

viduals which do not exceed the daily equivalent of the annual rate of basic pay payable for level V of the Executive Schedule under section 5316 of such title.

**SEC. 1607. MISCELLANEOUS ADMINISTRATIVE PROVISIONS.**

(a) **POSTAL AND PRINTING SERVICES.**—The Commission may use the United States mails and obtain printing and binding services in the same manner and under the same conditions as other departments and agencies of the Federal Government.

(b) **MISCELLANEOUS ADMINISTRATIVE AND SUPPORT SERVICES.**—The Secretary of Defense shall furnish the Commission, on a reimbursable basis, any administrative and support services requested by the Commission.

**SEC. 1608. FUNDING.**

Funds for activities of the Commission shall be provided from amounts appropriated for the Department of Defense for operation and maintenance for Defense-wide activities for fiscal year 1998. Upon receipt of a written certification from the Chairman of the Commission specifying the funds required for the activities of the Commission, the Secretary of Defense shall promptly disburse to the Commission, from such amounts, the funds required by the Commission as stated in such certification.

**SEC. 1609. TERMINATION OF THE COMMISSION.**

The Commission shall terminate 60 days after the date of the submission of its final report under section 1603.

It was decided in the { Yeas ..... 405  
affirmative ..... } Nays ..... 14

¶68.16 [Roll No. 215]  
AYES—405

- Abercrombie
- Aderholt
- Allen
- Andrews
- Archer
- Armedy
- Bachus
- Baessler
- Baker
- Baldacci
- Ballenger
- Barcia
- Barr
- Barrett (NE)
- Barrett (WI)
- Barton
- Bass
- Bateman
- Becerra
- Bentsen
- Bereuter
- Berman
- Berry
- Bilbray
- Bilirakis
- Bishop
- Blagojevich
- Bliley
- Blumenauer
- Blunt
- Boehlert
- Boehner
- Bonilla
- Bonior
- Bono
- Boswell
- Boucher
- Boyd
- Brady
- Brown (CA)
- Brown (FL)
- Brown (OH)
- Bryant
- Bunning
- Burr
- Burton
- Buyer
- Callahan
- Calvert
- Camp
- Campbell
- Canady
- Cannon
- Capps
- Cardin
- Carson
- Castle
- Chabot
- Chambliss
- Chenoweth
- Christensen
- Clay
- Clayton
- Clement
- Clyburn
- Coble
- Coburn
- Collins
- Combest
- Condit
- Conyers
- Cook
- Cooksey
- Costello
- Cox
- Coyne
- Cramer
- Crane
- Crapo
- Cubin
- Cummings
- Cunningham
- Danner
- Davis (FL)
- Davis (VA)
- Deal
- DeFazio
- Delahunt
- DeLauro
- DeLay
- Dellums
- Deutsch
- Diaz-Balart
- Dickey
- Dicks
- Dingell
- Dixon
- Doggett
- Dooley
- Doolittle
- Doyle
- Duncan
- Dunn
- Edwards
- Ehlers
- Ehrlich
- Emerson
- Engel
- English
- Ensign
- Eshoo
- Etheridge
- Everett
- Ewing
- Farr
- Fattah
- Fawell
- Fazio
- Filner
- Flake
- Foglietta
- Foley
- Forbes
- Fowler
- Fox
- Frank (MA)
- Franks (NJ)
- Frelinghuysen
- Frost
- Furse
- Galleghy
- Ganske
- Gejdenson
- Gekas
- Gibbons
- Gilchrest
- Gillmor
- Gilman
- Gonzalez
- Goode
- Goodlatte
- Gordon
- Goss
- Graham
- Granger
- Green
- Greenwood
- Gutierrez
- Gutknecht
- Hall (OH)
- Hamilton
- Hansen
- Harman
- Hastert
- Hastings (FL)
- Hastings (WA)
- Hayworth
- Hefley

- Hefner
- Herger
- Hill
- Hilleary
- Hilliard
- Hinchee
- Hinojosa
- Hobson
- Hoekstra
- Holden
- Hoolley
- Horn
- Hostettler
- Houghton
- Hoyer
- Hulshof
- Hunter
- Hutchinson
- Hyde
- Inglis
- Istook
- Jackson-Lee (TX)
- Jefferson
- Jenkins
- John
- Johnson (CT)
- Johnson (WI)
- Johnson, E. B.
- Johnson, Sam
- Jones
- Kanjorski
- Kasich
- Kelly
- Kennedy (RI)
- Kennelly
- Kildee
- Kilpatrick
- Kim
- Kind (WI)
- King (NY)
- Kingston
- Klecza
- Klink
- Klug
- Knollenberg
- Kolbe
- Kucinich
- LaFalce
- LaHood
- Lampson
- Lantos
- Largent
- Latham
- LaTourette
- Lazio
- Leach
- Levin
- Lewis (CA)
- Lewis (GA)
- Lewis (KY)
- Linder
- Livingston
- LoBiondo
- Lofgren
- Ford
- Lowey
- Lucas
- Luther
- Maloney (CT)
- Maloney (NY)
- Manton
- Manzullo
- Markey
- Martinez
- Mascara
- Matsui
- McCarthy (MO)
- McCarthy (NY)
- McCollum
- McCreary
- McDade
- McDermott
- McHale
- McHugh
- McInnis
- McIntosh
- McIntyre
- McKeon
- McKinney
- McNulty
- Meehan
- Meek
- Menendez
- Metcalf
- Mica
- Millender-McDonald
- Miller (FL)
- Minge
- Mink
- Molinaro
- Mollohan
- Moran (KS)
- Morella
- Murtha
- Myrick
- Nadler
- Nethercutt
- Neumann
- Ney
- Northup
- Norwood
- Nussle
- Obey
- Olver
- Ortiz
- Owens
- Oxley
- Packard
- Pallone
- Pappas
- Parker
- Pascarell
- Pastor
- Paul
- Paxon
- Payne
- Pease
- Pelosi
- Peterson (MN)
- Peterson (PA)
- Petri
- Pickering
- Pickett
- Pitts
- Porter
- Portman
- Poshard
- Price (NC)
- Pryce (OH)
- Quinn
- Radanovich
- Rahall
- Ramstad
- Rangel
- Redmond
- Regula
- Riggs
- Riley
- Rivers
- Rodriguez
- Roemer
- Rogan
- Rogers
- Rohrabacher
- Ros-Lehtinen
- Rothman
- Roukema
- Roybal-Allard
- Royce
- Rush
- Ryun
- Sabo
- Salmon
- Sanchez
- Sanders
- Sandlin
- Sanford
- Sawyer
- Saxton
- Scarborough
- Schaefer, Dan
- Schaefer, Bob
- Schumer
- Scott
- Sensenbrenner
- Serrano
- Sessions
- Shadegg
- Shaw
- Shays
- Sherman
- Shimkus
- Shuster
- Sisisky
- Skaggs
- Skeen
- Skelton
- Slaughter
- Smith (MI)
- Smith (NJ)
- Smith (OR)
- Smith (TX)
- Smith, Adam
- Smith, Linda
- Snowbarger
- Snyder
- Solomon
- Souder
- Spence
- Spratt
- Stabenow
- Stearns
- Stenholm
- Stokes
- Strickland
- Stump
- Stupak
- Sununu
- Tanner
- Tauscher
- Tauzin
- Taylor (MS)
- Thomas
- Thompson
- Thornberry
- Thune
- Thurman
- Tiahrt
- Tierney
- Towns
- Trafficant
- Turner
- Upton
- Velazquez
- Vento
- Visclosky
- Walsh
- Wamp
- Waters
- Watkins
- Watt (NC)
- Watts (OK)
- Waxman
- Weldon (FL)
- Weldon (PA)
- Weller
- Wexler
- Weygand
- White
- Whitfield
- Wicker
- Wise
- Wolf
- Woolsey
- Wynn
- Young (AK)
- Young (FL)

**NOES—14**

- Bartlett
- Borski
- Davis (IL)
- Evans
- Goodling
- Hall (TX)
- Jackson (IL)
- Kennedy (MA)
- McGovern
- Moakley
- Moran (VA)
- Neal
- Reyes
- Talent

**NOT VOTING—15**

- Ackerman
- DeGette
- Dreier
- Gephardt
- Kaptur
- Lipinski
- Miller (CA)
- Oberstar
- Pombo
- Pomeroy
- Schiff
- Stark
- Taylor (NC)
- Torres
- Yates

So the amendment was agreed to.

¶68.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. SPENCE:

Page 371, after line 20, insert the following:

**SUBTITLE A—GENERAL MATTERS**

At the end of title XII (page 379, after line 19), insert the following new section:

**SUBTITLE B—MATTERS RELATING TO PREVENTION OF TECHNOLOGY DIVERSION**

**SEC. 1231. FINDINGS.**

Congress finds as follows:

(1) There have been numerous reports of United States-origin supercomputers being obtained by countries of proliferation concern for use in weapon development programs.

(2) China is considered by the United States Government to be a country of proliferation concern.

(3) According to United States officials, China has acquired at least 47 United States-origin supercomputers.

(4) Recent reports indicate that China has purchased hundreds of supercomputers for use in its weapons programs and that the United States is unsure of the location of those supercomputers or the purposes for which they are being used.

(5) China has refused to allow the United States to conduct post-shipment verifications of dual-use items exported from the United States to ensure that those items are not diverted to military use.

(6) China has in the past diverted dual-use items intended for civilian use to military purposes.

**SEC. 1232. EXPORT APPROVALS FOR SUPERCOMPUTERS.**

(a) **PRIOR APPROVAL OF EXPORTS AND REEXPORTS.**—The President shall require that no digital computer with a composite theoretical performance of more than 2,000 millions of theoretical operations per second (MTOPS) may be exported or reexported to a country specified in subsection (b) without the prior written approval of the Secretary of Commerce, the Secretary of Defense, the Secretary of Energy, the Secretary of State, and the Director of the Arms Control and Disarmament Agency.

(b) **COVERED COUNTRIES.**—For purposes of subsection (a), the countries specified in this subsection are the countries listed as "computer tier 3" eligible countries in section 740.7(d) of title 15 of the Code of Federal Regulations, as in effect on June 10, 1997.

(c) **TIME LIMIT.**—The Secretary of Commerce, the Secretary of Defense, the Secretary of Energy, the Secretary of State, and the Director of the Arms Control and Disarmament Agency shall provide a written response to an application for export approval under subsection (a) within 10 days after the application is received. If any such Secretary or the Director declines to approve the export of a computer, the computer may be exported or reexported only pursuant to a license issued by the Secretary of Commerce under the Export Administration Regulations of the Department of Commerce, and without regard to the licensing exceptions otherwise authorized under section 740.7 of title 15 of the Code of Federal Regulations, as in effect on June 10, 1997.

**SEC. 1233. REPORT ON EXPORTS OF SUPERCOMPUTERS.**

(a) **REPORT.**—Not later than 30 days after the date of the enactment of this Act, the President shall provide to the congressional committees specified in subsection (d) a report identifying all exports of digital computers with a composite theoretical performance of over 2,000 millions of theoretical operations per second (MTOPS) to all countries