

Bartlett (MD) Goodlatte
 Barton (TX) Goss
 Bass Granger
 Beauprez Graves
 Bereuter Green (WI)
 Biggert Greenwood
 Bilirakis Gutknecht
 Bishop (UT) Hall
 Blackburn Harris
 Blunt Hart
 Boehlert Hastings (WA)
 Boehner Hayes
 Bonilla Hayworth
 Bonner Hefley
 Bono Hensarling
 Boozman Herger
 Boyd Hobson
 Bradley (NH) Hoekstra
 Brady (TX) Hostettler
 Brown (SC) Houghton
 Brown-Waite, Ginny
 Burgess
 Burns Isakson
 Burr Issa
 Buyer Istook
 Calvert Jenkins
 Camp Johnson (CT)
 Cannon Johnson (IL)
 Cantor Johnson, Sam
 Capito Jones (NC)
 Carter Keller
 Castle Kennedy (MN)
 Chabot King (IA)
 Chocola King (NY)
 Cole Kingston
 Collins Kirk
 Cox Kline
 Cramer Knollenberg
 Crane Kolbe
 Crenshaw LaHood
 Cubin Latham
 Culberson LaTourette
 Cunningham Lewis (CA)
 Davis, Jo Ann Lewis (KY)
 Davis, Tom Linder
 Deal (GA) LoBiondo
 DeLay Lucas (KY)
 Diaz-Balart, L. Lucas (OK)
 Diaz-Balart, M. Manzullo
 Doolittle Matheson
 Dreier McCotter
 Duncan McCrery
 Dunn McHugh
 Ehlers McInnis
 Emerson McKeon
 English Mica
 Everett Miller (FL)
 Feeney Miller (MI)
 Ferguson Miller, Gary
 Flake Moran (KS)
 Foley Murphy
 Forbes Musgrave
 Fossella Myrick
 Franks (AZ) Nethercutt
 Frelinghuysen Neugebauer
 Gallegly Ney
 Garrett (NJ) Northup
 Gerlach Norwood
 Gibbons Nunes
 Gilchrest Nussle
 Gillmor Osborne
 Gingrey Ose
 Goode Otter

NAYS—199

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

Oxley
 Paul
 Pearce
 Pence
 Peterson (PA)
 Petri
 Pickering
 Platts
 Pombo
 Porter
 Portman
 Pryce (OH)
 Putnam
 Quinn
 Radanovich
 Ramstad
 Regula
 Rehberg
 Renzi
 Reynolds
 Rogers (AL)
 Rogers (KY)
 Rogers (MI)
 Rohrabacher
 Ros-Lehtinen
 Royce
 Ryan (WI)
 Ryun (KS)
 Saxton
 Schrock
 Sensenbrenner
 Sessions
 Shadegg
 Shaw
 Shays
 Sherwood
 Shimkus
 Shuster
 Simmons
 Simpson
 Smith (MI)
 Smith (NJ)
 Smith (TX)
 Souder
 Stearns
 Stenholm
 Sullivan
 Sweeney
 Tancredo
 Taylor (MS)
 Taylor (NC)
 Terry
 Thomas
 Thornberry
 Tiahrt
 Tiberi
 Toomey
 Turner (OH)
 Upton
 Vitter
 Walden (OR)
 Walsh
 Wamp
 Weldon (FL)
 Weldon (PA)
 Weller
 Whitfield
 Wicker
 Wilson (NM)
 Wilson (SC)
 Wolf
 Young (AK)
 Young (FL)

Green (TX)
 Grijalva
 Gutierrez
 Harman
 Hastings (FL)
 Hill
 Hinchey
 Hinojosa
 Hoeffel
 Holden
 Holt
 Honda
 Hooley (OR)
 Hoyer
 Inslee
 Israel
 Jackson (IL)
 Jackson-Lee
 (TX)
 Jefferson
 John
 Johnson, E. B.
 Jones (OH)
 Kanjorski
 Kaptur
 Kennedy (RI)
 Kildee
 Kilpatrick
 Kind
 Kleczka
 Kucinich
 Lampson
 Langevin
 Lantos
 Larsen (WA)
 Larsen (CT)
 Lee
 Levin
 Lewis (GA)
 Lipinski
 Lofgren
 Lowey
 Lynch
 Majette
 Maloney
 Markey

Burton (IN)
 DeMint

Marshall
 Matsui
 McCarthy (MO)
 McCarthy (NY)
 McCollum
 McDermott
 McGovern
 McIntyre
 McNulty
 Meehan
 Meek (FL)
 Meeks (NY)
 Menendez
 Michaud
 Millender-
 McDonald
 Miller (NC)
 Miller, George
 Mollohan
 Moore
 Moran (VA)
 Murtha
 Nadler
 Napolitano
 Neal (MA)
 Oberstar
 Obey
 Olver
 Ortiz
 Owens
 Pallone
 Pascrell
 Pastor
 Payne
 Pelosi
 Peterson (MN)
 Pomeroy
 Price (NC)
 Rahall
 Rangel
 Reyes
 Rodriguez
 Ross
 Rothman
 Roybal-Allard
 Ruppersberger

Deutsch
 Leach

Rush
 Ryan (OH)
 Sabo
 Sánchez, Linda
 T.
 Sanchez, Loretta
 Sanders
 Sandlin
 Schakowsky
 Schiff
 Scott (GA)
 Scott (VA)
 Serrano
 Sherman
 Skelton
 Slaughter
 Smith (WA)
 Snyder
 Solis
 Spratt
 Stark
 Strickland
 Stupak
 Tanner
 Tauscher
 Thompson (CA)
 Thompson (MS)
 Tierney
 Towns
 Turner (TX)
 Udall (CO)
 Udall (NM)
 Van Hollen
 Velazquez
 Vislosky
 Waters
 Watson
 Watt
 Waxman
 Weiner
 Wexler
 Woolsey
 Wu
 Wynn

Pitts
 Tauzin

Boyd
 Bradley (NH)
 Brady (TX)
 Brown (SC)
 Brown-Waite,
 Ginny
 Burgess
 Burns
 Burr
 Burton (IN)
 Buyer
 Calvert
 Camp
 Cannon
 Cantor
 Capito
 Carter
 Case
 Castle
 Chabot
 Chocola
 Coble
 Cole
 Collins
 Cox
 Cramer
 Crane
 Crenshaw
 Cubin
 Culberson
 Cunningham
 Davis (TN)
 Davis, Jo Ann
 Davis, Tom
 Deal (GA)
 DeLay
 Diaz-Balart, L.
 Diaz-Balart, M.
 Doolittle
 Dreier
 Duncan
 Dunn
 Ehlers
 Emerson
 English
 Everett
 Feeney
 Ferguson
 Flake
 Foley
 Forbes
 Fossella
 Franks (AZ)
 Frelinghuysen
 Gallegly
 Garrett (NJ)
 Gerlach
 Gibbons
 Gilchrest
 Gillmor
 Gingrey
 Goode
 Goodlatte
 Goss
 Granger
 Graves
 Green (WI)
 Greenwood

NAYS—204

Abercrombie
 Ackerman
 Alexander
 Allen
 Andrews
 Baca
 Baird
 Baldwin
 Ballance
 Becerra
 Bell
 Berkley
 Berman
 Berry
 Bishop (GA)
 Bishop (NY)
 Blumenauer
 Boehlert
 Boswell
 Boucher
 Brady (PA)
 Brown (OH)
 Brown, Corrine
 Capps
 Capuano
 Cardin
 Cardoza
 Carson (IN)
 Carson (OK)

Gutknecht
 Hall
 Harris
 Hart
 Hastings (WA)
 Hayworth
 Hefley
 Hensarling
 Herger
 Hobson
 Hoekstra
 Hostettler
 Houghton
 Hulshof
 Hunter
 Hyde
 Isakson
 Issa
 Istook
 Jenkins
 Johnson (CT)
 Johnson (IL)
 Johnson, Sam
 Jones (NC)
 Keller
 Kelly
 Kennedy (MN)
 King (IA)
 Kingston
 Kirk
 Kline
 Knollenberg
 Davis, Jo Ann
 Davis, Tom
 Deal (GA)
 DeLay
 Diaz-Balart, L.
 Diaz-Balart, M.
 Doolittle
 Dreier
 Duncan
 Dunn
 Ehlers
 Emerson
 English
 Everett
 Feeney
 Ferguson
 Flake
 Foley
 Forbes
 Fossella
 Franks (AZ)
 Frelinghuysen
 Gallegly
 Garrett (NJ)
 Gerlach
 Gibbons
 Gilchrest
 Gillmor
 Gingrey
 Goode
 Goodlatte
 Goss
 Granger
 Graves
 Green (WI)
 Greenwood

Chandler
 Clay
 Clyburn
 Conyers
 Cooper
 Costello
 Crowley
 Cummings
 Davis (AL)
 Davis (CA)
 Davis (FL)
 Davis (IL)
 DeFazio
 DeGette
 Delahunt
 DeLauro
 Dicks
 Dingell
 Doggett
 Dooley (CA)
 Doyle
 Edwards
 Emanuel
 Engel
 Eshoo
 Etheridge
 Evans
 Farr
 Fattah
 Filner
 Ford
 Frank (MA)
 Frost
 Gephardt
 Gonzalez
 Gordon
 Green (TX)
 Grijalva
 Gutierrez
 Harman
 Hastings (FL)
 Hill
 Hinchey
 Hinojosa
 Hoeffel
 Holden
 Holt
 Honda
 Hooley (OR)
 Hoyer
 Inslee
 Israel
 Jackson (IL)
 Jackson-Lee
 (TX)
 Jefferson
 John
 Johnson, E. B.

NOT VOTING—6

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

□ 1550

So the bill was passed.
 The result of the vote was announced as above recorded.
 A motion to reconsider was laid on the table.

OCCUPATIONAL SAFETY AND HEALTH INDEPENDENT REVIEW OF OSHA CITATIONS ACT OF 2004

The SPEAKER pro tempore. The pending business is the vote on the passage of the bill, H.R. 2730, on which further proceedings were postponed earlier today.

The Clerk read the title of the bill.
 The SPEAKER pro tempore. The question is on the passage of the bill 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 224, nays 204, not voting 5, as follows:

[Roll No. 185]
YEAS—224

Aderholt
 Akin
 Bachus
 Baker
 Ballenger
 Barrett (SC)
 Bartlett (MD)
 Barton (TX)
 Bass
 Beauprez
 Bereuter
 Biggert
 Bilirakis
 Bishop (UT)
 Blackburn
 Blunt
 Boehner
 Bonilla
 Bonner
 Bono
 Boozman

| | | | | | | | | |
|---------------|------------------|---------------|-----------------|----------------|----------------|------------------|---------------|-------------|
| Jones (OH) | Millender- | Saxton | Boswell | Gephardt | Majette | Ryan (OH) | Smith (NJ) | Turner (TX) |
| Kanjorski | McDonald | Schakowsky | Boucher | Gerlach | Maloney | Ryan (WI) | Smith (TX) | Udall (CO) |
| Kaptur | Miller (NC) | Schiff | Boyd | Gibbons | Manzullo | Ryun (KS) | Smith (WA) | Udall (NM) |
| Kennedy (RI) | Miller, George | Scott (GA) | Bradley (NH) | Gilchrest | Markey | Sabo | Snyder | Upton |
| Kildee | Mollohan | Scott (VA) | Brady (PA) | Gillmor | Marshall | Sánchez, Linda | Solis | Van Hollen |
| Kilpatrick | Moore | Sensenbrenner | Brady (TX) | Gingrey | Matheson | T. | Souder | Velázquez |
| Kind | Moran (VA) | Serrano | Brown (OH) | Gonzalez | Matsui | Sanchez, Loretta | Spratt | Vislosky |
| King (NY) | Murtha | Sherman | Brown (SC) | Goode | McCarthy (MO) | Sanders | Stark | Vitter |
| Klecza | Nadler | Skelton | Brown, Corrine | Goodlatte | McCarthy (NY) | Sandlin | Stearns | Walden (OR) |
| Kucinich | Napolitano | Slaughter | Brown-Waite, | Gordon | McCollum | Saxton | Stenholm | Walsh |
| Lampson | Neal (MA) | Smith (NJ) | Ginny | Goss | McCotter | Schakowsky | Strickland | Wamp |
| Langevin | Oberstar | Smith (WA) | Burgess | Granger | McCrery | Schiff | Stupak | Waters |
| Lantos | Obey | Snyder | Burns | Graves | McDermott | Schrock | Sullivan | Watson |
| Larsen (WA) | Olver | Solis | Burr | Green (TX) | McGovern | Scott (GA) | Sweeney | Watt |
| Larson (CT) | Ortiz | Spratt | Burton (IN) | Green (WI) | McHugh | Scott (VA) | Tancredo | Waxman |
| Lee | Owens | Stark | Buyer | Greenwood | McInnis | Sensenbrenner | Tanner | Weiner |
| Levin | Pallone | Strickland | Cayler | Grijalva | McIntyre | Serrano | Tauscher | Weldon (FL) |
| Lewis (GA) | Pascrell | Stupak | Camp | Gutierrez | McKeon | Sessions | Taylor (MS) | Weldon (PA) |
| Lipinski | Pastor | Sweeney | Cannon | Gutknecht | McNulty | Shadegg | Taylor (NC) | Weller |
| LoBiondo | Payne | Tanner | Cantor | Hall | Meehan | Shaw | Terry | Wexler |
| Lofgren | Pelosi | Tauscher | Capito | Harman | Meek (FL) | Shays | Thomas | Whitfield |
| Lowey | Peterson (MN) | Thompson (CA) | Capps | Harris | Meeks (NY) | Sherman | Thompson (CA) | Wicker |
| Lynch | Pomeroy | Thompson (MS) | Capuano | Hart | Menendez | Sherwood | Thompson (MS) | Wilson (NM) |
| Majette | Price (NC) | Tierney | Cardin | Hastings (FL) | Mica | Shimkus | Thornberry | Wilson (SC) |
| Maloney | Rahall | Towns | Cardoza | Hastings (WA) | Michaud | Shuster | Tiahrt | Wolf |
| Markey | Rangel | Turner (TX) | Carson (IN) | Hayes | Millender- | Simmons | Tiberi | Woolsey |
| Matsui | Reyes | Udall (CO) | Carson (OK) | Hayworth | McDonald | Simpson | Tierney | Wu |
| McCarthy (MO) | Rodriguez | Udall (NM) | Carter | Hefley | Miller (FL) | Skelton | Toomey | Wynn |
| McCarthy (NY) | Ross | Van Hollen | Case | Herger | Miller (MI) | Slaughter | Towns | Young (AK) |
| McCollum | Rothman | Velázquez | Castle | Hill | Miller (NC) | Smith (MI) | Turner (OH) | Young (FL) |
| McDermott | Roybal-Allard | Vislosky | Chabot | Hinchey | Miller, Gary | | | |
| McGovern | Ruppersberger | Waters | Chandler | Hinojosa | Miller, George | | | |
| McHugh | Rush | Watson | Chocola | Hobson | Mollohan | | | |
| McIntyre | Ryan (OH) | Watt | Clay | Hoeffel | Moore | | | |
| McNulty | Sabo | Waxman | Clyburn | Hoekstra | Moran (KS) | | | |
| Meehan | Sánchez, Linda | Weiner | Coble | Holden | Moran (VA) | | | |
| Meek (FL) | T. | Wexler | Cole | Holt | Murtha | | | |
| Meeks (NY) | Sanchez, Loretta | Woolsey | Collins | Honda | Musgrave | | | |
| Menendez | Sanders | Wu | Conyers | Hooley (OR) | Myrick | | | |
| Michaud | Sandlin | Wynn | Cooper | Hostettler | Nadler | | | |
| | | | Costello | Houghton | Napolitano | | | |
| | | | Cox | Hoyer | Neal (MA) | | | |
| | | | Cramer | Hulshof | Nethercutt | | | |
| | | | Crane | Hunter | Neugebauer | | | |
| | | | Crenshaw | Hyde | Ney | | | |
| | | | Crowley | Inslee | Northup | | | |
| | | | Cubin | Isakson | Norwood | | | |
| | | | Culberson | Israel | Nunes | | | |
| | | | Cummings | Issa | Nussle | | | |
| | | | Cunningham | Istook | Oberstar | | | |
| | | | Davis (AL) | Jackson (IL) | Obey | | | |
| | | | Davis (CA) | Jackson-Lee | Olver | | | |
| | | | Davis (FL) | (TX) | Ortiz | | | |
| | | | Davis (IL) | Jefferson | Osborne | | | |
| | | | Davis (TN) | Jenkins | Ose | | | |
| | | | Davis, Jo Ann | John | Otter | | | |
| | | | Davis, Tom | Johnson (CT) | Owens | | | |
| | | | Deal (GA) | Johnson (IL) | Oxley | | | |
| | | | DeFazio | Johnson, E. B. | Pallone | | | |
| | | | DeGette | Johnson, Sam | Pascrell | | | |
| | | | DeLahunt | Jones (NC) | Pastor | | | |
| | | | DeLauro | Jones (OH) | Paul | | | |
| | | | DeLay | Kanjorski | Payne | | | |
| | | | Diaz-Balart, L. | Kaptur | Pearce | | | |
| | | | Diaz-Balart, M. | Keller | Pelosi | | | |
| | | | Dicks | Kelly | Pence | | | |
| | | | Dingell | Kennedy (MN) | Peterson (PA) | | | |
| | | | Doggett | Kildee | Petri | | | |
| | | | Dooley (CA) | Kilpatrick | Pickering | | | |
| | | | Doollittle | Kind | Platts | | | |
| | | | Doyle | King (IA) | Pombo | | | |
| | | | Dreier | King (NY) | Pomeroy | | | |
| | | | Duncan | Kingston | Porter | | | |
| | | | Dunn | Kirk | Portman | | | |
| | | | Edwards | Klecza | Price (NC) | | | |
| | | | Ehlers | Kline | Pryce (OH) | | | |
| | | | Emanuel | Knollenberg | Putnam | | | |
| | | | Emerson | Kolbe | Quinn | | | |
| | | | Engel | Kucinich | Radanovich | | | |
| | | | English | LaHood | Rahall | | | |
| | | | Eshoo | Lampson | Ramstad | | | |
| | | | Etheridge | Langevin | Rangel | | | |
| | | | Everett | Lantos | Regula | | | |
| | | | Farr | Larsen (WA) | Rehberg | | | |
| | | | Fattah | Larson (CT) | Renzi | | | |
| | | | Feeney | Latham | Reyes | | | |
| | | | Ferguson | LaTourette | Reynolds | | | |
| | | | Finer | Lee | Rodriguez | | | |
| | | | Flake | Levin | Rogers (AL) | | | |
| | | | Foley | Lewis (CA) | Rogers (KY) | | | |
| | | | Forbes | Lewis (GA) | Rogers (MI) | | | |
| | | | Ford | Lewis (KY) | Rohrabacher | | | |
| | | | Fossella | Linder | Ros-Lehtinen | | | |
| | | | Frank (MA) | Lipinski | Ross | | | |
| | | | Franks (AZ) | LoBiondo | Rothman | | | |
| | | | Frelinghuysen | Lofgren | Roybal-Allard | | | |
| | | | Frost | Lowey | Royce | | | |
| | | | Gallegly | Lucas (KY) | Ruppersberger | | | |
| | | | Garrett (NJ) | Lynch | Rush | | | |

NOT VOTING—5

DeMint Hayes Tauzin
Deutsch Leach

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1558

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

OSCAR SCOTT WOODY POST OFFICE BUILDING

The SPEAKER pro tempore. The unfinished business is the question of suspending the rules and passing the bill, H.R. 3740.

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. MURPHY) that the House suspend the rules and pass the bill, H.R. 3740, 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 422, nays 0, not voting 11, as follows:

[Roll No. 186]

YEAS—422

| | | |
|-------------|---------------|-------------|
| Abercrombie | Ballenger | Bilirakis |
| Ackerman | Barrett (SC) | Bishop (GA) |
| Aderholt | Bartlett (MD) | Bishop (NY) |
| Akin | Barton (TX) | Bishop (UT) |
| Alexander | Bass | Blackburn |
| Allen | Beauprez | Blumenauer |
| Andrews | Becerra | Blunt |
| Baca | Bell | Boehlert |
| Bachus | Bereuter | Boehner |
| Baird | Berkley | Bonilla |
| Baker | Berman | Bonner |
| Baldwin | Berry | Bono |
| Ballance | Biggart | Boozman |

NOT VOTING—11

DeMint Kennedy (RI) Peterson (MN)
Deutsch Leach Pitts
Evans Lucas (OK) Tauzin
Hensarling Murphy

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. GILLMOR) (during the vote). Members are advised that there are 2 minutes remaining in this vote.

□ 1607

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

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

OCCUPATIONAL SAFETY AND HEALTH SMALL EMPLOYER ACCESS TO JUSTICE ACT OF 2004

Mr. BOEHNER. Mr. Speaker, pursuant to House Resolution 645, I call up the bill (H.R. 2731) to amend the Occupational Safety and Health Act of 1970 to provide for the award of attorney's fees and costs to very small employers when they prevail in litigation prompted by the issuance of citations by the Occupational Safety and Health Administration, and ask for its immediate consideration in the House.

The Clerk read the title of the bill.

The SPEAKER pro tempore (Mr. QUINN). Pursuant to House Resolution 645, the bill is considered read for amendment.

The text of H.R. 2731 is as follows:

H.R. 2731

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Occupational Safety and Health Small Employer Access to Justice Act of 2003".

SEC. 2. AWARD OF ATTORNEY'S FEES AND COSTS.

The Occupational Safety and Health Act of 1970 (29 U.S.C. 651 and following) is amended by redesignating section 32 through 34 as 33 through 35 and inserting the following new section after section 31: