

Lewis (GA) Pascrell  
 Lewis (KY) Paul  
 Lipinski Paxon  
 Lowey Pease  
 Luther Pelosi  
 Maloney (CT) Peterson (MN)  
 Maloney (NY) Pickering  
 Manzullo Pitts  
 Markey Poshard  
 Martinez Price (NC)  
 McCarthy (MO) Riley  
 McDermott Rivers  
 McGovern Roemer  
 McHale Rogan  
 McKinney Rohrabacher  
 McNulty Rothman  
 Meehan Roybal-Allard  
 Menendez Royce  
 Millender- Rush  
 McDonald Sabo  
 Miller (CA) Salmon  
 Minge Sanchez  
 Mink Sanders  
 Moran (KS) Sanford  
 Myrick Scarborough  
 Olver Schaefer, Dan  
 Owens Schaffer, Bob  
 Pallone Schumer

NOT VOTING—20

Bereuter Dixon  
 Bilirakis Gonzalez  
 Bono Houghton  
 Brown (CA) Hunter  
 Chenoweth McCarthy (NY)  
 Cubin McIntosh  
 Dickey Mollohan

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.

120.7 AMTRAK AUTHORIZATION

The SPEAKER pro tempore, Mr. MILLER of Florida, pursuant to House Resolution 270 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. 2247) to reform the statutes relating to Amtrak, to authorize appropriations for Amtrak, and for other purposes.

Mr. THORNBERRY, Acting Chairman, assumed the chair; and after some time spent therein,

120.8 MOTION TO RISE

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

It was decided in the { Yeas ..... 195  
 negative ..... } Nays ..... 214

120.9 [Roll No. 528]  
 AYES—195

Abercrombie Carson  
 Ackerman Clay  
 Allen Clayton  
 Baesler Clement  
 Baldacci Clyburn  
 Barcia Condit  
 Barrett (WI) Conyers  
 Becerra Costello  
 Bentsen Coyne  
 Berman Cramer  
 Berry Cummings  
 Bishop Danner  
 Blagojevich Davis (FL)  
 Blumenauer Davis (IL)  
 Bonior DeFazio  
 Borski DeGette  
 Boswell Delahunt  
 Boucher DeLauro  
 Boyd Dellums  
 Brown (FL) Deutsch  
 Brown (OH) Dicks  
 Capps Dingell  
 Cardin Dixon

Gordon Green  
 Gutierrez  
 Hall (OH)  
 Harman  
 Hastings (FL)  
 Hefner  
 Hilliard  
 Hinojosa  
 Holden  
 Hooley  
 Hoyer  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 John  
 Johnson (WI)  
 Johnson, E. B.  
 Kanjorski  
 Kaptur  
 Kennedy (MA)  
 Kennedy (RI)  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind (WI)  
 King (NY)  
 Kleczka  
 LaFalce  
 Lampson  
 Lantos  
 Levin  
 Lewis (GA)  
 Lipinski  
 Lofgren  
 Lowey  
 Luther  
 Maloney (CT)  
 Maloney (NY)  
 Manton  
 Markey

NOES—214

Aderholt  
 Archer  
 Arney  
 Bachus  
 Baker  
 Ballenger  
 Barr  
 Barrett (NE)  
 Bartlett  
 Barton  
 Bass  
 Bateman  
 Bilbray  
 Bilely  
 Blunt  
 Boehlert  
 Boehner  
 Bonilla  
 Brady  
 Bryant  
 Bunning  
 Burr  
 Burton  
 Buyer  
 Callahan  
 Calvert  
 Camp  
 Campbell  
 Canady  
 Cannon  
 Castle  
 Chabot  
 Chambliss  
 Christensen  
 Coble  
 Coburn  
 Collins  
 Combest  
 Cook  
 Cooksey  
 Cox  
 Crane  
 Crapo  
 Cunningham  
 Davis (VA)  
 Deal  
 DeLay  
 Diaz-Balart  
 Doolittle  
 Dreier  
 Duncan  
 Dunn  
 Ehlers  
 Ehrlich  
 Emerson

Martinez  
 Mascara  
 Matsui  
 McCarthy (MO)  
 McDermott  
 McGovern  
 McHale  
 McIntyre  
 McKinney  
 McNulty  
 Meehan  
 Meek  
 Menendez  
 Millender-  
 McDonald  
 Miller (CA)  
 Minge  
 Mink  
 Moakley  
 Moran (VA)  
 Murtha  
 Nadler  
 Neal  
 Oberstar  
 Obey  
 Olver  
 Ortiz  
 Owens  
 Pallone  
 Pascrell  
 Pastor  
 Pelosi  
 Peterson (MN)  
 Pickett  
 Pomeroy  
 Poshard  
 Price (NC)  
 Reyes  
 Rivers  
 Rodriguez  
 Roemer  
 Rothman  
 Roybal-Allard

Rush  
 Sabo  
 Sanchez  
 Sanders  
 Sandlin  
 Sawyer  
 Schumer  
 Scott  
 Serrano  
 Sherman  
 Skaggs  
 Skelton  
 Slaughter  
 Smith, Adam  
 Snyder  
 Spratt  
 Stabenow  
 Stark  
 Stenholm  
 Stokes  
 Strickland  
 Stupak  
 Tanner  
 Tauscher  
 Thompson  
 Thurman  
 Tierney  
 Torres  
 Towns  
 Turner  
 Velazquez  
 Vento  
 Visclosky  
 Waters  
 Watt (NC)  
 Waxman  
 Wexler  
 Weygand  
 Wise  
 Woolsey  
 Wynn  
 Yates

NOT VOTING—24

Andrews  
 Bereuter  
 Bilirakis  
 Bono  
 Brown (CA)  
 Chenoweth  
 Cubin  
 Dickey  
 Fawell  
 Forbes  
 Gonzalez  
 Goodling  
 Houghton  
 McCarthy (NY)  
 McIntosh  
 Mollohan  
 Payne  
 Rangel  
 Ryan  
 Scarborough  
 Schiff  
 Smith (OR)  
 Souder  
 Weldon (PA)

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

120.10 RECORDED VOTE

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

Substitute amendment submitted by Mr. QUINN:

Page 15, after line 16, insert the following new paragraph:

(7) Nothing in this Act shall affect the level of protection provided to employees of freight railroads or of transit systems.

Amendment submitted by Mr. LATOURETTE:

Page 2, strike lines 4 through 6, and insert in lieu thereof the following:

(a) AGREEMENT BY PARTIES.—Section 24312(b)(1) of title 49, United States Code, is amended by inserting “, unless the parties otherwise agree” after “in the bargaining unit”.

(b) USE OF OTHER RAIL CARRIERS.—Section 24312 of title 49, United States Code, is further amended by adding at the end the following new subsection:

(c) USE OF OTHER RAIL CARRIERS.—(1) When Amtrak contracts \* \* \*

Page 3, line 1, strike “(b) EFFECTIVE DATE.—Subsection (a)” and insert in lieu thereof “(c) EFFECTIVE DATE.—Subsection (b)”.

Page 12, line 11, through page 15, line 16, amend section 301 to read as follows:

SEC. 301. RESOLUTION OF LABOR PROTECTION AND CONTRACTING OUT ISSUES.

Amtrak and a labor organization representing Amtrak employees may present proposals, to a Presidential Emergency Board appointed under section 10 of the Railway Labor Act (45 U.S.C. 160) with respect to a dispute to which Amtrak and the labor organization are parties, concerning all issues relating to—

(1) the provisions of Appendix C-2 to the National Railroad Passenger Corporation Agreement, signed July 5, 1973; and

(2) the limitations imposed under section 24312(b) of title 49, United States Code.

If no contract has been agreed to after the expiration of the 30-day period following the report of the Presidential Emergency Board, then, consistent with the Railway Labor Act, the employees may strike and Amtrak may lock out the employees or impose terms of employment containing changes with respect to issues described in paragraph (1) or (2), notwithstanding sections 24706(c) and

24312(b) of title 49, United States Code. This section shall not apply to any dispute concerning which a Presidential Emergency Board has reported before the date of the enactment of this Act. This section shall not apply to any issue that has been resolved by an agreement between Amtrak and a labor organization. This section shall not apply to issues relating to provisions defining the scope or classification of work performed by an Amtrak employee. Nothing in this Act shall affect the level of protection provided to employees of freight railroads or of transit systems.

Page 15, line 18, through page 16, line 13, amend subsection (a) to read as follows:

(a) EMPLOYEE PROTECTIVE ARRANGEMENTS.—

(1) AMENDMENT.—Section 24706(c)(3) of title 49, United States Code, is amended by inserting “, unless the parties otherwise agree” after “of this title”.

(2) APPLICATION OF OTHER LAW.—Section 1172(c) of title 11, United States Code, shall not apply to Amtrak and its employees if an agreement described in the amendment made by paragraph (1) of this subsection is in effect.

It was decided in the { Yeas ..... 195 negative ..... } Nays ..... 223

¶120.11 [Roll No. 529] AYES—195

Table listing names of members voting AYES for §120.11, including Aderholt, Archer, Arney, Bachus, Baker, Ballenger, Barr, Barrett (NE), Bartlett, Barton, Bass, Bateman, Bilbray, Bilely, Blunt, Boehlert, Boehner, Bonilla, Bono, Brady, Bryant, Bunning, Burr, Buyer, Calvert, Camp, Campbell, Canady, Cannon, Cardin, Castle, Chabot, Chambliss, Christensen, Coble, Coburn, Collins, Combest, Cook, Cooksey, Cox, Crane, Cunningham, Davis (VA), Deal, DeLay, Dooley, Doolittle, Dreier, Duncan, Dunn, Ehlers, Ehrlich, Emerson, Ensign, Everrett, Ewing, Fawell, Foley, Forbes, Fowler, Franks (NJ), Frelinghuysen, Gallegly, Ganske, Gekas, Gibbons, Gilchrest, Gingrich, Goode, Goodlatte, Goodling, Goss, Graham, Granger, Greenwood, Gutknecht, Hansen, Hastert, Hastings (WA), Bono, Hayworth, Hefley, Herger, Hill, Hilleary, Hobson, Hoekstra, Horn, Hostettler, Houghton, Hunter, Hutchinson, Hyde, Inglis, Istook, Jenkins, Johnson (CT), Johnson, Sam, Jones, Kasich, Kim, Kingston, Knollenberg, Kolbe, LaHood, Largent, Latham, Lewis (CA), Lewis (KY), Linder, Livingston, LoBiondo, Lucas, Manzullo, McCollum, McCrery, McHugh, McInnis, McKeon, Mica, Miller (FL), Moran (KS), Morella, Myrick, Nethercutt, Northup, Norwood, Nussle, Oxley, Packard, Pappas, Parker, Paxon, Pease, Peterson (PA), Petri, Pickering, Pitts, Pombro, Porter, Portman, Pryce (OH), Quinn, Radanovich, Ramstad, Redmond, Regula, Riggs, Riley, Rogan, Rogers, Rohrabacher, Roukema, Royce, Salmon, Sanford, Saxton, Scarborough, Schaefer, Dan, Schaffer, Bob, Sensenbrenner, Sessions, Shadegg, Shaw, Shays, Shimkus, Shuster, Skeen, Smith (MI), Smith (TX), Snowbarger, Solomon, Souder, Spence, Stearns, Stenholm, Stump, Sununu, Talent, Tauzin, Taylor (MS), Taylor (NC), Thomas, Thornberry, Thune, Upton

Walsh Wamp Watkins

Watts (OK) Weldon (FL) White

Whitfield Wicker Wolf

NOES—223

Abercrombie Ackerman Allen Andrews Baesler Baldacci Barcia Barrett (WI) Becerra Bentsen Berman Berry Bishop Blagojevich Blumenauer Bonior Borski Boswell Boucher Boyd Brown (CA) Brown (FL) Brown (OH) Burton Capps Carson Clay Clayton Clement Clyburn Condit Conyers Costello Coyne Cramer Crapo Cummings Danner Davis (FL) Davis (IL) DeFazio DeGette Delahunt DeLauro Dellums Deutsch Diaz-Balart Dicks Dingell Dixon Doggett Doyle Edwards Engel English Eshoo Etheridge Evans Farr Fattah Fazio Filner Flake Foglietta Ford Fox Frank (MA) Frost Furse Gejdenson Gephardt Gillmor Gilman Gordon Green

Gutierrez Hall (OH) Hall (TX) Hamilton Harman Hastings (FL) Hefner Hilliard Hinchey Hinojosa Holden Hooley Hoyer Hulshof Jackson (IL) Jackson-Lee (TX) Jefferson John Johnson (WI) Johnson, E. B. Kanjorski Kaptur Kelly Kennedy (MA) Kennedy (RI) Kennelly Kildee Kilpatrick Kind (WI) King (NY) Kleczka Klink Kucinich LaFalce Lampson Lantos LaTourette Lazio Leach Levin Lewis (GA) Lipinski Lofgren Lowey Luther Maloney (CT) Maloney (NY) Manton Markey Martinez Mascara Matsui McCarthy (MO) McDade McDermott McGovern McHale McIntyre McKinney McNulty Meehan Meek Menendez Metcalf Millender-McDonald Miller (CA) Minge Mink Moakley Moran (VA) Murtha Nadler Neal

Neumann Ney Oberstar Obey Olver Ortiz Owens Pallone Pascrell Pastor Paul Pelosi Peterson (MN) Pickett Pomeroy Poshard Price (NC) Rahall Reyes Rivers Rodriguez Roemer Ros-Lehtinen Rothman Roybal-Allard Rush Sabo Sanchez Sanders Sandlin Sawyer Schumer Scott Serrano Sherman Sisisky Skaggs Skelton Slaughter Smith (NJ) Smith, Adam Smith, Linda Snyder Spratt Stabenow Stark Stokes Strickland Stupak Tanner Tauscher Thompson Thurman Tiahrt Tierney Torres Towns Traficant Turner Velazquez Vento Visclosky Waters Watt (NC) Waxman Weldon (PA) Weller Wexler Weygand Wise Woolsey Wynn Yates Young (AK) Young (FL)

NOT VOTING—16

Bereuter Bilirakis Callahan Chenoweth Cubin Dickey Gonzalez Klug Callahan Chenoweth Mollohan Payne Rangell Ryn Schiff Smith (OR)

So the substitute amendment to the amendment was not agreed to.

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

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

¶120.12 ADJOURNMENT OVER

On motion of Mr. COX, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet on Tuesday, October 28, 1997, at 10:30 a.m. for “morning-hour debate”.

¶120.13 MOTION TO ADJOURN

Mr. BONIOR moved that the House do now adjourn.

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

The SPEAKER pro tempore, Mr. COMBEST, announced that the nays had it.

Mr. BONIOR demanded a recorded vote on agreeing to 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 ..... 168 negative ..... } Nays ..... 244

¶120.14 [Roll No. 530] AYES—168

Table listing names of members voting AYES for §120.14, including Ackerman, Allen, Andrews, Baldacci, Barcia, Barrett (WI), Becerra, Berman, Berry, Bishop, Blagojevich, Blumenauer, Bonior, Borski, Boswell, Boucher, Boyd, Brown (CA), Brown (FL), Brown (OH), Capps, Cardin, Carson, Clay, Clayton, Clement, Clyburn, Coburn, Condit, Conyers, Costello, Coyne, Cramer, Cummings, Davis (FL), Davis (IL), DeFazio, DeGette, Delahunt, DeLauro, Dellums, Deutsch, Dicks, Dingell, Dixon, Doggett, Edwards, Engel, Ensign, Eshoo, Etheridge, Evans, Farr, Fattah, Fazio, Filner, Foglietta, Ford, Fox, Frank (MA), Frost, Furse, Gejdenson, Gephardt, Gillmor, Gilman, Gordon, Green, Gunderson, Hahn, Harman, Hastings (FL), Hefner, Hilliard, Hinojosa, Holden, Hooley, Hoyer, Jackson (IL), Jackson-Lee (TX), Jefferson, John, Johnson, E. B., Kennedy (MA), Kennedy (RI), Kennelly, Kilpatrick, Kind (WI), King (NY), Kleczka, Klink, Kucinich, LaFalce, Lampson, Lantos, LaTourette, Lazio, Leach, Levin, Lewis (GA), Lipinski, Lofgren, Lowey, Luther, Maloney (CT), Maloney (NY), Manton, Markey, Martinez, Mascara, Matsui, McCarthy (MO), McDade, McDermott, McGovern, McHale, McIntyre, McKinney, McNulty, Meehan, Meek, Menendez, Metcalf, Millender-McDonald, Miller (CA), Minge, Mink, Moakley, Moran (VA), Murtha, Nadler, Neal, Ney, Oberstar, Obey, Olver, Ortiz, Owens, Pallone, Pascrell, Pastor, Paul, Pelosi, Peterson (MN), Pickett, Pomeroy, Poshard, Price (NC), Rahall, Reyes, Rivers, Rodriguez, Roemer, Ros-Lehtinen, Rothman, Roybal-Allard, Rush, Sabo, Sanchez, Sanders, Sandlin, Sawyer, Schumer, Scott, Serrano, Sherman, Sisisky, Skaggs, Skelton, Slaughter, Smith (NJ), Smith, Adam, Smith, Linda, Snyder, Spratt, Stabenow, Stark, Stokes, Strickland, Stupak, Tanner, Tauscher, Thompson, Thurman, Tiahrt, Tierney, Torres, Towns, Traficant, Turner, Velazquez, Vento, Visclosky, Waters, Watt (NC), Waxman, Weldon (PA), Weller, Wexler, Weygand, Wise, Woolsey, Wynn, Yates, Young (AK), Young (FL)

NOES—244

Abercrombie Aderholt Archer Arney Bachus Baesler Baker Ballenger Barr Barrett (NE) Bartlett Barton Bass Bateman Bentsen