

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—

“Not inconsistent with the first article of amendment to this Constitution, the Congress shall have power to prohibit the physical desecration of the flag of the United States.”.

After debate,

Pursuant to House Resolution 217, the previous question was ordered on the amendment and the joint resolution.

The question being put, viva voce,

Will the House agree to said amendment?

The SPEAKER pro tempore, Mrs. EMERSON, announced that the nays had it.

Mr. WATT of North Carolina 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 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas 115
Nays 310

¶70.5 [Roll No. 251] YEAS—115

Abercrombie	Hastings (FL)	Mink
Ackerman	Hinchey	Moore
Allen	Hoefel	Nadler
Baldwin	Hoekstra	Neal
Barrett (WI)	Hooley	Oberstar
Becerra	Inslee	Obey
Bentsen	Jackson (IL)	Olver
Berman	Jackson-Lee	Owens
Blagojevich	(TX)	Pastor
Blumenauer	Johnson, E. B.	Payne
Bonior	Jones (OH)	Pelosi
Borski	Kaptur	Porter
Boucher	Kennedy	Price (NC)
Brady (PA)	Kilpatrick	Rivers
Brown (OH)	Kind (WI)	Roybal-Allard
Cardin	Kolbe	Rush
Carson	Kucinich	Sabo
Clay	LaFalce	Sanchez
Clayton	Lampson	Sanders
Clyburn	Lantos	Sawyer
Conyers	Larson	Schakowsky
Coyne	Leach	Scott
Cummings	Lee	Serrano
Davis (IL)	Levin	Slaughter
DeFazio	Lowey	Stark
Dicks	Maloney (CT)	Tauscher
Dixon	Maloney (NY)	Thompson (MS)
Engel	Markey	Tierney
Eshoo	Martinez	Udall (CO)
Etheridge	McCarthy (MO)	Udall (NM)
Evans	McDermott	Velazquez
Farr	McIntosh	Vento
Fattah	McKinney	Waters
Ford	McNulty	Watt (NC)
Frank (MA)	Meehan	Waxman
Frost	Meek (FL)	Weiner
Gejdenson	Meeks (NY)	Wexler
Gonzalez	Miller, George	Woolsey
Greenwood	Minge	

NAYS—310

Aderholt	Barrett (NE)	Bliley
Andrews	Bartlett	Blunt
Archer	Bass	Boehlert
Armey	Bateman	Boehner
Bachus	Bereuter	Bonilla
Baird	Berkley	Bono
Baker	Berry	Boswell
Baldacci	Biggart	Boyd
Ballenger	Bilbray	Brady (TX)
Barcia	Bilirakis	Brown (FL)
Barr	Bishop	Bryant

Burr	Hinojosa	Radanovich
Burton	Hobson	Rahall
Buyer	Holden	Ramstad
Callahan	Holt	Regula
Calvert	Horn	Reyes
Camp	Hostettler	Reynolds
Campbell	Houghton	Riley
Canady	Hoyer	Rodriguez
Cannon	Hulshof	Roemer
Capps	Hunter	Rogan
Capuano	Hutchinson	Rogers
Castle	Hyde	Rohrabacher
Chabot	Isakson	Ros-Lehtinen
Chambliss	Istook	Rothman
Chenoweth	Jefferson	Roukema
Clement	Jenkins	Royce
Coble	John	Ryan (WI)
Coburn	Johnson (CT)	Ryun (KS)
Collins	Johnson, Sam	Salmon
Combest	Jones (NC)	Sandlin
Condit	Kanjorski	Sanford
Cook	Kelly	Saxton
Cooksey	Kildee	Scarborough
Costello	King (NY)	Schaffer
Cox	Kingston	Sensenbrenner
Cramer	Klecza	Sessions
Crane	Klink	Shadegg
Crowley	Knollenberg	Shaw
Cubin	Kuykendall	Shays
Cunningham	LaHood	Sherman
Danner	Largent	Sherwood
Davis (FL)	Latham	Shimkus
Deal	LaTourette	Shows
DeGette	Lazio	Shuster
Delahunt	Lewis (CA)	Simpson
DeLauro	Lewis (GA)	Sisisky
DeLay	Lewis (KY)	Skeen
DeMint	Linder	Skelton
Deutsch	Lipinski	Smith (MI)
Diaz-Balart	LoBiondo	Smith (NJ)
Dickey	Lofgren	Smith (TX)
Dingell	Lucas (KY)	Smith (WA)
Doggett	Lucas (OK)	Snyder
Dooley	Luther	Souder
Doolittle	Manzullo	Spence
Doyle	Mascara	Spratt
Dreier	Matsui	Stabenow
Duncan	McCarthy (NY)	Stearns
Dunn	McCollum	Stenholm
Edwards	McCrery	Strickland
Ehlers	McGovern	Stump
Ehrlich	McHugh	Stupak
Emerson	McInnis	Sununu
English	McIntyre	Sweeney
Everett	McKeon	Talent
Ewing	Menendez	Tancredo
Flner	Metcalf	Tanner
Fletcher	Mica	Tauzin
Foley	Miller (FL)	Taylor (MS)
Forbes	Miller, Gary	Taylor (NC)
Fossella	Moakley	Terry
Fowler	Mollohan	Thomas
Franks (NJ)	Moran (KS)	Thompson (CA)
Frelinghuysen	Moran (VA)	Thornberry
Gallely	Morella	Thune
Ganske	Murtha	Thurman
Gekas	Myrick	Tiahrt
Gephardt	Napolitano	Toomey
Gibbons	Nethercutt	Trafficant
Gillmor	Ney	Turner
Gilman	Northup	Upton
Goode	Norwood	Visclosky
Goodlatte	Nussle	Vitter
Goodling	Ortiz	Walsh
Gordon	Ose	Wamp
Goss	Oxley	Watkins
Graham	Packard	Watts (OK)
Granger	Pallone	Weldon (FL)
Green (TX)	Pascrell	Weldon (PA)
Green (WI)	Paul	Weller
Gutierrez	Pease	Weygand
Gutknecht	Peterson (MN)	Whitfield
Hall (OH)	Peterson (PA)	Wicker
Hall (TX)	Petri	Wilson
Hansen	Phelps	Wise
Hastings (WA)	Pickering	Wolf
Hayes	Pickett	Wu
Hayworth	Pitts	Wynn
Herger	Pombo	Young (AK)
Hill (IN)	Pomeroy	Young (FL)
Hill (MT)	Portman	
Hilleary	Pryce (OH)	
Hilliard	Quinn	

NOT VOTING—9

Barton	Hefley	Rangel
Brown (CA)	Kasich	Towns
Davis (VA)	Millender-	
Gilchrist	McDonald	

So the amendment in the nature of a substitute was not agreed to.

The joint resolution was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said joint resolution?

The SPEAKER pro tempore, Mrs. EMERSON, announced that two-thirds of the Members present had not voted in the affirmative.

Mr. CANADY demanded a recorded vote on passage of said joint resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas 305
affirmative } Nays 124

¶70.6 [Roll No. 252] AYES—305

Aderholt	Davis (VA)	Istook
Andrews	Deal	Jefferson
Archer	Delahunt	Jenkins
Armey	DeLay	John
Bachus	DeMint	Johnson (CT)
Baird	Deutsch	Johnson, Sam
Baker	Diaz-Balart	Jones (NC)
Baldacci	Dickey	Kanjorski
Ballenger	Dooley	Kaptur
Barcia	Doolittle	Kelly
Barr	Doyle	Kildee
Barrett (NE)	Dreier	King (NY)
Bartlett	Duncan	Kingston
Barton	Dunn	Knollenberg
Bass	Edwards	Kucinich
Bateman	Ehrlich	Kuykendall
Bentsen	Emerson	LaHood
Bereuter	English	Lampson
Berkley	Etheridge	Lantos
Berry	Everett	Largent
Biggart	Ewing	Larson
Bilbray	Fletcher	Latham
Bilirakis	Foley	LaTourette
Bishop	Forbes	Lazio
Blagojevich	Ford	Lewis (CA)
Bliley	Fossella	Lewis (KY)
Blunt	Fowler	Linder
Boehlert	Franks (NJ)	Lipinski
Boehner	Frelinghuysen	LoBiondo
Bonilla	Frost	Lucas (KY)
Bono	Gallely	Lucas (OK)
Boswell	Ganske	Luther
Boyd	Gekas	Maloney (CT)
Brady (TX)	Gephardt	Manzullo
Brown (FL)	Gibbons	Martinez
Brown (OH)	Gillmor	Mascara
Bryant	Gilman	McCarthy (NY)
Burr	Goode	McCollum
Burton	Goodlatte	McCrery
Buyer	Goodling	McGovern
Callahan	Gordon	McHugh
Calvert	Goss	McInnis
Camp	Graham	McIntosh
Campbell	Granger	McIntyre
Canady	Green (TX)	McKeon
Cannon	Green (WI)	McNulty
Capps	Gutierrez	Menendez
Castle	Gutknecht	Metcalf
Chabot	Hall (TX)	Mica
Chambliss	Hansen	Miller (FL)
Chenoweth	Hastings (WA)	Miller, Gary
Clement	Hayes	Moakley
Clyburn	Hayworth	Mollohan
Coble	Hefley	Moran (KS)
Coburn	Herger	Morella
Collins	Hill (MT)	Murtha
Combest	Hilleary	Myrick
Condit	Hilliard	Napolitano
Cook	Hinojosa	Neal
Cooksey	Hobson	Nethercutt
Costello	Holden	Ney
Cox	Horn	Northup
Cramer	Hostettler	Nussle
Crane	Houghton	Ortiz
Crowley	Hulshof	Oxley
Cubin	Hunter	Ose
Cunningham	Hutchinson	Packard
Danner	Hyde	Pallone
Davis (FL)	Isakson	

Pascrell	Sandlin	Tancredo
Pease	Sanford	Tauzin
Peterson (MN)	Saxton	Taylor (MS)
Peterson (PA)	Scarborough	Taylor (NC)
Phelps	Schaffer	Terry
Pickering	Sensenbrenner	Thomas
Pickett	Sessions	Thompson (MS)
Pitts	Shaw	Thornberry
Pombo	Sherman	Thune
Pomeroy	Sherwood	Thurman
Portman	Shimkus	Tiahrt
Pryce (OH)	Shows	Toomey
Quinn	Shuster	Trafficant
Radanovich	Simpson	Turner
Rahall	Sisisky	Upton
Ramstad	Skeen	Vitter
Regula	Skelton	Walden
Reyes	Smith (MI)	Walsh
Reynolds	Smith (NJ)	Wamp
Riley	Smith (TX)	Watkins
Rodriguez	Smith (WA)	Watts (OK)
Roemer	Souder	Weldon (FL)
Rogan	Spence	Weldon (PA)
Rogers	Spratt	Weller
Rohrabacher	Stabenow	Wicker
Ros-Lehtinen	Stearns	Wilson
Rothman	Stenholm	Wise
Roukema	Strickland	Wolf
Royce	Stump	Wynn
Ryan (WI)	Stupak	Young (AK)
Ryun (KS)	Sununu	Young (FL)
Salmon	Sweeney	
Sanchez	Talent	

NOES—124

Abercrombie	Hinchev	Olver
Ackerman	Hoeffel	Owens
Allen	Hoekstra	Pastor
Baldwin	Holt	Paul
Barrett (WI)	Hooley	Payne
Becerra	Hoyer	Pelosi
Berman	Inslee	Petri
Blumenauer	Jackson (IL)	Porter
Bonior	Jackson-Lee	Price (NC)
Borski	(TX)	Rangel
Boucher	Johnson, E. B.	Rivers
Brady (PA)	Jones (OH)	Roybal-Allard
Capuano	Kennedy	Rush
Cardin	Kilpatrick	Sabo
Carson	Kind (WI)	Sanders
Clay	Klecza	Sawyer
Clayton	Klink	Schakowsky
Conyers	Kolbe	Scott
Coyne	LaFalce	Serrano
Cummings	Leach	Shadegg
Davis (IL)	Lee	Shays
DeFazio	Levin	Slaughter
DeGette	Lewis (GA)	Snyder
DeLauro	Lofgren	Stark
Dicks	Lowe	Tanner
Dingell	Maloney (NY)	Tauscher
Dixon	Markey	Thompson (CA)
Doggett	Matsui	Tierney
Ehlers	McCarthy (MO)	Udall (CO)
Engel	McDermott	Udall (NM)
Eshoo	McKinney	Velazquez
Evans	Meehan	Vento
Farr	Meek (FL)	Visclosky
Fattah	Meeks (NY)	Waters
Filner	Miller, George	Watt (NC)
Frank (MA)	Minge	Waxman
Gejdenson	Mink	Weiner
Gonzalez	Moore	Wexler
Greenwood	Moran (VA)	Weygand
Hall (OH)	Nadler	Woolsey
Hastings (FL)	Oberstar	Wu
Hill (IN)	Obey	

NOT VOTING—5

Brown (CA)	Millender-
Gilchrest	McDonald
Kasich	Towns

So, two-thirds of the Members present having voted in favor thereof, said joint resolution was passed.

A motion to reconsider the vote whereby said joint resolution was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said joint resolution.

¶70.7 YEAR 2000 READINESS AND RESPONSIBILITY

On motion of Mr. GOODLATTE, by unanimous consent, the bill (H.R. 775) to establish certain procedures for civil actions brought for damages relating to the failure of any device or system to process or otherwise deal with the transition from the year 1999 to the year 2000, and for other purposes; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. GOODLATTE, it was,

Resolved, That the House disagree to the amendment of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

Ordered, That the Clerk notify the Senate thereof.

¶70.8 MOTION TO INSTRUCT CONFEREES—H.R. 775

Mr. CONYERS moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on H.R. 775 be instructed to ensure, within the scope of conference, that their eventual report to the House reflects due regard for the substantive concerns of the high-technology community and the possible implications of the "Y2K" date change on that community and on the Nation's economy; the substantive inputs of the Administration and of the bipartisan Leadership in the Congress on the issues committed to conference; and the sense of the House that a decision not to follow this process will lead to a failure to enact legislation.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce,

Will the House agree to said motion to instruct?

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

Mr. CONYERS 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 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas 426
Nays 0

¶70.9 [Roll No. 253] YEAS—426

Abercrombie	Barrett (NE)	Bishop
Ackerman	Barrett (WI)	Blagojevich
Aderholt	Bartlett	Bliley
Allen	Barton	Blumenauer
Andrews	Bass	Blunt
Archer	Bateman	Boehert
Armey	Becerra	Boehner
Bachus	Bentsen	Bonilla
Baird	Bereuter	Bonior
Baker	Berkley	Bono
Baldacci	Berman	Borski
Baldwin	Berry	Boswell
Ballenger	Biggart	Boucher
Barcia	Bilbray	Boyd
Barr	Bilirakis	Brady (PA)

Brady (TX)	Goss	McDermott
Brown (FL)	Graham	McGovern
Brown (OH)	Granger	McHugh
Bryant	Green (TX)	McInnis
Burr	Green (WI)	McIntosh
Burton	Greenwood	McIntyre
Buyer	Gutierrez	McKeon
Callahan	Gutknecht	McKinney
Calvert	Hall (OH)	McNulty
Camp	Hall (TX)	Meehan
Campbell	Hansen	Meek (FL)
Canady	Hastings (FL)	Meeks (NY)
Cannon	Hastings (WA)	Menendez
Capps	Hayes	Metcalf
Capuano	Hayworth	Mica
Cardin	Hefley	Millender-
Carson	Herger	McDonald
Castle	Hill (IN)	Miller (FL)
Chabot	Hill (MT)	Miller, Gary
Chambliss	Hilleary	Miller, George
Chenoweth	Hilliard	Minge
Clay	Hinchev	Mink
Clayton	Hinojosa	Moakley
Clyburn	Hobson	Mollohan
Coble	Hoeffel	Moore
Coburn	Hoekstra	Moran (KS)
Collins	Holden	Moran (VA)
Combest	Holt	Morella
Condit	Hooley	Murtha
Conyers	Horn	Myrick
Cook	Hostettler	Nadler
Cooksey	Houghton	Napolitano
Costello	Hoyer	Neal
Cox	Hulshof	Nethercutt
Coyne	Hunter	Ney
Cramer	Hutchinson	Northup
Crane	Hyde	Norwood
Crowley	Inslee	Nussle
Cubin	Isakson	Oberstar
Cummings	Istook	Obey
Cunningham	Jackson (IL)	Olver
Danner	Jackson-Lee	Ortiz
Davis (FL)	(TX)	Ose
Davis (IL)	Jefferson	Owens
Davis (VA)	Jenkins	Oxley
Deal	John	Packard
DeFazio	Johnson (CT)	Pallone
DeGette	Johnson, E. B.	Pascrell
Delahunt	Johnson, Sam	Pastor
DeLauro	Jones (NC)	Paul
DeMint	Jones (OH)	Payne
Deutsch	Kanjorski	Pease
Diaz-Balart	Kaptur	Pelosi
Dickey	Kelly	Peterson (MN)
Dicks	Kennedy	Peterson (PA)
Dingell	Kildee	Petri
Dixon	Kilpatrick	Phelps
Doggett	Kind (WI)	Pickering
Dooley	King (NY)	Pickett
Doolittle	Kingston	Pitts
Doyle	Klecza	Pombo
Dreier	Klink	Pomeroy
Duncan	Knollenberg	Porter
Dunn	Kolbe	Portman
Edwards	Kucinich	Price (NC)
Ehlers	Kuykendall	Pryce (OH)
Emerson	LaFalce	Quinn
Engel	LaHood	Radanovich
English	Lampson	Rahall
Eshoo	Lantos	Ramstad
Etheridge	Largent	Rangel
Evans	Larson	Regula
Everett	Latham	Reyes
Ewing	LaTourette	Reynolds
Farr	Lazio	Riley
Fattah	Leach	Rivers
Filner	Lee	Rodriguez
Fletcher	Levin	Roemer
Foley	Lewis (CA)	Rogers
Forbes	Lewis (GA)	Rohrabacher
Ford	Lewis (KY)	Ros-Lehtinen
Fossella	Linder	Rothman
Fowler	Lipinski	Roukema
Frank (MA)	LoBiondo	Roybal-Allard
Franks (NJ)	Lofgren	Royce
Frelinghuysen	Lowe	Rush
Frost	Lucas (KY)	Ryan (WI)
Gallegly	Lucas (OK)	Ryun (KS)
Ganske	Luther	Sabo
Gejdenson	Maloney (CT)	Salmon
Gekas	Maloney (NY)	Sanchez
Gephardt	Manzullo	Sanders
Gibbons	Markey	Sandlin
Gillmor	Martinez	Sanford
Gilman	Mascara	Sawyer
Gonzalez	Matsui	Saxton
Goode	McCarthy (MO)	Scarborough
Goodlatte	McCarthy (NY)	Schaffer
Goodling	McCollum	Schakowsky
Gordon	McCrery	Scott