

When said resolution was considered. After debate, On motion of Mr. HASTINGS of Washington, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, 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.

§33.5 CONSTITUTIONAL AMENDMENT RELATING TO TAX LIMITATIONS

On motion of Mr. SCARBOROUGH, pursuant to H. Res. 139, called up the joint resolution (H.J. Res. 37) proposing an amendment to the Constitution of the United States with respect to tax limitations.

When said joint resolution was considered and read twice.

After debate, Pursuant to House Resolution 139, the previous question was ordered. The joint resolution was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, *viva voce* Will the House now pass said joint resolution?

The SPEAKER pro tempore, Mr. BOEHNER, announced the yeas had it. Mr. WATT of North Carolina, 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 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 229 Nays ..... 199

§33.6 [Roll No. 90] YEAS—229

Aderholt	Collins	Goode
Andrews	Combest	Goodlatte
Archer	Condit	Goodling
Armey	Cook	Gordon
Bachus	Cooksey	Goss
Baker	Cox	Graham
Ballenger	Cramer	Granger
Barcia	Crane	Green (TX)
Barr	Cubin	Green (WI)
Barrett (NE)	Cunningham	Greenwood
Bartlett	Davis (VA)	Gutknecht
Barton	Deal	Hall (TX)
Bass	DeLay	Hansen
Berry	DeMint	Hastert
Biggart	Diaz-Balart	Hastings (WA)
Bilbray	Dickey	Hayes
Bilirakis	Doolittle	Hayworth
Bishop	Duncan	Hefley
Bliley	Dunn	Heger
Blunt	Ehlers	Hilleary
Boehner	Ehrlich	Hobson
Bonilla	Emerson	Hoekstra
Bono	English	Horn
Boswell	Etheridge	Hulshof
Brady (TX)	Everett	Hunter
Bryant	Ewing	Hutchinson
Burr	Fletcher	Isakson
Burton	Foley	Istook
Buyer	Forbes	Jenkins
Callahan	Fossella	John
Calvert	Fowler	Johnson, Sam
Camp	Franks (NJ)	Jones (NC)
Canady	Frelinghuysen	Kasich
Cannon	Galleghy	Kelly
Castle	Ganske	King (NY)
Chabot	Gekas	Kingston
Chambliss	Gibbons	Knollenberg
Chenoweth	Gilchrest	Kolbe
Coble	Gillmor	Kuykendall
Coburn	Gilman	LaHood

Largent	Petri	Skelton
Latham	Pickering	Smith (MI)
LaTourette	Pitts	Smith (NJ)
Lazio	Pombo	Smith (TX)
Leach	Portman	Souder
Lewis (KY)	Pryce (OH)	Spence
LoBiondo	Quinn	Stearns
Lucas (KY)	Radanovich	Stump
Lucas (OK)	Ramstad	Sununu
Maloney (CT)	Regula	Sweeney
Manzullo	Reynolds	Talent
McCarthy (NY)	Riley	Tancredo
McColum	Roemer	Tauzin
McCrery	Rogan	Taylor (MS)
McHugh	Rogers	Taylor (NC)
McInnis	Rohrabacher	Terry
McIntosh	Roukema	Thornberry
McIntyre	Royce	Thune
McKeon	Ryan (WI)	Tiahrt
Metcalf	Ryun (KS)	Toomey
Mica	Salmon	Traficant
Miller (FL)	Sanchez	Upton
Miller, Gary	Sandlin	Walden
Moran (KS)	Sanford	Wamp
Myrick	Saxton	Watkins
Nethercutt	Scarborough	Watts (OK)
Ney	Schaffer	Weldon (FL)
Northup	Sensenbrenner	Weldon (PA)
Norwood	Sessions	Weller
Nussle	Shadegg	Whitfield
Ose	Shays	Wicker
Oxley	Sherman	Wilson
Packard	Sherwood	Wolf
Pallone	Shimkus	Young (AK)
Paul	Shows	Young (FL)
Pease	Simpson	
Peterson (PA)	Skeen	

NAYS—199

Abercrombie	Gejdenson	Menendez
Ackerman	Gephardt	Millender-
Allen	Gonzalez	McDonald
Baird	Gutierrez	Miller, George
Baldacci	Hall (OH)	Minge
Baldwin	Hill (IN)	Mink
Barrett (WI)	Hill (MT)	Moakley
Bateman	Hilliard	Mollohan
Becerra	Hinchev	Moore
Bentsen	Hinojosa	Moran (VA)
Bereuter	Hoeffel	Morella
Berkley	Holden	Murtha
Berman	Holt	Nadler
Blagojevich	Hooley	Napolitano
Blumenauer	Hostettler	Neal
Boehlert	Houghton	Oberstar
Bonior	Hoyer	Obey
Borski	Hyde	Oliver
Boucher	Inslee	Ortiz
Boyd	Jackson (IL)	Owens
Brady (PA)	Jackson-Lee	Pascrell
Brown (FL)	(TX)	Pastor
Brown (OH)	Jefferson	Payne
Campbell	Johnson (CT)	Pelosi
Capps	Johnson, E. B.	Petersen (MN)
Capuano	Jones (OH)	Phelps
Cardin	Kanjorski	Pickett
Carson	Kaptur	Pomeroy
Clay	Kennedy	Porter
Clayton	Kildee	Price (NC)
Clement	Kilpatrick	Rahall
Clyburn	Kind (WI)	Rangel
Conyers	Klecza	Reyes
Costello	Klink	Rivers
Coyne	Kucinich	Rodriguez
Crowley	LaFalce	Rothman
Cummings	Lampson	Roybal-Allard
Danner	Lantos	Rush
Davis (FL)	Larson	Sabo
Davis (IL)	Lee	Sanders
DeFazio	Levin	Sawyer
DeGette	Lewis (CA)	Schakowsky
DeLahunt	Lewis (GA)	Scott
DeLauro	Linder	Serrano
Deutsch	Lipinski	Shaw
Dingell	Lofgren	Sisisky
Dixon	Lowey	Slaughter
Doggett	Luther	Smith (WA)
Dooley	Maloney (NY)	Snyder
Doyle	Markey	Spratt
Dreier	Martinez	Stabenow
Edwards	Mascara	Stark
Engel	Matsui	Stenholm
Eshoo	McCarthy (MO)	Strickland
Evans	McDermott	Stupak
Farr	McGovern	Tanner
Fattah	McKinney	Tauscher
Filner	McNulty	Thomas
Ford	Meehan	Thompson (CA)
Frank (MA)	Meek (FL)	Thompson (MS)
Frost	Meeks (NY)	Thurman

Tierney	Vento	Wexler
Towns	Visclosky	Weygand
Turner	Walsh	Wise
Udall (CO)	Waters	Woolsey
Udall (NM)	Watt (NC)	Wu
Velazquez	Weiner	Wynn

NOT VOTING—6

Brown (CA)	Hastings (FL)	Shuster
Dicks	Ros-Lehtinen	Waxman

So, two-thirds of the Members present not having voted in favor thereof, said joint resolution was not passed.

A motion to reconsider the vote whereby said joint resolution was not passed was, by unanimous consent, laid on the table.

§33.7 ORDER OF BUSINESS— CONSIDERATION OF H.R. 1376

On motion of Mr. ARCHER, by unanimous consent,

*Ordered*, That it may be in order at any time on Thursday, April 15, 1999, without intervention of any point of order to consider in the House the bill (H. R. 1376) to extend the tax benefits available with respect to services performed in a combat zone to services performed in the Federal Republic of Yugoslavia (Serbia/Montenegro) and certain other areas, and for other purposes; that the bill be considered as read for amendment; that the amendment recommended by the Committee on Ways and Means now printed in the bill be considered as adopted; that the previous question be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate on the bill, as amended, equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means, (2) one motion to recommend with or without instructions, and (3) that House Resolution 140 be laid on the table.

Pursuant to the foregoing order of the House, H. Res. 140 was laid on the table.

§33.8 COMBAT ZONE TAX BENEFITS EXPANSION

Mr. ARCHER, pursuant to the foregoing order of the House, called up the bill (H.R. 1376) to extend the tax benefits available with respect to services performed in a combat zone to services performed in the Federal Republic of Yugoslavia (Serbia/Montenegro) and certain other areas, and for other purposes.

When said bill was considered and read twice.

Pursuant to the order of the House, the following amendment recommended by the Committee on Ways and Means, was considered as adopted:

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

SECTION 1. AVAILABILITY OF CERTAIN TAX BENEFITS FOR SERVICES AS PART OF OPERATION ALLIED FORCE.

(a) GENERAL RULE.—For purposes of the following provisions of the Internal Revenue Code of 1986, a qualified hazardous duty area shall be treated in the same manner as if it were a combat zone (as determined under section 112 of such Code):

(1) Section 2(a)(3) (relating to special rule where deceased spouse was in missing status).

(2) Section 112 (relating to the exclusion of certain combat pay of members of the Armed Forces).

(3) Section 692 (relating to income taxes of members of Armed Forces on death).

(4) Section 2201 (relating to members of the Armed Forces dying in combat zone or by reason of combat-zone-incurred wounds, etc.).

(5) Section 3401(a)(1) (defining wages relating to combat pay for members of the Armed Forces).

(6) Section 4253(d) (relating to the taxation of phone service originating from a combat zone from members of the Armed Forces).

(7) Section 6013(f)(1) (relating to joint return where individual is in missing status).

(8) Section 7508 (relating to time for performing certain acts postponed by reason of service in combat zone).

(b) QUALIFIED HAZARDOUS DUTY AREA.—For purposes of this section, the term “qualified hazardous duty area” means any area of the Federal Republic of Yugoslavia (Serbia/Montenegro), Albania, the Adriatic Sea, and the northern Ionian Sea during the period (which includes the date of the enactment of this Act) that any member of the Armed Forces of the United States is entitled to special pay under section 310 of title 37, United States Code (relating to special pay: duty subject to hostile fire or imminent danger) for services performed in such area.

(c) SPECIAL RULE FOR SECTION 7508.—Solely for purposes of applying section 7508 of the Internal Revenue Code of 1986, in the case of an individual who is performing services as part of Operation Allied Force outside the United States while deployed away from such individual’s permanent duty station, the term “qualified hazardous duty area” includes, during the period for which the entitlement referred to in subsection (b) is in effect, any area in which such services are performed.

(d) EFFECTIVE DATES.—

(1) IN GENERAL.—Except as provided in paragraph (2), this section shall take effect on March 24, 1999.

(2) WITHHOLDING.—Subsection (a)(5) shall apply to remuneration paid after the date of the enactment of this Act.

After debate,  
Pursuant to the order of the House, the previous question was ordered.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce  
Will the House now pass said bill?

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

Mr. ARCHER 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 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 424  
Nays ..... 0

33.9 [Roll No. 91]  
YEAS—424

Abercrombie	Baker	Barton
Ackerman	Baldacci	Bass
Aderholt	Baldwin	Bateman
Allen	Ballenger	Becerra
Andrews	Barcia	Bentsen
Archer	Barr	Bereuter
Armey	Barrett (NE)	Berkley
Bachus	Barrett (WI)	Berman
Baird	Bartlett	Berry

Biggert	Ford	Lewis (KY)
Bilbray	Fossella	Linder
Bilirakis	Fowler	Lipinski
Bishop	Frank (MA)	LoBiondo
Blagojevich	Franks (NJ)	Lofgren
Bliley	Frelinghuysen	Lowey
Blumenauer	Frost	Lucas (KY)
Blunt	Galleghy	Lucas (OK)
Boehlert	Ganske	Luther
Boehner	Gejdenson	Maloney (CT)
Bonilla	Gekas	Maloney (NY)
Bonior	Gephardt	Manzullo
Bono	Gibbons	Markey
Borski	Gilchrest	Martinez
Boswell	Gillmor	Mascara
Boucher	Gilman	Matsui
Boyd	Gonzalez	McCarthy (MO)
Brady (PA)	Goode	McCarthy (NY)
Brady (TX)	Goodlatte	McCollum
Brown (FL)	Goodling	McCreery
Brown (OH)	Gordon	McDermott
Bryant	Goss	McGovern
Burr	Graham	McHugh
Burton	Granger	McInnis
Buyer	Green (TX)	McIntosh
Callahan	Green (WI)	McIntyre
Calvert	Greenwood	McKeon
Camp	Gutierrez	McKinney
Campbell	Gutknecht	McNulty
Canady	Hall (OH)	Meehan
Cannon	Hall (TX)	Meek (FL)
Capps	Hansen	Meeks (NY)
Capuano	Hastert	Menendez
Cardin	Hayes	Metcalfe
Carson	Hayworth	Mica
Castle	Hefley	Millender-
Chabot	Herger	McDonald
Chambliss	Hill (IN)	Miller (FL)
Chenoweth	Hill (MT)	Miller, Gary
Clay	Hilleary	Miller, George
Clayton	Hilliard	Minge
Clement	Hinchey	Mink
Clyburn	Hinojosa	Mollohan
Coble	Hobson	Moore
Coburn	Hoeffel	Moran (KS)
Collins	Hoekstra	Moran (VA)
Combest	Holden	Morella
Condit	Holt	Murtha
Conyers	Hooley	Myrick
Cook	Horn	Nadler
Cooksey	Hostettler	Napolitano
Costello	Houghton	Neal
Cox	Hoyer	Nethercutt
Coyne	Hulshof	Ney
Cramer	Hunter	Northup
Crane	Hutchinson	Norwood
Crowley	Hyde	Nussle
Cubin	Inslee	Oberstar
Cummings	Isakson	Obey
Cunningham	Jackson (IL)	Oliver
Danner	Jackson-Lee	Ortiz
Davis (FL)	(TX)	Ose
Davis (IL)	Jefferson	Owens
Davis (VA)	Jenkins	Oxley
Deal	John	Packard
DeFazio	Johnson (CT)	Pallone
DeGette	Johnson, E. B.	Pascarella
DeLahunt	Johnson, Sam	Pastor
DeLauro	Jones (NC)	Paul
DeLay	Jones (OH)	Payne
DeMint	Kanjorski	Pease
Deutsch	Kaptur	Pelosi
Diaz-Balart	Kasich	Peterson (MN)
Dickey	Kelly	Peterson (PA)
Dingell	Kennedy	Petri
Dixon	Kildee	Phelps
Doggett	Kilpatrick	Pickering
Dooley	Kind (WI)	Pickett
Doolittle	King (NY)	Pitts
Doyle	Kingston	Pombo
Dreier	Kleczka	Pomeroy
Duncan	Klink	Porter
Dunn	Knollenberg	Portman
Edwards	Kolbe	Price (NC)
Ehlers	Kucinich	Pryce (OH)
Ehrlich	Kuykendall	Quinn
Emerson	LaFalce	Radanovich
Engel	LaHood	Rahall
English	Lampson	Ramstad
Eshoo	Lantos	Rangel
Etheridge	Largent	Regula
Evans	Larson	Reyes
Everett	Latham	Reynolds
Ewing	LaTourrette	Riley
Farr	Lazio	Rivers
Fattah	Leach	Rodriguez
Filner	Lee	Roemer
Fletcher	Levin	Rogan
Foley	Lewis (CA)	Rogers
Forbes	Lewis (GA)	Rohrabacher

Rothman	Slaughter	Toomey
Roukema	Smith (MI)	Towns
Roybal-Allard	Smith (NJ)	Trafficant
Royce	Smith (TX)	Turner
Rush	Smith (WA)	Udall (CO)
Ryan (WI)	Snyder	Udall (NM)
Ryun (KS)	Souder	Upton
Sabo	Spence	Velazquez
Salmon	Spratt	Vento
Sanchez	Stabenow	Visclosky
Sanders	Stark	Walden
Sandlin	Stearns	Walsh
Sanford	Stenholm	Wamp
Sawyer	Strickland	Waters
Saxton	Stump	Watkins
Scarborough	Stupak	Watt (NC)
Schaffer	Sununu	Watts (OK)
Schakowsky	Talent	Weiner
Scott	Tancredo	Weldon (FL)
Sensenbrenner	Tanner	Weldon (PA)
Serrano	Tauscher	Weller
Sessions	Tauzin	Wexler
Shadegg	Taylor (MS)	Weygand
Shaw	Taylor (NC)	Whitfield
Shays	Terry	Wicker
Sherman	Thomas	Wilson
Sherwood	Thompson (CA)	Wise
Shimkus	Thompson (MS)	Wolf
Shows	Thornberry	Woolsey
Simpson	Thune	Wu
Sisisky	Thurman	Wynn
Skeen	Tiahrt	Young (AK)
Skelton	Tierney	Young (FL)

NOT VOTING—10

Brown (CA)	Istook	Sweeney
Dicks	Moakley	Waxman
Hastings (FL)	Ros-Lehtinen	
Hastings (WA)	Shuster	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

33.10 USE OF CAPITOL ROTUNDA FOR NATO CEREMONY

On motion of Mr. THOMAS, by unanimous consent, the Committee on House Administration was discharged from further consideration of the following concurrent resolution (H. Con. Res. 81):

Resolved by the House of Representatives (the Senate concurring), That the rotunda of the United States Capitol is authorized to be used on April 23, 1999, for a ceremony in honor of the Fiftieth Anniversary of the North Atlantic Treaty Organization (NATO) and welcoming the three newest members of NATO, the Republic of Poland, the Republic of Hungary, and the Czech Republic, into NATO. Physical preparations for the ceremony shall be carried out in accordance with such conditions as the Architect of the Capitol may prescribe.

When said concurrent resolution was considered and agreed to.

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

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

33.11 U.S.S. ALABAMA CREWMAN’S ASSOCIATION

On motion of Mr. CALLAHAN, by unanimous consent, the Committee on Armed Services was discharged from further consideration of the following resolution (H. Res. 123):

Whereas the U.S.S. ALABAMA (BB-60) was a South Dakota class battleship that served first in the North Atlantic and then in the Pacific Fleet during World War II;