

After debate,

The question being put, *viva voce*,
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SHAW 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. SHIMKUS, pursuant to clause 5, rule I, announced that further proceedings on the motion were postponed.

¶47.16 NATIONAL HISTORIC PRESERVATION FUND REAUTHORIZATION

Mr. HANSEN moved to suspend the rules and pass the bill (H.R. 1522) to extend the authorization for the National Historic Preservation Fund, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. HANSEN and Mr. FALEOMAVAEGA, each for 20 minutes.

After debate,

The question being put, *viva voce*,
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was, by unanimous consent, laid on the table.

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

¶47.17 WETLANDS AND WILDLIFE ENHANCEMENT

Mr. HEFLEY moved to suspend the rules and pass the bill (H.R. 2556) to reauthorize the North American Wetlands Conservation Act and the Partnerships for Wildlife Act; as amended.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. HEFLEY and Mr. PALLONE, each for 20 minutes.

After debate,

The question being put, *viva voce*,
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

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

¶47.18 NEW WILDLIFE REFUGE AUTHORIZATION

Mr. POMBO moved to suspend the rules and pass the bill (H.R. 512) to prohibit the expenditure of funds from the Land and Water Conservation Fund for the creation of new National Wildlife Refuges without specific authorization from Congress pursuant to a recommendation from the United States Fish and Wildlife Service to create the refuge; as amended.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. POMBO and Mr. PALLONE, each for 20 minutes.

After debate,

The question being put, *viva voce*,
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to establish requirements relating to the designation of new units of the National Wildlife Refuge System."

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

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

¶47.19 HONORING MEDICAL SERVICES PERSONNEL

Mr. BILIRAKIS moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 171); as amended:

Whereas in 1928 Julian Stanley Wise founded the first volunteer rescue squad in United States, the Roanoke Life Saving and First Aid Crew, and Virginia has subsequently taken the lead in honoring the thousands of people nationwide who give their time and energy to community rescue squads through the establishment of To The Rescue, a museum located in Roanoke devoted to emergency medical services (EMS) personnel;

Whereas to further recognize the selfless contributions of EMS personnel nationwide, the Virginia Association of Volunteer Rescue Squads, Inc., and the Julian Stanley Wise Foundation, in conjunction with To The Rescue, in 1993 organized the first annual National Emergency Medical Services (EMS) Memorial Service at Greene Memorial United Methodist Church in Roanoke, Virginia, to honor EMS personnel from across the country who have died in the line of duty;

Whereas the annual National EMS Memorial Service has captured national attention by honoring 119 providers of emergency medical services from 35 States;

Whereas the singular devotion of EMS personnel to the safety and welfare of their fellow citizens is worthy of the highest praise;

Whereas the annual National EMS Memorial Service is a fitting reminder of the bravery and sacrifice of EMS personnel nationwide;

Whereas according to the Department of Health and Human Services, 170,000 Americans require emergency medical services on

an average day, a number which projects to over 60,000,000 people annually; and

Whereas the life of every American will be affected, directly or indirectly, by the uniquely skilled and dedicated efforts of EMS personnel who work bravely and tirelessly to preserve America's greatest resource—people: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring),

SECTION 1. OFFICIAL SITE OF NATIONAL MEMORIAL SERVICE.

The Congress declares the City of Roanoke, Virginia, to be the official site of the National Emergency Medical Services Memorial Service to honor emergency medical services personnel who have died in the line of duty.

SEC. 2. RULE OF CONSTRUCTION.

Nothing in this resolution shall be construed to place the National Emergency Medical Services Memorial Service under Federal authority or to require any expenditure of Federal funds.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. BILIRAKIS and Mr. BROWN of Ohio, each for 20 minutes.

After debate,

The question being put, *viva voce*,
Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "An Act Concurrent resolution declaring the city of Roanoke, Virginia, to be the official site of the National Emergency Medical Services Memorial Service."

A motion to reconsider the votes whereby the rules were suspended and said concurrent resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

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

¶47.20 BONE MARROW REGISTRY REAUTHORIZATION

Mr. BILIRAKIS moved to suspend the rules and pass the bill (H.R. 2202) to amend the Public Health Service Act to revise and extend the bone marrow donor program, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. BILIRAKIS and Mr. BROWN of Ohio, each for 20 minutes.

After debate,

The question being put, *viva voce*,
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

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

¶47.21 ENERGY AND POLICY PROGRAMS EXTENSION

Mr. Dan SCHAEFER of Colorado moved to suspend the rules and concur in the Senate amendment to the House amendment to the Senate amendment to the bill (H.R. 2472) to extend certain programs under the Energy Policy and Conservation Act.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. Dan SCHAEFER of Colorado and Mr. HALL of Texas each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and concur in the Senate amendment to the House amendment to the Senate amendment?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and the Senate amendment to the House amendment to the Senate amendment was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said amendment to the Senate amendment to the House amendment to the Senate amendment was agreed to was, by unanimous consent, laid on the table.

Ordered. That the Clerk notify the Senate thereof.

¶47.22 PRIVATE SECTOR MANDATES

The SPEAKER pro tempore, Mr. KNOLLENBERG, pursuant to House Resolution 426 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. 3534) to improve congressional deliberation on proposed Federal private sector mandates, and for other purposes.

Mr. SHIMKUS, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

¶47.23 RECORDED VOTE

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

On page 5, line 13, strike "(3)" and all that follows through line 5, page 6.

It was decided in the { Yeas 176
negative } Nays 233

¶47.24 [Roll No. 156] AYES—176

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| Abercrombie | Baldacci | Bentsen |
| Ackerman | Barcia | Berman |
| Allen | Barrett (WI) | Berry |
| Andrews | Becerra | Bishop |

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| Blagojevich | Hooley |
| Blumenauer | Hoyer |
| Bonior | Jackson (IL) |
| Borski | Jackson-Lee |
| Boucher | (TX) |
| Boyd | Jefferson |
| Brown (CA) | Johnson, E. B. |
| Brown (FL) | Kanjorski |
| Brown (OH) | Kaptur |
| Capps | Kennedy (MA) |
| Cardin | Kennedy (RI) |
| Carson | Kennelly |
| Clayton | Kildee |
| Clement | Kilpatrick |
| Clyburn | Kind (WI) |
| Condit | Klecza |
| Conyers | Klink |
| Costello | Kucinich |
| Coyne | LaFalce |
| Cummings | Lampson |
| Davis (FL) | Lantros |
| Davis (IL) | Lee |
| DeFazio | Levin |
| DeGette | Lewis (GA) |
| DeLaHunt | Lipinski |
| DeLauro | Lofgren |
| Deutsch | Lowe |
| Dicks | Luther |
| Dingell | Maloney (NY) |
| Dixon | Manton |
| Doggett | Markey |
| Doyle | Martinez |
| Engel | Mascara |
| Eshoo | Matsui |
| Etheridge | McCarthy (MO) |
| Evans | McDermott |
| Farr | McGovern |
| Fazio | McHale |
| Filner | McKinney |
| Ford | Meehan |
| Frank (MA) | Meeke (FL) |
| Frost | Menendez |
| Furse | Millender- |
| Gedjenson | McDonald |
| Gephardt | Miller (CA) |
| Gordon | Minge |
| Green | Mink |
| Gutierrez | Moakley |
| Hall (OH) | Mollohan |
| Hall (TX) | Moran (VA) |
| Hastings (FL) | Morella |
| Hefner | Murtha |
| Hilliard | Nadler |
| Hinchey | Neal |
| Hinojosa | Oberstar |
| Holden | Obey |

NOES—233

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| Aderholt | Cook |
| Archer | Cooksey |
| Arney | Cox |
| Bachus | Cramer |
| Baker | Crapo |
| Ballenger | Cubin |
| Barr | Cunningham |
| Barrett (NE) | Danner |
| Bartlett | Davis (VA) |
| Barton | Deal |
| Bass | DeLay |
| Bereuter | Diaz-Balart |
| Bilbray | Dickey |
| Bilirakis | Dooley |
| Bliley | Doolittle |
| Blunt | Dreier |
| Boehert | Duncan |
| Boehner | Dunn |
| Bonilla | Edwards |
| Bono | Ehlers |
| Boswell | Ehrlich |
| Brady | Emerson |
| Bryant | English |
| Bunning | Ensign |
| Burr | Everett |
| Burton | Fawell |
| Buyer | Foley |
| Callahan | Forbes |
| Calvert | Fossella |
| Camp | Fowler |
| Campbell | Fox |
| Canady | Franks (NJ) |
| Cannon | Frelinghuysen |
| Castle | Gallely |
| Chabot | Gekas |
| Chambliss | Gilchrest |
| Chenoweth | Gillmor |
| Christensen | Gilman |
| Coble | Goode |
| Coburn | Goodlatte |
| Collins | Goss |
| Combest | Graham |

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| Olver |
| Ortiz |
| Owens |
| Pallone |
| Pascrell |
| Pastor |
| Payne |
| Pelosi |
| Pomeroy |
| Poshard |
| Price (NC) |
| Rahall |
| Rangel |
| Reyes |
| Rivers |
| Rodriguez |
| Roybal-Allard |
| Rush |
| Sabo |
| Sanchez |
| Sanders |
| Sawyer |
| Scott |
| Serrano |
| Skelton |
| Slaughter |
| Smith, Adam |
| Snyder |
| Spratt |
| Stabenow |
| Stark |
| Stokes |
| Strickland |
| Stupak |
| Tauscher |
| Taylor (MS) |
| Thompson |
| Thurman |
| Tierney |
| Torres |
| Towns |
| Traficant |
| Velazquez |
| Vento |
| Visclosky |
| Waters |
| Watt (NC) |
| Waxman |
| Wexler |
| Weygand |
| Wise |
| Woolsey |
| Wynn |
| Yates |

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| Pitts | Smith (NJ) |
| Pombo | Smith (OR) |
| Porter | Smith (TX) |
| Portman | Smith, Linda |
| Pryce (OH) | Snowbarger |
| Quinn | Solomon |
| Radanovich | Souder |
| Ramstad | Spence |
| Redmond | Stearns |
| Regula | Stenholm |
| Riggs | Stump |
| Riley | Sununu |
| Roemer | Talent |
| Rogers | Tanner |
| Rohrabacher | Tauzin |
| Ros-Lehtinen | Taylor (NC) |
| Rothman | Thomas |
| Roukema | Thornberry |
| Royce | Thune |
| Salmon | Tiahrt |
| Sandlin | Turner |
| Sanford | Upton |
| Saxton | Walsh |
| Scarborough | Wamp |
| Schaefer, Dan | Watkins |
| Schaffer, Bob | Watts (OK) |
| Sensenbrenner | Weldon (FL) |
| Sessions | Weldon (PA) |
| Shadegg | Weller |
| Shaw | White |
| Shays | Whitfield |
| Sherman | Wicker |
| Shimkus | Wolf |
| Sisisky | Young (AK) |
| Skeen | Young (FL) |
| Smith (MI) | |

NOT VOTING—23

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|---------|--------------|------------|
| Baesler | Gonzalez | Meeks (NY) |
| Bateman | Goodling | Paxon |
| Clay | Greenwood | Rogan |
| Crane | Harman | Ryun |
| Ewing | Inglis | Schumer |
| Fattah | Johnson (WI) | Shuster |
| Ganske | Livingston | Skaggs |
| Gibbons | McNulty | |

So the amendment was not agreed to.

¶47.25 RECORDED VOTE

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

Page 6, line 5, after "exceeded" insert "or that would remove, prevent the imposition of, prohibit the use of appropriated funds to implement, or make less stringent any such mandate established to protect human health, safety, or the environment".

Page 6, after line 5, insert the following new paragraph and renumber the succeeding paragraphs accordingly:

(4) MODIFICATION OR REMOVAL OF CERTAIN MANDATES.—(A) Section 424(b)(1) of such Act is amended by inserting "or if the Director finds the bill or joint resolution removes, prevents the imposition of, prohibits the use of appropriated funds to implement, or makes less stringent any Federal private sector mandate established to protect human health, safety, or the environment" after "such fiscal year" and by inserting "or identify any provision which removes, prevents the imposition of, prohibits the use of appropriated funds to implement, or makes less stringent any Federal private sector mandate established to protect human health, safety, or the environment" after "the estimate".

Page 6, lines 14, 16, 18, and 20, after "inter-governmental" insert "mandate" and after the closing quotation marks insert "and by inserting 'mandate or removing, preventing the imposition of, prohibiting the use of appropriated funds to implement, or making less stringent any such mandate established to protect human health, safety, or the environment'".

Page 6, line 18, strike "and".

Page 6, line 20, strike the period and insert "and".

Page 6, after line 20, insert the following: