Mr. ENGEL, Ms. ESHOO, Mr. EVANS, Mr. FALEOMAVAEGA, Mr. FARR, Mr. FAZIO, Mr. FIELDS of Louisiana, Mr. FINGERHUT, Mr. FISH, Mr. FLAKE, Mr. FOGLIETTA, Mr. FORD of Michigan, Mr. FORD of Tennessee, Mr. FRANK of Massachusetts, Mr. FRANKS of New Jersey, Mr. FRANKS of Connecticut, Mr. FROST, Ms. FURSE, Mr. GALLO, Mr. GILMAN, Mr. GINGRICH, Mr. GLICKMAN, Mr. GONZALEZ, Mr. GRANDY, Mr. GENE GREEN of Texas, Mr. GUNDERSON, Mr. GUTIERREZ, Mr. HALL of Ohio, Mr. HAMBURG, Mr. HASTINGS, Mr. HEFNER, Mr. HINCHEY, Mr. HILLIARD, Mr. HOAGLAND, Mr. HOBSON, Mr. HOCHBRUECKNER, Mr. HOUGHTON, Mr. HOYER, Mr. HUGHES, Mr. HUTTO, Mr. HYDE, Mr. INSLEE, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSTON of Florida, Mr. KANJORSKI, Ms. KAPTUR, Mr. KENNEDY, Mrs. KENNELLY, Mr. KILDEE, Mr. KING, Mr. KINGSTON, Mr. KLEIN, Mr. KOPETSKI, Mr. LAFALCE, Mr. LANCASTER, Mr. LANTOS, Mr. LAUGHLIN, Mr. LEHMAN, Mr. LEVIN, Mr. LEVY, Mr. LEWIS of Florida, Mr. LEWIS of Georgia, Mr. LIPINSKI, Ms. LOWEY, Ms. MALONEY, Mr. MANN, Mr. MANTON, Mr. MARKEY, Mr. MARTINEZ, Mr. MATSUI, Mr. MCCLOSKEY, Mr. MCDERMOTT, Mr. MCNULTY, Ms. MCKINNEY, Mrs. MEEK, Mr. MENENDEZ, Mr. MILLER of California, Mrs. MEYERS of Kansas, Mr. MFUME, Mr. MINETA, Mrs. MINK, Mr. MOAKLEY, Ms. MOLINARI, Mr. MONTGOMERY, Mr. MORAN, Mrs. MORELLA, Mr. MURPHY, Mr. MURTHA, Mr. NADLER, Mr. NEAL of Massachusetts, Mr. NEAL of North Carolina, Ms. NORTON, Mr. OLVER, Mr. ORTIZ, Mr. OWENS, Mr. PACKARD, Mr. PALLONE, Mr. PARKER, Mr. PASTOR, Mr. PAYNE of Virginia, Ms. PELOSI, Mr. PICKETT, Mr. POSHARD, Mr. PRICE of North Carolina, Mr. QUILLEN, Mr. RAHALL, Mr. RAMSTAD, Mr. RANGEL, Mr. RAVENEL, Mr. REED, Mr. REYNOLDS, Mr. RICHARDSON, Mr. ROEMER, Mr. ROGERS, Mr. ROHRABACHER, Mr. ROMERO-BARCELO, Ms. ROYBAL-ALLARD, Mr. RUSH, Mr. SABO, Mr. SANDERS, Mr. SANGMEISTER, Mr. SARPALIUS, Mr. SAWYER, Mr. SAXTON, Mrs. SCHROEDER, Mr. SCHUMER, Mr. SCOTT, Mr. SERRANO, Mr. SISISKY, Ms. SLAUGHTER, Mr. SMITH of Iowa, Mr. SMITH of New Jersey, Mr. SPENCE, Mr. STENHOLM, Mr. STOKES, Mr. SWETT, Mr. SWIFT, Mr. SYNAR, Mr. TANNER, Mr. TAUZIN, Mr. TAYLOR of Mississippi, Mr. TEJEDA, Mr. THOMPSON, Mr. THORNTON, Ms. THURMAN, Mr. TORRES, Mr. TORRICELLI, Mr. TOWNS, Mr. TRAFICANT, Mr. TUCKER, Mr. UNDERWOOD, Mrs. UNSOELD, Mr. VALENTINE, Ms. VELAZQUEZ, Mr. VENTO, Mr. VISCLOSKY, Mr. VOLKMER, Mr. WALSH, Mr. WASHINGTON, Ms. WATERS, Mr. WATT, Mr. WAXMAN, Mr. WHEAT, Mr. WILSON, Mr. WISE, Mr. WOLF, Ms. WOOLSEY, Mr. WYNN, Mr. ZIMMER, and Mr. BOUCHER.

H. Con. Res. 76: Mr. SMITH of New Jersey, Mr. BARTLETT of Maryland, Mr. CRAMER, and Mr. DEUTSCH.

H. Con. Res. 99: Mr. VENTO.

H. Con. Res. 100: Mr. TORRES, Mr. HASTERT, Miss COLLINS of Michigan, Mr. MAZZOLI, Mr. MANTON, Mr. LANTOS, Mr. GUTIERREZ, Mr. TOWNS, Mr. ENGEL, Mr. MURPHY, Mr. KREIDLER, and Mr. OWENS.

H. Res. 32: Mr. NADLER.

H. Res. 135: Mr. MCCLOSKEY.

H. Res. 151: Mr. STUMP.

H. Res. 156: Mr. DOOLITTLE.

H. Res. 165: Mr. VENTO, Mr. JEFFERSON, Mr. JACOBS, Mr. DEFAZIO, Mr. SANGMEISTER, Mr. DURBIN, Mr. MCCOLLUM, Mr. LEHMAN, Mr. HALL of Texas, and Mr. KREIDLER.

H. Res. 174: Mr. MCCRERY and Mr. TALENT.

H. Res. 184: Mr. JOHNSON of South Dakota, Mr. DARDEN, Mr. ENGLISH of Oklahoma, Mr. LANCASTER, Mr. STUPAK, and Mr. PARKER.

H. Res. 194: Mr. STUMP, Mr. LIGHTFOOT, and Mr. BAKER of California.

¶73.39 PETITIONS, ETC.

Under clause 1 of rule XXII, petitions and papers were laid on the Clerk's desk and referred as follows:

47. By the SPEAKER: Petition of the City Council of Davao, Republic of the Philippines, relative to the Filipino Veterans Equity Act of 1991; to the Committee on Veterans' Affairs.

48. Also, petition of the County of Wayne, NC, relative to the proposed increase in taxes by the U.S. Government on the sale of cigarettes; to the Committee on Ways and Means.

WEDNESDAY, JUNE 23, 1993 (74)

¶74.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. MONTGOMERY, who laid before the House the following communication:

HOUSE OF REPRESENTATIVES,
Washington, DC, June 23, 1993.

I hereby designate the Honorable G.V. (SONNY) MONTGOMERY to act as Speaker pro tempore on this day.

THOMAS S. FOLEY,
Speaker of the House of Representatives.

¶74.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. MONTGOMERY, announced he had examined and approved the Journal of the proceedings of Tuesday, June 22, 1993.

Pursuant to clause 1, rule I, the Journal was approved.

¶74.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

1476. A letter from the Acting Assistant Administrator, Environmental Protection Agency, transmitting the annual report on conditional registration of pesticides during fiscal year 1992, pursuant to 7 U.S.C. 136w–4; to the Committee on Agriculture.

1477. A letter from the Chairman, Defense Base Closure and Realignment Commission, transmitting certified materials supplied to the Commission, pursuant to Public Law 101–510, section 2903(d)(3) (104 Stat. 1812); to the Committee on Armed Services.

1478. A letter from the Commissioner, National Center for Education Statistics, transmitting the annual statistical report of the National Center for Educational Statistics [NCES], ''The Condition of Education,'' pursuant to 20 U.S.C. 1221e–1(d)(1); to the Committee on Education and Labor.

1479. A letter from the Secretary, Department of Health and Human Services, transmitting the 13th annual report on the implementation of the Age Discrimination Act of 1975 by departments and agencies which administer programs for Federal financial assistance, pursuant to 42 U.S.C. 6106a(b); to the Committee on Education and Labor.

1480. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of a proposed license for the export of major defense equipment and services sold commercially to Japan (Transmittal No. DTC–32–93), pursuant to 22 U.S.C. 2776(c); to the Committee on Foreign Affairs.

1481. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on missile proliferation, pursuant to 22 U.S.C. 2797b(a)(1); to the Committee on Foreign Affairs.

1482. A letter from the Department of the Interior, transmitting the annual report on royalty management and collection activities for Federal and Indian mineral leases in 1991 and 1992, pursuant to 30 U.S.C. 237; to the Committee on Natural Resources.

1483. A letter from the Secretary, Judicial Conference of the United States, transmitting the Conference's determination that U.S. District Judge Robert F. Collins of the Eastern District of Louisiana has engaged in conduct which might constitute grounds for impeachment, pursuant to 28 U.S.C. 372(c)(8)(A); to the Committee on the Judiciary.

1484. A letter from the Deputy Executive Director, Reserve Officers Association of the United States, transmitting the Association's financial audit for the period ending March 31, 1993, pursuant to 36 U.S.C. 1101(41), 1103; to the Committee on the Judiciary.

1485. A letter from the Secretary of Transportation, transmitting the 11th Annual Report of Accomplishments Under the Airport Improvement Program for the fiscal year 1992, pursuant to 49 U.S.C. app. 2203(b)(2); to the Committee on Public Works and Transportation.

1486. A letter from the Acting Administrator, General Services Administration, transmitting informational copies of various lease prospectuses, pursuant to 40 U.S.C. 606(a); to the Committee on Public Works and Transportation.

¶74.4 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had passed with amendments a bill of the House of the following title:

H.R. 2118. An Act making supplemental appropriations for the fiscal year ending September 30, 1993, and for other purposes.

The message also announced that the Senate insisted upon its amendments to the bill (H.R. 2118), an act making supplemental appropriations for the fiscal year ending September 30, 1993, and for other purposes, requested a conference with the House on the disagreeing votes of the two Houses thereon, and appointed Mr. BYRD, Mr. INOUYE, Mr. HOLLINGS, Mr. JOHNSTON, Mr. LEAHY, Mr. SASSER, Mr. DECONCINI, Mr. BUMPERS, Mr. LAUTENBERG, Mr. HARKIN, Ms. MIKULSKI, Mr. REID, Mr. KERREY, Mr. KOHL, Mrs. MURRAY, Mrs. FEINSTEIN, Mr. HATFIELD, Mr. STEVENS, Mr. COCHRAN, Mr. D'AMATO, Mr. SPECTER, Mr. DOMENICI, Mr. NICKLES, Mr. GRAMM, Mr. BOND, Mr. GORTON, Mr. MCCONNELL, Mr. MACK, and Mr. BURNS, to be the conferees on the part of the Senate.

¶74.5 WAIVING POINTS OF ORDER AGAINST H.R. 2446

Mr. HALL of Ohio, by direction of the Committee on Rules, called up the following resolution (H. Res. 204):

Resolved, That during consideration of the bill (H.R. 2446) making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1994, and for other purposes, all points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived. The amendments en bloc specified in the report of the Committee on Rules accompanying this resolution to be offered by Representative Fawell of Illinois or a designee may amend portions of the bill not yet read for amendment, shall be considered as read

when offered, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole.

When said resolution was considered.

After debate,

On motion of Mr. HALL of Ohio, 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.

¶74.6 MILITARY CONSTRUCTION APPROPRIATIONS

Mr. HEFNER moved that the House resolve itself into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2446) making appropriations for military construction for the Department of Defense for the fiscal year ending September 30, 1994, and for other purposes.

Pending said motion,

On motion of Mr. HEFNER, by unanimous consent,

Ordered, That time for general debate continue not to exceed one hour to be equally divided and controlled by Mr. HEFNER and Mrs. VUCANOVICH.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. MONTGOMERY, announced that the yeas had it.

So the motion was agreed to.

Accordingly,

The House resolved itself into the Committee of the Whole House on the state of the Union for the consideration of said bill.

The SPEAKER pro tempore, Mr. MONTGOMERY, by unanimous consent, designated Mr. CARDIN as Chairman of the Committee of the Whole.

The Acting Chairman, Mr. HALL of Ohio assumed the Chair; and after some time spent therein,

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

When Mr. CARDIN, Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with an amendment adopted by the Committee with the recommendation that the amendment be agreed to and that the bill, as amended, do pass.

By unanimous consent, the previous question was ordered on the amendment and the bill.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

At the end of the bill, add the following new sections:

SEC. . COMPLIANCE WITH BUY AMERICAN ACT.

No funds appropriated pursuant to this Act may be expended by an entity unless the entity agrees that in expending the assistance the entity will comply with sections 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a–10c, popularly known as the ''Buy American Act'').

SEC. . SENSE OF CONGRESS; REQUIREMENT REGARDING NOTICE.

(a) PURCHASE OF AMERICAN-MADE EQUIPMENT AND PRODUCTS.—In the case of any equipment or products that may be authorized to be purchased with financial assistance provided under this Act, it is the sense of the Congress that entities receiving such assistance should, in expending the assistance, purchase only American-made equipment and products.

(b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In providing financial assistance under this Act, the Secretary of Treasury shall provide to each recipient of the assistance a notice describing the statement made in subsection (a) by the Congress.

SEC. . PROHIBITION OF CONTRACTS.

If it has been finally determined by a court or Federal agency that any person intentionally affixed a fraudulent label bearing a ''Made in America'' inscription, or any inscription with the same meaning, to any product sold in or shipped to the United States that was not made in the United States, such person shall be ineligible to receive any contract or subcontract made with funds provided pursuant to this Act, pursuant to the debarment, suspension, and ineligibility procedures described in section 9.400 through 9.409 of title 48, Code of Federal Regulations.

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

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. MONTGOMERY, announced that the yeas had it.

Mr. WALKER objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas ..... 347 / Nays ..... 67 }

¶74.7 [Roll No. 261]

YEAS—347

Abercrombie
Ackerman
Andrews (ME)
Andrews (NJ)
Andrews (TX)
Applegate
Archer
Armey
Bacchus (FL)
Bachus (AL)
Baesler
Baker (CA)
Barca
Barcia
Barlow
Barrett (NE)
Barrett (WI)
Bartlett
Barton
Bateman
Becerra
Beilenson
Bentley
Bereuter
Berman
Bevill
Bilbray
Bilirakis
Bishop
Blackwell
Bliley
Blute
Boehlert
Bonilla
Borski
Boucher
Brewster
Brooks
Browder
Brown (CA)
Brown (FL)
Brown (OH)
Bryant
Buyer
Byrne
Callahan
Calvert
Camp
Canady
Cantwell
Cardin
Carr
Castle
Chapman
Clay
Clayton
Clement
Clinger
Clyburn
Coleman
Collins (GA)
Collins (IL)
Collins (MI)
Combest
Conyers
Cooper
Coppersmith
Costello
Coyne
Cramer
Cunningham
Danner
Darden
de la Garza
DeLauro
DeLay
Dellums
Deutsch
Diaz-Balart
Dicks
Dingell
Dixon
Dooley
Durbin
Edwards (CA)
Edwards (TX)
Emerson
Engel
English (OK)
Evans
Everett
Ewing
Farr
Fazio
Fields (LA)
Fields (TX)
Filner
Fish
Flake
Foglietta
Ford (MI)
Ford (TN)
Fowler
Franks (CT)
Frost
Furse
Gallegly
Gallo
Gejdenson
Gekas
Gephardt
Geren
Gibbons
Gilchrest
Gillmor
Gilman
Gingrich
Glickman
Gonzalez
Goodlatte
Goodling
Gordon
Grandy
Green
Gunderson
Gutierrez
Hall (OH)
Hall (TX)
Hamburg
Hamilton
Hansen
Harman
Hastert
Hastings
Hefley
Hefner
Hoagland
Hobson
Hochbrueckner
Holden
Horn
Houghton
Hoyer
Huffington
Hughes
Hunter
Hutchinson
Hutto
Hyde
Inglis
Inhofe
Inslee
Jefferson
Johnson (CT)
Johnson (GA)
Johnson (SD)
Johnson, E.B.
Johnston
Kanjorski
Kaptur
Kasich
Kennedy
Kennelly
Kildee
Kim
King
Kingston
Kleczka
Klink
Kolbe
Kopetski
Kreidler
Kyl
LaFalce
Lambert
Lancaster
Lantos
LaRocco
Laughlin
Leach
Lehman
Levin
Levy
Lewis (CA)
Lewis (FL)
Lewis (GA)
Lightfoot
Lipinski
Livingston
Lloyd
Long
Lowey
Machtley
Maloney
Mann
Manton
Markey
Martinez
Matsui
Mazzoli
McCandless
McCloskey
McCollum
McCrery
McCurdy
McDade
McHale
McHugh
McInnis
McKinney
McMillan
McNulty
Meehan
Meek
Menendez
Meyers
Mfume
Mica
Michel
Miller (CA)
Mineta
Mink
Moakley
Molinari
Mollohan
Montgomery
Moran
Morella
Murphy
Murtha
Myers
Nadler
Natcher
Neal (MA)
Neal (NC)
Oberstar
Obey
Olver
Ortiz
Owens
Oxley
Packard
Parker
Pastor
Payne (NJ)
Payne (VA)
Pelosi
Peterson (FL)
Peterson (MN)
Petri
Pickett
Pickle
Pombo
Porter
Poshard
Price (NC)
Pryce (OH)
Quillen
Ramstad
Rangel
Ravenel
Reed
Regula
Reynolds
Richardson
Ridge
Roberts
Roemer
Rogers
Ros-Lehtinen
Rose
Rostenkowski
Roth
Rowland
Roybal-Allard
Sabo
Sanders
Sangmeister
Santorum
Sarpalius
Sawyer
Saxton
Schenk
Schiff
Schroeder
Scott
Serrano
Shaw
Shays
Shuster
Sisisky
Skaggs
Skelton
Slattery
Slaughter
Smith (IA)
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Snowe
Spence
Spratt
Stearns
Stenholm
Stokes
Strickland
Studds
Stump
Stupak
Sundquist
Swett
Swift
Tanner
Taylor (MS)
Tejeda
Thomas (CA)
Thomas (WY)
Thompson
Thornton
Torres
Torricelli
Traficant
Tucker
Unsoeld
Valentine
Velazquez
Visclosky
Volkmer
Vucanovich
Walsh
Waters
Watt
Waxman
Weldon
Wheat
Whitten
Williams
Wilson
Wise
Wolf
Woolsey
Wynn
Yates
Young (AK)
Young (FL)
Zimmer

NAYS—67

Allard
Baker (LA)
Ballenger
Boehner
Bunning
Burton
Coble
Condit
Cox
Crane
Crapo
Deal
DeFazio
Doolittle
Dornan
Dreier
Duncan
Dunn
Fawell
Fingerhut
Franks (NJ)
Goss
Grams
Greenwood
Hancock
Herger
Hoekstra
Hoke
Istook
Jacobs
Johnson, Sam
Klein
Klug
Knollenberg
Lazio
Linder
Manzullo
Miller (FL)
Minge
Moorhead
Nussle
Orton
Pallone
Paxon
Penny
Pomeroy
Portman
Quinn
Rahall
Rohrabacher
Roukema
Royce
Schaefer
Sensenbrenner
Shepherd
Solomon
Stark