

most in need of assistance, and will ensure that we no longer wait until an individual is out of work to provide help.

The Federal Government often promises the American people many things, but we can never offer peace of mind to a worker who doesn't know if his or her skills are adequate to keep them employed. Let's take a step in the right direction and at least ensure that those who have a job will not lose it due to a lack of access to training and new skills. Let's pass the Working American Training Voucher Act.

By Ms. MOSLEY-BRAUN:

S. 1171. A bill for the relief of Janina Altagracia Castillo-Rojas and her husband, Diogenes Patricio Rojas; to the Committee on the Judiciary.

PRIVATE RELIEF LEGISLATION

Ms. MOSELEY-BRAUN. Mr. President, I am introducing this bill today to provide relief to Janina Altagracia Castillo-Rojas and her husband, Diogenes Patricio Rojas. These two individuals, who currently reside in Chicago, IL, face deportation later this month to the Dominican Republic as a result of an absurd technicality in current Federal immigration law.

Ms. Rojas has been denied citizenship because her mother was the child of a U.S. citizen female and foreign male. Previous law allowed only children of U.S. citizen males and foreign females to claim U.S. citizenship.

Simply put, Mrs. Rojas has been denied U.S. citizenship because she had the "misfortune" of having a U.S. citizen grandmother instead of a U.S. citizen grandfather.

In 1994, Senator Paul Simon passed the Immigration and Nationality and Technical Corrections Act, which allowed individuals born overseas before 1934 to U.S. citizen mothers, and their descendants, to claim U.S. citizenship. As a result of that 1994 law, the mother of Janina Rojas applied for U.S. citizenship, which she received in January 1996.

When Janina Rojas attempted to derive citizenship as a descendant of a direct beneficiary of the 1994 law, however, her application was denied. Despite the 1994 law, the Immigration and Naturalization Service requires that the mother of Janina Rojas meet transmission requirements: the mother must have been physically present in the U.S. for 10 years prior to Janina's birth, 5 of which were after the age of 16 years, in order for Janina to derive citizenship. Since her mother was prohibited from becoming a U.S. citizen until 1996, however, it is unreasonable to require that she was in the U.S. for 10 years.

Clearly, while 60 years of discriminatory law was corrected in 1994, the citizenship qualifications of the line of descendants of those U.S. citizen females remain adversely impacted.

On May 1 of this year, I introduced a bill, S. 677, the Equity In Transmission of Citizenship Act of 1997, that will waive the parental transmission re-

quirement for the grandchildren of U.S. citizen females. That bill has been referred to the Senate Judiciary Committee. While I am hopeful S. 677 will be promptly approved, it may not be approved before September 27, the deportation date of Mr. and Mrs. Rojas. The private relief bill I introduce today will provide an extension for Mr. and Mrs. Rojas so that S. 677 can be taken up and passed.

Mr. President, I ask unanimous consent that the text of this bill be printed in the RECORD.

There being no objection, the bill was ordered to be printed in the RECORD, as follows:

S. 1171

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

SECTION 1. PERMANENT RESIDENCE.

Notwithstanding any other provisions of law, for purposes of the Immigration and Nationality Act (8 U.S.C. 1101 et seq.), Janina Altagracia Castillo-Rojas and her husband, Diogenes Patricio Rojas, shall be held and considered to have been lawfully admitted to the United States for permanent residence as of the date of the enactment of this Act upon payment of the required visa fees.

SEC. 2. REDUCTION OF NUMBER OF AVAILABLE VISAS.

Upon the granting of permanent residence to Janina Altagracia Castillo-Rojas and her husband, Diogenes Patricio Rojas, as provided in this Act, the Secretary of State shall instruct the proper officer to reduce by the appropriate number during the current fiscal year the total number of immigrant visas available to natives of the country of the aliens' birth under section 203(a) of the Immigration and Nationality Act (8 U.S.C. 1153(a)).

ADDITIONAL COSPONSORS

S. 294

At the request of Mrs. HUTCHISON, the name of the Senator from Pennsylvania [Mr. SPECTER] was added as a cosponsor of S. 294, a bill to amend chapter 51 of title 18, United States Code, to establish Federal penalties for the killing or attempted killing of a law enforcement officer of the District of Columbia, and for other purposes.

S. 623

At the request of Mr. INOUE, the name of the Senator from Arkansas [Mr. BUMPERS] was added as a cosponsor of S. 623, a bill to amend title 38, United States Code, to deem certain service in the organized military forces of the Government of the Commonwealth of the Philippines and the Philippine Scouts to have been active service for purposes of benefits under programs administered by the Secretary of Veterans Affairs.

S. 859

At the request of Mr. KYL, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of S. 859, a bill to repeal the increase in tax on social security benefits.

S. 1037

At the request of Mr. JEFFORDS, the name of the Senator from Maine [Ms.

SNOWE] was added as a cosponsor of S. 1037, a bill to amend the Internal Revenue Code of 1986 to establish incentives to increase the demand for and supply of quality child care, to provide incentives to States that improve the quality of child care, to expand clearinghouse and electronic networks for the distribution of child care information, to improve the quality of child care provided through Federal facilities and programs, and for other purposes.

S. 1154

At the request of Mr. REED, the name of the Senator from Nevada [Mr. BRYAN] was added as a cosponsor of S. 1154, a bill to amend the Electronic Fund Transfer Act to clarify consumer liability for unauthorized transactions involving debit cards that can be used like credit cards, and for other purposes.

SENATE RESOLUTION 94

At the request of Mr. WARNER, the name of the Senator from South Dakota [Mr. JOHNSON] was added as a cosponsor of Senate Resolution 94, a resolution commending the American Medical Association on its 150th anniversary, its 150 years of caring for the United States, and its continuing effort to uphold the principles upon which Nathan Davis, M.D. and his colleagues founded the American Medical Association to "promote the science and art of medicine and the betterment of public health."

SENATE RESOLUTION 119

At the request of Mr. FEINGOLD, the names of the Senator from North Dakota [Mr. DORGAN] and the Senator from North Dakota [Mr. CONRAD] were added as cosponsors of Senate Resolution 119, a resolution to express the sense of the Senate that the Secretary of Agriculture should establish a temporary emergency minimum milk price that is equitable to all producers nationwide and that provides price relief to economically distressed milk producers.

AMENDMENT NO. 1070

At the request of Mr. GREGG the names of the Senator from New Mexico [Mr. BINGAMAN], the Senator from Iowa [Mr. HARKIN], and the Senator from North Dakota [Mr. DORGAN] were added as cosponsors of amendment No. 1070 proposed to S. 1061, an original bill making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, and for other purposes.

AMENDMENT NO. 1122

At the request of Mr. GORTON the names of the Senator from North Carolina [Mr. HELMS] and the Senator from Indiana [Mr. COATS] were added as cosponsors of amendment No. 1122 proposed to S. 1061, an original bill making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, and for other purposes.

At the request of Mr. BINGAMAN his name, and the names of the Senator

from North Dakota [Mr. DORGAN], and the Senator from Iowa [Mr. HARKIN] were added as cosponsors of amendment No. 1122 proposed to S. 1061, *supra*.

SENATE CONCURRENT RESOLUTION 52—RELATIVE TO FTC RULING ON MADE IN USA LABELING

Mr. HOLLINGS (for himself and Mr. ABRAHAM) submitted the following concurrent resolution; which was referred to the Committee on Commerce, Science, and Transportation:

S. CON. RES. 52

Whereas for the past several decades the "Made in USA" label has defined a product as having all or virtually all of its parts and labor originating in the United States;

Whereas the people of the United States depend upon the integrity of this label when purchasing products;

Whereas the label projects a sense of pride for American workmanship and value;

Whereas the Federal Trade Commission has proposed regulations to lower this standard to allow substantial amounts of a product to be of foreign origin;

Whereas lowering this standard will be a misrepresentation to consumers in the United States who presently believe products bearing the "Made in USA" label were all or virtually all made in the United States;

Whereas consumers in the United States are entitled to purchase products with the understanding that the labels on these products reflect consistent definitions; and

Whereas the Federal Trade Commission is responsible for safeguarding the consumer from unfair, deceptive, and fraudulent practices: Now, therefore be it

Resolved by the Senate (the House of Representatives concurring), That the Congress—

(1) maintains that the standard for the "Made in USA" label should continue to be that a product was all or virtually all made in the United States; and

(2) urges the Federal Trade Commission to refrain from lowering this standard at the expense of consumers and jobs in the United States.

Mr. HOLLINGS. Mr. President, today, along with Senator SPENCER ABRAHAM of Michigan, I am pleased to submit a resolution opposing a proposal by the Federal Trade Commission to allow the "Made in the USA" label to be applied by products that are not made in the United States. If the FTC's proposal were to take effect, it would result in misleading and inaccurate claims and could ultimately cause widespread deception and consumer confusion. Moreover, the FTC's proposal would encourage manufacturers to send U.S. jobs abroad.

The FTC's recent proposal would reverse 50 years of precedent by the use of the "Made in USA" label even for products with as much as 25 percent or more, foreign labor or materials if they were substantially transformed in the United States. In some instances this could result in a product being labeled as "Made in the USA", even if all of the product's materials or components were made abroad.

Under current rules, products can only be labeled as made in the USA. If

all or virtually all of the products is made in the United States. This strict rule ensures that American consumers can rely on the assertions made by manufacturers, on U.S. made products. American consumers have come to rely on this label, as insurance that the components, materials, and labor used to make the product are from the United States. To change the standard would invite confusion and undermine the value of the made in the USA label.

The FTC's proposal is opposed by many of the country's leading consumer groups, including the National Consumer's League, the National Council of Senior Citizens, and Citizen Action. Moreover, many leading manufacturers, agriculture groups, and labor unions oppose changes to the current standard. In my State of South Carolina one of our pre-eminent manufacturers, Nucor Steel Corp., is among the corporations opposed to the FTC changes.

In addition, by permitting manufacturers to mislabel their products, the FTC is encouraging American employers to transfer manufacturing of components or materials abroad. Because consumers prefer products made in the United States, the "Made in USA" label is strong incentive for manufacturers to keep jobs in the United States. By permitting manufacturers to shift manufacturing abroad where they can pay lower wages and still maintain the benefits of labeling products as made in the USA, the FTC is explicitly encouraging the transfer of jobs abroad.

AMENDMENTS SUBMITTED

THE FOOD AND DRUG ADMINISTRATION MODERNIZATION AND ACCOUNTABILITY ACT OF 1997 PRESCRIPTION DRUG USERS FEE REAUTHORIZATION ACT OF 1997

JEFFORDS AMENDMENT NO. 1130

Mr. JEFFORDS proposed an amendment to the bill (S. 830) to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, and for other purposes; as follows:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Food and Drug Administration Modernization and Accountability Act of 1997".

SEC. 2. TABLE OF CONTENTS.

The table of contents for this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Table of contents.
- Sec. 3. References.

TITLE I—IMPROVING PATIENT ACCESS

- Sec. 101. Mission of the Food and Drug Administration.
- Sec. 102. Expanded access to investigational therapies.
- Sec. 103. Expanded humanitarian use of devices.

TITLE II—INCREASING ACCESS TO EXPERTISE AND RESOURCES

- Sec. 201. Interagency collaboration.
- Sec. 202. Sense of the committee regarding mutual recognition agreements and global harmonization efforts.
- Sec. 203. Contracts for expert review.
- Sec. 204. Accredited-party reviews.
- Sec. 205. Device performance standards.

TITLE III—IMPROVING COLLABORATION AND COMMUNICATION

- Sec. 301. Collaborative determinations of device data requirements.
- Sec. 302. Collaborative review process.

TITLE IV—IMPROVING CERTAINTY AND CLARITY OF RULES

- Sec. 401. Policy statements.
- Sec. 402. Product classification.
- Sec. 403. Use of data relating to premarket approval.
- Sec. 404. Consideration of labeling claims for product review.
- Sec. 405. Certainty of review timeframes.
- Sec. 406. Limitations on initial classification determinations.
- Sec. 407. Clarification with respect to a general use and specific use of a device.
- Sec. 408. Clarification of the number of required clinical investigations for approval.
- Sec. 409. Prohibited acts.

TITLE V—IMPROVING ACCOUNTABILITY

- Sec. 501. Agency plan for statutory compliance and annual report.

TITLE VI—BETTER ALLOCATION OF RESOURCES BY SETTING PRIORITIES

- Sec. 601. Minor modifications.
- Sec. 602. Environmental impact review.
- Sec. 603. Exemption of certain classes of devices from premarket notification requirement.
- Sec. 604. Evaluation of automatic class III designation.
- Sec. 605. Secretary's discretion to track devices.
- Sec. 606. Secretary's discretion to conduct postmarket surveillance.
- Sec. 607. Reporting.
- Sec. 608. Pilot and small-scale manufacture.
- Sec. 609. Requirements for radiopharmaceuticals.
- Sec. 610. Modernization of regulation of biological products.
- Sec. 611. Approval of supplemental applications for approved products.
- Sec. 612. Health care economic information.
- Sec. 613. Expediting study and approval of fast track drugs.
- Sec. 614. Manufacturing changes for drugs and biologics.
- Sec. 615. Data requirements for drugs and biologics.
- Sec. 616. Food contact substances.
- Sec. 617. Health claims for food products.
- Sec. 618. Pediatric studies marketing exclusivity.
- Sec. 619. Positron emission tomography.
- Sec. 620. Disclosure.
- Sec. 621. Referral statements relating to food nutrients.

TITLE VII—FEES RELATING TO DRUGS

- Sec. 701. Short title.
- Sec. 702. Findings.
- Sec. 703. Definitions.
- Sec. 704. Authority to assess and use drug fees.
- Sec. 705. Annual reports.
- Sec. 706. Effective date.
- Sec. 707. Termination of effectiveness.

TITLE VIII—MISCELLANEOUS

- Sec. 801. Registration of foreign establishments.