

Wednesday, April 5, 1995

Daily Digest

HIGHLIGHTS

House passed the tax fairness and deficit reduction bill.

Senate

Chamber Action

Routine Proceedings, pages S5161–S5272

Measures Introduced: Nine bills and three resolutions were introduced, as follows: S. 675–683, and S. Res. 103–105. Pages S5217–18

Measures Reported: Reports were made as follows: S. 510, to extend the authorization for certain programs under the Native American Programs Act of 1974, with an amendment in the nature of a substitute. (S. Rept. No. 104–28) Page S5217

Measures Passed:

National 4-H Day: Committee on the Judiciary was discharged from further consideration of S. Res. 100, to proclaim April 5, 1995, as National 4-H Day, and the resolution was then agreed to. Pages S5212–13

FEMA Supplemental Appropriations/Rescissions: Senate continued consideration of H.R. 1158, making emergency supplemental appropriations for additional disaster assistance and making rescissions for the fiscal year ending September 30, 1995, taking action on amendments proposed thereto, as follows: Page S5216

Adopted:

Wellstone Amendment No. 450, to express the sense of the Senate that before the Senate votes on block granting WIC to States the Senate Committee on Agriculture, Nutrition, and Forestry should investigate whether there is any improper food industry lobbyists' involvement in the transfer of WIC into State-controlled block grants. Page S5216

Dole/McConnell Modified Amendment No. 451 (to Amendment No. 450), to establish debt restructuring and debt relief for Jordan. Page S5216

Pending:

Hatfield Amendment No. 420, in the nature of a substitute. Page S5216

D'Amato Amendment No. 427 (to Amendment No. 420), to require Congressional approval of ag-

gregate annual assistance to any foreign entity using the exchange stabilization fund established under section 5302 of title 31, United States Code, in an amount that exceeds \$5 billion. Page S5216

Murkowski/D'Amato Amendment No. 441 (to Amendment No. 427), of a perfecting nature. Page S5216

Daschle Amendment No. 445 (to Amendment No. 420), in the nature of a substitute. Page S5216

Dole (for Ashcroft) Amendment No. 446 (to Amendment No. 445), in the nature of a substitute. Page S5216

Senate will resume consideration of the bill on Thursday, April 6, 1995, with a vote on a motion to close further debate on Hatfield Amendment No. 420 to occur thereon at 2 p.m.

Messages From the House: Page S5217

Measures Referred: Page S5217

Measures Placed on Calendar: Pages S5175–76, S5217

Statements on Introduced Bills: Pages S5218–31

Additional Cosponsors: Page S5231

Amendments Submitted: Pages S5236–67

Authority for Committees: Pages S5267–68

Additional Statements: Pages S5268–72

Recess: Senate convened at 9:30 a.m., and recessed at 9:11 p.m., until 9:30 a.m., on Thursday, April 6, 1995. (For Senate's program, see the remarks of the Majority Leader in today's RECORD on page S5272.)

Committee Meetings

(Committees not listed did not meet)

APPROPRIATIONS—NASA

Committee on Appropriations: Subcommittee on VA, HUD, and Independent Agencies held hearings on proposed budget estimates for fiscal year 1996 for the National Aeronautics and Space Administration,

receiving testimony from Daniel S. Goldin, Administrator, National Aeronautics and Space Administration.

Subcommittee will meet again on Wednesday, May 3.

APPROPRIATIONS—AGRICULTURE

Committee on Appropriations: Subcommittee on Agriculture, Rural Development, and Related Agencies held hearings on proposed budget estimates for fiscal year 1996 for the Department of Agriculture, receiving testimony in behalf of funds for their respective activities from Floyd P. Horn, Acting Under Secretary, Research, Education, and Economics; R. D. Plowman, Administrator, Agricultural Research Service; William Carlson, Acting Administrator, Cooperative State Research, Education, and Extension Service, John C. Dunmore, Acting Administrator, Economic Research Service; Donald Bay, Administrator, National Agricultural Statistics Service; and Michael L. Young, Director, Budget Control and Analysis Division, all of the Department of Agriculture.

Subcommittee will meet again on Wednesday, April 26.

APPROPRIATIONS—INS/BUREAU OF PRISONS

Committee on Appropriations: Subcommittee on Commerce, Justice, State, and the Judiciary held hearing on proposed budget estimates for the Department of Justice, receiving testimony in behalf of funds for their respective activities from Doris Meissner, Commissioner, Immigration and Naturalization Service, and Kathleen Hawk, Director, Federal Bureau of Prisons, both of the Department of Justice.

Subcommittee will meet again tomorrow.

APPROPRIATIONS—FAA

Committee on Appropriations: Subcommittee on Transportation held hearings on proposed budget estimates for fiscal year 1996 for the Federal Aviation Administration, receiving testimony from David Russell Hinson, Administrator, Federal Aviation Administration, Department of Transportation.

Subcommittee will meet again on Thursday, April 27.

AUTHORIZATION—DEFENSE

Committee on Armed Services: Subcommittee on Personnel resumed hearings on proposed legislation authorizing funds for fiscal year 1996 for the Department of Defense and the future years defense program, focusing on the Department of Defense Quality of Life Programs, receiving testimony from Frederick F.Y. Pang, Assistant Secretary of Defense for Force Management Policy; Gen. John H. Tilelli, Jr., USA, Vice

Chief of Army Staff; Adm. Stanley R. Arthur, USN, Vice Chief of Naval Operations; Lt. Gen. Billy J. Boles, USAF, Vice Commander, Air Education and Training Command, U.S. Air Force; Gen. Richard D. Hearnay, USMC, Assistant Commandant, U.S. Marine Corps; and Col. Paul W. Aracari, USAF (Ret.), and Lt. Commander Virginia M. Torsch, USNR, both of The Retired Officers Association, Sgt. Maj. Michael F. Quellette, USA (Ret.), The Non-Commissioned Officers Association, and Sydney T. Hickey, National Military Family Association, all of Alexandria, Virginia.

Subcommittee recessed subject to call.

NATO

Committee on Armed Services: Subcommittee on Airland Forces held hearings on the future of the North Atlantic Treaty Organization (NATO), receiving testimony from Walter B. Slocombe, Under Secretary of Defense for Policy; Lt. Gen. Wesley K. Clark, USA, Director for Strategic Plans and Policy (J-5), Office of the Joint Chiefs of Staff; and Richard Holbrooke, Assistant Secretary of State for European and Canadian Affairs.

Subcommittee recessed subject to call.

FEDERAL FOREST MANAGEMENT

Committee on Energy and Natural Resources: Subcommittee on Forest and Public Land Management resumed oversight hearings to review Federal forest management issues, focusing on the status of national forest plan revisions and the Administration's development of ecoregion-based biological assessments, receiving testimony from Jack Ward Thomas, Chief, Gray Reynolds, Deputy Chief, National Forest System; Jim Perry, Office of General Counsel; Chris Risbrudt, Acting Director, Ecosystem Management; Jeff Blackwood and Steven Mealey, Directors, Interior Columbia Basin Ecosystem Management Project; Forrest Carpenter, Director, Southern Appalachian Assessment; and James Space, Director, Sierra Nevada Assessment, all of the Forest Service, Department of Agriculture; Mark Rasmussen, Timber Data Company, Eugene, Oregon; Michael Anderson, Seattle, Washington, and Louis Blumberg, San Francisco, California, both of The Wilderness Society; Jeff Kessler, Biodiversity Associates, Laramie, Wyoming; James C. Geisinger, Northwest Forestry Association, and Rick Brown, National Wildlife Federation, both of Portland, Oregon; Bill Snyder, Fibreboard Corporation, Standard, California; Dave Van De Graaff, Boise Cascade Corporation, Emmett, Idaho; Jack Swanner, T & S Hardwoods, Sylva, North Carolina; and James E. Loesel, Southern Appalachia Forest Coalition, Roanoke, Virginia.

Hearings will continue on Wednesday, April 26.

SUPERFUND REFORM

Committee on Environment and Public Works: Subcommittee on Superfund, Waste Control, and Risk Assessment resumed oversight hearings on the implementation of the Comprehensive Environmental Response, Compensation, and Liability Act (P.L. 102-426), focusing on Superfund cleanup standards, receiving testimony from Elliott P. Laws, Assistant Administrator, Office of Solid Waste and Emergency Response, Environmental Protection Agency; Curtis C. Travis, Oak Ridge National Laboratory, Oak Ridge, Tennessee; Steven J. Milloy, National Environmental Policy Institute, and Linda E. Greer, Natural Resources Defense Council, both of Washington, D.C.; Philip J. O'Brien, New Hampshire Department of Environmental Services, Concord; Milton Russell, University of Tennessee, Knoxville; Michael S. Parr, DuPont Company, Wilmington, Delaware, on behalf of the Chemical Manufacturers Association; Richard A. Brown, Groundwater Technology, Inc., Trenton, New Jersey, on behalf of the Biotechnology Industry Organization and Groundwater Technology, Inc.; Robert W. Frantz, General Electric Company, Fairfield, Connecticut; Paul A. Miskimin, Jacobs Engineering Group Inc., Pasadena, California; and Marcia E. Williams, Williams and Vanino, Inc., Los Angeles, California.

Hearings were recessed subject to call.

TAX REFORM: FLAT TAX

Committee on Finance: Committee held hearings to discuss issues relating to flat tax rate proposals, receiving testimony from Senators Mack and Shelby; Alan J. Auerbach, University of California, Berkeley; Bruce Bartlett, National Center for Policy Analysis, Alexandria, Virginia; and Joel B. Slemrod, University of Michigan, Ann Arbor.

Hearings were recessed subject to call.

EARNED INCOME TAX CREDIT

Committee on Governmental Affairs: Committee continued hearings to examine tax refund fraud, focusing on the earned income tax credit and the Internal Revenue Service's efforts to detect and prevent erroneous claims, receiving testimony from Senator Nickles; Leslie B. Samuels, Assistant Secretary of the Treasury for Tax Policy; Ismael Gonzalez, New York, New York, former Special Assistant United States Attorney; Deborah Walker, American Institute of Certified Public Accountants, Marvin H. Kusters, American Enterprise Institute, and Robert Greenstein, Center on Budget and Policy Priorities, all of Washington, D.C.; George K. Yin, University of Virginia School of Law, Charlottesville; John Karl Scholz, University of Wisconsin, Madison; and Donald R. Huston, Dover, Delaware.

Hearings were recessed subject to call.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the nominations of Maxine M. Chesney, to be United States District Judge for the Northern District of California; Curtis L. Collier, to be United States District Judge for the Eastern District of Tennessee; Eldon E. Fallon, to be United States District Judge for the Eastern District of Louisiana; Joseph Robert Goodwin, to be United States District Judge for the Southern District of West Virginia; and Joe Bradley Pigott, to be United States Attorney for the Southern District of Mississippi.

Also, committee began markup of S. 343, to reform the Federal regulatory process, but did not complete action thereon, and will continue tomorrow.

BASEBALL ANTITRUST REFORM

Committee on the Judiciary: Subcommittee on Antitrust, Business Rights, and Competition approved for full committee consideration S. 627, to require the general application of the antitrust laws to major league baseball.

FDA

Committee on Labor and Human Resources: Committee held hearings to examine activities of the Food and Drug Administration, focusing on the challenges and opportunities facing the pharmaceutical, biotech, medical device, and food industries, and FDA's regulation of these industries, receiving testimony from Charles C. Edwards, Scripps Research Institute, La Jolla, California, former Commissioner, Food and Drug Administration; Mark Novitch, George Washington University Medical Center, Washington, D.C., former Acting Commissioner, Food and Drug Administration; Edward M. Scolnick, Merck and Company, Inc., West Point, Pennsylvania; George B. Rathmann, ICOS Corporation, Bothell, Washington; David M. Steinhaus, Mid America Heart Institute, Kansas City, Missouri; and Michael W. Pariza, University of Wisconsin, Madison.

Hearings continue tomorrow.

INDIAN WELFARE

Committee on Indian Affairs: Committee concluded oversight hearings to discuss Federal funding to Indian tribal governments for welfare and social service programs, after receiving testimony from Mary Jo Bane, Assistant Secretary for Children and Families, and George F. Grob, Deputy Inspector General for Evaluation and Inspections, both of the Department of Health and Human Services; New Mexico State Representative Nick Salazar, Santa Fe; Bobby Whitefeather, Red Lake Band of Chippewa Indians,

Red Lake, Minnesota; Beltrami County Commissioner Richard P. Florhaug, Bemidji, Minnesota; Harry D. Early, All Indian Pueblo Council, Inc., Albuquerque, New Mexico; Mark Mercier, Confederated Tribes of the Grand Ronde, Grand Ronde, Oregon; Joan Rebar, Sac and Fox Nation of Missouri, Reserve, Kansas, on behalf of the United Tribes of Kansas and Southeast Nebraska and the Native American Family Services; Thomas E. Atcitty, Navajo Nation, Window Rock, Arizona; and Merle Boyd, Sac and Fox Nation, Stroud, Oklahoma.

GUATEMALA

Select Committee on Intelligence: Committee held hearings to examine United States policy in Guatemala, focusing on allegations of United States involvement in the murders of two individuals in Guatemala, receiving testimony from Alexander F. Watson, Assistant Secretary of State for Inter-American Affairs; Adm. William O. Studeman, Acting Director of Central Intelligence; Col. Allen C. Cornell, USA (Ret.), former United States Defense Attache in Guatemala; and Carole DeVine and Jennifer Harbury, widows of slain individuals.

Hearings were recessed subject to call.

House of Representatives

Chamber Action

Bills Introduced: 23 public bills, H.R. 1397–1419; 1 private bill, H.R. 1420; and 2 resolutions, H. Con. Res. 57, and H. Res. 131 were introduced.

Pages H4335–36

Reports Filed: Reports were filed as follows:

H. Res. 129, waiving points of order against the conference report to accompany H.R. 889, making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995 (H. Rept. 104–102); and

H. Res. 130, providing for the consideration of H.R. 483, to amend title XVIII of the Social Security Act to permit Medicare Select policies to be offered in the States (H. Rept. 104–103). Pages H4329, H4334

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Camp to act as Speaker pro tempore for today. Page H4179

Journal: By a yea-and-nay vote of 384 yeas to 27 nays with 2 voting “present”, Roll No. 288, the House approved the Journal of Tuesday, April 4.

Pages H4179–80

Tax Fairness and Deficit Reduction: By a recorded vote of 246 yeas to 188 noes, Roll No. 295, the House passed H.R. 1215, to amend the Internal Revenue Code of 1986 to strengthen the American family and create jobs.

Pages H4213–H4319

Agreed to the Archer motion to table an appeal of a ruling of the chair (agreed to by a recorded vote of 228 yeas to 204 noes, Roll No. 294). Page H4317

Rejected the Gephardt motion to recommit the bill to the Committee on Ways and Means with in-

structions to report it back forthwith containing amendments providing that the retirement system be changed only for Members of Congress; delete tax benefits other than a middle class family tax credit; and that family tax credits be contingent upon successful deficit reduction (rejected by a recorded vote of 168 yeas to 265 noes, Roll No. 293).

Pages H4311–15

Agreed to the amendment in the nature of a substitute (text of H.R. 1327) made in order by the rule.

Page H4311

Rejected the Gephardt amendment in the nature of a substitute that sought to provide tax deductions for low-income families to support costs of higher education; create a new type of savings bonds called “Guaranteed Education Plan Bonds”; provide for penalty-free withdrawal of current IRAs to pay for higher education costs, raise the eligibility limit to \$85,000 for couples filing a joint return and to \$60,000 for single taxpayers and phase in an additional \$2,000 deduction contribution for spouses; establish a new nondeductible tax-free IRA subject to current law income eligibility requirements; delay the effective dates of these tax provisions until the Office of Management and Budget certified the Federal budget will be balanced by fiscal year 2002 and suspends them if the Federal budget deficit does not meet specific reduction targets; extend the PAYGO provision through fiscal year 2000 and reduce mandatory caps on discretionary spending for fiscal years 1996–1998 and extend them through fiscal year 2000; permit the Internal Revenue Service to tax estates of expatriates who renounce their citizenship; and establish new reporting requirements for residents and citizens who move assets into or receive