

Congressional Budget Act of 1974 are waived. General debate shall be confined to the bill and shall not exceed two hours 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. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Education and Labor now printed in the bill, modified by the amendment printed in section 2 of this resolution. The committee amendment in the nature of a substitute, as modified, shall be considered by title rather than by section. Each title of the committee amendment in the nature of a substitute, as modified, shall be considered as read. Title I of the committee amendment in the nature of a substitute, as modified, shall be considered by title of the Elementary and Secondary Education Act of 1965, as proposed to be amended by title I. Point of order against the committee amendment in the nature of a substitute, as modified, for failure to comply with clause 7 of rule XVI or clause 5(a) of rule XXI are waived. No amendment to the committee amendment in the nature of a substitute, as modified, shall be in order unless printed in the report of the Committee on Rules accompanying this resolution or in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII prior to Friday, February 25, 1994. Before consideration of any other amendment it shall be in order to consider the amendments printed in the report of the Committee on Rules accompanying this resolution. Each amendment printed in the report may be offered only in the order printed, may be offered only by a Member designated in the report, may amend portions of the bill not yet read for amendment, shall be considered as read, shall be debatable for one hour equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. Amendments caused to be printed by Representative Kildee of Michigan may be considered en bloc, may amend portions of the bill not yet read for amendment, shall be considered as read, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. 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 committee amendment in the nature of a substitute, as modified. 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.

SEC. 2. The amendment in the nature of a substitute recommended by the Committee on Education and Labor now printed in the bill is modified by striking section 8014 of the Elementary and Secondary Education Act of 1965, as proposed to be amended by title I (page 729, line 15, through page 730, line 21).

When said resolution was considered. After debate,

On motion of Mr. BEILENSEN, 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.

13.4 AMERICA'S SCHOOLS

The SPEAKER pro tempore, Mr. SHARP, pursuant to House Resolution 366 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. 6) to extend for six years the authorizations of appropriations for the programs under the Elementary and Secondary Education Act of 1965, and for certain other purposes.

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

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

13.5 RECORDED VOTE

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

Page 218, strike lines 10 through 18

Page 762, after line 8, insert the following:

SEC. 9508. APPLICABILITY TO HOME SCHOOLS "Nothing in this Act shall be construed to affect home schools."

It was decided in the affirmative Yeas ..... 424 Nays ..... 1

13.6 [Roll No. 31] AYES—424

- Abercrombie Buyer Doolittle
Ackerman Byrne Dornan
Allard Callahan Dreier
Andrews (ME) Calvert Duncan
Andrews (NJ) Camp Dunn
Applegate Canady Durbin
Archer Cantwell Edwards (CA)
Arney Cardin Edwards (TX)
Bachus (FL) Carr Ehlers
Bachus (AL) Castle Emerson
Baesler Chapman Engel
Baker (CA) Clay English
Baker (LA) Clayton Eshoo
Ballenger Clement Evans
Barca Clinger Everett
Barcia Clyburn Ewing
Barlow Coble Farr
Barrett (NE) Coleman Fawell
Barrett (WI) Collins (GA) Fazio
Bartlett Collins (IL) Fields (LA)
Barton Collins (MI) Fields (TX)
Bateman Combest Filner
Becerra Condit Fingerhut
Beilenson Conyers Fish
Bentley Cooper Flake
Bereuter Coppersmith Foglietta
Berman Costello Ford (MI)
Bevill Cox Ford (TN)
Bilbray Coyne Fowler
Billirakis Cramer Frank (MA)
Bishop Crane Franks (CT)
Blackwell Crapo Franks (NJ)
Bliley Cunningham Frost
Blute Danner Furse
Boehlert Darden Gallegly
Boehner de la Garza Gallo
Bonilla Deal Gekas
Bonior DeFazio Gephardt
Borski DeLauro Geren
Boucher DeLay Gibbons
Brewster Dellums Gilchrist
Brooks Derrick Gillmor
Browder Deutsch Gilman
Brown (CA) Diaz-Balart Gingrich
Brown (FL) Dickey Glickman
Brown (OH) Dicks Gonzalez
Bryant Dingell Goodlatte
Bunning Dixon Goodling
Burton Dooley Gordon

- Goss Matsui Roybal-Allard
Grams Mazzoli Royce
Grandy McCandless Rush
Greenwood McCloskey Sabo
Gunderson McCollum Sanders
Gutierrez McCrery Sangmeister
Hall (OH) McCurdy Santorum
Hall (TX) McDade Sarpalius
Hamburg McHale Sawyer
Hamilton McHugh Saxton
Hancock McInnis Schaefer
Hansen McKeon Schenk
Harman McKinney Schiff
Hastert McMillan Schroeder
Hayes McNulty Schumer
Hefley Meehan Scott
Hefner Meek Sensenbrenner
Herger Menendez Serrano
Hilliard Meyers Sharp
Hinchey Mfume Shaw
Hoagland Mica Shays
Hobson Michel Shepherd
Hochbrueckner Miller (FL) Shuster
Hoekstra Mineta Sisisky
Hoke Minge Skaggs
Holden Mink Skeen
Horn Moakley Skelton
Houghton Molinari Slattery
Hoyer Mollohan Slaughter
Huffington Montgomery Smith (IA)
Hughes Moorhead Smith (MI)
Hunter Moran Smith (NJ)
Hutchinson Morella Smith (OR)
Hutto Murphy Smith (TX)
Hyde Murtha Snowe
Inglis Myers Solomon
Inhofe Nadler Spence
Inslee Natcher Spratt
Istook Neal (MA) Stark
Jacobs Neal (NC) Stearns
Jefferson Norton (DC) Stenholm
Johnson (CT) Nussle Stokes
Johnson (GA) Oberstar Strickland
Johnson (SD) Obey Studds
Johnson, E. B. Olver Stump
Johnson, Sam Ortiz Stupak
Johnston Orton Sundquist
Kanjorski Owens Sweet
Kaptur Oxley Swift
Kasich Packard Talent
Kildee Pallone Tanner
Kim Parker Tauzin
King Pastor Taylor (MS)
Kingston Paxon Taylor (NC)
Kleccka Payne (NJ) Tejeda
Klein Payne (VA) Thomas (CA)
Klink Pelosi Thomas (WY)
Klug Penny Thompson
Knollenberg Peterson (FL) Thornton
Kolbe Peterson (MN) Thurman
Kopetski Petri Torkildsen
Kreidler Pickett Torres
Kyl Pickle Torricelli
LaFalce LaFolce Tombo
Lambert Pomeroy Traficant
Lancaster Porter Tucker
Lantos Portman Underwood (GU)
LaRocco Poshard Unsoeld
Laughlin Price (NC) Upton
Lazio Pryce (OH) Valentine
Leach Quillen Velazquez
Lehman Quinn Vento
Levin Rahall Visclosky
Levy Ramstad Volkmer
Lewis (CA) Rangel Vucanovich
Lewis (FL) Ravenel Walker
Lewis (GA) Reed Walsh
Lightfoot Regula Watt
Linder Reynolds Waxman
Lipinski Richardson Weldon
Livingston Ridge Wheat
Lloyd Roberts Whitten
Long Roemer Williams
Lowey Rogers Wise
Machtley Rohrabacher Wolf
Maloney Romero-Barcelo Woolsey
Mann (PR) Wyden
Manton Ros-Lehtinen Wynn
Manzullo Rose Yates
Margolies-Roth Rostenkowski Young (AK)
Mezvinsky Young (FL)
Markey Roukema Zeliff
Martinez Rowland Zimmerman

NOES—1 Miller (CA)

NOT VOTING—13

- Andrews (TX) Faleomavaega Gejdenson
de Lugo (VI) (AS) Green

Hastings
Kennedy
Kennelly
McDermott
Synar
Washington
Waters
Wilson

So the amendment was agreed to.
After some further time,

13.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendments en bloc, as modified, submitted by Mr. ARMEY:

On page 218, line 14, insert "public" before "schools" and strike "under the jurisdiction of the agency".

On page 218, line 16, after "assigned." insert the following new sentence:

"Nothing in this subsection shall be construed to require the certification or regulation of teachers in any private, religious, or home school."

On page 735, line 6, insert "institutional" after "nonprofit".

On page 737, line 13, insert "institutional" after "nonprofit".

On page 762, line 9, insert the following new section and redesignate subsequent sections accordingly:

SEC. 9508. GENERAL PROVISION REGARDING NON-RECIPIENT NONPUBLIC SCHOOLS.

"Nothing in this Act shall be construed to permit, allow, encourage, or authorize any federal control over any aspect of any private, religious, or home school, whether or not a home school is treated as a private school or home school under State law. This section shall not be construed to bar private, religious or home schools from participation in programs or services under the Act."

It was decided in the affirmative Yeas ..... 374 Nays ..... 53

13.8 [Roll No. 32] AYES—374

- Allard
Andrews (ME)
Andrews (NJ)
Applegate
Archer
Army
Bacchus (FL)
Bacchus (AL)
Baesler
Baker (CA)
Baker (LA)
Ballenger
Barca
Barcia
Barlow
Barrett (NE)
Barrett (WI)
Bartlett
Barton
Bateman
Beilenson
Bentley
Bereuter
Berman
Bevill
Bilbray
Bilirakis
Bishop
Biley
Blute
Boehlert
Boehner
Bonilla
Bonior
Borski
Boucher
Brewster
Brooks
Browder
Brown (CA)
Brown (FL)
Brown (OH)
Bryant
Bunning
Burton
Buyer
Byrne
Callahan
Calvert
Camp
Canady
Cantwell
Cardin
Castle
Chapman
Clayton
Clement
Clinger
Clyburn
Coble
Coleman
Collins (GA)
Combest
Condit
Cooper
Coppersmith
Costello
Cox
Cramer
Crane
Crapo
Cunningham
Danner
Darden
de la Garza
Deal
DeFazio
DeLauro
DeLay
Derrick
Deutsch
Diaz-Balart
Dickey
Dicks
Dixon
Dooley
Doolittle
Dornan
Dreier
Duncan
Dunn
Durbin
Edwards (TX)
Ehlers
Emerson
Engel
English
Eshoo
Evans
Everett
Ewing
Faleomavaega
Farr
Fawell
Fazio
Fields (LA)
Fields (TX)
Filner
Fingerhut
Fish
Flake
Foley
Ford (TN)
Fowler
Franks (CT)
Franks (NJ)
Frost
Furse
Gallegly
Gallo
Gekas
Gephardt
Geren
Gibbons
Gilchrist
Gillmor
Gilman
Gingrich
Glickman
Goodlatte
Goodling
Gordon
Goss
Grams
Grandy
Greenwood
Gundersen

- Gutierrez
Hall (OH)
Hall (TX)
Hamilton
Hancock
Hansen
Harman
Hastert
Hayes
Hefley
Hefner
Herger
Hinchee
Hoagland
Hobson
Hochbrueckner
Hoekstra
Hoke
Holden
Horn
Houghton
Hoyer
Huffington
Hughes
Hunter
Hutchinson
Hutto
Hyde
Inglis
Inhofe
Inslee
Istook
Jacobs
Jefferson
Johnson (CT)
Johnson (GA)
Johnson (SD)
Johnson, E. B.
Johnson, Sam
Kanjorski
Kaptur
Kasich
Kim
King
Kingston
Klecicka
Klein
Klink
Klug
Knollenberg
Kolbe
Kreidler
Kyl
LaFalce
Lambert
Lancaster
Lantos
LaRocco
Lazio
Leach
Lehman
Levin
Lewis (CA)
Lewis (FL)
Lightfoot
Linder
Lipinski
Livingston
Lloyd
Long
Lowey
Machtley
Maloney
Mann
Manton
Manzullo
Margolies-
Mezvinsky
Markey

NOES—53

- Abercrombie
Ackerman
Becerra
Blackwell
Carr
Clay
Collins (IL)
Collins (MI)
Conyers
Coyne
de Lugo (VI)
Dellums
Dingell
Edwards (CA)
Foglietta
Ford (MI)
Frank (MA)
Gonzalez
Hamburg
Hilliard
Johnston
Kildee
Kopetski
Lewis (GA)
Matsui
McDermott
Meek
Miller (CA)
Mineta
Mink
Moran
Nadler
Natcher
Norton (DC)
Olver
Owens

- Sanders
Sangmeister
Santorum
Sarpalius
Saxton
Schaefer
Schenck
Schiff
Schroeder
Schumer
Scott
Sensenbrenner
Serrano
Sharp
Shaw
Shays
Shepherd
Shuster
Sisisky
Skaggs
Skeen
Skelton
Slattery
Slaughter
Smith (IA)
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Snowe
Solomon
Spence
Spratt
Stearns
Stenholm
Strickland
Studds
Orton
Oxley
Packard
Pallone
Parker
Pastor
Paxon
Payne (VA)
Pelosi
Penny
Peterson (FL)
Peterson (MN)
Petri
Pickett
Pickle
Pombo
Pomeroy
Porter
Portman
Poshard
Price (NC)
Pryce (OH)
Quillen
Quinn
Rahall
Ramstad
Ravenel
Reed
Regula
Richardson
Ridge
Roberts
Roemer
Rogers
Rohrabacher
Ros-Lehtinen
Rose
Rostenkowski
Roth
Roukema
Rowland
Royce
Sabo

NOT VOTING—12

- Andrews (TX)
Gejdenson
Green
Hastings
Kennedy
Kennelly
Laughlin
Murtha
Rush
Synar
Washington
Wilson

So the amendments en bloc, as modified, were agreed to.

After some further time,

13.9 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendments en bloc, as modified, submitted by Mr. KILDEE:

Page 5, amend the heading for part E of title II of the Elementary and Secondary Education Act of 1965 in the table of contents as follows:

"PART E—INNOVATIVE EDUCATION PROGRAM STRATEGIES".

Page 8, in the item relating to title V, strike:

"TITLE V—MAGNET SCHOOLS ASSISTANCE "PART A—PROMOTING EQUITY"

and insert

"TITLE V—PROMOTING EQUITY "PART A—MAGNET SCHOOLS ASSISTANCE"

Page 15, in the item relating to section 501, strike "study" and insert "evaluation".

Page 37, strike lines 8 through 11 (and redesignate any subsequent paragraphs accordingly).

Page 37, line 23, strike "and revision".

Page 37, after line 23, insert the following (and redesignate any subsequent paragraphs accordingly):

"(2) shall appoint individuals to the peer review process who shall be representative of State educational agencies, local educational agencies, teachers, and parents;"

Page 52, line 19, after "1117" insert "(c)(1) and (e)".

Page 52, line 20, after "system" insert "", together with other providers of assistance with which the State has made specific arrangements to assist schoolwide programs, such as comprehensive technical assistance centers, regional laboratories, and institutions of higher education,"

Page 52, line 22, strike "including" and all that follows through "team" on line 24.

Page 56, line 18, after "local educational agency" insert "and its school support team or other technical assistance provider consistent with the provisions in subsections (c)(1) and (e) of section 1117".

Page 59, strike lines 8 through 14 and insert the following:

identification shall be subject to corrective actions by the local educational agency, as well as, where appropriate, termination of schoolwide program status.

"(3) A school that has forfeited its schoolwide status may not regain such status until the local educational agency determines that the school has adequately reformed its schoolwide program plan to enable it to make adequate progress toward meeting the State's challenging performance standards.

Page 70, line 16, strike "; and" and insert a comma.

Page 70, line 18, before the period insert "", and in the case of schoolwide programs, terminating schoolwide status".

Page 72, line 20, strike "standards." and insert "standards, and submit such plan to the State educational agency for approval."

Page 188, line 21, strike "and middle schools" and insert "", middle schools, and secondary schools".

Page 311, strike line 20 and insert the following: