| NOES-246 |  |  |
| :---: | :---: | :---: |
| A bercrombie | Gordon | Owens |
| Ackerman | Green | Pallone |
| Andrews (ME) | Gutierrez | Parker |
| Andrews (NJ) | Hall ( OH ) | Pastor |
| Andrews (TX) | Hamburg | Payne (NJ) |
| Applegate | Hamilton | Payne (VA) |
| Bacchus (FL) | Harman | Pelosi |
| Baesler | Hastings | Penny |
| Barca | Hayes | Peterson (MN) |
| Barcia | Hefner | Pickett |
| Barlow | Hilliard | Pickle |
| Barrett (WI) | Hinchey | Pomeroy |
| Becerra | Hoagland | Price (NC) |
| Beilenson | Hochbrueckner | Rahall |
| Berman | Holden | Rangel |
| Bevill | Hoyer | Reed |
| Bilbray | Hughes | Reynolds |
| Bishop | Inslee | Richardson |
| Blackwell | J acobs | Roemer |
| Bonior | J efferson | Romero-Barcelo |
| Borski | J ohnson (GA) | (PR) |
| Boucher | J ohnson (SD) | Rose |
| Brewster | J ohnson, E. B. | Rostenkowski |
| Brooks | J ohnston | Rowland |
| Browder | Kanjorski | Roybal-Allard |
| Brown (CA) | Kaptur | Rush |
| Brown (FL) | K ennedy | Sabo |
| Brown (OH) | Kennelly | Sanders |
| Bryant | Kildee | Sangmeister |
| Byrne | Kleczka | Sarpalius |
| Cantwell | Klein | Sawyer |
| Cardin | Klink | Schenk |
| Carr | Kopetski | Schroeder |
| Chapman | Kreidler | Schumer |
| Clay | LaF alce | Scott |
| Clayton | Lambert | Serrano |
| Clement | Lantos | Sharp |
| Clyburn | LaRocco | Shepherd |
| Coleman | Laughlin | Sisisky |
| Collins (MI) | Lehman | Skaggs |
| Condit | Levin | Skelton |
| Conyers | Lewis (GA) | Slattery |
| Coppersmith | Lloyd | Slaughter |
| Costello | Long | Smith (IA) |
| Coyne | Lowey | Spratt |
| Cramer | Maloney | Stark |
| Danner | Mann | Stenholm |
| Darden | Manton | Stokes |
| de la Garza | Margolies- | Strickland |
| de Lugo (VI) | M ezvinsky | Studds |
| DeF azio | Markey | Stupak |
| DeL auro | Martinez | Swett |
| Dellums | Matsui | Swift |
| Derrick | Mazzoli | Synar |
| Deutsch | McCloskey | Tauzin |
| Dicks | McCurdy | Tejeda |
| Dingell | McDermott | Thompson |
| Dixon | McHale | Thornton |
| Dooley | McKinney | Thurman |
| Durbin | McNulty | Torres |
| Edwards (CA) | M eehan | Torricelli |
| Edwards (TX) | M eek | Towns |
| Engel | M enendez | Tucker |
| English | M fume | Underwood (GU) |
| Eshoo | Miller (CA) | Unsoeld |
| Evans | Mineta | Velazquez |
| F arr | Minge | Vento |
| Fazio | Mink | Visclosky |
| Fields (LA) | Moakley | Volkmer |
| Filner | Mollohan | Washington |
| Fingerhut | Montgomery | Waters |
| Flake | Moran | Watt |
| Foglietta | Murphy | Waxman |
| Ford (MI) | Murtha | Wheat |
| Ford (TN) | Nadler | Whitten |
| Frost | Neal (MA) | Williams |
| Furse | Neal (NC) | Wilson |
| Gejdenson | Norton (DC) | Wise |
| Gephardt | Oberstar | Woolsey |
| Geren | Obey | Wyden |
| Gibbons | Olver | Wynn |
| Glickman | Ortiz | $Y$ ates |
| Gonzalez | Orton |  |
| NOT VOTING-7 |  |  |
| Collins (IL) | Fish | Grandy |
| F aleomavaega | Frank (MA) | Peterson (FL) |
| (AS) | Gallo |  |

So the preferential motion was not 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. SOL OMON:
Page 24, line 23, strike "Violent Felons" and insert "Criminals".
Page 25, line 4, insert "or a serious drug offense" 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 seri-
ous drug offenses, or any combination of such felonies and offenses."
It was decided in the
It was deci
affirmative...

- 35.23

Abercrombie
Ackerm
Allard
Andrews (NJ)
Andrews (TX)
Archer
Armey
Bacchus (FL)
Bachus (AL)
Baesler
Baker (CA)
Baker (LA)
Barca
Barca
Barcia
Barlow
Barrett (NE)
Bartlett
Barton
Bateman
Bereuter
Bereuter
Bevill
Bilbray
Bilirakis
Bishop
Bliley
Blute
Boehlert
Boehner
Bonilla
Boucher
Brewster
Browder
Brown (OH)
Bryant
Bur
Burt
Buyer
Byrn
Byrne
Callahan
Cam
Canady
Cantwell
Cardin
Cas
Castle
Clement
Clinger
Coleman
Collins (GA)
Com
Cooper
Costello
Cox
Cram
Cra
Cra
Cunningham
Danner
Darden
de Ia Garza de Lugo (VI)
Deal
DeLay
Diaz-Balart
Dickey
Dicks
Dooley
Doolittle
Dornan
Dreier
Duncan
Durbin

| Royce | Solomon | Torres |
| :---: | :---: | :---: |
| Sangmeister | Spence | Torricelli |
| Santorum | Spratt | Traficant |
| Sarpalius | Stearns | Upton |
| Saxton | Stenholm | Valentine |
| Schaefer | Strickland | Volkmer |
| Schenk | Stump | Vucanovich |
| Schiff | Stupak | Walker |
| Sensenbrenner | Sundquist | Walsh |
| Shaw | Swett | Weldon |
| Shays | Talent | Wheat |
| Shepherd | Tanner | Whitten |
| Shuster | Tauzin | Wilson |
| Sisisky | Taylor (MS) | Wise |
| Skeen | Taylor (NC) | Wolf |
| Skelton | Tejeda | Wyden |
| Smith (MI) | Thomas (CA) | Young (AK) |
| Smith (NJ) | Thomas (WY) | Young (FL) |
| Smith (OR) | Thornton | Zeliff |
| Smith (TX) | Thurman | Zimmer |
| Snowe | Torkildsen |  |
|  | NOE S - 126 |  |
| Andrews (ME) | Hamburg | Olver |
| Applegate | Hastings | Owens |
| Barrett (WI) | Hilliard | Payne (NJ) |
| Becerra | Hinchey | Pelosi |
| Beilenson | Hughes | Pickle |
| Berman | J acobs | Rangel |
| Black well | J efferson | Reed |
| Bonior | J ohnson, E. B. | Rohrabacher |
| Brooks | J ohnston | Roybal-Allard |
| Brown (CA) | Kanjorski | Rush |
| Brown (FL) | Kennedy | Sabo |
| Clay | Kennelly | Sanders |
| Clayton | Kildee | Sawyer |
| Clyburn | Kleczka | Schroeder |
| Collins (MI) | Klein | Schumer |
| Conyers | Kopetski | Scott |
| Coppersmith | LaF alce | Serrano |
| Coyne | Laughlin | Sharp |
| DeF azio | Levin | Skaggs |
| DeL auro | Lewis (GA) | Slattery |
| Dellums | L owey | Slaughter |
| Derrick | Maloney | Smith (IA) |
| Dingell | Mann | Stark |
| Dixon | Markey | Stokes |
| Edwards (CA) | M atsui | Studds |
| Eshoo | Mazzoli | Swift |
| Evans | McDermott | Synar |
| F arr | McKinney | Thompson |
| F azio | McNulty | Towns |
| Fields (LA) | M eehan | Tucker |
| Filner | M eek | Underwood (GU) |
| Flake | M fume | Unsoeld |
| Foglietta | Miller (CA) | Velazquez |
| Ford (MI) | Mineta | Vento |
| F ord (TN) | Mink | Visclosky |
| Frank (MA) | Moakley | Waters |
| Furse | Nadler | Watt |
| Gejdenson | Neal (MA) | Waxman |
| Gephardt | Neal (NC) | Williams |
| Glickman | Norton (DC) | Woolsey |
| Gonzalez | Oberstar | Wynn |
| Gutierrez | Obey | Y ates |
| NOT VOTING-8 |  |  |
| Collins (IL) | Fish | Peterson (FL) |
| F aleomavaega | Gallo | Rose |
| (AS) | 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.


| T 35.26 |  |  |
| :---: | :---: | :---: |
| Canady | Hutchinson | Pryce ( OH ) |
| Castle | Hutto | Quillen |
| Clinger | Hyde | Quinn |
| Coble | Inglis | Ramstad |
| Collins (GA) | Inhofe | Ravenel |
| Combest | Istook | Regula |
| Cox | J ohnson (CT) | Ridge |
| Crane | J ohnson, Sam | Roberts |
| Crapo | Kasich | Rogers |
| Cunningham | Kim | Rohrabacher |
| Deal | King | Ros-Lehtinen |
| DeLay | Kingston | Roth |
| Diaz-Balart | Klug | Roukema |
| Dickey | Knollenberg | Royce |
| Doolittle | Kolbe | Santorum |
| Dornan | Kyl | Saxton |
| Dreier | Lancaster | Schaefer |
| Duncan | Lazio | Schiff |
| Dunn | Leach | Sensenbrenner |
| Ehlers | Levy | Shaw |
| Emerson | Lewis (CA) | Shays |
| Everett | Lewis (FL) | Shuster |
| Ewing | Lightfoot | Skeen |
| F awell | Linder | Smith (MI) |
| Fields (TX) | Livingston | Smith ( NJ ) |
| Fowler | Machtley | Smith (OR) |
| Franks (CT) | Manzullo | Smith (TX) |
| Franks (NJ) | McCandless | Snowe |
| Gallegly | McCollum | Solomon |
| Gek as | McCrery | Spence |
| Gilchrest | McDade | Stearns |
| Gillmor | McHugh | Stump |
| Gilman | Mclnnis | Stupak |
| Gingrich | McKeon | Sundquist |
| Goodlatte | McMillan | Talent |
| Goodling | Meyers | Taylor (MS) |
| Goss | Mica | Taylor (NC) |
| Grams | Michel | Thomas (CA) |
| Greenwood | Miller (FL) | Thomas (WY) |
| Gunderson | Molinari | Torkildsen |
| Hancock | Moorhead | Traficant |
| Hansen | Morella | Upton |
| Hastert | Myers | Valentine |
| Hefley | Nussle | Vucanovich |
| Herger | Oxley | Walker |
| Hobson | Packard | Walsh |
| Hoekstra | Paxon | Weldon |
| Hoke | Penny | Wolf |
| Horn | Petri | Young (AK) |
| Houghton | Pombo | Young (FL) |
| Huffington | Porter | Zeliff |
| Hunter | Portman | Zimmer |
| NOES-245 |  |  |
| A bercrombie | Danner | Hastings |
| Ackerman | Darden | Hayes |
| Andrews (ME) | de la Garza | Hefner |
| Andrews ( NJ ) | de Lugo (VI) | Hilliard |
| Andrews (TX) | DeF azio | Hinchey |
| A pplegate | DeL auro | Hoagland |
| Bacchus (FL) | Dellums | Hochbrueckner |
| Baesler | Derrick | Holden |
| Barca | Deutsch | Hoyer |
| Barlow | Dicks | Hughes |
| Barrett (WI) | Dingell | Inslee |
| Becerra | Dixon | J acobs |
| Beilenson | Dooley | J efferson |
| Berman | Durbin | J ohnson (GA) |
| Bevill | Edwards (CA) | J ohnson (SD) |
| Bilbray | Edwards (TX) | J ohnson, E. B. |
| Bishop | Engel | J ohnston |
| Blackwell | English | Kanjorski |
| Bonior | Eshoo | Kennedy |
| Borski | Evans | Kennelly |
| Boucher | Farr | Kildee |
| Brewster | Fazio | Kleczka |
| Brooks | Fields (LA) | Klein |
| Browder | Filner | Klink |
| Brown (CA) | Fingerhut | Kopetski |
| Brown (FL) | Flake | Kreidler |
| Brown (OH) | Foglietta | LaFalce |
| Bryant | Ford (MI) | Lambert |
| Byrne | Ford (TN) | Lantos |
| Cantwell | Frank (MA) | LaRocco |
| Cardin | Frost | Laughlin |
| Carr | Furse | Lehman |
| Chapman | Gejdenson | Levin |
| Clay | Gephardt | Lewis (GA) |
| Clayton | Geren | Lipinski |
| Clement | Gibbons | Lloyd |
| Clyburn | Glickman | Long |
| Coleman | Gonzalez | Lowey |
| Collins (MI) | Gordon | Maloney |
| Condit | Green | Mann |
| Conyers | Gutierrez | Manton |
| Cooper | Hall (OH) | Margolies- |
| Coppersmith | Hall (TX) | M ezvinsky |
| Costello | Hamburg | Markey |
| Coyne Cramer | Hamilton Harman | Martinez Matsui |


| Mazzoli | Pickett | Stark |
| :---: | :---: | :---: |
| McCloskey | Pickle | Stenholm |
| McCurdy | Pomeroy | Stokes |
| McDermott | Poshard | Strickland |
| McHale | Price (NC) | Studds |
| McKinney | Rahall | Swett |
| McNulty | Rangel | Swift |
| M eehan | Reed | Synar |
| M eek | Reynolds | Tanner |
| Menendez | Richardson | Tauzin |
| M fume | R oemer | Tejeda |
| Miller (CA) | R omero-Barcelo | Thompson |
| Mineta | (PR) | Thornton |
| Minge | Rose | Thurman |
| Mink | Rostenkowski | Torres |
| Moakley | Rowland | Torricelli |
| Mollohan | Roybal-Allard | Towns |
| Montgomery | Rush | Tucker |
| Moran | Sabo | Underwood (GU) |
| Murphy | Sanders | Unsoeld |
| Murtha | Sangmeister | V elazquez |
| Nadler | Sarpalius | Vento |
| Neal (MA) | Sawyer | Visclosky |
| Norton (DC) | Schenk | Volkmer |
| Oberstar | Schroeder | Waters |
| Obey | Schumer | Watt |
| Olver | Scott | Waxman |
| Ortiz | Serrano | Wheat |
| Orton | Sharp | Whitten |
| Owens | Shepherd | Wilson |
| Pallone | Sisisky | Wise |
| Parker | Skaggs | Woolsey |
| Pastor | Skelton | Wyden |
| Payne (NJ) | Slattery | Wynn |
| Payne (VA) | Slaughter | Y ates |
| P elosi | Smith (IA) |  |
| Peterson (MN) | Spratt |  |
| NOT VOTING—12 |  |  |
| Allard | Fish | Peterson (FL) |
| Buyer | Gallo | Washington |
| Collins (IL) | Grandy | Williams |
| F aleomavaega (AS) | Kaptur <br> 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 -TRUTHIN 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 F ederal 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 F ederal 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 vioIent 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-clude-
(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.-F or 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;
(4) $\$ 2,000,000,000$ 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.

