Levin

King	Murphy	Schumer
Kingston	Murtha	Sensenbrenner
Klein	Myers	Shaw
Klink	Neal (MA)	Shays
Knollenberg	Neal (NC)	Shepherd
Kolbe	Nussle	Shuster
Kreidler	Ortiz	Sisisky
Kyl	Orton	Skeen
Lambert	Oxley	Skelton
Lancaster	Packard	Slattery
Lantos	Pallone	Smith (MI)
LaRocco	Parker	Smith (OR)
Laughlin	Pastor	Smith (TX)
Lazio	Paxon	Snowe
Leach	Payne (VA)	Solomon
Lehman	Peterson (FL)	Spence
Levy	Peterson (MN)	Spratt
Lewis (CA)	Petri	Stearns
Lewis (FL)	Pickett	Stenholm
Lightfoot	Pickle	Strickland
Linder	Pombo	Stump
Lipinski	Pomeroy	Stupak
Livingston	Porter	Sundquist
Lloyd	Portman	Swett
Long	Poshard	Talent
Machtley	Price (NC)	Tanner
Manton	Pryce (OH)	Tauzin
Manzullo	Quillen	Taylor (MS)
Margolies-	Quinn	Taylor (NC)
Mezvinsky	Rahall	Tejeda
Martinez	Ramstad	Thomas (CA)
Matsui	Ravenel	Thomas (WY)
McCandless	Reed	Thornton
McCloskey	Regula	Thurman
McCollum	Reynolds	Torkildsen
McCrery	Richardson	Torres
McCurdy	Ridge	Torricelli
McDade	Roberts	Traficant
McHale	Roemer	Upton
McHugh	Rogers	Valentine
McInnis	Rohrabacher	Volkmer
McKeon	Romero-Barcelo	Vucanovich
McMillan	(PR)	Walker
Meehan	Ros-Lehtinen	Walsh
Menendez	Rostenkowski	Weldon
Meyers	Rowland	Wheat
Mica	Royce	Whitten Williams
Michel	Sangmeister	Wilson
Miller (FL)	Santorum	Wolf
Minge Mooklow	Sarpalius	
Moakley Molinari	Sawyer	Wyden
Molinari Montgomery	Saxton Schaefer	Young (FL) Zeliff
Moorhead	Schenk	Zimmer
Moran	Schiff	Lillinei
Morella	Schroeder	
	Deni ocuci	

ANSWERED "PRESENT"-1

Owens

NOT VOTING-12

Ackerman	Gallo	Roth
Dornan	Grandy	Roukema
Ewing	Gutierrez	Washington
Fish	Rangel	Waxman

So the amendment was not agreed to. After some further time,

¶33.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. KOPETSKI:

At the end of title VII, insert the following:

SEC. . SUBSTITUTION OF PENALTY OF LIFE IM-PRISONMENT FOR DEATH PENALTY.

Notwithstanding any other provision of law, wherever a Federal law provides for the imposition of the penalty of death, the court shall instead impose the penalty of imprisonment for life

mene for fire.		
It was decided in the	Yeas	111
negative	Nays	314

¶33.12[Roll No. 107] AYFS-111

	ATES III	
Abercrombie	Blackwell	Collins (IL)
Ackerman	Bonior	Collins (MI)
Andrews (ME)	Brown (CA)	Conyers
Barca	Brown (OH)	Coyne
Barrett (WI)	Clay	Dellums
Becerra	Clayton	Dixon
Berman	Clyburn	Edwards (CA)

Ehlers Engel Eshoo Evans Farr Fazio Fields (LA) Filner Flake Ford (MI) Ford (TN) Frank (MA) Furse Gejdenson Gonzalez Goodling Gutierrez Hamburg Hamilton Hilliard Hinchey Hoekstra Jacobs Jefferson Johnson, E. B. Kildee Kleczka Klug Kopetski LaFalce

Allard

Archer

Armey

Baesler

Andrews (NJ)

Andrews (TX)

Bacchus (FL)

Bachus (AL)

Baker (CA)

Baker (LA)

Barrett (NE)

Ballenger

Barcia

Barlow

Bartlett

Bateman

Beilenson

Bentley

Bereuter

Bevill

Bilbray

Bishop

Bliley

Blute

Bilirakis

Boehlert

Boehner

Bonilla

Borski

Boucher

Brewster

Brooks

Browder

Bryant

Burton

Buver

Byrne

Callahan

Calvert

Canady

Cardin

Castle

Chapman

Clement

Coleman

Combest

Condit

Cooper

Cramer

Crane

Crapo

Danner

Darden

Cox

Collins (GA)

Coppersmith Costello

Cunningham

Clinger

Coble

Carr

Cantwell

Camp

Bunning

Brown (FL)

Barton

Applegate

Lewis (GA) Sanders Lowey Scott Maloney Serrano Markey Sharp McDermott Shays McKinney Skaggs Slaughter McNulty Meek Smith (IA) Mfume Smith (N.J) Miller (CA) Stark Mineta Stokes Minge Studds Mink Moakley Thompson Mollohan Towns Nadler Neal (MA) Tucker Underwood (GU) Norton (DC) Unsoeld Oberstar Velazquez Obev Vento Visclosky Olver Owens Waters Payne (NJ) Watt Pelosi Waxman Penny Rahall Wheat Wise Romero-Barcelo Woolsey (PR) Yates Roybal-Allard

Sabo

NOES-314

de la Garza Hoyer Huffington de Lugo (VI) Deal Hughes DeFazio Hunter DeLauro Hutchinson DeLay Hutto Derrick Hyde Deutsch Inglis Inhofe Diaz-Balart Dickey Inslee Dicks Istook Dingell Johnson (GA) Dooley Doolittle Johnson (SD) Johnson, Sam Dornan Johnston Dreier Kanjorski Duncan Kaptur Durbin Kennedy Edwards (TX) Kennelly English King Everett Kingston Ewing Faleomavaega Klink (AS) Knollenberg Kolbe Kreidler Fawell Fields (TX) Fingerhut Kyl Foglietta Lambert Fowler Lancaster Franks (CT) Lantos Franks (NJ) LaRocco Frost Laughlin Gallegly Lazio Gekas Gephardt Leach Lehman Geren Levy Lewis (CA) Gibbons Gilchrest Lewis (FL) Lightfoot Gillmor Gilman Linder Gingrich Lipinski Glickman Livingston Lloyd Goodlatte Gordon Long Machtley Goss Grams Mann Manton Greenwood Gunderson Hall (OH) Manzullo Margolies Mezvinsky Hall (TX) Hancock Martinez Hansen Matsui Harman Mazzoli Hastert McCandless Hayes McCloskey Hefley McCollum Hefner McCrery McCurdy Herger Hoagland McDade Hobson Hochbrueckner McHale McHugh McInnis Holden McKeon McMillan Horn Houghton

Regula Reynolds Mica Richardson Michel Ridge Roberts Miller (FL) Molinari Roemer Montgomery Moorhead Rogers Rohrabacher Moran Ros-Lehtinen Morella Rose Rostenkowski Murtha Myers Neal (NC) Roth Rowland Nussle Royce Sangmeister Ortiz Orton Santorum Oxley Sarpalius Packard Sawver Pallone Saxton Parker Schaefer Pastor Schenk Paxon Schiff Payne (VA) Schroeder Peterson (FL) Schumer Peterson (MN) Sensenbrenner Petri Shaw Shepherd Pickett Pombo Shuster Pomeroy Sisisky Porter Skeen Skelton Portman Slattery Smith (MI) Poshard Price (NC) Pryce (OH) Smith (OR) Quillen Smith (TX) Quinn Snowe Ramstad Solomon

Menendez

Meyers

Ravenel

Reed

Stearns Stenholm Strickland Stump Stupak Sundquist Swett Talent Tanner Tauzin Taylor (MS) Taylor (NC) Tejeda Thomas (CA) Thomas (WY) Thornton Torkildsen Torres Torricelli Traficant Upton Valentine Volkmer Vucanovich Walker Walsh Weldon Williams Wilson Wolf Wyden Wvnn Young (AK) Young (FL) Zeliff Zimmei

NOT VOTING-12

Johnson (CT) Fish Roukema Gallo Synar Washington Murphy Grandy Pickle Whitten Rangel Green

Spence

Spratt

So the amendment was not agreed to. After some further time.

¶33.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. McCOLLUM:

Page 46, after line 21, insert the following: (d) AGGRAVATING FACTORS FOR DRUG OF FENSE DEATH PENALTY.—In determining whether to recommend a sentence of death for an offense described in paragraph (3), (4), or (5) of section 3591, the jury, or if there is no jury, the court, shall consider any aggravating factor for which notice has been provided under section 3593 of this title, including the following factors:

(1) PREVIOUS CONVICTION OF OFFENSE FOR WHICH A SENTENCE OF DEATH OR LIFE IMPRIS-ONMENT WAS AUTHORIZED.—The defendant has previously been convicted of another Federal or State offense resulting in the death of a person, for which a sentence of life imprisonment or death was authorized by statute.

(2) Previous conviction of other serious OFFENSES.—The defendant has previously been convicted of two or more Federal or State offenses, each punishable by a term of imprisonment of more than one year, committed on different occasions, involving the importation, manufacture, or distribution of a controlled substance (as defined in section 102 of the Controlled Substances Act (21 U.S.C. 802)) or the infliction of, or attempted infliction of, serious bodily injury or death upon another person.

(3) PREVIOUS SERIOUS DRUG FELONY CON-VICTION.—The defendant has previously been convicted of another Federal or State offense involving the manufacture, distribution, importation, or possession of a controlled substance (as defined in section 102 of the Controlled Substances Act (21 U.S.C. 802)) for which a sentence of five or more years of imprisonment was authorized by statute.

(4) USE OF FIREARM.—In committing the offense, or in furtherance of a continuing