



United States  
of America

# Congressional Record

PROCEEDINGS AND DEBATES OF THE 104<sup>th</sup> CONGRESS, SECOND SESSION

Vol. 142

WASHINGTON, THURSDAY, APRIL 25, 1996

No. 55

## House of Representatives

The House met at 10 a.m.  
The Chaplain, Rev. James David Ford, D.D., offered the following prayer:

We accept Your good graces, O God, though we know we miss the mark; we appreciate the wonders of Your world, though we are busy with what is immediate and necessary; we yearn for the blessings of faith, though we don't always understand. Above the demands of the day and more important than all we do, we offer our thanks and praise for the gifts of this day and the hopes and dreams of tomorrow. Amen.

### THE JOURNAL

The SPEAKER. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

Mr. CARDIN. Mr. Speaker, pursuant to clause 1, rule I, I demand a vote on agreeing to the Speaker's approval of the Journal.

The SPEAKER. The question is on the Chair's approval of the Journal.

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

Mr. CARDIN. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

The vote was taken by electronic device, and there were—yeas 338, nays 56, answered “present” 1, not voting 31, as follows:

[Roll No. 132]

YEAS—338

Ackerman  
Allard  
Andrews

Archer  
Arney  
Bachus

Baessler  
Baker (CA)  
Baker (LA)

Baldacci  
Ballenger  
Barcia  
Barr  
Barrett (NE)  
Barrett (WI)  
Bartlett  
Barton  
Bass  
Bateman  
Beilenson  
Bentsen  
Bereuter  
Berman  
Bevill  
Bilbray  
Bilirakis  
Bishop  
Bliley  
Blute  
Boehlert  
Boehner  
Bonilla  
Bonior  
Bono  
Boucher  
Brewster  
Browder  
Brown (OH)  
Brownback  
Bryant (TN)  
Bryant (TX)  
Bunn  
Bunning  
Burr  
Burton  
Buyer  
Callahan  
Calvert  
Camp  
Campbell  
Canady  
Cardin  
Castle  
Chabot  
Chambliss  
Chenoweth  
Christensen  
Chrysler  
Clayton  
Clement  
Clinger  
Clyburn  
Coble  
Coburn  
Collins (GA)  
Combest  
Condit  
Conyers  
Cooley  
Costello  
Cox  
Coyne  
Cramer

Crapo  
Creameans  
Cubin  
Cunningham  
Danner  
Davis  
de la Garza  
Deal  
DeLauro  
DeLay  
Dellums  
Deutsch  
Dickey  
Dicks  
Dingell  
Dixon  
Doggett  
Dooley  
Doolittle  
Doyle  
Dreier  
Duncan  
Dunn  
Durbin  
Dyke  
Edwards  
Ehlers  
Ehrlich  
Emerson  
Engel  
English  
Eshoo  
Evans  
Farr  
Fattah  
Fawell  
Fields (LA)  
Fields (TX)  
Flake  
Foley  
Forbes  
Ford  
Fowler  
Fox  
Franks (CT)  
Franks (NJ)  
Frelinghuysen  
Frisa  
Frost  
Furse  
Gallegly  
Ganske  
Ginsburg  
Gekas  
Geras  
Gilchrest  
Gilman  
Gonzalez  
Goodlatte  
Goodling  
Gordon  
Goss  
Graham  
Green (TX)  
Greene (UT)

Greenwood  
Hall (TX)  
Hamilton  
Hancock  
Hansen  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Hayworth  
Hefner  
Herger  
Hinchey  
Hobson  
Hoekstra  
Hoke  
Holden  
Horn  
Hostettler  
Houghton  
Hoyer  
Hunter  
Hutchinson  
Hyde  
Inglis  
Istook  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (CT)  
Johnson (SD)  
Johnston  
Jones  
Kanjorski  
Kaptur  
Kasich  
Kelly  
Kennedy (MA)  
Kennelly  
Kildee  
Kim  
King  
Kingston  
Kleczka  
Klink  
Klug  
Knollenberg  
Kolbe  
LaHood  
Laughlin  
Lazio  
Leach  
Lewis (CA)  
Lewis (KY)  
Lightfoot  
Linder  
LoBiondo  
Lofgren  
Longley  
Lowey  
Lucas  
Luther  
Manzullo

Martinez  
Martini  
Mascara  
Matsui  
McCarthy  
McCollum  
McHale  
McHugh  
McInnis  
McIntosh  
McKeon  
McKinney  
McNulty  
Meehan  
Meek  
Metcalfe  
Meyers  
Mica  
Millender  
McDonald  
Miller (CA)  
Miller (FL)  
Minge  
Mink  
Moakley  
Molinar  
Mollohan  
Montgomery  
Moorhead  
Moran  
Morella  
Murtha  
Myers  
Myrick  
Nadler  
Nethercutt  
Neumann  
Ney  
Norwood  
Nussle  
Ortiz  
Orton  
Oxley  
Packard  
Parker  
Pastor  
Paxon

Abercrombie  
Becerra  
Borski  
Clay  
Gekas  
DeFazio  
Dornan  
Ensign  
Everett  
Fazio  
Filner  
Flanagan  
Funderburk  
Gephardt  
Gibbons  
Gillmor

Payne (NJ)  
Payne (VA)  
Pelosi  
Peterson (FL)  
Petri  
Pomeroy  
Porter  
Portman  
Poshard  
Pryce  
Quillen  
Quinn  
Radanovich  
Rahall  
Ramstad  
Reed  
Regula  
Richardson  
Riggs  
Rivers  
Roberts  
Roemer  
Rogers  
Rohrabacher  
Ros-Lehtinen  
Rose  
Roukema  
Roybal-Allard  
Royce  
Salmon  
Sanders  
Sanford  
Sawyer  
Scarborough  
Schaefer  
Schiff  
Schumer  
Scott  
Seastrand  
Sensenbrenner  
Serrano  
Shadeegg  
Shaw  
Shays  
Shuster  
Sisisky  
Skeen

NAYS—56

Gutierrez  
Gutknecht  
Hall (OH)  
Hefley  
Heineman  
Hilleary  
Hilliard  
Jacobs  
Johnson, E. B.  
LaFalce  
Lantos  
Latham  
Levin  
Lewis (GA)  
Lipinski

Skelton  
Smith (MI)  
Smith (TX)  
Smith (WA)  
Solomon  
Souders  
Spence  
Spratt  
Stearns  
Stenholm  
Stokes  
Studds  
Stump  
Stupak  
Tanner  
Tate  
Tauzin  
Taylor (NC)  
Thomas  
Thornberry  
Thornton  
Thurman  
Tiahrt  
Torricelli  
Towns  
Traffant  
Upton  
Vucanovich  
Walker  
Walsh  
Wamp  
Ward  
Watt (NC)  
Watts (OK)  
Waxman  
Weldon (FL)  
Weldon (PA)  
White  
Wicker  
Williams  
Wise  
Woolsey  
Wynn  
Young (FL)  
Zeliff

Maloney  
Markey  
McDermott  
Neal  
Oberstar  
Oliver  
Owens  
Pallone  
Pickett  
Rush  
Sabo  
Skaggs  
Stark  
Talent  
Tejeda

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



Printed on recycled paper containing 100% post consumer waste

H3821

Thompson      Visclosky      Wolf  
Torkildsen      Volkmer      Yates  
Velazquez      Waters      Zimmer  
Vento      Weller

## ANSWERED "PRESENT"—1

Harman

## NOT VOTING—37

Brown (CA)      Kennedy (RI)      Roth  
Brown (FL)      Largent      Saxton  
Chapman      LaTourette      Schroeder  
Coleman      Lincoln      Slaughter  
Collins (IL)      Livingston      Smith (NJ)  
Collins (MI)      Manton      Stockman  
Crane      McCrery      Taylor (MS)  
Diaz-Balart      McDade      Torres  
Ewing      Menendez      Whitfield  
Foglietta      Obey      Wilson  
Frank (MA)      Peterson (MN)      Young (AK)  
Gunderson      Pombo  
Johnson, Sam      Rangel

□ 1025

Mr. HILLIARD changed his vote from "yea" to "nay."

Ms. HARMAN changed her vote from "yea" to "present."

So the Journal was approved.

The result of the vote was announced as above recorded.

## PLEDGE OF ALLEGIANCE

The SPEAKER. Will the gentleman from Maryland [Mr. WYNN] come forward and lead the House in the Pledge of Allegiance.

Mr. WYNN led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

## MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed without amendment a bill of the House of the following title:

H.R. 3055. An act to amend section 326 of the Higher Education Act of 1965 to permit continued participation by Historically Black Graduate Professional Schools in the grant program authorized by that section.

□ 1030

## COMMUNICATION FROM THE CLERK OF THE HOUSE

The Speaker laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,  
U.S. HOUSE OF REPRESENTATIVES,  
Washington, DC, April 25, 1996.

Hon. NEWT GINGRICH,  
The Speaker,  
U.S. House of Representatives, Washington, DC.

DEAR MR. SPEAKER: I have the honor to transmit herewith a copy of the unofficial election returns received from Julian R. Manelli, Deputy Administrator, Maryland State Administrative Board of Election Laws, indicating that, according to the unofficial returns of the Special Election held on April 16, 1996, the Honorable Elijah E. Cummings was elected to the office of Representative in Congress, from the Seventh Congressional District, State of Maryland.

With warm regards,

ROBIN H. CARLE.

STATE ADMINISTRATIVE BOARD  
OF ELECTION LAWS,  
Annapolis, MD, April 17, 1996.

Ms. Robin H. Carle,  
Clerk, U.S. House of Representatives,  
Washington, DC.

DEAR MS. CARLE: Pursuant to your request I am faxing to you the unofficial election results of the 1996 Special Election held on April 16, 1996 in the Seventh Congressional District to fill the vacancy created by the resignation of Congressman Kweisi Mfume.

Should you need additional information please contact this office.

Sincerely,

JULIAN R. MANELLI,  
Deputy Administrator.

## DEMOCRATIC PARTY

(D) Elijah E. Cummings, 2014 Madison Avenue, Baltimore, MD 21217, Baltimore City.

(W) Barry Patrick Farley, 429 West 23rd Street, Baltimore, MD 21211, Baltimore City.

Counties	Cummings	Farley
Baltimore City .....	13,942	0
Baltimore County .....	3,970	24
Total .....	17,912	24
Percent of total votes .....	99	1

## REPUBLICAN PARTY

(R) Kenneth Kondner, 6610 Windsor Mill Road, Baltimore, MD 21207, Baltimore County.

Counties	Kondner
Baltimore City .....	1,061
Baltimore County .....	3,070
Total .....	4,131
Percent of total votes .....	100

SWEARING IN OF THE HONORABLE  
ELIJAH E. CUMMINGS OF MARY-  
LAND AS A MEMBER OF THE  
HOUSE

Mr. HOYER. Mr. Speaker, I ask unanimous consent that the gentleman from Maryland, Mr. ELIJAH E. CUMMINGS, be permitted to take the oath of office today. His certificate of election has not arrived, but there is no contest, and no objection has been raised with regard to his election.

The SPEAKER. Is there objection to the request of the gentleman from Maryland?

There was no objection.

Mr. HOYER. Mr. Speaker, I would ask, if I might, for the distinguished gentlewoman from California, NANCY PELOSI, to join us, with the gentleman from Maryland, Mr. CUMMINGS. She is a sister of the former mayor of Baltimore, and a distinguished daughter of the city which Mr. CUMMINGS will represent.

There was no objection.

The SPEAKER. The distinguished gentlewoman from California [Mr. PELOSI] will be welcome in the well, along with the Maryland delegation.

If the delegation will join the Member-elect.

Mr. ELIJAH E. CUMMINGS appeared at the bar of the House and took the oath of office, as follows:

Do you solemnly swear that you will support and defend the Constitution of the United States against all enemies, foreign and domestic; that you will

bear true faith and allegiance to the same; that you take this obligation freely, without any mental reservation or purpose of evasion, and that you will well and faithfully discharge the duties of the office on which you are about to enter. So help you God.

The SPEAKER. Congratulations. You are now a Member of the U.S. House of Representatives.

WELCOMING THE HONORABLE ELI-  
JAH E. CUMMINGS TO THE  
HOUSE OF REPRESENTATIVES

(Mr. HOYER asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. HOYER. Mr. Speaker, it is my great honor and privilege, on behalf of all of my colleagues in the Maryland delegation, to first welcome two of America's most outstanding leaders who have represented the Seventh Congressional District which the gentleman from Maryland [Mr. CUMMINGS] now represents.

They are our friends, they were our colleagues, they are great Americans: The Honorable Parren Mitchell, our former colleague; and another example of the extraordinary quality that the constituents of the Seventh District sends to the Congress of the United States, the president and chief operating officer of the NAACP, our former colleague and great American, Kweisi Mfume.

Mr. Speaker, I have the opportunity to introduce to the House their newest colleague. He is the son of Rev. Ruth Cummings and Rev. Robert Cummings. Mr. Speaker, before I make my brief remarks and yield to the minority leader, I would like to acknowledge Senators SARBANES and MIKULSKI, who have joined us from the other body.

Mr. Speaker, although under the rules I cannot recognize them as being in the gallery, and I shall not do so, it has been brought to my attention that the distinguished Speaker of the Maryland House of Delegates, Casper Taylor, will be able to hear my words. Mr. Speaker; with all due apologies to our distinguished friend, Mr. JOHNSON.

Come walk with me. Come walk with me. I say these words with reverence to our newest Member of the House. These are his words, his words which have been spoken often in the chambers of Annapolis, and which I know will be spoken often here to us. Words like these are not heard often enough these days. It is more often "Come fight with me."

But these words represent the heart of what ELIJAH CUMMINGS is all about: A consummate legislator, a dedicated public servant, a consensus builder, a fighter for what is right; a man, as you will all find, of drive and determination, a man who has ascended to leadership through integrity, hard work, and a belief in the good in mankind.

Born in Baltimore City, a graduate of City College in Baltimore, a graduate