

appropriated for operations) remain available until expended.

(u) SEPARABILITY OF PROVISIONS.—If any provisions of this Act or the application thereof to any body, agency, situation, or circumstance is held invalid, the remainder of the Act and the application of such provision to other bodies, agencies, situations, or circumstances shall not be affected thereby.

(v) The provisions of the Act of March 3, 1931 (40 U.S.C. 276a et seq.; commonly known as the Davis-Bacon Act), and the provisions of the Service Contract Act of 1965 (41 U.S.C. 351 et seq.), shall apply to the Trust. All laborers and mechanics employed on the construction, rehabilitation, reconstruction, alteration, or repair of projects funded in whole or in part by the Trust and projects financed in whole or in part by loans, grants, loan guarantees, or any other assistance by the Trust shall be paid wages at rates not less than those prevailing on projects of a similar character in the locality as determined by the Secretary of Labor in accordance with the Act of March 3, 1931 (40 U.S.C. 276a et seq.; commonly known as the Davis-Bacon Act). The Secretary of Labor shall have, with respect to the labor standards specified in this section, the authority and functions set forth in Reorganization Plan Numbered 14 of 1950 (15 F.R. 3176; 64 Stat. 1267) and section 2 of the Act of June 13, 1934 (40 U.S.C. 276c).

**SEC. 4. COMPLIANCE WITH BUY AMERICAN ACT.**

No funds appropriated pursuant to this Act may be expended by an entity unless the entity agrees that in expending the assistance the entity will comply with sections 2 through 4 of the Act of March 3, 1993 (41 U.S.C. 10a-10c, popularly known as the "Buy American Act").

**SEC. 5. 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.

**SEC. 6. PROHIBITION OF CONTRACTS.**

It has been finally determined by a court or Federal agency that any person intentionally affixed a label bearing a "Made in America" inscription, or any inscription with the same meaning, to any product sold in or shipped to the United States that is not made in the United States, such person shall be ineligible to receive any contract or sub-contract made with funds provided pursuant to this Act, pursuant to the debarment, suspension, and ineligibility procedures described in section 9.400 through 9.409 of title 48, Code of Federal Regulations.

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. McNULTY, announced that the yeas had it.

The question being put, viva voce, Will the House pass said bill?

Mr. HANSEN 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 affirmative { Yeas ..... 245  
Nays ..... 168

¶99.17 [Roll No. 411]  
AYES—245

- |              |               |               |
|--------------|---------------|---------------|
| Abercrombie  | Gillmor       | Oberstar      |
| Ackerman     | Gilman        | Obey          |
| Andrews (ME) | Glickman      | Olver         |
| Andrews (NJ) | Gonzalez      | Ortiz         |
| Andrews (TX) | Gordon        | Pallone       |
| Applegate    | Green         | Pastor        |
| Bacchus (FL) | Gutierrez     | Payne (NJ)    |
| Baesler      | Hamburg       | Payne (VA)    |
| Baker (CA)   | Hamilton      | Pelosi        |
| Barlow       | Harman        | Peterson (FL) |
| Barrett (WI) | Hastings      | Pickle        |
| Becerra      | Hayes         | Pomeroy       |
| Beilenson    | Hefner        | Porter        |
| Bereuter     | Hilliard      | Poshard       |
| Berman       | Hinchev       | Price (NC)    |
| Bevill       | Hoagland      | Rahall        |
| Bilbray      | Hobson        | Rangel        |
| Bishop       | Hochbrueckner | Ravenel       |
| Blackwell    | Holden        | Reed          |
| Boehlert     | Horn          | Regula        |
| Bonior       | Hoyer         | Richardson    |
| Borski       | Huffington    | Roemer        |
| Boucher      | Hughes        | Rostenkowski  |
| Brooks       | Hutto         | Roukema       |
| Browder      | Inslee        | Rowland       |
| Brown (CA)   | Jefferson     | Royal-Allard  |
| Brown (FL)   | Johnson (GA)  | Rush          |
| Brown (OH)   | Johnson (SD)  | Sabo          |
| Bryant       | Johnson, E.B. | Sanders       |
| Byrne        | Johnston      | Sangmeister   |
| Cantwell     | Kennedy       | Sawyer        |
| Cardin       | Kennelly      | Schenk        |
| Carr         | Kildee        | Schumer       |
| Clay         | Kim           | Scott         |
| Clayton      | Kleczka       | Serrano       |
| Clinger      | Klink         | Sharp         |
| Clyburn      | Kolbe         | Shaw          |
| Coleman      | Kopetski      | Shepherd      |
| Collins (MI) | Kreidler      | Skaggs        |
| Condit       | LaFalce       | Skelton       |
| Conyers      | Lambert       | Slaughter     |
| Coppersmith  | Lancaster     | Smith (IA)    |
| Costello     | LaRocco       | Spratt        |
| Cox          | Laughlin      | Stark         |
| Coyne        | Lehman        | Stokes        |
| Cunningham   | Levin         | Strickland    |
| Danner       | Lewis (GA)    | Studds        |
| Darden       | Lipinski      | Stupak        |
| de la Garza  | Lloyd         | Swift         |
| Deal         | Lowey         | Synar         |
| DeFazio      | Maloney       | Tauzin        |
| DeLauro      | Mann          | Tejeda        |
| Dellums      | Manton        | Thompson      |
| Derrick      | Margolies-    | Thornton      |
| Deutsch      | Mezvinsky     | Thurman       |
| Diaz-Balart  | Markey        | Torkildsen    |
| Dicks        | Martinez      | Torres        |
| Dingell      | Matsui        | Torricelli    |
| Dixon        | Mazzoli       | Towns         |
| Dooley       | McCloskey     | Trafficant    |
| Durbin       | McCurdy       | Tucker        |
| Edwards (CA) | McDermott     | Unsoeld       |
| Ehlers       | McHale        | Valentine     |
| Engel        | McKinney      | Velazquez     |
| English      | McMillan      | Vento         |
| Eshoo        | McNulty       | Visclosky     |
| Evans        | Meehan        | Volkmer       |
| Farr         | Meek          | Walsh         |
| Fazio        | Menendez      | Waters        |
| Fields (LA)  | Mfume         | Watt          |
| Filner       | Miller (CA)   | Waxman        |
| Fingerhut    | Mineta        | Weldon        |
| Flake        | Mink          | Wheat         |
| Foglietta    | Moakley       | Whitten       |
| Ford (MI)    | Mollohan      | Williams      |
| Frank (MA)   | Montgomery    | Wilson        |
| Frost        | Morella       | Wise          |
| Furse        | Murphy        | Wolf          |
| Gejdenson    | Murtha        | Woolsey       |
| Gephardt     | Nadler        | Wyden         |
| Gibbons      | Neal (MA)     | Wynn          |
| Gilchrist    | Neal (NC)     | Yates         |

NOES—168

- |             |              |          |
|-------------|--------------|----------|
| Allard      | Barcia       | Boehner  |
| Archer      | Barrett (NE) | Bonilla  |
| Armey       | Bartlett     | Brewster |
| Bachus (AL) | Bateman      | Bunning  |
| Baker (LA)  | Bentley      | Burton   |
| Ballenger   | Bilirakis    | Buyer    |
| Barca       | Blute        | Callahan |

- |              |               |               |
|--------------|---------------|---------------|
| Calvert      | Hyde          | Petri         |
| Camp         | Inglis        | Pickett       |
| Canady       | Inhofe        | Pombo         |
| Castle       | Istook        | Portman       |
| Chapman      | Jacobs        | Pryce (OH)    |
| Coble        | Johnson (CT)  | Quillen       |
| Collins (GA) | Johnson, Sam  | Quinn         |
| Combest      | Kanjorski     | Ramstad       |
| Cramer       | Kaptur        | Ridge         |
| Crane        | Kasich        | Roberts       |
| Crapo        | King          | Rogers        |
| DeLay        | Kingston      | Rohrabacher   |
| Dickey       | Klug          | Ros-Lehtinen  |
| Doolittle    | Knollenberg   | Roth          |
| Dornan       | Kyl           | Royce         |
| Dreier       | Lazio         | Santorum      |
| Duncan       | Leach         | Sarpalius     |
| Dunn         | Levy          | Saxton        |
| Edwards (TX) | Lewis (CA)    | Schaefer      |
| Emerson      | Lewis (FL)    | Schiff        |
| Everett      | Lewis (KY)    | Schroeder     |
| Ewing        | Lightfoot     | Sensenbrenner |
| Fawell       | Linder        | Shays         |
| Fields (TX)  | Long          | Shuster       |
| Fish         | Lucas         | Skeen         |
| Fowler       | Machtley      | Smith (MI)    |
| Franks (CT)  | Manzullo      | Smith (NJ)    |
| Franks (NJ)  | McCandless    | Smith (OR)    |
| Gallegly     | McCollum      | Smith (TX)    |
| Gekas        | McCrery       | Snowe         |
| Geren        | McHugh        | Solomon       |
| Gringrich    | McInnis       | Spence        |
| Goodlatte    | McKeon        | Stearns       |
| Goodling     | Meyers        | Stenholm      |
| Goss         | Mica          | Stump         |
| Grams        | Michel        | Sweet         |
| Grandy       | Miller (FL)   | Talent        |
| Greenwood    | Minge         | Tanner        |
| Gunderson    | Molinari      | Taylor (MS)   |
| Hall (TX)    | Moorhead      | Taylor (NC)   |
| Hancock      | Myers         | Thomas (CA)   |
| Hansen       | Nussle        | Thomas (WY)   |
| Hastert      | Orton         | Upton         |
| Hefley       | Oxley         | Vucanovich    |
| Herger       | Packard       | Walker        |
| Hoekstra     | Parker        | Young (AK)    |
| Hoke         | Paxon         | Young (FL)    |
| Hunter       | Penny         | Zeliff        |
| Hutchinson   | Peterson (MN) | Zimmer        |

NOT VOTING—21

- |              |            |            |
|--------------|------------|------------|
| Barton       | Hall (OH)  | Owens      |
| Bliley       | Houghton   | Reynolds   |
| Clement      | Klein      | Rose       |
| Collins (IL) | Lantos     | Sisisky    |
| Cooper       | Livingston | Slattery   |
| Ford (TN)    | McDade     | Sundquist  |
| Gallo        | Moran      | Washington |

So the bill was passed.

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.

¶99.18 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 2073. An Act to designate the United States courthouse that is scheduled to be constructed in Concord, New Hampshire, as the "Warren B. Rudman United States Courthouse", and for other purposes; to the Committee on Public Work and Transportation.

¶99.19 ENROLLED BILLS SIGNED

Mr. ROSE, from the Committee on House Administration, reported that that committee had examined and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 2947. An Act to amend the Commemorative Works Act, and for other purposes; and

H.R. 4790. An Act to designate the United States courthouse under construction in St. Louis, Missouri, as the "Thomas F. Eagleton United States Courthouse."