

Rangel	Royce	Watkins
Reyes	Rush	Waxman
Rogan	Salmon	Weller
Rogers	Taylor (NC)	Young (AK)
Roybal-Allard	Towns	

So the Journal was approved.

### 113.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XIV, were referred as follows:

749. A letter from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting the Department's final rule—Sweet Onions Grown in the Walla Walla Valley of Southeast Washington and Northeast Oregon; Order Amending Marketing Agreement and Order No. 956 [Docket Nos. 98AMA-FV-956-1; FV98-956-1] received February 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

750. A letter from the Administrator, Agricultural Marketing Service, Department of Agriculture, transmitting the Department's final rule—Milk in the Nebraska-Western Iowa Marketing Area; Suspension of Certain Provisions of the Order [DA-98-10] received February 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

751. A letter from the Administrator, Grain Inspection, Packers and Stockyards Administration, Department of Agriculture, transmitting the Department's final rule—Fees for Rice Inspection (RIN: 0580-AA67) received February 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

752. A letter from the Administrator, Farm Service Agency, Department of Agriculture, transmitting the Department's final rule—Small Hog Operation Payment Program (RIN: 0560-AF70) received February 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

753. A letter from the General Counsel, Federal Emergency Management Agency, transmitting the Agency's final rule—List of Communities Eligible for the Sale of Flood Insurance [Docket No. FEMA-7706] received February 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

754. A letter from the Acting Assistant General Counsel for Regulations, Department of Education, transmitting the Department's final rule—Impact Aid—received February 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

755. A letter from the Deputy Executive Director and Chief Operating Officer, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule—Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing Benefits—received February 8, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and the Workforce.

756. A letter from the Director, Regulations Management and Policy Staff, FDA, Food and Drug Administration, transmitting the Administration's final rule—Standards for Animal Food and Food Additives in Standardized Animal Food [Docket No. 95N-0313] received February 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

757. A letter from the Director, Regulations Policy and Management Staff, FDA, Food and Drug Administration, transmitting the Administration's final rule—Laxative Drug Products for Over-the-Counter Human Use [Docket No. 78N-036L] (RIN: 0910-AA01) received February 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

758. A communication from the President of the United States, transmitting an Agreement Between the Government of the United States of America and the Government of the Russian Federation extending the Agreement on Mutual Fisheries Relations of May 31, 1988, with annex, as amended and extended, pursuant to 16 U.S.C. 1823(a); (H. Doc. No. 106-31); to the Committee on Resources and ordered to be printed.

759. A letter from the Acting Director, Office of Sustainable Fisheries, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Northeastern United States; Summer Flounder, Scup, and Black Sea Bass Fisheries; Summer Flounder Commercial Quota Transfer from North Carolina to Virginia [I.D. 010699B] received February 22, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

760. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Raytheon Aircraft Company Models B300 and B300C Airplanes [Docket No. 97-CE-16-AD; Amendment 39-11008; AD 99-02-16] (RIN: 2120-AA64) received February 3, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

761. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Bell Helicopter Textron, Inc. Model 205A-1 and 205B Helicopters [Docket No. 98-SW-21-AD; Amendment 39-11011; AD 98-11-14] (RIN: 2120-AA64) received February 3, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

762. A letter from the Chief, Regulations Branch, Customs Service, transmitting the Service's final rule—Establishment of Port of Entry in Fort Myers, Florida [T.D. 99-9] received February 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

763. A letter from the Chief, Regulations Branch, Customs Service, transmitting the Service's final rule—Foreign-Based Commercial Motor Vehicles in International Traffic (T.D. 99-10) (RIN: 1515-AB88) received February 9, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

764. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Changes in accounting periods and in methods of accounting [Revenue Procedure 99-17] received February 8, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

765. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Low-Income Housing Tax Credit—1999 Calendar Year Resident Population Estimates [Notice 99-10] received February 8, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

766. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—ROTH IRAs [TD 8816] (RIN: 1545-AW62) received February 8, 1999, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

### 113.4 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed a bill of the following title, in which the concurrence of the House is requested:

S. 4. An Act to improve pay and retirement equity for members of the Armed Forces; and for other purposes.

The message also announced that pursuant to the provisions of Public Law 99-93, as amended by Public Law 99-151, the Chair, on behalf of the Vice President, appoints the following Senators as members of the United States Senate Caucus on International Narcotics Control—

the Senator from Iowa (Mr. GRASSLEY), Chairman;

the Senator from Ohio (Mr. DEWINE);

the Senator from Michigan (Mr. ABRAHAM); and

the Senator from Alabama (Mr. SESSIONS).

### 113.5 COMMUNICATION FROM THE CLERK—CERTIFICATE OF ELECTION

The SPEAKER laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, February 25, 1999.

Hon. J. DENNIS HASTERT,  
*The Speaker, House of Representatives,*  
Washington, DC.

DEAR MR. SPEAKER: I have the honor to transmit herewith a facsimile copy of a letter received from Linda W. Beazley, Director, Elections Division, Office of the Georgia Secretary of State, indicating that, according to the unofficial returns for the election held February 23, 1999, the Honorable Johnny Isakson was elected Representative in Congress for the Sixth Congressional District, State of Georgia.

With best wishes, I am

Sincerely,

JEFF TRANDAHL,  
Clerk.

### 113.6 ORDER OF BUSINESS—SWEARING IN OF MEMBER-ELECT

On motion of Mr. ARMEY, by unanimous consent,

*Ordered,* That, notwithstanding the fact that the certificate of election of Mr. Johnny Isakson, 6th District of the State of Georgia, has not been received by the Clerk of the House of Representatives, Mr. ISAKSON be permitted to take the oath of office as prescribed by law, there being no contest and no question with regard to his election.

Mr. ISAKSON then presented himself at the bar of the House and took the oath of office prescribed by law.

### 113.7 PROVIDING FOR THE CONSIDERATION OF H.R. 514

Mr. LINDER, by direction of the Committee on Rules, called up the following resolution (H. Res. 77):

*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. 514) to amend the Communications Act of 1934 to strengthen and clarify prohibitions on electronic eavesdropping, 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 4(a) of rule XIII 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 Commerce. After general debate the bill shall be considered for amendment under the five-minute rule.

Each section of 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 and 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 recommend with or without instructions.

When said resolution was considered. After debate, On motion of Mr. LINDER, 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.

¶13.8 WIRELESS PRIVACY ENHANCEMENT ACT

The SPEAKER pro tempore, Mr. UPTON, pursuant to House Resolution 77 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. 514) to amend the Communications Act of 1934 to strengthen and clarify prohibitions on electronic eavesdropping, and for other purposes. The SPEAKER pro tempore, Mr. UPTON, by unanimous consent, designated Mr. LAHOOD as Chairman of the Committee of the Whole; and after some time spent therein, The SPEAKER pro tempore, Mr. YOUNG of Florida, assumed the Chair. When Mr. LAHOOD, Chairman, pursuant to House Resolution 77, 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:

Page 5, strike lines 14 and 15 and insert the following:  
 (B) by striking "communication and divulge" and inserting "communication, and no person having intercepted such a communication shall intentionally divulge";  
 (4) in the fourth sentence of subsection (a)—  
 (A) by inserting "(A)" after "intercepted, shall"; and  
 (B) by striking "thereof" or "and inserting "thereof; or (B)";

Page 5, line 16, strike "(4)" and insert "(5)".

Page 5, line 21, strike "(5)" and insert "(6)".

Page 6, line 1, strike "(6)" and insert "(7)".

Page 6, line 5, strike "(7)" and insert "(8)".

Page 6, line 10, strike "(8)" and insert "(9)".

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, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. YOUNG of Florida, announced that the yeas had it.

Mr. TAUZIN 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 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 403  
 Nays ..... 3

¶13.9 [Roll No. 28] YEAS—403

- |              |               |                |
|--------------|---------------|----------------|
| Abercrombie  | Clyburn       | Gilchrest      |
| Aderholt     | Coble         | Gillmor        |
| Allen        | Coburn        | Gilman         |
| Andrews      | Collins       | Gonzalez       |
| Archer       | Combest       | Goode          |
| Armey        | Condit        | Goodlatte      |
| Bachus       | Conyers       | Gordon         |
| Baird        | Cook          | Goss           |
| Baker        | Cooksey       | Graham         |
| Baldacci     | Costello      | Granger        |
| Baldwin      | Cox           | Green (TX)     |
| Ballenger    | Coyne         | Green (WI)     |
| Barcia       | Cramer        | Greenwood      |
| Barr         | Crane         | Gutierrez      |
| Barrett (NE) | Crowley       | Gutknecht      |
| Barrett (WI) | Cubin         | Hall (OH)      |
| Bartlett     | Cummings      | Hall (TX)      |
| Barton       | Cunningham    | Hansen         |
| Bass         | Danner        | Hastings (FL)  |
| Bateman      | Davis (FL)    | Hastings (WA)  |
| Becerra      | Davis (IL)    | Hayes          |
| Bentsen      | Deal          | Hayworth       |
| Bereuter     | DeFazio       | Hefley         |
| Berkley      | DeGette       | Herger         |
| Berman       | Delahunt      | Hill (IN)      |
| Berry        | DeLauro       | Hill (MT)      |
| Biggert      | DeLay         | Hilleary       |
| Bilbray      | DeMint        | Hilliard       |
| Bilirakis    | Deutsch       | Hinojosa       |
| Bishop       | Diaz-Balart   | Hobson         |
| Blagojevich  | Dicks         | Hoefel         |
| Bliley       | Dingell       | Hoekstra       |
| Blumenauer   | Dixon         | Holden         |
| Blunt        | Doggett       | Holt           |
| Boehlert     | Dooley        | Hooley         |
| Boehner      | Doolittle     | Horn           |
| Bonilla      | Doyle         | Hostettler     |
| Bono         | Dreier        | Houghton       |
| Borski       | Duncan        | Hoyer          |
| Boswell      | Dunn          | Hulshof        |
| Boucher      | Edwards       | Hunter         |
| Boyd         | Ehlers        | Hutchinson     |
| Brady (PA)   | Ehrlich       | Hyde           |
| Brady (TX)   | Emerson       | Inslee         |
| Brown (CA)   | Engel         | Isakson        |
| Brown (FL)   | English       | Istook         |
| Brown (OH)   | Etheridge     | Jackson (IL)   |
| Bryant       | Evans         | Jackson-Lee    |
| Burr         | Everett       | (TX)           |
| Burton       | Ewing         | Jefferson      |
| Buyer        | Farr          | Jenkins        |
| Callahan     | Fattah        | John           |
| Calvert      | Filner        | Johnson (CT)   |
| Camp         | Fletcher      | Johnson, E. B. |
| Campbell     | Foley         | Johnson, Sam   |
| Canady       | Forbes        | Jones (NC)     |
| Cannon       | Ford          | Jones (OH)     |
| Capuano      | Fossella      | Kanjorski      |
| Cardin       | Fowler        | Kaptur         |
| Carson       | Franks (NJ)   | Kelly          |
| Castle       | Frelinghuysen | Kildee         |
| Chabot       | Frost         | Kilpatrick     |
| Chambliss    | Galleghy      | Kind (WI)      |
| Chenoweth    | Ganske        | King (NY)      |
| Clay         | Gejdenson     | Kingston       |
| Clayton      | Gekas         | Kleczka        |
| Clement      | Gibbons       | Klink          |

- |               |               |               |
|---------------|---------------|---------------|
| Knollenberg   | Norwood       | Sisisky       |
| Kucinich      | Nussle        | Skeen         |
| Kuykendall    | Oberstar      | Skelton       |
| LaFalce       | Obey          | Slaughter     |
| LaHood        | Olver         | Smith (MI)    |
| Lampson       | Ortiz         | Smith (NJ)    |
| Lantos        | Ose           | Smith (TX)    |
| Largent       | Owens         | Smith (WA)    |
| Larson        | Oxley         | Snyder        |
| Latham        | Packard       | Souder        |
| LaTourette    | Pallone       | Spence        |
| Lazio         | Pascrell      | Spratt        |
| Leach         | Pease         | Stabenow      |
| Levin         | Peterson (MN) | Stark         |
| Lewis (CA)    | Peterson (PA) | Stearns       |
| Lewis (GA)    | Petri         | Stenholm      |
| Lewis (KY)    | Phelps        | Strickland    |
| Linder        | Pickering     | Stump         |
| Lipinski      | Pickett       | Stupak        |
| LoBiondo      | Pitts         | Sununu        |
| Lofgren       | Pombo         | Sweeney       |
| Lowe          | Pomeroy       | Talent        |
| Lucas (KY)    | Porter        | Tancredo      |
| Lucas (OK)    | Portman       | Tanner        |
| Luther        | Price (NC)    | Tauscher      |
| Maloney (CT)  | Pryce (OH)    | Tauzin        |
| Maloney (NY)  | Quinn         | Taylor (MS)   |
| Manzullo      | Radanovich    | Taylor (NC)   |
| Markey        | Rahall        | Terry         |
| Martinez      | Ramstad       | Thomas        |
| Mascara       | Rangel        | Thompson (CA) |
| Matsui        | Reynolds      | Thompson (MS) |
| McCarthy (MO) | Riley         | Thornberry    |
| McCarthy (NY) | Rivers        | Thune         |
| McCollum      | Rodriguez     | Thurman       |
| McCrery       | Roemer        | Tiahrt        |
| McGovern      | Rogers        | Tierney       |
| McHugh        | Rohrabacher   | Toomey        |
| McInnis       | Ros-Lehtinen  | Trafficant    |
| McIntosh      | Rothman       | Turner        |
| McIntyre      | Roukema       | Udall (CO)    |
| McKeon        | Roybal-Allard | Udall (NM)    |
| McKinney      | Ryan (WI)     | Upton         |
| McNulty       | Ryun (KS)     | Velazquez     |
| Meehan        | Sabo          | Vento         |
| Meek (FL)     | Salmon        | Visclosky     |
| Menendez      | Sanchez       | Walden        |
| Metcalfe      | Sanders       | Walsh         |
| Mica          | Sandlin       | Wamp          |
| Millender-    | Sanford       | Watkins       |
| McDonald      | Sawyer        | Watt (NC)     |
| Miller (FL)   | Saxton        | Watts (OK)    |
| Miller, Gary  | Scarborough   | Waxman        |
| Minge         | Schaffer      | Weiner        |
| Mink          | Schakowsky    | Weldon (FL)   |
| Mollohan      | Scott         | Weldon (PA)   |
| Moore         | Sensenbrenner | Weller        |
| Moran (KS)    | Serrano       | Wexler        |
| Moran (VA)    | Sessions      | Weygand       |
| Morella       | Shadegg       | Whitfield     |
| Murtha        | Shaw          | Wicker        |
| Myrick        | Shays         | Wilson        |
| Nadler        | Sherman       | Wise          |
| Napolitano    | Sherwood      | Wolf          |
| Neal          | Shimkus       | Wu            |
| Nethercutt    | Shows         | Wynn          |
| Ney           | Shuster       | Young (AK)    |
| Northup       | Simpson       | Young (FL)    |

NAYS—3

- |         |           |      |
|---------|-----------|------|
| Hinchev | McDermott | Paul |
|---------|-----------|------|

NOT VOTING—28

- |            |                |         |
|------------|----------------|---------|
| Ackerman   | Kennedy        | Regula  |
| Bonior     | Kolbe          | Reyes   |
| Capps      | Lee            | Rogan   |
| Davis (VA) | Livingston     | Royce   |
| Dickey     | Meeks (NY)     | Rush    |
| Eshoo      | Miller, George | Towns   |
| Frank (MA) | Moakley        | Waters  |
| Gephardt   | Pastor         | Woolsey |
| Goodling   | Payne          |         |
| Kasich     | Pelosi         |         |

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.

¶13.10 MESSAGES FROM THE PRESIDENT

Sundry messages in writing from the President of the United States were communicated to the House by Mr. Sherman Williams, one of his secretaries.