

|               |               |             |
|---------------|---------------|-------------|
| Payne (VA)    | Scarborough   | Thompson    |
| Pelosi        | Schaefer      | Thornberry  |
| Peterson (FL) | Schiff        | Thornton    |
| Peterson (MN) | Schroeder     | Thurman     |
| Petri         | Schumer       | Tiahrt      |
| Pickett       | Scott         | Torkildsen  |
| Pombo         | Sensenbrenner | Torres      |
| Pomeroy       | Shadegg       | Torricelli  |
| Porter        | Shaw          | Trafigant   |
| Portman       | Shays         | Upton       |
| Poshard       | Shuster       | Vento       |
| Pryce         | Sisisky       | Visclosky   |
| Quillen       | Skaggs        | Volkmer     |
| Quinn         | Skeen         | Walker      |
| Radanovich    | Skelton       | Walsh       |
| Rahall        | Slaughter     | Wamp        |
| Ramstad       | Smith (MI)    | Waters      |
| Reed          | Smith (NJ)    | Watt (NC)   |
| Regula        | Smith (TX)    | Watts (OK)  |
| Richardson    | Smith (WA)    | Waxman      |
| Riggs         | Solomon       | Weldon (FL) |
| Rivers        | Souder        | Weldon (PA) |
| Roberts       | Spence        | Weller      |
| Roemer        | Spratt        | White       |
| Rogers        | Stearns       | Whitfield   |
| Rohrabacher   | Stenholm      | Wicker      |
| Ros-Lehtinen  | Stockman      | Williams    |
| Roth          | Stokes        | Wilson      |
| Roukema       | Studds        | Wise        |
| Roybal-Allard | Stump         | Wolf        |
| Royce         | Stupak        | Woolsey     |
| Rush          | Talent        | Wynn        |
| Sabo          | Tanner        | Yates       |
| Salmon        | Tate          | Young (AK)  |
| Sanders       | Tauzin        | Young (FL)  |
| Sanford       | Taylor (MS)   | Zeliff      |
| Sawyer        | Tejeda        | Zimmer      |
| Saxton        | Thomas        |             |

## NAYS—10

|           |         |           |
|-----------|---------|-----------|
| Conyers   | Rangel  | Towns     |
| Dellums   | Rose    | Velazquez |
| Gutierrez | Serrano |           |
| Menendez  | Stark   |           |

## NOT VOTING—9

|             |           |             |
|-------------|-----------|-------------|
| Bliley      | McDade    | Taylor (NC) |
| Diaz-Balart | Molinari  | Vucanovich  |
| Largent     | Seastrand | Ward        |

□ 2016

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

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## LEGISLATIVE PROGRAM

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

Mr. ARMEY. Mr. Speaker, I take this time because I wish to give an explanation, and then ask a couple of unanimous consent requests.

Mr. Speaker, I am about to ask two unanimous consent requests. If they are agreed to, we would then proceed in consideration of H.R. 1227 for 30 minutes of general debate tonight. At that point we would rise from our work on the bill. We would move on then to resume general debate for the remaining hour on the bill and the remaining consideration of the bill beginning at 9 a.m. tomorrow morning, with the first vote tomorrow morning, with the exception of the possibility of a journal vote, we would expect would be around 10 or 10:30 a.m.

Mr. VOLKMER. Mr. Speaker, will the gentleman yield?

Mr. ARMEY. I yield to the gentleman from Missouri.

Mr. VOLKMER. Mr. Speaker, will there be 1 minutes in the morning?

Mr. ARMEY. Mr. Speaker, reclaiming my time, through consultation with

the minority, we have agreed there will not be.

Mr. VOLKMER. One additional question: Will there be any other legislative business, other than the pending bill tomorrow?

Mr. ARMEY. I do not expect to conduct any other legislative business.

#### POSTPONING FURTHER CONSIDERATION OF H.R. 1227, EMPLOYEE COMMUTING FLEXIBILITY ACT, AFTER 30 MINUTES OF INITIAL DEBATE, UNTIL THE FOLLOWING LEGISLATIVE DAY

Mr. ARMEY. Mr. Speaker, I ask unanimous consent that during consideration of H.R. 1227, pursuant to House Resolution 440, notwithstanding the order of the previous question, it may be in order after 30 minutes of the 90 minutes provided for initial debate on the bill, as amended pursuant to the rule, for the Chair to postpone further consideration of the bill until the following legislative day, on which consideration may resume at a time designated by the Speaker.

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

There was no objection.

#### HOUR OF MEETING ON TOMORROW

Mr. ARMEY. Mr. Speaker, I ask unanimous consent that when the House adjourns today, it adjourns to meet at 9 a.m. tomorrow.

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

There was no objection.

#### FURTHER LEGISLATIVE PROGRAM

Mr. ARMEY. Mr. Speaker, if I may just inform Members, this then is the situation: We have had our last vote for the evening. Those interested in general debate on H.R. 1227 may wish to remain, but the rest of us will be expecting a vote by 10 a.m. or so tomorrow morning.

#### REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 3396

Mr. BARR of Georgia. Mr. Speaker, I ask unanimous consent that the gentleman from Florida, Mr. ALCEE HASTINGS be removed as a cosponsor of my bill, H.R. 3396, the Defense of Marriage Act. It should have read Mr. HASTINGS of Washington. I apologize to Mr. HASTINGS of Florida.

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

There was no objection.

#### REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 3024

Ms. MCKINNEY. Mr. Speaker, I ask unanimous consent that my name be removed as a cosponsor of H.R. 3024, the United States-Puerto Rico Political Status Act.

The SPEAKER pro tempore (Mr. WALKER). Is there objection to the re-

quest of the gentlewoman from Georgia?

There was no objection.

#### EMPLOYEE COMMUTING FLEXIBILITY ACT OF 1996

Mr. GOODLING. Mr. Speaker, pursuant to House Resolution 440, I call up the bill (H.R. 1227) to amend the Portal-to-Portal Act of 1947 relating to the payment of wages to employees who use employer owned vehicles, and ask for its immediate consideration in the House.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Pursuant to the rule, the committee amendment in the nature of a substitute, modified by the amendment printed in section 3 of House Resolution 440, is adopted.

The text of the committee amendment in the nature of a substitute, as modified, is as follows:

#### H.R. 1227

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

SECTION 1. This Act may be cited as the "Employee Commuting flexibility Act of 1990".

#### SEC. 2. PROPER COMPENSATION FOR USE OF EMPLOYER VEHICLES.

Section 4(a) of the Portal-to-Portal Act of 1947 (29 U.S.C. 254(a)) is amended by adding at the end of the following: "For purposes of this subsection, the use of an employer's vehicle for travel by an employee and activities performed by an employee which are incidental to the use of such vehicle for commuting shall not be considered part of the employee's principal activities if the use of such vehicle for travel is within the normal commuting area for the employer's business or establishment and the use of the employer's vehicle is subject to an agreement on the part of the employer and the employee or representative of such employee."

#### SEC. 3. EFFECTIVE DATE.

The amendment made by section 1 shall take effect on the date of the enactment of this Act and shall apply in determining the application of section 4 of the Portal-to-Portal Act of 1947 to an employee in any civil action brought before such date of enactment but pending on such date.

The SPEAKER pro tempore. Under the rule the gentleman from Pennsylvania, [Mr. GOODLING] and the gentleman from Missouri [Mr. CLAY] will each control 45 minutes.

Pursuant to the order of the House of today, the Chair intends to recognize the gentleman from Pennsylvania, [Mr. GOODLING], and the gentleman from Missouri [Mr. CLAY] for 15 minutes each, before postponing further consideration of the bill.

The Chair recognizes the gentleman from Pennsylvania [Mr. GOODLING].

Mr. GOODLING. Mr. Speaker, I yield myself 1 minute.

Mr. MILLER of California. Mr. Speaker, will the gentleman yield?

Mr. GOODLING. I yield to the gentleman from California.

Mr. MILLER of California. Mr. Speaker, the markup tomorrow on