

Schiff
Seastrand
Sensenbrenner
Shadegg
Shaw
Shuster
Sisisky
Skeen
Skelton
Smith (MI)
Smith (NJ)
Smith (TX)
Smith (WA)
Solomon
Souder

ANSWERED "PRESENT"—1

Mineta

NOT VOTING—17

Brown (CA)
Callahan
Collins (IL)
DeLay
Deutsch
Fields (LA)

□ 1438

The Clerk announced the following pair:

On this vote:

Mr. Deutsch for, with Mr. Porter against.

Mr. GEJDENSON and Mr. HEFNER changed their vote from "no" to "aye."

So the motion to recommit was rejected.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

The SPEAKER pro tempore (Mr. BUNNING of Kentucky). The question is on the conference report.

Pursuant to clause 7 of rule XV, the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 151, nays 267, answered "present" 1, not voting 15, as follows:

[Roll No. 700]

YEAS—151

Abercrombie
Archer
Arme
Bachus
Baesler
Baker (LA)
Ballenger
Barr
Bateman
Bilbray
Bishop
Blute
Boehlert
Boehner
Bonilla
Bono
Boucher
Brewster
Brown (FL)
Callahan
Calvert
Castle
Chambliss
Clinger
Clyburn
Coleman
Cox
Cramer
Davis
DeLauro
DeLay
Dicks
Dixon
Dooley
Dreier
Dunn
Edwards
Ehrlich
Everett
Farr

Fawell
Fazio
Fields (TX)
Foley
Fowler
Franks (CT)
Frelinghuysen
Gallegly
Gejdenson
Gekas
Geren
Gibbons
Gilchrest
Gillmor
Gilman
Gonzalez
Goodling
Goss
Greenwood
Gunderson
Hansen
Harman
Hastert
Hastings (FL)
Hastings (WA)
Hefner
Hobson
Horn
Houghton
Hoyer
Hunter
Istook
Jacobs
Jefferson
Johnson (CT)
Johnson, E. B.
Johnson, Sam
Kasich
Kelly
Kennedy (RI)

Waldholtz
Walsh
Wamp
Watts (OK)
Weldon (FL)
Weldon (PA)
Weller
White
Whitfield
Wicker
Wilson
Wolf
Young (AK)
Young (FL)
Zeliff

Salmon
Saxton
Scarborough
Schiff
Scott
Shaw
Shuster
Sisisky
Skeen
Skelton
Smith (MI)

Ackerman
Allard
Andrews
Baker (CA)
Baldacci
Barcia
Barrett (NE)
Barrett (WI)
Bartlett
Barton
Bass
Becerra
Beilenson
Bentsen
Bereuter
Berman
Bevill
Bilirakis
Bliley
Bonior
Borski
Browder
Brown (OH)
Brownback
Bryant (TN)
Bryant (TX)
Bunn
Bunning
Burr
Burton
Buyer
Camp
Canady
Cardin
Chabot
Chapman
Chenoweth
Christensen
Chryslers
Clay
Clayton
Clement
Coble
Coburn
Collins (GA)
Collins (MI)
Combest
Condit
Conyers
Cooley
Costello
Coyne
Crane
Crapo
Cremean
Cubin
Cunningham
Danner
de la Garza
Deal
DeFazio
Dellums
Diaz-Balart
Dickey
Dingell
Doggett
Doolittle
Dornan
Doyle
Duncan
Durbine
Ehlers
Emerson
Engel
English
Ensign
Eshoo
Evans
Ewing
Fattah
Finler
Flake
Flanagan
Foglietta
Forbes
Ford

NAYS—267

Fox
Frank (MA)
Franks (NJ)
Frisa
Funderburk
Furse
Ganske
Gephardt
Goodlatte
Gordon
Graham
Green
Gutierrez
Gutknecht
Hall (OH)
Hall (TX)
Hamilton
Hancock
Hayes
Hayworth
Hefley
Heineman
Herger
Hilleary
Hilliard
Hinche
Hoekstra
Hoke
Holden
Hostettler
Hutchinson
Hyde
Inglis
Jackson-Lee
Johnson (SD)
Johnston
Jones
Kanjorski
Kaptur
Kennedy (MA)
Kildee
King
Kingston
Klecza
Klug
LaHood
Lantos
Largent
Latham
LaTourette
Laughlin
Levin
Lewis (GA)
Lewis (KY)
Lightfoot
Lincoln
Linder
Lipinski
LoBiondo
Lofgren
Lowey
Luther
Maloney
Manton
Manzullo
Markey
Martinez
Martini
Mascara
McCarthy
McDermott
McInnis
McIntosh
McKinney
Meehan
Menendez
Metcalf
Mfume
Mica
Miller (CA)
Minge
Mink
Moorhead
Morella
Myers
Myrick

Visclosky
Waldholtz
Walsh
Ward
Watts (OK)
Weldon (PA)
White
Wilson
Young (FL)

Nadler
Neumann
Ney
Norwood
Nussle
Oberstar
Obey
Olver
Ortiz
Orton
Owens
Pallone
Parker
Pastor
Payne (NJ)
Payne (VA)
Pelosi
Peterson (MN)
Petri
Pombo
Pomeroy
Portman
Poshard
Rahall
Ramstad
Rangel
Richardson
Riggs
Rivers
Roberts
Roemer
Rogers
Ros-Lehtinen
Roth
Roukema
Roybal-Allard
Royce
Rush
Saboo
Sanders
Sanford
Sawyer
Schaefer
Schroeder
Schumer
Seastrand
Sensenbrenner
Serrano
Shadegg
Shays
Skaggs
Slaughter
Smith (NJ)
Smith (WA)
Souder
Spratt
Stark
Stearns
Stockman
Stokes
Studds
Stupak
Talent
Tate
Tauzin
Taylor (MS)
Taylor (NC)
Thornton
Tiahrt
Torres
Torricelli
Towns
Upton
Velazquez
Vento
Volkmer
Vucanovich
Wamp
Waters
Watt (NC)
Waxman
Weldon (FL)
Weller
Whitfield
Wicker
Williams

Wise
Wolf
Woolsey

Wynen
Wynn
Yates

ANSWERED "PRESENT"—1

Mineta

NOT VOTING—15

Brown (CA)
Collins (IL)
Deutsch
Fields (LA)
Frost

LaFalce
McHugh
Meek
Porter
Quillen

Reynolds
Tejeda
Thompson
Tucker
Walker

□ 1457

The Clerk announced the following pair:

On this vote:

Mr. Porter for, with Mr. Deutsch against.

Messrs. LUTHER, COMBEST, and NEY, Mrs. CUBIN, Mr. WHITFIELD, and Mr. SPRATT changed their vote from "yea" to "nay."

Mr. FARR and Mr. STENHOLM changed their vote from "nay" to "yea."

So the conference report was rejected.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mr. DEUTSCH. Mr. Speaker, I would like to make a statement for the RECORD that I missed rollcall vote No. 699 and No. 700 in order to be home to fulfill religious and personal obligations. Had I been present, I would have voted "aye" to recommit with instructions and "nay" against the conference report on H.R. 2126, Defense appropriation for fiscal year 1996. I wish this statement to be placed in the RECORD immediately following the recorded vote.

LEGISLATIVE PROGRAM

(Mr. ARMEY asked and was given permission to address the House for 1 minute.)

The SPEAKER pro tempore. Without objection, the gentleman from Texas is recognized for 1 minute.

There was no objection.

Mr. ARMEY. Mr. Speaker, I wish to update the Members on today's working schedule.

Mr. Speaker, we have been in contact with the other body. They are taking an assessment at this time to determine the progress they may be making relative to the CR. I will go over and try to make sure that I can get some defining language and report back to the Members. At this point, though, I still cannot advise the Members about the circumstance of the CR in the other body, and we have nothing definitive to report.

As soon as we know something definite, we will advise the floor and advise the Members through a whip call. As soon as I can have that information, I will share it with the Members.

As it is now, we simply must continue to wait on the other body and try to do what work we can in the meantime.

Mr. FAZIO of California. Mr. Speaker, will the gentleman yield?

Mr. ARMEY. I yield to the gentleman from California.

Mr. FAZIO of California. Mr. Speaker, is it the gentleman's intention that the House be in recess at that time while we await the other body's deliberations?

Mr. ARMEY. Mr. Speaker, reclaiming my time, we have a few items of business that we can conclude. If, in fact, we conclude these items before we hear from the other body, then we would probably have to go into a recess.

Mr. FAZIO of California. Mr. Speaker, if the gentleman will continue to yield, does the gentleman want to tell the Members what might come up, what other issues might be coming before us as we kill time?

Mr. ARMEY. Mr. Speaker, I appreciate the gentleman asking. We will be naming some conferees and we will have a few unanimous-consent requests, but there, quite frankly, should be very little, and possibly no floor votes, until we hear back from the other body.

Mr. FAZIO of California. The gentleman would not expect to have any votes, but Members need to keep in touch with the floor in case there does need to be additional action based on the Senate's failure to agree with the CR as is.

Mr. ARMEY. The gentleman is correct. We will share information through the two leadership teams and the whip notice and get as much information to the Members as soon as we get it.

Mr. FAZIO of California. I am sure we all appreciate that.

□ 1500

REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 359

Mr. NADLER. Mr. Speaker, I ask unanimous consent to remove my name as a sponsor of H.R. 359.

The SPEAKER pro tempore (Mr. LINDER). Is there objection to the request of the gentleman from New York?

There was no objection.

APPOINTMENT OF CONFEREES ON H.R. 4, PERSONAL RESPONSIBILITY ACT OF 1995

Mr. ARCHER. Mr. Speaker, pursuant to clause 1 of rule XX, and by the direction of the Committee on Ways and Means, I move to take from the Speaker's table the bill (H.R. 4) to restore the American family, reduce illegitimacy, control welfare spending and reduce welfare dependents, with Senate amendments thereto, disagree to the Senate amendments, and agree to the conference asked by the Senate.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Texas [Mr. ARCHER].

The motion was agreed to.

The SPEAKER pro tempore. Without objection, the Chair appoints the following conferees: Messrs. ARCHER, GOODLING, ROBERTS, SHAW, TALENT, NUSSLE, HUTCHINSON, MCCRERY, SMITH of Texas, and Mrs. JOHNSON of Connecticut, and Messrs. CAMP, FRANKS of Connecticut, GIBBONS, CLAY, DE LA GARZA, CONYERS, FORD, WAXMAN, MILLER of California, and Mrs. KENNELLY, Mr. LEVIN and Mrs. LINCOLN.

There was no objection.

PERMISSION FOR COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE TO HAVE UNTIL 5 P.M. FRIDAY, OCTOBER 6, 1995, TO FILE A REPORT ON H.R. 2149, OCEAN SHIPPING REFORM ACT OF 1995

Mr. COBLE. Mr. Speaker, I ask unanimous consent that the Committee on Transportation and Infrastructure may have until 5 p.m. on Friday, October 6, 1995, to file a report on H.R. 2149.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from North Carolina?

There was no objection.

CORRECTING THE ENROLLMENT OF H.R. 402, ALASKA NATIVE CLAIMS SETTLEMENT ACT AMENDMENTS

Mr. LONGLEY. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the Senate concurrent resolution (S. Con. Res. 27) correcting the enrollment of H.R. 402, and ask for its immediate consideration in the House.

The Clerk read the title of the Senate concurrent resolution.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Maine?

There was no objection.

The Clerk read the Senate concurrent resolution, as follows:

S. CON. RES. 27

Resolved by the Senate (the House of Representatives concurring). That the Clerk of the House of Representatives is directed to correct the enrollment of H.R. 402 as follows:

Amend section 109 to read:

"SEC. 109. CONFIRMATION OF WOODY ISLAND AS ELIGIBLE NATIVE VILLAGE.

"The Native Village of Woody, Island located on Woody Island, Alaska, in the Koniag Region, is hereby confirmed as an eligible Alaska Native Village, pursuant to section 11(b)(3) of the Alaska Native Claims Settlement Act ("ANCSA"). It is further confirmed that Leisnoi, Inc., is the Village Corporation, as that term is defined in section 3(j) of the ANCSA, for the village of Woody Island. This section shall become effective on October 1, 1998, unless the United States judicial system determines this village was fraudulently established under ANCSA prior to October 1, 1998."

AMENDMENT OFFERED BY MR. LONGLEY

Mr. LONGLEY. Mr. Speaker, I offer an amendment.

The Clerk read as follows:

Amendment offered by Mr. LONGLEY:

On page 1, line 2, strike all that follows after "That" to the end of the resolution and insert the following:

"the action of the Speaker of the House of Representatives and the President pro tempore of the Senate in signing the bill (H.R. 402) is rescinded, and the Clerk of the House of Representatives shall, in the reenrollment of the bill, make the following correction:

Strike section 109".

Mr. LONGLEY (during the reading). Mr. Speaker, I ask unanimous consent that the amendment be considered as read and printed in the RECORD.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Maine?

There was no objection.

(Mr. LONGLEY asked and was given permission to revise and extend his remarks, and to include extraneous material.)

Mr. LONGLEY. Mr. Speaker, I include for the RECORD a letter from Michael J. Schneider regarding this matter.

LAW OFFICES OF

MICHAEL J. SCHNEIDER, P.C.,

Anchorage, AK, September 28, 1995.

Re Leisnoi, Inc., eligibility legislation (S537/HR402 Sec. 109).

Mr. DAN KISH,

Staff Director, Office of Congressman Don Young, U.S. Congress, Rayburn House Office Building, Washington, DC.

DEAR MR. KISH: If S537/HR402, in its present form, is signed by the President, it will spell the death of our litigation against Leisnoi. Even if the bill becomes law, it will take a couple of years for the case to be wrapped up. The Lis Pendens regarding Termination Point will stay in place to that point in time. This will preclude any possibility of selling Termination Point to the EVOS trustees. The trustees will have spent their money elsewhere by then.

We want the public to acquire Termination Point. Therefore, if Section 109 of this legislation can be completely eliminated and Leisnoi's eligibility thus left to the courts, already poised to decide it in the near future, we will abandon our current demand that Termination Point proceeds be escrowed pending the outcome of Leisnoi's eligibility fight.

I have Mr. Statman's specific authority to bind him to the proposal above, and do so by my signature below.

Sincerely yours,

MICHAEL J. SCHNEIDER.

Mr. MILLER of California. Mr. Speaker, I support the amendment offered by the gentleman from Alaska to delete section 109 of H.R. 402. That language was added by the other body without public hearings and was intended to intervene in pending litigation. But the Senate did not do their homework. This provision generated significant controversy, especially amongst the affected citizens of Kodiak, AK. Moreover, this technical amendments bill was an inappropriate vehicle for controversy. The gentleman from Alaska and I had worked over two Congresses to develop a consensus on this legislation only to be undercut, in my view, by the other body.

I am especially pleased that, if this amendment passes, the plaintiff in this litigation has agreed to lift a claim to lands on Kodiak which are sought for acquisition by the Exxon Valdez Trustee Council.

The SPEAKER pro tempore. The question is on the amendment offered