

SEC. 5. FLEXIBILITY TO DESIGN CLASS SIZE REDUCTION PROGRAMS.

Section 307 of the Department of Education Appropriations Act, 1999, is amended—

(1) in subsection (b)(2), by inserting “(except as provided in subsection (c)(2)(D))” before the period; and

(2) in subsection (c)(2), by adding at the end the following:

“(D) If a local educational agency has already reduced class size in the early grades to 18 or fewer children and intends to use funds provided under this section to carry out professional development activities, including activities to improve teacher quality, then the State shall make the award under subsection (b) to the local educational agency without requiring the formation of a consortium.”.

SEC. 6. ALTERNATIVE EDUCATIONAL SETTING.

(a) IN GENERAL.—Section 615(k)(1)(A)(ii)(I) of the Individuals with Disabilities Education Act (20 U.S.C. 1415(k)(1)(A)(ii)(I)) is amended to read as follows:

“(I) the child carries or possesses a weapon to or at school, on school premises, or to or at a school function under the jurisdiction of a State or a local educational agency; or”.

(b) APPLICATION.—The amendment made by subsection (a) shall apply to conduct occurring not earlier than the date of enactment of this Act.

And the Senate agree to the same.

BILL GOODLING,
PETER HOEKSTRA,
MICHAEL N. CASTLE,
JAMES GREENWOOD,
MARK SOUDER,
BOB SCHAFFER,

Managers on the Part of the House.

JIM JEFFORDS,
JUDD GREGG,
BILL FRIST,
MIKE DEWINE,
MICHAEL B. ENZI,
TIM HUTCHINSON,
SUSAN COLLINS,
SAM BROWNBACK,
CHUCK HAGEL,
JEFF SESSIONS,
TED KENNEDY,
CHRIS DODD,
TOM HARKIN,
BARBARA A. MIKULSKI,
JEFF BINGAMAN,
PATTY MURRAY,
JACK REED,

Managers on the Part of the Senate.

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. MICA, announced that the yeas had it.

Mr. GOODLING 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 368
Nays 57

36.7 [Roll No. 94]
YEAS—368

Abercrombie Aderholt Andrews
Ackerman Allen Archer

Arney Ewing LoBiondo Shimkus Sweeney Walsh
Bachus Farr Lofgren Shows Talent Wamp
Baird Fletcher Lowey Shuster Tancredo Watkins
Baker Lucas (KY) Simpson Tanner Watts (OK)
Baldacci Forbes Lucas (OK) Sisisky Tauscher Waxman
Baldwin Ford Luther Skeen Tauzin Weiner
Ballenger Fossella Maloney (CT) Skelton Taylor (MS) Weldon (FL)
Barcia Fowler Maloney (NY) Slaughter Taylor (NC) Weldon (PA)
Barr Frank (MA) Manzullo Smith (NJ) Terry Weller
Barrett (NE) Franks (NJ) Mascara Smith (TX) Thomas Wexler
Barrett (WI) Frelinghuysen Matusi Smith (WA) Thornberry Weygand
Bartlett Frost McCarthy (MO) Snyder Thune Whitfield
Barton Gallegly McCollum Souder Thurman Wicker
Bass Ganske McCrery Spence Tiahrt Wilson
Bateman Gekjenson McGovern Spratt Toomey Wise
Bentsen Gekas McHugh Stabenow Towns Wolf
Bereuter Gephardt McInnis Stearns Trafficant Wu
Berkeley Gibbons McIntosh Stenholm Turner Wynn
Berman Gilchrest McIntyre Udall (NM) Young (AK)
Berry Gillmor McKeeon Stump Upton Young (FL)
Biggett Gilman McNulty Stupak Visclosky
Bilbray Gonzalez Meehan Sununu Walden
Bilirakis Goode Metcalf
Bishop Goodlatte Mica
Blagojevich Goodling Millender-
Bileyle Gordon McDonald
Blumenauer Goss Miller (FL)
Blunt Graham Miller, Gary
Boehlert Granger Minge
Boehner Green (TX) Moakley
Bonilla Green (WI) Mollohan
Bono Greenwood Moore
Boswell Gutknecht Moran (KS)
Boucher Hall (OH) Moran (VA)
Boyd Hall (TX) Morella
Brady (TX) Hansen Murtha
Brown (CA) Hastert Myrick
Brown (OH) Hastings (WA) Napolitano
Bryant Hayes Nethercutt
Burr Hayworth Ney
Burton Hefley Northup
Buyer Herger Norwood
Callahan Hill (IN) Oberstar
Calvert Hill (MT) Ortiz
Camp Hilleary Ose
Campbell Hinojosa Oxley
Canady Hobson Packard
Cannon Hoeffel Pallone
Capps Hoekstra Pascrell
Capuano Holden Paul
Cardin Holt Pease
Castle Hooley Peterson (MN)
Chabot Horn Peterson (PA)
Chambliss Hostettler Petri
Chenoweth Houghton Phelps
Clement Hoyer Pickering
Coble Hulshof Pickett
Coburn Hunter Pitts
Collins Hutchinson Pombo
Combust Hyde Pomeroy
Condit Inslee Porter
Cook Isakson Portman
Cooksey Istook Price (NC)
Costello Jackson-Lee Pryce (OH)
Cox (TX) Quinn
Cramer Jefferson Radanovich
Crane Jenkins Rahall
Cubin John Ramstad
Cunningham Johnson (CT) Rangel
Danner Johnson, E. B. Regula
Davis (FL) Johnson, Sam Reyes
Davis (VA) Jones (NC) Reynolds
Deal Jones (OH) Riley
DeFazio Kanjorski Rodrigue
DeGette Kaptur Roemer
Delahunt Kasich Rogan
DeLauro Kelly Rogers
DeLay Kildee Rohrabacher
DeMint Kind (WI) King (NY) Ros-Lehtinen
Deutsch King (NY) Rothman
Diaz-Balart Kingston Roukema
Dickey Kleczka Royce
Dicks Klink Ryan (WI)
Dixon Knollenberg Ryun (KS)
Doggett Kolbe Sabo
Dooley Kuykendall Sanchez
Doolittle LaFalce Sanders
Doyle LaHood Sandlin
Dreier Lampson Sanford
Duncan Largent Sawyer
Dunn Larson Scarborough
Edwards Latham Schaffer
Ehlers LaTourrette Sensenbrenner
Ehrlich Lazio Sessions
Emerson Leach Shadegg
English Levin Shaw
Eshoo Lewis (CA) Shays
Etheridge Lewis (KY) Sherman
Evans Linder Sherwood
Everett Lipinski

Shimkus Sweeney Walsh
Shows Talent Wamp
Shuster Tancredo Watkins
Simpson Tanner Watts (OK)
Sisisky Tauscher Waxman
Skeen Tauzin Weiner
Skelton Taylor (MS) Weldon (FL)
Slaughter Taylor (NC) Weldon (PA)
Smith (NJ) Terry Weller
Smith (TX) Thomas Wexler
Smith (WA) Thornberry Weygand
Snyder Thune Whitfield
Souder Thurman Wicker
Spence Tiahrt Wilson
Spratt Toomey Wise
Stabenow Towns Wolf
Stearns Trafficant Wu
Stenholm Turner Wynn
Strickland Udall (NM) Young (AK)
Stump Upton Young (FL)
Stupak Visclosky
Sununu Walden

NAYS—57

Becerra Hastings (FL) Obey
Bonior Hilliard Oliver
Borski Hinchey Owens
Brady (PA) Jackson (IL) Pastor
Brown (FL) Kennedy Payne
Carson Kilpatrick Pelosi
Clay Kucinich Rivers
Clayton Lee Roybal-Allard
Clyburn Lewis (GA) Rush
Conyers Markey Scott
Coyne Martinez Serrano
Crowley McDermott Stark
Cummings McKinney Thompson (MS)
Davis (IL) Meek (FL) Tierney
Dingell Meeks (NY) Velazquez
Engel Menendez Vento
Fattah Miller, George Waters
Filner Mink Watt (NC)
Gutierrez Nadler Woolsey

NOT VOTING—9

Lantos Salmon Smith (MI)
McCarthy (NY) Saxton Thompson (CA)
Nussle Schakowsky Udall (CO)

So the conference report was agreed to.

A motion to reconsider the vote whereby said conference report was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

36.8 PROVIDING FOR THE CONSIDERATION OF H.R. 1184

Mr. DREIER, by direction of the Committee on Rules, called up the following resolution (H. Res. 142):

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. 1184) to authorize appropriations for carrying out the Earthquake Hazards Reduction Act of 1977 for fiscal years 2000 and 2001, 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 Science. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Science now printed in the bill. Each section of the committee amendment in the nature of a substitute 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