

Flanagan	Largent	Rogers
Foley	Latham	Rohrabacher
Forbes	LaTourette	Ros-Lehtinen
Fowler	Laughlin	Roth
Fox	Lazio	Roukema
Franks (CT)	Leach	Royce
Franks (NJ)	Lewis (CA)	Salmon
Frelinghuysen	Lewis (KY)	Sanford
Frisa	Lightfoot	Saxton
Funderburk	Linder	Scarborough
Gallegly	Livingston	Schaefer
Ganske	Longley	Seastrand
Gekas	Lucas	Sensenbrenner
Geren	Manzullo	Shadegg
Gilchrest	Martini	Shaw
Gillmor	McColum	Shays
Gilman	McDade	Shuster
Goodlatte	McHugh	Sisisky
Goodling	McInnis	Skeen
Goss	McIntosh	Smith (MI)
Graham	McKeon	Smith (NJ)
Greenwood	Metcalf	Smith (TX)
Gunderson	Meyers	Smith (WA)
Gutknecht	Mica	Solomon
Hall (TX)	Miller (FL)	Souder
Hamilton	Molinari	Spence
Hancock	Mollohan	Stearns
Hansen	Montgomery	Stenholm
Hastert	Moorhead	Stockman
Hastings (WA)	Moran	Stump
Hayes	Myers	Talent
Hayworth	Myrick	Tanner
Hefley	Nethercutt	Tate
Heineman	Neumann	Tauzin
Herger	Ney	Taylor (MS)
Hilleary	Norwood	Taylor (NC)
Hobson	Nussle	Thomas
Hoekstra	Orton	Thornberry
Hoke	Oxley	Tiahrt
Horn	Packard	Torkildsen
Hostettler	Parker	Upton
Houghton	Paxon	Vucanovich
Hunter	Payne (VA)	Waldholtz
Hutchinson	Peterson (MN)	Walker
Hyde	Petri	Walsh
Inglis	Pickett	Wamp
Jacobs	Pombo	Weldon (FL)
Johnson (CT)	Pomeroy	Weldon (PA)
Johnson, Sam	Porter	Weller
Jones	Portman	White
Kasich	Pryce	Whitfield
Kelly	Quillen	Wicker
Kim	Quinn	Wolf
King	Radanovich	Young (AK)
Kingston	Ramstad	Young (FL)
Klug	Regula	Zeliff
Knollenberg	Riggs	Zimmer
Kolbe	Roberts	
LaHood	Roemer	

NOT VOTING—8

Boehner	LoBiondo	Rangel
Gibbons	McCrery	Watts (OK)
Istook	Pelosi	

So the amendment was not agreed to. After some further time,

¶41.14 RECORDED VOTE

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

Page 13, redesignate section 110 as 111 and insert after line 3 the following:

**SEC. 110. SUNSHINE, ANTI-SECRECY, CONSUMER EMPOWERMENT, AND LITIGATION AVOIDANCE.**

(a) IN GENERAL.—To empower consumers with the information to avoid defective products, court records in all product liability actions are presumed to be open to the general public. No court order or opinion in the adjudication of a product liability action may be sealed. No court record, including records obtained through discovery, whether or not formally filed with the court, may be sealed, subjected to a protective order, or otherwise have access restricted except through a court order based upon particularized findings of fact that—

(1) such order would not restrict the disclosure of information which is relevant to public health or safety; or

(2)(A) the public interest in disclosure of potential health or safety hazards is clearly

outweighed by a specific and substantial interest in maintaining the confidentiality of the information or records in question; and

(B) the requested order is no broader than necessary to protect the privacy interest asserted.

No such order shall continue in effect after the entry of final judgment or other final disposition, unless at or after such entry the court makes a separate particularized finding of fact that the requirements of paragraph (1) or (2) have been met.

(b) BURDEN.—The party who is the proponent for the entry of an order, as provided under subsection (a), shall have the burden of proof in obtaining such an order.

(c) AGREEMENT.—No agreement between or among parties in a product liability action filed in a State or Federal court may contain a provision that prohibits or otherwise restricts a party from disclosing any information relevant to such product liability action to any Federal or State agency with authority to enforce laws regulating an activity relating to such information.

(d) INTERVENTION.—Any person may intervene as a matter of right in a product liability action for the limited purpose of participating in proceedings considering limitation of access to records upon payment of the fee required for filing a plea in intervention.

It was decided in the } Yeas ..... 184  
negative ..... } Nays ..... 243

¶41.15 [Roll No. 220] AYES—184

Abercrombie	Fox	Mineta
Ackerman	Frank (MA)	Minge
Baldacci	Frost	Mink
Barcia	Furse	Moakley
Barrett (WI)	Gedjenson	Moran
Becerra	Gephardt	Murtha
Beilenson	Gibbons	Nadler
Bentsen	Gonzalez	Neal
Berman	Gordon	Oberstar
Bevill	Graham	Obey
Bishop	Green	Olver
Bonior	Gutierrez	Ortiz
Borski	Hall (OH)	Owens
Boucher	Hamilton	Pallone
Brewster	Harman	Pastor
Browder	Hastings (FL)	Payne (NJ)
Brown (CA)	Hayes	Payne (VA)
Brown (FL)	Hefner	Pelosi
Brown (OH)	Hilliard	Peterson (FL)
Bryant (TX)	Hinchey	Pomeroy
Bunn	Holden	Poshard
Cardin	Hoyer	Rahall
Chapman	Jackson-Lee	Reed
Clayton	Jacobs	Reynolds
Clement	Jefferson	Richardson
Clyburn	Johnson (SD)	Rivers
Coleman	Johnson, E.B.	Rose
Collins (IL)	Johnston	Roybal-Allard
Collins (MI)	Kanjorski	Rush
Conyers	Kaptur	Sabo
Costello	Kennedy (MA)	Sanders
Coyne	Kennedy (RI)	Sawyer
Cramer	Kennelly	Schroeder
Danner	Kildee	Schumer
de la Garza	Klecicka	Scott
DeFazio	Klink	Serrano
DeLauro	Klug	Skaggs
Dellums	LaFalce	Skelton
Deutsch	Lantos	Slaughter
Dicks	Lewis (GA)	Spratt
Dixon	Lipinski	Stark
Doggett	Lofgren	Stokes
Dooley	Luther	Studds
Doyle	Maloney	Stupak
Duncan	Manton	Tejeda
Durbin	Markey	Thompson
Edwards	Martinez	Thornton
Engel	Mascara	Thurman
Eshoo	Matsui	Torres
Evans	McCarthy	Torricelli
Farr	McDermott	Towns
Fattah	McHale	Trafficant
Fazio	McNulty	Tucker
Fields (LA)	Meehan	Velazquez
Filner	Meek	Vento
Flake	Menendez	Visclosky
Foglietta	Mfume	Volkmer
Ford	Miller (CA)	Ward

Waters
Watt (NC)
Waxman
Williams

Wilson
Wise
Woolsey
Wyden

Wynn
Yates

NOES—243

Allard	Gekas	Norwood
Archder	Geren	Nussle
Arney	Gilchrest	Orton
Bachus	Gillmor	Oxley
Baessler	Gilman	Packard
Baker (CA)	Goodlatte	Parker
Baker (LA)	Goodling	Paxon
Ballenger	Goss	Peterson (MN)
Barr	Greenwood	Petri
Barrett (NE)	Gunderson	Pickett
Bartlett	Gutknecht	Pombo
Barton	Hall (TX)	Porter
Bass	Hancock	Portman
Bateman	Hansen	Pryce
Bereuter	Hastert	Quillen
Bilbray	Hastings (WA)	Quinn
Bilirakis	Hayworth	Radanovich
Bliley	Hefley	Ramstad
Blute	Heineman	Regula
Boehlert	Herger	Riggs
Boehner	Hilleary	Roberts
Bonilla	Hobson	Roemer
Bono	Hoekstra	Rogers
Brownback	Hoke	Rohrabacher
Bryant (TN)	Horn	Ros-Lehtinen
Bunning	Hostettler	Roth
Burr	Houghton	Roukema
Burton	Hunter	Royce
Buyer	Hutchinson	Salmon
Callahan	Hyde	Sanford
Calvert	Inglis	Saxton
Camp	Istook	Scarborough
Canady	Johnson (CT)	Schaefer
Castle	Johnson, Sam	Schiff
Chabot	Jones	Seastrand
Chambliss	Kasich	Sensenbrenner
Christensen	Kelly	Shadegg
Chrysler	Kim	Shaw
Clinger	King	Shays
Coble	Kingston	Shuster
Coburn	Knollenberg	Sisisky
Collins (GA)	Kolbe	Skeen
Combest	LaHood	Smith (MI)
Condit	Largent	Smith (NJ)
Cooley	Latham	Smith (TX)
Cox	LaTourette	Smith (WA)
Crane	Laughlin	Solomon
Crapo	Lazio	Souder
Creameans	Leach	Spence
Cubin	Levin	Stearns
Cunningham	Lewis (CA)	Stenholm
Davis	Lewis (KY)	Stockman
Deal	Lightfoot	Stump
DeLay	Lincoln	Talent
Diaz-Balart	Linder	Tanner
Dickey	Livingston	Tate
Dingell	Longley	Tauzin
Doolittle	Lucas	Taylor (MS)
Dornan	Manzullo	Taylor (NC)
Dreier	Martini	Thomas
Dunn	McColum	Thornberry
Ehlers	McCrery	Tiahrt
Ehrlich	McDade	Torkildsen
Emerson	McHugh	Upton
English	McInnis	Vucanovich
Ensign	McIntosh	Waldholtz
Everett	McKeon	Walker
Ewing	Metcalf	Walsh
Fawell	Meyers	Wamp
Fields (TX)	Mica	Watts (OK)
Flanagan	Miller (FL)	Weldon (FL)
Foley	Molinari	Weldon (PA)
Forbes	Mollohan	Weller
Fowler	Mollohan	White
Franks (CT)	Montgomery	Whitfield
Franks (NJ)	Moorhead	Wicker
Frelinghuysen	Morella	Wolf
Frisa	Myers	Young (AK)
Funderburk	Myrick	Young (FL)
Gallegly	Nethercutt	Zeliff
Ganske	Neumann	Zimmer
	Ney	

NOT VOTING—7

Andrews	LoBiondo	Rangel
Chenoweth	Lowey	
Clay	McKinney	

So the amendment was not agreed to. After some further time,

¶41.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the