

huge math disorder or they are a liar, period. I certainly would hope that we have a math disorder on the other side that maybe we can reach out through one of the 706 social programs sponsored by the Department of Education and help those who failed in mathematics to understand. They are getting paid \$134,000 a year to serve in the U.S. Congress. They ought to be able to know an increase from a decrease, and then they ought to have the forthrightness to be truthful about it.

Mr. Speaker, the situation is this: The American people are overtaxed; Medicare has gone broke; we have a proposal to fix it. They are separate issues. Balancing the budget is a separate issue. The Speaker offered the President a balanced budget without tax cuts. The President is the one who has rejected it, not the Speaker. We are trying to work with the other side. We are not trying to fight them.

#### KIDS AND GUNS DO NOT MIX

(Mr. BLAGOJEVICH asked and was given permission to address the House for 1 minute.)

Mr. BLAGOJEVICH. Mr. Speaker, permit me to gently change the subject. I would like to talk about kids and guns today.

Mr. Speaker, according to a recent study of gun deaths by the Centers for Disease Control and Prevention, children in the United States are 12 times more likely to die because of a firearm than children in other industrial countries. The United States had the highest gun-related child homicides and the highest rate of child suicides of 26 industrial nations in the study. There is not even a close second.

Between 1965, Mr. Speaker, and 1995, the percentage of murders committed by people under 21 in my hometown of Chicago went from 10 percent to nearly 40 percent. Over the same 30-year time span, the number of murders committed nationally by those under 21 increased fivefold. Today, 18- and 19-year-olds account for the largest percentage of violent crime arrests in the United States.

Mr. Speaker, these sobering facts can lead to only one conclusion: Kids and guns do not mix. I urge my colleagues to support my bill that would ban ownership of handguns for anyone under 21.

#### CHILDREN FIRST IN EDUCATION ACT

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

Mr. PITTS. Mr. Speaker, I rise today to ask my colleagues to support the Children First in Education Act, a bill which would direct 95 percent of our Federal education dollars to our local school classrooms. For too long we have been satisfied with the mediocre performance of sending from 50 to 80 percent of Federal funds to local com-

munities. That means over 20 cents, at least, of every education dollar intended for local schools gets lost in the bureaucracy. This can be improved.

Mr. Speaker, in the past few weeks, I visited with students, teachers, and administrators in schools like McCaskey High School in Lancaster City. Here I witnessed a topnotch education atmosphere, yet one which could be enhanced by getting Federal funds directly into the hands of someone who knows your child's name.

Mr. Speaker, if this act is passed, out of a total of \$15 billion federally, approximately \$3 billion more would get directly to our kids. That is more than \$70 per student per year, money which could be used for new textbooks, teachers' aides, and learning materials.

I urge my colleagues to join in sponsoring and cosponsoring the Children First in Education Act.

#### ARC ROAD PROGRAM BENEFITS OUR ECONOMY

(Mr. STRICKLAND asked and was given permission to address the House for 1 minute.)

Mr. STRICKLAND. Mr. Speaker, I was dismayed by a letter I received yesterday from the chairman of the House Committee on the Budget. It seems that he considers the Appalachian Regional Commission's road-building program corporate welfare, saying that it is used to, quote, "link well-to-do urban centers with other well-to-do urban centers".

Now, perhaps that is the case with road-building programs in Columbus, OH, but I can assure my colleagues that, in my part of Ohio, ARC road funds are used to bring economic development and jobs to remote communities.

Other regions take good roads for granted while the Appalachian people do without. The ARC road program was a promise the Federal Government made to the American people of Appalachia in 1965. It is now 77 percent complete. It is not corporate welfare, it is basic infrastructure.

I am hopeful that the good chairman will reconsider his assertions about the worth of this essential program. We need to finish the job and to keep our commitment to the people. The taxpayers in my district want concrete results. We need pavement, not broken promises.

#### JUSTICE DEPARTMENT NEEDS TO ACT

(Mr. BOEHNER asked and was given permission to address the House for 1 minute.)

Mr. BOEHNER. Mr. Speaker, last December while I was on vacation with my family, I used my wife's cell phone to talk to some of my colleagues. A few weeks later I found that the conversation was all over the newspapers, and I had found out that a couple of Democrat activists had broken the law and

eavesdropped on my conversation, the equivalent of wiretapping. I saw them all over the television talking about how they had come to Washington and given this tape to Democrats in this House; yes, in this very House; and how just a day or two later transcripts of my private conversation wound up in the newspapers.

Mr. Speaker, I was mad, and so were some of my colleagues, and we demanded that the Justice Department get to the bottom of this matter.

Well, Mrs. Reno can move pretty quickly when she wants to. She got a grand jury together within days after a Republican committee chairman was accused by a Democrat activist of improper activities, but when it came to IRS agents snooping in our taxpayers' files or Democrats snooping in on private phone conversations or the Democrat National Committee accepting Chinese campaign checks, or the Vice President making telephone calls from the White House, she can drag her heels along with the best of them.

Mr. Speaker, TapeGate is so open and shut of a case that even Barney Fife could have solved it in a day. I have written her that I want an answer by tomorrow, and so far I have not heard a peep.

□ 1030

If we do not hear by tomorrow, we are going to have to hold the Democrats in this House accountable for what they did.

#### HAPPY APRIL FOOLS DAY

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

Mr. DEFAZIO. Mr. Speaker, a few listening realize that Congress has extraordinary power. One of those powers is to change the calendar and the time of day during a legislative session. So the Republican leadership has declared today to be April Fools Day, if Members have been listening to the speeches.

If we take the top 1 percent of the people in this country, they own 40 percent of the wealth. They are telling us from that side of the aisle, if we take the top 1 percent who own 40 percent of the wealth in America and exempt them from all taxation, we will balance the budget. No inheritance taxes for the top 1 percent who own 40 percent of the wealth, no capital gains taxes for the top 1 percent who own 40 percent of the wealth, but we will balance the budget.

How is that? Because the little people will pay taxes. All the little people who work for those folks will pay taxes, and we will have a balanced budget.

Is it not a wonderful world? Is it not great? We have to love this country. If we exempt the wealthy from paying taxes, we will balance the budget. The problem today that we do not have a

balanced budget is because the wealthy are paying a little bit of taxes. If they do not pay any, we will all be better off.

Ho, ho, ho, happy April Fools Day.

### ASSISTED SUICIDE FUNDING RESTRICTION ACT OF 1997

Mr. BLILEY. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 1003) to clarify Federal law with respect to restricting the use of Federal funds in support of assisted suicide, as amended.

The Clerk read as follows:

H.R. 1003

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the "Assisted Suicide Funding Restriction Act of 1997".

(b) TABLE OF CONTENTS.—The table of contents of this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Findings and purpose.
- Sec. 3. Restriction on use of Federal funds under health care programs.
- Sec. 4. Restriction on use of Federal funds under certain grant programs under the Developmental Disabilities Assistance and Bill of Rights Act.
- Sec. 5. Restriction on use of Federal funds by advocacy programs.
- Sec. 6. Restriction on use of other Federal funds.
- Sec. 7. Clarification with respect to advance directives.
- Sec. 8. Application to District of Columbia.
- Sec. 9. Conforming amendments.
- Sec. 10. Relation to other laws.
- Sec. 11. Effective date.
- Sec. 12. Suicide prevention (including assisted suicide).

#### SEC. 2. FINDINGS AND PURPOSE.

(a) FINDINGS.—Congress finds the following:

(1) The Federal Government provides financial support for the provision of and payment for health care services, as well as for advocacy activities to protect the rights of individuals.

(2) Assisted suicide, euthanasia, and mercy killing have been criminal offenses throughout the United States and, under current law, it would be unlawful to provide services in support of such illegal activities.

(3) Because of recent legal developments, it may become lawful in areas of the United States to furnish services in support of such activities.

(4) Congress is not providing Federal financial assistance in support of assisted suicide, euthanasia, and mercy killing and intends that Federal funds not be used to promote such activities.

(b) PURPOSE.—It is the principal purpose of this Act to continue current Federal policy by providing explicitly that Federal funds may not be used to pay for items and services (including assistance) the purpose of which is to cause (or assist in causing) the suicide, euthanasia, or mercy killing of any individual.

#### SEC. 3. RESTRICTION ON USE OF FEDERAL FUNDS UNDER HEALTH CARE PROGRAMS.

(a) RESTRICTION ON FEDERAL FUNDING OF HEALTH CARE SERVICES.—Subject to subsection (b), no funds appropriated by Congress for the purpose of paying (directly or

indirectly) for the provision of health care services may be used—

(1) to provide any health care item or service furnished for the purpose of causing, or for the purpose of assisting in causing, the death of any individual, such as by assisted suicide, euthanasia, or mercy killing;

(2) to pay (directly, through payment of Federal financial participation or other matching payment, or otherwise) for such an item or service, including payment of expenses relating to such an item or service; or

(3) to pay (in whole or in part) for health benefit coverage that includes any coverage of such an item or service or of any expenses relating to such an item or service.

(b) CONSTRUCTION AND TREATMENT OF CERTAIN SERVICES.—Nothing in subsection (a), or in any other provision of this Act (or in any amendment made by this Act), shall be construed to ~~create~~ apply to or to affect any limitation relating to—

(1) the withholding or withdrawing of medical treatment or medical care;

(2) the withholding or withdrawing of nutrition or hydration;

(3) abortion; or

(4) the use of an item, good, benefit, or service furnished for the purpose of alleviating pain or discomfort, even if such use may increase the risk of death, so long as such item, good, benefit, or service is not also furnished for the purpose of causing, or the purpose of assisting in causing, death, for any reason.

(c) LIMITATION ON FEDERAL FACILITIES AND EMPLOYEES.—Subject to subsection (b), with respect to health care items and services furnished—

(1) by or in a health care facility owned or operated by the Federal government, or

(2) by any physician or other individual employed by the Federal government to provide health care services within the scope of the physician's or individual's employment, no such item or service may be furnished for the purpose of causing, or for the purpose of assisting in causing, the death of any individual, such as by assisted suicide, euthanasia, or mercy killing.

(d) LIST OF PROGRAMS TO WHICH RESTRICTIONS APPLY.—

(1) FEDERAL HEALTH CARE FUNDING PROGRAMS.—Subsection (a) applies to funds appropriated under or to carry out the following:

(A) MEDICARE PROGRAM.—Title XVIII of the Social Security Act.

(B) MEDICAID PROGRAM.—Title XIX of the Social Security Act.

(C) TITLE XX SOCIAL SERVICES BLOCK GRANT.—Title XX of the Social Security Act.

(D) MATERNAL AND CHILD HEALTH BLOCK GRANT PROGRAM.—Title V of the Social Security Act.

(E) PUBLIC HEALTH SERVICE ACT.—The Public Health Service Act.

(F) INDIAN HEALTH CARE IMPROVEMENT ACT.—The Indian Health Care Improvement Act.

(G) FEDERAL EMPLOYEES HEALTH BENEFITS PROGRAM.—Chapter 89 of title 5, United States Code.

(H) MILITARY HEALTH CARE SYSTEM (INCLUDING TRICARE AND CHAMPUS PROGRAMS).—Chapter 55 of title 10, United States Code.

(I) VETERANS MEDICAL CARE.—Chapter 17 of title 38, United States Code.

(J) HEALTH SERVICES FOR PEACE CORPS VOLUNTEERS.—Section 5(e) of the Peace Corps Act (22 U.S.C. 2504(e)).

(K) MEDICAL SERVICES FOR FEDERAL PRISONERS.—Section 4005(a) of title 18, United States Code.

(2) FEDERAL FACILITIES AND PERSONNEL.—The provisions of subsection (c) apply to facilities and personnel of the following:

(A) MILITARY HEALTH CARE SYSTEM.—The Department of Defense operating under chapter 55 of title 10, United States Code.

(B) VETERANS MEDICAL CARE.—The Veterans Health Administration of the Department of Veterans Affairs.

(C) PUBLIC HEALTH SERVICE.—The Public Health Service.

(3) NONEXCLUSIVE LIST.—Nothing in this subsection shall be construed as limiting the application of subsection (a) to the programs specified in paragraph (1) or the application of subsection (c) to the facilities and personnel specified in paragraph (2).

#### SEC. 4. RESTRICTION ON USE OF FEDERAL FUNDS UNDER CERTAIN GRANT PROGRAMS UNDER THE DEVELOPMENTAL DISABILITIES ASSISTANCE AND BILL OF RIGHTS ACT.

Subject to section 3(b) (relating to construction and treatment of certain services), no funds appropriated by Congress to carry out part B, D, or E of the Developmental Disabilities Assistance and Bill of Rights Act may be used to support or fund any program or service which has a purpose of assisting in procuring any item, benefit, or service furnished for the purpose of causing, or the purpose of assisting in causing, the death of any individual, such as by assisted suicide, euthanasia, or mercy killing.

#### SEC. 5. RESTRICTION ON USE OF FEDERAL FUNDS BY ADVOCACY PROGRAMS.

(a) IN GENERAL.—Subject to section 3(b) (relating to construction and treatment of certain services), no funds appropriated by Congress may be used to assist in, to support, or to fund any activity or service which has a purpose of assisting in, or to bring suit or provide any other form of legal assistance for the purpose of—

(1) securing or funding any item, benefit, program, or service furnished for the purpose of causing, or the purpose of assisting in causing, the suicide, euthanasia, or mercy killing of any individual;

(2) compelling any person, institution, governmental entity to provide or fund any item, benefit, program, or service for such purpose; or

(3) asserting or advocating a legal right to cause, or to assist in causing, the suicide, euthanasia, or mercy killing of any individual.

(b) LIST OF PROGRAMS TO WHICH RESTRICTIONS APPLY.—

(1) IN GENERAL.—Subsection (a) applies to funds appropriated under or to carry out the following:

(A) PROTECTION AND ADVOCACY SYSTEMS UNDER THE DEVELOPMENTAL DISABILITIES ASSISTANCE AND BILL OF RIGHTS ACT.—Part C of the Developmental Disabilities Assistance and Bill of Rights Act.

(B) PROTECTION AND ADVOCACY SYSTEMS UNDER THE PROTECTION AND ADVOCACY FOR MENTALLY ILL INDIVIDUALS ACT.—The Protection and Advocacy for Mentally Ill Individuals Act of 1986.

(C) PROTECTION AND ADVOCACY SYSTEMS UNDER THE REHABILITATION ACT OF 1973.—Section 509 of the Rehabilitation Act of 1973 (29 U.S.C. 794e).

(D) OMBUDSMAN PROGRAMS UNDER THE OLDER AMERICANS ACT OF 1965.—Ombudsman programs under the Older Americans Act of 1965.

(E) LEGAL ASSISTANCE.—Legal assistance programs under the Legal Services Corporation Act.

(2) NONEXCLUSIVE LIST.—Nothing in this subsection shall be construed as limiting the application of subsection (a) to the programs specified in paragraph (1).

#### SEC. 6. RESTRICTION ON USE OF OTHER FEDERAL FUNDS.

(a) IN GENERAL.—Subject to section 3(b) (relating to construction and treatment of certain services) and subsection (b) of this