

"SECTION 3. Congress may waive the provisions of this Article for any fiscal year in which a declaration of war is in effect. The provisions of this Article may be waived for any fiscal year in which the United States faces an imminent and serious military threat to national security and is so declared by a joint resolution, adopted by a majority of the whole number of each House, which becomes law. The provisions of this Article may be waived for any fiscal year for which the President notifies the Congress that the national unemployment rate is projected to exceed 4 percentum and is so declared by a joint resolution, adopted by a majority of the whole number of each House, which becomes law.

"SECTION 4. Total receipts shall include all receipts of the United States except those derived from borrowing and total outlays shall include all outlays of the United States except those for the repayment of debt principal.

"SECTION 5. The amount of the debt of the United States held by the public as of the date this Article takes effect shall become a permanent limit on such debt and there shall be no increase in such amount unless three-fifths of the whole number of each House of Congress shall have passed a bill approving such increase and such bill has become law.

"SECTION 6. All votes taken by the House of Representatives or the Senate under this Article shall be rollcall votes.

"SECTION 7. Congress shall enforce and implement this Article by appropriate legislation.

"SECTION 8. This Article shall take effect for the fiscal year 2002 or for the second fiscal year beginning after its ratification, whichever is later."

It was decided in the negative 64 Yeas 363 Nays 1 Answered present

¶13.11 [Roll No. 43] AYES—64

- Abercrombie Gephardt Payne (NJ)
Becerra Gonzalez Rahall
Bielenson Gutierrez Rangel
Bonior Hastings (FL) Reynolds
Borski Herger Richardson
Brown (CA) Hilliard Roybal-Allard
Brown (FL) Hinchey Sanders
Clay Jackson-Lee Scott
Clayton Jefferson Stark
Clyburn Johnson, E.B. Stokes
Collins (IL) Kennedy (RI) Thompson
Collins (MI) Lewis (GA) Torres
Conyers Martinez Towns
Coyne McKinney Tucker
Dellums Meek Velazquez
Dixon Mfume Waters
Engel Miller (CA) Watt (NC)
Evans Mineta Wise
Fattah Mink Woolsey
Flake Mollohan Wynn
Ford Olver
Frank (MA) Owens

NOES—363

- Ackerman Bereuter Burr
Allard Berman Burton
Andrews Bevil Buyer
Archer Bilbray Callahan
Armey Billirakis Calvert
Bachus Bliley Camp
Baesler Blute Canady
Baker (CA) Boehlert Cardin
Baker (LA) Boehner Castle
Baldacci Bonilla Chabot
Ballenger Bono Chambliss
Barcia Boucher Chapman
Barr Brewster Chenoweth
Barrett (NE) Browder Christensen
Barrett (WI) Brown (OH) Chrysler
Bartlett Brownback Clement
Barton Bryant (TN) Clinger
Bass Bryant (TX) Coble
Bateman Bunn Coburn
Bentsen Bunning Coleman

- Collins (GA) Hutchinson Peterson (MN)
Combest Hyde Petri
Condit Inglis Pickett
Cooley Istook Pombo
Costello Jacobs Pomeroy
Cox Johnson (CT) Porter
Cramer Johnson (SD) Portman
Crane Johnson, Sam Poshard
Crapo Johnston Pryce
Cremeans Jones Quillen
Cubin Kanjorski Quinn
Cunningham Kaptur Radanovich
Danner Kasich Ramstad
Davis Kelly Reed
de la Garza Kennedy (MA) Regula
Deal Kennelly Riggs
DeFazio Kildee Rivers
DeLauro Kim Roeberts
DeLay King Roemer
Deutsch Kingston Rogers
Diaz-Balart Kleczka Rohrabacher
Dickey Klink Ros-Lehtinen
Dicks Klug Rose
Dingell Knollenberg Roth
Doggett Kolbe Roukema
Dooley LaFalce Royce
Doolittle LaHood Sabo
Dornan Lantos Salmon
Doyle Largent Sanford
Dreier Latham Sawyer
Duncan LaTourette Saxton
Dunn Laughlin Scarborough
Durbin Lazio Schaefer
Edwards Leach Schiff
Ehlers Levin Schroeder
Ehrlich Lewis (CA) Schumer
Emerson Lewis (KY) Schumer
English Lightfoot Seastrand
Ensign Lincoln Sensenbrenner
Eshoo Linder Serrano
Everett Lipinski Shadegg
Ewing Livingston Shaw
Farr LoBiondo Shays
Fawell Lofgren Shuster
Fazio Longley Sisisky
Fields (TX) Lowey Skaggs
Filner Lucas Skeen
Flanagan Luther Skelton
Foglietta Maloney Slaughter
Foley Manton Smith (MI)
Forbes Manzullo Smith (NJ)
Fowler Markey Smith (TX)
Fox Martini Smith (WA)
Franks (CT) Mascara Solomon
Franks (NJ) Matsui Souder
Frelinghuysen McCarthy Spence
Frisa McCollum Spratt
Frost McCrery Stearns
Funderburk McDade Stenholm
Furse McDermott Stockman
Gallegly McHale Studds
Ganske McHugh Stump
Gedjenson McInnis Stupak
Gekas McIntosh Talent
Geren McKeon Tanner
Gibbons McNulty Tate
Gilchrist Meehan Tauzin
Gillmor Menendez Taylor (MS)
Gilman Metcalf Taylor (NC)
Goodlatte Meyers Tejada
Goodling Mica Thomas
Gordon Miller (FL) Thornberry
Goss Minge Thornton
Graham Moakley Thurman
Green Molinari Tiahrt
Greenwood Montgomery Torkildsen
Gunderson Moorhead Torricelli
Gutknecht Morella Traficant
Hall (OH) Murtha Upton
Hall (TX) Myers Vento
Hamilton Myrick Visclosky
Hancock Nadler Volkmer
Hansen Neal Vucanovich
Harman Nethercutt Waldholtz
Hastert Ney Walker
Hastings (WA) Norwood Wamp
Hayes Nussle Ward
Hayworth Oberstar Watts (OK)
Hefley Obey Waxman
Hefner Ortiz Weldon (FL)
Heineman Orton Weldon (PA)
Hilleary Oxley Weller
Hobson Packard White
Hoekstra Pallone Whitfield
Hoke Parker Wicker
Holden Pastor Williams
Horn Paxon Wilson
Hostettler Payne (VA) Wolf
Houghton Pelosi
Hoyer Peterson (FL)

- Wyden Young (AK) Zeliff
Yates Young (FL) Zimmer
ANSWERED "PRESENT"—1
Neumann
NOT VOTING—6
Bishop Hunter Rush
Fields (LA) Moran Walsh

So the amendment in the nature of a substitute was not agreed to. After some further time,

¶13.12 RECORDED VOTE

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

Strike all after the resolving clause and insert the following:

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—

"SECTION 1. Total outlays of the operating funds of the United States for any fiscal year shall not exceed total receipts to those funds for that fiscal year plus any operating fund balances carried over from previous fiscal years.

"SECTION 2. The Congress may waive the provisions of this article for any fiscal year in which a declaration of war is in effect. The provisions of this article may be waived for any fiscal year in which the United States is engaged in military conflict which causes an imminent and serious military threat to national security and is so declared by a joint resolution adopted by a majority of the whole number of each House of the Congress, that becomes law. If real economic growth has been or will be negative for two consecutive quarters, Congress may by law waive the article for the current and the next fiscal year.

"SECTION 3. Not later than the first Monday in February in each calendar year, the President shall transmit to the Congress a proposed budget for the United States Government for the fiscal year beginning in that calendar year in which total outlays of the operating funds of the United States for that fiscal year shall not exceed total receipts to those funds for that fiscal year.

"SECTION 4. Total receipts of the operating funds shall exclude those derived from net borrowing. Total outlays of the operating funds of the United States shall exclude those for repayment of debt principal and for capital investments in physical infrastructure that provide long-term economic returns but shall include an annual debt servicing charge. The receipts (including attributable interest) and outlays of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund shall not be counted as receipts or outlays for purposes of this article.

"SECTION 5. This article shall be implemented and enforced only in accordance with appropriate legislation enacted by Congress, which may rely on estimates of outlays and receipts.

"SECTION 6. This section and section 5 of this article shall take effect upon ratification. All other sections of this article shall take effect beginning with fiscal year 2002 or the second fiscal year beginning after its ratification, whichever is later."