

That the following article is proposed as an amendment to the Constitution of the United States, which shall be valid to all intents and purposes as part of the Constitution when ratified by the legislatures of three-fourths of the several States within seven years after the date of its submission for ratification:

“ARTICLE—

“Not inconsistent with the first article of amendment to this Constitution, the Congress shall have power to prohibit the physical desecration of the flag of the United States.”.

After debate,

Pursuant to House Resolution 217, the previous question was ordered on the amendment and the joint resolution.

The question being put, viva voce,

Will the House agree to said amendment?

The SPEAKER pro tempore, Mrs. EMERSON, announced that the nays 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 115
Nays 310

¶70.5 [Roll No. 251] YEAS—115

Abercrombie	Hastings (FL)	Mink
Ackerman	Hinchey	Moore
Allen	Hoefel	Nadler
Baldwin	Hoekstra	Neal
Barrett (WI)	Hooley	Oberstar
Becerra	Inslee	Obey
Bentsen	Jackson (IL)	Olver
Berman	Jackson-Lee	Owens
Blagojevich	(TX)	Pastor
Blumenauer	Johnson, E. B.	Payne
Bonior	Jones (OH)	Pelosi
Borski	Kaptur	Porter
Boucher	Kennedy	Price (NC)
Brady (PA)	Kilpatrick	Rivers
Brown (OH)	Kind (WI)	Roybal-Allard
Cardin	Kolbe	Rush
Carson	Kucinich	Sabo
Clay	LaFalce	Sanchez
Clayton	Lampson	Sanders
Clyburn	Lantos	Sawyer
Conyers	Larson	Schakowsky
Coyne	Leach	Scott
Cummings	Lee	Serrano
Davis (IL)	Levin	Slaughter
DeFazio	Lowey	Stark
Dicks	Maloney (CT)	Tauscher
Dixon	Maloney (NY)	Thompson (MS)
Engel	Markey	Tierney
Eshoo	Martinez	Udall (CO)
Etheridge	McCarthy (MO)	Udall (NM)
Evans	McDermott	Velazquez
Farr	McIntosh	Vento
Fattah	McKinney	Waters
Ford	McNulty	Watt (NC)
Frank (MA)	Meehan	Waxman
Frost	Meek (FL)	Weiner
Gejdenson	Meeks (NY)	Wexler
Gonzalez	Miller, George	Woolsey
Greenwood	Minge	

NAYS—310

Aderholt	Barrett (NE)	Bliley
Andrews	Bartlett	Blunt
Archer	Bass	Boehlert
Armey	Bateman	Boehner
Bachus	Bereuter	Bonilla
Baird	Berkley	Bono
Baker	Berry	Boswell
Baldacci	Biggert	Boyd
Ballenger	Bilbray	Brady (TX)
Barcia	Bilirakis	Brown (FL)
Barr	Bishop	Bryant

Burr	Hinojosa	Radanovich
Burton	Hobson	Rahall
Buyer	Holden	Ramstad
Callahan	Holt	Regula
Calvert	Horn	Reyes
Camp	Hostettler	Reynolds
Campbell	Houghton	Riley
Canady	Hoyer	Rodriguez
Cannon	Hulshof	Roemer
Capps	Hunter	Rogan
Capuano	Hutchinson	Rogers
Castle	Hyde	Rohrabacher
Chabot	Isakson	Ros-Lehtinen
Chambliss	Istook	Rothman
Chenoweth	Jefferson	Roukema
Clement	Jenkins	Royce
Coble	John	Ryan (WI)
Coburn	Johnson (CT)	Ryun (KS)
Collins	Johnson, Sam	Salmon
Combest	Jones (NC)	Sandlin
Condit	Kanjorski	Sanford
Cook	Kelly	Saxton
Cooksey	Kildee	Scarborough
Costello	King (NY)	Schaffer
Cox	Kingston	Sensenbrenner
Cramer	Klecza	Sessions
Crane	Klink	Shadegg
Crowley	Knollenberg	Shaw
Cubin	Kuykendall	Shays
Cunningham	LaHood	Sherman
Danner	Largent	Sherwood
Davis (FL)	Latham	Shimkus
Deal	LaTourette	Shows
DeGette	Lazio	Shuster
Delahunt	Lewis (CA)	Simpson
DeLauro	Lewis (GA)	Sisisky
DeLay	Lewis (KY)	Skeen
DeMint	Linder	Skelton
Deutsch	Lipinski	Smith (MI)
Diaz-Balart	LoBiondo	Smith (NJ)
Dickey	Lofgren	Smith (TX)
Dingell	Lucas (KY)	Smith (WA)
Doggett	Lucas (OK)	Snyder
Dooley	Luther	Souder
Doolittle	Manzullo	Spence
Doyle	Mascara	Spratt
Dreier	Matsui	Stabenow
Duncan	McCarthy (NY)	Stearns
Dunn	McCollum	Stenholm
Edwards	McCrery	Strickland
Ehlers	McGovern	Stump
Ehrlich	McHugh	Stupak
Emerson	McInnis	Sununu
English	McIntyre	Sweeney
Everett	McKeon	Talent
Ewing	Menendez	Tancredo
Flner	Metcalf	Tanner
Fletcher	Mica	Tauzin
Foley	Miller (FL)	Taylor (MS)
Forbes	Miller (FL)	Taylor (NC)
Fossella	Miller, Gary	Terry
Fowler	Moakley	Thomas
Franks (NJ)	Mollohan	Thompson (CA)
Frelinghuysen	Moran (KS)	Thornberry
Gallely	Moran (VA)	Thune
Ganske	Morella	Thurman
Gekas	Murtha	Tiahrt
Gephardt	Myrick	Toomey
Gibbons	Napolitano	Trafiacant
Gillmor	Nethercutt	Turner
Gilman	Ney	Upton
Goode	Northup	Visclosky
Goodlatte	Norwood	Vitter
Goodling	Nussle	Walden
Gordon	Ortiz	Walsh
Goss	Ose	Wamp
Graham	Oxley	Watkins
Granger	Packard	Watts (OK)
Green (TX)	Pallone	Weldon (FL)
Green (WI)	Pascrell	Weldon (PA)
Green (WI)	Paul	Weller
Gutierrez	Pease	Weygand
Gutknecht	Peterson (MN)	Whitfield
Hall (OH)	Peterson (PA)	Wicker
Hall (TX)	Petri	Wilson
Hansen	Phelps	Wise
Hastings (WA)	Pickering	Wolf
Hayes	Pickett	Wu
Hayworth	Pitts	Wynn
Herger	Pombo	Young (AK)
Hill (IN)	Pomeroy	Young (FL)
Hill (MT)	Portman	
Hilleary	Pryce (OH)	
Hilliard	Quinn	

NOT VOTING—9

Barton	Hefley	Rangel
Brown (CA)	Kasich	Towns
Davis (VA)	Millender-	
Gilchrist	McDonald	

So the amendment in the nature of a substitute was not agreed to.

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 pass said joint resolution?

The SPEAKER pro tempore, Mrs. EMERSON, announced that two-thirds of the Members present had not voted in the affirmative.

Mr. CANADY demanded a recorded vote on passage of said joint resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas 305
affirmative } Nays 124

¶70.6 [Roll No. 252] AYES—305

Aderholt	Davis (VA)	Istook
Andrews	Deal	Jefferson
Archer	Delahunt	Jenkins
Armey	DeLay	John
Bachus	DeMint	Johnson (CT)
Baird	Deutsch	Johnson, Sam
Baker	Diaz-Balart	Jones (NC)
Baldacci	Dickey	Kanjorski
Ballenger	Dooley	Kaptur
Barcia	Doolittle	Kelly
Barr	Doyle	Kildee
Barrett (NE)	Dreier	King (NY)
Bartlett	Duncan	Kingston
Barton	Dunn	Knollenberg
Bass	Edwards	Kucinich
Bateman	Ehrlich	Kuykendall
Bentsen	Emerson	LaHood
Bereuter	English	Lampson
Berkley	Etheridge	Lantos
Berry	Everett	Largent
Biggert	Ewing	Larson
Bilbray	Fletcher	Latham
Bilirakis	Foley	LaTourette
Bishop	Forbes	Lazio
Blagojevich	Ford	Lewis (CA)
Bliley	Fossella	Lewis (KY)
Blunt	Fowler	Linder
Boehlert	Franks (NJ)	Lipinski
Boehner	Frelinghuysen	LoBiondo
Bonilla	Frost	Lucas (KY)
Bono	Gallely	Lucas (OK)
Boswell	Ganske	Luther
Boyd	Gekas	Maloney (CT)
Brady (TX)	Gephardt	Manzullo
Brown (FL)	Gibbons	Martinez
Brown (OH)	Gillmor	Mascara
Bryant	Gilman	McCarthy (NY)
Burr	Goode	McCollum
Burton	Goodlatte	McCrery
Buyer	Goodling	McGovern
Callahan	Gordon	McHugh
Calvert	Goss	McInnis
Camp	Graham	McIntosh
Campbell	Granger	McIntyre
Canady	Green (TX)	McKeon
Cannon	Green (WI)	McNulty
Capps	Gutierrez	Menendez
Castle	Gutknecht	Metcalf
Chabot	Hall (TX)	Mica
Chambliss	Hansen	Miller (FL)
Chenoweth	Hastings (WA)	Miller, Gary
Clement	Hayes	Moakley
Clyburn	Hayworth	Mollohan
Coble	Hefley	Moran (KS)
Coburn	Herger	Morella
Collins	Hill (MT)	Murtha
Combest	Hilleary	Myrick
Condit	Hilliard	Napolitano
Cook	Hinojosa	Neal
Cooksey	Hobson	Nethercutt
Costello	Holden	Ney
Cox	Horn	Northup
Cramer	Hostettler	Nussle
Crane	Houghton	Ortiz
Crowley	Hulshof	Oxley
Cubin	Hunter	Ose
Cunningham	Hutchinson	Packard
Danner	Hyde	Pallone
Davis (FL)	Isakson	