

Frank (MA)
McCarthy
Furse
McDermott
Gejdenson
McHale
Gephardt
McKinney
Geren
McNulty
Gonzalez
Meehan
Gordon
Meek
Green
Menendez
Gutierrez
Mfume
Hall (TX)
Miller (CA)
Hamilton
Mineta
Harman
Minge
Hastings (FL)
Mink
Hayes
Moakley
Hefner
Mollohan
Hilliard
Montgomery
Hinchev
Moran
Holden
Morella
Hoyer
Murtha
Jackson-Lee
Nadler
Jacobs
Neal
Jefferson
Oberstar
Johnson, E.B.
Obey
Kanjorski
Olver
Kaptur
Ortiz
Kennedy (MA)
Orton
Kennedy (RI)
Owens
Kennelly
Pallone
Kildee
Parker
Klecza
Pastor
Klink
Payne (NJ)
LaFalce
Payne (VA)
Lantos
Pelosi
Laughlin
Peterson (FL)
Levin
Peterson (MN)
Lewis (GA)
Pickett
Lincoln
Pomeroy
Lipinski
Poshard
Lowe
Rahall
Luther
Rangel
Maloney
Reed
Manton
Reynolds
Markey
Richardson
Martinez
Rivers
Mascara
Roemer
Matsui
Rose

NAYS—227

Allard
Deutsch
Andrews
Diaz-Balart
Archer
Dickey
Army
Doolittle
Bachus
Dornan
Baker (CA)
Dreier
Baker (LA)
Duncan
Ballenger
Dunn
Barr
Ehlers
Barrett (NE)
Ehrlich
Bartlett
Emerson
Barton
English
Bass
Ensign
Bateman
Everett
Bereuter
Ewing
Bilbray
Fawell
Bilirakis
Fields (TX)
Bliley
Flanagan
Blute
Foley
Boehlert
Forbes
Boehner
Fowler
Bonilla
Fox
Bono
Franks (CT)
Brownback
Franks (NJ)
Bryant (TN)
Frelinghuysen
Bunn
Frisa
Bunning
Funderburk
Burr
Gallegly
Burton
Ganske
Buyer
Gekas
Linder
Callahan
Gilchrest
Livingston
Calvert
Gillmor
LoBiondo
Canady
Gilman
Longley
Castle
Goodlatte
Chabot
Goodling
Chambliss
Goss
Chenoweth
Graham
Christensen
Greenwood
Chrysler
Gunderson
Clinger
Gutknecht
Coble
Hancock
Collins (GA)
Hansen
Combest
Hastert
Cooley
Hastings (WA)
Cox
Hayworth
Crane
Hefley
Crapo
Heineman
Creameans
Herger
Cubin
Hillery
Cunningham
Hobson
Davis
Hoekstra
DeLay
Hoke

Neumann
Ney
Norwood
Nussle
Oxley
Packard
Paxon
Petri
Pombo
Porter
Portman
Pryce
Quillen
Quinn
Radanovich
Ramstad
Regula
Riggs
Roberts
Rogers
Rohrabacher
Ros-Lehtinen
Roth
Roukema
Royce
Salmon
Norwood
Saxton
Nussle
Oxley
Scarborough
Schaefer
Schiff
Seastrand
Sensenbrenner
Shadegg
Shaw
Shuster
Skeen
Smith (MI)
Smith (NJ)
Solomon
Souder
Spence
Stearns
Stockman
Stump
Talent
Tate
Taylor (NC)

NOT VOTING—14

Becerra
Frost
Berman
Gibbons
Boucher
Hall (OH)
Coburn
Johnston
Collins (MI)
Lofgren
Smith (TX)
Smith (WA)
Stark
Thomas

So the motion to recommit with instructions was not agreed to.

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

The SPEAKER pro tempore, Mr. BLILEY, announced that the yeas had it.

Mr. CONYERS demanded a recorded vote on passage of said bill, 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 affirmative { Yeas ..... 265 Nays ..... 156

24.13

[Roll No. 117]

YEAS—265

Allard
Collins (GA)
Andrews
Combest
Archer
Gillmor
Army
Condit
Bachus
Cooley
Baesler
Costello
Cox
Cramer
Baker (CA)
Crane
Baker (LA)
Crapo
Ballenger
Creameans
Barr
Dunn
Barrett (NE)
Cunningham
Bartlett
Davis
Barton
Deal
Bass
DeLay
Bateman
Diaz-Balart
Bereuter
Dickey
Bevill
Doggett
Bilbray
Dooley
Bilirakis
Doolittle
Bliley
Dornan
Boehner
Dreier
Bonilla
Duncan
Bono
Dunn
Borski
Ehrlich
Boucher
Emerson
Brewster
Engel
English
Graham
Brownback
Ensign
Bryant (TN)
Everett
Ewing
Bunning
Fawell
Burr
Fields (TX)
Burton
Flanagan
Buyer
Foley
Callahan
Forbes
Calvert
Fowler
Canady
Fox
Chabot
Franks (CT)
Chambliss
Franks (NJ)
Chenoweth
Frelinghuysen
Christensen
Funderburk
Chrysler
Gallegly
Clement
Coble
Gekas
Coburn
Geren

Thornberry
Knollenberg
Kolbe
Orton
LaHood
Solomon
Largent
Packard
Latham
Pallone
LaTourette
Parker
Spratt
Laughlin
Pastor
Lazio
Paxon
Leach
Payne (VA)
Lewis (CA)
Peterson (FL)
Lewis (KY)
Peterson (MN)
Lightfoot
Lincoln
Linder
Lipinski
Poshard
Livingston
Wicker
LoBiondo
Lucas
Manton
Manzullo
Martini
McCollum
Reynolds
McCrery
Richardson
McDade
Riggs
McHale
Roberts
McHugh
Rogers
McInnis
Rohrabacher
McIntosh
Ros-Lehtinen
McKeon
Weldon (FL)
McNulty
Weldon (PA)
Menendez
Weller
Metcalf
Meyers
Mica
Miller (FL)
Molinari
Montgomery
Moorhead
Schiff
Moorhead
Myers
Myrick
Nethercutt
Shaw
Neumann
Shuster
Ney
Sisisky
Norwood
Skeen

NAYS—156

Abercrombie
Gejdenson
Ackerman
Gephardt
Baldacci
Gonzalez
Barcia
Green
Barrett (WI)
Ortiz
Beilenson
Gunderson
Bentsen
Hamilton
Bishop
Hastings (FL)
Blute
Hilliard
Boehlert
Hinchev
Bonior
Hoekstra
Brown (CA)
Holden
Brown (FL)
Hoyer
Brown (OH)
Jackson-Lee
Bryant (TX)
Johnson, E.B.
Camp
Kanjorski
Roemer
Cardin
Kanjorski
Rush
Castle
Kennedy (MA)
Sabo
Chapman
Kennelly
Sanders
Clay
Kildee
Clayton
Klecza
Clinger
Klink
Clyburn
Schroeder
Coleman
Klug
Collins (IL)
LaFalce
Conyers
Lantos
Coyne
Levin
Cubin
Lewis (GA)
Danner
Longley
DeFazio
Lowey
de la Garza
Luther
DeLauro
Maloney
Dellums
Markey
Dicks
Martinez
Dingell
Matsui
Dixon
McCarty
Doyle
McCarthy
Durbin
McDermott
Edwards
McKinney
Ehlers
Meehan
Eshoo
Meek
Evans
Mfume
Farr
Miller (CA)
Fattah
Mineta
Fazio
Minge
Fields (LA)
Moakley
Filner
Mollohan
Flake
Moran
Foglietta
Morella
Ford
Murtha
Frank (MA)
Nadler
Furse
Neal

## NOT VOTING—13

Becerra	Frost	Smith (TX)
Berman	Gibbons	Smith (WA)
Collins (MI)	Hall (OH)	Stark
Deutsch	Johnston	
Frisa	Lofgren	

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.

## ¶24.14 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. MCCOLLUM, by unanimous consent,

*Ordered*, That in the engrossment of the bill (H.R. 667) to control crime by incarcerating violent criminals, the Clerk be authorized to correct section numbers, cross references, and punctuation, and to make such stylistic, clerical, technical, conforming, and other changes as may be necessary to reflect the actions of the House in amending the bill.

## ¶24.15 PROVIDING FOR THE CONSIDERATION OF H.R. 728

Ms. PRYCE, by direction of the Committee on Rules, reported (Rept. No. 104-27) the resolution (H. Res. 79) providing for consideration of the bill (H.R. 728) to control crime by providing law enforcement block grants.

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

## ¶24.16 PROVIDING FOR THE CONSIDERATION OF H.R. 668

Mr. SOLOMON, by direction of the Committee on Rules, called up the following resolution (H. Res. 69):

*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. 668) to control crime by further streamlining deportation of criminal aliens. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with section 302(f) or section 303(a) of the Congressional Budget Act of 1974 are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. 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 the Judiciary now printed in the bill, modified by the amendment printed in section 2 of this resolution. All points of order against the committee amendment in the nature of a substitute for failure to comply with clause 5(a) of rule XXI are waived. Each section of the committee amendment in the nature of a substitute, as modified, shall be considered as read. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 6 of rule XXIII. Amendments so printed shall

be considered as read. 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, as modified. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

SEC. 2. The amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill is modified by the following amendment: "Strike section 11 and redesignate the succeeding sections accordingly."

When said resolution was considered. After debate,

On motion of Mr. GOSS, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, 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.

## ¶24.17 CRIMINAL ALIENS

The SPEAKER pro tempore, Mr. BILLEY, pursuant to House Resolution 69 and rule XXIII, 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. 668) to control crime by further streamlining deportation of criminal aliens.

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

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

When Mr. DREIER, Chairman, pursuant to House Resolution 69, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

(a) **SHORT TITLE.**—This Act may be cited as the "Criminal Alien Deportation Improvements Act of 1995".

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

- Sec. 1. Short title; table of contents.
- Sec. 2. Additional expansion of definition of aggravated felony.
- Sec. 3. Deportation procedures for certain criminal aliens who are not permanent residents.
- Sec. 4. Restricting the defense to exclusion based on 7 years permanent residence for certain criminal aliens.
- Sec. 5. Limitation on collateral attacks on underlying deportation order.
- Sec. 6. Criminal alien identification system.
- Sec. 7. Establishing certain alien smuggling-related crimes as RICO-predicate offenses.

Sec. 8. Wiretap authority for alien smuggling investigations.

Sec. 9. Expansion of criteria for deportation for crimes of moral turpitude.

Sec. 10. Payments to political subdivisions for costs of incarcerating illegal aliens.

Sec. 11. Miscellaneous provisions.

Sec. 12. Construction of expedited deportation requirements.

Sec. 13. Study of prisoner transfer treaty with Mexico.

Sec. 14. Justice Department assistance in bringing to justice aliens who flee prosecution for crimes in the United States.

Sec. 15. Prisoner transfer treaties.

Sec. 16. Interior repatriation program.

Sec. 17. Deportation of nonviolent offenders prior to completion of sentence of imprisonment.

**SEC. 2. ADDITIONAL EXPANSION OF DEFINITION OF AGGRAVATED FELONY.**

(a) **IN GENERAL.**—Section 101(a)(43) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(43)), as amended by section 222 of the Immigration and Nationality Technical Corrections Act of 1994 (Public Law 103-416), is amended—

(1) in subparagraph (J), by inserting "or an offense described in section 1084 (if it is a second or subsequent offense) or 1955 of that title (relating to gambling offenses)," after "corrupt organizations";

(2) in subparagraph (K)—

(A) by striking "or" at the end of clause (i).

(B) by redesignating clause (ii) as clause (iii), and

(C) by inserting after clause (i) the following new clause:

"(ii) is described in section 2421, 2422, or 2423 of title 18, United States Code (relating to transportation for the purpose of prostitution for commercial advantage; or";

(3) by amending subparagraph (N) to read as follows:

"(N) an offense described in paragraph (1)(A) or (2) of section 274(a) (relating to alien smuggling) for which the term of imprisonment imposed (regardless of any suspension of imprisonment) is at least 5 years;";

(4) by amending subparagraph (O) to read as follows:

"(O) an offense (i) which either is falsely making, forging, counterfeiting, mutilating, or altering a passport or instrument in violation of section 1543 of title 18, United States Code, or is described in section 1546(a) of such title (relating to document fraud) and (ii) for which the term of imprisonment imposed (regardless of any suspension of such imprisonment) is at least 18 months;";

(5) in subparagraph (P), by striking "15 years" and inserting "5 years", and by striking "and" at the end;

(6) by redesignating subparagraphs (O), (P), and (Q) as subparagraphs (P), (Q), and (U), respectively;

(7) by inserting after subparagraph (N) the following new subparagraph:

"(O) an offense described in section 275(a) or 276 committed by an alien who was previously deported on the basis of a conviction for an offense described in another subparagraph of this paragraph;"; and

(8) by inserting after subparagraph (Q), as so redesignated, the following new subparagraphs:

"(R) an offense relating to commercial bribery, counterfeiting, forgery, or trafficking in vehicles the identification numbers of which have been altered for which a sentence of 5 years' imprisonment or more may be imposed;

"(S) an offense relating to obstruction of justice, perjury or subornation of perjury, or