

Speaker's table the bill (H.R. 1833) to amend title 18, United States Code, to ban partial-birth abortions, with Senate amendments thereto, and to consider in the House a single motion to concur in each of the Senate amendments. The Senate amendments and the motion shall be considered as read. The motion shall be debatable for one hour equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. The previous question shall be considered as ordered on the motion to final adoption without intervening motion or demand for division of the question.

When said resolution was considered. After debate,

By unanimous consent, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. ROGERS, announced that the nays had it.

Mrs. WALDHOLTZ 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 269
Nays 148

¶36.11

[Roll No. 93]

YEAS—269

Allard	Costello	Hamilton
Archer	Cox	Hancock
Armey	Cramer	Hansen
Bachus	Crane	Hastert
Baesler	Crapo	Hastings (WA)
Baker (CA)	Cremeans	Hayes
Baker (LA)	Cubin	Hayworth
Ballenger	Cunningham	Hefley
Barcia	Danner	Hefner
Barr	Davis	Heineman
Barrett (NE)	de la Garza	Hergert
Bartlett	Deal	Hilleary
Barton	DeLay	Hobson
Bass	Diaz-Balart	Hoekstra
Bateman	Dickey	Hoke
Bereuter	Dingell	Holden
Bevill	Doolittle	Hostettler
Bilbray	Doyle	Hunter
Bilirakis	Dreier	Hutchinson
Bliley	Duncan	Hyde
Blute	Dunn	Inglis
Boehner	Ehlers	Istook
Bonilla	Ehrlich	Johnson, Sam
Bonior	Emerson	Jones
Bono	English	Kanjorski
Borski	Ensign	Kasich
Brewster	Everett	Kelly
Browder	Ewing	Kildee
Brownback	Fawell	Kim
Bryant (TN)	Fields (TX)	King
Bunn	Flanagan	Kingston
Bunning	Foley	Klecicka
Burr	Forbes	Klink
Burton	Fox	Klug
Buyer	Franks (NJ)	Knollenberg
Callahan	Frisa	Kolbe
Calvert	Frost	LaFalce
Camp	Funderburk	LaHood
Campbell	Gallely	Largent
Canady	Ganske	Latham
Castle	Gekas	LaTourette
Chabot	Geren	Laughlin
Chambliss	Gilchrest	Lazio
Chenoweth	Gillmor	Leach
Christensen	Goodlatte	Lewis (CA)
Chrysler	Goodling	Lewis (KY)
Clement	Gordon	Lightfoot
Clinger	Goss	Linder
Coble	Graham	Lipinski
Coburn	Gunderson	Livingston
Collins (GA)	Gutknecht	LoBiondo
Combest	Hall (OH)	Longley
Cooley	Hall (TX)	Lucas

Manton	Petri	Smith (TX)
Manzullo	Pombo	Solomon
Martini	Porter	Souder
Mascara	Portman	Spence
McCollum	Poshard	Stearns
McCrery	Pryce	Stenholm
McDade	Quillen	Stockman
McHugh	Quinn	Stump
McInnis	Radanovich	Stupak
McIntosh	Rahall	Talent
McKeon	Ramstad	Tanner
McNulty	Regula	Tate
Metcalf	Riggs	Tauzin
Mica	Roberts	Taylor (MS)
Miller (FL)	Roemer	Taylor (NC)
Molinari	Rogers	Tejeda
Mollohan	Rohrabacher	Thornberry
Montgomery	Ros-Lehtinen	Thornton
Moorhead	Roth	Tiahrt
Moran	Roukema	Upton
Murtha	Royce	Volkmer
Myers	Salmon	Vucanovich
Myrick	Sanford	Waldholtz
Nethercutt	Saxton	Walker
Neumann	Scarborough	Walsh
Ney	Schaefer	Wamp
Norwood	Schiff	Watts (OK)
Nussle	Seastrand	Weldon (FL)
Oberstar	Sensenbrenner	Weller
Ortiz	Shadegg	White
Orton	Shaw	Whitfield
Oxley	Shuster	Wicker
Packard	Sisisky	Wolf
Parker	Skeen	Young (AK)
Paxon	Skelton	Young (FL)
Payne (VA)	Smith (MI)	Zeliff
Peterson (MN)	Smith (NJ)	

NAYS—148

Abercrombie	Gonzalez	Olver
Ackerman	Green	Owens
Andrews	Greenwood	Pallone
Baldacci	Gutierrez	Pastor
Barrett (WI)	Hastings (FL)	Payne (NJ)
Becerra	Hilliard	Pelosi
Beilenson	Hinchev	Peterson (FL)
Bentsen	Horn	Pickett
Berman	Houghton	Pomeroy
Bishop	Hoyer	Rangel
Boehlert	Jackson (IL)	Reed
Boucher	Jackson-Lee	Richardson
Brown (CA)	(TX)	Rivers
Brown (FL)	Jacobs	Rose
Brown (OH)	Jefferson	Roybal-Allard
Cardin	Johnson (CT)	Rush
Chapman	Johnson (SD)	Sabo
Clay	Johnson, E. B.	Sanders
Clayton	Johnston	Sawyer
Clyburn	Kaptur	Schroeder
Coleman	Kennedy (MA)	Schumer
Collins (MI)	Kennedy (RI)	Scott
Condit	Kennely	Serrano
Conyers	Lantos	Shays
Coyne	Levin	Skaggs
DeFazio	Lewis (GA)	Slaughter
DeLauro	Lincoln	Spratt
Dellums	Lofgren	Stark
Deutsch	Lowe	Studds
Dicks	Luther	Thompson
Dixon	Maloney	Thurman
Doggett	Markey	Torkildsen
Durbin	Martinez	Torres
Edwards	Matsui	Towns
Engel	McCarthy	Traficant
Eshoo	McDermott	Velazquez
Evans	McHale	Vento
Farr	McKinney	Visclosky
Fattah	Meehan	Ward
Fazio	Meek	Waters
Fields (LA)	Menendez	Watt (NC)
Flake	Meyers	Waxman
Foglietta	Miller (CA)	Williams
Frank (MA)	Minge	Wilson
Frank (CT)	Mink	Wise
Frelinghuysen	Moakley	Woolsey
Furse	Morella	Wynn
Gejdenson	Nadler	Yates
Gephardt	Neal	Zimmer
Gilman	Obey	

NOT VOTING—14

Bryant (TX)	Ford	Stokes
Collins (IL)	Fowler	Thomas
Dooley	Gibbons	Torricelli
Dornan	Harman	Weldon (PA)
Filner	Smith (WA)	

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.

¶36.12 PARTIAL-BIRTH ABORTION

Mr. CANADY, pursuant to House Resolution 389, moved to take from the Speaker's table the bill (H.R. 1833) to amend title 18, United States Code, to ban partial-birth abortions; together with the following amendments of the Senate thereto, and concur in each of the amendments:

Page 2, line 9, strike out [Whoever] and insert: *Any physician who*

Page 2, line 12, after "both," insert: *This paragraph shall not apply to a partial-birth abortion that is necessary to save the life of a mother whose life is endangered by a physical disorder, illness, or injury: Provided, That no other medical procedure would suffice for that purpose. This paragraph shall become effective one day after enactment.*

Page 2, line 13, strike out [As] and insert: (1) As

Page 2, after line 16, insert:

"(2) As used in this section, the term 'physician' means a doctor of medicine or osteopathy legally authorized to practice medicine and surgery by the State in which the doctor performs such activity, or any other individual legally authorized by the State to perform abortions: Provided, however, That any individual who is not a physician or not otherwise legally authorized by the State to perform abortions, but who nevertheless directly performs a partial-birth abortion, shall be subject to the provision of this section.

Page 2, line 17, strike out [(c)(1) The father,] and insert: (c)(1) *The father, if married to the mother at the time she receives a partial-birth abortion procedure,*

Page 3, strike out lines 12 through 20.

After debate,

Pursuant to House Resolution 389 the previous question was considered as ordered.

The question being put, viva voce,

Will the House agree to said motion?

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

Mr. CANADY 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.

It was decided in the affirmative { Yeas 286
Nays 129
Answered present 1

¶36.13

[Roll No. 94]

YEAS—286

Allard	Blute	Chambliss
Archer	Boehner	Chenoweth
Armey	Bonilla	Christensen
Bachus	Bonior	Chrysler
Baesler	Bono	Clement
Baker (CA)	Borski	Clinger
Baker (LA)	Brewster	Coble
Ballenger	Browder	Coburn
Barcia	Brownback	Collins (GA)
Barr	Bryant (TN)	Combest
Barrett (NE)	Bunn	Condit
Barrett (WI)	Bunning	Cooley
Bartlett	Burr	Costello
Barton	Burton	Cox
Bass	Buyer	Cramer
Bateman	Callahan	Crane
Bereuter	Calvert	Crapo
Bevill	Camp	Cremeans
Bilbray	Canady	Cubin
Bilirakis	Castle	Cunningham
Bliley	Chabot	Danner