

Quinn
Roukema

Stump
Tiahrt

Wicker
Young (AK)

Grucci
Gutierrez
Gutknecht
Hall (TX)
Hansen
Harman
Hart
Hastings (FL)
Hastings (WA)
Hayes
Hayworth
Hefley
Herger
Hill
Hilliard
Hinchey
Hinojosa
Hobson
Hoeffel
Hoekstra
Holden
Holt
Honda
Hooley
Horn
Hostettler
Hoyer
Hulshof
Hunter
Hyde
Inslie
Isakson
Israel
Issa
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Jenkins
John
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
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)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lowe
Lucas (KY)
Lucas (OK)
Luther
Gekas
Lynch
Maloney (CT)
Maloney (NY)
Markey
Matheson
Matsui

McCarthy (MO)
McCarthy (NY)
McCollum
McCrery
McDermott
McGovern
McHugh
McInnis
McIntyre
McKeon
McNulty
Meehan
Meek (FL)
Meeks (NY)
Menendez
Mica
Millender-
McDonald
Miller, Dan
Miller, Gary
Miller, George
Miller, Jeff
Mollohan
Moore
Moran (KS)
Moran (VA)
Morella
Murtha
Myrick
Nadler
Napolitano
Neal
Nethercutt
Ney
Northup
Norwood
Nussle
Oberstar
Obey
Oliver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascarella
Pastor
Payne
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Phelps
Pickering
Pitts
Platts
Pombo
Pomeroy
Portman
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reyes
Reynolds
Riley
Rivers
Rodriguez
Roemer
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Rush
Ryan (WI)
Ryun (KS)
Sabo

Sanchez
Sanders
Sandlin
Sawyer
Saxton
Schaffer
Schakowsky
Schiff
Schrock
Scott
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
Stupak
Sullivan
Sununu
Sweeney
Tancredo
Tanner
Tauscher
Tauzin
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
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
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Young (FL)

Manzullo
Mascara
McKinney

Quinn
Roukema
Stump

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

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

Jefferson
Jenkins
John
Johnson (CT)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Kanjorski
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)
Latham
LaTourette
Leach
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Lowe
Lucas (KY)
Lucas (OK)
Luther
Gekas
Lynch
Maloney (CT)
Maloney (NY)
Markey
Matheson
Matsui

McCarthy (MO)
McCarthy (NY)
McCollum
McCrery
McDermott
McGovern
McHugh
McInnis
McIntyre
McKeon
McNulty
Meehan
Meek (FL)
Meeks (NY)
Menendez
Mica
Millender-
McDonald
Miller, Dan
Miller, Gary
Miller, George
Miller, Jeff
Mollohan
Moore
Moran (KS)
Moran (VA)
Morella
Murtha
Myrick
Nadler
Napolitano
Neal
Nethercutt
Ney
Northup
Norwood
Nussle
Oberstar
Obey
Oliver
Ortiz
Osborne
Otter
Owens
Oxley
Pallone
Pascarella
Pastor
Payne
Pelosi
Pence
Peterson (MN)
Peterson (PA)
Petri
Phelps
Pickering
Pitts
Platts
Pombo
Pomeroy
Portman
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reyes
Reynolds
Riley
Rivers
Rodriguez
Roemer
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Rush
Ryan (WI)
Ryun (KS)
Sabo

NAYS—3

Flake

Andrews
Army
Blagojevich
Bono
Cooksey

Paul

Cox
Davis, Tom
Diaz-Balart
Ehrlich
Hilleary

Sensenbrenner

Houghton
Istook
LaFalce
Larson (CT)
Lofgren

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

NOT VOTING—22

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

Weldon (PA) Wicker Woolsey
Weller Wilson (NM) Wu
Wexler Wilson (SC) Wynn
Whitfield Wolf Young (FL)

NOT VOTING—19

Arney Hilleary Quinn
Blagojevich Houghton Roukema
Bono Istook Stump
Cooksey LaFalce Velazquez
Davis, Tom Lofgren Young (AK)
Diaz-Balart Manzullo
Ehrlich Mascara

□ 1104

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.

PERSONAL EXPLANATION

Mr. MANZULLO. Mr. Speaker, please excuse my absence from the votes this morning. Had I been present I would have voted: "Yes" on H.R. 5557 (rollcall 451); "yes" on H.R. 3580 (rollcall 450); "yes" on H.J. Res. 113 (rollcall 449); and "yes" on H.R. 5542 (rollcall 448).

HOUR OF MEETING ON TOMORROW

Mr. LAHOOD. Mr. Speaker, I ask unanimous consent that when the House adjourns today, it adjourn to meet at 9 a.m. tomorrow.

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

There was no objection.

AUTHORIZATION FOR USE OF MILITARY FORCE AGAINST IRAQ RESOLUTION OF 2002

The SPEAKER pro tempore. Pursuant to section 3 of House Resolution 574, proceedings will now resume on the joint resolution (H.J. Res. 114) to authorize the use of United States Armed Forces against Iraq.

The Clerk read the title of the joint resolution.

The SPEAKER pro tempore. When proceedings were postponed on the legislative day of Tuesday, October 8, 2002, 5 hours 50½ minutes of debate remained on the joint resolution, as amended.

The gentleman from Illinois (Mr. HYDE) has 1 hour 47 minutes remaining, the gentleman from California (Mr. LANTOS) has 1 hour 42½ minutes remaining, the gentleman from New Jersey (Mr. PAYNE) has 1 hour 21 minutes remaining, and the gentleman from Florida (Mr. GOSS) has 60 minutes remaining.

PARLIAMENTARY INQUIRY

Mr. GOSS. Parliamentary inquiry, Mr. Speaker.

The SPEAKER pro tempore. The gentleman will state his inquiry.

Mr. GOSS. Would the Speaker explain the rotation in the time allotments just announced?

The SPEAKER pro tempore. The Chair will first recognize the gen-

tleman from Florida (Mr. GOSS). The Chair will then recognize whoever is ready to yield time, and then continue in the same order.

The Chair recognizes the gentleman from Florida (Mr. GOSS).

Mr. GOSS. Mr. Speaker, I yield 4 minutes to the distinguished gentleman from California (Mr. CUNNINGHAM), a member of the Permanent Select Committee on Intelligence.

Mr. CUNNINGHAM. Mr. Speaker, my colleagues and I and the other Members quite often get in very emotional debates, each believing in their position. I think that is the case with the subject that we are breaching now. I would hope to bring some light as far as to why my feelings are as strong as they are.

New York, the Pentagon, Pennsylvania, over 3,000 men, women, and children dying, that is horrific and remains a bitter taste in all Americans' lives. But imagine New York, Chicago, or Los Angeles like Nagasaki or Hiroshima. Think of the pain and the agony that we would go through. Imagine millions of Americans dying with ebola, with smallpox, anthrax, or even nerve gas, which would render generations genetically with problems.

Is it possible? Yes. Is it probable? Yes. As a member on the Committee on Intelligence, I would say it is highly probable if we wait and do nothing.

Fact: In 1981, the Israelis destroyed a nuclear plant in Iraq ready to develop weapons-grade plutonium. In 1990, right in my hometown in San Diego, Iraqis were caught with nuclear triggers on their way to Iraq.

Fact: In 2002, a small amount of weapons-grade plutonium was intercepted heading for Iraq.

Fact: Saddam Hussein does have chemical and biological weapons, and even today he denies that. We know 100 percent that he has them, and he is working towards nuclear weapons.

Saddam Hussein has been expanding the delivery systems, including pilotless aircraft. Guess what is in range of those pilotless aircraft: Turkey, Saudi Arabia, Israel, where thousands of Americans and other citizens of other nations reside.

Saddam Hussein is dispersing, as we speak, and it is not just his capability with chemical and biological weapons, but he is dispersing those weapons of mass destruction to other terrorist groups.

Saddam really does not care for al Qaeda, but they have a common goal, and that is to hurt the United States.

It is a fact that Saddam pays \$700 for a Palestinian that is wounded; and he pays \$1,500 for a Palestinian that is wounded in a terrorist attack; and Saddam Hussein pays \$25,000 to the family of someone that straps a bomb on themselves and blows up men, women, and children. Americans have been killed in Israel from suicide bombers.

Mr. Speaker, my eyes tear even 30 years later from friends that I saw die in combat. This is no simple thing. My