onics Computers, as Installed in, but not Limited to, Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB–145 Series Airplanes [Docket No. 98–NM–142–AD; Amendment 39–10979; AD 99–01–14] (RIN: 2120–AA64) received January 27, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

516. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Airbus Model A340–211, –212, –213, –311, –312, and –313 Series Airplanes [Docket No. 98–NM–297–AD; Amendment 39–10980; AD 99–01–15] (RIN: 2120–AA64) received January 27, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

517. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Airbus Model A319, A320, and A321 Series Airplanes [Docket No. 98–NM–07–AD; Amendment 39–10978; AD 99–01–13] (RIN: 2120–AA64) received January 27, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶9.3 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Sherman Williams, one of his secretaries.

¶9.4 PROVIDING FOR THE CONSIDERATION OF H.R. 391

Mr. REYNOLDS, by direction of the Committee on Rules, called up the following resolution (H. Res. 42):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 391) to amend chapter 35 of title 44, United States Code, for the purpose of facilitating compliance by small businesses with certain Federal paperwork requirements, to establish a task force to examine the feasibility of streamlining paperwork requirements applicable to small businesses, 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 section 303 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 Government Reform. After general debate the bill shall be considered for amendment under the five-minute rule. The bill shall be considered as read. During consideration of the bill for 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 8 of rule XVIII. 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. 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. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered. After debate,

On motion of Mr. REYNOLDS, 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.

¶9.5 SMALL BUSINESS PAPERWORK REDUCTION ACT AMENDMENTS OF 1999

The SPEAKER pro tempore, Mr. HASTINGS of Washington, pursuant to House Resolution 42 and rule XVIII, 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. 391) to amend chapter 35 of title 44, United States Code, for the purpose of facilitating compliance by small businesses with certain Federal paperwork requirements, to establish a task force to examine the feasibility of streamlining paperwork requirements applicable to small businesses, and for other purposes.

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

¶9.6 RECORDED VOTE

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

Page 4, strike line 1 and all that follows through page 6, line 24, and insert the following:

''(B) establish a policy or program for eliminating, delaying, and reducing civil fines in appropriate circumstances for first-time violations by small entities (as defined in section 601 of title 5, United States Code) of requirements regarding collection of information. Such policy or program shall take into account—

''(i) the nature and seriousness of the violation, including whether the violation was technical or inadvertent, involved willful or criminal conduct, or has caused or threatens to cause harm to—

''(I) the health and safety of the public;

''(II) consumer, investor, worker, or pension protections; or

''(III) the environment;

''(ii) whether there has been a demonstration of good faith effort by the small entity to comply with applicable laws, and to remedy the violation within the shortest practicable period of time;

''(iii) the previous compliance history of the small entity, including whether the entity, its owner or owners, or its principal officers have been subject to past enforcement actions;

''(iv) whether the small entity has obtained a significant economic benefit from the violation; and

(v) any other factors considered relevant by the head of the agency;

''(C) not later than 6 months after the date of the enactment of the Small Business Paperwork Reduction Act Amendments of 1999, revise the policies of the agency to implement subparagraph (B); and

''(D) not later than 6 months after the date of the enactment of such Act, submit to the Committee on Government Reform of the House of Representatives and the Committee on Governmental Affairs of the Senate a report that describes the policy or program implemented under subparagraph (B).

''(2) For purposes of paragraphs (1)(B) through (1)(D), the term 'agency' does not include the Internal Revenue Service.''.

It was decided in the negative { Yeas ..... 210 / Nays ..... 214 }

¶9.7 [Roll No. 19]

AYES—210

Abercrombie	Green (TX)	Oberstar
Ackerman	Gutierrez	Obey
Allen	Hall (OH)	Olver
Andrews	Hastings (FL)	Ortiz
Baird	Hill (IN)	Owens
Baldacci	Hilliard	Pallone
Baldwin	Hinchey	Pascrell
Barcia	Hinojosa	Pastor
Barrett (WI)	Hoeffel	Payne
Becerra	Holden	Pelosi
Bentsen	Holt	Peterson (MN)
Berkley	Hooley	Phelps
Berman	Hoyer	Pickett
Berry	Inslee	Pomeroy
Bilbray	Jackson (IL)	Price (NC)
Bishop	Jackson-Lee (TX)	Quinn
Blagojevich	Jefferson	Rahall
Blumenauer	Johnson (CT)	Rangel
Boehlert	Johnson, E.B.	Reyes
Bonior	Jones (OH)	Rivers
Borski	Kanjorski	Rodriguez
Boswell	Kaptur	Roemer
Boucher	Kennedy	Ros-Lehtinen
Brady (PA)	Kildee	Rothman
Brown (CA)	Kilpatrick	Roybal-Allard
Brown (FL)	Kind (WI)	Sabo
Brown (OH)	King (NY)	Sanchez
Capps	Kleczka	Sanders
Capuano	Klink	Sandlin
Cardin	Kucinich	Sawyer
Carson	LaFalce	Schakowsky
Chabot	Lampson	Scott
Clay	Larson	Serrano
Clayton	Lazio	Shays
Clement	Lee	Sherman
Clyburn	Levin	Shows
Condit	Lewis (GA)	Skelton
Conyers	Lipinski	Slaughter
Costello	Lowey	Smith (WA)
Coyne	Lucas (KY)	Snyder
Crowley	Luther	Spratt
Cummings	Maloney (CT)	Stabenow
Davis (FL)	Markey	Stark
Davis (IL)	Martinez	Strickland
DeFazio	Mascara	Stupak
DeGette	Matsui	Tanner
Delahunt	McCarthy (MO)	Tauscher
DeLauro	McCarthy (NY)	Thompson (CA)
Deutsch	McDermott	Thompson (MS)
Diaz-Balart	McGovern	Thurman
Dicks	McIntyre	Tierney
Dingell	McKinney	Towns
Dixon	McNulty	Traficant
Doggett	Meehan	Turner
Dooley	Meek (FL)	Udall (CO)
Doyle	Meeks (NY)	Udall (NM)
Edwards	Menendez	Velazquez
Engel	Millender-McDonald	Vento
Eshoo	Miller, George	Visclosky
Etheridge	Minge	Waters
Evans	Mink	Watt (NC)
Farr	Moakley	Waxman
Fattah	Moore	Weiner
Filner	Moran (VA)	Weldon (PA)
Ford	Morella	Wexler
Frank (MA)	Murtha	Weygand
Frost	Nadler	Wise
Gephardt	Napolitano	Woolsey
Gilman	Neal	Wu
Gonzalez		Wynn
Gordon		

NOES—214

Aderholt	Barr	Bereuter
Archer	Barrett (NE)	Biggert
Armey	Bartlett	Bilirakis
Bachus	Barton	Bliley
Baker	Bass	Blunt
Ballenger	Bateman	Boehner