

Baessler Baker (CA) Ballenger Barca Barcia Barlow Barrett (NE) Barrett (WI) Bartlett Becerra Beilenson Bentley Bereuter Berman Bevill Bilbray Bilirakis Bishop Blackwell Blute Boehlert Boehner Bonilla Bonior Boucher Brewster Brooks Browder Brown (CA) Brown (OH) Bryant Bunning Burton Buyer Byrne Callahan Calvert Camp Canady Cantwell Cardin Carr Castle Chapman Clement Clinger Clyburn Coble Coleman Collins (GA) Combust Condit Conyers Cooper Coppersmith Costello Cox Coyne Cramer Crapo Cunningham Danner Darden de la Garza Deal DeFazio DeLauro Dellums Derrick Deutsch Diaz-Balart Dickey Dicks Dingell Dixon Dooley Doolittle Dornan Dreier Duncan Dunn Durbin Edwards (TX) Ehlers Emerson Engel English Eshoo Evans Everett Ewing Faleomavaega (AS) Farr Fawell Fazio Fields (LA) Fields (TX) Filner Fingerhut Fish Foglietta Ford (TN) Frank (MA) Franks (CT) Franks (NJ) Frost Furse Gallegly Gallo Gejdenson Gekas Gephardt Geren Gibbons Gilchrest Gillmor Gilman Glickman Goodlatte Goodling Gordon Goss Grams Greenwood Gunderson Gutierrez Hall (OH) Hall (TX) Hamburg Hamilton Hancock Harman Hastert Hayes Hefley Hefner Hilliard Hinchey Hoagland Hobson Hochbrueckner Hoekstra Hoke Holden Hoyer Huffington Hughes Hunter Hutchinson Hutto Ingalls Inhofe Inslee Istook Jacobs Jefferson Johnson (CT) Johnson (GA) Johnson (SD) Johnson, E.B. Johnson, Sam Johnston Kanjorski Kasich Kennedy Kennelly Kildee Kim Kingston Kleczka Klein Klug Knollenberg Kolbe Kopetski Kreidler Kyrle LaFalce Lambert Lancaster Lantos LaRocco Laughlin Lazio Leach Lehman Levin Levy Lewis (GA) Lewis (KY) Lightfoot Linder Lipinski Livingston Lloyd Long Lowery Lucas Machteley Maloney Mann Manzullo Margolies-Mezvinsky Markay Matsui Mazzoli McCrery McCurdy McDermott McHale McHugh McInnis McKeon McKinney McNulty Meehan Menendez Meyers Mfume Mica Miller (CA) Miller (FL) Mineta Minge Moakley Mollohan Montgomery Moorhead Moran Morella Murphy Myers Nadler Neal (MA) Neal (NC) Nussle Oberstar Olver Ortiz Orton Owens Pallone Parker Pastor Paxon Payne (NJ) Payne (VA) Pelosi Penny Peterson (FL) Peterson (MN) Petri Pickett Pickle Pomo Pomeroy Porter Portman Poshard Price (NC) Pryce (OH) Quillen Quinn Rahall Ramstad Rangel Ravenel Reed Regula Reynolds Richardson Ridge Roberts Roemer Rogers Rohrabacher Ros-Lehtinen Roth Roukema Rowland Royce Sabo Sanders Sangmeister Santorum Sarpaluis Sawyer Saxton Schaefer Schenk Schiff Schroeder Schumer Scott Sensenbrenner Sharp Shaw Shays Shepherd Shuster Sisisky Skaggs Skeen Skelton Slattery Slaughter Smith (IA) Smith (MI) Smith (NJ) Smith (TX) Snow Solomon Spence Spratt Stark Stearns Stenholm Stokes Strickland Studts Stump Stupak Sundquist Swett Synar Talent Tanner Tauzin Taylor (MS) Taylor (NC) Tejada Thomas (WY) Thompson Thornton Thurman Tokildsen Torres Torricelli Towns Traficant Unsoeld Upton Velazquez Vento Visclosky Volkmer Vucanovich Walker Walsh Waters Weldon Wheat Whitten Williams Wilson Wise Wolf Woolsey Wyden Wynn Zeliff Zimmer

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Oxley Packard Romero-Barcelo (PR) Rose Rostenkowski Roybal-Allard Serrano Smith (OR) Swift Thomas (CA) Tucker Underwood (GU) Watt Waxman Yates Young (AK) Young (FL)

NOES—57

Abercrombie Ackerman Baker (LA) Barton Bateman Bliley Borski Clay Clayton Collins (IL) Collins (MI) Crane de Lugo (VI) DeLay Edwards (CA) Flake Ford (MI) Fowler Gingrich Gonzalez Grandy Hansen Hastings Houghton Hyde King Klink Lewis (CA) Lewis (FL) Manton Martinez McCandless McCloskey McCollum McDade McMillan Meek Michel Mink Murtha

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the Executive Schedule under section 5316 of title 5, United States Code. The executive director shall be an individual with training or expertise in the application of the laws referred to in section 3 to employment. The appointment of the first executive director shall be completed no later than 120 days after the initial appointment of the Board of Directors.

(B) OFFICE.—The executive director may not be an individual who holds or may have held the position of Member of the House of Representatives or Senator. The executive director may not be an individual who holds the position of employee of the House of Representatives or the Senate but the executive director may be an individual who held such a position at least 4 years before appointment as executive director.

Page 9, strike lines 9 through 14, in line 15 on page 9 strike "(2)" and insert "(1)", and redesignate paragraphs (2), (3), and (4) as paragraphs (1), (2), and (3), respectively.

Page 9, strike line 24 and all that follows through line 4 on page 10 and insert the following:

(B) OFFICE.—No member of the Board of Directors appointed under subsection (b)(1) may hold or may have held the position of Member of the House of Representatives or Senator, may hold the position of employee of the House of Representatives or Senate, or may have held such a position within 4 years of the date of appointment.

Page 12, strike line 22 and insert "the first executive director".

It was decided in the negative { Yeas 216 Nays 220

194.20 [Roll No. 389] AYES—216

Allard Andrews (NJ) Andrews (TX) Archer Armeey Bacchus (FL) Bachus (AL) Baker (CA) Ballenger Barca Barcia Barlow Barrett (NE) Barrett (WI) Bartlett Becerra Bereuter Bilbray Bliley Blute Browder Brown (OH) Bryant Bunning Byrve Calvert Camp Canady Cantwell Carr Castle Clement Clinger Coble Collins (GA) Combust Cooper Coppersmith Cox Crapo Cunningham Danner de la Garza Deal DeLauro Deutsch Diaz-Balart Dickey Doolittle Dornan Dreier Duncan Dunn Durbin Edwards (TX) Ehlers Emerson Engel English Eshoo Evans Everett Ewing Faleomavaega (AS) Farr Fawell Fazio Fields (LA) Fields (TX) Filner Fingerhut Allard Andrews (NJ) Andrews (TX) Archer Armeey Bacchus (FL) Bachus (AL) Baker (CA) Ballenger Barca Barcia Barlow Barrett (NE) Barrett (WI) Bartlett Becerra Bereuter Bilbray Bliley Blute Browder Brown (OH) Bryant Bunning Byrve Calvert Camp Canady Cantwell Carr Castle Clement Clinger Coble Collins (GA) Combust Cooper Coppersmith Cox Crapo Cunningham Danner de la Garza Deal DeLauro Deutsch Diaz-Balart Dickey Doolittle Dornan Dreier Duncan Dunn Durbin Edwards (TX) Ehlers Emerson Engel English Eshoo Evans Everett Ewing Faleomavaega (AS) Farr Fawell Fazio Fields (LA) Fields (TX) Filner Fingerhut

ANSWERED "PRESENT"—3

Brown (FL) Kaptur Norton (DC)

NOT VOTING—5

Herger Molinari Obey Valentine Washington

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

194.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FINGERHUT to the amendment submitted by Mr. BEILEN-SON:

Amendment submitted by Mr. FINGERHUT:

In paragraph 4(b)(2) proposed to be inserted by the amendment, amend subparagraph (B) to read as follows:

"(B) OFFICE.—The executive director may not be an individual who holds or has held the position of Member of the House of Representatives or Senator or the position of employee of the House of Representatives or the Senate, or who engages in, or is otherwise employed in, lobbying of the Congress and is required under the Federal Regulation of Lobbying Act to register with the Clerk of the House of Representatives or the Secretary of the Senate."

Amendment submitted by Mr. BEILEN-SON:

Page 8, strike out line 22 and all that follows through line 7 on page 9 and insert the following:

(2) EXECUTIVE DIRECTOR.—

(A) IN GENERAL.—The Chairperson of the Board of Directors shall appoint, may establish the compensation of, and may terminate, subject to the approval of the Board of Directors, an Executive Director (referred to in this Act as the "executive director"). The compensation of the executive director may not exceed the compensation for level V of