

of contractors and designated subcontractors whose employment is terminated by reason of the termination of the SSC may receive (A) up to 90 days termination pay dating from the date of termination notice, and (B) reasonable relocation expenses and assistance;

(2) the Secretary of Energy shall prepare and submit a report with recommendations to the President and the Congress containing:

(a) a plan to maximize the value of the investment that has been made in the project and minimizing the loss to the United States and involved states and persons, including recommendations as to the feasibility of utilizing SSC assets in whole or in part in pursuit of an international high energy physics endeavor;

(b) the Secretary is authorized to consult with and use Universities Research Association and/or other contractors and/or recognized experts in preparing this report and recommendations and is authorized to contract with such parties as may be appropriate in carrying out such duties; and

(c) the Secretary shall release any recommendations from time to time as available, but the final report shall be submitted by July 1, 1994; and

(3) nothing herein or any action taken under this authority shall be construed to change the Memorandum of Understanding between the Secretary of Energy and the State of Texas dated November 9, 1990, regarding the project.

and on page 21, line 17, of the House engrossed bill (H.R. 2445) strike all after "\$1,194,114,000" down to and including "expended" on line 18.

Pending consideration of said motion,

The SPEAKER pro tempore, Mr. FIELDS of Louisiana, pursuant to the order of the House, divided the time for debate equally among Messrs. BEVILL and BURTON.

After debate,

Pursuant to the order of the House, the previous question was considered ordered.

The question being put, viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. FIELDS of Louisiana, announced that the yeas had it.

Mr. BURTON 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 227
Nays 190

123.8

[Roll No. 527]

YEAS—227

Ackerman Bishop Carr
Andrews (NJ) Bliley Clayton
Applegate Boehlert Clinger
Archer Bonilla Clyburn
Armey Bonior Coleman
Bacchus (FL) Borski Collins (IL)
Bacchus (AL) Boucher Collins (MI)
Baesler Brewster Cooper
Baker (LA) Brooks Coyne
Ballenger Browder Cramer
Barlow Brown (FL) Darden
Barton Brown (OH) DeLauro
Bateman Bunning DeLay
Becerra Byrne Dellums
Beilenson Callahan Derrick
Bentley Calvert Deutsch
Bevill Cantwell Dicks
Bilbray Cardin Dixon

Dooley Kopetski Pelosi
Durbin Kreidler Peterson (FL)
Edwards (CA) LaFalce Quinn
English (AZ) Lambert Rahall
English (OK) Lancaster Reed
Eshoo Lantos Richardson
Everett Laughlin Rogers
Farr Lazio Rowland
Fawell Lehman Roybal-Allard
Fazio Levin Rush
Fields (LA) Lewis (GA) Sabo
Fields (TX) Lightfoot Sarpaluis
Filner Sawyer Schenck
Fingerhut Lloyd Schiff
Fish Long Schumer
Flake Lowey Scott
Ford (MI) Maloney Serrano
Ford (TN) Mann Shays
Frank (MA) Manton Shepherd
Furse Margolies-Shuster
Gallo Mezvinsky Skaggs
Gejdenson Markey Skeen
Gibbons Martinez Slattery
Gilman Matsui Slaughter
Gingrich Mazzoli Smith (IA)
Gonzalez McCandless Smith (NJ)
Gordon McCloskey Smith (TX)
Grams McCrery Snowe
Greenwood McDade Spratt
Gunderson McDermott Stark
Hamburg McNulty Stokes
Hamilton Meehan Studds
Hansen Meeke Swift
Harman Michel Miller (CA) Synar
Hastings Mineta Tanner
Hayes Mink Tauzin
Hefner Hilliard Moakley Thornton
Hilliard Molinari Torres
Hinchee Molohan Unsoeld
Hoagland Mollohan Velazquez
Hochbrueckner Montgomery Vento
Hoekstra Moran Visclosky
Houghton Morella Volkmer
Hoyer Murphy Vucanovich
Huffington Murtha Walsh
Hughes Myers Nadler Watt
Hunter Natcher Waxman
Hyde Neal (MA) Whitten
Inslee Neal (NC) Williams
Istook Oberstar Wilson
Johnson (SD) Obey Wise
Johnson, E. B. Olver Wolf
Johnson, Sam Ortiz Woolsey
Kanjorski Owens Wynn
Kennelly Pallone Yates
Kildee Parker Young (FL)
Klein Pastor Zimmer
Kolbe

NAYS—190

Allard Duncan Johnston
Andrews (ME) Dunn Kaptur
Andrews (TX) Edwards (TX) Kasich
Baker (CA) Emerson Kim
Barca Evans King
Barcia Ewing Kingston
Barrett (NE) Foglietta Kleczka
Barrett (WI) Fowler Klink
Bartlett Franks (CT) Klug
Bereuter Franks (NJ) Knollenberg
Bilirakis Frost Kyl
Blute Gallegly LaRocco
Boehner Gekas Leach
Bryant Geren Levy
Burton Gilchrest Lewis (CA)
Buyer Gillmor Lewis (FL)
Camp Glickman Linder
Canady Goodlatte Lipinski
Castle Goodling Machtley
Chapman Goss Manzullo
Clay Grandy McCollum
Coble Green McCurdy
Collins (GA) Gutierrez McHale
Combust Hall (OH) McHugh
Condit Hall (TX) McInnis
Conyers Hancock McKeon
Coppersmith Hastert McKinney
Costello Hefley McMillan
Cox Herger Menendez
Crane Hobson Meyers
Crapo Hoke Mfume
Cunningham Holden Mica
Danner Hutchinson Miller (FL)
de la Garza Hutto Minge
Deal Inglis Moorhead
DeFazio Inhofe Nussle
Diaz-Balart Jacobs Orton
Dickey Jefferson Oxley
Doolittle Johnson (CT) Packard
Dreier Johnson (GA) Paxon

Payne (NJ) Royce Taylor (MS)
Payne (VA) Sanders Taylor (NC)
Penny Sangmeister Tejeda
Peterson (MN) Santorum Thomas (CA)
Petri Saxton Thomas (WY)
Pickett Schaefer Thompson
Pickle Schroeder Thurman
Pombo Sensenbrenner Torkildsen
Pomeroy Sharp Torricelli
Portman Shaw Towns
Poshard Sisisky Traficant
Pryce (OH) Skelton Tucker
Quillen Smith (MI) Upton
Ramstad Smith (OR) Valentine
Solomon Walker
Ravenel Spence Washington
Regula Stearns Waters
Reynolds Stenholm Weldon
Roberts Strickland Wheat
Roemer Stump Wyden
Rohrabacher Stupak Young (AK)
Ros-Lehtinen Sundquist Zeliff
Roth Swett
Roukema Talent

NOT VOTING—16

Abercrombie Norran Price (NC)
Berman Engel Ridge
Blackwell Gephardt Rose
Brown (CA) Horn Rostenkowski
Clement Kennedy
Dingell Porter

So the motion that the House recede from its disagreement to the amendment of the Senate numbered 33 and concur therein with an amendment was agreed to.

On motion of Mr. BEVILL, the House receded from its disagreement to the amendment of the Senate numbered 36 and concurred therein with the following amendment:

In lieu of the matter stricken and inserted by said amendment, insert:

For the nuclear waste disposal activities to carry out the purposes of Public Law 97-425, as amended, including the acquisition of real property or facility construction or expansion, \$260,000,000 to remain available until expended, to be derived from the Nuclear Waste Fund. To the extent that balances in the fund are not sufficient to cover amounts available for obligation in the account, the Secretary shall exercise her authority pursuant to section 302(e)(5) of said Act to issue obligations to the Secretary of the Treasury: *Provided*, That of the amount herein appropriated, within available funds, not to exceed \$5,500,000 may be provided to the State of Nevada, for the sole purpose of conduct of its scientific oversight responsibilities pursuant to the Nuclear Waste Policy Act of 1982, Public Law 97-425, as amended: *Provided further*, That of the amount herein appropriated, not more than \$7,000,000 may be provided to affected local governments, as defined in the Act, to conduct appropriate activities pursuant to the Act: *Provided further*, That within ninety days of the completion of each Federal fiscal year, each State or local entity shall provide certification to the Department of Energy, that all funds expended from such payments have been expended for activities as defined in Public Law 97-425, as amended. Failure to provide such certification shall cause such entity to be prohibited from any further funding provided for similar activities: *Provided further*, That none of the funds herein appropriated may be used directly or indirectly to influence legislative action on any matter pending before Congress or a State legislature or for any lobbying activity as provided in 18 U.S.C. 1913: *Provided further*, That none of the funds herein appropriated may be used for litigation expenses: *Provided further*, That none of the funds herein appropriated may be used to support multistate effects or other coalition building activities inconsistent with the restrictions contained in this Act: *Provided further*, That none of the funds provided under

this Act shall be made available for Phase II-B grants to study the feasibility of siting a Monitored Retrievable Storage Facility.

On motion of Mr. BEVILL, the House receded from its disagreement to the amendment of the Senate numbered 39 and concurred therein.

A motion to reconsider the votes whereby the foregoing conference report and motions were agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶123.9 CORRECT ENROLLMENT—H.R. 2403

On motion of Mr. HOYER, by unanimous consent, the following concurrent resolution of the Senate was taken from the Speaker's table (S. Con. Res. 48):

Resolved by the Senate (the House of Representatives concurring), That in the enrollment of the bill (H.R. 2403), entitled "An Act making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1994, and for other purposes" the Clerk of the House of Representatives is requested to make the following correction:

In the matter under the heading:

"GENERAL SERVICES ADMINISTRATION
FEDERAL BUILDINGS FUND

"LIMITATIONS ON AVAILABILITY OF REVENUE"

under title IV under the heading "INDEPENDENT AGENCIES" strike out the following proviso: "": *Provided further*, That subject to the exceptions contained in the preceding proviso, in no case shall such funds be made available for any lease, line-item construction, repair, or alterations project referred to in the preceding proviso if prior to February 1, 1994, the lease, line-item construction, repair, or alterations project has been disapproved by the House Committee on Public Works and Transportation and the Senate Committee on Environment and Public Works" and insert in lieu thereof "": *Provided further*, That subject to the exceptions contained in the preceding proviso, in no case shall such funds be made available for any lease, line-item construction, repair, or alterations project referred to in the preceding proviso if prior to February 1, 1994, the lease, line-item construction, repair, or alterations project has been disapproved by the House Committee on Public Works and Transportation or the Senate Committee on Environment and Public Works".

When said concurrent resolution was considered and agreed to.

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

Ordered, That the Clerk notify the Senate thereof.

¶123.10 MESSAGES FROM THE PRESIDENT

Sundry messages in writing from the President of the United States were communicated to the House by Mr. Edwin Thomas, one of his secretaries.

¶123.11 BIOLOGICAL SURVEY

The SPEAKER pro tempore, Mr. FIELDS of Louisiana, 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 further consideration of the bill (H.R. 1845) to establish the Biological Survey in the Department of the Interior.

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

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

When Mrs. MINK, Chairman, pursuant to House Resolution 262, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

Mr. DREIER demanded a separate vote on the amendment striking section 6 (the TAYLOR, of North Carolina, amendment).

Mr. VENTO demanded a separate vote on the amendment to section 3 (the TAUZIN amendment).

The question being put, *viva voce*, Will the House agree to the following amendment on which a separate vote had been demanded?

- 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).

The SPEAKER pro tempore, Mr. McNULTY, announced that the nays had it.

Mr. SOLOMON demanded a recorded vote on agreeing to said amendment, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 227
Nays 194

¶123.12 [Roll No. 528]
AYES—227

Abercrombie
Allard
Andrews (NJ)
Andrews (TX)
Applegate
Archer
Armev
Bachus (AL)
Baesler
Baker (CA)
Baker (LA)
Ballenger
Barcia
Barlow
Barrett (NE)
Bartlett
Barton
Bateman
Bentley
Bereuter
Bevill
Bilirakis
Billey
Blute
Boehner
Bonilla
Brooks
Browder
Bryant
Bunning
Burton
Buyer
Callahan
Calvert
Camp
Canady
Chapman
Clinger
Coble
Collins (GA)
Combest
Condit
Cooper
Costello
Cox
Cramer
Crane
Crapo
Cunningham
Danner
de la Garza
Deal
DeLay
Diaz-Balart
Dickey
Dingell
Dooley
Doolittle
Dornan
Dreier
Duncan
Dunn
Edwards (TX)
Emerson
English (OK)
Everett
Ewing
Fawell
Fazio
Fields (LA)
Fields (TX)
Fish
Flake
Fowler
Franks (CT)
Franks (NJ)
Frost
Gallegly
Gallo
Gekas
Geren
Gillmor
Gingrich
Glickman
Goodlatte
Goodling
Goss
Grams
Grandy
Gunderson
Hall (TX)
Hancock
Hansen
Hastert
Hastings
Hayes
Hefley
Herger
Hoke

Holden
Houghton
Huffington
Hunter
Hutchinson
Hutto
Hyde
Inglis
Inhofe
Istook
Jefferson
Johnson, Sam
Kaptur
Kasich
Kim
King
Kingston
Klecza
Klink
Knollenberg
Kolbe
Kyl
Lambert
Laughlin
Lazio
Lehman
Levy
Lewis (CA)
Lewis (FL)
Lightfoot
Linder
Lipinski
Livingston
Lloyd
Manzullo
Martinez
Mazzoli
McCandless
McCollum
McCrery
McHugh
McInnis
McKeon
McMillan
Michel
Miller (FL)
Minge
Molinari
Mollohan
Montgomery
Moorhead
Murphy
Murtha
Myers
Nussle
Ortiz
Orton
Oxley
Packard
Parker
Paxon
Penny
Peterson (MN)
Petri
Pickett
Pombo
Pomeroy
Portman
Poshard
Pryce (OH)
Quillen
Quinn
Regula
Reynolds
Ridge
Roberts
Rogers
Rohrabacher
Roth
Roukema
Rowland
Royce
Santorum
Sarpaluis
Saxton
Schaefer
Schiff
Schroeder
Sensenbrenner
Shaw
Shuster
Sisisky
Skeen
Skelton
Smith (IA)
Smith (MI)
Smith (OR)
Smith (TX)
Solomon
Spence
Stearns
Stenholm
Stump
Sundquist
Swift
Talent
Tanner
Tauzin
Taylor (MS)
Taylor (NC)
Tejeda
Thomas (CA)
Thomas (WY)
Thornton
Torkildsen
Traficant
Upton
Volkmmer
Vucanovich
Walker
Walsh
Weldon
Whitten
Wilson
Wolf
Young (AK)
Young (FL)
Zeliff

NOES—194

Ackerman
Andrews (ME)
Bacchus (FL)
Barca
Barrett (WI)
Becerra
Beilenson
Bilbray
Bishop
Boehlert
Bonior
Borski
Boucher
Brown (FL)
Brown (OH)
Byrne
Cantwell
Cardin
Carr
Castle
Clay
Clayton
Clement
Clyburn
Coleman
Collins (IL)
Collins (MI)
Conyers
Coppersmith
Coyne
Darden
DeFazio
DeLauro
Dellums
Derrick
Deutsch
Dicks
Dixon
Durbin
Edwards (CA)
Engel
English (AZ)
Eshoo
Evans
Farr
Filner
Fingerhut
Foglietta
Ford (MI)
Ford (TN)
Frank (MA)
Furse
Gejdenson
Gibbons
Gilchrist
Gilman
Gonzalez
Gordon
Green
Greenwood
Gutierrez
Hall (OH)
Hamburg
Hamilton
Harman
Hefner
Hilliard
Hinchev
Hoagland
Hobson
Hochbrueckner
Hoyer
Hughes
Inslee
Jacobs
Johnson (CT)
Johnson (GA)
Johnson (SD)
Johnson, E.B.
Johnston
Kanjorski
Kennelly
Kildee
Klein
Klug
Kopetski
Kreidler
LaFalce
Lancaster
Lantos
LaRocco
Leach
Levin
Lewis (GA)
Long
Lowe
Machtley
Maloney
Mann
Manton
Margolies-
Mezvinsky
Markey
Matsui
McCloskey
McCurdy
McDermott
McHale
McKinney
McNulty
Meehan
Meek
Menendez
Meyers
Mfume
Mica
Miller (CA)
Mineta
Mink
Moakley
Moran
Morella
Nadler
Natcher
Neal (MA)
Neal (NC)
Oberstar
Obey
Olver
Owens
Pallone
Pastor
Payne (NJ)
Payne (VA)
Pelosi
Peterson (FL)
Pickle
Price (NC)
Rahall
Ramstad
Rangel
Ravenel
Reed
Richardson
Roemer
Ros-Lehtinen
Roybal-Allard
Rush
Sabo
Sanders
Sangmeister
Sawyer
Schenk
Schumer
Scott
Serrano
Sharp
Shays
Shepherd
Skaggs
Slattery
Slaughter
Smith (NJ)
Snow
Spratt