

to 50 U.S.C. 1512(4); to the Committee on Armed Services.

895. A letter from the National Institutes of Health, Director, Department of Health and Human Services, transmitting a copy of the 15th annual report of National Institutes of Health Program in biomedical and behavioral nutrition research and training for fiscal year 1991, pursuant to 42 U.S.C. 288b(c); to the Committee on Energy and Commerce.

896. A letter from the Acting Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of Presidential Determination No. 93-15, authorizing the furnishing of assistance from the Emergency Refugee and Migration Assistance Fund for unexpected urgent needs of refugees and other persons in Haiti, pursuant to 22 U.S.C. 2601(c)(3); to the Committee on Foreign Affairs.

897. A letter from the Acting Director of Administration and Management, Department of Energy, transmitting a report of activities under the Freedom of Information Act for calendar year 1992, pursuant to 5 U.S.C. 552(d); to the Committee on Government Operations.

898. A letter from the Chairman, U.S. Consumer Product Safety Commission, transmitting a report of activities under the Freedom of Information Act for calendar year 1992, pursuant to 5 U.S.C. 552(e); to the Committee on Government Operations.

899. A letter from the Acting Assistant Attorney General, Department of Justice, transmitting copies of the report of the Attorney General regarding activities initiated pursuant to the Civil Rights of Institutionalized Persons Act during fiscal year 1992, pursuant to 42 U.S.C. 1997 et seq; to the Committee on the Judiciary.

900. A letter from the Secretary of Defense, transmitting a report on the status of the process for resolution of commercial disputes in Saudi Arabia and the prognosis for such disputes which remain unresolved, pursuant to Public Law 102-396, section 9140; jointly, to the Committees on Appropriations and Foreign Affairs.

¶25.4 MINORITY EMPLOYEE RESIGNATION

The SPEAKER pro tempore, Mr. MURTHA, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES,
Washington, DC, March 1, 1993.

Hon. THOMAS S. FOLEY,

Speaker, House of Representatives, The Capitol.

DEAR MR. SPEAKER: I have had a great privilege that very few in America have experienced and that is serving as a member of the Staff of the House of Representatives for some 44 years. It has been an experience that I shall remember to the end of my time. The friendships I have developed with you, with my own Leader, Bob Michel, and so many others over these years has been a very rare privilege.

But now with the years passing by more rapidly I have determined that I should spend more of my remaining time with my long suffering and devoted wife, my seven children and nine grandchildren. I shall continue to remain active participating in my son's law firm but at a pace one can have the opportunity to stop and smell the roses.

I, therefore, submit my resignation effective the end of business on March 15, 1993. I thank you, my Leader and all the Members for making my life a Camelot come true.

Respectfully,

WALTER P. KENNEDY.

¶25.5 NIH REAUTHORIZATION

The SPEAKER pro tempore, Mr. MURTHA, pursuant to House Resolution 119 and rule XXIII, declared the

House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 4) to amend the Public Health Service Act to revise and extend the programs of the National Institutes of Health, and for other purposes.

Mr. MFUME, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

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

When Mr. MFUME, Chairman, pursuant to House Resolution 119, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

Mr. SOLOMON demanded a separate vote on each of the following amendments to the amendment in the nature of a substitute reported from the Committee of the Whole House on the state of the Union: the BLILEY amendment, as amended; the WAXMAN amendment; the GILMAN amendment; the TRAFICANT amendment; and the SAM JOHNSON amendment.

The question being put, viva voce,

Will the House agree to the following amendment on which a separate vote had been demanded (the BLILEY amendment, as amended)?

In section 111 of the bill, in section 498A of the Public Health Service Act (as proposed to be inserted by the bill), strike subsection (b) and insert the following:

“(b) INFORMED CONSENT OF DONOR.—

“(1) IN GENERAL.—In research carried out under subsection (a), human fetal tissue may be used only if the woman providing the tissue makes a statement, made in writing and signed by the woman, declaring that—

“(A) the woman donates the fetal tissue for use in research described in subsection (a);

“(B) the donation is made without any restriction regarding the identity of individuals who may be the recipients of transplantations of the tissue; and

“(C) the woman has not been informed of the identity of any such individuals.

“(2) ADDITIONAL STATEMENT.—In research carried out under subsection (a), human fetal tissue may be used only if the attending physician with respect to obtaining the issue from the woman involved makes a statement, made in writing and signed by the physician, declaring that—

“(A) in the case of tissue obtained pursuant to an induced abortion—

“(i) the consent of the woman for the abortion was obtained prior to request or obtaining consent for a donation of the tissue for use in such research;

“(ii) no alteration of the timing, method, or procedures used to terminate the pregnancy was made solely for the purposes of obtaining the tissue; and

“(iii) the abortion was performed in accordance with applicable State law;

“(B) the tissue has been donated by the woman in accordance with paragraph (1); and

“(C) full disclosure has been provided to the woman with regard to—

“(i) such physician's interest, if any, in the research to be conducted with the tissue; and

“(ii) any known medical risks to the woman or risks to her privacy that might be associated with the donation of the tissue and that are in addition to risks of such type that are associated with the woman's medical care.

In section 111 of the bill, in subsection (c)(1)(B) of section 498A of the Public Health Service Act (as proposed to be inserted by the bill), strike “subsequent” and insert “pursuant to”.

In section 111 of the bill, in section 498A of the Public Health Service Act (as proposed to be inserted by the bill), insert after subsection (e) the following subsection (and redesignate subsequent subsections accordingly):

“(f) REPORT.—The Secretary shall annually submit to the Committee on Energy and Commerce of the House of Representatives, and to the Committee on Labor and Human Resources of the Senate, a report describing the activities carried out under this section during the preceding fiscal year, including a description of whether and to what extent research under subsection (a) has been conducted in accordance with this section.

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

Mr. SOLOMON 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 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 250
Nays 161

¶25.6

[Roll No. 64]

YEAS—250

Abercrombie	Edwards (CA)	Kleccka
Ackerman	Edwards (TX)	Klein
Andrews (ME)	Engel	Klug
Andrews (NJ)	English (AZ)	Kolbe
Andrews (TX)	English (OK)	Kreidler
Bacchus (FL)	Eshoo	Lambert
Baessler	Evans	Lancaster
Barlow	Fawell	Lantos
Barrett (WI)	Fazio	LaRocco
Becerra	Fields (LA)	Laughlin
Beilenson	Filner	Lazio
Bentley	Fingerhut	Leach
Bereuter	Flake	Lehman
Berman	Ford (MI)	Levin
Bevill	Fowler	Lewis (FL)
Bilbray	Frank (MA)	Lewis (GA)
Bishop	Franks (CT)	Lipinski
Blackwell	Franks (NJ)	Lloyd
Boehlert	Furse	Long
Bonior	Gallo	Lowey
Borski	Gejdenson	Machtley
Brewster	Gephardt	Maloney
Brooks	Geren	Mann
Browder	Gibbons	Margolies-
Brown (CA)	Gilchrest	Mezvinsky
Brown (FL)	Gilman	Martinez
Brown (OH)	Glickman	Matsui
Bryant	Gonzalez	McCloskey
Byrne	Gordon	McCurdy
Cantwell	Green	McDermott
Carr	Greenwood	McHale
Castle	Gunderson	McInnis
Chapman	Hall (TX)	McKinney
Clay	Hamburg	McMillan
Clayton	Hamilton	Meehan
Clement	Hefner	Meek
Clyburn	Hilliard	Menendez
Coleman	Hinchee	Meyers
Collins (MI)	Hoagland	Mfume
Condit	Hobson	Miller (CA)
Cooper	Hochbrueckner	Miller (FL)
Coppersmith	Horn	Minge
Coyne	Houghton	Mink
Cramer	Hoyer	Moakley
Danner	Hughes	Molinari
Darden	Inslee	Montgomery
DeFazio	Jacobs	Moran
DeLauro	Jefferson	Morella
Dellums	Johnson (CT)	Nadler
Derrick	Johnson (GA)	Natcher
Deutsch	Johnson (SD)	Neal (MA)
Dicks	Johnson, E.B.	Neal (NC)
Dingell	Johnston	Obey
Dixon	Kaptur	Olver
Dooley	Kennedy	Owens
Dunn	Kennelly	Pallone
Durbin	Kildee	Pastor