

"(1) That the State of Oregon hereby claims sovereignty under the Tenth Amendment to the Constitution of the United States over all other powers not otherwise enumerated and granted to the Federal Government by the United States Constitution.

"(2) That the Federal Government, as our agent, is hereby instructed to cease and desist, effective immediately, mandates that are beyond the scope of its constitutionally delegated power.

"(3) That a copy of this resolution shall be sent to the President of the United States, the Speaker of the House of Representatives, the President of the Senate of the United States and each house of each state's legislature of the United States of America."

#### REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. ROTH, from the Committee on Governmental Affairs and the Committee on the Judiciary, jointly, with amendments in the nature of a substitute:

S. 343. A bill to reform the regulatory process, and for other purposes (Rept. No. 104-89).

By Mr. ROTH, from the Committee on Governmental Affairs and by Mr. HATCH, from the Committee on the Judiciary, jointly, with amendments in the nature of a substitute:

S. 343. A bill to reform the regulatory process, and for other purposes (Rept. No. 104-89) (Rept. No. 104-90).

By Mr. PRESSLER, from the Committee on Commerce, Science, and Transportation, with amendments:

S. 267. A bill to establish a system of licensing, reporting, and regulation for vessels of the United States fishing on the high seas, and for other purposes (Rept. No. 104-91).

#### EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of committees were submitted:

By Mrs. KASSEBAUM, from the Committee on Labor and Human Resources:

Henry W. Foster, Jr., of Tennessee, to be Medical Director in the Regular Corps of the Public Health Service, subject to qualifications therefor as provided by law and regulations, and to be Surgeon General of the Public Health Service, for a term of 4 years.

(The above nomination was reported with the recommendation that he be confirmed, subject to the nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate.)

#### 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. COCHRAN:

S. 867. A bill to amend the Internal Revenue Code of 1986 to revise the estate and gift tax in order to preserve American family enterprises, and for other purposes; to the Committee on Finance.

By Mr. STEVENS:

S. 868. A bill to provide authority for leave transfer for Federal employees who are adversely affected by disasters or emergencies, and for other purposes; to the Committee on Governmental Affairs.

By Mr. CHAFEE:

S. 869. A bill to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel DRAGONESSA, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. HATFIELD (for himself and Mr. JEFFORDS):

S. 870. A bill to amend the Solid Waste Disposal Act to require a refund value for certain beverage containers, and to provide resources for State pollution prevention and recycling programs, and for other purposes; to the Committee on Commerce, Science, and Transportation.

By Mr. JOHNSTON (for himself and Mr. MURKOWSKI):

S. 871. A bill to provide for the management and disposition of the Hanford Reservation, to provide for environmental management activities at the Reservation, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. BOND (for himself and Mr. LIEBERMAN):

S. 872. A bill to provide for the establishment of a modernized and simplified health information network for Medicare and Medicaid, and for other purposes; to the Committee on Finance.

By Mr. THURMOND (for himself and Mr. HOLLINGS):

S. 873. A bill to establish the South Carolina National Heritage Corridor, and for other purposes; to the Committee on Energy and Natural Resources.

By Mr. GRAMS (for himself, Ms. MOSELEY-BRAUN, Mr. HARKIN, and Mr. KOHL):

S. 874. A bill to provide for the minting and circulation of one dollar coins, and for other purposes; to the Committee on Banking, Housing, and Urban Affairs.

By Mr. PRESSLER:

S. 875. A bill to amend section 202 of the Federal Property and Administrative Services Act of 1949 to exclude certain property in the State of South Dakota; to the Committee on Environment and Public Works.

By Mr. EXON (for himself and Mr. KERREY):

S. 876. A bill to provide that any payment to a local educational agency by the Department of Defense, that is available to such agency for current expenditures and used for capital expenses, shall not be considered funds available to such agency for purposes of making certain Impact Aid determinations; to the Committee on Labor and Human Resources.

By Mrs. HUTCHISON:

S. 877. A bill to amend section 353 of the Public Health Service Act to exempt physician office laboratories from the clinical laboratories requirements of that section; to the Committee on Labor and Human Resources.

By Mr. COCHRAN (for himself, Mr. LOTT, Mr. WARNER, Mr. MCCONNELL, Mr. SANTORUM, Mr. ABRAHAM, Mr. D'AMATO, Mr. BOND, Mr. PRESSLER, Mr. DEWINE, Mr. KYL, Mrs. KASSEBAUM, and Mrs. HUTCHISON):

S. 878. A bill to amend the Internal Revenue Code of 1986 to reduce mandatory premiums to the United Mine Workers of America Combined Benefit Fund by certain surplus amounts in the Fund, and for other purposes; to the Committee on Finance.

By Mr. HATFIELD (for himself and Mr. JEFFORDS):

S. 879. A bill to amend the Solid Waste Disposal Act to require a refund value for certain beverage containers, and to provide resources for State pollution prevention and recycling programs, and for other purposes;

to the Committee on Commerce, Science, and Transportation.

By Mr. CHAFEE:

S.J. Res. 35. A joint resolution prohibiting funds for diplomatic relations with Vietnam at the ambassadorial level unless the President certifies to Congress that Vietnam is making a good faith effort to resolve cases involving United States servicemen who remain unaccounted for from the Vietnam War, and for other purposes; to the Committee on Foreign Relations.

By Mr. ASHCROFT (for himself and Mr. BROWN):

S.J. Res. 36. A joint resolution proposing an amendment to the Constitution of the United States to allow the States to limit the period of time United States Senators and Representatives may serve; to the Committee on the Judiciary.

#### STATEMENTS ON INTRODUCED BILLS AND JOINT RESOLUTIONS

By Mr. COCHRAN:

S. 867. A bill to amend the Internal Revenue Code of 1986 to revise the estate and gift tax in order to preserve American family enterprises, and for other purposes; to the Committee on Finance.

#### THE NATIONAL FAMILY ENTERPRISE PRESERVATION ACT OF 1995

● Mr. COCHRAN. Mr. President, today I am introducing the National Family Enterprise Preservation Act of 1995 which will provide estate tax relief to many of our Nation's family owned farms and businesses.

Our current tax laws are forcing many inheritors of family farms and businesses to sell the enterprise in order to pay estate taxes. A family farm or business is not only a productive component of our economy, it is a distinctive part of our American economic system and the personal dream of millions of Americans.

But all this is being threatened by high taxes that are imposed by government when the owner dies.

Small businesses are being forced to merge into large corporations because marketable stock can be acquired tax free and many estate tax problems can be avoided. In 1942, the estate tax affected only 1 estate out of 60. Today, this number has increased to 1 out of 20.

Another consideration is that inflation has pushed the value of many family farms and businesses into the range of estate tax liability. The result has been that heirs of these enterprises often sell their business to pay estate taxes.

Family owned farms and businesses are a vital component of our economy and society and should be preserved. They give families a sense of freedom, accomplishment, and pride in ownership. This is the essence of free enterprise.

Mr. Chairman, earlier this year I had the opportunity to visit with a tree farmer from my State who was recognized this year by the Mississippi Forestry Association as "Forester of the Year." His name is Chester Thigpen, and he is truly a remarkable man.