

SPECTRUM REFORM

Committee on Commerce, Science, and Transportation: Committee concluded hearings on proposed legislation to reform Federal Communications Commission procedures with regard to their use of auctions for the allocation of radio spectrum frequencies for commercial use, after receiving testimony from Robert C. Wright, National Broadcasting Company, Inc., John S. Reidy, Smith Barney, Inc., and Lawrence K. Grossman, all of New York, New York; Thomas Hazlett, University of California, Davis; Ralph W. Gabbard, Gray Communications Broadcast Group, Lexington, Kentucky, on behalf of the National Association of Broadcasters; William F. Duhamel, Duhamel Broadcasting Enterprises, Rapid City, South Dakota; and Karen Kerrigan, Small Business Survival Committee, Washington, D.C.

ALASKA LANDS EXCHANGE

Committee on Energy and Natural Resources: Committee concluded hearings on H.R. 1266, to approve an agreement between the United States Forest Service and Kennecott Greens Creek Mining Company which provides for an exchange of lands within the Admiralty Island National Monument in Southeast Alaska, after receiving testimony from Jack Ward Thomas, Chief, Forest Service, Department of Agriculture; and Tom Albanese, Kennecott Corporation, Salt Lake City, Utah.

RELIGIOUS LIBERTY

Committee on the Judiciary: Committee held hearings to examine the status of religious liberty in the United States and whether there is a need for further legal protection, receiving testimony from Ralph M. Jennings, WFUV-FM/Fordham University, and Rev. James Forbes, Riverside Church, both of New York, New York; Colleen K. Pinyan, The Rutherford Insti-

tute, Washington, D.C.; Ronald W. Rosenberger, Great Falls, Virginia; and Lisa Herdahl, Ecrú, Mississippi.

Hearings were recessed subject to call.

RUBY RIDGE

Committee on the Judiciary: Subcommittee on Terrorism, Technology, and Government Information resumed hearings to examine certain Federal law enforcement actions with regard to the 1992 incident at Ruby Ridge, Idaho, receiving testimony from Henry Hudson, former Director, U.S. Marshals Service, Department of Justice; Michael Johnson, former United States Marshal for the District of Idaho; and in closed session a witness from the Federal Bureau of Investigation.

Hearings continue on Thursday, September 14.

NEWBORNS' AND MOTHERS' HEALTH PROTECTION ACT

Committee on Labor and Human Resources: Committee held hearings on S. 969, to require that health plans provide coverage for a minimum hospital stay for a mother and child following the birth of the child, receiving testimony from Senator Bradley; Michael Mennuti, ACOG Committee on Obstetric Practice, Washington, D.C.; Richard Marshall, Harvard Community Health Plan, Boston, Massachusetts; Sharon Levine, The Permanente Medical Group, Inc., Oakland, California; Karen Davies, Lawrence, Kansas; Virginia Leigh Fallon, Petaluma, California; Michelle and Steve Bauman, Williamstown, New Jersey; Kathleen Fitzgerald, Rhode Island Medical Women's Society; Judith Frank, Lebanon, New Hampshire; and Palma E. Formica, Old Bridge, New Jersey, on behalf of the American Medical Association.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: Twenty-one public bills, H.R. 2297-2317 and four resolutions, and H. Res. 217-220 were introduced. Pages H8805-86

Reports Filed: Reports were filed as follows:

H. Res. 218, providing for consideration of H.R. 1162, to establish a Deficit Reduction Trust Fund and provide for the downward adjustment of discretionary spending limits in appropriation bills (H. Rept. 104-243); and

H. Res. 219, providing for the consideration of H.R. 1670, to revise and streamline the acquisition laws of the Federal Government, and to reorganize the mechanisms for resolving Federal procurement disputes (H. Rept. 104-244). Page H8805

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Shays to act as Speaker pro tempore for today. Page H8727

Recess: House recessed at 10:44 a.m. and reconvened at noon. Pages H8728-29

Committee Election: House agreed to H. Res. 217, electing Representative Tauzin to the Committee on Commerce, to rank following Representative Moorhead, and to the Committee on Resources, to rank following Representative Young of Alaska.

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Earlier, read a letter from the Chairman of the Democratic Caucus wherein he stated that Representative Tauzin was no longer a member of the Democratic Caucus; and read letters from the Speaker wherein he advised the Chairman of the Committees on Commerce and Resources that Representative Tauzin's previous election to those committees had been vacated.

Page H8733

Presidential Message—Budget Deferral: Read a message from the President wherein he reports one revised deferral of budgetary resources totaling \$1.2 billion and affecting the International Security Assistance program—referred to the Committee on Appropriations and ordered printed (H. Doc. 104-114).

Page H8733

Committees To Sit: The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Commerce, Government Reform and Oversight, the Judiciary, Resources, Science, and Select Intelligence.

Page H8733

Small Business Credit Efficiency: By a recorded vote of 405 ayes, Roll No. 653, the House voted to suspend the rules and pass H.R. 2150, to amend the Small Business Act and the Small Business Investment Act of 1958 to reduce the cost to the Federal Government of guaranteeing certain loans and debentures.

Pages H8733-37, H8776

Subsequently, S. 895, 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. 2150 was laid on the table.

Pages H8776-77

House then insisted on its amendments to S. 895, and asked a conference. Appointed as conferees: Representatives Meyers of Kansas, Torkildsen, Longley, LaFalce, and Poshard.

Page H8777

Pension Protection: By a recorded vote of 239 ayes to 179 noes, Roll No. 652, the House passed H.R. 1594, to place restrictions on the promotion by the Department of Labor and other Federal agencies and instrumentalities of economically targeted investments in connection with employee benefit plans.

Pages H8740-76

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

Page H8775

Agreed to the Traficant amendment that provides that nothing in the bill is intended to affect the ability of the Department of Labor to issue advisory

opinions, information letters, technical releases, prohibited transactions, exemptions, or other pronouncements interpreting and applying ERISA's fiduciary responsibility rules to particular factual situations, or exempting specific transactions from the prohibited transaction provisions of ERISA.

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Rejected:

The Gene Green of Texas amendment that sought to clarify that nothing in the bill could be construed as prohibiting private pension plans from investing in domestic investments, as distinguished from foreign investments (rejected by a recorded vote of 192 ayes to 217 noes, Roll No. 649);

Pages H8756-63

The Payne of New Jersey amendment that sought to provide that nothing in the bill could be construed as prohibiting the investment by an employee benefit plan in infrastructure improvements;

Pages H8763-64

The Hinchey amendment that sought to provide that nothing in the bill could be construed as prohibiting the investment by an employee benefit plan in domestic investments, as distinguished from foreign investments, and direct the Secretary to take such actions as necessary to encourage domestic investments by pension plans to the extent that such investments are in conformity with the requirements of ERISA (rejected by a recorded vote of 179 ayes to 234 noes, Roll No. 650);

Pages H8767-70, H8774

The Martinez amendment in the nature of a substitute that sought to provide that the Department of Labor should remain neutral with respect to economically targeted investments; and

Pages H8770-71

The Andrews amendment in the nature of a substitute that sought to express the sense of Congress that the Labor Department should apply the same fiduciary standards to economically targeted investments as are applicable to pension plan investments generally under ERISA and eliminate the ETI clearinghouse (rejected by a recorded vote of 178 ayes to 232 noes, Roll No. 651).

Pages H8771-73, H8774-75

The following amendments were offered but subsequently withdrawn:

The Traficant amendment that sought to provide that nothing in the bill could be construed as prohibiting the Department of Labor from issuing advisory opinions regarding the legality of investments in the construction or renovation of affordable housing; and

Pages H8764-66

The Traficant amendment that sought to provide that nothing in the bill could be construed as prohibiting the Department of Labor from issuing advisory opinions regarding the legality of investments.

Pages H8766-67

H. Res. 215, the rule under which the bill was considered, was agreed to earlier by a voice vote.

Pages H8737-39

Intelligence Authorization: House agreed to H. Res. 216, providing for consideration of H.R. 1655, to authorize appropriations for fiscal year 1996 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System. **Pages H8778–81**

Committee To Sit: The following committees and their subcommittees received permission to sit during proceedings of the House under the 5-minute rule on Wednesday, September 13: Committees on Commerce, International Relations, the Judiciary, Resources, and Small Business. **Pages H8777–78**

Senate Messages: Messages received from the Senate today appear on page H8729.

Referral: One Senate-passed measure was referred to the appropriate House committee. **Page H8804**

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages H8806–09.

Quorum Calls—Votes: Five recorded votes developed during the proceedings of the House today and appear on pages H8762–63, H8774, H8774–75, H8775–76, and H8776. There were no quorum calls.

Adjournment: Met at 10:30 a.m. and adjourned at 11:02 p.m.

Committee Meetings

FUTURE OF PUBLIC BROADCASTING

Committee on Commerce: Subcommittee on Telecommunications and Finance held a hearing on the Future of Public Broadcasting. Testimony was heard from Richard W. Carlson, President and CEO, Corporation for Public Broadcasting; and public witnesses.

FEHM/CHAMPUS

Committee on Government Reform and Oversight: Subcommittee on Civil Service held a hearing on FEHB/CHAMPUS: Improving Access to Health Benefits for Military Families. Testimony was heard from Representative Davis; Neil M. Singer, Deputy Assistant Director, National Security Division, CBO; William E. Flynn, Associate Director, Retirement and Insurance, OPM; the following officials of the Department of Defense: William J. Lynn, Director, Office of Program Analysis and Evaluating; and Stephen C. Joseph, Assistant Secretary, Health Affairs; and public witnesses.

MISCELLANEOUS MEASURES; BUDGET RECONCILIATION

Committee on the Judiciary: Ordered reported the following bills: H.R. 1506, amended, Digital Performance Right in Sound Recordings Act of 1995; and H.R. 2259, to disapprove certain sentencing guideline amendments.

The Committee also began markup of H.R. 2277, Legal Aid Act of 1995.

Will continue tomorrow.

The Committee approved language for insertion in the Omnibus Budget Reconciliation Act (Patent and Trademark Office User Fees).

COASTAL ZONE MANAGEMENT REAUTHORIZATION ACT

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans held a hearing on H.R. 1965, Coastal Zone Management Reauthorization Act of 1995. Testimony was heard from Jeffrey R. Benoit, Director, Office of Ocean and Coastal Resource Management, NOAA, Department of Commerce; Robert Shinn, Commissioner, Department of Environmental Protection, State of New Jersey; Trudy Coxe, Secretary, Office of Environmental Affairs, State of Massachusetts; and public witnesses.

LIVESTOCK GRAZING ACT; TECHNICAL ASSISTANCE ACT

Committee on Resources: Subcommittee on National Parks, Forests and Lands approved for full Committee action amended the following bills: H.R. 1713, Livestock Grazing Act; and H.R. 1280, Technical Assistance Act of 1995.

FEDERAL ACQUISITION REFORM ACT

Committee on Rules: Granted, by voice vote, an open rule providing 1 hour of debate on H.R. 1670, Federal Acquisition Reform Act of 1995. The rule waives points of order against consideration of the bill for failure to comply with section 302(f) (prohibiting spending in excess of a committee's allocation of new entitlement authority); and 308(a) (requiring an explanation of new entitlement authority in committee report) of the Budget Act. The rule makes in order the amendment in the nature of a substitute recommended by the Committee on Government Reform and Oversight as an original bill for the purpose of amendment. The rule provides that the bill be considered by title rather than by section, and provides that the first two sections and each title be considered as read. The rule waives points of order against the committee amendment in the nature of a substitute for failure to comply with clause 5(a) of rule XXI (prohibiting appropriations in a legislative bill); and section 302(f) (prohibiting spending in excess of a committee's allocation of new