

## MESSAGES FROM THE HOUSE

## ENROLLED BILLS SIGNED

At 2:03 p.m., a message from the House of Representatives, delivered by Ms. Goetz, one of its reading clerks, announced that the Speaker has signed the following enrolled bills:

H.R. 2428. An act to encourage the donation of food and grocery products to non-profit organizations for distribution to needy individuals by giving the Model Good Samaritan Food Donation Act the full force and effect of law.

H.R. 4018. An Act to make technical corrections in the Federal Oil and Gas Royalty Management Act of 1992.

The message also announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 2512. An act to provide for certain benefits of the Pick-Sloan Missouri River basin program to the Crow Creek Sioux Tribe, and for other purposes.

H.R. 2710. An act to provide for the conveyance of certain land in the State of California to the Hoopa Valley Tribe.

H.R. 3056. An act to permit a county-operated health insuring organization to qualify as an organization exempt from certain requirements otherwise applicable to health insuring organizations under the Medicaid program notwithstanding that the organization enrolls Medicaid beneficiaries residing in another country.

H.R. 3640. An act to provide for the settlement of issues and claims related to the trust lands of the Torress-Martinez Dzent Cahuilla Indians, and for other purposes.

H.R. 3642. An act to provide for the transfer of public lands to certain California Indian Tribes.

H.R. 3910. An act to provide emergency drought relief to the city of Corpus Christi, Texas, and the Canadian River Municipal Water Authority, Texas, and for other purposes.

## MEASURES REFERRED

The following bills were read the first and second times by unanimous consent and referred as indicated:

H.R. 2710. An act to provide for the conveyance of certain land in the State of California to the Hoopa Valley Tribe; to the Committee on Indian Affairs.

H.R. 3056. An act to permit a county-operated health insuring organization to qualify as an organization exempt from certain requirements otherwise applicable to health insuring organizations under the Medicaid program notwithstanding that the organization enrolls Medicaid beneficiaries residing in another county; to the Committee on Finance.

H.R. 3642. An act to provide for the transfer of public lands to certain California Indian Tribes; to the Committee on Indian Affairs.

H.R. 3910. An act to provide emergency drought relief to the city of Corpus Christi, Texas, and the Canadian River Municipal Water Authority, Texas, and for other purposes; to the Committee on Energy and Natural Resources.

## MEASURES PLACED ON THE CALENDAR

The following measure was placed on the calendar under the order of February 10, 1995:

S. 391. A bill to authorize and direct the Secretaries of the Interior and Agriculture

to undertake activities to halt and reverse the decline in forest health on Federal lands, and for other purposes.

The following measure was read the first and second times by unanimous consent and placed on the calendar:

H.R. 2512. An act to provide for certain benefits of the Pick-Sloan Missouri River basin program to the Crow Creek Sioux Tribe, and for other purposes.

## EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, which were referred as indicated:

EC-4004. A communication from the Acting Director of the Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, the sequestration update report dated August 20, 1996; referred jointly, pursuant to the order of January 30, 1975, as modified by the order of April 11, 1986, to the Committee on Appropriations, to the Committee on the Budget, to the Committee on Agriculture, Nutrition, and Forestry, to the Committee on Armed Services, to the Committee on Banking, Housing, and Urban Affairs, to the Committee on Commerce, Science, and Transportation, to the Committee on Energy and Natural Resources, to the Committee on Environment and Public Works, to the Committee on Finance, to the Committee on Foreign Relations, to the Committee on Governmental Affairs, to the Committee on the Judiciary, to the Committee on Labor and Human Resources, to the Committee on Rules and Administration, to the Committee on Small Business, to the Committee on Veterans' Affairs, to the Committee on Indian Affairs, and to the Select Committee on Intelligence.

EC-4005. A communication from the Chief of the Regulations unit of the Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, a report concerning a rule regarding Revenue Procedure (RP-242645-96), received on September 6, 1996; to the Committee on Finance.

EC-4006. A communication from the Chief of the Regulations unit of the Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, a report concerning a rule regarding Notice 96-43, received on September 6, 1996; to the Committee on Finance.

EC-4007. A communication from the Chief of the Regulations unit of the Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, a report concerning a rule regarding Revenue Ruling 96-44, received on September 6, 1996; to the Committee on Finance.

EC-4008. A communication from the Chief of the Regulations unit of the Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, a report concerning a rule regarding Announcement 96-92, received on September 6, 1996; to the Committee on Finance.

EC-4009. A communication from the Chief of the Regulations unit of the Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, a report concerning a rule regarding Revenue Ruling 96-46, received on September 6, 1996; to the Committee on Finance.

EC-4010. A communication from the Chief of the Regulations unit of the Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, a report con-

cerning a rule regarding Revenue Procedure 96-47, received on September 6, 1996; to the Committee on Finance.

EC-4011. A communication from the Chief of the Regulations unit of the Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, a report concerning a rule regarding Revenue Procedure 96-42, received on September 6, 1996; to the Committee on Finance.

EC-4012. A communication from the Deputy Executive Director and Chief Operating Officer of the Pension Benefit Guaranty Corporation, transmitting, pursuant to law, a rule with respect to allocation of assets in single employer plans, received on September 10, 1996; to the Committee on Labor and Human Resources.

EC-4013. A communication from the Acting Director of the Office of Management and Budget in the Executive Office of the President, transmitting, pursuant to law, a report concerning direct spending or receipts legislation within five days of enactment (P.L. 104-193), received on September 10, 1996; to the Committee on Budget.

EC-4014. A communication from the Director of the Fish and Wildlife Service of the U.S. Department of the Interior, transmitting, pursuant to law, a rule entitled "Endangered and Threatened Wildlife Plants: Listing of the Umpqua River Cutthroat Trout in Oregon" (RIN 1018-AD96) received on September 10, 1996; to the Committee on Environment and Public Works.

EC-4015. A communication from the Inspector General of the U.S. Railroad Retirement Board, transmitting, pursuant to law, the budget submission for fiscal year 1998; to the Committee on Labor and Human Resources.

EC-4016. A communication from the Assistant Secretary of Labor for Mine Safety and Health in the Department of Labor, transmitting, a report concerning an examination of working places; to the Committee on Labor and Human Resources.

EC-4017. A communication from the Secretary of Health and Human Services, transmitting, pursuant to law, a rule entitled "Reduction of Reporting Requirements for the State Systems Advance Planning Document (APD) Process," (RIN 0970-AB46) received on August 8, 1996; to the Committee on Labor and Human Resources.

EC-4018. A communication from the Executive Director of the U.S. Architectural and Transportation Barriers Compliance Board, transmitting, pursuant to law, a rule entitled "Americans with Disabilities Act Accessibility Guidelines; Detectable Warnings," (RIN 3014-AA18) received on August 7, 1996; to the Committee on Labor and Human Resources.

EC-4019. A communication from the Director of the Office of Regulatory Management and Information, U.S. Environmental Protection Agency, transmitting, pursuant to law, a rule regarding control of air pollution, (FRL5548-8) received on September 10, 1996; to the Committee on Environment and Public Works.

EC-4020. A communication from the Director of the Office of Regulatory Management and Information, U.S. Environmental Protection Agency, transmitting, pursuant to law, three rules including a rule entitled "Approval and Promulgation of Implementation Plans for Louisiana: General Conformity Rules" (FRL5549-7, 5549-9, 5549-6) received on September 5, 1996; to the Committee on Environment and Public Works.

EC-4021. A communication from the General Counsel of the U.S. Department of Transportation, transmitting, pursuant to law, a report concerning a rule regarding procedures for abatement of highway traffic noise (RIN 2125-AD97) received on September

5, 1996; to the Committee on Environment and Public Works.

EC-4022. A communication from the Secretary of the Air Force, transmitting, pursuant to law, a report relative to a Program Acquisition Unit Cost (PAUC); to the Committee on Armed Services.

EC-4023. A communication from the Secretary of Defense, transmitting, pursuant to law, a report regarding Cooperative Threat Reduction [CTR]; to the Committee on Armed Services.

EC-4024. A communication from the Under Secretary of Defense, transmitting, pursuant to law, a report regarding Department of Defense purchases from foreign entities for fiscal year 1995; to the Committee on Armed Services.

EC-4025. A communication from the Office of the Secretary of Defense, transmitting, pursuant to law, a rule entitled "Provision of Early Intervention and Special Education to Eligible DoD Dependents in Overseas Areas," (received on September 10, 1996); to the Committee on Armed Services.

EC-4026. A communication from the Secretary of the Securities and Exchange Commission, transmitting, pursuant to law, a report regarding a rule entitled "Exemptions for Certain Open-End Management Investment Companies to Impose Deferred Sales Loads," (RIN 3235-AD18) received on September 10, 1996; to the Committee on Banking, Housing, and Urban Affairs.

EC-4027. A communication from the Attorney-Advisor of the Federal Register Certifying Officer, Financial Management Service of the Department of the Treasury, transmitting, pursuant to law, a rule entitled "Depositaries for Federal Taxes" (RIN 1510-AA54) received on August 21, 1996; to the Committee on Banking, Housing, and Urban Affairs.

EC-4028. A communication from the Vice President and Treasurer of Farm Credit Financial Partners, transmitting, a notice regarding the Retirement Plan for Agricultural Credit Associations and Farm Credit Banks in the First Farm Credit District; to the Committee on Governmental Affairs.

EC-4029. A communication from the Deputy Director of the U.S. Office of Personnel Management, transmitting, pursuant to law, a rule entitled "Prevailing Rate Systems," (RIN 3206-AH-60) received on September 10, 1996; to the Committee on Governmental Affairs.

EC-4030. A communication from the Secretary of the Securities and Exchange Commission, transmitting, pursuant to law, a report regarding the Sunshine Act for calendar year 1994; to the Committee on Governmental Affairs.

EC-4031. A communication from the Acting Director of the Office of Management and Budget, Executive Office of the President, transmitting, pursuant to law, a report entitled "The Information Resources Management (IRM) Plan of the Federal Government" for fiscal year 1995; to the Committee on Governmental Affairs.

EC-4032. A communication from the General Counsel of the Department of Energy, transmitting, pursuant to law, a rule regarding debarment and suspension in procurement and nonprocurement activities (RIN 1991-AB24) received on August 27, 1996; to the Committee on Governmental Affairs.

EC-4033. A communication from the Administrator of the Agricultural Marketing Service, U.S. Department of Agriculture, transmitting, pursuant to law, a rule entitled "Termination Order-Black Hills," received on September 9, 1996; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4034. A communication from the Administrator of the Agricultural Marketing Service, U.S. Department of Agriculture,

transmitting, pursuant to law, a rule entitled "Assessment Rates for Specified Marketing Orders," (FV96-927-2 IFR) received on September 9, 1996; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4035. A communication from the Congressional Review Coordinator, transmitting, pursuant to law, a rule entitled "Scrapie Indemnification Program," received on September 9, 1996; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4036. A communication from the Under Secretary of Defense, transmitting, pursuant to law, the report of a violation of the Antideficiency Act, case number 95-01; to the Committee on Appropriations.

EC-4037. A communication from the Deputy Assistant Director for Fisheries, National Marine Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce, transmitting, pursuant to law, a rule regarding fisheries of the Caribbean, (RIN 0648-AG26) received on September 10, 1996; to the Committee on Commerce, Science, and Transportation.

EC-4038. A communication from the Acting Director Office of Sustainable Fisheries, National Marine Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce, transmitting, pursuant to law, a rule regarding trip limit reductions (received on September 10, 1996); to the Committee on Commerce, Science, and Transportation.

EC-4039. A communication from the Acting Director Office of Sustainable Fisheries, National Marine Fisheries, National Oceanic and Atmospheric Administration, Department of Commerce, transmitting, pursuant to law, a rule regarding fisheries of the exclusive economic zone off Alaska (received on September 10, 1996); to the Committee on Commerce, Science, and Transportation.

EC-4040. A communication from the Secretary of Transportation, transmitting, pursuant to law, a report regarding environmental compliance and restoration program for fiscal year 1995; to the Committee on Commerce, Science, and Transportation.

EC-4041. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, a rule regarding revision of class E airspace (RIN 2120-AA66 (1996-0122) received on September 9, 1996); to the Committee on Commerce, Science, and Transportation.

EC-4042. A communication from the General Counsel of the Department of Transportation, transmitting, pursuant to law, a rule entitled "Compressed Natural Gas Fuel Integrity" (RIN AF14); to the Committee on Commerce, Science, and Transportation.

#### EXECUTIVE REPORTS OF COMMITTEES

The following executive report of committees was submitted:

By Mr. Helms, from the Committee on Foreign Relations: Treaty Doc. 103-35 The Chemical Weapons Convention (Exec. Rept. 104-33)

##### TEXT OF THE COMMITTEE RECOMMENDED RESOLUTION OF ADVICE AND CONSENT

*Resolved (two-thirds of the Senators present concurring therein),* That (a) the Senate advise and consent to the ratification of the Convention on the Prohibition of Development, Production, Stockpiling and Use of Chemical Weapons and on their Destruction, opened for signature and signed by the United States at Paris on January 13, 1993, including the following annexes and associated documents, all such documents being integral parts of and collectively referred to in this resolution as the "Convention" (contained in Treaty Document 103-21), subject

to the conditions of subsection (b) and the declarations of subsection (e):

(1) The Annex on Chemicals.

(2) The Annex on Implementation and Verification (also known as the "Verification Annex").

(3) The Annex on the Protection of Confidential Information (also known as the "Confidentiality Annex").

(4) The Resolution Establishing the Preparatory Commission for the Organization for the Prohibition of Chemical Weapons.

(5) The Text on the Establishment of a Preparatory Commission.

(b) CONDITIONS.—The advice and consent of the Senate to the ratification of the Convention is subject to the following conditions, which shall be binding upon the President:

(1) AMENDMENT CONFERENCES.—The United States will be present and participate fully in all Amendment Conferences and will cast its vote, either affirmatively or negatively, on all proposed amendments made at such conferences, to ensure that—

(A) the United States has an opportunity to consider any and all amendments in accordance with its Constitutional processes; and

(B) no amendment to the Convention enters into force without the approval of the United States.

(2) PRESIDENTIAL CERTIFICATION ON DATA DECLARATIONS.—(A) Not later than 10 days after the Convention enters into force, or not later than 10 days after the deposit of the Russian instrument of ratification of the Convention, whichever is later, the President shall either—

(i) certify to the Senate that Russia has complied satisfactorily with the data declaration requirements of the Wyoming Memorandum of Understanding; or

(ii) submit to the Senate a report on apparent discrepancies in Russia's data under the Wyoming Memorandum of Understanding and the results of any bilateral discussions regarding those discrepancies.

(B) For purposes of this paragraph, the term "Wyoming Memorandum of Understanding" means the Memorandum of Understanding Between the Government of the United States of America and the Government of the Union of Soviet Socialist Republics Regarding a Bilateral Verification Experiment and Data Exchange Related to Prohibition on Chemical Weapons, signed at Jackson Hole, Wyoming, on September 23, 1989.

(3) PRESIDENTIAL CERTIFICATION ON THE BILATERAL DESTRUCTION AGREEMENT.—Before the deposit of the United States instrument of ratification of the Convention, the President shall certify in writing to the Senate that—

(A) a United States-Russian agreement on implementation of the Bilateral Destruction Agreement has been or will shortly be concluded, and that the verification procedures under that agreement will meet or exceed those mandated by the Convention, or

(B) the Technical Secretariat of the Organization for the Prohibition of Chemical Weapons will be prepared, when the Convention enters into force, to submit a plan for meeting the Organization's full monitoring responsibilities that will include United States and Russian facilities as well as those of other parties to the Convention.

(4) NONCOMPLIANCE.—If the President determines that a party to the Convention is in violation of the Convention and that the actions of such party threaten the national security interests of the United States, the President shall—

(A) consult with, and promptly submit a report to, the Senate detailing the effect of such actions on the Convention;