

from the Emergency Refugee and Migration Assistance Fund to meet the urgent needs of Rwanda and Burundi refugees, returnees, displaced persons, and conflict victims, pursuant to 22 U.S.C. 2601(c)(3); to the Committee on Foreign Affairs.

3213. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on special nuclear materials in the Commonwealth of Independent States, pursuant to 22 U.S.C. 5860; to the Committee on Foreign Affairs.

3214. A letter from the Director, Ballistic Missile Defense Organization, Department of Defense, transmitting a copy of Presidential Determination 94-24 certifying that the representatives of the member nations of NATO and Japan, Israel, and South Korea were formally presented with a proposal concerning coordination of U.S. theater missile defense programs with TMD programs of our friends and allies, pursuant to Public Law 103-160, section 242; to the Committee on Foreign Affairs.

¶52.3 RECESS—9:32 A.M.

The SPEAKER, pursuant to the special order agreed to on May 12, 1994, declared the House in recess at 9 o'clock and 32 minutes a.m., until 11 o'clock a.m.

¶52.4 AFTER RECESS—11:05 A.M.

The SPEAKER pro tempore, Mr. VIS-CLOSKY, called the House to order.

¶52.5 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had passed a bill of the following title, in which the concurrence of the House is requested:

S. 1485. An Act to extend certain satellite carrier compulsory licenses, and for other purposes.

The message also announced that the Senate agreed to the amendments of the House to the resolution (S.J. Res. 168) "Joint Resolution designating May 11, 1994, as 'Vietnam Human Rights Day'."

¶52.6 PROCEEDINGS DURING RECESS

On motion of Mr. WISE, by unanimous consent, the proceedings had during the recess to receive former Members were ordered to be printed in the Record.

¶52.7 SUBMISSION OF CONFERENCE REPORT—S. 24

Mr. BROOKS submitted a conference report (Rept. No. 103-511) on the bill of the Senate (S. 24) to reauthorize the Independent Counsel Law for an additional 5 years, and for other purposes; together with a statement thereon, for printing in the Record under the rule.

¶52.8 PROVIDING FOR THE CONSIDERATION OF H.R. 2108

Ms. SLAUGHTER, by direction of the Committee on Rules, called up the following resolution (H. Res. 428):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2108) to make improvements in the Black Lung Benefits Act. The first reading of the bill shall be dis-

pensed with. Points of order against consideration of the bill for failure to comply with section 401(b)(1) of the Congressional Budget Act of 1974 are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Education and Labor. After general debate the bill shall be considered for amendment under the five-minute rule for a period not to exceed three hours (excluding time consumed by recorded votes and proceedings incidental thereto). It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule an amendment in the nature of a substitute consisting of the text of H.R. 4415. The amendment in the nature of a substitute shall be considered as read. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the amendment in the nature of a substitute made in order as original text. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered. After debate,

On motion of Ms. SLAUGHTER, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

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

¶52.9 BLACK LUNG BENEFITS

The SPEAKER pro tempore, Mr. RA-HALL, pursuant to House Resolution 428 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. 2108) to make improvements in the Black Lung Benefits Act.

The SPEAKER pro tempore, Mr. RA-HALL, by unanimous consent, designated Mr. WISE as Chairman of the Committee of the Whole; and after some time spent therein,

¶52.10 RECORDED VOTE

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

Page 11, beginning in line 22, strike "subsection (b)" and insert "subsections (b) and (c)" and on page 12 add after line 6 the following:

(c) BLACK LUNG DISABILITY TRUST FUND.—The amendments made by this Act shall not take effect unless the total indebtedness of the Black Lung Disability Trust Fund is less than \$600,000,000.

It was decided in the

Yeas .....	189
Nays .....	234

¶52.11 [Roll No. 181] AYES—189

Allard	Baker (LA)	Bateman
Archer	Barrett (NE)	Bentley
Armey	Bartlett	Bereuter
Baker (CA)	Barton	Bliley

Blute	Hobson	Paxon
Boehlert	Hoekstra	Payne (VA)
Boehner	Hoke	Penny
Bonilla	Horn	Peterson (FL)
Brewster	Houghton	Peterson (MN)
Burton	Huffington	Petri
Buyer	Hutchinson	Pickett
Callahan	Hutto	Pombo
Calvert	Hyde	Pomeroy
Camp	Inglis	Porter
Canady	Inhofe	Portman
Castle	Istook	Pryce (OH)
Clinger	Johnson (CT)	Ramstad
Coble	Johnson (GA)	Ravenel
Collins (GA)	Johnson, Sam	Regula
Combest	Kasich	Ridge
Condit	Kim	Roberts
Cooper	King	Rohrabacher
Crane	Kingston	Ros-Lehtinen
Crapo	Klug	Roth
Cunningham	Knollenberg	Roukema
Deal	Kolbe	Rowland
DeLay	Kyl	Royce
Dickey	Lambert	Saxton
Dooley	Laughlin	Schaefer
Doolittle	Lazio	Schiff
Dorman	Leach	Sensenbrenner
Dreier	Levy	Shaw
Duncan	Lewis (CA)	Shays
Dunn	Lewis (FL)	Shuster
Edwards (TX)	Lightfoot	Sisisky
Ehlers	Linder	Skeen
Ewing	Livingston	Smith (MI)
Fawell	Lucas	Smith (OR)
Fields (TX)	Machtley	Smith (TX)
Fowler	Mann	Snowe
Franks (CT)	Manzullo	Solomon
Franks (NJ)	Margolies-	Spence
Gallegly	Mezvrinsky	Stearns
Gallo	McCandless	Stenholm
Gekas	McCollum	Stump
Geren	McCrery	Sweet
Gilchrest	McCurdy	Talent
Gillmor	McHugh	Tauzin
Gilman	McKeon	Taylor (MS)
Gingrich	McMillan	Taylor (NC)
Goodlatte	Meehan	Thomas (CA)
Goss	Meyers	Thomas (WY)
Grams	Mica	Upton
Greenwood	Michel	Valentine
Gunderson	Miller (FL)	Vucanovich
Hall (TX)	Minge	Walker
Hancock	Molinari	Walsh
Hansen	Montgomery	Weldon
Harman	Moorhead	Wolf
Hastert	Morella	Young (FL)
Hayes	Nussle	Zeliff
Hefley	Orton	Zimmer
Herger	Oxley	
Hoagland	Packard	

NOES—234

Abercrombie	Clement	Frost
Ackerman	Clyburn	Furse
Andrews (ME)	Coleman	Gejdenson
Andrews (NJ)	Collins (IL)	Gephardt
Andrews (TX)	Conyers	Gibbons
Applegate	Coppersmith	Glickman
Bacchus (FL)	Costello	Gonzalez
Bachus (AL)	Coyne	Goodling
Baesler	Cramer	Gordon
Barca	Danner	Green
Barcia	Darden	Gutierrez
Barlow	de la Garza	Hall (OH)
Barrett (WI)	de Lugo (VI)	Hamburg
Becerra	DeFazio	Hamilton
Beilenson	DeLauro	Hastings
Berman	Dellums	Hilliard
Bevill	Derrick	Hinchey
Bilbray	Deutsch	Hochbrueckner
Bilirakis	Diaz-Balart	Holden
Bishop	Dicks	Hoyer
Blackwell	Dingell	Hughes
Bonior	Durbin	Hunter
Borski	Edwards (CA)	Inlee
Boucher	Engel	Jacobs
Brooks	English	Jefferson
Browder	Eshoo	Johnson (SD)
Brown (CA)	Evans	Johnson, E.B.
Brown (FL)	Everett	Johnston
Brown (OH)	Farr	Kanjorski
Bryant	Fazio	Kaptur
Bunning	Fields (LA)	Kennelly
Byrne	Filner	Kildee
Cantwell	Fingerhut	Kleccka
Cardin	Flake	Klein
Carr	Foglietta	Klink
Chapman	Ford (MI)	Kopetski
Clay	Ford (TN)	Kreidler
Clayton	Frank (MA)	LaFalce

Lancaster Ortiz Smith (IA)
Lantos Owens Smith (NJ)
LaRocco Pallone Spratt
Lehman Pastor Stark
Levin Payne (NJ) Stokes
Lewis (GA) Pelosi Strickland
Lipinski Pickle Studds
Lloyd Poshard Stupak
Long Price (NC) Sundquist
Lowey Quillen Swift
Maloney Quinn Synar
Mantone Rahall Tanner
Markey Rangel Tejada
Martinez Reed Thompson
Matsui Reynolds Thornton
Mazzoli Richardson Thurman
McCloskey Roemer Torres
McDade Rogers Torricelli
McDermott Romero-Barcelo
McHale (PR) Trafficant
McInnis Rose Tucker
McKinney Rostenkowski Underwood (GU)
McNulty Roybal-Allard Unsoeld
Meek Rush Velazquez
Menendez Sabo Vento
Mfume Sanders Visclosky
Miller (CA) Sangmeister Volkmer
Mineta Santorum Waters
Mink Sarpalius Watt
Moakley Sawyer Waxman
Mollohan Schenk Wheat
Moran Schroeder Whitten
Murphy Schumer Williams
Murtha Scott Wise
Myers Serrano Woolsey
Nadler Sharp Wyden
Neal (MA) Shepherd Wynn
Norton (DC) Skaggs Yates
Oberstar Skelton Young (AK)
Obey Slattery
Olver Slaughter

NOT VOTING—15

Ballengier Faleomavaega Neal (NC)
Collins (MI) (AS) Parker
Cox Fish Torkildsen
Dixon Grandy Washington
Emerson Hefner Wilson
Kennedy

So the amendment was not agreed to.
After some further time,
The Committee rose informally to receive a message from the Senate.
The SPEAKER pro tempore, Mr. RA-HALL, assumed the Chair.

52.12 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate had passed a bill of the following title, in which the concurrence of the House is requested:

S. 2087. An Act to extend the time period for compliance with the Nutrition Labeling and Education Act of 1990 for certain food products packaged prior to August 8, 1994.

The Committee resumed its sitting; and after some further time spent therein,

52.13 RECORDED VOTE

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

Strike section 3, redesignate sections 4 through 11 as sections 3 through 10, and on page 12, line 1, strike "6" each place it appears and insert "5".

It was decided in the Yeas ..... 181
negative ..... Nays ..... 238

52.14 [Roll No. 182]
AYES—181

Allard Baker (LA) Bateman
Archer Ballenger Bereuter
Armey Barrett (NE) Bilirakis
Bachus (AL) Bartlett Bliley
Baker (CA) Barton Blute

Boehner Herger Petri
Bonilla Hoke Pickett
Brewster Horn Pomo
Bunning Houghton Porter
Burton Huffington Portman
Buyer Hughes Pryce (OH)
Callahan Hunter Quillen
Calvert Hutchinson Ramstad
Camp Hutto Ravenel
Canady Hyde Regula
Castle Inglis Ridge
Chapman Inhofe Roberts
Clinger Istook Rohrabacher
Coble Jacobs Ros-Lehtinen
Collins (GA) Johnson (CT) Roth
Combust Johnson (GA) Roukema
Crane Johnson, Sam Rowland
Crapo Kim Royce
Cunningham King Santorum
Deal Kingston Saxton
DeLay Klug Schaefer
Dickey Knollenberg Schiff
Dooley Kolbe Schumer
Doolittle Kyl Sensenbrenner
Dornan Laughlin Shaw
Drier Lazio Shays
Duncan Leach Shuster
Dunn Levy Skeen
Ehlers Lewis (CA) Smith (MI)
Everett Lewis (FL) Smith (OR)
Ewing Lightfoot Smith (TX)
Fawell Linder Snowe
Fields (TX) Livingston Solomon
Fowler Lucas Spence
Franks (CT) Machtley Stearns
Franks (NJ) Manzullo Stenholm
Gallegly McCandless Stump
Gallo McCollum Sundquist
Gekas McCrery Talent
Geren McHugh Tauzin
Gilchrest McInnis Taylor (MS)
Gillmor McKeon Taylor (NC)
Gingrich McMillan Thomas (CA)
Goodlatte Meehan Thomas (WY)
Goss Meyers Upton
Grams Mica Valentine
Greenwood Miller (FL) Vucanovich
Gunderson Molinari Walker
Hall (TX) Montgomery Walsh
Hamilton Moorhead Weldon
Hancock Nussle Wolf
Hansen Orton Young (FL)
Harman Oxley Zeliff
Hastert Packard Zimmer
Hayes Paxon
Hefley Penny

NOES—238

Abercrombie Cooper Gordon
Ackerman Coppersmith Green
Andrews (ME) Costello Gutierrez
Andrews (NJ) Coyne Hall (OH)
Andrews (TX) Cramer Hamburg
Applegate Danner Hastings
Bacchus (FL) Darden Hefner
Baesler de la Garza Hilliard
Barca de Lugo (VI) Hinchey
Barcia DeFazio Hoagland
Barlow DeLauro Hobson
Barrett (WI) Dellums Hochbrueckner
Becerra Derrick Hoekstra
Beilenson Deutsch Holden
Bentley Diaz-Balart Hoyer
Berman Dicks Inslee
Bevill Dingell Jefferson
Bilbray Durbin Johnson (SD)
Bishop Edwards (CA) Johnson, E.B.
Blackwell Edwards (TX) Johnston
Boehlert Engel Kanjorski
Bonior English Kaptur
Borski Eshoo Kasich
Boucher Evans Kennedy
Brooks Farr Kenedy
Broder Fazio Kildee
Brown (FL) Fields (LA) Kleczka
Brown (OH) Filner Klein
Bryant Fingerhut Klink
Byrne Fish Kopetski
Cantwell Flake Kreidler
Cardin Foglietta LaFalce
Carr Ford (TN) Lambert
Clay Frank (MA) Lancaster
Clayton Frost Lantos
Clement Furse LaRocco
Clyburn Gejdenson Lehman
Coleman Gephardt Levin
Collins (IL) Gibbons Lewis (GA)
Collins (MI) Gilman Lipinski
Condit Glickman Lloyd
Conyers Gonzalez Long

Lowey Pastor Smith (NJ)
Maloney Payne (NJ) Spratt
Mann Payne (VA) Stark
Manton Peterson (FL) Strickland
Margolies-Peterson (MN) Studds
Mezvinsky Pickle Stupak
Markey Pomeroy Sweet
Martinez Poshard Swift
Matsui Price (NC) Synar
Mazzoli Quinn Tanner
McCloskey Rahall Tejada
McCurdy Rangel Thompson
McDade Reed Thornton
McHale Reynolds Thurman
McKinney Richardson Torres
McNulty Roemer Torricelli
Meek Rogers Towns
Menendez Rose Trafficant
Mfume Rostenkowski Tucker
Miller (CA) Roybal-Allard Underwood (GU)
Mineta Rush Unsoeld
Minge Sabo Velazquez
Mink Sanders Vento
Moakley Sangmeister Visclosky
Mollohan Sarpalius Volkmer
Moran Sawyer Waters
Morella Schenk Watt
Murphy Schroeder Waxman
Murtha Scott Wheat
Myers Serrano Whitten
Neal (MA) Sharp Wilson
Norton (DC) Shepherd Wise
Oberstar Sisisky Woolsey
Obey Skaggs Wyden
Olver Skelton Wynn
Ortiz Slattery Yates
Owens Slaughter Young (AK)
Pallone Smith (IA)

NOT VOTING—19

Brown (CA) Goodling Pelosi
Cox Grandy Romero-Barcelo
Dixon McDermott (PR)
Emerson Michel Stokes
Faleomavaega Nadler Torkildsen
Ford (MI) Parker Washington
Williams

So the amendment was not agreed to.
After some further time,

52.15 RECORDED VOTE

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

Strike section 6 and on page 11, line 22, strike "(a) General Rule.—" and on page 12 strike lines 1 through 6.

It was decided in the Yeas ..... 176
negative ..... Nays ..... 250

52.16 [Roll No. 183]
AYES—176

Allard Crane Gunderson
Archer Crapo Hall (TX)
Armey Cunningham Hancock
Baker (CA) Deal Hansen
Baker (LA) DeLay Hastert
Ballenger Dickey Hefley
Barrett (NE) Doolittle Herger
Bartlett Dornan Hobson
Barton Dreier Hoekstra
Bateman Duncan Hoke
Bentley Dunn Horn
Bereuter Edwards (TX) Houghton
Bilirakis Ehlers Huffington
Bliley Ewing Hunter
Blute Fawell Hutchinson
Boehlert Fields (TX) Hutto
Boehner Fish Hyde
Bonilla Fowler Inglis
Brewster Franks (CT) Inhofe
Brooks Franks (NJ) Istook
Bunning Gallegly Johnson (CT)
Burton Gallo Johnson, Sam
Buyer Gekas Kasich
Callahan Geren Kim
Calvert Lancaster King
Camp Gillmor Kingston
Canady Gingrich Klug
Candice Castle Knollenberg
Coble Gooding Kolbe
Collins (GA) Goss Kyl
Combust Grams Laughlin
Cox Greenwood Leach