

Tuesday, November 7, 1995

Daily Digest

Senate

Chamber Action

Routine Proceedings, pages S16713–S16759

Measures Introduced: Four bills were introduced, as follows: S. 1397–1400. **Pages S16753–54**

Measures Reported: Reports were made as follows: S. 1316, to reauthorize and amend title XIV of the Public Health Service Act (commonly known as the "Safe Drinking Water Act"), with amendments. (S. Rept. No. 104–169) **Page S16753**

Measures Passed:

Perishable Agricultural Commodities: Committee on Agriculture, Nutrition, and Forestry was discharged from further consideration of H.R. 1103, entitled "Amendments to the Perishable Agricultural Commodities Act, 1930", to modernize, streamline, and strengthen the operation of the Act, and the bill was passed, clearing the measure for the President. **Page S16758**

Partial-Birth Abortion Ban: Senate began consideration of H.R. 1833, to amend title 18, United States Code, to ban partial-birth abortions. **Pages S16730–52**

A unanimous-consent agreement was reached providing for further consideration of the bill on Wednesday, November 8, 1995. **Page S16758**

D.C. Appropriations, 1996—Conferees: Pursuant to the order of Friday, September 22, 1995, and Thursday, November 2, 1995, the Chair appointed conferees on H.R. 2546, making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending September 30, 1996, as follows: Senators Jeffords, Campbell, Hatfield, Kohl, and Inouye. **Page S16724**

Nominations Received: Senate received the following nominations: Markos K. Marinakis, of New York, to be a Member of the Board of the Panama Canal Commission.

1 Army nomination in the rank of general.
Routine lists in the Air Force, Navy.

Pages S16758–59

Messages From the House:

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Communications: **Page S16753**

Statements on Introduced Bills: **Pages S16754–56**

Additional Cosponsors: **Page S16756**

Notices of Hearings: **Page S16756**

Authority for Committees: **Page S16757**

Additional Statements: **Pages S16757–58**

Adjournment: Senate convened at 10 a.m., and adjourned at 6:52 p.m., until 9:30 a.m., on Wednesday, November 8, 1995. (For Senate's program, see the remarks of the Acting Majority Leader in today's RECORD on page S16758.)

Committee Meetings

(Committees not listed did not meet)

PUBLIC LANDS

Committee on Energy and Natural Resources: Subcommittee on Forests and Public Land Management held hearings on S. 590, to compensate a named individual for alleged losses incurred on a claim for a placer mine near the Frank Church wilderness area on the Middle Fork of the Salmon River in Idaho, S. 985, to provide for the exchange of certain lands in Gilpin County, Colorado, S. 1196, to transfer certain National Forest System lands adjacent to the Townsite of Cuprum, Idaho, and S. 1371, to provide for the exchange to the Sun Valley Company certain National Forest System lands adjacent to the Snowbasin Ski Resort in Salt Lake City, Utah to facilitate certain events at the 2002 Winter Olympics, receiving testimony from former Senator Garn; Gray F. Reynolds, Deputy Chief, Forest Service, Department of Agriculture; Wallace Huffman, Sun Valley Company, Sun Valley, Idaho; and G. Frank Joklik, Salt Lake Olympic Organizing Committee, Salt Lake City, Utah.

Hearings were recessed subject to call.

NOMINATIONS

Committee on Environment and Public Works: Committee concluded hearings on the nominations of Phillip A. Singerman, of Pennsylvania, to be Assistant Secretary of Commerce for Economic Development, and

Rear Adm. John Carter Albright, National Oceanic and Atmospheric Administration, to be a Member of the Mississippi River Commission, after the nominees testified and answered questions in their own behalf. Mr. Singerman was introduced by Senators Santorum and Lieberman.

CONTINGENCY FEE ABUSES

Committee on the Judiciary: Committee held hearings to examine certain contingency fee abuses and their effect on the tort system, receiving testimony from William Fry, Helping to Abolish Legal Tyranny (HALT), and Richard Vuernick, Citizen Action, both of Washington, D.C.; and Herbert M. Kritzer, University of Wisconsin, Madison.

Hearings were recessed subject to call.

INDIAN LANDS/AMERICAN INDIAN POLICY INFORMATION CENTER

Committee on Indian Affairs: Committee ordered favorably reported, with an amendment, S. 1341, to provide for the transfer of certain lands to the Salt River Pima-Maricopa Indian Community and the city of Scottsdale, Arizona.

Also, committee concluded hearings on S. 1159, authorizing funds for fiscal years 1996 through 2000 to establish an American Indian Policy Information Center to provide for a centralized source of information and data to aid in developing Indian policy and to provide certain information to tribes, after receiving testimony from Ada E. Deer, Assistant Secretary of the Interior for Indian Affairs; Gary Kimble, Commissioner, Administration for Native Americans,

Administration for Children and Families, Department of Health and Human Services; W. Ron Allen, Jamestown S'Klallam Tribe, Sequim, Washington, on behalf of the National Indian Policy Center; John Sunchild, Sr., Chippewa Cree Tribe of the Rocky Boy's Indian Reservation, Box Elder, Montana; Alvino Lucero, Pueblo of Isleta, Isleta, New Mexico; Charles Gourd, Cherokee Nation of Oklahoma, Tahlequah; Roy Bernal, Albuquerque, New Mexico, and Regis Pecos, Cochiti Pueblo, Cochiti, New Mexico, both on behalf of the All Indian Pueblo Council; and Charles Blackwell, Chickasaw Nation, Washington, D.C.

INTELLIGENCE

Select Committee on Intelligence: Committee met in closed session to receive a briefing on intelligence matters 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 Lloyd Bentsen, former Secretary of the Treasury; and John J. Adair, Inspector General, Patricia Black, Counsel, Steven A. Switzer, Deputy Inspector General, and Clark W. Blight, Assistant Inspector General for Investigation, all of the Resolution Trust Corporation.

Hearings continue tomorrow.

House of Representatives

Chamber Action

Bills Introduced: 8 public bills, H.R. 2586–2593; and 6 resolutions, H.J. Res. 115–117, H. Con. Res. 112, and H. Res. 254–255 were introduced.

Page H11829

Reports Filed: Reports were filed as follows:

H.R. 994, to require the periodic review and automatic termination of Federal regulations, amended (H. Rept. 104–284, Part 2);

H.R. 1163, to authorize the exchange of National Park Service land in the Fire Island National Seashore in the State of New York for land in the Village of Patchogue, Suffolk County, New York, amended (H. Rept. 104–313);

H. Res. 256, waiving points of order against 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 (H. Rept. 104–314);

H.R. 657, to extend the deadline under the Federal Power Act applicable to the construction of three hydroelectric projects in the State of Arkansas (H. Rept. 104–315);

H.R. 680, to extend the time for construction of certain FERC licensed hydro projects (H. Rept. 104–316);

H.R. 1011, to extend the deadline under the Federal Power Act applicable to the construction of a hydroelectric project in the State of Ohio (H. Rept. 104–317);

H.R. 1014, to authorize extension of time limitation for a FERC-issued hydroelectric license, amended (H. Rept. 104–318);

H.R. 1051, to provide for the extension of certain hydroelectric projects located in the State of West Virginia (H. Rept. 104-319);

H.R. 1290, to reinstate the permit for, and extend the deadline under the Federal Power Act applicable to the construction of, a hydroelectric project in Oregon, amended (H. Rept. 104-320);

H.R. 1335, to provide for the extension of a hydroelectric project located in the State of West Virginia (H. Rept. 104-321);

H.R. 1366, to authorize the extension of time limitation for the FERC-issued hydroelectric license for the Mt. Hope Waterpower Project (H. Rept. 104-322);

H.R. 2366, to repeal an unnecessary medical device reporting requirement (H. Rept. 104-323, Parts 1 and 2);

H.R. 2494, to amend the Internal Revenue Code of 1986 to provide for the treatment of bad debt reserves of savings associations which are required to convert into banks, amended (H. Rept. 104-324);

H.R. 2586, to provide for a temporary increase in the public debt limit, amended (H. Rept. 104-325); and

H. Res. 257, providing for the consideration of H.J. Res. 115, making further appropriations for the fiscal year 1996 (H. Rept. 104-326). **Pages H11828-29**

Speaker Pro Tempore: Read a letter from the Speaker wherein he designates Representative Shays to act as Speaker pro tempore for today. **Page H11783**

Recess: House recessed at 12:54 p.m. and reconvened at 2 p.m. **Page H11787**

Suspensions: House voted to suspend the rules and pass the following measures:

Smithsonian Regent, Homer Alfred Neal: H.J. Res. 69, providing for the reappointment of Homer Alfred Neal as a citizen regent of the Board of Regents of the Smithsonian Institution (passed by ye-and-nay vote of 386 yeas, Roll No. 765);

Pages H11790-92, H11804

Smithsonian Regent, Howard H. Baker, Jr.: H.J. Res. 110, providing for the appointment of Howard H. Baker, Jr. as a citizen regent of the Board of Regents of the Smithsonian Institution (passed by ye-and-nay vote of 389 yeas, Roll No. 766);

Pages H11792, H11804-05

Smithsonian Regent, Anne D'Harnoncourt: H.J. Res. 111, providing for the appointment of Anne D'Harnoncourt as a citizen regent of the Board of Regents of the Smithsonian Institution (passed by ye-and-nay vote of 389 yeas, Roll No. 767);

Pages H11792-93, H11805-06

Smithsonian Regent, Louis Gerstner: H.J. Res. 112, providing for the appointment of Louis Gerstner as a citizen regent of the Board of Regents of the

Smithsonian Institution (passed by ye-and-nay vote of 390 yeas, Roll No. 768); **Pages H11793, H11806**

Oregon land conveyance: H.R. 1581, to require the Secretary of Agriculture to convey certain lands under the jurisdiction of the Department of Agriculture to the City of Sumpter, Oregon;

Pages H11793-94

Cleveland National Forest, California: H.R. 207, amended, to authorize the Secretary of Agriculture to enter into a land exchange involving the Cleveland National Forest, California, and to require a boundary adjustment for the national forest to reflect the land exchange;

Pages H11794-96

Ozark wild horses: H.R. 238, amended, to provide for the protection of wild horses within the Ozark National Scenic Riverways and prohibit the removal of such horses;

Pages H11796-98

Fire Island land exchange: H.R. 1163, amended, to authorize the exchange of National Park Service land in the Fire Island National Seashore in the State of New York for land in the Village of Patchogue, Suffolk County, New York;

Page H11798

Modoc National Forest: H.R. 1585, to expand the boundary of the Modoc National Forest to include lands presently owned by the Bank of California, N.A. Trustee, to facilitate a land exchange with the Forest Service;

Page H11799

Utah land exchange: H.R. 1838, to provide for an exchange of lands with the Water Conservancy District of Washington County, Utah; and

Pages H11799-H11801

Colorado land exchange: H.R. 2437, amended, to provide for the exchange of certain lands in Gilpin County, Colorado.

Pages H11801-03

Recess: House recessed at 3:45 p.m. and reconvened at 6:02 p.m. **Page H11803**

Middle East Peace Facilitation: House passed H.R. 2589, to extend authorities under the Middle East Peace Facilitation Act of 1994 until December 31, 1995. **Page H11807**

Cuban Liberty and Solidarity Act: House disagreed to the Senate amendment to H.R. 927, to seek international sanctions against the Castro government in Cuba, and to plan for support of a transition government leading to a democratically elected government in Cuba; and asked a conference. Appointed as conferees: Representatives Gilman, Burton of Indiana, Ros-Lehtinen, King, Diaz-Balart, Hamilton, Gejdenson, Torricelli, and Menendez.

Page H11807

Honoring Life of Yitzhak Rabin: It was in order on Wednesday, November 8, 1995, to consider in the House S. Con. Res. 31, honoring the life and legacy of Yitzhak Rabin; and that the previous question be considered as ordered on the resolution to its

adoption without intervening motion or demand for division of the question except 90 minutes of debate equally divided and controlled by the chairman and ranking minority member of the Committee on International Relations. **Page H11807**

Edible Oil Regulatory Reform Act: House agreed to the Senate amendments to H.R. 436, to require the head of any Federal agency to differentiate between fats, oils, and greases of animal, marine, or vegetable origin, and other oils and greases, in issuing certain regulations—clearing the measure for the President. **Pages H11807–08**

Recess: House recessed at 9:40 and reconvened at 11 p.m. **Page H11827**

Meeting Hour: House agreed to meet at 11 a.m. on Wednesday, November 8. **Page H11827**

Senate Messages: Message received from the Senate today appears on page H11787.

Quorum Calls—Votes: Four yea-and-nay votes developed during the proceedings of the House today and appear on pages H11804, H11805, H11805–06, and H11806. There were no quorum calls.

Adjournment: Met at 12:30 p.m. and adjourned at 11:01 p.m.

Committee Meetings

MISCELLANEOUS MEASURES

Committee on Resources: Held a hearing on the following bills: H.R. 2560, to provide for the conveyances of certain lands in Alaska to Chickaloon-Moose Creek Native Association, Inc., Niniilchik Native Association, Inc., Seldovia Native Association, Inc., Tyonek Native Corp., and Knikatu, Inc. under the Alaska Native Claims Settlement Act; and H.R. 2561, Glacier Bay National Park and Preserve Boundary Adjustment Act. Testimony was heard from the following officials of the Department of the Interior: George T. Frampton, Jr., Assistant Secretary, Fish and Wildlife and Parks; and John D. Leshy, Solicitor; and public witnesses.

MISCELLANEOUS MEASURES

Committee on Resources: Subcommittee on Fisheries, Wildlife and Oceans approved for full Committee action the following bills: H.R. 1741, for the conveyance of the C.S.S. *Hunley* to the State of South Carolina; H.R. 2243, amended, Trinity River Basin Fish and Wildlife Management Reauthorization Act; and H.R. 2100, amended, to direct the Secretary of the Interior to make technical corrections to maps relating to the Coastal Barrier Resources System.

GIFT REFORM

Committee on Rules: Concluded hearings on H. Res. 250, to amend the Rules of the House of Representatives to provide for gift reform. Testimony was heard from Representative Johnson of Connecticut; and public witnesses.

FURTHER CONTINUING APPROPRIATIONS

Committee on Rules: Granted a rule, by a vote of 7 to 2, providing one hour of debate in the House on H.J. Res. 115, making further continuing appropriations for the fiscal year 1996. The rule provides for the immediate consideration of the joint resolution, without the intervention of any point of order. The rule provides one motion to recommit, which may include instructions only if offered by the Minority Leader or his designee. Testimony was heard from Chairman Livingston and Representatives Istook, Thomas, Gekas, Shays, Smith of Michigan, Obey, and Skaggs.

CONFERENCE REPORT—ALASKA POWER ADMINISTRATION ASSET SALE AND TERMINATION ACT

Committee on Rules: Granted a rule, by voice vote, waiving all points of order against the conference report to accompany S. 395, Alaska Power Administration Asset Sale and Termination Act, and against its consideration. The rule provides that the conference report shall be considered as read. Testimony was heard from Chairman Young.

SHORT-TERM DEBT LIMIT EXTENSION

Committee on Ways and Means: Ordered reported, amended, H.R. 2586, to provide for a temporary increase in the public debt limit.

Joint Meetings

ALASKA POWER ADMINISTRATION SALE ACT

Conferees on Monday, November 6, agreed to file a 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.

COMMITTEE MEETINGS FOR WEDNESDAY, NOVEMBER 8, 1995

(Committee meetings are open unless otherwise indicated)

Senate

Committee on Governmental Affairs, Subcommittee on Oversight of Government Management and The District of Columbia, to hold hearings to examine the courthouse construction program, 9 a.m., SD-342.

Committee on the Judiciary, to hold hearings to examine mandatory victim restitution, 10 a.m., SD-226.

Committee on Labor and Human Resources, business meeting, to mark up S. 1324, to amend the Public Health Service Act to revise and extend the solid-organ procurement and transplantation programs, and the bone marrow donor program, and to consider pending nominations, 9:30 a.m., SD-430.

Committee on Small Business, to hold joint hearings with the House Committee on Small Business to examine small business concerns regarding railroad consolidation, 2 p.m., 1100 Longworth Building.

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.

House

Committee on Agriculture, Subcommittee on Resource Conservation, Research, and Forestry, to mark up H.R. 2542, Conservation Consolidation and Regulatory Reform Act of 1995, 12:30 p.m., 1300 Longworth.

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, 11 a.m., 2123 Rayburn.

Committee on International Relations, Subcommittee on International Economic Policy and Trade, hearing on Strengthening U.S. Export Competitiveness: Industry Views, 10 a.m., 2172 Rayburn.

Subcommittee on International Operations and Human Rights and the Subcommittee on Asia and the Pacific, joint hearing on Human Rights in Vietnam, 2 p.m., 2172 Rayburn.

Subcommittee on Western Hemisphere Affairs, hearing on an Evaluation of Democracy in Nicaragua, 10 a.m., 2200 Rayburn.

Committee on the Judiciary, to mark up the following bills: H.R. 2564, Lobbying Disclosure Act of 1995; and H.R. 497, National Gambling Impact and Policy Commission Act, 11 a.m., 2141 Rayburn.

Subcommittee on Courts and Intellectual Property, hearing on H.R. 1446, Law Enforcement Officers Civil Liability Act of 1995, 1 p.m., 2237 Rayburn.

Committee on National Security, hearing on operational implications of the proposed deployment of U.S. ground forces to Bosnia, 10 a.m., 2118 Rayburn.

Committee on Rules, to consider H.R. 2539, ICC Termination Act of 1995, 4 p.m., H-313 Capitol.

Committee on Science, hearing on NASA Purchasing in the Earth-Space Economy, 10 a.m., 2318 Rayburn.

Committee on Standards of Official Conduct, executive, to consider pending business, 1:30 p.m., HT-2M Capitol.

Committee on Transportation and Infrastructure, Subcommittee on Water Resources and Environment, hearing on H.R. 2500, Reform of Superfund Act of 1995, 10 a.m., 2167 Rayburn.

Permanent Select Committee on Intelligence, executive, briefing on Signal Intelligence, 9 a.m., and executive, a briefing on Ames Damage Assessment, 1 p.m., H-405 Capitol.

Joint Meetings

Joint Hearing: Senate Committee on Small Business, to hold joint hearings with the House Committee on Small Business to examine small business concerns regarding railroad consolidation, 2 p.m., 1100 Longworth Building.

Next Meeting of the SENATE

9:30 a.m., Wednesday, November 8

Senate Chamber

Program for Wednesday: Senate will resume consideration of H.R. 1833, Partial-Birth Abortion Ban.

Next Meeting of the HOUSE OF REPRESENTATIVES

11 a.m., Wednesday, November 8

House Chamber

Program for Wednesday: Consideration of the conference report on S. 395, Alaska Power Administration Sale Act (rule waiving points of order);

S. Con. Res. 31, honoring the life and legacy of Yitzhak Rabin (consideration in the House, 90 minutes of debate); and

H.J. Res. 115, providing for continuing appropriations for 1996 (rule providing for consideration in the House, 1 hour of debate).

Extensions of Remarks, as inserted in this issue

HOUSE

Burton, Dan, Ind., E2115
Clayton, Eva M., N.C., E2123
Cunningham, Randy "Duke", Calif., E2119
Davis, Thomas M., Va., E2117, E2119
Forbes, Michael P., N.Y., E2117
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Frelinghuysen, Rodney P., N.J., E2120
Hastings, Alcee L., Fla., E2117
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Visclosky, Peter J., Ind., E2116



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