

Gutknecht	McCrery	Sanchez
Hall (OH)	McDermott	Sanders
Hall (TX)	McGovern	Sandlin
Hansen	McHugh	Sanford
Hastings (FL)	McInnis	Sawyer
Hastings (WA)	McIntosh	Scarborough
Hayes	McIntyre	Schaffer
Hayworth	McKeon	Schakowsky
Hefley	McKinney	Scott
Herger	McNulty	Sensenbrenner
Hill (IN)	Meehan	Sessions
Hill (MT)	Meek (FL)	Shadegg
Hilleary	Meeks (NY)	Shaw
Hilliard	Menendez	Shays
Hinchey	Metcalf	Sherman
Hinojosa	Mica	Sherwood
Hobson	Millender-	Shimkus
Hoeffel	McDonald	Shows
Hoekstra	Miller (FL)	Shuster
Holden	Miller, Gary	Simpson
Holt	Miller, George	Sisisky
Hooley	Minge	Skeen
Horn	Mink	Skelton
Houghton	Moakley	Slaughter
Hoyer	Mollohan	Smith (MI)
Hulshof	Moore	Smith (NJ)
Hunter	Moran (KS)	Smith (TX)
Hutchinson	Moran (VA)	Smith (WA)
Hyde	Morella	Snyder
Inslee	Murtha	Souder
Isakson	Myrick	Spence
Istook	Nadler	Spratt
Jackson (IL)	Napolitano	Stabenow
Jackson-Lee	Neal	Stark
(TX)	Nethercutt	Stearns
Jefferson	Ney	Stenholm
Jenkins	Northup	Strickland
John	Norwood	Stump
Johnson (CT)	Oberstar	Stupak
Johnson, E. B.	Obey	Sununu
Johnson, Sam	Olver	Sweeney
Jones (NC)	Ortiz	Talent
Jones (OH)	Ose	Tancredo
Kanjorski	Owens	Tanner
Kaptur	Oxley	Tauscher
Kelly	Packard	Tauzin
Kennedy	Pallone	Taylor (NC)
Kildee	Pascarell	Terry
Kilpatrick	Pastor	Thomas
Kind (WI)	Payne	Thompson (CA)
King (NY)	Pease	Thompson (MS)
Kingston	Pelosi	Thornberry
Kleccka	Peterson (MN)	Thune
Klink	Peterson (PA)	Thurman
Knollenberg	Petri	Tiahrt
Kolbe	Phelps	Tierney
Kucinich	Pickering	Toomey
Kuykendall	Pickett	Towns
LaFalce	Pitts	Trafficant
LaHood	Pombo	Turner
Lampson	Pomeroy	Udall (CO)
Lantos	Porter	Udall (NM)
Largent	Portman	Upton
Larson	Price (NC)	Velazquez
Latham	Pryce (OH)	Vento
LaTourette	Quinn	Visclosky
Lazio	Radanovich	Walden
Leach	Rahall	Walsh
Lee	Ramstad	Wamp
Levin	Rangel	Waters
Lewis (CA)	Regula	Watkins
Lewis (GA)	Reyes	Watt (NC)
Lewis (KY)	Reynolds	Watts (OK)
Linder	Riley	Waxman
Lipinski	Rivers	Weiner
LoBiondo	Rodriguez	Weldon (FL)
Lofgren	Roemer	Weldon (PA)
Lowey	Rogan	Weller
Lucas (KY)	Rogers	Wexler
Lucas (OK)	Rohrabacher	Weygand
Luther	Ros-Lehtinen	Whitfield
Maloney (CT)	Rothman	Wicker
Maloney (NY)	Roukema	Wilson
Manzullo	Roybal-Allard	Wise
Markey	Royce	Wolf
Martinez	Rush	Woolsey
Mascara	Ryan (WI)	Wu
Matsui	Ryun (KS)	Wynn
McCarthy (MO)	Sabo	Young (AK)
McCarthy (NY)	Salmon	Young (FL)

## NAYS—2

Hostettler Paul

## NOT VOTING—10

Chenoweth	Kasich	Serrano
Cox	McCollum	Taylor (MS)
Ewing	Nussle	
Forbes	Saxton	

□1727

So (two-thirds having voted in favor thereof) the rules were suspended and the resolution, as amended, was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

# TRANSMITTAL OF ACCOUNT OF ALL FEDERAL AGENCY CLIMATE CHANGE PROGRAMS AND ACTIVITIES—MESSAGE FROM THE PRESIDENT OF THE UNITED STATES

The SPEAKER pro tempore laid before the House the following message from the President of the United States; which was read and, together with the accompanying papers, without objection, referred to the Committee on Appropriations, the Committee on International Relations, the Committee on Science, the Committee on Commerce, and the Committee on Ways and Means:

## To the Congress of the United States:

In accordance with section 573 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1999, as contained in the Omnibus Consolidated and Emergency Supplemental Appropriations Act, 1999 (Public Law 105-277), I transmit herewith an account of all Federal agency climate change programs and activities. This report includes both domestic and international programs and activities related to climate change and contains data on both spending and performance goals.

WILLIAM J. CLINTON.

THE WHITE HOUSE, April 20, 1999.

# REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 1184, EARTHQUAKE HAZARDS REDUCTION AUTHORIZATION ACT OF 1999

Ms. PRYCE, from the Committee on Rules, submitted a privileged report (Rept. No. 106-101) on the resolution (H. Res. 142) providing for consideration of the bill (H.R. 1184) to authorize appropriations for carrying out the Earthquake Hazards Reduction Act of 1977 for fiscal years 2000 and 2001, and for other purposes, which was referred to the House Calendar and ordered to be printed.

# WAIVING POINTS OF ORDER AGAINST CONFERENCE REPORT ON H.R. 800, EDUCATION FLEXIBILITY PARTNERSHIP ACT OF 1999

Ms. PRYCE, from the Committee on Rules, submitted a privileged report (Rept. No. 106-102) on the resolution (H. Res. 143) waiving points of order against the conference report to accompany the bill (H.R. 800) to provide for education flexibility partnerships,

which was referred to the House Calendar and ordered to be printed.

## AUTO CHOICE ACT OF 1999

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

Mr. ARMEY. Mr. Speaker, today I am introducing the Auto Choice Act of 1999. This bipartisan bill, which is also being introduced today in the other body, is designed to give the American people a choice in the type of auto insurance they can buy.

Auto Choice offers drivers a way out of the current expensive lawsuit lottery by giving consumers the option to buy a policy that offers them prompt compensation for medical bills and lost wages from their own insurer, regardless of fault. According to the Joint Economic Committee, those who choose the new system would save 45 percent on their bodily injury premiums. This translates into an average savings of nearly \$200 per policy, with low-income drivers seeing the greatest benefits. Over 5 years, the savings could total nearly \$200 billion.

Mr. Speaker, this is like a tax cut for the drivers across the country, and it does not cost the Government a single dime. But not only does Auto Choice give consumers a choice, it also gives States a choice. States retain their traditional authority over auto insurance regulation and can accept or reject Auto Choice. Because it respects States' rights, Auto Choice has by called a "model of federalism."

Mr. Speaker, Auto Choice protects consumers' wallets, ensures compensation for victims, respects States' rights, and gives drivers a choice when and where to buy their auto insurance.

I am proud to sponsor this important bipartisan initiative and look forward to its passage in the 106th Congress.

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

The Auto Choice Reform Act will go far toward taking needless litigation costs out of our auto insurance system. It will save consumers billions of dollars annually, while ensuring speedier recovery of medical bills, lost wages, and other economic damages. By encouraging states to eliminate the middle-man—trial lawyers who add significant costs to the system—the Auto Choice Reform Act will produce significant savings while also fully protecting injured motorists' right to recover.

When injured parties are involved in a car accident under the tort system, legal fault must be established to recover money for economic damages. This is not an easy task, and often requires the parties involved to hire lawyers and go to court. It is a costly and tedious process, and can take up to 16 months for adjudication, and longer when the injury is serious. The delay in payment puts pressure on the seriously injured, particularly the poor, to settle their claims for less than they are worth.

The determination of legal fault is no guarantee that an injured person will receive equitable compensation. People with economic losses up to \$5,000 recover two and three

times their losses, while a victim with medical expenses and lost wages between \$25,000 and \$100,000, recovers on average only half of those losses. For people with catastrophic injuries and losses over \$100,000 recovery drops to nine percent on average. There are two main reasons for this: First, insurance companies find it more cost-efficient to settle small nuisance claims for more than they are actually worth to avoid expensive litigation costs. Second, seriously injured accident victims recover just a small percentage of their damages because their losses typically exceed the other driver's policy limits.

The Auto Choice Reform Act gives drivers a less expensive, more efficient alternative to this process. It allows victims to bypass the litigation maze and guarantees more just compensation, helps to prevent fraudulent claims, and provides the possibility of tremendous savings for American auto insurance consumers. A few of the benefits of the Auto Choice Reform Act are highlighted below:

**Flexible Choice.** Under the Auto Choice Reform Act, drivers can choose the form of auto insurance they believe is best for them and their families. One route would be for drivers to choose a policy similar to that now available in their state, either tort or no-fault insurance. Another route would be to choose the new PIP option.

**Prompt Payment.** The new choice, called personal insurance protection (PIP), would pay the injured person within 30 days for medical bills and lost wages, regardless of fault. The victim could also recover compensation from the at-fault driver for any additional medical bills and lost wages above the victim's policy limits.

**Better Compensation for Serious Injuries.** Under both systems, parties could make a claim against at-fault drivers for medical bills and lost wages in excess of their own insurance. In such situations, because injured persons could recover from both their own coverage and the at-fault driver's coverage, people would receive more compensation for serious injuries. Additionally, drivers in either system would be able to seek both economic damages and pain and suffering from drivers who operate a vehicle while under the influence of alcohol or illegal drugs, or engage in intentional misconduct.

**Less Fraud.** Because people who choose the new PIP option could neither sue nor be sued for pain and suffering, most of the incentives for fraud would disappear. As a result, for those who choose PIP, compensation for economic losses would increase dramatically, while dollars paid for fraud, pain and suffering and unnecessary attorneys' fees would plummet.

**Savings.** A March 1998 Joint Economic Committee study estimates the savings at about 45 percent on average for personal injury premiums, which translates into about 24 percent of overall premiums, or about \$184 per year, per car for the typical American driver. The JEC also found that low-income drivers would see higher savings—about 36 percent on their overall premiums.

In addition, Auto Choice promotes federalism. It gives states the option to not extend the first-party liability coverage option to their residents by passing a law precluding such a system. Regardless of whether states choose to subscribe to the bill's insurance choice system, they will maintain their current

regulation authority over all aspects of auto insurance.

Finally, it is important to note what Auto Choice will not do. Auto Choice will not abolish lawsuits or eliminate the concept of legal fault. Drivers who chose to remain in the current tort system will still be able to recover for both economic and noneconomic losses. Those who choose to enter the new system can still sue for any uncompensated economic loss. And, victims of drunken or other negligent driving may sue for both economic and noneconomic losses.

Given these significant benefits to consumers, the Auto Choice Reform Act enjoys bipartisan political support—from Rudy Guiliani to former Massachusetts governor Michael Dukakis. It is endorsed by the U.S. Chamber of Commerce; consumer advocate Andrew Tobias; Citizens for a Sound Economy; and taxpayer advocate Grover Norquist.

My colleague, Mr. MORAN, and I hope that others will consider joining in our ongoing effort to find ways to help hard-working Americans to save more of the money they earn.

April 20, 1999.

DEAR COLLEAGUE: On Tuesday, April 20, 1999, I introduced the Auto Choice Reform Act of 1999. The Monday, April 19, 1999 edition of the Washington Times carried an op-ed by Robert R. Detlefsen of Citizens for a Sound Economy (CSE) which outlines the philosophy behind Auto Choice—ridding our nation's courts system of frivolous lawsuits and helping car insurance consumers achieve lower annual premiums. I commend this article to you as yet another way that we can help American families and consumers keep more of what they earn for themselves.

Sincerely,

DICK ARMEY,  
Member of Congress.

#### TRAINING EXERCISE IN VIEQUES KILLS DAVID SANET RODRIGUEZ AND INJURES FOUR OTHERS

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

Mr. ROMERO-BARCELO. Mr. Speaker, I rise this afternoon with very sad news indeed.

Yesterday, during a training exercise in Vieques, Puerto Rico, two U.S. F-18's dropped bombs that exploded 65 feet from an observation post in Camp Garcia, which is a Navy facility, and killed Mr. David Sanet Rodriguez, a civilian employee of the Navy, and injured four others.

I am saddened by this most unfortunate and tragic error, and I want to convey my deepest sympathy to the family of Mr. Sanet Rodriguez and the Navy employees that were injured.

The need to defend our democracy has required many personal sacrifices for the people of Vieques throughout the past 30 years. The bomb yesterday was off target, although still within the military base, but who can guarantee that sometime in the future it will not be off target in the inhabited part of Vieques?

Because my biggest concern is for the safety, security and welfare of the 8,500 American citizens residing in Vieques,

I join the Governor of Puerto Rico in calling for an order to cease all bombing and military maneuvers in Vieques until a thorough investigation is conducted and until it can be guaranteed that there are no future risks to the residents of Vieques.

Mr. Speaker—I rise this afternoon with very sad news indeed. Yesterday, during a training exercise in Vieques, Puerto Rico, two U.S. F-18's from the U.S. Navy dropped bombs that exploded 65 feet from an observation post in Camp Garcia, which is a Navy facility in Vieques, and killed Mr. David Sanes Rodriguez, a civilian employee of the Navy and injured four other Navy employees.

I am saddened by this most unfortunate and tragic error and want to convey my deepest sympathy to the family of Mr. Sanes and the Navy employees that were injured. Our prayers and blessings at this trying time are with them and their families.

This military accident is a tragedy. Vieques has held an important role in the defense readiness of our armed forces, and the maneuvers being carried out during this week involve the USS John F. Kennedy battle group as the force prepares for deployment in Operation Southern Watch ongoing in Southern Iraq in the Gulf War.

The ability to defend our American democracy effectively has entailed many personal sacrifices and I want to express my support at this critical time to the people of Vieques who have sacrificed throughout the past 30 years in support of our armed forces. The bomb was off target in military soil yesterday, but who can guarantee that sometime in the future it will not be off target in the inhabited part of Vieques.

Because my biggest concern is for the safety, security and welfare of the 8,500 American citizens residing in Vieques, I join the Governor of Puerto Rico in calling on President Bill Clinton, Secretary of Defense Cohen and Navy Secretary Richard Danzig to cease all bombing and military maneuvers until a thorough investigation is conducted and until it can be guaranteed that there are no future risks to the population of Vieques.

As the 8,500 Puerto Rican-Americans in Vieques have so contributed to our nation's defense readiness, I am hereby calling on the Navy to recognize their contributions and their unwavering support despite the inherent risks. The Navy must make further efforts to look for alternatives to the use of ¾ of Vieques for military exercises, so that Vieques may look forward to a peaceful, safe and prosperous future.

□ 1730

#### SPECIAL ORDERS

The SPEAKER pro tempore (Mr. LAHOOD). Under the Speaker's announced policy of January 6, 1999, and under a previous order of the House, the following Members will be recognized for 5 minutes each.

#### MEDICAL SAVINGS ACCOUNTS

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from Illinois (Mr. LIPINSKI) is recognized for 5 minutes.

Mr. LIPINSKI. Mr. Speaker, I rise tonight to say a few words about medical