

Aviation security is a serious matter concerning the life or death of our citizens. It is far too serious to deal with in a slapdash bill thrown together by Republican staff behind closed doors in a 24-hour period. There are some provisions in this bill that I fully support and do not find objectionable. I am pleased that the bill recommends a commission on airline safety and security, although this seems to be duplicative of the recently created Gore commission. Some provisions are well intentioned but not practicable. There are other provisions that are outright counterproductive.

We should not rush to a vote on this legislation on the pretext that this is the most comprehensive effective step we can take to combat terrorism particularly if it precludes more thoughtful legislation in September.

Mr. LAZIO of New York. Mr. Speaker, although I rise today in support of this bill, I must admit to experiencing, as Yogi Bera once put it, *deja vu* all over again. This past spring we passed and the President signed a compromise antiterrorism bill which I supported. There were several provisions that were removed from that legislation that I would have preferred remain, and I am disappointed that they are not included in this bill today.

Rather, the proposal we are considering today only goes part of the way in providing law enforcement the tools they need to combat this threat of terrorism. The expanded law enforcement provisions that were originally reported out of the Judiciary Committee, which are not being considered here today, are not inconsistent with our constitutional protections.

Instead, they are a measured response to a specific and increasing threat. The truth is that as terrorists are becoming more sophisticated, there are some of my colleagues who believe we should unilaterally disarm ourselves, rather than improve our antiterrorism capabilities.

Providing physical security is, as it should be, the first order of business of any government. The preamble to the U.S. Constitution states that the foundational reason the Federal Government formed is to establish justice and insure domestic tranquility. Congress has in the past provided law enforcement additional tools in order to meet specific threats when conventional methods were insufficient, within constitutional limitations.

Although I believe that the provisions in this bill regarding aviation security are laudable, and some of the antiterrorism provisions would be helpful, overall the remedies contained in this bill are, quite frankly, a drop in the bucket.

For example, this bill calls for a separate study of black and smokeless powder that will be relegated to the ash heap of other Government studies. Instead, the bill should include these items as part of the comprehensive study of explosives that is already provided for by the antiterrorism law we passed in April, and regulations should be implemented as soon as possible.

At this point in time, we still do not know the cause of the tragedy of Flight 800 off the southern shore of Long Island. But we are certainly aware of the acts of terrorism that occurred in Saudi Arabia, and most recently at the Olympic games in Atlanta. How many more terrorist incidents do we need before we take the steps needed to more fully protect the public? I sincerely wish that this bill was tougher, and that public policy interests were paramount.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California [Mr. COX] that the House suspend the rules and pass the bill, H.R. 3953.

The question was taken.

RECORDED VOTE

Mr. COX of California. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 389, noes 22, not voting 22, as follows:

[Roll No. 401]

AYES—389

Abercrombie	de la Garza	Hayes
Ackerman	Deal	Hayworth
Andrews	DeLauro	Hefner
Archer	DeLay	Heineman
Armey	Dellums	Herger
Bachus	Diaz-Balart	Hilleary
Baesler	Dicks	Hilliard
Baker (CA)	Dingell	Hinchey
Baker (LA)	Dixon	Hobson
Baldacci	Doggett	Hoke
Ballenger	Dooley	Holden
Barcia	Doolittle	Horn
Barr	Dornan	Houghton
Barrett (NE)	Doyle	Hoyer
Barrett (WI)	Dreier	Hunter
Bartlett	Duncan	Hutchinson
Barton	Dunn	Hyde
Bass	Durbin	Inglis
Bateman	Edwards	Istook
Becerra	Ehrlich	Jackson (IL)
Bentsen	Engel	Jackson-Lee
Bereuter	English	(TX)
Berman	Ensign	Jacobs
Bevill	Eshoo	Jefferson
Bilbray	Evans	Johnson (CT)
Bilirakis	Everett	Johnson (SD)
Billey	Ewing	Johnson, E. B.
Blute	Farr	Johnson, Sam
Boehlert	Fattah	Johnston
Boehner	Fawell	Jones
Bonior	Fazio	Kanjorski
Borski	Fields (LA)	Kaptur
Boucher	Fields (TX)	Kasich
Brewster	Filner	Kelly
Browder	Flake	Kennedy (MA)
Brown (CA)	Flanagan	Kennedy (RI)
Brown (FL)	Foglietta	Kennelly
Brown (OH)	Foley	Kildee
Bryant (TN)	Forbes	Kim
Bryant (TX)	Fowler	King
Bunn	Fox	Kingston
Burr	Frank (MA)	Klecza
Burton	Franks (CT)	Klug
Buyer	Franks (NJ)	Knollenberg
Callahan	Frelinghuysen	Kolbe
Calvert	Frisa	LaFalce
Camp	Frost	Lantos
Campbell	Funderburk	Largent
Canady	Furse	Latham
Cardin	Gallely	LaTourette
Castle	Ganske	Laughlin
Chabot	Gejdenson	Lazio
Chambliss	Gekas	Leach
Chapman	Gephardt	Levin
Chenoweth	Geren	Lewis (CA)
Christensen	Gibbons	Lewis (GA)
Chrysler	Gilchrest	Lewis (KY)
Clay	Gillmor	Lightfoot
Clayton	Gilman	Linder
Clement	Gonzalez	Lipinski
Clyburn	Goodlatte	Livingston
Coble	Goodling	LoBiondo
Coleman	Gordon	Lofgren
Collins (GA)	Goss	Longley
Collins (IL)	Graham	Lowey
Collins (MI)	Green (TX)	Lucas
Combest	Greene (UT)	Luther
Conyers	Greenwood	Maloney
Cox	Gutierrez	Manton
Coyne	Gutknecht	Manzullo
Cramer	Hall (OH)	Markey
Crane	Hall (TX)	Martinez
Crapo	Hamilton	Martini
Creameans	Hancock	Mascara
Cubin	Hansen	Matsui
Cummings	Harman	McCarthy
Cunningham	Hastert	McCollum
Danner	Hastings (FL)	McDermott
Davis	Hastings (WA)	McHale

McHugh	Poshard	Stearns
McInnis	Pryce	Stokes
McIntosh	Quinn	Studds
McKeon	Rahall	Stump
McKinney	Ramstad	Stupak
McNulty	Rangel	Talent
Menendez	Reed	Tanner
Metcalfe	Regula	Tate
Meyers	Richardson	Tauzin
Mica	Riggs	Taylor (MS)
Millender-	Rivers	Taylor (NC)
McDonald	Roberts	Tejeda
Miller (CA)	Roemer	Thomas
Miller (FL)	Rogers	Thompson
Minge	Rohrabacher	Thornberry
Mink	Ros-Lehtinen	Thornton
Moakley	Rose	Thurman
Molinari	Roth	Torres
Montgomery	Roukema	Torricelli
Moorhead	Roybal-Allard	Towns
Moran	Royce	Traifant
Myrick	Rush	Upton
Nadler	Sabo	Velazquez
Neal	Salmon	Vento
Nethercutt	Sanders	Vislosky
Neumann	Sawyer	Volkmer
Ney	Saxton	Vucanovich
Norwood	Schaefer	Walker
Nussle	Schiff	Walsh
Oberstar	Schroeder	Wamp
Obey	Schumer	Ward
Olver	Scott	Waters
Ortiz	Seastrand	Watt (NC)
Orton	Sensenbrenner	Watts (OK)
Owens	Serrano	Waxman
Oxley	Shadegg	Weldon (FL)
Packard	Shaw	Weldon (PA)
Pallone	Shays	Weller
Parker	Shuster	White
Pastor	Sisisky	Whitfield
Paxon	Skaggs	Wicker
Payne (NJ)	Skeen	Williams
Payne (VA)	Skelton	Wilson
Pelosi	Slaughter	Wise
Peterson (FL)	Smith (MI)	Wolf
Peterson (MN)	Smith (NJ)	Woolsey
Petri	Smith (TX)	Wynn
Pickett	Smith (WA)	Yates
Pombo	Solomon	Zeliff
Pomeroy	Spence	Zimmer
Porter	Spratt	
Portman	Stark	

NOES—22

Allard	Hoekstra	Sanford
Bonilla	Hostettler	Scarborough
Bono	Klink	Souder
Coburn	LaHood	Stockman
Cooley	Mollohan	Tiahrt
Costello	Murtha	Young (AK)
Ehlers	Myers	
Hefley	Radanovich	

NOT VOTING—22

Beilenson	Deutsch	Meek
Bishop	Dickey	Morella
Blumenauer	Ford	Quillen
Brownback	Gunderson	Stenholm
Bunning	Lincoln	Torkildsen
Clinger	McCrery	Young (FL)
Condit	McDade	
DeFazio	Meehan	

□ 1626

The Clerk announced the following pairs:

On this vote:

Mrs. Morella and Mr. Deutsch for, with Mr. DeFazio of Oregon against.

Mr. POMBO and Mr. CRAPO changed their vote from "no" to "aye."

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

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mr. CONDIT. Mr. Speaker, I was unavoidably detained during rollcall vote No. 401. Had I been present, I would have voted "aye."