

**UNITING AND STRENGTHENING AMERICA BY PROVIDING APPROPRIATE TOOLS REQUIRED TO INTERCEPT AND OBSTRUCT TERRORISM (USA PATRIOT) ACT OF 2001**

The SPEAKER pro tempore. The unfinished business is the question of suspending the rules and passing the bill, H.R. 3162.

The Clerk read the title of the bill. The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Wisconsin (Mr. SENSENBRENNER) that the house suspend the rules and pass the bill, H.R. 3162, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 357, nays 66, not voting 9, as follows:

[Roll No. 398]  
YEAS—357

Ackerman  
Aderholt  
Akin  
Allen  
Andrews  
Armey  
Baca  
Bachus  
Baird  
Baker  
Baldacci  
Ballenger  
Barcia  
Barr  
Bartlett  
Barton  
Bass  
Becerra  
Bentsen  
Bereuter  
Berkley  
Berman  
Berry  
Biggert  
Bishop  
Blagojevich  
Blunt  
Boehrlert  
Boehner  
Bonilla  
Bono  
Borski  
Boswell  
Boyd  
Brady (PA)  
Brady (TX)  
Brown (FL)  
Brown (SC)  
Bryant  
Burr  
Buyer  
Callahan  
Calvert  
Camp  
Cannon  
Cantor  
Capito  
Capps  
Cardin  
Carson (IN)  
Carson (OK)  
Castle  
Chabot  
Chambliss  
Clement  
Clyburn  
Coble  
Collins  
Combest  
Condit  
Cooksey  
Costello  
Cox  
Cramer  
Crane  
Crenshaw  
Crowley  
Culberson  
Cunningham

Davis (CA)  
Davis (FL)  
Davis, Jo Ann  
Davis, Tom  
Deal  
DeLahunt  
DeLauro  
DeLay  
DeMint  
Deutsch  
Diaz-Balart  
Dicks  
Doggett  
Dooley  
Doolittle  
Doyle  
Dreier  
Duncan  
Dunn  
Edwards  
Ehlers  
Ehrlich  
Emerson  
Engel  
English  
Eshoo  
Etheridge  
Evans  
Everett  
Fattah  
Ferguson  
Flake  
Fletcher  
Foley  
Forbes  
Ford  
Fossella  
Frelinghuysen  
Frost  
Gallegly  
Ganske  
Gekas  
Gephardt  
Gibbons  
Gilchrest  
Gillmor  
Gilman  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Goss  
Graham  
Granger  
Graves  
Green (TX)  
Green (WI)  
Greenwood  
Grucci  
Gutierrez  
Gutknecht  
Hall (OH)  
Hall (TX)  
Harman  
Hart  
Hastings (WA)  
Hayes  
Hayworth  
Hefley

Herger  
Hilleary  
Hinchey  
Hinojosa  
Hobson  
Hoeffel  
Hoekstra  
Holden  
Holt  
Hooley  
Horn  
Hostettler  
Houghton  
Hoyer  
Hulshof  
Hunter  
Hyde  
Inslee  
Isakson  
Israel  
Issa  
Istook  
Jefferson  
Jenkins  
John  
Johnson (CT)  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Kanjorski  
Kaptur  
Keller  
Kelly  
Kennedy (MN)  
Kennedy (RI)  
Kerns  
Kildee  
Kind (WI)  
King (NY)  
Kingston  
Kirk  
Klecza  
Knollenberg  
Kolbe  
LaFalce  
LaHood  
Lampson  
Langevin  
Lantos  
Largent  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Leach  
Levin  
Lewis (CA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Lofgren  
Lowey  
Lucas (KY)  
Lucas (OK)  
Luther  
Lynch  
Maloney (CT)  
Maloney (NY)

Manzullo  
Markey  
Mascara  
Matheson  
Matsui  
McCarthy (MO)  
McCarthy (NY)  
McCollum  
McCrery  
McHugh  
McInnis  
McIntyre  
McKeon  
McNulty  
Meehan  
Meeks (NY)  
Menendez  
Mica  
Millender-McDonald  
Miller, Dan  
Miller, Gary  
Miller, Jeff  
Moore  
Moran (KS)  
Moran (VA)  
Morella  
Murtha  
Murray  
Napolitano  
Neal  
Nethercutt  
Northup  
Norwood  
Nussle  
Obey  
Ortiz  
Osborne  
Ose  
Oxley  
Pallone  
Pascarella  
Pelosi  
Pence  
Peterson (PA)  
Petri  
Phelps  
Pickering  
Pitts  
Platts  
Pombo

Pomeroy  
Portman  
Price (NC)  
Pryce (OH)  
Putnam  
Quinn  
Radanovich  
Ramstad  
Rangel  
Regula  
Rehberg  
Reyes  
Reynolds  
Riley  
Rodriguez  
Roemer  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Ross  
Rothman  
Roukema  
Roybal-Allard  
Royce  
Ryan (WI)  
Ryun (KS)  
Sandlin  
Sawyer  
Saxton  
Schaffer  
Schiff  
Schrock  
Sensenbrenner  
Sessions  
Shadegg  
Shaw  
Shays  
Sherman  
Sherwood  
Shimkus  
Shows  
Shuster  
Simmons  
Simpson  
Skeen  
Skelton  
Slaughter  
Smith (MI)  
Smith (NJ)  
Smith (TX)

Smith (WA)  
Snyder  
Solis  
Souder  
Spratt  
Stearns  
Stenholm  
Strickland  
Stump  
Stupak  
Sununu  
Sweeney  
Tancredo  
Tanner  
Tauscher  
Tauzin  
Taylor (MS)  
Taylor (NC)  
Terry  
Thomas  
Thompson (CA)  
Thornberry  
Thune  
Thurman  
Tiahrt  
Tiberi  
Toomey  
Towns  
Traficant  
Turner  
Upton  
Vitter  
Walden  
Walsh  
Wamp  
Watkins (OK)  
Watts (OK)  
Waxman  
Weiner  
Weldon (FL)  
Weldon (PA)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson  
Wolf  
Wynn  
Young (FL)

NAYS—66

Baldwin  
Barrett  
Blumenauer  
Bonior  
Boucher  
Brown (OH)  
Capuano  
Clayton  
Conyers  
Coyne  
Cummings  
Davis (IL)  
DeFazio  
DeGette  
Dingell  
Farr  
Finer  
Frank  
Hastings (FL)  
Hilliard  
Honda  
Jackson (IL)

Jackson-Lee (TX)  
Johnson, E. B.  
Jones (OH)  
Kucinich  
Lee  
Lewis (GA)  
McDermott  
McGovern  
McKinney  
Meek (FL)  
Miller, George  
Mink  
Mollohan  
Nadler  
Ney  
Oberstar  
Olver  
Otter  
Owens  
Pastor  
Paul  
Payne

Peterson (MN)  
Rahall  
Rivers  
Rush  
Sabo  
Sanchez  
Sanders  
Schakowsky  
Scott  
Serrano  
Stark  
Thompson (MS)  
Tierney  
Udall (CO)  
Udall (NM)  
Velazquez  
Visclosky  
Waters  
Watson (CA)  
Watt (NC)  
Woolsey  
Wu

NOT VOTING—9

Abercrombie  
Bilirakis  
Burton

Clay  
Cubin  
Hansen

Hill  
Kilpatrick  
Young (AK)

□ 1105

Mrs. MEEK of Florida and Messrs. OWENS, MOLLOHAN and SABO changed their vote from “yea” to “nay.”

Ms. CARSON of Indiana, Mr. STUPAK, and Mr. COSTELLO changed their vote from “nay” to “yea.”

So (two-thirds having voted in favor thereof) the rules were suspended and 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. BEREUTER. Mr. Speaker, on rollcall No. 398 I was inadvertently detained. Had I been present, I would have voted “yea.”

Mr. HANSEN. Mr. Speaker, on rollcall No. 398 I was inadvertently detained. Had I been present, I would have voted “yea.”

PERSONAL EXPLANATION

Mr. CLAY. Mr. Speaker, due to unforeseen circumstances, I missed this morning’s vote on the Journal and the vote on H.R. 3162, the PATRIOT Act of 2001. Had I voted, I would have voted “yes” on the Journal and “yes” on H.R. 3162.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. LAHOOD). Pursuant to the provisions of clause 8 of rule XX, the Chair will reduce to 5 minutes the minimum time for electronic voting on the additional question on which the Chair has postponed further proceedings.

THE JOURNAL

The SPEAKER pro tempore. The pending business is the question of agreeing to 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.

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

The yeas and nays were ordered.

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

The vote was taken by electronic device, and there were—yeas 367, nays 48, not voting 17, as follows:

[Roll No. 399]  
YEAS—367

Abercrombie  
Ackerman  
Aderholt  
Akin  
Allen  
Andrews  
Armey  
Baca  
Bachus  
Baker  
Baldacci  
Baldwin  
Ballenger  
Barcia  
Barr  
Barrett  
Bartlett  
Barton  
Bass  
Becerra  
Bentsen  
Bereuter  
Berkley  
Berman  
Berry  
Biggert  
Bishop  
Blagojevich  
Blumenauer  
Boehrlert

Boehner  
Bonilla  
Bonior  
Bono  
Boswell  
Boucher  
Boyd  
Brady (TX)  
Brown (FL)  
Brown (OH)  
Brown (SC)  
Bryant  
Burr  
Buyer  
Callahan  
Calvert  
Camp  
Cannon  
Cantor  
Capito  
Capps  
Cardin  
Carson (IN)  
Carson (OK)  
Castle  
Chabot  
Chambliss  
Clement  
Clyburn

Coble  
Collins  
Combest  
Condit  
Conyers  
Cooksey  
Costello  
Cox  
Coyne  
Cramer  
Crenshaw  
Crowley  
Culberson  
Cunningham  
Cummings  
Cunningham  
Davis (CA)  
Davis (FL)  
Davis (IL)  
Davis, Jo Ann  
Davis, Tom  
Deal  
DeGette  
DeLahunt  
DeLauro  
DeLay  
DeMint  
Deutsch  
Diaz-Balart  
Dicks  
Dingell

Doggett Kind (WI)  
 Dooley King (NY)  
 Doolittle Kingston  
 Doyle Kirk  
 Dreier Kleczka  
 Duncan Knollenberg  
 Dunn Kolbe  
 Edwards LaHood  
 Ehlers Lampson  
 Ehrlich Langevin  
 Emerson Lantos  
 Engel Largent  
 Eshoo Larson (CT)  
 Etheridge Latham  
 Evans LaTourette  
 Everett Leach  
 Farr Lee  
 Ferguson Levin  
 Flake Lewis (CA)  
 Fletcher Lewis (KY)  
 Foley Linder  
 Forbes Lipinski  
 Ford Lofgren  
 Fossella Lowey  
 Frank Lucas (KY)  
 Frelinghuysen Lucas (OK)  
 Frost Luther  
 Gallegly Lynch  
 Ganske Maloney (CT)  
 Gekas Maloney (NY)  
 Gephardt Manzullo  
 Gibbons Markey  
 Gilchrest Mascara  
 Gillmor Matheson  
 Gilman Matsui  
 Gonzalez McCarthy (MO)  
 Goode McCarthy (NY)  
 Goodlatte McCrery  
 Gordon McHugh  
 Graham McMinnis  
 Granger McIntyre  
 Graves McKeon  
 Green (TX) McKinney  
 Green (WI) Meehan  
 Greenwood Meek (FL)  
 Crucci Meeks (NY)  
 Gutierrez Menendez  
 Hall (OH) Mica  
 Hall (TX) Millender  
 Hansen McDonald  
 Hart Miller, Dan  
 Hastings (WA) Miller, Gary  
 Hayes Miller, Jeff  
 Hayworth Mink  
 Herger Mollohan  
 Hilleary Moore  
 Hinojosa Morella  
 Hobson Murtha  
 Hoeffel Myrick  
 Hoekstra Nadler  
 Holden Napolitano  
 Holt Neal  
 Honda Nethercutt  
 Hooley Ney  
 Horn Northup  
 Hostettler Norwood  
 Houghton Nussle  
 Hoyer Obey  
 Hunter Ortiz  
 Hyde Osborne  
 Inslee Ose  
 Isakson Otter  
 Israel Owens  
 Issa Oxley  
 Istook Pallone  
 Jackson (IL) Pascrell  
 Jefferson Pastor  
 Jenkins Paul  
 John Payne  
 Johnson (CT) Pelosi  
 Johnson (IL) Pence  
 Johnson, E. B. Peterson (PA)  
 Johnson, Sam Petri  
 Jones (NC) Phelps  
 Jones (OH) Pitts  
 Kanjorski Platts  
 Kaptur Pombo  
 Keller Pomeroy  
 Kelly Portman  
 Kennedy (MN) Price (NC)  
 Kennedy (RI) Pryce (OH)  
 Kerns Putnam  
 Kildee Quinn

Radanovich  
 Rangel  
 Regula  
 Rehberg  
 Reyes (TX)  
 Kucinich  
 LaFalce  
 Larsen (WA)  
 Lewis (GA)  
 Roemer  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Ross  
 Rothman  
 Roukema  
 Roybal-Allard  
 Royce  
 Rush  
 Ryan (WI)  
 Ryun (KS)  
 Sanchez  
 Sanders  
 Sandlin  
 Sawyer  
 Saxton  
 Schakowsky  
 Schiff  
 Schrock  
 Sensenbrenner  
 Serrano  
 Sessions  
 Shadegg  
 Shaw  
 Shays  
 Sherman  
 Sherwood  
 Shimkus  
 Shows  
 Shuster  
 Simmons  
 Simpson  
 Skeen  
 Smith (MI)  
 Smith (NJ)  
 Smith (TX)  
 Smith (WA)  
 Snyder  
 Solis  
 Souder  
 Spratt  
 Stearns  
 Stenholm  
 Sununu  
 Tanner  
 Tauscher  
 Tauzin  
 Taylor (NC)  
 Terry  
 Thomas  
 Thornberry  
 Thune  
 Thurman  
 Tiahrt  
 Tiberi  
 Tierney  
 Toomey  
 Traficant  
 Turner  
 Udall (NM)  
 Upton  
 Velazquez  
 Vitter  
 Walden  
 Walsh  
 Wamp  
 Watkins (OK)  
 Watson (CA)  
 Watt (NC)  
 Watts (OK)  
 Waxman  
 Weiner  
 Weldon (FL)  
 Weldon (PA)  
 Wexler  
 Wilson  
 Wolf  
 Woolsey  
 Wynn  
 Young (AK)  
 Young (FL)

Miller, George  
 Moran (KS)  
 Oberstar  
 Olver  
 Peterson (MN)  
 Rahall  
 Ramstad  
 Sabo  
 Scott  
 Slaughter  
 Stark  
 Strickland  
 Stupak

NOT VOTING—17

Bilirakis  
 Blunt  
 Burton  
 Clay  
 Cubin  
 Goss

Harman  
 Hill  
 Kilpatrick  
 McCollum  
 Moran (VA)  
 Pickering

Sweeney  
 Taylor (MS)  
 Thompson (CA)  
 Thompson (MS)  
 Towns  
 Visclosky  
 Waters  
 Weller  
 Whitfield  
 Wicker  
 Wu

□ 1117

So the Journal was approved.  
 The result of the vote was announced as above recorded.

**AUTHORIZING THE CLERK TO MAKE CORRECTIONS IN ENGROSSMENT OF H.R. 3162, UNTING AND STRENGTHENING AMERICA BY PROVIDING APPROPRIATE TOOLS REQUIRED TO INTERCEPT AND OBSTRUCT TERRORISM (USA PATRIOT) ACT OF 2001**

Mr. LINDER. Mr. Speaker, I ask unanimous consent that in the engrossment of the bill, H.R. 3162, the Clerk be authorized to make technical corrections and conforming changes to the bill.

The SPEAKER pro tempore (Mr. LAHOOD). Is there objection to the request of the gentleman from Georgia?

There was no objection.

**ECONOMIC SECURITY AND RECOVERY ACT OF 2001**

Mr. LINDER. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 270 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

**H. RES. 270**

*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. 3090) to provide tax incentives for economic recovery. The bill shall be considered as read for amendment. The amendment recommended by the Committee on Ways and Means now printed in the bill shall be considered as adopted. All points of order against the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, and on any further amendment thereto to final passage without intervening motion except: (1) One hour of debate on the bill, as amended, equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means; (2) the further amendment in the nature of a substitute printed in the report of the Committee on Rules accompanying this resolution, if offered by Representative Rangel of New York or his designee, which shall be in order without intervention of any point of order, shall be considered as read, and shall be separately debatable for one hour equally divided and controlled by the proponent and

an opponent; and (3) one motion to recommit with or without instructions.

The SPEAKER pro tempore. The gentleman from Georgia (Mr. LINDER) is recognized for 1 hour.

Mr. LINDER. Mr. Speaker, for the purpose of debate only, I yield the customary 30 minutes to the gentleman from Texas (Mr. FROST), pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purpose of debate only.

H. Res. 270 is a modified closed rule, waiving all points of order against consideration of H.R. 3090, the Economic Security and Recovery Act of 2001.

The rule provides for 1 hour of general debate in the House, equally divided and controlled by the ranking minority member and the chairman of the Committee on Ways and Means. It also provides that the amendment recommended by the Committee on Ways and Means now printed in the bill shall be considered as adopted.

H. Res. 270 provides for the consideration of only the amendment in the nature of a substitute printed in the Committee on Rules' report accompanying the resolution, if offered by the gentleman from New York (Mr. RANGEL) or his designee, which shall be considered as read and shall be separately debatable for 1 hour, equally divided and controlled by the proponent and an opponent.

The rule waives all points of order against the amendment in the nature of a substitute. Finally, it provides one motion to recommit with or without instructions.

Mr. Speaker, I urge my colleagues in the House to join me in approving this resolution so the House can move on to consideration of this stimulus package, arguably one of the most important legislative measures we will debate this year.

In light of the tragic events of September 11, 2001, along with more recent developments here in Washington, D.C., New York, New Jersey and Florida, observers are increasingly concerned about our Nation's economy going into a recession. Indeed, President Bush has called upon the Congress to quickly send him legislation that he can sign into law to avoid such a scenario. With all of these events in mind, it is imperative for the House of Representatives to take prompt action on legislation that will provide our economy with a jump-start, and H.R. 3090 does just that.

I wanted to commend the chairman of the Committee on Ways and Means, the gentleman from California (Mr. THOMAS), for bringing this package to the floor and doing so in a fiscally responsible fashion. As approved by the committee, H.R. 3090 provides hard-working American workers and businesses with roughly \$99 billion in tax relief to help stimulate the economy in the first year, and only \$159 billion over the next 10 years. Constructing the bill in this fashion will hopefully

NAYS—48

Baird Crane  
 Borski DeFazio  
 Brady (PA) English  
 Capuano Fattah

Filner  
 Gutknecht  
 Hastings (FL)  
 Hefley