

(5) The term "tax incentive" means any deduction, credit, preference, or exemption from gross income, or any deferral of tax liability, causing tax revenues to be forgone as inducement for taxpayers to pursue or forbear from certain actions or activities.

It was decided in the } Yeas ..... 175  
negative ..... } Nays ..... 243

¶19.7 [Roll No. 89]  
AYES—175

Abercrombie	Gibbons	Ortiz
Ackerman	Gonzalez	Orton
Andrews	Gordon	Owens
Baessler	Green	Pallone
Baldacci	Gutierrez	Payne (NJ)
Barrett (WI)	Hall (OH)	Payne (VA)
Beilenson	Hall (TX)	Pelosi
Bentsen	Hamilton	Peterson (FL)
Berman	Harman	Peterson (MN)
Bevill	Hastings (FL)	Pickett
Bishop	Hefner	Pomeroy
Bonior	Hilliard	Rahall
Borski	Hinchev	Rangel
Brewster	Holden	Reed
Browder	Jackson-Lee	Reynolds
Brown (CA)	Jacobs	Richardson
Brown (FL)	Jefferson	Rivers
Brown (OH)	Johnson (SD)	Roemer
Bryant (TX)	Johnson, E. B.	Roybal-Allard
Chapman	Johnston	Rush
Clay	Kanjorski	Sabo
Clayton	Kaptur	Sanders
Clement	Kennedy (MA)	Sawyer
Clyburn	Kennedy (RI)	Schroeder
Coleman	Kennedy	Schumer
Collins (IL)	Kildee	Scott
Condit	Kleccka	Serrano
Coyne	LaFalce	Skaggs
Cramer	Lantos	Skelton
Danner	Laughlin	Slaughter
De la Garza	Lewis (GA)	Spratt
Deal	Lincoln	Stark
DeFazio	Lofgren	Stenholm
DeLauro	Lowe	Stokes
Dellums	Luther	Studds
Deutsch	Maloney	Stupak
Dicks	Manton	Tanner
Dingell	Markey	Tauzin
Doggett	Mascara	Taylor (MS)
Dooley	Matsui	Tejeda
Doyle	McCarthy	Thompson
Durbin	McDermott	Thornton
Edwards	McHale	Thurman
Engel	McKinney	Torricelli
Eshoo	Meehan	Trafficant
Farr	Meek	Tucker
Fattah	Menendez	Velazquez
Fazio	Mfume	Vento
Fields (LA)	Miller (CA)	Visclosky
Filner	Mineta	Volkmer
Flake	Minge	Ward
Foglietta	Mollohan	Waters
Ford	Montgomery	Williams
Frank (MA)	Moran	Wilson
Frost	Nadler	Wise
Furse	Neal	Wyden
Gejdenson	Oberstar	Yates
Gephardt	Obey	
Geran	Olver	

NOES—243

Allard	Bunning	Cubin
Archer	Burr	Cunningham
Armey	Burton	Davis
Bachus	Buyer	DeLay
Baker (CA)	Callahan	Diaz-Balart
Baker (LA)	Calvert	Dickey
Ballenger	Camp	Dixon
Barcia	Canady	Doolittle
Barr	Cardin	Dornan
Barrett (NE)	Castle	Dreier
Barton	Chabot	Duncan
Bass	Chambliss	Dunn
Bateman	Chenoweth	Ehlers
Bereuter	Christensen	Ehrlich
Bilbray	Chrysler	Emerson
Bilirakis	Clinger	English
Bliley	Coble	Ensign
Blute	Coburn	Evans
Boehler	Combest	Everett
Boehner	Conyers	Ewing
Bonilla	Cooley	Fawell
Bono	Costello	Fields (TX)
Boucher	Cox	Flanagan
Brownback	Crane	Foley
Bryant (TN)	Crapo	Forbes
Bunn	Cremins	Fowler

Fox	Lewis (CA)	Ros-Lehtinen
Franks (CT)	Lewis (KY)	Rose
Franks (NJ)	Lightfoot	Roth
Frelinghuysen	Linder	Roukema
Frisa	Lipinski	Royce
Funderburk	Livingston	Salmon
Galleghy	LoBiondo	Sanford
Ganske	Longley	Saxton
Gekas	Lucas	Scarborough
Gilchrest	Manzullo	Schaefer
Gillmor	Martinez	Schiff
Gilman	Martini	Seastrand
Goodlatte	McCollum	Sensenbrenner
Goodling	McCrery	Shadegg
Goss	McDade	Shaw
Graham	McHugh	Shays
Greenwood	McInnis	Shuster
Gutknecht	McIntosh	Skeen
Hancock	McKeon	Smith (MI)
Hansen	McNulty	Smith (NJ)
Hastert	Meyers	Smith (TX)
Hastings (WA)	Mica	Smith (WA)
Hayes	Miller (FL)	Solomon
Hayworth	Mink	Souder
Hefley	Molinari	Spence
Heineman	Moorhead	Stearns
Hergert	Morella	Stump
Hilleary	Murtha	Talent
Hobson	Myers	Tate
Hoekstra	Myrick	Taylor (NC)
Hoke	Nethercutt	Thomas
Horn	Neumann	Thornberry
Hostettler	Ney	Tiahrt
Houghton	Norwood	Torkildsen
Hunter	Nussle	Torres
Hutchinson	Oxley	Upton
Hyde	Packard	Vucanovich
Inglis	Parker	Waldholtz
Johnson (CT)	Pastor	Walker
Johnson, Sam	Paxon	Walsh
Jones	Petri	Wamp
Kasich	Pombo	Watt (NC)
Kim	Porter	Watts (OK)
King	Portman	Weldon (FL)
Kingston	Poshard	Weldon (PA)
Klink	Pryce	Weller
Klug	Quillen	White
Knollenberg	Quinn	Whitfield
Kolbe	Radanovich	Wicker
LaHood	Ramstad	Wolf
Latham	Regula	Wynn
LaTourette	Riggs	Young (AK)
Lazio	Roberts	Young (FL)
Leach	Rogers	Zeliff
Levin	Rohrabacher	Zimmer

NOT VOTING—16

Bartlett	Istook	Stockman
Becerra	Kelly	Towns
Collins (GA)	Largent	Waxman
Collins (MI)	Metcalfe	Woolsey
Gunderson	Moakley	
Hoyer	Sisisky	

So the amendment was not agreed to. After some further time,

¶19.8 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 enacting clause and insert the following:

**SECTION 1. EXPEDITED CONSIDERATION OF CERTAIN PROPOSED RESCISSIONS AND TARGETED TAX BENEFITS.**

(a) IN GENERAL.—Section 1012 of the Congressional Budget and Impoundment Control Act of 1974 (2 U.S.C. 683) is amended to read as follows:

**"EXPEDITED CONSIDERATION OF CERTAIN PROPOSED RESCISSIONS**

**"SEC. 1012. (a) PROPOSED RESCISSION OF BUDGET AUTHORITY OR REPEAL OF TARGETED TAX BENEFITS.—**The President may propose, at the time and in the manner provided in subsection (b), the rescission of any budget authority provided in an appropriation Act or repeal of any targeted tax benefit provided in any revenue Act. If the President proposes a rescission of budget authority, he may also propose to reduce the appropriate discretionary spending limit set forth in sec-

tion 601(a)(2) of the Congressional Budget Act of 1974 by an amount that does not exceed the amount of the proposed rescission. Funds made available for obligation under this procedure may not be proposed for rescission again under this section.

**"(b) TRANSMITTAL OF SPECIAL MESSAGE.—**

**"(1)** The President may transmit to Congress a special message proposing to rescind amounts of budget authority or to repeal any targeted tax benefit and include with that special message a draft bill that, if enacted, would only rescind that budget authority or repeal that targeted tax benefit unless the President also proposes a reduction in the appropriate discretionary spending limit set forth in section 601(a)(2) of the Congressional Budget Act of 1974. That bill shall clearly identify the amount of budget authority that is proposed to be rescinded for each program, project, or activity to which that budget authority relates or the targeted tax benefit proposed to be repealed, as the case may be. A targeted tax benefit may only be proposed to be repealed under this section during the 10-legislative-day period commencing on the day after the date of enactment of the provision proposed to be repealed.

**"(2)** In the case of an appropriation Act that includes accounts within the jurisdiction of more than one subcommittee of the Committee on Appropriations, the President in proposing to rescind budget authority under this section shall send a separate special message and accompanying draft bill for accounts within the jurisdiction of each such subcommittee.

**"(3)** Each special message shall specify, with respect to the budget authority proposed to be rescinded, the following—

**"(A)** the amount of budget authority which he proposes to be rescinded;

**"(B)** any account, department, or establishment of the Government to which such budget authority is available for obligation, and the specific project or governmental functions involved;

**"(C)** the reasons why the budget authority should be rescinded;

**"(D)** to the maximum extent practicable, the estimated fiscal, economic, and budgetary effect (including the effect on outlays and receipts in each fiscal year) of the proposed rescission;

**"(E)** all facts, circumstances, and considerations relating to or bearing upon the proposed rescission and the decision to effect the proposed rescission, and to the maximum extent practicable, the estimated effect of the proposed rescission upon the objects, purposes, and programs for which the budget authority is provided; and

**"(F)** a reduction in the appropriate discretionary spending limit set forth in section 601(a)(2) of the Congressional Budget Act of 1974, if proposed by the President.

Each special message shall specify, with respect to the proposed repeal of targeted tax benefits, the information required by subparagraphs (C), (D), and (E), as it relates to the proposed repeal.

**"(c) PROCEDURES FOR EXPEDITED CONSIDERATION.—**

**"(1)(A)** Before the close of the second legislative day of the House of Representatives after the date of receipt of a special message transmitted to Congress under subsection (b), the majority leader or minority leader of the House of Representatives shall introduce (by request) the draft bill accompanying that special message. If the bill is not introduced as provided in the preceding sentence, then, on the third legislative day of the House of Representatives after the date of receipt of that special message, any Member of that House may introduce the bill.

**"(B)** The bill shall be referred to the Committee on Appropriations or the Committee

on Ways and Means of the House of Representatives, as applicable. The committee shall report the bill without substantive revision and with or without recommendation. The bill shall be reported not later than the seventh legislative day of that House after the date of receipt of that special message. If that committee fails to report the bill within that period, that committee shall be automatically discharged from consideration of the bill, and the bill shall be placed on the appropriate calendar.

“(C) During consideration under this paragraph, any Member of the House of Representatives may move to strike any proposed rescission or rescissions of budget authority or any proposed repeal of a targeted tax benefit, as applicable, if supported by 49 other Members.

“(D) A vote on final passage of the bill shall be taken in the House of Representatives on or before the close of the 10th legislative day of that House after the date of the introduction of the bill in that House. If the bill is passed, the Clerk of the House of Representatives shall cause the bill to be engrossed, certified, and transmitted to the Senate within one calendar day of the day on which the bill is passed.

“(2)(A) A motion in the House of Representatives to proceed to the consideration of a bill under this section shall be highly privileged and not debatable. An amendment to the motion shall not be in order, nor shall it be in order to move to reconsider the vote by which the motion is agreed to or disagreed to.

“(B) Debate in the House of Representatives on a bill under this section shall not exceed 4 hours, which shall be divided equally between those favoring and those opposing the bill. A motion further to limit debate shall not be debatable. It shall not be in order to move to recommit a bill under this section or to move to reconsider the vote by which the bill is agreed to or disagreed to.

“(C) Appeals from decisions of the Chair relating to the application of the Rules of the House of Representatives to the procedure relating to a bill under this section shall be decided without debate.

“(D) Except to the extent specifically provided in the preceding provisions of this subsection, consideration of a bill under this section shall be governed by the Rules of the House of Representatives. It shall not be in order in the House of Representatives to consider any rescission bill introduced pursuant to the provisions of this section under a suspension of the rules or under a special rule.

“(3)(A) A bill transmitted to the Senate pursuant to paragraph (1)(D) shall be referred to its Committee on Appropriations or Committee on Finance, as applicable. That committee shall report the bill without substantive revision and with or without recommendation. The bill shall be reported not later than the seventh legislative day of the Senate after it receives the bill. A committee failing to report the bill within such period shall be automatically discharged from consideration of the bill, and the bill shall be placed upon the appropriate calendar.

“(B) During consideration under this paragraph, any Member of the Senate may move to strike any proposed rescission or rescissions of budget authority or any proposed repeal of a targeted tax benefit, as applicable, if supported by 14 other Members.

“(4)(A) A motion in the Senate to proceed to the consideration of a bill under this section shall be privileged and not debatable. An amendment to the motion shall not be in order, nor shall it be in order to move to reconsider the vote by which the motion is agreed to or disagreed to.

“(B) Debate in the Senate on a bill under this section, and all debatable motions and

appeals in connection therewith (including debate pursuant to subparagraph (C)), shall not exceed 10 hours. The time shall be equally divided between, and controlled by, the majority leader and the minority leader or their designees.

“(C) Debate in the Senate on any debatable motion or appeal in connection with a bill under this section shall be limited to not more than 1 hour, to be equally divided between, and controlled by, the mover and the manager of the bill, except that in the event the manager of the bill is in favor of any such motion or appeal, the time in opposition thereto, shall be controlled by the minority leader or his designee. Such leaders, or either of them, may, from time under their control on the passage of a bill, allot additional time to any Senator during the consideration of any debatable motion or appeal.

“(D) A motion in the Senate to further limit debate on a bill under this section is not debatable. A motion to recommit a bill under this section is not in order.

“(d) AMENDMENTS AND DIVISIONS PROHIBITED.—Except as otherwise provided by this section, no amendment to a bill considered under this section shall be in order in either the House of Representatives or the Senate. It shall not be in order to demand a division of the question in the House of Representatives (or in a Committee of the Whole) or in the Senate. No motion to suspend the application of this subsection shall be in order in either House, nor shall it be in order in either House to suspend the application of this subsection by unanimous consent.

“(e) REQUIREMENT TO MAKE AVAILABLE FOR OBLIGATION.—(1) Any amount of budget authority proposed to be rescinded in a special message transmitted to Congress under subsection (b) shall be made available for obligation on the day after the date on which either House rejects the bill transmitted with that special message.

“(2) Any targeted tax benefit proposed to be repealed under this section as set forth in a special message transmitted by the President shall not be deemed repealed unless the bill transmitted with that special message is enacted into law.

“(f) DEFINITIONS.—For purposes of this section—

“(1) the term ‘appropriation Act’ means any general or special appropriation Act, and any Act or joint resolution making supplemental, deficiency, or continuing appropriations;

“(2) the term ‘legislative day’ means, with respect to either House of Congress, any day of session; and

“(3) the term ‘targeted tax benefit’ means any provision of a revenue or reconciliation Act determined by the President to provide a Federal tax deduction, credit, exclusion, preference, or other concession to 100 or fewer beneficiaries. Any partnership, limited partnership, trust, or S corporation, and any subsidiary or affiliate of the same parent corporation, shall be deemed and counted as a single beneficiary regardless of the number of partners, limited partners, beneficiaries, shareholders, or affiliated corporate entities”.

(b) EXERCISE OF RULEMAKING POWERS.—Section 904 of the Congressional Budget Act of 1974 (2 U.S.C. 621 note) is amended—

(1) in subsection (a), by striking “and 1017” and inserting “1012, and 1017”; and

(2) in subsection (d), by striking “section 1017” and inserting “sections 1012 and 1017”; and

(c) CONFORMING AMENDMENTS.—

(1) Section 1011 of the Congressional Budget Act of 1974 (2 U.S.C. 682(5)) is amended by repealing paragraphs (3) and (5) and by redesignating paragraph (4) as paragraph (3).

(2) Section 1014 of such Act (2 U.S.C. 685) is amended—

(A) in subsection (b)(1), by striking “or the reservation”; and

(B) in subsection (e)(1), by striking “or a reservation” and by striking “or each such reservation”.

(3) Section 1015(a) of such Act (2 U.S.C. 686) is amended by striking “is to establish a reserve or”, by striking “the establishment of such a reserve or”, and by striking “reserve or” each other place it appears.

(4) Section 1017 of such Act (2 U.S.C. 687) is amended—

(A) in subsection (a), by striking “rescission bill introduced with respect to a special message or”; and

(B) in subsection (b)(1), by striking “rescission bill or”, by striking “bill or” the second place it appears, by striking “rescission bill with respect to the same special message or”, and by striking “, and the case may be,”;

(C) in subsection (b)(2), by striking “bill or” each place it appears;

(D) in subsection (c), by striking “rescission” each place it appears and by striking “bill or” each place it appears;

(E) in subsection (d)(1), by striking “rescission bill or” and by striking “, and all amendments thereto (in the case of a rescission bill)”;

(F) in subsection (d)(2)—

(i) by striking the first sentence;

(ii) by amending the second sentence to read as follows: “Debate on any debatable motion or appeal in connection with an impoundment resolution shall be limited to 1 hour, to be equally divided between, and controlled by, the mover and the manager of the resolution, except that in the event that the manager of the resolution is in favor of any such motion or appeal, the time in opposition thereto shall be controlled by the minority leader or his designee.”;

(iii) by striking the third sentence; and

(iv) in the fourth sentence, by striking “amendment, debatable motion,” and by inserting “debatable motion”;

(G) in paragraph (d)(3), by striking the second and third sentences; and

(H) by striking paragraphs (4), (5), (6), and (7) of paragraph (d).

(d) CLERICAL AMENDMENTS.—The item relating to section 1012 in the table of sections for subpart B of title X of the Congressional Budget and Impoundment Control Act of 1974 is amended to read as follows:

“Sec. 1012. Expedited consideration of certain proposed rescissions and targeted tax benefits.”

It was decided in the } Yeas ..... 167  
negative ..... } Nays ..... 246

¶19.9 [Roll No. 90]  
AYES—167

Ackerman	Costello	Furse
Baldacci	Cramer	Gejdenson
Barcia	DeFazio	Gephardt
Beilenson	DeLauro	Gilman
Bentsen	Dellums	Gonzalez
Berman	Dicks	Gordon
Bevill	Dingell	Green
Bishop	Dixon	Hall (OH)
Bonior	Doggett	Hamilton
Borski	Dooley	Harman
Boucher	Doyle	Hastings (FL)
Browder	Durbin	Hayes
Brown (CA)	Edwards	Hefner
Brown (FL)	Engel	Hilliard
Brown (OH)	Eshoo	Hinchee
Bryant (TX)	Farr	Holden
Burton	Fattah	Hoyer
Cardin	Fazio	Jackson-Lee
Clay	Fields (LA)	Jacobs
Clayton	Filner	Jefferson
Clement	Flake	Johnson (SD)
Clyburn	Foglietta	Johnson, E. B.
Coleman	Ford	Kanjorski
Collins (IL)	Frank (MA)	Kaptur
Conyers	Frost	Kennedy (MA)