treasury to sell certain silver proof coin sets.	S. 3237	Oct. 23	BFUA	.....	.....	.....	.....	.....	35181	33339	Oct. 27	Oct. 23	Nov. 15	585
Providing for the reappointment of Anne L. Armstrong as a citizen regent of the Board of Regents of the Smithsonian Institution.	S.J. Res. 302	Apr. 27	HA	RAdm	.....	June 27	.....	345	32711	16786	Oct. 23	July 10	Nov. 15	586
To designate September 15, 1990 to October 15, 1990 as "Community Center Month".	S.J. Res. 357	Aug. 2	POCS	Jud	.....	.....	.....	.....	33740	23394	Oct. 24	Aug. 4	Nov. 15	587
An act entitled the "Antitrust Amendments of 1990".	H.R. 29	Jan. 3 1989	Jud	.....	May 14	.....	483	.....	10423	36293	May 15	Oct. 27	Nov. 16	588
To establish the Congressional Scholarships for Science, Mathematics, and Engineering.	H.R. 996	Feb. 9 1989	SST	LHR	Aug. 4 1989	Aug. 2	220	.....	20125	22957	Sept. 12 1989	Aug. 4	Nov. 16	589
To amend the Public Health Service Act to improve emergency medical services and trauma care.	H.R. 1602	Mar. 23 1989	EC	LHR	Nov. 13 1989	Oct. 19	346	.....	28800	30955	Nov. 14 1989	Oct. 19	Nov. 16	590
To reauthorize the Coastal Barrier Resources Act.	H.R. 2840	June 29 1989	MMF BFUA PWT	.....	Aug. 2	.....	657	.....	26589	35647	Sept. 28	Oct. 26	Nov. 16	591
To require that certain fasteners sold in commerce conform to the specifications to which they are represented to be manufactured, to provide for accreditation of laboratories engaged in fastener testing, to require inspection, testing, and certification, in accordance with standardized methods, of fasteners used in critical applications to increase fastener quality and reduce the danger of fastener failure.	H.R. 3000	July 25 1989	EC SST	CST	Aug. 2 1989	July 23	211	388	20726	35566	Sept. 19 1989	Oct. 26	Nov. 16	592
To direct the Secretary of the Interior to convey all interest of the United States in a fish hatchery to the State of South Carolina.	H.R. 3338	Sept. 25 1989	MMF	EPW	July 11	Oct. 11	586	522	17542	35668	July 16	Oct. 26	Nov. 16	593
To protect and conserve the continent of Antarctica	H.R. 3977 (S. 2575)	Feb. 7	FA MMF IIA	FR	.... Sept. 10	Sept. 25	692	.....	29164	33594	Oct. 15	Oct. 25	Nov. 16	594
To authorize appropriations for fiscal year 1991 for the Federal Maritime Commission.	H.R. 4009 (S. 2759)	Feb. 20	MMF	.....	Apr. 2	Aug. 3	440	420	6312	23387	Apr. 3	Aug. 4	Nov. 16	595
To amend the Federal Water Pollution Control Act relating to water quality in the Great Lakes.	H.R. 4323	Mar. 20	PWT	EPW	Sept. 14	.....	704	.....	25507	30428	Sept. 24	Oct. 18	Nov. 16	596
To amend the Public Health Service Act to revise and extend the program for the National Health Service Corps and to establish a program of grants to the States with respect to offices of rural health.	H.R. 4487 (S. 2617)	Apr. 4	EC	LHR	July 30	July 16	642	370	20459	23454	July 30	Aug. 4	Nov. 16	597
To designate the Federal building located at 340 North Pleasant Valley Road in Winchester, Virginia, as the "J. Kenneth Robinson Postal Building".	H.R. 4721	May 2	POCS	GA	.....	.....	.....	.....	15444	34048	June 25	Oct. 25	Nov. 16	598
To improve navigational safety and to reduce the hazards to navigation resulting from vessel collisions with pipelines in the marine environment.	H.R. 4888	May 23	MMF PWT EC	CST	.....	Oct. 10 Oct. 5 Oct. 10	814	.....	29180	36411	Oct. 15	Oct. 27	Nov. 16	599
To amend the Elementary and Secondary Education Act of 1965 to improve secondary school programs for basic skills improvement and dropout prevention and reentry.	H.R. 5140	June 21	EdL	LHR	July 6	.....	574	.....	16674	33562	July 10	Oct. 25	Nov. 16	600

To provide for the protection of Native American graves.	H.R.	5237	July 10	IIA	.....	Oct. 15	.....	877	.....	31934	35677	Oct. 22	Oct. 26	Nov. 16	601
To approve the Fort Hall Indian Water Rights Settlement.	H.R.	5308	July 18	IIA	IA	July 18	.....	831	.....	28353	36450	Oct. 10	Oct. 28	Nov. 16	602
To authorize the Secretary of the Interior to acquire certain lands to be added to the Fort Raleigh National Historic Site and the Alligator River National Wildlife Refuge in North Carolina.	H.R.	5497	Aug. 3	IIA MMF	ENR	Oct. 10	.....	840	.....	28431	36370	Oct. 10	Oct. 27	Nov. 16	603
To promote and strengthen aviation security	H.R.	5732	Sept. 27	PWT FA	.....	.....	.....	.....	.....	26779	33212	Oct. 1	Oct. 23	Nov. 16	604
To establish the Florida Keys National Marine Sanctuary.	H.R.	5909	Oct. 24	MMF	.....	.....	.....	.....	.....	34982	36370	Oct. 26	Oct. 27	Nov. 16	605
To amend the National Science and Technology Policy, Organization, and Priorities Act of 1976 in order to provide for improved coordination of national scientific research efforts and to provide for a national plan to improve scientific understanding of the Earth system and the effect of changes in that system on climate and human well-being.	S.	169	Jan. 25 1989	SST	CST	.....	May 31	.....	40	35140	1356	Oct. 26	Feb. 6	Nov. 16	606
To establish in the Department of the Interior the De Soto Expedition Trail Commission.	S.	555	Mar. 9 1989	IIA	ENR	.....	Dec. 20 1989	.....	232	32402	371	Oct. 22	Jan. 24	Nov. 16	607
To authorize appropriations for the Consumer Product Safety Commission.	S. (H.R. 4952)	605	Mar. 16 1989	EC	CST	June 28	May 25 1989	567	37	17520	18512	July 16	Aug. 3 1989	Nov. 16	608
To amend the Arctic Research and Policy Act of 1984 to improve and clarify its provisions.	S.	677	Mar. 17 1989	SST	GA	.....	July 31	.....	405	34971	25431	Oct. 26	Sept. 24	Nov. 16	609
To enhance national and community service	S. (H.R. 4330)	1430	July 27 1989	EdL	LHR	Aug. 15	Oct. 27 1989	677	176	24220	3131	Sept. 13	Mar. 1	Nov. 16	610
To authorize appropriations to the National Aeronautics and Space Administration for research and development, space flight, control and data communications, construction of facilities, and research and program management.	S.	2287	Mar. 9	.....	CST	.....	Sept. 11	.....	455	34150	33580	Oct. 25	Oct. 25	Nov. 16	611
To redesignate the Sunset Crater National Monument as the Sunset Crater Volcano National Monument.	S.	2566	May 2	IIA	ENR	.....	June 7	.....	310	35194	14267	Oct. 27	June 14	Nov. 16	612
To amend the Public Health Service Act to reauthorize certain Institutes of the National Institutes of Health.	S. (H.R. 5661)	2857	July 16	EC	FR	Oct. 15	Sept. 12	869	459	35202	31194	Oct. 27	Oct. 19	Nov. 16	613
To authorize appropriations for the Earthquake Hazards Reduction Act of 1977.	S.	2789	June 26	.....	CST	.....	Aug. 30	.....	446	31526	31210	Oct. 20	Oct. 19	Nov. 16	614
To amend the Hazardous Materials Transportation Act to authorize appropriations for fiscal years 1990, 1991, and 1992.	S. (H.R. 3520)	2936	July 30	.....	CST	.....	Aug. 30	.....	449	34168	33328	Oct. 25	Oct. 23	Nov. 16	615
To amend the Public Health Service Act to revise and extend the program establishing the National Bone Marrow Donor Registry.	S.	2946	July 31	EC	LHR	.....	Oct. 12	.....	530	35107	34052	Oct. 26	Oct. 25	Nov. 16	616
To provide a method of locating private and Government research on environmental issues by geographic location.	S.	3069	Sept. 18	SST	EPW	.....	Oct. 19	.....	541	36969	35697	Oct. 27	Oct. 26	Nov. 16	617
To provide for the settlement of water rights claims of the Fallon Paiute-Shoshone Indian Tribe.	S.	3084	Sept. 20	IIA	IA	.....	Oct. 25	.....	555	37003	35539	Oct. 28	Oct. 26	Nov. 16	618
To promote environmental education	S.	3176	Oct. 10	.....	.....	.....	.....	.....	.....	35185	35663	Oct. 27	Oct. 26	Nov. 16	619
Calling for the United States to encourage immediate negotiations toward a new agreement among Antarctic Treaty Consultative parties, for the full protection of Antarctica as a global ecological commons.	S.J. Res.	206	Sept. 26 1989	.....	FR	.....	Sept. 17	.....	.....	32730	27495	Oct. 23	Oct. 4	Nov. 16	620
To establish the Red Rock Canyon National Conservation Area.	H.R.	4559	Apr. 19	IIA	ENR	Sept. 24	Oct. 12	739	527	25610	30953	Sept. 25	Oct. 19	Nov. 16	621
To authorize modification of the boundaries of the Alaska Maritime National Wildlife Refuge.	H.R.	5264	July 12	MMF IIA	ENR	Sept. 14	.....	703	.....	26597	36371	Sept. 28	Oct. 27	Nov. 21	622
To authorize international narcotics control activities for fiscal year 1991.	H.R.	5567	Sept. 11	FA Jud BFUA	.....	.....	.....	.....	.....	31924	35582	Oct. 22	Oct. 26	Nov. 21	623

Title	Bill No.	Date introduced	Committee		Date reported		Report No.		Page of passage in Congressional Record		Date of passage		Public Law	
			House	Senate	House	Senate	House 101–	Senate 101–	House	Senate	House	Senate	Date approved	No. 101–
To extend and revise agricultural price support and related programs, to provide for agricultural export, resource conservation, farm credit, and agricultural research and related programs, to ensure consumers an abundance of food and fiber at reasonable prices.	S. 2830 (H.R. 3950)	July 6	Agr EdL FA WM MMF	ANF	July 3 July 18 July 16 July 18	July 6	569	357	22301	19800	Aug. 4	July 27	Nov. 28	624
To authorize a new corporation to support State and local strategies for achieving more affordable housing.	S. 566 (H.R. 1180)	Mar. 15 1989	BFUA	BHUA	June 26	June 8	.....	316	21242	15924	Aug. 1	June 27	Nov. 28	625
To amend the Alaska National Interest Lands Conservation Act, to protect certain lands in the Tongass National Forest in perpetuity, to modify certain long-term timber contracts, to provide for protection of riparian habitat.	H.R. 987	Feb. 9 1989	Agr IIA	ENR	June 29 June 13	Mar. 30	84	261	14624	13860	July 13 1989	June 13	Nov. 28	626
To authorize appropriations to carry out the Magnuson Fishery Conservation and Management Act through fiscal year 1992.	H.R. 2061 (S. 1025)	Apr. 18 1989	MMF	CST	Dec 15 1989	Aug. 2	393	414	1240	28519	Feb. 6	Oct. 11	Nov. 28	627
To provide for the designation of certain public lands as wilderness in the State of Arizona.	H.R. 2570	June 7 1989	IIA	ENR	Feb. 21	July 10	405	359	2906	36179	Feb. 28	Oct. 27	Nov. 28	628
To amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices.	H.R. 3095 (S. 3006)	Aug. 2 1989	EC	LHR	Oct. 5	Oct. 9	808	.....	28251	28984	Oct. 10	Oct. 12	Nov. 28	629
To authorize the Rumsey Indian Rancheria to convey a certain parcel of land.	H.R. 3703	Nov. 17 1989	IIA	IA	Sept. 10	.....	687	.....	26744	34073	Oct. 1	Oct. 25	Nov. 28	630
To authorize an exchange of lands in South Dakota and Colorado.	H.R. 4567	Apr. 19	Agr IIA	ENR	Sept. 24 Sept. 21	Oct. 17	728	536	26300	35681	Sept. 27	Oct. 26	Nov. 28	631
To provide for a visitor center in Salem Maritime National Historic Site in the Commonwealth of Massachusetts.	H.R. 4834	May 16	IIA	ENR	July 10	Oct. 5	576	506	16678	36449	July 10	Oct. 28	Nov. 28	632
To designate certain public lands in the State of Illinois as wilderness.	H.R. 5428	Aug. 1	Agr IIA	ANF	Oct. 1	.....	784	.....	28381	36176	Oct. 10	Oct. 27	Nov. 28	633
To effect an exchange of lands between the U.S. Forest Service and the Salt Lake City Corporation within the State of Utah.	S. 319	Jan. 31 1989	Agr IIA	ENR	Oct. 2 June 20	Dec. 20 1989	547	231	28384	371	Oct. 10	Jan. 24	Nov. 28	634
To amend the Federal Food, Drug, and Cosmetic Act to revitalize the Food and Drug Administration.	S. 845	Apr. 19 1989	EC	LHR	.....	Feb. 1	.....	242	36848	33564	Oct. 27	Oct. 25	Nov. 28	635
To restructure repayment terms and conditions for loans by the Secretary of the Interior to the Wolf Trap Foundation for the Performing Arts for the reconstruction of the Filene Center in Wolf Trap Farm Park in Fairfax County, Virginia.	S. 1859	Nov. 8 1989	IIA	ENR	Oct. 10	Mar. 22	838	257	28425	5944	Oct. 10	Mar. 29	Nov. 28	636
To reauthorize the Asbestos School Hazard Abatement Act of 1984.	S. 1893	Nov. 16 1989	.....	EPW	.....	June 28	.....	353	34921	29101	Oct. 26	Oct. 15	Nov. 28	637
To extend the authorization of appropriations for the Taft Institute.	S. 1939	Nov. 20 1989	.....	.....	.....	.....	.....	.....	13321	30479	June 7	Nov. 20 1989	Nov. 28	638
To amend the Public Health Service Act to reauthorize certain National Institute of Mental Health grants and to improve provisions concerning the State comprehensive mental health services plan.	S. 2628	May 15	EC	LHR	.....	July 24	.....	389	32765	23400	Oct. 23	Aug. 4	Nov. 28	639
To provide for the conservation and development of water and related resources, to authorize the United States Army Corps of Engineers civil works program to construct various projects for improvements to the Nation's infrastructure.	S. 2740 (H.R. 5314)	June 14	.....	EPW	.....	June 14	.....	333	26067	21202	Sept. 26	Aug. 1	Nov. 28	640

To amend the Independent Safety Board Act of 1974 to authorize appropriations for fiscal years 1991, 1992, and 1993.	S. 3012 (H.R. 5132)	Aug. 30	EC PWT	CST	Oct. 4 Aug. 3	Aug. 30	.....	450	36978	36378	Oct. 28	Oct. 27	Nov. 28	641
To designate the week of November 3, 1990, to November 10, 1990, as "National Week to Commemorate the Victims of the Famine in the Ukraine, 1932–1933", and to commemorate the Ukrainian famine of 1932–1933 and the policies of Russification to suppress Ukrainian identity.	S.J. Res. 329	May 24	FA POCS	FR	.....	.....	.....	.....	36816	31402	Oct. 27	Oct. 20	Nov. 28	642
To designate the third week of February, 1991, as "National Parents and Teachers Association Week".	S.J. Res. 364	Sept. 14	.....	Jud	.....	.....	.....	.....	35193	28242	Oct. 27	Oct. 10	Nov. 28	643
To expand the powers of the Indian Arts and Crafts Board.	H.R. 2006	Apr. 17 1989	IIA	IA	Feb. 6	.....	400	.....	26290	34062	Sept. 27	Oct. 25	Nov. 29	644
To amend the Stewart B. McKinney Homeless Assistance Act to extend programs providing urgently needed assistance for the homeless.	H.R. 3789	Nov. 20 1989	BFUA EdL EC VA	.....	July 10	.....	583	.....	28286	28969	Oct. 10	Oct. 12	Nov. 29	645
To prevent and control infestations of the coastal inland waters of the United States by the zebra mussel, and the nonindigenous acquatic nuisance species.	H.R. 5390 (S. 2244)	July 27	MMF	EPW	.....	Oct. 11	.....	.....	26802	35649	Oct. 1	Oct. 26	Nov. 29	646
To control crime	S. 3266 (H.R. 5269)	Oct. 27	Jud AS EdL	.....	Sept. 5	.....	.....	.....	36921	36306	Oct. 27	Oct. 27	Nov. 29	647
To establish a framework for the conduct of negotiated rulemaking by Federal agencies.	S. 303	Jan. 31 1989	WM Jud	GA	.....	July 31	.....	97	9005	18523	May 1	Aug. 3 1989	Nov. 29	648
To amend the Immigration and Nationality Act to change the level, and preference system for admission, of immigrants to the United States, and to provide for administrative naturalization.	S. 358 (H.R. 1630)	Feb. 7 1989	Jud	Jud	Oct. 13 1989	June 19 1989	.....	55	36837	14517	Oct. 27	July 13 1989	Nov. 29	649
To provide for the appointment of additional Federal circuit and district judges.	H.R. 5316 (S. 2648)	July 19	Jud	Jud	Sept. 21	Aug. 3	733	.....	26282	36280	Sept. 27	Oct. 27	Dec. 1	650

TABLE OF COMMITTEE ABBREVIATIONS

Agr	Agriculture	CST	Commerce, Science, and Transportation	Fin	Finance	Intel	Intelligence	RAdm	Rules and Administration
ANF	Agriculture, Nutrition, and Forestry	DC	District of Columbia	FR	Foreign Relations	Jud	Judiciary	SB	Small Business
App	Appropriations	EC	Energy and Commerce	GA	Governmental Affairs	LHR	Labor and Human Resources	SOC	Standards of Official Conduct
AS	Armed Services	EdL	Education and Labor	GO	Government Operations	MMF	Merchant Marine and Fisheries	SST	Science, Space, and Technology
BFUA	Banking, Finance and Urban Affairs	ENR	Energy and Natural Resources	HA	House Administration	POCS	Post Office and Civil Service	VA	Veterans' Affairs
BHUA	Banking, Housing, and Urban Affairs	EPW	Environment and Public Works	IA	Select Committee on Indian Affairs	PWT	Public Works and Transportation	WM	Ways and Means
Bud	Budget	FA	Foreign Affairs	IIA	Interior and Insular Affairs	R	Rules		

NOTE.—The bill in parentheses is a companion measure.