

to have a maximum passenger seating capacity of 60 seats or less.

SEC. 8. DECLARATION OF POLICY.

(a) STRENGTHENING OF COMPETITION.—Section 102 of the Federal Aviation Act of 1958 (49 U.S.C. App. 1302) is amended by adding at the end the following new subsection:

“(c) STRENGTHENING OF COMPETITION.—In selecting an air carrier to provide foreign air transportation from among competing applicants to provide such transportation, the Secretary shall consider the strengthening of competition among air carriers operating in the United States in order to prevent undue concentration in the air carrier industry, in addition to considering the factors specified in subsections (a) and (b) of this section.”.

(b) CONFORMING AMENDMENT.—The portion of the table of contents contained in the first section of such Act relating to section 102 is amended by adding at the end the following new item:

“(c) Strengthening of competition.”.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

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

Mr. OBERSTAR demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 230 Nays 160

¶101.20 [Roll No. 386] YEAS—230

- Abercrombie Donnelly Johnson (CT)
Alexander Dooley Johnson (SD)
Anderson Dorgan (ND) Jones (GA)
Andrews (ME) Downey Jones (NC)
Andrews (TX) Early Jontz
Applegate Eckart Kanjorski
Archer Edwards (CA) Kaptur
Aspin Emerson Kasich
Atkins Engel Kennedy
Bacchus Espy Kildee
Bateman Evans Kleczka
Beilenson Ewing Koltner
Bennett Fazio Kopetski
Bentley Feighan Kostmayer
Bereuter Fields Kyl
Berman Foglietta LaFalce
Blackwell Ford (MI) Lantos
Boehlert Ford (TN) Laughlin
Bonior Frank (MA) Levin (MI)
Borski Gejdenson Levine (CA)
Boucher Gekas Lewis (GA)
Brooks Gephardt Lloyd
Brown Gibbons Long
Bruce Gilchrist Lowey (NY)
Bunning Gillmor Luken
Camp Gilman Machtley
Cardin Glickman Manton
Carper Goodling Martin
Carr Guarini Martinez
Chandler Gunderson Matsui
Clinger Hall (OH) Mazzoli
Coleman (MO) Hamilton McCloskey
Collins (MI) Hammerschmidt McDade
Conyers Hansen McEwen
Coughlin Henry McGrath
Coyne Hertel McHugh
Cramer Hobson McMillen (MD)
Darden Horn Meyers
de la Garza Horton Mfume
DeLauro Hoyer Mineta
DeLay Hubbard Mink
Dellums Huckabay Moakley
Derrick Hughes Molinari
Dickinson Hunter Mollohan
Dicks Hutto Moody
Dingell Jacobs Moran
Dixon Jefferson Morella

- Mrazek
Murphy
Nagle
Neal (MA)
Nichols
Nowak
Nussle
Oakar
Oberstar
Obey
Olver
Ortiz
Orton
Owens (NY)
Owens (UT)
Pallone
Pastor
Payne (NJ)
Pease
Pelosi
Penny
Perkins
Peterson (FL)
Peterson (MN)
Petri
Pickett
Pursell
Rahall
Ramstad
Rangel
Ray
Reed
Rhodes
Ridge
Riggs
Rinaldo
Ritter
Roberts
Roe
Roemer
Roukema
Rowland
Russo
Sabo
Sanders
Santorum
Savage
Sawyer
Scheuer
Schulze
Schumer
Serrano
Sharp
Shaw
Shays
Shuster
Sikorski
Skaggs
Skelton
Slattery

- Slaughter
Smith (NJ)
Smith (TX)
Snowe
Solarz
Spratt
Stark
Stokes
Studds
Swift
Tallon
Taylor (NC)
Thomas (GA)
Traficant
Upton
Vander Jagt
Volkmer
Vucanovich
Waters
Waxman
Weiss
Weldo
Wheat
Whitten
Williams
Wise
Wolpe
Wyden
Young (FL)

- Towns
Traxler
Vento
Walker
Weber
Wilson
Yates
Yatron

So the bill was passed.
A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶101.21 ENERGY EFFICIENCY

On motion of Mr. SHARP, by unanimous consent, the bill (H.R. 776) to provide for improved energy efficiency; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. SHARP, it was,

Resolved, That the House disagree to the amendment of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

Ordered, That the Clerk notify the Senate thereof.

¶101.22 MOTION TO INSTRUCT CONFEREES—H.R. 776

Mr. LENT moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on H.R. 776 be instructed to balance both energy conservation and energy efficiency with energy supply, achieve this goal in a manner consistent with environmental protection, and use market mechanisms and incentives rather than command-and-control regulations and government subsidies, within the scope of the conference.

After debate,

On motion of Mr. LENT, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER announced that the yeas had it.

So the motion to instruct the managers on the part of the House was agreed to.

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

¶101.23 APPOINTMENT OF CONFEREES—H.R. 776

Thereupon, the SPEAKER announced the appointment of the following Members as managers on the part of the House at said conference:

From the Committee on Energy and Commerce, for consideration of the House bill (except title XIX), and the Senate amendment (except title XX), and modifications committed to conference: Messrs. DINGELL, SHARP, MARKEY, TAUZIN, TOWNS, SWIFT, SYNARLENT, MOORHEAD, AND DANNE-MEYER; PROVIDED, THAT MR. BLILEY is appointed only for consideration of titles I, VII, XII, XVII, and XXXI of the House bill, and titles V, VI and XV of the Senate amendment;
Mr. FIELDS is appointed only for consideration of titles III, IV, V, XIV,

NAYS—160

- Allard
Allen
Andrews (NJ)
Annunzio
Anthony
Army
Baker
Ballenger
Barrett
Bevill
Bilbray
Billirakis
Bliley
Boehner
Brewster
Broomfield
Browder
Bryant
Burton
Bustamante
Byron
Callahan
Campbell (CA)
Clement
Coble
Coleman (TX)
Collins (IL)
Combest
Condit
Cooper
Costello
Cox (CA)
Cox (IL)
Crane
Dannemeyer
Davis
Doolittle
Dornan (CA)
Dreier
Duncan
Durbin
Edwards (OK)
Edwards (TX)
English
Erdreich
Fascell
Fawell
Fish
Franks (CT)
Frost
Gallegly
Geren
Gonzalez
Gordon
Goss
Gradison
Grandy
Green
Hall (TX)
Hancock
Harris
Hastert
Hayes (IL)
Hayes (LA)
Hefley
Hefner
Herger
Hochbrueckner
Holloway
Hopkins
Inhofe
James
Johnson (TX)
Johnston
Kennelly
Klug
Kolbe
Lagomarsino
Lancaster
LaRocco
Leach
Lehman (FL)
Lent
Lewis (CA)
Lewis (FL)
Lightfoot
Lipinski
Livingston
Lowery (CA)
Marlenee
Mavroules
McCandless
McCrery
McCurdy
McDermott
McMillan (NC)
McNulty
Michel
Miller (OH)
Miller (WA)
Montgomery
Moorhead
Morrison
Myers
Natcher
Neal (NC)
Oxley
Packard
Panetta
Parker
Patterson
Paxon
Payne (VA)
Pickle
Porter
Poshard
Price
Quillen
Ravenel
Regula
Rogers
Rohrabacher
Ros-Lehtinen
Rose
Rostenkowski
Roth
Rathmeister
Sarpalius
Saxton
Schaefer
Schiff
Schroeder
Sensenbrenner
Sisisky
Skeen
Smith (FL)
Smith (OR)
Spence
Stallings
Stearns
Stump
Sundquist
Swett
Synar
Tauzin
Taylor (MS)
Thomas (CA)
Thomas (WY)
Thornton
Torres
Unsoeld
Valentine
Visclosky
Walsh
Washington
Wolf
Wylie
Young (AK)
Zimmer

NOT VOTING—44

- Ackerman
AuCoin
Barnard
Barton
Boxer
Campbell (CO)
Chapman
Clay
Cunningham
DeFazio
Dwyer
Dymally
Flake
Gallo
Gaydos
Gingrich
Hatcher
Hoagland
Houghton
Hyde
Ireland
Jenkins
Lehman (CA)
Markey
McCollum
Miller (CA)
Murtha
Olin
Richardson
Roybal
Smith (IA)
Solomon
Staggers
Stenholm
Tanner
Torricelli

XVIII, and XX of the House bill, and titles IV and XVI of the Senate amendment;

Mr. OXLEY is appointed only for consideration of titles II, VI, VIII, IX, X, XI, XIII, XV, XVI, XXI, XXII, XXIII, XXIV, XXV, XXVI, XXVII, XXVIII, XXIX, and XXX of the House bill, and titles I, II, VIII, IX, X, XI, XII, XIII, XIV, XVII, XVIII, XIX, and XXI of the Senate amendment; and in lieu of Mr. LENT for title VII of the House bill and title XV of the Senate Amendment;

From the Committee on Ways and Means, for consideration of title XIX of the House bill, and section 19108 and title XX of the Senate amendment, and modifications committed to conference: Messrs. ROSTENKOWSKI, GIBBONS, PICKLE, RANGEL, STARK, ARCHER, VANDER JAGT, and CRANE;

As additional conferees from the Committee on Ways and Means, for that portion of section 1101 of the House bill which adds new section 1701 and 1702 to the Atomic Energy Act of 1974, and that portion of section 10103 of the Senate amendment which adds new sections 1701 and 1702 to the Atomic Energy Act of 1954, and modifications committed to conference: Messrs. ROSTENKOWSKI, GIBBONS, PICKLE, RANGEL, STARK, JACOBS, FORD of Tennessee, ARCHER, VANDER JAGT, CRANE, and Schulze;

As additional conferees from the Committee on Education and Labor, for consideration of section 20141, 20142, 20143 (except those portions which add new sections 9702(a)(4), 9704, 9705(a)(4), 9706, 9712(d)(5) to the Internal Revenue Code of 1986) of the Senate amendment, and modifications committed to conference: Messrs. FORD of Michigan, CLAY, MILLER, of California, KILDEE, and WILLIAMS, Mrs. ROUKEMA, Mr. FAWELL, and Mr. BALLENGER;

As additional conferees from the Committee on Education and Labor, for consideration of those portions of section 901 which add new sections 1305 and 1312 to the Atomic Energy Act of 1954, that portion of section 1101 which adds a new section 1704 to the Atomic Energy Act of 1954, and sections 4402, 6601-04, 10104, 13119, and 19113 of the Senate amendment, and modifications committed to conference: Messrs. FORD of Michigan, WILLIAMS, and GOODLING;

As additional conferees from the Committee on Foreign Affairs, for consideration of sections 1205, 1208, 1213-14, 1302-05, 1606, and 2481 of the House bill, and sections 5101-04, that portion of section 5201 which adds a new section 6 to the Renewable Energy and Energy Efficiency Technology Competitiveness Act of 1989, 14108-09, and 14301-02, of the Senate amendment, and modifications committed to conference: Messrs. FASCELL, GEJDENSON, WOLPE, LEVINE of California, FEIGHAN, JOHNSTON of Florida, ENGLE, BROOMFIELD, ROTH, MILLER of Washington, and HOUGHTON;

As additional conferees from the Committee on Foreign Affairs, for consideration of section 903, 1205, 1208, 1211, 1213-14, 1302-05, 1607, 2481, and 2704, of

the House bill, and sections 1201, 6701-02, 10223(b), 13102, 17101-02, 19101, and 19109 of the Senate amendment, and modifications committed to conference: Messrs. FASCELL, GEJDENSON, and BROOMFIELD;

As additional conferees from the Committees on Government Operations, for consideration of sections 121 (e) and (f), 122, 127 and 128 of the House bill, and sections 6207, 6216, 6218, and 62201 of the Senate amendment, and modifications committed to conference: Messrs. CONYERS, BUSTAMANTE, and CLINGER;

As additional conferees from the Committee on Government Operations, for consideration of sections 302 and 304-06 of the House bill, and sections 4102, 4105-06, 4112-13, 4116, and 4119 of the Senate amendment, and modifications committed to conference: Messrs. CONYERS, WISE, and MCCANDLESS;

As additional conferees from the Committee on Interior and Insular Affairs, for consideration of sections 133, 1314, 1403, 1607, 3002, 3004, 3009, 3101, 3102, and 3104 and titles VIII-XI and XXIV-XXIX of the House bill, and sections 5302-04, 5308, 6303, 6501, 6506, 13115, 13118, 13120-21, 14114, 19104, and 19110, 19112 and titles VIII, IX, X, XII, and XVIII of the Senate amendment, and modifications committed to conference: Messrs. MILLER of California, RAHALL, VENTO, KOSTMAYER, DE LUGO, GEJDENSON, DEFAZIO, YOUNG of Alaska, and MARLENEE, Mrs. VUCANOVICH, and Mr. RHODES; Provided, Mr. MURPHY is appointed in lieu of Mr. DEFAZIO for consideration of title XXV of the House bill and section 14114 of the Senate amendment only;

Mr. ABERCROMBIE is appointed in lieu of Mr. DEFAZIO for consideration of section 2481 of the House bill only;

As additional conferees from the Committee on Interior and Insular Affairs, for consideration of that portion of section 723(h) which adds a new section 212(h) to the Federal Power Act, 1312-13, 1403, 1607, 2012, 2113, 2307, and 3008 of the House bill, and sections 6501, 6506, 19104, 19110, and 20143(b) and titles VIII and XXI of the Senate amendment, and modifications committed to conference: Messrs. MILLER of California, RAHALL, and YOUNG of Alaska;

As additional conferees from the Committee on the Judiciary, for consideration of section 3010 of the House bill, and section 19102 of the Senate amendment, and modifications committed to conference: Messrs. BROOKS, EDWARDS of California, GLICKMAN, FEIGHAN, STAGGERS, BERMAN, WASHINGTON, FISH, HYDE, CAMPBELL of California, and SMITH of Texas;

As additional conferees from the Committee on the Judiciary, for consideration of sections 11107 of the Senate amendment, and modifications committed to conference: Messrs. BROOKS, EDWARDS of California, and FISH;

As additional conferees from the Committee on the Judiciary, for consideration of section 19106 of the Senate amendment, and modifications

committed to conference: Messrs. BROOKS, FRANK of Massachusetts, and GEKAS;

As additional conferees from the Committee on Merchant Marine and Fisheries, for consideration of section 1607, and title XXIV of the House bill, and title XII of the Senate amendment, and modifications committed to conference: Messrs. JONES of North Carolina, STUDDS, HUGHES, HUTTO, HERTEL, TALLON, LANCASTER, DAVIS, FIELDS, BATEMAN, and INHOFE;

As additional conferees from the Committee on Merchant Marine and Fisheries, for consideration of sections 205, 1602, of the House bill, and sections 5204, 5302, 5304, and 11103 and title XXI of the Senate amendment, and modifications committed to conference: Messrs. JONES of North Carolina, STUDDS, and DAVIS;

As additional conferees from the Committee on Public Works and Transportation, for consideration of sections 121-28, 132, 411, 2453, 2461-64, 2705, 3102, and 3104 and title XVIII of the House bill, and sections 4120, 4401, 5303, 5308, 6101, 6201-24, 6304, and 10224 of the Senate amendment, and modifications committed to conference: Messrs. ROE, MINETA, NOWAK, APPLIGATE, DE LUGO, SAVAGE, BORSKI, HAMMERSCHMIDT, SHUSTER, PETRI, and INHOFE;

As additional conferees from the Committee on Public Works and Transportation, for consideration of sections 164(h), that portion of section 723 which adds a new section 212(i) to the Federal Power Act, 410, and 1316 of the House bill, and sections 12103, 12204, and 14113 of the Senate amendment, and modifications committed to conference: Messrs. ROE, MINETA, and HAMMERSCHMIDT; and

As additional conferees from the Committee on Science, Space, and Technology, for consideration of sections 901-02, 1203, 1207, 1301, 1306-09, 1318-19, 2471, 2502-03, 2513, 3005, 3007, 3009 and titles VI and XX-XXIII of the House bill, and sections 4201-18, 4305, 4401, 5201-02, 5204-06, 6104, 6501 and titles II, VIII, X, XIII and XIV of the Senate amendment, and modifications committed to conference: Mr. BROWN, Mrs. LLOYD, and Messrs. SCHEUER, WOLPE, STALLINGS, ROEMER, SWETT, WALKER, RITTER, MORRISON, and FAWELL.

By unanimous consent, the Speaker reserved the authority to make additional appointments and changes in appointments of conferees.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶101.24 HIGHWAY PROJECTS CONSTRUCTION

On motion of Mr. MINETA, by unanimous consent, the Committee on Public Works and Transportation was discharged from further consideration of the bill (H.R. 5830) to expedite construction of highway projects which provide additional quality jobs.

When said bill was considered, read twice, ordered to be engrossed and read