

Tiberi	Vitter	Wexler
Tierney	Walden (OR)	Whitfield
Toomey	Walsh	Wicker
Towns	Wamp	Wilson (NM)
Turner (OH)	Waters	Wilson (SC)
Turner (TX)	Watt	Wolf
Udall (NM)	Waxman	Wu
Upton	Weiner	Wynn
Van Hollen	Weldon (FL)	Young (AK)
Velazquez	Weldon (PA)	Young (FL)
Visclosky	Weller	

NOT VOTING—13

Davis (IL)	Istook	Udall (CO)
Davis, Jo Ann	Janklow	Watson
Emerson	Keller	Woolsey
Gephardt	Rangel	
Hoekstra	Reyes	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE
The SPEAKER pro tempore (Mr. SWEENEY) (during the vote). Members are advised there are 2 minutes remaining in this vote.

□ 1415

Mr. MENENDEZ changed his vote from “nay” to “yea.”

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

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the remainder of this series will be conducted as 5-minute votes.

MOTION TO INSTRUCT CONFEREES ON H.R. 1308, TAX RELIEF, SIMPLIFICATION, AND EQUITY ACT OF 2003

The SPEAKER pro tempore. The unfinished business is the vote on the motion to instruct on H.R. 1308 offered by the gentleman from Maryland (Mr. RUPPERSBERGER) on which the yeas and nays were ordered.

The Clerk will designate the motion. The Clerk designated the motion.

The SPEAKER pro tempore. The question is on the motion to instruct offered by the gentleman from Maryland (Mr. RUPPERSBERGER).

This will be a 5-minute vote. The vote was taken by electronic device, and there were—yeas 206, nays 213, not voting 15, as follows:

[Roll No. 493]

YEAS—206

Abercrombie	Boswell	Costello
Ackerman	Boucher	Cramer
Alexander	Boyd	Crowley
Allen	Brady (PA)	Cummings
Andrews	Brown (OH)	Davis (AL)
Baca	Brown, Corrine	Davis (CA)
Baird	Capps	Davis (FL)
Baldwin	Capuano	Davis (TN)
Ballance	Cardin	DeFazio
Becerra	Cardoza	DeGette
Bell	Carson (IN)	Delahunt
Bereuter	Carson (OK)	DeLauro
Berkley	Case	Deutsch
Berman	Castle	Dicks
Berry	Clay	Dingell
Bishop (GA)	Clyburn	Doggett
Bishop (NY)	Conyers	Dooley (CA)
Blumenauer	Cooper	Doyle

Edwards	Leach	Rodriguez	Ney	Sweeney
Ehlers	Lee	Ross	Northup	Tancredo
Emanuel	Levin	Rothman	Norwood	Tauzin
Engel	Lewis (GA)	Roybal-Allard	Nunes	Taylor (NC)
Eshoo	Lipinski	Ruppersberger	Nussle	Terry
Etheridge	Lofgren	Rush	Osborne	Thomas
Evans	Lowe	Ryan (OH)	Ose	Thornberry
Farr	Lucas (KY)	Sabo	Otter	Tiahrt
Fattah	Lynch	Sanchez, Linda	Oxley	Tiberi
Filner	Majette	T.	Paul	Toomey
Ford	Maloney	Sanchez, Loretta	Pearce	Turner (OH)
Frank (MA)	Markey	Sanders	Pence	Vitter
Frost	Marshall	Sandlin	Peterson (PA)	Walden (OR)
Gonzalez	Matheson	Schakowsky	Petri	Walsh
Gordon	Matsui	Schiff	Pickering	Wamp
Green (TX)	McCarthy (MO)	Scott (GA)	Pitts	Weldon (FL)
Grijalva	McCarthy (NY)	Scott (VA)	Platts	Weldon (PA)
Gutierrez	McCollum	Serrano	Pombo	Weller
Hall	McDermott	Sherman	Porter	Whitfield
Harman	McGovern	Skelton	Portman	Wicker
Hastings (FL)	McIntyre	Slaughter	Pryce (OH)	Wilson (NM)
Hill	McNulty	Smith (NJ)	Putnam	Wilson (SC)
Hinchey	Meehan	Smith (WA)	Quinn	Wolf
Hinojosa	Meek (FL)	Snyder	Radanovich	Young (AK)
Hoefel	Meeke (NY)	Solis	Ramstad	Young (FL)
Holden	Menendez	Spratt	Regula	
Holt	Michaud	Stark	Rehberg	
Honda	Millender-	Stenholm		
Hooley (OR)	McDonald	Strickland		
Hoyer	Miller (NC)	Stupak		
Insee	Miller, George	Tanner		
Israel	Mollohan	Tauscher		
Jackson (IL)	Moore	Taylor (MS)		
Jackson-Lee	Moran (VA)	Thompson (CA)		
(TX)	Murtha	Thompson (MS)		
Jefferson	Nadler	Tierney		
John	Napolitano	Towns		
Johnson, E. B.	Neal (MA)	Turner (TX)		
Jones (OH)	Oberstar	Udall (NM)		
Kanjorski	Obey	Upton		
Kaptur	Olver	Van Hollen		
Kennedy (RI)	Ortiz	Velazquez		
Kildee	Owens	Visclosky		
Kilpatrick	Pallone	Waters		
Kind	Pascrell	Watson		
Klecicka	Pastor	Watt		
Kucinich	Payne	Waxman		
Lampson	Pelosi	Weiner		
Langevin	Peterson (MN)	Wexler		
Lantos	Pomeroy	Wu		
Larsen (WA)	Price (NC)	Wynn		
Larson (CT)	Rahall			

NAYS—213

Aderholt	Culberson	Hostettler
Akin	Cunningham	Hulshof
Bachus	Davis, Tom	Hunter
Baker	Deal (GA)	Hyde
Barrett (SC)	DeLay	Isakson
Bartlett (MD)	DeMint	Issa
Barton (TX)	Diaz-Balart, L.	Istook
Bass	Diaz-Balart, M.	Jenkins
Beauprez	Doolittle	Johnson (CT)
Biggett	Dreier	Johnson (IL)
Bilirakis	Duncan	Johnson, Sam
Bishop (UT)	Bishop (UT)	Dunn
Blackburn	Everett	Jones (NC)
Blunt	Feeney	Kelly
Boehlert	Ferguson	Kennedy (MN)
Boehner	Flake	King (IA)
Bonilla	Fletcher	King (NY)
Bonner	Foley	Kingston
Bono	Forbes	Kirk
Boozman	Fossella	Kline
Bradley (NH)	Franks (AZ)	Knollenberg
Brady (TX)	Frelinghuysen	Kolbe
Brown (SC)	Gallegly	LaHood
Brown-Waite,	Garrett (NJ)	Latham
Ginny	Gerlach	LaTourette
Burgess	Gibbons	Lewis (CA)
Burns	Gilchrest	Lewis (KY)
Burr	Gillmor	Linder
Burton (IN)	Gingrey	LoBiondo
Buyer	Goode	Lucas (OK)
Calvert	Goodlatte	Manzullo
Camp	Goss	McCotter
Cannon	Granger	McCrery
Cantor	Graves	McHugh
Capito	Greenwood	McInnis
Carter	Gutknecht	McKeon
Chabot	Harris	Mica
Chocola	Hart	Miller (FL)
Coble	Hastings (WA)	Miller (MI)
Cole	Hayes	Miller, Gary
Collins	Hayworth	Moran (KS)
Cox	Hefley	Murphy
Crane	Hensarling	Musgrave
Crenshaw	Herger	Myrick
Cubin	Hobson	Nethercutt
		Neugebauer

Renzi	Sweeney
Reynolds	Tancredo
Rogers (AL)	Tauzin
Rogers (KY)	Taylor (NC)
Rogers (MI)	Terry
Rohrabacher	Thomas
Ros-Lehtinen	Thornberry
Royce	Tiahrt
Ryan (WI)	Tiberi
Ryun (KS)	Toomey
Saxton	Turner (OH)
Schrock	Vitter
Sensenbrenner	Walden (OR)
Sessions	Walsh
Shadegg	Wamp
Shaw	Weldon (FL)
Shays	Weldon (PA)
Sherwood	Weller
Shimkus	Whitfield
Shuster	Wicker
Simmons	Wilson (NM)
Simpson	Wilson (SC)
Smith (MI)	Wolf
Smith (TX)	Young (AK)
Souder	Young (FL)
Stearns	
Sullivan	

NOT VOTING—15

Ballenger	Gephardt	Keller
Davis (IL)	Green (WI)	Rangel
Davis, Jo Ann	Hoekstra	Reyes
Emerson	Houghton	Udall (CO)
English	Janklow	Woolsey

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1425

Messrs. SAXTON, TERRY and MCINNIS changed their vote from “yea” to “nay.”

So the motion to instruct was rejected.

The result of the vote was announced as above recorded.

Mr. GREEN of Wisconsin. Mr. Speaker, earlier today I unfortunately missed a vote because I was unavoidably detained elsewhere in the Capitol. Had I been here, I would have voted “no” on rollcall vote 493, the Motion to Instruct Conferees on the Tax Relief, Simplification and Equity Act.

MOTION TO INSTRUCT CONFEREES ON H.R. 2555, DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2004

The SPEAKER pro tempore. The pending business is the question on the motion to instruct conferees on the bill, H.R. 2555.

The Clerk will designate the motion. The Clerk designated the motion.

The SPEAKER pro tempore. The question is on the motion to instruct offered by the gentleman from Minnesota (Mr. SABO) 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 347, nays 74, not voting 13, as follows:

[Roll No. 494]

YEAS—347

Abercrombie	Baker	Bereuter
Ackerman	Baldwin	Berkley
Alexander	Ballance	Berman
Allen	Bass	Berry
Andrews	Beauprez	Bilirakis
Baca	Becerra	Bishop (GA)
Bachus	Bell	Bishop (NY)

Blumenauer Greenwood
Boehlert Grijalva
Bonilla Gutierrez
Bono Hall
Boozman Harman
Boswell Harris
Boucher Hart
Boyd Hastings (FL)
Bradley (NH) Hastings (WA)
Brady (PA) Hayes
Brady (TX) Hayworth
Brown (OH) Hefley
Brown (SC) Hensarling
Brown, Corrine Herger
Brown-Waite, Ginny Hinchey
Burgess Hinojosa
Burns Hobson
Burr Hoeffel
Burton (IN) Holden
Buyer Holt
Calvert Honda
Camp Hooley (OR)
Cantor Hostettler
Capito Hoyer
Capps Hulshof
Capuano Hunter
Cardin Hyde
Cardoza Inslee
Carson (IN) Israel
Carson (OK) Issa
Case Istook
Castle Jackson (IL)
Chabot Jackson-Lee
Clay (TX)
Clyburn Jefferson
Coble Jenkins
Cole John
Conyers Johnson (CT)
Cooper Johnson, E. B.
Costello Jones (NC)
Cox Jones (OH)
Cramer Kanjorski
Crowley Kaptur
Cummings Kelly
Cunningham Kennedy (RI)
Davis (AL) Kildee
Davis (CA) Kilpatrick
Davis (FL) Kind
Davis (TN) King (NY)
DeFazio Kirk
DeGette Kolbe
Delahunt Kucinich
DeLauro LaHood
DeLay Lampson
Deutsch Langevin
Diaz-Balart, L. Lantos
Diaz-Balart, M. Larsen (WA)
Dicks Larson (CT)
Dingell Latham
Doggett LaTourette
Dooley (CA) Leach
Doolittle Lee
Doyle Levin
Dunn Lewis (CA)
Edwards Lewis (GA)
Emanuel Lewis (KY)
Engel Lipinski
English LoBiondo
Eshoo Lofgren
Etheridge Lowey
Evans Lucas (KY)
Everett Lucas (OK)
Farr Lynch
Fattah Majette
Ferguson Maloney
Filner Manzullo
Fletcher Markey
Foley Marshall
Forbes Matheson
Ford Matsui
Fossella McCarthy (MO)
Frank (MA) McCarthy (NY)
Frelinghuysen McCollum
Frost McCotter
Gallegly McCrery
Gerlach McDermott
Gilchrest McGovern
Gillmor McHugh
Gingrey McInnis
Gonzalez McIntyre
Goode McNulty
Goodlatte Meehan
Gordon Meek (FL)
Goss Meeks (NY)
Granger Menendez
Graves Michaud
Green (TX) Millender
Green (WI) McDonald

Miller (MI)
Miller (NC)
Miller, George
Mollohan
Moore
Moran (KS)
Moran (VA)
Murphy
Murtha
Nadler
Napolitano
Neal (MA)
Nethercutt
Neugebauer
Northup
Nunes
Oberstar
Obey
Olver
Ortiz
Ose
Owens
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pombo
Pomeroy
Porter
Portman
Price (NC)
Pryce (OH)
Putnam
Quinn
Rahall
Ramstad
Rehberg
Renzi
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryun (KS)
Sabo
Sanchez, Linda
T.
Sanchez, Loretta
Lee
Sanders
Sandlin
Saxton
Schakowsky
Schiff
Schrock
Scott (GA)
Scott (VA)
Serrano
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Spratt
Stark
Stearns
Stenholm
Strickland
Stupak
Sweeney
Tancred
Tanner
Tauscher
Tauzin
Taylor (MS)

Taylor (NC)
Thomas
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner (OH)
Turner (TX)
Udall (NM)
Upton

Van Hollen
Velazquez
Visclosky
Vitter
Walden (OR)
Walsh
Wamp
Waters
Watson
Watt
Waxman

Weiner
Weldon (PA)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wolf
Wu
Wynn
Young (AK)

NAYS—74

Aderholt
Akin
Baird
Ballenger
Barrett (SC)
Bartlett (MD)
Barton (TX)
Biggert
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Cannon
Carter
Chocola
Collins
Crane
Crenshaw
Cubin
Culberson
Davis, Tom
Deal (GA)
DeMint
Dreier

Duncan
Ehlers
Feeney
Flake
Franks (AZ)
Garrett (NJ)
Gibbons
Gutknecht
Isakson
Johnson (IL)
Johnson, Sam
Kennedy (MN)
King (IA)
Kingston
Kline
Knollenberg
Linder
McKeon
Mica
Miller (FL)
Miller, Gary
Musgrave
Myrick
Ney
Norwood

Nussle
Osborne
Otter
Oxley
Paul
Pence
Petri
Pitts
Radanovich
Regula
Rohrabacher
Ryan (WI)
Sensenbrenner
Sessions
Shadegg
Smith (MI)
Sullivan
Terry
Thornberry
Tiahrt
Toomey
Weldon (FL)
Wilson (SC)
Young (FL)

NOT VOTING—13

Davis (IL)
Davis, Jo Ann
Emerson
Gephardt
Hoekstra

Houghton
Janklow
Keller
Klecza
Rangel

Reyes
Udall (CO)
Woolsey

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The **SPEAKER** pro tempore (Mr. SWEENEY) (during the vote). Members are advised there are less than 2 minutes remaining in this vote.

□ 1434

Messrs. BURGESS, GINGREY, and BOOZMAN changed their vote from "nay" to "yea."

So the motion to instruct was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mr. Speaker, on rollcall Nos. 492, 493, 494, I could not be here to vote as I was with President Bush in my District as he spoke to the Marines, FBI, and 1st responders at the FBI Lab at Quantico, VA. Had I been present, I would have voted "no" on 492; "no" on 493; and "yes" on 494.

APPOINTMENT OF CONFEREES

The **SPEAKER** pro tempore. Without objection, the Chair appoints the following conferees: Messrs ROGERS of Kentucky, YOUNG of Florida, WOLF, WAMP, and LATHAM, Mrs. EMERSON, Ms. GRANGER, Messrs. SWEENEY, SHERWOOD, SABO, PRICE of North Carolina, SERRANO, Ms. ROYBAL-ALLARD, and Messrs. BERRY, MOLLOHAN, and OBEY.

There was no objection.

ANNOUNCEMENT OF PRAYER BREAKFAST MEETING TOMORROW

(Mr. BOSWELL asked and was given permission to address the House for 1 minute.)

Mr. BOSWELL. Mr. Speaker, as my colleagues probably know, many of them, I am president of the prayer breakfast in the House of Representatives, meeting every Thursday morning at 8 o'clock when we are here. With the announcement of tomorrow, the question has come up from several about tomorrow and the fact that it is Remembrance Day, a very important day.

We will, repeat, we will continue with the regularly scheduled breakfast, as a number of Members are going to be here. It will be the regular time, 8 o'clock, in the Members' dining room here in the Capitol building. Tomorrow at 8 o'clock, the prayer breakfast will proceed.

INSTITUTIONAL INTEGRITY

(Mr. FRANK of Massachusetts asked and was given permission to address the House for 1 minute.)

Mr. FRANK of Massachusetts. Mr. Speaker, last night as we were discussing the length of the vote, I made some comments which, as I think about them this morning, were inappropriate. I meant to make a point about institutional integrity; and as I rethink what I said, it was inappropriately personally aimed at the gentleman from Texas who was in the chair.

So without repeating the offense, I just want to apologize to the gentleman from Texas. My comment should have been more institutional and not personal, and I thank the House for its indulgence.

PERSONAL EXPLANATION

Mr. HASTINGS of Florida. Mr. Speaker, yesterday during the consideration of H.R. 2989, I inadvertently voted "yes" on rollcall number 482. My vote should have been "no."

GENERAL LEAVE

Mr. OXLEY. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks on H.R. 2622, the Fair and Accurate Credit Transactions Act of 2003.

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

There was no objection.

FAIR AND ACCURATE CREDIT TRANSACTIONS ACT OF 2003

The **SPEAKER** pro tempore. Pursuant to House Resolution 360 and rule XVIII, the Chair declares the House in the Committee of the Whole House on the State of the Union for the consideration of the bill, H.R. 2622.