

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

Mr. GEORGE MILLER of California. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I rise in strong support of H.R. 3176, to provide for the study of the deterioration that has taken place on Kealia Pond National Wildlife Refuge on the Island of Maui.

The gentleman from Pennsylvania (Mr. SHERWOOD) has properly explained the legislation. I want to commend and thank our colleague, the gentlewoman from Hawaii (Mrs. MINK), for bringing the deterioration of this refuge to the attention of the committee.

I think I and most members of the committee were very disappointed to learn the extent to which this refuge, the largest freshwater pond in the entire State of Hawaii, could have reached such a degraded condition.

I think this legislation will be important in turning that around, and I urge my colleagues to support this legislation.

Mrs. MINK of Hawaii. Mr. Speaker, I rise in support of H.R. 3176.

I want to thank Chairman YOUNG, Ranking Member Mr. MILLER of the Resources Committee and Subcommittee Chairman SAXTON and Ranking Member Mr. FALEOMAVAEGA of the Fisheries Subcommittee for their efforts to bring the bill to the floor today.

I introduced H.R. 3176 on October 28, 1999. The legislation requires the Secretary of the Interior to conduct a study to determine ways of restoring the natural wetlands conditions in Kealia Pond National Wildlife Refuge. The study would include an examination of hydrology, manmade impacts on wetlands, species succession and imbalances in natural habitat in the refuge. The legislation authorizes \$250,000 to conduct the study. The study would be reported to Congress not later than one year after funds for the study are made available.

The Refuge is located on the island of Maui and is part of the Mai Nui National Wildlife Refuge Complex. It was established in 1992 and consists of 691 acres. The pond itself is the largest natural pond in Hawaii, and covers between 400 and 500 acres at its greatest extent during the wet season. The pond is home of two endangered native Hawaiian birds, the Hawaiian stilt and the Hawaiian coot. The pond also provides food and shelter for numerous migratory waterfowl and shorebirds.

Human activity over the years has significantly changed the nature of the pond. In the early 1900's the pond had a depth of between six and eight feet. Over the years grazing and agricultural use of the land above the pond increased the runoff of sedimentation. Between 1925 and 1930 the pond was used as a rubbish dump, further reducing the depth of the pond. In 1970 twenty-five acres of land north of the pond were converted to a commercial aquaculture operation. Dikes were built, water impounded and a well dug.

All these activities have had a deleterious effect on the natural habitat of the pond.

Now the pond has an average depth of only one foot. As the depth of the pond decreased

the pond increasingly lost the ability to carry off sediments. Sand carried into the pond from adjacent dunes that otherwise would have been flushed away now stays in the pond further reducing the depth.

The shallow depth of the pond permits it to dry up quickly. The natural trade winds of the area then cause great clouds of dust to arise. The dust blows into the homes, eyes and lungs of nearby residents. The dust causes burning eyes and residents worry that the cause may be that the dust contains fertilizer and chemical residue from agricultural runoff and unknown chemicals from materials deposited during the period the pond was used as a dump.

The introduction of non-native species has also changed the ecology of the pond. The spotted wing midge was first identified in Hawaii in 1945. The midge has found the pond to be an extremely attractive habitat. A study by Ducks Unlimited estimated that on any given day during the wet season there may be as many as 200 million adult and near-adult midges. During midge season the uninitiated visitor may think the refuge is on fire at dawn or dusk, with smoldering fires throwing up swirling clouds of smoke. But it is not smoke. It is clouds of midges swarming.

The midge swarms invade surrounding residences. The midges are small enough to go through screens and some residents have been reduced to keeping their lights out in a vain effort to keep the invaders away. Motorists report that their cars are covered with squashed midges when driving in the area.

Kealia Pond is also home to non-native tilapia. These fish make up 90 percent of the fish population of the pond. They do more damage than good for the wetlands. When the pond dries up there are massive fish die offs. In 1996 Maui correctional inmates, working under the direction of the pond's on-site manager, removed 14 tons of dead and rotting fish from the refuge.

There have been studies of aspects of the ecology of the pond done over the years, both in the public and private sector. However, the studies have frequently concentrated on one aspect of the problem or another. There has been no study directed at restoring Kealia Pond to its natural state.

H.R. 3176 requires a study to identify ways of dealing with these man-made plagues of dust, bugs and rotting fish. My constituents recognize the value of the pond and its contribution to preserving native Hawaiian endangered species. They want to see Kealia Pond restored to its natural state with its native fauna.

Passage of H.R. 3176 will get the answers needed to restore Kealia Pond.

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

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

The SPEAKER pro tempore (Mr. PEASE). The question is on the motion offered by the gentleman from Pennsylvania (Mr. SHERWOOD) that the House suspend the rules and pass the bill, H.R. 3176.

The question was taken.

Mr. SHERWOOD. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

#### RECESS

The SPEAKER pro tempore. Pursuant to clause 12 of rule I, the Chair declares the House in recess until 6 p.m.

Accordingly (at 1 o'clock and 46 minutes p.m.), the House stood in recess until 6 p.m.

□ 1800

#### AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. OSE) at 6 p.m.

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the Chair will now put the question on the first four motions to suspend the rules on which further proceedings were postponed earlier today in the order in which those motions were entertained.

Votes will be taken in the following order: House Resolution 509, by the yeas and nays; H.R. 4241, by the yeas and nays; H.R. 3030, by the yeas and nays; and H.R. 3535, by the yeas and nays.

The Chair will reduce to 5 minutes the time for any electronic vote after the first such vote in this series.

The remaining four votes will be postponed until tomorrow.

#### RECOGNIZING THE IMPORTANCE OF AFRICAN-AMERICAN MUSIC

The SPEAKER pro tempore. The pending business is the question of suspending the rules and agreeing to the resolution, House Resolution 509, as amended.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Pennsylvania (Mr. GOODLING) that the House suspend the rules and agree to the resolution, House Resolution 509, as amended, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 382, nays 0, not voting 52, as follows:

[Roll No. 234]

YEAS—382

Abercrombie	Baca	Barcia
Ackerman	Bachus	Barr
Aderholt	Baird	Barrett (NE)
Allen	Baker	Barrett (WI)
Andrews	Baldacci	Bartlett
Archer	Baldwin	Barton
Arney	Ballenger	Bass

Bateman  
Becerra  
Bentsen  
Bereuter  
Berkley  
Berman  
Berry  
Biggert  
Bilbray  
Bilirakis  
Bishop  
Blagojevich  
Blumenauer  
Blunt  
Boehlert  
Boehner  
Bonilla  
Bonior  
Bono  
Borski  
Boswell  
Boucher  
Boyd  
Brady (PA)  
Brown (FL)  
Brown (OH)  
Bryant  
Burr  
Burton  
Buyer  
Callahan  
Calvert  
Camp  
Canady  
Cannon  
Capps  
Capuano  
Cardin  
Carson  
Castle  
Chabot  
Chenoweth-Hage  
Clayton  
Clement  
Clyburn  
Coble  
Collins  
Combust  
Cox  
Coyne  
Cramer  
Crane  
Crowley  
Cubin  
Cummings  
Cunningham  
Danner  
Davis (FL)  
Davis (IL)  
Davis (VA)  
Deal  
DeFazio  
DeGette  
DeLauro  
DeLay  
DeMint  
Deutsch  
Diaz-Balart  
Dickey  
Dicks  
Dingell  
Dixon  
Doggett  
Dooley  
Doolittle  
Dreier  
Duncan  
Dunn  
Edwards  
Ehlers  
Ehrlich  
Emerson  
Engel  
Eshoo  
Etheridge  
Evans  
Everett  
Ewing  
Farr  
Fattah  
Filner  
Fletcher  
Foley  
Forbes

Fossella  
Fowler  
Frank (MA)  
Frelinghuysen  
Frost  
Gallegly  
Ganske  
Gejdenson  
Gekas  
Gephardt  
Gibbons  
Gilchrest  
Gillmor  
Gilman  
Gonzalez  
Goode  
Goodlatte  
Goodling  
Gordon  
Goss  
Graham  
Granger  
Green (TX)  
Green (WI)  
Gutierrez  
Gutknecht  
Hall (OH)  
Hall (TX)  
Hansen  
Hastings (FL)  
Hastings (WA)  
Hayes  
Hayworth  
Hefley  
Herger  
Hill (IN)  
Hill (MT)  
Hinche  
Hinojosa  
Hobson  
Hoefel  
Hoekstra  
Holden  
Holt  
Hooley  
Horn  
Hostettler  
Hoyer  
Isakson  
Hulshof  
Hunter  
Hutchinson  
Hyde  
Inslee  
Isakson  
Istook  
Jackson (IL)  
Jackson-Lee  
Jenkins  
John  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Kanjorski  
Kaptur  
Kasich  
Kelly  
Kennedy  
Kildee  
Kilpatrick  
Kind (WI)  
King (NY)  
Kingston  
Klecza  
Klink  
Knollenberg  
Klink  
Kolbe  
Kucinich  
Kuykendall  
LaFalce  
LaHood  
Lampson  
Lantos  
Largent  
Larson  
Latham  
LaTourette  
Lazio  
Leach  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski

LoBiondo  
Lowey  
Lucas (KY)  
Lucas (OK)  
Luther  
Maloney (CT)  
Maloney (NY)  
Manzullo  
Martinez  
Mascara  
Matsui  
McCarthy (MO)  
McCarthy (NY)  
McCrery  
McDermott  
McGovern  
McHugh  
McInnis  
McIntyre  
McKeon  
McKinney  
Meehan  
Meeks (NY)  
Mica  
Millender-McDonald  
Miller (FL)  
Miller, Gary  
Miller, George  
Minge  
Mink  
Moakley  
Mollohan  
Moore  
Moran (KS)  
Moran (VA)  
Morella  
Murtha  
Myrick  
Nadler  
Napolitano  
Nethercutt  
Ney  
Northup  
Nussle  
Oberstar  
Obey  
Olver  
Ortiz  
Ose  
Owens  
Oxley  
Packard  
Pallone  
Paul  
Pease  
Pelosi  
Peterson (MN)  
Peterson (PA)  
Petri  
Phelps  
Pickering  
Pickett  
Pombo  
Pomeroy  
Porter  
Portman  
Pryce (OH)  
Quinn  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Reyes  
Reynolds  
Riley  
Rivers  
Rodriguez  
Roemer  
Rogan  
Rogers  
Rohrabacher  
Rothman  
Roybal-Allard  
Rush  
Ryan (WI)  
Ryan (KS)  
Sabo  
Sanders  
Sandlin  
Sanford  
Sawyer  
Saxton  
Scarborough  
Schaffer

Schakowsky  
Scott  
Sensenbrenner  
Serrano  
Sessions  
Shadegg  
Shaw  
Shays  
Sherman  
Sherwood  
Shimkus  
Shows  
Shuster  
Simpson  
Sisisky  
Skeen  
Slaughter  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Sour  
Spence  
Spratt  
Stabenow

Stark  
Stearns  
Stenholm  
Strickland  
Stump  
Stupak  
Sununu  
Talent  
Tancredo  
Tanner  
Tauscher  
Taylor (NC)  
Thomas  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Thune  
Thurman  
Tiahrt  
Tierney  
Toomey  
Toews  
Traficant  
Turner  
Udall (CO)

Upton  
Velázquez  
Vislosky  
Walden  
Walsh  
Wamp  
Waters  
Watkins  
Watt (NC)  
Watts (OK)  
Weiner  
Weldon (FL)  
Weldon (PA)  
Weller  
Wexler  
Weygand  
Whitfield  
Wicker  
Wilson  
Wolf  
Woolsey  
Wu  
Wynn  
Young (AK)  
Young (FL)

Abercrombie  
Ackerman  
Aderholt  
Allen  
Andrews  
Archer  
Armey  
Baca  
Bachus  
Baird  
Baker  
Baldacci  
Baldwin  
Ballenger  
Barcia  
Barr  
Barrett (NE)  
Barrett (WI)  
Bartlett  
Barton  
Bass  
Bateman  
Becerra  
Bentsen  
Bereuter  
Berkley  
Berman  
Berry  
Biggert  
Bilbray  
Bilirakis  
Bishop  
Blagojevich  
Blumenauer  
Blunt  
Boehlert  
Boehner  
Bonilla  
Bonior  
Bono  
Borski  
Boswell  
Boucher  
Boyd  
Brady (PA)  
Brady (TX)  
Brown (FL)  
Brown (OH)  
Bryant  
Burr  
Buyer  
Callahan  
Calvert  
Camp  
Canady  
Cannon  
Capps  
Capuano  
Cardin  
Carson  
Castle  
Chabot  
Chenoweth-Hage  
Clayton  
Clement  
Clyburn  
Coble  
Collins  
Combust  
Cox  
Coyne  
Cramer  
Crane  
Crowley  
Cubin  
Cummings  
Cunningham  
Danner  
Davis (FL)  
Davis (IL)  
Davis (VA)  
Deal  
DeFazio  
DeGette  
DeLauro  
DeLay  
DeMint  
Deutsch  
Diaz-Balart  
Dickey  
Dicks  
Dingell  
Dixon  
Doggett  
Dooley  
Doolittle  
Dreier  
Duncan  
Dunn  
Edwards  
Ehlers  
Ehrlich  
Emerson  
Engel  
Eshoo  
Etheridge  
Evans  
Everett  
Ewing  
Farr  
Fattah  
Filner  
Fletcher  
Foley  
Forbes

## NOT VOTING—52

Bliley  
Brady (TX)  
Cambell  
Chambliss  
Coburn  
Condit  
Conyers  
Cook  
Cooksey  
Costello  
Doyle  
English  
Ford  
Franks (NJ)  
Greenwood  
Hillery  
Hilliard  
Houghton

Jefferson  
Johnson (CT)  
Jones (OH)  
Lofgren  
Markey  
McCollum  
McIntosh  
McNulty  
Meek (FL)  
Menendez  
Metcalf  
Neal  
Norwood  
Pascrell  
Pastor  
Payne  
Pitts  
Price (NC)

Ros-Lehtinen  
Roukema  
Royce  
Salmon  
Sanchez  
Skelton  
Smith (MI)  
Sweeney  
Tauzin  
Taylor (MS)  
Terry  
Udall (NM)  
Vento  
Vitter  
Waxman  
Wise

□ 1822

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

So (two-thirds having voted in favor thereof) the rules were suspended and the resolution, as amended, was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. TERRY. Mr. Speaker, I was unavoidably detained during rollcall Vote 234. Had I been present, I would have voted "aye."

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. OSE). Pursuant to the provisions of clause 8 of rule XX, the Chair announces that he will reduce to a minimum of 5 minutes the period of time within which a vote by electronic device may be taken on each additional motion to suspend the rules on which the Chair has postponed further proceedings.

## LES ASPIN POST OFFICE BUILDING

The SPEAKER pro tempore. The pending business is the question of suspending the rules and passing the bill, H.R. 4241.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by

the gentleman from Wisconsin (Mr. RYAN) that the House suspend the rules and pass the bill, H.R. 4241, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 378, nays 6, not voting 50, as follows:

[Roll No. 235]

YEAS—378

Abercrombie  
Ackerman  
Aderholt  
Allen  
Andrews  
Archer  
Armey  
Baca  
Bachus  
Baird  
Baker  
Baldacci  
Baldwin  
Ballenger  
Barcia  
Barr  
Barrett (NE)  
Barrett (WI)  
Bartlett  
Barton  
Bass  
Bateman  
Becerra  
Bentsen  
Bereuter  
Berkley  
Berman  
Berry  
Biggert  
Bilbray  
Bilirakis  
Bishop  
Blagojevich  
Blumenauer  
Blunt  
Boehlert  
Boehner  
Bonilla  
Bonior  
Bono  
Borski  
Boswell  
Boucher  
Boyd  
Brady (PA)  
Brady (TX)  
Brown (FL)  
Brown (OH)  
Bryant  
Burr  
Buyer  
Callahan  
Calvert  
Camp  
Canady  
Cannon  
Capps  
Capuano  
Cardin  
Carson  
Castle  
Chabot  
Chenoweth-Hage  
Clayton  
Clement  
Clyburn  
Coble  
Collins  
Combust  
Cox  
Coyne  
Cramer  
Crane  
Crowley  
Cubin  
Cummings  
Cunningham  
Danner  
Davis (FL)  
Davis (IL)  
Davis (VA)  
Deal  
DeFazio  
DeGette  
DeLauro  
DeLay  
DeMint  
Deutsch  
Diaz-Balart  
Dickey  
Dicks  
Dingell  
Dixon  
Doggett  
Dooley  
Doolittle  
Dreier  
Duncan  
Dunn  
Edwards  
Ehlers  
Ehrlich  
Emerson  
Engel  
Eshoo  
Etheridge  
Evans  
Everett  
Ewing  
Farr  
Fattah  
Filner  
Fletcher  
Foley  
Forbes

DeGette  
DeLauro  
DeMint  
Deutsch  
Diaz-Balart  
Dickey  
Dicks  
Dingell  
Dixon  
Doggett  
Dooley  
Doolittle  
Dreier  
Duncan  
Dunn  
Edwards  
Ehlers  
Ehrlich  
Emerson  
Engel  
Eshoo  
Etheridge  
Evans  
Everett  
Ewing  
Farr  
Fattah  
Filner  
Fletcher  
Forbes  
Fossella  
Fowler  
Frank (MA)  
Frelinghuysen  
Frost  
Gallegly  
Ganske  
Gejdenson  
Gekas  
Gephardt  
Gibbons  
Gilchrest  
Gillmor  
Gilman  
Gonzalez  
Goode  
Goodlatte  
Goodling  
Gordon  
Goss  
Graham  
Granger  
Green (TX)  
Green (WI)  
Gutierrez  
Gutknecht  
Hall (OH)  
Hall (TX)  
Hansen  
Hastings (FL)  
Hastings (WA)  
Hayes  
Hayworth  
Hefley  
Herger  
Hill (IN)  
Hill (MT)  
Hinche  
Hinojosa  
Hobson  
Hoefel  
Hoekstra  
Holden  
Holt  
Hooley  
Horn  
Hostettler  
Hoyer  
Hulshof  
Hunter  
Hutchinson

Hyde  
Inslee  
Isakson  
Istook  
Jackson (IL)  
Jackson-Lee  
Kanjorski  
Kaptur  
Kasich  
Kelly  
Kennedy  
Kildee  
Kilpatrick  
Kind (WI)  
King (NY)  
Kingston  
Klecza  
Klink  
Knollenberg  
Kolbe  
Kucinich  
Kuykendall  
LaFalce  
LaHood  
Lampson  
Lantos  
Largent  
Larson  
Latham  
LaTourette  
Lazio  
Leach  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski