

Shadegg
Shaw
Shays
Shuster
Skeen
Skelton
Smith (MI)
Smith (NJ)
Smith (TX)
Smith (WA)
Solomon
Souder
Spence
Stearns
Stockman

Stump
Talent
Tate
Tauzin
Taylor (MS)
Taylor (NC)
Thomas
Thornberry
Tiahart
Torkildsen
Upton
Vucanovich
Waldholtz
Walker
Walsh

NOES—173

Abercrombie
Ackerman
Baldacci
Barrett (WI)
Bateman
Becerra
Beilenson
Bentsen
Bereuter
Berman
Boehlert
Bonior
Borski
Boucher
Brown (FL)
Bryant (TX)
Cardin
Clay
Clayton
Clyburn
Coleman
Collins (IL)
Collins (MI)
Conyers
Costello
Coyne
DeFazio
DeLauro
Dellums
Deutsch
Dicks
Dingell
Dixon
Doggett
Doyle
Durbin
Engel
Eshoo
Evans
Farr
Fattah
Fazio
Filner
Flake
Foglietta
Ford
Frank (MA)
Frost
Furse
Gejdenson
Gephardt
Gibbons
Gonzalez
Green
Gutierrez
Hall (OH)
Hamilton
Hastings (FL)

NOT VOTING—9

Bishop
Brown (CA)
Cox

Fields (LA)
Jefferson
Matsui

Wamp
Watts (OK)
Weldon (FL)
Weldon (PA)
Weller
White
Whitfield
Wicker
Wolf
Young (AK)
Young (FL)
Zeliff
Zimmer

Pastor
Payne (NJ)
Payne (VA)
Pelosi
Peterson (FL)
Pickett
Pomeroy
Porter
Rahall
Rangel
Reed
Reynolds
Richardson
Rivers
Rose
Roukema
Roybal-Allard
Sabo
Sanders
Sawyer
Schroeder
Schumer
Scott
Serrano
Sisisky
Skaggs
Slaughter
Spratt
Stark
Stenholm
Stokes
Studds
Stupak
Tanner
Tejeda
Thompson
Thornton
Thurman
Torres
Torricelli
Traficant
Tucker
Velazquez
Vento
Visclosky
Volkmer
Ward
Waters
Watt (NC)
Waxman
Williams
Wilson
Wise
Woolsey
Wyden
Wynn
Yates

Morella
Rush
Towns

So the committee amendment in the nature of a substitute was agreed to.

After some further time,

13.8 CALL IN COMMITTEE

Mr. WALKER, Chairman, announced that the Committee, having had under consideration said bill, finding itself without a quorum, directed the Members to record their presence by electronic device, and the following-named Members responded—

13.9 [Roll No. 42]

ANSWERED "PRESENT"—424

Abercrombie
Ackerman
Allard
Andrews
Archer
Armev
Bachus
Baesler
Baker (CA)
Baker (LA)
Baldacci
Ballenger
Barcia
Barr
Barrett (NE)
Barrett (WI)
Bartlett
Barton
Bass
Bateman
Becerra
Beilenson
Bentsen
Bereuter
Berman
Bevill
Billbray
Billrakis
Bliley
Blute
Boehlert
Boehner
Bonilla
Bonior
Borski
Boucher
Brewster
Browder
Brown (CA)
Brown (OH)
Brownback
Bryant (TN)
Bryant (TX)
Bunn
Bunning
Burr
Burton
Buyer
Callahan
Calvert
Camp
Candy
Cardin
Castle
Chabot
Chambliss
Chapman
Chenoweth
Christensen
Chrysler
Clay
Clayton
Clement
Clinger
Clyburn
Coble
Coburn
Coleman
Collins (GA)
Collins (IL)
Collins (MI)
Combust
Condit
Conyers
Cooley
Costello
Cox
Coyne
Cramer
Crane
Crapo
Creameans
Cubin
Cunningham
Danner
Davis
de la Garza
Deal
DeFazio
DeLauro
DeLay
Dellums
Deutsch
Diaz-Balart
Dickey
Dicks
Dingell

Dixon
Doggett
Dooley
Doolittle
Dornan
Doyle
Dreier
Duncan
Dunn
Durbin
Edwards
Ehlers
Ehrlich
Emerson
Engel
English
Ensign
Eshoo
Evans
Everett
Ewing
Farr
Fattah
Fawell
Fazio
Fields (TX)
Filner
Flake
Flanagan
Foglietta
Foley
Forbes
Ford
Fowler
Fox
Franks (CT)
Franks (NJ)
Frelinghuysen
Frisa
Frost
Funderburk
Furse
Gallegly
Ganske
Gejdenson
Gekas
Gephardt
Geren
Gibbons
Gilchrest
Gillmor
Gilman
Gonzalez
Goodlatte
Goodling
Gordon
Goss
Graham
Green
Greenwood
Gunderson
Gutierrez
Gutknecht
Hall (OH)
Hall (TX)
Hamilton
Hancock
Hansen
Harman
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Hefner
Heineman
Herger
Hilleary
Hilliard
Hinchev
Hobson
Hoekstra
Hoke
Holden
Horn
Hostettler
Houghton
Hoyer
Hunter
Hutchinson
Hyde
Ingilis
Jackson-Lee
Jacobs
Jefferson
Johnson (CT)

Johnson (SD)
Johnson, E. B.
Johnson, Sam
Johnston
Jones
Kanjorski
Kaptur
Kasich
Kelly
Kennedy (MA)
Kennedy (RI)
Kennelly
Kildee
Kim
King
Kingston
Kleczka
Klink
Klug
Knollenberg
Kolbe
LaFalce
LaHood
Lantos
Largent
Latham
LaTourette
Laughlin
Lazio
Leach
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lightfoot
Lincoln
Linder
Lipinski
Livingston
LoBiondo
Lofgren
Longley
Lowe
Lucas
Luther
Maloney
Manton
Manzullo
Markey
Martinez
Martini
Mascara
Matsui
McCarthy
McCollum
McCrery
McDade
McDermott
McHale
McHugh
McInnis
McIntosh
McKeon
McKinney
McNulty
Meehan
Meek
Menendez
Metcalf
Meyers
Mfume
Mica
Miller (CA)
Miller (FL)
Mineta
Minge
Mink
Moakley
Molinar
Mollohan
Montgomery
Moorhead
Morella
Murtha
Myers
Myrick
Nadler
Neal
Nethercutt
Neumann
Ney
Norwood
Nussle
Oberstar
Obey
Olver
Ortiz

Orton
Owens
Oxley
Packard
Pallone
Parker
Pastor
Paxon
Payne (NJ)
Payne (VA)
Pelosi
Peterson (FL)
Peterson (MN)
Petri
Pickett
Pombo
Pomeroy
Porter
Poshard
Pryce
Quillen
Quinn
Radanovich
Rahall
Ramstad
Rangel
Reed
Regula
Reynolds
Richardson
Riggs
Rivers
Roberts
Roemer
Rogers
Rohrabacher
Ros-Lehtinen
Rose
Roth
Roukema
Roybal-Allard
Royce
Sabo
Salmon
Sanders

Sanford
Sawyer
Saxton
Scarborough
Schaefer
Schiff
Schroeder
Schumer
Scott
Seastrand
Sensenbrenner
Serrano
Shadegg
Shaw
Shays
Shuster
Sisisky
Skaggs
Skeen
Skelton
Slaughter
Smith (MI)
Smith (NJ)
Smith (TX)
Smith (WA)
Solomon
Souder
Spence
Spratt
Stearns
Stenholm
Stockman
Stokes
Studds
Stump
Stupak
Talent
Tanner
Tate
Tauzin
Taylor (MS)
Taylor (NC)
Tejeda
Thomas
Thompson

NOT VOTING—10

Bishop
Bono
Brown (FL)
Fields (LA)

Frank (MA)
Istook
Moran
Portman

Thornberry
Thornton
Thurman
Tiahart
Torkildsen
Torres
Torricelli
Towns
Traficant
Tucker
Upton
Velazquez
Vento
Visclosky
Volkmer
Vucanovich
Waldholtz
Walker
Walsh
Wamp
Ward
Waters
Watt (NC)
Watts (OK)
Waxman
Weldon (FL)
Weldon (PA)
Weller
White
Whitfield
Wicker
Williams
Wilson
Wise
Wolf
Woolsey
Wyden
Wynn
Yates
Young (AK)
Young (FL)
Zeliff
Zimmer

Thereupon, Mr. WALKER, Chairman, announced that 424 Members had been recorded, a quorum.

The Committee resumed its business.

13.10 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment in the nature of a substitute submitted by Mr. OWENS:

Strike all after the resolving clause and insert the following:

That the following article is proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as part of the Constitution when ratified by the legislatures of three-fourths of the several States within seven years after the date of its submission for ratification:

"ARTICLE —

"SECTION 1. Prior to each fiscal year, Congress shall, by law, adopt a statement of receipts and outlays for such fiscal year in which total outlays are not greater than total receipts. Congress may, by law, amend that statement provided revised outlays are not greater than revised receipts. Congress may provide in the statement for a specific excess of outlays over receipts by a vote directed solely to that subject in which three-fifths of the whole number of each House agree to such excess. Congress and the President shall ensure that actual outlays do not exceed the outlays set forth in such statement.

"SECTION 2. Prior to each fiscal year, the President shall transmit to Congress a proposed statement of receipts and outlays for such fiscal year consistent with the provisions of this Article.

“SECTION 3. Congress may waive the provisions of this Article for any fiscal year in which a declaration of war is in effect. The provisions of this Article may be waived for any fiscal year in which the United States faces an imminent and serious military threat to national security and is so declared by a joint resolution, adopted by a majority of the whole number of each House, which becomes law. The provisions of this Article may be waived for any fiscal year for which the President notifies the Congress that the national unemployment rate is projected to exceed 4 percentum and is so declared by a joint resolution, adopted by a majority of the whole number of each House, which becomes law.

“SECTION 4. Total receipts shall include all receipts of the United States except those derived from borrowing and total outlays shall include all outlays of the United States except those for the repayment of debt principal.

“SECTION 5. The amount of the debt of the United States held by the public as of the date this Article takes effect shall become a permanent limit on such debt and there shall be no increase in such amount unless three-fifths of the whole number of each House of Congress shall have passed a bill approving such increase and such bill has become law.

“SECTION 6. All votes taken by the House of Representatives or the Senate under this Article shall be rollcall votes.

“SECTION 7. Congress shall enforce and implement this Article by appropriate legislation.

“SECTION 8. This Article shall take effect for the fiscal year 2002 or for the second fiscal year beginning after its ratification, whichever is later.”

It was decided in the  
negative .....  
Yeas ..... 64  
Nays ..... 363  
Answered present 1

¶13.11 [Roll No. 43]  
AYES—64

- |              |               |               |
|--------------|---------------|---------------|
| Abercrombie  | Gephardt      | Payne (NJ)    |
| Becerra      | Gonzalez      | Rahall        |
| Beilenson    | Gutierrez     | Rangel        |
| Bonior       | Hastings (FL) | Reynolds      |
| Borski       | Herger        | Richardson    |
| Brown (CA)   | Hilliard      | Roybal-Allard |
| Brown (FL)   | Hinchee       | Sanders       |
| Clay         | Jackson-Lee   | Scott         |
| Clayton      | Jefferson     | Stark         |
| Clyburn      | Johnson, E.B. | Stokes        |
| Collins (IL) | Kennedy (RI)  | Thompson      |
| Collins (MI) | Lewis (GA)    | Torres        |
| Conyers      | Martinez      | Towns         |
| Coyne        | McKinney      | Tucker        |
| Dellums      | Meek          | Velazquez     |
| Dixon        | Mfume         | Waters        |
| Engel        | Miller (CA)   | Watt (NC)     |
| Evans        | Mineta        | Wise          |
| Fattah       | Mink          | Woolsey       |
| Flake        | Mollohan      | Wynn          |
| Ford         | Olver         |               |
| Frank (MA)   | Owens         |               |

NOES—363

- |              |             |             |
|--------------|-------------|-------------|
| Ackerman     | Bereuter    | Burr        |
| Allard       | Berman      | Burton      |
| Andrews      | Bevill      | Buyer       |
| Archer       | Bilbray     | Callahan    |
| Armey        | Billirakis  | Calvert     |
| Bachus       | Bliley      | Camp        |
| Baesler      | Blute       | Canady      |
| Baker (CA)   | Boehlert    | Cardin      |
| Baker (LA)   | Boehner     | Castle      |
| Baldacci     | Bonilla     | Chabot      |
| Ballenger    | Bono        | Chambliss   |
| Barcia       | Boucher     | Chapman     |
| Barr         | Brewster    | Chenoweth   |
| Barrett (NE) | Browder     | Christensen |
| Barrett (WI) | Brown (OH)  | Chrysler    |
| Bartlett     | Brownback   | Clement     |
| Barton       | Bryant (TN) | Clinger     |
| Bass         | Bryant (TX) | Coble       |
| Bateman      | Bunn        | Coburn      |
| Bentsen      | Bunning     | Coleman     |

- |               |               |               |
|---------------|---------------|---------------|
| Collins (GA)  | Hutchinson    | Peterson (MN) |
| Combest       | Hyde          | Petri         |
| Condit        | Inglis        | Pickett       |
| Cooley        | Istook        | Pombo         |
| Costello      | Jacobs        | Pomeroy       |
| Cox           | Johnson (CT)  | Porter        |
| Cramer        | Johnson (SD)  | Portman       |
| Crane         | Johnson, Sam  | Poshard       |
| Crapo         | Johnston      | Pryce         |
| Creameans     | Jones         | Quillen       |
| Cubin         | Kanjorski     | Quinn         |
| Cunningham    | Kaptur        | Radanovich    |
| Danner        | Kasich        | Ranstad       |
| Davis         | Kelly         | Reed          |
| de la Garza   | Kennedy (MA)  | Regula        |
| Deal          | Kennelly      | Riggs         |
| DeFazio       | Kildee        | Rivers        |
| DeLauro       | Kim           | Roberts       |
| DeLay         | King          | Roemer        |
| Deutsch       | Kingston      | Rogers        |
| Diaz-Balart   | Klecza        | Rohrabacher   |
| Dickey        | Klink         | Ros-Lehtinen  |
| Dicks         | Klug          | Rose          |
| Dingell       | Knollenberg   | Roth          |
| Doggett       | Kolbe         | Roukema       |
| Dooley        | LaFalce       | Royce         |
| Doolittle     | LaHood        | Sabo          |
| Dornan        | Lantos        | Salmon        |
| Doyle         | Largent       | Sanford       |
| Dreier        | Latham        | Sawyer        |
| Duncan        | LaTourette    | Saxton        |
| Dunn          | Laughlin      | Scarborough   |
| Durbin        | Lazio         | Schaefer      |
| Edwards       | Leach         | Schiff        |
| Ehlers        | Levin         | Schroeder     |
| Ehrlich       | Lewis (CA)    | Schumer       |
| Emerson       | Lewis (KY)    | Seastrand     |
| English       | Lightfoot     | Sensenbrenner |
| Ensign        | Lincoln       | Serrano       |
| Eshoo         | Linder        | Shadegg       |
| Everett       | Lipinski      | Shaw          |
| Ewing         | Livingston    | Shays         |
| Farr          | LoBiondo      | Shuster       |
| Fawell        | Lofgren       | Sisisky       |
| Fazio         | Longley       | Skaggs        |
| Fields (TX)   | Lowey         | Skeen         |
| Filner        | Lucas         | Skelton       |
| Flanagan      | Luther        | Slaughter     |
| Foglietta     | Maloney       | Smith (MI)    |
| Foley         | Manton        | Smith (NJ)    |
| Forbes        | Manzullo      | Smith (TX)    |
| Fowler        | Markey        | Smith (WA)    |
| Fox           | Martini       | Solomon       |
| Franks (CT)   | Mascara       | Souder        |
| Franks (NJ)   | Matsui        | Spence        |
| Frelinghuysen | McCarthy      | Spratt        |
| Frisa         | McCollum      | Stearns       |
| Frost         | McCrery       | Stenholm      |
| Funderburk    | McDade        | Stockman      |
| Furse         | McDermott     | Studds        |
| Gallegly      | McHale        | Stump         |
| Ganske        | McHugh        | Stupak        |
| Gejdenson     | McInnis       | Talent        |
| Gekas         | McIntosh      | Tanner        |
| Geren         | McKeon        | Tate          |
| Gibbons       | McNulty       | Tauzin        |
| Gilchrest     | Meehan        | Taylor (MS)   |
| Gillmor       | Menendez      | Taylor (NC)   |
| Gilman        | Metcalfe      | Tejeda        |
| Goodlatte     | Meyers        | Thomas        |
| Goodling      | Mica          | Thornberry    |
| Gordon        | Miller (FL)   | Thorton       |
| Goss          | Minge         | Thurman       |
| Graham        | Moakley       | Tiahrt        |
| Green         | Molinari      | Torkildsen    |
| Greenwood     | Montgomery    | Torrice       |
| Gunderson     | Moorhead      | Traficant     |
| Gutknecht     | Morella       | Upton         |
| Hall (OH)     | Murtha        | Vento         |
| Hall (TX)     | Myers         | Visclosky     |
| Hamilton      | Myrick        | Volkmer       |
| Hancock       | Nadler        | Vucanovich    |
| Hansen        | Neal          | Waldholtz     |
| Harman        | Nethercutt    | Walker        |
| Hastert       | Ney           | Wamp          |
| Hastings (WA) | Norwood       | Ward          |
| Hayes         | Nussle        | Watts (OK)    |
| Hayworth      | Oberstar      | Waxman        |
| Hefley        | Obey          | Weldon (FL)   |
| Hefner        | Ortiz         | Weldon (PA)   |
| Heineman      | Orton         | Weller        |
| Hilleary      | Oxley         | White         |
| Hobson        | Packard       | Whitfield     |
| Hoekstra      | Pallone       | Wicker        |
| Hoke          | Parker        | Williams      |
| Holden        | Pastor        | Wilson        |
| Horn          | Paxon         | Wolf          |
| Hostettler    | Payne (VA)    |               |
| Houghton      | Pelosi        |               |
| Hoyer         | Peterson (FL) |               |

- |                      |            |        |
|----------------------|------------|--------|
| Wyden                | Young (AK) | Zeliff |
| Yates                | Young (FL) | Zimmer |
| ANSWERED “PRESENT”—1 |            |        |
| Neumann              |            |        |
| NOT VOTING—6         |            |        |
| Bishop               | Hunter     | Rush   |
| Fields (LA)          | Moran      | Walsh  |

So the amendment in the nature of a substitute was not agreed to. After some further time,

¶13.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment in the nature of a substitute submitted by Mr. WISE:

Strike all after the resolving clause and insert the following:

That the following article is proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as part of the Constitution when ratified by the legislatures of three-fourths of the several States within seven years after the date of its submission for ratification:

“ARTICLE—

“SECTION 1. Total outlays of the operating funds of the United States for any fiscal year shall not exceed total receipts to those funds for that fiscal year plus any operating fund balances carried over from previous fiscal years.

“SECTION 2. The Congress may waive the provisions of this article for any fiscal year in which a declaration of war is in effect. The provisions of this article may be waived for any fiscal year in which the United States is engaged in military conflict which causes an imminent and serious military threat to national security and is so declared by a joint resolution adopted by a majority of the whole number of each House of the Congress, that becomes law. If real economic growth has been or will be negative for two consecutive quarters, Congress may by law waive the article for the current and the next fiscal year.

“SECTION 3. Not later than the first Monday in February in each calendar year, the President shall transmit to the Congress a proposed budget for the United States Government for the fiscal year beginning in that calendar year in which total outlays of the operating funds of the United States for that fiscal year shall not exceed total receipts to those funds for that fiscal year.

“SECTION 4. Total receipts of the operating funds shall exclude those derived from net borrowing. Total outlays of the operating funds of the United States shall exclude those for repayment of debt principal and for capital investments in physical infrastructure that provide long-term economic returns but shall include an annual debt servicing charge. The receipts (including attributable interest) and outlays of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund shall not be counted as receipts or outlays for purposes of this article.

“SECTION 5. This article shall be implemented and enforced only in accordance with appropriate legislation enacted by Congress, which may rely on estimates of outlays and receipts.

“SECTION 6. This section and section 5 of this article shall take effect upon ratification. All other sections of this article shall take effect beginning with fiscal year 2002 or the second fiscal year beginning after its ratification, whichever is later.”