

Johnson (WI)	Moakley	Schaefer, Dan
Johnson, E. B.	Mollohan	Schaffer, Bob
Jones	Moran (KS)	Schumer
Kanjorski	Moran (VA)	Scott
Kaptur	Morella	Sensenbrenner
Kasich	Murtha	Serrano
Kelly	Myrick	Sessions
Kennedy (MA)	Nadler	Shadegg
Kennedy (RI)	Neal	Shaw
Kennelly	Nethercutt	Shays
Kildee	Neumann	Sherman
Kilpatrick	Ney	Shimkus
Kim	Northup	Shuster
Kind (WI)	Norwood	Sisisky
King (NY)	Nussle	Skaggs
Kingston	Oberstar	Skeen
Klecza	Obey	Skelton
Klink	Olver	Slaughter
Klug	Ortiz	Smith (MI)
Knollenberg	Owens	Smith (NJ)
Kolbe	Oxley	Smith (TX)
Kucinich	Packard	Smith, Adam
LaFalce	Pallone	Smith, Linda
LaHood	Pappas	Snowbarger
Lampson	Parker	Snyder
Lantos	Pascrell	Solomon
Largent	Pastor	Souder
Latham	Paul	Spence
LaTourette	Paxon	Spratt
Lazio	Payne	Stabenow
Leach	Pease	Stark
Levin	Pelosi	Stenholm
Lewis (CA)	Peterson (MN)	Strickland
Lewis (GA)	Peterson (PA)	Stump
Lewis (KY)	Petri	Stupak
Lipinski	Pickering	Sununu
Livingston	Pickett	Talent
LoBiondo	Pitts	Tanner
Lofgren	Pombo	Tauscher
Lowey	Pomeroy	Tauzin
Lucas	Porter	Taylor (MS)
Luther	Portman	Thomas
Maloney (CT)	Poshard	Thompson
Maloney (NY)	Price (NC)	Thornberry
Manton	Pryce (OH)	Thune
Manzullo	Quinn	Thurman
Markey	Radanovich	Tiahrt
Martinez	Rahall	Tierney
Mascara	Ramstad	Torres
Matsui	Rangel	Towns
McCarthy (MO)	Redmond	Traficant
McCarthy (NY)	Regula	Turner
McCollum	Reyes	Upton
McCrery	Riggs	Velazquez
McDade	Riley	Vento
McDermott	Rivers	Walsh
McGovern	Rodriguez	Wamp
McHale	Roemer	Waters
McHugh	Rogan	Watkins
McIntosh	Rogers	Watt (NC)
McIntyre	Rohrabacher	Watts (OK)
McKeon	Rothman	Weldon (FL)
McKinney	Roukema	Weldon (PA)
McNulty	Roybal-Allard	Weller
Meehan	Royce	Wexler
Meek	Rush	Weygand
Menendez	Ryun	White
Metcalf	Sabo	Whitfield
Mica	Salmon	Wicker
Millender-McDonald	Sanchez	Wise
Miller (CA)	Sanders	Wolf
Miller (FL)	Sandlin	Woolsey
Minge	Sanford	Wynn
Mink	Sawyer	Yates
	Saxton	Young (AK)

NAYS—5

Barr	Scarborough	Taylor (NC)
Johnson, Sam	Stearns	

NOT VOTING—16

Bereuter	Granger	Stokes
Bliley	Linder	Visclosky
Conyers	McInnis	Waxman
Fazio	Ros-Lehtinen	Young (FL)
Gibbons	Schiff	
Gonzalez	Smith (OR)	

So the motion to instruct the managers on the part of the House was agreed to.

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

¶111.8 PROVIDING FOR THE CONSIDERATION OF H.R. 901

Mr. SOLOMON, by direction of the Committee on Rules, reported (Rept. No. 105-288) the resolution (H. Res. 257) providing for the consideration of the bill (H.R. 901) to preserve the sovereignty of the United States over public lands and acquired lands owned by the United States, and to preserve State sovereignty and private property rights in non-Federal lands surrounding those public lands and acquired lands.

When said resolution and report were referred to the House Calendar and ordered printed.

¶111.9 PROVIDING FOR THE CONSIDERATION OF H.R. 1127

Mr. SOLOMON, by direction of the Committee on Rules, called up the following resolution (H. Res. 256):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the State of the Union for consideration of the bill (H.R. 1127) to amend the Antiquities Act to require an Act of Congress and the concurrence of the Governor and State legislature for the establishment by the President of national monuments in excess of 5,000 acres. The first reading of the bill shall be dispensed with. General debate shall be confined to the bill and the amendments made in order by this resolution and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Resources. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Resources now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. No amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The Chairman of the Committee of the Whole may: (1) postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment; and (2) reduce to five minutes the minimum time for electronic voting on any postponed question that follows another electronic vote without intervening business, provided that the minimum time for electronic voting on the first in any series of questions shall be fifteen minutes. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final

passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered. After debate,

¶111.10 MOTION TO ADJOURN

Mr. CONDIT 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 nays had it.

Mr. CONDIT demanded a recorded vote on said motion, 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 112
negative } Nays 295

¶111.11 [Roll No. 481] AYES—112

Abercrombie	Ford	Nadler
Ackerman	Frank (MA)	Neal
Allen	Frost	Oberstar
Andrews	Furse	Obey
Baesler	Gedjenson	Olver
Baldacci	Gephardt	Owens
Barrett (WI)	Gutierrez	Pallone
Becerra	Harman	Pastor
Bentsen	Hastings (FL)	Payne
Blumenauer	Hefner	Pelosi
Boniore	Hinchee	Peterson (MN)
Borski	Jackson-Lee	Pomeroy
Boyd	(TX)	Rangel
Brown (CA)	Jefferson	Roybal-Allard
Brown (OH)	Johnson, E. B.	Sanchez
Capps	Kanjorski	Sanders
Carson	Kaptur	Schumer
Clayton	Kennedy (MA)	Serrano
Condit	Kennedy (RI)	Sherman
Cox	Kilpatrick	Skaggs
Cummings	Lampson	Slaughter
Davis (FL)	Levin	Stark
DeFazio	Lewis (GA)	Stenholm
DeGette	Lofgren	Strickland
Delahunt	Lowey	Stupak
DeLauro	Maloney (NY)	Tauscher
Deutsch	Manton	Thurman
Dingell	Markey	Tierney
Doggett	Matsui	Torres
Doyle	McCarthy (NY)	Towns
Edwards	McDermott	Turner
Engel	McGovern	Velazquez
Ensign	McNulty	Vento
Eshoo	Meehan	Waters
Evans	Miller (CA)	Wexler
Farr	Mink	Weygand
Fattah	Moakley	Woolsey
Filner	Murtha	

NOES—295

Aderholt	Bunning	Cubin
Archer	Burr	Cunningham
Armey	Burton	Danner
Bachus	Callahan	Davis (IL)
Ballenger	Calvert	Davis (VA)
Barcia	Camp	Deal
Barr	Campbell	DeLay
Barrett (NE)	Cannon	Dellums
Bartlett	Cardin	Diaz-Balart
Barton	Castle	Dickey
Bass	Chabot	Dicks
Bateman	Chambliss	Dixon
Bereuter	Chenoweth	Dooley
Berry	Christensen	Doolittle
Bilbray	Clay	Dreier
Bilirakis	Clement	Duncan
Bishop	Clyburn	Dunn
Blagojevich	Coble	Ehlers
Blunt	Coburn	Ehrlich
Boehlert	Collins	Emerson
Boehner	Combest	English
Bonilla	Cook	Etheridge
Bono	Cooksey	Everett
Boswell	Costello	Ewing
Boucher	Coyne	Fawell
Brady	Cramer	Flake
Brown (FL)	Crane	Foley
Bryant	Crapo	Forbes

Fowler
Fox
Franks (NJ)
Frelinghuysen
Gallegly
Ganske
Gilchrist
Gillmor
Gilman
Goode
Goodlatte
Goodling
Gordon
Goss
Graham
Green
Greenwood
Gutknecht
Hall (OH)
Hall (TX)
Hamilton
Hansen
Hastert
Hastings (WA)
Hayworth
Hefley
Heger
Hill
Hilleary
Hilliard
Hinojosa
Hobson
Hoekstra
Holden
Hoolley
Horn
Hostettler
Houghton
Hoyer
Hulshof
Hunter
Hutchinson
Hyde
Inglis
Istook
Jackson (IL)
Jenkins
John
Johnson (CT)
Johnson (WI)
Jones
Kasich
Kelly
Kildee
Kim
Kind (WI)
King (NY)
Kingston
Klecicka
Klink
Klug
Knollenberg
Kolbe
Kucinich
LaHood
Lantos
Largent
Latham
LaTourette
Lazio
Leach

Lewis (CA)
Lewis (KY)
Lipinski
Livingston
LoBiondo
Lucas
Luther
Maloney (CT)
Manzullo
Mascara
McCarthy (MO)
McCollum
McCrery
McDade
McHale
McHugh
McIntosh
McIntyre
McKeon
McKinney
Meek
Menendez
Metcalf
Mica
Millender-
McDonald
Miller (FL)
Minge
Mollohan
Moran (KS)
Morella
Myrick
Nethercutt
Neumann
Ney
Northup
Norwood
Nussle
Ortiz
Oxley
Packard
Pappas
Parker
Pascrell
Paul
Paxon
Pease
Peterson (PA)
Petri
Pickering
Pickett
Pitts
Pombo
Porter
Portman
Poshard
Price (NC)
Pryce (OH)
Quinn
Radanovich
Rahall
Ramstad
Redmond
Regula
Reyes
Riggs
Riley
Rivers
Rodriguez
Roemer
Rogan

Rogers
Rothman
Roukema
Royce
Rush
Ryun
Sabo
Salmon
Sandlin
Sanford
Sawyer
Saxton
Scarborough
Schaefer, Dan
Schaffer, Bob
Scott
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Shimkus
Shuster
Sisisky
Skeen
Smith (MI)
Smith (NJ)
Smith (TX)
Smith, Adam
Smith, Linda
Snowbarger
Snyder
Solomon
Souder
Spence
Spratt
Stabenow
Stearns
Stump
Sununu
Talent
Tanner
Tauzin
Taylor (MS)
Taylor (NC)
Thomas
Thompson
Thornberry
Thune
Tiahrt
Trafigant
Upton
Visclosky
Walsh
Wamp
Watkins
Watt (NC)
Watts (OK)
Weldon (FL)
Weldon (PA)
Weller
White
Whitfield
Wicker
Wise
Wolf
Wynn
Yates
Young (AK)
Young (FL)

NOT VOTING—26

Baker
Berman
Bliley
Buyer
Canady
Conyers
Fazio
Foglietta
Gekas

Gibbons
Gonzalez
Granger
Johnson, Sam
Kennelly
LaFalce
Linder
Martinez
McInnis

Moran (VA)
Rohrbacher
Ros-Lehtinen
Schiff
Skelton
Smith (OR)
Stokes
Waxman

So the motion to adjourn was not agreed to.

After further debate, Mr. SOLOMON submitted the following amendment:

At the end of the resolution add the following new sections:

“Sec. 2. Notwithstanding any other provision of this resolution, it shall be in order to consider the amendment specified in section 3 of this resolution as though it were amendment numbered 6 in House Report 105-283. That amendment may be offered only by Representative Hansen of Utah or his designee and shall be debatable for 10 minutes.

“Sec. 3. The amendment described in section 2 is as follows:

Strike all after the enacting clause and insert:

SECTION 1. SHORT TITLE

This Act may be cited as the “National Monument Fairness Act of 1997”.

SEC. 2. CONGRESSIONAL REVIEW OF NATIONAL MONUMENT STATUS AND CONSULTATION.

Section 2 of the Act of June 8, 1906, commonly referred to as the “Antiquities Act” (34 Stat. 225; 16 U.S.C. 431) is amended by adding the following at the end thereof: “A proclamation of the President under this section that results in the designation of a total acreage in excess of 50,000 acres in a single State in a single calendar year as a national monument may not be issued until 30 days after the President has transmitted the proposed proclamation to the Governor of the State in which such acreage is located and solicited such Governor’s written comments, and any such proclamation shall cease to be effective on the date 2 years after issuance unless the Congress has approved such proclamation by joint resolution.”

On motion of Mr. SOLOMON, the previous question was ordered on the amendment and the resolution.

The question being put, *viva voce*, Will the House agree to said amendment?

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

So the amendment was agreed to.

The question being put, *viva voce*, Will the House agree to said resolution, as amended?

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

So the resolution, as amended, was agreed to.

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

111.12 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

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.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 2267) “An Act 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,” requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Mr. GREGG, Mr. STEVENS, Mr. DOMENICI, Mr. MCCONNELL, Mrs. HUTCHISON, Mr. CAMPBELL, Mr. COCHRAN, Mr. HOLLINGS, Mr. BYRD, Mr. INOUE, Mr. BUMPERS, Mr. LAUTENBERG, and Ms. MIKULSKI, to be the conferees on the part of the Senate.

111.13 INTERMODAL SURFACE TRANSPORTATION

On motion of Mr. SHUSTER, by unanimous consent, the Committee of the Whole House on the state of the Union was discharged from further consideration of the bill (H.R. 2516) to extend the Intermodal Surface Transportation Efficiency Act of 1991 through March 31, 1998; was considered and read twice, and the following amendment in the nature of a substitute was agreed to:

Strike all after the enacting clause and insert the following:

SECTION 1. STATEMENT OF PURPOSE.

This Act makes funds available for the Federal-aid highway, highway safety, motor carrier safety, and mass transportation programs for the first 6 months of fiscal year 1998 by extending the Intermodal Surface Transportation Efficiency Act of 1991 to ensure the continuation of such programs while a multiyear reauthorization is developed. This extension is structured to allow programmatic, apportionment formula, and funding adjustments for the second 6 months of fiscal year 1998 through enactment of a multiyear program.

SEC. 2. EXTENSION OF FEDERAL-AID HIGHWAY PROGRAM FUNDING.

(a) IN GENERAL.—Section 1003 of the Intermodal Surface Transportation Efficiency Act of 1991 (105 Stat. 1918-1922) is amended by adding at the end the following:

“(d) FEDERAL-AID HIGHWAYS FOR THE PERIOD OCTOBER 1, 1997, THROUGH MARCH 31, 1998.—

“(1) IN GENERAL.—For Federal-aid highways and highway safety construction programs, \$11,942,375,000 are authorized to be appropriated out of the Highway Trust Fund (other than the Mass Transit Account) during the period October 1, 1997, through March 31, 1998, and shall be distributed in accordance with this subsection.

“(2) CERTAIN DISCRETIONARY PROGRAMS.—Of the amounts made available by paragraph (1), the Secretary shall deduct \$32,500,000 to carry out section 118(c)(2) of title 23, United States Code, for the period October 1, 1997, through March 31, 1998, and shall deduct \$30,250,000 to carry out the discretionary program under paragraphs (1) and (2) of section 144(g) of such title during such period.

“(3) STATE ALLOCATION PERCENTAGES.—From amounts remaining after making the deductions under paragraph (2) and application of paragraphs (4) and (5), the Secretary shall determine the amount to be apportioned among the States in accordance with the following table:

State	Percentage
Alabama	2.0026
Alaska	1.0499
Arizona	1.4627
Arkansas	1.5268
California	8.9046
Colorado	1.0443
Connecticut	1.9229
Delaware	0.4057
District of Columbia	0.4436
Florida	4.4867
Georgia	3.2899
Hawaii	0.6435
Idaho	0.6314
Illinois	3.6779
Indiana	2.4581
Iowa	1.1364
Kansas	1.1383
Kentucky	1.6617
Louisiana	1.4831
Maine	0.6458
Maryland	1.4512
Massachusetts	3.5632
Michigan	3.0432