

GENERAL LEAVE

Mr. SOLOMON. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and include extraneous material on H.R. 2754, the bill just passed.

The SPEAKER pro tempore (Mr. BARRETT of Nebraska). Is there objection to the request of the gentleman from New York?

There was no objection.

PROVIDING FOR CONSIDERATION OF H.R. 3610, DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 1997

Mr. SOLOMON. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 453 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 453

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 3610) making appropriations for the Department of Defense for the fiscal year ending September 30, 1997, and for other purposes. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with clause 2(l)(6) of rule XI, clause 7 of rule XXI, or section 302(c) of the Congressional Budget Act of 1974 are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 or 6 of rule XXI are waived. Before consideration of any other amendment it shall be in order without intervention of any point of order to consider the amendment printed in the report of the Committee on Rules accompanying this resolution, if offered by Representative Young of Florida or his designee. That amendment shall be considered as read, may amend portions of the bill not yet read for amendment, shall be debatable for twenty minutes equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. If that amendment is adopted, the bill, as amended, shall be considered as the original bill for the purpose of further amendment. After disposition of that amendment, during further consideration of the bill pursuant to this resolution, the appropriate allocation of new discretionary budget authority within the meaning of section 302(f)(1) of the Congressional Budget Act of 1974 shall be \$245,065,000,000. The corresponding level of budget outlays shall be \$243,372,000,000. During further consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. Amendments so printed shall be considered as read. The Chairman of the Committee of the

Whole may postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment. The Chairman of the Committee of the Whole may reduce to not less than five minutes the time for voting by electronic device on any postponed question that immediately follows another vote by electronic device without intervening business, provided that the time for voting by electronic device on the first in any series of questions shall not be less than fifteen minutes. After the reading of the final lines of the bill, a motion that the Committee of the Whole rise and report the bill to the House with such amendments as may have been adopted shall, if offered by the majority leader or a designee, have precedence over a motion to amend. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

□ 1345

The SPEAKER pro tempore (Mr. HASTINGS of Washington). The gentleman from New York [Mr. SOLOMON] is recognized for 1 hour.

Mr. SOLOMON. Mr. Speaker, for purposes of debate only, I yield the customary 30 minutes to the gentleman from Texas [Mr. FROST], pending which I yield myself such time as I may consume. During consideration of the resolution, all time yielded is for debate purposes only.

(Mr. SOLOMON asked and was given permission to revise and extend his remarks and include extraneous material.)

Mr. SOLOMON. Mr. Speaker, House Resolution 453 is an open rule providing for the consideration H.R. 3610, the Defense Department appropriations bill for fiscal year 1997.

The rule provides for 1 hour of general debate equally divided between the chairman and ranking minority member of the Appropriations Committee. The rule waives the 3-day availability requirements for the committee report and the published hearings.

The report was filed Tuesday morning and was available to Members yesterday. So today is the second day of its availability.

The rule contains a technical waiver of section 302(c) of the Budget Act which prohibits consideration of an appropriations bill until the committee has made allocations pursuant to the most recent budget resolution. Since the House just last night adopted the conference report on the budget resolution for fiscal 1997, and the Appropriations Committee has not yet filed its new subcommittee allocations based on that resolution, this technical waiver is necessary.

However, the rule does provide a mechanism for bringing the bill within its new suballocations which were voted on in committee this morning.

Under the rule, a manager's amendment by Subcommittee Chairman YOUNG, which is printed in the report

on the rule, will be considered at the outset.

That amendment reduces the funding level in the bill by another \$500 million, thereby bringing the bill back under its new 602(b) allocations.

The manager's amendment will be debated for 20 minutes divided between the proponent and opponent.

While it is nonamendable at the outset, if it is adopted its provisions will be folded into the base text for purposes of further amendment under the open amendment process.

In addition, if the amendment is adopted, the rule provides that the new discretionary ceilings for budget authority and outlays will be in effect for the consideration of the bill.

Mr. Speaker, the rule further waives clauses 2 and 6 of House Rule XXI against provisions in the bill. Those rules prohibit the consideration of unauthorized and legislative provisions in appropriations bills, and the transfers of unobligated balances.

While the House has passed its defense authorization bill, it has not yet become law. However, we are informed that this bill closely tracks the decisions we made on that authorization bill, and that the chairman of the National Security Committee has no objection to these waivers. The rule further provides priority in recognition to Members whose amendments have been pre-printed in the CONGRESSIONAL RECORD. It allows the Chairman of the Committee of the Whole to postpone and cluster recorded votes to save the time of the House.

In addition, the rule permits the majority leader to offer the privileged motion to rise and report the bill back to the House at any time after the final lines of the bill have been read. Finally, the rule provides for one motion to recommit, with or without instructions.

In summary on the rule, Mr. Speaker, this is a complicated rule, admittedly, given the transition we are making from the previous budget allocations to the new ones. But in so doing, the rule brings the bill into conformity with the budget conference report adopted yesterday and the new allocations proposed by the Appropriations Committee today.

It is important that we comply with our budgetary decisions, and this rule makes that possible.

In the final analysis, this is a fair and open rule. That was reflected in the rule's unanimous adoption by voice vote in the Rules Committee yesterday, and its support by Chairman BILL YOUNG and Ranking Member JOHN MURTHA who have worked very hard together to conform this bill to the budget conference agreement. In that same, bipartisan spirit, I urge the adoption of the rule by the House today.

On the bill itself, I would like to commend Chairman YOUNG and Mr. MURTHA for once again putting together an excellent bill that takes care of this Nation's defense needs within

the very tight budget constraints we all face.

Mr. Speaker, for the fourth year in a row, the Clinton administration has sent to Congress a defense budget request that is simply inadequate to this country's needs.

Of particular note was this year's weapons procurement requests of only \$39 billion, which is \$21 billion short of where the joint Chiefs of Staff tell us that we need to be in just a few years.

And that is important, Mr. Speaker. The joint Chiefs of Staff and this Nation's military commanders are telling us that the modernization of our weaponry is grossly underfunded. So let's remember that when we here the catcalls that we are going beyond the Pentagon request in this bill.

It is the President's political request that we are going beyond, and well we should, because the needs of our men and women in uniform outweigh any political need. So I commend the committee for adding \$5.7 billion dollars to the President's weapons procurement request.

Mr. Speaker, weapons purchases have declined by 70 percent since 1985, and that is precisely what has led to today's severe modernization problems.

This increase, along with a large increase in the President's ammunition request, will help fulfill one of the most sacred obligations the U.S. Government has: Ensuring that American soldiers and sailors have a plentiful supply of the best weapons and equipment available so that they can adequately defend themselves in battle.

Anything less than that is unforgivable.

Our military personnel are also helped in this bill by a full 3 percent pay increase as well as a 4.6 percent increase in the basic housing allowance.

This bill makes positive strides in other categories as well. The Appropriations Committee added \$2.9 billion to the President's request for Research and Development, including \$704 million for missile defense.

On that note, let me just say that it's high time for this President to commit himself to defending the American people against ballistic missiles. The time for talk is over. There are no more excuses for not protecting ourselves from this threat.

Mr. Speaker, the long slide in defense spending must come to an end. The end of the cold war did not mean that American forces don't need the best

equipment and weaponry they can possibly get. They do. And the end of the Cold War certainly didn't mean that there are no threats to peace in the world. There are.

Anybody reading the papers lately knows that Communist China, for instance, is both massively increasing its own military and helping to transfer the technology to build weapons of mass destruction to rogue nations like Iran.

Slashing our defense budget, refusing to build missile defenses and appeasing countries like Communist China is no way to deal with these threats. Unfortunately, that is precisely what President Clinton is doing. Fortunately, however, we are beginning to take steps in this Congress to reverse this situation. And we can continue that reversal by adopting this bill before us today.

Once again, Chairman YOUNG, Mr. MURTHA, and their staffs deserve high praise for their work and I urge support for this rule and this critical legislation.

Mr. Speaker, I include the following material for the RECORD:

THE AMENDMENT PROCESS UNDER SPECIAL RULES REPORTED BY THE RULES COMMITTEE,¹ 103D CONGRESS V. 104TH CONGRESS

[As of June 13, 1996]

Rule type	103d Congress		104th Congress	
	Number of rules	Percent of total	Number of rules	Percent of total
Open/Modified-Open ²	46	44	73	59
Structured/Modified Closed ³	49	47	33	27
Closed ⁴	9	9	17	14
Total	104	100	123	100

¹ This table applies only to rules which provide for the original consideration of bills, joint resolutions or budget resolutions and which provide for an amendment process. It does not apply to special rules which only waive points of order against appropriations bills which are already privileged and are considered under an open amendment process under House rules.

² An open rule is one under which any Member may offer a germane amendment under the five-minute rule. A modified open rule is one under which any Member may offer a germane amendment under the five-minute rule subject only to an overall time limit on the amendment process and/or a requirement that the amendment be preprinted in the Congressional Record.

³ A structured or modified closed rule is one under which the Rules Committee limits the amendments that may be offered only to those amendments designated in the special rule or the Rules Committee report to accompany it, or which preclude amendments to a particular portion of a bill, even though the rest of the bill may be completely open to amendment.

⁴ A closed rule is one under which no amendments may be offered (other than amendments recommended by the committee in reporting the bill).

SPECIAL RULES REPORTED BY THE RULES COMMITTEE, 104TH CONGRESS

[As of June 12, 1996]

H. Res. No. (Date rept.)	Rule type	Bill No.	Subject	Disposition of rule
H. Res. 38 (1/18/95)	O	H.R. 5	Unfunded Mandate Reform	A: 350-71 (1/19/95).
H. Res. 44 (1/24/95)	MC	H. Con. Res. 17	Social Security	A: 255-172 (1/25/95).
		H.J. Res. 1	Balanced Budget Amdt	
H. Res. 51 (1/31/95)	O	H.R. 101	Land Transfer, Taos Pueblo Indians	A: voice vote (2/1/95).
H. Res. 52 (1/31/95)	O	H.R. 400	Land Exchange, Arctic Nat'l. Park and Preserve	A: voice vote (2/1/95).
H. Res. 53 (1/31/95)	O	H.R. 440	Land Conveyance, Butte County, Calif	A: voice vote (2/1/95).
H. Res. 55 (2/1/95)	O	H.R. 2	Line Item Veto	A: voice vote (2/2/95).
H. Res. 60 (2/6/95)	O	H.R. 665	Victim Restitution	A: voice vote (2/7/95).
H. Res. 61 (2/6/95)	O	H.R. 666	Exclusionary Rule Reform	A: voice vote (2/7/95).
H. Res. 63 (2/8/95)	MO	H.R. 667	Violent Criminal Incarceration	A: voice vote (2/9/95).
H. Res. 69 (2/9/95)	O	H.R. 668	Criminal Alien Deportation	A: voice vote (2/10/95).
H. Res. 79 (2/10/95)	MO	H.R. 728	Law Enforcement Block Grants	A: voice vote (2/13/95).
H. Res. 83 (2/13/95)	MO	H.R. 7	National Security Revitalization	PQ: 229-199; A: 227-197 (2/15/95).
H. Res. 88 (2/16/95)	MC	H.R. 831	Health Insurance Deductibility	PQ: 230-191; A: 229-188 (2/21/95).
H. Res. 91 (2/21/95)	O	H.R. 830	Paperwork Reduction Act	A: voice vote (2/22/95).
H. Res. 92 (2/21/95)	MC	H.R. 889	Defense Supplemental	A: 282-144 (2/22/95).
H. Res. 93 (2/22/95)	MO	H.R. 450	Regulatory Transition Act	A: 252-175 (2/23/95).
H. Res. 96 (2/24/95)	MO	H.R. 1022	Risk Assessment	A: 253-165 (2/27/95).
H. Res. 100 (2/27/95)	O	H.R. 926	Regulatory Reform and Relief Act	A: voice vote (2/28/95).
H. Res. 101 (2/28/95)	MO	H.R. 925	Private Property Protection Act	A: 271-151 (3/2/95).
H. Res. 103 (3/3/95)	MO	H.R. 1058	Securities Litigation Reform	
H. Res. 104 (3/3/95)	MO	H.R. 988	Attorney Accountability Act	
H. Res. 105 (3/6/95)	MO			A: voice vote (3/6/95).
H. Res. 108 (3/7/95)	Debate	H.R. 956	Product Liability Reform	A: 257-155 (3/7/95).
H. Res. 109 (3/8/95)	MC			A: voice vote (3/8/95).
H. Res. 115 (3/14/95)	MO	H.R. 1159	Making Emergency Supp. Appropriations	PQ: 234-191 A: 247-181 (3/9/95).
H. Res. 116 (3/15/95)	MC	H.J. Res. 73	Term Limits Const. Amdt	A: 242-190 (3/15/95).
H. Res. 117 (3/16/95)	Debate	H.R. 4	Personal Responsibility Act of 1995	A: voice vote (3/28/95).
H. Res. 119 (3/21/95)	MC			A: voice vote (3/21/95).
H. Res. 125 (4/3/95)	O	H.R. 1271	Family Privacy Protection Act	A: 217-211 (3/22/95).
H. Res. 126 (4/3/95)	O	H.R. 660	Older Persons Housing Act	A: 423-1 (4/4/95).
H. Res. 128 (4/4/95)	MC	H.R. 1215	Contract With America Tax Relief Act of 1995	A: voice vote (4/6/95).
H. Res. 130 (4/5/95)	MC	H.R. 483	Medicare Select Expansion	A: 228-204 (4/5/95).
H. Res. 136 (5/1/95)	O	H.R. 655	Hydrogen Future Act of 1995	A: 253-172 (4/6/95).
H. Res. 139 (5/3/95)	O	H.R. 1361	Coast Guard Auth. FY 1996	A: voice vote (5/2/95).
H. Res. 140 (5/9/95)	O	H.R. 961	Clean Water Amendments	A: voice vote (5/9/95).
H. Res. 144 (5/11/95)	O	H.R. 535	Fish Hatchery—Arkansas	A: 414-4 (5/10/95).
H. Res. 145 (5/11/95)	O	H.R. 584	Fish Hatchery—Iowa	A: voice vote (5/15/95).
H. Res. 146 (5/11/95)	O	H.R. 614	Fish Hatchery—Minnesota	A: voice vote (5/15/95).
H. Res. 149 (5/16/95)	MC	H. Con. Res. 67	Budget Resolution FY 1996	PQ: 252-170 A: 255-168 (5/17/95).

SPECIAL RULES REPORTED BY THE RULES COMMITTEE, 104TH CONGRESS—Continued

[As of June 12, 1996]

H. Res. No. (Date rept.)	Rule type	Bill No.	Subject	Disposition of rule
H. Res. 155 (5/22/95)	MO	H.R. 1561	American Overseas Interests Act	A: 233-176 (5/23/95).
H. Res. 164 (6/8/95)	MC	H.R. 1530	Nat. Defense Auth. FY 1996	PQ: 225-191 A: 233-183 (6/13/95).
H. Res. 167 (6/15/95)	O	H.R. 1817	MilCon Appropriations FY 1996	PQ: 223-180 A: 245-155 (6/16/95).
H. Res. 169 (6/19/95)	MC	H.R. 1854	Leg. Branch Approps. FY 1996	PQ: 232-196 A: 236-191 (6/20/95).
H. Res. 170 (6/20/95)	O	H.R. 1868	For. Ops. Approps. FY 1996	PQ: 221-178 A: 217-175 (6/22/95).
H. Res. 171 (6/22/95)	O	H.R. 1905	Energy & Water Approps. FY 1996	A: voice vote (7/12/95).
H. Res. 173 (6/27/95)	O	H.J. Res. 79	Flag Constitutional Amendment	PQ: 258-170 A: 271-152 (6/28/95).
H. Res. 176 (6/28/95)	MC	H.R. 1944	Emer. Supp. Approps	PQ: 236-194 A: 234-192 (6/29/95).
H. Res. 185 (7/11/95)	O	H.R. 1977	Interior Approps. FY 1996	PQ: 235-193 D: 192-238 (7/12/95).
H. Res. 187 (7/12/95)	O	H.R. 1977	Interior Approps. FY 1996 #2	PQ: 230-194 A: 229-195 (7/13/95).
H. Res. 188 (7/12/95)	O	H.R. 1976	Agriculture Approps. FY 1996	PQ: 242-185 A: voice vote (7/18/95).
H. Res. 190 (7/17/95)	O	H.R. 2020	Treasury/Postal Approps. FY 1996	PQ: 232-192 A: voice vote (7/18/95).
H. Res. 193 (7/19/95)	C	H.J. Res. 96	Disapproval of MFN to China	A: voice vote (7/20/95).
H. Res. 194 (7/19/95)	O	H.R. 2002	Transportation Approps. FY 1996	PQ: 217-202 (7/21/95).
H. Res. 197 (7/21/95)	O	H.R. 70	Exports of Alaskan Crude Oil	A: voice vote (7/24/95).
H. Res. 198 (7/21/95)	O	H.R. 2076	Commerce, State Approps. FY 1996	A: voice vote (7/25/95).
H. Res. 201 (7/25/95)	O	H.R. 2099	VA/HUD Approps. FY 1996	A: 230-189 (7/25/95).
H. Res. 204 (7/28/95)	MC	S. 21	Terminating U.S. Arms Embargo on Bosnia	A: voice vote (8/1/95).
H. Res. 205 (7/28/95)	O	H.R. 2126	Defense Approps. FY 1996	A: 409-1 (7/31/95).
H. Res. 207 (8/1/95)	MC	H.R. 1555	Communications Act of 1995	A: 255-156 (8/2/95).
H. Res. 208 (8/1/95)	O	H.R. 2127	Labor, HHS Approps. FY 1996	A: 323-104 (8/2/95).
H. Res. 215 (9/7/95)	O	H.R. 1594	Economically Targeted Investments	A: voice vote (9/12/95).
H. Res. 216 (9/7/95)	MO	H.R. 1655	Intelligence Authorization FY 1996	A: voice vote (9/12/95).
H. Res. 218 (9/12/95)	O	H.R. 1162	Deficit Reduction Lockbox	A: voice vote (9/13/95).
H. Res. 219 (9/12/95)	O	H.R. 1670	Federal Acquisition Reform Act	A: 414-0 (9/13/95).
H. Res. 222 (9/18/95)	O	H.R. 1617	CAREERS Act	A: 388-2 (9/19/95).
H. Res. 224 (9/19/95)	O	H.R. 2274	Natl. Highway System	PQ: 241-173 A: 375-39-1 (9/20/95).
H. Res. 225 (9/19/95)	MC	H.R. 927	Cuban Liberty & Dem. Solidarity	A: 304-118 (9/20/95).
H. Res. 226 (9/21/95)	O	H.R. 743	Team Act	A: 344-66-1 (9/27/95).
H. Res. 227 (9/21/95)	O	H.R. 1170	3-Judge Court	A: voice vote (9/28/95).
H. Res. 228 (9/21/95)	O	H.R. 1601	Internat. Space Station	A: voice vote (9/27/95).
H. Res. 230 (9/27/95)	C	H.J. Res. 108	Continuing Resolution FY 1996	A: voice vote (9/28/95).
H. Res. 234 (9/29/95)	O	H.R. 2405	Omnibus Science Auth	A: voice vote (10/11/95).
H. Res. 237 (10/17/95)	MC	H.R. 2259	Disapprove Sentencing Guidelines	A: voice vote (10/18/95).
H. Res. 238 (10/18/95)	MC	H.R. 2425	Medicare Preservation Act	PQ: 231-194 A: 227-192 (10/19/95).
H. Res. 239 (10/19/95)	C	H.R. 2492	Leg. Branch Approps	PQ: 235-184 A: voice vote (10/31/95).
H. Res. 245 (10/25/95)	MC	H. Con. Res. 109	Social Security Earnings Reform	PQ: 228-191 A: 235-185 (10/26/95).
H. Res. 251 (10/31/95)	C	H.R. 2491	Seven-Year Balanced Budget	
H. Res. 252 (10/31/95)	MO	H.R. 1833	Partial Birth Abortion Ban	A: 237-190 (11/1/95).
H. Res. 257 (11/7/95)	C	H.R. 2546	D.C. Approps.	A: 241-181 (11/1/95).
H. Res. 258 (11/8/95)	MC	H.J. Res. 115	Cont. Res. FY 1996	A: 216-210 (11/8/95).
H. Res. 259 (11/9/95)	O	H.R. 2586	Debt Limit	A: 220-200 (11/10/95).
H. Res. 262 (11/9/95)	C	H.R. 2539	ICC Termination Act	A: voice vote (11/14/95).
H. Res. 269 (11/15/95)	O	H.R. 2586	Increase Debt Limit	A: 220-185 (11/10/95).
H. Res. 270 (11/15/95)	O	H.R. 2564	Lobbying Reform	A: voice vote (11/16/95).
H. Res. 273 (11/16/95)	MC	H.J. Res. 122	Further Cont. Resolution	A: 249-176 (11/15/95).
H. Res. 284 (11/29/95)	O	H.R. 2606	Prohibition on Funds for Bosnia	A: 239-181 (11/17/95).
H. Res. 287 (11/30/95)	O	H.R. 1788	Amtrak Reform	A: voice vote (11/30/95).
H. Res. 293 (12/7/95)	O	H.R. 1350	Maritime Security Act	A: voice vote (12/6/95).
H. Res. 303 (12/13/95)	C	H.R. 2621	Protect Federal Trust Funds	PQ: 223-183 A: 228-184 (12/14/95).
H. Res. 309 (12/18/95)	O	H.R. 1745	Utah Public Lands	PQ: 221-197 A: voice vote (5/15/96).
H. Res. 313 (12/19/95)	C	H. Con. Res. 122	Budget Res. W/President	PQ: 230-188 A: 229-189 (12/19/95).
H. Res. 323 (12/21/95)	O	H.R. 558	Texas Low-Level Radioactive	A: voice vote (12/20/95).
H. Res. 366 (2/27/96)	MC	H.R. 2677	Natl. Parks & Wildlife Refuge	Tabled (2/28/96).
H. Res. 368 (2/28/96)	O	H.R. 2854	Farm Bill	PQ: 228-182 A: 244-168 (2/28/96).
H. Res. 371 (3/6/96)	C	H.R. 994	Small Business Growth	Tabled (4/17/96).
H. Res. 372 (3/6/96)	O	H.R. 3021	Debt Limit Increase	A: voice vote (3/7/96).
H. Res. 380 (3/12/96)	MC	H.R. 3019	Cont. Approps. FY 1996	PQ: voice vote A: 235-175 (3/7/96).
H. Res. 384 (3/14/96)	C	H.R. 2703	Effective Death Penalty	A: 251-157 (3/13/96).
H. Res. 386 (3/20/96)	MC	H.R. 2202	Immigration	PQ: 233-152 A: voice vote (3/19/96).
H. Res. 388 (3/21/96)	C	H.J. Res. 165	Further Cont. Approps	PQ: 234-187 A: 237-183 (3/21/96).
H. Res. 391 (3/27/96)	O	H.R. 125	Gun Crime Enforcement	A: 244-166 (3/22/96).
H. Res. 392 (3/27/96)	C	H.R. 3136	Contract w/America Advancement	PQ: 232-180 A: 232-177, (3/28/96).
H. Res. 395 (3/29/96)	MC	H.R. 3103	Health Coverage Affordability	PQ: 229-186 A: voice vote (3/29/96).
H. Res. 396 (3/29/96)	MC	H.J. Res. 159	Tax Limitation Const. Amdmt.	PQ: 232-168 A: 234-162 (4/15/96).
H. Res. 409 (4/23/96)	O	H.R. 842	Truth in Budgeting Act	A: voice vote (4/17/96).
H. Res. 410 (4/23/96)	O	H.R. 2715	Paperwork Elimination Act	A: voice vote (4/24/96).
H. Res. 411 (4/23/96)	C	H.R. 1675	Natl. Wildlife Refuge	A: voice vote (4/24/96).
H. Res. 418 (4/30/96)	O	H.J. Res. 175	Further Cont. Approps. FY 1996	A: voice vote (4/24/96).
H. Res. 419 (4/30/96)	O	H.R. 2641	U.S. Marshals Service	PQ: 219-203 A: voice vote (5/1/96).
H. Res. 421 (5/2/96)	O	H.R. 2149	Ocean Shipping Reform	A: 422-0 (5/1/96).
H. Res. 422 (5/2/96)	O	H.R. 2974	Crimes Against Children & Elderly	A: voice vote (5/7/96).
H. Res. 426 (5/7/96)	O	H.R. 3120	Witness & Jury Tampering	A: voice vote (5/7/96).
H. Res. 427 (5/7/96)	O	H.R. 2406	U.S. Housing Act of 1996	PQ: 218-208 A: voice vote (5/8/96).
H. Res. 428 (5/7/96)	O	H.R. 3322	Omnibus Civilian Science Auth	A: voice vote (5/9/96).
H. Res. 430 (5/9/96)	MC	H.R. 3286	Adoption Promotion & Stability	A: voice vote (5/9/96).
H. Res. 435 (5/15/96)	S	H.R. 3230	DoD Auth. FY 1997	A: 235-149 (5/10/96).
H. Res. 436 (5/16/96)	MC	H. Con. Res. 178	Con. Res. on the Budget, 1997	PQ: 227-196 A: voice vote (5/16/96).
H. Res. 437 (5/16/96)	C	H.R. 3415	Repeal 4.3 cent fuel tax	PQ: 221-181 A: voice vote (5/21/96).
H. Res. 438 (5/16/96)	MO	H.R. 3259	Intell. Auth. FY 1997	A: voice vote (5/21/96).
H. Res. 440 (5/21/96)	MC	H.R. 3144	Defend America Act	
H. Res. 442 (5/29/96)	MC	H.R. 3448	Small Bus. Job Protection	A: 219-211 (5/22/96).
H. Res. 445 (5/30/96)	O	H.R. 1227	Employee Commuting Flexibility	
H. Res. 446 (6/5/96)	O	H.R. 3517	Mil. Const. Approps. FY 1997	A: voice vote (5/30/96).
H. Res. 448 (6/6/96)	MC	H.R. 3540	For. Ops. Approps. FY 1997	A: voice vote (6/5/96).
H. Res. 450 (6/10/96)	MC	H.R. 3562	WI Works Waiver Approval	A: 363-59 (6/6/96).
H. Res. — (6/12/96)	O	H.R. 2754	Shipbuilding Trade Agreement	A: voice vote (6/12/96).
		H.R. 3603	Agriculture Appropriations, FY 1997	A: voice vote (6/11/96).
		H.R. 3610	Defense Appropriations, FY 1997	

Codes: O=open rule; MO=modified open rule; MC=modified closed rule; S/C=structured/closed rule; A=adoption vote; D=defeated; PQ=previous question vote. Source: Notices of Action Taken, Committee on Rules, 104th Congress.

Mr. Speaker, I yield 1 minute to the gentleman from Florida [Mr. YOUNG], the chairman of the subcommittee, who has done such a great job here to explain the necessity and the brevity of this bill.

Mr. YOUNG of Florida. Mr. Speaker, I thank the gentleman for yielding time.

Mr. Speaker, I want to point out this is an open rule, and we ought to be able to expedite the consideration of the rule and even adopt it by a voice vote,

I would hope. We are already an hour past the time we expected to be starting this bill. I know that Members have plans for tomorrow that do not involve being here in the Chamber, so our plan is to finish this bill tonight. The sooner we can expedite it, the sooner Members can get about their other plans, and I know at the White House, the President is having a significant function there tonight that some Members who

have been invited would like to get to. Hopefully, we can expedite the rule, move on to the bill and get into the substance of the bill without any delay.

Mr. SALMON. Mr. Speaker, I reserve the balance of my time.

Mr. FROST. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I rise in support of this rule and of this bill. Maintaining a strong defense of our Nation is one of

the paramount responsibilities of Congress, and I am pleased that this bill meets that responsibility head on.

As reported, H.R. 3610 provides appropriations of \$245.8 billion for the functions of the Department of Defense in fiscal year 1997 which is \$11.1 billion above the administration's request. While some may disagree with the funding levels and priorities established by this bill, the simple fact is that in end, these priorities will protect the best interests of the United States. These priorities will keep us strong and deserve our support.

Mr. Speaker, the rule will allow any Member to offer amendments to cut funding levels in the bill and thus ensures that we will have a full and fair debate on the defense programs funded here. In addition, the manager's amendment made in order in the rule will cut an additional \$800 million from the reported bill to bring it in line with the conference agreement on the budget for fiscal year 1997. I commend Chairman YOUNG and his ranking member, Mr. MURTHA, for their willingness to adjust this bill to meet the requirements of the budget resolution.

I would also like to commend the Appropriations Committee for not including in the bill the social issues that generated such controversy in the fiscal year 1996 appropriation. Mr. Speaker, the purpose of this appropriation is to fund programs of the Department of Defense that relate to our military preparedness. Passage of this appropriation for those important programs should not be slowed by adding to them social issues that are of importance to a certain extreme element of the Republican Party. I am gratified that this year my Republican colleagues have seen the wisdom of adhering to the rules of the House and have kept those controversial issues out of the appropriations bill.

Mr. Speaker, H.R. 3610 is a forward looking appropriation. This bill accelerates the acquisition of several important weapons systems, accelerates the research and development programs relating to the next generation of several others, and funds quality-of-life programs that insure that we will be able to recruit and keep the young men and women who serve as our soldiers, airmen, sailors, and marines. I am particularly gratified that the committee has provided advance funding for the acquisition of additional C-17's and V-22's. The accelerated acquisition of these two aircraft systems will save the U.S. Treasury nearly \$9 billion. Saving \$9 billion while ensuring for our Nation's defense is no mean feat and I congratulate the Defense Subcommittee for making these recommendations to the full House.

Mr. Speaker, this is a good bill and I urge my colleagues to support H.R. 3610 and the rule providing for its consideration.

□ 1400

Mr. Speaker, I reserve the balance of my time.

Mr. DIAZ-BALART. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I rise in support of this open rule as well as the underlying bill, the Defense Appropriations Act for fiscal 1997. It would be shortsighted and reckless to underestimate the national security dangers that face the United States.

Yes, the Soviet Union collapsed, but Russia remains engaged in serious internal debates that will decide its future course of behavior in the world community. China, as the gentleman from New York [Mr. SOLOMON] recently stated, is acquiring wealth at an extraordinary rate. Some project that it may even surpass the United States in gross domestic product in the next century, and with wealth inevitably comes vast military power.

If we take specific examples, for example, Mr. Speaker, North Korea, though the Clinton administration is providing massive amounts of oil and technical assistance to North Korea, that regime remains an enemy of the United States. The regime in Iran is a deadly enemy of the United States as well, with enormous oil reserves. And there remain many other enemies of this great Nation throughout the world.

Many would love to see the United States on its knees, our youth destroyed by drugs, our economy shattered by debt. Here in this hemisphere the regime in Havana is one such enemy of the American people. In 1982, four senior aides to the Cuban dictator were indicted, Mr. Speaker, for drug smuggling in the United States.

The U.S. attorney in the Southern District of Florida has ready another indictment, this time of 15 high-ranking officials in the Castro government, including Castro's brother, Raul, for trafficking cocaine into the United States. For unexplained and unsatisfactory reasons the administration has refused to authorize the issuance of that indictment.

We, in Congress, passed a tough sanctions law 3 months ago against the Cuban regime. Some of our trading partners, irresponsibly, have criticized us for doing so. Last week the Organization of American States came out against our sanction against Castro. It is very interesting that at that time the brother of the Secretary General of the OAS, Mr. Gaviria, was being held captive by Communist terrorists in Colombia.

Mr. Gaviria was very happy last week after the OAS criticized our sanction of Castro, known as the Helms-Burton law. Mr. Gaviria also asked Castro at that time to get his brother freed. Again, his brother, at that time, was being held by Communist terrorists in Colombia. Yesterday, the Communist terrorists freed Gaviria's brother and all the terrorists flew to Havana, where they arrived, weapons and all, and were given sanctuary by Castro.

Mr. Speaker, Congress has the obligation to find out what the terms of the

deal between Gaviria and the Castro government that got Castro to first request and then obtain the release of Gaviria's brother and to accept the kidnappers into Cuba. So I call upon this Congress, through our Subcommittee on the Western Hemisphere and its distinguished chairman, the gentleman from Indiana [Mr. BURTON], to summons the OAS Secretary General in order to ask him the following questions.

And if there is a jurisdictional problem with a summons, then demand, request, or ask, because we have a right to know, being the country that most pays for the OAS, to know the answers to the following questions.

In addition to looking into the terms of the deal between the OAS Secretary General and Castro to get Gaviria's brother freed, we need to know, first, what relation was there between the action of the OAS in Panama last week against the Helms-Burton law and the release of the Secretary General's brother at Castro's request this week?

Second, does Gaviria support the impunity and protection given to his brother's kidnappers by the Castro government; in other words, of the terrorists who were received and given sanctuary yesterday in Cuba?

Third, can Gaviria act impartially as the OAS Secretary General after having made a deal with his brother's kidnappers and with Castro for his brother's freedom?

We must investigate the relationship between Latin American governments who attack our Helms-Burton law and guerrillas and kidnapers controlled by Castro who blackmail those governments. They key question is, in fact, who is the leader in this hemisphere? Who is the boss, Castro and his guerrillas? Can Castro also kidnap in the United States? Is that next, Mr. Speaker? If so, will the United States also acknowledge his authority over all the hemisphere's terrorists?

America has plenty of enemies, Mr. Speaker, and this hemisphere is obviously suffering a crisis of leadership. In Congress, we can, at least, provide the means for the protection of the American people from all possible threats to their security.

Furthermore, Mr. Speaker, military strength and the ability to project military power are closely connected to economic influence and, consequently, to the opportunity for solid economic development and its accompanying jobs and protection of a strong middle class.

For many reasons and, for the most important reason of all, because security is Government's main responsibility, we need a strong national defense and this bill is a necessary ingredient in a strong posture for the United States of America.

Mr. Speaker, I reserve the balance of my time.

Mr. FROST. Mr. Speaker, I yield 5 minutes to the gentleman from Wisconsin [Mr. OBEY].

Mr. OBEY. Mr. Speaker, I do not think I will take the full 5 minutes, but I did want to take some time to suggest that this bill today has two fundamental problems:

First of all, it is, in my view, reflective of a view that somehow the United States is under serious duress and, in fact, is falling behind potential military competitors.

The fact is, it is not. The fact is that right now we spend two-and-a-half times as much as all of our military adversaries combined and this bill will add to that lead, not subtract from it.

Second, I would like to point out that a little known fact about the defense budget is that while both parties are talking about proceeding to balance the budget in 7 years, the fact is that by the seventh year the defense budget, reflected by the budget resolution that passed yesterday, the majority party's defense budget, is in fact lower than the budget provided by the President. Yet, at the same time that these outyear numbers are substantially lower than the President's, for the first 2 or 3 years this committee is insisting on adding billions of dollars above the President's request.

That makes absolutely no sense. It means that we will be continuing to avoid the tough choices that are needed on the kind of weapons that are going to be bought, and as long as we avoid those tough decisions, it means that we will be buying more than we can afford just a few years down the line.

That will mean that if the Congress, in fact, sticks to its outyear budget ceilings it will be forced to either cancel programs or make substantial reductions in operation and maintenance and other key items at a later point in the cycle, precisely at the time when we ought to be not doing that.

That is why Secretary of Defense Perry has described what is happening as a catastrophe, and that is why it is important to understand that this is not just an argument between the traditional doves and hawks, it is not just an argument about whether this budget ought to spend more money or less money. It is an argument about whether or not it makes sense to grossly inflate the military budget today when we know that we will have to produce substantial reductions in the outyears to meet the targets under the budget resolution.

I submit to my colleagues that we are fooling ourselves and the American people when we pass legislation such as this, and I do not think we should do it. I will, during the course of the debate, be offering a number of amendments to try to bring it in line, but I think it is important, before we begin the debate on the amendment process, to understand the context in which those amendments are offered.

As I have said, the context is that, very clearly, this bill is jamming far too much money into the bill the first 2 or 3 years of this so-called 7-year

budget cycle. It will require all kinds of reductions 3 and 4 years down the line. We could make our job a whole lot easier in the future if we would make the choices today that, unfortunately, this committee has refused to make.

Mr. DIAZ-BALART. Mr. Speaker, I yield 1 minute to my distinguished friend, the gentleman from California [Mr. DORNAN].

Mr. DORNAN. Mr. Speaker, this is not a controversial rule, it is a good open rule, but I may not be available to talk during the appropriations bill discussion itself, so I wanted to make a few points.

I am extended for 2 years on the Permanent Select Committee on Intelligence. It is my eighth year. And there will not be a single Republican member of the Permanent Select Committee on Intelligence who will argue with the figures provided for our defense and national security structure in this bill or, for that matter, in the authorization bill, which is a bit higher.

I do not believe any Democrat who serves on the Permanent Select Committee on Intelligence, who has a reputation of working consistently and hard on defense, will either find any question that the funding levels here are exaggerated.

We may be the sole standing surviving superpower, but when there is as much nuclear weaponry around the world as still exists, that do not have the checks and balances that we have in our governmental system, then we do still live in a severely dangerous world. And I would ask everybody to reject all the amendments coming up that cut our defense budget.

Mr. FROST. Mr. Speaker, I yield 3 minutes to the gentlewoman from Colorado [Mrs. SCHROEDER].

Mrs. SCHROEDER. Mr. Speaker, I thank the gentleman for yielding me this time, and I must say I am pleased that this is an open rule.

As one who has sat on the defense authorization committee for now 24 years, when that bill came to the floor we had a closed rule and we were not allowed to offer one substantive cutting amendment. Not one. I find that outrageous. So at least so far today, unless we do something else, it appears we are going to get to have some debate about what is the right level.

The gentleman from Wisconsin just pointed out that this bill equals two-and-a-half times what all of our adversaries together are spending, so one would think that we ought to be able to make a few cuts in here.

I have an amendment that several other distinguished Members are cosponsoring with me that would bring the level of this bill down to the bipartisan Coalition budget number. That number is what the administration asked for plus 3 percent for the pay raise.

I think that makes a tremendous amount of sense. I would save \$7 billion and, if it were adopted, it would almost make the budget that we adopted last

night, without my vote because the deficit is higher than it is this year, but it would almost bring that deficit down to the level of this year.

So I would hope Members who voted for the Coalition budget, as I did, on both sides of the aisle, would listen to this. I think it makes a lot of sense and it is really where we should go.

I must say the reason I am speaking on the rule is I hear some rumblings that there may be some steamrollers starting up outside to try and limit the time overall. So those of us who have limiting amendments at the end of the bill may never be able to present them or have to present them just boom, boom, boom, without being able to explain them.

□ 1415

I hope that does not happen.

Mr. YOUNG of Florida. Mr. Speaker, will the gentlewoman yield?

Mrs. SCHROEDER. I yield to the gentleman from Florida.

Mr. YOUNG of Florida. Mr. Speaker, I would like to assure the gentlewoman we have no intention of denying anyone the opportunity to speak to the extent that they must. So, the gentlewoman might be assured of that.

Mrs. SCHROEDER. Mr. Speaker, reclaiming my time, I am happy to hear that. I assume that the gentleman means that we will not be having an overall limit so that those of us at the end will not be steamrolled out as people run for their airplanes.

Mr. YOUNG of Florida. Mr. Speaker, if the gentlewoman will continue to yield, I am not assuring her how we are accomplishing this, but I will assure her that we are not going to deny legitimate debate on this bill or the amendments.

Mrs. SCHROEDER. Mr. Speaker, I thank the gentleman from Florida because I think these are very critical issues. This is the largest spending bill, as the gentleman knows, that we are probably going to be dealing with that is discretionary spending. And because we did not get to deal with it at all on the authorization side, I think it makes it all the more important that we be allowed to carry it on here.

If we do not get it finished now, let us carry it over to next week or let us do something. But I think this stamper out of here would be unfair.

So, Mr. Speaker, I thank the gentleman from Florida very much for his agreement.

Mr. DIAZ-BALART. Mr. Speaker, we have no further speakers on this side of the aisle. There is great consensus on our side of the aisle in favor of the rule and the bill.

Mr. Speaker, I reserve the balance of my time.

Mr. FROST. Mr. Speaker, I yield 2 minutes to the gentleman from Oregon [Mr. DEFAZIO].

Mr. DEFAZIO. Mr. Speaker, I would like to reiterate some of the points made by the gentlewoman from Colorado. There is a concern that a number

of amendments that might come toward the ends of consideration as we adopt a 3- or 4-hour limit will get short shift if we spend a predominant amount of time on amendments that do not have much significance to some Members.

The point is, we adopted a bill authorizing over \$240 billion of expenditures for the Pentagon with not one single cutting amendment allowed. In fact, the gentlewoman from Oregon, I recall, wanted to offer an amendment, I think, to cut \$1, and that was not allowed, which is to say that we are assured that this agency, this one agency of the Government is so unique. The largest agency of the Government with the largest budget that there is, not a single dollar of waste; that they could not benefit from any oversight from the Congress or any scrutiny of their programs or any active debate on some of the commitments that we are making that we will carry out for decades to come and cost tens and thousands of billions of dollars.

Mr. Speaker, I do not believe that and I do not think Members on that

side of the aisle believe that. There is \$15 billion that has gone missing, the accountants cannot find, over the last 10 years. If we had any other agency that could not account for an average of \$1.5 billion a year of expenditures without any sort of receipt, I believe we would have special investigators and special prosecutors and special hearings and special committees. But that is a fact. That has happened at the Pentagon.

Mr. Speaker, we must have a full, active, and open debate here about the largest single budget, the largest single employer in the Federal Government. And I would hope that we do not find constraints being adopted.

This House was scheduled to be in session today, it was scheduled to be in session tomorrow, it was scheduled to be in session on Monday. And now we are hearing we have to skate out here tonight so that the east coast Members can catch their planes. There is only one an hour. Those of us from the west coast, it is just about too late to get home tonight. Let us stay here as late

as is necessary to have a full and open debate.

Mr. DIAZ-BALART. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I would simply point out that this is an open rule that we are bringing to the floor, and no limitations on debate nor on amendments.

Mr. Speaker, I continue to reserve the balance of my time.

Mr. FROST. Mr. Speaker, I yield myself such time as I may consume.

(Mr. FROST asked and was given permission to revise and extend his remarks and to include extraneous material.)

Mr. FROST. Mr. Speaker, at the beginning of this Congress, the Republican majority claimed that the House was going to consider bills under an open process. I would like to point out that 63 percent of the legislation this session has been considered under a restrictive process.

Mr. Speaker, I submit for the RECORD the following material:

FLOOR PROCEDURE IN THE 104TH CONGRESS 1ST SESSION; COMPILED BY THE RULES COMMITTEE DEMOCRATS

Bill No.	Title	Resolution No.	Process used for floor consideration	Amendments in order
H.R. 1*	Compliance	H. Res. 6	Closed	None.
H. Res. 6	Opening Day Rules Package	H. Res. 5	Closed	None.
H. Res. 5*	Unfunded Mandates	H. Res. 38	Restrictive	N/A.
H.J. Res. 2*	Balanced Budget	H. Res. 44	Restrictive	2R; 4D.
H. Res. 43	Committee Hearings Scheduling	H. Res. 43 (O1)	Restrictive	N/A.
H.R. 101	To transfer a parcel of land to the Taos Pueblo Indians of New Mexico.	H. Res. 51	Open	N/A.
H.R. 400	To provide for the exchange of lands within Gates of the Arctic National Park Preserve.	H. Res. 52	Open	N/A.
H.R. 440	To provide for the conveyance of lands to certain individuals in Butte County, California.	H. Res. 53	Open	N/A.
H.R. 2*	Line Item Veto	H. Res. 55	Open	N/A.
H.R. 665*	Victim Restitution Act of 1995	H. Res. 61	Open	N/A.
H.R. 666*	Exclusionary Rule Reform Act of 1995	H. Res. 63	Open	N/A.
H.R. 667*	Violent Criminal Incarceration Act of 1995	H. Res. 63	Restrictive	N/A.
H.R. 668*	The Criminal Alien Deportation Improvement Act	H. Res. 69	Open	N/A.
H.R. 728*	Local Government Law Enforcement Block Grants	H. Res. 79	Restrictive	N/A.
H.R. 7*	National Security Revitalization Act	H. Res. 83	Restrictive	N/A.
H.R. 729*	Death Penalty/Habeas	N/A	Restrictive	N/A.
S. 2	Senate Compliance	N/A	Closed	None.
H.R. 831	To Permanently Extend the Health Insurance Deduction for the Self-Employed.	H. Res. 88	Restrictive	1D.
H.R. 830*	The Paperwork Reduction Act	H. Res. 91	Open	N/A.
H.R. 889	Emergency Supplemental/Rescinding Certain Budget Authority	H. Res. 92	Restrictive	1D.
H.R. 450*	Regulatory Moratorium	H. Res. 93	Restrictive	N/A.
H.R. 1022*	Risk Assessment	H. Res. 96	Restrictive	N/A.
H.R. 926*	Regulatory Flexibility	H. Res. 100	Open	N/A.
H.R. 925*	Private Property Protection Act	H. Res. 101	Restrictive	1D.
H.R. 1058*	Securities Litigation Reform Act	H. Res. 105	Restrictive	1D.
H.R. 988*	The Attorney Accountability Act of 1995	H. Res. 104	Restrictive	N/A.
H.R. 956*	Product Liability and Legal Reform Act	H. Res. 109	Restrictive	8D; 7R.
H.R. 1158	Making Emergency Supplemental Appropriations and Rescissions	H. Res. 115	Restrictive	N/A.
H.J. Res. 73*	Term Limits	H. Res. 116	Restrictive	1D; 3R.
H.R. 4*	Welfare Reform	H. Res. 119	Restrictive	5D; 26R.
H.R. 1271*	Family Privacy Act	H. Res. 125	Open	N/A.
H.R. 660*	Housing for Older Persons Act	H. Res. 126	Open	N/A.
H.R. 1215*	The Contract With America Tax Relief Act of 1995	H. Res. 129	Restrictive	1D.
H.R. 483	Medicare Select Extension	H. Res. 130	Restrictive	1D.
H.R. 655	Hydrogen Future Act	H. Res. 136	Open	N/A.
H.R. 1361	Coast Guard Authorization	H. Res. 139	Open	N/A.
H.R. 961	Clean Water Act	H. Res. 140	Open	N/A.
H.R. 535	Corning National Fish Hatchery Conveyance Act	H. Res. 144	Open	N/A.
H.R. 584	Conveyance of the Fairport National Fish Hatchery to the State of Iowa.	H. Res. 145	Open	N/A.
H.R. 614	Conveyance of the New London National Fish Hatchery Production Facility.	H. Res. 146	Open	N/A.
H. Con. Res. 67	Budget Resolution	H. Res. 149	Restrictive	3D; 1R.
H.R. 1561	American Overseas Interests Act of 1995	H. Res. 155	Restrictive	N/A.
H.R. 1530	National Defense Authorization Act; FY 1996	H. Res. 164	Restrictive	36R; 18D; 2 Bipartisan.
H.R. 1817	Military Construction Appropriations; FY 1996	H. Res. 167	Open	N/A.
H.R. 1854	Legislative Branch Appropriations	H. Res. 169	Restrictive	5R; 4D; 2 Bipartisan.
H.R. 1868	Foreign Operations Appropriations	H. Res. 170	Open	N/A.
H.R. 1905	Energy & Water Appropriations	H. Res. 171	Open	N/A.
H.J. Res. 79	Constitutional Amendment to Permit Congress and States to Prohibit the Physical Desecration of the American Flag.	H. Res. 173	Closed	N/A.
H.R. 1944	Recissions Bill	H. Res. 175	Restrictive	N/A.
H.R. 1868 (2nd rule)	Foreign Operations Appropriations	H. Res. 177	Restrictive	N/A.
H.R. 1977 *Rule Defeated*	Interior Appropriations	H. Res. 185	Open	N/A.
H.R. 1977	Interior Appropriations	H. Res. 187	Open	N/A.
H.R. 1976	Agriculture Appropriations	H. Res. 188	Open	N/A.
H.R. 1977 (3rd rule)	Interior Appropriations	H. Res. 189	Restrictive	N/A.
H.R. 2020	Treasury Postal Appropriations	H. Res. 190	Open	N/A.
H.J. Res. 96	Disapproving MFN for China	H. Res. 193	Restrictive	N/A.
H.R. 2002	Transportation Appropriations	H. Res. 194	Open	N/A.
H.R. 70	Exports of Alaskan North Slope Oil	H. Res. 197	Open	N/A.
H.R. 2076	Commerce, Justice Appropriations	H. Res. 198	Open	N/A.

FLOOR PROCEDURE IN THE 104TH CONGRESS 1ST SESSION; COMPILED BY THE RULES COMMITTEE DEMOCRATS—Continued

Bill No.	Title	Resolution No.	Process used for floor consideration	Amendments in order
H.R. 2099	VA/HUD Appropriations	H. Res. 201	Open	N/A
S. 21	Termination of U.S. Arms Embargo on Bosnia	H. Res. 204	Restrictive	1D.
H.R. 2126	Defense Appropriations	H. Res. 205	Open	N/A
H.R. 1555	Communications Act of 1995	H. Res. 207	Restrictive	2R/3D/3 Bi-partisan.
H.R. 2127	Labor/HHS Appropriations Act	H. Res. 208	Open	N/A
H.R. 1594	Economically Targeted Investments	H. Res. 215	Open	N/A
H.R. 1655	Intelligence Authorization	H. Res. 216	Restrictive	N/A
H.R. 1162	Deficit Reduction Lock Box	H. Res. 218	Open	N/A
H.R. 1670	Federal Acquisition Reform Act of 1995	H. Res. 219	Open	N/A
H.R. 1617	To Consolidate and Reform Workforce Development and Literacy Programs Act (CAREERS)	H. Res. 222	Open	N/A
H.R. 2274	National Highway System Designation Act of 1995	H. Res. 224	Open	N/A
H.R. 927	Cuban Liberty and Democratic Solidarity Act of 1995	H. Res. 225	Restrictive	2R/2D.
H.R. 743	The Teamwork for Employees and Managers Act of 1995	H. Res. 226	Open	N/A
H.R. 1170	3-Judge Court for Certain Injunctions	H. Res. 227	Open	N/A
H.R. 1601	International Space Station Authorization Act of 1995	H. Res. 228	Open	N/A
H.J. Res. 108	Making Continuing Appropriations for FY 1996	H. Res. 230	Closed	N/A
H.R. 2405	Omnibus Civilian Science Authorization Act of 1995	H. Res. 234	Open	N/A
H.R. 2259	To Disapprove Certain Sentencing Guideline Amendments	H. Res. 237	Restrictive	1D.
H.R. 2425	Medicare Preservation Act	H. Res. 238	Restrictive	1D.
H.R. 2492	Legislative Branch Appropriations Bill	H. Res. 239	Restrictive	N/A
H.R. 2491	7 Year Balanced Budget Reconciliation Social Security Earnings Test Reform.	H. Res. 245	Restrictive	1D.
H. Con. Res. 109	Partial Birth Abortion Ban Act of 1995	H. Res. 251	Closed	N/A
H.R. 1833	D.C. Appropriations FY 1996	H. Res. 252	Restrictive	N/A
H.R. 2546	Further Continuing Appropriations for FY 1996	H. Res. 257	Closed	N/A
H.J. Res. 115	Temporary Increase in the Statutory Debt Limit	H. Res. 258	Restrictive	5R.
H.R. 2586	ICC Termination	H. Res. 259	Open	N/A
H.R. 2539	Further Continuing Appropriations for FY 1996	H. Res. 261	Closed	N/A
H.J. Res. 115	Temporary Increase in the Statutory Limit on the Public Debt	H. Res. 262	Closed	N/A
H.R. 2586	House Gift Rule Reform	H. Res. 268	Closed	2R.
H. Res. 250	Lobbying Disclosure Act of 1995	H. Res. 269	Open	N/A
H.R. 2564	Prohibition on Funds for Bosnia Deployment	H. Res. 273	Restrictive	N/A
H.R. 2606	Amtrak Reform and Privatization Act of 1995	H. Res. 289	Open	N/A
H.R. 1788	Maritime Security Act of 1995	H. Res. 287	Open	N/A
H.R. 1350	To Protect Federal Trust Funds	H. Res. 293	Closed	N/A
H.R. 2621	Utah Public Lands Management Act of 1995	H. Res. 303	Open	N/A
H.R. 1745	Providing for Debate and Consideration of Three Measures Relating to U.S. Troop Deployments in Bosnia.	N/A	Closed	1D; 2R.
H. Res. 304	Revised Budget Resolution	H. Res. 309	Closed	N/A
H. Res. 309	Texas Low-Level Radioactive Waste Disposal Compact Consent Act	H. Res. 313	Open	N/A
H.R. 2677	The National Parks and National Wildlife Refuge Systems Freedom Act of 1995.	H. Res. 323	Closed	N/A
PROCEDURE IN THE 104TH CONGRESS 2D SESSION				
H.R. 1643	To authorize the extension of nondiscriminatory treatment (MFN) to the products of Bulgaria.	H. Res. 334	Closed	N/A
H.J. Res. 134	Making continuing appropriations/establishing procedures making the transmission of the continuing resolution H.J. Res. 134.	H. Res. 336	Closed	N/A
H. Con. Res. 131	Conveyance of National Marine Fisheries Service Laboratory at Gloucester, Massachusetts.	H. Res. 338	Closed	N/A
H.R. 1358	Social Security Guarantee Act	H. Res. 355	Closed	N/A
H.R. 2924	The Agricultural Market Transition Program	H. Res. 366	Restrictive	5D; 9R; 2 Bipartisan.
H.R. 2854	Regulatory Sunset & Review Act of 1995	H. Res. 368	Open rule; Rule tabled	N/A
H.R. 994	To Guarantee the Continuing Full Investment of Social Security and Other Federal Funds in Obligations of the United States.	H. Res. 371	Closed rule	N/A
H.R. 3021	A Further Downpayment Toward a Balanced Budget	H. Res. 372	Restrictive	2D/2R.
H.R. 3019	The Effective Death Penalty and Public Safety Act of 1996	H. Res. 380	Restrictive	6D; 7R; 4 Bipartisan.
H.R. 2703	The Immigration and National Interest Act of 1995	H. Res. 384	Restrictive	12D; 19R; 1 Bipartisan.
H.R. 2202	Making further continuing appropriations for FY 1996	H. Res. 386	Closed	N/A
H.J. Res. 165	The Gun Crime Enforcement and Second Amendment Restoration Act of 1996.	H. Res. 388	Closed	N/A
H.R. 125	The Contract With America Advancement Act of 1996	H. Res. 391	Closed	N/A
H.R. 3136	The Health Coverage Availability and Affordability Act of 1996	H. Res. 392	Restrictive	N/A
H.R. 3103	Tax Limitation Constitutional Amendment	H. Res. 395	Restrictive	1D
H.J. Res. 159	Truth in Budgeting Act	H. Res. 396	Open	N/A
H.R. 842	Paperwork Elimination Act of 1996	H. Res. 409	Open	N/A
H.R. 2715	National Wildlife Refuge Improvement Act of 1995	H. Res. 410	Open	N/A
H.R. 1675	Further Continuing Appropriations for FY 1996	H. Res. 411	Closed	N/A
H.J. Res. 175	United States Marshals Service Improvement Act of 1996	H. Res. 418	Open	N/A
H.R. 2641	The Ocean Shipping Reform Act	H. Res. 419	Open	N/A
H.R. 2149	To amend the Violent Crime Control and Law Enforcement Act of 1994 to provide enhanced penalties for crimes against elderly and child victims.	H. Res. 421	Open	N/A
H.R. 2974	To amend Title 18, United States Code, with respect to witness retaliation, witness tampering and jury tampering.	H. Res. 422	Open	N/A
H.R. 3120	The United States Housing Act of 1996	H. Res. 426	Open	N/A
H.R. 2406	Omnibus Civilian Science Authorization Act of 1996	H. Res. 427	Open	N/A
H.R. 3322	The Adoption Promotion and Stability Act of 1996	H. Res. 428	Restrictive	1D; 1R.
H.R. 3286	Defense Authorization Bill FY 1997	H. Res. 430	Restrictive	41 amends; 20D; 17R; 4 bipartisan
H.R. 3230	Repeal of the 4.3-Cent Increase in Transportation Fuel Taxes	H. Res. 436	Closed	N/A
H.R. 3415	Intelligence Authorization Act for FY 1997	H. Res. 437	Restrictive	N/A
H.R. 3259	The Defend America Act	H. Res. 438	Restrictive	1D.
H.R. 3144	The Small Business Job Protection Act of 1996, and The Employee Commuting Flexibility Act of 1996.	H. Res. 440	Restrictive	2R.
H.R. 3448/H.R. 1227	Military Construction Appropriations FY 1997	H. Res. 442	Open	N/A
H.R. 3517	Foreign Operations Appropriations FY 1997	H. Res. 445	Open	N/A
H.R. 3540	The Wisconsin Works Waiver Approval Act	H. Res. 446	Restrictive	N/A
H.R. 3562	Shipbuilding Trade Agreement Act	H. Res. 448	Restrictive	1R
H.R. 2754	Agriculture Appropriations FY 1997	H. Res. 451	Open	N/A
H.R. 3603	Defense Appropriations FY 1997	H. Res. 453	Open	N/A
H.R. 3610				

* Contract Bills, 67% restrictive; 33% open. ** All legislation 1st Session, 53% restrictive; 47% open. *** All legislation 2d Session, 63% restrictive; 37% open. **** All legislation 104th Congress, 57% restrictive; 43% open. ***** NR indicates that the legislation being considered by the House for amendment has circumvented standard procedure and was never reported from any House committee. ***** PQ Indicates that previous question was ordered on the resolution. ***** Restrictive rules are those which limit the number of amendments which can be offered, and include so-called modified open and modified closed rules as well as completely closed rules and rules providing for consideration in the House as opposed to the Committee of the Whole. This definition of restrictive rule is taken from the Republican chart of resolutions reported from the Rules Committee in the 103d Congress. N/A means not available.

Mr. FROST. Mr. Speaker, I urge adoption of the rule, and I yield back the balance of my time.

Mr. DIAZ-BALART. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I reiterate our strong commitment on this side of the aisle to

a strong defense, and reiterate the fact that this is an open rule not closing debate in any way nor prohibiting amendments in any way.

Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

The previous question was ordered.

The SPEAKER pro tempore (Mr. HASTINGS of Washington). The question is on the resolution.

The resolution was agreed to.

A motion to reconsider was laid on the table.

GENERAL LEAVE

Mr. YOUNG of Florida. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks on H.R. 3610, making appropriations for the Department of Defense for the fiscal year ending September 30, 1997, and for other purposes, and that I may be permitted to include tabular and extraneous materials.

The SPEAKER pro tempore. Is there objection to the request of the gentleman for Florida?

There was no objection.

DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 1997

The SPEAKER pro tempore (Mr. HASTINGS of Washington). Pursuant to House Resolution 453 and rule XXIII, the Chair declares the House in the Committee of the Whole House on the State of the Union for the consideration of the bill, H.R. 3610.

□ 1420

IN THE COMMITTEE OF THE WHOLE

Accordingly the House resolved itself into the Committee of the Whole House on the State of the Union for the consideration of the bill (H.R. 3610) making appropriations for the Department of Defense for the fiscal year ending September 30, 1997, and for other purposes, with Mr. CAMP in the chair.

The Clerk read the title of the bill.

The CHAIRMAN. Pursuant to the rule, the bill is considered as having been read the first time.

Under the rule, the gentleman from Florida [Mr. YOUNG] and the gentleman from Pennsylvania [Mr. MURTHA] each will control 30 minutes.

The Chair recognizes the gentleman from Florida [Mr. YOUNG].

Mr. YOUNG of Florida. Mr. Chairman, I yield myself such time as I may consume.

Mr. Chairman, I am very happy to present to the House what I think is an excellent national defense appropri-

tions bill. There will be those who disagree with that statement, but I have to say this, that this bill was created by Members of both parties in a bipartisan fashion and the bill that we bring to the floor is agreed to by the vast majority of the subcommittee and the full Committee on Appropriations.

We did this because of the tremendous cooperation that the Members showed toward each other in dealing with the issues. And those issues were decided based on the merit, based on whether or not they contributed something to our national security, and based on whether or not there actually was a requirement for what we included in the bill.

There was no question about who did it help politically or where did it create jobs or not create jobs. The decisions were based on what is good to provide for the security of this Nation, and our interests, wherever they might be.

And not only the Members who are outstanding members of this committee on both sides, I wanted to take just a minute and call attention to those who serve us at the staff level, those staffers who work here hours and hours late at night after we have done our work and gone home.

And I want to point out Kevin Roper, for whom this Congress is his first time as the chief clerk of this subcommittee and has done such an outstanding job. His brain is like a computer. He is able to call up information without any hesitation when he is called upon to do that.

John Plashal, Dave Kilian, Alicia Jones, Juliet Pacquing, Greg Walters, Trish Keenan, Doug Gregory, Paul Juola, Tina Jonas, Steve Nixon, Stacy Trimble; Paige Schreiner, who by the way is on maternity leave, just having had a lovely new daughter; and Cynthia Hill, who was a detailee from Navy; and Mr. Greg Dahlberg, who works as a partner with Kevin Roper, who also is a tremendous asset to the work of this subcommittee; and Carmen Scialabba, who is in Mr. MURTHA's office.

These ladies and gentlemen have all made tremendous contributions to helping this subcommittee do its work with the thousands and thousands of items and thousands and thousands of decisions that we have made during our markup.

Mr. Chairman, I wanted to say this: This bill that we present, we started with the President's budget request. There are those who say that, "Well, you are a Republican Congress. When

the President's budget gets there, it is going to be dead on arrival." And we assured them all that is not the case.

We worked in cooperation with the administration. We began with the President's budget. We believed then, and we still believe, that it was short in a number of areas; so we made some additions. But basically and budget requested by the President is provided for in this bill.

But I will call to the attention of the Members some of the adds that we included, but let me tell Members about the numbers. We began with a 602(b) allocation of \$246.6 billion and we marked to that amount, and we did the best we could to get the most for the money that we possibly could. At that, based on real growth, counting for inflation, is actually \$4 billion under last year's bill.

By the time we got to the full committee, we had to make another \$800 million reduction. So again we stood up to the plate, and we made that \$800 billion reduction based on what the leadership thought would be the budget split between the House number and the Senate number.

Well, now we come to the floor, and that number is not low enough, based on the budget resolution we passed yesterday. So we will have to offer an amendment today that will cut an additional \$500 million out of this bill, and that amendment has been prepared with the cooperation and work of all of the members of the subcommittee. By the time we finish with that amendment, this bill will be down to \$245.3 billion. That is \$4.7 billion under last year if we adjust for inflation, which is the realistic thing to do, and it is \$1.6 billion under the authorized levels.

We have worked closely with the authorizers, with the chairman of the Committee on National Security and with the chairman of the Permanent Select Committee on Intelligence, to fashion this bill. We have worked in lock step. We cannot provide everything that they authorize because we do not have that much money available. But the bill we are going to vote on today is very close to the bill that Members have already voted in large numbers to support for the intelligence authorization bill and as well as the national security authorization bill. As we get into the amendments, we will then get into more debate about the bill.

Mr. Chairman, I submit the following tabular material for the RECORD: