

Collins (GA)	Houghton	Pryce
Combest	Hunter	Quillen
Cooley	Hutchinson	Radanovich
Cox	Hyde	Ramstad
Crane	Inglis	Regula
Crapo	Istook	Riggs
Creameans	Johnson (CT)	Roberts
Cubin	Johnson, Sam	Rogers
Cunningham	Jones	Rohrabacher
Davis	Kasich	Ros-Lehtinen
Deal	Kelly	Roth
DeLay	Kim	Roukema
Diaz-Balart	King	Royce
Dickey	Kingston	Salmon
Doolittle	Klug	Sanford
Dornan	Knollenberg	Saxton
Dreier	Kolbe	Scarborough
Dunn	LaHood	Schaefer
Ehlers	Largent	Schiff
Ehrlich	Latham	Seastrand
Emerson	LaTourrette	Sensenbrenner
Ensign	Laughlin	Shadegg
Everett	Lazio	Shaw
Ewing	Lewis (CA)	Shays
Fawell	Lewis (KY)	Shuster
Fields (TX)	Lightfoot	Skeen
Foley	Linder	Smith (MI)
Fowler	Livingston	Smith (NJ)
Fox	LoBiondo	Smith (TX)
Franks (CT)	Longley	Smith (WA)
Franks (NJ)	Lucas	Solomon
Frelinghuysen	Manzullo	Souder
Funderburk	Martini	Spence
Gallegly	McCollum	Stearns
Ganske	McCreery	Stockman
Gekas	McDade	Stump
Gilchrest	McInnis	Talent
Gillmor	McIntosh	Tate
Goodlatte	McKeon	Tauzin
Goodling	Metcalfe	Taylor (NC)
Graham	Meyers	Thomas
Greene (UT)	Mica	Thornberry
Greenwood	Miller (FL)	Tiahrt
Gunderson	Moorhead	Upton
Gutknecht	Morella	Vucanovich
Hancock	Myrick	Walker
Hansen	Nethercutt	Wamp
Hastert	Neumann	Watts (OK)
Hastings (WA)	Ney	Weldon (FL)
Hayworth	Norwood	Weldon (PA)
Hefley	Nussle	Weller
Heineman	Oxley	White
Herger	Packard	Whitfield
Hilleary	Parker	Wicker
Hobson	Paxon	Wolf
Hoekstra	Petri	Young (AK)
Hoke	Pombo	Young (FL)
Horn	Porter	Zeliff
Hostettler	Portman	Zimmer

NAYS—203

Abercrombie	Dellums	Hamilton
Ackerman	Deutsch	Harman
Andrews	Dicks	Hastings (FL)
Baesler	Dingell	Hefner
Baldacci	Dixon	Hilliard
Barcia	Doggett	Hinches
Barrett (WI)	Dooley	Holden
Becerra	Doyle	Hoyer
Beilenson	Duncan	Jackson (IL)
Bentsen	Durbin	Jackson-Lee
Bevill	Edwards	(TX)
Bishop	Engel	Jacobs
Blute	English	Jefferson
Boehrlert	Eshoo	Johnson (SD)
Bonior	Evans	Johnson, E. B.
Borski	Farr	Johnston
Boucher	Fattah	Kanjorski
Browder	Fazio	Kennedy (MA)
Brown (CA)	Fields (LA)	Kennedy (RI)
Brown (FL)	Filner	Kennelly
Brown (OH)	Flake	Kildee
Cardin	Foglietta	Kleczka
Chapman	Forbes	Klink
Clayton	Ford	LaFalce
Clement	Frank (MA)	Lantos
Clyburn	Frisa	Leach
Coleman	Frost	Levin
Collins (IL)	Furse	Lincoln
Collins (MI)	Gejdenson	Lipinski
Condit	Gephardt	Lofgren
Conyers	Geren	Lowey
Costello	Gibbons	Luther
Coyne	Gilman	Maloney
Cramer	Gonzalez	Manton
Cummings	Gordon	Markey
Danner	Green (TX)	Martinez
de la Garza	Gutierrez	Mascara
DeFazio	Hall (OH)	McCarthy
DeLauro	Hall (TX)	McDermott

McHale	Peterson (FL)	Studds
McHugh	Peterson (MN)	Stupak
McKinney	Pickett	Tanner
McNulty	Pomeroy	Taylor (MS)
Meehan	Poshard	Tejeda
Meek	Quinn	Thompson
Menendez	Rahall	Thornton
Millender	Rangel	Thurman
McDonald	Reed	Torkildsen
Miller (CA)	Richardson	Torres
Minge	Rivers	Torricelli
Mink	Roemer	Towns
Moakley	Rose	Trafigant
Mollohan	Roybal-Allard	Velazquez
Montgomery	Rush	Vento
Moran	Sabo	Visclosky
Murtha	Sanders	Volkmer
Nadler	Sawyer	Walsh
Neal	Schroeder	Ward
Oberstar	Schumer	Waters
Obey	Scott	Watt (NC)
Olver	Serrano	Waxman
Ortiz	Sisisky	Williams
Orton	Skaggs	Wilson
Owens	Skelton	Wise
Pallone	Slaughter	Woolsey
Pastor	Spratt	Wynn
Payne (NJ)	Stark	Yates
Payne (VA)	Stenholm	
Pelosi	Stokes	

NOT VOTING—11

Berman	Goss	Matsui
Bryant (TX)	Hayes	Molinari
Clay	Kaptur	Myers
Flanagan	Lewis (GA)	

So the previous question on the resolution was ordered.

The question being put, *viva voce*, Will the House agree to said resolution?

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

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

50.9 UNITED STATES MARSHALS

The SPEAKER pro tempore, Mr. GUTKNECHT, pursuant to House Resolution 418 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2641) to amend title 28, United States Code, to provide for appointment of United States marshals by the Director of the United States Marshal Service.

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

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

When Mr. WICKER, Chairman, pursuant to House Resolution 418, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

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

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the "United States Marshals Service Improvement Act of 1996".

SEC. 2. APPOINTMENTS OF MARSHALS.

(a) IN GENERAL.—Chapter 37 of title 28, United States Code, is amended—

(1) in section 561(c)—
(A) by striking "The President shall appoint, by and with the advice and consent of the Senate," and inserting "The Attorney General shall appoint"; and

(B) by inserting "United States marshals shall be appointed subject to the provisions of title 5 governing appointments in the competitive civil service, and shall be paid in accordance with the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and pay rates." after the first sentence;

(2) by striking subsection (d) of section 561;

(3) by redesignating subsections (e), (f), (g), (h), and (i) of section 561 as subsections (d), (e), (f), (g), and (h), respectively; and

(4) by striking section 562.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 37 of title 28, United States Code, is amended by striking the item relating to section 562.

SEC. 3. TRANSITIONAL PROVISIONS; PRESIDENTIAL APPOINTMENT OF CERTAIN UNITED STATES MARSHALS.

(a) INCUMBENT MARSHALS.—Notwithstanding the amendments made by this Act, each marshal appointed under chapter 37 of title 28, United States Code, before the date of the enactment of this Act shall, unless that marshal resigns or is removed by the President, continue to perform the duties of that office until the expiration of that marshal's term and the appointment of a successor.

(b) VACANCIES AFTER ENACTMENT.—Notwithstanding the amendments made by this Act, with respect to the first vacancy which occurs in the office of United States marshal in any district, during the period beginning on the date of the enactment of this Act and ending on December 31, 1999, the President shall appoint, by and with the advice and consent of the Senate, a marshal to fill that vacancy for a term of 4 years. Any marshal appointed by the President under this subsection shall, unless that marshal resigns or is removed from office by the President, continue to perform the duties of that office after the end of the four-year term to which such marshal was appointed until a successor is appointed.

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

The question being put, *viva voce*,

Will the House pass said bill?

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

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

A quorum not being present,

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

When there appeared	{	Yeas	351
		Nays	72

50.10 [Roll No. 141]

YEAS—351

Abercrombie	Bartlett	Bonilla
Ackerman	Barton	Bono
Allard	Bass	Borski
Andrews	Bateman	Boucher
Archer	Becerra	Brewster
Armey	Beilenson	Browder
Bachus	Bentsen	Brown (CA)
Baesler	Bereuter	Brown (OH)
Baker (CA)	Bevill	Brownback
Baker (LA)	Bilbray	Bryant (TN)
Baldacci	Bilirakis	Bunn
Ballenger	Bliley	Bunning
Barcia	Blute	Burr
Barr	Boehrlert	Burton
Barrett (NE)	Boehner	Buyer