

Mr. Speaker, I simply want to say, I will not choose to characterize a sitting Member of the United States Senate favorably or unfavorably. I would note historically that Senator BAYH did vote in favor of the tax package which has been discussed here today.

Mr. VISCLOSKY. Mr. Speaker, I first got to know Senator Birch Bayh through my father, John Visclosky, the former Mayor of Gary, Indiana, following his election to the United States Senate in 1962. My father has always had a deep respect and strong feelings towards Senator Bayh.

As a Member of Congress, I have always considered Senator Birch Bayh a friend and a mentor. As a citizen, I am grateful that he chose a life of public service, paying constant attention to the needs of working people and those who were not given a fair chance in life. Senator Bayh fought hard for those who wanted an honest days work at a living wage in order to support their families. For instance, he fought hard and was successful in obtaining crucial funding for a railroad track rehabilitation program that put thousands of unemployed workers back on the job.

While I am proud that we are naming a federal building after Senator Bayh today, we will forever be served by him through the two changes he authored to the Constitution. I have always believed that the Constitution is one of the two greatest documents ever written by man. To think of Birch Bayh improving it not once but twice is not only breathtaking, but expected from such a unique person. The structure of the Constitution had not been so impacted by a single lawmaker since its creation by the founding fathers.

Senator Bayh is a person who developed the talents that God gave him to serve others and a person of deep compassion and caring. A person who never lost his perspective, is fun to be with, and who can always make you laugh. My father would describe Senator Bayh as a "100 percent guy." I would too, and I congratulate him on this great honor.

Mr. LATOURETTE. Mr. Speaker, I yield back the balance of my time.

□ 1315

The SPEAKER pro tempore (Mr. TERRY). The question is on the motion offered by the gentleman from Ohio (Mr. LATOURETTE) that the House suspend the rules and pass the Senate bill, S. 763.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds of those present have voted in the affirmative.

Mr. LATOURETTE. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this motion will be postponed.

GENERAL LEAVE

Mr. LATOURETTE. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and include extraneous material

on S. 763, the matter just considered by the House.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Ohio?

There was no objection.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will resume on motions to suspend the rules previously postponed. Votes will be taken in the following order:

S. 222, by the yeas and nays;

S. 273, by the yeas and nays;

S. 763, by the yeas and nays.

Proceedings on H. Res. 231, debated yesterday, will resume at a later time.

The first electronic vote will be conducted as a 15-minute vote. Remaining electronic votes will be conducted as 5-minute votes.

ZUNI INDIAN TRIBE WATER RIGHTS SETTLEMENT ACT OF 2003

The SPEAKER pro tempore. The pending business is the question of suspending the rules and passing the Senate bill, S. 222.

The Clerk read the title of the Senate bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Arizona (Mr. RENZI) that the House suspend the rules and pass the Senate bill, S. 222, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 224, nays 188, not voting 21, as follows:

[Roll No. 230]

YEAS—224

Aderholt	Capuano	Gilchrest
Akin	Carter	Gillmor
Baca	Castle	Gingrey
Bachus	Chabot	Goode
Baker	Chocola	Goodlatte
Ballenger	Cole	Goss
Barrett (SC)	Collins	Granger
Bartlett (MD)	Cox	Graves
Barton (TX)	Crane	Green (WI)
Bass	Crenshaw	Greenwood
Beauprez	Cubin	Grijalva
Bereuter	Culberson	Gutknecht
Biggett	Cunningham	Harris
Bilirakis	Davis, Jo Ann	Hart
Bishop (UT)	Davis, Tom	Hastings (WA)
Blackburn	Deal (GA)	Hayes
Blunt	DeLay	Hayworth
Boehkert	DeMint	Hefley
Boehner	Diaz-Balart, L.	Hensarling
Bonilla	Diaz-Balart, M.	Hobson
Bonner	Doolittle	Hostettler
Bono	Dreier	Houghton
Boozman	Dunn	Hulshof
Boswell	Ehlers	Hunter
Bradley (NH)	Emerson	Hyde
Brady (TX)	English	Isakson
Brown (SC)	Everett	Issa
Brown-Waite,	Feeney	Janklow
Ginny	Ferguson	Jenkins
Burgess	Flake	Johnson (CT)
Burns	Fletcher	Johnson (IL)
Burr	Foley	Johnson, Sam
Burton (IN)	Forbes	Jones (NC)
Buyer	Franks (AZ)	Keller
Calvert	Frelinghuysen	Kelly
Camp	Galleghy	Kennedy (MN)
Cannon	Garrett (NJ)	Kildee
Cantor	Gerlach	King (IA)
Capito	Gibbons	King (NY)

Kingston	Ose	Shaw
Kirk	Otter	Shays
Kline	Oxley	Sherwood
Knollenberg	Pastor	Shimkus
Kolbe	Pearce	Shuster
Kucinich	Pence	Simmons
LaHood	Peterson (PA)	Simpson
Latham	Petri	Smith (MI)
LaTourette	Pickering	Smith (TX)
Leach	Pitts	Souder
Lewis (CA)	Platts	Stearns
Lewis (KY)	Pombo	Sullivan
Linder	Porter	Sweeney
LoBiondo	Portman	Tancredo
Lucas (OK)	Pryce (OH)	Tauzin
Manzullo	Putnam	Taylor (NC)
Matheson	Quinn	Terry
McCotter	Radanovich	Thomas
McCrery	Ramstad	Thornberry
McHugh	Regula	Tiahrt
McInnis	Rehberg	Tiberi
McKeon	Renzi	Toomey
Mica	Reynolds	Turner (OH)
Miller (MI)	Rogers (AL)	Udall (NM)
Miller, Gary	Rogers (KY)	Upton
Moran (KS)	Rogers (MI)	Vitter
Murphy	Rohrabacher	Walden (OR)
Musgrave	Ros-Lehtinen	Walsh
Myrick	Royce	Weldon (FL)
Nethercutt	Ryun (KS)	Weller
Ney	Saxton	Whitfield
Northup	Schrock	Wicker
Norwood	Scott (GA)	Wilson (NM)
Nunes	Sensenbrenner	Wolf
Nussle	Sessions	Young (AK)
Osborne	Shadegg	Young (FL)

NAYS—188

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

Waters Waxman Wu  
Watson Weiner Wynn  
Watt Woolsey

## NOT VOTING—21

Clyburn Hoekstra Reyes  
Conyers Istook Ryan (WI)  
Davis (TN) Larson (CT) Smith (NJ)  
Engel Majette Smith (WA)  
Fossella McNulty Weldon (PA)  
Gephardt Miller (FL) Wexler  
Herger Ortiz Wilson (SC)

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. TERRY) (during the vote). There are 2 minutes left to vote.

□ 1337

Mr. TURNER of Texas, Mr. JEFFERSON, and Ms. ROYBAL-ALLARD changed their vote from "yea" to "nay."

Messrs. PASTOR, BACA, and CAPUANO changed their vote from "nay" to "yea."

So (two-thirds not having voted in favor thereof) the motion was rejected.

The result of the vote was announced as above recorded.

Stated against:

Ms. MAJETTE. Mr. Speaker, on rollcall No. 230, had I been present, I would have voted "nay."

GRAND TETON NATIONAL PARK  
LAND EXCHANGE ACT

The SPEAKER pro tempore. The pending business is the question of suspending the rules and passing the Senate bill, S. 273.

The Clerk read the title of the Senate bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from Wyoming (Mrs. CUBIN) that the House suspend the rules and pass the Senate bill, S. 273, 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 217, nays 198, not voting 18, as follows:

[Roll No. 231]

## YEAS—217

Aderholt Burns Dreier  
Akin Burr Dunn  
Bachus Burton (IN) Ehlers  
Baker Buyer Emerson  
Ballenger Calvert English  
Barrett (SC) Camp Everett  
Bartlett (MD) Cannon Feeney  
Barton (TX) Cantor Ferguson  
Bass Capito Fletcher  
Beauprez Carter Foley  
Bereuter Castle Forbes  
Biggett Chabot Fossella  
Bilirakis Chocola Franks (AZ)  
Bishop (UT) Cole Frelinghuysen  
Blackburn Collins Gallegly  
Blunt Cox Garrett (NJ)  
Boehlert Crane Gerlach  
Boehner Crenshaw Gibbons  
Bonilla Cubin Gilchrist  
Bonner Culberson Gillmor  
Bono Cunningham Greigey  
Boozman Davis, Jo Ann Goode  
Boswell Davis, Tom Goodlatte  
Bradley (NH) Deal (GA) Goss  
Brady (TX) DeLay Granger  
Brown (SC) DeMint Graves  
Brown-Waite, Diaz-Balart, L. Green (WI)  
Ginny Diaz-Balart, M. Greenwood  
Burgess Doolittle Gutknecht

Harris McHugh Ryan (KS)  
Hart McInnis Saxton  
Hastings (WA) McKeon Schrock  
Hayes Mica Scott (GA)  
Hayworth Miller (MI) Sensenbrenner  
Hefley Miller, Gary Sessions  
Hensarling Moran (KS) Shadegg  
Hobson Murphy Shaw  
Hostettler Myrick Shays  
Houghton Nethercutt Sherwood  
Hulshof Ney Shimkus  
Hunter Northup Shuster  
Hyde Norwood Simmons  
Isakson Nunes Simpson  
Issa Nussle Smith (MI)  
Janklow Osborne Smith (TX)  
Jenkins Ose Souder  
Johnson (IL) Otter Stearns  
Johnson, Sam Oxley Stearns  
Jones (NC) Pearce Sullivan  
Keller Pence Sweeney  
Kelly Peterson (PA) Tancredo  
Kennedy (MN) Petri Tausin  
King (IA) Pickering Taylor (NC)  
King (NY) Pitts Terry  
Kingston Platts Thomas  
Kirk Pombo Thornberry  
Kline Porter Tiahrt  
Knollenberg Portman Tiberi  
Kolbe Pryce (OH) Toomey  
Kucinich Putnam Turner (OH)  
LaHood Quinn Upton  
Latham Radanovich Vitter  
LaTourette Ramstad Walden (OR)  
Leach Regula Walsh  
Lewis (CA) Rehberg Wamp  
Lewis (KY) Renzi Weldon (FL)  
Linder Reynolds Weller  
LoBiondo Rogers (AL) Whitfield  
Lucas (OK) Rogers (KY) Wicker  
Manzullo Rogers (MI) Wilson (NM)  
Matheson Rohrabacher Wolf  
McCotter Ros-Lehtinen Young (AK)  
McCreery Royce Young (FL)

## NAYS—198

Abercrombie Emanuel Lofgren  
Ackerman Eshoo Lowey  
Alexander Etheridge Lucas (KY)  
Allen Evans Lynch  
Andrews Farr Majette  
Baca Fattah Maloney  
Baird Filner Markey  
Baldwin Flake Marshall  
Ballance Ford Matsui  
Becerra Frank (MA) McCarthy (MO)  
Bell Frost McCarthy (NY)  
Berkley Gonzalez McCollum  
Berman Gordon McDermott  
Berry Green (TX) McGovern  
Bishop (GA) Grijalva McIntyre  
Bishop (NY) Gutierrez Meehan  
Blumenauer Hall Meek (FL)  
Boucher Harman Meeks (NY)  
Boyd Hastings (FL) Menendez  
Brady (PA) Hill Michaud  
Brown (OH) Hinchey Millender-  
Brown, Corrine Hinojosa McDonald  
Capps Hoeffel Miller (NC)  
Capuano Holden Miller, George  
Cardin Mollohan  
Cardoza Honda Moore  
Carson (IN) Hooley (OR) Moran (VA)  
Carson (OK) Hoyer Murtha  
Case Insee Musgrave  
Clay Israel Nadler  
Coble Jackson (IL) Napolitano  
Cooper Jackson-Lee Neal (MA)  
Costello (TX) Oberstar  
Cramer Jefferson Obey  
Crowley John Olver  
Cummings Johnson (CT) Owens  
Davis (AL) Johnson, E. B. Pallone  
Davis (CA) Jones (OH) Pascrell  
Davis (FL) Kanjorski Pastor  
Davis (IL) Kaptur Paul  
Davis (TN) Kennedy (RI) Payne  
DeFazio Kildee Pelosi  
DeGette Kilpatrick Peterson (MN)  
Delahunt Kind Pomeroy  
DeLauro Kleczka Price (NC)  
Deutsch Lampon Rahl  
Dicks Langevin Rangel  
Dingell Lantos Rodriguez  
Doggett Larsen (WA) Ross  
Dooley Lee Rothman  
Doyle Levin Roybal-Allard  
Duncan Lewis (GA) Ruppertsberger  
Edwards Lipinski Rush

Ryan (OH) Snyder  
Sabo Solis  
Sanchez, Linda Spratt  
T. Stark  
Sanchez, Loretta Stenholm  
Sanders Strickland  
Sandlin Stupak  
Schakowsky Tanner  
Schiff Tauscher  
Scott (VA) Taylor (MS)  
Serrano Thompson (CA)  
Sherman Thompson (MS)  
Skelton Tierney  
Slaughter Towns

## NOT VOTING—18

Clyburn Istook Ryan (WI)  
Conyers Larson (CT) Smith (NJ)  
Engel McNulty Smith (WA)  
Gephardt Miller (FL) Weldon (PA)  
Herger Ortiz Wexler  
Hoekstra Reyes Wilson (SC)

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). There are 2 minutes left in this vote.

□ 1345

Mr. RANGEL and Mr. DAVIS of Tennessee changed their vote from "yea" to "nay."

So (two-thirds not having voted in favor thereof) the motion was rejected.

The result of the vote was announced as above recorded.

BIRCH BAYH FEDERAL BUILDING  
AND UNITED STATES COURT-  
HOUSE

The SPEAKER pro tempore. The pending business is the question of suspending the rules and passing the Senate bill, S. 763.

The Clerk read the title of the Senate bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Ohio (Mr. LATOURETTE) that the House suspend the rules and pass the Senate bill, S. 763, 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 235, nays 179, not voting 19, as follows:

[Roll No. 232]

## YEAS—235

Ackerman Buyer Deutsch  
Aderholt Capito Dicks  
Alexander Capps Dingell  
Allen Capuano Doggett  
Andrews Cardin Dooley (CA)  
Baca Cardoza Doyle  
Baird Carson (IN) Dreier  
Baker Carson (OK) Edwards  
Baldwin Case Emanuel  
Ballance Castle Emerson  
Becerra Chocola Eshoo  
Bell Clay Etheridge  
Bereuter Cooper Evans  
Berkley Costello Farr  
Berman Cox Fattah  
Berry Cramer Filner  
Bilirakis Crowley Flake  
Bishop (GA) Cummings Fletcher  
Bishop (NY) Davis (AL) Ford  
Blumenauer Davis (CA) Fossella  
Boswell Davis (FL) Frank (MA)  
Boyd Davis (IL) Frelinghuysen  
Brady (PA) Davis (TN) Frost  
Brady (TX) Davis, Tom Gillmor  
Brown (OH) DeFazio Gonzalez  
Brown, Corrine DeGette Gordon  
Burr Delahunt Goss  
Burton (IN) DeLauro Green (TX)