

The Senator from New Jersey [Mr. LAUTENBERG] from the Committee on Appropriations, vice the Senator from Wisconsin [Mr. KOHL].

¶126.5 UNFINISHED BUSINESS—APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SUNUNU, pursuant to clause 5, rule I, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Tuesday, November 4, 1997.

The question being put, *viva voce*, Will the House agree to the Chair's approval of said Journal?

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

Mr. ADERHOLT 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 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas 353
Nays 48

¶126.6 [Roll No. 575] YEAS—353

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|--------------|---------------|---------------|
| Ackerman | Conyers | Granger |
| Aderholt | Cook | Green |
| Allen | Costello | Greenwood |
| Andrews | Cox | Gutierrez |
| Archer | Coyne | Hall (OH) |
| Army | Cramer | Hall (TX) |
| Bachus | Crapo | Hamilton |
| Baessler | Cummings | Hansen |
| Baker | Cunningham | Harman |
| Baldacci | Danner | Hastert |
| Ballenger | Davis (FL) | Hastings (WA) |
| Barcia | Davis (VA) | Hayworth |
| Barrett (NE) | Deal | Hefner |
| Barrett (WI) | DeGette | Herger |
| Bartlett | DeLay | Hill |
| Barton | Deutsch | Hilleary |
| Bass | Diaz-Balart | Hinojosa |
| Bateman | Dickey | Hobson |
| Bentsen | Dicks | Hoekstra |
| Bereuter | Dingell | Holden |
| Berman | Doggett | Hooley |
| Berry | Dooley | Horn |
| Bilbray | Doolittle | Hosettler |
| Bilirakis | Doyle | Houghton |
| Bishop | Dreier | Hoyer |
| Blagojevich | Duncan | Hunter |
| Bliley | Dunn | Inglis |
| Blumenauer | Edwards | Istook |
| Blunt | Ehlers | Jackson (IL) |
| Boehlert | Ehrlich | Jackson-Lee |
| Boehner | Emerson | (TX) |
| Bonilla | Eshoo | Jenkins |
| Bono | Etheridge | John |
| Boucher | Evans | Johnson (CT) |
| Boyd | Ewing | Johnson (WI) |
| Brady | Farr | Jones |
| Brown (FL) | Fattah | Kanjorski |
| Bryant | Fawell | Kasich |
| Bunning | Foley | Kelly |
| Burr | Forbes | Kennedy (MA) |
| Burton | Ford | Kennedy (RI) |
| Buyer | Fowler | Kennelly |
| Callahan | Frank (MA) | Kildee |
| Calvert | Franks (NJ) | Kilpatrick |
| Camp | Frelinghuysen | Kim |
| Campbell | Frost | Kind (WI) |
| Canady | Furse | King (NY) |
| Cannon | Galleghy | Kingston |
| Cardin | Ganske | Klecicka |
| Carson | Gejdenson | Klink |
| Castle | Gekas | Klug |
| Chabot | Gilchrest | Knollenberg |
| Chambliss | Gillmor | Kolbe |
| Chenoweth | Gilman | LaFalce |
| Christensen | Goode | LaHood |
| Clement | Goodlatte | Lampson |
| Coble | Goodling | Lantos |
| Collins | Gordon | Largent |
| Combest | Goss | Latham |
| Condit | Graham | LaTourette |

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|--------------------|---------------|--------------|
| Lazio | Parker | Skeen |
| Leach | Pascrell | Skelton |
| Levin | Pastor | Slaughter |
| Lewis (CA) | Paul | Smith (MI) |
| Lewis (KY) | Paxon | Smith (NJ) |
| Linder | Payne | Smith (OR) |
| Livingston | Pease | Smith (TX) |
| Lofgren | Pelosi | Smith, Adam |
| Lowe | Peterson (MN) | Smith, Linda |
| Lucas | Peterson (PA) | Snowbarger |
| Luther | Petri | Snyder |
| Maloney (CT) | Pickering | Solomon |
| Maloney (NY) | Pitts | Souder |
| Manton | Pombo | Spratt |
| Manzullo | Pomeroy | Stabenow |
| Markey | Porter | Stark |
| Martinez | Portman | Stearns |
| Mascara | Poshard | Stenholm |
| Matsui | Price (NC) | Stokes |
| McCarthy (MO) | Pryce (OH) | Strickland |
| McCarthy (NY) | Quinn | Stump |
| McCollum | Radanovich | Sununu |
| McCrary | Rahall | Talent |
| McDade | Rangel | Tanner |
| McGovern | Redmond | Tauzin |
| McHale | Regula | Taylor (NC) |
| McHugh | Reyes | Thomas |
| McInnis | Rivers | Thornberry |
| McIntosh | Rodriguez | Thune |
| McKeon | Roemer | Thurman |
| McKinney | Rogan | Tiahrt |
| Meehan | Rogers | Tierney |
| Metcalfe | Rohrabacher | Torres |
| Mica | Ros-Lehtinen | Towns |
| Millender-McDonald | Rothman | Traficant |
| Miller (FL) | Roukema | Turner |
| Minge | Roybal-Allard | Upton |
| Mink | Ryun | Velazquez |
| Moakley | Sanchez | Walsh |
| Moran (VA) | Sanders | Wamp |
| Morella | Sandlin | Watkins |
| Murtha | Sanford | Watt (NC) |
| Myrick | Sawyer | Watts (OK) |
| Nadler | Saxton | Waxman |
| Neal | Scarborough | Weldon (FL) |
| Nethercutt | Schaefer, Dan | Weldon (PA) |
| Neumann | Schumer | Wexler |
| Ney | Sensenbrenner | Weygand |
| Northup | Serrano | White |
| Norwood | Sessions | Whitfield |
| Obey | Shadegg | Wicker |
| Oliver | Shaw | Wise |
| Ortiz | Shays | Wolf |
| Owens | Sherman | Woolsey |
| Oxley | Shimkus | Wynn |
| Packard | Shuster | Yates |
| Pallone | Sisisky | Young (FL) |
| Pappas | Skaggs | |

NAYS—48

- | | | |
|-------------|----------------|---------------|
| Abercrombie | Fox | Menendez |
| Becerra | Gephardt | Miller (CA) |
| Bonior | Gibbons | Moran (KS) |
| Borski | Gutknecht | Nussle |
| Brown (CA) | Hastings (FL) | Oberstar |
| Brown (OH) | Hefley | Pickett |
| Clay | Hilliary | Ramstad |
| Clayton | Hinchey | Sabo |
| Clyburn | Hulshof | Schaffer, Bob |
| DeFazio | Johnson, E. B. | Stupak |
| DeLauro | Kucinich | Tauscher |
| English | Lewis (GA) | Taylor (MS) |
| Ensign | Lipinski | Thompson |
| Everett | LoBiondo | Vento |
| Fazio | McDermott | Visclosky |
| Filner | McNulty | Weller |

NOT VOTING—31

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|------------|--------------|------------|
| Barr | Flake | Riggs |
| Boswell | Foglietta | Riley |
| Coburn | Gonzalez | Royce |
| Cooksey | Hutchinson | Salmon |
| Crane | Hyde | Schiff |
| Cubin | Jefferson | Scott |
| Davis (IL) | Johnson, Sam | Spence |
| Delahunt | Kaptur | Waters |
| Dellums | McIntyre | Young (AK) |
| Dixon | Meek | |
| Engel | Mollohan | |

So the Journal was approved.

¶126.7 COMMUNICATION FROM THE CLERK—CERTIFICATE OF ELECTION

The SPEAKER laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, November 5, 1997.

Hon. NEWT GINGRICH,
The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: I have the honor to transmit herewith a facsimile copy of a letter received from Mr. Peter S. Kosinski, Deputy Executive Director, State Board of Elections, State of New York, indicating that, according to the unofficial returns for the general election held November 4, 1997, the Honorable Vito Fossella was elected Representative in Congress for the Thirteenth Congressional District, State of New York.

With warm regards,
ROBIN H. CARLE.

STATE OF NEW YORK,
STATE BOARD OF ELECTIONS,
Albany, NY, November 5, 1997.

ROBIN H. CARLE,
Clerk, House of Representatives, The Capitol, Washington, DC.

DEAR MS. CARLE: Based on the unofficial returns, Vito Fossella was elected to the Office of Representative in Congress from the 13th Congressional District of New York at the General Election held on November 4, 1997.

Sincerely,
PETER S. KOSINSKI,
Deputy Executive Director.

¶126.8 ORDER OF BUSINESS—SWEARING IN OF MEMBER-ELECT

On motion of Mr. ARMEY, by unanimous consent,

Ordered, That, notwithstanding the fact that the certificate of election of Mr. Vito Fossella, 13th District of the State of New York, has not been received by the Clerk of the House of Representatives, Mr. FOSSELLA be permitted to take the oath of office as prescribed by law, there being no contest and no question with regard to his election.

Mr. FOSSELLA then presented himself at the bar of the House and took the oath of office prescribed by law.

¶126.9 PROVIDING FOR THE CONSIDERATION OF H.R. 2676

Mr. DREIER, by direction of the Committee on Rules, called up the following resolution (H. Res. 303):

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. 2676) to amend the Internal Revenue Code of 1986 to restructure and reform the Internal Revenue Service, and for other purposes. The bill shall be considered as read for amendment. The amendment in the nature of a substitute recommended by the Committee on Ways and Means now printed in the bill, modified by the amendments printed in the report of the Committee on Rules accompanying this resolution, shall be considered as adopted. All points of order against the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) two hours of debate on the bill, as amended, which shall be equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means; and (2) one motion to recommit with or without instructions.

When said resolution was considered. After debate,
On motion of Mr. DREIER, the previous question was ordered on the reso-