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No. 86

## House of Representatives

The House met at 10:30 a.m. and was called to order by the Speaker pro tempore [Mr. KIM].

### DESIGNATION OF SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,  
May 23, 1995.

I hereby designate the Honorable JAY KIM to act as Speaker pro tempore on this day.

NEWT GINGRICH,

*Speaker of the House of Representatives.*

### MORNING BUSINESS

The SPEAKER pro tempore. Pursuant to the order of the House of May 12, 1995, the Chair will now recognize Members from lists submitted by the majority and minority leaders for morning hour debates. The Chair will alternate recognition between the parties, with each party limited to not to exceed 30 minutes, and each Member except the majority and minority leader limited to not to exceed 5 minutes.

The Chair recognizes the gentleman from Oregon [Mr. DEFAZIO] for 5 minutes.

### THE TRADE DEFICIT

Mr. DEFAZIO. Mr. Speaker, at the end of last week, we got the first quarter's trade numbers for the United States, with its trading partners. The news was grim. We are continuing to pile up record deficits with virtually all of our trading partners around the world.

As everybody knows, a little earlier this year, in part those record trade deficits led to a plummeting of the value of the United States dollar versus the yen and the German mark. The dollar has recovered a bit but still is at near post-World War II historic lows. A

lot of the responsibility for this has to be put at the doorstep of those who continue to mindlessly follow a trade policy which came to maturity under the leadership of Ronald Reagan in the early 1980's, following the dictates of an economist who has been dead for 200 years, Adam Smith, a man who never saw an airplane, never even saw a steam engine. Yet this man dictates the trade policy of the United States of America.

Only two countries in the world follow Adam Smith's trade theories. We are both international basket cases: the United States of America and Great Britain. In fact Great Britain is the only country, major country we are running a trade surplus with. And it is time to revisit and review these policies. You cannot run a trade deficit every year, year after year, any more than you can run a national deficit every year, year after year without having someday to pay the horrible price. We are paying that price today.

There was a \$160 billion trade deficit last year, according to the Commerce Department. That means we lost 3.2 million American manufacturing jobs. And now the North American Free-Trade Agreement, the latest example of the extension of this disastrous policy, for the first 3 months of this year the United States ran a \$3.8 billion trade deficit with Mexico, at the same time that we had to give them \$20 billion of our hard-earned money to bail out their economy. And this is considered a success. It is such a success that Speaker GINGRICH is calling for an extension of the North American Free-Trade Agreement to other basket case economies in South America and Latin America.

I quote:

Unequivocally, I strongly favor adding Chile to the North American Free-Trade Agreement and then continuing beyond Chile to step by step expanding our regional commitment because it is good for America and

it is going to create more jobs in the United States.

Wrong, Mr. Speaker. We are losing jobs today to Mexico, \$3.8 billion in 3 months according to our own Commerce Department. That means we lost 76,000 United States manufacturing jobs in 3 months to Mexico. We are headed more toward a loss of 250,000 or 300,000 jobs in 1 year to Mexico, and we are paying \$20 billion of taxpayers money for that privilege. And now we want to extend that to Chile and other countries in South and Latin America and we want to do it in such a way that Congress will not be allowed to work its will, will not be allowed a single amendment on the floor of the House.

Why would the Speaker of the House of Representatives want to give away the authority to amend a bill on the floor that has such a dramatic impact on the economy of the United States? Yet that is what he is advocating. He wants to give Bill Clinton, our President, a man who he constantly derides authority to bring forward a bill, negotiated in secret, which will extend these disastrous trade policies with no opportunity for amendment on the floor of the House or the Senate.

Why is he doing this? Because he is serving the same masters, the same masters that have been dictating the trade policy of this country for 20 years. That is multinational corporations, foreign corporations, and big business. They are doing well. They are doing very well, thank you very much.

It just happens to be a disaster for our economy because of the mounting trade deficits. A disaster for American workers because we are exporting their jobs, and now a disaster for the United States Treasury because we are even having to pay Mexico for the privilege of exporting our jobs there. And the Speaker wants to extend that policy because it is such a success.

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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He wants to work hand in glove with the Clinton administration in these efforts. I will do all I can as one Member of this House of Representatives to stop this disastrous policy before it is extended any further, in fact, to repeal the past mistakes we have made, including the North American Free-Trade Agreement.

#### TERM LIMITS

The SPEAKER pro tempore. Under the Speaker's announced policy of May 12, 1995, the gentleman from Nebraska [Mr. CHRISTENSEN] is recognized during morning business for 3 minutes.

Mr. CHRISTENSEN. Mr. Speaker, yesterday the American people witnessed our system of Government in action when our unelected, unrepresentative, life-tenured Supreme Court by 1 vote struck down term-limit laws in 23 States. In an 88-page dissent, Justice Thomas said: "Nothing in the Constitution deprives the people of each state of the power to prescribe eligibility requirements for the candidates who seek to represent them in Congress." The Constitution is silent on this question.

Today's liberal New York Times has an article in here. It says: "Congress Members Off Hook on Re-election."

Wrong. First of all, the author of this article goes on to state: "By nullifying term limits imposed by the States, the Supreme Court in effect handed each Member of Congress a 'get out of jail free' card."

I guess one thing that we learned is that yesterday's elections do matter. President Clinton, elected by a mere plurality in 1992, appointed two members to this high court that decided they knew best. Both Justice Breyer and Justice Ginsburg said that States do not know right from wrong, that the Supreme Court knows how to set the law better when they voted against 23 States.

Second, people do matter. Last fall the American people sent a clear message that they were tired of business as usual in Washington. They gave the Republicans a majority in this body for the first time in 40 years. This new majority is solidly in favor of term limits. While we are still a few votes shy, in 1996 the American people will give us the votes to enact term limits as the American people want, nearly 78 percent of the American people favoring term limits for their Representatives.

Some have said that term limits are now dead, and I am here to tell you they are dead wrong. Whether it is the McCollum bill that we bring up in 1997, which enacts a 12-year blanket term limit, or whether it is the Hilleary 12-year bill that allows States to have lower term limits, if they so wish, one of them will come to the House under House Resolution 1 as the Speaker has promised.

We are going to work tirelessly until we can enact the will of the people. We are going to pass a constitutional

amendment that will put an end to career politicians once and for all.

#### MEDICAID

The SPEAKER pro tempore. Under the Speaker's announced policy of May 12, 1995, the gentleman from Illinois [Mr. DURBIN] is recognized during morning business for 5 minutes.

Mr. DURBIN. Mr. Speaker, I would like to share with the people who are listening this morning an experience which I had in my district yesterday which I hope that all of you will reflect on because it is the outgrowth of a vote last week on the floor of this House of Representatives which could have an impact on every family in the United States.

What happened last week is that this House of Representatives passed a budget resolution. That is a spending plan for the next year. In fact, in this case it was a spending plan for the next 7 years. Those who supported that budget resolution, I was not among those, suggested that we could reach a balanced budget by the year 2002 if we have certain cuts in spending. And they proposed those cuts as part of the package.

The reason that I opposed that plan as presented by Speaker GINGRICH and his Republican allies was the fact that it included a substantial tax cut, primarily to the wealthiest people in this country. In order to pay for that tax cut, it cut many of these spending programs more deeply. In fact, the programs that are hit the hardest are the health care programs, Medicare and Medicaid.

What the Republicans have done is to create a piggy bank with cuts in Medicare and Medicaid to pay for their tax cut package. And that is the part that I find objectionable. This is not a solely partisan view, although most Democrats share my point of view. In fact, in the Senate, the Republican leaders there have many misgivings as well as to whether we should be enacting a tax cut in the wake of our need to bring our budget into balance.

But the reason I come to the floor this morning is to reflect on the impact of cuts in Medicare and Medicaid. As I look about the gallery here, I see people of varying ages, from youngsters on school trips to those who are clearly retired, perhaps here on a holiday or vacation to witness this House of Representatives and its proceedings. The irony is that each person here has an interest in this issue because it affects every single one of us.

Let me explain. Right now the Medicaid Program in America is generally viewed as a welfare program. It is not a welfare program. It is a health care program. A third of the recipients under the Medicaid Program are, in fact, poor people receiving health care through it. But another third are disabled people, folks who because of mental or physical disability qualify for this Medicaid to pay their medical

bills. And the final third represent people, our parents, grandparents who are in nursing homes and other facilities who do not have the resources left in their savings accounts to take care of themselves.

So when you say we are going to cut Medicaid, you are not just hitting so-called welfare low-income families; you are also hitting the elderly and the disabled.

As I went and visited nursing homes in my district yesterday, it was an eye opener to talk about what it will mean if the Republicans prevail and cut \$188 billion out of Medicaid. It means less money coming from the Federal Government through these families into nursing home care.

What will be the ultimate result of that? Well, I can tell you, it is not very promising; what is involved here, unfortunately, is that a lot of people in nursing homes today literally, literally survive because of Medicaid payments. If those payments are cut, it raises a serious question about what happens to these people.

I guess even equally important for the younger folks in the audience here, the responsibility is then their family's. If the Government does not make an adequate payment to the nursing home, who then is going to pay the bill for the parent or grandparent there who needs a helping hand?

This, I think, is a serious personal concern for all of us. Right now Medicaid pays one-half of all nursing home care in the United States. If we take that and put it in perspective, when we cut back in Medicaid, we are putting a real burden on an industry that is labor intensive, and frankly we want to do a very good quality job. If they cut back in the quality of service, every single one of us is concerned that that elderly person who needs help the most will be put in a perilous situation.

So that is why I opposed the Republican budget resolution. Let me say in a spirit at this time of bipartisanship, there are some things I think we can do that came out of a meeting yesterday. For one thing, we have to encourage more people to buy what is known as long-term care insurance. When you are my age or younger, you do not think about whether you are ever going to be in a nursing home, but frankly we have all got to be thinking about the possibility that that could happen some day and we may need insurance coverage to protect us.

We have got to encourage more American families to build this into their health insurance portfolio, not just the insurance for hospitals and doctors but also for long-term care. I will be working on legislation to try to encourage families to do that, to perhaps provide a tax deduction to provide for long-term care insurance as a solution to part of this problem.

### FEEDING THE HUNGRY THROUGH THE PRIVATE SECTOR

The SPEAKER pro tempore. Under the Speaker's announced policy of May 12, 1995, the gentleman from Illinois [Mr. MANZULLO] is recognized during morning business for 5 minutes.

Mr. MANZULLO. Mr. Speaker, the Hunger Connection of Rockford, IL, is a privately financed organization that resources food from wholesalers, retailers, and food processors and then makes it available to over 90 agencies which, in turn, distribute the food to the needy. Not 1 cent of Government money is used for this purpose.

In addition, the Hunger Connection, led by Mary Cunningham, the executive director, also helps the community through a service called Community Share. In the Community Share Program, people do meaningful volunteer work in the community in exchange for 2 hours of work plus \$14 in cash, \$28, to \$32 in groceries.

The Hunger Connection is an example of the type of organization that is leading community service efforts. We are saddled with a massive debt. Therefore, the time has come to recognize private organizations such as the Hunger Connection for innovative, cost efficient solutions to our problems.

Besides that, it has always been the American spirit of charity and good works that has spearheaded the country's efforts in alleviating the plight of the needy. Thus we have an obligation to carry on this work and still strive to keep this Nation from taking on further financial burdens.

We are approaching a national debt of \$5 trillion with annual budget deficits routinely exceeding \$200 billion a year. That means \$200 billion a year is added to the national debt. What is also alarming are the taxes that future generations will pay if Congress continues expensive spending habits.

The President's official budget contains an analysis called generational forecast. This projects the future tax burden on the American people and takes into consideration our national debt and current policies for Federal spending. It predicts that children born after 1992, by the time they enter the work force, will have a combined local, State, and Federal tax rate of between 84 and 94 percent.

That means your child or grandchild will be able to keep only \$600 to \$1,200 for every \$10,000 he or she earns.

That is not the legacy we want to leave our children.

The findings of the Bipartisan Commission on Entitlements and Tax Reform show that, absent policy changes, entitlement spending and interest on the national debt alone will consume all Federal revenues by the year 2012.

Our Nation is not on the verge of bankruptcy. It is in bankruptcy, and it is hemorrhaging profusely. If we fail to act, we have made a choice that greatly threatens the economic future of our children and our Nation.

Given this financial crisis, we must reevaluate our budgetary priorities. If

we are going to be serious about reducing our debt and balancing the budget, then every program not absolutely essential to the function of the Federal Government must be on the table for consideration. That is why original private sector endeavors like the Hunger Connection are so important. The Hunger Connection and Community Share represent the spirit of Americans working together to solve problems. These are people looking to each other instead of Government to solve the problems of this Nation.

### TRADE WITH JAPAN

The SPEAKER pro tempore. Under the Speaker's announced policy of May 12, 1995, the gentlewoman from Ohio [Ms. KAPTUR] is recognized during morning business for 5 minutes.

Ms. KAPTUR. Mr. Speaker, it is time to pry open Japan's market, particularly in the sector of automotive goods.

Now, what is wrong with this picture? Let me tell you what is wrong. Over the past 10 years, the United States has consistently run a massive trade deficit, getting worse year after year after year, last year the largest in the history of our country with Japan. And we have run that deficit largely in the area of automotive goods, regardless of what the economic conditions have been during those years between our two countries.

That means regardless of what the yen-dollar relationship is, as this blue line charts out over the past 10 years, even as our dollar got cheaper, which means our goods should be cheaper on those shelves, the deficit got worse and worse and worse.

In fact, over half of the trade deficit the United States has amassed with Japan, \$66 million last year was in one sector, automotive and automotive goods. But that is not news. That has been going on year after year after year.

Japan used to use the excuse, Well, in America you do not make any vehicles that are right-hand drive vehicles. Surprise, over the last 15 years our automotive manufacturers now have 60 different models, so you cannot use even that excuse anymore.

If you look back to 1985, when the exchange rate was 239 yen to the dollar, the United States in that year amassed a \$23.7 billion trade deficit with Japan in automotive and automotive parts. Yet in 1994, when our dollar had literally been devalued by 300 percent, devalued by 300 percent, which means that our goods should have been 300 percent cheaper and had some impact on sales in that market, we had an even worse deficit with Japan.

In fact, last year we had a record trade deficit in the area of automotive and automotive goods, rising to over \$37 billion, with each billion dollar of trade deficit equal to 20,000 jobs in this country. We are not talking about a small problem. Today, as we know, goods denominated in dollars are very,

very cheap on the world market. It should help our exports except with Japan. In the first quarter of this year, we have amassed even worse deficits with them than we did last year, which was our worse year ever.

What is wrong with this picture is Japan's market remains closed no matter what. As the price of our goods, both for automobiles as well as automotive parts, in Japan have become increasingly cheaper and less expensive and with the value of our dollar having been decreased by over 300 percent over the last 10 years, we should be running a huge trade surplus with Japan. Instead, we have recorded deficits year after year.

In fact, the United States has been frozen at a 1.5-percent share of Japan's market for over a decade, while Japanese goods in the automotive sector now comprise 25 percent of our market. Let me repeat that, the United States goods are frozen to 1.5 percent of Japan's market through market control in that country, while Japan's goods now consume a 25-percent share of our market.

For the sake of our Nation, in which one of six jobs is directly connected to the automotive industry and for the sake of nearly a million American workers who work in this country in the auto sector, I urge the Clinton administration to hang tough with Japan. The United States maintains a trade balance in automotive goods with every other industrialized nation in the world. I repeat, the United States is a competitive country in the automotive sector. We maintain a trade balance with every other industrialized country in the world but for one, but for Japan.

So why should Japan not behave like the rest of the industrialized world? We wish the Clinton administration great success because if we can be successful for America, we will also be successful for the rest of the world in Japan, because, in fact, less than 4 percent of Japan's market is comprised of automotive goods from any country in the world, Europe, Asia, the United States. All are closed out.

### ELIMINATE THE IN-SCHOOL INTEREST SUBSIDY

The SPEAKER pro tempore. Under the Speaker's announced policy of May 12, 1995, the gentleman from Florida [Mr. WELDON] is recognized during morning business for 5 minutes.

Mr. WELDON of Florida. Mr. Speaker, I would like to address the issue of the Republican proposal to eliminate the in-school interest subsidy. There is going to be a lot of rhetoric and dialog, and I think the air needs to be cleared as to exactly what is going on with this issue. I can get up here and say that I was a student who took advantage of the student loan program and the in-school interest subsidy. Though I worked my way through college in order to help get through medical

school, I took out 10,000 dollars' worth of loans while I was a medical student.

I was very pleasantly surprised to discover that when I finished medical school and when I finished my internship and residency, that I still only owed \$10,000, that the interest of 7 percent per year had been picked up by the U.S. taxpayer. Indeed, I was very happy to find that out because once I got out of medical school and my internship and residency, I got myself a pretty good job and \$10,000 was fairly easy to pay off.

That, indeed, is the essence of the problem with the Democrat proposal of continuing the in-school interest subsidy.

Let us just say, if I had daughters, they were twins. And one wanted to go to school to become a hairdresser and it took her 1 year. And she wanted to take out a \$5,000 loan to do that. And then I had another daughter who wanted to go through 4 years of college and 3 years of law school and wanted to borrow \$5,000 a year to do that. Well, guess what? My daughter who went to school to be a hairdresser would be paying through her taxes the in-school interest subsidy on my other daughter who wants to accumulate a \$35,000 loan and then get out and become a wealthy attorney.

We, Republicans, are making a proposal that these students pay that in-school interest subsidy in the form of added principal when they graduate. This may sound like an onerous, terrible burden to place on our college students and our professional career students when they get out of law school or medical school, but the truth is, Mr. Speaker, that the average increase in the size of that student loan will roughly be equivalent to their cable bill. It will be about \$27 a month, the average student will have to pay in extra costs on their student loan, not exactly what I would consider to be an onerous burden to place on a student who has a great likelihood of making a fairly good income, a substantially better income than the average person who goes out there and works when they get out of high school.

Mr. Speaker, this proposal of the Republicans is a fair proposal, but probably more importantly, one of the best reasons why this is a good proposal is we do not have the money to pay for this. We have to borrow the money to pay those interest payments for those college students. Indeed, these college students, when they get out and those who have had their student loan interest paid, it has been paid in the form of added Federal debt. Those students, when they get out of college, will have more debt to pay off in the form of an added debt burden.

Mr. Speaker, our proposal, the Republican proposal, is a logical proposal. It is a fair proposal. And, indeed, it is a proposal that asks the people who are most able to pay to pick up the tab. But we are going to hear a lot of rhetoric about this being something that is

bad and evil, but, Mr. Speaker, it is fair. It is logical. It makes sense. It is something that is badly needed. And I support the elimination of the in-school interest subsidy.

I ask that all of my colleagues on both sides of the aisle do so so that we can help balance the budget and we can help create a better future for our children and our grandchildren.

#### SHARING AND CARING HANDS

The SPEAKER pro tempore. Under the Speaker's announced policy of May 12, 1995, the gentleman from Minnesota [Mr. RAMSTAD] is recognized during morning business for 5 minutes.

Mr. RAMSTAD. Mr. Speaker, yesterday I attended a truly memorable event in Minnesota. It was the dedication of Mary's Place. And at that dedication, I saw love and compassion up close. Mary's Place is a transitional housing facility built through the vision and the persistence of Mary Jo Copeland, Minnesota's Mother Teresa. Mary's Place is a shining example of how we can use nongovernmental private solutions to solve the problems facing our country.

This was a \$7.2 million transitional shelter, 200 beds for homeless people, \$7.2 million all raised through private businesses, individuals, and churches, not one penny of government money.

Mr. Speaker, last month I saw firsthand why Mary Jo Copeland is Minnesota's Mother Teresa. I was touring the new facility before it was open, and I watched Mary Joe interrupt that tour to go across the street to greet a homeless family, a young mother and her three little children. And that family was forced to leave their home after her husband beat her and to watch Mary Joe hug those bewildered, broken children brought tears to my eyes. Everyone who has been to Sharing and Caring Hands, all of the volunteers, every one who goes there daily to assist other people have seen that same kind of love and compassion firsthand.

Yesterday we celebrated several things, Mr. Speaker. As I mentioned, we dedicated the \$7.2 million facility. We also celebrated 10 years of love and compassion and concern like that I just explained.

Let me tell you a little bit about Sharing and Caring Hands, because I believe we need to replicate this wonderful organization throughout our great country. This organization, Sharing and Caring Hands, was founded in 1985 as a safety net organization to assist those who are not getting help from the welfare system. Each and every month, Mr. Speaker, 12,000 people, 12,000 homeless, hurting people are assisted through a food shelf, meals, clothing, showers, dental care, medical help, eye glasses, transportation, Alcoholics Anonymous meetings, and school tutoring for children. These services are all provided by hundreds of volunteers and private contributions,

again, not one penny of taxpayer money.

Over \$150,000, therefore, each month, all of the funds raised by Sharing and Caring Hands, goes directly to the recipients. Nobody take a salary. Mary Jo works 14 or 15 hours each and every day. No salary, strictly volunteer work. As Mary Jo puts it, a labor of love.

Mr. Speaker, we need to focus national attention on this model organization. Mary Jo Copeland and her volunteers at Sharing and Caring Hands have taught and are teaching America a lot about caring and about sharing, about true compassion.

Mr. Speaker, I believe this project should serve as a model and a beacon of hope, a beacon for those of us who are dedicated to the principle that each of us can make a difference in the lives of other people through volunteerism and commitment. As we all know, there has been much focus here in Congress about ways to strengthen the family. Everyone agrees that the breakdown of families has provided a whole new range of social problems.

What Mary Jo Copeland and everyone at Sharing and Caring Hands have done, Mr. Speaker, is to create a kind of sharing, caring, compassionate, and concerned family. Sharing and Caring Hands is truly that for so many people.

It is a very special family that is taking in new brothers and sisters each and every day. Yesterday we dedicated a new family home, Mary's Place, a place where people know they can find comfort, they can find love. They can find a safe haven. They can find support that you would find that we are able to find in the majority of American families. So while the debate rages here in Congress on how best to provide the resources necessary for people to become more self-sufficient, Sharing and Caring Hands is already here showing us how, without bureaucratic strings and without taxpayer dollars, people can make a real difference in the lives of those less fortunate, in the lives of people who are hurting.

Now, Mr. Speaker, we need to replicate Sharing and Caring Hands throughout the United States. Mary Jo Copeland's vision can make a difference in your communities and States just like Sharing and Caring Hands is making a real difference in the lives of real people in the twin cities of Minnesota.

Mr. Speaker, I take my hat off to Mary Jo Copeland and all of her volunteers for what they are doing in Minnesota. We are very, very proud of them and grateful for them.

#### MEDICARE

The SPEAKER pro tempore. Under the Speaker's announced policy of May 12, 1995, the gentleman from Pennsylvania [Mr. FOX] is recognized during morning business for 5 minutes.

Mr. FOX of Pennsylvania. Mr. Speaker, I appreciate the opportunity to address my colleagues on some issues that I think are very important to all Americans. First, I think we need to look at what has happened to try to help our senior citizens across the United States.

First, this 104th Congress, a very sensitive and caring, compassionate Congress, has already rolled back the Clinton tax on Social Security which had been established 2 years ago. We have also raised the earnings limits for seniors who are under 70 from \$11,280 to \$30,000 over the next 5 years. We have also passed legislation calling for a \$500 elder care tax credit, also a tax credit for the purchase of long-term care health insurance.

Now comes the issue of Medicare. We want to make sure in this Congress that we preserve, protect, and improve Medicare in this United States. We have heard from the trustees, a bipartisan group with three appointees from the Clinton administration, that in fact if we do nothing to help Medicare and let it stay the way it is, it will go bankrupt by the year 2002. A responsible House and Senate has to move forward to make sure we preserve, protect, and improve Medicare. Many of us are starting what we call Medicare preservation task forces. I just started one in my district in Montgomery County, PA. We have senior citizens and health care professionals and consumers of Medicare meeting for the purpose of discussing how we can make sure we in fact have Medicare become strong and remain vital.

The Republican proposal calls for the current figure of \$4,700 to grow to \$6,300 by the year 2002. That is a 45-percent increase. But we also need to make some other changes in the system to make sure it is in fact remaining strong. There is estimated as much as \$44 billion in waste, fraud, and abuse in the current Medicare and Medicaid systems. We need to make sure that the inspector general and other appropriate officials and, in Congress, oversight committees are making the changes so that that amount of waste is eliminated from Medicare and direct services do go to the people.

One of the other options we will be discussing is managed care and whether or not there is a more efficient and appropriate way to deliver the health care for those who may want that option while still retaining the fee-for-service option for health care for those on Medicare.

We need to have House and Senate Republicans and Democrats working together on a solution. We have seen that from the Clinton administration they have been AWOL, absent without leadership. There has been no proposal on how to save Medicare, when we know from the trustees and from the bipartisan task force that in fact Medicare needs to have appropriate changes made in the system to improve it, to

ensure that it is vital, and to make sure that it is financially stable.

I am looking forward to working across the aisle with fellow Members of the House to find the ways and means to control the costs, to eliminate bureaucracy, and to make sure we have more direct services to our senior citizens who deserve the best health care possible under our Medicare system and to make sure that in fact we work together for a solution before the year 2002 so that none of those senior citizens who want to have a Medicare Program that is there will miss the opportunity.

We will work together to help senior citizens to help improve Medicare, and to keep Social Security off the table because that is a program that has been vested by our seniors. It is a paid-in pension program. It is higher than an entitlement. It is a paid-in pension program that people deserve to have there for them, but we want to make sure that Medicare is strong and vital for them.

I look forward to working with Members of the House on both sides of the aisle.

#### RECESS

The SPEAKER pro tempore. There being no further requests for morning business, pursuant to clause 12, rule 1, the House will stand in recess until 12 noon.

Accordingly (at 11 o'clock and 10 minutes a.m.), the House stood in recess until 12 noon.

□ 1200

#### AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore [Mr. GILMAN] at 12 noon.

#### PRAYER

The Reverend Randall C.K. Day, executive director, the Canterbury Cathedral Trust in America, Washington, DC, offered the following prayer:

Almighty God, You have given us this good land:

Make us alert to Your generosity and ready to do Your will.

Guard our unity as one people; build our acceptance of human diversity.

Bless our common life with unrelenting compassion, honorable work, sound learning, and stimulating arts.

Defend our freedoms. Save us from violence, discord, and every confusion; from egotism, arrogance, and every evil way.

Give wisdom, fairness, and integrity to those to whom we entrust the authority of government.

May there be peace with justice in our world, and may You be exalted among all nations.

In our prosperity, fill our hearts with thankfulness.

In the day of trouble may we always trust in You.

In Your mercy, O God, hear our prayer. Amend.

#### THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

#### PLEDGE OF ALLEGIANCE

The SPEAKER. Will the gentleman from Wisconsin [Mr. OBEY] come forward and lead the House in the Pledge of Allegiance.

Mr. OBEY led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation, under God, indivisible, with liberty and justice for all.

#### A TRIBUTE TO THE LATE HONORABLE LES ASPIN

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

Mr. OBEY. Mr. Speaker, as dean of the Wisconsin delegation, it is my sad duty to officially announce to the House something which most Members already know, that our friend and former colleague, Les Aspin, passed away at 7:55 Sunday night at Georgetown Hospital.

His official biography will note that he was born July 21, 1938. He received a bachelor's degree from Yale University, his master's in economics from Oxford University, and his Ph.D. in economics from MIT. He served as a staff assistant to U.S. Senator William Proxmire, and as a staff assistant to Walter Heller, the Chairman of the President's Council on Economic Advisers.

He served in the U.S. Army from 1966 to 1968. He taught economics at Marquette University before being elected to Congress in 1970. He served in Congress for 22 years, until 1992, when President Clinton appointed him as Secretary of Defense. When he resigned his congressional seat to become Secretary of Defense, he was, as Members know, the chairman of the Committee on Armed Services, and he was a darned good one. That is his official biography.

Mr. Speaker, let me say on a more informal note, as a friend, that Wisconsin has lost one of the most significant and effective human beings to ever serve our State, and the United States has lost one of the most decent and concerned citizens and leaders it has ever had.

In this time of cynicism about government and about politics and about politicians, I think it appropriate to note that Les Aspin literally worked his heart out to make this a better country and a safer world. He was totally dedicated, absolutely and totally

dedicated, to the ideal of public service. Anyone who knew him knew that he put public service ahead of personal life. He gave it everything he had, and he is now gone.

Mr. NEUMANN and I will announce at a later date when special orders will be held for Les, but on behalf of the Aspin family and his friends and staff, I want to make certain that Members understand what the information is regarding his funeral and memorial services.

Visitation hours will be held on Thursday, May 25, at the Schmidt-Bartelt Funeral Home at 10280 North Port Washington Road in Mequon, WI. Family and friends are invited to attend from 1 to 4 p.m. The public is invited to attend from 6 to 9 p.m.

Funeral services will be held on Friday, May 26, at 10 a.m. at Gesu Church, Marquette University, in Milwaukee. I have been asked to say that the family would very much welcome any Members who might like to attend those services.

At this point, as I understand it, transportation arrangements have not yet exactly been finalized, but it is expected that a plane will be provided by the Pentagon for a significant number of Members. If Members are interested in attending, please call my office and we will try to help facilitate that.

A memorial service will be held in Washington, DC, probably in the Capitol, around June 7. That is not exactly tied down, but we expect it to be on that date. Details will be made available as soon as possible. The family advises that in lieu of flowers, donations may be made in Les Aspin's name to one of the following charities: Country-side Humane Society, Racine, WI, Wisconsin Public Radio, or Georgetown Cardiology Research Fund, care of Dr. David Pearle, Georgetown University Medical Center.

Written expressions of sympathy to family and friends may be sent in care of the President's Foreign Intelligence Advisory Board, room 340, Old Executive Office Building, the White House, Washington, DC.

Mr. Speaker, with the Speaker's deference on time, I yield to the gentleman from Wisconsin [Mr. NEUMANN] who, as we all know, is now occupying the seat once held by our good friend, Les Aspin.

Mr. NEUMANN. Mr. Speaker, it is with much sadness that my wife and I received the news of Les Aspin's condition, and then later, of his death. Everyone who served in this body while Les was here understands the legacy he has left here in Washington. His unflinching commitment to the defense of this Nation is legendary, but today, very briefly I would like to make a few comments about the legacy he has left in Wisconsin, where I am fortunate enough to serve the district Les Aspin represented for 22 years.

Les was born in 1938, in the city of Milwaukee. In 1956 he graduated from Shorewood High School. In 1960, he graduated summa cum laude from Yale

University. In 1962, he received his master's from Oxford, and in 1965, his Ph.D. from MIT.

He was originally elected to Wisconsin's First District in 1970. He spend the next 22 years working on behalf of his constituents, with a tireless effort that is still a standard my office works to meet. Les was a professor, but he had the ability to relate to people. He was brilliant, but he was not arrogant.

Serving his constituents and his Nation was his life's passion. Keeping this Nation safe and free for our children and our grandchildren in his legacy. He will be remembered and honored by all he served.

On this very sad occasion of his passing, let us pause and reflect on Les Aspin, a man dedicated to public service and committed to keeping this Nation free. He will be sorely missed by all.

Mr. OBEY. I thank the gentleman, Mr. Speaker, and I yield to the gentleman from Milwaukee, WI [Mr. BARRETT].

Mr. BARRETT of Wisconsin. Mr. Speaker, I also want to pay tribute to Les Aspin. Those of us who have the tremendous honor of serving in this great institution sometimes fail to see the giants that serve among us. Certainly Les Aspin was a giant who served among us.

I am proud to say that he was born in Milwaukee and graduated from Shorewood High School, and he was a man who was clearly a leader, not only of the people of the State of Wisconsin, of the district that he represented in the southeastern part of Wisconsin, but of this entire Nation.

He was a man, as Mr. OBEY indicated, who gave his heart, literally, to this country. He poured hours after hours after hours into trying to grapple with the important issues we face as a Nation, and he did it because he loved this country. He was truly a public servant who cared about the people in the State of Wisconsin, and cared about the people in this great country.

It is rare that we see people in this institution who work as hard as Les Aspin did. He gave hour after hour for the people that he loved. However, in doing so, he was always able to retain his touch of the common man. As much as he accomplished academically and through the higher ranks of government in this country, he never lost the ability to relate to people on a day-to-day level. To me he will always be Les, the fellow who would put his arm around you, smile and joke, and ask how things were going. He was a man who cared about you as an individual and cared about people as people.

In this morning's paper there was a short paragraph that described probably the best the way we can think of Les, as we remember him.

He loved high-powered debates with intellectuals, but he never put on airs. He could talk to farmers and mechanics as easily as the Presidents and potentates. It is no wonder the voters of southeastern Wisconsin

kept Aspin in Congress for 22 years. They knew a good man when they say him. They, and all Americans, have lost someone special.

#### FOREIGN AID

(Mrs. SEASTRAND asked given permission to address the House for 1 minute and to revise and extend her remarks.)

Mrs. SEASTRAND. Mr. Speaker, the folks back home on my central coast of California understand the need to balance our budget. What they do not understand is how the United States can trim waste inside our borders, but continue to send money to foreign countries that do not support our Republic.

The American Overseas Interests Act begins as an interesting debate over our spending priorities. It will begin to make foreign aid less costly, less intrusive, and most importantly, smaller, by eliminating three foreign aid bureaucracies, and saving taxpayers \$21 billion over the next 7 years.

If there is one thing I have learned, we do not reward those who work against us. Yet, that is exactly what we are doing as a country. No more. To those countries that vote against the United States in the United Nations, support terrorist countries, or spy on the United States, they will not receive money from hardworking American taxpayers.

Mr. Speaker, as we downsize the Federal bureaucracy and strive toward a balanced Federal budget in the year 2002, all areas of spending must be examined. This includes foreign aid.

#### MISPLACED PRIORITIES

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

Mr. BALDACCI. Mr. Speaker, I received a poignant letter recently from a woman in Maine. She goes to college, relying on financial assistance to do so. She is also raising a 4-year-old son, whose father has a restraining order against him and does not contribute financially. She works nights as a waitress to pay the family's bills.

She writes:

Some might say I do not need an education, since I'm managing to stay off public assistance, but there are more issues involved here than that. If I have to continue working in the evening once Isaiah is in school, I will not be there to help him with his homework or talk with him about any problems he may be having.

She continues:

I truly believe that education for more than just the wealthy is what will make our country the great nation we all want it to be. To deny even the hope of a better life to our nation's young people can only lead us all into disaster and despair. \* \* \* Through accessible education, we can lift up all of our people, not just the fortunate few.

Mr. Speaker, I could not have said it better myself. Our majority colleagues should reevaluate their priorities, and

restore funding for student financial aid.

#### THE AMERICAN OVERSEAS INTERESTS ACT IS GOOD LEGISLATION

(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, on November 8, this Congress heard a message pretty loud and clear, that it is time to eliminate and streamline the bureaucracy, to pass a budget for the first time in 28 years where we live within our means, and to cut foreign aid.

On May 15, the Committee on International Relations passed the American Overseas Interests Act legislation to meet that commitment. In fact, this legislation represents six major changes from business as usual. It reduces unnecessary bureaucracy by folding three independent agencies into the State Department. Their functions and budgets will be reduced and folded into the State Department, which will take over their responsibilities.

This legislation will eliminate several low-priority programs, and reduce U.S. funding for a dozen international agencies. The bill also follows through on our commitment to cut foreign aid. In fact, over the next 7 years this legislation will cut foreign aid by \$21 billion as part of our commitment to live within our means.

Legislation will also punish our adversaries and focus on vital U.S. interests. This is good legislation, Mr. Speaker. The American Overseas Interests Act keeps our commitment to eliminate and streamline the bureaucracy, to cut foreign aid, and to pass a balanced budget.

#### CONGRESS MUST PROVIDE OVERSIGHT OF FEDERAL AGENCIES

(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, since Oklahoma City, many politicians are choosing their words very carefully, many times afraid to say what they really feel. The truth is, Mr. Speaker, many Americans are fed up with the Government. They are sick and tired, to be exact. They are beginning to question the news stories and the Government spin.

Most Americans did not believe all the stories about the assassination of JFK. Many Americans do not believe the Government's account of Waco. Many Americans do not believe what happened in Ruby Ridge with the Weaver family. Many Americans still have questions about the Government's side of PanAmerican 103.

The truth is, Mr. Speaker, Congress had better take its head out of the sand, because Congress has allowed

agencies like ATF and the IRS to rip off the American people. They know it and they do feel abandoned. If the Congress does not provide the oversight that is necessary, the American people will.

We cannot justify nor condone violence, do not get me wrong. However, Congress has allowed these agencies to go without oversight, and the American people are fed up. Take a look at it and read the tea leaves.

#### REMOVING IN-SCHOOL INTEREST SUBSIDY ON STUDENT LOANS SEEN AS FAIR AND NECESSARY

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

Mr. KNOLLENBERG. Mr. Speaker, removing the in-school interest subsidy on student loans is one of the tough choices that must be made in order to balance the budget.

With a national debt that exceeds \$4.7 trillion, it is hard to justify saving a subsidy for students who can expect to earn 71 percent more over their lifetime than someone who just goes to high school.

It is simply not fair to ask working Americans—who are struggling to make ends meet—to pay the interest payments on the student loans of future doctors and lawyers.

Removing the in-school interest subsidy will not limit access to Government-backed student loans. Eligible students will still be able to borrow money to help pay for their education. And, no student will be asked to pay for their loans while they are in school. We are simply asking that they pay the full cost of the loan—after they graduate.

Finally, we must keep in mind that college students will substantially benefit from a balanced budget. Balancing the budget will lower interest rates on student loans, result in more high-wage jobs, and allow students to keep more of their salaries once they begin working.

Mr. Speaker, removing the in-school interest subsidy is both fair and necessary. And, it is time to start telling the truth about this proposal.

#### THE PUBLIC AND THE HOUSE DESERVE AN OUTSIDE COUNSEL TO INVESTIGATE ALLEGATIONS AGAINST SPEAKER GINGRICH

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

Mr. MILLER of California. Mr. Speaker, the Washington Post reports that apparently in the consideration of the ethics case against the Speaker, the gentleman from Georgia [Mr. GINGRICH], that the committee has arrived at a deadlock on whether or not to turn the case over to an outside independent counsel to study the facts and render a

finding to the committee. Apparently the five Republican Members of the committee, according to the Washington Post, voted against doing that.

When they did that, they broke a 15-year bipartisan tradition in this House of taking the tough ethics cases that have unfortunately, from time to time, been referred to the committee, and turning them over to an outside counsel, so we can get a full rendering of all of the facts and all of the issues before the Ethics Committee in an impartial fashion. That has been done on a bipartisan basis since 1979.

Now we find, in the case involving the Speaker, that that apparently will not be the case. The chairman and others will not vote. I think it is important to understand that the Republican Members of the Congress have an ongoing relationship with the Speaker of the House. They have contributed to his campaign, he has contributed to theirs. They have campaigned for him, he has campaigned for them. They have been the recipients of moneys that have been commingled and intermingled.

These charges are serious. The public deserves better. The House of Representatives deserves better. We deserve an outside counsel.

□ 1220

#### THE NEW MAJORITY

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

Mr. HAYWORTH. Mr. Speaker, I will lay aside my prepared remarks this morning to answer my good friend the gentleman from California.

It never ceases to amaze me how the guardians of the old order who were here as part of an incredible corrupt regime during the former majority are so willing to hop on the Speaker and his positive agenda for change.

With all due respect to my friends on the other side of the aisle, why do you not join with us to put your shoulder to the wheel and govern this Nation? We have the majority. Get over it.

Mr. Speaker, I yield back the balance of my time.

#### JUSTICE DELAYED IS JUSTICE DENIED

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

Mr. DOGGETT. Mr. Speaker, Americans across this great land know the old concept, the concept of the old order that ought to be the concept of the new order as well, "Justice delayed is justice denied."

We know full well that justice is being denied and delayed again and again. We were told that it was inappropriate to consider the charges against the Speaker until the contract was passed. And then when the contract was passed, we were told it was

inappropriate to do it until after the congressional recess. Now we are told, well, maybe after Memorial Day. Justice is being delayed and justice is being denied because some people are unwilling to make the hard choices, the hard choices that demand that an independent counsel act without political bias to evaluate these charges, to decide whether they have merit.

Anyone, be they old or new, ought to support that very old concept of impartial justice. Looking at these charges, seeing that they are resolved only through an independent counsel will that be done and we need that action immediately.

#### FOREIGN AID

(Mrs. WALDHOLTZ asked and was given permission to address the House for 1 minute.)

Mrs. WALDHOLTZ. Mr. Speaker, Secretary of State Warren Christopher said in January of this year, "The current structure of the foreign affairs agencies developed in a world much different from today's. It must change to meet the demands of the next century." He was right. And that is exactly what we are beginning today.

Today we begin the debate on the American Overseas Interests Act which will streamline the maze of foreign aid bureaucracies, reduce foreign aid spending and help set new priorities. It is also an important part of the Republican commitment to balance the budget in a way that makes sense.

Under our plan, three foreign aid bureaucracies and dozens of programs are eliminated and reformed, and we save \$21 billion over the next 7 years while continuing to meet our commitments to our friends and allies.

As every aspect of the budget comes under scrutiny, foreign aid, however well-intentioned, cannot be excluded. We need to reexamine how and why every dollar is spent, setting new priorities for a new world. I look forward to a debate that can only improve our foreign aid programs.

#### OUTSIDE COUNSEL NEEDED IN SPEAKER'S ETHICS CASE

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

Mr. STUPAK. Mr. Speaker, I am deeply disappointed that the House Ethics Committee has refused to hire an outside counsel to investigate the five ethics charges against the Speaker. Without an outside counsel, the ethics charges will have to be investigated by House Members. That means we will have politicians investigating politicians.

Being a former law enforcement officer, I believe, and I have always voted, that professional law enforcement officials should do investigations of other Members of this House, not politicians. Five dark clouds of doubt hang over this Chamber. Let us have a special

outside counsel to investigate the ethics charges hanging over the Speaker.

Mr. Speaker, we need an outside counsel to do a professional investigation, not politicians. Let us remove the five dark clouds of doubt and appoint a special outside counsel now.

#### FOREIGN AID AUTHORIZATION BILL

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

Mr. CHAMBLISS. Mr. Speaker, today the House will take up consideration of this country's foreign aid authorization bill in which we establish our foreign policy priorities.

Last year as I campaigned throughout Georgia's Eighth District, I heard from folks who are very concerned about the amount of money we spend overseas while we have so many problems here at home, and I share that concern.

Mr. Speaker, for those residents of central and south Georgia and for all citizens of this country, the new majority has shown its commitment to taking a fresh look at everything the Government does. Foreign aid is no exception. This bill today moves us in the right direction and will cut \$1 billion from foreign aid spending in the upcoming budget.

We must not lose sight, however, of the very real and numerous threats around the world to the freedoms we enjoy. As a member of the Committee on National Security, I have seen those threats. True, the cold war is over but the world has not magically become a safe place.

For the first time in many years, this foreign aid bill today represents a measured attempt to prioritize our influence and interests abroad. The United States is truly the leader of the world and our foreign aid policy must reflect that role by supporting our friends and deterring our foes. I urge my colleagues to support this measure.

#### OUTSIDE COUNSEL NEEDED IN SPEAKER'S ETHICS CASE

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

Mr. WARD. Mr. Speaker, last week on this floor I was told by the Speaker of the House, NEWT GINGRICH, that as a freshman I should learn the rules. This weekend I have been studying and what I have studied has discouraged me a lot.

What I have found is that, according to the Washington Post, all five Republican members of the Ethics Committee broke with 15 years of bipartisan tradition and voted unanimously to block an independent outside counsel to investigate the charges that have been leveled against Speaker GINGRICH.

We need to go back to the way the Democrats did it. Under Democratic

leadership, the Ethics Committee has appointed an outside counsel to investigate every major ethics case since 1979. I urge the Ethics Committee to do the same in this case. What is to be hidden? What is to be gained? If there is nothing there, let an outside counsel clear the air.

#### TRIBUTE TO LES ASPIN

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

Mr. ROTH. Mr. Speaker, America lost a real public servant this last weekend in the death of Les Aspin.

Les Aspin was a young man. He was only 56 years old. He served 22 years of those 56 years here in the Congress. He was also our Secretary of Defense.

He was a summa cum laude at Yale, he attended Oxford, and MIT, so not only did he have a great deal of political savvy but he was also very much academically gifted. From his first close race against a person by the name of LaFollette, a magic name in Wisconsin, to the time he left to become Secretary of Defense, Les Aspin never lost a single political race.

I remember the first time I was here on the floor with an amendment, Les Aspin helped me get the amendment passed. In an age when the Pentagon got everything it wanted, there was one person who started to holler, "No, halt," and that was Les Aspin. "Let's take a closer look," he would say, "at defense spending."

Mr. Speaker, we in this House have not only lost a good friend but we have also lost a true public servant. Not only has America lost a good public servant and we in Congress, but also Marquette University, because Marquette is where he started teaching and Marquette is where he worked when he passed away.

It is only appropriate that Marquette will be the place on Friday where we will say our last good-bye to Les Aspin. America truly has lost a wonderful public servant.

#### TIME FOR AN OUTSIDE COUNSEL IN SPEAKER'S ETHICS CASE

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

Mr. BONIOR. Mr. Speaker, why is the Ethics Committee making the special exception in the case of Speaker NEWT GINGRICH?

In every single high-profile ethics case since 1979, both the Democrats and the Republicans on the committee have voted to appoint an outside counsel. But last Sunday, according to the Washington Post, all five Republican members of the Ethics Committee broke with 15 years of bipartisan tradition and voted to make a special exception for NEWT GINGRICH and block an outside counsel.



Mr. Speaker, these are all honorable people caught in a difficult position because they all have close personal ties to the Speaker. Mr. Speaker, the Ethics Committee has had this since last December. It will never get resolved any other way.

It is not just DAVE BONIOR and others here who are calling for it. Public Citizen, the New York Times, Richard Phelan, Roll Call, Robert Scheer in the L.A. Times, Al Hunter in the Wall Street Journal, Common Cause, the Hartford Courant, the San Francisco Chronicle, the list goes on and on. The Atlanta Constitution, his home newspaper. All have called for an independent outside counsel. It is time that we had one.

#### A STREAMLINED BUT UNCOMPROMISED FOREIGN AID BILL

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

Mr. COBLE. Mr. Speaker, since the start of the 104th Congress, Republicans have made no attempt to hide our conviction that the Federal Government has grown out of proportion to its responsibilities. The conviction is not limited to domestic programs.

Just as spending at home has come under intense scrutiny, our spending habits abroad should not escape notice.

Although foreign aid is only a small part of the budget, it still consumes billions of dollars. Republicans will streamline this part of the budget, and insure every penny going overseas is wisely and responsibly. We propose to eliminate repetitive bureaucracy by closing three agencies and ending dozens of useless, silly named programs like the Permanent International Association of Road Congresses.

Mr. Speaker, while our plan streamlines, it does not compromise America's position of world leadership. We can only be the world's leader if we do what is right by our future and by our children, and that is the essence of our plan.

#### TERM LIMITS

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

Mr. GUTIERREZ. Mr. Speaker, after the Supreme Court ruled yesterday on the issue of term limits, you heard a lot of complaining.

One who protested the loudest was the distinguished majority leader.

In fact, Mr. ARMEY promised that a vote on term limits would be the first vote in the next Congress.

In January 1997—if he is reelected—Mr. ARMEY will get sworn in for his seventh term, then turn around and vote for a bill that says that serving more than six terms is hazardous to the political health of our Nation.

If you think term limits is such a good idea, here is the solution: Here is a map of Washington.

Here is the Capitol. Here is the airport.

It is a short drive, and parking is a breeze because Members of Congress still have that perk.

From there, you can go back to the Sixth District of Georgia, the Eighth District of Florida, or anywhere else where someone got elected by talking about term limits.

Remember, my friends on the other side of the aisle—the Supreme Court decision will not bar you from acting honorably, from following through on your campaign promises and Republican rhetoric.

That decision is still in your hands.

#### TERM LIMITS IS NOT DEAD

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

Mr. GOSS. Mr. Speaker, this morning in the Washington Post we read that the former Speaker of this House, Tom Foley, believes that term limits is dead. Actually that should be term limits are dead.

Either way, so speaks the man who did not understand the term limits movement when he was the Speaker, and he still does not get it. The citizens of Washington State and 21 other States passed term limits, and they are not ready to concede defeat on the issue.

Yes, yesterday's decision by the Supreme Court shows an unfortunate disconnect between the judicial branch and the majority of Americans who favor term limits. That type of thing has happened before and Congress has fixed it. Now it is up to Congress to act.

The ruling gives us a clear course: the term limit constitutional amendment. We have seen the arrogance of power here resulting from a system where longevity, not merit, determines clout. Let's return to the idea of citizen legislators who go to Washington to serve and then go back home to live among the people that they have worked for. That is what the people want, and they are the people we work for.

#### REPUBLICAN MEDICARE CUTS HURT RURAL AMERICA

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

Mr. HILLIARD. Mr. Speaker, the Republican Medicare plan places a major burden on rural America which will literally squeeze the lifeblood out of America's rural hospital system.

Almost 10 million American citizens who live in rural America depend on the Medicare benefits they receive to stay healthy. Under the Republican Medicare plan, significant cuts in Med-

icare revenue will cause a great number of rural hospitals to either close or increase their cost.

It is wrong to make rural America pay such a high price. My Republican colleagues say all they are doing is shifting the cost to the private sector. What they really mean is that they are shifting the cost back to the taxpayers who have already paid that cost through monthly deductions.

Rural America deserves good health care and good hospitals. That is why the Republican plan must be defeated.

#### REPUBLICAN BUDGET CLOSES DOOR OF OPPORTUNITY

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

Mr. DURBIN. Mr. Speaker, most American families cannot leave their children a fortune. What we try to leave them is a set of values and an opportunity.

Last week, the Republican budget resolution closed the door of opportunity for millions of American kids. The Republican budget resolution cut college student loans by \$18 billion. That is right. At a time when America needs a well-educated generation to lead us into the next century, at a time when our kids need the opportunity for education for a good-paying job, the Gingrich Republicans make the biggest cut in student loans in our Nation's history.

And why have the Republicans done this? Why are the Republicans increasing a student's cost of financing a college education by an average of \$5,000? Because the Republican student loan cuts fill the Republican piggy bank to pay for tax breaks for the privileged few.

Cutting college student loans may be the GINGRICH view of America. How does your family feel?

#### THE FOREIGN AID BILL

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

Mr. LINDER. Mr. Speaker, today and through tomorrow and the next day, the House takes up a historic foreign affairs bill that for the first time in many, many years actually authorizes the spending that we take on behalf of the interests of the U.S. policies in respect to foreign lands.

There will be much debate as to whether we are doing it the way other people wish us to do it or we are cutting too deeply, but the fact of the matter is that less than 1 percent of our entire budget is invested in foreign affairs. That is the issue we need to begin to take to the American people.

It surprises me when you ask Americans what they think is the largest item in the Federal budget and they consistently say foreign affairs, and indeed it is perhaps the smallest. When

you ask people if we spend too much on foreign affairs, in one recent poll, 79 percent said yes. The second question was, how much do you think we should be spending, and they consistently said about 5 percent, and indeed we are spending 1 percent.

There will be honest debates as to whether we are giving too much support for one country or another, but the fact of the matter is it is cheaper to support nations in peace than it is to buy more bombers and missiles, and I believe that we are on the right track.

#### CHANGE IN STUDENT LOAN PROGRAM

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

Mr. POMEROY. Mr. Speaker, I think it is dead wrong to turn our back on our Nation's students by eliminating the in-school interest deferral on student loans. The student loan program is not for children from wealthy families. It is for those who qualify, namely those from middle- and low-income backgrounds.

Watching Members of Congress my age who I know back when they were students took advantage of these programs now vote to repeal them to give tax breaks to their rich friends makes me sick. I think it is dead wrong for those who took advantage of programs now to vote to essentially pull up the ladder and deprive those who follow of the same opportunities that they had.

This hit to student loans comes at a time when the importance of education has never been greater, but the cost unfortunately has never been higher. We should not get to a point where our college campuses bear a sign, "Only the wealthy need apply." But unfortunately the Republican plan financing tax breaks by eliminating student loan interest deferral brings us much closer to that sorry state.

#### MORE ON THE STUDENT LOAN PROGRAM

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

Ms. JACKSON-LEE. Mr. Speaker, I spent some time in the district talking to and working with students who simply wanted an opportunity to be educated.

I rise this morning to read a letter just received from Eric Lee Nickell, a Houston constituent of mine and a student at the University of Houston.

He writes:

DEAR REPRESENTATIVE LEE: I am a university student who is obtaining an education with the aid of subsidized student loans. I am afraid that this may not be possible for much longer, judging from what I have heard of the rescission bills currently working their way through both Houses. My hope and the

hope of many thousands of students is that you will consider the potential leaders and scientists and doctors this country will lose if they cannot obtain an education. Please vote against any cut to student aid. Our future depends on you.

Mr. Speaker, considering the fact that Republicans plan to eliminate 18.7 billion dollars' worth of student loan interest deferral will end up costing students about \$5,000 apiece, I want to promise Eric that you will have my support. I will fight against the loss of student loans. Finally, I think Eric's letter speaks for itself.

□ 1240

#### GOP SACRIFICES FAMILIES FOR THE WEALTHY

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

Ms. DELAURO. Mr. Speaker, Republicans are asking working families to sacrifice in order to pay for their tax giveaway to the wealthy. The GOP cut in student loans will result in the largest increase in college costs in history for working families—families like the Baxters of West Haven, CT.

The Baxter children, Heather, Joe, Heidi, Scott, and Donnie come from a single parent family. Their mother, Gail, has already worked to put one daughter through college, and, next fall, her four remaining children will all be attending college. And, yes, Gail and her children rely on student loans to help pay tuition.

The Republican plan to cut student loans by \$18.6 billion will increase the cost of a college education by an average of \$5,000 per student. For the Baxters, that is an increase of \$20,000. The Republican budget asks the Baxters to pay \$20,000 more, so the richest 1 percent of Americans can pay \$20,000 less. That is wrong.

#### AMERICAN OVERSEAS INTERESTS ACT IS MIXED BAG

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

Mr. PALLONE. Mr. Speaker, the American Overseas Interests Act legislation that we will be debating today is a mixed bag at best. In some respects the bill represents a retreat from America's role of promoting democracy in those lands that were formerly part of the Soviet Union.

The bill authorizes \$145 million less than the administration's fiscal year 1996 request and \$76 million less than the 1995 level. We need to draw a distinction between Russia and the other Soviet Republics. After spending billions guarding against Moscow's aggressive expansionism during the cold war, I believe it is still an important American interest to continue promoting the transition to democracy in the

former captive nations of the Soviet Union.

Also I do want to express praise for one provision of the bill included by the gentleman from New Jersey [Mr. SMITH], known as the Humanitarian Aid Corridor Act. That act would withhold U.S. aid to nations which are blocking congressionally approved humanitarian assistance to other countries. It requires all of U.S. aid recipients to allow unencumbered delivery of humanitarian assistance.

The Republic of Turkey has imposed a blockade on the neighboring Republic of Armenia, preventing delivery of food, medicine and other humanitarian relief supplies from reaching Armenia. Much of this aid originates in the United States.

This Humanitarian Aid Corridor Act would prevent countries like Turkey from receiving aid if they prevent this aid from getting through.

#### ETHICS COMMITTEE STONEMALLING

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

Mr. VOLKMER. Mr. Speaker, here we go again, I am shocked and dismayed that by a straight party line vote the House Ethics Committee failed to appoint an independent counsel in the case of our Speaker, NEWT GINGRICH. It is obvious to me the majority members of our Ethics Committee have made the decision to stonewall this case. Why? Well, Mr. Speaker, could it be because the chairwoman of the committee nominated Mr. GINGRICH to be Speaker and also contributed to his campaign?

Could it be that two majority members of the committee are involved in GOPAC either as a contributor or a recipient? Could it be that one majority member is a potential witness in one of the cases against the Speaker involving influence peddling?

I remind my colleagues that Speaker GINGRICH himself said an independent counsel is required for any investigation into the position of the Speaker. I quote "this investigation has to meet an higher standard of public accountability." The clouds are darkening over our Capitol and can only be lifted with the appointment of an independent counsel. The stonewalling must stop now, Mr. Speaker.

#### PERMISSION FOR SUNDRY COMMITTEES AND SUBCOMMITTEES TO SIT TODAY DURING THE 5-MINUTE RULE

Mr. GOSS. Mr. Speaker, I ask unanimous consent that the following committees and their subcommittees be permitted to sit today while the House is meeting in the Committee of the Whole House under the 5-minute rule.

The Committee on Agriculture; the Committee on Banking and Financial Services; the Committee on Commerce;

the Committee on Economic and Educational Opportunities; the Committee on Government Reform and Oversight; the Committee on House Oversight; the Committee on the Judiciary; the Committee on National Security; the Committee on Resources; the Committee on Small Business; and the Permanent Select Committee on Intelligence.

Mr. Speaker, it is my understanding that the minority has been consulted and that there is no objection to these requests.

The SPEAKER pro tempore (Mr. GILLMOR). Is there objection to the request of the gentleman from Florida?

Mr. VOLKMER. Reserving the right to object, Mr. Speaker, I thank the majority for consulting with the minority on this request, and the minority agrees with the request.

Mr. Speaker, I withdraw my reservation of objection.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Florida?

There was no objection.

#### AMERICAN OVERSEAS INTERESTS ACT OF 1995

Mr. GOSS. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 155 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

##### H. RES. 155

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the State of the Union for consideration of the bill (H.R. 1561) to consolidate the foreign affairs agencies of the United States; to authorize appropriations for the Department of State and related agencies for fiscal years 1996 and 1997; to responsibly reduce the authorizations of appropriations for United States foreign assistance programs for fiscal years 1996 and 1997, and for other purposes. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with clause 2(l)(6) of rule XI or section 302(f), 303(a), 308(a), or 402(a) of the Congressional Budget Act of 1974 are waived. General debate shall be confined to the bill and shall not exceed two hours equally divided and controlled by the chairman and ranking minority member of the Committee on International Relations. After general debate the bill shall be considered for amendment under the five-minute rule for an initial period of ten hours. After such initial period, amendments shall be debatable only as provided in clause 6 of rule XXIII or in section 2 of this resolution. Consideration for amendment may not continue beyond 2:30 p.m. on Thursday, May 25, 1995. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on International Relations now printed in the bill modified by deleting section 2210. The committee amendment in the nature of a substitute as modified shall be considered as read. Points of order against the committee amendment in the nature of a substitute as modified for failure to comply

with clause 5(a) of rule XXI or section 302(f), 303(a), or 402(a) of the Congressional Budget Act of 1974 are waived. Other than pro forma amendments for the purpose of debate and amendments en bloc described in section 2 of this resolution, no amendment to the committee amendment in the nature of a substitute as modified shall be in order unless printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute as modified. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. It shall be in order at any time for the chairman of the Committee on International Relations or a designee to offer amendments en bloc consisting of amendments printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII or germane modifications of any such amendment. Amendments en bloc offered pursuant to this section shall be considered as read (except that modifications shall be reported), shall not be subject to amendment or to a division of the question in the House or in the Committee of the Whole and shall be debatable for ten minutes equally divided and controlled by the chairman and ranking minority member of the Committee on International Relations or their designees. For the purpose of inclusion in such amendments en bloc, an amendment printed in the form of a motion to strike may be modified to the form of a germane perfecting amendment to the text originally proposed to be stricken. The original proponent of an amendment included in such amendments en bloc may insert a statement in the Congressional Record immediately before the disposition of the amendments en bloc.

The SPEAKER pro tempore. The gentleman from Florida [Mr. GOSS] is recognized for 1 hour.

Mr. GOSS. Mr. Speaker, for the purpose of debate only, I yield the customary 30 minutes to the gentleman from Ohio [Mr. HALL], pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purpose of debate only.

(Mr. GOSS asked and was given permission to revise and extend his remarks and include extraneous material.)

Mr. GOSS. Mr. Speaker, I am pleased to bring to the House this rule for the consideration of H.R. 1561, the American Overseas Interests Act of 1995. Although this rule is somewhat complicated, it is a modified open rule that provides Members the widest possible latitude in directing the debate and offering amendments, while bringing consideration of this bill to closure at the end of this legislative week.

First, the nuts and bolts: This rule provides for 2 hours of general debate equally divided between the chairman and ranking member of the Committee

on International Relations and makes in order the committee amendment in the nature of a substitute as an original bill for the purpose of amendment. The rule provides that the committee amendment shall be considered as read and it allows for an open amendment process to last 10 hours, including voting time.

Because of the complexity of the subject, the rule requires that amendments be preprinted in the CONGRESSIONAL RECORD, so that the Committee on International Relations, and all Members of the House, may have sufficient time to review them. To facilitate maximum efficiency in the use of the amendment time, the rule allows the chairman of the International Relations Committee, or his designee, to offer amendments en bloc consisting of preprinted amendments and subject to 10 minutes of debate equally divided and controlled. Once the 10-hour period has concluded, additional amendments that have been preprinted may be considered with 10 minutes of debate time, equally divided, until 2:30 on Thursday afternoon. At that time certain, the amendment process will be concluded and the committee shall rise and report the bill to the House with such amendments as have been adopted.

The previous question shall be considered as ordered on the bill and amendments thereto to final passage. The rule does allow for one motion to recommit with or without instructions. Because of the reach and complexity of this bill, the rule includes a series of important waivers that Members should be aware of.

First, the rule waives the 3-day availability requirement for committee reports. The committee did file its report on Friday evening, which makes today the second legislative day that it was available. Although we generally do not like to provide this waiver, the Rules Committee felt that, given the rush of legislative business expected after the Memorial Day recess, it is necessary to conclude consideration of H.R. 1561 this week. Because we wanted to allow as much amendment time as possible within that constraint, this waiver is needed so we can get started today.

The rule also waives clause 5(a) of rule XXI, prohibiting appropriations on a legislative bill—a waiver that applies to technical language in 15 sections of this bill. The International Relations Committee has provided a list of the specific sections affected by this waiver, most of which deal with the transfer and reallocation of funds.

Finally, the rule provides several Budget Act waivers, all of which have been cleared by the Budget Committee. These waivers apply to sections 302(f), 303(a), 308(a), and 402(a) of the Budget Act.

Respectively, these waivers pertain to consideration of legislation providing new entitlement authority in excess of a committee's allocation, consideration of budgetary legislation prior to adoption of the budget resolution, the requirement of a CBO cost estimate in the committee report on legislation containing new entitlement

spending or budget authority, and inclusion of credit authority not subject to appropriations in advance.

I should note for Members' comfort level that the Budget Committee has scrutinized these waiver requests carefully to ensure that we do not end up creating a serious budget problem—in fact, one waiver requested by the International Relations Committee dealing with a lease-purchase agreement did raise red flags at the Budget Committee, and as a result this rule removes the offending section from the committee amendment.

I wish to commend Chairman GILMAN and his staff for meeting the Rules Committee's request for detailed and specific waiver descriptions. The result may be a more complicated rule, but it should provide Members with a much higher level of comfort than the blanket waivers of years passed.

All in all, Mr. Speaker, this is a very fair rule, in keeping with the tradition of this House when this type of important foreign policy legislation has been considered. I would like to address the concerns raised by my friend, the gentleman from Indiana [Mr. HAMILTON], the ranking member of the International Relations Committee, who suggested that allowing an open amendment process might lead to a

free-for-all and might end up shutting out important debate on certain issues if the time runs out. Instead, Mr. HAMILTON suggested that it would be better for the 13 members of the Rules Committee to pick the big issues and structure the debate.

Having lived through three previous Congresses as part of the minority—when the Rules Committee routinely made such executive decisions about which amendments would be considered and which would not—I have to disagree with my friend. I believe all 435 Members of this House were sent here to have a voice on important legislation and is should be up to the will of the House, with strong guidance by the floor managers and party leaders, to determine the path of the debate, within a reasonable allotment of time. Mr. Speaker, before I conclude, I must commend Chairman GILMAN and Ranking Member HAMILTON for their work in bringing forward this bill, which seeks to bring our Nation's foreign policy establishment into the 21st century.

By streamlining the Department of State, eliminating three agencies and re-defining our foreign aid priorities to meet the enormous budget constraints we face, H.R. 1561 shakes up the status quo and responds to the will of the American people.

I have long been frustrated that this Congress has failed to reauthorize our foreign aid policies since 1985—a failure that has meant piecemeal tinkering with our foreign policy priorities without the comprehensive restructuring that the changing times demand.

The American people must understand that this bill reflects a significant cut in foreign aid designed to put our foreign policy programs into full compliance with the balanced budget resolution the House passed just last week. With entire authorization for foreign aid totaling just over 1 percent of the total budget, the funding levels in this bill are nearly 10 percent below the President's request, and more than 5 percent below the current year's budget. I know foreign aid is not popular—and for the past 4 years I have voted against foreign aid appropriations, primarily because every year we kept spending money without completing the work of redirecting our priorities and fundamentally restructuring our policies. That is what H.R. 1561 does.

I look forward to a vibrant debate—and some important amendments on this landmark legislation. I urge support for this rule.

THE AMENDMENT PROCESS UNDER SPECIAL RULES REPORTED BY THE RULES COMMITTEE,<sup>1</sup> 103D CONGRESS V. 104TH CONGRESS

[As of May 22, 1995]

Rule type	103d Congress		104th Congress	
	Number of rules	Percent of total	Number of rules	Percent of total
Open/Modified-open <sup>2</sup> .....	46	44	28	75
Modified Closed <sup>3</sup> .....	49	47	9	25
Closed <sup>4</sup> .....	9	9	0	0
Totals: .....	104	100	37	100

<sup>1</sup> This table applies only to rules which provide for the original consideration of bills, joint resolutions or budget resolutions and which provide for an amendment process. It does not apply to special rules which only waive points of order against appropriations bills which are already privileged and are considered under an open amendment process under House rules.

<sup>2</sup> An open rule is one under which any Member may offer a germane amendment under the five-minute rule. A modified open rule is one under which any Member may offer a germane amendment under the five-minute rule subject only to an overall time limit on the amendment process and/or a requirement that the amendment be preprinted in the Congressional Record.

<sup>3</sup> A modified closed rule is one under which the Rules Committee limits the amendments that may be offered only to those amendments designated in the special rule or the Rules Committee report to accompany it, or which preclude amendments to a particular portion of a bill, even though the rest of the bill may be completely open to amendment.

<sup>4</sup> A closed rule is one under which no amendments may be offered (other than amendments recommended by the committee in reporting the bill).

SPECIAL RULES REPORTED BY THE RULES COMMITTEE, 104TH CONGRESS

[As of May 22, 1995]

H. Res. No. (Date rept.)	Rule type	Bill No.	Subject	Disposition of rule
H. Res. 38 (1/18/95)	O	H.R. 5	Unfunded Mandate Reform	A: 350-71 (1/19/95)
H. Res. 44 (1/24/95)	MC	H. Con. Res. 17	Social Security	A: 255-172 (1/25/95)
		H.J. Res. 1	Balanced Budget Amdt.	
H. Res. 51 (1/31/95)	O	H.R. 101	Land Transfer, Taos Pueblo Indians	A: voice vote (2/1/95)
H. Res. 52 (1/31/95)	O	H.R. 400	Land Exchange, Arctic Nat'l. Park and Preserve	A: voice vote (2/1/95)
H. Res. 53 (1/31/95)	O	H.R. 440	Land Conveyance, Butte County, Calif.	A: voice vote (2/1/95)
H. Res. 55 (2/1/95)	O	H.R. 2	Line Item Veto	A: voice vote (2/2/95)
H. Res. 60 (2/6/95)	O	H.R. 665	Victim Restitution	A: voice vote (2/7/95)
H. Res. 61 (2/6/95)	O	H.R. 666	Exclusionary Rule Reform	A: voice vote (2/7/95)
H. Res. 63 (2/8/95)	MO	H.R. 667	Violent Criminal Incarceration	A: voice vote (2/9/95)
H. Res. 69 (2/9/95)	O	H.R. 668	Criminal Alien Deportation	A: voice vote (2/10/95)
H. Res. 79 (2/10/95)	MO	H.R. 728	Law Enforcement Block Grants	A: voice vote (2/13/95)
H. Res. 83 (2/13/95)	MO	H.R. 7	National Security Revitalization	PQ: 229-100; A: 227-127 (2/15/95)
H. Res. 88 (2/16/95)	MC	H.R. 831	Health Insurance Deductibility	PQ: 230-191; A: 229-188 (2/21/95)
H. Res. 91 (2/21/95)	O	H.R. 830	Paperwork Reduction Act	A: voice vote (2/22/95)
H. Res. 92 (2/21/95)	MC	H.R. 889	Defense Supplemental	A: 282-144 (2/22/95)
H. Res. 93 (2/22/95)	MO	H.R. 450	Regulatory Transition Act	A: 252-175 (2/23/95)
H. Res. 96 (2/24/95)	MO	H.R. 1022	Risk Assessment	A: 253-165 (2/27/95)
H. Res. 100 (2/27/95)	O	H.R. 926	Regulatory Reform and Relief Act	A: voice vote (2/28/95)
H. Res. 101 (2/28/95)	MO	H.R. 925	Private Property Protection Act	A: 271-151 (3/2/95)
H. Res. 104 (3/3/95)	MO	H.R. 988	Attorney Accountability Act	A: voice vote (3/6/95)
H. Res. 103 (3/3/95)	MO	H.R. 1058	Securities Litigation Reform	
H. Res. 105 (3/6/95)	MO			A: 257-155 (3/7/95)
H. Res. 108 (3/7/95)	Debate			A: voice vote (3/8/95)
H. Res. 109 (3/8/95)	MC	H.R. 956	Product Liability Reform	PQ: 234-191; A: 247-181 (3/9/95)
H. Res. 115 (3/14/95)	MC	H.R. 1159	Making Emergency Supp. Appropriations	A: 242-190 (3/15/95)
H. Res. 116 (3/15/95)	MC	H.J. Res. 73	Term Limits Const. Amdmt. I	A: voice vote (3/28/95)
H. Res. 117 (3/16/95)	Debate	H.R. 4	Personal Responsibility Act of 1995	A: voice vote (3/21/95)
H. Res. 119 (3/21/95)	MC			A: 217-211 (3/22/95)
H. Res. 125 (4/3/95)	O	H.R. 1271	Family Privacy Protection Act	A: 423-1 (4/4/95)
H. Res. 126 (4/3/95)	O	H.R. 660	Older Persons Housing Act	A: voice vote (4/6/95)
H. Res. 128 (4/4/95)	MC	H.R. 1215	Contract With America Tax Relief Act of 1995	A: 228-204 (4/5/95)
H. Res. 130 (4/5/95)	MC	H.R. 483	Medicare Select Expansion	A: 253-172 (4/6/95)
H. Res. 136 (5/1/95)	O	H.R. 655	Hydrogen Future Act of 1995	A: voice vote (5/2/95)
H. Res. 139 (5/3/95)	O	H.R. 1361	Coast Guard Auth. FY 1996	A: voice vote (5/9/95)
H. Res. 140 (5/9/95)	O	H.R. 961	Clean Water Amendments	A: 414-4 (5/10/95)
H. Res. 144 (5/11/95)	O	H.R. 535	Fish Hatchery—Arkansas	A: voice vote (5/15/95)

H. Res. No. (Date rept.)	Rule type	Bill No.	Subject	Disposition of rule
H. Res. 145 (5/11/95)	O	H.R. 584	Fish Hatchery—Iowa	A: voice vote (5/15/95)
H. Res. 146 (5/11/95)	O	H.R. 614	Fish Hatchery—Minnesota	A: voice vote (5/15/95)
H. Res. 149 (5/16/95)	MC	H. Con. Res. 67	Budget Resolution FY 1996	PQ: 252-170 A: 255-168 (5/17/95)
H. Res. 155 (5/22/95)	MO	H.R. 1561	American Overseas Interests Act	

Codes: O-open rule; MO-modified open rule; MC-modified closed rule; C-closed rule; A-adoption vote; PQ-previous question vote. Source: Notices of Action Taken, Committee on Rules, 104th Congress.

Mr. Speaker, I reserve the balance of my time.

Mr. HALL of Ohio. Mr. Speaker, I yield myself such time as I may consume.

(Mr. HALL of Ohio asked and was given permission to revise and extend his remarks, and include extraneous material.)

Mr. HALL of Ohio. Mr. Speaker, I rise in opposition to House Resolution 155, the rule limiting debate on the American Overseas Interests Act of 1995. As my colleague on the other side of the aisle well knows, this rule is a restrictive rule which governs a complicated and controversial bill. The bill before us today is a mixture of foreign policy initiatives and reorganizations that could change and weaken the conduct of U.S. foreign policy. In addition to radically altering the way we conduct foreign policy, the bill is being rushed through under a rule which allows only 10 hours for amendments and shuts off all consideration after 2:30 on Thursday.

Yesterday in the House Rules Committee, the ranking Democrat on the Committee on International Relations, Mr. HAMILTON, correctly pointed out that it is not uncommon to see 100 amendments on a foreign aid bill. Under this rule, we could be making substantive foreign policy decisions based on who is recognized before the time runs out. I was also concerned to hear that the minority only received the final committee report at 2 yesterday. Waivers for violations of House Rules and the Budget Act are needed in 21 areas. Mr. Speaker, this is no way to legislate, and I think the American people deserve more than this.

In addition to the obvious procedural problems, this bill itself is seriously flawed. The International Affairs budget represents only 1.3 percent of total Federal spending. It has already been cut by 40 percent since 1985. I am particularly troubled with the 34 percent cut in development assistance. While the bill earmarks \$280 million for the Child Survival Fund, the overall reduction squeezes necessary prevention efforts such as basic education, microenterprise programs and self-help initiatives that have been proven to work. It makes no sense to have the United States functioning as the world's ambulance when famine and disaster occur in developing countries, when we could have prevented them.

In addition to saving lives, development assistance enables many countries to become self-sufficient enough to buy U.S. exports. Between 1990 and 1993, U.S. exports to the developing countries grew by \$46 billion, creating

920,000 new jobs in this country. It is in our economic interests to continue meeting our foreign assistance obligations.

As a former Peace Corps volunteer in Thailand, I saw development assistance creating markets for American goods. The United States invested around a billion dollars' in development assistance in Thailand from 1953 to 1986. In return, Thailand bought nearly 8 billion dollars' worth of American products in just the past 2 years.

Another major problem with this legislation is its far-reaching scope which is not based on sound research. For example, this bill includes the elimination of three agencies: AID, the Arms Control and Disarmament Agency, and USIA. Yet no sound evidence exists to show this will save the taxpayers any money. The American people do not want us to be ramming bills through for the sake of reorganization without any kind of cost analysis.

Mr. Speaker, this bill has many, many other flaws. It essentially weakens the United States' leadership role in the world. Secretary of State Warren Christopher has written to the Speaker and indicated he will recommend a veto.

Mr. Speaker, I include at this point in the RECORD the letter from Secretary Christopher:

THE SECRETARY OF STATE,  
Washington, DC, May 22, 1995.

Hon. NEWT GINGRICH,  
Speaker of the House of Representatives.

DEAR MR. SPEAKER: This week, the House of Representatives will consider legislation that could undermine this and every future President's ability to safeguard America's leadership in the world. The "American Overseas Interests Act," H.R. 1561, is deeply flawed. If this bill were presented to the President, I would have no choice but to recommend that the President veto it.

H.R. 1561 wages an extraordinary assault on this and every future President's constitutional authority to manage foreign policy. It contains numerous restraints and restrictions that would do immense harm to our nation's foreign policy. It drastically reduces our resources. And it mandates a costly and disruptive reorganization of the Executive Branch that will damage our ability to promote American interests worldwide.

On the most fundamental constitutional grounds, I am deeply opposed to the elaborate and unnecessary restraints that H.R. 1561 would impose. If enacted, they would compromise our ability to follow through on the North Korea Framework Agreement. They would undermine our effective participation and weaken our leverage in international organizations. They would compel changes in our refugee policy that could pose a serious threat to our borders, limiting the President's ability to respond to boat migration and possibly exacerbating the illegal smuggling of aliens into the United States. The bill would seriously impair the Presi-

dent's responsibility to manage our delicate relations with China at a time of its transition in leadership. Numerous conditions on our assistance to Russia and the other New Independent States could derail our steady support for democratic and market reform in a region that remains the site of tens of thousands of nuclear weapons. Other provisions of the bill would seriously disrupt our ability to move decisively when warranted by rapidly changing circumstances as well as our relations with a variety of countries.

These far-reaching restrictions, combined with the sharp reductions in resources for the International Affairs budget, would cripple our ability to respond to the complex opportunities and challenges of the post-Cold War world. At a time when American strength, vision, and leadership are essential, this legislation would force our unilateral retreat.

As you know, the International Affairs budget represents only 1.3% of total federal spending. It has absorbed substantial real cuts in recent years. The resources we are requesting, in my judgment, are the rock bottom minimum we need to advance our nation's vital interests.

The International Affairs budget has always been a prudent investment that produces clear benefits for the American people. It protects American lives by combating the spread of nuclear weapons, the scourge of drugs, and the threat of international terrorism. It has helped lead to the detargeting and dismantlement of missiles in the former Soviet Union and facilitated the departure of Russian troops from the Baltics. It has advanced peace in the Middle East. It has helped to end the violence in Northern Ireland and to assist the transition to democracy in South Africa. It has promoted free trade and U.S. exports, creating more than one million high-paying American jobs in the last two years alone. Whether in the case of South Korea or South America, our foreign assistance over the years has ultimately put more dollars in the pockets of the American taxpayer than it has ever taken out.

Moreover, the preventive diplomacy that the International Affairs budget funds is our first and least costly line of defense. Compare the cost of diplomatic action to stem proliferation to the price we would pay if rogue states obtained nuclear weapons. Compare the cost of promoting development to the price of coping with famine and refugees. If we gut our diplomatic readiness today, we will face much greater costs and crises down the line. H.R. 1561's cuts in Function 150 resource levels are flatly irresponsible.

H.R. 1561's elimination of ACDA, USIA, and AID, as well as cuts in the State Department's operating expenses, threatens our ability to achieve our foreign policy goals through effective international affairs agencies. The State Department, ACDA, AID, and USIA are all proceeding vigorously with their own streamlining efforts. Each is actively cutting costs, realigning resources to better match policy priorities, and updating communications and information technologies. Together, these measures are lowering costs and raising productivity in each of the international affairs agencies.

H.R. 1561 would disrupt and deflect these comprehensive efforts by abolishing ACDA,

AID, and USIA in name only and reassigning their functions to the State Department. The turmoil and inevitable dislocation could seriously undermine the conduct of U.S. foreign policy by hampering a flexible response to continually evolving world crises and opportunities. Like the Army, Navy, Air Force, and Marines, which operate under the overall direction of the Secretary of Defense, AID, ACDA, and USIA each has a distinct mission that can be best performed under the overall foreign policy guidance of the Secretary of State.

As the sole remaining superpower, we have an unprecedented opportunity to shape the world we seek—a world of open societies and open markets. Our nation's foreign policy cannot be supported on the cheap; we cannot protect our interests as the world's most powerful nation if we undermine the role of the President or if we do not marshal the resources to stand by our commitments. We

cannot lead if we do not have the tools of leadership at our disposal. This is equally true whichever party is in power at any given moment.

Last November's elections may have changed the balance of power between the parties. But they did not change—indeed, they enhanced—our responsibility to cooperate on a bipartisan basis in foreign affairs. The election was not a license to lose sight of our nation's global interests or to launch an assault on the President's constitutional responsibility to conduct foreign policy. I regret to conclude that this legislation would have us do both.

Sincerely,

WARREN CHRISTOPHER.

Mr. Speaker, according to Secretary Christopher, the bill includes unnecessary restraints that would compromise our ability to follow through on the North Korea Framework Agreement, as

well as weaken our leverage in international organizations. Numerous conditions on assistance to Russia and independent states could undermine our support for democratic and market reforms in a region that remains the site of tens of thousands of nuclear weapons.

In essence, Mr. Speaker, this bill forces our retreat into isolationism at a time when the United States should be leading the world. This bill ties the hands of the executive branch and weakens the United States ability to promote open societies and open markets. The bill, and the rule which governs it, should be voted down.

I urge my colleagues to join me in voting "no" on this restrictive rule.

FLOOR PROCEDURE IN THE 104TH CONGRESS; COMPILED BY THE RULES COMMITTEE DEMOCRATS

Bill No.	Title	Resolution No.	Process used for floor consideration	Amendments in order
H.R. 1*	Compliance	H. Res. 6	Closed	None
H. Res. 6	Opening Day Rules Package	H. Res. 5	Closed; contained a closed rule on H.R. 1 within the closed rule	None
H.R. 5*	Unfunded Mandates	H. Res. 38	Restrictive: Motion adopted over Democratic objection in the Committee of the Whole to limit debate on section 4; Pre-printing gets preference.	N/A
H.J. Res. 2*	Balanced Budget	H. Res. 44	Restrictive: only certain substitutes	2R; 4D
H. Res. 43	Committee Hearings Scheduling	H. Res. 43 (OJ)	Restrictive: considered in House no amendments	N/A
H.R. 2*	Line Item Veto	H. Res. 55	Open: Pre-printing gets preference	N/A
H.R. 665*	Victim Restitution Act of 1995	H. Res. 61	Open: Pre-printing gets preference	N/A
H.R. 666*	Exclusionary Rule Reform Act of 1995	H. Res. 60	Open: Pre-printing gets preference	N/A
H.R. 667*	Violent Criminal Incarceration Act of 1995	H. Res. 63	Restrictive: 10 hr. Time Cap on amendments	N/A
H.R. 668*	The Criminal Alien Deportation Improvement Act	H. Res. 69	Open: Pre-printing gets preference; Contains self-executing provision	N/A
H.R. 728*	Local Government Law Enforcement Block Grants	H. Res. 79	Restrictive: 10 hr. Time Cap on amendments; Pre-printing gets preference	N/A
H.R. 7*	National Security Revitalization Act	H. Res. 83	Restrictive: 10 hr. Time Cap on amendments; Pre-printing gets preference	N/A
H.R. 729*	Death Penalty/Habeas	N/A	Restrictive: brought up under UC with a 6 hr. time cap on amendments	N/A
S. 2	Senate Compliance	N/A	Closed; Put on suspension calendar over Democratic objection	None
H.R. 831	To Permanently Extend the Health Insurance Deduction for the Self-Employed.	H. Res. 88	Restrictive: makes in order only the Gibbons amendment; waives all points of order; Contains self-executing provision.	1D
H.R. 830*	The Paperwork Reduction Act	H. Res. 91	Open	N/A
H.R. 889	Emergency Supplemental/Rescinding Certain Budget Authority	H. Res. 92	Restrictive: makes in order only the Obey substitute	1D
H.R. 450*	Regulatory Moratorium	H. Res. 93	Restrictive: 10 hr. Time Cap on amendments; Pre-printing gets preference	N/A
H.R. 1022*	Risk Assessment	H. Res. 96	Restrictive: 10 hr. Time Cap on amendments	N/A
H.R. 926*	Regulatory Flexibility	H. Res. 100	Open	N/A
H.R. 925*	Private Property Protection Act	H. Res. 101	Restrictive: 12 hr. time cap on amendments; Requires Members to pre-print their amendments in the Record prior to the bill's consideration for amendment, waives germaneness and budget act points of order as well as points of order concerning appropriating on a legislative bill against the committee substitute used as base text.	1D
H.R. 1058*	Securities Litigation Reform Act	H. Res. 105	Restrictive: 8 hr. time cap on amendments; Pre-printing gets preference; Makes in order the Wyden amendment and waives germaneness against it.	1D
H.R. 988*	The Attorney Accountability Act of 1995	H. Res. 104	Restrictive: 7 hr. time cap on amendments; Pre-printing gets preference	N/A
H.R. 956*	Product Liability and Legal Reform Act	H. Res. 109	Restrictive: makes in order only 15 germane amendments and denies 64 germane amendments from being considered.	8D; 7R
H.R. 1158	Making Emergency Supplemental Appropriations and Rescissions	H. Res. 115	Restrictive: Combines emergency H.R. 1158 & nonemergency 1159 and strikes the abortion provision; makes in order only pre-printed amendments that include offsets within the same chapter (deeper cuts in programs already cut); waives points of order against three amendments; waives cl 2 of rule XXI against the bill, cl 2, XXI and cl 7 of rule XVI against the substitute; waives cl 2(e) of rule XXI against the amendments in the Record; 10 hr time cap on amendments. 30 minutes debate on each amendment.	N/A
H.J. Res. 73*	Term Limits	H. Res. 116	Restrictive: Makes in order only 4 amendments considered under a "Queen of the Hill" procedure and denies 21 germane amendments from being considered.	1D; 3R
H.R. 4*	Welfare Reform	H. Res. 119	Restrictive: Makes in order only 31 perfecting amendments and two substitutes; Denies 130 germane amendments from being considered; The substitutes are to be considered under a "Queen of the Hill" procedure; All points of order are waived against the amendments.	5D; 26R
H.R. 1271*	Family Privacy Act	H. Res. 125	Open	N/A
H.R. 660*	Housing for Older Persons Act	H. Res. 126	Open	N/A
H.R. 1215*	The Contract With America Tax Relief Act of 1995	H. Res. 129	Restrictive: Self Executes language that makes tax cuts contingent on the adoption of a balanced budget plan and strikes section 3006. Makes in order only one substitute. Waives all points of order against the bill, substitute made in order as original text and Gephardt substitute.	1D
H.R. 483	Medicare Select Extension	H. Res. 130	Restrictive: waives cl 2(1)(6) of rule XI against the bill; makes H.R. 1391 in order as original text; makes in order only the Dingell substitute; allows Commerce Committee to file a report on the bill at any time.	1D
H.R. 655	Hydrogen Future Act	H. Res. 136	Open	N/A
H.R. 1361	Coast Guard Authorization	H. Res. 139	Open: waives sections 302(f) and 308(a) of the Congressional Budget Act against the bill's consideration and the committee substitute; waives cl 5(a) of rule XXI against the committee substitute.	N/A
H.R. 961	Clean Water Act	H. Res. 140	Open: pre-printing gets preference; waives sections 302(f) and 602(b) of the Budget Act against the bill's consideration; waives cl 7 of rule XVI, cl 1 5(a) of rule XXI and section 302(f) of the Budget Act against the committee substitute. Makes in order Shuster substitute as first order of business.	N/A
H.R. 535	Corning National Fish Hatchery Conveyance Act	H. Res. 144	Open	N/A
H.R. 584	Conveyance of the Fairport National Fish Hatchery of the State of Iowa	H. Res. 145	Open	N/A
H.R. 614	Conveyance of the New London National Fish Hatchery Production Facility.	H. Res. 146	Open	N/A,0
H. Con. Res. 67	Budget Resolution	H. Res. 149	Restrictive: Makes in order 4 substitutes under regular order; Gephardt, Neumann/Solomon, Payne/Owens, President's Budget if printed in Record on 5/17/95; waives all points of order against substitutes and concurrent resolution; suspends application of Rule XLIX with respect to the resolution; self-executes Agriculture language.	3D;1R
H.R. 1561	American Overseas Interests Act of 1995	H. Res. 155	Restrictive: Requires amendments to be printed in the Record prior to their consideration; 10 hr. time cap; waives cl 2(1)(6) of rule XI against the bill's consideration; Also waives sections 302(f), 303(a), 308(a) and 402(a) against the bill's consideration and the committee amendment in order as original text; waives cl 5(a) of rule XXI against the amendment; amendment consideration is closed at 2:30 p.m. on May 25, 1995. Self-executes provision which removes section 2210 from the bill. This was done at the request of the Budget Committee.	N/A

\* Contract Bills, 67% restrictive; 33% open. \*\* All legislation, 65% restrictive; 35% open. \*\*\* Restrictive rules are those which limit the number of amendments which can be offered, and include so called modified open and modified closed rules as well as completely closed rules and rules providing for consideration in the House as opposed to the Committee of the Whole. This definition of restrictive rule is taken from the Republican chart of resolutions reported from the Rules Committee in the 103rd Congress. \*\*\*\* Not included in this chart are three bills which should have been placed on the Suspension Calendar. H.R. 101, H.R. 400, H.R. 440.

□ 1300

Mr. Speaker, I reserve the balance of my time.

Mr. GOSS. Mr. Speaker, I yield 3 minutes to the gentleman from New York [Mr. GILMAN], chairman of the committee, who will, I believe, explain this bill more fully.

Mr. GILMAN. Mr. Speaker, I rise to support House Resolution 155, the rule under which it is proposed that the House consider H.R. 1561, the American Overseas Interests Act.

The Rules Committee, under the able chairmanship of the gentleman from New York [Mr. SOLOMON], has proposed a rule that provides an excellent framework for the House to consider and debate this very important bill.

I would like to thank my good friend, the distinguished chairman of the Rules Committee, the gentleman from New York, for his expeditious action in scheduling the Rules Committee for an early hearing to consider our request for a rule.

The proposed rule requires pre-printing of amendments in the RECORD and provides adequate time for full debate. I would urge my colleagues to bear in mind—however—that the leadership has set a requirement that all debate on H.R. 1561 end by 2:30 p.m. on Thursday, May 25.

H.R. 1561 is a complex bill, addressing the very fabric of our foreign affairs operations and foreign assistance programs, and many Members have indicated a desire to be hard on it.

This rule provides for an orderly process to enable those Members who wish to offer amendments to do so, while also ensuring that the House will be able to work its will on this measure in a timely fashion.

Mr. Speaker, H.R. 1561 is the first major challenge to the foreign policy status quo since the cold war began nearly 50 years ago—providing for the first major reorganization and consolidation of our foreign affairs apparatus in that period.

It also reauthorizes the foreign assistance programs of the United States while reducing funding by nearly \$1 billion below current levels in the first year so as to bring them into line with our overall budgetary needs, while redirecting and targeting our resources on high priority programs.

H.R. 1561 embodies three priorities to ensure that our Nation can meet the challenges and take advantage of the opportunities that await us in the post-cold-war world.

It defends our national security, supports our trade and economic interests and provides for those who have been hit by disaster and cannot provide for themselves—while cutting duplication and waste in dozens of programs.

Mr. Speaker, House Resolution 155 is a good rule under which to consider a most important bill, and I urge its adoption.

Mr. HALL of Ohio. Mr. Speaker, I yield 2 minutes to the gentleman from Minnesota [Mr. SABO], the ranking mi-

nority member on the Committee on the Budget.

Mr. SABO. Mr. Speaker, I thank my colleague for yielding me this time.

Here we go again. Once more we have a major piece of legislation before us, and the Republican majority has structured a rule to get around all kinds of serious Budget Act violations.

The rule waives four separate sections of the Congressional Budget Act: The section prohibiting spending in excess of the committee's allocation, the section prohibiting consideration of direct spending bills before the budget resolution is in place, the section requiring lending programs be made subject to appropriations, and the section requiring new spending authority to be disclosed in the committee report.

These Budget Act violations are not minor. According to CBO, the bill increases direct spending by at least \$200 million in budget authority over 5 years. Let me be clear, these are new spending, of direct spending authority, not changes in authorization.

The reason we have a Budget Act is to help us think through the budget effects of legislation before we pass it. We should not be waiving the budget rules so cavalierly on such an important bill.

Mr. GOSS. Mr. Speaker, I yield 2 minutes to the gentleman from Wisconsin [Mr. ROTH], a distinguished member of the Committee on International Relations.

Mr. ROTH. Mr. Speaker, I thank the gentleman for yielding me this time.

This is the second step that we Republicans are taking to bring American foreign policy into line with the wishes of the American people. The first step was when we passed the National Security Revitalization Act, which was passed by the House in February, a part of the historic Contract With America.

This bill will be debated under an open rule allowing for any amendment to be offered. We have set aside nearly 3 days for consideration of this bill.

The rule provides for a full debate. This is in keeping with the principle of open debate which we have restored to this House, overturning years of gag rules imposed by the previous management.

We are confident that this legislation is what the American people want. Last November, our people spoke loud and clear. They want basic changes in our Government.

The bill today makes some of the basic changes. It abolishes three foreign policy agencies which are left over from the cold war and which have outlived their usefulness. This bill does not go far enough in cutting the State Department, which is costing \$2.5 billion a year to run, but at least it is a step in the right direction.

In today's world, with instant communications, we do not need 266 foreign missions, 266 foreign missions, which is what the State Department is currently running, and most important, this bill cuts some foreign aid.

There is one message that the average American wanted to send to Congress last November. It was: It is time to take care of our own people and our own problems first, for a change.

Last week this House adopted a balanced budget which will balance our budget by cutting spending, and, for the first time, we are starting to cut, I think, spending in foreign aid.

Somehow, the Clinton administration has not gotten the word, however, from the American people. Yesterday the Secretary of State sent us this letter, a 3-page letter, speaking out against this bill. The Secretary does not want any cuts in foreign aid, but he wants increases. The Secretary does not want any cuts in the State Department bureaucracy. He wants more bureaucrats spending more money overseas. The Secretary does not want the Congress involved in foreign policy.

Well, the Secretary of State is an honorable and decent man, but the Secretary of State is totally out of touch with the reality and with the American people. His views are out of date with the realities of today's world, and his policies are out of sync with even our closest allies around the globe.

The bottom line is the Clinton administration wants business as usual in foreign aid and in foreign policy, and we Republicans want change. This is what this legislation is all about, really. We Americans have listened to the American people; we Republicans also have listened to the American people.

The Clinton administration is still mired in the past, trying to keep the bureaucracy and its foreign aid programs on a lifeline support system.

I ask my colleagues to support this open rule so that we can have an open and free debate about the needs and about the changes in our foreign policy.

Mr. HALL of Ohio. Mr. Speaker, I yield 2 minutes to the gentleman from Missouri [Mr. VOLKMER].

(Mr. VOLKMER asked and was given permission to revise and extend his remarks.)

Mr. VOLKMER. Mr. Speaker, I thank the gentleman for yielding me this time.

I would just like to speak strongly in opposition to this rule for the simple reason that it is not an open or modified open rule, as described by the gentleman from Florida. It is actually a modified closed rule. Let us call it what it is.

We will find out, come 2:30, Thursday, how many amendments are still pending when the time comes. If we are all done, I will take my words back. But if there are amendments still pending, you know, people were here who wanted to offer their amendments, then they get 5 minutes on each side, then vote on it. That is not the way we do business in America's House of Representatives.

The other thing, as alluded to by the gentleman from Minnesota, they waived budget requirements, one of

which even put in the rules themselves. So we cannot even follow our own rules on the budget.

And the other, last thing I would like to say is the gentleman from Wisconsin just talked about how great a bill this was. It cuts back on us being able to continue democratization throughout this world. We have more democracies now than we ever had before. This bill takes us back to isolationism, except in one area, one big area. This bill will fund more abortions in foreign lands than we do right here in the United States. That is what this bill does. For some reason or other, this bill is great, they say, to provide the killing of babies out there in other lands. We do not even do it here in the United States.

I think that this rule should be defeated and we should go back and have an open rule so we can address all of the problems with this bill.

Mr. DIAZ-BALART. Mr. Speaker, I want to thank my distinguished colleague, the gentleman from Florida, for yielding me this time.

Chairman GILMAN has done an extraordinary job, along with the other members of the Committee on International Relations, and they should all be commended for this fine piece of legislation, as should Chairman SOLOMON and my colleagues on the Committee on Rules for bringing forth a fair rule, Mr. Speaker, a fair rule.

It permits any amendment that any Member may have to be brought to the floor. We have 2 hours of general debate after this hour on the rule, and then we have got another 10 hours for debating this bill.

This is an important bill, Mr. Speaker. You know, when you project it over the 7-year balanced budget glidepath, this bill is expected to save \$21 billion of taxpayer money at the same time that it lays forth the framework for continued American leadership in the world.

At this time, Mr. Speaker, when we are commencing the critical fiscal battle to save America's economic future by balancing the budget, this bill will prohibit foreign aid to countries that engage in intelligence activities within the United States, harmful to the national security of our country, that provide lethal military equipment to a country that has repeatedly provided support for acts of international terrorism or countries that consistently oppose the United States in the United Nations. I think it is about time we take these steps.

I want to commend Chairman GILMAN for including these important matters in this critical legislation.

Mr. HALL of Ohio. Mr. Speaker, I yield 4 minutes to the gentleman from Indiana [Mr. HAMILTON], former chairman of the committee, now ranking minority member.

Mr. HAMILTON. Mr. Speaker, I thank the gentleman for yielding me this time.

Mr. Speaker, I rise in opposition to the rule. I, of course, will also oppose

the bill. I will say more about that in the course of the debate on the bill itself.

But let me just make a few comments with respect to the rule. I think all of us in this Chamber would agree that good procedure can enhance the legislative product that comes out of this Chamber. I do not think that this rule qualifies as good legislative procedure.

Imposing a time cap on debate for 10 hours, including voting time, with all of the amendments pending here, certainly we will have a number of votes, is going to restrict and constrain debate.

The first point, then, is simply that time is too short under this bill. It is an arbitrary time limit.

This bill generates a lot of amendments. In the last Congress, floor time on the State Department authorization bill and the foreign aid bill, excluding voting time, consumed nearly 20 hours. H.R. 1561 includes a new component, in addition to those two components, a radical reorganization of the U.S. foreign policy apparatus.

□ 1315

So time is very severely constrained here.

Second, this is really not an open rule, and it should not be so described. As an institution, the Committee on Rules in the House needs a rational mechanism to ensure that major questions are debated on this bill or any other bill. That outcome depends not on how we describe the rule, open, or modified, or whatever, but on whether the Committee on Rules makes sure that there is a process for thorough consideration of all of the major issues in the bill, and I think the job of the Committee on Rules is to identify the major policy issues presented by this or any other bill and then to permit adequate time for debate on each one of those major policy issues. That is the job of the Committee on Rules, and I do not think they have fulfilled that function here today.

Finally, Mr. Speaker, I think the rule creates a faulty process for consideration of the bill. I say, you have a 10-hour time cap, you throw the bill open for amendment at any point, and you create a kind of free-for-all, making the foreign policy of the United States, under this rule, dependent on who gets recognized first. Russia could be debated for 5 minutes; family planning for 5 hours. That's not the message that we want to send to the world about how the Congress of the United States makes foreign policy and shapes U.S. foreign policy.

Mr. Speaker, I just think we can do a lot better than this rule that we have today. We should reject it, and I urge a "no" vote on it.

Mr. GOSS. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I would like to just briefly respond to the distinguished gentleman from Indiana [Mr. HAMIL-

TON], the ranking member of the Committee on International Relations, and say we tried very hard to have a balance between a free-for-all and the structured rule that gets the major debate, and we came to the conclusion that we provided the parameters, and we hope the floor managers will be able to lead the debate in a way that will get the major issues out there. Under the recognition system that we have, there is priority given to the members of the committee, as the gentleman well knows, and I know that if his side of the aisle holds him in as much respect that people on this side of the aisle do, that truly that they will listen to his governance as we go through this, and I know that the people on our side of the aisle have equal respect for our chairman. So I think we will have a good debate.

Mr. Speaker, I yield 5 minutes to the distinguished gentleman from San Dimas, CA [Mr. DREIER], an instrumental Member of this House and my leader in spirit on the Committee on Rules. (Mr. DREIER asked and was given permission to revise and extend his remarks.)

Mr. DREIER. Mr. Speaker, I thank the gentleman from Sanibel, the distinguished chairman of the Subcommittee on Legislative and Budget Process, for yielding me this time.

Mr. Speaker, I want to take just a few minutes to discuss the changes that have taken place in the procedure of bringing rules to this floor over years in the past. There is a fundamental disagreement that is being expressed today on the rule for this American Overseas Interest Act regarding the actual role of the Committee on Rules. We all recognize, we recognize that despite our support for the most open and fair process possible, scheduling constraints, when we are dealing with 435 Members, often require some kind of time limit, especially when we see the kinds of problems that have existed with the use of, quite frankly, a filibuster by amendment in the past. The most relevant standard that we should use when we look at rules that are considered is not purely the issue of openness, but in fact the question of fairness. It is disingenuous to claim that every single structured rule is equally onerous to the minority or to the process of representative democracy, and rhetorically I would like to pose the following question as we look at the consideration of these rules:

First, in the process of structuring floor consideration to permit the schedule to proceed; is the Committee on Rules structuring debate for mere political advantage? And obviously, in the case of this rule, the answer to that is no.

Are the rules being used arbitrarily to bring either political benefit or relief? And obviously the answer to that question is a resounding no.

There is a time limit on floor consideration of this bill restructuring the



foreign aid bureaucracy. That is unquestionably a restriction on open debate, but at the same time it is also a bill that could take weeks, and weeks, and weeks to conclude if there were no structure whatsoever to the debate.

My very good friend, the former chairman of the Committee on Foreign Affairs, the gentleman from Indiana [Mr. HAMILTON], as my friend from Florida has said, is one of the most highly respected Members of the House. He came to the Committee on Rules yesterday and opposed a time limit. He preferred a structured rule in which the Committee on Rules ensured adequate debate of the key foreign policy issues of the day.

The concern with time limits expressed by Members on both sides of the aisle has been that some amendments may not be able to be offered within the time cap. Under the regular rules of the House, Mr. Speaker, it is especially possible that amendments of Members not sitting on the committee of jurisdiction will not be offered. This is a very legitimate concern.

Time limit opponents, if they intend to contribute something relevant to these rule debates, must recognize that any limitation on debate has the potential, the potential for important amendments not being offered on the floor. The vehicle could be a time cap or the Committee on Rules listing which amendments are in order and, conversely, which are not.

The new majority, the new majority on the Committee on Rules, has reported a large number of rules in which a time cap has been used. The reason is very simple, Mr. Speaker. After years in the minority, during which time the 9-to-4 majority on the Committee on Rules structured rules to stack the deck politically for the majority, we learned how unfair highly structured rules can be.

Time limits, I will acknowledge, are not perfect. However, it is possible with time limits for the chairman and ranking member of a bill's committee of jurisdiction to minimize the drawbacks of those time limits. They are recognized for amendments before other Members. Through this authority a chairman and ranking member can ensure that the most important amendments are addressed first. In addition, Mr. Speaker, the rules of the House permit consent agreements limiting time for debate on amendments to avoid amendments consuming all of the time.

The choice is very simple. Give the authority to structure debate to the highly partisan Committee on Rules or permit the chairman and ranking member of the committees of jurisdiction to largely set the course of debate.

Now, Mr. Speaker, I think there is no question that the more fair way to set debate is to give both parties a chance to bring amendments to the floor without having the Committee on Rules block certain amendments simply because our leadership does not want to

vote on a certain issue. That is what often happens when a highly structured rule is used. We are trying desperately to minimize that procedure. So, if we will use the guide of fairness, rather than simply openness, I believe that we will be able to have virtually every public policy proposal considered.

Mr. HALL of Ohio. Mr. Speaker, I yield 4 minutes to the distinguished gentleman from Massachusetts [Mr. MOAKLEY], the former chairman of the Committee on Rules, now ranking minority member, and my good friend who is humorous and a great leader.

Mr. MOAKLEY. Mr. Speaker, I thank the gentleman from Ohio [Mr. HALL] for yielding this time to me, and I thank him for that outstanding introduction, but, Mr. Speaker, this bill has got a lot of problems:

It limits the President's authority, it restricts U.S. foreign policy options, and it weakens U.S. national security.

This bill also reorganizes the State Department. Now, that sounds like it could be a good thing. But, in this case, it is reorganizing for the sake of reorganization, it will actually increase the bureaucracy, double the number of employees, and triple the budget.

So why are Republicans doing this?

It cuts our foreign aid resources when the requirements for U.S. leadership are increasing.

It places constraints and earmarks on U.S. policy that will hinder this and any future President's ability to conduct foreign policy.

In this post-cold-war world, global realities are drastically shifting and American foreign policy should respond to those shifts. We should not be limiting our ability to create new markets and protect U.S. security interests.

Some of the most dangerous and short-sighted cuts are in development assistance. These projects help promote economic stability, create markets for American goods, and promote democracy and human rights abroad.

These programs enhance our security. They are the right thing to do and they should not be cut. So, Mr. Speaker, I urge my colleagues to oppose this gag rule. It is another in a long string of Republican broken promises. This rule provides for a 10-hour time cap and sets a drop-dead deadline for amendments of 2:30 on Thursday.

One look at this rule and one would think we had a lot of other business in the House this week. Or, at least you would think we have a lot to do after the recess.

But, we do not. There are no bills scheduled for the week we get back. I urge my colleagues to oppose this rule; thoughtful consideration of American foreign policy is much more important than the Memorial Day celebrations that are coming up.

Mr. GOSS. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I always appreciate the remarks of the distinguished gentleman from the Commonwealth of Massachusetts [Mr. MOAKLEY] who I re-

spect immensely, as he well knows, but 10 hours of debate can hardly be a gag rule, and I thought we were doing a favor to the gentleman's party by making sure that we had a family friendly evening one or two nights this week, so we were trying to extend out the debate as best we could during the daytime. We simply ran out of week.

Mr. MOAKLEY. Mr. Speaker, will the gentleman yield?

Mr. GOSS. I yield to the gentleman from Massachusetts.

Mr. MOAKLEY. Mr. Speaker, the gentleman knows when we were in the majority that we gave 20 hours. It was more than ample time to discuss it, and no amendments, and no bearers of amendments, were lying dead at the rostrum down there.

Mr. GOSS. Reclaiming my time, I thank the gentleman for his observation. I was only commenting on the gag question. A 10-hour gag is a long gap, and I think that most people, when this debate gets going, are going to agree that we are going to have pretty free and open debate, and perhaps the concerns of the gentleman from Indiana [Mr. HAMILTON], that we were going to have a free-for-all, will be more on target than "Members won't have a chance to speak."

Mr. Speaker, I yield 3 minutes to the distinguished gentleman from Indiana [Mr. BURTON].

Mr. BURTON of Indiana. Mr. Speaker, I thank the gentleman from Florida for yielding this time to me.

First of all, I think this is a fair rule. Ten hours should be a sufficient amount of time to debate this issue, but I want to talk about something else today of very, very great importance.

I remember a few years ago when the Berlin Wall was up, and we saw an East German soldier running through barbed wire with his weapon hanging in his hand to freedom, and everybody in the world applauded. It was on the front of, I think, Life magazine and a bunch of other magazines showing this man in his great dash for freedom from Communist oppression, and we all applauded that, and just 2 or 3 years ago from Cuba we had captain in the Cuban Air Force fly his jet to freedom in Miami, and he told about the repression of that government, and everybody applauded that, and then just last year I believe a man, a Cuban American, took a small aircraft, and flew under the radar screen into Communist Cuba, landed on a small street, a dirt road, and picked up his family, and flew them to freedom in Marathon, FL, and everybody in the world applauded. Here was a man fleeing Communist oppression. The State Department has declared the dictatorship of Fidel Castro a brutal dictatorship. Just last July 13, the March 13 tugboat containing 85 women, and children, and men was trying to get to freedom, fleeing Communist oppression in Castro's dictatorship.

□ 1330

The Cuban Navy came up alongside and with power hoses were washing people off of the deck. Women were holding their babies up, showing the Cuban Navy there were children on board, and they kept the power hoses on them. The woman went down into the bowels of the tugboat to protect the kids. The Cuban Navy pulled up alongside and, using the orders directly from Fidel Castro, they pointed the hoses into the hold and sunk the ship, drowning those women and children like rats.

That is the kind of dictatorship we have in Communist Cuba today. That is the kind of dictatorship we had in East Germany under the Communists, and in the old Soviet Union. People did not want to live in that kind of hell. If you read Armando Valladares' book "Against All Hope," you know of the horrible oppression and torture that goes on in the Communist gulags, the prisons, in Castro's Cuba.

Mr. Speaker, it is with great concern and dismay that the American people see today that the Clinton administration is equating illegal aliens coming across the Mexican border by the millions with the few thousand people fleeing Communist oppression in Castro's horrible dictatorship in Cuba.

Janet Reno said these people were illegal immigrants, and there were only about twelve or thirteen thousand in the last year that tried to flee Castro's dictatorship. The reason this is being done is because Castro forced people down to the shores, telling them they were going to go to prison if they did not leave that country, when he sent 30,000 people over here for political purposes.

Let me just say the policies of this administration are wrong headed regarding Cuba. It is still a Communist dictatorship. Sending people back to Cuba today is like throwing people seeking freedom back over the Berlin Wall. It is a terrible mistake, Mr. President.

Mr. HALL of Ohio. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, this is, in my opinion, a very dangerous bill. It worries many leaders of the world, of other nations. It worries many agencies and many people in this country. At a time when the U.S. should be leading in the world, this can force us, in my opinion it will force us, to take a back seat into isolationism.

It cripples agencies without any benefit. Many agencies will be eliminated. The best agency in my opinion, AID, and the great humanitarian work that they do will be put into the State Department. It will defeat the purpose it was designed for. Many decisions based on humanitarian aid now will be made with political purposes in mind, which is wrong.

It cuts development assistance by 34 percent to the poorest of nations all over the world, including where most

of the humanitarian crisis is now, which is in the continent of Africa. Actually, the whole fund has been cut already by 40 percent.

It hurts investments in other nations. For every dollar that we invest overseas, we get it back two and three and four times every year. We get it back in jobs, we get it back in money, we get it back in trade.

As a country, we need to step up to the plate and lead in the world. That is our role, that is our responsibility, whether we like it or not. This bill erodes our strength and our ability to lead.

Mr. Speaker, I would urge a "no" vote on the rule, and certainly a "no" vote on the bill.

Mr. Speaker, I reserve the balance of my time.

Mr. GOSS. Mr. Speaker, I yield 3 minutes to the distinguished gentlewoman from Florida [Ms. ROS-LEHTINEN], also a member of the Subcommittee on the Western Hemisphere.

Ms. ROS-LEHTINEN. Mr. Speaker, I rise to urge passage of this rule, which I believe is very fair to all Members of the House. It is important to move quickly on passage of the American Overseas Interest Act, which sets forth a bold and far-reaching reorganization and consolidation of the foreign affairs agencies of our country.

This bill begins a measured, deliberate process of reducing expenditures in the field of foreign affairs, which is consistent with the overall plan to bring our budget into balance by the year 2002.

The consolidation of the agencies by eliminating duplication and blurred lines of authority and responsibility will contribute to the Secretary of State's ability to adapt the foreign policy programs of this Government to the new era of fiscal austerity. I believe this is a very positive constructive approach to the challenges that we face in reducing our Federal deficit.

Unfortunately, the bureaucratic impulse to oppose change has led some in the administration and elsewhere to attempt to oppose the consolidation of these agencies by labeling supporters of the committee bill as isolationists or new isolationists. Nothing could be further from the truth.

In fact, the consolidation proposal has a very long history. One of the greatest international statesmen that this country produced strongly believed that the foreign affairs programs of this country should be an integral part of the State Department's programs.

In fact, in 1945 when the then Assistant Secretary was offered a substantial promotion to become the Director of the Independent Foreign Aid Agency, Dean Acheson turned down the job because he insisted that neither the job nor the agency should exist, that foreign aid should be run as part of the State Department.

There is a delicious irony in the fact that we should now call this proposal

the Republican plan. The Acheson plan is what it really is. It sometimes has been called the Helms plan. It is to consolidate these agencies. This should be done.

I mention this because it seems to me these issues are neither partisan nor ideological. They should be addressed in an atmosphere which is the focus of one question and one question only: What is the best thing for our country to do?

I congratulate the gentleman from New York, Chairman GILMAN, for bringing this bill to the floor in such a prompt manner. He has provided strong leadership for those of us in the committee, helping us to cope with the fundamental changes in this world. The world has been changing dramatically since the start of this decade, and this fresh approach embodied in our bill is an appropriate response to these changes.

Mr. Speaker, I hope that all of our colleagues urge a "yes" vote in the adoption of this rule.

Mr. SOLOMON. Mr. Speaker, I rise in support of this rule.

Mr. Speaker, we have before us what I firmly believe to be the fairest rule possible under the current circumstances.

In putting this rule together, the Rules Committee tried, first, to accommodate the leadership of the House and the extraordinary demands that are being placed on the floor schedule.

Given the rather small windows of opportunity that is available for consideration of H.R. 1561, this rule represents our best effort to make optimum use of the time the House will in session this week.

Our second consideration at the Rules Committee was to consult as best we could with the minority to try to understand their concerns.

Having been in the minority for so long ourselves, we Republicans know how it feels.

We tried to strike a proper balance between the time permitted for general debate and the time permitted for consideration of amendments.

Given the schedule constraints we are working under, we have struck a good balance that moves at least some of the way the minority asked us to go.

Finally, Mr. Speaker, the Rules Committee examined some of the past precedents for dealing with foreign aid legislation, particularly the bills that were brought before the House during the 1980's.

I myself served on the Foreign Affairs Committee during most of the 1980's under the leadership of then-Chairman Dante Fascell, one of the great statesmen of this House.

We found ample precedent for imposing an overall time limit on the amendment process, for requiring the printing of amendments in the CONGRESSIONAL RECORD, and for granting the chairman of the Committee of Original Jurisdiction authority to present amendments en bloc.

And so I strongly urge Members to support this rule.

This is a good rule. It meets the needs we face under the present circumstances.

And it will permit the House to work its will on H.R. 1561.

GENERAL LEAVE

Mr. GOSS. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks on House Resolution 155, providing for the consideration of H.R. 1561.

The SPEAKER pro tempore (Mr. GILLMOR). Is there objection to the request of the gentleman from Florida?

There was no objection.

Mr. HALL of Ohio. Mr. Speaker, I yield back the balance of my time.

Mr. GOSS. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, we have tried our best to come up with a rule that provides plenty of time to talk about the things we need to talk about, give every Member a chance to get what is on their heart or mind on this subject out on the floor for discussion, and still manage the debate in a way that the vital issues are provided for and will get the appropriate attention.

I think we must have done a pretty good job in terms of the policy, because we have the ranking member on the Committee on the Budget saying oh, my gosh, he was worried about the budget constraints, yet we have the President's spokesperson saying that they are going to recommend a veto because there is not enough money. So we apparently have come up with something that works pretty well here.

This bill will spend 5.5 percent less than last year, and does represent 9.5 percent less than the White House asked for, but it does provide for the necessary and affordable business of our Nation overseas, provides for accountability and our national interests and national securities.

I guess that no rule is absolutely perfect, but I think this is a pretty good rule for an issue of this dimension, and I think we have done our best to craft it to give every Member the opportunity to have his or her say. I think it is fair and efficient, and I think it will do the job. I urge its support.

Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

The previous question was ordered.

The SPEAKER pro tempore. The question is on the resolution.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. HALL of Ohio. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

The vote was taken by electronic device, and there were—yeas 233, nays 176, not voting 25, as follows:

[Roll No. 347]

YEAS—233

Allard Army Baesler
Archer Bachus Baker (CA)

Baker (LA) Gilcrest Nussle
Ballenger Gillmor Ortiz
Barr Gilman Oxley
Barrett (NE) Goodlatte Packard
Bartlett Goodling Parker
Barton Goss Paxton
Bass Graham Peterson (MN)
Bateman Gunderson Petri
Bereuter Gutknecht Pombo
Bilbray Hansen Porter
Bilirakis Hastert Portman
Billey Hastings (WA) Pryce
Blute Hayworth Quillen
Boehlert Hefley Quinn
Boehner Heineman Radanovich
Bonilla Herger Ramstad
Bono Hillery Regula
Boucher Hobson Riggs
Brewster Hoekstra Roberts
Brown Brownback Horn
Bryant (TN) Hunter Rohrabacher
Bunn Hutchinsin Ros-Lehtinen
Bunning Hyde Roth
Burr Inglis Roukema
Burton Istook Royce
Buyer Jacobs Salmon
Callahan Johnson (CT) Sanford
Camp Johnson, Sam Saxton
Canady Jones Schaefer
Castle Kasich Schiff
Chabot Kelly Seastrand
Chambliss Kim Sensenbrenner
Chenoweth King Shadegg
Christensen Kingston Shaw
Chrysler Klug Shays
Clinger Knollenberg Shuster
Coble Kolbe Skeen
Collins (GA) Largent Skelton
Combest Latham Smith (MI)
Cooley LaTourrette Smith (NJ)
Cox Laughlin Smith (TX)
Crane Lazio Smith (WA)
Crapo Leach Solomon
Creameans Lewis (CA) Spence
Cunningham Lewis (KY) Stearns
Davis Lightfoot Stockman
Deal Lincoln Stump
DeLay Linder Talent
Diaz-Balart Livingston Tate
Dickey LoBiondo Taylor (NC)
Doolittle Longley Thomas
Dornan Lucas Thornberry
Dreier Manuzillo Thurman
Dunn Martini Tiahrt
Ehlers McCollum Torkildsen
Ehrlich McCrery Torricelli
Emerson McDade Upton
English McHugh Vucanovich
Ensign McClanis Waldholz
Everett McIntosh Walker
Ewing McKeon Walsh
Fawell Metcalf Wamp
Fields (TX) Meyers Watts (OK)
Flanagan Mica Weldon (FL)
Foley Miller (FL) Weldon (PA)
Forbes Moorhead Weller
Fowler Morella White
Fow Murtha Whitfield
Fox Myers Wicker
Franks (CT) Myrick Wolf
Franks (NJ) Nadler Yates
Frelinghuysen Nader Young (AK)
Frisa Nethercutt Young (FL)
Funderburk Neumann Young (FL)
Ganske Ney Zeliff
Gekas Norwood Zimmer

Hall (OH) McHale Sabo
Hall (TX) McKinney Sanders
Hamilton McNulty Sawyer
Hancock Meehan Schroeder
Harman Meek Schumer
Hastings (FL) Menendez Scott
Hayes Mfume Serrano
Hefner Miller (CA) Sisisky
Hilliard Mineta Skaggs
Holden Minge Slaughter
Hoyer Mink Spratt
Jackson-Lee Moakley Stark
Johnson (SD) Mollohan Stenholm
Johnson, E.B. Montgomery Stokes
Johnston Moran Studts
Kanjorski Neal Stupak
Kaptur Oberstar Tanner
Kennedy (MA) Obey Tauzin
Kennedy (RI) Olver Taylor (MS)
Kennelly Orton Tejada
Kildee Owens Thompson
Klink Pallone Thornton
LaFalce Pastor Torres
Lantos Payne (NJ) Towns
Levin Payne (VA) Traficant
Lewis (GA) Pelosi Tucker
Lipinski Pickett Velazquez
Lofgren Pomeroy Vento
Lowey Poshard Visclosky
Luther Rahall Volkmer
Maloney Rangel Ward
Manton Reed Waters
Markey Reynolds Williams
Martinez Richardson Wise
Mascara Rivers Woolsey
Matsui Roemer Wyden
McCarthy Rose Wynn
McDermott Roybal-Allard

NOT VOTING—25

Abercrombie Gephardt Peterson (FL)
Andrews Greenwood Rush
Becerra Hinchey Scarborough
Calvert Hoke Souder
Coburn Hostettler Watt (NC)
Cubin Jefferson Waxman
Dooley Kleczka Wilson
Fazio LaHood
Gallegly Molinari

□ 1358

The Clerk announced the following pair:

On this vote: Mr. Calvert for, with Mr. Andrews against.

Mr. VISCLOSKY and Mr. PETE GEREN of Texas changed their vote from "yea" to "nay."

So the resolution was agreed to. The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

□ 1359

The SPEAKER pro tempore (Mr. GILLMOR). Pursuant to House Resolution 155 and rule XXIII, the Chair declares the House in the Committee of the Whole House on the State of the Union for the consideration of the bill, H.R. 1561.

□ 1359

IN THE COMMITTEE OF THE WHOLE

Accordingly, the House resolved itself into the Committee of the Whole House on the State of the Union for the consideration of the bill (H.R. 1561), to consolidate the foreign affairs agencies of the United States; to authorize appropriations for the Department of State and related agencies for fiscal years 1996 and 1997; to responsibly reduce the authorizations of appropriations for United States foreign assistance programs for fiscal years 1996 and 1997, and for other purposes with Mr. GOODLATTE in the chair.

NAYS—176

Ackerman Coleman Edwards
Baldacci Collins (IL) Engel
Barcia Collins (MI) Eshoo
Barrett (WI) Condit Evans
Beilenson Conyers Farr
Bentsen Costello Fattah
Berman Coyne Fields (LA)
Bevill Cramer Filner
Bishop Danner Flake
Bonior de la Garza Foglietta
Borski DeFazio Ford
Brown (CA) DeLauro Frank (MA)
Brown (FL) Dellums Frost
Brown (OH) Deutsch Furse
Bryant (TX) Dicks Gejdenson
Cardin Dingell Geren
Chapman Dixon Gibbons
Clay Doggett Gonzalez
Clayton Doyle Gordon
Clement Duncan Green
Clyburn Durbin Gutierrez

The Clerk read the title of the bill.

The CHAIRMAN. Pursuant to the rule, the bill is considered as having been read the first time.

Under the rule, the gentleman from New York [Mr. GILMAN] will be recognized for 1 hour, and the gentleman from Indiana [Mr. HAMILTON] will be recognized for 1 hour.

The Chair recognizes the gentleman from New York [Mr. GILMAN].

Mr. GILMAN. Mr. Chairman, I yield myself such time as I may consume.

(Mr. GILMAN asked and was given permission to revise and extend his remarks.)

Mr. GILMAN. Mr. Chairman, as we begin the first major debate on the reorganization and design of our foreign affairs operations and programs since the cold war, I would like to thank my good friend and colleague, the gentleman from Indiana and ranking minority member of our committee—Mr. HAMILTON—for his cooperation in the preparation of this bill.

H.R. 1561, the American Overseas Interests Act, constitutes the most extensive reform and overhaul of our foreign affairs architecture and our foreign assistance programs in nearly 50 years.

It merges three foreign affairs agencies—the Agency for International Development [AID], the U.S. Information Agency [USIA], and the Arms Control and Disarmament Agency [ACDA]—into the State Department.

It also reauthorizes our foreign assistance programs, redirecting and targeting our resources to where they will do the most good.

In implementing the first major reforms in our international operations in nearly 50 years, H.R. 1561 also establishes three priorities to ensure that our Nation can meet the challenges and take advantage of the opportunities in the post-cold-war world.

It defends our national security, supports our trade and economic interests, and provides for those who have been hit by disaster and cannot provide for themselves—while cutting duplication and waste in dozens of programs.

This bill is about American interests.

The bill locks in the gains of the cold war by reaching out to the nations of Central and Eastern Europe that have broken out of the old Soviet orbit.

It punishes our adversaries by cutting off funds to countries that spy on us—that provide weapons to terrorist states—that give aid to Cuba—or that consistently vote against us in the United Nations.

It also maintains the U.S. commitment to the 1979 Camp David accords. Let us bear in mind that under those accords, Israel, our closest and most important ally in the Middle East, gave up the Sinai with its oil fields, its strategic air bases, and its natural geographic barriers in return for peace with Egypt—a peace which has lasted for 16 years.

Under the umbrella of our American commitment, Israel has signed a peace

treaty with Jordan and is engaged in talks with Syria and the Palestinians that could also lead to regional peace.

The Camp David accords is a foreign assistance program that has greatly benefited American interests by helping to maintain and advance peace and stability in the vital Middle East.

H.R. 1561 also supports our economic interests by maintaining funds for the Trade and Development Program and it enhances our support for humanitarian activities with increased funding for food aid and disaster assistance to help feed starving people and to provide for child survival.

The bill achieves this with an authorization level for fiscal year 1996 that is nearly \$1 billion below current appropriations and in line with the budget resolution adopted last week on this floor. The funding for this significant and far-reaching bill is but 1.3 percent of the Federal budget.

The changes embodied in this legislation are necessary to enable our Nation to continue to be the world's economic leader and a beacon of political freedom. However, in order to maintain that role, our Nation must be strong.

Continuing deficits in the range of \$200 billion a year will only weaken us economically. An America that is weak is not an America that can lead.

H.R. 1561 also strengthens the ability of our executive branch to formulate and implement a strong and coherent foreign policy by giving the Secretary of State both the responsibility and authority over our foreign affairs activities.

By folding three cold war-era agencies—AID, USIA, and ACDA—into the State Department, we are simply taking a leaf from the book written by previous Congresses when they mandated the reorganization of our defense establishment after World War II.

Even as Americans were celebrating that hard-won victory, the Congress was preparing to implement some hard lessons that had been learned in that war about the organizational structure of our military.

We learned that a War Department and a Navy Department—often at each other's bureaucratic throats and headed by a Cabinet secretary each reporting directly to the President—could be a recipe for disaster in the fast-moving complex world of modern warfare.

An organizational structure established in the 1790's—when sailing ships took weeks to cross the ocean and armies moved on foot at the rate of 3 miles an hour—had to be streamlined and consolidated.

There had to be a single Cabinet secretary responsible to the President for formulating and implementing our national defense policy.

The Congress abolished the War Department and the Navy Department as independent entities and consolidated them into a newly created Defense Department under the leadership of a newly created Secretary of Defense.

Similarly, with the cold war behind us, it is time now to reorganize and

consolidate our foreign affairs agencies to meet the new challenges and take advantage of the new opportunities that await our Nation as we enter the 21st century.

Merging AID, USIA, and ACDA into the State Department eliminates hundreds of costly, high-ranking, Washington-based bureaucrats.

But, we also ensure that all of our Nation's foreign policy apparatus will be under the direction of and responsible to a single individual—the Secretary of State.

My colleagues are undoubtedly aware of the letter the Secretary of State has written to the Speaker in which he strongly criticizes this bill and states that his intention to recommend that the President veto it. Let me briefly respond to some of the principal criticisms expressed in the letter.

The Secretary states that the bill and I quote “contains numerous constraints that would do immense harm to our nation's foreign policy.”

In fact, the bill contains Presidential waivers for nearly every policy-based restriction and gives the President increased flexibility to manage foreign policy resources—including repeal of 34 obsolete laws that restrain the President's flexibility.

The Secretary also states that the reorganization mandated in our bill would, and I quote “damage our ability to promote American interests worldwide.”

The reorganization in the bill is nearly identical to a plan the Secretary proposed in January to consolidate AID, USIA, and ACDA into the State Department.

Finally, the Secretary stated that this measure would drastically reduce our resources for foreign affairs activities. H.R. 1561 is in line with the House-passed budget resolution and does not go below that amount.

H.R. 1561 takes a big bite out of Federal fat, while keeping the muscle that we need to maintain our strength as a world leader. I invite my colleagues to join in supporting this important reform measure.

Hopefully, my colleagues will also utilize this debate to help increase public awareness of the need to defend and advance American interests overseas. Development assistance and security assistance make important contributions in support of our international interests.

As our Nation enters new times and faces new challenges—including the challenge to reduce our budget deficit—the burden falls upon us in the Congress to educate the public to the need to maintain a strong program that supports, as the title of H.R. 1561 says, American overseas interests.

Mr. Chairman, I reserve the balance of my time.

Mr. HAMILTON. Mr. Chairman, I yield 3 minutes and 30 seconds to the distinguished gentleman from New York [Mr. ENGEL], who has contributed importantly to the work of the Committee on International Relations.

Mr. ENGEL. Mr. Chairman, I thank my friend, the gentleman from Indiana, for yielding time to me.

Mr. Chairman, there are a lot of good things in this bill, but there are also a lot of very troubling things in this bill. I want to commend the chairman of the Committee for inserting a number of good things. We have principles involving the MacBride principles with regard to Ireland. There is good language in there involving Kosovo, the people of Kosovo. Of course, aid to Israel and to Egypt is maintained.

However, there is a very, very troubling aspect of this bill. That is the underlying thought that somehow or other foreign aid needs to be drastically reduced. In fact, in this bill, foreign aid is cut to an unprecedented low level. A very interesting poll appeared a couple of weeks ago in the New York Times, when the American public was asked "Do you think that the United States gives too much in foreign aid, too little, or just about right?" Overwhelmingly, people said "Too much."

Then the question was asked "How much of the U.S. budget is foreign aid?" The consensus was generally 15 percent. People thought 15 percent of our budget was foreign aid. Then the question was asked "What do you think is a good percentage of the American budget that should be used for foreign aid?" The consensus was 5 percent. Then the respondents were told the truth, that foreign aid is barely 1 percent of the American budget.

Mr. Chairman, the Soviet Union has collapsed and the United States is the leader of the world, unquestionably. Is this now the time to recoil, to hide our heads in the sand, and to move towards what I regard to be a dangerous isolationism? No matter how we cut it, we are retreating in this bill. We are cutting back on foreign aid, we are cutting back on helping other nations.

Many of us speak with leaders of other countries, fragile democracies where democracy is just taking root, countries that were Communist governments just a few years ago. They plead with us, a little bit of American aid would go such a long way towards ensuring that democracy would take root and stabilize in these small countries.

Have we won the cold war, only to throw it all away? That is what I think this bill does in terms of foreign aid. While the bill protects foreign aid for Israel and Egypt, it shrinks foreign aid for just about everyone else, so Israel and Egypt are a larger portion of the foreign aid pot. It is only a matter of time, given the thought of this bill, that Israel and Egypt will be cut, because that is the trend that the Republican majority is moving toward. I think it is a dangerous trend.

Mr. Chairman, we talked about consolidating AID, USIA, and ACTA, into the State Department. That will not save us any money.

□ 1415

Mr. Chairman, that is not going to save any money. In my opinion, it is going to be less efficient and very much troublesome. The President has said that if this bill passes, he is going to veto it.

I think we all ought to put our heads together, do something that makes sense, reassert America's leadership in the world, and put something together that says America is not recoiling from the world but indeed America is acting like the world power that it is.

Mr. GILMAN. Mr. Chairman, I yield 5 minutes to the gentleman from Indiana [Mr. BURTON].

Mr. BURTON of Indiana. Mr. Chairman, I thank the gentleman for yielding me the time.

Mr. Chairman, one of the things that concerns the American people more than anything else is waste in government. They believe that government is inefficient, and in many, many cases it is. In fact in some cases it is downright horribly wasteful.

The AID agency that deals with developmental assistance and other foreign aid around the world is responsible for spending an awful lot of our foreign aid money.

I want to read to my colleagues a memo that came out of a meeting that was held by the director of AID and his assistant director and several people in leadership. This memo was sent around the world to AID agency heads in many, many countries. When you read this, it makes you downright angry if you are a taxpayer.

Here is the part that I think is the most interesting. Larry B., the assistant director of AID said, "We are 62 percent through this fiscal year and we have only spent 38 percent of the dollar volume of procurement actions completed."

"We need to do"—that means spend—"\$.9 billion in the next 5 months."

He goes on to say, "LAC, AF, BHR are doing okay. There are large pockets of money in the field and about \$570 million in Global and ENI each. So let's get moving."

In other words, they are two-thirds through the year and they have only spent about one-third of their budget so they want to get spending so they can ask for more money in the next biennium or the next fiscal year.

Mr. Chairman, I think this is the kind of thing that the American people hear and when they hear it, they just get downright angry. That is why I think the bill of the gentleman from New York [Mr. GILMAN], the chairman, is headed in the right direction when they are talking about merging these agencies.

In another part of this, when they are talking about the merger, which is going to save the taxpayers a lot of money, let me read to you what they say in that part. They say, "Jill Buckley reports that the Senate Foreign Relations Committee staff was relatively uncooperative in discussions yesterday

and somewhat surprisingly the House International Relations Committee staff was cooperative. The strategy"—and this is their strategy—"is delay, postpone, obfuscate and derail. If we derail, we can kill the merger."

"If we derail, we can kill the merger" between these agencies that are going to be put under the State Department to save taxpayers' money. I think this is reprehensible that the leadership of AID met, tried to derail the will of the Congress of the United States, and in the same memo said, "We've got to spend a heck of a lot of money by the end of this year. We're two-thirds of the way through, we've only spent about one-third of our budget. If we don't get on the ball and spend this money, we can't come back and ask for more money."

That is something that cannot be tolerated. For that reason, Mr. Chairman, I will be proposing my amendment today to cut the staff of AID by 25 percent. The chairman's mark cuts it by 10 percent. I believe we can go further. If we can cut the congressional staff here in Washington, our committee staff, by 33 percent, we can sure cut AID by 25 percent. They have got almost 10,000 employees. They want to spend taxpayers' money wastefully. We need to send them a message.

Mr. HAMILTON. Mr. Chairman, I yield 3½ minutes to the distinguished gentleman from Virginia [Mr. MORAN], an invaluable member of the committee.

Mr. MORAN. Mr. Chairman, I rise to oppose the Republican isolationist foreign aid bill, called the American Overseas Interests Act of 1995, because this bill proposes deep cuts in our foreign assistance budget and takes away the independent responsibilities of the Agency for International Development, the Arms Control and Disarmament Agency, and the U.S. Information Agency.

Mr. Chairman, now is not the time for the most powerful and influential country in the world to go back to the isolationist days of the 1930's. Before World War II there were 18 nations with more military and geopolitical influence around the world than the United States. Today there are none.

In fact, it is strong American leadership during and after World War II that has resulted in the world becoming safer for democracies and the fact that we have far fewer dictatorships, that we have more freedom of the press; that, in fact, the economies around the world are trading with us, providing markets for us.

That is why the United States should not shrug its shoulders of world leadership. In fact, we should seize this opportunity and not turn our back on a half century of the kind of leadership that our predecessors have shown in this body and throughout the world, the kind of principles that opposed people, economically and politically oppressed people, have yearned for. They would not have achieved that economic

and social and political independence were it not for American leadership.

The end of the Soviet Union, a world map dominated by democracies and American allies, expanding trade markets, free elections in South Africa; we could go down a list that would last all day, of the things that have been achieved because of American leadership throughout the world.

This bill undermines America's leadership in the world. It cuts development aid that in fact is creating markets for us today. It will reduce our ability to deal with the deteriorating environmental conditions, the rising migration pressures, all the kinds of crises of inadequate food and medical care that we read about. With very little investment, we have made an enormous difference in people's lives.

Mr. Chairman, now is not the time to cut the budget for the U.S. Information Agency, because we play into the hands of dictators and people who would like to control the press of their own countries.

It is not the time to cut the Agency for International Development, when we have a 95 percent repayment rate for small loans that are provided to the poor. It is certainly not the time to cut the Arms Control and Disarmament Agency, when we see the kinds of disasters that are occurring, whether it be chemical, biological, or nuclear weapons, that present a threat to all of us.

We ought to move forward, not backward. This bill brings us backward. I urge my colleagues to vote against this bill.

Mr. GILMAN. Mr. Chairman, I yield 3 minutes to the gentleman from Ohio [Mr. CHABOT], who has been a valued member of our Committee on International Relations.

Mr. CHABOT. Mr. Chairman, I rise in support of H.R. 1561, the American Overseas Interests Act. I want to commend the gentleman from New York [Mr. GILMAN], our chairman, for his outstanding leadership in steering this historic legislation through the Committee on International Relations and to the floor today.

H.R. 1561 is truly historic legislation. It goes where no foreign aid bill has gone before. It completely overhauls the foreign aid bureaucracy, eliminating three major agencies: The Agency for International Development, the U.S. Information Agency, and the Arms Control and Disarmament Agency. Their functions and budgets will be cut and folded into the State Department at a great savings to the American taxpayer.

H.R. 1561 eliminates dozens of lower-priority programs. It cuts spending by more than \$1 billion next year, a \$1.8 billion reduction from President Clinton's budget request. And it calls for further cuts of \$21 billion over the course of our 7-year glidepath to a balanced budget.

Mr. Chairman, I intend to vote "yes" for this bill. Despite all the rhetoric from the other side of the aisle that we

are going to hear, let me stress what a "no" vote on this bill really means. A "no" vote means a vote for the status quo. A "no" vote means that our efforts to cut out wasteful bureaucracy will be stonewalled. A "no" vote means a needless delay in our efforts to bring much-needed relief to the American taxpayer.

Mr. Chairman, I am one of those Members who would like to cut even more, and I will vote for amendments to do just that.

However, on the whole, this is a good bill. It begins the process. It mandates the reorganization of our foreign policy apparatus so that next year we can make even more of the budget reductions needed to balance the budget and provide a secure future for our children.

Mr. Chairman, again I want to commend the gentleman from New York [Mr. GILMAN], the chairman, and members of the Committee on International Relations for crafting this bill. I urge my colleagues to support it.

Mr. HAMILTON. Mr. Chairman, I yield 4 minutes to the distinguished gentlewoman from Georgia [Ms. MCKINNEY], also an invaluable member of the committee.

Ms. MCKINNEY. Mr. Chairman, in 1995, there are over 34 wars or acts of aggression raging throughout the world. These wars are all being fought with arms imported from the United States of America, arms used to kill millions of people, arms used to scar the Earth, arms used to inflict irreversible harm to the children around the world.

Today, Mr. Chairman, I will offer the code of conduct amendment to the American Overseas Interest Act, H.R. 1561. The code of conduct is the first major reform of America's arms export process in almost two decades. Although the 1976 Arms Export Control Act provided some restrictions on the executive branch's ability to export arms, historically Congress has had little-to-no oversight responsibility on arms sale. As we celebrate the 50th anniversary of the end of World War II, there is a new world order and America is its leader.

Some American citizens are testing the legal waters of holding gun dealers responsible for the death and destruction that their merchandise contributes to. Just imagine what could happen if the poor innocents of Third World countries around the world held each one of us liable for the death and destruction that U.S. weaponry, when sold to dictators, contributes to.

In 1993 alone, the United States sold more than \$23 billion, 73 percent, in arms sales to developing countries. H.R. 1561 prohibits certain assistance to countries promoting regional instability. However, there are no criteria regarding arms sales. The code of conduct amendment provides those criteria.

A recent Gallup Poll showed that more than three-quarters of the Amer-

ican public oppose the U.S. Government selling arms. Ninety-six percent of Americans believe that the United States should not sell conventional weapons to undemocratic governments. Our bad decisions have boomeranged already in Panama, Iraq, Somalia, and Haiti.

Our men and women in the Armed Forces in each of those instances have faced our own weapons and technology as a result of our own bad policy decisions.

I urge all my colleagues to focus on what the American century could really mean as we ponder America's place in the new world order. Join your 102 colleagues and vote for the code of conduct amendment to H.R. 1561.

□ 1430

Mr. GILMAN. Mr. Chairman, I am pleased to yield 4½ minutes to the gentleman from New Jersey [Mr. SMITH], the subcommittee chairman of our Committee on International Relations.

Mr. SMITH of New Jersey. Mr. Chairman, I thank my good friend for yielding me this time. I want to say at the outset how very happy many of us are for the tremendous job the gentleman from New York, Mr. GILMAN, has done on this piece of legislation. It has been very, very difficult. There has been a give and take by many Members, and he has done a fine job in crafting this. I also want to thank the members of my subcommittee. We had a portion of this bill which is now section B or division B that worked through our subcommittee and we went through a markup. We had legislation dealing or provisions dealing with peacekeeping, arms control, and other vital areas, and I am very pleased that that legislation is now incorporated in the Gilman bill.

H.R. 1561, the American Overseas Interests Act, has attracted widespread publicity for its consolidation of government agencies and its sharp spending cuts in foreign aid and other programs. Amid the discussion of these issues, however, some of the most important aspects of H.R. 1561 have gone almost unnoticed.

Specifically, despite the need to cut spending and consolidate programs, the bill as reported by the House International Relations Committee manages to hold harmless—or even enhance—important programs that support freedom, build democracy, and save lives.

Mr. Chairman, in considering H.R. 1561 I hope we will carefully consider the following provisions:

Those provisions dealing with child survival and related programs have been included in the bill. Although the overall development assistance authorization was cut by about a third, the committee accepted an amendment to set aside \$280 million for child survival programs, \$25 million for micronutrient and Vitamin A programs, and \$15 million for the UNDP/WHO Tropical Disease Program. This is a modest increase over estimated fiscal year 1995

expenditures. The increase is justified: these programs have saved literally millions of lives, most of them children in the developing nations of the world. Now they will save millions more. When cuts must be made, they must be made in ways that will not cause children to die or to suffer.

The refugee provisions of H.R. 1561, Mr. Chairman, likewise will prevent United States tax dollars from being used to forcibly return Vietnamese and Laotians back to those countries, and we are talking about people who worked and fought side by side with American forces.

These provisions will also protect people who can show that they are fleeing forced abortions or forced sterilizations or they have actually been subjected to such pressures, such as the 13 women who are now being held in Bakersfield, CA, most of them victims of forced abortion or forced sterilizations, all of them about to be forced back to the People's Republic of China.

H.R. 1561 would also require periodic reports to Congress on what Fidel Castro is doing to enforce his end of the Clinton-Castro immigration deal of 1994, and on how people are treated who are returned to Cuba pursuant to the second Clinton-Castro immigration deal of May 1995.

Finally, the bill provides an important structural reform—the consolidation of human rights advocacy and refugee protection under a single State Department official reporting directly to the Secretary—that will guarantee these decisions a place at the table when important decisions are made.

Mr. Chairman, despite the need for cuts in international broadcasting and other public diplomacy programs, H.R. 1561 holds harmless from such cuts our freedom broadcasting programs—such as Radio Free Asia, Radio/TV Marti, and the Voice of America Farsi Service—at prior levels.

Similarly, funds for the National Endowment for Democracy are authorized at current levels.

The bill also creates a pilot project for freedom broadcasting to Asia, to provide pro-democracy and pro-freedom broadcasts to Asian countries whose people do not enjoy freedom of expression during the months or years it will take to establish Radio Free Asia.

Mr. Chairman, this is a good bill, and I do hope Members will support it.

Mr. HAMILTON. Mr. Chairman, I yield 5½ minutes to the gentleman from California [Mr. BERMAN], a very important member of the Committee on International Relations.

(Mr. BERMAN asked and was given permission to revise and extend his remarks.)

Mr. BERMAN. Mr. Chairman, I never thought I would see the day when I would be rising to oppose a foreign assistance bill, and it pains me deeply to have to be in that particular situation.

But this bill, it is called the American Overseas Interests Act, I think if

Members look carefully at its provisions, they should call it the American Leadership Reduction Act. It slashes resources for diplomatic efforts and in foreign assistance around the world. It dismantles without any consultations with the executive branch, without any consultation with the Democrats, it dismantles American's foreign policy structure. It hobbles the American Presidency. That may be politically attractive for some at this particular time, but Presidents come and go, and I remind my colleagues, while we have had very few years where a foreign assistance bill has become law, almost every Congress since I have come here we have passed a foreign assistance act in the House with bipartisan support from both parties. Many provisions that I disagreed with would be in the bill, many provisions that the Republicans disagreed with, but there was a committed, bipartisan support for an internationalist approach to the world with a recognition of the critical role that diplomacy and assistance and engagement plays in protecting and promoting American interests.

I came on the Committee on International Relations more than any other reason because of my deep, abiding, personal, from my youth, commitment to the importance of the American-Israeli relationship in my scheme of things and in the belief that not only in Israel's interest but in America's interests that relationship was important. There is nothing more important to me in the Congress than continuing that relationship.

This bill, in the short term, on the superficial glance, does that. It continues the assistance, it has important language in the bill. The chairman of the committee should be commended for that. But, in the long term, for those of us who care about that relationship, who care about this support, I tell them, putting that money into a bill that constitutes a frontal assault on the executive branch's ability to conduct foreign policy, that slashes other foreign assistance programs and signifies a retrenchment and move towards a neoisolationist position in the post-cold-war world, this is not an Israel-friendly bill. This is not a bill that over the long term solidifies that relationship, because you cannot sustain and justify foreign assistance for Israel in the context where you are slashing and ultimately terminating foreign assistance for every other country in the world.

So it is because of my interest in that relationship and notwithstanding the specific provisions of this bill, but in the recognition of what this bill does to our whole foreign assistance program, to our ability to conduct diplomacy that I oppose this bill. I remind my colleagues again and again if I can and will throughout the total debate, every year that the Committee on Foreign Affairs came to the House floor with a bill, it was a bill which in the committee, maybe we would start out

with the Democratic version during those years, but every year, first Chairman Fassel, and then Chairman HAMILTON, looked at the strongest concerns that the Republicans had. We met those concerns. We came to the floor. We had the substantial majority of both Democrats and Republicans supporting the bill.

There was no effort to do that here. I do not know if it was a calculated effort to try and pass a partisan bill, or a lack of time caused by the schedule, but the shocking lack of ability to engage our committee leadership or our House leadership in finding out some of the concerns that could be addressed in the context of deficit reduction, in the context of reform, in the context of addressing important foreign policy needs that this Congress considers, that agreement could have been worked out. It is a shame we are at this point where this bill is coming up as a partisan Clinton-bashing, anti-executive-branch feast instead of a sensible continuation of a bipartisan internationalist tradition.

I just want to read from one paragraph of Secretary Christopher's letter.

This is Secretary Christopher saying why he will recommend a veto if this bill passes. If enacted, they would compromise our ability to follow through on the North Korea Framework Agreement. They would undermine or effective participation and weaken our leverage in international organization. It would compel changes on refugees policy that compose a serious threat to their borders, limiting the President's ability to respond to boat migration and possibly exacerbating the illegal smuggling of aliens into the United States. The bill would seriously impair the President's responsibility to manage our delicate relations with China at this time of transition in its leadership. Its provisions on the New Independent States.

Perhaps there will be further time to get into this later on, but I frankly would hope this bill could be withdrawn from the floor and I urge a no vote at this time.

Mr. GILMAN. Mr. Chairman, I am pleased to yield 6 minutes to the distinguished gentleman from Wisconsin [Mr. ROTH], chairman of our Subcommittee on Economic Policy and Trade.

Mr. ROTH. Mr. Chairman, I thank the gentleman for yielding me this time.

Mr. Chairman, before we begin this debate, let us remember that we have 3 days of debate on this particular bill. Many arguments will be made, dozens of amendments will be offered, but there is really only one basic issue, the need for change in our foreign policy.

When the American people voted last November for change, they voted for change in foreign policy as much or more than in any other areas. The Clinton administration, yes as a previous speaker said, opposes this bill.

We have a 3-page letter from the Secretary of State which is like a manifesto for business as usual in foreign policy. Boiled down, the Secretary says that the foreign policy elite should stay in charge and that the Congress and the American people should butt out in foreign affairs.

The Secretary says that foreign spending should go up even though spending for our own people is going down.

And the Secretary says that even though the cold war is over, America must still bear most of the load for all of the world's problems, while other governments save their resources and focus on taking our markets and wringing our jobs from the American workers.

The American people know that the cold war is over. They want other countries to take at least a little portion of the load. At American people want their government to put our own people and our own problems first, for a change. For almost 50 years now we have gone all over the world putting their problems and their needs first. It is about time we take care of our own people and our own problems for a change.

But that is not what the Secretary of State and the foreign policy elite here in Washington want. So this debate really comes down to a test of strength. Do the American people get the changes they voted for, or does the foreign policy establishment stay in the driver's seat. Who rules in this country? The elite here in Washington or the American people who are paying the bills.

This bill makes three fundamental changes. First, it abolishes three cold war agencies: AID, USIA, and the Arms Control Agency, all three which have outlived their usefulness.

Second, the bill cuts \$1 billion from the \$17 billion in overseas spending over which our committee has jurisdiction, only \$1 billion, so it is not a big cut, but \$17 billion is less than half of what we are spending overseas at this time. The real total is \$38 billion when you add up some of our military stations overseas also the multilateral development banks, food aid and other categories. That is \$37 billion this year. We are making much less in cuts than we do in domestic agencies. There is no need for crocodile tears. We are eliminating entire departments in our Government.

□ 1445

Mr. BERMAN. Mr. Chairman, I yield 3 minutes to the gentleman from American Samoa [Mr. FALEOMAVAEGA].

(Mr. FALEOMAVAEGA asked and was given permission to revise and extend his remarks.)

Mr. FALEOMAVAEGA. Mr. Chairman, I have the greatest respect for the gentleman from New York, the chairman of the House International Affairs Committee, Mr. GILMAN, but I must reluctantly oppose H.R. 1561, and I urge

my colleagues to vote against its passage.

Although there are a few worthy initiatives in the legislation, on the whole, H.R. 1561 drastically undermines the ability of our President to engage effectively on issues and activities that impact on the world community as well as the security and economic interests of our Nation.

I submit, Mr. Chairman, the United States cannot and should not isolate herself from the rest of the world. Whether we like it or not, our Nation is an integral member of the world community, and we must face up to our responsibilities as a leader in international affairs.

I find it ironic that in the era of EEC, ASEAN, GATT, NAFTA, and APEC—when it is becoming increasingly clear that the economic future and prosperity of our Nation is vitally dependent on America's ability to engage overseas and to promote peace—this bill would cripple our President's ability to conduct foreign diplomacy by cutting off the arms and legs of America's foreign policy apparatus while deeply reducing already meager resources.

H.R. 1561 recklessly mandates abolishment of the USIA, ACDA, and AID, merging them into the State Department and creating a super bureaucracy. No detailed bottom up study of this planned reorganization has occurred, however, and reflects that little thought has been given to the actual costs or benefits of such a move. I have been shown nothing that ensures that this reorganization proposal will result in an improvement in the conduct of America's foreign policy throughout the world.

Mr. Chairman, I am convinced that the reorganization plan presents the danger that the unique missions and valued expertise of the USIA, ACDA, and AID will be subordinated and lost in a massive State Department bureaucracy. Reorganizing the Department of State for the sake of reorganizing is a waste of time and taxpayers dollars, and diverts attention and resources from the real foreign policy issues facing our Nation today.

I am also opposed to the foreign assistance cuts in excess of a billion dollars called for in H.R. 1561. Over the last decade, foreign aid funds have taken disproportionate cuts, being almost halved in inflation-adjusted dollars. As we all know, polls have documented that most Americans feel we should be allocating at least 5 percent of the Federal budget to foreign aid. Yet our present funding of foreign assistance barely exceeds 1 percent of our national budget.

The further cuts called for in H.R. 1561 will reduce already strained resources and handicap our ability to protect and promote U.S. economic and security interests overseas. Our small investment in foreign assistance is the first line of defense for America. By addressing problems overseas—through development or humanitarian assist-

ance—we circumvent major crises and security threats from arising while nurturing the growth of democracies and new markets.

Mr. Chairman, this is a time when the United States, in her own interests, must continue to engage and reach out to the international community. H.R. 1561 represents, however, a withdrawal from world leadership and a dangerous return to isolationism. I would urge my colleagues to vote against the bill.

Mr. GILMAN. Mr. Chairman, I yield 2 minutes to the gentleman from Oregon [Mr. BUNN].

Mr. BUNN of Oregon. Mr. Chairman, I would like to take a moment to congratulate the chairman, the gentleman from New York [Mr. GILMAN], and the members of the Committee on International Relations for a job well done. It is a difficult task, as we move toward a balanced budget, to identify those things that work and those that do not work.

Yet, this bill has done that. It eliminates three outdated Federal agencies, the U.S. Information Agency, the Arms Control and Disarmament Agency, and the Agency for International Aid.

The first two are relics of the cold war, the third, AID, while begun with the best of intentions, has become a bloated bureaucracy that we simply cannot maintain.

I support foreign aid.

Mr. BERMAN. Mr. Chairman, will the gentleman yield?

Mr. BUNN of Oregon. I yield to the gentleman from California.

Mr. BERMAN. I am interested in why the gentleman thinks the USIA is an outdated agency, the programs for radio and exchange programs around the world, are outdated.

Mr. BUNN of Oregon. Because those are cold war relics, and we do have an open information age where information is getting out without our Government providing the dollars to provide that message. I think we do have adequate access to information around the world. We do not have to maintain the cold war relics.

I will just wrap up in the last 30 seconds, if I could, and that is to say very clearly I think we have to concentrate on those things that work, that are providing needs to people on the ground, not serving bureaucracies that have developed over the decades.

This bill does this. It allows us to reach real people with real help. I think it is the kind of thing we must do. We must be committed to foreign aid, but foreign aid that makes a difference for people.

Mr. GILMAN. Mr. Chairman, I yield 3 minutes to the gentleman from Pennsylvania [Mr. GEKAS].

Mr. GEKAS. Mr. Chairman, I thank the gentleman for yielding.

Mr. Chairman, Members of the House, the Congress in recent years has done a miserable job, in my estimation, of explaining and making it clear to the American people why we are indulging or why we have ever indulged in foreign aid, so-called.



Many people in the public feel this is throwing money away, throwing money abroad when that money could be used more successfully, more usefully at home, and there is a good feeling of impropriety there among the American people as to why that is happening.

But I believe that this gives us a ample opportunity to explain to the American people that when we invest in foreign aid, so-called, to the people of the Middle East, to the nations on either side of the Suez Canal, in that whole region, that we are creating or helping to create a stable part of the world. If it remains stable, then our national security interests and our economic interests are safer.

Why do I say that? Everyone in America knows that we depend on Middle East oil for 45 percent of our fuel. In doing so, we have to make sure that that flow of oil remains steady and unhampered, into the United States. Therefore, when we invest in foreign aid in that region, creating that safe harbor for our oil interests, our standard of living is protected. That is a good reason to indulge in foreign aid. And that happens throughout the region.

There is a second reason for it. To the extent that our foreign aid moneys create and keep a democratic government in place in the Third World, to that extent we have less reason to believe that we have to dispatch American troops or do other kinds of things to aid an emerging nation. If we can keep a stable democratic government in place, our standard of living, our national security interests are safer. That is why foreign aid becomes an overwhelming presence in the Halls of the Congress of the United States, in the interests of the American people.

But what this piece of legislation does is it keeps all of those theories and reasons in mind while at the same time exercising that fiscal constraint which is absolutely necessary in the days of deficit and the race toward a balanced budget that we are about here in the Congress of the United States.

I support the legislation and will do my singular best to repeat the message to the American people that it is in our national security and our national economic interests that we maintain levels of foreign aid across the world.

Mr. BERMAN. Mr. Chairman, I yield myself 1 minute.

I would just like to follow up. The comments of the gentleman from Oregon state the issue very well.

If you think in the post-cold-war world that Government-financed broadcasting is a waste of money, then this is a good bill for you because this starts us down the road toward ending that program.

I think that repeating the mistakes of the end of World War I, that we won a particular battle, and now everything will be OK, there are still countries closed to all the media and the information that the gentleman from Or-

gon spoke about. I want a Farsi language Voice of America broadcast into Iran talking about pluralism and democracy and what is going on in that country because the people there cannot get it. I want to listen to the countries of Eastern Europe who have come through the most horrible period imaginable and who say the need to continue these exchange programs and these radio things are very important to plant the roots of democracy strong.

I do not think these are irrelevant agencies anymore, and that is the debate. That is the discussion.

Mr. Chairman, I yield 2½ minutes to the gentleman from New Jersey [Mr. PAYNE].

(Mr. PAYNE of New Jersey asked and was given permission to revise and extend his remarks.)

Mr. PAYNE of New Jersey. Mr. Chairman, at a time when domestic sending is being cut, no group understands the sacrifice to continue foreign aid more than the Congressional Black Caucus. We know the plight of the poor on the streets of America.

Yet, we are motivated to fight back at the inhumane cuts to the world's needy for two reasons. First, the cuts do not represent good business judgment. Our investment in education and development assistance in Asia after World War II paid off.

Today, these Asian countries are among our strongest economic powers—look at South Korea and Taiwan.

Africa with its rich mineral resources now represents the new potential for America's growing markets.

Also investments in education and development can save the continent from the human disasters like we have witnessed in Rwanda. The conflict in Rwanda was more about who could own the limited, over populated land, than it was about Hutu against Tutu.

Poverty breeds conflicts and terrorism. A small dollar investment now will save much larger sums later.

Our second reason is that America has not been as generous to countries in need as our Republican leaders would have us believe.

In the last 10 years, our international costs have been reduced 47 percent while our total national budget has increased 5.5 percent. Less than 1 percent of our national budget goes to foreign aid while the poles tell us the American public feels it should be at least 5 percent.

Japan has now replaced us as the largest donor, and we rank 21st or dead last in per capita giving among developed nations like Western Europe.

Republicans argue that the voluntary giving in America makes up for our poor performance.

But I can tell you from personal experience that other donor countries also have their Save the Childrens, Oxfams, YMCA's, and churches giving.

They also give generously and in many cases more generously than their U.S. counterparts.

Help us continue Martin Luther King's plea that injustice anywhere is a threat to justice everywhere.

Save the children of Africa and Bosnia by supporting us in restoring the cuts to Africa and peacekeeping.

Vote against H.R. 1561.

□ 1500

Mr. GILMAN. Mr. Chairman, I yield 3 minutes to the distinguished gentlewoman from Florida [Ms. ROS-LEHTINEN], chairman of our Subcommittee on Africa.

Ms. ROS-LEHTINEN. Mr. Chairman, I thank the gentleman from New York [Mr. GILMAN] for yielding this time to me.

Mr. Chairman, the bill brought to the floor by the Committee on International Relations contains dramatic changes in the organization and structure of our foreign affairs programs.

These changes are long overdue, and reflect the major changes that have taken place in the world since the United States assumed the responsibilities of world leadership in the post-World War II era.

Under Chairman GILMAN's very able leadership, the committee has drafted and reported a bill that well deserves the support of everyone in the U.S. House of Representatives.

In view of the enormous changes in the realities with which we conduct our foreign affairs, we in the committee have studied the organizations of these institutions, and we have concluded that they must change as dramatically as the world in which they must cope. The administration is incorrectly stonewalling our efforts to promote change in the foreign affairs agencies.

When we held hearings on these structural changes, the most recent Secretaries of State—Secretaries Eagleburger, Baker, and Shultz—endorsed these organizational changes.

They are needed to respond to the much changed circumstances in the world.

The second major challenge in crafting this bill was to cope with the clear message of the American people that financial undiscipline and massive budget deficits were no longer acceptable.

The bill makes major cuts in the cost of foreign affairs activities of our Government—cuts that are in line with the sacrifices that other Government programs are being asked to make.

The program funding cuts in this bill as responsible cuts—they are significant without being draconian.

If the program managers responsible for executing our Nation's foreign affairs programs set their minds to it, I am convinced that our Nation's foreign affairs interests can be fully protected, as these funding cuts are made.

The administration has launched its own strategic management initiative, which it claims will reinvent government.

Unfortunately, the results of that reinventing government effort, have been very disappointing.

Too many good ideas have been rejected or compromised away.

There are many people in the foreign affairs agencies who have tried to get agency management to stop the waste of public funds and to make cuts in the agencies' operations.

There are people in the State Department, for instance, who questioned the need for us to have more State Department political officers in Belize than the Government of Belize has in its own foreign ministry.

Proposals have been made to cut back on these overly expensive programs, but the proposals have been rejected.

There just has not been the will at the senior level to make the hard decisions that are inherently necessary if we are ever to balance the budget.

Now with the cuts in funding in this bill, and the cuts that I am sure will be contained in the appropriations bills, these changes are coming.

I think that in the end, with the leaner and more efficient foreign policy program that will emerge from this bill, our country will be better off.

I, therefore, urge all Members to support this bill.

Mr. GILMAN. Mr. Chairman, I thank the gentlewoman from Florida [Ms. ROS-LEHTINEN] for her remarks in support of the bill.

Mr. Chairman, I yield 4 minutes to the gentleman from California [Mr. KIM], a senior member of our Committee on International Relations.

(Mr. KIM asked and was given permission to revise and extend his remarks.)

Mr. KIM. Mr. Chairman, I rise in support of H.R. 1561, the American Overseas Interests Act.

This bill represents a much needed reduction in foreign aid spending and an overhaul in the bureaucracy.

Over the next 7 years, the plan outlined in this bill will save the American taxpayer \$24 billion.

And, it will do so without jeopardizing key American foreign policy and our national security interests.

H.R. 1561 is designed to replace our current 1950's-vintage cold war foreign policy system with a modern model that looks ahead and meets the challenges of the 1990's and beyond.

The bill accomplishes this goal through two responsible reform packages: The first, America's foreign affairs bureaucracy: will be streamlined today, there is just too much duplication, overlap and waste among the four major foreign policy agencies. Look how confusing this is. H.R. 1561 eliminates three of these players—the Agency for International Development, the U.S. Information Agency, and the Arms Control and Disarmament Agency, and consolidates all of their responsibilities in the State Department.

This makes sense as the Secretary of State is the President's No. 1 foreign

policy adviser. The result is more effective management, elimination of waste, and the ability to cut spending by \$1.1 billion next year alone. Over 7 years it will save taxpayers \$3 billion.

The second part of the bill's reform package is an overhaul of foreign aid spending:

Over the next 7 years, foreign aid spending will be cut by \$21 billion.

These cuts are being made in a responsible way. They target waste and low-priority programs. Here is a sampling of the kind of wasteful spending we're eliminating: International Copper Study Group, International Cotton Advisory Group, International Seed Testing Association, International Rubber Study Group, and International Wheat Council.

Important programs that directly support American national security interests will continue to receive strong support. They include: narcotics control, anti-terrorism, nuclear disarmament, and Middle East Peace.

Through this bill, Americans will continue to be caring and compassionate to the truly needy. For example, the bill sets aside: Two hundred and eighty million dollars for Child Survival programs, \$25 million for Vitamin A and other nutritional programs, and \$15 million for the tropical disease prevention program.

Mr. Chairman, this is carefully crafted legislation that will provide the most cost-effective foreign policy benefit to the United States. I urge my colleagues to support this bill.

Mr. GILMAN. Mr. Chairman, I thank the gentleman from California [Mr. KIM] for his supporting remarks in favor of this measure.

Mr. HAMILTON. Mr. Chairman, I yield 4 minutes to the distinguished gentleman from Maryland [Mr. WYNN].

Mr. WYNN. Mr. Chairman, I would like to thank the ranking member for yielding me an opportunity to speak.

Mr. Chairman, I rise to oppose this bill. I think it is a major retreat from our responsibilities as a world leader. As a sole remaining superpower in the world, the United States has the responsibility and an important opportunity to exert leadership on the world stage. The opportunity is in shaping the world to reflect our democratic ideals and principles so that we have a world of open societies and open markets. The responsibility is in providing leadership, strength, interest and humanitarian assistance.

Mr. Chairman, we have already seen what can happen when the United States withdraws from the global stage. If we choose to run away from our responsibilities and commitments, the rest of the world may come calling. They may visit us, in fact, in some violent and terroristic ways.

Now there are those in Congress who believe we are spending too much and that the price of being a superpower is too high. They prefer the rhetoric to the price tag. I disagree.

We have heard how they are going to save money through this bill. Let me

emphasize in the first instance the reorganization saves no money. They move around little boxes on a chart, but in the final analysis those responsibilities are only moved to another agency where they will be performed there. It is only an expansion of bureaucracy.

They suggest that somehow they have a mandate to shrink our foreign commitments based on the November elections. The University of Maryland recently conducted a study of Americans on foreign aid, and what they found is that Americans actually do support foreign aid. It is just that they believe we are spending a lot more than we really are.

When Americans were asked how much the U.S. spends on foreign aid, the average answer was we are spending about 15 percent of the Federal budget on foreign aid. When asked how much they felt would be an appropriate figure, they said about 5 percent.

Let me set the record straight. Right now we are only spending 1 percent, so in actuality, when we educate the American public, we find that their expectations of our role in world leadership and our actual expenditures are in fact in line.

There is simply a lot of reasons why we should support foreign aid. I would like to talk about two reasons in particular.

The cuts in this bill for Africa would force us to shut down many of the programs which help make countries—which help countries making a difficult transition from democracy to democracy and to open economies from communism. It will hurt our efforts to open markets in countries such as Ghana, where United States exports have doubled in recent years. It will harm efforts to slow population growth where we have succeeded in Kenya and Zimbabwe, and it will undermine future efforts to prevent humanitarian disasters such as those of Somalia, Rwanda, and Angola.

In addition to harming our efforts in Africa, the bill would also harm our ability to support our Latin American and Caribbean neighbors. This bill cuts aid to that region by 25 percent, keeping in mind we are only spending 1 percent of the national budget on foreign aid. Political reforms in the Western Hemisphere and resulting economic stability have encouraged the strengthening of economic ties between this region and the United States. Trade is a winning proposition between the United States and Latin America and the Caribbean. It is the fastest growing export market in the world for our goods. It is the only region where the United States enjoys a trade surplus.

Open markets will also promote economic development in poor Latin American and Caribbean countries. This will help stem the flow of illegal immigration to the United States.

Finally, foreign aid in the form of preventive diplomacy and international affairs will be our least costly

and most effective line of defense. Many Americans have sacrificed, some have even died, for our role as a world leader. Now is not the time to abdicate that role. Leadership does have a price tag. But I think, once the American people understand that that price tag is really a small proportion of our budget, they will support our current aid priorities and will leave us to continue our role as a true world leader.

Mr. HAMILTON. Mr. Chairman, I yield 2 minutes to the distinguished gentleman from Indiana [Mr. ROEMER].

(Mr. ROEMER asked and was given permission to revise and extend his remarks.)

Mr. ROEMER. Mr. Chairman, I thank the distinguished ranking member, the gentleman from Indiana [Mr. HAMILTON], who we in Indiana are very proud of, and I congratulate the new chairman of the committee for his hard work on this bill. I would like to focus in my 2 minutes attention a little bit more on the problem in Chechnya. I know that this is a very foolhardy and brutal war that the Russians are conducting in Chechnya. It threatens the internal efforts the Russians are making toward democracy in a free market system.

□ 1515

It almost threatened the Russians' ability to gain access to the \$6.2 billion loan that they acquired through the International Monetary Fund, which the United States is the largest guarantor of. We cannot allow the Russians to continue to spend in some estimates up to \$2 billion to fight a war that is foolish, that is brutal, and that contains a host, a myriad, of human rights violations.

Mr. Yeltsin in a recent meeting with President Clinton in Russia backtracked on his commitment to end this war. He said, first, this is an internal matter, and, second, there is no war there. We are merely confiscating some weapons. Nothing is going on. Nobody is being hurt, nobody is being killed.

It is in the direct United States foreign policy interests to end this war and have a proactive and constructive relationship with Russia. I will hope to offer two amendments, first, a sense of the Congress condemning this ongoing Russian war in Chechnya; second, an amendment that will cut 10 percent of aid to Russia, to send them a very strong signal that we think Mr. Yeltsin should not say this is an internal matter, he should not say this is confiscating weapons. This is a foolhardy and brutal war that must end now.

Mr. HAMILTON. Mr. Chairman, I yield myself such time as I may consume.

Mr. Chairman, this is not an ordinary authorization bill. I think all of us would agree that these are not ordinary times and that the President and the Congress face extraordinary new challenges in this post-cold-war period, threats posed by Iran and Iraq, Bosnia,

Russia, NATO expansion, Middle East peace, non-proliferation, and population growth. These are some of the problems that confront the President and the Congress. They are very formidable challenges.

I think the key question we ought to ask ourselves as we engage in this debate is does the bill give the President the means to confront the challenges to American foreign policy that now exist? Does it enable the President of the United States to do what all of us want him to do, and that is to lead in the world?

I will oppose this bill for three reasons: First, I oppose it because it mandates reorganization of the foreign policy bureaucracy. I do not believe that the proponents of the bill have provided us any rationalization for this reorganization. We have had very little time to consider the implications of the reorganization proposal, and, so far as I am able to see, as indeed one of the members of the majority on the committee acknowledged in debate, is that the bill merely shuffles boxes on a chart. It represents micro-management by the legislative branch of the executive branch without any evidence of cost saving or benefit to U.S. foreign policy.

So far as I can see, there is no relationship between the reorganization plan presented in this bill and the problems with the making and implementation of American foreign policy, which surely exists. But there is no tie between those problems and the reorganizational changes that are made here. It is reorganization for reorganization's sake.

USIA, ACTA, and AID have missions and expertise that are really quite distinct from the Department of State. These missions serve U.S. interests and would likely be lost, or at least diminished, in a massive new State Department bureaucracy.

Let me simply call to the attention of my colleagues that what this bill does is create a massive State Department. It doubles the number of employees in the State Department. It triples the budget of the State Department. And that is a Department, to put it kindly, that has not been known for its management efficiencies. But we are doubling it and tripling it in size. Rather than make foreign policy more coherent, I think you really just create a massive Department and you diminish important voices like USIA, ACTA, and AID.

It is worth noting that the Clinton administration has already made some significant changes, streamlining, achieving reductions, and cost savings. I think I would be among the first to acknowledge that they have not done enough and we should press them to do more. But the Congress of the United States should not be telling the executive branch how to organize its business. Basically what we should tell them is we will support them so long as they do things right, we will criticize

them when they are wrong, and we will look to results. But we should not tell a President how he is organizing his own executive branch, at least under ordinary circumstances.

If you compare this reorganization that is taking place in the foreign policy establishment with the kind of reorganizations that have taken place in the Defense Department, and are now taking place in the intelligence community, you can see that there simply is no comparison, there is no rationale here, there is no Bottom-Up Review. There is no time for consideration of the proposals, and I simply do not have a good idea of what this reorganization will do to the operation of American foreign policy.

Now, the second reason that I oppose this bill is because it cuts drastically the resources this President, or any President, has to conduct American foreign policy. I do not think it is an exaggeration to say that the bill will force the United States out of the game as a player in major parts of the world. If we are not permitted to put up the resources, then we are not going to be able to lead.

Several speakers have pointed out the advantages that come from foreign assistance. Foreign assistance is one of the tools that a President of the United States has in the conduct of American foreign policy. Those tools, of course, include military power, diplomacy, economic power, trade, and foreign aid. And not for a minute would I put foreign aid as among the most important tools of a President, but in certain circumstances it can be a very important tool. It can promote U.S. security and reduce U.S. defense spending, because it costs less to address problems before they become threats to U.S. security.

Foreign assistance, for example, enabled us to persuade Ukraine, Belarus, and Kazakhstan to become nonnuclear weapons States. Foreign assistance directly benefits the United States. Eighty percent of the aid procurement goes directly to American firms and nongovernmental organizations, creating, I might say, jobs in America.

Foreign assistance has certainly developed markets and increased U.S. exports. Most of the growth in United States exports today come from the developing world, in countries such as those in the former Soviet bloc, which are now in a transition to a free market.

We agree with our colleagues on the other side of the aisle that the time calls for reduced government. We agree that savings can be made in this budget. But we think that it has been cut far too much with the proposals in this bill.

Foreign assistance has been cut 40 percent in the last decade. There are very few accounts in the Federal Government's budget that have been cut more than the foreign assistance budget in the last 10 years.

In 1985, foreign assistance was 2.5 percent of the budget. Today it is approximately 1 percent. We all know that the

Federal budget cannot be balanced by deep cuts in foreign aid which, as other speakers have said, represents less than 1 percent of the Federal spending. But let me just put on the record the degree of cuts that this bill provides.

In developmental assistance, \$442 million. That is 34 percent below what the President says he needs. The Development Fund for Africa has been cut \$173 million. That is 21 percent below the President's request. Assistance for Latin America and the Caribbean has been cut by approximately \$213 million. That is 25 percent below the President's request. Assistance for Eastern Europe and the Baltics has been cut by \$155 million. That is about 32 percent below the President's request. Cuts for the New Independent States in the Soviet Union have been cut \$145 million. That is 18 percent below the President's request. Cuts for contributions to international organizations have been cut \$209 million. That is 14 percent below the President's request.

Now, I am prepared to stipulate that we do not need to give everything to the President that he has requested here. I myself favor some reductions. But these cuts in this bill I think you would acknowledge are very dramatic, draconian cuts. Keep in mind, these cuts are only the first installment, because as you go down the line under the House budget resolution, the cuts become much deeper and much more extreme. The result, I think, is that you seriously undermine the President's ability to use one of the important tools that he has available in the conduct of American foreign policy.

Now, the third reason I oppose this bill is that it includes many provisions, policy provisions, that restrict a President's ability to conduct foreign policy. It reduces our ability to follow through on the North Korean framework agreement. It derails our steady support for democratic and market reform in the New Independent States. It weakens our leverage in the international institutions. It changes our refugee policies in ways that threaten to open up our borders to tens of thousands of new immigrants.

Many of these provisions in the bill are complicated, vague, and ambiguous. On several occasions the sponsors of the amendments could not tell us what countries would be affected other than perhaps a specific country that was specifically targeted.

We simply do not know the impact of many of these amendments. And while it can be said that any one of these amendments may very well have merit, the fact is that when you put all of these amendments together in this bill, dozens of them, dozens of amendments, the cumulative effect of those amendments is you tie a President's hands in knots when he tries to conduct American foreign policy.

This bill ties the hands of the President in China. It undermines the 1982 United States-China agreement on arms sales to Taiwan. It eliminates the

President's discretion to decide what leaders from Taiwan may visit the United States. It mandates a special envoy to Tibet.

The bill ties the President's hands on Russia. It requires a cutoff of assistance if the President cannot certify improved Russian behavior in Chechnya, if a country sells nuclear equipment, dual use items or military equipment to Iran or other states on the terrorism list. Not only will this sweeping provision cut off all assistance to Russia, which has been a critical component of American policy, it almost certainly would cut off assistance to Poland, Hungary, and several other Eastern European states.

This bill requires the cutoff of assistance to any country that blocks the delivery of humanitarian assistance. That probably cuts off aid to Turkey. It could very well cut off aid to Israel. If Israel decides for security reasons, for example, to stop a single shipment to Gaza or Jericho, its aid would have to be cut off. Because of the Greek embargo on the former Yugoslav Republic of Macedonia, this provision could potentially lead to a cutoff of assistance to Greece.

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The bill opens wide the door for a vast expansion of illegal immigrants, especially from the People's Republic of China. By offering asylum to victims of coercive populations programs, the bill offers political asylum to millions of Chinese. This provision will facilitate Chinese alien smuggling into the United States. The bill requires the United States to admit and help resettle elsewhere all Vietnamese, all Laotians, all Cambodian refugees who have failed to qualify for resettlement.

Mr. Chairman, the bill prohibits assistance to countries that consistently oppose the United States in the U.N. General Assembly. That could be a slap at a number of countries, for example, India, and also hurts countries too poor to have an ambassador resident in New York to vote.

This bill prohibits United States assistance to countries that engage in nonmarket trade with Cuba. That could be applied to Russia. It might be applied to Mexico. I am told it might even apply to Ireland.

This bill not only makes deep cuts in development assistance and the development for Africa, but it earmarks two-thirds of what is left for a very worthy purpose: child survival resources, which all of us support. But as you diminish the total number of resources in the bill and then earmark two-thirds of what is left, it means you reduce money for microenterprise lending, agriculture, family planning and health.

Well, the President then is going to be severely restricted by the passage of this bill, and this bill is going to be seen across the world as a retreat from our ability to lead. It signals a retreat from world leadership and a stepping back from world responsibilities.

I really do not think that this House wants to send that message to the world today. This debate is not really about shuffling boxes in a reorganization scheme or cutting bureaucracies. It is about the President's ability to carry out his constitutional role to conduct American foreign policy. I believe this bill undermines our ability to support America's security, to advance America's interests, and to lead in the world.

We are the world's only superpower. We have today an extraordinary opportunity, an unprecedented opportunity to shape the world, to open up societies, and to develop free markets. But we cannot do it, we cannot do it if we impose draconian cuts on resources and we engage in an assault on the President's power to conduct American foreign policy.

For these reasons, my colleagues, I urge a "no" vote on the bill.

#### I. INTRODUCTION

This is not just an ordinary authorization bill, and these are not ordinary times. The cold war is over, but we face new challenges: Bosnia, Russia, NATO expansion, Middle East peace, threats posed by Iran and Iraq, non-proliferation, and population growth. These are problems that this President is confronting, and that the next President—Republican or Democrat—will also confront.

As we engage in debate and deliberation on H.R. 1561, I think we should be asking this basic question: Does this bill give the President the means to confront the challenges we face in the world today?

#### II. WHAT'S IN THIS BILL

Bill summary—This bill has three components: First, it abolishes three agencies—AID, USAID, and ACDA—and rolls them into the State Department. This bill creates a massive State Department super-bureaucracy, doubling the number of employees and tripling the budget managed by the Department, without providing either cost-savings or improvement in foreign policy performance.

Second, this bill cuts international programs by \$2 billion below the President's request, and \$1 billion from fiscal year 1995 appropriations. Foreign aid is hit hardest.

Third, this bill is replete with policy restrictions and earmarks that hamstring the President. In country after country, this bill subjects important bilateral relationships to a single-issue litmus test. It sets a new standard for micromanagement and poorly-drafted provisions.

#### III. PROBLEMS WITH THE BILL

A. Reorganization—I will oppose this bill because it mandates reorganization of the foreign policy bureaucracy.

Proponents have provided no rationale for the reorganization. The committee had little time to study the proposal and little consideration was given to its implications.

This bill merely shuffles boxes on a chart. It represents micromanagement without any evidence of cost-saving or benefit to U.S. foreign policy.

There is no relationship between the reorganization plan in this bill and the problems we confront in the world. There is no effort to tie these reorganization proposals to any improvement in American foreign policy.

USIA, ACDA, and AID have missions—and expertise—quite distinct from the State Department. These serve U.S. interests and would likely be lost in a massive new State Department.

Rather than make foreign policy more coherent, reorganization will simply create a massive State Department bureaucracy, doubling the number of employees and tripling the current budget. All this in an agency notoriously weak on management.

Under the Clinton administration, the foreign policy agencies are already streamlining and achieving significant reductions and cost-savings. Under the Clinton administration, staff already has been reduced by 2,300 in these foreign policy agencies, contributing to \$500 million in cost savings so far. The administration has pledged to cut another \$5 billion from the international affairs budget from 1997 through the year 2000.

Yet the Congressional Budget Office has not done any study on the potential cost savings that would result from the consolidation mandated by this bill.

Compare this consolidation to the comprehensive review of the Pentagon under one of our former colleagues, Les Aspin, whose passing we mourn this week. Compare this bill to the comprehensive review of intelligence community now underway in the Administration.

There is no comparison. There is no rationale, no Bottom-Up Review behind this reorganization proposal. I have looked at this bill, and I simply do not have a good idea what it will do to the operation of American foreign policy.

Reorganization is a needless distraction from the real issues facing American foreign policy. It is a drain on the resources of senior officials who should be devoting their time and talent to the genuine problems of U.S. foreign policy.

B. Cutting resources—the second reason I will oppose this bill is that it cuts drastically the resources this President—or any President—needs to conduct U.S. foreign policy.

This bill will force the United States out of the game as a player in major parts of the world. The United States cannot lead without resources.

Foreign assistance promotes U.S. security and reduces defense spending because it costs less to address problems before they become threats to U.S. security. Foreign assistance, for example, enabled us to persuade Ukraine, Belarus and Kazakhstan to become non-nuclear weapons states.

Foreign assistance benefits the United States directly. Nearly 80 percent of aid procurement goes directly to American firms and non-governmental organizations.

Foreign assistance develops markets and increase U.S. exports. Most growth in U.S. exports comes from the developing world, and countries—such as those in the former Soviet bloc—that are now in transition to a free market.

We agree with our colleagues in the majority that the times call for reduced government. We agree that savings can be found in the international affairs budget.

But foreign assistance has already been cut by 40 percent in the last decade. In 1985, foreign assistance was 2.5 percent of the budget. Today it is 1 percent. The Federal budget cannot be balanced by deep cuts in foreign aid,

which represents less than 1 percent of Federal spending.

This bill: Cuts development assistance by \$442 million, or 34 percent below the President's request; cuts the Development Fund for Africa by \$173 million, or 21 percent below the President's request; cuts assistance for Latin America and the Caribbean, according to the administration's best estimates, by \$213 million, or 25 percent below the President's request; cuts assistance for Eastern Europe and the Baltics by \$155 million, or 32 percent below the President's request; cuts assistance for the New Independent States of the former Soviet Union by \$145 million, or 18 percent below the President's request; and cuts our contributions to international organizations by \$209 million, or 14 percent below the President's request.

Further cuts in foreign assistance are necessary, and appropriate. But the cuts in this bill are wrong, they are extreme, and they are draconian.

C. Policy provisions—The third reason I will oppose this bill is that it includes many policy provisions that restrict the President's ability to conduct foreign policy.

It reduces our ability to follow through on the North Korean framework agreement.

It derails our steady support for democratic and market reform in the new independent states.

It weakens our leverage at the United Nations and in other international institutions.

It changes our refugee policies in ways that threaten to open up our borders to tens of thousands of new immigrants.

Many of these provisions are complex, vague, and ambiguous. Many of the sponsors could not say what countries their amendments would affect, other than the country specifically targeted. We do not know a lot about the impact of these amendments. Any single amendment may have merit, but the cumulative effect is to tie the President in knots.

This bill ties the President's hands on China. It undermines the 1982 U.S. agreement with China on arms sales to Taiwan; eliminates the President's discretion to decide which leaders from Taiwan may visit the United States; and mandates a U.S. special envoy on Tibet.

This bill ties the President's hands on Russia. It requires a cutoff of assistance if the President cannot certify improved Russian behavior in Chechnya; and, if a country sells nuclear equipment, dual-use items or military equipment to Iran or other states on the terrorism list.

Not only would this sweeping provision cut off assistance to Russia, it would almost certainly cut off assistance to Poland, Hungary, and several other friendly countries in Eastern Europe.

This bill requires the cutoff of assistance to any country that blocks the delivery of U.S. humanitarian assistance. This will cut off assistance to Turkey. It could cut off assistance to Israel if Israel decides for security reasons to stop a single U.S. shipment to Gaza or Jericho. Because of the Greek embargo of the former Yugoslav Republic of Macedonia, this provision could potentially lead to a cutoff of U.S. assistance to Greece.

This bill will open the door wide for a vast expansion of illegal immigrants, especially from the People's Republic of China. By offering asylum to "victims of coercive population

programs", the bill offers political asylum to a billion Chinese. This provision will facilitate Chinese alien smuggling to the United States.

This bill requires the United States to admit or help resettle elsewhere all Vietnamese, Laotians, and Cambodian refugees who have failed to qualify for resettlement.

This bill prohibits assistance to countries that consistently oppose the U.S. position in the U.N. General Assembly. This is a slap to India, and also hurts countries too poor to have an ambassador resident in New York to vote.

This bill prohibits U.S. assistance to countries that engage in non-market trade with Cuba. This could be applied to Russia, Mexico, and even Ireland.

This bill not only makes deep cuts in development assistance and the Development of Africa, it earmarks two-thirds of what's left. It increases child survival resources, which we all support, but takes away resources for other important programs—microenterprise lending, agriculture, basic education, and family planning and health.

#### IV. CONCLUSION: FUNDAMENTAL QUESTIONS

The President has a handful of tools with which to conduct foreign policy and protect national security: he can use military force, he can use diplomacy, he can use economic leverage, and he can use foreign assistance. If we pass this bill, we will be limiting his ability to use three of those tools.

The bottom line is simple: This bill signals a retreat from world leadership, a stepping back from world responsibilities.

I don't think that is the message this House wants to send to the world. This debate is not really about shuffling boxes, or cutting bureaucrats. It is about the President's ability to carry out his constitutional role to conduct American foreign policy.

I believe this bill undermines our ability to support America's security, to advance America's interests, and to lead in the world. We are the world's only superpower. We have an extraordinary opportunity to shape the world—open societies and free markets. But we cannot do it if we impose draconian cuts on resources and engage in an assault on the President's authority to manage and to conduct American foreign policy.

I urge a "no" vote on this bill.

Mr. GILMAN. Mr. Chairman, I yield 3 minutes to the gentleman from Indiana [Mr. BURTON], the distinguished chairman of our Subcommittee on the Western Hemisphere.

Mr. BURTON of Indiana. Mr. Chairman, I thank the gentleman for yielding time to me. I hate to rise and oppose my good friend and colleague from Indiana, but I think there are some things that should be pointed out.

He said in his very eloquent speech just a moment ago that this bill is going to hurt our security and hurt the President's ability to conduct foreign policy. The President just got back from Moscow. When he went to Moscow he was going to say something to the Russian President, Mr. Yeltsin, about selling nuclear technology to Iran. And he was also going to talk about the atrocities that are taking place in Chechnya at the hands of Russian troops and try to get that stopped. Neither of those policies were reversed by the Russian Government.

The Russian leaders said in a joint press conference, in effect, keep your nose out of our business, just keep the foreign aid coming. And they are going to go ahead and sell nuclear technology to the Iranians who want to build an international ballistic missile system or at least short-range missile systems to enhance their power in that part of the world. They want to have the nuclear technology so they can build nuclear warheads, and we are allowing them to be sold. Our President was not able to stop that.

Now, how are we hurting national security when our leader goes over there and cannot get the job done? The way we deal with it is for Congress to send a message. The Congress is sending a message in this bill. We are saying to the Soviets, you sell that technology to the Iranians and there is a penalty that is going to be incurred. The security of the world is at risk because we have a bunch of nuts over there in Iran running that country. We know about their terrorist activities.

Now regarding the requirement in the bill that says that, if you do not vote with the United States at least 25 percent of the time, get that, 25 percent of the time in the United Nations, we are not going to give you foreign assistance. Does that sound unreasonable?

Is it unreasonable for the American taxpayers' dollars not going to a country that only votes with us 25 percent of the time? I mean, if you ask anybody in this country, do you think your tax dollars should go to a country that votes against us over 75 percent of the time in the United Nations every time we have a major issue, they would say, heck no. They ought to vote with us at least 50 percent of the time. This bill only says 25 percent of the time.

There are countries that will be penalized because they vote against us all the time, and they are getting hundreds of millions of dollars of taxpayers' money. That is wrong.

This bill is a good bill, it is well balanced. It sends a very strong signal around the world and to the administration as well: Be strong in foreign policy and we are going to be strong.

Mr. HAMILTON. Mr. Chairman, I yield 4 minutes to the distinguished gentleman from New Jersey [Mr. MENENDEZ].

(Mr. MENENDEZ asked and was given permission to revise and extend his remarks.)

Mr. MENENDEZ. Mr. Chairman, I thank the gentleman for yielding time to me.

Mr. Chairman, I rise in strong opposition to H.R. 1561. I am afraid that the title of the bill should not be the American Overseas Interests Act. It should be really called the American Overseas Isolationist Act of 1995.

Just yesterday the Speaker of the House said in a speech before the Council of the Americas that Republicans are not neoisolationists. He said that America must listen, learn, help, and

lead. But this bill belies that statement. Were it to pass, it would demonstrate that a majority of Republicans in this House are indeed isolationists.

Mr. Chairman, in this bill we are not listening, as the Speaker suggested. The other nations of the world are listening, and the message they hear is "stay engaged." But that message has fallen on deaf ears to many in this Chamber. It is hard to understand my friends on the other side of the aisle. They are big promoters of international trade, but they do not want to stay engaged in a manner that provides the stability for that trade to take place.

They do not want the United Nations to lead, but they do not want America to lead either. So who leads?

Mr. Chairman, in this bill we are not learning either. During the post-World-War-II era, America was at her best when she did learn the lessons of war. America helped to rebuild the free world and organize the most awesome alliance for peace and freedom the world has ever known. It led that alliance to victory over communism during the cold war. But now that the cold war is over, we want to stick our heads in the sand and wish all of the world's problems away. Instead of sewing the seeds for economic prosperity, we are seeking massive cuts in programs that promote development, U.S. economic interests, and the sales of American products abroad.

Take a look at the Japanese approach in their own backyard, the Asia-Pacific region. Right now the Japanese Government is busy priming the pumps of the emerging Asian developing countries with huge amounts of development assistance. They do not consider them handouts. These are investments that are going to lock in, for the Japanese, tremendous economic benefits in terms of exports of goods and services for the Japanese well into the 21st century.

They gave \$5 billion alone to that region, but it paid off handsomely for them. They grew their exports by 57 percent to \$145 billion. We are not doing the same. We are falling behind, and I am concerned that that gap will create a tremendous problem for us in our exports, which means jobs here at home.

Export growth is not a luxury we can do without. It is a requirement for the basic health of our domestic economy. It is a requirement for the basic health of our domestic economy. It is a requirement if we are to provide American workers with high-paying, high-skilled jobs.

Mr. Chairman, in this bill we are not helping either. Quite the contrary, we are sending a clear message to the world and to our allies that we do not want to help and that we prefer to look inward.

Finally, Mr. Chairman, in this bill we have no intention of leading. After spending trillions of dollars in conflicts

throughout the world, we are about to withdraw. When has America ever been afraid to lead?

America has been the greatest and is the greatest, most powerful country in the world. Not only can it lead, it must lead. My colleagues, let us really do what Speaker GINGRICH suggested, listen, learn, help, and lead.

Vote this bill down. I urge a "no" vote on the America Overseas Isolationist Act of 1995.

Mr. HAMILTON. Mr. Chairman, I yield 4 minutes to the distinguished gentleman from Florida [Mr. JOHNSTON], an important member of the committee.

Mr. JOHNSTON of Florida. Mr. Chairman, I rise in very vigorous and strong opposition to House Resolution 1561. The foreign assistance bill represents, as my previous speaker said, a return to isolationism. This is at its height. I really feel that I am in a time warp going back to the early 1920's when Henry Cabot Lodge, Sr. got us out of the League of Nations. We are now becoming the isolationist country of the world.

We live in a unipolar world. The United States is the lone remaining superpower on Earth. Our actions will profoundly affect the nature of the world in which we live.

U.S. foreign assistance supports historic traditions to free market democracies, which are occurring across the globe. As the previous speaker said, look what happened when we poured into South Korea during all these years in foreign assistance, and it is returning to us doubly now in the trade that we have there.

The records show that democracies do not go to war with democracies. And the spread of democracy is directly in the United States' national security interests. The growth of market economies around the world, providing new markets for United States exports, is in the economic interest of the United States.

Americans are, thankfully, a moral people. We are our brother's keeper, and provision of humanitarian aid to the world's poorest people is in our moral interest.

The severe cuts in the bill ignore United States interests, moreover. I am sure it has already been quoted but let us go back and look at the New York Times poll that was published 2 weeks ago. I am convinced that the Contract for America was written by a pollster, but he really missed the boat on this one.

It found that Americans thought that 15 percent of foreign aid is too high and too much, but 5 percent is about right and 3 percent would be too little. We are now giving less than 1 percent of our budget to foreign aid.

I oppose many of the specific provisions in the bill. Consolidation will create one huge unwieldy megabureaucracy. It will reduce accountability, shift the Secretary of State's attention from policy to program management and will wash down

and water down the specialized functions of each agency.

In particular, it will, by merging all into the State Department, subsume development priorities to the day-to-day management of diplomacy.

I vigorously oppose many of the provisions in the other sections of the bill. Cut the population programs; you talk about degradation of the environment; wait until this comes along; Development assistance cuts and peacemaking cuts will cripple our efforts in vital areas.

But perhaps above all else, I oppose the 22 percent slash in our assistance to Africa. We now give \$600 million to 600 million people. I believe that this cut is immoral, will necessitate huge future expenditures on preventive humanitarian prices. We could have stopped the crisis in Somalia in which we dropped \$1.5 billion or the crisis in Rwanda, where we dropped \$600 million, if we had gotten in their earlier with humanitarian assistance.

Mr. Chairman, I strongly urge a no vote on this bill.

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Mr. HAMILTON. Mr. Chairman, I yield 3 minutes to the distinguished gentleman from New York [Mr. ACKERMAN].

(Mr. ACKERMAN asked and was given permission to revise and extend his remarks.)

Mr. ACKERMAN. Mr. Chairman, I rise in reluctant opposition to this bill. The legislation before us today represents a retrenchment of U.S. foreign policy in the post-cold-war era. For the past 40 years we fought the cold war and we prevailed. Now a wave of neo-isolationism has taken over and this Congress is preparing to walk away from our responsibilities as a world leader. This bill is destructive not only to the foreign policy apparatus of this government, but the massive budget cuts that will result from it are unwise and shortsighted.

Furthermore, this bill proposes the elimination of three agencies, without even a hint of what the cost will be. During the committee markup, an amendment was offered that is totally consistent, even with the Contract With America, requiring a cost-benefit analysis of the proposal so Congress may understand the costs that we are about to incur as a result of adopting this consolidation legislation. Unfortunately, the majority oppose the cost-cutting benefit proposal in a year when they are otherwise zealously committed to its rigorous application in the conduct of Government's affairs. This inconsistency is striking, to say the least.

On the foreign aid side of the ledger, the bill offered today cuts development assistance massively, with a 20-percent cut alone for the development fund for Africa. I vigorously oppose these cuts at a time when, magically, there are sufficient funds available to increase foreign military sales within the bill. I

must wonder how we can have more for military sales when the basic development accounts are being stripped bare.

Mr. Chairman, I am also deeply concerned about the future of aid to Israel. Israel has taken great risks by undertaking the peace process with Jordan, the Palestinians, and the Arab countries in the region. Yet, we are rapidly moving towards isolating Israel, Egypt, and the Middle East peace allocations within a rapidly shrinking foreign aid budget. This is a dangerous precedent which will leave the Middle East peace process hanging out, almost alone, vulnerable to future cuts when the peace process may require larger, rather than smaller, allocations in order to be implemented.

Mr. Chairman, I am glad that this bill takes care of Israel this year. If it is the intent to take care of the few to the detriment of all others, I will not but it. I will not be put in a position of being for myself alone.

Mr. Chairman, during the past decade we worked in a bipartisan fashion to craft a foreign aid bill that could receive the support of both sides. Today we have a bill that is designed to undermine our President and Secretary of State by devastating cuts to our foreign policy agencies and to the worldwide assistance which serves to buttress U.S. foreign policy objectives.

Mr. Chairman, the destruction in this bill may be popular with the majority today, but the implications for tomorrow should give us pause before this Congress enacts such shortsighted legislation.

Mr. Chairman, I urge the defeat of this bill.

Mr. HAMILTON. Mr. Chairman, I yield 3 minutes to the distinguished gentleman from New Mexico [Mr. RICHARDSON].

(Mr. RICHARDSON asked and was given permission to revise and extend his remarks.)

Mr. RICHARDSON. Mr. Chairman, first let me say that my opposition to this bill, very categorically, does not diminish the great respect I have for the gentleman from New York, BEN GILMAN, and his leadership on foreign policy issues for many, many years. I want to commend the gentleman from Indiana [Mr. HAMILTON] once again for being steadfast to the bipartisanship that has always existed in our foreign policy, and which, regrettably, seems to be ending this year with political documents, H.R. 7, and now this piece of legislation.

Suffice it to say, Mr. Chairman, that the Secretary of State of the United States says that this bill "wages an extraordinary assault on this and every future President's constitutional authority to manage foreign policy." That is pretty strong language. I believe we should pay heed to that language. We are strangling the Executive Branch's ability to conduct foreign policy.

What this bill does is virtually eliminate our opportunity to negotiate with

the North Koreans, which is happening at this very moment on the nuclear framework agreement. It eliminates any kind of leverage that we would have with the North Koreans, the South Koreans, and all those participating in this very key initiative.

It limits the President's ability to deal with migration and refugee affairs which is becoming increasingly important in this interdepartmental world. On the shores of our own country, our borders, this bill drastically restricts our ability to deal with their issue. Our relationship with China is jeopardized by this bill, and our relationship with the new independent states is jeopardized. This bill reduces the assistance that we need to give them to keep them not just market-oriented and democratic, but moving in the direction that we want in terms of NATO and the power relationship in Europe.

This bill also severely restricts the President's ability to reorganize the foreign policy machine. This bill abolishes important agencies, including AID, USDA, and USIA, that right now conduct our foreign policy, and without any administration consultant. It basically says we know best. We are going to abolish them, and we are going to decide what is best for the administration's conduct of foreign policy.

Most importantly, Mr. Chairman, this bill kills any kind of effort by the United States to be involved in development assistance. The bill would reduce development assistance by 34 percent, cut Africa's development assistance by 21 percent, a devastating cut, at the same time that in Latin America we have halved our development assistance. We are no longer players in that arena.

What would we have to do if this bill is passed? The administration would be forced to abruptly withdraw support for programs in up to 20 lower-income countries, beyond the 27 the administration is committed to terminating; but by not engaging in the developing world, we are simply arming Europe and Japan to beat us in the world of trade. This is not a good bill, and it should be defeated.

Mr. HAMILTON. Mr. Chairman, as I understand it, I have 1 minute remaining, and I yield that 1 minute to the distinguished gentlewoman from New York [Ms. VELÁZQUEZ].

(Ms. VELÁZQUEZ asked and was given permission to revise and extend her remarks.)

Ms. VELÁZQUEZ. Mr. Chairman, I rise in strong opposition to this bill. This week the Republicans do for overseas interests what the new majority has done for the domestic agenda. They target assistance for the most needy, while preserving billions of dollars for military and security spending.

The promotion of peace and international development were once seen as vital to global peace and prosperity. They were also considered as important domestic priorities.

This bill reverses those policies. It cuts humanitarian assistance for education, AIDS prevention, and agricultural research; abolishes AID; and cripples international peacekeeping operations. It means death for hundreds of thousands of innocent children in Africa, and many more civilian casualties in the Balkans.

This so-called Overseas Interests Act instead invests in arms. Billions more are wasted on military hardware in the Middle East—one of the most heavily armed regions in the world.

The foreign assistance cuts will not even make a dent in the deficit. Only 1 percent of the Federal budget is spent on foreign aid. Even less goes towards development assistance.

While the world calls out for opportunity and brotherhood, this bill offers isolation and indifference. For international peace and prosperity, and domestic sanity, I urge my colleagues to vote "no."

The CHAIRMAN. The time of the gentleman from Indiana [Mr. HAMILTON] has expired.

Mr. GILMAN. Mr. Chairman, I yield myself such time as I may consume.

(Mr. GILMAN asked and was given permission to revise and extend his remarks.)

Mr. GILMAN. Mr. Chairman, I fully agree with the gentleman from Indiana [Mr. HAMILTON] that this bill makes significant changes. My colleagues, if you want to reduce the foreign aid budget, I urge you to vote for this bill. If you want to bring about savings in our State Department budget by consolidating the three agencies of the Federal Government, then vote for this bill. If you support aid for antiterrorism assistance, counter-narcotics programs, and assistance for stabilizing the Middle East, you should vote for this bill. If you prefer the status quo, more bureaucracy and increased foreign aid spending, then your vote is "no." With the adoption of the Brownback amendment, this bill will be under budget. Secretary of State Warren Christopher earlier this year proposed consolidation. This bill will make it happen. I urge my colleagues to vote for this bill, the American Overseas Interests Act.

Mr. GILMAN. Mr. Chairman, I yield back the balance of my time.

The CHAIRMAN. All time for general debate has expired.

Pursuant to the rule, the committee amendment in the nature of a substitute, as modified, printed in the bill is considered as an original bill for the purpose of amendment, and is considered as having been read.

The text of the committee amendment in the nature of a substitute, as modified, is as follows:

H.R. 1561

Be it enacted by the Senate and House of representatives of the United States of America assembled,

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "American Overseas Interests Act of 1995".

#### SEC. 2. ORGANIZATION OF ACT INTO DIVISIONS; TABLE OF CONTENTS.

(a) DIVISIONS.—This Act is organized into three divisions as follows:

(1) Division A—Consolidation of Foreign Affairs Agencies.

(2) Division B—Foreign Relations Authorizations.

(3) Division C—Foreign Assistance Authorizations.

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

Sec. 1. Short title.

Sec. 2. Organization of Act into divisions; table of contents.

#### DIVISION A—CONSOLIDATION OF FOREIGN AFFAIRS AGENCIES

##### TITLE I—GENERAL PROVISIONS

Sec. 101. Short title.

Sec. 102. Congressional findings.

Sec. 103. Purposes.

Sec. 104. Definitions.

#### TITLE II—UNITED STATES ARMS CONTROL AND DISARMAMENT AGENCY

##### CHAPTER 1—GENERAL PROVISIONS

Sec. 201. Effective date.

Sec. 202. References in title.

#### CHAPTER 2—ABOLITION OF UNITED STATES ARMS CONTROL AND DISARMAMENT AGENCY AND TRANSFER OF FUNCTIONS TO SECRETARY OF STATE

Sec. 211. Abolition of United States Arms Control and Disarmament Agency.

Sec. 212. Transfer of functions to Secretary of State.

#### CHAPTER 3—REORGANIZATION OF DEPARTMENT OF STATE RELATING TO FUNCTIONS TRANSFERRED UNDER THIS TITLE

Sec. 221. Reorganization plan.

Sec. 222. Coordinator for arms control and disarmament.

##### CHAPTER 4—CONFORMING AMENDMENTS

Sec. 241. References.

Sec. 242. Repeal of establishment of agency.

Sec. 243. Repeal of positions and offices.

Sec. 244. Transfer of authorities and functions under the Arms Control and Disarmament Act to the Secretary of State.

Sec. 245. Conforming amendments.

#### TITLE III—UNITED STATES INFORMATION AGENCY

##### CHAPTER 1—GENERAL PROVISIONS

Sec. 301. Effective date.

#### CHAPTER 2—ABOLITION OF UNITED STATES INFORMATION AGENCY AND TRANSFER OF FUNCTIONS TO SECRETARY OF STATE

Sec. 311. Abolition of United States Information Agency.

Sec. 312. Transfer of functions to Secretary of State.

#### CHAPTER 3—REORGANIZATION OF DEPARTMENT OF STATE RELATING TO FUNCTIONS TRANSFERRED UNDER THIS TITLE

Sec. 321. Reorganization plan.

Sec. 322. Principal officers.

##### CHAPTER 4—CONFORMING AMENDMENTS

Sec. 341. References.

Sec. 342. Abolition of Office of Inspector General of the United States Information Agency and transfer of functions to Office of Inspector General of the Department of State.

Sec. 343. Amendments to title 5.

Sec. 344. Amendments to United States Information and Educational Exchange Act of 1948.

Sec. 345. Amendments to the Mutual Educational and Cultural Exchange Act of 1961 (Fulbright-Hays Act).

Sec. 346. International broadcasting activities.

Sec. 347. Television broadcasting to Cuba.

Sec. 348. Radio broadcasting to Cuba.

Sec. 349. National Endowment for Democracy.

Sec. 350. United States scholarship program for developing countries.

Sec. 351. Fawcett Fellowship Board.

Sec. 352. National Security Education Board.

Sec. 353. Center for Cultural and Technical Interchange between North and South.

Sec. 354. East-West Center.

Sec. 355. Mission of the Department of State.

Sec. 356. Consolidation of administrative services.

Sec. 357. Grants.

Sec. 358. Ban on domestic activities.

Sec. 359. Conforming repeal to the Arms Control and Disarmament Act.

Sec. 360. Repeal relating to procurement of legal services.

Sec. 361. Repeal relating to payment of subsistence expenses.

Sec. 362. Conforming amendment to the Seed Act.

Sec. 363. International Cultural and Trade Center Commission.

Sec. 364. Foreign Service Act of 1980.

Sec. 365. Au pair programs.

Sec. 366. Exchange program with countries in transition from totalitarianism to democracy.

Sec. 367. Edmund S. Muskie Fellowship program.

Sec. 368. Implementation of convention on cultural property.

Sec. 369. Mike Mansfield Fellowships.

#### TITLE IV—AGENCY FOR INTERNATIONAL DEVELOPMENT

##### CHAPTER 1—GENERAL PROVISIONS

Sec. 401. Effective date.

Sec. 402. References in title.

#### CHAPTER 2—ABOLITION OF THE AGENCY FOR INTERNATIONAL DEVELOPMENT AND TRANSFER OF FUNCTIONS TO SECRETARY OF STATE

Sec. 411. Abolition of Agency for International Development and the International Development Cooperation Agency.

Sec. 412. Transfer of functions to Secretary of State.

#### CHAPTER 3—REORGANIZATION OF DEPARTMENT OF STATE RELATING TO FUNCTIONS TRANSFERRED UNDER THIS TITLE

Sec. 421. Reorganization plan.

Sec. 422. Principal officers.

##### CHAPTER 4—CONFORMING AMENDMENTS

Sec. 441. References.

Sec. 442. Abolition of Office of Inspector General of the Agency for International Development and transfer of functions to Office of Inspector General of the Department of State.

Sec. 443. Abolition of Chief Financial Officer of the Agency for International Development and transfer of functions to Chief Financial Officer Department of State.

Sec. 444. Amendments to title 5, United States Code.

Sec. 445. Public Law 480 program.

##### TITLE V—TRANSITION

Sec. 501. Reorganization authority.

Sec. 502. Transfer and allocation of appropriations and personnel.

Sec. 503. Incidental transfers.

Sec. 504. Effect on personnel.

Sec. 505. Voluntary separation incentives.

Sec. 506. Savings provisions.

Sec. 507. Property and facilities.



- Sec. 508. Authority of Secretary to facilitate transition.
- Sec. 509. Recommendations for additional conforming amendments.
- Sec. 510. Final report.
- Sec. 511. Severability.
- DIVISION B—FOREIGN RELATIONS AUTHORIZATIONS
- TITLE XX—GENERAL PROVISIONS
- Sec. 2001. Short title.
- Sec. 2002. Definitions.
- TITLE XXI—AUTHORIZATION OF APPROPRIATIONS FOR DEPARTMENT OF STATE AND CERTAIN INTERNATIONAL AFFAIRS FUNCTIONS AND ACTIVITIES
- CHAPTER 1—AUTHORIZATIONS OF APPROPRIATIONS
- Sec. 2101. Administration of Foreign Affairs.
- Sec. 2102. International organizations, programs, and conferences.
- Sec. 2103. International commissions.
- Sec. 2104. Migration and refugee assistance.
- Sec. 2105. Certain other international affairs programs.
- Sec. 2106. United States informational, educational, and cultural programs.
- Sec. 2107. United States arms control and disarmament.
- TITLE XXII—DEPARTMENT OF STATE AUTHORITIES AND ACTIVITIES
- CHAPTER 1—AUTHORITIES AND ACTIVITIES
- Sec. 2201. Revision of Department of State rewards program.
- Sec. 2202. Authorities of Secretary of State.
- Sec. 2203. Buying power maintenance account.
- Sec. 2204. Expenses relating to certain international claims and proceedings.
- Sec. 2205. Consolidation of United States diplomatic missions and consular posts.
- Sec. 2206. Denial of passports to noncustodial parents subject to state arrest warrants in cases of nonpayment of child support.
- Sec. 2207. Capital investment fund.
- Sec. 2208. Efficiency in procurement.
- Sec. 2209. Training.
- CHAPTER 2—CONSULAR AUTHORITIES OF THE DEPARTMENT OF STATE
- Sec. 2231. Surcharge for processing certain machine readable visas.
- Sec. 2232. Fingerprint check requirement.
- Sec. 2233. Use of certain passport processing fees for enhanced passport services.
- Sec. 2234. Consular officers.
- CHAPTER 3—REFUGEES AND MIGRATION
- Sec. 2251. United States emergency refugee and migration assistance fund.
- Sec. 2252. Persecution for resistance to coercive population control methods.
- Sec. 2253. Report to congress concerning Cuban emigration policies.
- Sec. 2254. United States policy regarding the involuntary return of refugees.
- Sec. 2255. Extension of certain adjudication provisions.
- TITLE XXIII—ORGANIZATION OF THE DEPARTMENT OF STATE; DEPARTMENT OF STATE PERSONNEL; THE FOREIGN SERVICE
- CHAPTER 1—ORGANIZATION OF THE DEPARTMENT OF STATE
- Sec. 2301. Coordinator for counterterrorism.
- Sec. 2302. Special envoy for Tibet.
- Sec. 2303. Establishment of Coordinator for Human Rights and Refugees, Bureau of Refugee and Migration Assistance, and Bureau of Democracy, Human Rights, and Labor.
- Sec. 2304. Elimination of statutory establishment of certain positions of the Department of State.
- Sec. 2305. Establishment of Assistant Secretary of State for Human Resources.
- Sec. 2306. Authority of United States permanent representative to the United Nations.
- CHAPTER 2—PERSONNEL OF THE DEPARTMENT OF STATE; THE FOREIGN SERVICE
- Sec. 2351. Authorized strength of the Foreign Service.
- Sec. 2352. Repeal of authority for Senior Foreign Service performance pay.
- Sec. 2353. Recovery of costs of health care services.
- TITLE XXIV—UNITED STATES PUBLIC DIPLOMACY: AUTHORITIES AND ACTIVITIES FOR UNITED STATES INFORMATIONAL, EDUCATIONAL, AND CULTURAL PROGRAMS
- CHAPTER 1—GENERAL PROVISIONS
- Sec. 2401. Elimination of permanent authorization.
- Sec. 2402. Extension of au pair programs.
- Sec. 2403. Educational and cultural exchanges with Hong Kong.
- Sec. 2404. Conduct of certain educational and cultural exchange programs in Asia.
- Sec. 2405. Educational and cultural exchanges and scholarships for Tibetans and Burmese.
- Sec. 2406. Availability of Voice of America and Radio Marti multilingual computer readable text and voice recordings.
- Sec. 2407. Retention of interest.
- Sec. 2408. USIA office in Pristina, Kosova.
- CHAPTER 2—INTERNATIONAL BROADCASTING
- Sec. 2431. Expansion of Broadcasting Board of Governors.
- Sec. 2432. Plan for Radio Free Asia.
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- TITLE XXV—INTERNATIONAL ORGANIZATIONS AND COMMISSIONS
- CHAPTER 1—GENERAL PROVISIONS
- Sec. 2501. International Boundary and Water Commission.
- CHAPTER 2—UNITED NATIONS AND AFFILIATED AGENCIES AND ORGANIZATIONS
- Sec. 2521. Reform in budget decisionmaking procedures of the United Nations and its specialized agencies.
- Sec. 2522. Limitation on contributions to the United Nations or United Nations affiliated organizations.
- Sec. 2523. Report on UNICEF.
- Sec. 2524. United Nations budgetary and management reform.
- TITLE XXVI—FOREIGN POLICY PROVISIONS
- CHAPTER 1—MISCELLANEOUS FOREIGN POLICY PROVISIONS
- Sec. 2601. Taiwan Relations Act.
- Sec. 2602. Bosnia Genocide Justice Act.
- Sec. 2603. Expansion of Commission on Security and Cooperation in Europe.
- CHAPTER 2—RELATING TO THE UNITED STATES-NORTH KOREA AGREED FRAMEWORK AND THE OBLIGATIONS OF NORTH KOREA UNDER THAT AND PREVIOUS AGREEMENTS WITH RESPECT TO THE DENUCLEARIZATION OF THE KOREAN PENINSULA AND DIALOGUE WITH THE REPUBLIC OF KOREA
- Sec. 2641. Findings.
- Sec. 2642. Clarification of nuclear non-proliferation obligations of North Korea under the agreed framework.
- Sec. 2643. Role of the Republic of Korea under the agreed framework.
- Sec. 2644. Further steps to promote United States security and political interests with respect to North Korea.
- Sec. 2645. Restrictions on assistance to North Korea and the Korean peninsula energy development organization.
- CHAPTER 3—BURMA
- Sec. 2651. United States policy concerning the dictatorship in Burma.
- CHAPTER 4—TORTURE
- Sec. 2661. Definitions.
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- TITLE XXVII—CONGRESSIONAL STATEMENTS
- Sec. 2701. Inter-American organizations.
- Sec. 2702. Territorial integrity of Bosnia and Herzegovina.
- Sec. 2703. The Laogai system of political prisons.
- Sec. 2704. Concerning the use of funds to further normalize relations with Vietnam.
- Sec. 2705. Declaration of Congress regarding United States Government human rights policy toward China.
- Sec. 2706. Concerning the United Nations Voluntary Fund for Victims of Torture.
- Sec. 2707. Recommendations of the President for reform of war powers resolution.
- Sec. 2708. Conflict in Kashmir.
- Sec. 2709. United States relations with the Former Yugoslav Republic of Macedonia (FYROM).
- Sec. 2710. Sense of the Congress relating to Indonesia.
- Sec. 2711. Displaced persons.
- DIVISION C—FOREIGN ASSISTANCE AUTHORIZATIONS
- Sec. 3001. Short title.
- Sec. 3002. Declaration of policy.
- TITLE XXXI—DEFENSE AND SECURITY ASSISTANCE
- CHAPTER 1—MILITARY AND RELATED ASSISTANCE
- SUBCHAPTER A—FOREIGN MILITARY FINANCING PROGRAM
- Sec. 3101. Authorization of appropriations.
- Sec. 3102. Administrative expenses.
- Sec. 3103. Assistance for Israel.
- Sec. 3104. Assistance for Egypt.
- Sec. 3105. Loans for Greece and Turkey.
- Sec. 3106. Terms of loans.
- Sec. 3107. Nonrepayment of grant assistance.
- Sec. 3108. Additional requirements.
- SUBCHAPTER B—OTHER ASSISTANCE
- Sec. 3121. Defense drawdown special authorities.
- Sec. 3122. Stockpiles of defense articles.
- Sec. 3123. Transfer of excess defense articles.
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- CHAPTER 2—INTERNATIONAL MILITARY EDUCATION AND TRAINING
- Sec. 3141. Authorization of appropriations.
- Sec. 3142. Assistance for Indonesia.
- Sec. 3143. Additional requirements.
- CHAPTER 3—ANTITERRORISM ASSISTANCE
- Sec. 3151. Authorization of appropriations.
- Sec. 3152. Antiterrorism training assistance.
- Sec. 3153. Research and development expenses.
- CHAPTER 4—NARCOTICS CONTROL ASSISTANCE
- Sec. 3161. Authorization of appropriations.
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Sec. 3163. Notification requirement.  
 Sec. 3164. Waiver of restrictions for narcotics-related economic assistance.

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CHAPTER 6—OTHER PROVISIONS

Sec. 3181. Standardization of congressional review procedures for arms transfers.  
 Sec. 3182. Standardization of third country transfers of defense articles.  
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 Sec. 3184. Repeal of price and availability reporting requirement relating to proposed sale of defense articles and services.  
 Sec. 3185. Definition of significant military equipment.  
 Sec. 3186. Requirements relating to the Special Defense Acquisition Fund.  
 Sec. 3187. Cost of leased defense articles that have been lost or destroyed.  
 Sec. 3188. Designation of major non-NATO allies.  
 Sec. 3189. Certification thresholds.  
 Sec. 3190. Competitive pricing for sales of defense articles and services.  
 Sec. 3191. Depleted uranium ammunition.  
 Sec. 3192. End-use monitoring of defense articles and defense services.  
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TITLE XXXII—ECONOMIC ASSISTANCE

CHAPTER 1—ECONOMIC SUPPORT ASSISTANCE

Sec. 3201. Economic support fund.  
 Sec. 3202. Assistance for Israel.  
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Sec. 3221. Authorizations of appropriations.  
 Sec. 3222. Assistance for child survival activities, Vitamin A Deficiency Program, and related activities.  
 Sec. 3223. Assistance for family planning.  
 Sec. 3224. Assistance for the independent states of the former Soviet Union.  
 Sec. 3225. Development Fund for Latin America and the Caribbean.  
 Sec. 3226. Effectiveness of United States development assistance.  
 Sec. 3227. Funding for private and voluntary organizations and cooperatives.  
 Sec. 3228. Sense of the Congress relating to United States cooperatives and credit unions.

SUBCHAPTER B—OPERATING EXPENSES

Sec. 3231. Operating expenses generally.  
 Sec. 3232. Operating expenses of the office of the inspector general.

CHAPTER 4—PUBLIC LAW 480

Sec. 3241. Levels of assistance for title II.  
 Sec. 3242. Authorization of appropriations for title III.

CHAPTER 5—HOUSING GUARANTEE PROGRAM

Sec. 3251. Authorization of appropriations for administrative expenses.  
 Sec. 3252. Additional requirements.

CHAPTER 6—PEACE CORPS

Sec. 3261. Peace Corps.  
 Sec. 3262. Activities of the Peace Corps in the former Soviet Union.  
 Sec. 3263. Prohibition on use of funds for abortions.

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Sec. 3281. Exemption from restrictions on assistance through nongovernmental organizations.  
 Sec. 3282. Funding requirements relating to United States private and voluntary organizations.  
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 Sec. 3284. Foreign government parking fines.  
 Sec. 3285. Human rights reports.  
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TITLE XXXIII—REGIONAL PROVISIONS

Sec. 3301. Prohibition on assistance to foreign governments providing assistance to Cuba.  
 Sec. 3302. Assistance for Nicaragua.  
 Sec. 3303. Sense of the Congress regarding relations with Burma.  
 Sec. 3304. Debt restructuring for Egypt.  
 Sec. 3305. Prohibition on assistance to foreign governments providing assistance to Iran.  
 Sec. 3306. Assistance for Pakistan.  
 Sec. 3307. Return of military equipment of Pakistan.  
 Sec. 3308. Eligibility of Panama under Arms Export Control Act.  
 Sec. 3309. Future of the United States military presence in Panama.  
 Sec. 3310. Peace and stability in the South China Sea.  
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TITLE XXXIV—SPECIAL AUTHORITIES AND OTHER PROVISIONS

CHAPTER 1—SPECIAL AUTHORITIES

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 Sec. 3402. Authority to meet unanticipated contingencies.  
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CHAPTER 2—OTHER PROVISIONS

Sec. 3411. Congressional presentation documents.  
 Sec. 3412. Prohibition on assistance to foreign governments engaged in espionage against the United States.  
 Sec. 3413. Debt restructuring for foreign assistance.  
 Sec. 3414. Debt buybacks or sales for debt swaps.  
 Sec. 3415. Impact on jobs in the United States.  
 Sec. 3416. Prohibition on assistance to foreign governments that export lethal military equipment to countries supporting international terrorism.  
 Sec. 3417. Prohibition on assistance to countries that consistently oppose the United States position in the United Nations General Assembly.  
 Sec. 3418. Limitation on assistance to countries that restrict the transport or delivery of United States humanitarian assistance.  
 Sec. 3419. Prohibition on assistance to foreign governments, private and voluntary organizations, and other entities that inhibit United States-supported demining operations and activities.

CHAPTER 3—REPEALS

Sec. 3421. Repeal of obsolete provisions.

TITLE XXXV—EFFECTIVE DATE

Sec. 3501. Effective date.

**DIVISION A—CONSOLIDATION OF FOREIGN AFFAIRS AGENCIES  
 TITLE I—GENERAL PROVISIONS**

**SEC. 101. SHORT TITLE.**

This division may be cited as the "Foreign Affairs Agencies Consolidation Act of 1995".

**SEC. 102. CONGRESSIONAL FINDINGS.**

The Congress makes the following findings:

(1) With the end of the Cold War, the international challenges facing the United States have changed, but the fundamental national interests of the United States have not. The security, economic, and humanitarian interests of the United States require continued American engagement in international affairs. The leading role of the United States in world affairs will be as important in the twenty-first century as it has been in the twentieth.

(2) The United States budget deficit requires that the foreign as well as the domestic programs and activities of the United States be carefully reviewed for potential savings. Wherever possible, foreign programs and activities must be streamlined, managed more efficiently, and adapted to the requirements of the post-Cold War era.

(3) In order to downsize the foreign programs and activities of the United States without jeopardizing United States interests, strong and effective leadership will be required. As the official principally responsible for the conduct of foreign policy, the Secretary of State must have the authority to allocate efficiently the resources within the international affairs budget. As a first step in the downsizing process, the proliferation of foreign affairs agencies that occurred during the Cold War must be reversed, and the functions of these agencies must be restored to the Secretary of State.

(4) A streamlined and reorganized foreign affairs structure under the strengthened

leadership of the Secretary of State can more effectively promote the international interests of the United States in the next century than the existing structure.

#### SEC. 103. PURPOSES.

The purposes of this division are—

- (1) to consolidate and reinvent foreign affairs agencies of the United States within the Department of State;

- (2) to provide for the reorganization of the Department of State to maximize the efficient use of resources, eliminate redundancy in functions, effect budget savings, and improve the management of the State Department;

- (3) to strengthen—
  - (A) the coordination of United States foreign policy; and

- (B) the leading role of the Secretary of State in the formulation and articulation of United States foreign policy; and

- (4) to abolish, not later than March 1, 1997, the United States Arms Control and Disarmament Agency, the United States Information Agency, the International Development Cooperation Agency, and the Agency for International Development.

#### SEC. 104. DEFINITIONS.

The following terms have the following meaning for the purposes of this division:

- (1) The term "AID" means the Agency for International Development.

- (2) The term "ACDA" means the United States Arms Control and Disarmament Agency.

- (3) The term "appropriate congressional committees" means the Committee on International Relations of the House of Representatives and the Committee of Foreign Relations of the Senate.

- (4) The term "Department" means the Department of State.

- (5) The term "Federal agency" has the meaning given to the term "agency" by section 551(1) of title 5, United States Code.

- (6) The term "function" means any duty, obligation, power, authority, responsibility, right, privilege, activity, or program.

- (7) The term "office" includes any office, administration, agency, institute, unit, organizational entity, or component thereof.

- (8) The term "Secretary" means the Secretary of State.

- (9) The term "USIA" means the United States Information Agency.

### TITLE II—UNITED STATES ARMS CONTROL AND DISARMAMENT AGENCY

#### CHAPTER 1—GENERAL PROVISIONS

##### SEC. 201. EFFECTIVE DATE.

(a) IN GENERAL.—Except as provided in subsection (b), this title, and the amendments made by this title, shall take effect—

- (1) March 1, 1997; or
- (2) on such earlier date as the President shall determine to be appropriate and announce by notice published in the Federal Register, which date may be not earlier than 60 calendar days (excluding any day on which either House of Congress is not in session because of an adjournment sine die) after the President has submitted a reorganization plan to the appropriate congressional committees pursuant to section 221.

(b) REORGANIZATION PLAN.—Section 221 shall take effect on the date of enactment of this Act.

##### SEC. 202. REFERENCES IN TITLE.

Except as specifically provided in this title, whenever in this title an amendment or repeal is expressed in terms of an amendment to, or repeal of, a provision, the reference shall be considered to be made to a provision of the Arms Control and Disarmament Act.

### CHAPTER 2—ABOLITION OF UNITED STATES ARMS CONTROL AND DISARMAMENT AGENCY AND TRANSFER OF FUNCTIONS TO SECRETARY OF STATE

#### SEC. 211. ABOLITION OF UNITED STATES ARMS CONTROL AND DISARMAMENT AGENCY.

The United States Arms Control and Disarmament Agency is abolished.

#### SEC. 212. TRANSFER OF FUNCTIONS TO SECRETARY OF STATE.

There are transferred to the Secretary of State all functions of the Director of the United States Arms Control and Disarmament Agency and all functions of the United States Arms Control and Disarmament Agency and any officer or component of such agency under any statute, reorganization plan, Executive order, or other provision of law before the effective date of this title, except as otherwise provided in this title.

### CHAPTER 3—REORGANIZATION OF DEPARTMENT OF STATE RELATING TO FUNCTIONS TRANSFERRED UNDER THIS TITLE

#### SEC. 221. REORGANIZATION PLAN.

(a) SUBMISSION OF PLAN.—Not later than March 1, 1996, the President, in consultation with the Secretary and the Director of the Arms Control and Disarmament Agency, shall transmit to the appropriate congressional committees a reorganization plan providing for—

- (1) the abolition of the Arms Control and Disarmament Agency in accordance with this title;

- (2) the transfer to the Department of State of the functions and personnel of the Arms Control and Disarmament Agency consistent with the provisions of this title; and

- (3) the consolidation, reorganization, and streamlining of the Department upon the transfer of functions under this title in order to carry out such functions.

(b) PLAN ELEMENTS.—The plan under subsection (a) shall—

- (1) identify the functions of the Arms Control and Disarmament Agency that will be transferred to the Department under the plan;

- (2) identify the personnel and positions of the Agency (including civil service personnel, Foreign Service personnel, and detailees) that will be transferred to the Department, separated from service with the Agency, or be eliminated under the plan, and set forth a schedule for such transfers, separations, and terminations;

- (3) identify the personnel and positions of the Department (including civil service personnel, Foreign Service personnel, and detailees) that will be transferred within the Department, separated from service with the Department, or eliminated under the plan, and set forth a schedule for such transfers, separations, and terminations;

- (4) specify the consolidations and reorganization of functions of the Department that will be required under the plan in order to permit the Department to carry out the functions transferred to the Department under the plan;

- (5) specify the funds available to the Arms Control and Disarmament Agency that will be transferred to the Department as a result of the transfer of functions of the Agency to the Department;

- (6) specify the proposed allocations within the Department of unexpended funds transferred in connection with the transfer of functions under the plan; and

- (7) specify the proposed disposition of the property, facilities, contracts, records, and other assets and liabilities of the Agency in connection with the transfer of the functions of the Agency to the Department.

(c) ASSISTANT SECRETARY POSITIONS.—The plan under subsection (a) shall provide for an appropriate number of Assistant Secretaries of State to carry out the functions transferred to the Department under this title.

#### SEC. 222. COORDINATOR FOR ARMS CONTROL AND DISARMAMENT.

(a) ESTABLISHMENT OF COORDINATOR FOR ARMS CONTROL AND DISARMAMENT.—Section 1(e) of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2651a(e)) is amended by adding after paragraph (4) the following new paragraph:

"(5) COORDINATOR FOR ARMS CONTROL AND DISARMAMENT.—

"(A) There shall be within the office of the Secretary of State a Coordinator for Arms Control and Disarmament (hereafter in this paragraph referred to as the "Coordinator" who shall be appointed by the President, by and with the advice and consent of the Senate. The Coordinator shall report directly to the Secretary of State.

"(B)(i) The Coordinator shall perform such duties and exercise such power as the Secretary of State shall prescribe.

"(ii) The Coordinator shall be responsible for arms control and disarmament matters. The Coordinator shall head the Bureau of Arms Control and Disarmament.

"(C) The Coordinator shall have the rank and status of Ambassador-at-Large. The Coordinator shall be compensated at the annual rate of basic pay in effect for a position at level IV of the Executive Schedule under section 5314 of title 5, United States Code, or, if the Coordinator is appointed from the Foreign Service, the annual rate of pay which the individual last received under the Foreign Service Schedule, whichever is greater."

(b) PARTICIPATION IN MEETINGS OF NATIONAL SECURITY COUNCIL.—Section 101 of the National Security Act of 1947 (50 U.S.C. 402) is amended by adding at the end the following new subsection:

"(i) The Coordinator for Arms Control and Disarmament may, in the role of advisor to the National Security Council on arms control and disarmament matters, and subject to the direction of the President, attend and participate in meetings of the National Security Council."

(c) TRANSITION PROVISION.—The President may appoint the individual serving as Director of the Arms Control and Disarmament Agency on the day before the effective date of this title, or such other officials appointed by and with the advice and consent of the Senate and serving within the Department of State or the Arms Control and Disarmament Agency on the day before the effective date of this title as the President considers appropriate, to serve as the acting Coordinator for Arms Control and Disarmament until an individual is appointed to that office in accordance with section 1(e)(5) of the State Department Basic Authorities Act of 1956, as amended by this Act.

### CHAPTER 4—CONFORMING AMENDMENTS

#### SEC. 241. REFERENCES.

Any reference in any statute, reorganization plan, Executive order, regulation, agreement, determination, or other official document or proceeding to—

- (1) the Director of the United States Arms Control and Disarmament Agency or any other officer or employee of the United States Arms Control and Disarmament Agency shall be deemed to refer to the Secretary of State; and

- (2) the United States Arms Control and Disarmament Agency shall be deemed to refer to the Department of State.

**SEC. 242. REPEAL OF ESTABLISHMENT OF AGENCY.**

Section 21 of the Arms Control and Disarmament Act (22 U.S.C. 2561; relating to the establishment of the agency) is repealed.

**SEC. 243. REPEAL OF POSITIONS AND OFFICES.**

The following sections of the Arms Control and Disarmament Act are repealed:

(1) Section 22 (22 U.S.C. 2562; relating to the Director).

(2) Section 23 (22 U.S.C. 2563; relating to the Deputy Director).

(3) Section 24 (22 U.S.C. 2564; relating to Assistant Directors).

(4) Section 25 (22 U.S.C. 2565; relating to bureaus, offices, and divisions).

(5) Section 50 (22 U.S.C. 2593; relating to the ACDA Inspector General).

**SEC. 244. TRANSFER OF AUTHORITIES AND FUNCTIONS UNDER THE ARMS CONTROL AND DISARMAMENT ACT TO THE SECRETARY OF STATE.**

(a) IN GENERAL.—The Arms Control and Disarmament Act (22 U.S.C. 2551 et seq.) is amended—

(1) by striking "Agency" each place it appears and inserting "Department"; and

(2) by striking "Director" each place it appears and inserting "Secretary".

(b) PURPOSE.—Section 2 (22 U.S.C. 2551) is repealed.

(c) DEFINITIONS.—Section 3 (22 U.S.C. 2552) is amended by striking paragraph (c) and inserting the following:

"(c) The term 'Department' means the Department of State.

"(d) The term 'Secretary' means the Secretary of State."

(d) SCIENTIFIC AND POLICY ADVISORY COMMITTEE.—Section 26(b) (22 U.S.C. 2566(b)) is amended by striking ", the Secretary of State, and the Director" and inserting "and the Secretary of State".

(e) PRESIDENTIAL SPECIAL REPRESENTATIVES.—Section 27 (22 U.S.C. 2567) is amended by striking ", acting through the Director".

(f) PROGRAM FOR VISITING SCHOLARS.—Section 28 (22 U.S.C. 2568) is amended—

(1) in the second sentence, by striking "Agency's activities" and inserting "Department's arms control, nonproliferation, and disarmament activities"; and

(2) in the fourth sentence, by striking ", and all former Directors of the Agency".

(g) POLICY FORMULATION.—Section 33(a) (22 U.S.C. 2573(a)) is amended by striking "the President," and inserting "shall prepare for the President".

(h) NEGOTIATION MANAGEMENT.—Section 34 (22 U.S.C. 2574) is amended—

(1) in subsection (a), by striking "the President and the Secretary of State" and inserting "the President"; and

(2) by striking subsection (b).

(i) VERIFICATION OF COMPLIANCE.—Section 37(d) (22 U.S.C. 2577(d)) is amended by striking "Director's designee" and inserting "Secretary's designee".

(j) GENERAL AUTHORITY.—Section 41 (22 U.S.C. 2581) is repealed.

(k) SECURITY REQUIREMENTS.—Section 45 (22 U.S.C. 2585) is amended by striking subsections (a), (b), and (d).

(l) USE OF FUNDS.—Section 48 (22 U.S.C. 2588) is repealed.

(m) ANNUAL REPORT.—Section 51(a) (22 U.S.C. 2593a(a)) is amended by striking "the Secretary of State."

(n) REQUIREMENT FOR AUTHORIZATION OF APPROPRIATIONS.—Section 53 (22 U.S.C. 2593c) is repealed.

(o) ON-SITE INSPECTION AGENCY.—Section 61 (22 U.S.C. 2595) is amended—

(1) in paragraph (1), by striking "United States Arms Control and Disarmament Agency" and inserting "Department of State"; and

(2) in paragraph (7), by striking "the United States Arms Control and Disarmament Agency and".

**SEC. 245. CONFORMING AMENDMENTS.**

(a) ARMS EXPORT CONTROL ACT.—The Arms Export Control Act is amended—

(1) in section 36(b)(1)(D) (22 U.S.C. 2776(b)(1)(D)), by striking "Director of the Arms Control and Disarmament Agency in consultation with the Secretary of State and" and inserting "Secretary of State in consultation with";

(2) in section 38(a)(2) (22 U.S.C. 2778(a)(2))—

(A) in the first sentence, by striking "Director of the United States Arms Control and Disarmament Agency, taking into account the Director's" and inserting "Secretary of State, taking into account the Secretary's"; and

(B) in the second sentence, by striking "The Director of the Arms Control and Disarmament Agency is authorized, whenever the Director" and inserting "The Secretary of State is authorized, whenever the Secretary";

(3) in section 42(a) (22 U.S.C. 2791(a))—

(A) in paragraph (1)(C), by striking "Director of the United States Arms Control and Disarmament Agency" and inserting "Secretary of State"; and

(B) in paragraph (2)—

(i) in the first sentence, by striking "Director of the United States Arms Control and Disarmament Agency" and inserting "Secretary of State"; and

(ii) in the second sentence, by striking "Director of the Arms Control and Disarmament Agency is authorized, whenever the Director" and inserting "Secretary of State, whenever the Secretary";

(4) in section 71(a) (22 U.S.C. 2797(a)), by striking ", the Director of the Arms Control and Disarmament Agency," and inserting ", Secretary of State,";

(5) in section 71(b)(1) (22 U.S.C. 2797(b)(1)), by striking "Director of the United States Arms Control and Disarmament Agency" and inserting "Secretary of State";

(6) in section 71(b)(2) (22 U.S.C. 2797(b)(2))—

(A) by striking "Director of the United States Arms Control and Disarmament Agency" and inserting "Secretary of State"; and

(B) by striking ", or the Director";

(7) in section 71(c) (22 U.S.C. 2797(c)), by striking "Director of the United States Arms Control and Disarmament Agency," and inserting "Secretary of State"; and

(8) in section 73(d) (22 U.S.C. 2797(d)), by striking "Director of the United States Arms Control and Disarmament Agency" and inserting "Secretary of State".

(b) UNITED STATES INSTITUTE OF PEACE ACT.—Section 1706(b) of the United States Institute of Peace Act (22 U.S.C. 4605(b)) is amended—

(1) by striking out paragraph (3);

(2) by redesignating paragraphs (4) and (5) as paragraphs (3) and (4), respectively; and

(3) in paragraph (4) (as redesignated by paragraph (2)), by striking "Eleven" and inserting "Twelve".

(c) THE ATOMIC ENERGY ACT OF 1954.—The Atomic Energy Act of 1954 is amended—

(1) in section 57 b. (42 U.S.C. 2077(b))—

(A) in the first sentence, by striking "the Arms Control and Disarmament Agency,"; and

(B) in the second sentence, by striking "the Director of the Arms Control and Disarmament Agency,"; and

(2) in section 123 (42 U.S.C. 2153)—

(A) in subsection a. (in the text after paragraph (9))—

(i) by striking "and in consultation with the Director of the Arms Control and Disarmament Agency (the Director)", and

(ii) by striking "and the Director" and inserting "and the Secretary of Defense".

(B) in subsection d., in the first proviso, by striking "Director of the Arms Control and Disarmament Agency" and inserting "Secretary of Defense", and

(C) in the first undesignated paragraph following subsection d., by striking "the Arms Control and Disarmament Agency,".

(d) THE NUCLEAR NON-PROLIFERATION ACT OF 1978.—The Nuclear Non-Proliferation Act of 1978 is amended—

(1) in section 4, by striking paragraph (2);

(2) in section 102, by striking "the Secretary of State, and the Director of the Arms Control and Disarmament Agency" and inserting "and the Secretary of State"; and

(3) in section 602(c), by striking "the Arms Control and Disarmament Agency,".

(e) TITLE 5, UNITED STATES CODE.—Title 5, United States Code, is amended—

(1) in section 5313, by striking "Director of the United States Arms Control and Disarmament Agency,";

(2) in section 5314, by striking "Deputy Director of the United States Arms Control and Disarmament Agency,"; and

(3) in section 5315, by striking "Assistant Directors, United States Arms Control and Disarmament Agency (4)".

**TITLE III—UNITED STATES INFORMATION AGENCY****CHAPTER 1—GENERAL PROVISIONS****SEC. 301. EFFECTIVE DATE.**

(a) IN GENERAL.—Except as provided in subsection (b), this title, and the amendments made by this title, shall take effect—

(1) March 1, 1997; or

(2) on such earlier date as the President shall determine to be appropriate and announce by notice published in the Federal Register, which date may be not earlier than 60 calendar days (excluding any day on which either House of Congress is not in session because of an adjournment sine die) after the President has submitted a reorganization plan to the appropriate congressional committees pursuant to section 321.

(b) REORGANIZATION PLAN.—Section 321 shall take effect on the date of enactment of this Act.

**CHAPTER 2—ABOLITION OF UNITED STATES INFORMATION AGENCY AND TRANSFER OF FUNCTIONS TO SECRETARY OF STATE****SEC. 311. ABOLITION OF UNITED STATES INFORMATION AGENCY.**

The United States Information Agency is abolished.

**SEC. 312. TRANSFER OF FUNCTIONS TO SECRETARY OF STATE.**

There are transferred to the Secretary of State all functions of the Director of the United States Information Agency and all functions of the United States Information Agency and any officer or component of such agency under any statute, reorganization plan, Executive order, or other provision of law before the effective date of this title, except as otherwise provided in this title.

**CHAPTER 3—REORGANIZATION OF DEPARTMENT OF STATE RELATING TO FUNCTIONS TRANSFERRED UNDER THIS TITLE****SEC. 321. REORGANIZATION PLAN.**

(a) SUBMISSION OF PLAN.—Not later than March 1, 1996, the President, in consultation with the Secretary and the Director of the United States Information Agency, shall transmit to the appropriate congressional committees a reorganization plan providing for—

(1) the abolition of the United States Information Agency in accordance with this title;

(2) the transfer to the Department of State of the functions and personnel of the United

States Information Agency consistent with the provisions of this title; and

(3) the consolidation, reorganization, and streamlining of the Department upon the transfer of functions under this title in order to carry out such functions.

(b) PLAN ELEMENTS.—The plan under subsection (a) shall—

(1) identify the functions of the United States Information Agency that will be transferred to the Department under the plan;

(2) identify the personnel and positions of the Agency (including civil service personnel, Foreign Service personnel, and detailees) that will be transferred to the Department, separated from service with the Agency, or be eliminated under the plan, and set forth a schedule for such transfers, separations, and terminations;

(3) identify the personnel and positions of the Department (including civil service personnel, Foreign Service personnel, and detailees) that will be transferred within the Department, separated from service with the Department, or eliminated under the plan, and set forth a schedule for such transfers, separations, and terminations;

(4) specify the consolidations and reorganization of functions of the Department that will be required under the plan in order to permit the Department to carry out the functions transferred to the Department under the plan;

(5) specify the funds available to the United States Information Agency that will be transferred to the Department as a result of the transfer of functions of the Agency to the Department;

(6) specify the proposed allocations within the Department of unexpended funds transferred in connection with the transfer of functions under the plan; and

(7) specify the proposed disposition of the property, facilities, contracts, records, and other assets and liabilities of the Agency in connection with the transfer of the functions of the Agency to the Department.

(c) ASSISTANT SECRETARY POSITIONS.—The plan under subsection (a) shall provide for an appropriate number of Assistant Secretaries of State to carry out the functions transferred to the Department under this title.

#### SEC. 322. PRINCIPAL OFFICERS.

(a) UNDER SECRETARY OF STATE FOR PUBLIC DIPLOMACY.—

(1) ESTABLISHMENT.—Section 1(b) of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2651a(b)) is amended—

(A) by striking “There” and inserting the following:

“(1) IN GENERAL.—There”; and

(B) by adding at the end the following:

“(2) UNDER SECRETARY FOR PUBLIC DIPLOMACY.—There shall be in the Department of State an Under Secretary for Public Diplomacy who shall have responsibility to assist the Secretary and the Deputy Secretary in the formation and implementation of United States public diplomacy policies and activities, including international educational and cultural exchange programs, information, and international broadcasting.”.

(2) TRANSITION PROVISION.—The President may appoint the individual serving as Director of the United States Information Agency on the day before the effective date of this title, or such other official appointed by and with the advice and consent of the Senate and serving within the Department of State or the United States Information Agency as the President considers appropriate, to serve as the acting Under Secretary for Public Diplomacy until an individual is appointed to that office in accordance with section 1(b)(1) of the State Department Basic Authorities Act of 1956, as amended by this Act.

(b) ASSISTANT SECRETARIES.—

(1) ESTABLISHMENT.—Section 1(c) of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2651a(c)) is amended by adding after paragraph (2) the following:

“(3) ASSISTANT SECRETARY FOR ACADEMIC PROGRAMS AND CULTURAL EXCHANGES.—There shall be in the Department of State an Assistant Secretary for Academic Programs and Cultural Exchanges who shall report to the Under Secretary for Public Diplomacy.

“(4) ASSISTANT SECRETARY FOR INFORMATION, POLICY, AND PROGRAMS.—There shall be in the Department of State an Assistant Secretary for Information, Policy, and Programs who shall report to the Under Secretary for Public Diplomacy.”.

(2) TRANSITION PROVISION.—The President may appoint such officials appointed by and with the advice and consent of the Senate and serving within the Department of State or the United States Information Agency as the President considers appropriate to serve as the acting Assistant Secretary for Academic Programs and Cultural Exchanges and to serve as the acting Assistant Secretary for Information, Policy, and Programs until individuals are appointed to those offices in accordance with section 1(c)(1) of the State Department Basic Authorities Act of 1956, as amended by this Act.

#### CHAPTER 4—CONFORMING AMENDMENTS

##### SEC. 341. REFERENCES.

Any reference in any statute, reorganization plan, Executive order, regulation, agreement, determination, or other official document or proceeding to—

(1) the Director of the United States Information Agency, the Director of the International Communication Agency, or any other officer or employee of the United States Information Agency shall be deemed to refer to the Secretary of State; and

(2) the United States Information Agency, USIA, or the International Communication Agency shall be deemed to refer to the Department of State.

##### SEC. 342. ABOLITION OF OFFICE OF INSPECTOR GENERAL OF THE UNITED STATES INFORMATION AGENCY AND TRANSFER OF FUNCTIONS TO OFFICE OF INSPECTOR GENERAL OF THE DEPARTMENT OF STATE.

(a) ABOLITION OF OFFICE OF INSPECTOR GENERAL OF THE USIA.—

(1) The Office of Inspector General of the United States Information Agency is abolished.

(2) Section 11 of the Inspector General Act of 1978 (5 U.S.C. App.) is amended—

(A) in paragraph (1) by striking “, the Office of Personnel Management or the United States Information Agency” and inserting “or the Office of Personnel Management”; and

(B) in paragraph (2) by striking “the United States Information Agency.”.

(3) Section 5315 of title 5, United States Code, is amended by striking the following: “Inspector General, United States Information Agency.”.

(b) FUNCTIONS OF OFFICE OF INSPECTOR GENERAL OF THE UNITED STATES INFORMATION AGENCY TRANSFERRED TO OFFICE OF INSPECTOR GENERAL OF THE DEPARTMENT OF STATE.—There are transferred to the Office of the Inspector General of the Department of State the functions that the Office of Inspector General of the United States Information Agency exercised before the effective date of this title (including all related functions of the Inspector General of the United States Information Agency).

(c) TRANSFER AND ALLOCATIONS OF APPROPRIATIONS AND PERSONNEL.—The Director of the Office of Management and Budget, in consultation with the Secretary of State, is

authorized to make such incidental dispositions of personnel, assets, liabilities, grants, contracts, property, records, and unexpended balances of appropriations, authorizations, allocations, and other funds held, used, arising from, available to, or to be made available in connection with such functions, as may be necessary to carry out the provisions of this section.

#### SEC. 343. AMENDMENTS TO TITLE 5.

Title 5, United States Code, is amended—

(1) in section 5313, by striking “Director of the United States Information Agency.”;

(2) in section 5315, by striking “Deputy Director of the United States Information Agency.”; and

(3) in section 5316, by striking “Deputy Director, Policy and Plans, United States Information Agency.” and striking “Associate Director (Policy and Plans), United States Information Agency.”.

#### SEC. 344. AMENDMENTS TO UNITED STATES INFORMATION AND EDUCATIONAL EXCHANGE ACT OF 1948.

(a) IN GENERAL.—Except as otherwise provided in this section, the United States Information and Educational Exchange Act of 1948 (22 U.S.C. 1431 et seq.) is amended—

(1) by striking “United States Information Agency” each place it appears and inserting “Department of State”;

(2) by striking “Director of the United States Information Agency” each place it appears and inserting “Secretary of State”;

(3) by striking “Director” each place it appears and inserting “Secretary of State”;

(4) by striking “USIA” each place it appears and inserting “Department of State”; and

(5) by striking “Agency” each place it appears and inserting “Department of State”.

(b) SATELLITE AND TELEVISION BROADCASTS.—Section 505 of the United States Information and Educational Exchange Act of 1948 (22 U.S.C. 1464a) is amended—

(1) by striking “Director of the United States Information Agency” each of the four places it appears and inserting “Secretary of State”;

(2) in subsection (b), by striking “To be effective, the United States Information Agency” and inserting “To be effective in carrying out this subsection, the Department of State”;

(3) by striking “USIA-TV” each place it appears and inserting “DEPARTMENT OF STATE-TV”; and

(4) by striking subsection (e).

(c) UNITED STATES ADVISORY COMMISSION ON PUBLIC DIPLOMACY.—Section 604 of the United States Information and Educational Exchange Act of 1948 (22 U.S.C. 1469) is amended—

(1) in subsection (c)(1)—

(A) by striking “the Director of the United States Information Agency.”; and

(B) by striking “Director or the Agency, and shall appraise the effectiveness of policies and programs of the Agency” and inserting “Secretary of State or the Department of State, and shall appraise the effectiveness of the information, educational, and cultural policies and programs of the Department”;

(2) in subsection (c)(2)—

(A) in the first sentence by striking “the Secretary of State, and the Director of the United States Information Agency” and inserting “and the Secretary of State”;

(B) in the second sentence by striking “by the Agency” and inserting “by the Department of State”; and

(C) by striking “Director for effectuating the purposes of the Agency” and inserting “Secretary for effectuating the information, educational, and cultural functions of the Department”;

(3) in subsection (c)(3), by striking "programs conducted by the Agency" and inserting "information, educational, and cultural programs conducted by the Department of State"; and

(4) in subsection (c)(4), by striking "Director of the United States Information Agency" and inserting "Secretary of State".

**SEC. 345. AMENDMENTS TO THE MUTUAL EDUCATIONAL AND CULTURAL EXCHANGE ACT OF 1961 (FULBRIGHT-HAYS ACT).**

(a) IN GENERAL.—The Mutual Educational and Cultural Exchange Act of 1961 (22 U.S.C. 2451 et seq.) is amended by striking "Director of the International Communication Agency" and "Director" each place either term appears and inserting "Secretary of State".

(b) REPEAL OF DEFUNCT ADVISORY COMMISSIONS.—Section 106 of such Act (22 U.S.C. 2456) is amended by striking subsection (c).

(c) BUREAU OF EDUCATIONAL AND CULTURAL AFFAIRS.—Section 112 of the Mutual Educational and Cultural Exchange Act of 1961 (22 U.S.C. 2460) is amended—

(1) by striking the first sentence of subsection (a);

(2) by striking "Bureau" each place it appears and inserting "Department of State"; and

(3) by striking subsection (e).

**SEC. 346. INTERNATIONAL BROADCASTING ACTIVITIES.**

(a) IN GENERAL.—Title III of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (Public Law 103-236) is amended—

(1) in section 305(b)(1), by striking "Agency's" and inserting "Department's";

(2) in section 306, by striking ", acting through the Director of the United States Information Agency," and inserting ", acting through the Under Secretary of State for Public Diplomacy,";

(3) by striking "Director of the United States Information Agency" each place it appears and inserting "Secretary of State";

(4) by striking all references to "United States Information Agency" that were not stricken in paragraph (3) and inserting "Department of State";

(5) by striking "Bureau" each place it appears and inserting "Office"; and

(6) in section 305(a)(1), by striking "title," and inserting "title (including activities of the Voice of America previously carried out by the United States Information Agency).".

(b) CONFORMING AMENDMENT TO TITLE 5.—Section 5315 of title 5, United States Code, is amended by striking "Director of the International Broadcasting Bureau, the United States Information Agency" and inserting "Director of the International Broadcasting Office, the Department of State".

**SEC. 347. TELEVISION BROADCASTING TO CUBA.**

(a) AUTHORITY.—Section 243(a) of the Television Broadcasting to Cuba Act (as contained in part D of title II of Public Law 101-246) (22 U.S.C. 1465bb(a)) is amended by striking "United States Information Agency (hereafter in this part referred to as the 'Agency')" and inserting "Department of State (hereafter in this part referred to as the 'Department')".

(b) TELEVISION MARTI SERVICE.—Section 244 of such Act (22 U.S.C. 1465cc) is amended—

(1) in subsection (a)—

(A) by amending the first sentence to read as follows: "The Secretary of State shall administer within the Voice of America the Television Marti Service."; and

(B) in the third sentence, by striking "Director of the United States Information Agency" and inserting "Secretary of State";

(2) in subsection (b)—

(A) in the subsection heading, by striking "USIA" and inserting "DEPARTMENT OF STATE";

(B) by striking "Agency facilities" and inserting "Department facilities"; and

(C) by striking "United States Information Agency Television Service" and inserting "Department of State Television Service"; and

(3) in subsection (c)—

(A) by striking "USIA AUTHORITY.—The Agency" and inserting "SECRETARY OF STATE AUTHORITY.—The Secretary of State"; and

(B) by striking "Agency" the second place it appears and inserting "Secretary of State";

(c) ASSISTANCE FROM OTHER GOVERNMENT AGENCIES.—Section 246 of such Act (22 U.S.C. 1465dd) is amended—

(1) by striking "United States Information Agency" and inserting "Department of State"; and

(2) by striking "the Agency" and inserting "the Department";

(d) AUTHORIZATION OF APPROPRIATIONS.—Section 247(a) of such Act (22 U.S.C. 1465ee(a)) is repealed.

**SEC. 348. RADIO BROADCASTING TO CUBA.**

(a) FUNCTIONS OF THE DEPARTMENT OF STATE.—Section 3 of the Radio Broadcasting to Cuba Act (22 U.S.C. 1465a) is amended—

(1) in the section heading, by striking "UNITED STATES INFORMATION AGENCY" and inserting "DEPARTMENT OF STATE";

(2) in subsection (a), by striking "United States Information Agency (hereafter in this Act referred to as the 'Agency')" and inserting "Department of State (hereafter in this Act referred to as the 'Department')"; and

(3) in subsection (f), by striking "Director of the United States Information Agency" and inserting "Secretary of State".

(b) CUBA SERVICE.—Section 4 of such Act (22 U.S.C. 1465b) is amended—

(1) by amending the first sentence to read as follows: "The Secretary of State shall administer within the Voice of America the Cuba Service (hereafter in this section referred to as the 'Service')."; and

(2) in the third sentence, by striking "Director of the United States Information Agency" and inserting "Secretary of State".

(c) ASSISTANCE FROM OTHER GOVERNMENT AGENCIES.—Section 6 of such Act (22 U.S.C. 1465d) is amended—

(1) in subsection (a)—

(A) by striking "United States Information Agency" and inserting "Department of State"; and

(B) by striking "the Agency" and inserting "the Department"; and

(2) in subsection (b)—

(A) by striking "The Agency" and inserting "The Department"; and

(B) by striking "the Agency" and inserting "the Secretary of State".

(d) FACILITY COMPENSATION.—Section 7 of such Act (22 U.S.C. 1465e) is amended—

(1) in subsection (b), by striking "the Agency" and inserting "the Department"; and

(2) in subsection (d), by striking "Agency" and inserting "Department".

(e) AUTHORIZATION OF APPROPRIATIONS.—Section 8 of such Act (22 U.S.C. 1465f) is amended—

(1) by striking subsections (a) and (b) and inserting the following:

"(a) The amount obligated by the Department of State each fiscal year to carry out this Act shall be sufficient to maintain broadcasts to Cuba under this Act at rates no less than the fiscal year 1985 level of obligations by the former United States Information Agency for such broadcasts."; and

(2) by redesignating subsection (c) as subsection (b).

**SEC. 349. NATIONAL ENDOWMENT FOR DEMOCRACY.**

(a) GRANTS.—Section 503 of Public Law 98-164, as amended (22 U.S.C. 4412) is amended—

(1) in subsection (a)—

(A) by striking "Director of the United States Information Agency" and inserting "Secretary of State";

(B) by striking "the Agency" and inserting "the Department of State"; and

(C) by striking "the Director" and inserting "the Secretary of State"; and

(2) in subsection (b), by striking "United States Information Agency" and inserting "Department of State".

(b) AUDITS.—Section 504(g) of such Act (22 U.S.C. 4413(g)) is amended by striking "United States Information Agency" and inserting "Department of State".

(c) FREEDOM OF INFORMATION.—Section 506 of such Act (22 U.S.C. 4415) is amended—

(1) in subsection (b)—

(A) by striking "Director" each of the three places it appears and inserting "Secretary"; and

(B) by striking "of the United States Information Agency" and inserting "of State"; and

(2) in subsection (c)—

(A) in the subsection heading by striking "USIA" and inserting "DEPARTMENT OF STATE";

(B) by striking "Director" each of the three places it appears and inserting "Secretary";

(C) by striking "of the United States Information Agency" and inserting "of State"; and

(D) by striking "United States Information Agency" and inserting "Department of State".

**SEC. 350. UNITED STATES SCHOLARSHIP PROGRAM FOR DEVELOPING COUNTRIES.**

(a) PROGRAM AUTHORITY.—Section 603 of the Foreign Relations Authorization Act, Fiscal Years 1986 and 1987 (22 U.S.C. 4703) is amended by striking "United States Information Agency" and inserting "Department of State".

(b) GUIDELINES.—Section 604(11) of such Act (22 U.S.C. 4704(11)) is amended by striking "United States Information Agency" and inserting "Department of State".

(c) POLICY REGARDING OTHER INTERNATIONAL EDUCATIONAL PROGRAMS.—Section 606(b) of such Act (22 U.S.C. 4706(b)) is amended—

(1) in the subsection heading, by striking "USIA" and inserting "STATE DEPARTMENT"; and

(2) by striking "Director of United States Information Agency" and inserting "Secretary of State".

(d) GENERAL AUTHORITIES.—Section 609(e) of such Act (22 U.S.C. 4709(e)) is amended by striking "United States Information Agency" and inserting "Department of State".

**SEC. 351. FASCELL FELLOWSHIP BOARD.**

Section 1003(b) of the Fасcell Fellowship Act (22 U.S.C. 4902(b)) is amended—

(1) in the text above paragraph (1), by striking "9 members" and inserting "8 members";

(2) by striking paragraph (3); and

(3) by redesignating paragraph (4) as paragraph (3).

**SEC. 352. NATIONAL SECURITY EDUCATION BOARD.**

Section 803 of the Intelligence Authorization Act, Fiscal Year 1992 (50 U.S.C. 1903(b)) is amended—

(1) in subsection (b)—

(A) by striking paragraph (6); and

(B) by redesignating paragraphs (7) and (8) as paragraphs (6) and (7); and

(2) in subsection (c), by striking "subsection (b)(7)" and inserting "subsection (b)(6)".

**SEC. 353. CENTER FOR CULTURAL AND TECHNICAL INTERCHANGE BETWEEN NORTH AND SOUTH.**

Section 208 of the Foreign Relations Authorization Act, Fiscal Years 1992 and 1993 (22 U.S.C. 2075) is amended by striking "Director of the United States Information Agency" each place it appears and inserting "Secretary of State".

**SEC. 354. EAST-WEST CENTER.**

(a) DUTIES.—Section 703 of the Mutual Security Act of 1960 (22 U.S.C. 2055) is amended—

(1) in the text above paragraph (1), by striking "Director of the United States Information Agency (hereinafter referred to as the 'Director')" and inserting "Secretary of State (hereinafter referred to as the 'Secretary')"; and

(2) in paragraph (1), by striking "establishment and".

(b) ADMINISTRATION.—Section 704 of such Act (22 U.S.C. 2056) is amended—

(1) by striking "Director of the United States Information Agency" and inserting "Secretary of State"; and

(2) by striking "Director" each place it appears and inserting "Secretary".

**SEC. 355. MISSION OF THE DEPARTMENT OF STATE.**

Section 202 of the Foreign Relations Authorization Act, Fiscal Year 1979 (22 U.S.C. 1461-1) is amended—

(1) in the first sentence, by striking "mission of the International Communication Agency" and inserting "mission of the Department of State in carrying out its information, educational, and cultural functions";

(2) in the second sentence, in the text above paragraph (1), by striking "International Communication Agency" and inserting "Department of State";

(3) in paragraph (1)(B), by striking "Agency" and inserting "Department"; and

(4) in paragraph (5), by striking "mission of the Agency" and inserting "mission described in this section".

**SEC. 356. CONSOLIDATION OF ADMINISTRATIVE SERVICES.**

Section 23(a) of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2695(a)) is amended—

(1) by striking "(including" and all that follows through "Agency)"; and

(2) by striking "other such agencies" and inserting "other Federal agencies".

**SEC. 357. GRANTS.**

Section 212 of the Foreign Relations Authorization Act, Fiscal Years 1992 and 1993 (22 U.S.C. 1475h) is amended—

(1) in subsection (a), by striking "United States Information Agency" and inserting "Department of State, in carrying out its international information, educational, and cultural functions,";

(2) in subsection (b), by striking "United States Information Agency" and inserting "Department of State";

(3) in subsection (c)—

(A) in paragraph (1), by striking "United States Information Agency shall substantially comply with United States Information Agency" and inserting "Department of State, in carrying out its international information, educational, and cultural functions, shall substantially comply with Department of State"; and

(B) in paragraphs (2) and (3)—

(i) by striking "United States Information Agency" and inserting "Department of State"; and

(ii) by striking "Agency" each of the places it appears and inserting "Department"; and

(4) by striking subsection (d).

**SEC. 358. BAN ON DOMESTIC ACTIVITIES.**

Section 208 of the Foreign Relations Authorization Act, Fiscal Years 1986 and 1987 (22 U.S.C. 1461-1a) is amended—

(1) by striking out "United States Information Agency" each of the two places it appears and inserting "Department of State"; and

(2) by inserting "in carrying out its international information, educational, and cultural activities" before "shall be distributed".

**SEC. 359. CONFORMING REPEAL TO THE ARMS CONTROL AND DISARMAMENT ACT.**

Section 34(b) of the Arms Control and Disarmament Act (22 U.S.C. 2574(b)) is repealed.

**SEC. 360. REPEAL RELATING TO PROCUREMENT OF LEGAL SERVICES.**

Section 26(b) of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2698(b)) is repealed.

**SEC. 361. REPEAL RELATING TO PAYMENT OF SUBSISTENCE EXPENSES.**

Section 32 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2704) is amended by striking the second sentence.

**SEC. 362. CONFORMING AMENDMENT TO THE SEED ACT.**

Section 2(c) of the Support for East European Democracy (SEED) Act of 1989 (22 U.S.C. 5401(c)) is amended in paragraph (17) by striking "United States Information Agency" and inserting "Department of State".

**SEC. 363. INTERNATIONAL CULTURAL AND TRADE CENTER COMMISSION.**

Section 7(c) of the Federal Triangle Development Act (40 U.S.C. 1106(c)) is amended—

(1) in the text above subparagraph (A), by striking "15 members" and inserting "14 members";

(2) by striking subparagraph (F); and

(3) by redesignating subparagraphs (G) through (J) as subparagraphs (F) through (I), respectively.

**SEC. 364. FOREIGN SERVICE ACT OF 1980.**

(a) OTHER AGENCIES UTILIZING SERVICE.—Section 202(a) of the Foreign Service Act of 1980 (22 U.S.C. 3922(a)) is amended by striking paragraph (1).

(b) BOARD OF THE FOREIGN SERVICE.—Section 210 of such Act (22 U.S.C. 3930) is amended by striking "the United States Information Agency, the United States International Development Cooperation Agency,".

**SEC. 365. AU PAIR PROGRAMS.**

Section 8 of the Eisenhower Exchange Fellowship Act of 1990 (Public Law 101-454) is amended by striking "Director of the United States Information Agency" and inserting "Secretary of State".

**SEC. 366. EXCHANGE PROGRAM WITH COUNTRIES IN TRANSITION FROM TOTALITARIANISM TO DEMOCRACY.**

Section 602 of the National and Community Service Act of 1990 (22 U.S.C. 2452a) is amended—

(1) in the second sentence of subsection (a), by striking "United States Information Agency" and inserting "Department of State"; and

(2) in subsection (b)—

(A) by striking "appropriations account of the United States Information Agency" and inserting "appropriate appropriations account of the Department of State"; and

(B) by striking "and the United States Information Agency".

**SEC. 367. EDMUND S. MUSKIE FELLOWSHIP PROGRAM.**

Section 227 of the Foreign Relations Authorization Act, Fiscal Years 1992 and 1993 (22 U.S.C. 2452 note) is amended—

(1) by striking "United States Information Agency" and inserting "Department of State"; and

(2) by striking subsection (d).

**SEC. 368. IMPLEMENTATION OF CONVENTION ON CULTURAL PROPERTY.**

Title III of the Convention on Cultural Property Implementation Act (19 U.S.C. 2601 et seq.) is amended by striking "Director of the United States Information Agency" each place it appears and inserting "Secretary of State".

**SEC. 369. MIKE MANSFIELD FELLOWSHIPS.**

Section 252(a) of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (22 U.S.C. 6101(a)) is amended by striking "Director of the United States Information Agency" and inserting "Secretary of State".

**TITLE IV—AGENCY FOR INTERNATIONAL DEVELOPMENT****CHAPTER 1—GENERAL PROVISIONS****SEC. 401. EFFECTIVE DATE.**

(a) IN GENERAL.—Except as provided in subsection (b), this title, and the amendments made by this title, shall take effect—

(1) on March 1, 1997; or

(2) on such earlier date as the President shall determine to be appropriate and announce by notice published in the Federal Register, which date may be not earlier than 60 calendar days (excluding any day on which either House of Congress is not in session because of an adjournment sine die) after the President has submitted a reorganization plan to the appropriate congressional committees pursuant to section 421.

(b) REORGANIZATION PLAN.—Section 421 shall take effect on the date of enactment of this Act.

**SEC. 402. REFERENCES IN TITLE.**

Except as specifically provided in this title, whenever in this title an amendment or repeal is expressed in terms of an amendment to, or repeal of, a provision, the reference shall be considered to be made to a provision of the Foreign Assistance Act of 1961.

**CHAPTER 2—ABOLITION OF THE AGENCY FOR INTERNATIONAL DEVELOPMENT AND TRANSFER OF FUNCTIONS TO SECRETARY OF STATE****SEC. 411. ABOLITION OF AGENCY FOR INTERNATIONAL DEVELOPMENT AND THE INTERNATIONAL DEVELOPMENT COOPERATION AGENCY.**

The Agency for International Development and the International Development Cooperation Agency are abolished.

**SEC. 412. TRANSFER OF FUNCTIONS TO SECRETARY OF STATE.**

There are transferred to the Secretary of State all functions of the Administrator of the Agency for International Development and the Director of the International Development Cooperation Agency and all functions of the Agency for International Development and the International Development Cooperation Agency and any officer or component of such agencies under any statute, reorganization plan, Executive order, or other provision of law before the effective date of this title, except as otherwise provided in this title.

**CHAPTER 3—REORGANIZATION OF DEPARTMENT OF STATE RELATING TO FUNCTIONS TRANSFERRED UNDER THIS TITLE****SEC. 421. REORGANIZATION PLAN.**

(a) SUBMISSION OF PLAN.—Not later than March 1, 1996, the President, in consultation with the Secretary and the Administrator of the Agency for International Development, shall transmit to the appropriate congressional committees a reorganization plan providing for—

(1) the abolition of the Agency for International Development in accordance with this title;

(2) the transfer to the Department of State of the functions and personnel of the Agency for International Development consistent with the provisions of this title; and

(3) the consolidation, reorganization, and streamlining of the Department upon the transfer of functions under this title in order to carry out such functions.

(b) PLAN ELEMENTS.—The plan under subsection (a) shall—

(1) identify the functions of the Agency for International Development that will be transferred to the Department under the plan;

(2) identify the personnel and positions of the Agency (including civil service personnel, Foreign Service personnel, and detailees) that will be transferred to the Department, separated from service with the Agency, or be eliminated under the plan, and set forth a schedule for such transfers, separations, and terminations;

(3) identify the personnel and positions of the Department (including civil service personnel, Foreign Service personnel, and detailees) that will be transferred within the Department, separated from service with the Department, or eliminated under the plan, and set forth a schedule for such transfers, separations, and terminations;

(4) specify the consolidations and reorganization of functions of the Department that will be required under the plan in order to permit the Department to carry out the functions transferred to the Department under the plan;

(5) specify the funds available to the Agency for International Development that will be transferred to the Department under this title as a result of the transfer of functions of the Agency to the Department;

(6) specify the proposed allocations within the Department of unexpended funds transferred in connection with the transfer of functions under the plan; and

(7) specify the proposed disposition of the property, facilities, contracts, records, and other assets and liabilities of the Agency in connection with the transfer of the functions of the Agency to the Department.

(c) ASSISTANT SECRETARY POSITIONS.—The plan under subsection (a) shall provide for an appropriate number of Assistant Secretaries of State to carry out the functions transferred to the Department under this title.

#### SEC. 422. PRINCIPAL OFFICERS.

(a) UNDER SECRETARY OF STATE FOR DEVELOPMENT AND ECONOMIC AFFAIRS.—

(1) ESTABLISHMENT.—Section 1(b) of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2651a(b)) is amended by adding after paragraph (2) the following new paragraph:

“(3) UNDER SECRETARY FOR DEVELOPMENT AND ECONOMIC AFFAIRS.—There shall be in the Department of State an Under Secretary for Development and Economic Affairs who shall assist the Secretary and the Deputy Secretary in the formation and implementation of United States policies and activities concerning international development and economic affairs.”

(b) TRANSITION PROVISION.—The President may appoint the individual serving as Administrator of the Agency for International Development on the day before the effective date of this title, or such other official appointed by and with the advice and consent of the Senate and serving within the Department of State or the Agency for International Development as the President considers appropriate, to serve as the acting Under Secretary for Development and Economic Affairs until an individual is appointed to that office in accordance with section 1(b)(1) of the State Department Basic Authorities Act of 1956, as amended by this Act.

### CHAPTER 4—CONFORMING AMENDMENTS

#### SEC. 441. REFERENCES.

Any reference in any statute, reorganization plan, Executive order, regulation, agreement, determination, or other official document or proceeding to—

(1) the Administrator of the Agency for International Development, or any other officer or employee of the Agency for International Development shall be deemed to refer to the Secretary of State;

(2) the Director or any other officer or employee of the International Development Cooperation Agency (IDCA) shall be deemed to refer to the Secretary of State; or

(3) the Agency for International Development, AID, the agency primarily responsible for administering part I of the Foreign Assistance Act of 1961, or the International Development Cooperation Agency (IDCA) shall be deemed to refer to the Department of State.

#### SEC. 442. ABOLITION OF OFFICE OF INSPECTOR GENERAL OF THE AGENCY FOR INTERNATIONAL DEVELOPMENT AND TRANSFER OF FUNCTIONS TO OFFICE OF INSPECTOR GENERAL OF THE DEPARTMENT OF STATE.

(a) ABOLITION OF OFFICE OF INSPECTOR GENERAL OF THE AGENCY FOR INTERNATIONAL DEVELOPMENT.—The Office of Inspector General of the Agency for International Development is abolished.

(b) AMENDMENTS TO THE INSPECTOR GENERAL ACT OF 1978.—The Inspector General Act of 1978 (5 U.S.C. App.) is amended as follows:

(1) Section 8A is repealed.

(2) Section 11(1) is amended by striking “the Administrator of the Agency for International Development.”

(3) Section 11(2) is amended by striking “the Agency for International Development.”

(c) AMENDMENTS TO TITLE 5, UNITED STATES CODE.—Section 5315 of title 5, United States Code, is amended by striking the following: “Inspector General, Agency for International Development.”

(d) FUNCTIONS OF OFFICE OF INSPECTOR GENERAL OF THE AGENCY FOR INTERNATIONAL DEVELOPMENT TRANSFERRED TO OFFICE OF INSPECTOR GENERAL OF THE DEPARTMENT OF STATE.—There are transferred to the Office of Inspector General of the Department of State the functions that the Office of Inspector General of the Agency for International Development exercised before the effective date of this title (including all related functions of the Inspector General of the Agency for International Development).

(e) TRANSFER AND ALLOCATIONS OF APPROPRIATIONS AND PERSONNEL.—The Inspector General of the Department of State, is authorized to make such incidental dispositions of personnel, assets, liabilities, grants, contracts, property, records, and unexpended balances of appropriations, authorizations, allocations, and other funds held, used, arising from, available to, or to be made available in connection with such functions, as may be necessary to carry out the provisions of this section.

#### SEC. 443. ABOLITION OF CHIEF FINANCIAL OFFICER OF THE AGENCY FOR INTERNATIONAL DEVELOPMENT AND TRANSFER OF FUNCTIONS TO CHIEF FINANCIAL OFFICER DEPARTMENT OF STATE.

(a) ABOLITION OF OFFICE OF CHIEF FINANCIAL OFFICER OF THE AGENCY FOR INTERNATIONAL DEVELOPMENT.—The Office of Chief Financial Officer of the Agency for International Development is abolished.

(b) AMENDMENT TO TITLE 31, UNITED STATES CODE.—Section 901(b)(2) of title 31, United States Code, is amended by striking subparagraph (A).

(c) FUNCTIONS OF OFFICE OF CHIEF FINANCIAL OFFICER OF THE AGENCY FOR INTERNATIONAL DEVELOPMENT TRANSFERRED TO OFFICE OF CHIEF FINANCIAL OFFICER OF THE DEPARTMENT OF STATE.—There are transferred to the Office of Chief Financial Officer of the Department of State the functions that the Office of Chief Financial Officer of the Agency for International Development exercised before the effective date of this title (including all related functions of the Chief Financial Officer of the Agency for International Development).

(d) TRANSFER AND ALLOCATIONS OF APPROPRIATIONS AND PERSONNEL.—The Director of the Office of Management and Budget, in consultation with the Secretary of State, is authorized to make such incidental dispositions of personnel, assets, liabilities, grants, contracts, property, records, and unexpended balances of appropriations, authorizations, allocations, and other funds held, used, arising from, available to, or to be made available in connection with such functions, as may be necessary to carry out the provisions of this section.

#### SEC. 444. AMENDMENTS TO TITLE 5, UNITED STATES CODE.

Title 5, United States Code, is amended—

(1) in section 5313, by striking “Administrator, Agency for International Development.”;

(2) in section 5314, by striking “Deputy Administrator, Agency for International Development.”;

(3) in section 5315—

(A) by striking “Assistant Administrators, Agency for International Development (6).”; and

(B) by striking “Regional Assistant Administrators, Agency for International Development (4).”; and

(4) in section 5316 by striking “General Counsel of the Agency for International Development.”

#### SEC. 445. PUBLIC LAW 480 PROGRAM.

The Agricultural Trade Development and Assistance Act of 1954 (Public Law 83-480; 7 U.S.C. 1691 et seq.) is amended by striking “Administrator” each place it appears and inserting “Under Secretary of State for Development and Economic Affairs”.

#### TITLE V—TRANSITION

##### SEC. 501. REORGANIZATION AUTHORITY.

(a) IN GENERAL.—The Secretary is authorized, subject to the requirements of this division, to allocate or reallocate any function transferred to the Department under any title of this division among the officers of the Department, and to establish, consolidate, alter, or discontinue such organizational entities within the Department as may be necessary or appropriate to carry out any reorganization under this division, but the authority of the Secretary under this section does not extend to—

(1) the abolition of organizational entities or officers established by this Act or any other Act; or

(2) the alteration of the delegation of functions to any specific organizational entity or officer required by this Act or any other Act.

(b) REQUIREMENTS AND LIMITATIONS ON REORGANIZATION PLANS.—A reorganization plan pursuant to any title of this division may not have the effect of—

(1) creating a new executive department;

(2) continuing a function beyond the period authorized by law for its exercise or beyond the time when it would have terminated if the reorganization had not been made;

(3) authorizing an agency to exercise a function which is not authorized by law at the time the plan is transmitted to Congress;

(4) creating a new agency which is not a component or part of an existing executive department or independent agency; or



(5) increasing the term of an office beyond that provided by law for the office.

**SEC. 502. TRANSFER AND ALLOCATION OF APPROPRIATIONS AND PERSONNEL.**

(a) IN GENERAL.—Except as otherwise provided in this Act, the personnel employed in connection with, and the assets, liabilities, contracts, property, records, and unexpended balance of appropriations, authorizations, allocations, and other funds employed, held, used, arising from, available to, or to be made available in connection with the functions and offices, or portions thereof transferred by any title of this division, subject to section 1531 of title 31, United States Code, shall be transferred to the Secretary for appropriate allocation.

(b) LIMITATION ON USE OF TRANSFERRED FUNDS.—Unexpended and unobligated funds transferred pursuant to any title of this division shall be used only for the purposes for which the funds were originally authorized and appropriated.

(c) AUTHORIZED STRENGTH OF THE FOREIGN SERVICE.—When an agency is abolished under this division, the limitations for fiscal years 1996 and 1997 under section 2351 of this Act on the members of the Foreign Service authorized to be employed by such agency shall be added to the limitations under such section which apply to the Department of State.

**SEC. 503. INCIDENTAL TRANSFERS.**

The Director of the Office of Management and Budget, in consultation with the Secretary of State, is authorized to make such incidental dispositions of personnel, assets, liabilities, grants, contracts, property, records, and unexpended balances of appropriations, authorizations, allocations, and other funds held, used, arising from, available to, or to be made available in connection with such functions, as may be necessary to carry out the provisions of any title of this division. The Director of the Office of Management and Budget, in consultation with the Secretary of State, shall provide for the termination of the affairs of all entities terminated by this division and for such further measures and dispositions as may be necessary to effectuate the purposes of any title of this division.

**SEC. 504. EFFECT ON PERSONNEL.**

(a) EXECUTIVE SCHEDULE POSITIONS.—Except as otherwise provided in this division, any person who, on the day preceding the date of the abolition of an agency the functions of which are transferred under any title of this division, held a position compensated in accordance with the Executive Schedule prescribed in chapter 53 of title 5, United States Code, and who, without a break in service, is appointed in the Department to a position having duties comparable to the duties performed immediately preceding such appointment shall continue to be compensated in such new position at not less than the rate provided for such previous position, for the duration of the service of such person in such new position.

(b) TERMINATION OF CERTAIN POSITIONS.—Positions whose incumbents are appointed by the President, by and with the advice and consent of the Senate, the functions of which are transferred by any title of this division, shall terminate on the effective date of that title.

(c) EXCEPTED SERVICE.—(1) Subject to paragraph (2), in the case of employees occupying positions in the excepted service or the Senior Executive Service, any appointment authority established pursuant to law or regulations of the Office of Personnel Management for filling such positions shall be transferred.

(2) The Department of State may decline a transfer of authority under paragraph (1) (and the employees appointed pursuant

thereto) to the extent that such authority relates to positions excepted from the competitive service because of their confidential, policy-making, policy-determining, or policy-advocating character, and noncareer positions in the Senior Executive Service (within the meaning of section 3132(a)(7) of title 5, United States Code).

(d) EMPLOYEE BENEFIT PROGRAMS.—(1) Any employee accepting employment with the Department of State as a result of a transfer pursuant to any title of this division may retain for 1 year after the date such transfer occurs membership in any employee benefit program of the former agency, including insurance, to which such employee belongs on the date of the enactment of this Act if—

(A) the employee does not elect to give up the benefit or membership in the program; and

(B) the benefit or program is continued by the Secretary of State.

(2) The difference in the costs between the benefits which would have been provided by such agency or entity and those provided by this section shall be paid by the Secretary of State. If any employee elects to give up membership in a health insurance program or the health insurance program is not continued by the Secretary of State, the employee shall be permitted to select an alternate Federal health insurance program within 30 days of such election or notice, without regard to any other regularly scheduled open season.

(e) SENIOR EXECUTIVE SERVICE.—Any employee in the career Senior Executive Service who is transferred pursuant to any title of this division shall be placed in a position at the Department of State which is comparable to the position the employee held in the agency.

(f) ASSIGNMENTS.—(1) Transferring employees shall be provided reasonable notice of new positions and assignments prior to their transfer pursuant to any title of this division.

(2) Foreign Service personnel transferred to the Department of State pursuant to any title of this division shall be eligible for any assignment open to Foreign Service personnel within the Department for which such transferred personnel are qualified.

(g) TREATMENT OF PERSONNEL EMPLOYED IN TERMINATED FUNCTIONS.—The provisions of this subsection shall apply with respect to officers and employees of the agencies identified in section 505(b) whose employment is terminated as a result of the abolition of the agency or the reorganization and consolidation of functions of the Department of State under any title of this division:

(1) Under such regulations as the Office of Personnel Management may prescribe, the head of any agency in the executive branch may appoint in the competitive service any person who is certified by the head of the former agency as having served satisfactorily in the former agency and who passes such examination as the Office of Personnel Management may prescribe. Any person so appointed shall, upon completion of the prescribed probationary period, acquire a competitive status.

(2) The head of any agency in the executive branch having an established merit system in the excepted service may appoint in such service any person who is certified by the head of the former agency as having served satisfactorily in the former agency and who passes such examination as the head of such agency in the executive branch may prescribe.

(3) Any appointment under this subsection shall be made within a period of one year after completion of the appointee's service in the former agency.

(4) Any law, Executive order, or regulation which would disqualify an applicant for appointment in the competitive service or in the excepted service concerned shall also disqualify an applicant for appointment under this subsection.

**SEC. 505. VOLUNTARY SEPARATION INCENTIVES.**

(a) AUTHORITY TO PAY INCENTIVES.—The head of an agency referred to in subsection (b) may pay voluntary incentive payments to employees of the agency in order to avoid or minimize the need for involuntary separations from the agency as a result of the abolition of the agency and the reorganization and consolidation of functions of the Department of State under any title of this division.

(b) COVERED AGENCIES.—Subsection (a) applies to the following agencies:

- (1) The Department of State.
- (2) The United States Arms Control and Disarmament Agency.
- (3) The United States Information Agency.
- (4) The Agency for International Development.

(c) PAYMENT REQUIREMENTS.—The head of an agency shall pay voluntary separation incentive payments in accordance with the provisions of section 3 of the Federal Workforce Restructuring Act of 1994 (Public Law 103-226; 108 Stat. 111), except that an employee of the agency shall be deemed to be eligible for payment of a voluntary separation incentive payment under that section if the employee separates from service with the agency during the period beginning on the date of enactment of this Act and ending—

(1) in the case of an agency referred to in paragraph (2), (3), or (4) of subsection (b), on the date of the abolition of that agency under this division; and

(2) in the case of the Department of State, on September 30, 1997.

(d) TERMINATION OF AUTHORITY.—The authority of the head of an agency to authorize payment of voluntary separation incentive payments under this section shall expire on—

(1) in the case of an agency referred to in paragraph (2), (3), or (4) of subsection (b), on the date of the abolition of that agency under this division; and

(3) in the case of the Department of State, September 30, 1997.

(e) BUDGET ACT COMPLIANCE.—Any new spending authority (within the meaning of section 401 of the Congressional Budget Act of 1974) which is provided under this section shall be effective for any fiscal year only to the extent or in such amounts as are provided in advance in appropriations Acts.

(f) EFFECT OF SUBSEQUENT EMPLOYMENT WITH THE GOVERNMENT.—An employee who has received a voluntary separation incentive payment under this section and accepts employment with the Government of the United States within 5 years after the date of the separation on which the payment is based shall be required to repay the entire amount of the incentive payment to the agency that paid the incentive payment.

(g) ADDITIONAL AGENCY CONTRIBUTIONS TO THE RETIREMENT FUND.—

(1) IN GENERAL.—In addition to any other payments which it is required to make under subchapter III of chapter 83 or chapter 84 of title 5, United States Code, in fiscal years 1996, 1997, and 1998 each agency under subsection (b) of this section shall, before the end of each such fiscal year, remit to the Office of Personnel Management for deposit in the Treasury of the United States for credit of the Civil Service Retirement and Disability Fund an amount equal to the product of—

(A) the number of employees of such agency who, as of March 31st of such fiscal year,

are subject to subchapter III of chapter 83 or chapter 84 of such title; multiplied by

(B) \$80.

(2) REGULATIONS.—The Director of the Office of Personnel Management may prescribe any regulations necessary to carry out this subsection.

**SEC. 506. SAVINGS PROVISIONS.**

(a) CONTINUING LEGAL FORCE AND EFFECT.—All orders, determinations, rules, regulations, permits, agreements, grants, contracts, certificates, licenses, registrations, privileges, and other administrative actions—

(1) that have been issued, made, granted, or allowed to become effective by the President, any Federal agency or official thereof, or by a court of competent jurisdiction, in the performance of functions that are transferred under any title of this division; and

(2) that are in effect at the time such title takes effect, or were final before the effective date of such title and are to become effective on or after the effective date of such title,

shall continue in effect according to their terms until modified, terminated, superseded, set aside, or revoked in accordance with law by the President, the Secretary, or other authorized official, a court of competent jurisdiction, or by operation of law.

(b) PENDING PROCEEDINGS.—(1) The provisions of any title of this division shall not affect any proceedings, including notices of proposed rulemaking, or any application for any license, permit, certificate, or financial assistance pending on the effective date of any title of this division before any department, agency, commission, or component thereof, functions of which are transferred by any title of this division. Such proceedings and applications, to the extent that they relate to functions so transferred, shall be continued.

(2) Orders shall be issued in such proceedings, appeals shall be taken therefrom, and payments shall be made pursuant to such orders, as if this Act had not been enacted. Orders issued in any such proceedings shall continue in effect until modified, terminated, superseded, or revoked by the Secretary, by a court of competent jurisdiction, or by operation of law.

(3) Nothing in this Act shall be deemed to prohibit the discontinuance or modification of any such proceeding under the same terms and conditions and to the same extent that such proceeding could have been discontinued or modified if this Act had not been enacted.

(4) The Secretary is authorized to promulgate regulations providing for the orderly transfer of proceedings continued under this subsection to the Department.

(c) NO EFFECT ON JUDICIAL PROCEEDINGS.—Except as provided in subsection (e)—

(1) the provisions of this Act shall not affect suits commenced prior to the effective date of this Act, and

(2) in all such suits, proceedings shall be had, appeals taken, and judgments rendered in the same manner and effect as if this Act had not been enacted.

(d) NON-ABATEMENT OF PROCEEDINGS.—No suit, action, or other proceeding commenced by or against any officer in the official capacity of such individual as an officer of any department or agency, functions of which are transferred by any title of this division, shall abate by reason of the enactment of this Act. No cause of action by or against any department or agency, functions of which are transferred by any title of this division, or by or against any officer thereof in the official capacity of such officer shall abate by reason of the enactment of this Act.

(e) CONTINUATION OF PROCEEDING WITH SUBSTITUTION OF PARTIES.—If, before the date on

which any title of this division takes effect, any department or agency, or officer thereof in the official capacity of such officer, is a party to a suit, and under this Act any function of such department, agency, or officer is transferred to the Secretary or any other official of the Department, then such suit shall be continued with the Secretary or other appropriate official of the Department substituted or added as a party.

(f) REVIEWABILITY OF ORDERS AND ACTIONS UNDER TRANSFERRED FUNCTIONS.—Orders and actions of the Secretary in the exercise of functions transferred under any title of this division shall be subject to judicial review to the same extent and in the same manner as if such orders and actions had been by the agency or office, or part thereof, exercising such functions immediately preceding their transfer. Any statutory requirements relating to notice, hearings, action upon the record, or administrative review that apply to any function transferred by any title of this division shall apply to the exercise of such function by the Secretary.

**SEC. 507. PROPERTY AND FACILITIES.**

The Secretary of State shall review the property and facilities transferred to the Department under this division to determine whether such property and facilities are required by the Department.

**SEC. 508. AUTHORITY OF SECRETARY TO FACILITATE TRANSITION.**

Prior to, or after, any transfer of a function under any title of this division, the Secretary is authorized to utilize—

(1) the services of such officers, employees, and other personnel of an agency with respect to functions that will be or have been transferred to the Department by any title of this division; and

(2) funds appropriated to such functions for such period of time as may reasonably be needed to facilitate the orderly implementation of any title of this division.

**SEC. 509. RECOMMENDATIONS FOR ADDITIONAL CONFORMING AMENDMENTS.**

The Congress urges the President, in consultation with the Secretary of State and the heads of other appropriate agencies, to develop and submit to the Congress recommendations for such additional technical and conforming amendments to the laws of the United States as may be appropriate to reflect the changes made by this division.

**SEC. 510. FINAL REPORT.**

Not later than October 1, 1998, the President, in consultation with the Secretary of the Treasury and the Director of the Office of Management and Budget shall submit to the appropriate congressional committees a report which provides a final accounting of the finances and operations of the United States Arms Control and Disarmament Agency, the United States Information Agency, and the Agency for International Development.

**SEC. 511. SEVERABILITY.**

If a provision of this division or its application to any person or circumstance is held invalid, neither the remainder of this division nor the application of the provision to other persons or circumstances shall be affected.

**DIVISION B—FOREIGN RELATIONS AUTHORIZATIONS**

**TITLE XX—GENERAL PROVISIONS**

**SEC. 2001. SHORT TITLE.**

This division may be cited as the "Foreign Relations Authorization Act, Fiscal Years 1996 and 1997".

**SEC. 2002. DEFINITIONS.**

The following terms have the following meaning for the purposes of this division:

(1) The term "AID" means the Agency for International Development.

(2) The term "ACDA" means the United States Arms Control and Disarmament Agency.

(3) The term "appropriate congressional committees" means the Committee on International Relations of the House of Representatives and the Committee of Foreign Relations of the Senate.

(4) The term "Department" means the Department of State.

(5) The term "Federal agency" has the meaning given to the term "agency" by section 551(l) of title 5, United States Code.

(6) The term "function" means any duty, obligation, power, authority, responsibility, right, privilege, activity, or program.

(7) The term "office" includes any office, administration, agency, institute, unit, organizational entity, or component thereof.

(8) The term "Secretary" means the Secretary of State.

(9) The term "USIA" means the United States Information Agency.

**TITLE XXI—AUTHORIZATION OF APPROPRIATIONS FOR DEPARTMENT OF STATE AND CERTAIN INTERNATIONAL AFFAIRS FUNCTIONS AND ACTIVITIES**

**CHAPTER 1—AUTHORIZATIONS OF APPROPRIATIONS**

**SEC. 2101. ADMINISTRATION OF FOREIGN AFFAIRS.**

(a) AUTHORIZATION OF APPROPRIATIONS.—The following amounts are authorized to be appropriated for the Department of State under "Administration of Foreign Affairs" to carry out the authorities, functions, duties, and responsibilities in the conduct of the foreign affairs of the United States and for other purposes authorized by law, including the diplomatic security program:

(1) DIPLOMATIC AND CONSULAR PROGRAMS.—

(A) AUTHORIZATION OF APPROPRIATIONS.—For "Diplomatic and Consular Programs", of the Department of State \$1,728,797,000 for the fiscal year 1996 and \$1,676,903,000 for the fiscal year 1997.

(B) LIMITATION.—Of the amounts authorized to be appropriated by subparagraph (A), \$5,000,000 for fiscal year 1996 and \$5,000,000 for fiscal year 1997 are authorized to be appropriated only for the purpose of processing immigrant visas for persons who are outside their countries of nationality, have asserted a fear of returning to their countries of nationality and a credible basis for such fear, and for whom immigrant visas are currently available.

(2) SALARIES AND EXPENSES.—

(A) AUTHORIZATION OF APPROPRIATIONS.—For "Salaries and Expenses", of the Department of State \$366,276,000 for the fiscal year 1996 and \$355,287,000 for the fiscal year 1997.

(B) LIMITATION.—Of the amounts authorized to be appropriated by subparagraph (A), \$11,900,000 for fiscal year 1996 and \$11,900,000 for fiscal year 1997 are authorized to be appropriated only for salaries and expenses of the Bureau of Refugee and Migration Assistance.

(3) CAPITAL INVESTMENT FUND.—For "Capital Investment Fund", of the Department of State \$20,000,000 for the fiscal year 1996 and \$20,000,000 for the fiscal year 1997.

(4) ACQUISITION AND MAINTENANCE OF BUILDINGS ABROAD.—For "Acquisition and Maintenance of Buildings Abroad", \$391,760,000 for the fiscal year 1996 and \$391,760,000 for the fiscal year 1997.

(5) REPRESENTATION ALLOWANCES.—For "Representation Allowances", \$4,780,000 for the fiscal year 1996 and \$4,780,000 for the fiscal year 1997.

(6) EMERGENCIES IN THE DIPLOMATIC AND CONSULAR SERVICE.—For "Emergencies in the Diplomatic and Consular Service", \$6,000,000 for the fiscal 1996 and \$6,000,000 for the fiscal year 1997.

(7) OFFICE OF THE INSPECTOR GENERAL.—For "Office of the Inspector General", \$23,469,000 for the fiscal year 1996 and \$23,469,000 for the fiscal year 1997.

(8) PAYMENT TO THE AMERICAN INSTITUTE IN TAIWAN.—For "Payment to the American Institute in Taiwan", \$15,165,000 for the fiscal year 1996 and \$14,710,000 for the fiscal year 1997.

(9) PROTECTION OF FOREIGN MISSIONS AND OFFICIALS.—For "Protection of Foreign Missions and Officials", \$9,579,000 for the fiscal year 1996 and \$9,579,000 for the fiscal year 1997.

(10) REPATRIATION LOANS.—For "Repatriation Loans", \$776,000 for the fiscal year 1996 and \$776,000 for the fiscal year 1997, for administrative expenses.

#### SEC. 2102. INTERNATIONAL ORGANIZATIONS, PROGRAMS, AND CONFERENCES.

(a) ASSESSED CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS.—There are authorized to be appropriated for "Contributions to International Organizations", \$873,505,000 for the fiscal year 1996 and \$867,050,000 for the fiscal year 1997 for the Department of State to carry out the authorities, functions, duties, and responsibilities in the conduct of the foreign affairs of the United States with respect to international organizations and to carry out other authorities in law consistent with such purposes.

(b) VOLUNTARY CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS.—

(1) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated for "Voluntary Contributions to International Organizations", \$309,375,000 for the fiscal year 1996 and \$302,902,000 for the fiscal year 1997.

(2) LIMITATIONS.—

(A) UNICEF.—

(i) Of the amounts authorized to be appropriated under paragraph (1), \$103,000,000 for fiscal year 1996 and \$103,000,000 for fiscal year 1997 is authorized to be appropriated only for the United Nations Children's Fund (UNICEF).

(ii) For fiscal year 1996, not more than 25 percent of the amount under clause (i) may be made available to the United Nations Children's Fund (UNICEF) until 30 days after the submission to Congress of the report required by section 2523.

(B) INTERNATIONAL ATOMIC ENERGY AGENCY.—

(i) Of the amounts authorized to be appropriated under paragraph (1), \$43,000,000 for each of fiscal years 1996 and 1997 is authorized to be appropriated only for the International Atomic Energy Agency (IAEA).

(ii) Amounts under clause (i) are authorized to be made available to the International Atomic Energy Agency only if the Secretary determines and reports to the appropriate congressional committees that Israel is not being denied its right to participate in the activities of the International Atomic Energy Agency.

(C) WAR CRIMES TRIBUNAL FOR THE FORMER YUGOSLAVIA.—Of the amounts authorized to be appropriated under paragraph (1), \$15,000,000 for fiscal year 1996 and \$15,000,000 for fiscal year 1997, or 25 percent of the budget for the tribunal for each such fiscal year, whichever amount is less, are authorized to be made available for the United Nations Voluntary Fund for the United Nations International Criminal Tribunal for the Former Yugoslavia, located at The Hague, Netherlands.

(D) WORLD FOOD PROGRAM.—Of the amounts authorized to be appropriated under paragraph (1), \$5,000,000 for fiscal year 1996 and \$5,000,000 for fiscal year 1997 are authorized to be appropriated only for the World Food Program.

(E) UNITED NATIONS VOLUNTARY FUND FOR VICTIMS OF TORTURE.—Of the amounts authorized to be appropriated under paragraph (1) \$1,500,000 for fiscal year 1996 and \$3,000,000 for fiscal year 1997 are authorized to be appropriated only for the United Nations Voluntary Fund for Victims of Torture.

(F) UNITED NATIONS POPULATION FUND.—

(i) Of the amounts authorized to be appropriated under paragraph (1) not more than \$25,000,000 for each of the fiscal years 1996 and 1997 shall be available for the United Nations Population Fund (UNFPA).

(ii) Of the amount made available for the United Nations Population Fund under clause (i)—

(I) for fiscal year 1996, not more than 50 percent of such amount may be disbursed to the Fund before March 1, 1996; and

(II) for fiscal year 1997, not more than 50 percent of such amount may be disbursed to the Fund before March 1, 1997.

(iii) Notwithstanding any other provision of law, none of the funds made available for the United Nations Population Fund shall be available for the United States proportionate share for activities in the People's Republic of China.

(iv)(I) Not later than February 15, 1996, and February 15, 1997, the Secretary of State shall submit a report indicating the amount that the United Nations Population Fund is budgeting for activities in the People's Republic of China for 1996 or 1997, as appropriate, to the Committee on International Relations and the Committee on Appropriations of the House of Representatives and the Committee on Foreign Relations and the Committee on Appropriations of the Senate.

(II) Before March 1, for each of the fiscal years 1996 and 1997, if the United Nations Population Fund is budgeting an amount in excess of \$7,000,000 for activities in the People's Republic of China, a sum equal to the amount in excess of \$7,000,000 shall be deducted from amounts otherwise available for payment to the United Nations Population Fund.

(v) Amounts made available for the United Nations Population Fund under clause (i) may only be paid to the Fund if—

(I) the Fund maintains such amounts in a separate account from other funds; and

(II) the Fund does not commingle amounts provided under clause (i) with other funds.

(G) ORGANIZATION FOR AMERICAN STATES.—Of the amounts authorized to be appropriated under paragraph (1), \$15,000,000 for fiscal year 1996 and \$15,000,000 for fiscal year 1997 are authorized to be appropriated only for the Organization for American States.

(H) LIMITATION CONCERNING USE OF FUNDS UNDER SECTION 307 OF THE FOREIGN ASSISTANCE ACT OF 1961.—Notwithstanding any other provision of law or of this Act, none of the funds authorized to be appropriated under paragraph (1) are authorized to be appropriated for the United States proportionate share, in accordance with section 307(c) of the Foreign Assistance Act of 1961, for any programs identified in section 307, or for Libya, Iran, or any Communist country listed in section 620(f) of the Foreign Assistance Act of 1961.

(I) UNITED NATIONS DEVELOPMENT PROGRAM.—

(i) TOTAL LIMITATION.—Of the amounts authorized to be appropriated under paragraph (1), for each of the fiscal years 1996 and 1997 not to exceed \$70,000,000 shall be available for the United Nations Development Program.

(ii) BURMA.—

(I) Subject to subclauses (II) and (III), for each of the fiscal years 1996 and 1997 none of the funds made available for United Nations Development Program (or United Nations Development

Funds) shall be available for programs and activities in or for Burma.

(II) Of the amount made available for United Nations Development Program (and United Nations Development Program—Administered Funds) for fiscal year 1996, \$18,200,000 of such amount shall be disbursed only if the President certifies to the Congress that the United Nations Development Program has terminated its activities in and for Burma.

(III) Of the amount made available for United Nations Development Program (and United Nations Development Program—Administered Funds) for fiscal year 1997, \$25,480,000 shall be disbursed only if the President certifies to the Congress that the United Nations Development Program has terminated its activities in and for Burma.

(3) AVAILABILITY OF FUNDS.—Amounts authorized to be appropriated under paragraph (1) are authorized to remain available until expended.

(c) ASSESSED CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING ACTIVITIES.—

(1) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated for "Contributions for International Peacekeeping Activities", \$445,000,000 for the fiscal year 1996 and \$345,000,000 for the fiscal year 1997 for the Department of State to carry out the authorities, functions, duties, and responsibilities in the conduct of the foreign affairs of the United States with respect to international peacekeeping activities and to carry out other authorities in law consistent with such purposes.

(2) LIMITATION.—None of the funds authorized to be appropriated under paragraph (1) may be made available for contributions to the United Nations Protection Force unless the President determines and reports to the Congress during the calendar year in which the funds are to be provided that—

(A) the Government of Bosnia and Herzegovina supports the continued presence of the United Nations Protection Force within its territory;

(B) the United Nations Protection Force is effectively carrying out its mandate under United Nations Security Council resolutions 761, 776, 781, 786, and 836, and is effectively encouraging compliance with United Nations Security Council resolutions 752, 757, 770, 771, 787, 820, and 824.

(C) the United Nations Protection Force is providing full cooperation and support consistent with its mandate to the efforts of the United Nations War Crimes Tribunal for the former Yugoslavia to investigate war crimes and to apprehend and prosecute suspected war criminals;

(D) the United Nations Protection Force is providing full cooperation and support consistent with its mandate to United States diplomatic, military, and relief personnel in Bosnia; and

(E) the United Nations Protection Force has investigated and taken appropriate action against any United Nations Protection Force personnel or units suspected of participating in illegal or improper activities, such as black marketeering, embezzlement, expropriation of property, and assaults on civilians.

(d) PEACEKEEPING OPERATIONS.—There are authorized to be appropriated for "Peacekeeping Operations", \$68,260,000 for the fiscal year 1996 and \$68,260,000 for the fiscal year 1997 for the Department of State to carry out section 551 of Public Law 87-195.

(e) INTERNATIONAL CONFERENCES AND CONTINGENCIES.—

(1) GENERAL PROVISION.—There are authorized to be appropriated for "International Conferences and Contingencies", \$5,000,000 for the fiscal year 1996 and \$6,000,000 for the fiscal year 1997 for the Department of State

to carry out the authorities, functions, duties, and responsibilities in the conduct of the foreign affairs of the United States with respect to international conferences and contingencies and to carry out other authorities in law consistent with such purposes.

(2) **CONDITIONAL AUTHORITY.**—

(A) Subject to subparagraph (B), in addition to such amounts as are authorized to be appropriated under paragraph (1), there is authorized to be appropriated for "International Conferences and Contingencies", \$1,000,000 for the fiscal year 1996 for the Department of State to carry out the authorities, functions, duties, and responsibilities in the conduct of the foreign affairs of the United States with respect to international conferences and contingencies and to carry out other authorities in law consistent with such purposes.

(B) The authorization of appropriations under subparagraph (A) shall take effect only after the Secretary of State certifies to the appropriate congressional committees with respect to any United Nations Fourth Conference on Women that is held in Beijing that—

(i) no funds of the Department of State were expended for travel by any United States official or delegate to the Fourth World Conference on Women, to be held in Beijing, August and September 1995, or

(ii) (I) that the United States vigorously urged the United Nations to grant accreditation to a wide range of nongovernmental organizations, including United States-based groups representing Taiwanese and Tibetan women, in accordance with relevant international standards and precedents;

(II) that the United States pressed the Government of China to issue visas equitably to representatives of accredited nongovernmental organizations;

(III) that the United States encouraged the Government of China and the United Nations to provide the accredited nongovernmental organizations with access to the main conference site that is substantially equivalent in manner and degree to access afforded at previous major United Nations conferences;

(IV) that the United States delegation to the Fourth World Conference on Women vigorously and publicly supported access by representatives of accredited nongovernmental organizations to the conference, especially with respect to United States nongovernmental organizations;

(V) that the United States delegation to the Fourth World Conference on Women vigorously promoted universal respect for internationally recognized human rights, including the rights of women; and

(VI) that, if the goals of subparagraphs (I), (II), or (III) were not fully accomplished, the United States issued a formal, public, protest to the United Nations for such a departure from accepted international standards.

(f) **FOREIGN CURRENCY EXCHANGE RATES.**—In addition to amounts otherwise authorized to be appropriated by subsections (a) and (b) of this section, there are authorized to be appropriated such sums as may be necessary for each of the fiscal years 1996 and 1997 to offset adverse fluctuations in foreign currency exchange rates. Amounts appropriated under this subsection shall be available for obligation and expenditure only to the extent that the Director of the Office of Management and Budget determines and certifies to Congress that such amounts are necessary due to such fluctuations.

**SEC. 2103. INTERNATIONAL COMMISSIONS.**

The following amounts are authorized to be appropriated under "International Commissions" for the Department of State to carry out the authorities, functions, duties, and responsibilities in the conduct of the for-

eign affairs of the United States and for other purposes authorized by law:

(1) **INTERNATIONAL BOUNDARY AND WATER COMMISSION, UNITED STATES AND MEXICO.**—For "International Boundary and Water Commission, United States and Mexico"—

(A) for "Salaries and Expenses" \$13,858,000 for the fiscal year 1996 and \$12,472,000 for the fiscal year 1997; and

(B) for "Construction" \$10,393,000 for the fiscal year 1996 and \$9,353,000 for the fiscal year 1997.

(2) **INTERNATIONAL BOUNDARY COMMISSION, UNITED STATES AND CANADA.**—For "International Boundary Commission, United States and Canada", \$740,000 for the fiscal year 1996 and \$666,000 for the fiscal year 1997.

(3) **INTERNATIONAL JOINT COMMISSION.**—For "International Joint Commission", \$3,500,000 for the fiscal year 1996 and \$3,195,000 for the fiscal year 1997.

(4) **INTERNATIONAL FISHERIES COMMISSIONS.**—For "International Fisheries Commissions", \$14,669,000 for the fiscal year 1996 and \$13,202,000 for the fiscal year 1997.

**SEC. 2104. MIGRATION AND REFUGEE ASSISTANCE.**

(a) **AUTHORIZATION OF APPROPRIATIONS.**—

(1) **MIGRATION AND REFUGEE ASSISTANCE.**—

(A) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated for "Migration and Refugee Assistance" for authorized activities, \$560,000,000 for the fiscal year 1996 and \$590,000,000 for the fiscal year 1997.

(B) **LIMITATION.**—None of the funds authorized to be appropriated by this section are authorized to be appropriated for salaries and administrative expenses of the Bureau of Migration and Refugee Assistance.

(2) **REFUGEES RESETTLING IN ISRAEL.**—There are authorized to be appropriated \$80,000,000 for the fiscal year 1996 and \$80,000,000 for the fiscal year 1997 for assistance for refugees resettling in Israel from other countries.

(3) **HUMANITARIAN ASSISTANCE FOR DISPLACED BURMESE.**—There are authorized to be appropriated \$1,500,000 for the fiscal year 1996 and \$1,500,000 for the fiscal year 1997 for humanitarian assistance, including but not limited to food, medicine, clothing, and medical and vocational training to persons displaced as a result of civil conflict in Burma, including persons still within Burma.

(4) **RESETTLEMENT OF VIETNAMESE, LAOTIANS, AND CAMBODIANS.**—There are authorized to be appropriated \$30,000,000 for fiscal year 1996 for the admission and resettlement of persons who—

(A) are or were nationals and residents of Vietnam, Laos, or Cambodia;

(B) are within a category of aliens referred to in section 599D(b)(2)(C) of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1990 (Public Law 101-167); and

(C) are or were at any time after January 1, 1989, residents of refugee camps in Hong Kong, Thailand, Indonesia, Malaysia, or the Philippines.

(b) **GENERAL LIMITATIONS.**—None of the funds authorized to be appropriated by subsection (a) are authorized to be available for any program or activity that provides for, promotes, or assists in the repatriation of any person to Vietnam, Laos, or Cambodia, unless the President has certified that—

(1) all persons described in subsection (a)(4) who were residents of refugee camps as of July 1, 1995, have been offered resettlement outside their countries of nationality;

(2) all nationals of Vietnam, Laos, or Cambodia who were residents of refugee camps as of July 1, 1995, who are not persons described in subsection (a)(4) have, at any time after such date, either had access to a process for the determination of whether they are refu-

gees, or been offered resettlement outside their countries of nationality; and

(3) the process referred to in paragraph (2) is genuinely calculated to determine whether each applicant is a refugee, and that the procedures, standards, and personnel employed in such process ensure that the risk of return to persecution is no greater than in the process available under United States law to persons physically present in the United States.

(c) **AVAILABILITY OF FUNDS.**—Funds appropriated pursuant to subsection (a) are authorized to be available until expended.

(d) **REFUGEE CAMP DEFINED.**—For the purposes of this section, the term "refugee camp" means any place in which people who left Vietnam, Cambodia, or Laos are housed or held by a government or international organization, regardless of the designation of such place by such government or organization.

**SEC. 2105. CERTAIN OTHER INTERNATIONAL AFFAIRS PROGRAMS.**

The following amounts are authorized to be appropriated for the Department of State to carry out the authorities, functions, duties, and responsibilities in the conduct of the foreign affairs of the United States and for other purposes authorized by law:

(1) **ASIA FOUNDATION.**—For "Asia Foundation", \$10,000,000 for the fiscal year 1996 and \$9,000,000 for the fiscal year 1997.

**SEC. 2106. UNITED STATES INFORMATIONAL, EDUCATIONAL, AND CULTURAL PROGRAMS.**

The following amounts are authorized to be appropriated to carry out international information activities and educational and cultural exchange programs under the United States Information and Educational Exchange Act of 1948, the Mutual Educational and Cultural Exchange Act of 1961, Reorganization Plan Number 2 of 1977, the United States International Broadcasting Act of 1994, the Radio Broadcasting to Cuba Act, the Television Broadcasting to Cuba Act, the Board for International Broadcasting Act, the Inspector General Act of 1978, the North/South Center Act of 1991, the National Endowment for Democracy Act, and to carry out other authorities in law consistent with such purposes:

(1) **SALARIES AND EXPENSES.**—For "Salaries and Expenses", \$450,645,000 for the fiscal year 1996 and \$428,080,000 for the fiscal year 1997.

(2) **TECHNOLOGY FUND.**—For "Technology Fund" for the United States Information Agency, \$5,050,000 for the fiscal year 1996 and \$5,050,000 for the fiscal year 1997.

(3) **EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS.**—

(A) **FULBRIGHT ACADEMIC EXCHANGE PROGRAMS.**—For the "Fulbright Academic Exchange Programs", \$117,484,200 for the fiscal year 1996 and \$113,680,800 for the fiscal year 1997.

(B) **SOUTH PACIFIC EXCHANGES.**—For the "South Pacific Exchanges", \$900,000 for the fiscal year 1996 and \$900,000 for the fiscal year 1997.

(C) **EAST TIMORESE SCHOLARSHIPS.**—For the "East Timorese Scholarships", \$800,000 for the fiscal year 1996 and \$800,000 for the fiscal year 1997.

(D) **CAMBODIAN SCHOLARSHIPS.**—For the "Cambodian Scholarships", \$141,000 for the fiscal year 1996 and \$141,000 for the fiscal year 1997.

(E) **TIBETAN EXCHANGES.**—For the "Educational and Cultural Exchanges with Tibet" under section 236 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (Public Law 103-236), \$500,000 for the fiscal year 1996 and \$500,000 for the fiscal year 1997.

(F) **OTHER PROGRAMS.**—For "Hubert H. Humphrey Fellowship Program", "Edmund

S. Muskie Fellowship Program", "International Visitors Program", "Mike Mansfield Fellowship Program", "Claude and Mildred Pepper Scholarship Program of the Washington Workshops Foundation", "Citizen Exchange Programs", "Congress-Bundestag Exchange Program", "Newly Independent States and Eastern Europe Training", "Institute for Representative Government", and "Arts America", \$87,265,800 for the fiscal year 1996 and \$87,341,400 for the fiscal year 1997.

(4) INTERNATIONAL BROADCASTING ACTIVITIES.—

(A) AUTHORIZATION OF APPROPRIATIONS.—For "International Broadcasting Activities", \$321,191,000 for the fiscal year 1996, and \$286,191,000 for the fiscal year 1997.

(B) LIMITATION.—Of the amounts authorized to be appropriated under subparagraph (A) \$3,000,000 for fiscal year 1996 and \$3,000,000 for fiscal year 1997 are authorized to be appropriated only to carry out the Pilot Project for Freedom Broadcasting to Asia authorized by section 2443.

(C) VOICE OF AMERICA FARSI SERVICE.—Of the amounts authorized to be appropriated under subparagraph (A) \$1,873,521 for the fiscal year 1996 and \$1,873,521 for the fiscal year 1997 are authorized to be appropriated only to carry out the Voice of America Farsi Service.

(5) RADIO CONSTRUCTION.—For "Radio Construction", \$75,164,000 for the fiscal year 1996, and \$67,647,000 for the fiscal year 1997.

(6) RADIO FREE ASIA.—For "Radio Free Asia", \$10,000,000 for the fiscal year 1996 and \$10,000,000 for the fiscal year 1997.

(7) BROADCASTING TO CUBA.—For "Broadcasting to Cuba", \$24,809,000 for the fiscal year 1996 and \$24,809,000 for the fiscal year 1997.

(8) OFFICE OF THE INSPECTOR GENERAL.—For "Office of the Inspector General", \$4,300,000 for the fiscal year 1996 and \$3,870,000 for the fiscal year 1997.

(9) CENTER FOR CULTURAL AND TECHNICAL INTERCHANGE BETWEEN EAST AND WEST.—For "Center for Cultural and Technical Interchange between East and West", \$15,000,000 for the fiscal year 1996 and \$10,000,000 for the fiscal year 1997.

(10) NATIONAL ENDOWMENT FOR DEMOCRACY.—For "National Endowment for Democracy", \$34,000,000 for the fiscal year 1996 and \$34,000,000 for the fiscal year 1997.

(11) CENTER FOR CULTURAL AND TECHNICAL INTERCHANGE BETWEEN NORTH AND SOUTH.—For "Center for Cultural and Technical Interchange between North and South" \$4,000,000 for the fiscal year 1996 and \$3,000,000 for the fiscal year 1997.

#### SEC. 2107. UNITED STATES ARMS CONTROL AND DISARMAMENT.

There are authorized to be appropriated to carry out the purposes of the Arms Control and Disarmament Act—

(1) \$44,000,000 for the fiscal year 1996 and \$40,500,000 for the fiscal year 1997; and

(2) such sums as may be necessary for each of the fiscal years 1996 and 1997 for increases in salary, pay, retirement, other employee benefits authorized by law, and to offset adverse fluctuations in foreign currency exchange rates.

### TITLE XXII—DEPARTMENT OF STATE AUTHORITIES AND ACTIVITIES

#### CHAPTER 1—AUTHORITIES AND ACTIVITIES

#### SEC. 2201. REVISION OF DEPARTMENT OF STATE REWARDS PROGRAM.

(a) IN GENERAL.—Section 36 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2708) is amended to read as follows:

#### "SEC. 36. DEPARTMENT OF STATE REWARDS PROGRAM.

"(a) ESTABLISHMENT.—(1) There is established a program for the payment of rewards to carry out the purposes of this section.

"(2) The rewards program established by this section shall be administered by the Secretary of State, in consultation, where appropriate, with the Attorney General.

"(b) PURPOSE.—(1) The rewards program established by this section shall be designed to assist in the prevention of acts of international terrorism, international narcotics trafficking, and other related criminal acts.

"(2) The Secretary of State may pay a reward to any individual who furnishes information leading to—

"(A) the arrest or conviction in any country of any individual for the commission of an act of international terrorism against a United States person or United States property;

"(B) the arrest or conviction in any country of any individual conspiring or attempting to commit an act of international terrorism against a United States person or United States property;

"(C) the arrest or conviction in any country of any individual for committing, primarily outside the territorial jurisdiction of the United States, any narcotics-related offense if that offense involves or is a significant part of conduct that involves—

"(i) a violation of United States narcotics laws and which is such that the individual would be a major violator of such laws; or

"(ii) the killing or kidnapping of—

"(I) any officer, employee, or contract employee of the United States Government while such individual is engaged in official duties, or on account of that individual's official duties, in connection with the enforcement of United States narcotics laws or the implementing of United States narcotics control objectives; or

"(II) a member of the immediate family of any such individual on account of that individual's official duties, in connection with the enforcement of United States narcotics laws or the implementing of United States narcotics control objectives; or

"(iii) an attempt or conspiracy to commit any of the acts described in clause (i) or (ii); or

"(D) the arrest or conviction in any country of any individual aiding or abetting in the commission of an act described in subparagraphs (A) through (C); or

"(E) the prevention, frustration, or favorable resolution of an act described in subparagraphs (A) through (C).

"(c) COORDINATION.—(1) To ensure that the payment of rewards pursuant to this section does not duplicate or interfere with the payment of informants or the obtaining of evidence or information, as authorized to the Department of Justice, the offering, administration, and payment of rewards under this section, including procedures for—

"(A) identifying individuals, organizations, and offenses with respect to which rewards will be offered;

"(B) the publication of rewards;

"(C) offering of joint rewards with foreign governments;

"(D) the receipt and analysis of data; and

"(E) the payment and approval of payment, shall be governed by procedures developed by the Secretary of State, in consultation with the Attorney General.

"(2) Before making a reward under this section in a matter over which there is Federal criminal jurisdiction, the Secretary of State shall advise and consult with the Attorney General.

"(d) FUNDING.—(1) There is authorized to be appropriated to the Department of State

from time to time such amounts as may be necessary to carry out the purposes of this section, notwithstanding section 102 of the Foreign Relations Authorization Act, Fiscal Years 1986 and 1987 (Public Law 99-93).

"(2) No amount of funds may be appropriated which, when added to the amounts previously appropriated but not yet obligated, would cause such amounts to exceed \$15,000,000.

"(3) To the maximum extent practicable, funds made available to carry out this section should be distributed equally for the purpose of preventing acts of international terrorism and for the purpose of preventing international narcotics trafficking.

"(4) Amounts appropriated to carry out the purposes of this section shall remain available until expended.

"(e) ADDITIONAL FUNDING.—(1) In extraordinary circumstances and when it is important to the national security of the United States, the Secretary of State may use fees collected for processing machine readable nonimmigrant visas and machine readable combined border crossing identification cards and nonimmigrant visas pursuant to section 140 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (Public Law 103-236; 8 U.S.C. 1351 note) to carry out the purposes of this section, subject to the limitation contained in subsection (d)(2).

"(2) The authority contained in paragraph (1) may be used only if the Secretary notifies the appropriate congressional committees 15 days in advance in accordance with regular reprogramming procedures. Such notification shall contain a detailed justification of the circumstances necessitating the use of such fees for the purposes of this section.

"(f)—LIMITATION AND CERTIFICATION.—(1) A reward under this section may not exceed \$2,000,000.

"(2) A reward under this section of more than \$100,000 may not be made without the approval of the President or the Secretary of State.

"(3) Any reward granted under this section shall be approved and certified for payment by the Secretary of State.

"(4) The authority of paragraph (2) may not be delegated to any other officer or employee of the United States Government.

"(5) If the Secretary determines that the identity of the recipient of a reward or of the members of the recipient's immediate family must be protected, the Secretary may take such measures in connection with the payment of the reward as he considers necessary to effect such protection.

"(g) INELIGIBILITY.—An officer or employee of any governmental entity who, while in the performance of his or her official duties, furnishes information described in subsection (b) shall not be eligible for a reward under this section.

"(h) REPORTS.—(1) Not later than 30 days after paying any reward under this section, the Secretary of State shall submit a report to the appropriate congressional committees with respect to such reward. The report, which may be submitted on a classified basis if necessary, shall specify the amount of the reward paid, to whom the reward was paid, and the acts with respect to which the reward was paid. The report shall also discuss the significance of the information for which the reward was paid in dealing with those acts.

"(2) Not later than 60 days after the end of each fiscal year, the Secretary of State shall submit an annual report to the appropriate congressional committees with respect to the operation of the rewards program authorized by this section. Such report shall provide information on the total amounts expended during such fiscal year to carry out the purposes of this section, including

amounts spent to publicize the availability of rewards. Such report shall also include information on all requests for the payment of rewards under this section, including the reasons for the denial of any such requests.

"(i) DEFINITIONS.—As used in this section—  
 "(1) the term 'appropriate congressional committees' means the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate;

"(2) the term 'act of international terrorism' includes, but is not limited to—

"(A) any act substantially contributing to the acquisition of unsafeguarded special nuclear material (as defined in section 830(8) of the Nuclear Proliferation Prevention Act of 1994) or any nuclear explosive device (as defined in section 830(4) of that Act) by an individual, group, or non-nuclear weapon state (as defined in section 830(5) of that Act); and  
 "(B) any act, as determined by the Secretary of State, which materially supports the conduct of international terrorism, including the counterfeiting of United States currency or the illegal use of other monetary instruments by an individual, group, or country supporting international terrorism as determined for purposes of section 6(j) of the Export Administration Act of 1979;

"(3) the term 'United States narcotics laws' means the laws of the United States for the prevention and control of illicit traffic in controlled substances (as such term is defined for purposes of the Controlled Substances Act); and  
 "(4) the term 'member of the immediate family' includes—

"(A) a spouse, parent, brother, sister, or child of the individual;

"(B) a person to whom the individual stands in loco parentis; and

"(C) any other person living in the individual's household and related to the individual by blood or marriage."

(b) SENSE OF CONGRESS.—It is the sense of the Congress that the Secretary of State should pursue additional means of funding the program established by section 36 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2708), including the authority to seize and dispose of assets used in the commission of any offense under sections 1028, 1541 through 1544, and 1546 of title 18, United States Code, and to retain the proceeds derived from the disposition of such assets, or to participate in asset sharing programs conducted by the Department of Justice, to carry out the purposes of section 36 of that Act.

#### SEC. 2202. AUTHORITIES OF SECRETARY OF STATE.

Section 203(4) of the State Department Basic Authorities Act of 1956 (22 U.S.C. 4303(4)) is amended in the third sentence by striking "should" both places it appears and inserting "shall".

#### SEC. 2203. BUYING POWER MAINTENANCE ACCOUNT.

Section 24(b)(7) of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2696(b)(7)) is amended by striking subparagraph (D).

#### SEC. 2204. EXPENSES RELATING TO CERTAIN INTERNATIONAL CLAIMS AND PROCEEDINGS.

(a) RECOVERY OF CERTAIN EXPENSES.—The Department of State Appropriation Act, 1937 (49 Stat. 1321, 22 U.S.C. 2661, as amended by section 142(b) of the Foreign Relations Authorization Act, Fiscal Years 1988 and 1989 (Public Law 100-204)) is amended in the fifth undesignated paragraph under the heading entitled "INTERNATIONAL FISHERIES COMMISSION" by striking "extraordinary".

(b) PROCUREMENT OF SERVICES.—Section 38(c) of the State Department Basic Authori-

ties Act of 1956 (22 U.S.C. 2710(c)) is amended in the first sentence by inserting "personal and" before "other support services".

#### SEC. 2205. CONSOLIDATION OF UNITED STATES DIPLOMATIC MISSIONS AND CONSULAR POSTS.

(a) CONSOLIDATION PLAN.—The Secretary of State shall develop a worldwide plan for the consolidation, wherever practicable, on a regional or areawide basis, of United States missions and consular posts abroad.

(b) CONTENTS OF PLAN.—The plan shall—

(1) identify specific United States diplomatic missions and consular posts for consolidation;

(2) identify those missions and posts at which the resident ambassador would also be accredited to other specified states in which the United States either maintained no resident official presence or maintained such a presence only at staff level; and

(3) provide an estimate of—  
 (A) the amount by which expenditures would be reduced through the reduction in the number of United States Government personnel assigned abroad;

(B) the reduction in the costs of maintaining United States properties abroad; and

(C) the amount of revenues generated to the United States through the sale or other disposition of United States properties associated with the posts to be consolidated abroad.

(c) TRANSMITTAL.—Not later than 180 days after the date of the enactment of this Act, the Secretary of State shall transmit a copy of the plan to the appropriate congressional committees.

#### SEC. 2206. DENIAL OF PASSPORTS TO NONCUSTODIAL PARENTS SUBJECT TO STATE ARREST WARRANTS IN CASES OF NONPAYMENT OF CHILD SUPPORT.

The Secretary of State is authorized to refuse to issue a passport or to revoke, restrict, or limit a passport in any case in which the Secretary of State determines or is informed by competent authority that the applicant or passport holder is a noncustodial parent who is the subject of an outstanding State warrant of arrest for nonpayment of child support, where the amount in controversy is not less than \$10,000.

#### SEC. 2207. CAPITAL INVESTMENT FUND.

Section 135 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (22 U.S.C. 2684a) is amended—

(1) in subsection (a) by inserting "and enhancement" after "procurement";

(2) in subsection (c) by striking "are authorized to" and inserting "shall";

(3) in subsection (d) by striking "for expenditure to procure capital equipment and information technology" and inserting in lieu thereof "for purposes of subsection (a)"; and

(4) by amending subsection (e) to read as follows:

"(e) REPROGRAMMING PROCEDURES.—Funds credited to the Capital Investment Fund shall not be available for obligation or expenditure except in compliance with the procedures applicable to reprogrammings under section 34 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2710)."

#### SEC. 2208. EFFICIENCY IN PROCUREMENT.

(a) IN GENERAL.—To the maximum extent practicable, United States Government agencies performing functions at diplomatic and consular posts abroad shall avoid duplicative acquisition actions.

(b) AUTHORITY.—Notwithstanding any other provision of law, a contract awarded in accordance with the Competition in Contracting Act by an agency of the United States Government performing functions at

diplomatic and consular posts abroad may be amended without competition to permit other such United States Government agencies to obtain goods or services under such contract, if unit prices are not increased as a result of any such amendment.

#### SEC. 2209. TRAINING.

Section 701 of the Foreign Service Act of 1980 (22 U.S.C. 4021) is amended—

(1) by redesignating subsection (d)(4) as subsection (g); and

(2) by inserting after subsection (d) the following new subsections:

"(e)(1) The Secretary of State is authorized to provide appropriate training through the institution to employees of any United States company engaged in business abroad, and to the families of such employees, when such training is in the national interest of the United States.

"(2) In the case of any company under contract to provide services to the Department of State, the Secretary of State is authorized to provide job-related training to any company employee who is performing such services.

"(3) Training under this subsection shall be on a reimbursable or advance-of-funds basis. Such reimbursements or advances shall be credited to the currently applicable appropriation account.

"(4) Training under this subsection is authorized only to the extent that it will not interfere with the institution's primary mission of training employees of the Department and of other agencies in the field of foreign relations.

"(f)(1) The Secretary of State is authorized to provide on a reimbursable basis foreign language training programs to Members of Congress and officers and employees of Congress.

"(2) Reimbursements under this subsection, to the extent practicable, should be equivalent to the rate of reimbursement charged other agencies of the United States Government for comparable training.

"(3) Reimbursements collected under this subsection shall be credited to the currently available appropriation account.

"(4) Training under this subsection is authorized only to the extent that it will not interfere with the institution's primary mission of training employees of the Department and of other agencies in the field of foreign relations."

#### CHAPTER 2—CONSULAR AUTHORITIES OF THE DEPARTMENT OF STATE

##### SEC. 2231. SURCHARGE FOR PROCESSING CERTAIN MACHINE READABLE VISAS.

Section 140(a) of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (Public Law 103-236) is amended—

(1) by striking paragraphs (2) and (3) and inserting the following:

"(2) For fiscal years 1996 and 1997, not more than \$250,000,000 in fees collected under the authority of paragraph (1) shall be deposited as an offsetting collection to any Department of State appropriation to recover the costs of the Department of State's border security program, including the costs of—

"(1) installation and operation of the machine readable visa and automated name-check process;

"(2) improving the quality and security of the United States passport;

"(3) passport and visa fraud investigations; and

"(4) the technological infrastructure to support and operate the programs referred to in paragraphs (1) through (3).

Such fees shall remain available for obligation until expended.

"(3) For any fiscal year, fees collected under the authority of paragraph (1) in excess of the amount specified for such fiscal

year under paragraph (2) shall be deposited in the general fund of the Treasury as miscellaneous receipts.”; and

(2) by striking paragraph (5).

**SEC. 2232. FINGERPRINT CHECK REQUIREMENT.**

Section 140 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (Public Law 103-236; 8 U.S.C. 1182 note) as amended by section 505 of the Department of State and Related Agencies Appropriation Act, Fiscal Year 1995 (Public Law 103-317) is amended by adding at the end the following:

“(h) FINGERPRINT CHECK REQUIREMENT.—If a visa applicant is determined to have a criminal history record under subsection (d)(1), has been physically present in the United States, and is more than 16 years of age, the applicant shall provide a fingerprint record for submission with the application, at no cost to the Department of State. The Department of State shall submit such fingerprint record to the Federal Bureau of Investigation for analysis to determine whether the applicant has been convicted of a felony under State or Federal law in the United States.”.

**SEC. 2233. USE OF CERTAIN PASSPORT PROCESSING FEES FOR ENHANCED PASSPORT SERVICES.**

For each of the fiscal years 1996 and 1997, of the fees collected for expedited passport processing and deposited to an offsetting collection pursuant to the Department of State and Related Agencies Appropriations Act for Fiscal Year 1995 (Public Law 103-317; 22 U.S.C. 214), 10 percent shall be available only for enhancing passport services for United States citizens, improving the integrity and efficiency of the passport issuance process, improving the secure nature of the United States passport, investigating passport fraud, and deterring entry into the United States by terrorists, drug traffickers, or other criminals.

**SEC. 2234. CONSULAR OFFICERS.**

(a) PERSONS AUTHORIZED TO ISSUE REPORTS OF BIRTH ABROAD.—Section 33 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2705) is amended in paragraph (2) by inserting “(or any United States citizen employee of the Department of State designated by the Secretary of State to adjudicate nationality abroad pursuant to such regulations as the Secretary may prescribe)” after “consular officer”.

(b) PROVISIONS APPLICABLE TO CONSULAR OFFICERS.—Section 31 of the Act of August 18, 1856 (Rev. Stat. 1689, 22 U.S.C. 4191), is amended by inserting “and to such other United States citizen employees of the Department of State as may be designated by the Secretary of State pursuant to such regulations as the Secretary may prescribe” after “such officers”.

**CHAPTER 3—REFUGEES AND MIGRATION**

**SEC. 2251. UNITED STATES EMERGENCY REFUGEE AND MIGRATION ASSISTANCE FUND.**

(a) LIMITATION ON TRANSFERS FROM EMERGENCY FUND.—Section 2(c) of the Migration and Refugee Assistance Act of 1962 (22 U.S.C. 2601(c)) is amended by adding after paragraph (3) the following:

“(4) Notwithstanding any other provision of this Act, the President shall notify the appropriate congressional committees not less than 15 days before transferring or otherwise making available amounts from the United States Emergency Refugee and Migration Assistance Fund under paragraph (1).”.

(b) NOTIFICATION OF EXPENDITURES FROM FUND.—Section 2(d) of the Migration and Refugee Assistance Act of 1962 (22 U.S.C. 2601(c)) is amended to read as follows:

“(d)(1) Except as provided in paragraph (2), and notwithstanding any other provision of this Act, the President shall notify the ap-

propriate congressional committees at least 15 days in advance of the obligation or expenditure of sums from the United States Emergency Refugee and Migration Assistance Fund under subsection (c).

“(2) Notwithstanding the notification requirement of paragraph (1), the President may obligate and expend sums from the United States Emergency Refugee and Migration Assistance Fund if the President determines, and promptly certifies to the appropriate congressional committees, that unforeseen emergency circumstances require the immediate obligation of sums from such fund. Any such certification shall fully inform such committees of the amount and use of such sums from the Fund.

“(3) For purposes of this section, the term ‘appropriate congressional committees’ means the Committee on International Relations and the Committee on Appropriations of the House of Representatives and the Committee on Foreign Relations and the Committee on Appropriations of the Senate.”.

**SEC. 2252. PERSECUTION FOR RESISTANCE TO COERCIVE POPULATION CONTROL METHODS.**

Section 101(a)(42) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(42)) is amended by adding at the end the following: “For purposes of determinations under this Act, a person who has been forced to abort a pregnancy or to undergo involuntary sterilization, or who has been persecuted for failure or refusal to undergo such a procedure or for other resistance to a coercive population control program, shall be deemed to have been persecuted on account of political opinion, and a person who has a well founded fear that he or she will be forced to undergo such a procedure or subjected to persecution for such failure, refusal, or resistance shall be deemed to have a well founded fear of persecution on account of political opinion.”.

**SEC. 2253. REPORT TO CONGRESS CONCERNING CUBAN EMIGRATION POLICIES.**

Beginning 3 months after the date of the enactment of this Act and every subsequent 6 months, the President shall transmit a report to the appropriate congressional committees concerning the methods employed by the Government of Cuba to enforce the United States—Cuba agreement of September 1994 to restrict the emigration of the Cuban people from Cuba to the United States, and the treatment by the Government of Cuba of persons who have been returned to Cuba pursuant to the United States—Cuba agreement of May 1995. Each report transmitted pursuant to this section shall include a detailed account of United States efforts to monitor such enforcement and treatment.

**SEC. 2254. UNITED STATES POLICY REGARDING THE INVOLUNTARY RETURN OF REFUGEES.**

(a) IN GENERAL.—No funds authorized to be appropriated by this Act shall be available to involuntarily return any person to a country in which the person has a well founded fear of persecution on account of race, religion, nationality, membership in a particular social group, or political opinion, or promote or assist such involuntary return.

(b) INVOLUNTARILY RETURN DEFINED.—As used in this section, the term “involuntarily return” means to take action by which it is reasonably foreseeable that a person will be required to return to a country against the person’s will, regardless of whether such return is induced by physical force and regardless of whether the person is physically present in the United States.

**SEC. 2255. EXTENSION OF CERTAIN ADJUDICATION PROVISIONS.**

The Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1990 (Public Law 101—167) is amended—

(1) in section 599D (8 U.S.C. 1157 note)—

(A) in subsection (b)(3), by striking “and 1996” and inserting “1996, and 1997”; and

(B) in subsection (e), by striking out “October 1, 1996” each place it appears and inserting “October 1, 1997”; and

(2) in section 599E (8 U.S.C. 1255 note) in subsection (b)(2), by striking out “September 30, 1996” and inserting “September 30, 1997”.

**TITLE XXIII—ORGANIZATION OF THE DEPARTMENT OF STATE; DEPARTMENT OF STATE PERSONNEL; THE FOREIGN SERVICE**

**CHAPTER 1—ORGANIZATION OF THE DEPARTMENT OF STATE**

**SEC. 2301. COORDINATOR FOR COUNTER-TERRORISM.**

(a) ESTABLISHMENT.—Section 1(e) of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2651a(e)) is amended—

(1) by striking “In” and inserting the following:

“(1) In”; and

(2) by inserting at the end the following:

“(2) COORDINATOR FOR COUNTERTERRORISM.—

“(A) There shall be within the office of the Secretary of State a Coordinator for Counterterrorism (hereafter in this paragraph referred to as the ‘Coordinator’) who shall be appointed by the President, by and with the advice and consent of the Senate.

“(B)(i) The Coordinator shall perform such duties and exercise such power as the Secretary of State shall prescribe.

“(ii) The principal duty of the Coordinator shall be the overall supervision (including policy oversight of resources) of international counterterrorism activities. The Coordinator shall be the principal advisor to the Secretary of State on international counterterrorism matters. The Coordinator shall be the principal counterterrorism official within the senior management of the Department of State and shall report directly to the Secretary of State.

“(C) The Coordinator shall have the rank and status of Ambassador-at-Large. The Coordinator shall be compensated at the annual rate of basic pay in effect for a position at level IV of the Executive Schedule under section 5314 of title 5, United States Code, or, if the Coordinator is appointed from the Foreign Service, the annual rate of pay which the individual last received under the Foreign Service Schedule, whichever is greater.

“(D) For purposes of diplomatic protocol among officers of the Department of State, the Coordinator shall take precedence after the Secretary of State, the Deputy Secretary of State, and the Under Secretaries of State and shall take precedence among the Assistant Secretaries of State in the order prescribed by the Secretary of State.”.

(b) TECHNICAL AND CONFORMING AMENDMENTS.—Section 161 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (P.L. 103-236) is amended by striking subsection (e).

(c) TRANSITION PROVISION.—The individual serving as Coordinator for Counterterrorism of the Department of State on the day before the effective date of this division may continue to serve in that position.

**SEC. 2302. SPECIAL ENVOY FOR TIBET.**

(a) FINDINGS.—The Congress makes the following findings:

(1) The Government of the People’s Republic of China withholds meaningful participation in the governance of Tibet from Tibetans and has failed to abide by its own constitutional guarantee of autonomy for Tibetans.

(2) The Government of the People’s Republic of China is responsible for the destruction of much of Tibet’s cultural and religious heritage since 1959 and continues to threaten the survival of Tibetan culture and religion.

(3) The Government of the People's Republic of China, through direct and indirect incentives, has established discriminatory development programs which have resulted in an overwhelming flow of Chinese immigrants into Tibet, including those areas incorporated into the Chinese provinces of Sichuan, Yunnan, Gansu, and Qinghai in recent years, and have excluded Tibetans from participation in important policy decisions, further threatening traditional Tibetan life.

(4) The Government of the People's Republic of China denies Tibetans their fundamental human rights, as reported in the Department of State's Country Reports on Human Rights Practices for 1995.

(5) The President and the Congress have determined that the promotion of human rights in Tibet and the protection of Tibet's religion and culture are important elements in United States-China relations and have urged senior members of the Government of the People's Republic of China to enter into substantive negotiations on these matters with the Dalai Lama or his representative.

(6) The Dalai Lama has repeatedly stated his willingness to begin substantive negotiations without preconditions.

(7) The Government of the People's Republic of China has failed to respond in a good faith manner by reciprocating a willingness to begin negotiations without preconditions, and no substantive negotiations have begun.

(b) UNITED STATES SPECIAL ENVOY FOR TIBET.—Section 1(e) of the State Department Basic Authorities Act (U.S.C. 2651a(e)) is amended by adding after paragraph (2) the following new paragraph:

“(3) UNITED STATES SPECIAL ENVOY FOR TIBET.—

“(A) There shall be within the Department of State a United States Special Envoy for Tibet, who shall be appointed by the President, by and with the advice and consent of the Senate. The United States Special Envoy for Tibet shall hold office at the pleasure of the President.

“(B) The United States Special Envoy for Tibet shall have the personal rank of ambassador.

“(C) The United States Special Envoy for Tibet is authorized and encouraged—

“(i) to promote substantive negotiations between the Dalai Lama or his representatives and senior members of the Government of the People's Republic of China;

“(ii) to promote good relations between the Dalai Lama and his representatives and the United States Government, including meeting with members or representatives of the Tibetan government-in-exile; and

“(iii) to travel regularly throughout Tibet and Tibetan refugee settlements.

“(D) The United States Special Envoy for Tibet shall—

“(i) consult with the Congress on policies relevant to Tibet and the future and welfare of all Tibetan people;

“(ii) coordinate United States Government policies, programs, and projects concerning Tibet; and

“(iii) report to the Secretary of State regarding the matters described in section 536(a)(2) of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (Public Law 103-236).”.

**SEC. 2303. ESTABLISHMENT OF COORDINATOR FOR HUMAN RIGHTS AND REFUGEES, BUREAU OF REFUGEE AND MIGRATION ASSISTANCE, AND BUREAU OF DEMOCRACY, HUMAN RIGHTS, AND LABOR.**

(a) ESTABLISHMENT OF COORDINATOR FOR HUMAN RIGHTS AND REFUGEES.—

Section 1(e) of the State Department Basic Authorities Act (22 U.S.C. 2651a(e)) is amended by adding after paragraph (3) the following new paragraph:

“(4) COORDINATOR FOR HUMAN RIGHTS AND REFUGEES.—

“(A) There shall be within the office of the Secretary of State a Coordinator for Human Rights and Refugees (hereafter in this paragraph referred to as the ‘Coordinator’) who shall be appointed by the President, by and with the advice and consent of the Senate. The Coordinator shall report directly to the Secretary of State.

“(B) The Coordinator shall be responsible for matters pertaining to human rights, refugees, and humanitarian affairs (including matters relating to prisoners of war and members of the United States Armed Forces missing in action) in the conduct of foreign policy. The Coordinator shall head the Bureau of Refugee and Migration Assistance and the Bureau of Democracy, Human Rights, and Labor.

“(C) The Coordinator shall have the rank and status of Ambassador-at-Large. The Coordinator shall be compensated at the annual rate of basic pay in effect for a position at level IV of the Executive Schedule under section 5314 of title 5, United States Code, or, if the Coordinator is appointed from the Foreign Service, the annual rate of pay which the individual last received under the Foreign Service Schedule, whichever is greater.

“(D) For purposes of diplomatic protocol among officers of the Department of State, the Coordinator shall take precedence after the Secretary of State, the Deputy Secretary of State, and the Under Secretaries of State and shall take precedence among the Assistant Secretaries of State in the order prescribed by the Secretary of State.”.

(b) TERMINATION OF ASSISTANT SECRETARY OF STATE FOR DEMOCRACY, HUMAN RIGHTS, AND LABOR.—

(1) IN GENERAL.—Section 1(c) of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2651a(c)) is amended by striking paragraph (2).

(2) CONFORMING AMENDMENTS.—The Foreign Assistance Act of 1961 is amended—

(A) in section 116(c) (22 U.S.C. 2151n), by striking ‘‘Assistant Secretary of State for Democracy, Human Rights, and Labor’’ and inserting ‘‘Secretary’’;

(B) in sections 502B, 502B, and 505(g)(4)(A) by striking ‘‘, prepared with the assistance of the Assistant Secretary of State for Democracy, Human Rights, and Labor,’’; and

(C) in section 573(c) by striking ‘‘Assistant Secretary of State for Democracy, Human Rights, and Labor’’ and inserting ‘‘Secretary of State’’.

(c) ESTABLISHMENT OF BUREAU OF REFUGEE AND MIGRATION ASSISTANCE AND BUREAU OF DEMOCRACY, HUMAN RIGHTS, AND LABOR.—Section 1 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2651a) is amended by adding after subsection (e) the following new subsection:

“(f) ESTABLISHMENT OF CERTAIN BUREAUS, OFFICES, AND OTHER ORGANIZATIONAL ENTITIES WITHIN THE DEPARTMENT OF STATE.—

“(1) BUREAU OF REFUGEE AND MIGRATION ASSISTANCE.—There is established within the Department of State the Bureau of Refugee and Migration Assistance which shall assist the Secretary of State in carrying out the Migration and Refugee Assistance Act of 1962. The Bureau shall be headed by the Coordinator for Human Rights and Refugees.

“(2) BUREAU OF DEMOCRACY, HUMAN RIGHTS, AND LABOR.—There is established within the Department of State the Bureau of Democracy, Human Rights, and Labor. The Bureau shall be headed by the Coordinator for Human Rights and Refugees. The Bureau shall continuously observe and review all matters pertaining to human rights and humanitarian affairs (including matters relating to prisoners of war and members of the United States Armed Forces missing in ac-

tion) in the conduct of foreign policy including the following:

“(A) Gathering detailed information regarding humanitarian affairs and the observance of and respect for internationally recognized human rights in each country to which the requirements of section 116 and 502B of the Foreign Assistance Act of 1961 are relevant.

“(B) Preparing the statements and reports to Congress required under section 502B of the Foreign Assistance Act of 1961.

“(C) Making recommendations to the Secretary of State regarding compliance with sections 116 and 502B of the Foreign Assistance Act of 1961, and as part of the Bureau's overall policy responsibility for the creation of United States Government human rights policy, advising the Secretary on the policy framework under which section 116(e) projects are developed and consulting with the Secretary on the selection and implementation of such projects.

“(D) Performing other responsibilities which serve to promote increased observance of internationally recognized human rights by all countries.”.

**SEC. 2304. ELIMINATION OF STATUTORY ESTABLISHMENT OF CERTAIN POSITIONS OF THE DEPARTMENT OF STATE.**

(a) ASSISTANT SECRETARY OF STATE FOR SOUTH ASIAN AFFAIRS.—Section 122 of the Foreign Relations Authorization Act, Fiscal Years 1992 and 1993 (22 U.S.C. 2652b) is repealed.

(b) DEPUTY ASSISTANT SECRETARY OF STATE FOR BURDENSARING.—Section 161 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (22 U.S.C. 2651a note) is amended by striking subsection (f).

(c) ASSISTANT SECRETARY FOR OCEANS AND INTERNATIONAL ENVIRONMENTAL AND SCIENTIFIC AFFAIRS.—Section 9 of the Department of State Appropriations Authorization Act of 1973 (22 U.S.C. 2655a) is repealed.

**SEC. 2305. ESTABLISHMENT OF ASSISTANT SECRETARY OF STATE FOR HUMAN RESOURCES.**

Section 1(c) of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2651a(c)) is amended by adding after paragraph (1) the following new paragraph:

“(2) ASSISTANT SECRETARY FOR HUMAN RESOURCES.—There shall be in the Department of State an Assistant Secretary for Human Resources who shall be responsible to the Secretary of State for matters relating to human resources including the implementation of personnel policies and programs within the Department of State and international affairs functions and activities carried out through the Department of State. The Assistant Secretary shall have substantial professional qualifications in the field of human resource policy and management.”.

**SEC. 2306. AUTHORITY OF UNITED STATES PERMANENT REPRESENTATIVE TO THE UNITED NATIONS.**

Section 2(a) of the United Nations Participation Act of 1945 (22 U.S.C. 287(a)) is amended by striking ‘‘hold office at the pleasure of the President’’ and inserting ‘‘serve at the pleasure of the President and subject to the direction of the Secretary of State’’.

**CHAPTER 2—PERSONNEL OF THE DEPARTMENT OF STATE; THE FOREIGN SERVICE**

**SEC. 2351. AUTHORIZED STRENGTH OF THE FOREIGN SERVICE.**

(a) END FISCAL YEAR 1996 LEVELS.—The number of members of the Foreign Service authorized to be employed as of September 30, 1996—

(1) for the Department of State, shall not exceed 9,000, of whom not more than 720 shall be members of the Senior Foreign Service;

(2) for the United States Information Agency, shall not exceed 1,150, of whom not more



than 165 shall be members of the Senior Foreign Service; and

(3) for the Agency for International Development, not to exceed 1,800, of whom not more than 240 shall be members of the Senior Foreign Service.

(b) END FISCAL YEAR 1997 LEVELS.—The number of members of the Foreign Service authorized to be employed as of September 30, 1997—

(1) for the Department of State, shall not exceed 8,800, of whom not more than 680 shall be members of the Senior Foreign Service;

(2) for the United States Information Agency, not to exceed 1,100 of whom not more than 160 shall be members of the Senior Foreign Service; and

(3) for the Agency for International Development, not to exceed 1,775 of whom not more than 230 shall be members of the Senior Foreign Service.

(c) DEFINITION.—For the purposes of this section, the term "members of the Foreign Service" is used within the meaning of such term under section 103 of the Foreign Service Act of 1980 (22 U.S.C. 3903), except that such term does not include—

(1) members of the Service under paragraphs (6) and (7) of such section;

(2) members of the Service serving under temporary resident appointments abroad;

(3) members of the Service employed on less than a full-time basis;

(4) members of the Service subject to involuntary separation in cases in which such separation has been suspended pursuant to section 1106(8) of the Foreign Service Act of 1980; and

(5) members of the Service serving under non-career limited appointments.

(d) WAIVER AUTHORITY.—(1) Subject to paragraph (2), the President may waive any limitation under subsection (a) or (b) to the extent that such waiver is necessary to carry on the foreign affairs functions of the United States.

(2) Not less than 15 days before the President exercises a waiver under paragraph (1), such agency head shall notify the Chairman of the Committee on Foreign Relations of the Senate and the Chairman of the Committee on International Relations of the House of Representatives. Such notice shall include an explanation of the circumstances and necessity for such waiver.

**SEC. 2352. REPEAL OF AUTHORITY FOR SENIOR FOREIGN SERVICE PERFORMANCE PAY.**

(a) REPEAL.—Section 405 of the Foreign Service Act of 1980 (22 U.S.C. 3965) is repealed.

(b) CONFORMING AMENDMENT.—Section 2 of the Foreign Service Act of 1980 is amended in the table of contents by striking the item related to section 405.

**SEC. 2353. RECOVERY OF COSTS OF HEALTH CARE SERVICES.**

(a) AUTHORITIES.—Section 904 of the Foreign Service Act of 1980 (22 U.S.C. 4084) is amended—

(1) in subsection (a) by—

(A) striking "and" before "members of the families of such members and employees"; and

(B) by inserting immediately before the period " and for care provided abroad) such other persons as are designated by the Secretary of State, except that such persons shall be considered persons other than covered beneficiaries for purposes of subsections (g) and (h)";

(2) in subsection (d) by inserting " , subject to the provisions of subsections (g) and (h)" after "treatment"; and

(3) by adding the following new subsections:

"(g)(1) In the case of a person who is a covered beneficiary, the Secretary of State is

authorized to collect from a third-party payer the reasonable costs incurred by the Department of State on behalf of such person for health care services to the same extent that the covered beneficiary would be eligible to receive reimbursement or indemnification from the third-party payer for such costs.

"(2) If the insurance policy, plan, contract, or similar agreement of that third-party payer includes a requirement for a deductible or copayment by the beneficiary of the plan, then the Secretary of State may collect from the third-party payer only the reasonable costs of the care provided less the deductible or copayment amount.

"(3) A covered beneficiary shall not be required to pay any deductible or copayment for health care services under this subsection.

"(4) No provision of any insurance, medical service, or health plan contract or agreement having the effect of excluding from coverage or limiting payment of charges for care in the following circumstances shall operate to prevent collection by the Secretary of State under paragraph (1)—

"(A) care provided directly or indirectly by a governmental entity;

"(B) care provided to an individual who has not paid a required deductible or copayment; or

"(C) care provided by a provider with which the third-party payer has no participation agreement.

"(5) No law of any State, or of any political subdivision of a State, and no provision of any contract or agreement shall operate to prevent or hinder recovery or collection by the United States under this section.

"(6) As to the authority provided in paragraph (1) of this subsection—

"(A) the United States shall be subrogated to any right or claim that the covered beneficiary may have against a third-party payer;

"(B) the United States may institute and prosecute legal proceedings against a third-party payer to enforce a right of the United States under this subsection; and

"(C) the Secretary may compromise, settle, or waive a claim of the United States under this subsection.

"(7) The Secretary shall prescribe regulations for the administration of this subsection and subsection (h). Such regulations shall provide for computation of the reasonable cost of health care services.

"(8) Regulations prescribed under this subsection shall provide that medical records of a covered beneficiary receiving health care under this subsection shall be made available for inspection and review by representatives of the payer from which collection by the United States is sought for the sole purpose of permitting the third party to verify—

"(A) that the care or services for which recovery or collection is sought were furnished to the covered beneficiary; and

"(B) that the provisions of such care or services to the covered beneficiary meets criteria generally applicable under the health plan contract involved, except that this paragraph shall be subject to the provisions of paragraphs (2) and (4).

"(9) Amounts collected under this subsection or under subsection (h) from a third-party payer or from any other payer shall be deposited as an offsetting collection to any Department of State appropriation and shall remain available until expended.

"(10) For purposes of this section—

"(A) the term 'covered beneficiary' means an individual eligible to receive health care under this section whose health care costs are to be paid by a third-party payer under a contractual agreement with such payer;

"(B) the term 'services', as used in 'health care services' includes products; and

"(C) the term 'third-party payer' means an entity that provides a fee-for-service insurance policy, contract, or similar agreement through the Federal Employees Health Benefit program, under which the expenses of health care services for individuals are paid.

"(h) In the case of a person, other than a covered beneficiary, who receives health care services pursuant to this section, the Secretary of State is authorized to collect from such person the reasonable costs of health care services incurred by the Department of State on behalf of such person. The United States shall have the same rights against persons subject to the provisions of this subsection as against third-party payers covered by subsection (g)."

(b) EFFECTIVE DATE.—Subsection (a) shall take effect October 1, 1996.

**TITLE XXIV—UNITED STATES PUBLIC DIPLOMACY: AUTHORITIES AND ACTIVITIES FOR UNITED STATES INFORMATIONAL, EDUCATIONAL, AND CULTURAL PROGRAMS**

**CHAPTER 1—GENERAL PROVISIONS**

**SEC. 2401. ELIMINATION OF PERMANENT AUTHORIZATION.**

Section 208 of the Foreign Relations Authorization Act, Fiscal Years 1992 and 1993 is amended by striking subsection (e).

**SEC. 2402. EXTENSION OF AU PAIR PROGRAMS.**

Section 8 of the Eisenhower Exchange Fellowship Act of 1990 (Public Law 101-454) is amended in the last sentence by striking "fiscal year 1995" and inserting "fiscal year 1997".

**SEC. 2403. EDUCATIONAL AND CULTURAL EXCHANGES WITH HONG KONG.**

The Director of the United States Information Agency shall conduct programs of educational and cultural exchange between the United States and the people of Hong Kong.

**SEC. 2404. CONDUCT OF CERTAIN EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS IN ASIA.**

In carrying out programs of educational and cultural exchange in Hong Kong, China, Vietnam, Cambodia, Tibet, Burma, and East Timor, the Director of the United States Information Agency shall take appropriate steps to provide opportunities for participation in such programs to human rights and democracy leaders of such countries and persons who are nationals but not residents of such countries.

**SEC. 2405. EDUCATIONAL AND CULTURAL EXCHANGES AND SCHOLARSHIPS FOR TIBETANS AND BURMESE.**

(a) ESTABLISHMENT OF EDUCATIONAL AND CULTURAL EXCHANGE FOR TIBETANS.—The Director of the United States Information Agency shall establish programs of educational and cultural exchange between the United States and the people of Tibet. Such programs shall include opportunities for training and, as the Director considers appropriate, may include the assignment of personnel and resources abroad.

(b) SCHOLARSHIPS FOR TIBETANS AND BURMESE.—

(1) For each of the fiscal years 1996 and 1997, at least 30 scholarships shall be made available to Tibetan students and professionals who are outside Tibet, and at least 15 scholarships shall be made available to Burmese students and professionals who are outside Burma.

(2) WAIVER.—Paragraph (1) shall not apply to the extent that the Director of the United States Information Agency determines that there are not enough qualified students to fulfill such allocation requirement.

(3) SCHOLARSHIP DEFINED.—For the purposes of this section, the term "scholarship" means an amount to be used for full or partial support of tuition and fees to attend an educational institution, and may include

fees, books, and supplies, equipment required for courses at an educational institution, living expenses at a United States educational institution, and travel expenses to and from, and within, the United States.

**SEC. 2406. AVAILABILITY OF VOICE OF AMERICA AND RADIO MARTI MULTILINGUAL COMPUTER READABLE TEXT AND VOICE RECORDINGS.**

(a) IN GENERAL.—Notwithstanding section 208 of the Foreign Relations Authorization Act, Fiscal Years 1986 and 1987 (22 U.S.C. 1461-1a) and the second sentence of section 501 of the United States Information and Educational Exchange Act of 1948 (22 U.S.C. 1461), the Director of the United States Information Agency is authorized to make available, upon request, to the Linguistic Data Consortium of the University of Pennsylvania computer readable multilingual text and recorded speech in various languages. The Consortium shall, directly or indirectly as appropriate, reimburse the Director for any expenses involved in making such materials available.

(b) TERMINATION.—Subsection (a) shall cease to have effect 5 years after the date of the enactment of this Act.

**SEC. 2407. RETENTION OF INTEREST.**

Notwithstanding any other provision of law, with the approval of the National Endowment for Democracy, grant funds made available by the National Endowment for Democracy may be deposited in interest-bearing accounts pending disbursement and any interest which accrues may be retained by the grantee and used for the purposes for which the grant was made.

**SEC. 2408. USIA OFFICE IN PRISTINA, KOSOVA.**

(a) ESTABLISHMENT OF OFFICE.—The Director of the United States Information Agency shall seek to establish an office in Pristina, Kosova, for the following purposes:

(1) Disseminating information about the United States.

(2) Promoting discussions on human rights, democracy, rule of law, and conflict resolution.

(3) Facilitating United States private sector involvement in educational and cultural activities in Kosova.

(4) Advising the United States Government with respect to public opinion in Kosova.

(b) REPORT TO CONGRESS.—Not later than April 1 of each year until subsection (a) has been fully implemented, the Director of the United States Information Agency shall submit a detailed report on developments relating to the implementation of subsection (a) to the appropriate congressional committees.

**CHAPTER 2—INTERNATIONAL BROADCASTING**

**SEC. 2431. EXPANSION OF BROADCASTING BOARD OF GOVERNORS.**

Section 304(b) of the United States International Broadcasting Act of 1994 (22 U.S.C. 6203) is amended—

(1) in paragraph (1) by striking “9” and inserting “11”;

(2) in paragraph (1)(A) by striking “8” and inserting “10”; and

(3) in paragraph (3) by striking “4” and inserting “5”.

**SEC. 2432. PLAN FOR RADIO FREE ASIA.**

Section 309(c) of the United States International Broadcasting Act (22 U.S.C. 6208(c)) is amended to read as follows:

“(c) SUBMISSION OF PLAN.—Not later than 90 days after the date of the enactment of the Foreign Relations Authorization Act, Fiscal Years 1996 and 1997, the Director of the United States Information Agency shall submit to the Congress a detailed plan for the establishment and operation of Radio Free Asia in accordance with this section. Such plan shall include the following:

“(1) A description of the manner in which Radio Free Asia would meet the funding limitations provided in subsection (d)(4).

“(2) A description of the numbers and qualifications of employees it proposes to hire.

“(3) How it proposes to meet the technical requirements for carrying out its responsibilities under this section.”.

**SEC. 2433. PILOT PROJECT FOR FREEDOM BROADCASTING TO ASIA.**

(a) AUTHORITY.—The Director of the United States Information Agency shall make grants for broadcasting to the People's Republic of China, Burma, Cambodia, Laos, North Korea, Tibet, and Vietnam. Such broadcasting shall provide accurate and timely information, news, and commentary about events in the respective countries of Asia and elsewhere, and shall be a forum for a variety of opinions and voices from within Asian nations whose people do not fully enjoy freedom of expression.

(b) PURPOSE.—The purpose of such grants shall be to provide such broadcasting on an interim basis during the period before Radio Free Asia becomes fully operational.

(c) APPLICATIONS.—In considering applications for grants, the Director of the United States Information Agency shall give strong preference to entities which (1) take advantage of the expertise of political and religious dissidents and pro-democracy and human rights activists from within the countries to whom broadcasting is directed, including exiles from these countries; and (2) take advantage of contracts or similar arrangements with existing broadcast facilities so as to provide immediate broadcast coverage with low overhead.

(d) PLAN.—Not later than 30 days after the date of the enactment of this Act, the Director of the United States Information Agency shall submit to the appropriate congressional committees a plan for implementing this section which shall include details concerning timetable for implementation, grant criteria, and grant application procedures. The procedures and timetable should be designed to ensure that grantees will begin broadcasting not later than 120 days after the date of the enactment of this Act.

**TITLE XXV—INTERNATIONAL ORGANIZATIONS AND COMMISSIONS  
CHAPTER 1—GENERAL PROVISIONS**

**SEC. 2501. INTERNATIONAL BOUNDARY AND WATER COMMISSION.**

The Act of May 13, 1924 (49 Stat. 660, 22 U.S.C. 277-277f), is amended in section 3 (22 U.S.C. 277b) by adding at the end the following new subsection:

“(d) Pursuant to the authority of subsection (a) and in order to facilitate further compliance with the terms of the Convention for Equitable Distribution of the Waters of the Rio Grande, May 21, 1906, United States-Mexico, the Secretary of State, acting through the United States Commissioner of the International Boundary and Water Commission, may make improvements to the Rio Grande Canalization Project, originally authorized by the Act of August 29, 1935 (49 Stat. 961). Such improvements may include all such works as may be needed to stabilize the Rio Grande in the reach between the Percha Diversion Dam in New Mexico and the American Diversion Dam in El Paso.”.

**CHAPTER 2—UNITED NATIONS AND AFFILIATED AGENCIES AND ORGANIZATIONS**

**SEC. 2521. REFORM IN BUDGET DECISIONMAKING PROCEDURES OF THE UNITED NATIONS AND ITS SPECIALIZED AGENCIES.**

(a) ASSESSED CONTRIBUTIONS.—Of amounts authorized to be appropriated for “Assessed Contributions to International Organiza-

tions” by this Act, the President may withhold 20 percent of the funds appropriated for the United States assessed contribution to the United Nations or to any of its specialized agencies for any calendar year if the United Nations or any such agency has failed to implement or to continue to implement consensus-based decisionmaking procedures on budgetary matters which assure that sufficient attention is paid to the views of the United States and other member states that are the major financial contributors to such assessed budgets.

(b) NOTICE TO CONGRESS.—The President shall notify the Congress when a decision is made to withhold any share of the United States assessed contribution to the United Nations or its specialized agencies pursuant to subsection (a) and shall notify the Congress when the decision is made to pay any previously withheld assessed contribution. A notification under this subsection shall include appropriate consultation between the President (or the President's representative) and the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate.

(c) CONTRIBUTIONS FOR PRIOR YEARS.—Subject to the availability of appropriations, payment of assessed contributions for prior years may be made to the United Nations or any of its specialized agencies notwithstanding subsection (a) if such payment would further United States interests in that organization.

(d) REPORT TO CONGRESS.—Not later than February 1 of each year, the President shall submit to the appropriate congressional committees a report concerning the amount of United States assessed contributions paid to the United Nations and each of its specialized agencies during the preceding calendar year.

**SEC. 2522. LIMITATION ON CONTRIBUTIONS TO THE UNITED NATIONS OR UNITED NATIONS AFFILIATED ORGANIZATIONS.**

The United States shall not make any voluntary or assessed contribution—

(1) to any affiliated organization of the United Nations which grants full membership as a state to any organization or group that does not have the internationally recognized attributes of statehood, or

(2) to the United Nations, if the United Nations grants full membership as a state in the United Nations to any organization or group that does not have the internationally recognized attributes of statehood, during any period in which such membership is effective.

**SEC. 2523. REPORT ON UNICEF.**

Not later than December 31, 1995, the Secretary of State shall transmit to the appropriate congressional committees a report on (1) the progress of UNICEF toward effective financial, program, and personnel management; (2) the progress of UNICEF in shifting its health, child survival, and maternal survival programs toward efficient and low-overhead contractors, with particular emphasis on nongovernmental organizations; and (3) the extent to which UNICEF has demonstrated its commitment to its traditional mission of child health and welfare and resisted pressure to become involved in functions performed by other United Nations agencies.

**SEC. 2524. UNITED NATIONS BUDGETARY AND MANAGEMENT REFORM.**

(a) IN GENERAL.—The United Nations Participation Act of 1945 (22 U.S.C. 287 et seq.) is amended by adding at the end the following new section:

“SEC. 10. (a) WITHHOLDING OF CONTRIBUTIONS RELATED TO THE ROLE OF THE INSPECTOR GENERAL OF THE UNITED NATIONS.—

“(1) ASSESSED CONTRIBUTIONS FOR REGULAR UNITED NATIONS BUDGET.—For fiscal year 1996 and for each subsequent fiscal year, 20 percent of the amount of funds made available for that fiscal year for United States assessed contributions for the regular United Nations budget shall be withheld from obligation and expenditure unless a certification for that fiscal year has been made under subsection (b).

“(2) ASSESSED CONTRIBUTIONS FOR UNITED NATIONS PEACEKEEPING.—For fiscal year 1996 and for each subsequent fiscal year, 50 percent of the amount of funds made available for that fiscal year for United States assessed contributions for United Nations peacekeeping activities shall be withheld from obligation and expenditure unless a certification for that fiscal year has been made under subsection (b).

“(3) VOLUNTARY CONTRIBUTIONS FOR UNITED NATIONS PEACEKEEPING.—For fiscal year 1996 and for each subsequent fiscal year, the United States may not pay any voluntary contribution to the United Nations for international peacekeeping activities unless a certification for that fiscal year has been made under subsection (b).

“(b) CERTIFICATION.—The certification referred to in subsection (a) for any fiscal year is a certification by the President to the Congress, submitted on or after the beginning of that fiscal year, of each of the following:

“(1) The United Nations has an independent office of Inspector General to conduct and supervise objective audits, inspections, and investigations relating to programs and operations of the United Nations.

“(2) The United Nations has an Inspector General who was appointed by the Secretary General with the approval of the General Assembly and whose appointment was made principally on the basis of the appointee's integrity and demonstrated ability in accounting, auditing, financial analysis, law, management analysis, public administration, or investigation.

“(3) The Inspector General is authorized to—

“(A) make investigations and reports relating to the administration of the programs and operations of the United Nations;

“(B) have access to all records, documents, and other available materials relating to those programs and operations;

“(C) have direct and prompt access to any official of the United Nations; and

“(D) have access to all records and officials of the specialized agencies of the United Nations.

“(4) The United Nations has fully implemented, and made available to all member states, procedures that effectively protect the identity of, and prevent reprisals against, any staff member of the United Nations making a complaint or disclosing information to, or cooperating in any investigation or inspection by, the United Nations Inspector General.

“(5) The United Nations has fully implemented procedures that ensure compliance with recommendations of the United Nations Inspector General.

“(6) The United Nations has required the United Nations Inspector General to issue an annual report and has ensured that the annual report and all other reports of the Inspector General are made available to the General Assembly without modification.

“(7) The United Nations has provided, and is committed to providing, sufficient budgetary resources to ensure the effective operation of the United Nations Inspector General.”

(b) WITHHOLDING OF CONTRIBUTIONS RELATED TO CONTRACTING OF THE UNITED NATIONS.—The United Nations Participation

Act of 1945 (22 U.S.C. 287 et seq.) is further amended by adding at the end the following new section:

“SEC. 11. (a) WITHHOLDING OF CONTRIBUTIONS RELATED TO TIMELY NOTICE OF CONTRACT OPPORTUNITIES AND CONTRACT AWARDS.—

“(1) WITHHOLDING OF ASSESSED CONTRIBUTIONS FOR REGULAR UNITED NATIONS BUDGET.—For fiscal year 1997 and for each subsequent fiscal year, 10 percent of the amount of funds made available for that fiscal year for United States assessed contributions for the regular United Nations budget shall be withheld from obligation and expenditure unless a certification for that fiscal year has been made under paragraph (2).

“(2) CERTIFICATION.—The certification referred to in paragraph (1) for any fiscal year is a certification by the President to the Congress, submitted on or after the beginning of that fiscal year, that the United Nations has implemented a system requiring (A) prior notification for the submission of all qualified bid proposals on all United Nations procurement opportunities over \$100,000 and (B) a public announcement of the award of any contract over \$100,000. To the extent practicable, notifications shall be made in the Commerce Business Daily.

“(b) WITHHOLDING OF CONTRIBUTIONS RELATED TO DISCRIMINATION AGAINST COMPANIES WHICH CHALLENGE CONTRACT AWARDS.—

“(1) WITHHOLDING OF ASSESSED CONTRIBUTIONS FOR REGULAR UNITED NATIONS BUDGET.—For fiscal year 1997 and for each subsequent fiscal year, 10 percent of the amount of funds made available for that fiscal year for United States assessed contributions for the regular United Nations budget shall be withheld from obligation and expenditure unless a certification for that fiscal year has been made under paragraph (2).

“(2) CERTIFICATION.—The certification referred to in paragraph (1) for any fiscal year is a certification by the President to the Congress, submitted on or after the beginning of that fiscal year, that the procurement regulations of the United Nations prohibit punitive actions such as the suspension of contract eligibility for contractors who challenge contract awards or complain about delayed payments.

“(c) WITHHOLDING OF CONTRIBUTIONS RELATED TO ESTABLISHMENT OF A UNITED NATIONS CONTRACT REVIEW PROCESS.—

“(1) WITHHOLDING OF ASSESSED CONTRIBUTIONS FOR REGULAR UNITED NATIONS BUDGET.—For fiscal year 1998 and for each subsequent fiscal year, 10 percent of the amount of funds made available for that fiscal year for United States assessed contributions for the regular United Nations budget shall be withheld from obligation and expenditure unless a certification for that fiscal year has been made under paragraph (2).

“(2) CERTIFICATION.—The certification referred to in paragraph (1) for any fiscal year is a certification by the President to the Congress, submitted on or after the beginning of that fiscal year, that the United Nations has established a contract review process for contracts over \$100,000 and a process to assure unsuccessful bidders a timely opportunity to challenge awards for contracts over \$100,000 such bidders consider to have been made improperly.”

(c) PROCUREMENT INFORMATION.—Section 4(d) of the United Nations Participation Act of 1945 (22 U.S.C. 287b(d)), as amended by section 407 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (Public Law 103-236) is amended in paragraph (2)(B) by inserting before the period “, including local procurement contracts”.

## TITLE XXVI—FOREIGN POLICY PROVISIONS

### CHAPTER 1—MISCELLANEOUS FOREIGN POLICY PROVISIONS

#### SEC. 2601. TAIWAN RELATIONS ACT.

(a) APPLICABILITY.—Section 3 of the Taiwan Relations Act (22 U.S.C. 3302) is amended by adding at the end the following new subsection:

“(d) The provisions of subsections (a) and (b) supersede any provision of the Joint Communiqué of the United States and China of August 17, 1982.”

(b) VISITS TO THE UNITED STATES BY OFFICIALS OF THE GOVERNMENT OF THE REPUBLIC OF CHINA ON TAIWAN.—Section 4 of the Taiwan Relations Act (22 U.S.C. 3303) is amended by adding at the end the following new subsection:

“(e) The Congress finds and declares that there are no legitimate foreign policy grounds for preventing members of the government chosen by the people of Taiwan from making private visits to the United States. Accordingly, notwithstanding any other provision of law, no official of the government of the Republic of China on Taiwan may be excluded from the United States on the basis of a determination by the Secretary of State that the entry or proposed activities in the United States of such individual would have potentially serious adverse foreign policy consequences for the United States.”

#### SEC. 2602. BOSNIA GENOCIDE JUSTICE ACT.

(a) SHORT TITLE.—This section may be cited as the “Bosnia Genocide Justice Act”.

(b) POLICY.—

(1) IN GENERAL.—Consistent with international law, it is the policy of the United States to bring to justice persons responsible for genocide, war crimes, crimes against humanity and other serious violations of international humanitarian law committed in the territory of the former Yugoslavia since 1991.

(2) SENSE OF CONGRESS.—The Congress urges the President—

(A) to collect or assist appropriate organizations and individuals to collect relevant data on these crimes committed in the former Yugoslavia;

(B) to share such data with the War Crimes Tribunal for the former Yugoslavia established by the Security Council of the United Nations;

(C) to assist United Nations efforts to investigate, prosecute, and try those responsible for genocide, war crimes, crimes against humanity and other serious violations of international humanitarian law committed in the territory of the former Yugoslavia since 1991;

(D) to submit to the Congress implementing legislation to enable compliance with requests and orders of the tribunal; and

(E) to support the ongoing work of the Tribunal through adequate financial contributions to the United Nations Voluntary Fund for the War Crimes Tribunal for the former Yugoslavia for 1996 and 1997.

(c) REPORTING REQUIREMENT.—Beginning 6 months after the date of enactment of this Act, and every 6 months thereafter during fiscal years 1996 and 1997, the President shall submit a report describing the steps taken to implement the provisions of this section to the appropriate congressional committees.

#### SEC. 2603. EXPANSION OF COMMISSION ON SECURITY AND COOPERATION IN EUROPE.

Section 3(a) of the Act entitled “An Act to establish a Commission on Security and Cooperation in Europe”, approved June 3, 1976 (22 U.S.C. 3003) is amended—

(1) in subsection (a) by striking “twenty-one” and inserting “twenty-nine”; and

(2) by striking paragraphs (1) and (2) and inserting the following:

“(1) Thirteen Members of the House of Representatives appointed by the Speaker of the House of Representatives. Seven Members shall be selected from the majority party and six Members shall be selected, after consultation with the minority leader of the House, from the minority party.

“(2) Thirteen Members of the Senate appointed by the President of the Senate. Seven Members shall be selected from the majority party of the Senate, after consultation with the majority leader, and six Members shall be selected, after consultation with the minority leader of the Senate, from the minority party.”

**CHAPTER 2—RELATING TO THE UNITED STATES-NORTH KOREA AGREED FRAMEWORK AND THE OBLIGATIONS OF NORTH KOREA UNDER THAT AND PREVIOUS AGREEMENTS WITH RESPECT TO THE DENUCLEARIZATION OF THE KOREAN PENINSULA AND DIALOGUE WITH THE REPUBLIC OF KOREA**

**SEC. 2641. FINDINGS.**

The Congress makes the following findings:

(1) The United States-Democratic People's Republic of Korea Agreed Framework (hereafter in this chapter referred to as the "Agreed Framework"), entered into on October 21, 1994, between the United States and North Korea, requires North Korea to stop and eventually dismantle its graphite-moderated nuclear reactor program and related facilities, and comply fully with its obligations under the Treaty on the Non-Proliferation of Nuclear Weapons, in exchange for alternative energy sources, including interim supplies of heavy fuel oil for electric generators and more proliferation-resistant light water reactor technology.

(2) The Agreed Framework also commits North Korea to "consistently take steps to implement the North-South Joint Declaration on the Denuclearization of the Korean Peninsula" and "engage in North-South" dialogue with the Republic of Korea.

(3) The Agreed Framework does not indicate specific criteria for full normalization of relations between the United States and North Korea, and does not link the sequencing of actions in the Agreed Framework with any time-frame for carrying out the provisions of the North-South Joint Declaration on the Denuclearization of the Korean Peninsula and carrying out the dialogue between North Korea and the Republic of Korea.

(4) The commitment by North Korea to carry out the letter and spirit of the Agreed Framework has been put into doubt by actions of North Korea since October 21, 1994, including the suspected diversion of United States heavy fuel oil in apparent contravention of the agreed purpose of the interim fuel deliveries, the refusal to accept light water reactors from the Republic of Korea, the harsh denunciations of the Government of the Republic of Korea, and other actions contrary to the commitment by North Korea to engage in a dialogue with such Government, and the continued conduct of provocative, offensive oriented military exercises.

(5) The nuclear threat posed by North Korea is just one of a number of security concerns of the United States arising out of the policies of North Korea.

**SEC. 2642. CLARIFICATION OF NUCLEAR NON-PROLIFERATION OBLIGATIONS OF NORTH KOREA UNDER THE AGREED FRAMEWORK.**

It is the sense of the Congress that in discussions or negotiations with the Government of North Korea pursuant to the implementation of the United States-Democratic People's Republic of Korea Agreed Framework entered into on October 21, 1994, the President should uphold the following mini-

mum conditions relating to nuclear non-proliferation:

(1) All spent fuel from the graphite-moderated nuclear reactors and related facilities of North Korea should be removed from the territory of North Korea as is consistent with the Agreed Framework.

(2) The International Atomic Energy Agency should have the freedom to conduct any and all inspections that it deems necessary to fully account for the stocks of plutonium and other nuclear materials in North Korea, including special inspections of suspected nuclear waste sites, before any nuclear components controlled by the Nuclear Supplier Group Guidelines are delivered for a light water reactor for North Korea.

(3) The dismantlement of all declared graphite-based nuclear reactors and related facilities in North Korea, including reprocessing units, should be completed in accordance with the Agreed Framework and in a manner that effectively bars in perpetuity any reactivation of such reactors and facilities.

(4) The United States should suspend actions described in the Agreed Framework if North Korea reloads its existing 5 megawatt nuclear reactor or resumes construction of nuclear facilities other than those permitted to be built under the Agreed Framework.

**SEC. 2643. ROLE OF THE REPUBLIC OF KOREA UNDER THE AGREED FRAMEWORK.**

It is further the sense of the Congress that the Republic of Korea should play the central role in the project to provide light water reactors to North Korea under the Agreed Framework.

**SEC. 2644. FURTHER STEPS TO PROMOTE UNITED STATES SECURITY AND POLITICAL INTERESTS WITH RESPECT TO NORTH KOREA.**

It is further the sense of the Congress that, after the date of the enactment of this Act, the President should not take further steps toward upgrading diplomatic relations with North Korea beyond opening liaison offices or relaxing trade and investment barriers imposed against North Korea without—

(1) action by the Government of North Korea to engage in a North-South dialogue with the Government of the Republic of Korea;

(2) significant progress toward implementation of the North-South Joint Declaration on the Denuclearization of the Korean Peninsula; and

(3) progress toward the achievement of several long-standing United States policy objectives regarding North Korea and the Korean Peninsula, including—

(A) reducing the number of military forces of North Korea along the Demilitarized Zone and relocating such military forces away from the Demilitarized Zone;

(B) prohibiting any movement by North Korea toward the deployment of an intermediate range ballistic missile system; and

(C) prohibiting the export by North Korea of missiles and other weapons of mass destruction, including related technology and components.

**SEC. 2645. RESTRICTIONS ON ASSISTANCE TO NORTH KOREA AND THE KOREAN PENINSULA ENERGY DEVELOPMENT ORGANIZATION.**

Chapter 1 of part III of the Foreign Assistance Act of 1961 (22 U.S.C. 2370 et seq.) is amended by adding at the end the following new section:

**"SEC. 620G. ASSISTANCE TO NORTH KOREA AND THE KOREAN PENINSULA ENERGY DEVELOPMENT ORGANIZATION.**

"No assistance may be provided under this Act or any other provision of law to North Korea or the Korean Peninsula Energy Development Organization unless—

"(1) such assistance is provided in accordance with all requirements, limitations, and

procedures otherwise applicable to the provision of such assistance for such purposes; and

"(2) the President—

"(A) notifies the congressional committees specified in section 634A(a) of this Act prior to the obligation of such assistance in accordance with the procedures applicable to reprogramming notifications under that section, irrespective of the amount of the proposed obligation of such assistance; and

"(B) determines and reports to such committees that the provision of such assistance is vital to the national interests of the United States.".

(b) EFFECTIVE DATE.—Section 620G of the Foreign Assistance Act of 1961, as added by subsection (a), applies with respect to assistance provided to North Korea or the Korean Peninsula Energy Development Organization on or after the date of the enactment of this Act.

**CHAPTER 3—BURMA**

**SEC. 2651. UNITED STATES POLICY CONCERNING THE DICTATORSHIP IN BURMA.**

(a) SENSE OF THE CONGRESS.—It is the sense of the Congress that the President should take steps to encourage the United Nations Security Council to—

(1) impose an international arms embargo on Burma;

(2) affirm support for human rights and the protection of all Karen, Karenni, and other minorities in Burma;

(3) condemn Burmese officials responsible for crimes against humanity;

(4) take steps to encourage multilateral assistance programs for refugees from Burma in Thailand and India; and

(5) reduce United Nations activities in Burma, including UNDP (United Nations Development Program), UNICEF (United Nations Children's Fund), UNFPA (United Nations Family Planning Agency), World Health Organization (WHO), Food and Agriculture Organization (FAO), and UNIDCP (United Nations International Drug Control Program) activities.

(b) REDUCTION IN DIPLOMATIC PRESENCE.—It is the sense of the Congress that the President should reduce the diplomatic presence of the United States in Burma by reducing the total number of the members of the Foreign Service stationed in Burma on the date of enactment of this Act.

**CHAPTER 4—TORTURE**

**SEC. 2661. DEFINITIONS.**

(a) TORTURE.—As used in this chapter, the term "torture" means any act by which severe pain or suffering, whether physical or mental, is intentionally inflicted on a person for such purposes as obtaining from the person or a third person information or a confession, punishing the person for an act the person or a third person has committed or is suspected of having committed, or intimidating or coercing the person or a third person, or for any reason based on discrimination of any kind, when such pain or suffering is inflicted by, at the instigation of, or with the consent or acquiescence of a public official or other person acting in an official capacity. It does not include pain or suffering arising only from, inherent in, or incidental to lawful sanctions.

(b) SUBSTANTIAL GROUNDS FOR BELIEVING.—As used in this chapter, the term "substantial grounds for believing" means substantial evidence.

(c) IN DANGER OF BEING SUBJECTED TO TORTURE.—As used in this chapter, the term "in danger of being subjected to torture" means circumstances in which a reasonable person would fear subjection to torture.

(d) INVOLUNTARILY RETURN.—As used in this chapter, the term "involverarily return" means to take action by which it is reasonably foreseeable that a person will be

required to return to a country against the person's will, regardless of whether such return is induced by physical force and regardless of whether the person is physically present in the United States.

**SEC. 2662. UNITED STATES POLICY WITH RESPECT TO THE INVOLUNTARY RETURN OF PERSONS SUBJECT TO TORTURE.**

No funds authorized to be appropriated by this Act are authorized to be available to expel, extradite, or otherwise involuntarily return a person to a country in which there are substantial grounds for believing the person would be in danger of being subjected to torture, or to support, promote, or assist such involuntary return.

**TITLE XXVII—CONGRESSIONAL STATEMENTS**

**SEC. 2701. INTER-AMERICAN ORGANIZATIONS.**

Taking into consideration the long-term commitment by the United States to the affairs of this Hemisphere and the need to build further upon the linkages between the United States and its neighbors, the Secretary of State, in allocating the level of resources for international organizations, should pay particular attention to funding levels of the Inter-American organizations.

**SEC. 2702. TERRITORIAL INTEGRITY OF BOSNIA AND HERZEGOVINA.**

(a) FINDINGS.—The Congress makes the following findings:

(1) The sovereign and independent state of Bosnia-Herzegovina was formally recognized by the United States of America on April 7, 1992.

(2) The sovereign and independent state of Bosnia-Herzegovina was admitted as a full participating State of the Conference on Security and Cooperation in Europe on April 30, 1992.

(3) The sovereign and independent state of Bosnia-Herzegovina was admitted as a Member state of the United Nations on May 22, 1992.

(4) The United States has declared its determination to respect and put into practice the Declaration on Principles Guiding Relations between Participating States contained in the Final Act of the Conference on Security and Cooperation in Europe.

(5) Each of the principles has been violated during the course of war in Bosnia-Herzegovina: sovereign equality and respect for the rights inherent in sovereignty, refraining from the threat or use of force; inviolability of frontiers; territorial integrity of States; peaceful settlement of disputes; nonintervention in internal affairs; respect for human rights and fundamental freedoms, including the freedom of thought, conscience, religion or belief; equal rights and self-determination of peoples; cooperation among States; and fulfillment in good faith of obligations under international law.

(6) Principle II of the Final Act commits the participating States to "refrain from any manifestation of force for the purpose of inducing another participating State to renounce the full exercise of its sovereign rights".

(7) Principle III of the Final Act commits the participating States to "refrain from any demand for, or act of, seizure and usurpation of part or all of the territory of any participating State".

(8) Principle IV of the Final Act commits the participating States to "respect the territorial integrity of each of the participating States" and "refrain from any action inconsistent with the purposes and principles of the Charter of the United Nations against the territorial integrity, political independence or the unity of any participating State".

(9) The Charter of Paris for a New Europe commits the participating States "to co-

operate in defending democratic institutions against activities which violate the independence, sovereign equality, or territorial integrity of the participating States".

(10) The Helsinki Document 1992 reaffirms "the validity of the guiding principles and common values of the Helsinki Final Act and the Charter of Paris, embodying responsibilities of States towards each other and of governments towards their own people" which serve as the "collective conscience of our community".

(11) The Charter of the United Nations calls upon Member states to respect the territorial integrity and political independence of any state in keeping with the Purposes of the United Nations.

(12) The sovereign and independent state of Bosnia-Herzegovina has been and continues to be subjected to armed aggression by Serbian forces, Croatian Serb forces, and others in violation of Final Act and the Charter.

(13) Unchecked armed aggression and genocide threatens the lives of innocent civilians as well as the very existence of the sovereign and independent state of Bosnia-Herzegovina.

(b) SENSE OF CONGRESS.—It is the sense of the Congress that the United States should refuse to recognize the incorporation of any of the territory of Bosnia-Herzegovina into the territory of any neighboring state or the creation of any new state or states within the borders of Bosnia-Herzegovina resulting from the threat or use of force, coercion, or any other means inconsistent with international law.

**SEC. 2703. THE LAOGAI SYSTEM OF POLITICAL PRISONS.**

(a) FINDINGS.—The Congress makes the following findings:

(1) The Chinese gulag, known as the Laogai, was created as a primary means of political repression and control when the Communists assumed power in China in 1949.

(2) The Laogai has caused millions of people to suffer grave human rights abuses over the past 46 years, including countless deaths.

(3) The Laogai continues to be used to incarcerate unknown numbers of ordinary citizens for political reasons, including workers, students, intellectuals, religious believers, and Tibetans.

(4) So-called "thought reform" is a standard practice of Laogai officials, and reports of torture are routinely received by human rights organizations from Laogai prisoners and survivors.

(5) Negotiations about unfettered access to Laogai prisoners between the Chinese Government and the International Red Cross have ceased.

(6) The Laogai is in reality a huge system of forced labor camps in which political and penal criminals are slave laborers producing an array of products for export throughout the world, including the United States.

(7) The Chinese Government continues to maintain, as part of its official propaganda and in defiance of significant evidence to the contrary gathered by many human rights organizations, that the Laogai is a prison system like any other in the world.

(8) Testimony delivered before the Subcommittee on International Operations and Human Rights of the Committee on International Relations of the House of Representatives has documented human rights abuses in the Laogai which continue to this day.

(9) The American people have repeatedly expressed their abhorrence of forced labor camps systems, whether they be operated by the Nazis, Soviet Communists, or any other political ideology.

(b) SENSE OF CONGRESS.—It is the sense of the Congress that the President should—

(1) publicly condemn the continued existence of the Laogai, and call upon the Government of the People's Republic of China to dismantle it, and release all of its political prisoners; and

(2) instruct the appropriate diplomatic representatives of the United States to cause a resolution condemning the Laogai to be put before the United Nations Human Rights Commission and work for its passage.

**SEC. 2704. CONCERNING THE USE OF FUNDS TO FURTHER NORMALIZE RELATIONS WITH VIETNAM.**

It is the sense of the Congress that none of the funds authorized to be appropriated or otherwise made available by this Act may be obligated or expended to further normalize diplomatic relations between the United States and Vietnam, until Vietnam—

(1) releases all of its political and religious prisoners;

(2) accounts for American POWs and MIAs from the Vietnam War;

(3) holds democratic elections; and

(4) institutes policies which protect human rights.

**SEC. 2705. DECLARATION OF CONGRESS REGARDING UNITED STATES GOVERNMENT HUMAN RIGHTS POLICY TOWARD CHINA.**

(a) FINDINGS.—The Congress makes the following findings:

(1) According to the 1994 State Department Country Reports on Human Rights Practices there continue to be "widespread and well-documented human rights abuses in China, in violation of internationally accepted norms . . . (including) arbitrary and lengthy incommunicado detention, torture, and mistreatment of prisoners. The regime continued severe restrictions on freedoms of speech, press assembly and association, and tightened controls on the exercise of these rights during 1994. Serious human rights abuses persisted in Tibet and other areas populated by ethnic minorities".

(2) The President, in announcing his decision on Most Favored Nation trading status for China in May 1994 stated that, "China continues to commit very serious human rights abuses. Even as we engage the Chinese on military, political, and economic issues, we intend to stay engaged with those in China who suffer from human rights abuses. The United States must remain a champion of their liberties".

(b) SENSE OF CONGRESS.—It is the sense of the Congress that the President should take the following actions:

(1) Decline the invitation to visit China until and unless there is dramatic overall progress on human rights in China and Tibet and communicate to the Government of China that such a visit cannot take place without such progress. Indications of overall progress would include the release of hundreds of political, religious, and labor activists; an agreement to allow unhindered confidential access to prisoners by international humanitarian agencies; enactment of major legal reforms such as an end to all restrictions on the exercise of freedom of religion, revocation of the 1993 state security law, and the abolition of all so-called "counter-revolutionary" crimes; an end to forced abortion, forced sterilization, and the provision by government facilities of human fetal remains for consumption as food; and a decision to allow unrestricted access to Tibet by foreign media and international human rights monitors.

(2) Seek to develop an agreement on a multilateral strategy to promote human rights in China with other members of the G-7, beginning with the meeting of the G-7 industrial partners scheduled for June 1995 in Halifax, Nova Scotia. Such an agreement should include efforts to encourage greater

cooperation by the Government of China with the human rights rapporteurs and working groups of the United Nations Human Rights Commission, as well as bilateral and multilateral initiatives to secure the unconditional release of imprisoned peaceful pro-democracy advocates such as Wei Jingsheng.

(3) Instruct the United States delegates to the United Nations Fourth World Conference on Women in September 1995 to vigorously and publicly support nongovernmental organizations that may be subjected to harassment or to restrictions or limitations on their activities, access to the media, or to channels of communication during the conference by the Government of China and to protest publicly and privately any actions by the Government of China aimed at punishing or repressing Chinese citizens who seek to peacefully express their views or communicate with foreign citizens or media during or following the United Nations Conference.

(4) Extend an invitation to the Dalai Lama to visit Washington, District of Columbia, in 1995.

(c) UNITED STATES GOVERNMENT HUMAN RIGHTS POLICY TOWARD CHINA.—It shall be the policy of the United States Government to continue to promote internationally recognized human rights and worker rights in China and Tibet. The President shall submit the following reports on the formulation and implementation of United States human rights policy toward China and the results of that policy to the International Relations Committee of the House of Representatives :

(1) Not later than 90 days after the date of enactment of this Act, the President shall report on the status of the "new United States Human Rights Policy for China" announced by the President on May 26, 1994, including an assessment of the implementation and effectiveness of the policy in bringing about human rights improvements in China and Tibet, with reference to the following specific initiatives announced on that date:

(A) High-level dialogue on human rights.

(B) Voluntary principles in the area of human rights for United States businesses operating in China.

(C) Increased contact with and support for groups and individuals in China promoting law reform and human rights.

(D) Increased exchanges to support human rights law reform in China.

(E) The practice of all United States officials who visit China to meet with the broadest possible spectrum of Chinese citizens.

(F) Increased efforts to press United States views on human rights in China at the United Nations, the United Nations Human Rights Commission, and other international organizations.

(G) A plan of international actions to address Tibet's human rights problems and to promote substantive discussions between the Dalai Lama and the Chinese Government.

(H) Efforts to use the 1995 United Nations Women's Conference in Beijing to expand freedoms of speech, association, and assembly, as well as the rights of women, in China.

(I) An information strategy for promoting human rights by expanding Chinese and Tibetan language broadcasts on the Voice of America and establishing Radio Free Asia.

(J) Encouraging the Chinese Government to permit international human rights groups to operate in and visit China.

The report required by this paragraph shall also assess the progress, if any, of the People's Republic of China toward ending forced abortion, forced sterilization, and other coercive population control practices.

(2) Not later than 120 days after the date of enactment of this Act, the President shall

report on the status of Chinese Government compliance with United States laws prohibiting the importation into the United States of forced labor products, including (but not limited to) a complete assessment and report on the implementation of the Memorandum of Understanding signed by the United States and China in 1992. The report shall include (but not be limited to) the following:

(A) All efforts made by the United States Customs Service from 1992 until the date of the report to investigate forced labor exports and to conduct unannounced unrestricted inspections of suspected forced labor sites in China, and the extent to which Chinese authorities cooperated with such investigations.

(B) Recommendations of what further steps might be taken to enhance United States effectiveness in prohibiting forced labor exports to the United States from China.

**SEC. 2706. CONCERNING THE UNITED NATIONS VOLUNTARY FUND FOR VICTIMS OF TORTURE.**

It is the sense of the Congress that the President, acting through the United States Permanent Representative to the United Nations, should—

(1) request the United Nations Voluntary Fund for Victims of Torture—

(A) to find new ways to support and protect treatment centers that are carrying out rehabilitative services for victims of torture; and

(B) to encourage the development of new such centers;

(2) use the voice and vote of the United States to support the work of the Special Rapporteur on Torture and the Committee Against Torture established under the Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment; and

(3) use the voice and vote of the United States to establish a country rapporteur or similar procedural mechanism to investigate human rights violations in a country if either the Special Rapporteur or the Committee Against Torture indicates that a systematic practice of torture is prevalent in that country.

**SEC. 2707. RECOMMENDATIONS OF THE PRESIDENT FOR REFORM OF WAR POWERS RESOLUTION.**

It is the sense of the Congress that the President should transmit to the Congress recommendations for reform of the War Powers Resolution (50 U.S.C. 1541 et seq.) in order to permit the Congress and the President to more effectively fulfill their constitutional responsibilities with respect to the deployment of United States Armed Forces abroad.

**SEC. 2708. CONFLICT IN KASHMIR.**

It is the sense of the Congress that the United States reiterates the need for all parties to the conflict in Kashmir to enter into negotiations and resolve the conflict peacefully. The Congress urges the executive branch to work with all parties to facilitate a peaceful negotiated settlement of the Kashmir conflict.

**SEC. 2709. UNITED STATES RELATIONS WITH THE FORMER YUGOSLAV REPUBLIC OF MACEDONIA (FYROM).**

It is the sense of the Congress that the Former Yugoslav Republic of Macedonia (FYROM) should be eligible for all United States foreign assistance programs, including programs of the Export-Import Bank and the Overseas Private Investment Corporation, if the government continues to respect the rights of all ethnic minorities.

**SEC. 2710. SENSE OF THE CONGRESS RELATING TO INDONESIA.**

It is the sense of the Congress that—

(1) the United States should continue to urge progress in promotion and protection of

internationally recognized human rights by the Government of Indonesia;

(2) in its bilateral relations with the Government of Indonesia, the United States should place a high priority on public and private efforts to urge the Government of Indonesia to take specific steps to remove restrictions of freedom of expression and association, to allow freedom of the press, to allow freedom of religion, to end arbitrary arrests and torture and ill-treatment, to cease official attacks on nongovernmental organizations, to end the widespread denial of worker rights, and to hold members of the military accountable for human rights abuses;

(3) with respect to the situation in East Timor, the United States should call on the Government of Indonesia to make public the complete findings of the investigations into the killings of unarmed civilians in Liquica on January 12, 1995, including the reports of the Army Council of Military Honor and the findings of the National Human Rights Commission, and that those responsible for the killings be identified and brought to justice;

(4) the United States should continue to press the Government of Indonesia to fully comply with the 1994 and 1995 recommendations of the United Nations Human Rights Commission regarding the need for a full accounting of the Dili incident of November 1991;

(5) the United States should urge the Government of Indonesia to allow independent human rights monitoring organizations and foreign journalists unhindered access to East Timor;

(6) the United States should urge the Government of Indonesia to respect free practice of religion, including Christianity, in Indonesia, including East Timor; and

(7) the President should instruct the United States delegates to the annual Indonesia aid consortium donor meeting in July 1995 to again raise concerns about human rights violations in Indonesia, including restrictions of freedom of the press, attacks on nongovernmental organizations, and widespread violations of human rights in East Timor.

**SEC. 2711. DISPLACED PERSONS.**

It is the sense of the Congress that of the amounts made available to the United Nations Development Program (and United Nations Development Program-Administered Funds), at least \$20,000,000 for fiscal year 1996 and \$20,000,000 for fiscal year 1997 should be available for programs and services conducted in cooperation with the International Organization for Migration, the International Committee for the Red Cross, and nongovernmental organizations, for persons who are displaced within their countries of nationality.

**DIVISION C—FOREIGN ASSISTANCE AUTHORIZATIONS**

**SEC. 3001. SHORT TITLE.**

This division may be cited as the "Foreign Aid Reduction Act of 1995".

**SEC. 3002. DECLARATION OF POLICY.**

The Congress declares the following:

(1) United States leadership overseas must be maintained to support our vital national security, economic, and humanitarian interests.

(2) As part of this leadership, United States foreign assistance programs are essential to support these national interests.

(3) However, United States foreign assistance programs can be responsibly reduced while maintaining United States leadership overseas.

**TITLE XXXI—DEFENSE AND SECURITY ASSISTANCE**

**CHAPTER 1—MILITARY AND RELATED ASSISTANCE**

**Subchapter A—Foreign Military Financing Program**

**SEC. 3101. AUTHORIZATION OF APPROPRIATIONS.**

There are authorized to be appropriated for grant assistance under section 23 of the Arms Export Control Act (22 U.S.C. 2763) and for the subsidy cost, as defined in section 502(5) of the Federal Credit Reform Act of 1990, of direct loans under such section—

- (1) \$3,284,440,000 for fiscal year 1996; and
- (2) \$3,240,020,000 for fiscal year 1997.

**SEC. 3102. ADMINISTRATIVE EXPENSES.**

Of the amounts made available for fiscal years 1996 and 1997 for assistance under the "Foreign Military Financing Program" account under section 23 of the Arms Export Control Act (22 U.S.C. 2763), not more than \$24,020,000 for each such fiscal year may be made available for necessary expenses for the general costs of administration of military assistance and sales, including expenses incurred in purchasing passenger motor vehicles for replacement for use outside the United States.

**SEC. 3103. ASSISTANCE FOR ISRAEL.**

(a) **MINIMUM ALLOCATION.**—Of the amounts made available for fiscal years 1996 and 1997 for assistance under the "Foreign Military Financing Program" account under section 23 of the Arms Export Control Act (22 U.S.C. 2763), not less than \$1,800,000,000 for each such fiscal year shall be available only for Israel.

(b) **TERMS OF ASSISTANCE.**—

(1) **GRANT BASIS.**—The assistance provided for Israel for each fiscal year under subsection (a) shall be provided on a grant basis.

(2) **EXPEDITED DISBURSEMENT.**—Such assistance shall be disbursed—

(A) with respect to fiscal year 1996, not later than 30 days after the date of the enactment of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1996, or by October 31, 1995, whichever is later; and

(B) with respect to fiscal year 1997, not later than 30 days after the date of the enactment of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1997, or by October 31, 1996, whichever is later.

(3) **ADVANCED WEAPONS SYSTEMS.**—To the extent that the Government of Israel requests that funds be used for such purposes, funds described in subsection (a) shall, as agreed by the Government of Israel and the Government of the United States, be available for advanced weapons systems, of which not less than \$475,000,000 for each fiscal year shall be available only for procurement in Israel of defense articles and defense services, including research and development.

(c) **FOREIGN MILITARY SALES.**—Section 21(h) of the Arms Export Control Act (22 U.S.C. 2761(h)) is amended—

(1) in paragraph (1)(A), by inserting "or the Government of Israel" after "North Atlantic Treaty Organization"; and

(2) in paragraph (2), by striking "or to any member government of that Organization if that Organization or member government" and inserting ", any member government of that Organization, or the Government of Israel, if the Organization, member government, or Government of Israel, as the case may be,".

**SEC. 3104. ASSISTANCE FOR EGYPT.**

(a) **MINIMUM ALLOCATION.**—Of the amounts made available for fiscal years 1996 and 1997 for assistance under the "Foreign Military Financing Program" account under section 23 of the Arms Export Control Act (22 U.S.C.

2763), not less than \$1,300,000,000 for each such fiscal year shall be available only for Egypt.

(b) **TERMS OF ASSISTANCE.**—The assistance provided for Egypt for each fiscal year under subsection (a) shall be provided on a grant basis.

**SEC. 3105. LOANS FOR GREECE AND TURKEY.**

Of the amounts made available for fiscal year 1996 under section 23 of the Arms Export Control Act (22 U.S.C. 2763)—

(1) not more than \$26,620,000 shall be made available for the subsidy cost, as defined in section 502(5) of the Federal Credit Reform Act of 1990, of direct loans for Greece; and

(2) not more than \$37,800,000 shall be made available for such subsidy cost of direct loans for Turkey.

**SEC. 3106. TERMS OF LOANS.**

Section 31(c) of the Arms Export Control Act (22 U.S.C. 2771(c)) is amended to read as follows:

"(c) Loans available under section 23 shall be provided at rates of interest that are not less than the current average market yield on outstanding marketable obligations of the United States of comparable maturities."

**SEC. 3107. NONREPAYMENT OF GRANT ASSISTANCE.**

Section 23 of the Arms Export Control Act (22 U.S.C. 2763) is amended by adding at the end the following new subsection:

"(f) Notwithstanding any other provision of this section, the President shall not require repayment of any assistance provided on a grant basis under this section to a foreign country or international organization."

**SEC. 3108. ADDITIONAL REQUIREMENTS.**

(a) **AVAILABILITY OF FUNDS FOR PROCUREMENT OF DEFENSE ARTICLES, SERVICES, AND DESIGN AND CONSTRUCTION SERVICES NOT SOLD BY U.S. GOVERNMENT.**—Section 23 of the Arms Export Control Act (22 U.S.C. 2763), as amended by this Act, is further amended by adding at the end the following new subsection:

"(g) Funds made available to carry out this section for a fiscal year may be made available to a foreign country or international organization for the purpose of financing the procurement of defense articles, defense services, and design and construction services that are not sold by the United States Government under this Act only—

"(1) with respect to a country that is a member country of the North Atlantic Organization, a major non-NATO ally, or Jordan for which assistance was justified under this section in the annual congressional presentation documents under section 634 of the Foreign Assistance Act of 1961 for that fiscal year; and

"(2) if such country or international organization enters into an agreement with the United States Government that specifies the terms and conditions under which such procurements shall be financed with such funds."

(b) **AUDIT OF CERTAIN PRIVATE FIRMS.**—Section 23 of such Act (22 U.S.C. 2763), as amended by this Act, is further amended by adding at the end the following new subsection:

"(h) For each fiscal year, the Secretary of Defense, as requested by the Director of the Defense Security Assistance Agency, shall conduct audits on a nonreimbursable basis of private firms that have entered into contracts with foreign governments under which defense articles, defense services, or design and construction services are to be procured by such firms for such governments from financing under this section for such fiscal year."

(c) **PROHIBITION ON USE OF FUNDS FOR THE TRANSPORT OF AIRCRAFT TO COMMERCIAL ARMS SALES SHOWS.**—Section 23 of such Act

(22 U.S.C. 2763), as amended by this Act, is further amended by adding at the end the following new subsection:

"(i) Funds made available to carry out this section may not be used to facilitate the transport of aircraft to commercial arms sales shows."

(d) **NOTIFICATION REQUIREMENT WITH RESPECT TO CASH FLOW FINANCING.**—Section 23 of such Act (22 U.S.C. 2763), as amended by this Act, is further amended by adding at the end the following new subsection:

"(j)(1) For each country and international organization that has been approved for cash flow financing under this section, any letter of offer and acceptance or other purchase agreement, or any amendment thereto, for a procurement of defense articles, defense services, or design and construction services in excess of \$100,000,000 that is to be financed in whole or in part with funds made available under this Act or the Foreign Assistance Act of 1961 shall be submitted to the congressional committees specified in section 634A(a) of the Foreign Assistance Act of 1961 in accordance with the procedures applicable to reprogramming notifications under that section.

"(2) For purposes of this subsection, the term 'cash flow financing' has the meaning given such term in the second subsection (d) of section 25."

(e) **LIMITATIONS ON USE OF FUNDS FOR DIRECT COMMERCIAL CONTRACTS.**—Section 23 of such Act (22 U.S.C. 2763), as amended by this Act, is further amended by adding at the end the following new subsection:

"(k) Of the amounts made available for a fiscal year to carry out this section, not more than \$100,000,000 for such fiscal year may be made available for countries other than Israel and Egypt for the purpose of financing the procurement of defense articles, defense services, and design and construction services that are not sold by the United States Government under this Act."

(f) **USE OF FUNDS FOR DEMINING ACTIVITIES.**—Section 23 of such Act (22 U.S.C. 2763), as amended by this Act, is further amended by adding at the end the following new subsection:

"(l) Notwithstanding any other provision of law, funds made available to carry out this section may be used for demining activities, and may include activities implemented through nongovernmental and international organizations."

**Subchapter B—Other Assistance**

**SEC. 3121. DEFENSE DRAWDOWN SPECIAL AUTHORITIES.**

(a) **UNFORESEEN EMERGENCY DRAWDOWN.**—Section 506(a)(1) of the Foreign Assistance Act of 1961 (22 U.S.C. 2318(a)(1)) is amended by striking "\$75,000,000" and inserting "\$100,000,000".

(b) **ADDITIONAL DRAWDOWN.**—Section 506 of such Act (22 U.S.C. 2318) is amended—

(1) in subsection (a)(2)(A), by striking "defense articles from the stocks" and all that follows and inserting the following: "articles and services from the inventory and resources of any agency of the United States Government and military education and training from the Department of Defense, the President may direct the drawdown of such articles, services, and military education and training—

"(i) for the purposes and under the authorities of—

"(I) chapter 8 of part I (relating to international narcotics control assistance);

"(II) chapter 9 of part I (relating to international disaster assistance); or

"(III) the Migration and Refugee Assistance Act of 1962; or

"(ii) for the purpose of providing such articles, services, and military education and

training to Vietnam, Cambodia, and Laos as the President determines are necessary—

“(I) to support efforts to locate and repatriate members of the United States Armed Forces and civilians employed directly or indirectly by the United States Government who remain unaccounted for from the Vietnam War; and

“(II) to ensure the safety of United States Government personnel engaged in such cooperative efforts and to support Department of Defense-sponsored humanitarian projects associated with such efforts.”;

(2) in subsection (a)(2)(B), by striking “\$75,000,000” and all that follows and inserting “\$150,000,000 in any fiscal year of such articles, services, and military education and training may be provided pursuant to subparagraph (A) of this paragraph—

“(i) not more than \$75,000,000 of which may be provided from the drawdown from the inventory and resources of the Department of Defense;

“(ii) not more than \$75,000,000 of which may be provided pursuant to clause (i)(I) of such subparagraph; and

“(iii) not more than \$15,000,000 of which may be provided to Vietnam, Cambodia, and Laos pursuant to clause (ii) of such subparagraph.”; and

(3) in subsection (b)(1), by adding at the end the following: “In the case of drawdowns authorized by subclauses (I) and (III) of subsection (a)(2)(A)(i), notifications shall be provided to those committees at least 15 days in advance in accordance with the procedures applicable to reprogramming notifications under section 634A.”.

(c) NOTICE TO CONGRESS OF EXERCISE OF SPECIAL AUTHORITIES.—Section 652 of such Act (22 U.S.C. 2411) is amended by striking “prior to the date” and inserting “before”.

#### SEC. 3122. STOCKPILES OF DEFENSE ARTICLES.

(a) LIMITATION ON VALUE OF ADDITIONS.—Section 514(b)(1) of the Foreign Assistance Act of 1961 (22 U.S.C. 2321h(b)(1)) is amended by inserting “or in the implementation of agreements with Israel” after “North Atlantic Treaty Organization”.

(b) ADDITIONS IN FISCAL YEARS 1996 AND 1997.—Section 514(b)(2) of such Act (22 U.S.C. 2321h(b)(2)) is amended to read as follows:

“(2)(A) The value of such additions to stockpiles of defense articles in foreign countries shall not exceed \$50,000,000 for each of the fiscal years 1996 and 1997.

“(B) Of the amount specified in subparagraph (A) for each of the fiscal years 1996 and 1997, not more than \$40,000,000 may be made available for stockpiles in the Republic of Korea and not more than \$10,000,000 may be made available for stockpiles in Thailand.”.

(c) LOCATION OF STOCKPILES OF DEFENSE ARTICLES.—Section 514(c) of such Act (22 U.S.C. 2321h(c)) is amended to read as follows:

“(c) LOCATION OF STOCKPILES OF DEFENSE ARTICLES.—

“(1) LIMITATION.—Except as provided in paragraph (2), no stockpile of defense articles may be located outside the boundaries of a United States military base or a military base used primarily by the United States.

“(2) EXCEPTIONS.—Paragraph (1) shall not apply with respect to stockpiles of defense articles located in the Republic of Korea, Thailand, any country that is a member of the North Atlantic Treaty Organization, any country that is a major non-NATO ally, or any other country the President may designate. At least 15 days before designating a country pursuant to the last clause of the preceding sentence, the President shall notify the congressional committees specified in section 634A(a) in accordance with the procedures applicable to reprogramming notifications under that section.”.

#### SEC. 3123. TRANSFER OF EXCESS DEFENSE ARTICLES.

(a) IN GENERAL.—Section 516 of the Foreign Assistance Act of 1961 (22 U.S.C. 2321j) is amended to read as follows:

#### “SEC. 516. AUTHORITY TO TRANSFER EXCESS DEFENSE ARTICLES.

“(a) AUTHORIZATION.—The President is authorized to transfer excess defense articles under this section to countries for which receipt of such articles was justified pursuant to the annual congressional presentation documents for military assistance programs, or for programs under chapter 8 of part I of this Act, submitted under section 634 of this Act, or for which receipt of such articles was separately justified, for the fiscal year in which the transfer is authorized.

“(b) LIMITATIONS ON TRANSFERS.—The President may transfer excess defense articles under this section only if—

“(1) such articles are drawn from existing stocks of the Department of Defense;

“(2) funds available to the Department of Defense for the procurement of defense equipment are not expended in connection with the transfer;

“(3) the transfer of such articles will not have an adverse impact on the military readiness of the United States;

“(4) with respect to a proposed transfer of such articles on a grant basis, such a transfer is preferable to a transfer on a sales basis, after taking into account the potential proceeds from, and likelihood of, such sales, and the comparative foreign policy benefits that may accrue to the United States as the result of a transfer on either a grant or sales basis;

“(5) the President determines that the transfer of such articles will not have an adverse impact on the national technology and industrial base, and particularly, will not reduce the opportunities of entities in the national technology and industrial base to sell new or used equipment to the countries to which such articles are transferred; and

“(6) the transfer of such articles is consistent with the policy framework for the Eastern Mediterranean established under section 620C of this Act.

“(c) TERMS OF TRANSFERS.—

“(1) NO COST TO RECIPIENT COUNTRY.—Excess defense articles may be transferred under this section without cost to the recipient country.

“(2) PRIORITY.—Notwithstanding any other provision of law, the delivery of excess defense articles under this section to member countries of the North Atlantic Treaty Organization (NATO) on the southern and southeastern flank of NATO and to major non-NATO allies on such southern and southeastern flank shall be given priority to the maximum extent feasible over the delivery of such excess defense articles to other countries.

“(d) WAIVER OF REQUIREMENT FOR REIMBURSEMENT OF DEPARTMENT OF DEFENSE EXPENSES.—Section 632(d) shall not apply with respect to transfers of excess defense articles (including transportation and related costs) under this section.

“(e) TRANSPORTATION AND RELATED COSTS.—

“(1) IN GENERAL.—Except as provided in paragraph (2), funds available to the Department of Defense may not be expended for crating, packing, handling, and transportation of excess defense articles transferred under the authority of this section.

“(2) EXCEPTION.—The President may provide for the transportation of excess defense articles without charge to a country for the costs of such transportation if—

“(A) it is determined that it is in the national interest of the United States to do so;

“(B) the recipient is a developing country receiving less than \$10,000,000 of assistance under chapter 5 of part II of this Act (relating to international military education and training) or section 23 of the Arms Export Control Act (22 U.S.C. 2763; relating to the Foreign Military Financing program) in the fiscal year in which the transportation is provided;

“(C) the total weight of the transfer does not exceed 25,000 pounds; and

“(D) such transportation is accomplished on a space available basis.

“(f) ADVANCE NOTIFICATION TO CONGRESS FOR TRANSFER OF CERTAIN EXCESS DEFENSE ARTICLES.—

“(1) IN GENERAL.—The President may not transfer excess defense articles that are significant military equipment (as defined in section 47(9) of the Arms Export Control Act) or excess defense articles valued (in terms of original acquisition cost) at \$7,000,000 or more, under this section or under the Arms Export Control Act (22 U.S.C. 2751 et seq.) until 15 days after the date on which the President has provided notice of the proposed transfer to the congressional committees specified in section 634A(a) in accordance with procedures applicable to reprogramming notifications under that section.

“(2) CONTENTS.—Such notification shall include—

“(A) a statement outlining the purposes for which the article is being provided to the country, including whether such article has been previously provided to such country;

“(B) an assessment of the impact of the transfer on the military readiness of the United States;

“(C) an assessment of the impact of the transfer on the national technology and industrial base, and particularly, the impact on opportunities of entities in the national technology and industrial base to sell new or used equipment to the countries to which such articles are to be transferred; and

“(D) a statement describing the current value of such article and the value of such article at acquisition.

“(g) AGGREGATE ANNUAL LIMITATION.—The aggregate value of excess defense articles transferred to countries under this section in any fiscal year may not exceed \$350,000,000.

“(h) CONGRESSIONAL PRESENTATION DOCUMENTS.—Documents described in subsection (a) justifying the transfer of excess defense articles shall include an explanation of the general purposes of providing excess defense articles as well as a table which provides an aggregate annual total of transfers of excess defense articles in the preceding year by country in terms of offers and actual deliveries and in terms of acquisition cost and current value. Such table shall indicate whether such excess defense articles were provided on a grant or sale basis.

“(i) EXCESS COAST GUARD PROPERTY.—For purposes of this section, the term ‘excess defense articles’ shall be deemed to include excess property of the Coast Guard, and the term ‘Department of Defense’ shall be deemed, with respect to such excess property, to include the Coast Guard.”.

(b) CONFORMING AMENDMENTS.—

(1) ARMS EXPORT CONTROL ACT.—Section 21(k) of the Arms Export Control Act (22 U.S.C. 2761(k)) is amended by striking “the President shall” and all that follows and inserting the following: “the President shall determine that the sale of such articles will not have an adverse impact on the national technology and industrial base, and particularly, will not reduce the opportunities of entities in the national technology and industrial base to sell new or used equipment to the countries to which such articles are transferred.”.



(2) REPEALS.—The following provisions of law are hereby repealed:

(A) Section 502A of the Foreign Assistance Act of 1961 (22 U.S.C. 2303).

(B) Sections 517 through 520 of the Foreign Assistance Act of 1961 (22 U.S.C. 2321k through 2321n).

(C) Section 31(d) of the Arms Export Control Act (22 U.S.C. 2771(d)).

**SEC. 3124. NONLETHAL EXCESS DEFENSE ARTICLES FOR ALBANIA.**

Notwithstanding section 516(e) of the Foreign Assistance Act of 1961, during each of the fiscal years 1996 and 1997, funds available to the Department of Defense may be expended for crating, packing, handling, and transportation of nonlethal excess defense articles transferred under the authority of section 516 of such Act to Albania.

**CHAPTER 2—INTERNATIONAL MILITARY EDUCATION AND TRAINING**

**SEC. 3141. AUTHORIZATION OF APPROPRIATIONS.**

There are authorized to be appropriated \$39,781,000 for each of the fiscal years 1996 and 1997 to carry out chapter 5 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2347 et seq.).

**SEC. 3142. ASSISTANCE FOR INDONESIA.**

Funds made available for fiscal years 1996 and 1997 to carry out chapter 5 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2347 et seq.) may be obligated for Indonesia only for expanded military and education training that meets the requirements of clauses (i) through (iv) of the second sentence of section 541 of such Act (22 U.S.C. 2347).

**SEC. 3143. ADDITIONAL REQUIREMENTS.**

(a) GENERAL AUTHORITY.—Section 541 of the Foreign Assistance Act of 1961 (22 U.S.C. 2347) is amended in the second sentence in the matter preceding clause (i) by inserting “and individuals who are not members of the government” after “legislators”.

(b) TEST PILOT EXCHANGE TRAINING.—Section 544 of such Act (22 U.S.C. 2347c) is amended—

(1) by striking “In carrying out this chapter” and inserting “(a) In carrying out this chapter”; and

(2) by adding at the end the following new subsection:

“(b) The President may provide for the attendance of foreign military and civilian defense personnel at test pilot flight schools in the United States without charge, and without charge to funds available to carry out this chapter (notwithstanding section 632(d) of this Act), if such attendance is pursuant to an agreement providing for the exchange of students on a one-for-one basis each fiscal year between those United States test pilot flight schools and comparable flight test pilot schools of foreign countries.”

(c) ASSISTANCE FOR CERTAIN FOREIGN COUNTRIES.—Chapter 5 of part II of such Act (22 U.S.C. 2347 et seq.) is amended by adding at the end the following new section:

**“SEC. 546. ASSISTANCE FOR CERTAIN FOREIGN COUNTRIES.**

“Of the amounts made available for a fiscal year for assistance under this chapter, not more than \$300,000 for such fiscal year may be made available for assistance on a grant basis for any high-income foreign country for military education and training of military and related civilian personnel of such country if such country agrees to provide for the transportation and living allowances of such military and related civilian personnel.”

**CHAPTER 3—ANTITERRORISM ASSISTANCE**

**SEC. 3151. AUTHORIZATION OF APPROPRIATIONS.**

(a) IN GENERAL.—There are authorized to be appropriated \$20,000,000 for fiscal year 1996

and \$25,000,000 for fiscal year 1997 to carry out chapter 8 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2349aa et seq.).

(b) AVAILABILITY OF AMOUNTS.—Amounts authorized to be appropriated under subsection (a) are authorized to remain available until expended.

**SEC. 3152. ANTITERRORISM TRAINING ASSISTANCE.**

(a) IN GENERAL.—Section 571 of the Foreign Assistance Act of 1961 (22 U.S.C. 2349aa) is amended by striking “Subject to the provisions of this chapter” and inserting “Notwithstanding any other provision of law that restricts assistance to foreign countries (other than sections 502B and 620A of this Act)”.

(b) LIMITATIONS.—Section 573 of such Act (22 U.S.C. 2349aa-2) is amended—

(1) in the heading, by striking “specific authorities and”;

(2) by striking subsection (a);

(3) by redesignating subsections (b) through (f) as subsections (a) through (e), respectively; and

(4) in subsection (c) (as redesignated)—

(A) by striking paragraphs (1) and (2);

(B) by redesignating paragraphs (3) through (5) as paragraphs (1) through (3), respectively; and

(C) by amending paragraph (2) (as redesignated) to read as follows:

“(2)(A) Except as provided in subparagraph (B), funds made available to carry out this chapter shall not be made available for the procurement of weapons and ammunition.

“(B) Subparagraph (A) shall not apply to small arms and ammunition in categories I and III of the United States Munitions List that are integrally and directly related to antiterrorism training provided under this chapter if, at least 15 days before obligating those funds, the President notifies the appropriate congressional committees specified in section 634A of this Act in accordance with the procedures applicable to reprogramming notifications under such section.

“(C) The value (in terms of original acquisition cost) of all equipment and commodities provided under this chapter in any fiscal year may not exceed 25 percent of the funds made available to carry out this chapter for that fiscal year.”

(c) ANNUAL REPORT.—Section 574 of such Act (22 U.S.C. 2349aa-3) is hereby repealed.

(d) TECHNICAL CORRECTIONS.—Section 575 (22 U.S.C. 2349aa-4) and section 576 (22 U.S.C. 2349aa-5) of such Act are redesignated as sections 574 and 575, respectively.

**SEC. 3153. RESEARCH AND DEVELOPMENT EXPENSES.**

Funds made available for fiscal years 1996 and 1997 to carry out chapter 8 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2349aa et seq.) relating to antiterrorism assistance may be made available to the Technical Support Working Group of the Department of State for research and development expenses related to contraband detection technologies or for field demonstrations of such technologies (whether such field demonstrations take place in the United States or outside the United States).

**CHAPTER 4—NARCOTICS CONTROL ASSISTANCE**

**SEC. 3161. AUTHORIZATION OF APPROPRIATIONS.**

(a) IN GENERAL.—There are authorized to be appropriated \$213,000,000 for each of the fiscal years 1996 and 1997 to carry out chapter 8 of part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2291 et seq.).

(b) AVAILABILITY OF AMOUNTS.—Amounts authorized to be appropriated under subsection (a) are authorized to remain available until expended.

**SEC. 3162. ADDITIONAL REQUIREMENTS.**

(a) POLICY AND GENERAL AUTHORITIES.—Section 481(a) of the Foreign Assistance Act (22 U.S.C. 2291(a)) is amended—

(1) in paragraph (1)—

(A) by redesignating subparagraphs (D) through (F) as subparagraphs (E) through (G), respectively; and

(B) by inserting after subparagraph (C) the following new subparagraph:

“(D) International criminal activities, particularly international narcotics trafficking, money laundering, and corruption, endanger political and economic stability and democratic development, and assistance for the prevention and suppression of international criminal activities should be a priority for the United States.”; and

(2) in paragraph (4), by adding before the period at the end the following: “, or for other related anticrime purposes”.

(b) CONTRIBUTIONS AND REIMBURSEMENT.—Section 482(c) of that Act (22 U.S.C. 2291a(c)) is amended—

(1) by striking “CONTRIBUTION BY RECIPIENT COUNTRY.—To” and inserting “CONTRIBUTIONS AND REIMBURSEMENT.—(1) To”; and

(2) by adding at the end the following new paragraphs:

“(2)(A) The President is authorized to accept contributions from other foreign governments to carry out the purposes of this chapter. Such contributions shall be deposited as an offsetting collection to the applicable appropriation account and may be used under the same terms and conditions as funds appropriated pursuant to this chapter.

“(B) At the time of submission of the annual congressional presentation documents required by section 634(a), the President shall provide a detailed report on any contributions received in the preceding fiscal year, the amount of such contributions, and the purposes for which such contributions were used.

“(3) The President is authorized to provide assistance under this chapter on a reimbursable basis. Such reimbursements shall be deposited as an offsetting collection to the applicable appropriation and may be used under the same terms and conditions as funds appropriated pursuant to this chapter.”

(c) IMPLEMENTATION OF LAW ENFORCEMENT ASSISTANCE.—Section 482 of such Act (22 U.S.C. 2291a) is amended by adding at the end the following new subsections:

“(f) TREATMENT OF FUNDS.—Funds transferred to and consolidated with funds appropriated pursuant to this chapter may be made available on such terms and conditions as are applicable to funds appropriated pursuant to this chapter. Funds so transferred or consolidated shall be apportioned directly to the bureau within the Department of State responsible for administering this chapter.

“(g) EXCESS PROPERTY.—For purposes of this chapter, the Secretary of State may use the authority of section 608, without regard to the restrictions of such section, to receive nonlethal excess property from any agency of the United States Government for the purpose of providing such property to a foreign government under the same terms and conditions as funds authorized to be appropriated for the purposes of this chapter.”

(d) REPORTING REQUIREMENTS.—(1) Section 489 of such Act (22 U.S.C. 2291h) is amended—

(A) in the section heading, by striking “for fiscal year 1995”;

(B) by striking “(a) INTERNATIONAL NARCOTICS CONTROL STRATEGY REPORT.—”; and

(C) by striking subsections (b) and (c).

(2) Section 489A of such Act (22 U.S.C. 2291i) is hereby repealed.

(e) CERTIFICATION REQUIREMENTS.—(1) Section 490 of such Act (22 U.S.C. 2291j) is amended—

(A) in the section heading by striking “for fiscal year 1995”; and

(B) by striking subsection (i).

(2) Section 490A of such Act (22 U.S.C. 2291k) is hereby repealed.

**SEC. 3163. NOTIFICATION REQUIREMENT.**

(a) IN GENERAL.—The authority of section 1003(d) of the National Narcotics Control Leadership Act of 1988 (21 U.S.C. 1502(d)) may be exercised with respect to funds authorized to be appropriated pursuant to the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.) and with respect to the personnel of the Department of State only to the extent that the appropriate congressional committees have been notified 15 days in advance in accordance with the reprogramming procedures applicable under section 634A of that Act (22 U.S.C. 2394).

(b) DEFINITION.—For purposes of this section, the term “appropriate congressional committees” means the Committee on International Relations and the Committee on Appropriations of the House of Representatives and the Committee on Foreign Relations and the Committee on Appropriations of the Senate.

**SEC. 3164. WAIVER OF RESTRICTIONS FOR NARCOTICS-RELATED ECONOMIC ASSISTANCE.**

For each of the fiscal years 1996 and 1997, narcotics-related assistance under part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.) may be provided notwithstanding any other provision of law that restricts assistance to foreign countries (other than section 490(e) or section 502B of that Act (22 U.S.C. 2291j(e) and 2304)) if, at least 15 days before obligating funds for such assistance, the President notifies the appropriate congressional committees (as defined in section 481(e) of that Act (22 U.S.C. 2291(e))) in accordance with the procedures applicable to reprogramming notifications under section 634A of that Act (22 U.S.C. 2394).

**CHAPTER 5—NONPROLIFERATION AND DISARMAMENT FUND**

**SEC. 3171. NONPROLIFERATION AND DISARMAMENT FUND.**

(a) IN GENERAL.—There are authorized to be appropriated \$25,000,000 for each of the fiscal years 1996 and 1997 to carry out bilateral and multilateral nonproliferation and disarmament activities for the independent states of the former Soviet Union, countries other than the independent states of the former Soviet Union, and international organizations under section 504 of the Freedom for Russia and Emerging Eurasian Democracies and Open Markets Support Act of 1992 (22 U.S.C. 5854).

(b) SUPERSEDES OTHER LAWS.—Funds made available for fiscal years 1996 and 1997 under the authority of section 504 of the Freedom for Russia and Emerging Eurasian Democracies and Open Markets Support Act of 1992 (22 U.S.C. 5854) may be used notwithstanding any other provision of law.

(c) AVAILABILITY OF AMOUNTS.—Amounts authorized to be appropriated under subsection (a) are authorized to remain available until expended.

**CHAPTER 6—OTHER PROVISIONS**

**SEC. 3181. STANDARDIZATION OF CONGRESSIONAL REVIEW PROCEDURES FOR ARMS TRANSFERS.**

(a) THIRD COUNTRY TRANSFERS UNDER FMS SALES.—Section 3(d)(2) of the Arms Export Control Act (22 U.S.C. 2753(d)(2)) is amended—

(1) in subparagraph (A), by striking “, as provided for in sections 36(b)(2) and 36(b)(3) of this Act”;

(2) in subparagraph (B), by striking “law” and inserting “joint resolution”; and

(3) by adding at the end the following:

“(C) If the President states in his certification under subparagraph (A) or (B) that an

emergency exists which requires that consent to the proposed transfer become effective immediately in the national security interests of the United States, thus waiving the requirements of that subparagraph, the President shall set forth in the certification a detailed justification for his determination, including a description of the emergency circumstances which necessitate immediate consent to the transfer and a discussion of the national security interests involved.

“(D)(i) Any joint resolution under this paragraph shall be considered in the Senate in accordance with the provisions of section 601(b) of the International Security Assistance and Arms Export Control Act of 1976.

“(ii) For the purpose of expediting the consideration and enactment of joint resolutions under this paragraph, a motion to proceed to the consideration of any such joint resolution after it has been reported by the appropriate committee shall be treated as highly privileged in the House of Representatives.”

(b) THIRD COUNTRY TRANSFERS UNDER COMMERCIAL SALES.—Section 3(d)(3) of such Act (22 U.S.C. 2753(d)(3)) is amended—

(1) by inserting “(A)” after “(3)”;

(2) in the first sentence—

(A) by striking “at least 30 calendar days”; and

(B) by striking “report” and inserting “certification”; and

(3) by striking the last sentence and inserting the following: “Such certification shall be submitted—

“(i) at least 15 calendar days before such consent is given in the case of a transfer to a country which is a member of the North Atlantic Treaty Organization or Australia, Japan, or New Zealand; and

“(ii) at least 30 calendar days before such consent is given in the case of a transfer to any other country,

unless the President states in his certification that an emergency exists which requires that consent to the proposed transfer become effective immediately in the national security interests of the United States. If the President states in his certification that such an emergency exists (thus waiving the requirements of clause (i) or (ii), as the case may be, and of subparagraph (B)) the President shall set forth in the certification a detailed justification for his determination, including a description of the emergency circumstances which necessitate that consent to the proposed transfer become effective immediately and a discussion of the national security interests involved.

“(B) Consent to a transfer subject to subparagraph (A) shall become effective after the end of the 15-day or 30-day period specified in subparagraph (A)(i) or (ii), as the case may be, only if the Congress does not enact, within that period, a joint resolution prohibiting the proposed transfer.

“(C)(i) Any joint resolution under this paragraph shall be considered in the Senate in accordance with the provisions of section 601(b) of the International Security Assistance and Arms Export Control Act of 1976.

“(ii) For the purpose of expediting the consideration and enactment of joint resolutions under this paragraph, a motion to proceed to the consideration of any such joint resolution after it has been reported by the appropriate committee shall be treated as highly privileged in the House of Representatives.”

(c) COMMERCIAL SALES.—Section 36(c)(2) of such Act (22 U.S.C. 2753(c)(2)) is amended by amending subparagraphs (A) and (B) to read as follows:

“(A) in the case of a license for an export to the North Atlantic Treaty Organization,

any member country of that Organization or Australia, Japan, or New Zealand, shall not be issued until at least 15 calendar days after the Congress receives such certification, and shall not be issued then if the Congress, within that 15-day period, enacts a joint resolution prohibiting the proposed export; and

“(B) in the case of any other license, shall not be issued until at least 30 calendar days after the Congress receives such certification, and shall not be issued then if the Congress, within that 30-day period, enacts a joint resolution prohibiting the proposed export.”

(d) COMMERCIAL MANUFACTURING AGREEMENTS.—Section 36(d) of such Act (22 U.S.C. 2753(d)) is amended—

(1) by inserting “(1)” after “(d)”;

(2) by striking “for or in a country not a member of the North Atlantic Treaty Organization”; and

(3) by adding at the end the following:

“(2) A certification under this subsection shall be submitted—

“(A) at least 15 days before approval is given in the case of an agreement for or in a country which is a member of the North Atlantic Treaty Organization or Australia, Japan, or New Zealand; and

“(B) at least 30 days before approval is given in the case of an agreement for or in any other country;

unless the President states in his certification that an emergency exists which requires the immediate approval of the agreement in the national security interests of the United States.

“(3) If the President states in his certification that an emergency exists which requires the immediate approval of the agreement in the national security interests of the United States, thus waiving the requirements of paragraph (4), he shall set forth in the certification a detailed justification for his determination, including a description of the emergency circumstances which necessitate the immediate approval of the agreement and a discussion of the national security interests involved.

“(4) Approval for an agreement subject to paragraph (1) may not be given under section 38 if the Congress, within the 15-day or 30-day period specified in paragraph (2)(A) or (B), as the case may be, enacts a joint resolution prohibiting such approval.

“(5)(A) Any joint resolution under paragraph (4) shall be considered in the Senate in accordance with the provisions of section 601(b) of the International Security Assistance and Arms Export Control Act of 1976.

“(B) For the purpose of expediting the consideration and enactment of joint resolutions under paragraph (4), a motion to proceed to the consideration of any such joint resolution after it has been reported by the appropriate committee shall be treated as highly privileged in the House of Representatives.”

(e) GOVERNMENT-TO-GOVERNMENT LEASES.—

(1) CONGRESSIONAL REVIEW PERIOD.—Section 62 of such Act (22 U.S.C. 2796a) is amended—

(A) in subsection (a), by striking “Not less than 30 days before” and inserting “Before”;

(B) in subsection (b)—

(i) by striking “determines, and immediately reports to the Congress” and inserting “states in his certification”; and

(ii) by adding at the end of the subsection the following: “If the President states in his certification that such an emergency exists, he shall set forth in the certification a detailed justification for his determination, including a description of the emergency circumstances which necessitate that the lease be entered into immediately and a discussion of the national security interests involved.”; and

(C) by adding at the end of the section the following:

“(c) The certification required by subsection (a) shall be transmitted—

“(1) not less than 15 calendar days before the agreement is entered into or renewed in the case of an agreement with the North Atlantic Treaty Organization, any member country of that Organization or Australia, Japan, or New Zealand; and

“(2) not less than 30 calendar days before the agreement is entered into or renewed in the case of an agreement with any other organization or country.”.

(2) CONGRESSIONAL DISAPPROVAL.—Section 63(a) of such Act (22 U.S.C. 2796b(a)) is amended—

(A) by striking “(a)(1)” and inserting “(a)”;

(B) by striking out the “30 calendar days after receiving the certification with respect to that proposed agreement pursuant to section 62(a).” and inserting in lieu thereof “the 15-day or 30-day period specified in section 62(c) (1) or (2), as the case may be.”; and

(C) by striking paragraph (2).

(f) EFFECTIVE DATE.—The amendments made by this section apply with respect to certifications required to be submitted on or after the date of the enactment of this Act.

**SEC. 3182. STANDARDIZATION OF THIRD COUNTRY TRANSFERS OF DEFENSE ARTICLES.**

Section 3 of the Arms Export Control Act (22 U.S.C. 2753) is amended by inserting after subsection (a) the following new subsection:

“(b) The consent of the President under paragraph (2) of subsection (a) or under paragraph (1) of section 505(a) of the Foreign Assistance Act of 1961 (as it relates to subparagraph (B) of such paragraph) shall not be required for the transfer by a foreign country or international organization of defense articles sold by the United States under this Act if—

“(1) such articles constitute components incorporated into foreign defense articles;

“(2) the recipient is the government of a member country of the North Atlantic Treaty Organization, the Government of Australia, the Government of Japan, or the Government of New Zealand;

“(3) the United States-origin components are not—

“(A) significant military equipment (as defined in section 47(9));

“(B) defense articles for which notification to Congress is required under section 36(b); and

“(C) identified by regulation as Missile Technology Control Regime items; and

“(4) the foreign country or international organization provides notification of the transfer of the defense articles to the United States Government not later than 30 days after the date of such transfer.”.

**SEC. 3183. INCREASED STANDARDIZATION, RATIONALIZATION, AND INTEROPERABILITY OF ASSISTANCE AND SALES PROGRAMS.**

Paragraph (6) of section 515(a) of the Foreign Assistance Act of 1961 (22 U.S.C. 2321i(a)(6)) is amended by striking “among members of the North Atlantic Treaty Organization and with the Armed Forces of Japan, Australia, and New Zealand”.

**SEC. 3184. REPEAL OF PRICE AND AVAILABILITY REPORTING REQUIREMENT RELATING TO PROPOSED SALE OF DEFENSE ARTICLES AND SERVICES.**

(a) IN GENERAL.—Section 28 of the Arms Export Control Act (22 U.S.C. 2768) is hereby repealed.

(b) CONFORMING AMENDMENT.—Section 36(b) of such Act (22 U.S.C. 2776(b)) is amended by striking paragraph (4) of such section.

**SEC. 3185. DEFINITION OF SIGNIFICANT MILITARY EQUIPMENT.**

Section 47 of the Arms Export Control Act (22 U.S.C. 2794) is amended—

(1) in paragraph (7), by striking “and” at the end;

(2) in paragraph (8), by striking the period at the end and inserting “; and”; and

(3) by adding at the end the following new paragraph:

“(9) ‘significant military equipment’ means articles—

“(A) for which special export controls are warranted because of the capacity of such articles for substantial military utility or capability; and

“(B) identified on the United States Munitions List.”.

**SEC. 3186. REQUIREMENTS RELATING TO THE SPECIAL DEFENSE ACQUISITION FUND.**

(a) ELIMINATION OF ANNUAL REPORT.—

(1) IN GENERAL.—Section 53 of the Arms Export Control Act (22 U.S.C. 2795b) is hereby repealed.

(2) CONFORMING AMENDMENT.—Section 51(a)(4) of such Act (22 U.S.C. 2795(a)(4)) is amended—

(A) by striking “(a)”;

(B) by striking subparagraph (B).

(b) RETURN OF CERTAIN AMOUNTS IN FUND TO THE TREASURY.—During fiscal year 1996 the President shall return \$6,281,000 to the miscellaneous receipts account of the Treasury from collections into the Special Defense Acquisition Fund pursuant to section 51(b) of the Arms Export Control Act in addition to the amount of such collections to be returned for such fiscal year as indicated in the President’s budget of the United States Government for fiscal year 1996.

**SEC. 3187. COST OF LEASED DEFENSE ARTICLES THAT HAVE BEEN LOST OR DESTROYED.**

Section 61(a)(4) of the Arms Export Control Act (22 U.S.C. 2796(a)(4)) is amended by striking “and the replacement cost” and all that follows and inserting the following: “and, if the articles are lost or destroyed while leased—

“(A) in the event the United States intends to replace the articles lost or destroyed, the replacement cost (less any depreciation in the value) of the articles; or

“(B) in the event the United States does not intend to replace the articles lost or destroyed, an amount not less than the actual value (less any depreciation in the value) specified in the lease agreement.”.

**SEC. 3188. DESIGNATION OF MAJOR NON-NATO ALLIES.**

(a) DESIGNATION.—

(1) NOTICE TO CONGRESS.—Chapter 2 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2311 et seq.), as amended by this Act, is further amended by adding at the end the following new section:

**“SEC. 517. DESIGNATION OF MAJOR NON-NATO ALLIES.**

“(a) NOTICE TO CONGRESS.—The President shall notify the Congress in writing at least 30 days before—

“(1) designating a country as a major non-NATO ally for purposes of this Act and the Arms Export Control Act (22 U.S.C. 2751 et seq.); or

“(2) terminating such a designation.

“(b) INITIAL DESIGNATIONS.—Australia, Egypt, Israel, Japan, the Republic of Korea, and New Zealand shall be deemed to have been so designated by the President as of the effective date of this section, and the President is not required to notify the Congress of such designation of those countries.”.

(2) DEFINITION.—Section 644 of such Act (22 U.S.C. 2403) is amended by adding at the end the following:

“(q) ‘Major non-NATO ally’ means a country which is designated in accordance with section 517 as a major non-NATO ally for purposes of this Act and the Arms Export Control Act (22 U.S.C. 2751 et seq.).”.

(3) EXISTING DEFINITIONS.—(A) The last sentence of section 21(g) of the Arms Export Control Act (22 U.S.C. 2761(g)) is repealed.

(B) Section 65(d) of such Act is amended—

(i) by striking “or major non-NATO”; and

(ii) by striking out “or a” and all that follows through “Code”.

(b) COOPERATIVE TRAINING AGREEMENTS.—Section 21(g) of the Arms Export Control Act (22 U.S.C. 2761(g)) is amended in the first sentence by striking “similar agreements” and all that follows through “other countries” and inserting “similar agreements with countries”.

**SEC. 3189. CERTIFICATION THRESHOLDS.**

(a) INCREASE IN DOLLAR THRESHOLDS.—The Arms Export Control Act (22 U.S.C. 2751 et seq.) is amended—

(1) in section 3(d) (22 U.S.C. 2753(d))—

(A) in paragraphs (1) and (3), by striking “\$14,000,000” each place it appears and inserting “\$25,000,000”; and

(B) in paragraphs (1) and (3), by striking “\$50,000,000” each place it appears and inserting “\$75,000,000”;

(2) in section 36 (22 U.S.C. 2776)—

(A) in subsections (b)(1), (b)(5)(C), and (c)(1), by striking “\$14,000,000” each place it appears and inserting “\$25,000,000”;

(B) in subsections (b)(1), (b)(5)(C), and (c)(1), by striking “\$50,000,000” each place it appears and inserting “\$75,000,000”; and

(C) in subsections (b)(1) and (b)(5)(C), by striking “\$200,000,000” each place it appears and inserting “\$300,000,000”; and

(3) in section 63(a) (22 U.S.C. 2796b(a))—

(A) by striking “\$14,000,000” and inserting “\$25,000,000”; and

(B) by striking “\$50,000,000” and inserting “\$75,000,000”.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) apply with respect to certifications submitted on or after the date of the enactment of this Act.

**SEC. 3190. COMPETITIVE PRICING FOR SALES OF DEFENSE ARTICLES AND SERVICES.**

(a) COSTING BASIS.—Section 22 of the Arms Export Control Act (22 U.S.C. 2762) is amended by adding at the end the following:

“(d) COMPETITIVE PRICING.—Procurement contracts made in implementation of sales under this section for defense articles and defense services wholly paid from funds made available on a nonrepayable basis shall be priced on the same costing basis with regard to profit, overhead, independent research and development, bid and proposal, and other costing elements, as is applicable to procurements of like items purchased by the Department of Defense for its own use.”.

(b) EFFECTIVE DATE AND IMPLEMENTING REGULATIONS.—Section 22(d) of the Arms Export Control Act, as added by subsection (a)—

(1) shall take effect on the 60th day following the date of the enactment of this Act;

(2) shall be applicable only to contracts made in implementation of sales made after such effective date; and

(3) shall be implemented by revised procurement regulations, which shall be issued prior to such effective date.

**SEC. 3191. DEPLETED URANIUM AMMUNITION.**

Chapter 1 of part III of the Foreign Assistance Act of 1961 (22 U.S.C. 2370 et seq.), as amended by this Act, is further amended by adding at the end the following new section:

**“SEC. 620H. DEPLETED URANIUM AMMUNITION.**

“(a) PROHIBITION.—Except as provided in subsection (b), none of the funds made available to carry out this Act or any other Act may be made available to facilitate in any way the sale of M-833 antitank shells or any comparable antitank shells containing a depleted uranium penetrating component to any country other than—

“(1) a country that is a member of the North Atlantic Treaty Organization;

“(2) a country that has been designated as a major non-NATO ally (as defined in section 644(g)); or

“(3) Taiwan.

“(b) EXCEPTION.—The prohibition contained in subsection (a) shall not apply with respect to the use of funds to facilitate the sale of antitank shells to a country if the President determines that to do so is in the national security interest of the United States.”.

**SEC. 3192. END-USE MONITORING OF DEFENSE ARTICLES AND DEFENSE SERVICES.**

(a) IN GENERAL.—The Arms Export Control Act (22 U.S.C.2751 et seq.) is amended by inserting after chapter 3 the following new chapter:

**“CHAPTER 3A—END-USE MONITORING OF DEFENSE ARTICLES AND DEFENSE SERVICES**

**“SEC. 40A. END-USE MONITORING OF DEFENSE ARTICLES AND DEFENSE SERVICES.**

“(a) ESTABLISHMENT OF MONITORING PROGRAM.—

“(1) IN GENERAL.—In order to improve accountability with respect to defense articles and defense services sold, leased, or exported under this Act or the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.), the Secretary of State shall establish a program which provides for the end-use monitoring of such articles and services.

“(2) REQUIREMENTS OF PROGRAM.—To the extent practicable, such program—

“(A) shall provide for the end-use monitoring of defense articles and defense services in accordance with the standards that apply for identifying high-risk exports for regular end-use verification developed under section 38(g)(7) of this Act (commonly referred to as the ‘Blue Lantern’ program); and

“(B) shall be designed to provide reasonable assurance that—

“(i) the recipient is complying with the requirements imposed by the United States Government with respect to use, transfers, and security of defense articles and defense services; and

“(ii) such articles and services are being used for the purposes for which they are provided.

“(b) CONDUCT OF PROGRAM.—In carrying out the program established under subsection (a), the Secretary shall ensure that the program—

“(1) provides for the end-use verification of defense articles and defense services that incorporate sensitive technology, defense articles and defense services that are particularly vulnerable to diversion or other misuse, or defense articles or defense services whose diversion or other misuse could have significant consequences; and

“(2) prevents the diversion (through reverse engineering or other means) of technology incorporated in defense articles.

“(c) MONITORING RESPONSIBILITIES.—

“(1) IN GENERAL.—Pursuant to subsection (a), sections 3 and 38 of this Act, and sections 505, 622, and 623 of the Foreign Assistance Act of 1961, the Secretary of State, in consultation with the Secretary of Defense and officials of appropriate other Federal agencies, shall provide for the monitoring of defense articles and defense services described in subsection (a).

“(2) ADDITIONAL PERSONNEL.—Upon the request of the Secretary of State, the Secretary of Defense or the Secretary of the Treasury, as the case may be, shall provide to the agency primarily responsible for the licensing of exports under this section, on a nonreimbursable basis, personnel with appropriate expertise to assist in the end-use monitoring and enforcement functions under this section and section 38 of this Act.

“(d) REPORT TO CONGRESS.—Not later than 6 months after the date of the enactment of

the Foreign Aid Reduction Act of 1995, and annually thereafter as a part of the annual congressional presentation documents submitted under section 634 of the Foreign Assistance Act of 1961, the President shall transmit to the Congress a report describing the actions taken to implement this section.

“(e) THIRD COUNTRY TRANSFERS.—For purposes of this section, defense articles and defense services sold, leased, or exported under this Act or the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.) includes defense articles and defense services that are transferred to a third country or other third party.”.

(b) EFFECTIVE DATES.—Section 40A of the Arms Export Control Act, as added by subsection (a), applies with respect to defense articles and defense services provided before or after the date of the enactment of this Act.

**SEC. 3193. BROKERING ACTIVITIES RELATING TO COMMERCIAL SALES OF DEFENSE ARTICLES AND SERVICES.**

(a) IN GENERAL.—Section 38(b)(1)(A) of the Arms Export Control Act (22 U.S.C. 2778(b)(1)(A)) is amended—

(1) in the first sentence, by striking “As prescribed in regulations” and inserting “(i) As prescribed in regulations”; and

(2) by adding at the end the following new clause:

“(i)(I) As prescribed in regulations issued under this section, every person (other than an officer or employee of the United States Government acting in official capacity) who engages in the business of brokering activities with respect to the manufacture, export, import, or transfer of any defense article or defense service designated by the President under subsection (a)(1), or in the business of brokering activities with respect to the manufacture, export, import, or transfer of any foreign defense article or defense service (as defined in subclause (IV)), shall register with the United States Government agency charged with the administration of this section, and shall pay a registration fee which shall be prescribed by such regulations.

“(II) Such brokering activities shall include the financing, transportation, freight forwarding, or the taking of any other action that facilitates the manufacture, export, or import of a defense article or defense service.

“(III) No person may engage in the business of brokering activities without a license, issued in accordance with this Act, except that no license shall be required for such activities undertaken by or for an agency of the United States Government—

“(aa) for official use by an agency of the United States Government; or

“(bb) for carrying out any foreign assistance or sales program authorized by law and subject to the control of the President by other means.

“(IV) For purposes of this clause, the term ‘foreign defense article or defense service’ includes any non-United States defense article or defense service of a nature described on the United States Munitions List regardless of whether such article or service is of United States origin or whether such article or service contains United States origin components.”.

(b) EFFECTIVE DATE.—Section 38(b)(1)(A)(ii) of the Arms Export Control Act, as added by subsection (a), shall apply with respect to brokering activities engaged in on or after the date of the enactment of this Act.

**TITLE XXXII—ECONOMIC ASSISTANCE  
CHAPTER 1—ECONOMIC SUPPORT  
ASSISTANCE**

**SEC. 3201. ECONOMIC SUPPORT FUND.**

Section 532(a) of the Foreign Assistance Act of 1961 (22 U.S.C. 2346a(a)) is amended to read as follows:

“(a) There are authorized to be appropriated to the President to carry out the purposes of this chapter \$2,356,378,000 for fiscal year 1996 and \$2,283,478,000 for fiscal year 1997.”.

**SEC. 3202. ASSISTANCE FOR ISRAEL.**

(a) MINIMUM ALLOCATION.—Of the amounts made available for fiscal years 1996 and 1997 for assistance under chapter 4 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2346 et seq.; relating to the economic support fund), not less than \$1,200,000,000 for each such fiscal year shall be available only for Israel.

(b) TERMS OF ASSISTANCE.—

(1) CASH TRANSFER.—The total amount of funds allocated for Israel for each fiscal year under subsection (a) shall be made available on a grant basis as a cash transfer.

(2) EXPEDITED DISBURSEMENT.—Such funds shall be disbursed—

(A) with respect to fiscal year 1996, not later than 30 days after the date of the enactment of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1996, or by October 31, 1995, whichever is later; and

(B) with respect to fiscal year 1997, not later than 30 days after the date of the enactment of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1997, or by October 31, 1996, whichever is later.

(3) ADDITIONAL REQUIREMENT.—In exercising the authority of this subsection, the President shall ensure that the amount of funds provided as a cash transfer to Israel does not cause an adverse impact on the total level of nonmilitary exports from the United States to Israel.

**SEC. 3203. ASSISTANCE FOR EGYPT.**

(a) MINIMUM ALLOCATION.—Of the amounts made available for fiscal years 1996 and 1997 for assistance under chapter 4 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2346 et seq.; relating to the economic support fund), not less than \$815,000,000 for each such fiscal year shall be available only for Egypt.

(b) ADDITIONAL REQUIREMENT.—In exercising the authority of this section, the President shall ensure that the amount of funds provided as a cash transfer to Egypt does not cause an adverse impact on the total level of nonmilitary exports from the United States to Egypt.

**SEC. 3204. INTERNATIONAL FUND FOR IRELAND.**

(a) FUNDING.—

(1) IN GENERAL.—Of the amounts made available for fiscal years 1996 and 1997 for assistance under chapter 4 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2346 et seq.; relating to the economic support fund), not more than \$29,600,000 for fiscal year 1996 and not more than \$19,600,000 for fiscal year 1997 shall be available for the United States contribution to the International Fund for Ireland in accordance with the Anglo-Irish Agreement Support Act of 1986 (Public Law 99-415).

(2) AVAILABILITY.—Amounts made available under paragraph (1) are authorized to remain available until expended.

(b) ADDITIONAL REQUIREMENTS.—

(1) PURPOSES.—Section 2(b) of the Anglo-Irish Agreement Support Act of 1986 (Public Law 99-415; 100 Stat. 947) is amended by adding at the end the following new sentences: “United States contributions shall be used in a manner that effectively increases employment opportunities in communities with rates of unemployment significantly higher than the local or urban average of unemployment in Northern Ireland. In addition, such contributions shall be used to benefit individuals residing in such communities.”.

(2) CONDITIONS AND UNDERSTANDINGS.—Section 5(a) of such Act is amended—

(A) in the first sentence—

(i) by striking “The United States” and inserting the following:

“(1) IN GENERAL.—The United States”;

(ii) by striking “in this Act may be used” and inserting the following: “in this Act—

“(A) may be used”;

(iii) by striking the period and inserting “; and”;

(iv) by adding at the end the following:

“(B) may be provided to an individual or entity in Northern Ireland only if such individual or entity is in compliance with the principles of economic justice.”; and

(B) in the second sentence, by striking “The restrictions” and inserting the following:

“(2) ADDITIONAL REQUIREMENTS.—The restrictions”.

(3) PRIOR CERTIFICATIONS.—Section 5(c)(2) of such Act is amended—

(A) in subparagraph (A), by striking “principle of equality” and all that follows and inserting “principles of economic justice; and”;

(B) in subparagraph (B), by inserting before the period at the end the following: “and will create employment opportunities in regions and communities of Northern Ireland suffering the highest rates of unemployment”.

(4) ANNUAL REPORTS.—Section 6 of such Act is amended—

(A) in paragraph (2), by striking “and” at the end;

(B) in paragraph (3), by striking the period and inserting “; and”;

(C) by adding at the end the following new paragraph:

“(4) each individual or entity receiving assistance from United States contributions to the International Fund has agreed in writing to comply with the principles of economic justice.”.

(5) DEFINITIONS.—Section 8 of such Act is amended—

(A) in paragraph (1), by striking “and” at the end;

(B) in paragraph (2), by striking the period at the end and inserting a semicolon; and

(C) by adding at the end the following new paragraphs:

“(3) the term ‘Northern Ireland’ includes the counties of Antrim, Armagh, Derry, Down, Tyrone, and Fermanagh; and

“(4) the term ‘principles of economic justice’ means the following principles:

“(A) Increasing the representation of individuals from underrepresented religious groups in the workforce, including managerial, supervisory, administrative, clerical, and technical jobs.

“(B) Providing adequate security for the protection of minority employees at the workplace.

“(C) Banning provocative sectarian or political emblems from the workplace.

“(D) Providing that all job openings be advertised publicly and providing that special recruitment efforts be made to attract applicants from underrepresented religious groups.

“(E) Providing that layoff, recall, and termination procedures do not favor a particular religious group.

“(F) Abolishing job reservations, apprenticeship restrictions, and differential employment criteria which discriminate on the basis of religion.

“(G) Providing for the development of training programs that will prepare substantial numbers of minority employees for skilled jobs, including the expansion of existing programs and the creation of new programs to train, upgrade, and improve the skills of minority employees.

“(H) Establishing procedures to assess, identify, and actively recruit minority em-

ployees with the potential for further advancement.

“(I) Providing for the appointment of a senior management staff member to be responsible for the employment efforts of the entity and, within a reasonable period of time, the implementation of the principles described in subparagraphs (A) through (H).”.

(6) EFFECTIVE DATE.—The amendments made by this subsection shall take effect 180 days after the date of the enactment of this Act.

#### SEC. 3205. LAW ENFORCEMENT ASSISTANCE.

(a) IN GENERAL.—Of the amounts made available for fiscal years 1996 and 1997 for assistance under chapter 4 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2346 et seq.; relating to the economic support fund), not more than \$12,000,000 for each such fiscal year shall be available for law enforcement assistance under chapter 8 of part I of such Act (22 U.S.C. 2291 et seq.).

(b) AVAILABILITY.—Amounts made available under subsection (a) are authorized to remain available until expended.

#### CHAPTER 2—ASSISTANCE FOR PRIVATE SECTOR PROGRAMS AND ACTIVITIES

##### SEC. 3211. PRIVATE SECTOR ENTERPRISE FUNDS.

The Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.) is amended by inserting after section 601 the following new section:

##### “SEC. 601A. PRIVATE SECTOR ENTERPRISE FUNDS.

“(a) AUTHORITY.—(1) The President may provide funds and support to Enterprise Funds designated in accordance with subsection (b) that are or have been established for the purposes of promoting—

“(A) development of the private sectors of eligible countries, including small businesses, the agricultural sector, and joint ventures with United States and host country participants; and

“(B) policies and practices conducive to private sector development in eligible countries;

on the same basis as funds and support may be provided with respect to Enterprise Funds for Poland and Hungary under the Support for East European Democracy (SEED) Act of 1989 (22 U.S.C. 5401 et seq.).

“(2) Funds may be made available under this section notwithstanding any other provision of law.

“(b) COUNTRIES ELIGIBLE FOR ENTERPRISE FUNDS.—(1) Except as provided in paragraph (2), the President is authorized to designate a private, nonprofit organization as eligible to receive funds and support pursuant to this section with respect to any country eligible to receive assistance under part I of this Act in the same manner and with the same limitations as set forth in section 201(d) of the Support for East European Democracy (SEED) Act of 1989 (22 U.S.C. 5421(d)).

“(2) The authority of paragraph (1) shall not apply to any country with respect to which the President is authorized to designate an enterprise fund under section 498B(c) or section 498C of this Act or section 201 of the Support for East European Democracy (SEED) Act of 1989 (22 U.S.C. 5421).

“(c) TREATMENT EQUIVALENT TO ENTERPRISE FUNDS FOR POLAND AND HUNGARY.—Except as otherwise specifically provided in this section, the provisions contained in section 201 of the Support for East European Democracy (SEED) Act of 1989 (22 U.S.C. 5421) (excluding the authorizations of appropriations provided in subsection (b) of that section) shall apply to any Enterprise Fund that receives funds and support under this section. The officers, members, or employees of an Enterprise Fund that receive funds and support under this section shall enjoy the

same status under law that is applicable to officers, members, or employees of the Enterprise Funds for Poland and Hungary under section 201 of the Support for East European Democracy (SEED) Act of 1989 (22 U.S.C. 5421).

“(d) REPORTING REQUIREMENT.—Notwithstanding any other provision of this section, the requirement of section 201(p) of the Support for East European Democracy (SEED) Act of 1989 (22 U.S.C. 5421(p)), that an Enterprise Fund shall be required to publish an annual report not later than January 31 each year, shall not apply with respect to an Enterprise Fund that receives funds and support under this section for the first twelve months after it is designated as eligible to receive such funds and support.

“(e) FUNDING.—

“(1) IN GENERAL.—Amounts made available for a fiscal year to carry out chapter 1 of part I of this Act (relating to development assistance) and to carry out chapter 4 of part II of this Act (relating to the economic support fund) shall be available for such fiscal year to carry out this section, in addition to amounts otherwise available for such purposes.

“(2) AFRICAN DEVELOPMENT.—In addition to amounts available under paragraph (1) for a fiscal year, amounts made available for such fiscal year to carry out chapter 10 of part I of this Act (relating to the Development Fund for Africa) shall be available for such fiscal year to carry out this section with respect to countries in Africa.”.

##### SEC. 3212. MICRO- AND SMALL ENTERPRISE DEVELOPMENT CREDITS.

(a) IN GENERAL.—Section 108 of the Foreign Assistance Act of 1961 (22 U.S.C. 2151f) is amended to read as follows:

##### “SEC. 108. MICRO- AND SMALL ENTERPRISE DEVELOPMENT CREDITS.

“(a) FINDINGS AND POLICY.—The Congress finds and declares that—

“(1) the development of micro- and small enterprise, including cooperatives, is a vital factor in the stable growth of developing countries and in the development and stability of a free, open, and equitable international economic system;

“(2) it is, therefore, in the best interests of the United States to assist the development of the private sector in developing countries and to engage the United States private sector in that process;

“(3) the support of private enterprise can be served by programs providing credit, training, and technical assistance for the benefit of micro- and small enterprises; and

“(4) programs that provide credit, training, and technical assistance to private institutions can serve as a valuable complement to grant assistance provided for the purpose of benefiting micro- and small private enterprise.

“(b) PROGRAM.—To carry out the policy set forth in subsection (a), the President is authorized to provide assistance to increase the availability of credit to micro- and small enterprises lacking full access to credit, including through—

“(1) loans and guarantees to credit institutions for the purpose of expanding the availability of credit to micro- and small enterprises;

“(2) training programs for lenders in order to enable them to better meet the credit needs of micro- and small entrepreneurs; and

“(3) training programs for micro- and small entrepreneurs in order to enable them to make better use of credit and to better manage their enterprises.”.

(b) AUTHORIZATION OF APPROPRIATIONS.—

(1) IN GENERAL.—(A) There is authorized to be appropriated to carry out section 108 of the Foreign Assistance Act of 1961, in addition to funds otherwise available for such

purposes, \$2,000,000 for each of the fiscal years 1996 and 1997. Funds authorized to be appropriated under this subsection shall be made available for the subsidy cost, as defined in section 502(5) of the Federal Credit Reform Act of 1990, for activities under section 108 of the Foreign Assistance Act of 1961.

(B) In addition, there are authorized to be appropriated \$500,000 for each of the fiscal years 1996 and 1997 for the cost of training programs and administrative expenses to carry out such section.

(2) AVAILABILITY OF AMOUNTS.—Amounts authorized to be appropriated under paragraph (1) are authorized to remain available until expended.

**SEC. 3213. MICROENTERPRISE DEVELOPMENT GRANT ASSISTANCE.**

Chapter 1 of part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.) is amended by adding at the end the following new section:

**“SEC. 129. MICROENTERPRISE DEVELOPMENT GRANT ASSISTANCE.**

“(a) AUTHORIZATION.—(1) In carrying out this part, the administrator of the agency primarily responsible for administering this part is authorized to provide grant assistance for programs of credit and other assistance for microenterprises in developing countries.

“(2) Assistance authorized under paragraph (1) shall be provided through the following organizations that have a capacity to develop and implement microenterprise programs:

“(A) United States and indigenous private and voluntary organizations.

“(B) United States and indigenous credit unions and cooperative organizations.

“(C) Other indigenous governmental and nongovernmental organizations.

“(3) Approximately 50 percent of assistance authorized under paragraph (1) shall be used for poverty lending programs which—

“(A) meet the needs of the very poor members of society, particularly poor women; and

“(B) provide loans of \$300 or less in 1995 United States dollars to such poor members of society.

“(4) The administrator of the agency primarily responsible for administering this part shall strengthen appropriate mechanisms, including mechanisms for central microenterprise programs, for the purpose of—

“(A) providing technical support for field missions;

“(B) strengthening the institutional development of the intermediary organizations described in paragraph (2); and

“(C) sharing information relating to the provision of assistance authorized under paragraph (1) between such field missions and intermediary organizations.

“(b) MONITORING SYSTEM.—In order to maximize the sustainable development impact of the assistance authorized under subsection (a)(1), the administrator of the agency primarily responsible for administering this part shall establish a monitoring system that—

“(1) establishes performance goals for such assistance and expresses such goals in an objective and quantifiable form, to the extent feasible;

“(2) establishes performance indicators to be used in measuring or assessing the achievement of the goals and objectives of such assistance; and

“(3) provides a basis for recommendations for adjustments to such assistance to enhance the sustainable development impact of such assistance, particularly the impact of such assistance on the very poor, particularly poor women.”.

**CHAPTER 3—DEVELOPMENT ASSISTANCE**

**Subchapter A—Development Assistance**

**Authorities**

**SEC. 3221. AUTHORIZATIONS OF APPROPRIATIONS.**

(a) IN GENERAL.—There are authorized to be appropriated the following amounts for the following purposes (in addition to amounts otherwise available for such purposes):

(1) DEVELOPMENT ASSISTANCE FUND.—\$858,000,000 for each of the fiscal years 1996 and 1997 to carry out sections 103 through 106 of the Foreign Assistance Act of 1961 (22 U.S.C. 2151a through 2151d).

(2) DEVELOPMENT FUND FOR AFRICA.—\$629,214,000 for each of the fiscal years 1996 and 1997 to carry out chapter 10 of part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2293 et seq.).

(3) ASSISTANCE FOR THE INDEPENDENT STATES OF THE FORMER SOVIET UNION.—\$643,000,000 for fiscal year 1996 and \$650,000,000 for fiscal year 1997 to carry out programs under chapter 11 of part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2295 et seq.) and other related programs.

(4) ASSISTANCE FOR EAST EUROPEAN COUNTRIES.—\$325,000,000 for fiscal year 1996 and \$275,000,000 for fiscal year 1997 for economic assistance for Eastern Europe and the Baltic states under the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.) and the Support for East European Democracy (SEED) Act of 1989 (22 U.S.C. 5401 et seq.).

(5) INTER-AMERICAN FOUNDATION.—\$20,000,000 for fiscal year 1996 and \$10,000,000 for fiscal year 1997 to carry out section 401 of the Foreign Assistance Act of 1969 (22 U.S.C. 290f).

(6) AFRICAN DEVELOPMENT FOUNDATION.—\$10,000,000 for fiscal year 1996 and \$5,000,000 for fiscal year 1997 to carry out the African Development Foundation Act (22 U.S.C. 290h et seq.).

(b) AVAILABILITY OF AMOUNTS.—Amounts authorized to be appropriated under subsection (a) are authorized to remain available until expended.

**SEC. 3222. CHILD SURVIVAL ACTIVITIES, VITAMIN A DEFICIENCY PROGRAM, AND RELATED ACTIVITIES.**

(a) CHILD SURVIVAL ACTIVITIES.—

(1) IN GENERAL.—(A) Of the amounts made available to carry out the provisions of law described in paragraph (2) for fiscal years 1996 and 1997, not less than \$280,000,000 for each such fiscal year shall be made available only for activities which have a direct measurable impact on rates of child morbidity and mortality, with a particular emphasis on delivery of community-based primary health care and health education services which benefit the poorest of the poor.

(B) Of the amounts made available under subparagraph (A) for a fiscal year, not less than \$30,000,000 for such fiscal year shall be provided to private and voluntary organizations under the PVO Child Survival grants program carried out by the agency primarily responsible for administering part I of the Foreign Assistance Act of 1961.

(2) PROVISIONS OF LAW.—The provisions of law described in this paragraph are the following:

(A) Sections 103 through 106 of the Foreign Assistance Act of 1961 (22 U.S.C. 2151a through 2151d); relating to the development assistance fund).

(B) Chapter 10 of part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2293 et seq.); relating to the Development Fund for Africa).

(C) Chapter 4 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2346 et seq.); relating to the economic support fund).

(D) The “Multilateral Assistance Initiative for the Philippines” program.

(3) SPECIAL RULE.—Amounts made available under sections 103 through 106 of the Foreign Assistance Act of 1961 for the Vitamin A Deficiency Program, part I of such Act for iodine and iron fortification programs and for iron supplementation programs for pregnant women, chapter 9 of part I of such Act for international disaster assistance, section 104(c) of such Act for international AIDS prevention and control, and any other provision of law for migration and refugee assistance, shall not be included in the aggregate amounts described in paragraph (1) for purposes of the requirements contained in such paragraph.

(b) VITAMIN A DEFICIENCY PROGRAM AND RELATED ACTIVITIES.—Of the amounts made available to carry out sections 103 through 106 of the Foreign Assistance Act of 1961 (22 U.S.C. 2151a through 2151d) for fiscal years 1996 and 1997, not less than \$25,000,000 for each such fiscal year shall be made available for the Vitamin A Deficiency Program and for activities relating to iodine deficiency and other micronutrients.

(c) UNDP/WHO TROPICAL DISEASE PROGRAM.—Of the amounts made available to carry out section 103 through 106 of the Foreign Assistance Act of 1961 (22 U.S.C. 2151a through 2151d) for fiscal years 1996 and 1997, not less than \$15,000,000 for each such fiscal year shall be made available for the United Nations Development Program/World Health Organization Special Program for Research and Training in Tropical Diseases.

**SEC. 3223. ASSISTANCE FOR FAMILY PLANNING.**

(a) RESTRICTION ON USE OF FUNDS FOR VOLUNTARY POPULATION PLANNING.—Section 104(b) of the Foreign Assistance Act of 1961 (22 U.S.C. 2151b(b)) is amended by inserting after the first sentence the following new sentence: “Such assistance shall be available only for voluntary family planning projects which offer, either directly or through referral to, or information about access to, a broad range of family planning methods and services.”

(b) PROHIBITION ON USE OF FUNDS FOR VOLUNTARY POPULATION PLANNING TO ORGANIZATIONS OR PROGRAMS SUPPORTING OR PARTICIPATING IN THE MANAGEMENT OF ABORTION OR INVOLUNTARY STERILIZATION PROGRAMS.—Section 104(b) of such Act (22 U.S.C. 2151b(b)), as amended by subsection (a), is further amended—

(1) in the first sentence, by striking “In order to” and inserting “(1) In order to”; and

(2) by adding at the end the following new paragraph:

“(2) None of the funds made available to carry out this subsection may be made available to any organization or program which, as determined by the President, supports or participates in the management of a program of coercive abortion or involuntary sterilization.”.

(c) PROHIBITION ON DISCRIMINATION WITH RESPECT TO GRANTS FOR NATURAL FAMILY PLANNING.—Section 104(b) of such Act (22 U.S.C. 2151b(b)), as amended by subsections (a) and (b), is further amended by adding at the end the following new paragraph:

“(3) In providing grants for natural family planning under this subsection, the administrator of the agency primarily responsible for administering this part shall not discriminate against applicants because of any religious or conscientious commitment by such applicants to offer only natural family planning services.”.

(d) CLARIFICATION WITH RESPECT TO PROHIBITION ON USE OF FUNDS FOR ABORTIONS.—Section 104(f)(1) of such Act (22 U.S.C. 2151b(f)(1)) is amended—

(1) by striking “None of the funds” and inserting “(A) None of the funds”; and

(2) by adding at the end the following new subparagraph:

“(B) For purposes of this paragraph, the term ‘motivate’ shall not be construed to prohibit the provision, consistent with local law, of information and counseling concerning all pregnancy options, including abortion.”.

**SEC. 3224. ASSISTANCE FOR THE INDEPENDENT STATES OF THE FORMER SOVIET UNION.**

(a) **CONDITIONS ON ASSISTANCE.**—Section 498A(b) of the Foreign Assistance Act of 1961 (22 U.S.C. 2295a(b)) is amended—

(1) in paragraph (4), by striking “or” at the end;

(2) by redesignating paragraph (5) as paragraph (10); and

(3) by inserting after paragraph (4) the following new paragraphs:

“(5) for the Government of Russia, unless the President certifies to the Congress that such Government—

“(A) is pursuing, without preconditions, an immediate and permanent ceasefire, and is pursuing a negotiated settlement to the conflict in the Russian Federation Republic of Chechnya;

“(B) is taking steps to provide unhindered access to the region of Chechnya and surrounding areas of the Russian Federation by elected officials of the Russian Federation and by independent Russian media;

“(C) is cooperating with the Organization for Security and Cooperation in Europe and other appropriate international organizations in undertaking steps to investigate and prosecute any and all individuals, including members of the Russian armed forces and internal security agencies, who may be responsible for atrocities, war crimes, or crimes against humanity in the region of Chechnya;

“(D) is cooperating with the Assistance Group of the Organization on Security and Cooperation in Europe established in Chechnya in fulfilling that mission’s mandate;

“(E) is cooperating in assuring the unhindered delivery of humanitarian assistance to the civilian population in Chechnya;

“(F) has made the fullest possible accounting of all persons currently detained by Russian military or security forces as a result of the conflict in Chechnya and has allowed access to those individuals by the International Committee of the Red Cross;

“(G) is taking steps to repatriate refugees and displaced persons wishing to return to Chechnya; and

“(H) is taking steps to hold free and fair elections in Chechnya, based on the principles of the Organization on Security and Cooperation in Europe and conducted in the presence of foreign and domestic observers;

except that this paragraph shall not apply to the provision of such assistance for purposes of humanitarian, disaster, and refugee relief or assisting democratic political reform and rule of law activities, provision of technical assistance for safety upgrade of civilian nuclear power plants, and assisting in the creation of private sector and nongovernmental organizations that are independent of government ownership and control;

“(6) for the government of any independent state that has agreed to provide nuclear reactor components to Iran, unless the President determines that the sale of such components to Iran includes safeguards that are consistent with the national security objectives of the United States and the concerns of the United States with respect to non-proliferation of nuclear weapons technology, except that this paragraph shall not apply to the provision of such of assistance for purposes of—

“(A) humanitarian, disaster, and refugee relief; or

“(B) assisting democratic political reform, rule of law activities, and the creation of pri-

vate sector and nongovernmental organizations that are independent of government ownership and control;

“(7) for the government of any independent state that the President determines directs any action in violation of the territorial integrity or national sovereignty of any other new independent state, except that this paragraph shall not apply to the provision of such assistance for purposes of—

“(A) humanitarian, disaster, and refugee relief; or

“(B) assisting democratic political reform, rule of law activities, and the creation of private sector and nongovernmental organizations that are independent of government ownership and control;

“(8) for the purpose of enhancing the military capability of any independent state, except that this paragraph shall not apply to demilitarization, defense conversion or non-proliferation programs, or programs to support troop withdrawal including through the support of an officer resettlement program, and technical assistance for the housing sector;

“(9) for the Government of Russia if the President determines that Government—

“(A) is not making progress in implementing comprehensive economic reforms based on market principles, including fostering private ownership, the repayment of commercial debt, the respect of commercial contracts, the equitable treatment of foreign private investment; or

“(B) applies or transfers assistance provided under this chapter to any entity for the purpose of expropriating or seizing ownership or control of assets, investments, or ventures; or”.

(b) **ASSISTANCE THROUGH THE PRIVATE SECTOR.**—Section 498B(a) of such Act (22 U.S.C. 2295b(a)) is amended to read as follows:

“(a) **ASSISTANCE THROUGH THE PRIVATE SECTOR.**—Assistance under this chapter shall be provided, to the maximum extent feasible, through the private sector, including private and voluntary organizations and other nongovernmental organizations functioning in the independent states of the former Soviet Union.”.

(c) **WAIVER OF CERTAIN PROVISIONS.**—Section 498B(j)(1) of such Act (22 U.S.C. 2295b(j)(1)) is amended in the matter preceding subparagraph (A)—

(1) by striking “for fiscal year 1993 by this chapter” and inserting “to carry out this chapter”; and

(2) by striking “appropriated for fiscal year 1993”.

**SEC. 3225. DEVELOPMENT FUND FOR LATIN AMERICA AND THE CARIBBEAN.**

Part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.) is amended by adding at the end the following new chapter:

**“CHAPTER 12—DEVELOPMENT FUND FOR LATIN AMERICA AND THE CARIBBEAN**

**“SEC. 499. STATEMENT OF POLICY.**

“The Congress declares the following:

“(1) The historic, economic, political, and geographic relationships among the countries of the Western Hemisphere are unique and of continuing special significance.

“(2) Following the historic Summit of the Americas and the passage of the North American Free Trade Agreement, the countries of the Western Hemisphere have moved steadfastly toward economic and political integration.

“(3) The interests of the countries of the Western Hemisphere are more interrelated than ever, and sound economic, social, and democratic progress in each of the countries continues to be of importance to all countries, and lack of it in any country may have serious repercussions in others.

“(4) For the peoples of Latin America and the Caribbean to progress within the frame-

work of social justice, respect for human rights, political democracy, and market-oriented economies, there is a compelling need for the achievement of social and economic advancement and the consolidation of political democracy and the rule of law adequate to meet the legitimate aspirations of the individual citizens of the countries of Latin America and the Caribbean for a better way of life.

“(5) The prosperity, security, and well-being of the United States is linked directly to peace, prosperity, and democracy in Latin America and the Caribbean.

“(6) Democratic values are dominant throughout Latin America and the Caribbean region and nearly all governments in such region have come to power through democratic elections.

“(7) Nonetheless, existing democratic governments and their supporting institutions remain fragile and face critical challenges, including, in particular, the consolidation of civilian control of such governments and institutions, including control of the military, the consolidation or establishment of independent judicial institutions and of the rule of law, and where appropriate, the decentralization of government.

“(8) In adherence to free market principles, it is essential to promote economic growth with equity—enlarging employment and decisionmaking opportunities and the provision of basic social services for traditionally marginalized groups, such as indigenous minorities, women, and the poor—and to protect and promote workers rights.

“(9) By supporting the purposes and objectives of sustainable development and applying such purposes and objectives to Latin America and the Caribbean, the Development Fund for Latin America and the Caribbean can advance the national interests of the United States and can directly improve the lives of the poor, encourage broad-based economic growth while protecting the environment, build human capital and knowledge, support participation in democracy, and promote peace and justice in Latin America and the Caribbean.

**“SEC. 499A. AUTHORIZATION OF ASSISTANCE.**

“(a) **IN GENERAL.**—The President is authorized to provide assistance for Latin America and the Caribbean to promote democracy, sustainable development, and economic growth in Latin America and the Caribbean.

“(b) **TERMS AND CONDITIONS.**—Assistance under this chapter shall be provided on such terms and conditions as the President may determine.

**“SEC. 499B. AVAILABILITY OF AMOUNTS.**

“(a) **IN GENERAL.**—Of the amounts made available to carry out the provisions of law described in subsection (b) for fiscal year 1996 and for each succeeding fiscal year, not less than an amount requested by the President and approved by the Congress in appropriations Acts shall be made available to carry out this chapter.

“(b) **PROVISIONS OF LAW.**—The provisions of law described in this subsection are the following:

“(1) Sections 103 through 106 of this Act (relating to the development assistance fund).

“(2) Chapter 8 of this part (relating to international narcotics control).

“(3) Chapter 4 of part II of this Act (relating to the economic support fund).

“(4) Chapter 5 of part II of this Act (relating to international military education and training).

“(5) Titles II and III of the Agricultural Trade Development and Assistance Act of 1954.

“(6) The ‘Foreign Military Financing Program’ under section 23 of the Arms Export Control Act (22 U.S.C. 2763).

“(c) AVAILABILITY.—Amounts made available under this section are authorized to remain available until expended.”.

**SEC. 3226. EFFECTIVENESS OF UNITED STATES DEVELOPMENT ASSISTANCE.**

Chapter 1 of part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2251 et seq.), as amended by this Act, is further amended by adding at the end the following new section:

**“SEC. 130. EFFECTIVENESS OF UNITED STATES DEVELOPMENT ASSISTANCE.**

“(a) REPORTS.—Not later than December 31, 1996, and December 31 of each third year thereafter, the President shall transmit to the Congress a report which analyzes, on a country-by-country basis, the impact and effectiveness of the United States development assistance provided during the preceding three fiscal years. Each report shall include the following for each recipient country:

“(1) An analysis of the impact of United States development assistance during the preceding three fiscal years on development in that country, with a discussion of the United States interests that were served by the assistance. Such analysis shall be done on a sector-by-sector basis to the extent possible and shall identify any economic policy reforms which were promoted by the assistance. Such analysis shall—

“(A) include a description, quantified to the extent practicable, of the specific objectives the United States sought to achieve in providing development assistance for that country; and

“(B) specify the extent to which those objectives were not achieved, with an explanation of why they were not achieved.

“(2) A description of the amount and nature of development assistance provided by other donors during the preceding three fiscal years, set forth by development sector to the extent possible.

“(3) A discussion of the commitment of the host government to addressing the country's needs in each development sector, including a description of the resources devoted by that government to each development sector during the preceding three fiscal years.

“(4) A description of the trends, both favorable and unfavorable, in each development sector.

“(5) Statistical and other information necessary to evaluate the impact and effectiveness of United States development assistance on development in the country.

“(b) LISTING OF MOST AND LEAST SUCCESSFUL ASSISTANCE PROGRAMS.—Each report required by this section shall identify—

“(1) those five countries in which United States development assistance has been most successful; and

“(2) those five countries in which United States development assistance has been least successful.

For each country listed pursuant to paragraph (2), the report shall explain why the assistance was not more successful and shall specify what the United States has done as a result.

“(c) REPORT TO BE A SEPARATE DOCUMENT.—Each report required by this section shall be submitted to the Congress as a separate document.

“(d) DEFINITION.—As used in this section, the terms ‘United States development assistance’ and ‘development assistance’ means assistance under this chapter.”.

**SEC. 3227. FUNDING FOR PRIVATE AND VOLUNTARY ORGANIZATIONS AND COOPERATIVES.**

(a) IN GENERAL.—For each of the fiscal years 1996 and 1997, the President shall allocate an aggregate amount to private and voluntary organizations and cooperatives under the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.) and the Support for East Euro-

pean Democracy (SEED) Act of 1989 which, at a minimum, is equal to the aggregate amount allocated to such organizations and cooperatives under such Acts for fiscal year 1994.

(b) DEFINITION.—For purposes of this section, the term ‘private and voluntary organization’ means a private nongovernmental organization which—

(1) is organized under the laws of a country;

(2) receives funds from private sources;

(3) operates on a not-for-profit basis with appropriate tax-exempt status if the laws of the country grant such status to not-for-profit organizations;

(4) is voluntary in that it receives voluntary contributions of money, time, or in-kind support from the public; and

(5) is engaged or intends to be engaged in voluntary, charitable, development, or humanitarian assistance activities.

**SEC. 3228. SENSE OF THE CONGRESS RELATING TO UNITED STATES COOPERATIVES AND CREDIT UNIONS.**

It is the sense of the Congress that—

(1) United States cooperatives and credit unions can provide an opportunity for people in developing countries to participate directly in democratic decisionmaking for their economic and social benefit through ownership and control of business enterprises and through the mobilization of local capital and savings; and

(2) such organizations should be utilized in fostering democracy, free markets, community-based development, and self-help projects.

**Subchapter B—Operating Expenses**

**SEC. 3231. OPERATING EXPENSES GENERALLY.**

Section 667(a)(1) of the Foreign Assistance Act of 1961 (22 U.S.C. 2427(a)(1)) is amended to read as follows:

“(1) \$465,774,000 for fiscal year 1996 and \$419,196,000 for fiscal year 1997 for necessary operating expenses of the agency primarily responsible for administering part I of this Act (other than the office of the inspector general of such agency); and”.

**SEC. 3232. OPERATING EXPENSES OF THE OFFICE OF THE INSPECTOR GENERAL.**

Section 667(a) of the Foreign Assistance Act of 1961 (22 U.S.C. 2427(a)), as amended by this Act, is further amended—

(1) by redesignating paragraph (2) as paragraph (3);

(2) by striking “and” at the end of paragraph (1); and

(3) by inserting after paragraph (1) the following:

“(2) \$35,206,000 for fiscal year 1996 and \$31,685,000 for fiscal year 1997 for necessary operating expenses of the office of the inspector general of such agency; and”.

**CHAPTER 4—PUBLIC LAW 480**

**SEC. 3241. LEVELS OF ASSISTANCE FOR TITLE II.**

Section 204(a) of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1724(a)) is amended—

(1) in paragraph (1)(E), by striking “for fiscal year 1995” and inserting “for each of the fiscal years 1995 through 1997”; and

(2) in paragraph (2)(E), by striking “for fiscal year 1995” and inserting “for each of the fiscal years 1995 through 1997”.

**SEC. 3242. AUTHORIZATION OF APPROPRIATIONS FOR TITLE III.**

No funds are authorized to be appropriated for either of the fiscal years 1996 and 1997 for the provision of agricultural commodities under title III of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1727 et seq.).

**CHAPTER 5—HOUSING GUARANTEE PROGRAM**

**SEC. 3251. AUTHORIZATION OF APPROPRIATIONS FOR ADMINISTRATIVE EXPENSES.**

(a) IN GENERAL.—(1) Subject to paragraph (2), there are authorized to be appropriated \$7,000,000 for fiscal year 1996 and \$6,000,000 for fiscal year 1997 for administrative expenses to carry out guaranteed loan programs under sections 221 and 222 of the Foreign Assistance Act of 1961 (22 U.S.C. 2181 and 2182).

(2) Amounts authorized to be appropriated under paragraph (1) may be made available only for—

(A) administrative expenses incurred with respect to guaranties issued before the date of the enactment of this Act; or

(B) expenses incurred with respect to activities related to the collection of amounts paid by the United States in the discharge of liabilities under guaranties issued under section 222 of the Foreign Assistance Act of 1961 (22 U.S.C. 2182).

(b) AVAILABILITY.—Amounts authorized to be appropriated under subsection (a) are authorized to remain available until expended.

**SEC. 3252. ADDITIONAL REQUIREMENTS.**

(a) EXPIRATION OF AUTHORITY.—Section 222(a) of the Foreign Assistance Act of 1961 (22 U.S.C. 2182(a)) is amended by striking the third sentence and inserting the following: “No guaranties may be issued under this section on or after the date of the enactment of the Foreign Aid Reduction Act of 1995.”.

(b) CANCELLATION OF CERTAIN EXISTING GUARANTIES.—Section 222 of such Act (22 U.S.C. 2182) is amended—

(1) by redesignating subsection (k) as subsection (d); and

(2) by adding at the end the following new subsection:

“(e) The President shall cancel all guaranties issued under this section with respect to which eligible investors have not (before the date of the enactment of the Foreign Aid Reduction Act of 1995) applied such guaranties to loans for projects under this title.”.

(c) PROHIBITION ON ASSISTANCE FOR ENTITIES IN DEFAULT AND CERTAIN OTHER ENTITIES.—Section 620 of such Act (22 U.S.C. 2370) is amended by inserting after subsection (u) the following new subsection:

“(v)(1) Subject to paragraph (2), no assistance shall be furnished under this Act to any entity that—

“(A) fails to make timely payments on loans with respect to which guaranties have been issued under title III of chapter 2 of part I of this Act (relating to housing and other credit guaranty programs); or

“(B) causes amounts (including amounts for administrative expenses) to be paid by the United States in the discharge of liabilities under guaranties issued under such title, unless such entity has reimbursed the United States for such amounts.

“(2) The President may waive the prohibition in paragraph (1) with respect to an entity if the President determines that it is in the national interest of the United States to furnish assistance under this Act to such entity.”.

**CHAPTER 6—PEACE CORPS**

**SEC. 3261. PEACE CORPS.**

Section 3(b) of the Peace Corps Act (22 U.S.C. 2502(b)) is amended to read as follows:

“(b)(1) There are authorized to be appropriated to carry out the purposes of this Act \$219,745,000 for each of the fiscal years 1996 and 1997.

“(2) Amounts authorized to be appropriated under paragraph (1)—

(1) with respect to fiscal year 1996 are authorized to remain available until September 30, 1997; and

(2) with respect to fiscal year 1997 are authorized to remain available until September 30, 1998.”.



**SEC. 3262. ACTIVITIES OF THE PEACE CORPS IN THE FORMER SOVIET UNION.**

(a) IN GENERAL.—Of the amounts made available for fiscal years 1996 and 1997 to carry out chapter 11 of part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2295 et seq.; relating to assistance for the independent states of the former Soviet Union), not more than \$11,600,000 for each such fiscal year shall be available for activities of the Peace Corps in the independent states of the former Soviet Union (as defined in section 3 of the Freedom for Russia and Emerging Eurasian Democracies and Open Markets Support Act of 1992).

(b) AVAILABILITY.—Amounts made available under subsection (a)—

(1) with respect to fiscal year 1996 are authorized to remain available until September 30, 1997; and

(2) with respect to fiscal year 1997 are authorized to remain available until September 30, 1998.

**SEC. 3263. PROHIBITION ON USE OF FUNDS FOR ABORTIONS.**

Section 15 of the Peace Corps Act (22 U.S.C. 2514) is amended by adding at the end the following new subsection:

“(e) Funds made available for the purposes of this Act may not be used to pay for abortions.”.

**CHAPTER 7—INTERNATIONAL DISASTER ASSISTANCE****SEC. 3271. AUTHORITY TO PROVIDE RECONSTRUCTION ASSISTANCE.**

Section 491 of the Foreign Assistance Act of 1961 (22 U.S.C. 2292) is amended—

(1) in subsection (b), by striking “and rehabilitation” and inserting “, rehabilitation, and reconstruction”; and

(2) in subsection (c), by striking “and rehabilitation” and inserting “, rehabilitation, and reconstruction”.

**SEC. 3272. AUTHORIZATIONS OF APPROPRIATIONS.**

Section 492(a) of such Act (22 U.S.C. 2292a(a)) is amended to read as follows:

“(a) There are authorized to be appropriated to the President to carry out section 491, in addition to funds otherwise available for such purposes, \$200,000,000 for each of the fiscal years 1996 and 1997.”.

**CHAPTER 8—OTHER PROVISIONS****SEC. 3281. EXEMPTION FROM RESTRICTIONS ON ASSISTANCE THROUGH NON-GOVERNMENTAL ORGANIZATIONS.**

Section 123(e) of the Foreign Assistance Act of 1961 (22 U.S.C. 2151u(e)) is amended to read as follows:

“(e)(1) Subject to paragraph (3), restrictions contained in this Act or any other provision of law with respect to assistance for a country shall not be construed to restrict assistance under this chapter, chapter 10, or chapter 11 of this part in support of programs of nongovernmental organizations.

“(2) The President shall take into consideration, in any case in which a restriction on assistance for a country would be applicable but for this subsection, whether assistance for programs of nongovernmental organizations is in the national interest of the United States.

“(3) Whenever the authority of this subsection is used to furnish assistance for a program of a nongovernmental organization, the President shall notify the congressional committees specified in section 634A(a) of this Act in accordance with procedures applicable to reprogramming notifications under that section. Such notification shall describe the program assisted, the assistance provided, and the reasons for furnishing such assistance.”.

**SEC. 3282. FUNDING REQUIREMENTS RELATING TO UNITED STATES PRIVATE AND VOLUNTARY ORGANIZATIONS.**

(a) IN GENERAL.—Section 123(g) of the Foreign Assistance Act of 1961 (22 U.S.C. 2151u(g)) is amended to read as follows:

“(g) Funds made available to carry out this chapter or chapter 10 of this part may not be made available to any United States private and voluntary organization, except any cooperative development organization, that obtains less than 20 percent of its total annual financial support for its international activities from sources other than the United States Government.”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) applies with respect to funds made available for programs of any United States private and voluntary organization on or after the date of the enactment of this Act.

**SEC. 3283. DOCUMENTATION REQUESTED OF PRIVATE AND VOLUNTARY ORGANIZATIONS.**

Section 620 of the Foreign Assistance Act of 1961 (22 U.S.C. 2370), as amended by this Act, is further amended by inserting after subsection (v) (as added by this Act) the following new subsection:

“(w) None of the funds made available to carry out this Act shall be available to any private and voluntary organization which—

“(1) fails to provide upon timely request any document, file, or record necessary to the auditing requirements of the agency primarily responsible for administering part I of this Act; or

“(2) is not registered with the agency primarily responsible for administering part I of this Act.”.

**SEC. 3284. FOREIGN GOVERNMENT PARKING FINES.**

(a) IN GENERAL.—Chapter 1 of part III of the Foreign Assistance Act of 1961 (22 U.S.C. 2351 et seq.), as amended by this Act, is further amended by adding at the end the following new section:

**“SEC. 620I. FOREIGN GOVERNMENT PARKING FINES.**

“(a) IN GENERAL.—An amount equivalent to 110 percent of the total unpaid fully adjudicated parking fines and penalties owed to the District of Columbia, Virginia, Maryland, and New York by the government of a foreign country as of the end of a fiscal year, as certified to the President by the chief executive officer of each State or District, shall be withheld from obligation for such country out of funds available in the next fiscal year to carry out part I of this Act, until the requirement of subsection (b) is satisfied.

“(b) REQUIREMENT.—The requirement of this subsection is satisfied when the Secretary of State determines and certifies to the appropriate congressional committees that such fines and penalties are fully paid to the governments of the District of Columbia, Virginia, Maryland, and New York.

“(c) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—For purposes of this section, the term ‘appropriate congressional committees’ means the Committee on International Relations and the Committee on Appropriations of the House of Representatives and the Committee on Foreign Relations and the Committee on Appropriations of the Senate.”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply with respect to fines certified as of the end of fiscal year 1995 or any fiscal year thereafter.

**SEC. 3285. HUMAN RIGHTS REPORTS.**

(a) SECTION 116 REPORT.—Section 116(d) of the Foreign Assistance Act of 1961 (22 U.S.C. 2151n) is amended—

(1) in paragraph (2), by striking “and” at the end;

(2) by redesignating paragraph (3) as paragraph (5); and

(3) by inserting after paragraph (2) the following new paragraphs:

“(3) the votes of each member of the United Nations Commission on Human Rights on all country-specific and thematic resolutions voted on at the Commission’s annual session during the period covered during the preceding year;

“(4) the extent to which each country has extended protection to refugees, including the provision of first asylum and resettlement; and”.

(b) SECTION 502B REPORT.—Section 502B(b) of such Act (22 U.S.C. 2304(b)) is amended by adding after the second sentence the following new sentence: “Each report under this section shall list the votes of each member of the United Nations Commission on Human Rights on all country-specific and thematic resolutions voted on at the Commission’s annual session during the period covered during the preceding year.”.

**SEC. 3286. DEOBLIGATION OF CERTAIN UNEXPENDED ECONOMIC ASSISTANCE FUNDS.**

Chapter 3 of part III of the Foreign Assistance Act of 1961 (22 U.S.C. 2401 et seq.) is amended by adding at the end the following:

**“SEC. 668. DEOBLIGATION OF CERTAIN UNEXPENDED ECONOMIC ASSISTANCE FUNDS.**

“(a) REQUIREMENT TO DEOBLIGATE.—“(1) IN GENERAL.—Except as provided in subsection (b) of this section and in paragraphs (1) and (3) of section 617(a) of this Act, at the beginning of each fiscal year the President shall deobligate and return to the Treasury, any funds described in paragraph (2) that, as of the end of the preceding fiscal year, have been obligated for a project or activity for a period of more than 3 years but have not been expended.

“(2) FUNDS.—Paragraph (1) applies to funds made available for—

“(A) assistance under chapter 1 of part I of this Act (relating to development assistance), chapter 10 of part I of this Act (relating to the Development Fund for Africa), or chapter 4 of part II of this Act (relating to the economic support fund);

“(B) assistance under the ‘Multilateral Assistance Initiative for the Philippines’;

“(C) assistance under the Support for East European Democracy (SEED) Act of 1989; and

“(D) economic assistance for the independent states of the former Soviet Union under this Act or under any other Act authorizing economic assistance for such independent states.

“(b) EXCEPTIONS.—The President, on a case-by-case basis, may waive the requirement of subsection (a)(1) if the President determines, and reports to the appropriate congressional committees, that—

“(1) the funds are being used for a construction project that requires more than 3 years to complete; or

“(2) the funds have not been expended because of unforeseen circumstances, and those circumstances could not have been reasonably foreseen.

“(c) COMMENTS BY INSPECTOR GENERAL.—As soon as possible after the submission of a report pursuant to subsection (b), the Inspector General of the agency primarily responsible for administering part I of this Act shall submit to the appropriate congressional committees such comments as the Inspector General considers appropriate with regard to the determination described in that report.

“(d) APPROPRIATE CONGRESSIONAL COMMITTEES.—As used in this section, the term ‘appropriate congressional committees’ means the Committee on International Relations and the Committee on Appropriations of the

House of Representatives and the Committee on Foreign Relations and the Committee on Appropriations of the Senate."

#### TITLE XXXIII—REGIONAL PROVISIONS

##### SEC. 3301. PROHIBITION ON ASSISTANCE TO FOREIGN GOVERNMENTS PROVIDING ASSISTANCE TO CUBA.

(a) IN GENERAL.—Section 620 of the Foreign Assistance Act of 1961 (22 U.S.C. 2370), as amended by this Act, is further amended by adding at the end the following new subsection:

"(y)(1) No assistance may be provided under this Act (other than humanitarian assistance and assistance for refugees) for a fiscal year to any foreign government that the President determines has provided economic assistance to or engaged in nonmarket-based trade with the Government of Cuba or any entity controlled by such Government in the preceding fiscal year.

"(2) The President may waive the requirements of paragraph (1) if—

"(A) the President certifies to the congressional committees specified in section 634A of this Act (in accordance with procedures applicable to reprogramming of funds under that section) that the provision of such assistance is vital to the national security of the United States; or

"(B) the President determines and reports to the Congress that the Government of Cuba has met the requirements contained in section 1708 of the Cuban Democracy Act of 1992 (22 U.S.C. 6001 et seq.).

"(3) Not later than February 1st each year, the President shall prepare and transmit to the appropriate congressional committees a report containing a list of all foreign governments that the President has determined have provided economic assistance to or engaged in nonmarket-based trade with the Government of Cuba in the preceding fiscal year.

"(4) For purposes of this subsection—

"(A) the term 'appropriate congressional committees' means the Committee on International Relations and the Committee on Appropriations of the House of Representatives and the Committee on Foreign Relations and the Committee on Appropriations of the Senate;

"(B) the term 'humanitarian assistance' means food (including the monetization of food), clothing, medicine, and medical supplies; and

"(C) the term 'nonmarket-based trade' includes exports, imports, exchanges, or other trade arrangements under which goods or services are provided on terms more favorable than those generally available in applicable markets or for comparable commodities, including—

"(i) exports to the Government of Cuba on terms that involve a grant, concessional price, guaranty, insurance, or subsidy;

"(ii) imports from the Government of Cuba at preferential tariff rates; and

"(iii) exchange arrangements that include advance delivery of commodities, arrangements in which the Government of Cuba is not held accountable for unfulfilled exchange contracts, and arrangements under which such Government does not pay appropriate transportation, insurance, or finance costs."

(b) EFFECTIVE DATE.—

(1) IN GENERAL.—Except as provided in paragraph (2), the prohibition on assistance to a foreign government contained in section 620(y) of the Foreign Assistance Act of 1961, as added by subsection (a), shall apply only with respect to assistance provided in fiscal years beginning on or after the date of the enactment of this Act.

(2) EXCEPTION.—In the case of the fiscal year in which this Act is enacted, such prohibition shall apply with respect to the obli-

gation or expenditure of assistance on or after the date of the enactment of this Act.

##### SEC. 3302. ASSISTANCE FOR NICARAGUA.

(a) RESTRICTIONS.—Amounts made available for fiscal years 1996 and 1997 for assistance under chapter 1 of part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.; relating to development assistance) or chapter 4 of part II of such Act (22 U.S.C. 2346 et seq.; relating to the economic support fund), including any unobligated balances of prior appropriations, may only be made available to the Government of Nicaragua if the Secretary of State determines and certifies to the appropriate congressional committees that—

(1) a full and independent investigation has been completed of the weapons caches discovered after the May 23, 1993, Santa Rosa arms cache explosion, including an investigation of passports, identity papers, and other documents found at weapons sites indicating the existence of a terrorist or kidnapping ring and whether the terrorist network was involved in the February 1993 World Trade Center bombing;

(2) prosecutions have been initiated against all individuals, including government officials and members of the armed forces or security forces of Nicaragua, identified in the investigation described in paragraph (1);

(3) Nicaragua has made substantial progress in meeting the requirements set forth in section 527 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (relating to expropriation of United States property);

(4) substantial progress has been made in the timely implementation of all recommendations made by the Tripartite Commission with respect to individuals responsible for assassinations, including the immediate suspension of all individuals from the Sandinista Army and security forces who were named in such recommendations, and the expeditious prosecution of such individuals;

(5) all individuals responsible for the murders of Jean Paul Genie, Arges Sequeira, and Enrique Bermudez have been removed from the military and security forces of Nicaragua, and judicial proceedings against these individuals have been initiated;

(6) specific changes have been implemented which have resulted in verifiable civilian control over the Sandinista military, security forces, and police; and

(7) genuine, effective, and concrete reforms in the Nicaraguan judicial system have been initiated.

(b) CONTENTS OF CERTIFICATION.—

(1) IN GENERAL.—A certification made pursuant to subsection (a) shall include a detailed accounting of all evidence in support of the determinations listed in paragraphs (1) through (7) of such subsection.

(2) FORM.—A certification made pursuant to subsection (a) shall be submitted in unclassified form, and, to the extent necessary, classified form.

(c) EXCEPTION TO RESTRICTIONS.—The restrictions on the availability of funds in subsection (a) shall not apply to support for—

(1) programs facilitating the resolution of United States citizen property claims;

(2) the International Commission for Support and Verification of the Organization of American States for human rights monitoring, related assistance programs or election observation;

(3) independent human rights groups in Nicaragua;

(4) programs intended to ensure free and fair elections in Nicaragua;

(5) democracy-building programs administered through the National Endowment for

Democracy and related nongovernmental groups; or

(6) programs to promote civilian control of the military.

(d) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—For purposes of this section, the term "appropriate congressional committees" means the Committee on International Relations and the Committee on Appropriations of the House of Representatives and the Committee on Foreign Relations and the Committee on Appropriations of the Senate.

##### SEC. 3303. SENSE OF THE CONGRESS REGARDING RELATIONS WITH BURMA.

It is the sense of the Congress that—

(1) official United States trade delegations to Burma should be indefinitely suspended;

(2) visits to Burma by senior officials of the United States Government should be minimized until Aung San Suu Kyi is released from house arrest;

(3) the Secretary of Labor should submit to the Congress a report on labor practices in Burma so that Members of Congress can better inform constituents, including stockholders and business leaders of the United States companies which transact commerce with Burma, on labor conditions in that country;

(4) the Secretary of State should submit to the Congress a report on resource exploitation and environmental degradation in Burma;

(5) no assistance should be used for cooperative counternarcotics efforts between the United States and members of the State Law and Order Restoration Committee (SLORC) regime;

(6) the United States should discourage the Association of Southeast Asian Nations (ASEAN) from including the SLORC regime in ASEAN activities;

(7) the Secretary of State should submit to the Congress a report which outlines a strategy for encouraging democratic transition in Burma; and

(8) the United States should encourage its allies to restrict the relations of such allies with Burma in accordance with this section.

##### SEC. 3304. DEBT RESTRUCTURING FOR EGYPT.

(a) FINDINGS.—The Congress makes the following findings:

(1) The Government of Egypt owes the United States Government over \$6,000,000,000 from prior economic assistance credit programs.

(2) Current annual debt service payments by Egypt to the United States are approximately \$270,000,000, will climb in the near future to \$350,000,000, and will continue until the year 2021.

(3) Egypt's debt service to the United States results in reduced investment capital and slower economic growth in Egypt.

(4) Restructuring Egypt's debt burden, and buying down Egypt's debt, could substantially reduce over time Egypt's requirement for economic assistance.

(5) Addressing Egypt's debt burden is in the mutual interest of Egypt and the United States.

(b) REPORT.—(1) Not later than January 31, 1996, the Secretary of State and the Secretary of the Treasury shall develop and submit to the appropriate congressional committee options to restructure Egypt's debt, and buy down, over a period of time through the use of funds authorized to be appropriated under chapter 4 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2346 et seq.; relating to the economic support fund), all outstanding debt owed by the Government of Egypt to the United States Government, including debt owed under development assistance, agriculture, Export-Import Bank, and Commodity Credit Corporation credit programs.

(2) The Secretary of State and the Secretary of the Treasury shall develop the options required by paragraph (1) in such a way as to enable the United States to reduce assistance to Egypt in the future under chapter 4 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2346 et seq.; relating to the economic support fund). In the development of such options, the Secretaries shall consult with the Secretary of Commerce for the purpose of determining the impact of the options required under paragraph (1) on the level of United States exports to Egypt.

(3) For purposes of this subsection, the term "appropriate congressional committees" means the Committee on International Relations and the Committee on Appropriations of the House of Representatives and the Committee on Foreign Relations and the Committee on Appropriations of the Senate.

**SEC. 3305. PROHIBITION ON ASSISTANCE TO FOREIGN GOVERNMENTS PROVIDING ASSISTANCE TO IRAN.**

(a) FINDINGS.—The Congress makes the following findings:

(1) Iran is engaged in an intensive effort to develop nuclear weapons and some nations have indicated that they are prepared to cooperate with Iran in the nuclear field.

(2) The possession of nuclear weapons by Iran would represent a serious threat to the peace and security of the entire Middle East region and an extremely serious challenge to United States interests in that region.

(3) The United States places the highest priority on denying to Iran the capability to produce nuclear weapons and systems for the delivery of nuclear weapons and other weapons of mass destruction.

(4) The sale or transfer to Iran by any other government or with the permission of any other government of technology that may be critical for Iran to develop or deploy nuclear weapons is a serious threat to United States interests.

(b) ADMISSION TO NATO.—It is the sense of the Congress that the United States should vigorously oppose the accession to the North Atlantic Treaty and the admission to the North Atlantic Treaty Organization of any country which sells or licenses for sale any nuclear or dual-use technology or any military weapons, equipment, ammunition or munitions of any kind, including any item included on any lists covered by the Missile Technology Control Regime, to Iran or to any country which the Secretary of State has determined repeatedly provides support for acts of international terrorism pursuant to section 6(j) of the Export Administration Act of 1979.

(c) PROHIBITION ON UNITED STATES ASSISTANCE.—No assistance authorized to be appropriated by this Act or any other Act may be provided by any agency of the United States Government to the government of any country which sells or licenses for sale any nuclear or dual-use technology or any military weapons, equipment, ammunition or munitions of any kind, including any item included on any lists covered by the Missile Technology Control Regime, to Iran or to any other country which the Secretary of State has determined repeatedly provides support for acts of international terrorism pursuant to section 6(j) of the Export Administration Act of 1979.

(d) EXCEPTIONS.—The prohibition in subsection (c) shall not apply to—

(1) assistance provided to Russia, Belarus, Ukraine, or Kazakhstan under the authorities of the Soviet Nuclear Threat Reduction Act of 1991 (title II of Public Law 102-228; 105 Stat. 1691); and

(2) assistance provided under chapter 11 of part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2295 et seq.; relating to assistance

for the independent states of the former Soviet Union) for the purposes of—

(A) humanitarian, disaster, or refugee relief; or

(B) assisting democratic political reform and rule of law activities, and assisting in the creation of private sector and nongovernmental organizations that are independent of government ownership and control.

**SEC. 3306. ASSISTANCE FOR PAKISTAN.**

Section 620E(e) of the Foreign Assistance Act of 1961 (22 U.S.C. 2375(e)) is amended—

(1) by striking "No assistance shall" and inserting "(1) Except as provided in paragraph (2), no assistance shall"; and

(2) by adding at the end the following new paragraph:

"(2)(A) Assistance in support of nongovernmental organizations or microenterprises under chapter 1 of part I of this Act (relating to development assistance) and assistance under the provisions of law described in subparagraph (B) may be made available for Pakistan.

"(B) The provisions of law described in this subparagraph are the following:

"(i) Title IV of chapter 2 of part I of this Act (relating to the Overseas Private Investment Corporation).

"(ii) Chapter 8 of part I of this Act (relating to international narcotics control).

"(iii) Chapter 5 of part II of this Act (relating to international military education and training).

"(iv) Chapter 8 of part II of this Act (relating to antiterrorism assistance).

"(v) Any provision of law under which assistance is available to carry out the following activities:

"(I) Aviation safety.

"(II) Immigration and customs procedures.

"(III) Peacekeeping.

"(IV) Promotion of trade and investment interests of the United States.

"(C) Assistance described in subparagraph (B)(iii) may be made available for Pakistan under this paragraph for fiscal year 1997 and each subsequent fiscal year only if the President certifies to the Congress for such fiscal year that the Government of Pakistan is fully cooperating with United States counter-narcotics assistance programs and policies."

**SEC. 3307. RETURN OF MILITARY EQUIPMENT OF PAKISTAN.**

It is the sense of the Congress that—

(1) the inability of the President since October 1, 1990, to make the necessary certification under section 620E(e) of the Foreign Assistance Act of 1961 (relating to the nuclear activities of Pakistan) has prevented the delivery of military aircraft for which Pakistan made nonrefundable cash payments to contractors and unnecessarily complicated the achievement of United States foreign policy and nonproliferation objectives in South Asia;

(2) in the absence of a Presidential certification for Pakistan under section 620E(e) of such Act, the United States should make a determined effort to find a third party buyer for the such military aircraft and should reimburse Pakistan with any proceeds derived from a sale to such third party, up to the amount paid by Pakistan for such military aircraft; and

(3) with respect to other military equipment imported into the United States from Pakistan prior to May 1, 1991, for repair or modification by the Department of Defense, the return of such military equipment, including spare parts thereof, or equivalent equipment or spare parts originally owned by another country, does not constitute a transfer of military equipment under the terms of section 620E(e) of such Act, provided such military equipment or spare parts are

returned in an unrepaid state or without modifications for which they were originally imported into the United States.

**SEC. 3308. ELIGIBILITY OF PANAMA UNDER ARMS EXPORT CONTROL ACT.**

The Government of the Republic of Panama shall be eligible to purchase defense articles and defense services under the Arms Export Control Act (22 U.S.C. 2751 et seq.), except as otherwise specifically provided by law.

**SEC. 3309. FUTURE OF THE UNITED STATES MILITARY PRESENCE IN PANAMA.**

(a) FINDINGS.—The Congress makes the following findings:

(1) The Panama Canal is a vital strategic asset to the United States, its allies, and the world.

(2) The Treaty on the Permanent Neutrality and Operation of the Panama Canal signed on September 7, 1977, provides that Panama and the United States have the responsibility to assure that the Panama Canal will remain open and secure.

(3) Such Treaty also provides that each of the two countries shall, in accordance with their respective constitutional processes, defend the Canal against any threat to the regime of neutrality, and consequently shall have the right to act against any aggression or threat directed against the Canal or against the peaceful transit of vessels through the Canal.

(4) The United States instrument of ratification of such Treaty includes specific language that the two countries should consider negotiating future arrangements or agreements to maintain military forces necessary to fulfill the responsibility of the two countries of maintaining the neutrality of the Canal after 1999.

(5) The Government of Panama, in the bilateral Protocol of Exchange of instruments of ratification, expressly "agreed upon" such arrangements or agreements.

(6) The United States Navy depends upon the Panama Canal for rapid transit in times of emergency, as demonstrated during World War II, the Korean War, the Vietnam conflict, the Cuban Missile Crisis, and the Persian Gulf conflict.

(7) Drug trafficking and money laundering have proliferated in the Western Hemisphere since the Treaty on the Permanent Neutrality and Operation of the Panama Canal was signed on September 7, 1977, and such trafficking and laundering poses a grave threat to peace and security in the region.

(8) Certain facilities now utilized by the United States Armed Forces in Panama are critical to combat the trade in illegal drugs.

(9) The United States and Panama share common policy goals such as strengthening democracy, expanding economic trade, and combating illegal narcotics throughout Latin America.

(10) The Government of Panama has dissolved its military forces and has maintained only a civilian police organization to defend the Panama Canal against aggression.

(11) Certain public opinion polls in Panama suggest that many Panamanians desire a continued United States military presence in Panama.

(b) SENSE OF THE CONGRESS.—It is the sense of the Congress that—

(1) the President should negotiate a new base rights agreement with the Government of Panama—

(A) to allow the stationing of United States Armed Forces in Panama beyond December 31, 1999; and

(B) to ensure that the United States will be able to act appropriately, consistent with the Panama Canal Treaty, the Treaty Concerning the Permanent Neutrality and Operation of the Panama Canal, and the resolutions of ratification thereto, for the purpose

of assuring that the Panama Canal shall remain open, neutral, secure, and accessible; and

(2) the President should consult with the Congress throughout the negotiations described in paragraph (1).

**SEC. 3310. PEACE AND STABILITY IN THE SOUTH CHINA SEA.**

(a) FINDINGS.—The Congress finds the following:

(1) The South China Sea is a critically important waterway through which 25 percent of the world's ocean freight and 70 percent of Japan's energy supplies transit.

(2) The South China Sea serves as a crucial sea lane for United States Navy ships moving between the Pacific and Indian Oceans, particularly in time of emergency.

(3) There are a number of competing claims to territory in the South China Sea.

(4) The 1992 Manila Declaration adhered to by the Association of South East Asian Nations, the Socialist Republic of Vietnam, and the People's Republic of China calls for all claimants to territory in the South China Sea to resolve questions of boundaries through peaceful negotiations.

(5) The legislature of the People's Republic of China has declared the entire South China Sea to be Chinese territorial waters.

(6) The armed forces of the People's Republic of China have asserted China's claim to the South China Sea through the kidnapping of citizens of the Republic of the Philippines and the construction of military bases on territory claimed by the Philippines.

(7) These acts of aggression committed by the armed forces of the People's Republic of China against citizens of the Philippines are contrary to both international law and to peace and stability in East Asia.

(b) POLICY DECLARATIONS.—The Congress—

(1) declares the right of free passage through the South China Sea to be vital to the national security interests of the United States, its friends, and allies;

(2) declares that any attempt by a nondemocratic power to assert, through the use of force or intimidation, its claims to territory in the South China Sea to be a matter of grave concern to the United States;

(3) calls upon the Government of the People's Republic of China to adhere faithfully to its commitment under the Manila Declaration of 1992; and

(4) calls upon the President to review the defense needs of democratic countries with claims to territory in the South China Sea.

**SEC. 3311. SENSE OF THE CONGRESS REGARDING NARCOTICS CONTROL EFFORTS OF COLOMBIA.**

It is the sense of the Congress that—

(1) relations between the United States and Colombia are at a critical stage, particularly following the President's March 1, 1995, decision to grant the Government of Colombia a national interest waiver in the 1994 narcotics certification determination;

(2) the Government of Colombia has undertaken efforts toward the elimination of drug trafficking organizations, especially the powerful "kingpins" based in Cali;

(3) important advances need to be taken to dismantle the operations of criminal enterprises in Colombia which seek to corrupt government institutions;

(4) the Government of Colombia should be encouraged to complete specific, attainable objectives in its overall narcotics control strategy, including—

(A) the arrest and prosecution of the acknowledged leaders of the Cali drug organization;

(B) the imposition of tougher sentencing of drug traffickers to ensure that such traffickers serve sentences commensurate with their crimes;

(C) the expeditious passage of legislation to criminalize money laundering;

(D) the aggressive eradication of illicit crops, including coca opium, and marijuana;

(E) the elimination of the industrial infrastructure of the narcotics trade, including laboratories, precursor chemicals, and aircraft;

(F) the destruction of the internal narcotics distribution export system, including the use of airports, rivers, and ports for such system;

(G) the elimination of the island of San Andres as a illegal narcotics transshipment point; and

(H) the end of the current policy of the Government of Colombia under which key drug traffickers are given lenient sentences in return for their surrender;

(5) the Secretary of State should make the issue of illicit narcotics the highest foreign policy priority of the United States with respect to relations with key illicit drug transit and producing nations, such as Colombia; and

(6) the Secretary of State should request our European allies to join the United States in sending a clear message to Colombia on the importance of attaining these counter-narcotics goals and objectives in the shortest possible time so that reductions in United States foreign assistance will not be necessary in the future.

**SEC. 3312. NOTIFICATION OF ARMS SALES TO SAUDI ARABIA.**

(a) NOTIFICATION.—Until the certification under subsection (b) is submitted to the Congress, section 36(b)(1) of the Arms Export Control Act shall be applied to sales of Saudi Arabia by substituting in the first sentence "0" for \$50,000,000, "0" for \$200,000,000, and "0" for \$14,000,000.

(b) CERTIFICATION.—Subsection (a) shall cease to apply if and when the Secretary of State certifies and reports in writing to the Congress that the unpaid claims of American firms against the Government of Saudi Arabia that are described in the June 30, 1993, report by the Secretary of Defense pursuant to section 9140(c) of the Department of Defense Appropriations Act, 1993 (Public Law 102-396; 106 Stat. 1939), including the additional claims noticed by the Department of Commerce on page 2 of that report, have been resolved satisfactorily.

**SEC. 3313. ASSISTANCE FOR ZAIRE.**

(a) SECURITY ASSISTANCE.—Assistance may not be transferred to the Government of Zaire for each of the fiscal years 1996 and 1997—

(1) under chapter 4 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2346 et seq.; relating to the economic support fund);

(2) under chapter 5 of part II of that Act (22 U.S.C. 2347 et seq.; relating to international military education and training); or

(3) from the "Foreign Military Financing Program" account under section 23 of the Arms Export Control Act (22 U.S.C. 2763).

(b) DEVELOPMENT ASSISTANCE.—Assistance under chapter 1 of part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.; relating to development assistance) or chapter 10 of such part (22 U.S.C. 2293 et seq.; relating to the Development Fund for Africa) for each of the fiscal years 1996 and 1997 shall not be transferred to the Government of Zaire.

**TITLE XXXIV—SPECIAL AUTHORITIES AND OTHER PROVISIONS**

**CHAPTER 1—SPECIAL AUTHORITIES**

**SEC. 3401. ENHANCED TRANSFER AUTHORITY.**

Section 610 of the Foreign Assistance Act of 1961 (22 U.S.C. 2360) is amended to read as follows:

**"SEC. 610. TRANSFER BETWEEN ACCOUNTS.**

"(a) GENERAL AUTHORITY.—Whenever the President determines it to be necessary for

the purposes of this Act or the Arms Export Control Act (22 U.S.C. 2751 et seq.), not to exceed 20 percent of the funds made available to carry out any provision of this Act (except funds made available pursuant to title IV of chapter 2 of part I) or section 23 of the Arms Export Control Act (22 U.S.C. 2763)—

"(1) may be transferred to, and consolidated with, the funds in any other account or fund available to carry out any provision of this Act; and

"(2) may be used for any purpose for which funds in that account or fund may be used.

"(b) LIMITATION ON AMOUNT OF INCREASE.—The total amount in the account or fund for the benefit of which transfer is made under subsection (a) during any fiscal year may not be increased by more than 20 percent of the amount of funds otherwise made available.

"(c) NOTIFICATION.—The President shall notify in writing the congressional committees specified in section 634A at least fifteen days in advance of each such transfer between accounts in accordance with procedures applicable to reprogramming notifications under such section."

**SEC. 3402. AUTHORITY TO MEET UNANTICIPATED CONTINGENCIES.**

(a) IN GENERAL.—Chapter 1 of part III of the Foreign Assistance Act of 1961 is amended by inserting after section 610 (22 U.S.C. 2360) the following new section:

**"SEC. 610A. AUTHORITY TO MEET UNANTICIPATED CONTINGENCIES.**

"(a) AUTHORITY.—

"(1) IN GENERAL.—In order to provide for any unanticipated contingency in the programs, projects, or activities for which assistance is provided under this Act, the President is authorized to use funds made available to carry out any provision of this Act (other than chapter 1 or chapter 10 of part I of this Act) for the purpose of providing assistance authorized by any other provision of this Act in accordance with the provisions applicable to the furnishing of such assistance.

"(2) LIMITATION.—The authority of paragraph (1) may not be used to authorize the use of more than \$40,000,000 in any fiscal year.

"(b) SUPERSEDES OTHER LAWS.—Funds made available under the authority of this section may be used notwithstanding any other provision of law.

"(c) NOTIFICATION OF CONGRESS.—

"(1) NOTIFICATION.—Except as provided in paragraph (2), the President shall notify the congressional committees specified in section 634A(a) at least 15 days before obligating any funds under this section in accordance with the procedures applicable to reprogramming notifications under section 634A(a).

"(2) EXCEPTION.—The President may waive the requirement contained in paragraph (1) if the President determines that complying with such requirement would pose a substantial risk to human health or welfare. If the President exercises the waiver under the preceding sentence, the President shall notify the congressional committees specified in section 634A(a) as early as practicable, but in no event later than 3 days after the date on which the President took the action to which such notification requirement was applicable."

(b) REPEAL.—Chapter 5 of part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2261; relating to contingencies) is hereby repealed.

**SEC. 3403. SPECIAL WAIVER AUTHORITY.**

Section 614 of the Foreign Assistance Act of 1961 (22 U.S.C. 2364) is amended to read as follows:

**"SEC. 614. SPECIAL WAIVER AUTHORITY.**

"(a) AUTHORITY.—The President may provide assistance and make loans under the

provisions of law described in subsection (b), notwithstanding any other provision of law, if the President determines that to do so is vital to the national interests of the United States.

“(b) LAWS WHICH MAY BE WAIVED.—The provisions of law described in this subsection are—

“(1) this Act;

“(2) the Arms Export Control Act (22 U.S.C. 2751 et seq.);

“(3) any provision of law authorizing the provision of assistance to foreign countries or making appropriations for such assistance; and

“(4) any other provision of law that restricts the authority to provide assistance or make loans under a provision of law described in paragraph (1), (2), or (3).

“(c) CONSULTATION WITH CONGRESS.—Before exercising the authority under subsection (a), the President shall consult with, and shall provide a written policy justification to the Committee on International Relations and the Committee on Appropriations of the House of Representatives and the Committee on Foreign Relations and the Committee on Appropriations of the Senate.

“(d) NOTIFICATION TO CONGRESS.—A determination under subsection (a) shall be effective only if the President notifies the congressional committees specified in subsection (c) in writing of that determination.

“(e) ANNUAL CEILINGS.—

“(1) IN GENERAL.—The authority of this section may not be used in any fiscal year to authorize—

“(A) more than \$750,000,000 in sales or leases to be made under the Arms Export Control Act (22 U.S.C. 2751 et seq.);

“(B) the use of more than \$250,000,000 of funds made available under this Act or the Arms Export Control Act; or

“(C) the use of more than \$100,000,000 of foreign currencies accruing under this Act or any other provision of law.

“(2) SALES UNDER THE ARMS EXPORT CONTROL ACT.—If the authority of this section is used both to authorize a sale or lease under the Arms Export Control Act and to authorize funds to be used under this Act with respect to the financing of that sale or lease, then the use of the funds shall be counted against the limitation in paragraph (1)(B) and the portion, if any, of the sale or lease which is not so financed shall be counted against the limitation in paragraph (1)(A).

“(3) LEASES.—For purposes of paragraph (1)(A) the replacement cost, less any depreciation in the value, of the defense articles authorized to be leased shall be counted against the limitation in that paragraph.

“(4) COUNTRY LIMITS.—(A) Not more than \$75,000,000 of the \$250,000,000 limitation provided in paragraph (1)(B) may be allocated to any one country in any fiscal year unless that country is a victim of active aggression.

“(B) Not more than \$500,000,000 of the aggregate limitation of \$1,000,000,000 provided in paragraph (1)(A) and (1)(B) may be allocated to any one country in any fiscal year.”

#### SEC. 3404. TERMINATION OF ASSISTANCE.

Section 617 of the Foreign Assistance Act of 1961 (22 U.S.C. 2367) is amended to read as follows:

##### “SEC. 617. TERMINATION OF ASSISTANCE.

“(a) IN GENERAL.—(1) In order to ensure the effectiveness of assistance provided under this Act, funds made available under this Act to carry out any program, project, or activity of assistance shall remain available for obligation for a period not to exceed 8 months after the date of termination of such assistance for the necessary expenses of winding up such programs, projects, or activities and, notwithstanding any other pro-

vision of law, funds so obligated may remain available until expended.

“(2) Funds obligated to carry out any program, project, or activity of assistance before the effective date of the termination of such assistance are authorized to be available for expenditure for the necessary expenses of winding up such programs, projects, and activities, notwithstanding any provision of law restricting the expenditure of funds, and may be reobligated to meet any other necessary expenses arising from the termination of such assistance.

“(3) The necessary expenses of winding up programs, projects, and activities of assistance include the obligation and expenditure of funds to complete the training or studies outside their countries of origin of students whose course of study or training program began before assistance was terminated.

“(b) LIABILITY TO CONTRACTORS.—For the purpose of making an equitable settlement of termination claims under extraordinary contractual relief standards, the President is authorized to adopt as a contract or other obligation of the United States Government, and assume (in whole or in part) any liabilities arising thereunder, any contract with a United States or third-country contractor to carry out any program, project, or activity of assistance under this Act that was subsequently terminated pursuant to law.

“(c) GUARANTEE PROGRAMS.—Provisions of this or any other Act requiring the termination of assistance under this Act shall not be construed to require the termination of guarantee commitments that were entered into before the effective date of the termination of assistance.”

### CHAPTER 2—OTHER PROVISIONS

#### SEC. 3411. CONGRESSIONAL PRESENTATION DOCUMENTS.

Section 634 of the Foreign Assistance Act of 1961 (22 U.S.C. 2394) is amended to read as follows:

##### “SEC. 634. CONGRESSIONAL PRESENTATION DOCUMENTS.

“(a) REQUIREMENT FOR SUBMISSION.—As part of the annual requests for enactment of authorizations and appropriations for foreign assistance programs for each fiscal year, the President shall prepare and transmit to the Congress annual congressional presentation documents for the programs authorized under this Act and the Arms Export Control Act (22 U.S.C. 2751 et seq.).

“(b) MATERIALS TO BE INCLUDED.—The documents submitted pursuant to subsection (a) shall include—

“(1) the rationale for the allocation of assistance or contributions to each country, regional, or centrally funded program, or organization, as the case may be;

“(2) a description of how each such program or contribution supports the objectives of this Act or the Arms Export Control Act, as the case may be;

“(3) a description of planned country, regional, or centrally funded programs or contributions to international organizations and programs for the coming fiscal year; and

“(4) for each country for which assistance is requested under this Act or the Arms Export Control Act—

“(A) the total number of years since 1946 that the United States has provided assistance;

“(B) the total amount of bilateral assistance provided by the United States since 1946, including the principal amount of all loans, credits, and guarantees; and

“(C) the total amount of assistance provided to such country from all multilateral organizations to which the United States is a member, including all international financial institutions, the United Nations, and other international organizations.

“(c) GRADUATION FROM DEVELOPMENT ASSISTANCE.—

“(1) DETERMINATION.—As part of the congressional presentation documents transmitted to the Congress under this section, the Secretary of State shall make a separate determination for each country identified in such documents for which bilateral development assistance is requested, estimating the year in which each such country will no longer be receiving bilateral development assistance.

“(2) DEVELOPMENT ASSISTANCE DEFINED.—For purposes of this section, the term ‘development assistance’ means assistance under—

“(A) chapter 1 of part I of this Act;

“(B) chapter 10 of part I of this Act;

“(C) chapter 11 of part I of this Act; and

“(D) the Support for East European Democracy (SEED) Act of 1989 (22 U.S.C. 5401 et seq.).”

#### SEC. 3412. PROHIBITION ON ASSISTANCE TO FOREIGN GOVERNMENTS ENGAGED IN ESPIONAGE AGAINST THE UNITED STATES.

Chapter 1 of part III of the Foreign Assistance Act of 1961 (22 U.S.C. 2370 et seq.), as amended by this Act, is further amended by adding at the end the following new section:

##### “SEC. 620J. PROHIBITION ON ASSISTANCE TO FOREIGN GOVERNMENTS ENGAGED IN ESPIONAGE AGAINST THE UNITED STATES.

“(a) PROHIBITION.—None of the funds made available to carry out this Act or the Arms Export Control Act (22 U.S.C. 2751 et seq.) (other than humanitarian assistance or assistance for refugees) may be provided to any foreign government which the President determines is engaged in intelligence activities within the United States harmful to the national security of the United States.

“(b) PERIODIC REPORTS.—Beginning one year after the date of enactment of this section, and annually thereafter, the President shall prepare and transmit to the Committee on Foreign Relations and the Select Committee on Intelligence of the Senate and the Committee on International Relations and the Permanent Select Committee on Intelligence of the House of Representatives a report, in classified and unclassified forms, listing all foreign governments which the President determines are conducting intelligence activities within the United States harmful to the national security of the United States.

“(c) DEFINITION.—As used in this section, the term ‘humanitarian assistance’ means food (including the monetization of food), clothing, medicine, and medical supplies.”

#### SEC. 3413. DEBT RESTRUCTURING FOR FOREIGN ASSISTANCE.

Chapter 1 of part III of the Foreign Assistance Act of 1961 (22 U.S.C. 2370 et seq.), as amended by this Act, is further amended by adding at the end the following new section:

##### “SEC. 620K. SPECIAL DEBT RELIEF FOR POOR COUNTRIES.

“(a) AUTHORITY TO REDUCE DEBT.—The President may reduce amounts owed to the United States Government by a country described in subsection (b) as a result of—

“(1) loans or guarantees issued under this Act; or

“(2) credits extended or guarantees issued under the Arms Export Control Act (22 U.S.C. 2751 et seq.).

“(b) COUNTRY DESCRIBED.—A country described in this subsection is a country—

“(1) with a heavy debt burden that is eligible to borrow from the International Development Association but not from the International Bank for Reconstruction and Development (commonly referred to as an ‘IDA-only’ country); and

“(2) the government of which—

“(A) does not have an excessive level of military expenditures;

“(B) has not repeatedly provided support for acts of international terrorism; and

“(C) is cooperating with the United States on international narcotics control matters;

“(3) (including the military or other security forces of such government) does not engage in a consistent pattern of gross violations of internationally recognized human rights; and

“(4) is not prohibited from receiving assistance described in section 527(a) of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 by reason of such section.

“(c) LIMITATIONS.—The authority under subsection (a) may be exercised—

“(1) only to implement multilateral official debt relief ad referendum agreements (commonly referred to as ‘Paris Club Agreed Minutes’); and

“(2) only to the extent that appropriations for the cost of the modification, as defined in section 502 of the Congressional Budget Act of 1974, are made in advance.

“(d) CERTAIN PROHIBITIONS INAPPLICABLE.—A reduction of debt pursuant to the exercise of authority under subsection (a)—

“(1) shall not be considered assistance for purposes of any provision of law limiting assistance to a country; and

“(2) may be exercised notwithstanding section 620(r) of this Act or any comparable provision of law.

“(e) AUTHORIZATION OF APPROPRIATIONS.—

“(1) IN GENERAL.—There are authorized to be appropriated to the President for the purpose of carrying out this section \$7,000,000 for each of the fiscal years 1996 and 1997.

“(2) AVAILABILITY.—Amounts authorized to be appropriated under paragraph (1) are authorized to remain available until expended.”.

**SEC. 3414. DEBT BUYBACKS OR SALES FOR DEBT SWAPS.**

Part IV of the Foreign Assistance Act of 1961 (22 U.S.C. 2430 et seq.) is amended by adding at the end the following new section: “**SEC. 711. AUTHORITY TO ENGAGE IN DEBT BUYBACKS OR SALES.**

“(a) LOANS ELIGIBLE FOR SALE, REDUCTION, OR CANCELLATION.—

“(1) AUTHORITY TO SELL, REDUCE, OR CANCEL CERTAIN LOANS.—Notwithstanding any other provision of law, the President may, in accordance with this section, sell to any eligible purchaser any concessional loan or portion thereof made before January 1, 1995, to the government of any eligible country pursuant to this Act, or on receipt of payment from an eligible purchaser, reduce or cancel such loan or portion thereof, only for the purpose of facilitating—

“(A) debt-for-equity swaps, debt-for-development swaps, or debt-for-nature swaps; or

“(B) a debt buyback by an eligible country of its own qualified debt, only if the eligible country uses an additional amount of the local currency of the eligible country, equal to not less than 40 percent of the price paid for such debt by such eligible country, or the difference between the price paid for such debt and the face value of such debt, to support activities that link conservation and sustainable use of natural resources with local community development, and child survival and other child development, in a manner consistent with sections 707 through 710, if the sale, reduction, or cancellation would not contravene any term or condition of any prior agreement relating to such loan.

“(2) TERMS AND CONDITIONS.—Notwithstanding any other provision of law, the President shall, in accordance with this section, establish the terms and conditions under which loans may be sold, reduced, or canceled pursuant to this section.

“(3) ADMINISTRATION.—The Facility shall notify the administrator of the agency pri-

marily responsible for administering part I of this Act of purchasers that the President has determined to be eligible, and shall direct such agency to carry out the sale, reduction, or cancellation of a loan pursuant to this section. Such agency shall make an adjustment in its accounts to reflect the sale, reduction, or cancellation.

“(4) LIMITATION.—The authorities of this subsection shall be available only to the extent that appropriations for the cost of the modification, as defined in section 502 of the Congressional Budget Act of 1974, are made in advance.

“(b) DEPOSIT OF PROCEEDS.—The proceeds from the sale, reduction, or cancellation of any loan sold, reduced, or canceled pursuant to this section shall be deposited in an account or accounts established in the Treasury for the repayment of such loan.

“(c) ELIGIBLE PURCHASERS.—A loan may be sold pursuant to subsection (a)(1)(A) only to a purchaser who presents plans satisfactory to the President for using the loan for the purpose of engaging in debt-for-equity swaps, debt-for-development swaps, or debt-for-nature swaps.

“(d) DEBTOR CONSULTATIONS.—Before the sale to any eligible purchaser, or any reduction or cancellation pursuant to this section, of any loan made to an eligible country, the President shall consult with the country concerning the amount of loans to be sold, reduced, or canceled and their uses for debt-for-equity swaps, debt-for-development swaps, or debt-for-nature swaps.

“(e) AUTHORIZATION OF APPROPRIATIONS.—

“(1) IN GENERAL.—For the sale, reduction, and cancellation of loans or portions thereof pursuant to this section, there are authorized to be appropriated to the President \$3,000,000 for each of the fiscal years 1996 and 1997.

“(2) AVAILABILITY.—Amounts authorized to be appropriated under paragraph (1) are authorized to remain available until expended.”.

**SEC. 3415. IMPACT ON JOBS IN THE UNITED STATES.**

Section 636 of the Foreign Assistance Act of 1961 (22 U.S.C. 2396) is amended by adding at the end the following new subsection:

“(j)(1) Funds made available to carry out the provisions of this Act may not be made available to provide—

“(A) any financial incentive to a business enterprise located in the United States for the purpose of inducing that enterprise to relocate outside the United States if such incentive or inducement is likely to reduce the number of individuals employed in the United States by that enterprise because that enterprise would replace production in the United States with production outside the United States;

“(B) assistance for the purpose of establishing or developing in a foreign country any export processing zone or designated area in which the tax, tariff, labor, environment, and safety laws of that country do not apply, in part or in whole, to activities carried out within that zone or area, unless the President determines and certifies that such assistance is not likely to cause a loss of jobs within the United States; or

“(C) subject to paragraph (2), assistance for any project or activity that contributes to the violation of internationally recognized workers rights (as defined in section 502(a)(4) of the Trade Act of 1974) of workers in the foreign country, including in any designated zone or area in that country.

“(2) Paragraph (1)(C) shall not apply with respect to the provision of assistance for the informal sector, microenterprises and small-scale enterprises, and small-holder agriculture of the foreign country.”.

**SEC. 3416. PROHIBITION ON ASSISTANCE TO FOREIGN GOVERNMENTS THAT EXPORT LETHAL MILITARY EQUIPMENT TO COUNTRIES SUPPORTING INTERNATIONAL TERRORISM.**

(a) IN GENERAL.—Section 620 of the Foreign Assistance Act of 1961 (22 U.S.C. 2370), as amended by this Act, is further amended by adding at the end the following new subsection:

“(z)(1) No assistance may be provided under this Act or the Arms Export Control Act to any foreign government that provides lethal military equipment to a country, the government of which the Secretary of State has determined pursuant to section 40(d) of the Arms Export Control Act is a government that has repeatedly provided support for acts of international terrorism.

“(2) The prohibition under paragraph (1) with respect to a foreign government shall terminate 12 months after the date on which that government ceases to provide such lethal military equipment.

“(3) The President may waive the requirements of paragraph (1) if the President determines that the provision of such assistance is important to the national security interests of the United States.

“(4) Whenever the waiver of paragraph (3) is exercised, the President shall prepare and transmit to the appropriate congressional committees a report with respect to the furnishing of such assistance. Such report shall include a detailed explanation of the assistance to be provided, including the estimated dollar amount of such assistance, and an explanation of how the assistance furthers the national interests of the United States.

“(5) For purposes of this subsection, the term ‘appropriate congressional committees’ means the Committee on International Relations and the Committee on Appropriations of the House of Representatives and the Committee on Foreign Relations and the Committee on Appropriations of the Senate.”.

(b) EFFECTIVE DATE.—Section 620(z) of the Foreign Assistance Act of 1961, as added by subsection (a), applies with respect to lethal military equipment provided pursuant to a contract entered into on or after the date of enactment of this Act.

**SEC. 3417. PROHIBITION ON ASSISTANCE TO COUNTRIES THAT CONSISTENTLY OPPOSE THE UNITED STATES POSITION IN THE UNITED NATIONS GENERAL ASSEMBLY.**

(a) PROHIBITION.—United States assistance may not be provided to a country that consistently opposed the United States position in the United Nations General Assembly during the most recent session of the General Assembly.

(b) CHANGE IN GOVERNMENT.—If—

(1) the Secretary of State determines that, since the beginning of the most recent session of the General Assembly, there has been a fundamental change in the leadership and policies of the government of a country to which the prohibition in subsection (a) applies, and

(2) the Secretary believes that because of that change the government of that country will no longer consistently oppose the United States position in the General Assembly,

the Secretary may exempt that country from that prohibition. Any such exemption shall be effective only until submission of the next report under section 406 of the Foreign Relations Authorization Act, Fiscal Years 1990 and 1991. The Secretary shall submit to the Congress a certification of each exemption made under this subsection. Such certification shall be accompanied by a discussion of the basis for the Secretary’s determination and belief with respect to such exemption.

(c) **WAIVER AUTHORITY.**—The Secretary of State may waive the requirement of subsection (a) if the Secretary determines and reports to the Congress that despite the United Nations voting pattern of a particular country, the provision of United States assistance to that country is necessary to promote United States foreign policy objectives.

(d) **DEFINITIONS.**—As used in this section—

(1) the term “consistently opposed the United States position” means that the country’s votes in the United Nations General Assembly coincided with the United States position less than 25 percent of the time, using for this purpose the overall percentage-of-voting coincidences set forth in the annual report submitted to the Congress pursuant to section 406 of the Foreign Relations Authorization Act, Fiscal Years 1990 and 1991;

(2) the term “most recent session of the General Assembly” means the most recently completed plenary session of the General Assembly for which overall percentage-of-voting coincidences is set forth in the most recent report submitted to the Congress pursuant to section 406 of the Foreign Relations Authorization Act, Fiscal Years 1990 and 1991; and

(3) the term “United States assistance” means assistance under—

(A) chapter 4 of part II of the Foreign Assistance Act of 1961 (relating to the economic support fund),

(B) chapter 5 of part II of that Act (relating to international military education and training), or

(C) the “Foreign Military Financing Program” account under section 23 of the Arms Export Control Act,

except that such term does not include assistance under chapter 8 of part I of the Foreign Assistance Act of 1961 (relating to international narcotics control) or assistance under chapter 8 of part II of such Act (relating to antiterrorism assistance).

(e) **EFFECTIVE DATE.**—This section takes effect upon the date of the submission to the Congress of the report pursuant to section 406 of the Foreign Relations Authorization Act, Fiscal Years 1990 and 1991, that is required to be submitted by March 31, 1996.

**SEC. 3418. LIMITATION ON ASSISTANCE TO COUNTRIES THAT RESTRICT THE TRANSPORT OR DELIVERY OF UNITED STATES HUMANITARIAN ASSISTANCE.**

(a) **FINDINGS.**—The Congress makes the following findings:

(1) The United States Federal budget deficit and spending constraints require the maximum efficiency in the usage of United States foreign assistance.

(2) The delivery of humanitarian assistance to people in need is consistent with the fundamental values of our Nation and is an important component of United States foreign policy.

(3) As a matter of principle and in furtherance of fiscal prudence, the United States should seek to promote the delivery of humanitarian assistance to people in need in a manner that is both timely and cost effective.

(4) Recipients of United States assistance should not hinder or delay the transport or delivery of United States humanitarian assistance to other countries.

(b) **PROHIBITION ON ASSISTANCE.**—Section 620 of the Foreign Assistance Act of 1961 (22 U.S.C. 2370), as amended by this Act, is further amended by adding at the end the following new subsection:

“(aa)(1) Notwithstanding any other provision of law, United States assistance may not be made available for any country whose government prohibits or otherwise restricts,

directly or indirectly, the transport or delivery of United States humanitarian assistance.

“(2) The prohibition on United States assistance contained in paragraph (1) shall not apply if the President determines and notifies the Congress in writing that providing such assistance to a country is in the national security interest of the United States.

“(3) A suspension or termination of United States assistance for any country under paragraph (1) shall cease to be effective when the President certifies in writing to the Speaker of the House of Representatives and the Committee on Foreign Relations of the Senate that such country is no longer prohibiting or otherwise restricting, either directly or indirectly, the transport or delivery of United States humanitarian assistance.

“(4)(A) At the time of the annual budget submission to Congress, the President shall submit a report to the Congress describing any information available to the President concerning prohibitions or restrictions, direct or indirect, on the transport or delivery of United States humanitarian assistance by the government of any country receiving or eligible to receive United States foreign assistance during the current or preceding fiscal year.

“(B) The President shall include in the report required by subparagraph (A) a statement as to whether the prohibition in paragraph (1) is being applied to each country for which the President has information available to him concerning prohibitions or restrictions, direct or indirect, on the transport or delivery of United States humanitarian assistance.

“(5) As used in this subsection, the term ‘United States assistance’ has the same meaning given that term in section 481(e)(4) of this Act.”

**SEC. 3419. PROHIBITION ON ASSISTANCE TO FOREIGN GOVERNMENTS, PRIVATE AND VOLUNTARY ORGANIZATIONS, AND OTHER ENTITIES THAT INHIBIT UNITED STATES-SUPPORTED DEMINING OPERATIONS AND ACTIVITIES.**

(a) **PROHIBITION.**—None of the funds authorized to be appropriated by this Act may be made available to any foreign government, private and voluntary organization, or any other entity which the Secretary of State determines inhibits United States-supported demining operations and activities through the imposition of discriminatory customs duties, tariffs, or any other barrier to the entry of equipment or personnel designated for use or participation in such operations and activities.

(b) **EXCEPTION.**—(1) The prohibition contained in subsection (a) shall not apply with respect to a foreign government, private and voluntary organization, or any other entity if the President determines and reports to the congressional committees specified in section 634A of the Foreign Assistance Act of 1961 (in accordance with procedures applicable to reprogramming notifications under that section) that the provision of assistance to such government, organization, or other entity, as the case may be, is important to the national interest of the United States.

(2) Any determination under paragraph (1) shall include a detailed justification of how the provision of assistance furthers United States national interests.

**CHAPTER 3—REPEALS**

**SEC. 3421. REPEAL OF OBSOLETE PROVISIONS.**

(a) 1988 FOREIGN OPERATIONS APPROPRIATIONS ACT.—Section 537(h)(2) of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1988, as included in Public Law 100-202, is hereby repealed.

(b) 1987 FOREIGN ASSISTANCE APPROPRIATIONS ACT.—Section 539(g)(2) of the Foreign Assistance and Related Programs Appropriations Act, 1987, as included in Public Law 99-591, is hereby repealed.

(c) 1986 ASSISTANCE ACT.—The Special Foreign Assistance Act of 1986 is hereby repealed except for section 1 and section 204.

(d) 1985 ASSISTANCE ACT.—The International Security and Development Cooperation Act of 1985 is hereby repealed except for section 1, section 131, section 132, section 504, section 505, part B of title V (other than section 558 and section 559), section 1302, section 1303, and section 1304.

(e) 1985 JORDAN SUPPLEMENTAL ACT.—The Jordan Supplemental Economic Assistance Authorization Act of 1985 is hereby repealed.

(f) 1985 AFRICAN FAMINE ACT.—The African Famine Relief and Recovery Act of 1985 is hereby repealed.

(g) 1983 ASSISTANCE ACT.—The International Security and Development Assistance Authorization Act of 1983 is hereby repealed.

(h) 1983 LEBANON ASSISTANCE ACT.—The Lebanon Emergency Assistance Act of 1983 is hereby repealed.

(i) 1981 ASSISTANCE ACT.—The International Security and Development Cooperation Act of 1981 is hereby repealed except for section 1, section 709, and section 714.

(j) 1980 ASSISTANCE ACT.—The International Security and Development Cooperation Act of 1980 is hereby repealed except for section 1, section 110, section 316, and title V.

(k) 1979 DEVELOPMENT ASSISTANCE ACT.—The International Development Cooperation Act of 1979 is hereby repealed.

(l) 1979 SECURITY ASSISTANCE ACT.—The International Security Assistance Act of 1979 is hereby repealed.

(m) 1979 SPECIAL SECURITY ASSISTANCE ACT.—The Special International Security Assistance Act of 1979 is hereby repealed.

(n) 1978 DEVELOPMENT ASSISTANCE ACT.—The International Development and Food Assistance Act of 1978 is hereby repealed, except for section 1, title IV, and section 603(a)(2).

(o) 1978 SECURITY ASSISTANCE ACT.—The International Security Assistance Act of 1978 is hereby repealed.

(p) 1977 DEVELOPMENT ASSISTANCE ACT.—The International Development and Food Assistance Act of 1977 is hereby repealed except for section 1, section 132(b), and section 133.

(q) 1977 SECURITY ASSISTANCE ACT.—The International Security Assistance Act of 1977 is hereby repealed.

(r) 1976 SECURITY ASSISTANCE ACT.—The International Security Assistance and Arms Export Control Act of 1976 is hereby repealed except for section 1, section 201(b), section 212(b), section 601, and section 608.

(s) 1975 DEVELOPMENT ASSISTANCE ACT.—The International Development and Food Assistance Act of 1975 is hereby repealed.

(t) 1975 BIB ACT.—Public Law 94-104 is hereby repealed.

(u) 1974 ASSISTANCE ACT.—The Foreign Assistance Act of 1974 is hereby repealed.

(v) 1973 EMERGENCY ASSISTANCE ACT.—The Emergency Security Assistance Act of 1973 is hereby repealed.

(w) 1973 ASSISTANCE ACT.—The Foreign Assistance Act of 1973 is hereby repealed.

(x) 1971 ASSISTANCE ACT.—The Foreign Assistance Act of 1971 is hereby repealed.

(y) 1971 SPECIAL ASSISTANCE ACT.—The Special Foreign Assistance Act of 1971 is hereby repealed.

(z) 1969 ASSISTANCE ACT.—The Foreign Assistance Act of 1969 is hereby repealed except for the first section and part IV.

(aa) 1968 ASSISTANCE ACT.—The Foreign Assistance Act of 1968 is hereby repealed.

(bb) 1964 ASSISTANCE ACT.—The Foreign Assistance Act of 1964 is hereby repealed.

(cc) LATIN AMERICAN DEVELOPMENT ACT.—The Latin American Development Act is hereby repealed.

(dd) 1959 MUTUAL SECURITY ACT.—The Mutual Security Act of 1959 is hereby repealed.

(ee) 1954 MUTUAL SECURITY ACT.—Sections 402 and 417 of the Mutual Security Act of 1954 are hereby repealed.

(ff) DEPARTMENT OF STATE AUTHORIZATION ACT, FISCAL YEARS 1982 and 1983.—Section 109 of the Department of State Authorization Act, Fiscal Years 1982 and 1983, is hereby repealed.

(gg) DEPARTMENT OF STATE AUTHORIZATION ACT, FISCAL YEARS 1984 AND 1985.—Sections 1004 and 1005(a) of the Department of State Authorization Act, Fiscal Years 1984 and 1985, are hereby repealed.

(hh) SAVINGS PROVISION.—Except as otherwise provided in this Act, the repeal by this Act of any provision of law that amended or repealed another provision of law does not affect in any way that amendment or repeal.

#### TITLE XXXV—EFFECTIVE DATE

##### SEC. 3501. EFFECTIVE DATE.

Except as otherwise provided in this Act, this division, and the amendments made by this division, shall take effect on the date of the enactment of this Act or October 1, 1995, whichever occurs later.

The CHAIRMAN. The bill will be considered for amendment under the 5-minute rule for an initial period of 10 hours.

After that initial period, amendments shall be debatable only as provided in clause 6 of rule XXIII, or section 2 of House Resolution 155. Consideration of the bill for amendment will not continue beyond 2:30 p.m. on Thursday, May 25, 1995.

Other than pro forma amendments for the purpose of debate and amendments en bloc described in section 2 of the resolution, no amendment to the committee amendment in the nature of a substitute, as modified, is in order unless printed in the CONGRESSIONAL RECORD.

It shall be in order for the chairman of the Committee on International Relations or a designee to offer amendments en bloc consisting of printed amendments or germane modifications thereto. Those amendments en bloc shall be considered as read, except that the modifications shall be reported, shall not be subject to amendment or to a demand for a division of the question, and shall be debatable for 10 minutes, equally divided and controlled by the chairman and ranking minority member of the Committee on International Relations.

The original proponents of the amendment offered en bloc shall have permission to insert statements in the CONGRESSIONAL RECORD immediately before the disposition of the amendments en bloc.

Are there any amendments to the bill?

AMENDMENT OFFERED BY MR. BROWBACK

Mr. BROWBACK. Mr. Chairman, I offer an amendment.

The Clerk read as follows:

Amendment offered by Mr. BROWBACK: In section 2101(a)(1) (relating to the Diplomatic and Consular Programs) strike "\$1,676,903,000" and insert "\$1,656,903,000".

In section 2101(a)(2) (relating to the Salaries and Expenses) strike "\$355,287,000" and insert "\$335,287,000".

In section 2101(a)(4) (relating to Acquisition and Maintenance of Buildings Aboard) strike "\$391,760,000 for fiscal year 1997" and insert "\$376,760,000 for fiscal year 1997".

In section 2101(a)(7) (relating to the Office of the Inspector General) strike "\$23,469,000 for fiscal year 1997" and insert "\$21,469,000 for fiscal year 1997".

In section 2101(a)(8) (relating to the Payment to the American Institute in Taiwan) strike "\$14,710,000" and insert "\$13,710,000".

In section 2102(a) (relating to the Assessed Contributions to International Organizations) strike "\$867,050,000" and insert "\$828,388,000".

In section 2102(b)(1) (relating to the Voluntary Contributions to International Organizations) strike "\$302,920,000" and insert "\$290,680,000".

In section 2102(c)(1) (relating to Assessed Contributions for International Peacekeeping) strike "\$345,000,000" and insert "\$300,000,000".

In section 2102(d)(1) (relating to the Voluntary Contributions to Peacekeeping Operations) strike "and \$68,260,000 for fiscal year 1997" and insert "and \$62,260,000 for fiscal year 1997".

In section 2102(e)(1) (relating to the International Conferences and Contingencies) strike "\$6,000,000" and insert "\$5,000,000".

In section 2106(1) (relating to Salaries and Expenses) strike "\$428,080,000" and insert "\$407,080,000".

In section 2106(3)(A) (relating to Fulbright Academic Exchange Programs) strike "\$113,680,000" and insert "\$93,680,000".

In section 2106(3)(F) (relating to Other Programs) strike "\$87,341,400" and insert "\$67,341,400".

In section 2106(4)(A) (relating to International Broadcasting Activities) strike "\$286,191,000" and insert "\$256,191,000".

In section 2106(5) (relating to Radio Construction) strike "\$67,647,000" and insert "\$57,647,000".

In section 2106(9) (relating to the Center for Cultural and Technical Interchange between East and West) strike "\$10,000,000" and insert "\$8,000,000".

In section 2106(10) (relating to the National Endowment for Democracy) strike "\$34,000,000 for fiscal year 1997" and insert "\$32,000,000 for fiscal year 1997".

In section 2107(1) (relating to the Arms Control and Disarmament Agency) strike "\$40,500,000" and insert "\$39,500,000".

In section 3101 (relating to the Foreign Military Financing Program) strike "\$3,240,020,000" and insert "\$3,226,020,000".

In section 3201 (relating to the Economic Support Fund) strike "\$2,283,478,000" and insert "\$2,248,478,000".

In section 3221(a)(1) (relating to the Development Assistance Fund) strike "for each of fiscal years 1996 and 1997" and insert "for fiscal year 1996 and \$745,000,000 for fiscal year 1997".

In section 3221(a)(2) (relating to the Development Fund for Africa) strike "for each of fiscal years 1996 and 1997" and insert "for fiscal year 1996 and \$614,214,000 for fiscal year 1997".

In section 3221(a)(3) (relating to the Assistance for Independent States for the Former Soviet Union) strike "\$650,000,000" and insert "\$625,000,000".

In section 3221(a)(5) (relating to the Inter-American Foundation) strike "\$10,000,000" and insert "\$7,000,000".

In section 3221(a)(6) (relating to the African Development Foundation) strike "\$5,000,000" and insert "\$4,000,000".

In section 3222(3) (relating to the Operating Expenses of the Office of the Inspector Gen-

eral) strike "\$31,685,000" and insert "\$30,685,000".

In section 3261 (relating to the Peace Corps) strike "for each of the fiscal years 1966 and 1977" and insert "fiscal year 1996 and \$215,000,000 for fiscal year 1997".

Mr. BROWBACK (during the reading). Mr. Chairman, I ask unanimous consent that the amendment be considered as read and printed in the RECORD.

The CHAIRMAN. Is there objection to the request of the gentleman from Kansas?

There was no objection.

(Mr. BROWBACK asked and was given permission to revise and extend his remarks.)

Mr. BROWBACK. Mr. Chairman, in cooperation with the gentleman from New York [Mr. GILMAN], the chairman, we are offering this amendment to bring H.R. 1561 in line with the budget resolution adopted last week. This amendment seeks further reductions and efficiencies without cutting essential functions that would support our national security, trade, or humanitarian interests.

Members will recall we voted to support \$18.2 billion for function 150 spending in fiscal year 1996. Working with the chairman and the other members of the Committee on International Relations, we have crafted a bill to cut approximately \$1 billion from programs under our jurisdiction, which, along with cuts from programs outside our jurisdiction, reaches the Committee on the Budget's targets.

For fiscal year 1997, the Committee on International Relations cut \$1.5 billion from the foreign affairs budget, but since the Committee on International Relations was preparing this bill at the same time as the Committee on the Budget was crafting the budget resolution, we were not able to conform our numbers to the budget resolution. Therefore, my amendment is necessary to cut an additional \$477.9 million from the bill so we can reach the Committee on the Budget's mandate and what this House voted on of \$16.8 billion for fiscal year 1997.

There are some very clear and specific reasons why we need to do this. This amendment is crucial, first of all, Mr. Chairman, because we are broke. I want to turn Members' attention to the chart I have here which shows just where we are going with the Federal debt. We are at nearly \$5 trillion today.

Under President Clinton's proposed budget, we would get to nearly \$7 trillion by the year 2000, and the red ink continues to pile on. We cannot afford to continue to spend as much as we have on any program. That is why we passed a budget resolution last week that balances the budget by 2002 so our kids do not have to pay off our red ink. That is why we have to bring H.R. 1561 into compliance with that resolution.

□ 1600

People on the other side of the aisle will say that we are isolationists. I would refute that because of the number of things the Republican Party has



done over the years to disprove that, and I would further say we may become a nation of isolationists if we do not get our fiscal house in order, because we are not going to have any more credit to be able to extend across the rest of the globe because of being broke.

There will be those that will say, as well, that this amendment is an outrage, that we cannot make these types of cuts, that it will kill U.S. foreign policy. To them I respond that what is outrageous to the American people is that Congress has mindlessly spent them into debt to the tune of nearly \$5 trillion. It is an outrage that we have left this mortgage on America to our kids.

I would ask, will it kill foreign policy if we cut funding to the U.N. Industrial Development Organization, when we already have provided multilateral development assistance through the World Bank? Will it kill foreign policy if we force the State Department to close extraneous consulates and reduce the size of bloated embassy staffs? Will it kill foreign policy if we reduce educational and cultural exchange programs?

We are all going to have to sacrifice to balance this budget, to be able to get it in line so we do not sacrifice our kids because we were not willing to make the tough choices and the tough cuts. The sacrifices that we are asking to recipients of foreign aid are not inordinate, not whatsoever, given our precarious financial situation and the mountains and mountains of debt that we are piling on future generations.

We must sacrifice to achieve fiscal stability. We must get our own fiscal house in order for this country to be strong and grow into the future so our children can have a foreign policy, so they can push the initiatives that we desire rather than paying off our debt. For that, I think we should ask this of the recipients of our foreign aid, to make these responsible and reasonable cuts.

I submit this amendment, Mr. Chairman. I urge my colleagues to support and vote for the Brownback amendment. It gets us in line with the budget resolution passed by this body last week. It staunches the flow of red ink.

Mr. FARR. Mr. Chairman, I rise in strong opposition to the Brownback amendment.

Mr. Chairman, this is not even a pennywise issue. It is an issue that goes to the very heart of cutting what I think is one of the most important programs that this country has to offer, the U.S. Peace Corps.

The gentleman from New York [Mr. GILMAN], the chairman, has already reduced the President's request for the Peace Corps by \$3 million. In tight times, although I do not like the reduction, I think we can live with that, but this amendment goes far beyond that. Now is the time in American history when we need to strengthen American awareness and American involvement in cost-effective ways abroad, and I think the Peace Corps does that.

Now is the time we need Americans working in Eastern Europe and South America, in Eastern Asia. I know, and nine other colleagues of mine in this body know what it is like to have been working in the Peace Corps because we were all former Peace Corps volunteers.

The 2 years that we spent overseas really taught us, and I think each of us and all of the other thousands of returned Peace Corps volunteers have been able to come home with a language, with an understanding of a culture, with an understanding of foreign governments, with an understanding of how to build infrastructure in a cost-effective way. Let me give one example.

We talk a lot about foreign aid and how we are going to try to get the world community into education. Most people do not realize that in developing countries, the youth of those countries in the rural areas have to deal with the basic necessities of life. Most of their time is spent gathering water. Indeed, if you want to have children go to school, you have to build a water system, because they are needed for the labor to support the families.

That is not going to be done by sophisticated foreign aid projects or international diplomacy. That is going to be done by people in the very areas, in the rural areas of this world being able to work with the people to develop the self-help programs that they need, to develop the infrastructure so that indeed we can have a stabilized world.

Also I would like to mention that the Peace Corps has been, throughout its history, strongly supported in a bipartisan fashion. I think to take this partisan amendment and to reduce the Peace Corps is essentially a blow to the strongest program that we have had throughout this world. There is not a country where the Peace Corps has served or is being asked to serve that does not realize the benefit that they provide in having a two-way system where volunteers from the United States of all ages can go and spend 2 years of their life working in a country, and at the same time come back with the strength of knowing the rest of the world.

I am in strong support of reauthorizing the program. I regret that it is going to be even reduced by the \$3 million from what the President has requested, but this amendment goes much further than that. It is very destructive, and I urge its defeat.

Mr. SALMON. Mr. Chairman, I move to strike the last word.

Mr. Chairman, I yield to the gentleman from Kansas [Mr. BROWNBACK].

Mr. BROWNBACK. Mr. Chairman, I thank the gentleman from Arizona [Mr. SALMON] for yielding.

Mr. Chairman, to respond quickly to the comment on the cuts in the Peace Corps, which I think is an excellent program, a very worthwhile program, I would note in our cuts that we are proposing it is a 2-percent cut in the Peace

Corps. At a time when we have just got to balance the budget and we cannot afford to stack more debt on future generations, I think that is a responsible cut so that our future kids and our children can be in the Peace Corps as well.

Mr. SALMON. Mr. Chairman, I urge support for the well-crafted Brownback amendment. It is never easy to reduce Government spending but this amendment protects our top priorities while meeting our obligations to our children and our grandchildren to balance the budget by the year 2002. This amendment protects critical aid to our allies, Israel and Egypt, and ensures substantial levels of aid to the hungry and the needy across the world, while acknowledging that given \$200 billion annual deficits, some programs like cultural exchange programs will have to look more to the private sector that to taxpayers and to deficit spending.

I urge bipartisan support for the Brownback amendment.

Mr. Chairman, I yield to the gentleman from Ohio [Mr. CHABOT].

Mr. CHABOT. Mr. Chairman, I thank the gentleman for yielding.

Mr. Chairman, I commend the gentleman from Kansas [Mr. BROWNBACK] for this important amendment. The people of this country spoke loudly and clearly last November. They clearly said, "Balance the budget," and not by raising taxes but by cutting spending.

One area that the American people said to cut is foreign aid. While I strongly agree with the sentiment of the American people that foreign aid must be cut, what the gentleman from Kansas does in this amendment is to make additional cuts of approximately \$477 million. If we are going to ask some Americans, for example, those who are dependent upon welfare, to be less dependent on the Government, then surely we must insist that other countries be less dependent on our Government as well.

I strongly support the Brownback amendment and I urge its adoption.

Mr. BURTON of Indiana. Mr. Chairman, will the gentleman yield?

Mr. SALMON. I yield to the gentleman from Indiana.

Mr. BURTON of Indiana. Mr. Chairman, I thank the gentleman for yielding.

Mr. Chairman, let me end up by saying when the budget resolution was passed, it was passed about the same time we were working on this bill. We are \$477 million short of what the budget resolution requires, so it is really important that we pass this amendment.

It is going to take the overall foreign aid cuts down by about \$2 billion, but at a time when the American people are being asked to bite the bullet as far as spending is concerned, it is only reasonable to say that we ought to cut foreign spending as well, so the cut of \$2 billion and this additional cut of \$477 million is in order. I urge my colleagues to support this amendment.

Mr. HAMILTON. Mr. Chairman, I move to strike the requisite number of words, and I rise in opposition to the amendment.

Mr. Chairman, this afternoon the President said in his news conference that we should not handcuff the President. "If this bill passes," he is referring to the bill we are debating now on the floor, "if this bill passes in its present form, I will veto it."

I think all of us understand that it takes the Congress and the President working together to make American foreign policy. What we have now is kind of two ships passing in the night without dialog, without discussion and without debate, and we simply are fooling ourselves on this floor if we think we are making foreign policy. At the present time we are really engaged in kind of a political exercise, so far as I can see.

If this amendment passes, it will only make more difficult the accommodation that simply has to come about eventually between the President and the U.S. Congress in making foreign policy.

I am fully aware, of course, of the great popularity of cutting the budget and of cutting foreign aid. There are very few among us who do not recognize that that is a popular exercise. I want to lay out on the record, although I think I know how the votes fall here, the impact of this amendment.

Foreign aid has already been cut since 1985 by 40 percent. All of the foreign affairs agencies have undergone downsizing, and more downsizing is scheduled to come this year.

The committee bill that has been reported out unanimously on the majority side already cuts current levels of foreign assistance by 9 percent. The Brownback amendment increases that cut to 12 percent. One really wonders how far you go in this cutting game and still be able to maintain a semblance of leadership in the world. If cutting 12 is good, then why not cut 20, 30, 40, or 50 percent? Why stop now?

This amendment cuts another \$58 million from the State Department. That is on top of \$90 million in cuts in the bill already from 1995 levels. This amendment cuts 13 percent from an already low authorization for U.N. peacekeeping. We are adding almost weekly additional burdens on the United Nations for peacekeeping, and we are demanding more and more of the United Nations while we cut their budget more and more.

This amendment cuts another 4½ percent from our assessed international organization contributions. It cuts almost 9 percent from the contributions we make voluntarily for international peacekeeping, and it makes further additional cuts in economic assistance, especially development assistance. It would cut development assistance another 13 percent, and that results in a total cut of nearly 45 percent between fiscal year 1995 and fiscal year 1997.

I understand that I have thrown a lot of statistics out, but I hope, in sum, they convey to Members how deeply these cuts are impacting, or will impact, American foreign policy and one of its important tools, the foreign aid bill.

The New Independent States will take additional reductions here on top of the 20 percent from the President's fiscal year 1996 request. As my colleague from California has argued, we will also be cutting the Peace Corps, one of the most successful programs that we have had and one that enjoys overwhelming bipartisan support.

That, then, is the impact. But let me return to the principal point. The President has made his position clear. Are we in this House going to be a part of the process and work with him for an accommodation, or are we simply going to play a political game here with no real relevance to the foreign policymaking process?

I urge my colleagues to vote against this amendment.

□ 1615

Miss COLLINS of Michigan. Mr. Chairman, I move to strike the requisite number of words.

Mr. Chairman, I rise in opposition to the amendment offered by Representative BROWNBACK. Foreign aid must not be sacrificed in order to fund the Republican effort to balance the budget by any means necessary. Just as no man is an island, no country is isolated. America has always been a leader in foreign relations. We must continue to encourage diplomacy with our international neighbors.

This amendment will diminish our leadership in world affairs. U.S. interests and security dictate that we play a vital role in world affairs. This amendment will ensure that this legislation serves as a wall between ourselves and other countries.

Foreign aid is in the best interest of the United States. Maintaining effective aid programs will help developing countries make gains in health care, educational opportunities and small business development. We must be committed to creating an environment that promotes fair trade and investment opportunities. This will lead to sustained economic progress for both sides.

If we leave our world neighbors in the lurch it will certainly come back to haunt us. In a dangerous world, we are foregoing the protection that foreign assistance can often provide. This amendment undercuts our ability to conduct diplomacy, create new markets, and protect U.S. interests.

Foreign aid programs should not be singled out to fund the Republican goal of reducing the Federal budget by any means necessary. This amendment will undermine U.S. leadership in the world. This bill is a step in the wrong direction.

Mr. Chairman, I urge my colleagues to oppose this measure.

Mr. BURTON of Indiana. Mr. Chairman, I move to strike the requisite number of words.

Mr. Chairman, I just want to make a couple of real brief points. We are going to be spending \$17½ billion, that is \$17.5 billion, in foreign assistance. Sure, we are cutting \$2 billion, but we are still sending \$17½ billion of taxpayers' money overseas. That is a lot of money.

For my colleagues who know we are under severe budgetary constraints, to say we are not doing enough for the rest of the world, they need to start telling us where they think we ought to cut. We have not had many suggestions from the other side on where to cut spending. Every time we bring a bill to the floor that cuts spending to get us on a trend line to a balanced budget, everybody starts complaining and says, oh my gosh, you are going to hurt these people, and this group and this group. The fact of the matter is the people who are getting hurt the most in the country are the American taxpayers, because the deficit continues to go up and up and up and the interest on the debt goes up and we have to do something about it.

So, the \$2 billion out of the \$19.5 billion we are sending overseas, a \$2 billion cut is justifiable. We are not relinquishing our position in the world as the world leader, we are still helping wherever we can. We are going to be helping starving children, we are going to be helping countries do a lot of things, but at the same time we are doing it in a much more responsible way, we are watching taxpayers' money and spending taxpayers' dollar wisely, and that is the thing we should be doing.

So when my good friends on the other side of the aisle start complaining about where we are making these cuts, I hope everybody will remember the cuts have to be made. Otherwise we are going to have a fiscal disaster in the country in about the next 6 or 7 years. We have to have a balanced budget by the year 2002. We in the Republican leadership are heading in that direction, and this is one step that must be taken.

Mr. BERMAN. Mr. Chairman, I move to strike the requisite number of words.

Mr. Chairman, I understand this amendment would reduce from the committee-passed bill an additional \$478 million in fiscal year 1997 authorizations. So on top of the \$2 billion reduction in the 150 account that the budget resolution and this bill impose on our diplomatic and foreign relations account, the amendment further squeezes the whole series of accounts in the foreign affairs budget.

Mr. BURTON of Indiana. Mr. Chairman, will the gentleman yield.

Mr. BERMAN. Sure; I yield to the gentleman from Indiana.

Mr. BURTON of Indiana. Mr. Chairman, as I understand it, the cut originally proposed is \$1.5 billion, and this

takes us close to \$2 billion, so it was not \$2 billion initially, and this takes us to \$477 million more.

Mr. BERMAN. The 150 account covers the items in this bill and the multilateral banks which are all tools of our foreign policy interests and the PL-480 program, which is not authorized in this bill. The 150 function, the most reduced function in the Federal Government over the last 10 years, which accounts for about 1.3 percent of our Federal spending, is being reduced as I understand it by close to \$2 billion below last year's spending, \$3 billion below the administration's request, and now in fiscal year 1997 we have a further cut.

I do not understand, and I would like to hear laid out at some point in this thing just how you think the foreign relations functions of the Federal Government are going to work to serve American interests. I listened during the general debate on this bill to your colleague from Oregon who said functions run by the Arms Control and Disarmament Agency, functions run by the Agency for International Development, functions run by the USIA are irrelevant in the post-cold war era. He does not think that verification and monitoring of arms control agreements has relevance simply because the cold war has ended? The fact that the republics, that Russia in particular has a substantial number of nuclear weapons left, that we are going to try and ratify and enforce a chemical weapons treaty to get rid of these functions, he does not think that radio broadcasts into totalitarian countries which do not allow free press still have some relevance, and world is all safe, the cold war is over?

We know that many of you do not believe that because you are concerned, understandably and correctly, about the level of defense spending. We know what history has brought us. We know the end of World War I led to just this kind of dynamic pullout from the world, go back, Fortress America. We heard one member of our committee talk about America First and for once, as if being involved with an active diplomatic agenda was not putting America first, that this was not all about serving America's interests.

We know the history of what happened between the wars. We know what happened after World War II. We know that the bipartisan leadership after World War II decided to do it a different way, and the result was that we had a long and difficult and expensive cold war, but ultimately we won it.

But we also know that there are threats of terrorism and proliferation and famine and poverty, all of which, apart from the humanitarian interests, undermine our own interests in the strength of future global markets, of regional stability, of controlling the proliferation of nuclear weapons, and I am telling you, I understand your focus on the deficit. I do not share where you want to go in the end, but I really

think taking the function of government which has been the most cut for the past 10 years and thinking you can through drastic cuts and micromanagement run foreign policy in a way that maintains America's international leadership is terribly mistaken.

I urge this amendment be defeated. I think this is no longer a bill that just constrains the cuts to what were originally proposed. You are now going further, slashing even more than the bill that the committee brought to the floor, and I urge that the Brownback amendment be defeated.

Mr. ROHRBACHER. Mr. Chairman, I move to strike the requisite number of words.

Mr. BROWBACK. Mr. Chairman, will the gentleman yield?

Mr. ROHRBACHER. I yield to the gentleman from Kansas.

Mr. BROWBACK. Mr. Chairman, I thank the gentleman for yielding. I just point out in response to the last speaker briefly that was saying that we are pulling out completely away from the world, going isolationist on our policies, that what my amendment proposes is a 3-percent cut overall in the 150 account. A 3-percent cut it seems to me hardly qualifies for us completely disengaging in the world, particularly how engaged the United States is militarily, trade security. And also I would point out specifically on the Arms Control and Disarmament Agency area cut, it is an additional \$1 million, \$1 million cut, which again I do not believe really qualifies for the overstatement the gentleman has given of we are pulling out of the world.

What these are are targeted, specific cuts that, what we are trying to get at is balancing the budget, and if not this area, then somewhere else.

Mr. ROHRBACHER. Mr. Chairman, I rise in strong support of the Brownback amendment. First of all, we are cutting the budget in order to balance the budget in the long run. And in doing so, we are cutting domestic programs, not drastically, but we are making prudent cuts throughout our domestic programs.

What we are suggesting here is that American foreign aid and what we give to others through, for our benevolence and other reasons, should also be reduced to be fair to our own people during this time of domestic budget cuts.

Overall, as we put the budget together, we plan to cut 9 percent, that is \$1.5 billion, from the spending level from last year, and the gentleman from Oregon [Mr. BROWBACK] is simply adding another 3 percent to that level of cuts, which leaves us \$16.7 billion in aid left.

In the post-cold-war world that should make sense to the American people. If the American people want us to spend more and more money, more than \$16.7 billion on direct foreign aid, let me note in terms of our foreign policy and in terms of foreign aid, in terms of what we are doing overseas, \$16.7 billion outside of the military and

what we are doing in the military seems like a prudent number.

In the post-cold-war world we do not have to spend as much as we did in the cold-war era. That makes sense, and it is not fair to our own people if we do not make prudent cuts. And we are not withdrawing from the world. We are just saying from now on, because we bore the whole burden of the cold war, because we, the American people, decided that we had to protect the world against communism and yes, before that, against fascism and Japanese militarism, and yes, before that, against the Germans invading Western Europe, but the fact of the matter is the American people do not have to bear all of the burdens of the world any longer. What we are saying is not isolationism, but that when we are spending our hard-earned tax dollars we must, No. 1, make sure that all of those dollars are being spent in the interests of the United States, and yes, there is a benevolent interest to the United States, but in essence we want to make sure that we are spending money that is in our interest, and also that the dollars are being spent effectively.

We are spending things in this, even left in the budget, we are spending things like for example paying for birth control for India, at a time when India ends up spending their money on developing nuclear weapons. That is not even cut out of this budget. I will tell Members if it was up to this Congressman we would cut a lot more out of the budget. And the gentleman from Oregon [Mr. BROWBACK] has been absolutely responsible. I salute him, and I salute the gentleman from New York [Mr. GILMAN]. They have done a tremendous job, and I think they are trying to make our foreign aid more effective and they are trying to do what is in the interests of this country.

The CHAIRMAN. The time of the gentleman from California [Mr. ROHRBACHER] has expired.

(On request of Mr. BERMAN, and by unanimous consent, Mr. ROHRBACHER was allowed to proceed for 2 additional minutes.)

Mr. BERMAN. Mr. Chairman, will the gentleman yield?

Mr. ROHRBACHER. I yield to the gentleman from California.

Mr. BERMAN. Mr. Chairman, I thank the gentleman for yielding. We can go through foreign aid budgets and we can talk about any specific program, but I have worked with the gentleman on a number of issues, and, for instance, I know of his support and the importance he gives, unlike some of his colleagues, to, for instance, the surrogate broadcasting, the getting information into countries where there is not either a well-developed institutional free press and broadcasting, or totalitarian states where they block it.

Mr. ROHRBACHER. That is correct.

Mr. BERMAN. I look at the Brownback amendment and I say we started out with a bill that in fiscal year 1996, \$121 million in reductions for

USIA, USIA's presence abroad cut by 10 percent, a thousand positions in USIA eliminated. Broadcasting cut by over 10 percent, impairing the agency's ability to broadcast to the Middle East, Eastern Europe, the former Soviet Union, other important areas.

□ 1630

Let me just make the last one. Then under the Brownback amendment, we cut an additional \$10 million for radio construction.

You and I, I thought, were hoping to create a support for Radio Free Asia transmitters, Free Asia transmitters construction expenses, get radio, get information into China, \$30 million more in additional cuts, millions for broadcasting. I feel like I hear a mechanistic debate. We talk numbers, only 3 percent, 5 percent.

Mr. ROHRABACHER. Reclaiming my time, I will give you a better example. As you know, both of us have worked together for National Endowment for Democracy. No one has been a stronger supporter for National Endowment for Democracy than I have been. Yet, in the Brownback amendment, I understand they take another \$2 million out of the NED budget. Yet we are in a situation where we owe it to our own people, even though we have priorities we would like to spend money on, to cut moneys out to make them more effective. Cutting the budget does not mean it is less effectively spent.

Mr. ROTH. Mr. Chairman, I move to strike the requisite number of words.

You know, this debate that we are having here today is more than just about dollars. This debate basically is about political power. What we are hearing today is the President down at the Rose Garden saying that Congress is going to clip his wings. That is not true at all.

When our forefathers met in Philadelphia, they set up a Government with a separation of powers, some powers delegated to the executive, some to the judicial, some to the executive, legislative.

Since up to the Second World War, Congress was always involved in foreign affairs, but during the Second World War and after, because of the cold war and the President had to respond quickly, Congress abdicated these powers to the executive.

What we are saying now basically is that we are going to take some of these powers back. So it is not that we are cutting a billion dollars out of the \$17 billion we are shipping overseas, which is really a pittance, the real issue here is what is Congress' role in foreign affairs? What is Congress' role in foreign policy?

And we, the more conservative element, are saying Congress should be involved because Congress speaks for the people, and when our forefathers set up the Constitution, they said, for example, the President our Executive, can ask for a declaration of war, but only Congress can declare war.

All the way down the line we have certain responsibilities given to the Congress, certain to the Presidency, certain to the judiciary, but in the last 50 years Congress has abdicated all of its powers and given them to the Presidency.

Now, in this particular bill we have some \$17 billion in cuts. The argument here has been made with the \$250 billion deficit, is that too much to ask? I do not think so. One of reasons the Soviet Union fell, we no longer have the Soviet Union, it is ancient history, is because they went bankrupt. Why? Because they spent themselves into bankruptcy.

While we are richer than old Soviet Union was, the truth of the matter is we are facing a \$4.9 trillion national debt. We cannot keep going in this direction.

I know it is hard to change. Machiavelli told us that in his famous book "The Prince," that one of most difficult things to do is change, and we are changing. But there is still old thinking, the old mentality of the liberal welfare state; yes, we have welfare at home and we are going to have welfare overseas.

While we are changing the welfare at home, why not change the welfare overseas, too? You know, the only time a family can help itself and help its neighbors is when the family is able to take care of itself. When a family spends itself into bankruptcy, they cannot take care of their brothers or sisters or anyone else down the street. That is basically what we are saying here today. We have got to start taking care of our own problems here at home or else we will not be able to take care of anyone's problems.

We are now to the point, with a \$4.9 trillion national debt, that we have got to stop and say, hey, wait a minute, we have got to stop and say, hey, wait a minute, we have got to stop and analyze where we are going.

There is a beautiful book, not a beautiful book but an interesting book, called "Wild Ride." You see it on the newsstand today. It is about that famous Kentucky horse farm, Calumet. They had so much money they thought they would never come to the end of dollars. What happened one day, they woke up and they were broke. You know something, when you see what happened to that farm, it is the same thing, a metaphor of what is happening here in the Congress and our own Government.

Let us start taking care of the problems we have got at home. Let us watch the dollars we have in our pocket because these pockets are empty and we have got to start analyzing where our money is going to come from and how we are going to set our priorities.

There are many areas in this budget, when we passed the balanced budget on Thursday, that cut much, much deeper than we are cutting in foreign aid. We do not need the crocodile tears on foreign aid. We are still sending billions

overseas, and we are not nearly cutting as much in foreign aid as we are some of our domestic programs.

Mr. KASICH. Mr. Chairman, will the gentleman yield?

Mr. ROTH. I yield to the gentleman from Ohio.

Mr. KASICH. I just want to take a minute here and compliment the gentleman from Kansas for trying to get this overall spending level in 1997 to concur with the spending level in the Committee on the Budget resolution, and I want to associate myself with the remarks from various speakers who have risen in support of the amendment offered by the gentleman from Kansas [Mr. BROWNBACK].

We will still have a very robust program.

The CHAIRMAN. The time of the gentleman from Wisconsin [Mr. ROTH] has expired.

(At the request of Mr. KASICH and by unanimous consent, Mr. ROTH was allowed to proceed for 2 additional minutes.)

Mr. KASICH. If the gentleman will yield further, we will still have a robust program that will promote U.S. interests around the world, but, frankly, I think that the foreign aid budget for too long has represented an awful lot of interests that are not necessarily in line with promoting direct U.S. national interests.

Frankly, I think that the foreign aid bill to a large degree has become a bill that represents corporate welfare, and we have a number of changes in this bill.

This is only part of our attempt to get in the middle of reform. Frankly, the multilateral banks are another area where we will be directing some change.

But I think that the gentleman from Kansas is proposing makes good sense, and, frankly, I would be pretty well surprised if we did not get strong bipartisan support for this proposal.

I mean, if you are interested in responding to what your constituents want, which is a tight-fisted, responsible foreign aid budget, you want to come to the floor and support BROWNBACK, and this will be able to accomplish our goals around the world, but do it in a way that is responsive to hardworking Americans.

So I want to appreciate the gentleman yielding this time to me and would urge all of my colleagues on both sides of the aisle to come to the floor, conform this to the budget resolution, support the Brownback amendment.

Mr. ROTH. I thank the gentleman for his contribution.

I think it is true when you take a look at, for example, AID, and the gentleman from Ohio was talking about corporate welfare, well, we have a lot of waste, fraud, and abuse in these programs, and if the American people were voting here today, believe me, they would have much deeper cuts than we are asking for.

The President just had a news conference at the Rose Garden. Again, I want to point this out, he said that the Congress basically is going to be clipping his wings. He needs more power in foreign affairs. The truth of the matter is that he has had all the power in foreign affairs.

The CHAIRMAN. The Committee will rise informally in order that the House may receive a message.

#### MESSAGE FROM THE PRESIDENT

The SPEAKER pro tempore (Mr. BURTON of Indiana) assumed the chair.

The SPEAKER pro tempore. The Chair will receive a message.

#### MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Edwin Thomas, one of his secretaries.

The SPEAKER pro tempore. The Committee will resume its sitting.

□ 1637

#### AMERICAN OVERSEAS INTERESTS ACT OF 1995

The committee resumed its sitting.

Mr. GILMAN. Mr. Chairman, I move to strike the requisite number of words.

Mr. Chairman, I yield to the gentleman from Kansas [Mr. BROWNBACK].

Mr. BROWNBACK. I thank the distinguished chairman of the Committee on International Relations.

I just wanted to clarify one other point, if I could, of what is taking place here.

There has been some discussion about Radio Free Asia, and I do not touch any of the funding for Radio Free Asia in the amendment that I am putting in front of this body.

Furthermore, I just would point out that I think the gentleman from Ohio [Mr. KASICH] makes some good points about what has the foreign aid been used for, at different points in time. Is it really being used for foreign aid, or is it being used for some forms of corporate welfare, like Robert Riech, the Secretary of Labor, has talked about? I think there is a fair amount, and with the streamlining with this reasonable 3-percent cut, we can hope to get back some of that.

Mr. GILMAN. I thank the gentleman for his remarks, and I urge my colleagues to support the gentleman from Kansas in order to bring this bill within the budgetary resolution so that we can move forward.

Mr. FUNDERBURK. Mr. Chairman, I move to strike the requisite number of words.

Mr. Chairman, let me first begin my remarks by complimenting the distinguished chairman of the Committee on International Relations for bringing to the floor of the House the first attempt to change the basic course of American foreign policy in several decades.

H.R. 1561 does send a message that America will no longer tolerate nations who receive the helping hand of the United States at the same time they thumb their noses at our generosity by voting against us at the United Nations.

That said, Mr. Chairman, the Committee on International Relations needs to do more. America's foreign policy structure needs to be overhauled immediately. The current system is a relic of the 1950's and 1960's.

The State Department is a labyrinth of competing and overlapping agencies, offices and bureaus whose redundancy and waste has hampered our national interest over the last 30 years. It is up to this Congress to abolish the residue of the cold war and bring the State Department in line with the diplomatic and security needs of the American people as we head into a new century.

Mr. Chairman, the new Republican Congress was sent to Washington to get America's priorities straight. Last week we began the glide path toward a balanced budget. It is not an easy process.

We will eliminate entire Cabinet departments, cut out the welfare programs of the 1960's, and end most Federal subsidies across the board.

Each of us has heard from students, seniors, veterans, and farmers in our districts. Many of them are upset, and they are looking at this bill. They have every right to be. How can we go home and say we are cutting out Commerce, Energy, and Education and perhaps HUD, and reducing the size of every Federal department at the same time we leave the State Department virtually untouched? Despite what some in Foggy Bottom and the bureaucracy there will tell you, will, cuts that are proposed by the Brownback amendment are not Draconian cuts, and the cuts which I would suggest that we also put into the process are not Draconian cuts.

According to the report the chairman, the gentleman from Ohio [Mr. KASICH], delivered to the House last week, the State Department budget has grown from \$1.7 billion in the mid-1980's to \$2.6 billion this fiscal year 1995. The Budget Committee's review notes that the continued increase in State Department funding has come from the growth in salaries and expenses, areas that should be addressed.

We need to wake up the State Department. We need to send the word that business as usual has ended.

I am sure that some will say that any cuts in the State Department will hurt our fight against terrorism and out-of-control immigration. Such cuts will do no such thing. The way to combat terrorism and immigration abuses is not to spend more on bureaucrats and diplomatic staff, but it is to boost the morale of our foreign and domestic intelligence agencies, to increase the rapid response capability of our Armed Forces, and to lower the numbers of people who can come to this country at any one time.

Mr. Chairman, the State Department employees over 33,000 people. We have over 300 embassies, consulates, consular agencies, and missions overseas.

The committee bill folds the USIA, the ACDA, and AID into the State Department, and in that sense the bureaucracy will continue to grow. The cuts proposed by both the Committee on International Relations and the Clinton administration merely accept the status quo, albeit on a slightly smaller scale.

As the American people said last year, the status quo is not good enough. America's foreign policy priorities need radical surgery. We can start the process by cutting the fat at Foggy Bottom.

We need to tell the American people we are serious about cutting the budget and we are serious about streamlining and downsizing the bloated bureaucracy at the State Department.

□ 1645

AMENDMENT OFFERED BY MR. FUNDERBURK TO THE AMENDMENT OFFERED BY MR. BROWNBACK

Mr. FUNDERBURK. Mr. Chairman, I offer an amendment to the amendment.

The Clerk read as follows:

Amendment offered by Mr. FUNDERBURK to the amendment offered by Mr. BROWNBACK: In the matter amending section 2101(a)(2) of the bill (relating to authorizations of appropriations for salaries and expenses of the Department of State) strike "\$355,287,000 for the fiscal year 1996" and insert "\$337,522,265 for the fiscal year 1996 and

The CHAIRMAN. The gentleman from North Carolina [Mr. FUNDERBURK] is recognized for 5 minutes in support of his amendment.

Mr. FUNDERBURK. Mr. Chairman, this amendment reduces the bill's authorization level for State Department salaries and expenses for 5 percent for the fiscal year 1996.

Mr. Chairman, I feel that since we are asking the American people to cut the rate of growth and to cut in actual expenditures across the board, that the Gilman and the Brownback bills and amendments have cut USIA, ACDA, and AID drastically but have only asked for a very minimal cut of 1 or 2 percent in the State Department. The State Department should not be sacrosanct, and I feel, having worked in the State Department as a U.S. Ambassador overseas for 4 years, that there is a lot of waste and that we have too much money being spent in that area, in the modern age of high technology and instant communications, and what we have had and what we have seen there in the last few years is that, while other Government agencies and programs are being cut back or using a reasonable measure of trying to cut wasteful expenditures, we have actually had an increase in the building of consulates in countries where we really have no major problems and an increase in the building of embassies, and the salaries have been increasing at too high a level.

Now most of the people in this country are being asked to tighten their

belts, those of us in Congress are going to either freeze or reduce our own salaries, and I think the very least we can do is ask for an additional 5-percent cut in State Department salaries and operating expenses, and that is why I propose this amendment to the amendment offered by the gentleman from Kansas [Mr. BROWNBACK].

Mr. BERMAN. Mr. Chairman, I move to strike the last word.

I would like to ask the gentleman on my time a question, if I might, the gentleman from North Carolina. Might I ask?

Mr. FUNDERBURK. Yes, please.

Mr. BERMAN. Go through this one more time with me:

The Brownback amendment, which cuts—the bill, as we know, cuts essentially the Foreign Affairs Committee or the Committee on International Relations' share of \$2 billion from existing levels. The Brownback amendment cuts an additional \$450 to \$480 million from 1997 levels. The gentleman's amendment would cut first how much more in each fiscal year, 1996 and 1997?

Mr. FUNDERBURK. Mr. Chairman, will the gentleman yield?

Mr. BERMAN. I yield to the gentleman from North Carolina.

Mr. FUNDERBURK. Well, only in the year 1996 we are asking for a 5-percent cut which would be 17.7 additional—\$17.7 million. Now the Brownback amendment cuts across the board. This one is only in State Department salaries and operating expenses.

Mr. BERMAN. So, on top of—on top of what the committee cut the gentleman is cutting an additional 5 percent in operating expenses for State Department operations.

Mr. FUNDERBURK. And salaries; that is correct.

Mr. BERMAN. One other question.

I am confused by the gentleman's comment that AID and ACDA and USIA have taken their share of cuts, but the State Department has not. I thought this bill said there is no more ACDA, USIA, and AID. They are all going to be lumped into the State Department. The authorization is going to be for a new expanded, consolidated State Department, and these cuts are all going to impact on what will become the new State Department. So I am not clear what the gentleman means by disproportionate cuts in agencies that will no longer exist if this bill passes.

Mr. FUNDERBURK. They are not immediately done away with, and obviously we have, for example, a 26-percent cut in the actual funding, the actual expenditure, for USIA. That is my understanding.

To give the gentleman an example—

Mr. BERMAN. Reclaiming my time, I just say very quickly it is probably not going to have much meaning in all this thing. I had the privilege of chairing the subcommittee that authorized State Department functions for 4 years, the last 2 years of the Bush ad-

ministration and the first 2 years of Clinton. We made cuts in operating expenses in the State over and over again. As I indicated earlier, the 150 functions had the most dramatic cuts of any—

Mr. FUNDERBURK. The gentleman is talking about cuts in the rate of projected growth spending probably as opposed to real cuts—

Mr. BERMAN. That is true, and we gave salary across-the-board pay increases. We did not select out State Department and say, "You won't get the salaries."

So the cuts were felt in those departments, and this just adds to what I think is the dramatic slashes of the bill as compounded by the even more dramatic slashes of the Brownback amendment.

Now on top of that we have—

Mr. FUNDERBURK. I think most Americans would find this a very minimal cut and very reasonable cut.

Mr. BERMAN. Mr. Chairman, I yield back the balance of my time.

Mr. BROWNBACK. Mr. Chairman, I move to strike the requisite number of words.

Mr. Chairman, I rise in support of the Funderburk second amendment basically and point out that what this does is the proposal that I am putting forward in fiscal year 1997, it would do it in fiscal year 1996 and making those reductions in fiscal year 1996.

The other things that I would like to point out were that the gentleman from North Carolina [Mr. FUNDERBURK] can also properly be responded to and called Ambassador Funderburk. He was Ambassador to Romania. I do not know how many other people we have in this body that have been Ambassador, and have worked inside the State Department and been able to see the sorts of things that he has and the operations within the State Department. He comes with great credentials in that particular area and one that can say: "Look, folks, this is something that we can get done. This is something we are pushing to do in FY 97. I think it's reasonable to be able to do it in FY 96."

Now, as far as these are totally irresponsible, it is the sort of things we cannot do, we cannot make these sorts of things happen, I would point out again that this is we are talking about a 5-percent cut at a time when we are nearly \$5 trillion in the hole. We have got to make these sorts of decisions, these sorts of reductions, if we are ever going to get to a balanced budget by 2002, and, if this is not reasonable, I am not sure what is, nor in what other functions we might look, that we would ask our own people at home to be making these sorts of reductions in the foreign affairs area.

So, with those points, Mr. Chairman, I would rise in support of this secondary amendment.

Mr. MORAN. Mr. Chairman, I move to strike the requisite number of words.

Mr. Chairman, we are all familiar with the human emotion that some

people have that when someone is down, they come and kick them again, kick them again. It is called bullying in most circles, and it has been going on toward Federal employees for the last several months. Here we have an example at the State Department, people who work very hard, people who have to have specialized training, go to the Foreign Service school, have devoted their careers to peace and diplomacy, and now we have a bill that substantially cuts personnel, and their compensation, and their ability to operate. We have another amendment on the floor just to show the American people we are going to kick them again for good measure, and now we have a secondary amendment that says, "Let's kick them a third time."

Mr. Chairman, it is not based upon any kind of analysis of how the State Department might better operate, how we might better ensure the spread of democratic values, the preservation of human rights, the development of free-enterprise markets for our businesses in the United States. Those are all the objectives of State Department personnel. They are really the principles upon which this country was founded. The people in the State Department believe very strongly in those principles.

Why are we doing this? It is not based upon any kind of organization analysis. We are doing it to punish people in the State Department because they fit into the larger context. They are part of the Federal bureaucracy.

We did a little analysis and found that the Federal bureaucracy has been used in derogatory terms 388 times since January. That cannot be any accident, and it is no accident that at every opportunity some people are going to try to gain political benefit among their constituencies by kicking Federal employees when they are already down, and that is what this amendment is all about.

Mr. Chairman, it is disappointing. I know that it is what a lot of people out there would like. But it is going to hurt us.

As my colleagues know, there is a book that has been written by Secretary McNamara, and there have been any number of books written about the tragedy of Vietnam. As my colleagues know, when the decisions were being made to get into Vietnam, the person who had been the desk officer who knew the most about Vietnam was selling refrigerators and air conditioners in New York City because he had been a victim of the McCarthy purge. The State Department has been kicked as a scapegoat in previous years, particularly during the 1950's, and it cost us. To some extent it cost us 58,000 lives in Vietnam. It is going to cost us in terms of democratic values.

We are trying to spread throughout the world in terms of development of free-enterprise markets. We are trying to create in terms of protecting the human rights of people who live in oppressed societies throughout the world.

Those are the people who will pay for this kind of piling-on, bullying tactic against Federal employees who work within the State Department.

There is no loss; in fact, there is a lot of political gain, for people who offer these kinds of amendments, but they are not constructive amendments. They are destructive amendments, and I would urge my colleagues to vote against this particularly destructive amendment, Mr. Chairman.

Mr. ENGEL. Mr. Chairman, I move to strike the requisite number of words.

Mr. Chairman, I want to speak out very vociferously against these amendments, which I think are ill-timed and, frankly, poorly thought out. The bill in my opinion devastates American programs abroad. The United States is not only the leader of the free world, but the leader of the world, and what are we doing in this bill? We are stepping back and taking back our leadership, and we are saying to other countries, "We really don't care what goes on."

Mr. Chairman, these amendments would make the bill even worse by further cutting back. I know it may be good politics to say to the folks back home, "Gee, I'm cutting back on this unpopular foreign aid program." But in reality I think it does our Government a great disservice and it does our country a great disservice.

Foreign policy for years has always been bipartisan. That has been the strength, in my opinion, of American foreign policy. During the Persian Gulf war I was one of a handful of Democrats to break with my party and supported President Bush in sending troops to the Persian Gulf. I did so not because the President was a Republican and I was a Democrat. I did so because he was the President and I felt that what he was saying was right. It was being conducted in the best way in terms of bipartisan foreign policy. In my opinion this bill is not and these amendments are not even more so.

We traveled, some of us, to foreign countries, or we meet some people, foreign dignitaries, here in Washington. Last November a group of us on the Subcommittee on Africa visited West Africa, met with officials, leaders, of five countries. They pleaded with us for American assistance and helping democracy take root, and we are not talking about large sums of money here. A little bit of money goes such a long way.

□ 1700

We defeated the Soviet Union in the cold war, and now are we going to throw it all away? Are we going to say that we do not care if these countries all across the Earth have democratic values or democracy in governments or parliamentary governments? Are we now going to say we do not care? That is the effect of the cuts in this bill.

I just think it is a terrible, terrible thing to want to get up and say well, let us cut it all back, let us not even have any more. It may play great again

to the folks back home, but in reality I believe it is one of the most destructive things that we in Congress could do.

Let us look at the effect of this. The effect of this proposal, cutting \$227 in fiscal year 1996 and \$625 million in fiscal year 1997 from the President's request, on top of the committee cut of \$38 million, will absolutely devastate the Department's ability to carry out U.S. foreign policy. Four years of steep cost cutting has left the State Department where nearly all the funding is spent just to support basic operations. An additional reduction in 1996 alone would shut down 160 overseas posts and radically reduce presence at those remaining U.S. missions. It would close half of the domestic passport agencies. It would eliminate 5,700 positions, including 3,500 Americans. It would stop plant infrastructure investments that are essential to restructuring and streamlining both overseas and headquarters operations.

Are we to strip ourselves so bare that we can no longer effectively carry on foreign policy? Are we going to strip ourselves so bare we are now going to say America does not care what goes on in the rest of the world? Surely what happens in this ever-shrinking globe will affect us here back home.

So I would urge defeat of these amendments. I think they are very, very shortsighted, and very, very destructive.

I also do not think it is right to keep beating up on Federal workers, frankly, as the majority here, the Republicans, have been doing all session long. People are working hard at their jobs. They earn their money. They work hard. They took employment with the Federal Government knowing what the benefits were. For us now to simply cut them I think is absolutely ridiculous, unfair, demoralizing, and not something that ought to be done.

Again, foreign policy ought to be bipartisan. People who say that America is the strength of the world ought to put their money where their mouth is or else there is no way we can conduct foreign policy.

Foreign aid is 1 percent of the budget of the United States; 1 percent. It is the lowest in terms of gross domestic product of any democracy in the West. We are something like 25th. We are behind a country like Ireland and all the Western democracies in terms of what we contribute in gross domestic product for foreign aid. This is shameful for us to think that we can cut it even further. I urge my colleagues to defeat these amendments. They are terrible for America and ill-thought.

MODIFICATION OFFERED BY MR. FUNDERBURK TO THE AMENDMENT OFFERED BY MR. FUNDERBURK TO THE AMENDMENT OFFERED BY MR. BROWNBACK

Mr. FUNDERBURK. Mr. Chairman, I offer a modification to my amendment to the amendment offered by the gentleman from Kansas [Mr. BROWNBACK], and I ask unanimous consent that the modification be accepted.

The Clerk read as follows:

Modification offered by Mr. FUNDERBURK to the amendment offered by Mr. FUNDERBURK to the amendment offered by Mr. BROWNBACK: Strike "for the fiscal year 1996" both places it appears.

The CHAIRMAN. Is there objection to the request of the gentleman from North Carolina?

Mr. ACKERMAN. Mr. Chairman, reserving the right to object, I would do so pending an explanation by the gentleman from North Carolina [Mr. FUNDERBURK].

Mr. FUNDERBURK. Mr. Chairman, will the gentleman yield?

Mr. ACKERMAN. I yield to the gentleman from North Carolina.

Mr. FUNDERBURK. Mr. Chairman, it was shown to me there was a typographical mistake, and the wrong year was entered into the amendment sent to the desk.

Mr. ACKERMAN. Mr. Chairman, to make a change in a year is not necessarily correcting a typographical mistake.

Mr. FUNDERBURK. That had to fit the figures that we had. I just did not change the year.

Mr. ACKERMAN. Mr. Chairman, I withdraw my reservation of objection.

The CHAIRMAN. Is there objection to the request of the gentleman from North Carolina?

There was no objection.

Mr. BURTON of Indiana. Mr. Chairman, I move to strike the requisite number of words.

Once again, we hear these prophets of doom because we are making a draconian cut in a department, the State Department. This is a 5 percent cut, 1/20th of their budget. We cut the congressional staffs here by a third, 33 percent.

For people to tell the American taxpayers that we cannot cut this agency by 5 percent I think is giving them the wrong information. There is not any Government agency in the United States that cannot be cut at least 5 percent, including the State Department. When you are talking about making hard choices to get to a balanced budget, it seems to me that the State Department can take their share of the burden as well as any agency in the government. A 5-percent cut is certainly not draconian.

Mr. FUNDERBURK. Mr. Chairman, will the gentleman yield?

Mr. BURTON of Indiana. I yield to the gentleman from North Carolina.

Mr. FUNDERBURK. Mr. Chairman, I wanted to introduce this amendment to get the attention of the State Department, for one thing. There are a lot of very good people who work at the State Department. But at the same time, I think we need an America desk at the State Department. Maybe we can talk about that at some later point.

But we have asked a lot of people in this country to make some sacrifices, and the State Department was really making very few compared to other agencies under the foreign aid bill and

the Overseas Interests Act. So I think this is a very minimal cut, and this is not a severe or draconian cut. I think the American people have sent us here after November 8th to actually do this.

So we are trying to put some reason into bloated government, waste in government, and the just never ending process of growth. We are living in a high tech age, and communications can zip around the world instantly. Of course we all know that we need a Foreign Service and we need a State Department. You need the personal contact. But I think in terms of the growth of consulates and embassies and salaries and operating expenses, it has gotten out of hand and we need to rein it back in.

Mr. BURTON of Indiana. Mr. Chairman, reclaiming my time, let me just end by saying we are concerned about Federal employees. We have some great people working for the Federal Government. But we have great people working in the private sector, too. When General Motors and Chrysler and other major companies across this country start feeling the financial pinch, they have to downsize and economize in order to keep their companies afloat.

The difference is the Federal Government does not have to answer to anybody because we can deficit spend. As we deficit spend, we create a terrible problem for the future generations of this country. So just like the private sector, Government has to downsize. For the State Department to cut 5 percent is not too much to ask.

Mr. ROHRABACHER. Mr. Chairman, I move to strike the requisite number of words.

Mr. Chairman, I will make this very brief. I rise in support of the Funderburk amendment. Let me just note that this is not, with all due respect to my colleague from Virginia, Mr. MORAN, who characterized this as kicking Federal employees while they are down, this is not kicking Federal employees while they are down.

The people that work at the State Department have our deepest respect and they have a very difficult job. To characterize it as kicking Federal employees while they are down is wrong, just as if I would say well, the Democrats have been kicking the American taxpayers around all of these years and the taxpayers are down, yet you are kicking them while we are trying to help them up. That is not really an appropriate analysis, just as I do not think the proper analysis is kicking Federal employees while they are down.

We are trying, as we have said over and over again, to make do with a bad situation. We are headed toward economic oblivion with this budget that is totally not only out of balance, but is leading us to an economic catastrophe unless we do something. So we are trying to be effective, make things more effective, to downsize the government that exists.

The Funderburk amendment is a fine amendment. All it does is say we are going to kick in this 5-percent reduction in the State Department a year earlier than what we had in and what was presented to us in the budget before.

Now, we are in the post-cold-war world. Can we absorb a 5-percent decrease in the State Department budget a year earlier? But of course we can. The fact is that since the cold war is over, perhaps we do not need the same presence that we had and that we needed 10 years ago and 20 years ago.

Furthermore, technology, the communications technology that has just exploded in the last 10 years, perhaps makes it less important that we have the same number of people stationed overseas and working for the State Department that we had 10 years ago.

In fact, the author of this amendment, Mr. FUNDERBURK, was an American ambassador for 4 years. He understands the necessities of what is needed overseas. Now with increased technological capabilities, the end of the cold war, Mr. FUNDERBURK was in Romania, I believe, perhaps we do not need that same type of staff in Romania that we needed before. He understands that.

Furthermore, the most important thing we are talking about, instead of saying we are attacking Federal employees, what we are really trying to do here is say that we need productivity increases in the Federal Government, just like we have had in the private sector. During the 1980's what happened was the private sector learned, our private businesses learned, if they were going to compete and could do a good job, they were going to have to become more productive. They actually downsized their work force and, lo and behold, some of our companies found that by downsizing and not spending so much on upper echelon management and employees at higher levels, what happened was they actually increased productivity and their companies are operating more efficiently.

Well, Government can do that. We should expect the same thing from Government that we had in the private sector. Furthermore, we have also asked other areas in the Federal Government, and we are asking that in our budget, to decrease in the amount of money they spend. It is not, it is not then some sort of an assault on people working for the State Department to suggest that they have to be part of this downsizing of Government, increase in productivity as well. That is what this is all about.

I applaud the gentleman from North Carolina [Mr. FUNDERBURK] and I know that every time that we try to have a responsible and minor reduction, that we are going to be attacked as if it is some sort of a malicious intent involved. But I applaud the gentleman from North Carolina [Mr. FUNDERBURK] and I applaud the gentleman from New York [Mr. GILMAN] for the great leader-

ship that they have really shown at a time when we have to decrease the size of the budget. It is a very difficult thing to do and maintain the civility and mutual respect we should have here.

Mr. MORAN. Mr. Chairman, will the gentleman yield?

Mr. ROHRABACHER. I yield to the gentleman from Virginia.

Mr. MORAN. Mr. Chairman, is the gentleman aware, with all this talk of downsizing, that we hear about the downsizing efforts that worked, but the majority of corporations who have downsized in fact have failed? Their product, the quality of their product, has been reduced as well as their profits? I just mention that. The downsizing by itself is not necessarily the ultimate objective.

Mr. ROHRABACHER. Mr. Chairman, reclaiming my time, I am not sure about the gentleman's figures. It could be true. All I know is spending money for management is not the best thing at certain times. We here have cut our budgets for our committee staffs by one-third, and I would be willing to bet that in the end our Congress is going to be more effective because of that, and we have the same right to expect that same type of increase in productivity from the other Federal Government agencies and departments.

Mr. HASTINGS of Florida. Mr. Chairman, I move to strike the requisite number of words.

Mr. Chairman, let me speak very briefly to my colleague from California on the remarks that he made. There are human faces on these people that are working for the State Department, and there is a critical need in order that we maintain a continuum throughout the world in the various diplomatic and consulate missions that are ongoing. Therefore, the downsizing in my opinion should not be analogized to private downsizing.

I am not so certain, based on the lack of service that I receive in the various institutions that I do business with, that downsizing is good. In that sense, and to answer my colleague, the gentleman from Indiana [Mr. BURTON], who spoke earlier about us cutting one-third of the staff here, I think that that was a mistake, too, because it has not produced any greater efficiency. It has produced greater stresses and greater problems overall in terms of the overall product.

Mr. MORAN. Mr. Chairman, will the gentleman yield?

Mr. HASTINGS of Florida. I yield to the gentleman from Virginia.

Mr. MORAN. Mr. Chairman, I thank my very good friend from Florida.

Mr. Chairman, this amendment was proposed without having done the analysis necessary to determine the ramifications of this amendment.

Mr. Chairman, this amendment would shut down 160 overseas posts and radically reduce the presence at the remaining missions overseas. It would close half of the 14 domestic passport



agencies. It would eliminate 5,700 positions, including 3,500 Americans and 2,200 Foreign Service nationals, and it would stop the investments that have been made to restructure and streamline both the overseas and the headquarters operations.

□ 1715

The State Department tells us that this funding level, which is \$227 million below the President's request, which was already a cut, and it is \$625 million below the President's request for fiscal year 1997, would completely undermine the Department of State's ability to field a comprehensive overseas diplomatic platform for other Government agencies.

And anyone that has been overseas knows how many other Government agencies are dependent upon State Department funding and could only be viewed by our allies as well as our adversaries as signalling a dramatic retreat by the world's last remaining superpower.

Mr. Chairman, I know the direction that we have been going for the last few months, and I know that many times we do not let the facts stand in our way. But these are facts that we need to be aware of before we take such destructive action as is envisioned by this amendment.

Mr. HASTINGS of Florida. Mr. Chairman, I would like to ask the maker of the amendment, as he has proposed it, has any analysis been done with reference to cutting the Fulbright scholarships and cutting funds for arms control verification? I just would be interested to know if the offeror of this amendment has any analysis on the Fulbright scholarships?

Mr. FUNDERBURK. Mr. Chairman, will the gentleman yield?

Mr. HASTINGS of Florida. I yield to the gentleman from North Carolina.

Mr. FUNDERBURK. Mr. Chairman, does the gentleman mean how this amendment would affect the Fulbright scholarships?

Mr. HASTINGS of Florida. Mr. Chairman, I know that it would cut \$20 million. But what about the good that the Fulbright scholarships have done? What about the good that arms verification has done? Is the gentleman saying that there is no good that has been done in these matters?

Mr. FUNDERBURK. Mr. Chairman, if the gentleman will continue to yield, my amendment does not address that question.

Mr. HASTINGS of Florida. The gentleman cuts the money?

Mr. FUNDERBURK. Mr. Chairman, no. We are cutting salaries and operating expenses for the State Department.

Mr. HASTINGS of Florida. But the underlying amendment addresses the subject.

Mr. FUNDERBURK. The gentleman is referring to the Brownback amendment, yes, sir.

Mr. LIVINGSTON. Mr. Chairman, I move to strike the requisite number of words.

Mr. Chairman, if I could address the gentleman, the sponsor of this most recent amendment and assure him that I share his intent to downsize the overall scale of the foreign aid effort. But I would also like to point out to the gentleman that when we consider the Brownback amendment, which already brings us down to the budget levels, if we act in haste, we may be stepping beyond our ability to downsize our efforts in an organized fashion.

I would like to take a look at what the gentleman has proposed. I would like to examine it within the 1996 appropriations process as well as the 1997 appropriations process. I would like to work with the gentleman, if I could, towards effecting the changes that he might like to see accomplished. If we could do that, I would ask that the gentleman consider withdrawing his amendment at this time and work with me on the appropriations process and that ultimately we may be able to effect the changes that he seeks here today.

Mr. FUNDERBURK. Mr. Chairman, after consultation with the appropriations chairman, the gentleman from Louisiana [Mr. LIVINGSTON], I ask unanimous consent to withdraw my amendment.

The CHAIRMAN. Is there objection to the request of the gentleman from North Carolina?

There was no objection.

The amendment, as modified, to the amendment is withdrawn.

Mr. JOHNSTON of Florida. Mr. Chairman, I move to strike the last word.

I now address myself to the amendment of the gentleman from Kansas [Mr. BROWNBACK], and I will be very brief.

I would like to point out some rhetoric that preceded the voice of sanity of the gentleman from Louisiana [Mr. LIVINGSTON] that came forth just then. The gentleman from California [Mr. ROHRBACHER], and the gentleman from North Carolina [Mr. FUNDERBURK], were both in the Reagan administration. During those 8 years, I do not recall at any time that the request made by the Reagan administration for the State Department was reduced below what their requests were.

As the saying goes, foreign policy stops at the shores of the United States. I think that is being violated in its worst here.

The gentleman from Indiana [Mr. BURTON] gets up and says, can the State Department take a 5-percent cut. And the rhetoric says, of course, it can. Why cannot the Defense Department take a 5-percent cut? Why cannot all the road projects that still remain in the budget take a 5-percent cut?

Do a little mathematics. Five percent of \$250 billion is \$12.5 billion. A 5-percent cut of the Defense Department would just about underwrite all the State Department's requirements. So I just say that there is a time in which we cannot continue to cut foreign pol-

icy here and remind my colleagues on the other side, Mr. Chairman, that there are four Senators down the hall that are running for President of the United States, all of whom think that they are going to be the next President. What you are doing to them, if for some strange reason, an aberration of the American public, they should win, any one of them would have to come back to this body and ask for supplemental appropriations in order to conduct foreign policy. You do not mind inflicting that upon a Democratic administration, but I ask you, in all good conscience, if you had, if President Bush had won reelection, whether you would be doing this to his administration? I seriously doubt it.

The CHAIRMAN. The question is on the amendment offered by the gentleman from Kansas [Mr. BROWNBACK].

The question was taken; and the Chairman announced that the ayes appeared to have it.

RECORDED VOTE

Mr. ACKERMAN. Mr. Chairman, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 276, noes 134, not voting 24, as follows:

[Roll No. 348]

AYES—276

Allard	Cox	Gutknecht
Archer	Cramer	Hall (TX)
Armey	Crane	Hancock
Bachus	Crapo	Hastert
Baker (CA)	Cremeans	Hastings (WA)
Baker (LA)	Cunningham	Hayes
Ballenger	Danner	Hayworth
Barcia	Deal	Hefley
Barr	DeFazio	Heineman
Barrett (NE)	DeLay	Hergert
Barrett (WI)	Diaz-Balart	Hilleary
Bartlett	Dickey	Hilliard
Barton	Doggett	Hobson
Bass	Doolittle	Hoekstra
Bateman	Dornan	Holden
Bentsen	Doyle	Hostettler
Bereuter	Dreier	Hunter
Bevill	Duncan	Hutchinson
Bilbray	Dunn	Hyde
Bilirakis	Durbin	Inglis
Bliley	Edwards	Istook
Blute	Ehrlich	Jacobs
Boehlert	Emerson	Johnson (CT)
Boehner	English	Johnson, Sam
Bonilla	Ensign	Jones
Bono	Everett	Kanjorski
Boucher	Ewing	Kaptur
Brewster	Fawell	Kasich
Browder	Fields (LA)	Kelly
Brownback	Fields (TX)	Kennedy (RI)
Bryant (TN)	Flanagan	Kim
Bryant (TX)	Foley	King
Bunn	Forbes	Kingston
Bunning	Fowler	Klink
Burr	Fox	Klug
Burton	Franks (CT)	Knollenberg
Buyer	Franks (NJ)	Kolbe
Callahan	Frelinghuysen	Largent
Camp	Frisa	Latham
Canady	Funderburk	LaTourrette
Castle	Gallegly	Laughlin
Chabot	Ganske	Lazio
Chambliss	Gekas	Leach
Chapman	Geren	Lewis (CA)
Chenoweth	Gilchrest	Lewis (KY)
Christensen	Gillmor	Lightfoot
Chrysler	Gilman	Lincoln
Clement	Goodlatte	Linder
Clinger	Goodling	Lipinski
Coble	Gordon	Livingston
Collins (GA)	Goss	LoBiondo
Combest	Graham	Longley
Condit	Green	Lucas
Cooley	Greenwood	Luther
Costello	Gunderson	Manzullo

Martini	Portman	Spence
Mascara	Poshard	Spratt
McCollum	Pryce	Stearns
McCrery	Quillen	Stenholm
McDade	Quinn	Stockman
McHale	Radanovich	Stump
McHugh	Rahall	Stupak
McInnis	Ramstad	Talent
McIntosh	Reed	Tanner
McKeon	Regula	Tate
Metcalf	Riggs	Tauzin
Mica	Roberts	Taylor (MS)
Miller (FL)	Roemer	Taylor (NC)
Minge	Rohrabacher	Thomas
Molinari	Ros-Lehtinen	Thornberry
Montgomery	Roth	Thurman
Moorhead	Roukema	Tiahrt
Morella	Royce	Traficant
Myers	Salmon	Upton
Myrick	Sanford	Volkmer
Nethercutt	Scarborough	Vucanovich
Neumann	Schaefer	Waldholtz
Ney	Schiff	Walker
Norwood	Seastrand	Walsh
Nussle	Sensenbrenner	Wamp
Obey	Shadegg	Watts (OK)
Orton	Shaw	Weldon (FL)
Oxley	Shays	Weldon (PA)
Packard	Shuster	Weller
Parker	Skeen	White
Paxon	Skelton	Whitfield
Payne (VA)	Smith (MI)	Wicker
Peterson (MN)	Smith (NJ)	Williams
Petri	Smith (TX)	Wilson
Pickett	Smith (WA)	Young (AK)
Pombo	Solomon	Zeliff
Pomeroy	Souder	Zimmer

## NOES—134

Abercrombie	Hall (OH)	Pallone
Ackerman	Hamilton	Pastor
Baesler	Harman	Payne (NJ)
Baldacci	Hastings (FL)	Pelosi
Beilenson	Hefner	Porter
Berman	Hinchev	Rangel
Bishop	Houghton	Richardson
Bonior	Hoyer	Rivers
Borski	Jackson-Lee	Rose
Brown (CA)	Johnson (SD)	Roybal-Allard
Brown (FL)	Johnson, E. B.	Rush
Brown (OH)	Johnston	Sabo
Cardin	Kennedy (MA)	Sanders
Clayton	Kennelly	Sawyer
Clyburn	Kildee	Schroeder
Coleman	LaFalce	Schumer
Collins (IL)	Levin	Scott
Collins (MI)	Lewis (GA)	Serrano
Conyers	Lofgren	Sisisky
Coyne	Lowey	Skaggs
Davis	Maloney	Slaughter
DeLauro	Manton	Stark
Dellums	Markey	Stokes
Deutsch	Martinez	Studds
Dicks	Matsui	Tejeda
Dingell	McCarthy	Thompson
Dixon	McDermott	Thornton
Ehlers	McKinney	Torres
Engel	McNulty	Torricelli
Eshoo	Meehan	Towns
Evans	Meek	Tucker
Farr	Menendez	Velazquez
Fattah	Mfume	Vento
Filner	Miller (CA)	Visclosky
Flake	Mineta	Ward
Foglietta	Mink	Waters
Ford	Moakley	Watt (NC)
Frank (MA)	Mollohan	Waxman
Frost	Moran	Wise
Furse	Murtha	Wolf
Gejdenson	Nadler	Woolsey
Gephardt	Neal	Wyden
Gibbons	Oberstar	Wynn
Gonzalez	Olver	Yates
Gutierrez	Ortiz	

## NOT VOTING—24

Andrews	Fazio	Meyers
Becerra	Hansen	Owens
Calvert	Hoke	Peterson (FL)
Clay	Horn	Reynolds
Coburn	Jefferson	Rogers
Cubin	Klecicka	Saxton
de la Garza	LaHood	Torkildsen
Dooley	Lantos	Young (FL)

□ 1742

Messrs. KLINK, POMEROY, RA-HALL, SPRATT, and GORDON changed their vote from "no" to "aye." So the amendment was agreed to.

The result of the vote was announced as above recorded.

AMENDMENT OFFERED BY MR. BURTON OF INDIANA

Mr. BURTON of Indiana. Mr. Chairman, I offer amendment No. 10.

The Clerk read as follows:

Amendment offered by Mr. BURTON of Indiana: In paragraph (3) of section 3417(d) (relating to prohibition on assistance to countries that consistently oppose the United States position in the United Nations General Assembly), insert after the matter preceding subparagraph (A) the following new subparagraph (and redesignate subsequent subparagraphs accordingly):

(A) chapter 1 of part I of the Foreign Assistance Act of 1961 (relating to development assistance).

Mr. BURTON of Indiana (during the reading). Mr. Chairman, I ask unanimous consent that the amendment be considered as read and printed in the RECORD.

The CHAIRMAN. Is there objection to the request of the gentleman from Indiana?

There was no objection.

MODIFICATION TO AMENDMENT OFFERED BY MR. BURTON OF INDIANA

Mr. BURTON of Indiana. Mr. Chairman, I ask unanimous consent to modify the amendment.

The CHAIRMAN. The Clerk will report the amendment, as modified.

The Clerk read as follows:

Amendment, as modified, offered by Mr. BURTON of Indiana: In lieu of the matter proposed in the amendment, insert the following: In paragraph (3) of section 3417(d) (relating to prohibition on assistance to countries that consistently opposed the United States position in the United Nations General Assembly), insert after the matter after subparagraph (C) the following new subparagraph:

(D) chapter 1 of part I of the Foreign Assistance Act of 1961 (relating to development assistance), except that such term shall not include assistance under chapter 1 of part I of the Foreign Assistance Act of 1961 in the case of countries that voted in the United Nations General Assembly on less than 50 percent of the recorded plenary votes.

The CHAIRMAN. Is there objection to the request of the gentleman from Indiana?

Mr. ACKERMAN. Mr. Chairman, reserving the right to object, we have had a chance to look at the perfecting language, and we have no objection, so I withdraw my reservation of objection.

The CHAIRMAN. Without objection, the amendment will be considered modified.

There was no objection.

Mr. BURTON of Indiana. Mr. Chairman, this amendment just brings into accord with the rest of the bill the requirement that countries getting developmental assistance from the United States should vote with the United States in the United Nations at least 25 percent of the time. We think it is a

good amendment, it is consistent with the bill, and we urge everyone to vote for it.

Mr. ACKERMAN. Mr. Chairman, we have had a chance to take a look at the bill, and have had discussions with the gentleman from Indiana. We think he is on the right track, and we have no objections to the amendment.

The CHAIRMAN. The question is on the amendment, as modified, offered by the gentleman from Indiana [Mr. BURTON].

The amendment, as modified, was agreed to.

□ 1745

Mr. GILMAN. Mr. Chairman, I move that the Committee do now rise.

The motion was agreed to.

Accordingly, the Committee rose; and the Speaker pro tempore (Mr. HERGER) having assumed the chair, Mr. GOODLATTE, Chairman of the Committee of the Whole House on the State of the Union, reported that that Committee, having had under consideration the bill, (H.R. 1561) to consolidate the foreign affairs agencies of the United States; to authorize appropriations for the Department of State and related agencies for fiscal years 1996 and 1997; to responsibly reduce the authorizations of appropriations for United States foreign assistance programs for fiscal years 1996 and 1997, and for other purposes, had come to no resolution thereon.

#### REPORT CONCERNING EMIGRATION LAWS AND POLICIES OF THE REPUBLIC OF ROMANIA—MESSAGE FROM THE PRESIDENT OF THE UNITED STATES (H. DOC. NO. 104-78)

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 Ways and Means and ordered to be printed.

#### *To the Congress of the United States:*

I hereby transmit a report concerning emigration laws and policies of the Republic of Romania as required by subsections 402(b) and 409(b) of Title IV of the Trade Act of 1974, as amended ("the Act"). I have determined that Romania is in full compliance with the criteria in subsections 402(a) and 409(a) of the Act. As required by Title IV, I will provide the Congress with periodic reports regarding Romania's compliance with these emigration standards.

WILLIAM J. CLINTON.

THE WHITE HOUSE, May 19, 1995.

#### SPECIAL ORDERS

The SPEAKER pro tempore. Under the Speaker's announced policy of May 12, 1995, and under a precious order of the House, the following Members will be recognized for 5 minutes each.

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from Ohio [Ms. KAPTUR] is recognized for 5 minutes.

[Ms. KAPTUR addressed the House. Her remarks will appear hereafter in the Extensions of Remarks.]

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from Florida [Mr. GOSS] is recognized for 5 minutes.

[Mr. GOSS addressed the House. His remarks will appear hereafter in the Extensions of Remarks.]

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from New York [Mr. OWENS] is recognized for 5 minutes.

[Mr. OWENS addressed the House. His remarks will appear hereafter in the Extensions of Remarks.]

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from Colorado [Mr. MCINNIS] is recognized for 5 minutes.

[Mr. MCINNIS addressed the House. His remarks will appear hereafter in the Extensions of Remarks.]

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from Guam [Mr. UNDERWOOD] is recognized for 5 minutes.

[Mr. UNDERWOOD addressed the House. His remarks will appear hereafter in the Extensions of Remarks.]

#### STREAMLINING THE FEDERAL GOVERNMENT

The SPEAKER pro tempore. Under the Speaker's announced policy of May 12, 1995, the gentleman from Pennsylvania [Mr. FOX] is recognized for 60 minutes as the designee of the majority leader.

Mr. FOX of Pennsylvania. Mr. Speaker, I rise to speak today about a very momentous occasion.

The freshman class of the Republican Conference along with representatives of the Senate and the House leadership that were involved in an overview and a study of the Federal agencies of the United States have come out with their results under the leadership of the gentleman from Kansas [Mr. BROWNBACK] and the gentleman from Michigan [Mr. CHRYSLER] in evaluating for the first time just what the costs are of our Federal bureaucracies and how we can reduce those costs.

In a detailed summary today by the gentleman from Michigan [Mr. CHRYSLER], we learned just how effective it can be to privatize, consolidate, and eliminate key functions that the Commerce Department has been undertaking up to this point; that a great deal of savings, \$7 billion, in fact, over the next few years could be made by privatizing many of the functions, con-

solidating others and eliminating others that actually duplicate what other Federal agencies are doing.

Mr. Speaker, this is part of an overall review by Members of this House concerned with the fiscal responsibility that we have to make sure that we hold the line on costs. Before us today and in the coming weeks and months, we will be looking not only at the Commerce Department but the functions of the Department of Housing and Urban Development, the Energy Department as well as the Education Department.

We can no longer be spending funds as if it is someone else's money. It is our constituents' money. They must get their money's worth.

The question we are asking for every Federal agency, for every department, for every bureau: Is this function best accomplished by the Government, or is it best accomplished by the private sector? If it is best accomplished by the private sector, it is our job, whether it be in the House or the Senate or the executive branch, the President, to in fact make sure that the private sector is where the function will rest. While the question remains, if it is going to be a governmental function, is it best handled by the Federal Government or the State government, county government, or local government?

We should not be duplicating services and programs best administered by governments closest to the people. We have seen this time and time again that the governments closest to the people oftentimes can get the efficiencies and the personal contact that the Federal agencies have not been able to effectuate on behalf of the people.

In addition to the gentleman from Kansas [Mr. BROWNBACK] and the gentleman from Michigan [Mr. CHRYSLER] discussing the future of the Commerce Department today, we had former Secretary Mosbacher who himself was Secretary of the Department of Commerce who in very strong terms has recommended that in fact the department which has grown, from his point of view the department be privatized, be consolidated and certain functions be eliminated.

Secretary Mosbacher was someone who was well-respected as a secretary and who has been a leader in the public and private sector.

He was joined there today in our conference by none other than Senator BOB DOLE, Senator FAIRCLOTH, and Senator ABRAHAM. Senators ABRAHAM and FAIRCLOTH are part of the Senate committee which has been reviewing the Commerce Department and how it can be downsized and, for that matter, privatized and certain functions eliminated. We believe that this is a thoughtful and very contemplative report that has been issued.

If members of the public are interested in getting copies, if they would just contact Mr. CHRYSLER's office at the U.S. House of Representatives here in Washington, DC. His report has been

exhaustive, it is over 3 months, it is part of the freshmen class and Republican leadership effort to in fact reexamine government to find out where we can make the savings, where we can take lessons from the private sector to in fact make sure that the services we are delivering are the ones the people want, that do not duplicate what State governments do but in fact provide the kinds of services that make a difference in people's lives.

We will be hearing forthcoming in the next few weeks the surveys and the reports and the analysis by those who have been involved with the other three departments I spoke of, HUD and its services, as well the Energy Department, and, in fact, the Education Department.

We heard today in the subcommittee headed by the gentleman from California [Mr. HORN] about how the Energy Department can be downsized as well. Many of the reasons for the creation of the Energy Department surrounded the shortage of energy two decades ago. We now have a better opportunity to provide the fuels we need, we can downsize according to two former secretaries of the Department of Energy who testified before our Committee on Government Reform and Oversight headed by the gentleman from California [Mr. HORN] today. The testimony was quite poignant about the savings that can be realized, about again the privatization that the Federal Government can have with the functions now being undertaken by the Department of Energy, and while there are many good public relations aspects of the Department of Energy, many of the functions have already been assumed by other agencies and in some ways duplicate some functions that the Department of Defense is now conducting.

We hope that these surveys on Energy, Education, HUD, and Commerce will give many of our citizens and hopefully many of our executives that work within the Federal agencies the enthusiasm to join us in this revolution to make our Federal agencies be more responsive, to reduce the waste, the abuse and the fraud that can exist in government, but to provide the funds for the services we really need. That way we will make the Government more responsive.

I know that the House, the Senate, and in fact the President for that matter will be very pleased to hear from constituents about services that the Federal Government is now trying to perform which may in fact duplicate services that are being performed by your State, your county, or local governments. It is not our intention to in fact duplicate those services but to make them outstanding.

At this time I would like to call on the gentleman from Kansas [Mr. TIAHRT] who is heading up the Energy Department task force. It has been his mission along with other Congressmen who whom he is working to analyze the

Energy Department and where we can effectuate savings.

Like the gentleman from Michigan [Mr. CHRYSLER] who has chaired our task force on Commerce, the gentleman from Kansas [Mr. TIAHRT] has been hard at work over time to try to make sure that we make good use of the Federal executives and the services from the hardworking employees from the Department of Energy, but he is looking to the future where we can go.

At this time I would call on the gentleman from Kansas to join us in this discussion on how we can make sure that Government is more effective, it costs less and it is more answerable to the people than the Federal Government we have today.

Mr. TIAHRT. Mr. Speaker, I thank the gentleman for yielding.

Mr. Speaker, when we started out in January, a group of us freshmen came together, we were subsequently called the New Federalists, with the idea of trying to make our Federal Government more user friendly, smaller, and make it comply with the requirements that we need to balance the budget.

We have not really talked about the significance of balancing the budget enough in my estimation. We have for the last 25 years existed without balancing the Federal budget. I have three children and I am concerned about the future that they have. My daughter Jessica is 14. I have two sons, John, who is 10 and Luke who is 7. If you take the 25 years that we have failed to balance the Federal budget and you add it to the 7 years which was in the budget resolution that we passed last week, we have a total of 32 years. If it takes as long to get out of this mess as it did to get into the mess, my 14-year-old daughter is going to be 53 years old. We have literally taken the problems of this generation and passed them on to the next generation.

In order to balance the budget, we are going to have to look at different methods of downsizing, of streamlining the functions that we now have. When we looked at our government, we picked out four departments: HUD, Housing and Urban Development; was one; Department of Education was another; Department of Commerce, which is the topic today at a news conference and here on the floor tonight; and the Department of Energy.

□ 1800

I selected the Department of Energy because after looking at it I determined that it was a 1970's tax guzzler, that it had really outlived its usefulness and it was time for a trade-in. We found out that many parts of the Department of Energy had duplicate missions, missions that existed elsewhere inside the Federal Government, and what we were trying to do was match up those missions.

We also found out, thanks to Vice President GORE and his national performance review, that parts of the environmental management within the

Department of Energy were operating by missing 20 percent of their milestones; in other words, they were behind schedule. Every time they had a milestone, one in five of them were missed. If they scheduled five events one day, one of them would not occur.

He also found out according to the national performance review that they were 40 percent inefficient in environmental cleanup, 40 percent inefficient. That meant, according to Vice President GORE's report, that over the next 30 years it could cost taxpayers \$70 billion, \$70 billion, money that we could put to a lot better use in a lot of different ways, ways that we really have of meeting the needs in the Federal Government, but it is just going to be wasted unless we do something about it.

So we undertook the task of looking at the different parts of the Department of Energy and finding out what we would do in each one of them. One of them that came up was the power marketing administrations. The power marketing administrations, there are five of them in the U.S. They broker electric power that is generated like a hydroelectric plant, then broker it to the rural electric cooperatives, and then on to the consumers. It is a function that often occurs privately, it is done by the private sector, but now we have it under the Department of Energy, and it could best be fulfilled by the private sector. So we are going through this process of looking at consolidation, at privatizing and eliminating those parts we do not need.

We also have 28 laboratories that are funded by the Federal Government, and again we have duplication of missions, overlap. We are going to propose setting up a commission to go out and look at each one of these labs, develop a consolidation process, come back with a report that says which labs can combine their missions, which labs can privatize their missions to eliminate the corporate welfare that now exists in the structure, and just a consolidation process that is going to save hundreds of millions of dollars for the taxpayers.

So we have the environmental cleanup, inefficient labs, consolidating power marketing administrations that we are going to privatize. Then we have the Naval Petroleum Reserve, the Naval Petroleum Reserve at Elk Hills, which is an oil field, and the Government is in the process of pumping oil. We do not happen to do it as efficiently as the private sector would, so we are proposing to privatize the Elk Hills Naval Petroleum Reserve.

We also have the Strategic Petroleum Reserve, which we think we should sell off over a period of time. We have put oil into the ground at the cost of about \$44 per barrel. Back in Kansas they cannot make a living on the current price of oil. It is about \$18 per barrel. So if you could get the price up to \$44 per barrel we would see renewed drilling in Kansas, stripper wells would

become active, and then production would increase. So what we have is a very expensive oil supply. If the price ever got that high to justify it we would see a renewal of resources, we would see a pumping through the private sector to meet the need.

The last point I think I want to make on the Department of Energy is that we saw that the portion that was originally designed for waste gas lines, the perceived energy crisis in the 1970's, well that was in part brought on by cost and allocation controls imposed by the Government. During the Reagan administration we eliminated those cost and allocation controls, and by eliminating those cost and allocation controls we eliminated the problem.

We recently went through Desert Storm a few years ago and we had a large interruption in the supply of foreign oil coming into the United States, and yet we had no gas lines. So we had an original crisis and then we had the bureaucracy that developed to try to meet that need, then we had the need go away and we are left with the bureaucracy.

So if we are going to go about balancing the budget, if we are going to go about preserving a future for our children, if we are going to go about giving opportunity to those who are now just growing up, we are going to have to find ways of balancing the budget. Eliminating the Department of Energy is one; eliminating the Department of Commerce is another.

I stand in support of Congressman CHRYSLER and those on his committee, that he is heading up, to eliminate the Department of Energy, and MARK SANFORD is one, Congressman MARK SANFORD from South Carolina, Congresswoman HELEN CHENOWETH from Idaho, Congressman MARK NEUMANN of Wisconsin, Congressman WES COOLEY of Oregon, Congresswoman SUE KELLY of New York, Congressman JACK METCALF from Washington, Congressman ED BRYANT of Tennessee, and Congressman JIM TALENT of Missouri, all courageous young individuals who want to put this country back on the right track, who want to get a future preserved for their kids and all of the children in the country, and we are excited about the opportunity that is fresh and that we have to have the opportunity to provide a method to balance the budget.

I want to add that this is a historical event. When we started to draw up legislation we found out the legislative counsel had no reference point. We have never before eliminated Cabinet-level agencies in the U.S. Government. It is kind of like a hall tree. We had an umbrella, we did not know where to hang it, so we got a hall tree to hang it on. Then we started piling all kinds of stuff on top, and when we went back to the hall tree to find our umbrella, we found out it was gone. And the original purpose for these agencies is now gone, and it is time to pull out all of the duplication and consolidate and pull off all the stuff that can be privatized and

put it in the private sector and eliminate the portions we do not need.

So I am proud to be a part of the new Federalists, part of consolidating this Government down to a more friendly, user-oriented government and saving the future for the children, not only in my family but across his Nation.

So I thank the gentleman from Pennsylvania for yielding.

Mr. FOX of Pennsylvania. We appreciate the gentleman's leadership on this task force to take the Department of Energy and make the consolidation, the privatization, and the elimination of functions that are best done in the private sector.

At this time, I would like to call on my colleague from Pennsylvania, Congressman CURT WELDON, who chairs the GLOBE International, which is an environmental cooperative of many nations working together for environmental support. And I would like to call on the Congressman for that purpose now.

(Mr. WELDON of Pennsylvania asked and was given permission to revise and extend his remarks.)

Mr. WELDON of Pennsylvania. Mr. Speaker, I rise tonight to focus on an event that is about to take place here in Washington that I think is significant to the world community. Back when the late Senator John Heinz was a Member of the Senate, he came together with legislators from the countries of Japan, Russia, and the European Parliament to form what has become known as Globe International. The acronym stands for Global Legislators Organized for a Balanced Environment. This bipartisan group both in this Congress and from the Japanese Diet, the Russian Duma, and the European Parliament meet on a periodic basis throughout the year to focus on ways that we can deal with and solve the problems of the Earth's environment.

I have been a member of GLOBE for the past several years and in my capacity as a Republican Member of this body had the pleasure of working with our two cochairmen. It is chaired at this point in time by Senator JOHN KERRY from Massachusetts and Congressman JOHN PORTER from Illinois. There are approximately 30 of us in the Congress, Republicans and Democrats, who lend our names to the support for Global cooperation on environmental issues, getting together on a periodic basis in different countries involved with GLOBE and finding ways that we can cooperate together.

Approximately a year and one-half ago I began my focus on what I think is potentially one of the most devastating problems for the ocean ecosystem, and that is illegal dumping of waste, especially nuclear waste, which has been a real problem now documented and now admitted by the Russian leadership of the former Soviet State.

In fact, it was a leading Russian environmentalist by the name of Yablakov who a year ago in January published a

report which for the first time documented in great detail the extensive amount of illegal dumping that took place by the former Soviet leadership in the Barents Sea, the Sea of Japan, illegal amounts at Murmansk and in the area of Novaya Zemlya and the area around there, dumping entire nuclear reactors and power plants, in other cases dumping nuclear waste from submarines in an uncontrolled manner.

The issue of Russians dumping the waste however is not alone. We, for the first time, as matter of fact, only after prodding through a subcommittee of the Committee on Armed Services that I served on in last session were finally able to get our own Navy to admit we have had two nuclear-powered submarines that have gone down. In fact, *Thresher* and *Scorpion* up until that admission last fall had not been acknowledged by our Government. Part of our effort is to get our governments to be more open and discuss not only the problems that exist but ways we can better improve the environment by working together.

To that end, last summer I suggested to the members of GLOBE International that we form a working task force on the oceans, and that we convene a forum in America, in Washington, sometime in 1995. They accepted my recommendation, and, in fact, asked me to chair that task force which I have done. And as chairman of that task force, along with Senator JOHN KERRY, we will be hosting the GLOBE Forum, which will take place on Thursday of this week in Washington.

Tomorrow evening we will be hosting a special reception at the Smithsonian. The reception will focus on technologies and new, emerging research that is being done in terms of our ocean ecosystem. I am here to encourage our Members to stop by that reception, to see first hand the kinds of technologies that we are working on.

In attendance, besides Senator KERRY, will be from the Smithsonian approximately 300 leading scientists from throughout the world, Admiral Watkins, and other major nonprofit groups that are focusing on cleaning up our oceans. That reception will be held, by the way, from 7 until 9.

On Thursday, in the Cannon Caucus Room, we will have the International Forum on the Oceans, starting at 9 o'clock in the morning when Senator KERRY and I will open the session, moving to a presentation on the state of the world's oceans at 9:15 by Dr. Kathy Sullivan from NOAA and 10 o'clock a presentation by Adm. Jim Watkins on the importance of understanding the ocean, a question-and-answer session for those in attendance, and then a break, followed by two presentations, one by the Honorable Tim Wirth, from the U.S. Department of State, on land-based sources of marine pollution, and a presentation by Senator TED STEVENS from Alaska on the

development of sustainable international fisheries.

The morning session will then adjourn. We will have a luncheon where a presentation will be made by a Dr. Sylvia Earle. Dr. Earle is from the Deep Ocean Engineering Center, and she will discuss the work they are doing in terms of deep-ocean technology.

In the afternoon we will have three panel sessions running at 1:30, 2:45, and 3:45. The 1:30 session will deal with the importance of understanding the ocean. We will have a combined session with Members of Congress and some of our leading academics and engineering and marine biologists from throughout this country and the world to discuss the importance of understanding the ocean. At 2:45 we will discuss land-based sources of marine pollution, specifically the illegal dumping of nuclear waste and radioactive waste, and at 3:45 we will focus on the issue of declining fish stocks. That session will be chaired by Senator KERRY.

The purpose of this forum is for Members of Congress to come together with Members of the Russian Duma, with Members of the Japanese Diet, and with Members of the European Parliament to see first of all what the problems are with our oceans, focusing on those three areas, declining fish stocks, the illegal dumping, especially radioactive dumping, in the oceans, and finally the sharing of technology.

From that, we will hope to put together a proactive agenda that each of us can work on in our respective legislative bodies and an agenda that will allow us to cooperate as we did in the London Convention, which now has every nation except Russia as a signatory, saying it will not dump nuclear waste in the oceans of the world.

In this way, Mr. Speaker, we can cooperate on marine problems, on environmental problems, not necessarily just imposing new legislation on the American people, but rather finding ways that we can cooperate as a world community, so that when we take steps to improve the quality of our marine ecosystem that we know full well that our other major industrial allies will be sharing in that effort.

So I would encourage our colleagues to attend the sessions, both the reception tomorrow evening in the Museum of Natural History and the conference all day on Thursday as we discuss the problems of the oceans of the world.

I want to thank my good friend and colleague for yielding to me, and want to applaud him for the outstanding work he is doing in this Congress. He has become a shining star in this institution in a very quick period of time, and I want him to know we appreciate his leadership, not just in Washington but all across the country.

Mr. FOX of Pennsylvania. If the gentleman will yield a moment, I want to ask a couple of followup questions, if I may, in relation to the conference you are having on the environment. We appreciate your leadership in moving

ahead on positive ways in the environment and appreciate your kind comments about how the freshman class is trying to work with you as a senior Member.

With regard to the results of your conference, will they be shared with Senate and House Members even if we cannot be in attendance?

□ 1815

Mr. WELDON of Pennsylvania. Absolutely. In fact, one of the purposes of Globe is to try to expand the work of Globe to other legislators. We are growing. We have 30 Members now in Globe USA. We hope to expand it and to find a basis for discussion and the ways that we can work together as nations, specifically, in my case, on areas concerning the ocean environment.

Other Members of the Congress are focusing on other areas. The gentleman from Illinois [Mr. PORTER] has done a tremendous amount of work on population issues, as has the gentlewoman from Maryland [Mrs. MORELLA] and Aikika Damota from Japan.

So, yes, we will share these findings.

Mr. FOX of Pennsylvania. I know our fellow Members and colleagues will be interested especially in illegal dumping. Would your Globe environmental group be looking to the United Nations for purposes of finding a joint agreement? Or are you going to be talking about treaties as between countries?

Mr. WELDON of Pennsylvania. Basically, in the case of the oceans, we will be looking to the London Convention, which is that body which focuses on the control of the oceans relative to dumping issues and trying to get Russia to join the nations of the world in agreeing to, on the record, legally enact legislation prohibiting it from dumping nuclear waste in the future.

Now, they have made some major changes.

In fact, I might add, if the U.S. Policy, had it been changed, and it was not supported by the London Convention until last year at our request and our urging; I applaud the Clinton administration for taking that step. We now have made that statement. In fact, I hope to codify that in this session of Congress.

But we will deal through the London Convention and nation to nation, not necessarily through the United Nations, but rather among the nations that are members of the Globe International.

Mr. FOX of Pennsylvania. I think the key feature of why your program is going to be successful and has been successful, I say to the gentleman from Pennsylvania [Mr. WELDON], happens to be the bipartisan nature, the fact you are looking to other countries to be involved and both sides of the aisle, Republicans and Democrats alike, in the House and Senate. Your cochairman is Senator KERRY. Am correct?

Mr. WELDON of Pennsylvania. Yes. Senator KERRY and the gentleman from Illinois [Mr. PORTER], are cochairs of Globe International.

Mr. FOX of Pennsylvania. I appreciate the gentleman taking the time to share with my fellow Members here in the House about what your environmental efforts are underway with Globe. We look forward to your findings and summary so we can make sure we take legislative action under your leadership.

Mr. WELDON of Pennsylvania. I thank the gentleman.

Mr. FOX of Pennsylvania. Mr. Speaker, at this time I would like to thank the gentleman from Pennsylvania [Mr. WELDON] for his efforts on the environment and reform in that arena and turn, if I may, Mr. Speaker, again back to the press conference today that involved the gentleman from Ohio [Mr. CHABOT], who is part of a freshman task force and Republican leadership team looking to downsize Government, reform Government, and make it more responsive. He was part of that press conference today.

I yield to the gentleman from Ohio [Mr. CHABOT] for the purpose of sharing with our colleagues what was accomplished today and what the hope for the future is.

Mr. CHABOT. Mr. Speaker, I want to thank the gentleman from Pennsylvania for organizing this important special order tonight.

It should be absolutely clear by now. We are dead serious about limiting the size and scope of our overblown Federal bureaucracy. I do not think there is much doubt about that anymore—in anyone's mind. We mean to get this budget deficit under control; we mean to get the Federal Government out of areas it doesn't have any business being in; and we mean to improve the efficiency of the Federal Government in those areas where it does serve a useful role.

Today, I was proud to stand among a group of committed reformers pledging to reduce shameful corporate welfare by eliminating the Department of Commerce. Tomorrow, I and other colleagues of ours will announce plans to return control over our children's educations to parents, to teachers, and to local communities: Our Back To Basics Education Reform Act will bring an end to the meddlesome and wasteful Federal Department of Education, while enhancing local control over schools. And shortly, plans will be announced to dismantle the Federal Department of Energy, an agency that stands as a monument to bureaucratic solutions for problems of another era.

Let us be clear: The Department of Commerce is not being eliminated simply because the man currently in charge there labors under an ethics cloud so ominous that the Department of Justice has been forced to call for the appointment of a special prosecutor. No, the Department of Commerce is being eliminated because it is wasteful, because it duplicates the work of other agencies, and, yes, because it acts in part to funnel aid to corporations of vast wealth that frankly do

not need to beg handouts from the taxpayers.

Our colleague from Michigan, DICK CHRYSLER, and the other members of the Commerce Task Force have done a superb job in crafting legislation to untangle the mess at the Commerce Department and save the taxpayers some \$7¼ billion—that's "billion," with a "B"—over 5 years.

I venture to predict, Mr. Speaker, that our country can survive without the Federal Travel and Tourism Administration that is part of the Department of Commerce. Most of my constituents have never used the USTTA: We do not need it, and States, localities, and the private sector can do the job better.

Same for the Department's so-called Office of Technology Commercialization. Why should the Government pick winners and losers in the marketplace? The Government's not good at that, and it is just not fair for the Feds to come in on the side of one firm while completely ignoring other competitors. It is an insult to the productive, innovative private businesses in my district in Cincinnati and across this country to suggest that they need the Federal Department of Commerce in order to do their work. The business people I know do not need corporate welfare; what they need is a more rational, less oppressive Federal Government.

I could go on and on, but the bottom line is that the good things that the Commerce Department does could be done better and more efficiently in other existing agencies, while the wasteful programs that the Department pursues should not exist at all. The General Accounting Office has told us that the Department overlaps "with at least 71 [other] Federal departments, agencies, and offices." We will save those programs that are productive and shift them to more appropriate agencies. Those that serve no valid purpose will be eliminated altogether. That is only common sense.

Mr. Speaker, the taxpayers are watching. They have been in a cynical mood for quite some time now. And they want to be certain that they are not going to get the same old song and dance from Washington. We have made a lot of progress in the last few months and we can take further steps to restore their confidence by acting on this important and very necessary legislation.

Again, I want to thank the gentleman from Pennsylvania for organizing this special order.

Mr. FOX of Pennsylvania. I thank the gentleman.

I just wanted to ask a couple of questions in follow up to your far-minded work you have done on the special freshman class task force and the Republican leadership task force in reforming the Federal Government.

I believe you have experience as a school teacher yourself. Therefore, the Education Department review is something that is certainly going to come

under your purview. Could you share with our colleagues here tonight what your thoughts are on how we can reform the Education Department as one of the four departments we are looking to downsize and privatize and eliminate?

Mr. CHABOT Yes. I think the gentleman for that opportunity.

We are going to be holding a conference tomorrow and announcing the elimination of the Department of Education, and when you first say that, I think some people might listen very closely and say, well, eliminate the Department of Education, and I want to make very clear that we are very proeducation.

As you mentioned, I am a former school teacher. I taught in an inner-city school in Cincinnati.

What we want to do is improve education, make it better than it is now. But we do not need the bureaucrats here in Washington telling parents and teachers and local school boards how they should educate their children, and we should not be telling them how to spend their dollars.

So, what we are doing is shifting the emphasis out of Washington, getting the Federal bureaucrats out of it, and save those dollars and shift programs back to local communities, where they can be monitored, where they can be watched much more closely and for parents and teachers to make the decisions rather than the bureaucrats here in Washington.

Mr. FOX of Pennsylvania. That makes a lot of sense. Obviously, we want to make sure that while we want to make sure the student loans and grants programs are maintained, they will be.

Mr. CHABOT. Absolutely.

Mr. FOX of Pennsylvania. We want to make sure we have funds for local education with milk and textbooks and transportation. The fact is many of the policy-level items are best left to the local school districts closest to the people. I think that is what you are getting to as far as the reforms you discussed.

Mr. Speaker, at this time I yield to the gentleman from Kansas [Mr. BROWNBACK], who as the chairman of the Federalists, a group of freshman Congressmen dedicated to reform, dedicated to downsizing Government, keeping that which is important and vital, but to eliminate the fraud, abuse, and waste that we have in the Federal Government, and I would ask the gentleman from Kansas [Mr. BROWNBACK] if he could share with the colleagues tonight, if he would, exactly what the purpose of the elimination of the Commerce Department is, the downsizing, the privatizing, and the consolidation, how that can be achieved and just where you are going with the elimination or downsizing, privatization, of four departments. If you could give us the genesis of that, I think it would be instructive to the Members who are here tonight to listen to you.

Mr. BROWNBACK. I thank the Gentleman very much. I appreciate the distinguished gentleman from Pennsylvania yielding to me to explain a key project we are working on at this time in the Congress.

I would like to give a quick bit of background of where we have come with this.

Starting in January, actually even a little bit earlier than that, in December, before the freshman class had even become a part of the this Congress, a number of us gathered to start discussing how is it that we could reform the Federal Government. If there was one very clear message of the this last election, it was that people believe and know that the Federal Government is too big, takes too much, is on their back and in their pocket too much, and they want it less, they want it less in their lives, they want it to tax them less, they want it to be demanding less out of them.

A number of us were talking about how is it then we could go ahead and deliver to the American people a smaller, more focused, more efficient Federal Government, one that does its core missions very, very well but does not do the thousands of activities it has done over the past number of years and the many activities it got into it does not do well or really should not be in the Federal Government at all.

So, we began discussing that. Then, in February, a number of us, actually it was on February 14 of this year, we were joined by the chairman, the gentleman from Ohio [Mr. KASICH], the gentleman from Louisiana [Mr. LIVINGSTON], and the gentleman from New York [Mr. SOLOMON], and the gentleman from Ohio [Mr. BOEHNER], chairman of the Republican Conference, in announcing the creation of four task forces to develop legislation to eliminate four Federal Cabinet bureaucracies, Departments of Commerce, Education, Energy, and HUD.

At that time, our critics thought it could not be done.

Well, today we announced the first of those proposals on the Department of Commerce, to eliminate the Department of Commerce, and we are proving our critics wrong.

Three of these four Cabinet-level agencies have been targeted for elimination by the House budget that was passed last week by this body, as we move to balance the budget by the year 2002.

And I would point out for people who are watching and our colleagues that are looking at this, a clear reason why we need to do this, and there are a number of them, one I want to draw their attention to is the thing that is right to my left, and that is the Federal debt. This is the mortgage on America, and it is now at nearly \$5 trillion. If we do not balance the budget, this mortgage on America goes to nearly \$7 trillion by the year 2000. If we do nothing on this, if we keep adding nearly \$200 billion annually, and we

just keep mortgaging and mortgaging the future of our children, and somebody some day has to pay.

Well, I think it is time for this Congress to step up to the plate and to make the tough choices and to do that in a responsible fashion. I think we can actually do this and improve the Government, making it smaller, more efficient, and more focused.

We announced today the plans of eliminating the Department of Commerce. We were joined today in our efforts by the Senate task force to release the first of these four proposals which represents a thoughtful approach to dismantling the Commerce bureaucracy.

The question we applied to each of these programs and these bureaucracies is this: Is this program an essential and necessary function of the Federal Government, of a limited Federal Government that was never intended to be all things to all people? Let me repeat that question: Is this program an essential and necessary function of a limited Federal Government?

James Madison, one of the chief architects of the Constitution, said this about the Federal Government and its limitations, he said, "The powers delegated by the proposed Constitution to the Federal Government are few and defined."

Yet lately over the course of this century we have lost sight of this vision. The Federal Government has tried to become all things to all people and done a poor job in the process. Every time our Nation has faced an internal challenge, we respond with centralized solutions. We look to the Federal Government to solve our problems; yet, by nearly every measure, these centralized bureaucratic command-and-control solutions have failed, and you can just go off and tick off some of the things we have done recently.

In 1965 we decided we had an urban problem in this country. And what did we do? Let us create a Department of Housing and Urban Development, in 1965. Where are we? In 1995. We have worse urban problems than we had at that time. We created a centralized focus.

We are going to solve the problems out of Washington, where the truth of the matter is these problems are solved at the local community by individuals and States and by people committed there, rather those focus our attention and our focus here in a centralized, bureaucratic approach.

□ 1830

We said we had an energy problem in 1979, and what did we do? "Let's create a Department of Energy," that that is going to solve the problem, and yet I think, as we found, our real problem is we had too much regulation in a market sector in the Department of Energy, and we decided in 1979, or thereabouts, we had a problem in education. What do we do? "Let's create a centralized, command-and-control answer that

we are going to answer it all out of Washington and create a Department of Education," and yet our test scores have gotten worse since 1979.

The truth is that the genius of America is not centralized planning, is not centralized control. The genius of America is the individual, that individual working out there, struggling, pushing to solve their own problems, and the more we focused on centralized answers, the more we will fail. We need to give it back to the people.

So we announced the program on the Department of Commerce today. Tomorrow we will announce the program on the Department of Education for a sensible, thoughtful elimination of the Department of Education that is proeducation, and elimination of the Department of Commerce is probusiness, and elimination of the Department of Housing and Urban Development is prohousing and urban issues, and elimination of the Department of Energy is proenergy. We just think the solutions are not here and we would be better off if we did not focus here. We would be better off if we got it out to the marketplace, to the community, to the individual, to States and local units of government, and certainly, if the debt is not enough of a reason, then we can just go back to our basic federalist principles of the Federal Government being a limited, focused Federal Government.

Those are the things that we are doing, and I think those are responsible, I think it is what the American people voted on this past November as things we are going to get done with this Congress, and I would yield back to the gentleman from Pennsylvania.

Mr. FOX of Pennsylvania. I thank the gentleman for yielding back.

Congressman BROWNBAC, I think it is very clear today from the testimony that was given at the press conference that even former Secretary Mosbacher, who was in charge of the Department of Commerce, made eloquent testimony about the fact that many of these functions can be privatized, downsized, and eliminated, and I think that having a former Secretary of his renown coming forward certainly tells us a lot about what can be done.

Mr. BROWNBAC. It is interesting to note in all four of our task forces to eliminate these departments, we have a former Secretary of that department working with us on each of these that believes clearly we can get this eliminated, and do a better job in the process and get us back to that limited government.

One final point I would make is the Supreme Court is starting to look at this this way as well. The Lopez case that just came out said the Federal Government is a limited government, first time in 60 years that the Supreme Court has spoken about the Federal Government being a limited government. It is time we limited back in.

Mr. FOX of Pennsylvania. I hope you will remain with us as we call on a col-

league, the gentleman from Minnesota [Mr. GUTKNECHT], to tell us his impressions of where he thinks the reforms should be made and where the agencies should be downsized.

Mr. GUTKNECHT. Thank you, Representative FOX, and I want to congratulate Representative BROWNBAC. He has been really the spirit behind a group that meets every Thursday morning at 7:30 in the morning, and I have been privileged to join him virtually every Thursday at that time. We do not seem to always get things done, so I suggested this morning we start meetings at 6:30 in the morning. It may be only SAM and I that will be at those meetings, but I want to thank you and congratulate you for sort of rekindling this whole notion of new federalism.

You know, if you look at what has happened in the private sector over the last number of years, the major corporations have understood that large, centralized bureaucracies cannot compete in the world marketplace, and, you know, earlier this year Speaker GINGRICH said to us—really he posed the question—can America compete in an increasingly competitive world marketplace going into the 21st century with a 19th century bureaucracy, and I think we all know the answer to that question, and the answer is "no," and so I think it has been cast upon us to try and come up with some solutions, and look at things differently, and find out if we cannot maybe reshape government, reform government, reorganize government, downsize government, reduce the dependency on centralized bureaucracy, ship more of the decisionmaking back to the States, back to the local units and ultimately back to individuals, because I think the American people understand that they can spend money more efficiently than the Federal Government. The decisions made at the local level are much better decisions and are much more responsive to what people really need and want in those local communities.

I would like to talk for a few moments this evening just about the Department of Energy, and the Department of Energy, like all of the other departments, I am certain, has a certain constituency out there, and people can say it does a number of good things, and it does some things well, and I am certain that there are people who believe it ought to be retained, but let me just talk a little bit tonight, if I could, about the—an act that the Congress passed in 1982. It was entitled the Nuclear Waste Policy Act and essentially made the U.S. Department of Energy responsible for developing permanent waste disposal facilities for nuclear waste sites.

So, in 1982, the Congress went on record that we wanted to do something at the Federal level. The Federal Government would take responsibility for nuclear waste, and they would develop a permanent storage site for this nuclear waste.

Well, I think it is time we get a little report card and find out exactly how well the Department of Energy has been doing. To date, the American nuclear utilities' customers have paid well over \$10 billion into a Government-operated nuclear waste fund. Let me say that again: America's electric consumers have paid over \$10 billion in fees to the nuclear waste fund. We have spent from that fund in excess of \$4 billion. The Department of Energy is still in a state—still on the site of determining where exactly that should be. They have spent most of the money on a facility or potential facility in Yucca Mountain, NV, but we have spent over \$4 billion studying that facility, and here is the incredible fact:

We are nearly 15 years away from coming up with a permanent site. In other words, we have spent 13 years and \$4 billion, and according to the latest study that I have seen, we are probably at least 15 years away from having an operational permanent waste repository, and I should remind the people who are gathered here on the House floor and people who may be watching in other places that we won World War II in less than 4 years, we were able to put a man on the moon in less than 8 years, and yet we have already invested over \$4 billion and spent 13 years, and we are still 15 years away from a permanent waste repository site, which makes it even more interesting to me that I was told by someone from the nuclear industry that they believe they can build a facility complete for less than \$150 million, and I am not talking about billion dollars. I mean that is just one example, and probably there are other examples that we can repeat again and again here on the House floor.

But the point really is this: All of these departments, I think, were started for the best of intentions. I think that many of them employ people who were very sincere and believed that what they are doing is important, but the bottom line is that the bureaucratization of many of these Federal bureaucracies here in Washington really has not done a very good job of solving some of the fundamental problems that they were supposed to solve, and so, as happened in corporate America, I think the time has come to downsize the Federal bureaucracy to eliminate some of the bureaucracies that are here in Washington.

I congratulate Representative CHRYSLER on what he brought up today in leading the charge with the Department of Commerce. We hope they will be coming out soon with the reorganization of the Department of Energy, the Department of Education, and ultimately I am actively involved in working with a task force that is looking at how we can ultimately eliminate the Department of Housing and Urban Development, and again I want to repeat something that Representative BROWNBAC said.



This is not some mean-spirited accounting exercise. We are not trying to do this because we want to hurt school children or hurt electric utility customers or destroy our ability to compete internationally in energy or education or any other field. We are doing it because we honestly believe that the only way to really change the way we do business is to take a serious look and find out if there are not better ways that these programs and these issues can be tackled without these huge bureaucracies here in Washington. I think that is what the American people want, and I think they have seen it happen in the private sector. We have seen a downsizing in the private sector, and I think it is long overdue here in the Federal Government as well.

So I congratulate you, Representative FOX, and, as I indicated, Representative BROWNBACK has been doing an excellent job in articulating the basic message that I think our founding fathers had, and that is that the best government is the least government. There are obviously legitimate functions for the Federal Government, but I think it is our task as Members of this Congress to turn over every rock, to ask the tough questions and to try and find more efficient ways to solving problems. I think that is what the American people want, that is what they expect, and frankly I hope that is what we are going to deliver before this 104th Congress is gaveled into history.

So I appreciate a few moments to share tonight some of the issues that I am concerned about, particularly back in Minnesota as it relates to nuclear waste policy, how much money has been wasted, in my opinion, over the last 13 years, and we have got to somehow bring closure to this basic issue because I think American electric consumers have been paying for it long enough. I think they expect some real solutions.

Again I thank Representative FOX for asking for this special order tonight and thank him for allowing me to participate a few moments.

Mr. FOX of Pennsylvania. Thank you, Congressman GUTKNECHT. I want to thank you for your leadership in the freshman class and this new 104th Congress in looking for ways to downsize wasted Federal dollars, but to put them where they are most needed, and I think that your private sector experience and experience in the legislature in your own home State in Minnesota has brought you the kind of leadership that is going to help us save funds and help our seniors, and our families, our small businesses and our children.

At this time I call on one of the leaders of the freshman class who is on the Committee on the Budget, and he is working to move us forward into the 21st century in a fiscally responsible way. I would like to call on Congressman SHADEGG from Arizona for that purpose.

Congressman SHADEGG, I appreciate your joining us here on the House floor

tonight to give us your view on where the reforms need to go for this House, and this Congress, and, for that matter, this country, that it can move forward.

Mr. SHADEGG. Thank you, Congressman FOX. I certainly appreciate your allowing me to participate in this effort tonight and the leadership you have demonstrated on it in seeking this time and giving us an opportunity to raise the issues for the American people to consider.

I would like to start, and I know this sounds a little silly, but it is important to thank people and to recognize their efforts. Representative BROWNBACK, who was just here, and Representative GUTKNECHT, who just spoke, have been two consistent leaders in this area.

I recall, as I am sure, Mr. FOX, you do from the early freshmen meetings when we first met as a group of revolutionaries, when we drafted the idea of calling ourselves the New Federalists, when we got bold and talked about, well, should we propose eliminating an agency or maybe two agencies, and then we got even bolder and said, "Well, why not four agencies?" And I noticed that the Senate is now matching our trend and saying that if we can eliminate four in the House, we can eliminate four in the Senate, and some of the conservative think tanks around town, Heritage, I think, with a tremendous national reputation, is proposing eliminating, I believe, nine agencies. I have to say that Representative GUTKNECHT and Representative BROWNBACK have been in the lead in that effort and have demonstrated great courage and great determination in going forward. It is also interesting to me tonight to note that most of the people involved in this effort right now, at least here on the floor tonight, are freshmen who came here with a new sense of the direction the American people want this Government to go. Having said that about the other leaders of this, I could not—I would be remiss if I did not mention Representative CHRYSLER from Michigan. He has done yeoman's work.

The announcement they made today to eliminate the Commerce Department is indeed a bold step forward and a very important step forward for the American people. It is this kind of change that the American people want from us, demand from us, and they do it, and it is important to understand they are doing it out of a sense of frustration. We have spent 40 years building up the Federal Government larger and larger, ever increasing its size, ever increasing its scope, ever increasing its power, saying to the American people time and time and time again that, if they will just give us a little more power and a few more tax dollars, we will solve their problems, and at the end of this 40 years' experience, one message is clear:

It is failed. Central planning does not work. We cannot solve the problems of commerce in this country by creating a Department of Commerce. What we can

do is suck a ton of money out of an otherwise vibrant economy, put thousands of bureaucrats into high marble buildings, and burden the economy even further, and that is what we have proven, and the bold steps taken today by the gentleman from Michigan [Mr. CHRYSLER] and the others on his task force are testament to the fact we finally sat back and listened carefully and recognized that our efforts to centrally plan commerce in America has failed the way efforts to centrally plan commerce in the Soviet Union failed, and to centrally planned commerce in all the Eastern-bloc countries fails and to centrally planned commerce everywhere throughout the world has failed.

□ 1845

Since the rest of the world got the message that planned economies do not work, it is about time the American Government got that message and began moving in the right direction.

Mr. FOX of Pennsylvania. If the gentleman will yield for a moment, I think the gentleman has been at the forefront of working with Congressman KASICH, who is the budget chairman. His committee and your committee have done what has not happened since 1969, the last time we had a balanced budget in this Federal Government. So your fellow colleagues who are not on the Committee on the Budget, but respect what you have done, have to appreciate that we are part of a very important first, since 1969, that we have balanced the budget; that we are going to give our children and grandchildren, and in fact senior citizens, everybody, a chance to know that we can get out from under this debt.

I have to tell the gentleman that what you have done is handled in hand with what Congressman CHRYSLER has done and Congressman BROWNBACK in making sure we get the reform and the elimination of the duplication that we have seen here in the Federal Government.

Mr. SHADEGG. I appreciate that. It is actually a great segue into where I was going, and I would like to talk about that issue a little bit. I want to bring you some facts and statistics. Congressman GUTNECHT pointed out the elimination of these agencies is not just about numbers. It is not just about eliminating bureaucracy, but it is in part about that issue.

I want to bring you some facts and statistics, and I will try to go slow and want you to think about them. I am reading from statistics produced by the Browning Newsletter, and they tell an amazing, a shocking story.

Between 1963 and 1993, the average weekly wages of a blue collar worker in America went up 398 percent. Let's call it 400 percent. So average wages, blue collar worker, up 400 percent. The consumer price index is up 458 percent. Call it 460. Wages are up 400 percent, CPI is up 460 percent, consumer price index. That is the private sector, you

and me at home trying to get by every day. Let me talk to you about what has happened to the Federal Government.

Receipts at the Federal Government in that same time period, between 1963 and 1993, receipts are up 1,024 percent. Expenditures, we all know we have created a deficit. It is no accident I put the debt up here. Here it is, the red ink, and it scares us. Expenditures at the Federal level, they are not up 400 percent or 460 percent like wages and the Consumer Price Index. Expenditures at the Federal level are up 1,241 percent, a staggering increase, three times the amount of increase in Government spending as the amount of earnings for the average blue collar worker in America.

The figure I like to cite the most is the deficit. Between 1963 and 1993, while your wages and my wages and the average American's wages were going up 400 to 460 percent, the deficit that you and I ran up by spending too much on the floor of this Congress is up a staggering 6,102 percent. 6,000 percent increase in the deficit that we are racking up.'

That burden is immoral. I look here in the audience and there are some people, I would say some young people, watching us here tonight, late in the evening, kind of watching the floor of the House when most of the Members are gone. And those people in that audience tonight and the people back home need to understand that it is simply morally wrong to impose that deficit, an increase of 6,100 percent, and this red ink and debt, on them? To carry their lifetimes? On our children? On my children? I have a 13-year-old and a 9-year-old. I am going to ask them to pay that back because I didn't have the discipline? And on our grandchildren? I am telling you, we cannot do it.

So that brings us to why we are about this task. We are about this task because in part it has failed. Central planning has failed. But it has not failed to burden our children and grandchildren.

By dismantling the four agencies we are working on, Education, Commerce, Energy and HUD, we are simply recognizing it is time to think outside the box, that we can do better. That education, I will tell you, in education in my district in Arizona, the constituents are clear. They sent me with one message: Education is not the business of the Federal Government. They believe that their local school board ought to be responsible for setting the policy and the parents and the teachers can do the job.

Energy, I am on the task force to eliminate the Energy Department. In 1970 there was an energy crunch. There was a security concern. Today, with a \$7.8 trillion debt being the greatest threat to our children and grandchildren, the Energy Department is a demonstrated failure. If we cannot recognize that and go into it conscientiously, seriously, thoughtfully, as we

have done today in Commerce and as we are doing in Energy and see what are these functions, which should be performed at the Federal level and which of these should not, and which should be performed by some other agency and which should be handed back to the States and which do not need to be done by Government at all. That is what this problem is about. And it will, if we dismantle these inefficient agencies, if we have the courage to be bold, it will save billions of dollars on our national debt and begin to eliminate that line.

Let me conclude with just one last point. Each time I go home to my district, I do not run into people who say to me "I need more government." I do not run into people who ask me for more programs. We did a town hall in my district a few weeks ago. A gentleman came up to me and said he was an executive, mid-level executive in a company in Phoenix, and that in the last 8 years his company had downsized 50 percent. It was half the size that it was simply 8 years ago. And he said,

John, we are producing twice the product that we produced that 8 short years ago. Why? Because we have forced efficiencies. Each year I take my budget in from my department to this corporation. Each year I tell them what I think I need to get the job done. Each year they come back to me and give me a number that is too small. I tell them I can't do it. You know what? Each year I have done it. Each year we have become more efficient.

That kind of efficiency is what we need to bring to the Federal Government, and the elimination of these wasteful agencies, like Commerce, like Energy, like HUD, and like Education, which have small functions that perhaps should be borne by the Federal Government, but which ought to be passed on to other agencies, and then get rid of the Washington bureaucracy, the Washington bureaucrats, we do not need them. That is the way the American people expected us to lead their Government.

Mr. FOX of Pennsylvania. Thank you for your contribution and leadership not only on the Committee on the Budget, but as a federalist working to make sure the freshman class works with leadership to reduce the size of the Federal Government and make it more responsive.

Mr. Speaker, I appreciate the efforts to let us illuminate our colleagues on this issues.

#### REVITALIZING THE AMERICAN ECONOMY

The SPEAKER pro tempore. Under the Speaker's announced policy of May 12, 1995, the gentleman from Michigan [Mr. SMITH] is recognized for 60 minutes as the designee of the majority leader.

Mr. SMITH of Michigan. Mr. Speaker, to continue this discussion of why it is important to downsize Government and how we reach our goal of having fewer taxes and greater respon-

sibility in Government and greater individual responsibility for our citizens, I would call on the esteemed chairman of the task force that led the effort to structure the dismantling of the Department of Commerce, Mr. DICK CHRYSLER from Michigan.

Mr. CHRYSLER. Thank you very much, NICK. It is good to be here. You know, this task force that we put together to dismantle the Department of Commerce, we had some very courageous and energetic and innovative freshmen work on that committee as well as some sophomores. Between the freshmen and the sophomores, we are 54 percent of the majority, so we are the majority of the majority. But HELEN CHENOWETH, MARK SANFORD, SUE KELLY, WES COOLEY, JIM TALENT, JOE SCARBOROUGH, MARK NEUMANN, JACK METCALF, SAM BROWNBACK, TODD TIAHRT, and even NICK SMITH from Michigan, helped us put this task force together and brought this proposal forward today.

It was only 3 months ago that we announced a goal that had been unthinkable in previous Congresses, and that was the elimination of the Departments of Commerce, Education, Energy, and Housing and Urban Development. The House budget resolution that passed last week calls for the elimination of three of those four Departments, and the Senate budget resolution calls for the elimination of the Department of Commerce.

We said it back in February that it was time to put the Department of Commerce out of business, and we promised to have specific legislation to do just that by the spring. Today we unveiled the vehicle to achieve this goal, the Department of Commerce Dismantling Act. It is promises made and promises kept.

Our Commerce task force spent the last 3 months studying every program in the Department, putting each one under the microscope. We asked three questions of every program: First, is this program necessary and is it worth borrowing the money to pay for it only to have our children pay it back? Second, if it is necessary, does the Federal Government need to be involved or is it something better left to the States, communities, and/or individuals? Third, if the Federal Government does need to be involved, are we currently doing the job in the most effective and efficient manner?

The result of this analysis is what I hold in my hand today, a specific step-by-step plan that will eliminate, privatize, or consolidate every aspect of the Department of Commerce.

The Department of Commerce Dismantling Act creates a temporary Commerce Program Resolution Agency that will oversee a 3-year windup period of the Department of Commerce. By cutting the unnecessary and wasteful programs immediately, we will save our constituents \$7.765 billion over the

next 5 years. By consolidating the beneficial programs to be more streamlined and efficient, we are creating a government that is more accountable and responsible.

This is not just a reckless effort to slash programs for the sake of cutting Government. Our plan is well thought out and clear in its intentions. If we found that a program was duplicative, we consolidated it. If a program was better performed by the private sector, we privatized it. If it was beneficial, we streamlined it. And if we found a program that was unnecessary, we eliminated it.

As we said in February, the November election was a clear call for a smaller, more efficient, and more focused Federal Government. The Department of Commerce Dismantling Act delivers on this mandate by beginning to downsize a government that is too big and spends too much money.

Mr. SMITH of Michigan. If the gentleman would yield on that point, I think, DICK, it is so important that we remind the American people the catastrophe that can happen if we do not do some of the things that you are talking about here today, that we are talking about in our efforts to balance the budget.

Let us just remind ourselves that we have got a huge deficit, and we use the words making our children and our grandchildren pay for our overindulgence.

But what does that mean? That means that today, with our overspending, we are taking money out of circulation by borrowing. We are borrowing this year 42 percent of all of the money that is borrowed in the United States.

Now, what happens when we demand that we have that money, not caring what the interest rate is? We drive up interest rates. By demanding that we have 42 percent of the money that is out there to loan, that pressure on interest rates alone is going to be a depressant. It is going to be a downward pressure on economic expansion and jobs.

It is estimated that we can save 1.5 percent reduction in interest rates if we end up balancing the budget. What else do we do? We take the money out of circulation. This year the money that we are overspending could be used for people to go to college, to build homes, maybe, more importantly, to expand their business and their jobs, to have better jobs in this country.

If we are going to encourage those businesses to buy the better tools to put in the hands of great American workers to make us more efficient, then the downward pressure on interest rates by balancing the budget is going to do just that by tremendously lowering costs. If we allow businesses to expense the items that they buy, we could reduce the cost of those items by an estimated 16 percent.

I think it is important to just note that we are not just doing this for the

sake of cutting down government. We are going it because this pressure on the economy of America is going to do what all of the economists suggest, and that is we are going to lose jobs for our kids and our grandkids, in addition to making them pay back the tremendous debt that we have accumulated.

□ 1900

Five trillion dollars we have now accumulated in debt, having no idea how we are going to pay back. This effort to look at the different departments and agencies of government is so important, and I compliment you so very much for the tremendous 80- and 90-hour weeks that you have put in.

Mr. CHRYSLER. Certainly, we do need lower taxes and less government, and we need to let people keep more of what they earn and save. We need to let people make their own decisions about how they spend their money, not government, because people will always make a better decision. And we cannot continue business as usual in our Federal Government. We must make the tough choices, as the gentleman said, in our budget priorities.

Our plan to dismantle the Department of Commerce provides positive and constructive change in bringing government back to the role it should and must play. I know in the words of Robert Frost, one of my favorite poems, the last verse says, and I think this speaks volumes for both the freshman and the sophomore class, we do have promises yet to keep and miles to go before we sleep, and miles to go before we sleep.

Mr. SMITH of Michigan. I thank the gentleman very much.

I yield to the gentleman from Pennsylvania [Mr. FOX].

Mr. FOX of Pennsylvania. Mr. Speaker, I thank the gentleman. I appreciate the opportunity to take a moment just to thank Congressman CHRYSLER and you for your leadership on this issue. Congressman CHRYSLER has for the last 3 months worked exhaustively to make sure that in a businesslike way because he is someone who came to the Congress, who has been involved himself in starting businesses and employing individuals, fighting the Federal regulations, trying to make a change.

Now he has brought that horse sense, that common sense, business sense to make us save dollars and cents here in the Federal Government. I think we as Members of Congress are the beneficiaries of DICK CHRYSLER's wisdom and his energy and the principles he has brought here to help us reshape our thinking.

We can talk about different agencies, as Congressman SMITH has talked about, in elimination and the duplication or consolidate or privatize. That all sounds good, but every American can make a difference in giving us recommendations on the kinds of activities that we are now involved with, Mr. Speaker, whatever they are. Whatever agencies that are now doing good ac-

tivities for the country, if there are ways we can do them better, let your Congressman know, let Congressman CHRYSLER know, let Congressman SMITH know, let me know. Any agency that can do a better job because of an idea you have, they want to do their job better. If it is better done in the private sector, as Congressman CHRYSLER said, because it is really better left to the private sector because it is not a government function, we also need to know that.

We started with four agencies. We started historically for the first time since 1969 having a balanced budget. We think it is going to lead to a more responsible position, one that is more accountable to the American people.

I appreciate the time the gentleman has given me to reflect on where we are trying to go as a Congress in a bipartisan manner, Republicans and Democrats alike, Senators and Congressmen, alike to work with the President to move forward to make the Government better, to make it more responsive and more accountable. I think this is the beginning. We have finished the contract and we are now into looking closely at those Federal agencies. I think we can make a difference, not only in this Congress but in Congresses to come. I appreciate the time you have yielded to me.

Mr. SMITH of Michigan. Mr. Speaker, I appreciate the gentleman's bipartisan efforts. I was delighted when the President said that he was going to offer a balanced budget that might take 10 years to balance but such a difference between that and the budget that the President gave Congress here just 6, 7 weeks ago.

That budget actually increased deficit spending over the years so that by the year 2002, we would have been borrowing or overspending \$314 billion in that year 2002. That is the year that we call it zero with the budget proposal that came out of the budget.

Mr. CHRYSLER. It is amazing to me that in just 18 months, we will be spending more money on just the interest on the debt than we spend right now on the Army, the Navy, the Air Force, the Marines, the CIA, the FBI, and the Pentagon combined. And that is money that is not going for any good programs or any good purposes, not for Medicare, not for Social Security, not to help people that need the help, not for Pell grants, not for education, nothing except interest on a debt.

I tell you, we have got to get this deficit under control. Then we have got to start working on eliminating this debt. I think by holding spending to 1 percent less than our revenues, we can have the debt paid off in this country by the year 2025. I think that is every bit as important as eliminating the deficit.

Mr. SMITH of Michigan. Mr. Speaker, I thank the gentleman again. It is so important to our future economy. Greenspan, who is the head banker for this country, chairman of the Federal

Reserve, said that if we do not balance the budget, because of the increased interest rates, because of the money that we take out of circulation, because of the overspending, because of the tremendous amount of this budget that it takes to service the debt, pay interest on the public debt, let me just mention as a footnote, the interest this year on the public debt is \$339 billion. That represents 25 percent of all revenues coming in from all sources to the U.S. Government. We just cannot continue to dig ourselves deeper in this hole of public debt.

Then if we look at Social Security, the unfunded liability of Social Security, the actuary deficit now amounts to an estimated \$5 trillion. Medicare, the unfunded liability or the actuary deficit amounts to close to \$8 trillion. Depending on future workers to pay the bills for current expenses, whether we are talking about pension benefits or whether we are talking about Social Security or whether we are talking about Medicare or whether we are talking about borrowing from future generations to pay for the overzealous spending of this Congress must stop.

I complement WALLY HERGER for his extraordinary efforts on the Committee on the Budget and as a member, esteemed member of this Congress that is looking for ways to bring about more responsible government.

#### LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Mr. CALVERT (at the request of Mr. ARMEY), for today and the balance of the week, on account of official business relating to the Base Realignment and Closure Commission.

Mr. LAHOOD (at the request of Mr. ARMEY), for today, on account of attending his daughter's graduation from high school.

#### SPECIAL ORDERS GRANTED

By unanimous consent, permission to address the House, following the legislative program and any special orders heretofore entered, was granted to:

(The following Members (at the request of Ms. JACKSON-LEE) to revise and extend their remarks and include extraneous material:)

Ms. KAPTUR, for 5 minutes, today.

Mr. OWENS, for 5 minutes, today.

Mr. UNDERWOOD, for 5 minutes, today.

(The following Members (at the request of Mr. HAYWORTH) to revise and extend their remarks and include extraneous material:)

Mr. GOSS, for 5 minutes each day, for today and May 24.

Mr. MCINNIS, for 5 minutes each day, for today and May 24.

#### EXTENSION OF REMARKS

By unanimous consent, permission to revise and extend remarks was granted to:

(The following Members (at the request of Ms. JACKSON-LEE) and to include extraneous matter:)

Mr. POSHARD.

Mr. FORD.

Mr. KLECZKA.

Mr. MORAN.

Mr. FAZIO of California.

Mr. ACKERMAN.

Mr. TORRICELLI.

Mr. OBERSTAR.

Mr. VENTO.

Mr. COYNE.

Mr. REED.

Mr. UNDERWOOD in two instances.

Mrs. SCHROEDER.

Mr. WAXMAN.

(The following Members (at the request of Mr. HAYWORTH) and to include extraneous matter:)

Mr. TALENT.

Mr. GILMAN.

Mr. FORBES.

Mr. BAKER of California.

Mr. LEWIS of Georgia in three instances.

Mr. SOLOMON.

Mr. BEREUTER.

Mr. PACKARD.

Mr. HOUGHTON in two instances.

Mrs. JOHNSON of Connecticut in two instances.

Mrs. ROUKEMA.

Mr. DUNCAN.

Mr. EMERSON.

Mr. DAVIS.

Mr. SHUSTER.

Mr. LARGENT.

Mr. SMITH of New Jersey.

Mr. ROGERS.

(The following Members (at the request of Mr. SMITH of Michigan) and to include extraneous matter:)

Mr. CLAY.

Mr. BONILLA.

Mr. BENTSEN.

#### ADJOURNMENT

Mr. SMITH of Michigan. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 7 o'clock and 7 minutes p.m.), the House adjourned until Wednesday, May 24, 1995, at 10 a.m.

#### EXECUTIVE COMMUNICATIONS, ETC.

Under clause 2 of rule XXIV, executive communications were taken from the Speaker's table and referred as follows:

899. A letter from the Secretary of Defense, transmitting a report entitled, "Not-To-Exceed Cost Estimates for C-17 Aircraft"; to the Committee on National Security.

900. A letter from the Secretary of Defense, transmitting a report on assistance to Red Cross for emergency communications services for members of the Armed Forces and their families, pursuant to section 383 of the fiscal year 1995 National Defense Authorization Act; to the Committee on National Security.

901. A letter from the Director, Office of Legislative Affairs, Department of the Treasury, transmitting a copy of a certifi-

cation by the President; regarding use of the Exchange Stabilization Fund and Federal Reserve in relation to the economic crisis in Mexico, pursuant to section 406 of the Mexican Debt Disclosure Act of 1995; to the Committee on Banking and Financial Services.

902. A letter from the Secretary, Department of Education, transmitting the interim report on the performance standards and measurement systems developed by States for their vocational education programs, pursuant to Public Law 101-392, section 404 (104 Stat. 809); to the Committee on Economic and Educational Opportunities.

903. A letter from the Secretary, Department of Health and Human Services, transmitting a report on the efforts of the National Center on Child Abuse and Neglect to assist States in implementing a voluntary reporting system on child abuse and neglect, pursuant to 42 U.S.C. 5106f-1; to the Committee on Economic and Educational Opportunities.

904. A letter from the Postmaster General, U.S. Postal Service, transmitting a report of activities under the Freedom of Information Act for calendar year 1994, pursuant to 5 U.S.C. 552(e); to the Committee on Government Reform and Oversight.

905. A letter from the Secretary, Department of the Interior, transmitting the 24th annual report of the actual operation during water year 1994 for the reservoirs along the Colorado River; projected plan of operation for water year 1995, pursuant to 43 U.S.C. 1552(b); to the Committee on Resources.

906. A letter from the Attorney General of the United States, Department of Justice, transmitting the 1994 annual report of the Federal Prison Industries, Inc. [FPI], pursuant to 18 U.S.C. 4127; to the Committee on the Judiciary.

907. A letter from the Comptroller General, General Accounting Office, transmitting a report entitled, "Military Bases: Analysis of DOD's 1995 Process and Recommendations for Closure and Realignment" (GAO/NSIAD-95-133, Apr. 14, 1995), pursuant to 31 U.S.C. 9106(a); jointly, to the Committees on National Security and Government Reform and Oversight.

908. A letter from the Secretary of Defense, transmitting the annual report for the National Security Education Program, pursuant to 50 U.S.C. 1906; jointly, to the Committees on Intelligence (Permanent Select) and Economic and Educational Opportunities.

#### PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. ANDREWS:

H.R. 1683. A bill to establish a Federal cause of action for failure of State and local public employee pension plans to meet the terms of such plans, subject to differing burdens of proof depending on whether changes in the plan relating to employer contributions are subject, under the law of the principal State involved, to qualified review boards; to the Committee on the Judiciary, and in addition to the Committee on Economic and Educational Opportunities, 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. BLILEY (for himself, Mr. SCOTT, Mr. WOLF, Mr. PICKETT, Mr. BOUCHER, Mr. DAVIS, Mr. MORAN, Mr. GOODLATTE, Mr. PAYNE of Virginia, Mr. SISISKY, and Mr. BATEMAN):

H.R. 1684. A bill to require the Secretary of the Treasury to mint coins in commemoration of the 250th anniversary of the birth of

James Madison; to the Committee on Banking and Financial Services.

By Mr. HOUGHTON (for himself, Mr. RANGEL, and Mrs. MALONEY):

H.R. 1685. A bill to amend the Internal Revenue Code of 1986 to treat academic health centers like other educational institutions for purposes of the exclusion for employer-provided housing; to the Committee on Ways and Means.

By Mr. HOUGHTON (for himself, Mr. KLECZKA, Mr. JACOBS, Mr. CRANE, Mrs. KENNELLY, Mr. SHAW, Mr. HERGER, Mr. BUNNING of Kentucky, Mr. MCCREY, and Mr. NEAL of Massachusetts):

H.R. 1686. A bill to amend the Revenue Act of 1987 to provide a permanent extension of the transition rule for certain publicly traded partnerships; to the Committee on Ways and Means.

By Mr. MILLER of Florida (for himself, Mr. SCHUMER, Mr. ARMEY, Mr. BERMAN, Mr. BORSKI, Mr. ENGLISH of Pennsylvania, Mr. FOGLETTA, Mr. FORBES, Mr. GIBBONS, Mr. HANCOCK, Mr. HANSEN, Ms. HARMAN, Mr. KENNEDY of Rhode Island, Mr. KOLBE, Mr. MARKEY, Mr. MEEHAN, Mr. OWENS, Mr. PORTER, Mr. ROYCE, Mr. RUSH, Mr. SERRANO, Mr. SHAYS, Mr. STUDDS, Mr. WAXMAN, Mr. ZIMMER, Mr. SHAW, Mr. ROHRBACHER, Mr. FRANK of Massachusetts, Ms. ESHOO, Mr. KASICH, Mr. DORNAN, Mr. WALKER, Mr. SOLOMON, Mr. VISCLOSKY, Mr. JACOBS, Mr. DAVIS, Mr. PETRI, Mr. FAWELL, Mr. SENSENBRENNER, Ms. LOWEY, Mrs. SCHROEDER, Mr. BARRETT of Wisconsin, Mr. LIPINSKI, Mr. HOEKSTRA, Mr. TORKILDSEN, Mr. KLUG, Mr. WOLF, Mr. ZELIFF, Mr. HYDE, Mrs. ROUKEMA, Mr. COX, Mr. BLUTE, Mr. CHABOT, Mr. YOUNG of Florida, Mrs. COLLINS of Illinois, Mr. TALENT, Mr. WAMP, Mr. PACKARD, Mr. BASS, Mr. GEJDENSON, Mr. YATES, Mr. FRANKS of New Jersey, Mr. HOKE, Mr. LEWIS of Georgia, Mr. BOUCHER, Mr. WYNN, Mr. MCINTOSH, Mr. SMITH of New Jersey, Mr. PORTMAN, Mr. NEY, Mr. FRELINGHUYSEN, Mrs. SEASTRAND, Mr. GEKAS, Mr. LARGENT, Mr. HUTCHINSON, Mr. GOODLING, Mr. FRANKS of Connecticut, Mr. ENSIGN, Mr. MANZULLO, Mr. KENNEDY of Massachusetts, Mr. BROWN of Ohio, Ms. VELAZQUEZ, Mr. GUTIERREZ, Mrs. MYRICK, Mr. GOSS, and Mr. SOUDER):

H.R. 1687. A bill to terminate the agricultural price support and production adjustment programs for sugar; to the Committee on Agriculture.

By Mrs. SCHROEDER (for herself, Mr. LEWIS of Georgia, Ms. NORTON, Mr. FOGLETTA, Mr. RICHARDSON, Mr. JACOBS, Mr. HILLIARD, Mr. WILSON, Mr. SERRANO, and Mrs. LOWEY):

H.R. 1688. A bill to amend the Public Health Service Act to establish a program of providing information and education to the public on the prevention and treatment of eating disorders; to the Committee on Commerce.

By Mr. UNDERWOOD (for himself, Mr. GALLEGLY, Mr. FALEOMAVAEGA, and Mr. FRAZER):

H.R. 1689. A bill to amend title 10, United States Code, to provide for appointments to the military service academies by the Resident Representative to the United States for the Commonwealth of the Northern Mariana Islands; to the Committee on National Security.

By Mr. DORNAN:

H.J. Res. 90. Joint resolution proposing an amendment to the Constitution of the United States to protect the right to life; to the Committee on the Judiciary.

By Mr. SANFORD:

H.J. Res. 91. Joint resolution proposing an amendment to the Constitution of the United States to allow the States to limit the period of time U.S. Senators and Representatives may serve; to the Committee on the Judiciary.

By Mr. PICKETT:

H. Con. Res. 71. Concurrent resolution providing a sense of the Congress that the concurrent resolution on the budget for fiscal year 1996 should reach a balanced Federal budget by fiscal year 2001 through expenditure reductions and not tax increases; to the Committee on the Budget.

#### MEMORIALS

Under clause 4 of rule XXII, memorials were presented and referred as follows:

88. By the SPEAKER: A memorial of the Senate of the Commonwealth of Pennsylvania, relative to Fort Indiantown Gap, PA; to the Committee on National Security.

89. Also, memorial of the Senate of the State of Hawaii, relative to requesting Hawaii's congressional delegation to support the continuation of community action in the State of Hawaii; to the Committee on Economic and Educational Opportunities.

90. Also, memorial of the General Assembly of the State of Indiana, relative to the Republic of China (Taiwan's) participation in the United Nations; to the Committee on International Relations.

91. Also, memorial of the Senate of the State of Nevada, relative to the Endangered Species Act of 1973; to the Committee on Resources.

92. Also, memorial of the Senate of the State of Nevada, relative to urging the U.S. Congress to maintain the U.S. Geological Survey; to the Committee on Resources.

93. Also memorial of the Senate of the State of Nevada, relative to the 10th amendment to the Constitution of the United States; to the Committee on the Judiciary.

94. Also, memorial of the Senate of the State of Nevada, relative to urging the U.S. Congress to pass legislation prohibiting each State from imposing a tax on the income from a pension of a person who is not a resident of that State; to the Committee on the Judiciary.

95. Also, memorial of the Senate of the State of Nevada, relative to proposing to amend the ordinance of the Nevada constitution to repeal the disclaimer of interest of the State in unappropriated public lands; to the Committee on the Judiciary.

96. Also memorial of the Senate of the State of Iowa, relative to border city trucking agreements; to the Committee on Transportation and Infrastructure.

97. Also memorial of the House of Representatives of the State of Texas, relative to the Water Pollution Control Act; to the Committee on Transportation and Infrastructure.

98. Also, memorial of the House of Representatives of the State of Texas, relative to NASA's proposed reorganization plan; to the Committee on Science.

99. Also, memorial of the Senate of the State of Hawaii, relative to requesting a study of the welfare system of the State of Hawaii; to the Committee on Ways and Means.

100. Also, memorial of the Senate of Hawaii, relative to urging the U.S. Congress to support legislation to safeguard veterans' disability compensation and Social Security disability compensation from elimination, reduction, or taxation; jointly, to the Committees on Veterans' Affairs and Ways and Means.

#### ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

H.R. 28: Mr. BAKER of California, Mr. HERGER, and Mr. QUILLEN.

H.R. 38: Mr. FUNDERBURK, Mr. SALMON, Mr. WISE, Mrs. CUBIN, Mrs. SEASTRAND, and Mrs. MALONEY.

H.R. 57: Mr. PICKETT and Mr. NETHERCUTT.

H.R. 193: Ms. LOFGREN.

H.R. 195: Mr. CALVERT.

H.R. 250: Mr. VENTO, Mr. ABERCROMBIE, Mr. YATES, and Mr. THOMPSON.

H.R. 311: Ms. ROYBAL-ALLARD, Mr. UNDERWOOD, Mr. DIAZ-BALART, and Mr. MILLER of Florida.

H.R. 353: Mr. FARR.

H.R. 359: Mr. MONTGOMERY and Mr. KLUG.

H.R. 491: Mr. GALLEGLY.

H.R. 553: Mr. TUCKER and Mr. WILSON.

H.R. 580: Mr. MCKEON, Mr. BARR, Mr. GONZALEZ, Mr. HOEKSTRA, and Mr. WAMP.

H.R. 592: Mr. GALLEGLY.

H.R. 656: Mr. SHAYS and Mr. BARTLETT of Maryland.

H.R. 674: Mr. TAYLOR of North Carolina.

H.R. 700: Mr. LUTHER.

H.R. 709: Ms. VELAZQUEZ.

H.R. 713: Mr. KLUG.

H.R. 783: Mr. PETERSON of Minnesota.

H.R. 788: Mr. GOSS.

H.R. 789: Mr. DORNAN, Mr. PICKETT, Mr. VOLKMER, and Mrs. SMITH of Washington.

H.R. 820: Mr. QUILLEN, Mr. KANJORSKI, Mr. HUTCHINSON, Mr. CARDIN, and Mr. FUNDERBURK.

H.R. 860: Mr. KIM.

H.R. 888: Mr. GUTIERREZ.

H.R. 891: Mr. DELLUMS and Mr. FATAH.

H.R. 912: Mr. ROHRBACHER and Mr. WHITE.

H.R. 940: Mr. ANDREWS, Mr. COSTELLO, Mr. HILLIARD, Mr. MOAKLEY, Mr. TOWNS, Mr. VISCLOSKY, and Mr. YATES.

H.R. 945: Mr. COYNE, Mr. NEY, Mr. MORAN, Mr. WALSH, Mr. ROGERS, Mr. BISHOP, Mr. DOOLITTLE, and Mr. JONES.

H.R. 951: Mr. HAYES.

H.R. 1000: Mr. TORRICELLI and Mr. DIXON.

H.R. 1018: Mr. SOLOMON.

H.R. 1021: Mr. OLVER.

H.R. 1023: Mr. ROEMER.

H.R. 1024: Mr. CHABOT and Mr. ENGLISH of Pennsylvania.

H.R. 1091: Mr. BOUCHER and Mr. SCOTT.

H.R. 1118: Mr. HOSTETTLER.

H.R. 1120: Mr. HEFLEY.

H.R. 1124: Mr. FRAZER and Mr. NADLER.

H.R. 1152: Mr. EVANS.

H.R. 1201: Mr. KENNEDY of Rhode Island.

H.R. 1204: Ms. FURSE, Mr. MORAN, Mr. DAVIS, Mr. CRAPO, Mr. CANADY, Ms. LOWEY, and Mr. LAFALCE.

H.R. 1210: Mr. WISE.

H.R. 1229: Mr. THOMPSON and Mr. BONIOR.

H.R. 1274: Mr. DOOLITTLE.

H.R. 1281: Mr. SANDERS and Mr. NADLER.

H.R. 1317: Mr. BARCIA of Michigan, Mr. BREWSTER, and Mr. JACOBS.

H.R. 1386: Mr. DELAY, Mr. BURTON of Indiana, Mr. THORNBERRY, and Mr. CANADY.

H.R. 1404: Mr. ENGEL, Mr. FAWELL, Mr. LEWIS of Georgia, Mrs. ROUKEMA, Mr. FRANKS of New Jersey, Mr. BORSKI, and Mr. TOWNS.

H.R. 1434: Mr. REGULA and Mr. BUNNING of Kentucky.

H.R. 1460: Mr. HINCHEY.

H.R. 1462: Ms. PELOSI, Ms. LOFGREN, Mr. ACKERMAN, Mr. EVANS, Mr. HASTINGS of Florida, Ms. KAPTUR, Ms. JACKSON-LEE, Mr. RANGEL, Mr. WISE, and Mr. MOAKLEY.

H.R. 1484: Mr. TORRES, Mr. MCHALE, Mr. BARCIA of Michigan, and Mr. NEY.

H.R. 1504: Mr. ZIMMER, Ms. LOFGREN, and Mr. GIBBONS.

H.R. 1516: Mr. LUTHER.

H.R. 1521: Mr. LUTHER, Ms. LOFGREN, Mr. FROST, Mr. FRAZER, Mr. MARKEY, Mr. DEUTSCH, and Ms. JACKSON-LEE.

H.R. 1542: Miss COLLINS of Michigan.

H.R. 1568: Mr. ACKERMAN, Mr. LAFALCE, Mr. BEILENSON, Mr. LUTHER, Mr. JACOBS, and Mr. MARTINEZ.

H.R. 1617: Mrs. JOHNSON of Connecticut and Mr. ROGERS.

H.R. 1642: Mr. HAMILTON.

H.R. 1645: Mr. WALSH, Mr. LAUGHLIN, Mr. TRAFICANT, Mr. ROBERTS, and Mr. POMEROY.

H.J. Res. 79: Mr. COLEMAN and Mr. HILLIARD.

H. Con. Res. 10: Mr. MANZULLO, Mrs. KENNELLY, Mr. ROSE, Mr. GEJDENSON, Mr. COLEMAN, Mr. HALL of Ohio, Mr. BISHOP, Ms. DELAURO, Mr. PORTER, Mr. HUTCHINSON, Mr. LEWIS of Georgia, Mr. HEFNER, Mr. FRANKS of Connecticut, Mr. YOUNG of Florida, Mr. PETRI, Mr. NETHERCUTT, Ms. FURSE, Mr. ROHRBACHER, Mr. HEINEMAN, and Mr. ABERCROMBIE.

H. Con. Res. 23: Mr. BEVILL, Ms. WOOLSEY, Mr. STOKES, Mr. STUPAK, and Mrs. COLLINS of Illinois.

H. Res. 40: Mr. HAMILTON.

H. Res. 118: Mr. COLEMAN, Mr. HASTINGS of Florida, Mr. FAZIO of California, Mr. LEWIS of Georgia, Ms. DELAURO, Mr. LEVIN, Mr. BOUCHER, Mr. SANDERS, Mr. GENE GREEN of Texas, Ms. NORTON, Mr. LEACH, Mr. CLAY, Ms. ROYBAL-ALLARD, and Mr. BERMAN.

H. Res. 127: Mr. HAMILTON.

#### AMENDMENTS

Under clause 6 of rule XXIII, proposed amendments were submitted as follows:

H.R. 1561

OFFERED BY: MR. ABERCROMBIE

AMENDMENT NO. 21: Page 108, lines 8 and 9, strike "\$15,000,000 for the fiscal year 1996 and \$10,000,000 for the fiscal year 1997" and insert "\$24,500,000 for the fiscal year 1996 and \$24,500,000 for the fiscal year 1997".

H.R. 1561

OFFERED BY: MR. ACKERMAN

AMENDMENT NO. 22: On page 11, strike line 1 and all that follows through page 82, line 9 and insert in lieu thereof the following:

"DIVISION A—STREAMLINING OF FOREIGN AFFAIRS AGENCIES  
TITLE I—GENERAL PROVISIONS

#### SEC. 101. SHORT TITLE.

This division may be cited as the "Foreign Affairs Agencies Streamlining Act of 1995".

#### SEC. 102. CONGRESSIONAL FINDINGS.

The Congress makes the following findings:

(1) With the end of the Cold War, the international challenges facing the United States have changed, but the fundamental national interests of the United States have not. The security, economic, and humanitarian interests of the United States require continued American engagement in international affairs. The leading role of the United States in world affairs will be as important in the twenty first century as it has been in the twentieth.

(2) The United States budget deficit requires that the foreign as well as the domestic programs and activities of the United States be carefully reviewed for potential savings. Wherever possible, foreign programs and activities must be streamlined, managed more efficiently, and adapted to the requirements of the post-Cold War era.

(3) As part of an overall review to foster efficiencies in the executive branch, the President has had under review the organization and functions of those departments and agencies responsible for administering the international affairs (150) budget function.

(4) The President deserves commendation for the results of such review to date, including significant numbers of foreign posts closed and personnel reductions made by some foreign affairs agencies.

(5) In order to achieve further budgetary savings and eliminate overlapping responsibilities and duplication of efforts in the foreign programs and activities of the United States without jeopardizing United States interests, continued careful review and strong effective leadership will be required.

(6) A streamlined foreign affairs structure under the leadership of the President can more effectively promote the international interests of the United States in the next century.

#### TITLE II—ONGOING REVIEW OF INTERNATIONAL AFFAIRS MANAGEMENT

#### SEC. 201. REVIEW OF INTERNATIONAL AFFAIRS AGENCIES.

(a) REVIEW.—The President shall review, as part of an overall effort to foster efficiencies in the executive branch, the programs described in the Foreign Assistance Act of 1961 and other initiatives within the administration of international affairs programs, to determine how best to achieve the cost savings and streamlining.

(b) CONSIDERATIONS.—The review conducted pursuant to subsection (a) shall include a review of—

(1) any additional costs or cost savings that would result from reorganizing the agencies administering programs under the international affairs (150) budget function;

(2) the management implications of any agency reorganization;

(3) the optimal organizational structure for the foreign affairs agencies;

(4) the implications for United States foreign policy and United States foreign assistance programs of any agency reorganization;

(5) the justification for staffing levels of non-foreign affairs agencies overseas, including the Departments of Commerce, Defense, Justice, Treasury, and any intelligence agencies;

(6) the extent to which the activities of such non-foreign affairs agencies contribute to United States foreign policy and national security interests;

(7) the implications for the United States foreign operations of recent developments in communications technology;

(8) the feasibility of centralizing worldwide financial services of all foreign affairs agencies in the United States, including the feasibility of moving all such services to a location outside of the Washington, D.C. metropolitan area;

(9) the feasibility and cost-effectiveness of contracting with private companies or other United States Government agencies for certain services, including payroll, vendor payments, and Foreign Service pension payments systems, medical examination programs, and certain training programs; and

(10) efforts to consolidate management of all U.S. international exchange programs to eliminate duplication and overlap.

(c) REPORT.—Not later than six months after the date of enactment of this Act, the President shall submit to the appropriate congressional committees a report on the results of the comprehensive review required by subsection (a).

#### SEC. 202. REORGANIZATION AUTHORITY

(a) AUTHORITY.—The President is authorized to submit to the Congress a reorganization plan, if he determines such reorganization is necessary, to enhance the coordination, effectiveness, and efficiency of programs within the international affairs (150) budget function.

(b) EXCEPTION.—Any plan submitted pursuant to the authority of subsection (a) may be

submitted pursuant to chapter 9 of title 5 (relating to executive reorganization) of the United States Code, notwithstanding section 905(b) of that chapter.

H.R. 1561

OFFERED BY: MR. ACKERMAN

AMENDMENT NO. 23: On page 67, after line 9, insert the following new section:

#### SEC. 501. CONSOLIDATION REPORT.

(a) REPORT.—No agency of the United States Government may be abolished or its functions transferred or consolidated with another such agency pursuant to this division or any other provision of this Act relating to reorganization unless the Director of the Congressional Budget Office and the Director of the Office of Management and Budget independently calculate and submit to the Congress a joint report analyzing the costs and benefits of any such action.

(b) CONTENTS OF REPORT.—The cost/benefit analysis required by subsection (a) shall include, but not be limited to—

(1) An assessment of direct and indirect costs for the first five years associated with the implementation of the provisions of this division or any other provision of this Act relating to reorganization; and

(2) The effects of consolidation on personnel, management systems, real property, decisionmaking processes, administrative costs, and costs associated with terminating, amending, renegotiating, or negotiating existing and new contracts.

(c) FURTHER CONGRESSIONAL ACTION REQUIRED.—Notwithstanding any other provision of this act, if the Director of the Congressional Budget Office and the Director of the Office of Management and Budget either jointly or independently determine and report that the costs associated with the consolidation required by this division or any other provision of this act relating to reorganization exceed the fiscal year 1995 operating costs of the affected agencies, such provisions shall not become effective unless—

(1) the President determines that such consolidation is in the national interest of the United States; or

(2) a joint resolution is enacted specifying that such provisions shall become effective upon enactment of such resolution.

Redesignate sections 501 through 511 as sections 502 through 512.

H.R. 1561

OFFERED BY: MR. ANDREWS

AMENDMENT NO. 24, At the end of title XXXIII (relating to regional provisions), add the following new section:

#### SEC. 3314. RESTRICTIONS ON ASSISTANCE FOR TURKEY.

(a) RESTRICTIONS.—Of the funds made available for fiscal year 1996 for assistance to the Government of Turkey under the Foreign Assistance Act of 1961 and the Arms Export Control Act, the President shall withhold, first from grant assistance, if any, and then from loan assistance, \$500,000 for each day that Turkey does not meet the conditions of subsection (c).

(b) WAIVER.—The President may waive the application of subsection (a) if the President determines that it is in the national security interest of the United States to do so.

(c) CONDITIONS.—The conditions of this subsection are met when the President certifies to Congress that the Government of Turkey—

(1) allows free and unfettered monitoring of the human rights situation within its territory by domestic and international human rights monitoring organizations, including but not limited to, the Turkish Human Rights Association, the Conference on Security and Cooperation in Europe, Amnesty International, and Human Rights Watch;

(2) recognizes the civil, cultural, and human rights of its Kurdish citizens, ceases its military operations against Kurdish civilians, and takes demonstrable steps toward a peaceful resolution of the Kurdish issue;

(3) takes demonstrable steps toward the total withdrawal of its military forces from Cyprus and demonstrates its support for a settlement recognizing the sovereignty, independence, and territorial integrity of Cyprus, with a constitutional democracy based on majority rule, the rule of law, and the protection of minority rights;

(4) completely removes its blockade of United States and international assistance to Armenia; and

(5) removes official restrictions on Christian churches and schools and offers sufficient protection against acts of violence and harassment directed at members of the clergy, and offers sufficient protection against acts of vandalism directed at church and school property.

H.R. 1561

OFFERED BY: MR. BEREUTER

AMENDMENT No. 25, In section 3242 (relating to authorization of appropriations for title III for Public Law 480), strike "No funds are authorized to be appropriated for either" and insert the following: "(a) IN GENERAL.—There are authorized to be appropriated \$25,000,000 for each".

At the end of section 3242, add the following new subsection:

(b) AUTHORITY TO TRANSFER AMOUNTS.—Notwithstanding any other provision of law, amounts authorized to be appropriated by subsection (a) may be used to carry out title II of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1721 *et seq.*).

In section 2106 (relating to authorizations of appropriations for United States informational, educational, and cultural programs)—

(1) in paragraph (1) (relating to salaries and expenses) strike "\$450,645,000 for the fiscal year 1996 and \$428,080,000 for the fiscal year 1997" and insert "\$445,645,000 for the fiscal year 1996 and \$423,080,000 for the fiscal year 1997".

(2) in paragraph (3)(F) (relating to educational and cultural exchange programs) strike "\$87,265,800 for the fiscal year 1996 and \$87,341,400 for the fiscal year 1997" and insert "\$67,265,800 for the fiscal year 1996 and \$67,341,400 for the fiscal year 1997".

H.R. 1561

OFFERED BY: MR. BEREUTER

AMENDMENT No. 26: At the end of the bill, add the following:

DIVISION D—ADDITIONAL PROVISIONS

TITLE XLI—PUBLIC LAW 480

**SEC. 4001. AUTHORIZATION OF APPROPRIATIONS FOR TITLE III.**

(a) IN GENERAL.—Notwithstanding section 3242 of this Act, there are authorized to be appropriated \$25,000,000 for each of the fiscal years 1996 and 1997 for the provision of agricultural commodities under title III of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1727 *et seq.*).

(b) AUTHORITY TO TRANSFER AMOUNTS.—Notwithstanding any other provision of law, amounts authorized to be appropriated by subsection (a) may be used to carry out title II of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1721 *et seq.*).

**SEC. 4002. REDUCTION IN AUTHORIZATIONS FOR CERTAIN UNITED STATES INFORMATIONAL, EDUCATIONAL, AND CULTURAL PROGRAMS.**

Notwithstanding paragraphs (1) and (3)(F) of section 2106 of this Act, the following amounts are authorized to be appropriated to carry out international information ac-

tivities and educational and cultural exchange programs under the United States Information and Educational Exchange Act of 1948, the Mutual Educational and Cultural Exchange Act of 1961, Reorganization Plan Number 2 of 1977, the United States International Broadcasting Act of 1994, the Radio Broadcasting to Cuba Act, the Television Broadcasting to Cuba Act, the Board for International Broadcasting Act, the Inspector General Act of 1978, the North/South Center Act of 1991, the National Endowment for Democracy Act, and to carry out other countries in law consistent with such purposes:

(1) SALARIES AND EXPENSES.—For "Salaries and Expenses", \$445,645,000 for the fiscal year 1996 and \$423,080,000 for the fiscal year 1997.

(3) EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS.—For "Hubert H. Humphrey Fellowship Program", "Edmund S. Muskie Fellowship Program", "International Visitors Program", and "Mike Mansfield Fellowship Program", "Claude and Mildred Pepper Scholarship Program of the Washington Workshops Foundation", "Citizen Exchange Programs", "Congress-Bundestag Exchange Program", "Newly Independent States and Eastern Europe Training", "Institute for Representative Government", and "Arts America", \$67,265,800 for the fiscal year 1996 and \$67,341,400 for the fiscal year 1997.

H.R. 1561

OFFERED BY: MR. BERMAN

AMENDMENT No. 27: On page 11, strike line 1 and all that follows through page 82, line 9 and insert in lieu thereof the following:

"DIVISION A—STREAMLINING OF FOREIGN AFFAIRS AGENCIES

TITLE I—GENERAL PROVISIONS

**SEC. 101. SHORT TITLE.**

This division may be cited as the "Foreign Affairs Agencies Streamlining Act of 1995".

**SEC. 102. CONGRESSIONAL FINDINGS.**

The Congress makes the following findings:

(1) With the end of the Cold War, the international challenges facing the United States have changed, but the fundamental national interests of the United States have not. The security, economic, and humanitarian interests of the United States require continued American engagement in international affairs. The leading role of the United States in world affairs will be as important in the twenty first century as it has been in the twentieth.

(2) The United States budget deficit requires that the foreign as well as the domestic programs and activities of the United States be carefully reviewed for potential savings. Wherever possible, foreign programs and activities must be streamlined, managed more efficiently, and adapted to the requirements of the post-Cold War era.

(3) As part of an overall review to foster efficiencies in the executive branch, the President has had under review the organization and functions of those departments and agencies responsible for administering the international affairs (150) budget function.

(4) The President deserves commendation for the results of such review to date, including significant numbers of foreign posts closed and personnel reductions made by some foreign affairs agencies.

(5) In order to achieve further budgetary savings and eliminate overlapping responsibilities and duplication of efforts in the foreign programs and activities of the United States without jeopardizing United States interests, continued careful review and strong effective leadership will be required.

(6) A streamlined foreign affairs structure under the leadership of the President can more effectively promote the international interests of the United States in the next century.

TITLE II—ONGOING REVIEW OF INTERNATIONAL AFFAIRS MANAGEMENT

**SEC. 201. REVIEW OF INTERNATIONAL AFFAIRS AGENCIES.**

(a) REVIEW.—The President shall review, as part of an overall effort to foster efficiencies in the executive branch, the programs described in the Foreign assistance Act of 1961 and the Arms Export Control Act, as well as other initiatives within the administration of international affairs programs, to determine how best to achieve the cost savings and streamlining.

(b) CONSIDERATIONS.—The review conducted pursuant to subsection (a) shall include a review of—

(1) any additional costs or cost savings that would result from reorganizing the agencies administering programs under the international affairs (150) budget function;

(2) the management implications of any agency reorganization;

(3) the optimal organizational structure for the foreign affairs agencies;

(4) the implications for United States foreign policy and United States foreign assistance programs of any agency reorganization;

(5) the justification for staffing levels of non-foreign affairs agencies overseas, including the Departments of Commerce, Defense, Justice, Treasury, and any intelligence agencies;

(6) the extent to which the activities of such non-foreign affairs agencies contribute to the United States foreign policy and national security interests;

(7) the implications for the United States foreign operations of recent developments in communications technology;

(8) the feasibility of centralizing worldwide financial services of all foreign affairs agencies in the United States, including the feasibility of moving all such services to a location outside of the Washington, D.C. metropolitan area;

(9) the feasibility and cost-effectiveness of contracting with private companies or other United States Government agencies for certain services, including payroll, vendor payments, and Foreign Service pension payments systems, medical examination programs, and certain training programs; and

(10) efforts to consolidate management of all U.S. international exchange programs to eliminate duplication and overlap.

(c) REPORT.—Not later than six months after the date of enactment of this Act, the President shall submit to the appropriate congressional committees a report on the results of the comprehensive review required by subsection (a).

**SEC. 202. REORGANIZATION AUTHORITY.**

(a) AUTHORITY.—The President is authorized to submit to the Congress a reorganization plan, if he determines such reorganization is necessary, to enhance the coordination, effectiveness, and efficiency of programs within the international affairs (150) budget function.

(b) EXCEPTION.—Any plan submitted pursuant to the authority of subsection (a) may be submitted pursuant to chapter 9 of title 5 (relating to executive reorganization) of the United States Code, notwithstanding section 905(b) of that chapter.

H.R. 1561

OFFERED BY: MR. BERMAN

AMENDMENT No. 28: In section 2104(a)(1)(A) strike "\$560,000,000" and insert in lieu thereof "\$590,000,000".

Strike Section 2104(a)(4) and insert the following:

"(4) RESETTLEMENT OF VIETNAMESE, LAOTIANS AND CAMBODIANS.—Of the funds authorized to be appropriated in (a)(1)(A) up to \$30,000,000 may be made available for fiscal

year 1996 for assistance and admission of persons who—

(A) are or were nationals and residents of Vietnam, Laos, or Cambodia;

(B) are within a category of aliens referred to in section 599D(b)(2)(C) of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1990 (Public Law 101-167); and

(C) are or were at any time after January 1, 1989, residents of refugee camps in Hong Kong, Thailand, Indonesia, Malaysia, or the Philippines.”

Strike Section 2104(b) and insert the following:

“(b) GENERAL LIMITATIONS.—None of the funds authorized to be appropriated by subsection (a) are authorized to be available for any program or activity that provides for, or promotes or funds the involuntary repatriation of any person to Vietnam, Laos or Cambodia, unless the President has certified that all persons described in subsection (a)(4) who were residents of refugee camps as of July 1, 1995, have been considered for resettlement to third countries, including to the United States.”

H.R. 1561

OFFERED BY: MR. BERMAN

AMENDMENT NO. 29: At the end of chapter 6 of title XXXI (relating to other provisions of defense and security assistance), add the following new section:

**SEC. 3194. REQUIREMENTS RELATING TO RECOUPMENT OF NONRECURRING COSTS FOR CERTAIN SALES OF MAJOR DEFENSE EQUIPMENT.**

(a) RECOUPMENT OF COSTS IN COMMERCIAL EXPORT SALES.—

(1) IN GENERAL.—Section 38 of the Arms Export Control Act (22 U.S.C. 2778) is amended by adding at the end the following new subsection:

“(i)(1) Any sale involving the export of major defense equipment pursuant to a license or other approval granted under this section shall include an appropriate charge for a proportionate amount of the non-recurring costs incurred by the United States in the research, development, and production of such equipment. Such charge shall be comparable to the charge imposed pursuant to section 21(e)(1)(B) of this Act relating to government-to-government sales of major defense equipment.

“(2) The charge provided for in paragraph (1) shall not apply with respect to major defense equipment that is at least 90 percent paid for from funds transferred under section 503(a)(3) of the Foreign Assistance Act of 1961 (22 U.S.C. 2311(a)(3)) or from funds made available on a grant or other nonrepayable basis under section 23 of this Act.”

(2) EFFECTIVE DATE.—Section 38(i) of the Arms Export Control Act, as added by paragraph (1), applies with respect to major defense equipment sold pursuant to a contract entered into on or after the date of the enactment of this Act.

(b) ELIMINATION OF AUTHORITY TO REDUCE OR WAIVE CHARGES FOR COSTS IN FOREIGN MILITARY SALES FOR NATO MEMBER COUNTRIES AND CERTAIN OTHER COUNTRIES.—Section 21(e) of such Act (22 U.S.C. 2761(e)) is amended by striking paragraph (2) of such section.

H.R. 1561

OFFERED BY: MR. CONDIT

AMENDMENT NO. 30: After chapter 2 of title XXXIV (relating to special authorities and other provisions), insert the following new chapter (and redesignate the subsequent chapter accordingly):

**CHAPTER 3—FOREIGN AID REPORTING REFORM ACT OF 1995**

**SEC. 3421. SHORT TITLE.**

This chapter may be cited as the “Foreign Aid Reporting Reform Act of 1995”.

**SEC. 3422. ANNUAL FOREIGN ASSISTANCE JUSTIFICATION REPORT.**

(a) IN GENERAL.—In conjunction with the submission of the annual requests for enactment of authorizations and appropriations for foreign assistance programs for each fiscal year, the President shall submit to the Congress a single report containing—

(1) an integrated justification for all foreign assistance programs proposed by the President for the coming fiscal year; and

(2) an assessment of when the objectives of those programs will be achieved so that the assistance can be terminated.

(b) SPECIFIC INFORMATION TO BE PROVIDED.—Each such report shall include the following:

(1) INFORMATION REGARDING A FOREIGN ASSISTANCE PROGRAM GENERALLY.—For each foreign assistance program taken as a whole—

(A) the total amount of assistance proposed to be provided under that program;

(B) the justification for that amount;

(C) the objectives that assistance under that program is intended to achieve;

(D) an explanation of the relationship of assistance under that program to assistance under other foreign assistance programs; and

(E) the President's estimation of the date by which the objectives of that program will be achieved and the program terminated.

(2) INFORMATION REGARDING SPECIFIC ASSISTANCE RECIPIENTS.—For each country or organization which is a proposed recipient of assistance under any foreign assistance program—

(A) the amount of each type of assistance proposed;

(B) the justification for providing each such type of assistance;

(C) the objectives that each such type of assistance is intended to achieve;

(D) an explanation of the relationship of each type of assistance proposed to other types of assistance proposed for that recipient; and

(E) the President's estimation of the date by which the objectives of assistance for such recipient under each foreign assistance program will be achieved and assistance under that program to that recipient terminated.

The information required by subparagraphs (A) through (E) shall be provided on a recipient-by-recipient basis.

(3) INFORMATION REGARDING CENTRALLY-FUNDED PROGRAMS.—For each centrally-funded program under a foreign assistance program—

(A) the amount proposed for such program;

(B) the justification for such program;

(C) the objectives each such program is intended to achieve;

(D) an explanation of the relationship of such program to other types of assistance proposed under that foreign assistance program and under other foreign assistance programs; and

(E) the President's estimation of the date by which the objectives of such program will be achieved and such program terminated.

**SEC. 3423. REQUIREMENT FOR CONGRESSIONAL EXPLANATION OF PROPOSED CHANGES TO THE PRESIDENT'S FOREIGN ASSISTANCE BUDGET.**

Any committee of the Congress reporting legislation authorizing the enactment of new budget authority for, or providing new budget authority for, foreign assistance programs shall include in the report accompanying that legislation an explanation for any change proposed by that committee—

(1) in the total amount of new budget authority authorized or provided (as the case may be) for any foreign assistance program as compared to the amount proposed by the President; or

(2) in the amount of assistance for any specific recipient of assistance, or for any centrally-funded program, under any foreign assistance program as compared to the amount proposed by the President.

**SEC. 3424. DEFINITION OF FOREIGN ASSISTANCE PROGRAMS.**

As used in this chapter, the term “foreign assistance program” includes—

(1) any program of assistance authorized by the Foreign Assistance Act of 1961 (such as the development assistance program, the economic support fund program, and the international military education and training program) or authorized by the African Development Foundation Act, section 401 of the Foreign Assistance Act of 1969 (relating to the Inter-American Development Foundation), or any other foreign assistance legislation;

(2) any program of grant, credit, or guaranty assistance under the Arms Export Control Act;

(3) assistance under the Migration and Refugee Assistance Act of 1962;

(4) assistance under any title of the Agricultural Trade Development and Assistance Act of 1954;

(5) contributions to the International Monetary Fund;

(6) contributions to the International Bank for Reconstruction and Development, the International Development Association, or any other institution within the World Bank group; and

(7) contributions to any regional multilateral development bank.

H.R. 1561

OFFERED BY: MR. FILNER

AMENDMENT NO. 31: Page 100, line 10, strike “\$12,472,000” and insert “\$21,825,000”.

H.R. 1561

OFFERED BY: MR. GEJDENSON

AMENDMENT NO. 32: Page 196, after line 13, insert the following section:

**SEC. 2712. POLICY TOWARD IRAN.**

(a) IRAN'S ACTS OF INTERNATIONAL TERRORISM.—The Congress makes the following findings with respect to Iran's acts of international terrorism:

(1) As cited by the Department of State, the Government of Iran was the greatest supporter of state terrorism in 1992, supporting over 20 terrorist acts, including the bombing of the Israeli Embassy in Buenos Aires that killed 29 people.

(2) As cited by the Department of State, the Government of Iran is a sponsor of radical religious groups that have used terrorism as a tool. These include such groups as Hezbollah, HAMAS, the Turkish Islamic Jihad, and the Popular Front for the Liberation of Palestine-General Command (PFLP-GC).

(3) As cited by the Department of State, the Government of Iran has resorted to international terrorism as a means of obtaining political gain. These actions have included not only the assassination of former Prime Minister Bakhitair, but the death sentence imposed on Salman Rushdie, and the assassination of the leader of the Kurdish Democratic Party of Iran.

(4) As cited by the Department of State and the Vice President's Task Force on Combating Terrorism, the Government of Iran has long been a proponent of terrorist actions against the United States, beginning with the takeover of the United States Embassy in Tehran in 1979. Iranian support of extremist groups has led to the following attacks upon the United States as well:

(A) The car bomb attack on the United States Embassy in Beirut killing 49 in 1983 by the Hezbollah.

(B) The car bomb attack on the United States Marine Barracks in Beirut killing 241 in 1983 by the Hezbollah.



(C) The assassination of American University President in 1984 by the Hezbollah.

(D) The kidnapping of all American hostages in Lebanon from 1984-86 by the Hezbollah.

(5) The Government of Iran provides several hundred million dollars annually in financial and logistical support to organizations that use terrorism and violence as a tool to undermine the Middle East peace process.

(6) The Government of Iran provides financial, political, and logistical support and safe haven to groups that seek the violent overthrow of secular governments in the Middle East and North Africa.

(b) **IRAN'S PROGRAM TO ACQUIRE WEAPONS OF MASS DESTRUCTION AND THE MEANS BY WHICH TO DELIVER THEM.**—The Congress makes the following findings with respect to Iran's program to acquire weapons of mass destruction and the means by which to deliver them—

(1) The Government of Iran has intensified its efforts to develop weapons of mass destruction and the means by which to deliver them;

(2) given Iran's petroleum reserves, the desire of the Government of Iran to obtain gas centrifuge equipment and light water nuclear power reactors clearly demonstrates what had already been apparent, that Iran seeks to develop its nuclear weapons capability; and

(3) Iran has been relentless in its attempt to acquire the missiles needed to deliver nuclear and chemical weapons.

(c) **IRAN'S VIOLATIONS OF HUMAN RIGHTS.**—The Congress makes the following findings with respect to Iran's violations of human rights:

(1) As cited by the 1991 United Nations Special Representative on Human Rights, Amnesty International, and the United States Department of State, the Government of Iran has conducted assassinations outside of Iran, such as that of former Prime Minister Shahpour Bakhitiar for which the Government of France issued arrest warrants for several Iranian governmental officials.

(2) As cited by the 1991 United Nations Special Representative on Human Rights and by Amnesty International, the Government of Iran has conducted revolutionary trials which do not meet internationally recognized standards of fairness or justice. These trials have included such violations as a lack of procedural safeguards, trial times of 5 minutes or less, limited access to defense counsel, forced confessions, and summary executions.

(3) As cited by the 1991 United Nations Special Representative on Human Rights, the Government of Iran systematically represses its Baha'i population. Persecutions of this small religious community include assassinations, arbitrary arrests, electoral prohibitions, and denial of applications for documents such as passports.

(4) As cited by the 1991 United Nations Special Representative on Human Rights, the Government of Iran suppresses opposition to its government. Political organizations such as the Freedom Movement are banned from parliamentary elections, have their telephones tapped and their mail opened, and are systematically harassed and intimidated.

(5) As cited by the 1991 United Nations Special Representative on Human Rights and Amnesty International, the Government of Iran has failed to recognize the importance of international human rights. This includes suppression of Iranian human rights movements such as the Freedom Movement, lack of cooperation with international human rights organizations such as the International Red Cross, and an overall apathy toward human rights in general. This lack of

concern prompted the Special Representative to state in his report that Iran had made "no appreciable progress towards improved compliance with human rights in accordance with the current international instruments".

(6) As cited by Amnesty International, the Government of Iran continues to torture its political prisoners. Torture methods include burns, arbitrary blows, severe beatings, and positions inducing pain.

(d) **UNITED STATES POLICY AND RESPONSE.**—The Congress makes the following findings with respect to United States policy and response to Iran:

(1) The actions by the Government of Iran identified in subsections (a), (b), and (c) threaten the national security and offend the democratic values of the United States and many other nations in the Middle East and elsewhere.

(2) In response to this record of violent, destabilizing, and antidemocratic conduct, it has been the policy of the United States to seek to isolate the Government of Iran diplomatically and economically, thereby making the continuation of such conduct increasingly costly.

(3) The policies the United States has pursued in an effort to pressure the Government of Iran diplomatically and economically have included refusing to conduct normal diplomatic relations with Iran; barring the importation of Iranian oil and other products into the United States; prohibiting the export or reexport to Iran of weapons or of goods or technology with potential military uses; voting against all loans to Iran by international financial institutions; and, most recently, imposing a total economic embargo on Iran.

(4) To further increase the cost to the Government of Iran of its objectionable conduct the United States has urged other countries with economic ties to Iran to take equivalent steps to isolate Iran economically and diplomatically.

(e) **CONGRESSIONAL DECLARATIONS.**—The Congress makes the following declarations:

(1) The imposition of an economic embargo on Iran by President Clinton was an important and necessary measure to increase economic and political pressure on Iran.

(2) The President should, as a matter of the highest priority, intensify efforts to persuade Iran's leading trade partners and creditors to join with the United States in ceasing all trade with Iran and ending any rescheduling or other relaxation of debts owed to them.

(3) The President should take whatever steps are appropriate to dissuade those who are aiding Iran's efforts to develop nuclear weapons and the means by which to deliver them from continuing such assistance.

(4) The United States should convene a special summit of the world's leading heads of state to address the issue of international terrorism and the means for improving the efforts to combat international terrorism.

(5) The Secretary of State should promptly take steps to strengthen each of the existing multilateral nonproliferation regimes to make them more effective in counteracting rogue regimes such as Iran.

(6) The President should make the development of a multilateral economic embargo on Iran a top priority on the agenda at the meeting of the G-7 industrial partners scheduled for June 1995 in Halifax, Nova Scotia.

H.R. 1561

OFFERED BY: MR. GILMAN

AMENDMENT NO. 33: In Title XXXI, Chapter 6, add the following new section:

**"SEC. RETURN AND EXCHANGES OF DEFENSE ARTICLES PREVIOUSLY TRANSFERRED PURSUANT TO THE ARMS EXPORT CONTROL ACT.—**

(a) For the purpose of improving procedures among the United States Armed

Forces for the repair of defense articles under the Foreign Military Sales program, section 21 of the Arms Export Control Act is amended as follows:

(j)(1) **AUTHORITY.**—The President may acquire a repairable defense article from a foreign country or international organization, if such defense article:

(A) previously was transferred to such country or organization under this Act;

(B) is not an end item; and

(C) will be exchanged for a defense article of the same type that is in the stocks of the Department of Defense

(2) **LIMITATION.**—The President may exercise the authority provided in subsection (a) only to the extent that the Department of Defense:

(A)(i) has a requirement for the defense article being returned, and (ii) has available sufficient funds authorized and appropriated for such purpose, or

(B)(i) is accepting the return of the defense article for subsequent transfer to another foreign government or international organization pursuant to a Letter of Offer and Acceptance implemented in accordance with this Act, and (ii) has available sufficient funds provided by or on behalf of such other foreign government or international organization pursuant to a Letter of Offer and Acceptance implemented in accordance with this Act.

(3) **REQUIREMENT.**—(A) The foreign government or international organization receiving a new or repaired defense article in exchange for a repairable defense article pursuant to subsection (a) shall, open the acceptance by the United States Government of the repairable defense article being returned, be charged the total cost associated with the repair and replacement transaction.

(B) The total cost charged pursuant to paragraph (1) of this subsection shall be the same as that charged the United States Armed Forces for a similar repair and replacement transaction, plus an administrative surcharge in accordance with subsection (e)(1)(A) of this section.

(4) **RELATIONSHIP TO CERTAIN OTHER PROVISIONS OF LAW.**—The authority of the President to accept the return of a repairable defense article as provided in subsection (a) is not subject to chapter 137 of title 10, United States Code, or any other provision relating to the conclusion of contracts.

(b) For the purpose of establishing a more efficient process for the United States Armed Forces to acquire defense articles previously sold by the United States Government to a foreign government or international organization under the Arms Export Control Act, section 21 of that Act is amended as follows:

(k)(1) **AUTHORITY.**—The President may accept the return of a defense article from a foreign country or international organization, if such defense article:

(A) previously was transferred to such country or organization under this Act; and

(B) is not significant military equipment (as defined in section 47(9) of this Act; and

(C) is in fully functioning condition without need of repair or rehabilitation.

(2) **LIMITATION.**—The President may exercise the authority provided in subsection (a) only to the extent that the Department of Defense:

(A)(i) has a requirement for the defense article being returned, and (ii) has available sufficient funds authorized and appropriated for such purpose, or

(B)(i) is accepting the return of the defense article for subsequent transfer to another foreign government or international organization pursuant to a Letter of Offer and Acceptance implemented in accordance with this Act; and (ii) has available sufficient funds provided by or on behalf of such other

foreign government or international organization pursuant to a Letter of Offer and Acceptance implemented in accordance with this Act.

(3) **CONDITION**—Upon acquisition and acceptance by the United States Government of a defense article under subsection (a), the appropriate Foreign Military Sales account of the provider will be credited to reflect the transaction.

(4) **RELATIONSHIP TO CERTAIN OTHER PROVISIONS OF LAW**—The authority of the President to accept the return of a defense article as provided in subsection (a) is not subject to chapter 137 of title 10, United States Code, or any other provision relating to the conclusion of contracts.

(c) **REGULATIONS**—Under the direction of the President, the Secretary of Defense shall promulgate regulations to implement the provisions of this section."

H.R. 1561

OFFERED BY: MR. GILMAN

AMENDMENT NO. 34. At the appropriate place in the bill, insert the following new section:

**"SEC. . REPEAL OF TERMINATION OF PROVISIONS OF THE NUCLEAR PROLIFERATION PREVENTION ACT OF 1994.**

Part D of the Nuclear Nonproliferation Act of 1994 (title VIII of the Foreign Relations Administration Act, Fiscal Years 1994 and 1995; Public Law 103-236; 108 Stat. 507) is repealed.

H.R. 1561

OFFERED BY: MR. GILMAN

AMENDMENT NO. 35. On page 203, line 2, section 3108(b) (relating to audit of certain private firms) is amended by striking the words "for such fiscal year".

H.R. 1561

OFFERED BY: MR. GILMAN

AMENDMENT NO. 36. At the end of chapter 1 of title XXI (relating to Department of State authorities and activities) insert the following new section:

**SEC. 2211. REDESIGNATION OF NATIONAL FOREIGN AFFAIRS TRAINING CENTER.**

The National Foreign Affairs Training Center is hereby redesignated as the "National Center for Graduate Instruction in Language, Management, and Advanced Negotiation.

H.R. 1561

OFFERED BY: MR. GILMAN

AMENDMENT NO. 37. In title XXV (relating to international organizations and commissions) insert the following new section at the end of chapter 1:

**SEC. 2502. REPEAL OF AUTHORITY FOR PARTICIPATION BY THE UNITED STATES IN THE INTERPARLIAMENTARY UNION.**

The Act entitled "An Act to authorize participation by the United States in the Interparliamentary Union", approved June 28, 1935 (22 U.S.C. 276-276a-4) is repealed.

H.R. 1561

OFFERED BY: MR. GILMAN

AMENDMENT NO. 38. Strike section 3412 of the bill (relating to prohibition on assistance to foreign governments engaged in espionage against the United States).

H.R. 1561

OFFERED BY: MR. GILMAN

AMENDMENT NO. 39. At the end of chapter 2 of title XXV (relating to the United Nations and affiliated agencies and organizations), add the following new section:

**SEC. 2525. LIMITATION ON PLACEMENT OF UNITED STATES ARMED FORCES UNDER FOREIGN CONTROL FOR A UNITED NATIONS PEACEKEEPING ACTIVITY.**

(a) **IN GENERAL**.—Section 6 of the United Nations Participation Act of 1945 (22 U.S.C. 287d) is amended to read as follows:

"SEC. 6. (a) **AGREEMENTS WITH SECURITY COUNCIL**.—(1) Any special agreement described in paragraph (2) that is concluded by the President with the Security Council shall not be effective unless approved by the Congress by law.

"(2) An agreement referred to in paragraph (1) is an agreement providing for the numbers and types of United States Armed Forces, their degree of readiness and general locations, or the nature of facilities and assistance, including rights of passage, to be made available to the Security Council for the purpose of maintaining international peace and security in accordance with Article 43 of the Charter of the United Nations.

"(b) **LIMITATION**.—Except as provided in subsections (c) and (d), the President may not place any element of the Armed Forces under United Nations command or control, as defined in subsection (g).

"(c) **EXCEPTION FOR PRESIDENTIAL CERTIFICATION**.—(1) Subsection (b) shall not apply in the case of a proposed placement of an element of the Armed Forces under United Nations command or control if the President, not less than 15 days before the date on which such United Nations command or control is to become effective (or as provided in paragraph (2)), meets the requirements of subsection (e).

"(2) If the President certifies to Congress that an emergency exists that precludes the President from meeting the requirements of subsection (e) 15 days before placing an element of the Armed Forces under United Nations command or control, the President may place such forces under such command or control and meet the requirements of subsection (e) in a timely manner, but in no event later than 48 hours after such command or control becomes effective.

"(d) **ADDITIONAL EXCEPTIONS**.—

"(1) **EXCEPTION FOR AUTHORIZATION BY LAW**.—Subsection (b) shall not apply in the case of a proposed placement of any element of the Armed Forces under United Nations command or control if the Congress specifically authorizes by law that particular placement of United States forces under United Nations command or control.

"(2) **EXCEPTION FOR NATO OPERATIONS**.—Subsection (b) shall not apply in the case of a proposed placement of any element of the Armed Forces in an operation conducted by the North Atlantic Treaty Organization.

"(e) **PRESIDENTIAL CERTIFICATIONS**.—The requirements referred to in subsection (c)(1) are that the President submit to Congress the following:

"(1) Certification by the President that—  
 "(A) such a United Nations command or control arrangement is necessary to protect national security interests of the United States;

"(B) the commander of any unit of the Armed Forces proposed for placement under United Nations command or control will at all times retain the right—

"(i) to report independently to superior United States military authorities; and

"(ii) to decline to comply with orders judged by the commander to be illegal, militarily imprudent, or beyond the mandate of the mission to which the United States agreed with the United Nations, until such time as that commander receives direction from superior United States military authorities with respect to the orders that the commander has declined to comply with;

"(C) any element of the Armed Forces proposed for placement under United Nations command or control will at all times remain under United States administrative command for such purposes as discipline and evaluation; and

"(D) the United States will retain the authority to withdraw any element of the

Armed Forces from the proposed operation at any time and to take any action it considers necessary to protect those forces if they are engaged.

"(2) A report setting forth the following:

"(A) A description of the national security interests that require the placement of United States forces under United Nations command or control.

"(B) The mission of the United States forces involved.

"(C) The expected size and composition of the United States forces involved.

"(D) The incremental cost to the United States of participation in the United Nations operation by the United States forces which are proposed to be placed under United Nations command or control.

"(E) The premise command and control relationship between the United States forces involved and the United Nations command structure.

"(F) The precise command and control relationship between the United States forces involved and the commander of the United States unified command for the region in which those United States forces are to operate.

"(G) The extent to which the United States forces involved will rely on non-United States forces for security and self-defense and an assessment on the ability of those non-United States forces to provide adequate security to the United States forces involved.

"(H) The timetable for complete withdrawal of the United States forces involved.

"(f) **CLASSIFICATION OF REPORT**.—A report under subsection (e) shall be submitted in unclassified form and, if necessary, in classified form.

"(g) **UNITED NATIONS COMMAND OR CONTROL**.—For purposes of this section, an element of the Armed Forces shall be considered to be placed under United Nations command or control if—

"(1) that element is under the command or operational control of an individual acting on behalf of the United Nations for the purpose of international peacekeeping, peace-making, peace-enforcing, or similar activity that is authorized by the Security Council under chapter VI or VII of the Charter of the United Nations; and

"(2) the senior military commander of the United Nations force or operation—

"(A) is a foreign national or is a citizen of the United States who is not a United States military officer serving on active duty; or

"(B) is a United States military officer serving on active duty but—

"(i) that element of the Armed Forces is under the command or operational control of a subordinate commander who is a foreign national or a citizen of the United States who is not a United States military officer serving on active duty; and

"(ii) that senior military commander does not have the authority—

"(I) to dismiss any subordinate officer in the chain of command who is exercising command or operational control over United States forces and who is a foreign national or a citizen of the United States who is not a United States military officer serving on active duty;

"(II) to establish rules of engagement for United States forces involved; and

"(III) to establish criteria governing the operational employment of United States forces involved.

"(h) **INTERPRETATION**.—Except as authorized in section 7 of this act, nothing contained in this Act shall be construed as an authorization to the President by the Congress to make available to the Secretary Council United States Armed Forces, facilities, or assistance."

“(b) REPORT RELATING TO CONSTITUTIONALITY.—No certification may be submitted by the President under section 6(e)(1) of the United Nations Participation Act of 1945, as amended by subsection (a), until the President has submitted to the Congress (after the date of the enactment of this Act) a memorandum of legal points and authorities explaining why the placement of elements of United States Armed Forces under the command or operational control of a foreign national acting on behalf of the United Nations does not violate the Constitution.

“(e) EXCEPTION FOR ONGOING OPERATION IN MACEDONIA AND CROATIA.—Section 6 of the United Nations Participation Act of 1945, as amended by subsection (a), does not apply in the case of activities of the Armed Forces as part of the United Nations force designated as the United Nations Protection Force (UNPROFOR) that are carried out—

“(1) in Macedonia pursuant to United Nations Security Council Resolution 795, adopted December 11, 1992, and subsequent reauthorization Resolutions; or

“(2) in Croatia pursuant to United Nations Security Council Resolution 743, adopted February 21, 1992, and subsequent reauthorization Resolutions.

H.R. 1561

OFFERED BY: MR. GILMAN

AMENDMENT NO. 40: In section 3286 of the bill (in section 668 of the Foreign Assistance Act of 1961, as proposed to be added by such section 3286)—

(1) in subsection (a)(1) of such section 668, strike “3 years” and insert “2 years”; and

(2) in subsection (b)(1) of such section 668, strike “3 years” and insert “2 years”.

H.R. 1561

OFFERED BY: MR. HASTINGS OF FLORIDA

AMENDMENT NO. 41: On page 264, line 14, strike “\$629,214,000” and insert in lieu thereof “\$802,000,000”.

H.R. 1561

OFFERED BY: MR. HASTINGS OF FLORIDA

AMENDMENT NO. 42: At the end of the bill add the following new title:

TITLE XXXVI—ADDITIONAL PROVISIONS  
**SEC. 3601. ADDITIONAL AUTHORIZATION FOR THE DEVELOPMENT FUND FOR AFRICA.**

Notwithstanding section 3221(a)(2) of this Act, \$802,000,000 is authorized to be appropriated for each of the fiscal years 1996 and 1997 to carry out chapter 10 of part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2293 et seq.).

H.R. 1561

OFFERED BY: MR. HOKE

AMENDMENT NO. 43: At the end of chapter 2 of title XXXIV of division C (relating to special authorities and other provisions), add the following new section:

**SEC. 3420. PROHIBITION ON FOREIGN ASSISTANCE TO FOREIGN GOVERNMENTS NOT IMPLEMENTING EXTRADITION TREATIES.**

(a) PROHIBITION.—Except as provided in subsection (b), the President may not provide foreign assistance to the government of a country that is not effectively implementing a treaty entered into by such country with the United States relating to the extradition of individuals who have been charged with or who have committed felony offenses.

(b) EXCEPTION.—The President may provide foreign assistance to the government of a country that would otherwise be prohibited from receiving such assistance under subsection (a) if the President—

(1) determines that the provision of such assistance is in the national security interest of the United States; and

(2) notifies the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate of such determination.

(c) DEFINITIONS.—As used in this section:

(1) FELONY OFFENSE.—The term “felony offense” means an offense punishable by death or imprisonment for a term exceeding one year.

(2) FOREIGN ASSISTANCE.—The term “foreign assistance” means any funds made available to carry out any program, project, or activity funded under major functional budget category 150 (relating to international affairs), except such term does not include funds used to provide humanitarian assistance.

(d) EFFECTIVE DATE.—The prohibition contained in subsection (a) applies with respect to the provision of foreign assistance on or after the date of the enactment of this Act.

H.R. 1561

OFFERED BY: MR. HOKE

AMENDMENT NO. 44: Page 289, add the following after line 26 and redesignate the succeeding chapter accordingly:

CHAPTER 8—OVERSEAS PRIVATE INVESTMENT CORPORATION  
**SEC. 3275. REDUCTION IN SUBSIDY COST OF OPIC PROGRAMS.**

Section 235(a)(2) of the Foreign Assistance Act of 1961 (22 U.S.C. 2195(a)(2)) is amended by adding at the end the following:

“(C) The subsidy cost of the investment guaranties and direct loan programs under subsections (b) and (c) of section 234 may not exceed \$45,000,000 for fiscal year 1996, and no subsidy cost of such programs may be incurred after September 30, 1996.”.

**SEC. 3276. FEASIBILITY STUDY ON PRIVATIZATION.**

The Overseas Private Investment Corporation shall conduct and, not later than 180 days after the date of the enactment of this Act, report to the Congress on the feasibility of privatizing the noncredit activities of the Corporation.

**SEC. 3277. PRIVATIZATION OF NONCREDIT ACTIVITIES.**

The Overseas Private Investment Corporation shall take the necessary steps so that, by not later than 1 year after the report on the feasibility study is made under section 3276, all the evidences of ownership of the Corporation with respect to the noncredit activities of the Corporation, have been sold in the private market, whether through the sale of the Corporation's stock, contracts, leases, or other agreements or rights, or otherwise.

**SEC. 3278. REPEAL.**

Effective on the date that is 1 year after the report on the feasibility study is made under section 3276, title IV of chapter 2 of part I of the Foreign Assistance Act of 1961 is repealed, and any reference in any other law to the Overseas Private Investment Corporation shall cease to be effective.

**SEC. 3279. ADMINISTRATION OF EXISTING CONTRACTS.**

The Export-Import Bank of the United States shall, beginning October 1, 1996, exercise the functions of the Overseas Private Investment Corporation immediately before that date, only for purposes of administering guaranties and loans issued by the Overseas Private Investment Corporation before that date which are effective on such date, and for purposes of determining any claim pending on such date or brought after such date with respect to any guaranty or loan issued by the Corporation.

**SEC. 3280. DEFINITION.**

As used in this chapter, the term “noncredit activities” has the meaning given

that term in section 238(e) of the Foreign Assistance Act of 1961 (22 U.S.C. 2198(e)).

H.R. 1561

OFFERED BY: MR. HOVER

AMENDMENT NO. 45: In title XXVI (relating to foreign policy provisions) insert the following at the end of chapter 1:

**SEC. 2604. BOSNIA AND HERZEGOVINA SELF-DEFENSE ACT.**

(a) SHORT TITLE.—This section may be cited as the “Bosnia and Herzegovina Self-Defense Act”.

(b) FINDINGS.—The Congress makes the following findings:

(1) The Serbian aggression against Bosnia and Herzegovina continues into its third year, the violence has escalated and become widespread, and ethnic cleansing by Serbs has been renewed.

(2) It has been almost one year since the Bosnian Government unconditionally, and on time, accepted the “Contact Group” plan, which the Serb forces have rejected.

(3) The United Nations has failed to protect its declared safe havens from continuing and relentless Serbian aggression, and has failed to order North Atlantic Treaty Organization (NATO) air strikes against Serb forces in retaliation for their attacks on Sarajevo, despite calls from its own field commander to do so.

(4) The United Nations Security Council has not considered a resolution providing for the multilateral termination of the arms embargo against Bosnia and Herzegovina, which would be the preferred course of action to allow that country to defend itself.

(5) The United Nations Security Council has not taken measures necessary to maintain international peace and security in Bosnia and Herzegovina since the aggression against that country began in April 1992.

(6) For the reasons stated in section 520 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (Public Law 103-236), the Congress has found that continued application of an international arms embargo to the Government of Bosnia and Herzegovina contravenes that Government's inherent right of individual or collective self-defense under Article 51 of the United Nations Charter, and therefore is inconsistent with international law.

(c) STATEMENT OF PURPOSE.—The Congress supports the efforts of the Government of the Republic of Bosnia and Herzegovina—

(1) to defend its people and the territory of the Republic;

(2) to preserve the sovereignty, independence, and territorial integrity of the Republic; and

(3) to bring about a peaceful, just, fair, viable, and sustainable settlement of the conflict in Bosnia and Herzegovina.

(d) TERMINATION OF ARMS EMBARGO.—

(1) TERMINATION.—The President shall terminate the United States arms embargo of the Government of Bosnia and Herzegovina upon receipt from that Government of a request for assistance in exercising its right of self-defense under Article 51 of the United States Charter.

(2) DEFINITION.—As used in this section, the term “United States arms embargo of the Government of Bosnia and Herzegovina” means the application to the Government of Bosnia and Herzegovina of—

(A) the policy adopted July 10, 1991, and published in the Federal Register of July 19, 1991 (58 F.R. 33322) under the heading “Suspension of Munitions Export Licenses to Yugoslavia”; and

(B) any similar policy applied by the United States Government as of the date of receipt of the request described in paragraph (1) pursuant to which approval is denied for transfers of defense articles and defense services to the former Yugoslavia.

(3) **RULE OF CONSTRUCTION.**—Nothing in this section shall be interpreted as authorization for deployment of United States forces in the territory of Bosnia and Herzegovina for any purpose, including training, support, or delivery of military equipment.

H.R. 1561

OFFERED BY: MR. HYDE

AMENDMENT NO. 46: Strike section 2707 (relating to recommendations of the President for reform of war powers resolution) and insert the following new section:

**SEC. 2707. REPEAL OF WAR POWERS RESOLUTION.**

(a) **REPEAL.**—

(1) **IN GENERAL.**—The War Powers Resolution (Public Law 93-148; 50 U.S.C. 1541 et seq.) is repealed.

(2) **CONFORMING REPEAL.**—Section 1013 of the Department of State Authorization Act, Fiscal Years 1984 and 1985 (50 U.S.C. 1546a) is repealed.

(b) **CONSULTATION WITH CONGRESS.**—

(1) **PRIOR CONSULTATION.**—The President shall in every possible instance consult with Congress before introducing United States Armed Forces into hostilities or into situations where imminent involvement in hostilities is clearly indicated by the circumstances.

(2) **CONSULTATION AFTER INTRODUCTION OF ARMED FORCES.**—The President shall, after every such introduction, consult regularly with Congress until United States Armed Forces are no longer engaged in hostilities or have been removed from such situations.

(c) **REPORTING TO CONGRESS.**—

(1) **INITIAL REPORT.**—The President shall, in the absence of a declaration of war, submit a report to Congress in any case in which United States Armed Forces are introduced—

(A) into hostilities or into a situation where imminent involvement in hostilities is clearly indicated by the circumstances;

(B) into the territory, airspace, or waters of a foreign nation, while equipped for combat, except for a deployment which relates solely to supply, replacement, repair, or training of such forces; or

(C) in numbers which substantially enlarge United States Armed Forces equipped for combat already located in a foreign nation.

(2) **TIME AND CONTENT OF REPORT.**—A report under paragraph (1) shall be submitted within 48 hours of the introduction of United States Armed Forces described in that paragraph. Each such report shall be in writing and shall set forth—

(A) the circumstances necessitating the introduction of United States Armed Forces;

(B) the constitutional and legislative authority under which such introduction took place; and

(C) the estimated scope and duration of the hostilities or involvement.

(3) **ADDITIONAL INFORMATION.**—The President shall provide such other information as Congress may request in the fulfillment of its constitutional responsibilities with respect to committing the Nation to war and to the use of United States Armed Forces abroad.

(4) **PERIODIC REPORTS.**—Whenever United States Armed Forces are introduced into hostilities or into any situation described in paragraph (1), the President shall, so long as such Armed Forces continue to be engaged in such hostilities or situation, report to Congress periodically (and not less often than once every six months) on the status of such hostilities or situation as well as on the scope and duration of such hostilities or situation.

H.R. 1561

OFFERED BY: MR. HYDE

AMENDMENT NO. 47: Strike section 2707 (relating to recommendations of the President

for reform of war powers resolution) and insert the following new section:

**SEC. 2707. REPEAL OF WAR POWERS RESOLUTION.**

(a) **REPEAL.**—

(1) **IN GENERAL.**—The War Powers Resolution (Public Law 93-148; 50 U.S.C. 1541 ET SEQ.) IS REPEALED.

(2) **CONFORMING REPEAL.**—Section 1013 of the Department of State Authorization Act, Fiscal Years 1984 and 1985 (50 U.S.C. 1546a) is repealed.

(b) **CONSULTATION WITH CONGRESS.**—

(1) **PRIOR CONSULTATION.**—The President shall in every possible instance consult with Congress before introducing United States Armed Forces into hostilities or into situations where imminent involvement in hostilities is clearly indicated by the circumstances.

(2) **CONSULTATION AFTER INTRODUCTION OF ARMED FORCES.**—The President shall, after every such introduction, consult regularly with Congress until United States Armed Forces are no longer engaged in hostilities or have been removed from such situations.

(c) **REPORTING TO CONGRESS.**—

(1) **INITIAL REPORT.**—

(A) **IN GENERAL.**—Subject to subparagraph (B), the President shall, in the absence of a declaration of war, submit a report to Congress in any case in which United States Armed Forces are introduced—

(i) into hostilities or into a situation where imminent involvement in hostilities is clearly indicated by the circumstances;

(ii) into the territory, airspace, or waters of a foreign nation, while equipped for combat, except for a deployment which relates solely to supply, replacement, repair, or training of such forces; or

(iii) in numbers which substantially enlarge United States Armed Forces equipped for combat already located in a foreign nation.

(B) **EXCEPTION.**—The requirement that the President submit a report to Congress in accordance with subparagraph (A) shall not apply if the President determines that to submit such a report would jeopardize the operational success of United States Armed Forces in a situation described in clause (i), (ii), or (iii) of such subparagraph.

(2) **TIME AND CONTENT OF REPORT.**—A report under paragraph (1) shall be submitted within 48 hours of the introduction of United States Armed Forces described in that paragraph. Each such report shall be in writing and shall set forth—

(A) the circumstances necessitating the introduction of United States Armed Forces;

(B) the constitutional and legislative authority under which such introduction took place; and

(C) the estimated scope and duration of the hostilities or involvement.

(3) **ADDITIONAL INFORMATION.**—The President shall provide such other information as Congress may request in the fulfillment of its constitutional responsibilities with respect to committing the Nation to war and to the use of United States Armed Forces abroad.

(4) **PERIODIC REPORTS.**—Whenever United States Armed Forces are introduced into hostilities or into any situation described in paragraph (1), the President shall, consistent with the constitutional responsibilities of the President and so long as such Armed Forces continue to be engaged in such hostilities or situation, report to Congress periodically on the status of such hostilities or situation as well as on the scope and duration of such hostilities or situation.

H.R. 1561

OFFERED BY: MR. KANJORSKI

AMENDMENT NO. 48: In section 2106(10) of Title XXI (relating to authorization of appropriations to the National Endowment for Democracy), strike lines 10-13.

H.R. 1561

OFFERED BY: MR. KING

AMENDMENT NO. 49: Page 196, after line 13, insert the following section:

**SEC. 2712. POLICY TOWARD IRAN.**

(a) **IRAN'S ACTS OF INTERNATIONAL TERRORISM.**—The Congress makes the following findings with respect to Iran's acts of international terrorism:

(1) As cited by the Department of State, the Government of Iran was the greatest supporter of state terrorism in 1992, supporting over 20 terrorist acts, including the bombing of the Israeli Embassy in Buenos Aires that killed 29 people.

(2) As cited by the Department of State, the Government of Iran is a sponsor of radical religious groups that have used terrorism as a tool. These include such groups as Hezbollah, HAMAS, the Turkish Islamic Jihad, and the Popular Front for the Liberation of Palestine-General Command (PFLP-GC).

(3) As cited by the Department of State, the Government of Iran has resorted to international terrorism as a means of obtaining political gain. These actions have included not only the assassination of former Prime Minister Bakhtiar, but the death sentence imposed on Salman Rushdie, and the assassination of the leader of the Kurdish Democratic Party of Iran.

(4) As cited by the Department of State and the Vice President's Task Force on Combating Terrorism, the Government of Iran has long been a proponent of terrorist actions against the United States, beginning with the takeover of the United States Embassy in Tehran in 1979. Iranian support of extremist groups has led to the following attacks upon the United States as well:

(A) The car bomb attack on the United States Embassy in Beirut killing 49 in 1983 by the Hezbollah.

(B) The car bomb attack on the United States Marine Barracks in Beirut killing 241 in 1983 by the Hezbollah.

(C) The assassination of American University President in 1984 by the Hezbollah.

(D) The kidnapping of all American hostages in Lebanon from 1984-86 by the Hezbollah.

(5) The Government of Iran provides several hundred million dollars annually in financial and logistical support to organizations that use terrorism and violence as a tool to undermine the Middle East peace process.

(6) The Government of Iran provides financial, political, and logistical support and safe haven to groups that seek the violent overthrow of secular governments in the Middle East and North Africa.

(b) **IRAN'S PROGRAM TO ACQUIRE WEAPONS OF MASS DESTRUCTION AND THE MEANS BY WHICH TO DELIVER THEM.**—The Congress makes the following findings with respect to Iran's program to acquire weapons of mass destruction and the means by which to deliver them—

(1) the Government of Iran has intensified its efforts to develop weapons of mass destruction and the means by which to deliver them;

(2) given Iran's petroleum reserves, the desire of the Government of Iran to obtain gas centrifuge equipment and light water nuclear power reactors clearly demonstrates what had already been apparent, that Iran seeks to develop its nuclear weapons capability; and

(3) Iran has been relentless in its attempt to acquire the missiles needed to deliver nuclear and chemical weapons.

(c) IRAN'S VIOLATIONS OF HUMAN RIGHTS.—The Congress makes the following findings with respect to Iran's violations of human rights:

(1) As cited by the 1991 United Nations Special Representative on Human Rights, Amnesty International, and the United States Department of State, the Government of Iran has conducted assassinations outside of Iran, such as that of former Prime Minister Shahpour Bakhitir for which the Government of France issued arrest warrants for several Iranian governmental officials.

(2) As cited by the 1991 United Nations Special Representative on Human Rights and by Amnesty International, the Government of Iran has conducted revolutionary trials which do not meet internationally recognized standards of fairness or justice. These trials have included such violations as a lack of procedural safeguards, trial times of 5 minutes or less, limited access to defense counsel, forced confessions, and summary executions.

(3) As cited by the 1991 United Nations Special Representative on Human Rights, the Government of Iran systematically represses its Baha'i population. Persecutions of this small religious community include assassinations, arbitrary arrests, electoral prohibitions, and denial of applications for documents such as passports.

(4) As cited by the 1991 United Nations Special Representative on Human Rights, the Government of Iran suppresses opposition to its government. Political organizations such as the Freedom Movement are banned from parliamentary elections, have their telephones tapped and their mail opened, and are systematically harassed and intimidated.

(5) As cited by the 1991 United Nations Special Representative on Human Rights and Amnesty International, the Government of Iran has failed to recognize the importance of international human rights. This includes suppression of Iranian human rights movements such as the Freedom Movement, lack of cooperation with international human rights organizations such as the International Red Cross, and an overall apathy toward human rights in general. This lack of concern prompted the Special Representative to state in his report that Iran had made "no appreciable progress towards improved compliance with human rights in accordance with the current international instruments".

(6) As cited by Amnesty International, the Government of Iran continues to torture its political prisoners. Torture methods include burns, arbitrary blows, severe beatings, and positions inducing pain.

(d) UNITED STATES POLICY AND RESPONSE.—The Congress makes the following findings with respect to United States policy and response to Iran:

(1) The actions by the Government of Iran identified in subsections (a), (b), and (c) threaten the national security and offend the democratic values of the United States and many other nations in the Middle East and elsewhere.

(2) In response to this record of violent, destabilizing, and antidemocratic conduct, it has been the policy of the United States to seek to isolate the Government of Iran diplomatically and economically, thereby making the continuation of such conduct increasingly costly.

(3) The policies the United States has pursued in an effort to pressure the Government of Iran diplomatically and economically have included refusing to conduct normal diplomatic relations with Iran; barring the importation of Iranian oil and other products into the United States; prohibiting the

export or reexport to Iran of weapons or of goods or technology with potential military uses; voting against all loans to Iran by international financial institutions; and, most recently, imposing a total economic embargo on Iran.

(4) To further increase the cost to the Government of Iran of its objectionable conduct the United States has urged other countries with economic ties to Iran to take equivalent steps to isolate Iran economically and diplomatically.

(e) CONGRESSIONAL DECLARATIONS.—The Congress makes the following declarations:

(1) The imposition of an economic embargo on Iran by President Clinton was an important and necessary measure to increase economic and political pressure on Iran.

(2) The President should, as a matter of the highest priority, intensify efforts to persuade Iran's leading trade partners and creditors to join with the United States in ceasing all trade with Iran and ending any rescheduling or other relaxation of debts owed to them.

(3) The President should take whatever steps are appropriate to dissuade those who are aiding Iran's efforts to develop nuclear weapons and the means by which to deliver them from continuing such assistance.

(4) The United States should convene a special summit of the world's leading heads of state to address the issue of international terrorism and the means for improving the efforts to combat international terrorism.

(5) The Secretary of State should promptly take steps to strengthen each of the existing multilateral nonproliferation regimes to make them more effective in counteracting rogue regimes such as Iran.

(6) The President should make the development of a multilateral economic embargo on Iran a top priority on the agenda at the meeting of the G-7 industrial partners scheduled for June 1995 in Halifax, Nova Scotia.

H.R. 1561

OFFERED BY: MR. KING

AMENDMENT NO. 50: At the end of the bill, add the following:

**DIVISION D—ADDITIONAL PROVISIONS**  
**TITLE XLI—IRAN FOREIGN SANCTIONS**  
**ACT OF 1995**

**SEC. 4001. SHORT TITLE.**

This title may be cited as the "Iran Foreign Sanctions Act of 1995".

**SEC. 4002. IMPOSITION OF SANCTIONS ON PERSONS ENGAGING IN TRADE WITH IRAN.**

(a) DETERMINATION BY THE PRESIDENT.—

(1) IN GENERAL.—The President shall impose the sanctions described in subsection (b) if the President determines in writing that, on or after the date of enactment of this Act, a foreign person has, with requisite knowledge, engaged in trade with Iran in any goods or technology (as defined in section 16 of the Export Administration Act of 1979).

(2) PERSONS AGAINST WHICH THE SANCTIONS ARE TO BE IMPOSED.—The sanctions shall be imposed pursuant to paragraph (1) on—

(A) the foreign person with respect to which the President makes the determination described in that paragraph;

(B) any successor entity to that foreign person;

(C) any foreign person that is a parent or subsidiary of that person if that parent or subsidiary with requisite knowledge engaged in the activities which were the basis of that determination; and

(D) any foreign person that is an affiliate of that person if that affiliate with requisite knowledge engaged in the activities which were the basis of that determination and if that affiliate is controlled in fact by that person.

(b) SANCTIONS.—

(1) DESCRIPTION OF SANCTIONS.—The sanctions to be imposed pursuant to subsection (a)(1) are, except as provided in paragraph (2) of this subsection, as follows:

(A) PROCUREMENT SANCTION.—The United States Government shall not procure, or enter into any contract for the procurement of, any goods or services from any person described in subsection (a)(2).

(B) EXPORT SANCTION.—The United States Government shall not issue any license for any export by or to any person described in subsection (a)(2).

(C) IMPORT SANCTION.—The importation into the United States of any good or service from, or produced (in whole or in part) by, any person described in subsection (a)(2) is prohibited.

(2) EXCEPTIONS.—The President shall not be required to apply or maintain the sanctions under this section—

(A) in the case of procurement of defense articles or defense services—

(i) under existing contracts or subcontracts, including the exercise of options for production quantities to satisfy requirements essential to the national security of the United States;

(ii) if the President determines in writing that the person or other entity to which the sanction would otherwise be applied is a sole source supplier of the defense articles or services, that the defense articles or services are essential, and that alternative sources are not readily or reasonably available; or

(iii) if the President determines in writing that such articles or services are essential to the national security under defense coproduction agreements;

(B) to products or services provided under contracts entered into before the date on which the President publishes his intention to impose the sanction;

(C) to—

(i) spare parts which are essential to United States products or production;

(ii) component parts, but not finished products, essential to United States products or production; or

(iii) routine servicing and maintenance of products, to the extent that alternative sources are not readily or reasonably available;

(D) to information and technology essential to United States products or production; or

(E) to medical or other humanitarian items.

(c) SUPERSEDES EXISTING LAW.—The provisions of this section supersede the provisions of section 1604 of the Iran-Iraq Arms Non-Proliferation Act of 1992 (as contained in Public Law 102-484) as such section applies to Iran.

**SEC. 4003. WAIVER AUTHORITY.**

The provisions of section 4002 shall not apply if the President determines and certifies to the appropriate congressional committees that Iran—

(1) has substantially improved its adherence to internationally recognized standards of human rights;

(2) has ceased its efforts to acquire a nuclear explosive device; and

(3) has ceased support for acts of international terrorism.

**SEC. 4004. REPORT REQUIRED.**

Beginning 60 days after the date of enactment of this Act, and every 90 days thereafter, the President shall transmit to the appropriate congressional committees a report describing—

(1) the nuclear and other military capabilities of Iran; and

(2) the support, if any, provided by Iran for acts of international terrorism.

**SEC. 4005. DEFINITIONS.**

As used in this title:

(1) **ACT OF INTERNATIONAL TERRORISM.**—The term “act of international terrorism” means an act—

(A) which is violent or dangerous to human life and that is a violation of the criminal laws of the United States or of any State or that would be a criminal violation if committed within the jurisdiction of the United States or any State; and

(B) which appears to be intended—

(i) to intimidate or coerce a civilian population;

(ii) to influence the policy of a government by intimidation or coercion; or

(iii) to affect the conduct of a government by assassination or kidnapping.

(2) **APPROPRIATE CONGRESSIONAL COMMITTEES.**—The term “appropriate congressional committees” means the Committees on Banking, Housing and Urban Affairs and Foreign Relations of the Senate and the Committees on Banking and Financial Services and International Relations of the House of Representatives.

(3) **FOREIGN PERSON.**—The term “foreign person” means—

(A) an individual who is not a United States national or an alien admitted for permanent residence to the United States; or

(B) a corporation, partnership, or other nongovernment entity which is not a United States national.

(4) **IRAN.**—The term “Iran” includes any agency or instrumentality of Iran.

(5) **NUCLEAR EXPLOSIVE DEVICE.**—The term “nuclear explosive device” means any device, whether assembled or disassembled, that is designed to produce an instantaneous release of an amount of nuclear energy from special nuclear material that is greater than the amount of energy that would be released from the detonation of one pound of trinitrotoluene (TNT).

(6) **REQUISITE KNOWLEDGE.**—The term “requisite knowledge” means situations in which a person “knows”, as “knowing” is defined in section 104 of the Foreign Corrupt Practices Act of 1977 (15 U.S.C. 78dd-2).

(7) **STATE.**—The term “State” means each of the several States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, American Samoa, Guam, the United States Virgin Islands, and any other territory or possession of the United States.

(8) **UNITED STATES.**—The term “United States” means the several States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, American Samoa, Guam, the United States Virgin Islands, and any other territory or possession of the United States.

(9) **UNITED STATES NATIONAL.**—The term “United States national” means—

(A) a natural person who is a citizen of the United States or who owes permanent allegiance to the United States;

(B) a corporation or other legal entity which is organized under the laws of the United States, any State or territory thereof, or the District of Columbia, if natural persons who are nationals of the United States own, directly or indirectly, more than 50 percent of the outstanding capital stock or other beneficial interest in such legal entity; and

(C) any foreign subsidiary of a corporation or other legal entity described in subparagraph (B).

H.R. 1561

OFFERED BY: MR. KLUG

AMENDMENT NO. 51: In section 2106 strike paragraph (5) (relating to authorizations of appropriations for radio construction).

H.R. 1561

OFFERED BY: MR. KLUG

AMENDMENT NO. 52: In section 2106(4)(A) (relating to authorizations of appropriations for international broadcasting activities) strike “\$321,191,000 for the fiscal year 1996, and \$286,191,000 for the fiscal year 1997” and insert “\$159,095,500 for the fiscal year 1996, and \$3,000,000 for the fiscal year 1997”.

H.R. 1561

OFFERED BY: MR. LIPINSKI

AMENDMENT NO. 53: At the end of title XXVII (relating to congressional statements) insert the following new section:

**SEC. 2712. FOURTH WORLD CONFERENCE ON WOMEN IN BEIJING.**

It is the sense of the Congress that—

(1) the Fourth World Conference on Women in Beijing, China, should promote an authentic women’s perspective on issues of equality, peace, and development; and

(2) if the United States sends a delegation to the Conference, the delegation should—

(A) in accordance with the United Nations Universal Declaration of Human Rights, ensure that “motherhood [is] entitled to special care and assistance.”;

(B) in accordance with the Universal Declaration of Human Rights, uphold the family as “the natural and fundamental group unit of society” and therefore “entitled to protection by society and the state”;

(C) oppose female feticide;

(D) define gender as the existence of woman and man as the two sexes and acknowledge that the roles of women and men in society are not necessarily linked with their sex; and

(E) in accordance with the United Nations Declaration of Human Rights uphold “the right to freedom of conscience”, particularly with regard to the provision of health services.

H.R. 1561

OFFERED BY: MR. LIVINGSTON

AMENDMENT NO. 54: On page 265, line 22, strike “shall” and insert “should”;

On page 266, line 6, strike “shall” and insert “should”;

On page 267, line 19, strike “shall” and insert “should”;

On page 268, line 2, strike “shall” and insert “should”.

H.R. 1561

OFFERED BY: MR. MANZULLO

AMENDMENT NO. 55: Strike section 2106(3) (relating to authorizations of appropriations for United States educational and cultural exchange programs) and insert the following:

**(3) EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS.**—

(A) **FULBRIGHT ACADEMIC EXCHANGE PROGRAMS.**—For the “Fulbright Academic Exchange Programs”, \$117,484,200 for the fiscal year 1996 and \$ 113,680,800 for the fiscal year 1997.

(B) **SOUTH PACIFIC EXCHANGES.**—For the “South Pacific Exchanges”, \$450,000 for the fiscal year 1996 and \$450,000 for the fiscal year 1997.

(C) **EAST TIMORESE SCHOLARSHIPS.**—For the “East Timorese Scholarships”, \$400,000 for the fiscal year 1996 and \$400,000 for the fiscal year 1997.

(D) **CAMBODIAN SCHOLARSHIPS.**—For the “Cambodian Scholarships”, \$70,500 for the fiscal year 1996 and \$70,500 for the fiscal year 1997.

(E) **TIBETAN EXCHANGES.**—For the “Educational and Cultural Exchanges with Tibet” under section 236 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (Public Law 103-236), \$250,000 for the fiscal year 1996 and \$250,000 for the fiscal year 1997.

(F) **OTHER PROGRAMS.**—For “Hubert H. Humphrey Fellowship Program”, “Edmund

S. Muskie Fellowship Program”, “International Visitors Program”, “Mike Mansfield Fellowship Program”, “Claude and Mildred Pepper Scholarship Program of the Washington Workshops Foundation”, “Citizen Exchange Programs”, “Congress-Bundestag Exchange Program”, “Newly Independent States and Eastern Europe Training”, “Institute for Representative Government”, and “Arts America”, \$43,670,700 for the fiscal year 1996 and \$43,670,700 for the fiscal year 1997.

H.R. 1561

OFFERED BY: MR. MICA

AMENDMENT NO. 56: At the end of chapter 3 of title XXXII (relating development assistance), add the following new subchapter:

**Subchapter C—Personnel of Agency for International Development**

**SEC. 3236. LIMITATION ON NUMBER OF PERSONNEL.**

On and after September 30, 1996, the number of individuals authorized to be employed by the Agency for International Development (excluding temporary and intermittent employees), as determined on a full time equivalent basis, and the number of individuals serving with such Agency under a personal service contract, shall not exceed 6,302.

H.R. 1561

OFFERED BY: MR. OBEY

AMENDMENT NO. 57: In section 2104(a)(1)(A) (relating to authorizations of appropriations for migration and refugee assistance) strike “\$560,000,000” and insert “\$590,000,000”.

In section 2104 strike subsection (a)(4), subsection (b), and subsection (d).

In section 2104 redesignate subsection (c) as subsection (b).

H.R. 1561

OFFERED BY: MR. REED

AMENDMENT NO. 58: Strike section 3142 (relating to international military education and training assistance for Indonesia), and insert the following new section:

**SEC. 3142. TERMINATION OF ASSISTANCE FOR INDONESIA.**

Funds made available for fiscal years 1996 and 1997 to carry out chapter 5 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2347 et seq.) may not be obligated for Indonesia.

H.R. 1561

OFFERED BY: MR. ROEMER

AMENDMENT NO. 59: At the end of title XXVII of division B (relating to congressional statements), add the following new section:

**SEC. 2712. CONFLICT IN CHECHNYA.**

(a) **FINDINGS.**—The Congress finds the following:

(1) Russian troops advanced into Chechnya on December 10, 1994, and were met with strong resistance from Chechen rebels who have now moved to the Caucasus mountains where they are engaging in what even the most optimistic Russian military officers predict will be a drawn-out guerrilla war.

(2) The cost of the Chechen battle is estimated to cost the Government of Russia at least \$2,000,000,000 and will further exacerbate the budget deficit of the Government of Russia.

(3) The budget implications of the Chechen battle may compel the International Monetary Fund, in which the United States is the largest shareholder, to abandon its efforts to assist Russia in transforming itself into a free market economy.

(4) The United States has approved over \$2,400,000,000 in loan guarantees through the Export-Import Bank of the United States and the Overseas Private Investment Corporation.

(5) The United States has provided Russia with significant direct assistance to promote a free market economy, support democracy, meet humanitarian needs, and dismantle nuclear weapons.

(b) **DECLARATION OF POLICY.**—The Congress declares the following:

(1) United States investment in Russia has been significant in promoting democracy and stabilizing the economy of Russia and this progress is imperiled and undermined by Russia's continued war with Chechnya.

(2) President Yeltsin has refused to negotiate an end to this crisis and this action illustrates an indifference to the economic implications the Chechen war would bring to bear on the ability of Russia to fulfill its commitments to the International Monetary Fund, the Export-Import Bank of the United States, and the Overseas Private Investment Corporation.

(3) The involvement of Russia in Chechnya shows an alarming disregard for abiding by the principles of economic cooperation contained in the Partnership for Economic Progress that were agreed upon in September 1994 during the United States-Russia Washington Summit.

(4) In further contacts with President Yeltsin, it is imperative that President Clinton request an immediate end to the war in Chechnya.

H.R. 1561

OFFERED BY: MR. ROEMER

AMENDMENT No. 60: In paragraph (3) of section 3221(a) (relating to authorization of appropriations for development assistance for the independent states of the former Soviet Union), strike "\$643,000,000" and insert "\$578,000,000" and strike "\$650,000,000" and insert "\$585,000,000".

H.R. 1561

OFFERED BY: MR. ROHRBACHER

AMENDMENT No. 61: At the end of title XXXIII (relating to regional provisions), add the following new sections:

**SEC. 3314. ASSISTANCE FOR LAOS.**

(a) It is the sense of Congress that—  
(1) a permanent waiver on the prohibition of foreign assistance for Laos should be granted following the fullest possible accounting of all outstanding POW/MIA cases involving Laos;

(2) the United States should continue to improve its relationship with Laos as the mutual cooperation between the two countries on POW/MIA issues improves;

(3) no Lao citizen or government official should be held accountable by the United States for activities involved in holding America POW/MIAs if those citizens or officials cooperate with efforts to return such POW/MIAs alive or to otherwise account for such POW/MIAs;

(4) the future relationship of the United States with Laos should be characterized by economic cooperation and friendly diplomatic ties;

(5) such bilateral relationship will improve as respect for human rights in Laos improves, including human rights for Hmong people; and

(6) in the event an American POW/MIA is returned alive from Laos, the United States should view this action as a positive development and as strong incentive for the United States to rapidly improve our economic and diplomatic relationship with Laos.

(b) Notwithstanding section 620 of the Foreign Assistance Act of 1961 and any other provision of law, foreign assistance may be provided for Laos for fiscal years 1996 and 1997 only if the President determines and certifies to the Congress that the Government of Laos is fully cooperating with the United States on all outstanding POW/MIA cases involving Laos.

H.R. 1561

OFFERED BY: MR. ROTH

AMENDMENT No. 62: At the end of section 501 (relating to reorganization authority) insert the following new subsection:

(c) **REDUCTION IN EXPENDITURES.**—A reorganization plan pursuant to any title of this division shall provide for a one-third reduction for the first full fiscal year after implementation of such plan in the total level of expenditures for the functions transferred to the Department of State from amounts appropriated for such transferred functions for fiscal year 1995.

H.R. 1561

OFFERED BY: MR. ROTH

AMENDMENT No. 63: Add a new Section 2604 as follows:

"The Secretary shall assess the impact of the foreign policy of the United States on the ability of United States entities engaged in the manufacture, sale, distribution, or provision of goods or services to compete in foreign markets. The Secretary shall provide such assessments annually to the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate and shall publish such assessments in the Federal Register."

H.R. 1561

OFFERED BY: MR. SANDERS

AMENDMENT No. 64: Add the following at the end of Division A:

**TITLE VI—OVERSEAS PRIVATE INVESTMENT CORPORATION**

**SEC. 601. ABOLITION OF OVERSEAS PRIVATE INVESTMENT CORPORATION.**

(a) **ABOLITION.**—The Overseas Private Investment Corporation is abolished, effective October 1, 1995.

(b) **ADMINISTRATION OF EXISTING OBLIGATIONS.**—The Secretary of State shall carry out the functions performed on September 30, 1995, by the Overseas Private Investment Corporation only for purposes of administering insurance, reinsurance, financing, and other contracts or agreements issued or entered into by the Corporation that are effective on October 1, 1995. Such functions shall terminate when all such insurance, reinsurance, financing, and other contracts or agreements expire.

(c) **TERMINATION OF PROVISIONS.**—Title IV of chapter 2 of part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2191 and following) shall cease to be effective on October 1, 1995, except that such title shall continue in effect with respect to the functions performed by the Secretary of State under subsection (b).

(d) **TERMINATION OF AFFAIRS.**—The Director of the Office of Management and Budget shall take the necessary steps to terminate the affairs of the Overseas Private Investment Corporation.

H.R. 1561

OFFERED BY: MR. SAWYER

AMENDMENT No. 65: At the end of title XXVII (relating to congressional statements) insert the following new section:

**SEC. 2712. UNITED STATES DELEGATION TO THE FOURTH WORLD CONFERENCE ON WOMEN IN BEIJING.**

It is the sense of the Congress that the United States delegation to the Fourth World Conference on Women should include at least one representative of a United States-based nongovernmental organization representing Tibetan women.

H.R. 1561

OFFERED BY: MR. SAWYER

AMENDMENT No. 66: At the end of chapter 6 of title XXXI (relating to other provisions of defense and security assistance), add the following new section:

**SEC. 3194. ANNUAL MILITARY ASSISTANCE REPORT.**

The Foreign Assistance Act of 1961 is amended by inserting after section 654 (22 U.S.C. 2414) the following new section:

**"SEC. 657. ANNUAL REPORT ON MILITARY ASSISTANCE AND MILITARY EXPORTS.**

"Not later than February 1 of each year, the President shall transmit to the Congress an annual report for the fiscal year ending the previous September 30, showing the aggregate dollar value and quantity of defense articles (including excess defense articles) and defense services, and of military education and training, furnished by the United States to each foreign country and international organization, by category, specifying whether they were furnished by grant under chapter 2 or chapter 5 of part II of this Act, by sale under chapter 2 of the Arms Export Control Act, by commercial sale licensed under section 38 of that Act, or by any other authority."

H.R. 1561

OFFERED BY: MRS. SCHROEDER

AMENDMENT No. 67: Strike section 2252 (relating to persecution for resistance to coercive population control methods).

H.R. 1561

OFFERED BY: MRS. SCHROEDER

AMENDMENT No. 68: In subsection (b) of section 3104 (relating to assistance for Egypt under the Foreign Military Financing program), strike "The assistance" and insert "(1) The assistance" and add at the end of such subsection (b) the following new paragraph:

(2)(A) Such assistance may be provided for Egypt only if the President determines that the Government of Egypt does not officially sanction the practice of female genital mutilation.

(B) For purposes of this paragraph, the term "female genital mutilation" means—

(i) the partial or total removal of the clitoris;

(ii) the removal of the entire clitoris and the cutting of the labia minora; or

(iii) the removal of all external genitalia and the stitching together of the two sides of the vulva.

In subsection (b) of section 3203 (relating to assistance for Egypt under the economic support fund), strike "REQUIREMENT.—" and insert "REQUIREMENTS.—", strike "In exercising" and insert "(1) In exercising", and add at the end the following new paragraph:

(2)(A) The assistance provided for Egypt for each fiscal year under subsection (a) may be provided only if the President determines that the Government of Egypt does not officially sanction the practice of female genital mutilation.

(B) For purposes of this paragraph, the term "female genital mutilation" means—

(i) the partial or total removal of the clitoris;

(ii) the removal of the entire clitoris and the cutting of the labia minora; or

(iii) the removal of all external genitalia and the stitching together of the two sides of the vulva.

H.R. 1561

OFFERED BY: MR. SMITH OF NEW JERSEY

AMENDMENT No. 69: In section 2102(b)(2)(C) (relating to voluntary contributions for the war crimes tribunal for the former Yugoslavia)—

(1) in the heading strike "FOR THE FORMER YUGOSLAVIA";

(2) strike "budget for the tribunal" and insert "combined budgets for the tribunals"; and

(3) after "Yugoslavia" insert "and the United Nations International Criminal Tribunal for Rwanda".

H.R. 1561

OFFERED BY: MR. SOLOMON

AMENDMENT NO. 70: In section 2201, add the following at the end:

(c) USE OF EARNINGS FROM FROZEN ASSETS FOR PROGRAM.—

(1) AMOUNTS TO BE MADE AVAILABLE.—Up to 2 percent of the earnings accruing, during periods beginning October 1, 1995, on all assets of foreign countries blocked by the President pursuant to the International Emergency Powers Act (50 U.S.C. 1701 and following) shall be available, subject to appropriations Acts, to carry out section 36 of the State Department Basic Authorities Act, as amended by this section, except that the limitation contained in subsection (d)(2) of such section shall not apply to amounts made available under this paragraph.

(2) CONTROL OF FUNDS BY THE PRESIDENT.—The President is authorized and directed to take possession and exercise full control of so much of the earnings described in paragraph (1) as are made available under such paragraph.

H.R. 1561

OFFERED BY: MR. TORRICELLI

AMENDMENT NO. 71: On page 326 of the committee substitute, after line 13 insert the following new section:

**SEC. 3314. RESTRICTIONS ON ASSISTANCE FOR GUATEMALA.**

(a) RESTRICTION.—None of the funds authorized to be appropriated for grant assistance under section 23 of the Arms Export Control Act (22 U.S.C. 2763; relating to foreign military financing) or for assistance under chapter 5 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2347 et seq.; relating to international military education and training) may be made available to the Government of Guatemala unless the Secretary of State determines and certifies to the appropriate congressional committees that—

(1) substantial progress has been made in the prosecution of all those responsible for the human rights abuses against Michael DeVine, Nicholas Blake, Griffin Davis, Dianna Ortiz, Myrna Mack, and Efrain Bamaca Velasquez;

(2) former Guatemalan Lieutenant Colonel Carlos Rene Ochoa Ruiz, who is under indictment in the State of Florida for narcotics trafficking, has been extradited to the United States; and

(3) substantial progress has been made in the dismantling of the Voluntary Civil Self-Defense Committees, curbing their patrols, and returning their weapons to the Guatemalan military.

(d) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—For purposes of this section, the term “appropriate congressional committees” means the Committee on International Relations and the Committee on Appropriations of the House of Representatives and the Committee on Foreign Relations and the Committee on Appropriations of the Senate.

H.R. 1561

OFFERED BY: MR. TRAFICANT

AMENDMENT NO. 72: After title XXXIV of division C (relating to special authorities and other provisions of foreign assistance authorizations), insert the following new title (and redesignate the subsequent title accordingly):

**TITLE XXXV—REDUCTION IN AUTHORIZATIONS**

**SEC. 3501. REDUCTION IN AUTHORIZATIONS.**

Notwithstanding the specific authorizations of appropriations in the preceding provisions of this division, each amount authorized to be appropriated for each of the fiscal

years 1996 and 1997 under this division or any amendment made by this division (except for chapters 3 and 4 of title XXXI and for chapters 6 and 7 of title XXXII) is hereby reduced by 5 percent.

H.R. 1561

OFFERED BY: MR. TRAFICANT

AMENDMENT NO. 73: After title XXXIV of division C (relating to special authorities and other provisions of foreign assistance authorizations), insert the following new title (and redesignate the subsequent title accordingly):

**TITLE XXXV—REDUCTION IN AUTHORIZATIONS**

**SEC. 3501. REDUCTION IN AUTHORIZATIONS.**

Notwithstanding the specific authorizations of appropriations in the preceding provisions of this division, each amount authorized to be appropriated for each of the fiscal years 1996 and 1997 under this division or any amendment made by this division (except for chapters 3 and 4 of title XXXI and for chapters 6 and 7 of title XXXII) is hereby reduced by 10 percent.

H.R. 1561

OFFERED BY: MR. TRAFICANT

AMENDMENT NO. 74: At the end of chapter 2 of title XXXIV of division C (relating to special authorities and other provisions of foreign assistance authorizations), add the following new section:

**SEC. 3420. LIMITATION ON PROCUREMENT OUTSIDE THE UNITED STATES.**

Funds made available for assistance for fiscal years 1996 and 1997 under the Foreign Assistance Act of 1961, the Arms Export Control Act, or any other provision of law described in this division for which amounts are authorized to be appropriated for such fiscal years, may be used for procurement outside the United States or less developed countries only if—

(1) such funds are used for the procurement of commodities or services, or defense articles or defense services, produced in the country in which the assistance is to be provided, except that this paragraph only applies if procurement in that country would cost less than procurement in the United States or less developed countries;

(2) the provision of such assistance requires commodities or services, or defense articles or defense services, of a type that are not produced in, and available for purchase from, the United States, less developed countries, or the country in which the assistance is to be provided; or

(3) the President determines on a case-by-case basis that procurement outside the United States or less developed countries would result in the more efficient use of United States foreign assistance resources.

H.R. 1561

OFFERED BY: MR. UPTON

AMENDMENT NO. 75: At the end of chapter 3 of title XXII (relating to refugees and migration) insert the following new sections:

**SEC. 2256. VIETNAM POW/MIA ASYLUM PROGRAM.**

(a) ASYLUM FOR ELIGIBLE ALIENS.—The Attorney General shall grant asylum in the United States to any alien described in subsection (b), upon the application of that alien.

(b) ELIGIBILITY.—Asylum shall be granted under subsection (a) to any alien (1) who is a national of Laos, Vietnam, Cambodia, or Burma, and (2) who, while acting other than in an official or unofficial capacity on behalf of any government or agency, personally delivers into the custody of the United States Government a living Vietnam POW/MIA (or participates in such a delivery).

(c) VIETNAM POW/MIA DEFINED.—

(1) For purposes of this section, the term “Vietnam POW/MIA” means an individual—

(A) who is a member of a uniformed service (within the meaning of section 101(3) of title 37, United States Code) in a missing status (as defined in section 551(2) of such title) as a result of the Vietnam conflict, unless it is official determined under section 552(c) of such title that such individual is officially absent from such individual’s post of duty without authority; or

(B) who is an employee (as defined in section 5561(2) of title 5, United States Code) in a missing status (as defined in section 5561(5) of such title) as a result of the Vietnam conflict.

Such term does not include an individual who the Secretary of Veterans Affairs determines remained in Vietnam, Laos, or Cambodia voluntarily.

(2) For purposes of paragraph (1)—

(A) the Vietnam conflict began on February 28, 1961, and ended on May 7, 1975; and

(B) an individual in a missing status shall be considered to be in a missing status as a result of the Vietnam conflict if immediately before that status began the individual—

(i) was performing service in Vietnam; or

(ii) was performing service in Southeast Asia in direct support of military operations in Vietnam.

**SEC. 2257. KOREA POW/MIA ASYLUM PROGRAM.**

(a) ASYLUM FOR ELIGIBLE ALIENS.—The Attorney General shall grant asylum in the United States to any alien described in subsection (b), upon the application of that alien.

(b) ELIGIBILITY.—Asylum shall be granted under subsection (a) to any alien (1) who is a national of North Korea, South Korea, or China and (2) who, while acting other than in an official or unofficial capacity on behalf of any government or agency, personally delivers into the custody of the United States Government a living Korea POW/MIA (or participates in such a delivery).

(c) KOREA POW/MIA DEFINED.—

(1) For purposes of this section, the term “Korea POW/MIA” means an individual—

(A) who is a member of a uniformed service (within the meaning of section 101(3) of title 37, United States Code) in a missing status (as defined in section 551(2) of such title) as a result of the Korean conflict, unless it is official determined under section 552(c) of such title that such individual is officially absent from such individual’s post of duty without authority; or

(B) who is an employee (as defined in section 5561(2) of title 5, United States Code) in a missing status (as defined in section 5561(5) of such title) as a result of the Korean conflict.

Such term does not include an individual who the Secretary of Veterans Affairs determines remained in North Korea, South Korea, or China voluntarily.

(2) For purposes of paragraph (1)—

(A) the Korean conflict began on June 27, 1950, and ended on January 31, 1955; and

(B) an individual in a missing status shall be considered to be in a missing status as a result of the Korean conflict if immediately before that status began the individual—

(i) was performing service in the Korean peninsula; or

(ii) was performing service in Asia in direct support of military operations in the Korean peninsula.

H.R. 1561

OFFERED BY: MR. WYNN

AMENDMENT NO. 76: In section 2102(a) (relating to assessed contributions to international organizations) strike “\$873,505,000 for the fiscal year 1996 and \$867,050,000 for the



fiscal year 1997" and insert "\$861,505,000 for the fiscal year 1996 and \$852,050,000 for the fiscal year 1997".

In section 3414 of the bill (in subsection (e) of section 711 of the Foreign Assistance Act of 1961)—

(1) in paragraph (1) of such subsection (e), strike "\$3,000,000" and insert "\$15,000,000";

(2) redesignate paragraph (2) of such subsection as paragraph (3); and

(3) insert after paragraph (1) of such subsection the following new paragraph:

"(2) USE OF AMOUNTS FOR LATIN AMERICA AND THE CARIBBEAN.—Of the amounts authorized to be appropriated under paragraph (1) for fiscal years 1996 and 1997, \$12,000,000 for each such fiscal year shall be made available for the sale, reduction, and cancellation of loans, or portions thereof, for countries in Latin America and the Caribbean.

H.R. 1561

OFFERED BY: MR. WYNN

AMENDMENT NO. 77: In section 3414 of the bill (in subsection (e) of section 711 of the Foreign Assistance Act of 1961)—

(1) in paragraph (1) of such subsection (e), strike "\$3,000,000" and insert "\$15,000,000";

(2) redesignate paragraph (2) of such subsection as paragraph (3); and

(3) insert after paragraph (1) of such subsection the following new paragraph:

"(2) USE OF AMOUNTS FOR LATIN AMERICA AND THE CARIBBEAN.—Of the amounts authorized to be appropriated under paragraph (1) for fiscal years 1996 and 1997, \$12,000,000 for each such fiscal year shall be made available for the sale, reduction, and cancellation of loans, or portions thereof, for countries in Latin America and the Caribbean.

H.R. 1561

OFFERED BY: MR. ZIMMER

AMENDMENT NO. 78: At the end of title XXXIII (relating to regional provisions), add the following new section:

**SEC. 3314. PROHIBITION ON ECONOMIC ASSISTANCE, MILITARY ASSISTANCE OR ARMS TRANSFERS TO THE GOVERNMENT OF MAURITANIA UNLESS APPROPRIATE ACTION IS TAKEN TO ELIMINATE CHATTEL SLAVERY.**

(a) PROHIBITION.—The President may not provide economic assistance, military assistance or arms transfers to the Government of Mauritania unless the President certifies to the Congress that such Government has taken appropriate action to eliminate chattel slavery in Mauritania, including—

(1) the enactment of anti-slavery laws that provide appropriate punishment for violators of such laws; and

(2) the rigorous enforcement of such laws.

(b) DEFINITIONS.—For purposes of this section, the following definitions apply:

(1) ECONOMIC ASSISTANCE.—The term "economic assistance" means any assistance under part I of the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.) and any assistance under chapter 4 of part II of such Act (22 U.S.C. 2346 et seq.) (relating to the economic support fund), except that such term does not include humanitarian assistance.

(2) MILITARY ASSISTANCE OR ARMS TRANSFERS.—The term "military assistance or arms transfers" means—

(A) assistance under chapter 2 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2311 et seq.) (relating to military assistance), including the transfer of excess defense articles under sections 516 through 519 of that Act (22 U.S.C. 2321j through 2321m);

(B) assistance under chapter 5 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2347 et seq.) (relating to international military education and training);

(C) assistance under the "Foreign Military Financing Program" under section 23 of the Arms Export Control Act (22 U.S.C. 2763); or

(D) the transfer of defense articles, defense services, or design and construction services under the Arms Export Control Act (22 U.S.C. 2751 et seq.), including defense articles and defense services licensed or approved for export under section 38 of that Act (22 U.S.C. 2778).



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## Senate

(Legislative day of Monday, May 15, 1995)

The Senate met at 8:30 a.m., on the expiration of the recess, and was called to order by the President pro tempore [Mr. THURMOND].

### PRAYER

The Chaplain, Dr. Lloyd John Ogilvie, offered the following prayer:

Let us pray:

*The earth is the Lord's and all its fullness, the world and those who dwell therein.—Psalm 24:1.*

Creator and Sustainer of all, Lord of all life, Sovereign of this Nation, and owner of all that we are and have, we humbly accept Your calling to be stewards of the resources and riches You have so bountifully given our Nation. You have written Your signature in the beauty of our land, blessed us with opportunities, and entrusted us with material prosperity. We ask for only one thing more, Lord: Give us a grateful heart.

In gratitude, we press on in the crucial discussion of the budget today. We will talk in terms of billions and trillions. At times we may be tempted to think that we control the money to be budgeted. Instead, we turn to You for guidance in these fiscal matters so that what is decided will be creative for the people of this Nation, now and for future generations. Lord, help us to listen for truth as intently as we seek to speak our understanding of it. We praise You that we live in a dynamic democracy in which great leaders like these Senators can give this quality and quantity of time to the crucial issues of this budget. God bless them, and through their deliberations and decisions, bless America. Amen.

### RECOGNITION OF THE ACTING MAJORITY LEADER

The PRESIDENT pro tempore. The acting majority leader is recognized.

### SCHEDULE

Mr. THOMAS. Mr. President, this morning the time for the two leaders has been reserved and the Senate will immediately resume consideration of Senate Concurrent Resolution 13, the concurrent budget resolution.

Rollcall votes are expected throughout the day on or in relation to amendments to the budget. The Senate will not recess during the afternoon today for policy luncheons, but will continue in session debating the budget.

### CONCURRENT RESOLUTION ON THE BUDGET

The PRESIDING OFFICER (Mr. CAMPBELL). The Senate will resume consideration of Senate Concurrent Resolution 13.

The clerk will report the pending business.

The legislative clerk read as follows:

A concurrent resolution (S. Con. Res. 13) setting forth the congressional budget for the U.S. Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002.

The Senate resumed consideration of the concurrent resolution.

Pending:

Roth Amendment No. 1121, to express the sense of the Senate that the number of Federal full-time equivalent positions should be further reduced.

Mr. EXON addressed the Chair.

The PRESIDING OFFICER. The Senator from Nebraska.

Mr. EXON. Mr. President, thank you. I simply say that as we open this very important day, it will be a very long day on the budget resolution. I would simply say that as usual at this particular time we have an inordinate number of amendments that have been suggested from Members on both sides of the aisle.

I simply say that we very likely—if we are going to finish this up tomorrow some time, which we must, given the

time constraints that we are under—we are going to have to have some give and take today. We will have to begin the process very early today of trying to come to some specific time agreements. With the large number of amendments that we have to offer, we obviously are heading for one of those traditional situations that we do on the budget resolution where a great number of amendments to the bill are going to be offered and we are not going to have time to debate those.

Under the rules, all amendments that are offered can be voted on if a rollcall vote is ordered, which indicates to me very clearly that tomorrow afternoon sometime we are going to have a great number—and I mean a great number, maybe 2 to 3 hours—of successive votes on many amendments that will not have been thoroughly discussed or debated at all in the U.S. Senate.

Therefore, I would hope that we could all conserve time as best we can. Last night, the Senate completed debate on an amendment offered by the Senator from Delaware, on that side of the aisle. Under the usual procedures, the next amendment would be offered from someone on this side of the aisle.

I see Senator BRADLEY is here to offer an appropriate amendment that had been scheduled for some time. Depending on what the acting majority leader would like to do, we are prepared to offer the amendment that had been scheduled to be offered by the Senator from New Jersey, unless there is intervening business.

Mr. THOMAS. Mr. President, I believe the plan is to move forward with the amendment by Senator BRADLEY.

Mr. EXON. Mr. President, I am, therefore, pleased to recognize the Senator from New Jersey.

Would he please indicate to me about how much time he thinks would be necessary?

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



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Mr. BRADLEY. I say to the distinguished Senator from Nebraska I expect that we would need several hours on this amendment. I know there are many people who want to speak, and I will just have to see how many people come to the floor.

Under the rules, we are allowed 2 hours equally divided, an hour on each side. We could start with that and see if there are others who want more time.

Mr. EXON. I thank my friend from New Jersey, and I yield the floor.

The PRESIDING OFFICER. The Senator from New Jersey [Mr. BRADLEY] is recognized.

AMENDMENT NO. 1122

(Purpose: To lessen tax increases on working families by using amounts set aside for a tax cut)

Mr. BRADLEY. Mr. President, I send an amendment to the desk and ask for its immediate consideration.

The PRESIDING OFFICER. Is there objection to laying aside the pending amendment?

Without objection, it is so ordered.

The clerk will report.

The legislative clerk read as follows:

The Senator from New Jersey [Mr. BRADLEY], for himself, Mr. BREAUX, and Mrs. MURRAY, proposes an amendment numbered 1122.

Mr. BRADLEY. Mr. President, I ask unanimous consent that further reading be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment is as follows:

On page 74, strike lines 12 through 24 and insert the following: "budget, the appropriate budgetary allocations, aggregates, and levels shall be revised to reflect \$16,900,000,000 in budget authority and outlays of the additional deficit reduction achieved as calculated under subsection (c) for legislation that restores the full current law earned income tax credit under section 32 of the Internal Revenue Code of 1986.

"(b) REVISED ALLOCATIONS AND AGGREGATES.—Upon the reporting of legislation pursuant to subsection (a), and again upon the submission of a conference report on such legislation (if a conference report is submitted), the Chair of the Committee on the Budget of the Senate may submit to the Senate appropriately revised allocations under sections 302(a) and 602(a) of the Congressional Budget Act of 1974, budgetary aggregates, and levels under this resolution, revised by an amount that does not exceed the additional deficit reduction specified under subsection (d)."

Mr. BRADLEY. Mr. President, the amendment that I have sent to the desk makes one simple point: Although we need to balance the Federal budget, we should not do it on the backs of America's working and middle-class families.

The budget resolution before the Senate attempts to claim that it will balance the budget without raising taxes. However, buried deep in this budget proposal is a \$20 billion tax increase—a \$20 billion tax increase—on America's working families.

The amendment that I have introduced on behalf of myself, Senator BREAUX, Senator MURRAY, and others,

would correct the numerous problems posed by the current earned income tax proposal in the budget resolution.

The amendment would repeal the worst aspect of the \$20 billion tax increase on working families. Specifically, the amendment would repeal the \$12.8 billion tax increase on working families with children and the \$4.1 billion tax increase on working Americans without children.

At the same time, however, the amendment would ensure that we continue to improve the program's administration to fight against any potential fraud or abuse and to ensure that the benefits of this program go to those for whom it was intended.

Mr. President, since its creation in 1975, the earned income tax credit has been one of the most important sources of support for working and lower-middle-class families. In 1996, the earned income tax credit will provide a tax cut for over 21 million workers and their families.

In my own State of New Jersey, the earned income tax credit provided 372,000 taxpayers with families with an average of over \$1,000 in tax relief in 1993, a \$1,000 tax cut for over 300,000 New Jersey families.

The EITC helps families move off the welfare roles and into the work force. The incentive only goes to working families. No one on welfare gets this. These are working families. If you do not work, you do not qualify for the tax cut. It is as simple as that.

Social Security taxes and various means-tested programs create disincentives for welfare recipients to work. Without the EITC's offsetting tax reduction, the working poor lose benefits and pay higher taxes for each extra dollar that they earn.

The historic 1993 deficit reduction package expanded the earned income tax credit. Just as a point of reference, in my State about 40,000 people ended up paying higher income taxes because of that deficit reduction package and nearly 400,000 ended up paying less taxes because of the earned income tax credit. So, as a result of that deficit reduction package, nearly 10 times more people in my State got a tax cut than got an income tax increase.

When fully phased in, the credit will be available for families with two or more children, earning up to approximately \$28,500. Two children and family, up to \$28,500, that is roughly half the median income for a family of four. So what we are saying here is roughly a fourth of all families with two kids will qualify for the earned income tax credit. These are working families.

Because the minimum wage has not kept pace with inflation, without these changes in the EITC many working families have fallen deeper into poverty as a result of higher taxes and lost benefits. The EITC works in a very important way for working families. For every added dollar a lower income working family earns, payroll taxes take 15.3 cents and certain other bene-

fits drop. For example, food stamps drop 24 cents for every additional dollar. The EITC was intended to offset some of these disincentives by providing a tax reduction of 40 cents for every dollar earned by a working family with two children. In other words, that means the EITC can make a big difference in people's lives.

Most eligible families earning between \$5,500 and \$15,500 will qualify for at least \$1,000 in credits. That is another \$1,000 in someone's pocket that can go to pay for food, for utility bills, for tuition to parochial school, for health insurance, or for mortgage payments.

Not only does the EITC help families work their way out of poverty, the EITC is good for business. It puts more purchasing power in low-income consumers' pockets and lets them keep more of what they earn. It also increases the effective wage rate paid by employers, providing the neediest Americans with an even greater incentive to go to work. By helping these families we also ease the burden on public services provided by State and local government.

Even President Ronald Reagan recognized the value of the earned income tax credit. At the signing of the 1986 Tax Reform Act he stated that the bill's expanded EITC provisions were a very important thing. Ronald Reagan called the EITC provisions "the best anti-poverty, the best pro-family, the best job creation measure to come out of Congress."

In addition to President Reagan, the EITC has received widespread bipartisan support, including that of Presidents Ford, Carter, Bush, and Clinton. However, the current budget proposals would repeal many of the gains realized under this bipartisan group of leaders during almost two decades.

So, what is the impact of this tax increase on working families? In the face of declining real wages and Republican proposals to cut important aid programs, more and more American families are going to face increasingly tough times. These are working families who need every penny of the wages they earn just to make ends meet. We simply should not tax these families into poverty by cutting the earned income tax credit.

The goal of the 1993 expansion of the EITC was to ensure that individuals who work full time do not have to raise their children in poverty. Achieving this goal is just as important today as it was 2 years ago. By the year 2000, roughly 17.8 million taxpayers, 80 percent of the total recipients, would feel a tax increase as a result of the proposals that are embodied in this budget. On average, taxes would be raised for affected working families by over \$600 each.

In New Jersey, working families will face a \$452 million tax increase. Over the next 7 years that amounts to about \$1,500 for the 297,000 recipients of the

earned income tax credit who are working families.

The tax increase on working families with children amounts to \$329 million. On an average, that would raise taxes by \$1,733 over 7 years on 190,000 New Jersey families with children. So this is a significant tax increase in the middle of a budget proposal that purports to have no tax increase.

Who are the people who receive the earned income tax credit? Let me just give you a snapshot of a couple of people.

Michael Thompson from Newark, NJ, is 32 years old, married, with two daughters. He earns \$7.75 per hour working in a warehouse for the Community Food Bank in New Jersey. His wife worked over 5 years for a large health insurance company but was laid off in 1994 and has been unable to find new work. Last year the Thompsons received an earned income credit that they used to pay the rent and to make up back payments on their utility bills.

How about Deborah Hammerstrung from Barnegat, NJ, a clerical supervisor for the Visiting Home Care Service in Ocean County. When Mrs. Hammerstrung and her ex-husband separated 2 years ago, she could not afford to move into an apartment on her own. Instead, she was forced to move back with her mother. By providing her with a small credit against the taxes she has paid, the EITC is helping Ms. Hammerstrung pay the utility hookups for her own apartment.

And last year, Ms. Linda Bailey, of Elizabeth, NJ, received a small earned income tax credit. Ms. Bailey worked as a registration clerk at St. Elizabeth's Hospital and is the mother of two children aged 6 and 14. She used the \$1,000 credit she received to help pay her gas and electric bills.

These are only a few examples. I could give you countless other examples in my own State of New Jersey where the earned income tax credit has allowed struggling families to send a child to parochial school, to begin to make a payment on college tuition, to fully pay the utility bills, and on and on. These are struggling working Americans. The earned income tax credit has put a little money in their pockets so they can get by. This is not the time to increase taxes on these working Americans.

Like most other working Americans, the recipients I have described live from paycheck to paycheck. As a credit against taxes they paid, the EITC provides these families with a little breathing room.

They are not using the EITC to pay for fancy meals out or hire high-paid lobbyists. No, they are not using it for that. Instead they use the EITC to help buy clothes for their kids, to pay utility bills, and to put meals on the table.

The higher taxes this budget will impose on them will make it increasingly more difficult for New Jersey families to meet these basic needs and work their way out of poverty. Of course,

working families in New Jersey are not the only ones who will suffer as a result of the Republicans' proposed tax hike.

Almost 30 percent of all taxpayers in Mississippi will lose under this budget. There taxes will go up. Twenty percent of the families in Texas will face a larger tax burden as a result of these proposals. And in Oklahoma, almost 215,000 working families will find it harder to make ends meet after the proposed tax increase by the changes in the earned income tax credit.

Recently, I have heard statements that these cuts in the EITC are not really a tax increase because recipients do not have an income tax liability. Critics of the EITC would have us believe that just because someone receives a tax refund that person could not be paying more tax.

Mr. President, if the Federal Government owes you a \$1,000 tax refund and we change the Tax Code so you end up getting only a \$500 refund, then we have raised your taxes, notwithstanding the fact that you still get something back.

In addition, there are claims that this budget is not increasing taxes because some of the EITC recipients do not owe any income tax. That claim ignores all the other taxes that working families have to pay. When working families receive their paychecks, the stub does not just show how much they pay in income tax withholding. It also shows what was subtracted for Social Security taxes, for Medicare taxes, for State taxes, and others. The EITC is intended to help offset these taxes, as well as Federal income tax.

Let me demonstrate this point by an example. Imagine a young married couple with two children. If this family earned \$16,500 per year, they will be just above the poverty level. Although they would not owe any individual income tax, they would incur \$2,525 in Social Security taxes. That is what they would have to pay. Under current law, they would qualify for an EITC that offsets practically all of that Social Security tax, \$2,532, just enough to offset the Social Security tax liability. But under the proposal that is in this budget the EITC would fall, and their taxes would go up by over \$300, a tax increase.

Mr. President, it is important to recognize that the proposal in this budget is a straight tax increase on working families. None of the proposals do anything, beyond what the administration has already suggested, to reduce errors in the program.

The amendment that I offer would implement the compliance provisions, such things as matching Social Security numbers, et cetera—there are many different elements of the compliance provision—and thereby build on our past efforts to eliminate tax fraud and ensure that the EITC goes on only to those most in need.

Further, the Republican attack on the EITC stems from reports of fraud

in the program. In a small January 1994 study the IRS found 13 percent of all EITC refunds could be in error. It is important to note that many of these errors result in ordinary mistakes that taxpayers make on all kinds of tax returns. We have already taken a number of significant steps to eliminate fraud and to focus the benefits of the 1993 tax cut on those most in need. We have also made some additional changes in the last year or so to narrow eligibility for the EITC.

In the Uruguay round legislation, for example, we prohibited the EITC from going to undocumented aliens. We deny the tax break. Also, we allow the IRS to use simpler procedures with certain types of questionable returns. We deny it to individuals who have \$2,350 in investment income. So the eligibility has been narrowed.

Then there are people who argue about the planned growth of the EITC. They are claiming that the EITC is expanding. To bolster these claims, some critics have carted out graphs and charts—and we will probably see some here today—that show the growth of the EITC since the early 1990's. Of course, these graphs present only a snapshot of the EITC and ignore the fact that the increases in the EITC are a result of a conscious effort by Congress and Presidents Reagan, Bush, and Clinton to expand the program and to provide a modicum of tax relief to America's working families.

Mr. President, if I could, as this chart demonstrates, once these changes are fully phased in, once you make eligibility, up to \$28,500 for a family of four, the EITC will grow only at the pace of inflation and population growth, a straight line.

So people on the other side who say this program is out of control because we tried to help lower middle-class families—and when you help lower middle-class families, you provide a bigger tax cut to more people; it is going to increase—they want to raise taxes on these very same people. But once the eligibility is fully phased in, it is a national revenue loss. In fact, beginning in 1996, if you simply took the EITC relative to the rest of the economy, it is on the way down.

So, Mr. President, at the same time that we have listened to the other side's attempts to explain why we need to raise taxes on working families in order to balance the Federal budget, we have not heard a single word about the truly uncontrolled growth in so many other areas of the budget.

Take, for example, one of the provisions in the Tax Code called section 29. Section 29 refers to a little known provision in the code that gives a handful of oil and gas producers billions of dollars' worth of subsidies at the cost of other taxpayers. Between 1989 and 1994, section 29 tax subsidies grew by over 1,000 percent. This uncontrolled growth—uncontrolled 1,000-percent growth in 6 years—dwarfs the planned,

controlled, and short-term growth of the EITC.

So why does the Republican budget raise taxes on millions of American families without touching a single penny in special interest loopholes like section 29, that went up 1,000 percent in 6 years? The answer I think is fairly simple. The supporters of section 29 and a lot of the other special interest corporate loopholes—loopholes that are used by the wealthy—like these subsidies and they spend millions of dollars each year to hire lobbyists to insert their special provisions in the Tax Code.

Mr. President, working families are too busy with their kids, trying to make ends meet, holding down two or three jobs, to have either the money or the time to come down to Washington and lobby for their provision in the Tax Code. As a result, taxes are raised on working families while special-interest loopholes proliferate.

In 1996, spending through the Tax Code will total \$380 billion. It is the second fastest increase of the deficit, beyond entitlements, \$480 billion, more than double the size of the projected deficit. Between now and 2002, tax expenditures will total more than \$4 trillion.

I support, like many Members of the Senate, some of these provisions: Home mortgage interest deductions, property tax deductions, charitable deductions. These are valuable tools. However, for every one of these provisions, there are numerous other loopholes, such as section 29, that simply benefit one industry or a few taxpayers over the large mass of taxpayers.

Mr. President, reducing the budget deficit will require shared sacrifice. However, raising taxes on millions of working Americans while consciously ignoring the billions of dollars that we give away each year through special interest tax loopholes is not my definition of shared sacrifice.

So this amendment is really just about setting priorities, determining how we should share the burden of balancing the budget. There is no serious disagreement between Democrats and Republicans on the need to balance the budget. In fact, this amendment would reduce the deficit by the exact same amount as the original budget proposal. The real question that this amendment raises is how we should balance the budget. 3 Either we can balance the budget by raising taxes on working families, as contemplated in the Republican budget proposal, or we can forgo a small proportion of proposed tax cuts for corporations and the wealthy, as this proposal would do. I believe the choice is clear: Tax cuts for lower-middle-class working Americans and no tax giveaways to corporate and wealthy Americans. That is what this amendment is all about.

The PRESIDING OFFICER. Who yields time? Does the Senator yield back the floor?

Mr. THOMAS addressed the Chair.

The PRESIDING OFFICER. The Senator from Wyoming.

Mr. THOMAS. Mr. President, I yield myself 5 minutes.

Mr. President, as we go forward with this debate, each day starts in about the same way: We should balance the budget but we should not do it on the backs of—fill in the blank. Every day it is a different one. Do not balance it on the backs—fill in the blank.

For example, let me talk just a minute about the earned income tax credit. Under the Republican proposal, the budget proposal that we are talking about, the EITC is not cut. It is slowing in the rate of growth. The EITC proposal contained in the budget plan simply reins in the explosion in Federal Government spending in this program. Under the Senate budget plan, the cost of EITC will increase from \$28 billion in 1996 to \$32 billion in the year 2002. Under the current law, EITC costs would go to \$36 billion in 2002, not exactly the flat leveling off the Senator had mentioned a moment ago.

In general, the EITC is one of the fastest growing programs in the Federal Government. The 1994 cost was \$21.8 billion, eclipsing the Federal cost of Aid to Families with Dependent Children, AFDC, and the program is fully indexed to inflation.

Unfortunately, errors and fraud are rampant. In 1988, the IRS found that 42 percent of the EITC recipients received too large a credit and 32 percent were not able to show they were entitled to any credit at all. Something does need to be done about it. Given the generosity of the program, it is not surprising the number of recipients has grown from 6 million in 1975 to 18 million today, and that growth continues.

Another way to increase the number of people eligible for the EITC is to raise the qualifying amount. For families with one child, the qualifying amount will rise from in 1995 \$24,396 to \$30,000; families with two children will rise from \$26,000 to \$33,000 to qualify in this particular program.

So, Mr. President, certainly it is hard to call this a cut when it goes up at this rate.

The baseline, if we leave it, will increase 48 percent between now and the year 2000, from \$20 billion to \$30.8 billion. Instead, under the chairman's mark, it grows at 31 percent from \$20.8 billion to \$27.2 billion.

Also, it is interesting to point out that the chairman's mark accepts the proposal of President Clinton's to deny EITC to undocumented workers and targets EITC to working poor with children.

Mr. President, we will go forward again today with our budget proposal, and we will cite, as we have in the past, the difference of philosophy in terms of approaching this business of cutting spending. And that is legitimate, to have a different view. It is appropriate to have a different view. The Republicans want to transform Government

to make it more efficient, more responsible, less expensive. On the other hand, the other side of the aisle supports the status quo: No plan to balance the budget, no options to save Medicare, no welfare reform proposal.

So, Mr. President, we will see a difference of opinion, and that is good. That gives us a choice, whether we want more Government and more spending or whether we want less Government and less spending.

We should take a look, I suppose, at the track record as to how we got here, raising taxes and expanding Federal Government. In 1993, of course, we had the largest tax increase in history, \$259 billion. President Clinton talks about only raising taxes on the rich.

Let me tell you that gas taxes increased in my State of Wyoming, where we have more miles to drive than any other State other than Alaska, it was not a tax increase on the rich, it was a tax increase on those least able to pay for it. The increase in Social Security taxes was another change that hurt more than just the rich.

The PRESIDING OFFICER. The Senator's 5 minutes he yielded himself have expired.

Mr. THOMAS. Mr. President, if my time has expired, I will yield the floor.

The PRESIDING OFFICER. Who yields time?

Mr. BRADLEY addressed the Chair.

The PRESIDING OFFICER. The Senator from New Jersey.

Mr. BRADLEY. I yield 7 minutes to the distinguished Senator from Washington.

The PRESIDING OFFICER. The Senator from Washington is yielded 7 minutes.

Mrs. MURRAY. I thank the Chair. And I thank my colleagues, the Senator from New Jersey [Mr. BRADLEY], and the Senator from Louisiana [Mr. BREAU], and many other Senators who are submitting this amendment to help correct one of the troubling aspects of the budget resolution before us, the tax increases on working American families.

By cutting the earned income tax credit, by taking away a tax break for working families, this resolution will raise taxes an average of \$270 for low-income families next year. That is wrong.

Mr. President, frankly, I am amazed by this Republican proposal. The EITC has always received bipartisan support because it is a commonsense tax credit. It rewards work. It provides a real incentive, and it gives people the means to move from the welfare rolls to the work force.

In 1986, Ronald Reagan praised the earned income tax credit. As you know, I was not here in 1986. I was at home serving on my local school board in the State of Washington, but I remember watching the debate surrounding the Tax Reform Act of 1986. We might forget sometimes under all these television lights that the actions we take and the words we say matter a great

deal to average Americans across this country. I cannot forget that because I remember when Congress approved the tax reform package that included an expansion of the EITC, and I remember President Reagan signing that bill into law, saying the EITC is the best anti-poverty, the best pro-family, the best job-creation measure to come out of Congress. These were important words then, and they are important words today.

Mr. President, many hard-working American families are just trying to make ends meet, send their kids to school and provide some hope for the future.

Average Americans are worried about their jobs. They are anxious about the cost of education. And, there is genuine concern out there about the costs of health care. So, how does this budget respond to these legitimate and real concerns? It creates more fear and more insecurity. It takes away hope. And taking away this tax credit adds insult to injury.

Mr. President, the EITC keeps people off welfare. It offsets other forms of Federal assistance. It gives American parents the security they need to enter the work force. It is astounding that the other side has chosen this time to cut the EITC. Cuts to Medicaid; cuts to education; taxes on working Americans who can least afford them.

In my home State of Washington, more than 224,000 families earned the tax credit in 1993. This budget resolution will raise taxes on those families in my State by \$1,468 over the next 7 years.

Maybe this increase is not a big deal to some of our colleagues here in the Senate, Mr. President. But, believe me, these are real increases to average Americans. I know what it is like to drive to work every day, worrying about doctors' bills and school clothes. I know how it feels to be squeezed between caring for elderly parents and young kids. Maybe that is why I understand how nasty this cut is.

Mr. President, recently, there has been a lot of talk about tax cuts on Capitol Hill. The House of Representatives has already passed a tax plan that cuts taxes on capital gains and expands IRA deductions, and I expect we will hear a debate on a tax cut this week in the Senate.

A tax cut is a great idea as long as we pay for it in a sensible way, but a tax cut is a terrible idea if we pay for it by raising taxes on low-income Americans, or by raising the Medicare payments of our Nation's elderly.

Mr. President, we cannot balance the budget on our working poor, our elderly or our children. And, we cannot justify cutting taxes for the wealthy while increasing taxes on our poor.

Mr. President, I have said it many times in the past 2 weeks and I will say it again now, this budget has no conscience. This budget hurts the little guy—those who need help, those who are struggling to make a living and

provide for their children, and, it rewards the rich. This budget gives Goliath an advantage.

Let us put things back in perspective. Let us help those who really need our help. Let us not go back to the days of the Industrial Revolution; Back to survival of the fittest. Mr. President, I urge my colleagues to support this amendment. It tells working families that we are fighting in their corner. It says we are against increasing their taxes and we for ensuring their financial security. I urge all our colleagues to support this amendment.

I yield the floor.

The PRESIDING OFFICER. Who yields time?

Mr. BRADLEY. Mr. President, does the other side wish to make their case? We are anxious to hear their defense of this tax increase. Would the other side at any point like to argue the tax increase?

Mr. NICKLES addressed the Chair.

The PRESIDING OFFICER. Does the Senator yield time?

Mr. THOMAS. Yes, I yield 5 minutes to the Senator.

Mr. NICKLES. Just in response to the Senator, I will make a few comments in just a couple of moments.

The PRESIDING OFFICER. Who yields time?

Mr. BRADLEY. Mr. President, I yield 8 minutes to the distinguished Senator from Ohio.

The PRESIDING OFFICER. The Senator from Ohio [Mr. GLENN] is recognized for 8 minutes.

Mr. GLENN. Mr. President, I rise in support of the amendment by my colleague from New Jersey. I think it is an extremely important amendment.

You know, if we were to assign music to some of our proposals here on the Senate floor, I think a good theme song for this particular amendment would be "Bridge Over Troubled Waters," because what this amendment does is to say that those who are in trouble economically, those lowest on our economic scale get a helping hand. It is a bridge over troubled waters for those people on welfare into productive jobs in a productive society.

And for people who are paying taxes, too. That is who it is for. It is not just for people who are on welfare. They do not get this. It is for the people who are trying to get up the ladder. They are the poorest of the poor who may once in awhile even get more than they are paying in taxes because it encourages them to work, to job train, to try to get up that economic ladder instead of just sitting on welfare with little incentive to get off.

In early April, the Governmental Affairs Committee held 2 days of hearings on EITC. During those hearings, I heard all of the arguments for and against the EITC. I left those hearings more convinced than ever that this tax credit is one of the most important parts of our Tax Code.

It has suffered from abuse and mistakes and we have to crack down on

fraud and be tough on the error rates. I am happy to report that IRS has taken on this issue, and they are making progress with this. They have made improvements, and are continuing to crack down on those who abuse the system. Unfortunately, the cuts we are talking about in the budget resolution have nothing to do with improving this important tax credit.

Instead, the cuts seem to be all about trashing the credit. Instead of addressing fraud, we are going to decimate the EITC and effectively raise taxes on the working poor.

I cannot imagine that any Government that says, yes, we are family oriented; yes, we want to help the least advantaged in our society, is about to raise taxes on the working poor.

Let us not throw out the baby with the bath water. It is like cutting your arm to get rid of a wart on your finger. The earned income tax credit is too important for that.

The EITC has enjoyed bipartisan support since Russell Long helped create it in 1975. Republicans and Democrats alike have viewed the EITC as a non-bureaucratic way to make work/pay better than welfare.

President Reagan called the EITC "The best anti-poverty, the best pro-family, the best job creation measure to come out of the Congress."

That is not someone on this Democratic side of the aisle or this administration, that is President Ronald Reagan.

Senator PACKWOOD said in 1991 that the EITC is "a key means of helping low-income workers with dependent children get off and stay off welfare."

Senator DOMENICI said in 1990, "The EITC is a great way to help low-income families with the cost of raising their children. It sends assistance to those in need, to those who work hard and yet struggle to make a living and provide for their children."

And I agree with Senator DOMENICI in that statement.

Others who have expressed especially strong support have included Senators DOLE, HATCH, and GRASSLEY; Representatives ARMEY and PETRI; and former Representative Kemp.

The less fortunate of our society too often find themselves fighting just to feed their families, pay their bills, and stay off public assistance. They are not crooks. They are not tax cheats. They are working hard to earn their tax credit. It is not some sort of a handout. They do not get it if there is no earned income. And it is one of the best tools we have to bridge the gap—bridge the gap, a bridge over troubled waters—between welfare and work. We all talk about making work. We all talk about making work affordable. Well, the EITC is doing just that. In my home State of Ohio, more than half a million working families are getting a little extra back from their paycheck to help make ends meet. I would like to share some of their stories. I think they will shed some light on just what the EITC is all about.

Brenda Manders is a divorced mother of a 3 year old who lives in Columbus, OH. She has earned the credit for 3 years. Brenda, who works for Legal Services and has been training to become a legal secretary, this year received a total refund of \$2,740. This was very fortunate, because after a separation from her husband, Brenda and her child were left with no place to live. Faced with homelessness, she was able to use her tax credit to pay for a security deposit and rent on an apartment for her and her child. Without it, Brenda and her child may well have wound up on the street.

And Zorida Hart of Cleveland, OH, is a single parent who works as a switchboard operator at the Council for Economic Opportunities. She received a credit of \$1,978 which she is using to pay for day care. And she's put \$900 of that credit in the bank to save it for a rainy day. I wish the U.S. Congress were as pennywise as Zorida. Over the past few days, I have heard from a lot of Ohio parents who rely on the EITC to help them with child care so that they can have a job. This is a tax credit that is working for Americans. More importantly, it is keeping Americans working.

We have heard several complaints about the EITC. I would like to address these one at a time, because I suspect we might hear them again and again. I hope we can put them to rest. First, the problems of fraud and error. This is a critical issue.

I think if we learned any lesson from the hearings that the Governmental Affairs Committee held in April, it is that we had better keep pushing to prepare the IRS for the 21st century through projects like compliance initiative.

Senator SIMON and I will be offering an amendment on this shortly to ensure that this important antifraud program continues. As one of the witnesses at the April hearings said, the IRS is seeking to crack down on fraud but is hampered by antiquated systems. We need to change that to uphold public confidence not only in the EITC, but in our Tax Code generally.

We have heard dramatic statistics about the EITC error rates. We are told that according to a 1994 IRS study they are as high as 35 to 45 percent. Well, those figures are very deceiving. They deal with those filers whose tax returns were off by just a few dollars and filers who incorrectly claimed too small an amount. Mr. President, I think that bears repeating. These large percentages include those who actually claimed too little.

The more important statistic involves not such small discrepancies, but rather whether the EITC was claimed in error. The IRS study found that about 25 percent of the EITC benefits claimed were claimed in error. While there was fraud, most erroneous claims were found to be unintentional. But this 25-percent figure still overstates the problem. It deals with what

was claimed, not what was actually paid out, and that is the bottom-line question. The IRS detected many of those erroneous claims, corrected them, and avoided making any overpayments. Unfortunately, the 1994 IRS study did not determine the actual EITC overpayment rate.

The error rate figure is deceptively high for another reason. The 1,000 returns examined in the study were not representative of the EITC returns filed in 1994. They were only the returns filed electronically during the first 2 weeks of the filing season. Error rate is likely to be higher among early electronic returns than among EITC returns overall.

The PRESIDING OFFICER. The Senator's time has expired.

Mr. BRADLEY. I yield 2 minutes to the Senator.

Mr. GLENN. Mr. President, what is most important is that the IRS, in response to the 1994 study, has initiated tough measures to scrutinize EITC returns. Before sending a payment, the IRS now verifies not only the Social Security numbers of all adult claimants, but also the numbers of all children in the EITC families to make sure that the claims are valid and that no child is claimed twice. Also, the GATT legislation enacted last fall included a provision requiring for the first time that Social Security numbers be provided for all infants. Several million returns have been delayed this year because of discrepancies with Social Security numbers.

In addition, the IRS now pulls all EITC returns falling into error-prone categories, sends the families a questionnaire and requires the families to provide additional documentation.

So Mr. President, all the figures that we have heard, and are about to hear, are outdated. And given the new IRS compliance measures, they are not entirely relevant to the current debate. The IRS has recognized the problem, and its seeking to correct it.

Do not get me wrong. I am not saying that fraud and error rates are OK. I am the last one who would imply such a thing. But I believe that, instead of seeking to reduce working people's tax credit, we should instead work with the IRS to reduce error rates. The IRS is making a lot of headway here. And we should all work to make sure it continues. That is progress. Increasing the tax burden on our lowest income working families is not something that we want to sponsor.

Next, we have heard that the EITC is simply out of control. Well, I am here to tell you—it is not. The increases that we have seen in this tax credit have been mandated very specifically by Congress. We have scheduled increases by law and phased them in several years at a time.

The first major increase in this tax credit took place under President Reagan in 1986. The second was initiated under President Bush in 1990.

And in 1993 under President Clinton, the Congress approved this budget rec-

onciliation act which very specifically sets forth the years that program increases will take place. These expansions took place to make work pay. They were done in recognition of the fact that other policies to assist the working poor—like the minimum wage—have become much weaker. And they were done so that a parent who works full time throughout the year would not have to raise his or her family in poverty. In fact, the 1993 increase was designed to do just that—it was designed so that a family of four in which the parent works at the minimum wage would be lifted to the poverty line.

But even with these planned expansions, the disposable income of a working mother with two children will be up to \$3,000 lower, after adjusting for inflation, than in 1972 before the EITC was even created.

Mr. President, after the three expansions specifically enacted under Presidents Reagan, Bush, and Clinton, the tax credit will return to its normally low rate of growth. In fact, after 1997 it will grow at a rate less than the GDP. I am sure there are not many provisions you could say that about in the tax package that the House put together.

We have also heard allegations that 80 percent of the EITC goes to those with no income tax liability at all. Well, the truth of the matter is that the EITC was intended to offset not only income taxes, but also payroll taxes and excise taxes. More than 80 percent of the EITC goes directly to offset all of these taxes which are being paid by workers who are fighting to get out, and stay out, of poverty.

Some also say this program discourages work. The argument is that—because the credit phases out as family income increases spouses will be discouraged from getting jobs. It's an interesting theoretical argument. But what I find more persuasive is the way the tax credit has enabled people to work by helping them pay for things like child care, transportation or work clothes. I have heard from a lot of people who have used the credit for these things. But I have not heard from anyone who turned down job opportunities because it would affect their tax credit. Let me give another example from Ohio. Carol and Roy Wilmonts of Columbus, OH received the EITC for the past 2 years. They used it to help pay bills. And Carol has had the flexibility to care for their kids—Amber, Ashley, Autumn, and Nicholas. You see, that's part of the equation people ignore. Some use the EITC to pay for child care. Others use it to provide the financial flexibility for one spouse to stay at home and care for the kids. It is not a work disincentive for Carol. Roy received a promotion and is now manager at a Muffler King. He and Carol no longer receive a tax credit. But they are glad that they got one when they really needed it most.

We have also heard that you get the credit even if you work just a tiny little bit. Well—what do you know—then you get just a tiny little credit.

And we heard that those with little earned income but a lot of interest income can take advantage of the system. Well, at the request of the Clinton administration we are putting an end to that through language in the self employed health care deduction bill that has now become law.

Then we heard about the so-called marriage penalty. But no one bothered to mention that the EITC can also encourage marriages. Without the EITC, there is a great deal of financial risk for a mother on AFDC who does not work and is considering marrying someone with low earnings. If she marries, she and her children will become ineligible for AFDC and also lose some of their food stamps, not to mention the loss of Medicaid.

The EITC helps to offset those losses. By tying the knot, the couple will gain an EITC benefit of up to \$2,157 if they have one child and up to \$3,564 if they have two or more children. This will partially, and in some States fully, make up for the loss of AFDC benefits. Encouraging single mothers who are on welfare to marry into working families is certainly worthwhile in my book.

Some people may view the amount of credit that we are talking about as of little consequence. But let me offer an illustration provided by Dan Grunberg in testimony before the Governmental Affairs Committee. For someone who has a weekly take home pay of less than \$200, the average EITC payment of \$1,500 is almost 8 weeks pay. That makes a big difference.

Mr. President, it is hard to escape the harsh irony that we are discussing tax increases on those fighting to escape poverty, while at the same time the House is proposing a massive package of tax cuts that will benefit the wealthiest Americans and largest corporations. Since I came to the Senate, I have worked for fairness and progressivity in the Tax Code. The majority's EITC proposal, especially in the face of the House tax cut package, is neither fair nor progressive. It is Robin Hood in reverse.

So, Mr. President, count me as a supporter of the EITC. We can sit around here all day with fancy charts, graphics, and statistics. But nothing will substitute for the personal experiences of real people like Roy and Carol Wilmonts. They are working hard to get by. They needed that little extra help that EITC offers. And they worked hard for it.

Mr. President, I encourage my colleagues to support the Bradley amendment and oppose tax increases on the working poor.

The PRESIDING OFFICER. The Senator's additional time has expired.

Mr. GLENN. I appreciate the time.

Mr. BRADLEY. Mr. President, we will withhold further comment on this side until the other side has a chance

to state their case as to why they want a tax increase on working Americans. That is the basic question.

Mr. DOMENICI addressed the Chair.

The PRESIDING OFFICER. The Senator from New Mexico.

Mr. DOMENICI. Who controls the time on the other side? Does Senator BRADLEY? How much time have they used so far?

The PRESIDING OFFICER. The Senator from New Jersey has used 40 minutes, and has 20 minutes left. The Senator from New Mexico has 55 minutes.

Mr. DOMENICI. The Senator from Pennsylvania, Senator SANTORUM, desires to speak for how much time?

Mr. SANTORUM. Five minutes.

Mr. DOMENICI. I yield 5 minutes to the Senator from Pennsylvania.

Mr. President, I designate Senator NICKLES to be the manager of the time remaining on this amendment in my behalf.

The PRESIDING OFFICER. Without objection, it is so ordered.

The PRESIDING OFFICER. The Senator from the Pennsylvania, Senator SANTORUM, is recognized for 5 minutes.

Mr. SANTORUM. Mr. President, I rise in opposition to this amendment. I was struck by the arguments presented by the Senator from New Jersey in favor of this amendment about this Republican budget being a tax increase.

Let me just first state, again, this goes without saying, all of the amendments that are being offered by the other side of the aisle are, in a sense, bogus because they take us off the path to a balanced budget. As a result, this money that they draw from, this \$170 billion that is being used to pay for this amendment, does not exist because once you put the tax credit back in, you then throw us off the line to get us to a balanced budget which then, according to the Congressional Budget Office, gets us the \$170 billion.

So by putting this amendment on, the budget is no longer balanced, there is no \$170 billion and, guess what? We do not have a balanced budget, we have no \$170 billion, and we are back to the same place as before, which is adding to the deficit, not getting to a balanced budget.

Anyone who believes that there is money here for this program—there just is not money here for this program. This blows the whole deal. This is another attempt by the other side to say we do not want a balanced budget because if we pass this we do not have a balanced budget. So let us put all this tax cut or no tax cut—that is a red herring. This proposal destroys the balanced budget, period. It destroys it, No. 1.

No. 2, I found it absolutely amazing that the Senator from New Jersey would talk about all these tax cuts or tax benefits or tax expenditures, \$480 billion in tax expenditures and then, admission against interest, he admitted most of those tax expenditures he supports. Of course, the lion's share of them, the biggest is health insurance;

second is home mortgage deduction; and third is property taxes and income tax deduction.

I am sure he does not oppose any of those. That is, by far, the lion's share. What does he point out as the big one? Section 29. Section 29. This little provision in the Tax Code for tight sands drilling of oil and natural gas.

Now, let us look at section 29, this big glaring one that makes everything else illegitimate. Section 29 applies only to wells drilled prior to 1993. This thing has been phased out. It is not even around anymore. It is only for old wealth. This was taken care of a few years ago. So he is arguing we should get rid of a provision we have already gotten rid of.

Mr. BRADLEY. Will the Senator yield?

Mr. SANTORUM. I will be happy to yield.

Mr. BRADLEY. Does the Senator deny that the provision in the Republican proposal will increase the tax on working families?

Mr. SANTORUM. The Senator will admit that by reducing the rate of growth in this program, people will not get the tax breaks that were intended under the Clinton 1993 budget, yes.

Mr. BRADLEY. Yes. So it is a tax increase on working families.

Mr. SANTORUM. It is not a tax increase. What it says is that people who are—I find it absolutely amazing to suggest that people who get a refund, and 90 percent of the people in this program do not pay any income tax. Let me repeat that, almost 90 percent of the people who get the earned income tax credit pay no Federal income taxes.

Mr. BRADLEY. Will the Senator yield for another question?

Mr. SANTORUM. I have not yielded.

Mr. BRADLEY. Will the Senator yield?

Mr. SANTORUM. Let me finish my point. I do not know how you can say that it is a tax increase if 90 percent of the people receiving this money do not pay taxes. To me, when you are giving money back, in fact you are giving a negative income tax to a group of people and you are saying you are not going to let that increase so they can get more negative income tax. I do not know how you consider that a tax increase, an increase in taxes. What we are saying is we are not going to give you more money that you have not paid already.

Mr. BRADLEY. Does the Senator agree that these working families pay Social Security taxes?

Mr. SANTORUM. This is a tax credit for Federal taxes. That is what this program is.

Mr. BRADLEY. I am sorry. We will hear later from the Senator from Louisiana, who can address the purpose of the originator, Senator Long of Louisiana. The point the Senator misses, and I think the other side admits this consistently—

The PRESIDING OFFICER. The time of the Senator from Pennsylvania has expired.



Mr. SANTORUM. Can I have an additional 2 minutes?

Mr. NICKLES. I yield the Senator 2 additional minutes.

Mr. SANTORUM. I will just suggest 90 percent of the people in this program do not pay any Federal income taxes, and that when you have a program, as the Senator from Oklahoma I know is going to point out, that is fraudulent to the point of—the Senator from New Jersey said 13 percent. There are reports it is as high as 45 percent.

I know myself, I am waiting for my tax return to come back, and the reason the Internal Revenue gave me, in writing, why I am 2 months delayed in getting my tax return back is because they are having so many problems in trying to track down the fraud in the earned income tax credit provision of the Tax Code. This program has a lot of problems.

I want to get back to the original point the Senator made, how we have all these terrible provisions in the Tax Code that benefit corporate America. He points out, one, section 29, which has been eliminated, he supports programs like section 936.

It is funny, the Senator from New Jersey did not comment on the preferential tax provision for drug companies in New Jersey, and in fact supported that provision as recently as the last budget go-around when the Clinton administration cut that program back and there was an amendment on the floor of the Senate to eliminate that program, and the Senator from New Jersey refused to eliminate it.

Now, we can play this double standard. Because they do not have oil in New Jersey, they are against section 29; but if there are drug companies in New Jersey, they are not against section 936.

That is the demagoguery that goes on around here. We will point to corporate tax cuts, unless of course, the corporation is in your State.

Mr. BRADLEY. Would the Senator yield?

Mr. SANTORUM. I have been very generous in yielding.

Mr. BRADLEY. The Senator is wrong. In 1993 we cut that provision by 40 percent. If the Senator is arguing that we should cut every other corporate provision by 40 percent, his argument would be consistent. I do not think he is arguing that.

Mr. SANTORUM. Reclaiming my time, Mr. President.

The PRESIDING OFFICER. The additional 2 minutes has expired.

Mr. SANTORUM. Mr. President, 30 seconds, Mr. Chairman.

Mr. DOMENICI. I yield 1 additional minute.

Mr. SANTORUM. If we look at the amendment on the floor to eliminate section 936, the Senator from New Jersey voted against it. He voted to keep section 936 for drug companies, many of whom are based in New Jersey.

So we can look through the entire Tax Code. There are lots of provisions

in there that benefit specific industries, some of them for very good reasons, others not so good. To suggest that the entire Tax Code is one big loophole for corporate America belies the numbers. No. 1, where most of the tax expenditures are, in fact, for the earned income tax credit, health insurance, property taxes, local income taxes, and the home interest deduction.

I would just suggest, as the Senator from Oklahoma will talk about, this program has problems with fraud, is a very harsh program as far as work disincentive, and there is a lot of information out there how the folks in this program are, in fact, not full-time workers who are just above the poverty level, but in fact only part-time workers who get a subsidy.

I yield the floor.

Mr. BRADLEY. Mr. President, I find it ironic that the Senator from Pennsylvania is aggressively defending all the special interest provisions in the Tax Code, while at the same time he is for a flat tax.

How can the Senator be for a flat tax and want to eliminate all the special interest tax provisions.

I yield 5 minutes to the distinguished Senator from Louisiana.

Mr. BREAUX. I thank the Senator from New Jersey for yielding.

There is a great country and western song. I think country and western writers are some of the best philosophers that we will ever see in society. In one of the songs this guy is singing, he says, "After the breakup, she got the gold mine and I got the shaft."

If you are a working family in America that makes \$28,500 a year—which I would point out is most of the people in my State of Louisiana by a huge amount—you are getting ready to get the shaft; somebody else is going to get the gold mine.

Budgets are about priorities. There is no clearer priority than what we are talking about right now. What the budget that is pending says, "If you are a working family that works every day, works hard, pays your taxes, follows the law, and does what society tells you to do, you are getting ready to get the shaft."

We can argue about whether this is a tax cut or a tax increase, but the facts are very clear: What the budget proposal says, for a family that makes \$28,500 or less with two children in this country, that family is getting ready to have to pay a lot more to Uncle Sam. That family is getting ready to have to dig into their wallet at the end of the year and send money to Washington that they did not have to do last year because of this budget.

Now, somebody can say that is not a tax increase. But I must say, if a person has to pay more than they paid last year, that "ain't" fun. If a person has to pay more than they paid last year, call it anything, but that person is going to be hurt.

Now, we have heard people talk about what people said, and Senator

DOMENICI is on the floor, who talked about this program in the past. My predecessor in the U.S. Senate, Senator Russell Long, a person I have tremendous amount of respect for, says we have to start making work more attractive than welfare.

How many times have we heard speeches on the floor, "The problem is people don't work enough. We have too many people on welfare."

Ronald Reagan said this program, when it was passed, was "The best anti-poverty, the best profamily, the best job-creation measure to ever come out of the Congress."

Today, this budget says we are going to slash it, and we are going to give the shaft to the people of this country who are hard-working Americans who are trying to make ends meet, trying to send their kids to school, trying to make sure they do not go on welfare. We will make it a lot harder. That is one thing.

Again, budgets being about priorities, what are they doing with the money? It is one thing to cut people who work every day really hard and are barely making it, can barely afford to pay the rent, and say "We will take this money away from you, that we are trying to help you with," and we are going to try and give a tax cut to families that make up to \$200,000 a year—a tax cut of about \$5,000 over the next 5 years—and wealthy taxpayers earning up to \$350,000 get a tax cut of \$20,000 when all of their tax cuts are fully phased in.

Now, people say we do not want to get into class warfare. I am not talking about class warfare. I am talking about something called fairness. Is it fair to say to someone making \$28,000, "We will make you pay more," in order to say to people who make \$200,000, "You will pay less."

What are our priorities? Budgets are about priorities. It is one thing to say this program is not working exactly like it was supposed to. I would suggest it is. I would suggest the Senator from Pennsylvania who says that it only applies to offset income tax knows not of what he is speaking, because it is clearly not correct to say that. It is clearly not correct.

This program was expanded by a bipartisan effort, I would point out, to include not only income taxes. We know people making that amount of money do not pay a lot of income taxes. But we have increased a payroll tax five times. These people get hit with a payroll tax, get hit with a gasoline tax Congress passed, get hit with excise tax, and alcohol and tobacco and other products. All of these taxes can be used to offset the earned income tax credit, not just the income tax.

We know the figures, that a lot of the people do not pay income taxes, but everyone pays payroll taxes, excise taxes, gasoline taxes, and all the other things that get hit and keep them in the bowels of poverty.

Again, who is getting the shaft and who is getting the gold mine? I think it

is pretty clear that this suggestion says we will repeal any of the increases.

What else do they do with regard to this proposition? I think it is very important to know.

Here is what the proposal does: No. 1. It repeals the 1996 increase in deductions that people who are working and making 28,000 a year get. It repeals it outright. It also repeals the workers who do not have children, the credit that they would get.

Is it not fair to have people who do not have children to not be able to benefit in the program? In 1993 Congress added this section. In a bipartisan effort, under that credit, taxpayers without children would be eligible for some credit. This budget says they are out of here, forget them, we are not going to help them. I do not understand that. Well, you can say that is not a tax increase but, by golly, they are going to pay more money to the Federal Government. And I do not think it helps them or makes them feel better to say those people in Washington told me this was not a tax increase, but I am paying more money than the last time. How can that not be a tax increase? It definitely comes out of their back pocket at a time when Congress is saying: Get off the dole, go to work, support your family, follow the law and, by the way, we are going to make you pay more so we can give a tax cut to people making \$200,000 a year. Priorities. It is a question of priorities.

Now, I know some people are going to say, well, this program has increased so much and we have this huge increase, and it is just going out of control. Let me suggest that the growth rate is not explosive and it is not out of control. It is doing exactly what Congress intended it to do. It is growing because it was designed to grow because of expansions in the bill that were signed into law. The charts are going to show something that goes up like that. That is because Congress said, in a bipartisan manner, that in addition to income tax, we are going to cover things like payroll tax, which is the most regressive tax of all; we are going to cover the gas tax, which we have increased; the payroll tax, which is increased; the excise tax on products, which has increased several times. Of course, it has increased and it is starting to level off.

The PRESIDING OFFICER. Who yields time?

Mr. NICKLES. Mr. President, I rise in opposition to the amendment offered by my friends on the other side of the aisle because we need to restrain the growth of the earned-income tax credit. I want to make several comments, and I am going to insert several charts and figures into the RECORD.

I ask unanimous consent that at the conclusion of my statement, these charts be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

(See exhibit 1.)

Mr. NICKLES. Mr. President, my colleagues are certainly entitled to their own opinions, but they are not entitled to their own facts. The fact is that this program is growing rampantly out of control. It has been, without a doubt, the fastest growing entitlement program in Government. It is also probably the most fraudulent program we have in Government. I want to refute the statement I have heard almost all of my colleagues on the other side say—that this is a tax increase on the working poor. They are totally wrong.

The changes we are talking about making in the EITC program are not a tax increase on anyone. What we are doing is reducing the rate of growth of a program that is growing in cost by leaps and bounds. We are not talking about tax credits. We are talking about reducing the amount of checks that we are writing—outlays. This is a cash benefit program. Eighty percent of the money in this program is written in a check at the end of the year.

It is not a reduction in somebody's taxes. It is a payment; it is a negative income tax. In almost 99-plus percent of the cases, it is a check paid as a refund to people in a lump sum payment. These lump sum payments have been rising dramatically. My colleagues need to be aware of the exploding costs in this program. The numbers on this chart are what the Federal Government is actually spending. I will have this inserted into the RECORD so my colleagues can see it. The growth in this program is astronomical. I heard a couple colleagues saying Ronald Reagan and others were supporters of this program. Let us put their support in context.

In 1980, this program's outlays were \$1.4 billion. In 1986, they were \$1.5 billion. So in 5 or 6 years, the outlays almost had no increase. So it was very, very small, program. In 1986, we had some increases, and by 1990, this program's outlays were \$5.3 billion.

Mr. BRADLEY. Will the Senator yield?

Mr. NICKLES. I want to make a significant statement, and I will yield at a later time.

That is a pretty significant growth, from \$1 billion to \$5 billion. Look at this chart to see what happened since 1990, because now we are talking about a program that is going to be 30 billion dollars plus. Again, I am just talking about outlays, what the Federal Government is writing a check for. I am not talking about a tax credit that somebody has to reduce their taxes. I am talking about what the Government is writing the check for—outlays where the Government is writing a check.

These figures are exploding. In 1990, outlays were \$5 billion. In 1992, they doubled and went to \$10 billion. By 1995, the outlays went to \$20 billion, and they continue to escalate. In 1997, outlays for the EITC will be \$23.8 billion. Again, I will have these inserted into the RECORD. The growth rate for

the last several years in EITC outlays, beginning in 1990, was 14 percent, 55 percent, 22 percent, 21 percent, 42 percent in 1994, and 18 percent in 1995.

Those are increases in outlays where we are writing checks, not reducing someone's tax liability. Uncle Sam is writing a cash payment benefit. Again—this is 10 times the rate of growth of inflation over most of these years.

The cost of this program now exceeds the cost for Aid for Families with Dependent Children. We are going to talk about welfare reform very soon. Senator BRADLEY, myself, and others are going to be working on a welfare markup tomorrow. We will focus on AFDC because it has been the largest cash assistance program for welfare dependents. The EITC exceeds AFDC. It did not a couple years ago.

This chart maybe is a little more confusing, and thus needs explanation. You see the red, which is the outlays. The green here is the credit portion. So the total cost of this program, estimated by the year 2002, is going to be \$36.2 billion. That is an unbelievable explosion of a program that only cost a couple of billion dollars back in the late 1970's and even in the early 1980's. The total cost of the program in 1986 was \$2 billion. The total cost of the program in 1990 was \$6.9 billion. The total cost of the program in 1994 was \$21.8 billion. It tripled between 1990 and 1994—tripled; it went from less than \$7 billion to \$21.8 billion. By 1996, it goes up to \$28.4 billion. Again, the growth rate in the total cost of this program, outlays and credits, is astounding. In 1991, it went up 60 percent; in 1992, 17 percent; in 1993, 20 percent; in 1994, 40 percent; in 1995, 16 percent; and in 1996, 12 percent.

Now, the cost of the EITC is growing for a lot of different reasons. One, Congress has increased the amount of money people are eligible for. But I will give you some figures. The maximum credit in 1990 for two or more children was \$953. From 1976 through 1978, the maximum credit anybody could receive out of this program was \$400. In 1979, all the way through 1984, it was \$500. Then, in 1985 and 1986, it was \$550. Then it has increased substantially every year. In 1990, a person could receive \$953. So it basically doubled from 1979 to 1990—the maximum amount of credit that anybody could receive for two or more children.

Again, keep in mind that 99 percent of the people who file returns for this receive a lump sum payment. So \$1,000 is not a bad deal. More and more people found out about it and thought, hey, this is a pretty good deal. They can file an income tax return even though most of these people have income such that they are not going to pay any Federal income tax. Maybe they will pay some Social Security tax, but they will file a return and get \$953. Then more and more people became eligible. Congress increased eligibility and people became

aware that it could be very easily cheated.

The maximum amount went up dramatically. In 1995, it was \$1,511. It went up another 50 percent over that period of time. From \$953 in 1990; and in 1993, \$1,511. In 1994, Congress made some changes in a tax bill that not any Republican voted for. I do not remember anybody saying we are going to increase the maximum amount on the income tax credit from \$1,511 to \$2,528 in 1 year. The maximum tax credit went from \$1,511 to \$2,528. In 1995, the maximum tax credit is \$3,110. In a few years, we went from less than \$1,000 to \$3,110. It has tripled. No wonder the cost of this program is climbing up out of control. We went from a maximum credit for a family with two or more children of less than \$1,000 to \$3,000 in 5 years. You can see why there was an explosion in cost.

Unfortunately, there was also an explosion in fraud. For my colleagues to defend a program that has had this kind of fraud and error rate I think is unbelievable. I am just looking at a GAO study that was given to the Senate in March 1995. It says, "The most recent taxpayer compliance measurement program shows that about 42 percent of EIC recipients receive too large a credit and 32 percent were not able to show they were entitled to any credit."

Think of that, 32 percent of those surveyed could not show that they are entitled to receive any credit. One-third of the beneficiaries were not able to show that they were entitled to any credit? And we are expanding it on this kind of scale? People can receive \$3,100 and one-third could not even defend that they were entitled to receive it and 42 percent showed an error? Maybe some of those errors were small, maybe some of them were large, maybe some of them were intentional, maybe some of them were not, but about 34 percent of EIC paid out was awarded erroneously.

Mr. President, 34 percent was awarded erroneously? Wow, think of that. We are talking about a program that is bigger than AFDC, a program that is growing at this kind of rate, and it has that kind of fraud and error rate.

What are these radical Republican proposals that I keep hearing about that we are taxing working poor? That is false. I just totally deny that accusation. That irritates me. What we are trying to do is stem the tide of a program that is totally out of control. Republicans think we should control it. As my colleagues know, we are not passing tax law on the floor of the Senate. We are not rewriting the program. We are saying we have a program that is out of control and we ought to contain its growth.

Under the Republican package, let me mention, the total cost of this program grows from \$25 billion in 1995 to \$28 billion in 1996. It continues to grow about \$1 billion a year to \$32 billion by the year 2002. In other words, under the proposal we are suggesting to the Fi-

nance Committee, EITC would continue to grow, but it would grow about \$1 billion per year, a little over 3 or 4 percent per year, whereas under current law it continues to grow much faster than that.

Let me give a couple of specific examples. As I mentioned, right now under the earned-income tax credit, a person with two or more children is able to receive \$3,110. Under the plan that some of us are proposing, next year that person could receive \$3,119 and that figure would continue to increase every year so by the year 2000 a person with two or more children could receive \$3,560. So, again the maximum credit allowed would increase every single year. Granted, it will not increase as fast as provided under current law. A person could receive, again, lump sum payments under current law from \$3,110 in 1995 to over \$4,000 by the year 2000. We allow the increase to go from about \$3,110 in 1995 to \$3,560 by the year 2000. So we have smaller increases.

The current law says let us take it up to \$4,000. Again, keep in mind most people are receiving this as a lump sum payment. I think that is a great incentive for fraud. If you cheat on your tax return, not only do you reduce your taxes, which is what happens in most cases, but Uncle Sam is going to write you a check. Right now the check is \$3,110. We found a lot of fraud when people were getting just \$953. What are they going to do when they can get \$4,000? So we think we need to curb this abuse. We need to eliminate the fraud. We need to slow, not expand, this program. We did not even freeze the program. Maybe we should have.

A program this fraudulent probably should have been frozen. We did not do that. Actually, if you had frozen the program for 7 years I think you save \$50 billion. We did not do that. We just slowed the rate of growth. For my colleagues to insinuate that is a tax increase on the working poor, I beg to differ. I think that is totally false.

If we are ever, ever going to balance the budget, we have to curtail the growth of programs that are growing a lot more rapidly than inflation. I have already given the figures of the rapid cost of this program. We are trying to constrain it in our proposal. If we allow Uncle Sam to continue writing checks that grow from \$953 in 1990 to \$3,110 in 1995 to \$4,000 in 2000, this program will not be contained. These numbers will continue to climb off the charts and we will have deficit spending. Not only will we continue to have deficit spending but we are going to find that too many people are eligible for this program—I have read in one case where 30 to 40-some-odd percent of the District of Columbia is now eligible for this program.

You are going to continue to have rampant, rampant abuse, I am afraid, because the dollars are so large. And that would be a serious mistake. So I will send a second degree amendment

to the desk and ask for its immediate consideration.

I will postpone that. I yield the floor.

EXHIBIT 1

EARNED INCOME TAX CREDIT—TWO OR MORE CHILDREN

Table with columns: Year, Credit percent, Maximum credit, Min income for max credit, Max income for max credit, Zero credit income. Rows include Historical (1976-1995) and Current Law (1996-2000).

Table with columns: Year, Credit percent, Maximum credit, Min income for max credit, Max income for max credit, Zero credit income. Rows include Current Law (1996-2000).

Table with columns: Year, Credit percent, Maximum credit, Min income for max credit, Max income for max credit, Zero credit income. Rows include Senate GOP Proposals (1996-2000).

Provided by Senator Don Nickles, 05/18/95. Source: Joint Committee on Taxation.

EARNED INCOME TAX CREDIT—ONE CHILD

Table with columns: Year, Credit percent, Maximum credit, Min income for max credit, Max income for max credit, Phase-out income. Rows include Historical (1976-1995) and Current Law (1996-2000).

Table with columns: Year, Credit percent, Maximum credit, Min income for max credit, Max income for max credit, Phase-out income. Rows include Current Law (1996-2000).

Table with columns: Year, Credit percent, Maximum credit, Min income for max credit, Max income for max credit, Phase-out income. Rows include Senate GOP Proposals (1996-2000).

Provided by Senator Don Nickles, 05/18/95. Source: Joint Committee on Taxation.

IMPACT OF REFORMING THE EARNED INCOME TAX CREDIT

	1996	1997	1998	1999	2000	2001	2002	Total
EITC baseline (CBO) .....	28	30	31	32	34	35	36	226
EITC reforms .....	(0)	(3)	(3)	(3)	(4)	(4)	(4)	(21)

IMPACT OF REFORMING THE EARNED INCOME TAX CREDIT—Continued

	1996	1997	1998	1999	2000	2001	2002	Total
EITC baseline after reforms .....	28	26	28	29	30	31	32	204

Source: CBO and Senate Budget Committee majority staff (billions of dollars).

Provided by Senator Don Nickles, 05/18/95.

EARNED INCOME TAX CREDIT

Year	Total cost (billions)	Percent growth	Outlay cost (billions)	Percent growth	Revenue cost (billions)	Percent growth	Number of family beneficiaries	Percent growth	Average credit	Percent growth
1975	1.3		0.9		0.4		6,215,000		\$201	
1976	1.3	4	0.9	-1	0.4	16	6,473,000	4	200	0
1977	1.1	-13	0.9	-1	0.2	-39	5,627,000	-13	200	0
1978	1.0	-7	0.8	-9	0.2	0	5,192,000	-8	202	1
1979	2.1	96	1.4	74	0.7	166	7,135,000	37	288	43
1980	2.0	-3	1.4	-2	0.6	-6	6,954,000	-3	286	-1
1981	1.9	-4	1.3	-7	0.6	3	6,717,000	-3	285	0
1982	1.8	-7	1.2	-4	0.6	-13	6,395,000	-5	278	-2
1983	1.8	1	1.3	5	0.5	-8	7,368,000	15	224	-19
1984	1.6	-9	1.2	-10	0.5	-6	6,376,000	-13	257	15
1985	2.1	27	1.5	29	0.6	24	7,432,000	17	281	9
1986	2.0	-4	1.5	-1	0.5	-10	7,156,000	-4	281	0
1987	3.9	96	2.9	98	1.0	89	8,738,000	22	450	60
1988	5.9	50	4.3	45	1.6	64	11,148,000	28	529	18
1989	6.6	12	4.6	9	2.0	20	11,696,000	5	564	7
1990	6.9	5	5.3	14	1.6	-17	12,612,000	8	549	-3
1991	11.1	60	8.2	55	2.9	78	13,700,000	9	813	48
1992	13.0	17	10.0	22	3.0	3	14,100,000	3	924	14
1993	15.6	20	12.1	21	3.5	17	15,200,000	8	1,027	11
1994	21.8	40	17.2	42	4.6	31	19,500,000	28	1,118	9
1995	25.3	16	20.3	18	5.0	9	19,800,000	2	1,283	15
1996	28.4	12	22.9	13	5.5	10	20,200,000	2	1,407	10
1997	29.6	4	23.8	4	5.8	5	20,400,000	1	1,452	3
1998	30.9	4	24.9	5	6.0	3	20,600,000	1	1,501	3
1999	32.2	4	26.0	4	6.2	3	20,800,000	1	1,548	3
2000	33.5	4	27.0	4	6.5	5	21,000,000	1	1,593	3
2001	34.8	4	28.0	4	6.8	5	21,200,000	1	1,639	3
2002	36.2	4	29.1	4	7.1	4	21,400,000	1	1,687	3

Provided by Senator Don Nickles, 05/18/95.  
Source: CBO.

Mr. LEAHY. Mr. President, I rise in strong support for the amendment offered by the distinguished Senator from New Jersey. This amendment makes sense. It restores \$21 billion in cuts over the next 7 years in the earned income tax credit in the Senate Republican budget resolution. Like their cuts in Medicare and education, the Republican's cuts in this tax credit are shortsighted and wrong.

At a time when many working Americans are struggling to make ends meet, the Senate Republican budget plan would hike taxes on low-income workers by as much as \$350 a year. It would repeal the final phase of the earned income tax credit expansion enacted as part of the 1993 budget act, and it would repeal the earned income tax credit for workers without a child.

I do not understand the desire to cut the earned income tax credit. Ronald Reagan, a President that I did not always agree with, had it right when it came to the earned income tax credit. President Reagan called the earned income tax credit: "the best antipoverty, the best pro-family, the best job-creation measure to come out of Congress."

President Reagan was right. This tax credit does reward low-income Americans for working. It makes a huge difference for families struggling to pay the rent and buy food for their kids.

The tax credit is available to low-income workers only. If you do not work, you do not get the credit. The credit starts phasing out at \$11,000 for families with children and at \$5,000 for workers without children. It ends for families with two children at \$25,296,

families with one child at \$23,755, and workers with no children at \$9,000.

In my home State of Vermont, the earned income tax credit has been a big success making work pay for low-income workers.

In 1993, 25,279 working Vermonters benefited from the earned income tax credit. Under the Senate Republican budget resolution, however, the earned income tax credit in Vermont would be cut by \$29 million over the next 7 years. The Treasury Department estimates this cut would increase taxes on 20,156 working Vermonters by an average of \$1,433 per taxpayer over the next 7 years.

Some of my colleagues on the other side of the aisle claim that these cuts are necessary because of some fraudulent claims involving the earned income tax credit. But that argument is more than a little disingenuous.

An IRS study has found some error rates in the credit, but the Clinton administration has responded aggressively to address this problem. Specifically, the administration has developed 12 measures to ensure simplicity and verifiability of the earned income tax credit. And the IRS is now matching social security numbers with tax returns to further verify credit takers.

The Senate Republican budget resolution, however, contains only one of the administration's antifraud proposals. Instead of adopting the administration's antifraud proposals or other antifraud measures, this budget resolution simply cuts the tax credit. In fact, this budget resolution cuts the earned income tax credit by \$21 billion over the next 7 years because it's a quick way to collect budget-cutting dollars

at the expense of a constituency that rarely votes—the working poor.

Cutting the earned income tax credit and raising taxes on the working poor is exactly the wrong thing to do now. Unfortunately, we are suffering through an era of stagnant wage growth. Just last month, the Department of Labor reported that median weekly earnings of nonsupervisory workers rose just 1.9 percent over the past year. While at the same time, consumer prices rose 2.8 percent.

And last year just continued the losing trend of the 1980's. During the 1980's, the gap between the rich and poor grew faster in the United States than anywhere else in the Western world. According to an April 1995 study by Prof. Edward Wolff of New York University, three-quarters of the income gains during the 1980's and 100 percent of the increased wealth went to the top 20 percent of families. The remaining 80 percent of U.S. families lost in real wage power.

Workers are treading water or worse against the rising tide of inflation. Now is not the time to cut a tax credit that rewards the poor for working. Instead, I urge my colleagues to support this amendment to restore the earned income tax credit.

Mr. KOHL. Mr. President, I rise in support of the amendment offered by Senator BRADLEY to restore funding for the earned income tax credit. The Bradley amendment would restore the EITC by redirecting \$16.9 billion of the proposed \$170 billion budget surplus to working lower income Americans. Simply stated, the Bradley amendment offers a clear choice to the Members of this body: We can impose a \$16.9 billion

tax increase on working Americans or we can ask well-to-do people to bear some portion of the economic sacrifice necessary to restore our Nation's economic vitality.

Mr. President, tax expenditures are one of the fastest growing items in the Federal budget. Over the next 7 years, the U.S. Government will spend in excess of \$4 trillion—that's right, trillion—on tax writeoffs, loopholes, and hidden breaks. And while there are some tax expenditures that help middle- and lower-income Americans, most of our tax expenditures end up benefiting the upper end of the economic ladder.

The budget before us today does not touch tax benefits for the wealthy and powerful. We all know that situation exists because the special interests that benefit from our current tax scheme have both the resources and ability to protect their advantages. On the other hand, Americans who rely on the EITC are too busy working—or worrying about their children's health or education—or struggling to make ends meet in these challenging and difficult times—to know that the Congress is about to hit them with a hidden tax increase. Because that is just what a reduction in the EITC is—a tax increase.

Mr. President, the EITC provides a tangible economic incentive to lower income Americans to work for a living. In my own State of Wisconsin, 2,294,126 returns were filed for the 1993 tax year. Of this total, 189,831 returns contained earned income tax credit refunds, and a total of \$182,548,000 in EITC refunds were paid to Wisconsin citizens. The average refund in Wisconsin was \$961.63. Now that might not sound like a lot of money to some people from other parts of the country—or even to some in this Chamber. But make no mistake about it, to the Wisconsin taxpayers who qualified for those refunds, they made the difference between work and welfare; between hard work and a hand-out; and between self-worth and self-doubt.

Mr. President, I also recognize that few things in this world are perfect, and that includes the earned income tax credit. As a number of my colleagues have correctly observed, there are deficiencies in the current administration of this credit. In particular, Senators have identified problems associated with electronically filed tax returns that contain EITC claims. And while there is some disagreement over the severity of the problems, it is clear to all concerned that remedial action is required. The choice that we face today is whether we will retain the EITC and effect bipartisan reforms or whether we will drastically reduce one of the few tax expenditures that helps working class Americans.

I would urge my colleagues to continue the bipartisan approach that has been the hallmark of the EITC. My colleagues may recall that Presidents Reagan and Bush worked with Demo-

cratic Congresses to develop and expand the EITC. I hope that this Congress will continue that bipartisan spirit.

Mr. President, we are at an important crossroad in our history. We in Government have finally heard the message of the American people: That it is time to put our fiscal house in order. We must now decide whether we share the burdens that confront us equally or whether we exacerbate the growing disparities that exist within our society. I believe that the Bradley amendment is a step in the right direction. Senator BRADLEY'S amendment is a fair and reasonable proposal that helps working Americans. I therefore urge my colleagues—on both sides of the aisle—to support his amendment. I yield back the balance of my time.

Mr. ROCKEFELLER. Mr. President, I rise in strong support of the earned income tax credit [EITC], and Senator BRADLEY'S amendment to rescue one of this country's clearest incentives and rewards for hard-working families.

We are forced to offer this amendment to fix one of the worst parts of the budget offered by the other side of the aisle. Believe it or not, the architects of this budget are trying to cancel tax relief for the families in this country struggling every day to make ends meet so the funds—\$21 billion in all—can be redirected to households and corporations in the upper tiers.

They justify their attack on tax relief for working families by claiming that the credit—the EITC—is growing out of control. That is totally misleading, and deliberately so. Yes, the EITC is growing. That's because an economic and deficit reduction plan enacted in 1993 included an initiative to increase this tax credit for very logical reasons. There is nothing to hide or apologize for. Those of us who voted for that budget, with \$600 billion in deficit reduction and many cuts in spending, put our priority on hard working Americans who are working to make ends meet and raise their children. We wanted the EITC to grow because of its fundamental role in helping parents who are teetering on the economic edge to be able to choose work over welfare, independence over dependence, dignity over the indignities of the welfare system.

I am proud of my vote to expand the EITC because it is needed tax relief for more than 100,000 West Virginia families. That may be another statistic, but it stands for real people and families across my State working as hard as they can to make it each day.

The McCumbers of Frametown, WV, count on the EITC to make ends meet. She works full-time as a receptionist at the Mountaineer Food Bank, and her husband works full-time as a maintenance worker. They have two children, ages 8 and 10. For the past 4 years, the McCumbers have gotten tax relief thanks to the EITC. And let me tell you how they used that money. Three years ago, their EITC helped them

make a down payment on a home. They also have used it to pay property taxes and homeowners insurance. Another year, it covered glasses for their daughter, and a new bed for their son. The McCumbers family is like many of our neighbors next door. Parents who work hard, but struggle to pay the bills each month.

Let me tell you about another West Virginia family that relies on the EITC—the Helmicks of New Milton. He works full-time driving a truck for Mountain View Construction. She is a full-time homemaker caring for six children, ranging in age from their 15-year-old twins to a 4-year old. The first time this family used the EITC was when the twins were born and they needed extra baby furniture and twice as many supplies. Over the years, the EITC has helped the family buy a used truck to ensure Mr. Helmick had reliable transportation for work. It has helped them paint their home, put a concrete floor in their basement, and even put up a home basketball court so they could keep their teenagers close to home.

Hard working families like the McCumbers and the Helmicks deserve our admiration and support. We should not pull the rug out from under them and their children by eliminating the tax relief promised to them. And we certainly should not take tax relief away from hard working people who are struggling in order to give a bonus to wealthy Americans. That's what this budget resolution proposes to do, believe it or not. That's why we should pass the Bradley amendment, and reject an idea as dumb and unfair as robbing struggling families to give something more to the well off.

If the proponents of the Republican budget get their way on the EITC, it will mean that more than 80,000 West Virginia families will lose about \$1,494 over the next 7 years that they would have gotten for playing by the rules and doing something called work. That would renege on a promise to 12 million families in West Virginia and across our country.

I urge my colleague to support the Bradley amendment and the men and women who work hard every day, struggling to provide for themselves and their children.

The other side wants to focus on all the excuses for backing away from a policy of rewarding work and discouraging welfare. They talk about error rates, fraud, other problems. Where these problems need to be fixed, let's fix them. Let's not hide behind excuses to walk away from families who deserve every reward possible in a country that says it values work and children above all. The McCumbers and the Helmicks are my guidepost in this debate. They should serve as a reminder to every one of my colleagues that a growing EITC is exactly where our priorities should be.

OPPOSING CUTS TO THE EARNED INCOME TAX CREDIT AND THE REPEAL OF THE DAVIS-BACON ACT

Mr. AKAKA. Mr. President, as we continue to debate the budget resolution, I am concerned about Republican spending proposals that will balance the budget on the backs of children, middle-class families, the working poor, and the Nation's veterans. The more I study it, the more I realize that the majority's budget resolution will be a very bitter pill for hard-working American families to swallow. The budget resolution preserves special interest tax loopholes and other forms of corporate welfare. The wealthy will continue to receive billions of dollars in tax breaks and the proposed budget promises an additional \$175 billion in future tax relief.

The most troubling feature of the Republican budget proposal is the \$21 billion cut in the earned income tax credit. During the past decade, working families suffered a slow, steady erosion in their standard of living. Families simply had to work harder and longer to make ends meet. Despite their hard work and long hours, the number of working poor families and individuals living at or below the poverty line continues to grow.

The most effective way to improve the economic well-being of the middle class and working poor is to promote policies that reward work and lessen dependency. That is why the earned income tax credit was established. The earned income tax credit helps parents in low-income families remain in the work force. It also acts as a safety net for middle-class families confronted with a sudden loss of income.

Despite long-standing bipartisan support for policies that make work pay, the majority budget resolution would cut the earned income tax credit by \$21 billion over 7 years. Congress recently expanded the earned income tax credit to lift a family of four with a full-time working parent to a level at least equal to the poverty line. The Republican budget proposal abandons this policy. Their proposed cut in the earned income tax credit would increase Federal income taxes on millions of low-income working families with children. Under the majority proposal, the Treasury Department estimates that 7.8 million working families with more than one child will see their earned income tax credit reduced by \$270. A working family with two children earning \$20,000 would see a \$290 reduction in their credit.

Mr. President, only \$1 billion of this \$21 billion cut would result from the adoption of the Clinton administration proposal to deny the earned income tax credit to undocumented workers and implement procedures to reduce errors and fraud in the program. The remaining \$20 billion cut represents a tax increase for millions of working families, many of which live just above the poverty level. Why raise taxes on individuals who are struggling to work, make

ends meet, and avoid welfare? What message are we sending to America's working men and women? The last thing we need is a budget that raises the income taxes on Americans who are committed to work, rather than collecting welfare.

To add insult to injury, the Republican budget proposal cuts job training assistance by 25 percent. This cut will make it more difficult for our youth and adults to receive the technical training and job assistance necessary to gain employment in a technology-driven, global marketplace. Without job training and education programs, displaced, first-time, and entry-level workers will be relegated to low-wage, low-skill service sector jobs with no chance for economic or educational advancement. Has any consideration been given to the impact of a 25-percent cut in job education and training on long-term productivity and prosperity or on blue-collar families and their communities? I don't think so. These cuts will deprive workers of educational opportunities which could increase their earning power and productivity, along with the productivity and prosperity of businesses and the country. A rising tide lifts all boats, but only if the boats are seaworthy.

Mr. President, the budget plan also calls for the repeal of the Davis-Bacon Act. Repeal of Davis-Bacon would jeopardize the provision of fair, prevailing wages and labor standards on construction projects. For over six decades, the Davis-Bacon Act has assured local construction workers and contractors a fair opportunity to bid competitively on Federal construction projects. I believe dismantling the act would adversely impact local workers and contractors, and as a consequence, reduce the quality of construction on Federal projects.

In addition, Davis-Bacon ensures that workers on low-skill, low-wage jobs can participate in training programs to improve their skills and qualifications for better paying positions. Repeal of the law would remove most incentives for contractors to provide these workers such training opportunities.

Programs and agencies that promote safe and healthy working conditions and procedures also face drastic cuts. The Occupational Health and Safety Administration and other workplace safety agencies face a 50-percent reduction in funds which are necessary to ensure a safe working environment for working men and women.

Mr. President, the Republican budget dismantles the safety net for millions of working Americans and eliminates or cuts programs that are investments for a brighter, more competitive, and prosperous future for American families and our country. It is nothing more than a promise of a golden parachute for our wealthy.

TARGETING THE POOR UNDER THE GOP BUDGET RESOLUTION

Mr. BYRD. Mr. President, the Senate, in debate on the Fiscal Year 1996

Concurrent Resolution on the Budget, is in the process of considering many necessary spending reductions to achieve a balanced budget by the year 2002. There is a consensus in the Senate—on both sides of the aisle—on the need to balance the budget, and this Senator is committed to eliminating the Federal deficit. However, as expected, there exists much less unanimity on the appropriate spending cuts for reaching the goal of a balanced budget.

As approved by the Budget Committee, the Budget Resolution would reduce funding for the earned income tax credit (EITC) by \$21 billion over the next 7 years. Senator BRADLEY has proposed an amendment to the Budget Resolution that would restore \$16.9 billion in funding for the EITC. Senator BRADLEY would fund this restoration of the EITC with money earmarked by the Budget Committee for a future tax cut. In essence, Senator BRADLEY's amendment seeks to repeal a tax increase on America's working, low-income families by reducing a future tax cut that—if similar to the House-passed tax-cut measure—would primarily benefit upper-income families. A future tax cut is promised in the Budget Resolution if the "fiscal dividend" from deficit reduction is scored by the Congressional Budget Office.

Mr. President, it is important that the Senate consider the primary beneficiaries of the EITC, which is a refundable Federal income tax credit created in 1975 to supplement the earnings of low-income workers. The EITC primarily benefits low-income, working families—those with incomes below \$28,000—with one or more children. In light of the upcoming debate on welfare reform, can we in the United States Senate expect to provide viable alternatives for families receiving welfare benefits if we do not reward work for low-income families? The EITC does exactly that. It rewards work.

Critics of the EITC have pointed out that the program is subject to fraud and that it is too expensive. In response to these and other concerns, President Clinton included two legislative proposals in his Fiscal Year 1996 Budget that seek to reduce the cost of the EITC. First, the President proposed denying the tax credit to otherwise eligible recipients if they have substantial investment income. Earlier this year, the Senate approved and the President signed legislation (Public Law 104-7) that addressed this problem. Secondly, the President proposed requiring a valid Social Security number for all EITC recipients. The Budget Resolution includes the President's proposal and I support it. I do not support, however, the tradeoff proposed in the Budget Resolution that cuts the EITC over the next 7 years to pay for a future tax reduction for the wealthiest

in our society. It is interesting, even tendentious, that the only tax expenditure targeted by the Republican Budget Resolution is a program that benefits our Nation's low-income, working families. The Joint Committee on Taxation estimates the total cost of the more than 120 tax expenditures to be \$453.0 billion for Fiscal Year 1995. The EITC, by comparison, will cost approximately \$18.6 billion this year.

Mr. President, the Administration has estimated that a total of 12,200,000 working taxpayers in the United States receive benefits from the EITC. In West Virginia alone, an estimated 101,229 families received approximately \$99,323,000 in EITC benefits in 1994. That represents 14.6 percent of all West Virginia tax filers. As an elected representative of the people of West Virginia, I support the Bradley amendment because it seeks to repeal the effective tax increase on low-income working families by reducing the Republican-promised tax cut for the wealthiest in our society.

The PRESIDING OFFICER. Who yields the floor?

Mr. BRADLEY. Mr. President, how much time is remaining on my time?

The PRESIDING OFFICER. The Senator has 12 minutes.

Mr. BRADLEY. Mr. President, I yield 7 minutes to the distinguished Senator from Nevada.

The PRESIDING OFFICER. The Senator from Nevada is recognized for 7 minutes.

Mr. REID. Mr. President, the Budget Committee's mark would in effect raise taxes by some \$21 billion for people who make less than \$28,000 a year. That is a fact. About 7.8 million people who would benefit from this program, and their children, would be affected. Families with two or more children would be the hardest hit by the proposal that is coming from the other side of the aisle. Under the Budget Committee mark that we received, this would result in a tax increase for over 12 million Americans.

As the senior Senator of Nevada, I am concerned what effect this tax increase would have on the State of Nevada. The increase in taxes would affect almost 100,000 people who live in the State of Nevada. Nevada is a State whose large numbers of people are employed in the service industry. It would have a tremendous impact on them.

Over the next 7 years, these families in Nevada can expect to pay over \$100 billion more in taxes because of this policy. This results in a tax of about \$1,500 more per family. It would increase the taxes of families with children, it would result in a dramatic increase in annual taxes of \$250.

This tax increase is being carried out for one purpose. That is to produce the crown jewel in the so called Contract With America. An enormous tax break for the wealthiest of this country courtesy of an enormous tax increase on working Americans.

In the budget proposal we are now debating, the tax cut is camouflaged. In

fact, it took the press a few days to pick up the fact that there was a \$170 billion earmark in this budget proposal that could only go to the Finance Committee and could only be used for tax cuts. This is not a fiscally sensible policy and it is not morally right either.

There has been some talk about fraud. It is really too bad we are talking about fraud as it relates to the poorest people who benefit from our tax policies. Why are we picking on people who are working, making under \$28,000 a year?

I think we should make sure there is no fraud or abuse in this program. There is no question about it. But why do we not look at some of the other problems we have. They are too numerous to mention, but let me talk about 73 percent of foreign corporations who do business in America that pay no taxes—none. We are losing tens of billions of dollars a year because they are not paying their fair share. Why do we not talk about doing something about that?

I think it is important we talk about policies and how they affect individual human beings. We talk about numbers but they become just statistics. What would this do to people in the State of Nevada? Let us take, for example, a woman by the name of Denise Mayfield. She is a single mother with four children. She lives in Las Vegas. She began working at a program called Head Start in Las Vegas in 1985 as a teacher's aid at the lowest possible salary, minimum wage.

She is now director of that program. Before she worked at Head Start she worked at the YWCA, and received welfare—Aid to Families With Dependent Children. This year, 1994, she received an earned-income tax credit of \$1,530.

She used this money to buy a washing machine for her family and clothes for her four children. That does not sound too unreasonable to me.

Kanna White is a single mother, has one daughter, and also lives in Las Vegas, is going to school, has a full-time job, and she is working toward a degree in child development. She received \$1,000 this year in earned income. She is using some of this money to pay for summer day care services. This earned income allows her to pay her bills on time and to do things that her daughter can now do that other families take for granted.

Kyle Estrada lives in Henderson, NV, and has three young children. She teaches parenting skills and job preparation skills at the Head Start Program. She has health coverage for herself, but like many Americans, is underinsured. She has no insurance for her children. She has three. She received a \$1,300 earned income tax credit in 1994. She has used this money to cover her rent. This program, she said, has kept her off welfare. How much money did she get from the earned income tax credit? She got \$1300. She would get this much perhaps in 2 months if she went on AFDC. But she

chose to continue working, like millions of Americans have done and thousands of Nevadans have done—to continue working rather than going on welfare. That was the purpose of this program. It is working well.

I conclude by saying that these three people are just a few of the thousands in Nevada of hard-working people who would rather work and support their families than go on welfare.

This is an example of three people in Nevada who are representative of tens of millions of people in America who are now working instead of being on welfare. We need to continue this program.

For me, this illustration represents the difference of philosophy between this side of the aisle and those on the other side of the aisle. We do not live in a Darwinian society. We cannot expect all Americans to succeed and make millions, like Bill Gates in the computer business or Forrest Mars in the candy business. They are good, there is no question about it. I applaud them for being entrepreneurial billionaires. But they were also a little lucky. Not everyone can be like them. We cannot expect everyone to be like Bill Gates or Forrest Mars. But we can expect everybody to continue to try.

That is what earned income is all about. On the other side of the aisle, they lecture about the need to eliminate handouts. What we do is do something to eliminate handouts.

Mr. President, earned income reflects the Democratic philosophy because it involves giving a hand-up, not a hand out.

It is unfair to raise taxes on 12 million hard-working Americans, and that is what this budget proposal would do.

I think this amendment should be adopted in a bipartisan fashion.

Mr. BRADLEY. Mr. President, how much time remains?

The PRESIDING OFFICER. The Senator from New Jersey has 4½ minutes left.

Mr. BRADLEY. I ask the distinguished Senator from Oklahoma, is it his intention to offer the amendment at the conclusion of all time on this amendment?

Mr. NICKLES. The Senator is correct.

Mr. BRADLEY. At which point there would be, under the rules, an hour of debate on the second-degree amendment; is that correct?

The PRESIDING OFFICER (Mr. INHOFE). That is correct.

Mr. BRADLEY. It does pertain to the earned income tax credit?

Mr. NICKLES. That is correct.

Mr. BRADLEY. Mr. President, other speakers will be able to speak in that half hour. I would simply like to make a few points in the remaining minutes we have before this amendment will come to the point of second degree.

First, the argument that we are having is that there is an explosion in this program, that this program has exploded, says the opponent of this

amendment. Do you know why it has exploded? It has exploded because in 1975, if you earned over \$8,000, you could not get this benefit. You could not get any tax relief from this. Now you can earn up to \$28,000. There are millions more Americans that are now eligible for this tax cut. There are millions of Americans eligible for the tax cut. And, indeed, we have broadened it, as the distinguished Senator from Oklahoma has pointed out, from a few hundred dollars in the mid-1980's to \$2,500 today, heading up to \$3,000.

So it is a bigger tax cut. So lo and behold, a ray of insight, a stroke of wisdom; if you give a bigger tax cut to more people, it will cost more money. That is the explosion that the Senator is talking about. I thought giving tax cuts was a good idea. That is all we have heard from the other side. We want a tax cut, a tax cut, a tax cut. Here is a tax cut. But no. For families earning under \$28,000 a year, we want a tax increase. Oh no, no, no, they say. They do not pay any income tax.

Just for the record, 48 percent of the people who receive the earned income credit with children pay income tax; just for the record, the facts. But that is not the point. The point is the earned income credit is meant to offset not only income tax but other taxes, such as Social Security tax, and also the loss of certain benefits as you earn more money so that you are not pushed farther down the ladder.

So the fact of the matter is that this is a significant tax cut. It offsets not only income tax, if you pay income tax, and 48 percent of the families with children who are eligible for this do, but it offsets the Social Security tax. That is the cruelest tax on families, and it offsets the loss of certain benefits as you earn more income going up the scale.

So there is no dispute that under the proposal before us on the other side, that families earning under \$28,000 a year will pay more in taxes. They will pay more on the Social Security taxes that they do not have offset with this, or they will pay more in income taxes.

Let us make a point about the Senator's data. "Oh, what a terrible error rate; oh, what a terrible fraud, a waste." Of course, all of his numbers are from 1988. Well, a few things have happened since 1988 that tightened this program up. In fact, many things have happened since 1988.

For example, we repealed the supplemental credit for health insurance. We repealed the supplemental credit for children under the age of 1. We denied it to nonresident aliens. We denied it to anybody who is a prisoner. We required a taxpayer identification number. The Department of Defense is required to report both the IRS and the military personnel nontaxable earned income credit paid.

We also said if you have investment income over \$2,500 you do not get it. We said that now you have to have a Social Security number provided for

children, as well as adults, and on and on.

We have made major steps to correct this. This is not the time to increase taxes on working families.

I am really surprised that that is the position, inconsistent as it is with the espousal of the other insight.

The PRESIDING OFFICER. All of the time of the proponents has expired.

Mr. NICKLES. Mr. President, how much time remains?

The PRESIDING OFFICER. There are 31 minutes remaining.

Mr. NICKLES. It will be my intention to yield the balance of my time as soon as we have our amendment ready.

I continue to hear the proponents of this amendment say that our efforts to reduce the growth rate of EITC is a tax increase on working poor. I want to say that is flatly wrong. Eighty percent of the money in this program is going to people in lump sum, cash payments.

My friend from Nevada gave some excellent examples of people who qualified for the credit. I heard him say that one person received \$1,000, and another received \$1,200. Under the assumptions in this budget resolution, they could receive more than they received last year.

Let me repeat that. Under our proposal, they could receive more than they received last year. No one's payment, if they received an earned income tax credit and their income was the same, would be less. We did not roll back the program. We did not lower the credit or income eligibility amounts.

Again, here are the growth rates of this program, and it has exploded. For its first 10 years, the EITC cost less than \$2 or \$3 billion. Now the program has outlays of over \$20 billion in the last few years. Even under our proposal, it continues to increase about \$1 billion per year.

Granted, that is about a 3-percent growth instead of a growth rate that was at 20 and 40 and 55 and 60 percent. So it grows a lot more slowly.

I am putting all these tables into the RECORD. People right now, in 1995, can receive a \$3,110 lump sum; 99 percent of the people who qualify for this receive the benefit in a lump sum.

Now, my colleagues call this a tax increase, even though next year we would give them slightly more \$3,110. We say next year the maximum amount under our proposal would be more than that but it would be only slightly more than that. My colleagues on the other side say, well, wait a minute, next year we want to increase that to \$3,500, and in a few years we want to take it to \$4,000. We are saying that, no, we are going to be more conservative; we are going to increase it to \$3,560. So instead of giving somebody \$4,000, we are going to say we will give you \$3,560. Every year we are going to give you more than last year under our proposal, but our colleagues are calling this a tax increase.

I disagree. The handouts will be a little less. The cash payments will be a

little less under our proposal. They will be more than last year, but they will not continue to grow at this unaffordable rate. We cannot afford this. Our Government cannot afford it.

And again I was surprised to find that the cost of this program now exceeds the Aid to Families with Dependent Children, the largest cash welfare benefit program in our Nation's history.

The earned-income tax credit is a great name, but it does not fit this program. This is a negative income tax program. I have heard my colleagues say this affects anybody who makes under \$26,000—I will put tables in the RECORD on this subject. In 1995, the figure is \$26,673. That is the maximum amount of income you can make and still receive some EITC. But that figure increases. Under current law, by the year 2000, you can receive EITC if you make up to \$32,596. Under the so-called radical assumptions in this budget, you can receive EITC if you make up to \$31,656.

So the EITC still goes to the same people, but we just have just slowed the growth of the maximum credit amount.

What we have done, in my opinion, is respond to the studies of GAO. I heard my colleague say it was an old study. The IRS in 1994, in a 2-week study on electronic returns, said that 29 percent of those audited received too much earned income credit. That is a total of \$358 million. They said 13 percent were judged to have intentional errors, outright fraud. That was \$183 million.

That was just a short, little 2-week study. In 1988, another tax compliance measure showed that 42 percent of EITC recipients received too large a credit and 32 percent were not able to show they were entitled to any credit. That was when the program was much smaller, and that was when the incentives to cheat were much less. Now we have tripled the amount of money that individuals can receive. Now people have found out that you can get a big check if you make \$12,000—and it does not make any difference if you made \$12,000 working 40 hours a week or if you made \$12,000 working 100 hours a year. Maybe for some reason you are working part time, whatever. You can qualify for this benefit and be able to receive \$3,110 dollars. And when people find that out, there is a lot of incentive to cheat a little bit. In the past people cheated to reduce their tax liability, and now we find that people have other incentives; if you cheat a little bit now, we are going to give you a check, and the check is not just a few hundred dollars as this program used to be. It is not just \$953 as it was in 1990. Now it is \$3,110 and growing to \$4,068.

We think that is too rapid a growth. We think this program is too fraudulent. We think we should curtail the growth of that program. I tell my colleague from New Jersey, I will share with him a copy of the second-degree amendment I have. We are trying to



make sure it conforms with his amendment, and I will give that to him in just a moment.

I reserve the remainder of my time.

I suggest the absence of a quorum.

Mr. DOMENICI addressed the Chair.

The PRESIDING OFFICER. The Senator from New Mexico.

Mr. DOMENICI. Will the Senator withhold the request?

How much time remains?

Mr. NICKLES. I withhold.

Mr. DOMENICI. I reclaim the time on our side.

The PRESIDING OFFICER. The Senator has 24 minutes 10 seconds.

Mr. DOMENICI. Mr. President, let me just recap and then I would like a quorum call charged to our side where I can talk with Senator NICKLES for a minute.

Mr. BRADLEY. Will the Senator yield just for a question?

Mr. DOMENICI. Sure.

Mr. BRADLEY. If the Senator still has time that will be unused, I have people on my side who do want to use time, and while Senators are in conference, does the Senator mind if they speak?

Mr. DOMENICI. Mr. President, I say to the Senator, I do not think I can do that because we are running up against a real shortage of overall time to get a lot of amendments in. We both get charged 50–50, or we benefit 50–50 on that time. I do not get the benefit of the whole 20 minutes. That side gets 10 of it in the overall, but I do not think I would do that yet.

Mr. EXON. Will the Senator yield?

Mr. DOMENICI. Yes.

Mr. EXON. Following up on this, it is pretty obvious we are coming down to crunch time. I am just going to make the suggestion now without asking for any commitment now of the chairman of the Budget Committee. It seems to me that after the Gramm amendment is offered, which I understand will be the next one up—and I am not trying to limit debate on that—I would suggest that we at least consider getting a unanimous-consent agreement on both sides that after the Gramm amendment all amendments to follow would be limited to some timeframe, I do not know, half an hour, 15 minutes, equally divided, or something of that nature, and possibly eliminate second-degree amendments. Otherwise, we are going to run into a real train wreck tomorrow about noon.

I just make the suggestion if we could consider contemplating after the Gramm amendment to enter into a unanimous-consent agreement on all amendments that would follow.

Mr. DOMENICI. Mr. President, in the Senator's usual way of helping things along, the Senator has made a good suggestion. Clearly, I cannot agree to that at this point.

Mr. EXON. I cannot either. I have not cleared it on this side. But we have to provide some leadership if we are going to allow any time at all to the whole stack of amendments that the Senator and I know are waiting on each side.

Mr. DOMENICI. The Senator asked that we contemplate it and we will contemplate it.

Mr. EXON. I thank the Senator.

Mr. DOMENICI. We are spending a little time, Mr. President, incidentally, trying to find out what the President's plan is. I saw in the paper today he may have a plan. I have never heard of it until I read it in the Post today. I do not expect any Democrat on the Senator's side has seen it yet. But in any event, we are working a little bit here to see if we can find out what that might be.

I just would like to recap this argument and then I will yield the time back to Senator NICKLES after a brief discussion with him.

Let me talk about this earned income tax credit this way. We would seek to return the earned income tax credit—that is the name it is given so that is the name I will use—to its original intention. Its original intention was that it should go to families with children, so it was not just an earned income tax credit. It was a family earned income tax credit. We return it to that: working families are entitled to this tax rebate in some cases or this check from the Federal Government in most cases.

The concept was a good one. It still is a good one. We have expanded it. We think it should be returned to the concept that came about when President Reagan was in office, about which I have been quoted in the Chamber as being a strong proponent. That is for working families to get an incentive to work instead of quitting work.

Now, what will happen if the assumptions in the budget resolution are ultimately adopted—families with one qualifying child in 1995, the maximum credit amount—that is, the check they get back—\$2,094. That is the maximum. In 2002, it will be \$2,630. That is a plus change, a positive change of \$536. The maximum income eligibility for that family with one qualifying child is \$24,396 now.

It will increase to \$30,659. That is an increase in maximum income eligibility of \$6,263.

Now let me just move to families with two or more qualifying children, remembering we are returning it to families, as was originally intended. So that single wage earners who are not earning sufficient money do not get a tax check back from the Government. This is intended for working families.

For working families with two or more children, the maximum credit today is \$3,110. In the year 2002, the tax credit will be \$3,806, an increase of \$696, almost \$700. The maximum eligibility, Mr. President, how much money you can earn—and this all has to be earned income—\$26,673 in 1995; \$33,845, for an increase of \$7,172, in the year 2002.

Frankly, there are some who might say that is not enough. There are some who would say it should be more because current law says it should be more. Well, we passed a law and now

we find ourselves with a new responsibility and it is a very simple responsibility. And it is to balance the budget of the United States. That is the responsibility.

If we were saying this good program should stop, we should take it out of the budget, cause it to cease and desist, then obviously we would be saying to working families, "We no longer want to give you an incentive to stay at work." We are not saying that. We are saying this is more like what we can afford. We think it is a pretty fair increase, not a cut, an increase.

Now, just to put it in perspective that this is not just a little program that indeed we came upon and Republicans helped put it in place, a President who supported it named Ronald Reagan, to say that it is not a significant program even after we asked for a little restraint in getting at a little bit or a lot of fraud—which I did not even mention, the Senator from Oklahoma did—this earned income tax credit will be a \$193 billion program for the years 1996 through 2002.

We will spend, in taxpayers' dollars—that is, we will collect money from taxpayers—we will give checks back to the working poor families in the amount of \$193 billion between 1996 and 2002; hardly abolishing a program; hardly taking away the basic concept of a program; hardly increasing anybody's income taxes.

It is taking income taxes and saying we want to help people to the tune of \$193 billion in checks we will give back. Those are the numbers when we are finished, I say to my friend.

The Senator would like it to be \$230 billion.

Mr. BRADLEY. Will the Senator yield?

Mr. DOMENICI. I am happy to yield.

Mr. BRADLEY. I do not dispute the numbers, but to argue that this is not a tax increase is a little bit like arguing that when Ronald Reagan wanted to phase in tax cuts over 3 years, if we did not phase in the third 10 percent of the tax cut, that would not have resulted in higher taxes.

Mr. DOMENICI. Does the Senator have a question?

Mr. BRADLEY. The question is, does the Senator dispute that under the proposal offered in the budget resolution working families will pay more in taxes? Does he deny that working Americans would end up paying more income tax or have less relief for Social Security taxes than under the amendment that is offered by the Senator from New Jersey?

Mr. DOMENICI. I say to the Senator, if I might respond, I do not agree at all. We have decided in our wisdom to say we are going to give money back to certain American taxpayers. We are going to give them a check. We did not equate that with income taxes. We just had a whole litany of things saying we just would like to relieve your burden.

You choose to call that raising the income tax. I choose to say that we are

not going to give a single individual a paycheck from other taxpayers of the United States because he does not have a family. We are not going to give him a \$500 check.

We are just saying this is for working families. It is an idea that we put some flesh into the law. Now today you are saying if we are not going to give it to that single person, we are taking a paycheck away from him. But it really is not income taxes rebated to him that he already paid. It is other people's income taxes that we collected and give to him in a paycheck. You can call it what you like. That is my description of it as best I understand the program.

So we choose to do that. For those who want to spend more and give that person I just described either \$300 or \$400 or \$500, fine. We choose to say the working family continues to get the money. And we just gave the numbers.

And for those who say it goes down, the number that we intend, if the Finance Committee passes it—and that is the irony; they may not even pass it. The Senator is on the Finance Committee. You may choose to do something else.

But we were compelled in the Budget Committee to tell you how we might get there, and this is one way we might get there.

Mr. BRADLEY. Will the Senator yield on that point?

Mr. DOMENICI. Yes.

Mr. BRADLEY. You do something else. You mean to equal the amount of revenues that the Finance Committee will be asked to raise under this proposal. You mean to raise other kinds of taxes as opposed to raise taxes on these working people. That is what you mean.

So, by the Senator's own admission, this is a tax increase. It is a requirement of the Finance Committee to raise taxes.

Mr. DOMENICI. Mr. President, that is not what I said. I say the Finance Committee has a lot of options, and they can choose to do this the way it is scheduled here or they can choose to do it a different way. That is in their hands.

We show one way to get to a balance. And this is part of the one way to get to a balance.

Now, frankly, I do not believe the American people would believe that what we have talked about today means we are raising taxes. We have the prerogative and responsibility to change a program that is rampant with fraud that we find we cannot now afford, but we want to keep its basic concept.

And for those who run to the floor on the other side, who say, "Well, you are cutting the millionaire's tax," that is not true, either.

The budget resolution before us says it is the sense of the Senate—it passed by every single vote of the Budget Committee except one—that any tax cuts, if they occur, will go 90 percent to

people with \$100,000 worth of income or less. So speaking of red herrings, that is one. That is all we hear.

Frankly, we just, every now and then, have to remind people they can take the budget resolution and read it and they will find it right in there. Senators BOXER and BROWN were the proponents of it and it passed overwhelmingly.

Now, Mr. President, we have some time left.

Mr. President, I suggest the absence of a quorum on our time.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. DOMENICI. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. Mr. President, I yield the remaining time to Senator NICKLES.

Mr. NICKLES. Mr. President, I have a couple comments I want to clarify for my friend from New Jersey, I was hoping we could get some time reduction. I understand that he was not able to get that. My guess is that a point of order will be made when time expires on this side.

A couple points on this amendment. Right now we are spending a total, for the so-called earned income tax credit of \$25.3 billion per year. Under the budget proposal we have before us, if you add up the next 7 years, that total will be \$204 billion. A freeze would be \$176 billion. So we are spending about \$30 billion more than a freeze. So the total amount of money that we spend on this cash payment program still goes up. Most of the beneficiaries receive a lump sum. I am tired of hearing people talk about tax cuts and tax increases. The EITC is primarily a cash payment, a lump-sum cash payment to a lot of individuals, and the cost of the program is going up every year. It goes up even under our proposal. I wanted to make that perfectly clear.

I also want to inform people that if they received an earned income tax credit last year of \$3,110, next year they will receive, even if the Finance Committee passed this as we proposed, a little more. It will not continue to escalate as rapidly as it has. It cannot continue to escalate as rapidly as it has.

I might mention, if we do nothing, if we follow the guidelines of some people, the status-quo type budgets as they propose, this entitlement program will continue to explode, and it certainly has exploded. We will be spending \$226 billion over the next several years.

How can people call a program where 80 percent of the money is handed out in cash payments, where 99 percent of the benefits are received in an annual lump-sum payment, a tax cut.

I might mention, I am going to put in the RECORD a chart for the earned in-

come tax credit for two or more children. I also have one for persons with one child. The figures I was using before were two or more children. When a lot of people find out they are eligible for this, they are going to start filing. A lot of people are going to start working to have their income come in right on that level.

You say, how can you do that? I tell you, in the private sector, I used to hire some people who were retired from other companies, and they wanted to work just enough so they could make a little money before they started losing Social Security. So people can adjust their incomes; they can be paid just about that much. That happens.

Or they can work part time until they make this amount of money, and you do not have to work 2,000 hours to receive the maximum credit. There is no hour limitation. As a matter of fact, the average number of hours people worked in this program is 1,300. That is about 24 hours a week. That is not 40 hours a week. You could actually be a lobbyist or something and work 100 hours in a year, and if you happen to make about the right amount of income, you could receive a \$3,100 check from Uncle Sam.

We are talking about reducing the growth of these checks. We are not even reducing the amount, but we are saying they will not be growing as fast. I think that is important. Some people call that a tax increase. It means we are going to write smaller checks, these checks will not be growing as fast. It is not affecting anyone's tax cuts, tax rebates, or anything like that. Most of these people are receiving cash payments, so we are trying to curtail a program that has been growing seriously out of control.

Mr. BRADLEY. Will the Senator yield on that point?

Mr. NICKLES. Not quite yet. The growth in this program has been unsustainable. The people advocating this amendment want that growth to continue. We cannot afford it. If you are going to balance the budget, you are going to curtail the growth of entitlement programs. This is an entitlement program. This is one of the fastest growing entitlement program.

I mentioned before the cost of the program totally exceeds the cost to Aid to Families with Dependent Children. Aid to Families with Dependent Children in 1995 cost \$18 billion. This program in 1995 cost us \$25.3 billion. It is past AFDC big time. AFDC provides cash payments; this program provides cash payments. This program provides cash payments for a family with two children of \$3,110. With one child, it provides for a maximum credit of \$2,094. So you get an extra \$1,000 if you have two or more children.

Some people who are talking about changing the welfare program say they want to take some of the incentives away from having more children. This program is a big incentive for people to say, "We want our income to be at this

particular level so we can get a nice big check from Uncle Sam."

I have also found that in some cases, 20, 30, maybe even 40 percent of the people living in a particular area could be eligible for this cash payment program. Then you start finding con artists who will sign people up who do not pay taxes and have not filed returns in the past. They will go on a recruiting trip and encourage people to have their income fall into this category, file an electronic return and maybe split it with them because they weren't going to do a return in the first place.

There has been a lot of fraud in this program. I am quoting these figures from a recent GAO report. The most recent study shows 42 percent of EITC recipients receive too large a credit, and 32 percent were not able to show they were entitled to any credit—wow, 32 percent, the study showed, were not entitled to any credit. And then in 1994, the IRS did a 2-week study on electronic returns and showed 29 percent received too much EITC and 13 percent—

Mr. BRADLEY. Will the Senator yield on that point?

Mr. NICKLES. And 13 percent were judged to have intentional errors. That is a fraudulent program.

I will tell my colleagues, Senator DOMENICI wants to save an hour of time so that we can consider more amendments. I do not blame him. He has a lot of amendments pending.

I will tell my colleagues, I had hoped to offer a Sense-of-the-Senate amendment in the second-degree to tell the Finance Committee, "Reform this program and in the process we think you can save some money."

This happens to be a program that needs to have some waste, fraud, and abuse taken out of it. That was the essence of the Sense-of-the-Senate amendment I had intended to offer, saying to the Finance Committee, "Preserve this program in a way that you eliminate the waste and the abuse and the fraud that we see now and as reported by the GAO."

That is what we should be doing. I think the Finance Committee can do it. GAO says one-third of this program is fraudulent. We did not even cut it that much. We maybe should have frozen the program until we eliminated the fraud. We did not do that. We allowed the program to grow.

I urge my colleagues to vote against the amendment of the Senator from New Jersey. I will be happy to yield for a question.

Mr. BRADLEY. The Senator said one-third fraudulent. Could the Senator justify that? Could he give us some documentation that says one-third fraud?

Mr. NICKLES. Will the Senator hold a second?

Mr. DOMENICI. Mr. President, could I make a request before he answers the question? How much time do we have remaining?

The PRESIDING OFFICER. One minute fifty-two seconds.

Mr. DOMENICI. Mr. President, I say to Senator EXON, I have discussed with Senator NICKLES, and the Senator from Nebraska has discussed with Senator BRADLEY an arrangement that we might make. I am shortly going to make a point of order, and I understand either Senator EXON or Senator BRADLEY will move to waive it.

I ask unanimous consent that when I make the point of order and Senator EXON or Senator BRADLEY seeks to waive it, that the time be limited on the motion to waive to 10 minutes a side.

The PRESIDING OFFICER. Is there objection?

Mr. EXON. There is no objection on this side, and just so I understand what the Senator is suggesting, the Senator from New Mexico will move to waive, we will object to that and then we will limit debate to 10 minutes on this side and 10 minutes on that side on that motion to waive; is that correct?

Mr. DOMENICI. The Senator from Nebraska or the Senator from New Jersey will be making the motion to waive. The Senator is correct.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. Mr. President, I yield back the remainder of our time, which is a minute and something.

Pursuant to the pending amendment, the pending amendment is not germane to the provisions of the budget resolution. And pursuant to section 305(b)(2) of the Budget Act, I raise a point of order against the pending amendment.

Mr. EXON. Mr. President, pursuant to section 904 of the Congressional Budget Act of 1974, I move to waive section 305 of that act for the purposes of the pending Bradley amendment.

The PRESIDING OFFICER. Under the previous order, the debate is 20 minutes evenly divided.

Mr. DOMENICI. Mr. President, I ask unanimous consent that it be in order to ask for a rollcall vote on the motion to waive at this time.

The PRESIDING OFFICER. The motion to waive is pending.

Mr. DOMENICI. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The yeas and nays were ordered.

#### UNANIMOUS-CONSENT AGREEMENT

Mr. DOMENICI. I ask unanimous consent that the motion to waive with respect to the Bradley amendment be set aside after the debate and that the vote occur at a time to be determined by the two leaders, which is the way we have done the other ones.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. I will yield our 10 minutes to Senator NICKLES.

Mr. EXON. I yield the 10 minutes on our side to be controlled by the Senator from New Jersey.

Mr. BRADLEY addressed the Chair.

The PRESIDING OFFICER. The Senator from New Jersey.

Mr. BRADLEY. The distinguished Senator from Oklahoma says this is not a tax cut that I am trying to save, but, instead, that this is a spending program. And he continually refers to AFDC. Then why are you telling the Finance Committee to raise an additional \$20 billion? In effect, the budget resolution tells the Finance Committee to increase revenues by \$20 billion—that is what this does, by \$20 billion. Now, the Senator thinks he will do it by increasing taxes on families with under \$28,000 in income. The Finance Committee might choose to do something else. But make no mistake, this results in increased taxes.

Mr. NICKLES. Will the Senator yield?

Mr. BRADLEY. Certainly, on your time.

Mr. NICKLES. I will be brief. I would like to point out to my colleague that I think he is totally incorrect. The revenue numbers in our budget are the CBO baseline revenues. We did not change revenues. We did not direct the Finance Committee to change revenues. They have to reduce outlays. We do not raise revenues, we reduce outlays.

Mr. BRADLEY. The effect of this will be to increase either the offset for Social Security taxes or, for 48 percent of the people receiving the earned income tax credit, income tax increases. That increases net revenues.

I yield 2 minutes to the distinguished Senator from Massachusetts.

Mr. KENNEDY. Mr. President, I rise to strongly support the Bradley amendment. It is amazing to me that the Budget Committee could review the totality of tax expenditures, \$480 billion, and yet has selected the one area that is for working people, working men and women. Who are the people that are going to benefit from the earned income tax credit? They are the construction workers, the secretaries, the janitors, the hard-working backbone of this country and its economy. They have been singled out.

The Budget Committee could have said we are going to take care of the billionaires' tax loophole, that benefits people who reject their citizenship in order to take their bounty and go to another country. But oh, no; they didn't go after the billionaires.

You do not get the earned income tax credit unless you work. We are trying to reward work and particularly, the work of men and women that have children. They are the group of Americans that are falling furthest behind over the period of the last 15 years. This is the one program that helps and assists them.

I do not know what it is about the Budget Committee that wants to single out working men and women who are making less than \$28,000 a year to raise their taxes. They are the ones who are going to be targeted by this budget resolution—having their sons and daughters that go to college paying more in

terms of the guaranteed loan programs. They are the ones whose kids are not going to have the summer jobs. They are the ones who are going to find out that the support and assistance for school-aged children that go to the public schools have been cut, that they are not going to get the Government's help.

What in the world is it about the Republicans to want to put that kind of burden on the working families of this country? That is wrong.

The Bradley amendment addresses that, and it deserves our support. The Budget Committee should have found, out of \$480 billion, some other way to make up that difference without targeting the working families in this country.

Mr. BRADLEY. Mr. President, how much time remains?

The PRESIDING OFFICER. The Senator has 6½ minutes remaining.

Mr. BRADLEY. I yield 3 minutes to the distinguished Senator from Connecticut.

Mr. LIEBERMAN. Mr. President, I rise in support of this amendment to restore a portion of the cuts to the earned income tax credit envisioned by this budget.

This program is such a great example of the kinds of public policies we should be pursuing. We have spent countless hours in this Chamber trying to figure out ways to get people to work and get them off the welfare rolls. That debate is sure to continue. But in the meantime, our Tax Code always contains the incentive for the working poor in this country to keep on working. It helps these people stay above the poverty line and off the welfare rolls which is just where each and every one of us in this Chamber would like them to be. And as if all of that were not enough, in a time when Americans demand less Government, the EITC accomplishes all of this without a new Government agency, without an elaborate bureaucracy, without creating a new payroll for a new program.

I have made it clear that I believe the Senator from New Mexico has engaged in a noble and honest effort in presenting the budget we have before us today. While I do not agree with all of the priorities represented by the budget before us, I very much appreciate the effort and admire the bottom line. Which is why I am so puzzled by the EITC cuts. In the quest for a leaner, more efficient Government, I believe that cutting the EITC is an odd choice. The budget before us proposes to reduce the EITC by \$13 billion by the year 2000 and by an additional \$2 billion by the year 2002. These rollbacks in the program will come from repealing the final phase of the 1993 expansion of the EITC and the repeal of the EITC for workers without children.

In practical terms, this rollback of the EITC will mean an increased tax burden of \$21 billion over the next 7 years on more than 12 million American households. In my home State of

Connecticut alone, this would mean an average tax increase of \$1,408 over 7 years on 67,660 working families. This increased tax burden on the very sector of the population that can least afford to sustain it, the working family, just does not make sense. It is a policy that takes us further from, not closer to, our goal of encouraging work and self-sufficiency.

The EITC encourages people to work toward a higher standard of living. Specifically, it supplements the earnings of eligible lower- and moderate-income workers and families with a Federal income tax credit that increases their disposable income. Families move off welfare dependence to full-time work because EITC makes work pay. Thus, parents who work full time are not forced to raise children in poverty.

And I know that one of the stated purposes of these cuts is to eliminate fraud in the EITC program. That is a noble goal but I am afraid, that like the news of Mark Twain's death, fraud in this program may be greatly exaggerated. The President has proposed denying the EITC credit to illegal aliens and I am pleased that the proposal before us incorporates that idea. It also makes sense to require a Social Security number in order to qualify for the credit. The IRS is making a good faith effort to ensure that this credit is going to the people who need it the most.

I also think it is wise to adopt the President's proposal to deny the EITC to otherwise eligible tax filers with interest and dividend income exceeding \$2,500. If your investments are generating that much income, it is hard to argue that you really need the EITC. For that reason, I am pleased that we moved forward with this proposal as a way to offset part of the cost of reinstating the self-employed health insurance deduction.

Historically, the EITC has enjoyed bipartisan support. My colleagues on the other side of the aisle have had many positive things to say about the EITC. They have described the program as a key means of helping low-income workers with dependent children get off and stay off welfare and a great way to help low-income families with the cost of raising their children. It sends assistance to those in need; to those who work hard and yet struggle to make a living and provide for their children.

Jack Kemp, George Bush, and Ronald Reagan have all been strong advocates of the EITC. President Reagan described the EITC as "The best anti-poverty, the best pro-family, the best job creation measure to come out of the Congress."

The Republicans other budget proposals regarding the EITC are identical to those in the President's fiscal year 1996 budget. They include a proposal to roll back the EITC by denying the credit to illegal aliens, and the denial of the EITC to otherwise eligible tax filers whose interest and dividend in-

come exceeds \$2,500. I strongly support these two proposals.

First, I agree that with the President that compliance measures must be strengthened. A prerequisite to EITC eligibility should be the possession of a valid Social Security number. This would create a simple and efficient screening process which would allow the IRS to deny the credit in the absence of a valid Social Security number.

The Republicans second proposal to deny the EITC to eligible tax filers is another Clinton administration proposal. I agree with the President's position that taxpayers with \$2,500 of taxable interest and dividends do not need the EITC. Indeed, this proposal has already been included in H.R. 831 to offset a portion of the cost of reinstating the income tax deduction for health insurance premiums paid by the self employed.

In closing I'd like to take a few moments to stress the emphasis that the EITC places on work. The EITC is a work incentive and by law it is only available to working families. If you are not working, you are not eligible for the EITC. It is just that simple. Additionally, for those in the lowest income levels, the EITC increases with each dollar of earnings. Therefore, if an individual in the eligible income bracket works longer hours, he will receive a larger EITC. This is tax fairness.

I urge my colleagues to vote against any rollbacks in the EITC by supporting this amendment.

Mr. President, the debate on this amendment is about priorities since this amendment does not affect the bottom line of this budget resolution. The amendment leaves intact the substantial, I would say, historic, feat of balancing the budget by the year 2002.

This amendment says we do not want the earned income tax credit funds cut. The reason is that this is a program that rewards work. It is a low-bureaucracy, low-overhead program. It has worked by rewarding work and it is a program that has traditionally enjoyed bipartisan support. The Democratic Leadership Council, which I am pleased to chair, has long supported this program as has former Presidents Reagan and Bush as well as Jack Kemp.

The budget before us has an impact on the program. It would reduce tax relief for 12 million American families by \$21 billion. In my home State of Connecticut, this would mean a reduction in tax relief over the next 7 years of \$1,400 for more than 67,000 working families. As a matter of priority, I do not want the bulk of these reductions.

Mr. President, the cost of this program has grown. But that is not because it is out of control. The cost of this program has grown because we in Congress have directed that it grow because we believe in this program.

My friend from Oklahoma says that the EITC is costing more annually than the AFDC. I say that is good

news. That means we are finally spending more to reward work than to reward those who do not work. I hope the gap between these two programs continues to grow as time goes by.

Mr. President, it is important to note here, finally, that the increase in the program in recent years is not by fraud and deviousness in the program, it is by congressional design and congressional intent. When the changes we made to the program in 1993 are fully phased in at the end of fiscal year 1996, this program, the EITC, will actually grow by a very modest rate of 4.5 percent a year.

So as a matter of priority, as a matter of sustaining a bipartisan consensus on supporting those who are poor and work and need our help and encouragement so they not go onto welfare, I support this amendment.

Finally, I would like to quote former President Reagan who described the EITC as "the best antipoverty, the best profamily, the best job creation measure to come out of the Congress." That is absolutely right. That is why I support the amendment.

I yield the floor.

Mr. BRADLEY. How much time remains?

The PRESIDING OFFICER. Three minutes remain.

Mr. BRADLEY. I yield myself 2 minutes.

Mr. President, the earned income credit is called the earned income credit for a very specific reason. You do not get it unless you earn money. You do not get it as a gift. You get it because you work. You get it because you work and have earned money. You do not earn much money, but you do earn some money. And you also frequently are eligible for various benefits. As you earn more money, you lose those benefits. As you earn more money, you pay more Social Security.

What the earned income tax credit is supposed to do is to give that working family that earns money some break for the Social Security and other taxes they pay and for the benefits that they lose as they earn more money. It is a very simple concept in terms of the Social Security tax. It could have the same impact as a tax credit against Social Security. But we do not have a credit against Social Security taxes. The earned income credit is essentially giving people who pay significant Social Security taxes some of that back. So it is clearly a reduction of an overall Federal tax burden, both income tax and Social Security tax. While people who are at \$16,000 or \$17,000 a year do not pay in a lot of income tax, they pay in over \$2,000 in Social Security taxes. With the earned-income tax credit, because they work, they get a break for those Social Security taxes.

They get a refund from the Government so they pay less Social Security tax, in reality.

Mr. NICKLES. Mr. President, I want to try and clarify some of the statements that have been made.

In the first place, I will repeat what I told Senator BRADLEY. This budget resolution does not direct the Finance Committee not to raise taxes. We do not have a tax increase in this budget.

I know many of my colleagues on the other side want to have a tax increase. We do not have a tax increase. This says reduce the outlays.

My colleague from Connecticut said we are saving \$21 billion. We reduced the rate of growth in this program. That is our direction or suggestion to the Finance Committee to reduce the growth by \$21 billion over 7 years. If we froze the program, we would have \$50 billion in savings.

Frankly, I think we probably should freeze it because it is so rampant with abuse. It is so fraudulent. There are so many people taking advantage of this program. The more people find out about it the more they like it, especially if they find out that their neighbor or somebody else is taking advantage of it, and received a nice cash lump sum of \$2,000 or \$3,000.

Unfortunately, the amount of dollars are so significant more people will be filing fraudulent returns. That is what the IRS has told Congress. The IRS has made some interesting statements. They said 13 percent of returns they judge to have intentional errors. In other words, fraud. They said 29 percent, in a 1994 study, 29 percent received too much earned-income credit. Regarding illegal aliens, the IRS suspects that more than 160,000 receive earned-income credits in 1994.

I am afraid we spent a lot of money for GAO to do some homework for Congress, and then we do not pay any attention to their work. Maybe we should not in some cases. In this case, they have clearly shown this is a fraudulent program that needs to be reformed.

Some of our colleagues are saying, no, no, keep the status quo, keep going as usual. So what if 30-some percent have abused the program. So what if it went from a few billion dollars a year to a \$30 billion program. Allow it to continue.

Mr. President, I do not think we can afford to. We can achieve every bit of the savings, and allow the program to go by eliminating the fraud in this program. If we do not, we ought to be ashamed of ourselves.

GAO says look at a wealth test. We enacted an EITC wealth test earlier this year, but its thresholds are too high. A person can have a lot of assets and receive a lot of income from those assets and they can still qualify for the earned-income credit. For hours of work, there is no minimum. People can work 100 hours and qualify for \$3,000 benefit in this program. People do not have to work 2,000 hours. The average recipient last year worked, I think, 1,300 hours. Some people could work 100 hours and still receive it.

This program is set up for abuse. The GAO has done a pretty significant study. This is recent study, in March 1995. I encourage my colleagues to look

at it. It is available. We paid for it. We should look at that information.

I know my colleagues on the other side supported this massive increase in 1993, and they are very proud of it. They have gone back and quoted Ronald Reagan who stated it was a good thing. However, the total cost of this program in 1980 was \$2 billion; in 1986 it was still \$2 billion.

This program did not grow very fast, initially. By 1988 it grew to \$5.9 billion. Then its cost really exploded. I heard a couple of my colleagues say it is primarily for families, but in 1993 their tax bill opened the program up to people who do not have children.

Originally, as conceived by Senator Russell Long and others, the EITC was for families. Senator Long has written an op-ed piece saying he supported the earned-income program, but he said Congress went too far in 1993 when they expanded this program to apply to people without children. Originally, people had to have one or two kids to qualify for the program. Now you do not. Again, we make a lot more people eligible and we increase the amount of money they are eligible for.

In 1990, the maximum amount anybody could receive out of this program was \$953. In 1995, the maximum that someone can receive with two kids is \$3,110. In the year 2000, that maximum amount under current law will be \$4,068. We have millions of people that are eligible. So we are saying, no, we do not think we can afford that. So we allow the maximum to increase every year but at much smaller levels. So we say by the year 2000 the maximum amount that someone could receive with two or more children would be \$3,560, over \$450 more than what they are receiving today, but not going all the way to \$4,068.

Granted, the EITC is not growing as fast under our proposal. It should not because the program is so rampant with fraud and abuse. It is growing too fast. We need to curtail it. We need to have some containment on entitlement programs or we will never, ever, get to a balanced budget.

Then, Mr. President, I want to mention one other thing. That is the way our colleagues on the other side of the aisle want to pay for this. They will take it from the so-called reserve fund that we are setting aside, if we balance the budget, to give back to the American taxpayer.

This is about the third or the fourth amendment, and I am sure we will receive more, where our colleagues on the other side of the aisle are saying how they want to spend the so-called economic dividend. They want to spend it before we get there. That is, in a nutshell, the reason why the Democrats have never had balanced budgets. They want to spend it before we get it. They want to spend more than we take in. They are more popular spending money than taking it away.

When we call this program an earned-income tax credit, it makes people

think we are reducing taxes. We are not. This program is a negative income tax. We ought to call it what it is. It is a negative income tax.

George McGovern campaigned on a negative income tax in 1972, and now we have it in law. Perhaps it has maybe a better title, but for 80 percent of the people, it is a lump sum negative income tax. It is a cash payment. It is a cash payment that is growing a lot faster than AFDC.

We should be discussing this when we get into welfare reform. I am all for trying to create incentives to get people to work, but this is a lump sum payment that discourages work. There are a lot of people that might work just enough to maximize this payment, by either reporting income, or not reporting income.

We had some people on this case that might report income they did not receive so they could get into this level, and others might not report income that they received, cash or otherwise, so they could stay at this level.

I do not even want to get into the confusing stuff about the marginal tax rates this program creates, but we find people in the phase-out side of this program that will end up paying 80 percent or 90 percent of their additional, marginal income in taxes. Think about that. I do not want to get too confusing with facts, but they can have the highest marginal tax rate of anybody in America. And that is not fair, either.

That is a real disincentive to earn more income. I do not think we should have that.

The direction of the Finance Committee and the direction of this budget is to limit the growth of this program. It is growing too fast. It is out of control.

GAO says—not just Don NICKLES and Bill ROTH who had a hearing on this in the Governmental Affairs Committee—that the cost of this program is exploding. I compliment Senator ROTH for his efforts. We need to respond. The Finance Committee and Ways and Means Committee needs to respond. We need to get this program under control.

The PRESIDING OFFICER. The Senator from Oklahoma has 1 minute remaining, and 1 minute is remaining on the other side.

Mr. NICKLES. I reserve the balance of my time.

Mr. KENNEDY. Mr. President, I yield myself the 1 remaining minute.

Mr. President, let the Senate think about who we are talking about here. We are talking about Americans who are working. If they are making the minimum wage and if they are getting food stamps, and they are getting EITC, they are still below the poverty line. Still below the poverty line.

Now, that is what the issue is. Four trillion dollars in tax benefits or tax expenditures over the length of this measure, \$4 trillion, will be accumulated. But the only place that the Republicans could find a place to collect money was \$20 billion from these work-

ing families. If they are working full time for minimum wage, are getting food stamps, getting the EITC, these people still do not have enough, to bring up a family. And still they are trying to take that benefit away. It is wrong.

I hope the BRADLEY amendment will be successful.

The PRESIDING OFFICER. The Senator's time is expired.

Mr. EXON. Mr. President, has all time expired?

The PRESIDING OFFICER. The Senator from Oklahoma has 1 minute.

Mr. EXON. If I understand it correctly, we have finished debate and under the previous agreement we will have the vote on this at some succeeding time, is that correct?

The PRESIDING OFFICER. The Senator from Oklahoma has 1 remaining minute.

Mr. EXON. I thought the Senator has yielded back. He has not yielded back? I am sorry.

The PRESIDING OFFICER. The Senator from Oklahoma.

Mr. NICKLES. Mr. President, I will be brief. We have one minute remaining and we will be voting at a time designated by the two leaders.

It is vitally important we pass the budget. We have a chance for the first time in history to pass a budget that is going to call for a balanced budget. Many of us thought we should do that whether we passed a constitutional amendment to balance the budget or not. It is not possible to pass a balanced budget unless we curtail the growth of expensive programs. This program has been growing out of control. This program cost a few billion dollars a few years ago. It cost \$25 billion this year. It will be costing \$36 billion by the year 2002. We cannot continue that rate of growth. We have to slow it down.

Under this proposal it continues to grow about \$1 billion a year, not as rapidly as proposed under current law. We cannot sustain current law growth. We cannot sustain 55 percent growth per year, so this is an effort to curtail it.

I urge my colleagues to vote against the amendment and I yield the floor.

The PRESIDING OFFICER. The Senator from Nebraska.

Mr. EXON. Mr. President, has all time has expired?

The PRESIDING OFFICER. All time has expired on both sides.

Mr. EXON. Mr. President, I am pleased to yield a maximum of 45 minutes to my great friend and colleague, the senior Senator from West Virginia, off the minority side's time allotted.

Mr. BYRD. Mr. President, I thank the distinguished Senator from Nebraska, the ranking manager of the bill.

Mr. President, both Houses of Congress waited for weeks beyond the time when budget resolutions are normally brought before the House and Senate. In fact, as Senators are aware, section

301(a) of the Congressional Budget Act requires that on or before April 15 of each year the Congress shall complete action on a concurrent resolution on the budget for the fiscal year beginning on October 1 of such year. Nevertheless, Congress has often missed this deadline, so the lateness of this particular budget resolution is not extraordinary.

It is particularly understandable that this year's budget resolution would be late, in light of the fact that it contains more deficit reduction than has ever been proposed in any budget resolution. I believe the figure is nearly \$1 trillion in deficit reduction that would purportedly be achieved over the next 7 years if this budget resolution is agreed to, and if all of its reconciliation instructions were enacted into law. That is what the Congressional Budget Office's current projections show.

At the end of that 7 years, according to table 1 on page 6 of the Budget Committee's report, under this budget resolution we will have achieved a budget surplus of \$1.3 billion. Apparently that surplus occurs only under a unified budget. For those who are not intimately familiar with budget terminology, a unified budget is one that allows the use of trust fund surpluses to mask the true size of the deficit.

For this particular budget resolution, the use of such trust fund surpluses, and particularly the Social Security surplus, is necessary to achieve the \$1.3 billion surplus in the year 2002. If one turns back one page in the Budget Committee's report to page 5, one will find another table. This table, table 1, sets forth the projected deficits recommended by the Budget Committee through the year 2002 without using the trust fund surpluses. This table shows that even if we adopt this budget resolution lock, stock, and barrel, we will still have a deficit—according to the Budget Committee—of \$113.5 billion in 2002. In other words, if we do not apply the Social Security trust fund surplus against the deficit, the budget will not balance in the year 2002 under this budget resolution. Instead, there will be a deficit of \$113.5 billion.

Having said that, I am quick to acknowledge the tremendously difficult work that has been done by the able chairman of the Budget Committee, Mr. DOMENICI. He has spent months on this budget resolution and, having worked closely with him on appropriation and budget matters for many years, I know that he is thoroughly familiar with virtually every item in this budget resolution. I would expect no less from this very able and distinguished Senator. It cannot have been easy to recommend the difficult choices that were necessary to achieve \$1 trillion in deficit reduction without including any additional revenues and without cutting military spending. I would note, however, that the task would have been even more difficult had not the 1993 Reconciliation Act

been enacted. So let us not lose sight of that fact. That measure, at the time of its passage, was estimated to cut the deficit by \$433 billion below the CBO baseline over 5 years.

President Clinton deserves a great deal of credit for having proposed a major deficit reduction package shortly after he assumed office in 1993. Subsequently, Congress enacted the Omnibus Reconciliation Act of 1993, which resulted in reducing 5-year deficit projections by \$433 billion. Not one Republican, not one in either House, voted for the package, but, as I said, the Budget Committee has benefited from that 1993 deficit reduction package. Without that package that we enacted in 1993, the committee would have had to come up with another \$433 billion in deficit reduction in this resolution in order to reach their target in 2002.

Mr. President, despite the rhetoric to the contrary—let me say this. I hope all Senators will hear it. Despite the rhetoric to the contrary, this is not the first budget resolution that has projected a balanced budget. I hear many Senators say, "For the first time we have a budget resolution here that projects a balanced budget."

That ain't so. This is not the first budget resolution that has projected a balanced budget. In fact, it is not even the second, or third budget resolution that has done so. That this is so is supported by the Budget Committee's report accompanying this year's resolution. In Mr. EXON's minority views, on page 314, the following statement is made:

Contrary to Republican statements, this is not the first budget resolution to achieve balance. It is the fifth in line. The 1980, 1981, 1982, and 1991 budget resolutions were in balance. In the 1991 budget, Democrats did not use the Social Security trust fund surplus to reach balance. This all goes to demonstrate that the universe covered by a budget resolution can change in the course of the years.

That is the language, that is the committee report, and I quoted from Mr. EXON's statement there.

So, there have been four other occasions when budget resolutions have projected a balanced budget. We have done this before. This is not the first time. In fact, I recall that President Carter's fiscal year 1981 budget contained a deficit of something like \$15.9 billion. We in the Senate found that to be intolerable, and as majority leader at that time, I convened a session at which the chairman and ranking members of the Budget, Appropriations, and other relevant committees sat down for several days including an entire week-end to come up with the necessary changes to balance President Carter's 1981 budget. We accomplished our purpose and the fiscal year 1981 budget resolution, therefore, showed a balanced budget. but, as with all other budget resolutions, including this one, as we shall see, changes in economic and technical forecasts caused the actual 1981 budget to be out of balance. The latest such budget resolution prior to the pending one was that for fiscal year

1991. Some Senators will recall that the 1991 budget resolution was adopted subsequent to the 1990 Budget Summit. That Budget Summit was requested by President Bush in May of 1990. I participated in it, as did a number of other Senators, including Mr. DOLE, Mr. DOMENICI, and Mr. GRAMM, to name a few—Mr. HATFIELD and Mr. Bentsen, who was a Senator at that time. From the House side, the summit participants included Mr. GEPHARDT and Mr. GINGRICH, among a number of others.

We spent literally weeks and weeks and weeks, and even months negotiating a bipartisan deficit reduction package which, it was agreed by all, should be no greater than \$500 billion over five years. The fear was that anything over \$500 billion would throw the economy into recession. We had the best Democratic and Republican brains in the Nation sitting around that summit table at Andrews Air Force Base. In addition to Members of Congress and their staffs, we had the benefit of the wisdom of Mr. Richard Darman, President Bush's OMB Director; Mr. John Sununu, the President's Chief of Staff; and even the Secretary of the Treasury, Mr. Nicholas Brady. Also present was the CBO Director, Dr. Robert Reischauer, and several of his key staff. I should mention that Leon Panetta was there. As anyone can see, we did not suffer from a lack of expertise at the 1990 bipartisan Budget Summit. Well, after all those months of intense negotiations, which often ran into the night and included Saturdays and Sundays, we finally reached an agreement.

That agreement cut the projected 5-year deficits for fiscal years 1991–95 by \$500 billion. When first presented to the House, in the form of a budget resolution, the summit agreement was voted down. After some modifications were made, however, a budget resolution was agreed to by the House on October 8, 1990, and by the Senate the next day.

I have here the fiscal year 1991 budget resolution conference report. It is numbered report 101–820, and was submitted by Mr. Panetta, who was the House Budget Committee chairman at the time. On page 2 of this 1991 budget resolution conference report, we see a heading entitled "Recommended Levels and Amounts." Under that heading in section 3(a)(4), one will find the on-budget deficits for fiscal years 1991–94 and an on-budget surplus for fiscal year 1995.

Specifically, the conference report itself reads as follows:

SEC. 3. (a)(4)(A) The amounts of the deficits are as follows: Fiscal year 1991: \$143,700,000,000. Fiscal year 1992: \$100,900,000,000. Fiscal year 1993: \$62,000,000,000. Fiscal year 1994: \$14,700,000,000.

(B) The amount of the surplus is as follows: Fiscal year 1995: \$20,500,000,000.

So there you have it. The budget resolution for fiscal year 1991, which incorporated the budget cuts agreed to at the 1990 Budget Summit, showed an on-budget surplus of \$20.5 billion in the fifth year; namely, fiscal year 1995.

That surplus was to be achieved under that budget resolution without using the Social Security surplus. In fact, if one turns to page 21 of the 1991 budget resolution conference report, there one will find a table which, among other things, shows that if the Social Security and other trust fund surpluses are used to reduce the deficits, then there were supposed to be surpluses, not deficits, for fiscal years 1993, 1994, and 1995. In fact, the surpluses were to be: for fiscal year 1993, \$44.8 billion; for fiscal year 1994, \$108.5 billion; and for fiscal year 1995, \$156.2 billion.

My purpose, Madam President, in raising these matters is to put to rest the misconception that somehow the Republican leadership in the Congress has come up with the first budget resolution ever that projects balance; and the further misconception that past Congresses failed to bite the bullet and make the tough choices to balance the budget. The fact is that we thought we had enacted the necessary spending restraints in 1990, on a bipartisan basis, to achieve a balanced budget by 1995. The experts told us we had done so. But, as is the case now, and, as I have said many times, there is no earthly way that any human being can accurately predict what the deficit will be 5 years from now.

We all know what happened to those 1991 budget resolution projections. They went south. No sooner was the ink dry on the Summit Agreement, and its accompanying reconciliation act, than CBO changed its projections.

I have here a CBO document entitled "CBO Papers—The 1990 Agreement: An Interim Assessment" dated December 1990. On page 8, this paper lays out major changes in the 1991–95 deficit calculations upon which the Congress and President Bush had just depended when they enacted the provisions of the Summit Agreement, which was supposed to achieve a budget surplus by fiscal year 1995. Here is what CBO had to say about their changed projections, only 1 month after enactment of the Summit Agreement:

The October interim economic assumptions increase the projected deficit by \$41 billion in 1991 and by about \$60 billion per year thereafter, compared with CBO's summer baseline. The October forecast reflects significant signs of weakness that appeared in the economy after CBO completed its summer forecast in June. The Iraqi invasion of Kuwait in early August has caused a sharp increase in oil prices, which has boosted inflation. In addition, the revision of the national income and product accounts for the past three years suggests that the economy's potential rate of growth is lower than previously thought.

Taken together, these economic developments reduce projected revenues by about \$30 billion per year. Higher inflation increases cost-of-living adjustments for Social Security and other benefit programs, as well as discretionary inflation adjustments for defense and non-defense appropriations. Higher unemployment raises spending for unemployment compensation and for income-assistance programs. Finally, lower revenues and higher spending increase federal borrowing requirements and debt service

costs, by amounts growing from \$2 billion in 1991 to \$17 billion in 1995.

During the final months of fiscal year 1990, the Resolution Trust Corporation (RTC)—the agency charged with resolving insolvent savings and loan associations—spent \$10 billion more than CBO projected in July. This surge in spending suggests that the RTC is resolving cases more quickly and needs more working capital than previously thought. As a result, CBO has increased its estimates of deposit insurance spending in 1991 and 1992. Together with the resulting increase in debt service costs, deposit insurance reestimates increase the projected deficit by \$16 billion in 1991 and \$42 billion in 1992, have little effect in 1993, and reduce the deficit somewhat thereafter.

So, Madam President, it became obvious, rather quickly then, that budget balance would not be achieved without further major deficit reduction packages. President Bush chose not to undertake further budget summits, nor to propose further deficit reduction for fiscal years 1992 or 1993.

It was left up to President Clinton to propose further deficit reduction. He rose to the challenge in his "Vision For America," which was submitted to Congress on February 17, 1993. President Clinton laid out a blueprint for improving the lives of Americans and for reducing the Federal deficit, while at the same time, addressing the Nation's investment deficit in both human and physical infrastructure. The 1993 Omnibus Reconciliation Act was subsequently enacted and resulted in \$433 billion in deficit reduction—and it had to be done without a single Republican vote.

That brings me to the pending budget resolution, which, as I stated at the beginning of my remarks, calls for some very difficult budget cuts which, according to OMB, will total \$961 billion below a baseline which already assumes a non-defense discretionary freeze for the next 7 years. From this baseline, this budget resolution would cut: \$256 billion from Medicare; \$175 billion from Medicaid; \$209 billion from other entitlements; \$190 billion from nondefense discretionary spending (as measured from a 1995 freeze extended through 2002; defense is increased by \$25 billion); and \$155 billion from reduced debt service.

For nondefense discretionary spending, this budget resolution would cut \$190 billion below a 1995 freeze; the equivalent of a \$300 billion cut below the levels in the President's budget. By the year 2002, nondefense discretionary spending will be cut by nearly one-third, declining to 2.5 percent of the gross domestic product, and that would be a record low.

For military spending, on the other hand, this budget resolution proposes no cuts to the President's budget, as opposed to its proposed \$300 billion in cuts below the President's nondefense budgets, over the next 7 years. That is preposterous. If we accept this budget resolution, we will cut by one-third—provided the instructions are carried through—we will cut by one-third that portion of the budget which funds edu-

cation, the National Institutes of Health, environmental cleanup, health and safety programs to ensure the safety of food and water for our citizens, research and development, School-To-Work and other job training programs, NASA, aviation safety (including air traffic control), civilian and military retirement, agriculture, highway and bridge construction and maintenance, transit assistance, the Small Business Administration, the judiciary and the courts, nuclear waste cleanup, our national parks, law enforcement, and the operating costs of every department and agency of the Federal Government.

These and all other nondefense programs—all other nonmilitary programs—will suffer devastating cuts over the next 7 years.

But not the military; not the military. No cuts are proposed for the military over the next 7 years.

Does anyone believe that the military budget cannot be cut? Does anyone believe that the military budget ought not be cut? Does anyone believe that there are not items in that military budget that can be cut, ought to be cut, and still maintain the kind of security for our country that we expect?

Well, apparently some of our friends on the other side of the aisle do believe that. Not only that, this budget resolution will reestablish a wall so that military spending will have its own separate caps for the next 7 years. This will prohibit Congress from cutting military spending and using those cuts to ease the pain on nonmilitary spending. This means that we will limit our ability to set priorities by removing from the budget-cutting pot the entire military budget. It is off limits.

Furthermore, this budget resolution will eliminate the hold-harmless provisions of the Budget Enforcement Act for discretionary spending. This means that discretionary caps will no longer be adjusted for economic and technical miscalculations which are beyond the control of Congress.

I fought for that in connection with the 1990 summit and the budget resolution that flowed therefrom. I fought for that. I sat right down in my office and discussed that with Mr. Darman. I said, "There's no give on that. Nondefense discretionary has got to be held harmless." And we were, and we have been held harmless since. But that is out now with this budget resolution.

Finally, this budget resolution will create a new requirement that, in order to not be charged against discretionary spending, emergencies will have to achieve a 60-vote supermajority in the Senate.

So if we have a disaster in Texas, get ready to produce 60 votes, or else it will be charged against discretionary spending. And where do we have the money? Discretionary spending is on the block. The ax is going to fall, as it has fallen time and time again in recent years.

It is clear that nondefense discretionary spending will suffer the great-

est harm of any area of the Federal budget under this budget resolution. And the American people will not have to wait for reconciliation to feel the effects of the nondefense, nonmilitary, discretionary cuts. Those cuts will be coming to the House and Senate floors very soon after the adoption of the budget resolution conference agreement. Each of the 11 nondefense discretionary appropriation bills will contain a large dose of reality as to what is being asked of the American people in the way of cutbacks in government services. And these cuts will keep coming each and every year for the next 7 years. There will be no relief. If the caps are exceeded, then automatic cuts, or sequesters, will occur to bring nonmilitary spending back within each year's cap on both budget authority and outlays. Rest assured, if this budget resolution is agreed to, and I have no doubts that it will be agreed to, these cuts will occur. We will no longer have to speculate about the pain that will occur. It will have arrived.

For the entitlement portion of the budget, this budget resolution also calls for tough medicine. As the debate has already brought out, cuts of \$256 billion for Medicare; \$175 billion for Medicaid; and \$209 billion from other entitlements will be very harsh upon those in our society who, in many cases, are the least able to afford to pay more for their benefits. The changes called for in the budget resolution for entitlements will be taken up later this year in a massive reconciliation bill. Only if enacted by Congress and signed into law by the President, will these entitlement cuts take place.

So there will be another day to make that decision.

Page 5 of the committee report, Madam President, contains this statement:

The committee's recommendations are real, enforceable, and achieve the fiscal policy goal of a comprehensive, unified balanced budget in 2002.

I ask Senators where is the enforcement on entitlement spending in this resolution? Let me read again page 5 of the committee report. I quote:

The committee's recommendations are real, enforceable, and achieve the fiscal policy goal of a comprehensive, unified balanced budget in 2002.

I ask the committee, where is the enforcement on entitlements? The committee report says these are enforceable. Where? Where is the enforcement on entitlement spending in this resolution? I have asked my staff to find that. My staff has searched in vain to find caps on entitlements and sequesters to enforce the caps. There are no such provisions. Despite the committee's claim, there is no enforcement on entitlement spending for the next 7 years. Yet, as any knowledgeable observer knows, entitlements are where the growth in Federal spending is occurring. The cuts in discretionary spending will occur—you can bet—they will occur because there are caps every



year and automatic, across-the-board cuts discretionary spending within those caps.

Yes, they are enforceable, those cuts in nonmilitary discretionary spending. Cuts in nonmilitary discretionary spending will occur because there are caps every year and automatic, across-the-board cuts to keep the nonmilitary discretionary spending within those caps. Yet, for entitlements, this resolution contains no caps and no other enforcement mechanisms.

Similarly, for revenues, there is nothing in this resolution to ensure that each year's revenue projection will be achieved. What if we have a recession? What if we have a recession, as we probably will? How will the shortfall be accounted for?

The only way in this resolution is by increasing the deficit.

For entitlement spending and revenues, this budget resolution is no different—no different—from any of the other budget resolutions in the past. In fact, the proposed balanced budget amendment to the Constitution suffers from the same flaw. We pointed that out time and time again in the debate. That amendment suffered from that flaw. Human beings simply cannot accurately forecast budgets 7 years, or 5 years or 4 years or 3 years or 2 years, or even 1 year in advance. This budget resolution is no different from the budget resolution for fiscal year 1991 which, as I have already pointed out, was not worth the paper it was written on. When all is said and done, it was not worth the paper it was written on. It took CBO just 1 month—1 month—to change the revenues downward and the entitlements upward. The pending resolution will not improve the negative effects of those misestimates for revenues and entitlements at all.

This brings me to a final area of the pending resolution, which is disturbing to me, perhaps as much as any of the other matters I have raised, if not more. That is the portion of this budget resolution which states that after enactment of reconciliation, the Congressional Budget Office will provide the Senate with a revised estimate of the deficit for the years 1996 through 2005, and if there is any additional deficit reduction, the "surplus" can be used for a cut in revenues. The resolution would not allow the surplus to be explicitly used for additional deficit reduction or to lessen the impact of proposed Medicare or Medicaid cuts.

CBO has already indicated that if the deficit is eliminated by the year 2002, there will be a "bonus surplus" gained from a reduction in interest rates and an improvement of one-tenth of a percentage point in the growth rate. The mark requires the fiscal dividend to be limited to the amount CBO certifies is the additional deficit reduction that results from the enactment of reconciliation legislation based upon the Republican mark.

Madam President, first of all, I do not believe there will be any windfall if

this budget resolution is agreed to and if its accompanying reconciliation measure is signed into law. This budget resolution assumes there will be no recessions over the next 7 years. Furthermore, any objective review of the past history of CBO's 5-year deficit projections would lead one to find highly suspect the 7-year projections contained in the pending resolution. I do not believe the chances are any better than 1 in 1,000 that, if we accept this budget resolution to carry out its entire contents without change, we will achieve a balanced budget in 2002.

Regarding the tax cut provided in this resolution, I am frankly amazed. For all the talk—all the talk—about balancing the budget and all the mighty effort expended, we turn right around again in the same budget balancing document and spend \$170 billion that we do not have and will, in all likelihood, never have on a tax cut. It is folly. Here we go again. Like the old song says: "Livin' on money that we ain't made yet."

"Livin' on money that we ain't made yet." That money is not going to be there when the day rolls around.

In case I am wrong, I do not support the use of any resulting windfall for tax cuts. And I do not care who recommends the tax cuts. It can be President Clinton, if he wants to. I am not going down that road with him. I do not think he should have gone down that road. I do not think anybody ought to be recommending tax cuts at this time. I am not supporting Mr. Clinton and I am not supporting the Republicans on any tax cuts.

If there are any windfalls, we should apply them toward the deficit rather than give them away in tax cuts. That is what we wanted to do. We want to balance the budget. It is the height of ridiculousness to propose tax cuts for the wealthy which total over \$350 billion over the next 7 years, while at the same time we are devastating domestic discretionary programs that are investments in the Nation's future and in the people's future.

I believe that the other side of the aisle would do well to tone down the partisan rhetoric and the blame game. Democrats did not put us in this downward spiral. We all had a hand in it. We had a Democratic House, but we had a Republican President and we had a Republican Senate. Democrats have done their best to lead the efforts to eliminate the Federal deficit in the past. We recognize it has to be done. We did not ignore the problem in the past. We did not ignore it in 1993, and we stand ready to do our part again to do what is necessary to achieve budget balance. But it is obvious that we cannot do this if all we are interested in is partisanship. Virtually every substantive amendment that was offered by Democrats in the Budget Committee markup was rejected on a party line vote. Here on the Senate floor, the same partisan approach has been used by the Republican majority.

I, therefore, do not kid myself by holding out any hope that there will be any attention paid by the Republican side to the suggestions or proposals made by this side of the aisle. That is unfortunate. We are all here to do our solemn duty in, once again, making tough choices which affect the lives of virtually every American in order to balance the budget. None of us shy away from that duty. But, I submit that the Senate and the American people would be far better served if, at some point during this year's budget and reconciliation battles, we put aside partisan and Presidential politics, and vote for the best possible legislation in all instances—no matter whose idea it may be.

I close by congratulating again, Mr. DOMENICI, the chairman of the Budget Committee. He is an extremely capable and bright and dedicated Senator, and he has demonstrated a great deal of courage in bringing this resolution forward.

But I like to look at history in a situation like this, just as in many other situations. I have related some recent history to show that budget resolutions have a way of being overly optimistic and that there are conditions that occur in the economy which, in the final analysis, result in changing the expected and hoped-for outcomes of the budget resolutions.

I also compliment Senator EXON, who has done a fine job, a dedicated job on the Budget Committee. It is not easy. And all of the members on that committee are to be complimented. I am not on the committee, and I do not envy those who have worked so hard. They have spent hours and days and weeks, and they have done their best. I know they have done their best.

I know the Senator from New Mexico has done his best. He believes in this product. But he has no control over the future. Nobody has any control over tomorrow. "Boast not thyself of tomorrow, for thou knowest not what a day may bring forth." Recessions can occur, military conflicts may arise. There are things we cannot foresee. We cannot foresee what inflation will be, what the unemployment rate will be, what the gross domestic product will be, what interest rates will be.

In closing, I compliment the managers and I hope that what I had to say today will be of some benefit and that it will at least cause us to look back over the road we have traveled in the past and possibly to temper what we may have to say with regard to the future's optimist projections.

Madam President, how much time do I have left?

The PRESIDING OFFICER. The Senator has 2 minutes 10 seconds remaining.

Mr. BYRD. I yield back my 2 minutes.

Mr. DOMENICI. Madam President, I yield myself 1 minute off my side. Before he leaves the floor, I thank Senator BYRD very much for his remarks.

I know we do not agree on the details, but I thank him very much for the way in which he described the Budget Committee, as hard-working people. It is very hard to get people together on such diverse issues. I compliment Senator EXON for his hard work. Again, I thank Senator BYRD for his remarks.

There is no question that if we could predict with specificity exactly what will happen 3 years, 7 years, 20 years from now, we would be greater than the Roman Senate. But in any event, we cannot do that. I understand we are doing our very best. But I think the assumptions and expectations of this budget are realistically conservative in terms of economics and the like, even more so than the President's budget, which did not do much to the deficit but had less conservative estimates in the next 4 years. I thank him for his remarks.

I yield the floor.

Mr. EXON. Madam President, let me take a moment and thank my friend and colleague, the chairman of the committee, Senator DOMENICI, with whom I have worked for a long, long time. I have saluted him during this debate before and I do so again now.

I also want to take a moment to compliment my very dear friend, the senior Senator from West Virginia, for his outstandingly considerate and thoughtful remarks. I just hope that the Senate will be wise enough to recognize and realize that someone with the wisdom, dedication and the evenhandedness that has been part and parcel of Senator BYRD's lengthy and very distinguished career would give us pause for consideration. I think sometimes we get carried away, and I can think back and make talks on several measures that have been introduced in the U.S. Senate to solve the deficit problem. I voted against most of them because I did not think they held water.

I simply say that there are many concerns that we have on both sides of the aisle. Some of the sharp debate we have had on this measure is a very legitimate process of the consideration—the debate and deliberations that the U.S. Senate has been known for a long time.

As a personal aside, let me say that I have often said with my experience in politics, the great reward has been the people that I have met and have been associated with that would have never come my way had I not been chosen by the great people of the State of Nebraska to represent them as Governor and then as a U.S. Senator. One of the finest things that has happened to this Senator, with all of the outstanding people that I have met and been associated with and worked with, Senator BYRD has always been a pillar of what I think a U.S. Senator should be all about. And I think the remarks that he just gave demonstrate better than I could have said it how important he has been and remains as a Member of this body. I thank my friend from West Virginia.

Mr. BYRD. Madam President, I thank both managers of the bill.

Mr. DOMENICI. Senator GRAMM of Texas is going to offer an amendment. Technically, under the rules, I am supposed to manage the opposition. But I choose today to designate, if he will assume the responsibility, Senator EXON as the manager in opposition to the Republican amendment.

Mr. EXON. I appreciate those remarks by Senator DOMENICI. We are prepared to cooperate as he has outlined. If I understand it correctly, we are now moving back and forth, and we are now prepared to listen to the beginning of the debate on what I understand is called the Gramm amendment. We are prepared for that if the Chair is.

The PRESIDING OFFICER. The Chair recognizes the senior Senator from Texas.

AMENDMENT NO. 1123

(Purpose: Setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002)

Mr. GRAMM. Madam President, I send an amendment to the desk and ask for its immediate consideration.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Texas [Mr. GRAMM], for himself, Mr. COATS, Mr. COVERDELL, Mr. CRAIG, Mr. FAIRCLOTH, Mr. GRAMS, Mr. HELMS, Mr. KEMPTHORNE, Mr. KYL, Mr. LOTT, Mr. MACK, Mr. MCCAIN and Mr. SMITH, proposes an amendment numbered 1123.

Mr. GRAMM. Madam President, I ask unanimous consent that reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

(The text of the amendment is printed in today's RECORD under "Amendments Submitted.")

Mr. GRAMM. Madam President, I ask unanimous consent further reading be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. GRAMM. Madam President, I have offered an amendment which will reduce government spending from the level recommended in the Senate budget, that will include the heart of the tax cuts contained in the Contract With America, and that will, for all practical purposes, bring the budget which is now under consideration in the Senate into line with the budget that has already been adopted in the House.

In short, if the amendment that I have offered is adopted, we can virtually guarantee that the tax cuts which Republicans across the land committed to in the 1994 elections will become the law of the land.

I would like to outline what this debate is about. I would like to talk about the amendment. I would like to outline what the amendment does, and then I would like to talk about the issue that we are going to decide when we cast a vote on this amendment.

In September of last year on the north plaza of the Capitol Building, Republican candidates for the U.S. Senate, in fact, every Republican challenger in the country that was running in an open seat or against a Democratic incumbent except one who could not be there on that occasion, gathered to issue to America, a statement that we called "7 more in '94."

I want to read the opening part of that statement, and then I want to refer to a couple of things in it. We said, "We pledge to the American people that if they empower us as a majority in the U.S. Senate on November 8, 1994, we will dedicate ourselves to the adoption of these legislative priorities." Among those priorities, we had a tax exemption for children, we had the reestablishment of individual retirement accounts for families, we had the reduction of the capital gains tax rate, and the indexing of capital gains, and we pledged to repeal the earnings test under Social Security.

One week later, as everyone in America now knows, Republican candidates for the House of Representatives gathered on the west front of the Capitol and presented their Contract With America which outlined two goals as it related to the budget.

One goal was to balance the Federal budget, a commitment we also had made 1 week earlier on the northern approach to the Capitol; and also they outlined a comprehensive program to cut taxes, to let families keep more of what they earn, to provide incentives for people to work and to save and to invest.

That was in September 1994. We all know that the American people on November 8 changed American Government in the most sweeping congressional election since 1932. We won a majority in both Houses of Congress. The House of Representatives, good to its word, not only made promises in the campaign but they fulfilled each and every one of those promises. They adopted a budget last week that balanced the Federal budget over a 7-year period and that mandated tax cuts as they had outlined in the Contract With America.

Now, that brings the Senate to this point in the debate. Where we are today is that we have a budget before the Senate that fulfills half the fiscal commitments we made that September day. We have before the Senate a budget that over a 7-year-period limits the growth of Government spending to 3.3 percent a year, down from an average of about 5.5 percent a year growth over the previous 5 years, down from about 7.5 percent growth in Government spending since 1950.

As a result of constraining the growth in Government spending, the budget that is before the Senate is a budget that will achieve balance over a 7-year-period.

I want to congratulate Senator DOMENICI. I want to congratulate my colleagues for having achieved half of the commitment that we made prior to the elections in 1994.

My amendment today seeks to achieve the other half of those commitments. Now, what is the difference at this moment between the House budget and the Senate budget? Stated in its most simple terms, the budget that we are considering in the Senate spends \$175 billion more on nondefense spending programs over the next 7 years than the budget which was adopted in the House. That is the first difference. Our budget spends a lot more money than the House budget spends, on non-defense expenditures.

The second difference is that the budget in the Senate does not mandate a tax cut, whereas the budget in the House does.

My amendment is a very simple amendment. What my amendment does is make two changes in spending. No. 1, it phases in the reductions in the growth of spending under Medicaid so that while Medicaid expenditures grow every year over the next 7 years, and while Medicaid grows faster than Government spending is growing, we slow down the rate of growth in Medicaid more quickly under the substitute which I have offered than under the budget that is currently pending before the Senate.

Many people believe that those savings are not only achievable but desirable.

The most significant change in spending that I have proposed in this amendment reduces nondefense discretionary spending below the level contained in the budget that is before the Senate, so that overall we are spending \$142 billion less under my amendment than we are spending in the budget that is currently before the Senate.

If we look at this chart, Mr. President, it shows basically what the amendment does to spending. The red line is a line that shows the growth of Government spending under the Domenici budget; that growth averages 3.3 percent a year.

What my amendment does, by reducing the growth of discretionary spending, and by phasing in savings in Medicaid more quickly, rather than growing at 3.3 percent a year, Government spending would grow at approximately 3 percent a year. Government is still spending more each year than it spent the year before, but not spending as much as it would have spent had this amendment not been adopted.

This amendment then provides for tax cuts for the American people. These tax cuts basically contain the following items: A \$500 tax credit per child; cutting the capital gains tax rate by 50 percent and indexing it for inflation; estate tax relief for small business and small farms; faster depreciation through expensing for small business to encourage investment in small business in America; beginning the

process of phasing out the so-called marriage penalty, this perverse provision in the Tax Code where if two people with incomes meet, fall in love, and decide to get married, they pay the Government as much as \$4,500 a year—for the right to be married—in additional taxes; this amendment reestablishes individual retirement accounts for all Americans; it allows spouses working in the home to have an individual retirement account on exactly the same basis as if they worked outside the home; it allows the deduction with a credit for expenses in adopting a child; it raises the threshold for the earnings test under Social Security so that if senior citizens need to work to supplement their income, if they have the ability to work, they can do it without losing Social Security in the process; and finally, if someone takes care of an elderly person in their home, they are allowed a credit for part of those expenses.

This, in essence, is the tax cut that is contained in the House budget and is the heart of the Contract With America.

Now, let me take on the issues that are going to be raised. There are going to be some people who will say, "Look, let us balance the budget before we talk about tax cuts."

That is very easy to respond to. We are both balancing the budget. The DOMENICI budget balances the budget, certifies the savings, locks them in with enforcement mechanisms, and so does the amendment I have offered. In terms of balancing the budget, both amendments will balance the Federal budget.

What my amendment does is spend less money, and by reducing spending by \$142 billion over the next 7 years, my amendment makes it possible for us to adopt as part of the reconciliation process a tax cut, fulfill the commitment we made in the campaign, and to do something more: To begin the process of not only balancing the budget but changing who is doing the spending in America.

The debate here is really between those who say we want the Government to spend \$142 billion more, in the Senate, than Government spends in the House budget, and those who support my amendment and say let us have the Federal Government spend \$142 billion less so families can spend more of their own money on their own children, so that businesses can invest more of their own money in their own businesses.

I know there are those who will say this is a debate about how much money we spend on children, this is a debate about how much money we spend on education, housing, and nutrition. But this is not a debate about how much money we spend on children. It is not a debate about how much money is spent on nutrition or housing or education. It is a debate about who is going to do the spending.

In the budget that is before us, the Government is going to continue to do

the spending. In the amendment that I have offered, the family will do the spending. I know Government and I know the family and I know the difference. I believe if the American family is allowed to have a \$500 tax credit per child so parents can spend more of their own money on their own children, on their own future, that they will do a better job in spending that money than the Federal Government is doing.

In the House they propose eliminating public funding for public television. In the House, they propose eliminating the Federal Department of Education. And they give part of that money back to parents, to let parents decide how it is spent. I believe that is a clear choice and I want to be absolutely certain that people know that we can make that choice in this amendment. If you want families to spend more of their own money rather than having the Government spend it, you want to be for this amendment.

Second, this amendment cuts the capital gains tax rate, provides incentives for investment, and I know there will be those in this debate who will say this helps rich people. "If you cut the capital gains tax rate, rich people are going to exploit the situation because what they are going to do is mobilize their money; they are going to invest it; they will create jobs. But if they are successful, they will earn profits."

Welcome to America. That is how our system works. If we want people to create jobs there has to be an incentive to do it. I do not understand people who love jobs but hate the people who create them. I do not understand how we can expect people to make investments and take risks, and yet somehow resent allowing them to benefit when they are successful from the investments they make and the risks they take.

As I listen to all this talk about rich people versus poor people, it has started me thinking about my own life's experience. I have been blessed in having a lot of jobs in my life, especially when I was growing up. I worked as a peanut processor, I worked in a cabinet shop, I worked in a boat factory, in addition to all the jobs we all had working in a grocery store, throwing a newspaper. No poor person ever hired me in my life. Every job I ever got in my life, I got because somebody beat me to the bottom rung of the economic ladder, climbed up, saved his money, invested it wisely, and made it possible for someone like me to get my foot on the bottom rung of the economic ladder.

What my amendment seeks to do, by cutting the capital gains tax rate and by providing incentives for people to work and to save and to invest, is to guarantee that tens of millions of additional young Americans will get an opportunity to put their foot on the bottom rung of the economic ladder and start climbing up themselves. By cutting discretionary spending we have the opportunity to cut programs where Government is subsidizing business

and, instead, cut the capital gains tax rate and provide investment incentives so that investment decisions are not made by the Government but where investment decisions are made in the private sector of the economy.

Some people are going to say, "Look, we ought to forget this \$500 tax credit per child because it is not enough money to make any difference." For a two-child family, this \$500 tax credit is going to mean that family is going to get to keep \$1,000 more every year of what they earn to invest in their own children. That may not be much money in Washington, DC, but in Texas, where I am from, the ability of a family to spend \$1,000 more of its own money on its own children is real money. The fact that that is not real money in Washington, DC, tells you something about the problems that we have in Washington, DC. I think these are changes we need to make.

So here is the choice we are about. The choice is this. The House of Representatives has controlled Government spending, and using the words we use in Washington, cut Government spending. Even though spending grows every year in their budget, it just does not grow as fast as it would have grown had they not changed policies. But in the House, they spent roughly \$175 billion less on nondefense spending than the budget that we are now considering in the Senate. My amendment simply cuts spending by roughly that amount and gives that money back to parents to invest in their own children, cuts the capital gains tax rate, encourages savings and investment by changing the tax code so that rather than the Government spending this \$175 billion, it can be spent in the private sector, where families and businesses are making the decisions instead of the Government.

This is not a debate about balancing the budget. Both budgets balance the budget. This is not a debate about spending money on children or investing in businesses. Both budgets do that. But it is a debate about who is going to do the spending. Under my amendment, families will do more spending and the Government will do less spending. Under my amendment, Government will make fewer investment decisions and private business will make more investment decisions.

Not only do I believe this is good policy, I think it is important for two reasons. One is economic and one is political.

Economically, I think the economy is beginning to soften. Economically, I think we are beginning to feel, now, the impact of the tax increase that was adopted 2 years ago.

I think the impact is being felt on the American economy, and I think we are beginning to see troublesome signs in the economy. I think it is very important, as part of this budget, because we want it to work and we want to balance the budget, that we as part of this budget provide incentives for private

investment. As Government does less, it is important that we give parents the ability to do more by letting them keep more of their own money. It is important, as Government does less, that we provide incentives for business to do more in creating jobs and growth and opportunity.

I think that is especially true given that we are going to reform the welfare system and we are going to ask millions of people to get out of the welfare wagon and help the rest of us pull. Cutting the capital gains tax rate, providing incentives for investment and growth I think is a vital part of this.

Finally, we had an election. We all see the results of that election. We have a Republican majority. We have 54 Republicans in the Senate. We have a Republican majority in the House for the first time in 40 years. We won that election based on commitments that we made to the American people, and in terms of the budget we committed to do two things. No. 1 to balance the Federal budget. That is a commitment on which we are clearly going to deliver. But we also committed to reduce spending further so that families can keep more of what they earn and so that businesses can make more investment decisions to create more jobs, more growth, more opportunity for our people. That is a commitment that we are not going to fulfill unless we adopt this amendment.

Finally, before I yield the floor and allow the opposition to speak and begin to recognize our colleagues who are co-sponsors to the amendment, let me say this. I know there are others who are talking about cutting a deal—compromising, coming up with a temporary tax cut. I think if we are going to change America, if we are going to change Government policy, we have to stop cutting deals in Washington, DC. We promised that we would do this in the election. As chairman of the Republican senatorial committee, I went all over the country and with Republican candidates everywhere committed to this program, and so did others of our colleagues on the Republican side of the aisle.

Now we come down to the moment of truth. There are many who say, look, it was hard enough balancing the budget. This was excruciatingly painful. This was difficult. We do not want to go the final step to live up to what we committed in the election.

I think that is a mistake. I think America will be richer and freer and happier if we do it. It is not only the right thing to do economically, it is the right thing to do because we committed to do it.

I reserve the remainder of our time.

Mr. FEINGOLD addressed the Chair.

The PRESIDING OFFICER. Who yields time?

Mr. EXON addressed the Chair.

The PRESIDING OFFICER. The Senator from Nebraska.

Mr. EXON. Mr. President, we have spent a lot of time discussing the basic

unfairness of the tax cut proposed by some Members on the other side of the aisle. The American people are wise to Republican tax shenanigans that benefit the wealthiest in this Nation. The amendment that has just been offered by the Senator from Texas embraces the unworkable and unrealistic tax cut described by Speaker GINGRICH as, "The heart and soul, the crown jewel of the Contract With America."

It is a phony jewel at best and a very deceptive one, I hasten to suggest. The plain fact is that we cannot afford a tax cut, and there should not be one in this budget if we are going to balance the budget. Our primary goal, the goal that the American people overwhelmingly endorse, should be to reduce the deficit. A tax cut like the one in the House Contract With America would only add to the problem by forcing us to make even deeper and more painful spending cuts.

Poll after poll has shown that voters want Congress to get the Nation's fiscal house in order by balancing the budget, not by cutting taxes.

Mr. President, we have just spent the majority of Friday and Monday talking about the draconian impact of the Republican budget cuts. Those cuts are in Medicare, and lower income beneficiaries are all going to suffer. We also talked about Medicare cuts and the cuts to education, the cuts to the EITC program, the cuts to veterans programs, and the cuts to agriculture. But no matter how the deficit is eliminated, the fact is that achieving balance is an extraordinarily difficult and painful task. It requires more than \$1 trillion in spending cuts—cuts that have a real impact on real people. Adding tax cuts to the mix would only ensure that the pain goes even deeper. And in this budget that translates to even harsher treatment for our seniors, our schools and education, our children, and the least well off in our society.

There has also been a great deal of talk in this Chamber especially about the so-called economic bonus that will magically occur if this budget is enacted. According to CBO, it would be possible for a total of some \$170 billion over the next 7 years and balloon to \$356 billion over 10 years if those figures work out—if those figures work out. The bonus has become the financing source for the tax cuts being advocated by our friends on the other side of the aisle. If this bonus does occur—and I think that point is very debatable—I submit there are many better purposes to which it could and should be put. In fact, the driving force behind the Democratic amendments center on this very issue.

The question is very simple: Should any economic bonus be reserved for tax cuts for the best off in our society or should it be used to soften the blows of some of the extraordinarily harsh cuts that will be meted out under the plan? Our position is very simple: we cannot afford a tax cut. It makes the job of

balancing the budget just that much more difficult and disproportionately unfair.

Furthermore, in the event that an economic bonus or surplus should accrue as a result of the painful choices that are being made, this bonus should be used to lessen the pain of those cuts rather than a tax cut and thus better assuring a realistic balanced budget by a day certain.

That is where we stand, Mr. President, and that is where the American people stand, too. That is where realistic and reasonable people stand. I certainly strongly recommend that we disapprove the amendment offered by the Senator from Texas.

Mr. FEINGOLD addressed the Chair.

The PRESIDING OFFICER (Mr. SMITH). Who yields time?

Mr. GRAMM. Mr. President, if we go back and forth—

The PRESIDING OFFICER. The Senator from Texas is recognized.

Mr. GRAMM. Let me respond very briefly and then I would yield to Senator GRAMM.

Mr. President, let me first say that the amendment I have offered cuts spending by another \$142 billion to make it possible for us to let families keep more of what they earn and to provide incentives for businesses to invest their own money in their own future and generate jobs.

I hear our colleagues on the Democratic side of the aisle talking about difficult choices. I am not aware that a single one of them plans to make a single difficult choice, and these are difficult choices being made by Republicans. Their proposal is that if we make the difficult choices so that we balance the budget, if any benefit should accrue from that we allow Government to spend the benefits. Our proposal is that if we make the tough choices and benefits accrue as a result of those tough choices in lower interest rates and higher growth because we have balanced the budget, because the Government is not borrowing half of all the money that is loaned in America, we give that money back to the people who earned the money to begin with, the people who do the work, pay the taxes, and pull the wagon.

So I do not think the distinction between the two visions for the future that we are debating here could be any clearer.

I do not think the American people believe that the tax cuts adopted in the House of Representatives are unreasonable or unworkable. I do not think the American people think that the idea of letting families spend more of their own money by having Government spend less of it is an unrealistic or unworkable idea. In fact, it has worked in reverse for 40 years. The average family in 1950, with two children, sent \$1 out of every \$50 it earned to Washington. Today, it is sending \$1 out of every \$4.

I am just proposing to take a very small step back in the right direction for a change.

I yield 10 minutes to the distinguished Senator from Minnesota, Senator GRAMM.

Mr. GRAMM. I thank the Senator very much. And I want to thank him very much for giving me the time on this amendment, and also give a lot of credit to the Senator from Texas for bringing this amendment to the floor.

Mr. President, we have heard strong and passionate statements from my colleagues on the subject of the \$500 per-child tax credit and other tax reductions.

But there is one thing we have not heard.

We have not heard from the people themselves, those who would benefit most from tax relief, those who pay the bills—that is, the middle-class Americans who work every day—and a lot of nights and weekends, too—just trying to make a better life for themselves, their children, their families.

And they do it at the same time they are paying more and more taxes to the Federal Government.

Who is speaking up for them? Who is speaking up for the taxpayers?

As their elected representatives, it is supposed to be us. But sometimes I am not so sure we are.

November was only 6 months ago, but in a city where the headline-making political promises of yesterday too often end up lining the bottom of the bird cage, the message of November already seems to have been forgotten by many of us in the Senate.

And so, if not us, who is speaking up for the taxpayers?

Believe me, Mr. President, they may not be here to speak for themselves, but they have a voice in this debate, and they have a right to be heard today.

Fortunately, the taxpayers in my State of Minnesota are prolific letter-writers. And, thanks to their letters, some of which I have brought with me to the floor, they will be heard today.

And this is just a very small sample but a representation of what I have received in the mail.

Listen carefully—their thoughtful words reflect a deep dissatisfaction with the status quo in Washington.

Listen to Ralph Krasky of Minneapolis:

We are just being killed in taxes. We both work and all we do is save for April 15. Let us keep what we make. After all, it is not the government's money. It is our money.

Or listen to Elaine Haataja, 53 years old and living in Menasha.

She lost her husband to cancer a year ago:

I am very angry at our Federal and State tax system. I had no choice but to go to work for \$5 an hour to support myself and keep up the taxes and insurance on my house and car.

"I receive \$700 a month from my husband's pension, which isn't enough a month to pay utilities and insurance plus the upkeep on the house and my old car. And now I have to pay \$1,100 for Federal and State taxes.

The frustration is real, Mr. President, in Minneapolis, in Menasha, and

every town in between. People feel as if their own Government has let them down; that somehow Government has gotten off the right track.

"I urge you to continue to cut taxes and cut spending and cut the Federal bureaucracy," writes Ralph Grant of Rockford, MN.

"There is more than enough waste and fraud and pork and duplication in the Federal budget to sustain a severe reduction without affecting any necessary and required services."

Minnetrista residents Kathy and Gary Hejna agree:

We believe this country was built with hard work and sacrifice, not sympathy and handouts.

We also believe that we can spend this money more effectively than the Government, who has only succeeded in creating a permanent, dependent welfare class with our money over the last 40 years.

Any bill that takes money away from the Government and gives it to the families, the basic unit of society, can only benefit everyone in this country.

With seven children, Kathy and Gary would receive a tax credit of \$3,500 every year under the Gramm amendment.

Think what a difference an extra \$3,500 could mean for a family.

It could mean health insurance, a special education for a gifted child, or simple necessities like groceries and clothing.

Think how the \$500 per-child tax credit could strengthen the American family.

Kathleen and William Bart of Roseville have given it a lot of thought. "A \$500 Federal tax credit for each dependent is not a Federal hand-out," they write, "but would allow parents to keep more of the money that they make and to use it to care for their own children.

"A \$500 Federal tax credit for each dependent would unquestionably strengthen many families—especially middle-class and economically-disadvantaged families."

Lori Brandt, who lives in Plymouth, MN, has thought about it, too. "Families desperately need a break today," she says, "and tax relief is long overdue."

From Duluth came this letter by Justin Black. "So many families starting out these days are as poor as dirt because they have to pay so much taxes when they haven't had the time to barely start their lives.

"They need a break like this tax bill so they can afford to raise a healthy family. Remember: they're the hope for the next generation and they need to have a strong family life to take over where the last generation left off."

"My husband, Jay, is an executive with a small manufacturing business and I am a mother and homemaker, as well as teacher to our two small children," says Patty Meacham of Audubon, MN, in her letter to my office.

"We are helping to support Jay's 69-year-old-mother, because we don't feel the government should be responsible for every person within our borders.

"Tax cuts would enable us to do much more Grandma, and perhaps she could get off the rolls of people accepting rent assistance.

"It is no source of pride for us that she has to go to a government agency for help, but how can we do what is right for her, when we are so greatly strapped by the tax burden placed upon us?"

A young couple from Coon Rapids tried to buy a new home to fulfill the American dream, only to learn after meeting with their realtor that they simply could not afford to do it on their own.

"I have finally reached the point of complete frustration and anger over the amount of taxes being deducted from my check each month," said their letter.

"When we got home that evening my husband and I sat down with our checkbook and our bills and tried to determine what we were doing wrong. After taking everything into consideration we determined that we weren't spending our money foolishly.

"The only real problem we found was when we looked at our paycheck stubs and actually realized how much of our income was going to pay for taxes.

"It saddens me to think of how hard my husband and I work and how much time we have to spend away from our daughter to be at work \* \* \* and we still cannot reach the American dream."

The \$500 per-child tax credit would help families like Natalie's realize their dreams. And Minnesotans know it will help the economy, too.

David Clark, a taxpayer from Eden Prairie writes: "Taxation is an awesome burden in the U.S. today, and it is sucking away resources from the economy that could be used to create jobs and opportunities for everyone, including the poor.

"I urge you to use the new Republican majority to enact the legislation needed to get the Government off our backs."

Walter Wilder, a doctor from Edina, writes: "Tax cuts will help to balance the budget by stimulating growth, bringing in more income, including from the high-income people."

And J. Randy Brown of Oakdale says: "I agree with your position that tax cuts are also a necessary part of the overall budget solution. Reduced taxes will result in renewed growth, job-creating, and the result of that would be increased revenues."

Mr. President, if it were up to the American people, we would have tax relief, and the vote would not even be close.

The House heard the people and passed its budget last week, with the \$500 per-child tax credit as its centerpiece.

But now it is our turn. The American people are not sure we are up to the task. And I am afraid they may be right.

"I just finished my '94 taxes. What a disappointment," writes Tim Hulst of New Hope.

"The government can't seem to get enough of my money. Last year, I worked two jobs—seven days per week—and my wife worked full time to try and support ourselves and three children.

"After all we've paid in, we still owe \$1,000 more. Please convince your fellow Senators how important it is to cut taxes. I wonder sometimes if the Republicans in the Senate really get it."

Dean Fairbrother of Minneapolis has the same concerns. "The status-quo, too-cautious approach exemplified by many of the senior members of the Republican Senate caucus is unacceptable. Keep pushing for family tax relief," he urged.

"Ignore the tired lamentations coming from the Old Bulls. They are wrong—you, me, and the majority of Americans pleading for such relief are dead right."

The letter-writer who leveled the harshest criticism at this Chamber is Folkert Breitsma of Maple Grove, who writes:

"It is a disgrace to see billions of our money squandered by politicians who are out of touch with real life and have the audacity to say that the national government can be entrusted with the money—that they know what is good for us.

"I have watched the Senate stonewall most of the initiatives brought forth by the House. It is defended by the Senators as being 'more deliberate' and 'take time to study the initiatives.'"

"However it is promoted, I see it as stonewalling by a group of people that do not have a clear vision of what they want to achieve and have the arrogance to claim they know what is best for the country."

Those are strong words—not my words, but words in which I find a good deal of truth.

But there is hope, Mr. President—the hope offered by the \$500 per-child tax credit we debate today.

Mr. President, look what the \$500 per-child tax credit could do for the Minnesotans who wrote asking for our help:

We would return \$1.4 million to the people of Wadena County, home of Elaine Haataja; we would return \$48.7 million to the people of Ramsey County, home of the Bart Family; \$3 million to Becker County, home of the Meacham Family; \$20.8 million to Washington County, home of the Browns; and \$101.5 million would be returned to Hennepin County, which the Brandts, the Breitsmas, the Kraskys, the Hulsts, and the Fairbrothers call home.

By passing the \$500 per-child tax credit, we would return \$500 million to Minnesota families—\$25 billion annually to families across America.

We have heard what the people have to say. I think the question, again, is who is speaking up for the taxpayers?

As I close, Mr. President, I want to remark that the senior Senator from

Nebraska said a few moments ago the tax cut would more deeply increase the pain to balance the budget. The pain of the tax burden on this country's families is growing more and more, and they are demanding and asking for tax relief.

I strongly urge my colleagues to support and adopt the Gramm amendment.

The PRESIDING OFFICER. The time of the Senator from Minnesota has expired.

Mr. EXON addressed the Chair.

The PRESIDING OFFICER. The Senator from Nebraska.

Mr. EXON. Mr. President, what I am hearing in the Senate today is almost word for word what I heard in the early 1980's: Give the people a tax cut and do not worry about the deficit. We are for tax cuts, too, but only after we get our deficit under control.

I yield 5 minutes to my colleague from Wisconsin.

Mr. FEINGOLD. Mr. President, I certainly thank the Senator from Nebraska, and I want to say I admire how straightforward the Senator from Texas is with his amendment and his approach. He lays it right on the line. He believes we can afford at this point a \$350 billion tax cut and still balance the budget.

In fact, I appreciate the candor of the whole Republican contract in admitting that this really is the centerpiece, this is the crown jewel of the Republican contract, as stated by the Speaker and as stated by the Senator from Texas.

I was amazed when they first came up with that formulation. Of all the different things you could pick from the Republican contract: regulatory reform, trying to get the Government off our back; line-item veto; the balanced budget amendment—for a moment I thought that was the crown jewel of the Republican contract—the issue of unfunded mandates we already dealt with; issues having to do with Congress, living by the rules that it creates for others. All of these things are apparently swept aside when it comes to the importance of delivering a tax cut at this time even though this country has reached a \$5 trillion debt and a deficit that has only recently been brought down through the efforts of the Clinton administration.

So I agree with the Senator from Texas. This is the key amendment on this whole issue. The Senator says that the tax cut is the heart of the Contract With America. Well, this is the test: Is your heart with the tax cuts or is your heart with deficit reduction? You cannot have it both ways, and this is the test and this is what the American people are looking for.

What is very unfortunate is that the Senator from Texas fails to tell what this amendment really does. It takes

\$170 billion that is already in the budget resolution, adds that much again, makes the cuts deeper for the various programs that are going to be cut, and you know what, Mr. President, it still does not balance the budget in the year 2002, unless you take the money of Social Security.

This is not a balanced budget in the first place, Mr. President, and this amendment will only make it worse. Do not let anyone on the Republican side kid you, this budget resolution does not balance the budget in the year 2002, unless you take the money from Social Security. So this amendment cannot possibly solve that problem.

The Senator from Texas talks about two visions. He sees this as all about whether we are going to return the money to the people. But that is not what the November 8 election was all about. I think both in 1992 and 1994, the American people spoke with a very clear voice. They did not call for tax cuts. They said get rid of the Federal deficit, get rid of the huge interest payments we have to pay on the debt, do not saddle our children and our grandchildren with this deficit. That was the message in 1992 and it was the message in 1994. It is not a partisan message. People are just saying, clean up the mess that was made in the 1980's that the Senator from Nebraska just referred to.

The amendment of the Senator from Texas would make the mess much worse. It would say that even though all these deep cuts are being made in so many important human programs, we still have \$350 billion in spare change around for tax cuts. I do not think anyone out there really believes that.

Let me agree with the Senator from Texas that this should not be about class warfare. I support neither the Senator's proposal nor the proposal for a tax cut in the budget resolution, nor do I support the President's proposal for a much tinier tax cut. I say we cannot do any of it, and there is a moderate bipartisan coalition in this body of Republicans and Democrats alike who say just get rid of all the tax cuts; whatever we have to reduce spending with, let us use that money to reduce the deficit.

You know, Mr. President, my biggest concern is not this amendment. This amendment is going down to defeat, I am happy to say. The crown jewel of the Republican contract will be soundly defeated on the floor of this Senate in a very short while. The Speaker's crown jewel will be gone. The \$350 billion is not going to be voted by this body. We will defeat the crown jewel of the Republican contract. But I will say, Mr. President, that this is a stalking horse to make the \$170 billion that is already in the budget resolution look moderate. We also cannot afford that, and we will have amendments later to deal with this. If I may have 1 additional minute?

Mr. EXON. Thirty seconds. If I give you another minute, there will not be enough. Thirty seconds.

Mr. FEINGOLD. I thank the ranking member very much.

Mr. President, this amendment, more than anything else, offends the common sense of the American people—they know better than we do—if we vote for this. It offends them because they know darn well you cannot balance the budget and spend \$350 billion on tax cuts and tell them it is going to work. It does not work. It is phony and it should be defeated.

I thank the Chair.

Mr. GRAMM addressed the Chair.

The PRESIDING OFFICER. The time of the Senator from Wisconsin has expired. The Senator from Texas.

Mr. GRAMM. Mr. President, I know it breaks the hearts of our colleagues, but in this amendment, I am proposing cutting Government spending, their precious programs, so that families can spend their own money on their own children on their own future, and invest in their own businesses. If that violates common sense, I think it says there is a difference between common sense in Washington, DC, and on the floor of the U.S. Senate as compared to common sense around every kitchen table in the kitchen of every working family in America.

I yield 8 minutes to the Senator from Indiana, Senator COATS.

Mr. COATS. Mr. President, I thank my fellow Senator from Texas, Senator GRAMM, for yielding, and I rise today in very strong support of his amendment, which has the courage to confront an issue that I believe is essential to our future: The preservation of the American family.

The amendment before us strengthens—not weakens—strengthens the budget resolution by recognizing that cutting budgets and cutting taxes are part of the same movement in America, a movement to limit our Government and empower our people.

These twin goals, I contend, are not inconsistent. They are inseparable, and we can prove our commitment to both if we are willing to cut Federal spending just an additional three-tenths of 1 percent. Let us understand that. These two goals are not incompatible if Members are willing to take three-tenths of 1 percent more in Federal programs and apply it as a return to the American taxpayer.

While I support the progrowth and savings provisions provided in this amendment, in the limited time I have, I would like to focus my remarks on the profamily elements of this amendment.

Opponents have argued that the only way to help children is to maintain record high levels of Federal spending on every Government program. But there is a better way. What we are asking today is simply, who is better informed and who is more compassionate to make choices in the interest of our children, the Federal Government or America's families? Can there be any serious debate on how that question is answered?

The lessons that we have learned from decades of social spending are clear: Government programs have proven incapable of fighting social despair and disorder. But strong families can, and it is time to admit that when families fail, so does our society. It is also time to understand that when our families are involved and favored and supported, they construct a hopeful future for America.

This Congress today is presented with a choice between the failed, discredited compassion of Government and the proven power of strong families to build hope in their children and order in our society.

I believe, Mr. President, it is a transparent ploy to say this is simply a matter of rich versus poor. Rather, it is a matter of where resources and authority should rest: in Government or in our families and our communities?

Much of the opposition to tax relief seems to be based on a myth, a myth that tax cuts somehow waste the Government's money.

The Government produces nothing. It has no resources of its own to spend. Tax cuts are not a waste of Government funds; they are simply a method to allow Americans to keep their own money. They are a method to build working independence as an alternative to Government paternalism which has proven so destructive, despite the honorable intentions of its proponents.

It is tax cuts that are the best form of social investment, an investment in the ability of people to care for themselves. In 1993, the Bipartisan Commission on America's Urban Families found that, "The trend of family fragmentation drives the Nation's most pressing social problems—crime, educational failure, declining mental health, drug abuse, and poverty. These, in turn, further fragment families."

One of the key policy recommendations of the commission was to "increase the self-sufficiency and economic well-being of families by either significantly increasing the personal exemption or a child tax credit for all children through age 18."

Those were the conclusions of the Bipartisan Commission on American Urban Families, and I think we should listen to their words. The findings on the National Commission of Urban Families were remarkably similar to the findings advocated 3 years ago by the Democratic Progressive Policy Institute; in an impressive report entitled "Putting Children First," a progressive family policy for the nineties, this group found, "There are some things that only families can do, and if families are placed under so much stress that they cannot raise children effectively, the rest of the society cannot make up the difference in later years."

Mr. President, the time of political change is the time to reassess our national priorities. We need to redirect our focus and our funds to strengthen the family. While Government's role in preserving the family is limited, it is not insignificant. Perhaps the single most important thing Government can accomplish for families is to lift the economic burdens that can cripple the family.

Over the last 50 years, we have had a lousy track record in doing that. The personal exemption is now just 12 percent of income, where it used to be at 42 percent in 1948 when it was first introduced. Since the end of World War II, it is families that have borne the burden of increased taxes. That burden increased more than 200 percent for families with two children.

Their average after-tax income is below that, even of elderly households, single persons, and couples without children. In my home State of Indiana, the median family income for a family of four is \$30,000 and, of that, nearly \$11,000 is devoted to Federal, State, and local taxes. The average family in Indiana pays more in taxes than it does in housing, food, and clothing expenses combined.

The Gramm amendment completes the budget resolution by addressing not only the Government's budget deficit, but also the deficit and the resources of families to care for their own. It is a deficit created by increased taxation of the family through the erosion of the personal exemption. For too long we have ignored this growing burden and its growing social costs.

Mr. President, the promise of tax relief for the American family is now before us to be fulfilled or to be ignored. At the end of this process, I want to vote on a budget that tackles both threats to the American family—the threat of the budget deficit and an ever-growing threat of a tax burden. I want to support a budget that contributes to a growing economy and builds new momentum for job creation. For too long we have dismissed the needs of families to answer the call of other interests. With this vote, that trend can end.

I urge my colleagues to vote for passage of this critical amendment. Again, the fundamental choice before us is, do we want to leave more money in the hands of Federal bureaucrats to spend in their so-called wisdom on behalf of our families and the needs that are pressing on our society, or do we want to rest that decision with parents and with families?

By cutting spending just an additional three-tenths of 1 percent, we can give that decision to families rather than rest it in the hands of Government bureaucrats. That is the decision before us. We can have both. It is a fundamental choice that we must make. I am pleased to join the Senator from Texas, and I am pleased that he offered this amendment because that presents us and grants us that choice.

If I have any additional time, I know the Senator is pressed for time, I am happy to yield any additional time back.

Mr. EXON. Mr. President, in view of the fact that we have more time left than that side, would the Senator from Texas object to two rather short statements in a row?

Mr. GRAMM. I would not object.

Mr. EXON. Then I would yield at this time 4 minutes to the Senator from Michigan, followed by 2 minutes by the Senator from Minnesota.

The PRESIDING OFFICER. The Senator from Michigan is recognized.

Mr. LEVIN. Mr. President, I thank the Chair and my friend from Nebraska.

Tomorrow, or the next day, the Senate is likely to approve a budget which would be described as being balanced by the year 2002, although it will not be. It will not be balanced because it relies heavily on surpluses in the Social Security Trust Fund to achieve that so-called balance.

But the proposed budget resolution before us is unbalanced in another important way. The budget blueprint represented here penalizes middle-income working families, reduces our investment in education, and penalizes our senior citizens, in order to provide a tax reduction which will benefit mainly the wealthiest of Americans.

One of the most inequitable aspects of the budget before us is that it raises taxes on working families. The proposal to cut back the earned-income tax credit for working families—in other words, to raise taxes on working families who make less than \$28,000 per year will, according to the Department of the Treasury, raise their taxes, and in the case of a single parent with two children, for instance, who makes \$8,800 a year, raise his or her taxes by \$354. That is a minimum-wage parent making \$8,800. That is a tax increase of \$354, according to the Department of the Treasury, and that is what is in the budget resolution before us.

Now, Kevin Phillips, a conservative commentator, says this about the Republican budget proposal and this particular tax increase on people making \$28,000 or less. He said,

It is the senior citizens, the poor, students, and ordinary Americans who will see programs that they depend on gutted by this proposal, while the richest 1 or 2 percent, far from making sacrifices, actually get new benefits and tax reductions.

President Reagan described the earned income tax credit, which is being cut back in the proposal before us, as "the best antipoverty, best pro-family, best job creation measure to come out of the Congress." That is what President Reagan told us about the earned income tax credit. That is what the proposal before us will cut back. That is the law which benefits families that earn under \$28,000, and that is the proposal before us which will cut back that earned income tax credit so that families earning under \$28,000 will pay more in taxes.

Why are we doing this? Mainly to cut some taxes. And, according to the proposal of the Senator from Texas, most of the tax cut will go to the wealthiest of Americans. Over 50 percent of the benefits in the amendment of the Senator from Texas goes to Americans earning over \$100,000. Now, what a contrast that is.

In the budget proposal before us, if you earn less than \$28,000, you are slated for a tax increase. If we adopt the Bradley amendment, we will cure that unfairness. But then comes along another amendment which compounds the unfairness, and that is the amendment of the Senator from Texas, which then says we ought to take that pot of money created by the cuts on seniors and on students and on working people and give those dollars mainly, over 50 percent, to people earning over \$100,000.

Now, the contrast could not be sharper. It could not be clearer. The unfairness is clear. We can correct that unfairness in two ways, by adopting the Bradley amendment and defeating the Gramm amendment.

Mr. President. I rise to oppose the Gramm amendment which would provide for a \$345 billion tax cut over the next 7 years.

This tax cut provides more than half of its benefits to people making more than \$100,000 a year. It gives a \$20,000 tax break to those who make \$350,000.

On Wednesday or Thursday, the Senate will likely approve a budget which will be described as balanced in the year 2002 although it will not be. It relies heavily on surpluses in the Social Security trust funds to achieve balance. The proposed budget resolution before us is already unbalanced in another important way. The budget blueprint represented here penalizes middle-income working families, reduces our investment in education, and penalizes our senior citizens, in order to provide for a tax reduction which will benefit mostly the wealthiest of Americans.

The Gramm amendment would make the inequities of this budget worse and would remove from conference with the House the possibility that the unfairness might be somewhat reduced. One of the most inequitable aspects of the proposal before us is that to pay for these tax cuts for the most well-off Americans, it raises taxes on working families. The proposal to cut back the earned income tax credit for working families making less than \$28,000 per year would, according to the Department of the Treasury, raise taxes by \$354 on a single parent with two children making only \$8,840 a year. That's minimum wage.

Yesterday, I quoted noted conservative commentator Kevin Phillips, as have a number of my colleagues this week, but his recent public remarks sum up the problems with the Republican budget proposal and this particular tax increase on people making \$28,000 a year very well. He said:



If the budget deficit were really a national crisis instead of a pretext for fiscal favoritism and finagling, we'd be talking about shared sacrifice, with \* \* \* the people who have the big money making the biggest sacrifice. Instead, it's senior citizens, the poor, students, and ordinary Americans who'll see programs they depend on gutted while \* \* \* the richest 1- or 2-percent, far from making sacrifices, actually get new benefits and tax reductions.

The earned income tax credit has a long history of bipartisan support. President Reagan called the EITC, "The best anti-poverty, the best pro-family, the best job creation measure to come out of the Congress." The EITC has played an important role in providing incentives to keep people working who are struggling to get on the lowest rungs of America's economic ladder and to stay off the welfare roles.

And our Republican colleagues do not, look to the \$2½ trillion over the next 5 years in all tax expenditures. There is no effort in this budget to control the growth of corporate tax deductions, no effort to restrain the growing tax breaks for the largest and richest among us. In fact, the Gramm amendment would eliminate the corporate alternative minimum tax, a tax designed to assure that profitable companies have to pay some reasonable amount in Federal income taxes. This is a more than \$25 billion tax reduction for such companies.

Instead, the Republican budget aims a \$21 billion tax increase at the working families with children. In Michigan, this means a \$457 million tax hike over 7 years on nearly 316,000 hard-working taxpayers making less than \$28,000 a year. Over the next 7 years, they'll pay an average of nearly \$1,500 more.

Mr. President, the budget before us has its priorities wrong. The Bradley amendment on which we will vote shortly is a step in the right direction. The Gramm amendment is just wrong. It would provide tax cuts for the wealthiest while leaving intact this tax increase on working families. It's simply a question of fairness.

I urge my colleagues to defeat the Gramm amendment and support the Bradley amendment.

I thank the Chair.

The PRESIDING OFFICER. Under the previous order, the Senator from Minnesota is recognized for 2 minutes.

Mr. WELLSTONE. Mr. President, I would apologize as a teacher for not doing justice to the issues before the Senate. It is just impossible in 2 minutes.

Let me start out by saying that there is an old Yiddish proverb that I think applies to this amendment on the floor. That Yiddish proverb says you cannot dance at two weddings at the same time. Quite frankly, this is a perfect example of that.

On the one hand, we tell people we are serious about deficit reduction. On the other hand, we are talking about \$300 or \$350 billion of tax cuts going

disproportionately to the wealthiest and highest-income citizens.

Mr. President, I just have to say that that does not pass the test of intellectual rigor in the State of Minnesota. People want the Senate to get real with them. They want the Senate to be straightforward with them. They do not believe for a moment that we can have hundreds of billions of dollars of tax cuts while, at the same time, we are pretending to be serious about deficit reduction.

Second of all, Mr. President, and it is very difficult to talk about what the statistics mean in personal terms, but honest to God, when we are talking about severe cuts in Medicare for elderly people, and Medicaid for elderly people, and nutrition programs for children, and support for students to be able to go on to higher education, a higher education that they can afford, and when we give away an investment in education and health care and jobs for people, and we want to do all of this deficit reduction on the backs of these citizens, middle-income citizens, families, working people, all on behalf of hundreds of billions of dollars of tax cuts for the wealthiest people in the United States of America, it not only does not meet the Minnesota standard of rigor, it does not meet the Minnesota standard of fairness.

Mr. GRAMM. Mr. President, I yield the junior Senator from Arizona 6 minutes.

Mr. KYL. I thank the Senator from Texas for yielding. Mr. President, I express my strong support for the Gramm amendment.

This amendment is about keeping our promises to the American people to provide tax relief to the American families. We have heard a lot of criticism about this amendment. It provides a \$500 per child tax credit for the American family. It provides for marriage penalty relief, spousal IRA, a new American dream savings account to allow people to buy a home, provides a credit to families caring for elderly family members.

It keeps faith with our seniors. It does not take a nickel from Social Security. In fact, it raises the Social Security earnings limitation, something that the senior citizens from Arizona have been fighting for since I has been here. It enables seniors to be able to work without having a penalty.

It provides estate and gift tax relief, provides incentive for the purchase of long-term care insurance, something all of our seniors are interested in. This amendment also provides incentives for businesses to grow and create new jobs.

Capital gains tax reform—there is over \$5 trillion in backed-up capital, in pent-up capital, in our society that could be freed with this kind of capital gains tax relief. That means jobs for Americans.

This amendment provides for a home office deduction. For small business expensing. It repeals the corporate alter-

native minimum tax and provides for neutral cost recovery. Balancing the budget, Mr. President, is important, but balancing the budget is not the only goal. At best we will produce a Government that still taxes too much, spends too much, and regulates too much.

With the Gramm amendment we are saying to the American people that we trust them to spend their own hard-earned tax dollars more wisely than the bureaucrats in Washington. They know how to take care of their family and how to invest and create new jobs.

While some here talk of ordinary Americans, we believe that Americans are extraordinary. Given the opportunity, they can improve their own lives and the lives of their families. They just need the resources to do so.

Who cares, Mr. President, more about a child's education than a parent? Give them the \$500 child tax credit. Who spends the money more wisely and efficiently? The St. Mary's Food Bank in Arizona or the Department of Agriculture, that administers nutrition programs? If I had \$500 to contribute to an entity to provide for the poor, I am going to contribute it to a local charity sooner than to the U.S. Government.

Who is a better job creator, the Federal Government or private business? The Gramm amendment means Congress has to prioritize the remaining spending, like American families have to do. By reducing taxes, it provides a chance to stimulate economic activity and produce more revenue for the Treasury.

Mr. President, when a retailer has a sale on a Saturday, does he expect to receive less income as a result of that sale? No. By reducing the rates, he intends to bring more people in and more than make up by increased volume what he has lost in the price that he charges.

The same thing occurs when we reduce taxes rates. We are not producing less revenue to the Treasury. We actually—and experience proves this—produce more revenue to the Treasury by virtue of that reduction.

Finally, Mr. President, I heard some conversation a while ago that basically suggests the liberals in this body believe that this amendment will make it more difficult to balance the budget and deliver. They oppose it. Here is my challenge to all of the liberals who have spoken here. Will they support the budget resolution without this tax increase in it? Do any of our liberal colleagues want to stand up and say yes, they will vote for this amendment, for the budget resolution before the Senate, so long as we do not have the tax increases in it?

The answer, Mr. President, is no. And the reason they will not support the budget resolution even without the tax increases is because fundamentally they do not support a balanced budget.

Mr. GRAMM. Tax cuts, not increases.

Mr. KYL. Mr. President, I am sorry if I misspoke with regard to the tax cuts

being proposed by the Gramm amendment.

The bottom line, the liberals who oppose the Gramm tax cuts do so because they like taxes, because they want the money to spend, not because they are going to support a budget resolution that does not have these tax cuts in it.

If any of our liberal colleagues are willing to stand up and prove me wrong by saying no, they will vote for this budget resolution so long as it does not have the Gramm tax cuts in it, then I will eat these words and say, fine, I accept their vote.

I suggest, Mr. President, that the talk about opposing this amendment, because they are interested in balancing the budget, is just so much talk because in the end they will vote against the budget resolution that balances the budget. They would rather have the tax money to spend. That is why they oppose the Gramm tax cuts.

I hope that our colleagues will support the Gramm tax cuts. Mr. President, I believe if they do so they will be striking a blow for the American economy and for the American family.

Mr. EXON. Mr. President, I yield 5 minutes to the Senator from South Carolina.

Mr. HOLLINGS. Mr. President, I thank the distinguished leader on our side.

Mr. President, the amendment of the Senator from Texas is premised on the idea that both House and Senate budget resolutions balance the budget: Absolutely false. Let me refer specifically to the House budget, page 4: The deficit for the year 2002 is estimated at \$120.7 billion. They make no pretense, they print it in black and white.

Moreover, if we look at the figures on page 4, lines 20 and 21, we will find that the debt increases from 2001 to 2002 by \$192 billion; that is the real deficit under the House resolution.

The real deficit under the Senate budget for the year 2002 is listed on page 7, line 21 as \$113.5 billion. If we turn to page 9, we can see that the debt increases \$177 billion—the real deficit.

So the very notion that we have done a good job, that we have balanced the budget, or that we deserve a reward, is all based on a false premise. Mr. President, the biggest falsity, one perpetrated on both sides of the aisle, is the belief that we can balance the budget through spending cuts alone and without increasing revenues.

I laid out the harsh budget realities in January of this year. I continue to report it, but in the limited time I have, I cannot go through the entire document. Thus, I would ask unanimous consent to have it printed in the RECORD.

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

HOLLINGS RELEASES REALITIES ON TRUTH IN BUDGETING

Reality No. 1: \$1.2 trillion in spending cuts is necessary.

Reality No. 2: There aren't enough savings in entitlements. Have welfare reform, but a jobs program will cost; savings are questionable. Health reform can and should save some, but slowing growth from 10 to 5 percent doesn't offer enough savings. Social Security won't be cut and will be off-budget again.

Reality No. 3: We should hold the line on the budget on Defense; that would be no savings.

Reality No. 4: Savings must come from freezes and cuts in domestic discretionary spending but that's not enough to stop hemorrhaging interest costs.

Reality No. 5: Taxes are necessary to stop hemorrhage in interest costs.

Table with 8 columns (Year) and 15 rows of budget data from 1996 to 2002, including deficit CBO, discretionary outlays, and interest costs.

Note.—Figures are in billions. Figures don't include the billions necessary for a middle-class tax cut.

Here is a list of the kinds of non-defense discretionary spending cuts that would be necessary now as a first step to get \$37 billion of savings and put the country on the road to a balanced budget:

Table listing non-defense discretionary spending cuts with columns for 1996 and 1997 values, including items like space station, CDBG, and various grants.

Table listing non-defense discretionary spending cuts with columns for 1996 and 1997 values, including items like REA subsidies, NIH funding, and various grants.

Table listing non-defense discretionary spending cuts with columns for 1996 and 1997 values, including items like climate research, national sea grant, and various education grants.

Mr. HOLLINGS. Mr. President, government is big. But what is big is the interest costs on the national debt.

I was here when we balanced the budget under President Lyndon Johnson. The gross interest cost at that time was \$4 billion.

Think of it, 36 Presidents, Republican and Democrats, all the wars from the Revolution, World War I, II, Korea, and a good part of Vietnam—the interest costs on the debt were only \$4 billion. The interest costs on this year's deficit and debt are estimated at \$340 billion. The cost of Government as you and I know it, domestic discretionary, is \$275 billion. That is the courts, the Congress, the President, the departments, FBI, DEA and all other non-defense appropriated accounts. Thus, even if you eliminate all of those departments, you still have a deficit.

What you are doing in the Gramm amendment is a charade, requiring people to pay higher interest costs and saying you are giving it to them in a tax cut. We are misleading the people on the idea that the work is done.

I agree that the people are better able to spend their money than we are. But they expect us to come to Washington and to be honest about budget matters. It is time to get out of the wagon and help us pull—the trouble is that we here are in the wagon. It is the children who are doing the pulling.

Mr. DOMENICI. Will the Senator yield?

Mr. HOLLINGS. I will be delighted to yield, on your time.

Mr. DOMENICI. I just want to make three unanimous-consent requests on my time.

Mr. HOLLINGS. I am through with my time. But I would be delighted to get into a debate with my distinguished chairman.

In closing, let me just reiterate that I really am tired of this fraud. The greatest fraud I know exacted on the American people is the idea we have choices. We are broke. And the single biggest government program that we have is the interest costs on the debt that we have to spend year after year. To honestly stop this hemorrhaging we have to freeze, we have to cut, we have to close loopholes and increase taxes. When we finally admit that, we will get on top of the problem.

Mr. DOMENICI. Thank you, Senator. The PRESIDING OFFICER. The Senator from New Mexico.

Mr. DOMENICI. Mr. President, I ask unanimous consent that Senator GRAMM be allocated 20 minutes on the Thurmond-McCain amendment, the upcoming amendment, to be subtracted from the Thurmond-McCain time on their amendment.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. Mr. President, this has been cleared by the Democratic leader and by Senator EXON.

I ask unanimous consent that just prior to the final vote on the budget resolution there be 30 minutes for de-

bate to be controlled by the Democratic leader, to be followed by 30 minutes for debate to be controlled by the Republican leader, or the manager, Senator DOMENICI, this in addition to the time allotted under the Budget Act.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. GRAMM addressed the Chair.

The PRESIDING OFFICER. The Senator from Texas.

Mr. GRAMM. Mr. President, I yield 2 minutes to the senior Senator from Arizona.

Mr. McCAIN. Mr. President, I rise in support of the Gramm amendment. I would direct my remarks to my colleagues on this side of the aisle rather than the other side of the aisle, because, in 1993, the Senator from South Carolina and the Senator from North Dakota and the Senator from Illinois and the majority of those on that side of the aisle who were in the majority at that time voted in favor of the largest tax increase in the history of this country. That was their decision. And, because they were in the majority at the time, that was the will of Congress.

In 1994, however, the American people repudiated that massive tax increase. The American people said they want their taxes cut and they said they want to keep some of the money for themselves.

If the Senator from South Carolina does not think a \$500 per child tax exemption would be appreciated by average Americans in this country, he is free to have his own views. The fact is, the people in Arizona, the families in Arizona, would be more than pleased to have a \$500 a child tax cut and would have money to spend on their own children rather than to send to Washington.

What this amendment is all about is whether we are going to have the status quo where we have accepted the largest tax increase in the history of this country, enacted in 1993, or whether we are going to carry out the message of the American people who said we want less Government, we want less regulation, we want less taxes.

I see the Gramm amendment, frankly, as a real stark choice and perhaps the most important vote we will take in this budget debate, because it will determine basically the future—not of the party on that side of the aisle, but of the party on this side of the aisle—as to whether we intend to keep the commitment and promise we made to the people of this country.

I reserve the remainder of my time.

The PRESIDING OFFICER. The Senator from Nebraska.

Mr. EXON. Mr. President, I yield 4 minutes to the Senator from North Dakota.

Mr. DORGAN. Mr. President, in the old western movies we used to see these folks traveling around selling these bottles of tonic they claimed would cure everything from the hiccups to the gout. Of course, the bottle of tonic did nothing of the sort.

This proposal—to cut taxes—reminds me of that. It is really dealing with myths. Let me deal with a couple of facts. People say, "The budget is going to be balanced. Now let us talk about a tax cut." In the budget resolution in this Chamber today on page 7—this is a reproduction of page 7—it says "Deficits." In the year 2002 the deficit is \$113.5 billion. Balanced? Where?

I want one person today on the majority side to come to the floor and tell us what this says, on page 7. It says a \$113 billion deficit after 7 years.

Second, tax cut. Do not take it from me, take it from a Republican, Kevin Phillips, who says,

Spending on government programs [speaking of this budget] from Medicare and education to home heating oil assistance, is to be reduced in ways that principally burden the poor and the middle class while simultaneously taxes are to be cut in ways that predominantly benefit the top 1 or 2 percent of Americans.

Do not take it from me. Take it from a Republican who tells it like it is.

Here is the paragraph of what he is talking about on the tax cuts. They call it middle-class tax cuts. Families under \$30,000 a year get \$120. Families over \$200,000 a year are given \$11,200 tax cut. That is a middle-class tax cut? Not where I come from.

No, this budget is clear. With this amendment calling for tax cuts for the wealthy, this budget says to working families: We are going to make it harder for you to send your kids to college because we do not have enough money but we are going to give a big tax cut to the wealthy. It says to the elderly and poor: We are going to make it harder for you to get health care because we cannot afford it but we are going to give a big tax cut to the wealthy. It says to 2,000 corporations that we will give a \$2 million check to each one of them, because we are going to eliminate the alternative minimum tax.

I do not understand those priorities. Those priorities make no sense at all. The first job in this Chamber is to balance the Federal budget. For those on the other side to stand up and say we do not care about balancing the budget, and then to offer an amendment that says, "By the way, the budget is not in balance now that we have brought to the floor, but we also want to give very big tax cuts to those who need them least in this country and take it out of the hides of other folks who want to send their kids to school or to get health care or to buy home heating fuel in the cold winter," somehow I think those priorities do not sell very well back home, because the people see through them.

This is a curious and tortured claim that is brought to the floor, that somehow if we do not support tax cuts for the rich we do not care about the Federal deficits. We are the ones who care about the Federal deficit. We want to balance this budget, but you do not balance the budget by trotting out

something that is popular, a big tax cut, call it a middle-class tax cut, and butter the bread of the wealthy in this country, and then tell other folks we are sorry, we cannot afford things that are essential for you.

No, this does not fly. This does not make sense. I think the American people will see it for that. This is pure politics, pure politics.

This budget resolution on the floor today does not balance the budget. It does not claim it does. On line 21 of page 7 it says the Federal deficit in the year 2002 is going to be \$113 billion.

Would that those who called themselves warriors in the past debate on the deficit not turn out to be wall flowers on this issue and better serve this country and their constituents by deciding if there is money to be achieved anywhere, any place, on revenue or the spending side, to use it to bring this down to zero and put this country back on track. Really balance the budget, really give us some truth in labeling. Yes, that would better serve this country's interests.

I know it may not be the most popular thing, but I happen to think it is the right thing.

Mr. President, I yield the floor.

Mr. GRAMM addressed the Chair.

The PRESIDING OFFICER (Mr. GRAMS). The Senator from Texas.

Mr. GRAMM. Mr. President, I have to give our dear colleagues on the left credit for one thing. They do not propose budgets. They do not vote for balanced budget amendments to the Constitution. They never propose cutting anything. But they can stand up in front of God and everybody else and say they are for balancing the budget. It is like Bill Clinton, who feels our pain and does not share with us that he causes it all the time.

I believe that we have a clear and stark choice here. You can support or not support Senator DOMENICI's budget, but he makes the hard choices to balance the budget over the next 7 years. What my amendment does is make more hard choices, cut spending more so that in addition to balancing the budget, we can let the working men and women of America keep more of what they earn.

Mr. DORGAN. Mr. President, will the Senator yield for a question?

Mr. GRAMM. I yield to the distinguished Senator from New Hampshire.

Mr. DORGAN. I wonder if the Senator will yield for a question.

Mr. GRAMM. I will not yield.

The PRESIDING OFFICER. The Senator from New Hampshire.

Mr. SMITH. I thank the Senator from Texas.

Mr. President, in one of his debates, Ronald Reagan said "There you go again." And here we go again. This is a historic debate in this Chamber. At no point in recent times have the differences between the two political parties been more evident than right now. On the Republican side, you have somebody offering tax cuts, spending cuts,

slowing the rate of growth, balancing the budget, and on the other side it is business as usual: More spending, more taxes, no alternatives.

I was in this Chamber for many hours during the debate on the balanced budget amendment, and I heard it over and over and over again, speaker after speaker after speaker: We do not need the amendment. All we have to do is do it. What is the Republican plan? How come you do not tell us how you are going to do it?

Well, here we are. We are saying how to do it. We are saying balance the budget. You would not give us the amendment because you would not give us enough votes. We are now offering the amendment. We are offering the opportunity to balance the budget without the amendment. What are you doing? Talking and walking. That is what they are doing, talking and walking over there.

The Gramm amendment adds one more important component to the underlying Domenici proposal that has been missing, and that is very simply this. Either you want to let working Americans keep more of what they earn or you do not. You want to cut taxes for families and businesses so they can have more money to invest on their kids or in their businesses or you do not. That is what the Gramm amendment is all about. And I wish to commend the Senator from Texas for having the courage to come up with this bold proposal because the Senator from Texas knows that this is the essence of the Republican contract, the Contract With America, that was made with the American people, that put the Republican Senators in the majority in this Senate and put the Republicans in the majority in the House of Representatives. Republicans ought to be on this floor unanimously supporting the Gramm amendment today because without that contract and without that promise to the American people, you would not be in the majority. So if you want to break that contract, then vote against the Gramm amendment.

I am talking to my colleagues on this side of the aisle because I know where my colleagues are coming from on the other side of the aisle. This amendment, the Gramm amendment, allows for a 3-percent growth in the overall budget—not a cut. The Domenici plan is 3.3. So for 0.3 percent, Senator GRAMM is offering businesses and families more money to invest and to provide for growth.

The Gramm amendment makes a statement. It says we need to enact incentives for Americans to save and invest, penalty free withdrawals for homes, for education, medical expenses, marriage penalty tax credit, cut the capital gains rate, and index it for inflation, and a \$500 a child tax credit.

This is the essence of the difference between the two parties, Mr. President, as I said. The tax cuts in the Gramm proposal are paid for with spending

cuts. It does not undercut the Domenici proposal. It simply provides deeper cuts to provide the tax benefits to the American people.

We have seen a lot of polls lately that suggest the American people really do not want tax cuts. They are asked whether we would rather have tax cuts or deficit reduction. Well, of course, people will say we would like to have both, and you can get both right here in this proposal. When it is offered either/or, they will say, fine, balance the budget. We do not need the tax cuts. We will sacrifice. Balance the budget.

This is both. This is both. Ask the American people if they would support a budget that reaches balance and gives them a capital gains tax. Ask the American people if they would support a budget that reaches balance and allows penalty-free withdrawals for education or a downpayment on a loan. Ask the American people if they would support a budget that reaches balance and provides a \$500 tax credit for each child. Ask them that and see what the answer is—not either/or, both. And that is what the Gramm amendment is all about. The choice is not between tax cuts and a balanced budget. The question is are you willing to cut spending enough to do both.

And again, the word "cut" is used very loosely because we are asking our colleagues on the other side of the aisle and some of the colleagues on this side of the aisle to support a proposal that limits the growth of the U.S. Government over the next 7 years to 3 percent. That is what we are asking you to do.

You were out in the Chamber time after time after time during that balanced budget amendment debate saying give us your plan; give us your plan; we do not need an amendment. All right, we did not get the amendment. Where is your plan? You defeated your President's plan 99 to nothing joining with us on the Senate floor. I have not seen yours. I am hearing all this talk, but I do not see any plan.

Frankly, I think the American people are sick of it. They were sick of it in the elections in 1994, and they are going to be even sicker of it after this debate. We have an opportunity here. History shows us that tax cuts create jobs. It is not the Government's money. It is your money. You provide it to the Government. Give the Government less. Leave it in your pocket, and you will create jobs, and you will employ more people, and we will have more tax revenues, and we will balance the budget even more quickly.

In closing, Mr. President, let me just say every Republican Senator and House Member, as I said, voted against that budget, the President's budget. The tax cuts included in the Gramm package total \$173 billion. We are getting \$173 billion back out of the \$250 billion tax increase the President provided us last year. We do not even get as far as cutting taxes as Clinton went

in raising taxes. Now, that is not really too much to ask.

So, Mr. President, let me conclude by complimenting Senator DOMENICI for his courageous decision to meet this head on, and again to compliment Senator GRAMM for adding what I believe is a stronger amendment to this package to balance the Federal budget and to cut taxes, to do what the American people asked us to do when they elected us into the majority in November.

I yield back the remainder of any time I may have.

Mr. EXON addressed the Chair.

The PRESIDING OFFICER. The Senator from Nebraska.

Mr. EXON. Mr. President, I thank him for his patience, and I am pleased to yield 4 minutes to my distinguished colleague, the senior Senator from Illinois.

Mr. SIMON. Mr. President, I thank my colleague.

I am pleased to stand up and say I think this is a bad amendment. Would I like a tax cut? Of course. We would all like a tax cut.

I have three grandchildren. I face the choice of sacrificing a little bit or building a better future for my three grandchildren. That is the fundamental choice. I do not have a hard time making that choice, and I do not think the American people have a hard time making that choice.

Let us move to a balanced budget. I commend PETE DOMENICI for moving toward a balanced budget. I do not happen to agree with the priorities, but he is moving in that direction. But the Gramm amendment would take, over a 10-year period, \$594 billion in tax cuts.

Our history on these things, on legislative answers—and this is why we need the constitutional amendment—is they last for about 2 years, as our friend from Texas knows better than anyone else, and then they blow up in our face.

The danger is the Domenici plan will last 2 years and then we will discard it because it becomes too politically potent and we will keep the tax cut.

When the Senator from Arizona, Senator KYL, says you cut taxes and you get more revenue for the Federal Government, in 1981 we had both a Republican—the Ronald Reagan plan—and a Democratic plan to do precisely that. I voted against both the Republican plan and the Democratic plan. But I can remember Ronald Reagan saying, "If you pass this, by 1984 we are going to have a balanced budget in our country." It did not make sense. This amendment does not make sense now.

And to cut back from the Domenici numbers, \$40 billion in Medicaid—who are Medicaid recipients? Half of them are poor children. Forty billion dollars we are going to get here. If anyone thinks that \$40 billion is not a tax cut, talk to any hospital administrator. That means we are going to cut back on what hospitals get for Medicaid. And what will hospital administrators do? They will shift it to the non-Med-

icaid, non-Medicare payment to the insurance companies, and our insurance rates go up all over the country.

If anyone thinks that is not a tax increase, they are just fooling themselves.

Oh, this is great politics. And my friend from Texas is good at politics. I commend him for standing up frequently on the courageous side of things. But this one is wrong. He is wrong. It is not in the national interest and his amendment should be defeated.

Ms. MOSELEY-BRAUN addressed the Chair.

The PRESIDING OFFICER. Who yields time?

Mr. EXON. Mr. President, I yield 4 minutes to the junior Senator from Illinois.

The PRESIDING OFFICER. The Senator from Illinois.

Ms. MOSELEY-BRAUN. Thank you very much.

Mr. President, at the outset of my remarks, I would like to point out to the sponsor of this amendment that, without this broad-brushing, these issues that a number of us on—the Senator said "on the left"—on this side of the aisle voted for and supported the balanced budget amendment. In fact, Senator SIMON, my senior Senator, who is leaving the floor now, was an original sponsor of the balanced budget amendment and continued to press for that matter over the years. And so, this is not a partisan issue.

Mr. President, we ordinarily consider tax cuts when our economy needs economic stimulus, but economic growth is strong, so strong, in fact, that the Federal Reserve raised interest rates seven separate times to ensure that the economy would not overheat. And unemployment is low; our economy has created 6 million new jobs. Jump-starting the economy, therefore, is unnecessary at this time, and cannot be the motive for this amendment.

What is behind this amendment—as the chart over there indicates—is the notion that the Federal Government is too big. Now, that is something of an arguable point. It is true, for example that national defense consumed \$81 billion in fiscal 1970, and increased to over \$281 billion by fiscal 1994. However, in 1970, the \$81 billion financed over 3 million soldiers, sailors, Air Force personnel, and marines, whereas the \$281 billion we spent last year financed Armed Forces only about half that amount. The large dollar increases, therefore, do not really represent growth at all.

It is true, of course, that as a percentage of the economy, Government has grown. The Federal Government accounted for about 19.2 percent of the economy in 1959, and 22 percent last year. That is an increase of about 14 percent over the past 35 years. Where did that money go. Well, most of it went to Medicare and Social Security. These two programs alone increased from 2 percent of the economy in 1959 to over 7.2 percent in 1994—that is, they

more than accounted for all of the growth in Government over the last 35 years. Everything else—discretionary spending, cash, nutrition, and housing assistance for the poor, agriculture—almost everything else went down. The only other Federal activities to increase in size as a percentage of the economy since 1959 are interest expense and Medicaid.

What these numbers all mean is that, to the extent the Federal Government has grown over the past 35 years, it has grown because Social Security and Medicare have become mature programs over that period. If you ask Americans whether they would prefer a tax cut, or whether they would prefer to reduce their retirement or health care security, the answer is, I think quite obvious.

Now, this amendment does not quite ask that question, but it does raise another one: would Americans rather have a tax cut, and sacrifice long-term medical care for the elderly, and medical care for the poor, and investment in our children's education, or would they rather give up the tax cuts, balance the budget, but continue to make essential public investments in education, and in health. I think the answer to that question is equally obvious. While Americans would very much like to balance the budget, they want to do so in a way that preserves essential investments in our future.

They know that the reason balancing the budget is so important is because we do not want to deprive future generations of their opportunity to live the American dream. And they know that trying to balance the budget in a way that reduces educational opportunity and cuts access to health care does not meet our obligation to our children—and their children. They know that simply is not fair. They know that it hurts both individuals and our country, because our future is diminished if every American does not have the opportunity to strive for the American dream.

And it is not just individual Americans who know that America's future depends on making the right choice. Financial markets know it also. If the Senate adopts this amendment and the tax cuts become law, we will have undermined our commitment to real deficit reduction, and we will have ignored our responsibility to the future of Americans and to America. The results of that will be continued declines in our national wealth, a renewed fall of the dollar, a widening of the gap between rich and poor, and diminished opportunities for many Americans and for our Nation as a whole.

The simple truth is that we are all in this together—we are all Americans—and the way we balance the budget should reflect that fact. A tax cut that is unneeded to stimulate our economy makes no sense. A tax cut that creates confusion in the minds of financial markets as to whether the United States is committed to deficit reduction makes no sense. And a tax cut

that undermines the essential purpose of balancing the budget in the first place—protecting future opportunities for our children and our country—is not what Americans want and must be defeated.

I would point out, my previous colleague made the point that fiscal year 2002 still has a deficit here of \$113 billion. It seems to me that a \$113 billion deficit is like being just a little bit pregnant. I believe we should focus our attention on deficit reduction instead of irresponsible promises of a chicken in every pot to make political points.

I urge my colleagues, therefore, to defeat this amendment.

The PRESIDING OFFICER. The Senator's time has expired.

Who yields time?

Mr. GRAMM. Mr. President, I yield 10 minutes to the distinguished Senator from Mississippi.

The PRESIDING OFFICER. The Senator from Mississippi is recognized for 10 minutes.

Mr. LOTT. Mr. President, I want to thank the distinguished Senator from Texas for yielding me this time.

I rise in support of the Gramm amendment to the 1996 concurrent budget resolution. I have said on the floor of the Senate before that, along with balancing the budget, which is very important, we need to provide some tax relief for all Americans, especially families.

Slowing the rate of growth in Federal spending is not just a political exercise or an accounting endeavor. The Federal Government is financed by the hard work of the people. If Government is to be made smaller and, thus, costs less, then Americans should be able to keep more of their hard-earned cash.

As I listened to the debate here in the Senate, it seemed to me that there are Senators or a Senator that will speak for almost every group in the country, many times for good reasons: whether it is education or Medicare or the elderly or the defense program. But rarely do we have people that stand up here in the Senate and speak up for the working taxpaying Americans.

Who among us is willing to do that? Senator GRAMM of Texas is willing to do that.

It seems to me if we are going to control the rate of growth in the Federal Government spending by over \$1 trillion over the next 7 years, should not the people that are paying the bills, carrying the load, doing the work, get just a little bit of the relief?

And I want to ask my colleagues: What is it you object to in this list of tax cuts? I felt very strongly that we should have had these tax cuts in the body of this resolution. I am pleased that we have the dividend that is designated for tax cuts. But I really think we should make it clear that we want some of these changes. And what we are talking about is some tax cuts that will encourage growth.

Whatever happened to the idea that one of best ways to reduce the deficit is

to have growth in the economy? We have heard that for years. President Clinton has even talked about that.

And the economists all indicate they are worried about savings. How about the idea of letting the people get a little consideration to encourage them to save more?

So let us encourage investment and growth and savings. That is what these tax cuts do.

And, also, how about a little more fairness in the Tax Code? There are so many problems with the Tax Code you cannot begin to enumerate them all. But when you start talking about things like allowing wives working in the home to be able to have an individual retirement account, who is against that? That is fundamental fairness. Everybody can have an individual retirement account at certain levels of income, but not the spouse working in the home. To me, correction of this is just basic fairness.

How about the marriage penalty credit? For years, Congress has talked about how we need to get rid of this marriage penalty, and yet it just lives on. This tax cut would deal with that problem.

What about the idea of our elderly? We have a lot of our elderly who would like to keep working. But now if they keep working, many times when they need it and when we need them, they get penalized.

These tax cuts would include, among other good things, raising the Social Security earnings test threshold. We should do that. I would like to eliminate it, but this proposal would take the threshold up to \$30,000.

So you see, we are talking about some things that will help families and wives, married couples, small businesses and our elderly in a real way.

We have a provision in here that would provide small businesses estate and gift tax relief. The people who own small businesses run the risk of losing everything they have or affecting what they do because of these tax penalties.

And we should have the capital gains tax rate cut. When I go home and I ask the people of all backgrounds and economic stations in life, should we have a capital gains rate cut, "Absolutely," they say, we should do that. It never ceases to amaze me that in Washington, DC, a capital gains tax rate cut is fought. But out where people are creating the jobs and when they want to be able to sell timber or timberland, they understand that a capital gains tax rate cut would help them and would help the economy and would create jobs. But not in Washington, no.

What about the \$500 tax credit per child? Why do we not want to let the families with children keep a little bit more of their own money, let them decide how they want to spend money for clothing and schools and food for their children? Oh, no, it is much better to have a program from Washington that does it for you or tells you how you must do it. This would allow the deci-

sions to go back to the families with children. Let them decide how to spend their money.

I want to point out that this is not an insignificant consideration either. It really would make a difference in the family income. I would like to have printed in the RECORD, Mr. President—it may have already been done, but I want to make sure it is in here—an article in the Washington Post on May 16 by James K. Glassman entitled "Yes, Cut Taxes." I ask unanimous consent that that be printed in the RECORD.

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

YES, CUT TAXES

(By James K. Glassman)

Critics of the Republican budget in the press, Congress and the White House may be drastically underestimating the power—both political and economic—of those tax cuts the House passed in April. I know I did.

First, a little history. The Republicans won the November congressional elections, using a contract that pledged a balanced budget and a tax cut.

President Clinton figured they couldn't do it, so his strategy was to sit back and let them take the heat for overreaching. His February budget opted for the status quo, which means annual deficits of \$200 billion-plus forever.

Now, the Republicans are offering their official budget plans, and—whaddaya know?—they show they can indeed balance the budget by their target year, the palindromic 2002. And they can do it by increasing spending in each year by an average of \$45 billion.

But skeptics see two problems. The first is Medicare. Republicans want to increase spending on the program by about 6 percent annually instead of 10 percent. In Washington parlance, this is a "cut" of \$280 billion, so it's not expected to be easy to sell.

The second problem is tax cuts. Sen. Pete Domenici (R-N.M.), who heads the Senate Budget Committee, said Sunday, "We don't have a tax cut until we balance the budget." But his House counterpart, Rep. John Kasich (R-Ohio), thinks, the country can have both at the same time.

The trouble with tax cuts is that they're hard to justify at the same time you're ordering painful limits—and some outright reductions—in spending. Also, it's likely that a total restructuring of the tax system (a flat tax or a national sales tax) will be a big issue in next year's presidential election. So why piecemeal changes now?

In the past, I made these same arguments in urging Congress to shelve the tax cuts. But that was before I did something that most journalists (and even politicians) still haven't done: I took a close look at the tax bill.

Now I'm changing my mind. The tax changes are a political plus—and likely an economic plus as well. Once Americans understand them (and few do now) they're apt to become very, very enthusiastic. Reluctant politicians risk being trampled.

The two main provisions of the tax bill, H.R. 1215, are these:

(1) Nearly every family with children can reduce its final tax bill by \$500 per kid.

For example, the average household headed by a married couple has an income of about \$50,000 a year. If that family has three children, its current federal income tax bill, according to a study by Price Waterhouse, is \$4,643.

But if H.R. 1215 becomes law, the family's tax bill will be reduced by \$1,500—to \$3,143, a

cut of a whopping 32 percent. Such a family with two children would save 20 percent, with four children, 47 percent.

These are huge cuts, perhaps unprecedented in U.S. fiscal history. Yet I doubt that most Americans know much about them. The press coverage of H.R. 1215 earlier this year was dominated by a specious controversy over whether tax relief benefited the wealthy. Of course, it does—but only if the rich are willing to invest their money, not spent it. Which brings us to the second element . . .

(2) Taxes on capital gains will be cut dramatically.

This is the part that's meant to encourage investing, and it's a fact that most investing is done by families with higher incomes. But the capital gains cuts in H.R. 1215 aren't a replay of the Reagan tax cuts, which didn't work as advertised.

Those 1986 cuts lowered the tax rates on income (salaries, bonuses, interest on bonds) but actually raised the rates on capital gains (profits from the sales of assets like stocks and real estate). As a result, the changes encouraged consumption, but not investment. In fact, the paltry U.S. savings rate actually fell.

The changes in the tax bill the House passed in April are directly targeted at investment—and they're extremely powerful.

The bill does two things: First, it reduces a family's capital gains rate to one-half of its income-tax rate. So, if you're in a 28 percent bracket (taxable income of \$38,000 to \$92,000 for a couple filing jointly), you'll pay just 14 percent on your stock profits.

Second, the bill indexes capital gains, which means that you only pay taxes on real profits, not on inflation. Indexing can produce huge tax savings—but only for long-term investors. And long-term investors are what the U.S. economy desperately needs; they provide the capital that creates good jobs.

Consider a family with taxable income of \$80,000 a year that buys 200 shares of Wal-Mart at \$25 a share, holds the stock for six years, then sells it for \$50 a share—a profit of \$5,000.

Right now, taxes would be \$1,400 (28 percent of \$5,000). But under H.R. 1215, if inflation over those six years averaged about 3 percent, the family would pay tax only on its "real" (non-inflationary) gain—on \$4,000 rather than on \$5,000. And the rate would be just 14 percent. So the tax bill would be \$560 instead of \$1,400, a reduction of 60 percent.

Would capital gains cuts of that magnitude entice Americans to save and invest rather than to consume? It's a good bet.

The tax changes in H.R. 1215 would mean that the Treasury would receive about \$80 billion less revenue in 2002 than it now expects. That's a shortfall of about 4 percent that would have to be met with extra spending restraint. Is the trade-off worth it? It's more and more clear the answer is yes.

Mr. LOTT. Mr. President, I quote from that article I think the most pertinent part:

(1) Nearly every family with children can reduce its final tax bill by \$500 per kid.

For example, the average household headed by a married couple has an income of about \$50,000 a year.

Not rich folks; these are middle-income, working people.

If that family has three children, its current Federal income tax bill, according to a study by Price Waterhouse, is \$4,643.

But if—

This amendment is added to the budget resolution—

The family's tax bill will be reduced by \$1,500—to \$3,143, a cut of a whopping 32 per-

cent. Such a family with two children would save 20 percent, with four children, 47 percent.

This is a significant move to help families with children.

So, Mr. President, when I look down the list of provisions in this tax cut, I ask—in fact, I challenge—Senators to come out here and tell me which one of these they are against.

Are you against providing tax incentives for the purchase of long-term care insurance? How about a home office deduction for small business men and women, individual entrepreneurs that work out of their homes? Everybody else gets a deduction for office expenses but not if you work in your home. More and more Americans are doing that, are able to do that, or are going to have to do it in the future.

So I think there are many good provisions in this legislation. I urge the Senate to support it. It does have the support of a number of groups that are interested in encouraging growth and savings in the business community. The Heritage Foundation indicated that 490,563 children in my State of Mississippi would be eligible for the per child credit that I spoke of a moment ago. That means almost \$245.3 million of this hard-earned cash would be returned to the families in my State.

In President Clinton's home State of Arkansas, there are 458,547 children who would benefit from the per child tax credit. That is about \$229 million more than Arkansas families will get back without this tax credit.

So I think, Mr. President, we have an opportunity to really help the economy and to help the families in this country. We should add this amendment to the resolution. Then, when we go to conference, while there still would be some differences, we could work out those differences and have tax relief in this very important legislation.

So I urge the support of the Gramm amendment.

Mr. President, I yield the floor.

The PRESIDING OFFICER. The Senator from Texas.

Mr. GRAMM. Mr. President, I ask unanimous consent to print a series of letters in the RECORD in support of the amendment by the National Taxpayers Union, by Citizens for a Sound Economy, by the Christian Coalition, by Traditional Values Coalition, by the Family Research Council, by Concerned Women of America, by the Business and Industrial Council, and by the National Federation of Independent Business.

There being no objection, the letters were ordered to be printed in the RECORD, as follows:

NATIONAL TAXPAYERS UNION,  
Washington, DC, May 22, 1995.

DEAR SENATOR: The 300,000-member National Taxpayers Union (NTU) strongly supports the FY 1996 Budget Resolution (S. Con. Res. 13) as reported by the Senate Budget Committee. A vote FOR the Committee's Budget Resolution will be scored as one of the most heavily-weighted pro-taxpayer votes in our 1995 Rating of Congress. NTU op-

poses any attempts to increase the spending projected in the Budget Resolution. "No" votes on such amendments will likewise be included as pro-taxpayer votes in our Rating.

We are pleased that for the first time in fifteen years the Senate Budget Committee has reported a Budget Resolution to balance the budget without raising taxes. While the Budget Committee has outlined significant spending cuts, the final proposals will be drafted by the authorizing and appropriations committees. The Committee has made suggestions that NTU has supported for many years, including the termination or privatization of many government programs. It also begins the long-overdue process of reforming Medicare, which is headed for bankruptcy in a few years.

Unless current trends change soon, funding increases in major entitlement programs will slash the after-tax income of the average American worker by almost 60% over the next 45 years. After-tax income would plunge from \$19,000 in 1995 to \$7,821 in 2040. As bleak as this projection may seem, it is based on an optimistic assumption that pre-tax incomes will rise faster over the next 45 years than they have over the past 20. This spending growth is not sustainable, and if allowed to grow unchecked will permanently damage our children's hope for a better future.

In the world economy, the advent of the Information Revolution will give a huge advantage to efficient governments. Because computers allow most economic transactions to occur literally anywhere, competition between jurisdictions expands by the day. That necessitates a revolution in the way government is financed and a radical downsizing of its activities. The budget restraint in this resolution will force necessary reexamination and reform of many government programs.

While we fully support the Budget Resolution, we are disappointed that it does not project passage of the important tax reduction proposals that the House passed last month. Therefore, we support an amendment by Senator Phil Gramm and others that would further restrain spending growth, accommodate most of the House-passed tax cuts, and still balance the budget by 2002. It is vitally important that Congress also reduce the tax burden on middle-class taxpayers and the present tax disincentives for savings, investment, and economic growth. The typical American taxpayer has to work until May 6 this year just to pay his federal, state, and local taxes. Overburdened taxpayers expect and deserve substantial relief from this crushing tax load. A vote for the Gramm amendment will be included as pro-taxpayer vote in our Rating.

Through almost 200 years of American history, our leaders strove to follow Thomas Jefferson's wise advice: "We shall consider ourselves unauthorized to saddle posterity with our debts, and morally bound to pay them ourselves." Passage of the Budget Resolution is essential if Congress hopes to restore a fiscally sound future for the next generation.

Sincerely,

DAVID KEATING,  
Executive Vice President.

CITIZENS FOR A  
SOUND ECONOMY,  
Washington, DC, May 17, 1995.

Hon. PHIL GRAMM,  
U.S. Senate, Washington, DC.

DEAR SENATOR GRAMM: I am writing on behalf of the 250,000 members of Citizens for a Sound Economy (CSE) to register our support for your proposal to balance the budget by 2002 by cutting taxes and slowing federal spending growth.

In order to encourage a growing economy that creates new, high-paying jobs and rising living standards for our children and grandchildren, we must bring federal spending under control. Your proposal does this by limiting federal spending increases to 3.3 percent per year. Cutting taxes and capping the dollars available for the federal government to spend would mean more dollars for American families to spend. Letting Americans spend and invest their money as they like, instead of allowing the government to spend their money for them, is one of the best things Congress could do to strengthen our economy.

Americans are faced with chronic federal budget deficits because of ever-increasing government spending. CSE strongly supports your plan because it would cut taxes and help bring federal spending under control, thereby resulting in the first balanced budget in a generation.

Sincerely,

PAUL BECKNER,  
*President.*

CHRISTIAN COALITION,  
CAPITOL HILL OFFICE,  
Washington, DC, May 8, 1995.

DEAR SENATOR: On behalf of the 1.5 million members and supporters of the Christian Coalition, I am writing to urge your support for Senator Phil Gramm's proposed substitute amendment to the Concurrent Budget Resolution for FY '96 when it comes to the floor next week. This amendment will provide for tax relief and growth incentives as promised in the Contract With America.

The American family has repeatedly been promised tax relief, only to see those promises broken. That is why the recent passage by the House of Representatives of the family tax relief promised in the Contract With America was particularly gratifying. But the American people do not make differentiations between the House and the Senate—they only know that Republicans campaigned on the Contract With America and that the 1994 elections were a mandate to the Republican party to pass the Contract. That is why we are writing today to urge the Senate to stick with the tax relief promised in the Contract With America.

Although all Americans have been impacted by today's high taxation level, families with children have particularly felt the impact due to the diminished value of the personal exemption. The personal exemption protected 68 percent of the average family of four's earnings from taxation in 1948, but it has not kept up with inflation and higher income. If it had done so, it would today be between \$7,000 and \$8,000. The American family pays more in federal, state, and local taxes, than it does for food, clothing, and housing combined.

It is important to remember that in asking for the \$500 per child tax credit, families are not asking for a new subsidy, a new entitlement, or a new spending program from the government. They are asking to keep more of their own hard-earned income in order to raise their families.

We urge the Senate to put families first and support the Gramm substitute amendment when it comes to the floor next week. This is the family dividend of budget reduction. Thank you for your attention to our concerns.

Sincerely,

RALPH E. REED, JR.,  
*Executive Director.*

TRADITIONAL VALUES COALITION,  
May 12, 1995.

Hon. PHIL GRAMM,  
U.S. Senate, Washington, DC.

DEAR SENATOR GRAMM: Next week the Senate will begin consideration of the budget

resolution. On behalf of Traditional Values Coalition's 31,000 member churches I am writing to urge you to support Senator Phil Gramm's amendment.

For too long special interests have had more clout and control over the budget process than working families. In addition, over the last few decades Washington has shown a lack of financial discipline, forcing working families to shoulder the burden of increased government spending and higher taxes. Traditional Values Coalition believes that it is now time for Congress to change its priorities and focus by providing tax relief to the parents of 52 million children. With the passage of the Contract with America, the Houses has acknowledged this injustice toward working families. I hope the Senate will as well.

Senator Gramm's amendment will restrain the growth in federal spending by \$94 billion over five years and provide desperately needed tax relief for 29 million hardworking families. TVC believes cuts in wasteful government spending will pay for the family tax relief. These spending cuts should come from eliminating hundreds of programs ranging from the Uranium Enrichment program (\$1.6 billion) to the National Endowment for the Arts and Humanities (\$1.4 billion) and by privatizing the Corporation for Public Broadcasting (\$1 billion).

In the 1950's, the average American family paid 3% of their income in federal taxes. Today, the average family sends 25% of its income to Washington. It is outrageous that the average working family pays more to the tax man than it spends on shelter, food and clothing.

Traditional Values Coalition believes that working families are better equipped to make decisions on how to spend their own money than bureaucrats in Washington. Working families are not asking for anything special or an entitlement. They are simply asking for the government to return what rightfully belongs to them—their hard earned money.

Traditional Values Coalition considers Senator Gramm's amendment pro-family and pro-growth. Last year Congress put spending first, this year put families first.

Sincerely,

REV. LOUIS P. SHELDON,  
*Chairman.*

FAMILY RESEARCH COUNCIL,  
Washington, DC, May 10, 1995.

DEAR SENATOR: I am writing to express my support for an amendment Senator Gramm plans to offer to the budget resolution when it reaches the Senate floor later this month. The amendment would significantly reduce the tax burden on America's families by adopting a \$500 per-child tax credit and a variety of other tax measures (including a deduction for adoption expenses, spousal IRA benefits, etc.) which are very much needed.

The Gramm proposal allows the Senate to adopt the "crown jewel" of the House GOP's Contract With America. It recognizes that the electoral revolution that occurred last November 8 was driven in no small part by a desire on the part of the American people to see the size of government reduced and the amount of disposal income available for their use increased.

As you know, the 1986 White House Working Group on the Family that I chaired for President Reagan had as its central recommendation a dramatic increase in per-child tax benefits. The Senate has an historic opportunity to address this long overlooked area of tax law and to demonstrate to the American people that it is working to make the kinds of changes Americans voted for last November.

While I recognize that some legislators perceive tax relief to be at odds with the im-

portant goal of deficit reduction, it is important to point that the Gramm proposal—like the House GOP Contract—provides both significant tax relief and significant deficit reduction. As such, it recognizes that these two important goals are not mutually exclusive.

I urge you, therefore, to enthusiastically support Senator Gramm's efforts. Please let me know if you would like additional information about this subject from me or any member of my staff.

Sincerely,

GARY L. BAUER,  
*President.*

CONCERNED WOMEN  
FOR AMERICA,  
Washington, DC, May 12, 1995.

Hon. PHIL GRAMM,  
Russell Senate Office Building, Washington, DC.

DEAR SENATOR GRAMM: Concerned Women for America is the nation's largest pro-family women's organization with over 600,000 members. For many years CWA has worked on legislative efforts to allow American families to keep more of their hard-earned money. Thus, we have worked diligently in favor of the \$500-per-child tax credit, homemaker IRA equity, and tax credits for adoption expenses.

We are very disturbed by the increased tax burden on families which often compels both parents to enter the work force in order to make financial ends meet. In 1948 the median family of four paid only two percent to of its income to the federal government in taxes. However, in 1989 the same family paid nearly 24 percent in federal taxes. Adding on state and local taxes, over one-third of that family's income will be spent on taxes.

Families in your state need you to stand firm on their behalf. The House GOP "Contract With America" was passed because the voters made their voices heard last November. Tax relief for families was a vital component that helped to spark that revolution. Now it is time for the Senate to do its part to fight for families. Otherwise, the Senate will shoulder the voters' outrage and become the weak link in the fight for smaller government and less taxes.

CWA cannot compromise on this principle. This issue is not about class warfare. It is arrogant and baseless to assert that government cannot afford to allow families to keep more of their own money. Families should not have to suffer for the appalling lack of discipline and will in Congress to cut federal spending!

Please join Concerned Women for American in supporting the Gramm amendment to the Senate Budget. CWA members in your state, and all America's families, will remember your vote.

Sincerely,

BEVERLY LAHAYE,  
*President.*

UNITED STATES  
BUSINESS AND INDUSTRIAL COUNCIL,  
Washington, DC, May 16, 1995.

Hon. PHIL GRAMM,  
U.S. Senate, Washington, DC.

DEAR SENATOR GRAMM: In recent testimony to the Congressional Joint Economic Committee, Milton Friedman has calculated the aggregate cost of direct and indirect government expenditures at a staggering 50 percent of national output. About half of the



U.S. Gross Domestic Product is taken in taxes by the government at the federal, state, and local levels, including the costs of complying with excessive government regulations. Moreover, the Institute for Policy Innovation states that 50 percent of the average family's budget goes to pay taxes to all levels of government. Clearly, the federal government is far too big and is taking too much from our economy. The Congress needs to drastically cut spending and also cut taxes.

USBIC strongly supports your proposed amendment to the Senate Budget Resolution which would cut spending further in order to achieve the crucially important tax cuts already passed by the House as part of the Contract with America. Your amendment would combine the savings from lowering non-defense discretionary spending (\$117 billion over seven years) beyond the reductions already in the Senate Budget Committee Resolution, with Medicaid savings derived from accelerating the decrease in the rate of growth in Medicaid. In addition, your amendment would use the "dividend" projected by the Congressional Budget Office resulting from balancing the budget by 2002. All of these additional spending cuts and savings would be combined to pay for \$173 billion in tax reductions over five years. We are delighted that your amendment would preserve the following crucial tax cuts already in the Contract—capital gains tax reduction and indexing, small business estate and gift tax relief, small business expensing, and repeal of the corporate alternate minimum tax. USBIC believes that the capital gains tax cut alone, if scored dynamically rather than statically, will increase revenues by \$150 billion over five years, thereby in-and-of itself almost paying for all the other tax cuts yet a second time.

We represent 1000 small and medium-sized, mostly family-owned businesses nationwide. As you know, such businesses employ half of our nation's workforce and create two thirds of all new jobs. Such businesses are the bedrock of the nation's economy, yet they are being severely squeezed by high taxes and excessive regulations. Your amendment preserving the vitally needed House tax cuts will strongly improve the nation's economy by stimulating investment, growth, and new jobs.

Sincerely,

KEVIN L. KEARNS,  
*President.*

NATIONAL FEDERATION OF  
INDEPENDENT BUSINESS,  
Washington, DC, May 16, 1995.

Hon. PHIL GRAMM,  
U.S. Senate, Washington, DC.

DEAR SENATOR GRAMM: On behalf of the more than 600,000 members of the National Federation of Independent Business (NFIB), I am writing to support your amendment, the Contract with America Tax Fairness and Deficit Reduction Act, to the FY 1996 Budget Resolution.

For the first time in decades, the Congress is debating a resolution that puts the federal budget on a permanent path to a balanced federal budget. Your amendment would make possible significant tax relief for American families and small businesses while balancing the budget by the year 2002. It returns hard-earned money to families and small businesses who know best how to spend it.

NFIB members strongly support a balanced federal budget and believe their taxes should be reduced. High taxes consistently rank at the top of the list of concerns for small business owners in surveys conducted by the NFIB Education Foundation.

Important tax relief for small business includes: small business and family farm es-

tate tax relief, incentives for retirement savings, and capital gains tax reduction and indexing. Your plan includes all of these proposals and more.

We applaud your efforts and look forward to working with you.

Sincerely,

JOHN J. MOTLEY III,  
*Vice President,*  
*Federal Governmental Relations.*

Mr. EXON addressed the Chair.

The PRESIDING OFFICER. The Senator from Nebraska.

Mr. EXON. Mr. President, I yield 4 minutes to the Senator from Connecticut.

The PRESIDING OFFICER. The Senator from Connecticut is recognized for 4 minutes.

Mr. DODD. Mr. President, I thank my colleague from Nebraska.

Let me just begin by stating something that may put me within the minority here. I am opposed to all tax cuts in this bill, not because I am opposed to tax cuts. I think they ought to all be postponed—that is my own view—whether they come from one source or another. If we are honestly dealing with deficit reduction, tax cuts ought not be on the table.

But I do want to rise and express my opposition to the particular proposal being offered today because I think it is particularly egregious and creates serious problems for our country.

My colleague from Texas, with whom I serve on the Banking Committee, has often and very colorfully talked about who is in the wagon and outside the wagon. I raise here a picture of the good old chuck wagon. I call it the Republican tax cut wagon.

I am going to use the wagon metaphor to explain to people, if I can, what we are talking about with this proposal. The wagon metaphor is a potent one.

If we apply it to the Contract With America's tax cut, I think people will get a clear picture of what we are talking about. If you take off the wagon's cover and show what is inside this tax-cut wagon, you get a clear picture of what is occurring.

More than 51 percent of those riding in this tax-cut wagon are the wealthiest 12 percent of our population in this country earning more than \$100,000 a year. In fact, the richest 1 percent, the best off of the population, of those earning over \$350,000 will reap, under this proposal, an average windfall of \$20,000 in tax breaks. People earning over \$200,000 will receive a tax break in excess of \$11,000. Is it any wonder that a recent Wall Street Journal article described the House GOP tax-cut package, much of what we are voting on today, in these words, and I quote the Wall Street Journal:

Don't do anything yet, but start salivating. The tax bill passed Wednesday by the House of Representatives could turn out to be the biggest tax-saving bonanza in years for upper-income Americans.

While the tax-cut package represents a bonanza to the very well off, families earning \$20,000 to \$30,000—this area

down here, Mr. President—will have their tax cut by only \$247 per year. Those earning \$30,000 to \$50,000 will get a tax cut of \$569 a year. That is about \$1.50 a day.

Collectively, these families, shown in orange on the chart, represent 35 percent of all American families, but they will receive less than 15 percent of the benefits under this tax cut.

The least affluent, 25 percent of American families, earning less than \$20,000 a year, shown in red, Mr. President, this thin column here, will receive a tax cut of \$20 to \$90 a year.

Now that we have a better understanding of who is riding in the wagon, let us take a look at who is truly pulling the weight. The contract's tax cut package will cost \$345 billion over 7 years and \$639 billion over 10 years. How is this going to be paid for? By some of the most draconian, in my view, cuts presented on the floor of this body. Medicare recipients who have a median income of \$17,000 will pay an additional \$3,200 in the next 7 years.

I do not argue the fact that Medicare needs to be addressed, but we might be more creative in solving that problem than using those dollars to pay for a tax cut, as I pointed out earlier, that goes to upper-income people. After decades of hard work, the seniors face retirement years full of anxiety—all of us know it—and squeezed by medical bills. Medicare problems are a symptom of a larger problem. It did not create the problem. More than 12 million working families will have to pay higher taxes because of the Republican proposal to cut some \$21 billion from the earned income tax credit, a program that President Ronald Reagan called "one of the best programs we can possibly have to offer to the working poor in this country."

In Connecticut, these cuts will increase taxes on 87,000 working families by an average of \$1,400 over 7 years. College students, Mr. President, will see the cost of a diploma rise by anywhere from \$2,000 to \$5,000 as a result of cuts in the student loan interest subsidy and other programs.

Mr. President, in my opinion, it is the height of hypocrisy to bemoan the fact that some Americans are riding in the wagon while others are pulling and then turn around and offer a massive tax cut and ask working families, students, and seniors to foot the bill for a tax break for the more affluent in our society.

Mr. President, I just feel, here again—and I say this with all due respect to my colleagues that are proposing this—this is not a time for this kind of a tax cut here at all. We cannot afford it. Deficit reduction ought to be the name of the game. If we are going to have deficit reduction, if we are going to ask people to pay, then to offer 12 percent of the American population to become a beneficiary of 51 percent of this break, it seems to me ill-advised and wrongheaded.

My hope is that this amendment will be rejected and we will come together around a sound budget alternative. I thank my colleague from Nebraska.

Mr. GRAMM addressed the Chair.

The PRESIDING OFFICER. The Senator from Texas.

Mr. GRAMM. Mr. President, I would like to say to my dear colleague from Connecticut that that is a fine looking wagon.

Mr. DODD. Not if you look on the inside of it.

Mr. GRAMM. It is beautiful both inside and out.

I would like to make a couple of simple points. No. 1, our colleagues always get confused when we are talking about tax cuts. They are always thinking about welfare. So they cannot understand when we cut taxes that people who do not pay any taxes do not get a tax cut. Those people are already riding in the wagon. I did not see 40 million people on welfare riding in that wagon. I did not see \$350 billion taken away last year from working people to give to the people riding in the wagon.

When our colleague says that someone with a certain income level only got a \$120 tax reduction, since the credit is \$1,000 for a two-child family, that means they were only paying \$120 in taxes. Tax cuts are for people who are paying taxes. In terms of all this business about rich people, I go back to my point: How can we be a country that loves jobs and hates the people that create them? The only way rich people will benefit from the capital gains tax rate is to invest money and be successful. If they invest money and they are successful and they do create jobs and the Federal Government takes a substantial portion of what they earn, why should they not benefit? What is wrong with profits? Is America the only country in the world as we are going into the 21st century where capitalism is a dirty word?

This is something I do not understand. This is a different perspective on America than I have ever seen. Again, I think it does clearly define the vision that I am talking about versus the old and tired vision which has dominated American Government for 40 years. It is almost as if it is better to have people in misery as long as we can rub everybody's nose in it, rather than trying to create incentives for economic growth. Redistributing wealth does not solve poverty. Creating wealth does solve it, and that is what the debate is about.

I reserve the remainder of my time.

Mr. EXON. Mr. President, I yield 4 minutes to my colleague from Arkansas.

Mr. BUMPERS. Mr. President, I thank the distinguished floor manager. Let me say, first of all, capitalism is not a dirty word. Crazy budgeting is what is crazy. It is not dirty, but it is crazy. Everybody in this body is always saying, "This is what the people want. They want term limits, and they want a constitutional amendment to balance the budget."

Let me show you what 70 percent of the people in this country want. This chart shows a USA Today poll which asks, "Do you prefer deficit reduction or tax cuts?" Seventy percent say that if we are going to cut spending, we should apply it toward deficit reduction. That's almost three times the number of people who prefer tax cuts.

So what are we doing here? We are thwarting the obvious will of the people. The amendment of the Senator from Texas reminds me of turning a child loose in a candy store. I cannot think of anything in this amendment that I would not love to vote for, except the very regressive part of the tax which rewards the rich and takes from the poor. The Senator's amendment has a new IRA, it has a deduction for caring for the elderly. It has all kinds of tax breaks that I would love to vote for. But Mr. President, we cannot afford this, and the people of this country do not believe it is possible to have these tax cuts and balance the budget, too.

When I ride home on an airplane, I talk to the people around me, and they say, "Senator, the thing that troubles me about you Democrats is you engage in class warfare." I hear that very often. I suppose Rush Limbaugh has talked about it, otherwise, so many people would not be talking about it.

But who is really engaging in class warfare here? Look at what the amendment of the Senator from Texas does. It gives a whopping \$124 a year to people who make zero to \$30,000 a year. That is a pizza every third Friday night. And when you take away the earned income tax credit, they pay a lot more. They not only do not get the \$124, they wind up losing a substantial amount every year. But what about people who make over \$200,000 a year? What kind of tax cut would they get out of this amendment? They would get a cut of \$11,266. Why, Robin Hood would be whirling in his grave—taking from the poor to give to the rich.

They say, "You Democrats talk too much about class warfare." If that is not class warfare, I do not know what is.

Mr. President, the last time we had a balanced budget was when Lyndon Johnson dumped the Social Security trust fund into the budget. And since that time, we have had integrated budgets. Social Security has been counted. Otherwise, the deficit would have been much, much bigger. So what do we do under this budget? We are going to take \$600 billion of Social Security funds over the next 7 years to pretend to the American people that we have achieved a balanced budget. And the Senator from Texas comes with an amendment that will only cost \$350 billion—talk about *deja vu*. I heard all of this in 1981, \$3.5 trillion ago, how we can cut taxes and balance the budget.

Mr. President, I divinely hope our colleagues will not accept this amendment. I yield the floor.

Mr. EXON. Mr. President, I have one or two speakers scheduled to come. I will make a few comments before recognizing those who indicated they would like to speak on this subject.

Let me say that the debate has been very interesting and very challenging. I will simply say that I hope all Senators will realize and recognize that this is a very key amendment that we must defeat if we are going to truly balance the budget and not try to fool the American people.

Time and time again, it has been said that we cannot have a tax cut and balance the budget, too. I reference once again the fact that I was hearing the same story on the floor of the Senate in the early 1980's when a massive tax cut was proposed at the same time the President of the United States was going to balance the budget in 4 years.

Now, I think the President of the United States at that time was just not well informed. I happen to think that the numbers simply will not add up. I think most realistic people will say, while it would be nice—this Senator and everyone on this side and certainly everyone on that side would like to have the opportunity to provide a tax cut—the overriding problem in America today is the deficit.

Certainly, this Senator would be the first one to join the bandwagon for a tax cut that was targeted at middle-income America. Certainly, the \$500 credit for school-age children would be one that I would be attracted to.

I have to say, as a fiscal conservative, and I think no one can question that, as one who voted for the balanced budget amendment, the last big vote we had in the Senate with regard to who wants to get things done, I simply say that I believe the measure being offered by the Senator from Texas, which is an incorporation of Speaker Gingrich's crown jewel of America, as far as the Contract With America is concerned, is simply unrealistic. I hope very much it will be defeated.

Mr. DORGAN. Mr. President, I wonder if the Senator will yield to me for a question.

Mr. EXON. I am happy to yield.

Mr. DORGAN. Mr. President, I used this chart a while ago and the Senator from Texas did not yield for a question. This chart is page 7 of the budget resolution that is before the Senate.

I ask the Senator from Nebraska if this is not accurate. I notice that the Senator from Texas says, "With this plan of ours, the budget is balanced. So now, we will go give tax cuts." Of course, tax cuts for the wealthy but, nonetheless, tax cuts.

Page 7 of the budget resolution says "Deficits." On line 21, the year 2002, a \$113 billion deficit remaining in the year 2002.

Is it not true that this budget resolution does not come to the floor saying we balanced the budget; it comes to the floor saying we have a \$113 billion deficit in the year 2002?

Mr. EXON. Mr. President, I answer my colleague from North Dakota by

saying he is absolutely correct. The figures that he cites are in the budget resolution.

What I think the Senator from North Dakota fails to recognize is that the tooth fairy is going to take care of that deficit. With that explanation, I am sure that the Senator will be fully satisfied.

I reserve the balance of my time.

Mr. GRAMM. I guess one of the things that is always frustrating about political debate is that it is so seldom that we will really talk about the issues that are involved. So we have drifted far afield from those issues.

I would like to go back and try to set them all in perspective. I am going to reserve my final moments to conclude the debate, and I will allow the Democrats to speak until their time has expired.

First of all, this is not a debate about balancing the budget versus cutting taxes. I am not proposing to cut taxes, except to the degree that spending is being cut beyond the level contained in the budget resolution.

I am proposing, if we look at this chart, very simply to do this: The red line here starts off with the Federal Government spending roughly \$1.5 trillion this year. It shows how much the Government can spend over the next 7 years and still balance the unified budget of the United States of America.

What I am proposing is to cut spending below that level so that rather than the Federal Government investing in the education of our children, families can invest in the education of our children; only the families will know the names of the children they are investing in. Only the families will have a stake directly in those children.

My proposal is to cut Government spending on things like Government subsidies to business, so we can cut the capital gains tax rate, so that we can provide incentives for investment decisions to be made by people who are going to benefit or lose in those investment decisions, so that the marketplace, based on competition and efficiency, can make investment decisions.

With regard to the debate about the income level of the people paying the taxes, the point is if we give a \$500 tax credit per child in America, if someone is not paying \$500 worth of taxes, they do not get the tax credit.

But then what we are trying to do is to deal with a problem that in 1950, the average family with two children was sending 1 out of every \$50 it earned to Washington for the Congress to spend; today the average family in America with two children is sending \$1 out of every \$4 to Washington for the Congress to spend. I want to let families spend more of their own money on their own children for their own future. That is what this debate is about.

If we ask people if they want to balance the budget or cut taxes, they say balance the budget. I agree. If we ask do I want my children to be healthy or

do I want them to go to college, I want them to be healthy. When their health is secured, I then want them to go to college. I do not have only one objective for my children.

We have set out a budget that balances the budget. What I am proposing to do is to cut Government spending further, eliminate the Federal Department of Education, reduce subsidies to business and cut taxes by that amount so that families can invest more of their own money rather than having Government spend their money for them, and cut the capital gains tax rate and let businesses invest their money as they see fit, rather than us subsidizing businesses to invest money where we would like it to be invested.

That is what this debate is about. I reserve the balance of my time.

Mr. EXON. Mr. President, I yield 6 minutes to the Senator from New Jersey.

The PRESIDING OFFICER. The Senator from New Jersey is recognized for 6 minutes.

Mr. LAUTENBERG. Mr. President, I thank my friend and colleague, the ranking member of the Budget Committee.

I think we are getting down to where this debate is all going to be in the RECORD and the decisions will have been made. It focuses or centers around a couple of fairly narrow issues, as I see them.

We can discuss forever whether there were tax cuts intended when the Budget Committee passed the resolution on the floor, or whether there were not; and at times, it was said in the slip of a tongue that, yes, they were for tax cuts; no, they were not for tax cuts because the Finance Committee was going to be making its decision. It was just going to be kind of set aside, \$170 billion set aside that would be there to provide savings, but everybody knew it was there, but for the wink of an eye was reserved for tax cuts.

Today we have heard a debate about the real thing. We have come face to face, finally, with what the issue is. The issue, very simply, is whether or not we are going to deprive people of programs that are essential; that is, to take care of those seniors who are beneficiaries of Medicare, to make sure that Medicaid has the funding so that in places like Newark, NJ, and throughout this country, hospitals that derive 60 percent, 70 percent, 80 percent of their income from Medicaid because they serve a poverty-stricken population will not have to close.

We want to do that, as I hear the argument today, so that we can take care of the tax cuts that benefit primarily those in the upper income levels.

As a matter of fact, roughly, for every person earning \$350,000 it is estimated by Treasury that there will be a \$20,000 reduction in taxes. That is a pretty hefty present at the end of the year, \$20,000, while they are asking senior citizens who, on average, 75 percent of them, make \$25,000 a year or less,

who are totally dependent on \$25,000 a year or less for their income and, on top of that, are having to supplement their Medicare Program with about 20 percent of their income, or roughly \$5,000, for that group that is at the \$25,000 level. It does not leave much for ordinary living. And heaven forbid that a nursing home long-term care program is involved. That is the end of it.

But we want to do that so we can take care of the tax cut, a tax cut primarily for those who are at the top of the income ladder.

The question resolves itself very much, whose side are you on? On this side of the aisle we are on the side of the working Americans, the people who are doing their darnedest to try to keep home and family together, to try to provide for the education of their children, to give them a hand up so when it is their turn to takeover family responsibilities and leadership in the country they are prepared to do it.

An America falling behind competitively is not a sight that is pleasant to see. An America whose health, whose longevity is declining compared to other nations in the world is not a pleasant sight to see. An America who is 25th among nations in foreign aid—25th among the 25 most advanced nations in this world. They leave us behind. When there are not only important diplomatic objectives to be gained but important commercial objectives to be gained as well.

We see what happens. We need border guards. We know the State of Texas likes to see more border guards to help curb illegal immigration. We need more FBI agents, as we have seen very recently.

We have to change the way we deal with security issues. But, no, all of those things are put on hold so we can take care of a tax reduction for those who in many cases do not need it.

Yes, when you get to the middle class Americans, when those who are in the level of income where they need all the help they can get, that is a worthwhile consideration. But for someone who is making \$150,000 a year, \$350,000 a year, or more? That is not necessary, in my view, when it comes to considering the price that is paid for it.

The statement was made just a few minutes ago about whether we would like to see our children healthy or educated? I could not agree more with what the Senator from Texas said. I would like to see the kids healthy first. But I also want my kids to be secure. I want them to know in the next century that instability within our society was not created by the elimination of some programs to give people job training, a decent education, an opportunity for full participation in our society. Instead of pretending we are going to be able to shield off some of the problems that we have.

The PRESIDING OFFICER (Mr. KYL). The 6 minutes of the Senator has expired.

Mr. LAUTENBERG. I close with the question very simply put on this chart,

and that is: Whose side are we on? We here are on the side of the average American and our friends on the other side of the aisle want to take care of those who have enough, who have enough power, to give them an extra edge they do not need.

I yield the floor.

The PRESIDING OFFICER. Who yields time?

Mr. EXON. Mr. President, what is the remaining time on each side?

The PRESIDING OFFICER. The Senator from Nebraska has 2 minutes and 22 seconds. The Senator from Texas, 4 minutes.

Mr. EXON. Is the Senator from Texas ready to yield back his time?

Mr. GRAMM. No, I am going to be the final speaker. I intend to use my last 4 minutes.

Mr. EXON. Mr. President, winding up the debate, I just want to reiterate, if I might, some very fundamental points that have been made over and over again.

First, we have high hopes that this particular amendment that is universally opposed on this side of the aisle is also substantially opposed on that side of the aisle and, therefore, this might well be the first victory that we have had in the whole series of debates on the budget, inside the Budget Committee and on the floor of the Senate.

I hope my optimism about this vote is not ill founded, because if the amendment offered by the Senator from Texas comes to pass and is agreed to by this body, I think it is going to cause such havoc that the conference with the House of Representatives would be essentially meaningless. If we pass this what I think is an ill-advised amendment, regardless of the fact that it passed in the House of Representatives, regardless of the fact that it is the so-called crown jewel of the Contract With America, regardless of the fact that I see no reasonable person could sit down and pencil out the figures and come up with any conclusion that we could possibly balance the budget by the year 2002 then if we proceed not to vote down the amendment offered by the Senator from Texas, the House and the Senate in conference would be placed in a position to where I think it would be nearly impossible to work out anything that would be halfway reasonable.

I think under those circumstances it would be a foregone conclusion that whatever system eventually passes through the authorization and through the appropriations process would be vetoed by the President of the United States.

This is the time for reason. This is the time for reality. Let us vote down the amendment offered by the Senator from Texas.

The PRESIDING OFFICER. The Senator's time has expired.

The Senator from Texas.

Mr. GRAMM. Mr. President, if this amendment is adopted, both the House and the Senate will have adopted the

tax cut in the Contract With America. We will have cut the growth in spending sufficiently to balance the Federal budget and to let working men and women keep more of what they earn to invest in their future, to invest in their children, to invest in their businesses. If we reject this amendment we will have a budget in the Senate that spends \$175 billion more on nondefense spending over the next 7 years than the House budget does, and by not reducing spending as much, we will not give a tax cut to working families, we will not cut the capital gains tax rate, we will not transfer spending authority back to parents. We will continue to take the position, as this budget does, that the Congress of the United States knows better how to spend \$175 billion than parents would know how to spend it, if they got to keep it to invest in their own children; that we, by spending \$175 billion more than the House in this budget, believe we can do more to help the economy through Government subsidies than the private sector can do by cutting the capital gains tax rate and by having real investment in the private sector of the economy.

A new day is dawning in the House of Representatives. They did something virtually unheard of in the modern era of American politics. They set out in black and white what they would do if we gave them a majority in the House of Representatives, as we did in the Senate, and then they did it. What we are doing here is fulfilling only half of our contract.

Now, I know from having talked to enough of my colleagues that the fix is in, that there is talk about coming up with a compromise. There is discussion of cutting a deal so that we can go on in the Senate spending substantially more than the House is spending and yet we are going to act as if we are giving a tax cut, possibly in some kind of temporary tax-cut proposal.

I do not believe that is what Americans had in mind when for the first time in 40 years they gave us a majority in both Houses of Congress.

I think they believe that we were going to change the way our Government does our business. This amendment gives us a very, very clear choice. If you support the Contract With America, if you want to control spending so we can balance the budget and so that we can let working men and women keep more of what they earn to invest in their own children, in their own businesses, in their own future, then vote for this amendment and guarantee that the Contract With America will be embodied in the final budget we adopt.

But if you want the Senate to be able to spend \$175 billion more than the House budget, if you think we can spend money better than the people who earn it, then you want to vote no. I think that coming back later with some temporary tax cut, with some cut-a-deal proposal, undermines what we committed to the American people

we would do, and I am opposed to it. I support this amendment, and I urge my colleagues to vote for it.

The PRESIDING OFFICER. The time of the Senator has expired.

All time on this amendment has expired.

Mr. DOMENICI addressed the Chair.

The PRESIDING OFFICER. The Senator from New Mexico.

Mr. DOMENICI. Mr. President, I understand under the sequencing that the next amendment is Senator Exon's amendment, and I ask unanimous consent that time on the Exon amendment be limited to the following: 15 minutes under the control of Senator Exon, 5 minutes under the control of Senator DOMENICI, and there be no second-degree amendments in order to the Exon amendment.

The PRESIDING OFFICER. Is there objection? The Chair hears none, and it is so ordered.

Mr. EXON addressed the Chair.

The PRESIDING OFFICER. The Senator from Nebraska.

Mr. EXON. At this time I would like to yield for purposes of a statement on the budget to the Senator from Montana for 10 minutes. And then we will proceed, if it is all right with the manager of the bill, with the Exon amendment.

Mr. DOMENICI. I thank the Senator.

Mr. President, let me just ask, if I could, we have made some commitments that after the Senator from Nebraska we have a defense amendment. Then after that the Senator has told us Senator FEINGOLD—The Senator has no plan beyond that?

Mr. EXON. No plan.

Mr. DOMENICI. We would like very much to try to reduce the time. We are going to have Senator THURMOND reduce the time to one-half hour and maybe we can start doing half hours or less regularly. But that will be the next one after this.

I thank the Senator.

Mr. EXON. Mr. President, with regard to the vote on the Gramm amendment, I ask unanimous consent that the vote in relation to the Gramm amendment occur in the stacked sequence at a time to be announced by the two leaders and that no second-degree amendment be in order thereto.

The PRESIDING OFFICER. Is there objection? Without objection, it is so ordered.

Mr. DOMENICI. I should have made that request. I failed to, and I thank the Senator for making it for me in my behalf.

Mr. EXON. I yield 10 minutes to the Senator from Montana.

The PRESIDING OFFICER. The Senator from Montana is recognized.

Mr. BAUCUS. Mr. President, I rise to discuss the Budget Resolution.

PROTECTING THE AMERICAN DREAM

The Budget Committee has given us a sound accountant's budget. It calls for the downsizing or elimination of many programs that have outlived

their usefulness. It uses much more realistic assumptions than the House budget.

It would put us on the path toward a balanced budget. That is a goal I strongly support. And I hope we will write it into the Constitution by passing the balanced budget amendment.

But, as we work to live more within our means, it is more important than ever that we set the right priorities.

A budget is, after all, more than numbers and programs. It is people. It is middle class Americans working harder than ever just to make ends meet. It is middle class parents who scrimp and save in order to realize the dream of sending their kids to college.

It is our seniors—that generation of Americans who worked so hard to build our economy while, at the same time, winning World War II and the cold war. They have earned a right to live with the independence and dignity that Medicare and Social Security help provide.

And it is our farmers—the families who have worked so hard and so successfully to feed America and the entire world.

For me, the ultimate test of any budget is how it affects these ordinary middle class Americans. Are they being treated fairly? And, if they work hard and play by the rules, will they share in the American dream of building a better life for themselves and for their children?

At the outset, let me provide one example where I firmly believe this budget sets the wrong priorities. It proposes to cut just over \$10 billion from the farm program. This will make American agriculture less competitive in foreign markets and cause serious financial hardship for our farmers.

At the same time, it recommends funding an even greater amount for the NASA space station—a scientific boondoggle that has a long history of cost overruns. It is time to get our priorities back down to Earth by eliminating the space station and restoring funding for the farm program.

While I believe there is room to make such commonsense changes to this budget, it contains a more fundamental flaw. While the very wealthy get a free ride—and maybe a big tax break—working families and the elderly are called upon to sacrifice.

The commentator Kevin Phillips—a Republican—recently pointed this out. Here is what Mr. Phillips had to say about this budget process:

[This] legislation . . . especially as put forward by the House of Representatives—has major overtones of special-interest favoritism and income redistribution. Spending on government programs—from Medicare to home-heating oil assistance—is to be reduced in ways that principally burden . . . the middle-class while, simultaneously, taxes are to be cut in ways that predominantly benefit the top one or two percent of Americans. . . . We should be talking about shared sacrifice. Instead, it's senior citizens . . . and ordinary Americans who will see programs they depend on gutted while busi-

ness, finance and the richest one or two percent—far from making sacrifices—actually get new benefits and tax reductions.

Over the past 25 years, the rich in this country have gotten a lot richer. Back in 1969, the wealthiest 1 percent of Americans controlled about 20 percent of our national wealth. Yet today, this figure has skyrocketed to nearly 40 percent. And that leaves a smaller piece of the pie—a smaller piece of the American dream—for the middle class.

Wealth is no crime. We should encourage risk taking and investment by business. But it is time for the most wealthy Americans to get out of the wagon and help the rest of us—seniors, working families, farmers, and students—pull it across the line to a balanced budget.

#### MONTANANS ARE ALREADY PULLING THE WAGON

And most Montanans are already doing all they can to pull this wagon.

Montana is a great place to live. But it can be a tough place to make a living. The average Montana family works hard, but takes in less than \$25,000 each year.

That is not a lot of money to put food on the table, to pay the mortgage, to make the car payment, and to save for the kids' education.

And, with each passing year, things get even tougher. Prices rise; but wages stay flat. Last year, for instance, working Montanans just barely kept pace with inflation. And, if you lived in a fast-growing community with skyrocketing housing prices—places like Missoula, Bozeman, Hamilton, or Kalispell—you almost certainly lost ground.

It is every bit as difficult for most of our senior citizens. All too often, Montana seniors living on fixed incomes just cannot make it. When you go into a fast-food restaurant or convenience store in Montana, you are just about as likely to be waited on by a senior citizen as you are by a teenager.

It is not that Montanans are afraid of hard work. In good times and bad, we have always done what it takes to make ends meet and build a better life for our children.

But we cannot do that when the Government keeps reaching into our wallets and gives nothing back in return. And, when you get to the bottom line, that is what this budget means to most Montanans. It is a tax; a tax on our seniors; a tax on our property owners; a tax on our parents; a tax on our students; a tax on our consumers; and a tax on our working families:

The cuts in Medicare are a back door tax on Montana seniors who will end up paying an additional \$900 each year for health care. And, sadly, some seniors living on fixed incomes will be forced to rely on their children and grandchildren to make up the difference.

The cuts in education are a back door tax on Montana students, parents and property owners. This budget would eliminate 33 percent of the Federal investment in educating our children.

Consequently, States and local school districts are bound to face the prospect of raising local property taxes in order to make up the difference.

Beyond this, the proposed increased costs for the student loan program amount to nothing more than an increased tax on our students and parents working to send their kids to college. For example, the costs of a \$17,000 undergraduate student loan are estimated to increase by almost \$5,000 over the life of the loan. And if you are a teacher in a rural Montana school district making—let us say—just \$17,000 a year, that translates into a large chunk of your monthly paycheck just to pay off your student loan.

And, finally, this budget includes an expensive surprise for electric ratepayers in eastern and central Montana. The proposed sale of the Western Area Power Administration [WAPA] will increase their electric bills, probably by about a third. And, ironically, WAPA is not subsidized. It is a program that protects ratepayers while also making money for the Government.

#### FORGET POLITICS: USE A LITTLE COMMON SENSE

Despite these flaws, I believe this budget could be salvaged. Many of the cuts it proposes make sense. All it would take is agreement—bipartisan agreement—to rethink our priorities and find a way to protect rural America and restore funding to education and Medicare.

If we put partisanship aside, we could get the job done. All it would take is a little common sense.

First, let us bring our priorities down to Earth. Let us kill the space station and protect the family farmer. The costs are about the same. But the benefits of providing a stable supply of food and fiber for America and the world are far greater.

This budget also sets aside \$170 billion to eventually provide tax relief—most of it probably going to the very wealthy. It is just common sense that we should use these funds to protect Medicare and education. If we did that, this budget would be a good start; something I could work with.

Unlike some in my political party, I do not believe we should spare just about every domestic program and take a meat ax to the defense budget. There must be real cuts in a broad range of Federal programs.

Here are seven areas where we can make a good start:

First on my list is foreign aid. I am sick and tired of seeing the United States pay more than its fair share to support wasteful organizations like the United Nations and the World Bank. It is high time we demand that other countries pay their fair share of the U.N. budget. Moreover, I was pleased to see that this budget calls for a significant cut in funding for the U.S. Agency for International Development.

Second, I am tired of seeing the United States spend billions of dollars for the defense of countries like Korea and Japan. While those countries do all

they can to keep our products out of their market. It is time that they share more in the burden of their own national defense.

Third, I also agree with the Budget Committee's call to abolish the Arms Control and Disarmament Agency. We do not need to spend an additional \$60 million on this agency when we already have the Defense, State, and Energy Departments to do the same thing. It is time to get rid of it.

And the same is true of a boondoggle called TV Marti, a wasteful Federal program that attempts to broadcast sitcom reruns to Cuba.

Fifth, I was encouraged to see that the Budget Committee recommends the abolition of the Department of Commerce. This bureaucratic behemoth—a mish-mash of agencies ranging from the National Institute of Standards and Technology to the National Marine Fisheries Service—has long lacked a clear mission.

Let us move those Commerce programs that are worth saving—like the Economic Development Administration that just helped create over 700 high-wage jobs in Butte—to other departments. And let us scrap the bureaucratic overhead and the Commerce programs that have outlived their usefulness.

Sixth, I also believe the Budget Committee missed another opportunity to clean house by abolishing a second Cabinet Department. There is no better example of a failed Great Society program than the Department of Housing and Urban Development.

HUD's history is one of scandal, waste, and failed housing projects; places where drug dealers and other criminals intimidate and prey upon women and children. I believe we can find ways, through block grants and tax incentives, to promote good, affordable housing without HUD's expensive and too often failed bureaucracy.

And seventh—last but certainly not least—welfare is another place we must make savings. I intend to work on the Finance Committee to bring the costs of this program down. And, just as importantly, we must restore the value of the American work ethic to our welfare program. I hope Democrats and Republican can work together to make this happen.

#### CONCLUSION

In closing, we all need to make sacrifices. We need to bring the budget into balance and give our children some relief from debt.

I go home just about every weekend. And I hear it time and time again, Montanans are willing to do their part to bring down the deficit. In order to get this done, they are willing to make great sacrifices.

They ask only one thing in return: fairness. They want to know that no one region or class of people is getting a free ride; that we are all pulling the wagon together toward a balanced budget.

I wish that were the case with this budget resolution. But it is not. We can

do better. We can be fair. We can set the right priorities. And we owe the people we represent nothing less.

The PRESIDING OFFICER. The time of the Senator has expired.

Mr. BAUCUS. I thank the Chair and I thank the Senator from Nebraska.

The PRESIDING OFFICER. Who yields time?

#### AMENDMENT NO. 1124

(Purpose: To restore funding for seniors, education, agriculture, working families, veterans, and other Americans, using amounts set aside for a tax cut)

Mr. EXON. Mr. President, I send an amendment to the desk on behalf of myself and Senators LAUTENBERG, HARKIN, KENNEDY, MURRAY, BREAUX, DASCHLE, and DODD, and ask for its immediate consideration.

The PRESIDING OFFICER. Without objection, the Gramm amendment is temporarily set aside.

The clerk will report the amendment.

The legislative clerk read as follows:

The Senator from Nebraska [Mr. EXON], for himself, Mr. LAUTENBERG, Mr. HARKIN, Mr. KENNEDY, Mrs. MURRAY, Mr. BREAUX, Mr. DASCHLE, and Mr. DODD, proposes an amendment numbered 1124.

Mr. EXON. Mr. President, I ask unanimous consent that reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment is as follows:

On page 74, strike beginning with line 12 through line 12 on page 77 and insert the following: "budget, the appropriate budgetary allocations, aggregates, and levels shall be revised to reflect—

"(1) \$100,000,000,000 in budget authority and outlays of the additional deficit reduction achieved as calculated under subsection (c) for legislation that reduces the adverse effects on medicare and medicaid of—

"(A) increased premiums;

"(B) increased deductibles;

"(C) increased copayments;

"(D) limits on the freedom to select the doctor of one's choice;

"(E) reduced quality of health care services caused by funding reductions for health care providers;

"(F) reduced or eliminated benefits caused by restrictions on eligibility or services;

"(G) closure of hospitals or nursing homes, or other harms to health care providers; or

"(H) other costs to beneficiaries;

"(2) \$18,000,000,000 in budget authority and outlays of the additional deficit reduction achieved as calculated under subsection (c) for legislation that reduces the adverse effects on discretionary spending on education and \$12,000,000,000 in budget authority and outlays for legislation that reduces the adverse efforts on direct spending for education;

"(3) \$10,000,000,000 in budget authority and outlays of the additional deficit reduction achieved as calculated under subsection (c) for legislation that reduces the adverse effects on direct spending within the jurisdiction of the Committee on Agriculture;

"(4) \$17,000,000,000 in budget authority and outlays of the additional deficit reduction achieved as calculated under subsection (c) for legislation that restores the full current law earned income tax credit under section 32 of the Internal Revenue Code of 1986;

"(5) \$3,000,000,000 in budget authority and outlays of the additional deficit reduction achieved as calculated under subsection (c)

for legislation that reduces the adverse effects on programs for veterans; and

"(6) \$10,000,000,000 in budget authority and outlays of the additional deficit reduction achieved as calculated under subsection (c) which shall be subject to allocation by the Committee on the Budget, by majority vote. The amounts provided by paragraphs (1) through (6) shall be proportionally adjusted based on any increase or decrease in the projected allowance of \$170,000,000,000.

"(b) REVISED ALLOCATIONS AND AGGREGATES.—Upon the reporting of legislation pursuant to subsection (a), and again upon the submission of a conference report on such legislation (if a conference report is submitted), the Chair of the Committee on the Budget of the Senate may submit to the Senate appropriately revised allocations under sections 302(a) and 602(a) of the Congressional Budget Act of 1974, discretionary spending limits under section 201(a) of this resolution, budgetary aggregates, and levels under this resolution, revised by an amount that does not exceed the additional deficit reduction specified under subsection (d).

"(c) CBO REVISED DEFICIT ESTIMATE.—After the enactment of legislation that complies with the reconciliation directives of section 6, the Congressional Budget Office shall provide the Chairman of the Committee on the Budget of the Senate a revised estimate of the deficit for fiscal years 1996 through 2005.

"(d) ADDITIONAL DEFICIT REDUCTION.—For purposes of this section, the term "additional deficit reduction" means the amount by which the total deficit levels assumed in this resolution for a fiscal year exceed the revised deficit estimate provided pursuant to subsection (c) for such fiscal year for fiscal years 1996 through 2005.

"(e) CBO CERTIFICATION AND CONTINGENCIES.—This section shall not apply unless—

"(1) legislation has been enacted complying with the reconciliation directives of section 6;

"(2) the Director of the Congressional Budget Office has provided the estimate required by subsection (c); and

"(3) the revisions made pursuant to this subsection do not cause a budget deficit for fiscal year 2002, 2003, 2004, or 2005.

#### "SEC. 205. SCORING OF EMERGENCY LEGISLATION.

"Notwithstanding section 606(d)(2) of the Congressional Budget Act of 1974 and beginning with fiscal year 1996, the determinations under sections 302, 303, and 311 of such Act shall take into account any new budget authority, new entitlement authority, outlays, receipts, or deficit effects as a consequence of the provisions of section 251(b)(2)(D) and 252(e) of the Balanced Budget and Emergency Deficit Control Act of 1985."

Mr. EXON. Mr. President, this amendment is very concise; it is very clear. We have cut down the time to 15 minutes on our side and 5 minutes for the opposition.

Essentially, this amendment would take \$160 billion from the \$170 billion reserved in the Republican budget for tax cuts for the rich and redistribute \$100 million to Medicare and Medicaid; \$30 billion to education; \$17 billion to the earned income tax credit; \$3 billion to Veterans Affairs; and \$10 billion to agriculture.

The largest part of this amendment has been offered in part or in total in previous amendments to alleviate the hit that we think is unfair on many of the programs as they were produced out of the Budget Committee.

We have discussed at length the distribution of taxes contained in the House Republican passed tax bill. It provides a \$20,000 tax cut for taxpayers earning over \$350,000. Fully 51 percent of the Republican tax cuts go to Americans with incomes over \$100,000.

We have to get our priorities back on track and that is what my amendment does.

Let me walk my colleagues through the reasons for the redistribution of the \$170 billion contingent fund.

First is Medicare and Medicaid. My amendment restores \$100 billion of the overall cut in Medicare and Medicaid is intended to reduce the adverse effects of increased premiums, deductibles and co-payments on beneficiaries.

Most, if not all, of these add-backs would affect part B of the program and would not—I repeat—would not worsen the solvency of the HI trust fund.

My amendment states that any add-backs will be structured in such a way to ensure that the fund remains solvent for the same time period attained through cuts made in this year's reconciliation bill.

I am restoring these reductions in order to protect the 1 in 4 Medicare beneficiaries who rely on Social Security for their only source of income.

Second is Medicaid. Two-thirds of all Medicaid dollars are spent on seniors and disabled people. This is the only program which pays for long-term care.

Many middle-income people who develop disabling conditions—like Alzheimer's or Parkinson's—end up spending all of their incomes for care. They often have nowhere else to turn but Medicaid.

Under the Republican budget, nearly 1 million seniors and disabled people could lose their coverage. This amendment would add back funding to reduce the hit on that population.

The funding in my amendment could also be used to reduce the cuts to children.

Third, is education which would receive \$30 billion through this amendment. Over 500,000 graduate and professional students currently receive subsidized loans. Nearly 50 percent of full-time, full-year students rely on the subsidized loans to pay for their education.

Eliminating the in-school interest subsidy means graduate and professional students could have their total debt increase by \$3,000 to \$6,600 depending on how long they are in school. The subsidy is critical for these students, most of whom are independent and going back to school to pursue higher learning that is critical to the future of our Nation.

My amendment also helps restore some of the Republican budget cuts to the impact aid program.

Impact aid is a critical program that provides funds to school districts that educate children of military personnel, children who live on Indian lands, and children who live in federally subsidized housing.

For school districts with large areas of Federal property within their boundaries, raising sufficient revenue to provide for the education of these children is a daunting challenge. Federal land is exempt from local property taxes—the mainstay of local education finance—causing a greater tax burden on the residents and owners of non-Federal land.

In my own State of Nebraska, Bellevue School District relies upon impact aid funding for almost 25 percent of its annual operating budget. Cuts in impact aid would be devastating to the quality of education for children of military personnel in Bellevue. My amendment softens the blow.

Fourth is the EITC which would receive \$17 billion. The EITC helps keep working families off of welfare. It also assists middle-class families who have sudden losses of income.

The Republican budget cut for the EITC is particularly cruel since real wage growth has been slow, and many people are having to take lower-wage jobs as a result of downsizing and restructuring.

Fifth, is veterans. My amendment adds \$3 billion back to veterans programs.

This Republican budget is a sad tribute to America's men and women who have worn their country's uniform.

Let us be clear, by funding the VA's medical system at the 1995 level for the next 7 years, the Republicans are dramatically cutting access to health care services for veterans' across the country.

The Republican budget also increases veterans' contributions for GI bill education benefits. It increases the co-payment for prescription drugs for higher-income vets.

Finally is agriculture. Mandatory agriculture spending is already projected to decline by 17 percent over the budget resolution timeframe. The Republican budget would cut an additional 20 percent from these programs primarily CCC commodity programs.

This amendment would ensure that farm programs make a fair contribution to deficit reduction without devastating the entire farm economy and severely hampering the ability of the Agriculture Committee to draft a workable farm program and a workable farm bill in the future.

Finally, it would reduce the reconciled cut to the committee by \$10 billion and thus lessen the overall projected cuts from farm commodity programs from \$12 billion to \$2 billion.

Finally, I would note that if the CBO scores this surplus differently, the numbers provided would be adjusted accordingly.

The amendment does not allocate \$10 billion of the projected \$170 billion tax cut now in the Republican budget.

I intend to leave that amount open to be used to restore cuts in other programs that may have been unfairly hit. Or, it could be used as a cushion to further reduce the deficit and help us reach a balanced budget.

Mr. President, I reserve the remainder of my time.

The PRESIDING OFFICER. Who yields time?

Mr. DOMENICI. Is the Senator finished with his time?

Mr. EXON. No, I have time.

The PRESIDING OFFICER. The Senator from Nebraska has 5-½ minutes remaining, and the Senator from New Mexico has 5 minutes.

Mr. DOMENICI. Actually, I only want to use 2 minutes. If the Senator will let me do that in wrap-up, I will let him finish and I will use only 2 minutes.

Mr. EXON. Mr. President, I believe the arguments can be made pro and con and have been made pro and con on this amendment. Very simply in the time remaining—I will consider yielding back after making these closing statements.

Once again, we are not attempting to change the date that we would balance the budget as prescribed in the Republican budget, we are not adding to the deficit, we are not adding to the national debt. We have been staying, as we have through all of these amendments—all of these amendments—with in the parameters laid down, the overall figures of the Budget Committee.

What we are simply saying is that rather than provide a kitty, if you will, in the Senate budget, which is clearly earmarked for tax cuts and is so established by the chairman of the committee in this resolution, an earmark of \$170 billion dollars which could come, according to CBO, if we balance the budget by the year 2002, to simply take a portion of that \$170 billion and, instead of cutting taxes, cut the hit on these programs that I have outlined. This amendment merely alleviates the substantial and unfair cuts in each and every one of them.

I reserve the remainder of my time and may be in a position to yield back after the Senator has made his statement.

Mr. DOMENICI. Mr. President, how much time do I have?

The PRESIDING OFFICER. The Senator from Mexico has 4-½ minutes.

Mr. DOMENICI. Let me speak very briefly, after which when time has been used up on the amendment, Senators should know that I plan to raise a point of order.

Mr. President, what we have now is, as I view this, we have the budget resolution produced by the gallant 12 budgeteers from the Republican side. We have a budget resolution that gets to balance. In that, we decide that many programs have to be reformed, changed, some eliminated, but we say we are going to stop spending in the red. We are not going to charge our children with our bills any longer. In 2002, we stop that.

Now it just so happens, Mr. President, I say to fellow Senators, that in 2002, according to the Congressional Budget Office, according to their economists and other economists, that

essentially when you put down a balanced budget and you make it enforceable and you pass a whole batch of laws that change current entitlements so less is spent and they certify that for you and say you have a balanced budget, there is a dividend—the dividend could be in the neighborhood of \$170 billion—an economic dividend for doing what is right.

What is right? What is right is to get in balance by the year 2002. So by doing what is right, the Republicans on the Budget Committee, and Republicans and hopefully some Democrats, when they vote for this budget resolution, have earned something for the American people. What have they earned? They have earned reduced long-term interest rates for starters—very significant for homeowners, auto buyers, for everyone, including business people and mothers and fathers sitting around talking about student loans. If they are affluent enough to pay their own student loans, there is less interest on those loans. That is what we get from that side.

Indeed, there is a bonus of \$170 billion that is kind of a surplus sitting there. We are now in the black and we have this surplus. What the Republicans say at this point in time is that we should transfer that \$170 billion from a reserve fund to the tax writing committee and say to them, give the American people a modest dividend by cutting some taxes. Now, not rich people, not \$300,000 earners. We have said in this budget resolution that it will go—90 percent—to middle-income Americans. That is the Senate's position if they adopt ours.

Let me say that, in a nutshell, Senator EXON would then say instead of doing that with that \$170 billion, let us spend it. So we have a balanced budget and my good friend from Nebraska says, now, spend \$100 billion of it on Medicare, spend \$30 billion on education, spend \$10 billion on agriculture, spend it on et cetera, et cetera. We hardly get to balance and we hardly get the dividend for Americans that they are entitled to, because most of them say, "Give us a balanced budget." They are entitled to a bonus when we do what they have been telling us to do. So we say leave it there for a possible tax cut for Americans.

Senator EXON would say for all of these good things, let us spend it, and all of a sudden we start spending again after we got in balance, and we add \$170 billion in spending.

The purposes are good. Senators pick some very, very interesting programs that Americans are interested in but everybody is worried about. He says, use the dividend for them. We have explained them in detail. We believe we are going to make the Medicare trust fund solvent. We believe education is not going to get harmed under our assumptions. We believe we have been fair to agriculture, and on down the line.

So I do not believe we ought to adopt the amendment. It is out of order

under the Budget Act. When my time comes, I will so move.

The PRESIDING OFFICER. The time of the Senator has expired.

Mr. EXON addressed the Chair.

The PRESIDING OFFICER. The Senator from Nebraska.

Mr. EXON. How much time do I have remaining?

The PRESIDING OFFICER. The Senator has 3½ minutes.

Mr. EXON. I will be very brief. I simply want to say that I have listened once again to my good friend and colleague from the State of New Mexico, my chairman. We do not happen to agree on this matter, but we happen to agree on many, many things. Time and time again, I have heard that those of us who realize that these programs are taking a considerable hit are being accused of being spenders if we do not try to alleviate some of the unfairness that I see in the Republican budget.

When this debate first started, I complimented my talented friend from New Mexico for the courageous job he has done. Time and time again, I have said that we in the amendments that we offered in the committee, and the amendments we have offered on the floor, have not done anything to reach the goal that the Senator from New Mexico is espousing. We are simply asking, do we honestly feel that we should make some changes in the approaches on certain programs? I do not believe it is fair to say, nor do I think the American people are particularly concerned because their main worry is balancing the budget and keeping it balanced and to quit borrowing more money, which is crippling America with the interest we are paying on that borrowing. Suffice to say that we really believe that we can work with the Republicans, with Senator DOMENICI, if they would just listen to some of our pleas.

I really think that the people of America would be most satisfied if we realistically face the challenge that we have to balance the budget and reduce the deficit. That is primarily the only thing that most of them are looking for. With that, I yield the remainder of my time and urge support of the amendment.

Mr. DOMENICI. Mr. President, I yield myself 30 seconds off the bill.

The PRESIDING OFFICER. The Senator from New Mexico is recognized.

Mr. DOMENICI. Mr. President, it would be interesting to search the souls and hearts and minds of those on that side of the aisle to see, if this amendment were adopted, if they would vote for this budget resolution. It is most interesting. Take the dividend created through all of this hard work, tell us now here is how we would like it spent, then prevail on that and watch the budget go down in flames, because clearly we would not get very much support from that side of the aisle. We might get Senator EXON, but I will not even ask him.

Mr. EXON. If the Senator will yield—

The PRESIDING OFFICER. The Senator has yielded himself 30 seconds.

Mr. EXON. Off of my time. The Senator has made an interesting proposition. I would say to him that with all of the reservations that I have, if he will accept this amendment, he will at least get one vote on this side and, I think, considerably more. That may be a partial answer to his question, and I am acting in very good faith.

Mr. DOMENICI. I agree. We may get one.

Mr. DASCHLE. Mr. President, the Exon-Daschle amendment would reorder and re-balance the spending priorities in this proposed budget.

Specifically, the amendment would shift funding from a proposed tax cut for the wealthiest Americans to several key programs upon which our national interests depend. The Exon amendment would restore \$100 billion to Medicare, \$30 billion to education, \$17 billion to the earned income tax credit, \$3 billion to veterans' programs, and \$10 billion to agricultural programs. The amendment would also exclude the proposed sale of the country's Power Marketing Administrations, including the Western Area Power Administration, from the budget. All of these are important priorities for our Nation and, especially, for rural America.

This amendment, like the amendments we offered yesterday, are completely paid for. It does not add one penny to the deficit.

Yesterday I spoke of the importance of the restoration of Medicare funding, and, earlier today, I referred to the importance of the earned income tax credit. So, today, I will focus on the other elements of this amendment.

First, the amendment would restore \$30 billion in education funds. The underlying budget resolution proposes to balance the budget at the expense of educating our youth. That is unacceptable. It is myopic, and it is a false economy. The next generation cannot afford to be shortchanged in this manner. Educational investments are one of the best investments this country can make, especially as our youth prepare for the 21st century.

This amendment, which provides \$30 billion to restore funding for critical education programs, will help young Americans and their families by restoring funding in student loans and education programs.

The \$30 billion restores funding for the student loan in-school interest subsidy and other critical programs such as Title 1, Pell grants, Impact Aid, special education, and Safe and Drug-free Schools.

Impact Aid is especially important to South Dakota. Last year the program received a \$70 million reduction in fiscal year 1995 funding. Further reductions are intolerable. These funds—which represent the money the Federal Government is obligated to pay to reimburse local school districts for Federal displacement of the local tax



base—are absolutely critical to over 50 schools in my State, and hundreds of schools throughout the country, that depend on Impact Aid to meet our children's basic educational needs.

The Impact Aid program provides critical dollars to over 50 schools in South Dakota. These payments are not a Government subsidy. Quite simply, their purpose is to compensate school districts for the loss of taxable revenue from what once was local taxable land. The message in the continued trend of decreased funding is that Congress has decided we do not need to uphold our obligation to the school districts that rely so greatly on these funds.

In the McLaughlin school district in South Dakota the Impact Aid funds represent approximately 37 percent of the school's budget; in the Lake Andes school district, 20 to 25 percent of their budget comes from Impact Aid monies; 30 percent of the Dupree school's general fund revenue budget is generated by Impact Aid funds; in Smeeth, South Dakota, if Impact Aids funds continue to dwindle, they will be unable to operate; in Pollock, South Dakota, they would have to close their doors if this funding is eliminated.

The list goes on and on, Mr. President. This means that teacher pay, books, facilities, desks, buses—everything it takes to run a school—is dependent on whether this Congress lives up to the commitment that was made to these schools when the lands in their districts were taken.

I simply ask this question of my colleagues. Is it fair to eliminate a program that was designed to help alleviate a very clear Federal burden that was imposed on certain local communities and school districts because the Federal Government decided to acquire land in their particular district? The answer is no. This is a Federal responsibility, not a Federal subsidy.

The Exon-Daschle amendment would also restore \$3 billion in funding for veterans' programs, including veterans' health care. In light of the budget's proposed Medicare cuts, the cuts in VA funding are especially egregious, for reduced Medicare funding will undoubtedly lead to increased pressure on, and a shift in costs to, the VA health care system. As my colleagues know, the VA health care system is an already overburdened and underfunded one, so I fail to understand how the majority justifies this proposal.

The \$3 billion in this amendment would ease some of that pressure and help us ensure that our fundamental commitment to the men and women who have served this Nation is fulfilled. To do otherwise sends exactly the wrong message to veterans and the men and women who currently serve in the Armed Forces.

While Senator EXON and I will talk more about the budget resolution's treatment of agriculture tomorrow, when we will offer an amendment to restore some of the agricultural funding cut in the Republican budget, I want to

take a moment to speak on that issue today. This amendment would restore \$10 billion of the agricultural funding cut in the budget proposal.

The amendment directs the funding where it is most needed—to farmers who struggle each year to stay on the farm, to keep producing America's food and fiber supply, and to families who strike a rough patch when there is job loss or other bad luck, people trying to put food on the table and keep their families together.

The Republican budget, on the other hand, raids rural America to aid the comfortable. The Republican budget proposal would cut \$45.9 billion out of the Agriculture Department over the next 7 years. That is likely to translate to around \$12 billion in direct cuts to farm programs. It is a 20-percent cut in farm spending. It will contribute to the further deterioration of the economic and social fabric of rural America. No other sector of American life is being asked to absorb such a hit. We can not have a prosperous urban America riding on the back of an impoverished farm America. Yet that is what Republican budget cuts will provide.

Farmers in South Dakota would see a devastating decline in their income of over \$57 million. Other rural States will suffer similar pain. This budget is short-sighted for rural America and self-interested for the best-off. It is not a balanced, fair proposal. It is not a budget that sustains the American tradition of building a strong farm sector, a tradition that has enjoyed bipartisan support until this Republican majority.

Finally, this amendment would prevent the budget resolution from counting the sale of the power marketing administrations and other assets toward deficit reduction. This would remove the incentive to sell the Power Marketing Administrations [PMAs] in order to balance the budget, and would help ensure that decision is made on the basis of what would be the best policy for the United States. Since the sale of PMA's makes no economic sense, this amendment would substantially hinder their sale.

I have been concerned because the Clinton administration has announced plans to sell three of the five PMA's, including the Western Area Power Administration [WAPA], which markets power from the main stem dams on the Missouri River to South Dakota utilities and cooperatives. The administration has stated it intends to sell WAPA in 1998.

Despite the fact that the administration stated in the budget that "the proposal will provide customer protection from significant rate increases," I am deeply concerned that if this plan is approved by Congress and goes forward, then significant rate increases will be inevitable, affecting consumers and the overall economies of rural states such as South Dakota.

The PMA's are an example of a Government program that works well. South Dakota, the Western Area Power

Administration, which markets power from the main stem dams along the Missouri River, has ensured a consistent and affordable supply of electricity. The program is being run on a sound financial basis, as it recovers all expenses relating to its annual operation and the initial construction expenses, with interest. By providing low-cost power, the PMA's have substantially assisted in the economic development of many States.

Any one-time savings from the sale of WAPA would be offset by long term revenue losses. The administration and the Republicans expect a one-time budget savings from the sale, that over the long-run, will not save the Federal Government any money at all. Since the operational and capital costs of the program are more than paid back currently, the sale simply allows the Federal Government to collect the debt faster. But since the debt is being paid back with interest now, there is no long-term financial benefit to the Government. Long-term revenue losses from the sale offset the near-term revenue gains.

Some claim that the power marketing administrations can be sold without causing substantial rate increases. In reality, today's rates are set at the lowest possible level, while still ensuring that the debt is paid off. If the power marketing administrations are sold, then it is likely that rates will increase substantially. Those who buy the PMA's will attempt to maximize the return on their investment. And electric rates for existing Federal power customers will rise as a result. Some predict rate increases as much as 300 percent for some communities.

This sale will not only affect the economy of South Dakota or a few western States. Power marketing administrations sell power in 34 States across the country. I would ask all of my colleagues from these States to consider the impact of the sale of PMA's before they cast their vote.

In conclusion, Mr. President, we need to reduce the deficit. No one argues that point. This amendment restores essential funding—upholding our obligation to rural America, children, and the elderly—and is completely offset with the reserve fund set aside by the GOP to pay for tax breaks for the wealthy. Again, the amendment does not contribute one penny to the deficit.

I urge the adoption of the amendment.

Mr. DOMENICI. The pending amendment is not germane to the provisions of the budget resolution pursuant to section 305(b)(2) of the Budget Act. I raise a point of order against the pending amendment.

Mr. EXON. Mr. President, pursuant to section 904 of the Congressional Budget Act of 1974, I move to waive section 305 of the act for the purpose of the pending Exon amendment.

I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The yeas and nays were ordered.

Mr. DOMENICI. I ask unanimous consent that this amendment also be stacked pursuant to the previous order, subject to leadership control on when we vote.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. EXON. Can I inquire of my friend at this time?

Mr. DOMENICI. Yes.

Mr. EXON. We have stacked a series of votes now. I do not believe we have indicated when we might start our voting so that everybody would be properly advised. Are we going to start voting in an hour, 2 hours, 3 hours? Could the Senator give us some information on that?

Mr. DOMENICI. That is a very good question. I thank the Senator. We are, hopefully, going to get through with the Thurmond-McCain amendment, which is next, and then we will start voting about 4 p.m. That is the best I can give you at this point.

Mr. EXON. I thank my friend from New Mexico.

The PRESIDING OFFICER. Who yields time?

Mr. DOMENICI. I understand Senator THURMOND is next. I yield to him to offer his amendment.

AMENDMENT NO. 1125

(Purpose: To restore adequate defense budget levels and to provide for offsetting reductions from nondefense discretionary spending and nondefense spending in the defense budget)

Mr. THURMOND. Mr. President, I send an amendment to the desk and ask for its immediate consideration.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from South Carolina [Mr. THURMOND], for himself, Mr. MCCAIN, Mrs. HUTCHISON, Mr. WARNER, Mr. COATS, Mr. INHOFE, Mr. KEMPTHORNE, Mr. LOTT, Mr. SMITH, Mr. COHEN and Mr. SANTORUM, proposes an amendment numbered 1125.

Mr. THURMOND. Mr. President, I ask unanimous consent that reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment is as follows:

On page 11, line 7, increase the amount by \$9,600,000,000.

On page 11, line 8, increase the amount by \$4,000,000,000.

On page 11, line 14, increase the amount by \$15,900,000,000.

On page 11, line 15, increase the amount by \$8,300,000,000.

On page 11, line 21, increase the amount by \$17,700,000,000.

On page 11, line 22, increase the amount by \$10,800,000,000.

On page 12, line 3, increase the amount by \$15,100,000,000.

On page 12, line 4, increase the amount by \$11,700,000,000.

On page 12, line 10, increase the amount by \$11,300,000,000.

On page 12, line 11, increase the amount by \$11,500,000,000.

On page 12, line 17, increase the amount by \$11,400,000,000.

On page 12, line 18, increase the amount by \$11,600,000,000.

On page 12, line 24, increase the amount by \$11,300,000,000.

On page 12, line 25, increase the amount by \$10,000,000,000.

On page 54, line 20, decrease the amount by \$9,600,000,000.

On page 54, line 21, decrease the amount by \$4,000,000,000.

On page 55, line 2, decrease the amount by \$15,900,000,000.

On page 55, line 3, decrease the amount by \$8,300,000,000.

On page 55, line 9, decrease the amount by \$17,700,000,000.

On page 55, line 10, decrease the amount by \$10,800,000,000.

On page 55, line 16, decrease the amount by \$15,100,000,000.

On page 55, line 17, decrease the amount by \$11,700,000,000.

On page 55, line 23, decrease the amount by \$11,300,000,000.

On page 55, line 24, decrease the amount by \$11,500,000,000.

On page 56, line 5, decrease the amount by \$11,400,000,000.

On page 56, line 6, decrease the amount by \$11,600,000,000.

On page 56, line 12, decrease the amount by \$11,300,000,000.

On page 56, line 13, decrease the amount by \$10,000,000,000.

On page 65, line 14, increase the amount by \$9,600,000,000.

On page 65, line 15, increase the amount by \$4,000,000,000.

On page 65, line 17, decrease the amount by \$9,600,000,000.

On page 65, line 18, decrease the amount by \$4,000,000,000.

On page 65, line 21, increase the amount by \$15,900,000,000.

On page 65, line 22, increase the amount by \$8,300,000,000.

On page 65, line 24, decrease the amount by \$15,900,000,000.

On page 65, line 25, decrease the amount by \$8,300,000,000.

On page 66, line 3, increase the amount by \$17,700,000,000.

On page 66, line 4, increase the amount by \$10,800,000,000.

On page 66, line 6, decrease the amount by \$17,700,000,000.

On page 66, line 7, decrease the amount by \$10,800,000,000.

On page 66, line 10, increase the amount by \$15,100,000,000.

On page 66, line 11, increase the amount by \$11,700,000,000.

On page 66, line 13, decrease the amount by \$15,100,000,000.

On page 66, line 14, decrease the amount by \$11,700,000,000.

On page 66, line 17, increase the amount by \$11,300,000,000.

On page 66, line 18, increase the amount by \$11,500,000,000.

On page 66, line 20, decrease the amount by \$11,300,000,000.

On page 66, line 21, decrease the amount by \$11,500,000,000.

On page 66, line 24, increase the amount by \$11,400,000,000.

On page 66, line 25, increase the amount by \$11,600,000,000.

On page 67, line , decrease the amount by \$11,400,000,000.

On page 67, line , decrease the amount by \$11,600,000,000.

On page 67, line 6, increase the amount by \$11,300,000,000.

On page 67, line 7, increase the amount by \$10,000,000,000.

On page 67, line 9, decrease the amount by \$11,300,000,000.

On page 67, line 10, decrease the amount by \$10,600,000,000.

On page 68, after line 12, add the following new paragraph:

(3) It is the sense of the Senate that the Senate should waive all points of order that would preclude increasing non-defense spending in any one fiscal year by up to \$2 billion and, at the same time, decreasing defense spending in any one fiscal year by up to \$2 billion, from the levels of discretionary spending in this section. It is further the sense of the Senate that defense spending may not be reduced by more than a total of \$10 billion and non-defense spending may not be increased by more than a total of \$10 billion over the seven years of the resolution, from the levels of discretionary spending in this section.

Mr. THURMOND. Mr. President, I have been asked "What do Americans expect of their Armed Force?" I believe Americans expect a capable and ready force, ready to meet our Nation's security needs, able to safeguard our national interest and maintain our position as a world leader. The budget resolution from the Senator from New Mexico was a good effort. It required many hard decisions. The problem remains that the planned defense budget, as offered in the budget resolution, does not meet the needs of our Armed Forces or give us the ability to meet our global commitments.

We live in a dangerous world. It is our responsibility not to repeat history and drastically reduce defense. This path will leave our forces in a dangerously unprepared state, and we will pay the price in the future. The international environment requires the United States to maintain a strong defense to deter aggression and maintain our vital interests. The Armed Services Committee has already received indications that the Defense Department is planning further end strength reductions to pay for needed modernization. The Bottom-Up Review described a minimum force, said to be necessary to support our military strategy. This review was not based on strategy. Force structure levels were too low, and the required modernization was mortgaged.

Over the last year, the Armed Services Committee has continued to hear testimony concerning present and future readiness problems. Lack of funds is placing combat readiness in danger. The ability of our commanders in the field to maintain their forces is being jeopardized by an underfunded program. GAO and other sources have estimated shortfalls in defense to range from \$20 billion to \$150 billion over the next 6 years. Defense spending has been reduced every year since 1985, and as a percentage of gross domestic product is at pre-World War II levels. Modernization and procurement accounts remain at 50-year lows as modernization projects are continually pushed farther into the future or canceled all together. This is a trend that cannot continue. The defense budget, in the budget resolution, simply does not provide the minimum resources necessary to sustain our force or meet the Department's pressing needs.

At the same time, requirements for our service men and women have not decreased. Instead, contingency operations and other deployments have increased requirements for American forces, placing greater stress on our service members, family members, and their equipment. These deployments have a price and are taking a toll on our force readiness. We must support our forces and not cripple our Nation's defense.

Our responsibility is to ensure that the bill for these funding shortfalls is not paid for by the sacrifice of men and women in our Armed Forces. These young Americans have been asked to live without proper housing and barracks, to make do with constrained training, and do without new systems and technology, because we cannot afford it. Quality-of-life programs have been ignored to support increasing operating tempos. Benefits are continually under review for further reductions. We should expect increasing recruiting and retention problems, if we do not support these young Americans who are serving our Nation.

I am strongly in favor of cutting Federal spending and reducing the deficit, but we must meet our national security needs. The first responsibility of government is to provide for its defense. This amendment reverses a dangerous trend and provides for that commitment. It does not increase the deficit in Senator DOMENIC's budget resolution. The amendment improves the balance between current and future readiness. We provide for an adequate quality of life for service members and their families. We can take care of shortfalls in important new systems such as national and theater missile defense systems. We must not allow our Nation's defense needs to be decided by purely fiscal considerations. If we do, then sooner than we may realize, a bill is going to come due. Hopefully, that bill will not be paid with the lives of our service men and women, and great harm to the Nation.

Mr. President, how much time is remaining?

The PRESIDING OFFICER. The Senator from South Carolina has consumed 5 of the 7 minutes.

Mr. THURMOND. Mr. President, I reserve the remaining 2 minutes.

I yield to the Senator from Arizona, Mr. MCCAIN.

Mr. MCCAIN. I thank my distinguished leader and chairman of the Armed Services Committee, Senator THURMOND, and I also want to thank my colleague from Texas, Senator HUTCHISON, for their leadership, especially Senator THURMOND's leadership, on this very important amendment.

Mr. President, I am sorry we are short of time. This amendment deserves a great deal more consideration if Members believe, as I do, that the first priority of any government is to preserve the security of its citizens.

Senator THURMOND has described the amendment. I would just like to re-

mind my colleagues for 2 years, Republicans have charged that the administration has failed to maintain a defense adequate to confront the myriad challenges we face in this period of instability. Now it is our responsibility to correct that failing.

I am disappointed that the budget resolution submitted to this body by Republicans is the Clinton numbers, the same numbers that we attacked so vociferously for 2 years.

Mr. President, no decade in this century began more auspiciously than the 1990's. That gross impediment to human liberty, the Berlin Wall, was breached by the stronger forces of human yearning. The central security problem of our time, the possible clash of East and West on the plains of Germany, was resolved by the dissolution of the Warsaw Pact, the reunification of Germany, and the collapse of the Soviet Union.

The euphoria that accompanied these events anticipated the imminent arrival of a new world order of independent democracies engaged only in peaceful commercial competition with one another.

The resurrection of ancient conflicts and hideous barbarism in the Balkans; the reappearance of other incidents of irrational nationalism that had been sublimated by the cold war; the haunting familiarity of Zhirinovskiy's odious appeal to perverse patriotism; the accelerating proliferation of weapons of mass destruction; and the waging of over 50 conflicts around the world have dimmed our hopes for a more just and tranquil world, and reminded Members that we have interests and values that are still at risk in this promising but uncertain world.

The world is still a very dangerous place. American vigilance and struggle are required now more than ever. There are numerous potential threats to our national security in the world today:

In North Korea, one of the world's remaining Communist dictatorships seeks to acquire nuclear weapons, and this administration has failed to exercise the decisive leadership necessary to halt, once and for all, the threat of nuclear warfare on the Korean Peninsula.

In Asia, China has laid claim to the entire South China Sea and enhanced its claim with a massive buildup of its armed forces, including the acquisition of new submarines, marine forces, and aircraft carriers.

In the Middle East, Iran poses a serious threat to the security of the region with their own efforts to acquire nuclear weapons, their longstanding support of terrorist movements, and their aggressive military buildup in the Straits of Hormuz.

Iraq remains a potential trouble spot as Saddam Hussein maintains a stranglehold on political and economic power in that state.

Russia's involvement in its "near abroad," the ongoing horrible conflict in Chechnya, and its advocacy of

changes in stable arms control agreements causes serious concerns.

Ethnic conflicts continue to rage from Sri Lanka to Rwanda.

And in Bosnia, United States military personnel may soon be sent in harm's way to assist in extracting international forces from the failed U.N. peacekeeping effort in that State.

These and many other examples of instability in the world today make it imperative that we support an adequate national defense posture in this Nation.

Mr. President, the defense budget has declined 35 percent in real terms between 1985 and 1994. President Clinton promised in his State of the Union Address in January of 1994, " \* \* \* we must not cut defense further." Yet, his fiscal year 1996 defense budget submission cuts defense for 4 more years, totaling another 10 percent decline by 1999.

Mr. President, what we are faced with is a Hobson's choice. We are spending money to maintain a ready force. That money is well spent, and we still have the finest and highest quality men and women this Nation can recruit and maintain in our Armed Forces. However, in exchange for that, we are sacrificing totally, the modernization of our force.

In 1985, we procured 325 tactical aircraft; in 1996, we will procure 289. In 1985, we procured 80,000 missiles; in 1995 we procured 3,000. In tanks, in 1985, we procured 2,680 tanks and other vehicles; in 1995, 34 tanks and vehicles. Ships, in 1985, we procured 34; in 1996, we will procure 3.

Mr. President, we cannot—we cannot—maintain the capability that won the Persian Gulf with the kind of lack of modernization that is part and parcel of this proposal.

The PRESIDING OFFICER. The Senator from Arizona had 5 minutes, and has 4 minutes remaining.

Mr. MCCAIN. Mr. President, I, not unlike other Members of this body, am a student of history. I am certainly a confirmed believer in the old adage that those who ignore the lessons of history are doomed to repeat them.

In 1917 the United States of America was not prepared to go to war. In 1941, on December 7, America was not prepared to go to war. In June of 1950, when North Korea attacked across the 38th parallel, the United States was not prepared to go to war. In the 1970's, when we had a hollow Army, the United States was not prepared.

We must understand that what we are doing here is mortgaging the blood and treasure of America by adopting a proposal which cannot meet our national security requirements and needs. It is an enormous responsibility of this body, to assume a responsibility in contravention to the knowledge, wisdom and advice of our military leaders and all objective observers, and that is that we cannot modernize our forces so victory, if conflict comes, can only be purchased through enormous

expenditure of treasure, and far more important than that, American blood.

Mr. President, I reserve the remainder of my time. I will use it at the end of the debate.

The PRESIDING OFFICER. The Senator from New Mexico.

Mr. DOMENICI. How much time does Senator THURMOND or MCCAIN have remaining?

The PRESIDING OFFICER. The Senator has 27 minutes and 45 seconds remaining.

Mr. DOMENICI. I am in control, technically, of the time in opposition. But, frankly, I want to give that opposition time to the distinguished Senator from Nebraska for his side. They are going to have the time in opposition, not the Senator from New Mexico.

But I will reserve, now, before I give that over—I will keep 10 minutes for myself and Senator LOTT. He, I understand, will not be able to fit in, in the time allotted. I will arrange to give him that time, not in opposition but in favor. Is that correct?

Mr. LOTT. That is correct.

Mr. THURMOND. I yield 3 minutes to Senator WARNER.

Mr. WARNER. Mr. President, over the past several days, I have listened closely to the debate over this budget resolution which, I believe, has the potential to set our Nation on the road to fiscal responsibility. I want to commend the Senator from New Mexico, Senator DOMENICI, for his courageous proposal which will balance the Federal budget by the year 2002. I support what he and the other Republicans on the Budget Committee intend to do with this budget resolution—eliminate the Federal deficit and relieve the enormous burden of debt that we are currently loading on the backs of our children and grandchildren. However, I take exception with the spending levels for defense included within the budget resolution before the Senate.

Mr. President, I am concerned about the security of our Nation and the risks we face in a world that—despite the demise of the cold war—remains a very dangerous and unpredictable place. As we speak, our Armed Forces are preparing for the possibility of a mission to assist in the withdrawal of U.N. forces from the former Yugoslavia. Whether or not you believe that we should put U.S. forces at risk to carry out this mission, I am certain that every Senator in this Chamber would support funding to ensure that our forces are trained and equipped to facilitate the rapid accomplishment of this mission with minimal risk to the lives of U.S. military personnel. We learned in Operation Desert Storm that well-trained troops equipped with modern weapons and equipment suffer fewer casualties.

Today we are facing a world proliferating with new threats based on centuries-old ethnic, racial and religious hatreds.

The problem with preparing our forces to defend against threats in this

new world of disorder is that we may not be able to anticipate where and whom we will have to fight. We will have to be prepared for the unexpected, for major regional crises that arise suddenly—in other words, for contingencies. The case in point is the gulf war. Prior to August 1990, no one ever expected we would end up in a major land war against Iraq.

Fortunately, we had a superior military capability that was more than a match for Iraq. But, in the past, this has not always been the case. The outbreak of World Wars I and II and Korea found us woefully unprepared, and the result was many thousands of Americans lost in the opening days of those conflicts. Consequently, in an era of uncertainty, combined with multiple potential dangers, the No. 1 threat could be our own unpreparedness.

Mr. President, the administration's ways of dealing with these uncertainties was to conduct a Bottom-Up Review which resulted in a force structure that is supposed to be able to fight and win two nearly-simultaneous major regional contingencies. It is highly questionable, however, whether or not this planned force will be capable of meeting this requirement. There is also general agreement that the administration's future years defense plan [FYDP] is inadequate. The General Accounting Office estimated that the FYDP may be underfunded by as much as \$150 billion.

The administration has made readiness a high priority at the expense of modernization of our military. They have kept personnel and readiness accounts funded at high levels, but because the overall budget is underfunded, modernization—the R&D and procurement accounts—have paid the bills. Procurement is at intolerably low levels. A Marine Corps general officer testifying at an Armed Services Committee hearing recently stated that the Marine Corps procurement budget was only about one-third of what it should be for the third straight year. "You can't modernize on pocket change," he told the committee.

I should also point out that even with all of the administration's emphasis on readiness, significant readiness problems have occurred within our military over the past year.

Last September, three Army divisions reported readiness levels of C-3. Not since the days of the Carter administration, have that many divisions reported such poor readiness levels.

Overall readiness for active Navy aviation squadrons declined from about 75 percent in fiscal year 1990 to 61 percent last year.

Funding shortfalls in the 2d Marine Air Wing's flying hour program resulted in 11 of 30 squadrons reporting in the two lowest readiness categories (C-3 or C-4) for the 4th quarter of fiscal year 1994.

Admiral Boorda, the Chief of Naval Operations stated recently, "We have gone to the well and it is dry. We must

fund training if we are to prevent a 'hollow force.'"

Mr. President, I believe it is clear that our military services are underfunded in the administration's proposed budget and future years defense plan. For the past 2½ years, members of the Armed Services Committee have been expressing that view. Every Republican on the Armed Services Committee signed a letter to the chairman of the Budget Committee recommending that fiscal year 1996 funding for defense be frozen at last years level, adjusted for inflation. This would result in a \$12.5 billion increase over the President's request for fiscal year 1996.

Unfortunately, the Budget Committee's proposal accepts the administration's recommended budgets now and in the outyears for defense. If we accept the administration's budgets, then the responsibility for shortfalls in defense funding and the resulting deficiencies in our Armed Forces will lie with those of us in the Congress.

Mr. President, in his State of the Union Address in 1994, the President implored the Congress not to cut defense further—that defense had been cut enough. Then, this year, in his budget request for fiscal year 1996, the President recommended \$5.7 billion less than he recommended last year—in real terms, this is over \$13 billion less than last year. Mr. President, that sounds like a cut to me.

There are those who state that defense should pay its fair share. Mr. President, I maintain that defense has already paid more than its fair share—that defense has already been cut too deeply. Fiscal year 1996 represents the 11th consecutive year of declining defense budgets—the longest continuous decline in post WW II history. DOD spending as a share of the Federal budget has declined from 42 percent in 1968 to 18 percent in 1994 and continues to decline.

As I indicated earlier, Defense procurement spending has suffered greatly under the Clinton administration. During the hollow force days of the mid-1970's, procurement spending was only about \$46.7 billion; in 1985, at the height of the Reagan buildup, procurement spending reached \$120 billion; in 1995, procurement spending is down to \$39.4 billion—representing a 67-percent decrease from fiscal year 1985 and 16-percent less than the mid-1970's low point.

Mr. President, when we fail to modernize our forces with new weapons and equipment, we not only cause maintenance and operating costs to rise, but more importantly, we condemn our future soldiers, sailors, airmen, and marines to fight their battles with obsolete weapons and equipment.

Mr. President, when I asked an old Marine sergeant, who was a combat veteran of several wars, why he was so sure there would be another war, he replied, "There always has been." It is certain that our forces will be called upon again to go into battle. The time

may be sooner than we think. I hope the Congress will not put our servicemen and women at greater risk because we cannot find additional funds from a budget of almost \$1.3 trillion.

I support the Thurmond-McCain amendment and urge my colleagues to vote for it also.

Mr. DOLE. Mr. President, I rise today in support of the Thurmond-Stevens-McCain amendment. I commend my colleagues for their efforts to ensure an adequate defense budget. Under this amendment, defense spending would be increased to meet the levels approved by the House last week. However, the measure is deficit neutral in each year of the resolution, and keeps us on path to achieve a balanced budget by the year 2002.

We are committed to cutting Federal spending. But we must ensure that our military is prepared to meet future challenges. Over the past few years, the Clinton administration has sacrificed the readiness and modernization of our forces. However, around the world, potential enemies are increasing and modernizing their military capabilities.

For the past 2 years, the administration has justified its reduction-in-force structure by promising to provide our troops with the most modern technology available. During last year's hearings on the fiscal year 1995 budget, General Shalikashvili stated, and I quote:

The structure is adequate only if we stick with two linchpins: We must improve our capabilities, and we must improve and maintain our readiness.

Unfortunately, this has turned out to be empty rhetoric. Procurement spending and procurement rates are at their lowest levels in 45 years. Despite promises to enhance force capabilities, modernization has come to a virtual standstill. The result is that our Armed Forces are smaller, but not more capable.

Where President Clinton has failed to recognize the long-term needs of the military, we in Congress must take the lead. Our defense budget must balance our need to maintain near-term readiness and our need to provide enhanced capabilities for the future. It must prepare us for tomorrow's challenges. Failure to do so will jeopardize the security of this Nation. I urge my colleagues to support this amendment.

Mr. COHEN. Mr. President, much of the debate over the defense budget in recent weeks and months has been based on misperceptions and half-truths.

A good example can be found in one editorial entitled "Grasping the Obvious," which lashed out at defense spending, claiming that President Clinton wanted to increase the defense budget and that:

The Defense Department has somehow become untouchable, taking a place alongside Social Security and Medicare in the pantheon of sacrosanct Federal enterprises.

The editorial went on to argue that defense budgets should be reduced just

as much if not more than other areas of Federal spending, and that the Pentagon and the White House would have to realize that in a time of "diminishing military threats," deep cuts would have to be made.

The writer is not alone in failing to grasp the obvious. The post-cold-war period has seen a proliferation of efforts to cut American defense budgets dangerously deeply. These efforts have been accompanied by accusations that, in an era of budget balancing and deficit reduction, the military is not absorbing its fair share of cuts.

Nothing could be further from the truth.

Far from being placed on a pedestal, protected from America's budget cutting zeal, defense spending has already been subjected to a frenzy of profound and often damaging reductions. The defense budget has been cut every year for the past decade, for an overall real decline of some 35 percent. In contrast, real spending on Medicare and Social Security over the same period has increased 63 and 23 percent, respectively.

The portion of the defense budget used to buy weapons and other equipment has already suffered a reduction of more than two-thirds over the past decade:

A decade ago we purchased 720 tanks a year. Today, we buy none.

Annual purchases of ships and aircraft have declined 80 and 87 percent respectively.

Dozens of major weapons programs and more than a hundred smaller ones have been terminated.

As the nonpartisan Congressional Budget Office has put it, the Pentagon has entered a "procurement holiday."

For the past decade, it has been defense that has borne the blows of the budget cutting axe as domestic spending has steadily grown.

The very real reductions in defense budgets over the past decade may not seem important from the vantage point of defense spending critics, but for those whose job it is to ensure military readiness and to guarantee American security, the cuts have already made their tasks difficult to the point of being almost impossible. The question for these professionals is whether minimum levels of reliability and readiness can be ensured, given current spending cuts.

Earlier this year, Gen. Carl Mundy, Commandant of the Marine Corps, warned:

We are stretched thin. Actual operational commitments over the past 3 years have actually grown steadily and have greatly exceeded those predicted by either the Marine Corps assessment or the Bottom-Up Review \* \* \*. We have not to date received sufficient resources to fund \* \* \* minimum essential requirements \* \* \* to provide a reasonable assurance that we can meet our commitments with operationally ready and effective forces, not only today, but throughout the program years.\* \* \*

This assessment has been echoed by senior officers in all of the Nation's armed services. It illustrates the well-

founded concerns of those who understand the importance of readiness and modernization in military planning, especially in today's uncertain world.

The past few years have shown that the end of the cold-war standoff with Soviet Russia has not simplified and brought harmony to the world, rather it has increased uncertainty and made the world more susceptible to a host of festering regional conflicts. Many of these conflicts have the potential for escalation, spillover, and major destabilization in areas critical to the security and interests of the United States and our closest allies.

While the United States is not the world's policeman, we are the only global power, and we have global interests that can be threatened by regional powers, great and small. Defending our interests requires us to station forces abroad and to be able to project power around the globe.

A brief glance around the world shows the variety of dangers the United States must be prepared to meet:

Russian troops are turning Chechnya into a wasteland and Russian neighbors into colonies, while Russian engineers prepare to build nuclear reactors in the terrorist theocracy of Iran and Russian officials threaten the independence of the Baltics;

China also plans to sell Iran nuclear reactors and seems intent on becoming a regional hegemon, claiming sovereignty over the strategic South China Sea, extending its coastal defense perimeter 10-fold out to 2,000 miles, and backing these claims up with military deployments;

Iran is aggressively pursuing nuclear weapons while also deploying Russian-built submarines and Chinese- and North Korean-built missiles in order to gain control of the Persian Gulf and dominate its neighbors;

North Korea has violated last October's nuclear agreement and continues to mass troops and artillery on the DMZ, making an Asian nuclear arms race and another Korean war real possibilities.

NATO is edging closer to intervening in Bosnia in order to rescue the U.N. troops deployed there, which would put some 25,000 United States troops in the midst of a seemingly intractable war.

Those who view this as merely a list of hypothetical risks unlikely to require American military deployments would do well to recall that since the end of the cold war, U.S. Armed Forces have been sent into action repeatedly on some 2½ dozen operations.

While members of the Armed Services Committee are on record as favoring increases in the defense budget, this amendment would merely slow the decline in defense spending over the next 7 years. Even if this amendment is adopted, defense spending will continue to decline in real terms for another 7 years, resulting in 17 straight years of cuts in the defense budget.

Given the tremendous cuts imposed on the defense budget in recent years

and the great uncertainty we face around the world, we cannot continue to gut America's Armed Forces. The military is already strained by the unprecedented number of peacetime operations it is being ordered to undertake.

Mr. President, listening to the leaders of our Armed Forces and looking around the world, we are compelled to conclude that putting the brakes on military spending cuts is not merely a wise position, it is a national security imperative.

I urge my colleagues to support the Thurmond amendment.

Mrs. MURRAY. Mr. President, I rise in strong opposition to the Thurmond-McCain amendment, which seeks to increase defense spending by \$68 billion over the next 7 years, and pay for that increase by making further cuts in domestic programs.

In this era of shared sacrifice where no one is spared the budget ax—not children, seniors, nor veterans—I fear that those who would now ask the Senate to increase the level of defense spending simply do not understand the true war this country is fighting.

Mr. President, it is America's families who are on the front lines today, fighting to find a safe place to live, a sound education for their children, affordable health care, and job security.

It is the war against crime, poverty, ignorance, and AIDS that needs to be this country's priorities as we approach the next century.

During the cold war, Americans made sacrifices here at home so that our national resources could be used to defeat communism around the globe. The Berlin Wall fell in 1989, and with it, the Warsaw Pact. The Soviet Union officially dissolved in 1991. We fought the war, and we won.

In the aftermath of the cold war, I believe American families deserve to live in a safer and more stable world. They deserve to know that more of their tax dollars are going to educate their children and police their streets.

The Republican budget before us today, which outlines their spending priorities for the next 7 years, makes deep cuts in programs for children, the poor, veterans, and the elderly, while insulating defense spending from cuts.

And now we are asked to support an amendment which would add \$68 billion more in defense spending, and to pay for that increase, American families would have to accept yet deeper cuts in domestic programs.

Even without this amendment, let us remember what the Republican budget is asking of American families.

Teachers and students are asked to accept dramatic cuts in education spending, worker training programs, and student loan assistance.

Preschoolers and their parents must accept a 30-percent cut in Head Start funding, which will deny as many as 100,000 low-income children the benefit of a preschool education.

Rural Americans will be asked to accept 20-percent cuts in mandatory agriculture spending.

Children and the elderly will be asked to shoulder \$400 billion in Medi-

care and Medicaid cuts. In America today, one in four children, and one in three infants, are covered by Medicaid.

The earned income tax credit, a program to help keep working families off welfare, will be cut by 11 percent.

Our Nation's scientific community must accept \$25 billion in cuts for basic research.

The budget blueprint before us increases the veterans' contribution for GI bill education benefits, and freezes funding for the VA's medical system at the 1995 level for the next 7 years, cutting access to health care for veterans around the Nation. Under the Republican proposal, the VA will be forced to close the equivalent of 35 of its 170 hospitals and deny care to over 1 million of our Nation's vets.

And if we accept the amendment now pending before the Senate, American families would be asked to accept even deeper cuts in education funding, crime control, and other important domestic programs.

Proponents of this amendment point to recent declines in defense spending with alarm. While spending for our military is down from the mid-1980's level, we must keep this trend in perspective. The United States today has the largest military budget and the most powerful military force in the world.

The combined military budgets of Russia, Iraq, China, North Korea, Libya, Iran, Syria, and Cuba total \$95 billion annually. That is one-third the level of U.S. defense spending. Each year, the United States spends more than the next nine of the world's biggest military spenders combined.

In fact, this country spends so much for defense, even the Pentagon can't keep track of it all. According to the GAO and the Pentagon's inspector general, as well as the Pentagon's Controller John Hamre, billions of defense dollars are lost year after year due to poor recordkeeping and lax accounting practices at the Department of Defense.

According to GAO, each year the Pentagon pays private contractors up to \$750 million it does not owe them—with businesses often paid twice for the work they have done. And at this point, according to the Pentagon, there is really no way to retrieve these lost funds, or to stop the massive overpayments.

Billions of dollars simply lost in the system, Mr. President, in an era when we are saying no to university scientists looking for cures to devastating diseases.

Billions of dollars lost in the system when we are saying no to preschoolers who need HeadStart programs.

Billions of dollars lost in the system, when we are saying no to our Nation's elderly, who thought they could rely on Medicare in their final years.

Billions of lost dollars when we are saying no to basic scientific research, which has fueled our economy for decades.

At the very least, Congress should hold defense spending to the President's level until the Pentagon can fix

their payment procedures and bring some accountability to the system. We owe that much to the Nation's taxpayers.

Our debate today is about deficit reduction—which requires hard choices. Under the Senate budget plan, the United States will continue to maintain the strongest military in the world. Today the military's share of the gross domestic product is 4.6 percent, which is higher than the entire Federal domestic discretionary budget combined 3.7 percent.

And in the current international climate, where the United States remains the only military superpower, we are also the dominant economic and political actor on the stage. In this role, we must increasingly emphasize non-military solutions to global conflicts—diplomatic negotiations, multilateral efforts, and regional responses.

But most of all, in order to project strength abroad, we must gain strength here at home. Our national security, in my view, will not be strengthened by yet more guns and missiles. We need to restore global economic leadership. We must invest in our children and their future—in their education and their health. We must rebuild our cities and our infrastructure, and invest in technology and scientific research.

We must ensure that the economy our children inherit in the next century is sound and growing.

Mr. President, I will end with a quote from Dwight Eisenhower, who observed in 1953,

Every gun that is fired, every warship launched, every rocket fired signifies, in the final sense, a theft from those who hunger and are not fed, those who are cold and are not clothed. The world in arms is not spending money alone. It is spending the sweat of its laborers, the genius of its scientists, the hopes of its children.

General Eisenhower had it right. Mr. President, I urge my colleagues to defeat the Thurmond-McCain amendment.

Mr. COATS. Mr. President, I am a supporter of this historic budget. But I want briefly to comment on the level of defense spending it recommends—a level I believe is clearly inadequate to retain our long-term readiness and the quality of life of our men and women in uniform.

Balancing the books is one of the most important duties of Government. But it is not the first duty of Government. That duty is the defense of our country, this means more than defending our borders. It means shaping a security environment that will be favorable to America in the future. It means providing our troops with the training they need and the equipment they require.

The Armed Services Committee has spent a good deal of time and effort this spring, through hearings and briefings, exploring the current and future needs of our military.

Although the cold war is over—we have found that the demands we place on our military have not diminished. If anything, they have expanded—into quick deployments, in high-risk situations, under tremendous danger and strain. For example:

Our shrinking forces in Europe—from 314,000 prior to the fall of the Berlin wall and now rapidly approaching 100,000—have been deployed in more missions in the last 5 years than in the previous 45 years.

The average soldier now spends approximately 138 days each year away from home on extended, short notice deployments. This must be combined with extensive training to maintain key skills.

Our Navy surface ships, and the men and women who man them, are deploying and training at tempos that keep them away from home in excess of 130 days per year, on average.

The Marines currently have 24,000 people deployed overseas carrying out 911 fast reaction assignments. Just to give you some concept of the pace of change in the Marines, the total manning level for the Marines has been stabilized at 178,000. During the last 5 years, the Marine Corps downsized 24,000 personnel—the same figure which is currently deployed.

The Air Force has gone from 18 active fighter wings to 13 wings resulting in a four-fold increase in deployment obligations over the last 7 years—while drawing down the overall end strength by one third. These commitments have required a quadrupling of the total number of people deployed over the last 5 years.

My point is this: A serious gap is opening between the military mission we define and the level of funding we provide. Unfortunately, the budget resolution before us continues this dangerous trend, which may leave our forces without the tools, training or equipment to fulfill future tasks we will ask of them.

The Gulf war is our benchmark of American military success. It is an effort we must be able to duplicate, well into the future. But even that war was conducted under the most favorable circumstances.

We had 6 months to move equipment and troops into the region. It is very unlikely we will enjoy that sort of advantage in other situations.

Our training and logistics were given extensive time to put into place.

Our opponent had inferior technology, and no known weapons of mass destruction.

All the surrounding countries in the region were friendly.

The international community was solidly behind us.

As we plan for the next war—a war we hope will never come—it would be foolish to base our strategy on advantages we enjoyed in the last one. And I am deeply concerned we have squandered some of the advantages we can control.

If we attempted today to engage in a major regional conflict, I believe we have placed artificial handicaps on our ability to project American power. Future enemies have gained from the lessons learned by Iraq, and will not allow a protracted buildup to take place. We would not be able to conduct such a war because the shortfalls in air and sea lift capabilities would prevent it.

The drawdown in personnel over the last 4 years is another critical element in this debate. The proposed budget levels will not allow us to adequately address these shortfalls. We need additional funding in defense to develop capable and modern equipment, and allow our men and women to do the job assigned to them.

In addition, with this continued decline of our defense, we are sending the wrong message to the world, especially to our allies—a message of retreat and withdrawal. America has world-wide commitments and national interests which must be maintained. Our ability to back-up those obligations, with a strong and viable military, should be one of our highest priorities.

If we build our economic security but cripple our military capability in the process, then we will have failed both our children and our Nation. Maintaining America's national strength is our best assurance of peace—and that peace is worth the price.

Mr. President, I support the Thurmond amendment. It is an effort to reverse a dangerous trend, and restore a national resource—the strength of our Nation. I urge the Senate adopt the amendment from the Senator from South Carolina.

Mr. THURMOND. Mr. President, before the Senate votes on this amendment, I want to be sure that my colleagues on both sides of the aisles understand the importance of this vote.

If the Senate elects not to support an increase in defense spending, then the responsibility for underfunding defense for the last 2½ years will no longer rest with the administration. By accepting the Budget Committee recommendation to accept the administration's proposed defense budgets we, the Members of the Senate, must bear full responsibility for decreasing readiness and the lack of modernization in our Armed Forces.

The Armed Services Committee has received a large number of letters requesting assistance and support for items in the defense budget or funds to be added in the authorization process. I want to make it clear that it will be very difficult to include any new programs or proposals that add money to existing defense programs without the increase in funds this amendment provides. Furthermore, resources to provide additional equipment for the National Guard and Reserves will not be available. Programs within the budget that are already at jeopardy such as the third Seawolf submarine are at greater risk without the increase this amendment provides.

Mr. President, this is not a threat but reality. I hope all my colleagues will consider this amendment carefully and vote to provide the funds needed for an adequate defense for our Nation.

Mr. ABRAHAM. Mr. President, I rise in support of the Thurmond-McCain amendment to increase the level of defense spending to a reasonable level. Throughout my campaign, I promised the voters to oppose additional cuts in defense, and sufficiently fund important weapons systems modernization programs needed to ensure our forces' technological supremacy. Although there may no longer be a monolithic threat to our existence, there are a myriad of threats and strategic interests which warrant a United States military force level capable of protecting them.

In defining and protecting the U.S. strategic interests, the Clinton administration has been negligent. It has consistently failed to request the funds necessary to field, maintain and train the forces necessary to carry out its own National Security Strategy. Estimates of this budget shortfall range from almost \$50 billion to over \$480 billion during the next five years. In fact, the President's budget will allow military spending to fall below the anemic levels provided to the hollow forces of the Carter administration. From 1985 to the end of the Clinton administration's budget in 2001, critical procurement modernization programs will fall over 57 percent, while research and development spending is cut by almost 40 percent.

Therefore I believe our military capability is seriously compromised. Senator McCAIN's February 1995 Report on Military Capabilities and Readiness stated that although smaller forces can still be militarily effective, they must also be "continually enhanced through modernization." The former service Chiefs of Staff who conducted this study found military modernization at a standstill, while procurement and research and development budgets were insufficient to maintain our force's technological superiority.

Mr. President, in light of these conditions, I find it imperative to support the amendment proposed by Senator THURMOND. This amendment would increase defense spending by \$67.9 billion over seven years and finance it by an equivalent reduction in non-defense discretionary spending. As I mentioned during the debate on the Gramm tax cut amendment, I agree that it is possible to reduce discretionary spending further than what is proposed in the budget resolution. However, I do not think it is prudent to do so on a proportionate across-the-board basis. In my judgement, additional program eliminations and consolidations in targeted areas of the budget is the proper course to follow.

In closing, providing for the Nation's defense is the Federal Government's first and primary responsibility. To

allow the President to deplete our military below that level necessary to protect our strategic interests is irresponsible and ill-advised. We must increase the funding to the National Defense account and we must do it now.

The PRESIDING OFFICER (Mr. ABRAHAM). Who yields time?

Mr. DOMENICI. Mr. President, I think the time is getting out of balance in terms of those in favor and those opposed. Do we have any people who might speak in opposition?

Mr. EXON. We will have somebody in just a moment.

There has been some misunderstanding on time. At the present time, will the Chair advise the Senate how much time is allocated and remaining to the proponents of the amendment, and what is the split on the time with regard to the other side?

The PRESIDING OFFICER. The proponents have 25 minutes remaining. The opponents, the Senator from Nebraska, would have 50 minutes.

Mr. EXON. Mr. President, I did not hear the time in answer to my question.

The PRESIDING OFFICER. I am sorry. The proponents would have 25 minutes remaining. Senator DOMENICI would have 10 minutes. And you would have 50 minutes remaining.

Mr. EXON. I thank the Chair.

Mr. DOMENICI. Did Senator THURMOND want to yield some time or did he want to wait?

Mr. THURMOND. I will wait and let them speak.

Mr. DOMENICI. I think that would be fair.

Mr. EXON. I inquire of the Senator from Iowa, [Mr. GRASSLEY], who asked for some time, is he prepared to offer his remarks at this time?

Mr. GRASSLEY. Yes, I am.

Mr. EXON. How much time does the Senator from Iowa wish?

Mr. GRASSLEY. Could I have 5 minutes for the moment. I may want some time later on.

Mr. EXON. I yield 5 minutes, and if the Senator needs more time I will be glad to yield it.

The PRESIDING OFFICER. The Senator from Iowa.

Mr. GRASSLEY. Mr. President, this is a battle that is mainly being fought on the Republican side. There are Republicans who are bent on pumping up the defense budget once again. There are a lot of Republicans on this side who are of the opinion that that should not be done. They may not speak as well about that issue, so I am going to do what I do quite often, oppose the efforts by my distinguished colleagues on the Republican side of the aisle, to make sure that we do not spend any more money on defense than what is in the very well-crafted compromise put together by the distinguished chairman of the Budget Committee, Senator DOMENICI.

The proposal to pump up the defense numbers makes no sense at all. I think it defies all reason and all under-

standing. I am baffled by their proposal; more important, baffled by the number of \$92 billion, higher than anything I had heard spoken of behind the scenes over the last month that might come up at this particular time.

What they are doing is starting back on the slippery slope towards higher defense budgets that is a license for further waste and mismanagement. Not only that, but the world situation does not call for spending more money at this particular time. The Soviet threat is gone. The cold war is over. But the debate in Congress for spending more for defense is reminiscent of that era.

There has been a dramatic decrease in the primary threat to our national security as we knew it. We have rewritten our national security goals, but the budget that my colleagues want the increase for is defined in those cold war terms.

The defense budget is coming down, and it should be coming down. So why do they say that it needs to go up? Why and for what? There is no good reason. The bureaucrats at the Pentagon say that they need more money, and they say they need it right now. That is the reason. That happens to be the only reason.

Once again I wish to remind my colleagues what happened on May 2, 1985. The Reagan administration was trying to continue the pumped up defense numbers that had been in existence for 3 years at that particular time. They were trying to push defense spending from around \$255 billion in fiscal year 1985 to around \$300 billion in fiscal year 1986, and then to \$400 billion, and then to \$500 billion in the years beyond.

Now, that was at the height of the cold war and the height of Soviet military power. The rise in the Soviet military power was the principal driver behind the plan to push the Pentagon budget to \$500 billion by the year 1990. But on May 2, 1985, the Senate rejected this Reagan defense budget buildup even in the face of massive Soviet military power.

This measure, the fiscal year 1986 budget resolution, put a brake on that, effectively ending the planned growth of the Pentagon budget. If we rejected a defense budget buildup to those numbers in 1985 when we were confronted with a serious military threat, why would we now move to pump up the budget when that threat has literally evaporated? Why would we do that?

As we learned back in the 1980's, higher defense budgets only bring higher costs, more overhead, and more waste, as long as the Department of Defense management leadership remains AWOL. More money for defense when the threat to our national security has decreased dramatically cannot be justified. The numbers before us in this amendment then cannot be justified.

May I have 2 more minutes?

Mr. EXON. I yield 2 additional minutes.

Mr. GRASSLEY. The international situation today as we know it points to decreasing threats and a call for defense numbers to stay flat. If we pump up the budget now, we will be buying weapons that we do not need, weapons like the *Sea Wolf* submarine, the F-22 fighter, more B-2 bombers, *Comanche* helicopters, all designed to defeat a threat that no longer exists. The *Sea Wolf*, the F-22, the B-2 and the *Comanche* are all cold war relics. The cold war warriors are trying to buy cold war weapons on a post-cold war budget. That is the only reason we are having the debate on this amendment today.

This kind of defense policy will give us another hollow force like we had in the 1970's. We will end up with another hollow force because the cold war warriors have to rob the readiness accounts to pay for the cold war relics. They have to rob the readiness accounts because all the cold war weapons are underfunded. They are underfunded because this outrageous price tag cannot be justified in the absence of a Soviet military threat.

I yield the floor.

The PRESIDING OFFICER. Who yields time?

Mr. EXON addressed the Chair.

The PRESIDING OFFICER. The Senator from Nebraska.

Mr. EXON. I yield 12 minutes to the Senator from West Virginia.

The PRESIDING OFFICER. The Senator from West Virginia is recognized.

Mr. BYRD. Mr. President, I thank the distinguished Senator from Nebraska. I congratulate him on his excellent work on this measure.

Mr. President, a number of recent newspaper articles, in the Washington Post and the Baltimore Sun, have reported on the extent of financial mismanagement in the Department of Defense. These reports indicate that this mismanagement has resulted in at least \$28.8 billion lost in overpayments to defense contractors or simply unaccounted for over the past decade. Unbelievably, this amount is down from \$48.7 billion in 1993. The current Department of Defense comptroller, Mr. John Hamre, has had the unenviable task of trying to sort out the extent of the problem and the multiple causes for it. He is to be commended for his diligence and honesty in dealing squarely with this issue, and he deserves our support as he attempts to correct the underlying morass of multiple and confusing payment and accounting systems that created the current crisis. But the fact is, the Department of Defense cannot adequately safeguard the roughly \$260 billion that it is entrusted with each year. Yet the amendment before us would increase the money entrusted to the Department of Defense by \$92 billion over 7 years. This amendment would cut deeper into the shrinking accounts for energy, agriculture, education, and law enforcement programs—programs that directly benefit every American citizen—in order to pour more money into



a defense money bucket that has so many holes in it that it might better be described as a money sieve.

According to the press reports, which also cite Department of Defense Inspector General and the General Accounting Office reports, basic accounting and record-keeping procedures, required of even the smallest private office, are not widely followed in the Department of Defense and the military services. Invoices and payment records are not reconciled, yearly tracking of funds spent on equipment or programs is not done, and program managers are authorized to write checks on the Department of Defense account without checking the balance in the central registry. And the Department of the Treasury covers the Department of Defense's bad checks, so no one is ever held accountable for their profligate spending. Charles A. Bowsler, the Comptroller General of the United States for the General Accounting Office, has stated in written testimony before the Appropriations Subcommittee on Defense that "none of the military services or major DoD components have produced reliable financial statements since the passage of the CFO [Chief Financial Officers] Act of 1990."

According to the DoD Inspector General, \$14.7 billion cannot be accounted for with invoices, so the Department of Defense cannot say that it is not buying unneeded or unnecessary items. Over \$7 billion worth of goods and services were purchased by military offices in excess of the amounts authorized by Congress. Every year, the Department of Defense overpays defense contractors by \$500-750 million. According to the General Accounting Office, while contractors generally notify the Department of Defense when they are overpaid, they may not return the payments unless instructed to do so. As of July 1994, a sample of large and small defense contractors were holding approximately \$231.5 million in contract overpayments, including one that had been outstanding for about 7 years, costing the government about \$5 million in interest. This is not a system that needs more money added to it.

While many of these appalling examples of waste are due to the problems inherent in antiquated and confusing accounting systems, 19 different payroll systems, and over 200 different contracting systems, there are also troubling examples of potential fraud that are being investigated. One involves an investigation into whether Air Force officials used money from various weapons programs to construct a golf course. In today's difficult fiscal environment, it is essential that every defense dollar goes toward maintaining the readiness of our fighting forces and is not diverted to golf courses or to purchasing items in excess of defense needs because we cannot keep track of our money.

Secretary of Defense Perry and Mr. Hamre have made great progress in

correcting this mess, which stretches back over decades but was exacerbated during the defense buildup in the 1980's. The number of accounting programs are being reduced, the financial staff is being halved and consolidated from 300 offices nationwide to 25, and a system is being implemented to check all payments against invoices. The number of different military and civilian pay systems have also been reduced.

These are important steps, and they are necessary steps. In his written testimony before the Senate Appropriations Defense Subcommittee this morning, Mr. Hamre estimated that through the consolidation and standardization of its financial systems and operations, the Defense Finance and Accounting Service will achieve substantial savings in its own operating costs, on the order of \$57 million in fiscal year 1997. I would hope that these savings would be put to use further upgrading and consolidating the Department of Defense accounting systems into a smoothly functioning system. Improvements in financial management at the Department of Defense should whittle down the current \$28.8 billion in so-called "problem disbursements." These savings should fund increases in defense programs, not false savings brutally carved with a meat axe from already lean energy, agriculture, education, and law enforcement programs.

Mr. President, I urge my colleagues to vote against this amendment, and I say that with all due respect to the cosponsors thereof.

Mr. President, I ask unanimous consent that the articles to which I referred in my statement be printed in the RECORD.

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

[From the Baltimore Sun, May 17, 1995]

PENTAGON UNABLE TO ACCOUNT FOR \$28.8 BILLION; ERROR-PRONE PAYMENT SYSTEM CITED  
(By Gilbert A. Lewthwaite)

WASHINGTON.—The Pentagon is facing an accounting gap, with discrepancies on its books totaling \$28.8 billion, its top financial officer told Congress yesterday.

The problem includes a \$13 billion imbalance between checks the Pentagon has written over the past 10 years and the vouchers it can produce to account for those payments. The other \$15 billion is from a variety of bookkeeping shortcomings.

Pentagon comptroller John Hamre said \$1 billion worth of "problem" disbursements were being made monthly without being properly matched to invoices.

"We got into this sad state of affairs because we designed a system where you pay now and account later," he told the Senate Armed Services subcommittee on readiness. "It isn't that we have wicked people trying to screw up, it's that we have a system that's so error-prone that good people working hard are going to make mistakes."

The Pentagon's finances are in such bad shape that Sen. Carl Levin, a Michigan Democrat, said the Defense Department may need the sort of financial control board imposed on the District of Columbia.

"This is totally unacceptable. There is a lot of money here which is going through the

sieve," said Mr. Levin, adding that voters experienced "frustration, disappointment, indeed, anger" over reports of continuing Pentagon waste, fraud and abuse, particularly at a time when Congress was ordering major spending cuts in other programs.

Mr. Hamre, in an effort to explain the accounting difficulties, said the Pentagon each month processes 2.5 million invoices, spends \$9.2 billion and issues 10 million paychecks.

"So that's 10 million times to get things screwed up," he said.

His own pay, he said, had been miscalculated six times in the 18 months he has spent in the department, adding: "And it's really bad when you screw up your boss' pay. And I've done that a couple of times."

Mr. Hamre's boss, Defense Secretary William J. Perry, has made financial reform a priority in an effort to save money, which can be spent on improving the combat readiness of the armed forces.

The Perry plan calls for reducing the 250 accounting systems the Pentagon operates, halving of the financial staff of 46,000 to 23,000 in five years, and consolidating 300 accounting offices nationwide into 25 financial centers.

To phase out the practice of paying first and accounting for the payment later, beginning July 1 any Pentagon payment of more than \$5 million will have to be checked against an invoice, said Mr. Hamre. After October 1, the new rule will apply to payments of more than \$1 million. Eventually it will apply to all payments.

The military pay systems for uniformed personnel has been reduced from 18 in 1991 to six today, and will be down to two in 1997. Civilian pay systems have been reduced from 18 to 10. By 1998 there will be a single civilian pay system.

Mr. Hamre said the Defense Department was also screening its retirement rolls after 1,000 military pension recipients in the Philippines failed to turn up at the U.S. Embassy to confirm their status. They were then struck from the rolls.

The Senate panel heard that in fiscal 1994 the Pentagon was accountable for more than \$1 trillion in assets, 3 million military and civilian personnel, and \$272 billion in expenditures—approximately equivalent to 50 percent of the federal government's discretionary spending.

"It's big bucks," said Sen. John Glenn, a leader in the decade-old campaign to reform the Defense Department's accounting systems. "If any of the civilian agencies on the chopping block had [the Pentagon's] record on financial management, they would probably be at the top of the hit list."

Charles A. Bowsler, U.S. comptroller general and the top federal financial watchdog, said the Perry blueprint for financial reform was "a good overall plan," but he added that only "modest progress" had been made in implementing it.

Asked about overpayments of an average \$750 million yearly to defense contractors, Mr. Bowsler said that frequently it was the contractors themselves who revealed the overpayments to the Pentagon.

An accounting firm, hired by the General Accounting Office to check on 5,000 defense contracts since 1990, found \$285 million in overpayments. To date the Pentagon has demanded repayment of \$133 million, but has actually collected only \$85 million, a GAO official said.

Mr. Bowsler also pointed to the "Byzantine" process of obtaining a military travel voucher, which involved 40 transactions costing the defense department 30 cents for every travel dollar. Administrative charges in the private sector were down to 1 cent for every dollar, he said.

[From the Washington Post, May 14, 1995]  
BILLIONS GO ASTRAY, OFTEN WITHOUT A TRACE

(By Dana Priest)

Each year, the Defense Department inadvertently pays contractors hundreds of millions of dollars that it does not owe them, and much of the money is never returned.

In addition, the department has spent \$15 billion it cannot account for over the past decade.

And Pentagon purchasing agents appear to have overdrawn government checking accounts by at least \$7 billion in payment for goods and services since the mid-1980s, with little or no accountability.

Unlike the infamous \$7,600 coffee pot and \$600 toilet seat pricing scandals of years past, these problems, and many more, are the result of poor recordkeeping and lax accounting practices that for years have characterized the way the Defense Department keeps track of the money—\$260 billion this year—that it receives from Congress.

According to a series of investigations by the department's inspector general and the General Accounting Office, and ongoing work by Pentagon Comptroller John J. Hamre, the Department's systems of paying contractors and employees are so antiquated and error-prone that it sometimes is difficult to tell whether a payment has been made, whether it is correct, or even what it paid for.

Just how much money does the poor accounting waste?

Former deputy defense secretary and new CIA Director John M. Deutch wouldn't hazard a guess. "Lots," he scribbled recently on a reporter's notebook in response to a question.

For months after he took the job as chairman of the Joint Chiefs of Staff in late 1993, Gen. John Shalikashvili received paychecks for the wrong amount. In the last year and a half, Comptroller Hamre counted six problems with his own pay.

A paper-based system in which items frequently are misplaced or lost and computers that often cannot talk to each other are part of the problem. But there are other major systemic weaknesses. A lack of basic accounting procedures—such as matching invoices and payment records, or keeping track of money spent on a given piece of equipment from one year to the next—has made it impossible to determine how billions of dollars have been spent by each of the service branches.

In addition, Hamre explained, tracking the money has been nearly impossible because 300 different program directors—the Air Force F-16 fighter program director, the commanding officer of an aircraft carrier, the head of a maintenance depot, for example—have had separate checkbooks, each one free to write checks without regard to the balance in the Pentagon's central registry.

The U.S. Treasury has always paid the bills, even when there was no money in a given project's account, because it assumes any error was unintentional and someday would be corrected, said Pentagon officials and inspector general investigators.

"There's this huge pot of money over there in the Treasury that you can keep drawing down," said the Deputy Inspector General Derek J. Vander Schaaf. "As long as your [overall] checkbook's good," he said, meaning the Treasury, "nobody screams."

The problems were created over several decades and made worse during the 1980s Reagan administration defense buildup during the latter days of the Cold War, when there was little political will to scrutinize the record sums being spent.

Today, however, even ardent defense hawks have become disturbed over the mis-

managed flow of funds. Some Republicans who looked deeply into the matter are suggesting a freeze on military spending until the Pentagon's corroded payment system can be permanently fixed.

"The defense budget is in financial chaos," said Sen. Charles E. Grassley (R-Iowa), who is advocating a freeze. "The foundation of the defense budget is built on sand."

A Senate Armed Services subcommittee is scheduled to hold a hearing on the problems Tuesday. It will be chaired Sen. John Glenn (Ohio), a Democrat, who was authorized by Republicans to conduct it because of his long-standing interest in the subject.

Among the problems detailed by the Defense Department, the Pentagon inspector general and the GAO:

Of the 36 Pentagon departments audited by the inspector general (IG) in the last year, 28 used "records in such terrible condition" as to make their annual financial statements—an accounting of money collected and money spent—utterly worthless, said Vander Schaaf.

Financial officials cannot account for \$14.7 billion in "unmatched disbursements," checks written for equipment and services purchased by all military units within the last decade. This means that accountants know only that a certain amount of money was spent on the overall F-16 jet account, for example, but not how much was spent on F-16 landing gear or pilot manuals because they cannot find a purchase order from the government to match the check.

"You don't know what you're really paying for," Vander Schaaf said.

The \$14.7 billion represents "hard-core problems" where department accountants have tried but failed to find the records. "We could be paying for something we don't need or want," said Russell Rau, the IG's director of financial management.

In the last eight years, various military offices appear to have ordered \$7 billion worth of goods and services in excess of the amount Congress has given to them to spend. These "negative unliquidated obligations" may indicate that a bill has been paid twice or mistakenly charged to the wrong account because bookkeepers at hundreds of maintenance depots, weapons program offices and military bases did not keep track of payments they made, said Vander Schaaf.

Of the \$7 billion "the government has no idea how much of this balance is still owed," Rau said.

Hamre has threatened to take part of the \$7 billion out of the military services' current operating budget if they cannot find documentation for the expenditures by June 1.

Every year the Defense Department pays private contractors at least \$500 million it does not owe them, according to Vander Schaaf. The GAO believes the figure is closer to \$750 million.

The payment system is in such bad shape that the Pentagon relies on contractors to catch erroneously calculated checks and return them. Many of the overpayments are due to errors made on a paper-based system in which harried clerks are judged by how quickly they make payments. And because there is no adequate way to track the amount of periodic payments made on a contract, businesses often are paid twice for the work they have done.

Defense Department finance officials believe they are recouping about 75 percent of the overpayments, although they admit they have no way of knowing exactly how much is being overpaid.

Today, after an 18-month struggle by Hamre to turn the situation around, the department still has 10 payroll systems and 200 different contracting systems.

Hamre, who wins praise from Republicans and Democrats for his efforts, has undertaken a major consolidation of payroll and contracting offices. He has opened more than 100 investigations into whether individual program managers or service agencies violated the law by using money appropriated for one program for something else or for paying contracts that exceeded their budget.

He has frozen 23 major accounts and has stopped payment to 1,200 contractors whose records are particularly troublesome. In July, clerks will be prohibited from making payments over \$5 million to any contractor "unless a valid accounting record" of the contract can be found. By October, the amount drops to \$1 million, which means it will affect thousands more contracts.

According to Hamre and Rau, a number of cases are under investigation for possible violations of the Anti-Deficiency Act, the law that governs how congressionally appropriated money must be spent. Penalties range from disciplinary job action to criminal prosecution. Investigators are trying to determine:

Why there is an unauthorized expenditure of around \$1 billion on the Mark 50 torpedo, and the Standard and Phoenix missiles. Hamre and Rau suspect that Navy officials used money appropriated for other items or wrote checks on empty accounts to pay contracts from 1988 and 1992.

Whether Air Force officials used money from various weapons programs to build a golf course at Wright-Patterson Air Force Base in Ohio beginning in 1987.

What happened when some programs ran out of money. "There are some [cases] in the Air Force now that really stink," Hamre said. When money for the Advanced Cruise Missile ran out, Air Force officials simply terminated the existing contract and re-wrote another, more expensive one the following day, Pentagon investigators recently concluded. In order to pay for cost overruns associated with the new C-17 cargo plane, contract officials simply reclassified \$101 million in development costs as production costs.

Hamre said the services allowed such money mingling to go on partly because of the complexity of the yearly congressional appropriations process. "People want to find an easier way to get the job done," he said. "They are trying to get some flexibility in a very cumbersome system."

But, he added, some services also have resisted correcting problems and punishing wrongdoers. "I'm very frustrated by it," he said. "In the past, they just waited until people retired. It was the old boy network covering for people."

The Defense Department is unlike any government agency in scope and size. It sends out \$35 million an hour in checks for military and civilian employees from its main financing office in Columbus, Ohio. And it buys everything from toothbrushes to nuclear submarines; about \$380 billion flows within the various military purchasing bureaucracies and out to the private sector each year.

It takes at least 100 paper transactions among dozens of organizations to buy a complex weapons system. Some supply contracts have 2,000 line items and, because of the congressional appropriations process, must be paid for by money from several different pots.

Fixing the problems without throwing the entire system into chaos, Hamre said, "is like changing the tire on a car while you're driving 60 miles per hour."

But some argue it has never been more important to make the fixes quickly.

"Here we are in a period of reduced spending, it's critically important today that we

get a bigger bang for the buck," said Sen. William V. Roth Jr. (R-Del.), chairman of the Government Affairs Committee, where many of the current problems were first revealed. "We've got to put pressure on to expedite it. At best, it will take too long."

But in the world of Defense Department financing, time is not always a solution, as one small example illustrates.

In 1991, because of a computer programming error, the department's finance and accounting service centers erroneously paid thousands of Desert Storm reservists \$80 million they were not owed. When officials realized the mistake, they began to send letters to service members to recoup the overpayments. Many veterans complained to Congress, which then prohibited the Pentagon from collecting any overpayment of less than \$2,500 and made it give back money collected from people who received less than that amount.

To comply, the Defense Finance and Accounting Service (DFAS) payment centers in Cleveland, Denver, Indianapolis and Kansas City created new computer programs to cancel the debts and issue refunds. But they did not adequately test the new programs, IG and GAO investigators found.

As a result, the appropriate debts were not canceled, and improper amounts of refunds were issued, often to the wrong service member. The DFAS center in Denver, for example, canceled \$295,000 that service members owned it for travel advances. In all, the botched effort to follow Congress's direction cost taxpayers an additional \$15 million, Pentagon officials said.

"It isn't possible now" to recoup the money, Hamre said. "We can't reconstruct the records. We admit we're really, really bad. We don't do it again." The IG's office has agreed that it would be too costly to reconstruct the records and recoup the loss.

As he often does when he testifies about these matters on Capitol Hill, Hamre confessed to the Senate Armed Services Committee recently: "We've made a lot of progress. But we've got a long way to go."

Mr. BYRD. I yield back the remainder of my time.

The PRESIDING OFFICER. Who yields time?

Mr. THURMOND. Mr. President, I yield Senator NUNN 5 minutes.

Mr. NUNN. I thank my friend from South Carolina.

Mr. President, I rise in support of the Thurmond-McCain amendment to increase the defense spending levels in this budget resolution.

For over 2 years, I have been expressing my concern that projected defense budgets are not sufficient from four standpoints: First, to maintain the current readiness of our forces; second, to provide the standard of living that military personnel and their families expect and deserve; third, supporting the force structure necessary to carry out the full range of missions that we expect our military forces to be able to perform; and fourth, to provide for the modernization that is the key to the future capability of those forces. The modernization of our forces, which is essential to future readiness, is an area of increasing concern, Mr. President, and this is an area where we are most deficient today.

The men and women in the military continue to perform superbly every time they are called on, and we are

calling on them all the time. We owe it to them to give them the support they need to do their job. We also have to ensure that the men and women who will be called on 5, 10, or 20 years from now will have the same advantages vis-a-vis their opponents that our forces have today, including the technological superiority that played such a key role in Operation Desert Storm and plays such a key role everywhere our forces are deployed today.

While I am encouraged by the funding for readiness, military pay raises, and quality of life initiatives Secretary Perry has recommended in the President's budget, I think there are clearly insufficient funds going into modernizing the force. Modernization, for the most part, is delayed into the outyears under the current future years defense program. We all know how illusory these budget projections become 4 or 5 years down the road.

Under the current budget, 1996 and 1997 will be the second and third straight years during which the Air Force will not purchase a single new fighter aircraft. The Air Force has no bomber program. Our leading standoff weapon program has been canceled, yet the budget, at this stage, contains no funds to replace that capability. The number of navy ships is not nearly enough to replace even a 300-ship Navy, and the Marine Corps is years away from having a replacement for its aging amphibious assault vehicles. It would not take long to list the Army's modernization programs, but it would take a long time to list the deficiencies in that program.

The fiscal squeeze on the defense budget is already intense. As we seek to balance the budget, and properly so—especially if we try to enact tax cuts, which I think are ill-advised, and which I hope this body will vote against this afternoon—if we do that, however, the pressure is going to get more and more intense on the defense budget. This gives me even less confidence in the outyear funding predictions that show funds for defense modernization increasing.

In my view, we need to increase the defense topline now particularly in the outyears, to restore the balance to our defense program. We also need to reinstate the firewalls.

And I congratulate the chairman of the committee and the members of the Budget Committee for doing this in the resolution. That is enormously important to protect any defense increases we are able to achieve and to provide some stability in the defense budget. Firewalls have not and will not mean that defense cannot be cut. What it does mean is that these cuts will not be shifted to other programs, and that means that if there are defense cuts and the firewalls are in, then the cuts will go to deficit reduction. I believe that is appropriate, and I think that is the way that defense is best protected.

We have been reducing the defense budget for a long time. The current

buildup started during President Reagan's second term, even before the fall of the Berlin Wall, and continued, accelerated, throughout the Bush administration and the current administration. I believe the time has come to stabilize the defense budget as much as possible, since the defense budget has already made a greater contribution to deficit reduction than any other part of the budget; I might add, than all of the budget combined.

In my judgment, the administration needs to restore some balance to the defense program but Congress' recent action are a good news/bad news story.

The good news is that the House budget resolution provided an increase for the defense budget. This amendment would do the same in the Senate budget resolution. And the Senate budget resolution, unlike the House version, contains firewalls. But there has been bad news for defense as well.

THE SENATE RESOLUTION DOES NOT INCREASE  
DEFENSE

First, although there have been a lot of statements that the President's defense budget and Bottom-Up Review force structure are inadequate, this resolution as reported out by the Budget Committee contains no increase for defense above the levels proposed by the administration—in fact in the final 2 years it is lower than the administration's plan.

And while the House version of this resolution does increase defense, the House voted earlier this year in their tax cut bill to pay for the tax cut largely by cutting discretionary spending, which includes defense, and the House did not include firewalls in either the tax cut bill which reduced the discretionary caps or in their budget resolution. So the House has put discretionary spending on the table to pay for cutting taxes, which certainly makes it more difficult to find the money to increase the defense budget.

REQUIREMENT THAT DOD ABSORB THE COST OF  
CONTINGENCIES

Second, despite the frequent complaints about the cost of contingency operations and their effect on readiness, the defense supplemental enacted earlier this year required the Department of Defense to absorb almost the entire cost of these contingency operations—the very practice that had been criticized in the past. In fact, the House leadership wrote to the President earlier this year stating their intention that as a matter of policy all future supplementals would have to be offset.

This resolution would essentially adopt that same approach by requiring 60 votes for any future emergency supplementals, instead of a majority vote as has been the case in the past. Of course this only applies to discretionary funding, since entitlement programs could continue to increase without even requiring votes, let alone supermajority votes.

Mr. President, I have several concerns with the approach the Congress

has taken on supplementals so far this year. The defense supplemental did not provide the net increase in defense spending for readiness that was requested by the Clinton Administration, despite the concerns many of my colleagues have expressed about readiness. The cost of these contingencies were made up almost entirely by cutting elsewhere in the defense budget, and those cuts came in modernization.

So the scorecard on this new Congress is that the defense budget, as it now stands, counting the supplemental, is below what President Clinton had asked for. So to those in the Congress of the United States who are saying the Clinton defense budget is too low, and people on both side of the aisle are saying that, I say to them we are cutting below the President's budget, not in this resolution, but in the overall supplemental and that approach.

I am also troubled by the impact that a policy of making DOD absorb the full cost of these contingencies could have on the defense budget and on defense management. It largely defeats the purpose of having supplementals, and I can already predict some of the problems we are going to have with this policy.

I am not sure we have really thought through the impact of what we may be doing to the military with this 100 percent offset approach. Earlier this year, Gen. Gordon Sullivan, the Chief of Staff of the Army, told the Armed Services Committee that if the Congress adopts a policy of forcing the military to completely offset the costs of any contingency operation:

\* \* \* it is just going to destroy our training programs, our quality of life programs, and it is going to be difficult to manage the readiness of the force \* \* \*. It is going to come out of reducing real property maintenance. We may have to furlough civilians, terminate temporary employees, curtail supply requests, park vehicles, reduce environmental compliance. It is going to have a major impact.

General Sullivan said that in the event the military is told to assist a large-scale evacuation of U.N. personnel from Croatia:

I just have to stop training, and I will have to move money around from elsewhere to keep that operation going since obviously what you expect me to do is to fight and win you wars. So, I will have to get the money from people who are not doing that to support it.

Now that may sound like an exaggeration to some, but if you understand the laws that govern the defense budget, you will see why General Sullivan's comments are right on target. The cost of an operation, such as paying for the airlift to get there, the fuel, spare parts, and so on, must come out of the operating budget. The military does not have the authority to fund contingency costs by diverting funds from the procurement of weapons, or from research or military construction or military personnel accounts, even if they wanted to.

And even within the operating budget, there are further constraints. A large portion of the operating account is civilian pay, so you cannot save money there without firing civilians. And you cannot cut really cut the money to operate the bases—you have to pay the light bill. So the areas General Sullivan is talking about—training, maintenance and repair of the buildings on our military bases—are the only areas where the military has the flexibility to change its plans halfway through the year. And in fact that is exactly what happened last year—money had to be diverted from training.

In addition to my concerns about the financial impact on the Defense Department if this bill is viewed as a precedent, I also share the concerns expressed by my friend Senator INOUE about the long-term policy implications of telling the military any future contingency they are involved in is going to come out of their budget dollar for dollar. This is going to have an impact on their ability and their willingness to respond to situations like Haiti or Cuba, or especially a much more expensive operation like peace enforcement in Bosnia, in the future. In effect, we could have our funding and budgeting procedures dictating our foreign policy and our decisions on the use of force.

I hope we do not set in concrete a policy of making the Defense Department absorb the costs of contingency operations, because if we are telling the Department of Defense that any time there is an emergency that comes up and they come over and request supplemental funds that they are going to have to provide a 100-percent offset, then we are going to change the nature of the responsiveness of the Department of Defense itself to the missions that may, indeed, be crucial to our Nation's security.

If the Department of Defense is told that any unanticipated operation they undertake, either unilaterally or with NATO or the United Nations, is going to have to be completely offset within the defense budget, which means they are going to have to basically kill or substantially alter crucial defense programs in order to absorb those costs, then the result is going to be a very strong signal that the United States is not going to be as involved as we have been in world affairs, including commitments to our allies and commitments that we have voted for at the U.N. Security Council.

#### MODERNIZATION FUNDS ARE THE FIRST TO BE CUT

The future readiness and future capability of the Defense Department requires modernization and it requires research and development, and those are the programs that were cut to fund the defense supplemental earlier this year, and those are the programs that will continue to be hurt by this policy of requiring complete offsets for contingency operations. Five or ten years

from now, people will have a very serious problem with readiness if we continue to declare there is no emergency even when our forces are responding to the unanticipated events that we all know will take place somewhere in the world from time to time.

This is why I am supporting this amendment to increase the defense topline number. We have cut the defense budget so much already that there is very little flexibility left to deal with the unexpected, even though we all know that the Defense Department always has to be ready for the unexpected—we expect them to be ready for the unexpected. And I am very concerned that as we struggle to live within these drastically reduced budgets without further reducing our military capability, the Congress will, acting in good faith to preserve readiness, make cuts that will cause great harm over the long term.

You need look no further than the supplemental enacted earlier this spring to see the warning signs. What was cut to offset the cost of contingency operations? Basic science and technology research. Dual-use technology programs that are designed to better integrate our defense and civilian technology bases in order to get the Defense Department better technology at lower cost. In other words, programs that will pay off in the long term but seem easy to cut in the short term.

Another example is environmental cleanup at military installations, which was cut by \$300 million in the supplemental. Is this program as important to our combat capability as funding training and modernization? Of course not. But the reason that environmental cleanup costs are so high now is that for years these problems were ignored. And if we push them under the rug again, we are only going to wind up with an even bigger bill down the road.

#### CONCLUSION

In conclusion, Mr. President, so far we have seen a lot more talk than action about enhancing our national security and increasing the defense budget. Many of my colleagues share my concern that we have cut the defense budget too far, too fast and that we are mortgaging our future by sacrificing the capability of our forces 10 years down the road in order to fully fund current readiness. The Thurmond-McCain amendment represents real action to enhance our national defense while at the same time putting us on a path to a balanced budget, and I urge my colleagues to support it.

I ask unanimous consent that a table showing real reductions in the defense budget be printed in the RECORD.

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

## FISCAL YEAR 1996 SENATE BUDGET RESOLUTION

	1980	1985	1990	1995	1996	1997	1998	1999	2000	2001	2002
Nat Def BA (current dollars) .....	\$143.9	\$294.7	\$303.3	\$263.5	\$257.7	\$253.4	\$259.6	\$266.2	\$276.0	\$275.9	\$275.9
DOD fiscal year 1996 deflators <sup>1</sup> .....	0.5383	0.7130	0.8378	0.9727	1.0000	1.0294	1.0595	1.0900	1.1195	1.1494	1.1801
NAT Def BA Const (1996 dollars) .....	\$267.2	\$413.3	\$362.0	\$270.9	\$257.7	\$246.2	\$245.0	\$244.2	\$246.5	\$240.0	\$233.8
GDP (CBO estimates) .....	\$3,746	\$4,207	\$4,853	\$7,036	\$7,370	\$7,747	\$8,152	\$8,572	\$9,013	\$9,843	\$9,978
Defense BA as percent of GDP .....	3.8	7.0	6.2	3.7	3.5	3.3	3.2	3.1	3.1	2.8	2.8

<sup>1</sup>CBO assumes higher inflation.

## Real Changes

	(In percent)
1980-85 .....	54.6
1985-90 .....	-12.4
1990-95 .....	-25.2
1995-2000 .....	-9.0
1980-1990 .....	35.4
1985-1995 .....	-34.5
1990-2000 .....	-31.9
1980-1995 .....	1.4
1985-2000 .....	-40.3
1980-2000 .....	-7.7
1980-2002 .....	-12.5
1985-2002 .....	-43.4
1990-2002 .....	-35.4
1995-2002 .....	-13.7

The PRESIDING OFFICER. The Senator's time has expired.

Mr. NUNN. Mr. President, I thank my colleague from South Carolina and my colleague from Arizona for sponsoring this amendment. I urge my colleagues to support the amendment.

The PRESIDING OFFICER. Who yields time?

Mr. THURMOND. Mr. President, I yield 5 minutes to the distinguished Senator from New Hampshire.

The PRESIDING OFFICER. The Senator from New Hampshire.

Mr. SMITH. I thank the Senator from South Carolina, the chairman of the Armed Services Committee, for offering this amendment, along with Senator MCCAIN.

I commend both of my colleagues for this amendment to restore much needed funds to our defense program and to do it without adding to the deficit but by setting priorities throughout the budget, including the defense budget. I might add that that also has priorities shuffled around in order to help with this amendment.

I want to emphasize from the outset, again, it does not undermine the objective of a balanced budget by the year 2002. This amendment will not change that objective in any way. We still get to a balanced budget by the year 2002.

But what this amendment does do is to help stave off terrible shortfalls in military readiness training and modernization. We owe it to our troops in the field to have the training and modernization that they deserve if we are going to ask them to go into harm's way.

The defense reductions under President Clinton's budget, frankly, are wreaking havoc on our military capability. Most of us in this Chamber know that, especially those of us who are on the Armed Services Committee who see it every day.

I hope that my colleagues would listen carefully to those of us on the Armed Services Committee in both parties who have spoken so eloquently on this matter. This body simply can-

not and must not legitimize a blueprint for disaster by approving these kinds of defense numbers.

Mr. President, I am troubled that the Budget Committee has endorsed the Clinton defense numbers. These spending totals are simply inadequate to safeguard our national security. And they are already having a very serious effect on readiness.

I am also troubled that the President has chosen to blame Congress for current deficiencies in military readiness. I would emphasize that this is the same administration that entered office and immediately cut defense by \$178 billion, the same administration that has dramatically underfunded operations, maintenance, and readiness modernization and quality of life programs for our military families.

This is the same administration that has turned our Armed Forces into a 911 force all over the world on behalf of the United Nations, and yet we ask more and more and more and give them less and less and less.

This is the same administration that committed our military forces to occupy Haiti without the consent of Congress, costing taxpayers hundreds of millions of dollars.

This is the same administration that turned our naval base at Guantanamo into a refugee camp leaving the Defense Department stuck footing the bill to feed, clothe and bathe thousands of refugees indefinitely while subjected to the insults of many of them.

This is the same administration that has pledged \$4 billion in nuclear reactors for North Korea at the time we are spending tens of billions of dollars to defend against a North Korean military threat.

I find these types of inconsistency preposterous. The truth is that the Clinton defense program is decimating our Armed Forces. Personnel tempo is going through the roof, our troops are being constantly deployed all over the world from Haiti to Somalia to Southwest Asia and back home, with little or no time to spend with their families, and they are out again going someplace else.

I urge my colleagues to talk to them, talk to the military personnel, talk to their families and find out how tough this is.

Depot maintenance backlogs are increasing; critical modernization programs are being terminated; morale is down; retention is down; 25 percent of our Army divisions were recently classified as unprepared to meet their mission requirements.

Mr. President, if Senators support this blueprint, which is so devastating

our military capabilities, then they ought to oppose the Thurmond-McCain amendment. It is as simple as that. If you do not want to give our Armed Forces what they deserve, then go ahead and oppose the amendment. But if you share the view of the majority of Americans that this President has gone too far with these military reductions and our international security is in jeopardy, you should support the Thurmond-McCain amendment.

In conclusion, I want to emphasize this amendment does not add to the deficit, it will not undermine the balanced budget, and it will restore much needed funds back to our defense program to stave off an imminent disaster in military readiness.

I yield back any time I may have.

The PRESIDING OFFICER. Who yields time?

Mr. THURMOND. Does the opposition have any speakers, Mr. President? Mr. President, we will have to charge time over there.

The PRESIDING OFFICER. Who yields time?

Mr. THURMOND. Mr. President, I ask again, does the opposition have any speakers?

Mr. EXON. Mr. President, I suggest the absence of a quorum and the time be equally charged.

Mr. MCCAIN. I object.

The PRESIDING OFFICER. Objection is heard.

Mr. THURMOND. Mr. President, I yield 5 minutes to Senator LOTT.

Mr. DOMENICI. We have an additional 10 minutes we can yield, too. Why do I not yield 5 of the 10 I have to Senator LOTT?

Mr. LOTT. Mr. President, if I could make a parliamentary inquiry, but not counted against my time, what is the status? Are we going to try to get some debate back and forth, or should I proceed at this point?

Mr. DOMENICI. I do not see how we can make them do that if they do not—the best we can do is put a quorum call in. When you put a quorum call in, under the statute, it is charged equally to both sides.

The PRESIDING OFFICER. It is charged to the side who suggests it.

Mr. DOMENICI. We have two alternatives. We can wait around and see if they suggest it or, if they do not, then we can just let the time run and it is equally charged. The Senator asked that it be equally charged under a UC?

Mr. EXON. Yes.

Mr. DOMENICI. Yes. What we are attempting to do is unsnarl a potential problem. If we can have a moment to talk we might be able to unsnarl it.

Mr. DOMENICI. Mr. President, I ask unanimous consent that we have 5 minutes charged to no one.

Mr. EXON. There is a suspicion somebody is trying to fool somebody else.

Mr. DOMENICI. Five minutes charged to neither side.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. Mr. President, I suggest the absence of a quorum and that the time be charged to neither side.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. DOMENICI. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. Mr. President, we have to advise Senators that the time has come to start a vote shortly. So I ask unanimous consent that at 3:45 p.m., the Senate proceed to vote on the stacked votes that had been postponed earlier today, in the following sequence: The Bradley motion to waive; on or in relation to the Roth amendment; on or in relation to the Gramm amendment; on or in relation to the EXON amendment.

I further ask unanimous consent that the first vote in the voting sequence be 20 minutes and that thereafter they be limited to 10 minutes each.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. Mr. President, I further ask unanimous consent that following the conclusion of the stacked votes, the Senate resume the pending amendment, which would be placed in status quo.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. I suggest the absence of a quorum until 3:45 p.m.

The PRESIDING OFFICER. With the time to be equally divided?

Mr. DOMENICI. That is fine.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. DOLE. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

The PRESIDING OFFICER. The vote on the EXON motion to waive the Budget Act is in order.

The yeas and nays have been ordered. The clerk will call the roll.

The assistant legislative clerk called the roll.

The yeas and nays resulted—yeas 47, nays 53, as follows:

[Rollcall Vote No. 176 Leg.]

YEAS—47

Akaka, Bradley, Conrad, Baucus, Breaux, Daschle, Biden, Bryan, Dodd, Bingaman, Bumpers, Dorgan, Boxer, Byrd, Exon

Feingold, Feinstein, Ford, Glenn, Graham, Harkin, Heflin, Hollings, Inouye, Jeffords, Johnston

Abraham, Ashcroft, Bennett, Bond, Brown, Burns, Campbell, Chafee, Coats, Cochran, Cohen, Coverdell, Craig, D'Amato, DeWine, Dole, Domenici, Faircloth

Kennedy, Kerrey, Kerry, Kohl, Lautenberg, Leahy, Levin, Lieberman, Mikulski, Moseley-Braun, Moynihan

NAYS—53

Frist, Gorton, Gramm, Grams, Grassley, Gregg, Hatch, Hatfield, Helms, Hutchison, Inhofe, Kassebaum, Kempthorne, Kyl, Lott, Lugar, Mack, McCain

Murray, Nunn, Pell, Pryor, Reid, Robb, Rockefeller, Sarbanes, Simon, Wellstone

McConnell, Murkowski, Nickles, Packwood, Pressler, Roth, Santorum, Shelby, Simpson, Smith, Snowe, Specter, Stevens, Thomas, Thompson, Thurmond, Warner

Simpson, Smith, Snowe

Specter, Stevens, Thomas

Thompson, Thurmond

NAYS—50

Akaka, Bingaman, Boxer, Bradley, Breaux, Bryan, Bumpers, Burns, Byrd, Cohen, Conrad, Daschle, Dodd, Domenici, Dorgan, Exon, Feinstein

Ford, Glenn, Gorton, Graham, Harkin, Hatfield, Heflin, Hollings, Inouye, Johnston, Kassebaum, Kennedy, Kerrey, Kerry, Kohl, Lautenberg, Leahy

Levin, Lieberman, Mikulski, Moseley-Braun, Moynihan, Murray, Nunn, Pell, Pryor, Reid, Robb, Rockefeller, Sarbanes, Simon, Warner, Wellstone

So, the amendment (No. 1121) was rejected.

Mr. GLENN. Mr. President, I move to reconsider the vote.

Mr. LEVIN. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

VOTE ON AMENDMENT NO. 1123

The PRESIDING OFFICER. The question now occurs on agreeing to the Gramm amendment, No. 1123.

Mr. GRAMM. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second. The yeas and nays were ordered.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk called the roll.

The result was announced—yeas 31, nays 69, as follows:

[Rollcall Vote No. 178 Leg.]

YEAS—31

Abraham, Ashcroft, Bennett, Brown, Campbell, Coats, Coverdell, Craig, Dole, Faircloth, Frist

Gramm, Grams, Hatch, Helms, Hutchison, Inhofe, Kempthorne, Kyl, Lott, Lugar, Mack

McCain, McConnell, Nickles, Roth, Santorum, Shelby, Smith, Thompson, Thurmond

NAYS—69

Akaka, Baucus, Biden, Bingaman, Bond, Boxer, Bradley, Breaux, Bryan, Bumpers, Burns, Byrd, Chafee, Cochran, Cohen, Conrad, D'Amato, Daschle, DeWine, Dodd, Domenici, Dorgan, Exon

Feingold, Feinstein, Ford, Glenn, Gorton, Graham, Grassley, Gregg, Harkin, Hatfield, Heflin, Hollings, Inouye, Jeffords, Johnston, Kassebaum, Kennedy, Kerrey, Kerry, Kohl, Lautenberg, Leahy, Levin

Lieberman, Mikulski, Moseley-Braun, Moynihan, Murkowski, Murray, Nunn, Packwood, Pell, Pressler, Pryor, Reid, Robb, Rockefeller, Sarbanes, Simon, Simpson, Snowe, Specter, Stevens, Thomas, Warner, Wellstone

The PRESIDING OFFICER (Mr. GORTON). On this question, the yeas are 47, the nays are 53. Three-fifths of the Senators duly chosen and sworn not having voted in the affirmative, the motion is rejected.

The point of order is sustained. The amendment falls.

Mr. DOMENICI. Mr. President, I move to reconsider the vote.

Mr. BRADLEY. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

The PRESIDING OFFICER. The Senator from Iowa.

PRIVILEGE OF THE CHAIR—SENATE CONCURRENT RESOLUTION 13

Mr. HARKIN. Mr. President, I ask unanimous consent that Don Wiberg from the American Association for the Advancement of Science, a science fellow in my office, be granted the privilege of the floor for the duration of debate on this bill.

The PRESIDING OFFICER. Without objection, it is so ordered.

VOTE ON AMENDMENT NO. 1121

The PRESIDING OFFICER. The question is on agreeing to the Roth amendment, No. 1121. The yeas and nays have been ordered.

The clerk will call the roll. The legislative clerk called the roll.

The PRESIDING OFFICER. Are there any Senators in the Chamber who desire to change their votes?

The result was announced, yeas 50, nays 50, as follows:

[Rollcall Vote No. 177 Leg.]

YEAS—50

Abraham, Ashcroft, Baucus, Bennett, Biden, Bond, Brown, Campbell, Chafee, Coats, Cochran, Coverdell, Craig, D'Amato

DeWine, Dole, Faircloth, Feingold, Frist, Gramm, Grams, Grassley, Gregg, Hatch, Helms, Hutchison, Inhofe, Jeffords

Kempthorne, Kyl, Lott, Lugar, Mack, McCain, McConnell, Murkowski, Nickles, Packwood, Pressler, Roth, Santorum, Shelby

So the amendment (No. 1123) was rejected.

Mr. DOMENICI. Mr. President, I move to reconsider the vote by which the amendment was rejected.

Mr. EXON. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

Mr. DOMENICI addressed the Chair.

The PRESIDING OFFICER. The Senator from New Mexico.

#### UNANIMOUS-CONSENT AGREEMENTS

Mr. DOMENICI. Mr. President, I want to put several unanimous-consent requests which will finish out the day and set the amendments in order for today and early morning.

I ask unanimous consent that all the time be yielded back on the Thurmond amendment and that the Senate proceed to a vote on that amendment without any intervening action or debate after the disposition of the Exon amendment.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. Mr. President, further, I ask unanimous consent that immediately following the disposition of the Thurmond amendment, Senator HARKIN be recognized to offer an amendment on which there be 15 minutes under the control of Senator HARKIN and 5 minutes under the control of Senator DOMENICI; that no amendments be in order to that amendment; and that following the conclusion of the time on that amendment, it be laid aside.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. Mr. President, I further ask unanimous consent that following the debate on the Harkin amendment, Senator FEINGOLD be recognized to offer an amendment on which there be 20 minutes under the control of Senator FEINGOLD, 20 minutes under Senator DOMENICI's control, 10 of which will belong to the Senator from Alaska, Senator MURKOWSKI; that no amendments be in order to the Feingold amendment; and that following the conclusion of time it be laid aside.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. Mr. President, I ask unanimous consent that the first vote on the Harkin amendment be limited to 20 minutes, followed by a 10-minute vote on the Feingold amendment, to occur Wednesday at a time to be determined by the two leaders.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. Mr. President, I ask unanimous consent that following the conclusion of the debate on the Feingold amendment this evening, Senator SNOWE be recognized to offer an amendment.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOLE addressed the Chair.

The PRESIDING OFFICER. The majority leader.

Mr. DOLE. Mr. President, what is the pending business?

The PRESIDING OFFICER. The motion to waive the Budget Act for the

consideration of the amendment by the Senator from Nebraska [Mr. EXON].

Mr. DOLE. Following that, there will be a vote on the amendment by the Senator from South Carolina [Mr. THURMOND] and the Senator from Arizona [Mr. MCCAIN].

The PRESIDING OFFICER. The next vote would be a vote on the Thurmond amendment, debate on which is not yet concluded.

Mr. DOLE. As I understand, time has been yielded back.

The PRESIDING OFFICER. Time has been yielded back by consent.

#### ORDER OF PROCEDURE

Mr. DOLE. Mr. President, I advise my colleagues, that will be the last vote today. We will continue to work on the measure until we are down to 4 hours remaining, but there will be no more votes.

Mr. HARKIN. Mr. President, is it still in order to reserve the right to object? We could not hear the unanimous-consent requests.

Mr. DOMENICI. It says "on the amendment." It means up or down. We had agreed to that and that was in the unanimous-consent request.

#### VOTE ON MOTION TO WAIVE THE BUDGET ACT FOR CONSIDERATION OF AMENDMENT NO. 1124

The PRESIDING OFFICER. The question occurs on agreeing to the motion to waive the Budget Act for the consideration of amendment No. 1124, offered by the Senator from Nebraska [Mr. Exon]. The yeas and nays have been ordered. The clerk will call the roll.

The yeas and nays resulted—yeas 47, nays 53, as follows:

[Rollcall Vote No. 179 Leg.]

#### YEAS—47

Akaka	Feinstein	Levin
Baucus	Ford	Lieberman
Biden	Glenn	Mikulski
Bingaman	Graham	Moseley-Braun
Boxer	Harkin	Moynihan
Bradley	Heflin	Murray
Breaux	Hollings	Nunn
Bryan	Hollings	Pell
Bumpers	Inouye	Pryor
Byrd	Johnston	Reid
Conrad	Kennedy	Robb
Daschle	Kerrey	Rockefeller
Dodd	Kerry	Sarbanes
Dorgan	Kohl	Simon
Exon	Lautenberg	Wellstone
Feingold	Leahy	

#### NAYS—53

Abraham	Frist	McConnell
Ashcroft	Gorton	Murkowski
Bennett	Gramm	Nickles
Bond	Grams	Packwood
Brown	Grassley	Pressler
Burns	Gregg	Roth
Campbell	Hatch	Santorum
Chafee	Hatfield	Shelby
Coats	Helms	Simpson
Cochran	Hutchison	Smith
Cohen	Inhofe	Snowe
Coverdell	Kassebaum	Specter
Craig	Kempthorne	Stevens
D'Amato	Kyl	Thomas
DeWine	Lott	Thompson
Dole	Lugar	Thurmond
Domenici	Mack	Warner
Faircloth	McCain	

The PRESIDING OFFICER. The point of order is sustained and the amendment falls because it is not germane to the underlying resolution.

#### VOTE ON AMENDMENT NO. 1125

The PRESIDING OFFICER. The question is on agreeing to the Thurmond amendment, numbered 1125.

Mr. THURMOND. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The yeas and nays were ordered.

The clerk will call the roll.

The bill clerk called the roll.

The PRESIDING OFFICER (Mr. BROWN). Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 40, nays 60, as follows:

[Rollcall Vote No. 180 Leg.]

#### YEAS—40

Abraham	Gramm	Murkowski
Ashcroft	Grams	Nickles
Bennett	Hatch	Nunn
Burns	Heflin	Santorum
Campbell	Helms	Shelby
Chafee	Hutchison	Smith
Coats	Inhofe	Snowe
Cochran	Kempthorne	Stevens
Cohen	Kyl	Thomas
Coverdell	Lieberman	Thompson
Craig	Lott	Thurmond
Dole	Mack	Warner
Faircloth	McCain	
Frist	McConnell	

#### NAYS—60

Akaka	Feingold	Leahy
Baucus	Feinstein	Levin
Biden	Ford	Lugar
Bingaman	Glenn	Mikulski
Bond	Gorton	Moseley-Braun
Boxer	Graham	Moynihan
Bradley	Grassley	Murray
Breaux	Gregg	Packwood
Brown	Harkin	Pell
Bryan	Hatfield	Pressler
Bumpers	Hollings	Pryor
Byrd	Inouye	Reid
Conrad	Jeffords	Robb
D'Amato	Johnston	Rockefeller
Daschle	Kassebaum	Roth
DeWine	Kennedy	Sarbanes
Dodd	Kerrey	Simon
Domenici	Kerry	Simpson
Dorgan	Kohl	Specter
Exon	Lautenberg	Wellstone

So the amendment (No. 1125) was rejected.

The PRESIDING OFFICER. Under the previous order of the Senate, the Senator from Iowa is recognized to offer an amendment. The time is divided, according to that agreement, 15 minutes for the Senator from Iowa and 5 minutes for the Senator from New Mexico.

#### CHANGE OF VOTE

Mr. MURKOWSKI. Mr. President, I wonder if the Senator from Iowa would yield for a unanimous-consent request in regard to a vote.

Mr. HARKIN. Yes.

The PRESIDING OFFICER. The Senator from Alaska is recognized.

Mr. MURKOWSKI. I thank the Chair.

Mr. President, on rollcall vote No. 178, I am embarrassed to say that I voted yes. It was my intention to vote no. I have been a proponent of the position of no. Therefore, I would ask unanimous consent that I be permitted to change my vote. This will in no way change the outcome of the vote.

The PRESIDING OFFICER. Is there objection to the request?

The Chair hears none, and it is so ordered.

Mr. MURKOWSKI. I thank the Chair. I apologize to my colleagues.

(The foregoing tally has been changed to reflect the above order.)

The PRESIDING OFFICER. The Senator from Iowa is recognized.

Mr. HARKIN. I thank the Chair. I understand I have 15 minutes, is that right?

AMENDMENT NO. 1126

(Purpose: To reduce unnecessary military spending, holding military spending to a freeze in overall spending over 7 years protecting readiness and modernization activities and shifting the savings to education and job training, restoring a portion of the reductions proposed for those programs in the resolution)

Mr. HARKIN. Mr. President, I have an amendment at the desk. I ask for its immediate consideration.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Iowa [Mr. HARKIN], for himself and Mr. BUMPERS, proposes an amendment numbered 1126.

Mr. HARKIN. Mr. President, I ask unanimous consent that reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment is as follows:

On page 12, line 3, decrease the amount by \$4,800,000,000.

On page 12, line 4, decrease the amount by \$1,000,000,000.

On page 12, line 10, decrease the amount by \$10,000,000,000.

On page 12, line 11, decrease the amount by \$3,400,000,000.

On page 12, line 17, decrease the amount by \$10,000,000,000.

On page 12, line 18, decrease the amount by \$6,200,000,000.

On page 12, line 24, decrease the amount by \$10,000,000,000.

On page 12, line 25, decrease the amount by \$6,200,000,000.

On page 32, line 11, increase the amount by \$4,800,000,000.

On page 32, line 12, increase the amount by \$1,000,000,000.

On page 32, line 19, increase the amount by \$10,000,000,000.

On page 32, line 20, increase the amount by \$3,400,000,000.

On page 33, line 2, increase the amount by \$10,000,000,000.

On page 33, line 3, increase the amount by \$6,200,000,000.

On page 33, line 10, increase the amount by \$10,000,000,000.

On page 33, line 11, increase the amount by \$6,200,000,000.

On page 66, line 10, decrease the amount by \$4,800,000,000.

On page 66, line 11, decrease the amount by \$1,000,000,000.

On page 66, line 13, increase the amount by \$4,800,000,000.

On page 66, line 14, increase the amount by \$1,000,000,000.

On page 66, line 17, decrease the amount by \$10,000,000,000.

On page 66, line 18, decrease the amount by \$3,400,000,000.

On page 66, line 20, increase the amount by \$10,000,000,000.

On page 66, line 21, increase the amount by \$3,400,000,000.

On page 66, line 24, decrease the amount by \$10,000,000,000.

On page 66, line 25, decrease the amount by \$6,200,000,000.

On page 67, line 2, increase the amount by \$10,000,000,000.

On page 67, line 3, increase the amount by \$6,200,000,000.

On page 67, line 6, decrease the amount by \$10,000,000,000.

On page 67, line 7, decrease the amount by \$6,200,000,000.

On page 67, line 9, increase the amount by \$10,000,000,000.

On page 67, line 10, increase the amount by \$6,200,000,000.

Mr. HARKIN. Mr. President, we have before us a proposed budget that cuts over \$1 trillion in Federal spending. It cuts health, education, training, veterans, and virtually everything else but for one item. The Pentagon is increased by \$34.5 billion over what a hard freeze would be over the 7 years. Simply put, this budget jeopardizes our long-term national security by failing to invest in education, training, and infrastructure in order to preserve a bloated Pentagon budget and its cold war relics.

Mr. President, the cold war is over, I would like to inform everyone. And guess what? We won.

First let me explain exactly what my amendment does. My amendment will provide over the next 7 years for a hard freeze for Pentagon spending.

Now, for the next 3 years, my amendment would track exactly what the Budget Committee does—exactly. For 1996, 1997, and 1998, my amendment would provide the same funding for the Pentagon as does the Republicans' budget proposal.

Beginning then in 1999, 2000, 2001, and 2002, I increase spending for defense but not as much as the Budget Committee.

For example, in 1999, the Budget Committee provides \$266.2 billion for defense. My amendment would provide \$261.4, less than \$5 billion less. So I track it, but what happens is over the 7 years my amendment freezes it—over the 7 years—and thus saves \$34.8 billion.

My amendment would take that \$34.8 billion and put it into function 500, which is education and job training. Education and job training is way below a hard freeze in the committee bill. The Defense Department, the Pentagon is above a hard freeze. I am bringing the Pentagon down to a hard freeze, taking that money, putting it into education and job training to bring it up to just under a hard freeze. It still would be below a hard freeze level of funding for education and job training, but at least it brings it up close to a hard freeze.

But I wanted to make the point very clear, that for the first 3 years my amendment spends the same thing on defense as does the Budget Committee. And so those who would like to just kind of freeze everything, well, this is a freeze amendment. It freezes Pentagon spending for the next 7 years.

Mr. President, I keep picking up these articles. I know Senator BYRD earlier talked about the articles that were in the Washington Post: Billions go astray often without a trace in the Defense Department is the headline in this recent story on Pentagon waste. It says the Department has spent \$15 billion it cannot account for over the past decade. And Pentagon purchasing agents appear to have overdrawn Government checking accounts by at least \$7 billion in payment for goods and services with little or no accountability.

You want to talk about waste and inefficiency, start reading some of these articles about waste and inefficiency in the Defense Department. It boggles the mind and it picks taxpayers' pockets.

I also want to point to a scandal that happened last December in the Air Force, and to my knowledge it still has not been resolved—a scandal. Gen. Joseph W. Ashy was in Italy. He wanted to get to the U.S. Space Command in Denver, CO. He could have flown commercially, could have gotten on a United Airlines flight. No, he got an Air Force C-141 transport jet that flew empty from here to Italy, picked him up and flew him to Colorado at an estimated cost of \$120,000.

Did he fly alone? No, he took his cat with him. I guess he paid \$85 for his cat. But he listed on the manifest that his wife was going to be with him, that she was traveling with him. His wife was already in Colorado, and it turned out that there was a young Air Force aide, a 21-year-old senior airman Christa Hart, a young woman traveling with him, and she was not even listed on the manifest but his wife was.

You wonder why she was on that flight with him, at a cost of \$120,000 to fly this general. And the Air Force tried covering it up, and as far as I know they still have not explained it except to say that no regulations were broken.

Well, I might just say that one-way, first-class fare from Rome to Colorado Springs is \$1,617. But, no, General Ashy had to fly himself and his young female aide and his cat in a C-141 for \$120,000, and they still have not fessed up to it. And I will bet you General Ashy will not even get his wrist slapped for wasting taxpayers' dollars like that.

So there is a lot of waste in that Pentagon that we can clamp down on, and I think if they have a hard freeze over 7 years, then maybe they will start doing a little bit better accounting and they will start knocking out these luxury flights for generals and their cats and their 21-year-old female aides.

The real story is here in the chart I have here as to why we do not need to continue to increase Pentagon spending. This chart illustrates how much the United States is spending this year on the military. It says \$260 billion. Actually, it is \$261 billion. Our NATO and other allies will spend \$250.9 billion. So



total U.S., NATO, and our allies spending, \$510 billion this year, fiscal year 1995 on defense.

Well, what is the rest of the world doing? How about our potential adversaries? Here is Russia, \$12 billion this year.

In fact, last year the sum in Russia was \$79 billion. This year, Russia cut military spending from \$79 billion to \$12 billion this year.

Mr. President, I will ask consent to have an article printed in the RECORD about the Russian budget. The military defense officials in Russia have called it a disaster, but the Parliament did not listen to them. They went ahead and cut it to \$12 billion.

I ask unanimous consent to have that printed in the RECORD.

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

RUSSIAN MOD LABELS BUDGET A  
CATASTROPHE

(By Anton Zhigulsky)

MOSCOW.—Members of Russia's parliament, failing to heed the military's call for increased funding, set defense spending for 1995 at 46.5 trillion rubles (\$12 billion).

Defense Ministry officials have lobbied the government during the past several months for a budget more than twice as large—up to 110 trillion rubles (\$29 billion).

Defense Minister Pavel Grachev called the budget "a total catastrophe for the Army." The spending plan as passed put the future of the armed forces "under threat," he said after the March 15 vote. "It is a sin to keep an army in poverty and half-starved."

On March 15 parliament's lower house, the Duma, passed the fourth and final draft of

the government budget, which will take effect April 1. That budget saddles Russia with a deficit of about 73 trillion rubles (\$18 billion), or 8 percent of gross national product.

The argument over the Russian defense budget has been particularly contentious, especially since the costly invasion of the separatist region of Chechnya in December.

Grachev has argued that a defense spending level of 46 trillion rubles will affect readiness, equipment maintenance and troop morale, all of which have been in a downward spiral since the collapse of the Soviet Union.

In a front-page appeal to parliament in the Defense Ministry daily *Krasnaya Zvezda* on March 10, the ministry warned that "parliament has one last chance to prove that the armed forces is not a stepchild."

In the past several weeks *Krasnaya Zvezda* has warned that a demoralized armed forces, without the resources to train or even house troops, may not be politically reliable if the government is forced to quash a coup as it did in October 1993.

On March 15, Russian soldiers suffered an additional setback when the Duma voted to spend 1 trillion rubles (\$250 million) to purchase weapons from the ailing defense industry.

The money had been earmarked earlier for the Army's day-to-day needs, such as housing and provisions, but deputies decided to aid the cash-strapped defense factories instead.

Finance Minister Vladimir Pankov acknowledged that the 1995 military budget is "tough and even cruel," but said the state could provide no more.

"There are matters of principle on which there can be no concessions," he told the deputies.

*Krasnaya Zvezda* blasted the vote, stating the following day that it would be easier to disband the Army completely than to subject it to the budget.

"This Duma has never understood the problems of the Army. It is absolutely indifferent to the defense capacity of Russia," the newspaper said.

The Russian Defense Ministry also is under fire for its handling of the crisis in Chechnya, and President Boris Yeltsin has promised to pursue long-overdue changes in the Army, which suffered humiliating losses to partisan fighters in Chechnya.

"Chechnya has convinced us once again that we are too late in conducting military reform. We must not delay any more. The Army is starting to disintegrate," Yeltsin said Feb. 23.

But military officials, complaining of a lack of money, said reform can be carried out only if it is properly funded. "Without funding, there will be no reform," Grachev said in the parliament March 16.

According to Pavel Felgenhauer, a military analyst with the daily newspaper *Sevodnya*, Russia's armed forces must be reorganized quickly to avoid more combat deaths in the war-torn northern Caucasus region and in Tadjikistan, where Russian soldiers are bolstering the government in a civil war.

"The situation in the Army is beginning to get out of control. The new budget doesn't allow Russia to keep the Army as it is. A combat-ready professional army will have to be started urgently, within 12 to 18 months," Felgenhauer said.

Mr. HARKIN. I also ask unanimous consent to have printed in the RECORD a table that indicates what my amendment would do in terms of budget authority and budget outlays.

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

	Fiscal year—								Total
	1995	1996	1997	1998	1999	2000	2001	2002	
<b>Budget authority:</b>									
Committee .....	261.4	257.7	253.4	259.6	266.2	276.0	275.9	275.9	1864.6
Harkin .....	261.4	257.7	253.4	259.6	261.4	266.0	265.9	265.9	1829.8
Savings .....	0	0	0	0	4.8	10.0	10.0	10.0	34.8
<b>Budget outlays:</b>									
Committee .....	269.6	261.1	257.0	254.5	259.6	267.8	267.7	269.2	1836.9
Harkin .....	269.6	261.1	257.0	254.5	258.6	264.4	261.1	263.0	1820.1
Savings .....	0	0	0	0	1.0	3.4	6.2	6.2	16.8

Mr. HARKIN. Mr. President, what this chart says is that the United States and its allies are spending almost 10 times more than all of our potential adversaries put together. Here is Russia at \$12 billion; China, 27.4 billion; North Korea, \$5.3 billion; Iraq, \$2.6 billion; Iran, \$2.3 billion. Libya, Syria, and Cuba spend even less.

You total up all of our potential adversaries—and I put Russia in there even though Russia is not a potential adversary at this time; and we have diplomatic relations with China—you add them all up and it comes to \$54.37 billion. That is in the whole world what our adversaries are spending. We are spending \$510 billion total; for the United States, \$260 billion.

If you just look at the United States, we are spending almost five times more than all of our adversaries put together. And yet the budget before us says it is not enough. We are going to increase it in the next 7 years, while we

cut education, cut job training, cut Head Start, cut Pell grants. That simply defies common sense.

We had this other chart yesterday when we talked about education. Look at what is happening. Here is the line that shows the cost of going to State universities per year, rising by the year 2002 to about \$8,000 a year. Here is line for Pell grants that student rely on, going from \$2,590 down to \$1,500, almost a 40 percent cut in Pell grants over the same year—a 40 percent cut in Pell grants. That is what we are being asked to do. But, at the same time, we are being asked to increase military spending.

Mr. President, how much time do I have remaining?

The PRESIDING OFFICER. The Senator has 5 minutes remaining of his time.

Mr. HARKIN. Mr. President, I ask to be notified when I have 3 minutes remaining.

Mr. President, I am sure you are going to hear from the opponents of this modest amendment Senator BUMPERS and I are offering the argument, "Well, if we freeze it, it is going to cut into readiness, our ability to respond."

That is simply not true. This amendment would fully protect readiness and modernization. Believe me, there are places we can cut that have nothing to do with readiness or modernization. We can cut out some of this high-flying stuff that General Ashy was doing.

Mr. President, I ask unanimous consent to have printed in the RECORD an article regarding General Ashy and his \$120,000 flight last December.

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

[From the Washington Post, Dec. 9, 1994]  
AIR FARE, ROME TO COLORADO: \$120,000; GENERAL'S COSTLY FLIGHT RUNS INTO FLAK ON HILL (BUT THE CAT PAID)

(By John F. Harris)

A commercial flight was leaving the next day, but that was not soon enough for Air Force Gen. Joseph W. Ashy.

Instead, the new leader of the U.S. Space Command traveled on an Air Force C-141 transport jet, which flew him, one aide and the Ashy family cat from Italy to Colorado at an estimated cost of at least \$120,000.

Ashy's Sept. 9 flight on a 200-passenger plane specially equipped with a luxury cabin and carrying a steward on its crew of 13 was more convenient at the time, but it is causing big trouble now.

After a complaint from Capitol Hill, Defense Department Acting Inspector General Derek J. Vander Schaaf agreed this week to investigate the propriety of the flight and whether Air Force public affairs personnel were truthful in answering reporters' inquiries.

Ashy, who followed Pentagon regulations by paying \$85 fare for the cat, declined to comment.

A spokesman at the Space Command in Colorado Springs, Lt. Col. Dennis Gauci, said Ashy and his aide considered flying a commercial flight out of Rome on Sept. 10, but worried the schedule would not give him enough time in Colorado the next day to take an eight-hour training course on procedures for alerting the president in event of an air attack.

He was sworn in as head of the Space Command Sept. 13.

Ashy, 54, a 32-year Air Force veteran and fighter pilot, could not leave earlier, the Air Force said, because he was still commander of the 16th Air Force in Italy, a job that included directing air missions over Bosnia.

Air Force officials in Washington acknowledge Ashy's flight looks bad, but said no regulations were broken. Ashy, they said, was on an especially tight schedule to get to his new posting, and asked an aide to see if any government planes were heading his way.

Subordinates went overboard in accommodating his request, according to an Air Force official at the Pentagon familiar with the case, and an empty C-141 was ordered across the Atlantic and back again to ferry Ashy to his new home.

United Airlines is quoting a one-way, first-class fare from Rome to Colorado Springs of \$1,617.

The C-141, which costs about \$3,400 an hour to operate, was dispatched from McGuire Air Force Base in New Jersey to Italy and on to Colorado.

Total flight time was 31 hours, Air Force officials said, and two mid-air refuelings were required that added to the cost.

The price tag gave Sen. Charles E. Grassley (R-Iowa) a case of sticker shock, and he asked Vander Schaaf to investigate.

In a letter to the inspector general, Grassley said he learned about the incident from Newsweek military affairs columnist David Hackworth, a highly decorated retired Army colonel who is planning a story about the flight in next week's issue of the magazine.

Hackworth is "disturbed by the arrogance that General Ashy's behavior appears to represent," and believes "Air Force officials have 'repeatedly lied' to him" and an ABC News producer who collaborated with him in investigating the episode, Grassley wrote.

The inspector general's office will "determine whether the travel was proper and reasonable, and address a number of related matters, the most important of which appears to be whether Air Force personnel were truthful in answering press inquiries about

the flight," Vander Schaaf said in a memorandum Tuesday to Defense Secretary William J. Perry.

Ashy had no idea until he got on the flight, according to Gauci, that a C-141 had been dispatched especially for him.

When an aide contacted the Air Mobility Command to ask about transport, Gauci said, Ashy assumed he would be on a flight that was already traveling from Europe to the United States.

"General Ashy didn't specifically request that plane," Gauci said, "and he had no idea where that plane originated."

The spokesman said Ashy also did not know the C-141, ordinarily used for carrying troops and equipment, would be equipped with a special "comfort pallet," which includes such amenities as first-class seating, a kitchen and a sleeping area.

The plane had recently been carrying U.S. Ambassador to the United Nations Madeleine K. Albright on a flight to Russia, the Air Force reported.

Ashy's flight might not have been publicized, except for a coincidence before taking off in Naples. Two retired military officers and their wives, who are allowed to travel on military planes on a space-available basis, asked the crew if they could tag along.

Even though the flight was flying nearly empty, Air Force officials said the crew told them no, because they believed Peterson Air Force Base in Colorado was not an allowed port of entry into the United States for travelers not on Air Force business. An Air Force official in Washington said the crew was mistaken, and that accommodations for the foursome could have been made.

Vowing revenge, the spurned retirees took their grievances to Hackworth, who began investigating. ABC's "20-20" is also planning a piece on the incident for tonight's broadcast.

Air Force officials said the crew made other mistakes. The manifest on the plane said Ashy's wife was with him on the flight. In fact, the Air Force said, Ashy's wife was already in Colorado, and the woman traveling with him was his 21-year-old aide, Senior Airman Christa Hart.

"Why did a young female enlisted aide . . . accompany General Ashy on this flight?" Grassley asked in his letter. "Why is Hart's name not listed on the flight manifest? Was Hart performing normal official duties, or was there some other reason for her presence?"

Hart was on the flight because she is joining Ashy in his new assignment, an Air Force official said. She serves as a valet to Ashy and performs some protocol functions.

Mr. HARKIN. We can cut that out. We can start having better accounting procedures. We can reduce the Milstar, for example, this relic that is no longer needed. If we cancel that, we save \$3 billion over 7 years.

Stopping production of the Trident D-5 missiles after 1996. After 1996, we will have enough to equip all of our nuclear subs at START II levels. So why buy more D-5's? This would save \$3.7 billion over 7 years. And we could, for example, reinstate the fees on commercial arms sales to pay the U.S. Government for R&D costs, that again gives us about \$500 million over this period of time.

So, Mr. President, there are a lot of things we can do. We do not have to cut into readiness or modernization. I would not want to cut into readiness or modernization. But there is a lot of

waste and a lot of inefficiency in the Pentagon that can and should be eliminated.

Quite frankly, when you look at the defense budget, what it is now is a jobs program. That is what we are spending money in the Pentagon for. It is a jobs program. But I submit to you, Mr. President, there are more effective and efficient ways to invest in jobs programs than throwing it at the Pentagon.

The PRESIDING OFFICER. The Senator is advised that he has 3 minutes remaining on his time.

Mr. HARKIN. Mr. President, I reserve the remainder of my time.

The PRESIDING OFFICER. The Senator reserves the remainder of his time.

The Senator from New Mexico is recognized.

Mr. DOMENICI. Mr. President, I yield myself 3 minutes of my time.

First of all, let me say to every Senator around, the argument that the U.S. Defense Department does not manage its business with perfection should come as no surprise. But should it surprise anyone that the Department of Education does not manage its business very well? Might that be a shock? I would assume there is as much waste and inefficiency in the Department of Education of the United States as there is in the Defense Department.

Mr. President, I would say that HUD has more waste than the Defense Department.

To talk about the fact that the Defense Department has made some mistakes is no argument at all to take \$40 billion out of defense now on this budget resolution.

Actually, this amendment should be turned down. I am hoping it will be turned down by a large number, by a large vote. But I think there are some who will say "Well, let's just take it out of defense and put it on education."

Well, Mr. President, fellow Americans, the argument can be made on every single domestic need. Think of one: the National Institutes of Health. We are not able to fund them fully. A tremendous program. Take it out of defense. Defense is getting too much.

We could have an array of amendments here and, by the time we were through, saying, pay for all these things we need, guess what would happen, Mr. President? The United States of America would have no military left.

Now it seems to me that everybody knows we have put defense on a downward path over the last 8 years. This budget resolution still has to go to conference with the House. In this resolution, we have assumed the President's numbers. I am the first one to suggest I have not been very happy with the President's numbers. I did not vote on the last amendment to add some \$80 or \$90 billion in budget authority to defense.

But I am here to say we ought to leave it alone. It is probably about as low as it ought to get.

That does not mean that every American program on the other domestic side, from health to education, is fully funded either. There are many who would say defense is not fully funded either. The Chiefs of Staff of the United States military could tell us some things we ought to be doing that we are not doing.

Mr. President, when we need the defense of the United States, when we need those men and women, we are not going to be arguing about some general using an airplane that he ought not use. We are going to say, "We hope they take care of that."

But let us take care of the men and women and our needs. And we know what they are.

I only reserved 5 minutes on this amendment. I hope nobody assumes that I do not think it is a serious amendment. I do. And I hope no one gets the idea that all we have to do the rest of this debate is to bring amendments down here and offer to take money out of defense.

The PRESIDING OFFICER. The Senator's time has expired.

Mr. DOMENICI. I yield myself one additional minute.

After all, the point of it is that it is a big department of Government. It is the evidence of America's strength in the world. It ought to be big. It ought to be powerful. It ought to be strong.

We have an all-volunteer Army. Nobody compares with that. When people say we spend more than everyone, of course we do. We pay our men and women in the military. They are not drafted. They are paid good salaries and have a good retirement because we decided that is how we wanted keep a strong military. This will begin the demise of the military and everybody will think it is for a good purpose. It will actually have a very serious, bad effect on America's future.

I reserve whatever time I have.

The PRESIDING OFFICER. The Senator reserves 1 minute and 17 seconds.

The Senator from Iowa is recognized.

Mr. HARKIN. Mr. President, to hear the comments by my friend from New Mexico, you would think the amendment I am offering would totally gut the Department of Defense.

As I pointed out, my amendment keeps the same spending for the Department of Defense as the Budget Committee does over the next 3 years. That is my amendment. It continues the same spending. And then, for the next 4 years, it provides for just slightly less growth than what the Budget Committee has, slightly less growth.

I am not cutting defense spending. I am just growing it a little bit less than what the Budget Committee does in the out years.

Well, for example, as I said, for the next 3 years, spending under my amendment is the same as the Budget Committee. In 1999, the Budget Com-

mittee would spend \$266.2 billion. I spend \$261.4 billion. Over the total of the 7 years we would spend \$34.8 billion less, bringing the Pentagon to a freeze level.

Do you know what the difference is, Mr. President? Do you know what the difference between my amendment and the Budget Committee is? Two percent.

You mean to tell me that someone can stand here with a straight face and say, "Over the next 7 years, the Department of Defense cannot contribute 2 percent?" What a joke.

Then we hear people in the military, military officers, saying, "Oh, we have to have more money."

Here is what Defense Minister Pavel Grachev called the Russian budget. He said it is "a catastrophe for the Army."

Of course, military people are going to say that.

But back to my chart, back to my chart, Mr. President. The United States is spending \$260 billion this year.

All of our adversaries combined only spend \$54 billion—one-tenth of what we alone spend. Yes, we have to remain strong in the world. Yes, we have to pay our military people. Yes, we have to keep a strong presence around the globe. But at what expense? By wastefully throwing this kind of money at it?

I am sorry, it is simply ridiculous to think that our modest amendment would even cause a disturbance for the Pentagon. It will not hurt readiness or modernization one iota. It will not cut one paycheck from the military. Two percent? We are cutting education. We are cutting everything a lot more than 2 percent. My amendment is just 2 percent less than the committee's level for defense, a freeze, and we are told the Pentagon cannot even do that to help balance the budget.

We are asking for sacrifice from our senior citizens, sacrifice from our students to make them pay more for their college loans, sacrifice from our poor to give up the earned-income tax credit, but we cannot ask the Pentagon to live with a freeze at a time when our enemies are spending only one-fifth as much as us combined? Two percent less than the recommended increase. It is not even a cut. And yet some argue we cannot even ask them to do that.

The PRESIDING OFFICER. The Senator's time has expired.

Mr. HARKIN. I will close by saying 2 percent is not too much to ask to help balance the budget of the future.

Mr. LOTT. Mr. President, the world is not a utopia. There are dangers all over the world and there are growing questions as to whether we will be able to meet these challenges in the future.

Must we repeat history and not be ready when the next major threat occurs? The readiness of our military is slipping. We are not procuring the equipment we need to meet a growing and unpredictable threat. The morale of the men and women who serve in uniform is declining.

Mr. President, we are not even providing sufficient ammunition for proper training. We have already cut defense spending by over 35 percent. Must we be doomed to repeat history—again?

We need to take a look at where we are, and what we have done to our defense spending levels over the last 11 years. Since 1985:

Ship purchases are down 80 percent; aircraft purchases are down 86 percent; tank purchases have dropped to zero—a 100 percent reduction; and strategic missile purchases have dropped 95 percent.

In 1993, the President proposed a 5-year defense spending plan which added \$126.9 billion in cuts to defense spending—over and above the reductions previously made by President Bush. Now we need to understand, the cold war ended during the Bush Administration—and significant realignment of defense priorities occurred immediately following the fall of the Berlin Wall.

Prior to 1993, defense spending was already cut—and cut deeply. Before the Members vote on the amendment by the Senator from Iowa, it is important to know what was cut prior to 1993.

Military personnel were reduced by more than 350,000; overall defense spending declined by about 20 percent; our Navy dropped from 536 ships to 448 ships in the fleet; three aircraft carriers were eliminated from the fleet; eight Fighter Wings were cut from the Air Force; we slashed our strategic bomber fleet to 181 planes; and we terminated dozens of weapon systems.

All of this was cut from our defense forces prior to 1993.

The budget request this year, cuts defense spending even further. The procurement budget this year is at its lowest level in 50 years—and is \$6 billion less this year, than last. Procurement spending under this budget is only 39 percent of the total defense budget.

Now, I completely agree that we should only spend what is necessary for our national security needs. The question raised by this amendment is: Do we need to spend more for defense—or less? In order to answer this important question, you need to review the facts.

Fact No. 1: The Defense Planning Guidance calls for a Navy fleet of 346 ships in order to meet our national security requirements.

But this budget does not provide funding sufficient to achieve and maintain a fleet level of 346 ships. Only by not retiring older, less capable ships are we able to even come close to the ship numbers we require.

Fact No. 2: The Defense Planning Guidance calls for 184 heavy bombers in order to meet our security requirements.

But this budget barely provides more than 55 percent of the required heavy bombers to meet our security requirements. The bomber plan is so bad, in fact, we will be forced—under this budget—to keep the B-52 in service until the year 2030. In 2030, the B-52 will be over 60 years of age.

Fact No. 3: Before the budget was submitted to the Congress, the Secretary of Defense, on November 15, 1994 reported that fully one-fourth of our Army Divisions were far below peak preparedness.

But this budget does not aggressively increase funding to solve this problem until the year 2000 and after.

This century, America has failed to be prepared to protect her interests on three occasions. We failed to be ready in 1942 at Pearl Harbor, We failed to be prepared in Korea in the 1950's. Just over two decades later, we failed to be prepared to deal with the military challenges facing us in the deserts of Iran.

Failure to prepare leads to a certain outcome—preparation for failure. Loss of military capability does not announce itself—except by failure.

No Member of this body can predict when or where America will next be challenged. But just as the mighty Mississippi flows southward with lumbering power, on this you can be certain:

American will again be challenged.

America will again be forced to defend her interests.

The only question yet to be answered is—will we be ready to meet these future challenges? If you believe American will not be challenged again, you should vote for Senator HARKIN's amendment.

If you believe however, that preparation is essential for victory and vigilance is our strength—then you should oppose this amendment. I urge my colleagues to oppose this amendment.

Mr. President, I yield the floor.

The PRESIDING OFFICER. The Senator from New Mexico is recognized.

Mr. DOMENICI. Mr. President, in 1996 dollars, the Department of Defense has been reduced from \$402 to \$246 billion. Now, is there anyone that would like the American military and American defense to be like the Soviet Union? Of course they do not pay anything. They hardly pay their military. Would we like to do that? Would we like to say we do not need any new technology or innovation, or do we want to remain the strongest Nation on Earth? We have cut defense enough. If there is more money needed for education, we ought to take it out of some other program, not out of the Defense Department and the men and women who serve us there.

I believe my time has expired. If not, I yield back the remainder of my time.

The PRESIDING OFFICER. The Senator from New Mexico yields back the balance of his time. All time has expired on this amendment.

Under the previous order, the amendment will be laid aside at this moment.

Under the previous order, we will go to the amendment of the Senator from Wisconsin. On the amendment of the Senator from Wisconsin, Senator FEINGOLD has 20 minutes and the Senator from New Mexico has 20 minutes; 10 minutes of the time of the Senator from New Mexico is granted to the Senator from Alaska.

The Senator from Wisconsin is recognized.

AMENDMENT NO. 1127

(Purpose: To strike provisions providing for a tax cut)

Mr. FEINGOLD. Mr. President, on behalf of myself and the Senator from South Carolina, Senator HOLLINGS, I send an amendment to the desk.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Wisconsin [Mr. FEINGOLD], for himself, Mr. HOLLINGS, Mr. BYRD, Mr. NUNN, Mr. BUMPERS, Mr. KERREY, Mr. ROBB, Mr. DORGAN, Mr. SIMON, Mrs. MURRAY, and Ms. MOSELEY-BRAUN, proposes an amendment numbered 1127.

Mr. FEINGOLD. Mr. President, I ask unanimous consent that the reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment is as follows:

On page 74, strike beginning with line 8 through page 75, line 22.

The PRESIDING OFFICER. The Senator from Wisconsin is recognized.

Mr. FEINGOLD. Mr. President, this amendment, in addition to being jointly offered by Senator HOLLINGS and myself, is also cosponsored by Senator BYRD, Senator NUNN, Senator BUMPERS, Senator KERREY, of Nebraska, Senator ROBB, Senator DORGAN, Senator SIMON, Senator MURRAY, and Senator MOSELEY-BRAUN.

Senator HOLLINGS will speak in a moment or two about this, but let me just say, first of all, this is really the moment when the Members of this body can convey to the American people whether they believe tax cuts are a priority or not. It is a clean vote.

We can ensure the focus of this budget resolution stays on deficit reduction and deficit reduction alone by adopting this amendment. Other amendments before us that have been rejected have suggested we use the \$170 billion tax cut fund for restoring Medicare cuts or education, earned-income tax credit. I think those were all worthy priority choices. They are all more important than a tax cut at this point. Mr. President, none of those amendments were adopted, and we stand here with there still being the \$170 billion kitty, or cookie jar, existing in the budget resolution that came out of the Budget Committee.

My amendment simply strikes the section of the resolution which establishes a special budget surplus account. The result will be that any additional savings that would have accrued to this account will instead simply go toward the purpose of deficit reduction. By striking the budget surplus allowance, any fiscal dividend that flowed to the Federal Treasury as a result of the deficit reduction contemplated in the resolution would reduce the amount the Government would otherwise have to borrow.

It would eliminate the indebtedness of this country to the tune of \$170 billion. Eliminating this cookie jar also

brings us that much closer to really balancing the Federal budget without using Social Security, and this point has to be stressed and stressed again. It is my understanding that even under this budget resolution, we will still be using \$113 billion of Social Security funds to balance our books in fiscal year 2002. Mr. President, this is not a balanced budget by the year 2002 unless you raid the Social Security funds.

CBO estimates that in 2002, the so-called fiscal dividend might be \$50 billion for that year by adopting this amendment. So instead of the \$113 billion bite out of Social Security, we will reduce it by \$50 billion.

This tax cut that is hidden in the budget resolution is the loose thread that threatens to unravel the budget, the potential tax cut funded from the so-called budget surplus allowance. This is the symbol of irresponsibility that remains in the budget resolution, and it is not just a little bit of money. It is three times the total that President Clinton proposed in terms of tax cuts earlier this year. He proposed about \$60 billion. This is almost three times greater than that, Mr. President, and people did not think that was an insignificant amount either. It is a giant tax cut.

At best, the budget that passes this body and finally the one that is agreed upon by both Houses will be unpopular. It cannot help but be unpopular. Some feel that adding a tax cut will sugar coat the medicine and make it politically a little bit less risky to balance the budget. But it will not. In fact, it will do just the opposite. A tax cut will only undercut any work that will be accomplished by Congress.

First, it will make those tough cuts we do make suspect. Those whom we ask to sacrifice for the cause of deficit reduction will not be persuaded that their own sacrifice will not instead go to provide tax cuts to someone else, someone who may well be a lot wealthier than they are. The Senator from South Carolina and I think that is a formula for trouble. We simply cannot pass what may be a \$1 trillion package of spending cuts, including massive cuts in Medicare, Medicaid and education and other programs, and then ask the Nation to support that package while promising tax cuts to everyone. It will not wash. Beyond that, the potential in this budget resolution for a tax cut is just too great of a temptation.

What this \$170 billion fund does, Mr. President, is essentially lay out a series of low-calorie menus for a dieter, asking them to eat only celery, carrots, some cottage cheese, maybe a little water, but at the same time we put right next to them a big piece of banana cream pie. That is what this tax cut is. We are not going to put the Federal budget deficit on a diet by providing for a tax cut. Nor will we assure the Federal Reserve and the financial markets by claiming we can do both.

It is possible, the prospects of lower interest rates that might flow from really lowering the deficit will be lost, and if we do not act responsibly in this matter some will reject the claims we can have it all. By every measure I know, the Nation has expressed an overwhelming preference for deficit reduction over a tax cut. The mail and phone calls I have received from Wisconsin since November on this have been absolutely clear, because the people of the United States know what is at stake. They know there is no free lunch here. We can reduce the deficit and help ensure their children and grandchildren will have a Government that is financially sound or we can give a nice big tax break now and stick future generations with the tab. By significant majorities, people want the former. They want us to start paying off the bills that have been run up, and they want us to do it now. This is not a partisan issue. For my own part, I have opposed the tax cut plans of both parties because I believe it is the fiscally responsible thing to do.

Mr. President, I hope that both sides come together in a bipartisan fashion. I have heard Members of both parties make absolutely unequivocal statements on the floor that they do not believe tax cuts can be a priority at this time. This is an opportunity to come together and say we can have a balanced budget by the year 2002 but only if we resist the temptation to go for-

ward with a tax cut we all would like to vote for but cannot afford.

With that, Mr. President, I yield 5 minutes to the distinguished Senator from South Carolina.

Mr. HOLLINGS. I thank my colleague.

Mr. President, this is the same amendment that I presented in the Budget Committee which was defeated by a 12 to 10 vote. At the markup in the Budget Committee markup, Democrats were characterized as wanting to take the surplus, and spend it, whether for Medicare, education or whatever; Republicans were criticized for taking the surplus to give tax cuts.

The truth of the matter is that there will be no \$170 billion surplus. But if part of it does materialize, it ought to go to reducing the deficit. That was the amendment I offered in committee, and that is the amendment that should today be adopted by the Senate if we are really sincere. But rather than have any light shed on the subject, we have been bombarded by irresponsible reporting on the budget in the last several weeks. Specifically, I refer to Time magazine's cover which said, "This time it's serious. Budget resolution . . . for the first time in decades, Congress is committed to balancing the budget." Absolutely false. Turn to page 7 in the budget resolution itself. What word appears? "Deficit" by the year 2002. It does not appear "balanced."

On page 7, line 21, for fiscal year 2002 a deficit of \$113.500 billion, or, more accurately, on page 9, you can see how much the debt actually increases by the year 2002 over just 1 year—2001. It is \$177.7 billion. That is the real deficit. We are all rhetoric and no reality. Republicans are already giving themselves credit and claiming to have done a wonderful thing which to some on the other side justifies a tax cut. But Mr. President, the American people know what is going to happen. Under this proposal, the tax cuts in stone and the spending cuts are going to slip by the board.

Specifically, on this idea of committing to balancing the budget for the first time in decades, I submitted when I was chairman of the Budget Committee—and again in 1985. Everyone remembers Gramm-Rudman-Hollings. That was a balanced budget—not in 7 but in 5 years. In 1991, we were treated to the budget summit. I remember at that time that members were slapping each other on the back and congratulating themselves on really getting the budget under control.

I ask unanimous consent that the 1991 budget resolution deficit surplus figures appearing on page 21 of the budget report be printed in the RECORD at this particular time.

There being no objection, the figures were ordered to be printed in the RECORD, as follows:

CONFERENCE AGREEMENT TOTAL BUDGET

(In billions of dollars)

	1991	1992	1993	1994	1995
Budget authority .....	1,485.6	1,562.6	1,582.4	1,593.4	1,668.4
Outlays .....	1,236.9	1,269.3	1,305.0	1,324.8	1,355.5
Revenues .....	1,172.9	1,260.8	1,349.8	1,433.3	1,511.7
Deficit (-) / surplus (+) .....	-64.0	-8.5	44.8	108.5	158.2

Mr. HOLLINGS. So, Mr. President, yes, they had a deficit for 1991 and 1992. But at that time, their estimates projected a surplus in 1995 of \$156.2 billion. The reality was much different. Instead of \$156.2 billion surplus, we have a \$317 billion deficit—a swing of some \$474 billion off in the 3 or 4 years.

There is no education in the second kick of a mule. We have been through this gamesmanship. Let us cut out the nonsense and get serious here and report accurately that we are not balancing the budget. You cannot do it without a balanced approach of spending cuts and tax increases.

If there is any surplus, heavens above, let us allocate it to the deficit, because by 2002, we will have a \$6.6 trillion debt with interest costs growing at the rate of almost \$500 billion a year. That is, one-third of the budget is automatically going to interest costs, just the carrying charges, not to reduce the debt but just to open up the doors early every morning up here in Washington in the Government.

So we cannot engage in this nonsense and gamesmanship. We have to get real.

The PRESIDING OFFICER. The time allocated to the Senator has expired.

Eight minutes remain of the Senator from Wisconsin's time.

Mr. FEINGOLD. Mr. President, if a Senator on the other side wishes to speak, we can go forward.

Mr. MURKOWSKI addressed the Chair.

The PRESIDING OFFICER. The Senator from Alaska is recognized.

Mr. MURKOWSKI. Mr. President, let me commend my good friend from Wisconsin, Senator FEINGOLD, for offering this amendment. I certainly support the idea that we can do more in deficit reduction and that a tax cut is ill-advised. However, I must reluctantly oppose the pending amendment.

Mr. President, the Senate Budget Committee, I think we agree, has performed a very remarkable job in putting this budget resolution together. Senator DOMENICI and the staff of the majority and the staff of the minority have worked in good faith, and I think they have fulfilled the commitment that everyone of us in this body has made when he or she voted for the balanced budget amendment earlier this year.

We have demonstrated that we can balance the budget and put our Nation's fiscal house on the road to solvency.

Now, in addition to the savings that will occur under this budget resolution, the Congressional Budget Office has projected that a credible reduction in the deficit by the year 2002 would produce a fiscal dividend for the Federal treasury. We are all in agreement on that. CBO estimates that interest rates would be 1 to 2 percent lower, and real GNP would be nearly 1 percent higher by the year 2002 if we achieve a balanced budget.

Now, because of these two factors, CBO estimates that we would reap a fiscal dividend of some \$170 billion over a 7-year period, and as much as a \$356 billion dividend over 10 years.

The issue that has divided many Members on both sides of the aisle, and is the subject of this debate, is what should we do with this financial windfall if indeed there is one? During the debate we have been confronted with two specific choices. One, using the dividend to increase Federal spending, or, two, using the dividend to provide

tax cuts. So far, we have not been able to reach an accord on either proposal.

The amendment being offered by my friend from Wisconsin would use the fiscal dividend to further reduce the deficit and, as a consequence of that—and this is the discomfort I have—it would absolutely preclude any possibility of a tax cut for this year.

I really believe that this is the wrong time for the Senate to completely close off the tax reduction option—I emphasize option—at this time. Despite what many Members on the other side have said, this budget resolution—and I emphasize this—does not mandate a tax cut. In fact, there is no specific tax cut in this plan. What this budget resolution says is that if all of the committees in Congress adopt reconciliation legislation that produces a balanced budget in the year 2002 and if—I emphasize “if”—that reconciliation legislation makes it through a conference committee—and that is a big “if”—and then is signed into law by the President, then and only then may Congress consider reducing taxes.

The CBO will have to certify that the reconciliation legislation does, in fact, produce a balanced budget. That is, CBO must certify that the budget is balanced in the year 2002. CBO will have to provide an estimate of how much additional savings will be achieved through lower interest rates and increased economic growth. CBO may determine that the savings are as projected, \$170 billion; on the other hand, they may be lower or higher.

Once CBO has provided that savings estimate, only then can Congress consider cutting taxes. Obviously, we do not necessarily know what interest rates might be.

In any event, in the Senate, the decision whether to cut taxes is going to be first made by one committee. That is the Finance Committee, and that is a committee that I serve on. As a consequence, in the Finance Committee, I intend to make every effort to convince my colleagues on the committee that the CBO economic dividend should be used for further deficit reduction rather than tax cuts.

Mr. President, if this amendment by my good friend from Wisconsin is adopted, and if we completely foreclose the future option of reducing taxes, this Senator, the Senator from Alaska, is concerned that this balanced budget resolution may not receive a sufficient number of votes to pass this body.

I believe it would be far worse for our Nation's economic health if we fail at this effort to bring the deficit to zero than it would be if we merely retained the longer-term option of reducing taxes. It is for that reason, Mr. President, that I must reluctantly oppose the amendment of the Senator from Wisconsin.

Mr. President, how much time is remaining on this side?

The PRESIDING OFFICER. The Senator retains 3 minutes 35 seconds of his time; Senator DOMENICI of New Mexico has 10 minutes of his time.

Mr. MURKOWSKI. I yield the balance of my time to the Senator from New Mexico.

Mr. DOMENICI. How much time does the other side have?

The PRESIDING OFFICER. The Senator from Wisconsin has 8 minutes 1 second.

Mr. DOMENICI. Mr. President, I yield myself about 3 or 4 minutes and then will have to absent myself from the floor, and I will be back. Perhaps the other side can use part of their time.

Mr. President, the budget that we crafted that is currently before the U.S. Senate, I believe, is a fair way to handle the American people and to say to them, “Once you get a balanced budget, for all the sacrifice that goes into that, there is some positive to come out of it.”

We all understand that when we get a balanced budget and we no longer are borrowing money, when those out there that set interest rates based upon money supply see that America is for real, interest rates come down. There is no question.

Americans should not think we are going through this event in our history, one of the most significant in modern times, of putting our fiscal house in order, deciding that we finally want to pay our bills ourselves as adults instead of having our children and grandchildren pay them—there ought to be a bonus for that. We ought to get something out of that.

Incidentally, in this case, the major economists that look at fiscal policy of this Nation—perhaps they are just startled by the fact that we are finally going to live within our means and be rational and talk about what we can afford and what we cannot afford—they say there will be an economic bonus, an economic dividend. There will be a change sufficiently large in interest rates that when we get to balance, we get an economic dividend of somewhere between \$150 to \$200 billion if it is done in the manner prescribed in this budget resolution.

So what did we say? We said simply, we are not going to have tax cuts until the event is completed—the balancing of the budget. So we say, when all of these laws are changed by the Congress, that is finished, then we can ask the CBO, the real number estimators for our land, are we there? Have we reached that point, that event? Is it real? When they say, “Yes,” they will then say there is an economic dividend. We will say then and only then is that released to the Finance Committee of our U.S. Senate to be used for tax cuts.

Now, Mr. President, there are many people in this body and many American people who think we ought to have a tax cut for the American people. Especially one that focuses in on the American family.

Frankly, I agree with that. I said my first priority as the chairman of the Budget Committee would be to get a balanced budget. I believe we got one. I

believe that this is historic, and if carried out, the economy will get better, interest rates will come down, and I believe we have a brighter future if we stay there for about 10 years, in balance, paying bills, reducing the debt, instead of borrowing more and more every year.

Now, I think the Senator from New Mexico thinks at that point in time when we finish that work, we ought to give the American people at least an opportunity to get a tax cut, to get some relief, especially for families. That is what this budget resolution does.

Now, frankly, there are some who would like to spend that dividend. We have heard from them. I do not know that there will be any more opportunities on the Senate floor to spend that dividend again or to use it differently. We have been through that.

Now we have reached the point in time where those who are not for this budget resolution—and I assume the Senator who offers this amendment is not for this budget resolution. Perhaps that is a false assumption. If it is, he might tell the American people he will vote for this budget resolution. That would be interesting. I surmise he will not say that. If he does, I would say, “Wonderful.”

From that side of the aisle there will be a huge number of votes saying after we get there, we want to say what to do with it, and we do not want to give the American people a tax cut even after the balanced budget when the economic dividend is available and we are still in balance.

I do not believe that amendment ought to pass. I do not believe the motion to strike that part of the budget should pass. That is why I am speaking tonight. I have spoken enough, perhaps, today and I am not sure I will speak much more. Maybe another 3 or 4 minutes before this amendment is finished.

Essentially, while I compliment the Senator who offered the amendment, he obviously is really interested in fiscal prudence, in making sure that we use common sense, as he says. I believe the common sense was all exercised before he ever got to the floor, before this amendment ever arrived, when Republican Senators decided to balance the budget. We hope when we are finished that some Democrat Senators will join Republicans.

That event was completed. Now we come to the floor and say, “No dividends to America. Just strike it out of this budget resolution.”

Mr. President, I reserve the remainder of my time.

The PRESIDING OFFICER (Mr. THOMPSON). The Senator has a little over 7 minutes remaining on his time. The Senator from Wisconsin is recognized.

Mr. FEINGOLD. I yield 3 minutes to the Senator from Virginia.

Mr. ROBB. Thank you, Mr. President. I thank the Senator from Wisconsin.

While the distinguished Senator from New Mexico is still on the floor, let me tell him I fall into the latter category of one who is thinking if we do not do any more damage, that I may be one, and there are several on this side of the aisle, I might inform the Senator, who are thinking about voting for the budget that emerges—not because we think it is the perfect vehicle.

Indeed, tomorrow, some Members will have an alternative, hopefully, to that particular vehicle.

I want to compliment the Senator from New Mexico. I have known him for about 15 years. I have respected his willingness to make tough, principled decisions in attempting to bring some sense of fiscal responsibility to an otherwise undisciplined Federal Government over a long period of time. I said on this floor the other day, that I thought he deserved enormous credit for giving us a target, something that was truly important.

I support the amendment of my friend, the distinguished Senator from Wisconsin, because I believe we ought to make it clear that deficit reduction is the most important objective we are attempting to achieve at this particular time. We are not truly balancing the budget even if we stick to the numbers we are dealing with, because we continue to mask the total budget in the Social Security surplus. It will be about \$113 billion out of true balance, but it is exactly the same kind of obfuscation we have been using for years and I am certainly willing to give all the credit that is due for moving in that direction. But in this particular case, if we are serious about deficit reduction, I think the only message we can leave at this point is we are prepared to make some tough choices.

Several on this side are willing to make those tough choices with our colleagues on the other side of the aisle. One of the most difficult votes for me was one just two votes ago when I had to vote ultimately against a very substantial increase in defense spending. Not because I do not think we need it, because if we are serious about fighting two major regional conflicts and winning in the years ahead we are going to have to put more money into the defense budget, even more than the President has added back right now. I accept that responsibility and will continue to work on it. But I thought it was a discordant message with respect to deficit reduction.

That is why I am prepared, with several colleagues, I believe, to support the ultimate product of this debate. I hope we will find ways to amend that particular end product so we can have something that has the kind of balance that many of us want to achieve. But I think the most important thing we can do is keep our eye ultimately fixed on the target, which is to bring it into what is balance using the \$113 billion that will be available from the Social Security surplus.

With that I yield whatever time I have remaining and I thank the Sen-

ator from Wisconsin for offering this particular amendment.

The PRESIDING OFFICER. Who yields time? The Senator from Wisconsin.

Mr. FEINGOLD. First of all let me thank the Senator from Virginia for his tremendous support on this issue all along.

Now I would like to yield to the Senator from Illinois, who has also been as solid as can be in trying to impose these tax cuts.

Mr. SIMON. Mr. President, I want to commend Senator FEINGOLD who, from day one, when both parties were talking about tax cuts, said, "This does not make sense. Our priority has to be to get this budget balanced."

As I have said half a dozen times on the floor, and I said it in the Budget Committee, I commend Senator DOMENICI for moving toward a balanced budget. I disagree with how we get there. But the question is right now on a tax cut. The next best thing to passing this amendment is to do what Senator MURKOWSKI said on the floor just a few minutes ago. He said, as a member of the Finance Committee he is not going to vote for a tax cut. And I commend him for that statement.

When my friend from New Mexico says there ought to be a bonus, we ought to get something out of it, I think the bonus is to have this budget in balance to get our fiscal house in order. When he says we ought to get something out of it—I know he has more children, and more grandchildren I believe, than I do. If my three grandchildren can have a better future, that is what we ought to be interested in. I think, frankly, passage of the Feingold amendment moves us in that direction.

I know the Senator from New Mexico well enough to know he will not be heartbroken if the amendment of the Senator from Wisconsin is agreed to. I hope it will be agreed to. I am certainly going to vote for it.

The PRESIDING OFFICER. Who yields time? The Senator from New Mexico.

Mr. DOMENICI. Mr. President, might I just take 30 seconds and say to my good friend, Senator SIMON, I think you know a lot. But you do not know whether I will be heartbroken or not. That is pure speculation. I spoke rather vigorously against it. All my instincts and all my abilities are to speak against it. I have done the very best I can.

You draw your conclusion. I draw my own.

Mr. SIMON. All right.

The PRESIDING OFFICER. The Senator from Wisconsin.

Mr. FEINGOLD. I yield 1 minute to the distinguished Senator from Nebraska, who has also been extremely helpful on this issue.

Mr. EXON. Mr. President, I thank my friend for yielding for 1 minute. I find myself very much in the position just articulated by my friend and colleague from the State of Virginia. We have to

make hard choices here. I felt about that amendment that he referenced about like he did. But if we are going to make the hard choices then I think we should make them. Therefore I endorse thoroughly the amendment offered by my friend from Wisconsin and my friend from South Carolina.

Certainly, in times like these, when we are talking about the concern for the defense needs and all the other needs we have been talking about all during this debate, it seems to me we have no way or reason to be talking about a tax cut. If there is any money left over after doing what we think is obviously necessary for national defense and these other programs we would be talking about, then that is where the money should be spent. If not there, to reduce the deficit.

I hope the Senator accepts the amendment that is being offered and debated at this moment.

I yield any remaining time I might have.

The PRESIDING OFFICER. The Senator from Wisconsin.

Mr. FEINGOLD. I thank the ranking member and ask how much time we have left on our side?

The PRESIDING OFFICER. The Senator has 1 minute and 10 seconds.

Mr. FEINGOLD. Mr. President, let me use the last brief period of time to say in response to the Senator from New Mexico that one thing has been accomplished even if we do not win on this vote. That is, the early effort to pretend there was not a tax cut in the Senate budget resolution is over. They are admitting it now, that there is this fund and they are not willing to eliminate it. That is progress. Because that was the first attempt.

Why are we not able to support the resolution in this form? It is because the proposal of the Senator from New Mexico is out of balance in the year 2002 because of this very problem of this \$170 billion. In fact, what it is, is what is left of the crown jewel of the Republican contract. It is basically lying on the floor now after the vote earlier today; 69 to 31 the U.S. Senate rejected the Gramm amendment which was the crown jewel of the Republican contract. This is all that is left of it.

This amendment is an opportunity to say what all the American people really know, which is we cannot afford this. As the Senator from Nebraska said, we are either going to do deficit reduction or we are not. This amendment is the one that allows both parties to come together and strike the iron while it is hot.

I hope the Senator from Alaska is right and we get it done in the Finance Committee but we should do it now on the budget resolution.

The PRESIDING OFFICER. The Senator from Colorado controls 6 minutes and 36 seconds.

The Senator from Colorado.

Mr. BROWN. Mr. President, I am an admirer of the Senator from Wisconsin.

He has, I think, forthrightly brought forth before the Senate a number of proposals that are meant to save money. So I rise out of concern over his amendment, not over concern over the Senator himself but concern over the implication. Let me simply go directly to the point.

He made what I thought was a very interesting analogy. He talked about this amendment as a proposal to go on a diet, to eat carrots and celery and other such things. But then to put at the end of the diet a large piece of pie.

I do not think that is an appropriate analogy. Let me tell you why. What this budget resolution is is a diet. I think the Senator from Wisconsin is right about that. There is no question the Federal budget is overweight and this is a diet. This is carrots and celery. As a matter of fact, I think it is so good there might be some lean beef in here, too, all of which is very helpful to lose weight. But the potential at the end of the rainbow here is not a piece of pie. What it is, is the question of whether or not, when you have gone on the diet, you can have your suit altered. What it is is a question of whether or not you can put a swimming suit on.

If the Senator from Wisconsin wins, what he is going to say is you can go on your diet, which is the first time you have done it in many, many years. You can lose the weight, you can eat that celery, you can eat those carrots. But at the end of the period we are not going to let you take your suit off. You are going to have to walk around in the same baggy suit. There is no reward.

You can do your job. You can make the tough decisions. But, by golly, you cannot put on a swimming suit and let other people see how trim and attractive you are. Believe me, America is trim and attractive, if ever it gets its budget in balance.

Now, that is what the issue is. It is not a piece of pie. It is whether or not you can enjoy the fruits of your efforts.

Mr. President, we have had lots of inflated rhetoric about budgets. Everyone knows it. Everyone knows every time we promise to get the budget in line, it has not worked. And the reason it has not worked is because this Congress continuously overspends its own budget. So we need some help. There is no question about it. And is the promise that if we mind our P's and Q's, if we eat our carrots and celery, that we will get some reward at the end, some help? I think so. We need some help. I do not think anybody can seriously suggest that this Congress does not need help in sticking with its budget resolution.

Now, there is a unique aspect of this. This budget resolution does not commit to a tax cut. What it says is if you pass the budget resolution, if it all scores out and if you come back and fully reconcile it and fully pass that reconciliation—and I think everybody knows that is going to be tough and is perhaps unlikely—and if you reconcile

in a way that the President signs—and that is an even more difficult question because the President has not been enthusiastic about signing things that cut spending—if you get all that, then you may be able to talk about this.

So what we are talking about is a little incentive for a Congress that I believe is desperately in need of some incentive, is desperately in need. What happens here is if you eliminate any incentive and you have a Congress that goes back to its old ways of overspending its own budget, you make it much less likely that we will ever get to the promised land, that we will ever keep on our diet.

Mr. President, what is the impact of going to someone who is on a diet and saying if you make the diet, there is going to be no reward at the end? Well, it is pretty clear. You diminish the incentive to get it done.

It is my judgment, Mr. President, and I think one of the American people, that we ought to be talking about more incentives to get this Congress to stay on its diet, not less. I hope the Members will reject this amendment.

Mr. President, I retain the remainder of my time.

Mr. President, I believe the Senator from Maine wishes to speak on this subject. How much time do I have remaining?

The PRESIDING OFFICER. Two minutes.

Mr. BROWN. I yield back the remainder of my time, Mr. President.

The PRESIDING OFFICER. The Senator from Nebraska.

Mr. EXON. Mr. President, I would like to yield 5 minutes off the resolution to the Senator from Georgia on the subject at hand.

The PRESIDING OFFICER. The Senator from Georgia.

Mr. NUNN. Mr. President, I thank the Senator from Nebraska.

Mr. President, I rise in support of the Feingold amendment of which I am a coauthor, to apply the \$170 billion fiscal dividend to deficit reduction. The \$170 billion set aside in this resolution for a later possible tax cut is certainly more responsible than the House approach beginning with a \$1.2 trillion deficit exercise by cutting taxes. The House approach to me is like going on the wagon and beginning with chugalugging a bottle of whiskey. To me that is the analogy.

The Senate approach is to set the money aside until after a reconciliation bill is enacted and then making it available for a tax cut at the discretion of the Budget and Finance Committees and, of course, Congress' later approval.

Mr. President, I believe this fiscal dividend brought about by lower interest rates and higher economic growth will exist if we balance the budget by 2002. I do not think it is funny money, but I think it is very fragile. If we touch it by using it either for increased spending or tax cuts, I am afraid it may break. There is a strong prob-

ability that the spending slowdown in Medicaid, Medicare, education, agriculture, and other areas will generate more and more opposition from substantial segments of America before the cuts are passed by the Congress and certainly before they are fully implemented over a period of years.

There is also a probability that in cutting projected spending by over \$1 trillion in a 7-year period Congress will inadvertently make some serious errors which cause extreme hardship and which will have to be corrected.

Mr. President, if my choice is to use the dividend, the \$170 billion, for tax cuts or for easing the most severe impacts on Medicare, education and low-income working Americans, I believe the priority should be on easing the impact, and my votes reflect this.

However, those are not the only two choices. In effect, until this amendment is voted on, we will have been choosing between either spending the \$170 billion or refunding it. In either case, we will be spending and refunding before we have earned the dividend, in my view. If I have a choice, as we do on this amendment, however, of using the \$170 billion, which has not yet been earned because we passed no reconciliation bill—and even when we pass one, we all know, looking at catastrophic insurance and others, when the public rises up in arms over some action by the Congress, it does not take us long to step back, and that may happen. I hope it does not, but it may happen in some of these cuts. I think the Feingold amendment is the responsible way to go because we will be putting this \$170 billion on the deficit from the very beginning, and it will in effect be a contingency fund so that if we have to back up or some of the cuts do not work out as projected, we can still work on the goal in the year designated.

If this amendment passes, there will be a small cushion, a small margin for error in economic assumptions or other assumptions in this plan to achieve a balanced budget by 2002.

I would also remind all of my colleagues who believe, as I do, that we should be balancing the budget without using the Social Security surplus, leaving the fiscal dividend alone and applying it to deficit reduction, as we will do if this amendment passes, would help us move toward the goal of a real balanced budget in the operating accounts rather than simply a unified balance which we all know simply postpones the day of pain when the general fund has to start reimbursing the Social Security fund for the billions and billions of dollars owed. In fact, it will be trillions by the 2010–2013 range.

Mr. President, I understand the analogy my friend from Colorado used about going on a diet and eating celery and carrots and getting thin. But I would remind my colleagues that when we get to 2002, if everything works out in this budget as planned, we will still have to borrow the Social Security



trust fund of \$107 billion. And if we keep adding to the deficit, we will, under this resolution, at the time we get to 2002, instead of being slim and trim in a swimsuit, we are going to still owe to the people holding bonds and notes and Treasury bills all over this country something to the tune of about \$6 trillion to \$7 trillion. I believe the number is now about \$4.9 trillion that is the national debt.

So we will not be slim and trim. We will be bulging over our bathing suits, but we will simply stop in that year adding to the fat and the bulge. So I am not sure we are going to all want to put on our bathing suits in 2002 and show the bulges that have been building up for the last 40 years. Nevertheless, that would be a rather optimistic view.

While the exact estimate would depend on what savings and enforcement provisions were enacted in the reconciliation bill, CBO's previous estimate of the fiscal dividend was about \$350 billion in 2002. If we applied that to the deficit reduction, we could cut the real deficit, excluding Social Security, in half from about \$100 billion to \$50 billion in that year.

The PRESIDING OFFICER. The Senator has used the 5 minutes yielded to him.

Mr. NUNN. Will the Senator yield me 1 more minute? I think I can complete in 1 more minute.

Mr. EXON. If the Senator could complete in 1 minute. We are in a real crunch tomorrow for time, much more than most people realize.

Mr. NUNN. I will complete in 30 seconds.

Mr. EXON. One more minute.

Mr. NUNN. Thirty seconds.

We all know that someone has to face up to the Social Security problem. We all know the Social Security system is not going to be the same for those in their 20's, 30's, and 40's today. It cannot be. And the longer we avoid facing up to that problem, the worse the problem is going to be. Balancing the budget without the continued use of the Social Security surplus to finance other Government spending is an absolute necessary first step in that effort. I urge my colleagues to strike the reserve fund in this resolution and thereby apply these funds to the deficit. We must focus all of our efforts on creating a fiscal dividend before we refund it or consume it.

I thank the Senator from Nebraska. I thank my colleagues.

Ms. SNOWE addressed the Chair.

The PRESIDING OFFICER. Under the previous order, the Senator from Maine is recognized.

#### AMENDMENT NO. 1128

(Purpose: To increase funding for mandatory spending in Function 500)

Ms. SNOWE. Mr. President, I have an amendment to offer.

Mr. DOMENICI. Mr. President, while that amendment is en route, might I ask, did I yield back the remainder of my time?

The PRESIDING OFFICER. That time was yielded back.

Mr. DOMENICI. I thank the Chair.

The PRESIDING OFFICER. The clerk will report the amendment.

The legislative clerk read as follows:

The Senator from Maine [Ms. SNOWE], for herself, Mr. ABRAHAM, Mr. GRASSLEY, Mr. BROWN, Mrs. KASSEBAUM, Mr. COHEN, Mr. LOTT, Mr. CHAFFEE, and Mr. SIMPSON, proposes an amendment numbered 1128.

Ms. SNOWE. Mr. President, I ask unanimous consent that the reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment is as follows:

On page 26, decrease the amount on line 20 by \$200,000,000.

On page 26, decrease the amount on line 21 by \$100,000,000.

On page 27, decrease the amount on line 3 by \$200,000,000.

On page 27, decrease the amount on line 4 by \$300,000,000.

On page 27, decrease the amount on line 11 by \$200,000,000.

On page 27, decrease the amount on line 12 by \$300,000,000.

On page 27, decrease the amount on line 19 by \$200,000,000.

On page 27, decrease the amount on line 20 by \$300,000,000.

On page 28, decrease the amount on line 2 by \$200,000,000.

On page 28, decrease the amount on line 3 by \$300,000,000.

On page 28, decrease the amount on line 10 by \$200,000,000.

On page 28, decrease the amount on line 11 by \$300,000,000.

On page 28, decrease the amount on line 18 by \$200,000,000.

On page 28, decrease the amount on line 19 by \$300,000,000.

On page 31, increase the amount on line 12 by \$900,000,000.

On page 31, increase the amount on line 13 by \$500,000,000.

On page 31, increase the amount on line 20 by \$1,000,000,000.

On page 31, increase the amount on line 21 by \$800,000,000.

On page 32, increase the amount on line 3 by \$1,000,000,000.

On page 32, increase the amount on line 4 by \$900,000,000.

On page 32, increase the amount on line 11 by \$1,000,000,000.

On page 32, increase the amount on line 12 by \$1,000,000,000.

On page 32, increase the amount on line 19 by \$1,000,000,000.

On page 32, increase the amount on line 20 by \$1,100,000,000.

On page 33, increase the amount on line 2 by \$1,000,000,000.

On page 33, increase the amount on line 3 by \$1,100,000,000.

On page 33, increase the amount on line 10 by \$1,000,000,000.

On page 33, increase the amount on line 11 by \$1,100,000,000.

On page 48, decrease the amount on line 10 by \$300,000,000.

On page 48, decrease the amount on line 17 by \$300,000,000.

On page 48, decrease the amount on line 24 by \$300,000,000.

On page 48, decrease the amount on line 25 by \$100,000,000.

On page 49, decrease the amount on line 6 by \$300,000,000.

On page 49, decrease the amount on line 7 by \$200,000,000.

On page 49, decrease the amount on line 13 by \$300,000,000.

On page 49, decrease the amount on line 14 by \$300,000,000.

On page 49, decrease the amount on line 20 by \$300,000,000.

On page 49, decrease the amount on line 21 by \$300,000,000.

On page 50, decrease the amount on line 2 by \$300,000,000.

On page 50, decrease the amount on line 3 by \$300,000,000.

On page 54, decrease the amount on line 20 by \$400,000,000.

On page 54, decrease the amount on line 21 by \$400,000,000.

On page 55, decrease the amount on line 2 by \$500,000,000.

On page 55, decrease the amount on line 3 by \$500,000,000.

On page 55, decrease the amount on line 9 by \$500,000,000.

On page 55, decrease the amount on line 10 by \$500,000,000.

On page 55, decrease the amount on line 16 by \$500,000,000.

On page 55, decrease the amount on line 17 by \$500,000,000.

On page 55, decrease the amount on line 23 by \$500,000,000.

On page 55, decrease the amount on line 24 by \$500,000,000.

On page 56, decrease the amount on line 5 by \$500,000,000.

On page 56, decrease the amount on line 6 by \$500,000,000.

On page 56, decrease the amount on line 12 by \$500,000,000.

On page 56, decrease the amount on line 13 by \$500,000,000.

On page 64, decrease the amount on line 9 by \$500,000,000.

On page 64, decrease the amount on line 10 by \$4,300,000,000.

On page 64, decrease the amount on line 11 by \$6,500,000,000.

On page 65, decrease the amount on line 17 by \$900,000,000.

On page 65, decrease the amount on line 18 by \$500,000,000.

On page 65, decrease the amount on line 24 by \$1,000,000,000.

On page 65, decrease the amount on line 25 by \$800,000,000.

On page 66, decrease the amount on line 6 by \$1,000,000,000.

On page 66, decrease the amount on line 7 by \$900,000,000.

On page 66, decrease the amount on line 13 by \$1,000,000,000.

On page 66, decrease the amount on line 14 by \$1,000,000,000.

On page 66, decrease the amount on line 20 by \$1,000,000,000.

On page 66, decrease the amount on line 21 by \$1,100,000,000.

On page 67, decrease the amount on line 2 by \$1,000,000,000.

On page 67, decrease the amount on line 3 by \$1,100,000,000.

On page 67, decrease the amount on line 9 by \$1,000,000,000.

On page 67, decrease the amount on line 10 by \$1,100,000,000.

Ms. SNOWE. Mr. President, I think that there is no question that education is one of the highest priorities that we can give in this budget resolution, and certainly we should do everything that we can to ensure that it receives our greatest attention.

So I am very pleased to be able to offer an amendment in conjunction with many of my colleagues—Senator ABRAHAM, Senator GRASSLEY, Senator COHEN, Senator BROWN, Senator KASSEBAUM, Senator LOTT, Senator CHAFFEE, and Senator SIMPSON—to restore \$6.3

billion in the education account. While education will play a key part in the future of America's children, let us not also forget the goal of this entire process of this budget resolution and the debate we are engaged in to balance the budget by the year 2000 is the greatest gift we could possibly bequeath to future generations of Americans.

I know there have been various efforts to restore funding towards education, but the amendments that have been offered have certainly contained fundamentally flawed funding mechanisms. There has been much talk and discussion here in the Senate about the dividend that the Congressional Budget Office may provide to score the budget if we put in place a balanced budget by the year 2002, and that we may achieve a savings of up to \$170 billion.

But that may or may not materialize at the end of 7 years and, obviously, as each year goes by, it will be determined whether or not the targets have been met under this balanced budget resolution that hopefully will be enacted into law, as well as reconciliation.

But I do not think that on an issue as important as education that we can premise the restoration of funding through an illusory estimate that, as I said, may or may not be there at the end of this budgetary process.

But furthermore, the purpose of the budget resolution is to provide instructions to the Appropriate Committees, both the authorizations as well as the Appropriations Committees, as to what funding levels they can rely upon in which to conduct their work.

So they need to know what the bottom line is, and that is what the budget resolution is all about, to tell them how much they can spend and they, accordingly, make the determinations as to how they will proceed within the aggregate numbers that have been provided to them in the respective functions within the Federal budget.

I think we are playing a dangerous numbers game if we think we are going to just restore funding based on this dividend that, again, may not materialize. I do not think that we can be fiscally presumptuous in basing these numbers on such a funding mechanism. I think that we have the obligation to provide reliable, straightforward, factual estimates and data to the appropriations committees and the other committees which will be engaged in the work in trying to determine how they reach these funding levels that will be contained in this budget resolution.

But the amendment that I am offering today with my colleagues, as I said earlier, takes a fiscally responsible approach but, at the same time, helps to address the educational needs of the next generation.

Mr. President, we restore \$6.3 billion in additional funding, but at the same time we provide for specific offsets. Now, of course, the appropriate com-

mittees may not follow those recommendations. They have the option of pursuing other categories for specific reductions in spending. But we have provided the offsets by reductions in funding for the intelligent vehicle program, NASA R&D for commercial aircraft, new Federal building construction, reducing the executive branch air carrier fleet from 1,500 planes to 1,350 planes and capping employee bonuses, Federal employee bonuses at \$100 million from the present \$300 million.

We think that there are certain priorities that we should target in any budget resolution and throughout the budgetary process of this year, one of which certainly should be to help provide very critical and important assistance to low- and middle-income families who depend upon Federal assistance to provide the educational assistance for their children.

Our amendment ensures adequate funding to protect several very important policies regarding student financial aid. What we want to do and accomplish as a result of this amendment is to ensure that the Labor and Education Committee is enforced to make changes in the student loan programs that affect home and farm equity, in the determination of eligibility for student loans, increasing the student loan origination fee or eliminating the grace period for beginning payments upon graduation.

Our aim and goal is to ensure that there are sufficient funds within this account to preclude the Labor and Education Committee from taking these steps, and our amendment is intended to provide enough money to protect those policies.

The impact of including home and farm equity in the calculations of eligibility for Federal assistance would be enormous on so many families all across this country. All we need to do is to examine the situation which occurred prior to the enactment and the reauthorization of the Higher Education Act of 1992, when home and farm equity was considered in determining income eligibility for student assistance.

The inclusion of the value of family home or farm in the need calculation meant that many hard-working middle-income families were not able to qualify for student aid. These hard-working families, for whom their home or farm was their only real asset, were punished by being shut out of Federal student aid programs.

So in 1992, Congress recognized what a serious problem this had become for many families in America. So, consequently, the 1992 higher education amendments exempted a family's farm or principal resident from the student aid program in the calculations of their need. This made it possible for low- to middle-income families to receive help from the Federal Government to send their children to college, rather than requiring them to try to mortgage

their home or farms in order to pay for their education.

We want to make sure that Congress does not change the present law, which has made college more affordable for thousands of low- and middle-income families, and that is why we worked so hard to provide reasonable offsets which will hopefully guarantee the continuation of present law which eliminates consideration of the home and the farm from the needs analysis for student aid programs. We think that these offsets are a fair trade.

As I said earlier, the committees may determine that they can use other offsets, and that is certainly within our purview and the prerogatives of the committee.

Our amendment is intended to ensure that those individuals and families living off limited incomes will continue to have access to Federal student aid to send their children to college. The fact is that farms and homes should not be included in the calculation of a student's eligibility for student grant or loan assistance because those assets are not liquid and cannot be easily converted to cash for students to use toward their college education.

The second aspect of our amendment is student loan original fees which, I think, is also a critically important issue in terms of costs regarding education. OBRA 1993 reduced the original fee for both subsidized and unsubsidized loans from 5 percent to 3 percent. We believe that that is an important change and would like to see the Labor and Human Resources Committee maintain this policy. Increasing the loan origination fee increases the principal amount that borrowers must repay to the Federal Government and the amount of interest the student must pay.

Our amendment would provide enough money to hopefully protect the present origination fee formula. Finally, our amendment would also ensure there is an adequate grace period for those students after they graduate from college. We know that certainly in these difficult economic times, students upon graduation do not easily find employment, and the current grace period is up to 6 months.

We think it makes sense for us to continue to provide a grace period because students do not often find gainful employment immediately, and we do not want to force them into a situation where they end up defaulting on their student loan almost immediately upon graduation. So this grace period gives them a chance not only to find employment but also to begin planning so that they can eventually make the payments on their monthly loans.

As we know from the cost of college education and postsecondary education, it has become a very, very expensive proposition for the students, as well as their families.

We are offering this amendment because we recognize that productivity and the performance of our economy is

intertwined with the investments that we make as a Nation in education.

The structural changes in the American economy, the revolution technology, have made it necessary for students to attain training beyond high school for the work force of the future.

While nearly 40 percent of today's jobs are in low-skill occupations, only 27 percent will fall into that category by the year 2000. At the same time, jobs in high-skill occupations will rise from 24 percent to 41 percent of the work force.

Looking at the new jobs that are being created, and will be created in this decade, more than half of the new jobs created presently between now as well as the year 2000, will require education beyond high school.

In fact, the median year of education required by the new jobs is 13.5. This is a year and a half beyond high school. Therefore, every worker is going to have to recognize that they will require not only high school education but certainly a postsecondary education of some kind, whether it is a 4-year college degree or technical education. Whatever it will be, it will require not only postsecondary education but schooling beyond that, as well.

Men and women who continue their education beyond high school, as we have seen in study after study, have consistently earned more money on average each year than those who do not.

In 1990, for example, the average income for high school graduates was almost \$18,000. For those who had 1 to 3 years of a college education, earned on the average \$24,000. Those who graduated from college and received a college diploma received an average salary of \$31,000. These statistics are from the Census Bureau.

The entire country benefits, as well. For every \$1 we invest in education we get enormous returns as a result. Back in 1990, another study was conducted that analyzed the school assistance that was provided to high school students back in 1972. For every \$1 that the Federal Government invested in the student loan programs at that time, the Government received \$4.3 in return in tax revenues.

According to a study by the Brookings Institute, over the last 60 years, education and advancements in knowledge have accounted for 37 percent of our Nation's economic growth.

At a time in which education is becoming paramount in this global arena, where it is going to make the difference for an individual and the kind of living that can be enjoying for themselves and their families, education puts them on the cutting edge. It puts our Nation on the threshold of competition for the future.

If we deny individuals the opportunity to receive an education because they lack the financial assistance or the access to financial assistance, clearly, we as a Nation, are going to suffer.

Costs of education have increased significantly, two to three times faster

than the growth of median incomes. Without student aid, increasing costs make higher education out of reach for millions of Americans.

At a time when college costs are increasing dramatically, in fact, since 1988 college costs have risen by 54 percent. We know salaries and income for families have not increased 54 percent.

We have to make sure that we carefully retain policies that will make higher education accessible to millions of low- and middle-income families.

I also would like to read part of a letter from the American Council of Education which supports this amendment, saying "It will help millions of low- and moderate-income students fulfill their goal of a college education. Passage of your amendment is essential if the fundamental promise of the Federal student loan program is to remain available to future generations of college students. We are grateful to you for offering it, and we urge all Members to vote in favor of it."

I know this amendment will make a significant contribution to students pursuing a higher education. I am pleased to be joined by several of my colleagues who have cosponsored this legislation.

I would now like to yield to the Chair of the Labor and Human Resources Committee who is a cosponsor of this amendment.

Mrs. KASSEBAUM. Mr. President, I appreciate the Senator from Maine yielding. I am very pleased to offer my support to the amendment that has been offered by Senator SNOWE and Senator ABRAHAM.

As Senator SNOWE has pointed out, this amendment would soften the impact of the budget resolution on Federal student loan programs by reducing the reconciliation instruction to the Committee on Labor and Human Resources by \$6.3 billion over 7 years.

At the same time, it maintains the objective of the resolution to achieve a balanced budget by the year 2002 by making offsetting reductions in other budget functions.

During the course of the debate on this budget resolution, I have listened to my colleagues speak about the significance of restoring sound fiscal policy. Many have spoken to the fact that the true beneficiaries of this effort will be future generations—our children. I strongly agree.

I was privileged, and it was certainly a lesson in learning about the works of the budget and the Senate and the operations of Government, to serve on the Budget Committee for a number of years. I would like to at this time, Mr. President, particularly commend Senator DOMENICI, as chairman of the Budget Committee, who has for years, labored in the vineyards of budgetary policy and has put forward for the Senate, at this time, I think, an extraordinary budget. All who served on the Budget Committee should be commended because it is not an easy task.

This amendment that is being put forward by Senator SNOWE and Senator

ABRAHAM does not compromise the resolve to put our fiscal house in order. Nor does it impair the budget resolution. What it does is revise and realign our priorities just slightly in the context of the entire budget, but significantly in our ability to fulfill what I think most agree is an appropriate and valuable role for the Federal Government.

I recognize that as chairman of the Labor and Human Resources Committee I might be accused of having adopted a "not in my backyard" attitude toward the budget resolution. Let me assure my colleagues that this is not the case.

The committee will do its fair share toward reducing the size and scope and expense of Government. In fact, we started early making a 25-percent reduction in the committee's own budget, which was the largest cut in any of the Senate committee budgets.

This is an amendment that should pass. It has offsets that keep the budget on course toward balance. It makes no overly optimistic assumptions. It does not touch taxes. It is a serious attempt to stay within the parameters which a majority of the Senate Committee on the Budget endorsed in reporting this resolution.

I think it is also important to remember what the budget resolution is. It is a resolution that makes no reference to any specific program; rather, it divides spending into broad overall categories.

I understand this amendment assumes some specific offsets. There are many other assumptions that could have been used to specifically define those offsets.

However, at this stage they are just that—assumptions—and nothing more. They are not mandates on authorizers and appropriators. In the ends, authorizers and appropriators will make the decisions on individual programs.

Some of my colleagues may have objections to any specific offsets that may have been delineated and discussed in relation to this amendment.

While I am concerned about some of the assumptions, one which may be regarding the NASA aviation research program, aviation research is vital not only to industry but also to public safety and the environment.

However, Mr. President, it is important to remember that the amendment itself does not refer to the advanced subsonic technology program or high-speed research, or NASA, for that matter.

It refers only to a slight reduction in the overall transportation function. Less than one-half of 1 percent, in fact.

I would like to ask Senator SNOWE, is that not correct?

Ms. SNOWE. I would like to answer the Senator from Kansas. The Senator is absolutely correct. We recommend offsets so that we determine the credibility of our numbers and ensuring the committee can reach those funding levels, but certainly it is within the prerogative of the respective committees

to determine how they reach those numbers.

They may choose to arrive at them in a different way and make different reductions and offsets than the ones we recommended. The specific offsets are not included in the legislation. We want to make sure they understand that we have some credible numbers that have been scored by the CBO.

Mrs. KASSEBAUM. Mr. President, I thank the Senator from Maine.

I am confident, Mr. President, that the authorizers and appropriators will evaluate programs under their jurisdiction and set their own priorities. That has always been the case. It will continue to be the case.

This amendment leaves them more than enough room to preserve a vital NASA function, for instance, aviation function, and meet the country's pressing transportation infrastructure needs.

Likewise, the budget resolution makes no specific assumptions about how the Senate Committee and Labor and Human Resources will meet its instruction on mandatory spending. Yet, the range of options available to the committee on mandatory programs is much more limited.

Even the adoption of this amendment will not leave the committee with an easy task—as we still must produce over \$7 billion in savings among a rather limited number of options. I would like to go further, but I do not believe it would be realistic to do so.

I share the goal of assuring that our Nation's young people do not face a future in which the burden of public debt smothers their capacity to benefit from the fruits of their own labor.

I thought Senator SNOWE, in her comments, very eloquently laid out exactly why it was very important to be able to add this money back to assist with the student loan program in ways that I think we all recognize would be very beneficial.

I believe the Snowe-Abraham amendment strikes a reasonable balance between these two important objectives. I urge its adoption by the Senate when this amendment comes to a vote.

Thank you, Mr. President, I yield the floor.

Ms. SNOWE. Mr. President, I yield 5 minutes to the Senator from Iowa, Senator GRASSLEY.

Mr. Grassley. Mr. President, I want to speak briefly in support of the amendment offered by Senators SNOWE, ABRAHAM, and myself.

Let me just say that as the 2d ranking Republican on the Budget Committee, and having served on the Budget Committee for over 14 years, how much the committee has benefited from the infusion of knowledge, ideas, and energy from these two Senators, Senator SNOWE and Senator ABRAHAM, as well as Senator FRIST, the other newcomer to the committee.

I am pleased to be joining these two Senators as an original cosponsor of this amendment which lessens the debt

our undergraduate students will face and also ensures that students will not be denied eligibility for loans because of the value of their family's home or farm.

I commend the Senators for offering this amendment.

It should not be forgotten though that it is this budget resolution and the tremendous work of Chairman DOMENICI that will do so much to benefit our students, both undergraduate and graduate.

The lower interest rates that will be achieved by getting to balance by 2002, will translate into hundreds of millions in savings for students who are paying off their student loans.

It is important to note that this amendment offers real offsets for the programs it wants to fund. This amendment doesn't do across-the-board cuts, or worse, tries to pay for it by assuming funds from the economic dividend. This amendment provides real offsets from other discretionary spending.

I would like to comment briefly on one of the offsets—cutting back part of the Government's private airlines.

I have asked the GAO to review the number of planes that are owned by the Federal Government. Incredibly, the Federal Government, not including DoD, has over 1500 planes—most of which are owned.

Agencies like the Panama Canal Commission, the Resolution Trust Corporation, and the General Services Administration all have planes.

Now many of these planes are necessary, and do have important missions. However, GAO has found that a significant number of these planes have as their primary mission ferrying senior Government officials around.

Similarly, the President's Commission on Integrity and Efficiency has found that many of these aircraft are not necessary.

When we are asking others to tighten their belts we cannot continue to fund a private airfleet for Government officials.

A good example of the wastefulness of these Government-owned aircraft is highlighted in a recent report by the NASA inspector general:

Several NASA aircraft were used by NASA employees, other Government employees, and non-Federal travelers for official travel at higher costs than using commercial airlines.

An analysis of fiscal year 1992 and fiscal year 1993 travel, comparing the cost of travel using seven of the eight aircraft—NASA owned aircraft—with the cost of using commercial air flights, showed \$5.9 million could be saved annually by using the commercial flights.

This amendment assumes the selling of only a small number of planes, 150, approximately the number that GAO believes are being used for travel purposes. The amendment still allows the Government to retain over 1,400 planes to achieve their missions.

This is a good amendment, I am proud to be a cosponsor of this amendment that will help young people to attend college.

I yield the remainder of my time.

Ms. SNOWE. Mr. President, it gives me a great deal of pleasure to yield as much time as he may consume to Senator ABRAHAM of Michigan, who helped in developing this amendment. I was pleased to work with him because we share the goal in advancing the needs for our families in this country with respect to education.

Mr. ABRAHAM. Mr. President, today I join Senator SNOWE in offering an amendment to restore \$6.3 billion in mandatory education spending through offsetting cuts to corporate welfare and general Government.

Before I discuss the details of the amendment, let me make clear that my sponsorship in no way detracts from the chairman of the Budget Committee or his resolution. Senator DOMENICI and his staff have done a Herculean task of putting this budget together and they should be applauded. In the area of education, however, I have some concerns.

Mr. President, going to college has been an integral part of the American dream ever since Harvard University was established by the General Court of Massachusetts in 1636. For millions of young Americans from lower and middle-class families, a college education is the first step towards a brighter and more productive future. For many of these families, however, that dream is out of reach without some form of assistance. The student loan program makes it possible for children from families of modest means to attend college and get their degree.

Because of the important role the student loan program plays in so many lives, I am concerned that the spending reductions included in the education, training, employment, and social services function will result in decreased access for low- and middle-income students to a college education. While it should be noted that the reductions in this function will not necessarily come out of the student loan program, the size of the reconciliation instructions included for the Labor and Human Resources Committee make such cuts possible.

By reducing these instructions by \$6.3 billion, I hope to relieve pressure on the authorizing committee so that in reaching their target, they don't have to resort to some of the cuts listed in the CBO "Spending and Revenue Options" book for mandatory education spending.

Options like increasing the student origination fee, including home and farm equity for when calculating financial need, and eliminating the 6-month grace period between graduation and when the loan payments begin hit students and then families hard when they can afford it the least. The goal of this amendment is to protect undergraduate students from higher out-pocket-costs when they apply for Federal loans.

To pay for this restoration of funding, we are offering the offsets from the

transportation, general government, and allowances function. Speaking generally, I am certain a good case could be made for each of these spending areas. With the goal of balancing the budget, however, the Senate must set priorities, and trading corporate welfare for the dream of a college education is a good bargain.

In conclusion, Mr. President, let me just say that the Federal Government has been helping students gain access to higher education for over 40 years. This partnership has enabled millions of men and women to go to college, get their degree, and go on to live more productive and creative lives. This amendment would protect that tradition and ensure that student loans continue to be available to all Americans. It is a good amendment, and I hope the Senate will support it.

I yield back the balance of my time. Ms. SNOWE addressed the Chair.

The PRESIDING OFFICER. The Senator from Maine.

Ms. SNOWE. Mr. President, I would like to inquire as to how much time is remaining?

The PRESIDING OFFICER. The Senator has 27 minutes 50 seconds.

Ms. SNOWE. I would now yield 5 minutes to the Senator from Rhode Island, Senator CHAFEE.

The PRESIDING OFFICER. The Senator from Rhode Island.

Mr. CHAFEE. Mr. President, I thank the distinguished Senator from Maine for yielding me some time and congratulate her and Senator ABRAHAM for the amendment which they have presented and of which I am a cosponsor.

I believe they are on the right track. Any time you make substitutions, as the Senator from Kansas pointed out, it is difficult. But I think the selection of the substitutions that Senators SNOWE and ABRAHAM made are good ones. So that is a fine amendment and I am glad to be a cosponsor of it.

I would just like to say, if I might, a few words about this budget we are considering here today and will vote on tomorrow. It seems to me tremendously important that we bear in mind that for 33 straight years this Nation of ours, through wars and recessions, through good economic times and through bad economic times, the Federal Government has continually had to borrow money each year to pay its bills. Why is this so bad? What it means is that each year we continue to finance the Government with debt, and in doing so we steal the economic prosperity of our children and our grandchildren. Interest expenses this year totaled \$235 billion. Not a penny of that for principal—\$235 billion; 15 percent of the total budget of the United States now is being spent on interest on the debt. That amount of \$235 billion will increase to \$400 billion in just 10 years unless we do something about this budget.

With the problem so clearly defined, you would think the President would have addressed it when he sent up a

budget this year. But he did not. Instead, the President sent us a budget that had \$200 billion of deficit this year, and over the next 7 years he continued with deficits of the same nature.

I do not think that continuing on the path of deficit spending is acceptable. To me it is morally wrong to be sending these bills on to our children and future generations. Some Members on the other side of the aisle have suggested that selecting 7 years from now, the year 2002 is arbitrary. I mean why do you select 2002? How about 2005? There is nothing magic about 2002. But let us get on with the job. Once you start down the slippery slope of saying how about 2005, how about 2015 or 2020? I do not go with the thinking of postponing it beyond 7 years. Seven years provides us with enough time to implement the cuts in a manner that does not jeopardize our economy.

Like every Senator, I have heard from people who come up to me, as every Senator here has had the experience, and they say, "I am for balancing the budget, but"—the next word is always "but"—"but please protect this particular program I am interested in," whether it is education or the environment or health care or doing something about law enforcement. You always hear that word "but," but do something about greater research at the NIH—whatever it might be.

If we are going to balance this budget, we have to have hits right across the board, in a whole series of attractive programs. Is this the perfect budget? I do not think it is. I suppose, if they had asked me to draw up a budget, I could have done a better job, probably. That is what I think. And every single Senator here thinks the same thing. But this budget is the first one in three decades that puts us on a path of fiscal responsibility. I congratulate the chairman of the Budget Committee, Senator DOMENICI, for the extraordinary work he has done. Not only Senator DOMENICI, but the members of his committee likewise deserve congratulations.

We have a choice. We can stick with the status quo. We can do nothing. And we can just go on with \$200 billion of deficit this year going up to \$400 billion in a few years. Or we can end these deficits and do it now. The budget before us leads America away from the red ink and toward a better future for our children.

If we succeed in balancing this budget, as we are on the path to doing now, we will reap the benefits of lower interest rates, stronger economic growth, and the feeling, that wonderful feeling that we are passing this Nation on to our children in better condition than we found it. What could be more worthwhile than that? What more worthy goal than to say we are not going to continue passing these bills on to our children and grandchildren?

Mr. President, I just hope this budget before us will receive the support from every single Senator when we vote on

it tomorrow afternoon. Again, I congratulate the distinguished Senator from Maine and the distinguished Senator from Michigan for the excellent amendment which they have submitted.

The PRESIDING OFFICER. The Senator from Maine.

Ms. SNOWE. Mr. President, I would now yield 2 minutes to the Senator from Michigan.

Mr. ABRAHAM. Mr. President, I want to elaborate a little further on some of the reasons why I think this amendment is so important. As a candidate for the Senate during the 1994 campaign, I traveled throughout my State. I was struck by the extent to which young people in Michigan, college students, high school students, and others really believe that it was important that we focus on the future. They were looking to us, I think, those of us had who were running, to try to address how we could make our Nation more competitive, how we could expand opportunities, particularly opportunities in the private sector in the next century, how we could be more competitive in a global environment in which we compete no longer with just three or four other industrial nations but with virtually the whole world.

I think, as I talked to people, both those who might themselves be beneficiaries of student loans in this 7-year period we are discussing but also to leaders of industry in my State, it became increasingly clear to me that a top priority had to be a well-educated work force, a work force prepared to be competitive with the kind of global economy which we will encounter.

That is why I think it is important that we make our citizenry as competitive as it can be. I believe this amendment, by producing the kinds of environments in which not only the volume of student loans that are available does not decrease but the access to those loans by people of more modest means remains unchanged, is the way by which we can fulfill for many people their dreams to be able to participate fully in the kind of competitive economic environment of the future.

For that reason, I think the amendment particularly is sensible, one that I hope other Members of the Senate will join us in supporting when we cast our votes on this.

Mr. President, I yield the remainder of my time.

Mr. COHEN. Mr. President, I am pleased to join Senators SNOWE, ABRAHAM, GRASSLEY, BROWN, KASSEBAUM, and others in offering an amendment to the fiscal year 1996 budget resolution to restore funds to valuable education programs by reducing funding for Federal building projects by 50 percent.

I strongly support this amendment and believe that it represents a much better use of scarce Federal resources. I am very concerned about the cost of Federal construction projects. Last Congress, I introduced legislation to

reform the way the Federal Government manages its office space. I was concerned that the Government had billions of dollars in construction projects in the works and did not seem to be focusing enough attention on whether these projects were being constructed or renovated in the most cost-effective manner, whether the Federal Government was building in areas already glutted with commercial real estate, or even whether projects were truly needed.

Numerous General Accounting Office [GAO], and General Services Administration [GSA], Inspector General [IG] reports over the years have consistently identified problems in GSA's real estate portfolio and its chronic history of wasteful spending and mismanagement. The agency's long standing problems have significantly impaired its ability to meet the property needs of the Federal Government in a cost-effective and business-like manner. My legislation directed OMB to review Federal property management policies and implement changes to ensure better coordination among Federal agencies, focus on longer term cost-effectiveness, and achieve cost savings. While my legislation was passed by the Senate, it was amended in conference to require GAO to do a study to determine the feasibility and effectiveness of establishing a single Federal agency responsible for selling and otherwise disposing of real property owned by the Department of Housing and Urban Development [HUD], Farmers Home Administration, Department of Agriculture, Federal Deposit Insurance Corporation [FDIC], and the Resolution Trust Corporation [RTC]. This report is due out later this year.

In July 1993, I held a hearing in the Senate Subcommittee on Oversight of Government Management to examine how GSA manages its real estate. The results were quite disturbing. The hearing highlighted the fact that the Federal Government was constructing it did not need and leasing buildings it could not afford. Last May, the full Governmental Affairs Committee examined waste in the Federal courthouse construction program. The hearing illustrated that the Federal Government was wasting millions of dollars on courthouses that were padded with extravagant features such as brass doorknobs, kitchenettes, custom lighting, and expensive wood paneling.

During these hearings, R.S. Means, a Boston company that surveys construction costs, reported that the Federal Government was paying at least two to three times as much to build a Federal courthouse or office building than it cost to build a State courthouse or construct a building for the private sector.

The GAO also found major flaws in the methodology used by the Federal judiciary for estimating future court space needs. As a result, future space needs for a 10-year period were overestimated by more than 3 million

square feet which, if authorized, could result in \$1.1 billion in unneeded courthouse space. I, along with a number of my colleagues, wrote GAO to request an audit of the Federal courthouse construction program. That report is due out later this year.

Last March, Senator KERREY and I offered a sense-of-the-Senate amendment to the fiscal year 1995 budget resolution calling for a 1-year moratorium on construction of new Federal courthouses. Although it passed the Senate, the provision was dropped in conference and a number of courthouses and other Federal office buildings were subsequently funded.

More recently, I joined Senator KERREY in offering an amendment to the rescission bill that would have added over \$300 million in deficit reduction to be taken from wasteful or unnecessary GSA projects. The amendment would have scaled back projects that were not authorized or that the GSA itself has either never asked for or said are unnecessary or lavish. Senator SHELBY offered a second degree amendment which expanded the projects covered to all Federal new construction, repair and alteration projects, including those that had gone through the normal authorization process, eliminating \$1.9 billion in funding for Federal construction projects. Unfortunately, much of the \$1.9 billion cut by the Shelby amendment was restored in conference. Mr. President, at a time when we are looking at cuts in education and many valuable programs, I find it hard to believe that we cannot find the means to cut funds for Federal building projects first.

I have commended GSA Administrator Roger Johnson in the past for his efforts to reform GSA and save taxpayers' dollars. At his confirmation hearing, I asked Johnson to suspend and review all Federal construction projects to determine if the projects were truly needed. GSA Administrator Roger Johnson's time out and review looked at about 200 construction and leasing projects and recommended changes with potential savings of \$1.2 billion. While this is certainly a step in the right direction, more still needs to be done.

As Congress looks for ways to address the Federal budget deficit, we must ensure that Government programs and agencies are operating in the most cost effective manner possible. In these times of tight budgetary constraint, this amendment makes sense. I am pleased to cosponsor this amendment which will reduce funding of Federal buildings projects by 50 percent, on top of the 25 percent already assumed in the budget resolution, and target these funds to helping students go to college. This amendment represents a better use of scarce Federal dollars and puts money back into important education programs. I urge my colleagues to support the adoption of this amendment.

Mr. GLENN. Mr. President, I rise in opposition to the amendment proposed

by Senators SNOWE, ABRAHAM, GRASSLEY, BROWN, KASSEBAUM, COHEN, LOTT, and CHAFFEE.

I support the goal of the amendment—to provide increased funds for higher education. My record is clear and unequivocal on education funding. These funds must be increased, but not in the way proposed by the proponents of this amendment. I would like to speak about two of the offsets that the amendment identifies and discuss the impact which these cuts would have on our economy.

First, the amendment would zero out two important NASA programs. These programs are the R&D or seed corn type programs which many of my colleagues have heard me speak about in the past. This amendment would zero out NASA's High-Speed Research Program, and NASA's Advanced Subsonic Technology Program.

Before I talk about these specific programs, I would like to observe that NASA has already absorbed more than its share of budget cuts. A couple of figures will illustrate what I am talking about: In fiscal year 1993, NASA's 5-year budget request was about \$122 billion. The fiscal year 1996 request is now \$82 billion for the next 5 years. NASA has been cut by one-third in just over 2 years.

NASA has stepped up to the plate to reduce bureaucracy and improve the way it does business. Under Dan Goldin's leadership the agency is currently going through a painful process of reducing its budget by \$5 billion over the next 5 years. Mr. Goldin believes that this can be achieved without eliminating programs. He has a tough row to hoe to achieve this. Further cuts in NASA's budget will simply result in the elimination of current programs.

Now, let me talk about the High-Speed Research Program first. The goal of this program is to help develop the technologies industry needs to design and build an environmentally compatible and economically competitive high-speed civil jet transport for the 21st century. The technology developments are to reach an appropriate stage of maturity to enable an industry decision on aircraft production by 2001.

Mr. President, the technologies currently needed to develop such a transport are beyond the state of the art. NASA estimates that industry will need to invest more than \$20 billion to bring such a transport to market.

Studies have identified a substantial market for a future supersonic airliner to meet rapidly growing demand for long-haul travel, particularly across the Pacific. Over the period from 2005 to 2015, this market could support 500 to 1,000 aircraft, creating a multibillion dollar sales opportunity for its producers. Such an aircraft will be essential for capturing the valuable long-haul Pacific rim market.

As currently envisioned an HSCT aircraft should be designed to carry 300

passengers at Mach 2.4 on transoceanic routes over distances up to 6,000 nautical miles at fares comparable to subsonic transports.

Now let me talk about the Advanced Subsonic Technology Program.

The goal of NASA's Advanced Subsonic Technology Program is to develop, in cooperation with the FAA and the U.S. aeronautics industry, high payoff technologies to enable a safe, highly productive global air transportation system that includes a new generation of environmentally compatible, economical U.S. subsonic aircraft. Some of the technologies and issues being studied and developed in this program include:

**Fly by light/power by wire:** a fully digital aircraft control system which would be substantially lighter, more reliable, and efficient than current control systems.

**Aging aircraft:** to develop new ways of inspecting aircraft to determine their airworthiness. New approaches are being developed to determine the residual strength in airframes using advanced nondestructive technologies. It might be worth thinking about this program the next time you are sitting in a 727 that is 20 years old waiting to take off on a cross-country flight.

**Noise reduction:** This program is developing technologies to reduce aircraft noise by 10 decibels or more by the year 2000.

**Terminal area productivity:** Technologies, chiefly involving air traffic control, that can improve the efficiency of operations on the ground at busy airports.

**Integrated wing design:** New concepts, design methodologies, model fabrication and test techniques are being developed to provide industry an integrated capability to achieve increased aircraft performance at lower cost.

**Propulsion:** Technologies to improve fuel efficiency of future commercial engines by at least 8 percent and reduce nitrogen oxides by 70 percent over current technology. These are only some of the technologies being developed under the program which the amendment's proponents would completely gut. It is a truly shortsighted amendment that would eliminate these important applied technology programs.

Mr. President, it is no secret that aerospace business is a Government-private sector partnership. Historically our Government has funded aeronautics R&D, and industry has taken this basic technology and developed aircraft that have dominated the world market. Over the last decade or so, other governments have gotten into the act. Currently the U.S. Market share is about 65 percent, down from about 91 percent in the 1960's.

Cutting these two important programs will not help us regain this market share—quite the opposite. We will be sending a signal that the U.S. aircraft industry will be less competitive.

In summary, the advanced subsonic technology:

Meets future technology needs for next generation aircraft.

Enables NASA to develop high-risk, high-payoff, precompetitive technology to prove feasibility so that industry may complete development and apply technology to specific products.

Will result in accomplishments in noise prediction codes for quieter engines, nondestructive evaluation techniques for detecting corrosion, cracks and disbonds; analytical tools to understand aircraft wake vortices for safe landings.

Assists in preserving 1 million U.S. high-quality jobs and \$25 to \$30 billion annual positive balance of trade for U.S. aviation.

The High-Speed Research program will:

Enable NASA to develop early, high-risk technology for future environmentally compatible, economically competitive, high-speed civil transport aircraft—technologies needed are beyond state of the art;

Industry will take NASA technology and invest \$20 billion to actually develop aircraft, and

If the United States is first to market, the U.S. market share could grow to 80 percent, achieve \$200 billion in sales, and create 140,000 new U.S. jobs.

Thank you Mr. President. I urge my colleagues to vote against the Snowe-Abraham amendment.

Ms. SNOWE. Mr. President, I would like to say in conclusion that I certainly appreciate the efforts by the Senator from Michigan, and other colleagues and cosponsors of this amendment, on a very critical and important issue in our estimation. We want to be sure that the American people understand and know that we consider education to be one of the highest priorities. That is why we are seeking to restore \$6.3 billion in the education account.

When you consider the fact that since 1988 students' education costs increased by 219 percent, it is almost difficult to comprehend, because the average family has been struggling since that time in some very difficult and unusual economic times, considering the recession that we have had, certainly in my State of Maine and in the New England area, which was the hardest hit in addition to the other parts of the country, especially California. We represented a third of all of the jobs that were lost during the course of that recession.

So when you consider the fact that education needs became more important, we have to make sure that they have access to adequate funding for financial assistance in the future. Not only is it essential for their future, but it also essential to this country's future when you consider how important the educational experience is going to be for global competition in and for the economic world we will be facing in the next century and beyond.

So I appreciate the statements that have been made by all of my colleagues.

Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER (Mr. FRIST). Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays were ordered.

The PRESIDING OFFICER. Who yields time?

Ms. SNOWE. I yield back the remainder of my time.

Mr. BUMPERS addressed the Chair.

The PRESIDING OFFICER. Who yields time?

Mr. EXON. I yield time for an inquiry by the Senator from Arkansas, or I will yield him what time he needs on his amendment. I guess what we were hoping for is to restore the balance of the time due on this side on the amendment offered by the Senator from Maine. I would make inquiry at this time, if the Senator from Maine would consider setting aside her amendment now that the yeas and nays have been ordered so that we can allow Senator BUMPERS to proceed with the offering of an amendment that he has that we will vote on tomorrow.

Several Senators addressed the Chair.

Mr. DOMENICI. Mr. President, I was not here. But essentially there is time remaining in opposition to the amendment. I have to use a little bit of that. In fact, that is what I was discussing. I told the Senator I wanted to discuss this before I asked her to set her amendment aside.

So I am willing that that time be charged in opposition, however, anybody would want to do it. If somebody wants to speak on the general budget, I will yield them time. Does the Senator from Alabama need time?

Mr. SHELBY. I need 15 minutes.

Mr. DOMENICI. I yield 15 minutes in opposition to the Snowe amendment at this point. I am trying to make arrangements.

Mr. EXON. I thank my friend.

The PRESIDING OFFICER. The Senator from Alabama.

Mr. SHELBY. Mr. President, over the past few days Members on the other side of the aisle basically have claimed to represent the best interests of hard-working Americans. They stood up with charts and made passionate speeches, and say they know better. They criticized the Domenici budget, although they have no budget of their own.

I believe that the budget resolution debate has been demagogued to death.

This debate has been turned into an issue of who is compassionate and who is not, and rich against poor, even though the Senate budget resolution does not include \$1 yet in tax cuts. Never mind we do not touch Head Start. Never mind that we do not touch the School Lunch Program. Mr. President, never mind that we do not cut Social Security. Never mind that we preserve Medicare, which will go bankrupt unless responsible leaders take action.

I believe we need tonight to discuss the real issues, like our tremendous national debt and our endless string of deficits. I believe that people on the other side of the aisle do not want to debate basically the fact that we are the biggest debtor nation in the world. People on the other side of the aisle I believe do not basically want to debate the fact that the dollar is, overall, losing its value against most major currencies, and that hard-working Americans are losing purchasing power every time the dollar depreciates. No, Mr. President, they will not debate the real issues.

Mr. President, I was once told that on the other side of the aisle people see what they want to see, and that the Republicans have the unfortunate tendency of seeing what is there. I would like to show you what is there. Because what is there are the real issues.

I want to share with you a chart, if I can, a chart that shows the Federal Government's net financial assets beginning in the year 1946, which is over here, through 1993. Instead of an upward spiral, you see a downward spiral because these are real issues.

This chart comes from data contained in the 1995 Economic Report of the President. It shows the Federal Government's net financial assets, as I said, from 1946 to 1993.

As one can see on the chart, the Federal Government is depleting the national wealth of the United States every year. It is going down. But look at it over here, how fast it is going down. The greatest country in the world, Mr. President, the United States of America, the great economic leader of our time, possessed net financial assets of nearly \$3 trillion in 1993. Far from saving our children and investing in our kids for tomorrow, the spending machine of the Federal Government is squandering away our resources at a record rate.

The chart says it better than we can. In fact, net financial assets of the Federal Government have been decreasing at a rate of 7.1 percent a year over the past 20 years, while private wealth has grown only 3.2 percent. The Federal Government is depleting national wealth at a rate twice as fast as the private sector can create. This is a trend that we cannot simply sustain as a Nation.

There is a direct impact in the rise in Government budget deficits, which is to worsen the current account balance and place upward pressure on interest rates. Our current account stood at \$104 billion in 1993. This means we either sold \$104 billion in assets to foreign entities, borrowed \$104 billion from foreign entities, or a combination of the two.

Although a current account deficit in and of itself is not a bad thing, the accumulation of persistent current account deficits over time leads to an overwhelmingly external debt that we have today. These deficits identify a

systematic shortfall of savings below investment due to an expansion consumption relative to income.

The implication is that we borrowed to finance current consumption, expenditures that have no real effect on economic growth or future income in this Nation. In other words, the Government is borrowing abroad to finance the excess of expenditures over income. Projections of higher current account deficits run well into the foreseeable future, which does not bode well for this country.

The increase in interest rates caused by budget deficits increase the cost of capital, home mortgages, car payments and any other goods that are financed. If the other side of the aisle really wants to help the hard-working, middle-class Americans, it seems to me they should help them reduce the cost of living instead of adding, Mr. President, to their already tremendous burden.

It is true that hard-working, middle-class Americans need relief, but on the other side of the aisle I think a lot of the people just cannot accept the notion that relief does not have to come in the form of a check, Mr. President, in the form of a check from the Government every month. No, they do not have to accept the notion of freedom and free markets. They still believe that Americans depend on Government for their livelihood.

I reject that notion wholeheartedly. I understand the unpleasantness of debt-stricken countries. We all do. Let me tell you that the restrained growth in this budget resolution is more compassionate, more beneficial and more tolerable than any experience of a bankrupt country. The immediate gratification of consumption does not outweigh the tremendous long-term benefits of a balanced budget.

Democrats supposedly believe in a balanced budget. However, they have presented no proposal that I have seen. President Clinton supposedly believes in a balanced budget, but he has not presented one here that I know of. President Clinton, I understand, will not even support a \$16 billion rescission package much less the \$175 billion in cuts necessary to balance the budget this year. And \$16 billion, Mr. President, is only 9 percent of this year's deficit. Come to find out it is only .3 percent of the \$4.8 trillion debt.

The actions of President Clinton and his party do not match their words. Their idea of deficit reduction is the Omnibus Budget Reconciliation Act of 1993 that we all know included the largest tax increase in history. Did it reduce the deficit, Mr. President? Yes. Only temporarily, for a year or two. But if one looks at the outyears, deficit spending just keeps going up as far as the eye can see.

What do we have to show for our \$241 billion tax increase? Nothing, I would submit—nothing but increasing deficits and reduced disposable income for hard-working Americans.

The Congressional Budget Office has outlined the potential economic impacts of balancing the budget by the year 2002. They project long-term interest rates will fall by almost 2 percentage points. They also project an increase in real GNP of almost 1 percent, just from practicing a little fiscal discipline.

Mr. President, a balanced budget is good for America today, tomorrow and forever. That is why I am going to support the Domenici budget.

I suggest the absence of a quorum. The PRESIDING OFFICER. Who yields time for that purpose?

Mr. DOMENICI addressed the Chair. The PRESIDING OFFICER. The Senator from New Mexico.

Mr. DOMENICI. Pardon me, Mr. President, for not being in the Chamber. I yield 15 minutes to Senator THOMPSON from Tennessee who desires to speak in opposition to the amendment.

The PRESIDING OFFICER. The Senator from Tennessee.

Mr. THOMPSON. Mr. President, we are now in the midst of a budget debate, but in listening to the debate over the last several days it has become apparent to me this is not just a debate over the budget, not just about the need to balance the budget or budget priorities. It is a debate over two conflicting sets of ideas, and ultimately it is a debate over how much faith we have in the American people to support a policy that we all know is right.

Many Americans believe that our country is at a crossroads. While we all know that we were the victors of the cold war and we are still strong and prosperous, more and more of our people are coming to the conclusion that there are some things in this country that are simply wrong: the youthfulness and the viciousness of our crime, our welfare dependency and social disintegration that comes from that, a gradual slowing of our economy, our extremely low savings rate and low investment rate, a greater and greater dependency upon foreign money to prop our economy up. Americans wonder how long we can remain strong when we are losing so many things that have made us strong.

We look at the lessons of history, and we see that the fate of other great nations where they have gone down the road of bigger government, higher taxes and increasing debt and moral and intellectual laziness. We see how they enjoyed their brief hour upon the world's stage and then moved on and declined. And we wonder if ours is going to be the generation that oversees the decline of the United States of America to the role of a second-rate country.

We certainly are not addressing the totality of this situation during this current debate. Indeed, we must question how much in the way of solution actually lies in the hands of the Federal Government. However, this debate



does involve an area that is largely under the control of Congress. Indeed, some might say that Congress was primarily the cause of it. And it is the most serious economic problem facing our Nation. That is a debt that is literally bankrupting our country.

One of the things most basic to human nature, Mr. President, is looking out for those who we bring into the world, and for most of our country's history we did just that. Through world wars, through a Great Depression, we paid for what we consumed. However, for a quarter of a century or so now, we have gone off on another track. We have gone off on a spending spree, and we are borrowing money now from future generations. Over the years, every interest group imaginable has organized itself and made its demand on the Federal Treasury. And since we are a system essentially of professional legislators whose primary interest is in reelection, the answer to these demands for more Federal dollars is usually yes. So program is piled upon program, and once a program is created and its constituency is created, it is never done away with. It is seldom even reduced. It is usually only expanded. And more and more people are increasingly dependent upon the so-called free money that we are borrowing from our children and grandchildren.

Mr. President, it is obvious the American people have decided that this country cannot survive under this old way of doing business. They have rightfully decided that we cannot sustain an almost \$5 trillion debt that is still growing. They have decided we will not saddle our future generations with higher interest rates, less affordable homes, fewer jobs, lower wages and a loss of economic sovereignty. They understand we are on the verge of bankrupting two of our most important social programs in this country, Social Security and Medicare, if we do not take immediate steps.

In response to this clear mandate, the Republicans on the Budget Committee, without one Democratic vote, have produced a plan that will balance the budget by the year 2002 by slowing the growth in Federal spending from 5 percent a year to 3 percent a year. It protects Social Security, saves Medicare from bankruptcy, maintains the Social Security safety net, reduces the Federal Government and removes power out of Washington back to the people.

Of course, the defenders of the status quo continue to do everything possible to defeat these goals. They first denied the need to balance the budget. They are only following the President's lead in that regard. He has submitted what the Washington Post called a "weak and directionless budget" that will add over \$1.2 trillion to our national debt over 5 years. Then his senior economic adviser claimed that cutting the budget would actually be bad for the economy. These developments were met

with universal dismay and derision and have since been abandoned by our friends across the aisle.

We tried to pass the balanced budget amendment. At this point the defenders of the status quo, being able to see which way the wind was blowing, acknowledged the need to balance the budget but forcefully argued that we should balance it without a constitutional amendment; that all we needed to do was exercise our responsibility as legislators. Besides that, they said, tell us how you are going to balance the budget. We want to see a plan. And they defeated the balanced budget amendment by a single vote.

Now the Republicans have submitted the balanced budget resolution. We have detailed a plan, and we are ready to take on the responsibility. Now our colleagues on the other side of the aisle, backed into a corner, slip their favorite old worn out record on the Victrola. Side A is entitled "Scare the Sick and the Elderly." Almost as popular with them is the flip side called "Class Warfare"—in other words, the same old record that they were playing during the last congressional elections, which proved so rewarding for them. They rail against tax cuts for the rich when in fact there are no tax cuts in this budget for anybody, much less the rich. However, they correctly point out that there might be \$170 billion dividend if in fact a balanced budget is certified. And they seem petrified at the thought that this might actually result in some taxpayers getting the benefit of some of the money in the form of a tax cut; in other words, getting to keep a little bit of the money that they earned in the first place. So now instead of helping us balance the budget, they are busy trying to figure out how to spend this \$170 billion that they had no hand in producing and that does not even exist yet.

Clearly, the tax-and-spend philosophy that has gotten us into the trouble that we are in is alive and well. Mr. President, the opponents of this budget who for so long promoted big spending and every pork barrel project to come down the pike, including the President's ill-fated stimulus package, and who have opposed the balanced budget amendment and a balanced budget are now saying that we are not balancing it in the right way. They say, "We definitely want a balanced budget, but not at the expense of group A or group B or group C" and the groups go on and on and on. In other words, we cannot reduce the rate of growth in any areas even where the growth rate is out of hand if it actually affects anyone.

The defenders of the status quo talk about protecting children when it is their policies of the past that have robbed these children of their future prosperity. They talk about defending the college student when it is the philosophy of "spending is the solution to everything" which has greatly diminished the value of a college degree because so many of our students entering

college nowadays cannot even read and write.

They talk about defending the elderly when it is their policies, the policies of the past, that have put us on the verge of bankrupting both Social Security and the Medicare trust funds.

They talk about making sure that the wealthy receive no additional breaks, and yet it is the wealthy who are the bond holders who are receiving the astronomical interest payments that we make on our national debt. According to the Congressional Budget Office, without deficit reduction, annual interest payments by 2002 will balloon to \$334 billion.

No, the plain truth is that the only way for these groups to get what they deserve and to prosper in the years ahead is to turn our backs on the failed policies of these so-called defenders and rectify the damage that they have already done by moving toward a balanced budget. The balanced budget resolution before this body is the first major step toward that end.

These budget critics want to refight the eighties again, ignoring their own part in the spending binge that ran up the deficit. They say it was the President's fault back then. I say to my friends on the other side, the constitutional authority of the President of the United States has not changed. If it was the President's fault in the eighties, whose fault is it now?

As a recent Washington Post editorial said:

Democratic complaints about Republican budget plans will continue to have a hollow and unpersuasive ring until the Democrats begin to come up with specific alternatives of their own. Until then they will merely seem to be defending the present spending pattern, with its succession of \$200 billion a year deficit reaching as far as the eye can see that President Clinton projected in the budget he sent to Congress last February.

Now, it should be kept clearly in mind that we are not going through this exercise simply to avert disaster, although that would be reason enough. We are doing it to ensure future prosperity, Mr. President. Eliminating the deficit could bring widespread benefit in the form of lower interest rates for mortgages and business loans. That would spur a boon in housing construction and business investment which would create jobs and raise incomes.

The Congressional Budget Office states that the package of a credible balanced budget plan would lead the bond market to bid down interest rates almost immediately.

New home buyers would be clear winners. If interest rates dropped only 1 percent, a young couple with a \$100,000 mortgage would save enough over the life of that mortgage to put one of their children through college for a year without any help from the Federal Government.

Roger Brinner, chief economist with the forecasting firm of DRI McGraw-Hill estimates balancing the budget would raise America's yearly output an extra 2.5 percent over the next 10 years.

That would mean an average of an extra \$1,000 a year for each American family. He adds that the economy would create 2.4 million more jobs by the year 2005 than if the deficit remained unchecked.

The General Accounting Office projects Americans living by 2025 would enjoy per capita incomes of \$9,500 higher if Washington succeeds in bringing the deficit under control. Many analysts believe that the dollar slide in March was due to our failure to pass a balanced budget amendment. The U.S. dollar has rebounded in foreign exchange markets during the last several weeks, in part because of a growing belief among foreign investors that the United States is finally moving to put its economic house in order.

So, Mr. President, we must reject the ideas and practices of the past which have caused this problem. We must also reject the rhetoric which appeals to fear and prejudice and appeals to greed to use and consume everything we can get our hands on today and not concern ourselves with the future and the fact that it is our own children's birthright that we are consuming.

And so, Mr. President, let us get on about with what the people sent us here to do while it is still not too late to change our direction. We as Members of this body must have the courage to stand up to the demagoguery and any short-term political risk we might be taking by doing what we know is right.

I am firmly convinced ultimately the American people are willing to do what is necessary to ensure a brighter future for our children, and we must have the wisdom to follow them and the courage to lead them. I yield the floor.

Mr. DOMENICI addressed the Chair.

The PRESIDING OFFICER. The Senator from New Mexico.

Mr. DOMENICI. Mr. President, I thank Senator THOMPSON.

We are going to enter a unanimous consent request.

Mr. EXON. May I suggest to my friend, possibly we can get started with Senator BUMPERS, and then I think we all know what the unanimous consent request is going to be. We can finalize it and type it up sometime during the debate.

Mr. DOMENICI. It is coming right now. I agree, we could probably stammer around and between us we might be able to articulate the unanimous-consent request.

Mr. EXON. As usual.

Mr. DOMENICI. I have difficulty with that. Let me just make sure we have it down.

Mr. President, I wonder, without detracting anything from Senator BUMPERS who is going to get 20 minutes very soon on his amendment and he can share that with Senator MURRAY, as I understand it, Senator STEVENS had a sense-of-the-Senate resolution cleared on both sides. I understand you all have cleared it. We cleared it.

Mr. EXON. The Senator is correct.

#### UNANIMOUS-CONSENT AGREEMENTS

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Snowe amendment be laid aside until 8 a.m. tomorrow in status quo.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. DOMENICI. Mr. President, I now ask unanimous consent that Senator BUMPERS be recognized to offer an amendment on which there be 20 minutes under the control of Senator BUMPERS and 10 minutes under my control; that no amendments be in order to the Bumpers amendment; and that when the Senate votes, it vote on or in relation to the Bumpers amendment.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. EXON. Reserving the right to object.

I have no objection.

Mr. DOMENICI. Mr. President, I further ask unanimous consent that following the debate on the Bumpers amendment, Senator HATFIELD be recognized to offer an amendment.

The PRESIDING OFFICER. Is there objection to the request?

Mr. EXON. I simply say that this is going to go push things back a little bit. We are trying to accommodate everybody here at one time. Is the Senator insisting on making an agreement at this time to go back to Senator HATFIELD's amendment?

Mr. DOMENICI. Not back to it. He never offered it. That will be rotating, and he has received assurance from me for 36 hours that he was the next thing after the Snowe amendment. We did not know about the Senator's. That is to be put ahead of it, after the Democrat amendment. I must do that. I cannot agree on time, but I think it will be reasonable considering the circumstances.

Mr. EXON. Under the circumstances, we have no objection.

The PRESIDING OFFICER. Is there objection?

Mr. BUMPERS. Mr. President, I wonder if the distinguished floor manager would be willing to also state that at the time the rollcalls occur on these amendments, that mine follow that amendment of the Senator from Maine, Senator SNOWE.

Mr. DOMENICI. What about following Senator FEINGOLD's?

Mr. BUMPERS. That is fine.

Mr. DOMENICI. Mr. President, I make that request.

The PRESIDING OFFICER. Is there objection?

Mr. DOMENICI. Whatever the order is that the leader agrees to pursuant to the unanimous consent request, Senator BUMPERS will follow Senator FEINGOLD.

Mr. BUMPERS. I thought it would be better if rollcalls followed the sequence in which the amendments are offered.

Mr. DOMENICI. We do not know what is going to happen to Senator SNOWE's amendment. It could have second degrees.

Mr. EXON. Will the Senator, in order to keep the flow properly here, include

as part of his unanimous-consent agreement that after the disposition of the Hatfield amendment that we would go back and meet a commitment that we have made through Senator BOXER on this side, and that her amendment would follow the discussion of the Hatfield amendment?

Mr. DOMENICI. So long as we make no agreements, other than that Senator BOXER is next, I so request.

The PRESIDING OFFICER. Is there objection to the several unanimous-consent requests?

Without objection, it is so ordered.

Mr. DOMENICI. Mr. President, I ask Senator BUMPERS if he could do me a special favor.

Mr. BUMPERS. If this amendment of Senator STEVENS has been cleared, that is fine.

Mr. DOMENICI. Without in any way changing the time allowed, I wonder if we could now recognize Senator STEVENS who has an amendment that has been approved on both sides. I will yield for 2 or 3 minutes and I ask that he be permitted to speak.

The PRESIDING OFFICER. The Senator from Alaska is recognized.

Mr. STEVENS. I thank my friend. I am apologetic that I did not appear before. I had constituents here.

#### AMENDMENT NO. 1129

(Purpose: To provide for a sense of the Congress regarding full funding for Decade of the Brain research)

Mr. STEVENS. Mr. President, I send an amendment to the desk and ask for its immediate consideration.

The PRESIDING OFFICER. The clerk will report.

The legislative clerk read as follows:

The Senator from Alaska [Mr. STEVENS], for himself and Mr. DOMENICI, proposes an amendment numbered 1129.

Mr. STEVENS. Mr. President, I ask unanimous consent that reading of the amendment be dispensed with.

The PRESIDING OFFICER. Without objection, it is so ordered.

The amendment is as follows:

At the appropriate place in Title III of the resolution insert the following new section:

#### SEC. . SENSE OF THE CONGRESS REGARDING FULL FUNDING FOR DECADE OF THE BRAIN RESEARCH.

(a) FINDINGS.—The Congress finds that—

(1) long term health care costs associated with diseases and disorders of the brain have a substantial impact on federal expenditures for Medicaid and Medicare, and on the earning potential of the Nation;

(2) to highlight the impact of brain diseases and disorders on the economy and well being of the Nation the Congress has declared the 1990's the Decade of the Brain;

(3) meaningful research has been initiated as part of the Decade of the Brain;

(4) if fully funded this research could provide important new medical breakthroughs; and

(5) these breakthroughs could result in a significant reduction in costs to the Federal Government.

(d) SENSE OF THE CONGRESS.—It is the sense of the Congress that in furtherance of the goals of the Decade of the Brain the appropriate committees should seek to ensure that full funding is provided for research on brain diseases and disorders in each of the fiscal years to which this resolution applies.

Mr. STEVENS. I ask unanimous consent to add Senator DOMENICI as a co-sponsor.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. STEVENS. Mr. President, this deals with the decade of the brain.

Over 50 million Americans each year are affected by disease or disorders of the brain and central nervous system. The impact on society is approximately \$300 billion a year. But even as scientific progress races ahead, public awareness is falling behind. The DANA Foundation has 10 attainable goals by the year 2000. These are;

First, the identification of the genes that are defective in familial Alzheimer's and Huntington's diseases.

Second, the identification of the genes responsible for manic-depressive illness.

Third, the identification of new medications and therapeutic strategies to reduce nerve cell death and enhance recovery of function after strokes and other forms of brain injury.

Fourth, the development of new drugs and other measures to alleviate the effects of multiple sclerosis, Alzheimer's, motor neuron disease (e.g. ALS, or Lou Gehrig's), Parkinson's, and epilepsy.

Fifth, the identification of new treatments to promote nerve regeneration following spinal cord and peripheral nerve injury.

Sixth, the development of new and more effective treatments for manic-depressive illness, anxiety disorders, and forms of schizophrenia that at present resist treatment.

Seventh, the discovery, testing, and application of agents that will block the action of cocaine and other addictive substances.

Eighth, the development of new treatments for pain associated with cancer, arthritis, migraine headaches, and other debilitating diseases.

Ninth, the identification of the genes that cause hereditary deafness and blindness.

Tenth, the elucidation of the neuronal mechanisms involved in learning and memory.

There have been many breakthroughs during the early part of the decade. Here are some of the recent discoveries or break-throughs;

Identified the genes responsible for Huntington's disease, Alzheimer's disease, and the familial form of Lou Gehrig's disease.

Produced new medications for migraine headaches.

Identified several genes that cause hereditary blindness and deafness.

Launched tests of new drugs to enhance recovery from stroke and spinal cord injury.

Produced new drug for the treatment of epilepsy.

Made significant progress in understanding the addictive action of cocaine.

CREB—a protein. One form of CREB turns on genes responsible for long-

term memory storage, while another form turns them off. The activating form of CREB may dominate when important things are going on, and the memory-repressing form when unnecessary information needs to be filtered out.

CRIF—brain chemical that may eventually control stress. It is a chemical that suppresses the body's stress response. Researchers at the University of Pennsylvania are currently studying it.

Riluzole—An experimental drug that has shown some success in slowing the progression of the muscle-wasting Lou Gehrig's disease. This disease affects 30,000 people in the United States.

Congress first authorized and President Bush proclaimed the "Decade of the Brain" in 1990.

The growth in our knowledge of the brain over the last 5 years has exceeded anything we imagined.

Now at the midpoint of the decade, new discoveries about the brain offer unprecedented opportunities to both lower health care costs and improve the quality of life for those suffering from brain disorders and diseases.

The cost of neurological and psychiatric disorders currently exceeds \$300 billion a year.

Brain diseases account for more hospitalizations and more prolonged care than almost all other diseases combined.

In the remaining 5 years of the decade, scientists are optimistic that even more important advances will be made in brain research.

We must continue to make this research a funding priority, so as to reap the benefits of the groundbreaking work already underway.

Over 50 million Americans each year are affected by disease or disorders of the brain and central nervous system.

Today 1 in 5 Americans is affected by brain disorders, and everyone over their lifetime will be affected either individually or because a member of their family is afflicted.

The results are often devastating. We have made great progress in the past several years.

For example the simple step of a women taking folic acid vitamin supplements can prevent spina bifida, a disabling disease. This saves an enormous amount of pain and suffering for parents and children alike.

The medical cost for a child with spina bifida can exceed \$500,000 a year.

We have also discovered new medications for the treatment of depression.

We have identified the genes responsible for Huntington's disease, Alzheimer's disease, and the familial form of Lou Gerhig's disease.

We have produced new medications for migraine headaches.

We have launched tests of new drugs to enhance recovery from stroke and spinal cord injury.

But there is much still to be accomplished.

Traumatic brain injury is the leading cause of death and neurological dis-

order among young Americans age 15 to 25.

Two million Americans a year suffer head injuries at a cost of more than \$25 billion a year.

Since 1990 scientists have found that the permanent harm from traumatic brain injury increases with each hour and day after the injury.

This produces a clear opportunity to develop powerful new emergency treatments.

By the year 2000 effective therapies to limit brain damage now in human trials will be approved.

Increasingly sophisticated neuroprotective strategies will be introduced.

Alzheimer's disease may be the single most important area of societal need for biomedical research, according to the National Academy on Aging (June 1994).

Four million Americans a year and 20 million people worldwide are affected. The cost is more than \$60 billion a year.

Since 1990 scientists have discovered three genes that contribute to Alzheimer's, identified key points where intervention might delay, or prevent it, and improved techniques for diagnosis.

By the year 2000 several new drugs will be identified as promising to interfere with the progress of Alzheimer's in order to delay its disabling symptoms for 5 years.

This would allow millions of people to remain living independent and fuller lives. The cost to the public would also be greatly decreased by this step forward.

Therapies to reverse the damage by replenishing lost cells or adding cells should begin to alleviate the suffering of those already affected.

More than 500,000 people are affected annually by strokes with 3 million people disabled. This cost is about \$25 billion a year.

Strokes are the Nation's third leading killer.

Many patients survive stroke. There has been great progress since 1990. The number of strokes were reduced as some risks were clarified.

Doctors have adapted new preventive techniques.

New drugs have been developed for limiting and possibly preventing stroke damage.

One and a half million Americans are afflicted with Parkinson's disease. The cost is about \$6 billion a year.

This disease is a slow progressive degenerative brain disease. Researchers have developed innovative ways to pinpoint damaged nerve cells.

By the year 2000 at least one and possibly several major new drugs will be in human trials.

Screening for Parkinson's is likely, and new gene therapy should be available.

I will include in the RECORD at the end of my statement an article from the Philadelphia Inquirer written by Dr. Leon Cooper, the winner of the 1972

Nobel Prize in physics, and James Watson, the winner of the Nobel Prize in medicine for 1982.

The article further expands on the importance of this research.

I will also include a summary of recent brain research by the DANA Alliance.

I would like to urge my colleagues to support this resolution which will ensure that this vital research is continued and that additional breakthroughs become reality.

I ask unanimous consent that the article by Dr. Cooper and the DANA Alliance summary be printed in the RECORD.

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

(By Leon N. Cooper)

The growth in our knowledge of the brain over the last five years has exceeded anything we imagined when Congress first authorized and President Bush proclaimed the "Decade of the Brain" in 1990. Now at the midpoint of the decade, we are on the threshold of a new era that holds great promise for individual health and vitality.

For all three stages of life—early development, maturity and aging—new and anticipated discoveries about the brain offer unprecedented opportunities to relieve suffering, improve the quality of life of those suffering neurological and psychiatric disorders, and lower health-care costs.

The question today is whether or not the American public through its elected representatives will continue to make brain research a priority, so as to continue to reap the benefits of the nation's spectacularly successful investment in basic research.

Neurological and psychiatric disorders together account for more hospitalization and more prolonged care than almost all other diseases combined. Patient care and social spending caused by brain-related disorders represent a disproportionate amount of all health-care costs.

In part because of prior successes of medical research, we have become very good at keeping people alive to older and older ages by treating or preventing respiratory, circulatory, reproductive and other assaults. But our aging population presents increasing challenges to the health-care system because of the vulnerability of the aging brain.

In the remaining five years of this decade, scientists are optimistic that even more exciting advances will be made across the broad front of brain research. Work just coming off laboratory benches should enable us to intervene early in or medicate some of today's incapacitating brain diseases and disorders.

Brain-related disorders cost this country billions of dollars per year for patient care, hospitalizations and loss of savings. These costs could be significantly lowered if we could effectively treat the disorders, some of which began at or before birth and may last a lifetime.

A new report by the Dana Alliance for Brain Initiatives—an organization of 135 neurosurgeons who champion research in the field—offers a few examples of impressive gains in various areas that we may see during the rest of this decade if adequate support for research continues:

*Childhood:* More effective treatments for muscle spasticity in cerebral palsy and the prevention of a significant proportion of CP cases arising from low birthweight. The development of new medications for schizophrenia. The identification of several more

genes that contribute to inherited forms of blindness, deafness and mental retardation.

*Adulthood:* New insights into the cause of multiple sclerosis and the testing of new therapeutic approaches that alter the natural course of the disease. Understanding the molecules in the brain to which drugs of abuse bind should make it possible to develop more effective cocaine-blocking agents. Improved clinical care has already increased the proportion of patients with spinal-cord injuries who are able to return to their communities; this should continue and, in time, lead to the first effective methods to repair the injured spinal cord.

*Later years:* Our growing knowledge of genetics and pathology of Alzheimer's disease should allow us to rationally design drugs to treat the disease. Some of those drugs may well be in clinical trials before the end of the decade. A cell transplant therapy for Parkinson's disease will probably emerge as a practical procedure for individuals who do not respond to L-dopa treatment. New drugs that increase resistance to brain-cell damage in cases of stroke will be available and begin to be tested in clinical trials.

What do these advances hold for average Americans? The same kind of hope and solace that members of Congress would wish for their own families and for themselves.

Ask Sen. John Rockefeller (D., W.Va.) what it means to watch the relentless destruction of a parent from Alzheimer's disease or Sen. Arlen Specter (R., Pa.), who underwent surgery for a brain tumor.

But it would be impossible to talk to all those members of Congress who have known the heartbreak of substance abuse by a family member, or the agony of manic-depressive illness, or the frustration of children with learning disabilities, or developmental disorders. They would tell you how they want these agonies banished from their lives forever.

What all these illnesses and difficulties have in common is that they all involve the brain, and only brain research can unlock the secrets that will give those who suffer from these disorders (and their families) some hope.

Sen. Mark Hatfield (R., Ore.), when announcing the introduction of the "Mo Udall Bill" to fund Parkinson's research, personally lamented the fact that federal dollars for basic medical research are proposed to decrease in the administration budget by more than a billion dollars by the year 2000.

Is that the message to the research community—that what has already been achieved in brain research, and what you are confident of achieving in the near future is not a national priority?

No one doubts that neuroscience's achievements to date are just the vanguard of even greater discoveries to come. The explosive growth of technology—particularly imaging—is providing unprecedented insight into the brain.

The exciting developments in genetics will benefit brain research perhaps more than any other area of medicine, since about half of all our genes are involved in the development and operation of our brain.

The message of the Dana Alliance report—to be presented in Congress tomorrow—is one of opportunity and hope. What will be Congress' message to the scientific community?

#### DELIVERING RESULTS: A PROGRESS REPORT ON BRAIN RESEARCH

##### SUMMARY

The most important and productive medical research happening today is the study of the brain. Since the Federal government declared the Decade of the Brain in 1990, re-

searchers have solved some of the most stubborn riddles of the brain, and have created and improved treatments for the disorders that afflict it. The stunning progress of the last five years gives future researchers a higher vantage point on which to stand while scanning the horizon for cures.

How does this affect you? One in five Americans is struggling with a brain-related problem at any given time; each of us will face such a struggle at some time in our lives. It may be pain, depression, memory loss, or one of the many problems like these that can be chronic and recurring. It may be swift, like head injury and stroke; or it could be degenerative and fatal, like Alzheimer's and Huntington's diseases. Or a lifetime of anguish could result from a child or grandchild's battle with addiction or schizophrenia. Some of these afflictions are life-ending; all of them are life-diminishing. The cost in personal terms is beyond measure, in hard economic terms, it is more than half a trillion dollars a year.

But now, the human brain is no longer a "black box"—the misunderstood and mysterious source of self, its maladies misdiagnosed and undertreated. Today, at the midpoint of the Decade of the Brain, it is clear that a new era has begun for individual health and vitality. For all three of the major stages of life that you and your family will experience—childhood, adulthood, and the later years—discoveries about the brain's mechanisms, how it forms, grows and ages, how to heal and strengthen it, are raising our expectations for dealing with brain-related difficulties, giving you the realistic chance to avoid suffering.

If your maternal grandmother died with dementia, the most common symptom of Alzheimer's, should you worry that your later years will be marred by this disease? Scientists are discovering ways to find out. Also, by the time you reach the average age of onset, these same scientists could be able to fend off the disease.

The causes of cerebral palsy, retardation and learning disabilities are being revealed, increasing the chances that it will be possible to prevent these horrible conditions in your own children.

The discovery of drug binding sites in the brain is enabling researchers to work towards potential treatments for addiction, so that the lure of drugs will be much less likely to steal the youth, or the life, of someone you love.

Most of the brain afflictions that can severely alter your life, by affecting you or someone close to you, are yielding to researchers. For all those who cry, "Why me?" when they are confronted with a brain disease, scientists are approaching the day when they will be able to answer. As the progress snowballs, and the discoveries come more quickly, the likelihood of your life being destroyed by a neurological ailment continues to shrink.

Beyond the personal aspects, our nation itself has a massive stake in brain research. Today, neurological and psychiatric disorders together account for more hospitalizations and more prolonged care than almost all other diseases combined. No surprise there: Over the last hundred years, we got better at keeping people alive and ambulatory as far as their respiratory, circulatory, digestive and reproductive systems were concerned, but we were stymied by the brain.

Now neuroscience is catching up. In the next five years, we will help brain and nervous system patients in large numbers, and because these patients number in the millions of people, developments in brain science will transform our assumptions in planning for the future. In particular, at the

societal level, the view of crippling, chronic, long term, and mental illnesses will be much different.

When the expanding numbers of aging Americans have less to fear from the brain diseases of aging, and when disorders that begin at or before birth, and last a lifetime, are progressively fewer and less disabling, then the lost work days (by patients and those who care for them) will fall, and leisure activities will rise. Reduced social spending, decreased work absences and improved quality of life all give relief to a troubled economy.

The achievements outlined in our report, however, are just the vanguard of greater things to come. One of the most significant facts about the progress we have made in brain research is that more brain scientists today are working on questions of basic science. This accounts for the diversity of disorders we have been able to address in such a short time. Clinicians focusing on specific diseases now have better odds of finding the keys to the disorders they are researching because there is so much more information to draw upon.

That is precisely what makes brain research so exciting. We understand it better each day. And because of that, we will solve problems of affliction that have truncated our lives since the dawn of humankind. Everything lying ahead of us is opportunity and hope.

Here are some highlights of the progress report, and some predictions for the next five years. Join us in celebrating the hope offered for current and future victims of brain disorders:

#### CHILDHOOD

Researchers believed that a major reduction of spasticity in cerebral palsy and prevention of one-third of all CP cases arising from low birthweight will occur within five years.

New findings point to a family of drugs that may correct drug-induced developmental abnormalities in children.

Thanks to recent public health studies, psychiatry now classifies schizophrenia as a developmental disorder, and promises more effective medications by the year 2000.

Researchers identified genes that contribute to inherited forms of blindness and deafness and several forms of mental retardation, including the most common inherited form among males (Fragile X Syndrome). Growing evidence suggests that genes also play a role in learning disabilities and schizophrenia.

#### ADULTHOOD

The first drug to block craving in alcohol addiction—Naltrexone—has recently been approved as an adjunct to psychotherapy.

Success in treating depression now approaches 90% with more precise antidepressant drugs which avoid unwanted side effects.

Obsessive-compulsive disorder has become treatable.

For the first time ever, researchers have identified a treatment (and are testing another) which alters the natural course of multiple sclerosis.

Researchers have identified the sites where drugs of abuse bind in the brain, and by 2000 hope to have effective cocaine-blocking agents.

Recent refinements to treatments leave many more epileptics seizure-free.

Discovering serotonin-responsive proteins led researchers to develop sumatriptan, an effective treatment for migraine headaches.

Improved clinical care now returns some 94 percent of patients with spinal cord injuries to their communities. Researchers may have the first treatment to enhance spinal cord repair by 1996.

Genetic research has identified specific genes that cause Huntington's disease and familial Lou Gehrig's disease. New findings show that genes may also play a role in addiction, manic-depressive illness, depression and epilepsy.

#### THE LATER YEARS

Several genes have been found that lead to Alzheimer's disease. Cognex (tacrine), approved in 1994, is the first drug for treating Alzheimer's symptoms. A combination of genetic testing and position emission tomography (PET) scanning may yield an early diagnostic test for Alzheimer's. Also possible: an eye-drop diagnostic test and a spinal fluid analysis test.

The first animal model of Alzheimer's disease (a transgenic mouse) has recently been produced, and it is already being used to test drugs to slow the progression of Alzheimer's.

An effective approach to gene therapy for Parkinson's disease will emerge before 2000. Relief from Parkinson-like symptoms has been achieved in monkeys using dopamine-enhancing drugs.

A new bloodclot-dissolving drug can improve the outcome of stroke, if administered within two hours of onset.

A chili pepper extract, capsaicin, now helps relieve chronic pain (even in cancer). Within five years, scientists expect to have developed non-addictive pain relievers.

Recently discovered proteins that nourish, repair and promote the growth of nerve cells are leading to drugs (some already in trials) that increase resistance to stroke.

#### TECHNOLOGY

##### Imaging:

Now, functional magnetic resonance imaging (fMRI) allows doctors to view the active brain, and at their desktops to interactively scan entire brain structures.

Using charged Xenon gas, laboratory scientists improved MRI signal strength by a factor of 10,000, producing more clearly defined pictures in animals.

##### Disease models:

Scientists are working with living organisms in laboratory settings to test compounds and find new directions for investigation. Animal models available today include:

- Alzheimer's disease
- Developmental disorders
- Several different forms of epilepsy
- Multiple sclerosis
- Pain
- Traumatic brain injury

#### SOURCES FOR NUMBERS

##### THE DEVELOPING BRAIN

Developing Disorders (cost and patients): National Institute of Neurological Disorders and Stroke, 1993.

Schizophrenia (patients): National Institute on Mental Health, Update August 1993.

Schizophrenia (cost): NIMH, 1995.

##### THE MATURE BRAIN

Blindness/vision loss (cost and patient numbers): National Eye Institute, 1994.

Deafness/hearing loss (patients): National Institute on Deafness and Other Communicative Disorders, 1992.

Deafness/hearing loss (cost): Hallworth, R, et al. "Hair Cells and Hearing" Press Conference, Society for Neuroscience Annual Meeting October 26, 1992.

Depression (patients): National Institute on Mental Health, Update August 1993.

Depression (cost): Rice, Dp and Miller, LS. "The Economic Burden of Affective Disorders" Advances in Health Economics and Health Services Research 1993.

##### THE AGING BRAIN

Alzheimer's Disease (patient numbers): "News Notes." National Institute on Aging, 1989.

Alzheimer's Disease (cost): National Institute of Neurological Disorders and Stroke, 1993.

Mr. STEVENS. I commend to the Senate the decade of the brain and urge the Senate to become familiar with what is happening in this research area. My amendment merely assumes that we will continue this support, this endeavor, the research of the decade of the brain in the last half of this decade as we have in the first. I ask that the amendment be agreed to.

The PRESIDING OFFICER. Is there further debate?

Mr. EXON. I think the matter has been cleared on both sides. I urge its adoption.

The PRESIDING OFFICER. If all time is yielded back, the question is on agreeing to the amendment.

The amendment (No. 1129) was agreed to.

Mr. EXON. Mr. President, I move to reconsider the vote.

Mr. STEVENS. I move to lay that motion on the table.

The motion to lay on the table was agreed to.

Mr. EXON. Under the previous arrangement, I believe the Senator from Arkansas is finally ready to be recognized.

#### AMENDMENT NO. 1130

(Purpose: To strike the proposed change in the budget process rules which would permit the scoring of revenue derived from the sale of federal assets)

Mr. BUMPERS. Mr. President, I must say, sitting around here all evening waiting to offer an amendment can be a very frustrating experience. I have concluded that this is no way to run a railroad. I have watched this process now for 5 days and I have listened to a lot of powerful speeches. There are plenty of opportunities for press releases back home proving that you are a budget deficit hawk.

But as a result of that, there are a lot of good amendments that are not going to be debated because we are running out of time tomorrow. This process should permit those people who have honest-to-goodness, legitimate amendments to offer and debate them. We should have a lot less—in this case about 30 hours—of political speeches. When debate on the budget resolution is complete, there are going to be a lot of amendments, many of which that would have improved the budget resolution, that will fail because their proponents will not have had time to present their case to the Senate.

Mr. President, I do not know of a single amendment that has been offered on this side of the aisle that would increase the budget \$1. We have tried to rearrange some of the priorities, but we have not tried, and would not try, to torpedo the legitimate goal of trying to balance the budget by the year 2002.

My own amendment, Mr. President, goes to a rule change that is proposed in the budget resolution that I think is disastrous. This proposed rule change involves the sale of assets that belong

to the United States, where the taxpayers get a one-time windfall. The rule change would permit revenues derived from the sale of these assets to be scored for Budget Act purposes.

When I was Governor, we had revenue sharing. The Senator from Kentucky seated here was Governor of his State at the same time I was, and the distinguished ranking member of the Budget Committee was Governor of his State. Three Governors here on the floor tonight who served together.

One morning I went to my office and there was a check on my desk for \$21 million made out to DALE BUMPERS. I told my aide, "Call the airport, tell them we will be there in 15 minutes." And \$21 million was the first revenue-sharing check we got.

I sent it to the Arkansas Highway Department because I knew they would use it for things that would only be a one-time shot. To put that \$21 million into the operating budget would have been irresponsible. I knew revenue sharing at some time was going to end and I would have had to raise taxes to continue the services that we were providing with that \$21 million.

I do not believe there is a single Governor in the United States that would take a one-shot windfall amount of money and put it into an operating budget. It is lunacy to do it.

In 1987, the U.S. Congress, under Gramm-Rudman-Hollings II, adopted the proposition that revenue derived from asset sales would not be scored. In short, the rule was intended to prevent the use of asset sales for operations.

Since 1986, every budget resolution that has come to the floor of the U.S. Senate and been adopted by both Houses of Congress said specifically that revenue derived from asset sales could not be used to offset the deficit. In other words, revenue from asset sales could not be scored.

Yet here we have a proposed budget which changes this long-time sensible rule and assumes the sale of a whole host of Government assets, including the Presidio, an Army base in San Francisco; the strategic petroleum reserve, the Naval petroleum reserve; the Arctic National Wildlife Refuge in Alaska.

Now, Mr. President, my amendment would simply strike one section in the budget resolution in order to restore the old rule which prohibits revenue from asset sales to be scored.

Mr. President, I have no objection to asset sales per se. We sell assets all the time. My amendment does not suggest that we cannot sell an asset. However, it suggests we cannot come in here with a big platter full of asset sales in order to balance the budget, where the Senate has not debated those items and simply say, "Here's \$4 billion in deficit reduction." The budget resolution assumes that we will sell thousands of barrels of oil we have in the strategic petroleum reserve. It anticipates the sale of the Presidio in San Francisco, and that will never fly because San

Francisco has so many ordinances nobody would give anything for it because it will never be able to be developed.

If the proposed change in these long-standing budget rules is permitted to take place, let me tell Members where we will be headed. First of all, every budget reconciliation bill that comes before this body is going to have a whole host of asset sales.

We are going to have a national yard sale. National parks, wildlife refuges, national forests, highways, power marketing administrations, water projects—all up for sale in order to balance the budget.

Many asset sales do not even make financial sense. Assume we get \$1 billion for the sale of the power marketing administrations. We cut the deficit \$1 billion in 1996. If you assume that these assets, if retained under Federal ownership, would produce \$100 million a year in revenue, by the year 2020 we will have lost revenues of \$2.5 billion in exchange for the one-shot deal in 1996. No businessman in his right mind would do such a thing.

Mr. President how much time do I have remaining?

The PRESIDING OFFICER. The Senator has 14 minutes and 50 seconds.

Will the Senator send the amendment to the desk?

Mr. BUMPERS. Mr. President, I send an amendment to the desk and ask for its immediate consideration.

The PRESIDING OFFICER. The clerk will report.

The assistant legislative clerk read as follows:

The Senator from Arkansas [Mr. BUMPERS], for himself, Mr. BRADLEY, Mrs. MURRAY, Mr. LIEBERMAN, and Mr. BAUCUS, proposes an amendment numbered 1130.

The amendment is as follows:

Strike line 7 on page 76 through line 12 on page 77.

Mr. BUMPERS. Mr. President, the House had a budget task force which recently adopted a Heritage Foundation recommendation that we should keep only those national parks and wilderness areas of national significance. It may be that the senior Senator from Alaska seated on the floor and his junior colleague may decide that Denali is not of national significance and throw it in the budget reconciliation bill—it would be gone.

If we are only going to keep national parks and wilderness areas of national significance, who is going to decide that? Congress? It will be very tough if the budget is in dire need of revenue and no one wants to raise taxes. Here is where we could wind up.

First of all, we could make the Grand Canyon available for sale. That could be the first to go.

Then take Mount Rushmore. I have been out to Mount Rushmore. They have a thriving number of visitors out there. I think we can probably put a McDonald's and maybe a Marriott there at Mount Rushmore. There is no telling what that place would bring.

After we get rid of Mount Rushmore and Grand Canyon, here is the jewel, we would sell the Statue of Liberty.

Now, Mr. President, that all sound very humorous. There is absolutely no reason whatever under this budget resolution, which allows the scoring of revenue from the sale of national assets, to believe that some things just as precious as the Statue of Liberty will not be put on the auction block.

Last year I was Chairman of the National Parks Committee. I went out to see the Presidio. I had never seen it except at a distance. It is one of the most remarkable pieces of property left in the United States and certainly the most remarkable piece of property left in an urban area. Here we have already put it up for sale. Who knows where we go after that?

Mr. President, I have offered the Bumpers-Bradley-Murray amendment this evening not only because the proposed rule change in the budget resolution would permit the sale of our national treasures, but because it is also bad economic policy, bad social policy and bad culture policy. We ought not to do it. We have lived very well for 205 years without trying to balance the budget by selling assets.

Finally, my amendment does not alter the bottom line of the budget resolution one bit. The Energy and Natural Resources Committee would still be required to find whatever amount of money the budget resolution instructs the Committee to find.

I can tell you, Mr. President, again, you put this proposition to the people of this country, Do you think we ought to start selling off wilderness areas, national forests, some of our treasured national parks? I can just see it now. You cannot see all the Grand Canyon from the rim. We need a highway down through it so you can really enjoy it.

We need a new Holiday Inn down at the bottom of the Grand Canyon so we can make more money.

These things are disastrous.

I hope a majority of the Senate tomorrow morning, when we vote on this, will agree that this is a terrible, terrible change in budgeting. It is a terrible change in national policy.

I yield 5 minutes to my distinguished colleague from Washington, Senator MURRAY.

The PRESIDING OFFICER. The Senator from Washington.

Mrs. MURRAY. Mr. President, I rise in support of the amendment offered by the Senator from Arkansas.

The budget resolution before us has been termed an historic document. It certainly is. For the last decade, the Congress of the United States has recognized that our public lands are too precious to sell unless their sale is in the best interest of the public. That is good policy and one that has enjoyed strong bi-partisan support.

But it is a new day. Today, we may well vote to sell our children's heritage to pay our debts. I reject that approach

to debt reduction and I reject that approach to disposition of our Federal assets.

What is at risk? Potentially on the sale block are assets ranging from oil supplies beneath the Arctic National Wildlife Refuge; to battlefields reminding us of the pain and sacrifice of the Civil War; to Power Marketing Associations that provide hydroelectric energy, transportation, and resource protection; to endangered wildlife living in our National Wilderness Preservation System; to toll-free interstate highways present in every State in the Nation; to public timber sold primarily to small businesses dependent upon National Forests for their wood supply.

These assets should not be sold to reduce the deficit. And they, certainly, should not be sold to provide a tax cut to wealthy Americans. Instead, our Federal assets should be sold only when, after reasoned debate and a full public airing, we decide their sale is in the best interest not only of this generation—but of every generation that follows. We owe our children much more than a balanced budget. We owe them their heritage.

I urge my colleagues to vote first for Senator BUMPER's amendment precluding scoring of the sale of all Federal assets.

While I have the floor I want to just mention two other amendments I will be offering tomorrow that my colleagues will be voting on.

SENSE OF THE SENATE RESOLUTION ON IMPACT  
AID

Mrs. MURRAY. Mr. President, tomorrow I will send an amendment to the desk.

Mr. President, my amendment is a sense-of-the-Senate that the Federal Government should live up to its responsibility to educate the children of our women and men in uniform through the impact aid program.

At this point, I would like to ask unanimous consent to add my good friend, the Democratic leader, Senator DASCHLE, as well as Senators PRESSLER, AKAKA, HUTCHISON, LEVIN, BINGAMAN, PELL, DORGAN, BAUCUS and KERREY of Nebraska as cosponsors.

Mr. President, you see, this amendment enjoys strong bipartisan support because the impact aid program is a vital component of the education portfolio of 48 States.

It has strong support because Senators on both sides of the aisle know how important this program is to their States and to the country.

More than 40 years ago, the Federal Government established the impact aid program.

Forty years ago—great, forward-thinking legislators recognized that the Federal Government has a responsibility to communities which have been adversely impacted by Federal activities.

Mr. President, this is exactly the underpinning of the legislation we passed earlier in this Congress. The unfunded mandates bill corrected a large-scale

shift of costs from the Federal Government to the States and to local communities.

Impact aid is a good program for States—it lives up to the true spirit of local control of education.

Unfortunately, the Federal Government has not been living up to the spirit of the Impact Aid program.

Funding levels for impact aid have been so far below authorized levels that we have unfairly shifted a large portion of funding for Federally connected students to local taxpayers.

The end result is that, now—in many States—this program covers less than half of the costs to educate each student. The Federal Government has just been shifting its responsibility to the States to make up the difference.

Mr. President, when I review the last several years of funding and rescissions, I am outraged with the trend I see developing—we have been abandoning responsibility to our kids by cutting funds for this program.

And, there is no question that the importance of this program has increased over its 40 year history.

Its importance has increased not just because it directly affects over 2 million students in our Nation—but also because of the tight budgets facing our States today.

And, some States—such as my home state of Washington—do not rely upon an income tax for State funding. You see, Mr. President, the loss of property tax revenues makes State and local education funding even more difficult.

Mr. President, let me take a moment to tell you about a school district near Tacoma, WA—it's called Clover Park.

Fort Lewis is in the Clover Park school district. Women and men in uniform are assigned by the Federal Government to serve our Nation there. And, their kids—like all American children—deserve to be educated.

They should not be abandoned because their parents live on Federal property.

Impact Aid makes up 7 percent of Clover Park's budget. In Clover Park, this money goes directly to the school district and is free of bureaucracy.

It provides basic support to the school district whose local school board determines how to use the funds.

Now, Mr. President, if impact aid funds were cut off, school districts would have to increase taxes in the Tacoma community. Or, Clover Park would have to cut teachers and close buildings. Or, the schools would have to double-shift students.

That is wrong. That is a total abdication of the Federal responsibility to our kids.

Of course, we all recognize the budget constraints facing the Federal Government today.

I know tough choices must be made.

However, Mr. President, I believe we can achieve meaningful deficit reduction without passing on this huge unfunded mandate. And, without compromising our responsibility to our schools and our communities.

Mr. President, I want to be sure that adequate resources are put into impact aid. And, this sense-of-the-Senate reconfirms our commitment—on both sides of the aisle—to making that happen.

I urge my colleagues to join our bipartisan coalition and support this amendment.

CHILDREN'S HEALTH INSURANCE

Mrs. MURRAY. Mr. President, tomorrow I will send an amendment to the desk. My amendment is very straightforward.

It allows the Senate to think twice before we pass reforms to the Medicaid system that would result in more uninsured American children.

This amendment does not call for one dime of new spending. It is, by definition, revenue neutral.

This amendment simply creates a point of order against any legislation which would cause children currently eligible to receive Medicaid to lose their health care benefits.

And, that point of order is easily waived by a simple majority vote.

Mr. President, as you know, this year, the Medicaid program covers health care services for over 36 million low-income Americans.

Close to half of those Americans are children. Children who have no access to health care insurance on their own. Children with complex health care needs. And, children, I will say, Mr. President, who don't have well financed lobbyists up here fighting for their interest.

Most of the children covered by Medicaid live in low-income, working families.

Mr. President, we are talking about families who have to choose between putting food on the table, or getting health care treatment for their child.

I have visited Children's Hospital in Seattle many times.

Mr. President, I have witnessed firsthand the decisions these parents face.

A typical family on Medicaid is a young, happy family, whose life is suddenly disrupted when they find out their child has been diagnosed with cystic fibrosis or leukemia or severe asthma or cancer.

One parent has to quit his or her job to stay home and take care of the child. On just one income, family finances become increasingly difficult.

Soon the health insurance runs out, and the family is forced to spend down to be able to receive Medicaid, just so their child can receive critical medical attention.

The cost of care for the child will be passed along to the American taxpayer. Doctor and hospitals will simply raise their rates. Insurance companies will do the same.

Everyone agrees that there are problems with the Medicaid system that need fixing, and everyone agrees with the need to reduce the Federal deficit.

But, I am concerned that we don't become lulled by the mantra of cut, cut, cut.

As the Congress cuts spending, I just want to make sure we raise a red flag when children's health care is concerned.

Medicaid is every child's health insurance safety net.

My amendment just makes us think twice before we yank that safety net away.

You will hear some arguments against my amendment today, arguments that—frankly—make little sense.

You will hear that this amendment is impeding deficit reduction, and impeding the actions of the Senate.

On the contrary, the point of order in this amendment can be waived by a simple majority vote—just 50 votes.

We have points of order against the mandates of environmental laws—I just want to make sure we have a point of order to protect the most vulnerable of our population—our children.

You will also hear that this amendment says that we do not trust our Governors to protect children when Medicaid is block granted. Trust?

Block grants, by definition, shift all responsibility to the States. If any kind of emergency or disaster happens in a State, such as an earthquake in California or flooding in the Midwest.

I just want to make sure our overburdened Governors do not allow health care for our children to go by the wayside. This amendment simply makes us think twice about children.

This is not a question of trust—it is a question of insurance. That is all.

Finally, Mr. President, you will hear that this issue will be dealt with in the Finance Committee after the budget resolution is passed.

We listened to a prolonged debate this morning on the EITC—which will also be a topic in the Finance Committee's deliberations. If today is a good day to talk about EITC, today is a good time to talk about children's health insurance.

Let me conclude with a few words about priorities.

When I offered this amendment in the Budget Committee, we were immediately subjected to a lengthy diatribe by the other side that sounded more like Presidential campaign speeches than a statement about our children's health insurance.

That happens all too often. As soon as we talk about children, the debate is trivialized. The discussion is kidnapped.

And, so, I stand here again today and ask—what better time is there to talk about the future of our children than during this historic debate?

We need to know if actions we take here today will hurt our children.

My sincere goal with this amendment is to look out for the most vulnerable of our population.

I know they do not vote. I know they do not give money to political campaigns. But they continue to get sick because their parents cannot afford to get them vaccinated.

Congress cannot turn its back on its children.

My amendment simply ensures that before Congress makes any changes to the Medicaid system, we will take a hard, thoughtful look at the possible damage these changes will cause.

Let us put a little bit of conscience back into this budget.

Let us protect our future.

Let us protect our children.

I urge all my colleagues to join Budget Committee members on my side of the aisle and agree to this amendment.

The PRESIDING OFFICER. The Senator from Nebraska.

Mr. EXON. Mr. President, I ask unanimous consent I be allowed to take 2 minutes from the time controlled by this Senator, to briefly speak on the subject at hand.

I first would like to ask if the Senator from Arkansas has added me as a cosponsor to his amendment or not? If he has not, I would like to be added as a cosponsor.

Mr. BUMPERS. Mr. President, I would like to add Senators MURRAY and BRADLEY as my chief cosponsors, the Senator from Nebraska, Senator EXON, Senator WELLSTONE, Senator BOXER, Senator FEINSTEIN—all as cosponsors.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. EXON. I also ask unanimous consent I be added as a cosponsor to the amendment just addressed that the Senator will be offering tomorrow, the Senator from Washington, with regard to impact aid.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### AMENDMENT NO. 1130

Mr. EXON. Mr. President, I support the amendment offered by Senator BUMPERS to strike the changes made to the asset rule in the budget resolution. The recent push to sell off physical assets in an effort to generate short-term budget savings is not a wise move.

The asset rule was put in place in order to discourage these sorts of proposals which do not result in any structural decline of the deficit. In fact, many of the recommendations included in this budget resolution will not yield any budget savings over the long term.

The savings resulting from the selling off of physical assets in this resolution will end up generating only \$3.5 billion in receipts over the next 7 years. Many of these proposals end up costing the Government money in the out-years.

I hope my colleagues on both sides of the aisle will support this effort to rid the use of this sort of budget gimmickry in an attempt to balance the budget.

The PRESIDING OFFICER. The Senator from Alaska.

Mr. STEVENS. Mr. President, I believe there is 10 minutes reserved on this side. I yield myself 5 minutes to begin with.

Is there not 10 minutes reserved for this side?

The PRESIDING OFFICER. That is correct.

Mr. STEVENS. Mr. President, I am reminded of what President Reagan said once, "Here we go again. Here we go again."

I have just heard these speeches that sound as though this is something that has been dreamed up by this side of the aisle. The President requested this. Is the other side of the aisle going to abandon the President again? The President asked for \$8 billion in his budget. He specifically asked for this language. This language is the President's language.

What does it do? It allows scoring of the sales of assets that are already authorized by law to be sold.

I would be ashamed to come here with pictures of places in this country that are loved by all citizens, and imply that anything in this budget resolution will sell one national park or refuge. It is an authorization to score the sale of assets. It is necessary to carry out the President's budget. It is also a fact that people have used this budget gimmickry to prevent the leasing of 1.5 million acres on the North Slope of Alaska, one of the last great deposits of oil and gas in the United States, because it is considered to be the sale of an asset when it is leased.

The Arctic coastal plain must be authorized by law to be leased. It has already been subject to three environmental studies. There is no opposition that I know of to the concept of the Mineral Leasing Act. That law has already been passed. This land should be leased.

Oil and gas leases are called a sale under the concept of the Budget Act. And since you cannot score that sale, the act of leasing costs money and, guess what, that prevents us from proceeding to lease the land because you cannot score the money that comes in from the lease. But it costs you money to lease it. An absurd conclusion.

The President came in and asked for a change in this law. He asked that we change this in his budget this year and he assumed \$8 billion in asset sales—that must be authorized by law—as part of that budget. I notice the picture of the Grand Canyon is right-side-up now, but even so the Grand Canyon, if someone wanted to propose to sell it, they would have to come here and secure the passage of a law. The things the President wants to sell must be authorized by law to be sold. What we want to lease in Alaska must be authorized by law to be leased. I never have heard such a ludicrous argument in my life.

I have seen some of this stuff from the extreme environmental organizations that send this baloney all over the country and charge people fantastic sums of money. They rival the AARP in terms of the way they raise money and really convince people they are doing good when they are really paying themselves and sending these stupid letters out that imply that



somehow the President wants to sell the Grand Canyon. It is the President's language. It is not my language. It is not the Alaskan language. It is the President's request.

I cannot believe what I am hearing on the floor of the Senate. I really cannot.

Why do you not recognize the income from the sale of assets? The lease of the Alaska oil reserve lands would bring in over \$1.4 billion in a 4-year period. If it is leased that is money that comes into the Federal Treasury. It is not a sale. It is what is paid for the privilege of producing oil and gas from Federal lands.

Somehow or other, people have assumed that there is something sort of seditious in this concept of the President's, that we are going to count money that comes into the Treasury as money.

I have heard arguments on the floor of the Senate that embarrassed me before but I am embarrassed for those who offer this amendment.

In the first place, they attacked their own President, not us. In the second place, it makes no fiscal sense to say when we sell an asset that produces billions, that we have to go out and borrow money in order to balance the budget because we cannot count that money that comes into the Treasury—not in a budget sense. It is there in a physical sense but it is just added to the Treasury. You cannot count it under these stupid budget rules that finally even the President of the United States recognized are just that. They are stupid. It is time to change them. It is time for us to stop this Mickey Mouse business.

Look, a "For Sale" sign on the Statue of Liberty. Would the President suggest selling the Statue of Liberty? Have we suggested selling Mount Rushmore? My God, I really cannot believe the depth of this argument, when it comes down to just say anything to scare people throughout the country. "We are going to sell the national parks." It is stupid.

The PRESIDING OFFICER (Mr. ASHCROFT). The time of the Senator has expired.

Mr. EXON. Mr. President, I yield myself 2 minutes off the time of this Senator.

I would simply correct my friend from Alaska. The President of the United States, in his budget, suggested selective sales, including the Power Marketing Administration. This Senator and many on this side strongly disagree with the President on the selling of the Power Marketing Administration.

We went down and had a meeting with him and we will fight that here and we will fight it all the way through this budget process. Certainly I think we can disagree. I believe the Senator from Arkansas made it very clear in his remarks that he realizes we are not suggesting this, but the main thing the Senator from Alaska is overlooking is

the proposition in this budget changes the rules that could allow this to happen. They cannot happen under the rules the way they are.

We objected to the President of the United States, our President, as you say, doing that. And we certainly object to the Republican Budget Committee going along in unison with the President of the United States, which in and of itself is quite unusual.

We oppose your doing it. We opposed the President in doing it. And we hope we are alerting the Senate of the United States to this serious mistake.

I reserve the remainder of my time and I yield the floor.

The PRESIDING OFFICER. The Senator from Arkansas.

Mr. EXON. Mr. President, how much time does the Senator wish?

The PRESIDING OFFICER. The Senator from Arkansas has 6 minutes.

Mr. EXON. I am sorry, I thought the Senator was out of time.

Mr. BUMPERS. Mr. President, the Senator from Alaska misunderstands what this debate is about. It is not about what the President recommended. I could not disagree with the President more. I went down to the White House and told him, along with the Senator from Nebraska and a host of others. This is bad policy and I told the President that. He is my friend but that does not mean I have to agree with him on everything and he understands that better than anybody.

The fact that the President has proposed asset sales in his budget does not make it good policy. It is bad policy. I do not care who recommended it.

The Senator from Alaska says he is embarrassed. He is embarrassed by this amendment. What we are trying to do is to restore the law where it has been for 10 years. I never heard the Senator from Alaska in the last 10 years say under the budget rule not scoring assets was an embarrassment. Now it is an embarrassment. The Senator from Alaska is my friend. He has been trying to get ANWR opened up for oil drilling since, as we say, "the memory of man runneth not." I am not for it, and I don't expect to be for it in the foreseeable future.

This resolution assumes that we are going to charge the oil companies \$1.4 billion over the next 7 years for the right to drill in ANWR. What do you do after the scoring period to make up for the lost oil after the first 7 years? You are going to cut discretionary spending again.

The budget resolution assumes \$1.4 billion from the sale of the power marketing administrations. That is a bad proposition from a business standpoint. No businessman in his right mind would decide whether to sell an asset by only considering the lost revenues associated with that asset for a period of 7 years.

I will tell you something. If you are willing to sell the Presidio, the Grand Canyon cannot be very far behind.

So, Mr. President, I plead with my colleagues not to buy into this idea

that you can take these one-shot, one-time windfalls from the leasing of the Arctic National Wildlife Refuge, the selling of the Presidio, the selling of these power marketing administrations.

As I said in the opening of my remarks, my amendment does not preclude asset sales. It simply says deal with them in the usual course of business and do not score them for budgeting purposes.

I am not only not embarrassed, I have never been prouder of an amendment.

Mr. BUMPERS. Mr. President, is it in order now, before using all of my time, to ask for the yeas and nays?

The PRESIDING OFFICER. Is there a sufficient second?

There is a sufficient second.

The yeas and nays were ordered.

Mr. BUMPERS. Mr. President, I yield the floor and retain the remainder of my time.

Mr. STEVENS. How much time is remaining?

The PRESIDING OFFICER. The Senator from New Mexico has 5 minutes, and the Senator from Arkansas has 1 minute 48 seconds.

Mr. DOMENICI. Out of the 5 minutes, I yield 3 minutes to Senator STEVENS from Alaska.

The PRESIDING OFFICER. The Senator from Alaska.

Mr. STEVENS. Mr. President, I ask unanimous consent to put in the RECORD section 5 of the President's bill indicating how he would treat the proceeds from the sale of transfer of lands under his proposal.

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

PROCEEDS

SEC. 5. Proceeds from a sale or transfer under this Act shall be recited to miscellaneous receipts of the Treasury. If the President so designates, the net proceeds shall be included in the budget baseline required by the Balanced Budget and Emergency Deficit Control Act of 1985 and shall be counted for the purposes of section 252 of that Act as an offset to direct spending, notwithstanding section 257(e) of that Act.

Mr. STEVENS. Mr. President, I am embarrassed for the proponents of this amendment. I am not embarrassed by the President. I think the President is trying to make some sense out of the Budget Act, and it is time that we considered that.

This is an attack on a proceeding to lease the Alaska oil reserve. It is not standing up straight. It is a duplicitous amendment. It is an amendment intended to kill the provision in the budget resolution that considers it a requirement of the Energy Committee to raise money. One of the ways they can raise that money is by bringing forth a bill to proceed to lease the one and one-half million acres on the Arctic coastal plain that has a fantastic potential for oil and gas.

Furthermore, the Senator from Arkansas said, what happens in the next year? Hopefully in the next year you

would discover oil. The last time I remember people standing on this floor saying there is no oil was when we were considering legislation to allow leasing on the North Slope of Alaska, when they said that it would only produce about 1 billion barrels at the most. Mind you, that would have been the largest deposit on the North American continent. But, as a matter of fact, we have already produced 10 billion barrels. Ten billion barrels came out of that bill that came before the Senate. The argument went for days. Finally, the tie had to be broken by the Vice President of the United States.

Now, we are in the same situation here. Mr. President, you are going to see more wildcats coming across this floor when ANWR is brought up than anything you have here. They have more things they can warn the public of. Look at that. They say we are trying to sell the Statue of Liberty. It is absolutely ludicrous again I say. I have never heard an argument stretched to that point.

This resolution does not authorize the sale of anything. All the President wants to do is count the money when it is authorized to lease or to sell something, and there already are a series of things authorized. The President is going to send up a bill to authorize the further sale of some of the assets on the Presidio at Monterey in California. As a matter of fact, it has already been leased. Do you know who it is leased to? Former Senator Cranston and the former leader of the Soviet Union, Mr. Gorbachev. They have leases there in the Presidio already.

Now, when you look at it, all the President is saying is that in the process of acquiring money from the sale or lease of assets that are authorized by law, we ought to count them in the budget process. This amendment would deny the President that right. It would mean that he could not count the \$1.4 billion that will come in the first 4 years of the leasing of ANWR.

I thank the Senator from New Mexico for his courtesy.

Mr. BUMPERS addressed the Chair.

The PRESIDING OFFICER. The Senator from Arkansas.

Mr. BUMPERS. Mr. President, let me say to the Senator from Alaska, my amendment does not stop the leasing of ANWR. That is not what this amendment is all about. You can go ahead and lease ANWR. But do not score it in the budget. That has been the law of the land for 10 years.

All of a sudden we get this budget resolution presented to us and they say we are going to change the rules. If you can get \$2 billion for Presidio, count it, score it. You have \$4 billion in here, and next year you may not have \$4 billion in asset sales so you are going to have to find it elsewhere. Why, I say to the Senator, you might even have to pay royalties on hard rock mining next year.

Mr. STEVENS. Will the Senator yield for just one question? We are

closing almost 50 bases in the United States. Why should we not count as income those portions of the bases we are going to sell? This amendment would not allow that.

Mr. BUMPERS. Mr. President, there is not a Governor in the United States, including the person sitting in the chair at this moment, who is a former Governor, in my opinion, that will take an asset sale or one-time windfall and put it into his operating budget. My amendment does not prohibit the sale of those bases. It just says, let's not change the budget rules to mask the deficit by scoring the revenues derived from these asset sales.

I yield the floor.

Mr. DOMENICI. Mr. President, how much time does Senator BUMPERS have?

The PRESIDING OFFICER. Twenty-one seconds.

Mr. BUMPERS. I yield back the remainder of my time.

Mr. DOMENICI. How much time do I have, Mr. President?

The PRESIDING OFFICER. Two minutes.

Mr. DOMENICI. I thank the Chair very much.

Mr. President, let me suggest there really are two arguments here. I think the paramount one is to get rid of any authority that the Energy Committee might have in its reconciliation instructions to direct that we begin leasing of ANWR. While asset sales generally seem to be the subject matter, I think that is the prime focus.

And let me suggest for a minute a bit of arrogance about the United States, a bit of arrogance about those who think we can just continue to lock up our assets because we are so wealthy it does not matter. How does \$180 billion worth of American assets called "oil" sound to average Americans—\$180 billion worth? We will buy it from other countries because we think we are so strong, so powerful, so economically self-sufficient we can just throw away our assets—\$180 billion.

Now, I know that people do not like to think of America as being arrogant about anything; we are humble people. But I submit, Mr. President, it is arrogance to think that we can throw away \$180 billion and say we will buy it from the Saudis. After all, it was only ours so why not just lock it up.

Now, if there was harm coming to ANWR, many who will vote against Senator BUMPERS would vote with him. But that argument about how much damage is going to be done there just will not play too much longer.

Now, let me make a second point. Let me make a second point on this issue. Mr. President, what happens if we fail to balance the budget and the American dollar keeps coming down? Do you know what might happen, I say to the Senator from Alaska? The Saudi Arabians may say, "Pay us in yen." How does that strike you? "We do not want your American dollars. They are not good enough."

Mr. STEVENS. For oil.

Mr. DOMENICI. For oil. Pay us in yen. We will pay them in yen and guess what will happen. Oil prices go up 300 percent in America.

Why should we not use our own rather than depend totally upon them?

I yield the floor, and if we have no remaining time, I assume we are finished with this amendment and it will be appropriately stacked tomorrow by our leader.

#### RURAL HOUSING GUARANTEED LOAN PROGRAM

Mr. CHAFEE. Mr. President, I wish to engage in a colloquy with Senator DOMENICI, the distinguished chairman of the Budget Committee, with respect to the rural housing guaranteed loan program.

In reviewing the report accompanying the Fiscal Year 1996 Concurrent Budget Resolution, I note that the Senate Budget Committee recommends "the reduction or elimination of certain subsidies provided by the federal government for a range of credit programs in the Small Business Administration, the Federal Housing Administration, and the Rural Housing and Community Development Service." Am I correct in understanding this to mean that the Budget Committee assumes no savings from the Rural Housing and Community Development Service's Section 502 unsubsidized guaranteed loan program over the next seven years?

Mr. DOMENICI. The Senator from Rhode Island is correct.

Mr. LEVIN. Mr. President, I will oppose the Roth amendment which takes a meat-ax approach to eliminating federal jobs. The administration has made laudable progress by downsizing the government by more than a quarter of a million workers by the end of the year. Under the leadership of Vice President GORE, careful evaluation, systematic studies, and cost-benefit analyses have been used to shape a leaner more effective Federal workforce. Because it is not based on such studies and analysis, the Roth amendment, by contrast, could result in the slicing away of essential jobs, such as those needed to get out the social security checks, staff the veterans' hospitals, or to protect federal facilities and workers from another terrorist incident. Also, the Roth amendment, according to its author, assumes the elimination of the Department of Commerce, an action with which I do not agree.

AFDC

Mr. MOYNIHAN. Mr. President, I intend to propose an amendment that will enable us to improve our welfare system rather than dismantle it. Under my amendment, Aid to Families With Dependent Children will remain a Federal entitlement program.

The amendment I propose will, over 7 years, restore \$55 billion to income security programs, including Aid to Families With Dependent Children, Supplemental Security Income and Unemployment Insurance under the jurisdiction of the Finance Committee.

My amendment is deficit neutral. It is financed by using part of the fiscal dividend that will accrue to the Federal Government if we balance the budget.

The budget resolution reported out by the Senate Budget Committee reserves the fiscal dividend for tax cuts.

I fail to understand how we can justify tax cuts at the same time that we are, for example: withdrawing the Federal guarantee of support for dependent children; reducing government programs like Medicare and Medicaid by over 15 percent; and threatening an end to vital public services through the elimination of subsidies for AMTRAK.

As I stated on introducing the Family Support Act of 1995 last Thursday:

It is beyond belief that in the middle of the Great Depression in the 1930's, we provided for children a minimum benefit to keep them alive, and in the middle of a successful 1990's with a 7 trillion dollar economy we're going to take that away.

Senators who have been following the subject of welfare policy will recognize the bill I introduced last week as a successor to the Family Support Act of 1988, which was adopted in this Chamber just this side of 7 years ago, on September 29, 1988, by a vote of 96 to 1.

When President Ronald Reagan signed the bill in the Rose Garden on October 13, he thanked those who, as he said, shared the credit for "this landmark legislation", including Senator DOLE, Senator PACKWOOD, and Senator Bentsen, as well as Representatives Rostenkowski, HANK BROWN, Michel Frenzel, and Downey.

These members of Congress will be remembered, President Reagan said; for accomplishing what many have attempted, but no one has achieved in several decades: a meaningful redirection of our welfare system.

It will seem unimaginable to us today, but the Family Support Act was not a partisan political measure.

Together Republicans and Democrats passed a bill that was based largely on what we had learned during the 1980's about how to get welfare recipients into work. A number of States had used the flexibility we gave them in 1981 to do this, and there had been careful evaluation of their efforts. The Family Support Act of 1988 recognized a mutual obligation. The Government would provide training and child care, and help the parent find a job. But the parent had an obligation to do what was required.

The proposal that is envisaged in this budget resolution is vastly different. It gives up entirely on a national commitment.

We have a problem in this country that we share with most of the rest of the western world, and that is the prob-

lem of the breakdown in family structure. As recently as 1960 the percentage of children born to single parents was about 5 percent. A manageable problem. It is now about 33 percent. The same trend is happening in Canada. The out-of-wedlock birth rate in the United Kingdom and France exceeds 30 percent, very close to ours.

And we do not know what to do about it.

Dr. Lawrence Mead, professor at New York University, now visiting professor at the Woodrow Wilson School of Public and International Affairs at Princeton, testified before the Finance Committee on March 9 of this year. He asked:

Can the forces behind growing welfare be stemmed? Conservative analysts say that unwed pregnancy is the greatest evil in welfare, the cause not only of dependency but other social ills. On all sides, people call for a "family policy" that would solve this problem.

But we have no such policy. The great fact is that neither policymakers nor researchers have found any incentive, benefit, or other intervention that can do much to cut the unwed pregnancy rate.

What we do know is that the program we enacted in 1988, the Job Opportunities and Basic Skills Training [JOBS] Program, can have a modest, but important effect.

Dr. Mead told the committee that:

A tough JOBS program appears to be one reason why Wisconsin has reduced its welfare rolls, despite generous welfare benefits. Very likely, JOBS has operated to restrain welfare growth nationwide.

Lawrence Townsend, Director of the Department of Public Social Services of Riverside County, CA, who runs what is recognized as one of the most successful JOBS programs in the country, spoke to the Finance Committee on March 20:

\* \* \* of the importance of the existence of a Federally mandated, properly focused, and adequately funded JOBS program. If designed properly, the JOBS program can be one of the best vehicles for assisting those who are AFDC-dependent to successfully traverse the road to self sufficiency.

The Family Support Act of 1995 builds on what we know. Evaluation confirms that the JOBS program works. As a result of evaluation we are learning how programs can perform better, by increasing participation requirements, and placing more emphasis on actual work.

States need more flexibility to test new policies. My bill allows States to set their own rules for assets and to design their own rules for eligibility for the Unemployed Parent program—welfare benefits for 2-parent families. It says that a decision on a waiver will be made within 90 days.

And we can fulfill our obligations to our Nation's children and still balance the budget in a reasonable timeframe if we eschew tax cuts.

Faced with a huge budget deficits I have consistently opposed tax cuts in any shape or form.

As I indicated 10 days ago on "Meet the Press":

I dropped (the President's) tax cut plan the moment I heard about it.

I oppose the tax cuts advocated in the Contract for America. The Contract for America's tax proposals were incorporated into the House budget resolution—a resolution that would eliminate the Federal guarantee on AFDC for dependent children while providing funding for a 7-year \$354 billion tax cut.

And I am opposed to the tax cuts implicit in the budget resolution now before the Senate. You may make the tax cuts appear costless by stipulating that tax reduction will be financed with the so-called fiscal dividend—estimated by CBO to be about \$170 billion.

But why should the fiscal dividend be reserved for tax cuts?

Who can have a greater claim on our conscience than poor children. I am simply asking the Senate to adjust less than one-half of 1 percent of total spending provided for in the budget resolution in favor of impoverished children. Have we really come to the point, at the close of the 20th century, when that is too much to ask?

In a series of speeches in February of this year I opposed the constitutional amendment to balance the budget. I stated then, and still believe, that we can and will balance the budget without a constitutional requirement.

I noted the progress that had already been made as a result of a \$500 billion deficit reduction program enacted in 1993—enacted I might add without one Republican vote in either the Senate or the House. As a result of deficit reduction measures enacted in 1993, the deficit has declined for three straight years—from \$290 billion in fiscal year 1992 to an estimated \$175 billion for the current fiscal year.

Let us proceed with good cheer knowing that we can get a balanced budget without ending an entitlement for dependent children.

#### MEDICARE/MEDICAID CUTS

Mr. HARKIN. Mr. President, this debate is about priorities, fairness and choices. We agree on the bottom line. We agree on balancing the budget and bringing this deficit down. But we part company on how to get there.

I say we should get to the bottom line without putting our seniors, our students, our farmers, and our working families in the firing line.

I say we should choose quality health care for our seniors over unnecessary tax breaks for those who need it the least.

In the last couple of weeks I have heard my Republican friends say that their budget resolution does not cut Medicare. They say, "Only in Washington would someone say that reducing the rate of growth from 10 to 7.1 percent is a cut".

Well, to this I respond with the following: Only in Washington would they say to a senior citizen—We're not cutting your Medicare, just hand over \$900 more out of your pocket each year to pay for it.

But, while we're doing it—remember, it's not a cut.

Only in Washington would they propose the largest insurance rate hike on senior citizens in our country's history, at the same time they hand over a new \$20,000 tax break to those making over \$350,000 a year.

But, remember, it's not a cut.

Only in Washington would we propose soaking our seniors while we continue to needlessly funnel billions into the bloated, wasteful Pentagon.

But, remember, it's not a cut.

Mr. President, a constituent from Dubuque, Iowa hit the nail right on the head when she wrote me last week. "How can they reconcile these cuts," she said, "and give tax cuts to the more affluent \* \* \* meanwhile nothing is being cut from the Pentagon."

Today, we spend five times more on our military than all of our potential enemies combined. If you couple that with what our allies spend—today, we are outspending our enemies ten to one. The United States and our allies spend about \$510 billion a year. While our potential enemies spend about \$54 billion combined.

And we can't find one thin dime to cut from the military? In fact, this budget increases the Pentagon by \$25 billion.

Mr. President, let us call this what it is. This is an assault on our senior citizens. A \$256 billion assault. By far, the largest Medicare cut in history.

We have a moral responsibility to bring down the deficit and balance the budget. But it is morally wrong to promise a huge tax cut to the wealthy at the same time we ask seniors to take a cut in their health care.

It is morally wrong to give a \$20,000 gift to the wealthy while we cut benefits for seniors who live on less than \$20,000 a year.

I hear a lot of talk about the Contract With America. What about our Nation's contract with senior citizens? What about keeping that commitment?

Medicare and Medicaid are a basic part of America's contract with seniors. And we ought not to break that contract to pay for a tax break to those who need it the least.

These cuts will hit Iowa particularly hard. Iowa ranks first in percent of citizens over age 85 and third nationally in percent of the population over age 65. The health care system in rural Iowa is already on the critical list—we have too, few doctors, nurses and other health care professionals and many of our rural hospitals are barely making it.

And, Iowa hospitals, doctors, and other health professionals depend heavily on Medicare payments. In some rural Iowa hospitals, as much as 80 percent of total patient revenues come from the Medicare system.

Iowa hospitals are financially strained and 75 percent of all hospitals lost money on patient revenue in 1993. But, according to a recent study conducted by Lewin-VHI, under the Repub-

lican plan, Iowa hospitals will lose on average \$1,276 for each Medicare case in the year 2000. And rural hospitals throughout the United States stand to lose \$866 per case in the year 2000—Iowa rural hospitals will lose even more.

But rural hospitals are not the only ones to lose. As rural hospitals go, so goes the rest of the health care system, so goes quality and access to care provided to all Iowans, and so goes our rural economy.

If the hospital closes it often means that the doctor's office closes, the pharmacy closes, and the nursing home goes. Pretty soon so does the local economy. It is a domino effect.

Listen to what a doctor in Sibley, IA, had to say:

In Sibley, we have a very viable, small rural hospital that gives total patient care. We are able to manage most patients efficiently and effectively. But with the proposed cuts in Medicare that the current budget is envisioning, we can see this as a terrible drain on our hospital's economy. The proposed cuts would put our hospital in a losing situation. Further cutting in the funding could certainly endanger the existence of this hospital. In Sibley, the Osceola Community Hospital is the only hospital in a 20-mile radius. This could certainly be a hazard to the health of the general area.

But Medicare is not the only item on the hit list. What about Medicaid? What about long-term care?

Instead of improving the system, the Republicans are proposing a \$175 billion cut in Medicaid. That will deal a heavy blow to the 6 out of 10 people in nursing homes who are receiving help from Medicaid.

These people have used up whatever savings they had before they qualified for Medicaid. They are hard working middle-class families that, because of an illness in the family, have lost their life savings.

They are not looking for an easy way out or handout. They continue to share in the cost of their care—they use their Social Security and pension income to pay as much of the bills as they can.

But the Republican budget resolution would cut an estimated \$299 million in long-term care spending in Iowa through the year 2000—a 15.3 percent cut in long-term care spending.

Under these cuts, an estimated 5,300 Iowans are expected to lose their eligibility for Medicaid long term care benefits in 1996—and that could grow to 28,500 by the year 2000. That's a 48 percent reduction in the number of long-term care recipients by the year 2000.

I also hear a lot about our children in this budget debate. What about kids? This budget resolution places the health care of millions of children at risk. Thirteen percent of Iowa's children are covered by Medicaid and many of these children are very sick or have severe disabilities.

These cuts are going to hurt hard working Iowa families. Let me give you just one example.

Deb and Doug live in Lake View, IA, and in 1982 their son Jon was born en route to the hospital—2 months pre-

mature. Jon spent 6 weeks in intensive care in Blank Children's Hospital in Des Moines. When Jon was 9 months old he was diagnosed with severe cerebral palsy and severe developmental delays. Today, Jon is doing great. He is growing up in rural Iowa with his dad, mom, and big brother.

Both Deb and Doug work—Doug during the day and Deb at night so one of them can always be home to care for Jon. But, Jon is able to stay home because Medicaid help pays for Jon's health care and other services that will help him become an independent working adult.

Deb says that Jon would not be the happy healthy kid he is today if it wasn't for the help he received through Medicaid. Under this budget resolution there are no guarantees that Jon, or others like him, will continue to receive the health care services that he needs to live a full life.

The budget resolution before us means that fewer children in working families and children with severe disabilities will have access to health care. Last year, 82 percent of the people who lost their health care coverage were children. Our children deserve a chance. Our children are our future and if we don't take care of them now we will pay later—in lower productivity and greater health and education costs.

Mr. President, I will end where I began. This is a debate about choices and the future. The future for not just the next generation of children, but this generation, too.

Let us work to cut the deficit without cutting the future for seniors, working families, students, and kids. Let's make the right choice.

AMENDMENT NO. 1123

Mr. ABRAHAM. Mr. President, during my campaign, I promised the voters of Michigan to both oppose any effort to raise their taxes and to support badly needed tax cuts—especially for the hard working middle-class families in our State. While not perfect, I intend to support the amendment before the Senate because it first provides for a balanced budget and also provides significant tax relief primarily targeted at American families. Indeed, I plan to support any reasonable proposal for middle-class family tax relief brought to the Senate until some form of family tax cut is adopted.

Although I support much in this amendment, there are certain provisions which I would change given the opportunity. For example, while I support restraining the growth of mandatory spending, the underlying resolution already slows the growth of Medicare as much as most Governors are willing to support.

Furthermore, while I agree that it is possible to reduce discretionary spending further than the pending budget resolution provides, I do not think it is advisable to do so on a proportionate across-the-board basis. Rather, I believe additional program eliminations

and consolidations in targeted areas is the proper course to follow.

Given these reservations, I intend to work to see that other spending reductions—focused primarily on corporate welfare—are used to help pay for tax cuts in the event this amendment passes.

A final concern I have is with the overall distribution of benefits resulting from this amendment. I disagree with those who would set up a quota system for tax cuts, measuring the value of each provision by how uniformly it distributes its benefits. At the same time, it is easy to forget that it is middle-class Americans and their families who pay most of the taxes the Federal Government consumes, and I believe they should be the primary beneficiaries of tax cuts. Thus, if this amendment or any other tax reduction proposal is adopted, I intend to work with the Finance Committee to ensure that middle-class Americans are made the focus of any tax cut passed by the Senate this year.

#### POSITION ON VOTE

Mr. BRADLEY. Mr. President, due to an unfortunate miscommunication, my vote on the Harkin amendment to restore education funding, which was the second of two back-to-back amendments, was not recorded. There is no one in the Senate who is a stronger advocate for education programs than I am, and I am disappointed that this error occurred. If it had been recorded, my vote would have been "yea."

#### RAISE TAXES ON WORKING FAMILIES TO PAY FOR TAX CUTS BENEFITING THE WEALTHY? THAT'S THE REPUBLICAN PLAN

Mr. DASCHLE. Mr. President, in the Republican budget resolution, there is only one explicit tax provision. It is not, as many Americans might guess, a measure to provide tax relief. Rather, it is a tax increase, and an egregious one at that. It is egregious because it targets those on the lowest rungs of the economic ladder, the families that are working harder than ever and yet are still struggling to support themselves and their families.

This provision would reduce payments under the Earned Income Tax Credit [EITC] by \$17 billion over 7 years. More than 12 million low-income working families would see their tax bills go up by more than \$1,500—and the money they have left over for food, housing, clothing and medical care go down.

Make no mistake, however. The Republicans do plan further action on taxes. They plan to take the savings they achieve from cutting tax credits to low-income working families, cutting education, cutting Medicare—and use those savings to fund a tax cut which will largely benefit the wealthiest members of our society.

Some of my Republican colleagues have argued that they are not raising taxes on low-income workers, that they are merely reducing the rate of growth in the EITC program. This semantic exercise does not change one

simple fact—this budget resolution will mean fewer dollars in the pockets of these workers.

As we debate the proper level of funding for the earned income tax credit, we should remember that the number we set will have a very real impact on millions of American families and over 31,000 families in my State. I'd like to introduce you to two South Dakota families to illustrate my point.

Karen Olson and Paul Lovestrand are a married couple who live in Rapid City, which is located in the western part of my home State. They have three small children—aged 4 years, 2 years, and 7 months. Paul works 60 hours per week as a baker at the Sixth Street Bakery and Deli, Karen works two part-time jobs—catering for the same deli and cleaning a dentist's office.

Despite their hard work, Karen and Paul do not have any savings. They have qualified for the EITC for the past 2 years, receiving \$600 this year. Karen and Paul relied on their EITC payment to cover the cost of a needed plumbing job and a repair to the steps of their house that was required by their insurance company. Without the EITC, they would have had to cut back in other areas to pay these repair bills.

Nancy and Ted Lewis also live in Rapid City. They are married with two small children—aged 3 years and 6 months. Both Nancy and Ted are college-educated, but they have had trouble finding work since moving to Rapid City nearly 3 years ago. Ted holds down two jobs—he teaches English at Western Dakota Technical Institute and works at a sign-making store. Nancy is trained as an art teacher, but cannot find work that would pay more than the cost of child care.

For the past 3 years, Nancy and Ted have qualified for the EITC, receiving the maximum amount this year. They have relied on their EITC payments for major car repairs, children's clothing and overdue bills. The EITC also allowed them to repay a loan they took out when Ted was between jobs and rent money was scarce.

Karen and Paul and Nancy and Ted are playing by the rules. They are working hard and raising their children in a stable family environment. But even though they are doing everything right, their wages are not high enough to provide for all of their families' needs.

For years, Democrats and Republicans have agreed that the Federal Government should give families like Karen and Paul's and Nancy and Ted's a helping hand. By lessening their tax burden, the EITC makes it a little easier for them to make ends meet. In other words, the EITC rewards those who choose work over welfare.

But now my Republican colleagues have decided that the EITC program is out of control and fraught with fraud and error. These excuses are being used to justify a cut in funds for the program that President Ronald Reagan

called "the best antipoverty, the best pro-family, the best job creation measure to come out of the Congress."

A quick look at these arguments shows they are without merit. First, the program is not out of control because it is growing at the rate set by the Congress. In 1993, an expansion of the EITC was approved. Once this expansion is fully phased in next year, the rate of growth level out so as to correspond to the rate of inflation and population growth. Indeed, the credit will decline as a percentage of GDP beginning in 1997.

Second, the claims of some Senators that a whopping 35 to 45 percent of all EITC payments by the IRS are made erroneously are simply not true. It is true that an IRS study of 1,000 returns filed electronically in January 1994 found that approximately 25 percent of the EITC benefits claimed were in error. The IRS concluded that many of these errors were unintentional but that some significant fraud also existed.

What the critics will not tell you, however, is that the Clinton administration has acted swiftly and aggressively to correct this problem. Specifically, 12 measures to simplify the EITC and reduce erroneous or undeserved claims have already been adopted. The critics conveniently leave out another very important fact. The study that they rely on was conducted before any of the administration's anti-error provisions were put in place.

Mr. President, there can be no justification for this rollback of the EITC, other than a desire on the part of my Republican colleagues to find ways to pay for their tax cut plan, which will largely benefit the wealthy. Putting the burden of paying for that ill-advised plan on low-income families is simply inexcusable.

Mr. FAIRCLOTH. Mr. President, when I was elected to the Senate in 1992, I came to Washington committed to taking bold action in order to balance the Federal budget and eliminate the national debt. I knew that the tough decisions necessary to reach these goals would require tremendous political courage by individual Members of Congress. Frankly Mr. President, it was not until the Republican Party assumed control of the Congress last November and Senator DOMENICI assumed the chairmanship of the Budget Committee that I began to see the sort of courage necessary to put America's financial house in order.

Despite having control of the White House and both chambers of Congress from 1992 to 1994, the Democrat Party failed to offer a plan to balance the budget. Instead, President Clinton gave America its largest tax increase ever and proposed a government takeover of health care. This is just the type of behavior which voters have come to expect from President Clinton. When faced with an impending financial disaster his administration offered this

Nation higher taxes and bigger government as the solution. Well, with the support of his congressional allies, President Clinton got his tax increase, but his big-government approach to health care crashed and sank on the rocks of old-fashioned American common sense.

That was the last Congress. What plan has the President offered during the 104th Congress to balance the budget? In the words of Senator DOLE, President Clinton has been AWOL on the budget—"absent without leadership." I just don't understand it. Every time that President Clinton stares a balanced budget in the eye, he blinks. First, he actively fought against the balanced budget amendment, and then he refused to offer his own plan for bringing the Federal budget into balance. Moreover, when his cabinet informed him that we are facing an imminent Medicare crisis, the President did nothing. Perhaps, that is what he does best: nothing.

When President Clinton does meekly act to fulfill his constitutional responsibilities, such as proposing his own budget plan, even his own party cuts and runs. Last week the Senate rejected the Clinton budget by a vote of 99 to 0. No one voted for the Clinton budget. No responsible Member of Congress would dare vote for a budget which would have increased the deficit from \$176 billion this year to \$276 billion in the year 2000 by which time we would have added \$1.2 trillion to the national debt. And yet this is what President Clinton proposed.

President Clinton may be content to sit in the Oval Office at the other end of Pennsylvania Avenue and blithely ignore the current budget crisis and the daily mounting debt, but I for one did not leave 45 years of hard work in the private sector to come to Washington and turn a blind-eye to our Nation's fundamental problem. That is why I have come to the Senate floor today to assure my colleagues that I am wholeheartedly committed to working with them to balance the budget, and go beyond that to paying down the principal on our \$4.7 trillion national debt.

A child born today would have to pay \$187,500 over his or her lifetime just to pay interest on the national debt. For those concerned about the impact of the proposed budget on children, this per child cost imposed by the national debt should be the real focus of our concern for children.

We all know that the steps necessary to balance the budget will not be easy. It will require each of us to summon up the courage to cut or eliminate government programs which in times of a budget surplus we might otherwise support.

I recognize that such questions about government programs are difficult, but as the national debt continues to grow out-of-control at a rate of \$20 million per hour, the questions only become more difficult. That is why last week I

introduced a welfare reform bill which addresses the root causes of welfare dependency and runaway welfare costs. It is also why I agreed to co-chair the Senate Task Force on the elimination of federal agencies which today will announce plans for abolishing the Department of Commerce. Plans for eliminating the Departments of HUD, Energy and Education are in the offing.

We must not lack the courage to act together to take bold actions such as limiting the growth in welfare spending, abolishing unnecessary agencies, and reforming Medicare. To do otherwise, will be to tell our children and grandchildren that the generation which fought and won World War II and the cold war has now chosen to abdicate its generational responsibility. A legacy of debt is grossly inconsistent with the self-reliant pioneer values which have built this great nation and made it the world's lone superpower.

When debate time on the budget resolution has expired and the time for voting occurs, the eyes of the world and our children will be focused on the United States Senate. They will wait to see whether, like the House of Representatives, Members of the Senate possess the courage and vision to support a resolution which provides for a balanced budget.

We have already seen the reaction of the world's financial markets when the balanced budget amendment died in this Chamber not long ago. If we repeat that profile in cowardice we will no doubt reap the whirlwind. We will signal to the rest of the world and more importantly to our children that nothing has changed in Washington—the business as usual spending spree continues and we have no intention whatsoever to make serious spending cuts.

I commend Chairman DOMENICI for his outstanding leadership in drafting a long overdue plan to end our Nation's experiment with fiscal irresponsibility. In my short career in the Senate, I can think of no vote more important than this one. Our votes on this budget resolution will clearly define where each of us stands on the most important issue facing our Nation. I intend to stand with those who want to balance the budget by 2002. I intend to stand with those who believe that America's families are desperately in need of tax relief.

The people of North Carolina who sent me here expect and deserve no less.

Mr. KEMPTHORNE addressed the Chair.

The PRESIDING OFFICER. The Senator from Idaho.

#### MORNING BUSINESS

Mr. KEMPTHORNE. Mr. President, I now ask unanimous consent that there be a period for the transaction of morning business, with Senators permitted to speak for up to 10 minutes each.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### TRIBUTE TO COL. JOSEPH W. CORNELISON

Mr. FORD. Mr. President, I rise to recognize the dedication, public service, and patriotism of Col. Joseph W. Cornelison, U.S. Army, on the occasion of his retirement after 26 years of faithful service to our Nation. Colonel Cornelison's strong commitment to excellence will leave a lasting impact on the vitality of our modern war fighters, commanding admiration and respect from his military colleagues and Members of Congress.

Colonel Cornelison, a 1969 graduate of the U.S. Military Academy, is serving his last day of a 21 month assignment as the special assistant for Environment and Installations, Office of the Assistant Secretary of Defense for Legislative Affairs.

He holds a master's degree in public service from Western Kentucky University, and has his juris doctorate from Georgetown University Law Center.

From April 1970 to August 1971, Colonel Cornelison was a forward observer, fire direction officer, and artillery liaison officer, 173d Airborne Brigade, Republic of Vietnam. He ensured the effective delivery of direct artillery support to an infantry unit in combat. He then served as battery commander, assistant division personnel officer and assistant battalion operations officer for 101st Airborne Division [Air Assault] in Fort Campbell, KY. As commander, he conducted a tactical standdown of a field artillery battery in Vietnam and redeployed its personnel and equipment to the United States. In the personnel position, was a key player in the assignment of several hundred officers and undertook review of an array of regulatory requirements to identify those that could be eliminated because of redundancy, obsolescence or insufficient value. He also organized and executed an advanced training program for newly assigned personnel.

From August 1977 to July 1978, Colonel Cornelison was the law clerk to the Hon. Oliver Gasch, judge of U.S. District Court for the District of Columbia. He assisted the judge in management of his civil docket which included hearings, researching and briefing issues and drafting opinions. He then served as trial counsel, chief of administrative law, and officer-in-charge of Bamberg Branch Office for the 1st Armored Division in the Federal Republic of Germany. In these three positions, he progressed from serving as prosecutor in criminal trials to providing legal support on issues associated with command to serving as city counsel to a major military community.

Colonel Cornelison went to serve as assistant to the General Counsel, Office of the Secretary of the Army, Headquarters, Department of the Army, Washington, DC from June 1982 to December 1983. He developed improvements to debarment and suspension procedures and increasing emphasis on

contract fraud discovery and avoidance. He contributed to studies of spare parts procurement and of ways to improve contracting for major weapons. His next position was as chief, Special Litigation Branch (Environmental), Office of the Judge Advocate General, Washington, DC from December 1983 to January 1985. He organized a team of five attorneys and two engineers to assist Department of Justice in a lawsuit filed against Shell Oil under the Comprehensive Environmental Response, Compensation, and Liability Act. He then served as General Counsel [SJA] for U.S. Army South and Joint Task Force Panama from July 1985 to June 1989. He managed the delivery of all legal services within the command.

Colonel Cornelison's next assignment was as special counsel to the Assistant Attorney General (Civil Division) for Department of Justice from July 1989 to June 1990. He was selected to serve in this capacity under a fellowship through the Army War College. He represented DOJ on an interagency group responsible for implementing a Presidential executive order calling for a drug-free, Federal workplace, serving as liaison to the Executive Office for U.S. Attorneys, and advising on settlement of litigation. He served as chief, Environmental Law Division, Office of the Judge Advocate General for the Department of the Army from June 1990 to March 1991. He managed the Army's environmental litigation and provided legal advice to the Army staff and executed the Army's environmental program. From March 1991 to September 1993, he was executive to the Judge Advocate General for the Department of the Army. Served as personal advisor and executive assistant to the Army's senior military lawyer. He managed an office of 74 lawyers and 47 support personnel, \$3,000,000 budget, and assisted in providing legal support to the Army worldwide.

Colonel Cornelison currently is serving as assistant for Installations and Environment, Office of the Assistant Secretary of Defense for Legislative Affairs. He serves as a liaison between Congress and the Office of the Secretary of Defense and as an advocate of the Department's legislative program.

Our Nation, the U.S. Army, his wife Ella and his family, can truly be proud of the Colonel's many accomplishments. A man of his extraordinary talent and integrity is rare indeed. While his honorable service will be genuinely missed in the Department of Defense, it gives me great pleasure to recognize Col. Joseph Cornelison before my colleagues and wish him all of our best wishes in his new and exciting career.

#### TRIBUTE TO LOUIS HURWITZ

Mr. PRESSLER. Mr. President, I rise today to pay special tribute to Louis Hurwitz of Sioux Falls, SD, on his retirement after 57 years as executive secretary of the Sioux Falls Jewish Welfare Fund, a branch of the United

Jewish Appeal. His tireless efforts in assisting the education, well-being, and happiness of countless Jewish refugees worldwide is admirable.

To understand the depth of Lou's love for and dedication to the happiness of others, one need only review his constant involvement in and uncommon generosity to the Sioux Falls community. His persistently positive impact on others and his continuous commitment to making a difference cannot be overstated. For six decades, Lou has been recognized repeatedly for his hard work on behalf of the Sioux Falls community. His efforts in reaching across religious lines to work with persons of all faiths deservedly has earned the respect and affection of many people, including myself. I extend my sincere gratitude and appreciation to Lou Hurwitz for his selfless service to the people of South Dakota, the Sioux Falls Jewish community, and thousands of others elsewhere.

Mr. President, Lou's extraordinary dedication to helping others mirrors the teachings of the Hebrew scholar, Maimonides. According to the teachings of Maimonides, the highest level of charity is to enable other human beings to help themselves. I am proud of Lou's efforts in that regard. He has enabled countless Jewish refugees around the world to become stronger. I congratulate Lou for all he has accomplished. He has left a legacy that always will be a source of pride to all South Dakotans. I join with Lou's friends and family members in wishing this extraordinary man the very best in all he has yet to achieve.

#### IS CONGRESS IRRESPONSIBLE? THE VOTERS HAVE SAID YES

Mr. HELMS. Mr. President, the impression simply will not go away: Today's \$4.8 trillion Federal debt is a grotesque parallel to the energizer bunny we see, and see, and see on television. The Federal debt keeps going and going and going—up, of course—always to the added misery of the American taxpayers.

So many politicians talk a good game—when, that is, they go home to talk—and “talk” is the operative word—about bringing Federal deficits and the Federal debt under control.

But, sad to say, so many of these very same politicians have regularly voted for one bloated spending bill after another during the 103d Congress and before. Come to think about it, this may have been a primary factor in the new configuration of U.S. Senators as a result of last November's elections.

In any event, Mr. President, as of yesterday, Monday, May 22, at the close of business, the total Federal debt stood—down to the penny—at exactly \$4,883,843,317,167.73 or \$18,539.15 per man, woman, child on a per capita basis. Res ipsa loquitur.

#### EXECUTIVE SESSION

#### EXECUTIVE CALENDAR

Mr. KEMPTHORNE. Mr. President, as in executive session, I ask unanimous consent the Senate immediately proceed to the consideration of Executive Calendar Nos. 124 through 143, and all the nominations on the Secretary's desk en bloc. I further ask that the nominations be confirmed en bloc, the motions to reconsider be laid upon the table en bloc, that any statements relating to the nominations appear at the appropriate place in the RECORD, the President be immediately notified of the Senate's action, and that the Senate then return to legislative session.

The PRESIDING OFFICER. Without objection, it is so ordered.

The nominations considered and confirmed en bloc are as follows:

#### FEDERAL AGRICULTURAL MORTGAGE CORPORATION

Eugene Branstool, of Ohio, to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation.

#### DEPARTMENT OF AGRICULTURE

Karl N. Stauber, of Minnesota, to be Under Secretary of Agriculture for Research, Education, and Economics.

#### AIR FORCE

The following-named officer for appointment to the grade of general while assigned to a position of importance and responsibility under Title 10, United States Code, Section 601:

#### To be general

Lt. Gen. Billy J. Boles, 000-00-0000, United States Air Force.

The following-named officer for appointment to the grade of lieutenant general while assigned to a position of importance and responsibility under Title 10, United States Code, Section 601:

#### To be lieutenant general

Maj. Gen. John C. Griffith, 000-00-0000, United States Air Force.

The following-named officer for appointment to the grade of lieutenant general while assigned to a position of importance and responsibility under Title 10, United States Code, Section 601:

#### To be lieutenant general

Maj. Gen. Lloyd W. Newton, 000-00-0000, United States Air Force.

The following-named officer for appointment to the grade of general on the retired list pursuant to the provisions to Title 10, United States Code, Section 1370:

#### To be general

Gen. Charles G. Boyd, 000-00-0000, United States Air Force.

The following-named officer for appointment to the grade of general on the retired list pursuant to the provisions to Title 10, United States Code, Section 1370:

#### To be general

Gen. John M. Loh, 000-00-0000, United States Air Force.

The following-named officer for reappointment to the grade of lieutenant general while assigned to a position of importance and responsibility under Title 10, United States Code, Section 601:

#### To be lieutenant general

Lt. Gen. John S. Fairfield, 000-00-0000, United States Air Force.

The following-named officer for appointment to the grade of lieutenant general on the retired list pursuant to the provisions of Title 10, United States Code, Section 1370:

*To be lieutenant general*

Lt. Gen. Carl G. O'Berry, 000-00-0000, United States Air Force.

The following-named officer for appointment to the grade of lieutenant general while assigned to a position of importance and responsibility under Title 10, United States Code, Section 601:

*To be lieutenant general*

Maj. Gen. Eugene D. Santarelli, 000-00-0000, United States Air Force.

ARMY

The following named officer for appointment to the grade of lieutenant general while assigned to a position of importance and responsibility under Title 10, United States Code, Section 601(a):

*To be lieutenant general*

Maj. Gen. Leonard D. Holder, Jr., 000-00-0000, U.S. Army.

The following named officer for reappointment to the grade of general while assigned to a position of importance and responsibility under title 10, United States Code, sections 601(a) and 3033:

TO BE GENERAL

*To be chief of staff of the Army*

Gen. Dennis J. Reimer, 000-00-0000, U.S. Army.

The following named officer to be placed on the retired list in the grade indicated under the provisions of Title 10, United States Code, Section 1370:

*To be general*

Gen. Gordon R. Sullivan, 000-00-0000, U.S. Army.

The following named officer to be placed on the retired list in the grade indicated under the provisions of Title 10, United States Code, Section 1370:

*To be lieutenant general*

Lt. Gen. Marvin L. Covault, 000-00-0000, U.S. Army.

The following named officer for appointment to the grade of lieutenant general while assigned to a position of importance and responsibility under Title 10, United States Code, Section 601(a):

*To be lieutenant general*

Maj. Gen. Robert E. Gray, 000-00-0000, U.S. Army.

The following named officer for reappointment to the grade of lieutenant general while assigned to a position of importance and responsibility under Title 10, United States Code, Section 601(a):

*To be lieutenant general*

Lt. Gen. John E. Miller, 000-00-0000, U.S. Army.

The following named officer for appointment to the grade of lieutenant general while assigned to a position of importance and responsibility under Title 10, United States Code, Section 601(a):

*To be lieutenant general*

Maj. Gen. William G. Carter III, 000-00-0000, U.S. Army.

NAVY

The following named officer to be placed on the retired list in the grade indicated under the provisions of Title 10, United States Code, Section 1370:

*To be vice admiral*

Vice Adm. Donald F. Hagen, 000-00-0000, U.S. Navy.

MARINE CORPS

The following named officer for appointment as Commandant of the Marine Corps,

Headquarters, U.S. Marine Corps, and appointment to the grade of general while serving in that position under the provisions of Title 10, United States Code, section 5043:

*To be commandant of the Marine Corps*

Lt. Gen. Charles C. Krulak, 000-00-0000, USMC.

DEPARTMENT OF AGRICULTURE

Karl N. Stauber, of Minnesota, to be a Member of the Board of Directors of the Commodity Credit Corporation.

NOMINATIONS PLACED ON THE SECRETARY'S DESK

IN THE AIR FORCE, ARMY, MARINE CORPS, NAVY

Air Force nominations beginning Robert D. Curry, and ending Ward Y. Tom, which nominations were received by the Senate and appeared in the Congressional Record of March 30, 1995.

Air Force nominations beginning Major Bradley C. Andreesen, and ending major Charles E. Lowrey, which nominations were received by the Senate and appeared in the Congressional Record of April 3, 1995.

Air Force nominations beginning Major Jose T. Aguinaga, and ending Major Stephen L. Jerentowski, which nominations were received by the Senate and appeared in the Congressional Record of April 3, 1995.

Air Force nomination of James C. Ingram, Jr., which was received by the Senate and appeared in the Congressional Record of April 24, 1995.

Army nominations beginning John A. Adams, and ending \* Dari Wollschlaeger, which nominations were received by the Senate and appeared in the Congressional Record of March 23, 1995.

Army nominations beginning \* Russell R. Moores, Jr., and ending Michael J. Smith, which nominations were received by the Senate and appeared in the Congressional Record of March 30, 1995.

Army nominations beginning James W. Clevenger, Jr., and ending Charles M. King, which nominations were received by the Senate and appeared in the Congressional Record of April 24, 1995.

Marine Corps nominations beginning David F. Allen, and ending Euseekers Williams, Jr., which nominations were received by the Senate and appeared in the Congressional Record of March 23, 1995.

Marine Corps nominations beginning Stephen J. Acosta, and ending Gregory N. Zima, which nominations were received by the Senate and appeared in the Congressional Record of May 2, 1995.

Navy nominations beginning Vanita Ahvja, and ending Perry N. Willette, which nominations were received by the Senate and appeared in the Congressional Record of March 30, 1995.

Navy nominations beginning Charles S. Abbot, and ending Jake Zweig, which nominations were received by the Senate and appeared in the Congressional Record of March 30, 1995.

Navy nominations beginning Ryan D. Aaron, and ending David G. Zook, which nominations were received by the Senate and appeared in the Congressional Record of March 30, 1995.

LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will return to legislative session.

Mr. KEMPTHORNE. Mr. President, I would ask to be acknowledged so that I might begin 10 minutes and when

there is 2 minutes remaining, if I could be notified.

The PRESIDING OFFICER. The Senator from Idaho.

BALANCING THE BUDGET

Mr. KEMPTHORNE. Mr. President, I thank the Chair very much.

I think we have had some tremendous debate on the whole issue of the budget. We have heard people say, yes, there is enough that has been taken out or added or there is too much.

The fact is that on this budget debate, whether or not we should balance the budget, if we follow the status quo, which is by far the easier thing to do today, because we will not have to make the tough votes if we follow the status quo that we have been on for so many years—the fact is if we follow that status quo, we will lose this country.

The spirited, the polite, partisan debate that we have had during the course of this discussion will give way if we pursue the status quo to an absolute crisis situation. Shock waves will be sent throughout the world if in fact the United States reaches that point of financial collapse. And in that situation, Mr. President, as you well know, there will not be a United States to bail us out.

The last balanced budget was 1969. I was a junior in high school in 1969. Now, I can tell you that was not that long ago. I can relate back to that. I now have a daughter who next year will be a junior in high school. So you see, it has been a generation since we have had a balanced budget.

In high school, the last thing that I ever thought about as a high school student was a balanced national budget. It just did not cross my mind, and yet at that time, we had a balanced budget.

But \$5 trillion later, I wished that the adults of that era would have realized what should have been done—\$5 trillion later. Now I am the father of two great kids, Heather and Jeff. Next year they will both be in high school. But the difference between their being in high school and when I was in high school is that they now will owe, as every other American in this country will owe, \$19,000 on the national debt, and they did not do anything wrong except to inherit this \$5 trillion debt.

In the State of Idaho, the State law requires that we must have a balanced budget every year, and in the same world that our Federal Government operates today in its red ink, Republican Gov. Phil Batt gave the people of Idaho a \$40 million property tax relief. The fact of the matter was, it was their money, just as it is the money of the people of America that we are talking about. It is not the Government's money.

So we owe it to our kids to deal with this issue, and we owe it to our parents to deal with this issue, our parents who came through the recession and the Depression and tell us the stories of that



and how it made it very clear to them: You do not live beyond your means. You just do not do that.

The interest payments on the national debt are the third largest part of the budget. And the interest payments do not buy a single school lunch, and they do not buy a single road and they do not make a single payment on a Medicare bill.

The national debt rises \$355,000 every minute. In 1 second, \$6,000—just now. That is how fast this is growing.

All of this talk about budget cuts, a budget cut in Washington means something very different than a budget cut in Idaho. In the Nation's Capital, when a Government program asks for a 5 percent budget increase, and it is only granted a 3 percent budget increase, we do not call that a cut. That is an increase. But that is not how Washington, DC, deals with it. We are simply slowing the growth. The budget package that I am backing will bring us a balanced budget over the next 7 years by holding the growth of Government spending to around 3 percent a year.

What about Social Security and Medicare? Well, we do not touch the Social Security pension trust fund, and we should not because it is not the problem. Medicare, on the other hand, must be fixed. The trustees say that it will be bankrupt in 7 years if the escalating growth is not stopped.

When you think about that, if you are now 55 years old after spending a lifetime paying Medicare taxes, there is no assurance that there will be enough money to pay doctor bills when you become eligible. That is unacceptable, and that is why we are going to deal with that in this budget.

The next tough issue is taxes. I oppose tax increases, but what about tax cuts? I will support tax cuts that meet these tests. First, they must not slow the effort to balance the budget. And second, they must encourage investment, help families with children, help small business, encourage savings that will pay for college, care for the elderly and the purchase of first homes.

I will just conclude by saying that after all of this discussion, I think we need to realize that what we are talking about is the money of the American citizen. Again, not the Government's money. It is time that we start leaving more of the American citizen's money with the citizen and not the Government.

This 104th Congress, I think, will go down in history as that session of Congress that finally stopped the financial decline which would lead to the ruin of this country and will return it to a financial stability that we will look back to with a great deal of pride some day.

Yes, we have some real tough votes that are facing us. But what Idahoans tell me is that we absolutely must balance the Nation's budget and we must do it by making it an evenhanded approach so that we can look and see

that our neighbors also are taking part in the sacrifice. As long as all of us are sharing in this, this is absolutely the right thing to do for this Nation.

Mr. President, I want to commend Senator PETE DOMENICI and all the members of the Budget Committee that has brought us this budget resolution which is going to put us on that course so that we will have financial stability, so that the greatest nation in the world can look with pride to know that its future will be bright, that we will avoid that financial collapse we have been headed toward and, again, that all Members of this 104th Congress will know that some day we will be judged as that Congress that did the right thing by action and not rhetoric.

Mr. President, I yield the floor.

Mr. NUNN addressed the Chair.

The PRESIDING OFFICER. The Senator from Georgia.

#### GETTING THE BUDGET UNDER CONTROL

Mr. NUNN. Mr. President, I would just like to say to my friend from Idaho, I appreciate his remarks on the reasons for getting the budget under control and the historic nature of this undertaking. I, too, although I certainly do not agree with everything in the budget resolution and I have supported a number of amendments and will support others tomorrow, I, too, want to add my thanks and congratulations to Senator DOMENICI, the chairman of the Budget Committee, and others on the Budget Committee, Senator EXON and all who worked so long and hard, disagreeing often, but coming out with this budget resolution that at least is a beginning point in the debate for the road we must travel.

It is my hope that I will be able to support this resolution in the final analysis. It will depend on what amendments are adopted or not adopted tomorrow. But I certainly hope that I will be able to support it. It is my hope that when it goes to conference, the conference will look carefully at what the Senate did today in turning down the very large tax cuts that were proposed by the Senator from Texas. All of us would like tax cuts, all of us would like to return that money to the American people because it is their money, but I think the public overwhelmingly that I represent wants us to get the budget under control and does not want us to take steps that will make that more and more difficult.

We all know that there is going to be group after group coming here this summer that are going to be complaining about budget cuts, many of them with justification because they are going to be impacted. We all know that after that process starts, it is more likely there is going to be fall-back in this regard. We all know that we need a reserve fund because we are going to have difficulties in implementation based on any historical examination.

So it is my hope that when the conference takes place, that the message, by a strong vote from the U.S. Senate, to concentrate on deficit reduction and wait until we have really accomplished that before declaring a dividend I hope sinks in.

#### IN MEMORY OF LES ASPIN

Mr. NUNN. Mr. President, I am deeply saddened by the death of my close friend and colleague, Les Aspin. Many of us in this body have known Les for many, many, many years and worked very closely with him.

Les Aspin devoted his life to public service. In his younger years, he served in the Senate on the staff of our former colleague, Senator William Proxmire. He also served as staff assistant to Walter Heller, the former Chairman of President Kennedy's Council of Economic Advisers and on the staff of Secretary of Defense Robert McNamara.

Les Aspin was elected to the House of Representatives in 1970, and he immediately sought and was granted membership on the House Armed Services Committee on which he later served as chairman from 1985 through 1992.

I had the great honor and privilege of working with Les since I came to the Senate in 1973. From 1987 through 1992, we served respectively as chairmen of the House and Senate Armed Services Committees. During that time, when our chairmanships overlapped, we developed a close personal and professional relationship, and we forged six National Defense Authorization Acts during that period.

Mr. President, these years were marked by national defense challenges of great difficulty and complexity. In 1987, the cold war had begun to thaw, but barely so. There were many divisions in Congress on national defense issues, ranging from the size of the defense budget to the procurement of particular weapons systems to the appropriate course of national strategy. At a time when many sought substantial reductions in national defense commitments and programs, Les Aspin provided a voice for a strong national security and a sensible American foreign policy.

As the former Soviet Union collapsed, many sought to rapidly dismantle our military establishment. Les Aspin recognized the continuing dangers facing the United States and successfully led the House of Representatives in support of a measured defense build-down, which was designed to maintain our military capacity in an era of defense reductions. Les was a particularly forceful advocate for defense conversion and retraining programs designed to assist military personnel, civilian workers, and the defense industry in adjusting to a new era with new challenges.

Les was also both an originator and strong supporter in the House, and as Secretary of Defense, of the program

that is known as the Nunn-Lugar program that works for nuclear and chemical dismantlement in the former Soviet Union that has been so effective in helping denuclearize three former nuclear states and also helped in dismantling both chemical and nuclear weapons. We have a long way to go in that regard, but Les Aspin was on board when that ship was launched, which is probably our most important national security challenge—that is, non-proliferation in the breakup of the Soviet empire.

During this entire period, I developed tremendous respect for the breadth of Les Aspin's knowledge and his devotion to the cause of national defense. Les was a brilliant analyst, but he was more than a scholar; he was an outstanding legislator and a master at putting together coalitions in the House of Representatives during a very tough period of time for national security.

I will always treasure the memories of working with Les on the House-Senate conferences on the National Defense Authorization Act that were enacted during the period in which we chaired our respective committees. The challenge of crafting a conference agreement was always daunting in the contentious atmosphere of the cold war and post-cold-war eras. Each year, hundreds of language and funding differences divided the two Houses—and we were continually faced with the threat of a veto over controversial issues such as the ABM Treaty, abortion, and prerogatives of the executive branch.

Les and I talked on the telephone and met very frequently, not just during conference but also in the months before we passed either the House or Senate bill. These meetings were quiet and unpublicized, but they enabled us to shape bills in both the House and the Senate which could be reconciled in conference and also signed into law by a Republican President.

Much as I appreciated and admired Les Aspin's policy and legislative skills, what I enjoyed most about Les was his sense of humor. Frequently, when a conference point reached its most critical point, we could count on a story from Les to break the tension and produce a bipartisan compromise. Nobody loved a joke more than Les Aspin, and I can still see that big grin on his face laughing heartily in the middle of a conference right at a crucial moment, which gave us the kind of balance, the kind of sense of priorities to understand that it was our job to reconcile our differences and to come to conclusions in the interest of national security. He never lost sight of the serious policy issues that confronted us, but he never got personal in his fervent support for one position or another.

Les Aspin served as Secretary of Defense during a particularly difficult time. I enjoyed working very closely with him and his staff during his ten-

ure as Secretary of Defense. Lacking a cold war enemy and a national consensus on defense issues, Les was faced with the extraordinary challenges of managing a defense build-down while retaining essential military capabilities. The complex and new international circumstances surrounding events in places such as the former Yugoslavia, Somalia, and Haiti added to the complexity of his task. Throughout this period, he continued to work diligently toward building a new foundation for our defense needs in the 21st century. And as Secretary of Defense, he laid a foundation for the defense drawdown that hopefully will avoid the mistakes of the past. At least he did his part.

During his years of service as a Member of the House Armed Services Committee and as Secretary of Defense, Les continually fought for a strong, well-equipped, and affordable national security. He was always on the cutting edge of national defense policy during both the cold war and during the post-cold-war build-down. His creative approaches to national strategy, acquisition policies, and defense budget matters have made a lasting and indelible contribution to this Nation's security.

After his service as Secretary of Defense, he continued to serve our Nation as chairman of the President's Foreign Intelligence Advisory Board, as chairman to the Commission on Intelligence, and as a member of the Commission on Roles and Missions of the Armed Forces. It was in this capacity that I last talked to him on the telephone at length about some of the aspirations he had for changing our intelligence community. Les never lost his ardor or his commitment to public service.

Mr. President, the Nation has lost a devoted public servant who contributed much and who had so much more to contribute to our national security.

I have lost a valued friend and a real colleague, a friendship that I will cherish forever, and a man that I will miss very much.

I thank the Chair.

#### TRIBUTE TO LES ASPIN

Mr. WARNER. Mr. President, I would like to associate myself with the comments of our distinguished colleague from Georgia. Before he departs the floor, I thought we might put in one additional chapter in reminiscing about our dearly beloved friend, Les Aspin. It was a period when the two Armed Services Committees met, and I was privileged at that time for some 6 years to serve as ranking member, together with Senator NUNN as chairman, and Les Aspin as chairman of the House. I remember when we would act as the "big four." If the Senator from Georgia will remember that—

Mr. NUNN. Along with Congressman Bill Dickinson.

Mr. WARNER. Yes, Congressman Bill Dickinson. There would be absolute

deadlock in the conferences. The big four would sort of get off together, and the other members, I think they were slightly envious in some respects, but in other respects, they were glad they did not have to make the decisions the big four had to make out.

Mr. NUNN. I think many times it was like we were the "little four" rather than the big four.

Mr. WARNER. That is correct. But my friend from Georgia is a man of great patience. Chairman Aspin would always be late, almost invariably late, and he would come in with a great swath of papers under his arm, down the hall with two or three staff people, and he would literally flop in the chair. He would consume the entire chair, and the papers would be scattered all over the floor. And, finally, the Senator from Georgia, who at that time was chairman of the Armed Services Committee, would regain his composure and we would start to resolve the problems. But it was a marvelous chapter in the relationship between the Senate and House Armed Services Committee, and Les Aspin was instrumental in seeing that we arrived at the proper decision which, almost without exception, was in the best security interest of this country. In those days, we had almost no politics that entered into the decision—occasionally, a ship here or a tank there, but other than that, it was straightforward, tough decisions on behalf of the country.

I join my friend from Georgia in saying how much we will miss our friend. I was with him just 2 weeks ago. I am privileged to serve on the Intelligence Commission, and Les Aspin was the chairman. We went down to one of the Central Intelligence facilities to spend a day. And I wish to add, Mr. President, that Zoe Baird is a member of that commission, and she called me just yesterday and expressed her great admiration. I would like to include that in my comments for Chairman Aspin of the commission. That commission will carry on and do its work, but he laid the foundation. I join my distinguished colleague in paying this brief tribute to our fallen friend.

Mr. NUNN. I thank my friend from Virginia. I remember those days very well, and I will always cherish the memories. I have to say that while Les Aspin would consume that chair, my friend from Virginia was usually consuming the sofa.

Mr. WARNER. That is quite true.

Mr. NUNN. For health reasons, though.

Mr. WARNER. In those days I had a bum leg. I think we should end this brief set of comments on behalf of the late Congressman Aspin with a smile on our face, because that is the way he would want it. I am glad that my distinguished colleague from Georgia mentioned the Bottom-Up Review. That was a document that was created and is still used as a benchmark for many of our discussions here. He had that foresight and courage.

My knowledge and friendship with the late departed Les Aspin began when I was Secretary of the Navy. He was off frequently as a severe critic of the Department of Defense during that period of time.

And I remember so well Melvin Laird was then Secretary of Defense and had a great respect and friendship for Les, but Les was a strong critic in those days. Now in hindsight, maybe some of his criticism was well-taken.

I yield the floor.

#### BUDGET RESOLUTION SUPPORT

Mr. DEWINE. Mr. President, I rise today to offer my strong support for the Senate budget resolution proposed and brought forward by Chairman DOMENICI.

Let me first start by congratulating the chairman for the absolutely tremendous job he has done. I am sure that there is not a Member of this body who would write the budget the identical way that the committee has written. I do not suppose the chairman would, either. I think he has done a great job. I want to congratulate him.

This is a historic moment. It is a moment where we will really determine whether this Congress has the courage, has the wisdom, to do what we all know we have to do.

Let me also congratulate my friend from Ohio, JOHN KASICH, chairman of the Budget Committee in the House of Representatives. He has done a great job, as well. For both of them and for the Senate this is a historic moment.

What I would like to talk about this evening, Mr. President, is the issue of this budget and how this budget that we will be voting on tomorrow, affects young people, affects children.

The truth is that we simply have to change the direction of this country. We have to face reality. We have to face the fact that America has a fundamental choice between two different futures: A future of responsibility and fiscal sanity on the one hand; or a future of economic catastrophe.

Catastrophe is a pretty harsh word, Mr. President, but I think it is accurate. When we fail to balance the budget for 26 consecutive years, when we add to the national debt until we are paying more in interest than we are paying for national defense, and when we have a debt that is nearly \$5 trillion—\$5 trillion—and no end in sight, what we have is a catastrophe. A catastrophe in the making. No more, nor less.

Mr. President, what we are really talking about is not dollars and cents. What we are talking about is our children and the quality of their lives. The sad fact is, Mr. President, that today to many of our children, America is a very tough place to grow up in.

I have previously come to the Senate floor and discussed the issue of our children. What I think is the biggest crisis facing this country is what is happening to our young people. Many

of our young children are growing up in good conditions, but too many of them live in an environment that makes it very, very difficult for them, very problematic, as to whether they can succeed.

I have talked about this. I talked about the fact that this is the first generation in our history whose life expectancy is no greater than their parents because of deaths from auto accidents, deaths because of drugs, homicides.

A generation where young children are being born, one-third of all children being born today to parents who are not married; two-thirds of the children born in our inner cities are born to parents who are not married.

Probably, Mr. President, the most disheartening fact of all, is probably something that was encountered last year by the Presiding Officer as he traveled through the State of Missouri campaigning, as I found traveling the State of Ohio, and that is that people today do not believe their children will have a better life than they had. They do not believe the standard of living for their children will be even as good as they had. That to me is the most disheartening fact of all.

What do we do? Government has a role. I introduced my crime bill last week. I talked about the fact I was targeting money for more cities and for police officers to go in there, because too many of our young people live in an unsafe environment.

I will continue to talk about that in the months ahead. It is not just Government. We all have a responsibility. Communities have a responsibility. There are things Government can do and things that Government cannot do.

What I want to talk about specifically tonight is one thing that sometimes we forget does impact on children. That is the huge spending, the huge national debt, and the huge tax burden that we are placing on this generation of parents and on the next generation of our children when they grow up.

We are dealing, Mr. President, with a sad fact that the U.S. Congress makes the situation worse for our children by throwing away so many of America's resources in an utterly irresponsible manner. To pay for Congress' reckless spending, the Federal Government has to take far too much money from the parents of these children.

When my parents were growing up in the 1930's, their families had to work on an average until March 8 of every year to pay for Congress' spending. By the time I was growing up, and my wife Fran was growing up in the 1960's, a typical family had to work until April 16 to pay the taxes. Today, 1995, American families have to work until May 6 to pay their taxes. That is money that is stolen from families, stolen from children.

Sometimes it feels like America's parents are in a tug of war with the Federal Government for the resources

they need to raise their children. Frankly, Mr. President, I am sure they feel on many days that the Government is winning.

This budget begins the process of restoring the resources to the parents. It is only a beginning, but it is a necessary beginning. We ask parents today to do a lot.

It is time for this Congress and this Government to stop hindering their efforts and to start helping. I think we sometimes forget, Mr. President, the tremendous burden the taxes place on the American family today and how many of the decisions of that family are made, forced to be made, because of that burden. Decisions about whether the mother, the father, both work; whether one spouse holds down two jobs or three jobs. All these things are impacted by the Federal tax burden. The Government impacts these families and puts a tremendous burden on these families.

Mr. President, I have talked about the fact that for some children it is not easy being a kid in America today. We have a lot of problems. Yet we continue to let the Federal Government deprive young parents of the resources they need.

Mr. President, if we do not act now and pass this budget resolution, it will get a lot tougher to change things in the future. If we keep spending at this rate, by the year 2012, 17 years from today, there will be nothing—nothing—left in the budget for discretionary spending on our domestic needs. Zero. Every last cent in the Federal budget will go to entitlements and interest payments. Think of that: Every cent will go to entitlements and interest payments.

Mr. President, those interest payments did not go to our children. They do not go to the kids. I do not think it is a surprise or a secret to also indicate to this body that, frankly, neither does most of the entitlement spending, either.

Mr. President, just a year before that year 2012, our grandson, Albert, will graduate from high school. In that year, our daughter, Anna, if things work out, will be in her first year of college. If we do not act today, Albert and Anna's generation will pay a severe human cost.

Between today and the year 2025, the Federal debt per person will continue to rise year after year after year. Today the debt on each person is approximately \$18,500.

In the year 2025, it is going to be more than \$60,000 for every single man, woman, and child in America.

Look at the modest sacrifices this budget resolution proposes, so that we can balance the budget. Then look at the incredible sacrifices that our children will have to make if we do not.

In this budget, we slow the rate of increase of fast-growing programs.

The alternative is a \$60,000 debt burden for every person in America.

It is a clear choice, Mr. President. The longer we delay, the more it is

going to hurt. I say, let our day of reckoning be now, before it really hurts.

Many of the Senators speaking here on the Senate floor have focused on the pain that is contained in this budget resolution. But here are the facts.

We are not going to touch Social Security.

We are going to let Medicare funding increase, by an average of 7 percent. Each year, over the next 7 years. Let us look at children's programs.

Chapter 1. No cut.

Head Start. No cut.

Special education. Spending actually increases.

Women, Infants, and Children. Spending goes up.

School breakfast. Spending goes up.

School lunches. Spending goes up.

Over the next 7 years, we propose spending \$815 billion on the following major means-tested programs affecting child welfare: Food Stamps. Earned income tax credit. AFDC and child care. Supplemental security income. Child nutrition.

For many reasons, this is a child-oriented budget.

This budget is designed to make tough choices now, so that our children will not have to face a lot tougher set of choices tomorrow.

Contrary to a lot of the rhetoric, we are not taking a meat-ax to this budget. What we have here is a scalpel.

America's fiscal policy today is on a glide path toward total collapse. I think a better way of saying it is we are on a glidepath to crash the plane. Anyone who looks at this budget and complains about deep cuts is on a collision course with reality.

If you think there are deep cuts in this budget—wait till you see the cuts that are going to be necessary, a few short years from now, if we do not pass this budget.

On the Senate floor, this budget resolution has been called a lump of coal for America's children. To call that absurd would be an understatement.

The alternative to this sensible, child-oriented budget is the bankruptcy budget that's already scheduled for the year 2012. That bankruptcy budget will become a reality for our children unless we act now.

To leave our children flat busted broke, less than two decades from today, would be a cruel act of child abuse.

Fortunately, the American people gave us a clear mandate last November. It was a mandate for change. When the debt is nearly \$5 trillion, and bankruptcy is less than 20 years away, it is time to change course; to choose the future over the past; to do something that will earn the gratitude of the next generation of Americans.

Mr. President, the future of our children depends on the choices we make in this budget. Speaking for the people of Ohio, I think we are ready to do what is right.

Let us rescue our children's future. The first step is to pass this courageous budget resolution.

This is a moment of history. Each one of us in our daily lives, in our public lives, does things. We do things that we think are important. Frankly, I do not know there is anything we as individuals in our public life, or we collectively in the U.S. Senate, can do that will do more to change the direction of this country to have a positive impact on our children and their children, than to pass this budget.

I yield the floor.

The PRESIDING OFFICER. The Senator from Virginia.

Mr. WARNER. Mr. President, I wish to compliment our distinguished colleague. It was well delivered, the set of comments. Indeed, I felt he explained with great clarity precisely what it is, namely the objective on this side in trying to proceed to reach a balanced budget.

I would like to address another aspect of this budgetary problem. Today, under the leadership of the chairman of the Armed Services Committee and Senator McCAIN, we had a debate regarding the need for additional funding in this resolution for our national defense. I participated in that, as did every single Republican on the Armed Services Committee. I am pleased to say the distinguished ranking member of the Armed Services Committee, the Senator from Georgia, Mr. NUNN, likewise participated and indeed supported the amendment. The amendment was also coauthored by the Senator from Texas, [Mrs. HUTCHISON].

I would like to expand on some of the points that we made during the course of the debate today. I commend particularly the Senator from New Mexico, Senator DOMENICI, for his courageous proposal to balance this budget in 2002, but I regret that Senator DOMENICI was not able to put in that budget for the Senate, a level of funding which more closely matched that arrived at by the House of Representatives.

Mr. President, I am concerned about the security of our Nation as is every Member of the U.S. Senate. We face a world that has dramatically changed in the period that I have been privileged to serve here in the U.S. Senate. During the period where we had the cold war with the Soviet Union, we were able to make calculations with considerable precision as to the risk this Nation faced from communism led by the Soviet Union and its satellite Warsaw Pact nations, and develop in the course of time the exact weaponry that we believed was necessary to deter that risk. And, together with our allies in NATO, we did achieve the goal of maintaining peace in the European Continent in that period at the close of World War II until today. But with the demise of the Soviet Union, the risk became more difficult to calculate, and indeed, the range of weapons that this Nation needs and the level of the Armed Forces required to put in place the deterrent is far more complicated.

We now have experienced 10 consecutive years of lowering defense numbers.

I repeat that—10 consecutive years. And we are now faced with a budget resolution that would make it 11 consecutive years.

As we speak here tonight, our Armed Forces are preparing, in a sense on standby, for the possibility of a mission quite different than that we envisioned during the days of the cold war, but no less inherent the risk of the men and women in the Armed Forces who may be called on to perform this mission. And that is the mission to assist the United Nations and NATO in withdrawal of the forces from that geographic area once known as Yugoslavia, namely the UNPROFOR forces.

I happen to be of the opinion that those forces have performed a successful mission. It is true that combat still rages, tragic killings, particularly in Sarajevo still go on. But had it not been for the presence of the UNPROFOR ground forces—and I wish to include, Mr. President, the very valuable and essential contribution of the U.S. forces in the air, protective role, and the sea role—which closed the ports going into the Pelagruz.

This past Friday, for an example, an article appeared in the Virginia Pilot. That article was entitled "Naval Reserve Jets Activated for Duty in Bosnia Combat." That should really have read, "activated for standby duty". But, nevertheless, they were activated. May I read just a paragraph or two?

For the first time since the Vietnam War a squadron of Naval Reserve warplanes is being activated and sent to the Mediterranean to join military operations over Bosnia. The deployment is part of the Pentagon's plan to rely more on the select Reserves during the military's downsizing.

That is a decade of downsizing that I addressed earlier.

This particular squadron is one I am familiar with, given they are in my State, and operate EA-6P's, which have a critical role in the suppression of what we call ground-to-air threats. They are few and far between, these aircraft in our inventory today. When a special mission like this occurs, we have to call on the Reserves and the Guard. I certainly wish to commend the role of the Reserves and the Guard in many operations in that conflict.

For example, I made two trips down into Sarajevo, and each time the transportation was provided by C-130's from Zagreb, Croatia, into Sarajevo and Air Guard units operated those aircraft. The crews were Air Guardsmen who had volunteered to come back on a period of active duty, some 6 months, some 12 months, and fly those dangerous missions. Indeed, those missions were dangerous. On my first trip in, regrettably, the aircraft right behind us—and they were staggered about every 30 to 40 minutes to an hour. They were staggered. The aircraft behind us was shot down with the loss of life. That is the type of risk that the Guard and Reserve units have taken.

Whether or not you believe that we should put U.S. forces at risk to carry out this ground mission, namely to help extract UNPROFOR, if the decision is made—and as yet it has not been made by the United Nations nor NATO—I am certain that the Members of the U.S. Senate will want to support the President, and provide that aid that is necessary to perform the extraction of those troops from the ground areas.

I am also certain that every Senator in this Chamber would support funding to ensure that our forces are trained and equipped to facilitate that extraction. That is the type of thing we are talking about here.

Last year we had to provide a supplemental. There is no way the President nor the Secretary of Defense can anticipate the contingency operations and the level of funding associated with those operations. That is why we must fully fund the basic budget of the Department of Defense and rely less and less on the supplemental type of funding.

We learned in Operation Desert Storm that well-trained troops equipped with modern weapons and equipment suffer fewer casualties if they are properly trained, properly equipped, and properly supported logistically. That is what we are talking about in seeking this added funding.

I regret that the Senate did not adopt that amendment today, and somehow we will have to revisit this issue and do the very best we can to make sure that the men and women of the Armed Forces today are as equipped, trained, and otherwise supplied as we have done historically throughout these many years since World War II for our forces who volunteer, All Volunteer Forces.

Mr. President, I yield the floor.

Mrs. HUTCHISON addressed the Chair.

The PRESIDING OFFICER (Mr. SANTORUM). The Senator from Texas.

Mrs. HUTCHISON. Mr. President, I want to commend the Senator from Virginia. I agree with him wholeheartedly. I think when we are here on the floor debating some of the toughest decisions that we are ever going to make in our lifetime, that these things, like the defense budget that lost today on the floor, will be coming back. We will be able to continue to debate the role of defense, and I think when we finish this bill that we will see a little shifting of the priorities towards stronger national defense for just the reasons that the Senator from Virginia states, that we have things coming up that were unforeseen that are not put in the budget, like the need for American troops to help with the U.N. evacuation of Bosnia, which seems to be a possibility on the horizon.

But the point is that these things are going to happen, and we are going to have to budget in a way that allows for those eventualities and those emergencies.

So, I think the point here is that we are here tonight talking about some of the toughest decisions that we are ever going to make. We are trying to do the responsible thing.

I appreciate the Senator from Virginia and his leadership in the national defense area. I appreciate his coming out tonight to talk about those priorities.

So, I thank the Senator.

Mr. WARNER. Mr. President, if I could ask the Senator from Texas to yield just for a moment.

Mrs. HUTCHISON. I am happy to yield.

Mr. WARNER. We are fortunate that we have the services of the Senator from Texas on the Armed Services Committee. She was one of the three sponsors of the amendment today to try to adjust this funding upward. As we talked, she did so because of the briefings we had before the Armed Services Committee. Indeed, the Presiding Officer this evening is a member of the Armed Services Committee, the Senator from Pennsylvania. We have been briefed on the proliferation of weapons of mass destruction, an ever-increasing threat, the proliferation of short-range ballistic missiles.

We have also been advised by General Clapper, of the Defense Intelligence Agency, that there are no less than 60 geographic areas in the world today which he considers—repeat, which he considers—could erupt into the type of combat which might require the necessity for the intervention of our allies, or, indeed, possibly the United States.

So I thank the Senator from Texas for joining this debate tonight, and particularly commend her for her leadership today on an amendment to try to restore some of the funding.

Mrs. HUTCHISON. I thank the Senator from Virginia. I am very pleased to have him in support.

I want to yield the floor to the Senator from the State of Washington because I know he has been very active in the budget debate trying to save the Medicare system for the people of this country.

That is what we are doing. That is what we have been doing this week and what we are going to be doing in the next few days. We are going to be doing the things that are necessary to save the Medicare system so that when our future generations need this care, it will be there because we have done the responsible thing this week in the Senate.

So I am happy to yield to the Senator from Washington.

Mr. GORTON addressed the Chair.

The PRESIDING OFFICER. The Senator from Washington.

#### A MOST CONSEQUENTIAL VOTE

Mr. GORTON. Mr. President, this Senate is now less than 24 hours from one of the most consequential votes it has taken literally in decades. Sometime late tomorrow, it will have the

opportunity for the first time in more than 25 years to vote for a budget resolution which will very clearly and very decisively put this country on a path to a balanced budget. Already, we have seen the positive impact of the very fact that this debate has begun. We have seen it in an increase once again in the value of the dollar, a value that collapsed on the occasion of the failure of the balanced budget amendment. We have seen it in lower interest rates, lower interest rates that mean that more and more Americans now can purchase the home of their dreams, can borrow money to begin or to expand a small business, can begin those businesses which will provide opportunities for others.

This has taken place just because for the first time the people of the United States believe that this new Congress, the House and the Senate, are serious about terminating a state of affairs in which each year we add \$200, \$250, and \$300 billion to the burdens imposed upon our children and grandchildren for spending for programs we are unwilling to pay for.

And yet, in spite of the lip service given by almost all Members to the abstract desirability of a balanced budget, resistance will continue in a rear guard action, in close votes on the floor of this body, from those who are absolutely dedicated to the status quo, who feel that while maybe it might be a good idea someday to have a balanced budget, not, O Lord, in our time, not with our votes. Or, if it is desirable to do it now, always in a different way than that proposed by what I confidently expect to be a majority of this body tomorrow evening.

Now, Mr. President, I do not think it appropriate for us to disguise the fact that there will be programs reduced, cut, the growth slowed in programs that provide desirable dollars for a wide range of interest groups in this country, and they will let their views be heard. They are represented eloquently by Members of this body who can see the trees or perhaps the leaves on the trees but not the forest itself, for whom a balanced budget, fiscal responsibility, the exercise of a moral responsibility to our children and grandchildren not further to subject them to debt is less important than a particular group or a particular program.

And so this contest which began at the beginning of this Congress and will reach one of its climactic votes tomorrow is a contrast between those who believe in, who speak for, who demand a different and more responsible direction for this country and those who, like the President of the United States, simply believe that the status quo is perfectly all right. Their view is the single worst thing we could possibly do would be to return a single dollar now being taken in the form of taxes from any group in the American people to the pockets of those American people even if that dollar came from a fiscal dividend resulting from a balanced

budget, came because we will pay less in interest on the national debt as interest rates decline, came because the economy grew and more people were at work at better jobs as a result of what we do.

It is ironic that the President's chief economic adviser, Laura Tyson, is quoted as having said recently,

Any effort to reduce Government spending takes a dollar out of the economy which means a dollar in reduction in demand in the economy so it increases the contractionary risks on the economy.

Mr. President, I think that states all too well the views of this administration and of those who oppose this budget resolution. Their view is that the only real prosperity comes from dollars spent by the Federal Government. In fact, that statement by Ms. Tyson is so extraordinary that one would expect her to suggest to us that we perhaps spend another \$100 billion during the course of this year borrowed from whoever would lend it to us because obviously that is the road to prosperity. If we cannot subtract \$1 billion because it will have a contractionary effect, presumably we add \$1 billion or \$10 billion or \$100 billion so we can spend our way into prosperity. But that is exactly what this administration has been doing, and it does not work.

Not only will this budget benefit the economy, not only will it mean more dollars in the pockets of individuals as they look to purchase their homes or start or expand their businesses or look for new opportunities, it will also mean a discipline on the Government itself. Perhaps we will not end up having 163 different and competing job training programs. Perhaps we will not have dozens or more of competing specific kinds of educational programs or subsidies for one business or group or another. Perhaps—and I am convinced this will be the case—we will use this budget to reform the Medicare health insurance fund so that it will actually be there in 7 years for the people who need that hospital insurance. Certainly this administration has ignored completely the voices of its own trustees of the Medicare hospital insurance fund who have told us and the administration that something must be done or that insurance fund will go bankrupt. But that is later; that is in the time of another President, another Congress; they can worry about it.

That seems to be the status-quo view which we are fighting so diligently to change.

So, Mr. President, it is well worth our while, well worth the while of those Senators who have chosen to be here this evening to take one last opportunity to speak to their colleagues and to the country about the radical change in direction that we propose, a direction of fiscal responsibility, a direction of exercising our responsibilities to future generations, a direction which can lead us to prosperity, a direction which can benefit every citizen in this country. That, on the one hand,

and, on the other hand, a passionate defense of the status quo: Nothing is wrong with this Government; all of the programs it has ought to be continued; we cannot do anything; we should go on automatic pilot.

That is a disappointing set of criticisms of our society today, Mr. President. It is not what last fall's election was about. I hope that with the help of the majority of my colleagues that tomorrow a majority in this U.S. Senate will put this country on a different path, a path that it has not trod for many years, a path to a better America.

Mr. ASHCROFT addressed the Chair. The PRESIDING OFFICER. The Senator from Missouri.

#### WAGING WAR AGAINST THE HUMAN SPIRIT

Mr. ASHCROFT. Mr. President, as we continue to debate the budget resolution setting the spending levels for the next 5 years, we do so with the knowledge that one of our greatest challenges is moving the Nation's needy from governmental dependence to economic independence.

One of our challenges is to ensure that hope and opportunity are defining characteristics for all Americans. This was the challenge 30 years ago when the great movement reshaping world politics was the end of colonialism. John Kennedy celebrated the "desire to be independent," as the "single most important force in the world." Eventually this movement revealed its power from Asia to Africa to South America.

The problem with imperialism was not just its economic exploitation, it was its influence on culture. It undermined traditional ways and institutions, and it was inconsistent with human dignity.

Why? Because imperialism rewarded passivity and encouraged dependence, required citizens to live by the rules of a distant elite. It demanded people be docile in the face of a system that they could not change. It was an attack, not just on national sovereignty, but on national character.

What our Washington-based welfare system has done, particularly to women and children, has been to fashion a new form of colonialism. It created an underclass that is paid to play by the rules that lead to dependence, rather than act with independence and dignity. Our welfare system rewards behavior that keeps people powerless. It thwarts the efforts of private and religious charitable organizations to care for the needy. It discourages the genuine compassion of the American people. Our welfare system has waged a war against the human spirit.

Our goal in welfare should not be to maintain an "underclass" in as comfortable as possible circumstances. Yet that is precisely what our welfare system has done. Cash benefits anesthetize their suffering. Food stamps relieve their hunger. Health care and

housing are provided. But the hope, the dignity, and the integrity of independence are forgotten.

Consider, just briefly, what our current welfare system has wrought. The numbers alone are enough to numb the senses. Since 1965, we have spent more than \$5 trillion, a cost higher than that of waging the Second World War—fighting poverty. Yet today, there are more people, a greater percentage of Americans, living in poverty than ever before. And our safety net has not acted well, the safety net has become more like quicksand.

In 1965, when President Johnson launched the war on poverty, there were approximately 14.7 million children in poverty. They constituted about one in every five children in America. But in 1993, there was a greater percentage of children in poverty than there were in 1965 when the Great Society programs were launched. It is pretty clear that the Great Society experiment has not been so great for America's children.

Of all age groups in the nation today, children are the most likely to be poor. In 1991, a study of the poverty rates in eight industrialized nations revealed that American children were almost three times as likely to be poor as children from the other nations studied.

The character of the poverty we face today is also a more deeply entrenched poverty in which generations of people are born, live, and die without the experience of holding a job, of owning a home, or of growing up with a father's love and discipline.

Go to our inner cities—or just a few blocks from this building—and you will meet a generation fed on welfare and food stamps, but starved for nurture and hope. You will meet young teens in their third pregnancy. You will meet children who are not only without a father, but do not know any children with a father. You will talk with sixth graders who do not know how many inches there are in a foot—having never seen a ruler—and with first graders who do not know their ABC's because no one ever took the time to teach them.

The political elites that have spent and taxed in recent decades have redistributed wealth beyond the dreams of Roosevelt and Johnson combined. But in the Government's war on poverty, poverty is winning and the casualties are the poor, and the casualties are our children. The casualties also include the future, because we have piled budget after budget high with debt. Hope and opportunity are missing in action. Programs and policies that once were judged by the height of their spending must now be judged by the depth of their failure. This is no longer a source of serious debate, no longer a matter of partisan politics, but it is a matter of national concern—it is a concern that has been reflected in our news magazines, on the covers of U.S. News and Newsweek, and Time.

I have a belief that is confirmed by the record of our times, and it is this: That the greatest, most insistent human need is not the need for subsistence, nor handouts, nor dependence—it is the need for independence. Not the kind of independence that suggests one person can live without another. No, quite the opposite.

The independence of which I speak is the independence born of economic self-sufficiency and opportunity. The independence to dream, to pursue and fulfill our deepest wishes and our personal potential.

This is something, Mr. President, that social architects cannot build, they cannot plan. It is not structure, it is spirit. It is something that our welfare system has lacked for the last 30 years as we have sought to merely spend our way into a new kind of opportunity. But we have spent our way past opportunity into peril.

I believe it is time again to create a welfare system that helps, not hurts, those it seeks to serve. And such a system would be a major part in controlling the spending which has plagued this Nation and now threatens future generations. A system that helps rather than hurts. A system that serves is the standard by which welfare reform must be judged, not just the utopian ideal.

Today, I introduced the Communities Involved in Caring Act. We call it CIVIC. We do not expect this Act—a package of 5 bills—to be the long-awaited answer to all of our welfare problems by itself. But we do believe that it is a significant step toward restoring opportunities of dignity through independence and access to the world of upward mobility.

The act is predicated on three fundamental beliefs:

First, that States need the maximum flexibility possible to reform welfare systems.

Second, that our intermediary organizations—especially private and religious charitable organizations—need to be utilized in welfare reform.

Third, that intermediary organizations need not only money, but they need volunteers; they need the personal participation of individuals to flourish.

The CIVIC Act which I introduced earlier today would block grant Washington's four main welfare entitlement programs—AFDC, Food Stamps, Supplemental Security Income, and Medicaid—to the States. It starts by capping the spending on AFDC, Food Stamps, and SSI, and then Medicaid would be limited in growth to 105 percent each year—meaning of 105 percent of each previous year. Given the fact that Medicaid has been growing at well over 10 percent a year, this would be substantial restraint in the program's growth, but not a cut in the program.

The programs under the block grants would also be extricated from their existing bureaucracies—at HHS, Agriculture, etc.—and turned over to the Department of the Treasury to be dis-

tributed to the States. The unique feature of this proposal is that the money would go directly from the Department of the Treasury to the States, and it would not be a part of any bureaucracy in Washington, D.C. that would consume much of the money before it ever gets to the States.

Mr. President, Treasury's oversight role would be minimal because the only qualifications on the block grants would be:

First, that States would be required to require welfare recipients to work. How best to do that. The nature of the work. The level of the participation. All of those issues should be and would be left to the States to determine; and

Second, that States that decrease illegitimacy, using existing governmental statistics as a measure, will be able to use a portion of their block grant for elementary or secondary education or any other purpose they desire.

The CIVIC Act also provides explicit authority for States to contract with nongovernmental organizations, including private and religious charitable organizations, and other institutions, in the effort to help solve the welfare problem.

We have all heard the stories of small organizations that are hugely successful in helping America's poor. Unfortunately, many of these programs have been constrained from receiving Federal funds because all too often those Federal funds would require radical changes in their beliefs, their structure, their facilities, their program, or their organization—changes that would rob these programs of the very characteristics and attitudes that make them successful.

However, under the CIVIC Act, States would be able to utilize their Federal block grant funds by either contracting with these organizations directly or by giving welfare recipients certificates so that they could choose which programs to get involved in.

The final element of the CIVIC Act allows individuals who volunteer at least 50 hours per year, or approximately 1 hour a week, to charitable institutions that serve the needy eligible for a \$500 tax credit for monetary donations to such charitable organizations. Just as the welfare recipients should work for their benefits, so the citizens who want enhanced tax benefits for their contributions should also work and volunteer in the organizations they contribute to.

Mr. President, it is all about opportunity; it is about working together. When he traveled through America more than 100 years ago, the great French observer, Alexis de Tocqueville, was struck by how caring Americans were for each other.

The Americans . . . regard for themselves, constantly prompts them to assist one another and inclines them willingly to sacrifice a portion of their time and property for the welfare of others.

What the Act I introduced today seeks is to undo 30 years of Washington

discouraging that very basic American instinct to help one another. The ideas in the Act are not new. They are, in fact, old ideas in America. They have been tested and found successful.

About 100 years ago, cities like New York were littered with alcoholics and addicts. Orphaned children roamed the streets. And if all of New York City's liquor shops, houses of prostitution, gambling houses, and other low-life establishments had been placed on a single street, they would have extended from Manhattan's City Hall to the City of White Plains more than 30 miles away. On that street, there would have been a robbery every 165 yards and a murder every half mile. And in Brooklyn, one out of every ten people got food from public storehouses.

These pathologies met their match, Mr. President, in society's intermediary, nongovernmental, voluntary, private institutions of charity and assistance. Their warm-hearted and hard-headed approaches—and you can have a warm heart and a hard head when it comes to making sure that we change such circumstances—helped save women and children and men. As the historian Marvin Olasky notes, "The solutions these reforms came up with forestalled an epidemic of illegitimacy and saved thousands of children from misery."

I believe that as we confront our own social pathologies today, we must do it the same way—with the ideas that have worked in the past and yet with new ideas for the 1990's—even though they may have been the standard fare of the 1890's. We must meet our challenges with a greater role for States and a greater role for intermediary institutions, nongovernmental organizations, private charities—both larger ones like the Salvation Army and Goodwill, and smaller ones like Best Friends and the Sunshine Mission.

So while the CIVIC Act begins the process of moving welfare from Washington to the States, it also begins the vital task of reinvigorating our private, nongovernmental organizations which can help meet the deepest needs of our citizens, organizations that we know will help solve our welfare problems.

The change that we want to see will not occur overnight. Neither will it come without hard work or thorough debate. The end of colonialism was not an easy process either. For independence means risk, the sacrifice of security.

Well, security, coupled with dependency is a bad bargain. Economic mobility means work; it means hard work. But no nation and no people who have ever tasted the sweet fruits of freedom has ever called for a return to its colonial dependency.

I believe that if we want to make sure that we are free and we remain free, we must reform the welfare system. It can be a part of a large reform in which we reform the financial integrity of America, for we cannot hold

hostage future generations to the spending of the present.

As we seek to pass the budget in the hours ahead in this Chamber, it will be a pleasure to do so in a way that not only puts us on a footing of sound financial integrity, but establishes us on a path toward economic independence and opportunity for individuals—through a reformed welfare system, characterized by block grants maximizing the States' flexibility and innovation, and characterized by Government joining hands with nongovernmental agencies in order to bring to the battle the energies and talents of this great Nation's private citizens.

Thank you, Mr. President.

Mrs. HUTCHISON. Mr. President, I want to thank the Senator from Missouri. He was a former Governor, so he is one of the experts that we are going to have in this body when we deal with the very, very tough issue of choices as we reform the welfare system.

I think it is really appropriate that he has taken a leadership role in this. Once again, what we are showing tonight is the tough decisions that must be made to balance the budget, which the people of America asked us to do. So I appreciate the Senator waiting for so long and giving that great talk about the bill he introduced today and the choices that we are going to face today and tomorrow.

Mr. ASHCROFT. Mr. President, I thank the Senator from Texas for her kind words.

Mrs. HUTCHISON. Mr. President, I would like to yield to the Senator from Wyoming.

Mr. THOMAS. Mr. President, I am glad to join my colleagues this evening in continuing this discussion. By noon tomorrow, we will have had 50 hours of talking about the budget. I guess after 50 hours, your eyes kind of glaze over. But the fact is that there is nothing more important that we will talk about during this Congress. It becomes difficult to find something new to say about the issue after 50 hours. But maybe that is not important. Maybe the important thing is to stress those things that are necessary, those things that are important, those choices that we do have.

It has been 10 days since the Republicans presented a balanced budget plan, which America has been waiting for. In that time, the deficit has increased another \$4.9 billion. It added \$19 for every American.

The Republicans are working to end Government's relentless borrowing. The Republican plan would balance the budget by the year 2002 by slowing the growth in the Federal spending from 5 percent to 3 percent.

It protects Social Security, saves Medicare from bankruptcy, maintains a Social Security safety net, reduces the size of the Federal Government, and moves power out of Washington and back closer to the people.

Republicans want to transform Government to make it more efficient and

more responsive and less expensive. Democrats, meanwhile, are standing up for the status quo. They have offered no plan to balance the budget.

Mr. President, this debate has been characterized by almost everyone who has risen, has stood up and said, "I want to balance the budget but we cannot cut"—blank—and fill in the blank. Medicare, earned-income tax credit, defense, education, whatever.

So we always say we want to balance the budget—but for a million reasons we cannot do it. I am confident that we shall for the first time in 25 years balance the budget—tomorrow. Starting on the path to balance the budget.

It is awfully hard. These are large figures, talking about \$5 trillion. Who knows what \$5 trillion is. I read something the other day that sort of personalizes this. I thought it was interesting.

Someone asked, how do we identify the Federal budget with something that is closer to a personal budget? This is what the answer was, and I thought it was interesting: Suppose you have an income of \$125,000 coming not from work but from contributions of all your friends and relatives who work. You are not satisfied with what \$125,000 can buy this year, so you prepare for yourself a budget of \$146,000 and charge the \$20,300 difference to your credit card on which you already carry an unpaid balance of \$452,248, boosting that to \$472,548 on which you pay interest daily. Multiply that by 10 million and that is what our Government did in fiscal year 1994.

This is clearly the most important element of debate for this year. Not just because of the dollars, as important as they may be, but because we have an opportunity to examine and to change and to look at the role of Government, look at those things that should logically and legitimately be done by the Federal Government, do something about those that should be done in private sector. To take a look at the size of Government. Clearly, voters said last year, Government is too large and costs too much.

So we have a chance to do that. We have a chance to make major changes, the first really major changes in 25 years. To do that, and I believe very strongly and we have done some of this, we have to make some procedural changes. We cannot simply continue to do what we have been doing and expect to get different results. We have to do things like line-item veto, which we worked on. Have to do something about unfunded mandates. I think we should do something about term limits. I think we should have had a balanced budget amendment to the Constitution and we will go back to do that.

We did not accomplish that. We failed by one vote in this Chamber. Now we have the opportunity to do what many opponents of the balanced budget amendment said, and that is we do not need an amendment, we just belly up to the bar and do it. That is what we have an opportunity to do.

The record is not good. Sure, we can do it and we will do it. We have not done it for 25 years. We will raise the debt limit to \$5 trillion this summer. The administration budget has \$250 billion in deficits out as far as we can see. The size of Government is growing. So for the first time we have an opportunity to do something different.

Clearly, there are different philosophies about Government. There are different philosophies about what the size should be. That is fine. That is the way it should be. That is what elections are for, so people can make a decision between two choices.

There are those in this body and other bodies and in this country who say the Government should be larger, the Government should do more. In fact, the Government does a better job of spending dollars than families do and businesses do. That is, I suppose, a legitimate view. It is not my view.

So we do have differences and there are differences. The Republicans would like to have a smaller Government that costs less, that is more lean, and efficient.

Democrats, on the other hand, have moved toward more Government and more spending. Republicans want to transform Government, something that is more efficient, to deliver services more efficiently. Welfare is an excellent example. Nobody wants to eliminate welfare. We want to be able to help people who need help, but to help them back into the work sector. We want a Government that is more responsive, that is more customer oriented. One that is less expensive.

The administration, on the other hand, and our friends on the other side of the aisle, support the status quo. There is no plan to balance the budget.

The President, as was suggested yesterday, is AWOL, absent without leadership, on finding a way to balance the budget. No options on how to save Medicare despite the fact that the trustees have said in no uncertainty that if we do not do something, in 2 years we will be dealing with the reserves, and 7 years Medicare will be broke. No welfare reform proposal.

We have an opportunity to do something. The administration's track record, of course, over the past several years has been to raise taxes and expand the Federal Government. The 1993 budget, the largest tax increase in history, nearly \$260 billion. We hear it was just on the highest percent—not so. Gas tax—my State has probably the largest per capita gas tax increase of all because of the miles we travel.

Mr. President, we do have a chance to do something. If spending remains at the same level for the Government programs in order to balance the budget by the year 2002, we would have to raise taxes by \$935 billion, \$7,400 for every American taxpayer. That is the choice. We either level off growing or we raise taxes.



We have a vision of keeping our promises to make Government smaller, to reject the status quo, balance the budget by the year 2002, protect Social Security, save and improve Medicare, and return power to the communities and to our families and the States.

Mr. President, I am pleased we are moving in this direction. I feel confident there will be a positive vote tomorrow, to make these kinds of changes. I thank my colleagues for continuing to point out the choices that we have before the Senate. I urge my colleagues to support this budget plan. I yield the floor.

Mrs. HUTCHISON. Mr. President, I would thank the freshman from Wyoming, the freshman Senator, for adding to this debate. He has really been there through all these days, talking about the important issues that we are facing and the tough decisions that we are going to have to make. I appreciate the fact that he has just hit the ground running in the U.S. Senate, and I am pleased he stayed tonight along with his wife, to make the remarks that he did. We appreciate it very much.

Now I would be happy to yield to the Senator from Iowa for 10 minutes.

#### THE PRESIDENTS "SECRET" BUDGET PLAN

Mr. GRASSLEY. Mr. President, I thank the kind Senator from Texas for yielding.

I want to commend the Senator for her leadership in shepherding the services tonight, of making sure that the other point of view, the responsible financial point of view, is expressed here tonight, when elsewhere in this town we know there is a very antipeople pro-big Government point of view being expressed at a fundraising party for the Democratic Party.

There was a story this morning on the front page of the Washington Post. I think it has a lot of Members on this side of the aisle, and probably people across the country, just simply scratching their heads. The report says that President Clinton now has a secret budget counter-proposal. Do you know what? It will balance the budget within 10 years.

Mr. President, if this is true—and I suppose I ought to hope it is true because I have been praying for a balanced budget from this White House for a long time—it is truly an amazing story. First of all, it undercuts all the wailing we have been hearing from the White House about the effect on the economy and the public of setting an arbitrary date for a balanced budget. That is making fun of us Republicans for trying to balance the budget by the year 2002.

It seems that all we have heard for the last month out of the White House is, "What is magic about a certain date to balance the budget?" If you balance the budget you would ruin the economy. If you balance the budget you would do this to that group, or that to

another group. Now, all of a sudden in the Washington Post, the President says that he wants to balance the budget—albeit in 10 years.

I think even members of the President's own party and members of the President's party in both chambers of the Congress had earlier disagreed openly with the White House on this point. There was disagreement on what to do. Do you know what? The Members of the Democratic Party up here on the hill, they look to the President for leadership.

The message they got was to stay the course. The President said just keep to it, stay the course. That is, offer nothing in rebuttal to the Republican attempt to balance the budget. No vision from the White House; no alternative from the White House.

And, do you know what? The Members up here on the Hill were very obedient, listening to their President. So they refrained from offering their own balanced budget alternative, or any other comprehensive alternative to the Republican efforts to balance the budget.

So, the members of the Democratic Party stood idly by during this budget debate and risked their credibility because they wanted to follow their leader, our President of the United States. Now, with this new development that the President is for a balanced budget, albeit in 10 years, they, the members of the Democratic Party in the Congress of the United States in both Houses of the Congress, also are undercut by their President just like members of the White House staff have been. Just like he undercut the recent arguments of everybody on his staff that was trying to defend his position of just stay the course. Do not offer an alternative.

Second, this also says that the Republican vision of a balanced budget is right after all, and it is filling a very enormous political void. The American people know where we stand and they do not know where the other side stands. The American people know what the Republican Party stands for. They do not know what the Democratic Party stands for. They do not know because for several months, until this very day, they were told a balanced budget did not matter. They were told that we should not have an alternative, as Democrats, to what the Republicans were trying to do.

Also, there is a third aspect to this. Because, in filling that void and because the President is now coming around to accepting the premise of the Republican vision for the future, this new development is a powerful demonstration of the President's lack of leadership. Because, you know what? The lack of leadership demonstrates followership. It leaves a perception of a desperate move to be included. The President of the United States wants to be relevant, finally, in the debate for a balanced budget.

It shows that our Republican call for the other side to put up or be silent has

had an effect. It shows that we have opened up a big weakness in the other side's flank, namely its very own credibility. Because you cannot talk the talk until you walk the walk. Everyone knows that. Everyone outside of Washington.

Now, obviously the President knows it as well. The time to show relevance and to show leadership on the part of the President was last February. That is when the President proposed. The Congress is now disposing. The process has passed the President by. The ship of state has left the dock.

It is as if the President is trying to rush ahead to the next port to catch up with the ship. The problem is the ship is not scheduled to stop there. And it will not.

Mrs. HUTCHISON assumed the Chair.

Mr. GRASSLEY. Madam President, I think it is clear that the leadership, the vision, and the direction for this ship of state are coming from this side, the Republican side of the aisle. It all happens to be reflected in the budget debate of the last 4 days, the amendments offered by the other side, the absence of a comprehensive balanced budget alternative from the other side. And I think it will be demonstrated by the overwhelming vote for a balanced budget tomorrow.

Now, the President of the United States, on the other hand, missed the boat. His party is still standing on the dock. He stranded them there. He asked them to wait there until he could catch up with the ship out at sea, but it is too late. We Republicans have a vision and we have a plan to steer this country to the safe waters.

I ask, where is theirs? Where is their comprehensive alternative plan to balance the budget? Where is their coherent vision? Where is theirs?

It is lacking. I yield the floor.

The PRESIDING OFFICER. The Senator from Pennsylvania.

#### THE PRESIDENT'S BUDGET

Mr. SANTORUM. Madam President, I want to pick up where the Senator from Iowa left off. I think he made some very good points with respect to where the President's budget is. I noted also the same Washington Post article today. It suggests "President to Counter Hill Budgets. Plan Would End Deficits in 10 Years."

This was not released by the White House. This was released from a private interview up in New Hampshire that was leaked out somewhere, that the President is coming up with this secret plan to balance the budget in 10 years.

It struck me. It tickled my memory, that I heard this about this 10-year plan before. It was from my first year in the Congress. I remember, as a member of the Budget Committee, I was a freshman member of the Budget Committee and then chairman of the Budget Committee, Leon Panetta, now over at the White House, came up with a 10-

year balanced budget. They worked on it most of the first year that I was there and I think released it in about October of the year. It was after the debate. This was for the next fiscal year.

It was interesting. I do not know whether the budget the President is considering is going to look like the budget the Congressman—then Chairman of the Budget Committee—Panetta offered. But at the time, to get to a balanced budget—this was in October of 1991, I refer to the Congressional Quarterly article—at the time Chairman Panetta said that it would take \$1.3 billion in cuts or tax increases to get to a balanced budget in 10 years. What we are doing here in the Senate today with Senator DOMENICI's budget, the Republican budget, is roughly a trillion dollars, not quite a trillion dollars in spending reductions to get to a balanced budget. Then we have obviously interest savings which get us the rest.

I had the Budget Committee staff run the numbers. If the President is proposing to get to a balanced budget over 10 years, not 7 years, he will not be able to do so by cutting the trillion dollars over 10 years. That is the fallacy. You cannot just cut \$1 trillion over 10 years, and balance the budget because you have to get on sort of a longer curve. Your spending cuts do not occur early enough. You build up more debt. It is a lot more costly to balance it over a longer period of time. The Budget Committee told us that it would require \$1.6 trillion in spending cuts or tax increases to balance the budget in 10 years, \$1.6 trillion.

The \$1.3 trillion in the Panetta proposal of 1991 included deeper cuts in defense, entitlement spending reductions—I remind people entitlements are things like Medicare, Medicaid, welfare spending, things that are now being lambasted by the other side of the aisle—a broad cut back in the size and cost of government, and \$250 billion to \$400 billion in new taxes; \$400 billion in new taxes.

Is this a harbinger of things to come? Have we fished out of the files from the old Budget Committee in 1991 the 10-year budget proposal for the Clinton administration to balance the budget with a third of the money coming from new taxes? But this is just all speculation because we have not seen the President's budget.

So I have the unpleasant task of returning to the floor to add to the list of numbers on my chart of days with no proposal to balance the budget from President Clinton. Since I had objections from the other side of the aisle about using staff to actually put my numbers up, I will do the chore myself, and put "day 6," potentially a significant date.

We might have learned about the secret budget, the existence of this document. We may have learned just from some of the detective work I have done that there may be a plan out there that existed a few years ago that may be

resurrected because under the democratic rule in the House of Representatives this balanced budget that the Budget Committee chairman put together never saw the light of day, never was voted on, never was debated in committee, never moved past the draft stage.

Maybe we will get it past the draft stage this time. Maybe the former chairman of the Budget Committee will be able to resurrect this handiwork that he did some 4 years ago and bring it on the scene as the new budget for the President.

I will tell you that it would be a long time coming, not just the 6 days, but to provide some leadership out of the White House on this very important issue to this country.

I remember during the Republican administrations the then-chairman of the Budget Committee, Chairman Leon Panetta, coming to the floor time after time after time making statements about how it was the responsibility of the President to be relevant to the situation, to not put up these budgets that were dead, that had no chance, but to be bold and to move forward.

I quote from March 13, 1986. This is Leon Panetta speaking:

We begin a game of "budget chicken" in which we wait for the other side to make the tough choices that have to be made to try to get our budget in line. It is a lousy way to do business; we all understand that. It is what gave birth to the Gramm-Rudman approach, and it is what creates the frustration that we now deal with here.

The hope is that the President would exercise leadership in presenting a budget to the Congress that is realistic and that is serious. But instead of pulling together, he pulls apart. Instead of providing leadership, he plays games. The danger is that we too fall into the same trap. This budget is wrong; we know it is wrong, and it will fail for several reasons.

Just as the President's budget came to the floor of the Senate. It was wrong, and it failed completely, and did not get one vote.

I say that the former Congressman from California, Leon Panetta, made a good point about that back on May 1, 1990, talking about a Bush budget. He said:

The fact is that the test of a budget is not what it says it does nor even its author. It is whether or not you get a majority of votes on the floor of the House and in the Congress. That is the ultimate test of the success or failure of any budget.

The fact is that the test of a budget is not what it says or does or even its author. It is whether or not you get a majority of votes on the floor of the House and in the Congress. That is the ultimate test of the success or failure of any budget.

That speaks volumes about the President's budget that he sent up here; speaks volumes about how serious the President was when he presented his budget to the U.S. Congress and in the U.S. Senate of which there are 54 Republicans and 46 Democrats. He got no votes.

Then chairman Panetta went on to say:

According to that test, the President's budget is a failure. The failure to offer the budget by the President also makes clear how tough it is to develop a budget that balances the priorities, that recognizes that we have to provide new directions for this country and that tries to achieve a majority vote on the floor of the House.

How things can come back to haunt you. We had a chairman of the Budget Committee who was pleading for the President of the United States to provide leadership, to stand firm, and move our country forward in a bold, new way. Now that person sits as the right hand man of the White House, and from all the press reports is advising the President to do just the opposite. I guess it all depends on where you sit.

I must read one more thing that Leon Panetta said during his time in Congress because my staff gave it to me. I actually thought it was something that I had just said the other day because I was talking about the fact that my father is an immigrant to this country and how important it was for us to leave the next generation better off than the generation that we now live in.

Back on May 4, 1989, CONGRESSIONAL RECORD, Leon Panetta said:

We have presented over the last 8 years a pleasant message that somehow everyone can have a free lunch in this country. That is not the case. That is not the message that my parents heard when they came to this country as immigrants with little education, little money, but a great deal of hope. They came for the opportunity that this country offered and the willingness to make a sacrifice for their children so their children could enjoy a better life. We now face a situation where our children may not enjoy a better standard of living than we had. That, I think, is the worst testament in terms of the future that we face in this Nation.

He is right. That is the biggest question that faces us. What are we going to do leave to the next generation? He was right in 1989. He was right in 1986. He was right in 1990, and hopefully he will convince the President to be right in 1995 to join the debate, to lead, to be relevant, to show this country, to show this Congress what direction he believes we should take to balance this budget.

I hope this is the last day; I hope that day 6 was lucky, that this little inkling that we got about this secret budget might come out somewhere, that there is a plan, and that we will be able to know this plan. I do not want to be up here for the next 129 days between now and the end of the fiscal year talking about why the President has not come to the party and express his vision for the future of this country.

I am confident tomorrow we will pass the balanced budget resolution. I hope it is bipartisan because I know there are many on the other side of the aisle who also would like to see this budget brought to balance.

I wish to commend the Senator from New Mexico for his fine work on this budget. I wish to commend the Presiding Officer for the tremendous job she

has done every day of this debate in rallying the forces to come here to the floor to talk about the positive aspects and how meaningful it is to get to a balanced budget for this country and not just the next generation. A lot of the talk is just for the next generation. When we talk about Medicare, it is not the next generation. It is this generation of Medicare recipients. When we talk about economic growth, it is this generation that is going to benefit from lower interest rates and higher growth rates.

This balanced budget is for everyone. As the Senator from New Mexico said in answering the question Senator LAUTENBERG posed: Whose side are you on? We are on America's side. We are on the side of all Americans. That is the beauty of a balanced budget. It is good for everyone. It is not about class warfare. It is not about picking winners and losers. It is about giving everyone opportunity.

I yield the floor.

Mr. FRIST addressed the Chair.

The PRESIDING OFFICER. The Senator from Tennessee is recognized.

(Mr. SANTORUM assumed the chair)

#### INCREASING AMERICAN PRODUCTIVITY

Mr. FRIST. I rise to commend my distinguished colleague from Pennsylvania, the Presiding Officer, and especially the chairman of the Budget Committee, Senator DOMENICI, for the outstanding work that has been shown over the last several days as we have presented a budget that will be balanced by the year 2002.

I would like to turn to answer a simple question, and that is who will benefit from the balanced budget plan proposed by the Republican majority this week. The answer? The American family.

The debate over the past week has been fascinating. We have heard a lot of rhetoric, especially from the other side of the aisle, about how cutting spending will hurt our children, affect our seniors, and hurt the middle class. My colleagues on the other side of the aisle would have us believe that the entire Government is going to shut down and that disaster is imminent with our budget.

But what they will not tell you is that the Republican budget will have tangible positive benefits for whom? The American family. Benefits that the American family will see in their checkbook, in their family budgets, and in their overall standard of living.

According to economists, one of the most significant benefits of a balanced budget is increased productivity. What does that mean? Let us talk a little bit about what productivity means to that individual family, that typical family in America. Increased productivity, a product of this balanced budget, means that Americans will produce more in the same amount of hours. There will be more produced for a given amount of

work. And why do we have increased productivity from balancing the budget? Why does increased productivity result from spending no more than we take in each year?

Because, very simply, the Government, we, will borrow less, and that leaves more for investment by the private sector, by individuals, by individual businesses, and greater investment by those businesses and individuals results in better technology and better working conditions. It is this investment that allows our workers to produce more in the same amount of time. And so what does this concept of increased productivity which clearly stems from a balanced budget mean to the individual family, to you, to me, to our children, to our grandchildren?

From this first chart, the first thing that increased productivity means is greater income for the American family. If we accomplish more while we are at work, increased productivity, we will make more money to buy homes, to send our children to school, to buy clothes for our children, to provide for our own retirement.

According to the Commerce Department, median family income fell last year under President Clinton's watch by 1.9 percent. In contrast, over the next 10 years, by balancing the budget, the General Accounting Office says that earnings would be increased by approximately an extra 2.9 percent. That would mean an extra \$1,200 per year for each American family by passing tomorrow this balanced budget proposal.

Under a status quo budget right now, income of the average family in 2025 without a balanced budget, for example, under the President's proposal would be \$35,900. Under the Republican proposal, that same income of the average family in 2025 but with a balanced budget would be \$48,200, a difference of over \$12,000 by having a balanced budget.

Yes, increased incomes for the American family mean greater economic security for us, for this current generation, and for that next generation. With \$12,000 more a year, our families will be able to save more for their own retirement rather than having to rely on the Government today, as so many people do today. They will be able to pay for their own health care, and they will be able to pay for education for their children. The investment of this kind of extra money for the American family can only mean great things for our economy and for our people.

Let me turn to the second chart. Are there other benefits of increased productivity which will result from the balanced budget? Mr. President, if we are accomplishing more during work hours, we will actually have to work less to accomplish the same amount. This means more time at home, more time with our families, more time with our children, our grandchildren to play baseball, to go to a guitar recital, to read a book.

Indeed, a typical family workday is 8½ hours. Increased productivity

means that workers can provide the same level of output in fewer hours leaving more time for family, more time for leisure. In traveling the State of Tennessee, I know that Americans feel they are working hard to get ahead, and today they are not making progress. The median income is declining today. It is tough on families. It is tough on moms and dads who struggle to keep the house clean, food on the table, and the family running, and it is tough for those individuals. As we balance this budget and make this proposal, they worry: Will times be better? The message that we must get out is yes, with a balanced budget, there is increased productivity, increased time to be with one's family.

The Republican budget, when you break it down, will actually ease that burden through increasing the efficiencies of our businesses and our workers.

Let me turn to the third chart, Mr. President. Probably the most tangible benefit that we will see from balancing our budget is lower interest rates. The Congressional Budget Office has told us that interest rates will be lower by almost 2 percent if we balance the budget. Other economists, such as the independent forecasting group from DRI McGraw-Hill, predict lower interest rates of up to 2.5 percent, lower than they would be with a budget which is not balanced. That translates very directly into lower costs for typical purchases by the American family.

The examples are depicted. It means when lower interest rates take effect, that on the \$75,000 30-year mortgage to this family, there will be a savings of \$1,246 if we have a balanced budget.

Or that same family will save \$1,000 over the life of a loan on a \$15,000 car if we pass this balanced budget proposal.

And that same family will save \$36 per year on an average balance of \$1,800 on a credit card if we pass this balanced budget proposal.

And that same family can save \$1,128 over the life of a loan on a small business or on farm equipment or on this typical tractor.

Mr. President, these are the kinds of savings that are very real that will affect every household in this country if we are successful in passing the balanced budget plan tomorrow. There is absolutely no question that the Republican budget, yes, will be tough. It will be tough, and everybody is going to have to sacrifice for it to take effect. But there is no question that this Republican budget does provide real, tangible benefits for all Americans and all American families.

Increased incomes, less work time, lower interest rates—all will contribute to a much higher quality of life for the American family.

I urge all of my colleagues on both sides of the aisle to consider these positive beneficial effects to the family as

we vote on this historic—very historic—budget package tomorrow.

I yield the floor.

Mrs. HUTCHISON addressed the Chair.

The PRESIDING OFFICER. The Senator from Texas.

#### PROMISES KEPT

Mrs. HUTCHISON. Mr. President, I want to thank the Senator from Tennessee, a new Member of the Senate, for helping us with this debate, for helping us point out the important decisions that we are making today and tomorrow.

It has really been wonderful to see the freshmen Senators, the new Senators, like the Senator from Tennessee and like the Senator in the chair, tonight adding to the debate and adding to the energy and vitality of the changes that we are making for America, the changes that the people asked for in 1994 so forcefully by giving a mandate to Congress to do the right thing, to keep the promises that were made.

The American people have seen time after time after time politicians making great speeches, beautiful speeches at conventions and big events and rallies and they see them make the promises and they see the promises broken almost the day after the election. Now, for the first time in years, the American people are going to see the promises being kept.

I think you are seeing such clear differences between the leadership that the President has shown versus the leadership that the Members of Congress are showing now finally.

The President's theme has been balance the budget on the backs of the Medicare recipients and the welfare recipients and education. That is the theme that we see recurring on the floor of the Senate day after day after day—the class warfare: “Oh, yes, they are balancing the budget, but they are doing it at the expense of the people in our society who are receiving Medicare and welfare.”

That is all we have heard. Where is their plan? Where is their suggestion? As the Senator from Pennsylvania said earlier tonight, their Chief of Staff has said, “It's a big game of chicken. If you put your budget out there and we're going to slash it to ribbons. If we put our budget out there, you are going to slash ours to ribbons.” So who goes first?

Mr. President, the Republicans are going first. We are putting something on the table that makes sense. We are taking the bold step and we are protecting Medicare for the future, and we are going to have a welfare system that tries to bring people up, not hold them down for generation after generation, and to give the taxpayers of our country the opportunity to see that it does not pay not to work if you can.

So, Mr. President, where is the President of the United States in this de-

bate? He gave a budget to the Congress. We voted on it. It was the first vote we took in this budget debate. It was a budget which would increase the Federal deficit from \$203 billion in 1994 to \$276 billion in the year 2000. In fact, the Clinton budget, submitted to this Congress, called for another \$1.2 trillion in deficit spending over the next 5 years.

That is the budget he has presented until yesterday. And yesterday the President said, “I'm going to give you a balanced budget.” We are 4 days into the budget debate and the President says, “I'm going to give you a balanced budget.” Where was he in the first year of his term? Where was he in the second year of his term? And where was he when we started the hearings in the Budget Committee when Senator DOMENICI was trying for a consensus, trying to bring everyone into the process, where was the President then? Where is the alternative now? There is no alternative except the one on the table that the Budget Committee has put forward which will balance the budget of this country by the year 2002.

It is the budget that is going to protect Medicare for our future generations. It is the budget resolution that says to our children, we are not going to turn our backs on you.

Finally, we have drawn the line in the sand, and we are going to do what is right for this country. This is, indeed, a moment in history. Tomorrow, we are going to make history in America. The other body is going to do what the House of Representatives did last week, and we are going to keep our promise to the American people.

Do all of us like everything in the budget? Absolutely not. There is probably not one Member of the Senate that says this is a perfect budget. Not even Senator DOMENICI likes everything in this budget that he worked so hard to bring out of that committee with the strong vote that he did. In fact, today I voted to change the budget, to give more to national defense because I am so worried that we are shortchanging our national defense in this country, and I wanted to try to change the priorities.

Other people have been offering amendments to add to education. Others have offered amendments to add to Medicare funding. Others have offered amendments for all different things that they think should be a priority.

But, Mr. President, this is a good, solid, balanced budget.

It is a balanced budget in the sense that, of course, it is going to take away deficits after 7 years. But it is a balanced budget in that it has taken into consideration what the Federal Government should be doing. And it is cut from some of the areas where the Federal Government has gotten too involved and in fact has encroached on our State governments and our local governments. It has cut back in those areas.

We are going back to the concept of a Federal Government that has specific

powers and everything is not reserved to the Federal Government. It is going to be left to the States and to the people. That is the 10th amendment to the Constitution, and we are going to resurrect it and we are going to start with the budget that we are going to adopt tomorrow. We are going to give the power back to the people and back to the governments that are closest to the people, and that is where we are going to stop the spending binges from the Federal Government—and, oh, by the way, the strings that go with the spending binges. That is as costly as anything we do. The strings we attach to the State government when we send them the money, we are going to take the strings away; we are going to send them block grants. They have the ability to make the decisions for what is best for the people in their States. They are the closest to the people, and they should be determining what their priorities are. We do not need to tell them what to do in Washington, DC.

So tomorrow is the beginning of a new day in America. It is the beginning of the time that we are going to take the ship of state and we are going to start the turn in the right direction. We are going to provide a future for our children and grandchildren. We are going to keep our promises. We are going to fulfill the mandate that the people gave to us.

The President has talked a good game. He is a great speaker. He has made a lot of promises. But what has he done? He has given us a budget that does not balance. He has passed the largest tax increase in the history of America. He has financed our debt with short-term borrowing. And we are going to have to pay the price down the road for that mistake. And he has woefully underestimated the need for a strong national defense. We are going to start turning this country in the right direction. We started in January, and we are going to take a major step tomorrow to do the right thing for the people of this country.

We are working very hard, Mr. President, to do what we believe is the right thing to do for our children, for our senior citizens, for the people that are truly needy, and for the people who are out there working for a living to be able to keep the taxes that they earn for themselves and not give it to the Government to determine the priorities for their families. And we are going to work for that small business entrepreneur to be able to make it and to live the American dream and to grow and to prosper and create the jobs that will give others the opportunity to live the American dream of doing better for their families than they have been able to have as they immigrated into our country, or as they were the first member of their family to get a college education. That is who we are working for, Mr. President, and that is what this balanced budget is going to ensure will continue to be the American dream. That is why we are here

tonight at 10:30 p.m. eastern time, to talk about the importance of doing the responsible thing. The easy thing? No. The tough decisions, the right decisions, and the responsible decisions that we were elected to come to Washington to make.

Mr. President, we are on the eve of a very historic time, and I am proud that I believe we are going to do the right thing tomorrow. The Senate is going to put aside all of the differences that we might have and priorities and pass a balanced budget that will start our 7-year march to the time when we will begin to start paying down that long-term debt.

Mr. President, I thank you. I am soon going to move to close. Does the Senator from Iowa have anything further?

Mr. GRASSLEY. No.

#### MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mr. Thomas, one of his secretaries.

#### EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the Committee on Armed Forces.

(The nominations received today are printed at the end of the Senate proceedings.)

#### REPORT RELATIVE TO EMIGRATION LAWS AND POLICIES OF THE REPUBLIC OF ROMANIA—MESSAGE FROM THE PRESIDENT—PM 51

The Presiding Officer laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Finance.

*To the Congress of the United States:*

I hereby transmit a report concerning emigration laws and policies of the Republic of Romania as required by subsections 402(b) and 409(b) of Title IV of the Trade Act of 1974, as amended ("the Act"). I have determined that Romania is in full compliance with the criteria in subsections 402(a) and 409(a) of the Act. As required by Title IV, I will provide the Congress with periodic reports regarding Romania's compliance with these emigration standards.

WILLIAM J. CLINTON.

THE WHITE HOUSE, May 19, 1995.

#### EXECUTIVE REPORTS OF COMMITTEE

Mr. THURMOND. Mr. President, for the Committee on Armed Services, I report favorably the attached listing of nominations.

Those identified with a single asterisk (\*) are to be placed on the Execu-

tive Calendar. Those identified with a double asterisk (\*\*) are to lie on the Secretary's desk for the information of any Senator since these names have already appeared in the CONGRESSIONAL RECORD of April 24, May 2, and May 11, 1995, and ask unanimous consent, to save the expense of reprinting on the Executive Calendar, that these nominations lie at the Secretary's desk for the information of Senators.

\*In the Air Force there are 42 appointments to the grade of brigadier general (list begins with Patrick O. Adams) (Reference No. 216)

\*In the Air Force there are 24 appointments to the grade of major general (list begins with Kurt B. Anderson) (Reference No. 217)

\*Major General Ronald V. Hite, USA to be lieutenant general (Reference No. 253)

\*Vice Admiral David M. Bennett, USN to be placed on the retired list in the grade of vice admiral (Reference No. 267)

\*Rear Admiral Harold M. Koenig, USN to be Chief of the Bureau of Medicine and Surgery and Surgeon General and to be vice admiral (Reference No. 283)

\*Lieutenant General Charles E. Dominy, USA to be placed on the retired list in the grade of lieutenant general (Reference No. 287)

\*Lieutenant General Joseph W. Ralston, USAF to be general (Reference No. 313)

\*Major General Ralph E. Eberhart, USAF to be lieutenant general (Reference No. 314)

\*Rear Admiral James R. Fitzgerald, USN to be vice admiral (Reference No. 318)

\*Brigadier General Sam C. Turk, USAR to be major general (Reference No. 338)

\*\*In the Marine Corps there are 300 promotions to the grade of lieutenant colonel (list begins with William E. Acker) (Reference No. 345)

\*Lieutenant General Malcolm B. Armstrong, USAF to be placed on the retired list in the grade of lieutenant general (Reference No. 356)

\*Major General Charles T. Robertson, Jr., USAF to be lieutenant general (Reference No. 357)

\*Lieutenant General Edwin E. Tenoso, USAF for reappointment to the grade of lieutenant general (Reference No. 358)

\*\*In the Air Force Reserve there are 2 appointments to the grade of lieutenant colonel (list begins with David R. Andrews) (Reference No. 359)

\*\*In the Marine Corps there are 472 appointments to the grade of lieutenant colonel and below (list begins with James C. Addington) (Reference No. 360)

\*Lieutenant General Ronald H. Griffith, USA to be Vice Chief of Staff of the Army and to be general (Reference No. 366)

\*General John H. Tilelli, Jr., USA for reappointment to the grade of general (Reference No. 367)

\*Major General George A. Fisher, Jr., USA to be lieutenant general (Reference No. 368)

\*Colonel James R. Helmly, USAR to be brigadier general (Reference No. 371)

\*In the Army Reserve there are 11 promotions to the grade of major general and below (list begins with John T. Crowe) (Reference No. 380)

\*Colonel Fletcher M. Lamkin, Jr., USA to be Dean of the Academic Board, United States Military Academy, and to be brigadier general (Reference No. 381)

\*Rear Admiral Brent M. Bennett, USN to be vice admiral (Reference No. 382)

\*\*In the Army there are 1,152 promotions to the grade of lieutenant colonel (list begins with Scott L. Abbott) (Reference No. 383)

Total: 2,020.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

The following bills and joint resolutions were introduced, read the first and second time by unanimous consent, and referred as indicated:

By Mr. MCCAIN:

S. 841. A bill to increase the special assessment for felonies and improve the enforcement of sentences imposing criminal fines, and for other purposes; to the Committee on the Judiciary.

By Mr. ASHCROFT (for himself, Mr. COVERDELL, Mr. CRAIG, Mr. DEWINE, Mr. SMITH, Mr. INHOFE, and Mr. KEMPTHORNE):

S. 842. A bill to replace the aid to families with dependent children with a block grant to the States, and for other purposes; to the Committee on Finance.

S. 843. A bill to amend the Food Stamp Act of 1977 to convert the food stamp program into a block grant program, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

S. 844. A bill to replace the medicaid program with a block grant to the States, and for other purposes; to the Committee on Finance.

S. 845. A bill to replace the supplemental security income program for the disabled and blind with a block grant to the States, and for other purposes; to the Committee on Finance.

S. 846. A bill to amend the Internal Revenue Code of 1986 to allow for charitable contributions to certain private charities providing assistance to the poor thereby improving Federal welfare efforts through increased activity, and for other purposes; to the Committee on Finance.

By Mr. GREGG (for himself, Mr. REID, Mr. COATS, Mr. BRADLEY, Mr. KYL, Mr. COHEN, and Mr. LAUTENBERG):

S. 847. A bill to terminate the agricultural price support and production adjustment programs for sugar, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

#### STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. MCCAIN:

S. 841. A bill to increase the special assessment for felonies and improve the enforcement of sentences imposing criminal fines, and for other purposes; to the Committee on the Judiciary.

THE CRIME VICTIMS ASSISTANCE IMPROVEMENT ACT

● Mr. MCCAIN. Mr. President, today I am introducing legislation to assist those who are often ignored in our ongoing struggle against crime: the victims: The Crime Victims Assistance Improvement Act increases and improves collection of crime fines which are deposited into the crime victims fund. This fund provides desperately needed help to crime victims across this country.

I am pleased that this legislation has been supported by the National Organization for Victim Assistance, the American Legislative Exchange Council, Crimestrike, and the Arizona Department of Public Safety.

First, this bill doubles the mandatory special assessment charged to every convicted Federal felon. The current special assessment is \$50 for each

individual felon, and \$200 for an organization. The money from these special assessments goes directly into the crime victims fund. So doubling the assessments will double the amount of money going into the crime victims fund.

This means that more rape and assault victims will get counseling, more battered women and children will get shelter, more families of murder victims will get money to defray funeral expenses. It means more help for more crime victims in every State of this Nation.

Second, this legislation increases, to 20 years, the statute of limitations for the collection of these special assessments. Currently, the Government loses the right to collect this money from convicted felons after 5 years, which means vital resources are lost in the effort to assist crime victims. Criminal debtors should not be allowed to get away with defying a court order to pay. Increasing the statute of limitations significantly increases the amount of time that the government has to track down deadbeat criminals and make them meet their obligation.

This legislation also requires an enforceable payment schedule for special assessments, orders of restitution and additional fines charged to convicted Federal criminals. Current law only allows the judge the option of setting up a payment schedule. A mandatory schedule for payment of the money owed will enhance collections and improve debt management. Ultimately, it means more dollars in the crime victims fund.

Fourth, this legislation prohibits delinquent criminal debtors from receiving Federal benefits, such as grants, contracts, loans, professional and commercial licenses and other Federal assistance programs. If convicted criminals are not meeting their financial obligation to crime victims, then they certainly should not be allowed to benefit from Federal assistance programs.

Fifth, the bill addresses a particularly absurd loophole in current law which allows delinquent criminal debtors to collect money from the Crime Victims Fund if they themselves become victims of crime. It is ironic, and yet tragic, when a convicted criminal debtor in turn becomes a victim of crime; but it is unfair that such an individual, who is delinquent in payments to the crime victims fund, and has not made a good faith effort to meet his or her obligation, is allowed to receive assistance from the program.

The intent of this legislation, however, is not to deny needy people from assistance if they are making a good faith effort to meet their financial and legal obligations. Payment schedules certainly could be amended by a court to address exigent circumstances.

Finally, this legislation establishes that crime victim compensation payments shall not be counted as income for purposes of eligibility for unrelated federally-funded general assistance programs.

Let me relate the story of a 2-year-old-boy from Iowa. After his father was brutally murdered, this boy's mother had no means of support and was placed on AFDC rolls, which qualified the family for Medicaid. The State victims compensation program also provided this young victim and his mother \$2000 for loss of support. This one-time compensation payment was considered as income, however, so the Government was forced to cut off this child's Medicaid benefits for nearly a year. This is not right and it must be changed.

Mr. President, crime continues to plague our Nation. Figures from the U.S. Justice Department show that one violent crime is committed in this country every 16 seconds. Yet the unmet need for victim assistance and compensation is enormous. The number of victims' compensation claims has increased by 10 to 20 percent each year for the past 5 years, but many of those claims are being turned down because of a lack of funding.

In my home State of Arizona, we are receiving fewer dollars from the crime victims fund at a time when serious crime is increasing. In 1993-94, 16 Arizona agencies that applied for crime victim assistance grants received no funding at all. The funding requests that were rejected included victim witness programs, domestic violence agencies, as well as child abuse and sexual assault programs.

The victims compensation system is also overburdened. Families with limited financial resources must face the initial trauma of the crime coupled with the additional concerns of medical expenses, funeral bills and other crime-related losses. We need more resources to help these victims, especially those in financial distress, and the Crime Victims Assistance Improvement Act will help tremendously in this endeavor.

Doubling the amount of special assessments, increasing the statute of limitations on collections, setting up specific payment schedules, and keeping delinquent criminal debtors from benefiting from the crime victims fund are effective methods for channeling money from the criminals who committed the crimes to the victims who are living with the aftermath. We must let criminals know that fine payment is not an option, it is an obligation that they must and will meet.

Mr. President, this legislation enhances collections of criminal debt and improved administration of the crime victims fund to keep pace with the growing needs of crime victims, and I urge timely consideration and passage of this measure. •

By Mr. ASHCROFT (for himself, Mr. COVERDELL, Mr. CRAIG, Mr. DEWINE, Mr. SMITH, Mr. INHOFE, and Mr. KEMPTHORNE):

S. 842. A bill to replace the aid to families with dependent children program to the States, and for other purposes; to the Committee on Finance.

S. 843. A bill to amend the Food Stamp Act of 1977 to convert the food stamp program into a block grant program, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

S. 844. A bill to replace the Medicaid program with a block grant to the States, and for other purposes; to the Committee on Finance.

S. 845. A bill to replace the supplemental security income program for the disabled and blind with a block grant to the States, and for other purposes; to the Committee on Finance.

S. 846. A bill to amend the Internal Revenue Code of 1986 to allow for charitable contributions to certain private charities providing assistance to the poor thereby improving Federal welfare efforts through increased activity, and for other purposes; to the Committee on Finance.

#### WELFARE REFORM LEGISLATION

Mr. ASHCROFT. Mr. President, as we continue to debate the budget resolution, setting spending levels for the next 5 years, we do so with the knowledge that one of our greatest challenges is moving our Nation's needy from governmental dependence to economic independence. One of our challenges is to ensure that hope and opportunity are defining characteristics of all Americans.

This was the challenge 30 years ago, when the great movement reshaping world politics was the end of colonialism. John Kennedy celebrated the "desire to be independent," as the "single most important force in the world." Eventually this movement revealed its power from Asia to Africa to South America.

The problem with imperialism was not just its economic exploitation. It was its influence on culture. It undermined traditional ways and institutions. It was inconsistent with human dignity.

Why? Because imperialism rewarded passivity and encouraged dependence. It required citizens to live by the rules of a distant elite. It demanded people be docile in the face of a system that they could not change. It was an attack, not just on national sovereignty, but on national character. What our Washington-based welfare system has done, particularly to women and children, has been to fashion a new form of colonialism. It created an underclass that is paid to play by rules that lead to dependence. It rewards behavior that keeps them powerless. It thwarts the efforts of private and religious charitable organizations to care for the needy. It discourages the genuine compassion of the American people. It has waged war against the human spirit.

Our goal in welfare should not be to maintain the underclass as comfortably as possible as wards of the state. Yet that is precisely what has been done. Cash benefits anesthetize their suffering. Food stamps relieve

their hunger. Health care and housing are provided. But the hope, dignity, and integrity of independence are forgotten.

Consider, just briefly, what our current welfare system has wrought. The numbers alone are enough to numb the senses. Since 1965, we've spend more than \$5 trillion—a cost higher than that of waging the second world war—fighting poverty. Yet today, there are more people living in poverty than ever before, and our safety net has become more like quicksand.

In 1965, when President Johnson launched the War on Poverty, there were approximately 14.7 million children in poverty. They constituted about one of every five children in America. In 1993, there were 14.6 million children in poverty. They constitute a little more than one in every five American children. Of all age groups, children are the most likely to be poor. In 1991, a study of the poverty rates in eight industrialized nations revealed that American children were almost three times as likely to be poor as children from the other nations studied.

The character of the poverty we face today is a deeper, more entrenched poverty in which generations of people are born, live, and die without the experience of holding a job, owning a home, or growing up with a father's love and discipline.

Go into our inner cities—go just blocks from here—and you will meet a generation fed on welfare and food stamps but starved of nurture and hope. You will meet young teens in their third pregnancy. You will meet children who are not only without a father, but do not know anyone who has a father. You will talk with sixth-graders who do not know how many inches are in a foot, having never seen a ruler, and with first-graders who do not know their ABC's or numbers because no one ever took the time to teach them.

Thirty years ago, Robert Kennedy reflected on welfare and said this:

Opponents of welfare have always said that welfare is degrading, both to the giver and the recipient. They have said that it destroys self-respect, that it lowers incentive, that it is contrary to American ideals. Most of us deprecated and disregarded these criticisms. People were in need; obviously, we felt, to help people in trouble was the right thing to do. But in our urge to help, we also disregarded elementary fact. For the criticisms of welfare do have a center of truth, and they are confirmed by the evidence.

Robert Kennedy's warnings were not heeded.

The political elites that followed him have spent, and taxed, and redistributed wealth beyond the dreams of Roosevelt and Johnson combined. But in the Government's war on poverty, poverty is winning and the casualties are the poor. Hope and opportunity are missing in action. Programs and policies that once were judged by the height of their aspirations must now be judged by the depth of their failure.

I have a belief that is confirmed by the record of our times. It is this: The

greatest, most insistent human need is not subsistence, not hand-outs, not dependence, but independence. Not the kind of independence that suggests people do not need one another or that suggests that every man is an island. Quite the opposite, the independence of which I speak is the independence born of economic self-sufficiency and opportunity. The independence to dream, pursue, and fulfill our deepest wishes and our personal potential. This is something that the social architects cannot plan or build. It is not structure, it is spirit. It is something that our welfare system has lacked for at least the past 30 years. It is a reality that we continue to ignore only at our peril.

We stand at a time of unique opportunity. There is a mainstream movement of values sweeping this land. It is a movement reflected on the covers of popular magazines like Newsweek and US News who lament the absence of shame and the lack of fathers.

I believe it is time again to create a welfare system that helps, not hurts those it seeks to serve. That is the standard against which reform must be judged—not some utopian ideal, but the cold, hard realities of our present welfare system.

Today I will introduce the Communities Involved in Caring [CIVIC] Act. We have neither the aspiration nor the expectation that it alone is the long-awaited answer to our welfare problems. But we do believe that it is a significant step toward restoring the opportunities of dignity through independence and the access to the world of upward mobility.

This act is predicated on three fundamental beliefs. First, that States need to be given maximum flexibility in reforming their welfare systems. Second, that our intermediary organizations—especially private and religious charitable organizations—need to be utilized in welfare reform. Third, that intermediary organizations need not only money, but volunteers, to flourish.

#### BLOCK GRANTS

The CIVIC Act block-grants Washington's four main welfare entitlement programs—AFDC, Food Stamps, Supplemental Security Income, and Medicaid—to the States. It does this first by capping the spending on AFDC, food stamps, and SSI at either an average of fiscal year 1992-94 levels, or at fiscal year 1994 levels, whichever is higher. This cap would then apply for the next 5 years. For Medicaid, which is currently growing at rates exceeding 10 percent per year, spending would be capped at a rolling 5-percent increase for the next 5 years.

These programs would then be extricated from their existing bureaucracies—HHS, Agriculture, et cetera—and given to the Department of Treasury to distribute to the States.

Treasury's oversight role would be minimal because the only qualifications on the block grants would be the following. First, States would be re-

quired to make welfare recipients work. How best to do that. The nature of the work. The level of participation. All of those issues would be left to the States to determine. Second, States which decrease illegitimacy, using existing governmental statistics, will be able to use a portion of their block grant for elementary and secondary education or any other function they desire.

#### INVOLVEMENT OF INTERMEDIARY INSTITUTIONS

The CIVIC Act also provides explicit authority for States to contract with intermediary organizations—including private and religious charitable organizations—to help solve the welfare problem.

We have all heard the stories of small organizations that are hugely successful in helping America's poor. Unfortunately, many of those programs have been constrained from receiving Federal funds because all too often those Federal funds would require radical changes in the program—changes that would rob the programs of the very characteristics that make them successful.

Under the CIVIC Act, States would be able to utilize their Federal bloc-grant funds by either contracting with these organizations directly or by giving welfare recipients certificates so that they can choose which programs to get involved in.

#### TAX CREDIT ELIGIBILITY FOR VOLUNTEERING AT CHARITABLE ORGANIZATIONS

The final part of the CIVIC Act makes those people who volunteer at least 50 hours per year, or approximately 1 hour per week, to institutions that serve the needy, eligible for a \$500 tax credit for monetary donations to such charitable organizations. Just as welfare recipients should work for their benefits, so our citizenry should work for charitable organizations in order to receive a tax credit. It is all about responsibility. It is all about opportunity.

When he travelled through America more than 100 years ago, the great French observer Alexis de Tocqueville was struck by how caring Americans were for each other. "The Americans, . . . regard for themselves," he wrote, "constantly prompts them to assist one another and inclines them willingly to sacrifice a portion of their time and property to the welfare of [others]." What this act seeks to undo is 30 years of Washington discouraging that very basic American instinct to help one another.

These ideas are not new ideas. They are, in fact, ideas that have been tried, tested, and found successful. About a hundred years ago in cities like New York, alcoholics and addicts littered the sidewalks. Orphaned children roamed the streets. And if all New York City's liquor shops, houses of prostitution, gambling houses, and other low-life establishments would have been placed on a single street,

they would have extended from Manhattan's city hall to the city of White Plains more than 30 miles away. On that street, there would have been a robbery every 165 yards and a murder every half mile. And in Brooklyn, 1 out of every 10 people got food from public storehouses.

These pathologies met their match through society's intermediary, non-governmental, organizations. Their warm-hearted and hard-headed approaches helped save women and children and men. As the historian Marvin Olasky notes, "The solutions these reforms came up with forestalled an epidemic of illegitimacy and saved thousands of children from misery."

I believe that as we confront our own social pathologies, we must, we must do it the same way—with new ideas for the 1990's that were the standard fare of the 1890's. We must meet our challenges with a greater role for States and a greater role for intermediary organizations—both larger ones like the Salvation Army and the Goodwill and smaller ones like Best Friends and the Sunshine Mission.

So while the CIVIC Act begins the process of moving welfare from Washington to the States, it also begins the vital task of reinvigorating our intermediary organizations—organizations which can help meet people's deepest needs, organizations that we know will help solve our welfare problems.

The change that we want to see will not occur overnight. Neither will it come without hard work and thorough debate. The end of colonialism was not an easy process either. For independence means risk, the sacrifice of security. Economic mobility means work, hard work. But no nation and no people who have ever tasted the sweet fruits of freedom has called for the return of its colonial rulers.

By Mr. GREGG (for himself, Mr. REID, Mr. COATS, Mr. BRADLEY, Mr. KYL, Mr. COHEN and Mr. LAUTENBERG):

S. 847. A bill to terminate the agricultural price support and production adjustment programs for sugar, and for other purposes; to the Committee on Agriculture, Nutrition, and Forestry.

#### AGRICULTURAL PRICE SUPPORT LEGISLATION

Mr. GREGG. Mr. President, I rise today with Senators REID, BRADLEY, COATS, COHEN, LAUTENBERG, and KYL to announce the introduction of legislation to repeal the sugar program. This legislation will eliminate the U.S. Department of Agriculture's [USDA] price support, subsidized loans, producer assessments, and marketing allotments for sugar.

The sugar program is big government at its worst. At a time when the American people are demanding that the Federal Government assume a more limited role in society, this program goes in the opposite direction. Instead of leaving the sugar industry to mar-

ket forces, the USDA wields the heavy hand of government intervention.

Why should Congress repeal the sugar program? That is a good question, and I will give you but a few examples:

It has been estimated by the General Accounting Office [GAO] that the program costs consumers and sweetener users an average of \$1.4 billion annually. The producers who sell the most sugar reap the biggest benefit. Right now, the world sugar price is half that of the United States.

The sugar program stifles competition. In 1991, the GAO estimated that 42 percent of the program's benefits went to only 1 percent of the growers. The 33 largest sugar plantations receive over \$1 million each year.

The U.S. has generally supported free and fair trade. How can we justify artificially inflating the price of a domestic commodity just to enrich and protect a particular industry? This legislation would not impact existing rules on tariffs and quotas. Therefore, there would be no dumping of foreign sugar into the U.S. market.

Like most Americans, I strongly support reducing the Federal budget deficit. Due to import tariffs and a 1.1 cents-per-pound tax on producers, the sugar program operates a no-net-cost to the Federal budget. While this is true, the program costs the American taxpayers \$1.4 billion. The sugar program is a regressive tax, which imposes a much greater burden on those who spend a great deal on consumption. Under the present system, the benefit of reducing the Federal budget deficit is far outweighed by the high cost to the American consumer.

One of the greatest environmental crises facing the State of Florida is the degradation of the Everglades. The Everglades is a national treasure, which is threatened by phosphate and pesticide runoff. The sugar program's continued high price supports have for years stimulated overproduction in the Everglades agricultural area. In effect, the Federal Government has encouraged the destruction of the Everglades through heavy-handed government intervention and misguided attempts to regulate the economy.

The repeal of the sugar program would have a minimal, if any, impact on jobs in the sugar industry. The American sugar industry, the pro-sugar lobby, has estimated a job loss of 420,000. This is factually and statistically untrue. The Census Bureau and the USDA have estimated that the sugar industry only accounts for 46,000 jobs. In fact, even with the program, sugar industry jobs fell by 18 percent between 1982 and 1992. It is believed by many economists that any job losses in the sugar industry would be offset by gains realized in the sweetener industry.

Mr. President, the time for wasteful and inefficient commodity programs

like the sugar program has come to an end. I hope the Senate will move quickly to pass this legislation and send a message to the relatively few that benefit from this program that the American consumer deserves a better deal.

Mr. COHEN. Mr. President, I am pleased to rise today to join Senator GREGG and Senator REID to introduce legislation to eliminate the sugar program. The Federal Government has been meddling in the sugar market for over 200 years, and I believe the time has come to end what has become a wasteful practice.

The supporters of the sugar program argue that the system operates at no cost to the Federal Government, and therefore there is no need to eliminate this harmless program. Technically speaking this assertion is true; the Federal Government does not send checks to sugar growers. But the federal government does artificially raise the price of sugar by limiting imports, and, as a result, American consumers pay an additional \$1.4 billion each year for sweetened products, according to the Government Accounting Office. So while Americans may not pay for this program through higher taxes, they do pay for it every time they buy a soda, or a candy bar, or anything else which contains sugar or other sweeteners.

The supporters of the sugar program argue that this program is vital to the livelihoods of family farms. Unfortunately this program, like many other agricultural subsidies, was designed to help family farms, but actually tends to support big businesses. Seventeen of the over 1,700 sugarcane farms received roughly 58 percent of the benefits of this program in 1991. One family in Florida receives an estimated \$65 million a year as a result of the artificially high prices. Mr. President, this certainly does not fall within my definition of a "family" farm.

Finally, the supporters of the sugar program argue that the elimination of this program will kill the domestic sugar industry. While there will likely be some changes to the industry if this program is eliminated, I take issue with the argument that there is no life after subsidies. During World War II, a price support system was established for potatoes. Several years later Congress abolished the program. But the potato industry remains vibrant in the United States to this day. From Maine to California, farmers continue to grow potatoes without the benefit of a subsidy they once enjoyed.

Mr. President, the time has come to end the sugar program. Simply stated, its benefits go primarily to a select few, while its costs are borne by every consumer in America. Because food accounts for a higher share of the household budget of low-income families, these higher costs are especially regressive. For the sake of these families, I hope the Senate will pass this important legislation.

#### ADDITIONAL COSPONSORS

S. 230

At the request of Mr. DOLE, the name of the Senator from Massachusetts [Mr. KERRY] was added as a cosponsor



of S. 230, a bill to prohibit United States assistance to countries that prohibit or restrict the transport or delivery of United States humanitarian assistance.

S. 256

At the request of Mr. DOLE, the name of the Senator from Montana [Mr. BURNS] was added as a cosponsor of S. 256, a bill to amend title 10, United States Code, to establish procedures for determining the status of certain missing members of the Armed Forces and certain civilians, and for other purposes.

S. 456

At the request of Mr. BRADLEY, the name of the Senator from Florida [Mr. GRAHAM] was added as a cosponsor of S. 456, a bill to improve and strengthen the child support collection system, and for other purposes.

S. 630

At the request of Mr. D'AMATO, the name of the Senator from North Carolina [Mr. HELMS] was added as a cosponsor of S. 630, a bill to impose comprehensive economic sanctions against Iran.

S. 647

At the request of Mr. LOTT, the name of the Senator from Texas [Mrs. HUTCHISON] was added as a cosponsor of S. 647, a bill to amend section 6 of the Forest and Rangeland Renewable Resources Planning Act of 1974 to require phasing-in of certain amendments of or revisions to land and resource management plans, and for other purposes.

S. 770

At the request of Mr. DOLE, the names of the Senator from Illinois [Ms. MOSELEY-BRAUN], and the Senator from Missouri [Mr. ASHCROFT] were added as cosponsors of S. 770, a bill to provide for the relocation of the United States Embassy in Israel to Jerusalem, and for other purposes.

S. 798

At the request of Mr. CONRAD, the name of the Senator from North Dakota [Mr. DORGAN] was added as a cosponsor of S. 798, a bill to amend title XVI of the Social Security Act to improve the provision of supplemental security income benefits, and for other purposes.

S. 833

At the request of Mr. HATCH, the name of the Senator from Connecticut [Mr. LIEBERMAN] was added as a cosponsor of S. 833, a bill to amend the Internal Revenue Code of 1986 to more accurately codify the depreciable life of semiconductor manufacturing equipment.

#### SENATE JOINT RESOLUTION 34

At the request of Mr. SMITH, the name of the Senator from New York [Mr. D'AMATO] was added as a cosponsor of Senate Joint Resolution 34, a joint resolution prohibiting funds for diplomatic relations and most favored nation trading status with the Socialist Republic of Vietnam unless the President certifies to Congress that Vi-

etnamese officials are being fully cooperative and forthcoming with efforts to account for the 2,205 Americans still missing and otherwise unaccounted for from the Vietnam War, as determined on the basis of all information available to the United States Government, and for other purposes.

### AMENDMENTS SUBMITTED

#### THE CONGRESSIONAL BUDGET CONCURRENT RESOLUTION

##### BRADLEY (AND OTHERS) AMENDMENT NO. 1122

Mr. BRADLEY (for himself, Mr. BREAUX, Mrs. MURRAY, Ms. MOSELEY-BRAUN, Mr. GLENN, Mr. BINGAMAN, Mr. KENNEDY, and Mr. LIEBERMAN) proposed an amendment to the concurrent resolution (S. Con. Res. 13) setting forth the congressional budget for the U.S. Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002; as follows:

On page 74, strike lines 12 through 24 and insert the following: "budget, the appropriate budgetary allocations, aggregates, and levels shall be revised to reflect \$16,900,000,000 in budget authority and outlays of the additional deficit reduction achieved as calculated under subsection (c) for legislation that restores the full current law earned income tax credit under section 32 of the Internal Revenue Code of 1986.

"(b) REVISED ALLOCATIONS AND AGGREGATES.—Upon the reporting of legislation pursuant to subsection (a), and again upon the submission of a conference report on such legislation (if a conference report is submitted), the Chair of the Committee on the Budget of the Senate may submit to the Senate appropriately revised allocations under sections 302(a) and 602(a) of the Congressional Budget Act of 1974, budgetary aggregates, and levels under this resolution, revised by an amount that does not exceed the additional deficit reduction specified under subsection (d)."

##### GRAMM (AND OTHERS) AMENDMENT NO. 1123

Mr. GRAMM (for himself, Mr. COATS, Mr. COVERDELL, Mr. CRAIG, Mr. FAIRCLOTH, Mr. GRAMS, Mr. HELMS, Mr. KEMPTHORNE, Mr. KYL, Mr. LOTT, Mr. MACK, Mr. MCCAIN, and Mr. SMITH) proposed an amendment to the concurrent resolution (S. Con. Res. 13), supra; as follows:

Strike all after the word "Section" on page 1, line 3 through page 79, line 15 and insert in lieu thereof the following:

#### 1. CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 1996.

(a) DECLARATION.—The Congress determines and declares that this resolution is the concurrent resolution on the budget for fiscal year 1996, including the appropriate budgetary levels for fiscal years 1997, 1998, 1999, 2000, 2001, and 2002, as required by section 301 of the Congressional Budget Act of 1974.

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

Sec. 1. Concurrent resolution on the budget for fiscal year 1996.

#### TITLE I—LEVELS AND AMOUNTS

Sec. 2. Recommended levels and amounts.  
Sec. 3. Debt increase.  
Sec. 4. Social Security.  
Sec. 5. Major functional categories.  
Sec. 6. Reconciliation.

#### TITLE II—BUDGETARY RESTRAINTS AND RULEMAKING

Sec. 201. Discretionary spending limits.  
Sec. 202. Extension of pay-as-you-go point of order.  
Sec. 203. Tax reserve fund in the Senate.  
Sec. 204. Scoring of emergency legislation.  
Sec. 205. Budget surplus allowance.  
Sec. 206. Sale of Government assets.  
Sec. 207. Credit reform and guaranteed student loans.  
Sec. 208. Extension of Budget Act 60-vote enforcement through 2002.  
Sec. 209. Repeal of IRS allowance.  
Sec. 210. Exercise of rulemaking powers.

#### TITLE III—SENSE OF THE CONGRESS AND THE SENATE

Sec. 301. Restructuring Government and program terminations.  
Sec. 302. Sense of the Senate regarding returning programs to the States.  
Sec. 303. Commercialization of Federal activities.  
Sec. 304. Nonpartisan Advisory Commission on the CPI.  
Sec. 305. Sense of the Congress on a uniform accounting system in the Federal Government.

#### TITLE I—LEVELS AND AMOUNTS

##### SEC. 2. RECOMMENDED LEVELS AND AMOUNTS.

The following budgetary levels are appropriate for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002:

(1) FEDERAL REVENUES.—(A) For purposes of the enforcement of this resolution—

(i) The recommended levels of Federal revenues are as follows:

Fiscal year 1996: \$1,051,700,000,000.  
Fiscal year 1997: \$1,063,800,000,000.  
Fiscal year 1998: \$1,112,800,000,000.  
Fiscal year 1999: \$1,165,700,000,000.  
Fiscal year 2000: \$1,220,500,000,000.  
Fiscal year 2001: \$1,285,700,000,000.  
Fiscal year 2002: \$1,353,900,000,000.

(ii) The amounts by which the aggregate levels of Federal revenues should be increased are as follows:

Fiscal year 1996: \$8,700,000,000.  
Fiscal year 1997: —\$19,700,000,000.  
Fiscal year 1998: —\$22,200,000,000.  
Fiscal year 1999: —\$21,800,000,000.  
Fiscal year 2000: —\$25,700,000,000.  
Fiscal year 2001: —\$28,500,000,000.  
Fiscal year 2002: —\$31,100,000,000.

(iii) The amounts for Federal Insurance Contributions Act revenues for hospital insurance within the recommended levels of Federal revenues are as follows:

Fiscal year 1996: \$103,800,000,000.  
Fiscal year 1997: \$109,000,000,000.  
Fiscal year 1998: \$114,900,000,000.  
Fiscal year 1999: \$120,700,000,000.  
Fiscal year 2000: \$126,900,000,000.  
Fiscal year 2001: \$133,600,000,000.  
Fiscal year 2002: \$140,400,000,000.

(B) For purposes of section 710 of the Social Security Act (excluding the receipts and disbursements of the Hospital Insurance Trust Fund)—

(i) The recommended levels of Federal revenues are as follows:

Fiscal year 1996: \$947,900,000,000.  
Fiscal year 1997: \$918,800,000,000.  
Fiscal year 1998: \$997,900,000,000.  
Fiscal year 1999: \$1,045,000,000,000.  
Fiscal year 2000: \$1,093,600,000,000.  
Fiscal year 2001: \$1,152,100,000,000.  
Fiscal year 2002: \$1,213,500,000,000.

(ii) The amounts by which the aggregate levels of Federal revenues should be changed are as follows:

Fiscal year 1996: \$8,705,000,000.  
 Fiscal year 1997: —\$19,701,000,000.  
 Fiscal year 1998: —\$22,193,000,000.  
 Fiscal year 1999: —\$21,798,000,000.  
 Fiscal year 2000: —\$25,699,000,000.  
 Fiscal year 2001: —\$28,489,000,000.  
 Fiscal year 2002: —\$31,106,000,000.

(2) **NEW BUDGET AUTHORITY.**—(A) For purposes of comparison with the maximum deficit amount under sections 601(a)(1) and 606 of the Congressional Budget Act of 1974 and for purposes of the enforcement of this resolution, the appropriate levels of total new budget authority are as follows:

Fiscal year 1996: \$1,266,800,000,000.  
 Fiscal year 1997: \$1,274,900,000,000.  
 Fiscal year 1998: \$1,321,600,000,000.  
 Fiscal year 1999: \$1,361,400,000,000.  
 Fiscal year 2000: \$1,419,600,000,000.  
 Fiscal year 2001: \$1,438,500,000,000.  
 Fiscal year 2002: \$1,483,200,000,000.

(B) For purposes of section 710 of the Social Security Act (excluding the receipts and disbursements of the Hospital Insurance Trust Fund), the appropriate levels of total new budget authority are as follows:

Fiscal year 1996: \$1,169,500,000,000.  
 Fiscal year 1997: \$1,174,400,000,000.  
 Fiscal year 1998: \$1,215,200,000,000.  
 Fiscal year 1999: \$1,248,100,000,000.  
 Fiscal year 2000: \$1,299,200,000,000.  
 Fiscal year 2001: \$1,291,000,000,000.  
 Fiscal year 2002: \$1,343,000,000,000.

(3) **BUDGET OUTLAYS.**—(A) For purposes of comparison with the maximum deficit amount under sections 601(a)(1) and 606 of the Congressional Budget Act of 1974 and for purposes of the enforcement of this resolution, the appropriate levels of total budget outlays are as follows:

Fiscal year 1996: \$1,273,300,000,000.  
 Fiscal year 1997: \$1,274,900,000,000.  
 Fiscal year 1998: \$1,300,100,000,000.  
 Fiscal year 1999: \$1,345,200,000,000.  
 Fiscal year 2000: \$1,399,400,000,000.  
 Fiscal year 2001: \$1,420,900,000,000.  
 Fiscal year 2002: \$1,467,100,000,000.

(B) For purposes of section 710 of the Social Security Act (excluding the receipts and disbursements of the Hospital Insurance Trust Fund), the appropriate levels of total budget outlays are as follows:

Fiscal year 1996: \$1,177,700,000,000.  
 Fiscal year 1997: \$1,175,400,000,000.  
 Fiscal year 1998: \$1,194,700,000,000.  
 Fiscal year 1999: \$1,233,600,000,000.  
 Fiscal year 2000: \$1,280,000,000,000.  
 Fiscal year 2001: \$1,292,400,000,000.  
 Fiscal year 2002: \$1,328,100,000,000.

(4) **DEFICITS.**—(A) For purposes of comparison with the maximum deficit amount under sections 601(a)(1) and 606 of the Congressional Budget Act of 1974 and for purposes of the enforcement of this resolution, the amounts of the deficits are as follows:

Fiscal year 1996: \$221,600,000,000.  
 Fiscal year 1997: \$211,100,000,000.  
 Fiscal year 1998: \$187,300,000,000.  
 Fiscal year 1999: \$179,500,000,000.  
 Fiscal year 2000: \$178,900,000,000.  
 Fiscal year 2001: \$135,200,000,000.  
 Fiscal year 2002: \$113,200,000,000.

(B) For purposes of section 710 of the Social Security Act (excluding the receipts and disbursements of the Hospital Insurance Trust Fund), the amounts of the deficits are as follows:

Fiscal year 1996: \$229,800,000,000.  
 Fiscal year 1997: \$220,600,000,000.  
 Fiscal year 1998: \$196,800,000,000.  
 Fiscal year 1999: \$188,600,000,000.  
 Fiscal year 2000: \$186,400,000,000.  
 Fiscal year 2001: \$140,300,000,000.  
 Fiscal year 2002: \$114,600,000,000.

(5) **PUBLIC DEBT.**—The appropriate levels of the public debt are as follows:

Fiscal year 1996: \$5,190,900,000,000.  
 Fiscal year 1997: \$5,471,400,000,000.

Fiscal year 1998: \$5,726,800,000,000.  
 Fiscal year 1999: \$5,972,700,000,000.  
 Fiscal year 2000: \$6,215,700,000,000.  
 Fiscal year 2001: \$6,416,900,000,000.  
 Fiscal year 2002: \$6,594,300,000,000.

(6) **DIRECT LOAN OBLIGATIONS.**—The appropriate levels of total new direct loan obligations are as follows:

Fiscal year 1996: \$37,600,000,000.  
 Fiscal year 1997: \$40,200,000,000.  
 Fiscal year 1998: \$42,300,000,000.  
 Fiscal year 1999: \$45,700,000,000.  
 Fiscal year 2000: \$45,800,000,000.  
 Fiscal year 2001: \$45,800,000,000.  
 Fiscal year 2002: \$46,100,000,000.

(7) **PRIMARY LOAN GUARANTEE COMMITMENTS.**—The appropriate levels of new primary loan guarantee commitments are as follows:

Fiscal year 1996: \$193,400,000,000.  
 Fiscal year 1997: \$187,900,000,000.  
 Fiscal year 1998: \$185,300,000,000.  
 Fiscal year 1999: \$185,300,000,000.  
 Fiscal year 2000: \$184,700,000,000.  
 Fiscal year 2001: \$186,100,000,000.  
 Fiscal year 2002: \$187,600,000,000.

### SEC. 3. DEBT INCREASE.

The amounts of the increase in the public debt subject to limitation are as follows:

Fiscal year 1996: \$287,900,000,000.  
 Fiscal year 1997: \$280,500,000,000.  
 Fiscal year 1998: \$255,400,000,000.  
 Fiscal year 1999: \$245,900,000,000.  
 Fiscal year 2000: \$243,000,000,000.  
 Fiscal year 2001: \$201,200,000,000.  
 Fiscal year 2002: \$177,400,000,000.

### SEC. 4. SOCIAL SECURITY.

(a) **SOCIAL SECURITY REVENUES.**—For purposes of Senate enforcement under sections 302 and 311 of the Congressional Budget Act of 1974, the amounts of revenues of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund are as follows:

Fiscal year 1996: \$347,700,000,000.  
 Fiscal year 1997: \$392,000,000,000.  
 Fiscal year 1998: \$411,400,000,000.  
 Fiscal year 1999: \$430,900,000,000.  
 Fiscal year 2000: \$452,000,000,000.  
 Fiscal year 2001: \$475,200,000,000.  
 Fiscal year 2002: \$498,600,000,000.

(b) **SOCIAL SECURITY OUTLAYS.**—For purposes of Senate enforcement under sections 302 and 311 of the Congressional Budget Act of 1974, the amounts of outlays of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund are as follows:

Fiscal year 1996: \$299,400,000,000.  
 Fiscal year 1997: \$310,900,000,000.  
 Fiscal year 1998: \$324,600,000,000.  
 Fiscal year 1999: \$338,500,000,000.  
 Fiscal year 2000: \$353,100,000,000.  
 Fiscal year 2001: \$368,100,000,000.  
 Fiscal year 2002: \$383,800,000,000.

### SEC. 5. MAJOR FUNCTIONAL CATEGORIES.

The Congress determines and declares that the appropriate levels of new budget authority, budget outlays, new direct loan obligations, and new primary loan guarantee commitments for fiscal years 1996 through 2000 for each major functional category are:

(1) **National Defense (050):**

Fiscal year 1996:

(A) New budget authority, \$257,700,000,000.  
 (B) Outlays, \$261,100,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$1,700,000,000.

Fiscal year 1997:

(A) New budget authority, \$253,400,000,000.  
 (B) Outlays, \$257,000,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$1,700,000,000.

Fiscal year 1998:

(A) New budget authority, \$259,600,000,000.

(B) Outlays, \$254,500,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$1,700,000,000.

Fiscal year 1999:

(A) New budget authority, \$266,200,000,000.  
 (B) Outlays, \$259,600,000,000.  
 (C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$1,700,000,000.

Fiscal year 2000:

(A) New budget authority, \$276,000,000,000.  
 (B) Outlays, \$267,800,000,000.  
 (C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$1,700,000,000.

Fiscal year 2001:

(A) New budget authority, \$275,900,000,000.  
 (B) Outlays, \$267,700,000,000.  
 (C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$1,700,000,000.

Fiscal year 2002:

(A) New budget authority, \$275,900,000,000.  
 (B) Outlays, \$269,200,000,000.  
 (C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$1,700,000,000.

(2) **International Affairs (150):**

Fiscal year 1996:

(A) New budget authority, \$15,400,000,000.  
 (B) Outlays, \$16,900,000,000.  
 (C) New direct loan obligations, \$5,700,000,000.

(D) New primary loan guarantee commitments, \$18,300,000,000.

Fiscal year 1997:

(A) New budget authority, \$14,300,000,000.  
 (B) Outlays, \$15,100,000,000.  
 (C) New direct loan obligations, \$5,700,000,000.

(D) New primary loan guarantee commitments, \$18,300,000,000.

Fiscal year 1998:

(A) New budget authority, \$13,500,000,000.  
 (B) Outlays, \$14,300,000,000.  
 (C) New direct loan obligations, \$5,700,000,000.

(D) New primary loan guarantee commitments, \$18,300,000,000.

Fiscal year 1999:

(A) New budget authority, \$12,600,000,000.  
 (B) Outlays, \$13,500,000,000.  
 (C) New direct loan obligations, \$5,700,000,000.

(D) New primary loan guarantee commitments, \$18,300,000,000.

Fiscal year 2000:

(A) New budget authority, \$14,100,000,000.  
 (B) Outlays, \$13,100,000,000.  
 (C) New direct loan obligations, \$5,700,000,000.

(D) New primary loan guarantee commitments, \$18,300,000,000.

Fiscal year 2001:

(A) New budget authority, \$14,300,000,000.  
 (B) Outlays, \$13,400,000,000.  
 (C) New direct loan obligations, \$5,700,000,000.

(D) New primary loan guarantee commitments, \$18,300,000,000.

Fiscal year 2002:

(A) New budget authority, \$14,200,000,000.  
 (B) Outlays, \$13,300,000,000.  
 (C) New direct loan obligations, \$5,700,000,000.

(D) New primary loan guarantee commitments, \$18,300,000,000.

(3) **General Science, Space, and Technology (250):**

Fiscal year 1996:

(A) New budget authority, \$16,700,000,000.  
 (B) Outlays, \$16,700,000,000.  
 (C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 1997:

(A) New budget authority, \$16,300,000,000.

- (B) Outlays, \$16,600,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1998:  
 (A) New budget authority, \$16,100,000,000.  
 (B) Outlays, \$16,300,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1999:  
 (A) New budget authority, \$16,000,000,000.  
 (B) Outlays, \$16,000,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2000:  
 (A) New budget authority, \$15,800,000,000.  
 (B) Outlays, \$15,900,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2001:  
 (A) New budget authority, \$15,800,000,000.  
 (B) Outlays, \$15,900,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2002:  
 (A) New budget authority, \$15,800,000,000.  
 (B) Outlays, \$15,900,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 (4) Energy (270):  
 Fiscal year 1996:  
 (A) New budget authority, \$2,900,000,000  
 (B) Outlays, \$2,700,000,000.  
 (C) New direct loan obligations, \$1,200,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1997:  
 (A) New budget authority, \$1,700,000,000.  
 (B) Outlays, \$1,000,000,000.  
 (C) New direct loan obligations, \$1,200,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1998:  
 (A) New budget authority, \$3,300,000,000.  
 (B) Outlays, \$2,600,000,000.  
 (C) New direct loan obligations, \$1,200,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1999:  
 (A) New budget authority, \$4,200,000,000.  
 (B) Outlays, \$3,100,000,000.  
 (C) New direct loan obligations, \$1,200,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2000:  
 (A) New budget authority, \$4,100,000,000.  
 (B) Outlays, \$2,800,000,000.  
 (C) New direct loan obligations, \$1,200,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2001:  
 (A) New budget authority, \$4,000,000,000.  
 (B) Outlays, \$2,900,000,000.  
 (C) New direct loan obligations, \$1,200,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2002:  
 (A) New budget authority, \$4,000,000,000.  
 (B) Outlays, \$2,900,000,000.  
 (C) New direct loan obligations, \$1,200,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 (5) Natural Resources and Environment (300):  
 Fiscal year 1996:  
 (A) New budget authority, \$19,500,000,000.  
 (B) Outlays, \$20,400,000,000.  
 (C) New direct loan obligations, \$100,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1997:  
 (A) New budget authority, \$18,300,000,000.  
 (B) Outlays, \$20,100,000,000.  
 (C) New direct loan obligations, \$100,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1998:  
 (A) New budget authority, \$15,600,000,000.  
 (B) Outlays, \$17,900,000,000.  
 (C) New direct loan obligations, \$100,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1999:  
 (A) New budget authority, \$16,800,000,000.  
 (B) Outlays, \$18,400,000,000.  
 (C) New direct loan obligations, \$100,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2000:  
 (A) New budget authority, \$16,400,000,000.  
 (B) Outlays, \$17,400,000,000.  
 (C) New direct loan obligations, \$100,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2001:  
 (A) New budget authority, \$15,000,000,000.  
 (B) Outlays, \$15,900,000,000.  
 (C) New direct loan obligations, \$100,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2002:  
 (A) New budget authority, \$15,800,000,000.  
 (B) Outlays, \$16,600,000,000.  
 (C) New direct loan obligations, \$100,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 (6) Agriculture (350):  
 Fiscal year 1996:  
 (A) New budget authority, \$13,100,000,000.  
 (B) Outlays, \$11,900,000,000.  
 (C) New direct loan obligations, \$11,500,000,000.  
 (D) New primary loan guarantee commitments, \$5,700,000,000.  
 Fiscal year 1997:  
 (A) New budget authority, \$12,200,000,000.  
 (B) Outlays, \$10,900,000,000.  
 (C) New direct loan obligations, \$11,500,000,000.  
 (D) New primary loan guarantee commitments, \$5,700,000,000.  
 Fiscal year 1998:  
 (A) New budget authority, \$11,800,000,000.  
 (B) Outlays, \$10,600,000,000.  
 (C) New direct loan obligations, \$10,900,000,000.  
 (D) New primary loan guarantee commitments, \$5,700,000,000.  
 Fiscal year 1999:  
 (A) New budget authority, \$11,700,000,000.  
 (B) Outlays, \$10,400,000,000.  
 (C) New direct loan obligations, \$11,600,000,000.  
 (D) New primary loan guarantee commitments, \$5,700,000,000.  
 Fiscal year 2000:  
 (A) New budget authority, \$11,700,000,000.  
 (B) Outlays, \$10,600,000,000.  
 (C) New direct loan obligations, \$11,400,000,000.  
 (D) New primary loan guarantee commitments, \$5,700,000,000.  
 Fiscal year 2001:  
 (A) New budget authority, \$10,500,000,000.  
 (B) Outlays, \$9,400,000,000.  
 (C) New direct loan obligations, \$11,100,000,000.  
 (D) New primary loan guarantee commitments, \$5,700,000,000.  
 Fiscal year 2002:  
 (A) New budget authority, \$10,100,000,000.  
 (B) Outlays, \$9,100,000,000.  
 (C) New direct loan obligations, \$10,900,000,000.  
 (D) New primary loan guarantee commitments, \$5,700,000,000.

Fiscal year 2000:  
 (A) New budget authority, \$41,200,000,000.  
 (B) Outlays, \$31,100,000,000.  
 (C) New direct loan obligations, \$200,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2001:  
 (A) New budget authority, \$41,000,000,000.  
 (B) Outlays, \$31,100,000,000.  
 (C) New direct loan obligations, \$200,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2002:  
 (A) New budget authority, \$40,800,000,000.  
 (B) Outlays, \$31,100,000,000.  
 (C) New direct loan obligations, \$200,000,000.  
 (D) New primary loan guarantee commitments, \$0.  
 (9) Community and Regional Development (450):  
 Fiscal year 1996:  
 (A) New budget authority, \$5,800,000,000.  
 (B) Outlays, \$9,800,000,000.  
 (C) New direct loan obligations, \$2,700,000,000.  
 (D) New primary loan guarantee commitments, \$1,200,000,000.  
 Fiscal year 1997:  
 (A) New budget authority, \$5,400,000,000.  
 (B) Outlays, \$7,300,000,000.  
 (C) New direct loan obligations, \$2,700,000,000.  
 (D) New primary loan guarantee commitments, \$1,200,000,000.  
 Fiscal year 1998:  
 (A) New budget authority, \$5,100,000,000.  
 (B) Outlays, \$5,600,000,000.  
 (C) New direct loan obligations, \$2,700,000,000.  
 (D) New primary loan guarantee commitments, \$1,200,000,000.  
 Fiscal year 1999:  
 (A) New budget authority, \$5,100,000,000.  
 (B) Outlays, \$5,100,000,000.  
 (C) New direct loan obligations, \$2,700,000,000.  
 (D) New primary loan guarantee commitments, \$1,200,000,000.  
 Fiscal year 2000:  
 (A) New budget authority, \$5,000,000,000.  
 (B) Outlays, \$5,100,000,000.  
 (C) New direct loan obligations, \$2,700,000,000.  
 (D) New primary loan guarantee commitments, \$1,200,000,000.  
 Fiscal year 2001:  
 (A) New budget authority, \$4,500,000,000.  
 (B) Outlays, \$5,000,000,000.  
 (C) New direct loan obligations, \$2,700,000,000.  
 (D) New primary loan guarantee commitments, \$1,200,000,000.  
 Fiscal year 2002:  
 (A) New budget authority, \$4,400,000,000.  
 (B) Outlays, \$5,000,000,000.  
 (C) New direct loan obligations, \$2,700,000,000.  
 (D) New primary loan guarantee commitments, \$1,200,000,000.  
 (10) Education, Training, Employment, and Social Services (500):  
 Fiscal year 1996:  
 (A) New budget authority, \$48,100,000,000.  
 (B) Outlays, \$51,700,000,000.  
 (C) New direct loan obligations, \$13,600,000,000.  
 (D) New primary loan guarantee commitments, \$16,300,000,000.  
 Fiscal year 1997:  
 (A) New budget authority, \$47,300,000,000.  
 (B) Outlays, \$47,900,000,000.  
 (C) New direct loan obligations, \$16,300,000,000.  
 (D) New primary loan guarantee commitments, \$15,900,000,000.

Fiscal year 1998:  
 (A) New budget authority, \$47,200,000,000.  
 (B) Outlays, \$47,000,000,000.  
 (C) New direct loan obligations, \$19,100,000,000.  
 (D) New primary loan guarantee commitments, \$15,200,000,000.  
 Fiscal year 1999:  
 (A) New budget authority, \$47,400,000,000.  
 (B) Outlays, \$46,800,000,000.  
 (C) New direct loan obligations, \$21,800,000,000.  
 (D) New primary loan guarantee commitments, \$14,300,000,000.  
 Fiscal year 2000:  
 (A) New budget authority, \$47,800,000,000.  
 (B) Outlays, \$47,300,000,000.  
 (C) New direct loan obligations, \$21,900,000,000.  
 (D) New primary loan guarantee commitments, \$15,000,000,000.  
 Fiscal year 2001:  
 (A) New budget authority, \$47,300,000,000.  
 (B) Outlays, \$46,800,000,000.  
 (C) New direct loan obligations, \$22,000,000,000.  
 (D) New primary loan guarantee commitments, \$15,800,000,000.  
 Fiscal year 2002:  
 (A) New budget authority, \$47,400,000,000.  
 (B) Outlays, \$46,900,000,000.  
 (C) New direct loan obligations, \$22,200,000,000.  
 (D) New primary loan guarantee commitments, \$16,600,000,000.  
 (11) Health (550):  
 Fiscal year 1996:  
 (A) New budget authority, \$118,800,000,000.  
 (B) Outlays, \$119,500,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$300,000,000.  
 Fiscal year 1997:  
 (A) New budget authority, \$124,500,000,000.  
 (B) Outlays, \$124,400,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$300,000,000.  
 Fiscal year 1998:  
 (A) New budget authority, \$128,800,000,000.  
 (B) Outlays, \$128,900,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$300,000,000.  
 Fiscal year 1999:  
 (A) New budget authority, \$132,600,000,000.  
 (B) Outlays, \$132,500,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$300,000,000.  
 Fiscal year 2000:  
 (A) New budget authority, \$136,500,000,000.  
 (B) Outlays, \$136,300,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$300,000,000.  
 Fiscal year 2001:  
 (A) New budget authority, \$140,400,000,000.  
 (B) Outlays, \$140,200,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$300,000,000.  
 Fiscal year 2002:  
 (A) New budget authority, \$144,600,000,000.  
 (B) Outlays, \$144,300,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$300,000,000.  
 (12) Medicare (570):  
 Fiscal year 1996:  
 (A) New budget authority, \$171,900,000,000.  
 (B) Outlays, \$169,500,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1997:  
 (A) New budget authority, \$180,500,000,000.  
 (B) Outlays, \$178,900,000,000.

(C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1998:  
 (A) New budget authority, \$193,100,000,000.  
 (B) Outlays, \$191,400,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1999:  
 (A) New budget authority, \$207,400,000,000.  
 (B) Outlays, \$204,800,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2000:  
 (A) New budget authority, \$221,400,000,000.  
 (B) Outlays, \$219,500,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2001:  
 (A) New budget authority, \$238,900,000,000.  
 (B) Outlays, \$236,900,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2002:  
 (A) New budget authority, \$258,900,000,000.  
 (B) Outlays, \$256,700,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 (13) For purposes of section 710 of the Social Security Act, Federal Supplementary Medical Insurance Trust Fund:  
 Fiscal year 1996:  
 (A) New budget authority, \$61,200,000,000.  
 (B) Outlays, \$60,500,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1997:  
 (A) New budget authority, \$66,500,000,000.  
 (B) Outlays, \$65,900,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1998:  
 (A) New budget authority, \$73,700,000,000.  
 (B) Outlays, \$73,000,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1999:  
 (A) New budget authority, \$81,900,000,000.  
 (B) Outlays, \$81,100,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2000:  
 (A) New budget authority, \$90,300,000,000.  
 (B) Outlays, \$89,400,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2001:  
 (A) New budget authority, \$100,400,000,000.  
 (B) Outlays, \$99,500,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2002:  
 (A) New budget authority, \$112,300,000,000.  
 (B) Outlays, \$111,300,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 (14) Income Security (600):  
 Fiscal year 1996:  
 (A) New budget authority, \$226,300,000,000.  
 (B) Outlays, \$225,900,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$1,000,000,000.  
 Fiscal year 1997:  
 (A) New budget authority, \$233,700,000,000.  
 (B) Outlays, \$235,600,000,000.

- (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$1,000,000,000.  
 Fiscal year 1998:  
 (A) New budget authority, \$253,000,000,000.  
 (B) Outlays, \$246,100,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$1,000,000,000.  
 Fiscal year 1999:  
 (A) New budget authority, \$256,000,000,000.  
 (B) Outlays, \$257,900,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$1,000,000,000.  
 Fiscal year 2000:  
 (A) New budget authority, \$272,600,000,000.  
 (B) Outlays, \$272,600,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$1,000,000,000.  
 Fiscal year 2001:  
 (A) New budget authority, \$277,500,000,000.  
 (B) Outlays, \$277,400,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$1,000,000,000.  
 Fiscal year 2002:  
 (A) New budget authority, \$291,900,000,000.  
 (B) Outlays, \$291,700,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$1,000,000,000.
- (15) Social Security (650):  
 Fiscal year 1996:  
 (A) New budget authority, \$5,900,000,000.  
 (B) Outlays, \$8,500,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1997:  
 (A) New budget authority, \$8,100,000,000.  
 (B) Outlays, \$10,500,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1998:  
 (A) New budget authority, \$8,800,000,000.  
 (B) Outlays, \$11,300,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1999:  
 (A) New budget authority, \$9,600,000,000.  
 (B) Outlays, \$12,100,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2000:  
 (A) New budget authority, \$10,500,000,000.  
 (B) Outlays, \$12,900,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2001:  
 (A) New budget authority, \$11,100,000,000.  
 (B) Outlays, \$13,500,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2002:  
 (A) New budget authority, \$11,700,000,000.  
 (B) Outlays, \$14,100,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.
- (16) Veterans Benefits and Services (700):  
 Fiscal year 1996:  
 (A) New budget authority, \$37,400,000,000.  
 (B) Outlays, \$36,900,000,000.  
 (C) New direct loan obligations, \$1,200,000,000.  
 (D) New primary loan guarantee commitments, \$26,700,000,000.  
 Fiscal year 1997:  
 (A) New budget authority, \$37,500,000,000.  
 (B) Outlays, \$37,700,000,000.
- (C) New direct loan obligations, \$1,100,000,000.  
 (D) New primary loan guarantee commitments, \$21,600,000,000.  
 Fiscal year 1998:  
 (A) New budget authority, \$37,600,000,000.  
 (B) Outlays, \$38,000,000,000.  
 (C) New direct loan obligations, \$1,000,000,000.  
 (D) New primary loan guarantee commitments, \$19,700,000,000.  
 Fiscal year 1999:  
 (A) New budget authority, \$37,900,000,000.  
 (B) Outlays, \$38,200,000,000.  
 (C) New direct loan obligations, \$1,000,000,000.  
 (D) New primary loan guarantee commitments, \$18,600,000,000.  
 Fiscal year 2000:  
 (A) New budget authority, \$37,900,000,000.  
 (B) Outlays, \$39,400,000,000.  
 (C) New direct loan obligations, \$1,200,000,000.  
 (D) New primary loan guarantee commitments, \$19,300,000,000.  
 Fiscal year 2001:  
 (A) New budget authority, \$38,300,000,000.  
 (B) Outlays, \$40,100,000,000.  
 (C) New direct loan obligations, \$1,400,000,000.  
 (D) New primary loan guarantee commitments, \$19,900,000,000.  
 Fiscal year 2002:  
 (A) New budget authority, \$38,700,000,000.  
 (B) Outlays, \$40,400,000,000.  
 (C) New direct loan obligations, \$1,700,000,000.  
 (D) New primary loan guarantee commitments, \$20,600,000,000.
- (17) Administration of Justice (750):  
 Fiscal year 1996:  
 (A) New budget authority, \$20,000,000,000.  
 (B) Outlays, \$19,600,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1997:  
 (A) New budget authority, \$20,700,000,000.  
 (B) Outlays, \$21,200,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1998:  
 (A) New budget authority, \$21,400,000,000.  
 (B) Outlays, \$22,400,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1999:  
 (A) New budget authority, \$22,300,000,000.  
 (B) Outlays, \$23,100,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2000:  
 (A) New budget authority, \$22,300,000,000.  
 (B) Outlays, \$23,700,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2001:  
 (A) New budget authority, \$21,900,000,000.  
 (B) Outlays, \$23,300,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2002:  
 (A) New budget authority, \$21,800,000,000.  
 (B) Outlays, \$23,200,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.
- (18) General Government (800):  
 Fiscal year 1996:  
 (A) New budget authority, \$12,500,000,000.  
 (B) Outlays, \$13,000,000,000.  
 (C) New direct loan obligations, \$0.
- (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1997:  
 (A) New budget authority, \$12,400,000,000.  
 (B) Outlays, \$12,400,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1998:  
 (A) New budget authority, \$12,200,000,000.  
 (B) Outlays, \$12,300,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1999:  
 (A) New budget authority, \$12,100,000,000.  
 (B) Outlays, \$11,900,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2000:  
 (A) New budget authority, \$12,000,000,000.  
 (B) Outlays, \$11,900,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2001:  
 (A) New budget authority, \$11,600,000,000.  
 (B) Outlays, \$11,700,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2002:  
 (A) New budget authority, \$11,600,000,000.  
 (B) Outlays, \$11,600,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.
- (19) Net Interest (900):  
 Fiscal year 1996:  
 (A) New budget authority, \$297,500,000,000.  
 (B) Outlays, \$297,500,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1997:  
 (A) New budget authority, \$308,200,000,000.  
 (B) Outlays, \$308,200,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1998:  
 (A) New budget authority, \$316,000,000,000.  
 (B) Outlays, \$316,000,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 1999:  
 (A) New budget authority, \$327,300,000,000.  
 (B) Outlays, \$327,300,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2000:  
 (A) New budget authority, \$338,300,000,000.  
 (B) Outlays, \$338,300,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2001:  
 (A) New budget authority, \$345,200,000,000.  
 (B) Outlays, \$345,200,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.  
 Fiscal year 2002:  
 (A) New budget authority, \$353,000,000,000.  
 (B) Outlays, \$353,000,000,000.  
 (C) New direct loan obligations, \$0.  
 (D) New primary loan guarantee commitments, \$0.
- (20) For purposes of section 710 of the Social Security Act, Net Interest (900):  
 Fiscal year 1996:  
 (A) New budget authority, \$308,400,000,000.  
 (B) Outlays, \$308,400,000,000.  
 (C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 1997:

(A) New budget authority, \$319,100,000,000.

(B) Outlays, \$319,100,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 1998:

(A) New budget authority, \$326,300,000,000.

(B) Outlays, \$326,300,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 1999:

(A) New budget authority, \$336,600,000,000.

(B) Outlays, \$336,600,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 2000:

(A) New budget authority, \$346,000,000,000.

(B) Outlays, \$346,000,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 2001:

(A) New budget authority, \$350,900,000,000.

(B) Outlays, \$350,900,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 2002:

(A) New budget authority, \$356,100,000,000.

(B) Outlays, \$356,100,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

(21) The corresponding levels of gross interest on the public debt are as follows:

Fiscal year 1996: \$369,198,000,000.

Fiscal year 1997: \$379,464,000,000.

Fiscal year 1998: \$387,544,000,000.

Fiscal year 1999: \$399,682,000,000.

Fiscal year 2000: \$411,144,000,000.

Fiscal year 2001: \$421,368,000,000.

Fiscal year 2002: \$430,460,000,000.

(22) Allowances (920):

Fiscal year 1996:

(A) New budget authority, —\$8,600,000,000.

(B) Outlays, —\$6,500,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 1997:

(A) New budget authority, —\$26,100,000,000.

(B) Outlays, —\$23,500,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 1998:

(A) New budget authority, —\$25,100,000,000.

(B) Outlays, —\$23,600,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 1999:

(A) New budget authority, —\$26,300,000,000.

(B) Outlays, —\$24,100,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 2000:

(A) New budget authority, —\$26,000,000,000.

(B) Outlays, —\$24,100,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 2001:

(A) New budget authority, —\$34,000,000,000.

(B) Outlays, —\$31,100,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 2002:

(A) New budget authority, —\$35,300,000,000.

(B) Outlays, —\$32,200,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

(23) Undistributed Offsetting Receipts (950):

Fiscal year 1996:

(A) New budget authority, —\$33,100,000,000.

(B) Outlays, —\$33,100,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 1997:

(A) New budget authority, —\$33,800,000,000.

(B) Outlays, —\$33,800,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 1998:

(A) New budget authority, —\$36,300,000,000.

(B) Outlays, —\$36,300,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 1999:

(A) New budget authority, —\$37,700,000,000.

(B) Outlays, —\$37,700,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 2000:

(A) New budget authority, —\$39,700,000,000.

(B) Outlays, —\$39,700,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 2001:

(A) New budget authority, —\$41,100,000,000.

(B) Outlays, —\$41,100,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 2002:

(A) New budget authority, —\$42,300,000,000.

(B) Outlays, —\$42,300,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

(24) For purposes of section 710 of the Social Security Act, Undistributed Offsetting Receipts (950):

Fiscal year 1996:

(A) New budget authority, —\$30,600,000,000.

(B) Outlays, —\$30,600,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 1997:

(A) New budget authority, —\$31,200,000,000.

(B) Outlays, —\$31,200,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 1998:

(A) New budget authority, —\$33,600,000,000.

(B) Outlays, —\$33,600,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 1999:

(A) New budget authority, —\$34,900,000,000.

(B) Outlays, —\$34,900,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 2000:

(A) New budget authority, —\$36,700,000,000.

(B) Outlays, —\$36,700,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 2001:

(A) New budget authority, —\$37,900,000,000.

(B) Outlays, —\$37,900,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

Fiscal year 2002:

(A) New budget authority, —\$39,000,000,000.

(B) Outlays, —\$39,000,000,000.

(C) New direct loan obligations, \$0.

(D) New primary loan guarantee commitments, \$0.

**SEC. 6. RECONCILIATION.**

(a) SENATE COMMITTEES.—Not later than July 14, 1995, the committees named in this subsection shall submit their recommendations to the Committee on the Budget of the Senate. After receiving those recommendations, the Committee on the Budget shall report to the Senate a reconciliation bill carrying out all such recommendations without any substantive revision.

(1) COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY.—The Senate Committee on Agriculture, Nutrition, and Forestry shall report changes in laws within its jurisdiction that provide direct spending (as defined in section 250(c)(8) of the Balanced Budget and Emergency Deficit Control Act of 1985) to reduce outlays \$2,490,000,000 in fiscal year 1996, \$27,973,000,000 for the period of fiscal years 1996 through 2000, and \$45,804,000,000 for the period of fiscal years 1996 through 2002.

(2) COMMITTEE ON ARMED SERVICES.—The Senate Committee on Armed Services shall report changes in laws within its jurisdiction that provide direct spending to reduce outlays \$21,000,000 in fiscal year 1996, \$338,000,000 for the period of fiscal years 1996 through 2000, and \$649,000,000 for the period of fiscal years 1996 through 2002.

(3) COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS.—The Senate Committee on Banking, Housing, and Urban Affairs shall report changes in laws within its jurisdiction to reduce the deficit \$373,000,000 in fiscal year 1996, \$5,742,000,000 for the period of fiscal years 1996 through 2000, and \$6,690,000,000 for the period of fiscal years 1996 through 2002.

(4) COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION.—The Senate Committee on Commerce, Science, and Transportation shall report changes in laws within its jurisdiction to reduce the deficit \$2,464,000,000 in fiscal year 1996, \$21,937,000,000 for the period of fiscal years 1996 through 2000, and \$33,685,000,000 for the period of fiscal years 1996 through 2002.

(5) COMMITTEE ON ENERGY AND NATURAL RESOURCES.—The Senate Committee on Energy and Natural Resources shall report changes in laws within its jurisdiction that provide direct spending to reduce outlays \$1,771,000,000 in fiscal year 1996, \$4,775,000,000 for the period of fiscal years 1996 through 2000, and \$5,001,000,000 for the period of fiscal years 1996 through 2002.

(6) COMMITTEE ON ENVIRONMENT AND PUBLIC WORKS.—The Senate Committee on Environment and Public Works shall report changes in laws within its jurisdiction that provide direct spending to reduce outlays \$106,000,000 in fiscal year 1996, \$1,290,000,000 for the period of fiscal years 1996 through 2000, and \$2,236,000,000 for the period of fiscal years 1996 through 2002.

(7) COMMITTEE ON FINANCE.—The Senate Committee on Finance shall report changes in laws within its jurisdiction that provide direct spending to reduce outlays \$22,757,000,000 in fiscal year 1996, \$294,260,000,000 for the period of fiscal years 1996 through 2000, and \$544,302,000,000 for the period of fiscal years 1996 through 2002.

(8) COMMITTEE ON FOREIGN RELATIONS.—The Senate Committee on Foreign Relations shall report changes in laws within its jurisdiction that provide direct spending to reduce outlays \$0 in fiscal year 1996, \$0 for the period of fiscal years 1996 through 2000, and \$0 for the period of fiscal years 1996 through 2002.

(9) COMMITTEE ON GOVERNMENTAL AFFAIRS.—The Senate Committee on Governmental Affairs shall report changes in laws within its jurisdiction that provide direct spending to reduce outlays \$118,000,000 in fiscal year 1996, \$3,023,000,000 for the period of

fiscal years 1996 through 2000, and \$6,871,000,000 for the period of fiscal years 1996 through 2002.

(10) COMMITTEE ON THE JUDICIARY.—The Senate Committee on the Judiciary shall report changes in laws within its jurisdiction that provide direct spending to reduce outlays \$119,000,000 in fiscal year 1996, \$923,000,000 for the period of fiscal years 1996 through 2000, and \$1,483,000,000 for the period of fiscal years 1996 through 2002.

(11) COMMITTEE ON LABOR AND HUMAN RESOURCES.—The Senate Committee on Labor and Human Resources shall report changes in laws within its jurisdiction that provide direct spending to reduce outlays \$1,141,000,000 in fiscal year 1996, \$9,165,000,000 for the period of fiscal years 1996 through 2000, and \$13,795,000,000 for the period of fiscal years 1996 through 2002.

(12) COMMITTEE ON RULES AND ADMINISTRATION.—The Senate Committee on Rules and Administration shall report changes in laws within its jurisdiction that provide direct spending to reduce outlays \$2,000,000 in fiscal year 1996, \$280,000,000 for the period of fiscal years 1996 through 2000, and \$319,000,000 for the period of fiscal years 1996 through 2002.

(13) COMMITTEE ON VETERANS' AFFAIRS.—The Senate Committee on Veterans' Affairs shall report changes in laws within its jurisdiction that provide direct spending to reduce outlays \$301,000,000 in fiscal year 1996, \$5,760,000,000 for the period of fiscal years 1996 through 2000, and \$10,002,000,000 for the period of fiscal years 1996 through 2002.

## TITLE II—BUDGETARY RESTRAINTS AND RULEMAKING

### SEC. 201. DISCRETIONARY SPENDING LIMITS.

(a) DEFINITION.—As used in this section and for the purposes of allocations made pursuant to section 602(a) of the Congressional Budget Act of 1974, for the discretionary category, the term "discretionary spending limit" means—

- (1) with respect to fiscal year 1996—
  - (A) for the defense category \$258,379,000,000 in new budget authority and \$262,035,000,000 in outlays; and
  - (B) for the nondefense category \$219,441,000,000 in new budget authority and \$264,908,000,000 in outlays;
- (2) with respect to fiscal year 1997—
  - (A) for the defense category \$254,028,000,000 in new budget authority and \$257,695,000,000 in outlays; and
  - (B) for the nondefense category \$194,542,000,000 in new budget authority and \$234,248,000,000 in outlays;
- (3) with respect to fiscal year 1998—
  - (A) for the defense category \$260,321,000,000 in new budget authority and \$255,226,000,000 in outlays; and
  - (B) for the nondefense category \$201,387,000,000 in new budget authority and \$228,735,000,000 in outlays;
- (4) with respect to fiscal year 1999—
  - (A) for the defense category \$266,906,000,000 in new budget authority and \$260,331,000,000 in outlays; and
  - (B) for the nondefense category \$191,023,000,000 in new budget authority and \$225,240,000,000 in outlays;
- (5) with respect to fiscal year 2000—
  - (A) for the defense category \$276,644,000,000 in new budget authority and \$268,468,000,000 in outlays; and
  - (B) for the nondefense category \$195,215,000,000 in new budget authority and \$225,293,000,000 in outlays;
- (6) with respect to fiscal year 2001—
  - (A) for the defense category \$276,644,000,000 in new budget authority and \$268,468,000,000 in outlays; and
  - (B) for the nondefense category \$191,112,000,000 in new budget authority and \$223,790,000,000 in outlays; and

(7) with respect to fiscal year 2002—

(A) for the defense category \$276,644,000,000 in new budget authority and \$270,000,000,000 in outlays; and

(B) for the nondefense category \$189,259,000,000 in new budget authority and \$222,060,000,000 in outlays; as adjusted for changes in concepts and definitions and emergency appropriations.

(b) POINT OF ORDER IN THE SENATE.—

(1) IN GENERAL.—Except as provided in paragraph (2), it shall not be in order in the Senate to consider—

(A) any concurrent resolution on the budget for fiscal year 1996, 1997, 1998, 1999, 2000, 2001, or 2002 (or amendment, motion, or conference report on such a resolution) that provides discretionary spending in excess of the sum of the defense and nondefense discretionary spending limits for such fiscal year; or

(B) any appropriations bill or resolution (or amendment, motion, or conference report on such appropriations bill or resolution) for fiscal year 1995, 1996, 1997, 1998, 1999, 2000, 2001, or 2002 that would exceed any of the discretionary spending limits in this section or suballocations of those limits made pursuant to section 602(b) of the Congressional Budget Act of 1974.

(2) EXCEPTION.—This section shall not apply if a declaration of war by the Congress is in effect or if a joint resolution pursuant to section 258 of the Balanced Budget and Emergency Deficit Control Act of 1985 has been enacted.

(c) WAIVER.—This section may be waived or suspended in the Senate only by the affirmative vote of three-fifths of the Members, duly chosen and sworn.

(d) APPEALS.—Appeals in the Senate from the decisions of the Chair relating to any provision of this section shall be limited to 1 hour, to be equally divided between, and controlled by, the appellant and the manager of the concurrent resolution, bill, or joint resolution, as the case may be. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

(e) DETERMINATION OF BUDGET LEVELS.—For purposes of this section, the levels of new budget authority, outlays, new entitlement authority, and revenues for a fiscal year shall be determined on the basis of estimates made by the Committee on the Budget of the Senate.

### SEC. 202. EXTENSION OF PAY-AS-YOU-GO POINT OF ORDER.

(a) PURPOSE.—The Senate declares that it is essential to—

(1) ensure continued compliance with the balanced budget plan set forth in this resolution; and

(2) continue the pay-as-you-go enforcement system.

(b) POINT OF ORDER.—

(1) IN GENERAL.—It shall not be in order in the Senate to consider any direct-spending or receipts legislation (as defined in paragraph (3)) that would increase the deficit for any one of the three applicable time periods (as defined in paragraph (2)) as measured pursuant to paragraph (4).

(2) APPLICABLE TIME PERIODS.—For purposes of this subsection, the term "applicable time period" means any one of the three following periods—

(A) the first fiscal year covered by the most recently adopted concurrent resolution on the budget;

(B) the period of the first 5 fiscal years covered by the most recently adopted concurrent resolution on the budget; or

(C) the period of the 5 fiscal years following the first 5 years covered by the most

recently adopted concurrent resolution on the budget.

(3) DIRECT-SPENDING OR RECEIPTS LEGISLATION.—For purposes of this subsection, the term "direct-spending or receipts legislation" shall—

(A) except as otherwise provided in this subsection, include all direct-spending legislation as that term is interpreted for purposes of the Balanced Budget and Emergency Deficit Control Act of 1985;

(B) include—

(i) any bill, joint resolution, amendment, motion, or conference report to which this subsection otherwise applies; and

(ii) the estimated amount of savings in direct-spending programs applicable to that fiscal year resulting from the prior year's sequestration under the Balanced Budget and Emergency Deficit Control Act of 1985, if any (except for any amounts sequestered as a result of a net deficit increase in the fiscal year immediately preceding the prior fiscal year); and

(C) exclude—

(i) any concurrent resolution on the budget; and

(ii) full funding of, and continuation of, the deposit insurance guarantee commitment in effect on the date of enactment of the Budget Enforcement Act of 1990.

(4) BASELINE.—Estimates prepared pursuant to this section shall—

(A) use the baseline used for the most recent concurrent resolution on the budget, and for years beyond those covered by that concurrent resolution; and

(B) abide by the requirements of subsections (a) through (d) of section 257 of the Balanced Budget and Emergency Deficit Control Act of 1985, except that references to "outyears" in that section shall be deemed to apply to any year (other than the budget year) covered by any one of the time periods defined in paragraph (2) of this subsection.

(c) WAIVER.—This section may be waived or suspended in the Senate only by the affirmative vote of three-fifths of the Members, duly chosen and sworn.

(d) APPEALS.—Appeals in the Senate from the decisions of the Chair relating to any provision of this section shall be limited to 1 hour, to be equally divided between, and controlled by, the appellant and the manager of the bill or joint resolution, as the case may be. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

(e) DETERMINATION OF BUDGET LEVELS.—For purposes of this section, the levels of new budget authority, outlays, and receipts for a fiscal year shall be determined on the basis of estimates made by the Committee on the Budget of the Senate.

(f) CONFORMING AMENDMENT.—Section 23 of House Concurrent Resolution 218 (103d Congress) is repealed.

(g) SUNSET.—Subsections (a) through (e) of this section shall expire September 30, 2002.

### SEC. 203. BUDGET SURPLUS ALLOWANCE.

(a) ADJUSTMENTS.—For the purposes of points of order under the Congressional Budget and Impoundment Act of 1974 and this concurrent resolution on the budget, the revenue aggregates shall be reduced and other appropriate budgetary aggregates and levels shall be revised to reflect the additional deficit reduction achieved as calculated under section (c) for legislation that reduces revenues.

(b) REVISED AGGREGATES.—Upon the reporting to the Committee on the Budget of legislation that complies with reconciliation directives of section 6, and upon the reporting of the conference committee on such legislation (if a conference report is submitted),

the Chairman of the Committee on the Budget of the Senate shall submit to the Senate appropriately revised budgetary aggregates and levels by an amount that does not exceed the additional deficit reduction calculated under subsection (d).

(c) **CBO REVISED DEFICIT ESTIMATE.**—Upon the reporting to the Committee on the Budget of legislation that complies with reconciliation directives of section 6, and upon the reporting of the conference committee on such legislation (if a conference report is submitted), the Congressional Budget Office shall provide the Chairman of the Committee on Budget of the Senate a revised estimate of the deficit for fiscal years 1996 through 2005 that assumes enactment of such legislation.

(d) **ADDITIONAL DEFICIT REDUCTION.**—For purposes of this section, the term "additional deficit reduction" means the amount by which the total deficit levels assumed in this resolution for a fiscal year exceed the revised deficit estimate provided pursuant to subsection (c) for such fiscal year for fiscal years 1996 through 2005.

(e) **CBO CERTIFICATION AND CONTINGENCIES.**—This section shall not apply unless—

(1) the Director of the Congressional Budget Office has provided the estimates required by subsection (c); and

(2) the revisions made pursuant to this subsection do not cause a budget deficit for fiscal year 2002, 2003, 2004, or 2005.

**SEC. 204. TAX RESERVE FUND IN THE SENATE.**

(a) **IN GENERAL.**—Upon the reporting to the Committee on the Budget of legislation complying with the reconciliation requirements of Section 6, revenue and spending aggregates shall be reduced and allocations shall be revised for legislation that reduces revenues within the Finance Committees jurisdiction by the following amounts:

1996—\$3,000,000,000;  
1997—\$7,000,000,000;  
1998—\$14,000,000,000;  
1999—\$23,000,000,000;  
2000—\$32,000,000,000;  
2001—\$41,000,000,000;  
2002—\$50,000,000,000.

or by such amounts defined as "additional deficit reduction" in section 203(d) if less than the amounts specified herein, provided that the costs of such legislation are not included in the concurrent resolution on the budget and the enactment of such legislation will not increase the deficit in this resolution for—

(1) fiscal year 1996;

(2) the period of fiscal years 1996 through 2000; or

(3) the period of fiscal years 2001 through 2005.

(b) **REVISED ALLOCATIONS.**—Upon the reporting of legislation pursuant to subsection (a), and again upon the submission of a conference report on such legislation (if a conference report is submitted), the Chairman of the Committee on the Budget of the Senate shall file with the Senate appropriately revised allocations under sections 302(a) and 602(a) of the Congressional Budget Act of 1974 and revised functional levels and aggregates to carry out this subsection. These revised allocations, functional levels, and aggregates shall be considered for the purposes of the Congressional Budget Act of 1974 as allocations, functional levels and aggregates contained in this concurrent resolution on the budget.

(c) **REPORTING REVISED ALLOCATIONS.**—The appropriate committee shall report appropriately revise allocations pursuant to sections 302(b) and 602(b) of the Congressional Budget Act of 1974 to carry out this section.

**SEC. 205. SCORING OF EMERGENCY LEGISLATION.**

Notwithstanding section 606(d)(2) of the Congressional Budget Act of 1974 and begin-

ning with fiscal year 1996, the determinations under sections 302, 303, and 311 of such Act shall take into account any new budget authority, new entitlement authority, outlays, receipts, or deficit effects as a consequence of the provisions of section 251(b)(2)(D) and 252(e) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**SEC. 206. SALE OF GOVERNMENT ASSETS.**

(a) **SENSE OF THE CONGRESS.**—It is the sense of the Congress that—

(1) the prohibition on scoring asset sales has discouraged the sale of assets that can be better managed by the private sector and generate receipts to reduce the Federal budget deficit;

(2) the President's fiscal year 1996 budget included \$8,000,000,000 in receipts from asset sales and proposed a change in the asset sale scoring rule to allow the proceeds from these sales to be scored;

(3) assets should not be sold if such sale would increase the budget deficit over the long run; and

(4) the asset sale scoring prohibition should be repealed and consideration should be given to replacing it with a methodology that takes into account the long-term budgetary impact of asset sales.

(b) **BUDGETARY TREATMENT.**—For purposes of any concurrent resolution on the budget and the Congressional Budget and Impoundment Control Act of 1974, the amounts realized from sales of assets shall be scored with respect to the level of budget authority, outlays, or revenues.

(c) **DEFINITIONS.**—For purposes of this section, the term "sale of an asset" shall have the same meaning as under section 250(c)(21) of the Balanced Budget and Emergency Deficit Control Act of 1985.

(d) **TREATMENT OF LOAN ASSETS.**—For the purposes of this section, the sale of loan assets or the prepayment of a loan shall be governed by the terms of the Federal Credit Reform Act of 1990.

**SEC. 207. CREDIT REFORM AND GUARANTEED STUDENT LOANS.**

For the purposes of allocations and points of order under the Congressional Budget Act of 1974 and this resolution, the cost of a direct loan shall be the net present value, at the time when the direct loan is disbursed, of the following cash flows for the estimated life of the loan:

(1) Loan disbursements.

(2) Repayments of principal.

(3) Payments of interest and other payments by or to the Government over the life of the loan after adjusting for estimated defaults, prepayments, fees, penalties, and other recoveries.

(4) In the case of legislation increasing direct loan commitments for a program in which loan commitments will equal or exceed \$5,000,000,000 for the coming fiscal year (or for any prior fiscal year), direct expenses, including—

(A) activities related to credit extension, loan origination, loan servicing, training, program promotion, management of contractors, and payments to contractors, other government entities, and program participants;

(B) collection of delinquent loans; and

(C) writeoff and closeout of loans.

**SEC. 208. EXTENSION OF BUDGET ACT 60-VOTE ENFORCEMENT THROUGH 2002.**

Notwithstanding section 275(b) of the Balanced Budget and Emergency Deficit Control Act of 1985 (as amended by sections 13112(b) and 13208(b)(3) of the Budget Enforcement Act of 1990), the second sentence of section 904(c) of the Congressional Budget Act of 1974 (except insofar as it relates to section 313 of that Act) and the final sentence of section 904(d) of that Act (except insofar as it relates

to section 313 of that Act) shall continue to have effect as rules of the Senate through (but no later than) September 30, 2002.

**SEC. 209. REPEAL OF IRS ALLOWANCE.**

Section 25 of House Concurrent Resolution 218 (103d Congress, 2d Session) is repealed.

**SEC. 210. EXERCISE OF RULEMAKING POWERS.**

The Senate adopts the provisions of this title—

(1) as an exercise of the rulemaking power of the Senate, and as such they shall be considered as part of the rules of the Senate, and such rules shall supersede other rules only to the extent that they are inconsistent therewith; and

(2) with full recognition of the constitutional right of the Senate to change those rules (so far as they relate to the Senate) at any time, in the same manner, and to the same extent as in the case of any other rule of the Senate.

**EXON (AND OTHERS) AMENDMENT NO. 1124**

Mr. EXON (for himself, Mr. LAUTENBERG, Mr. HARKIN, Mr. KENNEDY, Mrs. MURRAY, Mr. BREAUX, Mr. DASCHLE, Mr. DODD, and Mr. BRADLEY) proposed an amendment to the concurrent resolution S. Con. Res. 13, supra; as follows:

On page 74, strike beginning with line 12 through line 12 on page 77 and insert the following: "budget, the appropriate budgetary allocations, aggregates, and levels shall be revised to reflect—

"(1) \$100,000,000,000 in budget authority and outlays of the additional deficit reduction achieved as calculated under subsection (c) for legislation that reduces the adverse effects on medicare and medicaid of—

"(A) increased premiums;

"(B) increased deductibles;

"(C) increased copayments;

"(D) limits on the freedom to select the doctor of one's choice;

"(E) reduced quality of health care services caused by funding reductions for health care providers;

"(F) reduced or eliminated benefits caused by restrictions on eligibility or services;

"(G) closure of hospitals or nursing homes, or other harms to health care providers; or

"(H) other costs to beneficiaries;

"(2) \$18,000,000,000 in budget authority and outlays of the additional deficit reduction achieved as calculated under subsection (c) for legislation that reduces the adverse effects on discretionary spending on education and \$12,000,000,000 in budget authority and outlays for legislation that reduces the adverse effects on direct spending for education;

"(3) \$10,000,000,000 in budget authority and outlays of the additional deficit reduction achieved as calculated under subsection (c) for legislation that reduces the adverse effects on direct spending within the jurisdiction of the Committee on Agriculture;

"(4) \$17,000,000,000 in budget authority and outlays of the additional deficit reduction achieved as calculated under subsection (c) for legislation that restores the full current law earned income tax credit under section 32 of the Internal Revenue Code of 1986;

"(5) \$3,000,000,000 in budget authority and outlays of the additional deficit reduction achieved as calculated under subsection (c) for legislation that reduces the adverse effects on programs for veterans; and

"(6) \$10,000,000,000 in budget authority and outlays of the additional deficit reduction



achieved as calculated under subsection (c) which shall be subject to allocation by the Committee on the Budget, by majority vote. The amounts provided by paragraphs (1) through (6) shall be proportionally adjusted based on any increase or decrease in the projected allowance of \$170,000,000,000.

“(b) REVISED ALLOCATIONS AND AGGREGATES.—Upon the reporting of legislation pursuant to subsection (a), and again upon the submission of a conference report on such legislation (if a conference report is submitted), the Chair of the Committee on the Budget of the Senate may submit to the Senate appropriately revised allocations under sections 302(a) and 602(a) of the Congressional Budget Act of 1974, discretionary spending limits under section 201(a) of this resolution, budgetary aggregates, and levels under this resolution, revised by an amount that does not exceed the additional deficit reduction specified under subsection (d).

“(c) CBO REVISED DEFICIT ESTIMATE.—After the enactment of legislation that complies with the reconciliation directives of section 6, the Congressional Budget Office shall provide the Chairman of the Committee on the Budget of the Senate a revised estimate of the deficit for fiscal years 1996 through 2005.

“(d) ADDITIONAL DEFICIT REDUCTION.—For purposes of this section, the term “additional deficit reduction” means the amount by which the total deficit levels assumed in this resolution for a fiscal year exceed the revised deficit estimate provided pursuant to subsection (c) for such fiscal year for fiscal years 1996 through 2005.

“(e) CBO CERTIFICATION AND CONTINGENCIES.—This section shall not apply unless—

“(1) legislation has been enacted complying with the reconciliation directives of section 6;

“(2) the Director of the Congressional Budget Office has provided the estimate required by subsection (c); and

“(3) the revisions made pursuant to this subsection do not cause a budget deficit for fiscal year 2002, 2003, 2004, and 2005.

**“SEC. 205. SCORING OF EMERGENCY LEGISLATION.**

“Notwithstanding section 606(d)(2) of the Congressional Budget Act of 1974 and beginning with fiscal year 1996, the determinations under sections 302, 303, and 311 of such Act shall take into account any new budget authority, new entitlement authority, outlays, receipts, or deficit effects as a consequence of the provisions of section 251(b)(2)(D) and 252(e) of the Balanced Budget and Emergency Deficit Control Act of 1985.”.

**THURMOND (AND OTHERS)  
AMENDMENT NO. 1125**

Mr. THURMOND (for himself, Mr. MCCAIN, Mrs. HUTCHISON, Mr. WARNER, Mr. COATS, Mr. INHOFE, Mr. KEMPTHORNE, Mr. LOTT, Mr. SMITH, Mr. COHEN, Mr. SANTORUM, and Mr. STEVENS) proposed an amendment to the concurrent resolution S. Con. Res. 13, supra; as follows:

On page 11, line 7, increase the amount by \$9,600,000,000.

On page 11, line 8, increase the amount by \$4,000,000,000.

On page 11, line 14, increase the amount by \$15,900,000,000.

On page 11, line 15, increase the amount by \$8,300,000,000.

On page 11, line 21, increase the amount by \$17,700,000,000.

On page 11, line 22, increase the amount by \$10,800,000,000.

On page 12, line 3, increase the amount by \$15,100,000,000.

On page 12, line 4, increase the amount by \$11,700,000,000.

On page 12, line 10, increase the amount by \$11,300,000,000.

On page 12, line 11, increase the amount by \$11,500,000,000.

On page 12, line 17, increase the amount by \$11,400,000,000.

On page 12, line 18, increase the amount by \$11,600,000,000.

On page 12, line 24, increase the amount by \$11,300,000,000.

On page 12, line 25, increase the amount by \$10,000,000,000.

On page 54, line 20, decrease the amount by \$9,600,000,000.

On page 54, line 21, decrease the amount by \$4,000,000,000.

On page 55, line 2, decrease the amount by \$15,900,000,000.

On page 55, line 3, decrease the amount by \$8,300,000,000.

On page 55, line 9, decrease the amount by \$17,700,000,000.

On page 55, line 10, decrease the amount by \$10,800,000,000.

On page 55, line 16, decrease the amount by \$15,100,000,000.

On page 55, line 17, decrease the amount by \$11,700,000,000.

On page 55, line 23, decrease the amount by \$11,300,000,000.

On page 55, line 24, decrease the amount by \$11,500,000,000.

On page 56, line 5, decrease the amount by \$11,400,000,000.

On page 56, line 6, decrease the amount by \$11,600,000,000.

On page 56, line 12, decrease the amount by \$11,300,000,000.

On page 56, line 13, decrease the amount by \$10,000,000,000.

On page 65, line 14, increase the amount by \$9,600,000,000.

On page 65, line 15, increase the amount by \$4,000,000,000.

On page 65, line 17, decrease the amount by \$9,600,000,000.

On page 65, line 18, decrease the amount by \$4,000,000,000.

On page 65, line 21, increase the amount by \$15,900,000,000.

On page 65, line 22, increase the amount by \$8,300,000,000.

On page 65, line 24, decrease the amount by \$15,900,000,000.

On page 65, line 25, decrease the amount by \$8,300,000,000.

On page 66, line 3, increase the amount by \$17,700,000,000.

On page 66, line 4, increase the amount by \$10,800,000,000.

On page 66, line 6, decrease the amount by \$17,700,000,000.

On page 66, line 7, decrease the amount by \$10,800,000,000.

On page 66, line 10, increase the amount by \$15,100,000,000.

On page 66, line 11, increase the amount by \$11,700,000,000.

On page 66, line 13, decrease the amount by \$15,100,000,000.

On page 66, line 14, decrease the amount by \$11,700,000,000.

On page 66, line 17, increase the amount by \$11,300,000,000.

On page 66, line 18, increase the amount by \$11,500,000,000.

On page 66, line 20, decrease the amount by \$11,300,000,000.

On page 66, line 21, decrease the amount by \$11,500,000,000.

On page 66, line 24, increase the amount by \$11,400,000,000.

On page 66, line 25, increase the amount by \$11,600,000,000.

On page 67, line , decrease the amount by \$11,400,000,000.

On page 67, line , decrease the amount by \$11,600,000,000.

On page 67, line 6, increase the amount by \$11,300,000,000.

On page 67, line 7, increase the amount by \$10,000,000,000.

On page 67, line 9, decrease the amount by \$11,300,000,000.

On page 67, line 10, decrease the amount by \$10,000,000,000.

On page 68, after line 12, add the following new paragraph:

(3) It is the sense of the Senate that the Senate should waive all points of order that would preclude increasing non-defense spending in any one fiscal year by up to \$2 billion and, at the same time, decreasing defense spending in any one fiscal year by up to \$2 billion, from the levels of discretionary spending in this section. It is further the sense of the Senate that defense spending may not be reduced by more than a total of \$10 billion and non-defense spending may not be increased by more than a total of \$10 billion over the seven years of the resolution, from the levels of discretionary spending in this section.

**HARKIN (AND BUMPERS)  
AMENDMENT NO. 1126**

Mr. HARKIN (for himself and Mr. BUMPERS) proposed an amendment to the concurrent resolution, Senate Concurrent Resolution 13, supra; as follows:

On page 12, line 3, decrease the amount by \$4,800,000,000.

On page 12, line 4, decrease the amount by \$1,000,000,000.

On page 12, line 10, decrease the amount by \$10,000,000,000.

On page 12, line 11, decrease the amount by \$3,400,000,000.

On page 12, line 17, decrease the amount by \$10,000,000,000.

On page 12, line 18, decrease the amount by \$6,200,000,000.

On page 12, line 24, decrease the amount by \$10,000,000,000.

On page 12, line 25, decrease the amount by \$6,200,000,000.

On page 32, line 11, increase the amount by \$4,800,000,000.

On page 32, line 12, increase the amount by \$1,000,000,000.

On page 32, line 19, increase the amount by \$10,000,000,000.

On page 32, line 20, increase the amount by \$3,400,000,000.

On page 33, line 2, increase the amount by \$10,000,000,000.

On page 33, line 3, increase the amount by \$6,200,000,000.

On page 33, line 10, increase the amount by \$10,000,000,000.

On page 33, line 11, increase the amount by \$6,200,000,000.

On page 66, line 10, decrease the amount by \$4,800,000,000.

On page 66, line 11, decrease the amount by \$1,000,000,000.

On page 66, line 13, increase the amount by \$4,800,000,000.

On page 66, line 14, increase the amount by \$1,000,000,000.

On page 66, line 17, decrease the amount by \$10,000,000,000.

On page 66, line 18, decrease the amount by \$3,400,000,000.

On page 66, line 20, increase the amount by \$10,000,000,000.

On page 66, line 21, increase the amount by \$3,400,000,000.

On page 66, line 24, decrease the amount by \$10,000,000,000.

On page 66, line 25, decrease the amount by \$6,200,000,000.

On page 67, line 2, increase the amount by \$10,000,000,000.

On page 67, line 3, increase the amount by \$6,200,000,000.

On page 67, line 6, decrease the amount by \$10,000,000,000.

On page 67, line 7, decrease the amount by \$6,200,000,000.

On page 67, line 9, increase the amount by \$10,000,000,000.

On page 67, line 10, increase the amount by \$6,200,000,000.

FEINGOLD (AND OTHERS)  
AMENDMENT NO. 1127

Mr. FEINGOLD (for himself, Mr. HOLLINGS, Mr. BYRD, Mr. NUNN, Mr. BUMPERS, Mr. KERREY, Mr. ROBB, Mr. DORGAN, Mr. SIMON, Mrs. MURRAY, and Ms. MOSELEY-BRAUN) proposed an amendment to the concurrent resolution, Senate Concurrent Resolution 13, supra; as follows:

On page 74, strike beginning with line 8 through page 75, line 22.

SNOWE (AND OTHERS)  
AMENDMENT NO. 1128

Ms. SNOWE (for herself, Mr. ABRAHAM, Mr. GRASSLEY, Mr. BROWN, Mrs. KASSEBAUM, Mr. COHEN, Mr. LOTT, Mr. CHAFEE, and Mr. SIMPSON) proposed an amendment to the concurrent resolution, Senate Concurrent Resolution 13, supra; as follows:

On page 26, decrease the amount on line 20 by \$200,000,000.

On page 26, decrease the amount on line 21 by \$100,000,000.

On page 27, decrease the amount on line 3 by \$200,000,000.

On page 27, decrease the amount on line 4 by \$300,000,000.

On page 27, decrease the amount on line 11 by \$200,000,000.

On page 27, decrease the amount on line 12 by \$300,000,000.

On page 27, decrease the amount on line 19 by \$200,000,000.

On page 27, decrease the amount on line 20 by \$300,000,000.

On page 28, decrease the amount on line 2 by \$200,000,000.

On page 28, decrease the amount on line 3 by \$300,000,000.

On page 28, decrease the amount on line 10 by \$200,000,000.

On page 28, decrease the amount on line 11 by \$300,000,000.

On page 28, decrease the amount on line 18 by \$200,000,000.

On page 28, decrease the amount on line 19 by \$300,000,000.

On page 31, increase the amount on line 12 by \$900,000,000.

On page 31, increase the amount on line 13 by \$500,000,000.

On page 31, increase the amount on line 20 by \$1,000,000,000.

On page 31, increase the amount on line 21 by \$800,000,000.

On page 32, increase the amount on line 3 by \$1,000,000,000.

On page 32, increase the amount on line 4 by \$900,000,000.

On page 32, increase the amount on line 11 by \$1,000,000,000.

On page 32, increase the amount on line 12 by \$1,000,000,000.

On page 32, increase the amount on line 19 by \$1,000,000,000.

On page 32, increase the amount on line 20 by \$1,100,000,000.

On page 33, increase the amount on line 2 by \$1,000,000,000.

On page 33, increase the amount on line 3 by \$1,100,000,000.

On page 33, increase the amount on line 10 by \$1,000,000,000.

On page 33, increase the amount on line 11 by \$1,100,000,000.

On page 48, decrease the amount on line 10 by \$300,000,000.

On page 48, decrease the amount on line 17 by \$300,000,000.

On page 48, decrease the amount on line 24 by \$300,000,000.

On page 48, decrease the amount on line 25 by \$100,000,000.

On page 49, decrease the amount on line 6 by \$300,000,000.

On page 49, decrease the amount on line 7 by \$200,000,000.

On page 49, decrease the amount on line 13 by \$300,000,000.

On page 49, decrease the amount on line 14 by \$300,000,000.

On page 49, decrease the amount on line 20 by \$300,000,000.

On page 49, decrease the amount on line 21 by \$300,000,000.

On page 50, decrease the amount on line 2 by \$300,000,000.

On page 50, decrease the amount on line 3 by \$300,000,000.

On page 54, decrease the amount on line 20 by \$400,000,000.

On page 54, decrease the amount on line 21 by \$400,000,000.

On page 55, decrease the amount on line 2 by \$500,000,000.

On page 55, decrease the amount on line 3 by \$500,000,000.

On page 55, decrease the amount on line 9 by \$500,000,000.

On page 55, decrease the amount on line 10 by \$500,000,000.

On page 55, decrease the amount on line 16 by \$500,000,000.

On page 55, decrease the amount on line 17 by \$500,000,000.

On page 55, decrease the amount on line 23 by \$500,000,000.

On page 55, decrease the amount on line 24 by \$500,000,000.

On page 56, decrease the amount on line 5 by \$500,000,000.

On page 56, decrease the amount on line 6 by \$500,000,000.

On page 56, decrease the amount on line 12 by \$500,000,000.

On page 56, decrease the amount on line 13 by \$500,000,000.

On page 64, decrease the amount on line 9 by \$500,000,000.

On page 64, decrease the amount on line 10 by \$4,300,000,000.

On page 64, decrease the amount on line 11 by \$6,500,000,000.

On page 65, decrease the amount on line 17 by \$900,000,000.

On page 65, decrease the amount on line 18 by \$500,000,000.

On page 65, decrease the amount on line 24 by \$1,000,000,000.

On page 65, decrease the amount on line 25 by \$800,000,000.

On page 66, decrease the amount on line 6 by \$1,000,000,000.

On page 66, decrease the amount on line 7 by \$900,000,000.

On page 66, decrease the amount on line 13 by \$1,000,000,000.

On page 66, decrease the amount on line 14 by \$1,000,000,000.

On page 66, decrease the amount on line 20 by \$1,000,000,000.

On page 66, decrease the amount on line 21 by \$1,100,000,000.

On page 67, decrease the amount on line 2 by \$1,000,000,000.

On page 67, decrease the amount on line 3 by \$1,100,000,000.

On page 67, decrease the amount on line 9 by \$1,000,000,000.

On page 67, decrease the amount on line 10 by \$1,100,000,000.

STEVENS (AND DOMENICI)  
AMENDMENT NO. 1129

Mr. STEVENS (for himself and Mr. DOMENICI) proposed an amendment to the concurrent resolution Senate Concurrent Resolution 13, supra; as follows:

At the appropriate place in Title III of the resolution insert the following new section:

SEC. . SENSE OF THE CONGRESS REGARDING  
FULL FUNDING FOR DECADE OF THE  
BRAIN RESEARCH.

(a) FINDINGS.—The Congress finds that—

(1) long term health care costs associated with diseases and disorders of the brain have a substantial impact on federal expenditures for Medicaid and Medicare, and on the earning potential of the Nation;

(2) to highlight the impact of brain diseases and disorders on the economy and well being of the Nation the Congress has declared the 1990's the Decade of the Brain;

(3) meaningful research has been initiated as part of the Decade of the Brain;

(4) if fully funded this research could provide important new medical breakthroughs; and

(5) these breakthroughs could result in a significant reduction in costs to the Federal Government.

(b) SENSE OF THE CONGRESS.—It is the sense of the Congress that in furtherance of the goals of the Decade of the Brain the appropriate committees should seek to ensure that full funding is provided for research on brain diseases and disorders in each of the fiscal years to which this resolution applies.

BUMPERS (AND OTHERS)  
AMENDMENT NO. 1130

Mr. BUMPERS (for himself, Mr. BRADLEY, Mrs. MURRAY, Mr. LIEBERMAN, Mr. BAUCUS, Mr. EXON, Mr. WELLSTONE, Mrs. BOXER, and Mrs. FEINSTEIN) proposed an amendment to the concurrent resolution, Senate Concurrent Resolution 13, supra; as follows:

Strike line 7 on page 76 through line 12 on page 77.

NOTICE OF HEARING

COMMITTEE ON RULES AND ADMINISTRATION

Mr. STEVENS. Mr. President, I wish to announce that the Committee on Rules and Administration will meet in SR-301, Russell Senate Office Building, on Thursday, May 25, 1995, at 9:30 a.m., to receive testimony on the reauthorization of the Federal Election Commission.

For further information concerning this hearing, please contact Mark Mackie of the committee staff on 224-3448.

### AUTHORITY FOR COMMITTEES TO MEET

#### COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Committee on Agriculture, Nutrition, and Forestry be allowed to meet during the session of the Senate on Tuesday, May 23, 1995, at 9:30 a.m., in SR-332.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Committee on Commerce, Science, and Transportation be allowed to meet during the Tuesday May 23, 1995 session of the Senate for the purpose of conducting an oversight hearing on NASA's Space Station program.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### COMMITTEE ON FOREIGN RELATIONS

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Committee on Foreign Relations be authorized to meet during the session of the Senate on Tuesday, May 23, 1995, at 10 a.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### COMMITTEE ON GOVERNMENTAL AFFAIRS

Mr. DOMENICI. Mr. President, I ask unanimous consent on behalf of the Governmental Affairs Committee to meet on Tuesday, May 23, 1995, at 11 a.m. for a nomination hearing.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### COMMITTEE ON GOVERNMENTAL AFFAIRS

Mr. DOMENICI. Mr. President, I ask unanimous consent on behalf of the Government Affairs Committee to meet on Tuesday, May 23, at 2:30 p.m. for a nomination hearing.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### COMMITTEE ON LABOR AND HUMAN RESOURCES

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Committee on Labor and Human Resources be authorized to meet for a hearing on the oversight of the EEOC, during the session of the Senate on Tuesday, May 23, 1995, at 9 a.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### SUBCOMMITTEE ON FORESTS AND PUBLIC LAND MANAGEMENT

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Subcommittee on Forests and Public Land Management of the Committee on Energy and Natural Resources be granted permission to meet during the session of the Senate on Tuesday, May 23, 1995, for purposes of conducting a subcommittee hearing which is scheduled to begin at 9:30 a.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### SUBCOMMITTEE ON PARKS, HISTORIC PRESERVATION AND RECREATION

Mr. DOMENICI. Mr. President, I ask unanimous consent that the Sub-

committee on Parks, Historic Preservation and Recreation of the Committee on Energy and Natural Resources be granted permission to meet during the session of the Senate on Tuesday, May 23, 1995, for purposes of conducting a subcommittee hearing which is scheduled to begin at 2:30 p.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

### ADDITIONAL STATEMENTS

#### SUPPORT OF S. 507

● Mr. GRASSLEY. Mr. President, I am pleased to be an original cosponsor of S. 507, the False Identification Act of 1995, and I wish to congratulate the distinguished Senator from South Dakota for offering this important piece of legislation. S. 507 makes it a crime to transport through the mails false drivers licenses and other forms of ID to minors and lowers the number of false forms of ID necessary to trigger criminal liability from 5 to 3. And what do children do with phony drivers licenses? They purchase beer and liquor, gain admittance to bars and taverns, and purchase pornographic materials. A lot has been said recently about the need to protect our children from growing up too fast. S. 507 is an important step in that direction, by striking at unscrupulous, profiteering adults who provide children with the means of obtaining liquor and pornography.

Let me be clear on one fact about this legislation and the illicit sale of false identification which is not mentioned in the body of S. 507. The distribution of false ID cards directly involves interstate commerce, Mr. President.

I ask that a copy of advertisements, from the National Examiner be printed in the RECORD.

The material follows:

#### MISCELLANEOUS

##### I.D. CARDS \$10

Professional high quality equipment, expert settings, lamination. Outsmarts competition. Money back guarantee.

##### PHOTO ID \$8.00

Professionally Laminated Processed with Drivers License Equipment. Avoid Cheap Imitations and Embarrassment. Free Blank Birth Certificate not a Government document. Cash MO Fastest Service Guaranteed, Two \$15.00 Photo Complete Description.

##### BLANK CERTIFICATES

Birth, Baptismal, Highschool, College, Marriage, Divorce, Awards, Wills. Guaranteed Realistic, Parchment Paper Embossed Gold Seals. U.S. Canada. All Or Any Eight \$12.00 Cash, M.O. Same Day Service, Not Government Document.

##### PHOTO ID \$8.00

Professionally Laminated Processed with Drivers License Equipment. Avoid Cheap Imitations and Embarrassment. Free Blank Birth Certificate not a Government document. Cash MO Fastest Service Guaranteed, Two \$15.00 Photo Complete Description.

##### BLANK CERTIFICATES

Birth, Baptismal, Highschool, College, Marriage, Divorce, Awards, Wills. Guarant-

eed Realistic. Parchment Paper Embossed Gold Seals. U.S. Canada. All Or Any Eight \$12.00 Cash, M.O. Same Day Service, Not Government Document.

#### "PHONY" DRIVER'S LICENSES!

##### Free Information

Mr. GRASSLEY. This publication, which is openly available at supermarkets and convenience stores across the country, contains advertisements for—in the words of one of the advertisements—phony drivers licenses.

Mr. President, I submit that there is no socially redeeming use for phony drivers licenses. Indeed, the only conceivable use of such documents is to subvert State and Federal law. And as the Supreme Court recently reaffirmed in *United States v. Lopez*, on page 9 of the slip opinion, "The power of Congress to keep the channels of interstate commerce free from immoral and injurious uses has been frequently sustained, and it is no longer open to question." Simply put, Mr. President, S. 507 helps to ensure that interstate commerce will not be used to further immoral activities, like providing children with phony drivers licenses so that they can purchase liquor and beer illegally. That is why I am pleased to support S. 507.

From the beginning of our country, States have prohibited the sale of liquor to children. S. 507 helps those States by providing Federal help to combat what is essentially a Federal problem—the interstate transfer of false forms of ID to children. I urge my colleagues to support S. 507.

#### THE DEATH OF LES ASPIN

● Mr. MOYNIHAN. Mr. President, this morning's Washington Post carried a fine editorial describing the long and distinguished public career of the Honorable Les Aspin, the former Secretary of Defense and our former colleague. The editorial observed that Secretary Aspin "was above all a man engaged in the most important, high-stakes issues of his time."

Having read this excellent account of Les Aspin's three decades of service to his country, I do not know what more I could say about my friend. I would accordingly ask that the editorial from today's Washington Post be printed in the RECORD, and I urge every Senator to read it.

The editorial follows:

[From the Washington Post, May 23, 1995]

#### LES ASPIN

We are trying to recall a moment in the past several decades when someone or other—or this political group or that party wing or the other lobby—wasn't mad at Les Aspin. And we come up empty. That is because the former defense secretary and chairman of the House Armed Services Committee, who died of a stroke at the age of 56 on Sunday, was above all a man engaged in the most important, high-stakes issues of his time. From his days as a college academic star and then a Defense Department whiz kid, as an internal government Vietnam War critic, a teacher and, for 22 years, a member of Congress from Wisconsin, Les Aspin never

lost either his capacity to master the most complicated issues of public policy or his frankly kid-like, ebullient enthusiasm for trying to resolve them. He was also a politician, and generally a pretty successful one.

Some of the problems Mr. Aspin had, especially on the Hill, were the all but inevitable lot of anyone trying to navigate the shoals of military defense policy in a (then) majority Democratic Party that was bitterly and irreconcilably divided between hawks and doves; unsurprisingly, his maneuverings as chairman of Armed Services frequently infuriated one or the other side, especially in the unending struggle over developing weapons systems. His own inclinations evolved from the more dovish to the more hawkish over the years. As Bill Clinton's first defense secretary, Mr. Aspin had the equally challenging job of trying to reconcile Pentagon thinking with Democratic Party thinking in the matter of Mr. Clinton's proposals for altering the status of gays in the military. His most notable accomplishment as secretary was the review of Pentagon budgeting and procurement procedures that he worked up in his 11 months there. His most notable public stand was that taken—rightly, in our view—in support of President Bush's policy on Kuwait at a time when so many other Democratic Party leaders in Congress were in doubt or in flight.

Mr. Aspin was humiliated by being pushed out of the Defense Department by Mr. Clinton and the other rivalrous members of Mr. Clinton's national security team. But the thing about the former defense secretary was that he couldn't stay humiliated or give vent to personal bitterness over such things. He came back to serve as head of the Clinton advisory group reviewing national intelligence. The faults for which Mr. Aspin was allegedly fired—imprecision, inability to manage the huge defense establishment and slowness in coming to clear-cut action decisions—were presumably real. Such defects would certainly go with the general makeup of the man: intellectually restless, always turning the thing over and over in his mind, more given to trying to imagine and grasp all the aspects of a problem than to measuring or indexing them. We can understand how this came to grief for Mr. Aspin in the Clinton administration. But you need only read the recently published confessional book by Mr. Aspin's predecessor and onetime employer, Robert McNamara, to understand, as well, that an opposite, superefficient turn of mind is not exactly the key to defense policy salvation. Maybe Les Aspin was the wrong man for his months in the Clinton Cabinet. The same cannot in any respect be said of his roughly three decades of productive public service.●

TRIBUTE TO DICK COMBS

● Mr. McCONNELL. Mr. President, I rise today to mourn the death of a close friend, Mr. Dick Combs. Dick died last Wednesday from complications after heart surgery.

Over the years, he touched the lives of many people in northern Kentucky. Dick was a very special man, but one thing in particular made him one of a kind. It was his trademark green comb. Everytime he introduced himself to someone he would hand them a green pocket comb with his name on it. There's probably not a person in northern Kentucky that hasn't combed his or her hair with a comb from Dick. But this wasn't his only trademark, he was also seen nearly everyday driving

around town in his 1968 red convertible Ford Mustang, smiling and waving to everyone he passed. And who could forget his old fishing hat, an item he would never leave the house without.

The World War II veteran was elected Kenton County commissioner in 1984, a victory that is in the record books and the subject of political trivia questions across the Bluegrass State. Dick was the first Republican in 75 years to win a seat on the fiscal court. He also served as a member of the Kenton County GOP executive committee, the Northern Kentucky Area Planning Commission, the Boone-Kenton Cable TV Board, and he was a founding member of the Northern Kentucky Salvation Army Advisory Board.

With all his political activities you would think that Dick wouldn't have time for anything else. But that wasn't the case, he always found time for his true loves: his family and his community.

He kept busy in the community by getting involved in the Fort Mitchell Kiwanis and Optimist clubs, the Northern Kentucky Chamber of Commerce, and the American Animal Association. His care and support for stray animals was even recognized by the animal rights community, who endorsed his candidacy. Dick would go out of his way to help his animal friends. He would even go as far as leaving his garage door open at night so any stray animal could have a safe haven from the elements.

Dick was also a deacon at Fort Mitchell Baptist Church for more than 35 years. There wasn't a Sunday that went by that Dick wasn't standing outside the church greeting every parishioner that walked through the doors. To some it may have seemed like a small gesture, but to churchgoers it wasn't a Sunday without seeing his smiling face. His absence at church last Sunday was felt by members young and old, including a young boy who cried when he didn't see Dick at the church's door.

Mr. President, I ask you to join me in extending my heartfelt sympathy and prayers to his family and to all those whose lives he touched. Dick, will be missed.●

THE 40TH ANNUAL DETAILED FINANCIAL REPORT OF SENATOR PAUL SIMON

● Mr. SIMON. Mr. President, it has been my practice in each of the 40 years I have spent in public life to volunteer a detailed accounting of my finances.

I ask that my financial report for 1994 be printed in the RECORD.

The financial report and related announcement follow:

ANNOUNCEMENT

For the 40th consecutive year that he has held public office, U.S. Senator Paul Simon, D-Ill., has released a detailed description of his income, assets and liabilities.

Simon has been making the voluntary annual statements longer than any other na-

tional officeholder. Simon set his policy when he left the newspaper publishing business he had established to enter public service during his eight years in the Illinois House of Representatives, six years in the Illinois Senate, four years as lieutenant governor, 10 years in the U.S. House of Representatives and now 10 years in the U.S. Senate. The listing predates disclosure requirements of state and federal law and continues to exceed those requirements. Senate rules today require only the listing of income within broad brackets. SIMON's practice also has set the standard for many officeholders in Illinois.

Simon also continues to exceed Senate requirements by listing detailed income for his wife, Jeanne.

The Illinois senator lists 1994 income for himself and Jeanne Simon totaling \$206,287. The figure includes PAUL SIMON's Senate salary, Jeanne Simon's per diem compensation as chair of the National Commission on Library and Information Science, and reimbursements to Paul and Jeanne Simon for travel and other expenses.

The Simons had assets of \$514,579.79 and liabilities of \$124,667.44 for a net worth of \$389,912.35. Earlier disclosures have shown SIMON to be one of the least wealthy members of the United States Senate.

The detailed 1994 financial report of Senator Paul Simon follows:

*Income Statement of Paul and Jeanne Simon—1994*

General income (Paul Simon):	
Salary, U.S. Senate .....	\$133,870.00
State of Illinois, General Assembly System .....	21,632.64
Book Royalties .....	10,315.31
U.S. Senate, Expense Reimbursement .....	320.80
Paul Simon Official Office Account, Expense Reimbursement .....	209.55
Earnings, IRA .....	1,011.99
Dana College, Meal Refund .....	47.50
Blue Cross/Blue Shield, Insurance Reimbursement .....	546.84
Vermont Ties, Refund ....	12.00
Critic's Choice Video, Refund .....	4.99
Sale, 1983 Mustang .....	1,500.00
General income (Jeanne Simon):	
Salary, Emeritus Foundation .....	4,540.55
Social Security, (Entirely donated to charitable causes) .....	5,154.00
U.S. Department of Education, (National Commission on Libraries and Information Science .....	16,202.88
Distribution from IRA ....	800.00
Earnings, IRA .....	532.03
Simon for Senate, Expense Reimbursement .....	74.58
U.S. Government, Travel Expense Reimbursement .....	5,027.34
Nevada Library Association, Travel Expense Reimbursement .....	340.00
American Library Association, Travel Expense Reimbursement .....	264.00
American Library Association, Expense Reimbursement .....	103.00
Southwest Library Association, Expense Reimbursement .....	367.32

Paula Swift, Luncheon Reimbursement .....	15.00	Stock and Bond holdings with number of shares:	Pacific Gas & Electric, 40	975.00
Medicare, Reimbursement .....	91.72	Cash and Smith Barney Money Fund, Inc. ....	Pepsico Inc. North Carolina, 42 .....	1,522.50
Delta Kappa Gamma, Speech—Donated to Neval Thomas School ..	100.00	Adams Express Co., Maryland 440 Shares ...	Sara Lee Corp., 20 .....	505.00
Medical Care, Reimbursement .....	35.00	Bethlehem Steel, 5 Shares .....	<u>Total .....</u>	<u>14,254.31</u>
Interest income:		Dreyfus Municipal Bond Fund, 1,650 Shares .....	<u>Total assets .....</u>	<u>514,579.79</u>
U.S. Senate Federal Credit Union .....	149.81	Dreyfus Growth & Income, 246.804 Shares ...	Liabilities:	
General American Life ...	206.85	Franklin Fund, 1,137.165 Shares .....	Polish National Insurance, Loan .....	1,584.48
Polich National Alliance of U.S.A. ....	43.73	General Mills, Inc., 45 Shares .....	General American Insurance, Loan .....	3,021.15
South Shore Bank of Chicago .....	29.48	Harcourt General, Inc., 7 Shares .....	LaSalle Talman Home Mortgage Corp. ....	117,515.06
Dividends:		Intergroup, Inc., 25 Shares .....	U.S. Senate Federal Credit Union, Signature Loan .....	2,546.75
Adams Express .....	644.14	Jet-Lite, 120 (Approximate) .....	<u>Total liabilities .....</u>	<u>124,667.44</u>
General Mills .....	63.45	Lands End Inc., 44 Shares	<u>Total assets .....</u>	<u>514,579.79</u>
Union One .....	.53	Liberte Inves., 100 Shares	<u>Total liabilities .....</u>	<u>124,667.44</u>
Mattel Inc De .....	5.70	Mattel, Inc., 25 Shares ...	<u>Net worth .....</u>	<u>389,912.35</u>
McDonalds Corp .....	3.00	McDonalds, 25 Shares ....		
Quaker Oats .....	6.52	Pacific Gas & Electric, 268 Shares .....	GIFTS, RECEIVED OF MORE THAN \$25.00 VALUE, OUTSIDE IMMEDIATE FAMILY <sup>1</sup>	
Scott Paper Co. ....	6.40	Pax World Fund, 179.813 Shares .....	Book from "B" Rappaport—\$25.00;	
Dreyfus Growth & Income Fund .....	121.31	Quaker Oats Co., 8 Shares .....	Bow ties with William H. Zarafonetis—Value under \$250.00;	
Dreyfus Municipal Bond Fund, (\$116.49, Reported—\$1,220.21 Exempt) .....	1,336.69	Rohr Industries, Inc., 6 Shares .....	Charles Adams book from Senator Connie Mack—\$29.95;	
Franklin Money Fund ....	209.72	Scott Paper Co., 8 Shares	Book from the Commercial Club of Chicago—Value under 250.00;	
Wal-Mart Stores .....	15.36	Scudder Growth & Income Fund, 68.246 Shares .....	Book, Sarajevo, from Warner Books—\$29.95;	
Pacific Gas & Electric ...	131.92	Texas Instruments, 12 Shares .....	Wall Clock from Chicago Lighthouse for the Blind—Value under \$250.00;	
Pax World Fund .....	89.90	United M & M, Inc., 8 Shares .....	Fruit from Larry Goodman—Value under \$250.00;	
Texas Instruments .....	10.32	Wal-Mart Stores, Inc., 96 Shares .....	Hugo Black biography from Neil Bluhm and Wayne Whalen—Value under \$250.00;	
General Cinema Corp. ....	23.98		Food Items from RJR Nabisco—Value under \$250.00;	
Harcourt General, Inc. ...	4.27	IRA—Paul	Glass Art Object from Larry Goodman—Value under \$250.00;	
Scudder Service Corp. ....	48.92	Common Stock:	Food Samples from Quaker Oats and the National Food Processors Association—Value under \$250.00;	
Smith Barney Daily Dividend Funds Inc., Cash Portfolio .....	14.77	Smith Barney Money Funds Inc. Government Portfolio .....	Flowers from Phil Corboy and Mary Dempsey—Value under \$250.00;	
Smith Barney Money Funds Inc. ....	1.19	Smith Barney Utilities Fund .....	1836 Newspaper, The Sangamo Journal of Springfield from Stan Glass—Value under \$250.00;	
<u>Total income .....</u>	<u>206,287.00</u>	Adams Express Co. Maryland, 676 .....	Book from the Embassy of Morocco—Value under \$100.00;	
<i>Paul and Jeanne Simon—Net worth statement, December 31, 1994</i>		Lands End, 34 .....	Book on Indonesia from the Indonesian Forestry Community—Value under \$100.00;	
General assets:		Mattel Inc. De., 88 .....	Table cloth from the President of Benin—Value under \$100.00;	
First Bank of Carbondale, Checking Account .....	\$210.93	Pacific Enterprises, 56	Artwork from the Foreign Minister of Vietnam—Value under \$100.00;	
Credit Union, Rantoul ...	27.22	Pacific Gas & Electric, 40 .....	Landscape painting from the Government of Mongolia (Waiver granted, see attached letter from U.S. Senate Select Committee on Ethics.)—\$175.00.	
U.S. Senate Federal Credit Union, Checking Account .....	1,794.01	Pepsico Inc.—North Carolina, 32 .....	<sup>1</sup> The law requires disclosure only of gifts of \$250.00 and over. Paul Simon's statement includes all non-family gifts of more than \$25.00, whatever the source.	
U.S. Senate Federal Credit Union, Savings Account .....	150.13	Price Enterprises, 51 ...	The law prohibits members of the Senate from accepting gifts of more than \$100 from foreign governments or officials.	
South Shore Bank of Chicago, Savings Account	1,082.41	Quaker Oats Co., 284 ...	U.S. SENATE, SELECT COMMITTEE ON ETHICS, Washington, DC, March 6, 1995.	
Loan, Senator Paul Simon Official Office Account .....	100.00	Sara Lee Corp., 20 .....	Hon. PAUL SIMON, U.S. Senate, Washington, DC.	
U.S. Savings Bonds .....	1,838.00	Servicemaster Ltd Partnership Pub Partnership Shs., 27 ..	DEAR SENATOR SIMON: This is in response to a report which you filed with this Committee concerning your receipt of a landscape painting valued at \$150–\$175, from the Government of Mongolia.	
Deposit, Harbour Square Apartments .....	50.00	Southwest Water Co. De., 86 .....	In your report you request that the Select Committee, as the designated agency for	
General American Life Insurance, Cash Value and Deposit .....	10,099.51	Southwestern Energy Co., 48 .....		
Polish National Alliance Insurance, Cash Value and Deposit .....	3,751.58	Tootsie Roll Industries, 22 .....		
Congressional Retirement System, Cash Value .....	88,104.78	Preferred Stock:		
Thrift Savings Plan .....	31,635.10	McDonalds Corp Depository Shares, 18 Shares .....		
11.8 Acres & Home, Makanda, IL., (Appraised 1987 at \$204,000)—Plus Improvements .....	235,350.00	<u>Total .....</u>		
Furniture and Presidential Autograph Collection .....	18,000.00	IRA—Jeanne		
1991 Chevrolet .....	9,000.00	Smith Barney Money Funds, Inc. Government Portfolio .....		
1995 GEO Prism .....	14,478.87	Smith Barney Utilities Fund .....		
		Adams Express Co. Maryland, 657 .....		

Members, officers, and employees of the Senate for purposes of the Foreign Gifts and Decorations Act, approve the deposit of the gift with the Secretary of the Senate for official use, as provided by Section 7342(c)(2)(B) of the Act. It is our understanding that the painting will be displayed in your office during the period of official use.

The Committee approves your request that the gift be deposited with the Secretary of the Senate for official use, and further approves your request that the official use of this gift shall be its display and use in your Senate office. Because this gift remains the property of the United States, you must advise this Committee and the office of the Secretary of the Senate of any proposed change in the use or location of the gift.

The Foreign Gifts and Decorations Act requires that the painting be returned to the Secretary of the Senate within thirty days after terminating the approved "official use". The Act also requires that the "official use" will be deemed to have been terminated upon your leaving the Senate, or upon the use of the gift for a purpose other than that specifically approved by this Committee.

Sincerely,

VICTOR BAIRD,  
Staff Director and Chief Counsel.●

MORGAN VILLAGE MIDDLE  
SCHOOL STUDENTS VISIT TO  
WASHINGTON, D.C.

● Mr. LAUTENBERG, Mr. President, on Friday, May 19, 1995, a group of students from Camden, NJ, visited Washington, DC, to learn about their Government in our Nation's capital. Approximately 100 of my constituents, from Morgan Village Middle School, traveled from my home State of New Jersey and met with representatives from my office and other agencies. Unfortunately, only half of this group was able to visit the U.S. Senate gallery to personally witness a historic vote and observe the procedures of the Senate.

I regret that I was unable to meet with these future leaders myself, and I very much regret some of them could not get into the Senate gallery. I encourage all of them to continue pursuing their interest in government and politics, for their involvement will determine the future of our country. I am gratified to know that young people are learning about the important issues facing our country and the world today. They should be commended for their concern about the impact today's legislation will have on the future. We must all recognize that the views and concerns of our youth are of the utmost importance, and I hope they will continue to share them with their elected representatives as they grow older.●

IN HONOR OF RICHARD S. LUM,  
RETIRING PROFESSOR OF MUSIC,  
EMERITUS, AT THE UNIVERSITY  
OF HAWAII

● Mr. AKAKA, Mr. President, it is a pleasure and a privilege for me to rise today on the floor of the Senate to honor my dear friend and college classmate, Prof. Richard "Dick" S. Lum, on his retirement from the University of

Hawaii after a lifetime of dedicated service to the students and people of Hawaii. He retires after a distinguished 25-year tenure as director of bands at the university and professor of music, emeritus.

Professor Lum's contribution to concert and band music has brought him many well-deserved accolades and honors. In the span of his long musical career, he has earned and garnered more awards and has been recognized by more organizations than any other person I can think of. Mahalo, Dick, for your complete commitment to music.

Professor Lum has been rightfully credited for building our State's concert and marching bands into nationally recognized organizations. He laid the foundation for the McKinley High School Band to gain national prominence and is the person primarily responsible for the growth of band programs in Hawaii. His vision, hard work, and grooming of young band directors made possible the tremendous growth of the many fine programs that exist today.

Dick served as president of the Hawaii Music Educators Association and is the founder and past president of the Oahu Band Directors Association. He was also State chairman of the College Band Directors National Association and the National Band Association. He has guest conducted the United States of America Armed Services Bicentennial Band from Ft. Meade, MD, the University of Tennessee Band, the Arizona State University Band, and other outstanding university bands. In 1971, Richard was invited to membership in the American Bandmasters Association, and in 1973, was inducted into the prestigious Phi Beta Mu as honorary national member. In 1978, he was selected by the School Musician Magazine as one of the outstanding conductors in the United States and Canada for the school year 1974-75. In 1979, he was selected by the All-American magazine as Band Director of the Year.

Mr. President, I ask my colleagues to join me, his family, friends, and peers in honoring Prof. Richard S. Lum for this outstanding contribution to music in our State and country. Mahalo, Dick, for everything you have done for music in your lifetime, and your excellence in service. Thank you for a job well-done and may God's blessing be with you and your family.●

RELIGION IN SCHOOLS

● Mr. SIMON, Mr. President, on May 17 the Christian Coalition announced its "Contract With the American Family," a cornerstone of which is a constitutional amendment to allow "communal prayer in public places, such as schools, high school graduation ceremonies, and courthouses."

The coalition's "communal prayer" proposal will surely provide the basis for some spirited debate in Congress in the upcoming months. Before this debate begins, however, I think it is cru-

cial for people on both sides of these issues to understand fully the current state of the law regarding prayer in schools and other public places. Only by understanding what is and is not allowed under current Supreme Court cases involving the Constitution's religion clauses and under other laws regarding religion can we intelligently determine whether the proposed changes to these laws make sense.

In the hopes of beginning this educational process, I will ask to have printed in the RECORD a short report entitled "Religion in the Public Schools: A Joint Statement of Current Law." This publication, prepared with the endorsements of 35 organizations, sets forth in a detailed and clear way the state of the law regarding numerous religion/school issues: from the question of what types of student prayer are constitutionally protected, to the question of whether students may be exempted from wearing particular types of gym clothing that they regard, on religious grounds, as immodest.

As the preface to this report states: "On some of the issues discussed in this summary, some of the organizations, have urged the courts to reach positions different than they did." However, the 35 organizations that have issued this report agree that the statements on the law included in the report provide an accurate overview of the law regarding religion in schools. Given this agreement, the report provides a valuable service to those of us striving to understand these important and highly charged issues.

At the outset of the debate, I have heard a lot about how our courts have kept and continue to keep religion out of our schools. It is my hope that this report will help demonstrate that the relationship between religion and education is in fact a far more complex one that cannot be described in absolute terms. Religion and education co-exist today in a delicate balance, and if we choose to disrupt this balance, we should understand exactly what we are doing. This report is an important step in the direction of understanding, and I urge each of my colleagues to devote some time to it in the upcoming weeks.

I ask that the report be printed in the RECORD.

The report follows:

RELIGION IN THE PUBLIC SCHOOLS: A JOINT  
STATEMENT OF CURRENT LAW, APRIL 1995

The Constitution permits much private religious activity in and about the public schools. Unfortunately, this aspect of constitutional law is not as well known as it should be. Some say that the Supreme Court has declared the public schools "religion-free zones" or that the law is so murky that school officials cannot know what is legally permissible. The former claim is simply wrong. And as to the latter, while there are some difficult issues, much has been settled. It is also unfortunately true that public school officials, due to their busy schedules, may not be as fully aware of this body of law as they could be. As a result, in some school districts some of these rights are not being observed.

The organizations whose names appear below span the ideological, religious and political spectrum. They nevertheless share a commitment both to the freedom of religious practice and to the separation of church and state such freedom requires. In that spirit, we offer this statement of consensus on current law as an aid to parents, educators and students.

Many of the organizations listed below are actively involved in litigation about religion in the schools. On some of the issues discussed in this summary, some of the organizations have urged the courts to reach positions different than they did. Though there are signatories on both sides which have and will press for different constitutional treatments of some of the topics discussed below, they all agree that the following is an accurate statement of what the law currently is.

#### STUDENT PRAYERS

1. Students have the right to pray individually or in groups or to discuss their religious views with their peers so long as they are not disruptive. Because the Establishment Clause does not apply to purely private speech, students enjoy the right to read their bibles or other scriptures, say grace before meals, pray before tests, and discuss religion with other willing student listeners. In the classroom students have the right to pray quietly except when required to be actively engaged in school activities (e.g., students may not decide to pray just as a teacher calls on them). In informal settings, such as the cafeteria or in the halls, students may pray either audibly or silently, subject to the same rules of order as apply to other speech in these locations. However, the right to engage in voluntary prayer does not include, for example, the right to have a captive audience listen or to compel other students to participate.

#### GRADUATION PRAYER AND BACCALAUREATES

2. School officials may not mandate or organize prayer at graduation, nor may they organize a religious baccalaureate ceremony. If the school generally rents out its facilities to private groups, it must rent them out on the same terms, and on a first-come first-served basis, to organizers of privately sponsored religious baccalaureate services, provided that the school does not extend preferential treatment to the baccalaureate ceremony and the school disclaims official endorsement of the program.

3. The courts have reached conflicting conclusions under the federal Constitution on student-initiated prayer at graduation. Until the issue is authoritatively resolved, schools should ask their lawyers what rules apply in their area.

#### OFFICIAL PARTICIPATION OR ENCOURAGEMENT OF RELIGIOUS ACTIVITY

4. Teachers and school administrators, when acting in those capacities, are representatives of the state, and, in those capacities, are themselves prohibited from encouraging or soliciting student religious or anti-religious activity. Similarly, when acting in their official capacities, teachers may not engage in religious activities with their students. However, teachers may engage in private religious activity in faculty lounges.

#### TEACHING ABOUT RELIGION

5. Students may be taught about religion, but public schools may not teach religion. As the U.S. Supreme Court has repeatedly said, "[i]t might well be said that one's education is not complete without a study of comparative religion, or the history of religion and its relationship to the advancement of civilization." It would be difficult to teach art, music, literature and most social studies without considering religious influences.

The history of religion, comparative religion, the Bible (or other scripture)-as-lit-

erature (either as a separate course or within some other existing course), are all permissible public school subjects. It is both permissible and desirable to teach objectively about the role of religion in the history of the United States and other countries. One can teach that the Pilgrims came to this country with a particular religious vision, that Catholics and others have been subject to persecution or that many of those participating in the abolitionist, women's suffrage and civil rights movements had religious motivations.

6. These same rules apply to the recurring controversy surrounding theories of evolution. Schools may teach about explanations of life on earth, including religious ones (such as "creationism"), in comparative religion or social studies classes. In science class, however, they may present only genuinely scientific critiques of, or evidence for, any explanation of life on earth, but not religious critiques (beliefs unverifiable by scientific methodology). Schools may not refuse to teach evolutionary theory in order to avoid giving offense to religion nor may they circumvent these rules by labeling as science an article of religious faith. Public schools must not teach as scientific fact or theory any religious doctrine, including "creationism," although any genuinely scientific evidence for or against any explanation of life may be taught. Just as they may neither advance nor inhibit any religious doctrine, teachers should not ridicule, for example, a student's religious explanation for life on earth.

#### STUDENT ASSIGNMENTS AND RELIGION

7. Students may express their religious beliefs in the form of reports, homework and artwork, and such expressions are constitutionally protected. Teachers may not reject or correct such submissions simply because they include a religious symbol or address religious themes. Likewise, teachers may not require students to modify, include or excise religious views in their assignments, if germane. These assignments should be judged by ordinary academic standards of substance, relevance, appearance and grammar.

8. Somewhat more problematic from a legal point of view are other public expressions of religious views in the classroom. Unfortunately for school officials, there are traps on either side of this issue, and it is possible that litigation will result no matter what course is taken. It is easier to describe the settled cases than to state clear rules of law. Schools must carefully steer between the claims of student speakers who assert a right to express themselves on religious subjects and the asserted rights of student listeners to be free of unwelcome religious persuasion in a public school classroom.

a. Religious or anti-religious remarks made in the ordinary course of classroom discussion or student presentations are permissible and constitute a protected right. If in a sex education class a student remarks that abortion should be illegal because God has prohibited it, a teacher should not silence the remark, ridicule it, rule it out of bounds or endorse it, any more than a teacher may silence a student's religiously-based comment in favor of choice.

b. If a class assignment calls for an oral presentation on a subject of the student's choosing, and, for example, the student responds by conducting a religious service, the school has the right—as well as the duty—to prevent itself from being used as a church. Other students are not voluntarily in attendance and cannot be forced to become an unwilling congregation.

c. Teachers may rule out-of-order religious remarks that are irrelevant to the subject at

hand. In a discussion of Hamlet's sanity, for example, a student may not interject views on creationism.

#### DISTRIBUTION OF RELIGIOUS LITERATURE

9. Students have the right to distribute religious literature to their schoolmates, subject to those reasonable time, place, and manner or other constitutionally-acceptable restrictions imposed on the distribution of all non-school literature. Thus, a school may confine distribution of all literature to a particular table at particular times. It may not single out religious literature for burdensome regulation.

10. Outsiders may not be given access to the classroom to distribute religious or anti-religious literature. No court has yet considered whether, if all other community groups are permitted to distribute literature in common areas of public schools, religious groups must be allowed to do so on equal terms subject to reasonable time, place and manner restrictions.

#### "SEE YOU AT THE POLE"

11. Student participation in before- or after-school events, such as "see you at the pole," is permissible. School officials, acting in an official capacity, may neither discourage nor encourage participation in such an event.

#### RELIGIOUS PERSUASION VERSUS RELIGIOUS HARASSMENT

12. Students have the right to speak to, and attempt to persuade, their peers about religious topics just as they do with regard to political topics. But school officials should intercede to stop student religious speech if it turns into religious harassment aimed at a student or a small group of students. While it is constitutionally permissible for a student to approach another and issue an invitation to attend church, repeated invitations in the face of a request to stop constitute harassment. Where this line is to be drawn in particular cases will depend on the age of the students and other circumstances.

#### EQUAL ACCESS ACT

13. Student religious clubs in secondary schools must be permitted to meet and to have equal access to campus media to announce their meetings, if a school receives federal funds and permits any student non-curricular club to meet during non-instructional time. This is the command of the Equal Access Act. A non-curricular club is any club not related directly to a subject taught or soon-to-be taught in the school. Although schools have the right to ban all non-curriculum clubs, they may not dodge the law's requirement by the expedient of declaring all clubs curriculum-related. On the other hand, teachers may not actively participate in club activities and "non-school persons" may not control or regularly attend club meetings.

The Act's constitutionality has been upheld by the Supreme Court, rejecting claims that the Act violates the Establishment Clause. The Act's requirements are described in more detail in *The Equal Access Act and the Public Schools: Questions and Answers on the Equal Access Act\**, a pamphlet published by a broad spectrum of religious and civil liberties groups.

#### RELIGIOUS HOLIDAYS

14. Generally, public schools may teach about religious holidays, and may celebrate the secular aspects of the holiday and objectively teach about their religious aspects. They may not observe the holidays as religious events. Schools should generally excuse students who do not wish to participate in holiday events. Those interested in further details should see *Religious Holidays in*

*the Public Schools: Questions and Answers\**, a pamphlet published by a broad spectrum of religious and civil liberties groups.

EXCUSAL FROM RELIGIOUSLY-OBJECTONABLE LESSONS

15. Schools enjoy substantial discretion to excuse individual students from lessons which are objectionable to that student or to his or her parent on the basis of religion. Schools can exercise that authority in ways which would defuse many conflicts over curriculum content. If it is proved that particular lessons substantially burden a student's free exercise of religion and if the school cannot prove a compelling interest in requiring attendance the school would be legally required to excuse the student.

TEACHING VALUES

16. Schools may teach civic virtues, including honesty, good citizenship, sportsmanship, courage, respect for the rights and freedoms of others, respect for persons and their property, civility, the dual virtues of moral conviction and tolerance and hard work. Subject to whatever rights of excusal exist (see ¶15 above) under the federal Constitution and state law, schools may teach sexual abstinence and contraception; whether and how schools teach these sensitive subjects is a matter of educational policy. However, these may not be taught as religious tenets. The mere fact that most, if not all, religions also teach these values does not make it unlawful to teach them.

STUDENT GARB

17. Religious messages on T-shirts and the like may not be singled out for suppression. Students may wear religious attire, such as yarmulkes and head scarves, and they may not be forced to wear gym clothes that they regard, on religious grounds, as immodest.

RELEASED TIME

18. Schools have the discretion to dismiss students to off-premises religious instruction, provided that schools do not encourage or discourage participation or penalize those who do not attend. Schools may not allow religious instruction by outsiders on premises during the school day.●

INDIVIDUAL RIGHTS AND DOMESTIC TERRORISM

● Mr. DORGAN. Mr. President, the tragedy that took place on April 19 at the Federal building in Oklahoma City was an unspeakable horror. This was a cowardly and heinous act by deranged people whose obsessions led to the killing of innocent men, women, and children. I want the people who perpetrated this act to be hunted down and to be appropriately, quickly, and harshly dealt with by our criminal justice system.

The tragic bombing at Oklahoma City has sparked a debate in our country about how to prevent a tragedy of this type from occurring again. It is important to understand that in a free country it is virtually impossible to provide any ironclad protection against the violent acts of deranged people. But part of being free is the requirement to ensure civil order. That is the job that we ask our law enforcement officials to do.

The question we must now ask ourselves is how can we protect Americans without infringing on the liberties guaranteed by the Constitution. People

have a constitutional right to criticize their government and the institutions of this Nation. This right not only applies to people we like—our neighbors and our friends—it also applies to people we do not like and associations we do not care for. This right must be preserved.

The Oklahoma City bombing has also sparked a debate about militia groups in our country. People have every right to join organizations. However, I have heard some militia leaders say the Federal Government is their avowed enemy when they have been interviewed on television programs. Some of them talk in terms of violence and battles. I think that is an unhealthy attitude and I think that thinking can lead to violence.

I want to emphasize my commitment to preserving the fundamental freedoms that are guaranteed to all Americans under our Constitution. But I also want to emphasize that I join those in our country who want to send a message to the people who cross the line between criticizing our government and advocating or resorting to violence or terrorism. There is no constitutional right to commit violence in our country. There is no constitutional right to kill innocent men, women, and children. And those who do should be dealt with aggressively by our law enforcement agencies.

It is important that we discuss these issues in a thoughtful, reasonable, and constructive way. In America, we can disagree without being disagreeable. We can have a debate without shouting. And we can work together to fix things that are wrong in this country and to make this a better place. Most importantly, we should protect and cherish our constitutional rights. One of those rights is to live in a free country—free from the unspeakable horrors that were perpetrated on innocent people in Oklahoma City.●

IN HONOR OF ABBA EBAN

● Mr. LAUTENBERG. Mr. President, I rise this morning to honor a great statesman on the occasion of his 80th birthday.

Abba Eban—statesman, diplomat, scholar, and author—was born in South Africa on February 2, 1915. As a young man growing up in London, Mr. Eban learned fluent Hebrew and became an active member of the Zionist movement.

He studied at Cambridge University, and became a lecturer in Hebrew, Arabic, and Persian literature.

Mr. Eban served in World War II, where he was assigned to Jerusalem as liaison officer of Allied Headquarters. After the war, he entered the service of the Jewish agency in Jerusalem. In 1947, he became the agency's liaison officer with the U.N. Special Commission on Palestine.

In 1948, Mr. Eban was appointed as Israel's representative to the United Nations and in this capacity, he ap-

peared before the General Assembly to plead successfully for his country's admission to the United Nations.

In 1950, Abba Eban was appointed Israel's Ambassador to the United States. At 35, he was the youngest person to hold such a high rank in Washington's diplomatic corps.

In 1959, after returning to Israel, Mr. Eban was elected to the Israeli Knesset as a member of the Labor Party. He joined the Cabinet as Minister Without Portfolio, was appointed Minister of Education and Culture in 1960, and in 1963, he became Deputy Prime Minister under Prime Minister Levi Eshkol.

In 1966, Mr. Eban became Israel's Minister for Foreign Affairs, a position he held until June 1974.

Through the years, Mr. Eban has been recognized in numerous arenas for his diplomatic prowess and his contributions to the state of Israel. He holds honorary doctorates from several universities, including New York University, Boston University, the University of Maryland, and the University of Cincinnati. He is a fellow of the World Academy of Arts and Sciences, and the only living member of the Orator's Hall of Fame.

Mr. Eban recently served as host and narrator of "Israel: A Nation is Born," a five-part historical television miniseries, documenting 40 years of Israel's history.

Mr. President, the Israeli people have been fortunate to count Mr. Eban among their leaders. He has consistently represented the Jewish state with dignity, with strength and with aplomb. As he celebrates this birthday, we should all take this opportunity to celebrate his many accomplishments.●

HYDROGEN—AN ENERGY SOURCE FOR THE FUTURE

● Mr. HARKIN. Mr. President, I have long advocated greater investment in the development of sustainable hydrogen energy. Hydrogen has a tremendous potential to be the energy carrier of the future. It is an ideal energy source as it is plentiful, efficient and clean burning. An excellent article describing the many advantages of hydrogen as an energy source appeared in the March 19, 1995 edition of the Los Angeles Times Magazine. I urge all of my colleagues to read this article and I ask that the text of the article be printed in the RECORD.

The article follows:

[From the Los Angeles Times Magazine, March 3, 1995]

HARNESSING THE BIG H

HYDROGEN SEEMS THE IDEAL ENERGY SOURCE—PLENTIFUL, EFFICIENT AND CLEAN. CAN SOMETHING THIS PERFECT BE REAL? JUST ASK THE JAPANESE

(By Alan Weisman)

West of Denver, Interstate 70 enters Golden, Colo., and begins to curl through the foothills of the Rockies. There is bisects an unassuming clump of brick buildings—the National Renewable Energy Laboratory.



Among the government's national laboratories, NREL is modest, operating on a fraction of the billions commanded by atomic research giants like Sandia, Los Alamos and Lawrence Livermore. Inside, there are no monstrous particle accelerators; experiments here are more likely to proceed in test-tube racks, bell jars and small glass beakers, like the one John Turner is filling with a clear solution of water and household lye.

Turner, a chemist with a graying blond beard and gold-rimmed glasses, sticks a narrow glass slide, coated on one end with a black, mica-like substance, into the lye solution. The humming lab ventilators mask the sound of the vehicles whizzing by on the nearby interstate, but Turner has spent most of his career here, and during those years he's always had the cars in mind. As he aims a pencil-thin beam from a high-intensity lamp at the flask, he puts it this way: "Suppose someone announced he intended to ship millions of gallons of a carcinogenic, explosive fluid that emits toxic fumes through our downtown and then store it underground in our neighborhoods. People would rise up in anger, right?"

Wrong. Just outside on I-70, cars are spraying residues of that very poison all over the mountains. After 11 decades of tinkering, their internal combustion engines are miracles of technology with hundreds of moving parts. Yet various laws of physics still limit their ability to extract energy from petroleum. Nearly three-fourths of its potential simply radiates away or pours, partly combusted, out the tailpipe, rising in geologic layers of brown murk until the Rockies themselves dwindle to ghostly smudges.

John Turner is among a cadre of scientists trying to suppress what he regards as humanity's most pervasive, and self-inflicted, epidemic. In a little more than a century, since Thomas Alva Edison invented the light bulb and Henry Ford began to mass-produce automobiles, man-made energy has become the most addictive drug in history. Everybody today was born into the this dependency: No one any longer can imagine life without electricity or motorized vehicles. To slake our craving, we must dose ourselves and our surroundings daily with deadly filth. This ritual is now doomed to spread, as China, India and other developing nations bestow family cars and refrigerators upon 2 billion new recruits to the industrial age.

Getting an entire world to kick a habit is futile, so Turner is trying to at least find us a clean needle. As the beam strikes the shiny black square centimeter of semiconductor glued to the submerged portion of his slide, the surrounding liquid begins to fizz. Electrons stimulated by light, he explains, are rushing to the semiconductor's surface, hitting water molecules and splitting them into their component parts: oxygen and hydrogen.

He watches the tiny bubbles rise. "For years," he says, "this has been the Holy Grail of photoelectric chemists. We're witnessing the direct conversion of solar energy into hydrogen."

Cape Canaveral, June, 1994: A group of visiting scientists and engineers is touring the John F. Kennedy Space Center in blue-and-white air-conditioned buses. They're here for the World Hydrogen Energy Conference, a biennial event born of the energy crisis 20 years earlier. Although the price of petroleum has since calmed considerably (adjusted for inflation, it's actually cheaper than pre-1973), a groundswell of concern, coupled with numerous breakthroughs, has ballooned this gathering to nearly 600 researchers from 34 countries. They've come to Canaveral this year for inspiration: The huge tank on the pad, where the shuttle Columbia

will presently lift spaceward, is filled with pure hydrogen.

Since even before the moon shots, all U.S. astronauts' heat, electricity and drinking water have been derived from hydrogen. The U.S. space program is the first step toward realizing these scientists' dream: to switch the planet from an economy fueled with dirty coal and petroleum to one run on clean hydrogen.

The idea of something so ubiquitous—hydrogen is the most abundant element composing three-fourths of the mass of the universe—replacing diminishing fossil fuels seems the stuff of fiction. Once, in fact, it was: In 1870, Jules Verne's "Mysterious Island" described a world that would one day derive "an inexhaustible source of heat and light" from water's component parts.

Back then, Verne didn't realize that this source was also virtually pollution-free. The cycle is so elegant it seems nearly miraculous: Separate water into its two constituent gases, hydrogen and oxygen. Burn the hydrogen for fuel, and it re-couples with oxygen to form water again. No nasty particulates, no insidious carbon monoxide, no eye-stinging ozone or sulfur dioxide (at high temperatures, however, small, controllable amounts of nitrous oxides can form when hydrogen is burned in the presence of air). Mainly, though, hydrogen's exhaust is plain water vapor—which can then be recaptured and neatly converted again to hydrogen.

According to Bill Hoagland, founder of NREL's hydrogen program, it would take less than a gallon of water to get the same range from hydrogen that cars currently get from a gallon of gasoline. Because hydrogen can be made anywhere, I'm told repeatedly, there would be no more dependency on imported oil. No more OPEC. Maybe no more global warming, either, because it emits no greenhouse gases. As for hydrogen's unfortunate association with bombs and blimps, like the ill-fated Hindenburg, Hoagland reminds me that fossil fuels also readily explode, and studies rate hydrogen safer because it's nontoxic and dissipates quickly.

It seems like the perfect fuel. Yet, these scientists insist, it's been under-researched, under-funded and virtually ignored in Detroit, which perseveres in its allegiance to petroleum, and in Washington, which persists in keeping troops ready to defend the Persian Gulf.

So why aren't we leaping at this chance to end pollution, energy wars and economic bondage to a few privileged locations that float atop the earth's ebbing supplies of oil? Much of it comes down to money and the seemingly incontestable reign of the petroleum industry. Unlike natural gas, to which hydrogen is often compared, you can't dig a hole and find it. To tap hydrogen's energy, you have to expend energy because it's always combined with something else. Having to un-combine it makes it more expensive, at least in the near term, than crude petroleum products, including natural gas. And no alternative-energy constituency has the clout to buck powerful fossil-fuel lobbies and find a way to pay for retrofitting the world for a brand-new technology.

Currently, the U.S. Department of Energy allots hydrogen about one-ninetieth of what it spends on continuing petroleum research. (And two-thirds of the DOE's budget doesn't go for energy at all, but for nuclear weapons research and cleanup.) Nor has the public thus far demonstrated much interest in trading the ease of dirty energy, available at the turn of an ignition key or click of a light switch, for a major commitment to something cleaner and renewable.

Yet the learned crowd gathered at the World Hydrogen Conference is convinced that hydrogen's time must come. Fossil fuels

will become expensive again; even today, their true price isn't revealed at the gas pump, where the numbers don't include the cost of pollution and the expense of protecting our interests in the Persian Gulf.

Other countries are less reluctant about hydrogen than the United States. Two years ago, Japan, an island nation frightened by the prospect of rising seas if the icecaps start to melt, unveiled a multibillion-dollar, 28-year program to form a global hydrogen system. The Japanese are talking power plants, cars, buses, planes, ships and rockets, all over the world, all fueled with renewable hydrogen.

And there's a recent surprise announcement by Daimler-Benz, the parent company of Mercedes-Benz, that has excited many people here: The German auto maker claims it has cleared the major obstacles to producing the first commercially viable hydrogen-powered automobile. Unless Mercedes is just trying to spook the competition, hydrogen's prospects have suddenly improved faster than anyone dared hope. The Mercedes in question runs on a fuel cell, a refillable device that, like a battery, chemically converts fuel directly to electricity without having to burn it. Fuel cells can function on methanol or natural gas, but with hydrogen, they're up to three times more efficient than conventional engines.

The most advanced models, including the one Daimler-Benz uses, come from the Vancouver-based Ballard Power Systems Inc., which designed fuel cells for the Canadian defense department, using technology NASA developed for the Gemini mission and then shelved. Originally large, boxy affairs of stackable metal plates separated by membranes resembling plastic wrap, Ballard's fuel cells are now small enough to fit inside a minivan chassis. "when we start producing them in volume," says Ballard co-founder Keith Prater, a former University of Texas chemist, "the price will shrink, too."

Surrounded by conference booths promoting the latest in photovoltaics, fuel cells and electrolyzers—devices that separate water into oxygen and hydrogen—I asked Princeton physicist Joan M. Ogden if the United States is letting the future slip away to foreign competitors. She tells me of a recent, unreleased General Motors study admitting that non-polluting fuel cells could be mass-produced for the same cost as a conventional engine. "Actually, they should cost less, because they have no moving parts," she says. "They'll also last longer and be cheaper to maintain." But while Mercedes, BMW and Mazda race to bring a hydrogen car to market, U.S. auto makers, by comparison, don't seem very interested.

A few years ago, Ogden quit Princeton's glamorous fusion energy program to engage in relatively impoverished research in renewable hydrogen. "Fusion will take decades," she told aghast colleagues. "I want results in my lifetime." Soon after, she co-authored a book that proposed making hydrogen by splitting water with electricity from solar photovoltaic (PV) cells. (In this process, as electricity made from sunlight passes through a pair of electrodes immersed in water, hydrogen bubbles collect around one pole and oxygen around another.) Although PV is still expensive, Ogden argued that mass production and technological improvements would lower costs until they intersect with rising oil prices.

The book has been alternately praised and scorned, the latter because of a map showing how much of the United States would have to be covered by photovoltaic cells to produce sufficient hydrogen to meet the total U.S. annual energy needs. The area is

denoted by a circle that reaches from Albuquerque nearly to the Mexican border. Critics who derisively try to guess the value of all that real estate miss the point, she insists. No one ever suggested putting all the PV in the same place.

"Obviously, deserts are ideal, because they get the most sun, and minimal rainfall is enough to make plenty of hydrogen. But I did a little calculation once. Let's say 2,000 people who work at Princeton drive there every day. If I wanted to run their cars on hydrogen, how much roof space would I need to cover with PV to make enough hydrogen fuel for them? I figured that by putting panels on fewer than half the university rooftops, even with New Jersey's humble sunshine levels, we could convert all those cars to hydrogen. Think if we did that all over the country."

That same afternoon, Peter Lehman, an environmental engineer from Humboldt State University in Northern California, tells me what it would take to do the same for the 9 million cars in the Los Angeles Basin: "An area about 340 square miles. About two-thirds the size, say, of Edwards Air Force Base."

Cover Edwards Air Force Base with shiny photovoltaic panels?

"Sure. It would mean a fairly dramatic reorientation of priorities, and a huge expenditure, probably like building the interstate highway system. That took \$100 billion and 34 years. But we did it because as a society we decided it was important. Wouldn't you think that eliminating all smog might be important?"

All week, people here have been repeating a mantra of massive American investments in the future that paid off, like the Marshall Plan, the interstate highway system and—especially during a pilgrimage to the old Apollo launching pad—President Kennedy's decision to put men on the moon. Although these ventures involved enormous expense, they were embraced by the public because of visionary, daring leadership, but they also coincided, rather than conflicted, with powerful interests. A commitment to transform America's energy infrastructure to accommodate clean hydrogen would, I suspect, evoke awesome resistance from the petroleum and auto industries. And decisions these days seem dictated more by the global marketplace than by the foresight of leaders.

Yet the one vision these scientists from Argentina, Egypt, Russia, Germany and Japan tell me may save civilization from choking on its own exhaust emanates from California. They refer specifically, and reverently, to mandates by the California Air Resources Board and the South Coast Air Quality Management District, which require that zero-emission vehicles (ZEVs) constitute 2% of all cars sold in the state by 1998 and 10% by 2003.

The allure of these requirements is the fact that, with one out of 18 Americans living in the L.A. Basin alone, whoever can first manufacture a viable car that meets this standard will get rich. Everybody assures me that batteries aren't going to do it; the acceleration is rotten, the range is too short, and they must be recharged by plugging into dirty power plants that only shift the pollution elsewhere. The assumption here is that the only way to build a real ZEV is by using a hydrogen fuel cell, and California's regulations will help force that technology into existence. The air quality district's chief scientist, Alan Lloyd, who's speaking at the conference, agrees.

Lloyd's problem though, is that he is not exactly considered a prophet in his own land. Rather than instilling native pride, California's world champion air-quality laws, which some believe have wrecked the state's econ-

omy, have barely survived legislative plots to scuttle them.

And despite the vaunted environmental pedigree of Vice President Al Gore, the Clinton Administration hasn't been much help either. While a few projects like experimental wind farms have been encouraged, federal efforts have focused more on improving energy efficiency than on developing clean new sources. Most frustrating to Alan Lloyd is a multimillion-dollar Administration program called PNGV: The Partnership for a New Generation of Vehicles, whose goal is to deliver a prototype car that gets triple today's expected gas mileage—about 80 miles per gallon—by the year 2004. "Which means that after 10 years, they'll develop a vehicle that will be illegal in California because it's too dirty," he says, gazing heavenward. "That's unacceptable. A new-generation vehicle should be fuel-efficient and clean. Leadership should come from the White House, but their agenda is being driven more from Detroit."

Other energy advocates claim the technology for an 80-m.g. vehicle already exists, but the Administration has simply caved in to the Big Three auto makers and the oil industry. But since I haven't seen filling stations dispensing hydrogen on American street corners, I ask Lloyd if a fuel-cell vehicle designed to run on the stuff is really practical.

In the interim, there are lots of ways to make hydrogen besides solar energy, Lloyd explains. Using steam, it can be derived from natural gas or even mixed with it—known as town gas, that was what America once burned for light and cooking. Hydrogen improves the potency and lowers the emissions of natural gas, and with some modification it might even be shipped through natural gas pipelines. As for a dearth of service stations: a similar alarm was once sounded by buggy-whip manufacturers.

The real obstacle, Lloyd says, is America's current lust to pawn the future for the sake of profits today. "While Detroit hires 100 attorneys to defeat every new emissions standard we establish, Japan assigns 1,000 engineers to meet the challenge."

Maintaining energy's status quo might make some sense, or at least some money, for purveyors of petroleum and internal-combustion engines. But the conference's keynote speaker assures us that the decision won't really be theirs. University of Colorado physicist emeritus Albert A. Bartlett says he knows little about hydrogen but something about basic arithmetic. He's particularly drawn to calculating the time it takes for things to double. This is pertinent, he says, to consumption of fossil fuels, because it allows the petroleum and coal industries to deceive the world about how long those resources will actually last.

To illustrate what he means, he proposes that we imagine a species of bacteria that reproduces by dividing in two. Those two become four, the four become eight, and so forth. "Let's say we place one bacterium in a bottle at 11 a.m., and at noon we observe the bottle to be full. At what point was it half full?" The answer, it turns out, is 11:59 a.m.

"Now, if you were a bacterium in that bottle, at what point would you realize you were running out of space? At 11:55 a.m., when the bottle is only one-thirty-seconds full, and 97% is open space, yearning for development?"

Everyone giggles. "Now suppose, with a minute to spare, the bacteria discover three new bottles to inhabit. They sigh with relief: They have three times more bottles than had ever been known, quadrupling their space resources. Surely this makes them self-sufficient in space. Right?"

Except, of course, it doesn't. Bartlett's point is that in exactly two more minutes, all four bottles will be full. Likewise, when President Jimmy Carter noted that in each of three previous decades the world had burned more fuel than had been consumed previously in all of history, it meant that fuel consumption was doubling every decade. That rate slowed temporarily with the energy crisis, but now, with world population rising and today's breakneck industrialization in the Third World, the exponential gobbling of limited resources is again accelerating.

"It's seriously misleading when we hear, for example, that at current levels of output and recovery coal reserves can be expected to last 500 years. We get the mistaken impression that there's 500 years' worth of coal left, forgetting that the sentence began with 'at current levels.' That's 500 years, only if there's no growth of production."

And petroleum? "In 1993, they announced the largest discovery of oil in the Gulf of Mexico in the last 20 years: 700 million barrels. It sounds like an enormous number, until you realize that we Americans go through roughly 17.7 million barrels a day. Divide 700 by 17.7. It'll last about 40 days."

The auditorium is now silent. "That indicates," he tells us, "that we've already made the big petroleum discoveries. Now we're picking around the edges, getting the last ones."

In 1975, during the depths of the energy crisis, Tom Harkin arrived in Washington as an Iowa congressman. In his first year on the House Science and Technology Committee, he decided that the threat to the future of energy was genuine. Then Carter was elected President, and, to Harkin's relief, the Administration began dispensing billions and creating incentives for solar, photovoltaic, wind and ocean thermal energy.

Then the next President, Ronald Reagan, dismantled Carter's solar-heating apparatus on the White House roof and all the tax breaks and funding for alternative-energy research along with it. During those lean years, Harkin, now a senator, joined forces with longtime hydrogen zealot Sen. Spark M. Matsunaga of Hawaii to convince whomever they could that hydrogen wasn't some dumb fantasy. After Matsunaga's death in 1990, Harkin and the only other hydrogen devotees around, Reps. George E. Brown, Jr. (D-Colton) and Robert S. Walker (R-Pa.) and Sen. Harry Reid (D-Nev.), pushed through a five-year research bill in his memory.

The appropriation was minimal, but after Clinton and Gore were elected, Harkin was sure that would change. Shortly after their inauguration, he presented the new Administration with a 40-page proposal for a sustainable energy future based on hydrogen. It showed how, by using solar photovoltaic electricity to split water, hydrogen actually becomes a way to store the power of the sun, because it can be burned at night or shipped to cold climates where solar energy is scarce. It explained that the cheapest way to produce hydrogen could be through "electrofarming": using marginal land to grow energy crops like switch grass, which could be reduced to hydrogen in a simple device called a biomass gasifier. The gasifier, in turn, would run on excess heat from a hydrogen fuel cell, providing power for the farm.

Harkin also rebutted the myth that hydrogen is more dangerous than traditional fuels, a belief dating to the 1937 explosion that destroyed the German airship Hindenburg. The 36 who died, he explained, were killed in the fall, not from burning hydrogen, which simply floated away (as it would have had the Exxon Valdez transported hydrogen instead of oil). In fact, the 61 Hindenburg survivors

would not have lived had the blimp carried natural gas.

But, Harkin concluded, in order to make fuel cells or hydrogen cars affordable, they have to be mass-produced, and before manufacturers will mass-produce them, delivery systems-hydrogen pumps at the corner gas station-have to be in place. That won't happen until there's mass demand for them, and so on. This classic chicken-and-egg dilemma, he argued, could be resolved by a federal commitment to a comfortable transition from fossil fuels.

He didn't get very far. "I told the President he should grab the public's imagination the way Kennedy did with the moon shot, by announcing in his first State of the Union speech that the U.S. was going all out for hydrogen and fuel cells. He looked at me like I was slightly nuts."

Later Harkin ran into Al Gore in the Executive Office Building. If the government purchased large quantities of photovoltaics, he told the vice president, it would lower the cost immensely. The same for fuel cells. No luck there, either. Instead, the tiny hydrogen coalition in Congress actually has had to fight the Administration's proposed cuts in funding provided by the Matsunaga Act.

In Washington, Harkin's hydrogen consultant, Sandy Thomas, shows me a chart of the Department of Energy's budget. Out of \$18.6 billion, \$10 billion goes for nuclear-weapons research and cleanup. "That's even though we aren't building nuclear weapons anymore. It's an upper-middle-class welfare program for nuclear scientists. Then there's nearly \$1 billion for fossil-fuel research and conservation, even though they're running out; \$300 million for atomic fission, though we've stopped building nuclear reactors, and nearly half of a billion for fusion, the practical application of which even its most optimistic proponents admit it at least 40 year away."

"And for hydrogen research?" I ask.

"Ten million.

I gape. "I know," he says. "We've argued for shifting even \$100 million out of DOE's nuclear-weapons fund. But those decisions are made at the top. It's hard to get Hazel O'Leary's ear on this one."

At a White House conference on environmental technology in December, chaired by Gore, Energy Secretary O'Leary admits to me that in the wake of a new Republican Congress that threatens to cut not just budgets but the entire DOE, she questions the wisdom of bank rolling fission. On hydrogen, however, she doesn't yield. "I'm not an apologist for traditional energy. We've backed some exciting research into wind power. But my strong opinion is that hydrogen isn't there yet. We have to be willing to deliver more mature technologies to market first. Excepting fusion, I think our investments fairly represent the energy marketplace for the near and midterm."

At the conference, Gore, five Cabinet officers and President Clinton's science adviser meet with 1,400 industrialists, entrepreneurs and environmental representatives to discuss how the U.S. can prosper in the growing international market for clean, green technology. There are seminars on environmental export financing and transitions to industrial ecology—yet barely any mention of energy, except for a small workshop on fuel cells and another on transportation technologies.

In the latter, I join a study group chaired by Ford's representative for the Partnership for a New Generation of Vehicles. Among the points we've asked to consider are the prospects for introducing alternative fuels like hydrogen for motor vehicles in the near future. The first to speak up is General Motors' federal research coordinator. "Very dim. As long as gas and diesel stay around

\$1.20, consumers have no incentive to use anything else." Alternative fuels, he says, all lack the energy density of petroleum, so it will always cost more to get the same amount of power.

No one contradicts him, so Ford moves on to the next question. I interrupt. "Wait, Isn't the whole reason for this conference the idea that consumer demand today involves things other than price, such as products that don't pollute us to death?"

"I'll believe that," GM replies, "when Californians start buying the 50 miles-per-gallon vehicles that are already available. The fact is, they don't want cars that are more efficient or cleaner."

"So how would you get people to buy this thing?" I yell to Thomas Klaiber, but he doesn't hear me, because a low-slung, Class C racing series model and a black, V-12 600SL roar past us at that instant, one on either side. We're on the Mercedes-Benz test track in Stuttgart, Germany. Klaiber, a mechanical engineer, is head of the Daimler-Benz hydrogen fuel cell group, the van he's driving is the hydrogen-powered vehicle that prompted Mercedes' grand announcement.

If this is really the future we're driving into, at a top cruising speed of 50 miles per hour, it's a little like riding the tortoise while being passed by a flock of jeering hares. Even Mercedes buses are passing us as we negotiate banked curves and climb steep little hills that suddenly appear in the middle of the straightways. Yet the van itself feels surprisingly normal. Amid the surrounding internal combustion thunder, the most noticeable difference is how quietly it runs. The fuel cell itself make no sound. There's only the hum of an air compressor.

Some significant technology challenges remain unmet, however. Much of the cargo area is filled with fiberglass pressure tanks. Although hydrogen has up to three times the efficiency of gasoline, its lightness gives it such low density that even when compressed, its storage requires at least four times the space of a conventional gas tank. This is fine for the fuel-cell buses that Ballard Power Systems is operating successfully in Vancouver, because there's plenty of room on their roofs to store hydrogen. To partly alleviate this problem for passenger cars, Daimler-Benz plans to shrink the fuel cell to one-fourth its current size, even as it increases horsepower.

"The alternative is we store the hydrogen in metal hydrides," Klaiber says, referring to a process in which certain metals absorb hydrogen like a sponge, then release it when heated. "They're fine for commuter cars; citizens tested a fleet for us in Berlin for four years. But for a range of 250 miles, you'd need a ton of hydrides. Too much."

I have just come from Munich, where I rode in a silver 7-Series BMW that uses a third storage option, liquid hydrogen, exactly like the space shuttle. Its ride, acceleration, speed and internal combustion engine made it virtually indistinguishable from a regular car. Underneath the chassis, however, was a doubled-walled tank to keep the fuel at -423 degrees F. But even with that much insulation, too much hydrogen boils off after three days, making it impractical, say, to leave a liquid hydrogen car in an airport parking lot during summer.

Plus, it takes one-third the energy of hydrogen to cool it to a liquid state. So the simplicity and high efficiency of fuel cells, which runs at normal temperatures, seem to be winning the race to the future-whenver that is.

Riding with Klaiber, it doesn't feel distant. His face is glowing, almost cherubic. He confesses that he loves driving this thing just because he knows it's so clean.

We pull over. He doesn't turn off the engine but finds a paper cup and holds it over the exhaust pipe. "Drink?" he offers.

It's pure, distilled water.

Consumers, I'm told by hydrogen skeptics, won't buy a vehicle whose power and performance fall short of what we've grown to expect from our automobiles. In the Daimler-Benz headquarters, Mercedes' vice president of marketing for passenger cars, Jochen Placking, shows me a typical ad they use for the United States: a convertible speeding across a New Mexico desert. "We're selling freedom. The limitless power to go explore."

In the halls here, decades of Mercedes advertising posters show women with long, shapely legs protruding from fur coats, leaning against gorgeous roadsters. How can you make an environmentally correct car into a sexy status symbol, like a sports coupe?

Placking strokes his mustache. "We'll have to find a way to make clean cars fascinating," he says. "Like selling people on safe sex."

It's not an altogether encouraging analogy, especially in the context. Germany, world leader in hydrogen research investment—about \$12 million a year since the late 1970s until it was blindsided by the expense of reunification—is hardly the renewable-energy economy I imagined. An official from the state of Bavaria's electric utility, which has the world's biggest hydrogen pilot facility, admits there are no plans to scale up to a full-sized working plant. So what will they do in 30 years, when Bavaria's aging nuclear plants must be phased out and fossil fuels are expected to be scarce?

"I can't answer that question. Nobody can. Nobody gives a damn about the future."

Back in my own country, I share this story with Michael Heben, a lanky young materials scientist at the National Renewable Energy Laboratory. Even at BMW and Daimler-Benz, I tell him, hydrogen only gets a small chunk of the research budget compared to conventional engines. I suppose it's not in a company's interest to invent something that renders its most successful product obsolete.

Heben shrugs. He reminds me we've seen computers grow smaller, faster and cheaper at a breathless pace, all because a couple of kids in a garage dared to try to build something better. When Edison was inventing light bulbs and phonographs, electricity cost 300 times what it does now. As soon as people saw what it could do, they started using it en masse, and the price became practical. Maybe, he suggests, one key discovery will do the same for hydrogen—like the semiconductor work of John Turner, who's splitting water without the intermediate step of first making photovoltaic electricity.

Other researchers here are cultivating strains of algae that exhale hydrogen. Heben himself is after a revolutionary way to store it. He's trying to prove that microscopic tubes made of activated carbon, developed at IBM, suck up hydrogen atoms via capillary action, like a straw. A fuel tank full of the tough, light tubules, each about a billionth of a meter in diameter, could actually hold far more diffuse hydrogen gas than a tank that was empty.

"Our goal should be a vehicle that performs like today's cars: same size, weight, acceleration, frequency of refueling. With good, compact, energy-efficient storage, there's no reason we can't do that with clean hydrogen."

On NREL's lean hydrogen budget, he's currently able to create enough of a soot-like substance, which contains carbon nanotubes, to coat the inside of a countertop bell jar. To scale up to working size will cost a lot more. At this point, he has no idea where funds will come from, but something makes him believe they will.

"We're so close. so much has been accomplished with just a little. If we really decided that we wanted a clean hydrogen economy, we could have it by 2010. No more oil spills. Fresh air in Denver and L.A. Think of it."

Maybe he's right. Curiously, amid panic over Republican threats to dismember research budgets, hydrogen may prove to be not just a survivor but also a winner. The new chairman of the House Committee on Science is Bob Walker, longtime science mentor to House Speaker Newt Gingrich and hydrogen ally of Tom Harkin.

In his office, decorated with pictures of the space shuttle, Walker reminds me that one of the most powerful forces in the marketplace is "the love Americans have for roaming the planet freely in their own cars. Hydrogen will make that possible when the present technology gets too dirty to extend into the future." He has introduced legislation calling for a quadrupling of research funds for hydrogen over the next three years. Part of the money will be matched by non-federal sources and part expropriated from technologies. Walker believes are either futile or outmoded.

He has little pity for industries that resist change, including auto makers. "If Edison were to invent the light bulb today, the headlines would read, '200,000 candle makers lose their jobs.' We've been through this before, like when cars put blacksmiths out of business. It's wrenching, but overall our national competitiveness gets stronger. The same thing will happen in energy. The people themselves will demand it."

He pauses to gaze at a plaque naming him the latest recipient of the National Hydrogen Assn.'s Spark M. Matsunaga Award. "Driving on the interstate, I watch them stringing fiber-optic cable up the median strip for the Internet. The government talks about the Internet but can't come up with a structure. Meantime, it's happening because people want it. When they realize they need clean hydrogen, somebody will find a way to supply that, too." •

#### THE ADMINISTRATION'S MIGRATION AGREEMENT WITH CUBA

• Mr. SIMON. Mr. President, a couple of weeks ago, the administration concluded a migration agreement with Cuba that I hope will be the first step in the direction of a rational policy toward Cuba.

Under this agreement, most of the 15-20 thousand Cubans that have been housed in Guantanamo Bay for the past several months will be paroled into the United States, with those paroles to count, on a 3-year prorated basis, against the 20,000 minimum Cuba-to-America immigration numbers agreed upon by the Cuban and American governments last fall. Cuba has also agreed to accept back those Cubans at Guantanamo who are excludable under U.S. law because of criminal histories, infectious diseases, etc. Thus, within the limits set out in last fall's agreement between Cuba and the United States, this agreement has solved the costly and potentially explosive detention of the Cubans at Guantanamo.

As part of this new policy, the Attorney General has also announced that those attempting in the future to emigrate to the United States from Cuba illegally—rather than through the

process agreed upon last year—would be subject to interdiction and forced repatriation to Cuba, from where they could apply for asylum at the Cuban Interests Section in Havana.

Although I have some concerns about the second half of this new approach—in particular, the policy of interdiction and repatriation of future migrants from Cuba—and urge the Attorney General to implement sufficient procedural protections for those Cubans with valid asylum claims, in general I view this agreement as a significant step forward in our relations with Cuba.

Unlike our policies toward Cuba over the past 35 years, the agreement represents a rational and cooperative response to a U.S.-Cuba immigration problem that has caused this Nation nothing but headaches in the past. If our government could approach every U.S.-Cuba issue with the pragmatism that is reflected in this agreement, I believe that our long-sought goal of democratization of Cuba would be much closer to our grasp than this goal is now.

I ask to have printed in the RECORD a May 4 editorial on the agreement with Cuba from the Chicago Tribune. This editorial ends with a call to President Clinton to apply the tools of constructive engagement in our relations with Cuba, and recognizes that these tools, not a doctrinaire and obsolete policy of Castro-baiting, hold the keys to a successful Cuba policy.

The editorial follows:

[From the Chicago Tribune, May 4, 1995]

#### A WELCOME CHANGE IN CUBA POLICY

Ever since 1959, when Fidel Castro descended from the Sierra Maestra to enter Havana spewing Marxism like cigar smoke, Cuba has been a misplaced comma that jumbled an otherwise cogent political essay called the Monroe Doctrine.

In a commendable turn of direction, President Clinton reinjected logic into U.S.-Cuba relations by ending 35 years of preferential treatment for Cuban refugees. Clinton ruled Tuesday that Cubans will no longer receive automatic asylum but must pass the same hurdles as any other refugee reaching our shores.

Although Clinton's decision will be analyzed in terms of the Cuban-American vote and hemispheric diplomacy, its inspiration was purely practical.

At present, 20,000 Cuban refugees are stuck in tents at the Guantanamo Bay Naval Station; their \$1 million-a-day tab for room and board comes from the Pentagon budget, which means the taxpayers' pockets.

The refugees are getting restless. Clinton wants to avoid ugly riots, so a final exemption will be granted to accept that group. Any other "raft people" will be turned back to Cuba.

Clinton has firmly announced that this nation, not Castro, controls America's borders. In addition, Clinton has denied Castro the foreign policy weapon of "boatlift diplomacy," which capitalizes on the pitiful sight of refugees foundering abroad unseaworthy craft en route to the promise of Florida's beaches.

There are two glaring holes in the president's program, however.

First is a threat that anyone among the Guantanamo refugees with a criminal record

will be denied entry. What's this? Clinton thinks Castro is going to open up his secret police files for perusal by Immigration and Naturalization Service officers? Doubtful.

And second is the quid pro quo from Castro, who has promised to allow his people free access to the American interest section in Havana. There they may file a formal request for U.S. entry, which will be weighed by the INS like those of potential immigrants worldwide. But Castro's promise may be meaningless. In Cuba, one of the last remaining communist states on Earth, pressures both subtle and overt can be applied to frighten away potential applicants.

By ending three decades of automatic asylum for Cubans, Clinton has demoted Castro from top devil of the Caribbean, much to the heartfelt anguish of expatriate Cubans and Cuban-Americans.

If that is to be Clinton's new policy, then it is time to apply the tools of constructive engagement—as with China, a few steps at a time—using the full range of American diplomacy, trade and culture to push Cuba toward democracy and a rational relationship with its giant northern neighbor.

#### SPEECH OF AMY BRINDLEY TO STRIKING UNITED RUBBER WORKERS

• Mr. HARKIN. Mr. President, today I would like to submit into the RECORD a statement from a 16-year-old in Des Moines named Amy Brindley. Amy is the daughter of a striking URW member who works at the Bridgestone/Firestone plant in Des Moines. She gave this moving speech in April to a rally of striking workers and their families. I think all Senators should read the words of this impressive young American. I ask that her statement be printed in the RECORD at this point.

The statement follows:

#### SPEECH BY AMY BRINDLEY

As a teenage daughter of a United Rubber Worker, who's been on strike for the past 9 months, I'd like to point out that this strike involves many, many people and is just NOT limited to the union members and their employer. Bridgestone/Firestone has invaded the lives of the entire family with their inexcusable hunger for corporate greed.

I feel that is important to recognize the numerous family members who have fallen victim to the ruthless demands set forth by Bridgestone/Firestone.

Being a teenager is never easy, but having to deal with the additional stress this labor dispute has brought about, has made it even more challenging. Many friendships have been broken apart throughout this strike. I, myself, have had friendships that have suffered great setbacks because of my pro labor beliefs. I believe that it is the lack of education that a lot of people have concerning the Union. I strongly believe that we need to educate and promote the values and the importance regarding unions. As members of the United Rubber Workers are attempting to hold on to what fellow members have fought to gain in the past years of joining together at the bargaining table. If we don't educate people, what will the future hold, not just for my generation but the following generations also?

I am a junior at Southeast Polk High School. As juniors, we are offered the opportunity to go to Washington D.C. and New York for the United Nations Trip. This trip is only offered to juniors. Because of the strike it was financially impossible for me to go with my fellow classmates. It was very

difficult for me to watch my friends, including my best friend, as they prepared for this venture with great anticipation, and again when they returned and shared with me their special memories that I was not a part of. Under different circumstances I would have been among my fellow classmates, but again, due to Bridgestone/Firestone's desire for complete control, I was cheated out of a significant, once in a life time opportunity.

One of Bridgestone/Firestone's most appalling scare tactics that has personally touched myself and my family was the elimination of health care benefits, 90 days into this strike. My sister, Angie, and I are both insulin dependent diabetics. Consequently, it is of utmost importance that we have medical insurance to maintain and control this dreaded disease. It has been impossible for us to find an alternate insurance policy that covers our diabetes. Therefore, my parents have been forced to pay the enormous monthly premiums for the company's Cobra Coverage, adding to the already overwhelming financial burdens families are facing during this work stoppage due to this strike.

I have briefly touched on just a "few" of the intrusions this company has used to manipulate the lives of innocent people. But, on the other hand, some things I don't think this heartless company counted on, is that I've also gained many things. Things that you can't put a material value on. Such as, a new understanding of what the union is truly about, the importance of solidarity, the significance of the support that we've received from fellow unions and citizens. The outpouring of generosity so many different individuals have extended has been astounding. Even though Bridgestone/Firestone has taken away our paycheck and temporarily left us financially strapped; they'll NEVER take away our dignity!

Thank you.●

#### ORDERS FOR WEDNESDAY, MAY 24, 1995

Mr. KEMPTHORNE. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in recess until the hour of 8 a.m. on Wednesday, May 24, 1995; that following the prayer, the Journal of proceedings be deemed approved to date, the time for the two leaders be reserved for their use later in the day, and the Senate then resume consideration of Senate Concurrent Resolution 13, the concurrent budget resolution.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### ORDER FOR RECESS FROM 4:20 P.M. TO 5 P.M. TOMORROW

Mr. KEMPTHORNE. Mr. President, I also ask unanimous consent that the Senate stand in recess between the hours of 4:20 p.m. and 5 p.m. in order for all Members to attend a ceremony unveiling a bust of former Vice President Agnew.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### PROGRAM

Mr. KEMPTHORNE. For the information of all Senators, the Senate will resume consideration of the budget reso-

lution at 8 a.m. tomorrow morning. Four hours remain on the resolution and several amendments remain. Therefore, rollcall votes can be expected throughout Wednesday's session of the Senate and Members should be on notice that there could be a large number of votes after all debate is consumed.

Also, Members should be aware that following the disposition of the budget resolution, it will be the leader's intention to turn to Calendar No. 102, S. 735, the antiterrorism bill.

#### RECESS UNTIL TOMORROW AT 8 A.M.

Mrs. HUTCHISON. Mr. President, if there is no further business to come before the Senate, I now ask that the Senate stand in recess as under the previous order.

There being no objection, the Senate, at 10:35 p.m., recessed until Wednesday, May 24, 1995, at 8 a.m.

#### NOMINATIONS

Executive nominations received by the Senate May 23, 1995:

##### IN THE AIR FORCE

THE FOLLOWING AIR NATIONAL GUARD OF THE UNITED STATES OFFICERS FOR PROMOTION IN THE RESERVE OF THE AIR FORCE UNDER THE PROVISIONS OF SECTIONS 12203 AND 8379, TITLE 10 OF THE UNITED STATES CODE. PROMOTIONS MADE UNDER SECTION 8379 AND CONFIRMED BY THE SENATE UNDER SECTION 12203 SHALL BEAR AN EFFECTIVE DATE ESTABLISHED IN ACCORDANCE WITH SECTION 8374, TITLE 10 OF THE UNITED STATES CODE.

##### LINE

##### To be lieutenant colonel

MAJ. WILLIAM M. ALTMAN III, 000-00-0000  
MAJ. JONATHAN S. BAXT, 000-00-0000  
MAJ. GEORGE C. BLAKE, JR., 000-00-0000  
MAJ. GREGORY G. BOTCH, 000-00-0000  
MAJ. MARK E. CLEM, 000-00-0000  
MAJ. DANIEL L. DELANE, 000-00-0000  
MAJ. GREGORY A. FICK, 000-00-0000  
MAJ. EDWARD R. FLORA, 000-00-0000  
MAJ. DAVID J. HATLEY, 000-00-0000  
MAJ. SCOTT R. JENSEN, 000-00-0000  
MAJ. VANCE J. NEUMANN, 000-00-0000  
MAJ. JAMES R. PATTERSON, 000-00-0000  
MAJ. ROY E. PENSORN, 000-00-0000  
MAJ. DANA S. QUINN, 000-00-0000  
MAJ. THOMAS H. SHAW, 000-00-0000  
MAJ. DEBORA F. SKUSE, 000-00-0000  
MAJ. JOHN B. SOILEAU, JR., 000-00-0000  
MAJ. MARK S. STOUDEMIRE, 000-00-0000  
MAJ. MARTIN J. TROUT, 000-00-0000  
MAJ. JOHN S. TUOHY, 000-00-0000  
MAJ. JAMES W. UNDERWOOD, 000-00-0000  
MAJ. RICHARD J. UTECHT, 000-00-0000  
MAJ. DANIEL K. WESTMORELAND, 000-00-0000  
MAJ. BRADLEY N. WILKERSON, 000-00-0000

##### MEDICAL SERVICE CORPS

##### To be lieutenant colonel

MAJ. ZETTIE E. PAGE III, 000-00-0000

##### To be lieutenant colonel

MAJ. MICHAEL VANDEVEER, 000-00-0000

##### DENTAL CORPS

##### To be lieutenant colonel

MAJ. PHILIP M. ABSHERE, 000-00-0000

##### IN THE ARMY

THE FOLLOWING NAMED OFFICER, ON THE ACTIVE DUTY LIST, FOR PROMOTION TO THE GRADE INDICATED IN THE U.S. ARMY IN ACCORDANCE WITH SECTIONS 626 AND 628, TITLE 10, UNITED STATES CODE.

##### ARMY

##### To be lieutenant colonel

ROBERT G. KOWALSKI, 000-00-0000

THE FOLLOWING NAMED OFFICERS, ON THE ACTIVE DUTY LIST, FOR PROMOTION TO THE GRADES INDICATED IN THE U.S. ARMY IN ACCORDANCE WITH SECTIONS 624 AND 628, TITLE 10, UNITED STATES CODE. THE OFFICERS IDENTIFIED WITH AN ASTERISK ARE ALSO BEING NOMINATED FOR APPOINTMENT IN THE REGULAR ARMY.

##### MEDICAL SERVICE CORPS

##### To be lieutenant colonel

JOSEPH F. MILLER, 000-00-0000

##### ARMY NURSE CORPS

##### To be lieutenant colonel

\*ROBIN R. BENCKART, 000-00-0000

\*LILLIAN A. FOERSTER, 000-00-0000

##### ARMY

##### To be major

\*KEVIN W. MCREE, 000-00-0000

##### MEDICAL CORPS

##### To be major

DAVID C. BONOVICH, 000-00-0000

TIMOTHY MATTISON, 000-00-0000

DOUGLAS A. SCHOW, 000-00-0000

##### IN THE ARMY

THE FOLLOWING NAMED CADETS, GRADUATING CLASS OF 1995, UNITED STATES MILITARY ACADEMY, FOR APPOINTMENT IN THE REGULAR ARMY OF THE UNITED STATES, IN THE GRADE OF SECOND LIEUTENANT, UNDER THE PROVISIONS OF TITLE 10, UNITED STATES CODE, SECTIONS 531, 532, 533 AND 4353:

THOMAS H. ARSEN, 000-00-0000  
JAMES F. ADAMOUSKI, 000-00-0000  
BRETT N. ADAMS, 000-00-0000  
GEOFFREY R. ADAMS, 000-00-0000  
NURUDEEN B. ADEYEMI, 000-00-0000  
RONALD R. ADMEY, 000-00-0000  
MARK C. ADINOLEFI, 000-00-0000  
ERIC L. ADLER, 000-00-0000  
ROBERT J. AHERN, 000-00-0000  
DOROTHEA L. AKERY, 000-00-0000  
SYED O. ALI, 000-00-0000  
SHAFFIR ALIKHAN, 000-00-0000  
KIMBERLY D. ALLEN, 000-00-0000  
BRIDGET D. ALTENBURG, 000-00-0000  
PATRICK S. ALTENBURG, 000-00-0000  
JAMES R. ANDERSON, 000-00-0000  
JASON L. ANDERSON, 000-00-0000  
ROBYN J. ANDERSON, 000-00-0000  
WAYNE M. ANDERSON, 000-00-0000  
RICHARD K. ANSELM, 000-00-0000  
ADAM D. APPELBY, 000-00-0000  
KRISTEN L. ARGUS, 000-00-0000  
MICHAEL S. ARMSTRONG, 000-00-0000  
PAUL M. ARMSTRONG, 000-00-0000  
STEPHANI R. ARNOLD, 000-00-0000  
PATRICK C. ASPLAND, 000-00-0000  
CHRIS S. AUCLAIR, 000-00-0000  
CHRISTOPHER M. AUSTIN, 000-00-0000  
RODRICK L. AUSTIN, 000-00-0000  
CORNELIA J. BACA, 000-00-0000  
JEAN-PIERRE BALDO, 000-00-0000  
CHAD A. BAGLEY, 000-00-0000  
DAVID B. BAILEY, 000-00-0000  
MARSHAWN M. BAIN, 000-00-0000  
JEFFREY E. BAKER, 000-00-0000  
JOHN T. BAKER, 000-00-0000  
KOO BAKER, 000-00-0000  
SCOTT R. BAKER, 000-00-0000  
TROY R. BAKER, 000-00-0000  
BRIAN C. BALDRATE, 000-00-0000  
CHAD B. BALPANTZ, 000-00-0000  
AMBER K. BALLARD, 000-00-0000  
ARYN A. BALLARD, 000-00-0000  
ADAM V. BALLUKONIS, 000-00-0000  
JOE D. BANNER, 000-00-0000  
KEVIN S. BARDONNER, 000-00-0000  
THOMAS H. BARNARD, 000-00-0000  
ERIC B. BARR, 000-00-0000  
SUNNY D. BARSE, 000-00-0000  
AARON C. BARTA, 000-00-0000  
JAMES B. BARTHOLOMEES, 000-00-0000  
HEATHER J. BARTOLD, 000-00-0000  
MICHAEL A. BASELIOS, 000-00-0000  
CHAD T. BATES, 000-00-0000  
JOHN W. BAUER, 000-00-0000  
RICARDO A. BAUTISTA, 000-00-0000  
DAVID M. BAIRD, III, 000-00-0000  
SLADE H. BEAUDOIN, 000-00-0000  
KIMBERLY A. BECK, 000-00-0000  
DAVID B. BECKNEL, 000-00-0000  
SHAWN D. BEBE, 000-00-0000  
JEFF R. BEERLEIN, 000-00-0000  
DAVID G. BELL, 000-00-0000  
MICHELLE M. BENCOMO, 000-00-0000  
JACK W. BENECKE, 000-00-0000  
ANDREW M. BENJAMIN, 000-00-0000  
PAUL T. BERGHUIS, 000-00-0000  
ROBBIE W. BERGLUND, 000-00-0000  
MICHAEL L. BERNSTEIN, 000-00-0000  
CHRISTOPHER BERRY, 000-00-0000  
PETER J. BERTANZETTI, 000-00-0000  
JOSEPH D. BERTRAND, 000-00-0000  
THOMAS BEVERLEY, 000-00-0000  
CHAD M. BILBEY, 000-00-0000  
MICHAEL E. BINDAS, 000-00-0000  
PHILIP E. BINDON, 000-00-0000  
MATTHEW S. BIRD, 000-00-0000  
DANIEL J. BIRNBAUM, 000-00-0000  
TODD A. BLACKWELL, 000-00-0000  
JOHN H. BLAHA, 000-00-0000  
TYRONE M. BLAND, 000-00-0000  
BRIAN J. BLEDSOE, 000-00-0000  
MARK A. BLISS, 000-00-0000  
THOMAS G. BLOUNT, 000-00-0000  
PAUL C. BOATMAN, 000-00-0000

MARK A. BOEKE, 000-00-0000  
 BRIAN C. BOLIO, 000-00-0000  
 PATRICIA D. BORCHER, 000-00-0000  
 MICHAEL C. BORCHERS, 000-00-0000  
 THEODORE S. BOSLEY, 000-00-0000  
 CHRISTOP E. BOVE, 000-00-0000  
 TANYA M. BOVETSKY, 000-00-0000  
 MELANIE D. BOWERS, 000-00-0000  
 MATTHEW R. BOWLER, 000-00-0000  
 BRADLEY L. BOWMAN, 000-00-0000  
 BRANDON N. BOX, 000-00-0000  
 DAVID N. BOX, 000-00-0000  
 EDWARD A. BRADY, 000-00-0000  
 PETER A. BRANDT, 000-00-0000  
 TERRY D. BRANNAN, 000-00-0000  
 JONATHAN P. BREAZEALE, 000-00-0000  
 ERICH D. BRELJE, 000-00-0000  
 JOHN E. BRENNAN III, 000-00-0000  
 SHANNON L. BRENNAN, 000-00-0000  
 JENNIFER A. BREWER, 000-00-0000  
 REID S. BREWER, 000-00-0000  
 JASON A. BRIZIC, 000-00-0000  
 HERBERT J. BROCK IV, 000-00-0000  
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 ANN M. BROSIER, 000-00-0000  
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 GROVER C. HARMS, JR., 000-00-0000  
 MIKEL C. HARPER, 000-00-0000  
 TODD D. HARRINGTON, 000-00-0000  
 PETER G. HART, 000-00-0000  
 EZEKIEL J. HARVEY, 000-00-0000  
 FROWENSE S. HARVEY, 000-00-0000  
 ROBERT J. HASKIN, 000-00-0000  
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 DANIEL T. HEAD, 000-00-0000  
 MARK S. HEBERT, 000-00-0000  
 ROBERT S. HEDKATHORNE, JR., 000-00-0000  
 JOHN K. HEDSTROM, 000-00-0000  
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 TROY E. HIVELY, 000-00-0000  
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 SHAUGHNE D. HODGE, 000-00-0000  
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 EMILY B. HOLCOMB, 000-00-0000  
 MARGARET E. HOLDERNESS, 000-00-0000  
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 MARCO A. JUAREZ, 000-00-0000  
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 JONG H. JUN, 000-00-0000  
 EDWARD A. JUST III, 000-00-0000  
 AARON J. JUSTICE, 000-00-0000  
 LUCAS D. KAGEL, 000-00-0000  
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 REED A. LITTLE, 000-00-0000  
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 PETER J. MACAKANJA, 000-00-0000  
 ROMEO R. MACALINTAL, JR., 000-00-0000  
 ALEXANDE D. MACCALMAN, JR., 000-00-0000  
 KELLY G. MACDONALD, 000-00-0000  
 TARA E. MACH, 000-00-0000  
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 PAUL J. MAGGIANO, 000-00-0000  
 JOHN P. MAGUIRE, 000-00-0000  
 DENNIS B. MAIER, 000-00-0000  
 MICHAEL J. MAKOVEC, 000-00-0000  
 MARK S. MANFREDONIA, 000-00-0000  
 JEREMY T. MANNING, 000-00-0000  
 CHRISTOP R. MANSKE, 000-00-0000  
 STEPHEN T. MARCHANT, 000-00-0000  
 STEPHEN V. MARCHESANI, 000-00-0000  
 MATTHEW R. MARCINIAK, 000-00-0000  
 ALLAN MARI, 000-00-0000  
 REBECCA E. MARIER, 000-00-0000  
 LAWRENCE C. MARION, 000-00-0000  
 GRANT C. MARKS, 000-00-0000  
 DAMIAN C. MARQUITH, 000-00-0000  
 STEPHEN C. MARR, 000-00-0000  
 JOHN T. MARRO, 000-00-0000  
 RYAN M. MARRO, 000-00-0000  
 RYAN T. MARSH, 000-00-0000  
 BARTHOLO P. MARTIN, 000-00-0000  
 EDGAR E. MARTIN, JR., 000-00-0000  
 SAMUEL L. MARTIN, JR., 000-00-0000  
 JOHN R. MATHERS, JR., 000-00-0000  
 KURT MATHESON, 000-00-0000  
 DIEDRA V. MATHESEN, 000-00-0000  
 THERESA M. MATUSZAK, 000-00-0000  
 DAVID M. MAUER, 000-00-0000  
 ERIC L. MAXWELL, 000-00-0000  
 LISA M. MAXWELL, 000-00-0000  
 MATTHEW R. MAYBOUR, 000-00-0000  
 MATTHEW M. MAYFIELD, 000-00-0000  
 EMILY L. MAZZIE, 000-00-0000  
 DANIEL J. McAULIFFE, 000-00-0000  
 KATIE J. McAVOY, 000-00-0000  
 SCOTT J. MCCARTHY, 000-00-0000  
 NATHAN W. MCCATLEY, 000-00-0000  
 RYAN W. MCCASLANI, 000-00-0000  
 JOHN J. McDERMOTT III, 000-00-0000  
 ANTHONY E. McDONALD, 000-00-0000  
 BRIAN D. McDONALD, 000-00-0000  
 JOHN D. McDONALD, 000-00-0000  
 WILLIAM P. McDONOUGH, 000-00-0000  
 DAVID H. McDOWELL, 000-00-0000  
 PAUL G. MCGLYNN, 000-00-0000  
 MICHAEL C. MCGVERN, 000-00-0000  
 THOMAS J. MCGRATH, JR., 000-00-0000  
 COLIN P. MCGRAW, 000-00-0000  
 TROY E. MCHENRY, 000-00-0000  
 SEAN P. MCHUGH, 000-00-0000  
 ANDREW S. MCINTYRE, 000-00-0000  
 KYLE R. MCINTYRE, 000-00-0000  
 MICHAEL F. MCLAUGHLIN, 000-00-0000  
 THOMAS A. MCNALLY, 000-00-0000  
 KRIS A. MEDEIROS, 000-00-0000  
 YUTTANA MEECHAROEN, 000-00-0000  
 JOSEPH L. MEHRTEEN, 000-00-0000  
 GRETCHEN M. MEIER, 000-00-0000  
 MICHELLE A. MEIER, 000-00-0000  
 AARON M. MEILLEUR, 000-00-0000  
 BRIAN A. MEINSEN, 000-00-0000  
 JOSEPH S. MEISINGER, 000-00-0000  
 BRIAN A. MELLOR, 000-00-0000  
 EUGENE M. MELLO, JR., 000-00-0000  
 RICHARD V. MELNYK, 000-00-0000  
 OTMARO A. MENJIVAR, 000-00-0000  
 OAGLE M. MERAFER, 000-00-0000  
 JASON J. MERCHAN, 000-00-0000  
 MARVIN T. MERCIER, 000-00-0000  
 ERIC P. MEYER, 000-00-0000  
 JOHN C. MICHAUD, 000-00-0000  
 MARK D. MILLES, 000-00-0000  
 ERIC B. MILLER, 000-00-0000  
 CASEY R. MINOTT, 000-00-0000  
 JASON A. MISEL, 000-00-0000  
 JOHN C. MOFFITT, 000-00-0000  
 STEPHEN A. MOHME, 000-00-0000  
 AARON T. MORGAN, 000-00-0000  
 DEVON G. MORRIS, 000-00-0000  
 JOHN C. MOSTELLAR, 000-00-0000  
 JOHN B. MOUNTFORD, 000-00-0000  
 DANIEL E. MOUTON, 000-00-0000  
 RICHARD A. MOYERS, 000-00-0000  
 MANDI J. MOYNIHAN, 000-00-0000  
 NEIL E. MULAC, 000-00-0000  
 PATRICK D. MUNSON, 000-00-0000  
 JOHN P. MURPHY, JR., 000-00-0000  
 STEPHEN O. MURPHY, 000-00-0000  
 MATTHEW C. MYLLYKANGAS, 000-00-0000  
 KEVIN Y. NABEY, 000-00-0000  
 RALPH D. NACEY, 000-00-0000  
 REGINA NANEZ, 000-00-0000  
 GREGORY J. NARDI, 000-00-0000  
 WALTER E. NARRAMORE, 000-00-0000  
 BENJAMIN L. NASH, 000-00-0000  
 CORNELIU B. NASH, 000-00-0000

SCOTT C. NAUMAN, 000-00-0000  
 JAMES T. NAYLOR, 000-00-0000  
 MICHAEL J. NEILLITZ, 000-00-0000  
 ERIC J. NELSON, 000-00-0000  
 JOHN E. NELSON, 000-00-0000  
 LEON J. NESTI, 000-00-0000  
 DANIEL D. NETTESHEIM, 000-00-0000  
 ETHAN S. NEUENSCHWAND, 000-00-0000  
 MATTHEW P. NEUMEYER, 000-00-0000  
 LAN-DINH NGO, 000-00-0000  
 THOMAS H. NGUYEN, 000-00-0000  
 CLAYTON J. NICHOLAS, 000-00-0000  
 CHRISTOP J. NICOLINI, 000-00-0000  
 JAMES D. NIELSON, 000-00-0000  
 QUENTIN C. NOREIGA, 000-00-0000  
 TAW D. NORTH, 000-00-0000  
 ANDREW J. NORTON, 000-00-0000  
 MARCUS D. NOVACHECK, 000-00-0000  
 JOHN R. NOVAK IV, 000-00-0000  
 RONALD J. NOVOTNY, JR., 000-00-0000  
 RODERICK J. O'CONNOR, JR., 000-00-0000  
 SHAWN P. O'CONNOR, 000-00-0000  
 ROMY D. O'DANIEL, 000-00-0000  
 JOSEPH R. O'DELL, 000-00-0000  
 ANDREW B. OFF, 000-00-0000  
 ERIC R. OLIVER, 000-00-0000  
 DEAN E. OLMSTEAD, III, 000-00-0000  
 PAUL E. OLSON, JR., 000-00-0000  
 STEVEN J. OLSON, 000-00-0000  
 LUKE A. OMEY, 000-00-0000  
 ARTHUR L. ONEAL, JR., 000-00-0000  
 PAUL P. ORABONA, 000-00-0000  
 AARON D. OSBURN, 000-00-0000  
 CARLOS E. PALACIOS, 000-00-0000  
 JASON N. PALMER, 000-00-0000  
 NOEL F. PALMER, 000-00-0000  
 CHAD M. PALODICHUK, 000-00-0000  
 JENNIFER Y. PARAM, 000-00-0000  
 JASON K. PARKER, 000-00-0000  
 WILLIAM M. PARKER, 000-00-0000  
 MATTHEW J. PASSANITTE, 000-00-0000  
 JOEL I. PATES, 000-00-0000  
 JAMES R. PATTON, 000-00-0000  
 ERIC W. PAVLICK, 000-00-0000  
 ABDEL E. PEART, 000-00-0000  
 ANGELA D. PEASE, 000-00-0000  
 MICHAEL B. PEFFLEY, 000-00-0000  
 GABRIEL A. PENNONE, 000-00-0000  
 PHOEBEL L. PENNY, 000-00-0000  
 JASON G. PEPSNIK, 000-00-0000  
 BRIAN T. PEREZ, 000-00-0000  
 JEFFREY D. PERRY, 000-00-0000  
 LEE I. PETERS III, 000-00-0000  
 REBECCA A. PETER, 000-00-0000  
 GLEN A. PETERSON, 000-00-0000  
 PATRICK D. PFLAUM, 000-00-0000  
 DAVID C. PHILLIPS, 000-00-0000  
 JAMES P. PHILLIPS II, 000-00-0000  
 TERRY D. PHILLIPS, JR., 000-00-0000  
 STACEY L. PITTMAN, 000-00-0000  
 WARREN L. PITTMAN, 000-00-0000  
 DEREK W. PLACKE, 000-00-0000  
 ROGER D. PLASTER, 000-00-0000  
 THOMAS P. POEPPING, 000-00-0000  
 PATRICK J. POLLOCK, 000-00-0000  
 MARCUS C. PONCEDELEON, 000-00-0000  
 JOSHUA W. PORTEN, 000-00-0000  
 QUENTIN J. PORTIS, 000-00-0000  
 JEFFREY H. POWELL II, 000-00-0000  
 LEWIS J. POWERS, 000-00-0000  
 KERRY S. PROWELL, 000-00-0000  
 DARRIN C. PUCKETT, 000-00-0000  
 HANS J. PUNG, 000-00-0000  
 AJIT V. PURANDARE, 000-00-0000  
 ROSSEL J. PURCELL, 000-00-0000  
 MARK C. QUANDER, 000-00-0000  
 JEFFREY A. QUINN, 000-00-0000  
 MATTHEW A. QUINN, 000-00-0000  
 COLLEEN M. RABATIC, 000-00-0000  
 WILLIAM N. RADICIC, 000-00-0000  
 JEFFREY S. RAINS, 000-00-0000  
 GERARD RAPISARDA, 000-00-0000  
 AYMAM R. RATES, 000-00-0000  
 SCOTT W. RATH, 000-00-0000  
 STEVEN M. RAY, 000-00-0000  
 DOUGLAS A. RAYMOND, 000-00-0000  
 MARK G. REARDANZ, 000-00-0000  
 SHAD A. REED, 000-00-0000  
 MARK D. REEL, 000-00-0000  
 NATHAN R. REEL, 000-00-0000  
 DALE R. REHKOPF II, 000-00-0000  
 JOHN A. REISS, 000-00-0000  
 KEVIN D. RELEFORD, 000-00-0000  
 CLAYTON M. REMPEL, 000-00-0000  
 CRAIG D. RENNARD, 000-00-0000  
 CLYDE A. RENNIE, JR., 000-00-0000  
 MICHAEL A. REYBURN, 000-00-0000  
 ERICK L. RHEAUM, 000-00-0000  
 ROSE E. RICE, 000-00-0000  
 WILLIAM M. RICKS, 000-00-0000  
 ANDREW D. RIEGEL, 000-00-0000  
 ANA L. RIOS, 000-00-0000  
 CHRISTOP J. ROACH, 000-00-0000  
 ROBB L. ROBBINS, 000-00-0000  
 WALTER G. ROBERSON, JR., 000-00-0000  
 KURT W. ROBERTS, 000-00-0000  
 TIMOTHY J. RODGERS, 000-00-0000  
 DAVID J. ROEHN, 000-00-0000  
 AUGUST J. ROLLING, 000-00-0000  
 EDUARDO ROMERO, 000-00-0000  
 RICHARD K. ROPER, 000-00-0000  
 KATHERINE V. ROSE, 000-00-0000  
 MARIA V. ROSEL, 000-00-0000  
 DONALD J. ROSS, 000-00-0000  
 JENNIFER E. ROSS, 000-00-0000  
 SARAH G. ROSS, 000-00-0000

MICHAEL M. ROSSI, 000-00-0000  
MICHAEL P. ROSSI, 000-00-0000  
MARC A. ROUSSEAU, 000-00-0000  
JASON T. ROWE, 000-00-0000  
JOHN P. ROWE, 000-00-0000  
JONATHAN A. RUFENACHT, 000-00-0000  
ANTHONY W. RUSH, 000-00-0000  
LISA M. RUSSELL, 000-00-0000  
SCOTT W. RUTLER, 000-00-0000  
PAUL M. RYAN, 000-00-0000  
HEATHER B. RYKARD, 000-00-0000  
KEVIN C. SAATKAMP, 000-00-0000  
DANIEL L. SALISBURY II, 000-00-0000  
BRYAN W. SALYERS, 000-00-0000  
LEONA M. SANDERS, 000-00-0000  
CRISTINA M. SANTIAGO, 000-00-0000  
ALEXANDE S. SARIC, 000-00-0000  
DENNIS M. SARMIENTO, 000-00-0000  
RYAN J. SAULSBURY, 000-00-0000  
WILLIAM C. SAUNDERS, 000-00-0000  
DAVID T. SAWYER, 000-00-0000  
MATTHEW SCALIA, 000-00-0000  
PAUL W. SCHAEFER, 000-00-0000  
ROBERT J. SCHEXNAYDER, 000-00-0000  
JOSEPH B. SCHINO, 000-00-0000  
ROBERT SCHLICHT, 000-00-0000  
TIMOTHY O. SCHMITT, 000-00-0000  
BRIAN M. SCHOENBAECHLER, 000-00-0000  
TIMOTHY J. SCHOLMA, 000-00-0000  
CONRAD A. SCHUPAY, 000-00-0000  
HEATHER L. SCHWALBER, 000-00-0000  
CRAIG W. SCHWARTZ, 000-00-0000  
MICHAEL R. SEAWOOD, 000-00-0000  
CHARLES M. SEEGER, 000-00-0000  
JON M. SELLE, 000-00-0000  
ARTHUR W. SELLERS, 000-00-0000  
CHRISTIN M. SENIN, 000-00-0000  
CRAIG N. SENZON, 000-00-0000  
MARK A. SERIS, 000-00-0000  
COREY T. SETTLES, 000-00-0000  
ENCER R. SHAFER II, 000-00-0000  
BAQAR A. SHAH, 000-00-0000  
WILLIAM J. SHAW, 000-00-0000  
ROBERT G. SHAW, 000-00-0000  
ANTHONY E. SHEPARD, 000-00-0000  
RYAN J. HUE SHEP, 000-00-0000  
ANDREA A. SIERAKOWSKI, 000-00-0000  
ALEXANDE V. SIMMONS, 000-00-0000  
HEATHER K. SIMMONS, 000-00-0000  
KRISTINA SINACORI, 000-00-0000  
NICOLE A. SINADINOS, 000-00-0000  
JOHN M. SIZELOVE, 000-00-0000  
WILLIAM W. SJOLINDER, 000-00-0000  
RYAN P. SKINNER, 000-00-0000  
EDWARD S. SLEDGE IV, 000-00-0000  
ANDREW R. SMITH, 000-00-0000  
BRADFORD W. SMITH, 000-00-0000  
BRIAN J. SMITH, 000-00-0000  
CRAIG S. SMITH, 000-00-0000  
DANA L. SMITH, 000-00-0000  
DOUGLAS M. SMITH, JR., 000-00-0000  
KIMBERLY A. SMITH, 000-00-0000  
MARK A. SMITH, 000-00-0000  
SEAN M. SMITH, 000-00-0000  
TRACEY B. SMITH, 000-00-0000  
LENARD D. SOLLAMI, 000-00-0000  
MICHAEL C. SONG, 000-00-0000  
DAVID R. SONNE, 000-00-0000  
WILLIAM J. SORG III, 000-00-0000  
TRACEY A. SOTO, 000-00-0000  
PHILLIP D. SOUNIA, 000-00-0000  
JOSEPH R. SOWERS, 000-00-0000  
MICHAEL D. SPAKE, 000-00-0000  
ROBERT H. SPASH, 000-00-0000  
STEVEN S. SPAULDING, 000-00-0000  
JEFFREY S. SPEAR, 000-00-0000  
KENNETH A. SPEARMAN, 000-00-0000  
DEIDRE N. SPENCE, 000-00-0000  
STEPHEN C. SPRENGNETHER, 000-00-0000  
CHRISTOP L. SQUIER, 000-00-0000  
RYAN R. SQUIRES, 000-00-0000  
S. JAY ST. GERMAIN, 000-00-0000  
MARK E. STACHELSKI, 000-00-0000  
MICHAEL C. STAJAJUKA, 000-00-0000  
LUKE E. STALL, 000-00-0000  
ALISON B. STANLEY, 000-00-0000  
PAUL T. STANTON, 000-00-0000  
JONATHAN P. STARKENBURG, 000-00-0000  
MATTHEW F. STARRY, 000-00-0000  
STEPHEN J. STASEVICH, 000-00-0000  
JENNNESS F. STEELE, 000-00-0000  
CHRISTOP M. STEINER, 000-00-0000  
KYLE B. STELMA, 000-00-0000  
JAMES E. STEPHENS III, 000-00-0000  
WILLIAM R. STEWART, JR., 000-00-0000  
MICHAEL A. STINNETT, 000-00-0000  
MATTHEW M. STREUB, 000-00-0000  
DONALD B. STREATER, 000-00-0000  
JOHN C. STULL II, 000-00-0000  
DIANA E. STUMPF, 000-00-0000  
BRIAN P. SULLIVAN, 000-00-0000  
RICHARD C. SULLIVAN II, 000-00-0000  
VICTOR H. SUNDQUIST, 000-00-0000  
BRIAN E. SURRATT, 000-00-0000  
RONALD D. SUTEK, JR., 000-00-0000  
SHAWN M. SVOB, 000-00-0000  
MARK W. SWANSON, 000-00-0000  
TREVOR R. SWARTZ, 000-00-0000  
GRAHAM R. SWENSON, 000-00-0000  
JOHN C. SWIFT, 000-00-0000  
STEPHEN P. SZYMANSKI, 000-00-0000  
DAVID B. TABOR, 000-00-0000  
AARON E. TALBERT, 000-00-0000  
JACOB D. TALBOT, 000-00-0000  
IAN J. TARASEVITSCH, 000-00-0000  
MICHAEL J. TAUBER, 000-00-0000  
T.G. TAYLOR, 000-00-0000  
WILLIAM C. TAYLOR, JR., 000-00-0000  
EDWARD B. TEAGUE IV, 000-00-0000  
CRISTIAN D. TEIXEIRA, 000-00-0000  
RYAN D. TEKSTEN, 000-00-0000  
ALONSO W. TERAN, 000-00-0000  
THOMAS A. TERESE, 000-00-0000  
ERICH R. THEN, 000-00-0000  
MICHAEL A. THOMAN, 000-00-0000  
ABIGAIL H. THOMPSON, 000-00-0000  
GREGORY I. THOMPSON, 000-00-0000  
MALCOLM F. THOMPSON, 000-00-0000  
MARK W. THOMPSON, 000-00-0000  
ERIK W. THOMSEN, 000-00-0000  
DARIN J. THOMSON, 000-00-0000  
DEREK K. THOMSON, 000-00-0000  
JEANNE M. TIERNNEY, 000-00-0000  
MICHAEL A. TOBEY, 000-00-0000  
ALLYSON M. TOCE, 000-00-0000  
DERRICK W. TODDY, 000-00-0000  
TANYA T. TOLLES, 000-00-0000  
JOSHUA M. TOMAN, 000-00-0000  
WAYNE C. TOWNSEND, 000-00-0000  
THOMAS A. TRAPICANO, 000-00-0000  
GERARDO A. TREVINO, 000-00-0000  
MARK S. TROTT, 000-00-0000  
MICHAEL J. TROTTER, 000-00-0000  
HEIDI A. TRUSH, 000-00-0000  
JAMES J. TUITE IV, 000-00-0000  
YVETTE R. TURNER, 000-00-0000  
MATTHEW J. TURPIN, 000-00-0000  
DAVID B. UDALL, 000-00-0000  
PAUL M. URBAN, 000-00-0000  
EPPS G. RYA VAN, 000-00-0000  
CHRISTIN L. VAUGHAN, 000-00-0000  
KEVIN G. VAUGHN, 000-00-0000  
ROBERT A. VEDRA, 000-00-0000  
RICHARD J. VELLOFF, 000-00-0000  
PAUL A. VENCILL, 000-00-0000  
JASON C. VERRAY, 000-00-0000  
TODD J. VERRILL, 000-00-0000  
ETHAN T. VESSELS, 000-00-0000  
MARK C. VETTER, 000-00-0000  
TIMOTHY C. VILES, 000-00-0000  
TODD C. VILLINES, 000-00-0000  
CHRISTOP C. VINE, 000-00-0000  
KEVIN R. VIRGIL, 000-00-0000  
WHITNEY C. VOGT, 000-00-0000  
TASHA M. VOHS, 000-00-0000  
SAMUEL L. VOLKMAN, 000-00-0000  
MICHAEL M. VOLPE, 000-00-0000  
WILLIAM D. VOORHIES, 000-00-0000  
CONSTANT Y. VOYEVIDKA, 000-00-0000  
JACOB T. WADE, 000-00-0000  
KAREN A. WAKEFIELD, 000-00-0000  
DAVID A. WALDRON, 000-00-0000  
JACOB A. WALKER, 000-00-0000  
ADAM D. WALLEN, 000-00-0000  
DOUGLAS R. WALTER, 000-00-0000  
MARK D. WALTERS, 000-00-0000  
RICHARD L. WAMPLER, JR., 000-00-0000  
ALBERT Y. WANG, 000-00-0000  
KENNETH M. WANLESS, 000-00-0000  
JAMES E. WARDNER, 000-00-0000  
BRIAN R. WARNER, 000-00-0000  
RONALD A. WARNER, 000-00-0000  
TODD E. WARREN, 000-00-0000  
MICHAEL S. WATERMAN, 000-00-0000  
EDWARD J. WATTO, 000-00-0000  
CLINTON W. WATTS, 000-00-0000  
GREGORY B. WAUGH, 000-00-0000  
GEOFFREY A. WEBB, 000-00-0000  
CHARLES L. WEBER, 000-00-0000  
ERIC C. WEBER, 000-00-0000  
ROBERT M. WEBER, JR., 000-00-0000  
NOAH F. WEBSTER, 000-00-0000  
ALEX L. WEHMEYER, 000-00-0000  
AARON P. WEHNERBERG, 000-00-0000  
DANIEL C. WEISS, 000-00-0000  
JAMES R. WEST, 000-00-0000  
DAVID B. WESTLAKE IV, 000-00-0000  
GARTH A. WHITACRE, 000-00-0000  
JACKIE L. WHITE II, 000-00-0000  
JUSTIN R. WHITE, 000-00-0000  
STEPHANI T. WHITE, 000-00-0000  
SUZIN J. WHITTNER, 000-00-0000  
PETER J. WICKERSHAM, 000-00-0000  
ROCCO T. WICKS, 000-00-0000  
LUTHER R. WIEST, 000-00-0000  
JUSTIN P. WILCOX, 000-00-0000  
DENNIS G. WILLE, 000-00-0000  
DANNY J. WILLIAMS, 000-00-0000  
KIRK L. WILLIAMS, 000-00-0000  
MICHAEL O. WILLIAMS, 000-00-0000  
MICHAEL T. WILLIAMS, 000-00-0000  
SEAN C. WILLIAMS, 000-00-0000  
YOUNGA WILLIAMS, 000-00-0000  
WESLEY J. WILLIAMSON, 000-00-0000  
GAIL E. WILSON, 000-00-0000  
MATTHEW W. WINERITER, 000-00-0000  
MEREDITH C. WINKLE, 000-00-0000  
JAMES A. WITAM, 000-00-0000  
JAMESON R. WOLOCOK, 000-00-0000  
SUNG H. WON, 000-00-0000  
JAMES V. WOOD, 000-00-0000  
JAMES P. WORK, 000-00-0000  
BRIAN K. WORKINGER, 000-00-0000  
BRIAN M. WRAY, 000-00-0000  
JASON C. WRIGHT, 000-00-0000  
JOSHUA M. WYATT, 000-00-0000  
MELISSA M. WYKA, 000-00-0000  
JAMES R. WYNKOOP, 000-00-0000  
LEO J. WYSZYNSKI, 000-00-0000  
CHONG H. YIM, 000-00-0000  
DUNN YOSHITANI, 000-00-0000  
CHRISTOP J. YOUNG, 000-00-0000  
KENNETH L. YOUNG, 000-00-0000  
JONATHAN I. YUN, 000-00-0000  
MARK A. YURKO, 000-00-0000  
BRIGITTE J. YUSKIS, 000-00-0000  
MICHAEL R. ZAHURANIC, 000-00-0000  
THAD D. ZAK, 000-00-0000  
CLAUDIA ZAVALA, 000-00-0000  
AARON M. ZELHART, 000-00-0000  
ROBERT J. ZEUNIK, 000-00-0000  
ANDREW S. ZIESENIS, 000-00-0000  
DAVID J. ZINN, 000-00-0000  
MICHAEL Z. ZIZZA, 000-00-0000  
JEB S. ZOLLER, 000-00-0000  
THE FOLLOWING NAMED RESERVE OFFICER'S TRAINING CORPS CADETS FOR APPOINTMENT IN THE REGULAR ARMY OF THE UNITED STATES, IN THE GRADE OF SECOND LIEUTENANT, UNDER THE PROVISIONS OF TITLE 10, UNITED STATES CODE, SECTIONS 531, 532, AND 533:  
ROBERT K. AAS, 000-00-0000  
JOYCE A. ABALOS, 000-00-0000  
ALISSA R. ACKLEY, 000-00-0000  
RALPH G. ADAM, 000-00-0000  
BRIAN L. ADAMS, 000-00-0000  
JENNIFER L. ADAMS, 000-00-0000  
THOMAS L. ADAMS, JR., 000-00-0000  
JENNIFER J. ADDINGTON, 000-00-0000  
JONATHAN T. ADKINS, 000-00-0000  
PAUL E. AHEIRN, 000-00-0000  
SCOT T. AIDT, 000-00-0000  
JOHN D. AIMONE, 000-00-0000  
TRISTAN N. AITKEN, 000-00-0000  
THOMAS S. AKIN, 000-00-0000  
PHILIP A. ALBANEZE, 000-00-0000  
JON M. ALBARELLI, 000-00-0000  
BETANCOURT E. ALEMAN, 000-00-0000  
ANTHONY J. ALFIDI, 000-00-0000  
DANIEL D. ALIX, 000-00-0000  
DAVID S. ALLEN, 000-00-0000  
MICHAEL C. ALLEN, 000-00-0000  
SCOTLAND C. ALLEN, 000-00-0000  
EDWARD W. ALLISON, JR., 000-00-0000  
JOSEPH ALONSO, 000-00-0000  
J. AMUNDSON, 000-00-0000  
BRIAN E. ANDERSON, 000-00-0000  
CHERYL L. ANDERSON, 000-00-0000  
JAMES C. ANDERSON, JR., 000-00-0000  
JOHN P. ANDERSON, 000-00-0000  
KIMBERLY M. ANDERSON, 000-00-0000  
ROBERT R. ANDERSON, 000-00-0000  
TANYA S. ANDERSON, 000-00-0000  
NIKOLAI L. ANDRESKY, 000-00-0000  
PATRICK ANTONIKOWSKI, 000-00-0000  
DAVID F. ANZALDO, 000-00-0000  
BETHANY C. ARAGON, 000-00-0000  
JOEL R. ARELLANO, 000-00-0000  
DAVID S. ARMSTRONG II, 000-00-0000  
JOHN T. ARMSTRONG, 000-00-0000  
PAUL C. ARMSTRONG, 000-00-0000  
WILLIE L. ARMSTRONG, 000-00-0000  
VICKI L. ARNESON, 000-00-0000  
ARIC N. ARNO, 000-00-0000  
JASON L. ARNOLD, 000-00-0000  
SHAWN W. ASCHAN, 000-00-0000  
KENNETH S. ATES, 000-00-0000  
GEOFFREY P. ATHEY, 000-00-0000  
DENNIS R. ATKINS III, 000-00-0000  
FAITH C. ATKINSON, 000-00-0000  
ANET L. ATKINSON, 000-00-0000  
GERALD AVILA, 000-00-0000  
CHRISTOPHER M. AYCOCK, 000-00-0000  
JAMES A. AZINGER, 000-00-0000  
MELANIE E. BABE, 000-00-0000  
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DEAN R. BAIN, 000-00-0000  
DARIEN L. BAISLEY, 000-00-0000  
MICHELLE S. BAJCSI, 000-00-0000  
JASON E. BAKER, 000-00-0000  
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JOHN D. BALBACH, 000-00-0000  
CRAIG A. BALLARD, 000-00-0000  
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DELBERT J. BANCOFT II, 000-00-0000  
FREDRICK L. BARBER, 000-00-0000  
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PAOLO M. BARLETTA, 000-00-0000  
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MAURICE BARNETT, 000-00-0000  
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MAREN P. BARNEY, 000-00-0000  
TERRANCE D. BARR, 000-00-0000  
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LISA M. BARTEL, 000-00-0000  
AUTUMN H. BASINGER, 000-00-0000  
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FORREST C. BEADLE, 000-00-0000  
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 STEVEN M. BEECHAM, 000-00-0000  
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 CORY B. BEILHARZ, 000-00-0000  
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 JAMES BUSTAMANTE, 000-00-0000  
 JOHN A. BUTORA, JR., 000-00-0000  
 SHELDON A. BUTTS, 000-00-0000  
 PHUC BUI, 000-00-0000  
 ROBERT A. CALMES, 000-00-0000  
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 ERIC T. CHILGREN, 000-00-0000  
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 ROBERT J. COOK, 000-00-0000  
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 BRIAN A. COPE, 000-00-0000  
 ERIC M. COPELAND, 000-00-0000  
 LAWRENCE E. CORNETT, 000-00-0000  
 TRAVIS W. CORNETT, 000-00-0000  
 ALABARCES O. COSME, 000-00-0000  
 PHILIP J. COTTER, 000-00-0000  
 JONATHAN M. COULL, 000-00-0000  
 SEAN F. COUNIHAN, 000-00-0000  
 LAWRENCE M. COUSINS, 000-00-0000  
 WILLIAM J. COWELL, 000-00-0000  
 PATRICIA K. COWPERTHWAIT, 000-00-0000  
 A. J. COX, 000-00-0000  
 DANIEL C. COX, 000-00-0000  
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 WALTER F. COX, 000-00-0000  
 DALE S. CROCKETT, 000-00-0000  
 ROGER A. CROMBIE III, 000-00-0000  
 EDWARD C. CROOT, 000-00-0000  
 IRVING H. CROSS, JR., 000-00-0000  
 LORI CRUFF, 000-00-0000  
 MATOS K. CRUZ, 000-00-0000  
 BETTY S. CUMMISKEY, 000-00-0000  
 DOUGLAS J. CUNNINGHAM, 000-00-0000  
 LILLIAN A. CUNNINGHAM, 000-00-0000  
 HOWARD L. CURLIN, 000-00-0000  
 DANIEL CURTIS, 000-00-0000  
 WARREN T. CUSICK, 000-00-0000  
 EDWIN M. DAFRON, 000-00-0000  
 ERIK C. DAHL, 000-00-0000  
 TIMOTHY G. DALTON, 000-00-0000  
 KERRY A. DAMMEN, 000-00-0000  
 BRIAN K. DAMPIER, 000-00-0000  
 RUSSELL S. DAVIS, 000-00-0000  
 LYLE T. DAVIAH, 000-00-0000  
 JOHN W. DAVID, 000-00-0000  
 AMY E. DAVIDSON, 000-00-0000  
 BRIAN S. DAVIS, 000-00-0000  
 CORY E. DAVIS, 000-00-0000  
 DEXTER B. DAVIS, 000-00-0000  
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 MARCY A. H. DAVIS, 000-00-0000  
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 ROBERT S. DAVIS, 000-00-0000  
 SCOTT A. DAVIS, 000-00-0000  
 RICHARD C. DAVY, 000-00-0000  
 LEONARD C. DAYER, JR., 000-00-0000  
 KEVER A. DE, 000-00-0000  
 JOSEPH F. DECOSTA, 000-00-0000  
 BETHANNE DEDOMINICI, 000-00-0000  
 JACQUELINE R. DEMMEY, 000-00-0000  
 DEAN H. DENTON, 000-00-0000  
 JAMES M. DEPOLO, JR., 000-00-0000  
 JOHN M. DERFELT, 000-00-0000  
 CHRISTIAN A. DESIENA, 000-00-0000  
 RONALD M. DESJARDIN, 000-00-0000  
 DAVID J. DESJARDINS, 000-00-0000  
 GREGORY K. DESMOND, 000-00-0000  
 DANNY M. DEVEREAUX, JR., 000-00-0000  
 NICHOLAS G. DEVRIES, 000-00-0000  
 RUSSELL A. DEVRIES, 000-00-0000  
 KELLY M. DICKERSON, 000-00-0000  
 RYAN S. DILLON, 000-00-0000  
 DAVID S. DINKELMAN, 000-00-0000  
 JAMES W. DION, 000-00-0000  
 DOCK L. DIRE, 000-00-0000  
 CLAYTON R. DITMORE, 000-00-0000  
 JENNIFER L. DOBBE, 000-00-0000  
 BRAD L. DOBOSZENSKI, 000-00-0000  
 JOHN R. DOELLER, 000-00-0000  
 KIM M. DOHERTY, 000-00-0000  
 JOHN M. DOLINA, 000-00-0000  
 JULIAN A. DOMINGUEZ, 000-00-0000  
 TIMOTHY J. DONCHEZ, 000-00-0000  
 JOHN P. DONLEY, 000-00-0000  
 PATRICK K. DONOVAN, 000-00-0000  
 JAMES R. DOOLEY, 000-00-0000  
 KENNETH J. DORIO, 000-00-0000  
 SHANNON W. DOTSON, 000-00-0000  
 MICHAEL J. DOUGHERTY, 000-00-0000  
 BRYAN M. DOUGLAS, 000-00-0000  
 MICHAEL A. DOUGLAS, 000-00-0000  
 CHARLES P. DOWNIE, 000-00-0000  
 MARTA L. DOWNING, 000-00-0000  
 RANDY D. DRAPER, 000-00-0000  
 SCOTT F. DREIBELBIS, 000-00-0000  
 KATHERINE J. DRISCOLL, 000-00-0000  
 GLEN R. DRYSDALE, 000-00-0000  
 STEPHANIE E. DUCKWORTH, 000-00-0000  
 THOMAS M. DUCKWORTH II, 000-00-0000  
 FREDERICK J. DUFALUT, 000-00-0000  
 CHARLES J. DUGLE, 000-00-0000  
 JASON P. DUNAWAY, 000-00-0000  
 RICHARD A. DUNBAR, 000-00-0000  
 AARON K. DUNCAN, 000-00-0000  
 PETER S. DUNN, 000-00-0000  
 RICHARD L. DUNTON, 000-00-0000  
 LUIS A. DUPERON, 000-00-0000  
 BRADFORD T. DUPLESSIS, 000-00-0000  
 DENNIS V. DUPRAS, 000-00-0000  
 TIMOTHY D. DURHAM, 000-00-0000  
 SCOTT F. DURISH, 000-00-0000  
 SEAN P. DUVALL, 000-00-0000  
 SEAN M. DYER, 000-00-0000  
 THOMAS S. EARNHARDT, 000-00-0000  
 MARY T. EBERST, 000-00-0000  
 JOSEPH P. EDGER, 000-00-0000  
 JAMES F. EDMONDS, 000-00-0000  
 MICHAEL T. EDMONDSON, 000-00-0000  
 EDWIN F. EDMUNDS III, 000-00-0000  
 DANIEL H. EDWAN, 000-00-0000  
 DEYNEEL M. EDWARDS, 000-00-0000  
 JONATHAN A. EDWARDS, 000-00-0000  
 PAUL G. EDWARDSD, 000-00-0000  
 MICHELLE EISEN, 000-00-0000  
 EDWARD D. ELDRIDGE, 000-00-0000  
 MICHAEL C. ELKINS, 000-00-0000  
 AARON R. ELLIOTT, 000-00-0000  
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 AARON W. ELLIS, 000-00-0000  
 RANDY L. ELSA, 000-00-0000  
 JOHN E. ELRICH, 000-00-0000  
 BRENT A. ELROD, 000-00-0000  
 ALLEN C. ENGEL, 000-00-0000  
 ROBERT A. ENICKSON, 000-00-0000  
 JASON L. ERWIN, 000-00-0000  
 VINA A. ESCOTAL, 000-00-0000  
 JOSEPH ESPINOZA, 000-00-0000  
 SHANNON ESPINOZA, 000-00-0000  
 MICHAEL L. ESSARY, 000-00-0000  
 TRACY S. ESTES, 000-00-0000  
 CASTRO M. ESTRADA, 000-00-0000  
 CARRIE L. EVANS, 000-00-0000  
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 EDWARD V. EVE, JR., 000-00-0000  
 JASON A. EVERS, 000-00-0000  
 EVAN C. EWACHS, 000-00-0000  
 JENNIFER L. FADELEY, 000-00-0000  
 LANCE D. FADELEY, 000-00-0000  
 DAVID E. FAIRINGTON, 000-00-0000  
 PETER W. FAIRELL, 000-00-0000  
 WADE N. FAULKNER, 000-00-0000  
 MICHAEL J. FAZIO, 000-00-0000  
 RYAN D. FEARNOW, 000-00-0000  
 ERIC M. FEENEY, 000-00-0000  
 ERIC B. FEGLEY, 000-00-0000  
 TAWNYA S. FEIBREISEN, 000-00-0000  
 COLKETA L. FEMSTEEN, 000-00-0000  
 KURT P. FELDMANN, 000-00-0000  
 CASILLAS A. FELICIANO, 000-00-0000  
 ERICH FELENS, 000-00-0000  
 ERICH T. FELPS, 000-00-0000  
 LETITIA L. FELTON, 000-00-0000  
 CHRISTINE M. FERGUSON, 000-00-0000  
 MATTHEW J. FESTA, 000-00-0000  
 MONIQUE N. FIELDS, 000-00-0000  
 JUSTIN S. FIEW, 000-00-0000  
 RONALD P. FITCH, 000-00-0000  
 MICHAEL C. FITZGERALD, 000-00-0000  
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 YUNG V. FOLLIS, 000-00-0000  
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 PATRICK D. FORBES, 000-00-0000  
 CHRISTOPHER A. FORD, 000-00-0000  
 DEMETRIAN FORD, 000-00-0000  
 RICHARD E. FORD, JR., 000-00-0000  
 SUSAN E. FORSBERG, 000-00-0000  
 LEON R. FOSTER, 000-00-0000  
 GLEN W. FOX, 000-00-0000  
 ALAN E. FRANCIS, 000-00-0000  
 IAN E. FRANCIS, 000-00-0000  
 TERRY L. FRANCKHAUSER, 000-00-0000  
 MICHAEL A. FRANK, 000-00-0000  
 RONALD L. FRANKLIN, JR., 000-00-0000  
 BRETT A. FREDMAN, 000-00-0000  
 JEFFREY A. FRY, 000-00-0000  
 DEAN A. FRISOLI, 000-00-0000  
 MARK A. FRITSCHKE, 000-00-0000  
 LYNN C. FRONCK, 000-00-0000  
 KATHERINE E. FROST, 000-00-0000  
 JAMES P. FUNK, 000-00-0000  
 DONOVAN O. FUQUA, 000-00-0000  
 WILLIAM T. FUTCH, 000-00-0000  
 DAVID P. GAFNEY, 000-00-0000  
 PHILLIP K. GAGE, 000-00-0000

MATTHEW B. GALINGER, 000-00-0000  
 PAUL V. GANNON, 000-00-0000  
 WILLIAM B. GARBNER III, 000-00-0000  
 ROBERT A. GARCIA, 000-00-0000  
 ALLISON L. GARDNER, 000-00-0000  
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 RAYFUS J. GARY, 000-00-0000  
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 EDWARD J. GAWLIK III, 000-00-0000  
 CRAIG D. GEHRELS, 000-00-0000  
 CURTIS P. GEIGER, 000-00-0000  
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 GREGG G. GERASIMON, 000-00-0000  
 PETER M. GESSFORD, 000-00-0000  
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 BRENT P. GIMBLE, 000-00-0000  
 JOHN W. GIOP, 000-00-0000  
 DEBORAH L. GIORDANO, 000-00-0000  
 AARON M. GIRARD, 000-00-0000  
 MARY A. GIROUARD, 000-00-0000  
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 KURT A. GORIE, 000-00-0000  
 EILEEN M. GORMAN, 000-00-0000  
 CLAY W. GOSER, 000-00-0000  
 EDWARD C. GOSLINE III, 000-00-0000  
 AVERY B. GOSS, 000-00-0000  
 RICHARD W. GOUYELA, 000-00-0000  
 WILLIAM T. GRAHAM, 000-00-0000  
 WAYNE P. GRANT II, 000-00-0000  
 JOHN M. GRANITZ, 000-00-0000  
 RICHARD A. GRAYES, 000-00-0000  
 ALONZO A. GRAY, 000-00-0000  
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 JEREL E. GREATHOUSE, 000-00-0000  
 CURTIS P. GREEN, 000-00-0000  
 KARMYCE M. GREEN, 000-00-0000  
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 CARL P. GREGORIO, 000-00-0000  
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 CATHERINE A. GUTHRIE, 000-00-0000  
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 ALLYSON C. HAAN, 000-00-0000  
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 VICTORIA LEEEMERROW, 000-00-0000  
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 KUANG Y. LI, 000-00-0000  
 MARK A. LINDLEY, 000-00-0000  
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 NICOLE M. LIEDKA, 000-00-0000  
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 JOSEPH M. LINDQUIST, 000-00-0000  
 LEIGH K. LINDSEY, 000-00-0000  
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 JULIE K. LIVDAHL, 000-00-0000  
 JOHN P. LLOYD, 000-00-0000  
 BRIAN S. LOCKE, 000-00-0000  
 BRIAN D. LOFTON, 000-00-0000  
 RONALD E. LOFTON, JR., 000-00-0000  
 LAWRENCE B. LOGAN, 000-00-0000  
 SARA H. LOGAN, 000-00-0000  
 AMY J. LONDON, 000-00-0000  
 DANIEL J. LONG, 000-00-0000  
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 JARED T. LONGFIELD, 000-00-0000  
 RAMOS J. LOPEZ, 000-00-0000  
 BRETT K. LORD, 000-00-0000  
 SHAUN S. LOTT, 000-00-0000  
 JOHN J. LOWE, 000-00-0000  
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 MICHAEL E. LUDWICK, 000-00-0000  
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 MARK A. LUKASAVICH, 000-00-0000  
 JEREMIAH C. LUMBACA, 000-00-0000  
 ERIC D. LURIE, 000-00-0000  
 JON A. LUST, 000-00-0000  
 DAVID B. MABRY, 000-00-0000  
 MARK E. MACKIM, 000-00-0000  
 AVERY W. MACLEOD, 000-00-0000  
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 JULIE M. MANDRIL, 000-00-0000  
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 JAMES E. MANECKS, JR., 000-00-0000  
 CHARLES V. MANGUM, 000-00-0000  
 ARIC R. MANLY, 000-00-0000  
 JUSTIN L. MANN, 000-00-0000  
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 LOUIS R. MANNING, 000-00-0000

ROGER L. MARCUM, 000-00-0000  
 DANIEL C. MARSH, 000-00-0000  
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 NORMAN E. MARTIN, JR., 000-00-0000  
 WILLIAM A. MARTIN, 000-00-0000  
 FRED M. MARTY, 000-00-0000  
 JOHN R. MARZAH, 000-00-0000  
 COLLAZO R. MARZAN, 000-00-0000  
 JOHN M. MASHBURN, 000-00-0000  
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 JONATHAN S. MATEY, 000-00-0000  
 BRENT A. MATHEWS, 000-00-0000  
 RUTH J. MATHEWS, 000-00-0000  
 STEFAN L. MATTHEWS, 000-00-0000  
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 JENNIFER E. MAUPIN, 000-00-0000  
 CHRISTY A. MAXWELL, 000-00-0000  
 SCOT P. MAY, 000-00-0000  
 VIRGINIA A. MCCABE, 000-00-0000  
 HUGH P. MCCAULEY, 000-00-0000  
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 SUSIE D. MCFARLAND, 000-00-0000  
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 AMY J. MESCHER, 000-00-0000  
 LANCE D. MESERVEY, 000-00-0000  
 ERIK J. METZGER, 000-00-0000  
 RUSSELL D. MEYER, 000-00-0000  
 MARK W. MEYERMANN, 000-00-0000  
 RICHARD L. MICHAELS, 000-00-0000  
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 TRICA M. MILES, 000-00-0000  
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 JOHN D. MYRES, 000-00-0000  
 FREDERICK G. NACE, JR., 000-00-0000  
 ROBERT L. NACE, 000-00-0000  
 HELEN C. NAPIER, 000-00-0000  
 KARL D. NEAL, 000-00-0000  
 RONALD D. NECESSARY, JR., 000-00-0000  
 LORENZO I. NEILSEN, 000-00-0000  
 DARIN D. NEIWERT, 000-00-0000  
 DORIS R. NELSON, 000-00-0000  
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 JOSEPH C. NEMURAS, 000-00-0000  
 SONJA J. NESIUS, 000-00-0000  
 TAMMY K. NEVINS, 000-00-0000  
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 SHAWN E. NIGHBERT, 000-00-0000  
 JOHN E. NIGHTENGALE, 000-00-0000  
 TERRY M. NIHART, 000-00-0000  
 COLIN P. NIKKILA, 000-00-0000  
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 MEREDITH L. NIVENS, 000-00-0000  
 DELTON NIX, JR., 000-00-0000  
 ISABEL E. NOCKER, 000-00-0000  
 DAVID A. NOLLETTI, 000-00-0000  
 SETH A. NORBERG, 000-00-0000  
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 SEAN M. OBRIEN, 000-00-0000  
 PATRICK G. OLEARY, 000-00-0000  
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 CRAGIN T. ORR, 000-00-0000  
 CARA J. OSBURN, 000-00-0000  
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 JASON A. OTRIN, 000-00-0000  
 MARK P. OTT, 000-00-0000  
 EDWARD J. PACE, 000-00-0000  
 JENNIFER A. PACE, 000-00-0000  
 JOHN D. PAGE, 000-00-0000  
 CHRISTI G. PAINTER, 000-00-0000  
 LARRY W. PALMER, JR., 000-00-0000  
 CARLOS G. PANCHAN, 000-00-0000  
 RONNIE D. PARKER, 000-00-0000  
 THOMAS J. PARK, 000-00-0000  
 TERESA F. PARRACK, 000-00-0000  
 MARK E. PARSONS, 000-00-0000  
 SAMUEL L. PARTON, 000-00-0000  
 DAVID N. PASQUANTONIO, 000-00-0000  
 MICHAEL T. PATER, 000-00-0000  
 WILLIAM T. PATRICK, 000-00-0000  
 RAY C. PATTERSON, 000-00-0000  
 CHRISTIANE H. PATTISON, 000-00-0000  
 MARCUS D. PATTON, 000-00-0000  
 RICHARD J. PAULIN, JR., 000-00-0000  
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 JACOB R. PETKOVICH, 000-00-0000  
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 MICHAEL PLUMFRED, 000-00-0000  
 MARTIN L. PODOWSKI, 000-00-0000  
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 DANA E. RESNICK, 000-00-0000  
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 GARY D. ROWLEY, 000-00-0000  
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 PAUL D. SARI, 000-00-0000  
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 MAKALENA Y. SHIBATA, 000-00-0000  
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 TABER S. SMITH, 000-00-0000  
 LINDA A. SMOLEN, 000-00-0000  
 JOHN W. SNOW, 000-00-0000  
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 JASON L. SNYDER, 000-00-0000  
 WAYNE C. SODOWSKY, 000-00-0000  
 MICHAEL J. SOFIELLA, JR., 000-00-0000  
 EDWARD J. SONAK, 000-00-0000  
 ERIC G. SORENSON, 000-00-0000  
 MELISSA J. SPEER, 000-00-0000  
 ROBERT R. SPENCER, 000-00-0000  
 DAVID J. SPESS, 000-00-0000  
 NORMAN D. SPIVEY, 000-00-0000  
 JUDITH A. SPLINTER, 000-00-0000  
 ERICH C. SPRAGG, 000-00-0000  
 MARC D. STAATS, 000-00-0000  
 DAXS A. STADJUJAR, 000-00-0000  
 JOHN A. STALLINGS, 000-00-0000  
 JOHN P. STANLEY, 000-00-0000  
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 SEAN C. STANLEY, 000-00-0000  
 HARLEY J. STEELE, 000-00-0000  
 JONATHAN S. STEINBACH, 000-00-0000  
 DAVID C. STEMPIEN, 000-00-0000  
 DAVID D. STENDER, 000-00-0000  
 BRIAN M. STEPHAN, 000-00-0000  
 CAMELLA J. STEPHENS, 000-00-0000  
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 DAVID C. STEVENSON, 000-00-0000  
 SCOTT E. STEWART, 000-00-0000  
 SEAN D. STEWART, 000-00-0000  
 JOHN C. STICH, 000-00-0000  
 ROBERT C. STILLMAN III, 000-00-0000  
 LARRY W. STOLAFER, 000-00-0000  
 MARK L. STODARD, 000-00-0000  
 KEVIN J. STOLL, 000-00-0000  
 BERNIE E. STONE, 000-00-0000  
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 KEVIN L. STRAIT, 000-00-0000  
 DAVID A. STRANGE, 000-00-0000  
 MICHAEL S. STRANGE, 000-00-0000  
 JON C. STRATMAN, 000-00-0000

JON B. STRAWN, 000-00-0000  
 MATTHEW D. STUBBS, 000-00-0000  
 DAVID M. STURTZ, 000-00-0000  
 JOSEPH E. SUDOL, 000-00-0000  
 RAYMOND M. SULLIVAN, JR., 000-00-0000  
 SHIRLEY J. SULLIVAN, 000-00-0000  
 JEREMY M. SUMPAN, 000-00-0000  
 JANA L. SUNDHEIM, 000-00-0000  
 SHELLY M. SUNDVALL, 000-00-0000  
 MARNE L. SUTTEN, 000-00-0000  
 ELIZABETH A. SWEENEY, 000-00-0000  
 JULIE T. SWEETMAN, 000-00-0000  
 JAMES B. SWIFT, 000-00-0000  
 RONALD J. TALARICO, JR., 000-00-0000  
 MATTHEW J. TANDY, 000-00-0000  
 KATHLEEN M. TARRENCE, 000-00-0000  
 DAVID A. TARVIN, 000-00-0000  
 DAVID F. TASHEA, 000-00-0000  
 ROBERT M. TATE, JR., 000-00-0000  
 NEIL TATOR, 000-00-0000  
 DALE E. TAYLOR, JR., 000-00-0000  
 JONATHAN C. TAYLOR, 000-00-0000  
 JOSHUA J. TAYLOR, 000-00-0000  
 LANCE C. TAYLOR, 000-00-0000  
 TONY TAYLOR, 000-00-0000  
 KIRBY K. TEAGUE, 000-00-0000  
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 SCOTT A. TENCZAR, 000-00-0000  
 JAMES L. TENPENNY, 000-00-0000  
 LITA TERAN, 000-00-0000  
 PAUL S. TERRANOVA, 000-00-0000  
 STEPHEN D. TERSTEGGE, 000-00-0000  
 LAWRENCE A. TESSIER II, 000-00-0000  
 NAVIN S. THAKUR, 000-00-0000  
 GREG R. THAYER, 000-00-0000  
 KENYATTA D. THERIOT, 000-00-0000  
 ADAM E. THODE, 000-00-0000  
 CHARLES C. THOMAS III, 000-00-0000  
 DYANA T. THOMAS, 000-00-0000  
 GLENN R. THOMAS, 000-00-0000  
 JAMIE S. THOMAS, 000-00-0000  
 JESSE THOMAS IV, 000-00-0000  
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 ZACHARY T. THOMPSON, 000-00-0000  
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 PETER M. THRASHER, 000-00-0000  
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 GUY A. TITSWORTH, 000-00-0000  
 SETH T. TOBEY, 000-00-0000  
 JASON L. TODD, 000-00-0000  
 MADELINE A. TOFT, 000-00-0000  
 JOSEPH F. TOKARZ, JR., 000-00-0000  
 RANDALL O. TOWLES, 000-00-0000  
 ERIC B. TOWNS, 000-00-0000  
 GREGORY S. TRAHAN, 000-00-0000  
 MICHAEL F. TREMBLAY, 000-00-0000  
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 PHILLIP G. TREVINO, 000-00-0000  
 MARK L. TROMBLEE, 000-00-0000  
 MARK L. TROPANSKY, 000-00-0000  
 AKINORI R. TSUCHIDA, 000-00-0000  
 JOHN A. TUCKER, 000-00-0000  
 JONATHAN E. TUGMAN, 000-00-0000  
 JAMES E. TURLAY, 000-00-0000  
 LANCE B. TURLINGTON, 000-00-0000  
 JOSEPH F. TURDY III, 000-00-0000  
 RIVERS H. TWO, 000-00-0000  
 DANA A. TYNE, 000-00-0000  
 TIMOTHY S. TYSON, 000-00-0000  
 JASON W. ULITZSCH, 000-00-0000  
 WILLIAM M. UNDERWOOD, 000-00-0000  
 ERIKA A. UNGERN, 000-00-0000  
 SCOTT L. URSWORTH, 000-00-0000  
 MATTHEW S. URBANIC, 000-00-0000  
 KIMBERLY M. USKO, 000-00-0000  
 KESHVAR VAKHARIA, 000-00-0000  
 RAYMOND R. VALAS, 000-00-0000  
 LUCINDA R. VALDEZ, 000-00-0000  
 JERICHO M. VALLE, 000-00-0000  
 KATE E. VANARMAN, 000-00-0000  
 JEFFREY T. VANCLEAV, 000-00-0000  
 BOSCH E. VANDEN, 000-00-0000  
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 KARINA R. VANHOOF, 000-00-0000  
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 JOEL P. VANDERMEIDE, 000-00-0000  
 RICHARD D. VANGORDEN, 000-00-0000  
 SCOTT B. VANWYK, 000-00-0000  
 YVONNE VARELA, 000-00-0000  
 CARRASQUILLO A. VAZQUEZ, 000-00-0000  
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 JOSEPH S. VERDICCHIO, 000-00-0000  
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 CHERYL N. VERMILLION, 000-00-0000  
 ROY L. VERNON, JR., 000-00-0000  
 MARK D. VERTULLI, 000-00-0000  
 TITO M. VILLANUEVA, 000-00-0000  
 DAVID S. VINSON, 000-00-0000  
 JAMES L. VOILAND, 000-00-0000  
 AVA M. WADE, 000-00-0000

SCOTT O. WADYKO, 000-00-0000  
 STACY L. WAGENSEIL, 000-00-0000  
 MARK R. WAGGONER, 000-00-0000  
 NICOLE D. WAGNER, 000-00-0000  
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 LYLE E. WARD, 000-00-0000  
 SCOTT W. WARD, 000-00-0000  
 MARK S. WARDEEN, 000-00-0000  
 WILLIAM C. WARE, 000-00-0000  
 BRIAN E. WARFEL, 000-00-0000  
 VERONICA A. WARNOCK, 000-00-0000  
 ROBERT E. WASHBURN, 000-00-0000  
 THOMAS J. WATERS, 000-00-0000  
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 JANE L. WAWERSIK, 000-00-0000  
 ANGELA R. WEHAUSEN, 000-00-0000  
 MICHAEL B. WEATHERS, 000-00-0000  
 SETH A. WEAVER, 000-00-0000  
 KIRK W. WEBB, 000-00-0000  
 MATTHEW J. WEBSTER, 000-00-0000  
 WILLIAM A. WECKEL, 000-00-0000  
 CORDIE V. WEHAUSEN, 000-00-0000  
 MARTHA WEHNER, 000-00-0000  
 THOMAS K. WEICHAUT, 000-00-0000  
 HEATHER E. WEIGNER, 000-00-0000  
 MITCHELL J. WEIMER, 000-00-0000  
 EDWARD J. WEINBERG, 000-00-0000  
 JEFFREY J. WEINHOFER, 000-00-0000  
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 JASON E. WEISEMAN, 000-00-0000  
 JOSEPH F. WEISS, 000-00-0000  
 SHAMAI T. WELLONS, 000-00-0000  
 CHARLOTTA D. WELLS, 000-00-0000  
 DANIEL M. WENZELL, 000-00-0000  
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 THOMAS J. WHALEN, 000-00-0000  
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 EDWARD S. WHITAKER, 000-00-0000  
 AMY C. WHITE, 000-00-0000  
 DALE M. WHITE, 000-00-0000  
 TIMOTHY D. WHITE, 000-00-0000  
 JOHN F. WHITFIELD, JR., 000-00-0000  
 AARON R. WHITLEY, 000-00-0000  
 RYAN H. WHITTEMORE, 000-00-0000  
 RYAN J. WILCOX, 000-00-0000  
 MICHAEL J. WILHELM, 000-00-0000  
 JULIE A. WILLIAMS, 000-00-0000  
 JUSTIN C. WILLIAMS, 000-00-0000  
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 CHRISTOPHER W. WILLS, 000-00-0000  
 JAMES D. WILLSON, 000-00-0000  
 ANDREW W. WILSON, 000-00-0000  
 CHRISTOPHER M. WILSON, 000-00-0000  
 DAVID P. WILSON, 000-00-0000  
 FRANKLIN M. WILSON, 000-00-0000  
 STEPHENIE L. WILSON, 000-00-0000  
 CLEON F. WINDHAM, JR., 000-00-0000  
 MERYIA D. WINDISCH, 000-00-0000  
 JAMES H. WINFIELD, 000-00-0000  
 GARTH K. WINTERLE, 000-00-0000  
 JASON M. WINTERLE, 000-00-0000  
 MICHAEL E. WISHER, 000-00-0000  
 JOHN M. WITHERS, 000-00-0000  
 MICHAEL WITMER, 000-00-0000  
 PHILLIP E. WOLFORD, 000-00-0000  
 WARREN R. WOOD, 000-00-0000  
 JOHN A. WOODARD, 000-00-0000  
 JENNIFER A. WOODWORTH, 000-00-0000  
 BRIAN D. WOOLWORTH, 000-00-0000  
 COLIN H. WOOTEN, 000-00-0000  
 DAMIAN P. WRIGHT, 000-00-0000  
 DAVIE L. WRIGHT, JR., 000-00-0000  
 JAMES W. WRIGHT, 000-00-0000  
 MEGAN A. WRIGHT, 000-00-0000  
 KARYN J. WUENSCH, 000-00-0000  
 NATHAN YANCY, 000-00-0000  
 HOMAYUN YAQUB, 000-00-0000  
 RICHARD S. YOCUM, 000-00-0000  
 ELLEN R. YODER, 000-00-0000  
 JOHN B. YORKO, 000-00-0000  
 RODNEY R. YOUNG, 000-00-0000  
 TONYA E. YOUNG, 000-00-0000  
 CHARLES D. ZIMMERMAN, JR., 000-00-0000  
 RAYMOND C. ZINDELL, 000-00-0000  
 JASON C. ZORN, 000-00-0000  
 JANA N. ZUCKSWERT, 000-00-0000

THE FOLLOWING NAMED DISTINGUISHED HONOR GRADUATES FROM THE OFFICER CANDIDATE SCHOOL FOR APPOINTMENT IN THEIR ACTIVE DUTY GRADE IN THE REGULAR ARMY OF THE UNITED STATES, UNDER THE PROVISIONS OF TITLE 10, UNITED STATES CODE, SECTIONS 531, 532, AND 533:

*To be second lieutenant*

RONALD G. HAMILTON, 000-00-0000  
 ROBERT W. KINDER, 000-00-0000

THE FOLLOWING NAMED OFFICERS FROM JUDGE ADVOCATE GENERAL'S CORPS FOR APPOINTMENT IN THE REGULAR ARMY OF THE UNITED STATES IN THEIR ACTIVE DUTY GRADE, UNDER THE PROVISIONS OF TITLE 10, UNITED STATES CODE, SECTIONS 531, 532, AND 533:

*To be captain*

HAL D. BAIRD, 000-00-0000  
 DRU A. BRENNER-BECK, 000-00-0000  
 JOHN L. BUCKHEIT, 000-00-0000  
 GUADALUPE CUELLAR, 000-00-0000  
 JOHN P. EINWECHTER, 000-00-0000  
 JAMES P. FLOWERS, 000-00-0000  
 VICTOR M. HANSEN, 000-00-0000  
 EDWARD J. MARTIN, 000-00-0000  
 JOHN P. PATRICK, 000-00-0000  
 ANNA C. SWALLOW, 000-00-0000  
 MICHELE E. WILLIAMS, 000-00-0000

IN THE NAVY

THE FOLLOWING NAMED SUPPLY CORPS OFFICER, TO BE REAPPOINTED IN THE LINE OF THE U.S. NAVY, PURSUANT TO TITLE 10, UNITED STATES CODE, SECTIONS 531 AND 5582(A):

LINE

*To be ensign*

CARLTON L. JONES, 000-00-0000

THE FOLLOWING NAMED MEDICAL SERVICE CORPS OFFICER, TO BE REAPPOINTED IN THE LINE OF THE U.S. NAVY, PURSUANT TO TITLE 10, UNITED STATES CODE, SECTIONS 531 AND 5582(A):

LINE

*To be lieutenant (junior grade)*

NICK A. SARAP, JR., 000-00-0000

THE FOLLOWING NAMED U.S. NAVAL RESERVE OFFICERS, TO BE APPOINTED IN THE LINE OF THE U.S. NAVY, PURSUANT TO TITLE 10, UNITED STATES CODE, SECTION 531:

LINE

*To be lieutenant*

THOMAS M. ADKINS, 000-00-0000  
 JOHN J. ADLER, 000-00-0000  
 JEFFREY R. ALEXANDER, 000-00-0000  
 MICHAEL R. ALEXANDER, 000-00-0000  
 MICHAEL J. ANDERSON, 000-00-0000  
 RONALD P. ANTIMARINO, 000-00-0000  
 TANYA L. ANTONIUK, 000-00-0000  
 CHRISTOPHER A. ASHFORD, 000-00-0000  
 VERNON E. BAGLEY, 000-00-0000  
 THOMAS G. BAGNOLI, 000-00-0000  
 DANIEL E. BAHNEMAN, 000-00-0000  
 MARK C. BARRY, 000-00-0000  
 KENNETH R. BECKER, 000-00-0000  
 JEANNE M. BERMAN, 000-00-0000  
 THOMAS E. BELL, 000-00-0000  
 PAUL T. BENNETT, 000-00-0000  
 DONALD A. BENSON, 000-00-0000  
 SHAWN M. BENTLEY, 000-00-0000  
 JAMES H. BENTON, 000-00-0000  
 JOHN G. BERNARD, 000-00-0000  
 KEVIN L. BERTELSEN, 000-00-0000  
 WILLIAM R. BERTRAM, 000-00-0000  
 ERIC P. BETHKE, 000-00-0000  
 KENNETH R. BINGMAN, JR., 000-00-0000  
 RUSSELL P. BIROS, 000-00-0000  
 JAMES A. BISHOP, 000-00-0000  
 PATRICK D. BLACKWELL, 000-00-0000  
 CARLA C. BLAIR, 000-00-0000  
 ROCK E. BLAIS, 000-00-0000  
 DARREL M. BLASCHAK, 000-00-0000  
 JAMES H. BOGUE, 000-00-0000  
 ROBES T. BOJARSKI, 000-00-0000  
 BRIAN D. BOLUTT, 000-00-0000  
 RAYMOND L. BRADLEY III, 000-00-0000  
 RALPH R. BRAUN III, 000-00-0000  
 WILLIAM D. BRULAND, 000-00-0000  
 MICHAEL J. BRENNAN, 000-00-0000  
 THOMAS J. BRERETON, JR., 000-00-0000  
 BENJAMIN H. BRESLIN, 000-00-0000  
 CECIL C. BRIDGES, 000-00-0000  
 GRANT A. BRIGGER, 000-00-0000  
 RODNEY A. BROWER, 000-00-0000  
 BRIAN W. BROWN, 000-00-0000  
 ZACHARY J. BROZ, 000-00-0000  
 TIMOTHY G. BRUCE, 000-00-0000  
 SAMUEL C. BUCHANAN III, 000-00-0000  
 AMY D. BURIN, 000-00-0000  
 EMMANUEL L. BURKE, 000-00-0000  
 DANIEL BURNS, 000-00-0000  
 SUSAN T. BURNS, 000-00-0000  
 MICHAEL J. BURRELL, 000-00-0000  
 ALAN F. BURTON, 000-00-0000  
 THOMAS K. BUSSE, 000-00-0000  
 DERRICK J. BUSSE, 000-00-0000  
 THOMAS C. CALVERT, 000-00-0000  
 RUBEN A. CANTU, 000-00-0000  
 MARC CARDARONELLA, 000-00-0000  
 ROBERT B. CARLSON, 000-00-0000  
 CAMERON P. CARNEY, 000-00-0000  
 LUKE F. CARON, 000-00-0000  
 BUFORD J. CARR, 000-00-0000  
 EDWARD B. CARROLL, JR., 000-00-0000  
 PEDRO A. CASTAING, 000-00-0000  
 RICHARD A. CATERINA, 000-00-0000  
 VINCENT K. CATCH, 000-00-0000  
 ELEFTHERIOS, CHAPAS, 000-00-0000  
 CHRISTOPHER CHINMAN, 000-00-0000  
 GREGORY S. CLARK, 000-00-0000  
 MICHAEL W. CLARK, 000-00-0000

WARREN G. CLARK, 000-00-0000  
 KEVIN D. COFFINGER, 000-00-0000  
 HEATHER E. COLE, 000-00-0000  
 KEVIN P. COLLING, 000-00-0000  
 CRAIG M. COLLINS, 000-00-0000  
 GREGGORY N. COLLINS, 000-00-0000  
 TIMOTHY R. COLLINS, 000-00-0000  
 GEOFFREY T. COLPITTS, 000-00-0000  
 JOHN P. CONSIDINE, 000-00-0000  
 CHRISTOPHER M. COOK, 000-00-0000  
 JAMES H. CRAFT, 000-00-0000  
 DOUGLAS J. CRAWFORD, 000-00-0000  
 RONALD D. CRAWFORD, 000-00-0000  
 JAMES J. CRITTENDEN, 000-00-0000  
 DAVID R. CROWE, 000-00-0000  
 JOANNE T. CUNNINGHAM, 000-00-0000  
 DARRIN R. DAVIDSON, 000-00-0000  
 BRIAN F. DAVIS, 000-00-0000  
 DAVID N. DAVIS, 000-00-0000  
 RICHARD W. DAVIS, 000-00-0000  
 SMET A.T. DE, 000-00-0000  
 WILLIAM L.J. DEANES, 000-00-0000  
 SUSAN K. DECKER, 000-00-0000  
 JOHN D. DEEHR, 000-00-0000  
 RUSSELL J. DELANEY, 000-00-0000  
 ANDREW W. DELEY, 000-00-0000  
 MARK F. DEMERS, 000-00-0000  
 LISA A. DEROSE, 000-00-0000  
 DUKE E. DIETZ, 000-00-0000  
 KAMRAN A. DIL, 000-00-0000  
 THOMAS C. DILLEMUTH, 000-00-0000  
 SCOTT M. DIX, 000-00-0000  
 JOHN M. DONOVAN, 000-00-0000  
 ROBERT F. DOWNING, JR., 000-00-0000  
 SHARON S. DOXEY, 000-00-0000  
 TIMOTHY R. DOYLE, 000-00-0000  
 CRAIG W. DRESCHER, 000-00-0000  
 JEFFREY B. DRINKARD, 000-00-0000  
 TIMOTHY E. DRY, 000-00-0000  
 SAM C. DRYDEN, 000-00-0000  
 TERRENCE P. DUNNE, 000-00-0000  
 ALAN R. DUNSTON, 000-00-0000  
 CAROLYNNE M. DURANTHALL, 000-00-0000  
 KIMBERLY A. DYSON, 000-00-0000  
 JULIAN D. EDGE III, 000-00-0000  
 SHAWN T. EDWARDS, 000-00-0000  
 PAUL F. EICH, 000-00-0000  
 NELS S. ENBERG, 000-00-0000  
 JUDY S. ENGLAND, 000-00-0000  
 JAMES M. ESQUIVEL, 000-00-0000  
 COLEY L. EVANS, 000-00-0000  
 SPENCER L. EVANS, 000-00-0000  
 MARY E. FELIX, 000-00-0000  
 MARCI D. FERRELL, 000-00-0000  
 JAMES E. FIELDS, 000-00-0000  
 KORY R. FIERSTINE, 000-00-0000  
 CHRISTOPHER M. FINCH, 000-00-0000  
 JACQUELINE R. FINCH, 000-00-0000  
 WILLIAM D. FINCH, 000-00-0000  
 MARK E. FLEMING, 000-00-0000  
 THOMAS G. FLETCHER, 000-00-0000  
 ALFRED E. FLORES, 000-00-0000  
 MARK A. FONDREN, 000-00-0000  
 CURTIS A. FORD, 000-00-0000  
 SEAN P. FOX, 000-00-0000  
 ANN M. FUHRING, 000-00-0000  
 GREGORY B. GALLARDO, 000-00-0000  
 MARIE G. GALVIN, 000-00-0000  
 LAWRENCE M. GARCIA, 000-00-0000  
 DAVID V. GARZA, 000-00-0000  
 EMMET S. GATHRIGHT, 000-00-0000  
 ROBERT B. GEDDES, 000-00-0000  
 JASON L. GEIGER, 000-00-0000  
 JOSEPH A. GENTILE, 000-00-0000  
 JEFFREY T. GIBSON, 000-00-0000  
 MARK S. GOODALE, 000-00-0000  
 ROBERT M. GORDON, 000-00-0000  
 MICHAEL J. GOSKA, 000-00-0000  
 CARY E. GOSNEY, 000-00-0000  
 JEFFREY G. GRAP, 000-00-0000  
 OBRA L. GRAY, 000-00-0000  
 CHRISTOPHER J. GREW, 000-00-0000  
 ROBERT E. GRIFFITH, 000-00-0000  
 RICHARD T. GRINTT, 000-00-0000  
 JESUS A. GUERRERO, 000-00-0000  
 JAMES M. HAAS, 000-00-0000  
 CALVIN L. HAGOOD III, 000-00-0000  
 ZYAD HAJO, 000-00-0000  
 TIMOTHY L. HALL, 000-00-0000  
 DAVID R. HALLSTROM, 000-00-0000  
 JOHN H. HALTOM, 000-00-0000  
 DANIEL E. HAMILTON, 000-00-0000  
 ROLF W. HAMMERER, 000-00-0000  
 THOMAS A. HAMRICK, 000-00-0000  
 PAUL T. HARASTY, 000-00-0000  
 JEFFREY M. HARBISON, 000-00-0000  
 STEPHEN M. HARRINGTON, 000-00-0000  
 TERRY M. HART, 000-00-0000  
 THOMAS M. HEIM, 000-00-0000  
 ROBERT E. HELMS, JR., 000-00-0000  
 JAMES R. HENDERSON, 000-00-0000  
 DANIEL P. HIGGINS, 000-00-0000  
 RONALD B. HIMMELREICH, 000-00-0000  
 ROBERT I. HOAR, JR., 000-00-0000  
 WAYNE E. HOLCOMB, 000-00-0000  
 FRANK O. HOLLEY, 000-00-0000  
 WAYNE A. HOLLISTER, 000-00-0000  
 TIMOTHY S. HOOVER, 000-00-0000  
 JEAN A. HOPWOOD, 000-00-0000  
 KEITH W. HOSKINS, 000-00-0000  
 DONALD L. HULTEN, 000-00-0000  
 GARY L. HUMPHRIES, 000-00-0000  
 MICHAEL H. JOHANSSON, 000-00-0000  
 BRENT A. JOHNSON, 000-00-0000  
 BRENT L. JOHNSON, 000-00-0000  
 BENJAMIN E. JONES, 000-00-0000  
 ROBERT E. KALIN, JR., 000-00-0000

BRIAN G. KELLY, 000-00-0000  
 STEVE Y. KIM, 000-00-0000  
 CHRISTOPHER C. KING, 000-00-0000  
 BRIAN R. KIPLE, 000-00-0000  
 MARK R. KIRBY, 000-00-0000  
 ARTHUR T. KIRCHHOFF, 000-00-0000  
 JOHN C. KISOR, 000-00-0000  
 JEFFREY S. KLEIN, 000-00-0000  
 RICHARD G. KLOPSTAD, 000-00-0000  
 BRADLEY S. KNOWLTON, 000-00-0000  
 GARY E. KOCHER, 000-00-0000  
 KENNETH J. KOONTZ, 000-00-0000  
 JOHN J. KOSINA, 000-00-0000  
 GRANT T. KOWALCHICK, 000-00-0000  
 KEITH A. KRAPELS, 000-00-0000  
 MELANIE J. KRACKOVSKY, 000-00-0000  
 DARRELL D. LACK, 000-00-0000  
 ROBERT S. LAEDLEIN, 000-00-0000  
 BENJAMIN K. LAKE, 000-00-0000  
 CHRISTOPHER F. LAMOUREAUX, 000-00-0000  
 JAMES L. LANE, JR., 000-00-0000  
 TIMOTHY X. LARSEN, 000-00-0000  
 KEVIN D. LAYE, 000-00-0000  
 TIMOTHY J. LEFEBVRE, 000-00-0000  
 JEFFREY B. LEHNERTZ, 000-00-0000  
 MICHAEL T. LENTS, 000-00-0000  
 STEVEN C. LEVERT, 000-00-0000  
 JEFFREY S. LEVIN, 000-00-0000  
 SCOTT M. LEWIS, 000-00-0000  
 PAUL E. LIPFORD, 000-00-0000  
 ROBERT E. LIVINGSTON, IV, 000-00-0000  
 STEPHEN E. LLOYD, 000-00-0000  
 RACHELLE F. LOGAN, 000-00-0000  
 CHRISTOPHER R. J. LONG, 000-00-0000  
 RUSSELL G. LONGLEY, 000-00-0000  
 LEO F. LOSCIUTO, 000-00-0000  
 TY E. LOUTZENHEISER, 000-00-0000  
 SUSANNE N. LUCKE, 000-00-0000  
 JAMES D. LUNSFORD, 000-00-0000  
 KEVIN D. MACDONALD, 000-00-0000  
 BRUCE A. MAIER, 000-00-0000  
 NICOLE L. MAISONNEUVE, 000-00-0000  
 DAVID B. MANSER, 000-00-0000  
 DAVID S. MANTY, 000-00-0000  
 MICHAEL D. MAQUERA, 000-00-0000  
 JOHNNA M. MARCHANT, 000-00-0000  
 MARK D. MARISKA, 000-00-0000  
 ROBERT L. MARK II, 000-00-0000  
 BRIAN K. MARKS, 000-00-0000  
 DANIEL P. MARSHALL, 000-00-0000  
 ROBERT W. MARSHALL, 000-00-0000  
 MARCUS O. MARYK, 000-00-0000  
 ANTHONY W. MAYBRIER, 000-00-0000  
 GARY A. MAYES, 000-00-0000  
 KEVIN C. MAYES, 000-00-0000  
 EVERD D. MCCAIN, 000-00-0000  
 MICHAEL T. MCGUIRE, 000-00-0000  
 ALLEN H. MCCOY, 000-00-0000  
 GREGORY S. MCCREARY, 000-00-0000  
 ROBERT C. S. MCDONALD, 000-00-0000  
 JAMES T. MCGOVERN, 000-00-0000  
 JOHN J. MCGRAITH III, 000-00-0000  
 KAREN B. MCGRAW, 000-00-0000  
 LARRY L. MCGUIRE, 000-00-0000  
 PAUL J. MCHENRY, 000-00-0000  
 VAN S. MCKENRY, IV, 000-00-0000  
 TIMOTHY E. MCKENZIE, 000-00-0000  
 PAUL MCVSWEENEY, 000-00-0000  
 BRADLEY P. MEEKS, 000-00-0000  
 JEFFREY A. MERCADO, 000-00-0000  
 MICHAEL H. MERRILL, 000-00-0000  
 SUSAN L. MERRIMAN, 000-00-0000  
 ERIK J. MILES, 000-00-0000  
 HENRY J. MILLER, 000-00-0000  
 JEFFREY L. MILLER, 000-00-0000  
 JAY R. MILLS, 000-00-0000  
 JOSEPH T. MOHNACS, 000-00-0000  
 TRACY S. MOON, 000-00-0000  
 JOHN R. MOORMAN, 000-00-0000  
 JANET F. MORALEZ, 000-00-0000  
 CLINTON J. MORANO, 000-00-0000  
 JAMES R. MORRISON, 000-00-0000  
 CRAIG M. MUNSEN, 000-00-0000  
 THOMAS G. MUNSON, 000-00-0000  
 KIMBERLY A. MURPHY, 000-00-0000  
 JOHN C. MUTCHLER, JR., 000-00-0000  
 PETER T. MUTTEL, 000-00-0000  
 ELIZABETH A. NASCHE, 000-00-0000  
 RICHARD M. NELMS, JR., 000-00-0000  
 MICHAEL A. NENNEMANN, 000-00-0000  
 PAUL V. NEUZIL, 000-00-0000  
 WESLEY W. NICHOLSON, 000-00-0000  
 ALFRED A. NICOLL, 000-00-0000  
 JAMES D. NORDHILL, 000-00-0000  
 BARRY C. NORMAN, 000-00-0000  
 RHODY V. NORNBORG, 000-00-0000  
 YVONNE D. NORTON, 000-00-0000  
 MARK T. NOWICKI, 000-00-0000  
 KEVIN W. NUNEZ, 000-00-0000  
 NIGEL A. NURSE, 000-00-0000  
 JAMES K. O'BRIEN, 000-00-0000  
 JOSEPH P. O'BRIEN, 000-00-0000  
 JAMES G. O'CONNOR III, 000-00-0000  
 WILLIAM C. OLDHAM, 000-00-0000  
 JOSEPH OLIVER, 000-00-0000  
 BRADD C. OLSEN, 000-00-0000  
 JEFFREY W. OSMAN, 000-00-0000  
 ANTHONY L. PANG, 000-00-0000  
 DANIELLA PAOLUCCI, 000-00-0000  
 RICHARD C. PARKER, JR., 000-00-0000  
 ROBERT PARKER, JR., 000-00-0000  
 RONALD L. PARSLOW, 000-00-0000  
 DAVID W. PAYNE, 000-00-0000  
 GARY D. PENTON, 000-00-0000  
 CRAIG PEPPE, 000-00-0000  
 ROY A. PETERS, 000-00-0000  
 NICHOLAS PETRILLO, 000-00-0000

DENISE M. PETRUSIC, 000-00-0000
LEE V. PHILLIPS II, 000-00-0000
JERRY D. PIERCE, 000-00-0000
WILLIAM R. PINKLEY, 000-00-0000
HENRY E. PIZARRO, 000-00-0000
ROGER E. PLASSE, JR., 000-00-0000
RUDY A. PORTER, 000-00-0000
MICHAEL W. POSNER, 000-00-0000
KRISTIN C. POST, 000-00-0000
GARY W. PRALL, 000-00-0000
THOMAS E. PRICE, 000-00-0000
KEVIN J. PROTZMAN, 000-00-0000
ROBERT J. PUDLO, 000-00-0000
GERARD F. QUINLAN, 000-00-0000
CHARLES E. QUINTAS, 000-00-0000
MICHAEL A. RABE, 000-00-0000
PAUL A. RATKOVICH, 000-00-0000
DANIEL J. RAWN, 000-00-0000
JAMES C. REAMER, JR., 000-00-0000
MARK E. REYNOLDS, 000-00-0000
ROBERT M. RIGGS, 000-00-0000
MARTIN D. RIPPERGER, 000-00-0000
MICHAEL W. ROBBINS, 000-00-0000
CINDY M. RODRIGUEZ, 000-00-0000
DANIEL S. ROGERS, 000-00-0000
TIMOTHY P. ROLAND, 000-00-0000
RAUL X. ROSALES, 000-00-0000
FRANCES M. ROSARIO, 000-00-0000
MARC A. RZEPCZYNSKI, 000-00-0000
DAVID L. SAIKI, 000-00-0000
CHRISTOPHER M. SAINDON, 000-00-0000
JAMES A. SAMUELS, 000-00-0000
TOMMY E. SANCHEZ, 000-00-0000
ROBERT W. SANDERS, 000-00-0000
MICHAEL D. SCHAEFFER, 000-00-0000
ROBERT A. SCHMIDT, 000-00-0000
DAVID M. SCHNITTKER, 000-00-0000
VINCENT H. SCHROEDER, 000-00-0000
STEPHEN A. SCIPIONE, 000-00-0000
JERRY D. SEAGLE, JR., 000-00-0000
WILLIAM B. SEIBERLIN, 000-00-0000
TODD J. SENIFF, 000-00-0000
CURTIS A. SETHI, 000-00-0000
FRANK A. SHAUL, 000-00-0000
TEDD C. SHELLENBARGER, 000-00-0000
THAD M. SHELLTON, 000-00-0000
STEVEN B. SHEPARD, 000-00-0000
ERIC S. SHREY, 000-00-0000
DENNIS A. SHOOK, 000-00-0000
KIRSTINA D. SHORE, 000-00-0000
LUKE N. SHOWS, 000-00-0000
JOHN F. SIMON, 000-00-0000
MARK E. SLIEPCEVIC, 000-00-0000
JAMES F. SLOAN III, 000-00-0000
JAMES J. SMITH, 000-00-0000
MARK P. SMITH, 000-00-0000
TIMMY SMITH, 000-00-0000
WESLEY A. SMITH, 000-00-0000
JAMES B. SNELL, 000-00-0000
RICK J. SNIDERMAN, 000-00-0000
JOHN D. SORACCO, 000-00-0000
SAMUEL E. SORGEN, 000-00-0000
MICHAEL R. SPENCER, 000-00-0000
TIMOTHY W. STAATS, 000-00-0000
ROBERT J. STALLEY, 000-00-0000
RICHARD M. STEVENSON, 000-00-0000
STEPHEN E. STILLING, 000-00-0000
RONALD J. STINSON, 000-00-0000
MARK R. STOPS, 000-00-0000
ROBERT A. STRANGE, 000-00-0000
RONALD E. STRONG, 000-00-0000
JAY A. SUNKES, 000-00-0000
BRIAN D. SWENEY, 000-00-0000
GIL L. TACHIBANA, 000-00-0000
BRAN J. TALAY, 000-00-0000
MARK H. TANNER, 000-00-0000
ADAM B. TAYLOR, 000-00-0000
CHRIS E. TAYLOR, 000-00-0000
JEFFREY E. TAYLOR, 000-00-0000
TERRY W. TAYLOR, JR., 000-00-0000
JEFFREY T. TOMBLIN, 000-00-0000
JEANENE L. TORRANCE, 000-00-0000
ERIC S. TOWE, 000-00-0000
CHRISTOPHER B. TOWNSEND, 000-00-0000
VINCENT D. TRAUBE, 000-00-0000
STEVEN M. TRUMBULL, 000-00-0000
ANDREW K. TURNER, 000-00-0000
MURRAY J. TYNCH III, 000-00-0000
JEFFREY A. UTHE, 000-00-0000
JOHN L. VALADEZ, 000-00-0000
JAY R. VANNICE, 000-00-0000
JOSEPH A. VASILE, 000-00-0000
RENE VELAZQUEZ, 000-00-0000
ROBERT J. VENEMAN, 000-00-0000
RICHARD A. VILLANI, 000-00-0000
BRADLEY E. C. VOLDEN, 000-00-0000
PAUL E. VOLLE, 000-00-0000
RICKET D. WALLLEY, 000-00-0000
ROBERT L. WALLIS II, 000-00-0000
JOHN M. WARD, 000-00-0000
ROBERT J. WARE, 000-00-0000
DAVID W. WARNER, 000-00-0000
RICHARD S. WARREN, 000-00-0000
MICHAEL W. WATKINS, 000-00-0000
THOMAS J. WATSON III, 000-00-0000
MARK WEILER, 000-00-0000
EVAN W. WEINTRAUB, 000-00-0000
JOEL S. WEICH, 000-00-0000
MIKE T. WESSON, 000-00-0000
EDWARD J. WETZEL, 000-00-0000
THOMAS P. WILCOX III, 000-00-0000
ANDREW R. WILLIAMS, 000-00-0000
LESLIE D. WILLIAMS, 000-00-0000
BRUCE L. WINTER, 000-00-0000
CATHERINE M. WITT, 000-00-0000
DOUGLAS S. WITTEN, 000-00-0000
ROBERT D. WOODBURN, 000-00-0000

MOODY G. WOOTEN, JR., 000-00-0000
DANIEL C. WORRA, 000-00-0000
CHRISTIAN W. ZAUNER, 000-00-0000

LINE

To be lieutenant (junior grade)

JOHN C. ABSETZ, 000-00-0000
ALBERT D. ALTURA, 000-00-0000
CHRISTOPHER P. AMEN, 000-00-0000
MICHAEL A. AVALLONE, 000-00-0000
CABOT C. AYCOCK, 000-00-0000
JOHN W. BAILEY, 000-00-0000
HENRY W. BARNES IV, 000-00-0000
MICHAEL H. BASEMAN, 000-00-0000
RONNIE J. BATMAN, 000-00-0000
ROBERT A. BAUGHMAN, 000-00-0000
CHRISTOPHER J. BAUMSTARK, 000-00-0000
MICHAEL W. BAZE, 000-00-0000
CURTIS A. BECKER, JR., 000-00-0000
TIMOTHY S. BEDARD, 000-00-0000
MARK O. BELSON, 000-00-0000
JOHN A. BERGER, 000-00-0000
PAUL W. BIERAUGEL, 000-00-0000
KATHRYN R. BINI, 000-00-0000
JODY G. BRIDGES, 000-00-0000
MATTHEW A. BROWN, 000-00-0000
JOHN F. BROWNE III, 000-00-0000
MARK K. BRUBAKER, 000-00-0000
CHRISTOPHER S. BUNCE, 000-00-0000
THOMAS D. BUSH, JR., 000-00-0000
KEVIN T. CAMILLI, 000-00-0000
JOSE R. CANARIL, 000-00-0000
JEFFREY S. CANFIELD, 000-00-0000
CHRISTIAN C. CANICEROS, 000-00-0000
ROBERT L. CHATHAM, 000-00-0000
KEITH A. CHITMON, 000-00-0000
MARK D. COFFMAN, 000-00-0000
JEFFREY A. COLEMAN, 000-00-0000
SHERIE S. COMBEE, 000-00-0000
BAILEY L. CORBETT, 000-00-0000
BRETT M. COTTRELL, 000-00-0000
JOSHUA A. CROWDER, 000-00-0000
FRANK CRUMP III, 000-00-0000
JOHN P. DAUNT, 000-00-0000
DIANE W. DENNIS, 000-00-0000
MICHAEL D. DESHAZO, 000-00-0000
BRIAN K. DEVANY, 000-00-0000
DANIEL D. DOHMEYER, 000-00-0000
JAMES G. DORSTEN, 000-00-0000
TIMOTHY A. DOWNING, 000-00-0000
TODD A. DUFALUT, 000-00-0000
STEVEN R. DUNKLEBERGER, 000-00-0000
TERRY L. DUPRIE, 000-00-0000
JOHN P. EZELLE, 000-00-0000
KENNETH O. FISHER, 000-00-0000
PATRICK L. FLAHERTY, 000-00-0000
HEBERT F. FRIEDERTY, 000-00-0000
JOHN D. FREEMAN, 000-00-0000
STEPHEN L. GAZE, 000-00-0000
GINA M. GIGLIO, 000-00-0000
KENNETH G. GLYNN, 000-00-0000
RICHARD A. GOLBITZ, 000-00-0000
MARK E. GOODE, 000-00-0000
SCOTT S. GOODWIN, 000-00-0000
CRIS A. GRANT, 000-00-0000
JOHN R. GRAY, 000-00-0000
STEPHANIE K. GREEN, 000-00-0000
ROBERT L. GREENSON, 000-00-0000
DANIEL A. GREHT, JR., 000-00-0000
SAM R. HANCOCK, JR., 000-00-0000
BENJAMIN B. HANSEN, 000-00-0000
KEITH G. HARRIS, 000-00-0000
FRANCOIS P. HENNEBERGER, 000-00-0000
PAUL T. HENNIGAN, 000-00-0000
CHRIS A. HIGGINBOTHAM, 000-00-0000
JOHN T. HIGGINS, 000-00-0000
TODD J. HOOPER, 000-00-0000
JOHN H. HOPKINS, 000-00-0000
JERREY J. HOPPE, 000-00-0000
KIM E. HOWARD, 000-00-0000
RODERICK M. HUYLE, 000-00-0000
STEPHEN C. HUGGS, 000-00-0000
CORBIN D. HUGHES, 000-00-0000
DAVID W. HUNTLEY, 000-00-0000
CARLOS A. IGLESIA, 000-00-0000
THOMAS L. JACKSON, 000-00-0000
THOMAS E. JOHNSON, 000-00-0000
JEFFREY A. JONES, 000-00-0000
STEPHEN P. JONES, 000-00-0000
AMARDEV S. JOUHAL, 000-00-0000
JEFFREY T. KAUFFMAN, 000-00-0000
MARK W. KAWICKI, 000-00-0000
LAWRENCE L. KEHL, 000-00-0000
PATRICK A. LACORONA, 000-00-0000
THOMAS H. LAGOMARSINO, 000-00-0000
RICHARD T. LAROCHE, 000-00-0000
JAMES A. LEE, 000-00-0000
DARYL A. LEEDS, 000-00-0000
DAVID A. LILLENSTEIN, 000-00-0000
JEFFREY V. LOCKE, 000-00-0000
MICHELLE E. LUCERO, 000-00-0000
MICHAEL P. LYNCH, 000-00-0000
RON C. MAGWOOD, 000-00-0000
THOMAS D. MALONEY, 000-00-0000
GALONE N. MARKEY, JR., 000-00-0000
ALPHONSE MARSH, JR., 000-00-0000
EMILIO MARTINEZ, 000-00-0000
TODD A. MAUERHAN, 000-00-0000
MICHAEL L. MAY, 000-00-0000
MARK A. MAYERESKE, 000-00-0000
CYLDE F. MAYS, JR., 000-00-0000
TIMOTHY L. MCCARTY, 000-00-0000
MICHAEL L. MCCINTOCK, 000-00-0000
JOHN A. MCCONVILLE, 000-00-0000
SANDRA A. MCDONALD, 000-00-0000
KENNETH C. MCDONNELL, 000-00-0000

KEVIN MCKEEVER, 000-00-0000
BRAD A. MCMULLEN, 000-00-0000
DAVID T. MELINOSKY, 000-00-0000
TERRENCE W. MENTZOS, 000-00-0000
JAMES W. MILLER, 000-00-0000
JOHN R. MILLER, 000-00-0000
BRYAN L. MILLS, 000-00-0000
ROBERT W. MINOR, 000-00-0000
MICHAEL G. MOFFITT, 000-00-0000
JAMES R. MOLINARI, 000-00-0000
DAVID R. MOOREFIELD, 000-00-0000
KEVIN S. MORAVEK, 000-00-0000
PAUL G. MOVIZZO, 000-00-0000
MARK T. MURRAY, 000-00-0000
SCOTT F. MURRAY, 000-00-0000
JAMES R. NASH, 000-00-0000
CHARLES S. NOLAN, 000-00-0000
JACK M. OMOHUNDRO, 000-00-0000
SCOTT A. ONEIL, 000-00-0000
FEDERICO G. ORDONA, 000-00-0000
MATTHEW D. OVIOS, 000-00-0000
KEVIN J. PARKER, 000-00-0000
CEDRIC T. PATMON, 000-00-0000
LARRY O. PAUL, 000-00-0000
KEITH L. PAYNE, 000-00-0000
DAVID A. PETERSON, 000-00-0000
TROY R. PFEFFER, 000-00-0000
ERIK M. POINTER, 000-00-0000
CHRISTOPHER X. POLK, 000-00-0000
EMORY G. PRICE, 000-00-0000
SHANE E. PRITCHARD, 000-00-0000
DANIEL B. RADER, 000-00-0000
COREY W. RAY, 000-00-0000
TIMOTHY C. RECKERS, 000-00-0000
KEVIN W. RISTER, 000-00-0000
THOMAS G. ROLSTON, 000-00-0000
JONATHAN B. ROWELL, 000-00-0000
HOLLY L. RUSSELL, 000-00-0000
GERALDA T. SARGENT, 000-00-0000
JEFF D. SASSER, 000-00-0000
DARYL J. SCHMALTZ, 000-00-0000
ROBERT D. SCHNEIDER, 000-00-0000
GREGORY J. SCHUSTER, 000-00-0000
LANCE G. SCOTT, 000-00-0000
JOHN E. SEDLOCK, 000-00-0000
MICHAEL S. SHAW, 000-00-0000
SCOTT C. SHERMAN, 000-00-0000
LAMANCHIA SIMS, 000-00-0000
ANGELO R.L. SMITHA, 000-00-0000
DAVID M. SMUDA II, 000-00-0000
WILLIAM L. SOMMER, 000-00-0000
MARY L. SPENCER, 000-00-0000
ERNEST B. STACY, 000-00-0000
MELINDA M. STATON, 000-00-0000
MICHAEL R. SUTTON, 000-00-0000
TIMOTHY A. SZYDLOWSKI, 000-00-0000
CHRISTOPHER A. TAYLOR, 000-00-0000
PAUL J. TECH, 000-00-0000
DARRON D. THOMPSON, 000-00-0000
RICHARD O. TOLLEY, 000-00-0000
TERRANCE R. VINTON, 000-00-0000
JOHN J. VITALICH, 000-00-0000
DARRYL L. WALKER, 000-00-0000
CHARLES A. WALTON JR., 000-00-0000
CARDEN F. WARNER, 000-00-0000
ANDREW N. WESTERKOM, 000-00-0000
WILLIAM J. WHEELER, 000-00-0000
CHRISTOPHER S. WICHMAN, 000-00-0000
MARK D. WILLIAMS, 000-00-0000
NILS E. WIRSTROM, 000-00-0000
CHRISTOPHER S. WIRTH, 000-00-0000
ALEXANDER J. WRIGHT, 000-00-0000
ANDREW J. YOUNG, 000-00-0000

LINE

To be ensign

RICHARD M. ALFORD, 000-00-0000
PATRICK C. ANGLE, 000-00-0000
DANIEL G. BAKER, 000-00-0000
GREGORY W. BEACH, 000-00-0000
MATTHEW J. BEDNAR, 000-00-0000
ERIC S. BELLMAN, 000-00-0000
DOUGLAS W. BERNOT, 000-00-0000
JOHNNY T. BOMAN JR., 000-00-0000
MICHAEL V. BONO, 000-00-0000
DOUGLAS A. BRADLEY, 000-00-0000
STEVEN W. BRESCIA, 000-00-0000
MARK D. BUTTLER, 000-00-0000
KUI H. CHOI, 000-00-0000
MATTHEW C. COVERDALE, 000-00-0000
LAWRENCE S. CRISCIONE, 000-00-0000
DAMON M. CSEH, 000-00-0000
MARTIN DEBONO, 000-00-0000
MICHAEL D. DEWULF, 000-00-0000
CRAIG D. DIDER, 000-00-0000
CHRISTOPHER S. DIGAN, 000-00-0000
RICHARD F. DUBNANSKY, JR., 000-00-0000
CURTIS B. DUNGAN, 000-00-0000
TIMOTHY R. DURDIN, 000-00-0000
CHRISTOPHER M. DURKEE, 000-00-0000
JEFFREY R. EIS, 000-00-0000
SCOTT A. ELLSWORTH, 000-00-0000
MARK E. EMANUEL, 000-00-0000
MICHAEL A. FALTER, 000-00-0000
ERIC R. FEDELE, 000-00-0000
RON T. FARRER, 000-00-0000
COREY J. GARDNER, 000-00-0000
ERIC J. GARDNER, 000-00-0000
TERRI A. GLEESON, 000-00-0000
GEORGE E. GOHLINGHORST, 000-00-0000
WILLIAM W. GRAYLIN, 000-00-0000
JEFFREY A. GUTHRIE, 000-00-0000
MARK S. HAIRE, 000-00-0000
ROBERT D. HARRINGTON, 000-00-0000
MUSTAFA M. HAZIQ, 000-00-0000
PERRY L. HERRICK, 000-00-0000

BRUCE A. HILL, 000-00-0000  
 STEVEN R. HOEM, 000-00-0000  
 JAY D. HOFFMAN, 000-00-0000  
 JUSTIN C. JACKSON, 000-00-0000  
 WALTER L. JENNINGS, 000-00-0000  
 CHRISTOPHER D. JONES, 000-00-0000  
 JEFFREY S. KAMAN, 000-00-0000  
 MICHAEL B. KAPLAN, 000-00-0000  
 GEORGE M. KENNEDY, 000-00-0000  
 MICHAEL J. KING II, 000-00-0000  
 DAVID B. KUHL II, 000-00-0000  
 PATRICK E. KULAKOWSKI, 000-00-0000  
 BRANDON A. LARSON, 000-00-0000  
 JERRY W. LEGERE, 000-00-0000  
 JOHN C. LEONE, JR., 000-00-0000  
 DARRYN J. LUNDERS, 000-00-0000  
 ANTONIO C. MACCABE, 000-00-0000  
 NORMAN G. MACGREGOR, 000-00-0000  
 SAMUEL A. MAEBY, 000-00-0000  
 PATRICK J. MAHONEY, 000-00-0000  
 PHILIP E. MALONE, 000-00-0000  
 LELAND R. MARCUS, 000-00-0000  
 JAY T. MARKIEWICZ, 000-00-0000  
 ROBERT R. MARTIN, JR., 000-00-0000  
 CURTIS L. MILLER, 000-00-0000  
 MARK R. MOEBES, 000-00-0000  
 RICHARD P. PENTECOST, 000-00-0000  
 DAVID R. PERRY, 000-00-0000  
 TIMOTHY P. POFF, 000-00-0000  
 MARK A. POWELL, 000-00-0000  
 KENNETH N. RADFORD, 000-00-0000  
 STEPHEN R. RAPP, 000-00-0000  
 DENNIS A. ROBERTSON, 000-00-0000  
 YILMAZ W. RONA, 000-00-0000  
 ALEXANDER ROSARIO, 000-00-0000  
 ASHLEY C. ROSE, 000-00-0000  
 HARRIS S. ROSE, 000-00-0000  
 MARCUS A. ROSSI, 000-00-0000  
 DOUGLAS C. SALTZ, 000-00-0000  
 WILLIAM G. SCHINDELE, 000-00-0000  
 JEFFREY R. SCHMITT, 000-00-0000  
 ERIC A. SCHNEIDER, 000-00-0000  
 DAVID K. SECKEL, 000-00-0000  
 JOHN J. SEIFERT, 000-00-0000  
 ANDREW J. SHANK, 000-00-0000  
 MARTIN W. SHEARER, 000-00-0000  
 TIMOTHY G. SHORE, 000-00-0000  
 WILLIAM A. SMITH IV, 000-00-0000  
 CRAIG A. STACK, 000-00-0000  
 ANDREW J. STAMPFEL, 000-00-0000  
 MICHAEL J. STANCHINA, 000-00-0000  
 SHAWN W. STGERMAIN, 000-00-0000  
 WILLIAM J. STITH, JR., 000-00-0000  
 NATHAN B. SUKOLS, 000-00-0000  
 STEVEN C. TAYLOR, 000-00-0000  
 MARK R. TIERNEY, 000-00-0000  
 NICHOLAS R. TILBROOK, 000-00-0000  
 ALVIN S. VENTURA, 000-00-0000  
 CHRISTOPHER S. WEBER, 000-00-0000  
 GREGORY J. WIRTH, 000-00-0000  
 JON E. WITHEE, 000-00-0000  
 JAMES M. WITT III, 000-00-0000  
 JASON K. WOLF, 000-00-0000  
 DAVID A. YOUTT, 000-00-0000

THE FOLLOWING NAMED U.S. NAVAL RESERVE OFFICERS, TO BE APPOINTED IN THE MEDICAL CORPS OF THE U.S. NAVY, PURSUANT TO TITLE 10, UNITED STATES CODE, SECTION 531:

#### MEDICAL CORPS

##### To be lieutenant commander

COLIN G. CHINN, 000-00-0000  
 BRUCE R. CHRISTEN, 000-00-0000  
 BRUCE COHEN, 000-00-0000  
 JOSEPH A. DAVIES, 000-00-0000  
 TERRENCE X. DWYER, 000-00-0000  
 ROBERT R. HARFORD, 000-00-0000  
 GREG W. HOEKSEMA, 000-00-0000  
 WILLIAM B. MCCREA, 000-00-0000  
 GRETCHEN A. MEYER, 000-00-0000  
 MATTHEW L. MILLER, 000-00-0000  
 OSCAR E. MINOSO Y DE CAL, 000-00-0000  
 AMY I. MORTENSEN, 000-00-0000  
 MICHAEL L. PUCKETT, 000-00-0000  
 EDWARD V. ROSS, JR., 000-00-0000  
 JOSEPH E. SARACHENE, 000-00-0000  
 RICHARD L. SCHROFF, 000-00-0000  
 MARTIN L. SNYDER, 000-00-0000  
 JAY C. SOURBEER, 000-00-0000  
 HOWARD C. WETSMAN, 000-00-0000  
 STEVEN A. YOUNG, 000-00-0000

##### To be lieutenant

THOMAS A. BALCOM, 000-00-0000  
 JOHN B. BURGESS, JR., 000-00-0000  
 BRIAN J. MCKINNON, 000-00-0000  
 SAMUEL J. PIERCE, 000-00-0000  
 MARK R. POLAK, 000-00-0000  
 JOSEPH F. RAPPOLD, 000-00-0000  
 TIMOTHY H. RAYNER, 000-00-0000  
 ALISON R. SENNELLO, 000-00-0000  
 MARTIN P. SORENSEN, 000-00-0000  
 MICHAEL S. WEINER, 000-00-0000  
 KENNETH S. YEW, 000-00-0000

THE FOLLOWING NAMED LINE OFFICERS, TO BE RE-APPOINTED IN THE SUPPLY CORPS OF THE U.S. NAVY, PURSUANT TO TITLE 10, UNITED STATES CODE, SECTIONS 531 AND 5582(B):

##### To be lieutenant (junior grade),

ANTHONY W. DELUCCHI, 000-00-0000  
 JAMES B. EASTON, 000-00-0000  
 HENRY GONZALES, 000-00-0000  
 JIMMY L. HAHM, 000-00-0000

PATRICK S. HAYDEN, 000-00-0000  
 JOHN W. KENNEDY, 000-00-0000  
 AMY L. LYONS, 000-00-0000  
 RAMON O. MARIN, 000-00-0000  
 KURT M. PHOEL, 000-00-0000  
 JAVIER A. VEGA, 000-00-0000  
 GREGORY J. VERGAMINI, 000-00-0000  
 HANS C. WALDRAFF, 000-00-0000  
 FORREST D. WILKINS, 000-00-0000

##### To be ensign

TRINA M. BECKNER, 000-00-0000  
 ERIC J. BIALEK, 000-00-0000  
 JAMEY J. BLOCK, 000-00-0000  
 JAMES H. BYRD, JR., 000-00-0000  
 MICHAEL J. CLOYD, 000-00-0000  
 MARK D. DOBESH, 000-00-0000  
 MICHAEL W. FIVAS, 000-00-0000  
 MICHAEL S. FLATLEY, 000-00-0000  
 SCOTT A. GARVEY, 000-00-0000  
 RONALD L. GRIESENAUER, 000-00-0000  
 NOEL M. GRIFFITH, 000-00-0000  
 DENNIS R. HALL, JR., 000-00-0000  
 LAURI D. HARRIS, 000-00-0000  
 ANTHONY J. HATOK, JR., 000-00-0000  
 ALAN M. HERN, 000-00-0000  
 BRANDON A. HONEYCUTT, 000-00-0000  
 DARRELL B. INGRAM, 000-00-0000  
 NOEL P. JOHNSON, 000-00-0000  
 DEAN R. KINSMAN, 000-00-0000  
 ERIC A. MORGAN, 000-00-0000  
 TIMOTHY S. PIONE, 000-00-0000  
 ERIC M. SKROCH, 000-00-0000  
 GREGORY T. STEHMAN, 000-00-0000  
 RICHARD J. SULLIVAN, 000-00-0000  
 MICHAEL L. SWEENEY, 000-00-0000  
 JOSEPH J. YUN, 000-00-0000

THE FOLLOWING NAMED U.S. NAVAL RESERVE OFFICERS, TO BE APPOINTED IN THE SUPPLY CORPS OF THE U.S. NAVY, PURSUANT TO TITLE 10, UNITED STATES CODE, SECTION 531:

##### To be lieutenant

DEBORAH K. ANDERSON, 000-00-0000  
 MICHAEL L. ANDERSON, 000-00-0000  
 THOMAS S. ARMSTRONG, 000-00-0000  
 DAVID F. CRUZ, 000-00-0000  
 SCOTT T. GEHRING, 000-00-0000  
 MARK D. HANSON, 000-00-0000  
 ROBERT M. JENNINGS, 000-00-0000  
 ROBERT J. KILLIUS, 000-00-0000  
 MICHAEL B. MURPHY, 000-00-0000  
 MARK A. POLCA, 000-00-0000  
 GARY J. POWE, 000-00-0000  
 JOE F. RAY, 000-00-0000  
 RICHARD J. SCHLEGEL, 000-00-0000  
 VAUGHN L. STOCKER, 000-00-0000  
 JOSEPH A. TWEEDY, 000-00-0000  
 JOSEPH P. WILKING, 000-00-0000  
 DONALD J. WILLIAMS, 000-00-0000

##### To be lieutenant (junior grade)

ERIC H. BURKS, 000-00-0000  
 PHILIPPE J. GRANDJEAN, 000-00-0000  
 MARK K. HARRIS, 000-00-0000  
 DAVID K. HOWELL, 000-00-0000  
 ANDRE D. MURPHY, 000-00-0000  
 CORINNE J. PELLEGRIN, 000-00-0000  
 AARON K. STANLEY, 000-00-0000  
 ERIC S. STUMP, 000-00-0000  
 LORENZO E. WILLIAMS, 000-00-0000

THE FOLLOWING NAMED LINE OFFICERS, TO BE RE-APPOINTED IN THE CIVIL ENGINEER CORPS OF THE U.S. NAVY, PURSUANT TO TITLE 10, UNITED STATES CODE, SECTIONS 531 AND 5582(B):

#### CIVIL ENGINEER CORPS

##### To be lieutenant

THOMAS A. BOLIN, 000-00-0000  
 ARMAND T. QUATTLEBAUM, 000-00-0000  
 MAJELLA D. STEVENSON, 000-00-0000

##### To be lieutenant (junior grade)

MICHAEL P. CAPUANO, 000-00-0000  
 MARILEE A. COWAN, 000-00-0000  
 CHERYL M. HANSEN, 000-00-0000  
 WILLIAM K. HEDGES, 000-00-0000  
 DAVID R. HOPKINS, 000-00-0000  
 SEAN J. MCKILLOP, 000-00-0000

##### To Be Ensign

CHRISTOPHER E. ARCHER, 000-00-0000  
 CARTER C. DOWDY, 000-00-0000  
 MEGAN J. WAGGONER, 000-00-0000

THE FOLLOWING NAMED U.S. NAVAL RESERVE OFFICERS, TO BE APPOINTED IN THE CIVIL ENGINEER CORPS OF THE U.S. NAVY, PURSUANT TO TITLE 10, UNITED STATES CODE, SECTION 531:

##### To be lieutenant

DAVID G. GILLES, 000-00-0000  
 CAROLYN D. HERMAN, 000-00-0000  
 KEVIN K. JOHNSON, 000-00-0000  
 RICHARD A. KRAMER, 000-00-0000  
 SCOTT A. LANGE, 000-00-0000  
 ROBERT E. LIN, 000-00-0000  
 TIMOTHY L. MILNER, 000-00-0000  
 RICHARD S. MOSER, 000-00-0000  
 NORMAN D. STIEGLER, JR., 000-00-0000  
 GARY B. WHIPPLE, 000-00-0000

##### To be lieutenant (junior grade)

MARK A. AGUILAR, 000-00-0000

DOUGLAS C. BUZBEE, 000-00-0000  
 HOWIE S. FERGUSON, 000-00-0000  
 PATRICK A. GARIN, 000-00-0000  
 GLENN W. HUBBARD, 000-00-0000  
 THOMAS J. MITORAJ, 000-00-0000  
 NORMAN D. NAISER, JR., 000-00-0000  
 WILLIAM T. TIMBERLAND, 000-00-0000

THE FOLLOWING NAMED U.S. NAVAL RESERVE OFFICERS, TO BE APPOINTED IN THE JUDGE ADVOCATE GENERAL'S CORPS OF THE U.S. NAVY, PURSUANT TO TITLE 10, UNITED STATES CODE, SECTION 531:

#### JUDGE ADVOCATE GENERAL'S CORPS

##### To be lieutenant

STEVEN M. BARNEY, 000-00-0000  
 STUART W. BELT, 000-00-0000  
 FRANCIS J. BUSTAMANTE, 000-00-0000  
 STEVEN J. COATY, 000-00-0000  
 MONTE R. DEBOER, 000-00-0000  
 CHRISTOPHER R. DONOVAN, 000-00-0000  
 DANA T. DYSON, 000-00-0000  
 AZIZ D. FAWAL, 000-00-0000  
 REX A. GUINN, 000-00-0000  
 NOREEN A. HAGERTY, 000-00-0000  
 HALLIE S. HOCHMAN, 000-00-0000  
 MARY C. L. HARRIGAN, 000-00-0000  
 PAUL C. LEBLANC, 000-00-0000  
 KATHLEEN A. MESSICK, 000-00-0000  
 BRIAN T. O'DONNELL, 000-00-0000  
 CHARLES N. PURNELL, II, 000-00-0000  
 PETER D. SCHMID, 000-00-0000  
 PHILIP M. SKILLMAN, 000-00-0000  
 SUSAN L. TURNER, 000-00-0000  
 JONATHAN H. WAGSHUL, 000-00-0000  
 DANA O. WASHINGTON, 000-00-0000  
 BRIAN S. WILSON, 000-00-0000

THE FOLLOWING NAMED U.S. NAVAL RESERVE OFFICERS, TO BE APPOINTED IN THE DENTAL CORPS OF THE U.S. NAVY, PURSUANT TO TITLE 10, UNITED STATES CODE, SECTION 531:

#### DENTAL CORPS

##### to be lieutenant commander

JEANETTE M. GORTHY, 000-00-0000  
 PETER G., KREMP, 000-00-0000

##### to be lieutenant

JEFFERY L. ANDRUS, 000-00-0000  
 HECTOR A. CABALLERO, 000-00-0000  
 MARISA L. CINOSKI, 000-00-0000  
 CATHERINE L. CUMMINGS, 000-00-0000  
 DAVID R. ENGLEHART, 000-00-0000  
 ARNE F. GRUSPE, 000-00-0000  
 RODNEY L. GUNNING, 000-00-0000  
 DAVID H. HARTZELL, 000-00-0000  
 SHEHERAZAD A. HARTZELL, 000-00-0000  
 JOHN C. HENING, 000-00-0000  
 DARYL G. HOLDREDGE, 000-00-0000  
 MILAN J. JUGAN, JR., 000-00-0000  
 CRAIG J. KOSLICA, 000-00-0000  
 KAREN M. LYNCH, 000-00-0000  
 DONALD D. MARDIS, 000-00-0000  
 BRIAN S. MAYDAY, 000-00-0000  
 KURT T. METZLER, 000-00-0000  
 PAUL G. O'LOUGHLIN, 000-00-0000  
 JEFFREY J. PRICE, 000-00-0000  
 JAMES E. ROBSON, 000-00-0000  
 MICHAEL A. STEINLE, 000-00-0000  
 SCOTT D. THOMAS, 000-00-0000  
 PATRICIA A. TORDIK, 000-00-0000  
 RANDALL J. WALKER, 000-00-0000

THE FOLLOWING NAMED LINE OFFICERS, TO BE RE-APPOINTED IN THE MEDICAL SERVICE CORPS OF THE U.S. NAVY, PURSUANT TO TITLE 10, UNITED STATES CODE, SECTION 531:

#### MEDICAL SERVICE CORPS

##### to be lieutenant (junior grade)

SCOTT B. ARNDT, 000-00-0000  
 DANIEL L. MEYERS, 000-00-0000  
 BENNETT J. SOLBERG, 000-00-0000

THE FOLLOWING NAMED U.S. NAVAL RESERVE OFFICERS, TO BE APPOINTED IN THE MEDICAL SERVICE CORPS OF THE U.S. NAVY, PURSUANT TO TITLE 10, UNITED STATES CODE, SECTION 531:

SCOTT A. SHAPPELL, 000-00-0000  
 LYNDIA E.S. WALLS

##### to be lieutenant

HOWARD A. AUPKE, JR., 000-00-0000  
 FREDERICK C. BEAL, 000-00-0000  
 CHARLES H. BEASLEY, JR., 000-00-0000  
 FREDERICK M. BERNKEING, 000-00-0000  
 DUANE L. BIZET, 000-00-0000  
 JOHN R. BOREN IV, 000-00-0000  
 JOHN R. BUFFINGTON, 000-00-0000  
 JOSEPH M. CAMPISANO, 000-00-0000  
 WILLIAM F. CUSACK, 000-00-0000  
 MARY P. DAVID, 000-00-0000  
 FREDERICK C. DAVIS, 000-00-0000  
 ROBIN J. DOWNEY, 000-00-0000  
 THOMAS L. DRIVER, 000-00-0000  
 BRIAN M. FARMER, 000-00-0000  
 ALEX J. FATCHERIC, 000-00-0000  
 THOMAS C. FRANCHINI, 000-00-0000  
 FAMILA S. GATHER, 000-00-0000  
 JERRY L. GARDNER, 000-00-0000  
 JOHN GOODE, JR., 000-00-0000  
 PEDRO G. GUZMAN, 000-00-0000  
 MARGO E. HALBY, 000-00-0000

DAVID J. HINCKLEY, 000-00-0000  
 STEVEN L. HOEFT, 000-00-0000  
 KURT J. HOUSER, 000-00-0000  
 GILLIAN V. JAEGER, 000-00-0000  
 STEVEN M. JEFFS, 000-00-0000  
 JAY P. KAZE, 000-00-0000  
 EDWARD M. KENNEDY, 000-00-0000  
 BONNEY J. MANN, 000-00-0000  
 RICHARD G. MASANNAT, 000-00-0000  
 TOUSSAINT E. MORGAN, 000-00-0000  
 LYNN M. OWENS, 000-00-0000  
 MARK A. PARSONS, 000-00-0000  
 THOMAS P. PHILLIPS, 000-00-0000  
 JOSEPH J. PICKEL, 000-00-0000  
 SHANNON D. PUTNAM, 000-00-0000  
 CELIA A. QUIVERS, 000-00-0000  
 KEVIN E. RICE, 000-00-0000  
 GLORIA A. RUSSELL, 000-00-0000  
 MARK C. RUSSELL, 000-00-0000  
 GINA M. SIEGWORTH, 000-00-0000  
 DANIEL S. SIMPSON, 000-00-0000  
 PETER P. TOLAND, JR., 000-00-0000  
 KEVIN L. TROVINI, 000-00-0000  
 MARY E. WALDMAN, 000-00-0000  
 MICHAEL J. WALSH, 000-00-0000  
 RENEE T. WHITE, 000-00-0000  
 STEVEN R. WINKLER, 000-00-0000  
 MICHAEL D. ZYZAK, 000-00-0000

*To be lieutenant (junior grade)*

RONALD M.V. BAJET, 000-00-0000  
 DANIEL J. BELISLE, 000-00-0000  
 BRANDON S. BENTLEY, 000-00-0000  
 MICHAEL J. BOWERS, 000-00-0000  
 KEVIN D. BRYANT, 000-00-0000  
 CYNTHIA A. COLVIN, 000-00-0000  
 THOMAS R. CONNOR, 000-00-0000  
 KERRI L. COONS, 000-00-0000  
 ROLAND L. FAHIE, 000-00-0000  
 STEPHEN E. GOTTLIEB, 000-00-0000  
 STEVEN N. HAILEY, 000-00-0000  
 CYNDEE J. HAYES, 000-00-0000  
 CHRISTOPHER J. IRWIN, 000-00-0000  
 RONALD R. MARTEL, 000-00-0000  
 JAMES L. MARTIN, 000-00-0000  
 RICHARD L. MCCARTHY, 000-00-0000  
 WILLIAM T. MILES, 000-00-0000  
 ALAN L. PORTIS, 000-00-0000  
 REBECCA A. RIGNEY, 000-00-0000  
 ROBERT P. RUSSELL, 000-00-0000  
 RANDY G. SHAFFER, 000-00-0000  
 REBECCA C. SINE, 000-00-0000  
 TAMARA R. WALKER, 000-00-0000  
 TIMOTHY J. WOLPKILL, 000-00-0000

*To be ensign*

GREGORY A. CAMERON, 000-00-0000  
 ROGER A. HOUSE, 000-00-0000

THE FOLLOWING NAMED U.S. NAVAL RESERVE OFFICERS, TO BE APPOINTED IN THE NURSE CORPS OF THE U.S. NAVY, PURSUANT TO TITLE 10, UNITED STATES CODE, SECTION 531:

## NURSE CORPS

*To be lieutenant commander*

JAMES P. FERGUSON, 000-00-0000

*To be lieutenant*

LINDA M. ACOSTA, 000-00-0000  
 KRISTEN ATTERBURY, 000-00-0000  
 KHIN AUNGTHEIN, 000-00-0000  
 CHRISTINE A. BLYTHE, 000-00-0000  
 KATHLEEN A. BRANNON, 000-00-0000  
 CLARIBEL L. BROWN, 000-00-0000  
 MAUREEN R.N. BUTLER, 000-00-0000  
 CHERYL L. CARSON, 000-00-0000  
 DAVID T. CASTELLANO, 000-00-0000  
 CHESTER E. CHAPMAN, 000-00-0000  
 VIRGIL E. CROKHITE, 000-00-0000  
 RACHELE A. CRUZ, 000-00-0000  
 CINDY L. DAVIS, 000-00-0000  
 ROANNA L. DUNN, 000-00-0000  
 TERESA M. DZBENSKI, 000-00-0000  
 ANN L. EBERHART, 000-00-0000  
 MAURICE F. FAULK, JR., 000-00-0000  
 JAMES P. FOWLER, 000-00-0000  
 LAURIE GENTENE, 000-00-0000  
 BRADLEY J. HARTGERINK, 000-00-0000  
 SANDRA HEARN, 000-00-0000  
 SANDRA K. HEAVEN, 000-00-0000  
 CHARLES W. HICKEY, 000-00-0000  
 JEANETTE S. HICKER, 000-00-0000  
 LORETTA S. HOWERTON, 000-00-0000  
 GARY M. JACKSON, 000-00-0000  
 LENA M. JONES, 000-00-0000  
 DIANA L. JORGENSEN, 000-00-0000  
 JOHN J.S. KANE, 000-00-0000  
 MCGREADY D. KELSO, 000-00-0000  
 GAYLE S. KENNELLY, 000-00-0000  
 BARBARA J. KINCAIDE, 000-00-0000  
 KERRIE E. KUHLE, 000-00-0000  
 RONNELL R. LEFTWICH, 000-00-0000  
 ROBIN L. LIND, 000-00-0000  
 RICHARD S. MAFFEO, 000-00-0000  
 LORI A. MARTIN, 000-00-0000  
 MARK W. MC DONALD, 000-00-0000  
 CAROLYN R. MCGEE, 000-00-0000  
 VIOLET A.A. PAYNE, 000-00-0000  
 JOANNE M. PETRELLI, 000-00-0000  
 DREW S. PINILLA, 000-00-0000  
 NANCY G. RODRIGUEZ, 000-00-0000  
 JANICE D. SANDERS, 000-00-0000  
 DAVID A. TAIT, 000-00-0000  
 GLORIA S. TESTA, 000-00-0000

KIMBERLY J. THOMPSON, 000-00-0000  
 KATHLEEN TRAINORYATES, 000-00-0000  
 ANNMARIE T. WERKHEISER, 000-00-0000  
 SHARON E. WOLF, 000-00-0000  
 SHARRON L. YOKLEY, 000-00-0000

*To be lieutenant (junior grade)*

LAWRENCE M. BATEMAN, 000-00-0000  
 ANNETTE S. BETTS, 000-00-0000  
 DENISE J. BOEHLER, 000-00-0000  
 JOHN J. BRESLIN, 000-00-0000  
 DARWIN M. BROOKS, 000-00-0000  
 HAROLD J. CLOUGH, 000-00-0000  
 JACQUELINE L. COFFIN, 000-00-0000  
 ESTHER M. CUNNINGHAM, 000-00-0000  
 GEORGE O. DECKER, 000-00-0000  
 RICHARD F. DIBUCCI, 000-00-0000  
 TARYN R. EPPERSON, 000-00-0000  
 CARMA J. ERICKSON, 000-00-0000  
 SHARON D. EVANS, 000-00-0000  
 MICHAEL E. FLYNN, 000-00-0000  
 STEPHANIE L. FORD, 000-00-0000  
 JAMES C. GAY, 000-00-0000  
 HEATHER K. GILCHRIST, 000-00-0000  
 AMY L. HALL, 000-00-0000  
 KAREN E. HOLLAND, 000-00-0000  
 CHERYL L. HUNT, 000-00-0000  
 THOMAS J. JAGLOWSKI, 000-00-0000  
 SCOTT A. JOHNSON, 000-00-0000  
 SHIRLEY H. KING, 000-00-0000  
 MARY C. LIGHTWINE, 000-00-0000  
 LORI J. MARTINELLI, 000-00-0000  
 TINA M. MCCLURE, 000-00-0000  
 KATHLEEN J. MCDONALD, 000-00-0000  
 MARTIN W. MCMICHAEL, 000-00-0000  
 RACHEL J. NIKKOLA, 000-00-0000  
 CARLO A. PIRAINO, JR., 000-00-0000  
 SHELLEY A. ROSANDER, 000-00-0000  
 THOMAS M. ROUNDS, 000-00-0000  
 JOHN R. ROUSSEL, 000-00-0000  
 PAUL P. SAUCEDO III, 000-00-0000  
 ANGELA R. SAUNDERS, 000-00-0000  
 HUGH B. SCOTT, 000-00-0000  
 ROSEMARY S. SKIDMORE, 000-00-0000  
 WANDA J. STONE, 000-00-0000  
 GLEN L. TODD, 000-00-0000  
 SUSAN E. ULLOA, 000-00-0000  
 JOHN J. WHITCOMB, 000-00-0000  
 RICHARD D. WHITE, 000-00-0000  
 PATRICK C. WRENCHER, 000-00-0000

## CONFIRMATIONS

## Executive Nominations Confirmed by the Senate May 23, 1995:

## FEDERAL AGRICULTURAL MORTGAGE CORPORATION

EUGENE BRANSTOOL, OF OHIO, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE FEDERAL AGRICULTURAL MORTGAGE CORPORATION.

## DEPARTMENT OF AGRICULTURE

KARL N. STAUBER, OF MINNESOTA, TO BE UNDER SECRETARY OF AGRICULTURE FOR RESEARCH, EDUCATION, AND ECONOMICS.

KARL N. STAUBER, OF MINNESOTA, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE COMMODITY CREDIT CORPORATION.

THE ABOVE NOMINATIONS WERE APPROVED SUBJECT TO THE NOMINEES' COMMITMENT TO RESPOND TO REQUESTS TO APPEAR AND TESTIFY BEFORE ANY DULY CONSTITUTED COMMITTEE OF THE SENATE.

## IN THE AIR FORCE

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE OF GENERAL WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, UNITED STATES CODE, SECTION 601:

*To be general*

LT. GEN. BILLY J. BOLES, 000-00-0000, U.S. AIR FORCE.

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE OF LIEUTENANT GENERAL WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, UNITED STATES CODE, SECTION 601:

*To be lieutenant general*

MAJ. GEN. JOHN C. GRIFFITH, 000-00-0000, U.S. AIR FORCE.

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE OF LIEUTENANT GENERAL WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, UNITED STATES CODE, SECTION 601:

*To be lieutenant general*

MAJ. GEN. LLOYD W. NEWTON, 000-00-0000, U.S. AIR FORCE.

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE OF GENERAL ON THE RETIRED LIST PURSUANT TO THE PROVISIONS TO TITLE 10, UNITED STATES CODE, SECTION 1370:

*To be general*

GEN. CHARLES G. BOYD, 000-00-0000, U.S. AIR FORCE.

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE OF GENERAL ON THE RETIRED LIST PURSUANT TO THE PROVISIONS TO TITLE 10, UNITED STATES CODE, SECTION 1370:

*To be general*

GEN. JOHN M. LOH, 000-00-0000, U.S. AIR FORCE.

THE FOLLOWING NAMED OFFICER FOR REAPPOINTMENT TO THE GRADE OF LIEUTENANT GENERAL WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, UNITED STATES CODE, SECTION 601:

*To be lieutenant general*

LT. GEN. JOHN S. FAIRFIELD, 000-00-0000, U.S. AIR FORCE.

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE OF LIEUTENANT GENERAL ON THE RETIRED LIST PURSUANT TO THE PROVISIONS OF TITLE 10, UNITED STATES CODE, SECTION 1370:

*To be lieutenant general*

LT. GEN. CARL G. O'BERRY, 000-00-0000, U.S. AIR FORCE.

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT TO THE GRADE OF LIEUTENANT GENERAL WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, UNITED STATES CODE, SECTION 601:

*To be lieutenant general*

MAJ. GEN. EUGENE D. SANTARELLI, 000-00-0000, U.S. AIR FORCE.

## IN THE ARMY

THE FOLLOWING NAMED OFFICER FOR REAPPOINTMENT TO THE GRADE OF LIEUTENANT GENERAL WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, UNITED STATES CODE, SECTION 601(A):

*To be lieutenant general*

MAJ. GEN. LEONARD D. HOLDER, JR., 000-00-0000, U.S. ARMY.

THE FOLLOWING NAMED OFFICER FOR REAPPOINTMENT TO THE GRADE OF GENERAL WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, UNITED STATES CODE, SECTIONS 601(A) AND 3033:

*To be general**To be chief of staff of the Army*

GEN. DENNIS J. REIMER, 000-00-0000, U.S. ARMY.

THE FOLLOWING NAMED OFFICER TO BE PLACED ON THE RETIRED LIST IN THE GRADE INDICATED UNDER THE PROVISIONS OF TITLE 10, UNITED STATES CODE, SECTION 1370:

*To be general*

GEN. GORDON R. SULLIVAN, 000-00-0000, U.S. ARMY.

THE FOLLOWING-NAMED OFFICER TO BE PLACED ON THE RETIRED LIST IN THE GRADE INDICATED UNDER THE PROVISIONS OF TITLE 10, UNITED STATES CODE, SECTION 1370:

*To be lieutenant general*

LT. GEN. MARVIN L. COVAULT, 000-00-0000, U.S. ARMY.

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE OF LIEUTENANT GENERAL WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, UNITED STATES CODE, SECTION 601(A):

*To be lieutenant general*

MAJ. GEN. ROBERT E. GRAY, 000-00-0000, U.S. ARMY.

THE FOLLOWING-NAMED OFFICER FOR REAPPOINTMENT TO THE GRADE OF LIEUTENANT GENERAL WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, UNITED STATES CODE, SECTION 601(A):

*To be lieutenant general*

LT. GEN. JOHN E. MILLER, 000-00-0000, U.S. ARMY.

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE OF LIEUTENANT GENERAL WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, UNITED STATES CODE, SECTION 601(A):

*To be lieutenant general*

MAJ. GEN. WILLIAM G. CARTER III, 000-00-0000, U.S. ARMY.

## IN THE NAVY

THE FOLLOWING-NAMED OFFICER TO BE PLACED ON THE RETIRED LIST IN THE GRADE INDICATED UNDER THE PROVISIONS OF TITLE 10, UNITED STATES CODE, SECTION 1370:

*To be vice admiral*

VICE ADM. DONALD F. HAGEN, 000-00-0000, U.S. NAVY.

## IN THE MARINE CORPS

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT AS COMMANDANT OF THE MARINE CORPS, HEADQUARTERS, U.S. MARINE CORPS, AND APPOINTMENT TO THE GRADE OF GENERAL WHILE SERVING IN THAT POSITION UNDER THE PROVISIONS OF TITLE 10, UNITED STATES CODE, SECTION 5043:

*To be Commandant of the Marine Corps*

LT. GEN. CHARLES C. KRULAK, 000-00-0000, USMC.



## IN THE AIR FORCE

AIR FORCE NOMINATIONS BEGINNING ROBERT D. CURRY, AND ENDING WARD Y. TOM, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON MARCH 30, 1995.

AIR FORCE NOMINATIONS BEGINNING MAJ. BRADLEY C. ANDREESSEN, AND ENDING MAJ. CHARLES E. LOWREY, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON APRIL 3, 1995.

AIR FORCE NOMINATIONS BEGINNING MAJ. JOSE T. AGUNEGA, AND ENDING MAJ. STEPHEN L. JERENTOWSKI, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON APRIL 3, 1995.

AIR FORCE NOMINATIONS OF JAMES C. INGRAM, JR., WHICH WAS RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD OF APRIL 24, 1995.

## IN THE ARMY

ARMY NOMINATIONS BEGINNING JOHN A. ADAMS, AND ENDING \*DARI WOLLSCHLAEGER, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON MARCH 23, 1995.

ARMY NOMINATIONS BEGINNING \*RUSSELL R. MOORES, JR., AND ENDING MICHAEL J. SMITH, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON MARCH 30, 1995.

ARMY NOMINATIONS BEGINNING JAMES W. CLEVINGER, JR., AND ENDING CHARLES M. KING, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON APRIL 24, 1995.

## IN THE MARINE CORPS

MARINE CORPS NOMINATIONS BEGINNING DAVID F. ALLEN, AND ENDING EUSEEKERS WILLIAMS, JR., WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND AP-

PEARED IN THE CONGRESSIONAL RECORD ON MARCH 23, 1995.

MARINE CORPS NOMINATIONS BEGINNING STEPHEN J. ACOSTA, AND ENDING GREGORY N. ZIMA, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON MAY 2, 1995.

## IN THE NAVY

NAVY NOMINATIONS BEGINNING VANITA AHVJA, AND ENDING PERRY N. WILLETTE, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON MARCH 30, 1995.

NAVY NOMINATIONS BEGINNING CHARLES S. ABBOT, AND ENDING JAKE ZWEIG, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON MARCH 30, 1995.

NAVY NOMINATIONS BEGINNING RYAN D. AARON, AND ENDING DAVID G. ZOOK, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON MARCH 30, 1995.

# EXTENSIONS OF REMARKS

## THE RIGHTS OF AMERICAN LABOR SHOULD BE RESPECTED

**HON. WILLIAM J. COYNE**

OF PENNSYLVANIA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 23, 1995*

Mr. COYNE. Mr. Speaker, I rise today to state my strong opposition to efforts now being made by the Republican Majority to weaken U.S. laws that protect the rights of American workers.

The United States has a proud labor history based on independent unions and the progress achieved in the living standards of working class American families reflects this history. America's unions have played a central role in guaranteeing that workers in our country participate in the benefits of economic growth. American labor struggled for decades to ensure that the rights of working men and women were respected by employers and public officials responsible for making and enforcing our Nation's laws.

U.S. labor laws benefit all working families, regardless of whether they may participate in a collective bargaining organization. Landmark legislation enacted in the 1930's established a minimum wage and the 40-hour week, protected our Nation's children from dangerous and exploitative working conditions, and guaranteed the rights of Americans to bargain collectively. Tragically, Americans labor laws are currently under attack by the new Republican majority in the House.

Republican Leaders in the House have proposed to revise or eliminate legal rights established as long as six decades ago. Rights taken for granted by most Americans are now in jeopardy. House Majority Leader RICHARD ARMEY has stated that he not only opposed any increase in the minimum wage but would instead advocate the repeal of this historic U.S. labor law.

One clear attempt to have Congress retreat from the labor rights protected currently by U.S. law is H.R. 743, the Team Act. This bill would amend the National Labor Relations Act to permit employers to establish company labor organizations that would effectively compete with independent unions. H.R. 743 would overturn existing law which prohibits employers from establishing management-controlled worker groups to oversee workplace issue. The intent of this legislation is to set aside National Labor Relations Board ruling that have prevented nonunion employers from using sham company unions to discourage the organization of independent collective bargaining units.

I believe that the House must reject the Team Act and any other similar legislation that would undermine the rights of American workers to unionize. The National Labor Relations Act has succeeded in promoting fair and open negotiation between labor and management over workplace issues important to both parties. Abandoning the principles of this landmark legislation is wrong.

Another example of an attack on labor is the plan to repeal the Davis-Bacon Act that benefits all American communities by ensuring that federally funded construction projects are built by construction companies employing skilled and experienced workers. Davis-Bacon denies unscrupulous fly-by-night operators an opportunity to undercut local wages. Davis-Bacon has also saved taxpayers money by ensuring that qualified companies are used to complete Federal construction projects on-time and on-budget.

Without Davis-Bacon, more than a half million American construction workers will see their wages pushed down by fly-by-night contractors. Legitimate companies will be put under pressure to pay substandard wages. Federal income tax receipts would also be reduced by at least \$1 billion a year if Davis-Bacon were repealed.

The results of Davis-Bacon repeal can be observed at the State level. The nine States that have repealed State prevailing wage laws have seen construction wages fall and State treasuries have lost substantial income and sale tax revenues. In Utah, the size of cost overruns on State road construction tripled. The use of less skilled and less experienced construction workers has also led to an increase in the number of injuries and fatalities in the workplace.

A repeal of the Davis-Bacon Act is simply a bad idea. Any imagined benefit of a Davis-Bacon repeal is far outweighed by the costs in dollars and in the lives of American workers. I urge my colleagues in the House to just say no to the repeal of the Davis-Bacon Act.

Mr. Speaker, I believe that each Member of the House should let their constituents know where they stand on the issue of protecting the legal rights of American working men and women. I hope my colleagues will join with me in fighting to ensure that the U.S. House of Representatives respects the right of American labor.

## IN APPRECIATION OF THE NEW BRITAIN MUSICAL CLUB ON THEIR 75TH ANNIVERSARY

**HON. NANCY L. JOHNSON**

OF CONNECTICUT

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 23, 1995*

Mrs. JOHNSON of Connecticut. Mr. Speaker, it is with great pride and appreciation that I extend my congratulations to the New Britain Musical Club on the occasion of its 75th anniversary. The members of the club, which was formed in 1920 by Theron Wolcott Hart, will celebrate this milestone at its annual banquet this evening.

The New Britain Musical Club has grown throughout the decades, with members first gathering in each others' homes and now at the First Church of Christ Congregational. At their monthly performances, members and guests of the club present vocal and instru-

mental selections representing a broad range of musical interests. The New Britain Musical Club has offered the citizens of the Hardware City an opportunity to attend performances of dance, the classics, and popular music combined with good fellowship with their neighbors.

The club members have also demonstrated their love of music through the establishment of scholarships to students with outstanding musical ability for the Julliard School of Music. For close to 50 years, the New Britain Musical Club has sponsored an Advert concert of Handel's Messiah for the community. The club is a valuable asset in New Britain, CT's rich cultural fabric where the presentation of music and art is highly prized.

## A TRIBUTE TO ROBERT SESSIONS

**HON. JERRY LEWIS**

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 23, 1995*

Mr. LEWIS of California. Mr. Speaker, I would like to bring to your attention the untimely passing of a fine man and an outstanding public servant, chief of police Robert Sessions of Barstow, CA. Chief Sessions, a 28-year member of the department and an inspiring presence to the city of Barstow, died on May 20 after a brief battle with cancer.

Bob Sessions was born on March 23, 1940 and received a A.A. degree in education from Barstow Community College and a B.S. degree in sociology from Chapman College. He also graduated from the FBI's National Academy. In 1963, Bob married Carol Dawson and later they adopted two children, Jon and Jennifer. Together they moved to Barstow to make their home and work for Atchison, Topeka & Santa Fe Railway. Four years later, Bob became a reserve officer with the Barstow Police Department and was sworn in as a full time peace officer in 1968.

Over the years, Bob worked his way through the ranks of the Barstow Police Department assuming the position of patrol officer, K-9 officer, detective, sergeant, lieutenant, and captain. In September 1985 Bob was promoted to chief of police. During his tenure, Chief Sessions implemented numerous programs and projects including the Drug Abuse Resistance and Education [DARE] Program, the Retired Senior Volunteer Program [RSVP], the Community Oriented Policing and Problem Solving Program, and many others.

Chief Sessions' involvement in and support for numerous professional organizations is well known. He was a past president of the San Bernardino County Chiefs' Association, as well as a member of the California Chiefs of Police Association, the International Association of Chiefs of Police, the California Peace Officer's Association, and many others. In addition, Chief Sessions played an extraordinary and active role in our civic and community life as a member of the Church of Jesus Christ

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.

and Latter Day Saints, and participating in the Barstow Rodeo, scouting programs, and the reading program in local schools.

Mr. Speaker, I ask that you join me, our colleagues, and Bob's family and many friends in paying tribute to this fine man. Chief Sessions was dearly loved and respected by the entire Barstow community and he will be greatly missed. Indeed, he touched and protected the lives of many people and it is only fitting that the House of Representatives honor him today.

AN AMENDMENT TO TREAT ACADEMIC HEALTH CENTERS LIKE OTHER EDUCATIONAL INSTITUTIONS FOR PURPOSES OF THE EXCLUSION FOR EMPLOYER-PROVIDED HOUSING

**HON. AMO HOUGHTON**

OF NEW YORK

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 23, 1995*

Mr. HOUGHTON. Mr. Speaker, I am joined today by Mr. RANGEL, and Mrs. MALONEY, in introducing legislation to provide an exclusion for employer-provided housing for academic health centers the same as provided to other educational institutions. In the 1986 Tax Reform Act, Congress enacted a safe harbor provision for college and university-owned housing provided to certain faculty and staff. Under the safe harbor provision, the difference between the fair market value and the actual rent for campus housing provided to employees of an educational institution is excluded from gross income to the employees. In the 1986 Act, academic health centers were not included in the safe harbor provision.

The legislation that is being introduced today would afford the same safe harbor provision to academic health centers, and place them on equal footing with colleges and universities. I believe that academic health centers are important national resources that provide significant contributions to the Nation's understanding and treatment of diseases affecting our citizens.

The arguments that applied to the safe harbor provision for colleges and universities in the 1986 tax law are the same arguments that apply to an academic health center.

The benefits of providing faculty and staff housing enables the center to attract and retain a full-time faculty and staff to fulfill the mission of the institution. For institutions located in high rent areas such as New York City, this provision is essential for the institution to carry out its missions of patient care, education, and research.

Second, many of the tenants of academic center-owned housing are pursuing advanced degrees and training at the center and usually at substantial financial hardship. In addition, the faculty and staff of an academic health center are often living in the same building as faculty and staff of a neighboring university.

Our bill would amend the definition of "educational institution" under section 119(d) of the Internal Revenue Code. The amendment would ensure that academic health centers, which are not part of a college or university, but nevertheless are teaching institutions, would qualify for the section 119(d) special valuation rule. This change would correct the

anomalous situation under current law where a qualified educational institution can use the rule and an academic health center cannot, even though the two institutions must hire and compete for the same highly qualified employees.

The proposed amendment narrowly defines "academic health center" to focus only on rectifying the competitive problem that I've described. Under the proposed amendment, the academic health center must: First, qualify as a tax exempt hospital or medical research organization eligible to receive charitable contributions, second, receive graduate medical education Federal funding, and third, engage in and teach basic and clinical medical science and research with the organization's own standing faculty.

We believe that the legislation will allow for a fair and equitable competitive market for these skilled and qualified employees.

TRIBUTE TO DR. RICHARD TENNESSEN

**HON. ROBERT A. UNDERWOOD**

OF GUAM

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 23, 1995*

Mr. UNDERWOOD. Mr. Speaker, I would like to take this occasion to commend one of the island's premier educators, Dr. Richard Tennesen. Through the years, has made great contributions toward the development of Guam through his work in the field of education. It is only befitting that he was selected as this year's Association of Community College Trustees [ACCT], Pacific Region Trustee Leadership Awardee.

Dr. Tennesen's roots on the island run deep. He first came to the island as a contract teacher back in 1955. He moved on to become the principal of Barrigada Junior High, and later of George Washington High School. He also served as superintendent of schools under Gov. Manuel Guerrero and as the dean of the University of Guam's College of Education.

It was, however, at his present post as chairman of the Guam Community College board of trustees that Dr. Tennesen received this coveted award from the ACCT. His selection is truly a great honor, considering the fact that he was chosen over hundreds of trustee chairmen from all areas in the Pacific region, including Oregon, Washington, British Columbia, Nevada, Arizona, California, and Hawaii. Dr. Tennesen's selection also marks the first time that a trustee from Guam won the award.

For over three decades, Dr. Richard Tennesen directly assisted in the development of Guam through his work in the field of education. Having been a former colleague of Dr. Tennesen and an educator myself, I understand and appreciate the significance of his efforts. I commend him for all the good work that he has done for the island of Guam and congratulate him on winning this prestigious award. On behalf of the people of Guam, I join his wife, the former Julie Taitano and his children, Lori and Gene, in proudly celebrating the outcome of his hard work. We commend his work and his contributions to the island of Guam.

SALUTING SCHOOL SUPERINTENDENT DR. JACK R. ANDERSON

**HON. BENJAMIN A. GILMAN**

OF NEW YORK

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 23, 1995*

Mr. GILMAN. Mr. Speaker, permit me to take this opportunity to bring to the attention of our colleagues an outstanding individual who has garnered widespread respect and admiration throughout southeastern New York.

Dr. Jack R. Anderson has been superintendent of schools in the East Ramapo School District, in Rockland County, NY, since 1977. He has brought national, and even international, recognition to the East Ramapo School District through his educational vision, his leadership, and his strong support for program which had been initiated in his community.

East Ramapo was a culturally and ethnically diverse community when Dr. Anderson first arrived. Although that diversity still exists, Dr. Anderson has devoted himself to bringing all in the community closer together. When he first arrived, all eleven labor unions who do business with the East Ramapo School District were without contracts, the district was in the midst of austerity budgets, enrollment in the schools was declining, the community was factionalized, and the NAACP has filed student and staff discrimination charges.

In a short period of time, Dr. Anderson negotiated contracts, ended the labor crisis, re consolidated and reorganized the schools to more accurately reflect population patterns, and resolved all discrimination issues with the NAACP.

Because of his outstanding record of 18 years of service, Dr. Jack Anderson was designated as the New York State Superintendent of the Year earlier this year by the American Association of School Administrators. More recently, he was designated by the same group as one of the four top school administrators in the entire Nation.

Mr. Speaker, I have enjoyed a close working relationship with Dr. Anderson for many years. I consider him to be an astute and insightful individual, who strongly believes that the education of our young people is an investment in the future of our society, and is therefore our most important priority.

Mr. Speaker, I ask all of our colleagues to join with me in saluting an outstanding individual, Superintendent Dr. Jack R. Anderson of the East Ramapo School District.

SETTING INTERNATIONAL PRIORITIES

**HON. RON PACKARD**

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 23, 1995*

Mr. PACKARD. Mr. Speaker, the bill before us provides an opportunity to reorder our international priorities and put our fiscal house in order. This bill represents the first major reform in overseas operations in 50 years by slashing \$1.8 billion from the President's 1996 fiscal year request.

This bill eliminates AID, USIA, and ACDA, three bloated and inefficient agencies and

consolidates their relevant functions within the State Department. This \$200 million reduction in operating expenses abolishes duplicative legislative, legal, and administrative personnel. In addition, with the savings derived from the ending these wasteful programs, we are able to fully fund narcotics control, antiterrorism, and security programs.

Streamlining the foreign aid bureaucracy and prioritizing our commitments abroad allows us to continue our deficit slashing agenda. The bill moves us closer to that goal and represents a step in the right direction. Mr. Speaker, I urge my colleagues to keep our budgetary goals in mind as we continue to debate and fine tune this bill.

## HISTORY PROPERLY DISPLAYED

### HON. DOUG BEREUTER

OF NEBRASKA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 23, 1995*

Mr. BEREUTER. Mr. Speaker, this Member would like to commend to his colleagues the following editorial from the May 16, 1995, Omaha World-Herald. This editorial properly praises the National Archives for its straightforward approach to displaying World War II artifacts, photos, letters, and recordings. As the editorial notes, the National Archives has appropriately chosen to allow visitors to examine the display without being subjected to unnecessary and slanted commentary.

[From the Omaha World-Herald, May 16, 1995]

SIMPLE ARTIFACTS, PHOTOS, LETTERS  
DESCRIBE WAR; NO NEED FOR 'SPIN'

While the Smithsonian Institution was giving itself a black eye over its proposed Enola Gay display, a different kind of World War II exhibit was being prepared a few blocks away.

Historians at the National Archives assembled artifacts, photographs, letters and recordings to tell the story of America's involvement in World War II from Pearl Harbor to V-J Day. Their display tells the story with power and poignancy—and without the accusatory spin that tainted the Smithsonian's proposed Enola Gay display, with its condemnation of the U.S. use of atomic weapons.

The Archives display includes General Eisenhower's handwritten draft of the statement with which he planned to blame himself if the Normandy invasion failed. There is a bit of red fabric cut from the American flag that was surrendered to the Japanese on Corregidor. The cloth was preserved by American POWs, carried on the Bataan death march as a sacred symbol of their love for America, passed from one GI to another until the end of the war.

The Pearl Harbor attack is stunningly seen in a film shot by a Navy photographer who happened to be on deck with his camera when the bombs started to fall. Hitler and his cronies are shown in a photo album kept by Eva Braun. The display includes photos of battle scenes, victory celebrations and everyday life in the 1940s.

Giving the display a special quality are letters and diaries penned by the great and the ordinary.

A declassified message from Prime Minister Winston Churchill to President Franklin Roosevelt is signed only with the word "Prime." An American mother writes movingly to a son who will never live to read her words.

The letters come from both sides of the battle line. A letter by a Japanese officer explains why he felt the war was justified—America, he said, had denied his country access to natural resources. A Japanese soldier writes tenderly of his concern for his young sister as the tide of war turns against Japan. Gen. Erwin Rommel of the Wehrmacht expresses affection for his wife.

Of the U.S. use of atomic bombs, the text says, "Argument about their employment has continued almost increasingly ever since 1945, but in the context of the time, they were seen as, and almost certainly were; life-saving shortcuts to the end of the war."

The assessment is reasonable. A few days ago, a citizen's committee made public a report about the future of the Smithsonian. The panel said the facility should not become a "home for congratulation." The inclusion of that sneering statement suggests that someone on the panel wanted the Smithsonian to become a court in which the United States and Western civilization in general can regularly be put on trial.

Good history, of course, isn't cheerleading. But neither does it consist of condemning earlier generations because they didn't live up to the politically correct standards of the present. Some of the best history consists of unadorned facts, presented in their context. That is what the National Archives, to its credit, has produced.

## IN MEMORY OF RICHARD SITER, U.S. NAVY

### HON. GERALD B. H. SOLOMON

OF NEW YORK

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 23, 1995*

Mr. SOLOMON. Mr. Speaker, as Memorial Day approaches again this year, many people and families around this Nation prepare weekend trips, picnics and barbecues. They can do so because of the selfless service and sacrifice of the millions of men and women who have served in the armed forces throughout our history. These people defend and provide the very freedoms we enjoy everyday, not to mention those luxurious moments we look forward to spending with loved ones on days like Memorial Day.

However, for a great deal of Americans, Memorial Day takes on a much more personal meaning, a reminder of the loss of a loved one. It is a time when millions of Americans reflect on the memory of a loved one who made the ultimate sacrifice on behalf of our nation and our freedoms. Mr. Speaker, I would like to take this time to pay tribute to the service of one such American hero from the town of Philmont, NY in my congressional district, Lt. Richard Siter, U.S. Navy.

In the summer of 1992, Lieutenant Siter was stationed aboard the air craft carrier, *USS John F. Kennedy* off the coast of Puerto Rico. Richard was a radar specialist in the Navy's air division and was assigned to an E-C2 Hawkeye aircraft. On July 31, 1992, Lieutenant Siter and the four other members of the five man crew, were flying over the waters of the Atlantic, well north of Puerto Rico, comprising the defense of our eastern shore. Upon their return flight to the *USS John F. Kennedy*, the five members of this Hawkeye crew would suffer a terrible accident. Their craft went down 75 miles north of Puerto Rico with no survivors. Tragically, the body of Lieutenant

Siter and his fellow crewmen were never found.

Mr. Speaker, these are the people we should hold near and dear to our hearts as this Memorial Day draws near. As we celebrate the golden anniversary of the end of World War II and remember the thousands who gave their lives in that monumental war, let us not forget those, like Richard Siter, who put their lives on the line daily to provide the blanket of freedom beneath which our Nation and our way of life has thrived.

At this time, Mr. Speaker, I would ask that you, and all Members, join me in paying tribute to the service of Lt. Richard Siter and send our condolences to his family. While they suffered through the initial uncertainty of his whereabouts, they can be bolstered by the certainty that Richard is indeed counted amongst great Americans. May he be both in our hearts and our minds this Memorial Day and always.

## TRIBUTE TO JAMES J. MARTIN AND RALPH KERMOIAN

### HON. BILL BAKER

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 23, 1995*

Mr. BAKER of California. Mr. Speaker, in a few days, two of California's most outstanding educators will retire after years of effective public service.

Both James J. Martin and Ralph Kermoian have served the Lafayette School District for 25 years. Dr. Martin is currently serving as superintendent of the district, and Mr. Kermoian is assistant superintendent. Over the years, they have filled many other roles in educational administration.

As of July 1, these dedicated men will leave the Lafayette School District to pursue other ventures. Their presence will be missed by the thousands of present and former students who have benefited from their dedicated stewardship of Lafayette's schools.

It is a pleasure for me to join with the entire Lafayette community in thanking James Martin and Ralph Kermoian for all they have done to enhance learning in the East Bay region. Bestowing the precious gift of knowledge on young minds is both a challenge and a vital need, and James and Ralph deserve much credit for their roles in preparing future generations for tomorrow. I am most pleased to recognize them in the CONGRESSIONAL RECORD.

## IN COMMEMORATION OF THE 125TH ANNIVERSARY OF THE FOUNDING OF PIO NONO COLLEGE AND HIGH SCHOOL AND THE 50TH AN- NIVERSARY OF THE FOUNDING OF DON BOSCO HIGH SCHOOL

### HON. GERALD D. KLECZKA

OF WISCONSIN

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 23, 1995*

Mr. KLECZKA. I would like to commemorate the 125th anniversary of the founding of Milwaukee's Pio Nono College and High School and the 50th anniversary of the founding of my alma mater, Don Bosco High School.

For more than a century, quality Catholic education has been available on Milwaukee's South Side thanks to the traditions forged by Pio Nono College and High School and by Don Bosco High School. Although these two outstanding schools have since merged to become Milwaukee's Thomas More High School, the standards of excellence and commitment to Catholic principles which they established remain as strong and true as ever.

Pio Nono College was founded in 1870 and initially trained young men in music and teaching. For a time, Pio Nono stood as one of this country's foremost centers of Catholic liturgical music. As the educational needs of the Milwaukee diocese evolved, the focus of Pio Nono changed. Over the years, Pio Nono was transformed into a boarding and day school for young men, later into the St. Francis Minor Seminary, and by 1965, into Pio Nono High School. Throughout these changes, Pio Nono's commitment to providing quality Catholic education never wavered.

By the mid 1940's, the need arose on Milwaukee's South Side for a high school serving young men who sought a Catholic education, but who were not called to join a seminary. In 1945, Don Bosco High School was founded in response to that need. For the next two and a half decades, Don Bosco High School, under the guidance of the Marianist order of priests and brothers, prepared scores of Milwaukee's young men for the lifetime of challenges that lay before them. I am very proud to be among those members of our community who received their scholastic and spiritual foundation at Don Bosco.

By the late 1960's, the needs of the Milwaukee diocese had again changed, and in 1972, these two institutions were merged into Thomas More High School. This year, as we celebrate the 125th anniversary of the founding of Pio Nono and the 50th anniversary of the founding of Don Bosco, we can be proud that the traditions of those outstanding schools are being carried forward into the future by Thomas More. The alumni of Pio Nono, Don Bosco, and Thomas More owe a debt of thanks to the men and women, past and present, who cared enough to make quality and affordable Catholic education available to our community.

TACOMA AMENDMENT TO H.R. 961  
CLEAN WATER AMENDMENTS  
ACT OF 1995

**HON. BILL EMERSON**

OF MISSOURI

**HON. GREG LAUGHLIN**

OF TEXAS

**HON. RANDY TATE**

OF WASHINGTON

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 23, 1995*

Mr. EMERSON. Mr. Speaker, my colleagues and I rise today to supplement the discussion we and several of our distinguished colleagues had on May 11, 1995. We were successful in amending H.R. 961, the Clean Water Amendments Act of 1995. During the debate, Mr. Emerson offered his amendment, and then accepted the substitute to his amendment that was offered by Mr. Laughlin and Mr. Tate. The substitute for the amendment is called the Tacoma amendment and is described as follows.

The amendment would resolve the uncertainty in regulation of hydroelectric projects caused by the U.S. Supreme Court's recent decision in PUD No. 1 of Jefferson County et al. Versus Washington Department of Ecology et al., known as the Tacoma case. In Tacoma, the Supreme Court ruled that State water quality agencies under section 401 of the Clean Water Act may determine whether a hydroelectric project qualifies as a designated use of a water body, prescribe flow conditions for the project, and impose conditions on the project under either State water quality standards for any other appropriate requirement of State law.

The Tacoma case brings section 401 of the Clean Water Act into conflict with the comprehensive licensing process already administered by the Federal Energy Regulatory Commission [FERC] under the Federal Power Act [FPA]. Under the FPA, FERC exhaustively evaluates and balances all public values affected by a project in a lengthy and comprehensive process that requires a minimum of 5 years to complete. The considerations examined thoroughly by FERC include all aspects of water quality as well as a need for power, irrigation, flood control, recreation, effects on Indian tribes, effects on Federal lands, endangered species concerns, and effects of fish and wildlife habitat.

Thus, the problem with the Tacoma case is two-fold. First, it creates duplication by allowing for 50 mini-FERC processes at the State level to be added to the already costly and burdensome process before FERC. Second, it potentially leaves hydroelectric licensing conditions in the hands of agencies that are charged with maintaining only one value, namely water quality.

In recognition that hydroelectric development frequently presents conflicts among competing societal values, there must be an ultimate arbiter that resolves such conflicts on the basis of weighing and balancing all interests. FERC is charged with filling that role under Federal law. If licensing conditions are left in the hands of water quality agencies who have no responsibility to the overall public interest it is inevitable that licensing decisions will be made on the basis of environmental impacts alone.

The amendment is a compromise approach to the Tacoma problem which is supported by the hydroelectric industry. It uses as departure point the fact that the Supreme Court in Tacoma explicitly left open the question of what happens when section 401 conditions conflict with licensing conditions chosen by FERC. The amendment would allow State water quality agencies to exercise the broad reach of authority under Tacoma, but State-imposed conditions would yield in situations where FERC finds inconsistency with the purposes and requirements under the Federal Power Act. These situations should be rare.

The Tacoma amendment is not a perfect solution for the hydroelectric industry, but an attempt to meet the States halfway. As directed by Chairman SHUSTER at the full committee markup of H.R. 961, representatives of the hydroelectric industry have met with the National Governors Association and the Western States Water Council in an attempt to achieve a consensus approach. These efforts have not been successful; nor have State interests come forward with any alternatives of their own. Resolution of the Tacoma issue is

essential to the continued viability of hydroelectric resources since the majority of existing projects will undergo relicensing, and therefore section 401 certification, within the near future.

IN RECOGNITION OF THE ENFIELD  
SUBSTANCE ABUSE PREVENTION  
COUNCIL VOLUNTEERS IN EN-  
FIELD, CT

**HON. NANCY L. JOHNSON**

OF CONNECTICUT

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 23, 1995*

Mrs. JOHNSON of Connecticut. Mr. Speaker, it is with great pride and respect that I rise to commend the many students, parents, educators, and professionals who are members of the Enfield Substance Abuse Prevention Council and will be honored for their efforts to raise community awareness of substance abuse.

This evening, at Enrico Fermi High School, the council will be hosting a celebration of youth to recognize the dedication and accomplishments of the volunteers, both children and adults, who have volunteered their time, energy, and experience to causes or projects whose mission is related to substance abuse prevention.

Substance abuse prevention is critical to the health and prosperity of all citizens, and I express my appreciation to all of the volunteers who have worked together and daily demonstrate their commitment to the quality of life in Enfield, CT.

A TRIBUTE TO ROBERT WIENS

**HON. JERRY LEWIS**

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

*Tuesday, May 23, 1995*

Mr. LEWIS of California. Mr. Speaker, I would like to bring to your attention the fine work and outstanding public service of Mr. Robert Wiens of Redlands, CA. Bob, a dedicated professional and longtime community activist, has retired as the president and chief executive officer of Redlands Federal Bank after 38 years of service to Inland Empire. A tribute dinner will be held in his honor on June 17 with the proceeds of the event going to the Inland Empire Habitat for Humanity.

Bob Wiens graduated from the University of Redlands in 1956 and later attended Indiana University's Graduate School of Savings and Loan. Following graduation, Bob went to work at Redlands Federal Bank where he spent almost the next 40 years of his professional life, moving up the professional ranks and leaving an indelible impression upon the bank and the local community. In his first 27 years with Redlands Federal, Bob served as a bank teller, manager of the Beaumont and Yucaipa branches, corporate secretary, treasurer/controller, and executive vice-president. In 1983, Bob became president and chief operating officer, and 3 years later, became president and chief executive officer. Bob became chairman, president, and chief executive officer in 1992.

To say the least, Bob Wiens has played an extraordinary and critical role in our community. Since 1976, he has served in numerous

capacities with the California League of Savings Institutions, as well as the Institute of Financial Education and Financial Managers Society. In addition, he has actively served with the University of Redlands board of Trustees, the Redland Symphony Advisory Board, San Bernardino County Homeless Coalition, Inland Action, and the Inland Empire Economic Council. He has also been integrally involved with the Redlands Chamber of Commerce, the

Redlands Community Hospital Foundation, the University of Redland National Alumni Association, and the First Presbyterian Church of San Bernardino.

I have known Bob and his lovely wife, Marion, for many years now. They are two of the truly outstanding and dynamic individuals in our community who day in and day out make a difference in our community. It's only fitting that the local chapter of Habitat for Humanity

is planning to build a house in Bob's name in Redlands in the Redlands area in 1995.

Mr. Speaker, I ask that you join me, our colleagues, and Bob's family and many friends in recognizing his many fine achievements and selfless contributions. Over the years, Bob Wiens has touched the lives of many people and it is only fitting that the House of Representatives recognize him today.

# Daily Digest

## Senate

### Chamber Action

#### *Routine Proceedings, pages S7137-S7268*

**Measures Introduced:** Seven bills were introduced, as follows: S. 841-847. Page S7244

**Congressional Budget:** Senate continued consideration of S. Con. Res. 13, setting forth the congressional budget for the United States Government for the fiscal years 1996, 1997, 1998, 1999, 2000, 2001, and 2002, taking action on amendments proposed thereto, as follows: Pages S7137-S7229

#### Adopted:

Stevens/Domenici Amendment No. 1129, to express the sense of the Congress regarding full funding for Decade of the Brain research. Pages S7217-20

#### Rejected:

(1) By 50 yeas to 50 nays (Vote No. 177), Roth Amendment No. 1121, to express the sense of the Senate that the number of Federal full-time equivalent positions should be further reduced. Page S7197

(2) By 31 yeas to 69 nays (Vote No. 178), Gramm Amendment No. 1123, in the nature of a substitute. Pages S7161-79, S7197-98

(3) By 40 yeas to 60 nays (Vote No. 180), Thurmond Amendment No. 1125, to restore adequate defense budget levels and to provide for offsetting reductions from non-defense discretionary spending and non-defense spending in the defense budget. Pages S7185-96, S7198

#### Pending:

(1) Harkin/Bumpers Amendment No. 1126, to reduce unnecessary military spending, holding military spending to a freeze in overall spending over 7 years protecting readiness and modernization activities and shifting the savings to education and job training, restoring a portion of the reductions proposed for those programs in the resolution. Pages S7199-S7203

(2) Feingold/Hollings Amendment No. 1127, to strike the budget surplus allowance provision (Section 204) from the resolution to eliminate the use of the fiscal dividend for further tax cuts. Pages S7203-08

(3) Snowe Amendment No. 1128, to increase funding for mandatory spending in function 500 (Education). Pages S7208-17

(4) Bumpers Amendment No. 1130, to strike the proposed change in the budget process rules which would permit the scoring of revenue derived from the sale of federal assets. Pages S7220-25

A unanimous-consent agreement was reached providing for further consideration of the pending amendments and certain amendments to be proposed on Wednesday, May 24, 1995. Page S7198

During consideration of this measure today, the Senate took the following action:

By 47 yeas to 53 nays (Vote No. 176), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 904 of the Congressional Budget Act of 1974 with respect to consideration of Bradley Amendment No. 1122, to lessen tax increases on working families by using amounts set aside for a tax cut. Subsequently, a point of order that the amendment was in violation of Section 305(b)(2) of the Congressional Budget Act was sustained, and the amendment was ruled out of order. Pages S7138-57, S7197

By 47 yeas to 53 nays (Vote No. 179), three-fifths of those Senators duly chosen and sworn not having voted in the affirmative, Senate rejected a motion to waive section 904 of the Congressional Budget Act with respect to consideration of Exon Amendment No. 1124, to restore funding for seniors, education, agriculture, working families, veterans, and other Americans, using amounts set aside for a tax cut. Subsequently, a point of order that the amendment was in violation of Section 304(b)(2) of the Congressional Budget Act was sustained, and the amendment was ruled out of order. Pages S7181-85, S7198

Senate will continue consideration of the resolution on Wednesday, May 24, 1995.

**Messages From the President:** Senate received the following messages from the President of the United States:

Transmitting the report relative to emigration laws and policies of the Republic of Romania; referred to the Committee on Finance. (PM-51). Page S7244

**Nominations Confirmed:** Senate confirmed the following nominations:

Eugene Branstool, of Ohio, to be a Member of the Board of Directors of the Federal Agricultural Mortgage Corporation.

Karl N. Stauber, of Minnesota, to be Under Secretary of Agriculture for Research, Education, and Economics. (New Position)

Karl N. Stauber, of Minnesota, to be a Member of the Board of Directors of the Commodity Credit Corporation.

8 Air Force nominations in the rank of general.

1 Army nomination in the rank of Chief of Staff of the Army.

6 Army nominations in the rank of general.

1 Marine Corps nomination in the rank of Commandant of the Marine Corps.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, Marine Corps, Navy.

Pages S7230-31, S7279-80

**Nominations Received:** Senate received the following nominations:

Routine lists in the Air Force, Army, and Navy.

Pages S7268-79

**Messages From the President:** Page S7244

**Executive Reports of Committees:** Page S7244

**Statements on Introduced Bills:** Pages S7244-47

**Additional Cosponsors:** Pages S7247-48

**Amendments Submitted:** Pages S7248-57

**Notices of Hearings:** Page S7257

**Authority for Committees:** Page S7258

**Additional Statements:** Pages S7258-68

**Record Votes:** Five record votes were taken today. (Total—180) Pages S7197-98

**Recess:** Senate convened at 8:30 a.m., and recessed at 10:35 p.m., until 8 a.m., on Wednesday, May 24, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page S7268.)

## Committee Meetings

(Committees not listed did not meet)

### 1995 FARM BILL: FOOD ASSISTANCE

*Committee on Agriculture, Nutrition, and Forestry:* Committee resumed hearings on proposed legislation to strengthen and improve United States agricultural programs, focusing on the Department of Agriculture food and nutrition assistance programs, receiving testimony from Representative Cunningham; Dan Glickman, Secretary of Agriculture; Ellen W. Haas, Under Secretary of Agriculture for Food and Consumer Services; Robert A. Robinson, Associate

Director, Food and Agriculture Issues, Resources, Community, and Economic Development Division, General Accounting Office; Iowa Governor Terry Branstad, Des Moines; Florida Governor Lawton Chiles, Tallahassee; Gerald H. Miller, Michigan Department of Social Services, Lansing; J. Jean Rogers, Wisconsin Department of Health and Social Services, Madison; Robert Greenstein, Center on Budget and Policy Priorities, Timothy M. Hammonds, Food Marketing Institute, and Robert J. Fersh, Food Research and Action Center, all of Washington, D.C.; M. Anne Hill, City University of New York, Flushing; Linda Locke, Louisville, Kentucky, on behalf of the National Child and Adult Care Food Program Sponsors Forum; Vivian Pilant, South Carolina Department of Education, Columbia, on behalf of the American School Food Service Association; and James Richard, Alabama Department of Public Health, Montgomery, on behalf of the National Association of WIC Directors.

Committee recessed subject to call.

### APPROPRIATIONS—DEFENSE

*Committee on Appropriations:* Subcommittee on Defense held hearings on proposed budget estimates for fiscal year 1996 for financial management programs of the Department of Defense, receiving testimony from John J. Hamre, Under Secretary of Defense (Comptroller); and Charles Bowsher, Comptroller General of the United States, General Accounting Office.

Subcommittee will meet again on Tuesday, June 6.

### APPROPRIATIONS—DISTRICT OF COLUMBIA

*Committee on Appropriations:* Subcommittee on the District of Columbia held hearings on proposed budget estimates for fiscal year 1996 for the government of the District of Columbia, focusing on the District of Columbia public school system, receiving testimony from Michael Feuer, Director, Board on Testing and Assessment, National Research Council; Wilma Harvey, President, District of Columbia Board of Education, and Franklin Smith, Superintendent, District of Columbia Public Schools, both of the Government of the District of Columbia; and Daniel Koretz, Urban Institute, Carrie Thornhill, on behalf of the Committee on Public Education, Delabian Rice-Thurston, Parents United for the D.C. Public Schools, and Thriftone B. Jones, D.C. Congress of Parents and Teachers, all of Washington, D.C.

Subcommittee recessed subject to call.



**APPROPRIATIONS—FOREIGN ASSISTANCE**

*Committee on Appropriations:* Subcommittee on Foreign Operations held hearings on proposed budget estimates for fiscal year 1996 for foreign assistance programs, receiving testimony from Lynn Davis, Under Secretary for Arms Control and International Security Affairs, and John Shattuck, Assistant Secretary for Human Rights, both of the Department of State; Lt. Gen. Thomas Rhame, Director, Defense Security Assistance Agency, Department of Defense; and Lawrence J. Korb, Brookings Institution, Holly J. Burkhalter, Human Rights Watch, William Hartung, World Policy Institute, and Lora Lumpe, Federation of American Scientists, all of Washington, D.C.

Subcommittee recessed subject to call.

**NOMINATIONS**

*Committee on Armed Services:* Committee ordered favorably reported 2,020 military nominations in the Army, Navy, Marine Corps, and Air Force.

**NASA SPACE STATION PROGRAM**

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science, Technology, and Space concluded hearings on the state and performance of the National Aeronautics and Space Administration space station program, after receiving testimony from J. Wayne Littles, Associate Administrator, Office of Space Flight, Harry Holloway, Associate Administrator, Office of Life and Microgravity Sciences and Applications, and Randy Brinkley, Space Station Program Manager (Houston, Texas), all of the National Aeronautics and Space Administration; Marcia Smith, Space Policy Analyst, Congressional Research Service, Library of Congress; Lori B. Garver, National Space Society, and Alexander McPherson, Association of American Universities, both of Washington, D.C.; and Tom Rogers, Space Transportation Association, Arlington, Virginia.

**RECLAMATION FACILITIES TRANSFER ACT**

*Committee on Energy and Natural Resources:* Subcommittee on Forests and Public Land Management held hearings on S. 620, to direct the Secretary of the Interior to convey, upon request, certain property in Federal reclamation projects to beneficiaries of the projects and to set forth a distribution scheme for revenues from reclamation project lands, receiving testimony from Daniel P. Beard, Commissioner, Bureau of Reclamation, Department of the Interior; Roger Ling, Ling, Nielsen and Robinson, Rupert, Idaho; Thomas F. Donnelly, National Water Resources Association, Arlington, Virginia; Tom W. Davis, Carlsbad Irrigation District, Carlsbad, New Mexico; Gary Esslinger, Elephant Butte Irrigation

District, and Steven L. Hernandez, Hubert & Hernandez, on behalf of the Elephant Butte Irrigation District and the Carlsbad Irrigation District, both of Las Cruces, New Mexico; and Kenneth Nelson, Courtland, Kansas, on behalf of the Irrigation Projects Reauthorization Council of Kansas and Nebraska.

Hearings were recessed subject to call.

**WOLVES IN YELLOWSTONE PARK**

*Committee on Energy and Natural Resources:* Subcommittee on Parks, Historic Preservation and Recreation concluded oversight hearings on the Department of the Interior's programs, policies and budget implications on the reintroduction of wolves in and around Yellowstone National Park, after receiving testimony from George T. Frampton, Jr., Assistant Secretary for Fish and Wildlife and Parks, and Mollie H. Beattie, Director, United States Fish and Wildlife Service, both of the Department of the Interior; Robert M. Ferris, Defenders of Wildlife, John Kostyack, National Wildlife Federation, William G. Myers, III, Public Lands Council, on behalf of the National Cattlemen's Association, Philip H. Voorhees, on behalf of the National Parks and Conservation Association, and Jon Doggett, American Farm Bureau Federation, all of Washington, D.C.; and Elaine Allestad, Big Timber, Montana, on behalf of the Montana Wool Growers Association and the American Sheep Industry Association.

**AUTHORIZATION—FOREIGN ASSISTANCE**

*Committee on Foreign Relations:* Committee began markup of proposed legislation to authorize reduced levels of appropriations for foreign assistance programs for fiscal years 1996 and 1997, but did not complete action thereon, and will continue tomorrow.

**NOMINATIONS**

*Committee on Governmental Affairs:* Committee concluded hearings on the nominations of Robert F. Rider, of Delaware, and S. David Fineman, of Pennsylvania, each to be a Governor of the United States Postal Service, G. Edward DeSeve, of Pennsylvania, to be Controller, Office of Federal Financial Management, Office of Management and Budget, and John W. Carlin, of Kansas, to be Archivist of the United States, National Archives and Records Administration, after the nominees testified and answered questions in their own behalf. Mr. Fineman was introduced by Senator Specter and Representatives Borski and Fattah, Mr. DeSeve was introduced by Representative Borski, and Mr. Carlin was introduced by Senator Dole. Testimony was also received on the nomination of Mr. Carlin from Gaddis Smith, Yale University, New Haven, Connecticut, on behalf of

the Organization of American Historians and the American Historical Association; Susan E. Davis, State Historical Society of Wisconsin, Madison, on behalf of the Society of American Archivists; Howard P. Lowell, Delaware State Archives, Dover, on behalf of the National Association of Government Archives and Records Administrators; and Martha Joynt Kumar, Towson State University, Towson, Maryland, on behalf of the Presidency Research Group.

### EEOC

*Committee on Labor and Human Resources:* Committee concluded oversight hearings on the state of the Equal Employment Opportunity Commission, focus-

ing on EEOC's charge processing system and case backlog, after receiving testimony from Linda G. Morra, Director, Education and Employment Issues, Health, Education, and Human Services Division, General Accounting Office; Gilbert F. Casellas, Chairman, Equal Employment Opportunity Commission; Donald R. Livingston, Akin, Gump, Strauss, Hauer & Feld, and Stephen E. Tallent, Gibson, Dunn & Crutcher, both of Washington, D.C.; James A. Quirk, Computer Sciences Raytheon, Cocoa Beach, Florida, on behalf of the Society for Human Resource Management; and Nancy Kreiter, Women Employed Institute, Chicago, Illinois.

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## House of Representatives

### Chamber Action

**Bills Introduced:** Seven public bills, H.R. 1683-1689; and three resolutions, H.J. Res. 90-91, H. Con. Res. 71 were introduced. **Pages H5470-71**

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Kim to act as Speaker pro tempore for today. **Page H5379**

**Recess:** House recessed at 11:10 a.m. and reconvened at noon. **Page H5383**

**Committees To Sit:** The following committees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Agriculture, Banking and Financial Services, Commerce, Economic and Educational Opportunities, Government Reform and Oversight, House Oversight, Judiciary, National Security, Resources, Small Business, and Select Intelligence. **Page H5388**

**American Overseas Interests Act:** House completed all general debate and began consideration of amendments on H.R. 1561, to consolidate the foreign affairs agencies of the United States; to authorize appropriations for the Department of State and related agencies for fiscal years 1996 and 1997; and to responsibly reduce the authorizations for United States foreign assistance programs for fiscal years 1996 and 1997; but came to no resolution thereon. **Pages H5389-H5460**

#### Agreed To:

The Brownback amendment that reduces the authorization level for fiscal year 1997 appropriations for international affairs programs by \$478 million to conform with the authorization levels established by

the balanced budget resolution (agreed to by a recorded vote of 276 ayes to 134 noes, Roll No. 348); and **Pages H5450-55, H5459-60**

The Burton of Indiana amendment, as modified, that prohibits development assistance to countries that oppose the United States position in the United Nations General Assembly on 50 percent or more recorded plenary votes. **Page H5460**

The Funderburk amendment, as modified, was offered but subsequently withdrawn that sought to reduce further the salaries and expenses of the Department of State by an additional \$17 million. **Pages H5455-59**

H. Res. 155, the rule under which the bill is being considered, was agreed to earlier by a yeas-and-nays vote of 233 yeas to 176 nays, Roll No. 347. **Pages H5389-97**

**Presidential Message—Romanian Emigration:** Read a letter from the President wherein he transmits a report concerning emigration policies of the Republic of Romania—referred to the Committee on Ways and Means and ordered printed (H. Doc. 104-78). **Page H5460**

**Amendments Ordered Printed:** Amendments ordered printed pursuant to the rule today appear on pages H5472-83.

**Quorum Calls—Votes:** One yeas-and-nays vote and one recorded vote developed during the proceedings of the House today and appear on pages H5397 and H5459-60. There were no quorum calls.

**Adjournment:** Met at 10:30 a.m. and adjourned at 7:07 p.m.

## Committee Meetings

### FIFRA AMENDMENTS

*Committee on Agriculture:* Subcommittee on Department Operations, Nutrition, and Foreign Agriculture approved for full Committee action amended Titles I, II, and III of H.R. 1627, to amend the Federal Insecticide, Fungicide, and Rodenticide Act.

### MAINTAINING, REFORMING OR ELIMINATING FEDERAL MILK MARKETING ORDERS

*Committee on Agriculture:* Subcommittee on Livestock, Dairy, and Poultry held a hearing on the impact of maintaining, reforming, or eliminating Federal Milk Marketing Orders (FMMOs), criteria for the consolidation of FMMO order regions, revisions in the pooling and sharing of FMMO receipts, proposals for a single national order, and the continuation or pre-emption of state orders. Testimony was heard from Lon S. Hatamiya, Administrator, Agricultural Marketing Service, USDA; John Harman, Director, Food and Agriculture Issues, GAO; and public witnesses.

### DISTRICT OF COLUMBIA APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on the District of Columbia held a hearing on D.C. Finances. Testimony was heard from the following officials of the District of Columbia: Robert Pohlman, Interim, Chief Financial Officer; and Robert Reid, Controller.

### VA, HUD, AND INDEPENDENT AGENCIES APPROPRIATIONS

*Committee on Appropriations:* Subcommittee on VA, HUD, and Independent Agencies held a hearing on the EPA. Testimony was heard from Carol M. Browner, Administrator, EPA.

### FINANCIAL INSTITUTIONS REGULATORY RELIEF ACT

*Committee on Banking and Financial Services:* Subcommittee on Financial Institutions and Consumer Credit continued hearings on the broad issue of regulatory burden relief as well as those matters addressed in H.R. 1362, Financial Institutions Regulatory Relief Act of 1995. Testimony was heard from public witnesses.

Hearings continue tomorrow.

### SUPERFUND PROGRAM REAUTHORIZATION

*Committee on Commerce:* Subcommittee on Commerce, Trade, and Hazardous Materials continued hearings on the reauthorization of the Superfund program. Testimony was heard from Tim Fields, Deputy Assistant Administrator, Office of Solid Waste and

Emergency Response, EPA; Barry Johnson, Assistant Administrator, Agency for Toxic Substances and Disease Registry, Department of Health and Human Services; and public witnesses.

### EEOC ADMINISTRATIVE REFORMS/CASE PROCESSING

*Committee on Economic and Educational Opportunities:* Subcommittee on Employer-Employee Relations held a hearing on EEOC Administrative Reforms/Case Processing. Testimony was heard from Gilbert F. Casellas, chairman, EEOC.

### FEDERAL DIRECT STUDENT LOAN PROGRAM

*Committee on Economic and Educational Opportunities:* Subcommittee on Oversight and Investigations held a hearing on the Federal Direct Student Loan program. Testimony was heard from Senator Simon; Representatives Petri, Istook and Gordon; and public witnesses.

### CONSOLIDATING FEDERAL PROGRAMS AND ORGANIZATIONS

*Committee on Government Reform and Oversight:* Subcommittee on Government Management, Information, and Technology concluded hearings on Consolidating Federal Programs and Organizations, Part II. Testimony was heard from Marshall S. Smith, Under Secretary, Department of Education; George Munoz, Assistant Secretary, Management and Chief Financial Officer, Department of the Treasury; Paul L. Posner, Director, Budget Issues, Accounting and Information Management Division, GAO; the following former Secretaries, Department of Energy: Donald P. Hodel and Secretary of the Interior; John S. Herrington; and James D. Watkins; from the former Under Secretaries, Department of Energy: Shelby T. Brewer; and Donna R. Fitzpatrick; and public witnesses.

### FEDERAL DEPARTMENTS—WASTE AND FRAUD

*Committee on Government Reform and Oversight:* Subcommittee on Human Resources and Intergovernmental Relations held a hearing on Waste and Fraud in the following Departments: Education; Health and Human Services; Housing and Urban Development; Labor; and Veterans Affairs. Testimony was heard from public witnesses.

### OVERSIGHT

*Committee on Government Reform and Oversight:* Subcommittee on Postal Service continued oversight hearings on the U.S. Postal Service. Testimony was heard from public witnesses.

Hearings continue June 7.

**COMMITTEE BUSINESS**

*Committee on House Oversight:* Approved the following pending Committee business: parking policies; inside mail delivery policies; audio coverage for Committee meetings; and issuance of beauty shop and barber-shop requests for proposals and procurement of shoe shine services.

**REFORM OF LAWS GOVERNING LOBBYING**

*Committee on the Judiciary:* Subcommittee on the Constitution held a hearing on the reform of laws governing lobbying. Testimony was heard from Representatives Bryant of Texas, Dornan, McHale, Meehan, Shays, Traficant, Upton, Wolf, and Zimmer; and public witnesses.

**NATIONAL DEFENSE AUTHORIZATION**

*Committee on National Security:* Subcommittee on Military Procurement approved for full Committee action H.R. 1530, National Defense Authorization for fiscal year 1996.

**NATIONAL DEFENSE AUTHORIZATION**

*Committee on National Security:* Subcommittee on Military Research and Development approved for full Committee action amended H.R. 1530, National Defense Authorization for fiscal year 1996.

**APPROPRIATE ROLE OF GOVERNMENT PROGRAMS—HELPING SMALL BUSINESSES FIND EXPORT OPPORTUNITIES**

*Committee on Small Business:* Subcommittee on Procurement, Exports, and Business Opportunities continued hearings on the appropriate role and the effectiveness of various Federal Government programs in helping small businesses find export opportunities around the world, with emphasis on the merits or pitfalls of export promotion programs as they impact small business. Testimony was heard from Allan I. Mendlowitz, Managing Director, International Trade, Finance, and Competitiveness Issues, GAO; and public witnesses.

**COMMITTEE BUSINESS**

*Committee on Standards of Official Conduct:* Met in executive session to consider pending business.

**SOCIAL SECURITY DISABILITY INSURANCE PROGRAM**

*Committee on Ways and Means:* Subcommittee on Trade held a hearing on the Social Security Disability Insurance Program. Testimony was heard from Shirley Sears Chater, Commissioner, SSA; Jane Ross, Director, Income Security Issues, Health, Education, and Human Services Division, GAO; and public witnesses.

Hearings continue tomorrow.

**UNITED STATES-CHINA TRADE RELATIONS AND RENEWAL OF MFN STATUS**

*Committee on Ways and Means:* Subcommittee on Trade held a hearing on United States-China Trade Relations and Renewal of China's Most-Favored-Nation Status. Testimony was heard from Representatives Solomon, Lantos, Wolf, Kolbe, and Pelosi; Charlene Barshefsky, Deputy U.S. Trade Representative; Kent Wiedemann, Deputy Assistant Secretary, East Asian and Pacific Affairs, Department of State; and public witnesses.

**GUATEMALA**

*Permanent Select Committee on Intelligence:* Met in executive session to receive a briefing on Guatemala. The Committee was briefed by departmental witnesses.

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**NEW PUBLIC LAWS**

(For last listing of Public Laws, see DAILY DIGEST, p. D636)

S. 244, to further the goals of the Paperwork Reduction Act to have Federal agencies become more responsible and publicly accountable for reducing the burden of Federal paperwork on the public. Signed May 22, 1995 (P.L. 104-13).

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**COMMITTEE MEETINGS FOR WEDNESDAY, MAY 24, 1995**

(Committee meetings are open unless otherwise indicated)

**Senate**

*Committee on Agriculture, Nutrition, and Forestry,* Subcommittee on Research, Nutrition, and General Legislation, to hold hearings on proposed legislation to strengthen and improve United States agricultural programs, focusing on research and the future of U.S. agriculture, 10 a.m., SR-332.

*Committee on Appropriations,* Subcommittee on Interior, to hold hearings on proposed budget estimates for fiscal year 1996 for the United States Fish and Wildlife Service, Department of the Interior, 10:15 a.m., SD-192.

*Committee on Banking, Housing, and Urban Affairs,* to hold hearings to examine the impact of the peso devaluation and the Administration's aid package on the banking system and economy of Mexico, 10 a.m., SD-538.

*Committee on Commerce, Science, and Transportation,* Subcommittee on Aviation, to hold hearings to examine international aviation policy, 9:30 a.m., SR-253.

*Committee on Finance,* business meeting, to mark up H.R. 4, to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependence, 9:30 a.m., SD-215.

*Committee on Foreign Relations,* business meeting, to continue to mark up proposed legislation authorizing funds for foreign assistance programs, 10:30 a.m., SD-419.

*Committee on Governmental Affairs*, Subcommittee on Oversight of Government Management and The District of Columbia, to hold oversight hearings on aviation safety, 9:30 a.m., SD-342.

*Committee on the Judiciary*, to hold hearings on the Administration's counter-terrorism intelligence gathering proposals, focusing on whether there is a need for increased wiretap and infiltration authority for Federal law enforcement, 2 p.m., SD-226.

Select Committee on Intelligence, to hold closed hearings on intelligence matters, 2 p.m., SH-219.

### House

*Committee on Agriculture*, Subcommittee on Resource Conservation, Research, and Forestry, hearing on Conservation issues in the 1995 Farm Bill, 9 a.m., 1300 Longworth.

Subcommittee on Risk Management and Specialty Crops, hearing on 1995 Farm Bill—Sugar Title, 10 a.m., 1302 Longworth.

*Committee on Appropriations*, Subcommittee on Commerce, Justice, State, and Judiciary, on Members of Congress, 10 a.m., and on Legal Services Corporation, 2 p.m., H-309 Capitol.

Subcommittee on VA, HUD and Independent Agencies, on EPA, 10 a.m., and 1:30 p.m., 2360 Rayburn.

*Committee on Banking and Financial Services*, Subcommittee on Financial Institutions and Consumer Credit, to continue hearings on the broad issue of regulatory burden relief as well as those matters addressed in H.R. 1362, Financial Institutions Regulatory Relief Act of 1995, 9:30 a.m., 2128 Rayburn.

*Committee on Commerce*, to mark up the following bills: H.R. 558, Texas Low-Level Radioactive Waste Disposal Compact Consent Act; H.R. 1323, Pipeline Safety Act of 1995; and H.R. 1555, Communications Act of 1995, 10 a.m., 2123 Rayburn.

*Committee on Economic and Educational Opportunities*, to mark up H.R. 1617, Consolidated and Reformed Edu-

cation, Employment and Rehabilitation Systems, 9:30 a.m., 2175 Rayburn.

*Committee on Government Reform and Oversight*, Subcommittee on Civil Service, hearing on Ramspeck: Repeal, Repeal, or Retention, 10 a.m., 311 Cannon.

*Committee on the Judiciary*, Subcommittee on the Constitution, hearing on H.J. Res. 79, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States, 10 a.m., 2141 Rayburn.

Subcommittee on Immigration and Claims, hearing on immigration issues, 1:30 p.m., 2226 Rayburn.

*Committee on National Security*, to mark up the following bills: H.R. 1141, Sikes Act Improvement Amendments of 1995; H.R. 1347, Maritime Administration Authorization Act for fiscal year 1996; H.R. 1350, Maritime Security Act of 1995; and H.R. 1530, National Defense Authorization for fiscal year 1996, 10 a.m., 2118 Rayburn.

*Committee on Resources*, to continue mark up of H.R. 1332, Rongelap Recovery and Community Self-Reliance Act; and to consider the following bills: H.R. 1091, to improve the National Park System in the Commonwealth of Virginia; S. 523, to amend the Colorado River Basin Salinity Control Act to authorize additional measures to carry out the control of salinity upstream of Imperial Dam in a cost-effective manner; and H.R. 1070, to designate the reservoir created by Trinity Dam in Central Valley project, CA as "Trinity Lake," 11 a.m., 1324 Longworth.

*Committee on Standards of Official Conduct*, executive, to consider pending business, 4 p.m., HT-2M Capitol.

*Committee on Ways and Means*, Subcommittee on Health, to continue hearings to explore increasing and improving options for Medicare Beneficiaries, 10 a.m., 1100 Longworth.

Subcommittee on Social Security, to continue hearings on Social Security Disability Insurance Program, 10 a.m., B-318 Rayburn.

*Next Meeting of the SENATE*

8 a.m., Wednesday, May 24

*Next Meeting of the HOUSE OF REPRESENTATIVES*

10 a.m., Wednesday, May 24

## Senate Chamber

**Program for Wednesday:** Senate will complete consideration of S. Con. Res. 13, Congressional Budget.

Senate also expects to consider S. 735, Comprehensive Terrorism Prevention Act and the conference report on H.R. 1158, Supplemental Rescissions.

## House Chamber

**Program for Wednesday:** Continue consideration of H.R. 1561, American Overseas Act of 1995.

## Extensions of Remarks, as inserted in this issue

## HOUSE

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