

Monday, June 1, 1998

Daily Digest

HIGHLIGHTS

See Résumé of Congressional Activity.

Senate

Chamber Action

Routine Proceedings, pages S5489–S5526

Measures Introduced: Two resolutions were introduced, as follows: S. Res. 238 and 239. **Page S5517**

Measures Reported: Reports were made as follows:
Reported on Wednesday, May 27, during the adjournment:

H.R. 2232, to provide for increased international broadcasting activities to China, with an amendment in the nature of a substitute.

S. 2126, to amend section 502B of the Foreign Assistance Act of 1961 to require information on foreign government officials responsible for egregious offenses against human rights in the annual reports on the human rights practices of countries receiving United States security assistance. **Pages S5516–17**

Reported today:

Report to accompany S. 1360, Border Improvement and Immigration Act. (S. Rept. No. 105–197)

S. 1531, to deauthorize certain portions of the project for navigation, Bass Harbor, Maine.

S. 1532, to amend the Water Resources Development Act of 1996 to deauthorize the remainder of the project at East Boothbay Harbor, Maine.

Page S5517

Measures Passed:

Authorizing Testimony/Production of Documents: Senate agreed to S. Res. 239, to authorize testimony and document production and representation of Senate employees in *Pointe Properties, Inc., et al. v. Michael J. Bevenour, et al.* **Pages S5525–26**

Universal Tobacco Settlement Act: Senate resumed consideration of S. 1415, to reform and restructure the processes by which tobacco products are manufactured, marketed, and distributed, to prevent the use of tobacco products by minors, and to redress the adverse health effects of tobacco use, with a modified committee amendment in the nature of

a substitute (Amendment No. 2420), taking action on amendments proposed thereto, as follows:

Pages S5494–S5511

Pending:

Gregg/Leahy Amendment No. 2433 (to Amendment No. 2420), to modify the provisions relating to civil liability for tobacco manufacturers.

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Gregg/Leahy Amendment No. 2434 (to Amendment No. 2420), in the nature of a substitute.

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Gramm Motion to recommit the bill to the Committee on Finance with instructions to report back forthwith, with Amendment No. 2436, to modify the provisions relating to civil liability for tobacco manufacturers, and to eliminate the marriage penalty reflected in the standard deduction and to ensure the earned income credit takes into account the elimination of such penalty.

Page S5494

Daschle (for Durbin) Amendment No. 2437 (to Amendment No. 2436), relating to reductions in underage tobacco usage.

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Daschle (for Durbin) Amendment No. 2438 (to Amendment No. 2437), of a perfecting nature.

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Senate will continue consideration of the bill on Tuesday, June 2, 1998.

Nuclear Waste Policy Act—Cloture Vote Agreement: A unanimous-consent agreement was reached providing for consideration of the motion to proceed to consideration of H.R. 1270, to amend the Nuclear Waste Policy Act of 1982, with a cloture vote to occur thereon at 6 p.m.

Page S5526

Nomination—Agreement: A unanimous-consent agreement was reached providing for the consideration of the nomination of Rosemary S. Pooler, of New York, to be United States Circuit Judge for the Second Circuit, on Tuesday, June 2, 1998, with a vote to occur thereon.

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Nomination Confirmed: Senate confirmed the following nomination:

Chester J. Straub, of New York, to be United States Circuit Judge for the Second Circuit.

Pages S5525–26

Messages From the House:

Pages S5511–12

Communications:

Pages S5512–15

Petitions:

Pages S5515–16

Additional Cosponsors:

Page S5517

Notices of Hearings:

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Additional Statements:

Pages S5521–25

Adjournment: Senate convened at 12 noon, and adjourned at 6:23 p.m. until 9:30 a.m., on Tuesday, June 2, 1998. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S5526.)

Committee Meetings

(Committees not listed did not meet)

BANKRUPTCY REFORM: HEALTH CARE INDUSTRY

Committee on the Judiciary: Subcommittee on Administrative Oversight and the Courts concluded hearings on S. 1914, to provide reforms to the business provisions of the bankruptcy code, focusing on Title I, to provide new protections for patients of hospitals and HMOs and nursing homes that declare bankruptcy, after receiving testimony from Thomas R. Prince, Northwestern University, Evanston, Illinois; Keith J. Shapiro, Holleb & Coff, Chicago, Illinois, on behalf of the American Bankruptcy Institute; Deborah L. Fish, Mallard & Fish, Detroit, Michigan; and Charles N. Kahn, Health Insurance Association of America, Washington, D.C.

House of Representatives

Chamber Action

The House was not in session. It will next meet on Wednesday, June 3.

Committee Meetings

No Committee meetings were held.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D504)

H.R. 3301, to amend chapter 51 of title 31, United States Code, to allow the Secretary of the Treasury greater discretion with regard to the placement of the required inscriptions on quarter dollars issued under the 50 States Commemorative Coin Program. Signed May 29, 1998. (P.L. 105–176)

CONGRESSIONAL PROGRAM AHEAD

Week of June 2 through 6, 1998

Senate Chamber

On *Tuesday*, Senate will continue consideration of S. 1415 Universal Tobacco Settlement Act, and vote on a motion to close further debate on the motion to proceed to consideration of H.R. 1270, Nuclear Waste Policy Act.

On *Wednesday*, Senate will not be in session.

During the balance of the week, Senate will continue consideration of S. 1415, Universal Tobacco Settlement Act, and may resume consideration of S. 2057, DOD Authorizations.

Senate will also consider any conference reports, when available, and consider any cleared legislative or executive business.

(Senate will recess on *Tuesday, June 2, 1998, from 12:30 p.m. until 2:15 p.m. for respective party conferences.*)

Senate Committees

(Committee meetings are open unless otherwise indicated)

Committee on Appropriations: June 2, Subcommittee on Defense, business meeting, to mark up proposed legislation making appropriations for the Department of Defense for the fiscal year ending September 30, 1999, 10:30 a.m., SD–192.

June 2, Subcommittee on Labor, Health and Human Services, and Education, to hold hearings to examine preparedness for epidemics and bioterrorism, 2 p.m., SD–138.

June 2, Subcommittee on Energy and Water Development, business meeting, to mark up proposed legislation making appropriations for energy and water development for the fiscal year ending September 30, 1999, 2:30 p.m., SD–192.

June 4, Full Committee, business meeting, to mark up proposed legislation making appropriations for the Department of Defense for the fiscal year ending September 30, 1999, proposed legislation making appropriations for

energy and water development for the fiscal year ending September 30, 1999, and proposed legislation making appropriations for the Legislative Branch for the fiscal year ending September 30, 1999, 2 p.m., SD-106.

Committee on Armed Services: June 2, to hold hearings on the nominations of Hans Mark, of Texas, to be Director of Defense Research and Engineering, Mahlon Apgar IV, of Maryland, to be an Assistant Secretary of the Army for Installations, Logistics, and Environment, and Joseph W. Westphal, of Virginia, to be an Assistant Secretary of the Army for Civil Works, all of the Department of Defense, 10 a.m., SR-222.

June 3, Full Committee, to hold open and closed (SR-222) hearings on the future threats to the Department of Defense information systems, including the Year 2000 problems and the sale of the frequency spectrum, 10 a.m., SD-106.

June 3, Full Committee, to hold hearings on United States forces participating in NATO Operations in Bosnia and progress in achieving benchmarks in the civil implementation of the Dayton Agreement, 2 p.m., SR-222.

Committee on Banking, Housing, and Urban Affairs: June 2, Subcommittee on Housing Opportunity and Community Development, to hold oversight hearings on the programs and operations of the Federal Housing Administration (FHA), Department of Housing and Urban Development, 10:30 a.m., SD-538.

June 3, Subcommittee on Financial Services and Technology, to hold hearings to examine whether financial institutions are properly preparing for the Year 2000 conversion, 9:30 a.m., SD-628.

June 3, Subcommittee on Housing Opportunity and Community Development, to continue oversight hearings on the programs and operations of the Federal Housing Administration (FHA), Department of Housing and Urban Development, 10 a.m., SD-538.

Committee on the Budget: June 4, to hold hearings by the International Affairs Task Force to examine foreign affairs funding outside the account established by the Budget Committee, 10 a.m., SD-608.

Committee on Commerce, Science, and Transportation: June 2, to hold hearings on the nominations of Clyde J. Hart, of New Jersey, to be Administrator of the Maritime Administration, Department of Transportation, and Neal F. Lane, of Oklahoma, to be Director, and Rosina M. Bierbaum, of Virginia, to be an Associate Director, both of the Office of Science and Technology Policy, 10 a.m., SR-253.

June 4, Subcommittee on Communications, to hold hearings to examine the Federal Communication Commission's oversight of the Cable Services Bureau, 9:30 a.m., SR-253.

June 4, Subcommittee on Aviation, to hold hearings to examine airline alliances, 2:15 p.m., SR-253.

Committee on Energy and Natural Resources: June 4, to hold hearings to examine the Administration's climate change proposal, 9:30 a.m., SD-366.

June 4, Subcommittee on Forests and Public Land Management, to resume hearings on S. 1253, to provide to the Federal land management agencies the authority and capability to manage effectively the federal lands in

accordance with the principles of multiple use and sustained yield, 2 p.m., SD-366.

Committee on Foreign Relations: June 3, to hold hearings on the nominations of Paul L. Cejas, of Florida, to be Ambassador to Belgium, Eric S. Edelman, of Virginia, to be Ambassador to Finland, Nancy Halliday Ely-Raphel, of the District of Columbia, to be Ambassador to the Republic of Slovenia, Michael Craig Lemmon, of Florida, to be Ambassador to the Republic of Armenia, Rudolf Vilem Perina, of California, to be Ambassador to the Republic of Moldova, and Edward L. Romero, of New Mexico, to be Ambassador to Spain, 2 p.m., SD-419.

Committee on Governmental Affairs: June 2, Subcommittee on International Security, Proliferation and Federal Services, to hold hearings on S. 2082, to provide authority to fix rates and fees for domestic and international postal services, 2 p.m., SD-342.

June 3, Full Committee, to hold hearings on S. 389, to improve congressional deliberation on proposed Federal private sector mandates, 10 a.m., SD-342.

June 4, Subcommittee on Oversight of Government Management, Restructuring and the District of Columbia, to hold hearings to examine commercial work within the Federal Government, 10 a.m., SD-342.

Committee on Small Business: June 2, to hold hearings to examine how the Year 2000 conversion will affect electronic commerce (e-commerce) for small business, 10 a.m., SR-428A.

June 4, Full Committee, to hold oversight hearings on the Small Business Innovation Research (SBIR) Program, 10 a.m., SR-428A.

Committee on Indian Affairs: June 3, to hold oversight hearings on tribal justice programs, focusing on the Department of Justice's and Department of the Interior's Indian Country Law Enforcement Initiative and other related tribal justice issues, 9:30 a.m., SD-G50.

Select Committee on Intelligence: June 2, closed business meeting, to consider intelligence matters, 2:30 p.m., SH-219.

June 4, Full Committee, to hold closed hearings on intelligence matters, 10 a.m., SH-219.

Special Committee on Aging: June 2, to hold joint hearings with the House Education and Workforce's Committee on Employer-Employee Relations Subcommittee to examine retirement savings barriers for individuals and ways to educate individuals about the importance of saving, 11 a.m., SH-216.

NOTICE

For a listing of Senate committee meetings scheduled ahead, see pages E983-84 in today's Record.

House Chamber

Wednesday, Consideration of 6 Suspensions:

(1) H.R. 2604, Religious Liberty and Charitable Donation Protection Act of 1997;

(2) H.R. 3504, John F. Kennedy Center for the Performing Arts Authorization Act;

(3) H.R. 3808, Designating the Carl D. Pursell Post Office;

(4) H.R. 3630, Designating the Steven Schiff Post Office;

(5) H.R. 2798, Designating the Nancy B. Jefferson Post Office Building; and

(6) H.R. 2799, Designating the Reverend Milton R. Brunson Post Office Building; and

Consideration of H.R. 3433, Ticket to Work and Self-Sufficiency Act of 1998 (Modified Closed Rule).

NOTE: No Recorded Votes are expected before 5:00 p.m.

Thursday and Friday, Consideration of H.J. Res. 78, Proposing an Amendment to the Constitution of the United States Restoring Religious Freedom (Subject to a Rule);

Consideration of H. Con. Res. 284, Budget Resolution (Subject to a Rule); and

Continue consideration of H.R. 2183, Bipartisan Campaign Integrity Act of 1997 (Modified Open Rule).

House Committees

Committee on Agriculture, June 3, Subcommittee on Department Operations, Nutrition, and Foreign Agriculture, hearing on H.R. 3654, Selective Agriculture Embargoes Act of 1998, 2 p.m., 1300 Longworth.

June 4, full committee, hearing on Review of off-budget funds administered by the Forest Service, 10 a.m., 1300 Longworth.

Committee on Appropriations, June 3, Subcommittee on National Security, to mark up appropriations for fiscal year 1999, 10 a.m., H-140 Capitol.

Committee on Banking and Financial Services, June 4, hearing and markup of H.R. 3662, U.S. Holocaust Assets Commission Act of 1998, 9:30 a.m., 2128 Rayburn.

Committee on Commerce, June 4, Subcommittee on Finance and Hazardous Materials, hearing on Electronic Commerce: New Methods for Making Electronic Purchases, 10 a.m., 2123 Rayburn.

June 5, Subcommittee on Health and Environment, hearing on Electronic Commerce: The Promise of Better Healthcare Through Telemedicine, 9:30 a.m., 2123 Rayburn.

Committee on Education and the Workforce, June 4, to mark up the following measures: H. Res. 401, expressing the sense of the House of Representatives that social promotion in America's schools should be ended and can be ended through the use of high-quality, proven programs and practices; H. Res. 399, urging the Congress and the President to work to fully fund the Federal Government's obligation under the Individual with Disabilities Education Act; H.R. 3892, English Language Fluency Act; H. Res. 417, regarding the importance of fathers in the raising and development of their children; H.R. 3874, WIC Reauthorization Amendments of 1998; H.R. 3871, to amend the National School Lunch Act to provide children with increased access to food and nutrition assistance during the summer months; and other pending business, 9 a.m., 2175 Rayburn.

June 5, Subcommittee on Early Childhood, Youth, and Families, hearing on Community Services Block Grant, 10 a.m., 2175 Rayburn.

Committee on Government Reform and Oversight, June 5, Subcommittee on Government Management, Information, and Technology, oversight hearing on the Implementation of the Debt Collection Improvement Act, 9:30 a.m., 2247 Rayburn.

June 5, Subcommittee on Human Resources, oversight hearing on HUD Contracting: Vulnerabilities and Proposed Solutions, 10 a.m., 2203 Rayburn.

June 5, Subcommittee on National Security, International Relations, and Criminal Justice, hearing on Cutting Edge Issues in Drug Testing and Drug Treatment, 10 a.m., 2154 Rayburn.

Committee on International Relations, June 3, hearing on How Sanctions Can Affect U.S. Policy Interests, 10 a.m., 2172 Rayburn.

June 4, full committee and the Committee on Government Reform and Oversight, joint hearing on the Sale of Body Parts by the People's Republic of China, 10 a.m., 2172 Rayburn.

June 4, Subcommittee on Asia and the Pacific, hearing on U.S. Policy Options Toward Indonesia: What We Can Expect; How We Can Help, 1:30 p.m., 2172 Rayburn.

June 5, full Committee, to mark up the following measures: H. Con. Res. 270, acknowledging the positive role of Taiwan in the current Asian financial crisis and affirming the support of the American people for peace and stability on the Taiwan Strait and security for Taiwan's democracy; H. Res. 392, relating to the importance of Japanese-American relations and the urgent need for Japan to more effectively address its economic and financial problems and open its markets by eliminating informal barriers to trade and investment, thereby making a more effective contribution to leading the Asian region out of its current financial crisis, insuring against a global recession, and reinforcing regional stability and security; and H. Res. 404, commemorating 100 years of relations between the people of the United States and the people of the Philippines, 10 a.m., 2172 Rayburn.

Committee on the Judiciary, June 3, oversight hearing on Effects of Consolidation on the State of Competition in the Financial Services Industry, 1 p.m., 2141 Rayburn.

June 4, Subcommittee on Courts and Intellectual Property, to mark up the following bills: H.R. 3891, Trademark Anticounterfeiting Act of 1998; and H.R. 3789, Class Action Jurisdiction Act of 1998, 10 a.m., 2226 Rayburn.

June 4, Subcommittee on Immigration and Claims, hearing on H.R. 225, to amend the Immigration and Nationality Act to permit certain aliens who are at least 55 years of age to obtain a 4-year nonimmigrant visitor's visa, 9:30 a.m., 2237 Rayburn.

Committee on National Security, June 4, hearing on Competition for Depot Maintenance Workload, 9:30 a.m., 2118 Rayburn.

Committee on Resources, June 4, Subcommittee on Energy and Mineral Resources, to mark up H.R. 3334, Royalty Enhancement Act of 1998, 2 p.m., 1334 Longworth.

June 4, Subcommittee on Fisheries Conservation, Wildlife and Oceans, to mark up the following bills: H.R. 2291, to amend the Fish and Wildlife Improvement Act of 1978 to enable the Secretary of the Interior to more effectively utilize the proceeds of sales of certain items; H.R. 3460, to approve a governing international fishery agreement between the United States and the Republic of Latvia; and H.R. 3498, Dungeness Crab Conservation and Management Act; to be followed by an oversight hearing on United States Ownership of Fishing Vessels; 10:30 a.m., 1324 Longworth.

Committee on Rules, June 3, to consider the following: H. Con. Res. 284, revising the congressional budget for the United States Government for fiscal year 1998, establishing the congressional budget for fiscal year 1999 and setting forth appropriate budgetary levels for fiscal years 2000, 2001, 2002, and 2003; and H.J. Res. 78, proposing an amendment to the Constitution of the United States restoring religious freedom, 3 p.m., H-313 Capitol.

Committee on Science, June 4, Subcommittee on Technology, to continue oversight hearings on International Standards Part II: The Impact of Standards on the Digital Economy, 10 a.m., 2318 Rayburn.

Committee on Small Business, June 4, hearing on the Kyoto Protocol: The Undermining of American Prosperity?, 10 a.m., 2360 Rayburn.

Committee on Transportation and Infrastructure, June 4, Subcommittee on Coast Guard and Maritime Transportation, hearing on Ship Scrapping Activities of the United States Government, 9:30 a.m., 2167 Rayburn.

June 4, Subcommittee on Public Buildings and Economic Development, hearing on Security in Federal Buildings, 9 a.m., 2253 Rayburn.

June 4, Subcommittee on Water Resources and Environment, to mark up H.R. 1290, Wetlands Restoration and Improvement Act, 1:30 p.m., 2167 Rayburn.

Committee on Veterans' Affairs, June 4, Subcommittee on Health, to mark up the following: Persian Gulf War Veterans' Health Care and Research Act of 1998; and measures pertaining to the naming of two Department of Veterans Affairs Medical Centers, 1 p.m., 334 Cannon.

Committee on Ways and Means, June 3, Subcommittee on Social Security, to continue hearings on the Future of Social Security for this Generation and the Next, 2 p.m., B-318 Rayburn.

Permanent Select Committee on Intelligence, June 3, executive, hearing on Panel Findings on the Indian Nuclear Testing, 10 a.m., H-405 Capitol.

June 3, hearing on Access to Intelligence Information and Executive Branch Clearance Procedures, 2 p.m., 2212 Rayburn.

Joint Meetings

Joint Economic Committee: June 5, to hold hearings to examine the employment-unemployment situation for May, 9:30 a.m., 1334 Longworth Building.

Joint Hearing: June 2, Senate Special Committee on Aging, to hold joint hearings with the House Education and Workforce's Committee on Employer-Employee Relations Subcommittee to examine retirement savings barriers for individuals and ways to educate individuals about the importance of saving, 11 a.m., SH-216.

Résumé of Congressional Activity

SECOND SESSION OF THE ONE HUNDRED FIFTH CONGRESS

The first table gives a comprehensive résumé of all legislative business transacted by the Senate and House. The second table accounts for all nominations submitted to the Senate by the President for Senate confirmation.

DATA ON LEGISLATIVE ACTIVITY

January 27 through May 31, 1998

	<i>Senate</i>	<i>House</i>	<i>Total</i>
Days in session	67	50	
Time in session	518 hrs., 24'	387 hrs., 24'	..
Congressional Record:			
Pages of proceedings	5,487	3,975	..
Extensions of Remarks .....	..	982	..
Public bills enacted into law	11	10	21
Private bills enacted into law .....	..	..	..
Bills in conference	6	5	..
Measures passed, total	96	193	289
Senate bills	12	14	..
House bills	17	81	..
Senate joint resolutions .....	..	..	..
House joint resolutions	1	2	..
Senate concurrent resolutions	10	4	..
House concurrent resolutions	9	18	..
Simple resolutions	47	74	..
Measures reported, total	*76	*143	219
Senate bills	48	1	..
House bills	12	85	..
Senate joint resolutions .....	..	..	..
House joint resolutions .....	..	1	..
Senate concurrent resolutions	5	..	..
House concurrent resolutions .....	..	8	..
Simple resolutions	11	48	..
Special reports	6	1	..
Conference reports .....	..	4	..
Measures pending on calendar	170	54	..
Measures introduced, total	670	1,101	1,771
Bills	560	889	..
Joint resolutions	7	13	..
Concurrent resolutions	29	83	..
Simple resolutions	74	116	..
Quorum calls	1	5	..
Yea-and-nay votes	147	85	..
Recorded votes .....	..	102	..
Bills vetoed	1	..	..
Vetoes overridden	1	1	..

DISPOSITION OF EXECUTIVE NOMINATIONS

January 27 through May 31, 1998

Civilian nominations, totaling 271, (including 124 nominations carried over from the First Session), disposed of as follows:		
Confirmed		82
Unconfirmed		176
Withdrawn		13
Civilian nominations (FS, PHS, CG, NOAA), totaling 1,036, (including 86 nominations carried over from the First Session), disposed of as follows:		
Confirmed		598
Unconfirmed		438
Air Force nominations, totaling 2,205, (including 21 nominations carried over from the First Session), disposed of as follows:		
Confirmed		2,151
Unconfirmed		54
Army nominations, totaling 2,024, (including 2 nominations carried over from the First Session), disposed of as follows:		
Confirmed		1,426
Unconfirmed		598
Navy nominations, totaling 746, (including 4 nominations carried over from the First Session), disposed of as follows:		
Confirmed		89
Unconfirmed		657
Marine Corps nominations, totaling 1,745, disposed of as follows:		
Confirmed		1,741
Unconfirmed		4
<i>Summary</i>		
Total nominations carried over from the First Session		237
Total nominations received this session		7,790
Total confirmed		6,087
Total unconfirmed		1,927
Total withdrawn		13

*These figures include all measures reported, even if there was no accompanying report. A total of 38 reports have been filed in the Senate, a total of 148 reports have been filed in the House.

Next Meeting of the SENATE

9:30 a. m., Tuesday, June 2

Senate Chamber

Program for Tuesday: After the recognition of three Senators for speeches and the transaction of any morning business (not to extend beyond 10 a.m.), Senate will resume consideration of S. 1415, Universal Tobacco Settlement Act.

Senate will also consider a motion to proceed to consideration of H.R. 1270, Nuclear Waste Policy Act, with a cloture vote on the motion to proceed to occur thereon at 6 p.m., following which Senate will consider the nomination of Rosemary S. Pooler, of New York, to be U.S. Circuit Judge for the Second Circuit, with a vote to occur thereon.

(Senate will recess from 12:30 p.m. until 2:15 p.m. for respective party conferences.)

Next Meeting of the HOUSE OF REPRESENTATIVES

2 p.m., Wednesday, June 3

House Chamber

Program for Wednesday: Consideration of 6 Suspensions:

(1) H.R. 2604, Religious Liberty and Charitable Donation Protection Act of 1997;

(2) H.R. 3504, John F. Kennedy Center for the Performing Arts Authorization Act;

(3) H.R. 3808, Designating the Carl D. Pursell Post Office;

(4) H.R. 3630, Designating the Steven Schiff Post Office;

(5) H.R. 2798, Designating the Nancy B. Jefferson Post Office Building; and

(6) H.R. 2799, Designating the Reverend Milton R. Brunson Post Office Building; and

Consideration of H.R. 3433, Ticket to Work and Self-Sufficiency Act of 1998 (Modified Closed Rule).

NOTE: No Recorded Votes are expected before 5:00 p.m.



Congressional Record

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