

SEC. 631. Section 512(b) of Public Law 105-61 is amended by adding before the period: "unless the President announced his intent to nominate the individual prior to November 30, 1997".

SEC. 632. (a) IN GENERAL.—The Secretary of Energy shall—

(1) convey, without consideration, to the Incorporated County of Los Alamos, New Mexico (in this section referred to as the "County"), or to the designee of the County, fee title to the parcels of land that are allocated for conveyance to the County in the agreement under subsection (e); and

(2) transfer to the Secretary of the Interior, in trust for the Pueblo of San Ildefonso (in this section referred to as the "Pueblo"), administrative jurisdiction over the parcels that are allocated for transfer to the Secretary of the Interior in such agreement.

(b) PRELIMINARY IDENTIFICATION OF PARCELS OF LAND FOR CONVEYANCE OR TRANSFER.—(1) Not later than 90 days after the date of enactment of this Act, the Secretary of Energy shall submit to the congressional defense committees a report identifying the parcels of land under the jurisdiction or administrative control of the Secretary at or in the vicinity of Los Alamos National Laboratory that are suitable for conveyance or transfer under this section.

(2) A parcel is suitable for conveyance or transfer for purposes of paragraph (1) if the parcel—

(A) is not required to meet the national security mission of the Department of Energy or will not be required for that purpose before the end of the 10-year period beginning on the date of enactment of this Act;

(B) is likely to be conveyable or transferable, as the case may be, under this section not later than the end of such period; and

(C) is suitable for use for a purpose specified in subsection (h).

(c) REVIEW OF TITLE.—(1) Not later than one year after the date of enactment of this Act, the Secretary shall submit to the congressional defense committees a report setting forth the results of a title search on each parcel of land identified as suitable for conveyance or transfer under subsection (b), including an analysis of any claims against or other impairments to the fee title to each such parcel.

(2) In the period beginning on the date of the completion of the title search with respect to a parcel under paragraph (1) and ending on the date of the submittal of the report under that paragraph, the Secretary shall take appropriate actions to resolve the claims against or other impairments, if any, to fee title that are identified with respect to the parcel in the title search.

(d) ENVIRONMENTAL RESTORATION.—(1) Not later than 21 months after the date of enactment of this Act, the Secretary shall—

(A) identify the environmental restoration or remediation, if any, that is required with respect to each parcel of land identified under subsection (b) to which the United States has fee title;

(B) carry out any review of the environmental impact of the conveyance or transfer of each such parcel that is required under the provisions of the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.); and

(C) submit to Congress a report setting forth the results of the activities under subparagraphs (A) and (B).

(2) If the Secretary determines under paragraph (1) that a parcel described in paragraph (1)(A) requires environmental restoration or remediation, the Secretary shall, to the maximum extent practicable, complete the environmental restoration or remediation of the parcel not later than 10 years after the date of enactment of this Act.

(e) AGREEMENT FOR ALLOCATION OF PARCELS.—As soon as practicable after completing the review of titles to parcels of land under subsection (c), but not later than 90 days after the submittal of the report under subsection (d)(1)(C), the County and the Pueblo shall submit to the Secretary an agreement between the County and the Pueblo which allocates between the County and the Pueblo the parcels identified for conveyance or transfer under subsection (b).

(f) PLAN FOR CONVEYANCE AND TRANSFER.—(1) Not later than 90 days after the date of the submittal to the Secretary of Energy of the agreement under subsection (e), the Secretary shall submit to the congressional defense committees a plan for conveying or transferring parcels of land under this section in accordance with the allocation specified in the agreement.

(2) The plan under paragraph (1) shall provide for the completion of the conveyance or transfer of parcels under this section not later than 9 months after the date of the submittal of the plan under that paragraph.

(g) CONVEYANCE OR TRANSFER.—(1) Subject to paragraphs (2) and (3), the Secretary shall convey or transfer parcels of land in accordance with the allocation specified in the agreement submitted to the Secretary under subsection (e).

(2) In the case of a parcel allocated under the agreement that is not available for conveyance or transfer in accordance with the requirement in subsection (f)(2) by reason of its requirement to meet the national security mission of the Department, the Secretary shall convey or transfer the parcel, as the case may be, when the parcel is no longer required for that purpose.

(3)(A) In the case of a parcel allocated under the agreement that is not available for conveyance or transfer in accordance with such requirement by reason of requirements for environmental restoration or remediation, the Secretary shall convey or transfer the parcel, as the case may be, upon the completion of the environmental restoration or remediation that is required with respect to the parcel.

(B) If the Secretary determines that environmental restoration or remediation cannot reasonably be expected to be completed with respect to a parcel by the end of the 10-year period beginning on the date of enactment of this Act, the Secretary shall not convey or transfer the parcel under this section.

(h) USE OF CONVEYED OR TRANSFERRED LAND.—The parcels of land conveyed or transferred under this section shall be used for historic, cultural, or environmental preservation purposes, economic diversification purposes, or community self-sufficiency purposes.

(i) TREATMENT OF CONVEYANCES AND TRANSFERS.—(1) The purpose of the conveyances and transfers under this section is to fulfill the obligations of the United States with respect to Los Alamos National Laboratory, New Mexico, under sections 91 and 94 of the Atomic Energy Community Act of 1955 (42 U.S.C. 2391, 2394).

(2) Upon the completion of the conveyance or transfer of the parcels of land available for conveyance or transfer under this section, the Secretary shall make no further payments with respect to Los Alamos National Laboratory under section 91 or section 94 of the Atomic Energy Community Act of 1955.

(j) REPEAL OF SUPERSEDED PROVISION.—In the event of the enactment of the National Defense Authorization Act for Fiscal Year 1998 by reason of the approval of the President of the conference report to accompany the bill (H.R.1119) of the 105th Congress, section 3165 of such Act is repealed.

SEC. 633. Effective only for losses beginning March 1, 1997 through the date of enactment

of this Act, the Secretary of Agriculture may use up to \$6,000,000 from proceeds earned from the sale of grain in the disaster reserve established in the Agricultural Act of 1970 to implement a livestock indemnity program for losses from natural disasters pursuant to a Presidential or Secretarial declaration requested subsequent to enactment of Public Law 105-18 and prior to December 1, 1997, in a manner similar to catastrophic loss coverage available for other commodities under 7 U.S.C. 1508(b): *Provided*, That in administering a program described in the preceding sentence, the Secretary shall, to the extent practicable, utilize gross income and payment limitations conditions established for the Disaster Reserve Assistance Program for the 1996 crop year: *Provided further*, That the entire amount shall be available only to the extent an official budget request, that includes designation of the entire amount of the request as an emergency requirement as defined in the Balanced Budget and Emergency Deficit Control Act of 1985, as amended, is transmitted by the President to the Congress: *Provided further*, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended.

SEC. 634. During fiscal year 1998, from funds available to the Department of Defense, up to \$800,000 is available to the Department of Defense to compensate persons who have suffered documented commercial loss of cranberry crops in 1997 in the Mashpee or Fal-mouth bogs, located on the Quashnet and Coonamessett Rivers, respectively, as a result of the presence of ethylene dibromide (EDB) in or on cranberries from either of the plumes of EDB-contaminated groundwater known as "FS-28" and "FS-1" adjacent to the Massachusetts Military Reservation, Cape Cod, Massachusetts.

TITLE VII—RESCISSIONS  
DEPARTMENT OF JUSTICE  
GENERAL ADMINISTRATION  
WORKING CAPITAL FUND  
(RESCISSION)

Of the unobligated balances available under this heading on September 30, 1997, \$100,000,000 are rescinded.

TITLE VIII—EMERGENCY  
SUPPLEMENTAL APPROPRIATIONS  
NATIONAL OCEANIC AND ATMOSPHERIC  
ADMINISTRATION

OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for "Operations, Research, and Facilities", for emergency expenses to provide disaster assistance pursuant to section 312(a) of the Magnuson-Stevens Fishery Conservation and Management Act for the Bristol Bay and Kuskokwim areas of Alaska, \$7,000,000 to remain available until expended: *Provided*, That the entire amount is designated by Congress as an emergency requirement pursuant to section 251(b)(2)(D)(i) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: *Provided further*, That the entire amount shall be available only to the extent that the Secretary of Commerce transmits a determination that there is a commercial fishery failure.

This Act may be cited as the "Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1998".

And the Senate agree to the same.

HAROLD ROGERS,  
JIM KOLBE,  
RALPH REGULA,  
MIKE FORBES,  
TOM LATHAM,  
BOB LIVINGSTON

ALAN B. MOLLOHAN,  
DAVID E. SKAGGS  
(except for sections  
209, 210, 502, and  
505).

JULIAN C. DIXON  
*Managers on the Part of the House.*

JUDD GREGG,  
TED STEVENS,  
PETE DOMENICI,  
MITCH MCCONNELL,  
KAY BAILEY HUTCHISON,  
BEN NIGHTHORSE  
CAMPBELL,  
THAD COCHRAN,  
FRITZ HOLLINGS,  
DANIEL INOUE,  
DALE BUMPERS,  
FRANK LAUTENBERG,  
BARBARA A. MIKULSKI,  
ROBERT C. BYRD,

*Managers on the Part of the Senate.*

When said conference report was considered.

After debate,

On motion of Mr. ROGERS, the previous question was ordered on the conference report to its adoption or rejection.

Mr. OBEY moved to recommit the conference report on H.R. 2267 to the committee of conference.

By unanimous consent, the previous question was ordered on the motion to recommit.

The question being put, viva voce,

Will the House recommit said conference report?

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

Mr. OBEY 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 ..... 171  
Nays ..... 216

¶132.60 [Roll No. 639]  
YEAS—171

Abercrombie Delahunt Hoyer  
Allen DeLauro Jackson (IL)  
Andrews Dellums Jackson-Lee  
Baldacci Deutsch (TX)  
Barcia Dicks Jefferson  
Barrett (WI) Dingell Johnson (WI)  
Becerra Dixon Johnson, E. B.  
Bentsen Dooley Kaptur  
Berman Edwards Kennedy (MA)  
Berry Engel Kennedy (RI)  
Bishop Eshoo Kennelly  
Bonior Etheridge Kildee  
Borski Evans Kilpatrick  
Boswell Farr Kind (WI)  
Boyd Fattah Kleczka  
Brown (CA) Fazio Lampson  
Brown (FL) Filner Lantos  
Brown (OH) Ford Leach  
Cardin Frank (MA) Levin  
Carson Frost Lewis (GA)  
Clay Furse Lofgren  
Clayton Gejdenson Lowey  
Clement Gephardt Luther  
Gordon Gordon Maloney (CT)  
Coble Gutierrez Maloney (NY)  
Condit Hall (OH) Manton  
Conyers Hall (TX) Markey  
Coyne Hamilton Martinez  
Cramer Harman Matsui  
Cummings Hastings (FL) McCarthy (MO)  
Danner Hefner McCarthy (NY)  
Davis (FL) Hilliard McDermott  
Davis (IL) Hinchey McGovern  
DeFazio Hinojosa McHale  
DeGette Hooley McNulty

Meehan  
Meek  
Menendez  
Millender-McDonald  
Minge  
Mink  
Moakley  
Moran (VA)  
Sanchez  
Sanders  
Sandlin  
Oberstar  
Obey  
Olver  
Owens  
Pallone  
Pascarell  
Pastor  
Payne  
Pelosi  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rangel

Aderholt  
Archer  
Armey  
Bachus  
Ballenger  
Barr  
Barrett (NE)  
Bartlett  
Barton  
Bass  
Bateman  
Bereuter  
Bilbray  
Bilirakis  
Bliley  
Blunt  
Boehlert  
Boehner  
Bonilla  
Bono  
Brady  
Bryant  
Bunning  
Burr  
Burton  
Buyer  
Callahan  
Calvert  
Camp  
Campbell  
Canady  
Cannon  
Castle  
Chabot  
Chambliss  
Chenoweth  
Christensen  
Coburn  
Collins  
Cook  
Cooksey  
Costello  
Cox  
Crane  
Crapo  
Cunningham  
Davis (VA)  
Deal  
DeLay  
Diaz-Balart  
Doolittle  
Doyle  
Dreier  
Duncan  
Dunn  
Ehrlich  
Emerson  
English  
Ensign  
Everett  
Fawell  
Foley  
Forbes  
Fossella  
Fox  
Franks (NJ)  
Frelinghuysen  
Ganske  
Gekas  
Gibbons  
Gilchrist

NAYS—216

Gillmor  
Gilman  
Goode  
Goodlatte  
Goodling  
Goss  
Graham  
Granger  
Greenwood  
Gutknecht  
Hansen  
Hastert  
Hastings (WA)  
Hayworth  
Hefley  
Herger  
Hill  
Hilleary  
Hobson  
Hoekstra  
Holden  
Horn  
Hostettler  
Hulshof  
Hunter  
Hutchinson  
Hyde  
Inglis  
Istook  
Jenkins  
John  
Johnson (CT)  
Johnson, Sam  
Jones  
Kanjorski  
Kasich  
Kelly  
Kim  
Kingston  
Klink  
Klug  
Knollenberg  
Kolbe  
Kucinich  
LaHood  
Largent  
Latham  
LaTourette  
Lazio  
Lewis (CA)  
Lewis (KY)  
Linder  
Livingston  
LoBiondo  
Lucas  
Manzullo  
Mascara  
McCollum  
McCrery  
McDade  
McHugh  
McIntyre  
McKeon  
McNulty  
Menendez  
Metcalf  
Mica  
Miller (FL)  
Mollohan  
Molloy  
Morella  
Murtha  
Nethercutt  
Neumann

Stabenow  
Stenholm  
Stokes  
Strickland  
Stupak  
Tanner  
Tauscher  
Thompson  
Thurman  
Tierney  
Torres  
Townes  
Turner  
Velazquez  
Vento  
Visclosky  
Waters  
Watt (NC)  
Weygand  
Wise  
Woolsey  
Wynn

Ney  
Northup  
Norwood  
Oxley  
Packard  
Pappas  
Parker  
Paul  
Paxon  
Pease  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Pombo  
Porter  
Portman  
Poshard  
Quinn  
Radanovich  
Rahall  
Ramstad  
Redmond  
Regula  
Riggs  
Hunter  
Rogan  
Rogers  
Rohrabacher  
Ros-Lehtinen  
Royce  
Ryun  
Sanford  
Saxton  
Schaefer, Dan  
Schaffer, Bob  
Sensenbrenner  
Sessions  
Shadegg  
Shaw  
Shays  
Shimkus  
Skeen  
Smith (MI)  
Smith (NJ)  
Smith (TX)  
Smith, Linda  
Snowbarger  
Solomon  
Souder  
Spence  
Stearns  
Stump  
Sununu  
Talent  
Tauzin  
Taylor (MS)  
Thomas  
Thornberry  
Thune  
Tiahrt  
Traficant  
Upton  
Walsh  
Wamp  
Watts (OK)  
Weldon (FL)  
Weldon (PA)  
Weller  
Wicker  
Wolf  
Young (AK)  
Young (FL)

NOT VOTING—45

Ackerman  
Baesler  
Baker  
Blagojevich  
Blumenauer  
Boucher  
Combest  
Cubin  
Dickey  
Doggett  
Ehlers  
Ewing  
Flake  
Fowler  
Gonzalez  
Green  
Houghton  
King (NY)  
LaFalce  
Lipinski  
McInnis  
McIntosh  
McKinney  
Miller (CA)  
Myrick  
Neal  
Nussle  
Ortiz  
Pickett  
Pryce (OH)  
Riley  
Roemer  
Salmon  
Scarborough  
Schiff  
Shuster  
Smith (OR)  
Stark  
Taylor (NC)  
Watkins  
Waxman  
Wexler  
White  
Whitfield  
Yates

So the motion to recommit the conference report to the committee of conference was not agreed to.

The question being put,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. LAHOOD, 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 ..... 282  
affirmative ..... Nays ..... 110

¶132.61 [Roll No. 640]  
YEAS—282

Abercrombie Doggett Johnson (WI)  
Aderholt Dooley Johnson, Sam  
Allen Doyle Kanjorski  
Andrews Dreier Kasich  
Archer Dunn Kelly  
Armey Edwards Kennelly  
Bachus Ehrlich Kildee  
Baldacci Emerson Kim  
Ballenger English Kind (WI)  
Barcia Eshoo Kingston  
Barrett (NE) Etheridge Kleczka  
Barrett (WI) Evans Klink  
Barton Everrett Klug  
Bass Farr Knollenberg  
Bateman Fawell Kolbe  
Bentsen Fazio LaHood  
Bereuter Foley Lampson  
Berman Forbes Lantos  
Berry Fossella Latham  
Bilbray Fox LaTourette  
Bilirakis Frank (MA) Lazio  
Bishop Franks (NJ) Leach  
Bliley Frelinghuysen Lewis (CA)  
Boehlert Gallegly Lewis (KY)  
Boehner Ganske Linder  
Bonilla Gekas Livingston  
Bono Gilchrist LoBiondo  
Borski Gillmor Lofgren  
Boswell Gilman Lowey  
Boyd Goode Luther  
Brady Goodlatte Maloney (CT)  
Brown (CA) Goodling Manton  
Bunning Gordon Markey  
Burr Goss Martinez  
Burton Graham Mascara  
Buyer Granger Matsui  
Callahan Greenwood McCarthy (MO)  
Calvert Gutierrez McCarthy (NY)  
Camp Gutknecht McCollum  
Canady Hall (OH) McCrery  
Cannon Hall (TX) McDade  
Cardin Hamilton McGovern  
Carson Hansen McHale  
Castle Harman McHugh  
Chambliss Hastert McIntyre  
Clement Hastings (WA) McKeon  
Collins Hayworth McNulty  
Condit Hefner Menendez  
Cook Hill Metcalf  
Cooksey Hinojosa Mica  
Costello Hobson Miller (FL)  
Cramer Hoekstra Minge  
Cunningham Holden Mink  
Danner Hooley Moakley  
Davis (FL) Horn Mollohan  
Davis (VA) Hoyer Moran (VA)  
Delahunt Hulshof Morella  
DeLay Hunter Murtha  
Deutsch Hutchinson Nethercutt  
Diaz-Balart Hyde Ney  
Dicks Jenkins Northup  
Dingell John Norwood  
Dixon Johnson (CT) Oberstar