

Tellers were ordered, and the Chairman appointed as tellers Mr. Poff and Mr. Eckhardt.

The Committee again divided, and the tellers reported that there were—ayes 147, noes 61.

So the amendment was agreed to.

§ 13.8 Where the Chair had announced the result of a division vote on an amendment but was precluded from announcing the adoption of the amendment by a point of order of no quorum, it was in order to demand tellers on the amendment upon the resumption of proceedings in the Committee of the Whole.

On Sept. 24, 1970,⁽¹⁶⁾ the House having resolved itself into the Committee of the Whole for the further consideration of a bill (H.R. 18583) to amend the Public Health Service Act and other laws, an amendment was offered and, subsequently, put to a vote by the Chairman.⁽¹⁷⁾

A division having been demanded, there were—ayes 35, noes 22. Before the Chair could announce the adoption of the amendment, however, a point of order of no quorum was raised whereupon the Chair was obliged to count.

16. 116 CONG. REC. 33634, 91st Cong. 2d Sess.

17. William S. Moorhead (Pa.).

The count revealing the absence of a quorum, the Clerk was directed to call the roll, and 335 Members responded to their names. The Committee rose; the Chairman informed the Speaker⁽¹⁸⁾ of the preceding events—entering the names of absentees on the Journal—and, in accordance with the rules,⁽¹⁹⁾ the Committee resumed its sitting.

Immediately thereafter, Mr. Robert C. Eckhardt, of Texas, demanded tellers which were ordered as requested.

§ 14. Division Vote as Related to Demand for Yeas and Nays

In General

§ 14.1 A demand for the yeas and nays in the House takes precedence of a request for a division.

Where the vote on the approval of the Journal was postponed to follow debate on certain motions to suspend the rules, the yeas and nays were demanded when the Chair eventually put the question. The proceedings of Mar. 29, 1993,⁽²⁰⁾ were as follows:

18. John W. McCormack (Mass.).

19. See Rule XXIII clause 2, *House Rules and Manual* § 863 (1973).

20. 139 CONG. REC. 6666, 103d Cong. 1st Sess.