

worked together on to make this a better piece of legislation for our country and our American aviation system.

Mr. MCGOVERN. Mr. Speaker, I yield 30 seconds to the gentleman from Oregon (Mr. DEFAZIO).

Mr. DEFAZIO. Mr. Speaker, the gentleman has raised several issues. This bill opens the door even wider to privatization. The original House and Senate bills prohibited privatization. This bill does not. The President has determined that air traffic control is not an inherently governmental function. They want to contract it out. They want to make it into private for profit.

And on the so-called operational areas, guess what. They are voluntarily reported. And of the 219 contract towers, only eight of them voluntarily reported an error. To say they had a very low error rate, the GAO determined, the IG determined that this was not a valid study, because we do not have mandatory reporting. We do not know whether there were errors or not. We cannot say they are 4½ times safer.

And to say that we did this because of contributions is outrageous, and I should have had the gentleman's words taken down.

Mr. LINCOLN DIAZ-BALART of Florida. Mr. Speaker, I reserve the balance of my time.

Mr. MCGOVERN. Mr. Speaker, may I inquire how much time we have remaining.

The SPEAKER pro tempore (Mr. LAHOOD). The gentleman from Massachusetts (Mr. MCGOVERN) has 5 minutes remaining and the gentleman from Florida (Mr. LINCOLN DIAZ-BALART) has 2 minutes remaining.

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

RECESS

The SPEAKER pro tempore. Without objection, the House stands in recess subject to the call of the Chair.

There was no objection.

Accordingly (at 1 o'clock and 40 minutes p.m.), the House stood in recess subject to the call of the Chair.

□ 1500

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. LAHOOD) at 3 p.m.

WAIVING POINTS OF ORDER AGAINST CONFERENCE REPORT ON H.R. 3289, EMERGENCY SUPPLEMENTAL APPROPRIATIONS ACT FOR DEFENSE AND FOR THE RECONSTRUCTION OF IRAQ AND AFGHANISTAN, 2004

Mr. HASTINGS of Washington, from the Committee on Rules, submitted a privileged report (Rept. No. 108-338) on the resolution (H. Res. 424) waiving points of order against the conference

report to accompany the bill (H.R. 3289) making emergency supplemental appropriations for defense and for the reconstruction of Iraq and Afghanistan for the fiscal year ending September 30, 2004, and for other purposes, which was referred to the House Calendar and ordered to be printed.

WAIVING POINTS OF ORDER AGAINST CONFERENCE REPORT ON H.R. 2115, VISION 100—CENTURY OF AVIATION REAUTHORIZATION ACT

The SPEAKER pro tempore. The Chair would announce that the gentleman from Florida (Mr. LINCOLN DIAZ-BALART) has 2 minutes remaining on the rule, and the gentleman from Massachusetts (Mr. MCGOVERN) has 5 minutes remaining.

Mr. LINCOLN DIAZ-BALART of Florida. Mr. Speaker, I reserve the balance of my time.

MOTION TO ADJOURN

Mr. MCGOVERN. Mr. Speaker, I move that the House do now adjourn.

The SPEAKER pro tempore. The question is on the motion to adjourn offered by the gentleman from Massachusetts (Mr. MCGOVERN).

The question was taken; and the Speaker pro tempore announced that the noes appeared to have it.

Mr. MCGOVERN. 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 68, nays 346, not voting 20, as follows:

[Roll No. 585]

YEAS—68

- | | | |
|----------------|----------------|----------------|
| Ackerman | Frank (MA) | Meek (FL) |
| Allen | Frost | Meeks (NY) |
| Baird | Grijalva | Miller, George |
| Baldwin | Hastings (FL) | Neal (MA) |
| Ballance | Hill | Oberstar |
| Bell | Hinchey | Pallone |
| Berman | Hinojosa | Payne |
| Berry | Honda | Pelosi |
| Brown, Corrine | Hoyer | Pomeroy |
| Capps | Jefferson | Rodriguez |
| Capuano | Johnson, E. B. | Sandlin |
| Carson (IN) | Kennedy (RI) | Schakowsky |
| Clyburn | Klecza | Scott (VA) |
| Conyers | Lampson | Slaughter |
| Cummings | Larsen (WA) | Solis |
| Davis (IL) | Lee | Thompson (MS) |
| DeFazio | Lewis (GA) | Tierney |
| DeLauro | Lowe | Towns |
| Deutsch | Maloney | Velazquez |
| Dingell | Markey | Waters |
| Doggett | McDermott | Wexler |
| Evans | McGovern | Woolsey |
| Filner | McIntyre | |

NAYS—346

- | | | |
|-------------|---------------|-------------|
| Abercrombie | Ballenger | Bereuter |
| Aderholt | Barrett (SC) | Berkley |
| Alexander | Bartlett (MD) | Biggert |
| Andrews | Barton (TX) | Bilirakis |
| Baca | Bass | Bishop (GA) |
| Bachus | Beauprez | Bishop (NY) |
| Baker | Becerra | Bishop (UT) |

- | | | |
|-----------------|---------------|------------------|
| Blackburn | Green (TX) | Murphy |
| Blumenauer | Green (WI) | Murtha |
| Blunt | Greenwood | Musgrave |
| Boehlerl | Gutknecht | Myrick |
| Boehner | Hall | Nadler |
| Bonilla | Harman | Napolitano |
| Bonner | Harris | Nephtalynn |
| Bono | Hart | Neugebauer |
| Boozman | Hastings (WA) | Ney |
| Boswell | Hayes | Northup |
| Boucher | Hayworth | Norwood |
| Boyd | Hefley | Nunes |
| Brady (PA) | Hensarling | Nussle |
| Brady (TX) | Herger | Obey |
| Brown (OH) | Hobson | Olver |
| Brown (SC) | Hoefel | Ortiz |
| Brown-Waite, | Hoekstra | Osborne |
| Ginny | Holden | Ose |
| Burgess | Holt | Otter |
| Burns | Hoolley (OR) | Owens |
| Burr | Hostettler | Oxley |
| Burton (IN) | Houghton | Pascarella |
| Buyer | Hulshof | Pastor |
| Calvert | Hunter | Pence |
| Camp | Hyde | Peterson (MN) |
| Cannon | Inslee | Peterson (PA) |
| Cantor | Isakson | Petri |
| Capito | Israel | Pitts |
| Cardin | Issa | Platts |
| Cardoza | Istook | Pombo |
| Carson (OK) | Jackson (IL) | Porter |
| Carter | Jackson-Lee | Portman |
| Castle | (TX) | Price (NC) |
| Chabot | Janklow | Pryce (OH) |
| Chocola | Jenkins | Putnam |
| Coble | John | Quinn |
| Cole | Johnson (CT) | Radanovich |
| Collins | Johnson (IL) | Rahall |
| Cooper | Johnson, Sam | Ramstad |
| Costello | Jones (NC) | Rangel |
| Cox | Jones (OH) | Regula |
| Cramer | Kanjorski | Rehberg |
| Crane | Kaptur | Renzi |
| Crenshaw | Keller | Reyes |
| Crowley | Kelly | Reynolds |
| Cubin | Kennedy (MN) | Rogers (AL) |
| Culberson | Kildee | Rogers (KY) |
| Cunningham | Kilpatrick | Rogers (MI) |
| Davis (AL) | Kind | Rohrabacher |
| Davis (CA) | King (IA) | Ros-Lehtinen |
| Davis (FL) | King (NY) | Ross |
| Davis (TN) | Kingston | Rothman |
| Davis, Jo Ann | Kirk | Roybal-Allard |
| Davis, Tom | Kline | Royce |
| Deal (GA) | Knollenberg | Ruppersberger |
| DeGette | Kolbe | Rush |
| Delahunt | Kucinich | Ryan (OH) |
| DeMint | LaHood | Ryan (WI) |
| Diaz-Balart, L. | Langevin | Ryun (KS) |
| Diaz-Balart, M. | Lantos | Sabo |
| Dicks | Larson (CT) | Sanchez, Loretta |
| Doolittle | Latham | Sanders |
| Doyle | LaTourette | Saxton |
| Dreier | Leach | Schiff |
| Duncan | Levin | Schrock |
| Dunn | Lewis (CA) | Scott (GA) |
| Ehlers | Lewis (KY) | Sensenbrenner |
| Emanuel | Linder | Serrano |
| Emerson | Lipinski | Sessions |
| Engel | LoBiondo | Shadegg |
| English | Lofgren | Shaw |
| Eshoo | Lucas (KY) | Shays |
| Etheridge | Lucas (OK) | Sherman |
| Everett | Lynch | Sherwood |
| Farr | Manzullo | Shimkus |
| Fattah | Marshall | Shuster |
| Feeney | Matheson | Simmons |
| Ferguson | Matsui | Simpson |
| Flake | McCarthy (MO) | Skelton |
| Foley | McCarthy (NY) | Smith (MI) |
| Forbes | McCollum | Smith (NJ) |
| Ford | McCrery | Smith (TX) |
| Fossella | McHugh | Smith (WA) |
| Franks (AZ) | McInnis | Snyder |
| Frelinghuysen | McKeon | Souder |
| Gallely | McNulty | Spratt |
| Garrett (NJ) | Meehan | Stark |
| Gerlach | Menendez | Stearns |
| Gibbons | Mica | Stenholm |
| Gilchrest | Michaud | Strickland |
| Gillmor | Millender | Sullivan |
| Gingrey | McDonald | Sweeney |
| Gonzalez | Miller (FL) | Tancred |
| Goode | Miller (MI) | Tanner |
| Goodlatte | Miller, Gary | Tauscher |
| Gordon | Mollohan | Tauzin |
| Goss | Moore | Taylor (MS) |
| Granger | Moran (KS) | Taylor (NC) |
| Graves | Moran (VA) | Terry |

Thompson (CA)	Visclosky	Whitfield
Thornberry	Vitter	Wicker
Tiahrt	Walden (OR)	Wilson (NM)
Tiberti	Walsh	Wilson (SC)
Toomey	Watson	Wolf
Turner (OH)	Watt	Wu
Turner (TX)	Waxman	Wynn
Udall (CO)	Weiner	Young (AK)
Udall (NM)	Weldon (FL)	Young (FL)
Upton	Weldon (PA)	
Van Hollen	Weller	

NOT VOTING—20

□ 1524

Akin	Fletcher	Pearce
Bradley (NH)	Gephardt	Pickering
Case	Gutierrez	Sanchez, Linda
Clay	Majette	T.
DeLay	McCotter	Stupak
Dooley (CA)	Miller (NC)	Thomas
Edwards	Paul	Wamp

Mr. LEWIS of Kentucky, Mrs. JOHNSON of Connecticut and Mr. RUPPERSBERGER changed their vote from “yea” to “nay.”

So the motion to adjourn was rejected.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE
The SPEAKER pro tempore (Mr. LAHOOD) (during the vote). Members are advised there are 2 minutes to vote.

The result of the vote was announced as above recorded.

NOTICE

Incomplete record of House proceedings.

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