

H.R. 211: Mr. FRANK of Massachusetts.
 H.R. 404: Mr. DAN SCHAEFER of Colorado.
 H.R. 492: Mr. SHAYS.
 H.R. 551: Mr. SANDERS.
 H.R. 586: Mr. LAHOOD.
 H.R. 594: Mr. NADLER, Mr. CHABOT, Mr. BLUMENAUER, and Mr. DOYLE.
 H.R. 619: Mr. FOX of Pennsylvania, Ms. HOOLEY of Oregon, Mr. BLUMENAUER, Mr. CONYERS, and Mr. LATOURETTE.
 H.R. 716: Mr. LIVINGSTON.
 H.R. 755: Mr. SOUDER.
 H.R. 789: Mr. ROEMER, Mr. HEFLEY, Mr. BLAGOJEVICH, Mr. McNULTY, and Mr. MINGE.
 H.R. 802: Mr. COX of California.
 H.R. 815: Mr. UPTON, Mr. TAYLOR of North Carolina, Mr. VENTO, Mr. DELAHUNT, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. ROYBAL-ALLARD, and Mr. LANTOS.
 H.R. 857: Mr. SESSIONS and Mr. MICA.
 H.R. 965: Mr. PICKERING.
 H.R. 978: Mr. KILDEE and Mr. DELAHUNT.
 H.R. 986: Mr. COLLINS, Mr. SESSIONS, Mr. HASTERT, and Mr. HILLEARY.
 H.R. 991: Mr. KENNEDY of Rhode Island and Mrs. LOWEY.
 H.R. 993: Mr. PAXON.
 H.R. 1025: Ms. ESHOO, Mrs. MALONEY of New York, and Mr. MINGE.
 H.R. 1036: Mr. BLILEY and Mr. SNOWBARGER.
 H.R. 1054: Mr. CHABOT, Mr. COBURN, Mr. HORN, Mr. KENNEDY of Massachusetts, Mr. FOLEY, Mr. BLUMENAUER, Mr. ADAM SMITH of Washington, Mr. MCINTOSH, Mr. UNDERWOOD, Mr. NETHERCUTT, and Ms. WOOLSEY.
 H.R. 1060: Mr. BERRY.
 H.R. 1075: Mr. COYNE, Mrs. MCCARTHY of New York, Ms. FURSE, and Mr. FATTAH.
 H.R. 1108: Ms. EDDIE BERNICE JOHNSON of Texas.
 H.R. 1126: Ms. DEGETTE.
 H.R. 1173: Mr. SUNUNU, Mr. YOUNG of Alaska, and Mr. MILLER of California.
 H.R. 1232: Mr. SANDLIN and Mr. INGLIS of South Carolina.
 H.R. 1270: Mrs. NORTHUP.
 H.R. 1411: Mr. CANNON and Mr. DOOLEY of California.
 H.R. 1493: Mr. FOLEY and Mr. VISCLOSKY.
 H.R. 1507: Mr. NEY and Mr. HYDE.
 H.R. 1531: Mr. LEVIN and Mr. OWENS.
 H.R. 1534: Mr. BOYD, Mr. GILMAN, Mr. PETERSON of Pennsylvania, Mr. SISISKY, Mr. GREEN, Mr. SUNUNU, Mr. OXLEY, Mr. KASICH, Mr. ISTOOK, Mr. LEWIS of Kentucky, Mr. LEACH, Mrs. JOHNSON of Connecticut, Mr. PORTER, Mr. LARGENT, Mr. OBERSTAR, Mr. CRANE, and Mr. MURTHA.
 H.R. 1624: Ms. DELAURO, Mr. STRICKLAND, Mr. GEJDENSON, Mr. KENNEDY of Massachusetts, Mr. McNULTY, Mr. DELLUMS, Mr. KILDEE.
 H.R. 1704: Mr. GANSKE.
 H.R. 1719: Mr. WICKER.
 H.R. 1754: Mr. PETRI.
 H.R. 1786: Mr. MORAN of Virginia, Mr. BLAGOJEVICH, Mr. NEAL of Massachusetts, Mr. KUCINICH, Ms. SLAUGHTER, Mr. ENGEL, Mr. KENNEDY of Massachusetts, Ms. VELAZQUEZ, and Mr. GUTIERREZ.
 H.R. 1814: Mr. ROTHMAN.
 H.R. 1836: Mr. GREENWOOD and Mr. KANJORSKI.
 H.R. 1881: Mr. PALLONE.
 H.R. 2020: Mr. Reyes, Ms. RIVERS, Mr. COOK, Mr. BROWN of Ohio, Mr. HALL of Ohio, Mr. LEACH, Mr. EHLERS, Mr. YATES, and Mr. HYDE.
 H.R. 2038: Mr. HASTINGS of Washington, Mr. CRAPO, and Mr. FOLEY.
 H.R. 2100: Mr. COOKSEY.
 H.R. 2128: Mr. COOKSEY.
 H.R. 2172: Mr. BARRETT of Wisconsin.
 H.R. 2273: Mr. GORDON, Mr. ANDREWS, Mr. ALLEN, Mr. CONDIT, Mr. GOODE, Mrs. MORELLA, and Mr. CLEMENT.
 H.R. 2367: Mrs. CHENOWETH and Mr. CLYBURN.
 H.R. 2409: Mr. WOLF and Mr. EVANS.

H.R. 2424: Mr. KLUG, Mr. QUINN, and Mr. STUPAK.
 H.R. 2451: Mr. KENNEDY of Massachusetts.
 H.R. 2456: Mr. BATEMAN, Mr. RADANOVICH, Mr. WHITFIELD, Mr. BALLENGER, and Mr. SHAW.
 H.R. 2476: Mr. DELLUMS, Mr. DEFazio, Mr. OBERSTAR, Mr. FILNER, and Mr. EVANS.
 H.R. 2480: Mr. COOK and Mr. FOLEY.
 H.R. 2481: Mr. BONIOR, Mr. BALDACCII, Mr. BARCIA of Michigan, Mr. HOUGHTON, Mr. METCALF, Mr. PETERSON of Minnesota, Mr. SANDERS, Mr. HINCHEY, Mr. MCHUGH, and Mr. STUPAK.
 H.R. 2488: Mr. PALLONE and Mr. GREENWOOD.
 H.R. 2493: Mr. GOODLATTE.
 H.R. 2502: Mr. CLEMENT.
 H.R. 2523: Mr. BEREUTER.
 H. Con. Res. 13: Mrs. CHENOWETH and Mr. BRADY.
 H. Con. Res. 80: Ms. BROWN of Florida.
 H. Res. 190: Mr. SMITH of Michigan.

Bureau of Investigation, Washington Field Office Memorial Building", in honor of William H. Christian, Jr., Martha Dixon Martinez, Michael J. Miller, Anthony Palmisano, and Edwin R. Woodruffe.

The message also announced that the Senate agrees to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 2209) "An Act making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998, and for other purposes."

The message also announced that the Senate had passed bills of the following titles, in which the concurrence of the House is requested:

S. 542. An Act to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel FAR HORIZONS;

S. 662. An Act to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel VORTICE;

S. 830. An Act to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the regulation of food, drugs, devices, and biological products, and for other purposes; and

S. 880. An Act to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel DUSKEN IV.

THURSDAY, SEPTEMBER 25, 1997
(107)

¶107.1 DESIGNATION OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mrs. EMERSON, who laid before the House the following communication:

WASHINGTON, DC,
September 25, 1997.

I hereby designate the Honorable JO ANN EMERSON to act as Speaker pro tempore on this day.

NEWT GINGRICH,
Speaker of the House of Representatives.

¶107.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. EMERSON, announced she had examined and approved the Journal of the proceedings of Wednesday, September 24, 1997.

Mr. McNULTY, pursuant to clause 1, rule I, objected to the Chair's approval of the Journal.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mrs. EMERSON, announced that the yeas had it.

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

The SPEAKER pro tempore, Mrs. EMERSON, pursuant to clause 5, rule I, announced that the vote would be postponed until later today.

The point of no quorum was considered as withdrawn.

¶107.3 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed without amendment bills of the House of the following titles:

H.R. 2248. An Act to authorize the President to award a gold medal on behalf of the Congress to Ecumenical Patriarch Bartholomew in recognition of his outstanding and enduring contributions toward religious understanding and peace, and for other purposes; and

H.R. 2443. An Act to designate the Federal building located at 601 Fourth Street, NW., in the District of Columbia, as the "Federal

¶107.4 MOTION TO ADJOURN

Mrs. MINK moved that the House do now adjourn.

The question being put, viva voce, Will the House now adjourn?

The SPEAKER pro tempore, Mrs. EMERSON, announced that the yeas had it.

Mrs. MINK 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 71
Nays 337

¶107.5 [Roll No. 438]
YEAS—71

Allen	Gutierrez	Obey
Barrett (WI)	Harman	Olver
Becerra	Hinchey	Pallone
Berry	Hostettler	Pastor
Bonior	Hoyer	Pelosi
Borski	Jackson (IL)	Pomeroy
Brown (CA)	Jackson-Lee	Rangel
Brown (OH)	(TX)	Salmon
Conyers	Jefferson	Sawyer
Davis (FL)	Kaptur	Scarborough
DeFazio	Kennelly	Shadegg
Delahunt	Kilpatrick	Slaughter
DeLauro	Kind (WI)	Stabenow
Deutsch	Largent	Stupak
Doggett	Levin	Tauscher
Eshoo	Lewis (GA)	Tierney
Evans	Lowey	Torres
Farr	Markey	Towns
Fattah	Martinez	Velazquez
Fazio	McCarthy (MO)	Vento
Filner	McDermott	Waters
Frank (MA)	McNulty	Waxman
Furse	Miller (CA)	Woolsey
Gephardt	Mink	Yates

NAYS—337

Abercrombie
Ackerman
Aderholt
Arney
Bachus
Baesler
Baker
Baldacci
Ballenger
Barcia
Barr
Barrett (NE)
Bartlett
Barton
Bass
Bateman
Bentsen
Bereuter
Berman
Billbray
Bilirakis
Bishop
Blagojevich
Bliley
Blumenauer
Blunt
Boehlert
Boehner
Bono
Boswell
Boucher
Boyd
Brady
Brown (FL)
Bryant
Bunning
Burr
Buyer
Callahan
Calvert
Camp
Campbell
Canady
Cannon
Capps
Cardin
Carson
Castle
Chabot
Chambliss
Chenoweth
Christensen
Clay
Clayton
Clement
Clyburn
Coble
Coburn
Collins
Combest
Condit
Cook
Cooksey
Costello
Cox
Cramer
Crapo
Cubin
Cunningham
Danner
Davis (IL)
Davis (VA)
Deal
DeGette
DeLay
Diaz-Balart
Dickey
Dicks
Dingell
Dooley
Doolittle
Doyle
Dreier
Duncan
Dunn
Edwards
Ehlers
Ehrlich
Emerson
Engel
English
Ensign
Etheridge
Everett
Ewing
Fawell
Flake
Foley
Forbes

Ford
Fowler
Fox
Franks (NJ)
Frelinghuysen
Frost
Gallegly
Ganske
Gejdenson
Gekas
Gilchrest
Gillmor
Gilman
Goode
Goodlatte
Goodling
Gordon
Goss
Graham
Granger
Green
Gutknecht
Hall (OH)
Hall (TX)
Hamilton
Hansen
Hastert
Hastings (WA)
Hayworth
Hefley
Hefner
Herger
Hill
Hilleary
Hilliard
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Horn
Houghton
Hulshof
Hutchinson
Hyde
Inglis
Istook
Jenkins
John
Johnson (CT)
Johnson (WI)
Johnson, E. B.
Jones
Kanjorski
Kasich
Kelly
Kennedy (MA)
Kennedy (RI)
Kildee
Kim
King (NY)
Kingston
Klecza
Klink
Klug
Knollenberg
Kolbe
Kucinich
LaFalce
LaHood
Lampson
Lantos
Latham
LaTourette
Lazio
Leach
Lewis (CA)
Lewis (KY)
Linder
Lipinski
Livingston
LoBiondo
Lofgren
Lucas
Luther
Maloney (CT)
Maloney (NY)
Manzullo
Mascara
Matsui
McCarthy (NY)
McCollum
McCrery
McDade
McGovern
McHale
McHugh
McIntosh
McIntyre

McKeon
McKinney
Meehan
Meek
Menendez
Metcalf
Mica
Millender-
McDonald
Miller (FL)
Minge
Moakley
Mollohan
Moran (KS)
Moran (VA)
Morella
Murtha
Myrick
Neal
Nethercutt
Neumann
Ney
Northup
Norwood
Nussle
Oberstar
Ortiz
Owens
Oxley
Packard
Pappas
Parker
Pascarell
Paul
Paxon
Payne
Pease
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pickett
Pitts
Pombo
Porter
Portman
Poshard
Price (NC)
Pryce (OH)
Quinn
Radanovich
Rahall
Ramstad
Redmond
Regula
Riggs
Riley
Rivers
Rodriguez
Roemer
Rogers
Rohrabacher
Ros-Lehtinen
Rothman
Roukema
Roybal-Allard
Royce
Rush
Ryun
Sabo
Sanchez
Sanders
Sandlin
Sanford
Saxton
Schaefer, Dan
Schaffer, Bob
Scott
Sensenbrenner
Serrano
Sessions
Shaw
Shays
Sherman
Shimkus
Shuster
Sisisky
Skaggs
Skeen
Skelton
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Smith, Adam
Smith, Linda
Snowbarger
Snyder
Souder

Spence
Spratt
Stark
Stearns
Stenholm
Stokes
Strickland
Stump
Sununu
Talent
Tanner
Tausin
Taylor (MS)
Taylor (NC)

Thomas
Thompson
Thornberry
Thune
Thurman
Tiahrt
Traficant
Turner
Upton
Visclosky
Walsh
Wamp
Watkins
Watt (NC)

Watts (OK)
Weldon (FL)
Weldon (PA)
Weller
Wexler
Weygand
White
Whitfield
Wicker
Wise
Wolf
Wynn
Young (FL)

Gilman
Goode
Goodlatte
Goodling
Gordon
Goss
Graham
Granger
Greenwood
Hall (OH)
Hall (TX)
Hamilton
Hansen
Harman
Hastert
Hastings (WA)
Hayworth
Hefner
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Horn
Hostettler
Hoyer
Hulshof
Hunter
Hutchinson
Hyde
Inglis
Istook
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Jenkins
John
Johnson (CT)
Johnson (WI)
Johnson, E. B.
Johnson, Sam
Jones
Kanjorski
Kaptur
Kasich
Kennedy (MA)
Kennedy (RI)
Kennelly
Kildee
Kim
Kind (WI)
King (NY)
Klecza
Klink
Klug
Knollenberg
Kolbe
LaFalce
LaHood
Lampson
Lantos
Largent
Latham
LaTourette
Lazio
Leach
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
Livingston
Lofgren

Lowey
Lucas
Luther
Maloney (CT)
Markey
Martinez
Mascara
Matsui
McCarthy (MO)
McCarthy (NY)
McCollum
McCrery
McDade
McHale
McHugh
McIntyre
McKeon
McKinney
Meehan
Menendez
Metcalf
Mica
Millender-
McDonald
Miller (FL)
Minge
Mink
Moakley
Mollohan
Moran (VA)
Morella
Murtha
Myrick
Nadler
Neal
Nethercutt
Neumann
Ney
Northup
Norwood
Nussle
Obey
Oliver
Ortiz
Owens
Oxley
Packard
Pappas
Parker
Pascarell
Pastor
Paul
Paxon
Payne
Pease
Pelosi
Peterson (PA)
Petri
Pitts
Porter
Portman
Price (NC)
Pryce (OH)
Quinn
Radanovich
Rahall
Rangel
Redmond
Regula
Reyes
Riggs
Rivers
Rodriguez
Roemer

Rogers
Rohrabacher
Ros-Lehtinen
Rothman
Roukema
Roybal-Allard
Royce
Rush
Ryun
Sanchez
Sanders
Sandlin
Sanford
Saxton
Scarborough
Schaefer, Dan
Scott
Sensenbrenner
Serrano
Shaw
Shays
Sherman
Shimkus
Shuster
Sisisky
Skaggs
Skeen
Skelton
Slaughter
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Smith, Adam
Snyder
Solomon
Spence
Spratt
Stabenow
Stark
Stenholm
Stump
Sununu
Talent
Tanner
Tauscher
Tausin
Taylor (NC)
Thomas
Thornberry
Tiahrt
Tierney
Torres
Traficant
Turner
Upton
Velazquez
Walsh
Watkins
Watt (NC)
Waxman
Weldon (FL)
Weldon (PA)
Wexler
Weygand
White
Whitfield
Wicker
Wise
Wolf
Woolsey
Wynn
Yates
Young (FL)

NOT VOTING—25

Andrews
Archer
Bonilla
Burton
Coyne
Crane
Cummings
Dellums
Dixon

Foglietta
Gibbons
Gonzalez
Greenwood
Hastings (FL)
Hunter
Johnson, Sam
Manton
McInnis

Nadler
Reyes
Rogan
Schiff
Schumer
Solomon
Young (AK)

So the motion to adjourn was not agreed to.

107.6 UNFINISHED BUSINESS—APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. EMERSON, pursuant to clause 5, rule I, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Wednesday, September 24, 1997.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mrs. EMERSON, announced that the yeas had it.

Ms. JACKSON-LEE demanded a recorded vote on the Chair's approval of said Journal, 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 { Yeas 331 affirmative } Nays 78

107.7 [Roll No. 439] AYES—331

Ackerman
Aderholt
Allen
Andrews
Arney
Bachus
Baesler
Baker
Baldacci
Ballenger
Barcia
Barr
Barrett (NE)
Barrett (WI)
Bartlett
Barton
Bass
Bateman
Bentsen
Bereuter
Berman
Berry
Billbray
Bilirakis
Bishop
Blagojevich
Bliley
Blumenauer
Blunt
Boehlert
Boehner
Bono
Boswell
Boucher
Boyd
Brown (FL)
Brown (OH)

Bryant
Bunning
Burr
Burton
Buyer
Callahan
Calvert
Camp
Campbell
Canady
Cannon
Capps
Cardin
Carson
Castle
Chambliss
Clement
Coble
Coburn
Collins
Combest
Condit
Conyers
Cook
Cooksey
Coyne
Crapo
Cunningham
Danner
Davis (IL)
Davis (VA)
Deal
DeGette
Delahunt
DeLay
Dellums
Deutsch

Diaz-Balart
Dickey
Dicks
Dingell
Dooley
Doolittle
Doyle
Dreier
Duncan
Dunn
Edwards
Ehlers
Ehrlich
Emerson
Engel
Eshoo
Etheridge
Evans
Ewing
Farr
Fattah
Fawell
Flake
Foley
Forbes
Ford
Fowler
Frank (MA)
Franks (NJ)
Frelinghuysen
Frost
Furse
Gallegly
Ganske
Gekas
Gilchrest
Gillmor

NOES—78

Abercrombie
Becerra
Bonior
Borski
Brady
Brown (CA)
Chabot
Christensen
Clay
Clayton
Clyburn
Costello
Cramer
DeFazio
DeLauro
Doggett
English
Ensign
Everett
Fazio
Filner
Fox
Gejdenson
Gephardt

Green
Gutierrez
Gutknecht
Hefley
Hill
Hilleary
Hinchee
Kelly
Kilpatrick
Kingston
Kucinich
Lewis (GA)
LoBiondo
Maloney (NY)
Manzullo
McDermott
McGovern
McNulty
Meek
Miller (CA)
Moran (KS)
Oberstar
Pallone
Pickering

Pickett
Pombo
Pomeroy
Poshard
Ramstad
Riley
Sabo
Salmon
Sawyer
Schaffer, Bob
Sessions
Shadegg
Smith, Linda
Snowbarger
Souder
Stearns
Stokes
Strickland
Stupak
Taylor (MS)
Thompson
Thune
Thurman
Towns

Vento	Wamp	Watts (OK)
Visclosky	Waters	Weller
NOT VOTING—24		
Archer	Dixon	Manton
Bonilla	Foglietta	McInnis
Chenoweth	Gibbons	McIntosh
Cox	Gonzalez	Peterson (MN)
Crane	Hastings (FL)	Rogan
Cubin	Herger	Schiff
Cummings	Hilliard	Schumer
Davis (FL)	Houghton	Young (AK)

So the Journal was approved.

¶107.8 MOTION TO ADJOURN

Ms. WOOLSEY moved that the House do now adjourn.

The question being put, viva voce,
Will the House now adjourn?

The SPEAKER pro tempore, Mrs. EMERSON, announced that the yeas had it.

Ms. WOOLSEY 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 82
Nays 334

¶107.9 [Roll No. 440]
YEAS—82

Abercrombie	Gejdenson	Obey
Ackerman	Gephardt	Olver
Allen	Harman	Owens
Andrews	Hilleary	Pallone
Barrett (WI)	Hostettler	Pastor
Becerra	Hoyer	Payne
Berry	Jackson (IL)	Pelosi
Bonior	Jackson-Lee	Pomeroy
Borski	(TX)	Rangel
Brown (OH)	Jefferson	Rodriguez
Clyburn	Johnson (WI)	Salmon
Conyers	Johnson, E. B.	Sawyer
Coyne	Kaptur	Scarborough
Davis (FL)	Kennelly	Shadegg
Davis (IL)	Kilpatrick	Solomon
DeFazio	Kind (WI)	Strickland
Delahunt	Levin	Stupak
DeLauro	Lewis (GA)	Tauscher
Deutsch	Lowe	Tierney
Doggett	Markey	Torres
Eshoo	Martinez	Towns
Evans	McCarthy (MO)	Velazquez
Farr	McDermott	Vento
Fattah	McGovern	Visclosky
Fazio	McNulty	Waters
Filner	Miller (CA)	Waxman
Ford	Mink	Woolsey
Frank (MA)	Myrick	

NAYS—334

Aderholt	Boucher	Combest
Archer	Boyd	Condit
Armey	Brady	Cook
Bachus	Brown (CA)	Cooksey
Baesler	Brown (FL)	Costello
Baker	Bryant	Cramer
Baldacci	Bunning	Crane
Ballenger	Burr	Crapo
Barcia	Burton	Cubin
Barr	Buyer	Cummings
Barrett (NE)	Callahan	Cunningham
Bartlett	Calvert	Danner
Barton	Camp	Davis (VA)
Bass	Campbell	Deal
Bateman	Canady	DeGette
Bentsen	Cannon	DeLay
Bereuter	Capps	Dellums
Berman	Cardin	Diaz-Balart
Bilbray	Carson	Dickey
Bilirakis	Castle	Dicks
Bishop	Chabot	Dingell
Blagojevich	Chambliss	Dixon
Bliley	Chenoweth	Dooley
Blumenauer	Christensen	Doolittle
Blunt	Clay	Doyle
Boehlert	Clayton	Dreier
Boehner	Coble	Duncan
Bono	Coburn	Dunn
Boswell	Collins	Ehlers

Ehrlich	Latham	Roemer
Emerson	LaTourette	Rogers
Engel	Lazio	Rohrabacher
English	Leach	Ros-Lehtinen
Ensign	Lewis (CA)	Rothman
Etheridge	Lewis (KY)	Roukema
Everett	Linder	Roybal-Allard
Ewing	Lipinski	Royce
Fawell	Livingston	Rush
Flake	LoBiondo	Ryun
Foley	Lofgren	Sabo
Forbes	Lucas	Sanchez
Fowler	Luther	Sandlin
Fox	Maloney (CT)	Sanford
Franks (NJ)	Maloney (NY)	Saxton
Frelinghuysen	Manton	Schaefer, Dan
Frost	Manzullo	Schaffer, Bob
Furse	Mascara	Schumer
Gallegly	Matsui	Scott
Ganske	McCarthy (NY)	Sensenbrenner
Gekas	McCollum	Serrano
Gilchrist	McCrery	Sessions
Gillmor	McDade	Shaw
Gilman	McHale	Shays
Goode	McHugh	Sherman
Goodlatte	McIntosh	Shimkus
Goodling	McIntyre	Shuster
Gordon	McKeon	Sisisky
Goss	McKinney	Skaggs
Graham	Meehan	Skeen
Granger	Meek	Skelton
Green	Menendez	Slaughter
Greenwood	Metcalf	Smith (MI)
Gutierrez	Mica	Smith (NJ)
Gutknecht	Millender	Smith (OR)
Hall (OH)	McDonald	Smith (TX)
Hall (TX)	Miller (FL)	Smith, Adam
Hamilton	Minge	Smith, Linda
Hansen	Moakley	Snowbarger
Hastert	Mollohan	Snyder
Hastings (WA)	Moran (KS)	Souder
Hayworth	Moran (VA)	Spence
Hefley	Morella	Spratt
Herger	Murtha	Stabenow
Hill	Nadler	Stark
Hilliard	Neal	Stearns
Hinojosa	Nethercutt	Stenholm
Hobson	Neumann	Stokes
Hoekstra	Ney	Stump
Holden	Northup	Sununu
Hooley	Norwood	Talent
Horn	Nussle	Tanner
Houghton	Oberstar	Tauzin
Hulshof	Ortiz	Taylor (MS)
Hunter	Packard	Taylor (NC)
Hutchinson	Pappas	Thomas
Hyde	Parker	Thompson
Inglis	Pascrell	Thornberry
Istook	Paul	Thune
Jenkins	Paxon	Thurman
John	Pease	Tiahrt
Johnson (CT)	Peterson (MN)	Trafigant
Johnson, Sam	Peterson (PA)	Turner
Jones	Petri	Upton
Kanjorski	Pickering	Walsh
Kasich	Pickett	Wamp
Kelly	Pitts	Watkins
Kennedy (MA)	Pombo	Watt (NC)
Kennedy (RI)	Porter	Watts (OK)
Kildee	Portman	Weldon (PA)
Kim	Poshard	Weller
King (NY)	Price (NC)	Wexler
Kingston	Pryce (OH)	Weygand
Klecza	Quinn	White
Klink	Radanovich	Whitfield
Klug	Rahall	Wicker
Knollenberg	Ramstad	Wise
Kolbe	Redmond	Wolf
Kucinich	Regula	Wynn
LaFalce	Reyes	Yates
LaHood	Riggs	Young (AK)
Lampson	Riley	Young (FL)
Lantos	Rivers	

NOT VOTING—17

Bonilla	Gonzalez	Oxley
Clement	Hastings (FL)	Rogan
Cox	Hefner	Sanders
Edwards	Hinchey	Schiff
Foglietta	Largent	Weldon (FL)
Gibbons	McInnis	

So the motion to adjourn was not agreed to.

¶107.10 WAIVING POINTS OF ORDER
AGAINST THE CONFERENCE REPORT TO
ACCOMPANY H.R. 2266

Mr. GOSS, by direction of the Committee on Rules, called up the following resolution (H. Res. 242):

Resolved, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 2266) making appropriations for the Department of Defense for the fiscal year ending September 30, 1998, and for other purposes. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.

When said resolution was considered.
After debate,

On motion of Mr. GOSS, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mrs. EMERSON, announced that the yeas had it.

Mr. FRANK of Massachusetts 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 419
Nays 3

¶107.11 [Roll No. 441]
YEAS—419

Abercrombie	Callahan	Dingell
Ackerman	Calvert	Dixon
Aderholt	Camp	Doggett
Allen	Campbell	Dooley
Andrews	Canady	Doolittle
Archer	Cannon	Doyle
Armey	Capps	Dreier
Bachus	Cardin	Duncan
Baesler	Carson	Dunn
Baker	Castle	Edwards
Baldacci	Chabot	Ehlers
Ballenger	Chambliss	Ehrlich
Barcia	Chenoweth	Emerson
Barr	Christensen	Engel
Barrett (NE)	Clay	English
Barrett (WI)	Clayton	Ensign
Bartlett	Clement	Eshoo
Barton	Clyburn	Etheridge
Bass	Coble	Evans
Bateman	Coburn	Everett
Becerra	Collins	Ewing
Bentsen	Combest	Farr
Bereuter	Condit	Fattah
Berman	Conyers	Fawell
Berry	Cook	Fazio
Bilbray	Cooksey	Filner
Bilirakis	Costello	Flake
Bishop	Cox	Foley
Blagojevich	Coyne	Forbes
Bliley	Cramer	Ford
Blumenauer	Crane	Fowler
Blunt	Crapo	Fox
Boehlert	Cubin	Frank (MA)
Boehner	Cummings	Franks (NJ)
Bonior	Cunningham	Frelinghuysen
Bono	Danner	Frost
Borski	Davis (FL)	Furse
Boswell	Davis (IL)	Gallegly
Boucher	Davis (VA)	Ganske
Boyd	Deal	Gejdenson
Brady	DeFazio	Gekas
Brown (CA)	Delahunt	Gephardt
Brown (FL)	DeLauro	Gilchrist
Brown (OH)	DeLay	Gillmor
Bryant	Dellums	Gilman
Bunning	Deutsch	Goode
Burr	Diaz-Balart	Goodlatte
Burton	Dickey	Goodling
Buyer	Dicks	Gordon

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

NAYS—3

Manton	Ortiz	Weldon (PA)
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NOT VOTING—11

Bonilla	Gonzalez	Rogan
DeGette	Hastings (FL)	Schiff
Foglietta	Linder	Tauzin
Gibbons	McInnis	

So the resolution was agreed to.
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

107.12 DOD APPROPRIATIONS

Mr. YOUNG of Florida called up the following conference report (Rept. No. 105-265):

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2266) "making appropriations for the Department of Defense for the fiscal year ending September 30, 1998, and for other purposes," having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate, and agree to the same with an amendment, as follows:

In lieu of the matter stricken and inserted by said amendment, insert:

That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 1998, for military functions administered by the Department of Defense, and for other purposes, namely:

TITLE I

MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

For pay, allowances, individual clothing, subsistence, interest on deposits, gratuities, permanent change of station travel (including all expenses thereof for organizational movements), and expenses of temporary duty travel between permanent duty stations, for members of the Army on active duty (except members of reserve components provided for elsewhere), cadets, and aviation cadets; and for payments pursuant to section 156 of Public Law 97-377, as amended (42 U.S.C. 402 note), to section 229(b) of the Social Security Act (42 U.S.C. 429(b)), and to the Department of Defense Military Retirement Fund; \$20,452,057,000.

MILITARY PERSONNEL, NAVY

For pay, allowances, individual clothing, subsistence, interest on deposits, gratuities, permanent change of station travel (including all expenses thereof for organizational movements), and expenses of temporary duty travel between permanent duty stations, for members of the Navy on active duty (except members of the Reserve provided for elsewhere), midshipmen, and aviation cadets; and for payments pursuant to section 156 of Public Law 97-377, as amended (42 U.S.C. 402 note), to section 229(b) of the Social Security Act (42 U.S.C. 429(b)), and to the Department of Defense Military Retirement Fund; \$16,493,518,000.

MILITARY PERSONNEL, MARINE CORPS

For pay, allowances, individual clothing, subsistence, interest on deposits, gratuities, permanent change of station travel (including all expenses thereof for organizational movements), and expenses of temporary duty travel between permanent duty stations, for members of the Marine Corps on active duty (except members of the Reserve provided for elsewhere); and for payments pursuant to section 156 of Public Law 97-377, as amended (42 U.S.C. 402 note), to section 229(b) of the Social Security Act (42 U.S.C. 429(b)), and to the Department of Defense Military Retirement Fund; \$6,137,899,000.

MILITARY PERSONNEL, AIR FORCE

For pay, allowances, individual clothing, subsistence, interest on deposits, gratuities, permanent change of station travel (including all expenses thereof for organizational movements), and expenses of temporary duty travel between permanent duty stations, for members of the Air Force on active duty (except members of reserve components provided for elsewhere), cadets, and aviation cadets; and for payments pursuant to section 156 of Public Law 97-377, as amended (42 U.S.C. 402 note), to section 229(b) of the Social Security Act (42 U.S.C. 429(b)), and to the Department of Defense Military Retirement Fund; \$17,102,120,000.

RESERVE PERSONNEL, ARMY

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Army Reserve on active duty under sections 10211, 10302, and 3038 of title 10, United States Code, or while serving on active duty under section 12301(d) of title 10, United States Code, in connection with performing duty specified in section 12310(a) of title 10, United States Code, or while undergoing reserve training, or while performing drills or equivalent duty or other duty, and for members of the Reserve Officers' Training Corps, and expenses authorized by section 16131 of title 10, United States Code; and for payments to the Department of Defense Military Retirement Fund; \$2,032,046,000.

RESERVE PERSONNEL, NAVY

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Navy Reserve on active duty under section 10211 of title 10, United States Code, or while serving on active duty under section 12301(d) of title 10, United States Code, in connection with performing duty specified in section 12310(a) of title 10, United States Code, or while undergoing reserve training, or while performing drills or equivalent duty, and for members of the Reserve Officers' Training Corps, and expenses authorized by section 16131 of title 10, United States Code; and for payments to the Department of Defense Military Retirement Fund; \$1,376,601,000.

RESERVE PERSONNEL, MARINE CORPS

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Marine Corps Reserve on active duty under section 10211 of title 10, United States Code, or while serving on active duty under section 12301(d) of title 10, United States Code, in connection with performing duty specified in section 12310(a) of title 10, United States Code, or while undergoing reserve training, or while performing drills or equivalent duty, and for members of the Marine Corps platoon leaders class, and expenses authorized by section 16131 of title 10, United States Code; and for payments to the Department of Defense Military Retirement Fund; \$391,770,000.

RESERVE PERSONNEL, AIR FORCE

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Air Force Reserve on active duty under sections 10211, 10305, and 8038 of title 10, United States Code, or while serving on active duty under section 12301(d) of title 10, United States Code, in connection with performing duty specified in section 12310(a) of title 10, United States Code, or while undergoing reserve training, or while performing drills or equivalent duty or other duty, and for members of the Air Reserve Officers' Training Corps, and expenses authorized by section 16131 of title 10, United States Code; and for payments to the Department of Defense Military Retirement Fund; \$815,915,000.

NATIONAL GUARD PERSONNEL, ARMY

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Army National Guard while on duty under section 10211, 10302, or 12402 of title 10 or section 708 of title 32, United States Code, or while serving on duty under section 12301(d) of title 10 or section 502(f) of title 32, United States Code, in connection with performing duty specified in section 12310(a) of title 10, United States Code, or while undergoing training, or while performing drills or equivalent duty or other duty, and expenses authorized by section 16131 of title 10, United States Code; and for payments to the Department of Defense Military Retirement Fund; \$3,333,867,000.

NATIONAL GUARD PERSONNEL, AIR FORCE

For pay, allowances, clothing, subsistence, gratuities, travel, and related expenses for personnel of the Air National Guard on duty under section 10211, 10305, or 12402 of title 10 or section 708 of title 32, United States Code, or while serving on duty under section 12301(d) of title 10 or section 502(f) of title 32, United States Code, in connection with performing duty specified in section 12310(a) of title 10, United States Code, or while undergoing training, or while performing drills or equivalent duty or other duty, and expenses authorized by section 16131 of title 10, United States Code; and for payments to the Department of Defense Military Retirement Fund; \$1,334,712,000.

TITLE II

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY

(INCLUDING TRANSFER OF FUNDS)

For expenses, not otherwise provided for, necessary for the operation and maintenance of the Army, as authorized by law; and not to exceed \$11,437,000, can be used for emergencies and extraordinary expenses, to be expended on the approval or authority of the Secretary of the Army, and payments may be made on his certificate of necessity for confidential military purposes; \$16,754,306,000 and, in addition, \$50,000,000 shall be derived by transfer from the National Defense Stockpile Transaction Fund: *Provided*, That of the funds appropriated in this paragraph, not less than \$300,000,000 shall be made available only for conventional ammunition care and maintenance.

OPERATION AND MAINTENANCE, NAVY

(INCLUDING TRANSFER OF FUNDS)

For expenses, not otherwise provided for, necessary for the operation and maintenance of the Navy and the Marine Corps, as authorized by law; and not to exceed \$5,500,000, can be used for emergencies and extraordinary expenses, to be expended on the approval or authority of the Secretary of the Navy, and payments may be made on his certificate of necessity for confidential military purposes; \$21,617,766,000 and, in addition, \$50,000,000 shall be derived by transfer from the National Defense Stockpile Transaction Fund.

OPERATION AND MAINTENANCE, MARINE CORPS

For expenses, not otherwise provided for, necessary for the operation and maintenance of the Marine Corps, as authorized by law; \$2,372,635,000.

OPERATION AND MAINTENANCE, AIR FORCE

(INCLUDING TRANSFER OF FUNDS)

For expenses, not otherwise provided for, necessary for the operation and maintenance of the Air Force, as authorized by law; and not to exceed \$8,362,000 can be used for emergencies and extraordinary expenses, to be expended on the approval or authority of the Secretary of the Air Force, and payments may be made on his certificate of necessity for confidential military purposes; \$18,492,883,000 and, in addition, \$50,000,000

shall be derived by transfer from the National Defense Stockpile Transaction Fund.

OPERATION AND MAINTENANCE, DEFENSE-WIDE

For expenses, not otherwise provided for, necessary for the operation and maintenance of activities and agencies of the Department of Defense (other than the military departments), as authorized by law; \$10,369,740,000, of which not to exceed \$25,000,000 may be available for the CINC initiative fund account; and of which not to exceed \$28,850,000 can be used for emergencies and extraordinary expenses, to be expended on the approval or authority of the Secretary of Defense, and payments may be made on his certificate of necessity for confidential military purposes.

OPERATION AND MAINTENANCE, ARMY RESERVE

For expenses, not otherwise provided for, necessary for the operation and maintenance, including training, organization, and administration, of the Army Reserve; repair of facilities and equipment; hire of passenger motor vehicles; travel and transportation; care of the dead; recruiting; procurement of services, supplies, and equipment; and communications; \$1,207,891,000.

OPERATION AND MAINTENANCE, NAVY RESERVE

For expenses, not otherwise provided for, necessary for the operation and maintenance, including training, organization, and administration, of the Navy Reserve; repair of facilities and equipment; hire of passenger motor vehicles; travel and transportation; care of the dead; recruiting; procurement of services, supplies, and equipment; and communications; \$921,711,000.

OPERATION AND MAINTENANCE, MARINE CORPS RESERVE

For expenses, not otherwise provided for, necessary for the operation and maintenance, including training, organization, and administration, of the Marine Corps Reserve; repair of facilities and equipment; hire of passenger motor vehicles; travel and transportation; care of the dead; recruiting; procurement of services, supplies, and equipment; and communications; \$116,366,000.

OPERATION AND MAINTENANCE, AIR FORCE RESERVE

For expenses, not otherwise provided for, necessary for the operation and maintenance, including training, organization, and administration, of the Air Force Reserve; repair of facilities and equipment; hire of passenger motor vehicles; travel and transportation; care of the dead; recruiting; procurement of services, supplies, and equipment; and communications; \$1,632,030,000.

OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD

For expenses of training, organizing, and administering the Army National Guard, including medical and hospital treatment and related expenses in non-Federal hospitals; maintenance, operation, and repairs to structures and facilities; hire of passenger motor vehicles; personnel services in the National Guard Bureau; travel expenses (other than mileage), as authorized by law for Army personnel on active duty, for Army National Guard division, regimental, and battalion commanders while inspecting units in compliance with National Guard Bureau regulations when specifically authorized by the Chief, National Guard Bureau; supplying and equipping the Army National Guard as authorized by law; and expenses of repair, modification, maintenance, and issue of supplies and equipment (including aircraft); \$2,419,632,000: *Provided*, That not later than March 15, 1998, the Director of the Army National Guard shall provide a report to the congressional defense committees identifying the allocation, by installation and ac-

tivity, of all base operations funds appropriated under this heading.

OPERATION AND MAINTENANCE, AIR NATIONAL GUARD

For operation and maintenance of the Air National Guard, including medical and hospital treatment and related expenses in non-Federal hospitals; maintenance, operation, repair, and other necessary expenses of facilities for the training and administration of the Air National Guard, including repair of facilities, maintenance, operation, and modification of aircraft; transportation of things, hire of passenger motor vehicles; supplies, materials, and equipment, as authorized by law for the Air National Guard; and expenses incident to the maintenance and use of supplies, materials, and equipment, including such as may be furnished from stocks under the control of agencies of the Department of Defense; travel expenses (other than mileage) on the same basis as authorized by law for Air National Guard personnel on active Federal duty, for Air National Guard commanders while inspecting units in compliance with National Guard Bureau regulations when specifically authorized by the Chief, National Guard Bureau; \$3,013,282,000.

OVERSEAS CONTINGENCY OPERATIONS TRANSFER FUND

(INCLUDING TRANSFER OF FUNDS)

For expenses directly relating to Overseas Contingency Operations by United States military forces; \$1,884,000,000: *Provided*, That the Secretary of Defense may transfer these funds only to operation and maintenance accounts within this title, and working capital funds: *Provided further*, That the funds transferred shall be merged with and shall be available for the same purposes and for the same time period, as the appropriation to which transferred: *Provided further*, That the transfer authority provided in this paragraph is in addition to any other transfer authority contained elsewhere in this Act.

UNITED STATES COURT OF APPEALS FOR THE ARMED FORCES

For salaries and expenses necessary for the United States Court of Appeals for the Armed Forces; \$6,952,000, of which not to exceed \$2,500 can be used for official representation purposes.

ENVIRONMENTAL RESTORATION, ARMY

(INCLUDING TRANSFER OF FUNDS)

For the Department of the Army, \$375,337,000, to remain available until transferred: *Provided*, That the Secretary of the Army shall, upon determining that such funds are required for environmental restoration, reduction and recycling of hazardous waste, removal of unsafe buildings and debris of the Department of the Army, or for similar purposes, transfer the funds made available by this appropriation to other appropriations made available to the Department of the Army, to be merged with and to be available for the same purposes and for the same time period as the appropriations to which transferred: *Provided further*, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation: *Provided further*, That not more than twenty-five percentum of funds provided under this heading may be obligated for environmental remediation by the Corps of Engineers under total environmental remediation contracts.

ENVIRONMENTAL RESTORATION, NAVY

(INCLUDING TRANSFER OF FUNDS)

For the Department of the Navy, \$275,500,000, to remain available until transferred: *Provided*, That the Secretary of the

Navy shall, upon determining that such funds are required for environmental restoration, reduction and recycling of hazardous waste, removal of unsafe buildings and debris of the Department of the Navy, or for similar purposes, transfer the funds made available by this appropriation to other appropriations made available to the Department of the Navy, to be merged with and to be available for the same purposes and for the same time period as the appropriations to which transferred: *Provided further*, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation.

ENVIRONMENTAL RESTORATION, AIR FORCE
(INCLUDING TRANSFER OF FUNDS)

For the Department of the Air Force, \$376,900,000, to remain available until transferred: *Provided*, That the Secretary of the Air Force shall, upon determining that such funds are required for environmental restoration, reduction and recycling of hazardous waste, removal of unsafe buildings and debris of the Department of the Air Force, or for similar purposes, transfer the funds made available by this appropriation to other appropriations made available to the Department of the Air Force, to be merged with and to be available for the same purposes and for the same time period as the appropriations to which transferred: *Provided further*, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation.

ENVIRONMENTAL RESTORATION, DEFENSE-WIDE
(INCLUDING TRANSFER OF FUNDS)

For the Department of Defense, \$26,900,000, to remain available until transferred: *Provided*, That the Secretary of Defense shall, upon determining that such funds are required for environmental restoration, reduction and recycling of hazardous waste, removal of unsafe buildings and debris of the Department of Defense, or for similar purposes, transfer the funds made available by this appropriation to other appropriations made available to the Department of Defense, to be merged with and to be available for the same purposes and for the same time period as the appropriations to which transferred: *Provided further*, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation.

ENVIRONMENTAL RESTORATION, FORMERLY
USED DEFENSE SITES
(INCLUDING TRANSFER OF FUNDS)

For the Department of the Army, \$242,300,000, to remain available until transferred: *Provided*, That the Secretary of the Army shall, upon determining that such funds are required for environmental restoration, reduction and recycling of hazardous waste, removal of unsafe buildings and debris at sites formerly used by the Department of Defense, transfer the funds made available by this appropriation to other appropriations made available to the Department of the Army, to be merged with and to be available for the same purposes and for the same time period as the appropriations to which transferred: *Provided further*, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation.

OVERSEAS HUMANITARIAN, DISASTER, AND
CIVIC AID

For expenses relating to the Overseas Humanitarian, Disaster, and Civic Aid programs of the Department of Defense (consisting of the programs provided under sections 401, 402, 404, 2547, and 2551 of title 10, United States Code); \$47,130,000, to remain available until September 30, 1999.

FORMER SOVIET UNION THREAT REDUCTION

For assistance to the republics of the former Soviet Union, including assistance provided by contract or by grants, for facilitating the elimination and the safe and secure transportation and storage of nuclear, chemical and other weapons; for establishing programs to prevent the proliferation of weapons, weapons components, and weapon-related technology and expertise; for programs relating to the training and support of defense and military personnel for demilitarization and protection of weapons, weapons components and weapons technology and expertise; \$382,200,000, to remain available until September 30, 2000: *Provided*, That of the amounts provided under this heading, \$35,000,000 shall be available only to support the dismantling and disposal of nuclear submarines and submarine reactor components in the Russian Far East: *Provided further*, That of the amounts provided under this heading, \$5,000,000 shall be available only for the Arctic Military Environmental Cooperation Program.

QUALITY OF LIFE ENHANCEMENTS, DEFENSE

For expenses, not otherwise provided for, resulting from unfunded shortfalls in the repair and maintenance of real property of the Department of Defense (including military housing and barracks); \$360,000,000, for the maintenance of real property of the Department of Defense (including minor construction and major maintenance and repair), which shall remain available for obligation until September 30, 1999, as follows:

Army, \$100,000,000;
Navy, \$70,000,000;
Marine Corps, \$45,000,000; and
Air Force, \$145,000,000.

TITLE III
PROCUREMENT

AIRCRAFT PROCUREMENT, ARMY

For construction, procurement, production, modification, and modernization of aircraft, equipment, including ordnance, ground handling equipment, spare parts, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including the land necessary therefor, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes; \$1,346,317,000, to remain available for obligation until September 30, 2000.

MISSILE PROCUREMENT, ARMY

For construction, procurement, production, modification, and modernization of missiles, equipment, including ordnance, ground handling equipment, spare parts, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including the land necessary therefor, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and

other expenses necessary for the foregoing purposes; \$762,409,000, to remain available for obligation until September 30, 2000.

PROCUREMENT OF WEAPONS AND TRACKED
COMBAT VEHICLES, ARMY

For construction, procurement, production, and modification of weapons and tracked combat vehicles, equipment, including ordnance, spare parts, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including the land necessary therefor, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes; \$1,298,707,000, to remain available for obligation until September 30, 2000.

PROCUREMENT OF AMMUNITION, ARMY

For construction, procurement, production, and modification of ammunition, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including ammunition facilities authorized by section 2854 of title 10, United States Code, and the land necessary therefor, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes; \$1,037,202,000, to remain available for obligation until September 30, 2000.

OTHER PROCUREMENT, ARMY

For construction, procurement, production, and modification of vehicles, including tactical, support, and non-tracked combat vehicles; communications and electronic equipment; other support equipment; spare parts, ordnance, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including the land necessary therefor, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes; \$2,679,130,000, to remain available for obligation until September 30, 2000.

AIRCRAFT PROCUREMENT, NAVY

For construction, procurement, production, modification, and modernization of aircraft, equipment, including ordnance, spare parts, and accessories therefor; specialized equipment; expansion of public and private plants, including the land necessary therefor, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes; \$6,535,444,000, to remain available for obligation until September 30, 2000.

WEAPONS PROCUREMENT, NAVY

For construction, procurement, production, modification, and modernization of missiles, torpedoes, other weapons, and related support equipment including spare parts, and accessories therefor; expansion of public and private plants, including the land

necessary therefor, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; \$1,102,193,000, to remain available for obligation until September 30, 2000.

PROCUREMENT OF AMMUNITION, NAVY AND MARINE CORPS

For construction, procurement, production, and modification of ammunition, and accessories therefor; specialized equipment and training devices; expansion of public and private plants, including ammunition facilities authorized by section 2854 of title 10, United States Code, and the land necessary therefor, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes; \$397,547,000, to remain available for obligation until September 30, 2000.

SHIPBUILDING AND CONVERSION, NAVY

For expenses necessary for the construction, acquisition, or conversion of vessels as authorized by law, including armor and armament thereof, plant equipment, appliances, and machine tools and installation thereof in public and private plants; reserve plant and Government and contractor-owned equipment layaway; procurement of critical, long leadtime components and designs for vessels to be constructed or converted in the future; and expansion of public and private plants, including land necessary therefor, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title, as follows:

For continuation of the SSN-21 attack submarine program, \$153,444,000;

NSSN, \$2,314,903,000;

NSSN (AP), \$284,859,000;

CVN-77 (AP), \$50,000,000;

CVN Refuelings, \$1,615,003,000;

CVN Refuelings (AP), \$46,855,000;

DDG-51 destroyer program, \$3,411,200,000;

DDG-51 destroyer program (AP), \$157,806,000;

LPD-17 amphibious transport dock ship (AP), \$100,000,000;

Oceanographic ship program (AP), \$16,000,000;

LCAC landing craft air cushion program, \$20,000,000; and

For craft, outfitting, post delivery, conversions, and first destination transportation, \$137,521,000;

In all: \$8,235,591,000, to remain available for obligation until September 30, 2002: *Provided*, That additional obligations may be incurred after September 30, 2002, for engineering services, tests, evaluations, and other such budgeted work that must be performed in the final stage of ship construction: *Provided further*, That none of the funds provided under this heading for the construction or conversion of any naval vessel to be constructed in shipyards in the United States shall be expended in foreign facilities for the construction of major components of such vessel: *Provided further*, That none of the funds provided under this heading shall be used for the construction of any naval vessel in foreign shipyards.

OTHER PROCUREMENT, NAVY

For procurement, production, and modernization of support equipment and materials not otherwise provided for, Navy ordnance (except ordnance for new aircraft, new ships, and ships authorized for conversion);

the purchase of not to exceed 194 passenger motor vehicles for replacement only; and the purchase of one vehicle required for physical security of personnel, notwithstanding price limitations applicable to passenger vehicles but not to exceed \$232,340 per vehicle; expansion of public and private plants, including the land necessary therefor, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; \$3,144,205,000, to remain available for obligation until September 30, 2000.

PROCUREMENT, MARINE CORPS

For expenses necessary for the procurement, manufacture, and modification of missiles, armament, military equipment, spare parts, and accessories therefor; plant equipment, appliances, and machine tools, and installation thereof in public and private plants; reserve plant and Government and contractor-owned equipment layaway; vehicles for the Marine Corps, including the purchase of not to exceed 40 passenger motor vehicles for replacement only; and expansion of public and private plants, including land necessary therefor, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; \$482,398,000, to remain available for obligation until September 30, 2000.

AIRCRAFT PROCUREMENT, AIR FORCE

For construction, procurement, and modification of aircraft and equipment, including armor and armament, specialized ground handling equipment, and training devices, spare parts, and accessories therefor; specialized equipment; expansion of public and private plants, Government-owned equipment and installation thereof in such plants, erection of structures, and acquisition of land, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes including rents and transportation of things; \$6,480,983,000, to remain available for obligation until September 30, 2000: *Provided*, That of the funds made available under this heading, \$331,000,000 shall be available for long lead activities related to the procurement of additional B-2 bombers: *Provided further*, That if the President determines that no additional B-2 bombers should be procured during this fiscal year, and he certifies to the Congress his decision, the funding described in the previous proviso shall be made available to modify and repair the existing fleet of B-2 bombers.

MISSILE PROCUREMENT, AIR FORCE

For construction, procurement, and modification of missiles, spacecraft, rockets, and related equipment, including spare parts and accessories therefor, ground handling equipment, and training devices; expansion of public and private plants, Government-owned equipment and installation thereof in such plants, erection of structures, and acquisition of land, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes including rents and transportation of things; \$2,394,202,000, to remain available for obligation until September 30, 2000.

PROCUREMENT OF AMMUNITION, AIR FORCE

For construction, procurement, production, and modification of ammunition, and

accessories therefor; specialized equipment and training devices; expansion of public and private plants, including ammunition facilities authorized by section 2854, title 10, United States Code, and the land necessary therefor, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; and procurement and installation of equipment, appliances, and machine tools in public and private plants; reserve plant and Government and contractor-owned equipment layaway; and other expenses necessary for the foregoing purposes; \$398,534,000, to remain available for obligation until September 30, 2000.

OTHER PROCUREMENT, AIR FORCE

For procurement and modification of equipment (including ground guidance and electronic control equipment, and ground electronic and communication equipment), and supplies, materials, and spare parts therefor, not otherwise provided for; the purchase of not to exceed 196 passenger motor vehicles for replacement only; the purchase of one vehicle required for physical security of personnel, notwithstanding price limitations applicable to passenger vehicles but not to exceed \$232,340 per vehicle; and expansion of public and private plants, Government-owned equipment and installation thereof in such plants, erection of structures, and acquisition of land, for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon, prior to approval of title; reserve plant and Government and contractor-owned equipment layaway; \$6,592,909,000, to remain available for obligation until September 30, 2000.

PROCUREMENT, DEFENSE-WIDE

For expenses of activities and agencies of the Department of Defense (other than the military departments) necessary for procurement, production, and modification of equipment, supplies, materials, and spare parts therefor, not otherwise provided for; the purchase of not to exceed 381 passenger motor vehicles for replacement only; expansion of public and private plants, equipment, and installation thereof in such plants, erection of structures, and acquisition of land for the foregoing purposes, and such lands and interests therein, may be acquired, and construction prosecuted thereon prior to approval of title; reserve plant and Government and contractor-owned equipment layaway; \$2,106,444,000, to remain available for obligation until September 30, 2000.

NATIONAL GUARD AND RESERVE EQUIPMENT

For procurement of aircraft, missiles, tracked combat vehicles, ammunition, other weapons, and other procurement for the reserve components of the Armed Forces; \$653,000,000, to remain available for obligation until September 30, 2000: *Provided*, That the Chiefs of the Reserve and National Guard components shall, not later than 30 days after the enactment of this Act, individually submit to the congressional defense committees the modernization priority assessment for their respective Reserve or National Guard component.

TITLE IV

RESEARCH, DEVELOPMENT, TEST AND EVALUATION

RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY

For expenses necessary for basic and applied scientific research, development, test and evaluation, including maintenance, rehabilitation, lease, and operation of facilities and equipment; \$5,156,507,000, to remain available for obligation until September 30, 1999.

RESEARCH, DEVELOPMENT, TEST AND
EVALUATION, NAVY

For expenses necessary for basic and applied scientific research, development, test and evaluation, including maintenance, rehabilitation, lease, and operation of facilities and equipment; \$8,115,686,000, to remain available for obligation until September 30, 1999: *Provided*, That funds appropriated in this paragraph which are available for the V-22 may be used to meet unique requirements of the Special Operations Forces.

RESEARCH, DEVELOPMENT, TEST AND
EVALUATION, AIR FORCE

For expenses necessary for basic and applied scientific research, development, test and evaluation, including maintenance, rehabilitation, lease, and operation of facilities and equipment; \$14,507,804,000, to remain available for obligation until September 30, 1999: *Provided*, That of the funds made available in this paragraph, \$4,000,000 shall be only for development of coal-derived jet fuel technologies.

RESEARCH, DEVELOPMENT, TEST AND
EVALUATION, DEFENSE-WIDE

For expenses of activities and agencies of the Department of Defense (other than the military departments), necessary for basic and applied scientific research, development, test and evaluation; advanced research projects as may be designated and determined by the Secretary of Defense, pursuant to law; maintenance, rehabilitation, lease, and operation of facilities and equipment; \$9,821,760,000, to remain available for obligation until September 30, 1999: *Provided*, That not less than \$409,898,000 of the funds appropriated in this paragraph shall be made available only for the Sea-Based Wide Area Defense (Navy Upper-Tier) program: *Provided further*, That funds appropriated for the Dual-Use Applications Program under section 5803 of the Treasury, Postal Service, and General Government Appropriations Act, 1997 (Public Law 104-208), shall remain available for obligation until September 30, 1998.

DEVELOPMENTAL TEST AND EVALUATION,
DEFENSE

For expenses, not otherwise provided for, of independent activities of the Director, Test and Evaluation in the direction and supervision of developmental test and evaluation, including performance and joint developmental testing and evaluation; and administrative expenses in connection therewith; \$258,183,000, to remain available for obligation until September 30, 1999.

OPERATIONAL TEST AND EVALUATION,
DEFENSE

For expenses, not otherwise provided for, necessary for the independent activities of the Director, Operational Test and Evaluation in the direction and supervision of operational test and evaluation, including initial operational test and evaluation which is conducted prior to, and in support of, production decisions; joint operational testing and evaluation; and administrative expenses in connection therewith; \$31,384,000, to remain available for obligation until September 30, 1999.

TITLE V

REVOLVING AND MANAGEMENT FUNDS
DEFENSE WORKING CAPITAL FUNDS

For the Defense Working Capital Funds; \$971,952,000.

NATIONAL DEFENSE SEALIFT FUND

For National Defense Sealift Fund programs, projects, and activities, and for expenses of the National Defense Reserve Fleet, as established by section 11 of the Merchant Ship Sales Act of 1946 (50 U.S.C. App. 1744); \$1,074,948,000, to remain available until expended: *Provided*, That none of the

funds provided in this paragraph shall be used to award a new contract that provides for the acquisition of any of the following major components unless such components are manufactured in the United States: auxiliary equipment, including pumps, for all shipboard services; propulsion system components (that is; engines, reduction gears, and propellers); shipboard cranes; and spreaders for shipboard cranes: *Provided further*, That the exercise of an option in a contract awarded through the obligation of previously appropriated funds shall not be considered to be the award of a new contract: *Provided further*, That the Secretary of the military department responsible for such procurement may waive these restrictions on a case-by-case basis by certifying in writing to the Committees on Appropriations of the House of Representatives and the Senate, that adequate domestic supplies are not available to meet Department of Defense requirements on a timely basis and that such an acquisition must be made in order to acquire capability for national security purposes.

TITLE VI

OTHER DEPARTMENT OF DEFENSE
PROGRAMS

DEFENSE HEALTH PROGRAM

For expenses, not otherwise provided for, for medical and health care programs of the Department of Defense, as authorized by law; \$10,369,075,000, of which \$10,095,007,000 shall be for Operation and maintenance, of which not to exceed two per centum shall remain available until September 30, 1999, and of which \$274,068,000, to remain available for obligation until September 30, 2000, shall be for Procurement.

CHEMICAL AGENTS AND MUNITIONS
DESTRUCTION, DEFENSE

For expenses, not otherwise provided for, necessary for the destruction of the United States stockpile of lethal chemical agents and munitions in accordance with the provisions of section 1412 of the Department of Defense Authorization Act, 1986 (50 U.S.C. 1521), and for the destruction of other chemical warfare materials that are not in the chemical weapon stockpile, \$600,700,000, of which \$462,200,000 shall be for Operation and maintenance, \$72,200,000 shall be for Procurement to remain available until September 30, 2000, and \$66,300,000 shall be for Research, development, test and evaluation to remain available until September 30, 1999: *Provided*, That of the funds available under this heading, \$1,000,000 shall be available until expended each year only for a Johnston Atoll off-island leave program: *Provided further*, That the Secretaries concerned shall, pursuant to uniform regulations, prescribe travel and transportation allowances for travel by participants in the off-island leave program.

DRUG INTERDICTION AND COUNTER-DRUG
ACTIVITIES, DEFENSE

(INCLUDING TRANSFER OF FUNDS)

For drug interdiction and counter-drug activities of the Department of Defense, for transfer to appropriations available to the Department of Defense for military personnel of the reserve components serving under the provisions of title 10 and title 32, United States Code; for Operation and maintenance; for Procurement; and for Research, development, test and evaluation; \$712,882,000: *Provided*, That the funds appropriated under this head shall be available for obligation for the same time period and for the same purpose as the appropriation to which transferred: *Provided further*, That the transfer authority provided in this paragraph is in addition to any transfer authority contained elsewhere in this Act.

OFFICE OF THE INSPECTOR GENERAL

For expenses and activities of the Office of the Inspector General in carrying out the provisions of the Inspector General Act of 1978, as amended; \$138,380,000, of which \$136,580,000 shall be for Operation and maintenance, of which not to exceed \$500,000 is available for emergencies and extraordinary expenses to be expended on the approval or authority of the Inspector General, and payments may be made on his certificate of necessity for confidential military purposes; and of which \$1,800,000, to remain available until September 30, 2000, shall be for Procurement.

TITLE VII

RELATED AGENCIES

CENTRAL INTELLIGENCE AGENCY RETIREMENT
AND DISABILITY SYSTEM FUND

For payment to the Central Intelligence Agency Retirement and Disability System Fund, to maintain proper funding level for continuing the operation of the Central Intelligence Agency Retirement and Disability System; \$196,900,000.

INTELLIGENCE COMMUNITY MANAGEMENT
ACCOUNT

(INCLUDING TRANSFER OF FUNDS)

For necessary expenses of the Intelligence Community Management Account; \$121,080,000, of which \$39,011,000 for the Advanced Research and Development Committee and the Environmental Intelligence and Applications Program shall remain available until September 30, 1999: *Provided*, That of the funds appropriated under this heading, \$27,000,000 shall be transferred to the Department of Justice for the National Drug Intelligence Center to support the Department of Defense's counter-drug intelligence responsibilities, and of the said amount, \$1,500,000 for Procurement shall remain available until September 30, 2000, and \$3,000,000 for Research, development, test and evaluation shall remain available until September 30, 1999.

PAYMENT TO KAHO'OLAWA ISLAND CONVEY-
ANCE, REMEDIATION, AND ENVIRONMENTAL
RESTORATION FUND

For payment to Kaho'olawe Island Conveyance, Remediation, and Environmental Restoration Fund, as authorized by law; \$35,000,000, to remain available until expended.

NATIONAL SECURITY EDUCATION TRUST FUND

For the purposes of title VIII of Public Law 102-183, \$2,000,000, to be derived from the National Security Education Trust Fund, to remain available until expended.

TITLE VIII

GENERAL PROVISIONS

SEC. 8001. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes not authorized by the Congress.

SEC. 8002. During the current fiscal year, provisions of law prohibiting the payment of compensation to, or employment of, any person not a citizen of the United States shall not apply to personnel of the Department of Defense: *Provided*, That salary increases granted to direct and indirect hire foreign national employees of the Department of Defense funded by this Act shall not be at a rate in excess of the percentage increase authorized by law for civilian employees of the Department of Defense whose pay is computed under the provisions of section 5332 of title 5, United States Code, or at a rate in excess of the percentage increase provided by the appropriate host nation to its own employees, whichever is higher: *Provided further*, That this section shall not apply to Department of Defense foreign service national employees serving at United States diplo-

matic missions whose pay is set by the Department of State under the Foreign Service Act of 1980: *Provided further*, That the limitations of this provision shall not apply to foreign national employees of the Department of Defense in the Republic of Turkey.

SEC. 8003. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year, unless expressly so provided herein.

SEC. 8004. No more than 20 per centum of the appropriations in this Act which are limited for obligation during the current fiscal year shall be obligated during the last two months of the fiscal year: *Provided*, That this section shall not apply to obligations for support of active duty training of reserve components or summer camp training of the Reserve Officers' Training Corps.

(TRANSFER OF FUNDS)

SEC. 8005. Upon determination by the Secretary of Defense that such action is necessary in the national interest, he may, with the approval of the Office of Management and Budget, transfer not to exceed \$2,000,000,000 of working capital funds of the Department of Defense or funds made available in this Act to the Department of Defense for military functions (except military construction) between such appropriations or funds or any subdivision thereof, to be merged with and to be available for the same purposes, and for the same time period, as the appropriation or fund to which transferred: *Provided*, That such authority to transfer may not be used unless for higher priority items, based on unforeseen military requirements, than those for which originally appropriated and in no case where the item for which funds are requested has been denied by Congress: *Provided further*, That the Secretary of Defense shall notify the Congress promptly of all transfers made pursuant to this authority or any other authority in this Act: *Provided further*, That no part of the funds in this Act shall be available to prepare or present a request to the Committees on Appropriations for reprogramming of funds, unless for higher priority items, based on unforeseen military requirements, than those for which originally appropriated and in no case where the item for which reprogramming is requested has been denied by the Congress: *Provided further*, That of the authority provided under this section, not to exceed \$65,000,000 shall be available to meet requirements for termination of the Reserve Mobilization Insurance Program, notwithstanding chapter 1214 of title 10 of the United States Code.

(TRANSFER OF FUNDS)

SEC. 8006. During the current fiscal year, cash balances in working capital funds of the Department of Defense established pursuant to section 2208 of title 10, United States Code, may be maintained in only such amounts as are necessary at any time for cash disbursements to be made from such funds: *Provided*, That transfers may be made between such funds: *Provided further*, That transfers may be made between working capital funds and the "Foreign Currency Fluctuations, Defense" appropriation and the "Operation and Maintenance" appropriation accounts in such amounts as may be determined by the Secretary of Defense, with the approval of the Office of Management and Budget, except that such transfers may not be made unless the Secretary of Defense has notified the Congress of the proposed transfer. Except in amounts equal to the amounts appropriated to working capital funds in this Act, no obligations may be made against a working capital fund to procure or increase the value of war reserve material inventory, unless the Secretary of Defense has notified the Congress prior to any such obligation.

SEC. 8007. Funds appropriated by this Act may not be used to initiate a special access program without prior notification 30 calendar days in session in advance to the congressional defense committees.

SEC. 8008. (a) None of the funds provided in this Act shall be available to initiate (1) a multiyear contract that employs economic order quantity procurement in excess of \$20,000,000 in any one year of the contract or that includes an unfunded contingent liability in excess of \$20,000,000, or (2) a contract for advance procurement leading to a multiyear contract that employs economic order quantity procurement in excess of \$20,000,000 in any one year, unless the congressional defense committees have been notified at least thirty days in advance of the proposed contract award: *Provided*, That no part of any appropriation contained in this Act shall be available to initiate a multiyear contract for which the economic order quantity advance procurement is not funded at least to the limits of the Government's liability: *Provided further*, That no part of any appropriation contained in this Act shall be available to initiate multiyear procurement contracts for any systems or component thereof if the value of the multiyear contract would exceed \$500,000,000 unless specifically provided in this Act: *Provided further*, That no multiyear procurement contract can be terminated without 10-day prior notification to the congressional defense committees: *Provided further*, That the execution of multiyear authority shall require the use of a present value analysis to determine lowest cost compared to an annual procurement.

Funds appropriated in title III of this Act may be used for multiyear procurement contracts as follows:

Apache Longbow radar;

AV-8B aircraft; and

Family of Medium Tactical Vehicles.

(b) None of the funds provided in this Act and hereafter may be used to submit to Congress (or to any committee of Congress) a request for authority to enter into a contract covered by those provisions of subsection (a) that precede the first proviso of that subsection unless—

(1) such request is made as part of the submission of the President's Budget for the United States Government for any fiscal year and is set forth in the Appendix to that budget as part of proposed legislative language for appropriations bills for the next fiscal year; or

(2) such request is formally submitted by the President as a budget amendment; or

(3) the Secretary of Defense makes such request in writing to the congressional defense committees.

SEC. 8009. Within the funds appropriated for the operation and maintenance of the Armed Forces, funds are hereby appropriated pursuant to section 401 of title 10, United States Code, for humanitarian and civic assistance costs under chapter 20 of title 10, United States Code. Such funds may also be obligated for humanitarian and civic assistance costs incidental to authorized operations and pursuant to authority granted in section 401 of chapter 20 of title 10, United States Code, and these obligations shall be reported to Congress on September 30 of each year: *Provided*, That funds available for operation and maintenance shall be available for providing humanitarian and similar assistance by using Civic Action Teams in the Trust Territories of the Pacific Islands and freely associated states of Micronesia, pursuant to the Compact of Free Association as authorized by Public Law 99-239: *Provided further*, That upon a determination by the Secretary of the Army that such action is beneficial for graduate medical education programs conducted at Army medical facilities located in Hawaii, the Secretary of the

Army may authorize the provision of medical services at such facilities and transportation to such facilities, on a nonreimbursable basis, for civilian patients from American Samoa, the Commonwealth of the Northern Mariana Islands, the Marshall Islands, the Federated States of Micronesia, Palau, and Guam.

SEC. 8010. (a) During fiscal year 1998, the civilian personnel of the Department of Defense may not be managed on the basis of any end-strength, and the management of such personnel during that fiscal year shall not be subject to any constraint or limitation (known as an end-strength) on the number of such personnel who may be employed on the last day of such fiscal year.

(b) The fiscal year 1999 budget request for the Department of Defense as well as all justification material and other documentation supporting the fiscal year 1999 Department of Defense budget request shall be prepared and submitted to the Congress as if subsections (a) and (b) of this provision were effective with regard to fiscal year 1999.

(c) Nothing in this section shall be construed to apply to military (civilian) technicians.

SEC. 8011. Notwithstanding any other provision of law, none of the funds made available by this Act shall be used by the Department of Defense to exceed, outside the fifty United States, its territories, and the District of Columbia, 125,000 civilian workyears: *Provided*, That workyears shall be applied as defined in the Federal Personnel Manual: *Provided further*, That workyears expended in dependent student hiring programs for disadvantaged youths shall not be included in this workyear limitation.

SEC. 8012. None of the funds made available by this Act shall be used in any way, directly or indirectly, to influence congressional action on any legislation or appropriation matters pending before the Congress.

SEC. 8013. (a) None of the funds appropriated by this Act shall be used to make contributions to the Department of Defense Education Benefits Fund pursuant to section 2006(g) of title 10, United States Code, representing the normal cost for future benefits under section 3015(c) of title 38, United States Code, for any member of the armed services who, on or after the date of enactment of this Act—

(1) enlists in the armed services for a period of active duty of less than three years; or

(2) receives an enlistment bonus under section 308a or 308f of title 37, United States Code,

nor shall any amounts representing the normal cost of such future benefits be transferred from the Fund by the Secretary of the Treasury to the Secretary of Veterans Affairs pursuant to section 2006(d) of title 10, United States Code; nor shall the Secretary of Veterans Affairs pay such benefits to any such member: *Provided*, That in the case of a member covered by clause (1), these limitations shall not apply to members in combat arms skills or to members who enlist in the armed services on or after July 1, 1989, under a program continued or established by the Secretary of Defense in fiscal year 1991 to test the cost-effective use of special recruiting incentives involving not more than nineteen noncombat arms skills approved in advance by the Secretary of Defense: *Provided further*, That this subsection applies only to active components of the Army.

(b) None of the funds appropriated by this Act shall be available for the basic pay and allowances of any member of the Army participating as a full-time student and receiving benefits paid by the Secretary of Veterans Affairs from the Department of Defense Education Benefits Fund when time

spent as a full-time student is credited toward completion of a service commitment: *Provided*, That this subsection shall not apply to those members who have reenlisted with this option prior to October 1, 1987: *Provided further*, That this subsection applies only to active components of the Army.

SEC. 8014. None of the funds appropriated by this Act shall be available to convert to contractor performance an activity or function of the Department of Defense that, on or after the date of enactment of this Act, is performed by more than ten Department of Defense civilian employees until a most efficient and cost-effective organization analysis is completed on such activity or function and certification of the analysis is made to the Committees on Appropriations of the House of Representatives and the Senate: *Provided*, That this section shall not apply to a commercial or industrial type function of the Department of Defense that: (1) is included on the procurement list established pursuant to section 2 of the Act of June 25, 1938 (41 U.S.C. 47), popularly referred to as the Javits-Wagner-O'Day Act; (2) is planned to be converted to performance by a qualified nonprofit agency for the blind or by a qualified nonprofit agency for other severely handicapped individuals in accordance with that Act; or (3) is planned to be converted to performance by a qualified firm under 51 per centum Native American ownership.

(TRANSFER OF FUNDS)

SEC. 8015. Funds appropriated in title III of this Act for the Department of Defense Pilot Mentor-Protege Program may be transferred to any other appropriation contained in this Act solely for the purpose of implementing a Mentor-Protege Program developmental assistance agreement pursuant to section 831 of the National Defense Authorization Act for Fiscal Year 1991 (Public Law 101-510; 10 U.S.C. 2301 note), as amended, under the authority of this provision or any other transfer authority contained in this Act.

SEC. 8016. None of the funds in this Act may be available for the purchase by the Department of Defense (and its departments and agencies) of welded shipboard anchor and mooring chain 4 inches in diameter and under unless the anchor and mooring chain are manufactured in the United States from components which are substantially manufactured in the United States: *Provided*, That for the purpose of this section manufactured will include cutting, heat treating, quality control, testing of chain and welding (including the forging and shot blasting process): *Provided further*, That for the purpose of this section substantially all of the components of anchor and mooring chain shall be considered to be produced or manufactured in the United States if the aggregate cost of the components produced or manufactured in the United States exceeds the aggregate cost of the components produced or manufactured outside the United States: *Provided further*, That when adequate domestic supplies are not available to meet Department of Defense requirements on a timely basis, the Secretary of the service responsible for the procurement may waive this restriction on a case-by-case basis by certifying in writing to the Committees on Appropriations that such an acquisition must be made in order to acquire capability for national security purposes.

SEC. 8017. None of the funds appropriated by this Act available for the Civilian Health and Medical Program of the Uniformed Services (CHAMPUS) shall be available for the reimbursement of any health care provider for inpatient mental health service for care received when a patient is referred to a provider of inpatient mental health care or residential treatment care by a medical or health care professional having an economic

interest in the facility to which the patient is referred: *Provided*, That this limitation does not apply in the case of inpatient mental health services provided under the program for the handicapped under subsection (d) of section 1079 of title 10, United States Code, provided as partial hospital care, or provided pursuant to a waiver authorized by the Secretary of Defense because of medical or psychological circumstances of the patient that are confirmed by a health professional who is not a Federal employee after a review, pursuant to rules prescribed by the Secretary, which takes into account the appropriate level of care for the patient, the intensity of services required by the patient, and the availability of that care.

SEC. 8018. Funds available in this Act may be used to provide transportation for the next-of-kin of individuals who have been prisoners of war or missing in action from the Vietnam era to an annual meeting in the United States, under such regulations as the Secretary of Defense may prescribe.

SEC. 8019. Notwithstanding any other provision of law, during the current fiscal year, the Secretary of Defense may, by Executive Agreement, establish with host nation governments in NATO member states a separate account into which such residual value amounts negotiated in the return of United States military installations in NATO member states may be deposited, in the currency of the host nation, in lieu of direct monetary transfers to the United States Treasury: *Provided*, That such credits may be utilized only for the construction of facilities to support United States military forces in that host nation, or such real property maintenance and base operating costs that are currently executed through monetary transfers to such host nations: *Provided further*, That the Department of Defense's budget submission for fiscal year 1999 shall identify such sums anticipated in residual value settlements, and identify such construction, real property maintenance or base operating costs that shall be funded by the host nation through such credits: *Provided further*, That all military construction projects to be executed from such accounts must be previously approved in a prior Act of Congress: *Provided further*, That each such Executive Agreement with a NATO member host nation shall be reported to the congressional defense committees, the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate thirty days prior to the conclusion and endorsement of any such agreement established under this provision.

SEC. 8020. None of the funds available to the Department of Defense may be used to demilitarize or dispose of M-1 Carbines, M-1 Garand rifles, M-14 rifles, .22 caliber rifles, .30 caliber rifles, or M-1911 pistols.

SEC. 8021. Notwithstanding any other provision of law, none of the funds appropriated by this Act shall be available to pay more than 50 per centum of an amount paid to any person under section 308 of title 37, United States Code, in a lump sum.

SEC. 8022. No more than \$500,000 of the funds appropriated or made available in this Act shall be used during a single fiscal year for any single relocation of an organization, unit, activity or function of the Department of Defense into or within the National Capital Region: *Provided*, That the Secretary of Defense may waive this restriction on a case-by-case basis by certifying in writing to the congressional defense committees that such a relocation is required in the best interest of the Government.

SEC. 8023. A member of a reserve component whose unit or whose residence is located in a state which is not contiguous with another state is authorized to travel in a space required status on aircraft of the

Armed Forces between home and place of inactive duty training, or place of duty in lieu of unit training assembly, when there is no road or railroad transportation (or combination of road and railroad transportation between those locations): *Provided*, That a member traveling in that status on a military aircraft pursuant to the authority provided in this section is not authorized to receive travel, transportation, or per diem allowances in connection with that travel.

SEC. 8024. In addition to funds provided elsewhere in this Act, \$8,000,000 is appropriated only for incentive payments authorized by section 504 of the Indian Financing Act of 1974, 25 U.S.C. 1544: *Provided*, That these payments shall be available only to contractors which have submitted subcontracting plans pursuant to 15 U.S.C. 637(d), and according to regulations which shall be promulgated by the Secretary of Defense within 90 days of the passage of this Act: *Provided further*, That contractors participating in the test program established by Section 854 of Public Law 101-189 (15 U.S.C. 637 note) shall be eligible for the program established by Section 504 of the Indian Financing Act of 1974 (25 U.S.C. 1544).

SEC. 8025. During the current fiscal year, none of the funds available to the Department of Defense may be used to procure or acquire (1) defensive handguns unless such handguns are the M-9 or M-11 9mm Department of Defense standard handguns, or (2) offensive handguns except for the Special Operations Forces: *Provided*, That the foregoing shall not apply to handguns and ammunition for marksmanship competitions.

SEC. 8026. During the current fiscal year, funds appropriated or otherwise available for any Federal agency, the Congress, the judicial branch, or the District of Columbia may be used for the pay, allowances, and benefits of an employee as defined by section 2105 of title 5 or an individual employed by the government of the District of Columbia, permanent or temporary indefinite, who—

(1) is a member of a Reserve component of the Armed Forces, as described in section 10101 of title 10, or the National Guard, as described in section 101 of title 32;

(2) performs, for the purpose of providing military aid to enforce the law or providing assistance to civil authorities in the protection or saving of life or property or prevention of injury—

(A) Federal service under sections 331, 332, 333, or 12406 of title 10, or other provision of law, as applicable; or

(B) full-time military service for his or her State, the District of Columbia, the Commonwealth of Puerto Rico, or a territory of the United States; and

(3) requests and is granted—

(A) leave under the authority of this section; or

(B) annual leave, which may be granted without regard to the provisions of sections 5519 and 6323(b) of title 5, if such employee is otherwise entitled to such annual leave:

Provided, That any employee who requests leave under subsection (3)(A) for service described in subsection (2) of this section is entitled to such leave, subject to the provisions of this section and of the last sentence of section 6323(b) of title 5, and such leave shall be considered leave under section 6323(b) of title 5.

SEC. 8027. None of the funds appropriated by this Act shall be available to perform any cost study pursuant to the provisions of OMB Circular A-76 if the study being performed exceeds a period of twenty-four months after initiation of such study with respect to a single function activity or forty-eight months after initiation of such study for a multi-function activity.

SEC. 8028. Funds appropriated by this Act for the American Forces Information Service

shall not be used for any national or international political or psychological activities.

SEC. 8029. Notwithstanding any other provision of law or regulation, the Secretary of Defense may adjust wage rates for civilian employees hired for certain health care occupations as authorized for the Secretary of Veterans Affairs by section 7455 of title 38, United States Code.

SEC. 8030. None of the funds appropriated or made available in this Act shall be used to reduce or disestablish the operation of the 53rd Weather Reconnaissance Squadron of the Air Force Reserve, if such action would reduce the WC-130 Weather Reconnaissance mission below the levels funded in this Act.

SEC. 8031. (a) Of the funds for the procurement of supplies or services appropriated by this Act, qualified nonprofit agencies for the blind or other severely handicapped shall be afforded the maximum practicable opportunity to participate as subcontractors and supplies in the performance of contracts let by the Department of Defense.

(b) During the current fiscal year, a business concern which has negotiated with a military service or defense agency a subcontracting plan for the participation by small business concerns pursuant to section 8(d) of the Small Business Act (15 U.S.C. 637(d)) shall be given credit toward meeting that subcontracting goal for any purchases made from qualified nonprofit agencies for the blind or other severely handicapped.

(c) For the purpose of this section, the phrase "qualified nonprofit agency for the blind or other severely handicapped" means a nonprofit agency for the blind or other severely handicapped that has been approved by the Committee for the Purchase from the Blind and Other Severely Handicapped under the Javits-Wagner-O'Day Act (41 U.S.C. 46-48).

SEC. 8032. During the current fiscal year, net receipts pursuant to collections from third party payers pursuant to section 1095 of title 10, United States Code, shall be made available to the local facility of the uniformed services responsible for the collections and shall be over and above the facility's direct budget amount.

SEC. 8033. During the current fiscal year, the Department of Defense is authorized to incur obligations of not to exceed \$350,000,000 for purposes specified in section 2350j(c) of title 10, United States Code, in anticipation of receipt of contributions, only from the Government of Kuwait, under that section: *Provided*, That, upon receipt, such contributions from the Government of Kuwait shall be credited to the appropriations or fund which incurred such obligations.

SEC. 8034. Of the funds made available in this Act, not less than \$26,247,000 shall be available for the Civil Air Patrol, of which \$22,702,000 shall be available for Operation and maintenance.

SEC. 8035. (a) None of the funds appropriated in this Act are available to establish a new Department of Defense (department) federally funded research and development center (FFRDC), either as a new entity, or as a separate entity administrated by an organization managing another FFRDC, or as a nonprofit membership corporation consisting of a consortium of other FFRDCs and other non-profit entities.

(b) LIMITATION ON COMPENSATION—FEDERALLY FUNDED RESEARCH AND DEVELOPMENT CENTER (FFRDC).—No member of a Board of Directors, Trustees, Overseers, Advisory Group, Special Issues Panel, Visiting Committee, or any similar entity of a defense FFRDC, and no paid consultant to any defense FFRDC, may be compensated for his or her services as a member of such entity, or as a paid consultant, except under the same conditions, and to the same extent, as members of the Defense Science Board: *Provided*,

That a member of any such entity referred to previously in this subsection shall be allowed travel expenses and per diem as authorized under the Federal Joint Travel Regulations, when engaged in the performance of membership duties.

(c) Notwithstanding any other provision of law, none of the funds available to the department from any source during fiscal year 1998 may be used by a defense FFRDC, through a fee or other payment mechanism, for charitable contributions, for construction of new buildings, for payment of cost sharing for projects funded by government grants, or for absorption of contract overruns.

(d) Notwithstanding any other provision of law, of the funds available to the department during fiscal year 1998, not more than 6,206 staff years of technical effort (staff years) may be funded for defense FFRDCs: *Provided*, That of the specific amount referred to previously in this subsection, not more than 1,105 staff years may be funded for the defense studies and analysis FFRDCs.

(e) Notwithstanding any other provision of law, the Secretary of Defense shall control the total number of staff years to be performed by defense FFRDCs during fiscal year 1998 so as to reduce the total amounts appropriated in titles II, III, and IV of this Act by \$71,800,000: *Provided*, That the total amounts appropriated in titles II, III, and IV of this Act are hereby reduced by \$71,800,000 to reflect savings from the use of defense FFRDCs by the department.

(f) Within 60 days after enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report presenting the specific amounts of staff years of technical effort to be allocated by the department for each defense FFRDC during fiscal year 1998: *Provided*, That, after the submission of the report required by this subsection, the department may not reallocate more than five per centum of an FFRDC's staff years among other defense FFRDCs until 30 days after a detailed justification for any such reallocation is submitted to the congressional defense committees.

(g) The Secretary of Defense shall, with the submission of the department's fiscal year 1999 budget request, submit a report presenting the specific amounts of staff years of technical effort to be allocated for each defense FFRDC during that fiscal year.

(h) No part of the reductions contained in subsection (e) of this section may be applied against any budget activity, activity group, subactivity group, line item, program element, program, project, subproject or activity which does not fund defense FFRDC activities within each appropriation account, and the reductions in subsection (e) shall be allocated on a proportional basis.

(i) Not later than 90 days after enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report listing the specific funding reductions allocated to each category listed in subsection (h) above pursuant to this section.

SEC. 8036. None of the funds in this or any other Act shall be available for the preparation of studies on—

(a) the cost effectiveness or feasibility of removal and transportation of unitary chemical weapons or agents from the eight chemical storage sites within the continental United States to Johnston Atoll: *Provided*, That this prohibition shall not apply to General Accounting Office studies requested by a Member of Congress or a Congressional Committee; and

(b) the potential future uses of the nine chemical disposal facilities other than for the destruction of stockpile chemical munitions and as limited by section 1412(c)(2),

Public Law 99-145: *Provided*, That this prohibition does not apply to future use studies for the CAMDS facility at Tooele, Utah.

SEC. 8037. None of the funds appropriated or made available in this Act shall be used to procure carbon, alloy or armor steel plate for use in any Government-owned facility or property under the control of the Department of Defense which were not melted and rolled in the United States or Canada: *Provided*, That these procurement restrictions shall apply to any and all Federal Supply Class 9515, American Society of Testing and Materials (ASTM) or American Iron and Steel Institute (AISI) specifications of carbon, alloy or armor steel plate: *Provided further*, That the Secretary of the military department responsible for the procurement may waive this restriction on a case-by-case basis by certifying in writing to the Committees on Appropriations of the House of Representatives and the Senate that adequate domestic supplies are not available to meet Department of Defense requirements on a timely basis and that such an acquisition must be made in order to acquire capability for national security purposes: *Provided further*, That these restrictions shall not apply to contracts which are in being as of the date of enactment of this Act.

SEC. 8038. For the purposes of this Act, the term "congressional defense committees" means the National Security Committee of the House of Representatives, the Armed Services Committee of the Senate, the Subcommittee on Defense of the Committee on Appropriations of the Senate, and the Subcommittee on National Security of the Committee on Appropriations of the House of Representatives.

SEC. 8039. During the current fiscal year, the Department of Defense may acquire the modification, depot maintenance and repair of aircraft, vehicles and vessels as well as the production of components and other Defense-related articles, through competition between Department of Defense depot maintenance activities and private firms: *Provided*, That the Senior Acquisition Executive of the military department or defense agency concerned, with power of delegation, shall certify that successful bids include comparable estimates of all direct and indirect costs for both public and private bids: *Provided further*, That Office of Management and Budget Circular A-76 shall not apply to competitions conducted under this section.

SEC. 8040. (a)(1) If the Secretary of Defense, after consultation with the United States Trade Representative, determines that a foreign country which is party to an agreement described in paragraph (2) has violated the terms of the agreement by discriminating against certain types of products produced in the United States that are covered by the agreement, the Secretary of Defense shall rescind the Secretary's blanket waiver of the Buy American Act with respect to such types of products produced in that foreign country.

(2) An agreement referred to in paragraph (1) is any reciprocal defense procurement memorandum of understanding, between the United States and a foreign country pursuant to which the Secretary of Defense has prospectively waived the Buy American Act for certain products in that country.

(b) The Secretary of Defense shall submit to Congress a report on the amount of Department of Defense purchases from foreign entities in fiscal year 1998. Such report shall separately indicate the dollar value of items for which the Buy American Act was waived pursuant to any agreement described in subsection (a)(2), the Trade Agreement Act of 1979 (19 U.S.C. 2501 et seq.), or any international agreement to which the United States is a party.

(c) For purposes of this section, the term "Buy American Act" means title III of the Act entitled "An Act making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1934, and for other purposes", approved March 3, 1933 (41 U.S.C. 10a et seq.).

SEC. 8041. The total amounts appropriated in titles II, III, and IV of this Act are hereby reduced by \$300,000,000 to reflect savings from the use of advisory and assistance services by the Department of Defense: *Provided*, That the savings shall be applied to the following titles in the following amounts:

Title II, Operation and Maintenance, \$112,000,000;

Title III, Procurement, \$62,000,000; and

Title IV, Research, Development, Test and Evaluation, \$126,000,000:

Provided further, That the savings specified shall be applied only to funds budgeted to purchase advisory and assistance services: *Provided further*, That the savings shall be applied on a pro-rata basis to each program, project and activity which included budget funds for advisory and assistance services.

SEC. 8042. Appropriations contained in this Act that remain available at the end of the current fiscal year as a result of energy cost savings realized by the Department of Defense shall remain available for obligation for the next fiscal year to the extent, and for the purposes, provided in section 2865 of title 10, United States Code.

SEC. 8043. Notwithstanding any other provision of this Act, the amounts provided in all appropriation accounts in titles III and IV of this Act are reduced by 1.5 percent: *Provided*, That these reductions shall be applied on a pro-rata basis to each line item, program element, program, project, sub-project, and activity within each appropriation account: *Provided further*, That not later than 60 days after the enactment of this Act, the Undersecretary of Defense (Comptroller) shall submit a report to the congressional defense committees listing the specific funding reductions allocated to each category listed in the preceding proviso pursuant to this section.

(INCLUDING TRANSFER OF FUNDS)

SEC. 8044. Amounts deposited during the current fiscal year to the special account established under 40 U.S.C. 485(h)(2) and to the special account established under 10 U.S.C. 2667(d)(1) are appropriated and shall be available until transferred by the Secretary of Defense to current applicable appropriations or funds of the Department of Defense under the terms and conditions specified by 40 U.S.C. 485(h)(2) (A) and (B) and 10 U.S.C. 2667(d)(1)(B), to be merged with and to be available for the same time period and the same purposes as the appropriation to which transferred.

SEC. 8045. During the current fiscal year, appropriations available to the Department of Defense may be used to reimburse a member of a reserve component of the Armed Forces who is not otherwise entitled to travel and transportation allowances and who occupies transient government housing while performing active duty for training or inactive duty training: *Provided*, That such members may be provided lodging in kind if transient government quarters are unavailable as if the member was entitled to such allowances under subsection (a) of section 404 of title 37, United States Code: *Provided further*, That if lodging in kind is provided, any authorized service charge or cost of such lodging may be paid directly from funds appropriated for operation and maintenance of the reserve component of the member concerned.

SEC. 8046. The President shall include with each budget for a fiscal year submitted to the Congress under section 1105 of title 31, United States Code, materials that shall

identify clearly and separately the amounts requested in the budget for appropriation for that fiscal year for salaries and expenses related to administrative activities of the Department of Defense, the military departments, and the Defense Agencies.

SEC. 8047. Notwithstanding any other provision of law, funds available for "Drug Interdiction and Counter-Drug Activities, Defense" may be obligated for the Young Marines program.

SEC. 8048. Notwithstanding any other provision of this Act, the total amount appropriated in title IV of this Act is hereby reduced by \$474,000,000: *Provided*, That each program element, program, project, sub-project, and activity funded in title IV of this Act shall be allocated a pro-rata share of any of the reductions made by this section: *Provided further*, That not later than 60 days after the enactment of this Act, the Undersecretary of Defense (Comptroller) shall submit a report to the congressional defense committees listing the specific funding reductions allocated to each category listed in the preceding proviso pursuant to this section.

SEC. 8049. During the current fiscal year, amounts contained in the Department of Defense Overseas Military Facility Investment Recovery Account established by section 2921(c)(1) of the National Defense Authorization Act of 1991 (Public Law 101-510; 10 U.S.C. 2687 note) shall be available until expended for the payments specified by section 2921(c)(2) of that Act.

SEC. 8050. Of the funds appropriated or otherwise made available by this Act, not more than \$119,200,000 shall be available for payment of the operating costs of NATO Headquarters: *Provided*, That the Secretary of Defense may waive this section for Department of Defense support provided to NATO forces in and around the former Yugoslavia.

SEC. 8051. During the current fiscal year, appropriations which are available to the Department of Defense for operation and maintenance may be used to purchase items having an investment item unit cost of not more than \$100,000.

SEC. 8052. (a) During the current fiscal year, none of the appropriations or funds available to the Department of Defense Working Capital Funds shall be used for the purchase of an investment item for the purpose of acquiring a new inventory item for sale or anticipated sale during the current fiscal year or a subsequent fiscal year to customers of the Department of Defense Working Capital Funds if such an item would not have been chargeable to the Department of Defense Working Capital Funds during fiscal year 1994 and if the purchase of such an investment item would be chargeable during the current fiscal year to appropriations made to the Department of Defense for procurement.

(b) The fiscal year 1999 budget request for the Department of Defense as well as all justification material and other documentation supporting the fiscal year 1999 Department of Defense budget shall be prepared and submitted to the Congress on the basis that any equipment which was classified as an end item and funded in a procurement appropriation contained in this Act shall be budgeted for in a proposed fiscal year 1999 procurement appropriation and not in the supply management business area or any other area or category of the Department of Defense Working Capital Funds.

SEC. 8053. None of the funds provided in this Act and hereafter shall be available for use by a Military Department to modify an aircraft, weapon, ship or other item of equipment, that the Military Department concerned plans to retire or otherwise dispose of within five years after completion of the modification: *Provided*, That this prohibition

shall not apply to safety modifications: *Provided further*, That this prohibition may be waived by the Secretary of a Military Department if the Secretary determines it is in the best national security interest of the United States to provide such waiver and so notifies the congressional defense committees in writing.

SEC. 8054. None of the funds appropriated by this Act for programs of the Central Intelligence Agency shall remain available for obligation beyond the current fiscal year, except for funds appropriated for the Reserve for Contingencies, which shall remain available until September 30, 1999.

SEC. 8055. Notwithstanding any other provision of law, funds made available in this Act for the Defense Intelligence Agency may be used for the design, development, and deployment of General Defense Intelligence Program intelligence communications and intelligence information systems for the Services, the Unified and Specified Commands, and the component commands.

SEC. 8056. Of the funds appropriated by the Department of Defense under the heading "Operation and Maintenance, Defense-Wide", not less than \$8,000,000 shall be made available only for the mitigation of environmental impacts, including training and technical assistance to tribes, related administrative support, the gathering of information, documenting of environmental damage, and developing a system for prioritization of mitigation and cost to complete estimates for mitigation, on Indian lands resulting from Department of Defense activities.

SEC. 8057. Amounts collected for the use of the facilities of the National Science Center for Communications and Electronics during the current fiscal year pursuant to section 1459(g) of the Department of Defense Authorization Act, 1986, and deposited to the special account established under subsection 1459(g)(2) of that Act are appropriated and shall be available until expended for the operation and maintenance of the Center as provided in subsection 1459(g)(2).

SEC. 8058. None of the funds appropriated in this Act may be used to fill the commander's position at any military medical facility with a health care professional unless the prospective candidate can demonstrate professional administrative skills.

SEC. 8059. (a) None of the funds appropriated in this Act may be expended by an entity of the Department of Defense unless the entity, in expending the funds, complies with the Buy American Act. For purposes of this subsection, the term "Buy American Act" means title III of the Act entitled "An Act making appropriations for the Treasury and Post Office Departments for the fiscal year ending June 30, 1934, and for other purposes", approved March 3, 1933 (41 U.S.C. 10a et seq.).

(b) If the Secretary of Defense determines that a person has been convicted of intentionally affixing a label bearing a "Made in America" inscription to any product sold in or shipped to the United States that is not made in America, the Secretary shall determine, in accordance with section 2410f of title 10, United States Code, whether the person should be debarred from contracting with the Department of Defense.

(c) In the case of any equipment or products purchased with appropriations provided under this Act, it is the sense of the Congress that any entity of the Department of Defense, in expending the appropriation, purchase only American-made equipment and products, provided that American-made equipment and products are cost-competitive, quality-competitive, and available in a timely fashion.

SEC. 8060. None of the funds appropriated by this Act shall be available for a contract for studies, analysis, or consulting services

entered into without competition on the basis of an unsolicited proposal unless the head of the activity responsible for the procurement determines—

(1) as a result of thorough technical evaluation, only one source is found fully qualified to perform the proposed work, or

(2) the purpose of the contract is to explore an unsolicited proposal which offers significant scientific or technological promise, represents the product of original thinking, and was submitted in confidence by one source, or

(3) the purpose of the contract is to take advantage of unique and significant industrial accomplishment by a specific concern, or to insure that a new product or idea of a specific concern is given financial support:

Provided, That this limitation shall not apply to contracts in an amount of less than \$25,000, contracts related to improvements of equipment that is in development or production, or contracts as to which a civilian official of the Department of Defense, who has been confirmed by the Senate, determines that the award of such contract is in the interest of the national defense.

SEC. 8061. (a) Except as provided in subsections (b) and (c), none of the funds made available by this Act may be used—

(1) to establish a field operating agency; or
(2) to pay the basic pay of a member of the Armed Forces or civilian employee of the Department who is transferred or reassigned from a headquarters activity if the member or employee's place of duty remains at the location of that headquarters.

(b) The Secretary of Defense or Secretary of a military department may waive the limitations in subsection (a), on a case-by-case basis, if the Secretary determines, and certifies to the Committees on Appropriations of the House of Representatives and Senate that the granting of the waiver will reduce the personnel requirements or the financial requirements of the department.

(c) This section does not apply to field operating agencies funded within the National Foreign Intelligence Program.

SEC. 8062. Funds appropriated by this Act for intelligence activities are deemed to be specifically authorized by the Congress for purposes of section 504 of the National Security Act of 1947 (50 U.S.C. 414) during fiscal year 1998 until the enactment of the Intelligence Authorization Act for Fiscal Year 1998.

SEC. 8063. Notwithstanding section 303 of Public Law 96-487 or any other provision of law, the Secretary of the Navy is authorized to lease real and personal property at Naval Air Facility, Adak, Alaska, pursuant to 10 U.S.C. 2667(f), for commercial, industrial or other purposes.

(RESCISSIONS)

SEC. 8064. Of the funds provided in Department of Defense Appropriations Acts, the following funds are hereby rescinded from the following accounts in the specified amounts:

"Shipbuilding and Conversion, Navy, 1996/2000", \$35,600,000;

"Other Procurement, Navy, 1996/1998", \$3,300,000;

"Aircraft Procurement, Army, 1997/1999", \$5,000,000;

"Procurement of Ammunition, Army, 1997/1999", \$5,000,000;

"Other Procurement, Army, 1997/1999", \$6,000,000;

"Other Procurement, Navy, 1997/1999", \$2,200,000;

"Aircraft Procurement, Navy, 1997/1999", \$24,000,000;

"Research, Development, Test and Evaluation, Army, 1997/1998", \$6,000,000;

"Research, Development, Test and Evaluation, Navy, 1997/1998", \$40,000,000;

"Research, Development, Test and Evaluation, Air Force, 1997/1998", \$25,000,000;

"Research, Development, Test and Evaluation, Defense-Wide, 1997/1998", \$24,000,000.

SEC. 8065. None of the funds available in this Act may be used to reduce the authorized positions for military (civilian) technicians of the Army National Guard, the Air National Guard, Army Reserve and Air Force Reserve for the purpose of applying any administratively imposed civilian personnel ceiling, freeze, or reduction on military (civilian) technicians, unless such reductions are a direct result of a reduction in military force structure.

SEC. 8066. None of the funds appropriated or otherwise made available in this Act may be obligated or expended for assistance to the Democratic People's Republic of North Korea unless specifically appropriated for that purpose.

SEC. 8067. During the current fiscal year, funds appropriated in this Act are available to compensate members of the National Guard for duty performed pursuant to a plan submitted by a Governor of a State and approved by the Secretary of Defense under section 112 of title 32, United States Code: *Provided*, That during the performance of such duty, the members of the National Guard shall be under State command and control: *Provided further*, That such duty shall be treated as full-time National Guard duty for purposes of sections 12602 (a)(2) and (b)(2) of title 10, United States Code.

SEC. 8068. Funds appropriated in this Act for operation and maintenance of the Military Departments, Unified and Specified Commands and Defense Agencies shall be available for reimbursement of pay, allowances and other expenses which would otherwise be incurred against appropriations for the National Guard and Reserve when members of the National Guard and Reserve provide intelligence support to Unified Commands, Defense Agencies and Joint Intelligence Activities, including the activities and programs included within the General Defense Intelligence Program and the Consolidated Cryptologic Program: *Provided*, That nothing in this section authorizes deviation from established Reserve and National Guard personnel and training procedures.

SEC. 8069. During the current fiscal year, none of the funds appropriated in this Act may be used to reduce the civilian medical and medical support personnel assigned to military treatment facilities below the September 30, 1997 level: *Provided*, That the Service Surgeons General may waive this section by certifying to the congressional defense committees that the beneficiary population is declining in some catchment areas and civilian strength reductions may be consistent with responsible resource stewardship and capitation-based budgeting.

(INCLUDING TRANSFER OF FUNDS)

SEC. 8070. None of the funds appropriated in this Act may be transferred to or obligated from the Pentagon Reservation Maintenance Revolving Fund, unless the Secretary of Defense certifies that the total cost for the planning, design, construction and installation of equipment for the renovation of the Pentagon Reservation will not exceed \$1,118,000,000.

SEC. 8071. (a) None of the funds available to the Department of Defense for any fiscal year for drug interdiction or counter-drug activities may be transferred to any other department or agency of the United States except as specifically provided in an appropriations law.

(b) None of the funds available to the Central Intelligence Agency for any fiscal year for drug interdiction and counter-drug activities may be transferred to any other department or agency of the United States

except as specifically provided in an appropriations law.

(TRANSFER OF FUNDS)

SEC. 8072. Appropriations available in this Act under the heading "Operation and Maintenance, Defense-Wide" for increasing energy and water efficiency in Federal buildings may, during their period of availability, be transferred to other appropriations or funds of the Department of Defense for projects related to increasing energy and water efficiency, to be merged with and to be available for the same general purposes, and for the same time period, as the appropriation or fund to which transferred.

SEC. 8073. None of the funds appropriated by this Act may be used for the procurement of ball and roller bearings other than those produced by a domestic source and of domestic origin: *Provided*, That the Secretary of the military department responsible for such procurement may waive this restriction on a case-by-case basis by certifying in writing to the Committees on Appropriations of the House of Representatives and the Senate, that adequate domestic supplies are not available to meet Department of Defense requirements on a timely basis and that such an acquisition must be made in order to acquire capability for national security purposes.

SEC. 8074. Notwithstanding any other provision of law, funds available to the Department of Defense shall be made available to provide transportation of medical supplies and equipment, on a nonreimbursable basis, to American Samoa: *Provided*, That notwithstanding any other provision of law, funds available to the Department of Defense shall be made available to provide transportation of medical supplies and equipment, on a nonreimbursable basis, to the Indian Health Service when it is in conjunction with a civil-military project.

SEC. 8075. None of the funds in this Act may be used to purchase any supercomputer which is not manufactured in the United States, unless the Secretary of Defense certifies to the congressional defense committees that such an acquisition must be made in order to acquire capability for national security purposes that is not available from United States manufacturers.

SEC. 8076. Notwithstanding any other provision of law, the Naval shipyards of the United States shall be eligible to participate in any manufacturing extension program financed by funds appropriated in this or any other Act.

SEC. 8077. Notwithstanding any other provision of law, each contract awarded by the Department of Defense during the current fiscal year for construction or service performed in whole or in part in a State which is not contiguous with another State and has an unemployment rate in excess of the national average rate of unemployment as determined by the Secretary of Labor, shall include a provision requiring the contractor to employ, for the purpose of performing that portion of the contract in such State that is not contiguous with another State, individuals who are residents of such State and who, in the case of any craft or trade, possess or would be able to acquire promptly the necessary skills: *Provided*, That the Secretary of Defense may waive the requirements of this section, on a case-by-case basis, in the interest of national security.

SEC. 8078. During the current fiscal year, the Army shall use the former George Air Force Base as the airhead for the National Training Center at Fort Irwin: *Provided*, That none of the funds in this Act shall be obligated or expended to transport Army personnel into Edwards Air Force Base for training rotations at the National Training Center.

SEC. 8079. (a) The Secretary of Defense shall submit, on a quarterly basis, a report to the congressional defense committees, the Committee on International Relations of the House of Representatives and the Committee on Foreign Relations of the Senate setting forth all costs (including incremental costs) incurred by the Department of Defense during the preceding quarter in implementing or supporting resolutions of the United Nations Security Council, including any such resolution calling for international sanctions, international peacekeeping operations, and humanitarian missions undertaken by the Department of Defense. The quarterly report shall include an aggregate of all such Department of Defense costs by operation or mission.

(b) The Secretary of Defense shall detail in the quarterly reports all efforts made to seek credit against past United Nations expenditures and all efforts made to seek compensation from the United Nations for costs incurred by the Department of Defense in implementing and supporting United Nations activities.

SEC. 8080. (a) LIMITATION ON TRANSFER OF DEFENSE ARTICLES AND SERVICES.—Notwithstanding any other provision of law, none of the funds available to the Department of Defense for the current fiscal year may be obligated or expended to transfer to another nation or an international organization any defense articles or services (other than intelligence services) for use in the activities described in subsection (b) unless the congressional defense committees, the Committee on International Relations of the House of Representatives, and the Committee on Foreign Relations of the Senate are notified 15 days in advance of such transfer.

(b) COVERED ACTIVITIES.—This section applies to—

(1) any international peacekeeping or peace-enforcement operation under the authority of chapter VI or chapter VII of the United Nations Charter under the authority of a United Nations Security Council resolution; and

(2) any other international peacekeeping, peace-enforcement, or humanitarian assistance operation.

(c) REQUIRED NOTICE.—A notice under subsection (a) shall include the following:

(1) A description of the equipment, supplies, or services to be transferred.

(2) A statement of the value of the equipment, supplies, or services to be transferred.

(3) In the case of a proposed transfer of equipment or supplies—

(A) a statement of whether the inventory requirements of all elements of the Armed Forces (including the reserve components) for the type of equipment or supplies to be transferred have been met; and

(B) a statement of whether the items proposed to be transferred will have to be replaced and, if so, how the President proposes to provide funds for such replacement.

SEC. 8081. To the extent authorized by subchapter VI of chapter 148 of title 10, United States Code, the Secretary of Defense shall issue loan guarantees in support of U.S. defense exports not otherwise provided for: *Provided*, That the total contingent liability of the United States for guarantees issued under the authority of this section may not exceed \$15,000,000,000: *Provided further*, That the exposure fees charged and collected by the Secretary for each guarantee, shall be paid by the country involved and shall not be financed as part of a loan guaranteed by the United States: *Provided further*, That the Secretary shall provide quarterly reports to the Committees on Appropriations, Armed Services and Foreign Relations of the Senate and the Committees on Appropriations, National Security and International Relations in the House of Representatives on the im-

plementation of this program: *Provided further*, That amounts charged for administrative fees and deposited to the special account provided for under section 2540(c)(d) of title 10, shall be available for paying the costs of administrative expenses of the Department of Defense that are attributable to the loan guarantee program under subchapter VI of chapter 148 of title 10.

SEC. 8082. None of the funds available to the Department of Defense shall be obligated or expended to make a financial contribution to the United Nations for the cost of an United Nations peacekeeping activity (whether pursuant to assessment or a voluntary contribution) or for payment of any United States arrearage to the United Nations.

SEC. 8083. None of the funds available to the Department of Defense under this Act shall be obligated or expended to pay a contractor under a contract with the Department of Defense for costs of any amount paid by the contractor to an employee when—

(1) such costs are for a bonus or otherwise in excess of the normal salary paid by the contractor to the employee; and

(2) such bonus is part of restructuring costs associated with a business combination.

SEC. 8084. (a) None of the funds appropriated or otherwise made available in this Act may be used to transport or provide for the transportation of chemical munitions or agents to the Johnston Atoll for the purpose of storing or demilitarizing such munitions or agents.

(b) The prohibition in subsection (a) shall not apply to any obsolete World War II chemical munition or agent of the United States found in the World War II Pacific Theater of Operations.

(c) The President may suspend the application of subsection (a) during a period of war in which the United States is a party.

SEC. 8085. None of the funds provided in title II of this Act for "Former Soviet Union Threat Reduction" may be obligated or expended to finance housing for any individual who was a member of the military forces of the Soviet Union or for any individual who is or was a member of the military forces of the Russian Federation.

SEC. 8086. During the current fiscal year, no more than \$10,000,000 of appropriations made in this Act under the heading "Operation and Maintenance, Defense-Wide" may be transferred to appropriations available for the pay of military personnel, to be merged with, and to be available for the same time period as the appropriations to which transferred, to be used in support of such personnel in connection with support and services for eligible organizations and activities outside the Department of Defense pursuant to section 2012 of title 10, United States Code.

SEC. 8087. For purposes of section 1553(b) of title 31, United States Code, any subdivision of appropriations made in this Act under the heading "Shipbuilding and Conversion, Navy" shall be considered to be for the same purpose as any subdivision under the heading "Shipbuilding and Conversion, Navy" appropriations in any prior year, and the one percent limitation shall apply to the total amount of the appropriation.

SEC. 8088. Notwithstanding 31 U.S.C. 1552(a), not more than \$14,000,000 appropriated under the heading "Aircraft Procurement, Air Force" in Public Law 102-396 which was available and obligated for the B-2 Aircraft Program shall remain available for expenditure and for adjusting obligations for such program until September 30, 2003.

SEC. 8089. During the current fiscal year, in the case of an appropriation account of the Department of Defense for which the period of availability for obligation has expired or which has closed under the provisions of sec-

tion 1552 of title 31, United States Code, and which has a negative unliquidated or unexpended balance, an obligation or an adjustment of an obligation may be charged to any current appropriation account for the same purpose as the expired or closed account if—

(1) the obligation would have been properly chargeable (except as to amount) to the expired or closed account before the end of the period of availability or closing of that account;

(2) the obligation is not otherwise properly chargeable to any current appropriation account of the Department of Defense; and

(3) in the case of an expired account, the obligation is not chargeable to a current appropriation of the Department of Defense under the provisions of section 1405(b)(8) of the National Defense Authorization Act for Fiscal Year 1991, Public Law 101-510, as amended (31 U.S.C. 1551 note): *Provided*, That in the case of an expired account, if subsequent review or investigation discloses that there was not in fact a negative unliquidated or unexpended balance in the account, any charge to a current account under the authority of this section shall be reversed and recorded against the expired account: *Provided further*, That the total amount charged to a current appropriation under this section may not exceed an amount equal to one percent of the total appropriation for that account.

(TRANSFER OF FUNDS)

SEC. 8090. Upon enactment of this Act, the Secretary of Defense shall make the following transfers of funds: *Provided*, That the amounts transferred shall be available for the same purposes as the appropriations to which transferred, and for the same time period as the appropriation from which transferred: *Provided further*, That the amounts shall be transferred between the following appropriations in the amount specified:

From:

Under the heading, "Shipbuilding and Conversion, Navy, 1989/2000":

SSN-688 attack submarine program, \$3,000,000;

DDG-51 destroyer program, \$1,500,000;

LHD-1 amphibious assault ship program, \$8,000,000;

T-AO fleet oiler program, \$3,453,000;

AOE combat support ship program, \$3,600,000; and

For craft, outfitting, and post delivery, \$2,019,000;

To:

Under the heading, "Shipbuilding and Conversion, Navy, 1989/2000":

SSN-21 attack submarine program, \$21,572,000;

From:

Under the heading, "Shipbuilding and Conversion, Navy, 1991/2001":

DDG-51 destroyer program, \$1,060,000;

LHD-1 amphibious assault ship program, \$1,600,000;

LSD-41 cargo variant ship program, \$2,666,000;

AOE combat support ship program, \$7,307,000; and

For craft, outfitting, and post delivery, \$12,000,000;

To:

Under the heading, "Shipbuilding and Conversion, Navy, 1991/2001":

SSN-21 attack submarine program, \$24,633,000;

From:

Under the heading, "Shipbuilding and Conversion, Navy, 1996/2000":

LHD-1 amphibious assault ship program, \$5,592,000;

To:

Under the heading, "Shipbuilding and Conversion, Navy, 1996/2000":

SSN-21 attack submarine program, \$5,592,000;

From:

Under the heading, "Shipbuilding and Conversion, Navy, 1994/1998":

LHD-1 amphibious assault ship program, \$400,000; and

DDG-51 destroyer program, \$1,054,000;

From:

Under the heading, "Shipbuilding and Conversion, Navy, 1995/1999":

For craft, outfitting, and post delivery, conversions, and first destination transportation, \$715,000;

From:

Under the heading, "Shipbuilding and Conversion, Navy, 1996/2000":

LHD-1 amphibious assault ship program, \$17,513,000; and

For craft, outfitting, and post delivery, conversions, and first destination transportation, \$878,000;

From:

Under the heading, "Shipbuilding and Conversion, Navy, 1997/2001":

For craft, outfitting, and post delivery, conversions, and first destination transportation, \$3,600,000;

To:

Under the heading, "Shipbuilding and Conversion, Navy, 1997/2001":

DDG-51 destroyer program, \$24,160,000;

From:

Under the heading, "Shipbuilding and Conversion, Navy, 1996/2000":

Fast Patrol Boat, \$9,500,000;

To:

"Research, Development, Test and Evaluation, Navy, 1998/1999", \$9,500,000;

From:

Under the heading, "Shipbuilding and Conversion, Navy, 1997/2001":

Oceanographic ship SWATH, \$45,000,000;

To:

"Research, Development, Test and Evaluation, Navy, 1998/1999", \$45,000,000;

From:

"Aircraft Procurement, Air Force, 1997/1999", \$73,531,000;

To:

"Research, Development, Test and Evaluation, Air Force, 1997/1998", \$73,531,000;

Provided further, That notwithstanding any other provision of law, to facilitate a full and final settlement of all claims under contracts N00024-79-C-2614 and N00024-77-C-2031, the Secretary of the Navy may offset the amount of \$1,660,680.84, owed by the Navy under contract N00024-79-C-2614 for the T-ARC-7 against an equal amount, \$1,660,680.84, owed to the Navy under contract N00024-77-C-2031 for the AD 43.

SEC. 8091. The Under Secretary of Defense (Comptroller) shall submit to the congressional defense committees by February 1, 1998 a detailed report identifying, by amount and by separate budget activity, activity group, subactivity group, line item, program element, program, project, subproject, and activity, any activity for which the fiscal year 1999 budget request was reduced because Congress appropriated funds above the President's budget request for that specific activity for fiscal year 1998.

SEC. 8092. (a) None of the funds available to the Department of Defense under this Act may be obligated or expended to reimburse a defense contractor for restructuring costs associated with a business combination of the defense contractor that occurs after the date of enactment of this Act unless—

(1) the auditable savings for the Department of Defense resulting from the restructuring will exceed the costs allowed by a factor of at least two to one; or

(2) the savings for the Department of Defense resulting from the restructuring will exceed the costs allowed and the Secretary

of Defense determines that the business combination will result in the preservation of a critical capability that might otherwise be lost to the Department; and

(3) the report required by Section 818(e) of Public Law 103-337 to be submitted to Congress in 1997 is submitted.

(b) Not later than April 1, 1998, the Comptroller General shall, in consultation with the Inspector General of the Department of Defense, the Secretary of Defense, and the Secretary of Labor, submit to Congress a report which shall include the following:

(1) an analysis and breakdown of the restructuring costs paid by or submitted to the Department of Defense to companies involved in business combinations since 1993;

(2) an analysis of the specific costs associated with workforce reductions;

(3) an analysis of the services provided to the workers affected by business combinations;

(4) an analysis of the effectiveness of the restructuring costs used to assist laid off workers in gaining employment; and

(5) in accordance with section 818 of Public Law 103-337, an analysis of the savings reached from the business combination relative to the restructuring costs paid by the Department of Defense.

(c) The report should set forth recommendations to make this program more effective for workers affected by business combinations and more efficient in terms of the use of Federal dollars.

SEC. 8093. Funds appropriated in title II of this Act for supervision and administration costs for facilities maintenance and repair, minor construction, or design projects may be obligated at the time the reimbursable order is accepted by the performing activity: *Provided*, That for the purpose of this section, supervision and administration costs includes all in-house Government cost.

SEC. 8094. The Secretary of Defense may waive reimbursement of the cost of conferences, seminars, courses of instruction, or similar educational activities of the Asia-Pacific Center for Security Studies for military officers and civilian officials of foreign nations if the Secretary determines that attendance by such personnel, without reimbursement, is in the national security interest of the United States: *Provided*, That costs for which reimbursement is waived pursuant to this subsection shall be paid from appropriations available for the Asia-Pacific Center.

SEC. 8095. (a) Notwithstanding any other provision of law, the Chief of the National Guard Bureau may permit the use of equipment of the National Guard Distance Learning Project by any person or entity on a space-available, reimbursable basis. The Chief of the National Guard Bureau shall establish the amount of reimbursement for such use on a case-by-case basis.

(b) Amounts collected under subsection (a) shall be credited to funds available for the National Guard Distance Learning Project and be available to defray the costs associated with the use of equipment of the project under that subsection. Such funds shall be available for such purposes without fiscal year limitation.

SEC. 8096. Using funds available by this Act or any other Act, the Secretary of the Air Force, pursuant to a determination under section 2690 of title 10, United States Code, may implement cost-effective agreements for required heating facility modernization in the Kaiserslautern Military Community in the Federal Republic of Germany: *Provided*, That in the City of Kaiserslautern such agreements will include the use of United States anthracite as the base load energy for municipal district heat to the United States Defense installations: *Provided further*, That at Landstuhl Army Regional

Medical Center and Ramstein Air Base, furnished heat may be obtained from private, regional or municipal services, if provisions are included for the consideration of United States coal as an energy source.

SEC. 8097. Notwithstanding any other provision of law, and notwithstanding the provisions in section 7306 of title 10, United States Code, in addition to amounts otherwise appropriated or made available by this Act, \$13,000,000 is appropriated to the Department of the Navy and shall be available only for a grant to the Intrepid Sea-Air-Space Foundation only for the refurbishment of the former U.S.S. Intrepid (CV 11).

SEC. 8098. In accordance with section 1557 of title 31, United States Code, the following obligated balance shall be exempt from subchapter IV of chapter 15 of such title and shall remain available for expenditure without fiscal year limitation: Funds obligated by the Economic Development Administration for EDA Project No. 04-49-04095 from funds made available in the Department of Defense Appropriations Act, 1994 (Public Law 103-189).

SEC. 8099. None of the funds provided by this Act may be used to pay costs of instruction for an Air Force officer for enrollment commencing during the 1998-1999 academic year in a postgraduate degree program at a civilian educational institution if—

(1) the degree program to be pursued by that officer is offered by the Air Force Institute of Technology (or was offered by that institute during the 1996-1997 academic year);

(2) the officer is qualified for enrollment at the Air Force Institute of Technology in that degree program; and

(3) the number of students commencing that degree program at the Air Force Institute of Technology during the first semester of the 1998-1999 academic year is less than the number of students commencing that degree program for the first semester of the 1996-1997 academic year.

SEC. 8100. During the current fiscal year, the amounts which are necessary for the operation and maintenance of the Fisher Houses administered by the Departments of the Army, the Navy, and the Air Force are hereby appropriated, to be derived from amounts which are available in the applicable Fisher House trust fund established under 10 U.S.C. 2221 for the Fisher Houses of each such department.

SEC. 8101. During the current fiscal year, refunds attributable to the use of the Government travel card by military personnel and civilian employees of the Department of Defense may be credited to operation and maintenance accounts of the Department of Defense which are current when the refunds are received.

SEC. 8102. During the current fiscal year, not more than a total of \$60,000,000 in withdrawal credits may be made by the Marine Corps Supply Management activity group of the Navy Working Capital Fund, Department of Defense Working Capital Funds, to the credit of current applicable appropriations of a Department of Defense activity in connection with the acquisition of critical low density repairables that are capitalized into the Navy Working Capital Fund.

SEC. 8103. Notwithstanding 31 U.S.C. 3902, during the current fiscal year interest penalties may be paid by the Department of Defense from funds financing the operation of the military department or defense agency with which the invoice or contract payment is associated.

SEC. 8104. At the time the President submits his budget for fiscal year 1999, the Department of Defense shall transmit to the congressional defense committees a budget justification document for the active and reserve Military Personnel accounts, to be

known as the "M-1", which shall identify, at the budget activity, activity group, and sub-activity group level, the amounts requested by the President to be appropriated to the Department of Defense for military personnel in any budget request, or amended budget request, for fiscal year 1999.

SEC. 8105. Notwithstanding any other provision in this Act, the total amount appropriated in this Act is hereby reduced by \$100,000,000 to reflect savings due to excess inventory, to be distributed as follows: "Operation and Maintenance, Army", \$40,000,000; "Operation and Maintenance, Navy", \$40,000,000; and "Operation and Maintenance, Air Force", \$20,000,000.

SEC. 8106. Notwithstanding any other provision in this Act, the total amount appropriated in title III of this Act is hereby reduced by \$75,000,000 to reflect savings from repeal of section 2403 of title 10, United States Code.

SEC. 8107. The Secretary of the Army may exchange or sell one Army C-20 aircraft and may apply the exchange allowance or sale proceeds in whole or in part payment for the acquisition of one C-37 aircraft: *Provided*, That in addition to such exchange allowance or sale proceeds, of the amount appropriated for fiscal year 1998 for Aircraft Procurement, Air Force, not more than \$6,000,000 shall be made available for acquisition of the C-37 for the United States Army: *Provided further*, That in addition to such exchange allowance or sale proceeds, of the amount appropriated for fiscal year 1997 for Aircraft Procurement, Air Force, not more than \$27,100,000 shall be made available for acquisition of the C-37 for the United States Army.

SEC. 8108. During the current fiscal year, the Secretary of Defense may award contracts for capital assets having a development or acquisition cost of not less than \$100,000 of a Working Capital Fund in advance of the availability of funds in the Working Capital Fund for minor construction, automatic data processing equipment, software, equipment, and other capital improvements.

SEC. 8109. From funds made available by this Act for the Maritime Technology Program up to \$250,000 shall be made available to assist with a pilot project that will facilitate the transfer of commercial cruise ship shipbuilding technology and expertise to U.S. yards, utilize the experience and expertise of existing U.S.-flag cruise ship operators, and enable the operation of a U.S.-flag foreign-built cruise ship, and two newly-constructed U.S.-flag cruise ships: *Provided*, That a person (including a related person with respect to that person) who, within 18 months after the date of enactment, enters into a binding contract for construction in the United States of two cruise ships, which contract shall provide for the construction of two cruise ships of equal or greater size than the cruise ship being operated by such person on the date of enactment and shall require the delivery of the first cruise ship no later than January 1, 2005, and the second cruise ship no later than January 1, 2008, may document with a coastwise endorsement a cruise ship constructed pursuant to this section and a foreign-built cruise ship otherwise in compliance with 46 U.S.C. sections 289, 883 and 12106 until such date which is twenty-four (24) months after the delivery of the second cruise ship or any subsequently delivered cruise ship: *Provided further*, That a person (including a related person with respect to that person) within the meaning of 46 U.S.C. section 801 may not operate a U.S.-flag foreign-built cruise ship, or any other cruise ship, in coastwise trade between or among the islands of Hawaii, upon execution of the contract referred to in this section and continuing throughout the life expectancy (as that term is used in 46 U.S.C. App

1125) of a newly constructed U.S. flag cruise ship referred to in this section, unless the cruise ship is operated by a person (including a related person with respect to that person) that is operating a cruise ship in coastwise trade between or among the islands of Hawaii on the date of enactment, except if any cruise ship constructed pursuant to this section operates in regular service other than between or among the islands of Hawaii: *Provided further*, That for purposes of this section the term "cruise ship" means a vessel that is at least 10,000 gross tons (as measured under chapter 143 of title 46, United States Code) and has berth or stateroom accommodations for at least 275 passengers: *Provided further*, That for purposes of this section, unless otherwise defined in this section, the term "person" means a corporation, partnership or association the controlling interest of which is owned by citizens of the United States within the meaning of 46 U.S.C. section 802(b): *Provided further*, That for purposes of this section the term "related person" means with respect to a person (i) a holding company, subsidiary, affiliate or association of the person and (ii) an officer, director, or agent of the person or of an entity referred to in (i): *Provided further*, That none of the funds provided in this or any other Act may be obligated for the tooling to construct or the construction of vessels addressed by this section.

SEC. 8110. The Secretary of Defense shall submit to the congressional defense committees not later than November 15, 1997 an aviation safety plan outlining an appropriate level of navigational safety upgrades for all Department of Defense aircraft and the associated funding profile to install these upgrades in an expeditious manner.

SEC. 8111. Notwithstanding any other provision of law, the Secretary of Defense shall obligate the funds provided for University Research Initiatives in the Department of Defense Appropriations Act, 1997 (titles I through VIII under section 101(b) of Public Law 104-208) for the projects and in the amounts provided for in House Report 104-863 of the House of Representatives, 104th Congress, second session.

SEC. 8112. The Secretary of Defense shall submit to the Committees on Appropriations of the House of Representatives and Senate, not later than April 15, 1998, a report on alternatives for current theater combat simulations: *Provided*, That this report shall be based on a review and evaluation by the Defense Science Board of the adequacy of the current models used by the Department of Defense for theater combat simulations, with particular emphasis on the tactical warfare (TACWAR) model and the ability of that model to adequately measure airpower, stealth, and other asymmetrical United States warfighting advantages, and shall include the recommendations of the Defense Science Board for improvements to current models and modeling techniques.

SEC. 8113. Effective on June 30, 1998, section 8106(a) of the Department of Defense Appropriations Act, 1997 (titles I through VIII of the matter under section 101(b) of Public Law 104-208; 110 Stat. 3009-111; 10 U.S.C. 113 note), is amended by striking out "\$3,000,000" and inserting in lieu thereof "\$1,000,000".

SEC. 8114. None of the funds appropriated in title IV of this Act may be used to procure end-items for delivery to military forces for operational training, operational use or inventory requirements: *Provided*, That this restriction does not apply to end-items used in development, prototyping, and test activities preceding and leading to acceptance for operational use: *Provided further*, That this restriction does not apply to programs funded within the National Foreign Intelligence Program: *Provided further*, That the Secretary of Defense may waive this restriction

on a case-by-case basis by certifying in writing to the Committees on Appropriations of the House of Representatives and the Senate that it is in the national security interest to do so.

SEC. 8115. It is the sense of the Congress that all member nations of the North Atlantic Treaty Organization (NATO) should contribute their proportionate share to pay for the costs of the Partnership for Peace program and for any future costs attributable to the expansion of NATO.

SEC. 8116. The budget of the President for fiscal year 1999 submitted to Congress pursuant to section 1105 of title 31, United States Code, and each annual budget request thereafter, shall include budget activity groups (known as "subactivities") in the operation and maintenance accounts of the military departments and other appropriation accounts, as may be necessary, to separately identify all costs incurred by the Department of Defense to support the expansion of the North Atlantic Treaty Organization. The budget justification materials submitted to Congress in support of the budget of the Department of Defense for fiscal year 1999, and subsequent fiscal years, shall provide complete, detailed estimates for the incremental costs of such expansion.

SEC. 8117. None of the funds made available in this Act may be obligated or expended to enter into or renew a contract with a contractor that is subject to the reporting requirement set forth in subsection (d) of section 4212 of title 38, United States Code, but has not submitted the most recent report required by such subsection for 1997 or a subsequent year.

SEC. 8118. None of the funds made available in this Act may be used to approve or license the sale of the F-22 advanced tactical fighter to any foreign government.

SEC. 8119. None of the funds appropriated or otherwise made available by this Act may be made available for the United States Man and the Biosphere Program, or related projects.

SEC. 8120. Up to \$4,500,000 of funds available to the Department of Defense may be available for the payment of claims for loss and damage to personal property suffered as a direct result of the flooding in the Red River Basin during April and May, 1997 by members of the Armed Forces residing in the vicinity of Grand Forks Air Force Base, North Dakota, without regard to the provisions of section 3721(e) of title 31, United States Code.

SEC. 8121. Of the total amount appropriated under title II for the Navy, the Secretary of the Navy shall make \$25,000,000 available for a program to demonstrate expanded use of multitechnology automated reader cards throughout the Navy and the Marine Corps, including demonstration of the use of the so-called "smartship" technology of the ship-to-shore work load/off load program.

SEC. 8122. (a) FINDINGS.—(1) The North Atlantic Treaty Organization, at the Madrid summit, decided to admit three new members, the Czech Republic, Poland and Hungary.

(2) The President, on behalf of the United States endorsed and advocated the expansion of the North Atlantic Treaty Organization to include three additional members.

(3) The Senate will consider the ratification of instruments to approve the admissions of new members to the North Atlantic Treaty Organization.

(4) The United States has contributed more than \$20,000,000,000 since 1952 for infrastructure and support of the Alliance.

(5) In appropriations Acts considered by the Congress for fiscal year 1998, \$449,000,000 has been requested by the President for expenditures in direct support of United States participation in the Alliance.

(6) In appropriations Acts considered by the Congress for fiscal year 1998, \$9,983,300,000

has been requested by the President in support of United States military expenditures in North Atlantic Treaty Organization countries.

(b) REPORT TO CONGRESS.—The Secretary of Defense shall identify and report to the congressional defense committees not later than October 1, 1997—

(1) the amounts necessary, by appropriation account, for all anticipated costs to the United States for the admission of the Czech Republic, Poland and Hungary to the North Atlantic Treaty Organization for the fiscal years 1998, 1999, 2000, 2001 and 2002; and

(2) any new commitments or obligations entered into or assumed by the United States in association with the admission of new members to the Alliance, to include the deployment of United States military personnel, the provision of defense articles or equipment, training activities and the modification and construction of military facilities.

SEC. 8123. (a) The Secretary of Defense may, on a case-by-case basis, waive with respect to a foreign country each limitation on the procurement of defense items from foreign sources provided in law if the Secretary determines that the application of the limitation with respect to that country would invalidate cooperative programs entered into between the Department of Defense and the foreign country, or would invalidate reciprocal trade agreements for the procurement of defense items entered into under section 2531 of title 10, United States Code, and the country does not discriminate against the same or similar defense items produced in the United States for that country.

(b) Subsection (a) applies with respect to—

(1) contracts and subcontracts entered into on or after the date of the enactment of this Act; and

(2) options for the procurement of items that are exercised after such date under contracts that are entered into before such date if the option prices are adjusted for any reason other than the application of a waiver granted under subsection (a).

(c) Subsection (a) does not apply to a limitation regarding construction of warships, ball and roller bearings, and clothing or textile materials as defined by section 11 (chapters 50–65) of the Harmonized Tariff Schedule and products classified under headings 4010, 4202, 4203, 6401 through 6406, 6505, 7019, and 9404.

SEC. 8124. It is the sense of Congress that should the Senate ratify NATO enlargement, that the proportional cost of the United States share of the NATO common budget should not increase, and that if any NATO member does not pay its share, the United States shall not pay either.

SEC. 8125. Congress finds that the Defense Base Closure and Realignment Commission directed the transfer of only 10 electro-magnetic test environment systems from Eglin Air Force Base, Florida, to Nellis Air Force Base, Nevada.

SEC. 8126. (a) FINDINGS.—(1) The Department of Defense budget is insufficient to fulfill all the requirements on the unfunded priorities lists of the military services and defense agencies;

(2) the documented printing expenses of the Department of Defense amount to several hundred million dollars per year, and a similar amount of undocumented printing expenses may be included in external defense contracts;

(3) printing in two or more colors generally increases costs;

(4) the Joint Committee on Printing of the Congress of the United States has established regulations intended to protect taxpayers from extravagant Government printing expenses;

(5) the Government Printing and Binding Regulations published by the Joint Com-

mittee on Printing direct that “. . . it is the responsibility of the head of any department, independent office or establishment of the Government to assure that all multicolor printing shall contribute demonstrable value toward achieving a greater fulfillment of the ultimate end-purpose of whatever printed item in which it is included.”;

(6) the Department of Defense publishes a large number of brochures, calendars, and other products in which the use of multicolor printing does not appear to meet the demonstrably valuable contribution requirement of the Joint Committee on Printing, but instead appears to be used primarily for decorative effect; and

(7) the Department of Defense could save resources for higher priority needs by reducing printing expenses.

(b) SENSE OF THE SENATE.—Therefore, it is the sense of the Senate that—

(1) the Secretary of Defense should ensure that the printing costs of the Department of Defense and military services are held to the lowest amount possible;

(2) the Department of Defense should strictly comply with the Printing and Binding Regulations published by the Joint Committee on Printing of the Congress of the United States;

(3) the Department of Defense budget submission for fiscal year 1999 should reflect the savings that will result from the stricter printing guidelines in paragraphs (1) and (2).

(RESCISSIONS)

SEC. 8127. Of the funds provided in title III of the Department of Defense Appropriations Act, 1996 (Public Law 104-61), \$62,000,000 are rescinded, and of the funds provided in title IV of the Department of Defense Appropriations Act, 1997 (as contained in section 101(b) of Public Law 104-208), \$38,000,000 are rescinded: *Provided*, That such rescissions shall not be made before July 1, 1998: *Provided further*, That not later than June 1, 1998, the Undersecretary of Defense (Comptroller) shall submit a report to the congressional defense committees listing the specific programs, projects and activities proposed for rescission subject to the provisions of this section.

SEC. 8128. Section 303(e) of the 1997 Emergency Supplemental Appropriations Act for Recovery from Natural Disasters, and for Overseas Peacekeeping Efforts, Including Those in Bosnia (Public Law 105-18; 111 Stat. 168) is struck and the following is inserted in lieu thereof:

“(e) AVAILABILITY OF FUNDS.—The Secretary may use funds available in the Defense Working Capital Fund for the payment of the costs of utilities, maintenance and repair, and improvements entered into under the lease under this section.”

SEC. 8129. Subject to amounts appropriated under the heading “Shipbuilding and Conversion, Navy” in this Act for the New Attack Submarine Program, and notwithstanding any provisions of the National Defense Authorization Act for Fiscal Year 1996 and of the National Defense Authorization Act for Fiscal Year 1997 to the contrary, and notwithstanding section 2304(k) of title 10, United States Code, and the policy set forth in paragraph (1) of that section, the Secretary of the Navy may enter into a contract during fiscal year 1998 for the necessary procurement of four submarines under the New Attack Submarine Program with one of the two shipbuilders which are party to the Team Agreement between Electric Boat Corporation and Newport News Shipbuilding and Dry Dock Company dated February 25, 1997, that was submitted to the Congress by the Secretary of the Navy on March 31, 1997, as the prime contractor on the condition such prime contractor enter into one or more subcontracts (under such prime contract) with

the other shipbuilder which is a party to such Team Agreement as contemplated in such Team Agreement, with such contract providing for construction of the first submarine in fiscal year 1998 and for the advance construction and advance procurement of material for the second, third, and fourth submarines in fiscal year 1998: *Provided*, That such prime contract shall provide that if such contract is terminated, the United States shall not be liable for termination costs in excess of the total amount appropriated for the New Attack Submarine Program.

SEC. 8130. In addition to the amounts provided elsewhere in this Act, \$3,000,000 is hereby appropriated for “Operations and Maintenance, Defense-Wide”, and shall be made available only for the establishment of the “21st Century National Security Study Group” (hereinafter in this section referred to as the “Study Group”): *Provided*, That these funds may be obligated only upon the completion of a memorandum of agreement between the Secretary of Defense (after consultation with the President), the Speaker of the House of Representatives, the Minority Leader of the House of Representatives, the Majority Leader of the Senate, and the Minority Leader of the Senate: *Provided further*, That this memorandum of agreement will set forth the scope of the Group’s work, as well as its charter, composition, authorities, lifespan, and products to be generated: *Provided further*, That this memorandum of agreement shall be completed not later than December 15, 1997.

SEC. 8131. (a) PANEL TO REVIEW LONG RANGE AIR POWER.—(1) There is hereby established an independent panel to evaluate the adequacy of current planning for United States long-range air power and the requirement for continued low-rate production of B-2 stealth bombers.

(2) The panel shall be composed of nine members appointed as follows:

(A) Two members shall be named by the President;

(B) Two members shall be named by the Speaker of the House of Representatives;

(C) One member shall be named by the minority leader of the House of Representatives;

(D) Two members shall be named by the majority leader of the Senate;

(E) One member shall be named by the minority leader of the Senate; and

(F) One member, will serve as chairman of the panel, shall be named by the President.

(b) FUNCTIONS OF PANEL.—(1) Not later than March 1, 1998, the panel shall submit to the President and Congress a report containing its conclusions and recommendations concerning the appropriate B-2 bomber force and specifically stating its recommendation on whether additional funds for the B-2 should be used for continued low-rate production of the B-2 or for upgrades to improve deployability, survivability and maintainability.

(2) As part of its evaluation and review, the panel shall consider, but not be limited to, the following:

(A) Scenarios involving no warning time and little warning time from potential adversaries;

(B) The make-up of the current bomber fleet and expected attrition to that fleet over the next fifteen years;

(C) The potential effect of additional B-2 bombers on deterrence;

(D) The potential effect of additional B-2 bombers in the “halt phase” of a conflict;

(E) The potential of a biological or chemical “lock-out” of tactical U.S. assets by future adversaries and the effect of additional B-2 bombers toward mitigating such a tactic;

(F) Trade-offs between additional B-2 bombers and other programmed DOD assets in meeting the scenarios described in subsections (b)(2)(A) through (b)(2)(E) above;

(G) The desirability of an increased rate of purchase of precision-guided munitions for aircraft in the existing B-2 fleet;

(H) The desirability of improving the low observable characteristics of the existing B-2 fleet; and

(I) The affordability of additional B-2 bombers in the context of projected levels of future defense funding.

(c) PANEL ADMINISTRATION.—(1) The members of the panel shall be allowed travel expenses, including per diem in lieu of subsistence, at rates authorized for employees of agencies under subchapter I of chapter 57 of title 5, United States Code, while away from their homes or regular places of business in the performance of services for the panel.

(2) Upon the request of the chairman of the panel, the Secretary of Defense may detail to the panel, on a nonreimbursable basis, personnel of the Department of Defense to assist the panel in carrying out its duties. The Secretary of Defense shall furnish to the panel such administrative and support services as may be requested by the chairman of the panel and shall ensure that all appropriate actions are taken to preserve the options of the President until the panel submits its report under subsection (b)(1).

(d) FUNDING.—The Secretary of Defense shall, upon the request of the panel, make available to the panel such amounts as the panel may require to carry out its duties under this section.

(e) TERMINATION OF THE PANEL.—The panel shall terminate 30 days after the date on which it submits its report under subsection (b)(1).

SEC. 8132. None of the funds in this Act may be made available for the deployment of United States armed forces in the Republic of Bosnia and Herzegovina after June 30, 1998, unless the President, after consultation with the bipartisan leadership of the Senate and the House of Representatives, transmits to the Congress not later than May 15, 1998 a certification that the continued presence of United States armed forces is required in order to meet the national security interests of the United States: *Provided*, That such certification shall specify the following aspects of any deployment beyond June 30, 1998—

(1) The reasons why such deployment is in the national interest;

(2) The number of United States military personnel to be deployed in and around the Republic of Bosnia and Herzegovina and the former Yugoslavia;

(3) The expected duration of any such deployment;

(4) The mission and objectives of United States military forces deployed in and around the Republic of Bosnia and Herzegovina and the former Yugoslavia;

(5) The exit strategy for United States forces engaged in such deployment;

(6) The costs associated with any deployment beyond June 30, 1998; and

(7) The impact of such deployment on the morale, retention, and effectiveness of U.S. forces;

Provided further, That concurrent with said certification, the President shall submit a supplemental appropriations request for such amounts as are necessary for any continued deployment beyond June 30, 1998: *Provided further*, That nothing in this section shall be deemed to restrict the authority of the President under the Constitution to protect the lives of United States citizens.

This Act may be cited as the "Department of Defense Appropriations Act, 1998".

And the Senate agree to the same.

BILL YOUNG,
JOSEPH M. MCDADE,
JERRY LEWIS,
JOE SKEEN,
DAVID L. HOBSON,
HENRY BONILLA,
GEORGE R. NETHERCUTT,
Jr.,
ERNEST ISTOOK,
RANDY "DUKE"
CUNNINGHAM,
BOB LIVINGSTON,
JOHN P. MURTHA,
NORM DICKS
(except on amendment dealing with the B-2 bomber.),
W.G. BILL HEFNER,
MARTIN OLAV SABO,
JULIAN C. DIXON,
PETER J. VISLOSKEY,

Managers on the Part of the House.

TED STEVENS,
THAD COCHRAN,
ARLEN SPECTER,
PETE DOMENICI,
CHRISTOPHER S. BOND,
MITCH MCCONNELL,
RICHARD SHELBY,
JUDD GREGG,
KAY BAILEY HUTCHISON,
DANIEL K. INOUE,
ROBERT BYRD,
PATRICK J. LEAHY,
DALE BUMPERS,
FRANK R. LAUTENBERG,
BYRON L. DORGAN,

Managers on the Part of the Senate.

Pending consideration of the conference report.

On demand of Mr. FRANK of Massachusetts, pursuant to clause 2, rule XXVIII,

Ordered, That time for debate be equally divided among Messrs. YOUNG of Florida, MURTHA, and FRANK of Massachusetts.

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection.

The question being put,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mrs. EMERSON, announced that pursuant to clause 7 of rule XV the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas 356
affirmative } Nays 65

Coburn
Collins
Combest
Condit
Cook
Cooksey
Costello
Cox
Coyne
Cramer
Crane
Crapo
Cubin
Cummings
Cunningham
Danner
Davis (FL)
Davis (VA)
Deal
DeLauro
DeLay
Deutsch
Diaz-Balart
Dickey
Dicks
Dingell
Dixon
Dooley
Doolittle
Doyle
Dreier
Duncan
Dunn
Edwards
Ehrlich
Emerson
Engel
English
Ensign
Etheridge
Evans
Everett
Ewing
Fawell
Fazio
Flake
Foley
Forbes
Ford
Fowler
Fox
Frelinghuysen
Frost
Gallegly
Gejdenson
Gekas
Gephardt
Gilchrest
Gillmor
Gilman
Goode
Goodlatte
Goodling
Gordon
Goss
Graham
Granger
Green
Greenwood
Gutknecht
Hall (OH)
Hall (TX)
Hamilton
Hansen
Harman
Hastert
Hastings (WA)
Hayworth
Hefley
Hefner
Herger
Hill
Hilleary
Hilliard
Hobson
Holden
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
Kaptur
Kasich
Kelly
Kennedy (RI)
Kennelly
Kildee
Kilpatrick
Kim
King (NY)
Kingston
Kleczka
Klink
Knollenberg
Kolbe
LaFalce
LaHood
Lampson
Lantos
Latham
LaTourette
Lazio
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
Livingston
Lucas
Maloney (CT)
Maloney (NY)
Manton
Manzullo
Markey
Martinez
Mascara
Matsui
McCarthy (MO)
McCarthy (NY)
McCollum
McCrery
McDade
McHale
McHugh
McIntosh
McIntyre
McKeon
Meehan
Meeke
Menendez
Metcalf
Mica
Millender-
McDonald
Miller (FL)
Mink
Moakley
Mollohan
Moran (KS)
Moran (VA)
Murtha
Myrick
Neal
Nethercutt
Neumann
Ney
Northup
Norwood
Nussle
Olver
Ortiz
Oxley
Packard
Pallone
Pappas
Parker
Pascrell
Pastor
Paxon
Pease
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pickett
Pitts
Pombo
Pomeroy
Porter
Portman
Poshard
Price (NC)
Pryce (OH)
Quinn
Radanovich
Rahall
Rangel
Redmond
Regula
Reyes
Riley
Rodriguez
Roemer
Rogers
Rohrabacher
Ros-Lehtinen
Rothman
Roybal-Allard
Ryun
Sabo
Salmon
Sanchez
Sandlin
Sawyer
Saxton
Scarborough
Schaefer, Dan
Schaffer, Bob
Schumer
Scott
Serrano
Sessions
Shadegg
Shaw
Sherman
Shimkus
Shuster
Sisisky
Skaggs
Skeen
Skelton
Slaughter
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Smith, Adam
Smith, Linda
Snowbarger
Snyder
Souder
Spence
Spratt
Stabenow
Stearns
Stenholm
Stokes
Strickland
Stump
Stupak
Sununu
Talent
Tanner
Tauscher
Tauzin
Taylor (MS)
Taylor (NC)
Thomas
Thompson
Thornberry
Thune
Thurman
Tiahrt
Tierney
Towns
Traficant
Turner
Upton
Velazquez
Visclosky
Walsh
Wamp
Waters
Watkins
Watts (OK)
Waxman
Weldon (FL)
Weldon (PA)
Weller
Wexler
Weygand
White
Whitfield
Wicker
Wise
Wolf
Wynn
Young (AK)
Young (FL)

¶107.13

[Roll No. 442]

YEAS—356

Abercrombie	Bereuter	Burr
Ackerman	Berman	Burton
Aderholt	Bilbray	Buyer
Allen	Bilirakis	Callahan
Andrews	Bishop	Calvert
Archer	Blagojevich	Camp
Armey	Bliley	Canady
Bachus	Blunt	Cannon
Baesler	Boehler	Capps
Baker	Boehner	Cardin
Baldacci	Bonior	Carson
Ballenger	Bono	Castle
Barcia	Borski	Chabot
Barr	Boswell	Chambliss
Barrett (NE)	Boucher	Christensen
Bartlett	Boyd	Clay
Barton	Brady	Clayton
Bass	Brown (FL)	Clement
Bateman	Bryant	Clyburn
Bentsen	Bunning	Coble

NAYS—65

Table listing names of representatives who voted 'NAYS' (65 total). Includes names like Barrett (WI), Becerra, Berry, Blumenauer, etc.

NOT VOTING—12

Table listing names of representatives who did not vote (12 total). Includes names like Bonilla, Foglietta, Gibbons, Gonzalez.

So the conference report was agreed to.

A motion to reconsider the vote whereby said conference was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

107.14 COMMERCE, JUSTICE, STATE, JUDICIARY APPROPRIATIONS

The SPEAKER, pursuant to House Resolution 239 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2267) making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, and for other purposes.

Mr. HASTINGS of Washington, Chairman of the Committee of the Whole, resumed the chair.

107.15 RECORDED VOTE

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

Page 116, strike line 16 and all that follows through line 2 on page 117 and insert the following:

SEC. 616. ATTORNEYS FEES AND OTHER COSTS IN CERTAIN CRIMINAL CASES.

During fiscal year 1997 and in any fiscal year thereafter, the court, in any criminal case pending on or after the date of the enactment of this Act, shall award, and the United States shall pay, to a prevailing party, other than the United States, a reasonable attorney's fee and other litigation costs, unless the court finds that the position of the United States was substantially justified or that other special circumstances make an award unjust. Such awards shall be granted pursuant to the procedures and limitations provided for an award under section 2412 of title 28, United States Code. Fees and other expenses awarded under this provision to a party shall be paid by the agency over which the party prevails from any funds made available to the agency by appropriation. No new appropriations shall be made as a result of this provision.

It was decided in the affirmative { Yeas 340 Nays 84

107.16 [Roll No. 443] AYES—340

Table listing names of representatives who voted 'AYES' (340 total). Includes names like Abercrombie, Ackerman, Aderholt, Archer, etc.

Table listing names of representatives who voted 'NAYS' (84 total). Includes names like Shimkus, Shuster, Sisisky, Skeen, Skelton, etc.

NOES—84

Table listing names of representatives who voted 'NOES' (84 total). Includes names like Allen, Andrews, Baldacci, Barrett (WI), etc.

NOT VOTING—9

Table listing names of representatives who did not vote (9 total). Includes names like Bonilla, Conyers, Gibbons, Gonzalez, etc.

So the amendment was agreed to.

107.17 RECORDED VOTE

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

Page 29, line 10, insert after the amount "(reduced by \$258,750,000)" and insert as follows: page 28, line 17, after the amount insert "(increased by \$80,000,000)"; page 29, line 20, after the amount insert "(increased by \$13,000,000)" and on line 22, after the amount insert "(increased by \$8,000,000)" and on line 25 after the amount insert "(increased by \$40,000,000)"; page 31, line 1, after the amount insert "(increased by \$37,000,000)" and on line 21 after the amount insert "(increased by \$76,750,000)" and on line 13 after the amount insert "(increase by \$4,000,000)".

It was decided in the negative { Yeas 129 Nays 291

107.18 [Roll No. 444] AYES—129

Table listing names of representatives who voted 'AYES' (129 total). Includes names like Abercrombie, Allen, Baldacci, Barrett (WI), etc.

Frost
Furse
Gejdenson
Gutierrez
Hilliard
Hinchev
Hooley
Horn
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson, E.B.
Kanjorski
Kaptur
Kennedy (MA)
Kennedy (RI)
Kilpatrick
Kind (WI)
LaFalce
Lantos
Leach
Lewis (GA)
Lofgren
Luther
Markey
Martinez
Matsui
McCarthy (NY)
McDermott

McGovern
McKinney
McNulty
Meehan
Meek
Millender-
McDonald
Miller (CA)
Minge
Mink
Moakley
Mollohan
Neal
Oberstar
Obey
Olver
Owens
Pallone
Pastor
Paul
Payne
Pelosi
Quinn
Rangel
Reyes
Rodriguez
Roybal-Allard
Rush
Sabo
Sanchez

Sanders
Sandlin
Sawyer
Scott
Serrano
Skaggs
Slaughter
Snyder
Stark
Stokes
Stupak
Talent
Thompson
Thurman
Tierney
Torres
Towns
Turner
Upton
Velazquez
Vento
Waters
Watt (NC)
Waxman
Wexler
Weygand
Woolsey
Yates

Peterson (MN)
Peterson (PA)
Petri
Pickering
Pickett
Pitts
Pombo
Pomeroy
Porter
Portman
Poshard
Price (NC)
Pryce (OH)
Radanovich
Rahall
Ramstad
Redmond
Regula
Riggs
Riley
Rivers
Roemer
Rogers
Rohrabacher
Ros-Lehtinen
Solomon
Souder
Spratt
Stabenow

Salmon
Sanford
Saxton
Scarborough
Schaefer, Dan
Schaffer, Bob
Schumer
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherman
Shimkus
Shuster
Sisisky
Skeen
Skelton
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Smith, Adam
Smith, Linda
Snowbarger
Solomon
Souder
Spratt
Stabenow

Stearns
Stenholm
Strickland
Stump
Sununu
Tanner
Tauscher
Tauzin
Taylor (MS)
Thomas
Thornberry
Thune
Tiahrt
Traficant
Visclosky
Walsh
Wamp
Watkins
Watts (OK)
Weldon (FL)
Weldon (PA)
Weller
White
Whitfield
Wicker
Wise
Wolf
Young (AK)
Young (FL)

Sabo
Sanchez
Sanders
Sandlin
Sawyer
Scott
Serrano
Shays
Sisisky
Skaggs
Skelton
Slaughter

Smith, Adam
Spratt
Stabenow
Stark
Stenholm
Stokes
Stupak
Thompson
Thurman
Tierney
Torres
Towns

NOES—259

Aderholt
Andrews
Archer
Army
Bachus
Baesler
Baker
Ballenger
Barcia
Barr
Barrett (NE)
Bartlett
Bass
Bateman
Bentsen
Bereuter
Berry
Bilbray
Bilirakis
Bliley
Blunt
Boehler
Boehner
Bono
Boswell
Boucher
Brady
Bryant
Bunning
Burr
Burton
Callahan
Calvert
Camp
Campbell
Cannon
Castle
Chabot
Chambliss
Chenoweth
Christensen
Clement
Coble
Combest
Condit
Cook
Cooksey
Costello
Cox
Cramer
Crane
Crapo
Cubin
Cunningham
Danner
Davis (VA)
Deal
DeLay
Deutsch
Diaz-Balart
Lowey
Dickey
Dingell
Doggett
Doolittle
Dreier
Duncan
Dunn
Edwards
Ehrlich
Emerson
English
Etheridge
Everett
Ewing
Fawell
Foley
Forbes
Fowler
Fox
Franks (NJ)
Frelinghuysen
Gallegly
Ganske
Gekas
Gephardt
Gilchrist
Gillmor
Gilman
Goode
Goodlatte
Goodling
Gordon
Goss
Graham
Granger
Green
Greenwood
Gutknecht
Hall (OH)
Hall (TX)
Hamilton
Hansen
Harman
Hastert
Hastings (WA)
Hayworth
Hefley
Hefner
Herger
Hill
Hilleary
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Houghton
Hoyer
Hulshof
Hunter
Davis (VA)
Deal
DeLay
Deutsch
Diaz-Balart
Dickey
Dicks

NOES—291

Ackerman
Aderholt
Andrews
Army
Bachus
Baesler
Baker
Ballenger
Barcia
Barr
Barrett (NE)
Bartlett
Bass
Bateman
Bentsen
Bereuter
Berry
Bilirakis
Blagojevich
Bliley
Blunt
Boehler
Boehner
Bono
Borski
Boswell
Boucher
Brady
Brown (CA)
Bryant
Bunning
Burr
Burton
Buyer
Callahan
Calvert
Camp
Campbell
Canady
Cannon
Capps
Cardin
Castle
Chabot
Chambliss
Chenoweth
Christensen
Clement
Coble
Coburn
Condit
Cook
Cooksey
Costello
Cox
Cramer
Crane
Crapo
Cubin
Cunningham
Danner
Davis (VA)
Deal
DeLay
Deutsch
Diaz-Balart
Dickey
Dicks

Dingell
Doolittle
Dreier
Duncan
Dunn
Edwards
Ehrlich
Emerson
Engel
English
Ensign
Etheridge
Evans
Everett
Ewing
Fawell
Foley
Forbes
Fowler
Fox
Franks (NJ)
Frelinghuysen
Gallegly
Ganske
Gekas
Gephardt
Gilchrist
Gillmor
Gilman
Goode
Goodlatte
Goodling
Gordon
Goss
Graham
Granger
Green
Greenwood
Gutknecht
Hall (OH)
Hall (TX)
Hamilton
Hansen
Harman
Hastert
Hastings (WA)
Hayworth
Hefley
Hefner
Herger
Hill
Hilleary
Hinojosa
Hobson
Hoekstra
Holden
Hostettler
Houghton
Hoyer
Hulshof
Hunter
Hutchinson
Hyde
Inglis
Istook
Jenkins
John
Johnson (CT)

Johnson (WI)
Johnson, Sam
Jones
Kasich
Kelly
Kennelly
Kildee
Kim
King (NY)
Kingston
Kleczka
Klunk
Knollenberg
Kolbe
Kucinich
LaHood
Lampson
Largent
Latham
LaTourette
Lazio
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
Allen
Baldacci
Barrett (WI)
Barton
Becerra
Berman
Bishop
Blagojevich
Blumenauer
Bonior
Borski
Boyd
Brown (CA)
Brown (FL)
Brown (OH)
Capps
Cardin
Carson
Clay
Clayton
Clyburn
Coburn
Conyers
Coyne
Cummings
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dellums
Dicks
Dixon
Dooley
Doyle
Ehlers
Engel
Ensign
Eshoo
Evans

Archer
Bonilla
Collins
Dellums
Gibbons
Gonzalez
Hastings (FL)
Livingston
McInnis
Rogan

NOT VOTING—13

Schiff
Spence
Taylor (NC)

So the amendment was not agreed to.

107.19 RECORDED VOTE

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

Page 29, line 10, after the dollar amount, insert "(decreased by \$30,000,000)".

Page 31, line 12, after the dollar amount, insert "(increased by \$30,000,000)".

It was decided in the { Yeas 162
negative } Nays 259

107.20 [Roll No. 445] AYES—162

Abercrombie
Ackerman
Allen
Baldacci
Barrett (WI)
Barton
Becerra
Berman
Bishop
Blagojevich
Blumenauer
Bonior
Borski
Boyd
Brown (CA)
Brown (FL)
Brown (OH)
Capps
Cardin
Carson
Clay
Clayton
Clyburn
Coburn
Conyers
Coyne
Cummings
Davis (FL)
Davis (IL)
DeFazio
DeGette
Delahunt
DeLauro
Dellums
Dicks
Dixon
Dooley
Doyle
Ehlers
Engel
Ensign
Eshoo
Evans
Farr
Fattah
Fazio
Filner
Flake
Foglietta
Ford
Frank (MA)
Frost
Furse
Gejdenson
Goodling
Gutierrez
Hall (OH)
Harman
Hefner
Hilliard
Hinchev
Hinojosa
Hooley
Horn
Hoyer
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson, E. B.
Kanjorski
Kaptur
Kennedy (MA)
Kennedy (RI)
Kennelly
Kildee
Kilpatrick
Kind (WI)
Kleczka
Klink
LaFalce
Lantos
Levin
Lewis (GA)
Lofgren
Luther

Maloney (NY)
Manton
Markey
Martinez
Mascara
Matsui
McCarthy (MO)
McCarthy (NY)
McDermott
McGovern
McKinney
McNulty
Meehan
Meek
Menendez
Millender-
McDonald
Miller (CA)
Minge
Mink
Moakley
Mollohan
Morella
Nadler
Neal
Nethercutt
Oberstar
Obey
Olver
Owens
Pallone
Pascrell
Pastor
Payne
Pelosi
Portman
Price (NC)
Ramstad
Rangel
Rivers
Rodriguez
Roybal-Allard
Rush

Whitfield Wise Young (AK)
Wicker Wolf Young (FL)

NOT VOTING—12

Bonilla Gephardt Hutchinson
Buyer Gibbons McInnis
Canady Gonzalez Rogan
Collins Hastings (FL) Schiff

So the amendment was not agreed to.

¶107.21 RECORDED VOTE

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

Page 34, line 13, after the dollar amount, insert the following: "(increased by \$74,100,000)".

Page 49, line 9, after the dollar amount, insert the following: "(reduced by \$74,100,000)".

It was decided in the { Yeas 163
negative Nays 261

¶107.22 [Roll No. 446]
AYES—163

Aderholt Goodling Paul
Andrews Goss Paxon
Archer Graham Peterson (PA)
Armye Granger Pickering
Bachus Green Pitts
Ballenger Greenwood Pombo
Barr Gutknecht Quinn
Barrett (WI) Hastings (WA) Radanovich
Barton Hayworth Ramstad
Bass Hefley Riggs
Berry Hill Rohrabacher
Bilirakis Hilleary Roukema
Blagojevich Hobson Royce
Bliley Hoekstra Ryun
Blunt Horn Salmon
Bono Hostettler Sanford
Bryant Hulshof Scarborough
Calvert Hunter Schaefer, Dan
Camp Hutchinson Schaffer, Bob
Campbell Inglis Sessions
Canady Istook Shadegg
Cannon Jones Shays
Chabot Kasich Shimkus
Chambliss Kingston Skeen
Chenoweth Klug Smith (MI)
Christensen Kolbe Smith (NJ)
Coble Largent Smith, Linda
Coburn Leach Snowbarger
Combest Lewis (CA) Solomon
Cooksey Lewis (KY) Souder
Cox Linder Spence
Crane LoBiondo Stearns
Crapo Lofgren Strickland
Cubin Lucas Stump
Danner Luther Sununu
Deal Manzullo Talent
DeFazio McCollum Thomas
DeLay McCrery Thornberry
Dickey McHugh Thune
Doolittle McIntosh Tiahrt
Dreier McIntyre Traficant
Duncan McKeon Upton
Dunn Metcalf Visclosky
Ehrlich Miller (FL) Wamp
Emerson Minge Watkins
Engel Moran (KS) Watts (OK)
Ensign Myrick Weldon (FL)
Ewing Neumann Weller
Foley Ney White
Fowler Northup Whitfield
Fox Norwood Wicker
Frelinghuysen Nussle Wolf
Ganske Obey Young (FL)
Gillmor Pappas
Goodlatte Parker

NOES—261

Abercrombie Berman Brown (FL)
Ackerman Bilbray Brown (OH)
Allen Bishop Bunning
Baesler Blumenauer Burr
Baker Boehlert Burton
Baldacci Boehner Buyer
Barcia Bonior Callahan
Barrett (NE) Borski Capps
Bartlett Boswell Cardin
Bateman Boucher Carson
Becerra Boyd Castle
Bentsen Brady Clay
Bereuter Brown (CA)

Clement Johnson (CT) Petri
Clyburn Johnson (WI) Pickett
Condit Johnson, E.B. Pomeroy
Conyers Johnson, Sam Porter
Cook Kanjorski Portman
Costello Kaptur Poshard
Coyne Kelly Price (NC)
Cramer Kennedy (MA) Pryce (OH)
Cummings Kennedy (RI) Rahall
Cunningham Kennelly Rangel
Davis (FL) Kildee Redmond
Davis (IL) Kilpatrick Regula
Davis (VA) Kim Reyes
DeGette Kind (WI) Riley
Delahunt King (NY) Rivers
DeLauro Kleczka Rodriguez
Dellums Klink Roemer
Deutsch Knollenberg Ros-Lehtinen
Diaz-Balart Kucinich Rothman
Dicks LaFalce Roybal-Allard
Dingell LaHood Rush
Dixon Lampson Sabo
Doggett Lantos Sanchez
Dooley Latham Sanders
Doyle LaTourette Sandlin
Edwards Lazio Sawyer
Ehlers Levin Saxton
English Lewis (GA) Schumer
Eshoo Lipinski Scott
Etheridge Livingston Sensenbrenner
Evans Lowey Serrano
Everett Maloney (CT) Shaw
Farr Maloney (NY) Sherman
Fattah Manton Shuster
Fawell Markey Skaggs
Fazio Martinez Skelton
Filner Mascara Slaughter
Flake Matsui Smith (OR)
Foglietta McCarthy (MO) Smith (TX)
Forbes McCarthy (NY) Smith, Adam
Ford McDade Snyder
Frank (MA) McDermott Spratt
Franks (NJ) McGovern Stabenow
Frost McHale Stark
Furse McKinney Stenholm
Gallegly McNulty Stokes
Gejdenson Meehan Stupak
Gekas Meek Tanner
Gilchrist Menendez Tauscher
Gilman Mica Tauzin
Goode Millender Taylor (MS)
Gordon McDonald Taylor (NC)
Gutierrez Miller (CA) Thompson
Hall (OH) Mink Thurman
Hall (TX) Moakley Tierney
Hamilton Mollohan Torres
Hansen Moran (VA) Towns
Harman Morella Turner
Hastert Murtha Velazquez
Hefner Nadler Walsh
Herger Neal Waters
Hilliard Nethercutt Watt (NC)
Hinojosa Oberstar Waxman
Holden Olver Weldon (PA)
Hooley Owens Wexler
Houghton Oxley Weygand
Hoyer Packard Wise
Hyde Pallone Wynn
Jackson (IL) Pascrell Yates
Jackson-Lee Pastor Young (AK)
John Payne
Jefferson Pease
Jenkins Pelosi
John Peterson (MN)

NOT VOTING—9

Bonilla Gibbons McInnis
Collins Gonzalez Rogan
Gephardt Hastings (FL) Schiff

So the amendment was not agreed to.

¶107.23 RECORDED VOTE

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

In title I, under the heading "General Provisions—Department of Justice", strike section 103.

It was decided in the { Yeas 155
negative Nays 264

¶107.24 [Roll No. 447]

AYES—155

Abercrombie Frelinghuysen Morella
Ackerman Frost Nadler
Allen Furse Olver
Andrews Gejdenson Owens
Baldacci Gilman Pallone
Barrett (WI) Green Pastor
Becerra Greenwood Payne
Bentsen Gutierrez Pelosi
Berman Gutknecht Pickett
Bishop Harman Porter
Blagojevich Hilliard Price (NC)
Blumenauer Hinchey Rangel
Boehlert Hinojosa Rivers
Boswell Hooley Rodriguez
Boucher Horn Rothman
Boyd Houghton Roukema
Brown (CA) Hoyer Roybal-Allard
Brown (FL) Jackson (IL)
Brown (OH) Jackson-Lee
Campbell (TX) Sanchez
Capps Jefferson Sanders
Cardin Johnson (CT) Sandlin
Carson Johnson, E. B. Sawyer
Clay Kelly Schumer
Clayton Kennedy (MA) Scott
Clyburn Kennedy (RI) Serrano
Condit Kennelly Shays
Conyers Kilpatrick Sherman
Coyne Kind (WI) Sisisky
Cummings Lantos Skaggs
Davis (FL) Levin Slaughter
Davis (IL) Lewis (GA) Smith, Adam
DeFazio Lofgren Stabenow
DeGette Lowey Stark
Delahunt Luther Stokes
DeLauro Maloney (CT) Strickland
Deutsch Maloney (NY) Tauscher
Dicks Markey Thompson
Dixon Martinez Tierney
Doggett Matsui Torres
Dooley McCarthy (MO) Towns
Engel McCarthy (NY) Velazquez
Eshoo McDermott Vento
Evans McGovern Waters
Farr McKinney Watt (NC)
Fattah Meehan Waxman
Fawell Meek Wexler
Fazio Menendez Wise
Filner Millender Woolsey
Foglietta McDonald Wynn
Ford Miller (CA) Yates
Frank (MA) Mink
Franks (NJ) Moran (VA)

NOES—264

Aderholt Christensen Gallegly
Archer Clement Ganske
Armye Coble Gekas
Bachus Coburn Gilchrist
Baesler Combest Gillmor
Baker Cook Goode
Ballenger Cooksey Goodlatte
Barcia Costello Goodling
Barr Cox Gordon
Bartlett Cramer Goss
Barton Crapo Graham
Bass Cunningham Hall (OH)
Bateman Danner Hall (TX)
Bereuter Davis (VA) Hamilton
Berry Deal Hansen
Billbray DeLay Hastert
Bilirakis Diaz-Balart Hastings (WA)
Bliley Dickey Hayworth
Blunt Dingell Hefley
Boehner Doolittle Hefner
Bonior Doyle Herger
Bono Dreier Hill
Borski Duncan Hilleary
Brady Dunn Hobson
Bryant Edwards Hoekstra
Bunning Ehlers Holden
Burr Ehrlich Hostettler
Burton Emerson Hulshof
Buyer English Hunter
Callahan Ensign Hutchinson
Calvert Etheridge Hyde
Camp Everett Inglis
Canady Ewing Istook
Cannon Flake Jenkins
Castle Foley John
Chabot Forbes Johnson (WI)
Chambliss Fowler Johnson, Sam
Chenoweth Fox Jones

Kanjorski	Neal	Shadegg
Kaptur	Nethercutt	Shaw
Kasich	Neumann	Shimkus
Kildee	Ney	Shuster
Kim	Northup	Skeen
King (NY)	Norwood	Skelton
Kingston	Nussle	Smith (MI)
Klecza	Oberstar	Smith (NJ)
Klink	Ortiz	Smith (OR)
Klug	Oxley	Smith (TX)
Knollenberg	Packard	Smith, Linda
Kolbe	Pappas	Snowbarger
Kucinich	Parker	Snyder
LaFalce	Pascrell	Solomon
LaHood	Paul	Souder
Lampson	Paxon	Spence
Largent	Pease	Spratt
Latham	Peterson (MN)	Stearns
LaTourette	Peterson (PA)	Stenholm
Lazio	Petri	Stump
Leach	Pickering	Stupak
Lewis (CA)	Pitts	Sununu
Lewis (KY)	Pombo	Talent
Linder	Pomeroy	Tanner
Lipinski	Portman	Tauzin
Livingston	Poshard	Taylor (MS)
LoBiondo	Pryce (OH)	Taylor (NC)
Lucas	Quinn	Thornberry
Manton	Rahall	Thune
Manzullo	Ramstad	Thurman
Mascara	Redmond	Tiahrt
McCollum	Regula	Trafficant
McCrery	Reyes	Turner
McDade	Riggs	Upton
McHale	Riley	Visclosky
McHugh	Roemer	Walsh
McIntosh	Rogers	Wamp
McIntyre	Rohrabacher	Watkins
McKeon	Ros-Lehtinen	Watts (OK)
McNulty	Royce	Weldon (FL)
Metcalf	Ryun	Weldon (PA)
Mica	Salmon	Weller
Miller (FL)	Sanford	Weygand
Minge	Saxton	White
Moakley	Scarborough	Whitfield
Mollohan	Schaefer, Dan	Wicker
Moran (KS)	Schaffer, Bob	Wolf
Murtha	Sensenbrenner	Young (AK)
Myrick	Sessions	Young (FL)

NOT VOTING—14

Bonilla	Gibbons	Radanovich
Collins	Gonzalez	Rogan
Crane	Hastings (FL)	Schiff
Dellums	McInnis	Thomas
Gephardt	Obey	

So the amendment was not agreed to.
After some further time,

¶107.25 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the Whole on the motion of Mr. TIERNEY that the Committee do now rise.

It was decided in the { Yeas 102
negative } Nays 315

¶107.26 [Roll No. 448]
AYES—102

Abercrombie	Etheridge	Kennelly
Allen	Evans	Kilpatrick
Andrews	Farr	Kind (WI)
Baldacci	Fattah	LaFalce
Barrett (WI)	Fazio	Levin
Becerra	Filner	Lewis (GA)
Berry	Foglietta	Markey
Bishop	Ford	Martinez
Bonior	Frank (MA)	McCarthy (MO)
Borski	Frost	McDermott
Brown (OH)	Furse	McKinney
Carson	Gejdenson	McNulty
Clayton	Gephardt	Meehan
Clyburn	Gilchrest	Menendez
Condit	Gutierrez	Millender-
Conyers	Hefner	McDonald
Coyne	Hilliard	Mink
Danner	Hinchev	Nadler
Davis (FL)	Hooley	Neal
DeFazio	Hostettler	Obey
Delahunt	Hoyer	Olver
DeLauro	Jackson (IL)	Owens
Dellums	Jefferson	Pallone
Deutsch	Johnson (WI)	Pelosi
Doggett	Johnson, E. B.	Pomeroy
Edwards	Kaptur	Rangel
Eshoo	Kennedy (RI)	Rothman

Roybal-Allard	Stupak
Salmon	Tanner
Serrano	Tauscher
Skelton	Taylor (MS)
Snyder	Thompson
Stabenow	Tierney
Stenholm	Torres
Strickland	Towns

NOES—315

Ackerman	Forbes	McGovern
Aderholt	Fowler	McHale
Archer	Fox	McHugh
Armey	Franks (NJ)	McIntosh
Bachus	Frelinghuysen	McIntyre
Baesler	Gallely	McKeon
Baker	Ganske	Meek
Ballenger	Gekas	Metcalf
Barcia	Gillmor	Mica
Barr	Gilman	Miller (FL)
Barrett (NE)	Goode	Minge
Bartlett	Goodlatte	Moakley
Barton	Goodling	Mollohan
Bass	Gordon	Moran (KS)
Bateman	Goss	Moran (VA)
Bentsen	Graham	Morella
Bereuter	Granger	Murtha
Berman	Green	Myrick
Bilbray	Greenwood	Nethercutt
Bilirakis	Gutknecht	Neumann
Blagojevich	Hall (OH)	Ney
Bliley	Hall (TX)	Northup
Blumenauer	Hamilton	Norwood
Blunt	Harman	Nussle
Boehler	Hastert	Oberstar
Boehner	Hastings (WA)	Ortiz
Bono	Hayworth	Oxley
Boswell	Hefley	Packard
Boucher	Herger	Pappas
Boyd	Hill	Parker
Brady	Hilleary	Pascrell
Brown (CA)	Hinojosa	Pastor
Brown (FL)	Hobson	Paul
Bryant	Hoekstra	Paxon
Bunning	Holden	Payne
Burr	Horn	Pease
Burton	Houghton	Peterson (MN)
Callahan	Hulshof	Peterson (PA)
Calvert	Hunter	Petri
Camp	Hutchinson	Pickering
Campbell	Hyde	Pickett
Canady	Inglis	Pitts
Cannon	Istook	Pombo
Capps	Jackson-Lee	Porter
Cardin	(TX)	Portman
Castle	Jenkins	Poshard
Chabot	John	Price (NC)
Chambliss	Johnson (CT)	Pryce (OH)
Christensen	Johnson, Sam	Quinn
Clay	Jones	Radanovich
Clement	Kanjorski	Rahall
Coble	Kasich	Ramstad
Coburn	Kelly	Redmond
Combust	Kennedy (MA)	Regula
Cook	Kildee	Reyes
Cooksey	Kim	Riggs
Costello	King (NY)	Riley
Cox	Kingston	Rivers
Cramer	Klecza	Rodriguez
Crane	Klink	Roemer
Crapo	Klug	Rogers
Cubin	Knollenberg	Rohrabacher
Cunningham	Kolbe	Ros-Lehtinen
Davis (IL)	Kucinich	Roukema
Davis (VA)	LaHood	Royce
Deal	Lampson	Rush
DeGette	Lantos	Ryun
DeLay	Largent	Sabo
Diaz-Balart	Latham	Sanchez
Dickey	LaTourette	Sanders
Dicks	Lewis (CA)	Sandlin
Dingell	Lewis (KY)	Sanford
Dixon	Linder	Sawyer
Dooley	Lipinski	Saxton
Doolittle	Livingston	Scarborough
Doyle	LoBiondo	Schaefer, Dan
Dreier	Lofgren	Schaffer, Bob
Duncan	Lowey	Schumer
Dunn	Lucas	Scott
Ehlers	Luther	Sensenbrenner
Ehrlich	Maloney (CT)	Sessions
Emerson	Maloney (NY)	Shadegg
Engel	Manton	Shaw
English	Manzullo	Shays
Ensign	Mascara	Sherman
Everett	Matsui	Shimkus
Ewing	McCarthy (NY)	Shuster
Flawell	McCollum	Sisisky
Flake	McCrery	Skaggs
Foley	McDade	Skeen

Slaughter	Sununu	Watkins
Smith (MI)	Talent	Watts (OK)
Smith (NJ)	Tauzin	Weldon (FL)
Smith (OR)	Taylor (NC)	Weldon (PA)
Smith (TX)	Thomas	Weller
Smith, Adam	Thornberry	Wexler
Smith, Linda	Thune	Weygand
Snowbarger	Thurman	White
Solomon	Tiahrt	Whitfield
Souder	Trafficant	Wicker
Spence	Turner	Wise
Spratt	Upton	Wolf
Stark	Visclosky	Wynn
Stearns	Walsh	Young (FL)
Stokes	Wamp	
Stump	Waters	

NOT VOTING—16

Bonilla	Gonzalez	Miller (CA)
Buyer	Hansen	Rogan
Chenoweth	Hastings (FL)	Schiff
Collins	Lazio	Young (AK)
Cummings	Leach	
Gibbons	McInnis	

So the motion was not agreed to.
After some further time,

¶107.27 RECORDED VOTE

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

On page 6, line 13, after the dollar amount, insert the following: “(reduced by \$6,000,000)”.

On page 6, line 25, after the dollar amount, insert the following: “(reduced by \$6,000,000)”.

On page 22, line 25, after the dollar amount, insert the following: “(reduced by \$42,000,000)”.

On page 44, line 1, after the dollar amount, insert the following: “(reduced by \$1,000,000)”.

On page 47, line 26, after the dollar amount, insert the following: “(reduced by \$5,000,000)”.

On page 48, line 21, after the dollar amount, insert the following: “(reduced by \$6,000,000)”.

On page 50, lines 13 and 23, after each dollar amount, insert the following: “(reduced by \$15,000,000)”.

On page 51, line 11, after the second dollar amount, insert the following: “(reduced by \$15,000,000)”.

On page 51, line 13, after the dollar amount, insert the following: “(reduced by \$15,000,000)”.

On page 51, line 20, after the dollar amount, insert the following: “(reduced by \$10,000,000)”.

On page 51, line 22, after the dollar amount, insert the following: “(reduced by \$5,000,000)”.

On page 54, line 11, after the dollar amount, insert the following: “(reduced by \$1,000,000)”.

On page 59, line 26, after the dollar amount, insert the following: “(reduced by \$13,000,000)”.

On page 65, line 18, after the dollar amount, insert the following: “(reduced by \$9,000,000)”.

On page 95, line 15, after the dollar amount, insert the following: “(reduced by \$10,000,000)”.

On page 96, line 1, after the dollar amount, insert the following: “(reduced by \$10,000,000)”.

On page 96, line 23, after the dollar amount, insert the following: “(reduced by \$6,000,000)”.

On page 98, line 5, after the dollar amount, insert the following: “(increased by \$109,000,000)”.

On page 98, line 6, after the dollar amount, insert the following: “(increased by \$109,000,000)”.

It was decided in the affirmative { Yeas 246 Nays 176

107.28 [Roll No. 449] AYES—246

- Abercrombie Gilman Neal
Ackerman Gordon Nethercutt
Allen Green Ney
Andrews Greenwood Oberstar
Baesler Gutierrez Obey
Baldacci Hall (OH) Olver
Barcia Hamilton Ortiz
Barrett (WI) Harman Owens
Becerra Hefner Pallone
Bentsen Hilliard Pascrell
Berman Hinchey Pastor
Berry Hinojosa Payne
Bilbray Holden Pelosi
Bishop Hooley Peterson (MN)
Blagojevich Horn Pickett
Blumenauer Houghton Pomeroy
Boehlert Hoyer Porter
Bonior Hulshof Poshard
Borski Hyde Price (NC)
Boswell Jackson (IL) Pryce (OH)
Boucher Jackson-Lee Quinn
Boyd (TX) Rahall
Brown (CA) Jefferson Ramstad
Brown (FL) John Ganske
Brown (OH) Johnson (CT) Gekas
Camp Johnson (WI) Gillmor
Canady Johnson, E. B. Goode
Capps Kanjorski Rodriguez
Cardin Kaptur Roemer
Carson Kelly Ros-Lehtinen
Castle Kennedy (MA) Rothman
Chambliss Kennedy (RI) Roybal-Allard
Clay Kennelly Rush
Clayton Kildee Sabo
Clyburn Kilpatrick Sanchez
Condit Kind (WI) Sanders
Conyers Kleczka Sandlin
Costello Klink Sawyer
Coyne Klug Schumer
Cramer Kucinich Scott
Cummings LaFalce Serrano
Danner LaHood Shays
Davis (FL) Lampson Sherman
Davis (IL) Lantos Sisisky
DeFazio LaTourette Skaggs
DeGette Leach Skelton
Delahunt Levin Slaughter
DeLauro Lewis (CA) Smith, Adam
Dellums Lewis (GA) Snyder
Deutsch Lipinski Spratt
Diaz-Balart Lofgren Stabenow
Dicks Lowey Stark
Dingell Luther Stenholm
Dixon Maloney (CT) Stokes
Doggett Maloney (NY) Strickland
Dooley Manton Stupak
Doyle Markey Tanner
Edwards Martinez Tauscher
Ehlers Mascara Tauzin
Engel Matsui Thompson
Eshoo McCarthy (MO) Thurman
Etheridge McCarthy (NY) Tierney
Evans McCollum Torres
Ewing McCrery Towns
Farr McDermott Traficant
Fattah McGovern Turner
Fawell McHale Upton
Fazio McIntyre Velazquez
Filner McKinney Vento
Flake McNulty Visclosky
Foglietta Meehan Walsh
Forbes Meek Waters
Ford Menendez Watt (NC)
Fowler Millender Waxman
Fox McDonald Weldon (PA)
Frank (MA) Miller (CA) Wexler
Franks (NJ) Minge Weygand
Frelinghuysen Mink White
Frost Moakley Wise
Furse Mollohan Woolsey
Gejdenson Moran (VA) Wynn
Gephardt Murtha Yates
Gilchrist Nadler

NOES—176

- Aderholt Barton Brady
Archer Bass Bryant
Army Bateman Bunning
Bachus Bereuter Burr
Baker Bilirakis Burton
Ballenger Bliley Buyer
Barr Blunt Callahan
Barrett (NE) Boehner Calvert
Bartlett Bono Campbell

- Cannon Hutchinson
Chabot Inglis
Chenoweth Istook
Christensen Jenkins
Coble Johnson, Sam
Coburn Jones
Combest Kasich
Cook Kim
Cooksey King (NY)
Cox Kingston
Crane Knollenberg
Crapo Kolbe
Cubin Largent
Cunningham Latham
Davis (VA) Lewis (KY)
Deal Linder
DeLay Livingston
Dickey LoBiondo
Doolittle Lucas
Dreier Manzullo
Duncan McDade
Dunn McHugh
Ehrlich McInnis
Emerson McIntosh
English McKeon
Ensign Metcalf
Everett Mica
Foley Miller (FL)
Gallegly Moran (KS)
Ganske Morella
Gekas Myrick
Gillmor Neumann
Goode Northup
Goodlatte Norwood
Goodling Nussle
Goss Oxley
Graham Packard
Granger Pappas
Gutknecht Parker
Hall (TX) Paul
Hastert Paxon
Hastings (WA) Pease
Hayworth Peterson (PA)
Hefley Petri
Hill Pickering
Hilleary Pitts
Hobson Pombo
Hoekstra Portman
Hostettler Radanovich
Hunter Redmond

NOT VOTING—11

- Bonilla Gonzalez
Clement Hansen
Collins Hastings (FL)
Gibbons Herger

So the amendment was agreed to. After some further time,

107.29 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the Whole on the motion of Mr. GEPHARDT that the Committee do now rise.

It was decided in the negative { Yeas 119 Nays 293

107.30 [Roll No. 450] AYES—119

- Abercrombie Dellums Jackson-Lee
Ackerman Deutsch (TX)
Allen Doggett Jefferson
Andrews Edwards Johnson (WI)
Barrett (WI) Eshoo Johnson, E. B.
Becerra Etheridge Kanjorski
Bentsen Evans Kaptur
Berry Farr Kennedy (RI)
Bishop Fattah Kennelly
Bonior Fazio Kilpatrick
Borski Fazio Kind (WI)
Brown (OH) Filner LaFalce
Capps Flake Lantos
Cardin Frank (MA) Largent
Carson Furse Levin
Clay Gejdenson Lewis (GA)
Clyburn Gephardt Lowey
Condit Guterrez Maloney (CT)
Conyers Hartman Maloney (NY)
Coyne Hefner Markey
Cramer Hillery McCarthy (MO)
Cummings Hilleary McCarthy (NY)
Davis (FL) Hilliard McDermott
DeFazio Hinchey McKinney
Delahunt Hinojosa McKinney
DeLauro Jackson (IL) Meehan

- Meek Pelosi
Menendez Pomeroy
Millender Price (NC)
McDonald Rangel
Miller (CA) Roybal-Allard
Mink Sanchez
Nadler Sawyer
Neal Scott
Oberstar Serrano
Obey Skelton
Olver Snyder
Owens Spratt
Pallone Stenholm
Pascrell Strickland
Payne Stupak

NOES—293

- Aderholt Everett McHale
Archer Ewing McHugh
Army Fawell McInnis
Bachus Foley McIntosh
Baesler Forbes McIntyre
Baker Fowler McKeon
Baldacci Fox Metcalf
Ballenger Franks (NJ) Mica
Barcia Frelinghuysen Miller (FL)
Barr Frost
Barrett (NE) Gallegly Moakley
Bartlett Ganske Mollohan
Barton Gekas Moran (KS)
Bass Gilchrist Moran (VA)
Bateman Gillmor Morella
Bereuter Gilman Murtha
Berman Goode Myrick
Bilbray Goodlatte Nethercutt
Bilirakis Goodling Neumann
Blagojevich Gordon Ney
Bliley Goss Northup
Blumenauer Graham Norwood
Blunt Granger Nussle
Boehlert Green Ortiz
Boehner Greenwood Oxley
Bono Gutknecht Packard
Boswell Hall (OH) Pappas
Boucher Hall (TX) Parker
Boyd Hamilton Pastor
Brady Hastert Paul
Brown (CA) Hastings (WA) Paxon
Brown (FL) Hayworth Pease
Bryant Hefley Peterson (MN)
Bunning Hobson Peterson (PA)
Burton Hoekstra Petri
Buyer Holden Pickering
Callahan Hooley Pickett
Calvert Horn Pitts
Camp Hostettler Pombo
Campbell Houghton Porter
Canady Hulshof Portman
Cannon Hunter Poshard
Castle Hutchinson Pryce (OH)
Chabot Hyde Quinn
Chambliss Inglis Rahall
Chenoweth Istook Ramstad
Christensen Jenkins Redmond
Clement John Regula
Coble Johnson (CT) Reyes
Coburn Jones Riggs
Combest Kasich Riley
Cook Kelly Rivers
Cooksey Kennedy (MA) Rodriguez
Costello Kildee Roemer
Cox Kim Rogers
Crane King (NY) Rohrabacher
Crapo Kingston Ros-Lehtinen
Cubin Kleczka Rothman
Cunningham Klink Roukema
Danner Knollenberg Klug
Davis (IL) Kolbe Rush
Davis (VA) Kucinich Ryun
Deal LaHood Sabo
DeGette Lampson Salmon
DeLay Latham Sanders
Diaz-Balart Leach Sandlin
Dickey Lewis (CA) Sanford
Dicks Lewis (KY) Saxton
Dingell Linder Schaefer, Dan
Dixon Livingston Schaffer, Bob
Dooley LoBiondo Schumer
Doolittle Livingstone Sensenbrenner
Doyle Lofgren Sessions
Dreier Lucas Shadegg
Duncan Luther Shaw
Dunn Manton Shays
Ehlers Manullo Sherman
Ehrlich Mascara Shimkus
Emerson McCollum Sisisky
Engel McCrery Skaggs
English McDade Skeeen
Ensign McGovern Slaughter

Smith (MI) Sununu Watt (NC)
Smith (NJ) Talent Watts (OK)
Smith (OR) Tuzin Weldon (FL)
Smith (TX) Thomas Weldon (PA)
Smith, Adam Thornberry
Smith, Linda Thune Weygand
Snowbarger Tiahr White
Solomon Traficant Whitfield
Souder Turner Wicker
Spence Upton Wise
Stabenow Visclosky Wolf
Stark Walsh Wynn
Stearns Wamp Young (AK)
Stokes Waters Young (FL)
Stump Watkins

NOT VOTING—21

Bonilla Hastings (FL) Martinez
Clayton Heger Matsui
Collins Hill Radanovich
Foglietta Hoyer Rogan
Gibbons Johnson, Sam Scarborough
Gonzalez LaTourette Schiff
Hansen Lazio Yates

So the motion was not agreed to.
After some further time,

107.31 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the question raised by an appeal in the Committee, to wit: "Shall the following decision of the Chair stand as the judgment of the Committee?"

It was decided in the { Yeas 231
affirmative Nays 188

107.32 [Roll No. 451]
AYES—231

Aderholt Dreier Jones
Archer Duncan Kanjorski
Armey Dunn Kasich
Bachus Ehlers Kelly
Baker Ehrlich Kim
Ballenger Emerson King (NY)
Barr English Kingston
Barrett (NE) Ensign Klug
Bartlett Everett Knollenberg
Barton Ewing Kolbe
Bass Fattah LaHood
Bateman Fawell Largent
Bereuter Foley Latham
Berman Forbes LaTourette
Bilbray Fowler Leach
Bilirakis Fox Lewis (CA)
Bilely Franks (NJ) Lewis (KY)
Blunt Frelinghuysen Linder
Boehlert Gallegly Livingston
Boehner Ganske LoBiondo
Bono Gekas Lucas
Brady Gephardt Manzullo
Bryant Gilchrest McCollum
Bunning Gillmor McCrery
Burr Gilman McDade
Burton Goodlatte McHugh
Buyer Goodling McInnis
Callahan Goss McIntosh
Calvert Graham McKeon
Camp Granger Metcalf
Campbell Greenwood Mica
Canady Gutknecht Miller (FL)
Cannon Hall (TX) Moran (KS)
Cardin Hastert Morella
Castle Hastings (WA) Murtha
Chabot Hayworth Myrick
Chambliss Hefley Nethercutt
Chenoweth Herger Neumann
Christensen Hill Ney
Coble Hilleary Northup
Coburn Hobson Norwood
Combust Hoekstra Nussle
Cook Horn Obeys
Cooksey Hostettler Oxley
Cox Houghton Packard
Crane Hoyer Pappas
Crapo Hulshof Parker
Cubin Hunter Paul
Cunningham Hutchinson Paxon
Davis (VA) Hyde Pease
Deal Inglis Peterson (PA)
DeLay Istook Petri
Diaz-Balart Jenkins Pickering
Dickey Johnson (CT) Pitts
Doolittle Johnson, Sam Pombo

Porter Schaffer, Bob Talent
Portman Sensenbrenner Tuzin
Pryce (OH) Sessions Taylor (NC)
Quinn Shadegg Thomas
Radanovich Shaw Thornberry
Rahall Shays Thune
Ramstad Shimkus Tiahr
Redmond Shuster Traficant
Regula Skeen Upton
Riggs Slaughter Walsh
Riley Smith (MI) Wamp
Rogers Smith (NJ) Watkins
Rohrabacher Smith (OR) Watts (OK)
Ros-Lehtinen Smith (TX) Weldon (FL)
Roukema Smith, Linda Weller
Royce Snowbarger White
Ryun Souder Whitfield
Salmon Souder Wicker
Sanford Spence Wolf
Saxton Stearns Yates
Scarborough Stump Young (AK)
Schaefer, Dan Sununu Young (FL)

NOES—188

Abercrombie Hall (OH) Olver
Allen Hamilton Ortiz
Andrews Harman Owens
Baesler Hefner Pallone
Baldacci Hilliard Pascrell
Barcia Hinchey Pastor
Barrett (WI) Hinojosa Payne
Becerra Holden Pelosi
Bentsen Hooley Peterson (MN)
Berry Jackson (IL) Pickett
Bishop Jackson-Lee Pomeroy
Blagojevich (TX) Poshard
Blumenauer Jefferson Price (NC)
Bonior John Rangel
Borski Johnson (WI) Reyes
Boswell Johnson, E. B. Rivers
Boyd Kaptur Rodriguez
Brown (CA) Kennedy (MA) Roemer
Brown (FL) Kennedy (RI) Rothman
Brown (OH) Kennelly Roybal-Allard
Capps Kildee Rush
Carson Kilpatrick Sabo
Clay Kind (WI) Sanchez
Clayton Kleczka Sanders
Clement Klink Sandlin
Clyburn Kucinich Sawyer
Condit LaFalce Schumer
Conyers Lampson Scott
Costello Lantos Serrano
Coyne Levin Sherman
Cramer Lewis (GA) Sisisky
Cummings Lipinski Skaggs
Danner Doherty Skelton
Davis (FL) Lowey Smith, Adam
Davis (IL) Luther Snyder
DeFazio Maloney (CT) Spratt
DeGette Maloney (NY) Stabenow
Delahunt Manton Stark
DeLauro Markey Stenholm
Dellums Martinez Stokes
Deutsch Mascara Strickland
Dicks Matsui Stupak
Dingell McCarthy (MO) Tanner
Dixon McCarthy (NY) Tauscher
Doggett McDermott Taylor (MS)
Dooley McGovern Thompson
Doyle McHale Thurman
Edwards McIntyre Tierney
Engel McKinney Torres
Eshoo McNulty Towns
Etheridge Meehan Turner
Evans Meek Velazquez
Farr Menendez Vento
Fazio Millender- Waters
Filner McDonald Watt (NC)
Ford Miller (CA) Waxman
Frank (MA) Mink Wexler
Frost Moekey Weygand
Furse Mollohan Wise
Gejdenson Moran (VA) Woolsey
Goode Nadler Wynn
Gordon Neal
Green Gutierrez Oberstar

NOT VOTING—14

Ackerman Foglietta Lazio
Bonilla Gibbons Rogan
Boucher Gonzalez Schiff
Collins Hansen Weldon (PA)
Cubin Flake Hastings (FL)

So the decision of the Chair stood as the judgment of the Committee.
The Committee rose informally to receive a message from the President.

The SPEAKER pro tempore, Mr. BAKER, assumed the Chair.

107.33 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. Sherman Williams, one of his secretaries.

The Committee resumed its sitting; and after some further time spent therein,

107.34 RECORDED VOTE

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

Page 38, line 22, after "\$21,700,000" insert "(increased by \$1,000,000)".

Page 54, line 11, after "\$28,490,000" insert "(reduced by \$1,000,000)".

It was decided in the { Yeas 356
affirmative Nays 64

107.35 [Roll No. 452]
AYES—356

Abercrombie Cummings Hilliard
Ackerman Cunningham Hinchey
Aderholt Danner Hinojosa
Allen Davis (FL) Hobson
Andrews Davis (IL) Hoekstra
Armey Deal Holden
Bachus DeFazio Hooley
Baesler DeGette Hostettler
Baldacci Delahunt Hulshof
Barcia DeLauro Hunter
Barr Dellums Hutchinson
Barrett (WI) Deutsch Inglis
Bartlett Diaz-Balart Istook
Barton Dingell Jackson (IL)
Bass Dixon Jackson-Lee
Becerra Doggett (TX)
Bentsen Doolittle Jefferson
Berman Doyle Jenkins
Bilirakis Duncan John
Bishop Edwards Johnson (WI)
Blagojevich Ehlers Johnson, E. B.
Bilely Ehrlich Johnson, Sam
Blumenauer Emerson Jones
Blunt Engel Kanjorski
Boehlert English Kaptur
Boehner Ensign Kasich
Bonior Eshoo Kelly
Bono Etheridge Kennedy (MA)
Borski Evans Kennedy (RI)
Boswell Ewing Kennelly
Boucher Farr Kildee
Boyd Fattah Kilpatrick
Brady Fazio Kim
Brown (CA) Filner Kind (WI)
Brown (FL) Foley Kingston
Brown (OH) Forbes Kleczka
Burr Ford Klink
Burton Fowler Klug
Buyer Fox Kucinich
Camp Frank (MA) LaFalce
Canady Franks (NJ) Lampson
Capps Frost Lantos
Cardin Furse Largent
Carson Gallegly LaTourette
Castle Ganske Lewis (CA)
Chabot Gejdenson Lewis (KY)
Chambliss Gephardt Linder
Chenoweth Gillmor Lipinski
Christensen Goodell LoBiondo
Coble Goodlatte Lofgren
Coburn Goodling Lowey
Combust Gordon Lucas
Cook Graham Luther
Cooksey Green Maloney (CT)
Cox Greenwood Maloney (NY)
Crane Gutierrez Manton
Crapo Gutknecht Markey
Cubin Hall (OH) Martinez
Cunningham Hall (TX) Mascara
Davis (VA) McCarthy (MO)
Deal McCarthy (NY)
DeLay Hefley McCollum
Dickey Heger McDade
Doolittle Hill McDermott
Johnson, Sam Hill McGovern
Hilleary Hillery McHale

McHugh Pryce (OH) Souder
 McInnis Quinn Spence
 McIntosh Radanovich Spratt
 McIntyre Rahall Stabenow
 McKeon Ramstad Stark
 McKinney Rangel Stearns
 McNulty Redmond Stenholm
 Meehan Regula Stokes
 Meek Reyes Strickland
 Menendez Riggs Stump
 Metcalf Riley Stupak
 Mica Rivers Sununu
 Millender- Rodriguez Talent
 McDonald Roemer Tanner
 Miller (CA) Rohrabacher Tauscher
 Minge Ros-Lehtinen Tazuin
 Mink Rothman Taylor (MS)
 Moakley Roybal-Allard Taylor (NC)
 Mollohan Royce Thompson
 Moran (KS) Rush Thorneberry
 Murtha Ryun Thune
 Myrick Sabo Thurman
 Nadler Salmon Tiahrt
 Neal Sanchez Torres
 Neumann Sanders Towns
 Ney Sandlin Traficant
 Northup Sawyer Turner
 Norwood Saxton Upton
 Oberstar Scarborough Velazquez
 Obey Schaefer, Dan Vento
 Olver Schaffer, Bob Visclosky
 Ortiz Schumer Walsh
 Owens Scott Wamp
 Pallone Sensenbrenner Waters
 Pappas Serrano Watt (NC)
 Parker Sessions Watts (OK)
 Pascrell Shadegg Waxman
 Pastor Shays Weldon (FL)
 Paul Sherman Weldon (PA)
 Paxon Shimkus Weller
 Payne Shuster Wexler
 Pease Whitfield Weygand
 Pelosi Skaggs Wicker
 Peterson (MN) Skelton Wise
 Peterson (PA) Slaughter Wolf
 Petri Smith (MI) Woolsey
 Pickering Smith (NJ) Yates
 Pitts Smith (OR) Young (FL)
 Pombo Smith (TX)
 Pomeroy Smith, Adam
 Portman Smith, Linda
 Poshard Snowbarger
 Price (NC) Solomon

NOES—64

Archer Fawell Manzano
 Baker Frelinghuysen Matsui
 Ballenger Gekas McCreery
 Barrett (NE) Gilchrist Miller (FL)
 Bateman Goss Moran (VA)
 Bereuter Granger Morella
 Berry Hamilton Nethercutt
 Bilbray Hastert Nussle
 Callahan Hastings (WA) Oxley
 Campbell Horn Packard
 Cannon Houghton Pickett
 Christensen Hoyer Porter
 Crane Hyde Rogers
 Cubin Johnson (CT) Roukema
 Davis (VA) King (NY) Sanford
 DeLay Knollenberg Shaw
 Dickey Kolbe Skeen
 Dicks LaHood Snyder
 Dooley Latham Thomas
 Dreier Leach White
 Dunn Levin
 Everett Livingston

NOT VOTING—13

Bonilla Gonzalez Schiff
 Collins Hansen Wynn
 Flake Hastings (FL) Young (AK)
 Foglietta Lazio
 Gibbons Rogan

So the amendment was agreed to.

107.36 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the Whole on the motion of Mr. BECERRA that the Committee do now rise.

It was decided in the negative { Yeas 107 Nays 294

107.37 [Roll No. 453]

AYES—107

Abercrombie Filner Nadler
 Ackerman Ford Oberstar
 Allen Frank (MA) Obey
 Andrews Furse Olver
 Barrett (WI) Gejdenson Owens
 Becerra Gephardt Pallone
 Berry Gutierrez Pastor
 Bishop Harman Payne
 Bonior Hilliard Pelosi
 Borski Hinchey Peterson (MN)
 Brown (OH) Hoyer
 Capps Jackson (IL) Pomeroy
 Chenoweth Jefferson Rangel
 Clay Kaptur Roybal-Allard
 Clayton Kennedy (RI) Sanchez
 Clyburn Kennelly Sawyer
 Condit LaFalce Serrano
 Conyers Lantos Skelton
 Coyne Levin Slaughter
 Cummings Lewis (GA) Smith, Adam
 Davis (FL) Lowey Snyder
 DeFazio Maloney (NY) Stark
 DeGette Markey Strickland
 Delahunt Martinez Stupak
 DeLauro McCarthy (MO) Tauscher
 McDermott Taylor (MS)
 McGovern Thompson
 McKinney Thurman
 McNulty Tierney
 Meehan Torres
 Menendez Towns
 Millender- Velazquez
 McDonald Miller (CA)
 Mink
 Moakley Fazio

NOES—294

Aderholt Crapo Hilleary
 Archer Cubin Hinojosa
 Bachus Cunningham Hobson
 Danner Hoeckstra
 Baker Davis (IL) Holden
 Balducci Davis (VA) Hooley
 Barcia Deal Horn
 Barr DeLay Hostettler
 Barrett (NE) Diaz-Balart Houghton
 Bartlett Dickey Hulshof
 Barton Dicks Hunter
 Bass Dingell Hutchinson
 Bateman Dixon Inglis
 Bentsen Dooley Istook
 Bereuter Dreier Jackson-Lee
 Berman Duncan (TX)
 Billbray Dunn Jenkins
 Bilirakis Ehlers John
 Blagojevich Ehrlich Johnson (CT)
 Bliley Emerson Johnson (WI)
 Blumenauer English Johnson, E. B.
 Blunt Ensign Jones
 Boehlert Etheridge Kanjorski
 Boehner Everette Kasich
 Bono Foley Kelly
 Boswell Forbes Kennedy (MA)
 Boucher Fowler Kildree
 Boyd Fox Kilpatrick
 Brady Franks (NJ) Kim
 Brown (CA) Frelinghuysen Kind (WI)
 Brown (FL) Frost King (NY)
 Bryant Gallegly Kingston
 Bunning Ganske Kleczka
 Burr Gekas Klink
 Burton Gilchrist Klug
 Buyer Gilman Knollenberg
 Callahan Goode Kolbe
 Calvert Goodlatte Kucinich
 Camp Goodling LaHood
 Campbell Gordon Lampson
 Canady Goss Latham
 Cannon Graham LaTourette
 Cardin Granger Leach
 Carson Green Lewis (CA)
 Castle Greenwood Lewis (KY)
 Chabot Gutknecht Linder
 Chambliss Hall (OH) Lipinski
 Clement Hall (TX) Livingston
 Coble Hamilton LoBiondo
 Combust Hastert Lofgren
 Cook Hastings (WA) Lucas
 Cooksey Hayworth Luther
 Costello Hefley Maloney (CT)
 Cox Hefner Manton
 Cramer Herger Manzullo
 Crane Hill Mascara

Matsui Poshard Skeen
 McCarthy (NY) Price (NC) Smith (MI)
 McCollum Pryce (OH) Smith (NJ)
 McCreery Quinn Smith (TX)
 McDade Radanovich Smith, Linda
 McHale Rahall Snowbarger
 McHugh Ramstad Solomon
 McInnis Redmond Souder
 McIntosh Regula Spence
 McIntyre Reyes Spratt
 McKeon Riggs Stabenow
 Meek Riley Stearns
 Metcalf Rivers Stenholm
 Mica Rodriguez Stokes
 Miller (FL) Rogers Stump
 Minge Rohrabacher Sununu
 Mollohan Ros-Lehtinen Talent
 Moran (KS) Rothman Tanner
 Moran (VA) Roukema Tazuin
 Morella Royce Taylor (NC)
 Murtha Rush Thomas
 Myrick Ryun Thorneberry
 Neal Sabo Thune
 Nethercutt Salmon Tiahrt
 Neumann Sanders Traficant
 Ney Sandlin Turner
 Northup Sanford Upton
 Norwood Saxton Visclosky
 Nussle Scarborough Walsh
 Packard Schaefer, Dan Watkins
 Pappas Schaffer, Bob Watt (NC)
 Parker Schumer Watts (OK)
 Pascrell Scott Weldon (FL)
 Paul Sensenbrenner Weldon (PA)
 Paxon Sessions Weller
 Pease Shadegg Wexler
 Peterson (PA) Shaw Weygand
 Pickering Shays White
 Pickett Sherman Wise
 Pitts Shimkus Wolf
 Pombo Shuster Young (FL)
 Porter Sisisky
 Portman Skaggs

NOT VOTING—32

Armey Gibbons Roemer
 Ballenger Gillmor Rogan
 Bonilla Gonzalez Schiff
 Christensen Hansen Smith (OR)
 Coburn Hastings (FL) Wamp
 Collins Hyde Whitfield
 Doyle Johnson, Sam Wicker
 Ewing Largent Wynn
 Fawell Lazio Yates
 Flake Ortiz Young (AK)
 Foglietta Oxley

So the motion was not agreed to.

After some further time,

The Committee rose informally to receive a message from the Senate.

The SPEAKER pro tempore, Mr. LATOURETTE, assumed the Chair.

107.38 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate agrees to the report of the Committee of Conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2266) "An Act making appropriations for the Department of Defense for the fiscal year ending September 30, 1998, and for other purposes."

The message also announced that the Senate agrees to the amendment of the House to the bill (S. 871) "An Act to establish the Oklahoma City National Memorial as a unit of the National Park System; to designate the Oklahoma City Memorial Trust, and for other purposes."

The Committee resumed its sitting;

107.39 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the Whole on the motion of Mr. BECERRA that the Committee do now rise.

It was decided in the { Yeas 103 negative } Nays 281

¶107.40 [Roll No. 454] AYES—103

- Abercrombie Ford Miller (CA)
Ackerman Frank (MA) Mink
Allen Furse Moakley
Andrews Gejdenson Nadler
Barrett (WI) Gephardt Neal
Becerra Gutierrez Oberstar
Berry Harman Obey
Bishop Hefner Olver
Bonior Hilliard Owens
Borski Hinchey Pallone
Brown (OH) Hoyer Peterson (MN)
Carson Jackson-Lee Pomeroy
Chenoweth (TX) Rangel
Clay Jefferson Roybal-Allard
Clayton Johnson (WI) Sanchez
Clyburn Kaptur Sawyer
Conyers Kennedy (RI) Serrano
Coyne Kennelly Skelton
Davis (FL) Kilpatrick Slaughter
DeFazio LaFalce Snyder
DeGette Lantos Stark
Delahunt Levin Strickland
DeLauro Lewis (GA) Stupak
Dellums Lowey Tauscher
Deutsch Maloney (NY) Taylor (MS)
Doggett Markey Thompson
Doolittle Martinez Thurman
Edwards McCarthy (MO) Tierney
Engel McDermott Torres
Eshoo McGovern Towns
Evans McKinney Velazquez
Farr McNulty Vento
Fattah Meehan Waters
Fazio Millender Waxman
Filner McDonald Woolsey

NOES—281

- Aderholt Cunningham Hostettler
Bachus Danner Houghton
Baesler Davis (IL) Hulshof
Baker Deal Hunter
Baldacci DeLay Hutchinson
Barcia Dickey Hyde
Barr Dicks Inglis
Barrett (NE) Dingell Istook
Bartlett Dixon Jackson (IL)
Barton Dreier Jenkins
Bass Duncan John
Bateman Dunn Johnson (CT)
Bentsen Ehlers Johnson, E. B.
Bereuter Ehrlich Jones
Berman Emerson Kanjorski
Bilbray English Kasich
Bilirakis Ensign Kelly
Blagojevich Etheridge Kennedy (MA)
Blumenauer Everrett Kildee
Blunt Fawell Kim
Boehlert Foley Kind (WI)
Boehner Forbes King (NY)
Bono Fowler Kingston
Boswell Fox Klink
Boucher Franks (NJ) Klug
Boyd Frelinghuysen Knollenberg
Brady Frost Kolbe
Brown (CA) Gallegly Kucinich
Brown (FL) Ganske LaHood
Bryant Gekas Lampson
Bunning Gilchrest Latham
Burr Gilman LaTourette
Burton Goode Leach
Buyer Goodlatte Lewis (CA)
Callahan Goodling Lewis (KY)
Calvert Gordon Lipinski
Camp Goss Livingston
Campbell Graham LoBiondo
Canady Granger Lofgren
Cannon Green Lucas
Capps Greenwood Luther
Cardin Gutknecht Maloney (CT)
Castle Hall (OH) Manton
Chabot Hall (TX) Mascara
Chambliss Hamilton Matsui
Christensen Hastert McCarthy (NY)
Clement Hastings (WA) McCollum
Coble Hayworth McCrery
Combest Hefley McHale
Condit Herger McHugh
Cook Hill McNinnis
Cooksey Hinojosa McIntosh
Costello Hobson McIntyre
Cox Hoekstra McKeon
Cramer Holden Meek
Crane Hooley Menendez
Crapo Horn Metcalf

- Mica
Miller (FL)
Minge
Mollohan
Moran (KS)
Murtha
Myrick
Nethercutt
Neumann
Ney
Northup
Norwood
Nussle
Ortiz
Packard
Pappas
Pascrell
Pastor
Paul
Paxon
Payne
Pease
Peterson (PA)
Petri
Pickering
Pickett
Pitts
Pombo
Porter
Portman
Poshard
Price (NC)
Pryce (OH)
Quinn
Radinovich
Ramstad
Redmond
Regula
Reyes
Riggs
Riley
Rivers
Rodriguez
Roemer
Rogers
Rohrabacher
Ros-Lehtinen
Rothman
Roukema
Royce
Rush
Ryun
Sabu
Sandlin
Sanford
Saxton
Schaefer, Dan
Schaffer, Bob
Schumer
Scott
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherman
Shimkus
Shuster
Sisisky
Skaggs
Skeen
Smith (MI)
Smith (NJ)
Smith (TX)
Smith, Adam
Smith, Linda
Snowbarger
Solomon
Souder
Spence
Spratt
Stabenow
Stearns
Stenholm
Stokes
Stump
Sununu
Talent
Tanner
Taubin
Thomas
Thune
Tiahrt
Traficant
Turner
Upton
Visclosky
Walsh
Watkins
Watt (NC)
Watts (OK)
Weldon (FL)
Weldon (PA)
Weller
Wexler
Weygand
White
Whitfield
Wise
Wynn

NOT VOTING—49

- Archer
Armey
Ballenger
Bliley
Bonilla
Coburn
Collins
Cubin
Cummings
Davis (VA)
Diaz-Balart
Dooley
Ewing
Flake
Foglietta
Gibbons
Gillmor
Gonzalez
Hansen
Hastings (FL)
Hilleary
Johnson, Sam
Klecza
Largent
Lazio
Linder
Manzullo
McDade
Moran (VA)
Morella
Oxley
Parker
Pelosi
Rahall
Rogan
Salmon
Sanders
Scarborough
Schiff
Smith (OR)
Taylor (NC)
Thornberry
Wamp
Wicker
Wolf
Yates
Young (AK)
Young (FL)

So the motion was not agreed to. After some further time,

¶107.41 RECORDED VOTE

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

Page 42, line 11, after the dollar amount, insert the following: "(reduced by \$90,000,000)".

It was decided in the { Yeas 107 negative } Nays 305

¶107.42 [Roll No. 455] AYES—107

- Archer Crane Hayworth
Armey Cunningham Hefley
Bachus Deal Hobson
Barr DeLay Hoekstra
Barrett (NE) Doolittle Hoekstetter
Bartlett Dreier Hunter
Barton Dunn Hyde
Bereuter Ehlers Inglis
Bilbray Ehrlich Istook
Bilirakis Ensign Johnson, Sam
Bliley Fawell Kasich
Blunt Foley Klug
Boehner Fowler Kolbe
Bono Fox Largent
Brady Gekas Leach
Burton Goodlatte Linder
Cannon Goodling Manzullo
Chabot Goss McCollum
Christensen Granger McNinnis
Coble Greenwood McIntosh
Coburn Gutknecht Mica
Condit Hastert Miller (FL)
Cox Hastings (WA) Myrick

- Nethercutt
Neumann
Norwood
Nussle
Oxley
Paul
Paxon
Petri
Pitts
Porter
Pryce (OH)
Ramstad
Riggs
Rohrabacher
Roukema
Royce
Ryun
Sanford
Schaefer, Dan
Schaffer, Bob
Sensenbrenner
Sessions
Shadegg
Smith (MI)
Snowbarger
Souder
Stearns
Stump
Sununu
Talent
Thomas
Thornberry
Thune
Tiahrt
Watts (OK)
Weldon (FL)
Weldon (PA)
White

NOES—305

- Abercrombie Farr Maloney (NY)
Ackerman Fattah Manton
Aderholt Fazio Markey
Allen Filner Martinez
Andrews Forbes Mascara
Baesler Ford Matsui
Baker Frank (MA) McCarthy (MO)
Baldacci Franks (NJ) McCarthy (NY)
Barcia Frelinghuysen McDade
Barrett (WI) Frost McDermott
Bass Furse McGovern
Bateman Gallegly McHale
Becerra Ganske McHugh
Bentsen Gejdenson McIntyre
Berman Gephardt McKeon
Berry Gilchrest McKinney
Bishop Gillmor McNulty
Blagojevich Gilman Meehan
Blumenauer Goode Meek
Boehlert Gordon Menendez
Bonior Graham Metcalf
Borski Green Millender-
Boswell Gutierrez McDonald
Boucher Hall (OH) Miller (CA)
Boyd Hall (TX) Minge
Hamilton Hamilton Mink
Harman Harman Moakley
Hefner Hefner Mollohan
Herger Herger Moran (KS)
Hill Hill Moran (VA)
Hilleary Hilleary Morella
Hilliard Hilliard Murtha
Hinchey Hinchey Nadler
Hinojosa Hinojosa Neal
Holden Holden Ney
Hooley Hooley Northup
Horn Horn Oberstar
Houghton Houghton Obey
Hoyer Hoyer Olver
Hulshof Hulshof Ortiz
Hutchinson Hutchinson Owens
Jackson (IL) Jackson (IL) Packard
Jackson-Lee Jackson-Lee Pallone
(TX) (TX) Pappas
Jefferson Jefferson Parker
Jenkins Jenkins Pascrell
John John Pastor
Johnson (CT) Johnson (CT) Payne
Johnson (WI) Johnson (WI) Pease
Johnson, E. B. Johnson, E. B. Pelosi
Jones Jones Peterson (MN)
Kanjorski Kanjorski Peterson (PA)
Kaptur Kaptur Pickering
Kelly Kelly Pickett
Kennedy (MA) Kennedy (MA) Pombo
Kennedy (RI) Kennedy (RI) Pomeroy
Kennelly Kennelly Portman
Kildee Kildee Poshard
Kilpatrick Kilpatrick Price (NC)
Kim Kim Rahall
Kind (WI) Kind (WI) Rangel
King (NY) King (NY) Redmond
Kingston Kingston Regula
Klecza Klecza Reyes
Klink Klink Riley
Knollenberg Knollenberg Rivers
Kucinich Kucinich Rodriguez
LaFalce LaFalce Roemer
Luther Luther Rogers
Lampson Lampson Ros-Lehtinen
Lantos Lantos Rothman
Latham Latham Roybal-Allard
LaTourette LaTourette Rush
Levin Levin Sabo
Lewis (CA) Lewis (CA) Sanchez
Lewis (GA) Lewis (GA) Sanders
Lewis (KY) Lewis (KY) Sandlin
Lipinski Lipinski Sawyer
Livingston Livingston Saxton
LoBiondo LoBiondo Schumer
Lofgren Lofgren Scott
Lowey Lowey Serrano
Lucas Lucas Shaw
Luther Luther Shays
Maloney (CT) Maloney (CT) Sherman

Shimkus
Shuster
Sisisky
Skaggs
Skeen
Skelton
Slaughter
Smith (NJ)
Smith (OR)
Smith (TX)
Smith, Adam
Smith, Linda
Snyder
Spence
Spratt
Stabenow
Stark
Stenholm

Stokes
Strickland
Stupak
Tanner
Tauscher
Tauzin
Taylor (MS)
Thompson
Thurman
Tierney
Torres
Towns
Traficant
Turner
Upton
Velazquez
Vento
Visclosky

NOT VOTING—21

Hansen
Hastings (FL)
Lazio
McCrery
Quinn
Radanovich
Rogan

Salmon
Scarborough
Schiff
Solomon
Taylor (NC)
Yates
Young (AK)

So the amendment was not agreed to.
After some further time,

¶107.43 RECORDED VOTE

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

Page 49, line 9, insert “(reduced by \$175,100,000)” after “\$185,100,000”
Page 49, line 10, insert “(reduced by \$74,100,000)” after “\$74,100,000”
Page 49, line 12, insert “(reduced by \$500,000)” after “\$500,000”.

It was decided in the { Yeas 177
negative } Nays 235

¶107.44 [Roll No. 456]
AYES—177

Aderholt
Andrews
Archer
Army
Bachus
Baker
Ballenger
Barr
Barrett (NE)
Barrett (WI)
Barton
Bass
Bereuter
Berry
Bilirakis
Bliley
Blunt
Boehner
Bono
Brady
Bryant
Bunning
Burton
Buyer
Callahan
Campbell
Canady
Cannon
Chabot
Chambliss
Chenoweth
Christensen
Coble
Coburn
Combest
Condit
Cooksey
Cox
Crane
Crapo
Cubin
Cunningham
Deal
DeLay
Dickey
Doolittle
Dreier
Duncan
Dunn

Ehrlich
Emerson
Ensign
Everett
Foley
Forbes
Fowler
Fox
Franks (NJ)
Frelinghuysen
Ganske
Gillmor
Goodlatte
Goodling
Goss
Graham
Granger
Greenwood
Gutknecht
Hastert
Hastings (WA)
Hayworth
Hefley
Herger
Hill
Hilleary
Hobson
Hoekstra
Horn
Hostettler
Hulshof
Hunter
Hutchinson
Inglis
Istook
Jenkins
Johnson, Sam
Jones
Kasich
Kingston
Klug
Kolbe
Largent
Latham
Lewis (KY)
Linder
Livingston
LoBiondo
Lucas

Luther
Manzullo
McCollum
McHugh
McInnis
McIntosh
McIntyre
McKeon
Metcalf
Mica
Miller (FL)
Minge
Moran (KS)
Myrick
Nethercutt
Neumann
Ney
Northup
Norwood
Nussle
Pappas
Parker
Paul
Paxon
Pease
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Pombo
Portman
Pryce (OH)
Radanovich
Ramstad
Redmond
Riggs
Riley
Rohrabacher
Roukema
Royce
Ryun
Salmon
Sanford
Scarborough
Schaefer, Dan
Schaffer, Bob
Sessions
Shadegg
Shaw

Walsh
Wamp
Waters
Watkins
Watt (NC)
Waxman
Weller
Wexler
Weygand
Whitfield
Wicker
Wise
Wolf
Woolsey
Wynn
Young (FL)

Abercrombie
Ackerman
Allen
Baesler
Baldacci
Barcia
Bartlett
Bateman
Becerra
Bentsen
Berman
Bilbray
Bishop
Blagojevich
Blumenauer
Boehlert
Boniior
Borski
Boswell
Boucher
Boyd
Brown (CA)
Brown (FL)
Brown (OH)
Burr
Calvert
Camp
Capps
Cardin
Carson
Castle
Clay
Clayton
Clement
Clyburn
Conyers
Cook
Costello
Coyne
Cramer
Cummings
Danner
Davis (FL)
Davis (IL)
Davis (VA)
DeFazio
DeGette
Delahunt
DeLauro
Dellums
Deutsch
Diaz-Balart
Dicks
Dingell
Dixon
Doggett
Dooley
Doyle
Edwards
Ehlers
Engel
English
Eshoo
Etheridge
Evans
Ewing
Farr
Fattah
Fawell
Fazio
Filner
Ford
Frank (MA)
Frost
Furse
Gallegly
Gejdenson
Gekas
Gephardt

Bonilla
Collins
Flake
Foglietta
Gibbons
Gonzalez
Hall (OH)

Shays
Shimkus
Shuster
Smith (MI)
Smith (NJ)
Smith (TX)
Smith, Linda
Snowbarger
Solomon
Souder

NOES—235

Gilchrist
Gilman
Goode
Gordon
Green
Gutierrez
Hall (TX)
Hamilton
Harman
Hefner
Hilliard
Hinchev
Hinojosa
Holden
Hooley
Houghton
Hoyer
Hyde
Jackson (IL)
Jackson-Lee
Boyd (TX)
Jefferson
John
Johnson (CT)
Johnson (WI)
Johnson, E. B.
Kanjorski
Kaptur
Kelly
Kennedy (MA)
Kennedy (RI)
Kennelly
Kildee
Kilpatrick
Kim
Kind (WI)
King (NY)
Klecza
Klink
Knollenberg
Kucinich
LaFalce
LaHood
Lampson
Lantos
LaTourette
Leach
Levin
Lewis (CA)
Lewis (GA)
Lipinski
Lofgren
Lowe
Maloney (CT)
Maloney (NY)
Manton
Markey
Martinez
Mascara
Matsui
McCarthy (MO)
McCarthy (NY)
McDermott
McGovern
McHale
McKinney
McNulty
Meehan
Meek
Menendez
Millender-
McDonald
Miller (CA)
Mink
Moakley
Mollohan
Moran (VA)
Morella
Murtha

NOT VOTING—21

Hansen
Hastings (FL)
Lazio
McCrery
McDade
Oxley
Quinn

Upton
Wamp
Watkins
Watts (OK)
Weldon (FL)
Weller
White
Whitfield
Wicker
Wolf

Nadler
Neal
Oberstar
Obey
Olver
Ortiz
Owens
Packard
Pallone
Pascrell
Pastor
Payne
Pelosi
Petri
Pickett
Pomeroy
Porter
Poshard
Price (NC)
Rahall
Rangel
Regula
Reyes
Rivers
Rodriguez
Roemer
Rogers
Ros-Lehtinen
Rothman
Roybal-Allard
Rush
Sabo
Sanchez
Sanders
Sandlin
Sawyer
Saxton
Scott
Sensenbrenner
Serrano
Sherman
Sisisky
Skaggs
Skeen
Skelton
Slaughter
Smith, Adam
Snyder
Spratt
Stabenow
Stenholm
Stokes
Strickland
Stupak
Tanner
Tauscher
Tauzin
Taylor (MS)
Thompson
Thurman
Tierney
Torres
Towns
Traficant
Turner
Velazquez
Vento
Visclosky
Walsh
Waters
Watt (NC)
Waxman
Weldon (PA)
Wexler
Weygand
Wise
Woolsey
Wynn
Young (FL)

So the amendment was not agreed to.
After some further time,
The SPEAKER pro tempore, Mr. LATOURETTE, assumed the Chair.
When Mr. STEARNS, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶107.45 ORDER OF BUSINESS—
CONSIDERATION OF AMENDMENTS TO
H.R. 2267

On motion of Mr. ROGERS, by unanimous consent,

Ordered, That, during further consideration of the bill (H.R. 2267) making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, and for other purposes, in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 239, no further amendment shall be in order except (1) amendments printed before September 25, 1997, in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII; (2) amendments numbered 2 and 3 in part 2 of the House Report 105-264; (3) one amendment offered by Representative Mollohan of West Virginia; (4) one amendment to the amendment printed in the Congressional Record and numbered 4; and (5) pro forma amendments offered by the chairman or ranking minority member of the Committee on Appropriations or their designees;

Ordered further, That, each amendment shall be considered as read and (other than the amendments numbered 2 and 3 in part 2 of House Report 105-264 and the amendment numbered 4 and any amendment thereto) shall be debatable for ten minutes equally divided and controlled by the proponent and an opponent;

Ordered further, That, the amendment numbered 4 shall be debatable for 60 minutes equally divided and controlled by the proponent and an opponent, except that if an amendment thereto is offered before that debate begins, then the amendment and the amendment thereto shall be debatable for 30 minutes equally divided and controlled by the original proponent and an opponent;

Ordered further, That, the amendment numbered 4 may be offered only before noon on Friday, September 26, 1997, or after 5 o'clock p.m. on Monday, September 29, 1997; the amendment numbered 2 in House Report 105-264 may be offered on Tuesday, September 30, 1997; and the amendment numbered 4 and the amendment offered by Representative Rogers may be offered without regard to the stage of the reading; and

Ordered further, That, after the sum of the number of motions to strike out the enacting words of the bill (as described in clause 7 of rule XXIII) of that the Committee rise offered by Members of the minority party reaches three, the chairman of the Committee of the Whole may entertain another such motion during further consider-

ation of the bill only if offered by the chairman of the Committee on Appropriations or the Majority Leader or their designee.

¶107.46 COMMERCE, STATE, JUSTICE, THE JUDICIARY APPROPRIATIONS

The SPEAKER pro tempore, Mr. LATOURETTE, pursuant to House Resolution 239 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2267) making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, and for other purposes.

Mr. HASTINGS of Washington, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. SMITH of New Jersey, assumed the Chair.

When Mr. HASTINGS, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶107.47 PERMISSION TO FILE CONFERENCE REPORT

On motion of Mr. ROGERS, by unanimous consent, the managers on the part of the House were granted permission until midnight tonight to file a conference report (Rept. No. 105-271) on the bill (H.R. 2203) making appropriations for energy and water development for the fiscal year ending September 30, 1997, and for other purposes; together with a statement thereon, for printing in the Record under the rule.

¶107.48 MESSAGE FROM THE PRESIDENT—NATIONAL EMERGENCY WITH RESPECT TO ANGOLA

The SPEAKER pro tempore, Mr. SMITH of New Jersey, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

I hereby report to the Congress on the developments since my last report of April 4, 1997, concerning the national emergency with respect to Angola that was declared in Executive Order 12865 of September 26, 1993. This report is submitted pursuant to section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c).

On September 26, 1993, I declared a national emergency with respect to the National Union for the Total Independence of Angola ("UNITA"), invoking the authority, *inter alia*, of the International Emergency Economic Powers Act (50 U.S.C. 1701 *et seq.*) and the United Nations Participation Act of 1945 (22 U.S.C. 287c). Consistent with United Nations Security Council Resolution 864, dated September 15, 1993, the order prohibited the sale or supply by United States persons or from the United States, or using U.S.-registered vessels or aircraft, of arms and related

material of all types, including weapons and ammunition, military vehicles, equipment and spare parts, and petroleum and petroleum products to the territory of Angola other than through designated points of entry. The order also prohibited such sale or supply to UNITA. United States persons are prohibited from activities that promote or are calculated to promote such sales or supplies, or from attempted violations, or from evasion or avoidance or transactions that have the purpose of evasion or avoidance of the stated prohibitions. The order authorized the Secretary of the Treasury, in consultation with the Secretary of State, to take such actions, including the promulgation of rules and regulations, as might be necessary to carry out the purposes of the order.

1. On December 10, 1993, the Treasury Department's Office of Foreign Assets Control (OFAC) issued the UNITA (Angola) Sanctions Regulations (the "Regulations") (58 *Fed. Reg.* 64904) to implement my declaration of a national emergency and imposition of sanctions against UNITA. The Regulations prohibit the sale or supply by United States persons or from the United States, or using U.S.-registered vessels or aircraft, of arms and related material of all types, including weapons and ammunition, military vehicles, equipment and spare parts, and petroleum and petroleum products to UNITA or to the territory of Angola other than through designated points of entry. United States persons are also prohibited from activities that promote or are calculated to promote such sales or supplies to UNITA or Angola, or from any transaction by any United States persons that evades or avoids, or has the purpose of evading or avoiding, or attempts to violate, any of the prohibitions set forth in the Executive order. Also prohibited are transactions by United States persons, or involving the use of U.S.-registered vessels or aircraft, relating to transportation to Angola or UNITA of goods the exportation of which is prohibited.

The Government of Angola has designated the following points of entry as points in Angola to which the articles otherwise prohibited by the Regulations may be shipped: *Airports*: Luanda and Katumbela, Benguela Province; *Ports*: Luanda and Lobito, Benuela Province; and *Entry Points*: Malongo, Cabinda Province. Although no specific license is required by the Department of the Treasury for shipments to these designated points of entry (unless the item is destined for UNITA), any such exports remain subject to the licensing requirements of the Departments of State and/or Commerce.

There has been one amendment to the Regulations since my report of April 3, 1997. The UNITA (Angola) Sanctions Regulations, 31 CFR Part 590, were amended on August 25, 1997. General reporting, recordkeeping, licensing, and other procedural regulations were moved from the Regulations

to a separate part (31 CFR Part 501) dealing solely with such procedural matters. (62 *Fed. Reg.* 45098, August 25, 1997). A copy of the amendment is attached.

2. The OFAC has worked closely with the U.S. financial community to assure a heightened awareness of the sanctions against UNITA—through the dissemination of publications, seminars, and notices to electronic bulletin boards. This educational effort has resulted in frequent calls from banks to assure that they are not routing funds in violation of these prohibitions. United States exporters have also been notified of the sanctions through a variety of media, including via the Internet, Fax-on-Demand, special fliers, and computer bulletin board information initiated by OFAC and posted through the U.S. Department of Commerce and the U.S. Government Printing Office. There have been no license applications under the program since my last report.

3. The expenses incurred by the Federal Government in the 6-month period from March 26, 1997, through September 25, 1997, that are directly attributable to the exercise of powers and authorities conferred by the declaration of a national emergency with respect to UNITA are approximately \$50,000, most of which represent wage and salary costs for Federal personnel. Personnel costs were largely centered in the Department of the Treasury (particularly in the Office of Foreign Assets Control, the U.S. Customs Service, the Office of the Under Secretary for Enforcement, and the Office of the General Counsel) and the Department of State (particularly the Office of Southern African Affairs).

I will continue to report periodically to the Congress on significant developments, pursuant to 50 U.S.C. 1703(c).

WILLIAM J. CLINTON.

THE WHITE HOUSE, *September 24, 1997.*

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on International Relations and ordered to be printed H. Doc. 105-135).

¶107.49 LIBRARY OF CONGRESS TRUST FUND BOARD

The SPEAKER pro tempore, Mr. SMITH of New Jersey, by unanimous consent, announced that the Speaker, pursuant to section 1 of 2 United States Code 154, as amended by section 1 of Public Law 102-246, appointed to the Library of Congress Trust Fund Board, Mr. Wayne Berman of the District of Columbia to fill the existing vacancy thereon.

¶107.50 SENATE BILLS REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 542. An Act to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel FAR HORIZONS; to the Committee on Transportation and Infrastructure.

S. 662. An Act to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel VORTICE; to the Committee on Transportation and Infrastructure.

S. 880. An Act to authorize the Secretary of Transportation to issue a certificate of documentation with appropriate endorsement for employment in the coastwise trade for the vessel DUSKEN IV; to the Committee on Transportation and Infrastructure.

¶107.51 ENROLLED BILLS SIGNED

Mr. THOMAS, from the Committee on House Oversight, 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. 2209. An Act making appropriations for the Legislative Branch for the fiscal year ending September 30, 1998, and for other purposes.

H.R. 2443. An Act to designate the Federal building located at 601 Fourth Street, NW., in the District of Columbia, as the "Federal Bureau of Investigation, Washington Field Office Memorial Building", in honor of William H. Christian, Jr., Martha Dixon Martinez, Michael J. Miller, Anthony Palmisiano, and Edwin R. Woodruffe.

H.R. 2248. An Act to authorize the President to award a gold medal on behalf of the Congress to Ecumenical Patriarch Bartholomew in recognition of his outstanding and enduring contributions toward religious understanding and peace, and for other purposes.

¶107.52 BILLS PRESENTED TO THE PRESIDENT

Mr. THOMAS, from the Committee on House Oversight reported that that committee did on the following dates present to the President, for his approval, bills of the House of the following title:

On September 24, 1997:

H.R. 111. An Act to provide for the conveyance of a parcel of unused agricultural land in Dos Palos, California, to the Dos Palos Ag Boosters for use as a farm school.

On September 25 1997:

H.R. 2443. An Act to designate the Federal Building located at 601 Fourth Street, NW., in the District of Columbia, as the "Federal Bureau of Investigation, Washington Field Office Memorial Building", in honor of William H. Christian, Jr., Martha Dixon Martinez, Michael J. Miller, Anthony Palmisiano, and Edwin R. Woodruffe.

H.R. 2248. An Act authorize the President to award a gold medal on behalf of the Congress to Ecumenical Patriarch Bartholomew in recognition of his outstanding and enduring contributions toward religious understanding and peace, and for other purposes.

H.R. 2209. An Act making appropriations for the legislative branch for the fiscal year ending September 30, 1998, and for other purposes.

¶107.53 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ROGAN, for today;

To Mr. COLLINS of Georgia, for today after 1 p.m. and the balance of the week;

To Mr. LAZIO, for today after 2:30 p.m.; and

To Mr. YOUNG of Alaska for today after 6 p.m.

And then,

¶107.54 ADJOURNMENT

On motion of Mrs. MORELLA, at 11 o'clock and 50 minutes p.m., the House adjourned.

¶107.55 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. SHUSTER: Committee on Transportation and Infrastructure. H.R. 2516. A bill to extend the Intermodal Surface Transportation Efficiency Act of 1991 through March 31, 1998; with an amendment (Rept. No. 105-270). Referred to the Committee of the Whole House on the State of the Union.

¶107.56 SUBSEQUENT ACTION ON A REPORTED BILL SEQUENTIALLY REFERRED

Under clause 5 of Rule X the following action was taken by the Speaker:

H.R. 695. Referral to the Committee on Commerce extended for a period ending not later than September 29, 1997.

¶107.57 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 Mrs. MORELLA:

H.R. 2544. A bill to improve the ability of Federal agencies to license federally owned inventions; to the Committee on Science, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BROWN of Ohio (for himself,

Mr. BALDACCIO, Mr. BONIOR, Ms. CHRISTIAN-GREEN, Mr. CONYERS, Mr. DELLUMS, Mr. ENSIGN, Mr. FILNER, Mr. FLAKE, Mr. FROST, Mr. HILLIARD, Ms. JACKSON-LEE, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KILPATRICK, Mr. MCDERMOTT, Mr. MCNULTY, Mr. MURTHA, Mr. NADLER, Ms. NORTON, Mr. NORWOOD, Mr. OLVER, Mr. PASCRELL, Mr. SAXTON, Mr. STEARNS, Mr. UNDERWOOD, Mr. FOX of Pennsylvania, Mr. EVANS, Mr. LANTOS, and Mr. FAZIO of California):

H.R. 2545. A bill to amend title 39, United States Code, to allow postal patrons to contribute to funding for prostate cancer research through the voluntary purchase of certain specially issued United States postage stamps; to the Committee on Government Reform and Oversight.

By Mr. CLAY (for himself and Mr. KILDEE):

H.R. 2546. A bill to amend the Higher Education Act of 1965 to make college more affordable and accessible; to the Committee on Education and the Workforce.

By Mr. FARR of California (for himself,

Mr. SAXTON, Mr. ABERCROMBIE, Mr. MILLER of California, Mr. GILCREST, Mr. PALLONE, Mr. BROWN of California, Mr. GOSS, Mr. KENNEDY of Rhode Island, and Mr. ORTIZ):

H.R. 2547. A bill to develop and maintain a coordinated, comprehensive, and long-range national policy with respect to ocean and coastal activities that will assist the Nation in meeting specified objectives, and for other purposes; to the Committee on Resources.

By Mr. FILNER:

H.R. 2548. A bill to curtail illegal immigration through increased enforcement of the employer sanctions provisions in the Immigration and Nationality Act and related laws; to the Committee on the Judiciary, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FRANK of Massachusetts:

H.R. 2549. A bill to amend title II of the Social Security Act to restrict the application of the windfall elimination provision to individuals whose combined monthly income from benefits under such title and other monthly periodic payments exceeds \$2,000 and to provide for a graduated implementation of such provision on amounts above such \$2,000 amount; to the Committee on Ways and Means.

By Mr. KLECZKA:

H.R. 2550. A bill to adjust the rules for deducting military separation pay amounts from veterans' disability compensation; to the Committee on National Security.

By Mr. LAFALCE (for himself, Mr. HOUGHTON, Mr. BARCIA of Michigan, and Mr. OBERSTAR):

H.R. 2551. A bill to amend the Immigration and Nationality Act to authorize the Attorney General to eliminate the fee associated with the issuance of an I-68 landing permit; to the Committee on the Judiciary.

By Mr. MCCOLLUM (for himself and Mr. BACHUS):

H.R. 2552. A bill to amend the requirements in the Federal Credit Union Act relating to audit requirements and supervisory committee oversight of insured credit unions, and for other purposes; to the Committee on Banking and Financial Services.

By Mrs. MORELLA (for herself, Mr. ALLEN, Mr. DAVIS of Illinois, Ms. CHRISTIAN-GREEN, Mr. SANDLIN, Mr. OLVER, Mr. FROST, Ms. RIVERS, Mr. KENNEDY of Rhode Island, and Mr. MCGOVERN):

H.R. 2553. A bill to amend the Internal Revenue Code of 1986 to make the dependent care credit refundable, and for other purposes; to the Committee on Ways and Means.

By Ms. NORTON:

H.R. 2554. A bill to prohibit discrimination on the basis of certain factors with respect to any aspect of a surety bond transaction; to the Committee on the Judiciary.

By Mr. PALLONE (for himself, Mr. JONES, Mr. HINCHEY, Mr. SMITH of New Jersey, Mr. PAYNE, Mr. NADLER, Mr. GEJDENSON, and Ms. DELAURO):

H.R. 2555. A bill to prohibit the Department of the Interior from expending any funds for a mid-Atlantic coast offshore oil and gas lease sale; to the Committee on Resources.

By Mr. SAXTON:

H.R. 2556. A bill to reauthorize the North American Wetlands Conservation Act and the Partnerships for Wildlife Act; to the Committee on Resources.

By Mr. STARK:

H.R. 2557. A bill to provide for the removal of abandoned vessels; to the Committee on Transportation and Infrastructure.

By Mr. STARK:

H.R. 2558. A bill to amend title XVIII of the Social Security Act to provide for payment for hospital outpatient department services equal to payment rates established for similar services provided outside the hospital setting; to the Committee on Ways and Means, and in addition to the Committee on Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STARK:

H.R. 2559. A bill to amend title XVIII of the Social Security Act to limit the ability of hospitals to treat noncontiguous facilities as hospital outpatient departments; to the Committee on Ways and Means, and in addition to the Committee on Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. THOMPSON:

H.R. 2560. A bill to award congressional gold medals to Jean Brown Trickey, Carlotta Walls LaNier, Melba Patillo Beals, Terrence Roberts, Gloria Ray Karlmark, Thelma Mothershed Wair, Ernest Green, Elizabeth Eckford, and Jefferson Thomas, commonly referred to collectively as the "Little Rock Nine" on the occasion of the 40th anniversary of the integration of Central High School in Little Rock, Arkansas; to the Committee on Banking and Financial Services.

By Mr. WELDON of Florida:

H.R. 2561. A bill to provide low-income children educational opportunities; to the Committee on Education and the Workforce.

By Mrs. CHENOWETH (for herself, Mr. BARTLETT of Maryland, and Mr. HALL of Texas):

H. Con. Res. 158. Concurrent resolution condemning the deployment of United States military personnel in the service of the United Nations in the former Yugoslav Republic of Macedonia; to the Committee on International Relations, and in addition to the Committee on National Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LIPINSKI (for himself, Mr. PAYNE, Mr. MEEHAN, Mr. UNDERWOOD, Mr. BLAGOJEVICH, Mr. POSHARD, Mr. WATTS of Oklahoma, Mr. HORN, Mr. ANDREWS, Mrs. MALONEY of New York, Mr. MCGOVERN, Mr. MARKEY, Mr. GUTIERREZ, Mrs. KELLY, Mr. BONIOR, Mr. STEARNS, Mr. DOYLE, Mr. JOHNSON of Wisconsin, Mr. LATOURETTE, Mr. HOLDEN, Mr. DAVIS of Virginia, Mrs. KENNELLY of Connecticut, Mr. MANTON, Mr. GEJDENSON, Mr. NEAL of Massachusetts, Mr. PALLONE, Mr. DEFazio, Mr. KENNEDY of Rhode Island, Ms. SLAUGHTER, and Mr. RIGGS):

H. Con. Res. 159. Concurrent resolution honoring the memory of the victims of the Great Irish Potato Famine, and for other purposes; to the Committee on International Relations.

By Mr. THOMAS:

H. Res. 244. Resolution demanding that the Office of the United States Attorney for the Central District of California file criminal charges against Hermandad Mexicana Nacional for failure to comply with a valid subpoena under the Federal Contested Elections Act; to the Committee on House Oversight, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROYCE (for himself, Mr. SMITH of New Jersey, Mr. MENENDEZ, and Mr. PAYNE):

H. Res. 245. Resolution expressing the sense of the House of Representatives in support of a free and fair referendum on self-determination for the people of Western Sahara; to the Committee on International Relations.

107.58 REPORTS OF COMMITTEES ON PRIVATE 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. HYDE: Committee on the Judiciary. H.R. 1313. A bill for the relief of Nancy B. Wilson (Rept. No. 105-269). Referred to the Committee of the Whole House.

107.59 ADDITIONAL SPONSORS

Under clause 4 of rule XXII, sponsors were added to public bills and resolutions as follows:

H.R. 26: Mr. NEY, Mr. SMITH of Michigan, and Mr. HEFLEY.

H.R. 38: Mr. HEFLEY.

H.R. 44: Mr. RANGEL, Mr. ABERCROMBIE, Mr. ENSIGN, Mr. NEY, and Mr. PETERSON of Pennsylvania.

H.R. 45: Mr. EVANS.

H.R. 59: Mr. HALL of Texas, Mr. CRANE, and Mr. PORTER.

H.R. 65: Mr. SOUDER.

H.R. 135: Mr. THOMPSON.

H.R. 146: Mr. MANTON and Mr. GOODE.

H.R. 303: Mr. LEACH and Mr. PETERSON of Pennsylvania.

H.R. 453: Mr. BROWN of California, Mr. SMITH of New Jersey, Mr. OLVER, Mr. BLUMENAUER, Mr. CONYERS, and Mr. TIERNEY.

H.R. 600: Mr. SAWYER, Ms. STABENOW, Mr. JOHN, Mr. BERRY, Mr. PETERSON of Minnesota, Mr. BECERRA, Mr. TANNER, Mr. SCOTT, Mr. DIXON, Mr. MARTINEZ, Mr. LANTOS, Mr. NEAL of Massachusetts, Mr. RODRIGUEZ, Mr. CONDIT, Mr. MCHALE, Mr. HINOJOSA, Mr. REYES, Mr. OBERSTAR, Ms. KAPTUR, Mr. ORTIZ, Mr. STOKES, Mr. CUMMINGS, Mr. MENENDEZ, and Mr. LEWIS of Georgia.

H.R. 621: Ms. WOOLSEY.

H.R. 627: Mr. DAN SCHAEFER of Colorado.

H.R. 628: Mr. ANDREWS, Mr. HILLIARD, Mrs. LOWEY, Mr. HAYWORTH, Mr. NEY, Mr. MCNULTY, and Mr. CALVERT.

H.R. 687: Mr. BONIOR and Mr. VISCLOSKEY.

H.R. 715: Mr. PACKARD.

H.R. 754: Mr. MORAN of Virginia.

H.R. 758: Mr. STENHOLM, Mr. MCINNIS, and Mr. LARGENT.

H.R. 774: Mr. CAPPS.

H.R. 789: Mr. BOB SCHAFFER.

H.R. 815: Mr. HAYWORTH and Mr. VISCLOSKEY.

H.R. 859: Mr. PASTOR.

H.R. 991: Mr. BARRETT of Wisconsin and Mr. STUPAK.

H.R. 1009: Mr. HEFLEY.

H.R. 1010: Mr. SNOWBARGER.

H.R. 1023: Mr. ADERHOLT.

H.R. 1025: Ms. DELAURO and Ms. HARMAN.

H.R. 1031: Mr. DEAL of Georgia.

H.R. 1114: Mr. FORD, Mr. ANDREWS, Mr. BACHUS, Mr. LEWIS of Georgia, Mr. WATKINS, Mr. CUMMINGS, Mrs. KENNELLY of Connecticut, Mr. MCHALE, Mr. PARKER, Mr. SOLOMON, Ms. BROWN of Florida, Mr. GIBBONS, Mr. VENTO, Mr. FOLEY, and Mr. PICKERING.

H.R. 1147: Mr. HILLEARY.

H.R. 1151: Mr. RANGEL, Mr. MANTON, and Mr. RUSH.

H.R. 1161: Mr. ENGLISH of Pennsylvania.

H.R. 1234: Mr. BONIOR.

H.R. 1450: Mr. HINOJOSA and Ms. SLAUGHTER.

H.R. 1481: Mr. GILCHREST.

H.R. 1595: Mr. CALVERT, Mr. HAYWORTH, Mr. SKEEN, and Mr. STUMP.

H.R. 1608: Mr. PETERSON of Pennsylvania, Mr. PASTOR, Mr. GILMAN, Mr. PASCRELL, Mr. BLILEY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LIPINSKI, and Mr. MARTINEZ.

H.R. 1625: Mr. HASTERT, Mr. BONO, Mr. GALLEGLY, Mr. ROHRBACHER, and Mr. TALENT.

H.R. 1823: Mr. NEY, Mr. KENNEDY of Rhode Island, and Mr. THOMPSON.

H.R. 1842: Mr. SHADEGG.

H.R. 1870: Mr. WATT of North Carolina, Mr. RUSH, and Mr. STRICKLAND.

H.R. 1909: Mr. TALENT.

H.R. 1951: Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. LOWEY, Mr. HEFNER, and Mr. EDWARDS.

H.R. 2013: Mr. KENNEDY of Rhode Island.

H.R. 2023: Mr. COSTELLO

H.R. 2121: Mr. RUSH.

H.R. 2129: Mr. MCKEON and Mr. GUTIERREZ.

H.R. 2163: Mr. LINDER.

H.R. 2195: Mr. LANTOS.

H.R. 2228: Ms. WOOLSEY and Mr. TIERNEY.

H.R. 2232: Ms. PELOSI.

H.R. 2257: Mr. FILNER, Mr. POMEROY, Mr. KUCINICH, and Mr. SANDERS.

H.R. 2348: Mr. MATSUI, Mr. RAHALL, Mr. FALOMAVAEGA, and Mr. FROST.

H.R. 2349: Mr. DEFazio, Mr. FROST, Mr. MCGOVERN, Mr. RAHALL, Mr. PASTOR, and Mr. BONIOR.

H.R. 2400: Mr. BOEHLERT, Mr. BORSKI, Mr. COBLE, Mr. LIPINSKI, Mr. DUNCAN, Mr. WISE, Mr. EWING, Mr. TRAFICANT, Mr. GILCHREST, Mr. DEFazio, Mr. HORN, Mr. CLEMENT, Mr. FRANKS of New Jersey, Mr. COSTELLO, Mr. MICA, Mr. POSHARD, Mr. QUINN, Mr. CRAMER, Mrs. FOWLER, Ms. NORTON, Mr. EHLERS, Mr. NADLER, Mr. BACHUS, Ms. DANNER, Mr. LATOURETTE, Mr. MENENDEZ, Mrs. KELLY, Mr. CLYBURN, Mr. BAKER, Ms. BROWN of Florida, Mr. BASS, Mr. BARCIA of Michigan, Mr. NEY, Mr. FILNER, Mr. METCALF, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. EMERSON, Mr. MASCARA, Mr. PEASE, Mr. BLUMENAUER, Mr. BLUNT, Mr. SANDLIN, Mr. PITTS, Mr. PASCRELL, Mr. HUTCHINSON, Mr. JOHNSON of Wisconsin, Mr. COOK, Mr. BOSWELL, Mr. COOKSEY, Mr. HOLDEN, Mr. PICKERING, Mr. LAMPSON, Ms. GRANGER, Mr. FOX of Pennsylvania, Mr. LOBIONDO, Mr. WATTS of Oklahoma, Mr. MORAN of Kansas, Mr. ACKERMAN, Mr. ANDREWS, Mr. BEREUTER, Mr. BLAGOJEVICH, Mr. BONIOR, Mr. BURTON of Indiana, Mr. CAMP, Mr. CONYERS, Mr. DINGELL, Mr. FALOMAVAEGA, Mr. FORBES, Mr. FROST, Mr. GEKAS, Mr. GORDON, Mr. HINCHEY, Ms. HOOLEY of Oregon, Mr. HOUGHTON, Mr. KILDEE, Ms. KILPATRICK, Mr. KING of New York, Mr. LAFALCE, Mr. LEVIN, Mr. LEWIS of California, Mr. MANZULLO, Mr. MCHUGH, Mr. MCNULTY, Mr. PALLONE, Mr. PAYNE, Mr. PETERSON of Pennsylvania, Ms. RIVERS, Mr. ROTHMAN, Mrs. ROUKEMA, Mr. SCHUMER, Mr. SHIMKUS, Mr. SMITH of New Jersey, Ms. STABENOW, Mr. STRICKLAND, Mr. STUPAK, Mr. TOWNS, Mr. UPTON, Mr. WELLER, Mr. MANTON, Ms. SLAUGHTER, Mr. SMITH of Michigan, Ms. VELAZQUEZ, and Mr. WALSH.

H.R. 2422: Mr. FROST, Mr. OLVER, Mr. BOUCHER, and Mrs. MINK of Hawaii.

H.R. 2439: Mr. KLUG.

H.R. 2449: Mr. MCCOLLUM, Mr. CUNNINGHAM, Mr. CANNON, Mr. BAKER, Mr. BEREUTER, Mr. KASICH, and Mr. WELDON of Florida.

H.R. 2453: Mr. HORN, Ms. SLAUGHTER, Mrs. MINK of Hawaii, Mr. WATT of North Carolina, Mr. SNYDER, Ms. WATERS, and Mr. QUINN.

H.R. 2456: Mr. SKEEN.

H.R. 2457: Mrs. MYRICK.

H.R. 2481: Mr. BEREUTER, Mr. MCNULTY, Mr. POMEROY, Mr. MANTON, Mr. TOWNS, Mr. CONYERS, and Mr. STRICKLAND.

H.R. 2483: Mr. DELAY, Mr. SOLOMON, Mr. JONES, Mr. BLILEY, Mrs. MYRICK, Mr. HOEKSTRA, Mr. PARKER, Mr. KASICH, Mr. MICA, Mr. BARTON of Texas, Mr. NORWOOD, Mr. PICKERING, Mr. ROHRBACHER, Mr. RILEY, Mr. BILBRAY, Mr. SNOWBARGER, Mr. HASTERT, Mr. LEWIS of Kentucky, and Mr. DOOLITTLE.

H.R. 2489: Mr. NEY, Mr. KLUG, Mr. RUSH, Mr. CRAPO, Mr. LEWIS of Kentucky, Mr. ADAM SMITH of Washington, Mr. MCHUGH, and Mr. JACKSON.

H.R. 2492: Mr. ENGLISH of Pennsylvania.

H. Con. Res. 19: Mr. LEVIN.

H. Con. Res. 80: Mr. DEUTSCH, Mr. COSTELLO, Mr. SNYDER, Mr. SISISKY, Mr. SABO, and Ms. MILLENDER-MCDONALD.

H. Con. Res. 127: Mr. STRICKLAND.

H. Res. 16: Mr. ENGLISH of Pennsylvania.

H. Res. 139: Mr. ENSIGN, Mr. CONDIT, and Mr. PETERSON of Minnesota.

FRIDAY, SEPTEMBER 26, 1997 (108)

The House was called to order by the SPEAKER.

¶108.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Thursday, September 25, 1997.

Mr. MILLER of California, pursuant to clause 1, rule I, objected to the Chair's approval of the Journal.

The question being put, *viva voce*,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER announced that the yeas had it.

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

The SPEAKER pursuant to clause 5, rule I, announced that the vote would be postponed until later today.

The point of no quorum was considered as withdrawn.

¶108.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

5175. A letter from the Administrator, Agricultural Marketing Service, transmitting the Service's final rule—Dried Prunes Produced in California; Increased Assessment Rate [Docket No. FV97-993-1 FIR] received September 24, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5176. A letter from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, transmitting the Service's final rule—Importation of Cut Flowers [Docket No. 95-082-2] received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5177. A letter from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, transmitting the Service's final rule—Importation of Fruits and Vegetables [Docket No. 96-046-3] received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5178. A letter from the Congressional Review Coordinator, Animal and Plant Health Inspection Service, transmitting the Service's final rule—Foreign Potatoes [Docket No. 97-010-2] received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5179. A letter from the Chairman and Chief Executive Officer, Farm Credit Administration, transmitting the Administration's final rule—Loan Policies and Operations; Definitions; Loan Underwriting (RIN: 3052-AB64) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5180. A letter from the Chief, Natural Resources Conservation Service, transmitting the Service's final rule—Wildlife Habitat Incentives Program (RIN: 0578-AA21) received September 26, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5181. A letter from the Administrator, Rural Utilities Service, transmitting the Service's final rule—Settlement of Debt Owed by Electric Borrowers (RIN: 0572-AB26) received September 24, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5182. A letter from the Administrator, Rural Utilities Service, transmitting the Service's final rule—Rural Telephone Bank and Telecommunications Program Loan Policies, Types of Loans, Loan Requirements (RIN: 0572-AB32) received September 16, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

5183. A letter from the Secretary of Defense, transmitting the Department's Report on Improvements to the Joint Manpower Process, pursuant to Public Law 104—201, section 509(a) (110 Stat. 2513); to the Committee on National Security.

5184. A letter from the Managing Director, Federal Housing Finance Board, transmitting the Board's final rule—Revision of Financing Corporation Operations Regulation [No. 97-57] (RIN: 3069-AA57) received September 24, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Banking and Financial Services.

5185. A letter from the Secretary of Health and Human Services, transmitting the Department's second annual report to Congress summarizing evaluation activities related to the Comprehensive Community Mental Health Services for Children with Serious Emotional Disturbances program, pursuant to 42 U.S.C. 300X-4(g); to the Committee on Commerce.

5186. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Schedule of Fees Authorized by 49 U.S.C. 30141; Fee for Review and Processing of Conformity Certificates for Nonconforming Vehicles (National Highway Traffic Safety Administration) [Docket No. 97-046; Notice 2] (RIN: 2127-AG73) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5187. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—National Emission Standards for Hazardous Air Pollutants for Source Categories; National Emission Standards for Hazardous Air Pollutants for Primary Aluminum Reduction Plants [IL-64-2-5807; FRL-5898-5] (RIN: 2060-AE76) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

5188. A letter from the Acting Director, Defense Security Assistance Agency, transmitting a copy of Transmittal No. 14-97 for U.S. involvement with Australia in a Project on MSX Satellite Trials, pursuant to 22 U.S.C. 2767(f); to the Committee on International Relations.

5189. A letter from the Auditor, District of Columbia, transmitting a copy of a report entitled "District's Purchase of Presidential Inaugural Tickets," pursuant to D.C. Code section 47-117(d); to the Committee on Government Reform and Oversight.

5190. A letter from the Chairman, Merit Systems Protection Board, transmitting the report on cases completed by the U.S. Merit Systems Protection Board in FY 1996, pursuant to 5 U.S.C. 1204(a)(3); to the Committee on Government Reform and Oversight.

5191. A letter from the Chief Administrative Officer, the U.S. House of Representatives, transmitting the quarterly report of receipts and expenditures of appropriations and other funds for the period January 1, 1997, through March 31, 1997 as compiled by the Chief Administrative Officer, pursuant to 2 U.S.C. 104a; (H. Doc. No. 105-136); to the Committee on House Oversight and ordered to be printed.

5192. A letter from the Deputy Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Magnuson Act Provisions; Appointment of Regional Fishery Management Council Members [I.D. 032797B] (RIN: 0648-AJ95) received September 24, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5193. A letter from the Acting Director, Office of Sustainable Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 620 of the Gulf of Alaska [Docket No. 961126334-7025-02; I.D. 091997A] received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

5194. A letter from the Director, Federal Bureau of Prisons, transmitting the Bureau's final rule—Literacy Program [BOP-1036-I] (RIN: 1120-AA33) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

5195. A letter from the Director, Federal Bureau of Prisons, transmitting the Bureau's final rule—Inmate Discipline and Good Conduct Time [BOP-1040-F] (RIN: 1120-AA34) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

5196. A letter from the Director, Federal Bureau of Prisons, transmitting the Bureau's final rule—Good Conduct Time [BOP-1032-I] (RIN: 1120-AA62) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

5197. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Regulated Navigation Area: Miami, FL (Coast Guard) [CGD07-97-019] (RIN: 2115-AE84) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5198. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Drawbridge Operation Regulations; Manchester Harbor, MA (Coast Guard) [CGD01-97-022] (RIN: 2115-AE47) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5199. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Special Local Regulations; Head of the Licking Regatta Licking River Mile 0.0-3.5, Newport, Kentucky (Coast Guard) [CGD08-97-039] (RIN: 2115-AE46) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5200. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Special Local Regulations; 1997 Galveston Offshore Powerboat Festival, Galveston, TX (Coast Guard) [CGD8-97-038] (RIN: 2115-AE46) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5201. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Safety Zone Regulation; Commencement Bay Maritime Festival Tugboat Races, Commencement Bay, Tacoma, WA [CGD13-97-027] (RIN: 2115-AA97) received September 25, 1997, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

5202. A letter from the General Counsel, Department of Transportation, transmitting the Department's final rule—Technical Amendments; Organizational Changes; Miscellaneous Editorial Changes and Conforming Amendments (Coast Guard) [CGD 97-057] (RIN: 215-ZZ02) received September