

Porter	Sherwood	Terry
Portman	Shimkus	Thompson (CA)
Price (NC)	Shows	Thornberry
Pryce (OH)	Shuster	Thune
Quinn	Simpson	Toomey
Radanovich	Sisisky	Trafficant
Ramstad	Skeen	Turner
Regula	Skelton	Udall (CO)
Reyes	Smith (MI)	Udall (NM)
Reynolds	Smith (NJ)	Upton
Riley	Smith (TX)	Vitter
Roemer	Smith (WA)	Walden
Rogan	Snyder	Walsh
Rogers	Souder	Wamp
Rohrabacher	Spence	Watkins
Ros-Lehtinen	Spratt	Watts (OK)
Rothman	Stabenow	Weiner
Roukema	Stearns	Weldon (FL)
Royce	Stenholm	Weldon (PA)
Ryan (WI)	Strickland	Weller
Ryun (KS)	Stump	Weygand
Sanchez	Sununu	Whitfield
Sandlin	Sweeney	Wicker
Scarborough	Talent	Wilson
Schaffer	Tancredo	Wise
Sensenbrenner	Tanner	Wolf
Sessions	Tauscher	Wu
Shadegg	Tauzin	Young (AK)
Shaw	Taylor (MS)	Young (FL)
Sherman	Taylor (NC)	

NAYS—139

Abercrombie	Gutierrez	Moran (KS)
Ackerman	Hastings (FL)	Morella
Allen	Hilliard	Murtha
Andrews	Hinchey	Nadler
Baldacci	Hoeffel	Napolitano
Baldwin	Holt	Neal
Barrett (WI)	Hostettler	Oberstar
Becerra	Hoyer	Obey
Berman	Jackson (IL)	Olver
Blagojevich	Jackson-Lee	Owens
Blumenauer	(TX)	Pallone
Boucher	Jefferson	Pastor
Brady (PA)	Johnson, E. B.	Paul
Brown (FL)	Jones (OH)	Payne
Brown (OH)	Kanjorski	Pease
Campbell	Kennedy	Pelosi
Cannon	Kilpatrick	Pickett
Capuano	Kind (WI)	Rahall
Cardin	Klecicka	Rangel
Clay	Klink	Rivers
Clayton	Kucinich	Rodriguez
Clyburn	LaFalce	Roybal-Allard
Coburn	Lantos	Rush
Conyers	Lee	Sabo
Costello	Levin	Sanders
Coyne	Lewis (GA)	Sanford
Cummings	Lofgren	Sawyer
Danner	Maloney (NY)	Schakowsky
Davis (IL)	Markey	Scott
DeFazio	Martinez	Serrano
DeGette	Matsui	Slaughter
Delahunt	McCarthy (MO)	Stark
DeLauro	McDermott	Stupak
Dingell	McGovern	Thompson (MS)
Dixon	McKinney	Thurman
Doggett	McNulty	Tiahrt
Edwards	Meehan	Tierney
Engel	Meek (FL)	Towns
Eshoo	Meeks (NY)	Velazquez
Farr	Menendez	Vento
Fattah	Metcalf	Visclosky
Filner	Millender-	Waters
Ford	McDonald	Watt (NC)
Frank (MA)	Miller, George	Waxman
Gejdenson	Mink	Wexler
Gephardt	Moakley	Woolsey
Gonzalez	Mollohan	Wynn

NOT VOTING—9

Brown (CA)	Houghton	Saxton
Carson	Minge	Shays
Cubin	Salmon	Thomas

So the bill was passed.
 A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.
Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶66.30 MANDATORY GUN SHOW BACKGROUND CHECK

The SPEAKER pro tempore, Mr. LAHOOD, pursuant to House Resolution 209 and rule XVIII, declared the House resolved into the Committee of

the Whole House on the state of the Union for the consideration of the bill (H.R. 2122) to require background checks at gun shows, and for other purposes.

The SPEAKER pro tempore, Mr. LAHOOD, by unanimous consent, designated Mr. THORNBERRY as Chairman of the Committee of the Whole; and after some time spent therein,

¶66.31 RECORDED VOTE

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

In section 931(c)(1) of title 18, United States Code, as proposed to be added by section 2(c)(1) of the bill, strike “indicates a willingness to accept” and insert “accepts”.

In section 931(c)(1)(B)(i)(II) of title 18, United States Code, as proposed to be added by section 2(c)(1) of the bill, strike “72” and insert “24”.

In section 931(c)(2) of title 18, United States Code, as proposed to be added by section 2(c)(1) of the bill, strike subparagraph (B) and insert the following:

“(B) For any instant background check conducted at a gun show, the time period stated in section 922(t)(1)(B)(ii) shall be 24 consecutive hours since the licensee contacted the system, and notwithstanding any other provision of this chapter, the system shall, in every instance of a request for an instant background check from a gun show, complete such check over instant checks not originating from a gun show.

In section 931(d) of title 18, United States Code, as proposed to be added by section 2(c)(1) of the bill, strike “indicates a willingness to accept” and insert “accepts”.

At the end of section 3 of the bill, insert the following:

(c) DELIVERIES TO AVOID THEFT.—Section 922(a)(5) of title 18, United States Code, is amended—

(1) by striking “and (B)” and inserting “(B)”; and

(2) by inserting “, and (C) firearms transfers and business away from their business premises with another licensee without regard to whether the business is conducted in the State specified on the license of either licensee” before the semicolon at the end.

(d) EFFECTIVE DATE.—The amendments made by this section shall take effect 180 days after the date of the enactment of this Act.

After section 3 of the bill, insert the following:

SEC. ____ PENALTIES FOR USING A LARGE CAPACITY AMMUNITION FEEDING DEVICE DURING A CRIME OF VIOLENCE OR A DRUG TRAFFICKING CRIME.

(a) IN GENERAL.—Section 924(c) of title 18, United States Code, is amended—

(1) in paragraph (1)(B)(i), by inserting “large capacity ammunition feeding device,” after “short-barreled rifle.”; and

(2) by adding at the end the following:

“(5) For purposes of this subsection, the term ‘large capacity ammunition feeding device’ means a device as defined in section 921(a)(31) regardless of the date it was manufactured.”.

(b) EFFECTIVE DATE.—The amendments made by this section shall take effect 180 days after the date of the enactment of this Act.

It was decided in the affirmative { Yeas 218
 Nays 211

¶66.32 [Roll No. 234] AYES—218

Aderholt	Goss	Pease
Archer	Graham	Peterson (PA)
Armey	Granger	Petri
Bachus	Green (TX)	Phelps
Baker	Green (WI)	Pickering
Ballenger	Gutknecht	Pickett
Barcia	Hall (TX)	Pitts
Barr	Hansen	Pombo
Barrett (NE)	Hastert	Portman
Bartlett	Hastings (WA)	Radanovich
Barton	Hayes	Rahall
Bass	Hayworth	Reyes
Biggert	Hefley	Reynolds
Bilirakis	Herger	Riley
Bishop	Hill (IN)	Rodriguez
Bliley	Hill (MT)	Rogers
Blunt	Hilleary	Rohrabacher
Boehner	Hilliard	Royce
Bonilla	Hobson	Ryan (WI)
Boswell	Hoekstra	Ryun (KS)
Boucher	Holden	Sandlin
Boyd	Hostettler	Sanford
Brady (TX)	Hulshof	Saxton
Bryant	Hunter	Schaffer
Burr	Hutchinson	Sensenbrenner
Burton	Isakson	Sessions
Buyer	Istook	Shadegg
Callahan	Jenkins	Sherwood
Calvert	John	Shimkus
Camp	Johnson, Sam	Shows
Canady	Jones (NC)	Shuster
Cannon	Kanjorski	Simpson
Chabot	Kasich	Sisisky
Chambliss	Kingston	Skeen
Chenoweth	Knollenberg	Skelton
Clement	Kolbe	Smith (MI)
Coble	LaHood	Smith (TX)
Coburn	Lampson	Souder
Collins	Largent	Spence
Combest	Latham	Stearns
Cook	LaTourette	Stenholm
Cooksey	Lewis (CA)	Strickland
Costello	Lewis (KY)	Stump
Cox	Linder	Sununu
Cramer	LoBiondo	Sweeney
Crane	Lucas (KY)	Talent
Cubin	Lucas (OK)	Tancredo
Cunningham	Manzullo	Tanner
Danner	Martinez	Tauzin
Deal	Mascara	Taylor (MS)
DeLay	McCrery	Taylor (NC)
DeMint	McHugh	Terry
Dickey	McInnis	Thornberry
Dingell	McIntosh	Thune
Dreier	McIntyre	Tiahrt
Duncan	McKeon	Toomey
Ehrlich	Metcalf	Trafficant
Emerson	Mica	Turner
English	Miller, Gary	Vitter
Everett	Mollohan	Walden
Ewing	Moran (KS)	Walsh
Fletcher	Murtha	Wamp
Foley	Myrick	Watkins
Fowler	Nethercutt	Watts (OK)
Gallegly	Ney	Weldon (FL)
Gekas	Norwood	Weldon (PA)
Gibbons	Nussle	Weller
Gillmor	Oberstar	Whitfield
Gilman	Obey	Wicker
Goode	Ortiz	Wilson
Goodlatte	Oxley	Wise
Goodling	Packard	Young (AK)
Gordon	Paul	

NOES—211

Abercrombie	Bonior	Davis (FL)
Ackerman	Bono	Davis (IL)
Allen	Borski	Davis (VA)
Andrews	Brady (PA)	DeFazio
Baird	Brown (FL)	DeGette
Baldacci	Brown (OH)	Delahunt
Baldwin	Campbell	DeLauro
Barrett (WI)	Capps	Deutsch
Bateman	Capuano	Diaz-Balart
Becerra	Cardin	Dicks
Bentsen	Castle	Dixon
Bereuter	Clay	Doggett
Berkley	Clayton	Dooley
Berman	Clyburn	Doolittle
Berry	Condit	Doyle
Bilbray	Conyers	Dunn
Blagojevich	Coyne	Edwards
Blumenauer	Crowley	Ehlers
Boehert	Cummings	Engel

Eshoo	Lazio	Rangel
Etheridge	Leach	Regula
Evans	Lee	Rivers
Farr	Levin	Roemer
Fattah	Lewis (GA)	Rogan
Filner	Lipinski	Ros-Lehtinen
Forbes	Lofgren	Rothman
Ford	Lowe	Roukema
Fossella	Luther	Roybal-Allard
Frank (MA)	Maloney (CT)	Rush
Franks (NJ)	Maloney (NY)	Sabo
Frelinghuysen	Markey	Sanchez
Frost	Matsui	Sanders
Ganske	McCarthy (MO)	Sawyer
Gejdenson	McCarthy (NY)	Scarborough
Gephardt	McCollum	Schakowsky
Gilchrest	McDermott	Scott
Gonzalez	McGovern	Serrano
Greenwood	McKinney	Shaw
Gutierrez	McNulty	Shays
Hall (OH)	Meehan	Sherman
Hastings (FL)	Meeke (FL)	Slaughter
Hinchee	Meeke (NY)	Smith (NJ)
Hinojosa	Menendez	Smith (WA)
Hoefel	Millender-	Snyder
Holt	McDonald	Spratt
Hooley	Miller (FL)	Stabenow
Horn	Miller, George	Stark
Hoyer	Mink	Stupak
Hyde	Moakley	Tauscher
Inslee	Moore	Thompson (CA)
Jackson (IL)	Moran (VA)	Thompson (MS)
Jackson-Lee	Morella	Thurman
(TX)	Nadler	Tierney
Jefferson	Napolitano	Towns
Johnson (CT)	Neal	Udall (CO)
Johnson, E. B.	Northup	Udall (NM)
Jones (OH)	Olver	Upton
Kaptur	Ose	Velazquez
Kelly	Owens	Vento
Kennedy	Pallone	Visclosky
Kildee	Pascrell	Waters
Kilpatrick	Pastor	Watt (NC)
Kind (WI)	Payne	Waxman
King (NY)	Pelosi	Weiner
Kleczka	Peterson (MN)	Wexler
Klink	Pomeroy	Weygand
Kucinich	Porter	Wolf
Kuykendall	Price (NC)	Woolsey
LaFalce	Pryce (OH)	Wu
Lantos	Quinn	Wynn
Larson	Ramstad	Young (FL)

NOT VOTING—6

Brown (CA)	Houghton	Salmon
Carson	Minge	Thomas

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

**FRIDAY, JUNE 18 (LEGISLATIVE
DAY OF JUNE 17), 1999**

¶66.33 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mrs. MCCARTHY of New York:

Strike section 2(b) and all that follows through the end of the bill and insert the following:

(b) DEFINITIONS.—Section 921(a) of title 18, United States Code, is amended by adding at the end the following:

“(35) GUN SHOW.—The term ‘gun show’ means any event—

“(A) at which 50 or more firearms are offered or exhibited for sale, transfer, or exchange, if 1 or more of the firearms has been shipped or transported in, or otherwise affects, interstate or foreign commerce; and

“(B) at which there are 2 or more gun show vendors.

“(36) GUN SHOW PROMOTER.—The term ‘gun show promoter’ means any person who organizes, plans, promotes, or operates a gun show.

“(37) GUN SHOW VENDOR.—The term ‘gun show vendor’ means any person who exhibits, sells, offers for sale, transfers, or exchanges 1 or more firearms at a gun show, regardless of whether or not the person arranges with the gun show promoter for a fixed location

from which to exhibit, sell, offer for sale, transfer, or exchange 1 or more firearms.”

(c) REGULATION OF FIREARMS TRANSFERS AT GUN SHOWS.—

(1) IN GENERAL.—Chapter 44 of title 18, United States Code, is amended by adding at the end the following:

“§931. Regulation of firearms transfers at gun shows

“(a) REGISTRATION OF GUN SHOW PROMOTERS.—It shall be unlawful for any person to organize, plan, promote, or operate a gun show unless that person—

“(1) registers with the Secretary in accordance with regulations promulgated by the Secretary; and

“(2) pays a registration fee, in an amount determined by the Secretary.

“(b) RESPONSIBILITIES OF GUN SHOW PROMOTERS.—It shall be unlawful for any person to organize, plan, promote, or operate a gun show unless that person—

“(1) before admitting a gun show vendor, verifies the identity of each gun show vendor participating in the gun show by examining a valid identification document (as defined in section 1028(d)(1)) of the vendor containing a photograph of the vendor;

“(2) before admitting a gun show vendor, requires such gun show vendor to sign—

“(A) a ledger with identifying information concerning the vendor; and

“(B) a notice advising the vendor of the obligations of the vendor under this chapter; and

“(3) notifies each person who attends the gun show of the applicable requirements of this section, in accordance with such regulations as the Secretary shall prescribe; and

“(4) maintains a copy of the records described in paragraphs (1) and (2) at the permanent place of business of the gun show promoter for such period of time and in such form as the Secretary shall require by regulation.

“(c) RESPONSIBILITIES OF TRANSFERORS OTHER THAN LICENSEES.—

“(1) IN GENERAL.—If any part of a firearm transaction takes place at a gun show, it shall be unlawful for any person who is not licensed under this chapter to transfer a firearm to another person who is not licensed under this chapter, unless the firearm is transferred through a licensed importer, licensed manufacturer, or licensed dealer in accordance with subsection (e).

“(2) CRIMINAL BACKGROUND CHECKS.—A person who is subject to the requirement of paragraph (1)—

“(A) shall not transfer the firearm to the transferee until the licensed importer, licensed manufacturer, or licensed dealer through which the transfer is made under subsection (e) makes the notification described in subsection (e)(3)(A); and

“(B) notwithstanding subparagraph (A), shall not transfer the firearm to the transferee if the licensed importer, licensed manufacturer, or licensed dealer through which the transfer is made under subsection (e) makes the notification described in subsection (e)(3)(B).

“(3) ABSENCE OF RECORDKEEPING REQUIREMENTS.—Nothing in this section shall permit or authorize the Secretary to impose recordkeeping requirements on any nonlicensed vendor.

“(d) RESPONSIBILITIES OF TRANSFEREES OTHER THAN LICENSEES.—

“(1) IN GENERAL.—If any part of a firearm transaction takes place at a gun show, it shall be unlawful for any person who is not licensed under this chapter to receive a firearm from another person who is not licensed under this chapter, unless the firearm is transferred through a licensed importer, licensed manufacturer, or licensed dealer in accordance with subsection (e).

“(2) CRIMINAL BACKGROUND CHECKS.—A person who is subject to the requirement of paragraph (1)—

“(A) shall not receive the firearm from the transferor until the licensed importer, licensed manufacturer, or licensed dealer through which the transfer is made under subsection (e) makes the notification described in subsection (e)(3)(A); and

“(B) notwithstanding subparagraph (A), shall not receive the firearm from the transferor if the licensed importer, licensed manufacturer, or licensed dealer through which the transfer is made under subsection (e) makes the notification described in subsection (e)(3)(B).

“(e) RESPONSIBILITIES OF LICENSEES.—A licensed importer, licensed manufacturer, or licensed dealer who agrees to assist a person who is not licensed under this chapter in carrying out the responsibilities of that person under subsection (c) or (d) with respect to the transfer of a firearm shall—

“(1) enter such information about the firearm as the Secretary may require by regulation into a separate bound record;

“(2) record the transfer on a form specified by the Secretary;

“(3) comply with section 922(t) as if transferring the firearm from the inventory of the licensed importer, licensed manufacturer, or licensed dealer to the designated transferee (although a licensed importer, licensed manufacturer, or licensed dealer complying with this subsection shall not be required to comply again with the requirements of section 922(t) in delivering the firearm to the nonlicensed transferor), and notify the nonlicensed transferor and the nonlicensed transferee—

“(A) of such compliance; and

“(B) if the transfer is subject to the requirements of section 922(t)(1), of any receipt by the licensed importer, licensed manufacturer, or licensed dealer of a notification from the national instant criminal background check system that the transfer would violate section 922 or would violate State law;

“(4) not later than 10 days after the date on which the transfer occurs, submit to the Secretary a report of the transfer, which report—

“(A) shall be on a form specified by the Secretary by regulation; and

“(B) shall not include the name of or other identifying information relating to any person involved in the transfer who is not licensed under this chapter;

“(5) if the licensed importer, licensed manufacturer, or licensed dealer assists a person other than a licensee in transferring, at 1 time or during any 5 consecutive business days, 2 or more pistols or revolvers, or any combination of pistols and revolvers totaling 2 or more, to the same nonlicensed person, in addition to the reports required under paragraph (4), prepare a report of the multiple transfers, which report shall be—

“(A) prepared on a form specified by the Secretary; and

“(B) not later than the close of business on the date on which the transfer occurs, forwarded to—

“(i) the office specified on the form described in subparagraph (A); and

“(ii) the appropriate State law enforcement agency of the jurisdiction in which the transfer occurs; and

“(6) retain a record of the transfer as part of the permanent business records of the licensed importer, licensed manufacturer, or licensed dealer.

“(f) RECORDS OF LICENSEE TRANSFERS.—If any part of a firearm transaction takes place at a gun show, each licensed importer, licensed manufacturer, and licensed dealer who transfers 1 or more firearms to a person who is not licensed under this chapter shall,