

**SEC. 602. REVIEW OF CONSTITUTIONAL ISSUES.**

An appeal may be taken directly to the Supreme Court of the United States from any final judgment, decree, or order issued by any court ruling on the constitutionality of any provision of this Act or amendment made by this Act.

**SEC. 603. EFFECTIVE DATE.**

Except as otherwise provided in this Act, this Act and the amendments made by this Act take effect January 1, 1999.

**SEC. 604. REGULATIONS.**

The Federal Election Commission shall prescribe any regulations required to carry out this Act and the amendments made by this Act not later than 180 days after the date of the enactment of this Act.

It was decided in the { Yeas ..... 155  
negative ..... } Nays ..... 254

¶61.11

[Roll No. 249]  
AYES—155

Archer	Goodling	Petri
Armey	Granger	Pickering
Baker	Hall (TX)	Pitts
Ballenger	Hansen	Pombo
Bartlett	Hastert	Radanovich
Barton	Hastings (WA)	Redmond
Bateman	Hayworth	Riggs
Bliley	Hefley	Riley
Boehner	Herger	Rogan
Bonilla	Hobson	Rogers
Bono	Hoekstra	Rohrabacher
Bunning	Hostettler	Ros-Lehtinen
Burr	Hulshof	Royle
Burton	Hunter	Ryun
Buyer	Hyde	Sabo
Callahan	Inglis	Salmon
Calvert	Istook	Saxton
Camp	Johnson, Sam	Scarborough
Canady	Jones	Schaefer, Dan
Cannon	Kim	Schaffer, Bob
Chambliss	King (NY)	Sensenbrenner
Chenoweth	Kingston	Sessions
Christensen	Knollenberg	Shadegg
Coburn	Kolbe	Shimkus
Collins	LaHood	Shuster
Combest	Largent	Skeen
Cox	Latham	Smith (NJ)
Crane	Lewis (CA)	Smith (OR)
Crapo	Lewis (KY)	Smith (TX)
Cubin	Linder	Snowbarger
Cunningham	Livingston	Solomon
Deal	Lucas	Spence
DeLay	Manzullo	Stearns
Diaz-Balart	McCollum	Stump
Doolittle	McCreary	Talent
Dreier	McInnis	Tauzin
Dunn	McKeon	Taylor (NC)
Ehlers	Mica	Thomas
Emerson	Miller (FL)	Thornberry
English	Myrick	Thune
Ensign	Nethercutt	Tiahrt
Everett	Ney	Traficant
Ewing	Northup	Watkins
Fawell	Norwood	Watts (OK)
Foley	Obey	Weldon (PA)
Fossella	Oxley	Weller
Frost	Packard	White
Gekas	Paul	Whitfield
Gibbons	Paxon	Wicker
Gillmor	Pease	Young (AK)
Goodlatte	Peterson (MN)	Young (FL)
	Peterson (PA)	

NOES—254

Abercrombie	Blagojevich	Clay
Ackerman	Blumenauer	Clayton
Aderholt	Boehler	Clement
Allen	Bonior	Clyburn
Andrews	Borski	Coble
Bachus	Boswell	Condit
Baesler	Boucher	Conyers
Baldacci	Boyd	Cook
Barcia	Brady (PA)	Costello
Barrett (NE)	Brady (TX)	Coyne
Barrett (WI)	Brown (CA)	Cramer
Bass	Brown (FL)	Cummings
Becerra	Brown (OH)	Danner
Bentsen	Bryant	Davis (FL)
Bereuter	Campbell	Davis (IL)
Berman	Capps	Davis (VA)
Berry	Cardin	DeFazio
Bilbray	Carson	DeGette
Bilirakis	Castle	DeLauro
Bishop	Chabot	

Deutsch	Kennedy (RI)	Porter
Dicks	Kennelly	Portman
Dingell	Kildee	Poshard
Dixon	Kilpatrick	Price (NC)
Doggett	Kind (WI)	Pryce (OH)
Dooley	Kleczka	Quinn
Doyle	Klink	Rahall
Duncan	Klug	Ramstad
Edwards	Kucinich	Rangel
Ehrlich	LaFalce	Regula
Engel	Lampson	Rivers
Eshoo	Lantos	Rodriguez
Etheridge	LaTourette	Roemer
Evans	Lazio	Roukema
Farr	Leach	Roybal-Allard
Fattah	Lee	Rush
Fazio	Levin	Sanchez
Filner	Lipinski	Sanders
Forbes	LoBiondo	Sandlin
Ford	Lofgren	Sanford
Fowler	Lowey	Sawyer
Fox	Luther	Scott
Frank (MA)	Maloney (CT)	Serrano
Franks (NJ)	Maloney (NY)	Shays
Frelinghuysen	Manton	Sherman
Furse	Markey	Sisisky
Galleghy	Mascara	Skelton
Ganske	Matsui	Slaughter
Gejdenson	McCarthy (MO)	Smith (MI)
Gephardt	McCarthy (NY)	Smith, Adam
Gilchrist	McDermott	Smith, Linda
Gilman	McGovern	Snyder
Goode	McHale	Souder
Gordon	McHugh	Spratt
Goss	McIntyre	Stabenow
Graham	McKinney	Stark
Greenwood	Meehan	Stenholm
Gutierrez	Meek (FL)	Stokes
Hall (OH)	Menendez	Strickland
Hamilton	Metcalfe	Stupak
Harman	Millender-	Tanner
Hefner	McDonald	Tauscher
Hill	Miller (CA)	Taylor (MS)
Hilleary	Minge	Thompson
Hilliard	Mink	Thurman
Hinchee	Moakley	Tierney
Hinojosa	Mollohan	Towns
Holden	Moran (KS)	Turner
Hoolley	Moran (VA)	Upton
Horn	Murtha	Velazquez
Houghton	Nadler	Vento
Hoyer	Neal	Visclosky
Hutchinson	Neumann	Walsh
Jackson (IL)	Nussle	Wamp
Jackson-Lee	Oberstar	Waters
(TX)	Olver	Watt (NC)
Jefferson	Ortiz	Waxman
Jenkins	Owens	Wexler
John	Pallone	Weygand
Johnson (CT)	Pappas	Wise
Johnson (WI)	Pascrell	Wolf
Johnson, E. B.	Pastor	Woolsey
Kanjorski	Payne	Wynn
Kaptur	Pelosi	Yates
Kelly	Pickett	
Kennedy (MA)	Pomeroy	

NOT VOTING—24

Barr	Lewis (GA)	Reyes
Blunt	Martinez	Rothman
Cooksey	McDade	Schumer
Gonzalez	McIntosh	Shaw
Green	McNulty	Skaggs
Gutknecht	Meeks (NY)	Sununu
Hastings (FL)	Morella	Torres
Kasich	Parker	Weldon (FL)

So the amendment to the amendment in the nature of a substitute was not agreed to.

After some further time,

¶61.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mrs. MALONEY of New York to the foregoing amendment in the nature of a substitute submitted by Mr. SHAYS:

Amendment submitted by Mrs. MALONEY of New York:

TITLE —INDEPENDENT COMMISSION ON CAMPAIGN FINANCE REFORM

**SEC. 01. ESTABLISHMENT AND PURPOSE OF COMMISSION.**

There is established a commission to be known as the "Independent Commission on Campaign Finance Reform" (referred to in this title as the "Commission"). The purposes of the Commission are to study the laws relating to the financing of political activity and to report and recommend legislation to reform those laws.

**SEC. 402. MEMBERSHIP OF COMMISSION.**

(a) COMPOSITION.—The Commission shall be composed of 12 members appointed within 15 days after the date of the enactment of this Act by the President from among individuals who are not incumbent Members of Congress and who are specially qualified to serve on the Commission by reason of education, training, or experience.

(b) APPOINTMENT.—

(1) IN GENERAL.—Members shall be appointed as follows:

(A) 3 members (one of whom shall be a political independent) shall be appointed from among a list of nominees submitted by the Speaker of the House of Representatives.

(B) 3 members (one of whom shall be a political independent) shall be appointed from among a list of nominees submitted by the majority leader of the Senate.

(C) 3 members (one of whom shall be a political independent) shall be appointed from among a list of nominees submitted by the minority leader of the House of Representatives.

(D) 3 members (one of whom shall be a political independent) shall be appointed from among a list of nominees submitted by the minority leader of the Senate.

(2) FAILURE TO SUBMIT LIST OF NOMINEES.—If an official described in any of the subparagraphs of paragraph (1) fails to submit a list of nominees to the President during the 15-day period which begins on the date of the enactment of this Act—

(A) such subparagraph shall no longer apply; and

(B) the President shall appoint 3 members (one of whom shall be a political independent) who meet the requirements described in subsection (a) and such other criteria as the President may apply.

(3) POLITICAL INDEPENDENT DEFINED.—In this subsection, the term "political independent" means an individual who at no time after January 1992—

(A) has held elective office as a member of the Democratic or Republican party;

(B) has received any wages or salary from the Democratic or Republican party or from a Democratic or Republican party officeholder or candidate; or

(C) has provided substantial volunteer services or made any substantial contribution to the Democratic or Republican party or to a Democratic or Republican party officeholder or candidate.

(c) CHAIRMAN.—At the time of the appointment, the President shall designate one member of the Commission as Chairman of the Commission

(d) TERMS.—The members of the Commission shall serve for the life of the Commission.

(e) VACANCIES.—A vacancy in the Commission shall be filled in the manner in which the original appointment was made.

(f) POLITICAL AFFILIATION.—Not more than 4 members of the Commission may be of the same political party.

**SEC. 403. POWERS OF COMMISSION.**

(a) HEARINGS.—The Commission may, for the purpose of carrying out this title, hold hearings, sit and act at times and places, take testimony, and receive evidence as the Commission considers appropriate. In car-

rying out the preceding sentence, the Commission shall ensure that a substantial number of its meetings are open meetings, with significant opportunities for testimony from members of the general public.

(b) QUORUM.—Seven members of the Commission shall constitute a quorum, but a lesser number may hold hearings. The approval of at least 9 members of the Commission is required when approving all or a portion of the recommended legislation. Any member of the Commission may, if authorized by the Commission, take any action which the Commission is authorized to take under this section.

**SEC. 404. ADMINISTRATIVE PROVISIONS.**

(a) PAY AND TRAVEL EXPENSES OF MEMBERS.—(1) Each member of the Commission shall be paid at a rate equal to the daily equivalent of the annual rate of basic pay payable for level IV of the Executive Schedule under section 5315 of title 5, United States Code, for each day (including travel time) during which the member is engaged in the actual performance of duties vested in the Commission.

(2) Members of the Commission shall receive travel expenses, including per diem in lieu of subsistence, in accordance with sections 5702 and 5703 of title 5, United States Code.

(b) STAFF DIRECTOR.—The Commission shall, without regard to section 5311(b) of title 5, United States Code, appoint a staff director, who shall be paid at the rate of basic pay payable for level IV of the Executive Schedule under section 5315 of title 5, United States Code.

(c) STAFF OF COMMISSION; SERVICES.—

(1) IN GENERAL.—When the approval of the Commission, the staff director of the Commission may appoint and fix the pay of additional personnel. The Director may make such appointments without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and any personnel so appointed may be paid without regard to the provisions of chapter 51 and subchapter III of chapter 53 of that title relating to classification and General Schedule pay rates, except that an individual so appointed may not receive pay in excess of the maximum annual rate of basic pay payable for grade GS-15 of the General Schedule under section 5332 of title 5, United States Code.

(2) EXPERTS AND CONSULTANTS.—The Commission may procure by contract the temporary or intermittent services of experts or consultants pursuant to section 3109 of title 5, United States Code.

**SEC. 405. REPORT AND RECOMMENDED LEGISLATION.**

(a) REPORT.—Not later than the expiration of the 180-day period which begins on the date on which the second session of the One Hundred Fifth Congress adjourns sine die, the Commission shall submit to the President, the Speaker and minority leader of the House of Representatives, and the majority and minority leader of the Senate a report of the activities of the Commission.

(b) RECOMMENDATIONS; DRAFT OF LEGISLATION.—The report under subsection (a) shall include any recommendations for changes in the laws (including regulations) governing the financing of political activity (taking into account the provisions of this Act and the amendments made by this Act), including any changes in the rules of the Senate or the House of Representatives, to which 9 or more members of the Commission may agree, together with drafts of—

(1) any legislation (including technical and conforming provisions) recommended by the Commission to implement such recommendations; and

(2) any proposed amendment to the Constitution recommended by the Commission

as necessary to implement such recommendations, except that if the Commission includes such a proposed amendment in its report, it shall also include recommendations (and drafts) for legislation which may be implemented prior to the adoption of such proposed amendment.

(c) GOALS OF RECOMMENDATIONS AND LEGISLATION.—In making recommendations and preparing drafts of legislation under this section, the Commission shall consider the following to be its primary goals:

(1) Encouraging fair and open Federal elections which provide voters with meaningful information about candidates and issues.

(2) Eliminating the disproportionate influence of special interest financing of Federal elections.

(3) Creating a more equitable electoral system for challengers and incumbents.

**SEC. 406. EXPEDITED CONGRESSIONAL CONSIDERATION OF LEGISLATION.**

(a) IN GENERAL.—If any legislation is introduced the substance of which implements a recommendation of the Commission submitted under section 05(b) (including a joint resolution proposing an amendment to the Constitution), subject to subsection (b), the provisions of section 2908 (other than subsection (a)) of the Defense Base Closure and Realignment Act of 1990 shall apply to the consideration of the legislation in the same manner as such provisions apply to a joint resolution described in section 2908(a) of such Act.

(b) SPECIAL RULES.—For purposes of applying subsection (a) with respect to such provisions, the following rules shall apply:

(1) Any reference to the Committee on Armed Services of the House of Representatives shall be deemed a reference to the Committee on House Oversight of the House of Representatives and any reference to the Committee on Armed Services of the Senate shall be deemed a reference to the Committee on Rules and Administration of the Senate.

(2) Any reference to the date on which the President transmits a report shall be deemed a reference to the date on which the recommendation involved is submitted under section 05(b).

(3) Notwithstanding subsection (d)(2) of section 2908 of such Act—

(A) debate on the legislation in the House of Representatives, and on all debatable motions and appeals in connection with the legislation, shall be limited to not more than 10 hours, divided equally between those favoring and those opposing the legislation;

(B) debate on the legislation in the Senate, and on all debatable motions and appeals in connection with the legislation, shall be limited to not more than 10 hours, divided equally between those favoring and those opposing the legislation; and

(C) debate in the Senate on any single debatable motion and appeal in connection with the legislation shall be limited to not more than 1 hour, divided equally between the mover and the manager of the bill (except that in the event the manager of the bill is in favor of any such motion or appeal, the time in opposition thereto shall be controlled by the minority leader or his designee), and the majority and minority leader may each allot additional time from time under such leader's control to any Senator during the consideration of any debatable motion or appeal.

**SEC. 407. TERMINATION.**

The Commission shall cease to exist 90 days after the date of the submission of its report under section 05.

**SEC. 408. AUTHORIZATION OF APPROPRIATIONS.**

There are authorized to be appropriated to the Commission such sums as are necessary to carry out its duties under this title.

It was decided in the affirmative ..... Yea..... 325  
Nays ..... 78  
Answered present 1

¶61.13 [Roll No. 250] AYES—325

Abercrombie	Ewing	Maloney (CT)
Ackerman	Farr	Maloney (NY)
Aderholt	Fattah	Manton
Allen	Fawell	Manzullo
Andrews	Fazio	Markey
Baesler	Filner	Mascara
Baldacci	Foley	Matsui
Barcia	Forbes	McCarthy (MO)
Barrett (NE)	Ford	McCarthy (NY)
Barrett (WI)	Fox	McGovern
Bartlett	Franks (NJ)	McHale
Barton	Frelinghuysen	McHugh
Bass	Frost	McInnis
Becerra	Furse	McIntosh
Bentsen	Galleghy	McIntyre
Bereuter	Ganske	McKinney
Berman	Gejdenson	Meehan
Berry	Gibbons	Meek (FL)
Bilbray	Gilchrest	Menendez
Bilirakis	Gillmor	Metcalf
Bishop	Gilman	Mica
Blagojevich	Goode	Millender
Bliley	Goodlatte	McDonald
Blumenauer	Gordon	Miller (CA)
Boehlert	Goss	Minge
Bonior	Graham	Mink
Bono	Greenwood	Mokaley
Borski	Gutierrez	Moran (VA)
Boswell	Hall (OH)	Myrick
Boucher	Hall (TX)	Nadler
Boyd	Hamilton	Neal
Brady (PA)	Harman	Nethercutt
Brown (CA)	Hastings (WA)	Ney
Brown (FL)	Hefner	Norwood
Brown (OH)	Herger	Nussle
Bryant	Hill	Oliver
Burr	Hillery	Ortiz
Calvert	Hilliard	Owens
Camp	Hinchey	Packard
Campbell	Hinojosa	Pallone
Capps	Hobson	Pappas
Cardin	Hoekstra	Pascrell
Carson	Holden	Pastor
Castle	Hooley	Payne
Chabot	Horn	Pease
Chambliss	Houghton	Pelosi
Christensen	Hoyer	Peterson (MN)
Clay	Hunter	Peterson (PA)
Clayton	Hyde	Petri
Clement	Inglis	Pickett
Clyburn	Istook	Porter
Coble	Jackson (IL)	Portman
Condit	Jackson-Lee	Poshard
Conyers	(TX)	Price (NC)
Cook	Jefferson	Pryce (OH)
Costello	Jenkins	Quinn
Cox	John	Rahall
Coyne	Johnson (WI)	Ramstad
Cramer	Johnson, E. B.	Rangel
Crapo	Jones	Redmond
Cummings	Kanjorski	Regula
Cunningham	Kaptur	Riggs
Danner	Kelly	Riley
Davis (FL)	Kennedy (RI)	Rivers
Davis (IL)	Kildee	Rodriguez
Davis (VA)	Kilpatrick	Roemer
Deal	Kim	Rogers
DeFazio	Kind (WI)	Rohrabacher
DeGette	Kingston	Ros-Lehtinen
Delahunt	Klecza	Roukema
DeLauro	Klink	Roybal-Allard
Deutsch	Knollenberg	Royce
Diaz-Balart	Kolbe	Rush
Dickey	Kucinich	Ryun
Dicks	LaFalce	Sanchez
Dingell	LaHood	Sanders
Dixon	Lampson	Sandlin
Doggett	Lantos	Sanford
Dooley	Largent	Sawyer
Doyle	Latham	Saxton
Dreier	LaTourrette	Scarborough
Duncan	Lazio	Schumer
Dunn	Leach	Scott
Edwards	Lee	Sensenbrenner
Ehlers	Levin	Serrano
Ehrlich	Lipinski	Shaw
Emerson	Livingston	Shays
Engel	LoBiondo	Sherman
Ensign	Lofgren	Shimkus
Eshoo	Lowey	Shuster
Etheridge	Lucas	Sisisky
Evans	Luther	Skaggs