CONGRESSIONAL RECORD — HOUSE

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

DIRECTING CLERK OF THE HOUSE TO MAKE CORRECTIONS IN ENROLLMENT OF H.R. 3213, FEDERAL TRADE COMMISSION AMENDMENTS

Mr. STAGGERS. Mr. Speaker, I ask unanimous consent for the immediate consideration of the concurrent resolution (H. Con. Res. 340) directing the Clerk of the House of Representatives to make corrections in the enrollment of H.R. 3213.

The Clerk read the title of the concurrent resolution.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from West Virginia?

There was no objection.

The Clerk read the concurrent resolution, as follows:

H. Con. Res. 340

Resolved by the House of Representatives (the Senate concurring), That, in the enrollment of the bill (H.R. 3213) to amend the Federal Trade Commission Act to extend the authorization of appropriations contained in such Act, and for other purposes, the Clerk of the House of Representatives shall make the following corrections:

(1) In section 6(f) of the Federal Trade Commission Act, as proposed to be amended by section 3(a)(3) of the bill, insert a comma after “Provided.”

(2) In the last sentence of the undesignated paragraph at the end of section 6 of the Federal Trade Commission Act, as proposed to be added by section 4 of the bill, strike out “Improvement” and insert in lieu thereof “Improvements.”

(3) In the first sentence of section 21(b) (3) of the Federal Trade Commission Act, as proposed to be added by section 14 of the bill, strike out “officer” the first place it appears therein and insert in lieu thereof “official.”

(4) In the first sentence of section 21(b) (6) of the Federal Trade Commission Act, as proposed to be added by section 14 of the bill, insert “any” before “such agency.”

Mr. STAGGERS (during the reading). Mr. Speaker, I ask unanimous consent that the concurrent resolution be considered as read and printed in the Record.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from West Virginia?

There was no objection.

AUTHORIZING THE VIETNAM VETERANS MEMORIAL FUND, INC., TO ESTABLISH A MEMORIAL

Mr. NEDZI. Mr. Speaker, I ask unanimous consent for the immediate consideration of the Senate joint resolution (S.J. Res. 119) to authorize the request of the Vietnam Veterans Memorial Fund, Inc., to establish a memorial.

The Clerk read the title of the Senate joint resolution.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Michigan?

Mr. FRENZEL. Mr. Speaker, reserving the right to object, I make my reservation of objection solely for the purpose of inquiring as to the distinguished chairman of the Libraries and Memorials Subcommittee of the Committee on House Administration the reason for the urgency of the consideration of this joint resolution.

Mr. ROUSSELOT. Mr. Speaker, I yield to the gentleman from Michigan.

Mr. ROUSSELOT. I thank the gentleman from Michigan.

Mr. NEDZI. Mr. Speaker, the bill (S. J. Res. 119) was adjudged a Vietnam Veterans Memorial in Washington, D. C., finding
for which would be raised by the Vietnam Veterans Memorial Fund, Inc., a nonprofit corporation organized and existing under the laws of the District of Columbia. The bill authorizes the selec-
tion of a suitable site of approximately 2 acres in size located within the District of Columbia.

The design and plans for the memorial, which is envisioned as a quiet garden, park or a land-
scape design, is subject to the approval of the Secretary of the National Capital Planning Commission. As the Secretary of the Interior will be responsible for the maintenance and care of the memorial.

Concern was expressed in committee about seasonally or climatically incompatible landscape planning which might result in expensive maintenance and/or constant adaptation to changing climate. The design for the memorial will be subject to the approval of the Commission on Fine Arts, and the names of the over 57,000 who died in Vietnam will be set forth, along with a low-level sculpture or a plaque, subject to the approval of the Commission of Fine Arts, the National Capital Planning Commission, and the Secretary of the Interior. The memorial will be located in the existing landscape, enhancing rather than detracting from, that portion of our National Capital where it is erected.

Mr. Speaker, it has taken us a long time, as a society, to overcome the bitterness and polemics that surrounded the word "Vietnam," and to begin to assimilate that experience into our national consciousness. Like almost every war, Vietnam touched all of us. But unless we remember, it can be repeated in many different ways. One thing we must do together is to be very clear in our national reconciliation, is the recognition that those who served did so with dignity, and often at great personal cost.

Mr. Speaker, I have taken the liberty to submit a resolution in time to commemorate this tribute on Memorial Day.

Mr. Speaker, I thank the gentleman and I withdraw my reservation of objection.

Mr. HAMMERSCHMIDT. Mr. Speaker, I rise in support of Senate Joint Resolution 119, which would authorize the Vietnam Veterans Memorial Fund, Inc., to establish a memorial on public grounds near the mall and I would hope it would be in West Potomac Park in the District of Columbia. This measure is identical to House Joint Resolution 431, to which I was privileged to introduce last October. House Joint Resolution 431 has almost 200 cosponsors, Mr. Speaker, from across the political spectrum, and I am confident that this resolution will have the full support of the Senate.

I would also remind my colleagues that the resolution passed the other body with 100 cosponsors, one of the few occasions in history that a measure has had the cosponsorship of every Member of that body. I would sincerely hope that it re-

resents the same enthusiasm from our membership.

The memorial which we are to erect today will be subject to the approval of the National Commission on Fine Arts, and will be located in the existing landscape, enhancing rather than detracting from, that portion of our National Capital where it is erected.

Mr. Speaker, it has taken us a long time, as a society, to overcome the bitterness and polemics that surrounded the word "Vietnam," and to begin to assimilate that experience into our national consciousness. Like almost every war, Vietnam touched all of us. But unless we remember, it can be repeated in many different ways. One thing we must do together is to be very clear in our national reconciliation, is the recognition that those who served did so with dignity, and often at great personal cost.

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Mr. Speaker, I thank the gentleman and I withdraw my reservation of objection.

Mr. PEYSER. Mr. Speaker, I am proud to be a cosponsor and speak in support of the bill before the House of Represen-
tatives today that will dedicate a memorial in honor of the men and women of the U.S. armed services who served in the Vietnam War.

The Vietnam War was one of the most divisive conflicts in our Nation's history. The effects of this war have reached far beyond the boundaries of Vietnam and continue to haunt and hinder us both in our foreign policy and in our self-image as a nation. But despite this, and whatever view of each of us may hold on the issue, I think that we all agree that those who served in that war did so with courage and a sense of duty to this country. They truly signified the principle that we often forget in our self-recrimination; and that is the essential dignity in service to one's country.

The memorial will be located in the existing landscape, enhancing rather than detracting from, that portion of our National Capital where it is erected.

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tatives today that will dedicate a memorial in honor of the men and women of the U.S. armed services who served in the Vietnam War.
in an area of West Potomac Park north of Independence Avenue other than Constitution Gardens.

The design and plans for such memorial shall be subject to the approval of the Secretary of the Interior, the Commission of Fine Arts, and the National Capital Planning Commission: Provided, That if the Secretary of the Interior, the Commission of Fine Arts, or the National Capital Planning Commission fails to report his or its approval or disapproval of the design and plans within ninety days of their submission, his or its approval shall be deemed to have been granted.

(c) Prescribe the United States nor the District of Columbia shall be put to any expense in the establishment of such memorial.

Sec. 3. The authority conferred pursuant to this resolution shall lapse unless (1) the establishment of such memorial is commenced within five years from the date of enactment of this resolution, and (2) prior to groundbreaking for actual construction on the site, funds are certified available in an amount sufficient to execute the design and plans for the memorial, to insure completion of the memorial.

Sec. 4. The maintenance and care of the memorial established under the provisions of this resolution shall be the responsibility of the Secretary of the Interior.

Sec. 5. After establishment of such memorial the Secretary of the Interior is authorized to provide funds for the operation and maintenance of the Vietnam Veterans Peace and Brotherhood Chapel near Eagles Nest, New Mexico: Provided, That such funds shall be limited to the difference between actual operation and maintenance costs and the contributions for such purposes provided by the Vietnam Veterans Memorial Fund, Inc., subject to such terms and conditions as the Secretary of the Interior may prescribe in furtherance of the purpose of this resolution. Within fifteen days of the date of transmittal to the Congress of any budget request which includes funds to carry out the purposes of this section, the Secretary of the Interior shall notify the Senate Committee on Energy and Natural Resources in writing as to the amount and proposed uses of such funds, together with his justification for such budget request.

AMENDMENTS OFFERED BY MR. NEDZI

Mr. NEDZI. Mr. Speaker, I offer amendments.

The Clerk reads as follows:

Amendments offered by Mr. NEDZI: Page 1, line 3, strike "in West Potomac Park".

Page 2, line 3, strike "located" and all of line 6. On line 7, strike "Gardens" and the colon and insert a period and strike all language in section 2(a) following the colon on line 7.

Page 3, line 15, strike out all of section 5.

The SPEAKER pro tempore. The question is on the amendments offered by the gentleman from Michigan (Mr. NEDZI).

The amendments were agreed to.

The motion to recommit this resolution was ordered to be read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

COMMITTEE JURISDICTION ON SENATE JOINT RESOLUTION 11

Mr. PHILLIP BURTON asked and was given permission to address the House for 1 minute.

Mr. PHILLIP BURTON. Mr. Speaker, I have taken this time for the purpose of discussing the Senate joint resolution just passed.

I did not want to interfere with the request for the House to act quickly. But I did want to have this part of the record reflect an observation or two. I decided not to assert our committee's right to have jurisdiction over this matter because of the time constraints that have been earlier mentioned. If our committee would have received a sequential referral, which I believe under the rules we were entitled to, there would have been some issues that we would have addressed for this purpose that I stand up now.

Mr. Speaker, I feel it important that our veterans of the Vietnam conflict be appropriately recognized and that there be an appropriate memorial. Exactly where that memorial ought to be situated I think ought to be decided in a manner consistent with the treatment we have given veterans of other wars and with other members in terms of planning most particularly on the Capital Mall.

Mr. Speaker, I do not quite know what the definition of a memorial is, but our committee has a number of requests for items to be put on this open mail. It is very limited in space. It is easier to say yes than no, but if we say yes every time someone seeks it, it could create a problem.

I am happy that the resolution now permits the Secretary, working with the veterans' groups, to work out the most appropriate place rather than being required to pick a place whether or not it is a most appropriate place.

There is one other observation I have: The legislation carries with it a requirement there be at least 2 acres. Well, as a city fellow I am not really sure how large that is but I would certainly anticipate the Secretary of the Interior would look at the amount of space that we have given the World War I and World War II veterans and have this be a commensurate amount of space. I do not know if 2 acres is too little or too much. I just pass those thoughts on for the record.

The resolutio in the interests of not impeding the decision we have just made but in the interest of seeing that these veterans receive a very thoughtful and appropriate memorial and I am sure as a result of the change in the language such will prove to be the case.

Finally, we do not waive in futura our jurisdiction over this matter, as I would hope the gentleman or his successor in being will accept in the Congresses to come when this matter will be before us again.

GENERAL LEAVE

Mr. NEDZI. Mr. Speaker, I ask unanimous consent that the remainder of 46 minutes may be reserved for the purpose of extending my remarks and extend their remarks and include extraneous matter on the Senate joint resolution (S. 2253) and the Rock Island Railroad.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Michigan?

There was no objection.

PERMISSION TO FILE CONFERENCE REPORT ON S. 2253, ROCK ISLAND TRANSITION ACT

Mr. STAGGERS. Mr. Speaker, I ask unanimous consent that the majority leader may have until midnight tonight to file the conference report on the Senate bill (S. 2253) to provide for an extension of directed service on the Rock Island Railroad, to provide transaction assistance to the purchasers of portions of such railroad, and to provide for amendments for protection of the employees.

CONFERENCE REPORT (H. REP. No. 99-1041)

The committee of conference on the disagreeing votes of the two Houses on the amendments to the Senate bill (S. 2253) entitled an act to provide for an extension of directed service on the Rock Island Railroad, to provide transaction assistance to the purchasers of portions of such railroad, and to provide for amendments for protection of the employees, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate agree to the amendment of the House to the text of the bill and agree to the same in an amendment as follows: In items 1 and the matter proposed to be inserted by the House amendment insert the following:

TITLE—ROCK ISLAND TRANSITION AND EMPLOYEE ASSISTANCE

SHORT TITLE Sec. 101. This title may be cited as the "Rock Island Railroad Transition and Employee Assistance Act of 1980."

CONGRESSIONAL FINANCING

Sec. 102. (a) Consists of finding that—

(1) uninterrupted continuation of service over Rock Island lines is dependent on adequate employee protection provisions covering Rock Island Railroad employees who are not hired by other railroads;

(2) for those Rock Island Railroad employees not hired by other railroads, there is no other practicable means to obtain the necessary costs of such employee protection that are assumed by the Rock Island Railroad;

(3) a cessation of necessary operations of the Rock Island Railroad would have serious repercussions on the economic stability of the States in which such railroad principally operates; and

(4) premature cessation of service over lines which are the subject of pending purchase application would result in harm to the shipping public and could imperil continuation of vital commuter service.

DEFINITIONS

Sec. 103. As used in this title, the term—

(1) "bankruptcy court" means the court having jurisdiction over the Rock Island Railroad;

(2) "Board" means the Railroad Reorganization Board;

(3) "Commission" means the Interstate Commerce Commission;

(4) "employees" includes any employees of the Rock Island Railroad as of August 1, 1979, but does not include any individual other than a railroad employee in his capacity as such as a railroad employee in his capacity as such as the Rock Island Railroad employee or any individual serving as president, vice president, treasurer, employer, employee, member of the board of directors, or any other person performing such functions;