

medical devices save or improve the lives of patients around the world and this legislation will mean that patients will have access to new and improved devices in a much timelier fashion.

Mr. Speaker, the manner in which the Energy and Commerce Committee worked to enact the original bill and the legislation before us today should be a model for future legislative efforts. Because of the truly bipartisan process, the Medical Device User Fee and Modernization Act enjoys widespread support which will work to ensure its success. I commend the medical device community and my colleagues for their efforts to improve the delivery of health care to millions of Americans.

Mr. GREENWOOD. Mr. Speaker, I have no further requests for time, and I yield back the balance of my time.

The SPEAKER pro tempore (Mr. SIMPSON). The question is on the motion offered by the gentleman from Pennsylvania (Mr. GREENWOOD) that the House suspend the rules and pass the bill, H.R. 3493, as amended.

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. GREENWOOD. 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.

AUTHORIZING THE SPEAKER TO DECLARE A RECESS ON WEDNESDAY, FEBRUARY 4, 2004, FOR THE PURPOSE OF RECEIVING IN JOINT MEETING HIS EXCELLENCY JOSE MARIA AZNAR, PRESIDENT OF THE GOVERNMENT OF SPAIN

Mr. GREENWOOD. Mr. Speaker, I ask unanimous consent that it may be in order at any time on Wednesday, February 4, 2004, for the Speaker to declare a recess, subject to the call of the Chair, for the purpose of receiving in joint meeting His Excellency Jose Maria Aznar, President of the Government of Spain.

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

There was no objection.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 2 o'clock and 54 minutes p.m.), the House stood in recess subject to the call of the Chair.

□ 1831

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro

tempore (Mrs. BIGGERT) at 6 o'clock and 31 minutes p.m.

REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF S. 610, NASA WORKFORCE FLEXIBILITY ACT OF 2003

Mr. LINCOLN DIAZ-BALART of Florida from the Committee on Rules, submitted a privileged report (Rept. No. 108-406) on the resolution (H. Res. 502) providing for consideration of the Senate bill (S. 610) to amend the provisions of title 5, United States Code, to provide for workforce flexibilities and certain Federal personnel provisions relating to the National Aeronautics and Space Administration, and for other purposes, which was referred to the House Calendar and ordered to be printed.

REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF S. 1920, BANKRUPTCY ABUSE PREVENTION AND CONSUMER PROTECTION ACT OF 2004

Mr. LINCOLN DIAZ-BALART of Florida, from the Committee on Rules, submitted a privileged report (Rept. No. 108-407) on the resolution (H. Res. 503) providing for consideration of the Senate bill (S. 1920) to extend for 6 months the period for which chapter 12 of title 11 of the United States Code is reenacted, which was referred to the House Calendar and ordered to be printed.

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:

H.R. 1385, by the yeas and nays; and H.R. 1493, by the yeas and nays.

The first electronic vote will be conducted as a 15-minute vote; the second will be conducted as a 5-minute vote.

BREAST CANCER STAMP EXTENSION

The SPEAKER pro tempore. The pending business is the question of suspending the rules and passing the bill, H.R. 1385, as amended.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. OSE) that the House suspend the rules and pass the bill, H.R. 1385, as amended, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 331, nays 1, not voting 100, as follows:

Aderholt	Foley	Matsui
Akin	Fossella	McCarthy (MO)
Allen	Frank (MA)	McCarthy (NY)
Andrews	Franks (AZ)	McCollum
Baca	Frelinghuysen	McCotter
Baird	Garrett (NJ)	McCrery
Baker	Gerlach	McDermott
Baldwin	Gibbons	McGovern
Barrett (SC)	Gilchrest	McHugh
Bartlett (MD)	Gillmor	McInnis
Barton (TX)	Gingrey	McKeon
Bass	Gonzalez	McNulty
Beauprez	Goode	Meehan
Becerra	Goodlatte	Meek (FL)
Bell	Gordon	Menendez
Bereuter	Goss	Mica
Berkley	Granger	Michaud
Berman	Graves	Millender-
Berry	Green (TX)	McDonald
Biggert	Green (WI)	Miller (FL)
Bilirakis	Greenwood	Miller, Gary
Bishop (GA)	Grijalva	Moore
Bishop (NY)	Gutierrez	Moran (KS)
Bishop (UT)	Hall	Moran (VA)
Blackburn	Harman	Murphy
Blumenauer	Harris	Musgrave
Blunt	Hart	Myrick
Boehlert	Hastings (WA)	Napolitano
Boehner	Hayes	Neal (MA)
Bonilla	Hayworth	Nethercutt
Bonner	Hefley	Neugebauer
Boswell	Hensarling	Ney
Boyd	Herger	Norwood
Bradley (NH)	Hill	Nunes
Brady (TX)	Hinchey	Nussle
Brown (OH)	Hinojosa	Oberstar
Brown (SC)	Hoeffel	Obey
Brown-Waite,	Hoekstra	Olver
Ginny	Holden	Osborne
Burgess	Holt	Ose
Burns	Hooley (OR)	Otter
Burton (IN)	Hostettler	Oxley
Cannon	Houghton	Pallone
Cantor	Hoyer	Pascarell
Capito	Hulshof	Pastor
Capps	Inslee	Pearce
Cardin	Isakson	Pelosi
Cardoza	Issa	Pence
Carson (IN)	Istook	Peterson (MN)
Case	Jackson (IL)	Peterson (PA)
Castle	Jackson-Lee	Petri
Chabot	(TX)	Pickering
Chocola	Jefferson	Pitts
Clay	John	Platts
Coble	Johnson (CT)	Pomeroy
Cole	Johnson, E. B.	Porter
Collins	Johnson, Sam	Portman
Conyers	Jones (OH)	Pryce (OH)
Cooper	Kanjorski	Putnam
Cox	Kaptur	Quinn
Cramer	Keller	Radanovich
Crane	Kelly	Rahall
Crenshaw	Kennedy (MN)	Ramstad
Crowley	Kennedy (RI)	Rangel
Cubin	Kildee	Regula
Davis (AL)	Kilpatrick	Rehberg
Davis (CA)	Kind	Renzi
Davis (FL)	King (IA)	Reynolds
Davis (IL)	King (NY)	Rogers (AL)
Davis (TN)	Kirk	Rogers (MI)
Davis, Tom	Kline	Ros-Lehtinen
Deal (GA)	Knollenberg	Ross
DeLauro	Kolbe	Ruppersberger
DeLay	LaHood	Ryan (WI)
Deutsch	Lampson	Ryun (KS)
Diaz-Balart, L.	Langevin	Sanchez, Loretta
Diaz-Balart, M.	Larsen (WA)	Sanders
Dicks	Larson (CT)	Saxton
Dooley (CA)	Latham	Schakowsky
Doyle	Lee	Schiff
Dreier	Levin	Schrock
Dunn	Lewis (GA)	Scott (VA)
Edwards	Lewis (KY)	Sensenbrenner
Ehlers	Linder	Sessions
Emanuel	LoBiondo	Shadegg
Emerson	Lofgren	Shaw
Engel	Lowey	Shays
Eshoo	Lucas (KY)	Sherman
Etheridge	Lucas (OK)	Sherwood
Evans	Lynch	Shimkus
Everett	Majette	Shuster
Farr	Maloney	Simmons
Feeney	Manzullo	Simpson
Ferguson	Markey	Skelton
Filner	Marshall	Smith (MI)
Flake	Matheson	Smith (NJ)

Smith (TX) Thompson (CA) Walden (OR)
 Smith (WA) Thompson (MS) Walsh
 Snyder Thornberry Watt
 Solis Tiahrt Waxman
 Spratt Tierney Weiner
 Stearns Toomey Weldon (FL)
 Stenholm Towns Weller
 Strickland Turner (OH) Whitfield
 Stupak Turner (TX) Wicker
 Sweeney Udall (CO) Wilson (NM)
 Tancred Udall (NM) Woolsey
 Tanner Upton Wu
 Taylor (MS) Van Hollen Wynn
 Taylor (NC) Velazquez Young (AK)
 Terry Visclosky
 Thomas Vitter

NAYS—1

Paul

NOT VOTING—100

Abercrombie Forbes Payne
 Ackerman Ford Pombo
 Alexander Frost Price (NC)
 Bachus Gallegly Reyes
 Ballance Gephardt Rodriguez
 Ballenger Gutknecht Rogers (KY)
 Bono Hastings (FL) Rohrabacher
 Boozman Hobson Rothman
 Boucher Honda Roybal-Allard
 Brady (PA) Hunter Royce
 Brown, Corrine Hyde Rush
 Burr Israel Ryan (OH)
 Buyer Jenkins Sabo
 Calvert Johnson (IL) Sanchez, Linda
 Camp Jones (NC) T.
 Capuano Kingston Sandlin
 Carson (OK) Kleczka Scott (GA)
 Carter Kucinich Serrano
 Clyburn Lantos Slaughter
 Costello LaTourette Souder
 Culberson Leach Stark
 Cummings Lewis (CA) Sullivan
 Cunningham Lipinski Tauscher
 Davis, Jo Ann McIntyre Tauzin
 DeFazio Meeks (NY) Tiberi
 DeGette Miller (MI) Wamp
 Delahunt Miller (NC) Waters
 DeMint Miller, George Watson
 Dingell Mollohan Weldon (PA)
 Doggett Murtha Wexler
 Doolittle Nadler Wilson (SC)
 Duncan Northup Wolf
 English Ortiz Young (FL)
 Fattah Owens

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mrs. BIGGERT) (during the vote). Members are reminded that there are 2 minutes remaining in this vote.

□ 1855

So (two-thirds having voted in favor thereof) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

MEDICAL DEVICES TECHNICAL CORRECTIONS ACT

The SPEAKER pro tempore. The pending business is the question of suspending the rules and passing the bill, H.R. 3493, as amended.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Pennsylvania (Mr. GREENWOOD) that the House suspend the rules and pass the bill, H.R. 3493, as amended, on which the yeas and nays are ordered.

The Chair announces that this will be a 15-minute vote.

The vote was taken by electronic device, and there were—yeas 333, nays 0, not voting 99, as follows:

[Roll No. 7]

YEAS—333

Ferguson Marshall
 Filner Matheson
 Flake Matsui
 Foley McCarthy (MO)
 Fossella McCarthy (NY)
 Frank (MA) McCollum
 Franks (AZ) McCotter
 Frelinghuysen McCreery
 Garrett (NJ) McDermott
 Gerlach McGovern
 Gibbons McHugh
 Gilchrest McInnis
 Gillmor McKeon
 Gingrey McNulty
 Gonzalez Meehan
 Goode Menendez
 Goodlatte Meek (FL)
 Gordon Mica
 Goss Michaud
 Granger Millender-
 Graves McDonald
 Green (TX) Miller (FL)
 Green (WI) Miller, Gary
 Greenwood Moore
 Grijalva Moran (KS)
 Gutierrez Moran (VA)
 Hall Murphy
 Harman Musgrave
 Harris Myrick
 Hart Napolitano
 Hastings (WA) Neal (MA)
 Hayes Nethercutt
 Hayworth Neugebauer
 Hefley Ney
 Hensarling Norwood
 Herger Nunes
 Hill Nussle
 Hinchey Oberstar
 Hinojosa Obey
 Hoeft Olver
 Hoekstra Osborne
 Holden Ose
 Holt Otter
 Hooley (OR) Oxley
 Hostettler Pallone
 Hoyer Pascrell
 Hulshof Pastor
 Inslee Paul
 Isakson Pearce
 Issa Pelosi
 Istook Pence
 Jackson (IL) Peterson (MN)
 Jackson-Lee Peterson (PA)
 (TX) Petri
 Jefferson Pickering
 John Pitts
 Johnson (CT) Platts
 Johnson, E. B. Pomeroy
 Johnson, Sam Porter
 Jones (OH) Portman
 Kanjorski Pryce (OH)
 Kaptur Putnam
 Keller Quinn
 Kelly Radanovich
 Kennedy (MN) Rahall
 Kennedy (RI) Ramstad
 Kildee Rangel
 Kilpatrick Regula
 Kind Rehberg
 King (IA) Renzi
 King (NY) Reynolds
 Kirk Rogers (AL)
 Kline Rogers (MI)
 Knollenberg Ros-Lehtinen
 Kolbe Ross
 LaHood Ruppelberger
 Lampson Ryan (WI)
 Langevin Ryun (KS)
 Larsen (WA) Sanchez, Loretta
 Larson (CT) Sanders
 Latham Saxton
 Lee Schakowsky
 Levin Schiff
 Lewis (GA) Schrock
 Lewis (KY) Scott (VA)
 Linder Sensenbrenner
 LoBiondo Sessions
 Lofgren Shadegg
 Lowey Shaw
 Lucas (KY) Shays
 Lucas (OK) Sherman
 Lynch Sherwood
 Majette Shimkus
 Maloney Shuster
 Manzullo Simpson
 Markey Skelton

Smith (MI) Terry
 Smith (NJ) Thomas
 Smith (TX) Thompson (CA)
 Smith (WA) Thompson (MS)
 Snyder Thornberry
 Solis Tiahrt
 Spratt Tierney
 Stearns Toomey
 Stenholm Towns
 Strickland Turner (OH)
 Stupak Turner (TX)
 Sweeney Udall (CO)
 Tancred Udall (NM)
 Tanner Upton
 Taylor (MS) Van Hollen
 Taylor (NC) Velazquez

Visclosky
 Vitter
 Walden (OR)
 Walsh
 Watt
 Waxman
 Weiner
 Weldon (FL)
 Weller
 Whitfield
 Wicker
 Wilson (NM)
 Woolsey
 Wu
 Wynn
 Young (AK)

NOT VOTING—99

Abercrombie Gallegly Price (NC)
 Ackerman Gephardt Reyes
 Alexander Gutknecht Rodriguez
 Bachus Hastings (FL) Rogers (KY)
 Ballance Hobson Rohrabacher
 Ballenger Honda Rothman
 Bono Houghton Roybal-Allard
 Boozman Hunter Royce
 Boucher Hyde Rush
 Brady (PA) Israel Ryan (OH)
 Brown, Corrine Jenkins Sabo
 Burr Johnson (IL) Sanchez, Linda
 Buyer Jones (NC) T.
 Calvert Kingston Sandlin
 Camp Kleczka Scott (GA)
 Capuano Kucinich Serrano
 Carson (OK) Lantos Simmons
 Clyburn LaTourette Slaughter
 Costello Leach Souder
 Culberson Lewis (CA) Stark
 Cunningham Lipinski Sullivan
 Davis, Jo Ann McIntyre Tauzin
 DeFazio Meeks (NY) Tiberi
 DeGette Miller (MI) Wamp
 Delahunt Miller (NC) Waters
 Dingell Miller, George Watson
 Doggett Mollohan Weldon (PA)
 Doolittle Murtha Wexler
 Duncan Nadler Wilson (SC)
 English Northup Wolf
 Fattah Ortiz Young (FL)
 Ford Owens
 Frost Pombo

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mrs. BIGGERT) (during the vote). Members are reminded that there are 2 minutes remaining in this vote.

□ 1913

So (two thirds having voted in favor thereof) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

REMOVAL OF NAME OF MEMBERS AS COSPONSORS OF H.R. 2682

Mrs. LOWEY. Madam Speaker, I ask unanimous consent to have the following names removed as cosponsors of H.R. 2682: Mrs. TAUSCHER, Ms. MILLENDER-MCDONALD, Mr. DEUTSCH, Mr. WALSH, and Mr. BLUMENAUER.

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

There was no objection.

SPECIAL ORDERS

The SPEAKER pro tempore (Mr. NEUGEBAUER). Under the Speaker's announced policy of January 7, 2003, and under a previous order of the House, the following Members will be recognized for 5 minutes each.