

NAYS—204

Abercrombie Hall Napolitano
 Ackerman Harman Neal (MA)
 Alexander Hastings (FL) Oberstar
 Allen Hill Obey
 Andrews Hinchey Olver
 Baca Hinojosa Ortiz
 Baird Hoeffel Owens
 Baldwin Holden Pallone
 Ballance Holt Pascrell
 Becerra Honda Pastor
 Bell Hooley (OR) Payne
 Berkley Hoyer Pelosi
 Berman Inslee Peterson (MN)
 Berry Israel Pomeroy
 Bishop (GA) Jackson (IL) Price (NC)
 Bishop (NY) Jackson-Lee Rahall
 Blumenauer (TX) Rangel
 Boswell Jefferson Reyes
 Boucher John Rodriguez
 Boyd Johnson, E. B. Ross
 Brady (PA) Jones (OH) Rothman
 Brown (OH) Kanjorski Roybal-Allard
 Brown, Corrine Kaptur Ruppertsberger
 Capps Kennedy (RI) Rush
 Capuano Kildee Ryan (OH)
 Cardin Kilpatrick Sabo
 Cardoza Kind Sanchez, Linda
 Carson (IN) Kleczka T.
 Carson (OK) Kucinich Sanchez, Loretta
 Case Lampson Sanders
 Clay Langevin Sandlin
 Clyburn Lantos Schakowsky
 Conyers Larsen (WA) Schiff
 Cooper Larson (CT) Scott (GA)
 Costello Lee Scott (VA)
 Cramer Levin Serrano
 Crowley Lewis (GA) Sherman
 Cummings Lipinski Skelton
 Davis (AL) Lofgren Slaughter
 Davis (CA) Lowey Smith (WA)
 Davis (FL) Lucas (KY) Snyder
 Davis (IL) Lynch Solis
 Davis (TN) Majette Spratt
 DeFazio Maloney Stark
 DeGette Markey Stenholm
 Delahunt Marshall Strickland
 DeLauro Matheson Stupak
 Deutsch Matsui Tanner
 Dicks McCarthy (MO) Tauscher
 Dingell McCarthy (NY) Taylor (MS)
 Doggett McCollum Thompson (CA)
 Dooley (CA) McDermott Thompson (MS)
 Doyle McGovern Tierney
 Edwards McIntyre Towns
 Emanuel McNulty Turner (TX)
 Engel Meehan Udall (CO)
 Eshoo Meek (FL) Udall (NM)
 Etheridge Meeks (NY) Van Hollen
 Evans Menendez Velazquez
 Farr Michaud Vislosky
 Fattah Millender Waters
 Filner McDonald Watson
 Ford Miller (NC) Watt
 Frank (MA) Miller, George Waxman
 Frost Mollohan Weiner
 Gonzalez Moore Wexler
 Green (TX) Moran (VA) Woolsey
 Grijalva Murtha Wu
 Gutierrez Nadler Wynn

NOT VOTING—2

Gephardt Gordon

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. LAHOOD) (during the vote). Members are advised 2 minutes remain in this vote.

□ 2319

So the previous question was ordered. The result of the vote was announced as above recorded.

The SPEAKER pro tempore. The question is on the resolution.

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

RECORDED VOTE

Ms. SLAUGHTER. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The SPEAKER pro tempore. This will be a 5-minute vote.

The vote was taken by electronic device, and there were—ayes 225, noes 205, not voting 4, as follows:

[Roll No. 666]

AYES—225

Aderholt Gibbons Osborne
 Akin Gilchrist Ose
 Bachus Gillmor Otter
 Baker Gingrey Oxley
 Ballenger Goode Paul
 Barrett (SC) Goodlatte Pearce
 Bartlett (MD) Goss Pence
 Barton (TX) Granger Peterson (PA)
 Bass Graves Pickering
 Beauprez Green (WI) Pitts
 Bereuter Greenwood Platts
 Biggert Gutknecht Pombo
 Bilirakis Harris Porter
 Bishop (UT) Hart Portman
 Blackburn Hastings (WA) Pryce (OH)
 Blunt Hayes Putnam
 Boehlert Hayworth Quinn
 Boehner Hefley Radanovich
 Bonilla Hensarling Ramstad
 Bonner Herger Regula
 Bono Hobson Rehberg
 Boozman Hoekstra Renzi
 Bradley (NH) Hostettler Reynolds
 Brady (TX) Houghton Rogers (AL)
 Brown (SC) Hulshof Rogers (KY)
 Brown-Waite, Hunter Rogers (MI)
 Giny Hyde Rohrabacher
 Burgess Isakson Ros-Lehtinen
 Burns Issa Royce
 Burr Istook Ryan (WI)
 Burton (IN) Janklow Ryun (KS)
 Buyer Jenkins Saxton
 Calvert Johnson (CT) Schrock
 Camp Johnson (IL) Sensenbrenner
 Cantor Johnson, Sam Sessions
 Capito Jones (NC) Shadegg
 Carter Keller Shaw
 Castle Kelly Shays
 Chabot Kennedy (MN) Sherwood
 Chocoma King (IA) Shimkus
 Coble King (NY) Shuster
 Cole Kingston Simmons
 Collins Kirk Simpson
 Cox Kline Smith (MI)
 Crane Knollenberg Smith (NJ)
 Crenshaw Kolbe Smith (TX)
 Cubin LaHood Souder
 Culberson Latham Stearns
 Cunningham LaTourrette Sullivan
 Davis, Jo Ann Leach Lewis (CA)
 Davis, Tom Lewis (KY)
 Deal (GA) DeLay Linder
 DeMint LoBiondo
 Diaz-Balart, L. Lucas (OK)
 Diaz-Balart, M. Manzullo
 Doolittle McCotter
 Dreier McCrery
 Duncan McHugh
 Dunn McInnis
 Ehlers McKeon
 Emerson Mica
 English Miller (FL)
 Everett Miller (MI)
 Feeney Miller, Gary
 Ferguson Moran (KS)
 Flake Murphy
 Fletcher Musgrave
 Foley Myrick
 Forbes Nethercutt
 Fossella Neugebauer
 Franks (AZ) Ney
 Frelinghuysen Northup
 Gallegly Norwood
 Garrett (NJ) Nunes
 Gerlach Nussle

NOES—205

Abercrombie Bishop (GA) Carson (OK)
 Ackerman Bishop (NY) Case
 Alexander Blumenauer Clay
 Allen Boswell Clyburn
 Andrews Boucher Conyers
 Baca Boyd Cooper
 Baird Brady (PA) Costello
 Baldwin Brown (OH) Cramer
 Ballance Brown, Corrine Crowley
 Becerra Capps Cummings
 Bell Capuano Davis (AL)
 Berkley Cardin Davis (CA)
 Berman Cardoza Davis (FL)
 Berry Carson (IN) Davis (IL)

Lampson Rangel
 DeFazio Reyes
 DeGette Rodriguez
 Delahunt Lantos
 DeLauro Larsen (WA) Ross
 Deutsch Larson (CT) Rothman
 Dicks Lee Roybal-Allard
 Dingell Levin Ruppertsberger
 Doggett Lewis (GA) Rush
 Dooley (CA) Lipinski Ryan (OH)
 Doyle Lofgren Sabo
 Edwards Lowey Sanchez, Linda
 Emanuel Lucas (KY) T.
 Engel Lynch Sanchez, Loretta
 Eshoo Majette Sanders
 Etheridge Maloney Sandlin
 Evans Markey Schakowsky
 Farr Marshall Schiff
 Fattah Matheson Scott (GA)
 Filner Matsui Scott (VA)
 Ford McCarthy (MO) Serrano
 Frank (MA) McCarthy (NY) Sherman
 Frost McCollum Skelton
 Gonzalez McDermott Slaughter
 Green (TX) McGovern Smith (WA)
 Grijalva McIntyre McNulty
 Gutierrez McNulty Snyder
 Hall Meehan Solis
 Harman Meek (FL) Spratt
 Hastings (FL) Meeks (NY) Stark
 Hill Menendez Stenholm
 Hinchey Michaud Strickland
 Hinojosa Millender- Stupak
 Hoeffel McDonald Tancredo
 Holden Miller (NC) Tanner
 Holt Miller, George Tauscher
 Mollohan Mollohan Taylor (MS)
 Moore Moore Moran (VA) Thompson (CA)
 Hooley (OR) Moran (VA) Thompson (MS)
 Hoyer Murtha Tierney
 Inslee Nadler Towns
 Israel Napolitano Turner (TX)
 Jackson (IL) Neal (MA) Udall (CO)
 Jackson-Lee Oberstar Udall (NM)
 (TX) Obey Van Hollen
 Jefferson Olver Velazquez
 John Ortiz Vislosky
 Johnson, E. B. Owens Waters
 Jones (OH) Pallone Watson
 Kanjorski Pascrell Watt
 Kaptur Pastor Waxman
 Kennedy (RI) Payne Weiner
 Kildee Pelosi Wexler
 Kilpatrick Peterson (MN) Woolsey
 Kind Pomeroy Wu
 Kleczka Price (NC) Wynn
 Kucinich Rahall

NOT VOTING—4

Cannon Gordon
 Gephardt Petri

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised 2 minutes remain in this vote.

□ 2328

So the resolution was agreed to. The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Mr. Monahan, one of its clerks, announced that the Senate has passed without amendment bills of the House of the following titles:

H.J. Res. 79. Making further continuing appropriations for the fiscal year 2004, and for other purposes.

The message also announced that the Senate agreed to the amendment of the House to the bill (S. 1680) entitled "An Act to reauthorize the Defense Production Act of 1950, and for other purposes," with an amendment.

CONFERENCE REPORT ON H.R. 2622,
FAIR AND ACCURATE CREDIT
TRANSACTIONS ACT OF 2003

The SPEAKER pro tempore. The pending business is the question of suspending the rules and agreeing to the conference report on the bill, H.R. 2622.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Ohio (Mr. OXLEY) that the House suspend the rules and agree to the conference report on the bill, H.R. 2622, 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 379, nays 49, answered “present” 1, not voting 5, as follows:

[Roll No. 667]

YEAS—379

Abercrombie	Coble	Hall
Ackerman	Cole	Harris
Aderholt	Collins	Hart
Akin	Cooper	Hastings (FL)
Alexander	Costello	Hastings (WA)
Allen	Cox	Hayes
Andrews	Cramer	Hayworth
Baca	Crane	Hefley
Bachus	Crenshaw	Hensarling
Baird	Crowley	Herger
Baker	Cubin	Hill
Baldwin	Culberson	Hinchee
Ballance	Cummings	Hinojosa
Ballenger	Cunningham	Hobson
Barrett (SC)	Davis (AL)	Hoefel
Bartlett (MD)	Davis (FL)	Hoekstra
Barton (TX)	Davis (TN)	Holden
Bass	Davis, Jo Ann	Holt
Beauprez	Davis, Tom	Hooley (OR)
Bell	Deal (GA)	Hostettler
Bereuter	DeGette	Houghton
Berkley	DeLauro	Hoyer
Berry	DeLay	Hulshof
Biggett	DeMint	Hunter
Bilirakis	Deutsch	Hyde
Bishop (GA)	Diaz-Balart, L.	Inslee
Bishop (NY)	Diaz-Balart, M.	Isakson
Bishop (UT)	Dicks	Israel
Blackburn	Dingell	Issa
Blumenauer	Dooley (CA)	Istook
Blunt	Doolittle	Jackson-Lee
Boehlert	Doyle	(TX)
Boehner	Dreier	Janklow
Bonilla	Dunn	Jefferson
Bonner	Edwards	Jenkins
Bono	Ehlers	John
Boozman	Emanuel	Johnson (CT)
Boswell	Emerson	Johnson (IL)
Boucher	Engel	Johnson, E. B.
Boyd	English	Johnson, Sam
Bradley (NH)	Etheridge	Jones (NC)
Brady (PA)	Everett	Jones (OH)
Brady (TX)	Fattah	Kanjorski
Brown (SC)	Feeney	Kaptur
Brown, Corrine	Ferguson	Keller
Brown-Waite,	Fletcher	Kelly
Ginny	Forbes	Kennedy (MN)
Burgess	Ford	Kennedy (RI)
Burns	Fossella	Kildee
Burr	Frank (MA)	Kilpatrick
Burton (IN)	Franks (AZ)	Kind
Buyer	Frelinghuysen	King (IA)
Calvert	Frost	King (NY)
Camp	Galleghy	Kingston
Cannon	Garrett (NJ)	Kirk
Cantor	Gerlach	Kleczka
Capito	Gibbons	Kline
Capps	Gilchrest	Knollenberg
Capuano	Gillmor	Kolbe
Cardin	Gingrey	LaHood
Cardoza	Gonzalez	Lampson
Carson (IN)	Goode	Langevin
Carson (OK)	Goodlatte	Larsen (WA)
Carter	Goss	Larson (CT)
Case	Granger	Latham
Castle	Graves	LaTourette
Chabot	Green (TX)	Leach
Chocola	Green (WI)	Levin
Clay	Greenwood	Lewis (CA)
Clyburn	Gutknecht	Lewis (GA)

Lewis (KY)	Pallone	Simmons
Linder	Pascrell	Simpson
Lipinski	Pastor	Skelton
LoBiondo	Payne	Smith (MI)
Lowe	Pearce	Smith (NJ)
Lucas (KY)	Pence	Smith (TX)
Lucas (OK)	Peterson (MN)	Smith (WA)
Lynch	Peterson (PA)	Snyder
Majette	Petri	Souder
Maloney	Pickering	Spratt
Manzullo	Pitts	Stearns
Matheson	Platts	Stenholm
McCarthy (MO)	Pombo	Strickland
McCarthy (NY)	Pomeroy	Stupak
McCollum	Porter	Sullivan
McCotter	Portman	Sweeney
McCrery	Price (NC)	Tancredo
McGovern	Pryce (OH)	Tanner
McHugh	Putnam	Tauzin
McInnis	Quinn	Taylor (MS)
McIntyre	Radanovich	Taylor (NC)
McKeon	Rahall	Terry
McNulty	Ramstad	Thomas
Meehan	Rangel	Thompson (MS)
Meek (FL)	Regula	Thornberry
Meeks (NY)	Rehberg	Tiahrt
Menendez	Renzi	Tiberi
Mica	Reyes	Tierney
Michaud	Reynolds	Toomey
Miller (FL)	Rodriguez	Towns
Miller (MI)	Rogers (AL)	Turner (OH)
Miller (NC)	Rogers (KY)	Turner (TX)
Miller, Gary	Rogers (MI)	Udall (CO)
Mollohan	Rohrabacher	Udall (NM)
Moore	Ros-Lehtinen	Upton
Moran (KS)	Rothman	Van Hollen
Moran (VA)	Royce	Velazquez
Murphy	Ryan (OH)	Visclosky
Murtha	Ryan (WI)	Vitter
Musgrave	Ryun (KS)	Walden (OR)
Myrick	Sabo	Walsh
Neal (MA)	Sandlin	Wamp
Nethercutt	Saxton	Watt
Neugebauer	Schrock	Weiner
Ney	Scott (GA)	Weldon (PA)
Northup	Scott (VA)	Weldon (MO)
Norwood	Sensenbrenner	Weller
Nunes	Serrano	Wexler
Nussle	Sessions	Whitfield
Oberstar	Shadegg	Wicker
Obey	Shaw	Wilson (NM)
Ortiz	Shays	Wilson (SC)
Osborne	Sherman	Wolf
Ose	Sherwood	Wu
Otter	Shimkus	Wynn
Oxley	Shuster	Young (AK)
		Young (FL)

NAYS—49

Becerra	Jackson (IL)
Berman	Kucinich
Brown (OH)	Lantos
Davis (CA)	Lee
Davis (IL)	Lofgren
DeFazio	Markey
Delahunt	Matsui
Doggett	McDermott
Duncan	Millender-
Eshoo	McDonald
Evans	Miller, George
Farr	Nadler
Filner	Napolitano
Flake	Olver
Grijalva	Owens
Harman	Paul
Honda	Pelosi

ANSWERED “PRESENT”—1

Ruppersberger

NOT VOTING—5

Conyers	Gephardt	Gutierrez
Foley	Gordon	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. LAHOOD) (during the vote). Members are advised that 2 minutes remain in this vote.

□ 2337

Mr. DAVIS of Illinois changed his vote from “yea” to “nay.”

Mr. RUPPERSBERGER changed his vote from “yea” to “present.”

So (two-thirds having voted in favor thereof) the rules were suspended and the conference report was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. GUTIERREZ. Mr. Speaker, I was present today in this Chamber on November 21, 2003. However, I was inadvertently not recorded on rollcall vote number 667. Had my vote been recorded, it would have been a “yea” vote.

FURTHER MESSAGE FROM THE
SENATE

A message from the Senate by Mr. Monahan, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 579. An act to reauthorize the National Transportation Safety Board, and for other purposes.

CONFERENCE REPORT ON H.R. 1,
MEDICARE PRESCRIPTION DRUG,
IMPROVEMENT, AND MOD-
ERNIZATION ACT OF 2003

Mr. THOMAS. Mr. Speaker, on behalf of seniors and taxpayers, pursuant to House Resolution 463, I call up the conference report on the bill (H.R. 1) to amend title XVIII of the Social Security Act to provide for a voluntary program for prescription drug coverage under the Medicare Program, to modernize the Medicare Program, to amend the Internal Revenue Code of 1986 to allow a deduction to individuals for amounts contributed to health savings accounts and health savings accounts, to provide for the disposition of unused health benefits in cafeteria plans and flexible spending arrangements, and for other purposes.

The Clerk read the title of the bill.

The SPEAKER pro tempore (Mr. HASTINGS of Washington). Pursuant to House Resolution 463, the conference report is considered as having been read.

(For conference report and statement, see proceedings of the House of November 20, 2003, Book II at page 11877.)

The SPEAKER pro tempore. Pursuant to the order of the House of today, the gentleman from California (Mr. THOMAS) and the gentleman from New York (Mr. RANGEL) each will control 1 hour.

The Chair recognizes the gentleman from California (Mr. THOMAS).

Mr. THOMAS. Mr. Speaker, I yield one-half of my time to the gentleman from Louisiana (Mr. TAUZIN), chairman of the Committee on Energy and Commerce.

The SPEAKER pro tempore. Without objection, the gentleman from Louisiana will control 30 minutes.

There was no objection.

Mr. THOMAS. Mr. Speaker, I yield myself such time as I may consume.