

from the Emergency Refugee and Migration Assistance Fund to meet the urgent needs of Rwanda and Burundi refugees, returnees, displaced persons, and conflict victims, pursuant to 22 U.S.C. 2601(c)(3); to the Committee on Foreign Affairs.

3213. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on special nuclear materials in the Commonwealth of Independent States, pursuant to 22 U.S.C. 5860; to the Committee on Foreign Affairs.

3214. A letter from the Director, Ballistic Missile Defense Organization, Department of Defense, transmitting a copy of Presidential Determination 94-24 certifying that the representatives of the member nations of NATO and Japan, Israel, and South Korea were formally presented with a proposal concerning coordination of U.S. theater missile defense programs with TMD programs of our friends and allies, pursuant to Public Law 103-160, section 242; to the Committee on Foreign Affairs.

52.3 RECESS—9:32 A.M.

The SPEAKER, pursuant to the special order agreed to on May 12, 1994, declared the House in recess at 9 o'clock and 32 minutes a.m., until 11 o'clock a.m.

52.4 AFTER RECESS—11:05 A.M.

The SPEAKER pro tempore, Mr. VIS-CLOSKY, called the House to order.

52.5 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had passed a bill of the following title, in which the concurrence of the House is requested:

S. 1485. An Act to extend certain satellite carrier compulsory licenses, and for other purposes.

The message also announced that the Senate agreed to the amendments of the House to the resolution (S.J. Res. 168) "Joint Resolution designating May 11, 1994, as 'Vietnam Human Rights Day'."

52.6 PROCEEDINGS DURING RECESS

On motion of Mr. WISE, by unanimous consent, the proceedings had during the recess to receive former Members were ordered to be printed in the Record.

52.7 SUBMISSION OF CONFERENCE REPORT—S. 24

Mr. BROOKS submitted a conference report (Rept. No. 103-511) on the bill of the Senate (S. 24) to reauthorize the Independent Counsel Law for an additional 5 years, and for other purposes; together with a statement thereon, for printing in the Record under the rule.

52.8 PROVIDING FOR THE CONSIDERATION OF H.R. 2108

Ms. SLAUGHTER, by direction of the Committee on Rules, called up the following resolution (H. Res. 428):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2108) to make improvements in the Black Lung Benefits Act. The first reading of the bill shall be dis-

pensed with. Points of order against consideration of the bill for failure to comply with section 401(b)(1) of the Congressional Budget Act of 1974 are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Education and Labor. After general debate the bill shall be considered for amendment under the five-minute rule for a period not to exceed three hours (excluding time consumed by recorded votes and proceedings incidental thereto). It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule an amendment in the nature of a substitute consisting of the text of H.R. 4415. The amendment in the nature of a substitute shall be considered as read. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the amendment in the nature of a substitute made in order as original text. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered. After debate,

On motion of Ms. SLAUGHTER, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

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

52.9 BLACK LUNG BENEFITS

The SPEAKER pro tempore, Mr. RA-HALL, pursuant to House Resolution 428 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. 2108) to make improvements in the Black Lung Benefits Act.

The SPEAKER pro tempore, Mr. RA-HALL, by unanimous consent, designated Mr. WISE as Chairman of the Committee of the Whole; and after some time spent therein,

52.10 RECORDED VOTE

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

Page 11, beginning in line 22, strike "subsection (b)" and insert "subsections (b) and (c)" and on page 12 add after line 6 the following:

(c) BLACK LUNG DISABILITY TRUST FUND.—The amendments made by this Act shall not take effect unless the total indebtedness of the Black Lung Disability Trust Fund is less than \$600,000,000.

It was decided in the { Yeas 189 negative } { Nays 234

52.11 [Roll No. 181] AYES—189

Table listing names of members voting AYES: Allard, Archer, Arney, Baker (CA), Baker (LA), Barrett (NE), Bartlett, Barton, Bateman, Bentley, Bereuter, Biiley.

Table listing names of members voting NAYS: Blute, Boehlert, Boehner, Bonilla, Brewster, Burton, Buyer, Callahan, Calvert, Camp, Canady, Castle, Clinger, Coble, Collins (GA), Combest, Condit, Cooper, Crane, Crapo, Cunningham, Deal, DeLay, Dickey, Dooley, Doolittle, Dorman, Dreier, Duncan, Dunn, Edwards (TX), Ehlers, Ewing, Fawell, Fields (TX), Fowler, Franks (CT), Franks (NJ), Gallegly, Gallo, Gekas, Geren, Gilchrist, Gillmor, Gilman, Gingrich, Goodlatte, Goss, Grams, Greenwood, Gunderson, Hall (TX), Hancock, Hansen, Harman, Hastert, Hayes, Hefley, Herger, Hoagland, Hobson, Hoekstra, Hoke, Horn, Houghton, Huffington, Hutchinson, Hutto, Hyde, Inglis, Inhofe, Istook, Johnson (CT), Johnson (GA), Johnson, Sam, Kasich, Kim, King, Kingston, Klug, Knollenberg, Kolbe, Kyl, Lambert, Laughlin, Lazio, Leach, Levy, Lewis (CA), Lewis (FL), Lightfoot, Linder, Livingston, Lucas, Machtley, Mann, Manzullo, Margolies-Mezvinsky, McCandless, McCollum, McCrery, McCurdy, McHugh, McKeon, McMillan, Meehan, Meyers, Mica, Michel, Miller (FL), Minge, Molinari, Montgomery, Moorhead, Morella, Nussle, Orton, Oxley, Packard, Paxon, Payne (VA), Penny, Peterson (FL), Peterson (MN), Petri, Pickett, Pomo, Pomeroy, Porter, Portman, Pryce (OH), Ramstad, Ravenel, Regula, Riggle, Roberts, Rohrabacher, Ros-Lehtinen, Roth, Roukema, Rowland, Royce, Saxton, Schaefer, Schiff, Sensenbrenner, Shaw, Shays, Shuster, Siskisky, Skeen, Smith (MI), Smith (OR), Smith (TX), Snowe, Solomon, Spence, Stearns, Stenholm, Stump, Sweet, Talent, Tauzin, Taylor (MS), Taylor (NC), Thomas (CA), Thomas (WY), Upton, Valentine, Vucanovich, Walker, Walsh, Weldon, Wolf, Young (FL), Zelliff, Zimmer.

NOES—234

Table listing names of members voting NOES: Abercrombie, Ackerman, Andrews (ME), Andrews (NJ), Andrews (TX), Applegate, Bacchus (FL), Bacchus (AL), Baesler, Barca, Barcia, Barlow, Barrett (WI), Becerra, Beilenson, Berman, Bevill, Bilbray, Bilirakis, Bishop, Blackwell, Bonior, Borski, Boucher, Brooks, Browder, Brown (CA), Brown (FL), Brown (OH), Bryant, Bunning, Byrne, Cantwell, Cardin, Carr, Chapman, Clay, Clayton, Clement, Clyburn, Coleman, Collins (IL), Conyers, Coppersmith, Costello, Coyne, Cramer, Danner, Darden, de la Garza, de Lugo (VI), DeFazio, DeLauro, Dellums, Derrick, Deutsch, Diaz-Balart, Dicks, Dingell, Durbin, Edwards (CA), Engel, English, Eshoo, Evans, Everett, Farr, Fazio, Fields (LA), Filner, Fingerhut, Flake, Foglietta, Ford (MI), Ford (TN), Frank (MA), Frost, Furse, Gejdenson, Gephardt, Gibbons, Glickman, Gonzalez, Goodling, Gordon, Green, Gutierrez, Hall (OH), Hamburg, Hamilton, Hastings, Hilliard, Hinchey, Hochbrueckner, Holden, Hoyer, Hughes, Hunter, Insee, Jacobs, Jefferson, Johnson (SD), Johnson, E.B., Johnston, Kanjorski, Kaptur, Kennelly, Kildee, Kleczka, Klein, Klink, Kopetski, Kreidler, LaFalce.