

H.J. Res. 239. Joint resolution to authorize the President to proclaim September 1994 as "Classical Music Month".

The message also announced that the Senate had passed a joint resolution of the following title, in which the concurrence of the House is requested:

S.J. Res. 146. Joint resolution designating May 1, 1994, through May 7, 1994, as "National Walking Week".

The message also announced that pursuant to Public Law 103-227, the Chair, on behalf of the majority leader, appointed Mr. BINGAMAN as a member of the National Education Goals Panel.

¶42.7 COMMUNICATION FROM THE
CLERK—MESSAGE FROM THE
PRESIDENT

The SPEAKER pro tempore, Mr. KLEZCKA, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES,
Washington, DC, May 3, 1994.

Hon. THOMAS S. FOLEY,
*The Speaker, House of Representatives, Wash-
ington, DC.*

DEAR MR. SPEAKER: Pursuant to the permission granted in clause 5 of rule III of the Rules of the U.S. House of Representatives, I have the honor to transmit a sealed envelope received from the White House on Monday, May 3, 1994 at 3:58 p.m. and said to contain a special message from the President whereby he transmits one revised deferral of budget authority for HHS, totaling \$7.3 million.

With great respect, I am

Sincerely yours,

DONNALD K. ANDERSON,
Clerk, House of Representatives.

¶42.8 IMPOUNDMENT CONTROL

The Clerk then read the message from the President, as follows:

To the Congress of the United States:

In accordance with the Congressional Budget and Impoundment Control Act of 1974, I herewith report one revised deferral of budget authority, totaling \$7.3 million.

The deferral affects the Department of Health and Human Services. The details of the revised deferral is contained in the attached report.

WILLIAM J. CLINTON.

THE WHITE HOUSE, May 2, 1994.

The message, together with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed (H. Doc. 103-251).

¶42.9 TEMPORARY AIRPORT
IMPROVEMENT PROGRAM

Mr. OBERSTAR moved to suspend the rules and pass the bill of the Senate (S. 2024) to provide temporary obligational authority for the airport improvement program and to provide for certain airport fees to be maintained at existing levels for up to 60 days, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. KLEZCKA, recognized Mr. OBERSTAR and Mr. CLINGER, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. KLEZCKA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said amendment.

¶42.10 NATIONAL FLOOD INSURANCE
REFORM

Mr. KENNEDY moved to suspend the rules and pass the bill (H.R. 3191) to revise the national flood insurance program to promote compliance with requirements for mandatory purchase of flood insurance, to provide assistance for mitigation activities designed to reduce damages to structures subject to flooding and shoreline erosion, and to increase the maximum coverage amounts under the program, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. KLEZCKA, recognized Mr. KENNEDY and Mr. MCCANDLESS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. DARDEN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. GOSS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. DARDEN, pursuant to clause 5, rule I, announced that further proceedings on the motion were postponed.

¶42.11 PROVIDING FOR THE
CONSIDERATION OF H.R. 3254

Mr. HALL of Ohio, by direction of the Committee on Rules, called up the following resolution (H. Res. 414):

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. 3254) to authorize appropriations for the National Science Foundation, and for other purposes. The first reading of the bill shall be dispensed with. 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 Science, Space, and Technology. After general debate the bill shall be considered for amendment under the five-minutes 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 Science, Space, and Technology now printed in the bill. The committee amendment in the na-

ture of a substitute shall be considered by title rather than by section. Each title of the committee amendment in the nature of a substitute shall be considered as read. Points of order against the committee amendment in the nature of a substitute for failure to comply with clause 5(a) of rule XXI are waived. 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. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

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.

¶42.12 NSF AUTHORIZATION

The SPEAKER pro tempore, Mr. DARDEN, pursuant to House Resolution 414 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. 3254) to authorize appropriations for the National Science Foundation, and for other purposes.

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

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

When Mr. OBERSTAR, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶42.13 SUBPOENA

The SPEAKER pro tempore, Mr. BOUCHER, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES,
Washington, DC, May 2, 1994.

Hon. THOMAS S. FOLEY,
*Speaker, U.S. House of Representatives, Wash-
ington, DC.*

DEAR MR. SPEAKER: This is to formally notify you pursuant to rule L (50) of the Rules of the House of Representatives that my office has been served with a subpoena for documents issued by the United States District Court for the Southern district of Georgia in connection with a civil case.

After consultation with the General Counsel, I will determine if compliance with the subpoena is consistent with the privileges and precedents of the House.

Sincerely,

CYNTHIA MCKINNEY.

¶42.14 RECESS—3:20 P.M.

The SPEAKER pro tempore, Mr. HILLIARD, pursuant to clause 12 of rule I, declared the House in recess at 3 o'clock and 20 minutes p.m., until 5 p.m.

¶42.15 AFTER RECESS—5:02 P.M.

The SPEAKER pro tempore, Mr. HILLIARD, called the House to order.

¶42.16 H.R. 3191—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HILLIARD, pursuant to clause 5, rule 1, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 3191) to revise the national flood insurance program to promote compliance with requirements for mandatory purchase of flood insurance, to provide assistance for mitigation activities designed to reduce damages to structures subject to flooding and shoreline erosion, and to increase the maximum coverage amounts under the program, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas 335
affirmative } Nays 60

¶42.17 [Roll No. 149]
YEAS—335

- | | | |
|--------------|--------------|----------------|
| Abercrombie | Cramer | Hastings |
| Ackerman | Crapo | Hayes |
| Andrews (NJ) | Cunningham | Herger |
| Andrews (TX) | Danner | Hilliard |
| Applegate | Darden | Hinchey |
| Bacchus (FL) | de la Garza | Hoagland |
| Bacchus (AL) | Deal | Hobson |
| Baesler | DeFazio | Hochbrueckner |
| Baker (LA) | Derrick | Holden |
| Barca | Deutsch | Horn |
| Barcia | Diaz-Balart | Houghton |
| Barlow | Dingell | Hoyer |
| Barrett (NE) | Dixon | Huffington |
| Barrett (WI) | Dooley | Hughes |
| Bartlett | Durbin | Hunter |
| Becerra | Edwards (CA) | Hutto |
| Beilenson | Edwards (TX) | Hyde |
| Bentley | Emerson | Inhofe |
| Bereuter | Engel | Insee |
| Berman | English | Istook |
| Bevill | Eshoo | Jacobs |
| Bilbray | Evans | Jefferson |
| Bishop | Everett | Johnson (CT) |
| Blute | Ewing | Johnson (GA) |
| Boehler | Farr | Johnson (SD) |
| Bonilla | Fawell | Johnson, E. B. |
| Bonior | Fazio | Johnston |
| Borski | Fields (LA) | Kanjorski |
| Boucher | Filner | Kaptur |
| Brewster | Flake | Kasich |
| Brooks | Foglietta | Kennedy |
| Browder | Ford (MI) | Kennelly |
| Brown (CA) | Ford (TN) | Kildee |
| Brown (FL) | Frank (MA) | King |
| Brown (OH) | Franks (CT) | Kingston |
| Bryant | Franks (NJ) | Klecicka |
| Buyer | Frost | Klein |
| Byrne | Furse | Klink |
| Callahan | Gallo | Klug |
| Calvert | Gejdenson | Knollenberg |
| Cantwell | Gephardt | Kolbe |
| Cardin | Geren | Kopetski |
| Carr | Gilchrest | Kreidler |
| Castle | Gilman | Kyl |
| Chapman | Gingrich | LaFalce |
| Clay | Glickman | Lambert |
| Clayton | Gonzalez | Lancaster |
| Clement | Goodlatte | Lantos |
| Clinger | Goodling | LaRocco |
| Clyburn | Gordon | Laughlin |
| Coble | Grams | Lazio |
| Coleman | Green | Leach |
| Collins (IL) | Greenwood | Lehman |
| Collins (MI) | Gunderson | Levin |
| Combest | Gutierrez | Levy |
| Condit | Hall (OH) | Lewis (CA) |
| Conyers | Hall (TX) | Lightfoot |
| Cooper | Hamburg | Linder |
| Coppersmith | Hamilton | Lipinski |
| Costello | Harman | Livingston |
| Coyne | Hastert | Lloyd |

- | | | |
|-------------|---------------|-------------|
| Lowey | Parker | Sisisky |
| Machtley | Pastor | Skaggs |
| Maloney | Payne (NJ) | Skeen |
| Manton | Payne (VA) | Skelton |
| Manzullo | Pelosi | Slattery |
| Margolies- | Penny | Slaughter |
| Mezvinsky | Peterson (FL) | Smith (IA) |
| Markey | Peterson (MN) | Smith (NJ) |
| Martinez | Petri | Snowe |
| Matsui | Pickett | Spratt |
| Mazzoli | Pickle | Stark |
| McCandless | Pombo | Stenholm |
| McCloskey | Pomeroy | Strickland |
| McCrery | Porter | Studds |
| McCurdy | Portman | Stupak |
| McDade | Poshard | Sundquist |
| McDermott | Price (NC) | Swett |
| McHale | Quillen | Swift |
| McHugh | Quinn | Synar |
| McKeon | Rahall | Talent |
| McKinney | Ramstad | Tanner |
| McMillan | Rangel | Tauzin |
| McNulty | Ravenel | Taylor (MS) |
| Meehan | Reed | Tejeda |
| Meek | Regula | Thomas (CA) |
| Menendez | Reynolds | Thomas (WY) |
| Meyers | Richardson | Thompson |
| Mfume | Roemer | Torkildsen |
| Michel | Rogers | Torres |
| Miller (CA) | Ros-Lehtinen | Torricelli |
| Mineta | Rose | Towns |
| Minge | Rostenkowski | Trafiacant |
| Mink | Roth | Tucker |
| Moakley | Roukema | Unsoeld |
| Molinari | Rowland | Valentine |
| Mollohan | Roybal-Allard | Velazquez |
| Montgomery | Rush | Vento |
| Morella | Sabo | Volkmer |
| Murphy | Sanders | Walsh |
| Murtha | Sarpalius | Walters |
| Nadler | Sawyer | Watt |
| Neal (NC) | Saxton | Waxman |
| Nussle | Schenk | Wilson |
| Oberstar | Schiff | Wise |
| Obey | Schumer | Wolf |
| Olver | Scott | Woolsey |
| Ortiz | Serrano | Wyden |
| Orton | Sharp | Wynn |
| Owens | Shays | Yates |
| Oxley | Shepherd | Young (AK) |
| Pallone | Shuster | Zimmer |

NAYS—60

- | | | |
|------------|--------------|---------------|
| Allard | Ehlers | Moorhead |
| Archer | Fields (TX) | Packard |
| Armey | Fowler | Paxon |
| Baker (CA) | Gekas | Roberts |
| Ballenger | Gibbons | Rohrabacher |
| Barton | Gillmor | Royce |
| Bilirakis | Goss | Schroeder |
| Bliley | Hancock | Sensenbrenner |
| Bunning | Hansen | Shaw |
| Burton | Hefley | Smith (MI) |
| Camp | Hoekstra | Smith (TX) |
| Canady | Hutchinson | Solomon |
| Cox | Inglis | Spence |
| Crane | Johnson, Sam | Stearns |
| DeLay | Kim | Stump |
| Dickey | Lewis (FL) | Thurman |
| Dornan | McCollum | Upton |
| Dreier | McInnis | Vucanovich |
| Duncan | Mica | Walker |
| Dunn | Miller (FL) | Zeliff |

NOT VOTING—37

- | | | |
|--------------|-------------|-------------|
| Andrews (ME) | Hefner | Smith (OR) |
| Bateman | Hoke | Stokes |
| Blackwell | Lewis (GA) | Taylor (NC) |
| Boehner | Long | Thornton |
| Collins (GA) | Mann | Visclosky |
| DeLauro | Moran | Washington |
| Dellums | Myers | Weldon |
| Dicks | Neal (MA) | Wheat |
| Doolittle | Pryce (OH) | Whitten |
| Fingerhut | Ridge | Williams |
| Fish | Sangmeister | Young (FL) |
| Galleghy | Santorum | |
| Grandy | Schaefer | |

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered. That the Clerk request the concurrence of the Senate in said bill.

¶42.18 PERMISSION TO FILE CONFERENCE REPORT

On motion of Mr. SABO, by unanimous consent, the managers on the part of the House were granted permission until midnight tonight to file a conference report on the concurrent resolution (H. Con. Res. 218) setting forth the congressional budget for the United States Government for fiscal years 1995, 1996, 1997, 1998, and 1999; together with a statement thereon, for printing in the Record under the rule.

¶42.19 NATIONAL RANDOM ACTS OF KINDNESS WEEK

On motion of Ms. BYRNE, by unanimous consent, the Committee on Post Office and Civil Service was discharged from further consideration of the joint resolution (H.J. Res. 357) designating the week beginning February 12, 1995, as "National Random Acts of Kindness Week".

When said joint resolution was considered, read twice, ordered to be engrossed and read a third time, was read a third time by title, and passed.

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

Ordered. That the Clerk request the concurrence of the Senate in said joint resolution.

¶42.20 NATIONAL WALKING WEEK

On motion of Ms. BYRNE, by unanimous consent, the Committee on Post Office and Civil Service was discharged from further consideration of the joint resolution of the Senate (S.J. Res. 146) designating May 1, 1994, through May 7, 1994, as "National Walking Week".

When said joint resolution was considered, read twice, ordered to be read a third time, was read a third time by title, and passed.

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

Ordered. That the Clerk notify the Senate thereof.

¶42.21 D-DAY NATIONAL REMEMBRANCE DAY

On motion of Ms. BYRNE, by unanimous consent, the Committee on Post Office and Civil Service was discharged from further consideration of the joint resolution (H.J. Res. 303) designating June 6, 1994, as "D-Day National Remembrance Day".

When said joint resolution was considered, read twice, ordered to be engrossed and read a third time, was read a third time by title, and passed.

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

Ordered. That the Clerk request the concurrence of the Senate in said joint resolution.