

"If this is ruled out of order, which would be the second one today which we have tried to put out here, we will not be effectively dealing with the violent crime problem facing this Nation in this session of Congress. The American public demands that we have that opportunity, and that is why I am offering this motion to recommit today in the hopes that this body, with my colleagues' blessing, today will address the really critical problem of the revolving door of violent criminals and especially the violent crime among the youth today. We need the prisons. That is all this does is establish that which we have not brought out here.

"Let me point out to my colleagues in closing that in 6 months from now, by the statistics we have, because it is violent crimes that are being committed in this country at a rate of 160,000 a month, if it takes 6 months to get this out here, this kind of a bill, if we do not do it tonight, we do not address the crime problem tonight with the bill I propose here, there will be over 966,000 more violent crimes a committed in that 6-month period.

"It is shameful that we do not address it, Mr. Speaker. That is why I am offering it. That is what it is. I believe it is very germane to this crime bill today, because this crime bill, as it is tonight, really only addresses a very minor part of the problem."

The SPEAKER pro tempore, Mr. GEPHARDT, sustained the point of order, and said:

"The point of order of the gentleman from Texas [Mr. BROOKS] has been heard. For the reasons stated on the prior point of order, the Chair rules that this point of order is well-taken, and that the motion is not germane. A program to establish a regional prison system to be used by States that establish certain standards for incarceration of prisoners generally goes beyond the subject of alternative punishments for youthful offenders."

Mr. MCCOLLUM appealed the ruling of the Chair.

Mr. BROOKS moved to lay the appeal on the table.

The question being put, viva voce, Will the House lay on the table the appeal of the ruling of the Chair?

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

Mr. MCCOLLUM demanded a recorded vote on the motion to lay the appeal on the table, 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 251 affirmative } { Nays 171

137.18

[Roll No. 587]

AYES—251

Abercrombie Applegate Barlow
Ackerman Bacchus (FL) Barrett (WI)
Andrews (ME) Baesler Becerra
Andrews (NJ) Barca Beilenson
Andrews (TX) Barcia Berman

Bevill Hilliard Payne (NJ)
Bilbray Hinchey Payne (VA)
Bishop Hoagland Pelosi
Blackwell Hochbruckner Penny
Bonior Holden Peterson (FL)
Borski Hoyer Peterson (MN)
Boucher Hughes Pickett
Brewster Hutto Pickle
Brooks Insole Pomeroy
Browder Jacobs Poshard
Brown (CA) Jefferson Price (NC)
Brown (FL) Johnson (GA) Rahall
Brown (OH) Johnson (SD) Rangel
Bryant Johnson, E.B. Reed
Byrne Johnston Reynolds
Cardin Kanjorski Richardson
Carr Kaptur Roemer
Chapman Kennedy Rose
Clay Kennelly Rostenkowski
Clayton Kildee Rowland
Clement Kleczka Roybal-Allard
Clyburn Klein Rush
Coleman Klink Sabo
Collins (IL) Kopetski Sanders
Collins (MI) Kreidler Sangmeister
Condit LaFalce Sarpalis
Conyers Lambert Sawyer
Coppersmith Lancaster Schenk
Costello Lantos Schroeder
Coyne LaRocco Schumer
Cramer Laughlin Scott
Danner Lehman Serrano
Darden Levin Sharp
De la Garza Lewis (GA) Shepherd
Deal Lipinski Sisisky
DeFazio Lloyd Skaggs
DeLauro Long Skelton
Dellums Lowey Slaughter
Derrick Maloney Smith (IA)
Deutsch Mann Spratt
Dingell Manton Stark
Dixon Margolies-Stenholm
Dooley Mezvinsky Stokes
Durbín Markey Strickland
Edwards (CA) Martinez Studds
Edwards (TX) Matsui Stupak
Engel Mazzoli Sweet
English (AZ) McCloskey Swift
English (OK) McCurdy Synar
Eshoo McHale Tanner
Evans McKinney Tauzin
Farr McNulty Taylor (MS)
Fazio Meehan Tejeda
Fields (LA) Meek Thompson
Filner Menendez Thornton
Fingerhut Mfume Thurman
Flake Miller (CA) Torres
Foglietta Mineta Torricelli
Ford (MI) Minge Towns
Ford (TN) Mink Traficant
Frank (MA) Moakley Tucker
Frost Mollohan Unsoeld
Furse Montgomery Valentine
Gejdenson Moran Velázquez
Gephardt Murphy Vento
Geren Murtha Visclosky
Gibbons Nadler Volkmer
Glickman Natcher Waters
Gonzalez Neal (MA) Watt
Gordon Neal (NC) Waxman
Green Oberstar Wheat
Gutierrez Obey Whitten
Hall (TX) Oliver Williams
Hamburg Ortiz Wilson
Hamilton Orton Wise
Harman Owens Woolsey
Hastings Pallone Wyden
Hayes Parker Wynn
Hefner Pastor Yates

NOES—171

Allard Bunning Doolittle
Archer Burton Dornan
Armey Buyer Dreier
Bachus (AL) Callahan Duncan
Baker (CA) Calvert Dunn
Baker (LA) Camp Emerson
Ballenger Canady Everett
Barrett (NE) Castle Ewing
Bartlett Coble Fawell
Barton Collins (GA) Fields (TX)
Bateman Combest Fish
Bentley Cooper Fowler
Bereuter Cox Franks (CT)
Bilirakis Baesler Franks (NJ)
Biley Blute Gallegly
Blute Boehlert Gallo
Boehler DeLay Gekas
Boehner Boehner Gilchrist
Bonilla Diaz-Balart Gillmore
Dickey

Gilman Lewis (FL) Rogers
Goodlatte Lightfoot Rohrabacher
Goodling Linder Ros-Lehtinen
Goss Livingston Roth
Grams Machtley Roukema
Grandy Manzullo Royce
Greenwood McCandless Santorum
Gunderson McCollum Saxton
Hancock McCrery Schaefer
Hansen McDade Schiff
Hastert McHugh Sensenbrenner
Hefley McInnis Shaw
Herger McKeon Shays
Hobson McMillan Shuster
Hoekstra Meyers Skeen
Hoke Mica Smith (MI)
Horn Michel Smith (NJ)
Houghton Miller (FL) Smith (OR)
Huffington Molinari Smith (TX)
Hunter Moorhead Snowe
Hutchinson Morella Solomon
Hyde Myers Spence
Ingليس Nussle Stump
Inhofe Oxley Sundquist
Istook Packard Talent
Johnson (CT) Paxon Taylor (NC)
Johnson, Sam Petri Thomas (CA)
Kasich Pombo Thomas (WY)
Kim Porter Torkildsen
King Portman Upton
Kingston Pryce (OH) Vucanovich
Klug Quillen Walker
Kolbe Quinn Walsh
Kyl Ramstad Wolf
Lazio Ravenel Young (AK)
Leach Regula Young (FL)
Levy Ridge Zeliff
Lewis (CA) Roberts Zimmer

NOT VOTING—11

Cantwell Hall (OH) Stearns
Clinger Knollenberg Washington
Dicks McDermott Weldon
Gingrich Slattery

So the motion to lay the appeal on the table was agreed to.

Mr. MCCOLLUM moved to recommit the bill to the Committee on the Judiciary with instructions to report the bill back to the House forthwith with the following amendment:

Page 9, strike lines 13 and 14, and insert the following:

"(24) The term 'young offender' means an individual, convicted of a crime, less than 18 years of age—

"(A) who has not been convicted of—

"(i) a crime of sexual assault; or

"(ii) a crime involving the use of a firearm in the commission of the crime; and

"(B) who has no prior convictions for a crime of violence (as defined by section 16 of title 18, United States Code) punishable by a period of 1 or more years of imprisonment."

Page 10, after line 3, insert the following:

SEC. 3. NATIONAL TASK FORCE ON COUNTERTERRORISM.

(a) ESTABLISHMENT.—(1) The President should establish a National Task Force on Counterterrorism comprised of the following nine members: the Deputy Attorney General of the United States, the Deputy Director of Central Intelligence, the Coordinator for Terrorism of the Department of State, an Assistant Secretary of Commerce as designated by the Secretary of Commerce, the National Security Advisory or the Deputy National Security Advisory for Special Operations Low Intensity Conflict, the Assistant Secretary of the Treasury for Enforcement, the Director of the Federal Bureau of Investigation, the Vice Chairman of the Joint Chiefs of Staff, and an Assistant Secretary of Transportation appointed by the Secretary of Transportation.

(2) The Deputy Attorney General and the Deputy Director of Central Intelligence shall serve as the Co-Chairs of the Task Force which shall coordinate all counterterrorism activities of the intelligence community of the United States Government.

(b) DUTIES.—The National Task Force on Counterterrorism shall prepare a report to the Congress which shall—

(1) define terrorism, both domestic and international;

(2) identify Federal Government activities, programs, and assets, which may be utilized to counter terrorism;

(3) assess the processing, analysis, and distribution of intelligence on terrorism and make recommendations for improvement;

(4) make recommendations on appropriate national policies, both preventive and reactive, to counter terrorism;

(5) assess the coordination among law enforcement, intelligence and defense agencies involved in counterterrorism activities and make recommendations concerning how coordination can be improved; and

(6) assess whether there should be more centralized operational control over Federal Government activities, programs, and assets utilized to counter terrorism, and if so, make recommendations concerning how that should be achieved

(c) SUPPORT.—(1) The National Task Force on Counterterrorism shall have a Chief of Staff appointed by the Director of Central Intelligence and a Vice Chief of Staff appointed by the Attorney General. The Chief of Staff and the Vice Chief of Staff shall be paid at a rate not to exceed the rate of basic pay for the highest rate payable for the Senior Executive Service.

(2) The Task Force shall hire or have detailed to it from other agencies such staff as necessary to carry out its functions.

(3) The staff of the National Task Force on Counterterrorism shall coordinate all activities of the Task Force and act as the liaison for all agencies involved.

(d) REPORT.—The Task Force shall— (1) report to Congress no later than 6 months after the date of enactment of this Act as to the review and recommendations outlined in subsection (b) and how the Task Force will implement those recommendations,

(2) beginning 60 days after the date on which the report is submitted under paragraph (1), implement the recommendations outlined in subsection (b) in accordance with the report, and

(3) beginning 180 days after the date on which the report is submitted under paragraph (1), report to Congress every 120 days on the progress of Task Force in implementing its recommendations.

(e) AUTHORIZATION OF APPROPRIATIONS.— There is authorized to be appropriated for the National Task Force on Counterterrorism for fiscal year 1995 \$5,000,000, which shall remain available until expended.

Pending consideration of said motion to recommit with instructions,

137.19 POINT OF ORDER

Mr. BROOKS made a point of order against the motion to recommit with instructions, and said:

“Mr. Speaker, I make a point of order that the motion to recommit is not germane.”

Mr. MCCOLLUM was recognized to speak to the point of order and said:

“What this proposed motion would do today will be to send this bill back to the Committee on the Judiciary to report it back with a very straightforward amendment to it that is one which would address the problem of terrorism at the World Trade Center. It would set up an interagency task force, among other things, to coordinate efforts so we do not have something like

what happened at the World Trade Center.

“You are probably going to rule it out of order, like you have ruled the other two out of order, Mr. Speaker, and I respect that, but the fact is that the people who were involved with that World Trade Center and a lot of other Americans would like to see that issue addressed. We should be addressing the real crime issues tonight and not the issues that are out here.

“I have nothing else to say on it. I am sorry I have to do that, but that is the only effort we have got we can make. I respectfully suggest this ought to be ruled in order. It is a tough violent crime question.”

The SPEAKER pro tempore, Mr. GEPHARDT, sustained the point of order, and said:

“The Chair has heard the argument on the point of order. The Chair rules that the motion to recommit is not germane for the similar reasons that were given on the other two points of order.

“The amendment proposed in the motion to recommit offered by the gentleman from Florida [Mr. MCCOLLUM] goes beyond the subject of alternative punishments for youthful offenders and establishes a National Task Force on Counter-Terrorism to study and report to Congress its assessment of existing Federal counterterrorism efforts and to make recommendations for improvements to those efforts.

“Accordingly, the Chair finds that the amendment is not germane, and therefore, that the motion to recommit is not in order.”

Mr. MCCOLLUM appealed the ruling of the Chair.

Mr. BROOKS moved to lay the appeal on the table.

The question being put, viva voce, Will the House lay on the table the appeal of the ruling of the Chair?

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

Mr. MCCOLLUM demanded a recorded vote on the motion to lay the appeal on the table, 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 246 affirmative } Nays 171

137.20 [Roll No. 588] AYES—246

Table with 3 columns: Name, State, Name. Lists members of the House of Representatives including Abercrombie, Ackerman, Andrews (ME), Andrews (NJ), Andrews (TX), Applegate, Bacchus (FL), Baesler, Barca, Barcia, Barlow, Barrett (WI), Becerra, Beilenson, Berman, Bevill, Bilbray, Bishop, Blackwell, Bonior, Borski, Boucher, Brewster, Browder, Brown (CA), Brown (FL), Brown (OH), Bryant, Byrne, Cardin, Carr, Chapman, Clay, Clayton, Clement, Clyburn, Coleman, Collins (IL), Collins (MI), Condit, Conyers, Coppersmith, Costello, Coyne, Cramer, Danner, Darden, de la Garza, Deal, DeLauro, Dellums, Deutsch, Dingell, Dixon, Dooley, Durbin, Edwards (CA), Edwards (TX), Engel, English (AZ), English (OK), Eshoo, Evans, Farr, Fazio, Fields (LA), Filner, Fingerhut, Flake, Foglietta, Ford (MI), Ford (TN), Frank (MA), Frost, Furse, Gejdenson, Gephardt, Geren, Gibbons, Glickman, Gonzalez, Gordon, Green, Gutierrez, Hall (TX), Hamburg, Hamilton, Harman, Hastings, Hayes, Hefner, Hilliard, Hinchev, Hoagland, Hochbrueckner, Holden, Hoyer, Hughes, Hutto, Inslee, Jacobs, Jefferson, Johnson (GA), Johnson (SD), Johnston, Kanjorski, Kaptur, Kennedy, Kennelly, Kildee, Kleczka, Klein, Klink, Kopetski, Kreidler, LaFalce, Lambert, Lancaster, Lantos, LaRocco, Laughlin, Lehman, Levin, Lewis (GA), Lipinski, Lloyd, Long, Lowey, Maloney, Mann, Manton, Margolies-Filner, Markey, Martinez, Matsui, Mazzoli, McCloskey, McCurdy, McHale, McKinney, McNulty, Meehan, Meek, Menendez, Mfume, Miller (CA), Minge, Mink, Moakley, Molohan, Montgomery, Moran, Murphy, Murtha, Nadler, Natcher, Neal (MA), Neal (NC), Oberstar, Obey, Olver, Ortiz, Orton, Owens, Pallone, Parker, Pastor, Payne (NJ), Payne (VA), Pelosi, Penny, Peterson (FL), Peterson (MN), Pickett, Pickle, Pomeroy, Poshard, Price (NC), Rahall, Rangel, Reed, Reynolds, Richardson, Roemer, Rose, Rostenkowski, Rowland, Roybal-Allard, Rush, Sabo, Sanders, Sangmeister, Sarpalus, Sawyer, Schenk, Schroeder, Schumer, Scott, Serrano, Sharp, Shepherd, Sisisky, Skaggs, Skelton, Slaughter, Smith (IA), Spratt, Stark, Stenholm, Stokes, Strickland, Studts, Stupak, Swett, Swift, Synar, Tanner, Tauzin, Taylor (MS), Tejada, Thompson, Thornton, Thurman, Torres, Torricelli, Towns, Traficant, Tucker, Unsoeld, Velazquez, Vento, Visclosky, Volkmer, Waters, Watt, Waxman, Wheat, Whitten, Williams, Wilson, Wise, Woolsey, Wyden, Wynn, Yates, Gunderson, Hancock, Hansen, Hastert, Hefley, Herger, Hobson, Hoekstra, Hoke, Horn, Houghton, Huffington, Hunter, Hutchinson, Hyde, Inglis, Inhofe, Istook, Johnson (CT), Johnson, Sam, Kasich, Kim, King, Kingston, Klug, Kolbe, Kyl, Lazio, Leach, Levy, Lewis (CA), Lewis (FL), Allard, Archer, Arney, Bachus (AL), Baker (CA), Baker (LA), Ballenger, Barrett (NE), Bartlett, Barton, Bateman, Bentley, Bereuter, Bilirakis, Bliley, Blute, Boehlert, Boehner, Bonilla, Bunning, Burton, Buyer, Callahan, Calvert, Camp, Canady, Castle, Coble, Collins (GA), Combust, Cooper, Cox, Crane, Crapo, Cunningham, DeLay, Diaz-Balart, Dickey, Doolittle, Dornan, Dreier, Duncan, Dunn, Emerson, Everett, Ewing, Fawell, Fields (TX), Fish, Fowler, Franks (CT), Franks (NJ), Gallegly, Gallo, Gekas, Gilchrest, Gillmor, Gilman, Goodlatte, Goodling, Goss, Grams, Grandy, Greenwood, Gunderson, Hancock, Hansen, Hastert, Hefley, Herger, Hobson, Hoekstra, Hoke, Horn, Houghton, Huffington, Hunter, Hutchinson, Hyde, Inglis, Inhofe, Istook, Johnson (CT), Johnson, Sam, Kasich, Kim, King, Kingston, Klug, Kolbe, Kyl, Lazio, Leach, Levy, Lewis (CA), Lewis (FL)