

as Chair and Janet A. Nuzum as Vice Chair to the U.S. International Trade Commission, effective June 17, 1994, pursuant to 19 U.S.C. 1330(c)(1); to the Committee on Ways and Means.

3408. A letter from the Assistant Secretary for Legislative Affairs, Department of State; transmitting a copy of Presidential Determination No. 94-28: Assistance Program for the New Independent States of the Former Soviet Union, pursuant to 22 U.S.C. 5858; jointly, to the Committees on Appropriations and Foreign Affairs.

¶66.5 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had passed without amendment a bill of the House of the following title:

H.R. 1183. An Act to validate conveyances of certain lands in the State of California that form part of the right-of-way granted by the United States to the Central Pacific Railway Company.

The message also announced that the Senate had passed with amendments, in which the concurrence of the House is requested, bills of the House of the following titles:

H.R. 2815. An Act to designate a portion of the Farmington River in Connecticut as a component of the National Wild and Scenic Rivers System; and

H.R. 4454. An Act making appropriations for the Legislative Branch for the fiscal year ending September 30, 1995, and for other purposes.

The message also announced that the Senate insisted upon its amendments to the bill (H.R. 4454) entitled "An Act making appropriations for the legislative branch for the fiscal year ending September 30, 1995, and for other purposes" and requested a conference with the House of Representatives on the disagreeing votes of the two Houses thereon, and appointed Mr. REID, Ms. MIKULSKI, Mrs. MURRAY, Mr. BYRD, Mr. MACK, Mr. BURNS, and Mr. HATFIELD, as conferees on the part of the Senate.

The message also announced that the Senate had passed bills of the following titles, in which the concurrence of the House is requested:

S. 150. An Act to provide for assistance in the preservation of Taliesin in the State of Wisconsin, and for other purposes.

S. 316. An Act to establish the Saguaro National Park in the State of Arizona, and for other purposes.

S. 472. An Act to improve the administration and management of public lands, National Forests, units of the National Park System, and related areas by improving the availability of adequate, appropriate, affordable, and cost effective housing for employees needed to effectively manage the public lands.

S. 1703. An Act to expand the boundaries of the Piscataway National Park, and for other purposes; and

S. 1980. An Act to establish the Cane River Creole National Historical Park and the Cane River National Heritage Area in the State of Louisiana, and for other purposes.

¶66.6 U.S. MILITARY ACADEMY BOARD OF VISITORS

The SPEAKER, pursuant to the provisions of section 4355(a) of title 10, United States Code, appointed as members of the Board of Visitors to the

United States Military Academy the following Members, on the part of the House: Messrs. HEFNER, LAUGHLIN, FISH, and DELAY.

Ordered, That the Clerk notify the Senate thereof.

¶66.7 U.S. NAVAL ACADEMY BOARD OF VISITORS

The SPEAKER, pursuant to the provisions of section 6968(a) of title 10, United States Code, appointed as members of the Board of Visitors to the United States Naval Academy the following Members, on the part of the House: Messrs. HOYER, MFUME, Mrs. BENTLEY, and Mr. SKEEN.

Ordered, That the Clerk notify the Senate thereof.

¶66.8 U.S. AIR FORCE ACADEMY BOARD OF VISITORS

The SPEAKER, pursuant to the provisions of section 9355(a) of title 10, United States Code, appointed as members of the Board of Visitors to the United States Air Force Academy the following Members, on the part of the House: Messrs. DICKS, HOAGLAND, HEFLEY, and YOUNG of Florida.

Ordered, That the Clerk notify the Senate thereof.

¶66.9 POLICY COMMITTEE OF THE WHITE HOUSE CONFERENCE ON AGING

The SPEAKER, pursuant to the provisions of section 204 of the Older Americans Act Amendments of 1987, as amended by section 834 of Public Law 102-375, appointed to the Policy Committee of the White House Conference on Aging the following Members, on the part of the House: Messrs. MARTINEZ, JACOBS, HUGHES, and Mrs. MORELLA.

Ordered, That the Clerk notify the Senate thereof.

¶66.10 FEDERAL COUNCIL ON THE AGING

The SPEAKER, pursuant to the provisions of section 204(a) of the Older Americans Act of 1965 (42 United States Code 3015(a)), as amended by section 205 of Public Law 102-375, appointed to the Federal Council on the Aging for a three-year term, on the part of the House, from private life, Mrs. Josephine K. Oblinger of Williamsville, Illinois.

Ordered, That the Clerk notify the Senate thereof.

¶66.11 COORDINATING COUNCIL ON JUVENILE JUSTICE AND DELINQUENCY PREVENTION

The SPEAKER, pursuant to the provisions of section 206 of the Juvenile Justice and Delinquency Prevention Act of 1974 (42 United States Code 5616), as amended by section 2(d) of Public Law 102-586, appointed to the Coordinating Council on Juvenile Justice and Delinquency Prevention the following individuals from private life, on the part of the House: Mr. Gordon A. Martin of Roxbury, Massachusetts, for a three year term; Mr. Michael J. Mahoney of Chicago, Illinois, for a two year term; and Ms. Mary Ann Murphy

of Spokane, Washington, for a one year term.

Ordered, That the Clerk notify the Senate thereof.

¶66.12 JOHN C. STENNIS CENTER

The SPEAKER, pursuant to the provisions of section 114(b) of Public Law 100-458, appointed to the Board of Trustees for the John C. Stennis Center for Public Service Training and Development, the following member on the part of the House: Mr. LEWIS of Georgia.

Ordered, That the Clerk notify the Senate thereof.

¶66.13 COMMERCE, JUSTICE, STATE, JUDICIARY APPROPRIATIONS

Mr. MOLLOHAN submitted a privileged report (Rept. No. 103-552) on the bill (H.R. 4603) making appropriations for the Departments of Commerce, Justice and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1995, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Mr. ROGERS reserved all points of order against said bill.

¶66.14 WAIVING POINTS OF ORDER AGAINST THE CONFERENCE REPORT ON S. 24

Mr. DERRICK, by direction of the Committee on Rules, called up the following resolution (H. Res. 439):

Resolved, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (S. 24) to reauthorize the independent counsel law for an additional 5 years, and for other purposes. All points of order against the conference report and against its consideration are waived.

When said resolution was considered. After debate,

On motion of Mr. DERRICK, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. MONTGOMERY, announced that the yeas had it.

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

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared $\left\{ \begin{array}{l} \text{Yeas} \dots\dots 243 \\ \text{Nays} \dots\dots 171 \end{array} \right.$

¶66.15 [Roll No. 257] YEAS—243

Abercrombie	Barrett (WI)	Brewster
Ackerman	Becerra	Brooks
Andrews (ME)	Bellenson	Browder
Andrews (NJ)	Berman	Brown (CA)
Andrews (TX)	Bevill	Brown (FL)
Applegate	Bilbray	Brown (OH)
Bacchus (FL)	Bishop	Bryant
Baessler	Blackwell	Byrne
Barca	Bonior	Cantwell
Barcia	Borski	Cardin
Barlow	Boucher	Clay

Clayton	Johnson (SD)	Pickle
Clement	Johnson, E. B.	Pomeroy
Clyburn	Johnston	Poshard
Coleman	Kanjorski	Price (NC)
Collins (IL)	Kaptur	Rahall
Collins (MI)	Kennedy	Rangel
Condit	Kennelly	Reed
Conyers	Kildee	Reynolds
Cooper	Klecza	Richardson
Coppersmith	Klein	Roemer
Costello	Klink	Rose
Coyne	Kopetski	Rostenkowski
Cramer	Kreidler	Rowland
Danner	LaFalce	Roybal-Allard
Darden	Lambert	Rush
de la Garza	Lancaster	Sabo
Deal	Lantos	Sanders
DeLauro	LaRocco	Sangmeister
Dellums	Laughlin	Sarpaluis
Derrick	Lehman	Sawyer
Deutsch	Levin	Schenk
Dicks	Lewis (GA)	Schroeder
Dingell	Lipinski	Scott
Dixon	Long	Serrano
Dooley	Lowey	Sharp
Durbin	Maloney	Shepherd
Edwards (CA)	Mann	Sisisky
Edwards (TX)	Manton	Skaggs
Engel	Margolies-	Skelton
English	Mezvinsky	Slaughter
Eshoo	Markey	Smith (IA)
Evans	Martinez	Spratt
Farr	Matsui	Stark
Fazio	Mazzoli	Stenholm
Fields (LA)	McCloskey	Stokes
Filner	McCurdy	Strickland
Fingerhut	McDermott	Studds
Flake	McHale	Stupak
Foglietta	McKinney	Swift
Ford (MI)	McNulty	Synar
Ford (TN)	Meehan	Tanner
Frank (MA)	Meek	Tauzin
Gejdenson	Menendez	Taylor (MS)
Gephardt	Miller (CA)	Tejeda
Gerens	Minge	Thompson
Gibbons	Mink	Thornton
Glickman	Moakley	Thurman
Gonzalez	Mollohan	Torres
Gordon	Montgomery	Torricelli
Green	Moran	Traficant
Gutierrez	Murphy	Tucker
Hall (OH)	Murtha	Unsoeld
Hall (TX)	Nadler	Velazquez
Hamburg	Neal (MA)	Vento
Hamilton	Neal (NC)	Visclosky
Harman	Oberstar	Volkmer
Hastings	Obey	Washington
Hayes	Olver	Waters
Hefner	Ortiz	Watt
Hilliard	Orton	Waxman
Hinches	Owens	Wheat
Hoagland	Pallone	Whitten
Hochbrueckner	Parker	Williams
Holden	Pastor	Wilson
Hoyer	Payne (NJ)	Wise
Hughes	Payne (VA)	Woolsey
Hutto	Pelosi	Wyden
Inslee	Penny	Wynn
Jacobs	Peterson (FL)	Yates
Jefferson	Peterson (MN)	
Johnson (GA)	Pickett	

NAYS—171

Allard	Coble	Gillmor
Archer	Collins (GA)	Gilman
Armey	Combest	Gingrich
Bachus (AL)	Cox	Goodlatte
Baker (CA)	Crane	Goodling
Baker (LA)	Crapo	Goss
Ballenger	Cunningham	Grandy
Barrett (NE)	Diaz-Balart	Greenwood
Bartlett	Dickey	Gunderson
Barton	Doolittle	Hancock
Bateman	Dreier	Hansen
Bereuter	Duncan	Hastert
Bilirakis	Dunn	Hefley
Bliley	Ehlers	Heger
Blute	Emerson	Hobson
Boehlert	Everett	Hoekstra
Boehner	Ewing	Hoke
Bonilla	Fawell	Horn
Bunning	Fields (TX)	Houghton
Burton	Fish	Huffington
Buyer	Fowler	Hunter
Callahan	Franks (CT)	Hutchinson
Calvert	Franks (NJ)	Hyde
Camp	Gallely	Inglis
Canady	Gallo	Inhofe
Castle	Gekas	Istook
Clinger	Gilchrest	Johnson (CT)

Johnson, Sam	Miller (FL)	Schiff
Kasich	Molinari	Sensenbrenner
Kim	Moorhead	Shays
King	Morella	Shuster
Kingston	Myers	Skeen
Klug	Nussle	Smith (MI)
Knollenberg	Oxley	Smith (NJ)
Kolbe	Packard	Smith (OR)
Kyl	Paxon	Smith (TX)
Lazio	Petri	Snowe
Leach	Pombo	Spence
Levy	Porter	Stearns
Lewis (CA)	Portman	Stump
Lewis (FL)	Pryce (OH)	Sundquist
Lewis (KY)	Quillen	Sweet
Lightfoot	Quinn	Talent
Linder	Ramstad	Taylor (NC)
Livingston	Ravenel	Thomas (CA)
Lucas	Regula	Thomas (WY)
Machtley	Ridge	Torkildsen
Manzullo	Roberts	Upton
McCandless	Rogers	Vucanovich
McCrery	Rohrabacher	Walker
McDade	Ros-Lehtinen	Walsh
McHugh	Roth	Weldon
McInnis	Roukema	Wolf
McKeon	Royce	Young (AK)
McMillan	Santorum	Young (FL)
Meyers	Saxton	Zeliff
Mica	Schaefer	Zimmer

NOT VOTING—20

Bentley	Furse	Schumer
Carr	Grams	Shaw
Chapman	Lloyd	Slattery
DeFazio	McCollum	Solomon
DeLay	Mfume	Towns
Dornan	Michel	Valentine
Frost	Mineta	

So the resolution was agreed to.
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶66.16 INDEPENDENT COUNSEL

Mr. BROOKS, pursuant to House Resolution 439, called up the following conference report (Rept. No. 103-511):

The committee of conference on the disagreeing votes of the two Houses on the bill (S. 24), to reauthorize the independent counsel law for an additional 5 years, and for other purposes, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its disagreement to the amendment of the House to the text of the bill and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the House amendment, insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Independent Counsel Reauthorization Act of 1994".

SEC. 2. FIVE-YEAR REAUTHORIZATION.

Section 599 of title 28, United States Code, is amended by striking "1987" and inserting "1994".

SEC. 3. ADDED CONTROLS.

(a) COST CONTROLS AND ADMINISTRATIVE SUPPORT.—Section 594 of title 28, United States Code, is amended by adding at the end the following new subsection:

"(1) COST CONTROLS AND ADMINISTRATIVE SUPPORT.—

"(1) COST CONTROLS.—

"(A) IN GENERAL.—An independent counsel shall—

"(i) conduct all activities with due regard for expense;

"(ii) authorize only reasonable and lawful expenditures; and

"(iii) promptly, upon taking office, assign to a specific employee the duty of certifying that expenditures of the independent counsel are reasonable and made in accordance with law.

"(B) LIABILITY FOR INVALID CERTIFICATION.—An employee making a certification

under subparagraph (A)(iii) shall be liable for an invalid certification to the same extent as a certifying official certifying a voucher is liable under section 3528 of title 31.

"(C) DEPARTMENT OF JUSTICE POLICIES.—An independent counsel shall comply with the established policies of the Department of Justice respecting expenditures of funds, except to the extent that compliance would be inconsistent with the purposes of this chapter.

"(2) ADMINISTRATIVE SUPPORT.—The Director of the Administrative Office of the United States Courts shall provide administrative support and guidance to each independent counsel. No officer or employee of the Administrative Office of the United States Courts shall disclose information related to an independent counsel's expenditures, personnel, or administrative acts or arrangements without the authorization of the independent counsel.

"(3) OFFICE SPACE.—The Administrator of General Services, in consultation with the Director of the Administrative Office of the United States Courts, shall promptly provide appropriate office space for each independent counsel. Such office space shall be within a Federal building unless the Administrator of General Services determines that other arrangements would cost less. Until such office space is provided, the Administrative Office of the United States Courts shall provide newly appointed independent counsels immediately upon appointment with appropriate, temporary office space, equipment, and supplies."

(b) INDEPENDENT COUNSEL PER DIEM EXPENSES.—Section 594(b) of title 28, United States Code, is amended—

(1) by striking "(b) COMPENSATION.—An" and inserting the following:

"(b) COMPENSATION.—

"(1) IN GENERAL.—An"; and

(2) by adding at the end the following new paragraphs:

"(2) TRAVEL EXPENSES.—Except as provided in paragraph (3), an independent counsel and persons appointed under subsection (c) shall be entitled to the payment of travel expenses as provided by subchapter I of chapter 57 of title 5, United States Code, including travel, per diem, and subsistence expenses in accordance with section 5703 of title 5.

"(3) TRAVEL TO PRIMARY OFFICE.—

"(A) IN GENERAL.—After 1 year of service under this chapter, an independent counsel and persons appointed under subsection (c) shall not be entitled to the payment of travel, per diem, or subsistence expenses under subchapter I of chapter 57 of title 5, United States Code, for the purpose of commuting to or from the city in which the primary office of the independent counsel or person is located. The 1-year period may be extended by 6 months if the employee assigned duties under subsection (1)(1)(A)(iii) certifies that the payment is in the public interest to carry out the purposes of this chapter.

"(B) RELEVANT FACTORS.—In making any certification under this paragraph with respect to travel and subsistence expenses of an independent counsel or person appointed under subsection (c), such employee shall consider, among other relevant factors—

"(i) the cost to the Government of reimbursing such travel and subsistence expenses;

"(ii) the period of time for which the independent counsel anticipates that the activities of the independent counsel or person, as the case may be, will continue;

"(iii) the personal and financial burdens on the independent counsel or person, as the case may be, of relocating so that such travel and subsistence expenses would not be incurred; and

"(iv) the burdens associated with appointing a new independent counsel, or appointing