

“yes” on the previous question and on the rule.

Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

The SPEAKER pro tempore (Mr. WHITFIELD). The question is on ordering the previous question.

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

Mr. HASTINGS of Florida. 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.

Pursuant to clause 8 of rule XX, the Chair will reduce to 5 minutes the minimum time for electronic voting, if ordered, on the question of adoption of the resolution, and then on the motion to suspend the rules on S. 1888 postponed from yesterday.

The vote was taken by electronic device, and there were—yeas 212, nays 204, not voting 19, as follows:

[Roll No. 8]

YEAS—212

Aderholt	Flake	Latham
Akin	Fletcher	LaTourette
Armey	Foley	Leach
Bachus	Forbes	Lewis (CA)
Baker	Fossella	Lewis (KY)
Ballenger	Galleghy	Linder
Barr	Ganske	LoBiondo
Bartlett	Gekas	Lucas (OK)
Barton	Gibbons	Manzullo
Bass	Gilchrest	McCrery
Bereuter	Gillmor	McHugh
Biggert	Gilman	McInnis
Bilirakis	Goode	McKeon
Blunt	Goodlatte	Mica
Boehlert	Goss	Miller, Dan
Boehner	Graham	Miller, Gary
Bonilla	Granger	Miller, Jeff
Boozman	Graves	Moran (KS)
Brady (TX)	Green (WI)	Morella
Brown (SC)	Greenwood	Myrick
Bryant	Grucci	Nethercutt
Burr	Gutknecht	Ney
Burton	Hansen	Northup
Buyer	Hart	Norwood
Callahan	Hastings (WA)	Nussle
Calvert	Hayes	Osborne
Camp	Hayworth	Ose
Cannon	Hefley	Otter
Cantor	Hergert	Paul
Capito	Hilleary	Pence
Castle	Hobson	Peterson (PA)
Chabot	Hoekstra	Petri
Chambliss	Horn	Pickering
Coble	Hostettler	Pitts
Collins	Houghton	Platts
Combest	Hulshof	Pombo
Cox	Hunter	Portman
Crane	Hyde	Pryce (OH)
Crenshaw	Isakson	Putnam
Culberson	Issa	Quinn
Cunningham	Istook	Radanovich
Davis, Jo Ann	Jenkins	Ramstad
Davis, Tom	Johnson (CT)	Regula
Deal	Johnson (IL)	Rehberg
DeLay	Johnson, Sam	Reynolds
DeMint	Jones (NC)	Rogers (KY)
Diaz-Balart	Keller	Rogers (MI)
Doolittle	Kelly	Rohrabacher
Dreier	Kennedy (MN)	Ros-Lehtinen
Duncan	Kerns	Royce
Dunn	King (NY)	Ryun (KS)
Ehlers	Kingston	Saxton
Ehrlich	Kirk	Schaffer
Emerson	Knollenberg	Schrock
English	Kolbe	Sensenbrenner
Everett	LaHood	Sessions
Ferguson	Largent	Shadegg

Shays  
Sherwood  
Shimkus  
Shuster  
Simmons  
Simpson  
Skeen  
Smith (MI)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Stump  
Sununu

Sweeney  
Tancredo  
Tauzin  
Taylor (NC)  
Terry  
Thomas  
Thornberry  
Thune  
Tiahrt  
Tiberi  
Toomey  
Upton  
Vitter  
Walden

Walsh  
Wamp  
Watkins (OK)  
Watts (OK)  
Weldon (FL)  
Weldon (PA)  
Weller  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (FL)

NAYS—204

Abercrombie  
Ackerman  
Allen  
Andrews  
Baca  
Baird  
Baldacci  
Baldwin  
Barcia  
Barrett  
Becerra  
Bentsen  
Berkley  
Berman  
Berry  
Bishop  
Blumenauer  
Bonior  
Borski  
Boswell  
Boucher  
Boyd  
Brady (PA)  
Brown (FL)  
Brown (OH)  
Capps  
Capuano  
Cardin  
Carson (IN)  
Carson (OK)  
Clay  
Clayton  
Clement  
Clyburn  
Condit  
Conyers  
Costello  
Coyne  
Cramer  
Crowley  
Cummings  
Davis (CA)  
Davis (FL)  
Davis (IL)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Deutsch  
Dicks  
Dingell  
Doggett  
Dooley  
Doyle  
Edwards  
Engel  
Eshoo  
Etheridge  
Evans  
Farr  
Fattah  
Filner  
Ford  
Frank  
Frost  
Gephardt  
Gonzalez  
Gordon  
Green (TX)

Gutierrez  
Hall (OH)  
Hall (TX)  
Harman  
Hastings (FL)  
Hill  
Hilliard  
Hinchey  
Hinojosa  
Hoeffel  
Holden  
Holt  
Honda  
Hooley  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
John  
Johnson, E. B.  
Jones (OH)  
Kanjorski  
Kaptur  
Kennedy (RI)  
Kildee  
Kilpatrick  
Kind (WI)  
Klecza  
Kucinich  
LaFalce  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Lofgren  
Lowey  
Lucas (KY)  
Lynch  
Maloney (CT)  
Maloney (NY)  
Markey  
Mascara  
Matheson  
Matsui  
McCarthy (MO)  
McCarthy (NY)  
McCollum  
McGovern  
McIntyre  
McKinney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Menendez  
Millender  
McDonald  
Miller, George  
Mink  
Mollohan  
Moore  
Moran (VA)

Murtha  
Nadler  
Napolitano  
Neal  
Oberstar  
Obey  
Olver  
Ortiz  
Owens  
Pallone  
Pascarell  
Pastor  
Payne  
Pelosi  
Peterson (MN)  
Pehls  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rivers  
Rodriguez  
Roemer  
Ross  
Rothman  
Roybal-Allard  
Rush  
Sabo  
Sanchez  
Sanders  
Santini  
Sawyer  
Schakowsky  
Schiff  
Scott  
Serrano  
Sherman  
Shows  
Skelton  
Smith (WA)  
Snyder  
Solis  
Spratt  
Stark  
Stenholm  
Strickland  
Tanner  
Tauscher  
Taylor (MS)  
Thompson (CA)  
Thompson (MS)  
Thurman  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Velazquez  
Visclosky  
Waters  
Watson (CA)  
Watt (NC)  
Waxman  
Weiner  
Wexler  
Woolsey  
Wu

NOT VOTING—19

Blagojevich  
Bono  
Cooksey  
Cubin  
Frelinghuysen  
Hastert  
Hoyer

Luther  
McDermott  
Oxley  
Riley  
Roukema  
Ryan (WI)  
Shaw

Slaughter  
Stupak  
Traficant  
Wynn  
Young (AK)

Messrs. MEEHAN, McINTYRE, REYES, OWENS, GORDON and LIPINSKI changed their vote from “yea” to “nay.”

So the previous question was ordered.

The result of the vote was announced as above recorded.

Mr. STUPAK. Mr. Speaker, I ask unanimous consent that the House RECORD reflect that I was unavoidably delayed on rollcall No. 8. Had I been present, I would have voted “no.”

The SPEAKER pro tempore (Mr. WHITFIELD). The question is on the resolution.

The resolution was agreed to.

A motion to reconsider was laid on the table.

# TECHNICAL CORRECTION OF ERROR IN THE CODIFICATION OF TITLE 36

The SPEAKER pro tempore. The unfinished business is the question of suspending the rules and passing the Senate bill, S. 1888.

The Clerk read the title of the Senate 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 Senate bill, S. 1888, on which the yeas and nays are ordered.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 413, nays 0, not voting 22, as follows:

[Roll No. 9]

YEAS—413

Abercrombie	Brown (SC)	DeFazio
Ackerman	Bryant	DeGette
Aderholt	Burr	Delahunt
Akin	Burton	DeLauro
Allen	Buyer	DeLay
Andrews	Callahan	DeMint
Armey	Calvert	Deutsch
Baca	Camp	Diaz-Balart
Bachus	Cannon	Dicks
Baird	Cantor	Dingell
Baker	Capito	Doggett
Baldacci	Capps	Dooley
Baldwin	Capuano	Doolittle
Ballenger	Cardin	Doyle
Barcia	Carson (IN)	Dreier
Barr	Carson (OK)	Duncan
Barrett	Castle	Dunn
Bartlett	Chabot	Edwards
Barton	Chambliss	Ehlers
Bass	Clay	Ehrlich
Becerra	Clayton	Emerson
Bentsen	Clement	Engel
Bereuter	Clyburn	English
Berkley	Coble	Eshoo
Berman	Collins	Etheridge
Berry	Combest	Evans
Biggert	Condit	Everett
Bilirakis	Conyers	Farr
Bishop	Costello	Fattah
Blumenauer	Cox	Ferguson
Blunt	Coyne	Filner
Boehlert	Cramer	Flake
Boehner	Crane	Fletcher
Bonilla	Crenshaw	Foley
Bonior	Crowley	Forbes
Boozman	Culberson	Ford
Borski	Cummings	Fossella
Boswell	Cunningham	Frank
Boucher	Davis (CA)	Frost
Boyd	Davis (FL)	Galleghy
Brady (PA)	Davis (IL)	Ganske
Brady (TX)	Davis, Jo Ann	Gekas
Brown (FL)	Davis, Tom	Gephardt
Brown (OH)	Deal	Gibbons

□ 1157

Ms. SANCHEZ, Mrs. MEEK of Florida, Ms. BROWN of Florida, and

Gilchrest	Linder	Rohrabacher	Hoyer	Roukema	Velazquez
Gillmor	Lipinski	Ros-Lehtinen	Lampson	Ryan (WI)	Wamp
Gilman	LoBiondo	Ross	Luther	Shaw	Wynn
Gonzalez	Lofgren	Rothman	McDermott	Sherman	Young (AK)
Goode	Lowey	Roybal-Allard	Oxley	Slaughter	
Goodlatte	Lucas (KY)	Royce	Riley	Trafficant	
Gordon	Lucas (OK)	Rush			
Goss	Lynch	Ryun (KS)			
Graham	Maloney (CT)	Sabo			
Granger	Maloney (NY)	Sanchez			
Graves	Manzullo	Sanders			
Green (TX)	Markey	Sandlin			
Green (WI)	Mascara	Sawyer			
Greenwood	Matheson	Saxton			
Grucci	Matsui	Schaffer			
Gutierrez	McCarthy (MO)	Schakowsky			
Gutknecht	McCarthy (NY)	Schiff			
Hall (OH)	McCollum	Schrock			
Hall (TX)	McCrery	Scott			
Hansen	McGovern	Sensenbrenner			
Harman	McHugh	Serrano			
Hart	McInnis	Sessions			
Hastings (FL)	McIntyre	Shadegg			
Hastings (WA)	McKeon	Shays			
Hayes	McKinney	Sherwood			
Hayworth	McNulty	Shimkus			
Hefley	Meehan	Shows			
Herger	Meek (FL)	Shuster			
Hill	Meeks (NY)	Simmons			
Hilleary	Menendez	Simpson			
Hilliard	Mica	Skeen			
Hinchey	Millender-	Skelton			
Hinojosa	McDonald	Smith (MI)			
Hobson	Miller, Dan	Smith (NJ)			
Hoeffel	Miller, Gary	Smith (TX)			
Hoekstra	Miller, George	Smith (WA)			
Holden	Miller, Jeff	Snyder			
Holt	Mink	Solis			
Honda	Mollohan	Souder			
Hooley	Moore	Spratt			
Horn	Moran (KS)	Stark			
Hostettler	Moran (VA)	Stearns			
Houghton	Morella	Stenholm			
Hulshof	Murtha	Strickland			
Hunter	Myrick	Stump			
Hyde	Nadler	Stupak			
Inslee	Napolitano	Sununu			
Isakson	Neal	Sweeney			
Israel	Nethercutt	Tancredo			
Issa	Ney	Tanner			
Istook	Northup	Tauscher			
Jackson (IL)	Norwood	Tauzin			
Jackson-Lee	Nussle	Taylor (MS)			
(TX)	Oberstar	Taylor (NC)			
Jefferson	Ober	Terry			
Jenkins	Oliver	Thomas			
John	Ortiz	Thompson (CA)			
Johnson (CT)	Osborne	Thompson (MS)			
Johnson (IL)	Ose	Thornberry			
Johnson, E. B.	Otter	Thune			
Johnson, Sam	Owens	Thurman			
Jones (NC)	Pallone	Tiahrt			
Jones (OH)	Pascarell	Tiberi			
Kanjorski	Pastor	Tierney			
Kaptur	Paul	Toomey			
Keller	Payne	Towns			
Kelly	Pelosi	Turner			
Kennedy (MN)	Pence	Udall (CO)			
Kennedy (RI)	Peterson (MN)	Udall (NM)			
Kerns	Peterson (PA)	Upton			
Kildee	Petri	Visclosky			
Kilpatrick	Phelps	Vitter			
Kind (WI)	Pickering	Walden			
King (NY)	Pitts	Walsh			
Kingston	Platts	Waters			
Kirk	Pombo	Watkins (OK)			
Klecza	Pomeroy	Watson (CA)			
Knollenberg	Portman	Watt (NC)			
Kolbe	Price (NC)	Watts (OK)			
Kucinich	Pryce (OH)	Waxman			
LaFalce	Putnam	Weiner			
LaHood	Quinn	Weldon (FL)			
Langevin	Radanovich	Weldon (PA)			
Lantos	Rahall	Weller			
Largent	Ramstad	Wexler			
Larsen (WA)	Rangel	Whitfield			
Larson (CT)	Regula	Wicker			
Latham	Rehberg	Wilson (NM)			
LaTourette	Reyes	Wilson (SC)			
Leach	Reynolds	Wolf			
Lee	Rivers	Woolsey			
Levin	Rodriguez	Wu			
Lewis (CA)	Roemer	Young (FL)			
Lewis (GA)	Rogers (KY)				
Lewis (KY)	Rogers (MI)				

## NOT VOTING—22

Blagojevich	Cooksey	Frelinghuysen
Bono	Cubin	Hastert

□ 1208

So (two-thirds having voted in favor thereof) the rules were suspended and the Senate bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

ANNOUNCEMENT BY THE SPEAKER  
PRO TEMPORE

The SPEAKER pro tempore (Mr. WHITFIELD). Pursuant to clause 8, rule XX, the Chair will postpone further proceedings today on certain motions to suspend the rules on which a recorded vote or the yeas and nays are ordered, or on which the vote is objected to under clause 6, rule XX.

Record votes may be taken in two groups, the first occurring after debate has concluded on House Concurrent Resolution 312, and the second following the remainder of legislative business today.

EXPRESSING SENSE OF HOUSE  
THAT SCHEDULED TAX RELIEF  
SHOULD NOT BE SUSPENDED OR  
REPEALED

Mr. WELLER. Mr. Speaker, I move to suspend the rules and agree to the concurrent resolution (H. Con. Res. 312) expressing the sense of the House of Representatives that the scheduled tax relief provided for by the Economic Growth and Tax Relief Reconciliation Act of 2001 passed by a bipartisan majority in Congress should not be suspended or repealed.

The Clerk read as follows:

## H. CON. RES. 312

Whereas on June 7, 2001, President Bush signed into law the Economic Growth and Tax Relief Reconciliation Act of 2001, which provides millions of taxpayers with the largest tax relief since 1981;

Whereas all Americans who pay Federal income taxes will benefit from the Act, which includes across-the-board income tax reductions, reduction of the marriage penalty, elimination of the death tax, tax rebate checks, doubling of the per-child tax credit, increasing tax-free contributions to Individual Retirement Accounts and a broad range of other beneficial provisions;

Whereas the Act was passed by a bipartisan majority in Congress of 211 House Republicans, 28 House Democrats, 1 House Independent, 46 Senate Republicans and 12 Senate Democrats, making the Act an important bipartisan achievement; and

Whereas several Members of Congress have recently called for repealing or delaying tax relief provisions of the Economic Growth and Tax Relief Reconciliation Act of 2001: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring), That it is the sense of the House of Representatives that—*

(1) the scheduled tax relief provided for by the Economic Growth and Tax Relief Reconciliation Act of 2001, passed by a bipar-

tisan majority in Congress, should not be suspended or repealed;

(2) suspending, repealing or delaying provisions of the Economic Growth and Tax Relief Reconciliation Act of 2001 is a tax increase;

(3) increasing taxes in the midst of a recession would not be helpful to the Nation's economy or American workers; and

(4) instead of increasing taxes, Congress should be working with the President to promote long-term economic growth through a fair tax code that puts the least possible burden on taxpayers.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Illinois (Mr. WELLER) and the gentleman from New York (Mr. RANGEL) each will control 20 minutes.

The Chair recognizes the gentleman from Illinois (Mr. WELLER).

Mr. WELLER. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, today our House of Representatives has the opportunity to speak very clearly on whether or not we should continue to lower taxes for American workers or to raise taxes on American workers.

The war on terrorism, homeland security, and economic recession has caused a fiscal deficit in our budget. Some are now calling for repeal of the Economic Growth and Tax Relief Reconciliation Act, something commonly know as the Bush tax cut, and they argue that higher taxes will give Washington more money to spend here in Washington. So today before us we have a choice: higher taxes or getting the economy moving again.

Let us remember at the beginning of last year: when President Bush became President, he inherited a weakening economy. The President proposed taking 20 percent of the budget surplus resulting from our Congress' fiscal responsibility and giving it back to the American worker so they could spend it at home for their own families.

We passed the President's tax cut in June, it was signed into law, and the President succeeded in lowering rates for small business and entrepreneurs, the engines of economic growth. We wiped out the marriage tax penalty, we wiped out the death tax, we increased opportunities for retirement savings, and we doubled the child tax credit. And our tax cut was working. Economists were telling us in late August and by Labor Day that the economy was beginning to recover.

Then the tragedy of September 11 occurred, a terrorist attack that cost thousands of Americans their lives and caused a psychological blow to the confidence of business investors as well as consumers. Today we have seen as a result of that terrorist attack on our economy that over 1 million Americans have lost their jobs.

Mr. Speaker, today we are at war against terrorism, we are building our homeland security, and we are in an economic recession. We must get this economy moving again. We must create jobs for those who lack work.

Today, no real-world economists have called for a tax increase in time