

the Whole House on the state of the Union for the further consideration of the bill (H.R. 70) to permit exports of certain domestically produced crude oil, and for other purposes.

Mr. LINDER, Acting Chairman, assumed the chair;

¶100.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. GEJDENSON to the amendment in the nature of a substitute submitted by Mr. YOUNG of Alaska:

Amendment submitted by Mr. GEJDENSON:

Page 3, line 8, add the following after the period: "In the event that vessels so documented cannot be used to transport any of the exported oil, the authority granted by paragraph (1) shall terminate immediately."

Amendment in the nature of a substitute submitted by Mr. YOUNG of Alaska:

Strike all after the enacting clause and insert the following:

SECTION 1. EXPORTS OF ALASKAN NORTH SLOPE OIL.

Section 28 of the Mineral Leasing Act (30 U.S.C. 185) is amended by amending subsection (s) to read as follows:

"EXPORTS OF ALASKAN NORTH SLOPE OIL

"(s)(1) Subject to paragraphs (2) through (6) of this subsection and notwithstanding any other provision of this Act or any other provision of law (including any regulation) applicable to the export of oil transported by pipeline over right-of-way granted pursuant to section 203 of the Trans-Alaska Pipeline Authorization Act (43 U.S.C. 1652), such oil may be exported unless the President finds that exportation of this oil is not in the national interest. The President shall make his national interest determination within five months of the date of enactment of this subsection. In evaluating whether exports of this oil are in the national interest, the President shall at a minimum consider—

"(A) whether exports of this oil would diminish the total quantity or quality of petroleum available to the United States;

"(B) the results of an appropriate environmental review, including consideration of appropriate measures to mitigate any potential adverse effects of exports of this oil on the environment, which shall be completed within four months of the date of the enactment of this subsection; and

"(C) whether exports of this oil are likely to cause sustained material oil supply shortages or sustained oil prices significantly above world market levels that would cause sustained material adverse employment effects in the United States or that would cause substantial harm to consumers, including noncontiguous States and Pacific territories.

If the President determines that exports of this oil are in the national interest, he may impose such terms and conditions (other than a volume limitation) as are necessary or appropriate to ensure that such exports are consistent with the national interest.

"(2) Except in the case of oil exported to a country with which the United States entered into a bilateral international oil supply agreement before November 26, 1979, or to a country pursuant to the International Emergency Oil Sharing Plan of the International Energy Agency, any oil transported by pipeline over right-of-way granted pursuant to section 203 of the Trans-Alaska Pipe-

line Authorization Act (43 U.S.C. 1652) shall, when exported, be transported by a vessel documented under the laws of the United States and owned by a citizen of the United States (as determined in accordance with section 2 of the Shipping Act, 1916 (46 U.S.C. App. 802)).

"(3) Nothing in this subsection shall restrict the authority of the President under the Constitution, the International Emergency Economic Powers Act (50 U.S.C. 1701 et seq.), or the National Emergencies Act (50 U.S.C. 1601 et seq.) to prohibit exports of this oil or under Part B of title II of the Energy Policy and Conservation Act (42 U.S.C. 6271-76).

"(4) The Secretary of Commerce shall issue any rules necessary for implementation of the President's national interest determination, including any licensing requirements and conditions, within 30 days of the date of such determination by the President. The Secretary of Commerce shall consult with the Secretary of Energy in administering the provisions of this subsection.

"(5) If the Secretary of Commerce finds that exporting oil under authority of this subsection has caused sustained material oil supply shortages or sustained oil prices significantly above world market levels and further finds that these supply shortages or price increases have caused or are likely to cause sustained material adverse employment effects in the United States, the Secretary of Commerce, in consultation with the Secretary of Energy, may recommend, and the President may take, appropriate action concerning exports of this oil, which may include modifying or revoking authority to export such oil.

"(6) Administrative action under this subsection is not subject to sections 551 and 553 through 559 of this title 5, United States Code."

SEC. 2. GAO REPORT.

(a) REVIEW.—The Comptroller General of the United States shall conduct a review of energy production in California and Alaska and the effects of Alaskan North Slope oil exports, if any, on consumers, independent refiners, and shipbuilding and ship repair yards on the West Coast and in Hawaii. The Comptroller General shall commence this review two years after the date of enactment of this Act and, within six months after commencing the review, shall provide a report to the Committee on Energy and Natural Resources of the Senate and the Committee on Resources and the Committee on Commerce of the House of Representatives.

(b) CONTENTS OF REPORT.—The report shall contain a statement of the principal findings of the review and recommendations for Congress and the President to address job loss in the shipbuilding and ship repair industry on the West Coast, as well as adverse impacts on consumers and refiners on the West Coast and in Hawaii, that the Comptroller General attributes to Alaska North Slope oil exports.

It was decided in the negative ..... Yeas ..... 117 Nays ..... 278 Answered present 1

¶100.13 [Roll No. 555] AYES—117

- Ackerman Clay Doggett
Andrews Clayton Doyle
Balducci Clyburn Durbin
Beilenson Condit Edwards
Bentsen Conyers Engel
Bishop Cubin Eshoo
Bonior DeFazio Evans
Borski DeLauro Fields (LA)
Brown (FL) Dellums Filner
Brown (OH) Deutsch Flake
Bryant (TX) Dicks Foglietta
Cardin Dingell Frost

- Furse Markey Sanders
Gejdenson Mascara Schroeder
Gephardt McDermott Schumer
Green McHale Scott
Harman McNulty Serrano
Hastings (FL) Meek Slaughter
Hefner Mfume Smith (MI)
Hinchey Miller (CA) Smith (NJ)
Holden Mineta Stark
Hoyer Minge Stokes
Jackson-Lee Mink Stupak
Johnson (CT) Mollohan Taylor (MS)
Johnson (SD) Moran Thompson
Johnson, E. B. Murtha Thurman
Kanjorski Nadler Traficant
Kennedy (RI) Oberstar Tucker
Kennelly Olver Vento
Kildee Pallone Volkmer
Klink Payne (NJ) Ward
LaFalce Pelosi Waters
Lantos Peterson (MN) Watt (NC)
Lewis (GA) Rahall Wilson
Lofgren Reed Wise
Lowey Rivers Woolsey
Luther Rose Wyden
Maloney Roybal-Allard Wynn
Manton Rush Yates

NOES—278

- Allard Ehrlich Largent
Archer Emerson Latham
Armey Ensign LaTourette
Bachus Everett Laughlin
Baker (CA) Farr Lazio
Ballenger Fattah Leach
Barr Fawell Levin
Barrett (NE) Fazio Lewis (CA)
Barrett (WI) Flanagan Lewis (KY)
Bartlett Forbes Lightfoot
Barton Fowler Lincoln
Bass Fox Linder
Bereuter Frank (MA) Lipinski
Berman Franks (CT) Livingston
Bevill Franks (NJ) LoBiondo
Bilirakis Frelinghuysen Longley
Bliley Frisa Lucas
Blute Funderburk Manzullo
Boehlert Gallegly Martinez
Boehner Ganske Martini
Bonilla Gekas Matsui
Boucher Geren McCarthy
Brewster Gibbons McCollum
Browder Gilchrest McCrery
Brownback Gilman McDade
Bryant (TN) Gonzalez McHugh
Bunn Goodlatte McInnis
Bunning Goodling McIntosh
Burr Gordon McKeon
Burton Goss Meehan
Buyer Graham Menendez
Callahan Greenwood Metcalf
Calvert Gunderson Meyers
Camp Gutierrez Mica
Canady Gutknecht Miller (FL)
Castle Hall (OH) Molinari
Chabot Hall (TX) Montgomery
Chambliss Hamilton Moorhead
Chapman Hancock Morella
Chenoweth Hastert Myers
Christensen Hastings (WA) Myrick
Chrysler Hayes Neal
Clinger Hayworth Neumann
Coble Hefley Ney
Coburn Heineman Norwood
Coleman Herger Obey
Collins (GA) Hilleary Ortiz
Combest Hobson Orton
Cooley Hoekstra Oxley
Costello Hoke Packard
Cox Horn Parker
Coyne Houghton Pastor
Cramer Hunter Paxon
Crane Hutchinson Payne (VA)
Crapo Hyde Peterson (FL)
Creameans Inglis Petri
Cunningham Istook Pickett
Danner Johnson, Sam Pombo
Davis Johnston Pomeroy
de la Garza Jones Porter
Deal Kasich Portman
DeLay Kelly Poshard
Diaz-Balart Kennedy (MA) Pryce
Dickey Kim Quillen
Dooley King Quinn
Doolittle Kingston Radanovich
Dornan Kleczka Regula
Dreier Klug Richardson
Duncan Knollenberg Riggs
Dunn Kolbe Roberts
Ehlers LaHood Roemer