

the House and Senate in the VA-HUD Conference Report. NASA is a government agency that looks to the future. For every dollar we invest in the space program, we receive a return of at least \$2 in direct and indirect benefits. With the International Space Station program close to launch and assembly, it is crucial that NASA receives no further cuts. I am especially pleased to see that more money is included for aeronautics research and for life and microgravity sciences, research areas at NASA Lewis Research Center in my district.

NASA Lewis is NASA's Lead Center for Aeropropulsion and also a NASA Center for Excellence in Turbomachinery. Microgravity research in combustion and fluids is also performed at Lewis.

Mr. LEWIS of California. Mr. Speaker, I yield back the balance of my time, as I congratulate LOUIS STOKES on his fantastic career.

□ 1315

The SPEAKER pro tempore (Mr. BLUNT). All time having expired, without objection, the previous question is ordered on the conference report.

There was no objection.

The SPEAKER pro tempore. The question is on the conference report.

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

The vote was taken by electronic device, and there were—yeas 409, nays 14, not voting 11, as follows:

[Roll No. 483]

YEAS—409

Abercrombie Calvert Dreier
Ackerman Camp Duncan
Aderholt Campbell Dunn
Allen Canady Edwards
Andrews Cannon Ehlers
Archer Capps Ehrlich
Armey Cardin Emerson
Bachus Carson Engel
Baesler Castle Ensign
Baker Chabot Eshoo
Baldacci Chambliss Etheridge
Ballenger Chenoweth Evans
Barcia Christensen Everrett
Barr Clay Ewing
Barrett (NE) Clayton Farr
Barrett (WI) Clement Fattah
Bartlett Clyburn Fazio
Barton Coble Filner
Bass Coburn Foley
Bateman Collins Forbes
Becerra Combust Ford
Bentsen Condit Fossella
Bereuter Cook Fowler
Berman Cooksey Fox
Berry Costello Frank (MA)
Bilbray Cox Franks (NJ)
Bilirakis Coyne Frelinghuysen
Bishop Cramer Frost
Blagojevich Crapo Furse
Bliley Cubin Gallegly
Blumenauer Cummings Ganske
Blunt Cunningham Gejdenson
Boehlert Danner Gekas
Boehner Davis (FL) Gephardt
Bonilla Davis (IL) Gibbons
Bonior Davis (VA) Gilchrest
Bono Deal Gillmor
Borski DeGette Gilman
Boswell Delahunt Gonzalez
Boucher DeLauro Goode
Boyd DeLay Goodlatte
Brady (PA) Deutscher Goodling
Brady (TX) Diaz-Balart Gordon
Brown (FL) Dickey Goss
Brown (OH) Dicks Graham
Bryant Dingell Granger
Bunning Dixon Green
Burr Doggett Greenwood
Burton Dooley Gutierrez
Buyer Doolittle Gutknecht
Callahan Doyle Hall (OH)

Hall (TX) McCarthy (MO)
Hamilton McCarthy (NY)
Hansen McColium
Harman McCreery
Hastert McDade
Hastings (FL) McDermott
Hastings (WA) McGovern
Hayworth McHugh
Hefley McInnis
Hefner McIntosh
Herger McIntyre
Hill McKeon
Hilleary McKinney
Hilliard McNulty
Hinchee Meehan
Hinojosa Meek (FL)
Hobson Meeks (NY)
Hoekstra Menendez
Holden Metcalf
Hooley Mica
Horn Millender-
Houghton McDonald
Hoyer Miller (CA)
Hulshof Miller (FL)
Hunter Minge
Hutchinson Mink
Hyde Moakley
Inglis Mollohan
Istook Moran (KS)
Jackson (IL) Morella
Jackson-Lee Murtha
(TX) Myrick
Jefferson Nadler
Jenkins Neal
John Nethercutt
Johnson (CT) Neumann
Johnson (WI) Ney
Johnson, E. B. Northup
Johnson, Sam Norwood
Jones Nussle
Kanjorski Oberstar
Kaptur Obey
Kasich Olver
Kelly Ortiz
Kennedy (MA) Owens
Kennedy (RI) Oxley
Kildee Packard
Kilpatrick Pallone
Kim Pappas
Kind (WI) Parker
King (NY) Pascarell
Kingston Pastor
Kleczka Paxon
Klink Payne
Klug Pease
Knollenberg Pelosi
Kolbe Peterson (MN)
Kucinich Peterson (PA)
LaFalce Pickering
LaHood Pickett
Lampson Pitts
Lantos Pombo
Largent Pomeroy
Latham Porter
LaTourette Portman
Lazio Price (NC)
Leach Quinn
Lee Radanovich
Levin Rahall
Lewis (CA) Ramstad
Lewis (GA) Rangel
Lewis (KY) Redmond
Livingston Regula
LoBiondo Reyes
Lofgren Riley
Lowey Rivers
Lucas Rodriguez
Luther Rogan
Maloney (CT) Rogers
Maloney (NY) Rohrabacher
Manton Ros-Lehtinen
Manzullo Rothman
Markey Roukema
Martinez Roybal-Allard
Mascara Royce
Matsui Rush

NAYS—14

Conyers
Crane
DeFazio
English
Hostettler

NOT VOTING—11

Brown (CA)
Fawell
Kennelly
Linder

Ryun
Sabo
Salmon
Sanchez
Sanders
Sandlin
Sawyer
Saxton
Schaefer, Dan
Schumer
Scott
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Shimkus
Shuster
Sisisky
Skaggs
Skeean
Skelton
Slaughter
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Smith, Adam
Smith, Linda
Snowbarger
Snyder
Solomon
Souder
Spence
Spratt
Stabenow
Stark
Stearns
Stenholm
Stokes
Strickland
Stump
Stupak
Sununu
Talent
Tanner
Tauscher
Tauzin
Taylor (MS)
Taylor (NC)
Thomas
Thompson
Thornberry
Thune
Thurman
Tiahrt
Tierney
Towns
Traficant
Turner
Upton
Vento
Visclosky
Walsh
Wamp
Waters
Watkins
Watt (NC)
Watts (OK)
Waxman
Weldon (FL)
Weldon (PA)
Weller
Wexler
Weygand
White
Whitfield
Wicker
Wise
Wolf
Woolsey
Wynn
Yates
Young (AK)
Young (FL)

□ 1334

Mr. LARGENT changed his vote from "nay" to "yea."

So the conference report was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mr. BROWN of California. Mr. Speaker, during rollcall vote No. 483 on H.R. 4194 I was unavoidably detained. Had I been present, I would have voted "aye."

PERSONAL EXPLANATION

Mr. MORAN of Virginia. Mr. Speaker, during rollcall vote No. 483 on October 6, 1998 I was unavoidably detained. Had I been present, I would have voted "aye."

APPOINTMENT OF CONFEREES ON

H.R. 4276, DEPARTMENTS OF COMMERCE, JUSTICE, AND STATE, THE JUDICIARY, AND RELATED AGENCIES APPROPRIATIONS ACT, 1999

Mr. ROGERS. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the bill (H.R. 4276) making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1999, and for other purposes, with a Senate amendment thereto, disagree to the Senate amendment, and agree to the conference asked by the Senate.

The SPEAKER pro tempore (Mr. BLUNT). Is there objection to the request of the gentleman from Kentucky?

There was no objection.

MOTION TO INSTRUCT OFFERED BY MR. MOLLOHAN

Mr. MOLLOHAN. Mr. Speaker, I offer a motion to instruct.

The Clerk read as follows:

Mr. MOLLOHAN moves that the managers on the part of the House at the conference on the bill, H.R. 4276 making appropriations for the Departments of Commerce, Justice, State, the Judiciary, and related agencies, be instructed to not concur in any Senate legislative provisions or any extraneous legislative provisions, which are outside the scope of Conference, which could have the effect of causing a Government shutdown.

The SPEAKER pro tempore. The gentleman from West Virginia (Mr. MOLLOHAN) and the gentleman from Kentucky (Mr. ROGERS) each will control 30 minutes.

The Chair recognizes the gentleman from West Virginia (Mr. MOLLOHAN).

Mr. MOLLOHAN. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I have made the motion to instruct conferees on the Commerce, Justice, State appropriations bill. In order to make clear that on one this

Scarborough
Schaffer, Bob
Sensenbrenner
Velazquez

Riggs
Torres
Wilson

McHale
Moran (VA)
Poshard
Pryce (OH)

side of the aisle is interested in shutting down the government and to point out that there are several major legislative provisions being discussed in the context of the conference on this bill, they could, if not resolved to the satisfaction of the President, cause a government shutdown.

I am confident that the gentleman from Kentucky (Mr. ROGERS), the most capable manager of this bill, does not intend in any way to cause such a shutdown. In fact, I have heard the gentleman from Louisiana (Mr. LIVINGSTON) and members of the Republican leadership in both Houses make similar statements.

The purpose of taking the time of the House today is to simply point out some of the hurdles that exist in getting this bill into signable form.

The Senate bill contained major new legislation addressing numerous legislative issues. There are other potential extraneous issues we have heard about which are currently not contained in either the House or the Senate bills.

It may be that necessary solutions can be found on all of these issues so that the President can sign this bill. However, in several instances, the administration has indicated its strong opposition to these provisions and at the moment I am not aware of any direct negotiations with them which could lead to a solution of these difficulties.

I do not make this motion myself to speak for or against any of these provisions. However, I am aware of strong opposition on the Democratic side to several of these matters. I have done it to make clear that this bill already has several difficult issues, such as census funding and funding for the Legal Services Corporation, that will be difficult to resolve.

The bill also funds critical law enforcement and international security related matters that should continue without the interruption inherent in a government shutdown. So let us agree on this motion and get to conference and work out our differences so that a government shutdown can be avoided.

Mr. Speaker, I reserve the balance of my time.

Mr. ROGERS. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, as I read the motion, it indicates that the conferees should not take certain actions outside the scope of the conference which could have the effect of causing a government shutdown.

As far as I know, no one, Mr. Speaker, has the intention to take any action to cause a government shutdown; certainly not on this side. We are determined to do our dead level best to keep this government operating.

The Congress is not going to abdicate its responsibilities to legislate on behalf of the American people, but we will send bills to the President. If he chooses to shut the government down, that is his business. We are not going to precipitate that, so no one on this

side is in favor of a government shutdown, and if additional time is needed to work out remaining issues, continuing resolutions will be proposed to assure that there is no government shutdown.

Mr. Speaker, with that understanding, I have no objections to the motion. In fact, I would join in the making of the motion and ask for an immediate vote.

Mr. Speaker, I yield back the balance of my time.

Mr. MOLLOHAN. Mr. Speaker, I yield back the balance of my time, and I move the previous question on the motion to instruct.

The previous question was ordered. The SPEAKER pro tempore. The question is on the motion to instruct offered by the gentleman from West Virginia (Mr. MOLLOHAN).

The motion was agreed to. A motion to reconsider was laid on the table.

The SPEAKER pro tempore. Without objection, the Chair appoints the following conferees: Messrs. ROGERS, KOLBE, TAYLOR of North Carolina, REGULA, LATHAM, LIVINGSTON, YOUNG of Florida, MOLLOHAN, SKAGGS, DIXON and OBEY.

There was no objection.

GENERAL LEAVE

Mr. ROGERS. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks on the motion to instruct, and that I may include tabular and extraneous material.

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

There was no objection.

WAIVING REQUIREMENT OF CLAUSE 4(b) OF RULE XI WITH RESPECT TO CONSIDERATION OF CERTAIN RESOLUTIONS

Mrs. MYRICK. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 575 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 575

Resolved, That the requirement of clause 4(b) of rule XI for a two-thirds vote to consider a report from the Committee on Rules on the same day it is presented to the House is waived with respect to any resolution reported from that committee before the legislative day of October 11, 1998, providing for consideration or disposition of any of the following:

(1) A bill or joint resolution making general appropriations for the fiscal year ending September 30, 1999, any amendment thereto, any conference report thereon, or any amendment reported in disagreement from a conference thereon.

(2) A bill or joint resolution that includes provisions making continuing appropriations for fiscal year 1999, any amendment thereto, any conference report thereon, or any

amendment reported in disagreement from a conference thereon.

SEC. 2. It shall be in order at any time before October 11, 1998, for the Speaker to entertain motions to suspend the rules, provided that the object of any such motion is announced from the floor at least two hours before the motion is offered. In scheduling the consideration of legislation under this authority, the Speaker or his designee shall consult with the Minority Leader or his designee.

□ 1345

The SPEAKER pro tempore (Mr. BLUNT). The gentlewoman from North Carolina (Mrs. MYRICK) is recognized for 1 hour.

Mrs. MYRICK. Mr. Speaker, for the purposes of debate only, I yield the customary 30 minutes to the gentleman from Massachusetts (Mr. MOAKLEY), pending which I yield myself such time as I may consume. During consideration of this resolution, all time is yielded for the purpose of debate only.

Mr. Speaker, yesterday the Committee on Rules met and reported H. Res. 575 providing for expedited procedures in the House. The resolution waives clause 4(b) of Rule XI, requiring a two-thirds vote to consider a rule on the same day it is reported from the Committee on Rules.

The resolution applies the waiver to any special rule reported before October 11, 1998, providing for a consideration or disposition of a bill or joint resolution, making general appropriations for the fiscal year ending September 30, 1999, any amendment thereto, any conference report thereon, and any amendment reported in disagreement from a conference thereon.

The resolution also applies a waiver to any special rule reported before October 11, 1998, providing for consideration or disposition of a bill or joint resolution, making continuing appropriations for the fiscal year ending September 30, 1999, any amendment thereto, any conference report thereon, and any amendment reported in disagreement from a conference thereon.

Finally, the resolution allows at any time before October 11, 1998, for the Speaker to entertain motions to suspend the rules, provided that the object of any such motion is announced from the floor at least 2 hours before the motion is offered, and that in the scheduling of legislation under this authority, the Speaker or his designee shall consult with the minority leader or his designee.

Mr. Speaker, as we all know, we are in the last days of the legislative session. House Resolution 575, short and simple, allows the House to complete its work for the year in a timely manner.

House rule 27 normally limits House consideration of suspension bills to Mondays and Tuesdays. But now, in the final weeks of the session, there is no reason to put off noncontroversial legislation until next year.

In addition, H. Res. 575 allows for the same-day consideration of urgent appropriations bills. Without congressional action, the funding for many