

(1) by adding after "sequelae" the following: "which disease or sequelae is restrictive or obstructive or both", and

(2) by striking out "coal mine" and inserting in lieu thereof "coal mine or coke oven".

SEC. 10. EFFECTIVE DATES.

(a) GENERAL RULE.—Except as provided in subsections (b) and (c), this Act and the amendments made by this Act shall take effect October 1, 1994.

(b) SECTION 5.—The amendment made by section 5 shall apply only with respect to claims which are filed for the first time after October 1, 1994, and shall not apply with respect to any claim which is filed before such date and which is refiled under section 8 of this Act after such date.

(c) COSTS OFFSET.—The amendments made by this Act shall not take effect unless the costs of the amendments are fully offset in each fiscal year through fiscal year 1999 by changes to the Black Lung Benefits Program.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. FAWELL moved to recommit the bill to the Committee on Education and Labor.

By unanimous consent, the previous question was ordered on the motion to recommit.

The question being put, *viva voce*,
Will the House recommit said bill?

The SPEAKER pro tempore, Mr. DE LA GARZA, announced that the nays had it.

So the motion to recommit was not agreed to.

The question being put, *viva voce*,
Will the House pass said bill?

The SPEAKER pro tempore, Mr. DE LA GARZA, announced that the yeas had it.

Mr. FAWELL demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative

{	Yeas	252
	Nays	166

52.21 [Roll No. 186]
AYES—252

Abercrombie	Brown (OH)	Dicks
Ackerman	Bryant	Dingell
Andrews (ME)	Byrne	Durbin
Andrews (NJ)	Cantwell	Edwards (CA)
Andrews (TX)	Cardin	Edwards (TX)
Applegate	Carr	Engel
Bacchus (FL)	Chapman	English
Bacchus (AL)	Clay	Eshoo
Baesler	Clayton	Evans
Barca	Clement	Farr
Barcia	Clinger	Fazio
Barlow	Clyburn	Fields (LA)
Barrett (WI)	Coleman	Filner
Becerra	Collins (IL)	Fingerhut
Beilenson	Collins (MI)	Fish
Bentley	Condit	Flake
Berman	Conyers	Foglietta
Bevill	Cooper	Ford (MI)
Bilbray	Coppersmith	Ford (TN)
Bishop	Costello	Frank (MA)
Blackwell	Coyne	Frost
Blute	Cramer	Furse
Boehlert	Danner	Gejdenson
Bonior	Darden	Gephardt
Borski	de la Garza	Gibbons
Boucher	DeFazio	Gilman
Brewster	DeLauro	Glickman
Brooks	Dellums	Gonzalez
Browder	Derrick	Gordon
Brown (CA)	Deutsch	Green
Brown (FL)	Diaz-Balart	Gutierrez

Hall (OH)	McHugh	Sawyer
Hamburg	McKinney	Schenk
Hamilton	McNulty	Schroeder
Harman	Meehan	Schumer
Hastings	Meek	Schumer
Hefner	Menendez	Scott
Hilliard	Mfume	Serrano
Hinchey	Miller (CA)	Sharp
Hoagland	Mineta	Shepherd
Hochbrueckner	Mink	Sisisky
Holden	Moakley	Skaggs
Hoyer	Mollohan	Skelton
Hughes	Moran	Slaughter
Inslie	Morella	Smith (IA)
Jacobs	Murphy	Smith (NJ)
Jefferson	Murtha	Spratt
Johnson (GA)	Myers	Stark
Johnson (SD)	Neal (MA)	Stokes
Johnson, E. B.	Oberstar	Strickland
Johnston	Obey	Studds
Kanjorski	Olver	Stupak
Kaptur	Ortiz	Sundquist
Kennedy	Owens	Swett
Kennelly	Pallone	Swift
Kildee	Pastor	Synar
Kleczka	Payne (NJ)	Tanner
Klein	Pelosi	Tejeda
Klink	Peterson (FL)	Thompson
Kopetski	Peterson (MN)	Thornton
Kreidler	Pickle	Thurman
LaFalce	Porter	Torricelli
Lancaster	Poshard	Towns
Lantos	Price (NC)	Traficant
LaRocco	Quillen	Tucker
Laughlin	Quinn	Unsoeld
Lehman	Rahall	Velazquez
Levin	Rangel	Vento
Lewis (GA)	Reed	Visclosky
Lipinski	Reynolds	Volkmer
Lloyd	Richardson	Walsh
Long	Ridge	Waters
Lowey	Roemer	Watt
Maloney	Rogers	Waxman
Mann	Ros-Lehtinen	Wheat
Manton	Rose	Whitten
Margolies-	Rostenkowski	Williams
Mezvinsky	Rowland	Wilson
Martinez	Roybal-Allard	Wise
Matsui	Rush	Woolsey
Mazzoli	Sabo	Wyden
McCloskey	Sanders	Wynn
McDade	Sangmeister	Yates
McDermott	Santorum	Young (AK)
McHale	Sarpalius	

NOES—166

Allard	Fowler	Kyl
Archer	Franks (CT)	Lambert
Armey	Franks (NJ)	Lazio
Baker (CA)	Galleghy	Leach
Baker (LA)	Gallo	Levy
Ballenger	Gekas	Lewis (CA)
Barrett (NE)	Geren	Lightfoot
Bartlett	Gilchrest	Linder
Barton	Gillmor	Lucas
Bateman	Gingrich	Machtley
Bereuter	Goodlatte	Manzullo
Bilirakis	Goodling	McCandless
Bileyle	Goss	McCollum
Boehner	Grams	McCrery
Bonilla	Greenwood	McCurdy
Bunning	Gunderson	McInnis
Burton	Hall (TX)	McKeon
Buyer	Hancock	McMillan
Callahan	Hansen	Meyers
Calvert	Hastert	Mica
Camp	Hayes	Michel
Canady	Hefley	Miller (FL)
Castle	Herger	Minge
Coble	Hobson	Molinari
Collins (GA)	Hoekstra	Montgomery
Combest	Horn	Moorhead
Cox	Houghton	Nussle
Crane	Huffington	Orton
Crapo	Hunter	Oxley
Cunningham	Hutchinson	Packard
Deal	Hutto	Paxon
DeLay	Hyde	Payne (VA)
Dickkey	Inglis	Penny
Dooley	Inhofe	Petri
Doollittle	Istook	Pickett
Dornan	Johnson (CT)	Pombo
Dreier	Johnson, Sam	Portman
Duncan	Kasich	Pryce (OH)
Dunn	Kim	Ramstad
Ehlers	King	Ravenel
Everett	Kingston	Regula
Ewing	Klug	Roberts
FAWELL	Knollenberg	Rohrabacher
Fields (TX)	Kolbe	Roth

Roukema	Smith (TX)	Torkildsen
Royce	Snowe	Upton
Saxton	Solomon	Valentine
Schaefer	Spence	Vucanovich
Schiff	Stearns	Walker
Sensenbrenner	Stenholm	Weldon
Shaw	Stump	Wolf
Shays	Talent	Young (FL)
Shuster	Tauzin	Zeliff
Skeen	Taylor (MS)	Zimmer
Smith (MI)	Taylor (NC)	
Smith (OR)	Thomas (WY)	

NOT VOTING—15

Dixon	Livingston	Pomeroy
Emerson	Markey	Slattery
Grandy	Nadler	Thomas (CA)
Hoke	Neal (NC)	Torres
Lewis (FL)	Parker	Washington

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

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

52.22 DOD APPROPRIATIONS

Mr. HEFNER submitted a privileged report (Rept. No. 103-516) on the bill (H.R. 4453) making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1995, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Mrs. VUCANOVICH reserved all points of order against said bill.

52.23 LEGISLATIVE BRANCH APPROPRIATIONS

Mr. HEFNER submitted a privileged report (Rept. No. 103-517) on the bill (H.R. 4454) making appropriations for the Legislative Branch for the fiscal year ending September 30, 1995, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Mr. YOUNG of Florida reserved all points of order against said bill.

52.24 NUTRITION LABELING AND EDUCATION

On motion of Mr. WAXMAN, by unanimous consent, the bill of the Senate (S. 2087) to extend the time period for compliance with the Nutrition Labeling and Education Act of 1990 for certain food products packaged prior to August 18, 1994; was taken from the Speaker's table.

When said bill was considered, read twice, ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

52.25 DOD AUTHORIZATION

The SPEAKER pro tempore, Mr. DE LA GARZA, pursuant to House Resolution 429 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. 4301) to authorize appropriations for fiscal year 1995 for mili-

tary activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 1995, and for other purposes.

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

¶52.26 RECORDED VOTE

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

At the end of title X (page 277, after line 2), insert the following new section:

SEC. 1038. REDUCTION OF UNITED STATES MILITARY FORCES IN EUROPE.

(a) END STRENGTH REDUCTIONS FOR MILITARY PERSONNEL IN EUROPE.—Notwithstanding section 1002(c)(1) of the National Defense Authorization Act, 1985 (22 U.S.C. 1928 note), but subject to subsection (d), for each of fiscal years 1996, 1997, 1998, and 1999, the Secretary of Defense shall reduce the end strength level of members of the Armed Forces of the United States assigned to permanent duty ashore in European member nations of the North Atlantic Treaty Organization in accordance with subsection (b).

(b) REDUCTION FORMULA.—

(1) APPLICATION OF FORMULA.—For each percentage point that the allied contribution level determined under paragraph (2) is below the goal specified in subsection (c) as of the end of a fiscal year, the Secretary of Defense shall reduce the end strength level of members of the Armed Forces of the United States assigned to permanent duty ashore in European member nations of NATO by 1,000 for the next fiscal year. The reduction shall be made from the end strength level in effect, pursuant to section 1002(c)(1) of the National Defense Authorization Act, 1985 (22 U.S.C. 1928 note), and subsection (a) of this section (if applicable), for the fiscal year in which the allied contribution level is below the goal specified in subsection (c).

(2) ALLIED CONTRIBUTION LEVEL.—To determine the allied contribution level with respect to a fiscal year, the Secretary of Defense shall calculate the aggregate amount of nonpersonnel costs for United States military installations in European member nations of NATO that are assumed during that fiscal year by such nations, except that the Secretary may consider only those cash and in-kind contributions by such nations that replace expenditures that would otherwise be made by the Secretary using funds appropriated or otherwise made available in defense appropriations Acts.

(c) ANNUAL GOALS FOR FORCE REDUCTION.—In continuing efforts to enter into revised host-nation agreements as described in section 1301(e) of National Defense Authorization Act for Fiscal Year 1993 (Public Law 102-484; 106 Stat. 2545) and section 1401(c) of the National Defense Authorization Act for Fiscal Year 1994 (Public Law 103-160; 107 Stat. 1824), the President is urged to seek to have European member nations of NATO assume an increased share of the nonpersonnel costs of United States military installations in those nations in accordance with the following timetable:

(1) By September 30, 1995, 18.75 percent of such costs should be assumed by those nations.

(2) By September 30, 1996, 37.5 percent of such costs should be assumed by those nations.

(3) By September 30, 1997, 56.25 percent of such costs should be assumed by those nations.

(4) By September 30, 1998, 75 percent of such costs should be assumed by those nations.

(d) EXCEPTIONS.—

(1) MINIMUM END STRENGTH AUTHORITY.—Notwithstanding reductions required pursuant to subsection (a), the Secretary of Defense may maintain an end strength of at least 25,000 members of the Armed Forces of the United States assigned to permanent duty ashore in European member nations of NATO.

(2) WAIVER AUTHORITY.—The President may waive operation of this section if the President declares an emergency and immediately informs the Congress of the waiver and the reasons for the waiver.

(e) ALLOCATION OF FORCE REDUCTIONS.—To the extent that there is a reduction in end strength level for any of the Armed Forces in European member nations of NATO in a fiscal year pursuant to subsection (a)—

(1) half of the reduction shall be used to make a corresponding reduction in the authorized end strength level for active duty personnel for such Armed Force for that fiscal year; and

(2) half of the reduction shall be used to make a corresponding increase in permanent assignments or deployments of forces in the United States or other nations (other than European member nations of NATO) for each such Armed Force for that fiscal year, as determined by the Secretary of Defense.

(f) NONPERSONNEL COSTS DEFINED.—For purposes of this section, the term "nonpersonnel costs", with respect to United States military installations in European member nations of NATO, means costs for those installations other than costs paid from military personnel accounts.

It was decided in the } Yeas 268
affirmative } Nays 144

¶52.27

[Roll No. 187]

AYES—268

- | | | |
|--------------|--------------|----------------|
| Abercrombie | Danner | Hamburg |
| Ackerman | de la Garza | Hancock |
| Allard | de Lugo (VI) | Hayes |
| Andrews (ME) | Deal | Hefner |
| Andrews (NJ) | DeFazio | Heger |
| Andrews (TX) | DeLauro | Hilliard |
| Applegate | Dellums | Hinchey |
| Bachus (AL) | Derrick | Hoagland |
| Barca | Deutsch | Hobson |
| Barcia | Dooley | Hochbrueckner |
| Barrett (WI) | Doolittle | Hoekstra |
| Becerra | Dreier | Hoke |
| Beilenson | Duncan | Holden |
| Bentley | Durbin | Horn |
| Berman | Edwards (CA) | Hoyer |
| Bilirakis | Ehlers | Hughes |
| Blackwell | Engel | Hutchinson |
| Blute | English | Inslie |
| Boehlert | Eshoo | Istook |
| Boehner | Evans | Jacobs |
| Bonior | Ewing | Jefferson |
| Borski | Farr | Johnson (CT) |
| Boucher | Fawell | Johnson (SD) |
| Brewster | Fazio | Johnson, E. B. |
| Brooks | Fields (LA) | Johnston |
| Brown (CA) | Filner | Kaptur |
| Brown (FL) | Fingerhut | Kasich |
| Brown (OH) | Fish | Kennedy |
| Bryant | Flake | Kennelly |
| Byrne | Foglietta | Kildee |
| Callahan | Ford (MI) | Kim |
| Calvert | Ford (TN) | Kleczka |
| Camp | Frank (MA) | Klein |
| Cantwell | Franks (NJ) | Klink |
| Carr | Frost | Klug |
| Chapman | Furse | Kopetski |
| Clayton | Gallegly | Kreidler |
| Clement | Gejdenson | Lambert |
| Coble | Gekas | Lantos |
| Coleman | Gephardt | LaRocco |
| Collins (IL) | Gilchrest | Laughlin |
| Collins (MI) | Gillmor | Leach |
| Condit | Glickman | Lehman |
| Conyers | Goodlatte | Lewis (GA) |
| Cooper | Goodling | Lightfoot |
| Costello | Gordon | Lipinski |
| Coyne | Green | Long |
| Crane | Gutierrez | Lowey |
| Crapo | Hall (OH) | Machtley |
| Cunningham | Hall (TX) | Maloney |

- | | | |
|---------------|---------------|-------------|
| Manton | Pombo | Smith (NJ) |
| Manzullo | Pomeroy | Snowe |
| Margolies- | Portman | Spratt |
| Mezvinsky | Poshard | Stark |
| Martinez | Pryce (OH) | Stokes |
| McCandless | Quinn | Strickland |
| McCloskey | Rahall | Studds |
| McDermott | Ramstad | Stupak |
| McInnis | Rangel | Sweet |
| McKinney | Ravenel | Synar |
| McNulty | Reed | Tauzin |
| Meehan | Regula | Taylor (NC) |
| Meek | Reynolds | Thomas (WY) |
| Menendez | Ridge | Thompson |
| Meyers | Roemer | Thornton |
| Mfume | Rogers | Thurman |
| Mica | Rohrabacher | Torricelli |
| Miller (CA) | Rose | Towns |
| Miller (FL) | Rostenkowski | Traficant |
| Mineta | Roth | Tucker |
| Minge | Roukema | Unsoeld |
| Mink | Roybal-Allard | Upton |
| Moakley | Royce | Valentine |
| Morella | Rush | Velazquez |
| Neal (MA) | Sabo | Vento |
| Norton (DC) | Sanders | Volkmer |
| Nussle | Sangmeister | Waters |
| Oberstar | Sawyer | Watt |
| Obey | Schaefer | Waxman |
| Olver | Schenk | Wheat |
| Orton | Schiff | Williams |
| Owens | Schroeder | Wise |
| Pallone | Schumer | Woolsey |
| Pastor | Sensenbrenner | Wyden |
| Payne (NJ) | Serrano | Wynn |
| Pelosi | Sharp | Yates |
| Penny | Shaw | Young (AK) |
| Peterson (MN) | Shays | Young (FL) |
| Petri | Shepherd | Zimmer |
| Pickle | Slaughter | |

NOES—144

- | | | |
|--------------|--------------|----------------|
| Archer | Gonzalez | Murphy |
| Armey | Goss | Murtha |
| Bacchus (FL) | Grams | Myers |
| Baessler | Greenwood | Ortiz |
| Baker (CA) | Gunderson | Oxley |
| Baker (LA) | Hamilton | Packard |
| Ballenger | Hansen | Paxon |
| Barrett (NE) | Hastert | Payne (VA) |
| Bartlett | Hastings | Peterson (FL) |
| Barton | Hefley | Pickett |
| Bateman | Houghton | Porter |
| Bereuter | Huffington | Price (NC) |
| Bevill | Hunter | Quillen |
| Bilbray | Hutto | Richardson |
| Bishop | Hyde | Roberts |
| Bliley | Inglis | Ros-Lehtinen |
| Bonilla | Inhofe | Rowland |
| Browder | Johnson (GA) | Sarpalius |
| Bunning | Johnson, Sam | Saxton |
| Burton | Kanjorski | Scott |
| Buyer | King | Shuster |
| Canady | Kingston | Sisisky |
| Castle | Knollenberg | Skaggs |
| Clinger | Kolbe | Skeen |
| Clyburn | Kyl | Skelton |
| Collins (GA) | LaFalce | Smith (MI) |
| Combest | Lancaster | Smith (OR) |
| Coppersmith | Lazio | Smith (TX) |
| Cox | Levin | Solomon |
| Cramer | Levy | Spence |
| Darden | Lewis (CA) | Stearns |
| DeLay | Linder | Stenholm |
| Diaz-Balart | Lloyd | Stump |
| Dickey | Lucas | Sundquist |
| Dicks | Mann | Swift |
| Dingell | Mazzoli | Talent |
| Dornan | McCrery | Tanner |
| Dunn | McDade | Taylor (MS) |
| Edwards (TX) | McHale | Tejeda |
| Everett | McHugh | Torkildsen |
| Fields (TX) | McKeon | Underwood (GU) |
| Fowler | McMillan | Visclosky |
| Franks (CT) | Michel | Vucanovich |
| Gallo | Molinari | Walker |
| Geren | Mollohan | Walsh |
| Gibbons | Montgomery | Weldon |
| Gilman | Moorhead | Wolf |
| Gingrich | Moran | Zeliff |

NOT VOTING—26

- | | | |
|-------------------|------------|----------------|
| Barlow | Harman | Neal (NC) |
| Cardin | Lewis (FL) | Parker |
| Clay | Livingston | Romero-Barcelo |
| Dixon | Markey | (PR) |
| Emerson | Matsui | Santorum |
| Faleomavaega (AS) | McCollum | Slattery |
| Grandy | McCurdy | |
| | Nadler | |