

ments to the fiscal year 1996 appropriations requests for the Departments of Commerce, Education, Energy, and the Interior, and the U.S. Army Corps of Engineers, as well as a revision to a fiscal year 1995 supplemental proposal for the Department of Labor, pursuant to 31 U.S.C. 1106(b) (H. Doc. No. 104-39); to the Committee on Appropriations and ordered to be printed.

¶30.3 PROVIDING FOR THE CONSIDERATION OF H.R. 889

Mr. DREIER, by direction of the Committee on Rules, called up the following resolution (H. Res. 92):

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. 889) making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, and for other purposes. The first reading of the bill shall be dispensed with. General debate shall be confined to the bill and the amendments made in order by this resolution and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule and shall be considered as read. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule an amendment in the nature of a substitute consisting of the text of H.R. 889 modified as follows: on page 16, after line 12, insert a new title V consisting of the text of the bill (H.R. 845) rescinding certain budget authority, and for other purposes. The amendment in the nature of a substitute shall be considered as read. Points of order against that amendment in the nature of a substitute for failure to comply with clause 7 of rule XVI or clause 2 or 6 of rule XXI are waived. No other amendment shall be in order except the amendment in the nature of a substitute printed in the report of the Committee on Rules accompanying this resolution, which may be offered only by Representative Obey of Wisconsin or his designee, shall be considered as read, shall be debatable for one hour equally divided and controlled by the proponent and an opponent, and shall not be subject to amendment. Points of order against the amendment in the nature of a substitute for failure to comply with clause 2 of rule XXI are waived. At the conclusion of consideration of the bill for amendment, the Committee shall rise and report the bill to the House with such amendment 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 amendment in the nature of a substitute made in order as original text. The previous question shall be considered as ordered on the bill and any amendment thereto to final passage without intervening motion except one motion to recommend with or without instructions.

When said resolution was considered. After debate,

On motion of Mr. DREIER, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*, Will the House agree to said resolution?

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

Mr. DREIER 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 282
Nays 144

¶30.4 [Roll No. 151] YEAS—282

Allard Fawell McDade
Andrews Fazio McHale
Archer Fields (TX) McHugh
Armye Flanagan McInnis
Bachus Foley McIntosh
Baesler Forbes McKeon
Baker (CA) Fowler Metcalf
Baker (LA) Fox Meyers
Ballenger Franks (CT) Mica
Barcia Franks (NJ) Miller (FL)
Barr Frelinghuysen Minge
Barrett (NE) Frisa Molinari
Barrett (WI) Funderburk Montgomery
Bartlett Gallegly Moorhead
Barton Ganske Morella
Bass Gekas Murtha
Bateman Geren Myers
Bereuter Gilchrest Myrick
Berman Gillmor Nethercutt
Bilbray Gilman Neumann
Bilirakis Goodlatte Ney
Bishop Goodling Norwood
Bliley Goss Nussle
Blute Graham Obey
Boehlert Greenwood Oxley
Boehner Gunderson Packard
Bonilla Gutknecht Parker
Bono Hall (TX) Paxon
Brewster Hamilton Payne (VA)
Browder Hancock Petri
Brownback Hansen Pombo
Bryant (TN) Hastert Pomeroy
Bunn Hastings (WA) Porter
Bunning Hayes Portman
Burr Hayworth Pryce
Burton Hefley Quillen
Buyer Heineman Quinn
Callahan Herger Radanovich
Calvert Hilleary Rahall
Camp Hobson Ramstad
Canady Hoekstra Reed
Castle Hoke Regula
Chabot Horn Riggs
Chambliss Hostettler Roberts
Chenoweth Houghton Rogers
Christensen Hunter Rohrabacher
Chryslers Hutchinson Ros-Lehtinen
Clement Hyde Roth
Clinger Inglis Roukema
Coble Istook Royce
Coburn Johnson (CT) Sabo
Collins (GA) Johnson, Sam Salmon
Combest Jones Sanford
Condit Kasich Saxton
Cooley Kelly Scarborough
Costello Kim Schaefer
Cox King Schiff
Cramer Kingston Seastrand
Crane Kleczka Sensenbrenner
Crapo Klink Shadegg
Cremeans Klug Shaw
Cubin Knollenberg Shays
Cunningham Kolbe Shuster
Davis LaHood Sisisky
de la Garza Largent Skeeen
Deal Latham Skelton
DeLay LaTourette Smith (MI)
Dellums Laughlin Smith (NJ)
Diaz-Balart Lazio Smith (TX)
Dickey Leach Smith (WA)
Dicks Lewis (CA) Solomon
Doggett Lewis (KY) Souder
Doolittle Lightfoot Spence
Dornan Lincoln Spratt
Doyle Linder Stark
Dreier Lipinski Stearns
Duncan Livingston Stenholm
Dunn LoBiondo Stockman
Ehrlich Longley Stump
Emerson Lucas Stupak
English Manzullo Talent
Ensign Martini Tate
Everett Mascara Tauzin
Ewing McCollum Taylor (MS)
Farr McCreery Taylor (NC)

Thomas Waldholtz White
Thornberry Walker Whitfield
Thornton Walsh Wicker
Tiahrt Wamp Wilson
Torkildsen Watts (OK) Wolf
Torres Waxman Young (AK)
Traficant Weldon (FL) Young (FL)
Upton Weldon (PA) Zeliff
Vucanovich Weller Zimmer

NAYS—144

Abercrombie Green Oberstar
Ackerman Gutierrez Olver
Baldacci Hall (OH) Ortiz
Becerra Harman Orton
Beilenson Hastings (FL) Owens
Bentsen Hefner Pallone
Bevill Hilliard Pastor
Bonior Hinchey Payne (NJ)
Borski Holden Pelosi
Boucher Jackson-Lee Peterson (FL)
Brown (CA) Jacobs Pickett
Brown (FL) Jefferson Poshard
Brown (OH) Johnson (SD) Rangel
Bryant (TX) Johnson, E. B. Reynolds
Cardin Johnston Richardson
Chapman Kanjorski Rivers
Clay Kaptur Roemer
Clayton Kennedy (MA) Rose
Clyburn Kennedy (RI) Roybal-Allard
Coleman Kennelly Sanders
Collins (IL) Kildee Sawyer
Collins (MI) LaFalce Schroeder
Conyers Lantors Schumer
Coyne Levin Scott
Danner Lewis (GA) Serrano
DeFazio Lofgren Skaggs
DeLauro Lowey Slaughter
Deutsch Luther Stokes
Dingell Maloney Studds
Dixon Manton Tanner
Dooley Markey Tejeda
Durbin Martinez Thompson
Edwards Matsui Thurman
Engel McCarthy Torricelli
Eshoo McDermott Towns
Evans McKinney Tucker
Fields (LA) McNulty Velazquez
Filner Meehan Vento
Flake Menendez Visclosky
Foglietta Mfume Volkmer
Ford Miller (CA) Ward
Frank (MA) Mineta Waters
Frost Mink Watt (NC)
Furse Moakley Wise
Gejdenson Mollohan Woolsey
Gephardt Moran Wyden
Gibbons Nadler Wynn
Gordon Neal Yates

NOT VOTING—8

Ehlers Hoyer Rush
Fattah Meek Williams
Gonzalez Peterson (MN)

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.

¶30.5 PROVIDING FOR THE CONSIDERATION OF H.R. 450

Mr. GOSS, by direction of the Committee on Rules, reported (Rept. No. 104-45) the resolution (H. Res. 93) providing for the consideration of the bill (H.R. 450) to ensure economy and efficiency of Federal Government operations by establishing a moratorium on regulatory rulemaking actions, and for other purposes.

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

¶30.6 DEFENSE SUPPLEMENTAL APPROPRIATIONS

The SPEAKER pro tempore, Mr. EMERSON, pursuant to House Resolu-

tion 92 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. 889) making emergency supplemental appropriations and rescissions to preserve and enhance the military readiness of the Department of Defense for the fiscal year ending September 30, 1995, and for other purposes.

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

¶30.7 RECORDED VOTE

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

Strike all after the enacting clause and insert the following: That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to provide emergency supplemental appropriations for the Department of Defense to preserve and enhance military readiness for the fiscal year ending September 30, 1995, and for other purposes, namely:

TITLE I

EMERGENCY SUPPLEMENTAL APPROPRIATIONS

DEPARTMENT OF DEFENSE—MILITARY MILITARY PERSONNEL MILITARY PERSONNEL, ARMY

For an additional amount for "Military Personnel, Army," \$69,300,000: *Provided*, That such 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.

MILITARY PERSONNEL, NAVY

For an additional amount for "Military Personnel, Navy," \$49,500,000: *Provided*, That such 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.

MILITARY PERSONNEL, MARINE CORPS

For an additional amount for "Military Personnel, Marine Corps," \$10,400,000: *Provided*, That such 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.

MILITARY PERSONNEL, AIR FORCE

For an additional amount for "Military Personnel, Air Force," \$71,700,000: *Provided*, That such 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.

RESERVE PERSONNEL, NAVY

For an additional amount for "Reserve Personnel, Navy," \$4,600,000: *Provided*, That such 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.

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY

For an additional amount for "Operation and Maintenance, Army," \$958,600,000: *Provided*, That such 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.

OPERATION AND MAINTENANCE, NAVY

For an additional amount for "Operation and Maintenance, Navy," \$347,600,000: *Provided*, That such 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.

OPERATION AND MAINTENANCE, MARINE CORPS

For an additional amount for "Operation and Maintenance, Marine Corps," \$38,000,000: *Provided*, That such 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.

OPERATION AND MAINTENANCE, AIR FORCE

For an additional amount for "Operation and Maintenance, Air Force," \$888,700,000: *Provided*, That such 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.

OPERATION AND MAINTENANCE, DEFENSE-WIDE

For an additional amount for "Operation and Maintenance, Defense-Wide," \$43,200,000: *Provided*, That such 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.

OPERATION AND MAINTENANCE, NAVY RESERVE

For an additional amount for "Operation and Maintenance, Navy Reserve," \$6,400,000: *Provided*, That such 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.

PROCUREMENT

OTHER PROCUREMENT, ARMY

For an additional amount for "Other Procurement, Army," \$28,600,000, to remain available until September 30, 1997: *Provided*, That such 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.

OTHER PROCUREMENT, AIR FORCE

For an additional amount for "Other Procurement, Air Force," \$8,100,000, to remain available until September 30, 1997: *Provided*, That such 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.

OTHER DEPARTMENT OF DEFENSE PROGRAMS

DEFENSE HEALTH PROGRAM

For an additional amount for "Defense Health Program," \$14,000,000: *Provided*, That such 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.

TITLE II

DEPARTMENT OF DEFENSE—MILITARY RESCISSIONS OF CERTAIN BUDGET AUTHORITY

LINE-ITEM VETO AUTHORITY—DEFENSE-WIDE (RESCISSIONS)

Of the total funds made available for the Department of Defense in Public Law 103-335, \$2,250,000,000 are rescinded. In canceling or reducing programs, projects, and activities

to carry out this paragraph, the Secretary of Defense, to the maximum extent feasible (1) shall cancel or reduce only programs, projects, and activities that the Secretary determines are of the lowest priority; and (2) shall not cancel or reduce any program, project, or activity that the Secretary determines directly affects force readiness or the quality of life for service members and their families. No rescission, cancellation, or reduction under this paragraph shall take effect until 30 days after the Secretary of Defense submits to the Congress a notification of the proposed cancellations and reductions.

TITLE III

GENERAL PROVISIONS

SEC. 301. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 302. Notwithstanding sections 607 and 630 of the Foreign Assistance Act of 1961 (22 U.S.C. 2357, 2390) and sections 2608 and 2350j of title 10, United States Code, all funds received by the United States as reimbursement for expenses for which funds are provided in this Act shall be deposited in the Treasury as miscellaneous receipts.

This Act may be cited as the "Emergency Supplemental Appropriations and Rescissions for the Department of Defense to Preserve and Enhance Military Readiness Act of 1995".

It was decided in the { Yeas 167
negative } Nays 260

¶30.8

[Roll No. 152]

AYES—167

Abercrombie	Gordon	Nadler
Ackerman	Green	Neal
Andrews	Gutierrez	Oberstar
Baesler	Gutknecht	Obey
Barcia	Hall (OH)	Olver
Barrett (WI)	Hamilton	Orton
Becerra	Harman	Owens
Beilenson	Hastings (FL)	Pallone
Bentsen	Hefner	Pastor
Berman	Hilliard	Payne (NJ)
Bevill	Hinchev	Payne (VA)
Bishop	Holden	Pelosi
Bonior	Hoyer	Peterson (FL)
Boucher	Jackson-Lee	Peterson (MN)
Brown (CA)	Jacobs	Pomeroy
Brown (FL)	Jefferson	Poshard
Brown (OH)	Johnson (SD)	Rahall
Bryant (TX)	Johnson, E. B.	Rangel
Cardin	Johnston	Reed
Chapman	Kanjorski	Reynolds
Clay	Kaptur	Rivers
Clayton	Kennedy (MA)	Roemer
Clyburn	Kennedy (RI)	Rose
Coleman	Kildee	Roybal-Allard
Collins (IL)	Kleczka	Sabo
Collins (MI)	LaFalce	Sanders
Conyers	Lantos	Sawyer
Costello	Levin	Schroeder
Coyne	Lewis (GA)	Schumer
Danner	Lincoln	Serrano
Deal	Lipinski	Skaggs
DeFazio	Lofgren	Slaughter
DeLauro	Lowe	Smith (MI)
Dellums	Luther	Spratt
Deutsch	Maloney	Stark
Dingell	Manton	Stokes
Doggett	Markey	Studds
Doyle	Martinez	Stupak
Durbin	Matsui	Thompson
Engel	McCarthy	Thornton
Eshoo	McDermott	Thurman
Evans	McHale	Torres
Farr	McKinney	Torricelli
Fazio	McNulty	Towns
Fields (LA)	Meehan	Traficant
Filner	Menendez	Velazquez
Flake	Mfume	Vento
Ford	Miller (CA)	Visclosky
Frank (MA)	Mineta	Volkmer
Frost	Minge	Ward
Furse	Mink	Waters
Gejdenson	Moakley	Watt (NC)
Gephardt	Moran	Waxman
Gibbons	Morella	