

U.S.C. 10a-10c, popularly known as the "Buy American Act").

SEC. 18. SENSE OF CONGRESS; REQUIREMENT REGARDING NOTICE.

(a) PURCHASE OF AMERICAN-MADE EQUIPMENT AND PRODUCTS.—In the case of any equipment or products that may be authorized to be purchased with financial assistance provided under this Act, it is the sense of the Congress that entities receiving such assistance should, in expending the assistance, purchase only American-made equipment and products.

(b) NOTICE TO RECIPIENTS OF ASSISTANCE.— In providing financial assistance under this Act, the head of each Federal agency shall provide to each recipient of the assistance a notice describing the statement made in subsection (a) by the Congress.

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. SWIFT, announced that the yeas had it.

Mr. LINDER demanded a recorded vote on passage of said bill, 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 { Yeas 347
affirmative { Nays 65

¶129.13 [Roll No. 547]
AYES—347

- Abercrombie
- Ackerman
- Andrews (ME)
- Andrews (NJ)
- Andrews (TX)
- Applegate
- Bacchus (FL)
- Baker (CA)
- Baker (LA)
- Ballenger
- Barca
- Barcia
- Barlow
- Barrett (WI)
- Bartlett
- Bateman
- Becerra
- Bentley
- Bilbray
- Bilirakis
- Bishop
- Blackwell
- Bliley
- Blute
- Boehlert
- Boehner
- Bonior
- Borski
- Boucher
- Brewster
- Brooks
- Browder
- Brown (CA)
- Brown (FL)
- Brown (OH)
- Bryant
- Bunning
- Buyer
- Byrne
- Callahan
- Calvert
- Camp
- Canady
- Cantwell
- Cardin
- Carr
- Castle
- Chapman
- Clay
- Clayton
- Clement
- Clinger
- Clyburn
- Coble
- Coleman
- Collins (IL)
- Collins (MI)
- Coyers
- Cooper
- Coppersmith
- Costello
- Coyne
- Cramer
- Crapo
- Cunningham
- Danner
- Darden
- de la Garza
- Deal
- DeFazio
- DeLauro
- Dellums
- Derrick
- Deutsch
- Diaz-Balart
- Dicks
- Dingell
- Dixon
- Doolittle
- Duncan
- Dunn
- Durbin
- Edwards (CA)
- Edwards (TX)
- Emerson
- Engel
- English (AZ)
- English (OK)
- Eshoo
- Evans
- Everett
- Ewing
- Farr
- Fazio
- Fields (LA)
- Fields (TX)
- Filner
- Fingerhut
- Fish
- Foglietta
- Ford (MI)
- Ford (TN)
- Fowler
- Frank (MA)
- Franks (CT)
- Franks (NJ)
- Frost
- Furse
- Galleghy
- Gallo
- Gejdenson
- Gekas
- Geren
- Gibbons
- Gilchrest
- Gillmor
- Gilman
- Gingrich
- Glickman
- Gonzalez
- Gordon
- Goss
- Green
- Greenwood
- Gunderson
- Hall (OH)
- Hamburg
- Hastings
- Hayes
- Hefley
- Hefner
- Hilliard
- Hinchev
- Hobson
- Hochbrueckner
- Holden
- Horn
- Houghton
- Hoyer
- Huffington
- Hughes
- Hunter
- Hutchinson
- Hutto
- Hyde
- Inglis
- Inhofe
- Insole
- Istook
- Jefferson
- Johnson (CT)
- Johnson (GA)
- Johnson (SD)
- Johnson, E. B.
- Johnston
- Kanjorski
- Kasich
- Kennedy
- Kennelly
- Kildee
- King
- Kingston
- Kleccka
- Klein
- Klink
- Kopetski
- Kreidler
- Kyl
- LaFalce
- Lambert
- Lancaster
- Lantos
- LaRocco
- Lazio
- Lehman
- Levin
- Levy
- Lewis (CA)
- Lewis (FL)
- Lewis (GA)
- Linder
- Lipinski
- Livingston
- Lloyd
- Long
- Lowey
- Machtley
- Maloney
- Mann
- Manton
- Margolies-Mezvinsky
- Markey
- Martinez
- Mazzoli
- McCandless
- McCloskey
- McCollum
- McCrary
- McDade
- McDermott
- McHale
- McInnis
- McKinney
- McMillan
- McNulty
- Meehan
- Meek
- Menendez
- Meyers
- Mfume
- Mica
- Michel
- Miller (CA)
- Miller (FL)
- Mineta
- Mink
- Moakley
- Molinari
- Mollohan
- Montgomery
- Moran

- Murphy
- Murtha
- Myers
- Nadler
- Natcher
- Neal (MA)
- Neal (NC)
- Oberstar
- Obey
- Olver
- Ortiz
- Orton
- Owens
- Packard
- Pallone
- Parker
- Pastor
- Payne (NJ)
- Payne (VA)
- Pelosi
- Peterson (FL)
- Peterson (MN)
- Pickett
- Pickle
- Pombo
- Pomeroy
- Portman
- Poshard
- Price (NC)
- Pryce (OH)
- Quillen
- Quinn
- Rahall
- Rangel
- Ravenel
- Reed
- Regula
- Reynolds
- Richardson
- Ridge
- Roemer
- Rogers
- Ros-Lehtinen
- Rose
- Rostenkowski
- Roukema
- Rowland
- Roybal-Allard
- Rush
- Sabo
- Sanders
- Sangmeister
- Santorum
- Sarpalius
- Sawyer
- Saxton
- Schaefer
- Schenk
- Schiff
- Schroeder
- Schumer
- Scott
- Serrano

NOES—65

- Allard
- Archer
- Armey
- Bachus (AL)
- Barrett (NE)
- Barton
- Bereuter
- Bonilla
- Burton
- Collins (GA)
- Combust
- Condit
- Cox
- Crane
- DeLay
- Dornan
- Dreier
- Fawell
- Goodlatte
- Goodling
- Grams
- Grandy
- Hall (TX)
- Hamilton
- Hancock
- Hansen
- Hastert
- Hoagland
- Hoekstra
- Hoke
- Jacobs
- Johnson, Sam
- Kim
- Klug
- Knollenberg
- Kolbe
- Leach
- Lightfoot
- Manzullo
- Minge
- Moorhead
- Nussle
- Oxley
- Paxon

NOT VOTING—21

- Baesler
- Beilenson
- Berman
- Bevill
- Dickey
- Dooley
- Flake
- Gephardt
- Gutierrez
- Harman
- Herger
- Kaptur
- Laughlin
- Matsui
- McCurdy
- McHugh
- McKeon
- Morella
- Thornton
- Towns
- Wyden

So the bill was passed.

- Shaw
- Shays
- Shepherd
- Sisisky
- Skaggs
- Skeen
- Skelton
- Slattery
- Slaughter
- Smith (NJ)
- Smith (OR)
- Snowe
- Solomon
- Spence
- Spratt
- Stark
- Stearns
- Stokes
- Strickland
- Studds
- Stupak
- Sundquist
- Swett
- Swift
- Synar
- Talent
- Tanner
- Tauzin
- Taylor (NC)
- Tejeda
- Thomas (CA)
- Thompson
- Thurman
- Torkildsen
- Torres
- Torricelli
- Traficant
- Tucker
- Unsoeld
- Valentine
- Velazquez
- Vento
- Visclosky
- Volkmer
- Vucanovich
- Walsh
- Washington
- Waters
- Watt
- Waxman
- Weldon
- Wheat
- Whitten
- Williams
- Wilson
- Wise
- Wolf
- Woolsey
- Wynn
- Yates
- Young (AK)
- Young (FL)
- Zeliff

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.

¶129.14 BREAST AND CERVICAL CANCER

On motion of Mr. DINGELL, by unanimous consent, the bill (H.R. 2202) to amend the Public Health Service Act to revise and extend the program of grants relating to preventive health measures with respect to breast and cervical cancer; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. DINGELL, 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.

Thereupon, the SPEAKER pro tempore, Mr. SWIFT, by unanimous consent, announced the appointment of Messrs. DINGELL, WAXMAN, KREIDLER, MOORHEAD, and BLILEY, as managers on the part of the House at said conference.

Ordered, That the Clerk notify the Senate thereof.

¶129.15 TRAUMA CARE

On motion of Mr. DINGELL, by unanimous consent, the bill (H.R. 2205) to amend the Public Health Service Act to revise and extend programs relating to trauma care; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. DINGELL, it was,

Resolved, That the House disagree to the amendment of the Senate and ask a conference with the Senate on the disagreeing votes of the two Houses thereon.

Thereupon, the SPEAKER pro tempore, Mr. SWIFT, by unanimous consent, announced the appointment of Messrs. DINGELL, WAXMAN, SYNAR, MOORHEAD, and BLILEY, as managers on the part of the House at said conference.

Ordered, That the Clerk notify the Senate thereof.

¶129.16 ORDER OF BUSINESS—
CONSIDERATION OF H. CON. RES. 170

On motion of Mr. HAMILTON, by unanimous consent,

Ordered, That the provisions of section 7 of War Powers Resolution (50 United States Code 1546) shall apply to the concurrent resolution (H. Res. Con. 170) directing the President pursuant to section 5(c) of the War Powers Resolution to remove United States Armed Forces from Somalia by January 31, 1994, only on the legislative day after the legislative day of Monday, November 8, 1993, but on the same terms as would have adhered on November 8, 1993, unless otherwise provided by subsequent order of the House.

¶129.17 PERMISSION TO FILE REPORT

On motion of Mr. HAMILTON, by unanimous consent, the Committee on

Foreign Affairs was granted permission until midnight on Friday, November 5, 1993, to file a report on the concurrent resolution (H. Res. Con. 170) directing the President pursuant to section 5(c) of the War Powers Resolution to remove United States Armed Forces from Somalia by January 31, 1994.

¶129.18 CHANGE OF REFERENCE—HOUSE DOCUMENT NO. 103-153

On motion of Mr. HAMILTON, by unanimous consent, the Committee on Ways and Means was discharged from further consideration of House Document No. 103-153, a communication from the President of the United States transmitting notification of the deployment of U. S. Naval forces to participate in the implementation of the petroleum and arms embargo of Haiti.

When said communication was referred to the Committee on Foreign Affairs.

¶129.19 FEDERAL GRAIN INSPECTION SERVICE

On motion of Mr. DE LA GARZA, by unanimous consent, the bill of the Senate (S. 1490) to amend Public Law 100-518 and the United States Grain Standards Act to extend the authority of the Federal Grain Inspection Service to collect fees to cover administrative and supervisory costs, and for other purposes; was taken from the Speaker's table.

When said bill was considered and read twice.

Mr. DE LA GARZA submitted the following amendment in the nature of a substitute which was agreed to:

SECTION 1. SHORT TITLE; REFERENCES.

(a) SHORT TITLE.—This Act may be cited as the "United States Grain Standards Act Amendments of 1993".

(b) REFERENCES TO UNITED STATES GRAIN STANDARDS ACT.—Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the United States Grain Standards Act (7 U.S.C. 71 et seq.).

SEC. 2. EXTENSION OF AUTHORITY TO COLLECT FEES TO COVER ADMINISTRATIVE AND SUPERVISORY COSTS.

(a) IN GENERAL.—Section 2 of the United States Grain Standards Act Amendments of 1988 (Public Law 100-518; 7 U.S.C. 79 note) is amended by striking "1993" and inserting "2003".

(b) LIMITATION ON ADMINISTRATIVE AND SUPERVISORY COSTS.—Section 7D (7 U.S.C. 79d) is amended—

(1) by striking "inspection and weighing" and inserting "services performed"; and

(2) by striking "1993" and inserting "2003".

(c) REAUTHORIZATION OF APPROPRIATIONS.—Section 19 (7 U.S.C. 87h) is amended by striking "1993" and inserting "2003".

SEC. 3. COMPREHENSIVE COST CONTAINMENT PLAN.

Section 3A (7 U.S.C. 75a) is amended—

(1) by redesignating the first through fourth sentences as subsections (a) through (d), respectively; and

(2) by adding at the end the following new subsection:

"(e)(1) The Administrator shall develop and carry out a comprehensive cost contain-

ment plan to streamline and maximize the efficiency of the operations of the Service, including standardization activities, in order to minimize taxpayer expenditures and user fees and encourage the maximum use of official inspection and weighing services at domestic and export locations.

"(2) Not later than 180 days after the date of enactment of this subsection, the Administrator shall submit a report that describes actions taken to carry out paragraph (1) to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate."

SEC. 4. USE OF INSPECTION AND WEIGHING FEES, AND OFFICIAL INSPECTION AND WEIGHING IN CANADIAN PORTS.

(a) INSPECTION AUTHORITY.—Section 7 (7 U.S.C. 79) is amended—

(1) in subsection (f)(1)(A)(vi), by striking "or other agricultural programs"; and

(2) in the second sentence of subsection (i), by inserting before the period at the end the following: "or as otherwise provided by agreement with the Canadian Government".

(b) WEIGHING AUTHORITY.—Section 7A (7 U.S.C. 79a) is amended—

(1) in the second sentence of subsection (c)(2), by inserting after "shall be deemed to refer to" the following: "'official weighing' or";

(2) in the second sentence of subsection (d), by inserting before the period at the end the following: "or as otherwise provided by agreement with the Canadian Government"; and

(3) in the first sentence of subsection (i), by inserting before the period at the end the following: "or as otherwise provided in section 7(i) and subsection (d)".

SEC. 5. PILOT PROGRAM FOR PERFORMING INSPECTION AND WEIGHING AT INTERIOR LOCATIONS.

(a) INSPECTION AUTHORITY.—Section 7(f)(2) (7 U.S.C. 79(f)(2)) is amended by inserting before the period at the end the following: ", except that the Administrator may conduct pilot programs to allow more than 1 official agency to carry out inspections within a single geographical area without undermining the policy stated in section 2".

(b) WEIGHING AUTHORITY.—The second sentence of section 7A(i) (7 U.S.C. 79a(i)) is amended by inserting before the period at the end the following: ", except that the Administrator may conduct pilot programs to allow more than 1 official agency to carry out the weighing provisions within a single geographic area without undermining the policy stated in section 2".

SEC. 6. LICENSING OF INSPECTORS.

Section 8 (7 U.S.C. 84) is amended—

(1) in subsection (a)—

(A) in paragraph (1) of the first sentence, by inserting after "and is employed" the following: ", or is supervised under a contractual arrangement."; and

(B) in the second sentence, by striking "No person" and inserting "Except as otherwise provided in sections 7(i) and 7A(d), no person";

(2) in the first proviso of subsection (b), by striking "independently under the terms of a contract for the conduct of any functions involved in official inspection" and inserting "under the terms of a contract for the conduct of any functions"; and

(3) in subsection (d)—

(A) by inserting after "Persons employed" the following: "or supervised under a contractual arrangement"; and

(B) by inserting after "including persons employed" the following: "or supervised under a contractual arrangement".

SEC. 7. PROHIBITED ACTS.

(a) IN GENERAL.—Section 13(a) (7 U.S.C. 87b(a)) is amended by striking paragraph (1) and inserting the following new paragraph:

"(1) violate section 5, 6, 7, 7A, 7B, 8, 11, 12, 16, or 17A;"

(b) ADDING WATER TO GRAIN.—Section 13(d) is amended by adding at the end the following new paragraph:

"(4)(A) Except as provided in subparagraph (B), no person shall add water to grain for purposes other than milling, malting, or other processing or pest control operations.

"(B)(i) Subject to clause (ii), the Administrator shall allow, through the issuance of permits, the addition of water to grain to suppress grain dust unless the Administrator determines that the addition of water materially reduces the quality of the grain or impedes the objectives of this Act.

"(ii) The Administrator may charge a reasonable fee to recover the administrative and enforcement costs of carrying out clause (i). Fees collected under this subparagraph shall be deposited into the fund created by section 7(j)."

SEC. 8. CRIMINAL PENALTIES.

Section 14(a) (7 U.S.C. 87c(a)) is amended—

(1) by striking "shall be guilty of a misdemeanor and shall, on conviction thereof, be subject to imprisonment for not more than twelve months, or a fine of not more than \$10,000, or both such imprisonment and fine; but, for subsequent offense subject to this subsection, such person"; and

(2) by inserting after "\$20,000" the following: "(or, in the case of a violation of section 13(d)(4)(A), \$50,000)".

SEC. 9. REPORTS, TESTING OF INSPECTION AND WEIGHING EQUIPMENT, OTHER SERVICES, AND APPROPRIATE COURTESIES TO REPRESENTATIVES OF FOREIGN COUNTRIES.

Section 16 (7 U.S.C. 87e) is amended—

(1) in subsection (b), by striking the third sentence; and

(2) by adding at the end the following new subsections:

"(g)(1) Subject to paragraphs (2) and (3), the Administrator may provide for the testing of weighing equipment used for purposes other than weighing grain in accordance with such regulations as the Administrator may prescribe, at a fee established by regulation or contractual agreement.

"(2) Testing performed under paragraph (1) may not conflict with or impede the objectives of this Act.

"(3) Fees collected under paragraph (1) shall be reasonable and shall cover, as nearly as practicable, the estimated costs of the testing. The fees shall be deposited into the fund created by section 7(j).

"(h)(1) Subject to paragraphs (2) and (3), the Administrator may provide for the testing of grain inspection instruments used for commercial inspections in accordance with such regulations as the Administrator may prescribe, at a fee established by regulation or contractual agreement.

"(2) Testing performed under paragraph (1) may not conflict with or impede with objectives of this Act.

"(3) Fees collected under paragraph (1) shall be reasonable and shall cover, as nearly as practicable, the estimated costs of the testing. The fees shall be deposited into the fund created by section 7(j).

"(i)(1) The Administrator may perform such other services as the Administrator considers appropriate in accordance with such regulations as the Administrator may prescribe.

"(2) In addition to the fees authorized by sections 7, 7A, 7B, and 17A, and this section, the Administrator shall collect reasonable fees to cover the estimated costs of services performed under paragraph (1) other than standardization, compliance, and foreign monitoring activities.