

By Mr. COX (for himself and Mr. SOLOMON):

H. Res. 461. Resolution regarding United States concerns with human rights abuse, nuclear and chemical weapons proliferation, illegal weapons trading, military intimidation of Taiwan, and trade violations by the People's Republic of China and the People's Liberation Army, and directing the committees of jurisdiction to commence hearings and report appropriate legislation; to the Committee on Rules.

By Mr. FOX:

H. Res. 462. Resolution designating the majority membership on certain standing committees of the House; considered and agreed to.

By Mr. FRANK of Massachusetts:

H. Res. 464. Resolution expressing the sense of the House of Representatives relating to the recognition of the Magen David Adom—Red Shield of David—as a symbol of the International Red Cross and Red Crescent Movement; to the Committee on International Relations.

MEMORIALS

Under clause 4 of rule XXII,

227. The SPEAKER presented a memorial of the Legislature of the State of Alaska, relative to Legislative Resolve No. 62 supporting an amendment to the Constitution of the United States establishing the rights of victims of crimes; to the Committee on the Judiciary.

ADDITIONAL SPONSORS

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

H.R. 351: Mr. TAYLOR of North Carolina.
H.R. 957: Mrs. SEASTRAND.
H.R. 1499: Mr. GEKAS.
H.R. 1776: Mr. WELDON of Florida and Mr. BROWN of California.
H.R. 1946: Mr. LIGHTFOOT, Mr. RADANOVICH, Mr. SAM JOHNSON, and Mr. BONO.
H.R. 2011: Mr. MCNULTY, Mr. CRAMER, Mr. LAFALCE, and Mr. KILDEE.
H.R. 2026: Mr. MCCREERY, Mr. MCCOLLUM, Mr. KIM, and Mr. SHADEGG.
H.R. 2209: Mr. ROMERO-BARCELO, Mr. LINDER, Mr. HAMILTON, and Mr. CLAY.
H.R. 2237: Ms. NORTON, Mr. LIPINSKI, and Mrs. MORELLA.
H.R. 2342: Mr. PARKER.
H.R. 2434: Mrs. VUCANOVICH and Mr. BENTSEN.
H.R. 2472: Mr. LAFALCE, Mr. WILLIAMS, Mr. JACKSON, and Mr. TORRICELLI.
H.R. 2664: Mr. ANDREWS.
H.R. 2745: Mr. BLUMENAUER, Mr. CUMMINGS, Mr. GREENWOOD, and Mr. FLANAGAN.
H.R. 2777: Mr. ABERCROMBIE.
H.R. 2789: Mr. CASTLE.
H.R. 2820: Mr. STEARNS.
H.R. 2827: Mr. FLANAGAN.
H.R. 2875: Mr. MONTGOMERY.
H.R. 2900: Mr. TAUZIN, Mr. KELLY, Mr. HASTINGS of Washington, Mr. DUNCAN, Mr. STUMP, and Mr. RADANOVICH.
H.R. 2962: Mr. LIPINSKI, Mr. STARK, Ms. FURSE, Ms. NORTON, and Mr. EVANS.
H.R. 3118: Mr. TATE.
H.R. 3123: Mrs. MYRICK.
H.R. 3142: Mr. DEFazio, Mr. STOCKMAN, Mr. PORTER, Mr. SAM JOHNSON, Mr. CRAPO, Mr. PARKER, Mr. ROBERTS, and Mr. QUILLEN.
H.R. 3189: Mr. WYNN.
H.R. 3195: Mr. WHITFIELD, Mr. BILBRAY, and Mr. LAUGHLIN.
H.R. 3222: Mr. OWENS and Mr. MILLER of California.

H.R. 3369: Mrs. COLLINS of Illinois, Mr. RUSH, Mr. FORD, Mr. CLYBURN, Mr. HILLIARD, Mr. THOMPSON, Mr. RANGEL, Mr. STOKES, Mr. PAYNE of New Jersey, Miss COLLINS of Michigan, Mr. LEWIS of Georgia, Ms. BROWN of Florida, Mr. JACKSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. OWENS, Mr. JEFFERSON, Ms. MCKINNEY, Mrs. MEEK of Florida, Mr. DELLUMS, and Mr. GONZALEZ.

H.R. 3374: Mrs. THURMAN, Mr. GREEN of Texas, Mr. EVANS, Mr. CARDIN, and Mr. DURBIN.

H.R. 3410: Mr. LARGENT, Mr. FROST, Mr. HALL of Texas, Mr. COBURN, Mr. MCCREERY, Mr. CHAPMAN, Mr. GREEN of Texas, Mr. PETE GEREN of Texas, and Mr. BARTON of Texas.

H.R. 3422: Mr. SCHIFF.

H.R. 3425: Mr. CLEMENT.

H.R. 3455: Mr. ROMERO-BARCELO, Mr. DURBIN, and Mr. HORN.

H.R. 3458: Mr. EDWARDS, Mr. WATTS of Oklahoma, Mr. TEJEDA, Mr. SMITH of New Jersey, Mr. BILIRAKIS, Mr. CLEMENT, Mr. FOX, Mr. MASARA, Mr. FLANAGAN, Mr. STEARNS, and Mr. HUTCHINSON.

H.R. 3465: Mr. CARDIN and Mr. DELLUMS.

H.R. 3508: Mr. KASICH, Mr. KING, Mr. DE LA GARZA, Mrs. MYRICK, Ms. SLAUGHTER, Mr. BERMAN, Mr. PETERSON of Minnesota, and Mr. STEARNS.

H.R. 3520: Mr. BRYANT of Texas.

H.R. 3556: Ms. GREENE of Utah, Ms. RIVERS, and Mr. KENNEDY of Massachusetts.

H.R. 3565: Mr. BLILEY, Mr. GORDON, and Mr. FOX.

H.R. 3571: Mr. FLAKE and Mr. NEY.

H.R. 3591: Mr. DELLUMS.

H.R. 3606: Ms. FURSE.

H.R. 3633: Mr. FROST.

H.R. 3643: Mr. FOX, Mr. CLEMENT, Mr. TEJEDA, and Mr. MASARA.

H.R. 3648: Mr. STUPAK, Mr. NEAL of Massachusetts, Mr. LIPINSKI, and Mr. FATTAH.

H.R. 3673: Mr. SMITH of New Jersey, Mr. HUTCHINSON, Mr. BILIRAKIS, Mr. CLEMENT, Mr. FOX, Mr. TEJEDA, Mr. WELLER, Mr. MASARA, and Mr. STEARNS.

H.R. 3674: Mr. SMITH of New Jersey, Mr. HUTCHINSON, Mr. BILIRAKIS, Mr. TEJEDA, Mr. FOX, Mr. WELLER, and Mr. STEARNS.

H. Con. Res. 128: Ms. EDDIE BERNICE JOHNSON of Texas, Ms. WATERS, Ms. ROYBAL-AL-LARD, Mrs. LOWEY, Ms. RIVERS, Ms. MCCARTHY, Mrs. COLLINS of Illinois, Ms. LOFGREN, Ms. ESHOO, Miss COLLINS of Michigan, Mrs. MINK of Hawaii, Ms. PRYCE, Ms. BROWN of Florida, Ms. JACKSON-LEE, Mrs. CLAYTON, Ms. DANNER, Mrs. MORELLA, and Ms. SLAUGHTER.

H. Con. Res. 163: Mr. ROMERO-BARCELO.

H. Con. Res. 175: Mr. CLINGER.

H. Res. 441: Mr. FILNER.

H. Res. 452: Mr. BROWN of California, Mr. LANTOS, Mr. HORN, Mr. MILLER of California, and Mr. KANJORSKI.

H. Res. 454: Mr. TORRES, Ms. WOOLSEY, Mrs. LOWEY, and Mr. BARRETT of Wisconsin.

AMENDMENTS

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

H.R. 3666

OFFERED BY: MR. BARR

AMENDMENT NO. 67: Page 71, line 4, after the semicolon insert: "Provided further, That from funds appropriated under this heading, the Administrator shall use no less than \$10,000,000 for the Clean Rivers and Lakes program under section 314 of the Federal Water Pollution Control Act;"

H.R. 3666

OFFERED BY: MR. MARKEY

AMENDMENT NO. 68: Page 95, line 21, insert:

SEC. 422. None of the funds made available to the Environmental Protection Agency under the heading "HAZARDOUS SUBSTANCE SUPERFUND" may be used to provide any reimbursement (except pursuant to section 122(b) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980) of response costs incurred by any person when it is made known to the official having the authority to obligate such funds that such person has agreed to pay such costs under a judicially approved consent decree entered into before the enactment of this Act, and none of the funds made available under such heading may be used to pay any amount when it is made known to the official having the authority to obligate such funds that such amount represents a retroactive liability discount attributable to a status or activity of such person (described paragraphs (1), (2), (3) or (4) of section 107(a) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980) that existed or occurred prior to January 1, 1987.

H.R. 3666

OFFERED BY: MRS. THURMAN

AMENDMENT NO. 69. Page 95, after line 21, insert the following new section:

SEC. . (a) PLAN FOR ALLOCATION OF HEALTH CARE RESOURCES BY THE DEPARTMENT OF VETERANS AFFAIRS.—(1) The Secretary of Veterans Affairs shall develop a plan for the allocation of health care resources (including personnel and funds) of the Department of Veterans Affairs among the health care facilities of the Department so as to ensure that veterans having similar economic status, similar eligibility priority, or similar medical conditions and who are eligible for medical care in those facilities have similar access to care in those facilities, regardless of the region of the United States in which they reside.

(2) The plan shall reflect, to the maximum extent possible, the Veterans Integrated Service Network, as well as the Resource Planning and Management System developed by the Secretary of Veterans Affairs to account for forecasts in expected workload and to ensure fairness to facilities that provide cost-efficient health care. The plan shall include procedures to identify reasons for variations in operating costs among similar facilities and ways to improve the allocation of resources among facilities so as to promote efficient use of resources and provision of quality health care.

(3) The Secretary shall prepare the plan in consultation with the Under Secretary for Health of the Department of Veterans Affairs.

(b) PLAN ELEMENTS.—The plan under subsection (a) shall set forth—

(1) milestones for achieving the goal referred to in that subsection; and

(2) a means of evaluating the success of the Secretary in a meeting that goal through the plan.

(c) SUBMITTAL TO CONGRESS.—The Secretary shall submit the plan developed under subsection (a) to Congress not later than 180 days after the date of the enactment of this Act.

(d) PLAN IMPLEMENTATION.—The Secretary shall implement the plan developed under subsection (a) within 60 days of submitting it to Congress under subsection (b), unless within such period the Secretary notifies the appropriate committees of Congress that the plan will not be implemented, along with an explanation of why the plan will not be implemented.

H.R. 3666

OFFERED BY: MR. WELLER

AMENDMENT NO. 70: Page 95 after line 21, insert the following new section:

SEC. . FHA MORTGAGE INSURANCE PREMIUMS.—Section 203(c)(2)(A) of the National Housing Act (12 U.S.C. 1709(c)(2)(A)) is amended by inserting after the first sentence the following new sentence: "In the case of mortgage for which the mortgagor is a first-time homebuyer who completes a program of counseling with respect to the responsibilities and financial management involved in homeownership that is approved by the Secretary, the premium payment under this subparagraph shall not exceed 2.0 percent of the amount of the original insured principal obligation of the mortgage."

H.R. 3675

OFFERED BY: MR. ANDREWS

AMENDMENT NO. 1: Page 55, after line 15, insert the following new section:

SEC. 406. (a) LIMITATION ON USE OF FUNDS FOR CERTAIN SURFACE TRANSPORTATION PROJECTS.—None of the funds made available in this Act may be used to provide, or to pay the salaries or expenses of Department of Transportation personnel who provide, to a State more than \$50,000 in Federal assistance from the Highway Trust Fund (other than the Mass Transit Account) for any surface transportation project except when it is made known to the Federal official having authority to obligate or expend such funds that—

At least 30 days before entering a contract or agreement with a private business entity for the performance of work usually performed by employees of a State under which the State will obligate more than \$50,000, the State has conducted and submitted a cost-benefit analysis of the project;

(2) the cost-benefit analysis includes a detailed description of—

(A) the costs of labor;

(B) the costs of employer-provided fringe benefits;

(C) the costs of equipment or materials, whether supplied by the State or private contractor;

(D) the costs directly attributable to transferring the work being performed by State employees to a private business entity;

(E) the costs of administering and inspecting the contracted service; and

(F) the costs of any anticipated unemployment compensation or other benefits which are likely to be paid to State employees who are displaced as a result of the contracted service; (3) the cost-benefit analysis includes an analysis of whether it is more cost effective to use employees of a private business entity than to use State employees to perform the work required;

(4) the cost-benefit analysis is accompanied by an analysis of the State's finances and personnel and an analysis of the ability of the State to reassume the contracted service if contracting of the service ceases to serve the public interest;

(5) in the case of a contract or agreement described in paragraph (1) that will result in a decrease in the amount of work assigned to State employees, the cost-benefit analysis demonstrates that—

(A) the contract or agreement will result in a substantial cost savings to the State; and

(B) the potential cost savings of contracting of services are not outweighed by the public's interest in having a particular function performed directly by the State;

(6) at least 30 days before entering into a contract or agreement described in para-

graph (1), the State has submitted a past performance history of the private business entity with whom the State is entering into the contract or agreement, which includes—

(A) work performed for the State under contracts and agreements described in paragraph (1) in the 5-year period ending on the 45th day before the date of entry into the contract or agreement;

(B) if no work was performed for the State under such contracts and agreements during such 5-year period, then any work performed for other States under contracts and agreements described in paragraph (1) in such 5-year period;

(C) with respect to each contract or agreement to which subparagraph (A) or (B) applies, the amount of funds originally committed by the State under the contract or agreement and the amount of funds actually expended by the State under the contract or agreement; and

(D) with respect to each contract or agreement to which subparagraph (A) or (B) applies, deadlines originally established for all work performed under the contract or agreement and the actual date or dates on which performance of such work was completed;

(7) at least 30 days before entering into a contract or agreement described in paragraph (1), the State has submitted a copy of any performance bond or any similar instrument that ensures performance by the private business entity under the contract or agreement or certifies the amount of such bond;

(8) at least 30 days before entering into a contract or agreement described in paragraph (1), the State has submitted a political contribution history of the private business entity with whom the State is entering into the contract or agreement, which political contribution history lists all political contributions the private business entity has made to political parties and candidates for political office in the 5-year period ending on the 45th day before the date of entry into the contract or agreement; and

(9) not later than 5 days after submission of the cost-benefit analysis and other documents under this section, the public has been notified of the availability of the cost-benefit analysis and other documents for public inspection, and the analysis and other documents have been made available for inspection upon request.

(b) EXCEPTIONS.—The limitation established by subsection (a) shall not apply to any surface transportation project when it is made known to the Federal official having authority to obligate or expend the funds that—

(1) the project is a pilot project for a particular type of work that has not previously been performed by the State and is being undertaken to evaluate whether contracting for that particular type of work can result in savings to the State; or

(2) the analysis of the State's finances and personnel under subsection (a)(4) demonstrates that the State cannot perform the work with existing or additional departmental employees because the work would be of such an intermittent nature as to be likely to cause regular periods of unemployment for State employees.

H.R. 3675

OFFERED BY: MR. COLLINS OF GEORGIA

AMENDMENT NO. 2: At the appropriate place in the bill, add the following new section:

"SEC. . None of the funds made available in this Act shall be used to plan, develop, conduct or contract for a study to determine the feasibility of allowing pilots to fly commercial aircraft after they reach age sixty.

H.R. 3675

OFFERED BY: MR. DAVIS

AMENDMENT NO. 3: Page 53, after line 10, insert the following:

SEC. 340. The Secretary of Transportation, acting through the Administrator of the Federal Highway Administration, shall conduct a comprehensive transportation needs assessment on behalf of the District of Columbia. The Secretary shall conduct such assessment in consultation with the Government of the District of Columbia, the Committees on Government Reform and Oversight and on Appropriations of the House of Representatives, and the Committee on Governmental Affairs of the Senate.

H.R. 3675

OFFERED BY: MR. GUTKNECHT

AMENDMENT NO. 4: Page 55, after line 15, insert the following new section:

SEC. 406. Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 1.9 percent.

H.R. 3675

OFFERED BY: MR. TRAFICANT

AMENDMENT NO. 5: Page 53, after line 10, insert the following new section:

SEC. 340 (a) COMPLIANCE WITH BUY AMERICAN ACT.—None of the funds made available in this Act may be expended by an entity unless the entity agrees that in expending the funds the entity will comply with the Buy American Act (41 U.S.C. 10a-10c).

(b) SENSE OF CONGRESS; REQUIREMENT REGARDING NOTICE.—

(1) PURCHASE OF AMERICAN-MADE EQUIPMENT AND PRODUCTS.—In the case of any equipment or product that may be authorized to be purchased with financial assistance provided using funds made available in this Act, it is the sense of the Congress that entities receiving the assistance should, in expending the assistance, purchase only American-made equipment and products to the greatest extent practicable.

(2) NOTICE TO RECIPIENTS OF ASSISTANCE.—In providing financial assistance using funds made available in this Act, the head of each Federal agency shall provide to each recipient of the assistance a notice describing the statement made in paragraph (1) by the Congress.

(c) PROHIBITION OF CONTRACTS WITH PERSONS FALSELY LABELING PRODUCTS AS MADE IN AMERICA.—If it has been finally determined by a court or Federal agency that any person intentionally affixed a label bearing a "Made in America" inscription, or any inscription with the same meaning, to any product sold in or shipped to the United States that is not made in the United States, the person shall be ineligible to receive any contract or subcontract made with funds made available in this Act, pursuant to the debarment, suspension, and ineligibility procedures described in sections 9.400 through 9.409 of title 48, Code of Federal Regulations.