

date of the enactment of this Act is either a citizen of the United States or an alien lawfully admitted to the United States for permanent residence; and

(B) not more than 25 percent of the total number of individuals employed on the vessel after the one-year period beginning on the date of the enactment of this Act are aliens lawfully admitted to the United States for permanent residence.

(4) TERMINATION OF EXCEPTION UPON ENTRY OF REPLACEMENT.—Paragraph (1) does not apply to an ineligible vessel with respect to a trade route after the date of the entry into service on that trade route of an eligible vessel, if—

(A) the eligible vessel has a passenger carrying capacity that is equal to at least 75 percent of the passenger carrying capacity of the ineligible vessel, as determined by the Secretary of the Department in which the Coast Guard is operating;

(B) the person that is the owner or charterer of the eligible vessel submits to the Secretary of Transportation, by not later than 270 days before the date of that entry into service—

(i) a notice of the intent of the person to enter into that service; and

(ii) such evidence as the Secretary may require that the person is offering and advertising that service;

(C) any individual employed on the ineligible vessel after the one-year period beginning on the date of the enactment of this Act—

(i) is not a citizen of the United States; and

(ii) is not an alien lawfully admitted to the United States for permanent residence; and

(D) more than 25 percent of the total number of individuals employed on the ineligible vessel after the one-year period beginning on the date of the enactment of this Act are aliens lawfully admitted to the United States for permanent residence.

(5) TERMINATION OF EXCEPTION UPON SALE OF VESSEL.—Paragraph (1) does not apply to an ineligible vessel after any date on which the vessel is sold after the date of the enactment of this Act.

(6) DEFINITIONS.—In this subsection—

(A) the term “eligible vessel” means a vessel that is eligible under chapter 121 of title 46, United States Code, for a certificate of documentation authorizing the vessel to engage in coastwise trade;

(B) the term “ineligible vessel” means a vessel that is not eligible under chapter 121 of title 46, United States Code, for a certificate of documentation authorizing the vessel to engage in coastwise trade; and

(C) the term “major conversion” has the meaning that term has under section 2101 of title 46, United States Code.

**SEC. 1103. DOCUMENTATION OF VESSELS.**

(a) Notwithstanding section 27 of the Merchant Marine Act, 1920 (46 App. U.S.C. 883), the Act of June 19, 1886 (46 App. U.S.C. 289), and sections 12106 and 12107 of title 46, United States Code, the Secretary of Transportation may issue certificates of documentation with appropriate endorsement for employment in the coastwise trade for the vessel M/V Helton Voyager (Spanish registration lista 2A-Folio-592) if—

(1) the person documenting the vessel entered a contract before May 21, 1992, to purchase the vessel;

(2) the vessel undergoes a major conversion (as defined in section 2101 of title 46, United States Code) in a United States shipyard under a contract signed before January 1, 1994;

(3) the cost of the major conversion is more than the value of the vessel before the major conversion; and

(4) the major conversion is completed and the vessel is documented under chapter 121 of

title 46, United States Code, with a coastwise endorsement before January 1, 1995.

(b)(1) The vessel Star of Texas (Lloyds register number L5103936) may engage in coastwise trade out of the Port of Galveston during the 5-year period beginning on the date of the enactment of this Act, if during the period beginning 30 days after that date of enactment and ending 5 years after that date of enactment—

(A) at least 60 employees engaged on the vessel are United States citizens;

(B) of the employees engaged on the vessel who are United States citizens, at least 60 are proficient in lifeboat training, firefighting, and vessel evacuation under standards certified by the United States Coast Guard;

(C) all repairs and alterations to the vessel are done in United States shipyards;

(D) the vessel is a United States documented vessel before the end of that period; and

(E) all other employees are instructed in basic safety techniques.

(2) Notwithstanding section 27 of the Merchant Marine Act, 1920 (46 App. U.S.C. 883) and section 12106 of title 46, United States Code, and subject to paragraph (1), the Secretary of Transportation may issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade in the period described in paragraph (1) for a vessel described in that paragraph.

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. HEFNER, announced that the yeas had it.

Mr. STUDDS objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present, The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas ..... 402  
Nays ..... 13

111.15 [Roll No. 437]  
YEAS—402

- Abercrombie
- Ackerman
- Allard
- Andrews (ME)
- Andrews (NJ)
- Andrews (TX)
- Applegate
- Archer
- Armey
- Bacchus (FL)
- Bacchus (AL)
- Baessler
- Baker (CA)
- Baker (LA)
- Ballengier
- Barca
- Barcia
- Barlow
- Barrett (NE)
- Barrett (WI)
- Bartlett
- Barton
- Bateman
- Becerra
- Beilenson
- Bentley
- Bereuter
- Berman
- Bevill
- Bilbray
- Bilirakis
- Bishop
- Blackwell
- Bliley
- Blute
- Boehlert
- Boehner
- Bonilla
- Bonior
- Borski
- Boucher
- Brewster
- Brooks
- Browder
- Brown (CA)
- Brown (FL)
- Brown (OH)
- Bryant
- Bunning
- Burton
- Buyer
- Byrne
- Callahan
- Calvert
- Camp
- Canady
- Cantwell
- Cardin
- Castle
- Chapman
- Clay
- Clayton
- Clement
- Clinger
- Clyburn
- Coble
- Coleman
- Collins (GA)
- Collins (IL)
- Collins (MI)
- Combest
- Condit
- Conyers
- Coppersmith
- Cox
- Coyne
- Cramer
- Crane
- Crapo
- Cunningham
- Danner
- Darden
- de la Garza
- Deal
- DeFazio
- DeLauro
- DeLay
- Dellums
- Derrick
- Deutsch
- Diaz-Balart
- Dickey
- Dicks
- Dingell
- Dixon
- Dooley
- Doolittle
- Dorman
- Dreier
- Dunn
- Durbin
- Edwards (CA)
- Edwards (TX)
- Ehlers
- Emerson
- Engel
- English
- Eshoo
- Hunter
- Hutchinson
- Hutto
- Hyde
- Inslie
- Istook
- Jacobs
- Jefferson
- Johnson (CT)
- Johnson (GA)
- Johnson (SD)
- Johnson, E. B.
- Johnston
- Kanjorski
- Kaptur
- Kasich
- Kennedy
- Kennelly
- Kildee
- Kim
- King
- Kingston
- Kleccka
- Klein
- Klink
- Klug
- Knollenberg
- Kolbe
- Kopetski
- Kreidler
- Kyl
- LaFalce
- Lambert
- Lancaster
- Lantos
- LaRocco
- Laughlin
- Lazio
- Leach
- Lehman
- Levin
- Lewis (CA)
- Lewis (FL)
- Lewis (GA)
- Lewis (KY)
- Lightfoot
- Linder
- Livingston
- Lloyd
- Long
- Lowey
- Lucas
- Machtley
- Maloney
- Mann
- Manton
- Manzullo
- Margolies-Mezvinsky
- Markey
- Martinez
- Matsui
- Mazzoli
- McCandless
- McCollum
- McCrery
- McDade
- McDermott
- McHale
- McHugh
- McInnis
- McKeon
- McKinney
- McMillan
- McNulty
- Meehan
- Meek
- Menendez
- Meyers
- Mfume
- Mica
- Michel
- Miller (CA)
- Miller (FL)
- Mineta
- Minge
- Mink
- Moakley
- Molinari
- Mollohan
- Montgomery
- Moorhead
- Moran
- Morella
- Murphy
- Murtha
- Myers
- Nadler
- Neal (MA)
- Neal (NC)
- Nusse
- Oberstar
- Obey
- Oliver
- Ortiz
- Orton
- Owens
- Oxley
- Packard
- Pallone
- Parker
- Pastor
- Paxon
- Payne (NJ)
- Payne (VA)
- Pelosi
- Peterson (FL)
- Peterson (MN)
- Pickett
- Pickle
- Pombo
- Pomeroy
- Porter
- Portman
- Price (NC)
- Pryce (OH)
- Quinn
- Rahall
- Ramstad
- Ravenel
- Reed
- Regula
- Reynolds
- Richardson
- Roberts
- Roemer
- Rogers
- Rohrabacher
- Ros-Lehtinen
- Rose
- Rostenkowski
- Roth
- Roukema
- Rowland
- Roybal-Allard
- Royce
- Rush
- Sabo
- Sanders
- Santorum
- Sarpaluis
- Sawyer
- Saxton
- Schaefer
- Schenk
- Schiff
- Schroeder
- Schumer
- Scott
- Sharp
- Shaw
- Shays
- Shepherd
- Shuster
- Sisisky
- Skaggs
- Skeen
- Skelton
- Slaughter
- Smith (IA)
- Smith (MI)
- Smith (NJ)
- Smith (OR)
- Smith (TX)
- Snowe
- Solomon
- Spence
- Spratt
- Stark
- Stearns
- Stenholm
- Stokes
- Strickland
- Studds
- Stupak
- Sweet
- Swift
- Synar
- Talent
- Tauzin
- Taylor (MS)
- Taylor (NC)
- Tejeda
- Thomas (CA)
- Thomas (WY)
- Thompson
- Thornton
- Thurman
- Torkildsen
- Torres
- Torricelli
- Towns
- Traficant
- Tucker
- Unsoeld
- Upton
- Valentine
- Velazquez
- Vento
- Visclosky
- Volkmer
- Vucanovich
- Walker
- Walsh
- Waters
- Watt
- Waxman
- Weldon
- Wheat
- Williams
- Wilson
- Wise
- Wolf
- Woolsey
- Wyden
- Wynn
- Yates
- Young (AK)
- Young (FL)
- Zeliff
- Zimmer

## NAYS—13

|           |              |               |
|-----------|--------------|---------------|
| Costello  | Johnson, Sam | Sangmeister   |
| Duncan    | Lipinski     | Sensenbrenner |
| Ewing     | Penny        | Stump         |
| Gutierrez | Petri        |               |
| Hancock   | Poshard      |               |

## NOT VOTING—19

|         |         |            |
|---------|---------|------------|
| Carr    | Inhofe  | Slattery   |
| Cooper  | Levy    | Sundquist  |
| Gallo   | McCurdy | Tanner     |
| Gibbons | Quillen | Washington |
| Green   | Rangel  | Whitten    |
| Herger  | Ridge   |            |
| Inglis  | Serrano |            |

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.

## ¶111.16 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. STUDDS, by unanimous consent,

*Ordered*, That in the engrossment of the foregoing bill, the Clerk be authorized to correct section numbers, punctuation, cross references, and to make other technical corrections.

## ¶111.17 PERMISSION TO FILE CONFERENCE REPORT

On motion of Mr. HOYER, by unanimous consent, the managers on the part of the House were granted permission until midnight tonight to file a conference report (Rept. No. 103-741) on the bill (H.R. 4539) making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1995, and for other purposes; together with a statement thereon, for printing in the Record under the rule.

¶111.18 ORDER OF BUSINESS—  
CONSIDERATION OF CONFERENCE  
REPORT—H.R. 4539

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That, notwithstanding the provisions of clause 2 of rule XXVIII, it may be in order at any time on Friday, September 23, 1994, or any day thereafter, to consider the conference report on the bill (H.R. 4539) the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1995, and for other purposes; that all points of order against the conference report and against its consideration be waived; and that the conference report be considered as having been read when called up for consideration.

## ¶111.19 WILLIAM H. NATCHER BRIDGE

On motion of Mr. RAHALL, by unanimous consent, the Committee on Public Works and Transportation was discharged from further consideration of the bill (H.R. 4980) to designate the bridge on United States Route 231 which crosses the Ohio River Between Maceo, Kentucky, and Rockport, Indi-

ana, as the "William H. Natcher Bridge".

When said bill was considered, read twice, ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶111.20 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. 2067. An Act to elevate the position of Director of Indian Health Service to Assistant Secretary of Health and Human Services, to provide for the organizational independence of the Indian Health Service within the Department of Health and Human Services, and for other purposes; jointly, to the Committees on Natural Resources and Energy and Commerce.

¶111.21 ENROLLED BILLS AND JOINT  
RESOLUTION SIGNED

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

H.R. 1779. An Act to designate the facility of the United States Postal Service located at 401 South Washington Street in Chillicothe, Missouri, as the "Jerry L. Litton United States Post Office Building", and to authorize travel and transportation expenses for certain Federal career appointees, and for other purposes.

H.R. 3679. An Act to authorize the Secretary of the Interior to carry out a program to be known as the Junior Duck Stamp Conservation and Design Program, and for other purposes.

H.R. 4190. An Act to designate the building located at 41-42 Norre Gade in Saint Thomas, Virgin Islands, for the period of time during which it houses operations of the United States Postal Service, as the Alvaro de Lugo Post Office; and to amend title 39, United States Code, to make applicable with respect to the United States Postal Service certain exclusionary authority relating to the treatment of reemployed annuitants under the civil service retirement laws, and for other purposes.

H.R. 4647. An Act to direct the Secretary of the Interior to convey to the City of Imperial Beach, California, approximately 1 acre of land in the Tijuana Slough National Wildlife Refuge.

H.J. Res. 363. Joint resolution to designate October 1994 as "Crime Prevention Month."

## ¶111.22 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. RANGLE, for today and September 23.

And then,

## ¶111.23 ADJOURNMENT

On motion of Mr. DELAY, at 7 o'clock and 4 minutes p.m., the House adjourned.

¶111.24 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk

for printing and reference to the proper calendar, as follows:

Mr. DINGELL: Committee on Energy and Commerce. H.R. 1520. A bill to amend the Petroleum Marketing Practices Act; with an amendment (Rept. No. 103-737). Referred to the Committee of the Whole House on the State of the Union.

Mr. DINGELL: Committee on Energy and Commerce. H.R. 4683. A bill to amend the Solid Waste Disposal Act to provide congressional authorization of State control over transportation of municipal solid waste, and for other purposes; with an amendment (Rept. No. 103-738). Referred to the Committee of the Whole House on the State of the Union.

Mr. GIBBONS: Committee on Ways and Means. H.R. 5060. A bill to provide for the continuation of certain free collections for the expenses of the Securities and Exchange Commission for fiscal year 1995 (Rept. No. 103-739, Pt. 1). Ordered to be printed.

Mr. YATES: Committee of conference. Conference report on H.R. 4602. A bill making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1995, and for other purposes (Rept. No. 103-740). Ordered to be printed.

Mr. HOYER: Committee of Conference. Conference report on H.R. 4539. A bill making appropriations for the Treasury Department, the U.S. Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1995, and for other purposes (Rept. No. 103-741). Ordered to be printed.

## ¶111.25 PUBLIC BILLS AND RESOLUTIONS

Under clause 5 of rule X and clause 4 of rule XXII, public bills and resolutions were introduced and severally referred as follows:

By Mr. SMITH of Texas (for himself, Mr. BONILLA, Mr. ARCHER, Mr. ARMEY, Mr. BARTON of Texas, Mr. COMBEST, and Mr. SAM JOHNSON):

H.R. 5073. A bill to amend the Endangered Species Act of 1973 to ensure that constitutionally protected private property rights are not infringed until adequate protection is afforded by reauthorization of such act, to protect against and compensate for economic losses from critical habitat designation, and for other purposes; to the Committee on Merchant Marine and Fisheries.

By Mr. UNDERWOOD:

H.R. 5074. A bill to grant authority in Guam to give a preference, in awarding contracts, to persons employing citizens, nationals, or permanent resident aliens of the United States; to the Committee on Natural Resources.

By Mr. DINGELL (for himself and Mrs. COLLINS of Illinois):

H.R. 5075. A bill to ensure that sellers and underwriters of insurance are qualified and subject to consumer protection requirements; to the Committee on Energy and Commerce.

By Mrs. BYRNE:

H.R. 5076. A bill to amend title 23, United States Code, relating to drunk driving; to the Committee on Public Works and Transportation.

By Mr. HALL of Ohio (for himself, Mr. LANCASTER, Mr. APPLEGATE, Mrs. CLAYTON, Mr. BOEHNER, Mr. HEFNER, Mr. FINGERHUT, Mr. McMILLAN, Mr. GILLMOR, Mr. NEAL of North Carolina, Mr. HOBSON, Mr. PRICE of North Carolina, Ms. KAPTUR, Mr. ROSE, Mr. KASICH, Mr. VALENTINE, Mr. MANN, Mr. OXLEY, Mr. PORTMAN, Ms. PRYCE of Ohio, Mr. SAWYER, Mr. STOKES, and Mr. TRAFICANT):