

1994, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

203. A letter from the Chairman, Consumer Product Safety Commission, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1994, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

204. A letter from the Chairman, Defense Nuclear Facilities Safety Board, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1994, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

205. A letter from the Deputy Secretary of Defense, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1994, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

206. A letter from the Administrator, Environmental Protection Agency, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1994, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

207. A letter from the Chairman, Equal Employment Opportunity Commission, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1994, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

208. A letter from the Chairman, Farm Credit Administration, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1994, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

209. A letter from the Chairman, Farm Credit System Insurance Corporation, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1994, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

210. A letter from the Chairman, Federal Communications Commission, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1994, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

211. A letter from the Chairman, National Transportation Safety Board, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1994, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

212. A letter from the Director, Office of Personnel Management, transmitting the Office's report on its health promotion and disease prevention activities for Federal civilian employees; to the Committee on Government Reform and Oversight.

213. A letter from the Administrator, Panama Canal Commission, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1994, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

214. A letter from the Secretary of Labor, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1994, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

215. A letter from the Secretary, The American Battle Monuments Commission, transmitting the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1994, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

216. A letter from the Staff Director, U.S. Commission on Civil Rights, transmitting

the annual report under the Federal Managers' Financial Integrity Act for fiscal year 1994, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Government Reform and Oversight.

217. A letter from the Director, Administrative Office of the U.S. Courts; transmitting the Judicial Conference of the United States biennial report to the Congress on the continuing need for all authorized bankruptcy judgeships, pursuant to 28 U.S.C. 152(b)(3); to the Committee on the Judiciary.

218. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting notification of additional program proposals for purposes of nonproliferation and disarmament fund activities, pursuant to 22 U.S.C. 5858; jointly, to the Committees on International Relations and Appropriations.

219. A letter from the Director, Office of Management and Budget, transmitting his certification that the amounts appropriated for the Board for International Broadcasting for grants to Radio Free Europe/Radio Liberty, Inc., are less than the amount necessary to maintain the budgeted level of operation because of exchange rate losses in the fourth quarter of fiscal year 1994, pursuant to 22 U.S.C. 2877(a)(2); jointly, to the Committees on International Relations and Appropriations.

#### ¶12.3 WORDS TAKEN DOWN

Mr. DORNAN during one minute speeches addressed the House, and during the course of his remarks,

Mr. FAZIO demanded that certain words be taken down.

The Clerk read the words taken down as follows:

Even Andrea Mitchell of NBC took note that is Ronald Reagan's prerogative, George Bush's and all of us who wore the uniform or served in a civilian capacity to crush the evil empire. Clinton gave aid and comfort to the enemy.

The SPEAKER pro tempore, Mr. DUNCAN, held the words taken down to be unparliamentary, and said:

"In the opinion of the Chair, that is not a proper reference to the President. Without objection, the words are stricken from the RECORD."

During said proceedings,

Mr. DORNAN reiterated words to the same effect as follows:

"I will not withdraw my remarks. I will not only not apologize, . . .

"I will accept the discipline of the House."

Whereupon,

The SPEAKER pro tempore, Mr. DUNCAN, responded as follows:

"The Chair rules that those words as follows 'I believe the President did give aid and comfort to the enemy, Hanoi,' were also out of order. The Chair has ruled that, based on the precedents of the House, the words of the gentleman from California were out of order, and without objection, both sets of words will be stricken from the RECORD."

#### ¶12.4 PROVIDING FOR THE

CONSIDERATION OF H. CON. RES. 17  
AND H.J. RES. 1

Mr. SOLOMON, by direction of the Committee on Rules, called up the following resolution (H. Res. 44):

*Resolved*, That at any time after the adoption of this resolution it shall be in order to consider in the House the concurrent resolution (H. Con. Res. 17) relating to the treatment of Social Security under any constitutional amendment requiring a balanced

budget, if called up by the majority leader or his designee. The concurrent resolution shall be debatable for one hour equally divided and controlled by the majority leader and the minority leader or their designees. The previous question shall be considered as ordered on the concurrent resolution to final adoption without intervening motion.

SEC. 2. At any time after the disposition of the concurrent resolution made in order by the first section 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 joint resolution (H.J. Res. 1) proposing a balanced budget amendment to the Constitution of the United States. The first reading of the joint resolution shall be dispensed with. Points of order against consideration of the joint resolution for failure to comply with clause 2(g)(3) of rule XI are waived. General debate shall be confined to the joint resolution and shall not exceed three hours equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. After general debate the joint resolution shall be considered for amendment under the five-minute rule. The amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the joint resolution shall be considered as read, shall be debatable for one hour equally divided and controlled by Representative Barton of Texas and an opponent, and shall not be subject to amendment while pending. No further amendment shall be in order except those designated in section 3 of this resolution. Each amendment may be offered only in the order designated, may be offered only by the named proponent or a designee, may be considered notwithstanding the adoption of a previous amendment in the nature of a substitute, shall be considered as read, shall be debatable for one hour equally divided and controlled by the proponent and an opponent, and shall not be subject to amendment. If more than one amendment is adopted, then only the one receiving the greater number of affirmative votes shall be considered as finally adopted. In the case of a tie for the greater number of affirmative votes, then only the last amendment to receive that number of affirmative votes shall be considered as finally adopted, except that if the amendment in the nature of a substitute recommended by the Committee on the Judiciary is one of the amendments receiving the greater number of votes then it shall be the amendment considered as finally adopted. At the conclusion of consideration of the joint resolution for amendment the Committee shall rise and report the joint resolution to the House with such amendment as may have been finally adopted. The previous question shall be considered as ordered on the joint resolution and any amendment thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 3. The further amendments that may be offered after disposition of the amendment in the nature of a substitute recommended by the Committee on the Judiciary are those printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII with the following designations: (a) the amendment numbered 4 by Representative Owens of New York; (b) the amendment numbered 1 by Representative Wise of West Virginia; (c) the amendment numbered 25 by Representative Conyers of Michigan; (d) the amendment numbered 29 by Representative Gephardt of Missouri; and (e) the amendment numbered 39 by Representative Schaefer of Colorado.

When said resolution was considered.

After debate,

Mr. SOLOMON submitted the following amendment:

On page 2, at line 19, insert after "clause (2)(g)(3)" the following: "or clause 2(l)(2)(B)".

By unanimous consent, the time for debate was extended by 10 minutes.

After further debate,

Mr. SOLOMON moved the previous question on the amendment and the resolution.

The question being put, viva voce,

Will the House now order the previous question on the amendment and the resolution?

The SPEAKER pro tempore, Mrs. JOHNSON of Connecticut, announced that the yeas had it.

Mr. MOAKLEY 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 ..... 233 Nays ..... 196

¶12.5 [Roll No. 37] YEAS—233

- Allard Emerson LaHood Andrews English Largent Archer Ensign Latham Armev Everett LaTourette Bachus Ewing Lazio Baker (CA) Fawell Leach Baker (LA) Fields (TX) Lewis (CA) Ballenger Flanagan Lewis (KY) Barr Foley Lightfoot Barrett (NE) Forbes Linder Bartlett Fowler Livingston Barton Fox LoBiondo Bass Franks (CT) Longley Bateman Franks (NJ) Lucas Bereuter Frelinghuysen Manzullo Bilbray Frisa Martini Bilirakis Funderburk McCollum Bliley Gallegly McCrery Blute Ganske McDade Boehlert Gekas McHugh Boehner Gilchrest McInnis Bonilla Gillmor McIntosh Bono Gilman McKeon Brownback Goodlatte Metcalf Bryant (TN) Goodling Meyers Bunn Goss Mica Bunning Graham Miller (FL) Burr Greenwood Molinari Burton Gunderson Moorhead Buyer Gutknecht Morella Callahan Hall (TX) Myers Chabot Hancock Myrick Camp Hansen Nethercutt Canady Hastert Neumann Castle Hastings (WA) Ney Chabot Hayes Norwood Chambliss Hayworth Nussle Chenoweth Hefley Oxley Christensen Heineman Packard Chrysler Herger Paxon Clinger Hilleary Petri Coble Hobson Pombon Coburn Hoekstra Porter Collins (GA) Hoke Portman Combest Horn Pryce Cooley Hostettler Quillen Cox Houghton Quinn Crane Hunter Radanovich Crapo Hutchinson Ramstad Creameans Hyde Regula Cunningham Inglis Riggs Davis Istook Roberts Deal Johnson (CT) Rogers DeLay Johnson, Sam Rohrabacher Diaz-Balart Jones Ros-Lehtinen Dickey Kasich Roth Doolittle Kelly Roukema Dornan Kim Royce Dreier King Salmon Duncan Kingston Sanford Dunn Klug Saxton Ehlers Knollenberg Scarborough Ehrlich Kolbe Schaefer

- Schiff Stockman Walsh Seastrand Stump Wamp Sensenbrenner Talent Watts (OK) Shadegg Tate Weldon (FL) Shaw Tauzin Weldon (PA) Shays Taylor (MS) Weller Shuster Taylor (NC) White Skeen Thomas Whitfield Smith (NJ) Thornberry Wicker Smith (TX) Tiahrt Wolf Smith (WA) Torkildsen Young (AK) Solomon Upton Young (FL) Souder Vucanovich Zeliff Spence Waldholtz Zimmer Stearns Walker

NAYS—196

- Abercrombie Green Owens Ackerman Gutierrez Pallone Baelder Hall (OH) Parker Baldacci Hamilton Pastor Barcia Harman Payne (NJ) Barrett (WI) Hastings (FL) Payne (VA) Becerra Hefner Pelosi Beilenson Hilliard Peterson (FL) Bentsen Hinchey Peterson (MN) Berman Holden Pickett Bevill Hoyer Pomeroy Bonior Jackson-Lee Poshard Borski Jacobs Rahall Boucher Jefferson Rangel Brewster Johnson (SD) Reed Browder Johnson, E. B. Reynolds Brown (CA) Johnston Richardson Brown (FL) Rivers Rivers Brown (OH) Kaptur Roemer Bryant (TX) Kennedy (MA) Rose Cardin Kennedy (RI) Roybal-Allard Chapman Kennelly Rush Clay Kildee Sabo Clayton Kleczka Sanders Clement Klink Sawyer Clyburn LaFalce Schroeder Coleman Lantos Schumer Collins (IL) Laughlin Scott Collins (MI) Levin Serrano Condit Lewis (GA) Sisisky Conyers Lincoln Skaggs Costello Lipinski Skelton Coyne Lofgren Slaughter Cramer Lowey Spratt Danner Luther Stark de la Garza Maloney Stenholm DeFazio Manton Stokes DeLauro Markey Studds Dellums Martinez Stupak Deutsch Mascara Tanner Dicks Matsui Tejada Dingell McCarthy Thompson Dixon McDermott Thornton Doggett McHale Thurman Dooley McKinney Torres Doyle McNulty Torricelli Durbin Meehan Towns Edwards Meeke Trafficant Engel Menendez Tucker Eshoo Mfume Velazquez Evans Miller (CA) Vento Farr Mineta Visclosky Fattah Minge Volkmer Fazio Mink Ward Filner Moakley Waters Flake Mollohan Watt (NC) Montgomery Foglietta Montgomey Waxman Ford Moran Williams Frank (MA) Murtha Wilson Nadler Wise Neal Furse Woolsey Wyden Gejdenson Oberstar Wynn Gephardt Obey Wynn Gephart Olver Yates Gonzalez Ortiz Gordon Orton

NOT VOTING—5

- Bishop Fields (LA) Smith (MI) Cubin Gibbons

So the previous question on the amendment and the resolution was ordered.

The question being put, viva voce,

Will the House agree to the amendment to the resolution?

The SPEAKER pro tempore, Mrs. JOHNSON of Connecticut, announced that the yeas had it.

Mr. MOAKLEY demanded a recorded vote on agreeing to the amendment to the resolution, 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 ..... 253 Nays ..... 176

¶12.6 [Roll No. 38] AYES—253

- Allard Gekas Neumann Andrews Geren Ney Archer Gilchrest Norwood Armev Gillmor Nussle Bachus Gilman Oxley Baker (CA) Goodlatte Packard Baker (LA) Goodling Parker Ballenger Goss Paxon Barr Graham Payne (VA) Barrett (NE) Greenwood Peterson (MN) Bartlett Gunderson Peterson (MN) Barton Gutknecht Petri Bass Hall (TX) Pombo Bateman Hancock Porter Bereuter Hansen Portman Bilbray Hastert Pryce Bilirakis Hastings (WA) Quillen Bliley Hayes Radanovich Blute Hayworth Ramstad Boehlert Hefley Regula Boehner Heineman Riggs Bonilla Herger Roberts Bono Hilleary Rogers Brownback Hobson Rohrabacher Brownback Hoekstra Ros-Lehtinen Bryant (TN) Hoke Roth Bunn Horn Roukema Bunning Hostettler Schaefer Burr Houghton Royce Burton Hunter Salmon Buyer Hutchinson Sanford Callahan Hyde Saxton Calvert Inglis Scarborough Camp Istook Schaefer Canady Johnson (CT) Schiff Castle Johnson, Sam Seastrand Chabot Jones Sensenbrenner Chambliss Kanjorski Shadegg Chenoweth Kasich Shaw Christensen Kelly Shays Chrysler Kim Shuster Clement King Sisisky Clinger Kingston Skeen Coble Klug Skelton Coburn Knollenberg Smith (MI) Collins (GA) Kolbe Smith (NJ) Combest LaHood Smith (TX) Condit Largent Smith (WA) Cooley Latham Solomon Cox LaTourette Solomon Crane Laughlin Souder Crapo Lazio Spence Creameans Leach Stearns Cunningham Lewis (CA) Stenholm Davis Lewis (KY) Stockman Deal Lightfoot Stump DeLay Lincoln Talent Diaz-Balart Linder Tanner Dickey Livingston Tate Doolittle LoBiondo Tauzin Dornan Longley Taylor (MS) Dreier Lucas Taylor (NC) Duncan Manzullo Thomas Dunn Martini Thornberry Ehlers McCollum Thurman Ehrlich McCrery Tiahrt Emerson McDade Torkildsen English McHugh Upton Ensign McInnis Vucanovich Everett McIntosh Waldholtz Ewing McKeon Walker Fawell Meehan Walsh Fields (TX) Metcalf Wamp Flanagan Meyers Watts (OK) Foley Mica Weldon (FL) Forbes Miller (FL) Weldon (PA) Fowler Minge Weller Fox Molinari White Franks (CT) Montgomery Whitfield Franks (NJ) Moorhead Wicker Frelinghuysen Morella Wolf Frisa Murtha Young (AK) Funderburk Myers Young (FL) Gallegly Myrick Zeliff Ganske Nethercutt Zimmer