

*Tuesday, July 25, 1995*

# *Daily Digest*

## HIGHLIGHTS

Senate passed Lobbying Reform bill.

House passed Transportation appropriations bill.

## Senate

### *Chamber Action*

*Routine Proceedings, pages S10583–S10663*

**Measures Introduced:** Four bills were introduced, as follows: S. 1069–1072.

Page S10655

#### **Measures Passed:**

***Lobbying Reform:*** By a unanimous vote of 98 yeas (Vote No. 328), Senate passed S. 1060, to provide for the disclosure of lobbying activities to influence the Federal Government, after taking action on further amendments proposed thereto, as follows:

Pages S10594–S10603

#### **Adopted:**

(1) By 72 yeas to 26 nays (Vote No. 327), Lautenberg Amendment No. 1846, to express the sense of the Senate that lobbying expenses should not be tax deductible.

Pages S10595–97

(2) Levin Amendment No. 1847, to make technical corrections.

Pages S10598–99

**Bosnia/Herzegovina Self-Defense Act:** Senate resumed consideration of S. 21, to terminate the United States arms embargo applicable to the Government of Bosnia and Herzegovina, taking action on amendments proposed thereto, as follows:

Pages S10603–52

#### **Pending:**

Dole Amendment No. 1801, in the nature of a substitute.

Pages S10603–52

A unanimous-consent agreement was reached providing for further consideration of the bill and certain amendments to be proposed thereto, on Wednesday, July 26, 1995, with a vote on final passage to occur thereon.

Pages S10648–49

**Gift Reform:** Senate began consideration of S. 1061, to provide for congressional gift reform.

Pages S10583–94

**Nominations Received:** Senate received the following nominations:

Michael R. Murphy, of Utah, to be United States Circuit Judge for the Tenth Circuit.

Paul M. Homan, of the District of Columbia, to be Special Trustee, Office of Special Trustee for American Indians, Department of the Interior.

Page S10663

#### **Communications:**

Pages S10654–55

#### **Statements on Introduced Bills:**

Pages S10655–59

#### **Additional Cosponsors:**

Page S10659

#### **Amendments Submitted:**

Page S10659

#### **Authority for Committees:**

Pages S10659–60

#### **Additional Statements:**

Pages S10660–63

**Record Votes:** Two record votes were taken today. (Total—328)

Pages S10597, S10599

**Recess:** Senate convened at 9 a.m., and recessed at 10:05 p.m., until 8:30 a.m., on Wednesday, July 26, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page S10649).

## *Committee Meetings*

*(Committees not listed did not meet)*

## APPROPRIATIONS—ENERGY AND WATER DEVELOPMENT

***Committee on Appropriations:*** Subcommittee on Energy and Water Development approved for full committee consideration, with amendments, H.R. 1905, making appropriations for energy and water development for the fiscal year ending September 30, 1996.

## HELIUM REFINING AND MARKETING OPERATIONS REFORM

*Committee on Energy and Natural Resources:* Subcommittee on Forests and Public Land Management concluded hearings on S. 45, to provide for the sale of Federal real and personal property held in connection with activities carried out under the Helium Act, S. 738, to prohibit the Bureau of Mines from refining helium and selling refined helium, and to dispose of the United States helium reserve, and S. 898, to cease operation of the Government helium refiner, authorize facility and crude helium disposal, and cancel the helium debt, after receiving testimony from Rhea Graham, Director, United States Bureau of Mines, Department of the Interior; Russel Bardos, Acting Senior Engineer, Office of Space Flight (Space Shuttle), National Aeronautics and Space Administration; Carl T. Johnson, Compressed Gas Association, Arlington, Virginia; and Dennis Mills, Amarillo, Texas, on behalf of the Oil, Chemical and Atomic Workers International Union (AFL-CIO).

## MEDICARE

*Committee on Finance:* Committee held hearings to examine ways to improve the Medicare program and make it financially sound, focusing on private sector cost containment strategies, receiving testimony from Senator Kerrey; Paul M. Ellwood, Jackson Hole Group, Teton Village, Wyoming; Joseph J. Martingale, Towers Perrin, New York, New York; and Lynn Etheredge, Chevy Chase, Maryland.

Hearings continue tomorrow.

## UNITED STATES/SINO RELATIONS

*Committee on Foreign Relations:* Subcommittee on East Asian and Pacific Affairs held hearings on the current state of relations between the United States and the People's Republic of China, receiving testimony from Kent M. Wiedemann, Deputy Assistant Secretary of State for East Asian and Pacific Affairs; James R. Lilley, American Enterprise Institute, Ronald N. Montaperto, Institute for National Strategic Studies/National Defense University, and James V. Feinerman, Georgetown University Law Center, all of Washington, D.C.; and Chiu Hung-dah, University of Maryland, College Park.

Hearings were recessed subject to call.

## DEPARTMENT OF COMMERCE DISMANTLING ACT

*Committee on Governmental Affairs:* Committee held hearings on S. 929, to abolish the Department of

Commerce, receiving testimony from Senators Dole, Hollings, Pressler, Rockefeller, and Bond; Ronald H. Brown, Secretary of Commerce; and L. Nye Stevens, Director, Federal Management Issues, and Allan I. Mendelowitz, Managing Director, International Trade, Finance, and Competitiveness Issues, both of the General Accounting Office.

Hearings continue on Thursday, July 27.

## INFORMATION TECHNOLOGY MANAGEMENT REFORM ACT

*Committee on Governmental Affairs:* Subcommittee on Oversight of Government Management and the District of Columbia held hearings on S. 946, to facilitate, encourage, and provide for efficient and effective acquisition and use of modern information technology by executive agencies, receiving testimony from Gene L. Dodaro, Assistant Comptroller General, Accounting and Information Management Division, General Accounting Office; John A. Koskinen, Deputy Director for Management, and Steven Kelman, Administrator for Federal Procurement Policy, both of the Office of Management and Budget; Roger W. Johnson, Administrator, General Services Administration; Colleen Preston, Deputy Under Secretary of Defense for Acquisition Reform; Michigan Chief Information Officer John M. Kost, Lansing; Renato A. DiPentima, Systems Research and Applications Corporation, Washington, D.C.; Paul A. Strassmann, New Canaan, Connecticut; and Philip Howard, New York, New York.

Hearings were recessed subject to call.

## EMPLOYER GROUP PURCHASING REFORM ACT

*Committee on Labor and Human Resources:* Committee concluded hearings on S. 1062, to amend the Employee Retirement Income Security Act of 1974 to increase the purchasing power of individuals and employers, to protect employees whose health benefits are provided through multiple employer welfare arrangements, and to provide increased security of health care benefits, after receiving testimony from Senator Nunn; Mark Nadel, Associate Director for National and Public Health Issues, General Accounting Office; Ohio Deputy Director of Insurance David J. Randall, Columbus, on behalf of the National Association of Insurance Commissioners; John F. Troy, Health Insurance Association of America, and Richard S. Materson, National Rehabilitation Hospital, both of Washington, D.C.; Patti Freeman Dorson, VASA Brougner, Inc., Indianapolis, Indiana; Donald

G. Dressler, Western Growers Association, Newport Beach, California, on behalf of the American Society of Association Executives; and Val D. Bias, National Hemophilia Foundation, New York, New York.

### INDIAN GAMING REGULATIONS

*Committee on Indian Affairs:* Committee resumed hearings on S. 487, to establish a Federal Indian Gaming Regulatory Commission to regulate Indian gaming operations and standards, receiving testimony from Raymond C. Scheppach, National Governors' Association, Washington, D.C.; JoAnn Jones, Ho-Chunk Nation, Black River Falls, Wisconsin; Alvino Lucero, Pueblo of Isleta, Isleta, New Mexico; Melanie Benjamin, Mille Lacs Band of Ojibwe, Onamia, Minnesota; Richard M. Milanovich, Agua Caliente Band of Cahuilla Indians, Palm Springs, California; Paula Lorenzo, Tribal Alliance of Northern California, Brooks; Ray Halbritter, Oneida Indian Nation, New York, New York; and Doreen Maloney, Upper Skagit Tribe, Sedro Woolley, Washington.

Hearings were recessed subject to call.

### WHITEWATER

*Special Committee to Investigate the Whitewater Development Corporation and Related Matters:* Committee resumed hearings to examine issues relative to the President's involvement with the Whitewater Development Corporation, focusing on certain events following the death of Deputy White House Counsel Vincent Foster, receiving testimony from Sylvia M. Mathews, Chief of Staff, Department of Treasury, former Special Assistant to the Assistant to the President for Economic Policy; Mark D. Gearan, Assistant to the President, and Director of Communications and Strategic Planning; W. David Watkins, Carlsbad, California, former Assistant to the President for Management and Administration; and Patsy L. Thomasson, Deputy Assistant to the President, Assistant Director for Presidential Personnel, former Director, Office of Administration and Special Assistant to the President for Management and Administration.

Hearings continue tomorrow.

## House of Representatives

### Chamber Action

**Bills Introduced:** Seven public bills, H.R. 2106–2112; one private bill, H.R. 2113; and two resolutions, H. Res. 202 and 203 were introduced.

Page H7699

**Reports Filed:** Reports were filed as follows:

H.R. 1162, to establish a deficit Reduction Trust Fund and provide for the downward adjustment of discretionary spending limits in appropriation bills, amended (H. Rept. 104–205, Part 1); and

H. Res. 201, providing for the consideration of H.R. 2099, Departments of Veterans Affairs, Housing and Urban Development and Independent Agencies Appropriations bill for fiscal year 1996.

Page H7699

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

Page H7553

**Recess:** House recessed at 9:49 a.m. and recessed at 10 a.m.

Page H7560

**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 Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, House Oversight, International Relations, Judiciary, Resources, Science, Transportation and Infrastructure, and Select Intelligence.

Page H7562

**Corrections Calendar—San Diego Coastal Corrections Act:** On the call of the Corrections Calendar, the House passed H.R. 1943, to amend the Federal Water Pollution Control Act to deem certain municipal wastewater treatment facilities discharging into ocean waters as the equivalent of secondary treatment facilities (agreed to by a recorded vote of 269 ayes to 156 noes (three-fifths of those present having voted in favor), Roll No. 564).

Pages H7562–76

Rejected the Mineta motion to recommit the bill to the Committee on Transportation with instructions to report the bill back forthwith containing an amendment that provides that chemically enhanced primary treatment result in the removal of not less

than 58 percent of the biological oxygen demand on an annual average and not less than 80 percent of the total suspended solids on a monthly average (rejected by a yea-and-nay vote of 179 yeas to 245 nays, Roll No. 563). **Pages H7573–75**

**Alaska Power Administration;** House passed S. 395, to authorize and direct the Secretary of Energy to sell the Alaska Power Administration, and to authorize the export of Alaska North Slope crude oil. **Pages H7576–87**

Pursuant to H. Res. 197, the House agreed to the Young of Alaska motion to amend S. 395 as follows: Strike title I, strike sections 201 through 204, strike section 205, strike section 206 strike title III and insert the text of H.R. 70, as passed by the House. Agreed to amend the title. **Pages H7578–79**

House then insisted on its amendments and asked a conference. Appointed as conferees:

For consideration of House amendment numbered 1, Representatives Young of Alaska, Calvert, Bliley, Miller of California, and Dingell.

For House amendment numbered 2, Representatives Young of Alaska, Calvert, Thomas of California, Roth, Bliley, Coble, Miller of California, Hamilton, Dingell, and Mineta.

For House amendment numbered 3, Representatives Spence, Kasich, and Dellums.

For House amendment numbered 4, Representatives Coble, Fowler, and Mineta.

For House amendment numbered 5, Representatives Young of Alaska, Calvert, and Miller of California. **Pages H7579, H7587**

Agreed the Miller of California motion to instruct House conferees to insist upon the provisions of the House amendments which strike title III, referring to the Outer Continental Shelf Deep Water Royalty Relief Act (rejected by a yea-and-nay vote of 261 yeas to 161 nays, Roll No. 565). **Pages H7579–87**

**Transportation Appropriations:** By a yea-and-nay vote of 361 yeas to 61 nays, Roll No. 570, the House passed H.R. 2002, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1996. **Pages H7588–H7609**

Agreed To:

The Coleman amendment that strikes language repealing section 13(c) of the Federal Transit Act, which guarantees collective bargaining and other labor protections for transit employees (agreed by a recorded vote of 233 yeas to 186 noes, Roll No. 567); and **Pages H7591–97, H7598–99**

The Nadler amendment that prohibits use of funds for improvements to the Miller Highway in New York City, New York. **Page H7600**

Rejected:

The Wolf amendment that sought to insert language that states that the repeal of subsection (b) of section 5333 of title 49, United States Code, shall not abrogate any rights of mass transit employees to bargain collectively or otherwise negotiate or discuss terms and conditions of employment under any other State or Federal law (rejected by a recorded vote of 201 yeas to 224 noes, Roll No. 566); and **Pages H7588–91, H7597–98**

The Andrews amendment that sought to reduce by \$37 million the ceiling on obligations for grants-in-aid for airports (rejected by a recorded vote of 5 yeas to 416 noes, Roll No. 568). **Pages H7601–04**

The Coleman amendment to the Wolf amendment was offered but subsequently withdrawn that sought to insert language that states that the repeal of subsection (b) of section 5333 of title 49, United States Code, shall not abrogate any rights of mass transit employees to bargain collectively or otherwise negotiate or discuss terms and conditions of employment under any State or Federal law. **Pages H7589–90**

A point of order was sustained against an Orton amendment that sought to insert line item veto language in the bill. Subsequently, rejected an appeal of the ruling of the Chair that sustained the point of order (rejected by a recorded vote of 281 yeas to 139 noes, Roll No. 569). **Pages H7606–08**

**Commerce—State—Justice Appropriations:** House completed all general debate and began reading for amendment on H.R. 2076, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996; but came to no resolution thereon. Reading for amendment under the 5-minute rule will resume on Wednesday, July 26. **Pages H7614–46**

Agreed to the Hoyer amendment that strikes \$1.5 million in funding for motor vehicle theft prevention programs and inserts \$1 million for law enforcement family support programs and \$500,000 for motor vehicle theft prevention programs. **Pages H7645–46**

Rejected the Mollohan amendment that sought to strike \$2 billion in funding for law enforcement block grants and replace it with \$1.767 billion for public safety and community policing grants and \$233 million for other crime prevention programs

authorized by the Crime Control Act of 1994 (rejected by a recorded vote of 184 ayes to 232 noes, Roll No. 571).

Pages H7635–45

H. Res. 198, the rule under which the bill is being considered, was agreed to earlier by voice vote.

Pages H7609–14

**Amendments Ordered Printed:** Amendments ordered printed pursuant to the rule appear on pages H7699–H7701.

**Quorum Calls—Votes:** Three yea-and-nay votes and six recorded votes developed during the proceedings of the House today and appear on pages H7575, H7575–76, H7587, H7598, H7598–99, H7604, H7608, H7608–09, and H7645. There were no quorum calls.

**Adjournment:** Met at 9 a.m. and adjourned at 10:36 p.m.

## Committee Meetings

### FOOD STAMP ACT AMENDMENT

*Committee on Agriculture:* Subcommittee on Department Operations, Nutrition, and Foreign Agriculture held a hearing to review H.R. 236, to amend the Food Stamp Act of 1977 to permit participating households to use food stamp benefits to purchase nutritional supplements of vitamins, minerals, or vitamins and minerals. Testimony was heard from Representatives Martini and Payne of New Jersey; Yvette Jackson, Deputy Administrator, Food Stamp Program, Food, Nutrition, and Consumer Services, USDA; and public witnesses.

### DEFENSE APPROPRIATIONS

*Committee on Appropriations:* Ordered reported the Defense appropriations for fiscal year 1996.

### FUTURE OF MONEY

*Committee on Banking and Financial Services:* Subcommittee on Domestic and International Monetary Policy held a hearing on the Future of Money. Testimony was heard from public witnesses.

### ALLEGATIONS OF FDA ABUSES OF AUTHORITY

*Committee on Commerce:* Subcommittee on Oversight and Investigations held a hearing on Allegations of FDA Abuses of Authority. Testimony was heard from public witnesses.

## DEPARTMENT REORGANIZATION

*Committee on Economic and Educational Opportunities:* Concluded hearings on Departmental reorganization. Testimony was heard from Robert B. Reich, Secretary of Labor; and Gilbert F. Casellas, Chairman, EEOC.

## OVERSIGHT

*Committee on Government Reform and Oversight:* Subcommittee on Government Management, Information, and Technology held an oversight hearing on the Chief Financial Officer's Act. Testimony was heard from Charles A. Bowsher, Comptroller General, GAO; G. Edward DeSeve, Controller, Office of Federal Financial Management, OMB; Anthony A. Williams, Chief Financial Officer, USDA; Alvin Tucker, Deputy Comptroller and Deputy Financial Officer, Department of Defense; Dennis J. Fischer, Chief Financial Officer, GSA; Bonnie R. Cohen, Assistant Secretary, Policy, Management, and Budget, Department of the Interior; the following former officials of the OMB: Edward Mazur, Controller and Harold I. Steinberg, Deputy Controller, both with the Office of Federal Financial Management; and Gerald R. Riso, Associate Director, Management and Chief Financial Officer; and public witnesses.

## OVERSIGHT—WACO

*Committee on Government Reform and Oversight:* Subcommittee on National Security, International Affairs, and Criminal Justice and the Subcommittee on Crime of the Committee on the Judiciary continued joint oversight hearing on Federal Law Enforcement Actions in Relation to the Branch Davidian Compound in Waco, Texas. Testimony was heard from Jim Cavanaugh, Special Agent, Bureau of Alcohol, Tobacco and Firearms, Department of the Treasury; the following officials of the FBI, Department of Justice: Byron Sage, SSRA in Austin; and Gary Noesner, SSA, Quantico; the following officials of the Texas Rangers: Capt. Maurice Cook, Senior; and Capt. David Burns; Jeffrey Jamar, former SAC in San Antonio, FBI, Department of Justice; Dick DeGuerin, Attorney for David Koresh; Jack Zimmermann, Attorney for Steve Schneider; and public witnesses.

Hearings continue tomorrow.