

The motion to instruct was agreed to.

A motion to reconsider was laid on the table.

The SPEAKER pro tempore. Without objection, the Chair appoints the following conferees:

Messrs. LEWIS of California, YOUNG of Florida, SKEEN, HOBSON, BONILLA, NETHERCUTT, CUNNINGHAM, FRELING-HUYSEN, TIAHRT, MURTHA, DICKS, SABO, VISCLOSKEY, MORAN of Virginia and OBEY.

There was no objection.

# MOTION TO CLOSE CONFERENCE COMMITTEE MEETINGS ON H.R. 5010, DEPARTMENT OF DEFENSE APPROPRIATIONS ACT, 2003, WHEN CLASSIFIED NATIONAL SECURITY INFORMATION IS UNDER CONSIDERATION

Mr. LEWIS of California. Madam Speaker, I offer a motion.

The SPEAKER pro tempore. The Clerk will report the motion.

The Clerk read as follows:

Mr. LEWIS of California moves, pursuant to clause 12 of rule XXII, that meetings of the conference between the House and the Senate on H.R. 5010 be closed to the public at such times as classified national security information may be broached, providing that any sitting Member of Congress shall be entitled to attend any meeting of the conference.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. LEWIS).

On this motion, the vote must be taken by the yeas and nays.

Pursuant to clause 8 of rule XX, this vote on the motion to authorize closed meetings of the conference will be followed by two possible 5-minute votes on questions postponed earlier today.

The vote was taken by electronic device, and there were—yeas 365, nays 0, not voting 67, as follows:

[Roll No. 378]

YEAS—365

Abercrombie	Bonior	Cooksey
Ackerman	Bono	Costello
Aderholt	Boozman	Cox
Akin	Boswell	Coyne
Allen	Boucher	Cramer
Andrews	Boyd	Crane
Armey	Brady (PA)	Crenshaw
Baca	Brady (TX)	Cubin
Bachus	Brown (OH)	Culberson
Baird	Brown (SC)	Cummings
Baker	Burr	Cunningham
Baldacci	Burton	Davis (CA)
Baldwin	Buyer	Davis (FL)
Ballenger	Calvert	Davis (IL)
Barcia	Camp	Davis, Jo Ann
Barr	Cannon	Davis, Tom
Bass	Cantor	Deal
Becerra	Capito	DeFazio
Bentsen	Capps	DeGette
Bereuter	Capuano	DeLauro
Berkley	Carson (IN)	DeLay
Berman	Carson (OK)	DeMint
Berry	Castle	Deutsch
Biggert	Chabot	Dicks
Bilirakis	Chambliss	Dingell
Bishop	Clay	Doggett
Blagojevich	Clayton	Dooley
Blumenauer	Clyburn	Doolittle
Blunt	Coble	Doyle
Boehner	Combest	Dreier
Bonilla	Conyers	Duncan

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

NOT VOTING—67

Barrett	Bryant	Crowley
Barlett	Callahan	Delahunt
Barton	Cardin	Diaz-Balart
Boehlert	Clement	Ehrlich
Borski	Collins	Fattah
Brown (FL)	Condit	Gilchrest

Miller, George	Sanders
Miller, Jeff	Schaffer
Mink	Serrano
Moran (VA)	Souder
Moralla	Stump
Murtha	Sununu
Napolitano	Sweeney
Neal	Taylor (NC)
Nethercutt	Towns
Owens	Velazquez
Platts	Walsh
Pryce (OH)	Waters
Rahall	Weiner
Riley	Weller
Ros-Lehtinen	Wynn
Roukema	Young (AK)
Rush	

□ 1128

So the motion was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mrs. NAPOLITANO. Mr. Speaker, on rollcall No. 378 had I been present, I would have voted "yea."

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mrs. BIGGERT). Pursuant to clause 8 of rule XX and the Chair's prior announcement, the Chair will now put each question on which further proceedings were postponed earlier today in the following order:

On instructing conferees on H.R. 3210, the yeas and nays; and on approving the Journal, de novo.

The Chair will reduce to 5 minutes the time for any electronic votes.

## MOTION TO INSTRUCT CONFEREES ON H.R. 3210, TERRORISM RISK PROTECTION ACT

The SPEAKER pro tempore. The pending business is the question of agreeing to the motion to instruct on the bill, H.R. 3210, offered by the gentleman from New York (Mr. FOSSELLA) on which further proceedings were postponed earlier today.

The Clerk will designate the motion.

The Clerk designated the motion.

The SPEAKER pro tempore. The question is on the motion to instruct offered by the gentleman from New York (Mr. FOSSELLA) 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 373, nays 0, not voting 59, as follows:

[Roll No. 379]

YEAS—373

Abercrombie	Barcia	Blumenauer
Ackerman	Barr	Blunt
Aderholt	Barton	Boehner
Akin	Bass	Bonilla
Allen	Becerra	Bonior
Andrews	Bentsen	Bono
Armey	Bereuter	Boozman
Baca	Berkley	Boswell
Bachus	Berman	Boucher
Baird	Berry	Boyd
Baker	Biggert	Brady (PA)
Baldacci	Bilirakis	Brady (TX)
Baldwin	Bishop	Brown (OH)
Ballenger	Blagojevich	Brown (SC)

Burr	Hart	Moran (VA)	Terry	Udall (CO)	Weldon (FL)	Brown (OH)	Hinojosa	Pallone
Burton	Hastings (FL)	Murtha	Thomas	Udall (NM)	Weldon (PA)	Brown (SC)	Hobson	Pascrell
Buyer	Hayes	Myrick	Thompson (CA)	Upton	Wexler	Burr	Hoefel	Pastor
Calvert	Hayworth	Nadler	Thompson (MS)	Visclosky	Whitfield	Burton	Hoekstra	Paul
Camp	Hefley	Neal	Thornberry	Vitter	Wicker	Buyer	Holden	Payne
Cannon	Hill	Ney	Thune	Walden	Wilson (NM)	Calvert	Holt	Pelosi
Cantor	Hilliard	Northup	Thurman	Wamp	Wilson (SC)	Camp	Honda	Pence
Capito	Hinchey	Norwood	Tiahrt	Watkins (OK)	Wolf	Cannon	Hooley	Peterson (PA)
Capps	Hinojosa	Nussle	Tiberi	Watson (CA)	Woolsey	Cantor	Horn	Petri
Capuano	Hobson	Oberstar	Tierney	Watt (NC)	Wu	Capito	Hostettler	Phelps
Carson (IN)	Hoefel	Obey	Toomey	Watts (OK)	Young (FL)	Capps	Houghton	Pickering
Carson (OK)	Hoekstra	Olver	Turner	Waxman		Carson (IN)	Hulshof	Pitts
Castle	Holden	Ortiz				Carson (OK)	Hunter	Pombo
Chabot	Holt	Osborne				Castle	Hyde	Pomeroy
Chambliss	Honda	Ose	Barrett	Istook	Pryce (OH)	Chabot	Inslee	Portman
Clay	Hooley	Otter	Barlett	Jackson-Lee	Riley	Chambliss	Isakson	Price (NC)
Clayton	Horn	Oxley	Boehlert	(TX)	Ros-Lehtinen	Clay	Israel	Putnam
Clyburn	Hostettler	Pallone	Borski	Kaptur	Roukema	Clayton	Issa	Quinn
Coble	Houghton	Pascrell	Brown (FL)	Kennedy (RI)	Sanders	Clyburn	Jackson (IL)	Radanovich
Combest	Hulshof	Pastor	Bryant	King (NY)	Schaffer	Coble	Jenkins	Rahall
Condit	Hunter	Paul	Callahan	Klecak	Serrano	Combest	John	Rangel
Conyers	Hyde	Payne	Cardin	LaTourette	Souder	Conyers	Johnson (CT)	Regula
Cooksey	Inslee	Pelosi	Clement	Lynch	Stump	Cooksey	Johnson (IL)	Rehberg
Costello	Isakson	Pence	Collins	Maloney (NY)	Sununu	Cox	Johnson, E. B.	Reyes
Cox	Israel	Peterson (MN)	Crowley	Mascara	Sweeney	Coyne	Johnson, Sam	Reynolds
Coyne	Issa	Peterson (PA)	Delahunt	Meeke (NY)	Taylor (NC)	Cramer	Jones (NC)	Rivers
Cramer	Jackson (IL)	Petri	Diaz-Balart	Miller, George	Towns	Crenshaw	Jones (OH)	Rodriguez
Crane	Jefferson	Phelps	Ehrlich	Miller, Jeff	Velazquez	Cubin	Kanjorski	Roemer
Crenshaw	Jenkins	Pickering	Fattah	Mink	Walsh	Culberson	Keller	Rogers (KY)
Cubin	John	Pitts	Gilchrest	Morella	Waters	Cummings	Kelly	Rogers (MI)
Culberson	Johnson (CT)	Pombo	Hastings (WA)	Napolitano	Weiner	Cunningham	Kerns	Rohrabacher
Cummings	Johnson (IL)	Pomeroy	Herger	Nethercutt	Weller	Davis (CA)	Kildee	Ross
Cunningham	Johnson, E. B.	Portman	Hilleary	Owens	Wynn	Davis (FL)	Kilpatrick	Rothman
Davis (CA)	Johnson, Sam	Price (NC)	Hoyer	Platts	Young (AK)	Davis (IL)	Kind (WI)	Roybal-Allard
Davis (FL)	Jones (NC)	Putnam				Davis, Jo Ann	Kingston	Royce
Davis (IL)	Jones (OH)	Quinn				Davis, Tom	Kirk	Rush
Davis, Jo Ann	Kanjorski	Radanovich				Deal	Knollenberg	Ryan (WI)
Davis, Tom	Keller	Rahall				DeGette	Kolbe	Ryun (KS)
Deal	Kelly	Ramstad				DeLauro	LaFalce	Sanchez
DeFazio	Kennedy (MN)	Rangel				DeLay	LaHood	Sandlin
DeGette	Kerns	Regula				DeMint	Lampson	Sawyer
DeLauro	Kildee	Rehberg				Deutsch	Langevin	Saxton
DeLay	Kilpatrick	Reyes				Dicks	Larson (CT)	Schakowsky
DeMint	Kind (WI)	Reynolds				Dingell	Leach	Schiff
Deutsch	Kingston	Rivers				Doggett	Lee	Schrock
Dicks	Kirk	Rodriguez				Dooley	Levin	Scott
Dingell	Knollenberg	Roemer				Doolittle	Lewis (CA)	Sensenbrenner
Doggett	Kolbe	Rogers (KY)				Doyle	Lewis (GA)	Sessions
Dooley	Kucinich	Rogers (MI)				Dreier	Lewis (KY)	Shadegg
Doolittle	LaFalce	Rohrabacher				Duncan	Linder	Shaw
Doyle	LaHood	Ross				Dunn	Lipinski	Shays
Dreier	Lampson	Rothman				Edwards	LoBiondo	Sherman
Duncan	Langevin	Roybal-Allard				Ehlers	Lofgren	Sherwood
Dunn	Lantos	Royce				Emerson	Lowe	Shimkus
Edwards	Larsen (WA)	Rush				Engel	Lucas (KY)	Shows
Ehlers	Larson (CT)	Ryan (WI)				Eshoo	Lucas (OK)	Shuster
Emerson	Latham	Ryun (KS)				Etheridge	Luther	Simmons
Engel	Leach	Sabo				Evans	Maloney (CT)	Simpson
English	Lee	Sanchez				Everett	Manzullo	Skeen
Eshoo	Levin	Sandlin				Farr	Markey	Skelton
Etheridge	Lewis (CA)	Sawyer				Ferguson	Matheson	Slaughter
Evans	Lewis (GA)	Saxton				Flake	Matsui	Smith (MI)
Everett	Lewis (KY)	Schakowsky				Fletcher	McCarthy (NY)	Smith (NJ)
Farr	Linder	Schiff				Foley	McCollum	Smith (TX)
Ferguson	Lipinski	Schrock				Forbes	McCrery	Smith (WA)
Finer	LoBiondo	Scott				Ford	McGovern	Snyder
Flake	Lofgren	Sensenbrenner				Fossella	McHugh	Solis
Fletcher	Lowe	Sessions				Frank	McInnis	Spratt
Foley	Lucas (KY)	Shadegg				Frelinghuysen	McIntyre	Stark
Forbes	Lucas (OK)	Shaw				Frost	McKeon	Stearns
Ford	Luther	Shays				Gallegly	McKinney	Strickland
Fossella	Maloney (CT)	Sherman				Ganske	McNulty	Sullivan
Frank	Manzullo	Sherwood				Gekas	Meehan	Tanner
Frelinghuysen	Markey	Shimkus				Gephardt	Meek (FL)	Tauscher
Frost	Matheson	Shows				Gibbons	Menendez	Tauzin
Gallegly	Matsui	Shuster				Gillmor	Mica	Terry
Ganske	McCarthy (MO)	Simmons				Gilman	Millender	Thomas
Gekas	McCarthy (NY)	Simpson				Gonzalez	McDonald	Thornberry
Gephardt	McCollum	Skeen				Goode	Miller, Dan	Thune
Gibbons	McCrery	Skelton				Goodlatte	Miller, Gary	Tiahrt
Gillmor	McDermott	Slaughter				Gordon	Mollohan	Tiberi
Gilman	McGovern	Smith (MI)				Goss	Moran (VA)	Tierney
Gonzalez	McHugh	Smith (NJ)				Graham	Murtha	Toomey
Goode	McInnis	Smith (TX)				Granger	Myrick	Turner
Goodlatte	McIntyre	Smith (WA)				Graves	Nadler	Udall (CO)
Gordon	McKeon	Snyder				Green (WI)	Napolitano	Upton
Goss	McKinney	Solis				Greenwood	Neal	Vitter
Graham	McNulty	Spratt				Grucci	Nethercutt	Walden
Granger	Meehan	Stark				Gutierrez	Ney	Wamp
Graves	Meek (FL)	Stearns				Hall (TX)	Northup	Watkins (OK)
Green (TX)	Menendez	Stenholm				Hansen	Norwood	Watson (CA)
Green (WI)	Mica	Strickland				Harman	Nussle	Watt (NC)
Greenwood	Millender	Stupak				Hastings (FL)	Obey	Watts (OK)
Grucci	McDonald	Sullivan				Hayes	Ortiz	Waxman
Gutierrez	Miller, Dan	Tancred				Hayworth	Osborne	Weldon (FL)
Gutknecht	Miller, Gary	Tanner				Herger	Ose	Weldon (PA)
Hall (TX)	Mollohan	Tauscher				Hill	Otter	Wexler
Hansen	Moore	Tauzin					Oxley	Whitfield
Harman	Moran (KS)	Taylor (MS)						

## NOT VOTING—59

□ 1137

So the motion was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mrs. NAPOLITANO. Mr. Speaker, on rollcall No. 379, had I been present, I would have voted "yea."

## PERSONAL EXPLANATION

Mr. HERGER. Mr. Speaker, on rollcall Nos. 378 and 379, I was unavoidably detained. Had I been present, I would have voted "yea."

## THE JOURNAL

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, 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.

## RECORDED VOTE

Mr. ROGERS of Michigan. Madam Speaker, I demand a recorded vote.

A recorded vote was ordered.

The SPEAKER pro tempore. This will be a 5-minute vote.

The vote was taken by electronic device, and there were—ayes 335, noes 35, answered "present" 1, not voting 61, as follows:

[Roll No. 380]

AYES—335

Abercrombie	Barcia	Blagojevich
Ackerman	Barton	Blumenauer
Aderholt	Bass	Blunt
Akin	Becerra	Boehner
Allen	Bentsen	Bonilla
Andrews	Bereuter	Bonior
Armey	Berkley	Bono
Baca	Berman	Boozman
Bachus	Berry	Boswell
Baker	Biggart	Boucher
Baldacci	Bilirakis	Boyd
Ballenger	Bishop	Brady (TX)