

helmets in Alaska; to the Committee on Public Works and Transportation.

338. Also, memorial of the Legislature of the State of Maine, relative to the national highway system; to the Committee on Public Works and Transportation.

339. Also, memorial of the Legislature of the State of Idaho, relative to the Intermodal Surface Transportation Efficiency Act; to the Committee on Public Works and Transportation.

340. Also, memorial of the Legislature of the State of Idaho, relative to the public assistance programs; to the Committee on Ways and Means.

341. Also, memorial of the Legislature of the State of Idaho, relative to grain producers; to the Committee on Ways and Means.

342. Also, memorial of the Legislature of the State of Alaska, relative to the Oil Pollution Act of 1990; jointly, to the Committees on Merchant Marine and Fisheries and Public Works and Transportation.

343. Also, memorial of the Legislature of the State of New Jersey, relative to the New Jersey urban core project; jointly, to the Committees on Public Works and Transportation and Energy and Commerce.

344. Also, memorial of the Legislature of the State of Alaska, relative to the export of Alaska North Slope crude oil; jointly, to the Committees on Foreign Affairs, Energy and Commerce, and Natural Resources.

34.25 ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

- H.R. 429: Mr. WELDON.
- H.R. 512: Mr. FRANK of Massachusetts, Ms. PELOSI, and Mr. REYNOLDS.
- H.R. 566: Mr. BATEMAN.
- H.R. 790: Ms. ESHOO and Ms. MCKINNEY.
- H.R. 1106: Mr. ACKERMAN, Mr. FILNER, Mr. GUTIERREZ, Mr. MANTON, Mr. OWENS, and Mr. VENTO.
- H.R. 1295: Mr. LAROCO.
- H.R. 1596: Mrs. BENTLEY.
- H.R. 1620: Mr. RAVENEL.
- H.R. 1627: Mr. MATSUI.
- H.R. 1671: Mr. BLILEY and Mr. BATEMAN.
- H.R. 1687: Mr. STUPAK.
- H.R. 1712: Mr. JOHNSON of South Dakota.
- H.R. 1840: Mr. HASTERT, Mr. EHLERS, Mr. FALEOMAVAEGA, and Mr. CALVERT.
- H.R. 1900: Mr. LEVIN.
- H.R. 1906: Mr. VENTO, Mr. OWENS, Mr. TORRES, and Mr. DEFAZIO.
- H.R. 1957: Mr. SOLOMON.
- H.R. 2175: Mr. SLATTERY.
- H.R. 2433: Mr. STUMP.
- H.R. 2467: Mr. ANDREWS of New Jersey, Mr. BISHOP, Mr. BORSKI, Mr. COX, Mr. HERGER, Ms. HARMAN, Mr. KLEIN, Mr. SMITH of New Jersey, and Mr. WISE.
- H.R. 2572: Mr. DELLUMS.
- H.R. 2710: Mr. ANDREWS of New Jersey, Mr. HAMBURG, Mr. WYDEN, Mr. WYNN, and Mr. TORRES.
- H.R. 2839: Mr. TALENT.
- H.R. 2898: Mr. MARTINEZ.
- H.R. 2930: Mr. ROMERO-BARCELO, Mr. ACKERMAN, Ms. FURSE, and Mr. GUTIERREZ.
- H.R. 3005: Mr. KYL.
- H.R. 3023: Mr. FARR, Mr. INHOFE, Mr. SMITH of New Jersey, Mr. LEHMAN, Mr. HASTINGS, Mr. MOORHEAD, Mr. BARTON of Texas, and Mr. SARPALIUS.
- H.R. 3039: Mr. MORAN and Mr. LIVINGSTON.
- H.R. 3109: Mr. DELLUMS.
- H.R. 3261: Mr. SMITH of New Jersey and Mr. HOLDEN.
- H.R. 3278: Mr. TORRES.
- H.R. 3288: Mr. FAWELL.
- H.R. 3407: Mr. DARDEN, Mr. SHAW, Mr. COMBEST, Ms. DANNER, Mr. BLILEY, and Mr. LEWIS of Florida.
- H.R. 3421: Mrs. VUCANOVICH, Mr. LEWIS of Florida, and Mr. GLICKMAN.

- H.R. 3424: Ms. DELAURO.
- H.R. 3656: Mr. OWENS, Mr. FRANK of Massachusetts, Ms. SLAUGHTER, Ms. SHEPHERD, Mr. HUGHES, and Mr. LEWIS of Georgia.
- H.R. 3695: Mr. HOKE and Mr. DELAY.
- H.R. 3705: Mr. SHAYS and Mr. ANDREWS of New Jersey.
- H.R. 3744: Mr. KING.
- H.R. 3785: Mr. BEREUTER, Mr. FROST, Mr. HUGHES, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. ORTON, Mr. PARKER, and Mr. TAYLOR of Mississippi.
- H.R. 3790: Mr. MYERS of Indiana.
- H.R. 3820: Mr. STENHOLM, Mr. EDWARDS of Texas, Mr. TEJEDA, Mr. WAXMAN, Mr. WILSON, Mr. PETE GEREN of Texas, Mr. FROST, Mr. BRYANT, Mr. TORKILDSEN, Mr. FALEOMAVAEGA, Mr. ROMERO-BARCELO, Mr. SARPALIUS, Mr. SLATTERY, Mr. HYDE, Mr. LAUGHLIN, Mr. RAVENEL, Mr. LEWIS of Florida, Mr. BILIRAKIS, Mr. FISH, Mr. HUTTO, Mr. QUILLEN, Mr. MURPHY, Mr. SANTORUM, Mr. DREIER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BARRETT of Wisconsin, and Mrs. MEYERS of Kansas.
- H.R. 3835: Mr. COPPERSMITH, Ms. SCHENK, Mr. CRAPO, Mr. GOODLING, Mr. TALENT, and Mr. KIM.
- H.R. 3870: Mr. JEFFERSON.
- H.R. 3901: Mr. WATT, Mr. BLACKWELL, Ms. BROWN of Florida, Mrs. CLAYTON, Mr. CLYBURN, Mr. CONYERS, Mr. FLAKE, Mr. FORD of Tennessee, Mr. HASTINGS, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. MEEK of Florida, Mr. MFUME, Mr. RANGEL, Mr. REYNOLDS, Mr. SCOTT, Ms. WATERS, Mr. WYNN, Mr. FIELDS of Louisiana, Mr. BISHOP, Mr. DELLUMS.
- H.R. 3902: Mr. UPTON, Mr. KNOLLENBERG, Mr. BARCIA of Michigan, and Mr. CAMP.
- H.R. 3951: Mr. STEARNS.
- H.R. 3992: Mr. BURTON of Indiana.
- H.R. 3994: Mr. ANDREWS of New Jersey.
- H.R. 4028: Ms. EDDIE BERNICE JOHNSON of Texas.
- H.R. 4050: Mr. HASTINGS.
- H.R. 4056: Mr. COYNE, Mr. CRAMER, Mr. THOMAS of California, Mr. RAHALL, Mr. LEVY, Mr. MCHUGH, and Mr. SUNDQUIST.
- H.R. 4178: Mr. HERGER.
- H.J. Res. 145: Mr. ZIMMER, Mr. EWING, Mr. BACHUS of Alabama, and Mr. SHAYS.
- H.J. Res. 209: Mr. SARPALIUS, Mr. SUNDQUIST, and Mr. EDWARDS of Texas.
- H.J. Res. 302: Mr. ABERCROMBIE, Mr. GRANDY, Mr. FAWELL, Mr. LAROCO, Mrs. JOHNSON of Connecticut, Mr. SYNAR, Mr. LEWIS of California, Mr. WYNN, Mr. PETE GEREN of Texas, and Mr. TRAFICANT.
- H.J. Res. 303: Mr. WALSH, Mr. EDWARDS of Texas, Mr. KREIDLER, Mr. LIVINGSTON, Mr. SHAW, Ms. VELAZQUEZ, Ms. SLAUGHTER, Mr. KIM, and Mr. SKELTON.
- H.J. Res. 304: Mr. HOCHBRUECKNER, Mr. LAFALCE, Mr. CHAPMAN, Mr. STUPAK, Mr. GONZALEZ, Mr. LANTOS, Mr. BILBRAY, Mr. PALLONE, Mr. MACHTLEY, Mr. MANTON, Mr. DELLUMS, Mr. BATEMAN, Mr. JEFFERSON, Mr. FAZIO, and Mr. TANNER.
- H.J. Res. 332: Mr. VENTO, Mrs. MORELLA, Mr. HUGHES, Mr. DELLUMS, Mr. FROST, and Mr. EVANS.
- H. Con. Res. 124: Mr. CONYERS, Mr. PAYNE of New Jersey, Mr. LEWIS of Georgia, and Mr. CRAMER.
- H. Con. Res. 148: Mr. MANTON, Mr. ENGEL, and Mr. HALL of Texas.
- H. Con. Res. 212: Mr. COSTELLO, Mr. DEFAZIO, Mr. EDWARDS of California, Mr. FARR, Mr. FORD of Michigan, Mr. GENE GREEN of Texas, Mr. GUTIERREZ, Mr. JOHNSON of South Dakota, Mr. KOPETSKI, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LEWIS of Georgia, Mr. MAZZOLI, Mr. MEEHAN, Mr. MILLER of California, Mr. PENNY, Mr. PARKER, Mr. POMEROY, Mr. PRICE of North Carolina, Mr. REED, Mr. RUSH, Mrs. SCHROEDER, Mr. SHAYS, Ms. SLAUGHTER, and Mrs. UNSOELD.
- H. Con. Res. 227: Mr. HANCOCK.

34.26 PETITIONS, ETC.

Under clause 1 of rule XXII, petitions and papers were laid on the Clerk's desk and referred as follows:

87. By the SPEAKER: Petition of the Township of Denville, NJ, relative to military funds; to the Committee on Foreign Affairs.

88. Also, petition of the city of Cincinnati, city hall, Cincinnati, OH, relative to expenses of SORTA; to the Committee on Public Works and Transportation.

TUESDAY, APRIL 19, 1994 (35)

The House was called to order by the SPEAKER at 10:30 a.m., when, pursuant to the order of the House of Friday, February 11, 1994, Members were recognized for "morning hour" debates.

35.1 RECESS—11:26 A.M.

The SPEAKER pro tempore, Ms. DANNER, pursuant to clause 12 of rule I, declared the House in recess until 12 o'clock noon.

35.2 AFTER RECESS—12:00 NOON

The SPEAKER called the House to order.

35.3 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Monday, April 18, 1994.

Mr. MCNULTY, pursuant to clause 1, rule I, objected to the Chair's approval of the Journal.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER announced that the yeas had it.

Mr. MCNULTY objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 246
Nays 155

35.4 [Roll No. 115] YEAS—246

Ackerman	Cantwell	Dixon
Andrews (ME)	Cardin	Dooley
Andrews (NJ)	Carr	Durbin
Andrews (TX)	Chapman	Edwards (CA)
Applegate	Clayton	Edwards (TX)
Bacchus (FL)	Clement	English
Baesler	Clinger	Eshoo
Barca	Clyburn	Evans
Barcia	Coleman	Everett
Barlow	Collins (GA)	Farr
Barrett (WI)	Collins (MI)	Fazio
Bateman	Combest	Fields (LA)
Becerra	Condit	Filner
Beilenson	Cooper	Fingerhut
Berman	Coppersmith	Flake
Bevill	Costello	Foglietta
Bilbray	Coyne	Frank (MA)
Bishop	Cramer	Frost
Blackwell	Danner	Furse
Bonior	Darden	Gejdenson
Borski	de la Garza	Gephardt
Boucher	Deal	Geren
Brewster	DeFazio	Gibbons
Brooks	DeLauro	Gillmor
Browder	Dellums	Gilman
Brown (FL)	Derrick	Glickman
Brown (OH)	Deutsch	Gonzalez
Bryant	Dicks	Gordon
Byrne	Dingell	Green

Greenwood	Margolies-	Roybal-Allard	Smith (OR)	Talent	Walsh
Gutierrez	Mezvinsky	Rush	Smith (TX)	Taylor (MS)	Weldon
Hall (OH)	Markey	Sanders	Snowe	Taylor (NC)	Wolf
Hall (TX)	Martinez	Sangmeister	Solomon	Thomas (WY)	Young (AK)
Hamilton	Matsui	Sarpalius	Spence	Torkildsen	Young (FL)
Harman	Mazzoli	Sawyer	Stearns	Upton	Zeliff
Hastings	McCrery	Schenk	Stump	Vucanovich	Zimmer
Hayes	McCurdy	Schumer	Sundquist	Walker	
Hefner	McDermott	Scott			
Hilliard	McHale	Serrano			
Hinchee	McInnis	Sharp			
Hoagland	McKinney	Shepherd			
Hochbrueckner	McNulty	Sisisky			
Hoke	Meehan	Skaggs			
Holden	Meek	Skelton			
Houghton	Menendez	Slattery			
Hoyer	Mfume	Slaughter			
Hughes	Miller (CA)	Smith (IA)			
Hutto	Mineta	Smith (NJ)			
Inglis	Minge	Spratt			
Inslee	Mink	Stark			
Jefferson	Mollohan	Stenholm			
Johnson (GA)	Montgomery	Stokes			
Johnson (SD)	Moran	Strickland			
Johnson, E.B.	Murtha	Studds			
Johnston	Myers	Stupak			
Kanjorski	Nadler	Sweet			
Kaptur	Neal (MA)	Swift			
Kasich	Oberstar	Synar			
Kennedy	Obey	Tanner			
Kennelly	Olver	Tauzin			
Kildee	Ortiz	Tejeda			
Kingston	Orton	Thompson			
Klecicka	Owens	Thornton			
Klein	Pallone	Thurman			
Klink	Parker	Torres			
Kopetski	Pastor	Torricelli			
LaFalce	Payne (NJ)	Towns			
Lambert	Payne (VA)	Trafficant			
Lancaster	Penny	Tucker			
Lantos	Peterson (MN)	Unsoeld			
LaRocco	Pickett	Velazquez			
Laughlin	Pickle	Visclosky			
Lehman	Pombo	Volkmer			
Levin	Pomeroy	Waters			
Lewis (GA)	Poshard	Watt			
Lipinski	Price (NC)	Waxman			
Long	Rahall	Wheat			
Lowey	Rangel	Wilson			
Machtley	Reed	Wise			
Maloney	Reynolds	Woolsey			
Mann	Richardson	Wyden			
Manton	Roemer	Yates			
	Rostenkowski				

NAYS—155

Allard	Fields (TX)	McCandless
Archer	Fowler	McCollum
Armey	Franks (CT)	McDade
Bachus (AL)	Franks (NJ)	McHugh
Baker (CA)	Galleghy	McKeon
Baker (LA)	Gekas	Meyers
Balleger	Gilchrest	Mica
Barrett (NE)	Gingrich	Michel
Bartlett	Goodlatte	Miller (FL)
Barton	Goodling	Molinari
Bentley	Goss	Moorhead
Bereuter	Grams	Morella
Bilirakis	Gunderson	Murphy
Billey	Hancock	Nussle
Blute	Hansen	Oxley
Boehlert	Hastert	Packard
Boehner	Hefley	Paxon
Bonilla	Herger	Petri
Bunning	Hobson	Porter
Burton	Hoekstra	Portman
Buyer	Horn	Pryce (OH)
Callahan	Huffington	Quillen
Calvert	Hunter	Quinn
Camp	Hutchinson	Ramstad
Canady	Inhofe	Ravenel
Castle	Istook	Regula
Clay	Jacobs	Roberts
Coble	Johnson (CT)	Rogers
Cox	Johnson, Sam	Rohrabacher
Crane	Kim	Ros-Lehtinen
Crapo	King	Roth
Cunningham	Klug	Roukema
DeLay	Knollenberg	Royce
Diaz-Balart	Kolbe	Santorum
Dickey	Kreidler	Saxton
Doolittle	Kyl	Schaefer
Dornan	Lazio	Schiff
Dreier	Leach	Schroeder
Duncan	Levy	Sensenbrenner
Dunn	Lewis (CA)	Shaw
Ehlers	Lewis (FL)	Shays
Emerson	Lightfoot	Shuster
Ewing	Linder	Skeen
Fawell	Manzullo	Smith (MI)

Smith (OR)	Talent	Walsh
Smith (TX)	Taylor (MS)	Weldon
Snowe	Taylor (NC)	Wolf
Solomon	Thomas (WY)	Young (AK)
Spence	Torkildsen	Young (FL)
Stearns	Upton	Zeliff
Stump	Vucanovich	Zimmer
Sundquist	Walker	

NOT VOTING—31

Abercrombie	Hyde	Rowland
Brown (CA)	Livingston	Sabo
Collins (IL)	Lloyd	Thomas (CA)
Conyers	McCloskey	Valentine
Engel	McMillan	Vento
Fish	Moakley	Washington
Ford (MI)	Neal (NC)	Whitten
Ford (TN)	Pelosi	Williams
Gallo	Peterson (FL)	Wynn
Grandy	Ridge	
Hamburg	Rose	

So the Journal was approved.

§135.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

2995. A letter from the Comptroller of the Department of Defense, transmitting a report of a violation of the Anti-Deficiency Act which occurred at the U.S. Army Finance and Accounting Center, Indianapolis, IN, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

2996. A letter from the Chief Staff Counsel, U.S. Court of Appeals for the D.C. Circuit, transmitting an opinion of the U.S. Court of Appeals for the D.C. Circuit; No. 93-1326—William F. Callejo; Adelfa B. Callejo; William D. Graue v. Resolution Trust Corporation (March 18, 1994); to the Committee on Banking, Finance and Urban Affairs.

2997. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed technical assistance agreement for the export of major defense equipment and services sold commercially to Israel (Transmittal No. DTC-14-94), pursuant to 22 U.S.C. 2776(c); to the Committee on Foreign Affairs.

2998. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed technical assistance agreement for the export of major defense equipment and services sold commercially to the United Kingdom (Transmittal No. MC-9-94), pursuant to 22 U.S.C. 2776(c); to the Committee on Foreign Affairs.

2999. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed manufacturing license for the production of a military item in Israel (Transmittal No. DTC-12-94), pursuant to 22 U.S.C. 2776(d); to the Committee on Foreign Affairs.

3000. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed manufacturing license for the production of a military item in Israel (Transmittal No. DTC-11-94), pursuant to 22 U.S.C. 2776(d); to the Committee on Foreign Affairs.

3001. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of the removal of items from the U.S. Munitions List, pursuant to 22 U.S.C. 2778(f); to the Committee on Foreign Affairs.

3002. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of Presidential Determination No. 94-21: Drawdown of Commodities and Services from the Inventory and Resources of the Department of Defense to Support the Establishment of the Palestinian Police Force, pursuant to 22 U.S.C. 2411; to the Committee on Foreign Affairs.

3003. A communication from the President of the United States, transmitting the bi-monthly report on progress toward a nego-

tiated solution of the Cyprus problem, including any relevant reports from the Secretary General of the United Nations, pursuant to 22 U.S.C. 2373(c); to the Committee on Foreign Affairs.

3004. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of his determination that Israel is not being denied its right to participate in the activities of the International Atomic Energy Agency, pursuant to Public Law 99-88, chapter V (99 Stat. 323); Public Law 100-461, title I (102 Stat. 2268-3); to the Committee on Foreign Affairs.

3005. A letter from the Secretary of Agriculture, transmitting notification of his intention to award specific watershed restoration contracts on National Forest System lands outside the standard full and open competition procedures required by the Competition in Contracting Act of 1984, pursuant to 41 U.S.C. 253(c)(7); to the Committee on Government Operations.

3006. A letter from the Chief Staff Counsel, U.S. Court of Appeals for the D.C. Circuit, transmitting an opinion of the U.S. Court of Appeals for the D.C. Circuit; No. 92-5255—Sweet Home Chapter of Communities for A Great Oregon, et al. v. Bruce Babbitt, Secretary of the Interior, et al. (On Petition for Rehearing) (March 11, 1994); to the Committee on Merchant Marine and Fisheries.

3007. A letter from the Secretary of Veterans Affairs, transmitting a draft of proposed legislation to authorize additional major medical facility construction projects for fiscal year 1994, at the Department of Veterans Affairs Medical Center, Sepulveda, CA, and to waive the congressional waiting period requirement for an administrative reorganization at such facility, pursuant to 31 U.S.C. 1110; to the Committee on Veterans's Affairs.

3008. A letter from the Chairman, Interstate Commerce Commission, transmitting the Commission's 107th annual report which summarizes its activities during fiscal year 1993, pursuant to Public Law 96-448, Section 217(c)(1) (94 Stat. 1925); jointly, to the Committees on Energy and Commerce and Public Works and Transportation.

3009. A letter from the Administrator, Panama Canal Commission, transmitting a draft of proposed legislation entitled, "Panama Canal Commission Authorization Act, fiscal year 1995"; jointly, to the Committees on Merchant Marine and Fisheries and the Judiciary.

3010. A letter from the Director of Central Intelligence, transmitting a draft of proposed legislation entitled, "Intelligence Authorization Act for fiscal year 1995," pursuant to 31 U.S.C. 1110; jointly, to the Permanent Select Committee on Intelligence and the Committees on Post Office and Civil Service, Armed Services, Banking, Finance and Urban Affairs, the Judiciary, Government Operations, and Foreign Affairs.

§135.6 HOUR OF MEETING

On motion of Mr. SCHUMER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 10 o'clock a.m. on Wednesday, April 20, 1994.

§135.7 TECHNICAL CORRECTIONS TO NATIVE AMERICANS' LAWS

Mr. RICHARDSON moved to suspend the rules and pass the bill of the Senate (S. 1654) to make certain technical corrections; as amended.

The SPEAKER pro tempore, Mr. MONTGOMERY recognized Mr. RICHARDSON and Mr. GRAMS, each for 20 minutes.

After debate,
The question being put, viva voce,
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MONTGOMERY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SOLOMON objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,
The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 414
Nays 2

Table with 3 columns: Member Name, Roll No. 116, YEAS-414. Lists members like Ackerman, Allard, Andrews (ME), etc.

Table with 3 columns: Member Name, Roll No. 116, YEAS-414. Lists members like Lightfoot, Linder, Lipinski, etc.

Table with 3 columns: Member Name, Roll No. 116, YEAS-414. Lists members like Royce, Abercrombie, Blackwell, etc.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said amendment.

35.9 H.R. 3813—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MONTGOMERY, pursuant to clause 5, rule I, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 3813) to es-

tablish a Middle East Development Initiative to provide development assistance to countries in the Middle East region for the purpose of promoting the peace process in that region; as amended.

The question being put,
Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas 416
affirmative Nays 0

Table with 3 columns: Member Name, Roll No. 117, YEAS-416. Lists members like Ackerman, Allard, Andrews (ME), etc.

Mazzoli	Pombo	Smith (TX)
McCandless	Pomeroy	Snowe
McCloskey	Porter	Solomon
McCollum	Portman	Spence
McCrery	Poshard	Spratt
McCurdy	Price (NC)	Stark
McDade	Pryce (OH)	Stearns
McDermott	Quillen	Stenholm
McHale	Rahall	Strickland
McHugh	Ramstad	Studds
McInnis	Rangel	Stump
McKeon	Ravenel	Stupak
McKinney	Reed	Sundquist
McMillan	Regula	Swett
McNulty	Reynolds	Swift
Meehan	Richardson	Synar
Meek	Ridge	Talent
Menendez	Roberts	Tanner
Meyers	Roemer	Tauzin
Mfume	Rogers	Taylor (MS)
Mica	Rohrabacher	Taylor (NC)
Michel	Ros-Lehtinen	Tejeda
Miller (CA)	Rose	Thomas (CA)
Miller (FL)	Rostenkowski	Thomas (WY)
Mineta	Roth	Thompson
Minge	Roukema	Thornton
Mink	Rowland	Thurman
Moakley	Royal-Allard	Torkildsen
Molinari	Royce	Torres
Mollohan	Rush	Torricelli
Montgomery	Sabo	Towns
Moorhead	Sangmeister	Trafficant
Moran	Santorum	Tucker
Morella	Sarpalius	Unsoeld
Murphy	Sawyer	Upton
Murtha	Saxton	Valentine
Myers	Schaefer	Velazquez
Nadler	Schenk	Vento
Neal (MA)	Schiff	Visclosky
Neal (NC)	Schroeder	Volkmer
Nussle	Schumer	Vucanovich
Oberstar	Scott	Walker
Obey	Sensenbrenner	Walsh
Olver	Serrano	Walters
Ortiz	Sharp	Watt
Orton	Shaw	Waxman
Owens	Shays	Weldon
Oxley	Shepherd	Wheat
Packard	Shuster	Williams
Pallone	Sisisky	Wilson
Parker	Skaggs	Wise
Pastor	Skeen	Wolf
Paxon	Skelton	Woolsey
Payne (NJ)	Slattery	Wyden
Penny	Slaughter	Yates
Peterson (MN)	Smith (IA)	Young (AK)
Petri	Smith (MI)	Young (FL)
Pickett	Smith (NJ)	Zeliff
Pickle	Smith (OR)	Zimmer

NOT VOTING—16

Abercrombie	Livingston	Stokes
Collins (IL)	Payne (VA)	Washington
Cox	Pelosi	Whitten
Fish	Peterson (FL)	Wynn
Gallo	Quinn	
Grandy	Sanders	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

35.11 S. CON. RES. 31—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MONTGOMERY, pursuant to clause 5, rule I, announced the further unfinished business to be the motion to suspend the rules and agree to the concurrent resolution of the Senate (S. Con. Res. 31) concerning the emancipation of the Iranian Baha'i community.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 414
Nays 0

35.12 [Roll No. 118]

YEAS—414

Ackerman	Dixon	Jefferson
Allard	Dooley	Johnson (CT)
Andrews (ME)	Doollittle	Johnson (GA)
Andrews (NJ)	Dornan	Johnson (SD)
Andrews (TX)	Dreier	Johnson, E. B.
Applegate	Duncan	Johnson, Sam
Archer	Dunn	Johnston
Army	Durbin	Kanjorski
Bacchus (FL)	Edwards (CA)	Kaptur
Bacchus (AL)	Edwards (TX)	Kasich
Baessler	Ehlers	Kennedy
Baker (LA)	Emerson	Kennelly
Ballenger	Engel	Kildee
Barca	English	Kim
Barcia	Eshoo	King
Barlow	Evans	Kingston
Barrett (NE)	Everett	Klein
Barrett (WI)	Ewing	Klink
Bartlett	Farr	Klug
Barton	Fawell	Knollenberg
Bateman	Fazio	Kolbe
Becerra	Fields (LA)	Kopetski
Bielson	Fields (TX)	Kreidler
Bentley	Filner	Kyl
Bereuter	Fingerhut	LaFalce
Bevill	Flake	Lambert
Bilbray	Foglietta	Lancaster
Bilirakis	Ford (MI)	Lantos
Bishop	Ford (TN)	LaRocco
Blackwell	Fowler	Laughlin
Bliley	Frank (MA)	Lazio
Blute	Franks (CT)	Leach
Boehlert	Franks (NJ)	Lehman
Boehner	Frost	Levin
Bonilla	Furse	Levy
Bonior	Gallegly	Lewis (CA)
Borski	Gejdenson	Lewis (FL)
Boucher	Gekas	Lewis (GA)
Brewster	Gephardt	Lightfoot
Brooks	Linder	Lipinski
Browder	Gibbons	Lloyd
Brown (FL)	Gilchrist	Long
Brown (OH)	Gillmor	Lowe
Bryant	Gilman	Machtley
Bunning	Gingrich	Maloney
Burton	Glickman	Mann
Buyer	Gonzalez	Manton
Byrne	Goodlatte	Manzullo
Callahan	Goodling	Margolies-
Calvert	Gordon	Mezvinsky
Camp	Goss	Markey
Candady	Grams	Martinez
Cantwell	Green	Matsui
Cardin	Greenwood	Mazzoli
Carr	Gunderson	McCandless
Castle	Gutierrez	McCloskey
Chapman	Hall (OH)	McCollum
Clay	Hall (TX)	McCrery
Clayton	Hamburg	McCurdy
Clement	Hamilton	McDade
Clinger	Hancock	McDermott
Clyburn	Hansen	McHale
Coble	Harman	McHugh
Coleman	Hastert	McInnis
Collins (GA)	Hastings	McKeon
Collins (MI)	Hayes	McKinney
Combust	Hefley	McMillan
Condit	Hefner	McNulty
Conyers	Herger	Meehan
Cooper	Hilliard	Meek
Coppersmith	Hinche	Menendez
Costello	Hoagland	Meyers
Coyne	Hobson	Mfume
Cramer	Hochbrueckner	Mica
Crane	Hoekstra	Michel
Crapo	Hoke	Miller (CA)
Cunningham	Holden	Miller (FL)
Danner	Horn	Mineta
Darden	Houghton	Minge
de la Garza	Hoyer	Mink
Deal	Huffington	Moakley
DeFazio	Hughes	Molinari
DeLauro	Hunter	Mollohan
DeLay	Hutchinson	Montgomery
Dellums	Hutto	Moorhead
Derrick	Hyde	Moran
Deutsch	Inglis	Morella
Diaz-Balart	Inhofe	Murphy
Dickey	Inslee	Murtha
Dicks	Istook	Myers
Dingell	Jacobs	

Nadler	Roukema	Swett
Neal (MA)	Rowland	Swift
Neal (NC)	Royal-Allard	Synar
Nussle	Royce	Talent
Oberstar	Rush	Tanner
Obey	Sabo	Tauzin
Olver	Sanders	Taylor (MS)
Ortiz	Sangmeister	Taylor (NC)
Orton	Santorum	Tejeda
Owens	Sarpalius	Thomas (CA)
Oxley	Sawyer	Thomas (WY)
Packard	Saxton	Thompson
Pallone	Schaefer	Thornton
Parker	Schenk	Thurman
Pastor	Schiff	Torkildsen
Paxon	Schroeder	Torres
Payne (NJ)	Schumer	Torricelli
Payne (VA)	Scott	Towns
Penny	Sensenbrenner	Trafficant
Peterson (MN)	Serrano	Tucker
Petri	Sharp	Unsoeld
Pickett	Shaw	Upton
Pickle	Shays	Valentine
Pombo	Shepherd	Velazquez
Pomeroy	Shuster	Vento
Porter	Sisisky	Visclosky
Portman	Skaggs	Volkmer
Poshard	Skeen	Vucanovich
Price (NC)	Skelton	Walker
Pryce (OH)	Slattery	Walsh
Quillen	Slaughter	Walters
Rahall	Smith (IA)	Watt
Ramstad	Smith (MI)	Waxman
Rangel	Smith (NJ)	Weldon
Ravenel	Smith (OR)	Wheat
Reed	Smith (TX)	Williams
Regula	Snowe	Wilson
Reynolds	Solomon	Wise
Richardson	Spence	Wolf
Ridge	Spratt	Woolsey
Roberts	Stark	Wyden
Roemer	Stearns	Yates
Rogers	Stenholm	Young (AK)
Rohrabacher	Strickland	Young (FL)
Ros-Lehtinen	Studds	Zeliff
Rose	Stump	Zimmer
Rostenkowski	Stupak	
Roth	Sundquist	

NOT VOTING—18

Abercrombie	Fish	Peterson (FL)
Baker (CA)	Gallo	Quinn
Berman	Grandy	Stokes
Brown (CA)	Kleccka	Washington
Collins (IL)	Livingston	Whitten
Cox	Pelosi	Wynn

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

35.13 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had passed without amendment a bill of the House of the following title:

H.R. 4066. An Act to suspend temporarily the duty on the personal effects of participants in, and certain other individuals associated with, the 1994 World Cup Soccer Games, the 1994 World Rowing Championships, the 1995 Special Olympics World Games, the 1996 Summer Olympics, and the 1996 Paralympics.

The message also announced that pursuant to Public Law 93-29, as amended by Public Laws 98-459 and 102-375, the Chair, on behalf of the President pro tempore, reappointed Rudolph Cleghorn of Oklahoma, reappointed to a 3-year term; and Stephen M. Farnham of Maine, reappointed to a 3-

year term; to the Federal Council on the Aging.

35.14 MODIFICATION IN APPOINTMENT OF CONFEREES—H.R. 2333

THE SPEAKER pro tempore, Mr. MONTGOMERY, by unanimous consent, and pursuant to clause 6 of rule X, announced the following modification in the appointment of conferees on (H.R. 2333) to authorize appropriations for the Department of State, the United States Information Agency and related agencies, to authorize appropriations for foreign assistance programs, and for other purposes; in the second panel from the Committee on Foreign Affairs, Mr. DIAZ-BALART is appointed in lieu of Mr. ROTH only for consideration of section 755 of the Senate amendment.

Ordered, That the Clerk notify the Senate thereof.

35.15 CRIME CONTROL

THE SPEAKER pro tempore, Mr. MONTGOMERY, pursuant to House Resolution 401 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 4092) to control and prevent crime.

Mr. TORRICELLI, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

35.16 RECORDED VOTE

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

Page 91, strike line 15 and all that follows through line 16 on page 106.

It was decided in the affirmative { Yeas 270 Nays 159

35.17 [Roll No. 119] AYES—270

- Allard Canady Emerson
Andrews (NJ) Cantwell English
Archer Carr Everett
Armye Castle Ewing
Bacchus (FL) Chapman Fawell
Bachus (AL) Clement Fazio
Baesler Clinger Fields (TX)
Baker (CA) Coble Fingerhut
Baker (LA) Collins (GA) Fowler
Ballenger Combest Franks (CT)
Barca Condit Franks (NJ)
Barcia Cooper Gallegly
Barrett (NE) Coppersmith Gekas
Bartlett Costello Geren
Barton Cox Gilchrist
Bateman Cramer Gillmor
Bentley Crane Gilman
Bereuter Crapo Gingrich
Bevill Cunningham Glickman
Bilirakis Danner Goodlatte
Bliley Darden Goodling
Blute de la Garza Gordon
Boehlert Deal Goss
Boehner DeLay Grams
Bonilla Deutsch Green
Borski Diaz-Balart Greenwood
Brewster Dickey Gunderson
Browder Dicks Hall (TX)
Brown (OH) Dooley Hamilton
Bunning Doolittle Hancock
Burton Dornan Hansen
Buyer Dreier Harman
Byrne Duncan Hastert
Callahan Dunn Hayes
Calvert Edwards (TX) Hefley
Camp Ehlers Herger

- Hobson McHale Sangmeister
Hoekstra Santorum
Hoke McHugh
Holden McInnis
Horn McKeon
Houghton McMillan
Huffington McNulty
Hunter Meyers
Hutchinson Mica
Hutto Michel
Hyde Miller (FL)
Inglis Minge
Inhofe Molinari
Inslee Montgomery
Istook Moorhead
Johnson (CT) Moran
Johnson (GA) Morella
Johnson (SD) Murtha
Johnson (Sam) Myers
Kanjorski Neal (NC)
Kaptur Nussle
Kasich Ortiz
Kim Orton
King Oxley
Kingston Packard
Klein Parker
Klink Pastor
Klug Payne (VA)
Knollenberg Penny
Kolbe Peterson (MN)
Kreidler Petri
Kyl Pickett
Lambert Pombo
Lancaster Pomeroy
LaRocco Porter
Lazio Portman
Leach Poshard
Lehman Pryce (OH)
Levy Quillen
Lewis (CA) Quinn
Lewis (FL) Ramstad
Lightfoot Ravenel
Linder Regula
Lipinski Richardson
Lloyd Ridge
Long Roberts
Machtley Roemer
Manzullo Rogers
Martinez Rohrabacher
McCandless Ros-Lehtinen
McCollum Roth
McCreery Roukema
McCurdy Rowland
McDade Royce

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- Abercrombie Ford (MI)
Ackerman Ford (TN)
Andrews (ME) Frank (MA)
Andrews (TX) Frost
Applegate Furse
Barlow Gejdenson
Barrett (WI) Gephardt
Becerra Gibbons
Beilenson Gonzalez
Berman Gutierrez
Bilbray Hall (OH)
Bishop Hamburg
Blackwell Hastings
Bonior Hefner
Boucher Hilliard
Brooks Hinchey
Brown (CA) Hoagland
Brown (FL) Hochbruckner
Bryant Hoyer
Cardin Hughes
Clay Jacobs
Clayton Jefferson
Clyburn Johnson, E. B.
Coleman Johnston
Collins (MI) Kennedy
Conyers Kennelly
Coyne Kildee
de Lugo (VI) Kleczka
DeFazio Kopetski
DeLauro LaFalce
Dellums Lantos
Derrick Laughlin
Dingell Levin
Dixon Lewis (GA)
Durbin Lowey
Edwards (CA) Maloney
Engel Mann
Eshoo Manton
Evans Margolies-
Farr Mezvinsky
Fields (LA) Markey
Filner Matsui
Flake Mazzoli
Foglietta McCloskey

- Sangmeister
Santorum
Sarpalius
Saxton
Schaefer
Schenk
Schiff
Sensenbrenner
Shaw
Shays
Shepherd
Shuster
Sisisky
Skeen
Skelton
Slattery
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Snowe
Solomon
Spence
Spratt
Stearns
Stenholm
Stump
Stupak
Sundquist
Talent
Tanner
Tauzin
Taylor (MS)
Taylor (NC)
Tejeda
Thomas (CA)
Thomas (WY)
Thurman
Torkildsen
Trafigant
Upton
Valentine
Volkmer
Vucanovich
Walker
Walsh
Weldon
Williams
Wolf
Wyden
Young (AK)
Young (FL)
Zeliff
Zimmer

- Stokes
Strickland
Studds
Swett
Swift
Synar
Thompson
Thornton
Torres
Toricelli
Towns
Tucker
Underwood (GU)
Unsoeld
Velazquez
Vento
Viscosky
Washington
Waters
Watt
Waxman
Wheat
Whitten
Wilson
Wise
Woolsey
Wynn
Yates

NOT VOTING—8

- Collins (IL) Gallo Romero-Barcelo
Faleomavaega Grandy (PR)
(AS) Livingston
Fish Peterson (FL)

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

35.18 RECORDED VOTE

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

TITLE VIII—HABEAS CORPUS REFORM SEC. 801. FILING DEADLINES.

Section 2254 of title 28, United States Code, is amended by adding at the end the following:

“(g)(1) In the case of an applicant under sentence of death, any application for habeas corpus relief under this section must be filed in the appropriate district court not later than 1 year after—

“(A) the date of denial of a writ of certiorari, if a petition for a writ of certiorari to the highest court of the State on direct appeal or unitary review of the conviction and sentence is filed, within the time limits established by law, in the Supreme Court;

“(B) the date of issuance of the mandate of the highest court of the State on direct appeal or unitary review of the conviction and sentence, if a petition for a writ of certiorari is not filed, within the time limits established by law, in the Supreme Court; or

“(C) the date of issuance of the mandate of the Supreme Court, if on a petition for a writ of certiorari the Supreme Court grants the writ and disposes of the case in a manner that leaves the capital sentence undisturbed.

“(2) The time requirements established by this section shall be tolled—

“(A) during any period in which the State has failed to provide counsel as required in section 2257 of this chapter;

“(B) during the period from the date the applicant files an application for State postconviction relief until final disposition of the application by the State appellate courts, if all filing deadlines are met; and

“(C) during an additional period not to exceed 90 days, if counsel moves for an extension in the district court that would have jurisdiction of a habeas corpus application and makes a showing of good cause.”.

SEC. 802. STAYS OF EXECUTION IN CAPITAL CASES.

Section 2251 of title 28, United States Code, is amended—

(1) by inserting “(a)(1)” before the first paragraph;

(2) by inserting “(2)” before the second paragraph; and

(3) by adding at the end the following:

“(b) In the case of an individual under sentence of death, a warrant or order setting an execution shall be stayed upon application to any court that would have jurisdiction over an application for habeas corpus under this chapter. The stay shall be contingent upon reasonable diligence by the individual in pursuing relief with respect to such sentence and shall expire it—

“(1) the individual fails to apply for relief under this chapter within the time requirements established by section 2254(g) of this chapter;

“(2) upon completion of district court and court of appeals review under section 2254 of this chapter, the application is denied and—

“(A) the time for filing a petition for a writ of certiorari expires before a petition is filed;

“(B) a timely petition for a writ of certiorari is filed and the Supreme Court denies the petition; or

“(C) a timely petition for certiorari is filed and, upon consideration of the case, the Supreme Court disposes of it in a manner that leaves the capital sentence undisturbed; or

“(3) before a court of competent jurisdiction, in the presence of counsel qualified under section 2257 of this chapter and after being advised of the consequences of the decision, an individual waives the right to pursue relief under this chapter.”.

SEC. 803. LAW APPLICABLE.

(a) IN GENERAL.—Chapter 153 of title 28, United States Code, is amended by adding at the end the following:

“§ 2256. Law applicable

“In an action under this chapter, the court shall not apply a new rule. As used in this section, the term ‘new rule’ means a clear break from precedent, announced by the Supreme Court of the United States, that could not reasonably have been anticipated at the time the claimant’s sentence became final in State court. A rule is not ‘new’ merely because it was not dictated or compelled by the precedents existing at that time or because, at that time, it was susceptible to debate among reasonable minds.”.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 153 of title 28, United States Code, is amended by adding at the end the following new item:

“2256. Law applicable.”.

SEC. 804. COUNSEL IN CAPITAL CASES; STATE COURT.

(a) IN GENERAL.—Chapter 153 of title 28, United States Code, is amended by adding after the section added by section 803 the following:

§ 2257. Counsel in capital cases; State court

“(a) Notwithstanding section 2254(d) of this chapter, the court in an action under this chapter shall neither presume a finding of fact made in a State court proceeding specified in subsection (b)(1) of this section to be correct nor decline to consider a claim on the ground that it was not raised in such a proceeding at the time or in the manner prescribed by State law, unless—

“(1) the relevant State maintains a mechanism for providing legal services to indigents in capital cases that meets the specifications in subsection (b) of this section;

“(2) if the applicant in the instant case was eligible for the appointment of counsel and did not waive such an appointment, the State actually appointed an attorney or attorneys to represent the applicant in the State proceeding in which the finding of fact was made or the default occurred; and

“(3) the attorney or attorneys so appointed substantially met both the qualification standards specified in subsection (b)(3)(A) or (b)(4) of this section and the performance standards established by the appointing authority.

“(b) A mechanism for providing legal services to indigents within the meaning of subsection (a)(1) of this section shall include the following elements:

“(1) The State shall provide legal services to—

“(A) indigents charged with offenses for which capital punishment is sought;

“(B) indigents who have been sentenced to death and who seek appellate, collateral, or unitary review in State court; and

“(C) indigents who have been sentenced to death and who seek certiorari review of

State court judgments in the United States Supreme Court.

“(2) The State shall establish a counsel authority, which shall be—

“(A) a statewide defender organization;

“(B) a resource center; or

“(C) a counsel authority appointed by the highest State court having jurisdiction over criminal matters, consisting of members of the bar with substantial experience in, or commitment to, the representation of criminal defendants in capital cases, and comprised of a balanced representation from each segment of the State’s criminal defense bar.

“(3) The counsel authority shall—

“(A) publish a roster of attorneys qualified to be appointed in capital cases, procedures by which attorneys are appointed, and standards governing qualifications and performance of counsel, which shall include—

“(i) knowledge and understanding of pertinent legal authorities regarding issues in capital cases; and

“(ii) skills in the conduct of negotiations and litigation in capital cases, the investigation of capital cases and the psychiatric history and current condition of capital clients, and the preparation and writing of legal papers in capital cases;

“(B) monitor the performance of attorneys appointed and delete from the roster any attorney who fails to meet qualification and performance standards; and

“(C) appoint a defense team, which shall include at least 2 attorneys, to represent a client at the relevant stage of proceedings, within 30 days after receiving notice of the need for the appointment from the relevant State court.

“(4) An attorney who is not listed on the roster shall be appointed only on the request of the client concerned and in circumstances in which the attorney requested is able to provide the client with quality legal representation.

“(5) No counsel appointed pursuant to this section to represent a prisoner in State postconviction proceedings shall have previously represented the prisoner at trial or on direct appeal in the case for which the appointment is made, unless the prisoner and counsel expressly request continued representation.

“(6) The ineffectiveness or incompetence of counsel appointed pursuant to this section during State or Federal postconviction proceedings shall not be a ground for relief in a proceeding arising under section 2254 of this title. This limitation shall not preclude the appointment of different counsel at any phase of State or Federal postconviction proceedings.

“(7) Upon receipt of notice from the counsel authority that an individual entitled to the appointment of counsel under this section has declined to accept such an appointment, the court requesting the appointment shall conduct, or cause to be conducted, a hearing, at which the individual and counsel proposed to be appointed under this section shall be present, to determine the individual’s competency to decline the appointment, and whether the individual has knowingly and intelligently declined it.

“(8) Attorneys appointed pursuant to this section shall be compensated on an hourly basis pursuant to a schedule of hourly rates as periodically established by the counsel authority after consultation with the highest State court with jurisdiction over criminal matters. Appointed counsel shall be reimbursed for expenses reasonably incurred in representing the client, including the costs of law clerks, paralegals, investigators, experts, or other support services.

“(9) Support services for staff attorneys of a defender organization or resource center shall be equal to the services listed in paragraph (8).

“(10) This section shall take effect one year after the date of the enactment of this section.”.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 153 of title 28, United States Code, is amended by adding after the item added by section 803 the following new item:

“2257. Counsel in capital cases; State court.”.

SEC. 805. SUCCESSIVE FEDERAL PETITIONS.

Section 2244(b) of title 28, United States Code, is amended—

(1) by inserting “(1)” after “(b)”;

(2) by inserting “, in the case of an applicant not under sentence of death,” after “When”; and

(3) by adding at the end the following:

“(2) In the case of an applicant under sentence of death, a claim presented in a second or successive application, that was not presented in a prior application under this chapter, shall be dismissed unless—

“(A) the applicant shows that—

“(i) the basis of the claim could not have been discovered by the exercise of reasonable diligence before the applicant filed the prior application; or

“(ii) the failure to raise the claim in the prior application was due to action by State officials in violation of the Constitution of the United States; and

“(B) the facts underlying the claim would be sufficient, if proven, to undermine the court’s confidence in the applicant’s guilt of the offense or offenses for which the capital sentence was imposed, or in the applicant’s legal eligibility for that sentence.”.

SEC. 806. CERTIFICATES OF PROBABLE CAUSE.

The third paragraph of section 2253, of title 28, United States Code, is amended to read as follows:

“An appeal may not be taken to the court of appeals from the final order in a habeas corpus proceeding where the detention complained of arises out of process issued by a State court, unless the justice or judge who rendered the order or a circuit justice or judge issues a certificate of probable cause. However, an applicant under sentence of death shall have a right of appeal without a certification of probable cause, except after denial of a second or successive application.”.

SEC. 807. DUTIES OF THE DISTRICT COURT.

Section 2254(a) of title 28, United States Code, is amended by adding at the end the following:

“In adjudicating the merits of any such ground, the court shall exercise independent judgment in ascertaining the pertinent Federal legal standards and in applying those standards to the facts and shall not defer to a previous State court judgment regarding a Federal legal standard or its application. Upon request, the court shall permit the parties to present evidence regarding material facts that were not adequately developed in State court. The court shall award relief with respect to any meritorious constitutional ground, unless, in the case of a violation that can be harmless, the respondent shows that the error was harmless beyond a reasonable doubt.”.

SEC. 808. CLAIMS OF INNOCENCE.

(a) IN GENERAL.—Chapter 153 of title 28, United States Code, is amended by adding after the provision added by section 804 of this title the following:

“§ 2258. Claims of innocence

“(a) At any time, and notwithstanding any other provision of law, a district court shall issue habeas corpus relief on behalf of an applicant under sentence of death, imposed either in Federal or in State court, who offers credible newly discovered evidence which, had it been presented to the trier of fact or

NOES—246

Table listing names of representatives with NOES—246, including Abercrombie, Ackerman, Andrews (ME), Andrews (NJ), Andrews (TX), Applegate, Bacchus (FL), Baesler, Barca, Barlow, Barrett (WI), Becerra, Beilenson, Berman, Bevil, Bilbray, Bishop, Blackwell, Bonior, Borski, Boucher, Brewster, Brooks, Browder, Brown (CA), Brown (FL), Brown (OH), Bryant, Byrne, Cantwell, Cardin, Carr, Chapman, Clay, Clayton, Clement, Clyburn, Coleman, Collins (MI), Condit, Conyers, Coppersmith, Costello, Coyne, Cramer, Danner, Darden, de la Garza, de Lugo (VI), DeFazio, DeLauro, Dellums, Derrick, Deutsch, Dicks, Dingell, Dixon, Dooley, Durbin, Edwards (CA), Edwards (TX), Engel, English, Eshoo, Evans, Farr, Fazio, Fields (LA), Filner, Fingerhut, Flake, Foglietta, Ford (MI), Ford (TN), Frost, Furse, Gejdenson, Gephardt, Geren, Gibbons, Glickman, Gonzalez, Gordon, Green, Gutierrez, Hall (OH), Hamburg, Hamilton, Harman, Hastings, Hayes, Hefner, Hilliard, Hinchey, Hoagland, Hochbrueckner, Holden, Hoyer, Hughes, Insole, Jacobs, Jefferson, Johnson (GA), Johnson (SD), Johnson, E. B., Johnston, Kanjorski, Kaptur, Kennedy, Kennelly, Kildee, Kleczka, Klein, Klink, Kopetski, Kreidler, LaFalce, Lambert, Lantos, LaRocco, Laughlin, Lehman, Levin, Lewis (GA), Lloyd, Long, Lowey, Maloney, Mann, Manton, Margolies-Mezvinsky, Markey, Martinez, Matsui, Mazzoli, McCloskey, McCurdy, McDermott, McHale, McKinney, McNulty, Meehan, Meek, Menendez, Miller (CA), Mineta, Minge, Mink, Moakley, Mollohan, Montgomery, Moran, Murphy, Murtha, Nadler, Neal (MA), Neal (NC), Norton (DC), Oberstar, Obey, Olver, Ortiz, Orton, Owens, Pallone, Parker, Pastor, Payne (NJ), Payne (VA), Pelosi, Penny, Peterson (MN), Pickett, Pickle, Pomeroy, Price (NC), Rahall, Rangel, Reed, Reynolds, Richardson, Roemer, Romero-Barcelo (PR), Rose, Rostenkowski, Rowland, Roybal-Allard, Rush, Sabo, Sanders, Sangmeister, Sarpalius, Sawyer, Schenk, Schroeder, Schumer, Scott, Serrano, Sharp, Shepherd, Sisisky, Skaggs, Skelton, Slattery, Slaughter, Smith (IA), Spratt, Stark, Stenholm, Stokes, Strickland, Studds, Stupak, Sweet, Synar, Tauzin, Tejada, Thompson, Thornton, Thurman, Torres, Torricelli, Calvert, Camp, Canady, Cantwell, Cardin, Carr, Castle, Chapman, Clement, Clinger, Coble, Coleman, Collins (GA), Combust, Condit, Cooper, Costello, Cox, Cramer, Crane, Crapo, Cunningham, Danner, Darden, de la Garza, de Lugo (VI), Deal, DeLay, Deutsch, Diaz-Balart, Dickey, Dicks, Dooley, Doolittle, Dornan, Dreier, Duncan, Dunn, Leach, Lehman, Edwards (TX), Ehlers, Emerson, Engel, English, Everett, Ewing, Fawell, Fields (TX), Fingerhut, Fowler, Franks (CT), Franks (NJ), Frost, Gallegly, Gekas, Geren, Gibbons, Gilchrest, Gillmor, Gilman, Gingrich, Goodlatte, Goodling, Gordon, Goss, Grams, Green, Greenwood, Gunderson, Bonilla, Hall (OH), Hall (TX), Hamilton, Hancock, Hansen, Harman, Hastert, Hayes, Hefley, Hefner, Herger, Hoagland, Hobson, Hochbrueckner, Hoekstra, Hoke, Holden, Horn, Houghton, Hoyer, Huffington, Hunter, Hutchinson, Hutto, Hyde, Inglis, Inhofe, Inslee, Istook, Johnson (CT), Johnson (GA), Johnson (SD), Johnson, Sam, Kaptur, Kasich, Kim, King, Kingston, Klink, Klug, Knollenberg, Kolbe, Kreidler, Kyl, Lambert, Lancaster, Lantos, LaRocco, Lazio, Leach, Lehman, Levy, Lewis (CA), Lewis (FL), Lightfoot, Linder, Lipinski, Livingston, Lloyd, Long, Machtley, Manton, Manzullo, Margolies-Mezvinsky, Martinez, McCandless, McCloskey, McCollum, McCrery, McCurdy, McDade, McHale, McHugh, McInnis, McKeon, McMillan, Menendez, Meyers, Mica, Michel, Miller (FL), Minge, Molinari, Mollohan, Montgomery, Moorhead, Moran, Morella, Murphy, Murtha, Myers, Nussle, Ortiz, Orton, Oxley, Packard, Pallone, Parker, Pastor, Paxon, Payne (VA), Penny, Peterson (MN), Petri, Pickett, Pombo, Pomeroy, Porter, Portman, Poshard, Price (NC), Pryce (OH), Quillen, Quinn, Rahall, Ramstad, Ravenel, Regula, Reynolds, Richardson, Ridge, Roberts, Roemer, Rogers, Romero-Barcelo (PR), Ros-Lehtinen, Rostenkowski, Roth, Roukema, Rowland, Royce, Sangmeister, Santorum, Sarpalius, Saxton, Schaefer, Schenk, Schiff, Sensenbrenner, Shaw, Shays, Shepherd, Shuster, Sisisky, Skeen, Skelton, Smith (MI), Smith (NJ), Smith (OR), Smith (TX), Snowe, Solomon, Spence, Spratt, Stearns, Stenholm, Strickland, Stump, Stupak, Sundquist, Swett, Talent, Tanner, Tauzin, Taylor (MS), Taylor (NC), Tejada, Thomas (CA), Thomas (WY), Thornton, Thurman, Torildsen, Torres, Torricelli, Traficant, Upton, Valentine, Volkmer, Vucanovich, Walker, Walsh, Weldon, Wheat, Whitten, Wilson, Wise, Wolf, Wyden, Young (AK), Young (FL), Zeliff, Zimmer

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 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 serious drug offenses, or any combination of such felonies and offenses."

It was decided in the affirmative { Yeas 303 Nays 126

35.23 [Roll No. 122] AYES—303

Table listing names of representatives with 35.23, including Abercrombie, Ackerman, Allard, Andrews (NJ), Andrews (TX), Archer, Army, Bacchus (FL), Bachus (AL), Baesler, Baker (CA), Baker (LA), Ballenger, Barca, Barcia, Barlow, Barrett (NE), Bartlett, Barton, Bateman, Bentley, Bereuter, Bevil, Bilbray, Bilirakis, Bishop, Biiley, Blute, Boehlert, Boehner, Bonilla, Borski, Boucher, Brewster, Browder, Brown (OH), Bryant, Bunning, Burton, Buyer, Byrne, Callahan, Callvert, Camp, Canady, Cantwell, Cardin, Carr, Castle, Chapman, Clement, Clinger, Coble, Coleman, Collins (GA), Combust, Condit, Cooper, Costello, Cox, Cramer, Crane, Crapo, Cunningham, Danner, Darden, de la Garza, de Lugo (VI), Deal, DeLay, Deutsch, Diaz-Balart, Dickey, Dicks, Dooley, Doolittle, Dornan, Dreier, Duncan, Dunn, Leach, Lehman, Edwards (TX), Ehlers, Emerson, Engel, English, Everett, Ewing, Fawell, Fields (TX), Fingerhut, Fowler, Franks (CT), Franks (NJ), Frost, Gallegly, Gekas, Geren, Gibbons, Gilchrest, Gillmor, Gilman, Gingrich, Goodlatte, Goodling, Gordon, Goss, Grams, Green, Greenwood, Gunderson, Bonilla, Hall (OH), Hall (TX), Hamilton, Hancock, Hansen, Harman, Hastert, Hayes, Hefley, Hefner, Herger, Hoagland, Hobson, Hochbrueckner, Hoekstra, Hoke, Holden, Horn, Houghton, Hoyer, Huffington, Hunter, Hutchinson, Hutto, Hyde, Inglis, Inhofe, Inslee, Istook, Johnson (CT), Johnson (GA), Johnson (SD), Johnson, Sam, Kaptur, Kasich, Kim, King, Kingston, Klink, Klug, Knollenberg, Kolbe, Kreidler, Kyl, Lambert, Lancaster, Lantos, LaRocco, Lazio, Leach, Lehman, Levy, Lewis (CA), Lewis (FL), Lightfoot, Linder, Lipinski, Livingston, Lloyd, Long, Machtley, Manton, Manzullo, Margolies-Mezvinsky, Martinez, McCandless, McCloskey, McCollum, McCrery, McCurdy, McDade, McHale, McHugh, McInnis, McKeon, McMillan, Menendez, Meyers, Mica, Michel, Miller (FL), Minge, Molinari, Mollohan, Montgomery, Moorhead, Moran, Morella, Murphy, Murtha, Myers, Nussle, Ortiz, Orton, Oxley, Packard, Pallone, Parker, Pastor, Paxon, Payne (VA), Penny, Peterson (MN), Petri, Pickett, Pombo, Pomeroy, Porter, Portman, Poshard, Price (NC), Pryce (OH), Quillen, Quinn, Rahall, Ramstad, Ravenel, Regula, Reynolds, Richardson, Ridge, Roberts, Roemer, Rogers, Romero-Barcelo (PR), Ros-Lehtinen, Rostenkowski, Roth, Roukema, Rowland, Royce, Sangmeister, Santorum, Sarpalius, Saxton, Schaefer, Schenk, Schiff, Sensenbrenner, Shaw, Shays, Shepherd, Shuster, Sisisky, Skeen, Skelton, Smith (MI), Smith (NJ), Smith (OR), Smith (TX), Snowe, Solomon, Spence, Spratt, Stearns, Stenholm, Strickland, Stump, Stupak, Sundquist, Swett, Talent, Tanner, Tauzin, Taylor (MS), Taylor (NC), Tejada, Thomas (CA), Thomas (WY), Thornton, Thurman, Torildsen, Torres, Torricelli, Traficant, Upton, Valentine, Volkmer, Vucanovich, Walker, Walsh, Weldon, Wheat, Whitten, Wilson, Wise, Wolf, Wyden, Young (AK), Young (FL), Zeliff, Zimmer

Table listing names of representatives with NOES—126, including Andrews (ME), Applegate, Barrett (WI), Becerra, Beilenson, Berman, Blackwell, Bonior, Brooks, Brown (CA), Brown (FL), Brown (OH), Bryant, Byrne, Cantwell, Cardin, Carr, Chapman, Clay, Clayton, Clement, Clyburn, Collins (MI), Conyers, Coppersmith, Coyne, DeFazio, DeLauro, Dellums, Derrick, Dingell, Dixon, Edwards (CA), Eshoo, Evans, Farr, Fazio, Fields (LA), Filner, Flake, Foglietta, Ford (MI), Ford (TN), Frank (MA), Furse, Gejdenson, Gephardt, Glickman, Gonzalez, Gutierrez, Hamburg, Hastings, Hilliard, Hinchey, Hughes, Jacobs, Jefferson, Johnson, E. B., Johnston, Kanjorski, Kennedy, Kennelly, Kildee, Kleczka, Klein, Kopetski, LaFalce, Laughlin, Levin, Lewis (GA), Lowey, Maloney, Mann, Markey, Matsui, Mazzoli, McDermott, McKinney, McNulty, Meehan, Meek, Mfume, Miller (CA), Mineta, Mink, Moakley, Nadler, Neal (MA), Neal (NC), Norton (DC), Oberstar, Obey, Olver, Owens, Payne (NJ), Pelosi, Pickle, Rangel, Reed, Rohrabacher, Roybal-Allard, Rush, Sabo, Sanders, Sawyer, Schroeder, Schumer, Scott, Serrano, Sharp, Skaggs, Slattery, Slaughter, Smith (IA), Stark, Stokes, Studds, Swift, Synar, Thompson, Towns, Tucker, Underwood (GU), Velazquez, Vento, Visclosky, Waters, Watt, Waxman, Williams, Woolsey, Wynn, Yates

NOES—126

Table listing names of representatives with NOT VOTING—8, including Collins (IL), Faleomavaega (AS), Fish, Gallo, Grandy, Peterson (FL), Rose, 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 negative { Yeas 180 Nays 245

35.25 [Roll No. 123] AYES—180

Table listing names of representatives with 35.25, including Archer, Army, 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

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

Canady
Castile
Clinger
Coble
Collins (GA)
Combest
Cox
Crane
Crapo
Cunningham
Deal
DeLay
Diaz-Balart
Dickey
Doolittle
Dornan
Dreier
Duncan
Dunn
Ehlers
Emerson
Everett
Ewing
Fawell
Fields (TX)
Fowler
Franks (CT)
Franks (NJ)
Gallegly
Gekas
Gilchrist
Gillmor
Gilman
Gingrich
Goodlatte
Goodling
Goss
Grams
Greenwood
Gunderson
Hancock
Hansen
Hastert
Hefley
Heger
Hobson
Hoekstra
Hoke
Horn
Houghton
Huffington
Hunter
Hutchinson
Hutto
Hyde
Inglis
Inhofe
Istook
Johnson (CT)
Johnson, Sam
Kasich
Kim
King
Kingston
Klug
Knollenberg
Kolbe
Kyl
Lancaster
Lazio
Leach
Levy
Lewis (CA)
Lewis (FL)
Lightfoot
Linder
Livingston
Machtley
Manzullo
McCandless
McCollum
McCrery
McDade
McHugh
McInnis
McKeon
McMillan
Meyers
Mica
Michel
Miller (FL)
Molinari
Moorhead
Morella
Myers
Nussle
Oxley
Packard
Paxon
Penny
Petri
Pombo
Porter
Portman
Pryce (OH)
Quillen
Quinn
Ramstad
Ravenel
Regula
Ridge
Roberts
Rogers
Rohrabacher
Ros-Lehtinen
Roth
Roukema
Royce
Santorum
Saxton
Schaefer
Schiff
Sensenbrenner
Shaw
Shays
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

Mazzoli
McCloskey
McCurdy
McDermott
McHale
McKinney
McNulty
Meehan
Meek
Menendez
Mfume
Miller (CA)
Mineta
Minge
Mink
Moakley
Mollohan
Montgomery
Moran
Murphy
Murtha
Nadler
Neal (MA)
Norton (DC)
Oberstar
Obey
Olver
Ortiz
Orton
Owens
Pallone
Parker
Pastor
Payne (NJ)
Payne (VA)
Pelosi
Peterson (MN)
Pickett
Pickle
Pomero
Posher
Price (NC)
Rahall
Rangel
Reed
Reynolds
Richardson
Roemer
Romero-Barcelo
(PR)
Rose
Rostenkowski
Rowland
Roybal-Allard
Rush
Sabo
Sanders
Sangmeister
Sarpalius
Sawyer
Schenk
Schroeder
Schumer
Scott
Serrano
Sharp
Shepherd
Sisisky
Skaggs
Skelton
Slattery
Slaughter
Smith (IA)
Spratt

Stark
Stenholm
Stokes
Strickland
Studds
Sweet
Swift
Synar
Tanner
Tauzin
Tejeda
Thompson
Thornton
Thurman
Torres
Torrice
Towns
Tucker
Underwood (GU)
Unsoeld
Velazquez
Vento
Visclosky
Volkmr
Waters
Watt
Waxman
Wheat
Whitten
Wilson
Wise
Wooley
Wyden
Wynn
Yates

NOT VOTING—12

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

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 include—

(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;

(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.

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

NOES—245

(4) CARRY OVER OF APPROPRIATIONS.—Any funds appropriated but not expended as provided by this section during any fiscal year shall be carried over and will be made available until expended.

SEC. DEFINITIONS.

For purposes of this title—

(1) the term "violent crime" means—

(A) a felony offense that has an element the use, attempted use, or threatened use of physical force against the person of another, or

(B) any other offense that is a felony and that, by its nature, involves substantial risk that physical force against the person of another may be used in the course of committing the offense.;

(2) the term "serious drug offender" has the same meaning as that is used in section 924(e)(2)(A) of title 18, United States Code;

(3) the term "State" means any of the United States and the District of Columbia;

(4) the term "convicted" means convicted and sentenced to a term in a State corrections institution or a period of formal probation; and

(5) the term "Part I violent crimes" means murder, rape, robbery, and aggravated assault as those offenses are reported to the Federal Bureau of Investigation for purposes of the Uniform Crime Reports.

It was decided in the affirmative Yeas 377 Nays 50

35.27 [Roll No. 124] AYES—377

Table with 3 columns: Name, Roll No. 124, and AYES-377. Lists names of representatives such as Abercrombie, Ackerman, Allard, etc.

Table with 3 columns: Name, Roll No. 124, and AYES-377. Lists names of representatives such as Johnson, E. B., Johnson, Sam, Johnston, etc.

NOES—50

Table with 3 columns: Name, Roll No. 124, and NOES-50. Lists names of representatives such as Becerra, Lewis (GA), Blackwell, etc.

Table with 3 columns: Name, Roll No. 124, and AYES-377. Lists names of representatives such as Sensenbrenner, Sharp, Shaw, etc.

NOT VOTING—10

Table with 3 columns: Name, Roll No. 124, and NOT VOTING-10. Lists names of representatives such as Andrews (NJ), Fish, Collins (IL), etc.

35.28 RECORDED VOTE

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

Page 33, strike line 14 and all that follows through line 3 on page 34.

It was decided in the affirmative Yeas 205 negative 216

35.29 [Roll No. 125] AYES—205

Table with 3 columns: Name, Roll No. 125, and AYES-205. Lists names of representatives such as Allard, Gordon, Payne (VA), etc.

NOES—216

Table with 3 columns: Name, Roll No. 125, and NOES-216. Lists names of representatives such as Abercrombie, Bilbray, Cardin, etc.

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

Danner	Kildee	Poshard
de la Garza	Klein	Price (NC)
de Lugo (VI)	Klink	Rahall
Deal	Kopetski	Reed
DeFazio	Kreidler	Reynolds
DeLauro	LaFalce	Romero-Barcelo
Dellums	Lambert	(PR)
Derrick	Lancaster	Rostenkowski
Dicks	Lantos	Roybal-Allard
Dingell	LaRocco	Rush
Dixon	Laughlin	Sabo
Durbin	Levin	Sanders
Edwards (CA)	Lewis (GA)	Sangmeister
Edwards (TX)	Lipinski	Sarpalius
Ehlers	Long	Sawyer
Engel	Lowe	Schenk
English	Maloney	Schroeder
Eshoo	Mann	Schumer
Evans	Manton	Scott
Farr	Margolies-	Serrano
Fazio	Mezvinsky	Shepherd
Fields (LA)	Markey	Slattery
Filner	Martinez	Slaughter
Fingerhut	Matsui	Smith (IA)
Flake	Mazzoli	Spratt
Foglietta	McCloskey	Stokes
Frank (MA)	McCurdy	Strickland
Frost	McDermott	Studds
Furse	McHale	Stupak
Gejdenson	McKinney	Swift
Gephardt	McNulty	Synar
Gilman	Meehan	Thompson
Glickman	Meeke	Thornton
Gonzalez	Menendez	Torres
Green	Mfume	Torricelli
Greenwood	Miller (CA)	Towns
Gutierrez	Mineta	Trafficant
Hall (OH)	Minge	Tucker
Hamburg	Mink	Underwood (GU)
Hamilton	Moakley	Unsoeld
Harman	Mollohan	Upton
Hastings	Montgomery	Velazquez
Hefner	Morella	Vento
Hilliard	Murtha	Visclosky
Hinchee	Nadler	Volkmer
Hoagland	Neal (MA)	Washington
Hochbrueckner	Neal (NC)	Waters
Horn	Norton (DC)	Watt
Hoyer	Oberstar	Waxman
Hughes	Obey	Wheat
Inslee	Olver	Whitten
Jacobs	Owens	Williams
Jefferson	Pallone	Wilson
Johnson (GA)	Parker	Wise
Johnson (SD)	Pastor	Wolf
Johnson, E. B.	Payne (NJ)	Woolsey
Johnston	Pelosi	Wyden
Kanjorski	Penny	Wynn
Kennedy	Pickett	Yates
Kennelly	Pomeroy	

NOT VOTING—16

Andrews (NJ)	Ford (MI)	Peterson (FL)
Brewster	Franks (NJ)	Rangel
Collins (IL)	Gallo	Rose
Faleomavaega	Grandy	Sharp
(AS)	Kaptur	Stark
Fish	Linder	

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

35.30 RECORDED VOTE

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

Substitute amendment submitted by Mr. HUGHES:

Strike title VI and insert the following:

TITLE VI—VIOLENT OFFENDER INCARCERATION

SEC. 601. GRANTS FOR CORRECTIONAL FACILITIES.

(a) GRANT AUTHORIZATION.—The Attorney General may make grants to individual States and to States, organized as multi-State compacts, to develop, expand, modify, or improve correctional facilities and programs to ensure that prison cell space is available for the confinement of violent offenders.

(b) ELIGIBILITY.—To be eligible to receive a grant under this title a State or States, or-

ganized as multi-State compacts, shall submit an application to the Attorney General which includes—

(1) assurances that the State or States, have implemented, or will implement, correctional policies and programs, including truth in sentencing laws that ensure that violent offenders serve a substantial portion of the sentences imposed, that are designed to provide sufficiently severe punishment for violent offenders, including violent juvenile offenders, and that the prison time served is appropriately related to the determination that the inmate is a violent offender and for a period of time deemed necessary to protect the public;

(2) assurances that the State or States have implemented policies that provide for the recognition of the rights and needs of crime victims;

(3) assurances that funds received under this section will be used to develop, expand, modify, or improve correctional facilities and programs to ensure that prison cell space is available for the confinement of violent offenders;

(4) assurances that the State or States have a comprehensive correctional plan which represents an integrated approach to the management and operation of correctional facilities and programs and which includes diversional programs, particularly drug diversion programs, community corrections programs, a prisoner screening and security classification system, prisoner rehabilitation and treatment programs, prisoner work activities (including, to the extent practicable, activities relating to the development, expansion, modification, or improvement of correctional facilities), and job skills programs, a pre-release prisoner assessment to provide risk reduction management, post-release assistance, and an assessment of recidivism rates;

(5) assurances that the State or States have involved counties and other units of local government, when appropriate, in the development, expansion, modification, or improvement of correctional facilities and programs designed to ensure the incarceration of violent offenders;

(6) assurances that funds received under this section will be used to supplement, not supplant, other Federal, State, and local funds; and

(7) documentation of the multi-State compact agreement that specifies the development, expansion, modification, or improvement of correctional facilities and programs.

(c) CONSIDERATION.—The Attorney General, in making such grants shall give consideration to the special burden placed on States which incarcerate a substantial number of inmates who are in the United States illegally.

(d) MATCHING REQUIREMENT.—The Federal share of a grant received under this title may not exceed 75 percent of the costs of a proposal described in an application approved under this title.

SEC. 602. RULES AND REGULATIONS.

The Attorney General shall issue rules and regulations regarding the uses of grant funds received under this title not later than 90 days after the date of the enactment of this title.

SEC. 603. TECHNICAL ASSISTANCE AND TRAINING.

The Attorney General may request that the Director of the National Institute of Corrections and the Director of the Federal Bureau of Prisons provide technical assistance and training to a State or States that receive a grant under this title to achieve the purposes of this title.

SEC. 604. EVALUATION.

The Attorney General may request the Director of the National Institute of Correc-

tions to assist with an evaluation of programs established with funds under this title.

SEC. 605. DEFINITION.

For purposes of this title, the term "State or States" means any State, the District of Columbia, the Commonwealth of Puerto Rico, the United States Virgin Islands, American Samoa, Guam, and the Northern Mariana Islands.

SEC. 606. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated \$600,000,000 for each of the fiscal years 1995 through 1999 to carry out the purposes of this title.

Amendment submitted by Mr. MCCOLLUM:

Strike title VI and insert the following:

SEC 601. SHORT TITLE.

This title may be cited as the "Violent Offender Incarceration Act".

SEC 602. GRANTS FOR CORRECTIONAL FACILITIES.

(a) GRANT AUTHORIZATION.—The Attorney General may make grants to individual eligible States and to eligible States, organized as regional compacts—

(1) to develop, construct, expand and operate correctional facilities to ensure that prison space is available for the confinement of persons convicted of a serious violent felony, and

(2) to develop, construct, expand, and operate temporary or permanent correctional facilities, including facilities on military bases, for the confinement of convicted non-violent offenders and criminal aliens for the purpose of freeing suitable existing prison space for the confinement of persons convicted of a serious violent felony.

(b) ELIGIBILITY.—To be eligible to receive a grant under this title a State or States, organized as regional compacts, shall submit an application to the Attorney General which includes—

(1) a plan consistent with section 2(b)(2)(A) to incarcerate all criminals convicted of a serious violent felony over the next 5 years with Federal assistance;

(2) a certification that the State or States—

(A) have established a truth in sentencing policy under which offenders will serve no less than 85 percent of the term of imprisonment to which they are sentenced with respect to conviction of a serious violent felony after having been convicted of a prior serious violent felony or a serious drug offense;

(B) have established pretrial detention similar to and at least as restrictive as that provided in the Federal system under section 3142 of title 18, United States Code;

(C) have established provisions which require that a person who is convicted of a serious violent felony shall be sentenced to life imprisonment if—

(i) the person has been convicted (and those convictions have become final) on 2 or more prior occasions in a court of the United States or of a State of a serious violent felony, or of 1 or more serious violent felonies and 1 or more serious drug offenses; and

(ii) each serious violent felony 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 felony or serious drug offense;

(D) have established provisions which require the sentencing authority to allow defendant's victims (limited to the victims of defendants convicted of a serious violent felony) or the family of victims the opportunity to be heard regarding the issue of sentencing, and provide that the victim and victims family is notified whenever such defendant is to be released;

(E) will use funds received under this title to supplement, not supplant, other Federal, State, and local funds.

(c) EXCEPTION.—The sentencing requirements under subparagraphs (A) and (C) of subsection (b)(2) shall apply except that the State may provide that the Governor of the State may allow for the release of a prisoner over the age of 70 after a public hearing in which representatives of the public and the prisoner's victims have an opportunity to be heard regarding a proposed release.

(d) ADDITIONAL ELIGIBILITY PROVISION.—A State shall also be eligible for funding under this title when such State has enacted legislation that provides for the State to be in compliance with this section not later than 3 years after the date of the enactment of such legislation or with respect to subparagraph (A) of the subsection (b)(2) a State may receive funding upon approval of the Attorney General of a good faith plan to reach the 85 percent requirement within 5 years.

(e) CONSIDERATION.—The Attorney General, in making such grants, shall give consideration to the special burden placed on States which incarcerate a substantial number of inmates who are in the United States illegally.

SEC. 603. FEDERAL FUNDS.

(a) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated \$2,000,000,000 for each of the fiscal years 1995 through 1999 to carry out the purposes of this title.

(b) CARRY OVER OF APPROPRIATIONS.—Any funds authorized, but not expended during a fiscal year shall be carried over and will be made available until expended.

(c) MATCHING REQUIREMENT.—The Federal share of a grant received under this title may not exceed 75 percent of the costs of a proposal described in an application approved under this title.

SEC. 604. RULES AND REGULATIONS.

The Attorney General shall issue rules and regulations regarding the uses of grant funds received under this title not later than 90 days after the date of the enactment of this title.

SEC. 605. DEFINITIONS AS USED IN THIS TITLE.

As used in this section—

(1) The term "arson" means an offense that has as its elements maliciously damaged or destroying any building, inhabited structure, vehicle, vessel, or real property by means of fire or an explosive;

(2) the term "assault with intent to commit rape" means an offense that has as its elements engaging in physical conduct by which a person intentionally places another person in fear of aggravated sexual abuse or sexual abuse (as described in sections 2241 and 2242 of title 18, United States Code);

(3) the term "extortion" means an offense that has as its elements the extraction of anything of value from another person by threatening or placing that person in fear of injury to any person or kidnapping of any person;

(4) the term "firearms use" means an offense that has as its elements those described in section 924(c) or 929(a) of title 18, United States Code, if the firearm was brandished, discharged, or otherwise used as a weapon and the crime of violence or drug trafficking crime during and relation to which the firearm was used was subject to prosecution in a court of the United States or a court of a State, or both;

(5) the term "kidnapping" means an offense that has as its elements the abduction, restraining, confining, or carrying away of another person by force or threat of force;

(6) the term "serious violent felony" means—

(A) a Federal or State offense, by whatever designation and wherever committed, con-

sisting of murder (as described in section 1111 of title 18, United States Code); manslaughter other than involuntary manslaughter (as described in section 1112 of such title); assault with intent to commit murder (as described in section 113(a) of such title); assault with intent to commit rape; aggravated sexual abuse and sexual abuse (as described in sections 2241 and 2242 of such title); abusive sexual contact (as described in section 2244(a)(1) and 2244(a)(2) of such title); kidnapping; aircraft piracy (as described in section 902(i)(2) or 902(n)(2) of the Federal Aviation Act of 1958 (49 U.S.C. 1472(i)(2) or (n)(2))); robbery (as described in section 2111 of title 18, United States Code); carjacking (as described in section 2119 of title 18) extortion; arson; firearms use; or attempt, conspiracy, or solicitation to commit any of the above offenses;

(B) any other offense punishable by a maximum term of imprisonment of 10 years or more that has as an element the use, attempted use, or threatened use of physical force against the person of another or that, by its nature, involves a substantial risk that physical force against the person of another may be used in the course of committing the offense;

(C) robbery; an attempt, conspiracy, or solicitation to commit robbery, or an offense described in paragraph (6)(B) shall not serve as a basis for sentencing under this title if the defendant establishes by clear and convincing evidence that—

(i) no firearm or other dangerous weapon was involved in the offense; and

(ii) the offense did not result in death or serious bodily injury (as defined in section 1365) to any person; or

(D) arson shall not serve as the basis for sentencing under this title if the defendant establishes by clear and convincing evidence that—

(i) the offense posed no threat to human life; and

(ii) the defendant reasonably believed the offense posed no threat to human life;

(7) the term "serious drug offense" means—

(i) an offense subject to a penalty provided for in section 401(b)(1)(A) or 408 of the Controlled Substances Act or section 1010(b)(1)(A) of the Controlled Substances Import and Export Act; or

(ii) an offense under State law that, had the offense been prosecuted in a court of the United States, would have been subject to a penalty provided for in section 401(b)(1)(A) or 408 of the Controlled Substances Act or section 1010(b)(1)(A) of the Controlled Substances Import and Export Act.

(8) the term "State" means a State of the United States, the District of Columbia, or any commonwealth, territory, or possession of the United States.

The vote was taken by electronic device.

It was decided in the affirmative Yeas 215 Nays 206 Answered present 1

35.31 [Roll No. 126] AYES—215

- Abercrombie Bishop Chapman
Ackerman Blackwell Clay
Andrews (ME) Bonior Clayton
Andrews (TX) Borski Clyburn
Applegate Boucher Coleman
Baesler Brooks Collins (GA)
Barcia Brown (CA) Collins (MI)
Barlow Brown (OH) Conyers
Barrett (WI) Bryant Cooper
Becerra Byrne Coppersmith
Beilenson Cantwell Costello
Berman Cardin Coyne
Bilbray Carr Danner

- de la Garza Kildee
de Lugo (VI) Kleczka
Deal Klein
DeFazio Kopetski
DeLauro Kreidler
Dellums LaFalce
Derrick Lancaster
Dicks Lantos
Dingell LaRocco
Dixon Laughlin
Durbin Levin
Edwards (CA) Lewis (GA)
Edwards (TX) Lipinski
Engel Lloyd
English Long
Eshoo Lowey
Evans Maloney
Farr Mann
Fazio Manton
Fields (LA) Markey
Filner Martinez
Fingerhut Matsui
Flake Mazzoli
Foglietta McCloskey
Ford (TN) McDermott
Frank (MA) McKinney
Frost McNulty
Furse Meehan
Gejdenson Meek
Gephardt Menendez
Gibbons Mfume
Glickman Miller (CA)
Gonzalez Mineta
Gordon Minge
Green Mink
Gutierrez Moakley
Hall (OH) Mollohan
Hamburg Murtha
Hamilton Nadler
Hastings Neal (MA)
Hefner Neal (NC)
Hilliard Norton (DC)
Hinchey Oberstar
Hoagland Obey
Hochbrueckner Olver
Hoyer Ortiz
Hughes Orton
Hutto Owens
Inglis Pallone
Inslee Pastor
Jacobs Payne (NJ)
Jefferson Pelosi
Johnson (GA) Penny
Johnson (SD) Pickett
Johnson, E. B. Pomeroy
Johnston Poshard
Kanjorski Price (NC)
Kennedy Rahall
Kennelly Reed

NOES—206

- Allard Crapo
Archer Cunningham
Armey Darden
Bacchus (FL) DeLay
Bachus (AL) Deutsch
Baker (CA) Diaz-Balart
Baker (LA) Dickey
Ballenger Dooley
Barca Doolittle
Barrett (NE) Dornan
Bartlett Dreier
Barton Duncan
Bateman Dunn
Bentley Ehlers
Bereuter Emerson
Bevill Everett
Bilirakis Ewing
Bliley Fawell
Blute Fields (TX)
Boehlert Fowler
Boehner Franks (CT)
Bonilla Gallegly
Brewster Gekas
Browder Geren
Bunning Gilchrest
Burton Gillmor
Buyer Gilman
Callahan Gingrich
Clayton Goodlatte
Calvert Goodling
Camp Goss
Canady Grams
Castle Greenwood
Clinger Greenwald
Coble Gunderson
Combust Hall (TX)
Condit Hancock
Cox Hansen
Cramer Harman
Crane Hastert

- Reynolds
Romero-Barcelo (PR)
Rose
Rostenkowski
Rowland
Roybal-Allard
Rush
Sabo
Sanders
Sangmeister
Sarpalio
Sawyer
Schenk
Schroeder
Schumer
Scott
Serrano
Sharp
Shepherd
Skaggs
Skelton
Slattery
Slaughter
Smith (IA)
Spratt
Stokes
Strickland
Studds
Stupak
Swift
Synar
Tanner
Tejeda
Thompson
Thornton
Thurman
Torres
Towns
Tucker
Underwood (GU)
Unsoeld
Valentine
Velazquez
Vento
Visclosky
Volkmr
Washington
Watt
Waxman
Wheat
Whitten
Williams
Wilson
Wise
Woolsey
Wyden
Wynn
Yates

Margolies-	Pombo	Smith (OR)
Mezvinsky	Porter	Smith (TX)
McCandless	Portman	Snowe
McCollum	Pryce (OH)	Solomon
McCrery	Quillen	Spence
McCurdy	Quinn	Stearns
McDade	Ramstad	Stenholm
McHale	Ravenel	Stump
McHugh	Regula	Sundquist
McInnis	Richardson	Swett
McKeon	Ridge	Talent
McMillan	Roberts	Tauzin
Meyers	Roemer	Taylor (MS)
Mica	Rogers	Taylor (NC)
Michel	Rohrabacher	Thomas (CA)
Miller (FL)	Ros-Lehtinen	Thomas (WY)
Molinari	Roth	Torkildsen
Montgomery	Roukema	Torricelli
Moorhead	Royce	Trafficant
Moran	Santorum	Upton
Morella	Saxton	Vucanovich
Murphy	Schaefer	Walker
Myers	Schiff	Walsh
Nussle	Sensenbrenner	Weldon
Oxley	Shaw	Wolf
Packard	Shays	Young (AK)
Parker	Shuster	Young (FL)
Paxon	Sisisky	Zeliff
Payne (VA)	Skeen	Zimmer
Peterson (MN)	Smith (MI)	
Petri	Smith (NJ)	

ANSWERED "PRESENT"—1

Waters

NOT VOTING—15

Andrews (NJ)	Fish	Peterson (FL)
Brown (FL)	Ford (MI)	Pickle
Clement	Franks (NJ)	Rangel
Collins (IL)	Gallo	Stark
Faleomavaega (AS)	Grandy	
	Kaptur	

So the substitute amendment to the amendment was agreed to.

After some further time,

The SPEAKER pro tempore, Mr. BAESLER, assumed the Chair.

When Mr. TORRICELLI, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶35.32 ORDER OF BUSINESS—
CONSIDERATION OF H.R. 2884

On motion of Mr. MILLER of California, by unanimous consent,

Ordered, That it may be in order on Wednesday, April 20, 1994, or any day thereafter, for the House to consider the conference report on the bill (H.R. 2884) to establish a national framework for the development of School-to-Work Opportunities systems in all States, and for other purposes; and all points of order against said conference report and its consideration are hereby waived, and said conference report shall be considered as read when called up.

¶35.33 PERMISSION TO FILE CONFERENCE REPORT

On motion of Mr. MILLER of California, by unanimous consent, the managers on the part of the House were granted permission until midnight tonight to file a conference report (Rept. No. 103-480) on the bill (H.R. 2884) to establish a national framework for the development of School-to-Work Opportunities systems in all States, and for other purposes; together with a statement thereon, for printing in the Record under the rule.

¶35.34 HONORABLE THOMAS P. "TIP" O'NEILL YEAR

Mr. ROSE moved to suspend the rules and agree to the following resolution (H. Res. 329); as amended:

Whereas the death of the late Speaker of the House of Representatives, Thomas P. "Tip" O'Neill, Jr., on January 5, 1994, has created not only a personal loss to his many friends and colleagues, but also a great loss to the Nation;

Whereas Speaker O'Neill, is remembered by all for his dedication to good government and his love for the people of the United States;

Whereas Speaker O'Neill's compassion and goodness of heart and his spirit of cooperation and conciliation were evident to all who knew him;

Whereas in the House of Representatives and in his life, Speaker O'Neill's personal charm and political skill transcended differences of personality and party;

Whereas Speaker O'Neill presided over the House of Representatives from the Ninety-fifth Congress through the Ninety-ninth Congress and emerged as one of the greatest American political leader of this century; and

Whereas it is appropriate that the House of Representatives rededicate itself to the principles of leadership personified by Speaker O'Neill: Now, therefore, be it

Resolved, That 1994 is designated as a year to honor the memory and leadership qualities of the Honorable Thomas P. "Tip" O'Neill, Jr., the late Speaker of the House of Representatives.

SEC. 2. The Committee on House Administration of the House of Representatives shall have authority to prescribe regulations to carry out this resolution.

The SPEAKER pro tempore, Mr. BAESLER, recognized Mr. ROSE and Mr. THOMAS of California, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. BAESLER, announced that two-thirds of the Members present had voted in the affirmative.

Mr. ROSE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BAESLER, pursuant to clause 5, rule I, announced that further proceedings on the motion were postponed until Wednesday, April 20, 1994, pursuant to the prior announcement of the Chair.

¶35.35 ENROLLED BILL SIGNED

Mr. ROSE, from the Committee on House Administration, reported that that committee had examined and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 4066. An Act to suspend temporarily the duty on the personal effects of participants in, and certain other individuals associated with, the 1994 World Cup Soccer Games, the 1994 World Rowing Championships, the 1995 Special Olympics World Games, the 1996 Summer Olympics, and the 1996 Paralympics.

¶35.36 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. GALLO, for the week of April 18;

To Mr. PORTMAN, for April 18;

To Mr. FISH, for today;

To Mrs. COLLINS of Illinois, for today;

To Mr. FALEOMAVAEGA, for today; and

To Mr. FRANKS of New Jersey, for today after 6:30 p.m.

And then,

¶35.37 ADJOURNMENT

On motion of Mr. SWETT, pursuant to the special order heretofore agreed, at 11 o'clock and 11 minutes p.m., the House adjourned until 10 o'clock a.m. on Wednesday, April 20, 1994.

¶35.38 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. MILLER of California. Committee on Natural Resources, S. 1654. An Act to make certain technical corrections; with an amendment (Rept. No. 103-479, Pt. 1). Ordered to be printed.

Mr. FORD of Michigan. Committee of Conference. Conference report on H.R. 2884. A bill to establish a national framework for the development of school-to-work opportunities systems in all States, and for other purposes (Rep. 103-480). Ordered to be printed.

¶35.39 PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. ROSTENKOWSKI:

H.R. 4245. A bill to amend title II of the Social Security Act and the Internal Revenue Code of 1986 to provide for the long-range solvency of the old-age, survivors, and disability insurance program; to the Committee on Ways and Means.

By Mr. TAUZIN (for himself and Mr. STUDDS):

H.R. 4246. A bill to authorize expenditures for fiscal year 1995 for the operation and maintenance of the Panama Canal, and for other purposes; to the Committee on Merchant Marine and Fisheries.

By Mr. BARTLETT of Maryland:

H.R. 4247. A bill to establish the Department of Energy Laboratory Facilities Commission, and for other purposes; jointly, to the Committees on Science, Space, and Technology; Armed Services; and Rules.

By Mr. FIELDS of Texas:

H.R. 4248. A bill to provide for the protection of books and materials from the Library of Congress, and for other purposes; to the Committee on House Administration.

By Mr. FRANK of Massachusetts:

H.R. 4249. A bill to amend Public Law 89-732 to permit the adjustment to lawful permanent residence of Haitians in the same manner as provided for Cubans; to the Committee on the Judiciary.

By Mr. MARTINEZ (for himself, Ms. MOLINARI, Mr. FORD of Michigan, Mr. GOODLING, Mr. KILDEE, Mr. WILLIAMS, Mr. MILLER of California, and Mr. CASTLE):

H.R. 4250. A bill to authorize appropriations for fiscal years 1995 through 1998 to

carry out the Head Start Act and the Community Services Block Grant Act, and for other purposes; jointly, to the Committees on Education and Labor and Energy and Commerce.

By Mr. KLINK:

H.R. 4251. A bill to authorize the Secretary of Defense to transfer certain excess equipment to educational institutions and training schools; to the Committee on Armed Services.

By Mr. LAFALCE:

H.R. 4252. A bill to designate the Administrator of the Small Business Administration as a member of the Interagency Trade Organization; to the Committee on Ways and Means.

By Ms. LAMBERT:

H.R. 4253. A bill to require the Secretary of the Interior to convey the Corning National Fish Hatchery to the State of Arkansas; to the Committee on Merchant Marine and Fisheries.

By Mr. MACHTLEY:

H.R. 4254. A bill to amend the U.S. Housing Act of 1937 to provide for the termination of tenancy of persons residing in public housing or housing assisted under section 8 of such act who engage in firearm-related criminal activity, and for other purposes; to the Committee on Banking, Finance and Urban Affairs.

By Mr. MONTGOMERY:

H.R. 4255. A bill to amend title 10, United States Code, to provide a charter for the National Guard Bureau, otherwise to improve the administration of the National Guard, and for other purposes; to the Committee on Armed Services.

By Ms. SCHENK:

H.R. 4256. A bill to amend the Immigration and Nationality Act to extend the land border inspection fee program for the California southern border of the United States; to the Committee on the Judiciary.

By Mr. ZIMMER (for himself, Mr. BEIL-ENSON, Mr. FROST, Mr. BOEHLERT, and Mr. CLYBURN):

H.R. 4257. A bill to provide for the study of Revolutionary War battlefields; to the Committee on Natural Resources.

By Mr. COPPERSMITH:

H.R. 4258. A bill to amend the Internal Revenue Code of 1986 to provide clarification for the deductibility of expenses incurred by a taxpayer in connection with the business use of the home, and for other purposes; to the Committee on Ways and Means.

By Mr. TUCKER (for himself, Mr. LEHMAN, Mr. THOMAS of California, Mr. VALENTINE, Mr. WYNN, Mr. LEWIS of Georgia, Mr. WATT, Ms. ROYBAL-ALLARD, Mr. WAXMAN, Mr. CLYBURN, Mr. DIXON, Mr. HILLIARD, Mr. MURPHY, Mr. MURTHA, Ms. NORTON, Mr. OWENS, Mr. HUTTO, Mr. CONYERS, Ms. MCKINNEY, Mr. PAYNE of New Jersey, Mr. LANTOS, Mr. MARTINEZ, Mr. BROWN of Ohio, Mr. COLEMAN, Mr. TEJEDA, Ms. BROWN of Florida, Mrs. BYRNE, Mr. MFUME, Mr. STARK, Mr. REYNOLDS, Mr. ACKERMAN, Mr. WHEAT, Mr. BLACKWELL, Mr. PALLONE, Mr. SAWYER, Mr. GENE GREEN of Texas, Mr. NADLER, Mr. HAMBURG, Mr. RANGEL, Mr. SERRANO, Mr. BECERRA, Mr. HERGER, Mr. SANDERS, Mr. FAZIO, Mr. SABO, Mr. WOLF, Mr. COPPERSMITH, Mr. BROWDER, Ms. COLLINS of Michigan, Mr. SCHUMER, Mr. STUPAK, Mr. KREIDLER, Mr. FORD of Michigan, Mr. EDWARDS of California, Mr. RUSH, Mr. TOWNS, Mr. ROHRBACHER, Mr. RICHARDSON, Mr. EVANS, Mrs. UNSOELD, Ms. FURSE, Ms. MARGOLIES-MEZVINSKY, Mr. SPRATT, Mr. ROSE, Mr. MORAN, Mr. FARR, Ms. DANNER, Mr. SCOTT, Mr. CLEMENT, Mr. OLVER, Mr. FLAKE, Mr. MARKEY, Mr. OBEY,

Mr. CONDIT, Mr. BARCA of Wisconsin, Mr. BARLOW, Mr. MILLER of California, Mr. BISHOP, Mr. KENNEDY, Mr. FILNER, Mr. MANN, Mrs. THURMAN, Ms. VELAZQUEZ, Ms. WATERS, Mr. CLAY, Mr. DEAL, Mr. HINCHEY, Mr. INSLEE, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. ROEMER, Mr. KLEIN, Mr. MENENDEZ, Mr. BARRETT of Wisconsin, Mr. ORTIZ, Ms. DELAURIO, Mrs. CLAYTON, Mrs. MINK of Hawaii, Mr. WISE, Mr. JOHNSON of South Dakota, Mr. PAYNE of Virginia, Mr. BROOKS, Mr. STUDDS, Mr. HEFNER, Mr. BILBRAY, Mr. MCDERMOTT, Mr. BERMAN, Mr. FRANK of Massachusetts, Mr. FROST, Mr. ANDREWS of Maine, Mr. SYNAR, Mr. JACOBS, Mr. BONIOR, Mrs. MALONEY, Mr. DEFAZIO, Mr. COYNE, Ms. LOWEY, Mr. PICKETT, Mr. CHAPMAN, Mrs. FOWLER, Ms. CANTWELL, Ms. ESHOO, Mr. LIPINSKI, Mr. ENGEL, Mr. MCHALE, Mr. BORSKI, Mr. FORD of Tennessee, Mr. UNDERWOOD, Mr. MAZZOLI, Mr. POMEROY, Mrs. MORELLA, Mr. ABERCROMBIE, Mr. APLEGATE, Mr. BACCHUS of Florida, Mr. BAESLER, Mr. BAKER of California, Mr. BAKER of Louisiana, Mrs. BENTLEY, Mr. BEVILL, Mr. BILIRAKIS, Mr. BLILEY, Mr. BLUTE, Mr. BROWN of California, Mr. CALLAHAN, Mr. CARR, Mr. COBLE, Mr. CRAPO, Mr. CASTLE, Mr. DARDEN, Mr. DE LA GARZA, Mr. DELLUMS, Mr. DE LUGO, Mr. DEUTSCH, Mr. DINGELL, Mr. DOOLITTLE, Mr. DORNAN, Mr. DREIER, Mr. DURBIN, Mr. EHLERS, Mr. EMERSON, Mr. EVERETT, Mr. FALEOMAVAEGA, Mr. FIELDS of Louisiana, Mr. FINGERHUT, Mr. FRANKS of Connecticut, Mr. GALLEGLY, Mr. GEJDENSON, Mr. GILMOR, Mr. GLICKMAN, Mr. GONZALEZ, Mr. GORDON, Mr. GUTIERREZ, Mr. HALL of Ohio, Mr. HASTERT, Mr. HAYES, Mr. HORN, Mr. HYDE, Mr. JEFFERSON, Mrs. JOHNSON of Connecticut, Ms. KAPTUR, Mr. KILDEE, Mr. KING, Mr. KINGSTON, Mr. KLECZKA, Mr. KLINK, Mr. KOLBE, Mr. LAUGHLIN, Mr. LEACH, Mr. LEVIN, Mr. LEWIS of California, Mrs. LLOYD, Mr. MCCRERY, Mr. MCDADE, Mr. MCHUGH, Mrs. MEEK of Florida, Mr. MINETA, Mr. MOAKLEY, Ms. MOLINARI, Mr. MOORHEAD, Mr. NEAL of Massachusetts, Mr. NEAL of North Carolina, Mr. OBERSTAR, Mr. PARKER, Mr. PAXON, Ms. PELOSI, Mr. PETRI, Mr. PICKLE, Mr. POMBO, Mr. POSHARD, Mr. QUILLIN, Mr. QUINN, Mr. RAHALL, Mr. RAVENEL, Mr. REED, Mr. REGULA, Mr. ROBERTS, Mr. ROGERS, Mr. ROMERO-BARCELO, Mr. SHARP, Mr. SMITH of Iowa, Ms. SHEPHERD, Mr. SISISKY, Ms. SLAUGHTER, Mr. STOKES, Mr. STUMP, Mr. SUNDQUIST, Mr. SWETT, Mr. TANNER, Mr. TAYLOR of North Carolina, Mr. THOMAS of Wyoming, Mr. TORKILDSEN, Mr. TORRES, Mr. VENTO, Mr. VOLKMER, Mr. WELDON, Mr. WHITTEN, Mr. WILSON, Mr. WYDEN, and Mr. YOUNG of Florida):

H.J. Res. 357. Joint resolution designating the week beginning February 12, 1995, as "National Random Acts of Kindness Week"; to the Committee on Post Office and Civil Service.

By Mr. HOEKSTRA:

H. Res. 408. Resolution providing for the consideration of the bill (H.R. 3835) to establish a National Advisory Referendum on limiting the terms of Members of Congress at the general election of 1994, and for amendments adding new titles dealing with advisory referenda on the balanced budget amendment and Line Item Veto Act, the Sunshine for Committees Act, the Private Property Protection Act, and miscellaneous

reform amendments; to the Committee on Rules.

¶35.40 MEMORIALS

Under clause 4 of rule XXII,

345. The SPEAKER presented a memorial of the House of Representatives of the Commonwealth of Puerto Rico, relative to Citizenship Day in Puerto Rico; which was referred to the Committee on Post Office and Civil Service.

¶35.41 ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

H.R. 40: Mr. DIXON, Mr. HASTINGS, Ms. NORTON, Mr. MFUME, Mr. JACOBS, Ms. VELAZQUEZ, and Mr. REYNOLDS.

H.R. 84: Mr. MAZZOLI and Mr. MONTGOMERY.
H.R. 127: Mr. LEWIS of Georgia and Mr. GILCREST.

H.R. 140: Mr. NUSSLE, Mr. HEFLEY, Mr. RIDGE, Mr. TALENT, Mr. WILLIAMS, Mr. MCCOLLUM, Mr. STEARNS, Mr. ROYCE, Mr. GALLO, and Mr. DUNCAN.

H.R. 291: Mr. SOLOMON, Mr. SMITH of New Jersey, Mr. ROGERS, Mr. SCHUMER, Mrs. BYRNE, and Mr. JOHNSON of South Dakota.

H.R. 300: Mr. GILCREST, Mr. MILLER of Florida, Mr. DREIER, Mr. KNOLLENBERG, Mr. HOKE, Mr. MCINNIS, and Mr. GRAMS.

H.R. 401: Mr. CALVERT.

H.R. 436: Mr. THOMPSON, Mr. ROMERO-BARCELO, and Mr. GLICKMAN.

H.R. 512: Mr. FALEOMAVAEGA and Mr. GENE GREEN of Texas.

H.R. 549: Mrs. FOWLER, Mr. RAVENEL, Mr. HUTCHINSON, Mr. QUINN, Mr. COPPERSMITH, Mr. SKELTON, Mr. SAXTON, Mr. LEWIS of Florida, and Mr. CANADY.

H.R. 739: Mr. HUTCHINSON.

H.R. 790: Mr. ROHRBACHER and Mr. HOEKSTRA.

H.R. 830: Mr. POMEROY.

H.R. 833: Mr. JOHNSON of South Dakota, Mr. LEWIS of Georgia, Mr. KLECZKA, and Mr. COX.

H.R. 840: Ms. SLAUGHTER.

H.R. 899: Mr. PETRI.

H.R. 1228: Mr. GINGRICH and Mr. DARDEN.

H.R. 1246: Mr. LEWIS of Georgia.

H.R. 1276: Mrs. VUCANOVICH and Mr. GEKAS.

H.R. 1322: Mr. KLINK.

H.R. 1332: Mr. KILDEE.

H.R. 1349: Mr. DEAL and Mr. ALLARD.

H.R. 1355: Mr. CASTLE.

H.R. 1459: Mr. CASTLE.

H.R. 1493: Mr. FRANKS of New Jersey.

H.R. 1517: Mr. ROEMER.

H.R. 1573: Mr. UPTON and Mr. BROWN of Ohio.

H.R. 1671: Mr. RICHARDSON.

H.R. 1719: Mr. MURTHA.

H.R. 1823: Ms. NORTON.

H.R. 1887: Mr. FRANKS of New Jersey and Mr. HUTCHINSON.

H.R. 2357: Mr. BISHOP.

H.R. 2471: Ms. BROWN of Florida, Mr. CANADY, and Mr. PETERSON of Florida.

H.R. 2512: Mr. CALVERT, Mr. POSHARD, Mr. LEVY, Mr. KLUG, and Mr. GENE GREEN of Texas.

H.R. 2525: Mr. Murphy, Mr. BLILEY, Mr. KOLBE, Mr. MONTGOMERY, Mr. MCDERMOTT, and Mr. WOLF.

H.R. 2586: Mr. HOLDEN and Mr. NEAL of Massachusetts.

H.R. 2623: Mr. TALENT, Mr. RIDGE, and Mr. UNDERWOOD.

H.R. 2767: Mrs. THURMAN, Mr. BROWN of California, Mr. UNDERWOOD, and Mr. HUTCHINSON.

H.R. 2826: Mr. BROWN of California, Mr. WOLF, and Mr. WELDON.

H.R. 3087: Mr. GENE GREEN of Texas, Ms. PRYCE of Ohio, Mr. THOMAS of California, Mr. SOLOMON, and Mr. LAZIO.

H.R. 3136: Mr. CLAY.
 H.R. 3293: Mr. SAXTON and Mr. DORNAN.
 H.R. 3392: Mr. BOUCHER, Mr. BAESLER, and Mr. McMILLAN.
 H.R. 3433: Mr. ENGEL, Mr. GEPHARDT, Mr. GILMAN, Mr. JEFFERSON, and Mr. KENNEDY.
 H.R. 3455: Mr. SCHIFF.
 H.R. 3486: Mr. MOORHEAD, Mr. EWING, Mr. HANCOCK, Mr. INGLIS of South Carolina, Mr. SANGMEISTER, Mr. SHAYS, Mr. MCCANDLESS, Mr. LIGHTFOOT, Mr. JEFFERSON, Mr. LAZIO, and Mr. KYL.
 H.R. 3488: Mr. HOLDEN, Mr. BAKER of Louisiana, Mr. BLILEY, Mr. GALLEGLY, Mr. TALENT, Mr. HERGER, Mr. YOUNG of Alaska, Mr. ROBERTS, Mr. ROGERS, Mr. SAM JOHNSON, and Mr. CANADY.
 H.R. 3490: Mr. KINGSTON and Mr. POMEROY.
 H.R. 3538: Mr. MILLER of California, Ms. VELAZQUEZ, Ms. COLLINS of Michigan, Mr. THOMPSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CLYBURN, Mr. LEWIS of Georgia, Mr. DEFAZIO, Mr. MEEK of Florida, Ms. BROWN of Florida, Ms. PELOSI, Mr. HAMBURG, Mr. EDWARDS of California, Mr. ANDREWS of New Jersey, Mr. OWENS, Ms. CANTWELL, Mr. FARR, Mr. UNDERWOOD, Mr. HINCHEY, Mr. WATT, Mr. GONZALEZ, Mr. MATSUI, Ms. ROYBAL-ALLARD, Mr. KILDEE, Mr. CONYERS, Mr. YATES, Mr. SAWYER, Mr. PALLONE, Mr. DIXON, Ms. MARGOLIES-MEZVINSKY, Mr. TORRES, and Mrs. SCHROEDER.
 H.R. 3546: Mr. GEJDENSON.
 H.R. 3666: Ms. KAPTUR, Mr. COYNE, Mr. DORNAN, Mr. DELLUMS, Mr. ROMERO-BARCELO, Mr. FROST, Mr. LANTOS, Mr. TUCKER, and Mr. BLILEY.
 H.R. 3684: Mr. CRANE, Mr. CARDIN, and Mr. JEFFERSON.
 H.R. 3784: Mr. HANSEN.
 H.R. 3811: Mr. FAZIO and Mr. MILLER of California.
 H.R. 3812: Mr. TAUZIN, Mr. ARCHER, Mr. LIPINSKI, Mr. GENE GREEN of Texas, and Mr. ANDREWS of Texas.
 H.R. 3871: Mr. LIVINGSTON, Mr. EWING, Mr. GENE GREEN of Texas, and Mr. CANADY.
 H.R. 3878: Mr. WYNN.
 H.R. 3939: Mr. PETERSON of Minnesota.
 H.R. 3951: Ms. ROS-LEHTINEN, Mr. ROEMER, and Mr. BROWN of Ohio.
 H.R. 3966: Mr. HOYER.
 H.R. 3987: Mrs. BENTLEY, Mr. GILCHREST, Mr. JACOBS, and Mr. GALLEGLY.
 H.R. 4042: Mr. STARK.
 H.R. 4047: Mr. DURBIN.
 H.R. 4048: Mr. FROST, Mr. BONIOR, and Mr. EVANS.
 H.R. 4051: Mr. WYNN.
 H.R. 4057: Mr. KREIDLER, Ms. SCHENK, Mr. HANCOCK, Ms. ESHOO, Mr. EWING, and Mr. SHAYS.
 H.R. 4062: Mr. FOGLIETTA, Mr. MILLER of California, Mr. ACKERMAN, Ms. VELAZQUEZ, Mr. BONIOR, Mr. CASTLE, Mr. WAXMAN, Ms. KAPTUR, Mr. REYNOLDS, and Mr. KENNEDY.
 H.R. 4100: Mr. EVANS, Mr. HOEKSTRA, and Mrs. SCHROEDER.
 H.R. 4114: Mr. KENNEDY, Mr. FOGLIETTA, Mr. ABERCROMBIE, Mr. FRANK of Massachusetts, Mr. STUDDS, Mr. PENNY, Mr. KOPETSKI, Mr. DE LUGO, Mrs. SCHROEDER, Mr. SANDERS, Mr. FILNER, Mr. UNDERWOOD, Ms. FURSE, Ms. VELAZQUEZ, Mr. MEEHAN, Ms. PELOSI, Mr. STARK, Ms. HARMAN, Mr. SABO, Mr. OLVER, Mr. TORRES, Mr. MILLER of California, Mr. EDWARDS of California, Mr. EVANS, Mr. HAMBURG, Mr. FALEOMAVAEGA, Mr. ENGEL, Mr. BROWN of California, Mr. DEFAZIO, Mr. MARKEY, Mr. BONIOR, Mr. McDERMOTT, Mr. MINETA, Mr. WAXMAN, Mr. GONZALEZ, and Mr. HINCHEY.
 H.R. 4115: Mr. MILLER of California, Mr. LEVY, Mr. KENNEDY, Mr. PORTER, and Mr. BROWN of California.
 H.R. 4128: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. FRANK of Massachusetts.
 H.R. 4135: Mr. PARKER, Mr. CRAMER, Mr. CLAY, Mr. GLICKMAN, Mr. EMERSON, Mr. KAN-

JORSKI, Mr. HAYES, Mr. DORNAN, Mrs. LLOYD, Mr. BILIRAKIS, Mr. REED, Mr. STUMP, Mr. DINGELL, Mr. ORTON, Mrs. THURMAN, Mr. COBLE, Mr. SLATTERY, Mr. VOLKMER, Mr. STENHOLM, Mr. TAYLOR of Mississippi, Mr. CONDIT, Mr. PAYNE of Virginia, Mr. RAHALL, Mr. LAUGHLIN, Mr. COSTELLO, Mr. SISISKY, Mr. FINGERHUT, Mr. PENNY, Mr. GORDON, Mr. HEFNER, Mr. BREWSTER, Mr. ORTIZ, Mr. UNDERWOOD, Mr. HALL of Ohio, Mr. WASHINGTON, and Mr. HUGHES.
 H.R. 4148: Mr. NADLER and Mr. KREIDLER.
 H.J. Res. 173: Mr. CALVERT.
 H.J. Res. 209: Mr. WASHINGTON, Mr. REYNOLDS, Mr. PICKLE, and Mrs. VUCANOVICH.
 H.J. Res. 253: Mr. MOAKLEY, Mr. HASTINGS, Mr. BROWN of Ohio, Mr. PORTMAN, Mr. WATT, Mr. NADLER, Mr. MOLLOHAN, Mr. SCHIFF, Mr. WYDEN, Mr. GENE GREEN of Texas, Mr. FLAKE, Mr. DARDEN, Mr. APPELEGATE, Mr. DURBIN, Mr. COPPERSMITH, Ms. WOOLSEY, Ms. ESHOO, Ms. WATERS, Ms. ROYBAL-ALLARD, Ms. SCHENK, and Ms. SHEPHERD.
 H.J. Res. 297: Mr. REYNOLDS, Mr. WELDON, Mr. COBLE, Mr. JEFFERSON, Mr. BUNNING, Mr. FINGERHUT, and Mr. MARTINEZ.
 H.J. Res. 319: Mr. BALLENGER, Mr. CALVERT, Mr. PORTER, Mr. PARKER, Mr. KING, and Mrs. FOWLER.
 H.J. Res. 327: Mrs. BENTLEY, Mr. EVANS, Mr. GENE GREEN of Texas, Mr. DE LUGO, Mr. KINGSTON, Mr. KREIDLER, Mr. CRAPO, Mr. VALENTINE, and Mr. CALLAHAN.
 H.J. Res. 333: Ms. MOLINARI, Mrs. UNSOELD, Mr. ORTON, Mr. PAYNE of Virginia, Mr. LEWIS of Georgia, Ms. ROYBAL-ALLARD, Mr. STARK, Mr. LEHMAN, Mr. BOUCHER, Mr. ACKERMAN, Mr. OWENS, Mr. McNULTY, and Mr. BONIOR.
 H.J. Res. 342: Mr. PORTER, Mr. EDWARDS of Texas, Mrs. VUCANOVICH, Mr. ACKERMAN, Mr. PRICE of North Carolina, Mr. OWENS, Mr. PICKETT, Mr. McNULTY, Mr. RICHARDSON, Mr. ANDREWS of Texas, Mr. RIDGE, Mr. SAM JOHNSON, Mr. DE LUGO, Mr. JEFFERSON, Mr. MOORHEAD, Mr. EWING, Mr. QUILLEN, Mr. TOWNS, Mr. STOKES, Mr. BISHOP, Mrs. MEYERS of Kansas, Mr. FAZIO, Ms. NORTON, Mr. MEEHAN, Mr. FLAKE, Mr. KASICH, Mr. McHALE, Mr. KLECZKA, Mr. VALENTINE, Mr. MATSUI, Mr. HEFNER, Mr. WYNN and Mr. BLILEY.
 H. Con. Res. 110: Mr. FORD of Tennessee, Mr. SMITH of Oregon, Mr. SABO, Mr. TALENT, Mr. HOAGLAND, and Mr. CANADY.
 H. Con. Res. 168: Mr. COX and Mr. EWING.
 H. Con. Res. 199: Mr. KIM and Mr. STUPAK.
 H. Con. Res. 210: Mr. MONTGOMERY and Mr. DELLUMS.
 H. Res. 281: Mr. DEFAZIO.
 H. Res. 329: Mr. FAZIO, Mr. REYNOLDS and Mrs. CLAYTON.
 H. Res. 372: Mr. COYNE and Mr. JEFFERSON.

WEDNESDAY, APRIL 20, 1994 (36)

The House was called to order by the SPEAKER.

36.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Tuesday, April 19, 1994.

Mr. SOLOMON, pursuant to clause 1, rule I, objected to the Chair's approval of the Journal.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER announced that the yeas had it.

Mr. SOLOMON objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present, The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 236
 Nays 149

36.2

[Roll No. 127]

YEAS—236

Abercrombie	Hall (OH)	Ortiz
Ackerman	Hall (TX)	Orton
Andrews (ME)	Hamburg	Pallone
Andrews (NJ)	Hamilton	Parker
Andrews (TX)	Harman	Pastor
Applegate	Hastings	Payne (NJ)
Baesler	Hayes	Payne (VA)
Barca	Hilliard	Pelosi
Barcia	Hinchev	Penny
Barlow	Hoagland	Peterson (FL)
Barrett (WI)	Hochbrueckner	Peterson (MN)
Bateman	Holden	Pickett
Becerra	Houghton	Pickle
Beilenson	Hughes	Pombo
Berman	Hutto	Pomeroy
Bevill	Hyde	Poshard
Bishop	Inglis	Price (NC)
Blackwell	Inslee	Rahall
Bonior	Jefferson	Rangel
Borski	Johnson (GA)	Reed
Brewster	Johnson (SD)	Reynolds
Brooks	Johnson, E. B.	Richardson
Browder	Johnston	Roemer
Brown (FL)	Kanjorski	Rose
Brown (OH)	Kasich	Rostenkowski
Bryant	Kennedy	Rowland
Byrne	Kennelly	Roybal-Allard
Cantwell	Kildee	Rush
Cardin	Kingston	Sabo
Carr	Klecza	Sanders
Clayton	Klein	Sangmeister
Clement	Klink	Sarpalaw
Coleman	Kreidler	Sawyer
Combest	LaFalce	Schenk
Condit	Lambert	Schumer
Conyers	Lancaster	Scott
Cooper	Lantos	Serrano
Coppersmith	LaRocco	Shepherd
Costello	Laughlin	Sisisky
Coyne	Lehman	Skaggs
Cramer	Levin	Skelton
Danner	Lewis (GA)	Slattery
Darden	Lipinski	Slaughter
de la Garza	Livingston	Smith (IA)
Deal	Lloyd	Smith (NJ)
DeFazio	Long	Snowe
DeLauro	Lowe	Spratt
Derrick	Maloney	Stark
Deutsch	Mann	Stenholm
Dicks	Margolies-	Stokes
Dingell	Mezvinsky	Strickland
Durbin	Markey	Studds
Edwards (CA)	Martinez	Stupak
Edwards (TX)	Matsui	Swett
English	Mazzoli	Synar
Eshoo	McCloskey	Tanner
Evans	McCurdy	Tauzin
Everett	McDermott	Tejeda
Farr	McHale	Thompson
Fazio	McKinney	Thornton
Fields (LA)	Meehan	Thurman
Filner	Meek	Torres
Fingerhut	Menendez	Torricelli
Flake	Mfume	Traficant
Foglietta	Miller (CA)	Unsoeld
Ford (MI)	Mineta	Valentine
Frank (MA)	Minge	Velazquez
Gejdenson	Mink	Vento
Gephardt	Moakley	Visclosky
Geren	Mollohan	Volkmer
Gibbons	Montgomery	Watt
Gillmor	Moran	Wheat
Gilman	Murtha	Williams
Glickman	Myers	Wilson
Gonzalez	Nadler	Wise
Gordon	Neal (MA)	Woolsey
Green	Oberstar	Wyden
Greenwood	Obey	Wynn
Gutierrez	Olver	Yates

NAYS—149

Allard	Bliley	Coble
Archer	Blute	Collins (GA)
Armey	Boehler	Cox
Bachus (AL)	Boehner	Crane
Baker (CA)	Bonilla	Crapo
Baker (LA)	Bunning	Cunningham
Ballenger	Burton	DeLay
Barrett (NE)	Buyer	Diaz-Balart
Bartlett	Callahan	Dickey
Barton	Calvert	Doolittle
Bentley	Camp	Dornan
Bereuter	Canady	Dreier
Bilirakis	Castle	Duncan