

legislation that impacts tribal lands and resources in any way must include tribal consultation on a government to government basis.

The authors of this bill should be commended for authorizing the development of an on-farm education program to implement state-of-the-art water application and conservation techniques. Education is the first step in facilitating the process to take appropriate steps in conserving water for future generations. As a result, education programs will be implemented in collaboration with the International Boundary and Water Commission.

State, local, and tribal governments recognize the need to preserve and revitalize their water supplies; however, the federal government will need to assist these entities. Therefore, this bill authorizes \$65,200,000 for cost sharing. The federal share will be 60 percent. Non-federal share is suggested to be 40 percent with no more than 30 percent paid by the state with the provision that the remainder of the non-federal share may include in-kind payment.

Further study is needed to evaluate the water supply for future generations. The bill authorizes additional study by the Departments of Interior and Agriculture on alternative water supply options. The study would include water reuse options and emphasizes conservation. Its evaluation will be funded by the federal government at 50 percent with the remainder deriving from non-federal dollars.

The water supply in the border region is in danger of running well below the amount that can provide for the people residing in these areas. This is a serious and on-going concern in my District of El Paso, Texas and other areas along the United States/Mexico border that needs to be addressed. S. 1761 will help our border communities renew their water supplies.

Mr. Speaker, once again, I encourage my colleagues to support the passage of this important legislation.

Mr. GIBBONS. Mr. Speaker, I yield back the balance of my time.

The SPEAKER pro tempore (Mr. PEASE). The question is on the motion offered by the gentleman from Nevada (Mr. GIBBONS) that the House suspend the rules and pass the Senate bill, S. 1761, as amended.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds of those present have voted in the affirmative.

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

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

CARRIAGE OF NONPROJECT WATER BY THE MANCOS PROJECT, COLORADO

Mr. GIBBONS. Mr. Speaker, I ask unanimous consent that the Committee on Resources be discharged from further consideration of the Senate bill (S. 2594) to authorize the Secretary of the Interior to contract with

the Mancos Water Conservancy District to use the Mancos Project facilities for impounding, storage, diverting, and carriage of nonproject water for the purpose of irrigation, domestic, municipal, industrial, and any other beneficial purposes, and ask for its immediate consideration in the House.

The Clerk read the title of the Senate bill.

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

There was no objection.

The Clerk read the Senate bill, as follows:

S. 2594

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. CARRIAGE OF NONPROJECT WATER BY THE MANCOS PROJECT, COLORADO.

(a) SALE OF EXCESS WATER.—

(1) IN GENERAL.—In carrying out the Act of August 11, 1939 (commonly known as the "Water Conservation and Utilization Act") (16 U.S.C. 590y et seq.), if storage or carrying capacity has been or may be provided in excess of the requirements of the land to be irrigated under the Mancos Project, Colorado (referred to in this Act as the "project"), the Secretary of the Interior may, on such terms as the Secretary determines to be just and equitable, contract with the Mancos Water Conservancy District and any of its member unit contractors for impounding, storage, diverting, or carriage of nonproject water for irrigation, domestic, municipal, industrial, and any other beneficial purposes, to an extent not exceeding the excess capacity.

(2) INTERFERENCE.—A contract under paragraph (1) shall not impair or otherwise interfere with any authorized purpose of the project.

(3) COST CONSIDERATIONS.—In fixing the charges under a contract under paragraph (1), the Secretary shall take into consideration—

(A) the cost of construction and maintenance of the project, by which the nonproject water is to be diverted, impounded, stored, or carried; and

(B) the canal by which the water is to be carried.

(4) NO ADDITIONAL CHARGES.—The Mancos Water Conservancy District shall not impose a charge for the storage, carriage, or delivery of the nonproject water in excess of the charge paid to the United States, except to such extent as may be reasonably necessary to cover—

(A) a proportionate share of the project cost; and

(B) the cost of carriage and delivery of the nonproject water through the facilities of the Mancos Water Conservancy District.

(b) WATER RIGHTS OF UNITED STATES NOT ENLARGED.—Nothing in this Act enlarges or attempts to enlarge the right of the United States, under existing law, to control any water in any State.

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

CONVEYANCE OF JOE ROWELL PARK TO DOLORES, COLORADO

Mr. GIBBONS. Mr. Speaker, I ask unanimous consent that the Committee on Resources be discharged from the further consideration of the

Senate bill (S. 1972) to direct the Secretary of Agriculture to convey to the town of Dolores, Colorado, the current site of the Joe Rowell Park, and ask for its immediate consideration in the House.

The Clerk read the title of the Senate bill.

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

There was no objection.

The Clerk read the Senate bill, as follows:

S. 1972

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. CONVEYANCE OF JOE ROWELL PARK.

(a) IN GENERAL.—The Secretary of Agriculture shall convey to the town of Dolores, Colorado, for no consideration, all right, title, and interest of the United States in and to the parcel of real property described in subsection (b), for open space, park, and recreational purposes.

(b) DESCRIPTION OF PROPERTY.—

(1) IN GENERAL.—The property referred to in subsection (a) is a parcel of approximately 25 acres of land comprising the site of the Joe Rowell Park (including all improvements on the land and equipment and other items of personal property as agreed to by the Secretary) depicted on the map entitled "Joe Rowell Park," dated July 12, 2000.

(2) SURVEY.—

(A) IN GENERAL.—The exact acreage and legal description of the property to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary.

(B) COST.—As a condition of any conveyance under this section, the town of Dolores shall pay the cost of the survey.

(c) POSSIBILITY OF REVERTER.—Title to any real property acquired by the town of Dolores, Colorado, under this section shall revert to the United States if the town—

(1) attempts to convey or otherwise transfer ownership of any portion of the property to any other person;

(2) attempts to encumber the title of the property; or

(3) permits the use of any portion of the property for any purpose incompatible with the purpose described in subsection (a) for which the property is conveyed.

(d) The map referenced in subsection (b)(1) shall be on file for public inspection in the Office of the Chief of the Forest Service at the Department of Agriculture in Washington, DC.

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

AUTHORIZATION OF USE OF FISCAL YEAR 2001 FUNDS FOR CERTAIN COAST GUARD PROJECTS

Mr. PETRI. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 5637) to provide that an amount available for fiscal year 2001 for the Department of Transportation shall be available to reimburse certain costs incurred for clean-up of former Coast Guard facilities at Cape May, New Jersey, and to authorize the Coast Guard to transfer funds and authority for demolition and removal of a structure

at former Coast Guard property in Traverse City, Michigan.

The Clerk read as follows:

H.R. 5637

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. COSTS OF CLEAN-UP OF CAPE MAY LIGHTHOUSE.

Of the funds made available in the Department of Transportation and Related Agencies Appropriations Act, 2001 for environmental compliance and restoration of Coast Guard facilities, \$100,000 shall be available to reimburse the owner of the former Coast Guard lighthouse facility at Cape May, New Jersey, for costs incurred for clean-up of lead contaminated soil at that facility.

SEC. 2. DEMOLITION AND REMOVAL OF BUILDING AT FORMER COAST GUARD PROPERTY IN TRAVERSE CITY, MICHIGAN.

Notwithstanding any other provision of law, and subject to the availability of funds appropriated specifically for the project, the Coast Guard is authorized to transfer funds in an amount not to exceed \$200,000 and project management authority to the Traverse City Area Public School District for the purposes of demolition and removal of the structure commonly known as "Building 402" at former Coast Guard property located in Traverse City, Michigan, and associated site work. No such funds shall be transferred until the Coast Guard receives a detailed, fixed price estimate from the School District describing the nature and cost of the work to be performed, and the Coast Guard shall transfer only that amount of funds it and the School District consider necessary to complete the project.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Wisconsin (Mr. PETRI) and the gentleman from Minnesota (Mr. OBERSTAR) each will control 20 minutes.

The Chair recognizes the gentleman from Wisconsin (Mr. PETRI).

Mr. PETRI. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I rise in support of the bill, H.R. 5637. The purpose of this bill is to authorize certain appropriations contained in the fiscal year 2001 Department of Transportation Appropriations Act. Without the specific authorizations contained in this bill, the amounts already appropriated will not be available this budget year.

Section 1 of the bill authorizes the Coast Guard to spend \$100,000 to reimburse the owners of the Cape May Lighthouse, formerly a Coast Guard facility, for the cleanup of lead contaminated soil found at the site of the lighthouse.

Section 2 of the bill authorizes the Coast Guard to transfer \$200,000 and project management authority to the Traverse City Area Public School District for the purposes of demolition and removal of a building at a former Coast Guard property located in Traverse City, the district of the gentleman from Michigan (Mr. STUPAK).

I urge the Members to support this legislation.

Mr. Speaker, I reserve the balance of my time.

Mr. OBERSTAR. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I rise in strong support of H.R. 5637 to allow environmental

compliance funds of the Coast Guard to be used to clean up two former Coast Guard facilities.

More importantly, I want to express my appreciation to the gentleman from Pennsylvania (Chairman SHUSTER) and the gentleman from Maryland (Chairman GILCHREST) for allowing these measures to be separated from the Coast Guard bill that is now stuck in conference and to allow it to come to the floor separately and recognizing the urgency and the importance of moving ahead with each of these projects.

It is very typical of our chairman to be understanding of the needs of Members, responsive to their concerns, and to be flexible in matters of this kind; and I greatly appreciate it.

I also am appreciative of the gentleman from Wisconsin (Mr. PETRI) taking the time to manage this bill on the floor so we could dispose of it early on in this reconvened session of the Congress.

These provisions all were agreed to by conferees on the Coast Guard Authorization Act of 2000, which is now unfortunately hung up over a non-Coast Guard item, two issues involving cruise ships.

Funds have been appropriated for each of these projects. But without this bill, the Coast Guard cannot move ahead to complete the projects. One will allow the Coast Guard to reimburse the owner of the former Coast Guard Lighthouse in Cape May, New Jersey, for the cost incurred in cleaning up lead contaminated soil at the facility. The other allows the Coast Guard to pay for the demolition and removal of a Coast Guard building in Traverse City, Michigan, which has pipes on the property that are laden with asbestos. In order for the property to be usable, the asbestos has to be removed.

The money is available, as I said. This is the authorization to proceed to complete the work.

Mr. Speaker, I want to take this opportunity to commend the gentleman from Michigan (Mr. STUPAK) on his persistence. He has pursued this matter vigorously on behalf of the people of his district, as he does in all matters. He is very forthright. The cause is just. But without a persistent Member keeping our attention focused on a matter of this kind, it could easily have been lost in the shuffle. With the gentleman from Michigan, that does not happen.

Mr. Speaker, I yield such time as he may consume to the gentleman from Michigan (Mr. STUPAK), in whose district this latter project is located, to elaborate on this matter.

Mr. STUPAK. Mr. Speaker, I thank the gentleman from Minnesota for yielding me this time.

Mr. Speaker, I rise today in support of this legislation, as one of the provisions in the legislation brings us closer to removing an asbestos-contaminated building from the soccer fields in Traverse City, Michigan.

In 1996, Congress passed legislation to transfer land from the United States Coast Guard to the Traverse City Area Public Schools. This land was to become the site of soccer fields for the area's school and recreational soccer leagues. Unfortunately, the transfer included an asbestos-contaminated structure.

It is estimated, and thankfully through the help of a lot of Members, we have secured \$200,000 necessary to remove this building. But in order to remove this asbestos-laden building, the Coast Guard asserts that it is unable to do so without an authorization. Therefore, this legislation authorizes the Coast Guard to demolish and remove the former Coast Guard building in Traverse City, Michigan.

It is crucial that this legislation be passed because asbestos has been discovered on the soccer fields. Other than the wooden studs, the building is entirely composed of asbestos: the insulation, the inside paneling, the shingles, the flooring, and the outdoor siding all contain this harmful material.

Weather and vandalism cause pieces of asbestos to break off from the building and spread across the grounds. Remnants of asbestos from former buildings on the site have also resurfaced on the soccer fields. Clearly, it is time to permanently clean up the site and prevent greater community exposure to the asbestos.

In addition, failure to remove the building will prevent the school district from expanding seating for the main field, which can draw up to 2,000 fans during tournaments. The ongoing problem has already postponed school district plans to add seven fields and a stadium.

Most importantly, this is a non-controversial provision. The local community and the Coast Guard all support this language, which is the same as found in the stalled Coast Guard Authorization conference report. The local community has worked admirably with the Coast Guard to resolve this situation. I urge my colleagues to support this legislation.

Mr. Speaker, I would like to thank the gentleman from Wisconsin (Mr. PETRI), the gentleman from Minnesota (Mr. OBERSTAR), the gentleman from Pennsylvania (Mr. SHUSTER), the gentleman from Maryland (Mr. GILCHREST), and the gentleman from Oregon (Mr. DEFazio) for their help and cooperation.

I urge my colleagues to support this legislation. As the gentleman from Minnesota (Mr. OBERSTAR) said, we have been at this for about 4 years now. So we really hope this will pass right through both the House and Senate. We can get this matter resolved once and for all. I thank everyone for the cooperation.

Mr. LOBIONDO. Mr. Speaker, I am pleased that language has been included in H.R. 5637, the bill before us today authorizing reimbursement to the owner of the former Coast Guard lighthouse facility at Cape May Point State

Park in New Jersey for costs incurred for clean-up of lead contaminated soil at that facility.

Since leasing this 1859 historic landmark in December, 1986, the Mid-Atlantic Center for the Arts, a non-profit cultural organization, has raised and spent nearly \$2 million for restoration efforts. During the final work on the Lighthouse tower in the winter of 1998, the project was brought to a halt by the unexpected discovery of lead contamination in the soil. In order to open the facility to the more than 100,000 expected visitors during the 1998 season, the Mid-Atlantic Center diverted \$98,953.00 from other projects to clean up the site.

Two years later, the Center has still not received the appropriate reimbursement from the U.S. Coast Guard. Because the Coast Guard has accepted responsibility for the lead contamination and supports this request, it is imperative that Congress follow through with the appropriate provisions in law allowing the funds to be released.

Section 202 of the Coast Guard Authorization Act of 1999 authorizes this appropriation to be used for this purpose and has previously passed the House. It is unfortunate this measure has been stalled in a House-Senate Conference Committee. The appropriated funds have already been included in the FY2001 Transportation Appropriations legislation signed into law last month. I commend the Chairman of the Transportation Committee for recognizing the urgency of this matter and allowing a separate bill to move forward. Congress must not let this funding commitment fall through the cracks again, and I urge passage of this legislation authorizing funding for this historic landmark.

Mr. OBERSTAR. Mr. Speaker, I yield back the balance of my time.

Mr. PETRI. Mr. Speaker, I have no further requests for time, and I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Wisconsin (Mr. PETRI) that the House suspend the rules and pass the bill, H.R. 5637.

The question was taken; and (two-thirds having voted in favor thereof) the rules were suspended and the bill was passed.

A motion to reconsider was laid on the table.

GENERAL LEAVE

Mr. PETRI. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks on H.R. 5637.

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

There was no objection.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12 of rule I, the Chair declares the House in recess until approximately 6 p.m.

Accordingly (at 2 o'clock and 42 minutes p.m.), the House stood in recess until approximately 6 p.m.

□ 1800

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. SIMPSON) at 6 p.m.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, 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:

S. 3137, by the yeas and nays; and
S. 1761, by the yeas and nays.

The Chair will reduce to 5 minutes the time for any electronic vote after the first such vote in this series.

JAMES MADISON COMMEMORATION COMMISSION ACT

The SPEAKER pro tempore. The pending business is the question of suspending the rules and passing the Senate bill, S. 3137.

The Clerk read the title of the Senate bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from Illinois (Mrs. BIGGERT) that the House suspend the rules and pass the Senate bill, S. 3137, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 359, nays 3, not voting 70, as follows:

[Roll No. 598]

YEAS—359

Abercrombie
Ackerman
Aderholt
Allen
Andrews
Archer
Baca
Bachus
Baird
Baker
Baldacci
Baldwin
Ballenger
Barcia
Barr
Barrett (WI)
Bartlett
Barton
Bass
Bentsen
Bereuter
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop
Blagojevich
Bliley
Blumenauer
Blunt
Boehlert
Boehner
Bonilla
Bono
Borski
Boswell
Boucher
Brady (PA)

Brown (FL)
Brown (OH)
Bryant
Burr
Burton
Buyer
Callahan
Camp
Campbell
Canady
Cannon
Capps
Capuano
Cardin
Chabot
Chambliss
Clayton
Clement
Clyburn
Coble
Collins
Combest
Condit
Conyers
Cook
Costello
Coyne
Cramer
Crane
Crowley
Cubin
Cummings
Cunningham
Danner
Davis (FL)
Davis (IL)
Davis (VA)
DeGette
DeLauro

DeLay
DeMint
Deutsch
Diaz-Balart
Dicks
Dingell
Doggett
Dooley
Doyle
Dreier
Duncan
Dunn
Edwards
Ehlers
Ehrlich
Emerson
Engel
English
Eshoo
Etheridge
Evans
Everett
Ewing
Farr
Filner
Fletcher
Foley
Ford
Fossella
Frank (MA)
Franks (NJ)
Frelinghuysen
Frost
Gallegly
Ganske
Gekas
Gibbons
Gilchrest
Gillmor

Gilman
Gonzalez
Goode
Goodlatte
Goodling
Gordon
Goss
Green (TX)
Green (WI)
Greenwood
Gutierrez
Hall (OH)
Hall (TX)
Hansen
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Herger
Hill (IN)
Hill (MT)
Hilleary
Hinojosa
Hobson
Hoefel
Hoekstra
Holden
Holt
Hooley
Horn
Hostettler
Houghton
Hoyer
Hunter
Hutchinson
Hyde
Inslee
Isakson
Istook
Jackson (IL)
Jackson-Lee
(TX)
Jenkins
John
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kanjorski
Kaptur
Kasich
Kelly
Kennedy
Kildee
Kilpatrick
Kind (WI)
King (NY)
Kingston
Klecza
Knollenberg
Kolbe
Kucinich
Kuykendall
LaFalce
LaHood
Lampson
Larson
Latham
LaTourette
Lazio
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
LoBiondo
Lofgren
Lowey
Lucas (KY)
Lucas (OK)
Luther

Maloney (CT)
Maloney (NY)
Manzullo
Markey
Mascara
Matsui
McCarthy (MO)
McCarthy (NY)
McCollum
McCrery
McDermott
McGovern
McHugh
McInnis
McIntosh
McIntyre
McKeon
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Menendez
Metcalfe
Mica
Millender
McDonald
Minge
Moore
Moran (KS)
Moran (VA)
Morella
Myrick
Napolitano
Neal
Nethercutt
Ney
Norwood
Nussle
Oberstar
Obey
Olver
Ortiz
Ose
Oxley
Packard
Pallone
Pascarelli
Pastor
Payne
Pease
Peterson (MN)
Petri
Phelps
Pickering
Pickett
Pitts
Pombo
Pomeroy
Porter
Portman
Price (NC)
Rahall
Ramstad
Rangel
Regula
Reyes
Riley
Rivers
Rodriguez
Roemer
Rogan
Rogers
Rohrabacher
Ros-Lehtinen
Rothman
Roukema
Roybal-Allard
Rush
Ryun (KS)
Sabo
Salmon

Sanchez
Sanders
Sandlin
Sawyer
Saxton
Scarborough
Schaffer
Schakowsky
Scott
Sensenbrenner
Serrano
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shows
Shuster
Simpson
Sisisky
Skeen
Skelton
Slaughter
Smith (MI)
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Souder
Spence
Spratt
Stearns
Stenholm
Strickland
Stump
Stupak
Sununu
Sweeney
Tancredo
Tanner
Tauscher
Tauzin
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Thune
Thurman
Tiahrt
Tierney
Toomey
Towns
Traficant
Turner
Udall (CO)
Udall (NM)
Upton
Velazquez
Visclosky
Walden
Walsh
Waters
Watt (NC)
Waxman
Weiner
Weldon (FL)
Weldon (PA)
Weller
Weygand
Wicker
Wilson
Wolf
Wu
Wynn
Young (AK)
Young (FL)

NAYS—3

Royce
Sanford
NOT VOTING—70

Armey
Barrett (NE)
Becerra
Billbray
Bonior
Boyd
Brady (TX)
Calvert
Carson
Castle
Chenoweth-Hage
Clay

Coburn
Cooksey
Cox
Deal
DeFazio
Delahunt
Dickey
Dixon
Doolittle
Fattah
Forbes
Fowler

Gejdenson
Gephardt
Graham
Granger
Gutknecht
Hilliard
Hinchey
Hulshof
Jefferson
Johnson (CT)
Jones (NC)
Klink