

such organizational elements and units as are approved by the Commandant, including but not limited to, a national board and staff (to be known as the 'Auxiliary headquarters unit'), districts, regions, divisions, flotillas, and other organizational elements and units. The Auxiliary organization and its officers shall have such rights, privileges, powers, and duties as may be granted to them by the Commandant, consistent with this title and other applicable provisions of law. The Commandant may delegate to officers of the Auxiliary the authority vested in the Commandant by this section, in the manner and to the extent the Commandant considers necessary or appropriate for the functioning, organization, and internal administration of the Auxiliary.

"(b) Each organizational element or unit of the Coast Guard Auxiliary organization (but excluding any corporation formed by an organizational element or unit of the Auxiliary under subsection (c) of this section), shall, except when acting outside the scope of section 822, at all times be deemed to be an instrumentality of the United States, for purposes of—

"(1) chapter 26 of title 28 (popularly known as the Federal Tort Claims Act);

"(2) section 2733 of title 10 (popularly known as the Military Claims Act);

"(3) the Act of March 3, 1925 (46 App. U.S.C. 781-790; popularly known as the Public Vessels Act);

"(4) the Act of March 9, 1920 (46 App. U.S.C. 741-752; popularly known as the Suits in Admiralty Act);

"(5) the Act of June 19, 1948 (46 App. U.S.C. 740; popularly known as the Admiralty Extension Act); and

"(6) other matters related to noncontractual civil liability.

"(c) The national board of the Auxiliary, and any Auxiliary district or region, may form a corporation under State law in accordance with policies established by the Commandant."

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 23 of title 14, United States Code, is amended by striking the item relating to section 821, and inserting the following:

"821. Administration of the Coast Guard Auxiliary."

**SEC. 802. PURPOSE OF THE COAST GUARD AUXILIARY.**

(a) IN GENERAL.—Section 822 of title 14, United States Code, is amended to read as follows:

**"§ 822. Purpose of the Coast Guard Auxiliary**

"The purpose of the Auxiliary is to assist the Coast Guard as authorized by the Commandant, in performing any Coast Guard function, power, duty, role, mission, or operation authorized by law."

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 23 of title 14, United States Code, is amended by striking the item relating to section 822 and inserting the following:

"822. Purpose of the Coast Guard Auxiliary."

**SEC. 803. MEMBERS OF THE AUXILIARY; STATUS.**

(a) IN GENERAL.—Section 823 of title 14, United States Code, is amended—

(1) in the heading by adding ", and status" after "enrollments";

(2) by inserting "(a)" before "The Auxiliary"; and

(3) by adding at the end the following new subsections:

"(b) A member of the Coast Guard Auxiliary is not a Federal employee except for the following purposes:

"(1) Chapter 26 of title 28 (popularly known as the Federal Tort Claims Act).

"(2) Section 2733 of title 10 (popularly known as the Military Claims Act).

"(3) The Act of March 3, 1925 (46 App. U.S.C. 781-790; popularly known as the Public Vessel Act).

"(4) The Act of March 9, 1920 (46 App. U.S.C. 741-752; popularly known as the Suits in Admiralty Act).

"(5) The Act of June 19, 1948 (46 App. U.S.C. 740; popularly known as the Admiralty Extension Act).

"(6) Other matters related to noncontractual civil liability.

"(7) Compensation for work injuries under chapter 81 of title 5.

"(8) The resolution of claims relating to damage to or loss of personal property of the member incident to service under section 3721 of title 31 (popularly known as the Military Personnel and Civilian Employees' Claims Act of 1964).

"(c) A member of the Auxiliary, while assigned to duty, shall be deemed to be a person acting under an officer of the United States or an agency thereof for purposes of section 1442(a)(1) of title 28."

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 23 of title 14, United States Code, is amended by striking the item relating to section 823 and inserting the following:

"823. Eligibility, enrollments, and status."

**SEC. 804. ASSIGNMENT AND PERFORMANCE OF DUTIES.**

(a) TRAVEL AND SUBSISTENCE EXPENSE.—Section 830(a) of title 14, United States Code, is amended by striking "specific".

(b) ASSIGNMENT OF GENERAL DUTIES.—Section 831 of title 14, United States Code, is amended by striking "specific" each place it appears.

(c) BENEFITS FOR INJURY OR DEATH.—Section 832 of title 14, United States Code, is amended by striking "specific" each place it appears.

**SEC. 805. COOPERATION WITH OTHER AGENCIES, STATES, TERRITORIES, AND POLITICAL SUBDIVISIONS.**

(a) IN GENERAL.—Section 141 of title 14, United States Code, is amended—

(1) by striking the section heading and inserting the following:

**"§ 141. Cooperation with other agencies, States, territories, and political subdivisions";**

(2) in the first sentence of subsection (a), by inserting after "personnel and facilities" the following: "(including members of the Auxiliary and facilities governed under chapter 23)"; and

(3) by adding at the end of subsection (a) the following new sentence: "The Commandant may prescribe conditions, including reimbursement, under which personnel and facilities may be provided under this subsection."

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 7 of title 14, United States Code, is amended by striking the item relating to section 141 and inserting the following:

"141. Cooperation with other agencies, States, territories, and political subdivisions."

**SEC. 806. VESSEL DEEMED PUBLIC VESSEL.**

Section 827 of title 14, United States Code, is amended to read as follows:

**"§ 827. Vessel deemed public vessel**

"While assigned to authorized Coast Guard duty, any motorboat or yacht shall be deemed to be a public vessel of the United States and a vessel of the Coast Guard within the meaning of sections 646 and 647 of this title and other applicable provisions of law."

**SEC. 807. AIRCRAFT DEEMED PUBLIC AIRCRAFT.**

Section 828 of title 14, United States Code, is amended to read as follows:

**"§ 828. Aircraft deemed public aircraft**

"While assigned to authorized Coast Guard duty, any aircraft shall be deemed to be a Coast Guard aircraft, a public vessel of the United States, and a vessel of the Coast Guard within the meaning of sections 646 and 647 of this title and other applicable provisions of law. Subject to the provisions of sections 823a and 831 of this title, while assigned to duty, qualified Auxiliary pilots shall be deemed to be Coast Guard pilots."

**SEC. 808. DISPOSAL OF CERTAIN MATERIAL.**

Section 641(a) of title 14, United States Code, is amended—

(1) by inserting after "with or without charge," the following: "to the Coast Guard Auxiliary, including any incorporated unit thereof,"; and

(2) by striking "to any incorporated unit of the Coast Guard Auxiliary,".

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

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

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

Mr. COBLE 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 ..... 406  
Nays ..... 12

¶62.17

[Roll No. 309]

YEAS—406

Abercrombie	Burton	Dixon
Ackerman	Buyer	Doggett
Allard	Callahan	Dooley
Andrews	Calvert	Doolittle
Archer	Camp	Dornan
Armey	Canady	Doyle
Bachus	Cardin	Dreier
Baesler	Castle	Dunn
Baker (CA)	Chabot	Edwards
Baker (LA)	Chambliss	Ehlers
Baldacci	Chenoweth	Ehrlich
Ballenger	Chrysler	Emerson
Barcia	Clay	Engel
Barr	Clayton	English
Barrett (NE)	Clement	Eshoo
Barrett (WI)	Clinger	Evans
Bartlett	Clyburn	Everett
Barton	Coble	Ewing
Bass	Coburn	Farr
Bateman	Coleman	Fattah
Becerra	Collins (GA)	Fawell
Beilenson	Collins (IL)	Fazio
Bentsen	Combest	Fields (LA)
Bereuter	Condit	Fields (TX)
Berman	Conyers	Filner
Bevill	Cooley	Flake
Bilirakis	Costello	Flanagan
Bishop	Cox	Foglietta
Bliley	Coyne	Forbes
Blute	Cramer	Ford
Boehkert	Crane	Fowler
Boehner	Crapo	Fox
Bonilla	Creameans	Frank (MA)
Bonior	Cubin	Franks (CT)
Bono	Cunningham	Franks (NJ)
Borski	Danner	Frelinghuysen
Boucher	Davis	Frisa
Brewster	de la Garza	Frost
Browder	Deal	Funderburk
Brown (FL)	DeFazio	Furse
Brown (OH)	DeLay	Gallegly
Brownback	Dellums	Ganske
Bryant (TN)	Deutsch	Gejdenson
Bryant (TX)	Diaz-Balart	Gekas
Bunn	Dickey	Gephardt
Bunning	Dicks	Geren
Burr	Dingell	Gibbons

Gilcrest  
Gillmor  
Gilman  
Gonzalez  
Goodlatte  
Goodling  
Gordon  
Goss  
Graham  
Green  
Greenwood  
Gutierrez  
Gutknecht  
Hall (OH)  
Hall (TX)  
Hamilton  
Hansen  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Hayworth  
Hefley  
Hefner  
Heineman  
Herger  
Hilleary  
Hilliard  
Hinchee  
Hobson  
Hoekstra  
Hoke  
Holden  
Horn  
Hostettler  
Houghton  
Hoyer  
Hunter  
Hutchinson  
Hyde  
Inglis  
Istook  
Jackson-Lee  
Jacobs  
Johnson (CT)  
Johnson (SD)  
Johnson, E. B.  
Johnston  
Jones  
Kanjorski  
Kaptur  
Kasich  
Kelly  
Kennedy (MA)  
Kennedy (RI)  
Kennelly  
Kildee  
Kim  
King  
Kingston  
Klecza  
Klink  
Knollenberg  
Kolbe  
LaFalce  
Porter  
LaHood  
Poshard  
Largent  
Latham  
LaTourette  
Laughlin  
Lazio  
Leach  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Lightfoot  
Lincoln  
Linder  
Lipinski  
Livingston  
LoBiondo  
Lofgren  
Longley  
Roukema  
Lucas  
Luther

Maloney  
Manton  
Manzullo  
Markey  
Martinez  
Martini  
Mascara  
Matsui  
McCarthy  
McCollum  
McCrery  
McDade  
McDermott  
McHale  
McHugh  
McInnis  
McIntosh  
McKeon  
McKinney  
McNulty  
Meehan  
Meek  
Menendez  
Metcalf  
Meyers  
Mfume  
Mica  
Miller (FL)  
Mineta  
Minge  
Mink  
Molinari  
Mollohan  
Montgomery  
Moorhead  
Moran  
Morella  
Murtha  
Myers  
Myrick  
Nadler  
Neal  
Nethercutt  
Neumann  
Ney  
Norwood  
Nussle  
Oberstar  
Obey  
Olver  
Ortiz  
Orton  
Owens  
Oxley  
Packard  
Parker  
Pastor  
Paxon  
Payne (NJ)  
Payne (VA)  
Pelosi  
Peterson (MN)  
Petri  
Pombo  
Pomeroy  
Porter  
Portman  
Poshard  
Pryce  
Quillen  
Quinn  
Radanovich  
Rahall  
Rahall  
Rangel  
Reed  
Regula  
Reynolds  
Richardson  
Riggs  
Rivers  
Roberts  
Roemer  
Rohrabacher  
Ros-Lehtinen  
Rose  
Roth  
Roukema  
Roybal-Allard  
Rush

Sabo  
Salmon  
Sanders  
Sawyer  
Saxton  
Schaefer  
Schiff  
Schroeder  
Schumer  
Scott  
Seastrand  
Serrano  
Shadegg  
Shaw  
Shays  
Shuster  
Sisisky  
Skaggs  
Skeel  
Skelton  
Slaughter  
Smith (MI)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Solomon  
Souder  
Spence  
Spratt  
Stark  
Stearns  
Stenholm  
Stockman  
Stokes  
Stump  
Stupak  
Talent  
Tanner  
Tate  
Tauzin  
Taylor (MS)  
Taylor (NC)  
Tejeda  
Thomas  
Thompson  
Thornberry  
Thornton  
Thurman  
Tiahrt  
Torkildsen  
Torres  
Torricelli  
Towns  
Traficant  
Tucker  
Upton  
Velazquez  
Vento  
Visclosky  
Volkmer  
Vucanovich  
Waldholtz  
Walker  
Walsh  
Wamp  
Ward  
Waters  
Watt (NC)  
Watts (OK)  
Waxman  
Weldon (FL)  
Weldon (PA)  
Weller  
White  
Whitfield  
Wicker  
Williams  
Wilson  
Wise  
Wolf  
Woolsey  
Wyden  
Wynn  
Yates  
Young (AK)  
Young (FL)  
Zeliff

NAYS—12

Christensen  
Duncan  
Ensign  
Foley

Hancock  
Johnson, Sam  
Klug  
Pallone

Ramstad  
Royce  
Sanford  
Sensenbrenner

Collins (MI)  
DeLauro  
Durbin

Gunderson  
Jefferson  
Miller (CA)

NOT VOTING—16

Bilbray  
Brown (CA)  
Chapman

Moakley  
Peterson (FL)  
Pickett

Rogers  
Scarborough  
Studds

Zimmer

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.

¶62.18 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. COBLE, by unanimous consent,

*Ordered*, That in the engrossment of the foregoing bill, the Clerk be authorized to correct section numbers, punctuation, cross references, and to make other technical corrections.

¶62.19 UNFINISHED BUSINESS—APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. LATOURETTE, pursuant to clause 5, rule I, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Wednesday, May 3, 1995.

The question being put, *viva voce*, Will the House agree to the Chair's approval of said Journal?

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

Mr. SALMON demanded a recorded vote on agreeing to the Chair's approval of said Journal, 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 .....	364	
		} Nays .....	40
			} Answered present

¶62.20 [Roll No. 310] AYES—364

Ackerman  
Allard  
Andrews  
Archer  
Arney  
Bachus  
Baesler  
Baker (CA)  
Baker (LA)  
Baldacci  
Barr  
Barrett (NE)  
Barrett (WI)  
Bartlett  
Barton  
Bass  
Bateman  
Becerra  
Beilenson  
Bentsen  
Bereuter  
Berman  
Bevill  
Bilbray  
Bilirakis  
Bishop  
Bileyle  
Blute  
Boehlert  
Boehner  
Bonilla  
Bono  
Borski  
Boucher  
Brewster  
Browder  
Brown (FL)  
Brown (OH)  
Brownback

Bryant (TN)  
Bryant (TX)  
Bunn  
Bunning  
Burr  
Burton  
Buyer  
Calvert  
Camp  
Cardin  
Castle  
Chabot  
Chambliss  
Christensen  
Chrysler  
Clayton  
Clement  
Clyburn  
Coble  
Coleman  
Collins (GA)  
Collins (IL)  
Combest  
Condit  
Conyers  
Cooley  
Cox  
Coyne  
Cramer  
Crapo  
Creameans  
Cubin  
Cunningham  
Danner  
Davis  
de la Garza  
Deal  
DeLauro  
DeLay

Dellums  
Deutsch  
Diaz-Balart  
Dickey  
Dingell  
Dixon  
Doggett  
Dooley  
Doolittle  
Dornan  
Doyle  
Duncan  
Dunn  
Ehlers  
Ehrlich  
Emerson  
Engel  
English  
Ensign  
Eshoo  
Evans  
Everett  
Ewing  
Farr  
Fattah  
Fields (LA)  
Fields (TX)  
Filner  
Flanagan  
Foley  
Forbes  
Ford  
Fowler  
Fox  
Frank (MA)  
Franks (CT)  
Franks (NJ)  
Frelinghuysen  
Frisa

Frost  
Funderburk  
Gallegly  
Ganske  
Gejdenson  
Gekas  
Gephardt  
Geren  
Gilcrest  
Gillmor  
Gilman  
Gonzalez  
Goodlatte  
Goodling  
Gordon  
Goss  
Greenwood  
Gutierrez  
Hall (OH)  
Hall (TX)  
Hamilton  
Hancock  
Hansen  
Hastert  
Hastings (WA)  
Hayes  
Hayworth  
Hefner  
Heineman  
Herger  
Hilleary  
Hilliard  
Hobson  
Hoekstra  
Hoke  
Holden  
Horn  
Hostettler  
Houghton  
Hoyer  
Hunter  
Hutchinson  
Hyde  
Inglis  
Istook  
Jackson-Lee  
Johnson (CT)  
Johnson (SD)  
Johnson, E. B.  
Johnson, Sam  
Johnston  
Jones  
Kanjorski  
Kaptur  
Kasich  
Kelly  
Kennedy (RI)  
Kennelly  
Kildee  
Kim  
King  
Kingston  
Klecza  
Klink  
Klug  
Knollenberg  
Kolbe  
LaHood  
Lantos  
Latham  
LaTourette  
Laughlin  
Lazio  
Leach  
Levin  
Lewis (CA)  
Lewis (KY)  
Lightfoot  
Lincoln  
Linder  
Lipinski  
Livingston  
LoBiondo

Lofgren  
Longley  
Lowey  
Lucas  
Luther  
Maloney  
Manton  
Manzullo  
Markey  
Martinez  
Martini  
Mascara  
Matsui  
McCarthy  
McCollum  
McCrery  
McDade  
McDermott  
McHale  
McHugh  
McInnis  
McIntosh  
McKeon  
McNulty  
Meehan  
Meek  
Menendez  
Metcalf  
Mfume  
Mica  
Miller (CA)  
Minge  
Mink  
Molinari  
Mollohan  
Montgomery  
Moorhead  
Moran  
Morella  
Murtha  
Myers  
Myrick  
Nadler  
Neal  
Nethercutt  
Neumann  
Ney  
Norwood  
Obey  
Olver  
Ortiz  
Oxley  
Packard  
Pallone  
Parker  
Pastor  
Paxon  
Payne (NJ)  
Payne (VA)  
Pelosi  
Peterson (MN)  
Petri  
Pickett  
Porter  
Portman  
Poshard  
Pryce  
Quillen  
Quinn  
Radanovich  
Rahall  
Ramstad  
Rangel  
Reed  
Regula  
Reynolds  
Richardson  
Riggs  
Rivers  
Roberts  
Rohrabacher  
Ros-Lehtinen  
Rose

Roth  
Roukema  
Roybal-Allard  
Royce  
Rush  
Sabo  
Salmon  
Sanders  
Sanford  
Sawyer  
Schaefer  
Schiff  
Schumer  
Scott  
Seastrand  
Serrano  
Shadegg  
Shaw  
Shays  
Shuster  
Sisisky  
Skaggs  
Skeel  
Skelton  
Smith (MI)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Solomon  
Souder  
Spence  
Spratt  
Stark  
Stearns  
Stenholm  
Stockman  
Stump  
Stupak  
Talent  
Tanner  
Tate  
Tauzin  
Tejeda  
Thomas  
Thornberry  
Thornton  
Thurman  
Tiahrt  
Torkildsen  
Torres  
Torricelli  
Towns  
Traficant  
Tucker  
Upton  
Vucanovich  
Waldholtz  
Walker  
Walsh  
Wamp  
Ward  
Waters  
Watt (NC)  
Watts (OK)  
Waxman  
Weldon (FL)  
Weldon (PA)  
Weller  
White  
Whitfield  
Wicker  
Williams  
Wilson  
Wolf  
Woolsey  
Wyden  
Wynn  
Young (AK)  
Young (FL)  
Zeliff

NOES—40

Abercrombie  
Barcia  
Bonior  
Clay  
Costello  
Crane  
DeFazio  
Dicks  
Durbin  
Fawell  
Fazio  
Flake  
Foglietta  
Furse

Gibbons  
Green  
Gutknecht  
Hastings (FL)  
Hefley  
Hinchee  
Jacobs  
LaFalce  
Lewis (GA)  
McKinney  
Meyers  
Mineta  
Oberstar  
Orton

Owens  
Pombo  
Roemer  
Schroeder  
Slaughter  
Taylor (MS)  
Thompson  
Velazquez  
Vento  
Visclosky  
Volkmer  
Wise