

currence of the House is requested, a bill of the House of the following title:

H.R. 1385. An Act to consolidate, coordinate, and improve employment, training, literacy, and vocational rehabilitation programs in the United States, and for other purposes.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 1385) "An Act to consolidate, coordinate, and improve employment, training, literacy, and vocational rehabilitation programs in the United States, and for other purposes," requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Mr. JEFFORDS, Mr. COATS, Mr. GREGG, Mr. FRIST, Mr. DEWINE, Mr. ENZI, Mr. HUTCHINSON, Ms. COLLINS, Mr. WARNER, Mr. MCCONNELL, Mr. KENNEDY, Mr. DODD, Mr. HARKIN, Ms. MIKULSKI, Mr. BINGAMAN, Mr. WELLSTONE, Mrs. MURRAY, and Mr. REED, to be the conferees on the part of the Senate.

40.3 APPOINTMENT OF ADDITIONAL CONFEREES—H.R. 2400

The SPEAKER, pursuant to clause 6(f) of rule X, announced the appointment of the following Members as additional conferees on the part of the House to the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2400) to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; from the Committee on Ways and Means, for consideration of title XI of the House bill and title VI of the Senate amendment and modifications committed to conference, Messrs. NUSSLE, and HULSHOF.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

40.4 APPOINTMENT OF ADDITIONAL CONFEREE—H.R. 2400

The SPEAKER pro tempore, Mr. SHIMKUS, by unanimous consent, pursuant to clause 6(f) of rule X, announced the appointment of the following Member as an additional conferee on the part of the House to the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2400) to authorize funds for Federal-aid highways, highway safety programs, and transit programs, and for other purposes; from the Committee on Ways and Means, for consideration of title XI of the House bill and title VI of the Senate amendment and modifications committed to conference, Mr. RANGEL.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

40.5 PROVIDING FOR THE CONSIDERATION OF H.R. 1872

Mr. DREIER, by direction of the Committee on Rules, called up the following resolution (H. Res. 419):

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 of the Union for consideration of the bill (H.R. 1872) to amend the Communications Satellite Act of 1962 to promote competition and privatization in satellite communications, and for other purposes. The first reading of the bill shall be dispensed with. 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 Commerce. 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 Commerce now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. No amendment to the committee amendment in the nature of a substitute shall be in order unless printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. Printed amendments 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 15 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. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend 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.

40.6 COMMUNICATION SATELLITE COMPETITION AND PRIVATIZATION

The SPEAKER pro tempore, Mr. SHIMKUS, pursuant to House Resolution 419 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. 1872) to amend the Communications Satellite Act of 1962 to promote competition and privatization in satellite communications, and for other purposes.

The SPEAKER pro tempore, Mr. SHIMKUS, by unanimous consent, designated Mr. SNOWBARGER as Chairman of the Committee of the Whole.

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

40.7 RECORDED VOTE

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

Page 6, after line 8, insert the following new subsection:

"(e) TAKINGS PROHIBITED.—In implementing the provisions of this section, and sections 621, 622, and 624 of this Act, the Commission shall not restrict the activities of COMSAT in a manner which would create the liability for the United States under the Fifth Amendment to the Constitution.

Page 11, after line 11, insert the following new subsection:

"(d) TAKINGS PROHIBITED.—In implementing the provisions of this section, the Commission shall not restrict the activities of COMSAT in a manner which would create a liability for the United States under the Fifth Amendment to the Constitution.

It was decided in the negative .....	} Yeas .....	111	
		} Nays .....	304
			Answered present

40.8 [Roll No. 127] AYES—111

Andrews	Gilchrest	Pascrell
Archer	Goss	Paul
Baker	Granger	Payne
Barcia	Gutknecht	Peterson (MN)
Barrett (NE)	Hall (OH)	Petri
Bartlett	Hall (TX)	Pombo
Berry	Hamilton	Pryce (OH)
Blagojevich	Hilliard	Rangel
Boehlert	Horn	Redmond
Boehner	Hoyer	Regula
Bonior	John	Riley
Boucher	Johnson (CT)	Rivers
Brown (FL)	Johnson, E. B.	Rohrabacher
Calvert	Johnson, Sam	Royce
Campbell	Kaptur	Sabo
Chenoweth	Kilpatrick	Salmon
Clayton	Klink	Scarborough
Clyburn	Kucinich	Schaefer, Dan
Condit	Livingston	Schumer
Conyers	Maloney (NY)	Sensenbrenner
Cummings	Martinez	Sessions
Davis (IL)	Mascara	Skelton
DeLay	McCarthy (MO)	Stark
Dingell	McCarthy (NY)	Stearns
Dooley	McIntosh	Stenholm
Doolittle	Meek (FL)	Stokes
Doyle	Meeks (NY)	Tauzin
Ehrlich	Menendez	Taylor (NC)
Ensign	Minge	Thomas
Farr	Mink	Thompson
Fazio	Morella	Torres
Filner	Nethercutt	Towns
Foley	Northup	Traficant
Fowler	Nussle	Upton
Frost	Oberstar	Watt (NC)
Furse	Owens	Wynn
Gekas	Oxley	Young (AK)

NOES—304

Abercrombie	Boswell	Costello
Ackerman	Boyd	Cox
Aderholt	Brady	Coyne
Allen	Brown (CA)	Cramer
Armey	Brown (OH)	Crane
Bachus	Bryant	Crapo
Baesler	Bunning	Cubin
Baldacci	Burr	Cunningham
Ballenger	Burton	Danner
Barr	Buyer	Davis (FL)
Barrett (WI)	Callahan	Davis (VA)
Barton	Camp	Deal
Bass	Canady	DeFazio
Becerra	Cannon	DeGette
Bentsen	Capps	Delahunt
Bereuter	Castle	DeLauro
Berman	Chabot	Deutsch
Bilbray	Chambliss	Diaz-Balart
Bilirakis	Clay	Dickey
Bishop	Clement	Dicks
Bliley	Coble	Dixon
Blumenauer	Coburn	Doggett
Blunt	Collins	Dreier
Bonilla	Combest	Duncan
Bono	Cook	Dunn
Borski	Cooksey	Edwards

Ehlers	Kolbe	Reyes
Emerson	LaFalce	Rodriguez
Engel	LaHood	Roemer
English	Lampson	Rogers
Eshoo	Lantos	Ros-Lehtinen
Etheridge	Largent	Rothman
Evans	Latham	Roukema
Everett	LaTourette	Roybal-Allard
Ewing	Lazio	Rush
Fattah	Leach	Ryun
Fawell	Lee	Sanchez
Forbes	Levin	Sanders
Ford	Lewis (CA)	Sandlin
Fox	Lewis (GA)	Sanford
Frank (MA)	Lewis (KY)	Saxton
Franks (NJ)	Linder	Schaffer, Bob
Frelinghuysen	Lipinski	Scott
Gallegly	LoBiondo	Serrano
Ganske	Lofgren	Shadegg
Gedjenson	Lowe	Shaw
Gephardt	Lucas	Shays
Gibbons	Luther	Sherman
Gillmor	Maloney (CT)	Shimkus
Gilman	Manton	Shuster
Goode	Manzullo	Sisisky
Goodlatte	Markey	Skeen
Goodling	Matsui	Slaughter
Gordon	McCrery	Smith (MI)
Graham	McDade	Smith (NJ)
Green	McDermott	Smith (OR)
Greenwood	McGovern	Smith (TX)
Gutierrez	McHale	Smith, Adam
Hansen	McHugh	Smith, Linda
Harman	McInnis	Snowbarger
Hastert	McIntyre	Snyder
Hastings (WA)	McKeon	Solomon
Hayworth	McKinney	Souder
Hefley	Meehan	Spence
Hefner	Metcalf	Spratt
Herger	Mica	Stabenow
Hill	Millender-	Strickland
Hilleary	McDonald	Stump
Hinchee	Miller (CA)	Stupak
Hinojosa	Miller (FL)	Sununu
Hobson	Moakley	Talent
Hoekstra	Mollohan	Tanner
Holden	Moran (KS)	Tauscher
Hooley	Moran (VA)	Taylor (MS)
Hostettler	Murtha	Thornberry
Houghton	Myrick	Thune
Hulshof	Nadler	Thurman
Hunter	Neal	Tiahrt
Hyde	Ney	Tierney
Inglis	Norwood	Turner
Istook	Obey	Velazquez
Jackson (IL)	Olver	Vento
Jackson-Lee	Ortiz	Visclosky
(TX)	Packard	Walsh
Jefferson	Pallone	Wamp
Jenkins	Pappas	Waters
Johnson (WI)	Parker	Watkins
Jones	Pastor	Watts (OK)
Kanjorski	Paxon	Waxman
Kasich	Pease	Weldon (FL)
Kelly	Peterson (PA)	Weldon (PA)
Kennedy (MA)	Pickering	Weller
Kennedy (RI)	Pickett	Weygand
Kennelly	Pitts	White
Kildee	Pomeroy	Whitfield
Kim	Porter	Wicker
Kind (WI)	Portman	Wise
King (NY)	Poshard	Wolf
Kingston	Price (NC)	Woolsey
Klecza	Quinn	Yates
Klug	Rahall	Young (FL)
Knollenberg	Ramstad	

ANSWERED "PRESENT"—2

Cardin Sawyer

NOT VOTING—15

Bateman	Hastings (FL)	Pelosi
Carson	Hutchinson	Radanovich
Christensen	McCollum	Riggs
Fossella	McNulty	Rogan
Gonzalez	Neumann	Skaggs

So the amendment was not agreed to; and after some time spent therein,

The Committee rose informally to receive a message from the President.

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

40.9 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was commu-

nicated to the House by Mr. Sherman Williams, one of his secretaries.

The Committee resumed its sitting; and after some further time spent therein,

40.10 RECORDED VOTE

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

Page 28, beginning on line 14, strike section 642 through page 29, line 24, and redesignate the succeeding sections accordingly.

It was decided in the	Yeas	80
negative	Nays	339
	Answered present	2

40.11 [Roll No. 128]

AYES—80

Baker	Furse	Obey
Barcia	Gekas	Oxley
Barrett (NE)	Gilchrest	Pascarell
Bartlett	Hall (TX)	Peterson (MN)
Berry	Hamilton	Petri
Bilirakis	Hansen	Pombo
Boehner	Horn	Redmond
Boniore	Hoyer	Rivers
Boucher	John	Rush
Brady	Johnson, E. B.	Sabo
Brown (OH)	Johnson, Sam	Sandlin
Cannon	Jones	Schaefer, Dan
Chambliss	Klink	Sensenbrenner
Clyburn	Kucinich	Sessions
Collins	Lazio	Smith (MI)
Condit	Levin	Smith, Linda
Conyers	Linder	Snowbarger
Crapo	Livingston	Stearns
Cubin	Martinez	Tauzin
Cummings	Mascara	Thompson
Davis (IL)	McCrery	Towns
DeLay	McInnis	Traficant
Dingell	Meeks (NY)	Upton
Doolittle	Menendez	Watt (NC)
Doyle	Mink	Wynn
Emerson	Morella	Young (AK)
Ford	Nussle	

NOES—339

Abercrombie	Castle	Everett
Ackerman	Chabot	Ewing
Aderholt	Chenoweth	Farr
Allen	Clay	Fattah
Andrews	Clayton	Fawell
Archer	Clement	Fazio
Armey	Coble	Filner
Bachus	Coburn	Foley
Baessler	Combust	Forbes
Baldacci	Cook	Fowler
Ballenger	Cooksey	Fox
Barr	Costello	Frank (MA)
Barrett (WI)	Cox	Franks (NJ)
Bass	Coyne	Frelinghuysen
Becerra	Cramer	Frost
Bentsen	Crane	Gallegly
Bereuter	Cunningham	Ganske
Berman	Danner	Gedjenson
Bilbray	Davis (FL)	Gephardt
Bishop	Davis (VA)	Gibbons
Blagojevich	Deal	Gillmor
Bliley	DeFazio	Gilman
Blumenauer	DeGette	Goode
Blunt	Delahunt	Goodlatte
Boehler	DeLauro	Goodling
Bonilla	Deutsch	Gordon
Bono	Diaz-Balart	Goss
Borski	Dickey	Graham
Boswell	Dicks	Granger
Boyd	Dixon	Green
Brown (CA)	Doggett	Greenwood
Brown (FL)	Dooley	Gutierrez
Bryant	Dreier	Gutknecht
Bunning	Duncan	Hall (OH)
Burr	Dunn	Harman
Burton	Edwards	Hastert
Buyer	Ehlers	Hastings (WA)
Callahan	Ehrlich	Hayworth
Calvert	Engel	Hefley
Camp	English	Hefner
Campbell	Ensign	Herger
Canady	Eshoo	Hill
Capps	Etheridge	Hilleary
	Evans	Hilliard

Hinchee	McIntosh	Sanford
Hinojosa	McIntyre	Saxton
Hobson	McKeon	Scarborough
Hoekstra	McKinney	Schaffer, Bob
Holden	Meehan	Schumer
Hooley	Meek (FL)	Scott
Hostettler	Metcalf	Serrano
Houghton	Mica	Shadegg
Hulshof	Millender-	Shaw
Hunter	McDonald	Shays
Hutchinson	Miller (CA)	Sherman
Hyde	Miller (FL)	Shimkus
Inglis	Minge	Shuster
Istook	Moakley	Sisisky
Jackson (IL)	Mollohan	Skeen
Jackson-Lee	Moran (KS)	Stelton
(TX)	Moran (VA)	Slaughter
Jefferson	Murtha	Smith (NJ)
Jenkins	Myrick	Smith (OR)
Johnson (CT)	Nadler	Smith (TX)
Johnson (WI)	Neal	Smith, Adam
Kanjorski	Nethercutt	Snyder
Kaptur	Ney	Solomon
Kasich	Northup	Souder
Kelly	Norwood	Spence
Kennedy (MA)	Oberstar	Spratt
Kennedy (RI)	Olver	Stabenow
Kennelly	Ortiz	Stark
Kildee	Owens	Stenholm
Kilpatrick	Packard	Stokes
Kim	Pallone	Strickland
Kind (WI)	Pappas	Stump
King (NY)	Parker	Stupak
Kingston	Pastor	Sununu
Klecza	Paul	Talent
Klug	Paxon	Tanner
Knollenberg	Payne	Tauscher
Kolbe	Pease	Taylor (MS)
LaFalce	Pelosi	Taylor (NC)
LaHood	Peterson (PA)	Thomas
Lampson	Pickering	Thornberry
Lantos	Pickett	Thune
Largent	Pitts	Thurman
Latham	Pomeroy	Tiahrt
LaTourette	Porter	Tierney
Leach	Portman	Torres
Lee	Poshard	Turner
Lewis (CA)	Price (NC)	Velazquez
Lewis (GA)	Pryce (OH)	Vento
Lewis (KY)	Quinn	Visclosky
Lipinski	Rahall	Walsh
LoBiondo	Ramstad	Wamp
Lofgren	Rangel	Waters
Lowe	Regula	Watkins
Lucas	Reyes	Watts (OK)
Luther	Riley	Waxman
Maloney (CT)	Rodriguez	Weldon (FL)
Maloney (NY)	Roemer	Weldon (PA)
Manton	Rogan	Weller
Manzullo	Rogers	Wexler
Markey	Rohrabacher	Weygand
Matsui	Ros-Lehtinen	White
McCarthy (MO)	Rothman	Whitfield
McCarthy (NY)	Roukema	Wicker
McCollum	Roybal-Allard	Wise
McDade	Royce	Wolf
McDermott	Ryun	Woolsey
McGovern	Salmon	Yates
McHale	Sanchez	Young (FL)
McHugh	Sanders	

ANSWERED "PRESENT"—2

Cardin Sawyer

NOT VOTING—11

Bateman	Gonzalez	Radanovich
Carson	Hastings (FL)	Riggs
Christensen	McNulty	Skaggs
Fossella	Neumann	

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. EWING, assumed the Chair.

When Mr. SNOWBARGER, Chairman, pursuant to House Resolution 419, 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: