

Myers Roth
Myrick Salmon
Nethercutt Sanford
Neumann Saxton
Ney Scarborough
Norwood Schaefer
Nussle Scott
Ortiz Sensenbrenner
Oxley Shadegg
Parker Shaw
Paxon Shays
Payne (VA) Shuster
Peterson (FL) Sisisky
Peterson (MN) Skeen
Petri Skelton
Pickett Smith (MI)
Pomeroy Smith (NJ)
Porter Smith (TX)
Portman Smith (WA)
Pryce Solomon
Quillen Souder
Quinn Spence
Rahall Spratt
Ramstad Stearns
Regula Stenholm
Riggs Stockman
Roemer Stump
Rogers Stupak
Ros-Lehtinen Talent
Rose Tanner

NOT VOTING—10

Baldacci Moakley Volkmer
Dornan Owens Young (FL)
Fields (LA) Tejeda
Kennelly Tucker

□ 1206

Mrs. JOHNSON of Connecticut, Ms. DANNER, Mr. HILLIARD, Mrs. CHENOWETH, and Messrs. EVERETT, LEWIS of Georgia, and RAHALL changed their vote from "yea" to "nay."

Mr. CONYERS, Mr. PACKARD, Mrs. SEASTRAND, Mr. COX of California, Ms. EDDIE BERNICE JOHNSON of Texas, and Messrs. HORN, CUNNINGHAM, MORAN, and LEWIS of California changed their vote from "nay" to "yea."

So the motion to recommit was rejected.

The result of the vote was announced as above recorded.

The SPEAKER pro tempore (Mr. LATOURETTE). The question is on the conference report.

Pursuant to clause 7 of rule XV, the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 288, nays 132, not voting 12, as follows:

[Roll No. 708]

YEAS—288

Abercrombie Boucher Collins (GA)
Ackerman Brewster Combest
Andrews Browder Cooley
Armey Bryant (TN) Costello
Baesler Bryant (TX) Cox
Baker (CA) Bunn Cramer
Baker (LA) Bunning Cremeans
Ballenger Burr Cubin
Barcia Callahan Cunningham
Barr Calvert Danner
Barrett (NE) Camp Davis
Bartlett Canady de la Garza
Barton Cardin Deal
Bateman Castle DeFazio
Bentsen Chambliss DeLauro
Bereuter Chapman DeLay
Bevill Christensen Deutsch
Bilirakis Chrysler Diaz-Balart
Bishop Clayton Dickey
Bliley Clement Dicks
Boehlert Clinger Dingell
Boehner Clyburn Dooley
Bonilla Coble Doyle
Bonior Coburn Dreier
Bono Coleman Duncan

Dunn Jones
Durbin Kanjorski
Edwards Kelly
Ehrlich Kennedy (RI)
Emerson Kildee
English Kim
Evans King
Ewing Kingston
Farr Klinsk
Fawell Knollenberg
Fazio Kolbe
Fields (TX) LaFalce
Filner LaHood
Flanagan Latham
Foley LaTourette
Forbes Laughlin
Ford Walsh
Fowler Lazio
Fox Leach
Franks (CT) Levin
Frelinghuysen Lewis (CA)
Frisa Lightfoot
Frost Lincoln
Funderburk Linder
Furse Lipinski
Gallegly Livingston
Ganske LoBiondo
Gejdenson Longley
Gekas Lowey
Gephardt Lucas
Geren Luther
Gilchrest Manton
Gillmor Martini
Gillman Mascara
Gonzalez Matsui
Goodling McCarthy
Gordon McCollum
Graham McCrery
Green McDade
Gutierrez McHale
Gutknecht McHugh
Hall (OH) McInnis
Hall (TX) McKeon
Hamilton McKinney
Hansen McNulty
Hastert Meek
Hastings (FL) Metcalf
Hastings (WA) Minge
Hayes Mink
Hayworth Molinari
Hefner Mollohan
Heineman Montgomery
Herger Morella
Hilleary Murtha
Hobson Myers
Hoke Myrick
Holden Nethercutt
Horn Neumann
Houghton Ney
Hoyer Norwood
Hunter Nussle
Hutchinson Ortiz
Hyde Orton
Inglis Oxley
Istook Packard
Jackson-Lee Pallone
Jefferson Parker
Johnson (CT) Pastor
Johnson (SD) Paxon
Johnson, E. B. Payne (VA)
Johnson, Sam Pelosi
Peterson (FL) Peterson (MN)

NAYS—132

Dellums Johnston
Dixon Kaptur
Doggett Kasich
Doolittle Kennedy (MA)
Ehlers Kleczka
Engel Klug
Ensign Lantos
Eshoo Largent
Everett Lewis (GA)
Fattah Lewis (KY)
Flake Lofgren
Foglietta Maloney
Frank (MA) Manzullo
Franks (NJ) Markey
Gibbons Martinez
Goodlatte McDermott
Goss McIntosh
Greenwood Meehan
Gunderson Menendez
Hancock Meyers
Harman Mfume
Hefley Mica
Hilliard Miller (CA)
Hinchey Miller (FL)
Hoekstra Moorhead
Hostettler Moran

Nadler Sanders
Neal Sanford
Oberstar Scarborough
Obey Schaefer
Oliver Schroeder
Payne (NJ) Schumer
Petri Sensenbrenner
Pombo Serrano
Ramstad Shadegg
Rangel Shaw
Roberts Skaggs
Rohrabacher Slaughter
Roth Smith (MI)
Roukema Smith (WA)
Roybal-Allard Souder
Royce Stark
Rush Stearns
Salmon Stokes

NOT VOTING—12

Baldacci Jacobs Tejeda
Condit Kennelly Tucker
Dornan Moakley Volkmer
Fields (LA) Owens Young (FL)

□ 1224

The Clerk announced the following pair:

On this vote:

Mr. Baldacci for, with Mr. Dornan against.

Ms. ESHOO changed her vote from "yea" to "nay."

Mr. WATTS of Oklahoma changed his vote from "nay" to "yea."

So the conference report was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PROVIDING FOR MARKING THE CELEBRATION OF THE FOUNDING OF THE CITY OF JERUSALEM

Mr. THOMAS. Mr. Speaker, I ask unanimous consent that the Committee on House Oversight be discharged from further consideration of the Senate Concurrent Resolution (S. Con. Res. 29) providing for marking the celebration of Jerusalem on the occasion of its 3,000th anniversary, and ask for its consideration in the House.

The Clerk read the title of the Senate concurrent resolution.

The SPEAKER pro tempore (Mr. LATOURETTE). Is there objection to the request of the gentleman from California?

Mr. GEJDENSON. Mr. Speaker, reserving the right to object, and I will not object, I will yield to the gentleman from California [Mr. THOMAS] for a statement, and then I have a few comments.

Mr. THOMAS. Mr. Speaker, I thank the gentleman for yielding to me.

Mr. Speaker, the Speaker of the House and the leadership join me in urging all Members to support what is an occasion that I think will allow us to focus on our humanness in a way that we are rarely able to do it.

In the resolution talking about the celebration of Jerusalem in the Rotunda of its 3,000th anniversary, it says: "Whereas Jerusalem, the City of Peace, has held a unique place and exerted a unique influence on the moral development of Western Civilization;" I think Jerusalem plays an even more significant role than that, if that is possible.

I think it is because Jerusalem is one of the places in the world that is truly a crossroads for a majority of people in the world, because when we look at the development and history of religions, those things that have occurred in and around the city of Jerusalem have not only sent fundamental, positive repercussions East and West, but they have somehow been tied to defining developmental periods throughout the history of the world.

Although we have not yet located the center of the universe, I think in terms of man's experience on this planet, the city of Jerusalem, along with very few other places in this world, Jerusalem deserves being placed in that category. I think it is entirely appropriate that the Rotunda of the United States Capitol be used as the place for the recognition of the 3,000 years of inhabitation of the city of Jerusalem.

Mr. GEJDENSON. Reclaiming my time, Mr. Speaker, I join the gentleman in support of the resolution saying this is a year that it is particularly appropriate to be having this celebration. We could not have chosen the 3,000th year, obviously, but as we look at the peace process moving forward, something that I think many of us thought would not happen in our lifetime, this City of Peace may indeed soon be an example for dialogue for the entire globe.

All of us who have worked so hard on issues of peace in the Middle East, while we understand there are tremendous challenges ahead, this is a very exciting time, with hopefully the beginnings of a real peace for that region of the world, something that will not only hopefully bring benefit to the people there, but people around the globe, and open up the holy places to the multiple of religions that see Jerusalem as their center, to give pilgrims from all religions a greater opportunity to visit the holy sites and to spend time in the Middle East.

For those of us who have been to Jerusalem, it is truly a special city. I am privileged to be here with the gentleman from California, urging support of this resolution.

Mr. Speaker, I withdraw my reservation of objection.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

The Clerk read the Senate concurrent resolution, as follows:

S. CON. RES. 29

Whereas the Senate wishes to make the 3,000th anniversary of King David's establishment of Jerusalem as the capital of Israel;

Whereas Jerusalem, the City of David, has been the focal point of Jewish life;

Whereas Jerusalem, the City of Peace, has held a unique place and exerted a unique influence on the moral development of Western Civilization; and

Whereas no other city on Earth is today the capital of the same country, inhabited by the same people, speaking the same language, and worshipping the same God as it was 3,000 years ago: Now, therefore, be it

Resolved by the Senate (the House of Representatives concurring), That the Architect is directed to make the necessary arrangements for a date in October to be mutually agreed upon by the Speaker of the House of Representatives and the Majority Leader of the Senate, after consultation with the Minority Leaders of the two houses, for the use of the Rotunda for a celebration of the founding of the city of Jerusalem.

The Senate concurrent resolution was concurred in.

A motion to reconsider was laid on the table.

GENERAL LEAVE

Mr. THOMAS. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks on Senate Concurrent Resolution 29, the concurrent resolution just concurred in.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from California?

There was no objection.

COMMUNICATION FROM THE HONORABLE MARTIN FROST, MEMBER OF CONGRESS

The SPEAKER pro tempore laid before the House the following communication from the Honorable MARTIN FROST, Member of Congress:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, October 10, 1995.

Hon. NEWT GINGRICH,
Speaker of the House,
The Capitol, Washington, DC.

DEAR MR. SPEAKER: This is to formally notify you pursuant to Rule L of the Rules of the House that my office has been served with a subpoena issued by the District Court of Tarrant County, Texas.

After consultation with the General Counsel, I have determined that compliance with the subpoena is not inconsistent with the privileges and precedents of the House.

Sincerely,

MARTIN FROST,
Member of Congress.

OMNIBUS CIVILIAN SCIENCE AUTHORIZATION ACT OF 1995

The SPEAKER pro tempore. Pursuant to House Resolution 234 and rule XXIII, the Chair declares the House in the Committee of the Whole House on the State of the Union for the further consideration of the bill, H.R. 2405.

□ 1230

IN THE COMMITTEE OF THE WHOLE

Accordingly the House resolved itself into the Committee of the Whole House on the State of the Union for the further consideration of the bill (H.R. 2405) to authorize appropriations for fiscal years 1996 and 1997 for civilian science activities of the Federal Government, and for other purposes, with Mr. KINGSTON in the chair.

The Clerk read the title of the bill.

The CHAIRMAN. When in the Committee of the Whole House on Wednes-

day, October 11, 1995, title IV was open for amendment at any point.

Are there any amendments to title IV?

AMENDMENT OFFERED BY MR. WALKER

Mr. WALKER. Mr. Chairman, I offer an amendment.

The Clerk read as follows:

Amendment offered by Mr. WALKER.

Page 109, line 10, strike "\$8,757,000" and insert in lieu thereof "\$86,757,000".

Page 116, lines 19 and 20, strike "Committee on Science" and insert in lieu thereof "Committee on Science and the Committee on Resources".

Page 119, lines 9 through 23, strike paragraphs (1) and (2) and insert in lieu thereof the following:

(1) SERVICE CONTRACTS.—Notwithstanding any other provision of law and subject to the availability of appropriations, the Secretary shall enter into contracts, including multiyear contracts, subject to paragraph (3), for the use of vessels to conduct oceanographic research and fisheries research, monitoring, enforcement, and management, and to acquire other data necessary to carry out the missions of the National Oceanic and Atmospheric Administration. The Secretary shall enter into these contracts unless—

(A) the cost of the contract is more than the cost (including the cost of vessel operation, maintenance, and all personnel) to the National Oceanic and Atmospheric Administration of obtaining those services on vessels of the National Oceanic and Atmospheric Administration;

(B) the contract is for more than 7 years; or

(C) the data is acquired through a vessel agreement pursuant to paragraph (4).

(2) VESSELS.—The Secretary may not enter into any contract for the construction, lease-purchase, upgrade, or service life extension of any vessel.

(3) MULTIYEAR CONTRACTS.—

(A) IN GENERAL.—Subject to subparagraphs (B) and (C), and notwithstanding section 1341 of title 31, United States Code, and section 11 of title 41, United States Code, the Secretary may acquire data under multiyear contracts.

(B) REQUIRED FINDINGS.—The Secretary may not enter into a contract pursuant to this paragraph unless the Secretary finds with respect to that contract that there is a reasonable expectation that throughout the contemplated contract period the Secretary will request from Congress funding for the contract at the level required to avoid contract termination.

(C) REQUIRED PROVISIONS.—The Secretary may not enter into a contract pursuant to this paragraph unless the contract includes—

(i) a provision under which the obligation of the United States to make payments under the contract for any fiscal year is subject to the availability of appropriations provided in advance for those payments;

(ii) a provision that specifies the term of effectiveness of the contract; and

(iii) appropriate provisions under which, in case of any termination of the contract before the end of the term specified pursuant to clause (ii), the United States shall only be liable for the lesser of—

(I) an amount specified in the contract for such a termination; or

(II) amounts that were appropriated before the date of the termination for the performance of the contract or for procurement of the type of acquisition covered by the contract and are unobligated on the date of the termination.

(4) VESSEL AGREEMENTS.—The Secretary shall use excess capacity of University National Oceanographic Laboratory System