

By unanimous consent, the title was amended so as to read: "A resolution urging the Congress and the President to work to fully fund the Federal Government's responsibility under the Individuals with Disabilities Education Act."

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

§58.19 AMERICA'S SCHOOLS HIGH-QUALITY, PROVEN PROGRAMS AND PRACTICES

Mr. RIGGS moved to suspend the rules and agree to the following resolution (H. Res. 401); as amended:

Whereas high student achievement and academic advancement are vitally important to our Nation's schools and the future success of America's workforce;

Whereas some pupils proceed through school without having mastered the knowledge and skills required of them, and graduate from high school ill-equipped to handle college-level work or obtain an entry-level job;

Whereas "social promotion", the practice of moving pupils from one grade to the next regardless of whether they have the knowledge and skills necessary for the next level, is one reason for a pupil's inadequate academic achievement levels;

Whereas research has shown that retention, the customary alternative policy to social promotion, is also an inadequate response to the problem in that pupils are usually presented with the same instructional practices and materials that were ineffective the first time around;

Whereas to help underachieving students learn, it is essential that policies and programs address the underlying causes of failure and rectify the problems through various proven instruction practices;

Whereas high-quality teacher training and education, and other proven practices will provide our teachers with the tools necessary to educate our Nation's children and work toward high academic achievement by students;

Whereas social promotion policies already have been abolished in Louisiana, Arkansas, Florida, New Mexico, North Carolina, South Carolina, West Virginia, and in Chicago, Illinois, Portsmouth, Virginia, Long Beach, California, and Milwaukee, Wisconsin; and

Whereas the abolishment of social promotion policies have been proposed in California, Michigan, Wisconsin, Delaware, Texas, Oklahoma, New York, Washington, D.C., and in Boston, Massachusetts, and Philadelphia, Pennsylvania: Now, therefore, be it Resolved,

That it is the sense of the House of Representatives that—

(1) ending social promotion should be addressed in America through a coordinated effort by government officials, teachers, and parents committed to high academic achievement of students;

(2) State Education Agencies and local educational agencies that receive Federal funds should make every effort to address and end social promotion;

(3) the problems associated with social promotion can be resolved effectively through a commitment to provide high-quality training and education for our teachers, and the use of other proven practices; and

(4) States should adopt high, rigorous standards and standards-based assessments aimed at requiring academic accountability

with the specific aim of ending social promotion and raising student achievement.

The SPEAKER pro tempore, Mr. SHIMKUS, recognized Mr. RIGGS and Mr. MARTINEZ, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. SHIMKUS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. RIGGS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SHIMKUS, pursuant to clause 5, rule I, announced that further proceedings on the motion were postponed.

§58.20 H.R. 1847—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SHIMKUS, pursuant to clause 5, rule I, announced the unfinished business to be the motion to suspend the rules and agree to the amendment of the Senate to the bill (H.R. 1847) to improve the criminal law relating to fraud against consumers.

The question being put, Will the House suspend the rules and agree to said amendment?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 411 Nays 1

§58.21 [Roll No. 232] YEAS—411

Abercrombie
Ackerman
Aderholt
Allen
Andrews
Archer
Armey
Bachus
Baesler
Baker
Baldacci
Barcia
Barr
Barrett (NE)
Barrett (WI)
Bartlett
Barton
Bass
Bateman
Becerra
Bentsen
Bereuter
Berman
Berry
Billbray
Bilirakis
Bishop
Blagojevich
Bliley
Blumenauer
Blunt
Boehkert
Boehner
Bonilla
Bonior
Bono
Borski
Boswell
Boucher
Boyd
Brady (PA)
Brady (TX)
Brown (CA)
Brown (OH)
Bryant
Bunning

Burr
Burton
Callahan
Calvert
Camp
Campbell
Canady
Cannon
Capps
Cardin
Carson
Castle
Chabot
Chambliss
Chenoweth
Christensen
Clay
Clayton
Clement
Clyburn
Coble
Coburn
Collins
Combest
Condit
Conyers
Cook
Cooksey
Costello
Cox
Coyne
Cramer
Crane
Crapo
Cummings
Cunningham
Danner
Davis (FL)
Davis (IL)
Davis (VA)
Deal
DeFazio
DeGette
Delahunt
DeLauro
DeLay

Deutsch
Diaz-Balart
Dickey
Dickey
Doolittle
Dooley
Doyle
Dreier
Duncan
Dunn
Edwards
Ehlers
Ehrlich
Emerson
Engel
English
Ensign
Etheridge
Evans
Everett
Ewing
Farr
Fattah
Fawell
Fazio
Filner
Foley
Forbes
Fossella
Fowler
Fox
Frank (MA)
Franks (NJ)
Frelinghuysen
Frost
Furse
Gallegly
Ganske
Gekas
Gephardt
Gibbons
Gilchrest

Gillmor
Gilman
Goode
Goodlatte
Goodling
Gordon
Goss
Graham
Granger
Green
Greenwood
Gutierrez
Gutknecht
Hall (OH)
Hall (TX)
Hamilton
Hansen
Harman
Hastert
Hastings (WA)
Hayworth
Hefley
Hefner
Herger
Hill
Hilleary
Hinchee
Hinojosa
Hobson
Hoekstra
Holden
Hooley
Horn
Hostettler
Houghton
Hoyer
Hulshof
Hunter
Hutchinson
Hyde
Istook
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jenkins
John
Johnson (CT)
Johnson (WI)
Johnson, E. B.
Johnson, Sam
Jones
Kaptur
Kasich
Kasich
Kelly
Kennedy (RI)
Kennelly
Kildee
Kilpatrick
Kim
Dixon
Kind (WI)
King (NY)
Kingston
Klecza
Klink
Klug
Knollenberg
Kolbe
Kucinich
LaFalce
LaHood
Lampson
Lantos
Largent
Latham
LaTourette
Lazio
Leach
Lee
Levin
Lewis (KY)
Linder
Lipinski
Livingston
LoBiondo
Lowey
Lucas
Luther
Maloney (CT)
Maloney (NY)
Manton
Manzullo

Markey
Martinez
Mascara
Matsui
McCarthy (MO)
McCarthy (NY)
McCollum
McCrery
McDade
McDermott
McGovern
McHale
McHugh
McInnis
McIntosh
McIntyre
McKeon
McKinney
Meehan
Meek (FL)
Meeks (NY)
Menendez
Metcalf
Mica
Millender-
McDonald
Miller (CA)
Miller (FL)
Minge
Mink
Moakley
Mollohan
Moran (KS)
Moran (VA)
Morella
Murtha
Myrick
Nadler
Neal
Nethercutt
Neumann
Ney
Northup
Norwood
Nussle
Oberstar
Obey
Olver
Ortiz
Owens
Oxley
Packard
Pallone
Pappas
Parker
Pascrell
Pastor
Paxon
Payne
Pease
Pelosi
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pickett
Pitts
Pombo
Pomeroy
Porter
Portman
Poshard
Price (NC)
Pryce (OH)
Quinn
Radanovich
Rahall
Ramstad
Rangel
Redmond
Regula
Reyes
Riggs
Riley
Rivers
Rodriguez
Roemer
Rogan
Rogers
Rohrabacher
Ros-Lehtinen
Rothman

NAYS—1
Paul
NOT VOTING—21
Buyer
Cubin
Eshoo
Roukema
Roybal-Allard
Royce
Ryun
Sabo
Salmon
Sanchez
Sanders
Sandlin
Sanford
Sawyer
Saxton
Scarborough
Schaefer, Dan
Schaffer, Bob
Scott
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Shimkus
Shuster
Sisisky
Skaggs
Skeen
Skelton
Slaughter
Smith (MI)
Smith (NJ)
Smith (OR)
Smith (TX)
Smith, Adam
Snowbarger
Snyder
Solomon
Souder
Spence
Spratt
Stabenow
Stark
Stearns
Stenholm
Stokes
Strickland
Stump
Stupak
Sununu
Talent
Tanner
Tauscher
Tauzin
Taylor (MS)
Taylor (NC)
Thomas
Thompson
Thornberry
Thune
Thurman
Tierney
Torres
Towns
Traficant
Turner
Upton
Velazquez
Vento
Visclosky
Walsh
Wamp
Waters
Watkins
Watt (NC)
Watts (OK)
Waxman
Weldon (FL)
Weldon (PA)
Weller
Wexler
Weygand
White
Whitfield
Wicker
Wise
Wolf
Wynn
Yates
Young (AK)
Young (FL)

Hilliard Lewis (GA) Smith, Linda
Inglis Lofgren Tiahrt
Kanjorski McNulty Woolsey
Kennedy (MA) Rush
Lewis (CA) Schumer

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said amendment was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said amendment was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

58.22 H. RES. 401—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SHIMKUS, pursuant to clause 5, rule I, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 401) expressing the sense of the House of Representatives that social promotion in America's schools should be ended and can be ended through the use of high-quality, proven programs and practices; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas 405
affirmative } Nays 1

58.23 [Roll No. 233]
YEAS—405

Abercrombie Cannon Emerson
Ackerman Capps Engel
Aderholt Cardin English
Allen Carson Ensign
Andrews Castle Etheridge
Archer Chabot Evans
Army Chambliss Everett
Bachus Chenoweth Ewing
Baesler Christensen Farr
Baker Clay Fattah
Baldacci Clement Fawell
Barcia Clyburn Fazio
Barr Coble Filner
Barrett (NE) Coburn Foley
Barrett (WI) Collins Forbes
Bartlett Combest Fossella
Barton Condit Fowler
Bass Conyers Fox
Bateman Cook Frank (MA)
Becerra Cooksey Franks (NJ)
Bentsen Costello Frelinghuysen
Bereuter Cox Frost
Berman Coyne Furse
Berry Cramer Gallegly
Billbray Crane Ganske
Bilirakis Crapo Gejdenson
Bishop Cummings Gekas
Blagojevich Cunningham Gephardt
Bliley Danner Gibbons
Blumenauer Davis (FL) Gilchrest
Blunt Davis (IL) Gillmor
Boehlert Davis (VA) Gilman
Boehner Deal Goode
Bonilla DeFazio Goodlatte
Bonior Delahunt Goodling
Bono DeLauro Gordon
Borski DeLay Goss
Boswell Deutsch Graham
Boucher Diaz-Balart Granger
Boyd Dickey Green
Brady (PA) Dicks Greenwood
Brady (TX) Dingell Gutierrez
Brown (OH) Dixon Cutkrecht
Bryant Doggett Hall (OH)
Bunning Dooley Hall (TX)
Burr Doolittle Hamilton
Burton Doyle Hansen
Callahan Dreier Harman
Calvert Duncan Hastert
Camp Dunn Hastings (WA)
Campbell Ehlers Hayworth
Canady Ehrlich Hefley

Hefner McIntosh Sanchez
Hill McIntyre Sanders
Hilleary McKeon Sandlin
Hinchey McKinney Sanford
Hinojosa Meehan Sawyer
Hobson Meek (FL) Saxton
Hoekstra Meeks (NY) Scarborough
Holden Menendez Schaefer, Dan
Hooley Metcalf Schaffer, Bob
Horn Mica Scott
Hostettler Millender- Sensenbrenner
Houghton McDonald Serrano
Hoyer Miller (CA) Sessions
Hulshof Miller (FL) Shadegg
Hunter Minge Shaw
Hutchinson Mink Shays
Hyde Moakley Sherman
Istook Mollohan Shimkus
Jackson (IL) Moran (KS) Shuster
Jackson-Lee Moran (VA) Sisisky
(TX) Morella Skaggs
Jefferson Murtha Skeen
Jenkins Myrick Skelton
John Nadler Slaughter
Johnson (CT) Neal Smith (MI)
Johnson (WI) Nethercutt Smith (NJ)
Johnson, E. B. Neumann Smith (OR)
Johnson, Sam Ney Smith (TX)
Jones Northup Smith, Adam
Kanjorski Norwood Snowbarger
Kaptur Nussle Snyder
Kasich Oberstar Solomon
Kelly Obey Spence
Kennedy (RI) Olver Spratt
Kennelly Ortiz Stabenow
Kildee Owens Stark
Kilpatrick Oxley Stearns
Kim Packard Stenholm
Kind (WI) Pallone Stokes
King (NY) Pappas Strickland
Kingston Parker Stump
Klecza Pascrell Stupak
Klink Pastor Sununu
Klug Paul Talent
Knollenberg Paxon Tanner
Kolbe Payne Tauscher
Kucinich Pease Tauzin
LaFalce Pelosi Taylor (MS)
LaHood Peterson (MN) Taylor (NC)
Lampson Peterson (PA) Thomas
Lantos Petri Thompson
Largent Pickering Thornberry
Latham Pickett Thune
LaTourette Pitts Thurman
Lazio Pombo Tierney
Leach Pomeroy Torres
Lee Porter Towns
Levin Portman Trafficant
Lewis (KY) Poshard Turner
Linder Price (NC) Upton
Lipinski Pryce (OH) Velazquez
Livingston Quinn Vento
LoBiondo Radanovich Visclosky
Lowey Rahall Walsh
Lucas Ramstad Wamp
Luther Rangel Watkins
Maloney (CT) Redmond Watt (NC)
Maloney (NY) Regula Watts (OK)
Manton Reyes Waxman
Manzullo Riggs Weldon (FL)
Markey Riley Weldon (PA)
Martinez Rodriguez Weller
Mascara Roemer Wexler
Matsui Rogan Weygand
McCarthy (MO) Rogers White
McCarthy (NY) Rohrabacher Whitfield
McCollum Ros-Lehtinen Wicker
McCrery Rothman Wise
McDade Roukema Wolf
McDade Roybal-Allard Wynn
McDermott Royce Yates
McGovern Ryun Young (AK)
McHale Sabo Young (FL)
McHugh Salmon
McInnis

NAYS—1

Rivers
NOT VOTING—27

Ford McNulty
Gonzalez Rush
Hastings (FL) Schumer
Herger Smith, Linda
Hilliard Souder
Inglis Tiahrt
Kennedy (MA) Waters
Lewis (CA) Woolsey
Lewis (GA)
Lofgren

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

58.24 PERMISSION TO FILE REPORT

On motion of Mr. LIVINGSTON, by unanimous consent, the Committee on Appropriations was granted permission until midnight tonight to file a privileged report (Rept. No. 105-578) on the bill (H.R. 4059) making appropriations for military construction, family housing, and base realignment and closure for the Department of Defense for the fiscal year ending September 30, 1999, and for other purposes.

Pursuant to clause 8 of rule XXI, all points of order were reserved.

58.25 PERMISSION TO FILE REPORT

On motion of Mr. LIVINGSTON, by unanimous consent, the Committee on Appropriations was granted permission until midnight tonight to file a privileged report (Rept. No. 105-581) on the bill (H.R. 4060) making appropriations for Energy and Water Development for the fiscal year ending September 30, 1999, and for other purposes.

Pursuant to clause 8 of rule XXI, all points of order were reserved.

58.26 WAIVING POINTS OF ORDER AGAINST H.R. 2646

Mr. HASTINGS of Washington, by direction of the Committee on Rules, reported (Rept. No. 105-579) the resolution (H. Res. 471) waiving points of order against the conference report to accompany the bill (H.R. 2646) to amend the Internal Revenue Code of 1986 to allow tax-free expenditures from education individual retirement accounts for elementary and secondary school expenses, to increase the maximum annual amount of contributions to such accounts, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

58.27 PROVIDING FOR THE CONSIDERATION OF H.R. 3097

Mr. HASTINGS of Washington, by direction of the Committee on Rules, reported (Rept. No. 105-580) the resolution (H. Res. 472) providing for the consideration of the bill (H.R. 3097) to terminate the Internal Revenue Code of 1986.

When said resolution and report were referred to the House Calendar and ordered printed.

58.28 PERMISSION TO FILE REPORT

On motion of Mr. SHAYS, by unanimous consent, the Committee on Rules was granted permission until midnight tonight to file a report (Rept. No. 105-582) on the resolution (H. Res. 463) to establish the Select Committee on U.S. National Security and Military/Com-