

FEDERAL BUDGET MUST REFLECT
NEW PRIORITIES

(Mr. GIBBONS asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. GIBBONS. Mr. Speaker, last Monday this Nation recognized the 6-month anniversary of the terrorist attacks which claimed the lives of thousands of innocent Americans. Now, as a Nation, we are in the middle of a war to root out the culprits of the September 11 attacks and to rid the world of terrorism. Our mission is not only right and necessary, but it is also massive and challenging. Like a runner, this is not a sprint, but a marathon.

Terrorist cells exist in countries around the world, and as a result, our work will not be limited to just Afghanistan. Consequently, as our budget process begins, we must provide the critical resources our military and intelligence communities need to win the war against terrorism.

This is a new world, Mr. Speaker, that we are now living in; we are living with new threats, and our Federal budget must reflect our new priorities.

COMMISSION ON BLACK MEN AND BOYS

(Ms. NORTON asked and was given permission to address the House for 1 minute and to revise and extend her remarks.)

Ms. NORTON. Mr. Speaker, as we move toward welfare reform, I want to report an extraordinary standing-room-only hearing by our Commission on Black Men and Boys here in the District last night. I established this 12-man commission after noting serious challenges facing black men about a year ago; just as by focusing on women and children, we made good progress.

The problems of black men are deep: 6 percent of the population, 50 percent of inmates in jail, half of all HIV cases. The devastating effect has been on the African American family.

This began with a flight of jobs, manufacturing jobs, from the African American community, replaced by an underground economy and an underground culture. We have to do something about those jobs.

The lead witness last night was Darrrell Green, the legendary football star who started his own foundation to assist youth and who spoke about manhood and about his own policy work.

The commission is drawing its own action plan that the city has said it will carry out.

I am grateful to the minority staff of the Committee on Government Reform, which is working with me to translate the commission's work nationally to benefit other districts.

□ 1015

REPUBLICAN LEADERSHIP RE-FUSES TO SCHEDULE DEBATE ON FUTURE OF SOCIAL SECURITY

(Mr. ALLEN asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. ALLEN. Mr. Speaker, I rise today to express my disappointment that the Republican leadership refuses to schedule a debate on the future of Social Security. They appear unwilling even to schedule or to bring up the plan introduced by their own majority leader.

Perhaps it is because that plan calls for benefit cuts, substantial benefit cuts for many Americans, including disabled Americans. Perhaps it is because creating private accounts will cost more than \$1 trillion in transition costs; and perhaps it is because the plan exposes beneficiaries to unnecessary risks for unlikely rewards.

I welcome the opportunity to debate the future of Social Security, but the Republican leadership so far refuses. Perhaps it is because, if they do, their plan will be rejected by the American people.

IMPORTANCE OF FADED MISSILE DEFENSE TESTS

(Ms. MCKINNEY asked and was given permission to address the House for 1 minute and to revise and extend her remarks.)

Ms. MCKINNEY. Mr. Speaker, the GAO recently released a report outlining the ways in which the Pentagon and its contractors fudged the results of a missile defense test in 1997. The report found that missile test results were fabricated by excluding negative test data, ignoring sensor malfunctions, and by delaying the disclosure of undeniable errors. All this is now irrelevant, the Pentagon concludes, because the system used in that test has not been used in 4 years.

Well, Mr. Speaker, I disagree. The fact that these test books were cooked could not be more important. The President has asked Congress to match last year's \$8 billion-plus missile defense appropriation and has formally issued his intention for the United States to pull out of the ABM treaty. Yet the Pentagon recently canceled the supposedly important Navy missile defense system due to cost overruns of 65 percent, and more recent missile defense tests were found to have been fixed by the use of GPS location beacons.

Mr. Speaker, the CBO has estimated that a working missile defense system will cost another \$64 billion by 2015, and the United States has been working on this since World War II and it still does not work. We do not need to give the Pentagon one more dollar.

SOCIAL SECURITY AND THE BUDGET

(Mr. RODRIGUEZ asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. RODRIGUEZ. Mr. Speaker, Social Security has been a successful program that has lifted millions of the Nation's seniors out of poverty. Our seniors are facing a dilemma, one that threatens their security and trust as they reach their retirement years.

We must fight to preserve our Social Security trust fund and honor our commitment to our seniors. The President's budget does not honor this commitment to our seniors, and, in turn, fails all Americans.

Now is the time for us to focus on a long-term budget plan that will not only help recover the economy, but also help recover and make sure that our Social Security trust fund is kept intact, returning us to an era where we can protect our Social Security and protect our seniors, and even strengthen the Social Security trust fund.

We need to recommit to the idea that Social Security surplus dollars are for Social Security, and paying down our national debt is something that we all need to do.

We also are aware of the fact that the President has also appointed a committee, and we know that when one stacks a committee, that every single member on this committee was for the purpose of privatizing Social Security. They had no other motive but to do that. Every single one of them on that committee had that one intention.

Mr. Speaker, it is our responsibility to make sure we protect our seniors and future generations.

THE JOURNAL

The SPEAKER pro tempore (Mr. SIMPSON). Pursuant to clause 8, 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.

Mr. RODRIGUEZ. 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.

The vote was taken by electronic device, and there were—yeas 355, nays 45, answered “present” 1, not voting 33, as follows:

Abercrombie	Allen	Baca
Ackerman	Andrews	Bachus
Akin	Armey	Baker

[Roll No. 54]

YEAS—355

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

bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. No amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

□ 1045

The SPEAKER pro tempore (Mr. SIMPSON). The gentlewoman from Ohio (Ms. PRYCE) is recognized for 1 hour.

Ms. PRYCE of Ohio. Mr. Speaker, for purposes of debate only, I yield the customary 30 minutes to my friend, the gentleman from Texas (Mr. FROST), the ranking member of the Committee on Rules, pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purpose of debate only.

Mr. Speaker, House Resolution 367 is a structured rule providing for the consideration of H.R. 2341, the Class Action Fairness Act of 2002. The rule provides 1 hour of general debate, equally divided and controlled between the chairman and ranking minority member of the Committee on the Judiciary. It provides that the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill be considered as an original bill for the purpose of amendment.

The rule makes in order only those amendments printed in the Committee on Rules report accompanying the resolution. Each amendment may be offered only in the order printed, may be offered only by a Member designated in the report, shall be debatable for 20 minutes equally divided and controlled by the proponent and an opponent, and shall not be subject to amendment or demand for division of the question.

ANSWERED "PRESENT"—1

Tancredo

NOT VOTING—33

Ballenger	Ehrlich	Oxley
Barrett	Eshoo	Quinn
Barton	Hinojosa	Rothman
Bentsen	Hunter	Rush
Blagoevich	Jackson-Lee	Shaw
Burton	(TX)	Slaughter
Buyer	Johnson, Sam	Sullivan
Cooksey	King (NY)	Traficant
Coyne	LaHood	Young (AK)
Cubin	Menendez	Young (FL)
Davis (IL)	Oberstar	
DeLay	Ortiz	

□ 1043

So the Journal was approved.

The result of the vote was announced as above recorded.

PROVIDING FOR CONSIDERATION OF H.R. 2341, CLASS ACTION FAIRNESS ACT OF 2002

Ms. PRYCE of Ohio. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 367 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 367

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2341) to amend the procedures that apply to consideration of interstate class actions to assure fairer outcomes for class members and defendants, to outlaw certain practices that provide inadequate settlements for class members, to assure that attorneys do not receive a disproportionate amount of settlements at the expense of class members, to provide for clearer and simpler information in class action settlement notices, to assure prompt consideration of interstate class actions, to amend title 28, United States Code, to allow the application of the principles of Federal diversity jurisdiction to interstate class actions, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the