

Pence	Sandlin	Taylor (NC)
Peterson (PA)	Sawyer	Terry
Petri	Saxton	Thomas
Pickering	Scarborough	Thornberry
Pitts	Schiff	Thune
Platts	Schrock	Thurman
Pombo	Sensenbrenner	Tiahrt
Portman	Serrano	Tiberi
Price (NC)	Sessions	Tierney
Pryce (OH)	Shadegg	Toomey
Putnam	Shaw	Towns
Quinn	Shays	Trafigant
Radanovich	Sherman	Udall (CO)
Regula	Sherwood	Upton
Rehberg	Shimkus	Vitter
Reyes	Shows	Walden
Reynolds	Shuster	Walsh
Rivers	Simmons	Wamp
Rodriguez	Simpson	Watkins
Roemer	Skeen	Watt (NC)
Rogers (KY)	Skelton	Watts (OK)
Rogers (MI)	Smith (MI)	Waxman
Rohrabacher	Smith (NJ)	Weiner
Ros-Lehtinen	Smith (TX)	Weldon (FL)
Ross	Smith (WA)	Weldon (PA)
Rothman	Snyder	Whitfield
Roukema	Solis	Wicker
Roybal-Allard	Spence	Wilson
Royce	Spratt	Wolf
Rush	Stearns	Woolsey
Ryan (WI)	Stump	Wu
Ryun (KS)	Sununu	Wynn
Sanchez	Tauscher	
Sanders	Tauzin	

NAYS—71

Aderholt	Hoekstra	Pomeroy
Baird	Hulshof	Ramstad
Baldacci	Jefferson	Rangel
Bonior	Johnson, E. B.	Riley
Borski	Jones (OH)	Sabo
Brady (PA)	Kennedy (MN)	Schaffer
Brown (OH)	Kucinich	Schakowsky
Capuano	Larsen (WA)	Scott
Condit	Lee	Slaughter
Costello	Levin	Stark
Crane	LoBiondo	Stenholm
Crowley	McDermott	Strickland
DeFazio	McGovern	Stupak
Doggett	McNulty	Sweeney
English	Meeks (NY)	Tanner
Filner	Miller, George	Taylor (MS)
Gephardt	Mink	Thompson (CA)
Green (TX)	Moore	Thompson (MS)
Gutknecht	Neal	Turner
Hastings (FL)	Oberstar	Udall (NM)
Hefley	Oliver	Visclosky
Hilleary	Pallone	Waters
Hilliard	Peterson (MN)	Weller
Hinchey	Phelps	

ANSWERED "PRESENT"—1

Tancredo

NOT VOTING—24

Becerra	Jackson-Lee	Murtha
Burton	(TX)	Nadler
Cubin	Larson (CT)	Nethercutt
Diaz-Balart	LaTourette	Rahall
Gillmor	Manzullo	Souder
Hall (OH)	McCrery	Velazquez
Hinojosa	Meek (FL)	Wexler
	Menendez	Young (AK)
	Moakley	Young (FL)

□ 1058

Mr. MEEKS of New York changed his vote from "yea" to "nay."

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

So the Journal was approved.

The result of the vote was announced as above recorded.

□ 1100

LEGISLATIVE PROGRAM

(Mr. ARMEY asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. ARMEY. Mr. Speaker, this is to advise the Members of the schedule for

the rest of the day and the remainder of the week.

Obviously, we are all very excited. We are very pleased about what we did in this Chamber last night with respect to the education of our children. We have an opportunity now, in the final moments of completing a conference report on a tax reduction that is anticipated by the whole Nation, for which we have a commitment by both bodies and the White House, to get that work done this weekend. The Members, of course, are anxious about their own plans with respect to their pending District Work Period time with their constituents and with their families. So let me tell you what I can tell you now.

We will soon be reconvening the conference between our body and the other body. It is, of course, all of our hopes that that can go smoothly and expeditiously, but one can never know. So as it is now, I will be returning to that conference, we will be keeping the Members as posted as we can, as timely as we have any information that might be helpful to you in making your plans. We will get that out to you through our whip notices or otherwise.

It would be my effort to come back to this floor at 5 o'clock with another update, so that at least if we do not have any definitive information before then, you can get some information at that time about what it is we hope to do. Members should be advised, I think as of now, definitely there will be no votes before 7 o'clock tonight. If things go well, it is possible we could return and complete the work on the tax bill this evening. If it is not done this evening, we will get that information to you as quickly as possible and then we would find ourselves looking for and hoping for a chance to complete the work tomorrow.

I would hope, as you all do, that we could do that tomorrow, but we have been through these things before and it is a very big bill. There are many Members in both bodies that have heartfelt interests in the bill. The conference could, in fact, take some time to work all those things out.

So what I would ask the Members to do is, one, be of good cheer. We are doing something important for the Nation. It is difficult, but we are called upon in this body at times to make difficult personal sacrifices.

We will go to the conference, commence with the conference, move as quickly as we can and keep you as well informed as possible. But I can say now you will not expect a vote in this Chamber before 7 o'clock. We will get you updated information by 5 o'clock and you ought to be prepared to remain.

Let me just make the point that it is very clearly the intention of this body and of the other body to not adjourn for the Memorial Day District Work Period until this work is done, the conference is completed in both bodies and sent to the President. So that could mean we would be here throughout the

weekend. I do not believe it will come to that, but we obviously all need to be prepared for that possibility.

Mr. RANGEL. Mr. Speaker, will the distinguished majority leader yield?

Mr. ARMEY. I am happy to yield to the gentleman from New York.

Mr. RANGEL. When the majority leader refers to the conference, is he talking about the conference that the Speaker selected, you, me, and my chairman, to attend?

Mr. ARMEY. I believe, obviously, I am referring to the conference that was appointed in both bodies to consider the final disposition of the reduction in taxes.

Mr. RANGEL. Will the majority leader yield further?

Mr. ARMEY. I am happy to yield to the gentleman.

Mr. RANGEL. So when you are talking about the conference, that includes me?

Mr. ARMEY. I believe the gentleman from New York was appointed from the Chair just yesterday.

Mr. RANGEL. Will the majority leader yield further?

Mr. ARMEY. I am happy to yield to the gentleman from New York.

Mr. RANGEL. Then last night, the meeting that took place as relates to the Senate and House bill, we would not call that a conference, now, would we?

Mr. ARMEY. We would call that a meeting where we hoped to get things done. And, obviously, when it becomes time to complete the work, there will be, I am sure, some formal meeting of the conferees, their signatures will be attached, it will be announced to the body, and we will be happy to come back here and make our votes in favor of it and move on to go home and celebrate our good deeds with our constituents back home.

Mr. RANGEL. If the gentleman will yield further, I am just trying to clear up when we are having conferences with Republicans and when we are having conferences as designated by the Speaker, because since you do not intend to really tell us what is going on as a body until 5 o'clock, if the legislative conference is going to take place at 5 o'clock, then I would like to know while you have your conferences leading up to that.

Mr. ARMEY. I thank the gentleman for his comments.

Mr. RANGEL. Well, you did not answer, though.

RECESS

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

Accordingly (at 11 o'clock and 7 minutes a.m.), the House stood in recess subject to the call of the Chair.

□ 1701

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro

tempore (Mr. LAHOOD) at 5 o'clock and 1 minute p.m.

REPORT ON RESOLUTION WAIVING REQUIREMENT OF CLAUSE 6(a) OF RULE XIII WITH RESPECT TO CONSIDERATION OF CERTAIN RESOLUTIONS

Mr. REYNOLDS, from the Committee on Rules, submitted a privileged report (Rept. No. 107-80) on the resolution (H. Res. 149) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules, which was referred to the House Calendar and ordered to be printed.

REPORT ON RESOLUTION WAIVING REQUIREMENT OF CLAUSE 6(a) OF RULE XIII WITH RESPECT TO CONSIDERATION OF CERTAIN RESOLUTIONS

Mr. REYNOLDS, from the Committee on Rules, submitted a privileged report (Rept. No. 107-81) on the resolution (H. Res. 150) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules, which was referred to the House Calendar and ordered to be printed.

LEGISLATIVE PROGRAM

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

Mr. ARMEY. Mr. Speaker, let me say, first of all, the discussions on the very important tax reduction bill that the Nation is so excited about are continuing.

Members should be advised, Mr. Speaker, that we would expect no votes on the floor of the House before 4 p.m. tomorrow. Members should be here ready to vote by 4 p.m. in the afternoon tomorrow.

Members should be prepared, when they present themselves here at 4 p.m., to remain here in town available for votes throughout the evening and throughout Saturday. Hopefully, it will not be necessary beyond that, but Members should return for those votes and be prepared to stay here in town to complete the work through the remainder of the day, the evening and through Saturday.

Mr. Speaker, I would encourage Members if they are planning on traveling at all, if they are planning on taking a short jaunt back home, and I hope they can, that they check with the Whip's office or with the cloakroom so that we are able to notify you.

In any event, we will be on the floor. We will be doing business at 4 p.m. tomorrow, and it is the intention of the House and the other body for us to then continue the work until it is completed in both bodies throughout whatever pe-

riod of time after 4 p.m. tomorrow it takes to complete the work.

Mr. Speaker, I want to thank Members for their cooperation and, I might add, their good humor. These are difficult times. We all have important things we would like to do back home that we have been planning to do at home. We have, of course, time with our family that is so important to all of us.

The Members on this occasion are being called upon to do, as it were, extra, difficult work, extra, difficult hours, the reward being, of course, to all the tax-paying constituents in their district.

Mr. Speaker, I, for one, would like to just appreciate everybody for their good humor and their good work.

HOOR OF MEETING ON TOMORROW

Mr. ARMEY. Mr. Speaker, I ask unanimous consent that when the House adjourns today, it adjourn to meet at 10 a.m. tomorrow.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Texas?

There was no objection.

COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, May 24, 2001.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted to Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on May 24, 2001 at 2:58 p.m.

That the Senate passed with amendments H.R. 8801.

With best wishes, I am

Sincerely,

JEFF TRANDAH, L,
Clerk of the House.

VETERANS OPPORTUNITIES ACT OF 2001

Mr. SMITH of New Jersey. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the bill (H.R. 801) to amend title 38, United States Code, to improve programs of educational assistance, to expand programs of transition assistance and outreach to departing servicemembers, veterans, and dependents, to increase burial benefits, to provide for family coverage under Servicemembers' Group Life Insurance, and for other purposes, with Senate amendments thereto, and concur in the Senate amendments.

The Clerk read the title of the bill.

The Clerk read the Senate amendments, as follows:

Senate amendments:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) *SHORT TITLE*.—This Act may be cited as the "Veterans' Survivor Benefits Improvements Act of 2001".

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

Sec. 1. *Short title; table of contents.*

Sec. 2. *References to title 38, United States Code.*

Sec. 3. *Eligibility for benefits under CHAMPVA for veterans' survivors who are eligible for hospital insurance benefits under the medicare program.*

Sec. 4. *Family coverage under Servicemembers' Group Life Insurance.*

Sec. 5. *Retroactive applicability of increase in maximum SGLI benefit for members dying in performance of duty on or after October 1, 2000.*

Sec. 6. *Expansion of outreach efforts to eligible dependents.*

Sec. 7. *Technical amendments to the Montgomery GI Bill statute.*

Sec. 8. *Miscellaneous technical amendments.*

SEC. 2. REFERENCES TO TITLE 38, UNITED STATES CODE.

Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of title 38, United States Code.

SEC. 3. ELIGIBILITY FOR BENEFITS UNDER CHAMPVA FOR VETERANS' SURVIVORS WHO ARE ELIGIBLE FOR HOSPITAL INSURANCE BENEFITS UNDER THE MEDICARE PROGRAM.

Subsection (d) of section 1713 is amended to read as follows:

"(d)(1)(A) An individual otherwise eligible for medical care under this section who is also entitled to hospital insurance benefits under part A of the medicare program is eligible for medical care under this section only if the individual is also enrolled in the supplementary medical insurance program under part B of the medicare program.

"(B) The limitation in subparagraph (A) does not apply to an individual who—

"(i) has attained 65 years of age as of the date of the enactment of the Veterans' Survivor Benefits Improvements Act of 2001; and

"(ii) is not enrolled in the supplementary medical insurance program under part B of the medicare program as of that date.

"(2) Subject to paragraph (3), if an individual described in paragraph (1) receives medical care for which payment may be made under both this section and the medicare program, the amount payable for such medical care under this section shall be the amount by which (A) the costs for such medical care exceed (B) the sum of—

"(i) the amount payable for such medical care under the medicare program; and

"(ii) the total amount paid or payable for such medical care by third party payers other than the medicare program.

"(3) The amount payable under this subsection for medical care may not exceed the total amount that would be paid under subsection (b) if payment for such medical care were made solely under subsection (b).

"(4) In this paragraph:

"(A) The term 'medicare program' means the program of health insurance administered by the Secretary of Health and Human Services under title XVIII of the Social Security Act (42 U.S.C. 1395 et seq.).

"(B) The term 'third party' has the meaning given that term in section 1729(i)(3) of this title."

SEC. 4. FAMILY COVERAGE UNDER SERVICEMEMBERS' GROUP LIFE INSURANCE.

(a) *INSURABLE DEPENDENTS*.—(1) Section 1965 is amended by adding at the end the following new paragraph: