

open rules, more open rules than they had the year before?

Mr. DREIER. The gentleman is absolutely right. That is exactly what we have provided, many more open rules than we had in the 103d Congress or the 102d Congress. What we have got is a structure where modified open and open rules are 82 percent, about 82 percent of the legislation that we have considered. I think that, as we listen to people like Cokie Roberts, who, when I was quoting National Public Radio earlier—

Mr. MOAKLEY. She erred, she was in error.

Mr. DREIER. Cokie Roberts erred by saying that we are doing this under an open process. Well, Cokie happens to have spent a great deal of time observing this institution. She also has, there have also been a lot of other people who have looked from the outside. And they have watched this on television and they have said, "You all are doing it under an open process." Why? Because they see that a modified open rule, while it does have an outside time cap, does in fact give every Member the right to offer their amendment, have it considered, have it voted on.

Mr. MOAKLEY. The gentleman promised that the contract on America would be based on all open rules.

Mr. DREIER. I do not know about a contract on America. I know about a Contract With America.

Mr. MOAKLEY. Was it not true that the gentleman's people said that these would be all open rules?

Mr. DREIER. Well, my people said that we would consider—

Mr. MOAKLEY. Did not the Speaker say that?

Mr. DREIER. It was said that we would consider these proposals under an open amendment process. That is exactly what we are doing. We are doing it under a modified open rule.

Mr. MOAKLEY. The gentleman is changing it. He is going to consider them under an open process. It does not mean an open rule.

Mr. DREIER. Mr. Speaker, I suspect that it would be best for me to say that I urge an "aye" vote on this fair and responsible modified open rule.

Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution. The previous question was ordered.

The SPEAKER pro tempore (Mr. DICKEY). The question is on the resolution.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. FROST. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

The vote was taken by electronic device, and there were—yeas 257, nays

155, answered "present" 1, not voting 21, as follows:

[Roll No. 208]

YEAS—257

Allard	Ganske	Nussle
Archer	Gekas	Oxley
Army	Geren	Packard
Bachus	Gilchrest	Parker
Baker (CA)	Gillmor	Paxon
Baker (LA)	Gilman	Peterson (MN)
Ballenger	Gonzalez	Petri
Barr	Goodlatte	Pickett
Barrett (NE)	Goodling	Pombo
Bartlett	Gordon	Porter
Barton	Goss	Portman
Bass	Graham	Pryce
Bateman	Gunderson	Quillen
Bereuter	Gutknecht	Quinn
Bevill	Hall (TX)	Radanovich
Bilbray	Hancock	Rahall
Bilirakis	Hansen	Ramstad
Bishop	Hastert	Regula
Bliley	Hastings (WA)	Riggs
Blute	Hayworth	Roberts
Boehlert	Hefley	Rogers
Boehner	Heineman	Rohrabacher
Bonilla	Herger	Ros-Lehtinen
Brewster	Hilleary	Roukema
Browder	Hobson	Royce
Brownback	Hoekstra	Salmon
Bryant (TN)	Hoke	Sanford
Bunn	Horn	Saxton
Bunning	Hostettler	Scarborough
Burr	Houghton	Schaefer
Burton	Hoyer	Schiff
Buyer	Hunter	Schumer
Callahan	Hutchinson	Seastrand
Calvert	Hyde	Sensenbrenner
Camp	Inglis	Serrano
Canady	Istook	Shadegg
Castle	Jacobs	Shaw
Chabot	Johnson (CT)	Shays
Chenbliss	Johnson, Sam	Shuster
Chenoweth	Jones	Sisisky
Christensen	Kasich	Skeen
Chrysler	Kelly	Skelton
Clinger	Kim	Smith (MI)
Coble	King	Smith (NJ)
Coburn	Kingston	Smith (TX)
Collins (GA)	Klecza	Smith (WA)
Combest	Klug	Solomon
Cooley	Knollenberg	Souder
Cox	Kolbe	Spence
Cramer	LaHood	Stearns
Crane	Latham	Stenholm
Crapo	LaTourette	Stockman
Creameans	Laughlin	Stump
Cubin	Lazio	Talent
Cunningham	Leach	Tate
Davis	Lewis (CA)	Tauzin
de la Garza	Lewis (KY)	Taylor (MS)
Deal	Lightfoot	Taylor (NC)
DeLay	Lincoln	Thomas
Diaz-Balart	Linder	Thornberry
Dickey	Lipinski	Thornnton
Doolittle	LoBiondo	Tiahrt
Dornan	Longley	Torkildsen
Dreier	Lucas	Torres
Duncan	Manzullo	Torricelli
Dunn	Martini	Upton
Ehlers	McCollum	Vucanovich
Ehrlich	McHugh	Waldholtz
Emerson	McInnis	Walker
English	McIntosh	Walsh
Ensign	McKeon	Wamp
Everett	Meyers	Watts (OK)
Ewing	Mica	Weldon (FL)
Fawell	Miller (FL)	Weller
Fields (TX)	Mineta	White
Flanagan	Molinaro	Whitfield
Foley	Montgomery	Wicker
Forbes	Moorhead	Williams
Fowler	Morella	Wilson
Fox	Murtha	Wolf
Franks (CT)	Myers	Wyden
Franks (NJ)	Myrick	Young (AK)
Frelinghuysen	Nethercutt	Young (FL)
Frisa	Neumann	Zeliff
Funderburk	Ney	Zimmer
Gallegly	Norwood	

NAYS—155

Abercrombie	Barcia	Berman
Ackerman	Barrett (WI)	Bonior
Andrews	Becerra	Borski
Baesler	Beilenson	Boucher
Baldacci	Bentsen	Brown (CA)

Brown (FL)	Hilliard	Pastor
Brown (OH)	Holden	Payne (NJ)
Bryant (TX)	Jackson-Lee	Payne (VA)
Cardin	Johnson (SD)	Pelosi
Clay	Johnson, E.B.	Peterson (FL)
Clayton	Johnston	Pomeroy
Clement	Kanjorski	Poshard
Clyburn	Kaptur	Reed
Coleman	Kennedy (MA)	Reynolds
Collins (IL)	Kennedy (RI)	Richardson
Collins (MI)	Kennelly	Rivers
Conyers	Kildee	Roemer
Costello	Klink	Rose
Coyne	LaFalce	Roybal-Allard
Danner	Lantos	Rush
DeFazio	Levin	Sabo
DeLauro	Lewis (GA)	Sanders
Dellums	Lofgren	Sawyer
Deutsch	Luther	Schroeder
Dingell	Maloney	Scott
Dixon	Manton	Skaggs
Doggett	Markey	Slaughter
Dooley	Martinez	Spratt
Doyle	Mascara	Stark
Edwards	Matsui	Stokes
Engel	McCarthy	Studds
Eshoo	McDermott	Stupak
Evans	McHale	Tanner
Farr	McNulty	Tejeda
Fattah	Meehan	Thompson
Fazio	Menendez	Thurman
Fields (LA)	Mfume	Towns
Filner	Miller (CA)	Traficant
Foglietta	Minge	Tucker
Ford	Mink	Velazquez
Frost	Moakley	Vento
Furse	Mollohan	Visclosky
Gejdenson	Moran	Volkmer
Gephardt	Nadler	Ward
Green	Neal	Waters
Gutierrez	Oberstar	Watt (NC)
Hall (OH)	Obey	Waxman
Hamilton	Olver	Wise
Harman	Ortiz	Woolsey
Hastings (FL)	Orton	Wynn
Hayes	Owens	Yates
Hefner	Pallone	

ANSWERED "PRESENT"—1

Lowey

NOT VOTING—21

Bono	Gibbons	McDade
Chapman	Greenwood	McKinney
Condit	Hinchey	Meek
Dicks	Jefferson	Metcalf
Durbin	Largent	Rangel
Flake	Livingston	Roth
Frank (MA)	McCrery	Weldon (PA)

□ 1620

Mr. MOLLOHAN changed his vote from "yea" to "nay."

Mr. RAHALL changed his vote from "nay" to "yea."

So the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mr. BONO. Mr. Speaker, I was unavoidably detained, and was not able to vote on rollcall vote 208.

Had I been here, I would have voted "aye" on rollcall 208, the rule on H.R. 1058, Securities Litigation Reform Act.

REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 481

Mr. CALLAHAN. Mr. Speaker, I ask unanimous consent that my name be removed as a cosponsor of H.R. 481.

The SPEAKER pro tempore (Mr. DICKEY). Is there objection to the request of the gentleman from Alabama?

There was no objection.