

contract with, any entity using funds made available under this Act, the head of each Federal agency, to the greatest extent practicable, shall provide to such entity a notice describing the statement made in subsection (a) by the Congress.

SEC. 17. CRIMINAL RECORDS CHECKS FOR PROSPECTIVE FOSTER AND ADOPTIVE PARENTS AND GROUP CARE STAFF.

Section 471(a) of the Social Security Act (42 U.S.C. 671(a)) is amended—

(1) in paragraph (18), by striking “and” at the end;

(2) in paragraph (19), by striking the period and inserting “; and”; and

(3) by adding at the end the following:

“(20) at the option of the State, provides procedures for criminal records checks and checks of a State’s child abuse registry for any prospective foster parent or adoptive parent, and any employee of a child-care institution before the foster care or adoptive parent, or the child-care institution may be finally approved for placement of a child on whose behalf foster care maintenance payments or adoption assistance payments are to be made under the State plan under this part, including procedures requiring that—

“(A) in any case in which a criminal record check reveals a criminal conviction for child abuse or neglect, or spousal abuse, a criminal conviction for crimes against children, or a criminal conviction for a crime involving violence, including rape, sexual or other assault, or homicide, approval shall not be granted; and

“(B) in any case in which a criminal record check reveals a criminal conviction for a felony or misdemeanor not involving violence, or a check of any State child abuse registry indicates that a substantiated report of abuse or neglect exists, final approval may be granted only after consideration of the nature of the offense or incident, the length of time that has elapsed since the commission of the offense or the occurrence of the incident, the individual’s life experiences during the period since the commission of the offense or the occurrence of the incident, and any risk to the child.”.

SEC. 18. STANDBY GUARDIANSHIP.

It is the sense of the Congress that the States should have in effect laws and procedures that permit any parent who is chronically ill or near death, without surrendering parental rights, to designate a standby guardian for the parent’s minor children, whose authority would take effect upon—

- (1) the death of the parent;
- (2) the mental incapacity of the parent; or
- (3) the physical debilitation and consent of the parent.

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, Mrs. MORELLA, announced that the yeas had it.

Mr. CAMP 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 416
Nays 5

¶40.5 [Roll No. 96]
YEAS—416

Abercrombie	Andrews	Bachus
Ackerman	Archer	Baessler
Aderholt	Army	Baker

Baldacci	Emerson	Knollenberg
Balleguer	Ensign	Kolbe
Barcia	Eshoo	Kucinich
Barr	Etheridge	LaFalce
Barrett (NE)	Evans	LaHood
Barrett (WI)	Everett	Lampson
Bartlett	Ewing	Lantos
Barton	Farr	Largent
Bass	Fattah	Latham
Bateman	Fawell	LaTourette
Becerra	Fazio	Lazio
Bentsen	Filner	Leach
Bereuter	Flake	Levin
Berman	Foglietta	Lewis (CA)
Berry	Foley	Lewis (KY)
Bilbray	Forbes	Linder
Bilirakis	Ford	Lipinski
Bishop	Fowler	Livingston
Blagojevich	Fox	LoBiondo
Bliley	Frank (MA)	Lofgren
Blumenauer	Franks (NJ)	Lowe
Blunt	Frelinghuysen	Lucas
Boehlert	Frost	Luther
Boehner	Furse	Maloney (CT)
Bonilla	Gallegly	Maloney (NY)
Bono	Ganske	Manton
Borski	Gejdenson	Markey
Boswell	Gekas	Martinez
Boucher	Gephardt	Mascara
Boyd	Gibbons	Matsui
Brady	Gilchrest	McCarthy (MO)
Brown (CA)	Gillmor	McCarthy (NY)
Brown (FL)	Gilman	McCollum
Brown (OH)	Gonzalez	McCrery
Bryant	Goode	McDade
Bunning	Goodlatte	McDermott
Burr	Goodling	McGovern
Burton	Gordon	McHale
Buyer	Goss	McHugh
Callahan	Graham	McInnis
Calvert	Granger	McIntyre
Camp	Greenwood	McKeon
Canady	Greenwood	McKinney
Cannon	Gutknecht	McNulty
Capps	Hall (OH)	Meehan
Cardin	Hall (TX)	Meek
Carson	Hamilton	Menendez
Castle	Hansen	Metcalf
Chabot	Harman	Mica
Chambliss	Hastert	Millender-
Chenoweth	Hastings (FL)	McDonald
Christensen	Hastings (WA)	Miller (CA)
Clay	Hayworth	Miller (FL)
Clayton	Hefley	Minge
Clement	Hefner	Moakley
Clyburn	Hill	Molinari
Coble	Hilleary	Mollohan
Coburn	Hilliard	Moran (KS)
Collins	Hinches	Moran (VA)
Combest	Hinojosa	Morella
Condit	Hobson	Murtha
Conyers	Hoekstra	Myrick
Cook	Holden	Nadler
Cooksey	Hooley	Neal
Costello	Horn	Nethercutt
Cox	Hostettler	Neumann
Coyne	Houghton	Ney
Cramer	Hoyer	Northup
Crane	Hulshof	Norwood
Crapo	Hunter	Nussle
Cubin	Hutchinson	Oberstar
Cummings	Hyde	Obey
Cunningham	Inglis	Olver
Danner	Istook	Ortiz
Davis (FL)	Jackson (IL)	Owens
Davis (IL)	Jackson-Lee	Oxley
Davis (VA)	(TX)	Packard
Deal	Jefferson	Pallone
DeFazio	Jenkins	Pappas
DeGette	Johnson (CT)	Parker
Delahunt	Johnson (WI)	Pascrell
DeLauro	Johnson, E. B.	Pastor
DeLay	Johnson, Sam	Paxon
Dellums	Jones	Payne
Deutsch	Kanjorski	Pease
Diaz-Balart	Kaptur	Pelosi
Dickey	Kasich	Peterson (MN)
Dicks	Kelly	Peterson (PA)
Dingell	Kennedy (MA)	Petri
Dixon	Kennedy (RI)	Pickering
Doggett	Kennelly	Pickett
Dooley	Kildee	Pitts
Doolittle	Kilpatrick	Pombo
Doyle	Kim	Pomeroy
Dreier	Kind (WI)	Portman
Duncan	King (NY)	Poshard
Dunn	Kingston	Price (NC)
Edwards	Kleczka	Pryce (OH)
Ehlers	Klink	Quinn
Ehrlich	Klug	Radanovich

Rahall	Shaw	Thompson
Ramstad	Shays	Thornberry
Rangel	Sherman	Thune
Regula	Shimkus	Thurman
Reyes	Shuster	Tiahrt
Riggs	Sisisky	Tierney
Riley	Skaggs	Torres
Rivers	Skeen	Towns
Rodriguez	Skelton	Traficant
Roemer	Slaughter	Turner
Rogan	Smith (MI)	Upton
Rogers	Smith (NJ)	Velazquez
Rohrabacher	Smith (OR)	Vento
Ros-Lehtinen	Smith (TX)	Visclosky
Rothman	Smith, Adam	Walsh
Roukema	Smith, Linda	Wamp
Roybal-Allard	Snowbarger	Waters
Royce	Snyder	Watkins
Rush	Solomon	Watt (NC)
Ryan	Souder	Watts (OK)
Sabo	Spence	Waxman
Salmon	Spratt	Weldon (FL)
Sanchez	Stabenow	Weldon (PA)
Sanders	Stark	Weller
Sandlin	Stearns	Weygand
Sanford	Stenholm	White
Sawyer	Stokes	Whitfield
Saxton	Strickland	Wicker
Scarborough	Stupak	Wise
Schaefer, Dan	Sununu	Wolf
Schaffer, Bob	Talent	Woolsey
Schumer	Tanner	Wynn
Scott	Tauscher	Yates
Sensenbrenner	Tauzin	Young (AK)
Serrano	Taylor (MS)	Young (FL)
Sessions	Taylor (NC)	
Shadegg	Thomas	

NAYS—5

Campbell	McIntosh	Paul
Manzullo	Mink	

NOT VOTING—12

Allen	Green	Porter
Bonior	Heger	Schiff
Engel	John	Stump
English	Lewis (GA)	Wexler

So the bill was passed.

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

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

¶40.6 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. CAMP, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to correct section numbers, punctuation, and cross references and to make such other technical and conforming changes as may be necessary to reflect the actions of the House in amending the bill.

¶40.7 PROVIDING FOR THE CONSIDERATION OF H. R. 2

Mr. DREIER, by direction of the Committee on Rules, called up the following resolution (H. Res. 133):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state the Union for consideration of the bill (H.R. 2) to repeal the United States Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs, and for other purposes. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with clause 2(1)(6) of rule XI of clause 7(b) or rule XIII are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Banking and Financial

Services. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Banking and Financial Services now printed in the bill. The committee amendment in the nature of a substitute shall be considered by title rather than by section. Each title shall be considered as read. Points of order against the committee amendment in the nature of a substitute for failure to comply with clause 5(a) of rule XXI are waived. Before consideration of any other amendment it shall be in order to consider the amendment printed in the Congressional Record of April 29, 1997, pursuant to clause 6 of rule XXIII, if offered by Representative Lazio of New York or his designee. That amendment shall be considered as read, shall be debatable for ten minutes equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against that amendment are waived. If that amendment is adopted, the bill, as amended, shall be considered as the original bill for the purpose of further amendment. During further consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. Amendments so printed shall be considered as read. The chairman of the Committee of the Whole may: (1) postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment; and (2) reduce to five minutes the minimum time for electronic voting on any postponed question that follows another electronic vote without intervening business: *Provided*, That the minimum time for electronic voting on the first in any series of questions shall be fifteen minutes. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute made in order as original text. The previous question shall be considered as ordered on the bill and amendment thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered. After debate,

On motion of Mr. DREIER, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

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

¶40.8 COMMUNITY HOUSING OPPORTUNITY AND RESPONSIBILITY

The SPEAKER pro tempore, Mr. YOUNG of Florida, pursuant to House Resolution 133 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. 2) to repeal the United States

Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs, and for other purposes.

The SPEAKER pro tempore, Mr. YOUNG of Florida, by unanimous consent, designated Mr. GOODLATTE as Chairman of the Committee of the Whole.

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

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

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

¶40.9 ORDER OF BUSINESS— CONSIDERATION OF H. R. 2

On motion of Mr. LAZIO, by unanimous consent,

Ordered, That during the further consideration of the bill (H.R. 2) to repeal the United States Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs, and for other purposes, in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 133, there be an additional 20 minutes for general debate, to be equally divided and controlled by Mr. Lazio and Mr. Kennedy of Massachusetts.

¶40.10 COMMUNITY HOUSING OPPORTUNITY AND RESPONSIBILITY

The SPEAKER pro tempore, Mr. LAHOOD, pursuant to House Resolution 133 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. 2) to repeal the United States Housing Act of 1937, deregulate the public housing program and the program for rental housing assistance for low-income families, and increase community control over such programs, and for other purposes.

Mr. GOODLATTE, Chairman of the Committee of the Whole resumed the Chair; after some time spent therein,

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

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

¶40.11 PROVIDING FOR THE CONSIDERATION OF H. RES. 129

Mr. LINDER, by direction of the Committee on Rules, reported (Rept. No. 105-84) the resolution (H. Res. 136) providing for consideration of the resolution (H. Res. 129) providing amounts for the expenses of certain committees of the House of Representatives in the One Hundred Fifth Congress.

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

¶40.12 COMMITTEE ELECTION—MAJORITY

Mr. BARRETT of Nebraska, by direction of the Republican Conference, submitted the following privileged resolution (H. Res. 137):

Resolved, That the following named Member be, and he is hereby, elected to the following standing committee of the House of Representatives: Committee on House Oversight: Mr. Mica.

When said resolution was considered and agreed to.

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

¶40.13 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. PORTER, for today from 1:15 p.m. to 3:30 p.m.; and

To Mr. PASCRELL, for May 1.

And then,

¶40.14 ADJOURNMENT

On motion of Mr. KINGSTON, at 8 o'clock and 45 minutes p.m., the House adjourned.

¶40.15 REPORT 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. LINDER: Committee on Rules. House Resolution 136. Resolution providing for consideration of the resolution (H. Res. 129) providing amounts for the expenses of certain committees of the House of Representatives in the 105th Congress (Rept. No. 105-84). Referred to the House Calendar.

¶40.16 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. CAMPBELL (for himself, Mr. FAWELL, Mr. FARR of California, Ms. WOOLSEY, Mr. STARK, Mr. LEWIS of Georgia, and Mr. PETERSON of Minnesota):

H.R. 1487. A bill to provide off-budget treatment for one-half of the receipts and disbursements of the land and water conservation fund, and to provide that the amount appropriated from the fund for a fiscal year for Federal purposes may not exceed the amount appropriated for that fiscal year for financial assistance to the States for State purposes; to the Committee on the Budget, and in addition to the Committee on Resources, 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. CASTLE (for himself, Mr. FLAKE, Mr. LEACH, and Mr. GONZALEZ) (all by request):

H.R. 1488. A bill to authorize U.S. participation in various international financial institutions; to the Committee on Banking and Financial Services.

By Mr. CONDIT (for himself, Mr. FAZIO of California, and Mr. HERGER):

H.R. 1489. A bill to establish permanent authority for the provision of assistance to small orchardists to replace or rehabilitate trees and vineyards damaged by damaging weather and related conditions and to appro-