

“(E) in the case of tissue obtained pursuant to an induced abortion—

“(i) the woman provided consent for the abortion prior to signing the statement under this paragraph, and the decision of the woman to donate the tissue is made separately and independently of the decision to undergo the abortion;

“(ii) prior to providing consent for the abortion, the woman was not offered, or without her request provided, any information regarding the donation (including a request for the donation) by the attending physician with respect to obtaining the tissue from the woman, by personnel of the office of the physician, or by personnel of the health facilities involved with the abortion; and

“(iii) to the woman’s knowledge, there has not been, or will not be, for purposes of obtaining the tissue, any alteration of the timing, method, or procedures used to terminate the pregnancy.

“(2) ADDITIONAL STATEMENT.—In research carried out under subsection (a), human fetal tissue may be used only if the attending physician with respect to obtaining the tissue from the woman involved makes a statement, made in writing and signed by the physician—

“(A) declaring that the woman has made a statement in accordance with paragraph (1);

“(B) declaring that full disclosure has been provided to the woman with respect to—

“(i) such physician’s interest, if any, in the research to be conducted with the tissue; and

“(ii) any known medical risks to the woman or risks to her privacy that might be associated with the donation of the tissue and that are in addition to risks of such type that are associated with the woman’s medical care;

“(C) declaring that, in the case of a pregnancy occurring other than pursuant to rape or incest, the father of the human fetus does not, to the knowledge of the physician, object to the donation of the tissue;

“(D) declaring that, in the case of tissue obtained pursuant to an induced abortion—

“(i) the consent of the woman for the abortion was obtained prior to obtaining consent for the tissue to be used in such research;

“(ii) prior to providing consent for the abortion, the woman was not offered, or without her request provided, any information regarding the donation (including a request for the donation) by the physician, by personnel of the office of the physician, or by personnel of the health facilities involved with the abortion; and

“(iii) there has not been, or will not be, for the purposes of obtaining the tissue, any alteration of the timing, method, or procedures used to terminate the pregnancy; and

“(E) declaring that—

“(i) the physician maintains such procedures and records as may be necessary to ensure that, during the 5-year period beginning on the date on which the physician signs the statement under this paragraph, the physician can, upon presentation of such statement, confirm that the tissue involved was donated by the woman in accordance with this subsection; and

“(ii) upon request of the Secretary, the physician will confirm that the tissue was so donated (including, if requested, presenting a photocopy of the statement signed by the woman under paragraph (1), subject to all identifying information on the woman being struck from the photocopy before presentation to the Secretary).”

In section 111 of the bill, in subsection (c) of section 498A of the Public Health Service Act (as proposed to be inserted by the bill)—

(1) in paragraph (4), strike “pregnancy” and all that follows and insert “pregnancy.”; and

(2) insert after paragraph (4) the following paragraph (and make conforming changes at the end of paragraphs (3) and (4)):

“(5) in the case of tissue obtained pursuant to an induced abortion, does not know the identity of the woman who donated the tissue.”

In section 111 of the bill, in section 498A of the Public Health Service Act (as proposed to be inserted by the bill), insert after subsection (e) the following subsections (and redesignate subsequent subsections accordingly):

“(f) ISSUANCE OF CERTAIN CRITERIA.—

“(1) PROCEDURES REGARDING RESPECT FOR TISSUE.—Not later than 180 days after the date of the enactment of the National Institutes of Health Revitalization Act of 1993, the Secretary shall, with respect to research under subsection (a), issue final regulations establishing criteria for procedures to be used for human fetal tissue that accord to the tissue the same respect that is accorded to other cadaveric human tissues entitled to respect.

“(2) USE OF FEDERAL FUNDS.—

“(A) Subject to subparagraph (B), the Secretary shall issue regulations specifying the purposes for which Federal funds may be expended in research carried out under subsection (a). The Secretary shall issue final regulations under the preceding sentence not later than 180 days after the date of the enactment of the National Institutes of Health Revitalization Act of 1993.

“(B) Regulations under subparagraph (A) shall specify that, in research carried out under subsection (a), Federal funds may not be expended for any of the costs of terminating pregnancy, except where the life of the mother would be endangered if the fetus were carried to term.

“(g) PERIODIC DETERMINATIONS REGARDING TIMING OF DONATION.—

“(1) IN GENERAL.—In the case of human fetal tissue available pursuant to induced abortions, the Secretary, subject to paragraph (2), shall make periodic determinations of the feasibility, with respect to research under subsection (a), of deferring until after the abortions any discussion with women of whether the women will donate tissue for such research.

“(2) REPORTS.—Not later than 1 year after the date of the enactment of the National Institutes of Health Revitalization Act of 1993, and every year thereafter, the Secretary shall make a determination described in paragraph (1) and submit to the Committee on Energy and Commerce of the House of Representatives, and to the Committee on Labor and Human Resources of the Senate, a report describing the findings made pursuant to the determination.”

It was decided in the { Yeas 253 affirmative } Nays 173

24.9

[Roll No. 60] AYES—253

- Abercrombie Brewster Coppersmith
Ackerman Brooks Coyne
Andrews (ME) Browder Cramer
Andrews (NJ) Brown (CA) Danner
Andrews (TX) Brown (FL) Darden
Bacchus (FL) Brown (OH) de Lugo (VI)
Baesler Bryant DeFazio
Barlow Byrne DeLauro
Barrett (WI) Cantwell Dellums
Becerra Cardin Derrick
Beilenson Carr Deutsch
Bentley Castle Dicks
Berman Chapman Dingell
Bevill Clayton Dixon
Bilbray Clement Dooley
Bishop Clyburn Durbin
Blackwell Coleman Edwards (CA)
Boehlert Collins (IL) Edwards (TX)
Bonior Collins (MI) Engel
Borski Condit English (AZ)
Boucher Cooper English (OK)

- Eshoo Levin Rose
Evans Lewis (FL) Rostenkowski
Faleomavaega Lewis (GA) Roukema
(AS) Lloyd Rowland
Fawell Long Roybal-Allard
Fazio Lowey Rush
Fields (LA) Machtley Sabo
Filner Maloney Sanders
Fingerhut Mann Sangmeister
Flake Margolies-Sawyer
Foglietta Mezvinsky Schenk
Ford (MI) Markey Schroeder
Fowler Martinez Schumer
Frank (MA) Matsui Scott
Franks (CT) McCloskey Serrano
Franks (NJ) McCurdy Sharp
Frost McDermott Shays
Furse McHale Shepherd
Gallo McInnis Siskis
Gejdenson McKinney Skaggs
Gephardt McMillan Slattery
Geren Meehan Slaughter
Gibbons Meek Smith (IA)
Gilchrist Menendez Snowe
Gilman Meyers Spratt
Glickman Mfume Stark
Gordon Miller (CA) Stokes
Green Miller (FL) Strickland
Greenwood Mineta Studds
Gunderson Minge Sweet
Gutierrez Mink Swift
Hamburg Moakley Synar
Hamilton Molinari Tanner
Harman Montgomery Thornton
Hefner Moran Thurman
Hilliard Morella Torildsen
Hinchey Nadler Torres
Hochbrueckner Natcher Torricelli
Horn Neal (MA) Towns
Houghton Neal (NC) Traficant
Hoyer Norton (DC) Tucker
Hughes Obey Underwood (GU)
Inslee Olver Unsoeld
Jacobs Owens Upton
Jefferson Pallone Valentine
Johnson (CT) Pastor Velazquez
Johnson (GA) Payne (NJ) Vento
Johnson (SD) Payne (VA) Visclosky
Johnson, E. B. Pelosi Washington
Johnston Peterson (FL) Waters
Kaptur Pickett Watt
Kennedy Pickle Waxman
Kennelly Pomeroy Wheat
Klecicka Porter Whitten
Klein Price (NC) Williams
Klug Pryce (OH) Wilson
Kolbe Ramstad Wise
Kopetski Rangel Woolsey
Kreidler Ravenel Wyden
Lambert Reed Wynn
Lancaster Reynolds Yates
Lantos Richardson Zelfiff
LaRocco Ridge Zimmer
Laughlin Romero-Barcelo
Lehman (PR)

NOES—173

- Allard Crapo Herger
Applegate Cunningham Hobson
Archer de la Garza Hoekstra
Armev Deal Hoke
Bachus (AL) DeLay Holden
Baker (CA) Diaz-Balart Huffington
Baker (LA) Dickey Hunter
Ballenger Doolittle Hutchinson
Barcia Dornan Hutto
Barrett (NE) Dreier Hyde
Bartlett Duncan Inglis
Barton Dunn Inhofe
Bateman Emerson Istook
Bereuter Everrett Johnson, Sam
Bilirakis Ewing Kanjorski
Bliley Fields (TX) Kasich
Blute Fish Kildee
Boehner Gallegly Kim
Bonilla Bonilla Gekas
Bunning Gillmor Kingston
Burton Gingrich Klink
Buyer Goodlatte Knollenberg
Callahan Goodling Kyl
Calvert Goss LaFalce
Camp Grams Lazio
Candy Grandy Levy
Clinger Hall (OH) Lewis (CA)
Coble Hall (TX) Lightfoot
Collins (GA) Hancock Linder
Combest Hansen Lipinski
Costello Hastert Livingston
Cox Hayes Manton
Crane Hefley Manzullo

Mazzoli
 McCandless
 McCollum
 McCrery
 McHugh
 McKeon
 McNulty
 Mica
 Michel
 Mollohan
 Moorhead
 Murphy
 Murtha
 Myers
 Nussle
 Oberstar
 Ortiz
 Orton
 Oxley
 Packard
 Parker
 Paxon
 Penny
 Peterson (MN)
 Petri

Pombo
 Poshard
 Quillen
 Quinn
 Rahall
 Regula
 Roberts
 Roemer
 Rogers
 Rohrabacher
 Ros-Lehtinen
 Royce
 Santorum
 Sarpalius
 Saxton
 Schaefer
 Schiff
 Sensenbrenner
 Shaw
 Shuster
 Skeen
 Skelton
 Smith (MI)
 Smith (NJ)

Smith (OR)
 Smith (TX)
 Solomon
 Spence
 Stearns
 Stenholm
 Stump
 Stupak
 Sundquist
 Talent
 Tauzin
 Taylor (MS)
 Taylor (NC)
 Tejeda
 Thomas (CA)
 Thomas (WY)
 Volkmer
 Vucanovich
 Walker
 Walsh
 Weldon
 Wolf
 Young (AK)
 Young (FL)

NOT VOTING—9

Clay
 Conyers
 Ford (TN)

Gonzalez
 Hastings
 Henry

Hoagland
 Leach
 McDade

So the substitute amendment was agreed to.

After some further time,

¶24.10 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the foregoing amendment submitted by Mr. BLILEY as amended.

It was decided in the affirmative { Yeas 261
 Nays 162

¶24.11 [Roll No. 61] AYES—261

Abercrombie
 Ackerman
 Andrews (ME)
 Andrews (NJ)
 Andrews (TX)
 Bacchus (FL)
 Baesler
 Barlow
 Barrett (WI)
 Becerra
 Beilenson
 Bentley
 Bereuter
 Berman
 Bevill
 Bilbray
 Blackwell
 Boehlert
 Bonior
 Borski
 Boucher
 Brewster
 Brooks
 Browder
 Brown (CA)
 Brown (FL)
 Brown (OH)
 Bryant
 Byrne
 Cantwell
 Cardin
 Carr
 Castle
 Chapman
 Clay
 Clayton
 Clement
 Clyburn
 Coleman
 Collins (IL)
 Collins (MI)
 Condit
 Conyers
 Cooper
 Coppersmith
 Coyne
 Cramer
 Danner
 Darden
 de Lugo (VI)
 DeFazio

DeLauro
 Derrick
 Deutsch
 Dicks
 Dingell
 Dixon
 Dooley
 Dunn
 Durbin
 Edwards (CA)
 Edwards (TX)
 Engel
 English (AZ)
 English (OK)
 Eshoo
 Evans
 Faleomavaega
 Fawell
 Fazio
 Fields (LA)
 Filner
 Fingerhut
 Flake
 Foglietta
 Fowler
 Frank (MA)
 Franks (CT)
 Franks (NJ)
 Frost
 Furse
 Gallo
 Gejdenson
 Gephardt
 Geren
 Gibbons
 Gilchrest
 Gilman
 Coleman
 Collins (IL)
 Collins (MI)
 Condit
 Conyers
 Cooper
 Coppersmith
 Coyne
 Cramer
 Danner
 Darden
 de Lugo (VI)
 DeFazio

Hochbrueckner
 Hoke
 Holden
 Horn
 Houghton
 Hoyer
 Huffington
 Hughes
 Inslee
 Jacobs
 Jefferson
 Johnson (CT)
 Johnson (GA)
 Johnson (SD)
 Johnson, E.B.
 Johnston
 Kanjorski
 Kaptur
 Kennedy
 Kennelly
 Kildee
 Kleczka
 Klein
 Klug
 Kolbe
 Kopetski
 Kreidler
 Lambert
 Lancaster
 Lantos
 LaRocco
 Laughlin
 Lazio
 Leach
 Lehman
 Levin
 Lewis (FL)
 Lewis (GA)
 Lipinski
 Lloyd
 Long
 Lowey
 Machtley
 Maloney
 Mann
 Margolies-Mezvinsky
 Markey
 Martinez
 Matsui
 McCloskey

McCurdy
 McDermott
 McHale
 McClinnis
 McKinney
 McMillan
 Meehan
 Meek
 Menendez
 Meyers
 Mfume
 Miller (CA)
 Miller (FL)
 Mineta
 Mink
 Moakley
 Molinari
 Montgomery
 Moran
 Morella
 Murtha
 Nadler
 Natcher
 Neal (MA)
 Neal (NC)
 Norton (DC)
 Olver
 Owens
 Pallone
 Pastor
 Payne (NJ)
 Payne (VA)
 Peterson (FL)
 Pickett
 Pickle
 Pomeroy
 Porter

Price (NC)
 Pryce (OH)
 Ramstad
 Rangel
 Ravenel
 Reed
 Reynolds
 Richardson
 Ridge
 Romero-Barcelo (PR)
 Rose
 Rostenkowski
 Roukema
 Rowland
 Roybal-Allard
 Rush
 Sabo
 Sanders
 Sawyer
 Schenk
 Schroeder
 Schumer
 Scott
 Serrano
 Sharp
 Shaw
 Shays
 Shepherd
 Sisisky
 Skaggs
 Slattery
 Slaughter
 Smith (IA)
 Snowe
 Spratt
 Stark

Stokes
 Strickland
 Studds
 Swett
 Swift
 Synar
 Tanner
 Thomas (CA)
 Thornton
 Thurman
 Torkildsen
 Torres
 Torricelli
 Towns
 Traficant
 Tucker
 Underwood (GU)
 Unsoeld
 Upton
 Valentine
 Velazquez
 Vento
 Visclosky
 Washington
 Waters
 Watt
 Waxman
 Wheat
 Williams
 Wilson
 Wise
 Woolsey
 Wyden
 Wynn
 Yates
 Zeliff
 Zimmer

NOES—162

Allard
 Applegate
 Archer
 Armev
 Bachus (AL)
 Baker (CA)
 Baker (LA)
 Ballenger
 Barcia
 Barrett (NE)
 Bartlett
 Barton
 Bateman
 Bilirakis
 Bliley
 Blute
 Boehner
 Bonilla
 Bunning
 Burton
 Buyer
 Callahan
 Calvert
 Camp
 Canady
 Clinger
 Coble
 Collins (GA)
 Combust
 Costello
 Crane
 Crapo
 Cunningham
 de la Garza
 Deal
 DeLay
 Diaz-Balart
 Dickey
 Doolittle
 Dornan
 Dreier
 Duncan
 Emerson
 Everett
 Ewing
 Fields (TX)
 Fish
 Gallegly
 Gekas
 Gillmor
 Gingrich
 Goodlatte
 Goodling

Bishop
 Dellums
 Ford (MI)
 Ford (TN)

Goss
 Grams
 Grandy
 Greenwood
 Hall (OH)
 Hall (TX)
 Hancock
 Hansen
 Hastert
 Hayes
 Hefley
 Herger
 Hoekstra
 Hunter
 Hutchinson
 Hutto
 Hyde
 Inglis
 Inhofe
 Istook
 Johnson, Sam
 Kasich
 Kim
 King
 Kingston
 Klink
 Knollenberg
 Kyl
 LaFalce
 Levy
 Lewis (CA)
 Cox
 Crane
 Lightfoot
 Linder
 Livingston
 Manton
 Manzano
 Mazzoli
 McCandless
 McCollum
 McCrery
 Dornan
 McHugh
 McKeon
 McNulty
 Mica
 Michel
 Minge
 Mollohan
 Moorhead
 Murphy
 Myers
 Nussle
 Oberstar
 Ortiz
 Orton

Oxley
 Packard
 Parker
 Paxon
 Penny
 Peterson (MN)
 Petri
 Pombo
 Poshard
 Quillen
 Quinn
 Rahall
 Regula
 Roberts
 Roemer
 Rogers
 Rohrabacher
 Ros-Lehtinen
 Roth
 Royce
 Sarpalius
 Saxton
 Schiff
 Sensenbrenner
 Shuster
 Skeen
 Skelton
 Smith (MI)
 Smith (NJ)
 Smith (OR)
 Smith (TX)
 Solomon
 Spence
 Stearns
 Stenholm
 Stump
 Stupak
 Sundquist
 Talent
 Tauzin
 Taylor (MS)
 Taylor (NC)
 Tejeda
 Thomas (WY)
 Volkmer
 Vucanovich
 Walker
 Walsh
 Weldon
 Whitten
 Wolf
 Young (AK)
 Young (FL)

Obey
 Pelosi
 Sangmeister
 Santorum

NOT VOTING—12

So the amendment, as amended, was agreed to.

After some further time,

¶24.12 RECORDED VOTE

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

Insert after title XX of the bill the following title:

TITLE XXI—LIMITATION ON INCREASES IN FUNDING

SEC. 2101. REVISIONS IN AUTHORIZATIONS OF APPROPRIATIONS.

(a) IN GENERAL.—Notwithstanding any other provision of this Act, in the case of any program for which this Act provides an authorization of appropriations for a fiscal year, the authorization of appropriations for the program for the fiscal year is, subject to subsection (b), an amount equal to the sum of the amount appropriated for the program for the preceding fiscal year.

(b) NEW PROGRAMS.—In the case of a program described in subsection (a) that is established in this Act, the first fiscal year for which subsection (a) applies to the program is fiscal year 1995.

(c) DEFINITION.—For purposes of this section, the term "this Act" includes the amendments made by this Act.

It was decided in the affirmative { Yeas 193
 negative Nays 234

¶24.13 [Roll No. 62] AYES—193

Allard
 Andrews (TX)
 Archer
 Armev
 Bachus (AL)
 Baesler
 Baker (CA)
 Baker (LA)
 Ballenger
 Barlow
 Barrett (NE)
 Bartlett
 Barton
 Bateman
 Bentley
 Bereuter
 Biiley
 Blute
 Boehner
 Bonilla
 Brewster
 Bunning
 Burton
 Buyer
 Callahan
 Calvert
 Camp
 Canady
 Castle
 Clement
 Clinger
 Coble
 Collins (GA)
 Combust
 Condit
 Cox
 Crane
 Crapo
 Cunningham
 Deal
 DeLay
 Diaz-Balart
 Dickey
 Doolittle
 Dornan
 Dreier
 Duncan
 Dunn
 Edwards (TX)
 Emerson
 English (OK)
 Everett
 Ewing
 Fawell

Fields (TX)
 Fish
 Franks (CT)
 Franks (NJ)
 Gallegly
 Geren
 Gilchrest
 Gillmor
 Gingrich
 Goodlatte
 Goodling
 Goss
 Grams
 Grandy
 Greenwood
 Hancock
 Hansen
 Hastert
 Hefley
 Herger
 Hobson
 Hoekstra
 Hoke
 Holden
 Horn
 Houghton
 Huffington
 Hunter
 Hutchinson
 Hutto
 Hyde
 Inglis
 Inhofe
 Inslee
 Istook
 Johnson (GA)
 Johnson, Sam
 Kanjorski
 Kasich
 Kim
 King
 Kingston
 Klink
 Klug
 Knollenberg
 Kolbe
 Kyl
 Leach
 Levy
 Lewis (CA)
 Lewis (FL)
 Lightfoot
 Linder
 Livingston
 Long

Manzullo
 McCollum
 McCrery
 McHugh
 McClinnis
 McKeon
 McMillan
 Meyers
 Mica
 Michel
 Minge
 Montgomery
 Moorhead
 Murphy
 Myers
 Neal (NC)
 Nussle
 Orton
 Oxley
 Packard
 Parker
 Paxon
 Payne (VA)
 Peterson (MN)
 Petri
 Pombo
 Poshard
 Quinn
 Rahall
 Regula
 Roberts
 Roemer
 Rogers
 Rohrabacher
 Ros-Lehtinen
 Rose
 Roth
 Roukema
 Royce
 Santorum
 Saxton
 Schaefer
 Schiff
 Sensenbrenner
 Shaw
 Shays
 Shuster
 Skeen
 Skelton
 Smith (MI)