

a report of activities under the Freedom of Information Act for calendar year 1993, pursuant to 5 U.S.C. 552(d); to the Committee on Government Operations.

2720. A letter from the Assistant Secretary, Land and Minerals Management, Department of the Interior, transmitting a report on five compensatory royalty agreements relating to oil or gas which were entered into during fiscal year 1993 involving unleased government lands, pursuant to 30 U.S.C. 226(g); to the Committee on Natural Resources.

2721. A letter from the Deputy Associate Director for Compliance, Department of the Interior, transmitting notice of proposed refunds of excess royalty payments in OCS areas, pursuant to 43 U.S.C. 1339(b); to the Committee on Natural Resources.

2722. A letter from the Administrator, Environmental Protection Agency, transmitting a report entitled "A Review of Federal Authorities for Hazardous Materials Accident Safety"; jointly, to the Committees on Energy and Commerce and Public Works and Transportation.

2723. A letter from the Secretary of Defense, transmitting a second DOD fiscal year 1994 report on proposed obligations for facilitating weapons destruction and nonproliferation in the former Soviet Union, pursuant to Public Law 103-160, section 1206; jointly, to the Committees on Foreign Affairs and Armed Services.

¶18.3 GLASS CEILING COMMISSION

The SPEAKER, pursuant to the provisions of section 203(b)(1) of Public Law 102-166, jointly, with the Majority Leader of the Senate, appointed to the Glass Ceiling Commission, Mr. John T. Jenkins of Lewiston, Maine, from private life, on the part of the House, to fill the existing vacancy thereon.

¶18.4 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. GALLO, for this week.

And then,

¶18.5 ADJOURNMENT

On motion of Mr. LEACH, pursuant to the special order of the House of February 11, 1994, at 12 o'clock and 47 minutes p.m., the House adjourned until 10:30 a.m., Tuesday, March 8, 1994.

¶18.6 PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. HUGHES:

H.R. 3963. A bill to amend title 18 to provide grants to States to assist in the incarceration of violent repeat offenders and to manage the problems associated with overcapacity in correctional facilities and programs and to support comprehensive programs that will reduce the rate of recidivism; to the Committee on the Judiciary.

By Mr. RICHARDSON:

H.R. 3964. A bill to expand the boundary of the Santa Fe National Forest, and for other purposes; to the Committee on Natural Resources.

By Mr. SWIFT (for himself, Mr. SYNAR, and Mr. PORTER):

H.R. 3965. A bill to amend the Solid Waste Disposal Act to implement the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and Their Disposal, and for other purposes; jointly, to the Committees on Energy and Commerce and Foreign Affairs.

By Mr. TRAFICANT:

H.R. 3966. A bill to amend the Fair Labor Standards Act of 1938 to clarify that individuals with impaired vision or blindness are not to be covered by special certificates for employment under section 14(c) of such act; to the Committee on Education and Labor.

By Mr. GLICKMAN (for himself and Mr. HANSEN):

H. Res. 379. Resolution providing for consideration of the bill (H.R. 3087) to amend the Federal Aviation Act of 1958 to establish time limitations on certain civil actions against aircraft manufacturers, and for other purposes; to the Committee on Rules.

¶18.7 MEMORIALS

Under clause 4 of rule XXII,

293. The Speaker presented a memorial of the House of Representatives of the Commonwealth of Puerto Rico, relative to the transfer of lands controlled by the U.S. Navy in Vieques to the municipal government of Vieques; which was referred to the Committee on Armed Services.

¶18.8 ADDITIONAL SPONSORS

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

H.R. 1517: Mr. QUILLEN.

H.R. 1961: Mr. PARKER and Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 1980: Mr. DEFazio.

H.R. 2623: Mr. ROEMER, Mr. RAMSTAD, Mr. FINGERHUT, and Mr. HOUGHTON.

H.R. 2745: Mr. PETERSON of Minnesota.

H.R. 3132: Mr. ABERCROMBIE.

H.R. 3333: Mr. BACHUS of Alabama.

H.R. 3359: Mr. HINCHEY.

H.R. 3413: Mr. BURTON of Indiana.

H.R. 3458: Mr. FOGLIETTA, Mr. EWING, and Mr. BARRETT of Nebraska.

H.R. 3513: Mr. FINGERHUT.

H.R. 3660: Mr. FROST, Mrs. FOWLER, Mr. SHAW, and Mr. GILMAN.

H.R. 3769: Mr. NADLER.

H.R. 3905: Ms. FURSE, Mr. WALSH, Mr. FARR, Mr. BARRETT of Wisconsin, Mr. COPPERSMITH, Mr. KANJORSKI, Mr. BRYANT, Mr. STARK, Mr. BACCHUS of Florida, Mr. BOUCHER, Mr. WAXMAN, Mr. GIBBONS, Mr. RICHARDSON, Mr. ORTIZ, Mr. McDERMOTT, Mr. SERRANO, Mr. ABERCROMBIE, Mr. STRICKLAND, Mr. SPRATT, Mr. MENENDEZ, Ms. VELAZQUEZ, Mr. GORDON, Mr. HEFNER, Mr. DERRICK, Mr. KREIDLER, Mr. LAROCCO, Ms. MCKINNEY, Ms. PELOSI, Ms. ROYBAL-ALLARD, Mr. WATT, and Mr. HAMBURG.

H.J. Res. 138: Mrs. MORELLA, Mr. CALAHAN, Mr. BEVILL, Mr. CRAMER, Mr. BACHUS of Alabama, Mr. COPPERSMITH, Mr. STUMP, Mr. KYL, Mr. KOLBE, Ms. ENGLISH of Arizona, Ms. LAMBERT, Mr. THORNTON, Mr. HUTCHINSON, Mr. DICKEY, Mr. HAMBURG, Mr. HERGER, Mr. FAZIO, Mr. DOOLITTLE, Mr. MATSUI, Ms. WOOLSEY, Ms. PELOSI, Mr. DELLUMS, Mr. BAKER of California, Mr. CONDIT, Mr. LEHMAN, Mr. BEILENSON, Mr. BERMAN, Mr. MOORHEAD, Mr. WAXMAN, Mr. MARTINEZ, Mr. SLATTERY, Mr. GLICKMAN, Mr. RUSH, Mr. LIPINSKI, Miss COLLINS of Michigan, Mr. HASTERT, Mr. EVANS, Mr. SHARP, Mrs. MEEK of Florida, Mr. JOHNSTON of Florida, Mr. DIAZ-BALART, Mr. HASTINGS, Mr. BISHOP, Mr. DARDEN, Mr. JOHNSON of Georgia, Ms. MCKINNEY, Mr. ABERCROMBIE, Mrs. MINK of Hawaii, Mr. LAROCCO, Mrs. KENNELLY, Mr. GEJDENSON, Ms. DELAURO, Mr. SHAYS, Mr. FRANKS of Connecticut, Mr. HUTTO, Mr. MICA, Mr. MCCOLLUM, Mr. BILIRAKIS, Mr. BACCHUS of Florida, Mr. DIXON, Ms. ROYBAL-ALLARD, Mr. TORRES, Ms. HARMAN, Mr. HORN, Mr. LEWIS of California, Mr. ROHRBACHER, Mr. DORNAN, Mr. HUNTER, Mrs. SCHROEDER, Mr. McINNIS, Mr. SCHAEFER, Mr. BURTON of Indiana, Mr. HAMILTON, Mr. JACOBS, Mr. LEACH,

Mr. NUSSLE, Mr. SMITH of Iowa, Mr. GRANDY, Mr. PETE GEREN of Texas, Mrs. MEYERS of Kansas, Mr. JEFFERSON, Mr. TAUZIN, Mr. FIELDS of Louisiana, Mr. HAYES, Mr. ANDREWS of Maine, Mrs. BENTLEY, Mr. CARDIN, Mr. OLVER, Mr. NEAL of Massachusetts, Mr. FRANK of Massachusetts, Mr. MEEHAN, Mr. TORKILDSEN, Mr. KENNEDY, Mr. MOAKLEY, Mr. STUDDS, Mr. CARR, Mr. LEVIN, Mr. FORD of Michigan, Mr. CONYERS, Mr. STARK, Mr. DINGELL, Mr. MINGE, Mr. VENTO, Mr. SABO, Mr. PETERSON of Minnesota, Mr. MONTGOMERY, Mr. PARKER, Mr. TAYLOR of Mississippi, Mr. CLAY, Mr. GEPHARDT, Mr. SKELTON, Mr. WHEAT, Mr. EMERSON, Mr. BEREUTER, Mr. HOAGLAND, Mr. BILBRAY, Mrs. VUCANOVICH, Mr. PAYNE of New Jersey, Mr. RICHARDSON, Mr. HOCHBRUECKNER, Mr. ACKERMAN, Mr. MANTON, Mr. TOWNS, Mr. OWENS, Mrs. MALONEY, Mr. RANGEL, Mr. GILMAN, Mr. BOEHLERT, Mr. WALSH, Mr. HINCHEY, Mrs. CLAYTON, Mr. VALENTINE, Mr. LANCASTER, Mr. PRICE of North Carolina, Mr. NEAL of North Carolina, Mr. COBLE, Mr. ROSE, Mr. HEFNER, Mr. BALLENGER, Mr. WATT, Mr. OXLEY, Mr. STOKES, Ms. PRYCE of Ohio, Mr. TRAFICANT, Mr. SYNAR, Mr. BREWSTER, Mr. WYDEN, Mr. KOPETSKI, Mr. FOGLIETTA, Mr. BORSKI, Mr. KANJORSKI, Mr. CURTHA, Ms. MARGOLIES-MEZVINSKY, Mr. COYNE, Mr. MCHALE, Mr. SANTORUM, Mr. MURPHY, Mr. RAVENEL, Mr. SPENCE, Mr. DERRICK, Mr. INGELIS of South Carolina, Mr. SPRATT, Mr. CLYBURN, Mrs. LLOYD, Mr. CLEMENT, Mr. GORDON, Mr. TANNER, Mr. FORD of Tennessee, Mr. HALL of Texas, Mr. BRYANT, Mr. PICKLE, Mr. EDWARDS of Texas, Mr. SARPALIUS, Mr. COLEMAN, Mr. STENHOLM, Mr. GONZALEZ, Mr. BONILLA, Mr. FROST, Mr. ORTIZ, Mr. GENE GREEN of Texas, Mr. HANSEN, Ms. SHEPHERD, Mr. ORTON, Mr. BATEMAN, Mr. BLILEY, Mr. MORAN, Mr. BOUCHER, Mr. WOLF, Mrs. BYRNE, Ms. CANTWELL, Mr. SWIFT, Mr. FOLEY, Mr. DICKS, Mr. McDERMOTT, Mr. WISE, Mr. CASTLE, Mr. FALEOMAVAEGA, Ms. NORTON, Ms. KAPTUR, Mrs. THURMAN, Mr. CRAPO, Ms. BROWN of Florida, Mr. TUCKER, Mr. KLECZKA, Mr. DREIER, Mr. McNULTY, Mr. STEARNS, Mr. YOUNG of Florida, Mr. HILLIARD, Mr. FIELDS of Texas, Mr. PALLONE, Mr. BARRETT of Nebraska, Mr. PETERSON of Florida, Mr. DEUTSCH, Mr. BLUTE, Mr. BLACKWELL, Mr. JOHNSON of South Dakota, Mr. KREIDLER, Mr. HALL of Ohio, Mr. MINETA, Mr. STUPAK, Mr. CALVERT, Ms. SCHENK, and Mr. DE LA GARZA.

H.J. Res. 253: Mr. FALEOMAVAEGA, Mr. ANDREWS of Maine, Mr. MARTINEZ, and Mr. FOGLIETTA.

H.J. Res. 325: Mr. EVANS, Mr. CALVERT, Mr. TUCKER, Mr. EDWARDS of California, Mr. FALEOMAVAEGA, Mr. BEILENSON, Mr. LANTOS, Mr. MATSUI, Mr. VISCSLOSKY, Mr. SABO, Mr. DURBIN, Mr. HORN, and Mr. TANNER.

H.J. Res. 326: Mr. LIPINSKI and Mr. MCCLOSKEY.

H. Con. Res. 110: Mr. MONTGOMERY and Mrs. LLOYD.

TUESDAY, MARCH 8, 1994 (19)

¶19.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. MONTGOMERY, at 10:30 o'clock a.m., who laid before the House the following communication:

HOUSE OF REPRESENTATIVES,

Washington, DC, March 8, 1994.

I hereby designate the Honorable G.V. (SONNY) MONTGOMERY to act as Speaker pro tempore on this day.

THOMAS S. FOLEY,

Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of Friday, February 11, 1994,

Members were recognized for "morning hour" debates.

¶19.2 MESSAGES FROM THE PRESIDENT

Sundry messages in writing from the President of the United States were communicated to the House by Mr. Edwin Thomas, one of his secretaries.

¶19.3 RECESS—11:23 A.M.

The SPEAKER pro tempore, Ms. MARGOLIES-MEZVINSKY, pursuant to clause 12 of rule I, declared the House in recess until 12 o'clock noon.

¶19.4 AFTER RECESS—12:00 NOON

The SPEAKER called the House to order.

¶19.5 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Monday, March 7, 1994.

Mr. ALLARD, pursuant to clause 1, rule I, objected to the Chair's approval of the Journal.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER announced that the yeas had it.

Mr. ALLARD objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER, pursuant to clause 5, rule I, announced that the vote would be postponed until later today.

The point of no quorum was considered as withdrawn.

¶19.6 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

2724. A letter from the Assistant Secretary of the Army (Installations, Logistics, and Environment), Department of Defense, transmitting notification of the recent discovery of one 2.36-inch suspected chemical rocket projectile on February 1, 1994, at Aberdeen Proving Ground, MD, pursuant to 50 U.S.C. 1518; to the Committee on Armed Services.

2725. A letter from the Assistant Secretary of the Army (Installations, Logistics, and Environment), Department of Defense, transmitting notification of the recent emergency destruction of two 4.2-inch chemical mortar projectiles at Dugway Proving Ground, UT, pursuant to 50 U.S.C. 1518; to the Committee on Armed Services.

2726. A letter from the Assistant Secretary of State for Legislative Affairs, transmitting copies of the original report of political contributions by Charles H. Twining, of Maryland, to be Ambassador to Cambodia, and members of his family, pursuant to 22 U.S.C. 3944(b)(2); to the Committee on Foreign Affairs.

2727. A letter from the Vice President and General Counsel, Overseas Private Investment Corporation, transmitting a report of activities under the Freedom of Information Act for calendar year 1993, pursuant to 5 U.S.C. 552(e); to the Committee on Government Operations.

2728. A letter from the Chairman, U.S. Securities and Exchange Commission, transmitting a report of activities under the Freedom of Information Act for calendar year 1993, pursuant to 5 U.S.C. 552(d); to the Committee on Government Operations.

2729. A letter from the Secretary of Health and Human Services, transmitting the De-

partment's report entitled "A Study of Payments for Ambulance Services under Medicare," pursuant to Public Law 101-239, section 6136(b) (103 Stat. 2223); jointly, to the Committees on Ways and Means and Energy and Commerce.

¶19.7 FEDERAL WORKFORCE RESTRUCTURING

Mr. CLAY moved to suspend the rules and agree to the following resolution (H. Res. 380):

Resolved, That upon the adoption of this resolution, the bill (H.R. 3345) to provide temporary authority to Government agencies relating to voluntary separation incentive payments, and for other purposes, with the Senate amendment thereto, shall be considered to have been taken from the Speaker's table to the end that the Senate amendment thereto be, and the same is hereby, agreed to with an amendment as follows:

In lieu of the matter proposed to be inserted by the amendment of the Senate to the text of the bill, insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Federal Workforce Restructuring Act of 1994".

SEC. 2. TRAINING.

(a) IN GENERAL.—Chapter 41 of title 5, United States Code, is amended—

(1) in section 4101(4) by striking "fields" and all that follows through the semicolon and inserting "fields which will improve individual and organizational performance and assist in achieving the agency's mission and performance goals";

(2) in section 4103—

(A) in subsection (a)—

(i) by striking "In" and all that follows through "maintain" and inserting "In order to assist in achieving an agency's mission and performance goals by improving employee and organizational performance, the head of each agency, in conformity with this chapter, shall establish, operate, maintain, and evaluate";

(ii) by striking "and" at the end of paragraph (2);

(iii) by redesignating paragraph (3) as paragraph (4); and

(iv) by inserting after paragraph (2) the following:

"(3) provide that information concerning the selection and assignment of employees for training and the applicable training limitations and restrictions be made available to employees of the agency; and"; and

(B) in subsection (b)—

(i) in paragraph (1) by striking "determines" and all that follows through the period and inserting "determines that such training would be in the interests of the Government.";

(ii) by striking paragraph (2) and redesignating paragraph (3) as paragraph (2); and

(iii) in subparagraph (C) of paragraph (2) (as so redesignated) by striking "retaining" and all that follows through the period and inserting "such training.";

(3) in section 4105—

(A) in subsection (a) by striking "(a)"; and

(B) by striking subsections (b) and (c);

(4) by repealing section 4106;

(5) in section 4107—

(A) by amending the catchline to read as follows:

"§4107. Restriction on degree training";

(B) by striking subsections (a) and (b) and redesignating subsections (c) and (d) as subsections (a) and (b), respectively;

(C) by amending subsection (a) (as so redesignated)—

(i) by striking "subsection (d)" and inserting "subsection (b)"; and

(ii) by striking "by, in, or through a non-Government facility"; and

(D) by amending paragraph (1) of subsection (b) (as so redesignated) by striking "subsection (c)" and inserting "subsection (a)";

(6) in section 4108(a) by striking "by, in, or through a non-Government facility under this chapter" and inserting "for more than a minimum period prescribed by the head of the agency";

(7) in section 4113(b)—

(A) in the first sentence by striking "annually to the Office," and inserting "to the Office, at least once every 3 years, and"; and

(B) by striking the matter following the first sentence and inserting the following: "The report shall set forth—

"(1) information needed to determine that training is being provided in a manner which is in compliance with applicable laws intended to protect or promote equal employment opportunity; and

"(2) information concerning the expenditures of the agency in connection with training and such other information as the Office considers appropriate.";

(8) by repealing section 4114; and

(9) in section 4118—

(A) in subsection (a)(7) by striking "by, in, and through non-Government facilities";

(B) by striking subsection (b); and

(C) by redesignating subsections (c) and (d) as subsections (b) and (c), respectively.

(b) TECHNICAL AND CONFORMING AMENDMENTS.—Title 5, United States Code, is amended—

(1) in section 3381(e) by striking "4105(a)," and inserting "4105."; and

(2) in the analysis for chapter 41—

(A) by repealing the items relating to sections 4106 and 4114; and

(B) by amending the item relating to section 4107 to read as follows:

"4107. Restriction on degree training.".

(c) EFFECTIVE DATE.—The amendments made by this section shall become effective on the date of enactment of this Act.

SEC. 3. VOLUNTARY SEPARATION INCENTIVES.

(a) DEFINITIONS.—For the purpose of this section—

(1) the term "agency" means an Executive agency (as defined by section 105 of title 5, United States Code), but does not include the Department of Defense, the Central Intelligence Agency, or the General Accounting Office; and

(2) the term "employee" means an employee (as defined by section 2105 of title 5, United States Code) who is employed by an agency, is serving under an appointment without time limitation, and has been currently employed for a continuous period of at least 12 months; such term includes an individual employed by a county committee established under section 8(b) of the Soil Conservation and Domestic Allotment Act (16 U.S.C. 590h(b)), but does not include—

(A) a reemployed annuitant under subchapter III of chapter 83 or chapter 84 of title 5, United States Code, or another retirement system for employees of the Government; or

(B) an employee having a disability on the basis of which such employee is or would be eligible for disability retirement under the applicable retirement system referred to in subparagraph (A).

(b) AUTHORITY.—

(1) IN GENERAL.—In order to avoid or minimize the need for involuntary separations due to a reduction in force, reorganization, transfer of function, or other similar action, and subject to paragraph (2), the head of an agency may pay, or authorize the payment of, voluntary separation incentive payments to agency employees—

(A) in any component of the agency;

(B) in any occupation;

(C) in any geographic location; or

(D) on the basis of any combination of factors under subparagraphs (A) through (C).