Chrysler	Hobson	Portman
Clement	Hoekstra	Pryce
Clinger	Hoke	Quillen
Coble	Horn	Quinn
Coburn	Hostettler	Radanovich
Collins (GA)	Houghton	Ramstad
Combest	Hutchinson	Regula
Condit	Hyde	Riggs
Cooley	Inglis	Roberts
Cox	Istook	Rogers
Cramer	Johnson (CT)	Rohrabacher
Crane	Johnson, Sam	Ros-Lehtinen
Crapo	Jones	Roth
Cremeans	Kasich	Roukema
Cubin	Kelly	Royce
Cunningham	Kim	Salmon
Davis	King	Sanford
Deal	Kingston	Saxton
DeLay	Klug	Scarborough
Diaz-Balart	Knollenberg	Schaefer
Dickey	Kolbe	Schiff
Dooley	LaHood	Seastrand
Doolittle	Largent	Sensenbrenner
Dornan	Latham	Shadegg
Dreier	Laughlin	Shaw
Duncan	Lazio	Shuster
Dunn	Leach	Sisisky
Ehlers	Lewis (CA)	Skeen
Ehrlich	Lewis (KY)	Skelton
Emerson	Lightfoot	Smith (MI)
English	Linder	Smith (NJ)
Ensign	Livingston	Smith (TX)
Everett	LoBiondo	Smith (WA)
Ewing	Longley	Solomon
Fawell	Lucas	Souder
Fields (TX)	Manzullo	Spence
Flanagan	Martini	Spratt
Foley	McCollum	Stearns
Forbes	McCrery	Stenholm
Fowler	McDade	Stockman
Fox	McHugh	Stump
Franks (CT)	McInnis	Talent
Frelinghuysen	McIntosh	Tate
Frisa	McKeon	Tauzin
Funderburk	Metcalf	Taylor (NC)
Gallegly	Meyers	Thomas
Ganske	Mica	Thornberry
Gekas	Miller (FL)	Thurman
Geren	Molinari	Tiahrt
Gilchrest	Moorhead	Torkildsen
Gillmor	Moran	Upton
Gilman	Myers	Waldholtz
Goodlatte	Myrick	Walker
Goodling	Nethercutt	Walsh
Goss	Neumann	Wamp
Graham	Norwood	Watts (OK)
Greenwood	Nussle	Weldon (FL)
Gunderson	Ortiz	Weldon (PA)
Gutknecht	Orton	Weller
Hancock	Oxley	White
Hansen	Packard	Whitfield
Harman	Parker	Wicker
Hastert	Paxon	Wilson
Hastings (WA)	Payne (VA)	Wolf
Hayes	Peterson (FL)	Young (AK)
Hayworth	Peterson (MN)	Young (FL)
Hefley	Petri	Zeliff
Heineman	Pickett	Zimmer
Herger	Pombo	
Hilleary	Porter	

NOT VOTING—10

Gonzalez	Lipinski	Vucanovich
Gutierrez	Meek	Ward
Hunter	Miller (CA)	
Lantos	Rush	

So the amendment was not agreed to.

After some further time,

¶34.12 RECORDED VOTE

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

Page 36, after line 2, insert the following new title, redesignate title VI as title VII, and redesignate section 601 on page 36, line 4, as section 701:

TITLE VI—PETITION PROCESS

SEC. 601. PETITION PROCESS.

(2) PURPOSE.—The purpose of this section is to provide an accelerated process for the review of Federal programs designated to protect human health, safety, or the environment and to revise rules and program elements where possible to achieve substantially equivalent protection of human health, safety or the environment at a substantially lower cost of compliance or in a more flexible manner.

(b) ACCELERATED PROCESS FOR CERTAIN PETITIONS.—Within 1 year after the date of enactment of this Act, the head of each Federal agency administering any program designed to protect human health, safety, or the environment shall establish accelerated procedures for accepting and considering petitions for the review of any rule or program element promulgated prior to the effective date of this Act which is part of such program, if the annual costs of compliance with such rule or program element are at least $25,000,000.

(c) WHO MAY SUBMIT PETITIONS.—Any person who demonstrates that he or she is affected by a rule or program element referred to in subsection (b) may submit a petition under this section.

(d) CONTENTS OF PETITIONS.—Each petition submitted under this section shall include adequate supporting documentation, including, where appropriate, the following:

(1) New studies or other relevant information that provide the basis for a proposed revision of a risk assessment or risk characterization used as a basis of a rule or program element.

(2) Information documenting the costs of compliance with any rule or program element which is the subject of the petition and information demonstrating that a revision could achieve protection of human health, safety or the environment substantially equivalent to that achieved by the rule or program element concerned but at a substantially lower cost of compliance or in a manner which provides more flexibility to States, local, or tribal governments, or regulated entities. Such documentation may include information concerning investments and other actions taken by persons subject to the rule or program element in good faith to comply.

(e) DEADLINES FOR AGENCY RESPONSE.—Each agency head receiving petitions under this section shall assemble and review all such petitions received during the 6-month period commencing upon the promulgation of procedures under subsection (b) and during 15 successive 6-month periods thereafter. Not later than 180 days after the expiration of each such review period, the agency head shall complete the review of such petitions, make a determination under subsection (f) to accept or to reject each such petition, and establish a schedule and priorities for taking final action under subsection (g) with respect to each accepted petition. For petitions accepted for consideration under this section, the schedule shall provide for final action under subsection (g) within 18 months after the expiration of each such 180-day period and may provide for consolidation of reasonably related petitions. The schedule and priorities shall be based on the potential to more efficiently focus national economic resources within Federal regulatory programs designed to protect human health, safety, or the environment on the most important priorities and on such other factors as such Federal agency considers appropriate.

(f) CRITERIA FOR ACCEPTANCE OF PETITIONS.

(1) IN GENERAL.—An agency head shall accept a petition for consideration under this section if the petition meets the applicable requirements of subsections (b), (c), and (d) and if there is a reasonable likelihood that the revision requested in the petition would achieve protection of human health, safety or the environment substantially equivalent to that achieved by the rule or program element concerned but a substantially lower cost of compliance or in a manner which provides more flexibility to States, local, or tribal governments, or regulated entities.

(2) FINAL AGENCY ACTION.—If the agency head rejects the petition, the agency head shall publish the reasons for doing so in the Federal Register. Any petition rejected for consideration under this section may be considered by the agency under any other applicable procedures, but a rejection of a petition under this section shall be considered final agency action.

(3) CONSIDERATION.—In determining whether to accept or reject a petition with respect to any rule or program element, the agency shall take into account any information provided by the petitioner concerning costs incurred in complying with the rule or program element prior to the date of the petition and the costs that could be incurred by changing the rule or program element as proposed in the petition.

(g) FINAL AGENCY ACTION.—In accordance with the schedule established under subsection (e), and after notice and opportunity for comment, the agency head shall take final action regarding petitions accepted under subsection (f) by either revising a rule or program element or determining not to make any such revision. When reviewing any final agency action under this subsection, the court shall hold unlawful and set aside the agency action if found to be unsupported by substantial evidence.

(h) OTHER PROCEDURES REMAIN AVAILABLE.—Nothing in this section shall be construed to preclude the review or revision of any risk characterization document, risk assessment document, rule or program element at any time under any other procedures.

SEC. 602. REVIEWS OF HEALTH EFFECTS VALUES.

Within 5 years after the enactment of this Act, the Administrator of the Environmental Protection Agency shall review each health or environmental effects value placed, before the effective date of title I, on the Integrated Risk Information System (IRIS) Database maintained by the Agency and revise such value to comply with the provisions of title I.

SEC. 603. DEFINITIONS.

As used in this title:

(1) The term ''Federal agency'' has the same meaning as when used in section 110.

(2) The terms ''rule'' and ''program element'' shall include reasonably related provisions of the Code of Federal Regulations and any guidance, including protocols of general applicability establishing policy regarding risk assessment or risk characterization, but shall not include any permit or license or any regulation or other action by an agency to authorize or approve any individual substance or product.

It was decided in the negative ..... { Yeas ..... 206 / Nays ..... 220 }

¶34.13 [Roll No. 179]

AYES—206

Allard	Brownback	Costello
Archer	Bryant (TN)	Cox
Armey	Bunn	Cramer
Bachus	Burr	Crane
Baesler	Burton	Crapo
Baker (CA)	Buyer	Cremeans
Baker (LA)	Callahan	Cubin
Ballenger	Calvert	Cunningham
Barcia	Camp	Deal
Barr	Canady	DeLay
Barrett (NE)	Chabot	Dickey
Barton	Chambliss	Dicks
Bass	Chapman	Dooley
Bevill	Chenoweth	Doolittle
Bilbray	Christensen	Dornan
Bilirakis	Chrysler	Dreier
Bishop	Clement	Duncan
Bliley	Coble	Dunn
Boehner	Coburn	Edwards
Bonilla	Collins (GA)	Ehrlich
Bono	Combest	Emerson
Brewster	Condit	Ensign
Browder	Cooley	Everett