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No. 84

House of Representatives

The House met at 10 a.m. and was called to order by the Speaker pro tempore (Mr. LATOURETTE).

DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,
June 28, 2000.

I hereby appoint the Honorable STEVEN C. LATOURETTE to act as Speaker pro tempore on this day.

J. DENNIS HASTERT,
Speaker of the House of Representatives.

PRAYER

The Reverend Mark A. Teslik, Pastor, Immanuel Lutheran Church, East Moline, Illinois, offered the following prayer:

Almighty God, Creator and Ruler of the universe, accept our praise and thanks for Your help in times past in our individual and corporate lives.

Remind us that Your power is chiefly shown through acts of love and mercy in the day-to-day context of our present lives.

Direct and empower us, Mighty God, to be part of a present so marked by acts of love and mercy that the future of this country and the world might be shaped by Your love.

Bless the Members and staff of this House, their families, and all who visit here today with Your love and presence.

Amen.

THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. Will the gentleman from Illinois (Mr. MANZULLO) come forward and lead the House in the Pledge of Allegiance.

Mr. MANZULLO led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. The Chair will entertain one 1-minute address to introduce the guest Chaplain. All other 1-minutes will be at the end of the legislative day.

INTRODUCING THE REVEREND MARK TESLIK OF ROCKFORD, ILLINOIS, GUEST CHAPLAIN

(Mr. MANZULLO asked and was given permission to address the House for 1 minute.)

Mr. MANZULLO. Mr. Speaker, it is my pleasure that the House has had its invocation given by the Reverend Mark Teslik of Rockford, Illinois. He is here with his wife, Annette, and son Tom, who are in the gallery just in front of me.

Mark was an Eagle Scout. He was an outstanding ROTC Cadet in Jefferson High School in Rockford, Illinois. He is a Ripon College 1976 graduate, with additional studies at Northern Illinois University in DeKalb.

Mark served with the Third Armor in Germany and was a Second Lieutenant in the Signal Corps. He is a graduate of the Airborne School in Fort Benning, Georgia. He is a graduate of Lutheran Northwestern Theological Seminary in St. Paul.

Mark underwent clinical pastoral training with residency at Alexian Brothers Medical Center in Elk Grove

Village, Illinois, and was ordained in 1984.

Mr. Speaker, he is the pastor of Immanuel Lutheran Church in East Moline, Illinois, and chairman of the World Hunger Appeal Committee of the Northern Illinois Synod of the Evangelical Lutheran Church of America.

Mr. Speaker, we are honored today to have in our presence the Reverend Mark Teslik and we have been honored with his prayer for our country.

PARLIAMENTARY INQUIRIES

Mr. BONIOR. Mr. Speaker, I have a parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state it.

Mr. BONIOR. Mr. Speaker, under House Rule 539, which governs the debate on prescription drug coverage that we will engage in today, is it in order to consider the text of our Democratic proposal, H.R. 4770, to provide affordable, voluntary, and guaranteed Medicare prescription drug coverage to all seniors?

The SPEAKER pro tempore. The Chair will not respond to the content of a resolution before the House. That is determined during the course of the debate on the resolution.

Mr. BONIOR. Mr. Speaker, I have another parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state it.

Mr. BONIOR. Mr. Speaker, is it a fact that in order to consider any substitute or alternative, Democratic or otherwise under this shutdown rule, that it would be impossible to do that?

The SPEAKER pro tempore. The Chair would give the same response, and that information can also be discerned during the course of debate on the rule.

Mr. BONIOR. Mr. Speaker, that is my understanding of the situation; that we would not be able to offer our substitute or any substitute on the floor

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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under this rule. With that, Mr. Speaker, I strongly object to the procedures that deny the American people a vote on any real plan to help with the soaring cost of prescription medicine, and I protest this shutdown procedure.

MOTION TO ADJOURN

Mr. BONIOR. Mr. Speaker, I move that the House do now adjourn.

The SPEAKER pro tempore. The question is on the motion to adjourn offered by the gentleman from Michigan (Mr. BONIOR).

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

Mr. BONIOR. Mr. Speaker, on that, I demand the yeas and nays.

The yeas and nays were ordered.

The vote was taken by electronic device, and there were—yeas 166, nays 237, not voting 32, as follows:

[Roll No. 343]

YEAS—166

Ackerman	Gephardt	Nadler
Allen	Gonzalez	Napolitano
Andrews	Green (TX)	Neal
Baca	Gutierrez	Oberstar
Baird	Hall (OH)	Obey
Baldacci	Hastings (FL)	Olver
Baldwin	Hill (IN)	Owens
Barrett (WI)	Hilliard	Pallone
Becerra	Hinojosa	Pascarella
Bentsen	Hoefel	Pastor
Berkley	Holden	Payne
Berman	Holt	Pelosi
Berry	Hoyer	Phelps
Bishop	Inslee	Pickett
Blumenauer	Jackson (IL)	Pomeroy
Bonior	Jackson-Lee	Price (NC)
Borski	(TX)	Rangel
Boswell	Jefferson	Rivers
Boucher	Johnson, E.B.	Rothman
Boyd	Jones (OH)	Royal-Allard
Brady (PA)	Kanjorski	Rush
Brown (FL)	Kennedy	Sabo
Brown (OH)	Kildee	Sanchez
Capps	Klecza	Sanders
Capuano	LaFalce	Sandlin
Cardin	Lampson	Sawyer
Carson	Lantos	Schakowsky
Clayton	Larson	Scott
Clyburn	Lee	Sherman
Condit	Levin	Sisisky
Conyers	Lewis (GA)	Skelton
Coyne	Lipinski	Slaughter
Cramer	Lofgren	Smith (WA)
Crowley	Lowe	Snyder
Danner	Lucas (KY)	Spratt
Davis (FL)	Luther	Stark
DeFazio	Maloney (CT)	Stenholm
DeLauro	Maloney (NY)	Stupak
Deutsch	Mascara	Tanner
Dicks	Matsui	Tauscher
Dingell	McCarthy (MO)	Taylor (MS)
Doggett	McCarthy (NY)	Thompson (CA)
Dooley	McDermott	Thompson (MS)
Doyle	McGovern	Thurman
Edwards	McIntyre	Tierney
Engel	McKinney	Towns
Eshoo	McNulty	Turner
Etheridge	Meehan	Udall (CO)
Evans	Meeks (NY)	Velazquez
Fattah	Menendez	Viscosky
Filner	Millender-McDonald	Waters
Forbes	Miller, George	Weiner
Ford	Mink	Wexler
Frank (MA)	Moakley	Weygand
Frost	Mollohan	Woolsey
Gejdenson		Wynn

NAYS—237

Abercrombie	Barcia	Bereuter
Aderholt	Barr	Biggart
Archer	Barrett (NE)	Bilbray
Armey	Bartlett	Bilirakis
Bachus	Barton	Blagojevich
Baker	Bass	Bliley
Ballenger	Bateman	Blunt

Boehler	Hayworth	Pombo
Bonilla	Hefley	Portman
Bono	Herger	Pryce (OH)
Brady (TX)	Hill (MT)	Quinn
Bryant	Hilleary	Radanovich
Burr	Hobson	Rahall
Buyer	Hoekstra	Ramstad
Callahan	Hooley	Regula
Calvert	Horn	Reyes
Camp	Hostettler	Riley
Campbell	Houghton	Rodriguez
Cannon	Hulshof	Roemer
Castle	Hunter	Rogan
Chabot	Hutchinson	Rogers
Chambliss	Hyde	Rohrabacher
Chenoweth-Hage	Isakson	Ros-Lehtinen
Coble	Istook	Roukema
Coburn	Jenkins	Royce
Collins	John	Ryan (WI)
Combest	Johnson (CT)	Ryun (KS)
Cooksey	Johnson, Sam	Salmon
Costello	Jones (NC)	Sanford
Cox	Kasich	Saxton
Crane	Kelly	Scarborough
Cubin	Kilpatrick	Schaffer
Cunningham	Kind (WI)	Sensenbrenner
Davis (IL)	King (NY)	Sessions
Davis (VA)	Kingston	Shadegg
Deal	Klink	Shaw
DeGette	Knollenberg	Shays
DeLay	Kolbe	Sherwood
DeMint	Kucinich	Shimkus
Diaz-Balart	Kuykendall	Shows
Dickey	LaHood	Shuster
Doolittle	Largent	Simpson
Dreier	Latham	Skeen
Duncan	LaTourette	Smith (MI)
Dunn	Lazio	Smith (NJ)
Ehlers	Leach	Souder
Ehrlich	Lewis (CA)	Spence
English	Lewis (KY)	Stabenow
Everett	LoBiondo	Stearns
Ewing	Lucas (OK)	Stump
Farr	Manzullo	Sununu
Fletcher	McCollum	Sweeney
Foley	McCrery	Talent
Fossella	McHugh	Tancredo
Fowler	McInnis	Tauzin
Franks (NJ)	McKeon	Taylor (NC)
Frelinghuysen	Metcalfe	Terry
Galleghy	Mica	Thomas
Ganske	Miller (FL)	Thornberry
Gekas	Miller, Gary	Thune
Gibbons	Minge	Tiahrt
Gilchrist	Moore	Toomey
Gillmor	Moran (KS)	Traficant
Gilman	Morella	Udall (NM)
Goode	Nethercutt	Upton
Goodlatte	Ney	Walden
Goodling	Northup	Walsh
Gordon	Nussle	Wamp
Goss	Ortiz	Watkins
Graham	Ose	Watt (NC)
Granger	Oxley	Watts (OK)
Green (WI)	Packard	Weldon (FL)
Greenwood	Paul	Weldon (PA)
Gutknecht	Pease	Weller
Hall (TX)	Peterson (MN)	Whitfield
Hansen	Peterson (PA)	Wicker
Hastert	Petri	Wilson
Hastings (WA)	Pickering	Wolf
Hayes	Pitts	Wu

NOT VOTING—32

Boehner	Kaptur	Reynolds
Burton	Linder	Serrano
Canady	Markey	Smith (TX)
Clay	Martinez	Strickland
Clement	McIntosh	Vento
Cook	Meek (FL)	Vitter
Cummings	Moran (VA)	Waxman
Delahunt	Murtha	Wise
Dixon	Myrick	Young (AK)
Emerson	Norwood	Young (FL)
Hinchee	Porter	

□ 1027

Mr. DELAY, Mrs. FOWLER, and Messrs. BLILEY, BARTON of Texas, MOORE, and HORN changed their vote from "yea" to "nay."

Messrs. SPRATT, GEPHARDT and RUSH changed their vote from "nay" to "yea."

So the motion to adjourn was rejected.

The result of the vote was announced as above recorded.

□ 1030

PROVIDING FOR CONSIDERATION OF H.R. 4680, MEDICARE RX 2000 ACT

Mr. GOSS. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 539 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 539

Resolved, That upon the adoption of this resolution it shall be in order, without intervention of any point of order, to consider in the House the bill (H.R. 4680) to amend title XVIII of the Social Security Act to provide for a voluntary program for prescription drug coverage under the Medicare Program, to modernize the Medicare Program, and for other purposes. The bill shall be considered as read for amendment. The amendment recommended by the Committee on Ways and Means now printed in the bill, modified by the amendment 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 among and controlled by the chairmen and ranking minority members of the Committee on Ways and Means and the Committee on Commerce; and (2) one motion to recommit with or without instructions.

SEC. 2. During consideration of H.R. 4680, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill until a time designated by the Speaker.

SEC. 3. It shall be in order at any time on or before the legislative day of Friday, June 30, 2000, for the Speaker to entertain motions to suspend the rules with respect to the following measures:

(1) the bill (H.R. 3240) to amend the Federal Food, Drug, and Cosmetic Act to clarify certain responsibilities of the Food and Drug Administration with respect to the importation of drugs into the United States; and

(2) the resolution (H. Res. 535) expressing the sense of the House of Representatives concerning use of additional projected surplus funds to supplement Medicare funding, previously reduced under the Balanced Budget Act of 1997.

UNFUNDED MANDATES POINT OF ORDER

Mr. STENHOLM. Mr. Speaker, I make a point of order against consideration of the resolution.

The SPEAKER pro tempore (Mr. LATOURETTE). The gentleman will state his point of order.

Mr. STENHOLM. Mr. Speaker, House Resolution 539 waives all points of order against consideration of H.R. 4680, including points of order against provisions of the House Rules pertaining to intergovernmental mandates as defined in the Unfunded Mandates Reform Act.

Mr. Speaker, the offending language in the resolution is "without intervention of any point of order." Included in that waiver are points of order that would possibly lie against consideration of H.R. 4680.

The SPEAKER pro tempore. The gentleman from Texas (Mr. STENHOLM)