

Nadler	Rohrabacher	Stupak
Napolitano	Ros-Lehtinen	Sullivan
Neal (MA)	Ross	Sweeney
Neugebauer	Rothman	Tancredo
Ney	Roybal-Allard	Tanner
Norwood	Royce	Tauscher
Nunes	Ruppersberger	Taylor (MS)
Oberstar	Rush	Taylor (NC)
Obey	Ryan (OH)	Terry
Olver	Ryan (WI)	Thomas
Ortiz	Ryun (KS)	Thompson (CA)
Osborne	Sabo	Thompson (MS)
Otter	Salazar	Thornberry
Owens	Sánchez, Linda	Tiahrt
Oxley	T.	Tiberi
Pallone	Sanders	Tierney
Pascarell	Saxton	Towns
Pastor	Schakowsky	Turner
Payne	Schiff	Udall (CO)
Pearce	Schmidt	Udall (NM)
Pelosi	Schwartz (PA)	Upton
Pence	Schwarz (MI)	Van Hollen
Peterson (MN)	Scott (GA)	Velázquez
Peterson (PA)	Scott (VA)	Visclosky
Petri	Sensenbrenner	Walden (OR)
Pickering	Serrano	Walsh
Pitts	Sessions	Wamp
Platts	Shadegg	Wasserman
Poe	Shaw	Schultz
Pombo	Shays	Watson
Pomeroy	Sherman	Watt
Porter	Sherwood	Waxman
Price (GA)	Shinkus	Weiner
Price (NC)	Shuster	Weldon (FL)
Pryce (OH)	Simmons	Weldon (PA)
Putnam	Simpson	Weller
Radanovich	Skelton	Wexler
Ramstad	Slaughter	Whitfield
Rangel	Smith (NJ)	Wicker
Regula	Smith (TX)	Wilson (NM)
Rehberg	Smith (WA)	Wilson (SC)
Reichert	Snyder	Wolf
Renzi	Sodrel	Woolsey
Reyes	Solis	Wu
Reynolds	Souder	Wynn
Rogers (AL)	Spratt	Young (AK)
Rogers (KY)	Stearns	Young (FL)
Rogers (MI)	Strickland	

## NAYS—8

Abercrombie	Kilpatrick (MI)	Rahall
Conyers	McDermott	Stark
Dingell	Paul	

## ANSWERED "PRESENT"—4

Kaptur	Lee
Kucinich	Waters

## NOT VOTING—10

Davis (FL)	Fortenberry	Sanchez, Loretta
Davis, Jo Ann	McKinney	Westmoreland
Duncan	Northup	
Evans	Nussle	

□ 1210

So (two-thirds of those voting having responded in the affirmative) the rules were suspended and the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## PERSONAL EXPLANATION

Mr. FORTENBERRY. Mr. Speaker, on Thursday, July 20, 2006, I was unavoidably detained and thus I missed rollcall votes Nos. 389, 390, and 391. Had I been present, I would have voted "yea" on all three votes.

## UNITED STATES-OMAN FREE TRADE AGREEMENT IMPLEMENTATION ACT

Mr. THOMAS. Mr. Speaker, pursuant to House Resolution 925, I call up the bill (H.R. 5684) to implement the United States-Oman Free Trade Agreement, and ask for its immediate consideration.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 5684

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

(a) **SHORT TITLE.**—This Act may be cited as the "United States-Oman Free Trade Agreement Implementation Act".

(b) **TABLE OF CONTENTS.**—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Purposes.

Sec. 3. Definitions.

**TITLE I—APPROVAL OF, AND GENERAL PROVISIONS RELATING TO, THE AGREEMENT**

Sec. 101. Approval and entry into force of the Agreement.

Sec. 102. Relationship of the Agreement to United States and State law.

Sec. 103. Implementing actions in anticipation of entry into force and initial regulations.

Sec. 104. Consultation and layover provisions for, and effective date of, proclaimed actions.

Sec. 105. Administration of dispute settlement proceedings.

Sec. 106. Arbitration of claims.

Sec. 107. Effective dates; effect of termination.

**TITLE II—CUSTOMS PROVISIONS**

Sec. 201. Tariff modifications.

Sec. 202. Rules of origin.

Sec. 203. Customs user fees.

Sec. 204. Enforcement relating to trade in textile and apparel goods.

Sec. 205. Reliquidation of entries.

Sec. 206. Regulations.

**TITLE III—RELIEF FROM IMPORTS**

Sec. 301. Definitions.

Subtitle A—Relief From Imports Benefiting From the Agreement

Sec. 311. Commencing of action for relief.

Sec. 312. Commission action on petition.

Sec. 313. Provision of relief.

Sec. 314. Termination of relief authority.

Sec. 315. Compensation authority.

Sec. 316. Confidential business information.

Subtitle B—Textile and Apparel Safeguard Measures

Sec. 321. Commencement of action for relief.

Sec. 322. Determination and provision of relief.

Sec. 323. Period of relief.

Sec. 324. Articles exempt from relief.

Sec. 325. Rate after termination of import relief.

Sec. 326. Termination of relief authority.

Sec. 327. Compensation authority.

Sec. 328. Confidential business information.

**TITLE IV—PROCUREMENT**

Sec. 401. Eligible products.

**SEC. 2. PURPOSES.**

The purposes of this Act are—

(1) to approve and implement the Free Trade Agreement between the United States and Oman entered into under the authority of section 2103(b) of the Bipartisan Trade Promotion Authority Act of 2002 (19 U.S.C. 3803(b));

(2) to strengthen and develop economic relations between the United States and Oman for their mutual benefit;

(3) to establish free trade between the 2 nations through the reduction and elimination of barriers to trade in goods and services and to investment; and

(4) to lay the foundation for further cooperation to expand and enhance the benefits of such Agreement.

**SEC. 3. DEFINITIONS.**

In this Act:

(1) **AGREEMENT.**—The term "Agreement" means the United States-Oman Free Trade Agreement approved by Congress under section 101(a)(1).

(2) **HTS.**—The term "HTS" means the Harmonized Tariff Schedule of the United States.

(3) **TEXTILE OR APPAREL GOOD.**—The term "textile or apparel good" means a good listed in the Annex to the Agreement on Textiles and Clothing referred to in section 101(d)(4) of the Uruguay Round Agreements Act (19 U.S.C. 3511(d)(4)).

**TITLE I—APPROVAL OF, AND GENERAL PROVISIONS RELATING TO, THE AGREEMENT****SEC. 101. APPROVAL AND ENTRY INTO FORCE OF THE AGREEMENT.**

(a) **APPROVAL OF AGREEMENT AND STATEMENT OF ADMINISTRATIVE ACTION.**—Pursuant to section 2105 of the Bipartisan Trade Promotion Authority Act of 2002 (19 U.S.C. 3805) and section 151 of the Trade Act of 1974 (19 U.S.C. 2191), Congress approves—

(1) the United States-Oman Free Trade Agreement entered into on January 19, 2006, with Oman and submitted to Congress on June 26, 2006; and

(2) the statement of administrative action proposed to implement the Agreement that was submitted to Congress on June 26, 2006.

(b) **CONDITIONS FOR ENTRY INTO FORCE OF THE AGREEMENT.**—At such time as the President determines that Oman has taken measures necessary to bring it into compliance with those provisions of the Agreement that are to take effect on the date on which the Agreement enters into force, the President is authorized to exchange notes with the Government of Oman providing for the entry into force, on or after January 1, 2007, of the Agreement with respect to the United States.

**SEC. 102. RELATIONSHIP OF THE AGREEMENT TO UNITED STATES AND STATE LAW.**

(a) **RELATIONSHIP OF AGREEMENT TO UNITED STATES LAW.**—

(1) **UNITED STATES LAW TO PREVAIL IN CONFLICT.**—No provision of the Agreement, nor the application of any such provision to any person or circumstance, which is inconsistent with any law of the United States shall have effect.

(2) **CONSTRUCTION.**—Nothing in this Act shall be construed—

(A) to amend or modify any law of the United States, or

(B) to limit any authority conferred under any law of the United States,

unless specifically provided for in this Act.

(b) **RELATIONSHIP OF AGREEMENT TO STATE LAW.**—

(1) **LEGAL CHALLENGE.**—No State law, or the application thereof, may be declared invalid as to any person or circumstance on the ground that the provision or application is inconsistent with the Agreement, except in an action brought by the United States for the purpose of declaring such law or application invalid.

(2) **DEFINITION OF STATE LAW.**—For purposes of this subsection, the term "State law" includes—

(A) any law of a political subdivision of a State; and

(B) any State law regulating or taxing the business of insurance.

(c) **EFFECT OF AGREEMENT WITH RESPECT TO PRIVATE REMEDIES.**—No person other than the United States—

(1) shall have any cause of action or defense under the Agreement or by virtue of congressional approval thereof; or

(2) may challenge, in any action brought under any provision of law, any action or inaction by any department, agency, or other instrumentality of the United States, any