

(3) assign to the District all third party agreements associated with the Project Irrigation Works;

(4) continue power deliveries provided under section 6 of this Act; and

(5) assume full responsibility to indemnify and defend the District against any claim known as the Grillo Claim, government contractor construction claims accruing at any time, and any other suits or claims filed against the United States as of the date of the Settlement Agreement.

(c) **PROJECT CONSTRUCTION COSTS.**—The transfer of title authorized by this Act shall not affect the timing or amount of the obligation of the Bonneville Power Administration for the repayment of construction costs incurred by the Federal government under section 202 of the Act of September 28, 1976 (90 Stat. 1324, 1326) that the Secretary of the Interior has determined to be beyond the ability of the irrigators to pay. The obligation shall remain charged to, and be returned to the Reclamation Fund as provided for in section 2 of the Act of June 14, 1966 (80 Stat. 200) as amended by section 6 of the Act of September 7, 1966 (80 Stat. 707, 714).

SEC. 6. POWER.

Nothing in this Act shall be construed as having any effect on power arrangements under Public Law 94-423 (90 Stat. 1324). The United States shall continue to provide to the District power and energy for irrigation water pumping for the Project, including Dairy Point Pumping Plant. However, the amount and term of reserved power shall not exceed, respectively—

- (1) 27,100,000 kilowatt hours per year; and
- (2) 50 years commencing October 18, 1990.

The rate that the District shall pay the Secretary for such reserved power shall continue to reflect full recovery of Bonneville Power Administration transmission costs.

SEC. 7. CONVEYANCE.

(a) **CONVEYANCE OF INTERESTS OF UNITED STATES.**—Subject to valid existing rights, the Secretary is authorized to convey all right, title, and interest, without warranties, of the United States in and to all Project Irrigation Works to the District. In the event a significant cultural resource or hazardous waste site is identified, the Secretary is authorized to defer or delay transfer of title to any parcel until required Federal action is completed.

(b) **RETENTION OF TITLE TO WILDLIFE MITIGATION FACILITIES.**—The Secretary will retain title to the Wildlife Mitigation Facilities. The District shall remain obligated to deliver water to and provide for the operations and maintenance of the Wildlife Mitigation Facilities at its own expense in accordance with the Settlement Agreement.

(c) **RESERVATION.**—The transfer of rights and interests pursuant to subsection (a) shall reserve to the United States all oil, gas, and other mineral deposits and a perpetual right to existing public access open to public fishing, hunting, and other outdoor recreation purposes, and such other existing public uses.

SEC. 8. REPAYMENT CONTRACT.

Upon conveyance of title to the Project Irrigation Works notwithstanding any parcels delayed in accordance with section 7(a), the 1964 Basic Contract, and the 1979 Repayment Contract between the District and Reclamation, shall be terminated and of no further force or effect.

SEC. 9. INDIAN TRUST RESPONSIBILITIES.

The District shall remain obligated to deliver water under appropriate water service contracts to Indian Trust Lands upon request from the owners or lessees of such land.

SEC. 10. LIABILITY.

Upon completion of the conveyance of Project Irrigation Works under this Act, the District shall—

(1) be liable for all acts or omissions relating to the operation and use of the Project Irrigation Works that occur before or after the conveyance except for the Grillo Claim, government contractor construction claims accruing at any time, and any other suits or claims filed as of the date of the Settlement Agreement;

(2) absolve the United States and its officers and agents of responsibility and liability for the design and construction including latent defects associated with the Project; and

(3) assume responsibility to indemnify and defend the United States against all claims whether now known or unknown and including those of third party claims associated with, arising from, or in any way related to, the Project except for the Grillo Claim, government contractor construction claims accruing at any time, and any other suits or claims filed as of the date of the Settlement Agreement.

SEC. 11. CERTAIN ACTS NOT APPLICABLE AND TERMINATION OF MANDATES.

(a) **RECLAMATION LAWS.**—All mandates imposed by the Reclamation Act of 1902, and all Acts supplementary thereto or amendatory thereof, including the Reclamation Reform Act of 1982, upon the Project Irrigation Works shall be terminated upon the completion of the transfers as provided by this Act and the Settlement Agreement.

(b) **RELATIONSHIP TO OTHER LAWS.**—The transfer of title authorized by this Act shall not—

(1) be subject to the provisions of chapter 5 of title 5, United States Code (commonly known as the "Administrative Procedure Act"); or

(2) be considered a disposal of surplus property under the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 471 et seq.) and the Surplus Property Act of 1944 (50 U.S.C. App. 1601 et seq.).

(c) **DEAUTHORIZATION.**—Effective upon transfer of title to the District under this Act, that portion of the Oroville-Tonasket Unit Extension, Okanogan-Similkameen Division, Chief Joseph Dam Project, Washington, referred to in section 7(a) as the Project Irrigation Works is hereby deauthorized. After transfer of title, the District shall not be entitled to receive any further Reclamation benefits pursuant to the Reclamation Act of June 17, 1902, and Act supplementary thereto or amendatory thereof.

The CHAIRMAN. Are there further amendments to the bill?

If not, the question is on the committee amendment in the nature of a substitute.

The committee amendment in the nature of a substitute was agreed to.

The CHAIRMAN. Under the rule, the Committee rises.

Accordingly the Committee rose; and the Speaker pro tempore (Mr. LAHOOD) having assumed the chair, Mr. EVERETT, Chairman of the Committee of the Whole House on the State of the Union, reported that that Committee has had under consideration the bill (H.R. 412) to approve a settlement agreement between the Bureau of Reclamation and the Oroville-Tonasket Irrigation District, pursuant to House Resolution 94, he reported the bill back to the House with an amendment adopted by the Committee of the Whole.

The SPEAKER pro tempore. Under the rule, the previous question is ordered.

The question is on the committee amendment in the nature of a substitute.

The committee amendment in the nature of a substitute was agreed to.

The SPEAKER pro tempore. The question is on engrossment and third reading of the bill.

The bill was ordered to be engrossed and read a third time, and was read the third time, and passed, and a motion to reconsider was laid on the table.

REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 789

Mr. McDERMOTT. Mr. Speaker, I ask unanimous consent to remove my name as a cosponsor of H.R. 789.

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

There was no objection.

REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 1, WORKING FAMILIES FLEXIBILITY ACT OF 1997

Mr. HASTINGS of Washington, from the Committee on Rules, submitted a privileged report (Rept. No. 105-31) on the resolution (H. Res. 99) providing for consideration of the bill (H.R. 1) to amend the Fair Labor Standards Act of 1938 to provide compensatory time for employees in the private sector, which was referred to the House Calendar and ordered to be printed.

REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 993

Mr. TIAHRT. Mr. Speaker, I ask unanimous consent that the gentleman from Colorado, DAN SCHAEFER, be removed as a cosponsor from H.R. 993, which I introduced on March 6.

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

There was no objection.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 5 of rule 1, the Chair will now put the question on each motion to suspend the rules on which further proceedings were postponed earlier today in the order in which that motion was entertained.

Votes will be taken in the following order:

H.R. 924, de novo; and H.R. 672, de novo.

VICTIM RIGHTS CLARIFICATION ACT OF 1997

The SPEAKER pro tempore. The pending business is the question de novo of suspending the rules and passing the bill, H.R. 924, as amended.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by gentleman from Florida [Mr. MCCOLLUM] that the House suspend the rules and pass the bill, H.R. 924, as amended.

The question was taken.

Mr. MCCOLLUM. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The vote was taken by electronic device, and there were—yeas 418, nays 9, not voting 5, as follows:

[Roll No. 52]

YEAS—418

Abercrombie	Davis (VA)	Horn
Ackerman	Deal	Hostettler
Aderholt	DeFazio	Houghton
Allen	DeGette	Hoyer
Andrews	DeLauro	Hulshof
Archer	DeLay	Hunter
Armey	Dellums	Hutchinson
Bachus	Deutsch	Hyde
Baesler	Diaz-Balart	Inglis
Baker	Dickey	Istook
Baldacci	Dicks	Jackson-Lee
Ballenger	Dingell	(TX)
Barcia	Dixon	Jefferson
Barr	Doggett	Jenkins
Barrett (NE)	Dooley	John
Barrett (WI)	Doolittle	Johnson (CT)
Bartlett	Doyle	Johnson (WI)
Barton	Dreier	Johnson, E. B.
Bass	Duncan	Johnson, Sam
Bateman	Dunn	Jones
Becerra	Edwards	Kanjorski
Bentsen	Ehlers	Kasich
Bereuter	Ehrlich	Kelly
Berman	Emerson	Kennedy (MA)
Berry	Engel	Kennedy (RI)
Bilbray	English	Kennelly
Bilirakis	Ensign	Kildee
Bishop	Eshoo	Kilpatrick
Blagojevich	Etheridge	Kim
Bliley	Evans	Kind (WI)
Blumenauer	Everett	King (NY)
Blunt	Ewing	Kingston
Boehlert	Fattah	Klecza
Boehner	Fawell	Klink
Bonilla	Fazio	Klug
Bonior	Filner	Knollenberg
Bono	Flake	Kolbe
Borski	Foglietta	Kucinich
Boswell	Foley	LaFalce
Boucher	Forbes	LaHood
Boyd	Ford	Lampson
Brady	Fowler	Lantos
Brown (CA)	Fox	Largent
Brown (FL)	Frank (MA)	Latham
Brown (OH)	Franks (NJ)	LaTourette
Bryant	Frelinghuysen	Lazio
Bunning	Frost	Leach
Burr	Furse	Levin
Burton	Gallely	Lewis (CA)
Buyer	Ganske	Lewis (GA)
Callahan	Gejdenson	Lewis (KY)
Calvert	Gekas	Linder
Camp	Gephardt	Lipinski
Campbell	Gibbons	Livingston
Canady	Gilchrest	LoBiondo
Cannon	Gillmor	Lofgren
Capps	Gilman	Lowe
Cardin	Gonzalez	Lucas
Carson	Goode	Luther
Castle	Goodlatte	Maloney (CT)
Chabot	Goodling	Maloney (NY)
Chambliss	Gordon	Manton
Chenoweth	Goss	Manzullo
Christensen	Graham	Marky
Clayton	Green	Martinez
Clement	Greenwood	Mascara
Clyburn	Gutierrez	Matsui
Coble	Gutknecht	McCarthy (MO)
Coburn	Hall (OH)	McCarthy (NY)
Collins	Hall (TX)	McCollum
Combest	Hamilton	McCrery
Condit	Hansen	McDade
Conyers	Harman	McDermott
Cook	Hastert	McGovern
Cooksey	Hastings (WA)	McHale
Costello	Hayworth	McHugh
Cox	Hefley	McInnis
Coyne	Hefner	McIntosh
Cramer	Heger	McIntyre
Crane	Hill	McKeon
Crapo	Hilleary	McKinney
Cubin	Hinche	McNulty
Cummings	Hinojosa	Meehan
Cunningham	Hobson	Menendez
Danner	Hoekstra	Metcalfe
Davis (FL)	Holden	Mica
Davis (IL)	Hooley	Millender-

McDonald	Rahall	Snyder
Miller (CA)	Ramstad	Solomon
Miller (FL)	Rangel	Souder
Minge	Regula	Spence
Mink	Reyes	Spratt
Moakley	Riggs	Stabenow
Molinari	Riley	Stark
Mollohan	Rivers	Stearns
Moran (KS)	Roemer	Stenholm
Moran (VA)	Rogan	Stokes
Morella	Rogers	Strickland
Murtha	Rohrabacher	Stump
Myrick	Ros-Lehtinen	Stupak
Nadler	Rothman	Sununu
Neal	Roukema	Talent
Nethercutt	Roybal-Allard	Tanner
Neumann	Royce	Tauscher
Ney	Rush	Taylor (MS)
Northup	Ryun	Taylor (NC)
Norwood	Sabo	Thomas
Nussle	Salmon	Thompson
Oberstar	Sanchez	Thornberry
Obey	Sanders	Thune
Olver	Sandlin	Thurman
Ortiz	Sanford	Tiahrt
Owens	Sawyer	Tierney
Oxley	Saxton	Torres
Packard	Scarborough	Towns
Pallone	Schaefer, Dan	Trafigant
Pappas	Schaffer, Bob	Upton
Parker	Schiff	Velazquez
Pascrell	Schumer	Vento
Pastor	Sensenbrenner	Visclosky
Paul	Serrano	Walsh
Paxon	Sessions	Wamp
Payne	Shadegg	Watkins
Pease	Shaw	Watts (OK)
Pelosi	Shays	Waxman
Peterson (MN)	Sherman	Weldon (FL)
Peterson (PA)	Shimkus	Weldon (PA)
Petri	Shuster	Weller
Pickering	Sisisky	Wexler
Pickett	Skaggs	Weygand
Pitts	Skeen	White
Pombo	Skelton	Whitfield
Pomeroy	Slaughter	Wicker
Porter	Smith (MI)	Wise
Portman	Smith (NJ)	Wolf
Poshard	Smith (OR)	Woolsey
Price (NC)	Smith (TX)	Wynn
Pryce (OH)	Smith, Adam	Yates
Quinn	Smith, Linda	Young (AK)
Radanovich	Snowbarger	Young (FL)

NAYS—9

Clay	Hilliard	Scott
Delahunt	Jackson (IL)	Waters
Hastings (FL)	Meek	Watt (NC)

NOT VOTING—5

Farr	Kaptur	Turner
Granger	Tauzin	

□ 1807

Mr. JACKSON of Illinois, Mrs. MEEK of Florida, Ms. WATERS, and Mr. CLAY changed their vote from “yea” to “nay.”

So (two-thirds having voted in favor thereof) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

TECHNICAL AMENDMENTS TO COPYRIGHT LAWS

The SPEAKER pro tempore (Mr. EWING). The pending business is the question de novo of suspending the rules and passing the bill, H.R. 672, as amended.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from North Carolina [Mr. COBLE] that the House suspend the rules and pass the bill, H.R. 672, as amended.

The question was taken.

RECORDED VOTE

Mr. GUTKNECHT. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 424, noes 2, not voting 6, as follows:

[Roll No. 53]

AYES—424

Abercrombie	Davis (FL)	Hilliard
Ackerman	Davis (IL)	Hinche
Aderholt	Davis (VA)	Hinojosa
Allen	Deal	Hobson
Andrews	DeFazio	Hoekstra
Archer	DeGette	Holden
Armey	Delahunt	Hooley
Bachus	DeLauro	Horn
Baesler	DeLay	Hostettler
Baker	Dellums	Houghton
Baldacci	Deutsch	Hoyer
Ballenger	Diaz-Balart	Hulshof
Barcia	Dickey	Hunter
Barr	Dicks	Hutchinson
Barrett (NE)	Dingell	Hyde
Barrett (WI)	Dixon	Inglis
Bartlett	Doggett	Istook
Bass	Dooley	Jackson (IL)
Bateman	Doolittle	Jackson-Lee
Becerra	Doyle	(TX)
Bentsen	Dreier	Jefferson
Bereuter	Duncan	Jenkins
Berman	Dunn	John
Berry	Edwards	Johnson (CT)
Bilbray	Ehlers	Johnson (WI)
Bilirakis	Ehrlich	Johnson, E. B.
Bishop	Emerson	Johnson, Sam
Blagojevich	Engel	Jones
Bliley	English	Kanjorski
Blumenauer	Ensign	Kasich
Blunt	Eshoo	Kelly
Boehlert	Etheridge	Kennedy (MA)
Boehner	Evans	Kennedy (RI)
Bonilla	Everett	Kennelly
Bonior	Ewing	Kildee
Bono	Farr	Kilpatrick
Borski	Fattah	Kim
Boswell	Fawell	Kind (WI)
Boucher	Fazio	King (NY)
Boyd	Filner	Kingston
Brady	Flake	Klecza
Brown (CA)	Foglietta	Klink
Brown (FL)	Foley	Klug
Brown (OH)	Forbes	Knollenberg
Bryant	Ford	Kolbe
Bunning	Fowler	LaFalce
Burr	Fox	LaHood
Burton	Frank (MA)	Lampson
Buyer	Franks (NJ)	Lantos
Callahan	Frelinghuysen	Largent
Calvert	Frost	Latham
Camp	Furse	LaTourette
Campbell	Gallely	Lazio
Canady	Gejdenson	Leach
Cannon	Gekas	Levin
Capps	Gephardt	Lewis (CA)
Cardin	Gibbons	Lewis (GA)
Carson	Gilchrest	Lewis (KY)
Castle	Gillmor	Linder
Chabot	Gilman	Lipinski
Chambliss	Gonzalez	Livingston
Chenoweth	Goode	LoBiondo
Christensen	Goodlatte	Lofgren
Clay	Goodling	Lowe
Clayton	Gordon	Lucas
Clement	Goss	Luther
Clyburn	Graham	Maloney (CT)
Coble	Green	Maloney (NY)
Coburn	Greenwood	Manton
Collins	Gutierrez	Manzullo
Combest	Gutknecht	Marky
Condit	Hall (OH)	Martinez
Conyers	Hall (TX)	Mascara
Cook	Hamilton	Matsui
Cooksey	Hansen	McCarthy (MO)
Costello	Harman	McCarthy (NY)
Cox	Hastert	McCollum
Coyne	Hastings (FL)	McCrery
Cramer	Hastings (WA)	McDade
Crane	Hayworth	McDermott
Crapo	Hefley	McGovern
Cubin	Hefner	McHale
Cummings	Heger	McHugh
Cunningham	Hill	McInnis
Danner	Hilleary	McIntosh