

section 5581 of the Revised Statutes of the United States (20 U.S.C. 43), the vacancy on the Board of Regents of the Smithsonian Institution, in the class other than Members of Congress, occurring by reason of the expiration of the term of Samuel Curtis Johnson of Wisconsin on December 4, 1995, is filed by the appointment of Anne D'Harnoncourt of Pennsylvania. The appointment is for a term of six years and shall take effect on December 5, 1995.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from California [Mr. THOMAS] and the gentleman from Maryland [Mr. HOYER] will each be recognized for 20 minutes.

The Chair recognizes the gentleman from California [Mr. THOMAS].

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

Joint Resolution 111 provides for the appointment of Anne D'Harnoncourt to the Smithsonian Institute's Board of Regents. Ms. D'Harnoncourt serves as the director of the Philadelphia Museum of Art. In addition to her current position, she has worked at the Tate Gallery in London and the Art Institute of Chicago. The knowledge she possesses from her vast arts background will obviously prove beneficial to the Smithsonian's Board. I urge my colleagues to support House Joint Resolution 111.

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

Mr. HOYER. Mr. Speaker, I yield myself such time as I may consume and join my colleague, the gentleman from California [Mr. THOMAS], in strong support of this resolution.

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

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

The SPEAKER pro tempore (Mr. SHAYS). The question is on the motion offered by the gentleman from California [Mr. THOMAS] that the House suspend the rules and pass the joint resolution, House Joint Resolution 111.

The question was taken.

Mr. HILLEARY. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 5 of rule I and the Chair's prior announcement, further proceedings on this motion will be postponed.

#### APPOINTMENT OF LOUIS GERSTNER TO SMITHSONIAN BOARD OF REGENTS

Mr. THOMAS. Mr. Speaker, I have moved to suspend the rules and pass the joint resolution (H.J. Res. 112) providing for the appointment of Louis Gerstner as a citizen regent of the Board of Regents of the Smithsonian Institution.

The Clerk read as follows:

H.J. RES. 112

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That, in accordance with section 5581 of the Revised Statutes of the United States (20 U.S.C. 43), the vacancy on the Board of Regents of the Smithsonian

Institution, in the class other than Members of Congress, occurring by reason of the resignation of Ira Michael Heyman of California on May 27, 1994, is filled by the appointment of Louis Gerstner of Connecticut. The appointment is for a term of six years and shall take effect on the date on which this joint resolution becomes law.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from California [Mr. THOMAS] and the gentleman from Maryland [Mr. HOYER] will each be recognized for 20 minutes.

The Chair recognizes the gentleman from California [Mr. THOMAS].

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

House Joint Resolution 112, which provides for the appointment of Louis Gerstner to the Smithsonian Institution's Board of Regents is, I think, equally luminous. Louis Gerstner's impressive credentials begin with his current position as chairman of the board and chief executive officer of the IBM Corp. Prior to his work at IBM, Mr. Gerstner has held top positions at RJR Nabisco, American Express, and the management consulting firm of McKinsey & Co.

While Mr. Gerstner obviously offers a diverse and impressive business background, I think it is especially significant with his appointment as a regent of the Smithsonian to emphasize that Mr. Gerstner, throughout his lifetime, has had a continuous commitment to improving our system of education, and this seems to be an excellent appointment as a citizen regent. I urge my colleagues to support House Joint Resolution 112.

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

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

Once again I am pleased to join the chairman of the Committee on House Oversight, Mr. THOMAS, in support of this resolution. The nominee will, I am sure, make a very outstanding contribution to the work of the Smithsonian Board of Regents.

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

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

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California [Mr. THOMAS] that the House suspend the rules and pass the joint resolution, House Joint Resolution 112.

The question was taken.

Mr. HILLEARY. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 5 of rule I and the Chair's prior announcement, further proceedings on this motion will be postponed.

#### GENERAL LEAVE

Mr. THOMAS. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and in-

clude extraneous material on House Joint Resolution 69, House Joint Resolution 110, House Joint Resolution 111, and House Joint Resolution 112, the resolutions just considered.

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

There was no objection.

#### LAND CONVEYANCE TO CITY OF SUMPTER, OR

Mr. COOLEY. Mr. Speaker, I move to suspend the rules and pass bill (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.

The Clerk read as follows:

H.R. 1581

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. LAND CONVEYANCE, CITY OF SUMPTER, OREGON.

(a) CONVEYANCE REQUIRED.—The Secretary of Agriculture shall convey, without consideration, to the city of Sumpter, Oregon (in this section referred to as the "City"), all right, title, and interest of the United States in and to a parcel of real property of approximately 1.43 acres consisting of all of block 8 of the REVISED PLAN OF SUMPTER TOWNSITE in the City, as shown in plat recorded March 6, 1897, in Plat Book 3, page 26; including the alley running through such block, vacated by Ordinance No. 1966-3, recorded December 14, 1966, in Deed 66-50-014.

(b) ADDITIONAL DESCRIPTION OF PROPERTY.—The real property to be conveyed under subsection (a) consists of the same property that was deeded to the United States in the following deeds:

(1) Warranty Deed from Sumpter Power & Water Company to the United States of America dated October 12, 1949, and recorded in Vol. 152, page 170 of Baker County records on December 22, 1949.

(2) Warranty Deed from Mrs. Alice Windle to the United States of America dated October 11, 1949, and recorded in Vol. 152, page 168 of Baker County records on December 22, 1949.

(3) Warranty Deed from Alice L. Windle Charles and James M. Charles to the United States of America dated August 8, 1962, and recorded in Book 172, page 1331 on August 27, 1962.

(c) CONDITION OF CONVEYANCE.—The conveyance under subsection (a) shall be subject to the condition that the City use the conveyed property only for public purposes, such as a city park, information center, or interpretive area.

(d) RELEASE.—Notwithstanding the Comprehensive Environmental Response, Compensation and Liability Act of 1980 (42 U.S.C. 9601 et seq.), upon making the conveyance required by subsection (a), the United States is relieved from liability for any and all claims arising from the presence of hazardous materials on the conveyed property, and the City shall thereafter be liable for any and all such claims.

(e) REVERSIONARY INTEREST.—If the Secretary of Agriculture determines that the real property conveyed under subsection (a) is not being used in accordance with the condition specified in subsection (c) or that the City has initiated proceedings to sell, lease, exchange, or otherwise dispose of all or a portion of the property, then, at the option

of the Secretary, the United States shall have a right of reentry with regard to the property, with title thereto reverting in the United States.

(f) AUTHORIZED SALE OF PROPERTY.—Notwithstanding subsections (c) and (e), the Secretary of Agriculture may authorize the City to dispose of the real property conveyed under subsection (a) if the proceeds from such disposal are at least equal to the fair market value of the property and are paid to the United States. The Secretary shall deposit amounts received under this subsection into the special fund in the Treasury into which funds are deposited pursuant to the Act of December 4, 1967 (16 U.S.C. 484a), commonly known as the Sisk Act. The disposal of the conveyed property under this subsection shall be subject to such terms and conditions as the Secretary may prescribe.

(g) ADDITIONAL TERMS AND CONDITIONS.—The Secretary of Agriculture may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Oregon [Mr. COOLEY] will be recognized for 20 minutes, and the gentleman from New Mexico [Mr. RICHARDSON] will be recognized for 20 minutes.

The Chair recognizes the gentleman from Oregon, [Mr. COOLEY].

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

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

Mr. COOLEY. Mr. Speaker, I rise in support of H.R. 1581, sponsored by myself, which would authorize the transfer of the Sumpter Guard Station in my district from the U.S. Forest Service to the city of Sumpter, OR.

The Sumpter Guard Station was established in the 1940's, and the site consists of three very primitive buildings. Two of the buildings, made from railroad boxcars, are considered usable if the electrical wiring is brought up to current standards. The third building is a small outhouse and is not longer usable.

The station is located on 1.43 acres of land in the city of Sumpter, OR, and the site and buildings were recommended for disposal when the real property utilization survey was completed in 1988. Disposal of the property was contingent upon a thorough inventory of the cultural resource values and an assessment of any hazardous wastes at the site.

The Oregon State Historic Preservation Officer has concurred that the site is not eligible for the National Register of Historic Places and that transfer of ownership would not be an adverse effect. The hazardous materials report has been completed; no hazardous materials remain on the site.

The U.S. Forest Service fully supports the transfer, has no further use of the Sumpter Guard Station, and wishes to dispose of the property. The city of Sumpter, on the other hand, is eager to receive the property and utilize it immediately for public benefit as a park facility.

H.R. 1581 was reported favorably by the Committee on Resources by voice vote, and is noncontroversial. This is very sensible legislation for all interests, and I urge the Members of the House to support this measure.

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

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

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

Mr. RICHARDSON. Mr. Speaker, this is a good piece of legislation. Basically what it is is a conveyance from the Secretary of Agriculture to the city of Sumpter, OR, all right, title and interest of the United States to a parcel of land that is approximately 1.43 acres, as described in the bill. The conveyance will be subject to the condition that the city use the conveyed property for only public purpose, such as a city park, information center, or interpretive area.

The United States is relieved of liability for claims arising from the presence of hazardous materials on the conveyed property. If the city does not use the property in accordance with the conditions of the bill, then the Secretary has the option to take possession of the property, and, notwithstanding any provisions of the bill, the Secretary may authorize the city to dispose of the property.

The Secretary of Agriculture may require additional terms and conditions as are appropriate to protect the interests of the United States.

Mr. COOLEY. Mr. Speaker, I have no further requests for time, and I yield back the balance of my time.

Mr. RICHARDSON. Mr. Speaker, I have no further requests for time, and I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Oregon [Mr. COOLEY] that the House suspend the rules and pass the bill, H.R. 1581.

The question was taken; and (two-thirds having voted in favor thereof) the rules were suspended and the bill was passed.

A motion to reconsider was laid on the table.

#### CLEVELAND NATIONAL FOREST LAND EXCHANGE ACT OF 1995

Mr. COOLEY. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 207) 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, and for other purposes, as amended.

The Clerk read as follows:

H.R. 207

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Cleveland National Forest Land Exchange Act of 1995".

#### SEC. 2. LAND EXCHANGE, CLEVELAND NATIONAL FOREST, CALIFORNIA.

(a) CONVEYANCE BY THE SECRETARY OF AGRICULTURE.—

(1) CONVEYANCE.—In exchange for the conveyance described in subsection (b), the Secretary of Agriculture (hereinafter referred to as the "Secretary") shall convey to the Orange County Council of the Boy Scouts of America all right, title, and interest of the United States in and to the parcel of land described in paragraph (2) located in the Cleveland National Forest. The parcel conveyed by the Secretary shall be subject to valid existing rights and to any easements that the Secretary considers necessary for public and administrative access.

(2) DESCRIPTION OF PARCEL.—The parcel of land referred to in paragraph (1) consists of not more than 60 acres of land in Section 28, Township 9 South, Range 4 East, San Bernardino Meridian, in the unincorporated territory of San Diego County, California.

(b) CONVEYANCE BY THE BOY SCOUTS OF AMERICA.—

(1) CONVEYANCE.—In exchange for the conveyance described in subsection (a), the Orange County Council of the Boy Scouts of America shall convey to the United States all right, title, and interest to the parcel of land described in paragraph (2). The parcel conveyed under this subsection shall be subject to such valid existing rights of record as may be acceptable to the Secretary, and the title to the parcel shall conform with the title approval standards applicable to Federal land acquisitions.

(2) DESCRIPTION OF PARCEL.—The parcel of land referred to in paragraph (1) shall be approximately equal in value to the lands described in subsection (a)(2) and shall be at least the Southerly 94 acres of the Westerly ½ of Section 34, Township 9 South, Range 4 East, San Bernardino Meridian, in the unincorporated territory of San Diego County, California.

(c) BOUNDARY ADJUSTMENT.—Upon the completion of the land exchange authorized under this section, the Secretary shall adjust the boundaries of the Cleveland National Forest to exclude the parcel conveyed by the Secretary under subsection (a) and to include the parcel obtained by the Secretary under subsection (b). For purposes of section 7 of the Land and Water Conservation Fund Act of 1964 (16 U.S.C. 4601-9), the boundary of the Cleveland National Forest, as modified by this Act, shall be considered the boundary of the forest as of January 1, 1965.

(d) INCORPORATION INTO CLEVELAND NATIONAL FOREST.—Upon acceptance of title by the Secretary, the parcel obtained by the Secretary under subsection (b) shall become part of the Cleveland National Forest and shall be subject to all laws applicable to such national forest.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Oregon [Mr. COOLEY] and the gentleman from New Mexico [Mr. RICHARDSON] will be recognized for 20 minutes each.

The Chair recognizes the gentleman from Oregon [Mr. COOLEY].

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

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

Mr. COOLEY. Mr. Speaker, I rise in support of H.R. 207, sponsored by Mr. COX, which would clear up a problem between the Boy Scouts and the Cleveland National Forest. The Lost Valley