

with a reasonable degree of certainty, will be separated from Federal employment by reduction in force procedures under this part. A certification may be issued up to 6 months prior to the effective date of the reduction in force.

(b) This certification may be issued to a competing employee only when the agency determines:

(1) There is a good likelihood the employee will be separated under this part;

(2) Employment opportunities in the same or similar position in the local commuting area are limited or nonexistent;

(3) Placement opportunities within the employee's own or other Federal agencies in the local commuting area are limited or nonexistent; and

(4) If eligible for optional retirement, the employee has not filed a retirement application or otherwise indicated in writing an intent to retire.

(c) A certification is to be addressed to each individual eligible employee and must be signed by an appropriate agency official. A certification must contain the expected date of reduction in force, a statement that each factor in paragraph (b) of this section has been satisfied, and a description of Job Training Partnership Act programs, the Interagency Placement Program, and the Reemployment Priority List.

(d) A certification may not be used to satisfy any of the notice requirements elsewhere in this subpart.

Subpart I—Appeals and Corrective Action

§ 351.902. Correction by agency

When an agency decides that an action under this part was unjustified or unwarranted and restores an individual to the former grade or rate of pay held or to an intermediate grade or rate of pay, it shall make the restoration retroactively effective to the date of the improper action.

**EXECUTIVE COMMUNICATIONS,
ETC.**

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

4736. A letter from the Legislative and Regulatory Activities Division, Comptroller of the Currency, Department of the Treasury, transmitting the Department's final rule—Assessment of Fees [Docket No. 01-23] (RIN: 1557-ACOO) received November 14, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

4737. A letter from the Acting Assistant General Counsel for Regulations, Office of the General Counsel, Department of Education, transmitting the Department's final rule—Rehabilitation Short-Term Training—received November 14, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

4738. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on International Relations.

4739. A letter from the Chief Counsel, Foreign Assets Control, Department of the Treasury, transmitting the Department's final rule—Additional Designations and Removal of Persons Listed in Appendix A to 31 CFR Chapter V and Appendix I to 31 CFR Part 539, Weapons of Mass Destruction Trade Control Regulations—received November 14, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on International Relations.

4740. A letter from the Acting Director, Office of Surface Mining, Department of the In-

terior, transmitting the Department's final rule—Montana Regulatory Program [SPATS No. MT-022-FOR] received November 16, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

4741. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule—Utah Regulatory Program [SPATS No. UT-037-FOR] received November 29, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

4742. A letter from the Acting Director, Office of Surface Mining, Department of Interior, transmitting the Department's final rule—Illinois Regulatory Program [SPATS No. IL-100-FOR] received November 16, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

4743. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule—Civil Penalty Adjustments (RIN: 1029-ACOO) received November 16, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

4744. A letter from the Director, Office of Regulations Management, Veterans' Benefits Administration, Department of Veterans' Affairs, transmitting the Department's final rule—Written and Oral Information or Statements Affecting Entitlement to Benefits (RIN: 2900-AK25) received November 30, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

4745. A letter from the Director, Office of Regulations Management, Veterans' Benefits Administration, Department of Veterans' Affairs, transmitting the Department's final rule—Written and Oral Information or Statements Affecting Entitlement to Benefits (RIN: 2900-AK25) received November 27, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

4746. A letter from the Director, Office of Regulations Management, Veterans' Benefits Administration, Department of Veterans' Affairs, transmitting the Department's final rule—Extension of the Presumptive Period for Compensation for Gulf War Veterans' Undiagnosed Illnesses (RIN: 2900-AK98) received November 27, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

4747. A letter from the Director, Office of Regulations Management, Veterans' Benefits Administration, Department of Veterans' Affairs, transmitting the Department's final rule—Extension of the Presumptive Period for Compensation for Gulf War Veterans' Undiagnosed Illnesses (RIN: 2900-AK98) received November 30, 2001, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

4748. A letter from the Chair of the Board, Office of Compliance, transmitting notice of proposed rulemaking for publication in the CONGRESSIONAL RECORD, pursuant to section 4(c)(4) of the Veterans Employment Opportunities Act of 1998 and section 304(b) of the Congressional Accountability Act of 1995; jointly to the Committees on Education and the Workforce and House Administration.

**REPORTS OF COMMITTEES ON
PUBLIC BILLS AND RESOLUTIONS**

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. HANSEN: Committee on Resources. H.R. 38. A bill to provide for additional lands to be included within the boundaries of the Homestead National Monument of America in the State of Nebraska, and for other pur-

poses; with an amendment (Rept. 107-325). Referred to the Committee of the Whole House on the State of the Union.

Mr. HANSEN: Committee on Resources. H.R. 2742. A bill to authorize the construction of a Native American Cultural Center and Museum in Oklahoma City, Oklahoma (Rept. 107-326). Referred to the Committee of the Whole House on the State of the Union.

Mr. HANSEN: Committee on Resources. H.R. 2234. A bill to revise the boundary of the Tumacacori National Historical Park in the State of Arizona; with an amendment (Rept. 107-327). Referred to the Committee of the Whole House on the State of the Union.

Mr. GOSS: Committee of Conference. Conference report on H.R. 2883. A bill to authorize appropriations for fiscal year 2002 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes (Rept. 107-328). Ordered to be printed.

PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. HAYWORTH:

H.R. 3420. A bill to direct the Secretary of the Treasury to issue appropriate guidance for use by victims of disasters in their application to charitable organizations for relief; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RADANOVICH:

H.R. 3421. A bill to provide adequate school facilities within Yosemite National Park, and for other purposes; to the Committee on Resources, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DEFAZIO:

H.R. 3422. A bill to establish a Congressional Trade Office; to the Committee on Ways and Means.

By Mr. SMITH of New Jersey (for himself, Mr. BILIRAKIS, Mr. BUYER, Mr. SIMPSON, Mr. BAKER, Mr. SIMMONS, Mr. WOLF, and Mr. TOM DAVIS of Virginia):

H.R. 3423. A bill to amend title 38, United States Code, to enact into law eligibility of certain veterans and their dependents for burial in Arlington National Cemetery; to the Committee on Veterans' Affairs.

By Mr. CALVERT (for himself, Mr. KANJORSKI, Mr. LATOURRETTE, Ms. WATERS, Mr. LEWIS of California, Mr. SHERMAN, Mr. CANTOR, Mr. FORD, Mr. HOBSON, Mr. SANDLIN, Mr. SAXTON, Mr. ANDREWS, Mr. REYNOLDS, Mr. BARCIA, Mr. WAMP, Ms. BALDWIN, Mr. ISAKSON, Mr. TOWNS, Mr. RILEY, Mr. DEUTSCH, Mrs. JO ANN DAVIS of Virginia, Mr. RODRIGUEZ, Mrs. BONO, Mr. PASCRELL, Mr. STUMP, Mr. ROTHRMAN, Mr. KINGSTON, Ms. MCKINNEY, Mr. FOLEY, Mr. HOLDEN, Mr. GREEN of Texas, Ms. DEGETTE, and Mrs. CAPITO):

H.R. 3424. A bill to amend the Bank Holding Company Act of 1956 and the Revised Statutes of the United States to prohibit financial holding companies and national banks from engaging, directly or indirectly,

in real estate brokerage or real estate management activities, and for other purposes; to the Committee on Financial Services.

By Mr. RADANOVICH:

H.R. 3425. A bill to direct the Secretary of the Interior to study the suitability and feasibility of establishing Highway 49 in California, known as the "Golden Chain Highway", as a National Heritage Corridor; to the Committee on Resources.

By Mr. TOM DAVIS of Virginia (for himself and Mr. WELDON of Pennsylvania):

H.R. 3426. A bill to provide increased flexibility Governmentwide for the procurement of property and services to facilitate the defense against terrorism, and for other purposes; to the Committee on Government Reform.

By Mr. LANTOS (for himself, Ms. ROSEHTINEN, Mr. ACKERMAN, Mr. BERMAN, Mr. PITTS, Mr. FALEOMAVAEGA, Mrs. JO ANN DAVIS of Virginia, Mr. PAYNE, Mr. CROWLEY, Mr. HOEFFEL, Mrs. NAPOLITANO, Ms. LEE, Mr. MEEKS of New York, Mr. WEXLER, Mr. ROHRBACHER, and Ms. MILLENDER-MCDONALD):

H.R. 3427. A bill to provide assistance for the relief and reconstruction of Afghanistan, and for other purposes; to the Committee on International Relations.

By Mr. LATOURETTE (for himself, Mr. KUCINICH, Mrs. JONES of Ohio, and Mr. TRAFICANT):

H.R. 3428. A bill to amend the Emergency Steel Loan Guarantee Act of 1999 to revise eligibility and other requirements for loan guarantees under that Act; to the Committee on Financial Services.

By Mr. YOUNG of Alaska (for himself, Mr. OBERSTAR, Mr. PETRI, Mr. BORSKI, Mr. LATOURETTE, Mr. EHLERS, Mr. GRAVES, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LIPINSKI, Mr. MASCARA, Mr. HOLDEN, Mr. RAHALL, Mr. HONDA, Mr. PASCRELL, Mr. LARSEN of Washington, Mr. COSTELLO, Mr. McGOVERN, Mr. FILNER, and Ms. MILLENDER-MCDONALD):

H.R. 3429. A bill to direct the Secretary of Transportation to make grants for security improvements to over-the-road bus operations, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. BILIRAKIS:

H.R. 3430. A bill to amend title 38, United States Code, to provide improved benefits for veterans who are former prisoners of war; to the Committee on Veterans' Affairs.

By Mrs. CAPPS (for herself, Mr. PICKERING, Mr. DINGELL, Mr. GREENWOOD, Mr. BROWN of Ohio, Mr. SHIMKUS, Mr. WAXMAN, Mr. FOLEY, Mr. STARK, Mr. NORWOOD, Mr. RANGEL, Ms. DUNN, Mr. TOWNS, Mr. WICKER, Mr. KENNEDY of Rhode Island, Mr. PLATTS, Mr. FARR of California, Mr. BAKER, Mr. ENGEL, Mr. CUNNINGHAM, Mr. GREEN of Texas, Mr. CALVERT, Mrs. McCARTHY of New York, Mr. WAMP, Mr. SERRANO, Mr. WOLF, Mr. GUTIERREZ, Mr. THUNE, Mr. MEEKS of New York, Mr. DICKS, Mr. LANTOS, Mr. WYNN, Mr. JEFFERSON, Mr. McGOVERN, Mr. MCNULTY, Ms. MCCOLLUM, Mr. ACKERMAN, Mr. BALDACCI, Mr. PALLONE, Mr. MARKEY, Mr. ISRAEL, Mrs. CHRISTENSEN, Ms. WATSON, Mr. HOLT, Mr. MATSUI, Mr. LIPINSKI, Ms. CARSON of Indiana, Mr. PRICE of North Carolina, Ms. LEE, Mr. KIND, Mr. MOORE, Ms. ESHOO, Ms. HARMAN, Mr. FILNER, Mr. STENHOLM, Mr. FROST, Mr. JACKSON of Illinois, Ms. SCHAKOWSKY, Mr. PASCRELL, Mrs. TAUSCHER, Ms. MCKINNEY, Mr. OBER-

STAR, Mr. UDALL of New Mexico, Mr. INSLEE, Mr. DAVIS of Florida, Ms. DEGETTE, Mr. HALL of Texas, Mr. DAVIS of Illinois, Mr. ABERCROMBIE, Mr. GORDON, Mr. POMEROY, and Mr. RUSH):

H.R. 3431. A bill to amend the Public Health Service Act to provide programs for the prevention, treatment, and rehabilitation of stroke; to the Committee on Energy and Commerce.

By Mr. COOKSEY:

H.R. 3432. A bill to require that the Coast Guard Sea Marshal program be carried out in the 20 ports in the United States considered by the Secretary of Transportation to be the most vulnerable to attack by use of a commercial vessel as a terrorist instrument, to authorize additional personnel and funds for such program, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. TOM DAVIS of Virginia (for himself, Mr. MORAN of Virginia, Mr. WOLF, Mrs. JO ANN DAVIS of Virginia, and Ms. NORTON):

H.R. 3433. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income certain terrorist attack zone compensation of civilian uniformed personnel; to the Committee on Ways and Means.

By Ms. HOOLEY of Oregon (for herself, Mr. WU, Mr. WALDEN of Oregon, Mr. BLUMENAUER, Mr. DEFAZIO, and Mr. BAIRD):

H.R. 3434. A bill to authorize the Secretary of the Interior to acquire the McLoughlin House National Historic Site in Oregon City, Oregon, and to administer the site as a unit of the National Park System, and for other purposes; to the Committee on Resources.

By Mrs. MALONEY of New York (for herself, Mr. STUPAK, Mr. ANDREWS, Mrs. McCARTHY of New York, Ms. HOOLEY of Oregon, Mr. MCNULTY, Mr. SNYDER, Mr. MALONEY of Connecticut, Mr. GUTIERREZ, Mr. WYNN, Mr. FROST, Mr. MURTHA, and Mr. OWENS):

H.R. 3435. A bill to provide for grants to local first responder agencies to combat terrorism and be a part of homeland defense; to the Committee on the Judiciary, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RAMSTAD:

H.R. 3436. A bill to amend the Soldiers' and Sailors' Civil Relief Act of 1940 to treat certain National Guard duty as military service under that Act; to the Committee on Veterans' Affairs.

By Mr. SHAW (for himself, Mr. CARDIN, Mr. PALLONE, Mr. DEUTSCH, Ms. ROSEHTINEN, Mr. GOODE, Mr. FILNER, Mr. EHLERS, Mr. GRUCCI, Mr. HASTINGS of Florida, Mr. SOUDER, Mr. CALVERT, Mr. DAVIS of Florida, Mr. WELDON of Florida, Mr. GREEN of Wisconsin, and Mr. BROWN of South Carolina):

H.R. 3437. A bill to amend the Merchant Marine Act, 1936 to establish a program to ensure greater security for United States Seaports, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on the Judiciary, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SIMPSON (for himself, Mr. OTTER, and Mr. REHBERG):

H.R. 3438. A bill to authorize the State committees appointed to carry out agricultur-

tural credit programs under the Consolidated Farm and Rural Development Act to permit the emergency commercial use of land enrolled in the conservation reserve program; to the Committee on Agriculture.

By Mr. WATKINS:

H.R. 3439. A bill to authorize the President to present a gold medal on behalf of the Congress to the Choctaw Code Talkers in recognition of their contributions to the Nation, and for other purposes; to the Committee on Financial Services.

By Mr. SHAW:

H. Con. Res. 282. Concurrent resolution expressing the sense of Congress that the Social Security promise should be kept; to the Committee on Ways and Means.

By Mr. SHOWS:

H. Con. Res. 283. Concurrent resolution expressing the sense of Congress that Parker Dykes deserves to be recognized for his years of commitment to football and his community and is extremely worthy of the award of National Junior College Coach of the Year; to the Committee on Education and the Workforce.

By Mr. SHOWS (for himself, Mr. FROST, Mr. GIBBONS, Mr. GILMAN, Mr. GRUCCI, Ms. HART, Mr. McGOVERN, Mr. PASCRELL, Mr. PLATTS, Ms. ROSEHTINEN, Mr. STEARNS, and Mr. WEXLER):

H. Con. Res. 284. Concurrent resolution expressing the sense of the Congress that the Secretary of Veterans Affairs should provide the flag of the United States for placement on the grave sites of recipients of the Medal of Honor; to the Committee on Veterans' Affairs.

By Ms. SLAUGHTER (for herself, Ms. DEGETTE, Mr. GREENWOOD, and Mrs. MORELLA):

H. Con. Res. 285. Concurrent resolution condemning the more than 500 anthrax threats sent to reproductive health centers and abortion providers since October 14, 2001; to the Committee on the Judiciary.

By Mr. GRUCCI:

H. Res. 308. A resolution expressing the sense of the House of Representatives regarding the establishment of a National Motivation and Inspiration Day; to the Committee on Government Reform.

By Ms. LEE (for herself, Mr. SHIMKUS, Mr. NEY, and Mr. HOYER):

H. Res. 309. A resolution honoring the United States Capitol Police for their commitment to security at the Capitol; to the Committee on House Administration.

ADDITIONAL SPONSORS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

- H.R. 80: Mr. SHIMKUS.
- H.R. 286: Ms. LOFGREN.
- H.R. 292: Ms. RIVERS.
- H.R. 303: Mr. GEKAS.
- H.R. 331: Mr. FLAKE.
- H.R. 439: Mr. DIAZ-BALART.
- H.R. 440: Mr. DIAZ-BALART.
- H.R. 442: Ms. HOOLEY of Oregon.
- H.R. 535: Mr. LINDER.
- H.R. 760: Mr. SOUDER.
- H.R. 1143: Ms. MCCOLLUM.
- H.R. 1155: Ms. WATERS.
- H.R. 1172: Mr. CHAMBLISS.
- H.R. 1212: Mr. BACA.
- H.R. 1296: Mr. SMITH of New Jersey.
- H.R. 1305: Mr. STEARNS.
- H.R. 1351: Mr. ROGERS of Michigan.
- H.R. 1353: Mr. BLUNT and Mr. ABERCROMBIE.
- H.R. 1377: Mr. WATTS of Oklahoma.
- H.R. 1405: Ms. CARSON of Indiana.
- H.R. 1433: Mr. OWENS.