

Solis Vitter Watson
Upton Walden (OR) Woolsey

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE
The SPEAKER pro tempore (during the vote). Members are advised that 2 minutes remain in this vote.

□ 1540

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.

Stated for:

Ms. SOLIS. Mr. Speaker, during rollcall vote No. 538 on H. Res. 355, concerning diplomatic relations between the U.S. and Bulgaria, I was unavoidably detained. Had I been present, I would have voted "yea."

EXPRESSING THE CONDOLENCES OF THE HOUSE OF REPRESENTATIVES IN RESPONSE TO THE MURDER OF SWEDISH FOREIGN MINISTER ANNA LINDH

The SPEAKER pro tempore. The unfinished business is the question of suspending the rules and agreeing to the resolution, H. Res. 372.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Nebraska (Mr. BE-REUTER) that the House suspend the rules and agree to the resolution, H. Res. 372, 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 398, nays 0, not voting 36, as follows:

[Roll No. 539]

YEAS—398

Abercrombie Boyd Crane
Ackerman Bradley (NH) Crenshaw
Aderholt Brady (PA) Crowley
Akin Brady (TX) Cubin
Alexander Brown (OH) Culberson
Allen Brown (SC) Cummings
Andrews Brown, Corrine Cunningham
Baca Brown-Waite, Davis (AL)
Baird Ginny Davis (CA)
Baker Burgess Davis (IL)
Baldwin Burns Davis (TN)
Ballance Burr Davis, Jo Ann
Ballenger Burton (IN) Davis, Tom
Barrett (SC) Buyer Deal (GA)
Bartlett (MD) Camp DeFazio
Barton (TX) Cannon DeGette
Bass Cantor Delahunt
Beauprez Capito DeLauro
Becerra Capps DeMint
Bell Capuano Deutsch
Bereuter Cardin Diaz-Balart, M.
Berman Cardoza Dicks
Berry Carson (IN) Dingell
Biggett Carson (OK) Doggett
Bilirakis Carter Dooley (CA)
Bishop (GA) Case Doolittle
Bishop (NY) Chabot Doyle
Bishop (UT) Chocola Dreier
Blackburn Clay Duncan
Blumenauer Clyburn Dunn
Blunt Cole Edwards
Boehlert Cole Ehlers
Boehner Collins Emanuel
Bonilla Conyers Emerson
Bonner Cooper Engel
Boozman Costello English
Boswell Cox Etheridge
Boucher Cramer Evans

Everett Latham Rodriguez
Farr LaTourette Rogers (AL)
Feeney Leach Rogers (KY)
Ferguson Lee Rogers (MI)
Filner Levin Rohrabacher
Flake Lewis (CA) Ros-Lehtinen
Forbes Lewis (GA) Ross
Ford Lewis (KY) Rothman
Fossella Linder Roybal-Allard
Frank (MA) Lipinski Royce
Franks (AZ) LoBiondo Ruppertsberger
Frelinghuysen Lowey Rush
Frost Lucas (KY) Ryan (OH)
Gallegly Lucas (OK) Ryan (WI)
Garrett (NJ) Lynch Ryan (KS)
Gerlach Majette Sabo
Gibbons Maloney Sanchez, Linda
Gillmor Manzullo T.
Gingrey Markey Sanchez, Loretta
Gonzalez Marshall Sanders
Goode Matheson Sandlin
Goodlatte McCarthy (MO) Saxton
Gordon McCarthy (NY) Schakowsky
Goss McCollum Schiff
Granger McCotter Schrock
Graves McCrery Scott (GA)
Green (TX) McDermott Scott (VA)
Green (WI) McGovern Sensenbrenner
Greenwood McHugh Serrano
Grijalva McIntyre Sessions
Gutiérrez McKeon Shadegg
Gutknecht McNulty Shays
Hall Meehan Sherman
Harman Meek (FL) Sherwood
Harris Menendez Shimkus
Hart Mica Shuster
Hastings (FL) Michaud Simmons
Hastings (WA) Miller (FL) Simpson
Hayes Miller (MI) Skelton
Hayworth Miller (NC) Smith (MI)
Hefley Miller, Gary Smith (NJ)
Hensarling Miller, George Smith (TX)
Herger Moore Smith (WA)
Hill Moran (KS) Snyder
Hinchev Moran (VA) Souder
Hinojosa Murphy Spratt
Hobson Murtha Stark
Hoeffel Musgrave Stearns
Hoekstra Myrick Stenholm
Holden Nadler Strickland
Holt Neal (MA) Stupak
Honda Nethercutt Sullivan
Hooley (OR) Neugebauer Sweeney
Hostettler Ney Tancredo
Hoyer Northup Tanner
Hulshof Norwood Tauscher
Hunter Nunes Otter
Hyde Nussle Owens
Inslee Oberstar Oxley
Isakson Obey Pallone
Israel Olver Pascrell
Istook Ortiz Pastor
Jackson (IL) Osborne Paul
Jackson-Lee Ose Payne
(TX) Otter Pearce
Janklow Owens Pelosi
Jefferson Oxley Pence
Jenkins Pallone Peterson (MN)
John Pascrell Peterson (PA)
Johnson (CT) Pastor Petri
Johnson (IL) Paul Pitts
Johnson, E. B. Payne Pearce Kennedy (RI)
Johnson, Sam Jones (NC) Pelosi Kennedy (MN)
Kanjorski Pence Peterson (PA)
Keller Peterson (MN) Petri
Kelly Peterson (PA) Pitts
Kennedy (MN) Petri Platts
Kennedy (RI) Platts Pomo
Kildee Kilpatrick Pomeroy
Kilpatrick King (IA) Porter
King (IA) King (IA) Portman
King (NY) King (NY) Price (NC)
Kingston Kingston Pryce (OH)
Kirk Kline Putnam
Kleczka Kline Quinn
Kline Knollenberg Radanovich
Kolbe Kolbe Rahall
Kucinich Kucinich Ramstad
LaHood LaHood Regula
Lampson Lampson Regula
Langevin Langevin Rehberg
Lantos Lantos Renzi
Larsen (WA) Reyes Young (AK)
Larson (CT) Reynolds Young (FL)

NOT VOTING—36
Bachus Gilchrest Napolitano
Berkley Houghton Pickering
Bono Issa Rangel
Calvert Jones (OH) Shaw
Castle Kaptur Slaughter
Davis (FL) Kind Solis
DeLay Lofgren Upton
Diaz-Balart, L. Matsui Vitter
Eshoo McInnis Walden (OR)
Fattah Meeks (NY) Watson
Fletcher Millender Woolsey
Foley McDonald
Gephardt Mollohan

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1549

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.

Stated for:

Ms. SOLIS. Mr. Speaker, during rollcall vote No. 539 on H. Res. 372, expressing condolences for Swedish Foreign Minister Anna Lindh, I was unavoidably detained. Had I been present, I would have voted "yea."

PERSONAL EXPLANATION

Ms. SLAUGHTER. Mr. Speaker, I was unable to be present for rollcall votes 538 and 539 for personal reasons. Had I been present, I would have voted "yea" on rollcall votes 538 and 539.

LEGISLATIVE PROGRAM

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

Mr. LEWIS of Georgia. Mr. Speaker, I rise to inquire of the majority regarding the schedule for next week.

Mr. CANTOR. Mr. Speaker, will the gentleman yield?

Mr. LEWIS of Georgia. I yield to the gentleman from Virginia.

Mr. CANTOR. Mr. Speaker, I thank the gentleman from Georgia for yielding to me.

Mr. Speaker, I want to make all the Members aware that the House has completed voting for the day and the week. We will postpone until next week any votes called on the three pending motions to instruct.

Next week, the House will convene on Wednesday at 2 p.m. for legislative business. At that time we expect to consider several measures under suspension of the rules. Any votes called on these measures will be rolled until after 6:30 p.m.

On Thursday, we plan to begin consideration of the Iraq supplemental, which the Committee on Appropriations is scheduled to mark up tomorrow. In addition to this measure, Mr. Speaker, we expect that a number of conference reports could be ready for the House to consider.

While it is difficult to predict the ability of the House and Senate conferees to reach agreements, I would

note that the more likely candidates are probably the interior and military construction appropriation measures.

Finally, I would like to remind all Members that we do expect to have votes next Friday, October 17, and may be working late that afternoon. Again, I thank the gentleman from Georgia for yielding and will be happy to answer any questions he may have.

Mr. LEWIS of Georgia. Reclaiming my time, Mr. Speaker, I thank the gentleman from Virginia for those comments, and I will continue to yield to the majority for a response, but I noticed the gentleman mentioned several conference reports coming up next week and that the military construction and interior appropriation bills are the most likely. Would those be the business for next Friday; since the gentleman indicated that he does expect to be in on Friday, possibly late Friday night?

Mr. CANTOR. Mr. Speaker, if the gentleman will continue to yield, I would say to him that we are working to complete those appropriation conference reports and it may be that the Iraq supplemental and the discussion and debate on that will go into Friday as well.

Mr. LEWIS of Georgia. Mr. Speaker, the gentleman indicated that he intends to begin debate on the Iraq supplemental bill on Thursday. Our side would like to know if it would be possible for us to begin that debate, since we are going to be here, on Wednesday, so that every Member, every Member of the Congress will have an opportunity to participate in this debate?

I take particular notice of the fact that when we debated the force resolution that every Member of the Congress, all of us, had an opportunity to participate in that debate.

Mr. CANTOR. Again, Mr. Speaker, if the gentleman will further yield, I would respond to him by saying that I think it is possible, although nothing has been decided yet. I know our staff on this side has begun to meet with your staff there, and we will do everything we can to cooperate to try and make sure that all have the opportunity to engage on this issue.

Mr. LEWIS of Georgia. Mr. Speaker, continuing to yield to my friend from Virginia with regard to the process for floor debate next week, we were told that an open rule is anticipated. However, as the gentleman knows, that does not guarantee that we will have the full debate this serious matter demands. The American people deserve to have a full, serious, open and candid discussion. Therefore, we expect that the rule would grant whatever waivers are necessary so that Members would be allowed to have a full debate and the ability to offer substantial amendments.

What assurance, what guarantee can the gentleman provide in this regard?

Mr. CANTOR. I would say to the gentleman, Mr. Speaker, that as I said earlier, the process has begun with discus-

sion among the staff on both sides of the aisle. I would say that, certainly, past precedent would certainly be a guide to what the shape of the debate will look like on the Iraq supplemental. I would be confident that the chairmen of both the Committee on Rules as well as the Committee on Appropriations would be consulted as to the nature of that debate.

I could also assure the gentleman that all the Members on this side are just as anxious as any to make sure that we fully fund the needs of our men and women in the Armed Forces, so we can continue with their mission in Iraq.

Mr. LEWIS of Georgia. Mr. Speaker, I must say to my colleague that I think the Members on this side, and all Members, want to be supportive of our men and women in uniform in Iraq. At the same time, I think all of us need to know very soon whether we are going to have an opportunity to engage in a full, candid, and open discussion when we speak of \$87 billion.

Mr. CANTOR. Again, I would say to the gentleman that the process is ongoing, and we will work together to try and make sure that all the necessary issues are addressed; and that, yes, we will look forward to discussion and passage of that measure next week.

Mr. DOGGETT. Mr. Speaker, will the gentleman yield?

Mr. LEWIS of Georgia. I yield to my colleague and friend, the gentleman from Texas.

Mr. DOGGETT. Mr. Speaker, I just wanted further clarification as to whether the plan remains that, as announced by the majority leader here about 10 days ago, that we would have essentially an open rule on the \$87 billion to assure that all Members could advance their ideas?

Mr. CANTOR. Mr. Speaker, if the gentleman from Georgia will continue to yield, I would say again to the gentleman that there are a variety of factors, as you know, that go into the rule which will govern the debate on the Iraq supplemental. As I said before to the gentleman from Georgia, there is historic precedent that will also serve as a guide. We will consult with the chairmen of the Committee on Appropriations as well as the Committee on Rules in ensuring that the issues are addressed in the rule.

Mr. DOGGETT. Mr. Speaker, if the gentleman will yield further, I appreciate that. I had planned to ask that question for clarification directly to the majority leader, but I understand he has really got great affection for my hometown of Austin and he has pretty much moved down there for the time being to try to reshape these districts.

Mr. LEWIS of Georgia. Mr. Speaker, reclaiming my time, on that note, let me thank the gentleman from Virginia.

MOTION TO INSTRUCT CONFEREES ON H.R. 6, ENERGY POLICY ACT OF 2003

Mrs. CAPPS. Mr. Speaker, I offer a motion to instruct.

The SPEAKER pro tempore (Mr. SIMPSON). The Clerk will report the motion.

The Clerk read as follows:

Mrs. CAPPS of California moves that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the Senate amendment to the bill, H.R. 6, be instructed as follows:

(1) The House conferees shall be instructed to include in the conference report the provision of the House bill (section 30215) that concerns consistency determinations under the Coastal Zone Management Act of 1972.

(2) The House conferees shall be instructed to confine themselves to matters committed to conference in accordance with clause 9 of rule XXII of the House of Representatives with regard to any offshore preleasing, leasing, or development moratorium.

Mrs. CAPPS (during the reading). Mr. Speaker, I ask unanimous consent that the motion be considered as read and printed in the RECORD.

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

There was no objection.

The SPEAKER pro tempore. Pursuant to clause 7 of rule XXII, the gentleman from California (Mrs. CAPPS) and the gentleman from Texas (Mr. BARTON) each will control 30 minutes.

The Chair recognizes the gentleman from California (Mrs. CAPPS).

Mrs. CAPPS. Mr. Speaker, I yield myself 5 minutes.

This motion does two things: First, it instructs conferees to include in the conference report House provisions concerning consistency determinations under the Coastal Zone Management Act. Under the CZMA, States can review projects, like offshore oil and gas development, which impact their coastal zones.

While a State can reject a project not found to be in its best overall interest, that rejection can still be appealed to the Secretary of Commerce. Currently, there is no limit on the time the Secretary can use to develop the record to make a decision in an appeals case.

During consideration of the energy bill, a bipartisan compromise to impose a reasonable time frame on this appeals process was developed and included in the legislation that passed in the House. The House should respect this bipartisan, commonsense compromise, and so should the conference committee.

Second, the motion instructs conferees to confine themselves to matters in the House bill regarding any offshore preleasing, leasing, or development moratorium. Mr. Speaker, you may remember during consideration of the energy bill, that the House agreed to a bipartisan amendment I offered with the gentleman from Florida (Mr. DAVIS) and the gentleman from Florida (Mr. MILLER). That amendment struck from H.R. 6 a provision to require a so-called "inventory" of oil and gas resources in the Outer Continental Shelf.

This inventory would be taken in areas of the OCS currently off limits to