

adding 100,000 additional qualified teachers across America. But we need classrooms for these teachers to teach, and modern, decent facilities where these students can learn. That is why I strongly, strongly support the school modernization initiative which will help build more school space and modernize aging school facilities.

Schools like Findlay Elementary School near my home in Oregon which has trailers, trailers in the front lawn and in the parking lot; school districts like that in Astoria which has not added a new classroom since 1927. Many classrooms there have only one electric plug in the wall.

This does not evidence a commitment to our children. We show that we value our children by giving them the facilities where they can truly learn. We should start building additional modern school facilities today.

CASE STATISTICS DO MATTER

(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, later this week we will address the question of funding for the Legal Services Corporation relative to the accuracy of their reporting regarding the caseload that they handle on behalf of the American people.

The President of the Legal Services Corporation, John McKay, stated in February of 1999:

Case statistics play an essential role in the budget request and performance plan submitted by LSC to Congress each year. Therefore, the reliability of case statistics submitted by programs to LSC is vital to obtaining continued Federal funding for legal services. This type of information holds great promise for securing increased Federal funding.

Now, what is it that we have learned about their case reports? According to the Inspector General and GAO audit of 11 grantees, the 1997 report caseload for the 11 grantees was 370,000 cases; invalidated cases by their own IG and GAO were 175,000. That means one-half of the caseload reports based upon which they request money were invalidated by their own IG and the GAO. Therefore, they should receive one-half the financial requests they make.

TAX LOOPHOLE TO BE SHUT DOWN

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

Mr. NEAL of Massachusetts. Mr. Speaker, today I am introducing legislation to eliminate a tax avoidance technique available to only the very wealthy. This technique involves the use of swap funds.

Legislation to shut down this particular practice was enacted in 1967, in 1976, and most recently in the Taxpayer Relief Act of 1997. Each time

that we have acted to shut this activity down, we have failed. We will not fail this time.

Swap funds are designed to permit individuals with large blocks of appreciated stock to diversify their portfolio without recognizing gain and paying taxes, like ordinary Americans. This transaction is often limited to blocks of stock with a value in excess of \$1 million to investors with investment holdings exceeding \$5 million.

My bill shuts down the latest avoidance techniques being used, which is to retain 21 percent of the assets of the swap fund in certain limited partnerships holding real estate.

The second part of this bill is broader. It states that any transfer of marketable stock or securities to any entity would be a taxable event under certain specific conditions. Let us be clear. This bill will be enacted into law this year.

WHO PAYS THE TAXES?

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

Mr. GIBBONS. Mr. Speaker, let us have a reality check. How can we have a debate about tax cuts without discussing who pays the taxes? That is right, who pays the taxes? Now, many people might find this quite odd; bizarre, in fact, in circumstances in today's politics, but I think most people would have to agree with me that one side never, ever talks about who pays the taxes.

In fact, in all my years of politics, I have yet to hear a Democrat talk about who pays the taxes.

Just this week, I have heard perhaps 100 speeches by Democrats attacking the Republican tax relief package and have not heard a single Democrat discuss the question of who pays the taxes? This goes without saying, of course. None of the networks ever do a story on who pays the taxes. For example, I wonder how many Americans are aware of the fact that the top 50 percent of income earners pay 96 percent of the Federal income taxes. That is right. The bottom 50 percent pay only 4 percent of the load.

Now, just think about that for a second.

I ask, why do my Democrat colleague refuse to discuss the question of who pays the taxes.

COVERUP IN WACO, TEXAS

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

Mr. TRAFICANT. Mr. Speaker, over 80 Americans were killed at Waco, many of them women and children, actually burned to death, and the Texas Rangers have now uncovered new evidence that said the Federal Government covered up the truth and lied about Waco.

Check it out. A recent memo says, Federal agents had a friendly meeting with Koresh just 9 days before the assault, yet Federal agents testified in court, and I quote, they said, they could not lure Koresh from the compound and were forced to engage in the assault.

Unbelievable. The Justice Department is lying through their teeth. Mr. Speaker, 700 Federal agents, tanks, and rocket power attacked American civilians, 80 of them killed, many of them women and children, burned to death, and nobody did anything about it. Nobody. It is time for an independent investigation into the FBI, the Justice Department, and the coverup in Waco, Texas.

MARRIAGE TAX ELIMINATION ACT

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

Mr. WELLER. Mr. Speaker, over the last several years, many of us have been asking a pretty fundamental question, and that is, is it right, is it fair that under our Tax Code married working couples pay higher taxes than identical couples who live together outside of marriage. They pay higher taxes just because they are married. That is the marriage tax penalty.

Mr. Speaker, I would like to introduce to my colleagues Michelle and Shad Hallahan out of Joliet, Illinois, two public schoolteachers who suffer the marriage tax penalty just because they are married.

Well, I have good news for Michelle and Shad Hallahan, as well as 28 million married working couples who suffer the marriage tax penalty. The House and Senate agreement on lowering taxes for working families makes elimination of the marriage tax penalty the centerpiece.

I am proud to say that the Marriage Tax Elimination Act, which now has 230 cosponsors, there were two key provisions which were included which helped both itemizers and non-itemizers. If one does not itemize their taxes, they benefit from the standard deduction; we double that. If one does itemize their taxes, they benefit from the widening of 15 percent tax bracket.

The bottom line is, we eliminate the marriage tax penalty.

SCHOOL MODERNIZATION

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

Mr. MENENDEZ. Mr. Speaker, the Republican leadership can somehow find the time to pass a trillion dollar tax giveaway to the special interests who said this last weekend, We got the sun, the moon, the sky in the Republican tax bill. But that tax cut will add hundreds of billions of dollars to our national debt, debt for the very people

who pay the taxes we are asking about. But they cannot find the time to address the needs of America's families.

We already know they will not bring a patients' protection act to the floor because they will not stand up to the HMO industry, and now, 1 month before the start of the school year, they will not even bring up a school modernization bill to the floor because they will not stand up and be counted for the Nation's children.

So, this morning, we Democrats begin signing a discharge petition to force them to do so. Some of our children will be going back to schools where there is inadequate heating for the winter, and without the modern educational tools they deserve.

Yes, this Republican Congress is a do-nothing Congress, but much worse than that, it has no values. The values of our children should be upheld today.

AMERICANS CAN BE TRUSTED TO USE THEIR MONEY WISELY

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

Mr. SCHAFFER. Mr. Speaker, I want to commend Glenn McCoy of the Belleville News-Democrat in Illinois. He is a political cartoonist whose cartoon has been circulating throughout the country this week. It shows the President of the United States at a McDonald's and the cashier behind the counter saying, "You are right, Mr. President. I did charge you too much for your value meal, leaving me with extra cash, a surplus, if you will. However, I feel it would be irresponsible and risky to give you your money back."

How ironic. The President, just a few months ago in Buffalo, New York, speaking about the Nation's budget surplus said, we could give it all back to you and hope you spend it right, but . . .

What we see unfolding today in Washington, D.C. is a sad example of the ideals of the White House and the President and the Democrat party who want to keep the change of the American taxpayers.

We have a different opinion on the Republican side. We believe the American taxpayers deserve their change back. Let us give them their change back and trust the American people to build good schools, to afford health insurance, and to run their families as they see fit.

A STEP IN THE WRONG DIRECTION

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

Mr. LEWIS of Georgia. Mr. Speaker, the Republican tax deal is a step in the wrong direction. We must use this historic opportunity to save Social Security and Medicare and to pay down on our national debt. We should not be

wasting it on huge tax breaks for America's wealthiest people.

The Republican tax bill does nothing to save Social Security, nothing to strengthen Medicare, nothing to reduce our national debt. A huge windfall for the rich, pocket change; pocket change for working Americans.

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Yes, it is pocket change for working families. It is a mistake. It is irresponsible. It is not the right thing to do. It is not the right direction to go.

TAX RELIEF

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

Mr. SAM JOHNSON of Texas. Mr. Speaker, today we are faced with the largest tax burden since World War II, and what many people do not realize is that the Federal Government is taxing our American values.

For example, the death tax. The death tax is one of the most onerous taxes imposed by our own Federal Government. It is double and triple taxation on American families' hard-earned savings. Even worse, the death tax forces grieving sons and daughters to sell the family business or farms just to pay their taxes. It is outrageous for the Federal Government to do this to our families.

With almost no support from the Democrats, Republicans in the House and Senate have agreed to eliminate the death tax. But President Clinton has no compassion for American values. He is saying he will veto it.

Enough is enough. It is time to start repealing taxes on our American values. Americans want, need, and deserve tax relief now.

SUPPORT THE PATIENTS' BILL OF RIGHTS AND PASS REAL HMO REFORM NOW

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

Mr. GREEN of Texas. Mr. Speaker, last week there was a newspaper article that highlighted one of the fundamental issues at the center of the HMO debate: Who decides medical necessity, an insurance company or our local doctors?

A doctor was treating a pregnant woman who had obstetric coverage and needed a shot to protect her unborn baby from the chicken pox virus. Despite the fact that this shot is routine in this situation, and the fact that her insurance coverage also covered obstetrical care, her HMO refused to pay for that shot.

The response by the American Association of Health Care Plans was that the decision to deny care was probably based on the fact that the service was not covered by that woman's health

plan. Now it seems it is not enough simply to purchase a health insurance that covers obstetric care, but HMOs expect every employer in our country to make sure that every foreseeable problem or treatment is specifically covered.

Obviously, that would be impossible, and it is ridiculous to even suggest that. If our insurance plan covers a medical condition, our doctor should be able to decide how to treat us for that particular medical condition.

The right of doctors to determine medical necessity is one of the key issues that has been included in the HMO reform bill that is predominantly Democrat-supported.

THE MIAMI RIVER CLEANUP PROJECT

(Ms. ROS-LEHTINEN asked and was given permission to address the House for 1 minute and to revise and extend her remarks.)

Ms. ROS-LEHTINEN. Mr. Speaker, scores of south Florida boaters and hundreds of volunteers will be picking up debris and trash from the Miami River on the last weekend of this month to contribute to the cleanup efforts that are paramount to the revitalization of this important waterway.

The cleanup is being organized by my office, by the Save Old Stiltsville group, and the Miami River Commission, to encourage others to become active in environmental issues and to promote volunteerism in our community.

The cleaning of the Miami River is vital to both the ecosystems and the economy of our south Florida community. The Miami River is the fifth largest port in the State of Florida, and it is an important link to the Caribbean and Latin America.

This cleanup effort is a good example of what can be accomplished when there is a successful coalition of businesses, civic leaders, environmentalists, and elected officials working together toward one common goal.

I congratulate the Save Old Stiltsville organization for caring so deeply about preserving our community's resources. Let us join them and clean up the Miami River.

THE EMPEROR HAS NO CLOTHES, AND THE REPUBLICANS HAVE NO SURPLUS TO SPEND ON TAX CUTS FOR THE WEALTHY

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

Mr. DEFAZIO. Mr. Speaker, "emergency," an unforeseen combination of circumstances or the resulting state that calls for immediate action.

Today the House of Representatives, under Republican leadership, will declare an emergency, \$4.5 billion for the decennial census. Since that is required