

**COMMITTING TROOPS REQUIRES CONGRESSIONAL APPROVAL**

(Mr. METCALF asked and was given permission to address the House for 1 minute.)

Mr. METCALF. Mr. Speaker, I do not believe any Congress should allow any President to send our troops into any sovereign nation without the authorization of Congress. We in Congress are negligent if we do not insist on this restriction and, if necessary, refuse the money to pay for any foreign adventures undertaken without the specific authorization of Congress.

**ACCOUNTABILITY BEFORE FLEXIBILITY IN EDUCATION BILL**

(Mr. ETHERIDGE asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. ETHERIDGE. Mr. Speaker, later today we will be taking up the rule and ultimately the bill on ed flex. I believe in having flexibility at the local level, but I think here we are getting the cart before the horse. We are forgetting that there ought to be accountability and a number of other pieces we ought to be dealing with before we give total flexibility.

Let me tell my colleagues why. I served as superintendent. There we required the local systems to identify subgroups. If you do not identify the subgroups, to children who are doing the poorest in the schools, and that is what the Federal money is designed to do, what you do is you mask the children with the greatest needs, and here we are talking about lumping all that money together and sending it down.

I trust the educators, I trust the parents, and I trust the teachers. The people I do not trust are the politicians.

□ 1030

I was there, and they will take that money, and if we do not watch them, the children with the greatest needs will be the children who are going to be left behind in the 21st century. We will pay a price for that, Mr. Speaker.

**NOT NECESSARILY A CORRELATION BETWEEN MONEY AND SUCCESS IN EDUCATION**

(Mr. EWING asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. EWING. Mr. Speaker, education is everybody's priority. I do not think there is probably any issue in this House that could bring us together on a bipartisan basis more than improving education.

But what have we learned from history? Mr. Speaker, there was a recent article in a responsible and respected financial paper which rated the schools in America, and it also showed how much money was spent in each of those schools. I want to tell my colleagues

there is not necessarily a correlation between money and success in education.

We need, yes, money to the classrooms, not to the bureaucrats. Yes, we need good teachers, not just 100,000 more. Yes, we need to make decisions at the local level, not here in Washington, and then we have to call on the families to send well fed, clean, rested children to school so they can learn.

Part of the responsibility, a major part, must rest with us, the parents.

**SUPPORT ED FLEX**

(Mr. WALDEN of Oregon asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. WALDEN of Oregon. Mr. Speaker, as the parent of a third grader in public schools in Oregon, I am absolutely committed to smaller class sizes. But the best way to do that is to fund the special education mandate, not to create more federal mandates and programs.

Coming from Oregon, which is one of the ed flex pilot States, I can tell my colleagues that our local parents, teachers and school boards can make the best decisions for our children, but it is time Washington kept its word and funded its mandates. I think unfunded federal mandates have done quite enough harm already to our public schools. It is time to expand ed flex all Americans. It is time to allow local schools to make their own decision about how best to spend Federal education dollars. That only makes sense.

Mr. Speaker, I urge my colleagues to support the ed flex legislation that will be on the House floor later today.

**DEMOCRATS OBJECT TO IMPROVING EDUCATION WITHOUT MORE FEDERAL REGULATION**

(Mr. TANCREDO asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. TANCREDO. Mr. Speaker, I am incredulous at some of the comments of my friends from the other side, from the Democratic side, who continue to talk about education as being improved or the possibility of it being improved with just more regulation, the fear that if we gave freedom to the educators who we know, the people who teach our children, to the principals of the schools in which our children go to school; if we gave them more freedom, somehow or other our children would suffer as a result of it. I am amazed at that kind of an argument.

For years as a teacher, Mr. Speaker, I taught children, and I sat in classrooms and in faculty lounges with other teachers who continually talked about the fact that they needed and demanded more freedom, that they were impeded in their ability to teach because of the regulations we place on them, both the State and Federal level.

So here we come, finally forward with a plan to give those teachers and those principals the freedom to actually teach children in the ways that they know work, and all of a sudden the Democrats in this body rise up, unanimously almost, to object to that.

This is very peculiar indeed, Mr. Speaker, very peculiar.

**ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE**

The SPEAKER pro tempore (Mr. GOODLATTE). Pursuant to clause 8 of rule XX, the pending business is the question of the Speaker's approval of the Journal and the question on the motion to suspend the rules on H.R. 540, the Nursing Home Resident Protection Amendments of 1999, postponed from Tuesday, March 9.

Votes on motions to suspend the rules on H.R. 808, House Resolution 32 and House Concurrent Resolution 28 postponed from yesterday will be taken later.

**THE JOURNAL**

THE SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the pending business is the question of the Speaker's approval of the Journal of the last day's proceedings.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. WALDEN of Oregon. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

The vote was taken by electronic device, and there were—yeas 356, nays 39, not voting 38, as follows:

[Roll No. 34]  
YEAS—356

Abercrombie	Blunt	Collins
Ackerman	Boehner	Combest
Allen	Bonilla	Condit
Andrews	Bonior	Conyers
Archer	Bono	Cook
Armey	Boswell	Cox
Bachus	Boyd	Coyne
Baird	Brady (TX)	Cramer
Baker	Brown (FL)	Crowley
Baldacci	Brown (OH)	Cubin
Baldwin	Bryant	Cummings
Ballenger	Burr	Cunningham
Barcia	Burton	Danner
Barr	Buyer	Davis (FL)
Barrett (NE)	Callahan	Davis (IL)
Barrett (WI)	Calvert	Davis (VA)
Bartlett	Camp	Deal
Barton	Campbell	DeGette
Bass	Canady	Delahunt
Bateman	Cannon	DeLauro
Bentsen	Capuano	DeLay
Bereuter	Cardin	Deutsch
Berkley	Carson	Diaz-Balart
Berman	Castle	Dickey
Berry	Chabot	Dicks
Biggert	Chambliss	Dingell
Bilirakis	Chenoweth	Doggett
Bishop	Clayton	Dooley
Blagojevich	Clement	Doolittle
Bliley	Clyburn	Dreier
Blumenauer	Coburn	Duncan

Dunn  
Edwards  
Ehlers  
Ehrlich  
Emerson  
Eshoo  
Etheridge  
Evans  
Everett  
Ewing  
Farr  
Fletcher  
Foley  
Forbes  
Fossella  
Fowler  
Frank (MA)  
Franks (NJ)  
Frelinghuysen  
Gallegly  
Ganske  
Gejdenson  
Gekas  
Gibbons  
Gillmor  
Gilman  
Gonzalez  
Goode  
Goodlatte  
Goodling  
Goss  
Graham  
Granger  
Green (TX)  
Green (WI)  
Greenwood  
Hall (OH)  
Hall (TX)  
Hansen  
Hastings (WA)  
Hayworth  
Herger  
Hill (IN)  
Hill (MT)  
Hilleary  
Hinojosa  
Hobson  
Hoefel  
Hoekstra  
Holden  
Holt  
Hooley  
Horn  
Houghton  
Hoyer  
Hunter  
Hutchinson  
Hyde  
Inlee  
Isakson  
Istook  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jenkins  
John  
Johnson (CT)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Kanjorski  
Kasich  
Kelly  
Kennedy  
Kildee  
Kilpatrick  
King (NY)  
Kingston  
Klecza  
Knollenberg  
Kolbe  
Kuykendall  
LaFalce  
LaHood  
Lampson  
Lantos

Largent  
Larson  
Latham  
LaTourette  
Lazio  
Leach  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
Lofgren  
Lowey  
Lucas (KY)  
Lucas (OK)  
Luther  
Maloney (CT)  
Maloney (NY)  
Manzullo  
Martinez  
Mascara  
Matsui  
McCarthy (MO)  
McCarthy (NY)  
McCollum  
McGovern  
McHugh  
McInnis  
McIntosh  
McIntyre  
McKeon  
Meehan  
Meek (FL)  
Meeks (NY)  
Menendez  
Metcalf  
Mica  
Miller (FL)  
Miller, Gary  
Miller, George  
Mink  
Moakley  
Mollohan  
Moore  
Moran (VA)  
Morella  
Murtha  
Myrick  
Nadler  
Napolitano  
Neal  
Nethercutt  
Northup  
Norwood  
Nussle  
Obey  
Olver  
Ortiz  
Ose  
Packard  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pease  
Pelosi  
Peterson (PA)  
Petri  
Phelps  
Pickering  
Pitts  
Pombo  
Porter  
Portman  
Price (NC)  
Pryce (OH)  
Quinn  
Radanovich  
Rahall  
Rangel  
Regula  
Reynolds  
Riley  
Rivers  
Rodriguez

## NAYS—39

Aderholt  
Borski  
Brady (PA)  
Brown (CA)  
Clay  
Costello  
Crane  
DeFazio  
English

Filner  
LoBiondo  
McNulty  
Moran (KS)  
Oberstar  
Peterson (MN)  
Pickett  
Pomeroy  
Ramstad

Roemer  
Rogers  
Rohrabacher  
Ros-Lehtinen  
Rothman  
Roybal-Allard  
Royce  
Rush  
Ryan (WI)  
Ryun (KS)  
Salmon  
Sanchez  
Sanders  
Sandlin  
Sanford  
Sawyer  
Saxton  
Scarborough  
Schakowsky  
Scott  
Sensenbrenner  
Serrano  
Sessions  
Shadegg  
Shaw  
Shays  
Sherwood  
Shimkus  
Shoos  
Shuster  
Simpson  
Sisisky  
Skeen  
Skelton  
Slaughter  
Smith (MI)  
Smith (TX)  
Smith (WA)  
Snyder  
Souder  
Spence  
Spratt  
Stabenow  
Stark  
Stearns  
Stenholm  
Strickland  
Stump  
Sununu  
Sweeney  
Talent  
Tanner  
Tauscher  
Tauzin  
Terry  
Thomas  
Thompson (CA)  
Thornberry  
Thune  
Thurman  
Tierney  
Toomey  
Traffant  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Velazquez  
Vento  
Walden  
Walsh  
Wamp  
Watkins  
Watt (NC)  
Watts (OK)  
Waxman  
Weiner  
Weldon (FL)  
Weldon (PA)  
Wexler  
Weygand  
Whitfield  
Wilson  
Wolf  
Woolsey  
Wu  
Wynn  
Young (FL)

Rogan  
Sabo  
Schaffer  
Stupak  
Becerra  
Bilbray  
Boehlert  
Boucher  
Capps  
Coble  
Cooksey  
DeMint  
Dixon  
Doyle  
Engel  
Fattah  
Frost  
Gephardt

Tancredo  
Taylor (MS)  
Thompson (MS)  
Townes  
Gilcrest  
Gordon  
Hinchey  
Hostettler  
Kaptur  
Kind (WI)  
Klink  
Markey  
McCrery  
McDermott  
McKinney  
Millender-  
McDonald  
Minge

## NOT VOTING—38

Visclosky  
Waters  
Weller  
Wicker  
Ney  
Owens  
Oxley  
Reyes  
Roukema  
Sherman  
Smith (NJ)  
Taylor (NC)  
Tiahrt  
Wise  
Young (AK)

Dreier  
Duncan  
Dunn  
Edwards  
Ehlers  
Ehrlich  
Emerson  
Engel  
English  
Eshoo  
Etheridge  
Evans  
Everett  
Ewing  
Farr  
Fattah  
Filner  
Fletcher  
Foley  
Forbes  
Ford  
Fossella  
Fowler  
Frank (MA)  
Franks (NJ)  
Frelinghuysen  
Gallegly  
Ganske  
Gejdenson  
Gekas  
Gibbons  
Gilcrest  
Gillmor  
Gilman  
Gonzalez  
Goode  
Goodlatte  
Goodling  
Goss  
Graham  
Granger  
Green (TX)  
Green (WI)  
Greenwood  
Gutierrez  
Gutknecht  
Hall (OH)  
Hall (TX)  
Hansen  
Hastings (FL)  
Hastings (WA)  
Hayes  
Hayworth  
Hefley  
Herger  
Hill (IN)  
Hill (MT)  
Hilleary  
Hilliard  
Hinojosa  
Hobson  
Hoefel  
Hoekstra  
Holden  
Holt  
Hooley  
Horn  
Houghton  
Hoyer  
Hulshof  
Hunter  
Hutchinson  
Hyde  
Inlee  
Isakson  
Istook  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jenkins  
John  
Johnson (CT)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Kanjorski  
Kasich  
Kelly  
Kennedy  
Kildee  
Kilpatrick  
Kind (WI)  
King (NY)  
Kingston  
Klecza  
Knollenberg  
Kolbe

Kucinich  
Kuykendall  
LaFalce  
LaHood  
Lampson  
Lantos  
Largent  
Larson  
Latham  
LaTourette  
Lazio  
Leach  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Lofgren  
Lowey  
Lucas (KY)  
Lucas (OK)  
Luther  
Maloney (CT)  
Maloney (NY)  
Manzullo  
Markey  
Martinez  
Mascara  
Matsui  
McCarthy (MO)  
McCarthy (NY)  
McCollum  
McDermott  
McGovern  
McHugh  
McInnis  
McIntosh  
McIntyre  
McKeon  
McKinney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Menendez  
Metcalf  
Mica  
Millender-  
McDonald  
Miller, Gary  
Miller, George  
Mink  
Moakley  
Mollohan  
Moore  
Moran (VA)  
Morella  
Murtha  
Myrick  
Nadler  
Napolitano  
Neal  
Nethercutt  
Northup  
Norwood  
Nussle  
Oberstar  
Obey  
Olver  
Ortiz  
Ose  
Owens  
Oxley  
Packard  
Pallone  
Pascrell  
Pastor  
Payne  
Pease  
Pelosi  
Peterson (MN)  
Peterson (PA)  
Petri  
Phelps  
Pickering  
Pickett  
Pitts  
Pombo  
Pomeroy  
Porter  
Portman  
Price (NC)  
Pryce (OH)  
Quinn  
Radanovich

Rahall  
Ramstad  
Rangel  
Regula  
Reynolds  
Riley  
Rivers  
Rodriguez  
Roemer  
Rogan  
Rogers  
Rohrabacher  
Ros-Lehtinen  
Rothman  
Roybal-Allard  
Royce  
Rush  
Ryan (WI)  
Ryun (KS)  
Sabo  
Salmon  
Sanchez  
Sanders  
Sandlin  
Sawyer  
Saxton  
Scarborough  
Schaffer  
Schakowsky  
Scott  
Sensenbrenner  
Serrano  
Sessions  
Shaw  
Shays  
Sherwood  
Shimkus  
Shows  
Shuster  
Simpson  
Sisisky  
Skeen  
Skelton  
Slaughter  
Smith (MI)  
Smith (TX)  
Smith (WA)  
Snyder  
Souder  
Spence  
Spratt  
Stabenow  
Stark  
Stearns  
Stenholm  
Strickland  
Stupak  
Sununu  
Sweeney  
Talent  
Tanner  
Tauscher  
Tauzin  
Taylor (MS)  
Terry  
Thomas  
Thompson (CA)  
Thompson (MS)  
Thune  
Thurman  
Tierney  
Toomey  
Towns  
Traffant  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Velazquez  
Vento  
Visclosky  
Walden  
Walsh  
Wamp  
Waters  
Watkins  
Watt (NC)  
Watts (OK)  
Waxman  
Weiner  
Weldon (FL)  
Weldon (PA)  
Weller  
Wexler  
Weygand  
Whitfield  
Wicker  
Wilson

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Mr. NADLER changed his vote from "nay" to "yea."

So the Journal was approved.

The result of the vote was announced as above recorded.

Stated for:

Ms. MILLENDER-MCDONALD. Mr. Speaker, during rollcall vote No. 34 on March 10, 1999, I was unavoidably detained. Had I been present, I would have voted "aye."

Mr. ENGEL. Mr. Speaker, during rollcall vote No. 34 on approving the Journal, I was unavoidably detained. Had I been present, I would have voted "yes."

## NURSING HOME RESIDENT PROTECTION AMENDMENTS OF 1999

The SPEAKER pro tempore (Mr. GOODLATTE). The unfinished business is the question of suspending the rules and passing the bill, H.R. 540.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Florida (Mr. BILIRAKIS) that the House suspend the rules and pass the bill, H.R. 540, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 398, nays 12, not voting 23, as follows:

[Roll No. 35]

## YEAS—398

Abercrombie  
Ackerman  
Aderholt  
Allen  
Andrews  
Archer  
Armey  
Bachus  
Baird  
Baker  
Baldacci  
Baldwin  
Ballenger  
Barcia  
Barrett (NE)  
Barrett (WI)  
Bartlett  
Bass  
Bateman  
Bentsen  
Bereuter  
Berkley  
Berman  
Berry  
Biggart  
Bilirakis  
Bishop  
Blagojevich  
Bliley  
Blumenauer  
Blunt  
Boehlert

Boehner  
Bonilla  
Bonior  
Bono  
Borski  
Boswell  
Boucher  
Boyd  
Brady (PA)  
Brady (TX)  
Brown (CA)  
Brown (FL)  
Brown (OH)  
Bryant  
Burton  
Buyer  
Callahan  
Calvert  
Camp  
Canady  
Cannon  
Capuano  
Cardin  
Carson  
Castle  
Chabot  
Chambliss  
Clay  
Clayton  
Clement  
Clyburn  
Collins

Combest  
Condit  
Conyers  
Cook  
Cooksey  
Costello  
Cox  
Coyne  
Cramer  
Crane  
Crowley  
Cubin  
Cummings  
Cunningham  
Danner  
Davis (FL)  
Davis (IL)  
Davis (VA)  
Deal  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Deutsch  
Diaz-Balart  
Dickey  
Dicks  
Dingell  
Doggett  
Dooley  
Doolittle  
Doyle