

“(subject to the limitations imposed by subsection (b))”.

(h) Section 232 of the Social Security Act Amendments of 1994 (42 U.S.C. 1314a) is amended—

(1) in subsection (b)(3)(D), by striking “Energy and”; and

(2) in subsection (d)(4), by striking “(b)(3)(D)” and inserting “(b)(3)”.

TITLE V—IMMIGRATION PROVISIONS

SEC. 501. ALIENS INELIGIBLE TO RECEIVE VISAS AND EXCLUDED FROM ADMISSION FOR NONPAYMENT OF CHILD SUPPORT.

(a) IN GENERAL.—Section 212(a)(10) of the Immigration and Nationality Act (8 U.S.C. 1182(a)(10)) is amended by adding at the end the following:

“(F) NONPAYMENT OF CHILD SUPPORT.—

“(i) IN GENERAL.—Any alien is inadmissible who is legally obligated under a judgment, decree, or order to pay child support (as defined in section 459(i) of the Social Security Act), and whose failure to pay such child support has resulted in an arrearage exceeding \$5,000, until child support payments under the judgment, decree, or order are satisfied or the alien is in compliance with an approved payment agreement.

“(ii) APPLICATION TO PERMANENT RESIDENTS.—Notwithstanding section 101(a)(13)(C), an alien lawfully admitted for permanent residence in the United States who has been absent from the United States for any period of time shall be regarded as seeking an admission into the United States for purposes of this subparagraph.

“(iii) WAIVER AUTHORIZED.—The Attorney General may waive the application of clause (i) in the case of an alien, if the Attorney General—

“(I) has received a request for the waiver from the court or administrative agency having jurisdiction over the judgment, decree, or order obligating the alien to pay child support that is referred to in such clause; and

“(II) determines that the likelihood of the arrearage being eliminated, and all subsequent child support payments timely being made by the alien, would increase substantially if the waiver were granted.”.

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect 180 days after the date of the enactment of this Act.

SEC. 502. EFFECT OF NONPAYMENT OF CHILD SUPPORT ON ESTABLISHMENT OF GOOD MORAL CHARACTER.

(a) IN GENERAL.—Section 101(f) of the Immigration and Nationality Act (8 U.S.C. 1101(f)) is amended—

(1) in paragraph (8), by striking the period at the end and inserting “; or”; and

(2) by inserting after paragraph (8) the following:

“(9) one who is legally obligated under a judgment, decree, or order to pay child support (as defined in section 459(i) of the Social Security Act), and whose failure to pay such child support has resulted in any arrearage, unless child support payments under the judgment, decree, or order are satisfied or the alien is in compliance with an approved payment agreement.”.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to aliens applying for a benefit under the Immigration and Nationality Act on or after 180 days after the date of the enactment of this Act.

SEC. 503. AUTHORIZATION TO SERVE LEGAL PROCESS IN CHILD SUPPORT CASES ON CERTAIN ARRIVING ALIENS.

(a) IN GENERAL.—Section 235(d) of the Immigration and Nationality Act (8 U.S.C. 1225(d)) is amended by adding at the end the following:

“(5) AUTHORITY TO SERVE PROCESS IN CHILD SUPPORT CASES.—

“(A) IN GENERAL.—To the extent consistent with State law, immigration officers are authorized to serve on any alien who is an applicant for admission to the United States legal process with respect to any action to enforce or establish a legal obligation of an individual to pay child support (as defined in section 459(i) of the Social Security Act).

“(B) DEFINITION.—For purposes of subparagraph (A), the term ‘legal process’ means any writ, order, summons or other similar process, which is issued by—

“(i) a court or an administrative agency of competent jurisdiction in any State, territory, or possession of the United States; or

“(ii) an authorized official pursuant to an order of such a court or agency or pursuant to State or local law.”.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to aliens applying for admission to the United States on or after 180 days after the date of the enactment of this Act.

SEC. 504. AUTHORIZATION TO OBTAIN INFORMATION ON CHILD SUPPORT PAYMENTS BY ALIENS.

Section 453(h) of the Social Security Act (42 U.S.C. 653(h)) is amended by adding at the end the following:

“(4) PROVISION TO ATTORNEY GENERAL AND SECRETARY OF STATE OF INFORMATION ON PERSONS DELINQUENT IN CHILD SUPPORT PAYMENTS.—On request by the Attorney General or the Secretary of State, the Secretary of Health and Human Services shall provide the requestor with such information as the Secretary of Health and Human Services determines may aid them in determining whether an alien is delinquent in the payment of child support.”.

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. GILMAN, announced that the yeas had it.

Mr. SHAW demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas 414 affirmative } Nays 1

¶14.9 [Roll No. 39] AYES—414

Abercrombie Blunt Christensen
Ackerman Boehlert Clay
Aderholt Boehner Clayton
Allen Bonilla Clement
Andrews Bonior Clyburn
Archer Borski Coble
Armey Boswell Coburn
Bachus Boucher Collins
Baesler Boyd Combet
Baker Brady Condit
Baldacci Brown (CA) Conyers
Ballenger Brown (FL) Cook
Barcia Brown (OH) Cooksey
Barr Bryant Costello
Barrett (NE) Bunning Cox
Barrett (WI) Burr Coyne
Bartlett Burton Cramer
Barton Buyer Crane
Bass Callahan Crapo
Bateman Calvert Cubin
Becerra Camp Cummings
Bentsen Campbell Cunningham
Bereuter Canady Danner
Berman Cannon Davis (FL)
Berry Cardin Davis (IL)
Bilbray Carson Davis (VA)
Bishop Castle Deal
Blagojevich Chabot DeFazio
Bliley Chambliss DeGette
Blumenauer Chenoweth Delahunt

DeLauro Jones
DeLay Kanjorski
Deutsch Kaptur
Diaz-Balart Kasich
Dickey Kelly
Dicks Kennedy (MA)
Dixon Kennedy (RI)
Doggett Kennelly
Dooley Kildee
Doyle Kim
Dreier Kind (WI)
Duncan King (NY)
Dunn Kingston
Edwards Kleczka
Ehlers Klug
Ehrlich Knollenberg
Emerson Kolbe
Engel Kucinich
English LaFalce
Ensign LaHood
Eshoo Lampson
Etheridge Lantos
Evans Largent
Everett Latham
Ewing LaTourrette
Farr Lazio
Fattah Leach
Fawell Levin
Fazio Lewis (CA)
Filner Lewis (GA)
Foley Lewis (KY)
Forbes Linder
Ford Lipinski
Fossella Livingston
Fowler LoBiondo
Fox Lofgren
Frank (MA) Lowey
Franks (NJ) Lucas
Frelinghuysen Maloney (CT)
Frost Maloney (NY)
Furse Manton
Gallegly Manullo
Gejdenson Markey
Gekas Martinez
Gephardt Mascara
Gibbons Matsui
Gilchrest McCarthy (MO)
Gillmor McCarthy (NY)
Gilman McCollum
Goode McCreery
Goodlatte McDade
Goodling McGovern
Gordon McHale
Goss McHugh
Graham McInnis
Granger McIntosh
Green McIntyre
Greenwood McKeon
Gutierrez McKinney
Gutknecht McNulty
Hall (OH) Meehan
Hall (TX) Meek (FL)
Hamilton Meeks (NY)
Hansen Menendez
Hastert Metcalf
Hastings (FL) Mica
Hastings (WA) Millender-
Hayworth McDonald
Hefley Miller (CA)
Hefner Miller (FL)
Herger Minge
Hill Mink
Hilleary Moakley
Hilliard Mollohan
Hinchev Moran (KS)
Hinojosa Moran (VA)
Hobson Morella
Hoekstra Murtha
Holden Myrick
Hooley Nadler
Horn Neal
Hostettler Nethercutt
Houghton Neumann
Hoyer Ney
Hulshof Northup
Hunter Norwood
Hutchinson Nussle
Hyde Oberstar
Inglis Obey
Istook Olver
Jackson (IL) Ortiz
Jackson-Lee Owens
(TX) Oxley
Jefferson Packard
Jenkins Pallone
John Pappas
Johnson (CT) Parker
Johnson (WI) Pascrell
Johnson, E. B. Pastor
Johnson, Sam Paxon

Payne
Pease
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pickett
Pitts
Pombo
Pomeroy
Porter
Portman
Price (NC)
Pryce (OH)
Radanovich
Rahall
Ramstad
Rangel
Redmond
Regula
Reyes
Riggs
Riley
Rivers
Rodriguez
Roemer
Rogan
Rogers
Rohrabacher
Ros-Lehtinen
Rothman
Roukema
Roybal-Allard
Royce
Rush
Ryun
Sabo
Salmon
Sanchez
Sanders
Sandlin
Sanford
Sawyer
Saxton
Scarborough
Schaefer, Dan
Schaffer, Bob
Schumer
Scott
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Shuster
Sisisky
Skaggs
Skeean
Skelton
Slaughter
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Smith, Adam
Smith, Linda
Snowbarger
Snyder
Solomon
Souder
Spence
Spratt
Stabenow
Stark
Stearns
Stenholm
Stokes
Strickland
Stump
Stupak
Sununu
Talent
Tanner
Tauscher
Tauzin
Taylor (MS)
Taylor (NC)
Thompson
Thornberry
Thune
Thurman
Tiahrt
Tierney
Torres
Towns
Trafigant
Turner

Upton	Watts (OK)	Wicker
Velazquez	Waxman	Wise
Vento	Weldon (FL)	Wolf
Visclosky	Weldon (PA)	Woolsey
Walsh	Weller	Wynn
Wamp	Wexler	Yates
Waters	Weygand	Young (AK)
Watkins	White	Young (FL)
Watt (NC)	Whitfield	

NOES—1

Paul

NOT VOTING—15

Bilirakis	Harman	Poshard
Dingell	Kilpatrick	Quinn
Doolittle	Klink	Schiff
Ganske	Luther	Shimkus
Gonzalez	McDermott	Thomas

So the bill was passed.

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

By unanimous consent, the title was amended so as to read: "An Act to provide for an alternative penalty procedure for States that fail to meet Federal child support data processing requirements, to reform Federal incentive payments for effective child support performance, to provide for a more flexible penalty procedure for States that violate interjurisdictional adoption requirements, to amend the Immigration and Nationality Act to make certain aliens determined to be delinquent in the payment of child support inadmissible and ineligible for naturalization, and for other purposes."

A motion to reconsider was laid on the table.

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

¶14.10 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. SHAW, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to make technical corrections, conforming changes, and other changes as may be necessary to reflect the actions of the House in amending the bill.

¶14.11 PRIVILEGES OF THE HOUSE—
RETURN OF SENATE BILL

Mr. ENSIGN rose to a question of the privileges of the House and submitted the following resolution (H. Res. 379):

Resolved, That the bill of the Senate (S. 104) to amend the Nuclear Waste Policy Act of 1982, in the opinion of this House, contravenes the first clause of the seventh section of the first article of the Constitution of the United States and is an infringement of the privileges of this House and that such bill be respectfully returned to the Senate with a message communicating this resolution.

The SPEAKER pro tempore, Mrs. EMERSON, ruled that the resolution submitted did present a question of the privileges of the House under rule IX, and recognized Mr. ENSIGN and Mr. CARDIN, each for thirty minutes.

After debate,

On motion of Mr. ENSIGN, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mrs. EMERSON, 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.

Ordered, That the Clerk notify the Senate thereof.

¶14.12 ADJOURNMENT OVER

On motion of Mr. GOSS, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet on Monday, March 9, 1998 at 2:00 p.m.

¶14.13 HOUR OF MEETING

On motion of Mr. GOSS, by unanimous consent,

Ordered, That when the House adjourns on Monday, March 9, 1998, it adjourn to meet at 12:30 p.m. on Tuesday, March 10, 1998, for "morning hour debate".

¶14.14 CALENDAR WEDNESDAY BUSINESS
DISPENSED WITH

On motion of Mr. GOSS, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, March 11, 1998, under clause 7, rule XXIV, the Calendar Wednesday rule, be dispensed with.

¶14.15 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. QUINN, for today.

And then,

¶14.16 ADJOURNMENT

On motion of Mr. THUNE, pursuant to the special order heretofore agreed to, at 4 o'clock and 30 minutes p.m., the House adjourned until 2 o'clock p.m. on Monday, March 9, 1998.

¶14.17 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. MENENDEZ (for himself, Mr. SHAYS, Mr. PALLONE, Mr. HINCHEY, and Mr. FRANK of Massachusetts):

H.R. 3337. A bill to amend title 49, United States Code, to require air carrier baggage liability to be not less than \$2,000 per passenger; to the Committee on Transportation and Infrastructure.

By Mr. ALLEN (for himself, Mr. OLVER, Mr. FROST, Mr. BALDACCI, Mr. REYES, Mr. WAXMAN, Mr. ADAM SMITH of Washington, Mr. DEFazio, Mr. MCGOVERN, Ms. DEGETTE, Mr. DAVIS of Florida, Ms. HOOLEY of Oregon, Ms. STABENOW, Mrs. THURMAN, Mr. DELAHUNT, Mr. RUSH, Mr. MEEHAN, Mr. VENTO, and Mr. DOOLEY of California):

H.R. 3338. A bill to ensure excellent recruitment and training of math and science teachers at institutions of higher education; to the Committee on Education and the Workforce.

By Mr. PAUL:

H.R. 3339. A bill to amend the Agricultural Market Transition Act to ensure that rice

farms covered by a production flexibility contract remain in rice production during the term of the contract when the principal producer of rice on the farm is a tenant or sharecropper; to the Committee on Agriculture.

By Mr. MENENDEZ (for himself, Mr. MATSUI, and Mr. GEJDENSON):

H.R. 3340. A bill to provide an exemption from certain import prohibitions; to the Committee on Ways and Means.

By Mr. GEPHARDT:

H.R. 3341. A bill to amend the Immigration and Nationality Act to strengthen the naturalization process; to the Committee on the Judiciary.

By Mr. FOLEY (for himself, Mr. KLINK, Mr. BARCIA of Michigan, Mr. BROWN of California, Ms. CHRISTIAN-GREEN, Mr. COYNE, Ms. DELAURO, Mr. EHRlich, Mr. FILNER, Ms. FURSE, Mr. GEJDENSON, Mr. GREEN, Ms. HARMAN, Mr. HINCHEY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KENNEDY of Massachusetts, Mr. KENNEDY of Rhode Island, Mr. KLECZKA, Mr. KUCINICH, Ms. JACKSON-LEE, Mr. MARTINEZ, Mr. MATSUI, Mrs. MEEK of Florida, Mr. MICA, Mr. MILLER of California, Ms. MILLENDER-MCDONALD, Ms. PELOSI, Mr. RAHALL, Ms. RIVERS, Mr. SANDERS, Mr. SANDLIN, Mr. SERRANO, Mr. ADAM SMITH of Washington, Mr. STARK, Mr. TORRES, Mr. TOWNS, Mr. WEYGAND, Ms. WOOLSEY, Mr. WYNN, Mr. YATES, and Mr. MASCARA):

H.R. 3342. A bill to prohibit discrimination or retaliation against health care workers who report unsafe conditions and practices which impact on patient care; to the Committee on Commerce, and in addition to the Committee on 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. TALENT:

H.R. 3343. A bill to suspend temporarily the duty on a certain chemical used in the textile industry and in water treatment; to the Committee on Ways and Means.

By Mr. TALENT:

H.R. 3344. A bill to suspend temporarily the duty on a certain chemical used in the paper industry; to the Committee on Ways and Means.

By Mr. TALENT:

H.R. 3345. A bill to suspend temporarily the duty on a certain chemical used in water treatment; to the Committee on Ways and Means.

By Mr. TALENT:

H.R. 3346. A bill to suspend temporarily the duty on a certain chemical used in water treatment and beauty care products; to the Committee on Ways and Means.

By Mr. TALENT:

H.R. 3347. A bill to suspend temporarily the duty on a certain chemical used in photography products; to the Committee on Ways and Means.

By Mr. TALENT:

H.R. 3348. A bill to suspend temporarily the duty on a certain chemical used in peroxide stabilizer and compounding; to the Committee on Ways and Means.

By Mr. TALENT:

H.R. 3349. A bill to suspend temporarily the duty on a certain chemical used in the textile industry; to the Committee on Ways and Means.

By Mr. HERGER:

H.R. 3350. A bill to direct the Foreign Trade Zones Board to expand Foreign Trade Zone No. 143 to include an area of the municipal airport of Chico, California; to the Committee on Ways and Means.

By Mr. BUNNING of Kentucky (for himself, Mr. SAM JOHNSON, Mr.