

voice and saying that we are going to right that wrong and provide equity for all.

Mr. SHAYS. Madam Speaker, I rise in strong support of the motion offered by the gentleman from New York and the gentlemen from North Carolina.

Now and then, a proposal comes before Congress that makes such good sense, it's a wonder no one thought of it sooner. We have just such a proposal before us today.

Under Section 11 of the Terrorism Risk Insurance Act, Americans who are victims of cowardly terrorist acts will get the justice they deserve—not just an IOU.

Allowing victims to enforce judgments against terrorists and state sponsors of terrorism will serve two vital purposes. First, it will compensate the victims of terrorism and their families. These brave men and women have suffered unimaginable losses, and they shouldn't have to worry about whether the State Department will release frozen terrorist assets in the event they prevail in a lawsuit and be awarded funds.

Second, this provision will cut financing for terrorism off at the knees. The assets of terrorist states shouldn't simply be frozen—they should be seized. That's what we're doing here today.

Madam Speaker, I would like to thank Chairman MIKE OXLEY for his commitment to this legislation, and urge all of my colleagues to vote for this common-sense motion to instruct.

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

The SPEAKER pro tempore (Mrs. BIGGERT). Without objection, the previous question is ordered on the motion.

There was no objection.

The SPEAKER pro tempore. The question is on the motion to instruct offered by the gentleman from New York (Mr. FOSELLA).

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

Mr. FOSELLA. Madam 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, further proceedings on this question will be postponed.

APPOINTMENT OF CONFEREES ON H.R. 5011, MILITARY CONSTRUCTION APPROPRIATIONS ACT, 2003

Mr. HOBSON. Madam Speaker, I ask unanimous consent to take from the Speaker's table the bill (H.R. 5011) making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 2003, and for other purposes, with a Senate amendment thereto, disagree to the Senate amendment, and agree to the conference asked by the Senate.

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

There was no objection.

MOTION TO INSTRUCT OFFERED BY MR. OLVER

Mr. OLVER. Madam Speaker, I offer a motion to instruct.

The Clerk read as follows:

Mr. OLVER moves that the managers on the part of the House on the conference of the disagreeing votes of the two Houses on the bill, H.R. 5011, be instructed to insist on the higher of House or Senate funding levels, with regard to funding for planning, design, construction, alterations and improvements of military facilities; including environmental remediation, barracks, hospitals, childcare facilities, and family housing.

The SPEAKER pro tempore. Under rule XXII, the gentleman from Massachusetts (Mr. OLVER) and the gentleman from Ohio (Mr. HOBSON) each will control 30 minutes.

The Chair recognizes the gentleman from Massachusetts (Mr. OLVER).

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

Madam Speaker, this is a straightforward motion that all Members will be able to support. It instructs the House conferees to work toward the highest funding levels possible.

Madam Speaker, as the ranking member for this subcommittee, I have visited many military installations with the chairman, the gentleman from Ohio (Mr. HOBSON), installations which are both on shore and offshore.

We both agree that there is a tremendous backlog in providing decent housing, modern workplaces, and critical security for our service men and women and their families. The needs are well beyond the funding available in either the House or the Senate bill, but I strongly believe we need to get every cent available for military construction to the Department of Defense.

I urge Members to support this motion to instruct.

Madam Speaker, I reserve the balance of my time.

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

Madam Speaker, we are willing to accept the gentleman's motion.

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

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

The SPEAKER pro tempore. Without objection, the previous question is ordered on the motion.

There was no objection.

The SPEAKER pro tempore. The question is on the motion to instruct offered by the gentleman from Massachusetts (Mr. OLVER).

The motion to instruct was agreed to.

A motion to reconsider was laid on the table.

The SPEAKER pro tempore. Without objection, the Chair appoints the following conferees: Messrs. HOBSON, WALSH, DAN MILLER of Florida, and ADERHOLT, Mrs. GRANGER, Messrs. GOODE, SKEEN, VITTER, YOUNG of Florida, OLVER, EDWARDS, FARR of California, BOYD, DICKS, and OBEY.

There was no objection.

APPOINTMENT OF CONFEREES ON H.R. 5010, DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2003

Mr. LEWIS of California. Madam Speaker, I ask unanimous consent to take from the Speaker's table the bill (H.R. 5010) making appropriations for the Department of Defense for the fiscal year ending September 30, 2003, and for other purposes, with a Senate amendment thereto, disagree to the Senate amendment, and agree to the conference asked by the Senate.

MOTION TO INSTRUCT OFFERED BY MR. OLVER

Mr. OLVER. Madam Speaker, I offer a motion to instruct.

The Clerk read as follows:

Mr. OLVER moves that the managers on the part of the House on the conference on the disagreeing votes of the two Houses on the bill, H.R. 5010, be instructed to insist on the higher funding levels permitted within the scope of conference with regard to chemical and biological defense programs, projects, and activities.

The SPEAKER pro tempore. Pursuant to rule XXII, the gentleman from Massachusetts (Mr. OLVER) and the gentleman from California (Mr. LEWIS) each will control 30 minutes.

The Chair recognizes the gentleman from Massachusetts (Mr. OLVER).

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

Madam Speaker, I offer this motion on behalf of the ranking subcommittee member, the gentleman from Pennsylvania (Mr. MURTHA), who has been detained.

Madam Speaker, it has become obvious to all that chemical and biological warfare is a clear and present danger to our country.

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The two gentlemen who lead the Subcommittee on Defense of the Committee on Appropriations, the gentleman from California (Mr. LEWIS) and the gentleman from Pennsylvania (Mr. MURTHA), have recognized this fact for many years and have steadfastly worked to increase the funding for the variety of promising technologies in development to protect us from these weapons of mass destruction. We want, through this motion, to continue this.

Madam Speaker, I reserve the balance of my time.

Mr. LEWIS of California. Madam Speaker, I yield myself such time as I may consume.

Madam Speaker, I am prepared to accept the gentleman's motion.

Madam Speaker, I yield back the balance of my time.

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

The SPEAKER pro tempore (Mrs. BIGGERT). Without objection, the previous question is ordered on the motion.

There was no objection.

The SPEAKER pro tempore. The question is on the motion to instruct offered by the gentleman from Massachusetts (Mr. OLVER).