

# House of Representatives

## Chamber Action

**Bills Introduced:** 18 public bills, H.R. 2544–2561; and 4 resolutions, H. Con. Res. 158–159 and H. Res. 244–245, were introduced. **Pages H7910–11**

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

H.R. 1313, a private bill, for the relief of Nancy B. Wilson (H. Rept. 105–269); and

H.R. 2516, to extend the Intermodal Surface Transportation Efficiency Act of 1991 through March 31, 1998, amended (H. Rept. 105–270).

**Page H7910**

**Speaker Pro Tempore:** Read a letter from the Speaker wherein he designated Representative Emerson to act as Speaker pro tempore for today.

**Page H7833**

**Guest Chaplain:** The prayer was offered by the guest Chaplain, the Rev. J.A. Panuska, S.J. of Scranton, Pennsylvania.

**Page H7833**

**Journal:** By a recorded vote of 331 yeas to 78 nays, Roll No. 439, the House agreed to the Speaker's approval of the Journal of Wednesday, September 24.

**Pages H7833–35**

**Motion to Adjourn:** By a yeas and nays vote of 71 yeas to 337 nays, Roll No. 438, rejected the Mink of Hawaii motion to adjourn.

**Page H7834**

**Motion to Adjourn:** By a yeas and nays vote of 82 yeas to 334 nays, Roll No. 440, rejected the Woolsey motion to adjourn.

**Page H7840**

**DOD Appropriations:** By a yeas and nays vote of 356 yeas to 65 nays, Roll No. 442, the House agreed to the conference report to accompany H.R. 2266, making appropriations for the Department of Defense for the fiscal year ending September 30, 1998.

**Pages H7842–49**

Earlier, agreed to H. Res. 242, the rule waiving points of order against consideration of the conference report by a yeas-and-nays vote of 419 yeas to 3 nays, Roll No. 442.

**Pages H7840–42**

**Order of Business:** Agreed that during further consideration of H.R. 2267, that (1) no further amendment shall be in order except amendments printed before September 25 in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII; amendments numbered 2 and 3 in part 2 of House Report 105–264; one amendment offered by Representative Rogers after consultation with Representative Mollohan; one amendment to the amendment printed in the Congressional Record and numbered 4; and pro forma amendments offered

by the chairman or ranking minority member of the Committee on Appropriations or their designees; (2) each amendment shall be considered as read and (other than the amendments numbered 2 and 3 in part 2 of House Report 105–264 and the amendment numbered 4 and any amendment thereto) shall be debatable for 10 minutes equally divided and controlled by the proponent and an opponent; (3) the amendment numbered 4 shall be debatable for 60 minutes equally divided and controlled by the proponent and an opponent, except that if an amendment thereto is offered before that debate begins, then the amendment and the amendment thereto shall be debatable for 30 minutes equally divided and controlled by the original proponent and opponent; (4) the amendment numbered 4 may be offered only before noon on Friday, September 26, 1997, or after 5 p.m. on Monday, September 29, 1997; (5) the amendment numbered 2 in House Report 105–264 may be offered only on Tuesday, September 30, 1997; (6) the amendment numbered 4 and the amendment offered by Representative Rogers may be offered without regard to the stage of the reading; (7) after the sum of the number of motions to strike out the enacting words of the bill (as described in clause 7 of rule XXIII) or that the Committee rise offered by Members of the minority party reaches three, the chairman of the Committee of the Whole may entertain another such motion during further consideration of the bill only if offered by the chairman of the Committee on Appropriations or the Majority Leader or their designee. **Pages H7889–90**

**Commerce, Justice, State, and Judiciary Appropriations:** The House continued consideration of amendments to H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998. The House completed general debate and considered amendments to the bill on September 24.

**Pages H7849–H7907**

Agreed To:

The Hyde amendment, debated on September 24, that allows any defendant who prevails in a federal prosecution an opportunity to recover attorney fees unless the government establishes that it was substantially justified in initiating and prosecuting the case (agreed to by a recorded vote of 340 yeas to 84 nays, Roll No. 443);

**Pages H7849–50**

The Mollohan amendment that increases funding for the Legal Services Corporation by \$109 million and decreases funding for various programs at the

Departments of Commerce, Justice, State, the Judiciary, and related agencies accordingly (agreed to by a recorded vote of 246 ayes to 176 noes, Roll No. 449);

Pages H7853-68

The Sanders amendment that increases funding for the United States Trade Representative by \$1 million and decreases the Commerce Department salaries and expenses funding accordingly (agreed to by a recorded vote of 356 ayes to 64 noes, Roll No. 452); and

Pages H7873-77

The Rogers amendment that increases National Oceanic and Atmospheric Administration funding for implementing the non-point source pollution control program; and research on pfiesteria.

Pages H7893-96

Rejected:

The Scott amendment, debated on September 24, that sought to increase funding for the Boys and Girls Clubs by \$80 million; special advocate program by \$13 million; child abuse training program by \$8 million; grants to combat violence against women by \$40 million; residential substance abuse treatment grants by \$37 million; drug courts by \$76.7 million; and law enforcement family support programs by \$4 million and decrease the funding for the violent offender incarceration and truth in sentencing incentive grants program by \$258.7 million (rejected by a recorded vote of 129 ayes to 291 noes, Roll No. 444);

Pages H7850-51

The Waters amendment, debated on September 24, that sought to increase drug courts funding by \$30 million and decrease the violent offender incarceration and truth in sentencing incentive grants funding accordingly (rejected by a recorded vote of 162 ayes to 259 noes, Roll No. 445);

Page H7851

The Coburn amendment, debated on September 24, that sought to increase Juvenile Justice funding by \$74.1 million and reduce Department of Commerce Advanced Technology Program funding accordingly (rejected by a recorded vote of 163 ayes to 261 noes, Roll No. 446);

Pages H7851-52

The Norton amendment, debated on September 24, that sought to strike section 103 that prohibits funding for abortions in the Federal prison system (rejected by a recorded vote of 155 ayes to 264 noes, Roll No. 447);

Pages H7852-53

The Hefley amendment that sought to decrease funding for the Economic Development Administration by \$90 million (rejected by a recorded vote of 107 ayes to 305 noes, Roll No. 455); and

Pages H7878-86

The Hostettler amendment that sought to eliminate funding for the Advanced Technology Program (rejected by a recorded vote of 177 ayes to 235 noes, Roll No. 456).

Pages H7886-89

Points of order sustained:

A point of order was sustained against the Sanders amendment that sought to increase funding for the United States Trade Representative by \$1 million and decrease the Commerce Department salaries and expenses funding accordingly (sustained the ruling of the Chair by a recorded vote of 231 ayes to 188 noes, Roll No. 451).

Pages H7871-72

Pending:

The Gilman amendment was offered that seeks to withhold not more than \$356.2 million from State Department salaries and expenses funding until the Secretary of State has made one or more designations of organizations as foreign terrorist organizations;

Page H7899

The Bartlett en bloc amendment that seeks to strike \$54 million for payment of U.N. international organization arrearages and \$46 million for payment of U.N. international peacekeeping activities arrearages;

Pages H7900-04

Rejected the Tierney motion to rise by a recorded vote of 102 ayes to 315 noes, Roll No. 448.

Page H7862

Rejected the Gephardt motion to rise by a recorded vote of 119 ayes to 293 noes, Roll No. 450.

Pages H7868-69

Rejected the Becerra motion to rise by a recorded vote of 107 ayes to 294 noes, Roll No. 453.

Pages H7877-78

Rejected the Becerra motion to rise by a recorded vote of 103 ayes to 281 noes, Roll No. 454.

Pages H7879-80

On September 24, agreed to H. Res. 239, the rule that is providing for consideration of the bill by a voice vote. Pursuant to the rule, the amendment printed in Part I of H. Rept. 105-264, that provides for an expedited judicial review to determine the legality and constitutionality of the use of sampling for purposes of apportionment or redistricting, was considered as adopted.

Pages H7755-59

**Late Report:** Conferees received permission to have until midnight tonight to file a conference report on H.R. 2203, making appropriations for energy and water development for the fiscal year ending September 30, 1998.

Page H7907

**Presidential Message—National Emergency Re Angola:** Read a message from the President wherein he transmitted his report concerning the national emergency with respect to Angola—referred to the Committee on International Relations and ordered printed (H. Doc. 105-135).

Pages H7907-08

**Library of Congress Trust Fund:** The Chair announced the Speaker's appointment on the part of the House of Mr. Wayne Berman of the District of

Columbia to the Library of Congress Trust Fund Board. Page H7908

**Senate Messages:** Messages received from the Senate today appear on pages H7833 and H7879.

**Referrals:** S. 542 to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Far Horizons*; S. 662, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Vortice*; and S. 880, to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Dusken IV* were referred to the Committee on Transportation and Infrastructure. Page H7909

**Amendments:** Amendments printed pursuant to the rule appear on pages H7911–13.

**Quorum Calls—Votes:** Four yea-and-nay votes and fifteen recorded votes developed during the proceedings of the House today and appear on pages H7834, H7835, H7840, H7841–42, H7848–49, H7849–50, H7850–51, H7851, H7852, H7852–53, H7862, H7868, H7868–69, H7872, H7877, H7877–78, H7879–80, H7885–86, and H7889. There were no quorum calls.

**Adjournment:** Met at 10:00 a.m. and adjourned at 11:50 p.m.

## Committee Meetings

### FEDERAL AGRICULTURE IMPROVEMENT AND REFORM ACT

*Committee on Agriculture:* Subcommittee on Forestry, Resource Conservation, and Research approved for full Committee action amended H.R. 2534, Agricultural Research, Extension, and Education Reauthorization Act of 1997.

### ELECTRONIC FUNDS TRANSFER—FEDERAL AGENCY PAYMENTS

*Committee on Banking and Financial Services:* Held a hearing on the Department of the Treasury's proposed rules regarding the management of federal agency payments through the use of Electronic Funds Transfer. Testimony was heard from John D. Hawke, Jr., Under Secretary, Domestic Finance, Department of the Treasury; John Dyer, Acting Principal Deputy Commissioner, SSA; and public witnesses.

### MISCELLANEOUS MEASURES

*Committee on Commerce:* Ordered reported amended the following bills: H.R. 1411, amended, Prescription

Drug User Fee Reauthorization and Drug Regulatory Modernization Act of 1997; and H.R. 2469, amended, Food and Nutrition Information Reform Act of 1997.

### FEDERAL WORKPLACE—EMPLOYMENT DISCRIMINATION

*Committee on Government Reform and Oversight:* Subcommittee on Civil Service concluded hearings on Employment Discrimination in the Federal Workplace, Part II. Testimony was heard from Representatives Canady and Herger; Ronald Stewart, Deputy Chief, Programs and Legislation, Forest Service, USDA; and public witnesses.

### PFIESTERIA AND FOOD SAFETY

*Committee on Government Reform and Oversight:* Subcommittee on Human Resources held a hearing on Pfiesteria and Food Safety: The Federal and State Response. Testimony was heard from Terry Garcia, Acting Assistant Secretary, Oceans and Atmosphere, Department of Commerce; the following officials of the Department of Health and Human Services: Kenneth Olden, M.D., Director, National Institute of Environmental Health Sciences, NIH; Fred Shank, Director, Center for Food Safety and Applied Nutrition, FDA; and Richard J. Jackson, M.D., Director, National Center for Environmental Health, Centers for Disease Control and Prevention; Robert H. Wayland, III, Director, Office of Wetlands, Oceans and Watersheds, EPA; Parris N. Glendening, Governor, State of Maryland; David Bruton, M.D., Secretary, Health and Human Services, State of North Carolina; Randolph Gordon, M.D., Commissioner, Department of Health, State of Virginia; and public witnesses.

### MISCELLANEOUS MEASURES

*Committee on International Relations:* Subcommittee on International Operations and Human Rights approved for full Committee action the following bills: H.R. 2232, amended, Radio Free Asia Act of 1997; and H.R. 2358, Political Freedom in China Act of 1997.

### OVERSIGHT—ADMINISTRATIVE RULEMAKING—MONITORING ROLE OF CONGRESS

*Committee on the Judiciary:* Subcommittee on Commercial and Administrative Law held an oversight hearing on the Role of Congress in Monitoring Administrative Rulemaking. Testimony was heard from Senator Brownback; Representatives Hayworth and Kelly; and public witnesses.