

4167, which retroactively extends Chapter 12 bankruptcy for family farms and ranches to June 1, 2002. Chapter 12 bankruptcy expired on October 1, 2001. This legislation is very important to the nation's agriculture sector.

This Member would express his appreciation to the distinguished gentleman from Wisconsin (Mr. SENSENBRENNER), the Chairman of the House Judiciary Committee, for introducing H.R. 4167. In addition, this Member would like to express his appreciation to the distinguished gentleman from Michigan (Mr. SMITH) for his efforts in getting this measure to the House Floor for consideration.

This extension of Chapter 12 bankruptcy is supported by this Member as it allows family farmers to reorganize their debts as compared to liquidating their assets. The use of the Chapter 12 bankruptcy provision has been an important and necessary option for family farmers throughout the nation. It has allowed family farmers to reorganize their assets in a manner which balances the interests of creditors and the future success of the involved farmer.

If Chapter 12 bankruptcy provisions are not extended for family farmers, it will be another very painful blow to an agricultural sector already reeling from low commodity prices. Not only will many family farmers have no viable option other than to end their operations, but it will also cause land values to likely plunge. Such a decrease in value of farmland will negatively affect the ability of family farmers to earn a living. In addition, the resulting decrease in farmland value will impact the manner in which banks conduct their agricultural lending activities. Furthermore, this Member has received many contacts from his constituents supporting extension of Chapter 12 bankruptcy because of the situation now being faced by our nation's farm families—it is clear that the agricultural sector is hurting.

I closing, this Member urges his colleagues to support H.R. 4167.

Mr. GEKAS. Mr. Speaker, I rise today to lend my strong support for H.R. 4167 and for farmers in financial distress. Extension of Chapter 12 is necessary to insure that these financially distressed farmers are granted the protection they need.

I would doubt that there is any one of us who does not want to aid a farmer in distress. Mr. Speaker, I am sure that H.R. 4167 will be approved today because the vast majority of this body recognizes the difficulty and risk inherent in farming and want to give farmers a fail-safe net of bankruptcy in case they become distressed. I have consistently supported efforts to extend Chapter 12. Since the bankruptcy reform movement started five years ago, there was not one moment in which we did not consider making Chapter 12 permanent.

Chapter 12 of the Bankruptcy code is a specialized form of bankruptcy relief available to family farmers. The special attributes of Chapter 12 makes it better suited to meet the particularized needs of family farmers in financial distress than other forms of bankruptcy relief, such as Chapter 11 (business reorganization) or Chapter 13 (individual reorganization). Chapter 12 allows family farmers to keep essential farm assets and reorganize their debts.

Chapter 12 was enacted on a temporary seven-year basis as part of the Bankruptcy Judges, United States Trustees, and Family Farmer Bankruptcy Act of 1986 in response to

the farm financial crisis of the 1980's. It has subsequently been extended on several occasions. H.R. 333, the Bankruptcy Abuse Prevention and Consumer Protection Act, would make Chapter 12 permanent.

But isn't there more we can do? Of course farmers want a fail-safe net of bankruptcy in case they go into distress, but more than that, they want expanded markets, and an end to the federal death tax. We stand here today debating the merits of a bill that will aid failing farms, but we can't stop here—we must keep fighting to help American farms succeed. The best farmers in the world, American farmers, want a fair chance to compete with other farmers around the world and they want a legitimate chance to make a profit. I will continue to support Trade Promotion Authority and death tax repeal to help insure that American farmers have less need for the bankruptcy protections we vote to advance here today.

Mr. Speaker, I support H.R. 4167 for distressed farmers, but I urge my colleagues to grant the president Trade Promotion Authority so that markets for our agricultural goods will be opened from which our farmers will profit. I also ask that my colleagues permanently abolish the federal death tax, which is a specter that hangs over every family farmer who looks forward to passing his farm on to the next generation. Action on these pieces of legislation sends a message that the United States Congress recognizes the importance of the hard work, pride and competitive nature of the American agriculturalist.

Mr. SENSENBRENNER. Mr. Speaker, I yield back the balance of my time.

The SPEAKER pro tempore (Mr. PENCE). 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. 4167.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds of those present have voted in the affirmative.

Mr. SENSENBRENNER. Mr. Speaker, on that I demand the yeas and nays. The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

## RECESS

The SPEAKER pro tempore. Pursuant to clause 12 of rule I, the Chair declares the House in recess until approximately 6:30 p.m. today.

Accordingly (at 3 o'clock and 45 minutes p.m.), the House stood in recess until approximately 6:30 p.m.

□ 1830

## AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. ISAKSON) at 6 o'clock and 30 minutes p.m.

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the Chair will now put the question on motions to suspend the rules on which further proceedings were postponed earlier today.

Votes will be taken in the following order:

H.R. 1374, by the yeas and nays;

H.R. 4156, by the yeas and nays; and

H.R. 4167, by the yeas and nays.

The Chair will reduce to 5 minutes the time for any electronic vote after the first such vote in this series.

## PHILIP E. RUPPE POST OFFICE BUILDING

The SPEAKER pro tempore. The pending business is the question of suspending the rules and passing the bill, H.R. 1374.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from Virginia (Mrs. JO ANN DAVIS) that the House suspend the rules and pass the bill, H.R. 1374, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 408, nays 0, not voting 26, as follows:

[Roll No. 93]

YEAS—408

|             |               |               |
|-------------|---------------|---------------|
| Abercrombie | Capito        | Ehlers        |
| Ackerman    | Capps         | Ehrlich       |
| Aderholt    | Capuano       | Emerson       |
| Akin        | Cardin        | Engel         |
| Allen       | Carson (IN)   | English       |
| Andrews     | Carson (OK)   | Eshoo         |
| Armey       | Castle        | Etheridge     |
| Baca        | Chabot        | Evans         |
| Bachus      | Chambliss     | Everett       |
| Baird       | Clay          | Farr          |
| Baker       | Clayton       | Fattah        |
| Baldacci    | Clyburn       | Ferguson      |
| Baldwin     | Coble         | Flake         |
| Ballenger   | Collins       | Fletcher      |
| Barcia      | Combest       | Foley         |
| Barr        | Conyers       | Forbes        |
| Barrett     | Cooksey       | Ford          |
| Bartlett    | Costello      | Fossella      |
| Barton      | Cox           | Frank         |
| Bass        | Coyne         | Frelinghuysen |
| Becerra     | Cramer        | Frost         |
| Bentsen     | Crane         | Gallegly      |
| Bereuter    | Crenshaw      | Ganske        |
| Berkley     | Crowley       | Gekas         |
| Berry       | Cubin         | Gephardt      |
| Biggert     | Culberson     | Gibbons       |
| Bilirakis   | Cummings      | Gillmor       |
| Bishop      | Cunningham    | Gilman        |
| Blumenauer  | Davis (CA)    | Gonzalez      |
| Blunt       | Davis (FL)    | Goode         |
| Boehlert    | Davis (IL)    | Goodlatte     |
| Boehner     | Davis, Jo Ann | Gordon        |
| Bonilla     | Davis, Tom    | Goss          |
| Bonior      | Deal          | Graham        |
| Bono        | DeFazio       | Granger       |
| Boozman     | DeGette       | Graves        |
| Borski      | Delahunt      | Green (TX)    |
| Boswell     | DeLauro       | Green (WI)    |
| Boucher     | DeLay         | Greenwood     |
| Boyd        | DeMint        | Grucci        |
| Brady (PA)  | Deutsch       | Gutknecht     |
| Brady (TX)  | Diaz-Balart   | Hall (OH)     |
| Brown (FL)  | Dicks         | Hall (TX)     |
| Brown (OH)  | Dingell       | Harman        |
| Brown (SC)  | Doggett       | Hart          |
| Bryant      | Dooley        | Hastings (WA) |
| Burr        | Doolittle     | Hayes         |
| Buyer       | Doyle         | Hayworth      |
| Callahan    | Dreier        | Hefley        |
| Calvert     | Duncan        | Herger        |
| Camp        | Dunn          | Hill          |
| Cantor      | Edwards       | Hinchey       |

Hinojosa  
Hobson  
Hoeffel  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Horn  
Hostettler  
Houghton  
Hoyer  
Hulshof  
Hunter  
Hyde  
Inslee  
Isakson  
Israel  
Issa  
Istook  
Jackson (IL)  
Jackson-Lee  
(TX)  
John  
Johnson (CT)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Kanjorski  
Kaptur  
Keller  
Kelly  
Kennedy (MN)  
Kennedy (RI)  
Kerns  
Kildee  
Kilpatrick  
Kind (WI)  
King (NY)  
Kirk  
Klecza  
Knollenberg  
Kolbe  
Kucinich  
LaFalce  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Leach  
Lee  
Lewis (CA)  
Lewis (GA)  
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  
McDermott  
McGovern  
McHugh  
McInnis  
McIntyre  
McKeon

McKinney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Menendez  
Mica  
Millender-  
McDonald  
Miller, Dan  
Miller, Gary  
Miller, George  
Miller, Jeff  
Mink  
Mollohan  
Moore  
Moran (KS)  
Moran (VA)  
Morella  
Murtha  
Myrick  
Nadler  
Napolitano  
Neal  
Nethercutt  
Ney  
Northup  
Norwood  
Nussle  
Oberstar  
Obey  
Oliver  
Ortiz  
Osborne  
Ose  
Otter  
Owens  
Oxley  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pelosi  
Pence  
Peterson (MN)  
Peterson (PA)  
Petri  
Phelps  
Pickering  
Pitts  
Platts  
Pombo  
Pomeroy  
Portman  
Price (NC)  
Putnam  
Quinn  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reyes  
Reynolds  
Rivers  
Rodriguez  
Roemer  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Ross  
Rothman  
Roukema  
Roybal-Allard  
Royce  
Rush  
Ryan (WI)  
Ryan (KS)  
Sabo  
Sanchez  
Sanders  
Sandlin

Sawyer  
Saxton  
Schaffer  
Schakowsky  
Schiff  
Schrock  
Scott  
Sensenbrenner  
Sessions  
Shadegg  
Shaw  
Shays  
Sherman  
Sherwood  
Shimkus  
Shows  
Shuster  
Simmons  
Skeen  
Skelton  
Slaughter  
Smith (MI)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Spratt  
Stark  
Stearns  
Stenholm  
Strickland  
Stump  
Stupak  
Sullivan  
Sununu  
Tancredo  
Tanner  
Tauscher  
Tauzin  
Taylor (MS)  
Taylor (NC)  
Terry  
Thomas  
Thompson (CA)  
Thompson (MS)  
Thune  
Thurman  
Tiahrt  
Tiberi  
Tierney  
Toomey  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Velazquez  
Visclosky  
Vitter  
Walden  
Walsh  
Ramstad  
Wamp  
Waters  
Watson (CA)  
Watt (NC)  
Watts (OK)  
Waxman  
Weiner  
Weldon (FL)  
Weldon (PA)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Young (AK)  
Young (FL)

□ 1857

Ms. SLAUGHTER, Mr. HOEKSTRA and Mr. SHAW 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. FILNER. Mr. Speaker, on rollcall No. 93, I was attending a U.S./Mexico conference on border environmental issues. Had I been present, I would have voted “yea.”

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

#### CLERGY HOUSING ALLOWANCE CLARIFICATION ACT OF 2002

The SPEAKER pro tempore. The pending business is the question of suspending the rules and passing the bill, H.R. 4156, as amended.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Minnesota (Mr. RAMSTAD) that the House suspend the rules and pass the bill, H.R. 4156, as amended, on which the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 408, nays 0, not voting 26, as follows:

[Roll No. 94]

YEAS—408

Abercrombie  
Ackerman  
Aderholt  
Akin  
Allen  
Andrews  
Armey  
Baca  
Bachus  
Baird  
Baker  
Burr  
Baldwin  
Ballenger  
Barcia  
Barr  
Barrett  
Bartlett  
Barton  
Bass  
Becerra  
Bentsen  
Bereuter  
Berkley  
Berry  
Biggart  
Bilirakis  
Bishop  
Blumenauer  
Blunt  
Boehlert  
Boehner  
Bonilla  
Bonior  
Bono

Emerson  
Engel  
English  
Eshoo  
Etheridge  
Evans  
Everett  
Farr  
Fattah  
Ferguson  
Flake  
Fletcher  
Foley  
Forbes  
Ford  
Fossella  
Frank  
Frelinghuysen  
Frost  
Gallegly  
Ganske  
Gekas  
Gephardt  
Gibbons  
Gillmor  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Goss  
Graham  
Granger  
Graves  
Green (TX)  
Green (WI)  
Greenwood  
Grucci  
Gutknecht  
Hall (OH)  
Hall (TX)  
Harman  
Hart  
Hastings (WA)  
Hayes  
Hayworth  
Hefley  
Herger  
Hill  
Hinchey  
Hinojosa  
Hobson  
Hoeffel  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Horn  
Hostettler  
Houghton  
Hoyer  
Hulshof  
Hunter  
Hyde  
Inslee  
Isakson  
Israel  
Issa  
Istook  
Jackson (IL)  
Jackson-Lee  
(TX)  
John  
Johnson (CT)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Kanjorski  
Kaptur  
Keller  
Kelly  
Kennedy (MN)  
Kennedy (RI)  
Kerns  
Kildee  
Kilpatrick  
Kind (WI)  
King (NY)  
Kirk  
Klecza  
Knollenberg  
Kolbe  
Kucinich  
LaFalce  
LaHood  
Lampson  
Langevin  
Lantos

Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Leach  
Lee  
Lewis (CA)  
Lewis (GA)  
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  
McDermott  
McGovern  
McHugh  
McInnis  
McIntyre  
McKeon  
McKinney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Menendez  
Mica  
Millender-  
McDonald  
Miller, Dan  
Miller, Gary  
Miller, George  
Miller, Jeff  
Mink  
Mollohan  
Moore  
Moran (KS)  
Moran (VA)  
Morella  
Murtha  
Myrick  
Nadler  
Napolitano  
Neal  
Nethercutt  
Ney  
Northup  
Norwood  
Nussle  
Oberstar  
Obey  
Oliver  
Ortiz  
Osborne  
Ose  
Otter  
Owens  
Oxley  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pelosi  
Pence  
Peterson (MN)  
Peterson (PA)  
Petri  
Phelps  
Pickering  
Pitts  
Platts  
Pombo  
Pomeroy  
Portman  
Price (NC)  
Putnam  
Quinn  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg

Reyes  
Reynolds  
Rivers  
Rodriguez  
Roemer  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Ross  
Rothman  
Roukema  
Roybal-Allard  
Royce  
Rush  
Ryan (WI)  
Ryan (KS)  
Sabo  
Sanchez  
Sanders  
Sandlin  
Sawyer  
Saxton  
Schaffer  
Schakowsky  
Schiff  
Schrock  
Scott  
Sensenbrenner  
Serrano  
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  
Stark  
Stearns  
Stenholm  
Strickland  
Stump  
Stupak  
Sullivan  
Sununu  
Tancredo  
Tanner  
Tauscher  
Tauzin  
Taylor (MS)  
Taylor (NC)  
Terry  
Thomas  
Thompson (CA)  
Thompson (MS)  
Thune  
Thurman  
Tiahrt  
Tiberi  
Tierney  
Toomey  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Velazquez  
Visclosky  
Vitter  
Walden  
Walsh  
Wamp  
Waters  
Watkins (OK)  
Watson (CA)  
Watt (NC)  
Watts (OK)  
Waxman  
Weiner  
Weldon (FL)  
Weldon (PA)  
Weller  
Wexler  
Whitfield

#### NOT VOTING—26

Berman  
Blagojevich  
Burton  
Cannon  
Clement  
Condit  
Filner  
Gilchrest  
Gutierrez

Hansen  
Hastings (FL)  
Hilleary  
Hilliard  
Jefferson  
Jenkins  
Jones (OH)  
Kingston  
Levin

Pryce (OH)  
Riley  
Serrano  
Simpson  
Sweeney  
Thornberry  
Traficant  
Watkins (OK)