

conomic and Educational Opportunities, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. SCHROEDER (for herself, Mr. KENNEDY of Massachusetts, Mr. DELUMS, Mr. SERRANO, Mr. ACKERMAN, and Mr. MARKEY):

H.R. 3115. A bill to amend the Federal Food, Drug, and Cosmetic Act to require ingredient labeling for malt beverages, wine, and distilled spirits, and for other purposes; to the Committee on Commerce.

By Mr. TRAFICANT:

H.R. 3116. A bill to provide for the phase-out of existing private sector development enterprise funds for foreign countries and to prohibit the establishment of, or the support for, new private sector development enterprise funds, and for other purposes; to the Committee on International Relations, and in addition to the Committee on Banking and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RIGGS (for himself, Mr. BREWSTER, Mr. METCALF, Mrs. CHENOWETH, Mr. COBURN, Mr. HANCOCK, Mr. YOUNG of Alaska, Mr. PETE GEREN of Texas, Mr. DUNCAN, and Mr. COOLEY):

H.J. Res. 164. Joint resolution proposing an amendment to the Constitution of the United States to provide 8-year terms of offices for judges of Federal courts other than the Supreme Court; to the Committee on the Judiciary.

30.30 ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

- H.R. 52: Mr. FAZIO of California.
- H.R. 218: Mr. HOSTETTLER, Mr. EHRlich, and Mr. CLEMENT.
- H.R. 462: Mr. WILLIAMS.
- H.R. 528: Mr. HAYWORTH.
- H.R. 784: Mr. ROBERTS and Mr. YOUNG of Alaska.
- H.R. 822: Mr. CAMP and Mr. NEUMANN.
- H.R. 910: Mr. JEFFERSON and Mrs. CLAYTON.
- H.R. 957: Mr. WELDON of Florida.
- H.R. 972: Mr. CRAMER and Mr. CHRISTENSEN.
- H.R. 973: Mr. BONIOR.
- H.R. 1023: Mr. GONZALEZ, Ms. WOOLSEY, and Mr. FAZIO of California.
- H.R. 1078: Mr. VENTO.
- H.R. 1148: Mr. SANDERS.
- H.R. 1179: Mr. LEWIS of Georgia, Mr. CLAY, Mr. WAMP, Mr. RUSH, Mr. CLYBURN, Mrs. CLAYTON, Mr. SCOTT, Mr. THOMPSON, Mr. WYNN, Mr. FATTAH, Mr. DELLUMS, and Ms. WATERS.
- H.R. 1464: Mr. GOODLATTE.
- H.R. 1499: Mr. MCINTOSH.
- H.R. 1619: Mr. RAHALL, Mr. TALENT, and Mr. SHAW.
- H.R. 1627: Mr. NEY.
- H.R. 1684: Mr. LEVIN, Ms. NORTON, Mr. SHAYS, Mr. JONES, Mr. UPTON, Mrs. SMITH of Washington, Mr. BAKER of California, Mr. BECERRA, Mr. BISHOP, Mr. BONIOR, Mr. BORSKI, Mr. CAMP, Mr. COSTELLO, Ms. DELAURO, Mr. DOOLEY of California, Mr. FATTAH, Mr. FAZIO of California, Mr. GUTIERREZ, Mr. HANCOCK, Mr. HEFNER, Mr. HERGER, Mr. HOBSON, Mr. HOYER, Mr. HUNTER, Mr. JOHNSTON of Florida, Ms. KAPTUR, Mr. KLINK, Mr. LAUGHLIN, Mr. LEWIS of California, Mr. LEWIS of Georgia, Ms. LOFGREN, Mr. MINGE, Mr. MOLLOHAN, Mr. NADLER, Mr. ORTIZ, Ms. PELOSI, Mr. CHAPMAN, Mr. POMBO, Mr. POMEROY, Mr. POSHARD, Ms. PRYCE, Mr. RANGEL, Mr. ROBERTS, Mr. ROSE, Mr. RUSH, Ms. SLAUGHTER, Mr. STOCKMAN, Mr. TAYLOR of

Mississippi, Mr. VOLKMER, Ms. WATERS, Mr. WATT of North Carolina, Mr. WISE, and Mr. TAYLOR of North Carolina.

H.R. 1776: Mr. CLINGER, Mr. BROWDER, Mr. STUPAK, Mr. JACOBS, and Mr. YATES.

H.R. 1856: Mr. SAXTON, Mr. OWENS, and Mr. METCALF.

H.R. 1920: Mr. TATE.
H.R. 2065: Mr. MORAN.
H.R. 2101: Mr. RANGEL.
H.R. 2241: Ms. WOOLSEY.

H.R. 2242: Mr. GILCHREST and Ms. WOOLSEY.
H.R. 2247: Mr. COLEMAN, Mr. CRAMER, Mr. DEFAZIO, Mr. FOX, Mr. GILMAN, Mr. HALL of Ohio, Mr. HILLIARD, Ms. NORTON, Mr. PAYNE of New Jersey, Mr. SABO, Mrs. THURMAN, Mr. VENTO, Mr. WALSH, and Mr. WAXMAN.

H.R. 2333: Mr. CRAPO and Mr. CLYBURN.
H.R. 2416: Mr. WELDON of Florida.

H.R. 2471: Mr. LIPINSKI.
H.R. 2500: Mr. BREWSTER.

H.R. 2548: Mrs. SEASTRAND, Ms. MOLINARI, and Mr. EMERSON.

H.R. 2579: Mr. TORRES, Mr. MATSUI, Mr. SHAYS, Mr. KILDEE, and Mrs. MALONEY.

H.R. 2607: Mrs. KELLY and Ms. BROWN of Florida.

H.R. 2618: Ms. LOFGREN and Mr. CAMPBELL.
H.R. 2636: Mr. MATSUI.

H.R. 2723: Mr. WICKER.
H.R. 2724: Mr. HINCHEY, Mr. FALEOMAVEAGA, Mr. HILLIARD, and Ms. VELAZQUEZ.

H.R. 2725: Mr. HINCHEY, Mr. FALEOMAVEAGA, Mr. HILLIARD, and Ms. VELAZQUEZ.

H.R. 2779: Mr. BAKER of California, Mr. CONDIT, Mr. WELDON of Pennsylvania, Mr. NORWOOD, and Mr. SMITH of New Jersey.

H.R. 2796: Mr. FILNER.
H.R. 2822: Mr. MANZULLO.

H.R. 2827: Mr. VENTO and Mr. SANDERS.
H.R. 2875: Mr. DEUTSCH, Mr. HILLIARD, Mr. FRAZER, and Mr. SMITH of New Jersey.

H.R. 2925: Mr. MANZULLO, Mr. YOUNG of Alaska, Mr. TORKILDSEN, Mr. GREENWOOD, and Mr. NETHERCUTT.

H.R. 2951: Mr. BARRETT of Wisconsin, Mr. BEILINSON, Mr. EHLERS, Mr. LEVIN, Mr. SPRATT, Mr. SENSENBRENNER, Mr. GANSKE, Mr. STARK, and Mr. CAMPBELL.

H.R. 2959: Mr. GREENWOOD, Mr. LAZIO of New York, Mr. GEPHARDT, Mr. FLANAGAN, and Mr. KLINK.

H.R. 2974: Mr. CALVERT.
H.R. 2994: Mr. LEWIS of Georgia, Mr. LATOURETTE, and Mr. MASCARA.

H.R. 3010: Mr. SAWYER, Mr. UNDERWOOD, and Mr. LIPINSKI.

H.R. 3023: Ms. KAPTUR.
H.R. 3043: Mr. MCHUGH, Ms. MCKINNEY, and Mr. GUNDERSON.

H.R. 3067: Mr. DOOLEY and Mr. STUPAK.
H.R. 3086: Mr. UNDERWOOD, Mrs. MEYERS of Kansas, and Mr. GORDON.

H.J. Res. 162: Ms. KAPTUR, Mr. WATTS of Oklahoma, Mr. TAYLOR of North Carolina, and Mr. CALVERT.

H. Con. Res. 51: Ms. FURSE.
H. Con. Res. 148: Mr. LINDER, Mr. MCCOLLUM, Mr. DICKEY, Mr. ROSE, Mr. FRAZER, Mr. BAKER of Louisiana, Mr. MCDADE, Mr. BERMAN, Ms. PRYCE, Mr. BROWNBACK, and Mr. POMBO.

H. Res. 39: Mr. VENTO, Ms. ROYBAL-ALLARD, and Ms. PELOSI.

H. Res. 49: Mrs. MORELLA, Mrs. CLAYTON, Mr. CONYERS, and Mr. KENNEDY of Massachusetts.

H. Res. 381: Mrs. MORELLA, Mr. BAKER of Louisiana, and Mr. PALLONE.

H. Res. 385: Mr. PALLONE and Mr. FRISA.

30.31 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

Under clause 4 of rules XXII, sponsors were deleted from public bills and resolutions as follows:

H.R. 2745: Mr. RICHARDSON.

WEDNESDAY, MARCH 20, 1996 (31)

31.1 DESIGNATION OF SPEAKER PRO TEMPORE

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

WASHINGTON, DC,
March 20, 1996.

I hereby designate the Honorable HAROLD ROGERS to act as Speaker pro tempore on this day.

NEWT GINGRICH,
Speaker of the House of Representatives.

31.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. ROGERS, announced he had examined and approved the Journal of the proceedings of Tuesday, March 19, 1996.

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

31.3 COMMUNICATIONS

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

2267. A letter from the Assistant Administrator, Environmental Protection Agency, transmitting the annual report on conditional registration of pesticides during fiscal year 1995, pursuant to 7 U.S.C. 136w-4; to the Committee on Agriculture.

2268. A letter from the Director, Administration and Management, Department of Defense, transmitting the calendar year 1995 report on "Extraordinary Contractual Actions to Facilitate the National Defense," pursuant to 50 U.S.C. 1434; to the Committee on National Security.

2269. A letter from the Chairman of the Board, National Credit Union Administration, transmitting notification that the Administration is establishing and adjusting schedules of compensation; to the Committee on Banking and Financial Services.

2270. A letter from the Executive Director, Thrift Depositor Protection Oversight Board, transmitting the final inventory of real property assets under the jurisdiction of the RTC immediately prior to its termination; to the Committee on Banking and Financial Services.

2271. A letter from the Director, Office of Management and Budget, transmitting OMB's estimate of the amount of change in outlays or receipts, as the case may be, in each fiscal year through fiscal year 2002 resulting from passage of H.R. 927, pursuant to Public Law 101-508, section 13101(a) (104 Stat. 1388-582); to the Committee on the Budget.

2272. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the fiscal year 1995 report on implementation of the support for East European Democracy Act [SEED] Program pursuant to 22 U.S.C. 5474; to the Committee on International Relations.

2273. A communication from the President of the United States, transmitting the annual report on Science, Technology and American Diplomacy for fiscal year 1995, pursuant to 22 U.S.C. 2656c(b); to the Committee on International Relations.

2274. A letter from the Secretary of Commerce, transmitting the Bureau of Export Administration's annual report for fiscal year 1995, pursuant to 50 U.S.C. app. 2413; to the Committee on International Relations.

2275. A letter from the Director, Congressional Budget Office, transmitting CBO's sequestration preview report for fiscal year

1997, pursuant to Public Law 101-508, section 13101(a) (104 Stat. 1388-587); jointly, to the Committee on Appropriations and the Budget.

2276. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Secretary's certification and justifications that the Republic of Belarus, the Republic of Kazakstan, the Russian Federation, and Ukraine are committed to the courses of action described in section 1203(d) of the Cooperative Threat Reduction Act of 1993 (title XII of Public Law 103-160), section 1412(d) of the Former Soviet Union Demilitarization Act of 1992 (title XIV of Public Law 102-484), and section 502 of the Freedom Support Act (Public Law 102-511); jointly, to the Committees on National Security and International Relations.

2277. A letter from the Secretary of Health and Human Services, transmitting a report on the fiscal year 1994 Low Income Home Energy Assistance Program, pursuant to 42 U.S.C. 8629(b); jointly, to the Committees on Commerce and Economic and Educational Opportunities.

2278. A letter from the Secretary of Transportation, transmitting a draft of proposed legislation entitled "Federal Aviation Authorization Act of 1996," pursuant to 31 U.S.C. 1110; jointly, to the Committees on Transportation and Infrastructure, Science, and Ways and Means.

§31.4 COMMITTEES AND SUBCOMMITTEES TO SIT

On motion of Mr. BUNNING, by unanimous consent, the following committees and their subcommittees were granted permission to sit today during the 5-minute rule: the Committee on Banking and Financial Services, the Committee on Commerce, the Committee on International Relations, the Committee on National Security, the Committee on Resources, the Committee on Transportation and Infrastructure, and the Permanent Select Committee on Intelligence.

§31.5 IMMIGRATION REFORM

The SPEAKER pro tempore, Mr. ROGERS, pursuant to House Resolution 383 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2202) to amend the Immigration and Nationality Act to improve deterrence of illegal immigration to the United States by increasing border patrol and investigative personnel, by increasing penalties for alien smuggling and for document fraud, by reforming exclusion and deportation law and procedures, by improving the verification system for eligibility for employment, and through other measures, to reform the legal immigration system and facilitate legal entries into the United States, and for other purposes.

Mr. BONILLA, Chairman of the Committee of the Whole, resumed the chair.

§31.6 RECORDED VOTE

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

Amend subsection (b) of section 102 to read as follows:

(b) AUTHORIZATION OF APPROPRIATIONS.— There are authorized to be appropriated to carry out this section not to exceed \$110,000,000. Amounts appropriated under this subsection are authorized to remain available until expended.

It was decided in the { Yeas 120
negative } Nays 291

§31.7 [Roll No. 71] AYES—120

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| Abercrombie | Gejdenson | Neal |
| Ackerman | Gephardt | Oberstar |
| Barrett (WI) | Gibbons | Ortiz |
| Becerra | Gonzalez | Owens |
| Beilenson | Green | Pastor |
| Beniten | Gutierrez | Payne (NJ) |
| Berman | Hall (OH) | Payne (VA) |
| Bevill | Hastings (FL) | Pelosi |
| Bonior | Hilliard | Rahall |
| Borski | Hinchey | Rangel |
| Brown (CA) | Houghton | Reed |
| Brown (OH) | Hoyer | Richardson |
| Bryant (TX) | Jackson (IL) | Rivers |
| Cardin | Jackson-Lee | Ros-Lehtinen |
| Clay | (TX) | Roybal-Allard |
| Clayton | Jefferson | Sabo |
| Clyburn | Johnson (SD) | Sawyer |
| Coleman | Johnson, E. B. | Schroeder |
| Collins (MI) | Kanjorski | Scott |
| Conyers | Kennedy (RI) | Serrano |
| de la Garza | Kildee | Skaggs |
| DeLauro | Kolbe | Slaughter |
| Dellums | LaFalce | Stark |
| Diaz-Balart | Lantos | Stupak |
| Dicks | Levin | Tejeda |
| Dixon | Lewis (GA) | Thompson |
| Dooley | Lofgren | Thornton |
| Edwards | Lowey | Torres |
| Engel | Luther | Towns |
| Eshoo | Manton | Velazquez |
| Evans | Markey | Vento |
| Farr | Martinez | Visclosky |
| Fattah | Matsui | Watt (NC) |
| Fazio | McCarthy | Waxman |
| Fields (LA) | McKinney | Williams |
| Filner | McNulty | Wise |
| Flake | Miller (CA) | Woolsey |
| Foglietta | Mink | Wynn |
| Ford | Mollohan | Yates |
| Frank (MA) | Moran | |
| Furse | Nadler | |

NOES—291

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| Allard | Chabot | Ewing |
| Andrews | Chambliss | Fawell |
| Archer | Chapman | Fields (TX) |
| Armye | Chenoweth | Flanagan |
| Bachus | Christensen | Foley |
| Baessler | Chrysler | Forbes |
| Baker (CA) | Clement | Fowler |
| Baker (LA) | Clinger | Fox |
| Baldacci | Coble | Franks (CT) |
| Ballenger | Coburn | Franks (NJ) |
| Barcia | Collins (GA) | Frelinghuysen |
| Barr | Combust | Frisa |
| Barrett (NE) | Condit | Frost |
| Bartlett | Cooley | Funderburk |
| Barton | Costello | Galleghy |
| Bass | Cox | Ganske |
| Bateman | Coyne | Gekas |
| Bereuter | Cramer | Geren |
| Bilbray | Crane | Gilchrest |
| Bilirakis | Crapo | Gillmor |
| Bishop | Creameans | Gilman |
| Bliley | Cubin | Goodlatte |
| Blute | Cunningham | Goodling |
| Boehlert | Danner | Gordon |
| Boehner | Davis | Goss |
| Bonilla | Deal | Graham |
| Bono | DeFazio | Greenwood |
| Boucher | DeLay | Gunderson |
| Brewster | Deutsch | Gutknecht |
| Browder | Dickey | Hall (TX) |
| Brown (FL) | Dingell | Hamilton |
| Brownback | Doggett | Hancock |
| Bryant (TN) | Doolittle | Hansen |
| Bunn | Dornan | Harman |
| Bunning | Doyle | Hastert |
| Burr | Dreier | Hastings (WA) |
| Burton | Duncan | Hayworth |
| Buyer | Dunn | Hefley |
| Callahan | Ehlers | Hefner |
| Calvert | Ehrlich | Heineman |
| Camp | Emerson | Herger |
| Campbell | English | Hilleary |
| Canady | Ensign | Hobson |
| Castle | Everett | Hoekstra |

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| Hoke | Holden | Horn | Hunter | Hutchinson | Hyde | Inglis | Istook | Jacobs | Johnson (CT) | Johnson, Sam | Jones | Kaptur | Kelly | Kennelly | Kim | King | Kingston | Klecza | Klink | Klug | Knollenberg | LaHood | Largent | Latham | LaTourette | Laughlin | Lazio | Leach | Lewis (CA) | Lewis (KY) | Lightfoot | Lincoln | Linder | Lipinski | Livingston | LoBiondo | Longley | Lucas | Maloney | Manzullo | Martini | Mascara | McCollum | McCrery | McDade | McDermott | McHale | McHugh | McInnis | McIntosh | McKeon | Meek |
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| Menendez | Metcalf | Meyers | Mica | Miller (FL) | Molinari | Montgomery | Moorhead | Morella | Murtha | Myers | Myrick | Nethercutt | Neumann | Ney | Norwood | Nussle | Obey | Orton | Oxley | Packard | Pallone | Parker | Paxon | Peterson (FL) | Peterson (MN) | Petri | Pickett | Pombo | Pomeroy | Portman | Poshard | Quillen | Quinn | Ramstad | Regula | Riggs | Roberts | Roemer | Rogers | Rohrabacher | Rose | Roth | Roukema | Royce | Salmon | Sanders | Sanford | Saxton | Scarborough | Schaefer | Schiff | Schumer |
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NOT VOTING—20

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| Collins (IL) | Durbin | Hayes | Hottel | Johnston | Kasich | Kennedy (MA) | Meehan | Minge | Moakley | Olver | Porter | Pryce | Radanovich | Rush | Smith (NJ) | Stokes | Studds | Walker | Walters |
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So the amendment was not agreed to.

§31.8 RECORDED VOTE

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

Part 2 amendment number 4 offered by Mr. MCCOLLUM: After section 216, insert the following new section (and conform the table of contents accordingly):

SEC. 217. PROTECTING THE INTEGRITY OF THE SOCIAL SECURITY ACCOUNT NUMBER CARD.

(a) IMPROVEMENTS TO CARD.—
(1) IN GENERAL.—For purposes of carrying out section 274A of the Immigration and Nationality Act, the Commissioner of Social Security (in this section referred to as the "Commissioner") shall make such improvements to the physical design, technical specifications, and materials of the social security account number card as are necessary to ensure that it is a genuine official document and that it offers the best possible security against counterfeiting, forgery, alteration, and misuse.

(2) PERFORMANCE STANDARDS.—In making the improvements required in paragraph (1), the Commissioner shall—

(A) make the card as secure against counterfeiting as the 100 dollar Federal Reserve note, with a rate of counterfeit detection

comparable to the 100 dollar Federal Reserve note, and

(B) make the card as secure against fraudulent use as a United States passport.

(3) REFERENCE.—In this section, the term "secured social security account number card" means a social security account number card issued in accordance with the requirements of this subsection.

(4) EFFECTIVE DATE.—All social security account number cards issued after January 1, 1999, whether new or replacement, shall be secured social security account number cards.

(b) USE FOR EMPLOYMENT VERIFICATION.—Beginning on January 1, 2006, a document described in section 274A(b)(1)(C) of the Immigration and Nationality Act is a secured social security account number card (other than such a card which specifies on the face that the issuance of the card does not authorize employment in the United States).

(c) NOT A NATIONAL IDENTIFICATION CARD.—Cards issued pursuant to this section shall not be required to be carried upon one's person, and nothing in this section shall be construed as authorizing the establishment of a national identification card.

(d) NO NEW DATABASES.—Nothing in this section shall be construed as authorizing the establishment of any new databases.

(e) EDUCATION CAMPAIGN.—The Commissioner of Immigration and Naturalization, in consultation with the Commissioner of Social Security, shall conduct a comprehensive campaign to educate employers about the security features of the secured social security card and how to detect counterfeit or fraudulently used social security account number cards.

(f) ANNUAL REPORTS.—The Commissioner of Social Security shall submit to Congress by July 1 of each year a report on—

(1) the progress and status of developing a secured social security account number card under this section,

(2) the incidence of counterfeit production and fraudulent use of social security account number cards, and

(3) the steps being taken to detect and prevent such counterfeiting and fraud.

(g) GAO ANNUAL AUDITS.—The Comptroller General shall perform an annual audit, the results of which are to be presented to the Congress by January 1 of each year, on the performance of the Social Security Administration in meeting the requirements in subsection (a).

(h) EXPENSES.—No costs incurred in developing and issuing cards under this section that are above the costs that would have been incurred for cards issued in the absence of this section shall be paid for out of any Trust Fund established under the Social Security Act. There are authorized to be appropriated such sums as may be necessary to carry out this section.

It was decided in the { Yeas 191 negative } Nays 221

¶31.9 [Roll No. 72] AYES—191

Table with 3 columns: Name, State, Name, State. Includes Ackerman, Andrews, Baker (CA), Baker (LA), Baldacci, Barr, Barton, Bass, Bateman, Beilenson, Bereuter, Berman, Bilbray, Bilirakis, Bishop, Bliley, Blute, Boehlert, Boehner, Bono, Boucher, Browder, Brown (CA), Bryant (TN), Bryant (TX), Burr, Calvert, Campbell, Canady, Castle, Clayton, Clement, Clinger, Clyburn, Coble, Condit, Cramer, Cunningham, Danner, Deal, DeFazio, DeLauro, Deutsch, Dicks, Dixon, Doggett, Doyle, Dreier, Duncan, Edwards, Ehlers, etc.

Table with 2 columns: Name, State. Includes Ehrlich, Eshoo, Ewing, Farr, Fawell, Fields (LA), Foley, Fowler, Fox, Frank (MA), Franks (CT), Franks (NJ), Frelinghuysen, Frost, Gallegly, Ganske, Gejdenson, Gekas, Gephardt, Geren, Gibbons, Gilchrest, Gillmor, Gilman, Goodlatte, Goss, Graham, Greenwood, Gutknecht, Hall (TX), Harman, Hastings (WA), Hefner, Hobson, Hoekstra, Holden, Horn, Hunter, Hyde, Istook, Jackson-Lee (TX), Johnson (SD), Johnson, E. B., Kanjorski, Kaptur, Kelly, Kildee, Kim, Klunk, Kolbe, Lantos, Largent, Latham, LaTourette, Leach, Levin, Lightfoot, Lincoln, LoBiondo, Lowey, Maloney, Manton, Markey, Martinez, Martini, Mascara, Matsui, McCollum, McHale, McHugh, McKeon, McKinney, McNulty, Meyers, Mica, Miller (CA), Mink, Molinari, Mollohan, Montgomery, Moorhead, Moran, Murtha, Myrick, Nadler, Neal, Norwood, Obey, Orton, Packard, Pallone, Pelosi, Peterson (FL), Peterson (MN), Pomeroy, Quillen, Rahall, Rangel, Reed, Riggs, Rogers, Rohrabacher, Roth, Roukema, Royce, Sabo, Salmon, Saxton, Schiff, Schroeder, Schumer, Seastrand, Shays, Siskisky, Skelton, Smith (NJ), Smith (TX), Stenholm, Tanner, Tauzin, Taylor (MS), Thurman, Torkildsen, Torricelli, Traficant, Upton, Vento, Volkmer, Waldholtz, Walsh, Ward, Waxman, Weldon (PA), Weller, Wicker, Wilson, Wolf, Young (AK), Zeliff, Zimmer, etc.

NOES—221

Table with 2 columns: Name, State. Includes Abercrombie, Allard, Archer, Arme, Bachus, Baesler, Ballenger, Barcia, Barrett (NE), Barrett (WI), Bartlett, Becerra, Bentsen, Bevill, Bonilla, Bonior, Borski, Brewster, Brown (FL), Brown (OH), Brownback, Bunn, Bunning, Burton, Buyer, Callahan, Camp, Cardin, Chabot, Chambliss, Chapman, Chenoweth, Christensen, Chrysler, Clay, Coburn, Coleman, Collins (GA), Collins (MI), Combust, Conyers, Cooley, Costello, Cox, Coyne, Crane, Crapo, Creameans, Cuban, Davis, de la Garza, DeLay, Dellums, Diaz-Balart, Dickey, Dingell, Dooley, Doolittle, Dornan, Dunn, Emerson, Engel, English, Ensign, Evans, Everett, Fattah, Fazio, Fields (TX), Filner, Flake, Flanagan, Foglietta, Forbes, Ford, Frisa, Funderburk, Furse, Gonzalez, Goodling, Gordon, Green, Gunderson, Gutierrez, Hall (OH), Hamilton, Hancock, Hansen, Hastert, Hastings (FL), Hayworth, Hefley, Heineman, Herger, Hillery, Hilliard, Hinche, Hoke, Houghton, Hoyer, Hutchinson, Inglis, Jackson (IL), Jacobs, Jefferson, Johnson (CT), Johnson, Sam, Jones, Kennedy (RI), Kennelly, King, Kingston, Kleczka, Klug, Knollenberg, LaFalce, LaHood, Laughlin, Lazio, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, Livingston, Lofgren, Longley, Lucas, Luther, Manzullo, McCarthy, McCrery, McDade, McDermott, McInnis, McIntosh, Meek, Menendez, Metcalf, Miller (FL), Morella, Myers, Nethercutt, Neumann, Ney, Nussle, Oberstar, Ortiz, Owens, Oxley, Parker, Pastor, Paxon, etc.

Table with 2 columns: Name, State. Includes Payne (NJ), Payne (VA), Petri, Pickett, Pombo, Portman, Poshard, Quinn, Ramstad, Regula, Richardson, Rivers, Roberts, Roemer, Ros-Lehtinen, Roybal-Allard, Sanders, Sanford, Sawyer, Scarborough, Schaefer, Scott, Sensenbrenner, Serrano, Shadegg, Shaw, Shuster, Skaggs, Skeen, Slaughter, Smith (MI), Smith (WA), Solomon, Souder, Spence, Spratt, Stark, Stearns, Stockman, Stump, Stupak, Talent, Tate, Taylor (NC), Tejada, Thomas, Thompson, Thornberry, Thornton, Tiahrt, Torres, Towns, Velazquez, Visclosky, Vucanovich, Walker, Wamp, Watt (NC), Watts (OK), Weldon (FL), White, Whitfield, Williams, Wise, Woolsey, Wynn, Yates, Young (FL), etc.

NOT VOTING—19

Table with 3 columns: Name, State, Name, State. Includes Collins (IL), Durbin, Hayes, Hostettler, Johnston, Kasich, Kennedy (MA), Meehan, Minge, Moakley, Olver, Porter, Pryce, Radanovich, Rose, Rush, Stokes, Studds, Waters, etc.

So the amendment was not agreed to. After some further time,

¶31.10 RECORDED VOTE

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

At the end of section 604(b), add the following: "Such procedures shall include, in the case of such an individual who is 18 years of age or older and not lawfully present in the United States, the hospital or facility promptly providing the Service with the individual's name, address, and name of employer and other identifying information that the hospital or facility may have that may assist the Service in its efforts to locate the individual."

It was decided in the { Yeas 170 negative } Nays 250

¶31.11 [Roll No. 73] AYES—170

Table with 3 columns: Name, State, Name, State. Includes Andrews, Archer, Bachus, Baker (CA), Baker (LA), Ballenger, Barr, Barrett (NE), Bartlett, Barton, Bass, Bateman, Bereuter, Bilbray, Bilirakis, Bliley, Boehner, Bono, Brown (OH), Bryant (TN), Bunning, Burr, Burton, Buyer, Callahan, Calvert, Camp, Canady, Castle, Chabot, Chambliss, Christensen, Clement, Coble, Collins (GA), Combust, Cooley, Cox, Crane, Creameans, Cubin, Cunningham, Deal, DeLay, Dickey, Dornan, Dreier, Duncan, Ehrlich, Ensign, Everett, Ewing, Fawell, Fields (TX), Flanagan, Foley, Fowler, Franks (CT), Franks (NJ), Funderburk, Gallegly, Gillmor, Goodlatte, Goodling, Gordon, Graham, Gutknecht, Hancock, Hansen, Hastert, Hastings (WA), Hayes, Hayworth, Hefley, Heineman, Hillery, Hoekstra, Hoke, Horn, Houghton, Hunter, Hutchinson, Istook, Jones, Kasich, Kim, Kingston, Knollenberg, Kolbe, LaHood, Largent, LaTourette, Laughlin, Lewis (KY), Lincoln, Linder, Livingston, LoBiondo, Manzullo, Martini, McCollum, McCrery, McInnis, McIntosh, Metcalf, Meyers, Mica, Moorhead, Myrick, etc.

Nethercutt
Neumann
Ney
Norwood
Packard
Parker
Paxon
Petri
Pombo
Portman
Pryce
Quillen
Ramstad
Regula
Riggs
Rogers
Rohrabacher
Roth
Roukema
Royce

Salmon
Sanford
Saxton
Scarborough
Schaefer
Seastrand
Sensenbrenner
Shadegg
Shaw
Shays
Shuster
Smith (TX)
Solomon
Souder
Spence
Stearns
Stockman
Stump
Tate
Tauzin

Taylor (MS)
Taylor (NC)
Thornberry
Tiahrt
Torricelli
Traficant
Upton
Vucanovich
Waldholtz
Wamp
Watts (OK)
Weldon (PA)
Weller
Whitfield
Wicker
Wilson
Young (AK)
Young (FL)
Zimmer

Vento
Visclosky
Volkmer
Walker
Walsh
Ward

Watt (NC)
Waxman
Weldon (FL)
White
Williams
Zeliff

Wolf
Woolsey
Wynn
Yates
Zeliff

Camp
Cardin
Castle
Chabot
Chambliss
Chapman
Chenoweth
Christensen
Chrysler
Clement
Clinger
Coble
Coburn
Collins (GA)
Combest
Condit
Cooley
Costello
Cox
Coyne
Cramer
Crane
Crapo
Cremeans
Cubin
Cunningham
Danner
Deal
DeLay
Deutsch
Dickey
Dicks
Doggett
Doolittle
Dornan
Doyle
Dreier
Duncan
Dunn
Ehrlich
Emerson
English
Ensign
Everett
Ewing
Fawell
Fields (TX)
Foley
Forbes
Fowler
Fox
Franks (CT)
Franks (NJ)
Frelinghuysen
Frisa
Funderburk
Gallegly
Ganske
Gekas
Geren
Gilchrest
Gillmor
Goodlatte
Goodling
Gordon
Goss
Graham
Greenwood
Gunderson
Gutknecht
Hall (OH)
Hall (TX)
Hamilton
Hancock
Hansen
Harman
Hastert
Hastings (WA)

Peterson (MN)
Petri
Pickett
Portman
Poshard
Pryce
Quillen
Ramstad
Regula
Riggs
Roberts
Roemer
Rogers
Rohrabacher
Roth
Roukema
Royce
Salmon
Sanford
Sawyer
Saxton
Scarborough
Schaefer
Schumer
Seastrand
Sensenbrenner
Shadegg
Shaw
Shays
Shuster
Sisisky
Skeean
Skelton
Smith (MI)
Smith (NJ)
Smith (TX)
Smith (WA)
Solomon
Spence
Spratt
Stearns
Stenholm
Stockman
Stump
Stupak
Talent
Tanner
Tate
Tauzin
Taylor (MS)
Taylor (NC)
Thomas
Thornberry
Tiahrt
Torricelli
Traficant
Upton
Vento
Visclosky
Volkmer
Vucanovich
Waldholtz
Walker
Walsh
Wamp
Watts (OK)
Weldon (FL)
Weldon (PA)
Weller
White
Whitfield
Wicker
Wilson
Wolf
Young (AK)
Zeliff
Zimmer

NOT VOTING—11

So the amendment was not agreed to.

31.12 RECORDED VOTE

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

Strike section 607 and redesignate the succeeding sections accordingly.

It was decided in the { Yeas 151
negative } Nays 269

31.13 [Roll No. 74] AYES—151

Abercrombie
Ackerman
Allard
Armey
Baesler
Baldacci
Barcia
Barrett (WI)
Becerra
Beilenson
Bentsen
Berman
Bevill
Bishop
Blute
Boehlert
Bonilla
Bonior
Borski
Boucher
Brewster
Browder
Brown (CA)
Brown (FL)
Brownback
Bryant (TX)
Bunn
Campbell
Cardin
Chapman
Chenoweth
Chrysler
Clay
Clayton
Clinger
Clyburn
Coburn
Coleman
Collins (MI)
Condit
Conyers
Costello
Coyne
Cramer
Crapo
Danner
Davis
de la Garza
DeFazio
DeLauro
Dellums
Deutsch
Diaz-Balart
Dicks
Dingell
Dixon
Doggett
Dooley
Doolittle
Doyle
Dunn
Durbin
Edwards
Ehlers
Emerson
Engel
English
Eshoo
Evans
Farr
Fattah
Fazio
Fields (LA)
Filner
Flake
Foglietta
Forbes
Ford

Fox
Frank (MA)
Frelinghuysen
Frisa
Frost
Furse
Ganske
Gejdenson
Gekas
Gephardt
Geren
Gibbons
Gilchrest
Gilman
Gonzalez
Goss
Green
Greenwood
Gunderson
Gutierrez
Hall (OH)
Hall (TX)
Hamilton
Harman
Hastings (FL)
Hefner
Herger
Hilliard
Hinchev
Hobson
Holden
Hoyer
Hyde
Inglis
Jackson (IL)
Jackson-Lee
(TX)
Jacobs
Jefferson
Johnson (CT)
Johnson (SD)
Johnson, E. B.
Johnson, Sam
Kanjorski
Kaptur
Kelly
Kennedy (MA)
Kennedy (RI)
Kennelly
Kildee
King
Kleczka
Klink
Klug
LaFalce
Lantos
Latham
Lazio
Leach
Levin
Lewis (CA)
Lewis (GA)
Lightfoot
Lipinski
Lofgren
Longley
Lowe
Lucas
Luther
Maloney
Manton
Markey
Martinez
Mascara
Matsui
McCarthy
McDade
McDermott

McHale
McHugh
McKinney
McNulty
Meehan
Meek
Menendez
Miller (CA)
Miller (FL)
Minge
Mink
Molinari
Mollohan
Montgomery
Moran
Morella
Murtha
Neal
Nussle
Oberstar
Obey
Oliver
Ortiz
Orton
Owens
Oxley
Pallone
Pastor
Payne (NJ)
Payne (VA)
Pelosi
Peterson (FL)
Peterson (MN)
Pickett
Pomeroy
Poshard
Quinn
Rahall
Rangel
Reed
Richardson
Rivers
Roberts
Roemer
Ros-Lehtinen
Rose
Roybal-Allard
Sabo
Sanders
Sawyer
Schiff
Schroeder
Schumer
Scott
Serrano
Sisisky
Skaggs
Skeean
Skelton
Slaughter
Smith (MI)
Smith (NJ)
Smith (WA)
Spratt
Stenholm
Studds
Stupak
Talent
Tanner
Tejeda
Thomas
Thompson
Thornton
Thurman
Torkildsen
Torres
Towns
Velazquez

Abercrombie
Ackerman
Andrews
Baldacci
Ballenger
Barrett (WI)
Becerra
Beilenson
Berman
Bishop
Bonior
Borski
Boucher
Brown (CA)
Brown (FL)
Brown (OH)
Bryant (TX)
Campbell
Canady
Clay
Clayton
Clyburn
Coleman
Collins (MI)
Conyers
Davis
de la Garza
DeFazio
DeLauro
Dellums
Diaz-Balart
Dingell
Dixon
Dooley
Durbin
Edwards
Ehlers
Engel
Eshoo
Evans
Farr
Fattah
Fazio
Fields (LA)
Filner
Flake
Flanagan
Foglietta
Ford
Frank (MA)
Frost

Furse
Gejdenson
Gephardt
Gibbons
Gilman
Gonzalez
Green
Gutierrez
Hastings (FL)
Hefner
Hilliard
Hinchev
Horn
Jackson (IL)
Jackson-Lee
(TX)
Jacobs
Jefferson
Johnson (CT)
Johnson (SD)
Johnson, E. B.
Kanjorski
Kaptur
Kennedy (MA)
Kennedy (RI)
Kennelly
Kildee
King
LaFazio
Lantos
Lazio
Leach
Levin
Lewis (GA)
Lofgren
Lowe
Maloney
Manton
Markey
Martinez
Matsui
McCarthy
McDermott
McHale
McKinney
McNulty
Meehan
Meek
Menendez
Miller (CA)
Mink

Mollohan
Morella
Neal
Oberstar
Olver
Ortiz
Owens
Pallone
Pastor
Payne (NJ)
Payne (VA)
Richardson
Rivers
Ros-Lehtinen
Rose
Roybal-Allard
Sabo
Sanders
Schiff
Schroeder
Scott
Serrano
Skaggs
Slaughter
Souders
Studds
Tejeda
Thompson
Thornton
Thurman
Torkildsen
Torres
Towns
Velazquez
Watt (NC)
Waxman
Williams
Wise
Woolsey
Wynn
Yates
Young (FL)

NOES—269

Allard
Archer
Armey
Bachus
Baesler
Baker (CA)
Baker (LA)
Barcia
Barr
Barrett (NE)
Bartlett
Barton

Bass
Bateman
Bentsen
Bereuter
Bevill
Bilbray
Bilirakis
Bliley
Blute
Boehlert
Boehner
Bonilla

Bono
Brewster
Browder
Brownback
Bryant (TN)
Bunn
Bunning
Burr
Burton
Buyer
Callahan
Calvert

Hayes
Hayworth
Hefley
Heineman
Herger
Hilleary
Hobson
Hoekstra
Hoke
Holden
Houghton
Hoyer
Hunter
Hutchinson
Hyde
Inglis
Istook
Johnson, Sam
Jones
Kasich
Kelly
Kim
Kingston
Kleczka
Klink
Klug
Knollenberg
Kolbe
LaHood
Largent
Latham
Lindsay
Dicks
Doggett
Doolittle
Dornan
Doyle
Dreier
Duncan
Dunn
Ehrlich
Emerson
English
Ensign
Everett
Ewing
Fawell
Fields (TX)
Foley
Forbes
Fowler
Fox
Franks (CT)
Franks (NJ)
Frelinghuysen
Frisa
Funderburk
Gallegly
Ganske
Gekas
Geren
Gilchrest
Gillmor
Goodlatte
Goodling
Gordon
Goss
Graham
Greenwood
Gunderson
Gutknecht
Hall (OH)
Hall (TX)
Hamilton
Hancock
Hansen
Harman
Hastert
Hastings (WA)

Nadler
Porter
Radanovich
Rush

Stark
Stokes
Waters

NOT VOTING—11

Collins (IL)
Hostettler
Johnston
Moakley

Nadler
Porter
Radanovich
Rush

Stark
Stokes
Waters

So the amendment was not agreed to.

31.14 RECORDED VOTE

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

At the end of subtitle A of title VI insert the following new part:

PART 3—PUBLIC EDUCATION BENEFITS
SEC. 615. AUTHORIZING STATES TO DENY PUBLIC EDUCATION BENEFITS TO ALIENS NOT LAWFULLY PRESENT IN THE UNITED STATES.

(a) IN GENERAL.—The Immigration and Nationality Act is amended by adding at the end the following new title:

“TITLE VI—DISQUALIFICATION OF ALIENS NOT LAWFULLY PRESENT IN THE UNITED STATES FROM CERTAIN PROGRAM

“CONGRESSIONAL POLICY REGARDING INELIGIBILITY OF ALIENS NOT LAWFULLY PRESENT IN THE UNITED STATES FOR PUBLIC EDUCATION BENEFITS

“SEC. 601. (a) Because Congress views that the right to a free public education for aliens who are not lawfully present in the United States promotes violations of the immigration laws and because such a free public education for such aliens creates a significant burden on States’ economies and depletes States’ limited educational resources, Congress declares it to be the policy of the United States that—

“(1) aliens who are not lawfully present in the United States not be entitled to public education benefits in the same manner as United States citizens and lawful resident aliens; and

“(2) States should not be obligated to provide public education benefits to aliens who are not lawfully present in the United States.

“(b) Nothing in this section shall be construed as expressing any statement of Federal policy with regard to—

“(1) aliens who are lawfully present in the United States, or

“(2) benefits other than public education benefits provided under State law.

“AUTHORITY OF STATES

“SEC. 602. (a) In order to carry out the policies described in section 601, each State may provide that an alien who is not lawfully present in the United States is not eligible for public education benefits in the State or, at the option of the State, may be treated as a non-resident of the State for purposes of provision of such benefits.

“(b) For purposes of subsection (a), an individual shall be considered to be not lawfully present in the United States unless the individual (or, in the case of an individual who is a child, another on the child’s behalf)—

“(1) declares in writing under penalty of perjury that the individual (or child) is a citizen or national of United States and (if required by a State) presents evidence of United States citizenship or nationality; or

“(2)(A) declares in writing under penalty of perjury that the individual (or child) is not a citizen or national of the United States but is lawfully present in the United States, and

“(B) presents either—

“(i) alien registration documentation or other proof of immigration registration from the Service, or

“(ii) such other documents as the State determines constitutes reasonable evidence indicating that the individual (or child) is lawfully present in the United States.

If the documentation described in paragraph (2)(B)(i) is presented, the State may (at its option) verify with the Service the alien’s immigration status through a system described in section 1137(d)(3) of the Social Security Act (42 U.S.C. 1320b-7(d)(3)).

“(c) If a State denies public education benefits under this section with respect to an alien, the State shall provide the alien with an opportunity for a fair hearing to establish that the alien is lawfully present in the United States, consistent with subsection (b) and Federal immigration law.”

(b) CLERICAL AMENDMENT.—The table of contents of such Act is amended by adding at the end the following new items:

“TITLE VI—DISQUALIFICATION OF ALIENS NOT LAWFULLY PRESENT IN THE UNITED STATES FROM CERTAIN PROGRAM

“Sec. 601. Congressional policy regarding ineligibility of aliens not lawfully present in the United States for public education benefits.

“Sec. 602. Authority of States.”

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect as of the date of the enactment of this Act.

It was decided in the { Yeas 257 affirmative } { Nays 163

31.15 [Roll No. 75] AYES—257

- Allard, Archer, Arney, Bachus, Baker (CA), Baker (LA), Ballenger, Barr, Barrett (NE), Bartlett, Bass, Bateman, Bereuter, Bevill, Bilbray, Bilirakis, Bliley, Blute, Boehner, Bonilla, Bono, Brewster, Browder, Brownback, Bryant (TN), Bunning, Burr, Burton, Buyer, Callahan, Calvert, Camp, Canady, Cardin, Castle, Chabot, Chambliss, Chenoweth, Christensen, Chrysler, Clement, Clinger, Coble, Coburn, Collins (GA), Combust, Condit, Cooley, Costello, Cox, Cramer, Crane, Crapo, Cremeans, Cubin, Cunningham, Danner, Davis, Deal, DeLay, Deutsch, Dickey, Doolittle, Dornan, Doyle, Dreier, Duncan, Dunn, Ehlers, Ehrlich, Emerson, English, Ensign, Everrett, Ewing, Fawell, Fields (TX), Flanagan, Foley, Forbes, Fowler, Fox, Franks (CT), Franks (NJ), Frelinghuysen, Frisa, Funderburk, Gallegly, Ganske, Gekas, Geren, Gilchrest, Gillmor, Gingrich, Goodlatte, Goodling, Gordon, Goss, Graham, Greenwood, Gutknecht, Hall (OH), Hall (TX), Hamilton, Hancock, Hansen, Hastert, Hastings (WA), Hayes, Hayworth, Hefley, Hefner, Heineman, Herger, Hilleary, Hobson, Hoekstra, Hoke, Holden, Horn, Hunter, Hutchinson, Hyde, Inglis, Istook, Jacobs, Johnson (CT), Johnson (SD), Johnson, Sam, Jones, Kanjorski, Kaptur, Kasich, Kelly, Kim, King, Kingston, Klink, Klug, Knollenberg, LaHood, Largent, Latham, LaTourette, Laughlin, Lazio, Lewis (CA), Lewis (KY), Lightfoot, Linder, Lipinski, Livingston, LoBiondo, Lucas, Manzullo, Martini, Mascara, McCollum, McCrery, McDade, McHale, McHugh, McInnis, McIntosh, McKeon, Metcalf, Meyers, Mica, Miller (FL), Minge, Montgomery, Moorhead, Moran, Murtha, Myers, Myrick, Nethercutt, Neumann, Ney, Norwood, Nussle, Oxley, Packard, Parker, Paxon, Peterson (MN), Petri, Pickett, Pombo, Portman, Poshard, Pryce, Quillen, Ramstad, Regula, Riggs, Roberts, Roemer, Rogers, Rohrabacher, Roth, Rourke, Royce, Salmon, Saxton, Scarborough, Schaefer, Seastrand, Sensenbrenner, Shadegg, Shaw, Shays, Shuster, Sisisky, Skeen, Smith (MI), Smith (NJ), Smith (TX), Smith (WA), Solomon, Souder, Spence, Spratt, Stearns, Stenholm, Stockman, Stump, Stupak, Talent, Tanner, Tate, Tauzin, Taylor (MS), Taylor (NC)

- Thomas, Thornberry, Tiahrt, Torkildsen, Torricelli, Traficant, Upton, Visclosky, Vucanovich, Walker, Walsh, Wamp, Watts (OK), Weldon (FL), Weldon (PA), Whitfield, Wicker, Wilson, Wolf, Young (AK), Young (FL), Zeliff, Zimmer

NOES—163

- Abercrombie, Ackerman, Andrews, Baesler, Baldacci, Barcia, Barrett (WI), Barton, Becerra, Beilenson, Bentsen, Berman, Bishop, Boehlert, Bonior, Borski, Boucher, Brown (CA), Brown (FL), Brown (OH), Bryant (TX), Bunn, Campbell, Chapman, Clay, Clayton, Clyburn, Coleman, Collins (MI), Conyers, Coyne, de la Garza, DeFazio, DeLauro, Dellums, Diaz-Balart, Dicks, Dingell, Dixon, Doggett, Dooley, Durbin, Edwards, Engel, Eshoo, Evans, Farr, Fattah, Fazio, Fields (LA), Filner, Flake, Foglietta, Ford, Frank (MA), Frost, Furse, Gejdenson, Gephardt, Gibbons, Gilman, Gonzalez, Green, Gunderson, Gutierrez, Harman, Hastings (FL), Hilliard, Hinchey, Houghton, Hoyer, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson, E. B., Kennedy (MA), Kennedy (RI), Kennelly, Kildee, Kleczka, Kolbe, LaFalce, Lantos, Leach, Levin, Lewis (GA), Lincoln, Lofgren, Longley, Lowey, Luther, Maloney, Manton, Markey, Martinez, Matsui, McCarthy, McDermott, Eshoo, McKinney, McNulty, Meehan, Meek, Menendez, Miller (CA), Mink, Molinari, Mollohan, Morella, Neal, Oberstar, Obey, Olver, Ortiz, Orton, Owens, Pallone, Pastor, Payne (NJ), Payne (VA), Pelosi, Pomeroy, Quinn, Rahall, Rangel, Reed, Richardson, Rivers, Ros-Lehtinen, Rose, Roybal-Allard, Sabo, Sanders, Sanford, Sawyer, Schiff, Schroeder, Schumer, Scott, Serrano, Skaggs, Skelton, Slaughter, Studds, Tejada, Thompson, Thornton, Thurman, Torres, Towns, Velazquez, Vento, Volkmer, Waldholtz, Ward, Watt (NC), Waxman, Weller, White, Williams, Wise, Woolsey, Wynn, Yates

NOT VOTING—12

- Collins (IL), Hostettler, Johnston, Moakley, Nadler, Peterson (FL), Porter, Radanovich, Rush, Stark, Stokes, Waters

So the amendment was agreed to.

31.16 RECORDED VOTE

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

Modify the amendment to read as follows: Strike section 401.

It was decided in the { Yeas 159
negative } Nays 260

¶31.17 [Roll No. 76]
AYES—159

Abercrombie	Green	Paxon
Andrews	Hall (OH)	Payne (NJ)
Baesler	Hastings (FL)	Pelosi
Barcia	Hastings (WA)	Petri
Bartlett	Hayworth	Pombo
Becerra	Hefner	Portman
Boehner	Hilleary	Poshard
Bonior	Hilliard	Quillen
Boucher	Hinchev	Rahall
Brown (CA)	Hoekstra	Ramstad
Brown (FL)	Jackson (IL)	Rangel
Brown (OH)	Jackson-Lee	Reed
Brownback	(TX)	Richardson
Bunn	Jacobs	Roemer
Bunning	Jefferson	Ros-Lehtinen
Buyer	Johnson, E. B.	Rose
Camp	Johnson, Sam	Roybal-Allard
Chabot	Jones	Salmom
Chapman	King	Sanders
Chenoweth	Kingston	Sanford
Chrysler	Klug	Scarborough
Clay	LaHood	Schroeder
Clayton	Lewis (GA)	Sensenbrenner
Clyburn	Lewis (KY)	Serrano
Coburn	Linder	Slaughter
Coleman	Longley	Smith (MI)
Collins (GA)	Lucas	Smith (NJ)
Collins (MI)	Manzullo	Smith (WA)
Conyers	Martinez	Souder
Coyle	Matsui	Stockman
Crane	McDade	Stupak
Crapo	McDermott	Tate
Cubin	McHugh	Taylor (NC)
DeLay	McIntosh	Tejeda
Dellums	McNulty	Thompson
Diaz-Balart	Meek	Tiahrt
Doolittle	Menendez	Torkildsen
Doyle	Mica	Torres
Durbin	Miller (FL)	Towns
Edwards	Mink	Upton
Ehlers	Mollohan	Velazquez
Engel	Murtha	Vento
English	Myers	Waldholtz
Ensign	Myrick	Walsh
Evans	Nethercutt	Ward
Ewing	Ney	Watt (NC)
Fields (LA)	Norwood	Weldon (PA)
Filner	Oberstar	White
Flake	Obey	Woolsey
Flanagan	Olver	Wynn
Fox	Ortiz	Yates
Funderburk	Owens	Young (AK)
Gibbons	Oxley	
Gillmor	Pastor	

NOES—260

Ackerman	Burr	Dooley
Allard	Burton	Dornan
Archer	Callahan	Dreier
Armey	Calvert	Duncan
Bachus	Campbell	Dunn
Baker (CA)	Canady	Ehrlich
Baker (LA)	Cardin	Emerson
Baldacci	Castle	Eshoo
Ballenger	Chambliss	Everett
Barr	Christensen	Farr
Barrett (NE)	Clement	Fattah
Barrett (WI)	Clinger	Fawell
Barton	Coble	Fazio
Bass	Combest	Fields (TX)
Bateman	Condit	Foglietta
Beilenson	Costello	Foley
Bentsen	Cox	Forbes
Bereuter	Coyne	Ford
Berman	Cramer	Fowler
Bevill	Creameans	Frank (MA)
Billbray	Cunningham	Franks (CT)
Bilirakis	Danner	Franks (NJ)
Bishop	Davis	Frelinghuysen
Bliley	de la Garza	Frisa
Blute	Deal	Frost
Boehlert	DeFazio	Furse
Bonilla	DeLauro	Gallely
Bono	Deutsch	Ganske
Borski	Dickey	Gejdenson
Brewster	Dicks	Gekas
Browder	Dingell	Gephardt
Bryant (TN)	Geren	Gerard
Bryant (TX)	Doggett	Gilchrest

Gilman	Leach	Roukema
Gonzalez	Levin	Royce
Goodlatte	Lewis (CA)	Sabo
Goodling	Lightfoot	Sawyer
Gordon	Lincoln	Saxton
Goss	Lipinski	Schaefer
Graham	Livingston	Schiff
Greenwood	LoBiondo	Schumer
Gunderson	Lofgren	Scott
Gutierrez	Lowe	Seastrand
Gutknecht	Luther	Shadegg
Hall (TX)	Maloney	Shaw
Hamilton	Manton	Shays
Hancock	Markey	Shuster
Hansen	Martini	Sisisky
Harman	Masara	Skaggs
Hastert	McCarthy	Skeen
Hayes	McCollum	Skelton
Hefley	McCrery	Smith (TX)
Heineman	McHale	Spence
Herger	McInnis	Spratt
Hobson	McKeon	Stearns
Hoke	McKinney	Stenholm
Holden	Meehan	Studds
Horn	Metcalf	Stump
Houghton	Meyers	Talent
Hoyer	Miller (CA)	Tanner
Hunter	Minge	Tauzin
Hutchinson	Molinari	Taylor (MS)
Hyde	Montgomery	Thomas
Inglis	Moorhead	Thornberry
Istook	Moran	Thornton
Johnson (CT)	Morella	Thurman
Johnson (SD)	Neal	Torricelli
Kanjorski	Neumann	Traficant
Kaptur	Nussle	Visclosky
Kasich	Orton	Volkmer
Kelly	Packard	Vucanovich
Kennedy (MA)	Pallone	Walker
Kennedy (RI)	Parker	Wamp
Kennelly	Payne (VA)	Watts (OK)
Kildee	Peterson (FL)	Waxman
Kim	Peterson (MN)	Weldon (FL)
Klecicka	Pickett	Weller
Klink	Pomeroy	Whitfield
Knollenberg	Pryce	Wicker
Kolbe	Quinn	Williams
LaFalce	Regula	Wilson
Lantos	Riggs	Wise
Largent	Rivers	Wolf
Latham	Roberts	Young (FL)
LaTourette	Rogers	Zeliff
Laughlin	Rohrabacher	Zimmer
Lazio	Roth	

NOT VOTING—12

Collins (IL)	Nadler	Solomon
Hohstettler	Porter	Stark
Hoston	Radanovich	Stokes
Moakley	Rush	Waters

So the amendment, as modified, was not agreed to.

After some further time,

¶31.18 RECORDED VOTE

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

Amend section 401 to read as follows (and conform the table of contents accordingly):
SEC. 401. EMPLOYMENT ELIGIBILITY CONFIRMATION PROCESS.

Section 274A (8 U.S.C. 1324a) is amended—
(1) in subsection (a)(3), by inserting “(A)” after “DEFENSE.—”, and by adding at the end the following:

“(B) FAILURE TO SEEK AND OBTAIN CONFIRMATION.—Subject to subsection (b)(7), in the case of a hiring of an individual for employment in the United States by a person or entity that employs more than 3 employees, the following rules apply:

“(i) FAILURE TO SEEK CONFIRMATION.—
“(I) IN GENERAL.—If the person or entity has not made an inquiry, under the mechanism established under subsection (b)(6), seeking confirmation of the identity, social security number, and work eligibility of the

individual, by not later than the end of 3 working days (as specified by the Attorney General) after the date of the hiring, the defense under subparagraph (A) shall not be considered to apply with respect to any employment after such 3 working days, except as provided in subclause (II).

“(II) SPECIAL RULE FOR FAILURE OF CONFIRMATION MECHANISM.—If such a person or entity in good faith attempts to make an inquiry during such 3 working days in order to qualify for the defense under subparagraph (A) and the confirmation mechanism has registered that not all inquiries were responded to during such time, the person or entity can make an inquiry in the first subsequent working day in which the confirmation mechanism registers no nonresponses and qualify for the defense.

“(ii) FAILURE TO OBTAIN CONFIRMATION.—If the person or entity has made the inquiry described in clause (i)(I) but has not received an appropriate confirmation of such identity, number, and work eligibility under such mechanism within the time period specified under subsection (b)(6)(D)(iii) after the time the confirmation inquiry was received, the defense under subparagraph (A) shall not be considered to apply with respect to any employment after the end of such time period.”;

(2) by amending paragraph (3) of subsection (b) to read as follows:

“(3) RETENTION OF VERIFICATION FORM AND CONFIRMATION.—After completion of such form in accordance with paragraphs (1) and (2), the person or entity must—

“(A) if the person employs not more than 3 employees, retain the form and make it available for inspection by officers of the Service, the Special Counsel for Immigration-Related Unfair Employment Practices, or the Department of Labor during a period beginning on the date of the hiring, recruiting, or referral of the individual and ending—

“(i) in the case of the recruiting or referral for a fee (without hiring) of an individual, three years after the date of the recruiting or referral, and

“(ii) in the case of the hiring of an individual—

“(I) three years after the date of such hiring, or

“(II) one year after the date the individual’s employment is terminated, whichever is later; and

“(B) subject to paragraph (7), if the person employs more than 3 employees, seek to have (within 3 working days of the date of hiring) and have (within the time period specified under paragraph (6)(D)(iii)) the identity, social security number, and work eligibility of the individual confirmed in accordance with the procedures established under paragraph (6), except that if the person or entity in good faith attempts to make an inquiry in accordance with the procedures established under paragraph (6) during such 3 working days in order to fulfill the requirements under this subparagraph, and the confirmation mechanism has registered that not all inquiries were responded to during such time, the person or entity shall make an inquiry in the first subsequent working day in which the confirmation mechanism registers no nonresponses.”; and

(3) by adding at the end of subsection (b) the following new paragraphs:

“(6) EMPLOYMENT ELIGIBILITY CONFIRMATION PROCESS.—

“(A) IN GENERAL.—Subject to paragraph (7), the Attorney General shall establish a confirmation mechanism through which the Attorney General (or a designee of the Attorney General which may include a nongovernmental entity)—

“(i) responds to inquiries by employers, made through a toll-free telephone line, other electronic media, or toll-free facsimile

number in the form of an appropriate confirmation code or otherwise, on whether an individual is authorized to be employed by that employer, and

"(ii) maintains a record that such an inquiry was made and the confirmation provided (or not provided)

"(B) EXPEDITED PROCEDURE IN CASE OF NO CONFIRMATION.—In connection with subparagraph (A), the Attorney General shall establish, in consultation with the Commissioner of Social Security and the Commissioner of the Service, expedited procedures that shall be used under the confirmation mechanism in cases in which the confirmation is sought but is not provided through confirmation mechanism.

"(C) DESIGN AND OPERATION OF MECHANISM.—The confirmation mechanism shall be designed and operated—

"(i) to maximize the reliability of the confirmation process, and the ease of use by employers, recruiters, and referrers, consistent with insulating and protecting the privacy and security of the underlying information, and

"(ii) to respond to all inquiries made by employers on whether individuals are authorized to be employed by those employers, recruiters, or referrers registering all times when such response is not possible.

"(D) CONFIRMATION PROCESS.—(i) As part of the confirmation mechanism, the Commissioner of Social Security shall establish a reliable, secure method, which within the time period specified under clause (iii), compares the name and social security account number provided against such information maintained by the Commissioner in order to confirm (or not confirm) the validity of the information provided and whether the individual has presented a social security account number that is not valid for employment. The Commissioner shall not disclose or release social security information.

"(ii) As part of the confirmation mechanism, the Commissioner of the Service shall establish a reliable, secure method, which, within the time period specified under clause (iii), compares the name and alien identification number (if any) provided against such information maintained by the Commissioner in order to confirm (or not confirm) the validity of the information provided and whether the alien is authorized to be employed in the United States.

"(iii) For purposes of this section, the Attorney General (or a designee of the Attorney General) shall provide through the confirmation mechanism confirmation or a tentative nonconfirmation of an individual's employment eligibility within 3 working days of the initial inquiry. In cases of tentative nonconfirmation, the Attorney General shall specify, in consultation with the Commissioner of Social Security and the Commissioner of the Service, an expedited time period not to exceed 10 working days within which final confirmation or denial must be provided through the confirmation mechanism in accordance with the procedures under subparagraph (B).

"(iv) The Commissioners shall update their information in a manner that promotes the maximum accuracy and shall provide a process for the prompt correction of erroneous information.

"(E) PROTECTIONS.—(i) In no case shall an individual be denied employment because of inaccurate or inaccessible data under the confirmation mechanism.

"(ii) The Attorney General shall assure that there is a timely and accessible process to challenge nonconfirmations made through the mechanism.

"(iii) If an individual would not have been dismissed from a job but for an error of the confirmation mechanism, the individual will be entitled to compensation through the mechanism of the Federal Tort Claims Act.

"(F) TESTER PROGRAM.—As part of the confirmation mechanism, the Attorney General shall implement a program of testers and investigative activities (similar to testing and other investigative activities assisted under the fair housing initiatives program under section 561 of the Housing and Community Development Act of 1987 to enforce rights under the Fair Housing Act) in order to monitor and prevent unlawful discrimination under the mechanism.

"(G) PROTECTION FROM LIABILITY FOR ACTIONS TAKEN ON THE BASIS OF INFORMATION PROVIDED BY THE EMPLOYMENT ELIGIBILITY CONFIRMATION MECHANISM.—No person shall be civilly or criminally liable for any action taken in good faith reliance on information provided through the employment eligibility confirmation mechanism established under this paragraph (including any pilot program established under paragraph (7)).

"(7) APPLICATION OF CONFIRMATION MECHANISM THROUGH PILOT PROJECTS.—

"(A) IN GENERAL.—Subsection (a)(3)(B) and paragraph (3) shall only apply to individuals hired if they are covered under a pilot project established under this paragraph.

"(B) UNDERTAKING PILOT PROJECTS.—For purposes of this paragraph, the Attorney General shall undertake pilot projects for all employers in at least 5 of the 7 States with the highest estimated population of unauthorized aliens, in order to test and assure that the confirmation mechanism described in paragraph (6) is reliable and easy to use. Such projects shall be initiated not later than 6 months after the date of the enactment of this paragraph. The Attorney General, however, shall not establish such mechanism in other States unless Congress so provides by law. The pilot projects shall terminate on such dates, not later than October 1, 1999, as the Attorney General determines. At least one such pilot project shall be carried out through a nongovernmental entity as the confirmation mechanism.

"(C) REPORT.—The Attorney General shall submit to the Congress annual reports in 1997, 1998, and 1999 on the development and implementation of the confirmation mechanism under this paragraph. Such reports may include an analysis of whether the mechanism implemented—

- "(i) is reliable and easy to use;
- "(ii) limits job losses due to inaccurate or unavailable data to less than 1 percent;
- "(iii) increase or decreases discrimination;
- "(iv) protects individual privacy with appropriate policy and technological mechanisms; and
- "(v) burdens individual employers with costs or additional administrative requirements."

It was decided in the { Yeas 86 negative } Nays 331

- Roth
- Roukema
- Royce
- Sabo
- Schumer
- Seastrand
- Shays
- Smith (NJ)
- Smith (TX)
- Stenholm
- Torricelli
- Traficant
- Vento
- Viscosky
- Vucanovich
- Waxman
- Wilson
- Wynn
- Young (AK)
- Young (FL)

NOES—331

- Abercrombie
- Ackerman
- Allard
- Andrews
- Archer
- Army
- Bachus
- Baessler
- Baker (LA)
- Baldacci
- Ballenger
- Barcia
- Barr
- Barrett (NE)
- Barrett (WI)
- Bartlett
- Bass
- Becerra
- Bentsen
- Bevill
- Bishop
- Bliley
- Blute
- Boehlert
- Boehner
- Bonilla
- Bonior
- Boucher
- Brewster
- Browder
- Brown (CA)
- Brown (FL)
- Brown (OH)
- Brownback
- Bryant (TN)
- Bunn
- Bunning
- Burr
- Buyer
- Callahan
- Camp
- Chabot
- Chambliss
- Chapman
- Chenoweth
- Christensen
- Chrysler
- Clay
- Clayton
- Clement
- Clinger
- Clyburn
- Coble
- Coburn
- Coleman
- Collins (GA)
- Collins (MI)
- Combest
- Conyers
- Cooley
- Costello
- Cox
- Coyne
- Cramer
- Crane
- Crapo
- Creameans
- Cubin
- Danner
- Davis
- de la Garza
- DeLay
- Dellums
- Deutsch
- Diaz-Balart
- Dickey
- Dicks
- Dingell
- Dixon
- Doggett
- Dooley
- Doolittle
- Dornan
- Doyle
- Dunn
- Durbin
- Edwards
- Ehlers
- Ehrlich
- Emerson
- Engel
- English
- Ensign
- Evans
- Everett
- Ewing
- Fattah
- Fawell
- Fazio
- Fields (LA)
- Fields (TX)
- Finler
- Flake
- Flanagan
- Forbes
- Ford
- Fowler
- Fox
- Franks (CT)
- Franks (NJ)
- Frelinghuysen
- Frisa
- Frost
- Funderburk
- Ganske
- Gekas
- Gephardt
- Gibbons
- Gillmor
- Gilman
- Gonzalez
- Goodling
- Gordon
- Graham
- Green
- Greenwood
- Gunderson
- Gutierrez
- Gutknecht
- Hall (OH)
- Hall (TX)
- Hamilton
- Hancock
- Hansen
- Harman
- Hastert
- Hastings (FL)
- Hastings (WA)
- Hayworth
- Hefley
- Hefner
- Heineman
- Herber
- Hillery
- Hilliard
- Hinchee
- Hobson
- Hoekstra
- Hoke
- Houghton
- Hoyer
- Hutchinson
- Hyde
- Inglis
- Istook
- Jackson (IL)
- Jackson-Lee
- (TX)
- Jefferson
- Johnson, E. B.
- Jones
- Johnson, Sam
- Kanjorski
- Kaptur
- Kasich
- Kelly
- Kennelly
- Kildee
- King
- Kingston
- Klecza
- Klink
- Klug
- Knollenberg
- Kolbe
- LaHood
- Lantos
- Largent
- Latham
- LaTourette
- Laughlin
- Lazio
- Lewis (GA)
- Lewis (KY)
- Lightfoot
- Lincoln
- Linder
- Lipinski
- Livingston
- LoBiondo
- Lofgren
- Longley
- Lucas
- Luther
- Maloney
- Manzullo
- Martini
- Mascara
- Matsu
- McCarthy
- McCrery
- McDade
- McDermott
- McHale
- McHugh
- McInnis
- McIntosh
- McNulty
- Meek
- Menendez
- Mica
- Miller (FL)
- Minge
- Mink
- Molinaro
- Mollohan
- Montgomery
- Moran
- Morella
- Murtha
- Myers
- Myrick
- Nethercutt
- Neumann
- Ney
- Norwood
- Nussle
- Oberstar
- Olver
- Ortiz
- Orton
- Owens
- Oxley
- Parker
- Pastor
- Paxon
- Payne (NJ)
- Pelosi
- Peterson (FL)
- Peterson (MN)
- Petri
- Pickett
- Pombo
- Pomeroy
- Porter
- Portman
- Poshard
- Pryce
- Quillen
- Quinn
- Rahall
- Ramstad
- Rangel
- Reed
- Regula
- Richardson
- Riggs
- Rivers
- Roberts
- Roemer
- Rogers
- Ros-Lehtinen
- Roybal-Allard
- Rush
- Salmon
- Sanders
- Sanford
- Sawyer
- Saxton
- Scarborough
- Schaefer
- Schiff
- Schroeder

31.19 [Roll No. 77] AYES—86

- Baker (CA)
- Barton
- Bateman
- Beilenson
- Bereuter
- Berman
- Bilbray
- Billirakis
- Bono
- Borski
- Bryant (TX)
- Burton
- Calvert
- Campbell
- Canady
- Cardin
- Castle
- Condit
- Cunningham
- Deal
- DeFazio
- DeLauro
- Dreier
- Duncan
- Eshoo
- Farr
- Foglietta
- Foley
- Frank (MA)
- Furse
- Gallegly
- Gejdenson
- Geren
- Gilchrest
- Goodlatte
- Goss
- Holden
- Horn
- Hunter
- Jacobs
- Johnson (SD)
- Kennedy (MA)
- Kennedy (RI)
- Kim
- LaFalce
- Leach
- Levin
- Lewis (CA)
- Lowey
- Manton
- Markey
- Martinez
- McCollum
- McKeon
- McKinney
- Meehan
- Metcalf
- Meyers
- Miller (CA)
- Moorhead
- Neal
- Obey
- Packard
- Pallone
- Payne (VA)
- Rohrabacher

Scott	Stupak	Walker
Sensenbrenner	Talent	Walsh
Serrano	Tanner	Wamp
Shadegg	Tauzin	Ward
Shaw	Taylor (MS)	Watt (NC)
Shuster	Taylor (NC)	Watts (OK)
Sisisky	Tejeda	Weldon (FL)
Skaggs	Thomas	Weldon (PA)
Skeen	Thompson	Weller
Skelton	Thornberry	White
Slaughter	Thornton	Whitfield
Smith (MI)	Thurman	Wicker
Smith (WA)	Tiahrt	Williams
Solomon	Torkildsen	Wise
Souder	Torres	Wolf
Spence	Towns	Woolsey
Spratt	Upton	Yates
Stearns	Velazquez	Zeliff
Stockman	Volkmer	Zimmer
Stump	Waldholtz	

NOT VOTING—14

Collins (IL)	Moakley	Stokes
Hayes	Nadler	Studds
Hostettler	Radanovich	Tate
Johnson (CT)	Rose	Waters
Johnston	Stark	

So the amendment, as modified, was not agreed to.

After some further time,

31.20 RECORDED VOTE

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

Amend subsection (c) of section 514 to read as follows:

(c) ESTABLISHING JOB OFFER AND ENGLISH LANGUAGE PROFICIENCY REQUIREMENTS.—Paragraph (2) of section 203(c) (8 U.S.C. 1153(c)) is amended to read as follows:

“(2) REQUIREMENTS OF JOB OFFER AND EDUCATION OR SKILLED WORKER AND ENGLISH LANGUAGE PROFICIENCY.—An alien is not eligible for a visa under this subsection unless the alien—

“(A) has a job offer in the United States which has been verified;

“(B) has at least a high school education or its equivalent;

“(C) has at least 2 years of work experience in an occupation which requires at least 2 years of training; and

“(D) demonstrates the ability to speak and to read the English language at an appropriate level specified under subsection (i).”.

Redesignate section 519 as section 520 and insert after section 518 the following new section (and conform the table of contents, and cross-references to section 519, accordingly):

SEC. 519. STANDARDS FOR ENGLISH LANGUAGE PROFICIENCY FOR MOST IMMIGRANTS.

Section 203 (8 U.S.C. 1153), as amended by section 524(a), is amended by adding at the end the following new subsection:

“(i) ENGLISH LANGUAGE PROFICIENCY STANDARDS.—(1) For purposes of this section, the levels of English language speaking and reading ability specified in this subsection are as follows:

“(A) The ability to speak English at a level required, without a dictionary, to meet routine social demands and to engage in a generally effective manner in casual conversation about topics of general interest, such as current events, work, family, and personal history, and to have a basic understanding of most conversations on nontechnical subjects, as shown by an appropriate score on the standardized test of English-speaking ability most commonly used by private firms doing business in the United States.

“(B) The ability to read English at a level required to understand simple prose in a form equivalent to typescript or printing on subjects familiar to most general readers, and, with a dictionary, the general sense of

routine business letters, and articles in newspapers and magazines directed to the general reader.

“(2) The levels of ability described in paragraph (1) shall be shown by an appropriate score on the standardized test of English-speaking ability most commonly used by private firms doing business in the United States. Determinations of the tests required and the computing of the appropriate score on each such test are within the sole discretion of the Secretary of Education, and are not subject to further administrative or judicial review.

“(3) The level of English language speaking and reading ability specified under this subsection shall not apply to family members accompanying, or following to join, an immigrant under subsection (e).”.

Amend paragraph (3) of section 513(a) to read as follows:

(3) by adding at the end the following new paragraphs:

“(8) NOT COUNTING WORK EXPERIENCE AS AN UNAUTHORIZED ALIEN.—For purposes of this subsection, work experience obtained in employment in the United States with respect to which the alien was an unauthorized alien (as defined in section 274A(h)(3)) shall not be taken into account.

“(9) ENGLISH LANGUAGE PROFICIENCY REQUIREMENT.—An alien is not eligible for an immigrant visa number under this subsection unless the alien demonstrates the ability to speak and to read the English language at an appropriate level specified under subsection (i).”.

In section 553(b)—

(1) in paragraph (1), strike “paragraph (2)” and insert “paragraphs (2) and (3)”, and

(2) redesignate paragraph (3) and paragraph (4), and

(3) insert after paragraph (2) the following new paragraph:

(3) In determining the order of issuance of visa numbers under this section, if an immigrant demonstrates the ability to speak and to read the English language at appropriate levels specified under section 203(i) of the Immigration and Nationality Act (as added by section 519), the immigrant’s priority date shall be advanced to 180 days before the priority date otherwise established.

It was decided in the { Yeas 210 affirmative } Nays 207

31.21 [Roll No. 78] AYES—210

Allard	Clement	Fowler
Archer	Clinger	Franks (CT)
Armey	Coble	Franks (NJ)
Bachus	Coburn	Frelinghuysen
Baker (CA)	Collins (GA)	Frisa
Baker (LA)	Combest	Funderburk
Ballenger	Condit	Gallegly
Barr	Coolley	Ganske
Barrett (NE)	Cox	Gekas
Bartlett	Cramer	Gilchrest
Barton	Crane	Gillmor
Bass	Crapo	Gingrich
Bateman	Creameans	Goodlatte
Bereuter	Cubin	Gordon
Bevill	Cunningham	Goss
Bilbray	Danner	Graham
Boehner	Deal	Gutknecht
Bono	DeFazio	Hall (TX)
Browder	DeLay	Hamilton
Bryant (TN)	Deickey	Hancock
Bunning	Doolittle	Hansen
Burr	Dornan	Harman
Burton	Dreier	Hastert
Buyer	Duncan	Hastings (WA)
Callahan	Ehrlich	Hayes
Calvert	Emerson	Hayworth
Camp	English	Hefley
Campbell	Everett	Heineman
Canady	Ewing	Hergert
Chabot	Fawell	Hilleary
Chambless	Fields (TX)	Hobson
Chenoweth	Foley	Hoekstra
Christensen	Forbes	Horn

Hunter	Molinari	Shuster
Hutchinson	Montgomery	Sisisky
Hyde	Moorhead	Skeen
Inglis	Moran	Skelton
Istook	Myers	Smith (NJ)
Johnson, Sam	Myrick	Smith (TX)
Jones	Nethercutt	Smith (WA)
Kasich	Neumann	Solomon
Kelly	Ney	Souder
Kim	Norwood	Spence
Kingston	Nussle	Stearns
Knollenberg	Oxley	Stenholm
LaHood	Packard	Stockman
Largent	Parker	Stump
Latham	Paxon	Talent
LaTourette	Payne (VA)	Tanner
Laughlin	Peterson (MN)	Tate
Leach	Pickett	Tauzin
Lewis (CA)	Pombo	Taylor (MS)
Lewis (KY)	Porter	Taylor (NC)
Lightfoot	Quillen	Thornberry
Lincoln	Rahall	Tiahrt
Linder	Regula	Traficant
Livingston	Riggs	Upton
Lucas	Roberts	Volkmer
Luther	Roemer	Vucanovich
Manzullo	Rogers	Walker
McCollum	Rohrabacher	Wamp
McCreary	Roth	Weldon (FL)
McHugh	Roukema	Weldon (PA)
McIntosh	Royce	Weller
McKeon	Saxton	Whitfield
Metcalf	Schaefer	Wicker
Meyers	Seastrand	Wolf
Mica	Sensenbrenner	Young (AK)
Miller (FL)	Shadegg	Young (FL)
Minge	Shays	Zeliff

NOES—207

Abercrombie	Flake	Mascara
Ackerman	Flanagan	Matsui
Andrews	Foglietta	McCarthy
Baessler	Fox	McDade
Baldacci	Frank (MA)	McDermott
Barcia	Frost	McHale
Barrett (WI)	Furse	McInnis
Becerra	Gejdenson	McKinney
Beilenson	Gephardt	McNulty
Bentsen	Geren	Meehan
Berman	Gibbons	Meek
Bilirakis	Gilman	Menendez
Bishop	Gonzalez	Miller (CA)
Blute	Goodling	Mink
Boehlert	Green	Mollohan
Bonilla	Greenwood	Morella
Bonior	Gunderson	Murtha
Borski	Gutierrez	Nadler
Boucher	Hall (OH)	Neal
Brown (CA)	Hastings (FL)	Oberstar
Brown (FL)	Hefner	Olver
Brown (OH)	Hilliard	Ortiz
Brownback	Hinchev	Orton
Bryant (TX)	Hoke	Owens
Bunn	Holden	Pallone
Cardin	Houghton	Pastor
Castle	Hoyer	Payne (NJ)
Chapman	Jackson (IL)	Pelosi
Clay	Jackson-Lee	Peterson (FL)
Clayton	(TX)	Petri
Clyburn	Jacobs	Pomeroy
Coleman	Jefferson	Portman
Collins (MI)	Johnson (CT)	Poshard
Conyers	Johnson (SD)	Pryce
Costello	Johnson, E. B.	Quinn
Coyne	Kanjorski	Ramstad
Davis	Kaptur	Rangel
de la Garza	Kennedy (MA)	Reed
DeLauro	Kennedy (RI)	Richardson
Dellums	Kennelly	Rivers
Deutsch	Kildee	Ros-Lehtinen
Diaz-Balart	King	Rose
Dicks	Kleczka	Roybal-Allard
Dingell	Klink	Rush
Dixon	Klug	Sabo
Doggett	Kolbe	Salmon
Dooley	LaFalce	Sanders
Doyle	Lantos	Sanford
Dunn	Lazio	Sawyer
Durbin	Levin	Scarborough
Edwards	Lewis (GA)	Schiff
Ehlers	Lipinski	Schroeder
Engel	LoBiondo	Schumer
Ensign	Lofgren	Scott
Eshoo	Longley	Serrano
Evans	Lowey	Shaw
Farr	Maloney	Skaggs
Fattah	Manton	Slaughter
Fazio	Markey	Smith (MI)
Fields (LA)	Martinez	Spratt
Filner	Martini	Stupak

Tejeda	Velazquez	White
Thomas	Vento	Williams
Thompson	Visclosky	Wise
Thornton	Waldholtz	Woolsey
Thurman	Walsh	Wynn
Torkildsen	Ward	Yates
Torres	Watt (NC)	Zimmer
Torricelli	Watts (OK)	
Towns	Waxman	

NOT VOTING—15

Bliley	Hostettler	Stark
Brewster	Johnston	Stokes
Chrysler	Moakley	Studds
Collins (IL)	Obey	Waters
Ford	Radanovich	Wilson

So the amendment was agreed to.

31.22 RECORDED VOTE

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

After section 810, insert the following:

SEC. 811. COMPUTATION OF TARGETED ASSISTANCE.

Section 412(c)(2) (8 U.S.C. 1522(c)(2)) is amended by adding at the end the following new subparagraph:

“(C) Except for the Targeted Assistance Ten Percent Discretionary Program, all grants made available under this paragraph for a fiscal year shall be allocated by the Office of Resettlement in a manner that ensures that each qualifying county shall receive the same amount of assistance for each refugee and entrant residing in the county as of the beginning of the fiscal year who arrived in the United States not more than 60 months prior to such fiscal year.”

It was decided in the { Yeas 359
affirmative } Nays 59

31.23 [Roll No. 79]
AYES—359

Abercrombie	Cardin	Ehrlich
Ackerman	Castle	Emerson
Allard	Chabot	Engel
Archer	Chambliss	English
Armey	Chapman	Ensign
Bachus	Chenoweth	Eshoo
Baesler	Christensen	Evans
Baker (CA)	Chrysler	Everett
Baker (LA)	Clement	Ewing
Baldacci	Clinger	Farr
Ballenger	Coble	Fattah
Barcia	Coburn	Fawell
Barr	Coleman	Fazio
Barrett (NE)	Collins (GA)	Fields (TX)
Barrett (WI)	Combest	Filner
Bartlett	Condit	Flake
Barton	Cooley	Flanagan
Bass	Costello	Forbes
Bateman	Cox	Ford
Becerra	Coyne	Fox
Bentsen	Cramer	Frank (MA)
Bereuter	Crane	Franks (CT)
Berman	Crapo	Franks (NJ)
Bevill	Creameans	Frelinghuysen
Bilbray	Cubin	Frisa
Bliley	Cunningham	Frost
Blute	Danner	Funderburk
Boehlert	Davis	Furse
Boehner	de la Garza	Galleghy
Bonilla	Deal	Ganske
Bono	DeFazio	Gejdenson
Borski	DeLauro	Gekas
Boucher	DeLay	Geren
Browder	Dickey	Gilchrest
Brown (CA)	Dicks	Gillmor
Brown (OH)	Dingell	Gilman
Brownback	Dixon	Gonzalez
Bryant (TN)	Doggett	Goodlatte
Bryant (TX)	Dooley	Goodling
Bunn	Doolittle	Gordon
Bunning	Dornan	Graham
Burr	Doyle	Green
Burton	Dreier	Greenwood
Buyer	Duncan	Gunderson
Callahan	Dunn	Gutierrez
Calvert	Durbin	Gutknecht
Camp	Edwards	Hall (TX)
Campbell	Ehlers	Hamilton

Hancock	Markey	Royce
Hansen	Martini	Sabo
Harman	Mascara	Salmon
Hastert	Matsui	Sanders
Hastings (WA)	McCarthy	Sanford
Hayes	McCrery	Sawyer
Hayworth	McDade	Saxton
Hefley	McHale	Schaefer
Heineman	McHugh	Schiff
Herger	McInnis	Schroeder
Hilleary	McIntosh	Schumer
Hinchee	McKeon	Scott
Hobson	McKinney	Seastrand
Hoekstra	McNulty	Sensenbrenner
Hoke	Meehan	Serrano
Holden	Menendez	Shadegg
Horn	Metcalfe	Shays
Houghton	Meyers	Shuster
Hoyer	Miller (CA)	Skaggs
Hunter	Minge	Skeen
Hutchinson	Mink	Slaughter
Hyde	Molinari	Smith (MI)
Inglis	Mollohan	Smith (NJ)
Istook	Montgomery	Smith (TX)
Jackson-Lee	Moorhead	Smith (WA)
(TX)	Moran	Solomon
Jacobs	Morella	Souder
Johnson (CT)	Murtha	Spence
Johnson (SD)	Myers	Stenholm
Johnson, E. B.	Myrick	Stockman
Johnson, Sam	Nadler	Stump
Jones	Neal	Stupak
Kanjorski	Nethercutt	Talent
Kaptur	Neumann	Tanner
Kasich	Ney	Tate
Kelly	Norwood	Tauzin
Kennedy (MA)	Nussle	Taylor (MS)
Kennelly	Oberstar	Taylor (NC)
Kildee	Obey	Tejeda
Kim	Olver	Thomas
King	Ortiz	Thornberry
Kingston	Orton	Thornton
Kleczka	Oxley	Tiahrt
Klink	Packard	Torkildsen
Klug	Pallone	Torres
Knollenberg	Parker	Towns
Kolbe	Paxon	Traficant
LaFalce	Payne (VA)	Upton
LaHood	Pelosi	Velazquez
Lantos	Petri	Vento
Largent	Pickett	Visclosky
Latham	Pombo	Volkmer
LaTourette	Pomeroy	Vucanovich
Laughlin	Porter	Waldholtz
Lazio	Portman	Walker
Leach	Poshard	Walsh
Levin	Pryce	Wamp
Lewis (CA)	Quinn	Ward
Lewis (KY)	Rahall	Watts (OK)
Lightfoot	Ramstad	Waxman
Lincoln	Reed	Weldon (FL)
Linder	Regula	Weldon (PA)
Lipinski	Richardson	Weller
LoBiondo	Riggs	White
Lofgren	Rivers	Whitfield
Longley	Roberts	Wicker
Lowe	Roemer	Wolf
Lucas	Rogers	Woolsey
Luther	Rohrabacher	Yates
Maloney	Roth	Young (AK)
Manton	Roukema	Zeliff
Manzullo	Roybal-Allard	Zimmer

NOES—59

Andrews	Goss	Quillen
Beilenson	Hall (OH)	Rangel
Bilirakis	Hastings (FL)	Ros-Lehtinen
Bonior	Hefner	Rose
Brown (FL)	Hilliard	Rush
Canady	Jackson (IL)	Scarborough
Clay	Jefferson	Shaw
Clayton	Kennedy (RI)	Sisisky
Clyburn	Lewis (GA)	Skelton
Collins (MI)	Martinez	Spratt
Conyers	McCollum	Stearns
Dellums	McDermott	Thompson
Deutsch	Meek	Thurman
Diaz-Balart	Mica	Torricelli
Fields (LA)	Miller (FL)	Watt (NC)
Foglietta	Owens	Williams
Foley	Pastor	Wise
Fowler	Payne (NJ)	Wynn
Gephardt	Peterson (FL)	Young (FL)
Gibbons	Peterson (MN)	

NOT VOTING—13

Bishop	Hostettler	Moakley
Brewster	Johnston	
Collins (IL)	Livingston	

Radanovich	Stokes	Waters
Stark	Studds	Wilson

So the amendment was agreed to.
The SPEAKER pro tempore, Mr. SMITH of Michigan, assumed the Chair.

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

31.24 PROVIDING FOR THE CONSIDERATION OF H.J. RES. 165

Mr. DREIER, by direction of the Committee on Rules, reported (Rept. No. 104-489) the resolution (H. Res. 386) providing for the consideration of the joint resolution (H.J. Res. 165) making further continuing appropriations for the fiscal year 1996, and for other purposes, and waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules.

When said resolution and report were referred to the House Calendar and ordered printed.

31.25 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. OLVER, for today; and
To Ms. WATERS, for today and balance of the week.
And then,

31.26 ADJOURNMENT

On motion of Mr. BILIRAKIS, at 10 o'clock and 29 minutes p.m., the House adjourned.

31.27 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. SHUSTER: Committee on Transportation and Infrastructure. House Concurrent Resolution 146. Resolution authorizing the 1996 Special Olympics Torch Relay to be run through the Capitol Grounds (Rept. No. 104-487). Referred to the House Calendar.

Mr. SHUSTER: Committee on Transportation and Infrastructure. House Concurrent Resolution 147. Resolution authorizing the use of the Capitol Grounds for the 15th annual National Peace Officers' Memorial Service (Rept. No. 104-488). Referred to the House Calendar.

Mr. MCINNIS: Committee on Rules. House Resolution 386. Resolution providing for consideration of the joint resolution (H.J. Res. 165) making further continuing appropriations for the fiscal year 1996, and for other purposes, and waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules (Rept. No. 104-489). Referred to the House Calendar.

31.28 PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. MONTGOMERY (for himself, Mr. STUMP, Mr. EDWARDS, and Mr. HUTCHINSON):

H.R. 3117. A bill to amend title 38, United States Code, to enable the Secretary of Veterans Affairs to improve service-delivery of

health care to veterans, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committee on Commerce, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STUMP (for himself, Mr. MONTGOMERY, Mr. HUTCHINSON, and Mr. EDWARDS):

H.R. 3118. A bill to amend title 38, United States Code, to reform eligibility for health care provided by the Department of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. MONTGOMERY (by request):

H.R. 3119. A bill to amend title 38, United States Code, to revise and improve eligibility for medical care and services under that title, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committees on Ways and Means, and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FOX:

H.R. 3120. A bill to amend title 18, United States Code, with respect to witness retaliation, witness tampering and jury tampering; to the Committee on the Judiciary.

By Mr. GILMAN (for himself and Mr. HAMILTON):

H.R. 3121. A bill to amend the Foreign Assistance Act of 1961 and the Arms Export Control Act to make improvements to certain defense and security assistance provisions under those acts, to authorize the transfer of naval vessels to certain foreign countries, and for other purposes; to the Committee on International Relations, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BROWN of Ohio:

H.R. 3122. A bill to amend the Federal Election Campaign Act of 1971 to provide for separate limitations on contributions to qualifying and nonqualifying House of Representatives candidates; to the Committee on House Oversight.

By Mr. CAMP:

H.R. 3123. A bill to amend title XVIII and title XIX of the Social Security Act to prohibit expenditures under the Medicare Program and Federal financial participation under the Medicaid Program for assisted suicide, euthanasia, or mercy killing, and for other purposes; to the Committee on Commerce, and in addition to the Committees on Ways and Means, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGLISH of Pennsylvania (for himself, Mr. HERGER, Mr. FOX, Mr. BREWSTER, Mr. STOCKMAN, Mr. HOUGHTON, Mr. CANADY, and Mr. BARR):

H.R. 3124. A bill to amend the Internal Revenue Code of 1986 to increase the amount of depreciable business assets which may be expensed, and for other purposes; to the Committee on Ways and Means.

By Mr. ENGLISH of Pennsylvania (for himself, Mr. HASTERT, Mr. FOX, Mr. CHRISTENSEN, Mr. STOCKMAN, and Mr. HOSTETTLER):

H.R. 3125. A bill to provide for improvements in financial security for senior citizens; to the Committee on Ways and Means, and in addition to the Committees on Commerce, the Judiciary, Rules, Government Reform and Oversight, and the Budget, for a pe-

riod to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGLISH of Pennsylvania:

H.R. 3126. A bill to amend the Internal Revenue Code of 1986 to place the burden of proof on the Secretary to prove that the cash method of accounting does not clearly reflect income; to the Committee on Ways and Means.

By Mr. ENSIGN:

H.R. 3127. A bill to provide for the orderly disposal of Federal lands in southern Nevada, and for the acquisition of certain environmentally sensitive lands in Nevada, and for other purposes; to the Committee on Resources.

By Mr. FLANAGAN (for himself and Mr. DINGELL):

H.R. 3128. A bill to make it unlawful to send lobbying communications to Congress which are fraudulent; to the Committee on the Judiciary.

By Mr. MORAN:

H.R. 3129. A bill to amend title 5, United States Code, to allow loans under the thrift savings plan to be made for expenses associated with the adoption of a child; to the Committee on Government Reform and Oversight.

By Mr. PETERSON of Florida (for himself, Mr. MORAN, Mr. DOOLEY, Mr. BAESLER, Mr. BERMAN, Ms. BROWN of Florida, Mr. CLEMENT, Mr. COLEMAN, Mr. DELLUMS, Mr. DIXON, Mr. FATTAH, Mr. FAZIO of California, Mr. FRAZER, Mr. HASTINGS of Florida, Mr. HEFNER, Mr. HILLIARD, Mr. HINCHEY, Ms. KAPTUR, Mr. LAFALCE, Mrs. LINCOLN, Mr. LEWIS of Georgia, Ms. LOFGREN, Ms. MCKINNEY, Mrs. MEEK of Florida, Mr. MINGE, Mr. NADLER, Ms. NORTON, Mr. OBERSTAR, Ms. PELOSI, Mr. POSHARD, Ms. ROYBAL-ALLARD, Mr. SABO, Mr. SANDERS, Mrs. SCHROEDER, Mr. STENHOLM, Mr. STUPAK, Mr. TORRES, Ms. VELAZQUEZ, Mr. YATES, Mr. CLYBURN, Mr. JEFFERSON, Mr. PASTOR, Mr. CRAMER, Mr. ROSE, Mrs. THURMAN, Mr. PAYNE of Virginia, Ms. JACKSON-LEE, and Mr. PALLONE):

H.R. 3130. A bill to assure availability and continuity of health insurance and to simplify the administration of health coverage; to the Committee on Commerce, and in addition to the Committees on Ways and Means, the Judiciary, and Economic and Educational Opportunities, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHAYS:

H.R. 3131. A bill to amend title 49, United States Code, to permit a State located within 5 miles of an airport in another State to participate in the process for approval of airport development projects at the airport; to the Committee on Transportation and Infrastructure.

By Mr. TOWNS:

H.R. 3132. A bill to amend title XVIII of the Social Security Act to provide for Medicare contracting reforms, and for other purposes; to the Committee on Commerce, and in addition to the Committees on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LIVINGSTON:

H.J. Res. 165. Joint resolution making further continuing appropriations for the fiscal year 1996, and for other purposes; to the Committee on Appropriations.

31.29 PRIVATE BILLS AND RESOLUTIONS

Under clause 1 of rule XXII,

Mr. SCARBOROUGH introduced a bill (H.R. 3133) to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel *Karma*; to the Committee on Transportation and Infrastructure.

31.30 ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

H.R. 598: Mr. BRYANT of Texas.

H.R. 777: Mrs. KELLY, Mr. STUPAK, Mr. QUINN, and Mr. BERMAN.

H.R. 778: Mrs. KELLY, Mr. STUPAK, Mr. QUINN, Mr. BERMAN, and Mr. TATE.

H.R. 779: Mr. THORNBERRY, Mr. TAYLOR of North Carolina, and Ms. JACKSON-LEE.

H.R. 780: Mr. TAYLOR of North Carolina and Ms. JACKSON-LEE.

H.R. 1046: Mr. STEARNS and Ms. HARMAN.

H.R. 1073: Mr. YOUNG of Alaska, Mr. PETE GEREN of Texas, Mr. ORTON, and Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 1074: Mr. YOUNG of Alaska, Mr. PETE GEREN of Texas, Mr. ORTON, and Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 1202: Mr. KENNEDY of Massachusetts and Mr. DELLUMS.

H.R. 1341: Mr. BARRETT of Wisconsin, Mr. BERMAN, Mr. BONIOR, Mr. COLEMAN, Mr. DEUTSCH, Mr. DURBIN, Mr. EVANS, Mr. FALCOMA, Mr. GENE GREEN of Texas, Mr. HINCHEY, Mr. JACOBS, Mr. MARTINEZ, Mr. MATSUI, Mr. MENENDEZ, Mr. MILLER of California, Mr. MOAKLEY, Mr. OBERSTAR, Ms. RIVERS, Mr. SANDERS, Mr. STAR, Mr. STUDDS, Mr. TORRES, and Mr. YATES.

H.R. 1386: Mr. GORDON.

H.R. 1406: Mr. KLECZKA, Mr. ROEMER, Mr. DICKS, Ms. DELAURIO, Mr. WISE, and Mr. GEPHARDT.

H.R. 1464: Mr. BARTLETT of Maryland.

H.R. 1484: Ms. NORTON, Mr. BROWN of California, Mr. LANTOS, Mr. OBERSTAR, Mr. BENTSEN, and Mrs. CLAYTON.

H.R. 1618: Mr. MINGE.

H.R. 1619: Mr. WELDON of Pennsylvania.

H.R. 1733: Mr. LEWIS of Georgia.

H.R. 1802: Mr. HOKE.

H.R. 2086: Mr. CALVERT and Mr. CUNNINGHAM.

H.R. 2167: Mr. YATES.

H.R. 2200: Mr. LIVINGSTON and Mrs. VUCANOVICH.

H.R. 2214: Mr. WISE.

H.R. 2237: Mr. VENTO.

H.R. 2292: Mr. NETHERCUTT.

H.R. 2320: Mr. SMITH of Michigan, Mr. SAM JOHNSON, Mr. GUNDERSON, Mr. MCCOLLUM, Mr. WELDON of Florida, Mr. ISTOOK, Mr. BONILLA, Mr. HOUGHTON, Mr. BUNNING of Kentucky, and Mr. MANZULLO.

H.R. 2338: Mr. HILLIARD.

H.R. 2428: Mr. EMERSON.

H.R. 2508: Mr. GREENWOOD, Mr. TOWNS, Ms. PRYCE, Mr. KENNEDY of Massachusetts, and Mr. CHRYSLER.

H.R. 2579: Mr. TAYLOR of North Carolina, Mr. JACKSON, and Ms. MCKINNEY.

H.R. 2582: Mrs. MINK of Hawaii.

H.R. 2693: Mrs. CHENOWETH.

H.R. 2745: Ms. NORTON, Ms. JACKSON-LEE, Mr. GENE GREEN of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. SHAW, and Mr. GONZALEZ.

H.R. 2746: Ms. PELOSI, Mr. DEFAZIO, Mr. ANDREWS, and Mr. TORRICELLI.

H.R. 2893: Mr. SHAYS, Mr. GILMAN, Mrs. MORELLA, Mr. GUNDERSON, Mr. CALVERT, Mr. BROWNBACK, Mr. BOEHLERT, Mr. FRANKS of New Jersey, Mr. TORKILDSEN, Mr. QUINN, Mr. FRELINGHUYSEN, Mr. MARTINI, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. ANDREWS, Mr.

BALDACCI, Mr. BARRETT of Wisconsin, Mr. BECERRA, Mr. BEILENSON, Mr. BENTSEN, Mr. BERMAN, Mr. BEVILL, Mr. BISHOP, Mr. BONIOR, Mr. BORSKI, Mr. BOUCHER, Ms. BROWN of Florida, Mr. BROWN of Ohio, Mr. BRYANT of Texas, Mr. CARDIN, Mr. CLAY, Mrs. CLAYTON, Mr. CLEMENT, Mr. CLYBURN, Mr. COLEMAN, Miss COLLINS of Michigan, Mrs. COLLINS of Illinois, Mr. CONYERS, Mr. COSTELLO, Mr. COYNE, Ms. DANNER, Mr. DE LA GARZA, Mr. DEFazio, Ms. DELAURO, Mr. DELUMS, Mr. DICKS, Mr. DINGELL, Mr. DIXON, Mr. DOOLEY, Mr. DOYLE, Mr. DURBIN, Mr. EDWARDS, Mr. ENGEL, Ms. ESHOO, Mr. EVANS, Mr. FALEOMAVAEGA, Mr. FARR, Mr. FATTAH, Mr. FAZIO of California, Mr. FIELDS of Louisiana, Mr. FILNER, Mr. FLAKE, Mr. FOGLETTA, Mr. FORD, Mr. FRANK of Massachusetts, Mr. FRAZER, Mr. FROST, Ms. FURSE, Mr. GEJDBENSON, Mr. GEPHARDT, Mr. GIBBONS, Mr. GONZALEZ, Mr. GORDON, Mr. GENE GREEN of Texas, Mr. GUTIERREZ, Mr. HALL of Ohio, Ms. HARMAN, Mr. HASTINGS of Florida, Mr. HEFNER, Mr. HILLIARD, Mr. HINCHEY, Mr. HOLDEN, Mr. HOYER, Mr. JACKSON, Mr. JACOBS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of South Dakota, Mr. JOHNSTON of Florida, Mr. KANJORSKI, Ms. KAPTUR, Mr. KENNEDY of Massachusetts, Mr. KENNEDY of Rhode Island, Mrs. KENNELLY, Mr. KILDEE, Mr. KLECZKA, Mr. KLINK, Mr. LAFALCE, Mr. LANTOS, Ms. JACKSON-LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mrs. LINCOLN, Mr. LIPINSKI, Ms. LOFGREN, Mrs. LOWEY, Mr. LUTHER, Mrs. MALONEY, Mr. MANTON, Mr. MARKEY, Mr. MARTINEZ, Mr. MASCARA, Mr. MATSUI, Ms. MCCARTHY, Mr. MCDERMOTT, Mr. MCHALE, Ms. MCKINNEY, Mr. MEEHAN, Mrs. MEEK of Florida, Mr. MENENDEZ, Mr. MILLER of California, Mr. MINGE, Mrs. MINK of Hawaii, Mr. MOAKLEY, Mr. MORAN, Mr. NADLER, Mr. NEAL of Massachusetts, Ms. NORTON, Mr. OBERSTAR, Mr. OBEY, Mr. OLVER, Mr. ORTIZ, Mr. ORTON, Mr. OWENS, Mr. PALLONE, Mr. PASTOR, Mr. PAYNE of New Jersey, Mr. PAYNE of Virginia, Ms. PELOSI, Mr. PETERSON of Florida, Mr. PICKETT, Mr. POSHARD, Mr. RAHALL, Mr. RANGEL, Mr. RICHARDSON, Ms. RIVERS, Mr. ROEMER, Mr. ROMERO-BARCELO, Ms. ROYBAL-ALLARD, Mr. RUSH, Mr. SABO, Mr. SANDERS, Mr. SAWYER, Mrs. SCHROEDER, Mr. SCHUMER, Mr. SCOTT, Mr. SERRANO, Mr. SKAGGS, Mr. SKELTON, Ms. SLAUGHTER, Mr. SPRATT, Mr. STARK, Mr. STENHOLM, Mr. STOKES, Mr. STUDDS, Mr. STUPAK, Mr. TEJEDA, Mr. THOMPSON, Mrs. THURMAN, Mr. TORRES, Mr. TORRICELLI, Mr. TOWNS, Mr. TRAFICANT, Mr. UNDERWOOD, Ms. VELAZQUEZ, Mr. VENTO, Mr. VOLKMER, Mr. WARD, Ms. WATERS, Mr. WATT of North Carolina, Mr. WAXMAN, Mr. WILLIAMS, Mr. WISE, Ms. WOOLSEY, Mr. WYNN, Mr. YATES, and Mr. SMITH of New Jersey.

H.R. 2914: Mr. JEFFERSON, Mr. BISHOP, Mr. OWENS, Mrs. COLLINS of Illinois, and Mr. KENNEDY of Rhode Island.

H.R. 2925: Mr. WHITFIELD, Mrs. VUCANOVICH, Mr. WICKER, Mr. SHAYS, and Mr. FOLEY.

H.R. 2959: Mr. HOBSON.

H.R. 2978: Mr. DAVIS.

H.R. 3002: Mr. CALVERT.

H.R. 3004: Mr. SOUDER, Mr. BOUCHER, Mr. STUPAK, Mr. GUNDERSON, Mr. CALVERT, and Mr. HASTERT.

H.R. 3012: Mr. WATTS of Oklahoma, Mr. PARKER, Mr. TEJEDA, and Mr. JEFFERSON.

H.R. 3048: Ms. MEYERS of Kansas, Mrs. LINCOLN, Mr. BOEHLERT, Mr. ZELIFF, Mr. EMERSON, Mr. CALVERT.

H.R. 3050: Mr. LUCAS and Mr. FOGLETTA.

H.R. 3067: Mr. UNDERWOOD, Mr. PACKARD, Mr. HUTCHINSON, and Mr. KENNEDY of Massachusetts.

H.R. 3103: Mr. ZIMMER.

H. Con. Res. 26: Mr. MANTON, Mr. DURBIN, Mr. MATSUI, Mr. STOCKMAN, Mr. KLECZKA, and Mr. FRANKS of New Jersey.

H. Con. Res. 47: Mr. CUNNINGHAM and Mr. DORNAN.

H. Con. Res. 151: Mr. FILNER.
H. Res. 30: Mr. HAMILTON, Mr. NORWOOD, Mr. MARKEY, and Mr. MYERS of Indiana.
H. Res. 49: Mr. LEWIS of Georgia.
H. Res. 385: Mr. SMITH of New Jersey.

THURSDAY, MARCH 21, 1996 (32)

¶32.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order by the Speaker pro tempore, Mrs. WALDHOLTZ, who laid before the House the following communication:

WASHINGTON, DC,
March 21, 1996.

I hereby designate the Honorable ENID G. WALDHOLTZ to act as Speaker pro tempore on this day.

NEWT GINGRICH,
Speaker of the House of Representatives.

¶32.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. WALDHOLTZ, announced she had examined and approved the Journal of the proceedings of Wednesday, March 20, 1996.

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

¶32.3 COMMUNICATIONS

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

2279. A letter from the Chair, Architectural and Transportation Barriers Compliance Board, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1995, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

2280. A letter from the Secretary of Transportation, transmitting the Department's report entitled "Tanker Navigation Safety Standards, Crew Qualifications and Training," pursuant to Public Law 101-380, section 4111(c) (104 Stat. 516); to the Committee on Transportation and Infrastructure.

2281. A letter from the Secretary of Transportation, transmitting the Department's report entitled "Tanker Simulator Training," pursuant to Public Law 101-380, section 4111(c) (104 Stat. 516); to the Committee on Transportation and Infrastructure.

2282. A letter from the Secretary of Energy, transmitting the Department's report entitled "Beyond 2000: A Vision for the American Metal Casting Industry," pursuant to Public Law 101-425, section 10 (104 Stat. 919); to the Committee on Science.

2283. A letter from the Administrator, National Oceanic and Atmospheric Administration, transmitting the National Oceanic and Atmospheric Administration's [NOAA] deep seabed mining report, pursuant to 30 U.S.C. 1469; jointly, to the Committees on Resources and International Relations.

¶32.4 MESSAGE FROM THE SENATE

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

H.R. 3019. An Act making appropriations for fiscal year 1996 to make a further downpayment toward a balanced budget, and for other purposes.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 3019) "An Act making appropriations for fiscal year 1996 to

make a further downpayment toward a balanced budget, and for other purposes," requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Mr. HATFIELD, Mr. STEVENS, Mr. COCHRAN, Mr. SPECTER, Mr. DOMENICI, Mr. BOND, Mr. GORTON, Mr. MCCONNELL, Mr. MACK, Mr. BURNS, Mr. SHELBY, Mr. JEFFORDS, Mr. GREGG, Mr. BENNETT, Mr. CAMPBELL, Mr. BYRD, Mr. INOUE, Mr. HOLLINGS, Mr. JOHNSTON, Mr. LEAHY, Mr. BUMPERS, Mr. LAUTENBERG, Mr. HARKIN, Ms. MIKULSKI, Mr. REID, Mr. KERREY, Mr. KOHL, and Mrs. MURRAY to be the conferees on the part of the Senate.

The message also announced that the Senate had passed bills and concurrent resolutions of the following titles, in which the concurrence of the House is requested:

S. 942. An Act to promote increased understanding of Federal regulations and increased voluntary compliance with such regulations by small entities, to provide for the designation of regional ombudsmen and oversight boards to monitor the enforcement practices of certain Federal agencies with respect to small business concerns, to provide relief from excessive and arbitrary regulatory enforcement actions against small entities, and for other purposes;

S. 956. An Act to establish a Commission on Structural Alternatives for the Federal Courts of Appeals;

S. Con. Res. 47. Concurrent resolution to provide for a Joint Congressional Committee on Inaugural Ceremonies; and

S. Con. Res. 48. Concurrent resolution authorizing the rotunda of the United States Capitol to be used on January 20, 1997, in connection with the proceedings and ceremonies for the inauguration of the President-elect and the Vice President-elect of the United States.

The message also announced that pursuant to sections 276h-276k, of title 22, United States Code, the Chair, on behalf of the Vice President, appoints Mrs. HUTCHISON as the chairperson of the Senate delegation to the Mexico-United States Interparliamentary Union during the 2d session of the 104th Congress.

¶32.5 PROVIDING FOR THE CONSIDERATION OF H.J. RES. 165

Mr. MCINNIS, by direction of the Committee on Rules, called up the following resolution (H. Res. 386):

Resolved, That upon the adoption of this resolution it shall be in order to consider in the House the joint resolution (H.J. Res. 165) making further continuing appropriations for the fiscal year 1996, and for other purposes. The joint resolution shall be debatable for one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The previous question shall be considered as ordered on the joint resolution to final passage without intervening motion except one motion to recommit. The motion to recommit may include instructions only if offered by the minority leader or his designee.

SEC. 2. The requirement of clause 4(b) of rule XI for a two-thirds vote to consider a report from the Committee on Rules on the same day it is presented to the House is waived with respect to any resolution reported from that committee before April 1, 1996, and providing for consideration or disposition of any of the following measures.