

protectionist. Our markets are wide open, but so should theirs be.

However, I have one admonition. As we put tariffs on certain Japanese products in an effort to force their markets open, our own manufacturers ought not to take advantage by raising their own prices. We need to have a united front here in America, and no one group, not the automobile owners or anyone else, should take advantage of that.

As long as they do not raise their prices, market share for them will increase, the Japanese will feel the heat, and maybe for the first time in a long time, free trade will be on both sides of the Pacific Ocean.

DESPITE THE RHETORIC, A CUT IN MEDICARE IS STILL A CUT

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

Mr. GENE GREEN of Texas. Mr. Speaker, the Republican majority is almost a month late in meeting the statutory deadline for passing a House budget resolution, but finally they've decided to prepare a budget that is even uglier than we thought. If the Republican majority wanted to balance the budget, they could do that today if we cut Medicare, Social Security, and COLA's, but no, their budget is going to cut it 5 or 7 years from now. Medicare faces cuts in excess of \$256 billion.

It is true. Despite the public outcry not to cut Social Security or Medicare, Republicans are united in a plan that will directly cut Medicare to pay for a tax cut. They also intend to cut the COLA for Social Security recipients by readjusting the formula. The worst part is that Republicans are telling us they are not cutting, they are simply slowing the growth.

They can call it what they want, but if someone is 65 in 1998 and they do not have Medicare, that is a cut. This bill is a cut for that person who is now 62 and needs Medicare 3 years from now, so it is a cut. I do not think we need to play with words. I think the Republican majority needs to be honest with the American people: that in order to balance the budget and pay for tax cuts for the rich they stand united in their effort to cut Medicare.

THE BOTTOM LINE WITH MEDICARE: FIX IT OR LOSE IT

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

Mr. SAXTON. Mr. Speaker, for the last decade I have represented a district that has as many senior citizens in it as any other district save one or two in the country. I think it is totally unfair to our older Americans to pretend there is no problem with Medicare and try to say that the Republican

Party is out to make cuts in Medicare to give the rich people a tax cut. It is simply not true.

Under our plan, Medicare increases from \$4,700 a participant to over \$6,000. As a matter of fact, it is \$6,300 per participant. That is not a cut.

The bottom line with Medicare is, and their party needs to figure this out, fix it or lose it, because the President himself says it will be bankrupt in 7 years.

MEDICARE CUTS PROPOSED BY REPUBLICANS WILL RESULT IN FEWER SERVICES TO AMERICANS

(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, let me point out that the Republicans are talking about saving and improving Medicare by cutting it. We just cannot believe that. If we talk about cuts to Medicare as well as Medicaid, it is going to have a direct impact on senior citizens, in the case of Medicare, and a direct impact on poor people with regard to Medicaid.

There are only certain choices that exist when Medicare is cut. First of all, we will have higher copayments. Seniors will have to pay more money out of their own pocket, or they will have increased deductibles before they get benefits. Again, they will have to pay out of their own pocket.

The other option is that the reimbursement rate to hospitals or doctors will go down. That means a lot of doctors or even hospitals will not accept Medicare patients. A lot of seniors in New Jersey now know they cannot find doctors who will accept Medicare or even Medicaid.

The other option is that the hospitals simply reduce the quality of services, or do not provide the services that they normally do because they are not getting the money through a reduced reimbursement rate. There is a direct impact on hospitals, on the provisions of how medical care and health care is provided to senior citizens. There is no way around that if we make the cuts that are being proposed by the Republicans.

CLEAN WATER LEGISLATION WILL HARM AMERICA'S WETLANDS, STORMWATER PERMITTING PROCESS, AND COASTAL WATERS

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

Mr. BOEHLERT. Mr. Speaker, today the House of Representatives will take up the most serious public health environmental legislation considered yet in this historic 104th Congress. The proponents of the measure have labeled it

good environmental legislation. That is a violation of the truth in advertising law.

The fact of the matter is the legislation we will consider today would decimate our Nation's wetlands, would end the stormwater permitting process, would do serious damage to our coastal waters.

We have worked, those of us identified with the Saxton-Boehlert alternative, with the National Governors Association, with the Coastal States Organization, with public health groups, with environmental organizations all over the country, to say that we can be responsible in dealing with clean water in America.

Those who are concerned about this subject are urged to call their elected representatives to let them know that they want clean water, and the time for meaningful action is now.

COMMUNICATION FROM THE CHAIRMAN OF THE DEMOCRATIC CAUCUS

The SPEAKER pro tempore (Mr. WICKER) laid before the House the following communications from the Honorable VIC FAZIO, chairman of the Democratic Caucus:

DEMOCRATIC CAUCUS,
U.S. HOUSE OF REPRESENTATIVES,
Washington, DC, May 10, 1995.

Hon. NEWT GINGRICH,
Speaker, U.S. House of Representatives, Washington, DC.

DEAR MR. SPEAKER: This is to inform you that Representative Nathan Deal is no longer a member of the Democratic Caucus. Sincerely,

VIC FAZIO,
Chairman.

VACATING ELECTION OF MEMBER TO CERTAIN STANDING COMMITTEES OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communications from the Honorable NEWT GINGRICH, Speaker of the House of Representatives:

THE SPEAKER,
U.S. HOUSE OF REPRESENTATIVES,
Washington, DC, May 10, 1995.

Hon. DON YOUNG,
Chairman, Committee on Resources, U.S. House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: This is to advise you that Representative Nathan Deal's election to the Committee on Resources has been automatically vacated pursuant to clause 6(b) of rule X, effective today. Sincerely,

NEWT GINGRICH.

THE SPEAKER,
HOUSE OF REPRESENTATIVES,
Washington, DC, May 10, 1995.

Hon. BUD SHUSTER,
Chairman, Committee on Transportation and Infrastructure, U.S. House of Representatives, Washington, DC.

DEAR MR. CHAIRMAN: This is to advise you that Representative Nathan Deal's election to the Committee on Transportation and Infrastructure has been automatically vacated

pursuant to clause 6(b) of rule X, effective today.

Sincerely,

NEWT GINGRICH.

ELECTION OF MEMBER TO THE COMMITTEE ON COMMERCE

Mr. BOEHNER. Mr. Speaker, by direction of the Republican Conference, I offer a privileged resolution (H. Res. 143) and ask for its immediate consideration.

The Clerk read the resolution, as follows:

Resolved, That the following named Member be, and is hereby, elected to the Committee on Commerce of the House of Representatives: Representative Nathan Deal of Georgia.

The resolution was agreed to.

A motion to reconsider was laid on the table.

PERMISSION FOR CERTAIN COMMITTEES TO SIT TODAY DURING 5-MINUTE RULE

Mr. BOEHNER. 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 House Oversight; the Committee on International Relations; and the Committee on Resources.

It is my understanding that the minority has been consulted and that there is no objection to this request.

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

There was no objection.

THE GUN-FREE SCHOOL ZONES AMENDMENTS ACT OF 1995—MESSAGE FROM THE PRESIDENT OF THE UNITED STATES (H. DOC. NO. 104-72)

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 the Judiciary and ordered to be printed:

To the Congress of the United States:

Today I am transmitting for your immediate consideration and passage the "Gun-Free School Zones Amendments Act of 1995." This Act will provide the jurisdictional element for the Gun-Free School Zones Act of 1990 required by the Supreme Court's recent decision in *United States v. Lopez*.

In a 5-4 decision, the Court in *Lopez* held that the Congress had exceeded its authority under the Commerce Clause

by enacting the Gun-Free School Zones Act of 1990, codified at 18 U.S.C. 922(q). The Court found that this Act did not contain the jurisdictional element that would ensure that the firearms possession in question has the requisite nexus with interstate commerce.

In the wake of that decision, I directed Attorney General Reno to present to me an analysis of *Lopez* and to recommend a legislative solution to the problem identified by that decision. Her legislative recommendation is presented in this proposal.

The legislative proposal would amend the Gun-Free School Zones Act by adding the requirement that the Government prove that the firearm has "moved in or the possession of such firearm otherwise affects interstate or foreign commerce."

The addition of this jurisdictional element would limit the Act's "reach to a discrete set of firearm possessions that additionally have an explicit connection with or effect on interstate commerce," as the Court stated in *Lopez*, and thereby bring it within the Congress' Commerce Clause authority.

The Attorney General reported to me that this proposal would have little, if any, impact on the ability of prosecutors to charge this offense, for the vast majority of firearms have "moved in . . . commerce" before reaching their eventual possessor.

Furthermore, by also including the possibility of proving the offense by showing that the possession of the firearm "otherwise affects interstate or foreign commerce," this proposal would leave open the possibility of showing, under the facts of a particular case, that although the firearm itself may not have "moved in . . . interstate or foreign commerce," its possession nonetheless has a sufficient nexus to commerce.

The Attorney General has advised that this proposal does not require the Government to prove that a defendant had knowledge that the firearm "has moved in or the possession of such firearm otherwise affects interstate or foreign commerce." The defendant must know only that he or she possesses the firearm.

I am committed to doing everything in my power to make schools places where young people can be secure, where they can learn, and where parents can be confident that discipline is enforced.

I pledge that the Administration will do our part to help make our schools safe and the neighborhoods around them safe. We are prepared to work immediately with the Congress to enact this legislation. I urge the prompt and favorable consideration of this legislative proposal by the Congress.

WILLIAM J. CLINTON.

THE WHITE HOUSE, May 10, 1995.

NOTICE OF CONTINUATION OF EMERGENCY WITH RESPECT TO THE FEDERAL REPUBLIC OF YUGOSLAVIA BEYOND MAY 30, 1995—MESSAGE FROM THE PRESIDENT OF THE UNITED STATES (H. DOC. NO. 104-73)

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 International Relations and ordered to be printed:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the *Federal Register* for publication, stating that the emergency declared with respect to the Federal Republic of Yugoslavia (Serbia and Montenegro), as expanded to address the actions and policies of the Bosnian Serb forces and the authorities in the territory that they control within the Republic of Bosnia and Herzegovina, is to continue in effect beyond May 30, 1995.

The circumstances that led to the declaration on May 30, 1992, of a national emergency have not been resolved. The Government of the Federal Republic of Yugoslavia (Serbia and Montenegro) continues to support groups seizing and attempting to seize territory in the Republics of Croatia and Bosnia and Herzegovina by force and violence. In addition, on October 25, 1994, I expanded the scope of the national emergency to address the actions and policies of the Bosnian Serb forces and the authorities in the territory that they control, including their refusal to accept the proposed territorial settlement of the conflict in the Republic of Bosnia and Herzegovina. The actions and policies of the Federal Republic of Yugoslavia (Serbia and Montenegro) and the Bosnian Serb forces and the authorities in the territory that they control pose a continuing unusual and extraordinary threat to the national security, foreign policy interests, and the economy of the United States. For these reasons, I have determined that it is necessary to maintain in force the broad authorities necessary to apply economic pressure to the Government of the Federal Republic of Yugoslavia (Serbia and Montenegro) and to the Bosnian Serb forces and the authorities in the territory that they control to reduce their ability to support the continuing civil strife in the former Yugoslavia.

WILLIAM J. CLINTON.

THE WHITE HOUSE, May 10, 1995.