Mr. ROBINSON of Indiana. I am sorry for that, as there are some matters on which it ought to take effect early.

Mr. KNOX. We have provided that some provisions take effect at once.

Mr. ROBINSON of Indiana. Does that include section 10—the labor provision?

Mr. KNOX. No; it does not.

The CHAIRMAN. The question is on the amendment offered by the gentleman from Massachusetts, in the nature of a substitute.

The question was taken; and the substitute was agreed to.

Mr. KNOX. I move that the committee now rise and report the bill and amendment to the House.

The motion was agreed to.

The committee accordingly rose; and the Speaker having resumed the chair, Mr. Moody of Massachusetts, Chairman of the Committee of the Whole House on the state of the Union, reported that that committee had had under consideration the bill S. 222, and had directed him to report the same with an amendment in the nature of a substitute, with the recommendation that the bill as thus amended do pass.

The SPEAKER. The question is on agreeing to the amendment.

The question was taken; and the amendment was agreed to.

The SPEAKER. The question now is on the third reading of the bill.

The bill was ordered to a third reading; and it was accordingly read the third time.

Mr. BARTHOLOLD. Mr. Speaker, since the parliamentary status of the bill is such that no amendment can be voted upon separately, and the only opportunity to offer an amendment is by a motion to recommit to the Committee on Territories, I desire to offer such a motion.

The SPEAKER. The gentleman from Missouri submits a motion to recommit, which the Clerk will report.

The Clerk read as follows:

That the bill be recommitted to the Committee on Territories with instructions to strike out of page 71, line 7, after the word “allowed,” the words “nor shall saloons for the sale of intoxicating liquors be allowed,” and that the bill be reported back forthwith.

Mr. CANNON. Mr. Speaker, I desire to make a parliamentary inquiry. Suppose that motion is adopted. I desire to know whether it would be the duty of the gentleman in charge of the bill at once on its adoption to report back the bill as instructed.

The SPEAKER. The Chair will state, in reply to the parliamentary inquiry of the gentleman from Illinois, that it has been held repeatedly that the chairman of the committee who reports the bill, if this motion should prevail, should report it back forthwith, without leaving his seat or consulting his committee; and the Chair will further state that in the recollection of the Chair, on a motion made by the gentleman from Illinois who makes the parliamentary inquiry, that ruling was made. The question is on agreeing to the motion.

Mr. LITTLEFIELD. I call for the yeas and nays. [Cries of “Oh, no!”]

Mr. FINLEY. Mr. Speaker—

The SPEAKER. For what purpose does the gentleman rise?

Mr. FINLEY. For a parliamentary inquiry. I wish to know whether or not unanimous consent is necessary on that motion?

The SPEAKER. On this motion: not at all. It is a privilege the gentleman has. The question is on agreeing to the motion.

The question was taken; and the Speaker announced that the ayes seemed to have it.

Several MEMBERS. Division!

The House divided; and there were—aye 50, noes 83.

Mr. PARKER of New Jersey and Mr. BARTHOLOLD. The ayes and nays.

The question was taken on ordering the ayes and nays.

The SPEAKER. Eighteen gentlemen have arisen—not a sufficient number; the ayes and nays are refused. The noes have it, and the motion is lost. The question is on the passage of the bill.

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

Mr. KLEBERG and others. Division!

The House divided; and there were—aye 120, noes 28.

Mr. KLEBERG. The ayes and nays, Mr. Speaker.

The question was taken on ordering the ayes and nays.

The SPEAKER. Twelve gentlemen have arisen—not a sufficient number; the ayes and nays are refused. The ayes have it, and the bill is passed.

On motion of Mr. KNOX, a motion to reconsider the vote by which the bill was passed was laid on the table.