

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

NAYS—48

Andrews	Johnson (WI)	Ramstad
Barr	Kind (WI)	Roemer
Barrett (WI)	Klecza	Rohrabacher
Berry	Kucinich	Royce
Campbell	Lofgren	Sabo
Chabot	Lowe	Salmon
Chenoweth	McDermott	Sanford
Collins	Meehan	Scarborough
Crane	Menendez	Sensenbrenner
Doggett	Moran (VA)	Shadegg
Dooley	Nadler	Stark
Ensign	Oberstar	Stearns
Frank (MA)	Obey	Stump
Franks (NJ)	Paul	Sununu
Hall (TX)	Petri	Taylor (MS)
Hefley	Portman	Tierney

NOT VOTING—12

Cannon	Ford	McDade
Dingell	Gonzalez	Miller (CA)
Doyle	Hamilton	Northup
Emerson	Markey	Slaughter

So the bill was passed.

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

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

64.20 FURTHER MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate agrees to the report of the Committee of Conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2646) "An Act to amend the Internal Revenue Code of 1986 to allow tax-free expenditures from education individual retirement accounts for elementary and secondary school expenses, to increase the maximum annual amount of contributions to such accounts, and for other purposes."

64.21 PROVIDING FOR THE CONSIDERATION OF H.R. 4103

Mr. GOSS, by direction of the Committee on Rules, called up the following resolution (H. Res. 484):

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. 4103) making appropriations for the Department of Defense for the fiscal year ending September 30, 1999, and for other purposes. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with clause 2(l)(6) of rule XI, clause 7 of rule XXI, or section 306 of the Congressional Budget Act of 1974 are waived. 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 Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. The amendments printed in the report of the Committee on Rules accompanying this resolution shall be con-

sidered as adopted in the House and in the Committee of the Whole. Points of order against provisions in the bill, as amended, for failure to comply with clause 2 or 6 of rule XXI are waived. During consideration of the bill for further amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. Amendments so printed 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. Consideration of section 8106 for amendment under the five-minute rule shall not exceed one hour. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such amendments as may have been adopted. 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. GOSS, 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. BLUNT, announced that the yeas had it.

Mr. FROST objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas ..... 221  
Nays ..... 201

64.22 [Roll No. 265] YEAS—221

Aderholt	Canady	Everett
Archer	Castle	Ewing
Armey	Chabot	Foley
Bachus	Chambliss	Forbes
Baker	Chenoweth	Fossella
Ballenger	Christensen	Fowler
Barr	Coble	Fox
Barrett (NE)	Coburn	Franks (NJ)
Bartlett	Collins	Frelinghuysen
Barton	Combest	Galleghy
Bass	Cook	Ganske
Bateman	Cooksey	Gekas
Billbray	Cox	Gibbons
Bilirakis	Crane	Gilchrest
Bliley	Crapo	Gillmor
Blunt	Cubin	Gilman
Boehkert	Cunningham	Goodlatte
Boehner	Davis (VA)	Goodling
Bonilla	Deal	Goss
Bono	DeLay	Graham
Brady (TX)	Diaz-Balart	Granger
Bryant	Dickey	Greenwood
Bunning	Doolittle	Gutknecht
Burr	Dreier	Hansen
Burton	Duncan	Hastert
Buyer	Dunn	Hastings (WA)
Callahan	Ehlers	Hayworth
Calvert	Ehrlich	Hefley
Camp	Emerson	Herger
Campbell	English	

Hill	Miller (FL)	Schaefer, Dan
Hilleary	Mink	Schaffer, Bob
Hobson	Moran (KS)	Sensenbrenner
Hoekstra	Morella	Sessions
Horn	Myrick	Shadegg
Hostettler	Nethercutt	Shaw
Houghton	Neumann	Shays
Hulshof	Ney	Shimkus
Hunter	Northup	Shuster
Hyde	Norwood	Skeen
Inglis	Nussle	Smith (MI)
Istook	Oxley	Smith (NJ)
Jenkins	Packard	Smith (OR)
Johnson (CT)	Pappas	Smith (TX)
Johnson, Sam	Parker	Smith, Linda
Jones	Paul	Snowbarger
Kasich	Paxon	Souder
Kelly	Pease	Spence
Kim	Peterson (PA)	Stearns
King (NY)	Petri	Stump
Kingston	Pickering	Sununu
Klug	Pitts	Talent
Knollenberg	Pombo	Tauzin
Kolbe	Porter	Taylor (NC)
LaHood	Portman	Thomas
Largent	Pryce (OH)	Thornberry
Latham	Quinn	Thune
LaTourette	Radanovich	Tiahrt
Lazio	Ramstad	Trafigant
Leach	Redmond	Upton
Lewis (CA)	Regula	Walsh
Lewis (KY)	Riggs	Wamp
Linder	Riley	Watkins
Livingston	Rogan	Watts (OK)
LoBiondo	Rogers	Weldon (FL)
Lucas	Rohrabacher	Weldon (PA)
McCollum	Ros-Lehtinen	Weller
McCrery	Roukema	White
McHugh	Royce	Whitfield
McInnis	Ryun	Wicker
McIntosh	Salmon	Wolf
McKeon	Sanford	Young (AK)
Metcalf	Saxton	Young (FL)
Mica	Scarborough	

NAYS—201

Abercrombie	Evans	Maloney (CT)
Ackerman	Farr	Maloney (NY)
Allen	Fattah	Manton
Andrews	Fazio	Manzullo
Baldacci	Filner	Martinez
Barcia	Ford	Mascara
Barrett (WI)	Frank (MA)	Matsui
Becerra	Frost	McCarthy (MO)
Bentsen	Furse	McCarthy (NY)
Bereuter	Gejdenson	McDermott
Berman	Gephardt	McGovern
Berry	Goode	McHale
Bishop	Gordon	McIntyre
Blagojevich	Green	McKinney
Blumenauer	Gutierrez	McNulty
Bonior	Hall (OH)	Meehan
Borski	Hall (TX)	Meek (FL)
Boswell	Harman	Meeks (NY)
Boucher	Hastings (FL)	Menendez
Boyd	Hefner	Millender
Brady (PA)	Hilliard	McDonald
Brown (CA)	Hinchev	Miller (CA)
Brown (FL)	Hinojosa	Minge
Brown (OH)	Holden	Moakley
Capps	Hooley	Mollohan
Cardin	Hoyer	Moran (VA)
Carson	Jackson (IL)	Murtha
Clay	Jackson-Lee	Nadler
Clayton	(TX)	Neal
Clement	Jefferson	Oberstar
Clyburn	John	Obey
Condit	Johnson (WI)	Olver
Conyers	Johnson, E.B.	Ortiz
Costello	Kanjorski	Owens
Coyne	Kaptur	Pallone
Cramer	Kennedy (MA)	Pascrell
Cummings	Kennedy (RI)	Pastor
Danner	Kennelly	Payne
Davis (FL)	Kildee	Pelosi
Davis (IL)	Kilpatrick	Peterson (MN)
DeFazio	Kind (WI)	Pickett
DeGette	Klecza	Pomeroy
Delahunt	Klink	Poshard
DeLauro	Kucinich	Price (NC)
Deutsch	LaFalce	Rahall
Dicks	Lampson	Rangel
Dixon	Lantos	Reyes
Doggett	Lee	Rivers
Dooley	Levin	Rodriguez
Doyle	Lewis (GA)	Roemer
Edwards	Lipinski	Rothman
Engel	Lofgren	Roybal-Allard
Eshoo	Lowe	Rush
Etheridge	Luther	Sabo

Sanchez	Stabenow	Turner
Sanders	Stark	Velazquez
Sandlin	Stenholm	Vento
Sawyer	Stokes	Visclosky
Schumer	Strickland	Waters
Scott	Stupak	Watt (NC)
Serrano	Tanner	Waxman
Sherman	Tauscher	Wexler
Sisisky	Taylor (MS)	Weygand
Skaggs	Thompson	Wise
Skelton	Thurman	Woolsey
Smith, Adam	Tierney	Wynn
Snyder	Torres	Yates
Spratt	Towns	

NOT VOTING—11

Baesler	Gonzalez	McDade
Cannon	Hamilton	Slaughter
Dingell	Hutchinson	Solomon
Fawell	Markey	

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.

¶64.23 PROVIDING FOR THE CONSIDERATION OF H.R. 4112

Mr. GOSS, by direction of the Committee on Rules, reported (Rept. No. 105-601) the resolution (H. Res. 489) providing for the consideration of the bill (H.R. 4112) making appropriations for the Legislative Branch for the fiscal year ending September 30, 1999, and for other purposes.

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

¶64.24 WAIVING POINTS OF ORDER AGAINST THE CONFERENCE REPORT TO ACCOMPANY H.R. 2676

Mr. GOSS, by direction of the Committee on Rules, reported (Rept. No. 105-602) the resolution (H. Res. 490) waiving points of order against the conference report to accompany the bill (H.R. 2676) to amend the Internal Revenue Code of 1986 to restructure and reform the Internal Revenue Service, and for other purposes.

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

¶64.25 PROVIDING FOR THE CONSIDERATION OF A CONCURRENT RESOLUTION—ADJOURNMENT OF THE TWO HOUSES

Mr. GOSS, by direction of the Committee on Rules, reported (Rept. No. 105-603) the resolution (H. Res. 491) providing for the consideration of the concurrent resolution (H. Con. Res. 297) providing for adjournment of the House and Senate for the Independence Day district work period.

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

¶64.26 DOD APPROPRIATIONS

The SPEAKER pro tempore, Mr. BLUNT, pursuant to House Resolution 484 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. 4103) making appropriations for the Department of Defense for the fiscal year ending September 30, 1999, and for other purposes.

The SPEAKER pro tempore, Mr. BLUNT, by unanimous consent, designated Mr. CAMP as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. SMITH of New Jersey, assumed the Chair.

When Mr. CAMP, Chairman, pursuant to House Resolution 484, reported the bill, as amended pursuant to said resolution, back to the House with further sundry amendments adopted by the Committee.

The previous question having been ordered by said resolution.

Pursuant to House Resolution 484, the following amendments, printed in House Report 105-596, were considered as adopted.

On pages 106 and 107 of the bill: Strike all the text beginning on page 106, line 1, through page 107, the end of line 23 (Section 8105 in its entirety), and replace in lieu thereof the following:

SEC. 8105. Of the amounts made available in title II of this Act under the heading "Operation and Maintenance, Navy", \$20,000,000 is available only for emergency and extraordinary expenses associated with the accident involving a United States Marine Corps A-6 aircraft on February 3, 1998, near Cavalese, Italy: *Provided*, That these funds shall remain available until expended: *Provided further*, That notwithstanding any other provision of law, the funds made available by this section shall be available only for payments to persons, communities, or other entities in Italy only for reimbursement for damages resulting from the expenses associated with the accident involving a United States Marine Corps A-6 aircraft on February 3, 1998, near Cavalese, Italy: *Provided further*, That notwithstanding any other provision of law, funds made available under this section may be used to rebuild or replace the funicular system in Cavalese destroyed on February 3, 1998 by that aircraft: *Provided further*, That any amount paid to any individual or entity from the amount appropriated under this section shall be credited against any amount subsequently determined to be payable to that individual or entity under chapter 163 of title 10, United States Code, section 127 of that title, or any other authority provided by law for administrative settlement of claims against the United States with respect to damages arising from the accident described in this section: *Provided further*, That payment of an amount under this section shall not be considered to constitute a statement of legal liability on the part of the United States or otherwise to prejudice any judicial proceeding or investigation arising from the accident described in this section.

On pages 108, 109, and 110 of the bill: Strike all the text beginning on page 108, line 6, through the end of line 3, page 110.

On page 110 of the bill: On page 110, line 4, redesignate Section 9001 as Section 8107.

On page 114 of the bill: On page 114, line 4, redesignate Section 9002 as Section 8108.

At the end of title VIII (page , after line ), insert the following new section:

Sec. .During the current fiscal year and hereafter, no funds appropriated or otherwise available to the Department of Defense may be used to award a contract to, extend a contract with, or approve the award of a subcontract to any person who within the preceding 15 years has been convicted under section 704 of title 18, United States Code, of the unlawful manufacture or sale of the Congressional Medal of Honor.

The following amendments, reported from the Committee of the Whole

House on the state of the Union, were agreed to:

At the end of the bill (preceding the short title), insert the following:

SEC. \_\_\_\_ .None of the funds appropriated or otherwise made available by this Act may be used for the transportation into the United States of polychlorinated biphenyls manufactured outside the United States and owned by the Department of Defense except as provided for in section 6(e) of the Toxic Substances Control Act (15 U.S.C. 2605(e)).

At the end of title VIII (page \_\_\_\_, after line \_\_\_\_), insert the following new section:

SEC. .None of the funds appropriated or otherwise made available by this Act may be used to enter into or renew a contract with any company owned, or partially owned, by the People's Republic of China or the People's Liberation Army of the People's Republic of China.

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,  
Will the House pass said bill?

The SPEAKER pro tempore, Mr. SMITH of New Jersey, announced that pursuant to clause 7 of rule XV the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas ..... 358  
affirmative ..... } Nays ..... 61

¶64.27 [Roll No. 266] YEAS—358

Abercrombie	Chenoweth	Fox
Ackerman	Christensen	Frost
Aderholt	Clay	Galleghy
Allen	Clayton	Ganske
Andrews	Clement	Gejdenson
Archer	Clyburn	Gekas
Army	Coble	Gephardt
Bachus	Coburn	Gibbons
Baker	Collins	Gilchrist
Baldacci	Combest	Gillmor
Ballenger	Condit	Gilman
Barcia	Cook	Goode
Barr	Cooksey	Goodlatte
Barrett (NE)	Costello	Goodling
Bartlett	Cox	Gordon
Barton	Cramer	Goss
Bass	Crapo	Graham
Bateman	Cubin	Granger
Bentsen	Cummings	Green
Bereuter	Cunningham	Greenwood
Berman	Danner	Gutknecht
Bilbray	Davis (FL)	Hall (OH)
Bilirakis	Davis (VA)	Hall (TX)
Bishop	Deal	Hansen
Blagojevich	DeGette	Harman
Bliley	DeLauro	Hastert
Blumenauer	DeLay	Hastings (FL)
Blunt	Diaz-Balart	Hastings (WA)
Boehlert	Dickey	Hayworth
Boehner	Dicks	Hefley
Bonilla	Dixon	Hefner
Bonior	Dooley	Herger
Bono	Doolittle	Hill
Borski	Doyle	Hilleary
Boswell	Dreier	Hilliard
Boucher	Duncan	Hinojosa
Boyd	Dunn	Hobson
Brady (PA)	Edwards	Holden
Brady (TX)	Ehrlich	Horn
Brown (FL)	Emerson	Hostettler
Bryant	Engel	Houghton
Bunning	English	Hoyer
Burr	Ensign	Hulshof
Burton	Eshoo	Hunter
Buyer	Etheridge	Hutchinson
Callahan	Evans	Hyde
Calvert	Everett	Inglis
Camp	Ewing	Istook
Canady	Farr	Jackson-Lee
Cannon	Fawell	(TX)
Capps	Fazio	Jefferson
Cardin	Foley	Jenkins
Carson	Forbes	John
Castle	Ford	Johnson (CT)
Chabot	Fossella	Johnson, E. B.
Chambliss	Fowler	Johnson, Sam