

The Clerk read the Senate bill, as follows:

S. 3779

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the provisions of an Act entitled "An Act to establish eligibility for burial in national cemeteries, and for other purposes", approved on May 14, 1948 (62 Stat. 234; 24 U.S.C. 281), Mrs. David C. Davis may be buried next to her husband in Post Cemetery Number 2, Fort Jackson, South Carolina.*

Mr. SPENCE. Mr. Speaker, S. 3779 will permit the burial of Mrs. David C. (Mamie A.) Davis next to her husband in Post Cemetery No. 2, Fort Jackson, S.C. Mrs. Davis is 84 years old, is in critical condition, with a blood clot in her lung. It is her wish, and that of the family, that she be buried next to her husband.

Mr. Davis died in 1940 and was buried in Beulah Church Cemetery. When the boundaries of Fort Jackson were expanded during World War II, this cemetery became a part of the fort and is now known as Post Cemetery No. 2. There is a fence around it. Although the cemetery is very small, there is ample space for another grave.

Passage of this bill, considered by the Senate under unanimous consent on Friday, is necessary in order for Mrs. Davis to be buried next to her husband.

The Senate bill 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.

#### APPOINTMENT OF ADDITIONAL CONFEREES ON S. 3149, TOXIC SUBSTANCES CONTROL ACT

Mr. STAGGERS. Mr. Speaker, I ask unanimous consent that the Speaker be authorized to appoint three additional conferees on the Senate bill (S. 3149) to regulate commerce and protect human health and the environment by requiring testing and necessary use restrictions on certain chemical substances, and for other purposes.

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

Mr. ROUSSELOT. Mr. Speaker, reserving the right to object, has the distinguished chairman consulted our minority side on this issue?

Mr. STAGGERS. If the gentleman will yield, I assumed it had been done.

Did the Clerk speak to the gentleman from Ohio (Mr. DEVINE)?

Mr. ROUSSELOT. Mr. Speaker, further reserving the right to object, I yield to my colleague, the gentleman from the great State of Ohio (Mr. DEVINE), the ranking minority member on the committee.

Mr. DEVINE. If the gentleman will yield, I can say, Mr. Speaker, that I have not been consulted. I was consulted by the Clerk this morning, announcing that the gentleman from Nebraska (Mr. McCOLLISTER) was requesting to be removed as a conferee and that I replace him. I am aware of that, but I am not aware of any additional conferees.

Mr. STAGGERS. If the gentleman will yield, the request is before the Speaker

on the resignation of the gentleman from Nebraska (Mr. McCOLLISTER) and the appointment of the gentleman from Ohio (Mr. DEVINE).

Mr. ROUSSELOT. Mr. Speaker, I withdraw my reservation of objection.

The SPEAKER. Is there objection to the request of the gentleman from West Virginia? The Chair hears none, and appoints the following additional conferees: Messrs. BRODHEAD, SCHEUER, and RINALDO.

#### RESIGNATION AS CONFEREES AND APPOINTMENT OF CONFEREES ON H.R. 14032 AND S. 3149, TOXIC SUBSTANCES CONTROL ACT

The SPEAKER laid before the House the following resignation as a conferee:

WASHINGTON, D.C.,  
August 30, 1976.

HON. CARL ALBERT,  
Speaker of the House,  
Washington, D.C.

DEAR MR. SPEAKER: The purpose of this letter is to inform you of my decision to resign as a conferee during the upcoming House-Senate conference on the Toxic Substance Control legislation, H.R. 14032 and S. 3149.

Sincerely,

JOHN Y. MCCOLLISTER,  
Member of Congress.

The SPEAKER. Without objection, the resignation is accepted.

There was no objection.

The SPEAKER. The Chair appoints the gentleman from Ohio (Mr. DEVINE) as a conferee on the bill H.R. 14032 and on the Senate bill S. 3149 to fill the vacancy resulting from the resignation of the gentleman from Nebraska (Mr. McCOLLISTER).

The Clerk will notify the Senate of the change in conferees.

#### NATIONAL EMERGENCIES ACT

Mr. FLOWERS. Mr. Speaker, I ask unanimous consent to take from the Speaker's desk the bill (H.R. 3884) to terminate certain authorities with respect to national emergencies still in effect, and to provide for orderly implementation and termination of future national emergencies, with Senate amendments thereto, and concur in the Senate amendments.

The Clerk read the title of the bill.

The Clerk read the Senate amendments, as follows:

Page 2, strike out lines 16 to 23, inclusive, and insert:

SEC. 201. (a) With respect to Acts of Congress authorizing the exercise, during the period of a national emergency, of any special or extraordinary power, the President is authorized to declare such national emergency. Such proclamation shall immediately be transmitted to the Congress and published in the Federal Register.

Page 3, line 18, after "subsection," insert: "whichever date is earlier."

Page 4, line 14, strike out "days," and insert: "days after the day on which such resolution is referred to such committee."

Page 4, line 20, strike out "thereafter," and insert: "after the day on which such resolution is reported."

Page 4, line 25, after "days" insert: "after the day on which such resolution is referred to such committee."

Page 5, line 2, strike out "days," and insert: "days after the day on which such resolution is reported."

Page 5, lines 9 and 10, strike out "after the legislation is referred to the committee of conference," and insert: "after the day on which managers on the part of the Senate and the House have been appointed."

Page 5, lines 11 and 12, strike out "in the Record".

Page 5, line 15, strike out "filed," and insert: "filed in the House in which such report is filed first."

Page 5, line 19, strike out "602(b)" and insert: "502(b)".

Page 6, line 15, strike out "the emergency is still in effect," and insert: "such emergency is to continue in effect after such anniversary."

Page 6, lines 18 and 19, strike out "emergency" and insert: "emergency."

Page 10, line 12, strike out "it" and insert: "such committee".

The SPEAKER. Is there objection to the request of the gentleman from Alabama?

Mr. MOORHEAD of California. Mr. Speaker, reserving the right to object, I want to ask the gentleman from Alabama (Mr. FLOWERS) to clarify the language in one of the Senate amendments. Section 201(a), as amended by the Senate, may be open to an ambiguous and troublesome interpretation. Could the gentleman please tell the House whether there is any intent here to limit either the President's power or flexibility to declare a national emergency?

Mr. FLOWERS. If the gentleman will yield, in my judgment, there is not. I do not think that we want to do that by legislation, in any event.

Mr. MOORHEAD of California. Mr. Speaker, further reserving the right to object, I will ask the gentleman, is the subject matter of the emergency or the timing of its declaration limited or affected in any way?

Mr. FLOWERS. Mr. Speaker, will the gentleman yield?

Mr. MOORHEAD of California. Yes, I yield to the gentleman from Alabama.

Mr. FLOWERS. Mr. Speaker, in my judgment it is not. The Senate amendments really just pertain to the activation of the powers that would be accorded the President under the declaration of an emergency.

Mr. MOORHEAD of California. Mr. Speaker, with that assurance, I withdraw my reservation of objection.

The SPEAKER. Is there objection to the request of the gentleman from Alabama?

There was no objection.

A motion to reconsider was laid on the table.

#### CONFERENCE REPORT ON H.R. 8603, POSTAL REORGANIZATION ACT AMENDMENTS OF 1975

Mr. HENDERSON submitted the following conference report and statement on the bill (H.R. 8603) to amend title 39, United States Code, with respect to the organizational and financial matters of the United States Postal Service and the Postal Rate Commission, and for other purposes:

CONFERENCE REPORT (H. REPT. NO. 94-1444)

The committee of conference on the disagreeing votes of the two Houses on the