

Tuesday, December 5, 1995

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S17933–S18036*

**Measures Introduced:** Six bills and one resolution were introduced, as follows: S. 1444–1449, and S. Res. 197. Page S18016

#### Measures Passed:

**Congratulating Northwestern University:** Senate agreed to S. Res. 197, to congratulate the Northwestern University Wildcats on winning the 1995 Big Ten Conference football championship and on receiving an invitation to compete in the 1996 Rose Bowl, and to commend Northwestern University for its pursuit of athletic and academic excellence. Pages S17964–65

**Defense Production Authorization:** Senate passed H.R. 2204, to extend and reauthorize the Defense Production Act of 1950, clearing the measure for the President. Pages S18035–36

**Securities Litigation Reform Act—Conference Report:** By 65 yeas to 30 nays, 1 responding present (Vote No. 589), Senate agreed to the conference report on H.R. 1058, to amend the Federal securities laws to curb certain abusive practices in private securities litigation. Pages S17933–62, S17965–97

**Partial-Birth Abortion Ban:** Senate resumed consideration of H.R. 1833, to amend title 18, United States Code, to ban partial-birth abortions, taking action on amendments proposed thereto, as follows: Pages S17997, S18002–11

#### Pending:

(1) Smith Amendment No. 3080, to provide a life-of-the-mother exception. Pages S18003–11

(2) Dole Amendment No. 3081 (to Amendment No. 3080), of a perfecting nature. Pages S18003–04

(3) Pryor Amendment No. 3082, to clarify certain provisions of law with respect to the approval and marketing of certain prescription drugs. Pages S18004–11

(4) Boxer Amendment No. 3083 (to Amendment No. 3082), to clarify the application of certain provisions with respect to abortions where necessary to preserve the life or health of the woman. Pages S18004–11

A unanimous-consent agreement was reached providing for further consideration of the bill on Wednesday, December 6, 1995 at 5 p.m. Page S18036

**Nominations Confirmed:** Senate confirmed the following nominations:

2 Army nominations in the rank of general. Page S18036

**Communications:** Page S18015

**Petitions:** Page S18015

**Executive Reports of Committees:** Pages S18015–16

**Statements on Introduced Bills:** Pages S18016–33

**Additional Cosponsors:** Page S18033

**Amendments Submitted:** Pages S18033–34

**Authority for Committees:** Page S18034

**Additional Statements:** Pages S18034–35

**Adjournment:** Senate convened at 9:30 a.m., and adjourned at 7:19 p.m., until 10 a.m., on Wednesday, December 6, 1995. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S18036.)

### Committee Meetings

*(Committees not listed did not meet)*

#### NOMINATIONS

**Committee on Armed Services:** Committee ordered favorably reported the nominations of Maj. Gen. Thomas A. Schwartz, United States Army, for appointment to the grade of lieutenant general, and Lt. Gen. Paul E. Funk, United States Army, to be placed on the retired list of the United States Army in the grade indicated under section 1370 of title 10, U.S.C., and 1,932 routine nominations in the Army, Navy, and Air Force.

#### OECD SHIPBUILDING AGREEMENT

**Committee on Finance:** Committee held hearings on S. 1354, to approve and implement the Organization for Economic Cooperation and Development (OECD) Shipbuilding Trade Agreement, receiving testimony from Jeffrey M. Lang, Deputy United States Trade

Representative; Albert Bossier, Jr., Avondale Industries, Inc., New Orleans, Louisiana; R.T.E. Bowler, III, American Shipbuilding Association, Arlington, Virginia; John Dane, III, Trinity Marine Group, Inc., Gulfport, Mississippi, representing the American Waterways Shipyard Conference and the Shipbuilders Council of America; and Peter J. Finnerty, Sea-Land Service, Inc. and CSX Corporation, Washington, D.C., representing the American Institute of Merchant Shipping and the Coalition in Support of the OECD Commercial Shipbuilding Agreement.

Hearings were recessed subject to call.

## NOMINATION

*Committee on Finance:* Committee concluded hearings on the nomination of Joshua Gotbaum, of New York, to be an Assistant Secretary of the Treasury for Economic Policy, after the nominee testified and answered questions in his own behalf.

## LOCAL EMPOWERMENT AND FLEXIBILITY ACT

*Committee on Governmental Affairs:* Committee held hearings on S. 88, to increase the overall economy and efficiency of Government operations and enable more efficient use of Federal funding, by enabling local governments and private, nonprofit organizations to use amounts available under certain Federal assistance programs in accordance with approved local flexibility plans, receiving testimony from Senator Hatfield; Judy A. England-Joseph, Director, Housing and Community Development Issues, General Accounting Office; John A. Koskinen, Deputy Director for Management, Office of Management and Budget; Susan A. Cameron, Tillamook County Health Department, Tillamook, Oregon; and R. Scott Fosler, National Academy of Public Administration, and Charles Griffiths, Advisory Commission

on Intergovernmental Relations, both of Washington, D.C.

Hearings were recessed subject to call.

## PARENTAL RIGHTS AND RESPONSIBILITIES ACT

*Committee on the Judiciary:* Subcommittee on Administrative Oversight and the Courts concluded hearings on S. 984, to protect the fundamental right of a parent to direct the upbringing of a child of the parent, after receiving testimony from Representative Largent; Michael P. Farris, Home School Legal Defense Association, Purcellville, Virginia; Colleen K. Pinyan, The Rutherford Institute, Washington, D.C.; Sammy J. Quintana, Pojoaque Valley School Board, Santa Fe, New Mexico, on behalf of the National School Boards Association; Wade F. Horn, National Fatherhood Initiative, Gaithersburg, Maryland; Margaret F. Brinig, George Mason University School of Law, Arlington, Virginia; and E. W. Angell, Toccoa, Georgia.

## WHITEWATER

*Special Committee to Investigate the Whitewater Development Corporation and Related Matters:* Committee resumed hearings to examine issues relative to the Whitewater Development Corporation, receiving testimony from Steven Irons, Supervisory Special Agent, Kevin Kendrick, Supervisory Special Agent, and Donald Pettus, former Special Agent in Charge, all of the Federal Bureau of Investigation, Douglas Frazier, Assistant Director for Evaluation and Review, Executive Office of United States Attorneys, and Charles Banks, former United States Attorney for the Eastern District of Arkansas, all of the Department of Justice; and William Kennedy, Rose Law Firm, Little Rock, Arkansas, former Associate Counsel to the President.

Hearings continue tomorrow.

# House of Representatives

## Chamber Action

**Bills Introduced:** 14 public bills, H.R. 2703–2716; 5 private bills, H.R. 2717–2721; and 2 resolutions, H.J. Res. 130 and H. Con. Res. 117 were introduced.

Pages H14002–03

**Reports Filed:** Reports were filed as follows:

Report entitled “Revised Subdivision of Budget Totals for fiscal year 1996” (H. Rept. 104–380);

H. Res. 289, waiving points of order against the conference report to H.R. 2076, making appropri-

tions for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996 (H. Rept. 104–381);

H. Res. 290, waiving points of order against the conference report to H.R. 1058, to reform Federal securities litigation (H. Rept. 104–382); and

H.R. 1710, to combat terrorism, amended (H. Rept. 104–383).

Page H14002

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designates Representative Everett to act as Speaker pro tempore for today. **Page H13931**

**Recess:** House recessed at 1:20 p.m. and reconvened at 2 p.m. **Page H13938**

**Private Calendar:** Agreed to dispense with the call of the Private Calendar. **Page H13939**

**Committees to Sit:** The following committees and their subcommittees received permission to sit today during proceedings of the House under the 5-minute rule: Committees on Banking and Financial Services, Commerce, Economic and Educational Opportunities, Transportation and Infrastructure, and Select Intelligence. **Page H13943**

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

*Big Thicket National Preserve land exchange:* H.R. 826, amended, to extend the deadline for the completion of certain land exchanges involving the Big Thicket National Preserve in Texas. Agreed to amend the title; **Pages H13943–44**

*Amending the Doug Barnard, Jr. Olympic Commemorative Coin Act:* H.R. 2336, to amend the Doug Barnard, Jr.—1996 Atlanta Centennial Olympic Games Commemorative Coin Act; **Pages H13944–46**

*Commemorative coin authorization and reform:* H.R. 2614, to reform the commemorative coin programs for the United States Mint in order to protect the integrity of such programs and prevent losses of Government funds, to authorize the United States Mint to mint and issue platinum and gold bullion coins; **Pages H13946–48**

*Hopewell Township land conveyance:* H.R. 308, to provide for the conveyance of certain lands and improvements in Hopewell Township, Pennsylvania, to a nonprofit organization known as the “Beaver County Corporation for Economic Development” to provide a site for economic development; **Pages H13948–51**

*James Lawrence King Federal Justice Building:* H.R. 255, to designate the Federal Justice Building in Miami, Florida, as the “James Lawrence King Federal Justice Building”; **Pages H13951–52**

*Bruce R. Thompson United States Courthouse:* H.R. 395, to designate the United States courthouse and Federal building to be constructed at the southeastern corner of Liberty and South Virginia Streets in Reno, Nevada, as the “Bruce R. Thompson United States Courthouse and Federal Building”; **Pages H13952–54**

*Thurgood Marshall United States Courthouse:* H.R. 653, to designate the United States courthouse under construction in White Plains, New York, as the “Thurgood Marshall United States Courthouse”; **Pages H13954–55**

*Walter B. Jones Federal Building and United States Courthouse:* H.R. 840, to designate the Federal building and United States courthouse located at 215 South Evans Street in Greenville, North Carolina, as the “Walter B. Jones Federal Building and United States Courthouse”; **Pages H13955–57**

*Thomas D. Lambros Federal Building and United States Courthouse:* H.R. 869, amended, to designate the Federal building and U.S. Courthouse located at 125 Market Street in Youngstown, Ohio, as the “Thomas D. Lambros Federal Building and U.S. Courthouse” (agreed to by a ye-a-and-nay vote of 414 yeas, Roll No. 834). Agreed to amend the title; **Pages H13957–58, H13972**

*Romano L. Mazzoli Federal Building:* H.R. 965, to designate the Federal building located at 600 Martin Luther King, Jr. Place in Louisville, Kentucky, as the “Romano L. Mazzoli Federal Building” (agreed to by a ye-a-and-nay vote of 415 yeas, Roll No. 835); **Pages H13958–61, H13973**

*Judge Isaac C. Parker Federal Building:* H.R. 1804, to designate the United States Post Office-Courthouse located at South 6th and Rogers Avenue, Fort Smith, Arkansas, as the “Judge Isaac C. Parker Federal Building” (agreed to by a ye-a-and-nay vote of 373 yeas to 40 nays, with 2 voting “present”, Roll No. 836); and **Pages H13961–62, H13973–74**

*Senior citizens right to work:* H.R. 2684, amended, to amend title II of the Social Security Act to provide for increases in the amounts of allowable earnings under the social security earnings limit for individuals who have attained retirement age (agreed to by a ye-a-and-nay vote of 411 yeas to 4 nays, Roll No. 837). **Pages H13962–71, H13974**

**Amendments Ordered Printed:** Amendments ordered printed pursuant to the rule appear on pages H14003–23.

**Quorum Calls—Votes:** Four ye-a-and-nay votes developed during the proceedings of the House today and appear on pages H13972, H13973, H13973–74, and H13974. There were no quorum calls.

**Adjournment:** Met at 12:30 p.m. and adjourned at 9:14 p.m.

## Committee Meetings

### REVISED SUBDIVISION

*Committee on Appropriations:* Approved a revised 602(b) subdivision for fiscal year 1996.

### FOREIGN BANK SUPERVISION AND DAIWA BANK

*Committee on Banking and Financial Services:* Subcommittee on Financial Institutions and Consumer

Credit held a hearing regarding foreign bank supervision and the Daiwa Bank. Testimony was heard from Alan Greenspan, Chairman, Board of Governors, Federal Reserve System; Ricki Helfer, Chairman, FDIC; Eugene A. Ludwig, Comptroller of the Currency, Department of the Treasury; Neil Levin, Superintendent of Banks, Banking Department, State of New York; and public witnesses.

#### ALLEGATIONS OF FDA ABUSES OF AUTHORITY

*Committee on Commerce:* Subcommittee on Oversight and Investigations concluded hearings on Allegations of FDA Abuses of Authority. Testimony was heard from David A. Kessler, M.D., Commissioner, FDA, Department of Health and Human Services.

#### CAPITAL MARKETS DEREGULATION AND LIBERALIZATION ACT

*Committee on Commerce:* Subcommittee on Telecommunications and Finance concluded hearings on H.R. 2131, Capital Markets Deregulation and Liberalization Act of 1995. Testimony was heard from public witnesses.

#### PARENTS, SCHOOLS AND VALUES

*Committee on Economic and Educational Opportunities:* Subcommittee on Oversight and Investigations held a hearing on Parents, Schools and Values. Testimony was heard from William Bennett, former Secretary of Education; and a public witness.

Hearings continue tomorrow.

#### CONFERENCE REPORT—COMMERCE, JUSTICE, STATE, AND THE JUDICIARY APPROPRIATIONS

*Committee on Rules:* Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 2076, making appropriations for the Department of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1996, and against its consideration. Testimony was heard from Representatives Rogers, McCollum, Mollohan, Conyers, and Schumer.

#### CONFERENCE REPORT—SECURITIES LITIGATION REFORM ACT

*Committee on Rules:* Granted, by voice vote, a rule waiving all points of order against the conference report to accompany H.R. 1058, Securities Litigation Reform Act, and against its consideration. Testimony was heard from Chairman Bliley and Representatives Fields of Texas and Markey.

#### IN THE MATTER OF REPRESENTATIVE BARBARA-ROSE COLLINS

*Committee on Standards of Official Conduct:* Met in executive session and voted a Resolution of Preliminary Inquiry in the matter of Representative Barbara-Rose Collins.

#### NATURAL DISASTER PROTECTION PARTNERSHIP ACT

*Committee on Transportation and Infrastructure:* Subcommittee on Water Resources and Environment continued hearings on H.R. 1856, Natural Disaster Protection Partnership Act of 1995. Testimony was heard from Representatives Dreier and Parker; Mozelle W. Thompson, Deputy Assistant Secretary, Government Financial Policy, Department of the Treasury; Jane A. Bullock, Acting Chief of Staff, FEMA; Thomas J. McCool, Associate Director, General Government Division, GAO; and public witnesses.

#### BOSNIA—INTELLIGENCE SUPPORT TO UNITED STATES FORCES

*Permanent Select Committee on Intelligence:* Met in executive session to hold a hearing on Intelligence Support to United States peacekeeping forces in Bosnia. Testimony was heard from departmental witnesses.

#### COMMITTEE MEETINGS FOR WEDNESDAY, DECEMBER 6, 1995

*(Committee meetings are open unless otherwise indicated)*

##### Senate

*Committee on Armed Services,* to hold hearings on the Bosnian Peace Agreement, the North Atlantic Council military plan and the proposed mission for United States military forces deployed with the Implementation Force (IFOR), 10:15 a.m., SD-G50.

*Committee on Energy and Natural Resources,* business meeting, to consider pending calendar business, 9:30 a.m., SD-366.

*Committee on Governmental Affairs,* to hold hearings on S. 356, to amend title 4, United States Code, to declare English as the official language of the Government of the United States, 9:30 a.m., SD-342.

*Committee on Labor and Human Resources,* to hold joint hearings with the Committee on Small Business, on certain issues relating to modifications to the Occupational Safety and Health Act of 1970, 9:30 a.m., SD-106.

*Committee on Small Business,* to hold joint hearings with the Committee on Labor and Human Resources, on certain issues relating to modifications to the Occupational Safety and Health Act of 1970, 9:30 a.m., SD-106.

*Committee on Indian Affairs,* to hold oversight hearings on the implementation of the Native American Graves Protection and Repatriation Act (P.L. 101-601), 9:30 a.m., SR-485.

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

### House

*Committee on Agriculture*, Subcommittee on Department Operations, Nutrition, and Foreign Agriculture, hearing to review the USDA's Office of Risk Assessment and Cost-Benefit Analysis, 2 p.m., 1300 Longworth.

*Committee on Commerce*, Subcommittee on Energy and Power, oversight hearing on the Pacific Northwest Power System, 10 a.m., 2123 Rayburn.

*Committee on Economic and Educational Opportunities*, Subcommittee on Oversight and Investigations, to continue hearings, on Parents, Schools and Values, 9:30 a.m., 2175 Rayburn.

*Committee on Government Reform and Oversight*, Subcommittee on Civil Service, hearing on Government Shutdown: What's Essential, 9 a.m. 2154 Rayburn.

Subcommittee on the District of Columbia, hearing on H.R. 2661, District of Columbia Fiscal Protection Act of 1995, 10 a.m., 2247 Rayburn.

*Committee on International Relations*, hearing on United States policy toward Bosnia, 10 a.m., 2172 Rayburn.

Subcommittee on Asia and the Pacific, to mark up H. Res. 274, concerning Burma and the U.N. General Assembly; to be followed by a hearing on U.S. Security Interests in South Asia, 2 p.m., 2172 Rayburn.

*Committee on National Security*, to continue hearings on the proposed deployment of United States ground forces to Bosnia, 9:30 a.m., 2118 Rayburn.

Subcommittee on Military Research and Development and Subcommittee on Fisheries, Wildlife and Oceans of the Committee on Resources, joint hearing on the disposal of radioactive material and other toxic waste in oceans and tributaries, 1:30 p.m., 2118 Rayburn.

*Committee on Rules*, to consider the following Conference Reports: H.R. 2099, making appropriations for the De-

partments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for the fiscal year ending September 30, 1996; 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; and H.R. 1977, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1996, 3 p.m., H-313 Capitol.

*Committee on Science*, Subcommittee on Energy and Environment, hearing on Superfund Research and Development: The Role of R&D in a Reformed Superfund, 10 a.m., 2318 Rayburn.

*Committee on Standards of Official Conduct*, executive, to consider pending business, 11 a.m., HT-2M Capitol.

*Committee on Ways and Means*, Subcommittee on Human Resources, hearing on current welfare reform success stories, 10 a.m., B-318 Rayburn.

### Joint Meetings

*Conferees, on S. 652*, to provide for a pro-competitive, de-regulatory national policy framework designed to accelerate rapidly private sector deployment of advanced telecommunications and information technologies and services to all Americans by opening all telecommunications markets to competition, 9 a.m., S-5, Capitol.

*Conferees, on H.R. 2099*, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, boards, commissions, corporations, and offices for fiscal year ending September 30, 1996, 2 p.m., H-140, Capitol.

*Commission on Security and Cooperation in Europe*, to hold hearings to examine the documentation of crimes against humanity in Bosnia and Herzegovina and Croatia this year, 2 p.m., 2322 Rayburn Building.

*Next Meeting of the SENATE*

10 a.m., Wednesday, December 6

## Senate Chamber

**Program for Wednesday:** Senate will consider H.J. Res. 79, proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the physical desecration of the flag of the United States.

At 5 p.m., Senate will continue consideration of H.R. 1833, Partial-Birth Abortion Ban Act.

*Next Meeting of the HOUSE OF REPRESENTATIVES*

10 a.m., Wednesday, December 6

## House Chamber

**Program for Wednesday:** Consideration of H.R. 1350, Maritime Security Act of 1995 (open rule, 1 hour of general debate);

Consideration of the conference report on H.R. 2076, Commerce-Justice-State Appropriations Act for fiscal year 1996 (rule waiving points of order); and

Conference report on H.R. 1058, Securities and Litigation Reform Act (rule waiving points of order).

## Extensions of Remarks, as inserted in this issue

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# Congressional Record

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