

taxed was being broadened, does that mean that the Republican Party is now changing their opinion that that was a tax increase? Are they not taking it back?

The SPEAKER pro tempore. The Chair is prepared to rule.

In deference to the specialized expertise that has been provided, the Chair rules that this bill does not include a Federal income tax rate increase.

Mr. MFUME. Mr. Speaker, is the ruling discretionary? Mr. Speaker, is it a discretionary ruling?

Mr. MORAN. Mr. Speaker, I respectfully appeal the ruling of the Chair.

MOTION TO TABLE OFFERED BY MR. ARCHER

Mr. ARCHER. Mr. Speaker, I offer a motion.

The SPEAKER pro tempore. The Clerk will report the motion.

The Clerk read as follows:

Mr. ARCHER moves to lay the appeal on the table.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Texas [Mr. ARCHER] to lay on the table the appeal of the ruling of the Chair.

The question was taken; and the Speaker pro tempore announced that the noes appeared to have it.

RECORDED VOTE

Mr. MFUME. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 228, noes 204, not voting 3, as follows:

[Roll No. 294]

AYES—228

| | | |
|--------------|---------------|---------------|
| Allard | Crane | Hancock |
| Archer | Crapo | Hansen |
| Army | Cremins | Hastert |
| Bachus | Cubin | Hastings (WA) |
| Baker (CA) | Cunningham | Hayworth |
| Baker (LA) | Davis | Hefley |
| Ballenger | DeLay | Heineman |
| Barr | Diaz-Balart | Herger |
| Barrett (NE) | Dickey | Hilleary |
| Bartlett | Doolittle | Hobson |
| Barton | Dornan | Hoekstra |
| Bass | Dreier | Hoke |
| Bateman | Duncan | Horn |
| Bereuter | Dunn | Hostettler |
| Bilbray | Ehlers | Houghton |
| Bilirakis | Ehrlich | Hunter |
| Bliley | Emerson | Hutchinson |
| Blute | English | Hyde |
| Boehlert | Ensign | Inglis |
| Boehner | Everett | Istook |
| Bonilla | Ewing | Johnson (CT) |
| Bono | Fawell | Johnson, Sam |
| Brownback | Fields (TX) | Jones |
| Bryant (TN) | Flanagan | Kasich |
| Bunn | Foley | Kelly |
| Bunning | Forbes | Kim |
| Burr | Fowler | King |
| Burton | Fox | Kingston |
| Buyer | Franks (CT) | Klug |
| Callahan | Frelinghuysen | Knollenberg |
| Calvert | Frisa | Kolbe |
| Camp | Funderburk | LaHood |
| Canady | Galglegly | Largent |
| Castle | Ganske | Latham |
| Chabot | Gekas | LaTourette |
| Chambliss | Gilchrest | Lazio |
| Chenoweth | Gillmor | Leach |
| Christensen | Gilman | Lewis (CA) |
| Chrysler | Gingrich | Lewis (KY) |
| Clinger | Goodlatte | Lightfoot |
| Coble | Goodling | Linder |
| Coburn | Goss | Livingston |
| Collins (GA) | Graham | LoBiondo |
| Combest | Greenwood | Longley |
| Cooley | Gunderson | Lucas |
| Cox | Gutknecht | Manzullo |

| | | |
|-------------|---------------|-------------|
| Martini | Quillen | Solomon |
| McCollum | Quinn | Spence |
| McCrery | Radanovich | Stearns |
| McDade | Ramstad | Stockman |
| McHugh | Regula | Stump |
| McInnis | Riggs | Talent |
| McIntosh | Roberts | Tate |
| McKeon | Rogers | Taylor (NC) |
| Metcalfe | Rohrabacher | Thomas |
| Meyers | Ros-Lehtinen | Thornberry |
| Mica | Roth | Tiahrt |
| Miller (FL) | Roukema | Torkildsen |
| Molinari | Royce | Upton |
| Moorhead | Salmon | Vucanovich |
| Morella | Sanford | Waldholtz |
| Myers | Saxton | Walker |
| Myrick | Scarborough | Walsh |
| Nethercutt | Schaefer | Wamp |
| Neumann | Schiff | Watts (OK) |
| Ney | Seastrand | Weldon (FL) |
| Norwood | Sensenbrenner | Weldon (PA) |
| Nussle | Shadegg | Weller |
| Oxley | Shaw | White |
| Packard | Shays | Whitfield |
| Paxon | Shuster | Wicker |
| Petri | Skeen | Wolf |
| Pombo | Smith (MI) | Young (AK) |
| Porter | Smith (NJ) | Young (FL) |
| Portman | Smith (TX) | Zeliff |
| Pryce | Smith (WA) | Zimmer |

NOES—204

| | | |
|--------------|---------------|---------------|
| Abercrombie | Gibbons | Olver |
| Ackerman | Gonzalez | Ortiz |
| Andrews | Gordon | Orton |
| Baesler | Green | Owens |
| Baldacci | Gutierrez | Pallone |
| Barcia | Hall (OH) | Parker |
| Barrett (WI) | Hall (TX) | Pastor |
| Becerra | Hamilton | Payne (NJ) |
| Beilenson | Harman | Payne (VA) |
| Bentsen | Hastings (FL) | Pelosi |
| Berman | Hayes | Peterson (FL) |
| Bevill | Hefner | Peterson (MN) |
| Bishop | Hilliard | Pickett |
| Bonior | Hinchey | Pomeroy |
| Borski | Holden | Poshard |
| Boucher | Hoyer | Rahall |
| Brewster | Jackson-Lee | Rangel |
| Browder | Jacobs | Reed |
| Brown (CA) | Jefferson | Richardson |
| Brown (FL) | Johnson (SD) | Rivers |
| Brown (OH) | Johnson, E.B. | Roemer |
| Bryant (TX) | Johnston | Rose |
| Cardin | Kanjorski | Roybal-Allard |
| Chapman | Kaptur | Rush |
| Clay | Kennedy (MA) | Sabo |
| Clayton | Kennedy (RI) | Sanders |
| Clement | Kennelly | Sawyer |
| Clyburn | Kildee | Schroeder |
| Coleman | Klecza | Schumer |
| Collins (IL) | Klink | Scott |
| Collins (MI) | LaFalce | Serrano |
| Condit | Lantos | Sisisky |
| Conyers | Laughlin | Skaggs |
| Costello | Levin | Skelton |
| Coyne | Lewis (GA) | Slaughter |
| Cramer | Lincoln | Spratt |
| Danner | Lipinski | Stark |
| de la Garza | Lofgren | Stenholm |
| Deal | Lowe | Stokes |
| DeFazio | Luther | Studds |
| DeLauro | Maloney | Stupak |
| Dellums | Manton | Tanner |
| Deutsch | Markley | Tauzin |
| Dicks | Martinez | Taylor (MS) |
| Dingell | Mascara | Tejeda |
| Dixon | Matsui | Thompson |
| Doggett | McCarthy | Thornton |
| Dooley | McDermott | Thurman |
| Doyle | McHale | Torres |
| Durbin | McKinney | Torrice |
| Edwards | McNulty | Towns |
| Engel | Meehan | Trafigant |
| Esho | Meek | Tucker |
| Evans | Menendez | Velazquez |
| Farr | Mfume | Vento |
| Fattah | Miller (CA) | Visclosky |
| Fazio | Mineta | Volkmer |
| Fields (LA) | Minge | Ward |
| Flner | Mink | Waters |
| Flake | Moakley | Watt (NC) |
| Foglietta | Mollohan | Waxman |
| Ford | Montgomery | Williams |
| Frank (MA) | Moran | Wilson |
| Frost | Murtha | Wise |
| Furse | Nadler | Woolsey |
| Gejdenson | Neal | Wyden |
| Gephardt | Oberstar | Wynn |
| Geran | Obey | Yates |

NOT VOTING—3

| | | |
|-------------|----------|--------|
| Franks (NJ) | Reynolds | Souder |
|-------------|----------|--------|

□ 2307

So the motion to lay on the table the appeal of the ruling of the Chair was agreed to.

The result of the vote was announced as above recorded.

PARLIAMENTARY INQUIRIES

Mr. HEFNER. Parliamentary inquiry, Mr. Speaker.

The SPEAKER pro tempore. The gentleman from North Carolina will state his parliamentary inquiry.

Mr. HEFNER. My parliamentary inquiry is I did not ever get the ruling of the Parliamentarian, and my parliamentary inquiry is in the future if we have the ruling of the Chair questioned or challenged, is it going to become the practice for someone to move to table the motion and we will never have a ruling on the ruling of the Chair as it applies to House rules?

The SPEAKER pro tempore (Mr. DREIER). The Chair will respond to the gentleman by saying first that it was not the Parliamentarian's ruling, and the Chair ruled and the House just addressed the issue of that ruling.

Mr. HEFNER. Further parliamentary inquiry, and I feel this is justifiable.

The SPEAKER pro tempore. The gentleman from North Carolina is recognized.

Mr. HEFNER. If there is no mechanism, if there is going to be no mechanism to challenge a ruling of the Chair, if it can be superceded by a motion to table, then the majority is going to rule, there will be no chance to challenge the ruling of the Chair.

□ 2310

The SPEAKER pro tempore (Mr. DREIER). The Chair wishes to first respond to the parliamentary inquiry of the gentleman from North Carolina by stating that the House has just ruled by a vote.

The gentleman from California is recognized for a parliamentary inquiry.

Mr. THOMAS. Mr. Chairman, under the rules of the House, are there procedural motions available to the body, and if moved, voted on, and is the motion to table a procedural motion utilized by the former majority over and over and over again?

(The letters referred to by Mr. MORAN follow:)

U.S. SMALL BUSINESS ADMINISTRATION,
Washington, DC, April 3, 1995.
Hon. ZOE LOFGREN,
House of Representatives,
Washington, DC.

DEAR REPRESENTATIVE: Given my statutory responsibility (15 USC §634b(4)) to determine the impact of the taxes on small businesses and advise Congress, I have been asked to analyze the impact on small businesses of the "Contract With America Tax Reform Act of 1995" which is scheduled to come before the House of Representatives this week for consideration.

Specifically, section 6301 of H.R. 1327, the Tax Fairness and Deficit Reduction Act of 1995, creates a 50 percent capital gains exclusion for individuals but, in so doing, repeals the special small business capital gains tax incentive in the existing law (P.L. 103-66, §13113). This will have the effect of raising the taxes of future investors in qualifying, high growth, small businesses from the previous maximum rate of 14 percent to the new rate of 19.8 percent. This may be the only category of taxpayer to have its taxes raised under the capital gains provisions of the proposal. One change from the original bill added in H.R. 1327 that small businesses will appreciate is a provision which allows investors who have already purchased qualifying stock to keep the lower rate they expected under previous law.

Nevertheless, the repeal is troubling for small businesses for two reasons. First, as a matter of even-handed tax policy, it seems incongruous to raise the tax rates of those who invest in the research, plant and equipment of a high-risk, emerging growth company while rewarding non-productive speculation in real estate or the stock market with substantial tax reductions. This is particularly true where a windfall of capital gains treatment is provided to some investors for gains on property held previous to the introduction of the across-the-board proposal where such purchases were made with no expectation of a higher after-tax return.

Second, there is persuasive evidence that emerging, high-growth small businesses are the best choice for investment incentives when measured by return-per-dollar of tax expenditure. Yet historical data suggest that the across-the-board capital gains proposal will not significantly help these small businesses seeking investment dollars and repealing the special tax preference will hurt.

Our estimate is that only 10% of business finance resources currently go to small businesses and most of that is in the form of bank loans and commercial mortgages—not long term or “patient” capital that is needed to finance research and growth.

The across-the-board 50% reduction which would replace the special small business capital gains incentive will do little to improve the situation. Historical data, based on previous across-the-board capital gains treatment, indicate that about two-thirds of the capital gains benefit will flow to appreciated property, such as real estate, and only about one-third will go to corporate equity investment. Most of the corporate equity investment, however, will reward gains generated by the transfer of existing shares of stock in the market which do not result in any new productive investment for businesses. Based on this data and current levels of venture funding, we estimate that less than one percent of the across-the-board capital gains benefits will flow to venture capital that would help small emerging companies.

Our research, and research we have reviewed, indicates that growing small businesses are greatly underfunded compared to their contribution to our economy. Small businesses in general provide 54% of all jobs and 50% of total output using only 40% of total business assets. The lion's share of our economy's job growth and innovation is generated by the type of efficient, high-growth, high-tech small business that can qualify for special capital gains treatment under current law. The purposes of the incentive is to persuade “mainstream” investors to take the added risk of investing in an emerging firm. Without such an incentive, the ability of these businesses to attract equity investment may be seriously impaired.

We conclude that the repeal of the special small business capital gains incentive and the resultant increase of the effective tax

rate on qualifying small business investors will make it more difficult for these small businesses to compete in highly competitive capital markets. Since small, high growth businesses generally develop the markets and provide the jobs that help to secure our commercial leadership in the future, the repeal may have an adverse impact on our future economic growth.

I hope that this information is useful to you during the debate. I would be happy to provide any statistics or information that I have. Feel free to call me at 205-6533 or FAX at 205-6928.

Sincerely,

JERE W. GLOVER,
Chief Counsel for Advocacy.

DEPARTMENT OF THE TREASURY,
Washington, DC, April 5, 1995.

Hon. JAMES P. MORAN,
U.S. House of Representatives,
Washington, DC.

DEAR CONGRESSMAN MORAN: In response to your request regarding whether the capital gains and indexing provisions of H.R. 9 would increase the tax rate on gains from eligible small business stock, the Administration submitted written testimony to the Committee on Small Business on February 22, 1995 which stated the following:

“* * * by extending the 50 percent exclusion to all capital assets, H.R. 9 will eliminate the current preference in Section 1202 for small business stock * * * and would actually increase the tax rate on certain gains from investments in eligible small businesses. The current maximum tax rate for individuals on investment in small businesses that qualify for the Section 1202 preference is 14 percent (maximum capital gain rate of 28 percent times 50 percent exclusion).¹ H.R. 9 would eliminate the 28 percent maximum tax rate on capital gains of individuals. As a result, H.R. 9 would impose a maximum tax rate of 19.8 percent (39.6 percent maximum rate times 50 percent exclusion) on investments that currently qualify for the 14 percent preferential rate under Section 1202. A 14 percent rate in a 28 percent rate environment is relatively attractive to investors in small businesses, compared to a flat rate on all gains.”

The Administration remains committed to this positions. Please do not hesitate to contact me if you have any questions on this or any other matter.

Sincerely,

LESLIE B. SAMUELS,
Assistant Secretary (Tax Policy).

The SPEAKER pro tempore. The question is on the passage of the bill.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

RECORDED VOTE

Mr. ENGEL. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 246, noes 188, not voting 1, as follows:

[Roll No. 295]

AYES—246

| | | |
|------------|--------------|-----------|
| Allard | Baker (LA) | Bass |
| Andrews | Ballenger | Bateman |
| Archer | Barr | Bereuter |
| Armey | Barrett (NE) | Bevill |
| Bachus | Bartlett | Bilbray |
| Baker (CA) | Barton | Bilirakis |

| | | |
|---------------|---------------|---------------|
| Bliley | Goodlatte | Ney |
| Boehlert | Goodling | Norwood |
| Boehner | Gordon | Nussle |
| Bonilla | Goss | Oxley |
| Bono | Graham | Packard |
| Brewster | Greenwood | Pallone |
| Browder | Gunderson | Parker |
| Brownback | Gutknecht | Paxon |
| Bryant (TN) | Hall (TX) | Petri |
| Bunn | Hancock | Pombo |
| Bunning | Hansen | Portman |
| Burr | Hastert | Pryce |
| Burton | Hastings (WA) | Quillen |
| Buyer | Hayes | Quinn |
| Callahan | Hayworth | Radanovich |
| Calvert | Hefley | Ramstad |
| Camp | Heineman | Regula |
| Canady | Herger | Riggs |
| Castle | Hilleary | Roberts |
| Chabot | Hobson | Rohrabacher |
| Chambliss | Hoekstra | Ros-Lehtinen |
| Chenoweth | Hoke | Rose |
| Christensen | Horn | Roth |
| Chrysler | Hostettler | Roukema |
| Clement | Hunter | Royce |
| Clinger | Hutchinson | Salmon |
| Coble | Hyde | Sanford |
| Coburn | Inglis | Saxton |
| Collins (GA) | Istook | Scarborough |
| Combest | Johnson (CT) | Schaefer |
| Condit | Johnson, Sam | Seastrand |
| Cooley | Jones | Sensenbrenner |
| Cox | Kasich | Shadegg |
| Cramer | Kelly | Shaw |
| Crane | Kim | Shays |
| Crapo | King | Shuster |
| Creameans | Kingston | Skeen |
| Cubin | Knollenberg | Skelton |
| Cunningham | Kolbe | Smith (MI) |
| Danner | Largent | Smith (NJ) |
| Deal | Latham | Smith (TX) |
| DeLay | LaTourette | Smith (WA) |
| Diaz-Balart | Laughlin | Solomon |
| Dickey | Lazio | Souder |
| Doolittle | Leach | Spence |
| Dornan | Lewis (CA) | Stearns |
| Dreier | Lewis (KY) | Stockman |
| Duncan | Lightfoot | Stump |
| Dunn | Lincoln | Talent |
| Ehlers | Linder | Tanner |
| Ehrlich | Lipinski | Tate |
| Emerson | Livingston | Tauzin |
| English | LoBiondo | Taylor (NC) |
| Ensign | Longley | Thomas |
| Everett | Lucas | Thornberry |
| Ewing | Manton | Tiahrt |
| Fawell | Manzullo | Torkildsen |
| Fields (TX) | Martini | Torricelli |
| Flanagan | McCollum | Traficant |
| Foley | McCrery | Upton |
| Forbes | McDade | Uvanovich |
| Fowler | McHugh | Waldholtz |
| Fox | McInnis | Walker |
| Franks (CT) | McIntosh | Walsh |
| Franks (NJ) | McKeon | Wamp |
| Frelinghuysen | Metcalf | Watts (OK) |
| Frisa | Meyers | Weldon (FL) |
| Funderburk | Mica | Weldon (PA) |
| Gallegly | Miller (FL) | Weller |
| Ganske | Molinari | White |
| Gekas | Montgomery | Whitfield |
| Geren | Moorhead | Wicker |
| Gilchrest | Myers | Wilson |
| Gillmor | Myrick | Young (FL) |
| Gilman | Nethercutt | Zeliff |
| Gingrich | Neumann | Zimmer |

NOES—188

| | | |
|--------------|--------------|-------------|
| Abercrombie | Clay | Durbin |
| Ackerman | Clayton | Edwards |
| Baessler | Clyburn | Engel |
| Baldacci | Coleman | Eshoo |
| Barcia | Collins (IL) | Evans |
| Barrett (WI) | Collins (MI) | Farr |
| Becerra | Conyers | Fattah |
| Beilenson | Costello | Fazio |
| Bentsen | Coyne | Fields (LA) |
| Berman | Davis | Filner |
| Bishop | de la Garza | Flake |
| Blute | DeFazio | Foglietta |
| Bonior | DeLauro | Ford |
| Borski | Dellums | Frank (MA) |
| Boucher | Deutsch | Frost |
| Brown (CA) | Dicks | Furse |
| Brown (FL) | Dingell | Gejdenson |
| Brown (OH) | Dixon | Gephardt |
| Bryant (TX) | Doggett | Gibbons |
| Cardin | Dooley | Gonzalez |
| Chapman | Doyle | Green |

¹Because one-half of the excluded gain is treated as a preference for AMT purposes, the actual rate could be higher for certain taxpayers subject to the AMT, but would never exceed 21 percent.

| | | |
|----------------|---------------|-------------|
| Gutierrez | McKinney | Sabo |
| Hall (OH) | McNulty | Sanders |
| Hamilton | Meehan | Sawyer |
| Harman | Meek | Schiff |
| Hastings (FL) | Menendez | Schroeder |
| Hefner | Mfume | Schumer |
| Hilliard | Miller (CA) | Scott |
| Hinchey | Mineta | Serrano |
| Holden | Minge | Sisisky |
| Houghton | Mink | Skaggs |
| Hoyer | Moakley | Slaughter |
| Jackson-Lee | Mollohan | Spratt |
| Jacobs | Moran | Stark |
| Jefferson | Morella | Stenholm |
| Johnson (SD) | Murtha | Stokes |
| Johnson, E. B. | Nadler | Studds |
| Johnston | Neal | Stupak |
| Kanjorski | Oberstar | Taylor (MS) |
| Kaptur | Obey | Tejeda |
| Kennedy (MA) | Olver | Thompson |
| Kennedy (RI) | Ortiz | Thornton |
| Kennelly | Orton | Thurman |
| Kildee | Owens | Torres |
| Klecza | Pastor | Towns |
| Klink | Payne (NJ) | Tucker |
| Klug | Payne (VA) | Velazquez |
| LaFalce | Pelosi | Vento |
| LaHood | Peterson (FL) | Visclosky |
| Lantos | Peterson (MN) | Volkmer |
| Levin | Pickett | Ward |
| Lewis (GA) | Pomeroy | Waters |
| Lofgren | Porter | Watt (NC) |
| Lowe | Poshard | Waxman |
| Luther | Rahall | Williams |
| Maloney | Rangel | Wise |
| Markey | Reed | Wolf |
| Martinez | Richardson | Woolsey |
| Mascara | Rivers | Wyden |
| Matsui | Roemer | Wynn |
| McCarthy | Rogers | Yates |
| McDermott | Roybal-Allard | Young (AK) |
| McHale | Rush | |

NOT VOTING—1

Reynolds

□ 2326

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

CONFERENCE REPORT ON H.R. 889, EMERGENCY SUPPLEMENTAL APPROPRIATIONS AND RESCIS- SIONS FOR FISCAL YEAR 1995

Mr. LIVINGSTON submitted the following conference report and statement on the bill (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, and for other purposes:

CONFERENCE REPORT (H. REPT. 104-101)

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (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, and for other purposes," having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its amendments numbered 4,6,7,8,10, 20, 22, and 25.

That the House recede from its disagreement to the amendments of the Senate numbered 16 and 23, and agree to the same.

Amendment numbered 1:

That the House recede from its disagreement to the amendment of the Senate numbered 1, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert:

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to provide emergency supplemental appropriations for the Department of Defense to preserve and enhance military readiness for the fiscal year ending September 30, 1995, and for other purposes, namely:

TITLE I

CHAPTER I

EMERGENCY SUPPLEMENTAL
APPROPRIATIONS

DEPARTMENT OF DEFENSE—MILITARY

MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

For an additional amount for "Military Personnel, Army," \$260,700,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

MILITARY PERSONNEL, NAVY

For an additional amount for "Military Personnel, Navy," \$183,100,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

MILITARY PERSONNEL, MARINE CORPS

For an additional amount for "Military Personnel, Marine Corps," \$25,200,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

MILITARY PERSONNEL, AIR FORCE

For an additional amount for "Military Personnel, Air Force," \$207,100,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

RESERVE PERSONNEL, ARMY

For an additional amount for "Reserve Personnel, Army," \$6,500,000: That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

RESERVE PERSONNEL, NAVY

For an additional amount for "Reserve Personnel, Navy," \$9,600,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

RESERVE PERSONNEL, MARINE CORPS

For an additional amount for "Reserve Personnel, Marine Corps," \$1,300,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

RESERVE PERSONNEL, AIR FORCE

For an additional amount for "Reserve Personnel, Air Force," \$2,800,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

NATIONAL GUARD PERSONNEL, ARMY

For an additional amount for "National Guard Personnel, Army," \$11,000,000: That such amount is designated by Congress as an emer-

gency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

NATIONAL GUARD PERSONNEL, AIR FORCE

For an additional amount for "National Guard Personnel, Air Force," \$5,000,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY

For an additional amount for "Operation and Maintenance, Army," \$936,600,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, NAVY

For an additional amount for "Operation and Maintenance, Navy," \$423,700,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, MARINE CORPS

For an additional amount for "Operation and Maintenance, Marine Corps," \$33,500,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, AIR FORCE

For an additional amount for "Operation and Maintenance, Air Force," \$852,500,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, DEFENSE-WIDE

For an additional amount for "Operation and Maintenance, Defense-Wide," \$46,200,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, NAVY RESERVE

For an additional amount for "Operation and Maintenance, Navy Reserve," \$15,400,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

PROCUREMENT

OTHER PROCUREMENT, ARMY

For an additional amount for "Other Procurement, Army," \$8,300,000, to remain available until September 30, 1997: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OTHER DEPARTMENT OF DEFENSE
PROGRAMS

DEFENSE HEALTH PROGRAM

For an additional amount for "Defense Health Program," \$13,200,000: Provided, That such amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.