

Wednesday, November 8, 1995

Daily Digest

HIGHLIGHTS

House passed further continuing appropriations resolution.

Senate

Chamber Action

Routine Proceedings, pages S16761–S16840

Measures Introduced: Five bills were introduced, as follows: S. 1401–1405. **Page S16821**

Partial-Birth Abortion Ban: Senate continued consideration of H.R. 1833, to amend title 18, United States Code, to ban partial-birth abortions.

Pages S16761–S16801, S16804–06

During consideration of this measure today, Senate took the following action:

By 90 yeas to 7 nays (Vote No. 563), Senate agreed to a motion to commit the bill to the Committee on the Judiciary, with instructions.

Page S16805

Messages From the President: Senate received the following messages from the President of the United States:

Transmitting the report of the notice of the continuation of the emergency regarding weapons of mass destruction; referred to the Committee on Banking, Housing, and Urban Affairs. (PM–91).

Pages S16818–20

Nominations Received: Senate received the following nominations:

Norman I. Maldonado, of Puerto Rico, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 1999.

Wallace D. McRae, of Montana, to be a Member of the National Council on the Arts for a term expiring September 3, 1998.

Routine lists in the Army.

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Messages From the President:

Pages S16818–20

Messages From the House:

Page S16820

Measures Referred:

Page S16821

Measure Committed:

Page S16821

Executive Reports of Committees:

Page S16821

Statements on Introduced Bills: **Pages S16821–29**

Additional Cosponsors: **Page S16829**

Authority for Committees: **Pages S16829–30**

Additional Statements: **Page S16830–39**

Record Votes: One record vote was taken today. (Total—563) **Page S16805**

Adjournment: Senate convened at 9:30 a.m., and adjourned at 6:28 p.m., until 10 a.m., on Thursday, November 9, 1995. (For Senate's program, see the remarks of the Democratic Leader in today's RECORD on pages S16839–40.)

Committee Meetings

(Committees not listed did not meet)

NOMINATIONS/SUBCOMMITTEE ASSIGNMENTS

Committee on Agriculture, Nutrition, and Forestry: Committee ordered favorably reported the nominations of Michael V. Dunn, of Iowa, to be an Assistant Secretary of Agriculture, and to be a Member of the Board of Directors of the Commodity Credit Corporation, and John David Carlin, of Kansas, to be an Assistant Secretary of Agriculture.

Also, committee approved the following new subcommittee assignments:

Subcommittee on Production and Price Competitiveness: Senators Cochran (Chairman), Warner, Helms, Coverdell, Dole, Grassley, Pryor, Daschle, Baucus, Kerrey, and Heflin.

Subcommittee on Marketing, Inspection, and Product Promotion: Senators Helms (Chairman), Dole, Cochran, McConnell, Santorum, Conrad, Pryor, Baucus, and Heflin.

Subcommittee on Forestry, Conservation, and Rural Revitalization: Senators Craig (Chairman), Coverdell, Warner, Helms, Grassley, Heflin, Harkin, Conrad, and Kerrey.

Subcommittee on Research, Nutrition, and General Legislation: Senators McConnell (Chairman), Dole, Santorum, Craig, Harkin, Daschle, and Pryor.

FEDERAL COURTHOUSE CONSTRUCTION PROGRAM

Committee on Governmental Affairs: Subcommittee on Oversight of Government Management and the District of Columbia held oversight hearings to examine General Services Administration management practices in regard to the planning and development of Federal courthouse construction projects, focusing on cost control initiatives, receiving testimony from J. William Gadsby, Director, Gerald Stankosky, Assistant Director, and Daniel Schultz, Evaluator-in-Charge, all of the Government Business Operations Issues, General Government Division, General Accounting Office; Roger W. Johnson, Administrator, and Joel S. Gallay, Deputy Inspector General, both of the General Services Administration; Tom Stagg, United States District Judge for the Western District of Louisiana, Shreveport; and Robert E. Cowen, United States Circuit Judge for the Third Circuit Court of Appeals, and Gerald Thacker, Assistant Director, Office of Facilities, Security and Administrative Services, Administrative Office of the Courts, both on behalf of the Judicial Conference of the United States.

Hearings were recessed subject to call.

VICTIM RESTITUTION

Committee on the Judiciary: Committee concluded hearings on S. 173, to provide crime victims full financial compensation directly from the criminal in the form of mandatory restitution, and other related measures, after receiving testimony from Senator Nickles; Maryanne Trump Barry, United States District Judge for the District of New Jersey, Newark, on behalf of the Judicial Conference of the United States; David Beatty, National Victim Center, Arlington, Virginia; and John H. Stein, National Organization for Victim Assistance, Washington, D.C.

BUSINESS MEETING

Committee on Labor and Human Resources: Committee ordered favorably reported the following business items:

S. 1324, to amend the Public Health Service Act to revise and extend the solid-organ procurement and transplantation programs; and

The nominations of C. Richard Allen, of Maryland, to be Management Director of the Corporation for National and Community Service, Walter Anderson, of New York, to be a Member of the National Commission on Libraries and Information Science, Elisabeth Griffith, of Virginia, and Louise L. Stevenson, of Pennsylvania, each to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation, Theodore M. Hesburgh, of Indiana, to be a Member of the Board of Directors of the United States Institute of Peace, Susan R. King, of the District of Columbia, to be Assistant Secretary for Public Affairs, and Anne H. Lewis, of Maryland, to be an Assistant Secretary, both of the Department of Labor, and James C. Riley, of Virginia, to be a Member of the Federal Mine Safety and Health Review Commission.

INTELLIGENCE

Select Committee on Intelligence: Committee held closed hearings on intelligence matters, receiving testimony from officials of the intelligence community.

Committee will meet again tomorrow.

WHITEWATER

Special Committee to Investigate Whitewater Development Corporation and Related Matters: Committee resumed hearings to examine certain issues relative to the President's involvement with the Whitewater Development Corporation, receiving testimony from Robert P. Cesca, Executive Assistant to the Inspector General for Audit, James M. Cottos, Assistant Inspector General for Investigations, Francine Kerner, Deputy Counsel, Financial Crimes Enforcement Network, Edward S. Knight, General Counsel, Kenneth R. Schmalzbach, Assistant General Counsel of General Law and Ethics, Stephen J. McHale, Deputy Assistant General Counsel of General Law and Ethics, Robert M. McNamara, Jr., Assistant General Counsel for Enforcement, and David L. Dougherty, Attorney Adviser, all of the Department of the Treasury; and Stephen Potts, Director, and Jane Ley, Deputy General Counsel, both of the United States Office of Government Ethics.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 7 public bills, H.R. 2594–2600 were introduced. **Pages H11938–39**

Reports Filed: Reports were filed as follows:

S. 790, to provide for the modification or elimination of Federal reporting requirements, amended (H. Rept. 104–327); and

H. Res. 258, providing for consideration of H.R. 2586, to provide a temporary increase in the public debt limit (H. Rept. 104–328). **Page H11938**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Radanovich to act as Speaker pro tempore for today. **Page H11831**

Honoring Life of Yitzhak Rabin: By a ye-and-nay vote of 416 yeas, Roll No. 769, the House agreed to S. Con. Res. 31, honoring the life and legacy of Yitzhak Rabin—clearing the measure. **Pages H11836–53**

Alaska Power Administration: By a ye-and-nay vote of 289 yeas to 134 nays, Roll No. 772, the House agreed to the conference report on S. 395, to authorize and direct the Secretary of Energy to sell the Alaska Power Administration, and to authorize the export of Alaska North Slope crude oil—clearing the measure for Senate action. **Pages H11861–81**

By a ye-and-nay vote of 160 yeas to 261 nays, Roll No. 771, rejected the Miller of California motion to recommit the conference report to the committee of conference with instructions to House conferees to insist on House amendment No. 5, to strike the Outer Continental Shelf deep water royalty relief provisions. **Pages H11880–81**

H. Res. 256, the rule waiving points of order against the conference report, was agreed to earlier by a ye-and-nay vote of 361 yeas to 54 nays with 1 voting “present,” Roll No. 770. **Pages H11854–61**

Further Continuing Appropriations: By a recorded vote of 230 yeas to 197 noes, Roll No. 775, the House passed H.J. Res. 115, making further continuing appropriations for the fiscal year 1996. **Pages H11891–H11905**

By a ye-and-nay vote of 198 yeas to 227 nays, Roll No. 774, rejected the Obey motion to recommit the joint resolution to the Committee on Appropriations with instructions to strike out all after the resolving clause and report it back forthwith containing an amendment in the nature of a substitute

extending the provisions of the current continuing appropriations law until December 13, 1995. **Pages H11903–05**

H. Res. 257, the rule under which the joint resolution was considered, was agreed to earlier by a ye-and-nay vote of 216 yeas to 210 nays, Roll No. 773. **Pages H11881–91**

Presidential Message—Weapons of Mass Destruction: Read a message from the President wherein he transmits to Congress notice of his continuation of the national emergency with respect to the proliferation of weapons of mass destruction—referred to the Committee on International Relations and ordered printed (H. Doc. 104–131). **Pages H11905–07**

Senate Messages: Message received from the Senate today appears on page H11831.

Amendments Ordered Printed: Amendments ordered printed pursuant to the rule appear on pages H11939–76.

Quorum Calls—Votes: Six ye-and-nay votes and one recorded vote developed during the proceedings of the House today and appear on pages H11853, H11861, H11880–81, H11881, H11890–91, H11904–05, and H11905. There were no quorum calls.

Adjournment: Met at 11 a.m. and adjourned at 11:50 p.m.

Committee Meetings

CONSERVATION CONSOLIDATION AND REGULATORY REFORM

Committee on Agriculture: Subcommittee on Resource Conservation, Research, and Forestry approved for full Committee action amended H.R. 2542, Conservation Consolidation and Regulatory Reform Act of 1995.

U.S. HOUSING ACT

Committee on Banking and Financial Services: Continued markup of H.R. 2406, United States Housing Act of 1995.

Will continue tomorrow.

SUPERFUND REFORM

Committee on Commerce: Subcommittee on Commerce, Trade, and Hazardous Materials continued markup of H.R. 2500, Reform of Superfund Act of 1995.

Will continue tomorrow.

EXPORT COMPETITIVENESS

Committee on International Relations: Subcommittee on International Economic Policy and Trade held a hearing on Strengthening U.S. Export Competitiveness: Industry Views. Testimony was heard from public witnesses.

HUMAN RIGHTS IN VIETNAM

Committee on International Relations: Subcommittee on International Operations and Human Rights and the Subcommittee on Asia and the Pacific held a joint hearing on Human Rights in Vietnam. Testimony was heard from the following officials of the Department of State: Steve Coffey, Acting Assistant Secretary, Democracy, Human Rights and Labor; and Kent Wiedemann, Deputy Assistant Secretary, East Asia and Pacific Affairs; and public witnesses.

DEMOCRACY IN NICARAGUA

Committee on International Relations: Subcommittee on Western Hemisphere Affairs held a hearing on an Evaluation of Democracy in Nicaragua. Testimony was heard from Mark Schneider, Assistant Administrator, Bureau for Latin America and the Caribbean, AID, U.S. International Development Cooperation Agency; Anne Patterson, Deputy Assistant Secretary, Central America, Department of State; and public witnesses.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Ordered reported the following bills: H.R. 2564, Lobbying Disclosure Act of 1995; and H.R. 497, amended, National Gambling Impact and Policy Commission Act.

LAW ENFORCEMENT OFFICERS CIVIL LIABILITY

Committee on the Judiciary: Subcommittee on Courts and Intellectual Property held a hearing on H.R. 1446, Law Enforcement Officers Civil Liability Act of 1995. Testimony was heard from Representatives Calvert and Waters; and public witnesses.

UNITED STATES FORCES IN BOSNIA

Committee on National Security: Held a hearing on operational implications of the proposed deployment of United States ground forces to Bosnia. Testimony was heard from Lt. Gen. Anthony Zinni, USMC, Commander, I Marine Expeditionary Force, Department of Defense; Gen. David Maddox, USA (Ret.), former Commander in Chief, U.S. Army Europe and 7th Army; and Andrew Krepinevich, Director, Defense Budget Project.

TEMPORARY DEBT LIMIT INCREASE

Committee on Rules: Granted a modified closed rule, by a vote of 9 to 4, providing one hour of general

debate in the House on H.R. 2568, to provide for a temporary increase in the public debt limit. The rule provides for consideration without any intervening point of order. The rule provides for the adoption of the amendment recommended by the Committee on Ways and Means now printed in the bill and the amendments specified in the report of the Committee on Rules accompanying this resolution. The rule provides one motion to amend by the chairman of the Committee on Ways and Means or his designee, which shall be considered as read and shall be debatable for 20 minutes equally divided and controlled by the proponent and an opponent. The rule provides for one motion to amend by Representative Walker of Pennsylvania or his designee, which shall be considered as read and shall be debatable for 40 minutes equally divided and controlled by the proponent and an opponent. The rule provides one motion to recommit which may include instructions only if offered by the Minority Leader or his designee. Finally, the rule provides that during the consideration of the bill, no question shall be subject to a demand for a division of the question. Testimony was heard from Chairman Archer and Representatives Walker, Gekas, Rohrabacher, Smith of Michigan, Chrysler, Stockman, and Payne of Virginia.

NASA PURCHASING

Committee on Science: Held a hearing on NASA Purchasing in the Earth-Space Economy. Testimony was heard from the following officials of NASA: Deidre Lee, Associate Administrator, Procurement; and John Muratore, Program Manager, Lyndon B. Johnson Space Center; and public witnesses.

COMMITTEE BUSINESS

Committee on Standards of Official Conduct: Met in executive session to consider pending business.

SUPERFUND REFORM

Committee on Transportation and Infrastructure: Subcommittee on Water Resources and Environment concluded hearings on H.R. 2500, Reform of Superfund Act of 1995. Testimony was heard from public witnesses.

SIGNAL INTELLIGENCE BRIEFING

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on Signal Intelligence. The Committee was briefed by departmental witnesses.

AMES DAMAGE ASSESSMENT

Permanent Select Committee on Intelligence: Met in executive session to receive a briefing on Ames Damage

Assessment. The committee was briefed by departmental witnesses.

Joint Meetings

RAILROAD CONSOLIDATION IMPACT ON SMALL BUSINESS

Joint Hearing: Senate Committee on Small Business concluded joint hearings with the House Committee on Small Business to examine small business concerns regarding railroad consolidation, focusing on the impact of rail mergers on small shippers, after receiving testimony from Daniel R. Glickman, Secretary of Agriculture; C. Phillip Hoffman, Hoffman & Reed, Trenton, Missouri; James F. Jundzilo, Tetra Chemical Company, The Woodlands, Texas; Duane Fischer, Scouler Grain Company, Omaha, Nebraska; William F. York, Lange Company, Conway Springs, Kansas; Ned Leonard, Western Fuels Association, and Ed Emmet, National Industrial Transportation League, both of Arlington, Virginia; Richard J. Barber, Barber & Associates, Bethesda, Maryland; and Curtis Grimm, University of Maryland, College Park.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST p. D133)

S. 1322, to provide for the relocation of the United States Embassy in Israel to Jerusalem. Signed November 8, 1995. (P.L. 104-45)

COMMITTEE MEETINGS FOR THURSDAY, NOVEMBER 9, 1995

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Commerce, Science, and Transportation, business meeting, to mark up S. 1239, to amend title 49, United States Code, with respect to the regulation of interstate transportation by common carriers engaged in civil aviation, and S. 1356, to amend the Shipping Act of 1984 to provide for ocean shipping reform, and to consider pending nominations, 10 a.m., SR-253.

Committee on Energy and Natural Resources, Subcommittee on Parks, Historic Preservation and Recreation, to hold hearings on S. 231 and H.R. 562, bills to modify the boundaries of Walnut Canyon National Monument in Arizona, S. 342, to establish the Cache La Poudre River National Water Heritage Area in Colorado, S. 364 and H.R. 629, bills to authorize the Secretary of the Interior to participate in the operation of certain visitor facilities associated with, but outside the boundaries of, Rocky Mountain National Park in Colorado, S. 489, to authorize the Secretary of the Interior to enter into an appropriate form of agreement with, the town of Grand Lake, Colo-

rado, authorizing the town to maintain permanently a cemetery in the Rocky Mountain National Park, and S. 608, to establish the New Bedford Whaling National Historical Park in New Bedford, Massachusetts, 9:30 a.m., SD-366.

Committee on Governmental Affairs, to hold hearings on H.R. 1271, to provide protection for family privacy, 9:30 a.m., SD-342.

Committee on the Judiciary, business meeting, to consider pending calendar business, 10 a.m., SD-226.

Select Committee on Intelligence, to hold closed hearings on intelligence matters, 2 p.m., SH-219.

Special Committee To Investigate Whitewater Development Corporation and Related Matters, to continue hearings to examine certain issues relative to the President's involvement with the Whitewater Development Corporation, 10 a.m., SH-216.

NOTICE

For a listing of Senate Committee Meetings scheduled ahead, see page E2141 in today's RECORD.

House

Committee on Banking and Financial Services, to continue markup of H.R. 2406, United States Housing Act of 1995, 10 a.m., 2128 Rayburn.

Committee on Commerce, Subcommittee on Commerce, Trade, and Hazardous Materials, to continue markup of H.R. 2500, Reform of Superfund Act of 1995, 10 a.m., 2123 Rayburn.

Subcommittee on Energy and Power, hearing on the Energy Policy Conservation Act Reauthorization of 1995, 10 a.m., 2218 Rayburn.

Subcommittee on Health and Environment and the Subcommittee on Oversight and Investigations, joint oversight hearing on the Implementation and Enforcement of the Clean Air Act Amendments of 1990, 10 a.m., 2322 Rayburn.

Committee on Economic and Educational Opportunities, Subcommittee on Early Childhood, Youth and Families, to mark up H.R. 2570, Older Americans Amendments of 1995, 9:30 a.m., 2175 Rayburn.

Committee on Government Reform and Oversight, Subcommittee on Human Resources and Intergovernmental Relations, oversight hearing on HUD Tenant Empowerment Funds, 9:30 a.m., 2247 Rayburn.

Committee on International Relations, hearing on U.S. Policy Towards Iran, 10 a.m., 2172 Rayburn.

Subcommittee on Asia and the Pacific and the Subcommittee on International Economic Policy and Trade, joint hearing on Countdown to Osaka: Asia-Pacific Economic Cooperation or Confrontation, 2 p.m., 2172 Rayburn.

Committee on the Judiciary, Subcommittee on Courts and Intellectual Property, hearing on H.R. 1861, to make technical corrections in the Satellite Home Viewer Act of 1994 and other provisions of title 17, United States Code, 10 a.m., 2141 Rayburn.

Committee on Resources, Subcommittee on Energy and Mineral Resources, hearing on H.R. 2372, Surface Mining Control and Reclamation Act of 1995, 9:45 a.m., 1324 Longworth.

Committee on Rules, to consider H.R. 2539, ICC Termination Act of 1995, 10 a.m., H-313 Capitol.

Committee on Science, Subcommittee on Basic Research, hearing on the following bills: H.R. 884, authorizing appropriations for a retirement incentive for certain employees of National Laboratories; and H.R. 2301, to designate an enclosed area of the Oak Ridge National Laboratory in Oak Ridge, Tennessee as the "Marilyn Lloyd Environmental, Life, and Social Sciences Complex", 9:30 a.m., 2318 Rayburn.

Subcommittee on Space and Aeronautics, to continue hearings on the Space Shuttle Program In Transition:

Keeping Safety Paramount, Part 2, 10 a.m., 2325 Rayburn.

Committee on Standards of Official Conduct, executive, to consider pending business, 10 a.m., HT-2M Capitol.

Committee on Transportation and Infrastructure, Subcommittee on Aviation, hearing on Federal Aviation Administration's Expanded East Coast Plan, 10 a.m., 2167 Rayburn.

Permanent Select Committee on Intelligence, executive, briefing on Iraq, 10 a.m., H-405 Capitol.

Joint Meetings

Commission on Security and Cooperation in Europe, to hold a briefing on democratic development in Croatia in light of the October 29 parliamentary elections, 10 a.m., 110 Cannon Building.

Next Meeting of the SENATE
10 a.m., Thursday, November 9

Next Meeting of the HOUSE OF REPRESENTATIVES
10 a.m., Thursday, November 9

Senate Chamber

Program for Thursday: After the recognition of four Senators for speeches and the transaction of any morning business (not to extend beyond 12 noon), Senate may consider H.J. Res. 115, providing for continuing appropriations for 1996.

House Chamber

Program for Thursday: Consideration of the further conference report on H.R. 1977, Interior Appropriations for fiscal year 1996 (rule waiving points of order); Send to conference H.R. 956, Common Sense Product Liability and Legal Reform Act of 1995; and Consideration of H.R. 2586, Temporary Public Debt Limit Increase (closed rule).

Extensions of Remarks, as inserted in this issue

HOUSE

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