

(The following Members (at their own request) to revise and extend their remarks and include extraneous material:)

Mr. ANDREWS, for 5 minutes, today.

Mr. BROWN of Ohio, for 5 minutes, today.

(The following Members (at their own request) to revise and extend their remarks and include extraneous material:)

Mr. TAUZIN.

Mr. FOX of Pennsylvania.

Ms. EDDIE BERNICE JOHNSON of Texas.

Ms. BROWN of Florida.

(The following Member (at her own request) to revise and extend their remarks and include extraneous material:)

Ms. DELAURO, for 5 minutes, today.

(The following Members (at their own request) and to revise and extend their remarks and include extraneous matter:)

Mr. BURTON of Indiana.

Mr. STENHOLM.

Mr. LEACH.

Mr. ABERCROMBIE.

#### EXTENSION OF REMARKS

By unanimous consent, permission to revise and extend remarks was granted to:

(The following Members (at the request of Mr. PALLONE) and to include extraneous matter:)

Mr. BARRETT of Wisconsin.

Mr. JACOBS.

Mr. MANTON.

Mr. STARK.

Mr. SERRANO.

Mr. VISCLOSKEY.

Mr. CARDIN.

Mr. ORTIZ.

Mr. STOKES in two instances.

Mrs. MALONEY.

Mr. FILNER.

Mrs. MEEK of Florida.

(The following Members (at the request of Mr. FOLEY) and to include extraneous matter:)

Mr. DAVIS.

Mrs. SMITH of Washington.

Mr. HORN.

Mr. GILMAN.

(The following Members (at the request of Mr. SANDERS) and to include extraneous matter:)

Mr. TEJEDA.

Mrs. CLAYTON.

Mr. FALCOMA-VAEGA.

#### SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 325. An act to make certain technical corrections in laws relating to Native Americans, and for other purposes.

#### ENROLLED BILLS AND JOINT RESOLUTION SIGNED

Mr. THOMAS, from the Committee on House Oversight, reported that that

committee has examined and found truly enrolled bills and a joint resolution of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 2394. An act to increase, effective as of December 1, 1995, 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;

H.R. 2586. An act to provide for a temporary increase in the public debt limit, and for other purposes;

H.R. 2589. An act to extend authorities under the Middle East Peace Facilitation Act of 1994 until December 31, 1995, and for other purposes; and

H.J. Res. 115. Joint resolution making further continuing appropriations for the fiscal year 1996 and for other purposes.

#### BILLS PRESENTED TO THE PRESIDENT

Mr. THOMAS, from the Committee on House Oversight, reported that that committee did on the following date present to the President, for his approval, bills of the House of the following title:

On November 12, 1995:

H.R. 2586. An act to provide for a temporary increase in the public debt limit, and for other purposes;

H.R. 2589. An act to extend authorities under the Middle East Peace Facilitation Act of 1994 until December 31, 1995, and for other purposes; and

H.R. 2394. An act to increase, effective as of December 1, 1995, 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.

#### ADJOURNMENT

Mr. SOLOMON. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 11 o'clock and 48 minutes p.m.), under its previous order, the House adjourned until tomorrow, Tuesday, November 14, 1995, at 9 a.m.

#### EXECUTIVE COMMUNICATIONS, ETC.

Under clause 2 of rule XXIV, executive communications were taken from the Speaker's table and referred as follows:

1658. A letter from the Assistant Administrator, Environmental Protection Agency, transmitting the annual report on conditional registration of pesticides during fiscal year 1994, pursuant to 7 U.S.C. 136w-4; to the Committee on Agriculture.

1659. A letter from the Secretary of Agriculture, transmitting legislative language for the Federal crop insurance title of the 1995 farm bill, to the Committee on Agriculture.

1660. A letter from the Secretary of the Interior, transmitting the annual report on the Youth Conservation Corps Program in the Department for fiscal year 1994, pursuant to 16 U.S.C. 1705; to the Committee on Economic and Educational Opportunities.

1661. A letter from the Secretary of Energy, transmitting the Department's report

on the evaluation of utility early replacement programs for alliances, pursuant to Public Law 102-486, section 127(a), 128 (106 Stat. 2835, 2836); to the Committee on Commerce.

1662. A letter from the Inspector General, Department of Health and Human Services, transmitting the Department's superfund financial activities at the Agency for Toxic Substances and Disease Registry for fiscal year 1993, pursuant to Public Law 99-499, Section 120(e)(5) (100 Stat. 1669); to the Committee on Commerce.

1663. A letter from the Secretary of Energy, transmitting the Department's report on the status of the U.S. uranium industry at the end of calendar year 1994, pursuant to the Energy Policy Act of 1992; to the Committee on Commerce.

1664. A letter from the Secretary of Energy, transmitting the Department's study of a representative sample of light-duty alternative fuel vehicles in Federal fleets, pursuant to 42 U.S.C. 6374(b)(1); to the Committee on Commerce.

1665. A letter from the Secretary of Energy, transmitting the Department's report on the current status and likely impacts of integrated resource planning in the United States; to the Committee on Commerce.

1666. A letter from the Inspector General, U.S. Environmental Protection Agency, transmitting the Agency's annual report to Congress summarizing the Agency's progress during fiscal year 1994 in implementing the requirements of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, pursuant to Public Law 99-499, section 120(e)(5) (100 Stat. 1669); to the Committee on Commerce.

1667. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certifications and waivers and their justification under section 565(b) of the Foreign Relations Authorization Act, fiscal years 1994 and 1995 of the prohibition against contracting with firms that comply with the Arab League boycott of the State of Israel contracting with firms that discriminate in the award of subcontracts on the basis of religion, pursuant to Public Law 103-236, section 565(b) (108 Stat. 845); to the Committee on International Relations.

1668. A letter from the Assistant Secretary for Land Minerals Management, Department of the Interior, transmitting the annual report on royalty management and collection activities for Federal and Indian mineral leases in 1993 and 1994, pursuant to 30 U.S.C. 237; to the Committee on Resources.

1669. A letter from the Administrator, U.S. Environmental Protection Agency, transmitting the Agency's report entitled "Storm Water Discharges Potentially Addressed By Phase II Of The National Pollutant Discharge Elimination System Storm Water Program"; to the Committee on Transportation and Infrastructure.

1670. A letter from the Secretary of Transportation, transmitting the Department's second edition of the Surface Transportation Research and Development plan, pursuant to Public Law 102-240, section 6009(b)(8) (105 Stat. 2177); jointly, to the Committees on Transportation and Infrastructure and Science.

1671. A letter from the General Counsel, Department of Transportation, transmitting the fiscal year 1996 budget requests of the Federal Aviation Administration, pursuant to 49 U.S.C. 48109; jointly, to the Committees on Transportation and Infrastructure and Science.

1672. A letter from the Chair, Good Neighbor Environmental Board, transmitting the first annual report of the Good Neighbor Environmental Board; jointly, to the Committees on Transportation and Infrastructure and Commerce.

1673. A letter from the Acting Assistant Secretary of the Army (Civil Works), transmitting the Department's report entitled "Section 404 of the Clean Water Act and Wetlands: Special Statistical Report, July 1995"; jointly, to the Committees on Transportation and Infrastructure, Resources, and Agriculture.

#### REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. MOORHEAD: Committee on the Judiciary. H.R. 2361. A bill to amend the commencement dates of certain temporary Federal judgeships (Rept. 104-334). Referred to the Committee of the Whole House on the State of the Union.

Mr. DIAZ-BALART: Committee on Rules. House Resolution 265. Resolution waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules (Rept. 104-335). Referred to the House Calendar.

#### PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. ARCHER:

H.R. 2621. A bill to enforce the public debt limit and to protect the Social Security trust funds and other Federal trust funds and accounts invested in public debt obligations; to the Committee on Ways and Means.

By Mr. CARDIN:

H.R. 2622. A bill to amend the Congressional Budget Act of 1974 to require that budget resolutions be joint resolutions and that those resolutions contain extensions of the statutory limit on the public debt, and for other purposes; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FALCONER:

H.R. 2623. A bill to amend the Indian Self-Determination and Education Assistance Act to make the provisions and benefits of Indian self-determination contracts applicable to Indian self-governance compacts; to the Committee on Resources.

H.R. 2624. A bill to establish the American Samoa Study Commission; to the Committee on Resources.

By Mr. FRANK of Massachusetts:

H.R. 2625. A bill to prohibit future obligation of funds for the B-2 bomber procurement program; to the Committee on National Security.

By Mr. HUTCHINSON (for himself and Mr. STUMP):

H.R. 2626. A bill to amend title 38, United States Code, to ensure that payments of compensation for veterans with service-connected disabilities and payments of dependency and indemnity compensation for survivors of such veterans are made regardless of Government financial shortfalls; to the Committee on Veterans' Affairs.

#### ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

H.R. 89: Mr. ROTH.

H.R. 127: Mrs. THURMAN and Mr. BILBRAY.  
H.R. 528: Mr. WATT of North Carolina, Mr. MCINNIS, Mr. BISHOP, Mr. BALDACC, Mr. ANDREWS, Mr. BOEHLERT, Mr. PASTOR, Mr. FORBES, Mr. STARK, Mr. KILDEE, Mr. ROBERTS, Mr. GREENWOOD, Mr. PORTER, Mr. COMBEST, Mr. EHRLICH, Mr. CHRISTENSEN, Mr. FRELINGHUYSEN, and Mr. BARRETT of Nebraska.

H.R. 580: Ms. KAPTUR.

H.R. 789: Mr. RAMSTAD.

H.R. 1140: Mr. TOWNS.

H.R. 1355: Mr. OWENS, Mr. DEFAZIO, Mr. EVANS, Mr. TORRES, Ms. VELAZQUEZ, Ms. LOFGREN, Mr. MARTINEZ, Mr. BONIOR, Mr. LIPINSKI, Ms. WOOLSEY, Mr. NADLER, Mr. WATT of North Carolina, Mr. GONZALEZ, Mr. GUTIERREZ, Mr. PAYNE of New Jersey, Ms. NORTON, Mr. FILNER, and Mr. FATTAH.

H.R. 1619: Ms. WOOLSEY and Mr. CLYBURN.

H.R. 2098: Mr. PARKER.

H.R. 2240: Mr. MARTINI and Ms. WOOLSEY.

H.R. 2276: Mr. TRAFICANT.

H.R. 2281: Ms. DELAUNO and Mr. BALDACC.  
H.R. 2342: Mr. COLEMAN, Mr. SCHIFF, and Mr. PETE GEREN of Texas.

H.R. 2373: Mrs. LINCOLN.

H.R. 2458: Mr. PORTER, Mr. PAXON, Mr. DEUTSCH, Mr. HALL of Ohio, Mr. SMITH of New Jersey, Mr. BURTON of Indiana, and Mr. FRAZER.

H.R. 2472: Mr. BENTSEN, Mr. BARRETT of Wisconsin, Mr. MANTON, Mr. STUPAK, Mr. PETERSON of Minnesota, and Mr. ANDREWS.

H.R. 2508: Mr. SKELTON and Mr. WICKER.

H.R. 2529: Mr. TORRES, Ms. MCKINNEY, Mr. DEFAZIO, Ms. FURSE, and Mr. LEWIS of Georgia.

H.R. 2540: Mr. GENE GREEN of Texas, Mr. HOSTETTLER, Mr. WAMP, Mr. SCARBOROUGH, Mr. BAKER of California, Mr. HEFLEY, Mr. WELLER, Mr. BILIRAKIS, Mr. ANDREWS, Mr. LARGENT, and Mr. EMERSON.

H.R. 2564: Mr. CHABOT, Mr. BRYANT of Tennessee, Mr. COBLE, Mr. FLANAGAN, Mr. HEINEMAN, Mr. INGLIS of South Carolina, Mr. SENSENBRENNER, and Mrs. ROUKEMA.

H.R. 2579: Mr. BEREUTER, Mr. CRAMER, Mrs. MEYERS of Kansas, Mr. LUTHER, Mr. CANADY, and Mr. FALCONER.

H.J. Res. 89: Mr. LAHOOD.

H. Con. Res. 50: Mr. DOYLE.

H. Res. 220: Mrs. LOWEY, Ms. ROYBAL-ALVARADO, and Ms. LOFGREN.

#### AMENDMENTS

Under clause 6 of rule XXIII, proposed amendments were submitted as follows:

H.R. 2539

OFFERED BY: Mr. SHUSTER

AMENDMENT NO. 1: Page 5, line 24, insert "common carrier" after "a person providing".

Page 7, line 8, insert "with respect to regulation of rail transportation" after "provided under this part".

Page 9, line 24, insert "The enactment of the ICC Termination Act of 1995 shall have no effect on which employees and employers are covered by the Railway Labor Act, the Railroad Retirement Act of 1974, the Railroad Retirement Tax Act, and the Railroad Unemployment Insurance Act." after "local governmental authority".

Page 12, in the table of sections for subchapter I of chapter 105, strike "Inflation-based rate increases" and insert in lieu thereof "Rail cost adjustment factor".

Page 13, line 21, strike "shall recognize" and insert in lieu thereof "shall give due consideration to—

"(A) the amount of traffic which is transported at revenues which do not contribute to going concern value and the efforts made to minimize such traffic;

"(B) the amount of traffic which contributes only marginally to fixed costs and the extent to which, if any, rates on such traffic

can be changed to maximize the revenues from such traffic; and

"(C) the carrier's mix of rail traffic to determine whether one commodity is paying an unreasonable share of the carrier's overall revenues, recognizing".

Page 14, lines 2 through 5, strike "to establish simplified" and all that follows through "evidence is impractical".

Page 14, line 11, strike "including" and insert in lieu thereof "to the extent required by section 10507".

Page 17, line 11, strike "11101" and insert in lieu thereof "10902".

Page 29, line 11, strike "Class I".

Page 29, lines 12 and 13, strike "Panel's Rail Form A" and insert in lieu thereof "Uniform Rail Costing System".

Page 30, line 7, through page 31, line 3, amend section 10508 to read as follows:

#### "§ 10508. Rail cost adjustment factor

"(a) The Panel shall, as often as practicable, but in no event less often than quarterly, publish a rail cost adjustment factor which shall be a fraction, the numerator of which is the latest published Index of Railroad Costs (which index shall be compiled or verified by the Panel, with appropriate adjustments to reflect the change in composition of railroad costs, including the quality and mix of material and labor) and the denominator of which is the same index for the fourth quarter of every fifth year, beginning with the fourth quarter of 1992.

"(b) The rail cost adjustment factor published by the Panel under subsection (a) of this section shall take into account changes in railroad productivity. The Panel shall also publish a similar index that does not take into account changes in railroad productivity.

Page 31, line 22, insert "The district courts of the United States shall not have jurisdiction pursuant to this section based on section 1331 or 1337 of title 28, United States Code." after "parties otherwise agree."

Page 31, after line 22, insert the following:

"(d)(1) A summary of each contract for the transportation of agricultural commodities entered into under this section shall be filed with the Panel, containing such nonconfidential information as the Panel prescribes. The Panel shall publish special rules for such contracts in order to ensure that the essential terms of the contract are available to the general public.

Page 31, line 23, strike "(d)" and insert in lieu thereof "(2)".

Page 32, after line 6, insert the following new subsection:

"(f) A rail carrier that enters into a contract as authorized by this section remains subject to the common carrier obligation set forth in section 10901, with respect to rail transportation not provided under such a contract.

Page 37, in the table of sections for chapter 107, insert at the end the following new item: "10707. Railroad development.

Page 45, line 10, strike "paragraph (2) or".

Page 45, lines 13 through 22, strike paragraph (2).

Page 45, line 23, strike "(3)" and insert in lieu thereof "(2)".

Page 47, line 18, strike "6 months" and insert in lieu thereof "4 months".

Page 48, line 2, page 49, lines 21 and 25, and page 50, line 5, strike "6-month" and insert in lieu thereof "4-month".

Page 51, line 20, insert "The Panel does not have authority under this chapter over construction, acquisition, operation, abandonment, or discontinuance of spur, industrial, team, switching, or side tracks." after "or side tracks".

Page 51, after line 20, insert the following new section: