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No. 59

## House of Representatives

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

### DESIGNATION OF THE SPEAKER PRO TEMPORE

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

WASHINGTON, DC,  
May 3, 2001.

I hereby appoint the Honorable RAY LAHOOD to act as Speaker pro tempore on this day.

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

### PRAYER

Dr. Lloyd J. Ogilvie, Chaplain, U.S. Senate, offered the following prayer:

Almighty God, on this National Day of Prayer, we join with millions across our land in intercession and supplication to You, the Sovereign Lord of the United States of America. As we sound that sacred word Sovereign, we echo Washington, Jefferson, Madison and Lincoln along with other leaders through the years, in declaring that You are our ultimate ruler. We make a new commitment to be one Nation under You, Dear God, and we place our trust in You.

You have promised that if Your people will humble themselves, seek Your face and pray, You will answer and heal our land. Lord, as believers in You, we are Your people. You have called us to be salt in any bland neglect of our spiritual heritage and light in the darkness of what contradicts Your vision for our Nation.

Give us courage to be accountable to You and to Your Commandments. We repent for the pride, selfishness, and prejudice that often contradict Your justice and righteousness in our society.

Lord of new beginnings, our Nation needs a great spiritual awakening. May

this day of prayer be the beginning of that awakening with each of us here in the Congress. We urgently ask that our honesty about the needs of our Nation and our humble confession of our spiritual hunger may sweep across this Nation.

Hear our prayers, the prayers of Your people, and continue to bless America. In Your Holy Name, 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.

### MOTION TO ADJOURN

Mr. BONIOR. Mr. Speaker, I offer a privileged motion.

The SPEAKER pro tempore. The Clerk will report the motion.

The Clerk read as follows:

Mr. BONIOR moves that the House do now adjourn.

The SPEAKER pro tempore. This motion is not debatable.

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, 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 157, nays 250, not voting 24, as follows:

[Roll No. 97]

YEAS—157

Ackerman	Hall (OH)	Nadler
Allen	Hall (TX)	Neal
Andrews	Hastings (FL)	Oberstar
Baca	Hill	Obey
Baird	Hilliard	Oliver
Baldacci	Hinchey	Owens
Baldwin	Hinojosa	Pallone
Barrett	Hoeffel	Pascrell
Becerra	Holt	Pastor
Bentsen	Honda	Payne
Berkley	Hooley	Pelosi
Berry	Hoyer	Peterson (MN)
Bishop	Inslee	Phelps
Blagojevich	Israel	Pomeroy
Blumener	Jackson-Lee	Reyes
Bonior	(TX)	Ross
Boswell	Jefferson	Roybal-Allard
Boucher	John	Rush
Brady (PA)	Johnson, E. B.	Sabo
Brown (FL)	Jones (OH)	Sanders
Brown (OH)	Kanjorski	Sandlin
Capps	Kaptur	Sawyer
Cardin	Kennedy (RI)	Schakowsky
Carson (OK)	Kucinich	Scott
Clayton	LaFalce	Serrano
Clyburn	Lampson	Sherman
Condit	Langevin	Shows
Conyers	Lantos	Skelton
Crowley	Larsen (WA)	Slaughter
Cummings	Larson (CT)	Smith (WA)
Davis (CA)	Lee	Snyder
Davis (IL)	Levin	Solis
DeFazio	Lewis (GA)	Spratt
DeGette	Lowey	Stark
DeLauro	Lucas (KY)	Stenholm
Deutsch	Luther	Strickland
Dicks	Maloney (CT)	Stupak
Dingell	Maloney (NY)	Tanner
Doggett	Markey	Tauscher
Doyle	Matheson	Taylor (MS)
Engel	Matsui	Thompson (CA)
Eshoo	McCarthy (MO)	Thompson (MS)
Etheridge	McCollum	Thurman
Evans	McIntyre	Tierney
Farr	McNulty	Towns
Fattah	Meehan	Udall (CO)
Filner	Meeks (NY)	Udall (NM)
Ford	Menendez	Velazquez
Frank	Millender-	Waters
Frost	McDonald	Weiner
Gephardt	Miller, George	Wexler
Gonzalez	Mink	Woolsey
Gutierrez	Moore	Wynn

NAYS—250

Abercrombie	Barr	Bilirakis
Aderholt	Bartlett	Blunt
Akin	Barton	Boehler
Bachus	Bass	Boehner
Baker	Bereuter	Bonilla
Ballenger	Berman	Bono
Barcia	Biggart	Borski

□ 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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H1863

Boyd	Herger	Pryce (OH)
Brady (TX)	Hilleary	Putnam
Brown (SC)	Hobson	Quinn
Bryant	Hoekstra	Radanovich
Burr	Holden	Rahall
Burton	Horn	Ramstad
Buyer	Hostettler	Rangel
Callahan	Hunter	Regula
Calvert	Isakson	Rehberg
Camp	Issa	Reynolds
Cannon	Istook	Riley
Cantor	Jackson (IL)	Rivers
Capito	Jenkins	Rodriguez
Capuano	Johnson (CT)	Roemer
Carson (IN)	Johnson (IL)	Rogers (KY)
Castle	Johnson, Sam	Rogers (MI)
Chabot	Jones (NC)	Rohrabacher
Chambliss	Keller	Ros-Lehtinen
Clement	Kelly	Rothman
Coble	Kennedy (MN)	Roukema
Collins	Kerns	Royce
Combest	Kildee	Ryan (WI)
Cooksey	Kind (WI)	Ryun (KS)
Costello	King (NY)	Sanchez
Cox	Kingston	Saxton
Cramer	Kirk	Scarborough
Crane	Kleczka	Schaffer
Crenshaw	Knollenberg	Schiff
Cubin	Kolbe	Schrock
Culberson	LaHood	Sensenbrenner
Cunningham	Latham	Shadegg
Davis, Jo Ann	LaTourette	Shaw
Deal	Leach	Shays
DeMint	Lewis (CA)	Sherwood
Diaz-Balart	Lewis (KY)	Shimkus
Dooley	Linder	Simmons
Doolittle	Lipinski	Simpson
Dreier	LoBiondo	Skeen
Duncan	Lofgren	Smith (MI)
Dunn	Lucas (OK)	Smith (NJ)
Edwards	Manzullo	Smith (TX)
Ehlers	Mascara	Souder
Ehrlich	McCarthy (NY)	Spence
English	McCrery	Stearns
Everett	McDermott	Stump
Ferguson	McHugh	Sununu
Flake	McInnis	Sweeney
Fletcher	McKeon	Tancredo
Foley	McKinney	Taylor (NC)
Fossella	Meek (FL)	Terry
Frelinghuysen	Mica	Thomas
Gallely	Miller (FL)	Thornberry
Ganske	Miller, Gary	Thune
Gekas	Mollohan	Tiahrt
Gibbons	Moran (KS)	Tiberi
Gilchrest	Moran (VA)	Toomey
Gillmor	Morella	Trafficant
Gilman	Myrick	Turner
Goode	Napolitano	Upton
Goodlatte	Nethercutt	Visclosky
Gordon	Ney	Vitter
Goss	Northup	Walden
Graham	Norwood	Walsh
Granger	Osborne	Wamp
Graves	Ose	Watkins
Green (TX)	Otter	Watt (NC)
Green (WI)	Oxley	Watts (OK)
Greenwood	Paul	Waxman
Grucci	Pence	Weldon (FL)
Gutknecht	Peterson (PA)	Weldon (PA)
Hansen	Petri	Weller
Harman	Pickering	Whitfield
Hart	Pitts	Wilson
Hastings (WA)	Platts	Wolf
Hayes	Pombo	Wu
Hayworth	Portman	
Hefley	Price (NC)	

## NOT VOTING—24

Army	Houghton	Murtha
Clay	Hulshof	Nussle
Coyne	Hutchinson	Ortiz
Davis (FL)	Hyde	Sessions
Davis, Tom	Kilpatrick	Tauzin
Delahunt	Largent	Wicker
DeLay	McGovern	Young (AK)
Emerson	Moakley	Young (FL)

□ 1028

Messrs. MCKEON, KENNEDY of Minnesota, THUNE, and CANTOR changed their vote from "yea" to "nay."

Messrs. SANDERS, HILLIARD, REYES, and LEWIS of Georgia changed their vote from "nay" to "yea."

So the motion to adjourn was rejected.

The result of the vote was announced as above recorded.

Stated for:

Mr. CLAY. Mr. Speaker, this morning I was testifying before the Senate Government Affairs Committee and missed rollcall 97. Had I been present, I would have voted "yea."

## THE JOURNAL

The SPEAKER pro tempore (Mr. LAHOOD). 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.

Mr. GREEN of Texas. Mr. Speaker, pursuant to clause 1, rule I, I demand a vote on agreeing to the Chair's approval of the Journal.

The SPEAKER pro tempore. The question is on the Chair's approval of the Journal.

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

Mr. GREEN of Texas. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8, rule XX, further proceedings on this question will be postponed.

□ 1029

## PLEDGE OF ALLEGIANCE

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

Mr. SCHIFF 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.

## RECESS

The SPEAKER pro tempore. Pursuant to clause 12 of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 10 o'clock and 30 minutes a.m.), the House stood in recess subject to the call of the Chair.

□ 1133

## AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. LAHOOD) at 11 o'clock and 33 minutes p.m.

## CONFERENCE REPORT ON HOUSE CONCURRENT RESOLUTION 83, CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2002

Mr. NUSSLE submitted the following conference report and statement on the

concurrent resolution (H. Con. Res. 83) establishing the congressional budget for the United States Government for fiscal year 2002, revising the congressional budget for the United States Government for fiscal year 2001, and setting forth appropriate budgetary levels for each of fiscal years 2003 through 2011:

CONFERENCE REPORT (H. REPT. 107-55)

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the concurrent resolution (H. Con. Res. 83), establishing the congressional budget for the United States Government for fiscal year 2002, revising the congressional budget for the United States Government for fiscal year 2001, and setting forth appropriate budgetary levels for each of fiscal years 2003 through 2011, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment, insert the following:

## SECTION 1. CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2002.

(a) DECLARATION.—Congress determines and declares that the concurrent resolution on the budget for fiscal year 2001 is revised and replaced and that this resolution is the concurrent resolution on the budget for fiscal year 2002 including the appropriate budgetary levels for fiscal years 2003 through 2011 as authorized by section 301 of the Congressional Budget Act of 1974 (2 U.S.C. 632).

(b) TABLE OF CONTENTS.—The table of contents for this concurrent resolution is as follows:

Sec. 1. Concurrent resolution on the budget for fiscal year 2002.

## TITLE I—RECOMMENDED LEVELS AND AMOUNTS

Sec. 101. Recommended levels and amounts.

Sec. 102. Major functional categories.

Sec. 103. Reconciliation in the Senate.

Sec. 104. Reconciliation in the House.

## TITLE II—BUDGET ENFORCEMENT AND RULEMAKING

## Subtitle A—Budget Enforcement

Sec. 201. Restrictions on advance appropriations in the House.

Sec. 202. Restrictions on advance appropriations in the Senate.

Sec. 203. Mechanism for implementing increase of fiscal year 2002 discretionary spending limits.

Sec. 204. Compliance with section 13301 of the Budget Enforcement Act of 1990.

## Subtitle B—Reserve Funds

Sec. 211. Reserve fund for Medicare.

Sec. 212. Reserve fund for Family Opportunity Act.

Sec. 213. Reserve fund for agriculture.

Sec. 214. Reserve fund for additional tax cuts and debt reduction.

Sec. 215. Technical reserve fund for student loans.

Sec. 216. Reserve fund for health insurance for the uninsured.

Sec. 217. Reserve fund for defense in the Senate.

Sec. 218. Strategic reserve fund in the House.