

Moran Rivers Tejada
 Murtha Roemer Thompson
 Nadler Rose Thornton
 Neal Roukema Thurman
 Oberstar Roybal-Allard Torres
 Obey Rush Torricelli
 Olver Sabo Towns
 Ortiz Sanders Traficant
 Orton Sawyer Tucker
 Owens Schroeder Velazquez
 Pallone Schumer Vento
 Parker Scott Visclosky
 Pastor Serrano Volkmer
 Payne (NJ) Sisisky Ward
 Payne (VA) Skaggs Waters
 Pelosi Skelton Watt (NC)
 Peterson (FL) Slaughter Waxman
 Peterson (MN) Spratt Williams
 Pickett Stenholm Wilson
 Pomeroy Stokes Wise
 Poshard Studts Woolsey
 Rahall Stupak Wyden
 Rangel Tanner Wynn
 Reed Tuzin Yates
 Richardson Taylor (MS)

NOT VOTING—2

Reynolds Stark

So the previous question on the resolution was ordered.

The question being put, *viva voce*, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. GOODLATTE, announced that the yeas had it.

Mr. MOAKLEY objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present, The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 228
 Nays 204

¶56.8 [Roll No. 290]
 AYES—228

Allard Crane Hansen
 Archer Crapo Hastert
 Arney Creameans Hastings (WA)
 Bachus Cubin Hayes
 Baker (CA) Cunningham Hayworth
 Baker (LA) Deal Hefley
 Ballenger DeLay Heineman
 Barr Diaz-Balart Herger
 Barrett (NE) Dickey Hilleary
 Bartlett Doolittle Hobson
 Barton Dornan Hoekstra
 Bass Dreier Hoke
 Bateman Duncan Hostettler
 Bevill Dunn Houghton
 Bilirakis Ehlers Hunter
 Bliley Emerson Hutchinson
 Blute English Hyde
 Boehlert Ensign Inglis
 Boehner Everett Istook
 Bonilla Ewing Johnson (CT)
 Bono Fawell Johnson, Sam
 Brownback Fields (TX) Jones
 Bryant (TN) Flanagan Kasich
 Bunn Foley Kelly
 Bunning Forbes Kim
 Burr Fowler King
 Burton Fox Kingston
 Buyer Franks (CT) Klug
 Callahan Franks (NJ) Knollenberg
 Calvert Frelinghuysen Kolbe
 Camp Frisa Largent
 Canady Funderburk Latham
 Castle Gallegly LaTourette
 Chabot Gekas Laughlin
 Chambliss Geren Lazio
 Chenoweth Gilchrest Leach
 Christensen Gillmor Lewis (CA)
 Chrysler Gilman Lewis (KY)
 Clinger Gingrich Lightfoot
 Coble Goodlatte Linder
 Coburn Goodling Livingston
 Collins (GA) Goss LoBiondo
 Combest Graham Longley
 Cooley Greenwood Lucas
 Cox Gutknecht Manzullo
 Cramer Hancock Martini

McCollum Quinn Spence
 McCreery Radanovich Stearns
 McDade Ramstad Stockman
 McHugh Regula Stump
 McInnis Riggs Talent
 McIntosh Roberts Tate
 McKeon Rogers Tauzin
 Metcalf Rohrabacher Taylor (NC)
 Meyers Ros-Lehtinen Thomas
 Mica Roth Thornberry
 Miller (FL) Royce Tiahrt
 Molinari Salmon Torkildsen
 Moorhead Sanford Traficant
 Myers Saxton Upton
 Myrick Scarborough Vucanovich
 Nethercutt Schaefer Waldholtz
 Neumann Schiff Walker
 Ney Seastrand Walsh
 Norwood Sensenbrenner Wamp
 Nussle Shadegg Watts (OK)
 Oxley Shaw Weldon (FL)
 Packard Shays Weldon (PA)
 Parker Shuster Weller
 Paxon Skeen White
 Petri Smith (MI) Whitfield
 Pombo Smith (NJ) Wicker
 Porter Smith (TX) Young (AK)
 Portman Smith (WA) Young (FL)
 Pryce Solomon Zeliff
 Quillen Souder Zimmer

NOES—204

Abercrombie Gephardt Neal
 Ackerman Gibbons Oberstar
 Andrews Gonzalez Obey
 Baesler Gordon Olver
 Baldacci Green Ortiz
 Barcia Gunderson Orton
 Barrett (WI) Gutierrez Owens
 Becerra Hall (OH) Pallone
 Beilenson Hall (TX) Pastor
 Bentsen Hamilton Payne (NJ)
 Bereuter Harman Payne (VA)
 Berman Hastings (FL) Pelosi
 Bilbray Hefner Peterson (FL)
 Bishop Hilliard Peterson (MN)
 Bonior Hinchey Pickett
 Borski Holden Poshard
 Boucher Horn Rahall
 Brewster Hoyer Rangel
 Browder Jackson-Lee Reed
 Brown (CA) Jacobs Richardson
 Brown (FL) Jefferson Rivers
 Brown (OH) Johnson (SD) Roemer
 Bryant (TX) Johnson, E. B. Rose
 Cardin Johnston Roukema
 Chapman Kanjorski Roybal-Allard
 Clay Kaptur Rush
 Clayton Kennedy (MA) Sabo
 Clement Kennedy (RI) Sanders
 Clyburn Kennelly Sawyer
 Coleman Kildee Schroeder
 Collins (IL) Kleczka Schumer
 Collins (MI) Klink Scott
 Condit LaFalce Serrano
 Conyers LaHood Sisisky
 Costello Lantos Skaggs
 Coyne Levin Skelton
 Danner Danner Lewis (GA)
 Davis Lincoln Spratt
 de la Garza Lipinski Stark
 DeFazio Lofgren Stenholm
 DeLauro Lowey Stokes
 Dellums Luther Studds
 Deutsch Maloney Stupak
 Dicks Manton Tanner
 Dingell Markey Taylor (MS)
 Dixon Martinez Tejada
 Doggett Mascara Thompson
 Dooley Matsui Thornton
 Doyle McCarthy Thurman
 Durbin McDermott Torres
 Edwards McHale Torricelli
 Ehrlich McKinney Towns
 Engel McNulty Tucker
 Eshel Meehan Velazquez
 Evans Meek Vento
 Fattah Menendez Visclosky
 Fazio Miller (CA) Volkmer
 Fields (LA) Mineta Ward
 Filner Minge Watt (NC)
 Flake Mink Waxman
 Foglietta Moakley Williams
 Ford Molloy Wilson
 Frank (MA) Montgomery Wise
 Frost Moran Wolf
 Furse Morella Woolsey
 Ganske Murtha Wyden
 Gejdenson Nadler Wynn
 Yates

NOT VOTING—3

Pomeroy Reynolds Waters

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶56.9 TAX FAIRNESS AND DEFICIT REDUCTION

The SPEAKER pro tempore, Mr. GOODLATTE, pursuant to House Resolution 128 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1215) to amend the Internal Revenue Code of 1986 to strengthen the American family and create jobs.

The SPEAKER pro tempore, Mr. GOODLATTE, by unanimous consent, designated Mr. BOEHNER as Chairman of the Committee of the Whole; and after some time spent therein,

¶56.10 CALL IN COMMITTEE

Mr. BOEHNER, 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—

¶56.11 [Roll No. 291]

Abercrombie	Chenoweth	Eshoo
Ackerman	Christensen	Evans
Allard	Chrysler	Everett
Andrews	Clay	Ewing
Archer	Clayton	Farr
Armey	Clement	Fattah
Bachus	Clinger	Fawell
Baesler	Clyburn	Fazio
Baker (CA)	Coble	Fields (LA)
Baker (LA)	Coburn	Fields (TX)
Baldacci	Coleman	Filner
Ballenger	Collins (GA)	Flake
Barcia	Collins (IL)	Flanagan
Barr	Collins (MI)	Foglietta
Barrett (NE)	Combust	Foley
Barrett (WI)	Condit	Forbes
Bartlett	Conyers	Ford
Barton	Cooley	Fowler
Bass	Costello	Fox
Bateman	Cox	Franks (CT)
Becerra	Coyne	Franks (NJ)
Beilenson	Crane	Frelinghuysen
Bentsen	Crapo	Frist
Bereuter	Creameans	Frost
Bevill	Cubin	Funderburk
Bilbray	Cunningham	Furse
Bilirakis	Davis	Gallegly
Bliley	de la Garza	Ganske
Blute	Deal	Gejdenson
Boehlert	DeFazio	Gekas
Boehner	DeLauro	Gephardt
Bonilla	DeLay	Geren
Bono	Dellums	Gibbons
Brownback	Deutsch	Gilchrest
Bryant (TN)	Diaz-Balart	Gillmor
Bunn	Dickey	Gilman
Bunning	Dicks	Gonzalez
Burr	Dingell	Goodlatte
Burton	Dixon	Goodling
Buyer	Brown (OH)	Gordon
Callahan	Doggett	Goss
Calvert	Dooley	Graham
Camp	Doolittle	Green
Canady	Duncan	Greenwood
Castle	Dreier	Gunderson
Chabot	Dunham	Gutierrez
Chambliss	Dunn	Gutknecht
Chenoweth	Durbin	Hall (OH)
Christensen	Edwards	Hall (TX)
Chrysler	Ehlers	Hamilton
Clinger	Ehrlich	Hancock
Coble	Emerson	Hansen
Coburn	Engel	Harman
Collins (GA)	English	Hastert
Combest	Ensign	Hastings (FL)
Cooley		
Cox		
Cramer		

Hastings (WA)	McHale	Scarborough
Hayes	McHugh	Schaefer
Hayworth	McInnis	Schiff
Hefley	McIntosh	Schroeder
Hefner	McKeon	Schumer
Heineman	McKinney	Scott
Herger	McNulty	Sensenbrenner
Hilleary	Meehan	Serrano
Hilliard	Meek	Shadegg
Hinchee	Menendez	Shaw
Hobson	Metcalfe	Shays
Hoekstra	Meyers	Shuster
Hoke	Mfume	Sisisky
Holden	Mica	Skaggs
Horn	Miller (CA)	Skeen
Hostettler	Miller (FL)	Skelton
Houghton	Mineta	Slaughter
Hoyer	Minge	Smith (MI)
Hunter	Mink	Smith (NJ)
Hutchinson	Moakley	Smith (TX)
Hyde	Molinari	Smith (WA)
Inglis	Mollohan	Solomon
Istook	Montgomery	Souder
Jackson-Lee	Moorhead	Spence
Jacobs	Moran	Spratt
Jefferson	Morella	Stearns
Johnson (CT)	Murtha	Stenholm
Johnson (SD)	Myers	Stockman
Johnson, E. B.	Myrick	Stokes
Johnson, Sam	Nadler	Studds
Johnston	Neal	Stump
Jones	Nethercutt	Stupak
Kanjorski	Neumann	Talent
Kaptur	Ney	Tanner
Kasich	Norwood	Tate
Kelly	Nussle	Tauzin
Kennedy (MA)	Oberstar	Taylor (MS)
Kennedy (RI)	Obey	Taylor (NC)
Kennelly	Olver	Tejeda
Kildee	Ortiz	Thomas
Kim	Owens	Thompson
King	Packard	Thornberry
Kingston	Pallone	Thornton
Klink	Parker	Thurman
Klug	Paxon	Tiahrt
Knollenberg	Payne (NJ)	Torkildsen
Kolbe	Payne (VA)	Torres
LaFalce	Peterson (FL)	Torricelli
LaHood	Peterson (MN)	Towns
Lantos	Petri	Trafficant
Largent	Pickett	Tucker
Latham	Pombo	Upton
LaTourette	Pomeroy	Velazquez
Laughlin	Porter	Vento
Lazio	Portman	Visclosky
Leach	Poshard	Volkmer
Levin	Pryce	Vucanovich
Lewis (CA)	Quillen	Waldholtz
Lewis (GA)	Quinn	Walker
Lewis (KY)	Radanovich	Walsh
Lightfoot	Rahall	Wamp
Lincoln	Ramstad	Ward
Linder	Rangel	Waters
Lipinski	Reed	Watt (NC)
Livingston	Regula	Watts (OK)
LoBiondo	Richardson	Weldon (FL)
Lofgren	Rivers	Weldon (PA)
Longley	Roberts	Weller
Lowe	Roemer	White
Lucas	Rogers	Whitfield
Luther	Rohrabacher	Wicker
Maloney	Ros-Lehtinen	Williams
Manton	Rose	Wilson
Manzullo	Roth	Wise
Markey	Roukema	Wolf
Martinez	Roybal-Allard	Woolsey
Martini	Royce	Wyden
Mascara	Rush	Wynn
Matsui	Sabo	Yates
McCarthy	Salmon	Young (AK)
McCollum	Sanders	Young (FL)
McCrary	Sanford	Zeliff
McDade	Sawyer	Zimmer
McDermott	Saxton	

Thereupon, Mr. BOEHNER, Chairman, announced that 416 Members had been recorded, a quorum.

The Committee resumed its business.

After some further time,

156.12 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. GEPHARDT:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE; TABLE CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the "School Act of 1995".

(b) TABLE OF CONTENTS.—

Sec. 1. Short title; table of contents.

TITLE I—INCENTIVES FOR INVESTMENT IN HIGHER EDUCATION

Sec. 101. Deduction for higher education expenses.

Sec. 102. Deduction for interest on loans for higher education.

Sec. 103. Expansion of education saving bond program.

Sec. 104. Deduction for IRA contributions available to all middle-income taxpayers.

Sec. 105. Distributions from individual retirement plans may be used without penalty to pay higher education expenses.

Sec. 106. Spousal IRA computed on basis of compensation of both spouses.

TITLE II—NONDEDUCTIBLE TAX-FREE INDIVIDUAL RETIREMENT ACCOUNTS

Sec. 201. Establishment of nondeductible tax-free individual retirement accounts.

TITLE III—TAX BENEFITS CONTINGENT ON FEDERAL BUDGET

Sec. 301. Effective dates of tax benefits delayed until Federal budget projected to be in balance.

Sec. 302. Termination of tax benefits if Federal budget deficit reduction targets are not met.

TITLE IV—REVISIONS TO DISCRETIONARY SPENDING LIMITS AND BUDGET PROCESS

Sec. 401. Short title.

Sec. 402. Discretionary spending limits.

Sec. 403. General statement and definitions.

Sec. 404. Enforcing discretionary spending limits.

Sec. 405. Enforcing pay-as-you-go.

Sec. 406. Reports and orders.

Sec. 407. Technical correction.

Sec. 408. Effective date.

Sec. 409. Savings from provisions of this title reducing discretionary spending to be added to pay-as-you-go scorecard.

Sec. 410. Clarification of order in which adjustments to discretionary spending limits are to be made.

TITLE V—PROVISIONS RELATING TO INTERNATIONAL TAXATION

Sec. 501. Revision of tax rules on expatriation.

Sec. 502. Improved information reporting on foreign trusts.

Sec. 503. Modification of rules relating to foreign trusts having one or more United States beneficiaries.

Sec. 504. Foreign persons not to be treated as owners under grantor trust rules.

Sec. 505. Gratuitous transfers by partnerships and foreign corporations.

Sec. 506. Information reporting regarding large foreign gifts.

Sec. 507. Modification of rules relating to foreign trusts which are not grantor trusts.

Sec. 508. Residence of estates and trusts.

TITLE VI—EXTENSION OF AUTHORITY OF FEDERAL COMMUNICATIONS COMMISSION TO USE COMPETITIVE BIDDING

Sec. 601. Extension of authority.

TITLE VII—PRIVATIZATION OF THE UNITED STATES ENRICHMENT CORPORATION

Sec. 701. Short title and reference.

Sec. 702. Production facility.

Sec. 703. Definitions.

Sec. 704. Employees of the corporation.

Sec. 705. Marketing and contracting authority.

Sec. 706. Privatization of the corporation.

Sec. 707. Periodic certification of compliance.

Sec. 708. Licensing of other technologies.

Sec. 709. Conforming amendments.

TITLE I—INCENTIVES FOR INVESTMENT IN HIGHER EDUCATION

SEC. 101. DEDUCTION FOR HIGHER EDUCATION EXPENSES.

(a) DEDUCTION ALLOWED.—Part VII of subchapter B of chapter 1 of the Internal Revenue Code of 1986 (relating to additional itemized deductions for individuals) is amended by redesignating section 220 as section 221 and by inserting after section 219 the following new section:

"SEC. 220. HIGHER EDUCATION TUITION AND FEES.

"(a) ALLOWANCE OF DEDUCTION.—In the case of an individual, there shall be allowed as a deduction the amount of qualified higher education expenses paid by the taxpayer during the taxable year.

"(b) LIMITATIONS.—

"(1) DOLLAR LIMITATION.—

"(A) IN GENERAL.—The amount allowed as a deduction under subsection (a) for any taxable year shall not exceed \$10,000.

"(B) PHASE-IN.—In the case of taxable years beginning in 1996, 1997, or 1998, '\$5,000' shall be substituted for '\$10,000' in subparagraph (A).

"(2) LIMITATION BASED ON MODIFIED ADJUSTED GROSS INCOME.—

"(A) IN GENERAL.—The amount which would (but for this paragraph) be taken into account under paragraph (1) shall be reduced (but not below zero) by the amount determined under subparagraph (B).

"(B) AMOUNT OF REDUCTION.—The amount determined under this subparagraph equals the amount which bears the same ratio to the amount which would be so taken into account as—

"(i) the excess of—

"(I) the taxpayer's modified adjusted gross income for such taxable year, over

"(II) \$50,000 (\$75,000 in the case of a joint return), bears to

"(ii) \$10,000.

"(C) MODIFIED ADJUSTED GROSS INCOME.—The term 'modified adjusted gross income' means the adjusted gross income of the taxpayer for the taxable year determined—

"(i) without regard to this section and sections 911, 931, and 933, and

"(ii) after the application of sections 86, 135, 219 and 469.

For purposes of sections 86, 135, 219, and 469, adjusted gross income shall be determined without regard to the deduction allowed under this section.

"(c) QUALIFIED HIGHER EDUCATION EXPENSES.—For purposes of this section—

"(1) QUALIFIED HIGHER EDUCATION EXPENSES.—

"(A) IN GENERAL.—The term 'qualified higher education expenses' means tuition and fees charged by an educational institution and required for the enrollment or attendance of—

"(i) the taxpayer,

"(ii) the taxpayer's spouse, or

"(iii) any dependent of the taxpayer with respect to whom the taxpayer is allowed a deduction under section 151,

as an eligible student at an institution of higher education.

"(B) EXCEPTION FOR EDUCATION INVOLVING SPORTS, ETC.—Such term does not include expenses with respect to any course or other education involving sports, games, or hobbies, unless such expenses—