

to the Attorney General by this Act, make available to the Commission \$1,000,000 for purposes of the activities of the Commission under this section. Amounts made available to the Commission under the preceding sentence shall remain available until expended.

SEC. 811. EFFECTIVE DATE.

This title shall take effect on the date of the enactment of this Act.

And the Senate agree to the same. From the Permanent Select Committee on Intelligence, for consideration of the Senate amendment, and the House bill, and modifications committed to conference:

- PORTER GOSS,
- JERRY LEWIS,
- BILL MCCOLLUM,
- MICHAEL N. CASTLE,
- SHERWOOD BOEHLERT,
- CHARLES F. BASS,
- JIM GIBBONS,
- RAY LAHOOD,
- HEATHER WILSON,
- JULIAN C. DIXON,
- NANCY PELOSI,
- SANFORD BISHOP, Jr.,
- NORMAN SISISKY,
- GARY CONDIT.

From the Committee on Armed Services, for consideration of defense tactical intelligence and related activities:

- FLOYD SPENCE,
- BOB STUMP,
- ROBERT E. ANDREWS,

Managers on the Part of the House.

From the Select Committee on Intelligence:

- RICHARD SHELBY,
- BOB KERREY,
- RICHARD G. LUGAR,
- MIKE DEWINE,
- JON KYL,
- JIM INHOFE,
- ORRIN HATCH,
- PAT ROBERTS,
- WAYNE ALLARD,
- RICHARD H. BRYAN,
- BOB GRAHAM,
- JOHN F. KERRY,
- MAX BAUCUS,
- CHUCK ROBB,
- FRANK R. LAUTENBERG.

From the Committee on Armed Services:

- JOHN WARNER,

Managers on the Part of the Senate.

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 and, under the operation thereof, the conference report was agreed to.

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

Ordered. That the Clerk notify the Senate thereof.

¶129.22 FURTHER MESSAGE FROM THE SENATE

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

H.R. 2454. An Act to assure the long-term conservation of mid-continent light geese and the biological diversity of the ecosystem upon which many North American migratory birds depend, by directing the Secretary of the Interior to implement rules to reduce the overabundant population of mid-continent light geese.

¶129.23 H.R. 1714—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LATOURETTE, pursuant to clause 8 of rule XX, announced the unfinished business to be the question on the passage of the bill (H.R. 1714) to facilitate the use of electronic records and signatures in interstate or foreign commerce.

The question being put,
Will the House pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas 356
affirmative } Nays 66

¶129.24 [Roll No. 579]
AYES—356

- Abercrombie
- Aderholt
- Allen
- Andrews
- Archer
- Armey
- Bachus
- Baird
- Baker
- Baldacci
- Ballenger
- Barcia
- Barr
- Barrett (NE)
- Bartlett
- Barton
- Bass
- Bateman
- Becerra
- Bentsen
- Bereuter
- Berkley
- Berry
- Biggart
- Bilbray
- Bilirakis
- Bishop
- Bliley
- Blumenauer
- Blunt
- Boehlert
- Boehner
- Bonilla
- Bono
- Borski
- Boswell
- Boucher
- Boyd
- Brady (TX)
- Brown (FL)
- Bryant
- Burr
- Burton
- Buyer
- Callahan
- Calvert
- Camp
- Campbell
- Canady
- Cannon
- Capps
- Capuano
- Cardin
- Carson
- Castle
- Chabot
- Chambliss
- Clay
- Clayton
- Clement
- Clyburn
- Coble
- Collins
- Combest
- Condit
- Cook
- Cooksey
- Cox
- Coyne
- Cramer
- Crane
- Crowley
- Cubin
- Cummings
- Cunningham
- Danner
- Davis (FL)
- Davis (VA)
- DeGette
- DeLauro
- DeLay
- DeMint
- Deutsch
- Diaz-Balart
- Dicks
- Doggett
- Dooley
- Doolittle
- Doyle
- Dreier
- Duncan
- Dunn
- Ehlers
- Ehrlich
- Emerson
- English
- Eshoo
- Etheridge
- Everett
- Ewing
- Farr
- Fletcher
- Foley
- Forbes
- Ford
- Fossella
- Fowler
- Frank (MA)
- Franks (NJ)
- Frelinghuysen
- Frost
- Galleghy
- Ganske
- Gejdenson
- Gekas
- Gibbons
- Gilchrest
- Gillmor
- Gilman
- Gonzalez
- Goode
- Goodlatte
- Goodling
- Gordon
- Goss
- Graham
- Granger
- Green (TX)
- Green (WI)
- Greenwood
- Gutierrez
- Gutknecht
- Hall (OH)
- Hall (TX)
- Hansen
- Hastings (FL)
- Hastings (WA)
- Hayes
- Hayworth
- Hefley
- Heger
- Hill (IN)
- Hill (MT)
- Hillery
- Hilliard
- Hinojosa
- Hobson
- Hoekstra
- Holden
- Holt
- Hooley
- Horn
- Hostettler
- Houghton
- Hoyer
- Hulshof
- Hunter
- Hutchinson
- Hyde
- Inslee
- Isakson
- Istook
- Jackson-Lee
- (TX)
- Jefferson
- Jenkins
- John
- Johnson (CT)
- Johnson, E. B.
- Johnson, Sam
- Jones (NC)
- Kaptur
- Kasich
- Kelly
- Kennedy
- Kind (WI)
- King (NY)
- Kingston
- Klecza
- Knollenberg
- Kolbe
- Kuykendall
- LaHood
- Lampson
- Lantos
- Larson
- Latham
- LaTourette
- Lazio
- Leach
- Lewis (CA)
- Lewis (GA)
- Lewis (KY)
- Linder
- Lipinski
- LoBiondo
- Lofgren
- Lucas (KY)
- Lucas (OK)
- Maloney (CT)
- Maloney (NY)
- Manzullo
- Markey
- Martinez
- Mascara
- McCarthy (MO)
- McCarthy (NY)
- McCollum
- McCrery
- McDermott
- McGovern
- McHugh
- McInnis
- McIntosh
- McIntyre
- McKeon
- McNulty
- Meehan
- Meek (FL)
- Metcalf
- Mica
- Millender
- McDonald
- Miller (FL)
- Miller, Gary
- Miller, George
- Minge
- Moakley
- Mollohan
- Moore
- Moran (KS)

- Moran (VA)
- Morella
- Murtha
- Myrick
- Napolitano
- Neal
- Nethercutt
- Ney
- Northup
- Norwood
- Nussle
- Ortiz
- Ose
- Owens
- Oxley
- Packard
- Pallone
- Pastor
- Pease
- Pelosi
- Peterson (MN)
- Peterson (PA)
- Petri
- Pickering
- Pickett
- Pitts
- Pombo
- Pomeroy
- Porter
- Portman
- Price (NC)
- Pryce (OH)
- Quinn
- Radanovich
- Ramstad
- Rangel
- Regula
- Reyes
- Reynolds
- Riley
- Rodriguez
- Roemer
- Rogan
- Rogers
- Rohrabacher
- Ros-Lehtinen
- Roukema
- Royce
- Rush
- Ryan (WI)
- Ryun (KS)
- Salmon
- Sanchez
- Sandlin
- Sanford
- Sawyer
- Saxton
- Schaffer
- Sensenbrenner
- Sessions
- Shadegg
- Shaw
- Shays
- Sherman
- Sherwood
- Shimkus
- Shows
- Shuster
- Simpson
- Sisisky
- Skeen
- Skelton
- Smith (MI)
- Smith (NJ)
- Smith (WA)
- Snyder
- Souder
- Spence
- Spratt
- Stabenow
- Stearns
- Stenholm
- Strickland
- Stump
- Sununu
- Sweeney
- Talent
- Tancredo
- Tanner
- Tauscher
- Tauzin
- Taylor (NC)
- Terry
- Thomas
- Thompson (CA)
- Thompson (MS)
- Thornberry
- Thune
- Thurman
- Tiahrt
- Toomey
- Towns
- Traficant
- Turner
- Udall (CO)
- Udall (NM)
- Upton
- Velazquez
- Vitter
- Walden
- Walsh
- Wamp
- Watkins
- Watts (OK)
- Weldon (FL)
- Weldon (PA)
- Weller
- Weygand
- Whitfield
- Wicker
- Wilson
- Wise
- Wolf
- Wu
- Wynn
- Young (AK)
- Young (FL)

NOES—66

- Ackerman
- Baldwin
- Barrett (WI)
- Berman
- Blagojevich
- Bonior
- Brady (PA)
- Brown (OH)
- Chenoweth-Hage
- Conyers
- Costello
- Davis (IL)
- DeFazio
- Delahunt
- Dingell
- Dixon
- Engel
- Evans
- Fattah
- Filner
- Hinchee
- Hoefel
- Jackson (IL)
- Jones (OH)
- Kanjorski
- Kildee
- Kilpatrick
- Klink
- Kucinich
- LaFalce
- Lee
- Levin
- Lowey
- Luther
- McKinney
- Meeks (NY)
- Menendez
- Mink
- Nadler
- Oberstar
- Obey
- Olver
- Paul
- Payne
- Phelps
- Rahall
- Rivers
- Rothman
- Roybal-Allard
- Sabo
- Sanders
- Schakowsky
- Scott
- Serrano
- Slaughter
- Stark
- Stupak
- Taylor (MS)
- Tierney
- Vento
- Visclosky
- Waters
- Watt (NC)
- Waxman
- Weiner
- Woolsey

NOT VOTING—11

- Coburn
- Deal
- Dickey
- Edwards
- Gephardt
- Largent
- Matsui
- Pascrell
- Scarborough
- Smith (TX)
- Wexler

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.

¶129.25 10TH ANNIVERSARY OF TEARING DOWN OF BERLIN WALL

Mr. GILMAN moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 223):

Whereas on November 9, 1989, the Berlin Wall was torn down by those whom it had imprisoned;

Whereas the fall of the Berlin Wall has become the preeminent symbol of the end of the Cold War;

Whereas the Cold War, at its essence, was a struggle for human freedom;

Whereas the end of the Cold War was brought about in large measure by the dedi-

cation, sacrifice, and discipline of Americans and many other peoples around the world united in their opposition to Soviet Communism;

Whereas freedom's victory in the Cold War against Soviet Communism is the crowning achievement of the free world's long 20th century struggle against totalitarianism; and

Whereas it is highly appropriate to remind Americans, particularly those in their formal educational years, that America paid the price and bore the burden to ensure the survival of liberty on this planet: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That it is the sense of the Congress that—

(1) a Freedom Day should be celebrated each year in the United States; and

(2) the United States should join with other nations, specifically including those which liberated themselves to help end the Cold War, to establish a global holiday called Freedom Day.

The SPEAKER pro tempore, Mr. LATOURETTE, recognized Mr. GILMAN and Mr. LANTOS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. LATOURETTE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LATOURETTE, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

¶129.26 SUBMISSION OF CONFERENCE REPORT—H.R. 1554

Mr. TAUZIN submitted a conference report (Rept. No. 106-464) on the bill (H.R. 1554) to amend the provisions of title 17, United States Code, and the Communications Act of 1934, relating to copyright licensing and carriage of broadcast signals by satellite; together with a statement thereon, for printing in the Record under the rule.

¶129.27 MESSAGES FROM THE PRESIDENT

Sundry messages in writing from the President of the United States were communicated to the House by Mr. Sherman Williams, one of his secretaries.

¶129.28 SATELLITE SIGNAL LICENSING AND CARRIAGE

Mr. ARMEY moved to suspend the rules and agree to the following conference report (Rept. No. 106-464):

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1554), to amend the provisions of title 17, United States Code, and the Communications Act of 1934, relating to copyright licensing and carriage of broadcast signals by satellite, 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 proposed to be inserted by the Senate amendment, insert the following:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) *SHORT TITLE.*—This Act may be cited as the “Intellectual Property and Communications Omnibus Reform Act of 1999”.

(b) *TABLE OF CONTENTS.*—The table of contents of this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—SATELLITE HOME VIEWER IMPROVEMENT

Sec. 1001. Short title.

Sec. 1002. Limitations on exclusive rights; secondary transmissions by satellite carriers within local markets.

Sec. 1003. Extension of effect of amendments to section 119 of title 17, United States Code.

Sec. 1004. Computation of royalty fees for satellite carriers.

Sec. 1005. Distant signal eligibility for consumers.

Sec. 1006. Public broadcasting service satellite feed.

Sec. 1007. Application of Federal communications commission regulations.

Sec. 1008. Rules for satellite carriers retransmitting television broadcast signals.

Sec. 1009. Retransmission consent.

Sec. 1010. Severability.

Sec. 1011. Technical amendments.

Sec. 1012. Effective dates.

TITLE II—RURAL LOCAL TELEVISION SIGNALS

Sec. 2001. Short title.

Sec. 2002. Loan guarantees.

Sec. 2003. Administration of loan guarantees.

Sec. 2004. Retransmission of local television broadcast stations.

Sec. 2005. Local television service in unserved and underserved markets.

Sec. 2006. Definitions.

TITLE III—TRADEMARK CYBERPIRACY PREVENTION

Sec. 3001. Short title; references.

Sec. 3002. Cyberpiracy prevention.

Sec. 3003. Damages and remedies.

Sec. 3004. Limitation on liability.

Sec. 3005. Definitions.

Sec. 3006. Study on abusive domain name registrations involving personal names.

Sec. 3007. Historic preservation.

Sec. 3008. Savings clause.

Sec. 3009. Technical and conforming amendments.

Sec. 3010. Effective date.

TITLE IV—INVENTOR PROTECTION

Sec. 4001. Short title.

Subtitle A—Inventors' Rights

Sec. 4101. Short title.

Sec. 4102. Integrity in invention promotion services.

Sec. 4103. Effective date.

Subtitle B—Patent and Trademark Fee Fairness

Sec. 4201. Short title.

Sec. 4202. Adjustment of patent fees.

Sec. 4203. Adjustment of trademark fees.

Sec. 4204. Study on alternative fee structures.

Sec. 4205. Patent and Trademark Office Funding.

Sec. 4206. Effective date.

Subtitle C—First Inventor Defense

Sec. 4301. Short title.

Sec. 4302. Defense to patent infringement based on earlier inventor.

Sec. 4303. Effective date and applicability.

Subtitle D—Patent Term Guarantee

Sec. 4401. Short title.

Sec. 4402. Patent term guarantee authority.

Sec. 4403. Continued examination of patent applications.

Sec. 4404. Technical clarification.

Sec. 4405. Effective date.

Subtitle E—Domestic Publication of Patent Applications Published Abroad

Sec. 4501. Short title.

Sec. 4502. Publication.

Sec. 4503. Time for claiming benefit of earlier filing date.

Sec. 4504. Provisional rights.

Sec. 4505. Prior art effect of published applications.

Sec. 4506. Cost recovery for publication.

Sec. 4507. Conforming amendments.

Sec. 4508. Effective date.

Subtitle F—Optional Inter Partes Reexamination Procedure

Sec. 4601. Short title.

Sec. 4602. Ex parte reexamination of patents.

Sec. 4603. Definitions.

Sec. 4604. Optional inter partes reexamination procedures.

Sec. 4605. Conforming amendments.

Sec. 4606. Report to Congress.

Sec. 4607. Estoppel effect of reexamination.

Sec. 4608. Effective date.

Subtitle G—Patent and Trademark Office

Sec. 4701. Short title.

CHAPTER 1—UNITED STATES PATENT AND TRADEMARK OFFICE

Sec. 4711. Establishment of Patent and Trademark Office.

Sec. 4712. Powers and duties.

Sec. 4713. Organization and management.

Sec. 4714. Public advisory committees.

Sec. 4715. Conforming amendments.

Sec. 4716. Trademark Trial and Appeal Board.

Sec. 4717. Board of Patent Appeals and Interferences.

Sec. 4718. Annual report of Director.

Sec. 4719. Suspension or exclusion from practice.

Sec. 4720. Pay of Director and Deputy Director.

CHAPTER 2—EFFECTIVE DATE; TECHNICAL AMENDMENTS

Sec. 4731. Effective date.

Sec. 4732. Technical and conforming amendments.

CHAPTER 3—MISCELLANEOUS PROVISIONS

Sec. 4741. References.

Sec. 4742. Exercise of authorities.

Sec. 4743. Savings provisions.

Sec. 4744. Transfer of assets.

Sec. 4745. Delegation and assignment.

Sec. 4746. Authority of director of the Office of Management and Budget with respect to functions transferred.

Sec. 4747. Certain vesting of functions considered transfers.

Sec. 4748. Availability of existing funds.

Sec. 4749. Definitions.

Subtitle H—Miscellaneous Patent Provisions

Sec. 4801. Provisional applications.

Sec. 4802. International applications.

Sec. 4803. Certain limitations on damages for patent infringement not applicable.

Sec. 4804. Electronic filing and publications.

Sec. 4805. Study and report on biological deposits in support of biotechnology patents.

Sec. 4806. Prior invention.

Sec. 4807. Prior art exclusion for certain commonly assigned patents.

Sec. 4808. Exchange of copies of patents with foreign countries.

TITLE V—MISCELLANEOUS PROVISIONS

Sec. 5001. Commission on online child protection.

Sec. 5002. Privacy protection for donors to public broadcasting entities.

Sec. 5003. Completion of biennial regulatory review.