

Table with 3 columns of names: Cook, Inglis, Cox, Cramer, Crane, Crapo, Cubin, Cunningham, Davis (FL), Davis (VA), Deal, DeLay, Deutsch, Diaz-Balart, Dickey, Dingell, Doggett, Dooley, Doolittle, Dreier, Duncan, Dunn, Ehlers, Ehrlich, Emerson, English, Ensign, Everett, Ewing, Fawell, Foley, Forbes, Fossella, Fowler, Fox, Franks (NJ), Frelinghuysen, Frost, Gallegly, Ganske, Gekas, Gibbons, Gilchrist, Gillmor, Gilman, Goode, Goodlatte, Goodling, Gordon, Goss, Graham, Granger, Greenwood, Gutknecht, Hall (OH), Hall (TX), Hamilton, Hansen, Hastert, Hastings (WA), Hayworth, Hefley, Herger, Hill, Hilleary, Hobson, Hoekstra, Holden, Hooley, Horn, Hostettler, Houghton, Hulshof, Hunter, Hutchinson

NOT VOTING—6

Table with 3 columns of names: Berman, Farr, Frank (MA), Gonzalez, Lewis (GA), Schumer

So the amendment was not agreed to.

55.21 RECORDED VOTE

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

Beginning on page 82, strike line 23 and all that follows through line 19 on page 83, and insert the following:

SEC. 182. LIMITATION.

Section 522 of title 11, United States Code, is amended—

(1) in subsection (b)(2)(A) by inserting "subject to subsection (n)," before "any property"; and

(2) by adding at the end the following:

"(n) For purposes of subsection(b)(2)(A) and notwithstanding subsection (a), the value of an interest in—

"(1) real or personal property that the debtor or a dependent of the debtor uses as a residence;

"(2) a cooperative that owns property that the debtor or a dependent of the debtor uses as a residence; or

"(3) a burial plot for the debtor or a dependent of the debtor;

shall be reduced to the extent such value is attributable to any portion of any property that the debtor disposed of in the 365-day period ending of the date of the filing of the petition, with the intent to hinder, delay, or defraud a creditor and that the debtor could not exempt, or that portion that the debtor could not exempt, under subsection (b) if on such date the debtor had held the property so disposed of."

It was decided in the affirmative { Yeas 222 Nays 204

55.22 [Roll No. 221] AYES—222

Table with 3 columns of names: Andrews, Archer, Army, Baker, Ballenger, Barcia, Barr, Barrett (NE), Bartlett, Barton, Bass, Bateman, Bentsen, Bilbray, Bilirakis, Bishop, Bliley, Blunt, Boehner, Bonilla, Boswell, Boucher, Boyd, Brady (TX), Brown (FL), Bryant, Bunning, Burr, Burton, Callahan, Calvert, Camp, Campbell, Canady, Cannon, Chambliss, Chenoweth, Christensen, Coble, Coburn, Collins, Combust, Condit, Cook, Cooksey, Cox, Cramer, Crane, Crapo, Cubin, Cunningham, Davis (FL), Davis (VA), Deal, DeLay, Deutsch, Diaz-Balart, Dickey, Doggett, Dreier, Duncan, Edwards, Ehrlich, English, Ensign, Ewing, Foley, Forbes, Fossella, Fowler

Table with 3 columns of names: Watkins, Watts (OK), Waxman, Weldon (FL), Weldon (PA), Weller, Wexler, White, Whitfield, Wicker, Wolf, Young (AK), Young (FL)

NOES—204

Table with 3 columns of names: Abercrombie, Ackerman, Aderholt, Allen, Bachus, Baesler, Baldacci, Barrett (WI), Becerra, Bereuter, Berry, Blagojevich, Blumenauer, Boehlert, Bonior, Bono, Borski, Brady (PA), Brown (CA), Brown (OH), Buyer, Capps, Cardin, Carson, Castle, Chabot, Clay, Clayton, Clement, Clyburn, Conyers, Costello, Coyne, Cummings, Danner, Davis (IL), DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Dixon, Manton, Dooley, Doolittle, Doyle, Dunn, Ehlers, Emerson, Engel, Eshoo, Etheridge, Evans, Everett, Fattah, Fazio, Filner, Fox, Frank (MA), Franks (NJ), Frelinghuysen, Furse, Gejdenson, Gephardt, Gilchrist, Gordon, Gutierrez, Hall (OH), Hamilton, Harman, Hefner, Hilliard, Hinchey, Hobson, Hoekstra, Holden, Hooley, Houghton, Hoyer, Istook, Jackson (IL), Jefferson, Johnson (CT), Johnson (WI), Kanjorski, Kaptur, Kasich, Kennedy (MA), Kennedy (RI), Kennelly, Kildee, Kilpatrick, Kind (WI), Kingston, Kleczka, Klink, Kolbe, Kucinich, LaFalce, Lantos, Largent, LaTourette, Lee, Levin, Lipinski, LoBiondo, Lofgren, Lowey, Luther, Maloney (CT), Maloney (NY), Markey, Martinez, Mascara, Matsui, McCarthy (MO), McCarthy (NY), McDermott, McGovern, McHale, McIntosh, McKinney, McNulty, Meehan, Meeke (NY), Menendez, Metcalf, Miller (CA), Mink, Moakley, Moran (VA), Morella, Murtha, Nadler

NOT VOTING—7

Table with 3 columns of names: Berman, Farr, Fawell, Ford, Gonzalez, Lewis (GA), Schumer

So the amendment was agreed to.

55.23 RECORDED VOTE

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

Beginning on page 90, strike line 19 and all that follows through line 10 on page 91 (and make such technical and conforming changes as may be appropriate).

It was decided in the { Yeas 111
negative } Nays 316

§55.24 [Roll No. 222]
AYES—111

Abercrombie	Hinchey	Owens
Ackerman	Hinojosa	Pallone
Allen	Holden	Pascrell
Baldacci	Hooley	Payne
Barrett (WI)	Jackson (IL)	Pelosi
Becerra	Jackson-Lee	Pickett
Bentsen	(TX)	Pomeroy
Bishop	Kanjorski	Reyes
Bonior	Kaptur	Rivers
Brady (PA)	Kilpatrick	Rogan
Brown (CA)	Kind (WI)	Rothman
Capps	Klecza	Roybal-Allard
Carson	Klink	Rush
Clay	LaFalce	Sabo
Clayton	Lampson	Sanders
Conyers	Lee	Sandlin
Coyne	Luther	Scott
Davis (FL)	Maloney (CT)	Sensenbrenner
Davis (IL)	Manton	Sisisky
DeFazio	Markey	Skaggs
DeGette	Mascara	Smith, Adam
Delahunt	McCarthy (MO)	Spratt
DeLauro	McCarthy (NY)	Stark
Deutsch	McGovern	Stokes
Dixon	McKinney	Strickland
Doggett	McNulty	Stupak
Dreier	Meeks (NY)	Sununu
Engel	Menendez	Tierney
Fattah	Millender-	Torres
Filner	McDonald	Velazquez
Ford	Miller (CA)	Vento
Furse	Mink	Visclosky
Gejdenson	Moakley	Waters
Gephardt	Mollohan	Watt (NC)
Green	Murtha	Wexler
Gutierrez	Neal	Woolsey
Hamilton	Olver	Yates
Hefner	Ortiz	

NOES—316

Aderholt	Collins	Gilman
Andrews	Combest	Goode
Archer	Condit	Goodlatte
Armey	Cook	Goodling
Bachus	Cooksey	Gordon
Baesler	Costello	Goss
Baker	Cox	Graham
Ballenger	Cramer	Granger
Barcia	Crane	Greenwood
Barr	Crapo	Gutknecht
Barrett (NE)	Cubin	Hall (OH)
Bartlett	Cummings	Hall (TX)
Barton	Cunningham	Hansen
Bass	Danner	Harman
Bateman	Davis (VA)	Hastert
Bereuter	Deal	Hastings (FL)
Berry	DeLay	Hastings (WA)
Bilbray	Diaz-Balart	Hayworth
Bilirakis	Dickey	Hefley
Blagojevich	Dicks	Herger
Bliley	Dingell	Hill
Blunt	Hilleary	Dooley
Boehlert	Hilliard	Hollibaugh
Boehner	Doyle	Hobson
Bonilla	Duncan	Hoekstra
Bono	Dunn	Horn
Borski	Edwards	Hostettler
Boswell	Ehlers	Houghton
Boucher	Ehrlich	Hoyer
Boyd	Emerson	Hulshof
Brady (TX)	English	Hunter
Brown (FL)	Ensign	Hutchinson
Brown (OH)	Eshoo	Hyde
Bryant	Etheridge	Inglis
Bunning	Evans	Istook
Burr	Everett	Jefferson
Burton	Ewing	Jenkins
Buyer	Fawell	John
Callahan	Fazio	Johnson (CT)
Calvert	Foley	Johnson (WI)
Camp	Forbes	Johnson, E. B.
Campbell	Fossella	Johnson, Sam
Canady	Fowler	Jones
Cannon	Fox	Kasich
Cardin	Frank (MA)	Kelly
Castle	Franks (NJ)	Kennedy (MA)
Chabot	Frelinghuysen	Kennedy (RI)
Chambliss	Frost	Kennelly
Chenoweth	Gallegly	Kildee
Christensen	Ganske	Kim
Clement	Gekas	King (NY)
Clyburn	Gibbons	Kingston
Coble	Gilchrest	Klug
Coburn	Gillmor	Knollenberg

Kolbe	Oxley	Skeen
Kucinich	Packard	Skelton
LaHood	Pappas	Slaughter
Lantos	Parker	Smith (MI)
Largent	Pastor	Smith (NJ)
Latham	Paul	Smith (OR)
LaTourette	Paxon	Smith (TX)
Lazio	Pease	Smith, Linda
Leach	Peterson (MN)	Snowbarger
Levin	Peterson (PA)	Snyder
Lewis (CA)	Petri	Solomon
Lewis (KY)	Pickering	Souder
Linder	Pitts	Spence
Lipinski	Pombo	Stabenow
Livingston	Porter	Stearns
LoBiondo	Portman	Stenholm
Lofgren	Poshard	Stump
Lowey	Price (NC)	Talent
Lucas	Pryce (OH)	Tanner
Maloney (NY)	Quinn	Tauscher
Manzullo	Radanovich	Tauzin
Martinez	Rahall	Taylor (MS)
Matsui	Ramstad	Taylor (NC)
McCollum	Rangel	Thomas
McCrery	Redmond	Thompson
McDade	Regula	Thornberry
McDermott	Riggs	Thune
McHale	Riley	Thurman
McHugh	Rodriguez	Tiahrt
McInnis	Roemer	Towns
McIntosh	Rogers	Trafcant
McIntyre	Rohrabacher	Turner
McKeon	Ros-Lehtinen	Upton
McMeehan	Roukema	Walsh
Meek (FL)	Royce	Wamp
Metcalf	Ryun	Watkins
Mica	Salmon	Watts (OK)
Miller (FL)	Sanchez	Waxman
Minge	Sanford	Weldon (FL)
Moran (KS)	Sawyer	Weldon (PA)
Moran (VA)	Saxton	Weller
Morella	Scarborough	Weygand
Myrick	Schaefer, Dan	White
Nadler	Schaffer, Bob	Whitfield
Nethercutt	Serrano	Wicker
Neumann	Sessions	Wise
Ney	Shadegg	Wolf
Northup	Shaw	Wynn
Norwood	Shays	Young (AK)
Nussle	Sherman	Young (FL)
Oberstar	Shimkus	
Obey	Shuster	

NOT VOTING—6

Berman	Farr	Lewis (GA)
Blumenauer	Gonzalez	Schumer

So the amendment was not agreed to.

§55.25 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. NADLER:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.
(a) **SHORT TITLE.**—This Act may be cited as the “Bankruptcy Reform Act of 1998”.

(b) **TABLE OF CONTENTS.**—The table of contents of this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—CONSUMER BANKRUPTCY PROVISIONS

Subtitle A—Needs-Based Bankruptcy

Sec. 101. Dismissal or conversion of a chapter 7 case.

Sec. 102. Debtor participation in credit counseling program.

Subtitle B—Adequate Protections for Consumers

Sec. 111. Notice of alternatives.
Sec. 112. Debtor financial management training test program.

Sec. 113. Definitions.
Sec. 114. Disclosures.
Sec. 115. Debtor’s bill of rights.
Sec. 116. Enforcement.
Sec. 117. Sense of the Congress.
Sec. 118. Charitable contributions.
Sec. 119. Reinforce the fresh start.

Sec. 119A. Chapter 11 discharge of debts arising from tobacco-related debts.

Subtitle C—Adequate Protections for Secured Creditors

Sec. 121. Discouraging bad faith repeat filings.

Sec. 122. Definition of household goods.
Sec. 123. Debtor retention of personal property security.

Sec. 124. Relief from stay when the debtor does not complete intended surrender of consumer debt collateral.

Sec. 125. Giving secured creditors fair treatment in chapter 13.

Sec. 126. Prompt relief from stay in individual cases.

Sec. 127. Stopping abusive conversions from chapter 13.

Sec. 128. Restraining abusive purchases on secured credit.

Sec. 129. Fair valuation of collateral.
Sec. 130. Protection of holders of claims secured by debtor’s principal residence.

Sec. 131. Aircraft equipment and vessels.

Subtitle D—Adequate Protections for Unsecured Creditors

Sec. 141. Fraudulent debts are nondischargeable in chapter 13 cases.

Sec. 142. Applying the codebtor stay only when it protects the debtor.

Sec. 143. Nondischargeability of certain debts for alimony, maintenance, and support.

Sec. 144. Other exceptions to discharge.
Sec. 145. Fees arising from certain ownership interests.

Sec. 146. Adequate protection for investors.
Sec. 147. Super-priority for child and spousal support claims.

Sec. 148. Debts for alimony, maintenance, and support.
Sec. 149. Protection of child support and alimony.

Subtitle E—Adequate Protections for Lessors

Sec. 161. Giving debtors the ability to keep leased personal property by assumption.

Subtitle F—Bankruptcy Relief Less Frequently Available for Repeat Filers

Sec. 171. Extend period between bankruptcy discharges.

Subtitle G—Exemptions

Sec. 181. Exemptions.
Sec. 182. Limitation.

Sec. 183. Provide fair property exemptions and prevent high-rollers from abusing the system.

TITLE II—BUSINESS BANKRUPTCY PROVISIONS

Subtitle A—General Provisions

Sec. 201. Limitation relating to the use of fee examiners.

Sec. 202. Sharing of compensation.
Sec. 203. Chapter 12 made permanent law.

Sec. 204. Meetings of creditors and equity security holders.

Sec. 205. Creditors’ and equity security holders’ committees.

Sec. 206. Postpetition disclosure and solicitation.

Sec. 207. Preferences.
Sec. 208. Venue of certain proceedings.

Sec. 209. Cases ancillary to foreign proceedings involving foreign insurance companies that are engaged in the business of insurance or reinsurance in the United States.

Sec. 210. Period for filing plan under chapter 11.

Sec. 211. Unexpired leases of nonresidential real property.

Sec. 212. Definition of disinterested person.