

[Roll No. 298]

YEAS—380

Abercrombie Dooley Kolbe
 Ackerman Doolittle Kucinich
 Aderholt Doyle LaFalce
 Akin Dreier LaHood
 Allen Duncan Lampson
 Andrews Dunn Langevin
 Armeý Edwards Lantós
 Baca Ehlers Largent
 Bachus Ehrlich Larsen (WA)
 Baird Emerson Larson (CT)
 Baker Engel Latham
 Baldacci English LaTourette
 Baldwin Eshoo Leach
 Ballenger Etheridge Lee
 Barton Evans Levin
 Bass Everett Lewis (CA)
 Becerra Farr Lewis (GA)
 Bentsen Fattah Lewis (KY)
 Bereuter Ferguson Linder
 Berkley Filner LoBiondo
 Berman Fletcher Lofgren
 Berry Foley Lowey
 Biggert Forbes Lucas (OK)
 Bilirakis Ford Maloney (CT)
 Bishop Fossella Maloney (NY)
 Blagojevich Frank Manzullo
 Blumenuaer Markey Marky
 Blunt Frost Mascara
 Boehlert Gallegly Matheson
 Boehner Ganske Matsui
 Bonilla Gekas McCarthy (MO)
 Bonior Gephardt McCarthy (NY)
 Bono Gibbons McCollum
 Borski Gilchrest McCrery
 Boswell Gillmor McDermott
 Boucher Gilman McGovern
 Boyd Gonzalez McHugh
 Brady (PA) Goss McInnis
 Brady (TX) Graham McIntyre
 Brown (FL) Granger McKeon
 Brown (OH) Graves McNulty
 Brown (SC) Greenwood Meehan
 Bryant Gucci Meek (FL)
 Burr Gutierrez Meeks (NY)
 Burton Gutknecht Menendez
 Buyer Hall (OH) Mica
 Callahan Hall (TX) Miller (FL)
 Calvert Hansen Miller, Gary
 Camp Harman Myrick
 Cannon Hart Nadler
 Cantor Hastings (WA) Mink
 Capito Hayes Mollohan
 Capps Hayworth Moran (VA)
 Capuano Hill Morella
 Cardin Hillery Murtha
 Carson (IN) Hilliard Myrick
 Carson (OK) Nadler Murrick
 Castle Hinchey Napolitano
 Chabot Hinojosa Nethercutt
 Chambliss Hobson Ney
 Clay Hoeffel Northup
 Clayton Holden Nussle
 Clement Holt Oberstar
 Clyburn Honda Obey
 Coble Hooley Olver
 Collins Horn Ortiz
 Combest Hostettler Osborne
 Condit Houghton Ose
 Conyers Hoyer Otter
 Cooksey Hutchinson Owens
 Cox Inslee Oxley
 Coyne Isakson Pallone
 Cramer Issa Pascrell
 Crane Istook Pastor
 Crenshaw Jackson (IL) Payne
 Crowley Jackson-Lee Pelosi
 Cubin (TX) Pence
 Culberson Jefferson Peterson (MN)
 Cummings Jenkins Peterson (PA)
 Cunningham John Pickering
 Davis (CA) Johnson (CT) Platts
 Davis (FL) Johnson, Sam Pombo
 Davis (IL) Kanjorski Pomeroy
 Davis, Jo Ann Kaptur Price (NC)
 Davis, Tom Keller Pryce (OH)
 Deal Kelly Putnam
 DeFazio Kennedy (MN) Quinn
 DeGette Kennedy (RI) Radanovich
 Delahunt Kerns Rahall
 DeLauro Kildee Ramstad
 DeLay Kilpatrick Rangel
 DeMint King (NY) Rangel
 Diaz-Balart Kingston Regula
 Dicks Kirk Rehberg
 Dingell Kleczka Reyes
 Knollenberg Riley

Rivers Skeen
 Rodriguez Skelton
 Roemer Slaughter
 Rogers (KY) Smith (MI)
 Rogers (MI) Smith (NJ)
 Rohrabacher Smith (TX)
 Ros-Lehtinen Smith (WA)
 Ross Snyder
 Rothman Solis
 Roukema Souder
 Roybal-Allard Spratt
 Rush Stenholm
 Sabo Strickland
 Sanchez Stump
 Sanders Stupak
 Sandlin Sununu
 Sawyer Sweeney
 Saxton Tanner
 Scarborough Tauscher
 Schakowsky Tauzin
 Schrock Taylor (NC)
 Serrano Terry
 Sessions Thomas
 Shadegg Thompson (CA)
 Shaw Thompson (MS)
 Lowey Thornberry
 Shays Thune
 Sherman Thune
 Sherwood Tiahrt
 Shuster Tiberi
 Simmons Tierney
 Simpson Towns

NAYS—38

Barcia Israel
 Barr Johnson (IL)
 Barrett Jones (NC)
 Costello Kind (WI)
 Deutsch Lucas (KY)
 Doggett Luther
 Goode Moore
 Goodlatte Moran (KS)
 Green (TX) Paul
 Green (WI) Petri
 Hefley Phelps
 Hoekstra Pitts
 Hulshof Royce

NOT VOTING—15

Flake Jones (OH)
 Gordon Lipinski
 Hastings (FL) McKinney
 Herger Millender
 Hunter McDonald
 Johnson, E. B. Neal

□ 1216

Messrs. SHOWS, SCHIFF, SHIMKUS, DOGGETT, JOHNSON of Illinois, BARCIA, and PHELPS changed their vote from “yea” to “nay.”

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. HERGER. Mr. Speaker, on rollcall No. 298 I was unavoidably detained. Had I been present, I would have voted “yea”.

THE JOURNAL

The SPEAKER pro tempore (Mr. MCHUGH). Pursuant to clause 8 of rule XX, the pending business is the question of the Speaker’s approval of the Journal of the last day’s proceedings.

The question is on the Speaker’s approval of the Journal.

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

RECORDED VOTE

Mr. McNULTY. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The SPEAKER pro tempore. This is a 5-minute vote.

The vote was taken by electronic device, and there were—ayes 359, noes 44,

answered “present” 1, not voting 29, as follows:

[Roll No. 299]

AYES—359

Abercrombie Doggett Kolbe
 Ackerman Dooley LaFalce
 Aderholt Doolittle LaHood
 Akin Lampson Langevin
 Allen Dreier Lantós
 Andrews Duncan Largent
 Armeý Dunn Edwards
 Baca Larson (CT)
 Bachus Ehrlich LaTourette
 Baker Ehrlich Leach
 Baldacci Emerson Lee
 Baldwin Engel Levin
 Ballenger Eshoo Lewis (GA)
 Barcia Etheridge Lewis (KY)
 Barr Evans Linder
 Barrett Loggren Lofgren
 Bartlett Farr Lowey
 Barton Lucas (KY)
 Bass Ferguson Lucas (OK)
 Becerra Fletcher Luther
 Bentsen Foley Maloney (CT)
 Bereuter Forbes Maloney (NY)
 Berkley Ford Manzullo
 Berman Frank Markey
 Berry Mascara Mascara
 Biggert Frost Matheson
 Bilirakis Gallegly Matsui
 Bishop Ganske McCarthy (MO)
 Blagojevich Gekas McCollum
 Blumenuaer Gibbons McCrery
 Blunt Gilchrest McGovern
 Boehlert Gillmor McHugh
 Boehner Gilman McInnis
 Bonilla Gonzalez McIntyre
 Bonior Goode McKeon
 Bono Goodlatte Meehan
 Borski Graham Meek (FL)
 Boswell Granger Meeks (NY)
 Boucher Graves Mica
 Boyd Green (TX) Miller (FL)
 Brady (PA) Green (WI) Miller, George
 Brady (TX) Greenwood Mink
 Brown (FL) Grucci Mollohan
 Brown (OH) Hall (OH) Moran (VA)
 Brown (SC) Hall (TX) Morella
 Bryant Hansen Murtha
 Burr Harman Myrick
 Burton Hart Nadler
 Buyer Hastings (WA) Napolitano
 Callahan Hayes Nethercutt
 Camp Hayworth Ney
 Cannon Herger Northup
 Cantor Hill Nussle
 Capito Hillery Obey
 Capps Hinchey Olver
 Cardin Hinojosa Ortiz
 Carson (IN) Hobson Osborne
 Carson (OK) Hoeffel Ose
 Castle Holden Otter
 Chabot Holt Owens
 Chambliss Honda Oxley
 Clay Hooley Pallone
 Clyburn Horn Pascrell
 Coble Hostettler Pastor
 Collins Houghton Paul
 Combest Hoyer Payne
 Condit Hyde Pelosi
 Conyers Inslee Pence
 Cooksey Isakson Peterson (PA)
 Cox Issa Petri
 Coyne Istook Phelps
 Cramer Jackson (IL) Pickering
 Crane Jackson-Lee Pitts
 Crenshaw (TX) Pombo
 Crowley Jenkins Pomeroy
 Cubin John Portman
 Culberson Johnson (CT) Price (NC)
 Cummings Johnson, Sam Pryce (OH)
 Cunningham Johnson (IL) Putnam
 Davis (CA) Johnson, Sam Quinn
 Davis (FL) Jones (NC) Radanovich
 Davis (IL) Kanjorski Rahall
 Davis, Jo Ann Kaptur Rangel
 Davis, Tom Keller Kennedy (RI) Regula
 Deal Kennedy (MN) Kerns Rehberg
 DeFazio Kennedy (RI) Kildee Reyes
 DeGette Kerns Kilpatrick Riley
 Delahunt Kildee Kind (WI)
 DeLauro Kilpatrick King (NY)
 DeLay Kingston Rangel
 DeMint Kingston Rogers (KY)
 Diaz-Balart Kirk Rogers (MI)
 Dicks Kleczka Rohrabacher
 Dingell Knollenberg Ros-Lehtinen

Ross	Simmons	Tiberi
Rothman	Simpson	Tierney
Roukema	Skeen	Toomey
Roybal-Allard	Skelton	Trafficant
Royce	Smith (MI)	Turner
Ryan (WI)	Smith (NJ)	Upton
Ryun (KS)	Smith (TX)	Velazquez
Sanchez	Smith (WA)	Vitter
Sanders	Snyder	Walden
Sandlin	Solis	Walsh
Sawyer	Souder	Watkins (OK)
Saxton	Spratt	Watson (CA)
Scarborough	Stearns	Watt (NC)
Schakowsky	Stenholm	Watts (OK)
Schiff	Strickland	Waxman
Schrock	Stump	Weiner
Sensenbrenner	Sununu	Weldon (FL)
Serrano	Tanner	Weldon (PA)
Sessions	Tauscher	Wexler
Shadegg	Tauzin	Whitfield
Shaw	Taylor (NC)	Wicker
Shays	Terry	Wilson
Sherman	Thomas	Wolf
Sherwood	Thornberry	Woolsey
Shimkus	Thune	Wynn
Shows	Thurman	Young (AK)
Shuster	Tiahrt	Young (FL)

NOES—44

Baird	Kennedy (MN)	Roemer
Capuano	Kucinich	Sabo
Costello	Larsen (WA)	Schaffer
Crane	Latham	Stupak
Crowley	LoBiondo	Sweeney
DeFazio	McCarthy (NY)	Thompson (CA)
English	McDermott	Thompson (MS)
Filner	McNulty	Udall (CO)
Fossella	Menendez	Udall (NM)
Gutierrez	Moore	Visclosky
Gutknecht	Moran (KS)	Wamp
Hefley	Oberstar	Waters
Hilliard	Peterson (MN)	Weller
Hoekstra	Platts	Wu
Hulshof	Ramstad	

ANSWERED "PRESENT"—1

Tancredo

NOT VOTING—29

Calvert	Johnson, E. B.	Neal
Cubin	Jones (OH)	Norwood
Flake	Keller	Reynolds
Gephardt	Kelly	Rush
Gordon	Lewis (CA)	Scott
Goss	Lipinski	Slaughter
Hastings (FL)	McKinney	Spence
Hunter	Millender	Stark
Hutchinson	McDonald	Taylor (MS)
Jefferson	Miller, Gary	Towns

□ 1225

So the Journal was approved.

The result of the vote was announced as above recorded.

SUNDRY MESSAGES FROM THE PRESIDENT

Sundry messages, in writing from the President of the United States were communicated to the House by Ms. Wanda Evans, one of his secretaries.

CONTINUATION OF NATIONAL EMERGENCY WITH RESPECT TO IRAQ—MESSAGE FROM THE PRESIDENT OF THE UNITED STATES (H. DOC. NO. 107-111)

The SPEAKER pro tempore (Mr. RYAN of Wisconsin) laid before the House the following message from the President of the United States; which was read and, together with the accompanying papers, without objection, referred to the Committee on International Relations and ordered to be printed:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides

for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the Federal Register and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice, stating that the Iraqi emergency is to continue in effect beyond August 2, 2001, to the Federal Register for publication.

The crisis between the United States and Iraq that led to the declaration on August 2, 1990, of a national emergency has not been resolved. The Government of Iraq continues to engage in activities inimical to stability in the Middle East and hostile to United States interests in the region. Such Iraqi actions pose a continuing, unusual, and extraordinary threat to the national security and foreign policy of the United States. For these reasons, I have determined that it is necessary to maintain in force the broad authorities necessary to apply economic pressure on the Government of Iraq.

GEORGE W. BUSH.

THE WHITE HOUSE, July 31, 2001.

PERIODIC REPORT ON NATIONAL EMERGENCY WITH RESPECT TO IRAQ—MESSAGE FROM THE PRESIDENT OF THE UNITED STATES (H. DOC. NO. 107-110)

The SPEAKER pro tempore laid before the House the following message from the President of the United States; which was read and, together with the accompanying papers, without objection, referred to the Committee on International Relations and ordered to be printed:

To the Congress of the United States:

As required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), I transmit herewith a 6-month report on the national emergency with respect to Iraq that was declared in Executive Order 12722 of August 2, 1990.

GEORGE W. BUSH.

THE WHITE HOUSE, July 31, 2001.

VETERANS BENEFITS ACT OF 2001

Mr. SMITH of New Jersey. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 2540) to amend title 38, United States Code, to make various improvements to veterans benefits programs under laws administered by the Secretary of Veterans Affairs, and for other purposes, as amended.

The Clerk read as follows:

H.R. 2540

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the "Veterans Benefits 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.

TITLE I—ANNUAL COST-OF-LIVING ADJUSTMENT IN COMPENSATION AND DIC RATES

Sec. 101. Increase in rates of disability compensation and dependency and indemnity compensation.

Sec. 102. Publication of adjusted rates.

TITLE II—COMPENSATION PROVISIONS

Sec. 201. Presumption that diabetes mellitus (type 2) is service-connected.

Sec. 202. Inclusion of illnesses that cannot be clearly defined in presumption of service connection for Gulf War veterans.

Sec. 203. Preservation of service connection for undiagnosed illnesses to provide for participation in research projects by Gulf War veterans.

Sec. 204. Presumptive period for undiagnosed illnesses program providing compensation for veterans of Persian Gulf War who have certain illnesses.

TITLE III—ADMINISTRATION OF UNITED STATES COURT OF APPEALS FOR VETERANS CLAIMS

Sec. 301. Registration fees.

Sec. 302. Administrative authorities.

TITLE IV—OTHER MATTERS

Sec. 401. Payment of insurance proceeds to an alternate beneficiary when first beneficiary cannot be identified.

Sec. 402. Extension of copayment requirement for outpatient prescription medications.

Sec. 403. Department of Veterans Affairs Health Services Improvement Fund made subject to appropriations.

Sec. 404. Native American veteran housing loan pilot program.

Sec. 405. Modification of loan assumption notice requirement.

Sec. 406. Elimination of requirement for providing a copy of notice of appeal to the Secretary.

Sec. 407. Pilot program for expansion of toll-free telephone access to veterans service representatives.

Sec. 408. Technical and clerical amendments.

Sec. 409. Codification of recurring provisions in annual Department of Veterans Affairs appropriations Acts.

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.

TITLE I—ANNUAL COST-OF-LIVING ADJUSTMENT IN COMPENSATION AND DIC RATES

SEC. 101. INCREASE IN RATES OF DISABILITY COMPENSATION AND DEPENDENCY AND INDEMNITY COMPENSATION.

(a) RATE ADJUSTMENT.—The Secretary of Veterans Affairs shall, effective on December 1, 2001, increase the dollar amounts in effect for the payment of disability compensation and dependency and indemnity compensation by the Secretary, as specified in subsection (b).

(b) AMOUNTS TO BE INCREASED.—The dollar amounts to be increased pursuant to subsection (a) are the following: