

THURSDAY, JUNE 4, 1998 (52)

The House was called to order by the SPEAKER.

¶52.1 APPROVAL OF THE JOURNAL

The SPEAKER announced he had examined and approved the Journal of the proceedings of Wednesday, June 3, 1998.

Pursuant to clause 1, rule I, the Journal was approved.

¶52.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 2, rule XXIV, were referred as follows:

9441. A letter from the Administrator, Commodity Credit Corporation, Department of Agriculture, transmitting the Department's final rule—Amendment to the Production Flexibility Contract Regulations (RIN: 0560-AF25) received June 2, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

9442. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Delegation of National Emission Standards for Hazardous Air Pollutants for Source Categories; State of Nevada; Nevada Division of Environmental Protection; Washoe County District Health Department [FRL-6014-5] received May 22, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

9443. A letter from the Director, Office of Regulatory Management and Information, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans; State of Florida [F1-071-9810a; FRL-6015-4] received May 22, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Commerce.

9444. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification of a proposed license for the export of defense articles or defense services sold under a contract to Turkey (Transmittal No. DTC-54-98), pursuant to 22 U.S.C. 2776(c); to the Committee on International Relations.

9445. A letter from the Acting Assistant Administrator for Fisheries, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Northeastern United States; Fishery Management Plan (FMP) for the Summer Flounder, Scup, and Black Sea Bass Fisheries; Recreational Measures for the 1998 Summer Flounder, Scup, and Black Sea Bass Fisheries [Docket No. 09-302051-8119-02; I.D. 021198B] (RIN: 0648-AK78) received June 2, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

9446. A letter from the Director, Office of Surface Mining Reclamation and Enforcement, transmitting the Office's final rule—New Mexico Regulatory Program [NM-038-FOR] received June 3, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

9447. A letter from the Director, Office of Surface Mining Reclamation and Enforcement, transmitting the Office's final rule—Kansas Abandoned Mine Land Reclamation Plan [SPATS No. KS-015-FOR] received June 3, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Resources.

9448. A letter from the National Director of Appeals, Internal Revenue Service, transmitting the Service's final rule—Federal Income Tax Withholding on Compensation Paid to Nonresident Alien Crew by a Foreign Transportation Entity—received June 4, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9449. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Certain Cash or Deferred Arrangements [Rev. Rul. 98-30] received June 4, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9450. A letter from the Chief, Regulations Unit, Internal Revenue Service, transmitting the Service's final rule—Permitted Elimination of Preretirement Optional Forms of Benefit [TD 8769] (RIN: 1545-AV26) received June 4, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶52.3 PROVIDING FOR THE CONSIDERATION OF H.J. RES. 78

Mrs. MYRICK, by direction of the Committee on Rules, called up the following resolution (H. Res. 453):

Resolved, That upon the adoption of this resolution it shall be in order to consider in the House the joint resolution (H.J. Res. 78) proposing an amendment to the Constitution of the United States restoring religious freedom. The joint resolution shall be considered as read for amendment. The amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the joint resolution shall be considered as adopted. The previous question shall be considered as ordered on the joint resolution, as amended, and on any further amendment thereto to final passage without intervening motion except: (1) two hours of debate on the joint resolution, as amended, equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary; (2) the further amendment printed in the report of the Committee on Rules accompanying this resolution, which may be offered only by the Member designated in the report, shall be considered as read, and shall be separately debatable for one hour equally divided and controlled by the proponent and an opponent; and (3) one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

On motion of Mrs. MYRICK, 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. LAHOOD, announced that the yeas had it.

Mrs. MYRICK 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 248
Nays 169

¶52.4 [Roll No. 196] YEAS—248

Aderholt	Berry	Buyer
Archer	Bilbray	Callahan
Armey	Bilirakis	Calvert
Bachus	Bishop	Camp
Baesler	Bliley	Campbell
Baker	Blunt	Canady
Ballenger	Boehrlert	Cannon
Barcia	Boehner	Castle
Barr	Bonilla	Chabot
Barrett (NE)	Bono	Chambliss
Bartlett	Brady (TX)	Chenoweth
Barton	Bryant	Christensen
Bass	Bunning	Clement
Bateman	Burr	Clyburn
Bereuter	Burton	Coble

Coburn	Inglis	Rahall
Collins	Istook	Ramstad
Combest	Jenkins	Redmond
Condit	John	Regula
Cook	Johnson (CT)	Riggs
Cooksey	Johnson, Sam	Riley
Cox	Jones	Roemer
Cramer	Kasich	Rogan
Crane	Kelly	Rogers
Crapo	Kim	Rohrabacher
Cubin	King (NY)	Ros-Lehtinen
Cunningham	Kingston	Roukema
Danner	Klug	Royce
Davis (VA)	Knollenberg	Ryun
Deal	Kolbe	Salmon
DeLay	LaHood	Sandlin
Diaz-Balart	Largent	Sanford
Dickey	Latham	Saxton
Doolittle	LaTourrette	Scarborough
Dreier	Lazio	Schaefer, Dan
Duncan	Leach	Schaffer, Bob
Dunn	Lewis (CA)	Sensenbrenner
Ehlers	Lewis (KY)	Sessions
Ehrlich	Linder	Shadegg
Emerson	Livingston	Shaw
Everett	LoBiondo	Shays
Ewing	Lucas	Shimkus
Foley	Manzullo	Shuster
Forbes	McCollum	Skeen
Fossella	McCrery	Skelton
Fowler	McDade	Smith (MI)
Fox	McHugh	Smith (NJ)
Franks (NJ)	McInnis	Smith (OR)
Frelinghuysen	McIntosh	Smith (TX)
Galleghy	McIntyre	Smith, Linda
Ganske	McKeon	Snowbarger
Gekas	Metcafe	Solomon
Gibbons	Mica	Souder
Gilchrest	Miller (FL)	Spence
Gillmor	Moran (KS)	Stearns
Gilman	Morella	Stenholm
Goode	Murtha	Stump
Goodlatte	Myrick	Sununu
Goodling	Nethercutt	Tanner
Goss	Neumann	Tauzin
Graham	Ney	Taylor (MS)
Granger	Northup	Taylor (NC)
Greenwood	Norwood	Thomas
Gutknecht	Nussle	Thornberry
Hall (OH)	Ortiz	Thune
Hall (TX)	Oxley	Tiahrt
Hamilton	Packard	Trafciant
Hansen	Pappas	Turner
Hastert	Parker	Upton
Hastings (WA)	Paul	Walsh
Hayworth	Paxon	Wamp
Hefley	Pease	Watkins
Hill	Peterson (MN)	Watts (OK)
Hilleary	Peterson (PA)	Weldon (FL)
Hobson	Petri	Weldon (PA)
Hoekstra	Pickering	Weller
Horn	Pitts	White
Hostettler	Pombo	Whitfield
Houghton	Porter	Wicker
Hulshof	Portman	Wolf
Hunter	Pryce (OH)	Young (AK)
Hutchinson	Quinn	Young (FL)
Hyde	Radanovich	

NAYS—169

Abercrombie	DeGette	Hefner
Ackerman	Delahunt	Hilliard
Allen	DeLauro	Hinchey
Andrews	Deutsch	Hinojosa
Baldacci	Dicks	Holden
Barrett (WI)	Dingell	Hooley
Becerra	Dixon	Hoyer
Bentsen	Doggett	Jackson (IL)
Berman	Doyle	Jackson-Lee
Blagojevich	Doyle	(TX)
Blumenauer	Edwards	Jefferson
Bonior	Engel	Johnson (WI)
Borski	English	Johnson, E.B.
Boswell	Eshoo	Kanjorski
Boucher	Etheridge	Kaptur
Boyd	Evans	Kennedy (MA)
Brady (PA)	Farr	Kennedy (RI)
Brown (CA)	Fattah	Kennelly
Brown (OH)	Fazio	Kildee
Capps	Filner	Kilpatrick
Cardin	Ford	Kind (WI)
Carson	Frank (MA)	Klecza
Clayton	Frost	Klink
Conyers	Gejdenson	Kucinich
Costello	Gephardt	LaFalce
Coyne	Gordon	Lampson
Cummings	Green	Lantos
Davis (FL)	Gutierrez	Lee
Davis (IL)	Harman	Levin
DeFazio	Hastings (FL)	Lewis (GA)