1994		
	NOES—246	
A b b i -		0
Abercrombie Ackerman	Gordon Green	Owens Pallone
Andrews (ME)	Gutierrez	Parker
Andrews (NJ)	Hall (OH) Hamburg	Pastor
Andrews (TX) Applegate	Hamilton	Payne (NJ) Payne (VA)
Bacchus (FL)	Harman	Pelosi
Baesler Barca	Hastings	Penny Peterson (MN)
Barcia	Hayes Hefner	Peterson (MN) Pickett
Barlow	Hilliard	Pickle
Barrett (WI) Becerra	Hinchey Hoagland	Pomeroy Price (NC)
Beilenson	Hochbrueckner	Rahall
Berman	Holden	Rangel
Bevill Bilbray	Hoyer Hughes	Reed Reynolds
Bishop	Inslee	Richardson
Blackwell	Jacobs	Roemer
Bonior Borski	Jefferson Johnson (GA)	Romero-Barcelo (PR)
Boucher	Johnson (SD)	Rose
Brewster	Johnson, E. B.	Rostenkowski
Brooks Browder	Johnston Kanjorski	Rowland Roybal-Allard
Brown (CA)	Kaptur	Rush
Brown (FL)	Kennedy	Sabo Sanders
Brown (OH) Bryant	Kennelly Kildee	Sangmeister
Byrne	Kleczka	Sarpalius
Cantwell	Klein Klink	Sawyer Schenk
Cardin Carr	Killik Kopetski	Schroeder
Chapman	Kreidler	Schumer
Clayton	LaFalce Lambert	Scott Serrano
Clayton Clement	Lantos	Sharp
Clyburn	LaRocco	Shepherd
Coleman Collins (MI)	Laughlin Lehman	Sisisky Skaggs
Condit	Levin	Skelton
Conyers	Lewis (GA)	Slattery
Coppersmith Costello	Lloyd Long	Slaughter Smith (IA)
Coyne	Lowey	Spratt
Cramer	Maloney	Stark
Danner Darden	Mann Manton	Stenholm Stokes
de la Garza	Margolies-	Strickland
de Lugo (VI)	Mezvinsky	Studds
DeFazio DeLauro	Markey Martinez	Stupak Swett
Dellums	Matsui	Swift
Derrick Deutsch	Mazzoli McClaskov	Synar
Dicks	McCloskey McCurdy	Tauzin Tejeda
Dingell	McDermott	Thompson
Dixon Dooley	McHale McKinney	Thornton Thurman
Durbin	McNulty	Torres
Edwards (CA)	Meehan	Torricelli
Edwards (TX) Engel	Meek Menendez	Towns Tucker
English	Mfume	Underwood (GU)
Eshoo	Miller (CA)	Unsoeld
Evans Farr	Mineta Minge	Velazquez Vento
Fazio	Mink	Visclosky
Fields (LA)	Moakley	Volkmer
Filner Fingerhut	Mollohan Montgomery	Washington Waters
Flake	Moran	Watt
Foglietta	Murphy	Waxman Wheat
Ford (MI) Ford (TN)	Murtha Nadler	Whitten
Frost	Neal (MA)	Williams
Furse	Neal (NC) Norton (DC)	Wilson Wise
Gejdenson Gephardt	Oberstar	Woolsey
Geren	Obey	Wyden
Gibbons Glickman	Olver Ortiz	Wynn Yates
Gonzalez	Orton	1 aces
NOT VOTING—7		
Collins (II.)		
Collins (IL) Faleomavaega (AS)	Fish Frank (MA) Gallo	Grandy Peterson (FL)
So the preferential motion was no agreed to.		

After some further time.

¶35.22 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the

Whole on the following amendment submitted by Mr. SOLOMON:

Page 24, line 23, strike "Violent Felons" and insert "Criminals".
Page 25, line 4, insert "or a serious drug of-

fense" after "serious violent felony

Page 25, line 9, strike "of—" and all that follows through "drug offenses" in line 12 and insert "serious violent felonies or serious drug offenses, or any combination of such felonies and offenses.

It was decided in the Yeas 303 affirmative Nays 126

¶35.23[Roll No. 122] AYES-303

Abercrombie Edwards (TX) Levy Lewis (CA) Ackerman Ehlers Lewis (FL) Andrews (NJ) Engel English Lightfoot Andrews (TX) Linder Lipinski Archer Everett Armey Bacchus (FL) Ewing Fawell Livingston Lloyd Bachus (AL) Fields (TX) Long Baesler Baker (CA) Fingerhut Machtley Fowler Manton Franks (CT) Baker (LA) Manzullo Ballenger Franks (NJ) Margolies-Mezvinsky Barca Frost Barcia Gallegly Martinez Barlow Gekas McCandless Barrett (NE) Geren McCloskey Bartlett Gibbons McCollum McCrery McCurdy Barton Gilchrest Bateman Gillmor Bentley Gilman McDade Bereuter Gingrich McHale Goodlatte Bevill McHugh Bilbray Goodling McInnis Bilirakis Gordon McKeon Bishop Goss Bliley Grams Menendez Blute Green Mevers Greenwood Boehlert Boehner Gunderson Michel Hall (OH) Miller (FL) Bonilla Hall (TX) Borski Minge Molinari Boucher Hamilton Mollohan Brewster Hancock Browder Hansen Montgomery Brown (OH) Harman Moorhead Bryant Hastert Moran Bunning Morella Hayes Burton Hefley Murphy Hefner Buyer Murtha Herger Myers Byrne Hoagland Callahan Nussle Calvert Hobson Ortiz Camp Hochbrueckner Orton Canady Hoekstra Oxley Cantwell Hoke Packard Cardin Holden Pallone Carr Horn Parker Castle Houghton Pastor Chapman Hoyer Huffington Paxon Payne (VA) Clement Clinger Hunter Penny Peterson (MN) Coble Hutchinson Coleman Petri Hutto Collins (GA) Hyde Pickett Combest Inglis Pombo Condit Inhofe Pomeroy Cooper Inslee Porter Costello Istook Portman Cox Johnson (CT) Poshard Cramer Johnson (GA) Price (NC) Crane Johnson (SD) Pryce (OH) Quillen Johnson, Sam Crapo Cunningham Kaptur Quinn Řahall Danner Kasich Darden Kim Ramstad de la Garza King Ravenel de Lugo (VI) Kingston Regula Reynolds Deal Klink Klug Knollenberg DeLay Richardson Deutsch Ridge Diaz-Balart Kolbe Roberts Dickey Kreidler Roemer Dicks Rogers Kyl Lambert Romero-Barcelo Dooley Doolittle Dornan (PR) Ros-Lehtinen Lancaster Lantos LaRocco Rostenkowski Dreier

Royce Solomon Torres Sangmeister Torricelli Spence Santorum Spratt Traficant Sarpalius Stearns Upton Stenholm Valentine Saxton Schaefer Strickland Volkmer Stump Stupak Vucanovich Schenk Schiff Walker Sensenbrenner Sundquist Walsh Weldon Shaw Swett Talent Shays Wheat Shepherd Tanner Whitten Tauzin Wilson Shuster Sisisky Taylor (MS) Wise Skeen Skelton Taylor (NC) Wolf Tejeda Wyden Smith (MI) Thomas (CA) Young (AK) Young (FL) Zeliff Smith (N.I) Thomas (WY) Smith (OR) Thornton Smith (TX) Zimmer Snowe Torkildsen

NOES-126

Andrews (ME) Hamburg Olver Applegate Barrett (WI) Hastings Owens Hilliard Payne (NJ) Pelosi Pickle Becerra Hinchey Beilenson Hughes Berman Jacobs Rangel Blackwell Jefferson Reed Johnson, E. B. Rohrabacher Bonior Brooks Johnston Roybal-Allard Brown (CA) Kanjorski Rush Brown (FL) Kennedy Sabo Kennelly Sanders Clay Clayton Clyburn Kildee Kleczka Sawyer Schroeder Collins (MI) Schumer Klein Kopetski LaFalce Conyers Scott Serrano Coppersmith Laughlin Coyne Sharp DeFazio Levin Skaggs Slattery DeLauro Lewis (GA) Dellums Lowey Slaughter Derrick Maloney Smith (IA) Dingell Mann Stark Dixon Markey Stokes Edwards (CA) Matsui Studds Mazzoli Eshoo Swift Evans McDermott Synar Farr McKinney Thompson McNulty Fazio Towns Fields (LA) Meehan Tucker Underwood (GU) Filner Meek Mfume Unsoeld Flake Foglietta Miller (CA) Velazquez Ford (MI) Mineta Vento Ford (TN) Visclosky Moakley Frank (MA) Waters Nadler Neal (MA) Watt Furse Gejdenson Waxman Gephardt Neal (NC) Williams Norton (DC) Glickman Woolsey Gonzalez Oberstar Gutierrez Obey Yates

NOT VOTING-8

Collins (IL) Fish Peterson (FL) Faleomavaega Gallo Rose Grandy Washington

So the amendment was agreed to. After some further time,

¶35.24 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the preferential motion submitted by Mr. McCOLLUM that the Committee do now rise and report the bill back to the House with the recommendation that the enacting clause be stricken out.

It was decided in the Yeas 180 ¶35.25[Roll No. 123] AYES-180 Archer

Armey Bachus (AL) Baker (CA) Baker (LA) Ballenger Barcia

Barrett (NE)

Bartlett Barton Bateman Bentley Bereuter Bilirakis Bliley Blute

Boehlert Boehner Bonilla Bunning Burton Callahan Calvert Camp

Roth

Roukema

Rowland

Lazio

Leach

Duncan

Dunn

Durbin

Stark

Pickett

Canady Castle Hutchinson Hyde Clinger Coble Inglis Collins (GA) Inhofe Combest Istook Johnson (CT) Cox Crane Johnson, Sam Crapo Kasich Cunningham Kim Deal King DeLay Diaz-Balart Kingston Klug Knollenberg Doolittle Kolbe Dornan Kyl Dreier Lancaster Duncan Lazio Leach Dunn Ehlers Lewis (CA) Emerson Everett Lewis (FL) Ewing Fawell Lightfoot Linder Fields (TX) Livingston Fowler Franks (CT) Machtley Manzullo Franks (NJ) McCandless Gallegly McCollum Gekas McCrerv Gilchrest McDade Gillmor McHugh Gilman McInnis Gingrich McKeon Goodlatte McMillan Goodling Mevers Goss Mica Michel Grams Greenwood Miller (FL) Molinari Gunderson Moorhead Hancock Morella Hansen Hastert Myers Hefley Nussle Herger Oxley Hobson Packard Hoekstra Paxon Hoke Penny Petri Horn Houghton Pombo Huffington Porter Hunter Portman

Regula Ridge Roberts Rogers Rohrabacher Ros-Lehtinen Roth Roukema Royce Santorum Saxton Schaefer Schiff Sensenbrenner Shaw Shavs Shuster Skeen Smith (MI) Smith (NJ) Smith (OR) Smith (TX) Snowe Solomon Spence Stearns Stump Stupak Sundquist Talent Taylor (MS) Taylor (NC) Thomas (CA) Thomas (WY) Torkildsen Traficant Upton Valentine Vucanovich Walker Walsh Weldon Wolf Young (AK) Young (FL)

Zeliff

Zimmer

Pryce (OH)

Quillen

Ramstad

Ravenel

Quinn

Mazzoli

NOES-245

Abercrombie Danner Ackerman Darden Andrews (ME) de la Garza de Lugo (VI) Andrews (NJ) Andrews (TX) DeFazio Applegate Bacchus (FL) DeLauro Dellums Baesler Derrick Barca Deutsch Barlow Dicks Dingell Barrett (WI) Becerra Dixon Beilenson Dooley Berman Durbin Bevill Edwards (CA) Bilbray Edwards (TX) Bishop Engel English Blackwell Bonior Eshoo Borski Evans Boucher Farr Brewster Fazio Brooks Fields (LA) Browder Filner Brown (CA) Fingerhut Flake Foglietta Brown (FL) Brown (OH) Bryant Ford (MI) Ford (TN) Cantwell Frank (MA) Cardin Frost Furse Gejdenson Chapman Gephardt Clay Geren Gibbons Clayton Clement Clyburn Glickman Coleman Collins (MI) Gonzalez Gordon Condit Green Gutierrez Hall (OH) Conyers Cooper Coppersmith Hall (TX)

Costello

Coyne

Hamburg Hamilton

Hastings Hayes Hefner Hilliard Hinchey Hoagland Hochbrueckner Holden Hoyer Hughes Inslee Jacobs Jefferson Johnson (GA) Johnson (SD) Johnson, E. B. Johnston Kanjorski Kennedy Kennelly Kildee Kleczka Klein Klink Kopetski Kreidler LaFalce Lambert Lantos LaRocco Laughlin Lehman Levin Lewis (GA) Lipinski Lloyd Long Lowey Maloney Mann Manton Margolies Mezvinsky Markey Martinez

Stenholm McCloskey Pickle Stokes Strickland McCurdy Pomeroy McDermott Poshard McHale Price (NC) Studds McKinney Rahall Swett McNulty Rangel Reed Swift Meehan Synar Reynolds Meek Tanner Menendez Richardson Tauzin Mfume Miller (CA) Roemer Romero-Barcelo (PR) Thompson Mineta Thornton Minge Rose Mink Rostenkowski Torres Moakley Torricelli Rowland Mollohan Roybal-Allard Montgomery Rush Tucker Underwood (GU) Sabo Moran Murphy Sanders Unsoeld Sangmeister Sarpalius Murtha Velazquez Nadler Vento Neal (MA) Visclosky Norton (DC) Schenk Volkmer Oberstar Schroeder Waters Obey Schumer Watt Waxman Olver Scott Ortiz Serrano Wheat Orton Sharp Shepherd Whitten Wilson Owens Pallone Sisisky Wise Skaggs Skelton Parker Woolsey Pastor Wyden Payne (NJ) Slattery Wynn Payne (VA) Slaughter Yates Pelosi Smith (IA) Peterson (MN) Spratt

NOT VOTING-12

Allard Fish Peterson (FL) Buyer Collins (IL) Gallo Washington Grandy Williams Faleomavaega Kaptur Neal (NC)

So the preferential motion was not agreed to.

After some further time,

¶35.26 RECORDED VOTE

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

Add at the appropriate place the following: TITLE -TRUTH IN SENTENCING

SEC. GRANTS.

The Attorney General is authorized to provide grants to States to build, expand, or operate space in correctional facilities in order to increase the prison bed capacity in such facilities in order to reach the goals set forth in section

SEC. . FEDERAL FUNDS.

(a) DISTRIBUTION OF FUNDS IN FISCAL YEAR 1995.—Of the total amount of funds appropriated under this title in fiscal year 1995, there shall be allocated to each State an amount which bears the same ratio to the amount of funds appropriated pursuant to this title as the number of part I violent crimes reported by the States to the Federal Bureau of Investigation for 1993 bears to the number of part I violent crimes reported by all States to the Federal Bureau of Investigation for 1993.

(b) DISTRIBUTION OF FUNDS IN FISCAL YEARS 1996 THROUGH 1999.—75 percent of the total amount of funds appropriated under this title in fiscal years 1996, 1997, 1998, and 1999 shall be allocated to each State according to the formula establish in subsection (a) adjusted to reflect in each year the most recent data from the Federal Bureau of Investigation reporting Part I violent crimes.

(c) GOOD FAITH EFFORT.—In order to be eligible for funding under subsections (a) and (b), a State shall submit an application and give the Attorney General assurances that it will make a good faith and cost effective effort to become eligible for a grant under subsection (d).

(d) Truth in Sentencing Incentive FUND.-25 percent of the total amount of funds appropriated under this title in each of the fiscal years 1996, 1997, 1998, and 1999 shall be allocated to each eligible State according to the same ratios established in subsection (b) multiplied by the percentage change in the States' percentage of time to be served by the persons convicted of violent crimes divided by the average of all States' percentage change in percentage of time to be served by the persons convicted of violent crimes. States which have achieved a Truth in Sentencing standard of violent criminals serving 85 percent of prison time assessed shall receive the incentive funds based on the average of such percentage change ratios of all States multiplied by the States percentage of total Part I violent crime reported. (e) ELIGIBILITY FOR TRUTH IN SENTENCING

INCENTIVE FUND.—In order to be eligible for grants under subsection (d), a State must demonstrate that it has since 1993-

(1) increased the percentage of convicted violent offenders sentenced to prison;

(2) increased the average prison time actually to be served in prison by convicted violent offenders sentenced to prison; and

(3) increased the percentage of sentence to be actually served in prison by violent offenders sentenced to prison.

(f) LAW CHANGES.—As evidence of such good faith effort to meet the goals contained in subsection (e), a State may make changes to its laws and regulations which may in-

(1) truth in sentencing laws which will require persons convicted of violent crimes to serve not less than 85 percent of the sentence imposed;

(2) mandatory prison sentences for persons convicted of the most serious violent crimes;

(3) pretrial detention for persons whose release it can be shown would pose a danger to any other person or the community;

(4) sentencing authority to allow the defendant's victims or the family of victims the opportunity to be heard regarding the issue of sentencing and provide that the victim or the victim's family will be notified whenever such defendant is to be released; or

(5) that a person who is convicted of a serious violent crime shall be sentenced to life imprisonment if-

(A) the person has been convicted on 2 or more prior occasions in a court of the United States or of a State of a serious violent crime, or of 1 or more serious violent crimes and 1 or more serious drug offenses; and

(B) each serious violent crime or serious drug offense used as a basis for sentencing under this subsection, other than the first, was committed after the defendant's conviction of the preceding serious violent crime or serious drug offense.

SEC. 4. AUTHORIZATION OF APPROPRIATIONS.

(a) IN GENERAL.—For purposes of this title, there are authorized to be appropriated-

(1) \$2,500,000,000 for fiscal year 1995; (2) \$2,000,000,000 for fiscal year 1996;

(3) \$2,000,000,000 for fiscal year 1997;

\$2,000,000,000 for fiscal year 1998; and

(5) \$2,000,000,000 for fiscal year 1999.

(b) LIMITATIONS ON FUNDS

(1) NONSUPPLANTING REQUIREMENT.—Funds made available under this section shall not be used to supplant State funds, but shall be used to increase the amount of funds that would, in the absence of Federal funds, be made available from State sources.

(2) Administrative costs.—Not more than 3 percent of the funds available under this section may be used for administrative costs.

(3) MATCHING FUNDS.—The portion of the costs of a program provided by a grant under this section may not exceed 90 percent of the total costs of the program as described in the application.