Ryun (KS)

Sabo

Markey

Matheson

Graham

October 9, 2002 Hoeffel Meek (FL) Hoekstra Meeks (NY) Holden Menendez Holt Mica Honda Millender-McDonald Hooley Miller, Dan Horn Hostettler Miller, Garv Hoyer Miller, George Hulshof Miller, Jeff Hunter Mollohan Moore Hvde Moran (KS) Inslee Moran (VA) Isakson Israel Morella Issa. Murtha Jackson (IL) Myrick Jackson-Lee Nadler (TX) Napolitano Jefferson Neal Nethercutt Jenkins John Nev Johnson (CT) Northup Johnson (IL) Norwood Johnson, E. B. Nussle Johnson, Sam Oberstar Jones (NC) Obey Jones (OH) Kanjorski Ortiz Keller Osborne Kelly Ose Kennedy (MN) Otter Kennedy (RI) Owens Kerns Oxley Kildee Pallone Kilpatrick Pascrell Kind (WI) Pastor King (NY) Paul Kingston Payne Kirk Pelosi Kleczka Pence Knollenberg Peterson (MN) Kolbe Peterson (PA) Kucinich Petri LaHood Phelps Lampson Pickering Langevin Pitts Lantos Platts Larsen (WA) Pombo Larson (CT) Pomerov Latham Portman LaTourette Price (NC) Pryce (OH) Leach Lee Putnam Radanovich Levin Lewis (CA) Rahall Ramstad Lewis (GA) Lewis (KY) Rangel Linder Regula Lipinski Rehberg LoBiondo Reyes Reynolds Lowey Lucas (KY) Riley Rivers Lucas (OK) Luther Rodriguez Lynch Roemer Maloney (CT) Rogers (KY) Maloney (NY) Rogers (MI) Markey Rohrabacher Ros-Lehtinen Matheson Matsui Ross McCarthy (MO) Rothman McCarthy (NY) Roybal-Allard McCollum Royce McCrery Rush McDermott Rvan (WI) McGovern Rvun (KS)

## Schakowsky

Sabo

Sanchez

Sanders

Sandlin

Saxton

Schaffer

McHugh

McInnis

McIntvre

McKinney

McKeon

McNulty

Meehan

NOT VOTING-27 Doggett Akin Lofgren Andrews Doolittle Manzullo Blagojevich Ehrlich Mascara Bono Gordon Quinn Cannon Hilleary Roukema Houghton Convers Sawyer Cooksev Istook Sessions Stump Cummings Kaptur Diaz-Balart Young (AK) LaFalce

□ 1036

Schiff

Scott

Schrock

Serrano

Shadegg

Sherman

Sherwood

Shimkus

Shows

Shuster

Simmons

Simpson

Skeen

Skelton

Slaughter

Smith (MI)

Smith (NJ)

Smith (TX)

Smith (WA)

Snyder

Souder

Spratt

Stark

Stearns

Stupak

Sullivan

Sununu

Sweeney

Tanner

Tauzin

Terry

Thomas

Thune

Tiahrt

Tiberi

Tierney

Toomey

Towns

Turner

Upton

Vitter

Walsh

Wamp

Waters

Watkins (OK)

Watson (CA)

Watt (NC)

Waxman

Weiner

Weller

Wexler

Wicker

Wolf

Woolsey

Wynn

Whitfield

Wilson (NM)

Wilson (SC)

Young (FL)

Brown (SC)

Bryant

Burr

Watts (OK)

Weldon (FL)

Weldon (PA)

Walden

Udall (CO)

Udall (NM)

Velazquez

Visclosky

Thurman

Tancredo

Tauscher

Taylor (MS)

Taylor (NC)

Thornberry

Thompson (CA)

Thompson (MS)

Stenholm

Strickland

Solis

Shaw

Shays

Sensenbrenner

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

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

### 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 votes on each additional motion to suspend the rules on which the Chair has postponed further proceedings.

#### RECOGNIZING THE CONTRIBU-TIONS OF PATSY T. MINK

The SPEAKER pro tempore. The unfinished business is the question of suspending the rules and passing the joint resolution, H.J. Res. 113, as amended.

The Clerk read the title of the joint resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Georgia (Mr. ISAKSON) that the House suspend the rules and agree to the joint resolution, H.J. Res. 113, 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 410, nays 0, not voting 21, as follows:

### [Roll No. 449]

YEAS-410 Abercrombie Burton DeLay Ackerman Buver DeMint. Aderholt Callahan Deutsch Akin Calvert Dicks Dingell Allen Camp Armey Cannon Doggett Cantor Baca Dooley Doolittle Bachus Capito Baird Doyle Capps Capuano Dreier Baker Baldacci Cardin Duncan Baldwin Carson (IN) Dunn Ballenger Carson (OK) Edwards Barcia Castle Ehlers Barr Chabot Emerson Barrett Chambliss Engel English Bartlett Clav Clayton Eshoo Barton Bass Clement Etheridge Becerra Clyburn Evans Bentsen Coble Everett Bereuter Collins Farr Fattah Berklev Combest Berman Condit Ferguson Berry Convers Filner Biggert Costello Flake Bilirakis Cox Fletcher Bishop Blumenauer Covne Foley Forbes Cramer Crane Crenshaw Blunt Ford Boehlert Fossella Boehner Crowley Frank Bonilla Cubin Frelinghuysen Culberson Bonior Frost Gallegly Boozman Cummings Borski Cunningham Ganske Boswell Davis (CA) Gekas Gephardt Boucher Davis (FL Gibbons Gilchrest Boyd Davis (IL) Brady (PA) Davis, Jo Ann Brady (TX) Davis, Tom Gillmor Brown (FL) Deal DeFazio Gilman Brown (OH) Gonzalez DeGette Goode

Delahunt

DeLauro

Goodlatte

Gordon

Granger Graves Green (TX) Green (WI) Greenwood Grucci Gutierrez Gutknecht Hall (TX) Hansen Harman Hastings (FL) Hastings (WA) Hayes Hayworth Hefley Hilliard Hinchey Hinojosa Hobson Hoeffel Hoekstra Holden Holt Honda Hooley Horn Hostettler Hover Hulshof Hunter Hvde Inslee Isakson Israel Issa Jackson (IL) Jackson-Lee (TX) Jefferson Jenkins John Johnson (CT) Johnson (IL) Johnson, E. B. Johnson, Sam Jones (NC) Jones (OH) Kaniorski Kaptur Keller Kelly Kennedy (MN) Kennedy (RI) Kerns Kildee Kilpatrick Kind (WI) King (NY) Kingston Kirk Kleczka Knollenberg Kolbe Kucinich LaHood Lampson Langevin Lantos Larsen (WA) Larson (CT) Latham LaTourette Lee Levin Lewis (CA) Lewis (GA) Lewis (KY) Linder Lipinski LoBiondo Lowey Lucas (KY) Lucas (OK) Luther Lynch Maloney (CT) Maloney (NY)

Matsui Sanchez McCarthy (MO) Sanders McCarthy (NY) Sandlin McCollum Sawyer McCrery Saxton McDermott Schaffer McGovern Schakowsky McHugh Schiff McInnis Schrock McIntvre Scott McKeon Sensenbrenner McKinney Serrano McNulty Sessions Meehan Shadegg Meek (FL) Shaw Meeks (NY) Shays Menendez Sherman Sherwood Millender-Shimkus McDonald Shows Miller, Dan Shuster Miller Gary Simmons Miller, George Simpson Miller, Jeff Skeen Mollohan Skelton Moore Slaughter Moran (KS) Smith (MI) Moran (VA) Smith (NJ) Morella Murtha Smith (TX) Smith (WA) Myrick Snyder Nadler Napolitano Solis Souder Neal Nethercutt Spratt Ney Northup Stark Stearns Norwood Stenholm Nussle Strickland Oberstar Stupak Obey Sullivan Olver Sununu Ortiz Sweeney Osborne Tancredo Ose Tanner Otter Tauscher Owens Tauzin Oxlev Taylor (MS) Pallone Taylor (NC) Pascrell Terry Pastor Thomas Paul Thompson (CA) Payne Thompson (MS) Pelosi Thornberry Pence Thune Peterson (MN) Thurman Peterson (PA) Tiberi Petri Tierney Phelps Toomey Pickering Towns Pitts Turner Platts Udall (CO) Pombo Udall (NM) Pomeroy Upton Portman Velazquez Price (NC) Visclosky Pryce (OH) Vitter Putnam Walden Radanovich Walsh Rahall Wamp Ramstad Waters Rangel Watkins (OK) Regula Watson (CA) Rehberg Reyes Watt (NC) Watts (OK) Revnolds Waxman Rilev Rivers Weiner Weldon (FL) Rodriguez Weldon (PA) Roemer Rogers (KY) Weller Wexler Rogers (MI) Whitfield Rohrabacher Ros-Lehtinen Wilson (NM) Wilson (SC) Ross Rothman Wolf Roybal-Allard Woolsey Royce Wıı Wynn Rush Ryan (WI) Young (FL)

### NOT VOTING-

Ehrlich Andrews LaFalce Blagojevich Herger Leach Bono Hilleary Lofgren Cooksev Houghton Manzullo Diaz-Balart Istook Mascara.

# ANNOUNCEMENT BY THE SPEAKER

McCollum

McDermott

McGovern

McHugh

McInnis

McKeon

McNulty

Meehan

Meek (FL)

Menendez

Millender-

McDonald

Miller, Dan

Miller, Gary

Miller, Jeff

Moran (KS)

Moran (VA)

Napolitano

Nethercutt

Northun

Norwood

Oberstar

Nussle

Obev

Olver

Ortiz

Ose

Otter

Owens

Oxley

Pallone

Pastor

Pavne

Pelosi

Pence

Petri

 ${\bf Pitts}$ 

Platts

Pombo

Pomeroy

Portman

Price (NC)

Pryce (OH) Putnam

Radanovich

Rahall

Rangel

Regula

Reyes

Riley

Rivers

Rehberg

Revnolds

Rodriguez

Rogers (KY)

Rogers (MI)

Rohrabacher

Ros-Lehtinen

Roybal-Allard

Rothman

Roemer

Ross

Royce

Rush

Ramstad

Phelps

Pickering

Peterson (MN)

Peterson (PA)

Pascrell

Osborne

Mollohan

Moore

Morella

Murtha

Myrick

Nadler

Nea1

Ney

Miller, George

Mica

Meeks (NY)

McIntvre

McCrery

Quinn Stump Roukema Tiahrt Wicker Young (AK)

### □ 1045

So (two-thirds having voted in favor thereof) the rules were suspended and the joint resolution, as amended, was passed.

The result of the vote was announced as above recorded.

The title of the joint resolution was amended so as to read: "Joint resolution recognizing the contributions of Patsy Takemoto Mink."

A motion to reconsider was laid on the table.

### □ 1045

### MEDICAL DEVICE USER FEE AND MODERNIZATION ACT OF 2002

The SPEAKER pro tempore (Mr. ISAKSON). The unfinished business is the question of suspending the rules and passing the bill, H.R. 3580, 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 North Carolina (Mr. Burr) that the House suspend the rules and pass the bill, H.R. 3580, 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 406, nays 3, not voting 22, as follows:

### [Roll No. 450]

### YEAS-406

Callahan Abercrombie Doggett Calvert Ackerman Doolittle Aderholt Camp Akin Cannon Doyle Allen Cantor Dreier Baca. Capito Duncan Bachus Capps Dunn Capuano Edwards Baird Baker Cardin Ehlers Baldacci Carson (IN) Emerson Baldwin Carson (OK) Engel Ballenger Castle English Barcia Chabot Eshoo Barr Chambliss Etheridge Barrett Clav Evans Clayton Bartlett Everett Barton Clement Farr Fattah Clyburn Bass Becerra Coble Ferguson Bentsen Collins Filner Combest Fletcher Bereuter Berkley Condit Foley Berman Convers Forbes Costello Ford Berry Fossella Biggert Coyne Bilirakis Cramer Frank Bishop Crane Frelinghuysen Blumenauer Crenshaw Blunt Crowley Gallegly Boehlert Cubin Ganske Culberson Boehner Gekas Gephardt Bonilla. Cummings Cunningham Gibbons Bonior Boozman Davis (CA) Gilchrest Borski Davis (FL) Gillmor Boswell Davis (IL) Gilman Boucher Davis, Jo Ann Gonzalez Boyd Dea1 Goode Brady (PA) DeFazio Goodlatte Brady (TX) Brown (FL) DeGette Gordon Delahunt Goss Brown (OH) DeLauro Graham Brown (SC) DeLay DeMint Granger Bryant Graves Deutsch Green (TX) Burton Dicks Green (WI) Dingell Greenwood Buyer

Grucci Gutierrez Gutknecht Hall (TX) Hansen Harman Hart Hastings (FL) Hastings (WA) Haves Hayworth Hefley Herger Hilliard Hinchey Hinojosa Hobson Hoeffel Hoekstra Holden Holt Honda Hooley Horn Hostettler Hover Hulshof Hunter Hvde Inslee Isakson Israel Issa Jackson (IL) Jackson-Lee (TX)Jefferson Jenkins John Johnson (CT) Johnson (IL) Johnson, E. B Johnson, Sam Jones (NC) Jones (OH) Kaniorski Kaptur Keller Kellv Kennedy (MN) Kennedy (RI) Kerns Kildee

Kilpatrick Kind (WI) King (NY) Kingston Kirk Kleczka Knollenberg Kolbe Kucinich LaHood Lampson Langevin Lantos Larsen (WA) Latham LaTourette Leach Lee Levin Lewis (CA) Lewis (GA) Lewis (KY) Linder Lipinski LoBiondo Lowey Lucas (KY) Lucas (OK) Luther Lvnch Maloney (CT) Maloney (NY) Markev Matheson Matsui Flake

Andrews

Blagojevich

Armey

Bono

Cooksey

Sanchez Sanders Sandlin Sawver Saxton Schaffer Schakowsky Schiff Schrock Scott Serrano Sessions Shadegg Shaw Shavs Sherman Sherwood Shimkus Shows Shuster Simmons Simpson Skelton Slaughter Smith (MI) Smith (NJ) Smith (TX) Smith (WA) Snyder Solis Souder Spratt Stark Stearns Stenholm Strickland Stupak Sullivan Sununu Sweenev Tancredo Tanner Tauscher Tauzin Taylor (MS) Taylor (NC) Terry Thomas Thompson (CA) Thompson (MS) Thornberry Thune Thurman Tiahrt Tiberi Tiernev 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 Wicker

Ryan (WI) Ryun (KS) Sabo

NAYS—3
Paul Sensenbrenner

Wilson (NM)

Wilson (SC)

Young (FL)

Wolf

Wıı

Wynn

Woolsey

### NOT VOTING-22

Cox Houghton
Davis, Tom Istook
Diaz-Balart LaFalce
Ehrlich Larson (CT)
Hilleary Lofgren

Manzullo Quinn Young (AK)
Mascara Roukema
McKinney Stump

#### $\sqcap$ 1054

So (two-thirds have voted in favor thereof) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. LARSON of Connecticut. Mr. Speaker, on rollcall No. 450, I was unavoidably detained. Had I been present, I would have voted "yes."

### PERSONAL EXPLANATION

Mr. ANDREWS. Mr. Speaker, I was unavoidably detained for the first two votes on October 9, 2002.

Had I been present, I would have voted in favor of H.R. 3580, to amend the Federal Food, Drug, and Cosmetic Act to make improvements in the regulation of medical devices, and also in favor of H.J. Res. 113, recognizing the contributions of Patsy T. Mink.

### ARMED FORCES TAX FAIRNESS ACT OF 2002

The SPEAKER pro tempore. The unfinished business is the question of suspending the rules and passing the bill, H.R. 5557.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Illinois (Mr. Weller) that the House suspend the rules and pass the bill, H.R. 5557, on which the yeas and navs are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 412, nays 0, not voting 19, as follows:

### [Roll No. 451] YEAS-412

Abercrombie Borski Convers Ackerman Boswell 8 | Costello Cox Aderholt Boucher Akin Boyd Coyne Brady (PA) Allen Cramer Andrews Brady (TX Crane Baca Brown (FL) Crenshaw Bachus Brown (OH) Crowley Brown (SC) Cubin Baird Baker Brvant Culberson Baldacci Cummings Burr Baldwin Burton Cunningham Ballenger Buver Davis (CA) Barcia Callahan Davis (FL) Barr Calvert Davis (IL) Barrett Camp Davis, Jo Ann Bartlett Deal Cannon Barton Cantor DeFazio Bass Capito DeGette Becerra Delahunt Capps Bentsen Capuano DeLauro DeLav Bereuter Cardin Carson (IN) Berkley DeMint Berman Carson (OK) Deutsch Castle Dicks Berry Biggert Chabot Dingell Bilirakis Chambliss Doggett Bishop Clav Doolev Doolittle Blumenauer Clayton Blunt Clement Doyle Boehlert Dreier Clvburn Boehner Coble Duncan Bonilla. Collins Dunn Combest Edwards Bonior Boozman Condit Ehlers