

Mr. SMITH of Texas introduced a bill (H.R. 2765) for the relief of Rocco A. Trecoasta; which was referred to the Committee on the Judiciary.

ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to the public bills and resolutions as follows:

H.R. 142: Mr. CALVERT.
 H.R. 249: Mr. FILNER.
 H.R. 294: Mr. MEEHAN.
 H.R. 359: Mr. BONIOR.
 H.R. 580: Mr. FAZIO of California.
 H.R. 789: Mr. HOLDEN.
 H.R. 864: Mr. LAUGHLIN.
 H.R. 969: Mr. KLINK.
 H.R. 1023: Mrs. THURMAN.
 H.R. 1073: Mr. BARRETT of Wisconsin, Mr. MATSUI, and Mr. COYNE.
 H.R. 1074: Mr. BARRETT of Wisconsin, Mr. MATSUI, and Mr. COYNE.
 H.R. 1227: Mr. GREENWOOD.
 H.R. 1416: Mr. COYNE and Mr. MENENDEZ.
 H.R. 1458: Mr. OBERSTAR.
 H.R. 1512: Mr. DOOLITTLE.
 H.R. 1527: Mr. HASTINGS of Washington.
 H.R. 1574: Mr. CHRYSLER.
 H.R. 1656: Mr. KENNEDY of Massachusetts, Mr. MEEHAN, Mr. COOLEY, Ms. JACKSON-LEE, and Mrs. MALONEY.
 H.R. 1684: Mr. MYERS of Indiana, Mr. GEJDE-ENSON, and Mr. HINCHEY.
 H.R. 1718: Mr. SHUSTER, Mr. GREENWOOD, Mr. FOGLIETTA, Mr. WALKER, Mr. WELDON of Pennsylvania, and Mr. GOODLING.
 H.R. 1803: Mr. SCHIFF.
 H.R. 1998: Mr. TALENT.
 H.R. 2190: Mr. TALENT, Mr. BACHUS, and Mrs. CLAYTON.
 H.R. 2245: Mr. COLEMAN.
 H.R. 2326: Mr. HAMILTON.
 H.R. 2435: Mrs. LOWEY.
 H.R. 2458: Ms. ROYBAL-ALLARD, Mr. WYDEN, Mr. MARKEY, Mr. OBERSTAR, and Mrs. THURMAN.
 H.R. 2463: Mr. HILLIARD and Mr. JEFFERSON.
 H.R. 2529: Mr. PALLONE.
 H.R. 2531: Mr. HOSTETTLER, Mr. WAMP, Mr. EHLERS, Mr. BURR, Mr. WELDON of Florida, Ms. PRYCE, Mr. CALVERT, and Mr. COOLEY.
 H.R. 2540: Mr. CHRYSLER, Mr. COOLEY, Mr. PACKARD, Mr. WICKER, Mr. COBLE, Mr. FOLEY, and Mr. NORWOOD.
 H.R. 2543: Mr. FOLEY, Mrs. MYRICK, Mr. BARCIA of Michigan, and Mr. CALVERT.
 H.R. 2579: Mr. GENE GREEN of Texas, Mr. THOMPSON, Mr. JEFFERSON, Mr. GORDON, Mr. HINCHEY, Mr. BAKER of Louisiana, Mr. REED, and Mr. CRAPO.
 H.R. 2582: Mr. SMITH of New Jersey.
 H.R. 2597: Mr. BARR, Mr. KINGSTON, and Mr. MCDADE.
 H.R. 2651: Mr. JACOBS and Mrs. THURMAN.
 H.R. 2654: Mr. MEEHAN, Ms. LOFGREN, Mr. WYNN, Mr. FLAKE, Mrs. MINK of Hawaii, Ms. VELAZQUEZ, and Mr. BARRETT of Wisconsin.
 H.R. 2664: Mr. FLAKE, Mr. BROWN of Ohio, Mr. ORTON, Mr. PAYNE of Virginia, Mr. MILLER of Florida, Mr. BLUTE, Ms. SLAUGHTER, and Mrs. MALONEY.
 H.R. 2671: Mrs. LINCOLN, Mr. BALDACCI, Ms. RIVERS, Mr. SISISKY, Mr. ENGLISH of Pennsylvania, Mr. BARCIA, Mr. BISHOP, and Ms. DELAURO.
 H.R. 2677: Mr. PETE GEREN of Texas, Mr. BREWSTER, Mr. DICKEY, Mr. HUTCHINSON, Mr. TAYLOR of North Carolina, Mr. RADANOVICH, and Mr. WELDON of Florida.
 H.R. 2682: Mr. FLAKE, Mr. BOEHLERT, Mr. HINCHEY, and Mr. ENGEL.
 H.R. 2691: Mr. DELLUMS, Mrs. SCHROEDER, Mr. SERRANO, Mr. HASTINGS of Florida, and Mr. COLEMAN.

H.R. 2694: Mr. GENE GREEN of Texas.
 H.R. 2697: Mrs. MEEK of Florida, Ms. NOR-
 TON, Mr. FATTAH, Mr. BISHOP, Mr. OWENS,
 Miss COLLINS of Michigan, Ms. JACKSON-LEE,
 Mr. HILLIARD, Mr. LEWIS of Georgia, Mr.
 DELLUMS, and Mr. MORAN.
 H.R. 2698: Mr. COOLEY.
 H.R. 2723: Mr. CALVERT and Mr. COOLEY.
 H.R. 2745: Ms. ROYBAL-ALLARD and Mr.
 REED.
 H.J. Res. 127: Mr. BREWSTER, Mr. FRAZER,
 and Mr. CALVERT.
 H. Con. Res. 102: Mr. DEFazio, Mr. FROST,
 and Mr. TORRICELLI.
 H. Con. Res. 117: Mr. HUNTER, Mr. PORTER,
 Mr. BURTON of Indiana, and Ms. ESHOO.
 H. Con. Res. 118: Mr. CALVERT, Mr.
 GILCHREST, Mr. BROWDER, Mr. MURTHA, Mr.
 HOLDEN, Mrs. FOWLER, and Mr. FOX.

AMENDMENTS

Under clause 6 of rule XXIII, proposed amendments were submitted as follows:

H.R. 1020

OFFERED BY: MR. ENSIGN

AMENDMENT NO. 13: Page 15, beginning in line 5, strike "originating in Lincoln County, Nevada" insert "originating in Lincoln County, Nebraska, but staying outside of Clark County, Nevada".

H.R. 1020

OFFERED BY: MR. ENSIGN

AMENDMENT NO. 14: Page 15, line 7, insert after the period the following: "The Secretary shall develop such corridor only (1) with the approval of the Governor of each State in which the corridor is located, or (2) after consultation with each such Governor."

H.R. 1020

OFFERED BY: MR. ENSIGN

AMENDMENT NO. 15: Page 21, insert after line 18 the following:

(i) STATE FEE.—The State of Nevada may impose a fee on the transfer of high level radioactive waste and spent nuclear fuel by rail transportation or intermodal transfer in the State of Nevada. Such fee shall be imposed when the transfer of such waste and fuel crosses the State boundary.

H.R. 1020

OFFERED BY: MR. ENSIGN

AMENDMENT NO. 16: Page 32, line 22, insert before the comma the following: "or if the State of Nevada has communicated to the Secretary its decision to not permit the construction of the repository at the Yucca Mountain site".

H.R. 1020

OFFERED BY: MR. ENSIGN

AMENDMENT NO. 17: Page 66, insert after line 9 the following:

"(g) UNFUNDED MANDATES.—The provisions of the Unfunded Mandates Reform Act of 1995 and all amendments made by that Act shall apply to this Act and the Waste Fund shall be used to pay all of the costs incurred by State and local governments by reason of any Federal intergovernmental mandate contained in this Act. For purposes of this section the term 'Federal intergovernmental mandate' has the same meaning as when used in section 421 of title IV of the Congressional Budget and Impoundment Control Act of 1974."

H.R. 1020

OFFERED BY: MR. ENSIGN

AMENDMENT NO. 18: Page 66, after line 9 insert the following:

"(g) PRIVATE PROPERTY.—

"(1) FEDERAL POLICY AND DIRECTION.—

"(A) GENERAL POLICY.—It is the policy of the Federal Government that no law or agency action with respect to the transportation, interim storage, or disposal of high-level radioactive waste should limit the use of privately-owned property so as to diminish its value.

"(B) APPLICATION TO FEDERAL AGENCY ACTION.—Each Federal agency, officer, and employee should exercise Federal authority to ensure that agency action with respect to the transportation, interim storage, or disposal of high-level radioactive waste will not limit the use of privately owned property so as to diminish its value.

"(2) RIGHT TO COMPENSATION.—

"(A) IN GENERAL.—The Federal Government shall compensate an owner of property whose use of any portion of that property has been limited by an agency action, under this Act relating to the transportation, interim storage, or permanent disposition of high-level radioactive waste, that diminishes the fair market value of that portion by 20 percent or more. The amount of the compensation shall equal the diminution in value that resulted from the agency action. If the diminution in value of a portion of that property is greater than 50 percent, at the option of the owner, the Federal Government shall buy that portion of the property for its fair market value.

"(B) DURATION OF LIMITATION ON USE.—Property with respect to which compensation has been paid under this subsection shall not thereafter be used contrary to the limitation imposed by the agency action, even if that action is later rescinded or otherwise vitiated. However, if that action is later rescinded or otherwise vitiated, and the owner elects to refund the amount of the compensation, adjusted for inflation, to the Treasury of the United States, the property may be so used.

"(3) EFFECT OF STATE LAW.—If a use is a nuisance as defined by the law of a State or is already prohibited under a local zoning ordinance, no compensation shall be made under this subsection with respect to a limitation on that use.

"(4) EXCEPTIONS.—

"(A) PREVENTION OF HAZARD TO HEALTH OR SAFETY OR DAMAGE TO SPECIFIC PROPERTY.—No compensation shall be made under this subsection with respect to an agency action the primary purpose of which is to prevent an identifiable—

"(i) hazard to public health or safety; or
 "(ii) damage to specific property other than the property whose use is limited.

"(5) PROCEDURE.—

"(A) REQUEST OF OWNER.—An owner seeking compensation under this subsection shall make a written request for compensation to the Secretary of the Commission, as the case may be, whose action resulted in the limitation. No such request may be made later than 180 days after the owner receives actual notice of that agency action.

"(B) NEGOTIATIONS.—The Secretary of the Commission, as the case may be, may bargain with that owner to establish the amount of the compensation. If the agency and the owner agree to such an amount, the agency shall promptly pay the owner the amount agreed upon.

"(C) CHOICE OF REMEDIES.—If, not later than 180 days after the written request is made, the parties do not come to an agreement as to the right to and amount of compensation, the owner may choose to take the matter to binding arbitration or seek compensation in a civil action.

"(D) ARBITRATION.—The procedures that govern the arbitration shall, as nearly as practicable, be those established under title 9, United States Code, for arbitration proceedings to which that title applies. An