

a \$5 trillion debt. Only in Washington, D.C., only here in the Nation's capital can a \$5 trillion debt somehow magically transform itself into a \$5 trillion surplus. That is new math at its finest. I do not know about you, but where I went to school in Texas, that just does not add up.

According to my figures, in order to have a \$5 trillion surplus, we would need to have \$10 trillion in the bank. But as our friend Chris Farley might have said, "We don't have Jack Squat." We need tax cuts in America. I support tax cuts in America. The Blue Dogs support tax cuts in America. But let us be responsible. We need a budget before we have tax cuts. We need to do what every family farmer does and every family business. Every family in America has a budget first. Mr. Speaker, let us formulate a budget first. Then we will give America the tax break that it deserves.

THE JOURNAL

The SPEAKER pro tempore (Mr. THORNBERRY). Pursuant to clause 8, rule XX, the pending business is the question of the Speaker's approval of the Journal of the last day's proceedings.

The question is on the Speaker's approval of the Journal.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. TURNER. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

The vote was taken by electronic device, and there were—yeas 230, nays 180, answered "present" 1, not voting 21, as follows:

[Roll No. 34]

YEAS—230

Abercrombie	Camp	Doolittle
Akin	Cannon	Dreier
Armey	Cantor	Duncan
Bachus	Capito	Dunn
Baker	Castle	Edwards
Ballenger	Chabot	Ehlers
Barr	Chambliss	Ehrlich
Bartlett	Clyburn	Emerson
Bass	Coble	English
Bereuter	Collins	Everett
Berman	Combest	Ferguson
Biggert	Conyers	Flake
Bilirakis	Cooksey	Fletcher
Blunt	Cox	Foley
Boehlert	Crane	Fossella
Boehner	Crenshaw	Frelinghuysen
Bonilla	Cubin	Galleghy
Bono	Culberson	Ganske
Boyd	Cunningham	Gekas
Brady (TX)	Davis, Jo Ann	Gibbons
Brown (SC)	Davis, Tom	Gilchrist
Bryant	Deal	Gillmor
Burton	DeLay	Gilman
Buyer	DeMint	Goode
Callahan	Diaz-Balart	Goodlatte
Calvert	Dingell	Gordon

Goss	LoBiondo	Ryan (WI)	Pallone	Sanchez	Tanner
Graham	Lucas (OK)	Ryan (KS)	Pascarell	Sanders	Tauscher
Granger	Maloney (CT)	Saxton	Pelosi	Sandlin	Taylor (MS)
Graves	Maloney (NY)	Scarborough	Peterson (MN)	Sawyer	Thompson (CA)
Green (WI)	Manzullo	Schrock	Phelps	Schaffer	Thompson (MS)
Greenwood	McCrery	Sensenbrenner	Pomeroy	Schakowsky	Thurman
Grucci	McHugh	Sessions	Price (NC)	Schiff	Towns
Gutknecht	McInnis	Shadegg	Rahall	Scott	Turner
Hall (TX)	McKeon	Shaw	Ramstad	Serrano	Udall (CO)
Hansen	Mica	Sherwood	Rangel	Sherman	Udall (NM)
Hart	Miller (FL)	Shimkus	Reyes	Sisisky	Velázquez
Hastings (FL)	Miller, Gary	Simmons	Rivers	Slaughter	Viscosky
Hastings (WA)	Moakley	Simpson	Rodriguez	Smith (WA)	Waters
Hayes	Mollohan	Simpson	Roemer	Snyder	Watt (NC)
Hayworth	Moran (KS)	Skeen	Ross	Solis	Weiner
Hefley	Morella	Smith (MI)	Rothman	Spratt	Wexler
Herger	Myrick	Smith (NJ)	Roybal-Allard	Stark	Woolsey
Hilleary	Nethercutt	Smith (TX)	Rush	Stenholm	Wynn
Hobson	Ney	Souder	Sabo	Strickland	
Hoekstra	Northup	Spence			
Horn	Norwood	Stearns			
Hostettler	Nussle	Stump			
Houghton	Ortiz	Sununu			
Hunter	Osborne	Sweeney			
Hutchinson	Ose	Tauzin			
Hyde	Otter	Taylor (NC)			
Isakson	Oxley	Terry			
Issa	Pastor	Thomas			
Istook	Paul	Thornberry			
Jenkins	Payne	Thune			
Johnson (CT)	Pence	Tiahrt			
Johnson (IL)	Peterson (PA)	Tiberi			
Johnson, Sam	Petri	Toomey			
Keller	Pickering	Traficant			
Kelly	Pitts	Upton			
Kennedy (MN)	Pombo	Vitter			
Kerns	Portman	Walden			
Kildee	Pryce (OH)	Walsh			
King (NY)	Putnam	Wamp			
Kingston	Quinn	Watkins			
Kirk	Radanovich	Watts (OK)			
Kleczka	Regula	Waxman			
Knollenberg	Rehberg	Weldon (FL)			
Kolbe	Reynolds	Weldon (PA)			
LaHood	Riley	Weller			
Largent	Rogers (KY)	Whitfield			
Latham	Rogers (MI)	Wicker			
Leach	Rohrabacher	Wilson			
Lewis (KY)	Ros-Lehtinen	Wolf			
Linder	Roukema	Wu			
Lipinski	Royce	Young (FL)			

NAYS—180

Aderholt	Dooley	LaFalce
Allen	Doyle	Lampson
Andrews	Engel	Langevin
Baca	Eshoo	Lantos
Baird	Etheridge	Larsen (WA)
Baldacci	Evans	Larson (CT)
Baldwin	Farr	Lee
Barcia	Filner	Levin
Barrett	Ford	Lewis (GA)
Becerra	Frank	Ford
Bentsen	Frank	Lofgren
Berkley	Frost	Lowey
Berry	Gephardt	Lucas (KY)
Bishop	Gonzalez	Luther
Blagojevich	Green (TX)	Markey
Blumenauer	Hall (OH)	Mascola
Borski	Harman	Matheson
Boswell	Hill	Matsui
Boucher	Hilliard	McCarthy (MO)
Bouvier	Hinchev	McCarthy (NY)
Brady (PA)	Hinojosa	McCullum
Brown (FL)	Hoefel	McDermott
Brown (OH)	Holden	McGovern
Capps	Holt	McIntyre
Capuano	Honda	McKinney
Cardin	Hoolley	McNulty
Carson (IN)	Hoyer	Meehan
Carson (OK)	Hulshof	Meek (FL)
Clay	Inslee	Meeks (NY)
Clayton	Israel	Menendez
Clement	Jackson (IL)	Millender-
Condit	Jackson-Lee	McDonald
Costello	(TX)	Miller, George
Cramer	Jefferson	Mink
Crowley	John	Moore
Davis (CA)	Johnson, E. B.	Moran (VA)
Davis (IL)	Jones (OH)	Murtha
DeFazio	Kanjorski	Nadler
DeGette	Kaptur	Napolitano
Delahunt	Kennedy (RI)	Napoli
Deutsch	Kilpatrick	Neal
Dicks	Kind (WI)	Oberstar
Doggett	Kucinich	Obey
		Oliver

Pallone	Sanchez	Tanner
Pascarell	Sanders	Tauscher
Pelosi	Sandlin	Taylor (MS)
Peterson (MN)	Sawyer	Thompson (CA)
Phelps	Schaffer	Thompson (MS)
Pomeroy	Schakowsky	Thurman
Price (NC)	Schiff	Towns
Rahall	Scott	Turner
Ramstad	Serrano	Udall (CO)
Rangel	Sherman	Udall (NM)
Reyes	Sisisky	Velázquez
Rivers	Slaughter	Viscosky
Rodriguez	Smith (WA)	Waters
Roemer	Snyder	Watt (NC)
Ross	Solis	Weiner
Rothman	Spratt	Wexler
Roybal-Allard	Stark	Woolsey
Rush	Stenholm	Wynn
Sabo	Strickland	

ANSWERED "PRESENT"—1

Tancred

NOT VOTING—21

Ackerman	DeLauro	Platts
Barton	Fattah	Shays
Bonior	Gutierrez	Shows
Burr	Jones (NC)	Skelton
Coyne	LaTourette	Stupak
Cummings	Lewis (CA)	Tierney
Davis (FL)	Owens	Young (AK)

□ 1041

Mrs. MINK of Hawaii, Ms. HARMAN, Mrs. MCCARTHY of New York, Messrs. ROTHMAN, ISRAEL, HOLDEN, KIND, RAHALL, DOOLEY of California, SPRATT, BARCIA, DAVIS of Illinois and WATT of North Carolina changed their vote from "yea" to "nay."

So the Journal was approved.

The result of the vote was announced as above recorded.

MOTION TO ADJOURN

Mr. HILL. Mr. Speaker, I move that the House do now adjourn.

The SPEAKER pro tempore (Mr. THORNBERRY). The question is on the motion to adjourn offered by the gentleman from Indiana (Mr. HILL).

The question was taken; and the Speaker pro tempore announced that the noes appeared to have it.

RECORDED VOTE

Mr. HILL. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 174, noes 241, not voting 17, as follows:

[Roll No. 35]

AYES—174

Allen	Capuano	Doggett
Andrews	Cardin	Doyle
Baca	Carson (IN)	Engel
Baird	Carson (OK)	Eshoo
Baldwin	Clay	Evans
Becerra	Clement	Farr
Bentsen	Clyburn	Filner
Berkley	Condit	Ford
Berman	Conyers	Frank
Berry	Coyne	Frost
Bishop	Cramer	Gephardt
Blagojevich	Crowley	Gonzalez
Bonior	Cummings	Gutierrez
Borski	Davis (CA)	Hall (OH)
Boswell	Davis (IL)	Harman
Boucher	DeFazio	Hastings (FL)
Boyd	DeGette	Hill
Brady (PA)	DeLauro	Hilliard
Brown (FL)	Brown (FL)	Hinchev
Brown (OH)	Dicks	Hinojosa
Capps	Dingell	Hoefel

Holden	McDermott
Holt	McGovern
Honda	McIntyre
Hoyer	McKinney
Inslie	McNulty
Israel	Meehan
Jackson (IL)	Meek (FL)
Jackson-Lee	Meeks (NY)
(TX)	Menendez
Jefferson	Millender-
John	McDonald
Johnson, E. B.	Miller, George
Jones (OH)	Mink
Kanjorski	Moakley
Kaptur	Moore
Kennedy (RI)	Nadler
Kildee	Napolitano
Kilpatrick	Neal
LaFalce	Oberstar
Lampson	Obey
Langevin	Olver
Lantos	Ortiz
Larsen (WA)	Owens
Larson (CT)	Pallone
Lee	Pascrell
Levin	Payne
Lewis (GA)	Pelosi
Lowe	Peterson (MN)
Lucas (KY)	Phelps
Luther	Pomeroy
Maloney (CT)	Price (NC)
Maloney (NY)	Radanovich
Markey	Rangel
Mascara	Rivers
Matsui	Rodriguez
McCarthy (MO)	Ross
McCarthy (NY)	Rothman
McCollum	Roybal-Allard

NOES—241

Abercrombie	Diaz-Balart	Hyde
Aderholt	Dooley	Isakson
Akin	Doolittle	Issa
Armey	Dreier	Istook
Bachus	Duncan	Jenkins
Baker	Dunn	Johnson (CT)
Baldacci	Edwards	Johnson (IL)
Ballenger	Ehlers	Johnson, Sam
Barcia	Ehrlich	Jones (NC)
Barr	Emerson	Keller
Barrett	English	Kelly
Bartlett	Etheridge	Kennedy (MN)
Barton	Everett	Kerns
Bass	Ferguson	Kind (WI)
Bereuter	Flake	King (NY)
Biggert	Fletcher	Kingston
Bilirakis	Foley	Kirk
Blumenauer	Fossella	Kleccka
Blunt	Frelinghuysen	Knollenberg
Boehlert	Gallely	Kolbe
Boehner	Ganske	Kucinich
Bonilla	Gekas	LaHood
Bono	Gibbons	Largent
Brady (TX)	Gilchrest	Latham
Brown (SC)	Gillmor	Leach
Bryant	Gilman	Lewis (KY)
Burr	Goode	Linder
Burton	Goodlatte	Lipinski
Buyer	Gordon	LoBiondo
Callahan	Goss	Lofgren
Calvert	Graham	Lucas (OK)
Camp	Granger	Manzullo
Cannon	Graves	Matheson
Cantor	Green (TX)	McCrery
Capito	Green (WI)	McHugh
Castle	Greenwood	McInnis
Chabot	Grucci	McKeon
Chambliss	Gutknecht	Mica
Clayton	Hall (TX)	Miller (FL)
Coble	Hansen	Miller, Gary
Collins	Hart	Mollohan
Combest	Hayes	Moran (KS)
Cooksey	Hayworth	Morella
Costello	Hefley	Murtha
Cox	Hergert	Myrick
Crane	Hilleary	Nethercutt
Crenshaw	Hobson	Ney
Cubin	Hoekstra	Norwood
Culberson	Hoolley	Nussle
Cunningham	Horn	Osborne
Davis, Jo Ann	Hostettler	Ose
Davis, Tom	Houghton	Otter
Deal	Hulshof	Oxley
DeLay	Hunter	Pastor
DeMint	Hutchinson	Paul

Pence	Ryun (KS)	Thomas
Peterson (PA)	Scarborough	Thornberry
Petri	Schaffer	Thune
Pickering	Schrock	Thurman
Pitts	Scott	Tiahrt
Platts	Sensenbrenner	Tiberi
Pombo	Sessions	Toomey
Portman	Shadegg	Traficant
Pryce (OH)	Shaw	Upton
Putnam	Shays	Vitter
Quinn	Sherwood	Walden
Rahall	Shimkus	Walsh
Ramstad	Simmons	Wamp
Regula	Simpson	Watkins
Rehberg	Skeen	Watts (OK)
Reyes	Smith (MI)	Weldon (FL)
Reynolds	Smith (TX)	Weldon (PA)
Riley	Souder	Weller
Roemer	Spence	Whitfield
Rogers (KY)	Stearns	Wicker
Rogers (MI)	Stump	Wilson
Rohrabacher	Sununu	Wolf
Ros-Lehtinen	Sweeney	Wu
Roukema	Tancredo	Young (FL)
Royce	Taylor (NC)	
Ryan (WI)	Terry	

NOT VOTING—17

Ackerman	Lewis (CA)	Smith (NJ)
Davis (FL)	Moran (VA)	Stupak
Delahunt	Northup	Tauzin
Delahunt	Saxton	Waxman
Hastings (WA)	Shows	Young (AK)
LaTourette	Skelton	

□ 1059

Messrs. SMITH of Michigan, BONILLA, KELLER, and Ms. HART changed their vote from “aye” to “no.” So the motion to adjourn was rejected.

The result of the vote was announced as above recorded.

Stated against:

Mrs. NORTHUP. Mr. Speaker, on rollcall No. 35 I was unavoidably detained. Had I been present, I would have voted “no”.

PROVIDING FOR CONSIDERATION OF H.R. 3, ECONOMIC GROWTH AND TAX RELIEF ACT OF 2001

Mr. REYNOLDS. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 83 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 83

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the bill (H.R. 3) to amend the Internal Revenue Code of 1986 to reduce individual income tax rates. The bill shall be considered as read for amendment. The amendment recommended by the Committee on Ways and Means now printed in the bill shall be considered as adopted. The previous question shall be considered as ordered on the bill, as amended, and on any further amendment thereto 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) the further amendment printed in the report of the Committee on Rules accompanying this resolution, if offered by Representative Rangel of New York or his designee, which shall be in order without intervention of any point of order, shall be considered as read, and shall be separately debatable for one hour equally divided and controlled by the proponent and an oppo-

nent; and (3) one motion to recommit with or without instructions.

□ 1100

PARLIAMENTARY INQUIRY

Mr. STENHOLM. Mr. Speaker, I have a parliamentary inquiry.

The SPEAKER pro tempore (Mr. THORNBERRY). The gentleman from Texas (Mr. STENHOLM) will state his parliamentary inquiry.

Mr. STENHOLM. Mr. Speaker, under what rules of the House is the rule that we are about to consider being brought to the floor when Section 303 of the Congressional Budget Act says that until the concurrent resolution on the budget for a fiscal year has been agreed to, it shall not be in order in the House of Representatives, with respect to the first fiscal year covered by that resolution, or the Senate, with respect to any fiscal year covered by that resolution, to consider any bill, any bill or joint resolution, amendment or motion thereto, or conference report thereon that; one, first provides new budget authority for that fiscal year; two, first provides an increase or decrease in revenues during the fiscal year; three, provides an increase or decrease in the public debt limit to become effective during the fiscal year; and, four, in the Senate only, first provides new entitlement authority for that fiscal year?

Mr. Speaker, my parliamentary inquiry is, under what rule of the House are we bringing this rule and this resolution today before this body?

The SPEAKER pro tempore. The Chair would respond to the gentleman that the rule is brought under rule XIII of the House, which allows the Committee on Rules to bring special orders of business to the House at any time, and that is under clause 5 of rule XIII that the rule is being considered.

Mr. STENHOLM. Mr. Speaker, I have a further parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state his parliamentary inquiry.

Mr. STENHOLM. Do I understand the Speaker to say that this rule is waiving this particular Federal law, or are there some technical definitions that we will hear in which technically that we are still within this law?

The SPEAKER pro tempore. The Chair would respond that the Clerk has read the rule, which includes waiver of all points of order against consideration, and that was read to all Members.

Mr. STENHOLM. Mr. Speaker, briefly continuing on my parliamentary inquiry.

The SPEAKER pro tempore. The gentleman may continue.

Mr. STENHOLM. So that I might understand, it is the decision of the Speaker that this bill that we will soon take up shall come to the floor of the House under a rule that waives technically all points of order?