

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) Smith (NJ) Terry Weller
Barrett (NE) Franks (NJ) Smith (TX) Thomas Wexler
Barrett (WI) Frelinghuysen Smith (WA) Thornberry Weygand
Bartlett Frost McCarthy (MO) 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 Strickland Udall (NM) Young (AK)
Berry Gillmor McKeeon Stump Upton Young (FL)
Biggett Gilman McNulty Stupak Visclosky
Bilbray Gonzalez Meehan 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

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 the 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. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. 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. DREIER, 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.

¶36.9 EARTHQUAKE HAZARDS REDUCTION

The SPEAKER pro tempore, Mr. EWING, pursuant to House Resolution 142 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. 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 SPEAKER pro tempore, Mr. EWING, by unanimous consent, designated Mr. LAHOOD as Chairman of the Committee of the Whole.

The Acting Chairman, Mr. SESSIONS assumed the Chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. BONILLA, assumed the Chair.

When Mr. LAHOOD, Chairman, pursuant to House Resolution 142, 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:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Earthquake Hazards Reduction Authorization Act of 1999".

SEC. 2. AUTHORIZATION OF APPROPRIATIONS.

(a) FEDERAL EMERGENCY MANAGEMENT AGENCY.—Section 12(a) of the Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7706(a)) is amended—

(1) by striking "(1) GENERAL.—" and all that follows through "(7) There" and inserting "GENERAL.—There";

(2) by striking "1998, and" and inserting "1998,"; and

(3) by inserting ", \$19,800,000 for the fiscal year ending September 30, 2000, and \$20,400,000 for the fiscal year ending September 30, 2001" after "September 30, 1999".

(b) UNITED STATES GEOLOGICAL SURVEY.—(1) Section 12(b) of the Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7706(b)) is amended—

(A) by inserting "There are authorized to be appropriated to the Secretary of the Interior for purposes of carrying out, through the Director of the United States Geological Survey, the responsibilities that may be assigned to the Director under this Act \$46,100,000 for fiscal year 2000, of which \$3,500,000 shall be used for the Global Seismic Network and \$100,000 shall be used for the Scientific Earthquake Studies Advisory Committee established under section 6 of the Earthquake Hazards Reduction Authorization Act of 1999; and \$47,500,000 for fiscal year 2001, of which \$3,600,000 shall be used for the Global Seismic Network and \$100,000 shall be used for the Scientific Earthquake Studies Advisory Committee established under section 6 of the Earthquake Hazards Reduction Authorization Act of 1999." after "operated by the Agency.";

(B) by striking "and" at the end of paragraph (1);

(C) by striking the comma at the end of paragraph (2) and inserting a semicolon; and

(D) by inserting after paragraph (2) the following new paragraphs:

"(3) \$9,000,000 of the amount authorized to be appropriated for fiscal year 2000; and

"(4) \$9,500,000 of the amount authorized to be appropriated for fiscal year 2001."

(2) Section 2(a)(7) of the Act entitled "An Act to authorize appropriations for carrying out the Earthquake Hazards Reduction Act of 1977 for fiscal years 1998 and 1999, and for other purposes" is amended by inserting ", \$1,600,000 for fiscal year 2000, and \$1,650,000 for fiscal year 2001" after "1998 and 1999".

(c) NATIONAL SCIENCE FOUNDATION.—Section 12(c) of the Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7706(c)) is amended—

(1) by striking "1998, and" and inserting "1998,"; and

(2) by striking the period at the end and inserting ", and (5) \$19,000,000 for engineering research and \$10,900,000 for geosciences research for the fiscal year ending September 30, 2000. There are authorized to be appropriated to the National Science Foundation \$19,600,000 for engineering research and \$11,200,000 for geosciences research for fiscal year 2001."

(d) NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY.—Section 12(d) of the Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7706(d)) is amended—

(1) by striking "1998, and"; and inserting "1998,"; and

(2) by inserting ", \$2,200,000 for fiscal year 2000, and \$2,265,000 for fiscal year 2001" after "September 30, 1999".

SEC. 3. REPEALS.

Section 10 and subsections (e) and (f) of section 12 of the Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7705d and 7706 (e) and (f)) are repealed.

SEC. 4. ADVANCED NATIONAL SEISMIC RESEARCH AND MONITORING SYSTEM.

The Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7701 et seq.) is amended by adding at the end the following new section:

"SEC. 13. ADVANCED NATIONAL SEISMIC RESEARCH AND MONITORING SYSTEM.

"(a) ESTABLISHMENT.—The Director of the United States Geological Survey shall estab-

lish and operate an Advanced National Seismic Research and Monitoring System. The purpose of such system shall be to organize, modernize, standardize, and stabilize the national, regional, and urban seismic monitoring systems in the United States, including sensors, recorders, and data analysis centers, into a coordinated system that will measure and record the full range of frequencies and amplitudes exhibited by seismic waves, in order to enhance earthquake research and warning capabilities.

"(b) MANAGEMENT PLAN.—Not later than 120 days after the date of the enactment of the Earthquake Hazards Reduction Authorization Act of 1999, the Director of the United States Geological Survey shall transmit to the Congress a 5-year management plan for establishing and operating the Advanced National Seismic Research and Monitoring System. The plan shall include annual cost estimates for both modernization and operation, milestones, standards, and performance goals, as well as plans for securing the participation of all existing networks in the Advanced National Seismic Research and Monitoring System and for establishing new, or enhancing existing, partnerships to leverage resources.

"(c) AUTHORIZATION OF APPROPRIATIONS.—

"(1) EXPANSION AND MODERNIZATION.—In addition to amounts appropriated under section 12(b), there are authorized to be appropriated to the Secretary of the Interior, to be used by the Director of the United States Geological Survey to establish the Advanced National Seismic Research and Monitoring System—

"(A) \$33,500,000 for fiscal year 2000;

"(B) \$33,700,000 for fiscal year 2001;

"(C) \$35,100,000 for fiscal year 2002;

"(D) \$35,000,000 for fiscal year 2003; and

"(E) \$33,500,000 for fiscal year 2004.

"(2) OPERATION.—In addition to amounts appropriated under section 12(b), there are authorized to be appropriated to the Secretary of the Interior, to be used by the Director of the United States Geological Survey to operate the Advanced National Seismic Research and Monitoring System—

"(A) \$4,500,000 for fiscal year 2000; and

"(B) \$10,300,000 for fiscal year 2001."

SEC. 5. NETWORK FOR EARTHQUAKE ENGINEERING SIMULATION.

The Earthquake Hazards Reduction Act of 1977 (42 U.S.C. 7701 et seq.) is amended by adding at the end the following new section:

"SEC. 14. NETWORK FOR EARTHQUAKE ENGINEERING SIMULATION.

"(a) ESTABLISHMENT.—The Director of the National Science Foundation shall establish a Network for Earthquake Engineering Simulation that will upgrade, link, and integrate a system of geographically distributed experimental facilities for earthquake engineering testing of full-sized structures and their components and partial-scale physical models. The system shall be integrated through networking software so that integrated models and databases can be used to create model-based simulation, and the components of the system shall be interconnected with a computer network and allow for remote access, information sharing, and collaborative research.

"(b) AUTHORIZATION OF APPROPRIATIONS.—In addition to amounts appropriated under section 12(c), there are authorized to be appropriated, out of funds otherwise authorized to be appropriated to the National Science Foundation, \$7,700,000 for fiscal year 2000 for the Network for Earthquake Engineering Simulation. In addition to amounts appropriated under section 12(c), there are authorized to be appropriated to the National Science Foundation for the Network for Earthquake Engineering Simulation—

"(1) \$28,200,000 for fiscal year 2001;