

U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

9675. A letter from the Chief, Regulations Branch, United States Customs Service, transmitting the Service's final rule—Recordkeeping Requirements [T.D. 98-56] (RIN: 1515-AB77) received June 11, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9676. A letter from the Chief, Regulations Branch, United States Customs Service, transmitting the Service's final rule—Automated Clearinghouse Credit [T.D. 98-51] (RIN: 1515-AC26) received May 22, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9677. A letter from the Chief, Regulations Branch, United States Customs Service, transmitting the Service's final rule—Prior Disclosure [T.D. 98-49] (RIN: 1515-AB98) received May 22, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

9678. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the required determination to waive certain restrictions on the maintenance of a Palestine Liberation Organization (PLO) Office and on PLO-origin funds through November 26, 1998, pursuant to Public Law 105-118; jointly to the Committees on International Relations and Appropriations.

9679. A letter from the Secretary of Health and Human Services, transmitting the Department's final rule—Medicare and Medicaid Programs; Surety BOND Requirements for Home Health Agencies [HCFA-1152-1-F] (RIN: 0938-A186) received May 29, 1998, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Commerce.

59.4 WAIVING POINTS OF ORDER AGAINST THE CONFERENCE REPORT TO ACCOMPANY H.R. 2646

Mrs. MYRICK, by direction of the Committee on Rules, called up the following resolution (H. Res. 471):

Resolved, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 2646) to amend the Internal Revenue Code of 1986 to allow tax-free expenditures from education individual retirement accounts for elementary and secondary school expenses, to increase the maximum annual amount of contributions to such accounts, and for other purposes. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.

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. OXLEY, announced that the yeas had it.

Mrs. MYRICK objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. OXLEY, pursuant to clause 5, rule I, announced that further proceedings on the motion were postponed.

The point of no quorum was considered as withdrawn.

59.5 PROVIDING FOR THE CONSIDERATION OF H.R. 3097

Mr. HASTINGS of Washington, by direction of the Committee on Rules, called up the following resolution (H. Res. 472):

Resolved, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 3097) to terminate the Internal Revenue Code of 1986. The bill shall be considered as read for amendment. The amendment in the nature of a substitute printed in the report of the Committee on Rules accompanying this resolution shall be considered as adopted. 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, 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,

Mr. HASTINGS of Washington, moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

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

Mr. FROST 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 229
Nays 194

59.6 [Roll No. 234] YEAS—229

| | | |
|--------------|---------------|---------------|
| Aderholt | Combest | Goodlatte |
| Archer | Condit | Goodling |
| Armey | Cook | Goss |
| Bachus | Cooksey | Graham |
| Baker | Cox | Granger |
| Ballenger | Crane | Greenwood |
| Barr | Crapo | Gutknecht |
| Barrett (NE) | Cubin | Hall (TX) |
| Bartlett | Cunningham | Hansen |
| Barton | Danner | Hastert |
| Bass | Davis (VA) | Hastings (WA) |
| Bateman | Deal | Hayworth |
| Bereuter | DeLay | Hefley |
| Bilbray | Diaz-Balart | Henger |
| Bilirakis | Dickey | Hill |
| Bishop | Doolittle | Hobson |
| Bliley | Dreier | Hoekstra |
| Blunt | Duncan | Horn |
| Boehlert | Dunn | Hostettler |
| Boehner | Ehlers | Houghton |
| Bonilla | Ehrlich | Hulshof |
| Bono | Emerson | Hunter |
| Brady (TX) | English | Hutchinson |
| Bryant | Ensign | Hyde |
| Bunning | Everett | Inglis |
| Burr | Ewing | Istook |
| Burton | Fawell | Jenkins |
| Buyer | Foley | Johnson (CT) |
| Callahan | Forbes | Jones |
| Calvert | Fossella | Kasich |
| Camp | Fowler | Kelly |
| Campbell | Fox | Kim |
| Canady | Franks (NJ) | King (NY) |
| Cannon | Frelinghuysen | Kingston |
| Castle | Galleghy | Klug |
| Chabot | Ganske | Knollenberg |
| Chambliss | Gekas | Kolbe |
| Chenoweth | Gibbons | LaHood |
| Christensen | Gilchrest | Largent |
| Coble | Gillmor | Latham |
| Coburn | Gilman | LaTourette |
| Collins | Goode | Lazio |

| | | |
|---------------|---------------|--------------|
| Leach | Pickering | Smith (NJ) |
| Lewis (KY) | Pitts | Smith (OR) |
| Linder | Pombo | Smith (TX) |
| Livingston | Porter | Smith, Linda |
| LoBiondo | Portman | Snowbarger |
| Lucas | Pryce (OH) | Solomon |
| Manzullo | Quinn | Souder |
| McCollum | Radanovich | Spence |
| McCrery | Ramstad | Stearns |
| McDade | Redmond | Stump |
| McHugh | Regula | Sununu |
| McInnis | Riggs | Talent |
| McIntosh | Riley | Tauzin |
| McIntyre | Rogan | Taylor (NC) |
| McKeon | Rogers | Thomas |
| Metcalfe | Rohrabacher | Thornberry |
| Mica | Ros-Lehtinen | Thune |
| Miller (FL) | Roukema | Tiahrt |
| Moran (KS) | Royce | Trafficant |
| Morella | Ryun | Upton |
| Myrick | Salmon | Walsh |
| Nethercutt | Sanford | Wamp |
| Neumann | Saxton | Watkins |
| Northup | Scarborough | Watts (OK) |
| Norwood | Schaefer, Dan | Weldon (FL) |
| Nussle | Schaffer, Bob | Weldon (PA) |
| Oxley | Sensenbrenner | Weller |
| Packard | Sessions | White |
| Pappas | Shadegg | Whitfield |
| Parker | Shaw | Wicker |
| Paul | Shays | Wolf |
| Paxon | Shimkus | Young (AK) |
| Pease | Shuster | Young (FL) |
| Peterson (MN) | Skeen | |
| Petri | Smith (MI) | |

NAYS—194

| | | |
|--------------|----------------|--------------|
| Abercrombie | Green | Moran (VA) |
| Ackerman | Gutierrez | Murtha |
| Allen | Hall (OH) | Nadler |
| Andrews | Hamilton | Neal |
| Baesler | Harman | Oberstar |
| Baldacci | Hefner | Obey |
| Barcia | Hinchev | Olver |
| Barrett (WI) | Hinojosa | Ortiz |
| Becerra | Holden | Owens |
| Bentsen | Hooley | Pallone |
| Berman | Hoyer | Pascarell |
| Berry | Jackson (IL) | Pastor |
| Blagojevich | Jackson-Lee | Payne |
| Blumenauer | (TX) | Pelosi |
| Bonior | Jefferson | Pickett |
| Borski | John | Pomeroy |
| Boswell | Johnson (WI) | Poshard |
| Boucher | Johnson, E. B. | Price (NC) |
| Boyd | Kanjorski | Rahall |
| Brady (PA) | Kaptur | Rangel |
| Brown (CA) | Kennedy (MA) | Reyes |
| Brown (FL) | Kennedy (RI) | Rivers |
| Brown (OH) | Kennelly | Rodriguez |
| Capps | Kildee | Roemer |
| Cardin | Kilpatrick | Rothman |
| Carson | Kind (WI) | Royal-Allard |
| Clay | Klecza | Rush |
| Clayton | Klink | Sabo |
| Clement | Kucinich | Sanchez |
| Clyburn | LaFalce | Sanders |
| Conyers | Lampson | Sandlin |
| Costello | Lantos | Sawyer |
| Coyne | Lee | Schumer |
| Cramer | Levin | Scott |
| Cummings | Lewis (GA) | Serrano |
| Davis (FL) | Lipinski | Sherman |
| Davis (IL) | Lofgren | Sisisky |
| DeFazio | Lowe | Skaggs |
| DeGette | Luther | Skelton |
| Delahunt | Maloney (CT) | Slaughter |
| DeLauro | Maloney (NY) | Smith, Adam |
| Deutsch | Manton | Snyder |
| Dicks | Markey | Spratt |
| Dingell | Martinez | Stabenow |
| Dixon | Mascara | Stark |
| Doggett | Matsui | Stenholm |
| Dooley | McCarthy (MO) | Stokes |
| Doyle | McCarthy (NY) | Strickland |
| Edwards | McDermott | Stupak |
| Engel | McGovern | Tanner |
| Eshoo | McHale | Tauscher |
| Etheridge | McKinney | Taylor (MS) |
| Evans | Meehan | Thompson |
| Farr | Meek (FL) | Thurman |
| Fattah | Meeke (NY) | Tierney |
| Fazio | Menendez | Torres |
| Filner | Millender- | Towns |
| Frank (MA) | McDonald | Turner |
| Frost | Miller (CA) | Velazquez |
| Furse | Minge | Vento |
| Gejdenson | Mink | Visclosky |
| Gephardt | Moakley | Waters |
| Gordon | Mollohan | Watt (NC) |