

§37.10 WAIVING POINTS OF ORDER AGAINST CONFERENCE REPORT TO ACCOMPANY H.R. 3579

Mr. MCINNIS, by direction of the Committee on Rules, reported (Rept. No. 105-505) the resolution (H. Res. 416) waiving points of order against the conference report to accompany the bill (H.R. 3579) making emergency supplemental appropriations for the fiscal year ending September 30, 1998, and for other purposes.

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

§37.11 WAIVING REQUIREMENT OF CLAUSE 4(B), RULE XI WITH RESPECT TO CERTAIN RESOLUTIONS

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

Resolved, That 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 May 1, 1998, providing for consideration or disposition of the bill (H.R. 3579) making emergency supplemental appropriations for the fiscal year ending September 30, 1998, and for other purposes, an amendment thereto, a conference report thereon, or an amendment reported in disagreement from a conference thereon.

When said resolution was considered. After debate,

On motion of Mr. MCINNIS, 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, Mr. LAHOOD, announced that the yeas had it.

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

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

§36.12 RECESS—3:14 P.M.

The SPEAKER pro tempore, Mr. LAHOOD, pursuant to clause 12 of rule I, declared the House in recess at 3 o'clock and 14 minutes p.m., subject to the call of the Chair.

§36.13 AFTER RECESS—4:02 P.M.

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

§36.14 H. RES. 414—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HULSHOF, pursuant to clause 5, rule I, announced the unfinished business to be the question on agreeing to the resolution (H. Res. 414) waiving a requirement of clause 4(b) of rule XI with respect to consideration of certain resolutions reported from the Committee on Rules.

The question being put, *viva voce*,

Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas 211 affirmative } Nays 196

§37.15 [Roll No. 120] YEAS—211

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|---------------|---------------|---------------|
| Aderholt | Gilcrest | Oxley |
| Archer | Gillmor | Packard |
| Army | Gilman | Pappas |
| Bachus | Goodlatte | Paul |
| Baker | Goodling | Paxon |
| Ballenger | Goss | Pease |
| Barr | Graham | Peterson (PA) |
| Barrett (NE) | Granger | Petri |
| Bartlett | Gutknecht | Pickering |
| Barton | Hansen | Pitts |
| Bass | Hastert | Pombo |
| Bereuter | Hastings (WA) | Porter |
| Bilbray | Hayworth | Portman |
| Bilirakis | Hefley | Pryce (OH) |
| Blunt | Herger | Quinn |
| Boehert | Hill | Ramstad |
| Boehner | Hilleary | Redmond |
| Bonilla | Hobson | Regula |
| Bono | Hoekstra | Riggs |
| Brady | Horn | Riley |
| Bryant | Hostettler | Rogan |
| Burr | Houghton | Rogers |
| Burton | Hulshof | Rohrabacher |
| Buyer | Hunter | Ros-Lehtinen |
| Callahan | Hutchinson | Roukema |
| Calvert | Hyde | Royce |
| Camp | Inglis | Ryun |
| Campbell | Istook | Salmon |
| Canady | Jenkins | Sanford |
| Cannon | Johnson (CT) | Saxton |
| Castle | Jones | Scarborough |
| Chabot | Kasich | Schaffer, Bob |
| Chambliss | Kelly | Sessions |
| Chenoweth | Kim | Shadegg |
| Christensen | King (NY) | Shaw |
| Coble | Kingston | Shays |
| Coburn | Klug | Shimkus |
| Collins | Knollenberg | Shuster |
| Combest | Kolbe | Skeen |
| Cook | LaHood | Smith (NJ) |
| Cooksey | Largent | Smith (TX) |
| Cox | Latham | Smith, Linda |
| Crane | LaTourrette | Snowbarger |
| Cubin | Lazio | Solomon |
| Cunningham | Leach | Souder |
| Davis (VA) | Lewis (CA) | Spence |
| Deal | Lewis (KY) | Stearns |
| DeLay | Linder | Stump |
| Diaz-Balart | Livingston | Sununu |
| Dickey | LoBiondo | Talent |
| Doolittle | Lucas | Tauzin |
| Dreier | Manzullo | Taylor (NC) |
| Duncan | McCollum | Thomas |
| Ehlers | McCrery | Thornberry |
| Ehrlich | McDade | Thune |
| Emerson | McHugh | Tiahrt |
| English | McInnis | Upton |
| Ensign | McIntosh | Walsh |
| Everett | McKeon | Wamp |
| Ewing | Metcalfe | Watkins |
| Foley | Mica | Watts (OK) |
| Forbes | Miller (FL) | Weldon (FL) |
| Fossella | Moran (KS) | Weller |
| Fowler | Morella | White |
| Fox | Myrick | Whitfield |
| Franks (NJ) | Nethercutt | Wicker |
| Frelinghuysen | Neumann | Wolf |
| Galleghy | Ney | Young (AK) |
| Ganske | Northup | Young (FL) |
| Gekas | Norwood | |
| Gibbons | Nussle | |

NAYS—196

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|--------------|------------|------------|
| Abercrombie | Boucher | Danner |
| Ackerman | Boyd | Davis (FL) |
| Allen | Brown (CA) | Davis (IL) |
| Andrews | Brown (FL) | DeGette |
| Baesler | Brown (OH) | Delahunt |
| Baldacci | Capps | DeLauro |
| Barcia | Cardin | Deutscher |
| Barrett (WI) | Carson | Dicks |
| Becerra | Clay | Dingell |
| Bentsen | Clayton | Doggett |
| Berman | Clement | Dooley |
| Berry | Clyburn | Doyle |
| Bishop | Condit | Edwards |
| Blagojevich | Conyers | Engel |
| Blumenauer | Costello | Eshoo |
| Bonior | Coyne | Etheridge |
| Borski | Cramer | Evans |
| Boswell | Cummings | Farr |

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|----------------|---------------|---------------|
| Fattah | Lowey | Rodriguez |
| Fazio | Luther | Roemer |
| Filner | Maloney (CT) | Rothman |
| Ford | Maloney (NY) | Roybal-Allard |
| Frank (MA) | Manton | Rush |
| Frost | Markey | Sabo |
| Furse | Martinez | Sanchez |
| Gejdenson | Mascara | Sanders |
| Gephardt | Matsui | Sawyer |
| Goode | McCarthy (MO) | Schumer |
| Gordon | McCarthy (NY) | Scott |
| Green | McDermott | Serrano |
| Gutierrez | McGovern | Sherman |
| Hall (OH) | McHale | Sisisky |
| Hamilton | McIntyre | Skaggs |
| Harman | McKinney | Skelton |
| Hastings (FL) | McNulty | Slaughter |
| Hefner | Meeks (NY) | Smith, Adam |
| Hilliard | Menendez | Snyder |
| Hinchee | Millender- | Spratt |
| Hinojosa | McDonald | Stabenow |
| Holden | Minge | Stark |
| Hooley | Mink | Stenholm |
| Hoyer | Moakley | Stokes |
| Jackson (IL) | Mollohan | Strickland |
| Jackson-Lee | Moran (VA) | Stupak |
| (TX) | Murtha | Tanner |
| Jefferson | Nadler | Tauscher |
| John | Neal | Taylor (MS) |
| Johnson (WI) | Oberstar | Thompson |
| Johnson, E. B. | Obey | Thurman |
| Kanjorski | Olver | Tierney |
| Kennedy (MA) | Ortiz | Torres |
| Kennedy (RI) | Owens | Towns |
| Kildee | Pallone | Traficant |
| Kilpatrick | Pascrell | Turner |
| Kind (WI) | Pastor | Velazquez |
| Kleczka | Payne | Vento |
| Klink | Pelosi | Visclosky |
| Kucinich | Peterson (MN) | Waters |
| LaFalce | Pickett | Watt (NC) |
| Lampson | Pomeroy | Waxman |
| Lantos | Poshard | Wexler |
| Lee | Price (NC) | Weygand |
| Levin | Rahall | Wise |
| Lewis (GA) | Rangel | Woolsey |
| Lipinski | Reyes | Wynn |
| Lofgren | Rivers | Yates |

NOT VOTING—25

- | | | |
|----------|--------------|---------------|
| Bateman | Greenwood | Radanovich |
| Bliley | Hall (TX) | Sandlin |
| Bunning | Johnson, Sam | Schaefer, Dan |
| Crapo | Kaptur | Sensenbrenner |
| DeFazio | Kennelly | Smith (MI) |
| Dixon | Meehan | Smith (OR) |
| Dunn | Meek (FL) | Weldon (PA) |
| Fawell | Miller (CA) | |
| Gonzalez | Parker | |

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.

§37.16 WAIVING POINTS OF ORDER AGAINST THE CONFERENCE REPORT TO ACCOMPANY H.R. 3579

Mr. SOLOMON, by direction of the Committee on Rules, called up the following resolution (H. Res. 416):

Resolved, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 3579) making emergency supplemental appropriations for the fiscal year ending September 30, 1998, and for other purposes. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.

When said resolution was considered. After debate,

On motion of Mr. SOLOMON, 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.

§37.17 EMERGENCY SUPPLEMENTAL
APPROPRIATIONS

Mr. LIVINGSTON, pursuant to House Resolution 416, called up the following conference report (Rept. No. 105-504):

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 3579) "making emergency supplemental appropriations for the fiscal year ending September 30, 1998, and for other purposes" having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert:

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 1998, and for other purposes, namely:

TITLE I—EMERGENCY SUPPLEMENTAL
APPROPRIATIONS FOR THE DEPARTMENT
OF DEFENSE

CHAPTER 1

DEPARTMENT OF DEFENSE—MILITARY
MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

For an additional amount for "Military Personnel, Army", \$184,000,000: *Provided*, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

MILITARY PERSONNEL, NAVY

For an additional amount for "Military Personnel, Navy", \$22,300,000: *Provided*, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

MILITARY PERSONNEL, MARINE CORPS

For an additional amount for "Military Personnel, Marine Corps", \$5,100,000: *Provided*, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

MILITARY PERSONNEL, AIR FORCE

For an additional amount for "Military Personnel, Air Force", \$10,900,000: *Provided*, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

RESERVE PERSONNEL, NAVY

For an additional amount for "Reserve Personnel, Navy", \$4,100,000: *Provided*, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY

For an additional amount for "Operation and Maintenance, Army", \$1,886,000: *Provided*, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, NAVY

For an additional amount for "Operation and Maintenance, Navy", \$48,100,000: *Pro-*

vided, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, AIR FORCE

For an additional amount for "Operation and Maintenance, Air Force", \$27,400,000: *Provided*, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, DEFENSE-WIDE

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Operation and Maintenance, Defense-Wide", \$1,390,000: *Provided*, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

For an additional amount for "Operation and Maintenance, Defense-Wide", \$125,528,000, for emergency expenses resulting from natural disasters in the United States: *Provided*, That the Secretary of Defense may transfer these funds to current applicable operation and maintenance and working capital funds appropriations, to be merged with and available for the same purposes and for the same time period as the appropriation to which transferred: *Provided further*, That the transfer authority provided in this provision is in addition to any transfer authority available to the Department of Defense: *Provided further*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That the entire amount shall be available only to the extent that an official budget request for \$125,528,000, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress.

OPERATION AND MAINTENANCE, ARMY
RESERVE

For an additional amount for "Operation and Maintenance, Army Reserve", \$650,000: *Provided*, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, AIR FORCE
RESERVE

For an additional amount for "Operation and Maintenance, Air Force Reserve", \$229,000: *Provided*, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OPERATION AND MAINTENANCE, ARMY
NATIONAL GUARD

For an additional amount for "Operation and Maintenance, Army National Guard", \$175,000: *Provided*, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OVERSEAS CONTINGENCY OPERATIONS
TRANSFER FUND

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Overseas Contingency Operations Transfer Fund", \$1,814,100,000, to remain available until expended: *Provided*, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of

the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That the Secretary of Defense may transfer these funds to fiscal year 1998 appropriations for operation and maintenance, working capital funds, the Defense Health Program, procurement, and research, development, test and evaluation: *Provided further*, That the funds transferred shall be merged with and shall be available for the same purposes and for the same time period as the appropriation to which transferred, except that funds made available for or transferred to classified programs shall remain available until September 30, 1999: *Provided further*, That the transfer authority provided under this heading is in addition to any other transfer authority contained in Public Law 105-56.

REVOLVING AND MANAGEMENT FUNDS

NAVY WORKING CAPITAL FUND

For an additional amount for "Navy Working Capital Fund", \$23,017,000: *Provided*, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

DEFENSE-WIDE WORKING CAPITAL FUND

For an additional amount for "Defense-Wide Working Capital Fund", \$1,000,000: *Provided*, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

OTHER DEPARTMENT OF DEFENSE
PROGRAMS

DEFENSE HEALTH PROGRAM

For an additional amount for "Defense Health Program", \$1,900,000: *Provided*, That such amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

GENERAL PROVISIONS—THIS CHAPTER

SECTION 1. In addition to the amounts provided in Public Law 105-56, \$36,500,000 is appropriated under the heading "Overseas Humanitarian, Disaster, and Civic Aid": *Provided*, That from the funds made available under that heading, the Secretary of Defense shall make a grant in the amount of \$16,500,000 to the American Red Cross for Armed Forces emergency services: *Provided further*, That from the funds made available under that heading, the Secretary of Defense shall make a grant in the amount of \$20,000,000 to the American Red Cross for reimbursement for disaster relief and recovery expenditures at overseas locations: *Provided further*, That the entire amount shall be available only to the extent that an official budget request for \$36,500,000, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress: *Provided further*, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of such Act.

SEC. 2. Funds appropriated by this Act, or made available by the transfer of funds in this Act, for intelligence activities are deemed to be specifically authorized by the Congress for purposes of section 504 of the National Security Act of 1947 (50 U.S.C. 414).

SEC. 3. In addition to the amounts appropriated to the Department of Defense under Public Law 105-56, there is hereby appropriated \$47,000,000 for the "Reserve Mobilization Income Insurance Fund", to remain available until expended: *Provided*, That such