

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

¶112.9 BIOLOGICAL SURVEY

The SPEAKER pro tempore, Mr. SWIFT, pursuant to House Resolution 262 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1845) to establish the Biological Survey in the Department of the Interior.

The SPEAKER pro tempore, Mr. SWIFT, by unanimous consent, designated Mrs. MINK as Chairman of the Committee of the Whole; and after some time spent therein,

¶112.10 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. TAUZIN:

- In section 3(c)—
(1) strike paragraph (2); and
(2) in paragraph (1)—
(A) strike “(1) IN GENERAL.—”;
(B) in subparagraph (B) insert “and” after the semicolon at the end;
(C) in subparagraph (C) strike “; and” and insert a period;
(D) strike subparagraph (D); and
(E) redesignate subparagraphs (A), (B), and (C) in order as paragraphs (1), (2), and (3).

It was decided in the affirmative { Yeas ..... 217 Nays ..... 212

¶112.11 [Roll No. 484] AYES—217

- Allard Danner Huffington
Andrews (TX) de la Garza Hutchinson
Applegate Deal Hutto
Archer DeLay Hyde
Armye Dickey Inhofe
Bachus (AL) Dooley Istook
Baker (CA) Doolittle Jefferson
Baker (LA) Dornan Johnson, Sam
Ballenger Dreier Kaptur
Barcia Duncan Kasich
Barlow Dunn Kim
Barrett (NE) Edwards (TX) King
Bartlett Emerson Kingston
Barton English (OK) Klink
Bateman Everett Knollenberg
Bentley Ewing Kolbe
Bereuter Fawell Kyl
Bevill Fazio Lambert
Bilirakis Fields (LA) Laughlin
Bishop Fields (TX) Lazio
Billey Fish Lehman
Blute Fowler Levy
Boehner Franks (CT) Lewis (CA)
Bonilla Franks (NJ) Lewis (FL)
Brewster Gallegly Lightfoot
Brooks Gallo Linder
Browder Gekas Lipinski
Bryant Geren Livingston
Bunning Gillmor Lloyd
Burton Gingrich Manzullo
Buyer Goodlatte Mazzoli
Callahan Goodling McCandless
Calvert Goss McCollum
Camp Grams McCrery
Canady Grandy McDade
Chapman Gunderson McHugh
Clinger Hall (TX) McInnis
Clyburn Hancock McKeon
Coble Hansen McMillan
Collins (GA) Hastert Mica
Combest Hayes Miller (FL)
Condit Hefley Minge
Cooper Herger Molinari
Costello Hilliard Mollohan
Cox Hoekstra Montgomery
Cramer Hoke Moorhead
Crane Holden Murphy
Crapo Horn Murtha
Cunningham Houghton Myers

- Nussle Rowland Tanner
Ortiz Royce Tauzin
Orton Santorum Taylor (MS)
Oxley Sarpalius Taylor (NC)
Packard Saxton Tejeda
Parker Schaefer Thomas (CA)
Paxon Schiff Thomas (WY)
Penny Sensenbrenner Thornton
Peterson (MN) Shaw Torkildsen
Petri Shuster Traficant
Pickett Sisisky Upton
Pombo Skeen Volkmer
Portman Skelton Vucanovich
Poshard Smith (IA) Walker
Pryce (OH) Smith (MI) Walsh
Quillen Smith (OR) Weldon
Quinn Smith (TX) Whitten
Regula Solomon Wolf
Ridge Spence Young (AK)
Roberts Stearns Young (FL)
Rogers Stenholm Zeliff
Rohrabacher Stump
Roth Sundquist
Roukema Talent

NOES—212

- Abercrombie Hamilton Pastor
Ackerman Harman Payne (NJ)
Andrews (ME) Hefner Payne (VA)
Andrews (NJ) Hinchey Pelosi
Bacchus (FL) Hoagland Peterson (FL)
Baesler Hobson Pickle
Barca Hoyer Porter
Barrett (WI) Hoyer Price (NC)
Becerra Hughes Rahall
Beilenson Inglis Ramstad
Berman Inslee Rangel
Bilbray Jacobs Ravenel
Boehlert Johnson (CT) Reed
Bonior Johnson (GA) Reynolds
Borski Johnson (SD) Richardson
Boucher Johnson, E. B. Roemer
Brown (CA) Johnston Ros-Lehtinen
Brown (FL) Kanjorski Rose
Brown (OH) Kennedy Rostenkowski
Byrne Kennelly Roybal-Allard
Cantwell Kildee Rush
Cardin Kleczka Sabo
Carr Klein Sanders
Castle Klug Sangmeister
Clay Kopetski Sawyer
Clayton Kreidler Schenk
Clement LaFalce Schroeder
Coleman Lancaster Schumer
Collins (IL) Lantos Scott
Collins (MI) LaRocco Serrano
Conyers Leach Sharp
Coppersmith Levin Shays
Coyne Lewis (GA) Shepherd
Darden Long Skaggs
de Lugo (VI) Lowey Slattery
DeFazio Machtley Slaughter
DeLauro Maloney Smith (NJ)
Dellums Mann Snowe
Deutsch Manton Spratt
Diaz-Balart Margolies- Stark
Dicks Mezvinsky Stokes
Dingell Markey Strickland
Dixon Martinez Studds
Durbin Matsui Stupak
Edwards (CA) McCloskey Sweet
Engel McCurdy Swift
English (AZ) McDermott Synar
Eshoo McHale Thompson
Evans McKinney Thurman
Farr McNulty Torres
Fingerhut Meehan Torricelli
Flake Meek Towns
Foglietta Menendez Tucker
Ford (MI) Meyers Underwood (GU)
Ford (TN) Mfume Unsoeld
Frank (MA) Miller (CA) Valentine
Furse Mineta Velazquez
Gejdenson Moakley Vento
Gephardt Moran Visclosky
Gibbons Morella Washington
Gilchrest Nadler Waters
Gilman Natcher Watt
Glickman Neal (MA) Waxman
Gonzalez Neal (NC) Wheat
Gordon Norton (DC) Williams
Green Oberstar Wise
Greenwood Obey Woolsey
Gutierrez Olver Wyden
Hall (OH) Owens Wynn
Hamburg Pallone Yates
Zimmer

NOT VOTING—9

- Blackwell Frost Pomeroy
Derrick Hastings Romero-Barcelo
Faleomavaega Hunter (PR)
(AS) Michel

So the amendment was agreed to. After some further time,

¶112.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. TAYLOR of North Carolina:

Strike section 6, and insert:

SEC. 6. SURVEY ACTIVITIES ON PRIVATE AND OTHER NON-FEDERAL LANDS.

(a) COMPLIANCE WITH STATE LAWS.—The Survey shall comply with applicable State and Tribal government laws, including laws relating to private property rights and privacy.

(b) CONSENT AND NOTICE REQUIREMENTS.—

(1) IN GENERAL.—The Survey shall not enter non-federal real property for the purpose of collecting information regarding the property, unless the owner of the property has—

(A) consented in writing to that entry;

(B) after providing that consent, been provided notice of that entry; and

(C) been notified that any raw data collected from the property must be made available at no cost, if requested by the land owner.

(2) LIMITATION.—Paragraph (1) does not prohibit entry of property for the purpose of obtaining consent or providing notice as required by that paragraph.

(c) REPORT TO CONGRESS.—On January 1, 1995, and January 1, 1996, and biennially thereafter, the secretary shall provide a report to the Committee on Merchant Marine and Fisheries in the House of Representatives and the Committee on Environment and Public Works in the Senate. The report shall identify all activities of the Survey on non-federal lands and shall certify compliance with subsection (b)(1).

(d) SURVEY POLICY ON ACCESS TO PRIVATE AND NON-FEDERAL LANDS.—Within six months of enactment, the Director shall develop a policy for Survey employees and agents to follow in order to help ensure compliance with subsection (b)(1). The Director shall provide this policy to the Committee on Merchant Marine and Fisheries in the House of Representatives and the Committee on Environment and Public Works in the Senate.

(e) SURVEY DEFINED.—In this section, the term “Survey” includes any person that is an officer, employee, or agent of the Survey, including any such person acting pursuant to a contract or cooperative agreement with or any grant from the Survey.

It was decided in the affirmative { Yeas ..... 309 Nays ..... 115

¶112.13 [Roll No. 485] AYES—309

- Allard Barton Browder
Andrews (TX) Bateman Brown (FL)
Applegate Bentley Brown (OH)
Archer Bereuter Bryant
Armye Bevill Bunning
Bachus (AL) Bilbray Burton
Baesler Bilirakis Buyer
Baker (CA) Bishop Byrne
Baker (LA) Bliley Callahan
Ballenger Blute Calvert
Barca Boehlert Camp
Barcia Boehner Canady
Barlow Bonilla Cantwell
Barrett (NE) Boucher Carr
Barrett (WI) Brewster Castle
Bartlett Brooks Chapman