

SEC. 2. The amendment considered as adopted is as follows: page 3, line 13, strike "cause or increase" and insert "set forth".

When said resolution was considered. After debate,

On motion of Mr. LINDER, 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. LATOURETTE, announced that the yeas had it.

Mr. MOAKLEY 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 223
Nays 205

57.15 [Roll No. 162]
YEAS—223

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

Tancredo
Tauzin
Taylor (NC)
Terry
Thomas
Thornberry
Thune
Tiahrt

Abercrombie
Ackerman
Allen
Andrews
Baird
Baldaacci
Baldwin
Barcia
Barrett (WI)
Becerra
Bentsen
Berkley
Berman
Berry
Bishop
Blagojevich
Blumenauer
Bonior
Borski
Boswell
Boucher
Boyd
Brady (PA)
Brown (FL)
Brown (OH)
Capps
Capuano
Cardin
Carson
Clay
Clayton
Clement
Clyburn
Condit
Conyers
Costello
Coyne
Cramer
Crowley
Cummings
Danner
Davis (FL)
Davis (IL)
DeFazio
DeGette
DeLauro
Deutsch
Dicks
Dingell
Dixon
Doggett
Dooley
Doyle
Edwards
Engel
Etheridge
Evans
Farr
Fattah
Finer
Ford
Frank (MA)
Frost
Gejdenson
Gephardt
Gonzalez
Goode
Green (TX)

NAYS—205

Gutierrez
Hall (OH)
Hall (TX)
Hastings (FL)
Hill (IN)
Hilliard
Hinchev
Hinojosa
Hoeffel
Holden
Holt
Hooley
Hoyer
Inslee
Jackson (IL)
Jackson-Lee (TX)
Jefferson
John
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind (WI)
Kleccka
Klink
Kucinich
LaFalce
Lampson
Lantos
Larson
Lee
Levin
Lewis (GA)
Lipinski
Lofgren
Lowe
Lucas (KY)
Luther
Maloney (CT)
Markey
Martinez
Mascara
Matsui
McCarthy (MO)
McCarthy (NY)
McDermott
McGovern
McIntyre
McKinney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Menendez
Miller
Miller, George
Mink
Moakley
Mollohan
Moore
Moran (VA)
Murtha
Nader
Napolitano

Weldon (PA)
Weller
Wicker
Wilson
Wolf
Young (FL)

57.17 FURTHER MESSAGE FROM THE SENATE

A message from the Senate by Mr. Lundregan, one of its clerks, announced that the Senate had passed a concurrent resolution of the following title, in which the concurrence of the House is requested:

S. Con. Res. 35. Concurrent resolution providing for a conditional adjournment or recess of the Senate and a conditional adjournment of the House of Representatives.

57.18 SOCIAL SECURITY AND MEDICARE SAFE DEPOSIT BOX

Mr. HERGER, pursuant to House Resolution 186, called up the bill (H.R. 1259) to amend the Congressional Budget Act of 1974 to protect Social Security surpluses through strengthened budgetary enforcement.

When said bill was considered and read twice.

Pursuant to House Resolution 186, the following amendment, printed in House Report 106-160, was considered as adopted:

Page 3, line 13, strike "cause or increase" and insert "set forth".

Pursuant to House Resolution 186, the SPEAKER pro tempore, Mr. LATOURETTE, recognized Messrs. HERGER, SPRATT, DREIER, MOAKLEY, SHAW, and MATSUI for 20 minutes each.

After debate, Pursuant to House Resolution 186, the previous question was ordered on the bill, as amended.

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

Mr. RANGEL moved to recommit the bill to the Committee on Ways and Means with instructions to report the bill back to the House forthwith with the following amendments:

Redesignate sections 4 and 5 as sections 5 and 6, respectively, and insert after section 3 the following new section:

SEC. 4. SURPLUSES RESERVED UNTIL SOCIAL SECURITY AND MEDICARE SOLVENCY LEGISLATION IS ENACTED.

(a) IN GENERAL.—Section 312 of the Congressional Budget Act of 1974 (as amended by section 3) is further amended by adding at the end the following new subsection:

"(h) SURPLUSES RESERVED UNTIL SOCIAL SECURITY AND MEDICARE SOLVENCY LEGISLATION IS ENACTED.—

"(1) IN GENERAL.—Until there is both a social security solvency certification and a Medicare solvency certification, it shall not be in order in the House of Representatives or the Senate to consider—

"(A) any concurrent resolution on the budget, or conference report thereon or amendment thereto, that would use any portion of the baseline budget surpluses, or

"(B) any bill, joint resolution, amendment, motion, or conference report if—

"(i) the enactment of that bill or resolution as reported,

"(ii) the adoption and enactment of that amendment, or

"(iii) the enactment of that bill or resolution in the form recommended in that conference report,

would use any portion of the baseline budget surpluses.

"(2) BASELINE BUDGET SURPLUSES.—

"(A) IN GENERAL.—For purposes of this subsection, the term 'baseline budget surplus'

NOT VOTING—6

Brown (CA) Kasich Whitfield
Cox Pelosi Young (AK)

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.

57.16 MESSAGES FROM THE PRESIDENT

Sundry messages in writing from the President of the United States were communicated to the House by Mr. Sherman Williams, one of his secretaries.

means the sum of the on- and off-budget surpluses contained in the most recent baseline budget projections made by the Congressional Budget Office at the beginning of the annual budget cycle and no later than the month of March.

“(B) BASELINE BUDGET PROJECTION.—For purposes of subparagraph (A), the term ‘baseline budget projection’ means the projection described in section 257 of the Balanced Budget and Emergency Deficit Control Act of 1985 of current year levels of outlays, receipts, and the surplus or deficit into the budget year and future years; except that if outlays for programs subject to discretionary appropriations are subject to statutory spending limits then these outlays shall be projected at the level of any applicable statutory discretionary spending limits. For purposes of this subsection, the baseline budget projection shall include both on-budget and off-budget outlays and receipts.

“(3) USE OF PORTION OF THE BASELINE BUDGET SURPLUSES.—For purposes of this subsection, a portion of the baseline budget surpluses is used if, relative to the baseline budget projection—

“(A) in the case of legislation affecting revenues, any net reduction in revenues in the current year or the budget year, or over the 5 or 10-year estimating periods beginning with the budget year, is not offset by reductions in direct spending,

“(B) in the case of legislation affecting direct spending, any net increase in direct spending in the current year or the budget year, or over such 5 or 10-year periods, is not offset by increases in revenues, and

“(C) in the case of an appropriations bill, there is a net increase in discretionary outlays in the current year or the budget year when the discretionary outlays from such bill are added to the discretionary outlays from all previously enacted appropriations bills.

“(4) SOCIAL SECURITY SOLVENCY CERTIFICATION.—For purposes of this subsection, the term ‘social security solvency certification’ means a certification by the Board of Trustees of the Social Security Trust Funds that the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund are, taken together, in actuarial balance for the 75-year period utilized in the most recent annual report of such Board of Trustees pursuant to section 201(c)(2) of the Social Security Act (42 U.S.C. 401(c)(2)).

“(5) MEDICARE SOLVENCY CERTIFICATION.—For purposes of this subsection, the term ‘Medicare solvency certification’ means a certification by the Board of Trustees of the Federal Hospital Insurance Trust Fund that such Trust Fund is in actuarial balance for the 30-year period utilized in the most recent annual report of such Board of Trustees pursuant to section 1817(b) of the Social Security Act.”

(b) SUPER MAJORITY REQUIREMENT.—(1) Section 904(c)(1) of the Congressional Budget Act of 1974 (as amended by section 3) is further amended by inserting “312(h),” after “310(g).”

(2) Section 904(d)(2) of the Congressional Budget Act of 1974 (as amended by section 3) is further amended by inserting “312(h),” after “310(g).”

After debate, By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce, Will the House recommit said bill with instructions?

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

Mr. RANGEL 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 205 Nays 222

¶57.19 [Roll No. 163] YEAS—205

Table listing names of members voting YEAS (205) and NAYS (222) for Roll No. 163. Includes names like Gordon, Green (TX), Nadler, etc.

NAYS—222

Table listing names of members voting NAYS (222) for Roll No. 163. Includes names like Bilbray, Calvert, Camp, etc.

Table listing names of members voting YEAS (205) and NAYS (222) for Roll No. 164. Includes names like Cooksey, Isakson, Ramstad, etc.

NOT VOTING—6

Table listing names of members who did not vote (6). Includes names like Brown (CA), Pelosi, Scarborough, etc.

So the motion to recommit with instructions was not agreed to.

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

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

Mr. THOMAS 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 vote was taken by electronic device.

It was decided in the { Yeas 416 affirmative Nays 12

¶57.20 [Roll No. 164] YEAS—416

Table listing names of members voting YEAS (416) and NAYS (12) for Roll No. 164. Includes names like Abercrombie, Baldwin, Bentsen, etc.