Collins (MI) Hoke Molinari Holden Combest Mollohan Condit Montgomery Houghton Convers Moorhead Cooper Moran Hoyer Coppersmith Huffington Morella Costello Hughes Murphy Hunter Cox Murtha Coyne Hutchinson Myers Cramer Hutto Nadler Neal (MA) Crane Hvde Crapo Inglis Nussle Cunningham Inhofe Oberstar Danner Inslee Obey Darden Istook Olver Deal Jacobs Ortiz DeFazio Jefferson Orton DeLauro Johnson (CT) Owens DeLay Johnson (GA) Oxley Packard Dellums Johnson (SD) Derrick Johnson, E. B. Pallone Johnson, Sam Deutsch Parker Diaz-Balart Dickey Johnston Pastor Paxon Kaniorski Payne (NJ) Dicks Kaptur Dingell Kasich Payne (VA) Pelosi Dixon Kennedy Dooley Kennelly Penny Peterson (FL) Peterson (MN) Doolittle Kildee Dornan Kim Dreier King Petri Duncan Kingston Pickett Dunn Kleczka Pickle Durbin Pombo Klein Edwards (CA) Klink Pomeroy Klug Knollenberg Edwards (TX) Porter Portman Ehlers Kolbe Poshard Engel Kopetski English Price (NC) Pryce (OH) Kreidler Eshoo Kyl Quillen Evans LaFalce Everett Quinn Ewing Lambert Rahall Farr Lancaster Ramstad Fawell Rangel Lantos Ravenel Fazio LaRocco Fields (LA) Laughlin Reed Fields (TX) Regula Lazio Reynolds Richardson Filner Leach Fingerhut Lehman Flake Levin Ridge Foglietta Levy Lewis (CA) Roberts Ford (MI) Roemer Fowler Frank (MA) Lewis (FL) Rogers Rohrabacher Lewis (GA) Franks (CT) Lightfoot Ros-Lehtinen Linder Lipinski Franks (NJ) Rostenkowski Frost Roth Roukema Furse Livingston Rowland Roybal-Allard Gallegly Lloyd Gallo Long Gejdenson Lowey Royce Lucas Machtley Gekas Rush Gephardt Geren Sanders Sangmeister Maloney Gibbons Mann Santorum Manton Gilchrest Sarpalius Gillmor Manzullo Sawyer Gilman Margolies-Saxton Mezvinsky Gingrich Schaefer Glickman Schenk Markey Martinez Gonzalez Schiff Goodlatte Schroeder Matsui Goodling Mazzoli Schumer Gordon McCandless Scott Goss McCloskey Sensenbrenner Grams McCollum Serrano Green McCrery McCurdy Shaw Greenwood Shays Gunderson McDade Shepherd McDermott Gutierrez Shuster Hall (OH) McHale Sisisky Hall (TX) McHugh Skaggs Hamburg McInnis Skeen Hamilton McKeon Skelton McKinney McMillan Slattery Hancock Slaughter Hansen McNulty Smith (IA) Harman Smith (MI) Smith (NJ) Hastert Meehan Hastings Meek Hayes Menendez Smith (TX) Hefley Hefner Meyers Mfume Snowe Solomon Herger Mica Spratt Hilliard Hinchey Michel Stark Miller (CA) Stearns Hoagland Miller (FL) Stenholm Hobson Mineta Stokes Strickland Hochbrueckner Minge Hoekstra Moakley Stump

Torkildsen Stupak Waxman Torres Sundquist Weldon Torricelli Swett Wheat Whitten Swift Towns Traficant Williams Synar Talent Unsoeld Wilson Wise Tanner Upton Velazquez Wolf Tauzin Taylor (MS) Taylor (NC) Vento Visclosky Woolsey Wyden Tejeda Volkmer Wynn Vucanovich Walker Thomas (CA) Yates Thomas (WY) Young (AK) Thompson Walsh Young (FL) Thornton Waters Zeliff Zimmer Thurman Watt

NOT VOTING-20

Barlow Ford (TN) Smith (OR) Brown (CA) Grandy Spence Byrne Coleman Mink Neal (NC) Studds Tucker de la Garza Rose Valentine Emerson Sabo Washington Sharp

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.

\$150.30 Providing for the CONSIDERATION OF H.R. 2108

Mr. MOAKLEY, by direction of the Committee on Rules, reported (Rept. No. 103-508) the privileged resolution (H. Res. 428) providing for the consideration of the bill (H. R. 2108) to make improvements in the Black Lung Benefits Act.

When said resolution and report were referred to the House Calendar and ordered printed.

$\P 50.31$ Providing for the CONSIDERATION OF H.R. 4301

Mr. MOAKLEY, by direction of the Committee on Rules, reported (Rept. No. 103-509) the privileged resolution (H. Res. 429) providing for the consideration of the bill (H.R. 4301) to authorize appropriations for fiscal year 1995 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 1995, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶50.32 SUBPOENA

SPEAKER The pro tempore. Mr.KILDEE, laid before the House a communication, which was read as fol-

> HOUSE OF REPRESENTATIVES, May 17, 1994.

Hon. Thomas S. Foley.

Dear Mr. Speaker: This is to notify you pursuant to Rule L of the Rules of the House that I have been served with a subpoena issued by the Superior Court of the District of Columbia.

After consultation with the General Counsel, I have determined that compliance is inconsistent with the privileges and precedents of the House.

Sincerely

RON WYDEN, Member of Congress.

¶50.33 CALIFORNIA DESERT PROTECTION

The SPEAKER pro tempore, Mr. KIL-DEE, pursuant to House Resolution 422 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 518) to designate certain lands in the California Desert as wilderness, to establish the Death Valley and Joshua Tree National Parks and Mojave National Monument, and for other purposes.

The SPEAKER pro tempore, Mr. KIL-DEE, by unanimous consent, designated Mr. PETERSON of Florida as Chairman of the Committee of the Whole; and after some time spent therein.

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

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

¶50.34 MINERAL EXPLORATION AND DEVELOPMENT

On motion of Mr. MILLER of California, by unanimous consent, the bill (H.R. 322) to modify the requirements applicable to locatable minerals on public domain lands, consistent with the principles of self-initiation of mining claims, and for other purposes; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. MILLER of California, it was,

Resolved, That the House disagree to the amendment of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

Thereupon, the SPEAKER pro tempore, Mr. WISE, by unanimous consent. announced the appointment of Messrs. MILLER of California, LEHMAN, RAHALL, YOUNG of Alaska, and Mrs. VUCANO-VICH, as managers on the part of the House at said conference.

Ordered, That the Clerk notify the Senate thereof.

¶50.35 SUBPOENA

The SPEAKER pro tempore, Mr. WISE, laid before the House a communication, which was read as follows:

COMMITTEE ON ENERGY AND COM-MERCE, SUBCOMMITTEE ON HEALTH AND THE ENVIRONMENT,

Washington, DC May 17, 1994.

Hon. THOMAS S. FOLEY, Speaker of the House. Washington, DC

DEAR MR. SPEAKER: This is to notify you pursuant to Rule L of the Rules of the House that I have been served with a subpoena issued by the Superior Court of the District of Columbia.

After consultation with the General Counsel, I have determined that compliance is inconstant with the privileges and precedents of the House

Sincerely,

HENRY A. WAXMAN.