

Ney	Rothman	Tanner
Northup	Roybal-Allard	Tauscher
Norwood	Royce	Tauzin
Nussle	Ryan (WI)	Taylor (MS)
Oberstar	Ryun (KS)	Taylor (NC)
Obeys	Sabo	Terry
Oliver	Sanchez	Thomas
Ortiz	Sanders	Thompson (CA)
Osborne	Sandlin	Thompson (MS)
Ose	Sawyer	Thornberry
Otter	Saxton	Thune
Owens	Schaffer	Thurman
Oxley	Schakowsky	Tiahrt
Pallone	Schiff	Tiberi
Pascarell	Schrock	Tierney
Pastor	Scott	Toomey
Payne	Sensenbrenner	Towns
Pelosi	Serrano	Turner
Pence	Sessions	Udall (CO)
Peterson (MN)	Shadegg	Udall (NM)
Petri	Shaw	Upton
Phelps	Shays	Velazquez
Pickering	Sherman	Visclosky
Pitts	Sherwood	Vitter
Platts	Shimkus	Walden
Pombo	Shows	Walsh
Pomeroy	Shuster	Wamp
Portman	Simmons	Watkins (OK)
Price (NC)	Simpson	Watson (CA)
Pryce (OH)	Skeen	Watt (NC)
Putnam	Skelton	Watts (OK)
Quinn	Smith (MI)	Waxman
Radanovich	Smith (NJ)	Weiner
Rahall	Smith (TX)	Weldon (FL)
Ramstad	Smith (WA)	Weldon (PA)
Rangel	Snyder	Weller
Regula	Solis	Wexler
Rehberg	Souder	Whitfield
Reyes	Spratt	Wicker
Reynolds	Stark	Wilson (NM)
Rivers	Stearns	Wilson (SC)
Rodriguez	Stenholm	Wolf
Roemer	Strickland	Woolsey
Rogers (KY)	Stupak	Wu
Rogers (MI)	Sullivan	Wynn
Rohrabacher	Sununu	Young (AK)
Ros-Lehtinen	Sweeney	Young (FL)
Ross	Tancred	

NAYS—5

Coble	Hostettler	Paul
Flake	Kerns	

NOT VOTING—34

Baldacci	Ehrlich	McKinney
Callahan	Filner	Mica
Carson (OK)	Ganske	Miller, Gary
Clayton	Gephardt	Peterson (PA)
Clement	Hillery	Riley
Combust	Hinchey	Roukema
Cooksey	Hinojosa	Rush
Coyne	LaHood	Slaughter
Cubin	Luther	Stump
DeGette	Maloney (CT)	Waters
Delahunt	Manzullo	
Dooley	McInnis	

□ 1447

So (two-thirds having voted in favor thereof) the rules were suspended and the Senate 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. FILNER. Mr. Speaker, on rollcall No. 466, I was conducting official business in my San Diego, California district. Had I been present, I would have voted "yea."

PERSONAL EXPLANATION

Mr. HINCHEY. Mr. Speaker, I regret that I was unavoidably detained in traffic today while returning to the Capitol from my congressional district. This forced me to miss rollcall Nos. 465 and 466. Had I been present, I would have voted "no" on the Sober Borders Act and "yes" on the Health Care Safety Net Amendments Act.

ANNOUNCEMENT OF THE PASSING OF THE HONORABLE BILL GREEN, FORMER MEMBER OF CONGRESS

(Mrs. MALONEY of New York asked and was given permission to address the House for 1 minute and to revise and extend her remarks.)

Mrs. MALONEY of New York. Mr. Speaker, it is my sad duty to inform my colleagues that former Representative Bill Green, from the 14th Congressional District, once known as the Silk Stocking District in New York, died on October 14, 2002 of liver cancer.

Bill Green represented the east side of Manhattan in Congress for seven terms, from 1978 through 1992. He was dedicated to the liberal Republican tradition of Mayor John Lindsey and Governor Nelson A. Rockefeller.

For those who may be interested in the funeral arrangements, there will be a viewing this evening at the Frank E. Campbell Funeral Chapel in Manhattan. His memorial service will take place on Thursday, October 18, at 11:30 at Temple Emanu-El in Manhattan. Condolence letters can be sent to his wife, Patricia Green, in care of the Frank Campbell Funeral Home.

Bill Green's passing marks the end of an era in east side politics. Known for his gracious manner and genuine courtesy, Bill Green was the essence of the American tradition of political civility. He was a tireless worker in his efforts to secure funding for New York City and New York State. His gentle manner and intelligent approach to our common problems left us with a legacy of decency.

The New York delegation will be having a tribute for him tomorrow or at some close date. We will miss him greatly.

REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 1433

Mr. BAKER. Mr. Speaker, I ask unanimous consent that my name be removed as cosponsor of H.R. 1433.

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

There was no objection.

ANNOUNCEMENT OF INTENTION TO OFFER MOTION TO INSTRUCT CONFEREES ON H.R. 4, SECURING AMERICA'S FUTURE ENERGY ACT OF 2001

(Ms. ESHOO asked and was given permission to address the House for 1 minute and to revise and extend her remarks and include therein extraneous material.)

Ms. ESHOO. Mr. Speaker, pursuant to clause 7(c) of rule XXII, I hereby give notice of my intention to offer a motion to instruct conferees on H.R. 4. The form of the motion is as follows:

Ms. ESHOO moves that the managers on the part of the House at the conference on the

disagreeing votes of the two Houses on the Senate amendments to the bill H.R. 4 be instructed to insist, to the extent possible within the scope of the conference, that the conferees reject provisions that would make discretionary the Federal Energy Regulatory Commission's duty to ensure that wholesale electricity rates are just and reasonable and not unduly discriminatory or preferential.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12 of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 2 o'clock and 51 minutes p.m.), the House stood in recess subject to the call of the Chair.

□ 1640

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. SIMPSON) at 4 o'clock and 40 minutes p.m.

MESSAGES FROM THE PRESIDENT

Messages in writing from the President of the United States were communicated to the House by Ms. Wanda Evans, one of his secretaries.

PROVIDING FOR CONSIDERATION OF H.J. RES. 123, FURTHER CONTINUING APPROPRIATIONS, FISCAL YEAR 2003

Mr. HASTINGS of Washington. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 585 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 585

Resolved, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the joint resolution (H.J. Res. 123) making further continuing appropriations for the fiscal year 2003, and for other purposes. The joint resolution shall be considered as read for amendment. The previous question shall be considered as ordered on the joint resolution to final passage without intervening motion except: (1) one hour of debate on the joint resolution equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations; and (2) one motion to recommit.

SEC. 2. House Resolutions 550, 551, and 557 are laid on the table.

The SPEAKER pro tempore. The gentleman from Washington (Mr. HASTINGS) is recognized for 1 hour.

Mr. HASTINGS of Washington. Mr. Speaker, for purposes of debate only, I yield the customary 30 minutes to the gentleman from Florida (Mr. HASTINGS), my namesake, pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purposes of debate only.

(Mr. HASTINGS of Washington asked and was given permission to revise and extend his remarks.)

Mr. HASTINGS of Washington. Mr. Speaker, House Resolution 585 is a closed rule providing for the consideration of H.J. Res. 123, Making Continuing Appropriations for the fiscal year 2003. The rule provides 1 hour of debate in the House equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations.

The rule waives all points of order against consideration of the joint resolution and provides one motion to recommit. The rule also provides that House Resolutions 550, 551, and 577 are laid on the table.

Mr. Speaker, H.J. Res. 123 makes further continuing appropriations for fiscal year 2003 and provides funding at current levels through November 22, 2002. This measure is necessary in order that all necessary and vital functions of government may continue uninterrupted until Congress completes its work on spending measures for the next fiscal year.

Accordingly, Mr. Speaker, I urge my colleagues to pass both the rule and the underlying resolution.

Mr. Speaker, I reserve the balance of my time.

Mr. HASTINGS of Florida. Mr. Speaker, I yield myself such time as I may consume, and I thank the gentleman from Washington, my namesake, for yielding me the time.

Mr. Speaker, the House engages in a very important debate today. It is a debate about priorities like the economy, Social Security, and education. More fundamentally, it is a debate about whether the American people will have a Congress that does the job it was elected to do.

Nearly 2 years ago, Republicans took control of the Federal Government in Washington. They quickly forced through their own very partisan, very ideological economic plan, one centered around big budget-busting tax breaks for some of the wealthiest in our society.

Mr. Speaker, what has happened since the Republican economic plan passed? Long-term unemployment is at an 8-year high, and nearly 2 million Americans have lost their jobs. Consumer confidence is at its lowest level since November of 2001, and prescription drug prices are still sky high, leaving senior citizens unable to afford vital prescription medicine.

Corporate scandals, the massive criminality at Enron, WorldCom and the like, have rocked the economy and devastated the retirement plans of millions of Americans; but my colleagues, the House Republicans, overwhelmingly voted against real pension protection legislation a few months ago, blocking Democrats' efforts to protect Americans' retirement plans.

The DOW has hit a 5-year low. Overall, the stock market has lost \$4.5 trillion in value since Republicans took control in Washington last January.

□ 1645

How have Republicans responded to the weakest economy in 50 years? Well,

the President is busy traveling the country on a record-breaking fund-raising binge. And let me add a footnote right there, because a lot of people talk about the previous President having done the same thing. But during that same period of time, he managed somehow or another to deal with the economic undertakings of this country.

Instead of working with Democrats, the President is traveling rather than seeking to stimulate the economy. He is busy raising money to stimulate Republican campaigns. And I would add a footnote there. That is his right and his prerogative, but it should be his absolute responsibility to ensure that the economy is strong.

Also, Republicans are pulling out all the stops to do as my friend, the gentleman from Wisconsin (Mr. OBEY) says: cut and run before the public realizes that they really have done nothing to address the economic mess they have created. Simply put, they are more interested in saving political skins than in saving the American economy, or at least that is how it appears to me.

One week ago, I came to this Chamber and made the following statement: "Somewhere along the lines we are losing our rudder; and we have things that need to be done, and Republicans need to do it and Democrats need to do it. Liberals need to do it and conservatives need to do it on behalf of this country. We cannot continue down this path." Well, guess what? We are continuing down this path, and I feel that this must end and it must end now.

The majority, not content with doing nothing, will not even allow our colleague, the gentlewoman from Indiana (Ms. CARSON), for example, to offer her amendment, which would bring needed Federal dollars for children's health care needs. I consider this to be shameful.

Clearly, Mr. Speaker, I urge a "no" vote on this rule and a similar vote on the underlying continuing resolution.

Mr. Speaker, I reserve the balance of my time.

Mr. HASTINGS of Washington. Mr. Speaker, I reserve the balance of my time.

Mr. HASTINGS of Florida. Mr. Speaker, I yield such time as he may consume to the gentleman from Wisconsin (Mr. OBEY).

Mr. OBEY. Mr. Speaker, as my friends on this floor know, I usually quote my old friend Archie the Cockroach in trying to comment on actions being taken by an institution which is often as wacky as the Congress of the United States, and so last night I went all through my book from Archie and I could not find anything that was appropriate, because this situation is so ludicrous.

So I finally, looking for inspiration, thought of Ronald Reagan. In the movie King's Row, he woke up and was told that he had lost his legs in a train accident. He looked up from his hospital bed and said, "Where's the rest of me?"

Mr. Speaker, if I were the Federal budget, I would be saying to the Republican leadership of this House, "Where's the rest of me?" Because even though we have been in session since January, the only two appropriation bills that are going to become law if this resolution passes, the only two appropriation bills that will become law before the election, will be the defense appropriation bill and the military construction appropriation bill.

So those Members in Congress who think that the only thing government ought to do is defend the shores and deliver the mail will get at least half their wish. At least they will be defending our shores, but we will not even have passed the bill that deals with the post office. And we also will not have passed the bills that deal with the Nation's education budget, the Nation's health care budget, the Nation's environmental protection budget, the Nation's science budget, nor will we have passed the agriculture appropriations bill. We will just put the government on automatic pilot.

Also, this Congress will run out of town, not doing one blessed thing to deal with the problem of unemployment compensation, not doing one blessed thing to deal with the shortfall that many States have in the Medicare program, not doing anything at all to help the providers with respect to any givebacks on the Medicare program, and not doing anything to stimulate the economy by providing additional jobs for highway construction.

This Congress has lost all claim to respectability. It has lost all claim to go to the public and ask for another 2-year contract, because this Congress, at the direction of the Republican leadership of this House, is walking away from its responsibilities to deal with virtually every domestic problem we have. The American public thinks that we ought to be good enough to walk and chew gum at the same time, and they think that now that we have spent every day but Labor Day dealing with Iraq that we ought to be able to deal with our own domestic problems. But, instead, the Republican majority wants to walk out of town and say, "Oh, sorry, folks, we ran out of time." I do not think people will be very impressed by that.

Now, I know this is not the wish of the majority on the Committee on Appropriations. They are as willing as we are on the minority side to do our job, but they are not being allowed to do it by their own caucus, by their own leadership. So people will go home and what will they talk to their voters about instead? Oh, they will have one rollcall in this pocket talking about the fact that we have memorialized ourselves about National Motherhood Week, and they will have another rollcall in another pocket talking about some other useless resolution that has passed putting us on the side of God, motherhood, and apple pie. But when it comes to actually attacking the domestic problems, oh, no, no, too busy.

The fact is that we know what the reason is. There is an internal war in the Republican Caucus. They have lost their ability to govern. They have lost their ability to do things. And so the only thing they can apparently agree on is not to do things. That is some recommendation to take to the American people.

So, Mr. Speaker, I am going to vote against this rule, and I am going to vote against the resolution that follows because, in my view, any resolution which says we are going to stop doing what we are supposed to do until November 22, way after the election, is a spectacular abdication of responsibility not worthy of this body.

Mr. HASTINGS of Washington. Mr. Speaker, I yield 3 minutes to the gentlewoman from Connecticut (Mrs. JOHNSON), who is a real leader in this body, in fact in the Congress, on health care issues.

Mrs. JOHNSON of Connecticut. Mr. Speaker, I thank the gentleman for yielding me this time, and I appreciate the comments of my colleague from Florida who says we have things that need to be done, and also the sentiments of my colleague from Wisconsin who says we need to get things done.

Mr. Speaker, I rise because we have gotten things done. We passed a budget resolution. The Senate did not act. We passed a number of budget bills. The Senate did not act. We passed a prescription drug bill, the biggest expansion of Medicare in its history; the Senate did not act. We provided prescription drugs for 44 percent of our seniors, essentially free, only a \$2 copayment for generics and up to \$5 for prescriptions; the Senate did not act. We passed a payer package, because if we do not fix the problems of how Medicare pays physicians, we will see physicians dropping out of the program. They are facing the most startling and incredible increase in malpractice costs that we have ever seen

in a single year. And the current law is going to cut their reimbursements by 5 percent, when they got cut last year 5 percent last year.

The House has acted. We passed a package that changes the law so that our physicians will not be forced out of Medicare. And we are already seeing the effects of our failure to act at home. Doctors are taking fewer new patients and they are reducing the number of operations they will perform, avoiding the high-risk ones so that they can keep their malpractice costs under control. This House passed malpractice reform; the Senate did not act. This House passed payer reform for hospitals, for doctors, for home health agencies, for nursing homes; the Senate did not act.

This House passed regulatory reform, bipartisan. All but three or four people in the whole House of Representatives voted for this bill that will take an enormous paperwork burden off our providers, free time to care for patients, reduce paperwork costs, and, by gum, provide a much fairer regulatory environment for a lot of our smaller providers who will simply be pushed out of the system if we do not reform the way we manage Medicare. It was totally bipartisan. The Senate did not act.

The House passed a bill that will cut prices for prescription drugs to our seniors more dramatically than any bill that has ever come to the floor of this House, because we inserted a provision that allows the negotiators to go below the best price rule. That alone, just that one provision, \$18 billion off the price of drugs for our seniors. The Senate did not act.

I support the bill, and I support adjourning at the call of the Chair. Because if the Senate acts, then we can come back on homeland security, on prescription drugs, and on anything else that they find at their convenience to do.

Mr. HASTINGS of Florida. Mr. Speaker, I yield myself such time as I may consume just to respond to my colleague from Connecticut, who very movingly points to things that we have done and that the other body has not done. But I note that she made no mention of the fact that our exacting responsibility is to pass appropriations measures, and my last count was that we have not done all of the appropriations at this time.

Now, I do not think that is the responsibility of the chairman, the gentleman from Florida (Mr. YOUNG), or the ranking member, the gentleman from Wisconsin (Mr. OBEY), in the sense that they did not do their job. I think it is the fact that the Republicans are in disarray and cannot seem to get those appropriations measures here to the floor.

Mr. Speaker, I yield 5 minutes to the gentleman from Minnesota (Mr. OBERSTAR), my good friend and the ranking member of the Committee on Transportation and Infrastructure.

(Mr. OBERSTAR asked and was given permission to revise and extend his remarks.)

Mr. OBERSTAR. Mr. Speaker, I thank the gentleman for yielding me this time.

Mr. Speaker, for those who heard the debate last week, I would like to come somewhere between Turkish and Russian, although I can probably do this in French, in Creole, in Italian, and a few other languages; but let us try English, and explain that under the first two continuing resolutions, Congress provided for all programs to continue ongoing activities at a pro rata share of the fiscal year 2002 funding level, October 1 through October 11. We clearly intended the Federal aid highways program to continue at the level of \$31.8 billion, and the Congressional Budget Office scored the resolutions accordingly.

NOTICE

Incomplete record of House proceedings.

Today's House proceedings will be continued in the next issue of the Record.