

Mr. Young, Mr. President, this bill has become much more complicated than it used to be. I would not want to be the ranking minority member on the subcommittee now.

The energy part of it is so vast and complicated now that I do not know how the committee can even deal with it. The excellent staff is most helpful.

I commend both the Senator from Louisiana (Mr. Johnston) and the Senator from Oregon (Mr. Hatfield) for the fine job they have done and for the patience and understanding they have exhibited. I also commend the able staff members on both sides, especially Proctor Jones, who I consider one of the most able staff members in the Senate. Mr. JOHNSON. I thank the Senator, and I share the Senator's opinion of Proctor Jones.

[From the Congressional Record, July 26, 1979]

HOUSE CONFERENCE REPORT 96-388 (To ACCOMPANY H.R. 4388)

CONFERENCE REPORT ON H.R. 4388

Mr. Bevil submitted the following conference report and statement on the bill (H.R. 4388) making appropriations for energy and water development for the fiscal year ending September 30, 1980, and for other purposes.

CONFERENCE REPORT (H. REPT. NO. 96-388)

The committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 4388) making appropriations for energy and water development for the fiscal year ending September 30, 1980, and recommend and do recommend to their respective Houses as follows: That the Senate recede from its amendments numbered 2, 15, 25, 26, 33, 34, and 35.

That the House recede from its disagreement to the amendments of the Senate numbered 4, 12, 13, 18, 19, 27, 28, 29, 32, and 36, and agree to the same.

Amendment numbered 5: That the House recede from its disagreement to the amendment of the Senate numbered 5, and agree to the same with an amendment, \$147,000; and the Senate agree to the same with an amendment, \$2,371.

Amendment numbered 6: That the House recede from its disagreement to the amendment of the Senate numbered 6, and agree to the same with an amendment, \$228,279,000; and the Senate agree to the same.

Amendment numbered 10: That the House recede from its disagreement to the amendment of the Senate numbered 10, and agree to the same with an amendment, \$19,000; and the Senate agree to the same.

Amendment numbered 11: That the House recede from its disagreement to the amendment of the Senate numbered 11, and agree to the same with an amendment, \$15,000; and the Senate agree to the same.

Amendment numbered 16: That the House recede from its disagreement to the amendment of the Senate numbered 16, and agree to the same with an amendment, \$36.

Amendment numbered 18: That the House recede from its disagreement to the amendment of the Senate numbered 18, and agree to the same with an amendment, \$142.

Amendment numbered 20: That the House recede from its disagreement to the amendment of the Senate numbered 20, and agree to the same with an amendment, \$34. In lieu of the sum proposed by said amendment insert "\$34," and the Senate agree to the same.

Amendment numbered 21: That the House recede from its disagreement to the amendment of the Senate numbered 21, and agree to the same with an amendment, \$213. In lieu of the sum proposed by said amendment insert "\$213."

Amendment numbered 23: That the House recede from its disagreement to the amendment of the Senate numbered 23, and agree to the same with an amendment, \$34. In lieu of the sum proposed by said amendment insert "\$34."

Amendment numbered 31: That the House recede from its disagreement to the amendment of the Senate numbered 31, and agree to the same with an amendment, \$14,000; and the Senate agree to the same.

The committee of conference report in disagreement amendments numbered 1, 3, 7, 8, 9, 14, 17, 22, 24, 30, and 37.

TOM BEVILL,  
EDWARD P. BOLAND,  
JOHN M. SLACK,  
LINDY (MR. HALE) BOGGS,  
BILL CHAPPELL,  
JOHN W. JENNETTE, Jr.,  
JULIAN C. DIXON,  
JAMES I. WHITTEN,  
JOHN T. MYERS,  
CLAIR W. BURGESS,  
VIRGINIA SMITH,  
SILVIO O. CORTE  
(except as to amendments Nos. 18, 30, and 37).

Managers on the Part of the House.

J. BENNETT JOHNSON,  
JOHN C. STENNIS,  
WARREN G. MAGNUSON,  
ROBERT C. BYRD,  
EARNST F. HOLLINGS,  
WALTER D. HUDDESTON,  
QUENTIN N. BURDICK,  
JIM SASSER  
(except amendment No. 30).

DENNIS DECONCINI,  
MARK O. HATFIELD,  
MITTON R. YOUNG,  
ROHARD S. SCHWEIKER,  
HENRY BELMONT,  
JAMES A. McCLEURE,  
JAKE GARR,  
HARRISON SCHMITT,  
Managers on the Part of the Senate.

JOINT EXPLANATORY STATEMENT OF THE COMMITTEE OF CONFERENCE

The managers on the part of the House and the Senate at the conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 4388) making appropriations for energy and water development for the fiscal year ending September 30, 1980, and for other purposes submit the following joint statement to the House and the Senate in explanation of the effects of the action agreed upon by the managers and recommended in the accompanying conference report.

Report language included by the House which is not changed by the report of the Senate, and Senate report language which is not changed by the conference while repeating some report language for emphasis, does not intend to negate the language referred to above unless expressly provided herein.

## TENNESSEE VALLEY AUTHORITY

*Payment to Tennessee Valley Authority Fund*

Amendment No. 29: Appropriations \$148,677,000 for payment of the Tennessee Valley Authority Fund as proposed by the Senate instead of \$146,177,000 as approved by the House.  
Amendment No. 30: Reported in disagreement.

[From the Congressional Record, Aug. 2, 1970]

HOUSE COMMENCEES CONSIDERATION OF CONFERENCE REPORT ON  
H.R. 4388 (AUGUST 1, 1970)

CONFERENCE REPORT ON H.R. 4388, ENERGY AND WATER  
DEVELOPMENT APPROPRIATIONS, 1980

Mr. BEVILL. Mr. Speaker, I call up the conference report on the bill (H.R. 4388) making appropriations for energy and water development for the fiscal year ending September 30, 1980, and for other purposes.

The Clerk read the title of the bill.

The Speaker pro tempore. Pursuant to the provisions of clause 2, rule XXVIII, the conference report is considered as having been read. (For conference report and statement, see proceedings of the House of July 25, 1970.) [Actually, July 26, 1970.]

Mr. BEVILL. Mr. Speaker, the conference report on the 1980 energy and water development appropriation bill is a good report. I am pleased to recommend it to you today for your favorable consideration. Our colleagues will recall that the debate on this bill occurred in the House on June 14, 15, and 18, Mr. Speaker, you will recall that the House passed this bill by a substantial margin: 359 to 29.

Mr. Speaker, we held our conference committee meeting last Tuesday and the report was filed on Wednesday. I can report to you today particularly the Senator from Louisiana, Mr. Johnston, the chairman of the conference committee, and the Senator from Oregon, Mr. Hatfield, the senior minority member. I also want to thank the House conferees for their support and for their valuable participation during the conference deliberations.

Let me now turn to the various aspects of the conference agreement.

[From the Congressional Record, Aug. 2, 1970]

COMMENTS OF MR. BEVILL CONCERNING TELLICO DAM AND RESERVOIR

TELLICO DAM AND RESERVOIR

Mr. Speaker, the Tellico Dam and Reservoir project is 98 percent complete. Over \$110,000,000 has been spent on this project and despite the continued support of the Congress for this important project, the Supreme Court said last year that unless the language of Amendment No. 30 is enacted, this project cannot be completed. Congress has already considered the merits of the Tellico Dam. Last October, the

House of Representatives voted 231 to 157 to exempt Tellico from the Endangered Species Act.

It is foolish to talk about this issue as if the dam and the other structures do not exist. The work has been completed. This project will supply 20,000 homes with valuable electrical energy. The question is whether we are going to complete and use the project as designed so as to confer the valuable project benefits on the people of Tennessee or do we, in the words of Supreme Court Justice Powell:

... wish to defend an interpretation of the [Endangered Species] Act that requires the waste of at least \$53 million . . . and denies the people of the Tennessee valley area the benefits of the reservoir that Congress intended to confer.

Mr. Speaker, I have and intend to continue to support the principles of the Endangered Species Act. But I cannot and will not support a determination that requires a waste of taxpayers' money. It is well known that a small minority have sought to use the provisions of the Endangered Species Act to stop the Tellico project. I have not heard one word of opposition from the Members of the Tennessee delegation on this issue. They have been elected by the citizens of Tennessee to represent the public interest, and, as I understand it, they all support the project. At the appropriate time, I will offer a motion to insist on the House position on Amendment No. 30 to retain the Tellico language in the bill.

[From the Congressional Record, Aug. 2, 1970]

HOUSE CONSIDERATION AND ADOPTION OF MOTION THAT IT INSIST ON ITS DISAGREEMENT TO THE AMENDMENT OF THE SENATE NUMBERED 30 (CONCERNING TELLICO DAM AND RESERVOIR AND WHICH THE CONFERENCE COMMITTEE REPORTED IN DISAGREEMENT)

The Speaker pro tempore. The Clerk will designate the next amendment in disagreement.

The Clerk read as follows:

Senate amendment No. 30: Page 31, line 8, strike out " : Provided, That notwithstanding the provisions of 16 U.S.C., chapter 35 or any other law, the Corporation is authorized and directed to complete construction, operate and maintain the Tellico Dam and Reservoir project for navigation, flood control, and electric power generation and other purposes, including the maintenance of a normal summer reservoir pool of 813 feet above sea level."

MOTION OFFERED BY MR. BEVILL.

Mr. BEVILL. Mr. Speaker, I offer a motion.

The Clerk read as follows:

Mr. Bevill moved that the House insist on its disagreement to the amendment of the Senate numbered 30.

PREFERENTIAL MOTION OFFERED BY MR. BREAUX

Mr. BREAUX. Mr. Speaker, I offer a preferential motion.

The Clerk read as follows:

Mr. Breaux moves that the House recede and concur in the amendment of the Senate numbered 30.