

But, if the Ethics Committee currently interprets the term "publication" to mean the publication of a book, and the term "literary work" to mean only a book, then that will continue to be the case if my substitute is adopted since I have not, by the language of my substitute or by this legislative history, said anything to broaden that definition or interpretation.

RESPONSE TO ARGUMENT THAT ROYALTIES MAY BE PERCEIVED AS CAPITALIZING ON OFFICE

The central argument used by the Ethics Committee in recommending not only a ban on advances but a limit on royalties is that such income "creates the impression of exploiting one's office for personal gain."

This argument conveniently blurs the distinction between advances, which are payments made up front before knowing how well a book will sell, and royalties which are based solely on the popularity of a book with the buying public.

My substitute recognizes that there is an appearance problem with advances given to a government official.

That is currently banned in the executive branch for top officials and would be banned by my substitute. But, to go on to argue that receiving royalty income based on sales is somehow unethical because someone is a government office holder or appointee is a bogus argument.

A book does not become a best-seller just because the author is well-known. There are plenty of books that have not made substantial profits that have been written by authors who have had previous best-sellers, regardless of their names, positions, or previous works.

I do not recall any great public uproar over the fact that Vice President GORE'S book on the environment, "Earth in the Balance," became a best-seller. People did not charge that he was taking undue advantage of his position in government. It was widely accepted that the book sold well because he had something to say, and said it well, and that many people were therefore willing to spend money to buy the book.

Let's not set a double standard for books by liberal authors and books by conservative authors. It shouldn't make a difference what the ideological stripe of the author is except with those who think it is sinful for conservatives to make money but somehow simply fortunate that liberals can reap profits occasionally from peddling their ideas.

Mr. Speaker, I move the previous question on the resolution.

The previous question was ordered.

The SPEAKER pro tempore (Mr. BE-REUTER). The question is on the resolution.

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

Mr. SOLOMON. Mr. Speaker, I object to the vote on the ground 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 380, nays 11, answered "present" 1, not voting 41, as follows:

[Roll No. 881]

YEAS—380

Abercrombie	Durbin	Largent
Allard	Ehlers	Latham
Andrews	Ehrlich	LaTourette
Archer	Emerson	Laughlin
Army	Engel	Lazio
Bachus	English	Leach
Baker (CA)	Ensign	Levin
Baldacci	Eshoo	Lewis (CA)
Ballenger	Evans	Lewis (GA)
Barcia	Everett	Lewis (KY)
Barr	Ewing	Lightfoot
Barrett (NE)	Farr	Linder
Barrett (WI)	Fawell	Livingston
Bartlett	Fazio	LoBiondo
Barton	Fields (LA)	Longley
Bass	Flake	Lowey
Bateman	Flanagan	Lucas
Beilenson	Foglietta	Luther
Bentsen	Foley	Maloney
Bereuter	Forbes	Manton
Billbray	Fowler	Markey
Bilirakis	Fox	Martinez
Bishop	Frank (MA)	Martini
Bliley	Franks (CT)	Mascara
Blute	Franks (NJ)	Matsui
Boehkert	Frelinghuysen	McCarthy
Boehner	Frost	McCollum
Bonilla	Funderburk	McCrery
Bonior	Furse	McDade
Bono	Ganske	McDermott
Borski	Gejdenson	McHale
Boucher	Gekas	McHugh
Brewster	Gephardt	McInnis
Browder	Geren	McIntosh
Brown (FL)	Gilchrest	McKeon
Brown (OH)	Gillmor	McKinney
Brownback	Gonzalez	McNulty
Bryant (TN)	Goodlatte	Meehan
Bryant (TX)	Goodling	Menendez
Bunn	Gordon	Metcalf
Bunning	Goss	Meyers
Burr	Graham	Mfume
Burton	Greenwood	Mica
Buyer	Gutknecht	Miller (FL)
Camp	Hall (OH)	Minge
Campbell	Hall (TX)	Mink
Canady	Hamilton	Moakley
Cardin	Hancock	Molinari
Castle	Hansen	Mollohan
Chabot	Hastert	Montgomery
Chambliss	Hastings (WA)	Moorhead
Chapman	Hayworth	Moran
Chenoweth	Hefley	Morella
Christensen	Hefner	Murtha
Chrysler	Heineman	Myrick
Clayton	Herger	Nadler
Clement	Hillery	Nethercutt
Clinger	Hilliard	Neumann
Clyburn	Hobson	Ney
Coble	Hoekstra	Norwood
Coburn	Hoke	Nussle
Coleman	Holden	Oberstar
Collins (GA)	Horn	Obey
Collins (IL)	Hostettler	Olver
Combest	Houghton	Ortiz
Condit	Hoyer	Orton
Cooley	Hunter	Oxley
Cox	Hutchinson	Packard
Coyne	Hyde	Pallone
Crane	Inglis	Parker
Crapo	Istook	Pastor
Cremeans	Jackson (IL)	Paxon
Cubin	Jackson-Lee	Payne (NJ)
Cunningham	(TX)	Payne (VA)
Danner	Johnson (CT)	Pelosi
Davis	Johnson (SD)	Peterson (FL)
de la Garza	Johnson, E.B.	Peterson (MN)
Deal	Johnson, Sam	Petri
DeFazio	Johnston	Pickett
DeLauro	Jones	Pombo
DeLay	Kaptur	Pomeroy
Dellums	Kasich	Porter
Deutsch	Kelly	Portman
Diaz-Balart	Kennedy (MA)	Poshard
Dickey	Kennedy (RI)	Pryce
Dicks	Kennelly	Radanovich
Dingell	Kildee	Rahall
Dixon	Kim	Ramstad
Doggett	King	Rangel
Dooley	Kingston	Reed
Doolittle	Kleczka	Regula
Dornan	Klug	Richardson
Doyle	Knollenberg	Riggs
Dreier	Kolbe	Rivers
Duncan	LaHood	Roberts
Dunn		Roemer

Rogers	Slaughter	Torres
Rohrabacher	Smith (MI)	Torricelli
Rose	Smith (NJ)	Trafficant
Roth	Smith (TX)	Upton
Roukema	Smith (WA)	Velazquez
Royal-Allard	Solomon	Vento
Royce	Souder	Vislosky
Rush	Spence	Volkmer
Rush	Spratt	Vucanovich
Sabon	Stark	Waldholtz
Salmon	Stearns	Walker
Sanders	Stenholm	Walsh
Sanford	Stockman	Wamp
Sawyer	Stokes	Ward
Saxton	Studds	Watts (OK)
Scarborough	Stump	Weldon (PA)
Schaefer	Stupak	Weldon (FL)
Schiff	Talent	Weller
Schroeder	Tanner	White
Schumer	Tate	Whitfield
Scott	Tauzin	Wicker
Seastrand	Taylor (MS)	Williams
Sensenbrenner	Taylor (NC)	Wilson
Serrano	Tejeda	Wise
Shadegg	Thomas	Wolf
Shaw	Thompson	Woolsey
Shays	Thornberry	Wynn
Shuster	Thornton	Yates
Sisisky	Thurman	Young (FL)
Skaggs	Tiahrt	Zeliff
Skeen	Torkildsen	Zimmer
Skelton		

NAYS—11

Baesler	Hastings (FL)	Miller (CA)
Brown (CA)	Hinchev	Waters
Clay	Kanjorski	Watt (NC)
Costello	Klink	

ANSWERED "PRESENT"—1

Gunderson

NOT VOTING—41

Ackerman	Ford	Lofgren
Baker (LA)	Gallegly	Manzullo
Becerra	Gibbons	Meek
Berman	Gilman	Myers
Bevill	Green	Neal
Callahan	Gutierrez	Owens
Calvert	Harman	Quillen
Collins (MI)	Hayes	Quinn
Conyers	Jacobs	Ros-Lehtinen
Cramer	Jefferson	Towns
Edwards	LaFalce	Waxman
Fattah	Lantos	Wyden
Fields (TX)	Lincoln	Young (AK)
Filner	Lipinski	

□ 1127

Mr. MILLER of California changed his vote from "yea" to "nay."

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. GILMAN. Mr. Speaker, I regret that I was inadvertently delayed and was prevented from voting on rollcall No. 881, a rule for the consideration of House Resolution 299. Had I been present to vote I would have voted "aye."

□ 1130

GENERAL LEAVE

Mr. SOLOMON. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and insert extraneous material in the RECORD on House Resolution 322, the resolution just adopted.

The SPEAKER pro tempore (Mr. BE-REUTER). Is there objection to the request of the gentleman from New York?