

Luther	Pastor	Sisisky
Maloney (CT)	Paul	Skeen
Maloney (NY)	Payne	Skelton
Manzullo	Pease	Smith (MI)
Markey	Pelosi	Smith (TX)
Martinez	Peterson (MN)	Smith (WA)
Mascara	Peterson (PA)	Snyder
Matsui	Petri	Souder
McCarthy (MO)	Phelps	Spence
McCarthy (NY)	Pickering	Spratt
McCollum	Pitts	Stabenow
McCrery	Pombo	Stark
McHugh	Pomeroy	Stearns
McInnis	Porter	Stenholm
McIntosh	Portman	Strickland
McIntyre	Price (NC)	Stump
McKeon	Pryce (OH)	Sununu
McKinney	Quinn	Talent
McNulty	Radanovich	Tancredo
Meehan	Rahall	Tanner
Meek (FL)	Regula	Tauscher
Meeks (NY)	Reyes	Tauzin
Menendez	Reynolds	Taylor (NC)
Metcalf	Riley	Terry
Mica	Rivers	Thomas
Millender-	Rodriguez	Thornberry
McDonald	Roemer	Thune
Miller (FL)	Rogan	Thurman
Miller, Gary	Rogers	Toomey
Minge	Rohrabacher	Towns
Mink	Ros-Lehtinen	Trafigant
Moakley	Rothman	Turner
Mollohan	Roukema	Udall (CO)
Moore	Roybal-Allard	Udall (NM)
Moran (VA)	Royce	Upton
Morella	Ryan (WI)	Velazquez
Murtha	Ryun (KS)	Vento
Myrick	Salmon	Walden
Nadler	Sanchez	Walsh
Napolitano	Sandlin	Wamp
Neal	Sanford	Watt (NC)
Nethercutt	Sawyer	Waxman
Ney	Saxton	Weiner
Northup	Schakowsky	Weldon (FL)
Norwood	Sensenbrenner	Weldon (PA)
Nussle	Serrano	Wexler
Obey	Sessions	Weygand
Oliver	Shadegg	Whitfield
Ortiz	Shaw	Wicker
Ose	Shays	Wilson
Owens	Sherman	Wise
Oxley	Sherwood	Wolf
Packard	Shimkus	Woolsey
Pallone	Shows	
Pascarell	Shuster	

NAYS—41

Aderholt	Hilliard	Ramstad
Borski	Holt	Rush
Clay	Johnson, E. B.	Sabo
Clyburn	Klink	Schaffer
Costello	Kucinich	Stupak
DeFazio	Lee	Sweeney
English	Lewis (GA)	Taylor (MS)
Filner	LoBiondo	Thompson (CA)
Ford	McDermott	Thompson (MS)
Gephardt	McGovern	Visclosky
Gibbons	Miller, George	Waters
Gutknecht	Moran (KS)	Weller
Hastings (FL)	Oberstar	Wu
Hefley	Pickett	

NOT VOTING—33

Barton	Granger	Scott
Becerra	Green (WI)	Simpson
Berman	Greenwood	Slaughter
Bishop	Gutierrez	Smith (NJ)
Brown (CA)	Hutchinson	Tiaht
Carson	Hyde	Tierney
Cubin	Istook	Watkins
Dickey	Lewis (KY)	Watts (OK)
Engel	Rangel	Wynn
Farr	Sanders	Young (AK)
Fattah	Scarborough	Young (FL)

So the Journal was approved.

44.5 PROVIDING FOR THE CONSIDERATION OF H.R. 833

Mr. SESSIONS, by direction of the Committee on Rules, called up the following resolution (H. Res. 158):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 833) to amend

title 11 of the United States Code, and for other purposes. The first reading of the bill shall be dispensed with. Points of order against consideration of the bill for failure to comply with section 302 or section 311 of the Congressional Budget Act of 1974 are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived. No amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against the amendments printed in the report are waived. The chairman of the Committee of the Whole may: (1) postpone until a time during further consideration in the Committee of the Whole a request for a recorded vote on any amendment; and (2) reduce to five minutes the minimum time for electronic voting on any postponed question that follows another electronic vote without intervening business, provided that the minimum time for electronic voting on the first in any series of questions shall be 15 minutes. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

When said resolution was considered.

After debate,

Mr. SESSIONS moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mrs. EMERSON, announced that the nays had it.

Mr. SESSIONS 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 227
Nays 190

44.6

[Roll No. 109]

YEAS—227

Aderholt	Gekas	Ose
Archer	Gibbons	Oxley
Armey	Gilchrest	Packard
Bachus	Gillmor	Paul
Baker	Gilman	Pease
Ballenger	Goode	Peterson (PA)
Barcia	Goodlatte	Petri
Barr	Goodling	Pickering
Barrett (NE)	Goss	Pitts
Bartlett	Graham	Pombo
Barton	Granger	Porter
Bass	Green (WI)	Portman
Bateman	Greenwood	Pryce (OH)
Bereuter	Gutknecht	Quinn
Biggert	Hansen	Radanovich
Bilbray	Hastings (WA)	Ramstad
Bilirakis	Hayes	Regula
Blunt	Hayworth	Reynolds
Boehler	Hefley	Riley
Boehner	Herger	Rogan
Bonilla	Hill (MT)	Rogers
Bono	Hillery	Rohrabacher
Boucher	Hobson	Ros-Lehtinen
Boyd	Hoekstra	Rothman
Brady (TX)	Horn	Roukema
Bryant	Hostettler	Royce
Burr	Houghton	Ryan (WI)
Burton	Hulshof	Ryun (KS)
Buyer	Hunter	Salmon
Callahan	Hutchinson	Sanford
Calvert	Hyde	Saxton
Campbell	Isakson	Scarborough
Canady	Jenkins	Schaffer
Cannon	John	Schakowsky
Castle	Johnson (CT)	Sensenbrenner
Chabot	Johnson, Sam	Sessions
Chambless	Jones (NC)	Shadegg
Chenoweth	Kasich	Shaw
Coble	Kelly	Shays
Coburn	King (NY)	Sherwood
Collins	Kingston	Shimkus
Combest	Kleczka	Shuster
Cook	Knollenberg	Skeen
Cooksey	Kolbe	Smith (MI)
Cox	Kuykendall	Smith (NJ)
Cramer	LaHood	Smith (TX)
Crane	Largent	Souder
Cubin	Latham	Spence
Cunningham	LaTourrette	Stearns
Davis (VA)	Lazio	Stump
Deal	Leach	Sununu
DeLay	Lewis (CA)	Sweeney
DeMint	Lewis (KY)	Talent
Diaz-Balart	Linder	Tancredo
Dickey	LoBiondo	Tauzin
Doolittle	Lucas (OK)	Taylor (NC)
Dreier	Manzullo	Terry
Duncan	McCollum	Thomas
Dunn	McCrery	Thornberry
Ehlers	McHugh	Thune
Ehrlich	McInnis	Toomey
Emerson	McIntosh	Trafigant
English	McKeon	Upton
Eshoo	Metcalf	Velazquez
Everett	Mica	Walden
Ewing	Miller (FL)	Walsh
Fletcher	Miller, Gary	Wamp
Foley	Moran (KS)	Weldon (FL)
Forbes	Moran (VA)	Weldon (PA)
Fossella	Morella	Weller
Fowler	Myrick	Whitfield
Franks (NJ)	Nethercutt	Wicker
Frelinghuysen	Ney	Wilson
Galleghy	Northup	Wolf
Ganske	Norwood	Young (AK)
	Nussle	

NAYS—190

Abercrombie	Boswell	Cummings
Ackerman	Brady (PA)	Danner
Allen	Brown (FL)	Davis (IL)
Andrews	Brown (OH)	DeFazio
Baird	Capps	DeGette
Baldacci	Capuano	Delahunt
Baldwin	Cardin	DeLauro
Barrett (WI)	Clay	Deutsch
Bentsen	Clayton	Dicks
Berkley	Clement	Dingell
Berry	Clyburn	Dixon
Bishop	Condit	Doggett
Blagojevich	Conyers	Dooley
Blumenauer	Costello	Doyle
Bonior	Coyne	Edwards
Borski	Crowley	Engel

Etheridge	Lipinski	Rahall
Evans	Lofgren	Rangel
Farr	Lowey	Reyes
Fattah	Lucas (KY)	Rivers
Filner	Luther	Rodriguez
Ford	Maloney (CT)	Roemer
Frank (MA)	Maloney (NY)	Roybal-Allard
Frost	Markey	Rush
Gejdenson	Martinez	Sabo
Gephardt	Mascara	Sanchez
Gonzalez	Matsui	Sanders
Gordon	McCarthy (MO)	Sandlin
Green (TX)	McCarthy (NY)	Sawyer
Gutierrez	McDermott	Scott
Hall (OH)	McGovern	Serrano
Hall (TX)	McIntyre	Sherman
Hastings (FL)	McKinney	Shows
Hill (IN)	McNulty	Sisisky
Hilliard	Meehan	Skelton
Hinchey	Meek (FL)	Smith (WA)
Hinojosa	Meeks (NY)	Snyder
Hoefel	Menendez	Spratt
Holden	Millender-	Stabenow
Holt	McDonald	Stark
Hooley	Miller, George	Stenholm
Hoyer	Minge	Strickland
Inslee	Mink	Stupak
Jackson (IL)	Moakley	Tanner
Jackson-Lee	Moore	Tauscher
(TX)	Murtha	Taylor (MS)
Jefferson	Nadler	Thompson (CA)
Johnson, E. B.	Napolitano	Thompson (MS)
Jones (OH)	Neal	Thurman
Kanjorski	Oberstar	Tierney
Kaptur	Obey	Towns
Kennedy	Oliver	Turner
Kildee	Ortiz	Udall (CO)
Kilpatrick	Owens	Udall (NM)
Kind (WI)	Pallone	Vento
Klink	Pascrell	Visclosky
Kucinich	Pastor	Waters
LaFalce	Payne	Watt (NC)
Lampson	Pelosi	Weiner
Lantos	Peterson (MN)	Wexler
Larson	Phelps	Weygand
Lee	Pickett	Wise
Levin	Pomeroy	Woolsey
Lewis (GA)	Price (NC)	Wu

NOT VOTING—16

Becerra	Istook	Watts (OK)
Berman	Mollohan	Waxman
Bilely	Simpson	Wynn
Brown (CA)	Slaughter	Young (FL)
Carson	Tiahrt	
Davis (FL)	Watkins	

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mrs. EMERSON, announced that the yeas had it.

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.

44.7 PERMISSION TO FILE REPORT

On motion of Mr. GEKAS, by unanimous consent, the Committee on the Judiciary was granted permission until midnight, Friday, May 7, 1999, to file a report on the bill (H.R. 775) to establish certain procedures for civil actions brought for damages relating to the failure of any device or system to process or otherwise deal with the transition from the year 1999 to the year 2000, and for other purposes.

44.8 BANKRUPTCY REFORM

The SPEAKER pro tempore, Mrs. EMERSON, pursuant to House Resolution 158 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 833) to amend title 11 of the

United States Code, and for other purposes.

The SPEAKER pro tempore, Mrs. EMERSON, by unanimous consent, designated Mr. NETHERCUTT as Chairman of the Committee of the Whole; and after some time spent therein,

44.9 RECORDED VOTE

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

Page 8, beginning on line 14, strike “(which)” and all that follows through “104(b)” on line 19.

Beginning on page 8, strike line 23, and all that follows through line 13 on page 9, and insert the following (and make such technical and conforming changes as may be appropriate):

“(i) The debtor’s monthly expenses shall be the debtor’s monthly expenses reasonably necessary to be expended—

“(I) for the maintenance or support of the debtor, the dependents of the debtor, and, in a joint case, the spouse of the debtor if the spouse is not otherwise a dependent; and

“(II) if the debtor is engaged in business, for the payment of expenditures necessary for the continuation, preservation, and operation of such business.

Notwithstanding any other provision of this clause, the debtor’s monthly expenses shall not include any payments for debts described in clauses (iii) and (iv).

Page 14, line 15, add close quotation marks and a period at the end.

Beginning on page 14, strike line 16 and all that follows through line 3 on page 15.

Page 101, after line 9, insert the following (and make such technical and conforming changes as may be appropriate):

SEC. 154. GUIDELINES FOR ASSESSING INCOME.

Section 586 of title 28, United States Code, is amended by adding at the end the following:

“(f) Not later than 1 year after the effective date of this subsection, the Director of the Executive Office for United States Trustees shall issue guidelines to assist in making assessments of whether income is not reasonably necessary to be expended by a debtor for the maintenance or support of the debtor, the dependents of the debtor, and, in a joint case, the spouse of the debtor if the spouse is not otherwise a dependent.”.

Page 153, line 23, insert “as amended by section 154,” after “Code.”.

Page 154, line 3, strike “(f)” and insert “(g)”.

Page 154, line 5, strike “(f)(1)(A)” and insert “(g)(1)(A)”.

Page 156, line 22, strike “586(f)” and insert “586(g)”.

Page 157, line 4, strike “586(f)” and insert “586(g)”.

It was decided in the { Yeas 184 negative } Nays 238

44.10 [Roll No. 110] AYES—184

Abercrombie	Blumenauer	Clay
Ackerman	Boehlert	Clayton
Allen	Bonior	Clement
Bachus	Borski	Clyburn
Baird	Brady (PA)	Conyers
Baldacci	Brown (FL)	Costello
Baldwin	Brown (OH)	Coyne
Barrett (NE)	Camp	Cummings
Barrett (WI)	Capps	Danner
Bentsen	Capuano	Davis (IL)
Berkley	Cardin	DeFazio
Bishop	Carson	DeGette
Blagojevich	Chambliss	Delahunt

DeLauro	Kind (WI)	Pallone
Deutsch	King (NY)	Payne
Diaz-Balart	Kleczka	Pelosi
Dickey	Klink	Phelps
Dicks	Kucinich	Pomeroy
Dingell	LaFalce	Price (NC)
Dixon	LaHood	Rahall
Doggett	Lampson	Rangel
Doyle	Lantos	Reyes
Edwards	Larson	Rodriguez
Engel	LaTourette	Ros-Lehtinen
Eshoo	Leach	Roybal-Allard
Evans	Lee	Rush
Farr	Levin	Sabo
Fattah	Lewis (GA)	Sanchez
Filner	Lipinski	Sanders
Forbes	Lofgren	Sawyer
Ford	Lowey	Schakowsky
Fossella	Maloney (NY)	Scott
Frank (MA)	Manzullo	Serrano
Ganske	Markey	Sherman
Gejdenson	Martinez	Shows
Gilchrest	Mascara	Snyder
Gilman	Matsui	Spratt
Gonzalez	McCarthy (MO)	Stabenow
Green (TX)	McCarthy (NY)	Stark
Gutierrez	McDermott	Strickland
Hall (OH)	McGovern	Stupak
Hastings (FL)	McHugh	Thompson (MS)
Hill (IN)	McIntosh	Thurman
Hilliard	McKinney	Tierney
Hinchey	McNulty	Towns
Hinojosa	Meehan	Trafficant
Hoefel	Meek (FL)	Udall (CO)
Holt	Meeks (NY)	Udall (NM)
Houghton	Miller, George	Vento
Hoyer	Minge	Visclosky
Hyde	Mink	Wamp
Inslee	Moakley	Waters
Jackson (IL)	Morella	Watt (NC)
Jackson-Lee	Murtha	Waxman
(TX)	Nadler	Weiner
Jefferson	Napolitano	Weldon (PA)
Johnson, E. B.	Neal	Wexler
Jones (OH)	Oberstar	Wilson
Kanjorski	Obey	Wise
Kaptur	Oliver	Woolsey
Kildee	Ortiz	Wu
Kilpatrick	Owens	

NOES—238

Aderholt	Cubin	Hoekstra
Andrews	Cunningham	Holden
Archer	Davis (FL)	Hooley
Army	Davis (VA)	Horn
Baker	Deal	Hostettler
Ballenger	DeLay	Hulshof
Barcia	DeMint	Hunter
Barr	Dooley	Hutchinson
Bartlett	Doolittle	Isakson
Barton	Dreier	Istook
Bass	Duncan	Jenkins
Bateman	Dunn	John
Bereuter	Ehlers	Johnson (CT)
Berry	Ehrlich	Johnson, Sam
Biggett	Emerson	Jones (NC)
Bilbray	English	Kasich
Bilirakis	Etheridge	Kelly
Bilely	Everett	Kennedy
Blunt	Ewing	Kingston
Boehner	Fletcher	Knollenberg
Bonilla	Foley	Kolbe
Bono	Fowler	Kuykendall
Boswell	Franks (NJ)	Largent
Boucher	Frelinghuysen	Latham
Boyd	Frost	Lazio
Brady (TX)	Gallegly	Lewis (CA)
Bryant	Gekas	Lewis (KY)
Burr	Gibbons	Linder
Burton	Gillmor	LoBiondo
Buyer	Goode	Lucas (KY)
Callahan	Goodlatte	Lucas (OK)
Calvert	Goodling	Maloney (CT)
Campbell	Gordon	McCollum
Canady	Goss	McCrary
Cannon	Graham	McInnis
Castle	Granger	McIntyre
Chabot	Green (WI)	McKeon
Chenoweth	Greenwood	Menendez
Coble	Gutknecht	Metcalf
Coburn	Hall (TX)	Mica
Collins	Hansen	Miller (FL)
Combest	Hastings (WA)	Miller, Gary
Condit	Hayes	Mollohan
Cook	Hayworth	Moore
Cooksey	Hefley	Moran (KS)
Cox	Herger	Moran (VA)
Cramer	Hill (MT)	Myrick
Crane	Hilleary	Nethercutt
Crowley	Hobson	Ney