

PROVIDING FOR CONSIDERATION OF H.R. 3579, "EMERGENCY SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 1998"

MARCH 31 (legislative day, March 30), 1998.—Referred to the House Calendar and ordered to be printed

Mr. GOSS, from the Committee on Rules, submitted the following

REPORT

[To accompany H. Res. 402]

The Committee on Rules, having had under consideration House Resolution 402, by a record vote of 8-4, report the same to the House with the recommendation that the resolution be adopted.

BRIEF SUMMARY OF PROVISIONS OF RESOLUTION

The resolution provides for consideration of H.R. 3579, "Emergency Supplemental Appropriations for Fiscal Year 1998" under a modified closed rule waiving points of order against consideration of the bill for failure to comply with clause 2(1)(6) of rule XI (requiring a 3-day layover of the committee report), clause 7 of rule XXI (requiring the 3-day availability of relevant printed hearings and reports on general appropriations bills), or section 306 of the Budget Act of 1974 (prohibiting consideration of legislation within the jurisdiction of the Budget Committee unless reported by that committee).

The rule provides one hour of general debate equally divided and controlled between the chairman and ranking minority member of the Committee on Appropriations. The rule also provides 30 additional minutes of debate on the provision of the bill (Title III) relating to the prohibition on the use of funds for military operations against Iraq equally divided between Rep. Skaggs and an opponent.

The rule provides that the bill be considered as read and that the amendments printed in part 1 of this report be considered as adopted. The rule waives points of order against the bill, as amended, for failure to comply with clause 2 of rule XXI (prohibiting unauthorized appropriations or legislative provisions in a general ap-

ropriations bill) or clause 6 of rule XXI (prohibiting reappropriation in a general appropriations bill).

The rule makes in order the amendment printed in part 2 of this report and provides that such amendment may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for a division of the question. The rule also waives points of order against the amendment.

Finally, the rule provides one motion to recommit, with or without instructions.

COMMITTEE VOTES

Pursuant to clause 2(1)(2)(B) of House rule XI the results of each rollcall vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

Rules Committee Rollcall No. 84

Date: March 30, 1998.

Measure: H.R. 3579, Emergency Supplemental Appropriations, FY 98.

Motion by: Mr. Goss.

Summary of motion: To report the rule.

Results: Adopted 8-4.

Vote by Members: DREIER—Yea; GOSS—Yea; LINDER—Yea; PRYCE—Yea; DIAZ-BALART—Yea; McINNIS—Yea; HASTINGS—Yea; MYRICK—Yea; MOAKLEY—Nay; FROST—Nay; HALL—Nay; SLAUGHTER—Nay.

AMENDMENTS MADE IN ORDER FOR H.R. 3579—EMERGENCY
SUPPLEMENTAL APPROPRIATIONS, FY 1998, MARCH 30, 1998

(listed in alphabetical order)

Part I—Amendments Considered as Adopted

Hastings (WA)—Prevents the U.S. Corps of Engineers from depositing fill on an archaeological site until a related lawsuit is settled or the federal magistrate approves the Corps' actions.

McIntosh/Neumann—Expresses the Sense of the House on spending offsets for emergency supplemental appropriations.

Tiaht—Replaces the rescissions in Airports Grants In Aid with rescissions from the Section 8 Housing Reserve Account.

Part II—Amendments Made in Order Under the Rule

Livingston—Manager's Amendment. Provides \$20,000,000 to the Community Development Block Grant Fund for use in states in the northeast impacted by the January, 1998 ice storms; offset by a rescission of \$20,000,000 in the Section 8 Housing Reserve Account. (10 minutes)

PART I—AMENDMENTS CONSIDERED AS ADOPTED

In chapter 3 of title I (relating to energy and water) add at the end the following:

GENERAL PROVISIONS

SEC. 301. The Secretary of the Army shall not authorize, permit, or undertake any activity to stabilize, cover, or permanently alter the site where the Kennewick Man remains were discovered prior to the final disposition of the lawsuit entitled *Bonnichsen, et al. v. United States, et al.* and designated as United States District Court, District of Oregon CV No. 96-1481, unless such district court makes a determination that such activity is reasonable and necessary in light of potential adverse impacts on scientific investigation of the site or other relevant considerations. For the purposes of this paragraph, the term “site” means any land, beach, or river bank within 100 yards of the location where any portion of the Kennewick Man remains were discovered.

At the end of the bill, insert after the last section (preceding the short title) the following new section:

SENSE OF THE HOUSE ON SPENDING OFFSETS FOR EMERGENCY
SUPPLEMENTAL APPROPRIATIONS

SEC. .(a) FINDINGS.—The House of Representatives finds that—

(1) the House has worked diligently to balance the Federal budget for the first time in 30 years;

(2) the House is committed to fiscal responsibility and continued balanced budgets and will not allow Washington to return to the days of deficit spending;

(3) the House is committed to ensuring that the current level of Federal discretionary spending does not increase as a result of any emergency supplemental appropriations; and

(4) reducing spending to offset emergency supplemental appropriations will send a clear message to the American people that the Congress is serious about preventing uncontrolled Federal spending.

(b) SENSE OF THE HOUSE.—It is the sense of the House of Representatives that any emergency supplemental appropriations considered in the 105th Congress shall not result in an increased level of total Federal discretionary spending.

In title II (relating to rescissions), in the item relating to “Department of Transportation—Federal Aviation Administration—Grants-In-Aid for Airports (Airport and Highway Trust Fund)(Rescission of Contract Authority)”, after the dollar amount insert the following: “(reduced by \$243,600,000)”.

In title II (relating to rescissions), in the item relating to “Department of Transportation—Federal Aviation Administration—Grants-In-Aid for Airports (Limitation on Obligations)”, after the dollar amount insert the following: “(increased by \$243,600,000)”.

On page 29, line 9 strike “\$1,930,000,000” and insert in lieu thereof, “\$2,173,600,000” and on line 11 strike “\$1,930,000,000” and insert in lieu thereof, “\$2,173,600,000”.

PART II—AMENDMENTS MADE IN ORDER UNDER THE RULE

AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LIVINGSTON
OF LOUISIANA, OR A DESIGNEE, DEBATABLE FOR 10 MINUTES

CHAPTER 7

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

COMMUNITY PLANNING AND DEVELOPMENT

COMMUNITY DEVELOPMENT BLOCK GRANTS FUND

For an additional amount for “Community development block grants fund”, as authorized under title I of the Housing and Community Development Act of 1974, \$20,000,000, which shall remain available until September 30, 2001, for use in states affected by the January, 1998 Northeast ice storm for which a Presidential disaster declaration under title IV of the Robert T. Stafford Disaster Relief and Emergency Assistance Act has been issued, to assist in the long-term recovery and mitigation from the effects of that ice storm: *Provided*, That such funds may be used for eligible activities, except those activities reimbursable or for which funds are made available by the Federal Emergency Management Agency or the Small Business Administration: *Provided further*, That in administering these amounts, the secretary may waive, or specify alternative requirements for, any provision of any statute or regulation that the Secretary administers in connection with the obligation by the Secretary or the use by the recipient of these funds, except for statutory requirements related to civil rights, fair housing and nondiscrimination, the environment, and labor standards, upon a finding that such waiver is required to facilitate the use of such fund: *Provided further*, That the entire amount shall be available only to the extent that an official budget request of \$20,000,000, that includes designation of the entire amount of the budget request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress: *Provided further*, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

On page 29, line 9 increase the pending figure by \$20,000,000 and on line 11 increase the pending figure by \$20,000,000.