



United States
of America

Congressional Record

PROCEEDINGS AND DEBATES OF THE 106th CONGRESS, FIRST SESSION

Vol. 145

WASHINGTON, MONDAY, MARCH 8, 1999

No. 36

House of Representatives

The House met at 2 p.m. and was called to order by the Speaker pro tempore (Mr. UPTON).

DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,
March 8, 1999.

I hereby appoint the Honorable FRED UPTON to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

PRAYER

The Chaplain, Rev. James David Ford, D.D., offered the following prayer:

Let us pray using the words of William W. Reid, Jr.:

O God of every nation, of every race and land, redeem Your whole creation, with Your almighty hand; where hate and fear divide us, and bitter threats are hurled, in love and mercy guide us and heal our strife torn world. Amen.

THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. Will the gentleman from Nevada (Mr. GIBBONS) come forward and lead the House in the Pledge of Allegiance.

Mr. GIBBONS led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Repub-

lic for which it stands, one nation under God, indivisible, with liberty and justice for all.

ANNOUNCEMENT BY CHAIRMAN OF COMMITTEE ON RULES REGARDING H. CON. RES. 42, PEACEKEEPING OPERATIONS IN KOSOVO

Mr. DREIER. Mr. Speaker, I rise to inform the House of the plan of the Committee on Rules with respect to House Concurrent Resolution 42 regarding peacekeeping operations in Kosovo, which was introduced in the House today.

I have also informed the House today of the plans of the Committee on Rules by a "Dear Colleague" letter.

The Committee on Rules is expected to meet on Wednesday, March 10, to grant a rule for House Concurrent Resolution 42 which would require that amendments be preprinted in the CONGRESSIONAL RECORD. In this case, amendments to be preprinted would need to be signed by the Member and submitted to the Speaker's table. Amendments should be drafted to the resolution as introduced in the House.

Mr. Speaker, Members should use the Office of Legislative Counsel to ensure that their amendments are properly drafted and should check with the Office of the Parliamentarian to be certain that their amendments comply with the rules of the House.

It is not necessary to submit amendments to the Committee on Rules or to testify as long as the amendments comply with House rules.

COMMUNICATION FROM THE HONORABLE RICHARD A. GEPHARDT, DEMOCRATIC LEADER

The SPEAKER pro tempore laid before the House the following communication from the Honorable RICHARD A. GEPHARDT, Democratic Leader:

HOUSE OF REPRESENTATIVES,
OFFICE OF THE DEMOCRATIC LEADER,
Washington, DC, March 5, 1999.

Hon. J. DENNIS HASTERT,
Speaker of the House, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Pursuant to section 710(a)(2) of Public Law 105-277, I hereby appoint the following individuals to the Parents Advisory Council on Youth Drug Abuse: Ms. Marilyn Bader of St. Louis, MO for one year term;

Mr. J. Tracy Wiecking of Farmington, MO for two year term.

Yours Very Truly,
RICHARD A. GEPHARDT.

NATIONAL SECURITY POLICY TROUBLESOME

(Mr. GIBBONS asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. GIBBONS. Mr. Speaker, the Clinton administration's poor handling of known nuclear espionage efforts by China might prove to be an interesting and new story line for a Tom Clancy novel, but in my mind it has become potentially the "Apocalypse Now," part two.

I find it troubling that it took 18 months for this administration to take necessary action after reports of espionage and security breaches came to light, and I am outraged that background check waivers continued to be granted for suspect foreign visitors in light of the reported espionage.

Can we realistically expect to maintain our technological expertise when supercomputers and satellite innovations are offered up without proper restrictions?

Mr. Speaker, our military is already in trouble due to the financial shortfalls and cuts this administration has placed on it. Now other countries have classified information and U.S. nuclear technology, all of which could directly impact our national security.

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



Printed on recycled paper.

H1017

Mr. Speaker, I yield back this administration's national security policy before it becomes apocalypse now.

SPECIAL ORDERS

The SPEAKER pro tempore. Under the Speaker's announced policy of January 6, 1999, and under a previous order of the House, the following Members will be recognized for 5 minutes each.

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from Illinois (Mr. SHIMKUS) is recognized for 5 minutes.

(Mr. SHIMKUS addressed the House. His remarks will appear hereafter in the Extensions of Remarks.)

INTRODUCTION OF H. CON. RES. 42, PEACEKEEPING OPERATIONS IN KOSOVO RESOLUTION

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from New York (Mr. GILMAN) is recognized for 5 minutes.

Mr. GILMAN. Mr. Speaker, at the request of the Speaker, I have today introduced H. Con. Res. 42, the "Peacekeeping Operations in Kosovo Resolution".

The purpose of this resolution is to afford an opportunity for the House of Representatives to participate in the decision whether to deploy U.S. Armed Forces to Kosovo to implement the peace agreement now being negotiated at Rambouillet, France. The Congress has a constitutional responsibility with respect to deployments of U.S. Armed Forces into potentially hostile situations, and the Speaker and I believe that debating and voting on this resolution is an appropriate way for the Congress to begin to carry out this responsibility.

Some Members of Congress have serious reservations about deploying U.S. Armed Forces to Kosovo as peacekeepers. Others strongly support the President's policy. In an effort to give the benefit of the doubt to our President, the test of this resolution does not criticize or oppose the proposed deployment to Kosovo. To the contrary, it states that "[t]he President is authorized to deploy United States Armed Forces personnel to Kosovo as part of a NATO peacekeeping operation implementing a Kosovo peace agreement."

The Speaker has stressed that this resolution is being offered without prejudice to the underlying question. We expect Members to vote their conscience on the resolution, in a solemn exercise of their responsibility as the elected representatives of the American people.

SPECIAL ORDERS GRANTED

By unanimous consent, permission to address the House, following the legislative program and any special orders heretofore entered, was granted to:

(The following Members (at the request of Mr. GIBBONS) to revise and extend their remarks and include extraneous material):

Mr. SHIMKUS, for 5 minutes, today.

Mr. DEMINT, for 5 minutes, on March 9.

Mr. GILMAN, for 5 minutes, today.

ADJOURNMENT

Mr. GIBBONS. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 2 o'clock and 6 minutes p.m.), under its previous order, the House adjourned until tomorrow, Tuesday, March 9, 1999, at 10:30 a.m., for morning hour debates.

EXECUTIVE COMMUNICATIONS, ETC.

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

912. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Formic Acid; Tolerance Exemptions [OPP300451A; FRL-5600-4] received February 17, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

913. A communication from the President of the United States, transmitting a request for emergency funds that will support the District of Columbia and the Department of the Interior, pursuant to Public Law 105-277; (H. Doc. No. 106-36); to the Committee on Appropriations and ordered to be printed.

914. A letter from the Under Secretary of Defense, Comptroller, Department of Defense, transmitting certifying that the current Future Years Defense Program fully funds the support costs associated with the Medium Tactical Vehicle Replacement Program; to the Committee on Armed Services.

915. A letter from the Director, Office of Personnel Management, transmitting a project plan for the Department of Defense Civilian Acquisition Workforce Personnel Demonstration; to the Committee on Armed Services.

916. A letter from the Assistant Secretary, Department of Education, transmitting Final Regulations—International Education Programs, pursuant to 20 U.S.C. 1232(f); to the Committee on Education and the Workforce.

917. A letter from the Assistant General Counsel for Regulations, Department of Education, transmitting the Department's final rule—International Education Programs: General Provisions, National Resource Centers Program for Foreign Language and Area Studies or Foreign Language and International Studies, Undergraduate International Studies and Foreign Language Program, The International Research and Studies Program, and Language Resource Centers Program—February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

918. A letter from the Secretary of Labor, transmitting the Department's final rule—Process for Electing State Agency Representatives for Consultations with Department of Labor Relating to Nationwide Employment Statistics System (RIN: 1290-AA19) received February 5, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

919. A letter from the Secretary of Energy, transmitting the Department's report entitled "Performance Profiles of Major Energy Producers 1997," pursuant to 42 U.S.C. 7267; to the Committee on Commerce.

920. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Emission factors for PM2.5 and its Precursors—received February 17, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

921. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's

final rule—Standard Format and Content of License Termination Plans For Nuclear Power Reactors—received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

922. A letter from the Managing Director, Federal Housing Finance Board, transmitting the Board's final rule—Revisions to the Freedom of Information Act Regulation [No. 99-7] (RIN: 3069-AA71) received February 17, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Government Reform.

923. A letter from the Director, Office of Management and Budget, transmitting a report on accounting use for internal use software; to the Committee on Government Reform.

924. A letter from the Chief Judge, Superior Court of the District of Columbia, transmitting the amended "Jury Plan for the Superior Court of the District of Columbia"; to the Committee on Government Reform.

925. A letter from the Director, The Peace Corps, transmitting the FY 1998 report pursuant to the Federal Managers' Financial Integrity Act, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform.

926. A letter from the Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule—Migratory Bird Permits; Establishment of a Conservation Order for the reduction of Midcontinent light goose populations (RIN: 1018-AF05) received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

927. A letter from the Deputy Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Snapper-Grouper Fishery off the Southern Atlantic States; Amendment 9; OMB Control Numbers [Docket No. 981006253-9021-03; I.D. 082698D] (RIN: 0648-AK05) received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

928. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Establishment of Class D Airspace; Lawrenceville, GA [Airspace Docket No. 98-ASO-20] received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

929. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Establishment of Class C Airspace and Revocation of Class D Airspace, Austin-Bergstrom International Airport, TX; and Revocation of Robert Mueller Municipal Airport Class C Airspace; TX [Airspace Docket No. 97-AWA-4] (RIN: 2120-AA66) received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

930. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Boeing Model 737-600, -700, and -800 Series Airplanes [Docket No. 98-NM-258-AD; Amendment 39-11035; AD 99-04-11] (RIN: 2120-AA64) received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

931. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; McDonnell Douglas Model MD-90-30 Series Airplanes [Docket No. 98-NM-269-AD; Amendment 39-11030; AD 99-04-06] (RIN: 2120-AA64) received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

932. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Construcciones Aeronauticas, S.A. (CASA), Model C-212 Series Airplanes [Docket No. 98-NM-141-AD; Amendment 39-11026; AD 99-04-02] (RIN: 2120-AA64) received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

933. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Textron Lycoming Reciprocating Engines IO-540 and O-540 Engines Equipped With Slick Aircraft Products Magnetos [Docket No. 98-ANE-81-AD; Amendment 39-11028; AD 99-04-04] (RIN: 2120-AA64) received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

934. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Rolls-Royce Limited Dart Series Turboprop Engines [Docket No. 98-ANE-46-AD; Amendment 39-11033; AD 99-04-09] (RIN: 2120-AA64) received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

935. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Raytheon Aircraft Company Models 1900, 1900C, and 1900D Airplanes [Docket No. 98-CE-66-AD; Amendment 39-11032; AD 99-04-08] (RIN: 2120-AA64) received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

936. A letter from the Secretary of Transportation, transmitting the accomplishments of the National Intelligent Transportation Systems (ITS) Program for the year 1997; to the Committee on Transportation and Infrastructure.

937. A letter from the Chief, Regulations Branch, U.S. Customs Service, Department of the Treasury, transmitting the Department's final rule—Automated Clearinghouse Credit [T.D. 99-11] (RIN: 1515-AC26) received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

938. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Electronic Funds Transfer—Temporary Waiver of Failure to Deposit Penalty for Certain Taxpayers [Notice 99-12] received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

939. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Proposed Changes to Final Withholding Regulations Under Section 1441; Proposed Model Qualified Intermediary Withholding Agreement [Notice 99-8] received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

940. A letter from the transmitting the Service's final rule—Proposed Changes to Final Withholding Regulations Under Section 1441; Proposed Model Qualified Intermediary Withholding Agreement [Notice 99-8] received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

941. A letter from the Chairman, Federal Election Commission, transmitting the FY 1999 Budget Request, pursuant to 2 U.S.C. 437d(d)(1); jointly to the Committees on House Administration and Appropriations.

REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

[Submitted March 5, 1999]

Mr. ARCHER: Committee on Ways and Means. H.R. 416. A bill to provide for the recification of certain retirement coverage errors affecting Federal employees, and for other purposes (Rept. 106-29, Pt. 2). Referred to the Committee of the Whole House on the State of the Union.

[Submitted March 8, 1999]

Mr. GOODLING: Committee on Education and the Workforce. H.R. 800. A bill to provide for education flexibility partnerships; with an amendment (Rept. 106-43) Referred to the Committee of the Whole House on the State of the Union.

Mr. BLILEY: Committee on Commerce. H.R. 540. A bill to amend title XIX of the Social Security Act to prohibit transfers or discharges of residents of nursing facilities as a result of a voluntary withdrawal from participation in the Medicaid Program (Rept. 106-44). Referred to the Committee of the Whole House on the State of the Union.

PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. COBLE:

H.R. 1027. A bill to provide for the carriage by satellite carriers of local broadcast station signals, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FORBES:

H.R. 1028. A bill to direct the Administrator of the Small Business Administration to redesignate the branch office of the Administration located in Melville, New York, as a district office; to the Committee on Small Business.

By Ms. NORTON (for herself, Mr. BACHUS, Ms. WATERS, Mr. CASTLE, Mrs. CHRISTENSEN, Mr. FALEOMAVAEGA, Mr. ROMERO-BARCELO, and Mr. UNDERWOOD):

H.R. 1029. A bill to amend the 50 States Commemorative Coin Program Act to extend the program by an additional year for the purpose of including the District of Columbia, American Samoa, Guam, Puerto Rico, and the United States Virgin Islands within the scope of the program; to the Committee on Banking and Financial Services.

By Mr. GILMAN:

H. Con. Res. 42. Concurrent resolution regarding the use of United States Armed Forces as part of a NATO peacekeeping operation implementing a Kosovo peace agreement; to the Committee on International Relations.

By Mr. GOSS (for himself, Mr. GILMAN, and Mr. FOLEY):

H. Con. Res. 43. Concurrent resolution condemning the irregular interruption of the democratic political institutional process in Haiti; to the Committee on International Relations.

By Mr. TRAFICANT:

H. Con. Res. 44. Concurrent resolution authorizing the use of the Capitol Grounds for the 18th annual National Peace Officers' Memorial Service; to the Committee on Transportation and Infrastructure.

MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

5. The SPEAKER presented a memorial of the Senate of the Commonwealth of Massachusetts, relative to a resolution requesting the President of the United States to direct the Chairman of the Federal Trade Commission to rescind his decision closing the Boston Regional Office as it is contrary to the public's interest; to the Committee on Commerce.

6. Also, a memorial of the Senate of the State of Nevada, relative to Senate Joint Resolution No. 4 urging the Congress of the United States not to enact the Nuclear Waste Policy Act of 1999; jointly to the Committees on Commerce, Resources, and Transportation and Infrastructure.

ADDITIONAL SPONSORS TO PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 40: Mr. BRADY of Pennsylvania, Mr. RANGEL, Ms. JACKSON-LEE of Texas, and Mr. OLVER.

H.R. 316: Mr. DEMINT, Mr. NORWOOD, Mr. BARR of Georgia, Mr. BOUCHER, Mr. DAVIS of Virginia, Mr. SCOTT, and Mr. BLILEY.

H.R. 347: Mr. BARCIA, Mr. CRANE, and Mr. DICKEY.

H.R. 540: Mr. PHELPS, Mr. SAWYER, Mr. SHOWS, Mr. BLAGOJEVICH, Mr. FARR of California, and Ms. CARSON.

H.R. 637: Mr. TERRY, Ms. SANCHEZ, Mr. LEWIS of Kentucky, Mr. WHITFIELD, Mr. MCINTOSH, Mr. BOUCHER, and Mr. OLVER.

H.R. 744: Mr. BOEHNER.

H.R. 769: Mr. BERMAN.

H.R. 771: Mr. SENSENBRENNER.

H.R. 798: Mr. UDALL of Colorado, Mr. WEYGAND, Mr. LEWIS of Georgia, Mr. SERRANO, and Ms. HOOLEY of Oregon.

H.R. 800: Ms. STABENOW, Ms. DUNN, Ms. GRANGER, Mr. SMITH of Michigan, Mrs. BIGGERT, and Mr. LATOURETTE.

H.R. 828: Mr. MCINTOSH, Mr. RAHALL, and Mr. METCALF.

H.R. 859: Mr. SMITH of Washington.

H.R. 863: Mr. EWING, Mr. RADANOVICH, and Mr. RAMSTAD.

H.R. 886: Ms. PELOSI, Mr. LEWIS of Georgia, and Mr. MCDERMOTT.

H.R. 894: POMBO.

H.R. 903: Mr. LINDER, Mr. STUMP, and Mr. MORAN of Virginia.

H.R. 910: Mr. ROGAN.

H.R. 914: Mr. KLINK, Mr. KUCINICH, Mr. SHOWS, Mr. MCNULTY, and Mr. WEINER.

H.R. 986: Mr. PALLONE.

H. Con. Res. 24: Mr. STUMP, Mr. MILLER of Florida, Mr. INSLEE, Mr. EHRlich, Mr. GREEN of Wisconsin, Mr. HINCHEY, Mr. HILL of Indiana, Mr. WELDON of Pennsylvania, Mr. OSE, Mr. FORD, Mr. GREENWOOD, and Mr. PETERSON of Minnesota.