

Camp	Hulshof	Pitts
Cannon	Hunter	Platts
Cantor	Hyde	Pombo
Capito	Isakson	Pomeroy
Cardoza	Issa	Porter
Carson (OK)	Istook	Portman
Carter	Jefferson	Pryce (OH)
Castle	Jenkins	Putnam
Chabot	John	Radanovich
Chandler	Johnson (IL)	Rahall
Chocola	Johnson, Sam	Ramstad
Coble	Jones (NC)	Regula
Cole	Kanjorski	Rehberg
Costello	Kaptur	Renzi
Cox	Keller	Reynolds
Cramer	Kennedy (MN)	Rogers (AL)
Crane	Kildee	Rogers (KY)
Crenshaw	Kind	Rogers (MI)
Crowley	King (IA)	Rohrabacher
Cubin	King (NY)	Ros-Lehtinen
Culberson	Kingston	Ross
Cunningham	Kline	Royce
Davis (TN)	Knollenberg	Ryan (OH)
Davis, Jo Ann	LaHood	Ryan (WI)
Davis, Tom	Langevin	Ryun (KS)
Deal (GA)	Latham	Saxton
DeLay	LaTourette	Schrock
DeMint	Leach	Scott (GA)
Diaz-Balart, L.	Lewis (CA)	Sensenbrenner
Diaz-Balart, M.	Lewis (KY)	Sessions
Doolittle	Linder	Shadegg
Doyle	Lipinski	Shaw
Dreier	LoBiondo	Sherwood
Duncan	Lucas (KY)	Shimkus
Dunn	Lucas (OK)	Shuster
Ehlers	Lynch	Simpson
Emerson	Manzullo	Skeltan
English	Marshall	Smith (MI)
Everett	Matheson	Smith (NJ)
Feeney	McCotter	Smith (TX)
Ferguson	McCrery	Souder
Flake	McHugh	Spratt
Foley	McIntyre	Stearns
Fossella	McKeon	Stenholm
Franks (AZ)	McNulty	Stupak
Frelinghuysen	Mica	Sullivan
Gallegly	Miller (FL)	Sweeney
Garrett (NJ)	Miller (MI)	Tancred
Gerlach	Miller, Gary	Tanner
Gibbons	Mollohan	Tauzin
Gilchrest	Moran (KS)	Taylor (MS)
Gillmor	Murphy	Taylor (NC)
Gingrey	Murtha	Terry
Goode	Musgrave	Thomas
Goodlatte	Myrick	Thornberry
Gordon	Neal (MA)	Tiahrt
Goss	Nethercutt	Tiberi
Granger	Neugebauer	Toomey
Graves	Ney	Turner (OH)
Green (WI)	Norwood	Turner (TX)
Gutknecht	Nunes	Upton
Hall	Nussle	Vitter
Harris	Oberstar	Walden (OR)
Hart	Obey	Walsh
Hastings (WA)	Ortiz	Wamp
Hayes	Osborne	Weldon (FL)
Hayworth	Ose	Weldon (PA)
Hefley	Otter	Weller
Hensarling	Oxley	Whitfield
Hерger	Pearce	Wicker
Hill	Pence	Wilson (NM)
Hobson	Peterson (MN)	Wilson (SC)
Hoekstra	Peterson (PA)	Wolf
Holden	Petri	Young (AK)
Hostettler	Pickering	Young (FL)

NOES—163

Abercrombie	Brown, Corrine	Dooley (CA)
Ackerman	Capps	Edwards
Allen	Capuano	Emanuel
Andrews	Cardin	Engel
Baca	Carson (IN)	Eshoo
Baird	Case	Etheridge
Baldwin	Clay	Evans
Ballance	Clyburn	Farr
Bass	Conyers	Fattah
Becerra	Cooper	Filner
Berkley	Cummings	Ford
Berman	Davis (AL)	Frank (MA)
Biggert	Davis (CA)	Frost
Bishop (NY)	Davis (FL)	Gephardt
Blumenauer	Davis (IL)	Gonzalez
Boehlert	DeFazio	Green (TX)
Bono	DeGette	Greenwood
Boswell	Delahunt	Grijalva
Boucher	DeLauro	Gutierrez
Boyd	Deutsch	Harman
Brady (PA)	Dicks	Hastings (FL)
Brown (OH)	Dingell	Hinche

Hinojosa	McCollum	Sandlin
Hoefel	McDermott	Schakowsky
Holt	McGovern	Schiff
Hookey (OR)	Meehan	Scott (VA)
Houghton	Meek (FL)	Serrano
Hoyer	Michaud	Shays
Inslee	Miller (NC)	Sherman
Israel	Miller, George	Simmons
Jackson (IL)	Moore	Slaughter
Jackson-Lee	Moran (VA)	Smith (WA)
(TX)	Nadler	Snyder
Johnson (CT)	Napolitano	Solis
Johnson, E. B.	Olver	Stark
Jones (OH)	Owens	Strickland
Kelly	Pallone	Tauscher
Kennedy (RI)	Pascrell	Thompson (CA)
Kilpatrick	Pastor	Thompson (MS)
Kirk	Paul	Tierney
Kolbe	Payne	Towns
Lampson	Pelosi	Udall (CO)
Larsen (WA)	Price (NC)	Udall (NM)
Larsen (CT)	Rangel	Van Hollen
Lee	Reyes	Velázquez
Levin	Rodriguez	Visclosky
Lewis (GA)	Rothman	Waters
Lofgren	Roybal-Allard	Watson
Lowey	Ruppersberger	Watt
Majette	Rush	Waxman
Maloney	Sabo	Weiner
Markey	Sánchez, Linda	Wexler
Matsui	T.	Woolsey
McCarthy (MO)	Sanchez, Loretta	Wu
McCarthy (NY)	Sanders	Wynn

NOT VOTING—16

Bell	Honda	Menendez
Brady (TX)	Klecza	Millender-
Buyer	Kucinich	McDonald
Collins	Lantos	Northup
Doggett	McInnis	Quinn
Forbes	Meeks (NY)	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1355

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mr. KLECZKA. Mr. Speaker, today I was not present for legislative session on the floor due to personal business. However, the issue before the House today was the same one that we had already considered in the 107th Congress. In fact H.R. 1997 is identical to the bill in the 107th, H.R. 503, which passed the House on April 26, 2001, by a vote of 252 to 172. Had I been present, my votes would have been cast the same way I did in 2001: "yes" on the Lofgren substitute amendment, and "no" on passage of the underlying bill, H.R. 1997.

SUNDRY MESSAGES FROM THE PRESIDENT

Messages in writing from the President of the United States were communicated to the House by Ms. Wanda Evans, one of his secretaries.

LEGISLATIVE PROGRAM

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

Mr. HOYER. Mr. Speaker, I rise for the purposes of inquiring of the distinguished majority leader the schedule for the coming week.

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

Mr. HOYER. I yield to the gentleman from Texas.

Mr. DELAY. Mr. Speaker, I thank the gentleman from Maryland for yielding to me.

Mr. Speaker, the House will convene on Tuesday at 12:30 p.m. for morning hour and 2 p.m. for legislative business. We will consider several measures under suspension of the rules. A final list of those bills will be sent to Members' offices by the end of the week, and any votes called on those measures will be rolled until 6:30 p.m.

On Wednesday, the House will convene at 10 a.m. We plan to consider H.R. 1561, the Patent & Trademark Fee Modernization Act. In addition, we plan to consider H.R. 3752, the Commercial Space Launch Amendments Act. And, finally, I would like to remind all Members that we do not plan to have any votes next Friday, March 5.

I thank the gentleman for yielding and will be happy to answer any questions he may have.

Mr. HOYER. Mr. Speaker, I thank the gentleman for that information; and reclaiming my time, I wish to ask the gentleman just a few questions about other legislation.

It is my understanding the highway reauthorization bill has not been completed by the other body. It has not come back here. As the gentleman knows, it expires Sunday, I think. Does the gentleman have any idea of what action, if any, might be taken on this?

Mr. DELAY. If the gentleman will continue to yield, I would just remind the gentleman the House passed a 4-month extension. It has been over in the Senate for some time. The Senate is having trouble with their rules to keep extraneous matters off of that bill, and they want to change the time of the extension.

So, unfortunately, we informed the Senate that the House has finished its business; and in order to accommodate the Senate with the 2-month extension, we would have to work with the minority to come up with a unanimous consent request to do that, because holding Members around for votes would be impossible. The Senate has a dilemma on their hands, and they are trying to work through it.

Mr. HOYER. Mr. Speaker, I thank the gentleman for that information. We did pass the extension in a timely fashion. And although I have not had the opportunity to discuss this with the Democratic leader, my presumption would be that we would try to work with the majority in providing unanimous consent, so that if something can move in the next 48 hours, we accomplish that objective.

Mr. Leader, as you know, the 9-11 commission has requested an extension of time. My understanding is the President has indicated his support of that extension. I also think I have read that the majority leader in the Senate believes that they would support that.

Can the gentleman inform us as to whether or not we might see legislation on the floor to accomplish an extension of time that Governor Kean and Mr. Hamilton have requested?

Mr. DELAY. Again, if the gentleman will continue to yield, we are working through that issue. There are people that have great concerns about extending the 9-11 commission on our side of the rotunda. That is one of the problems that we are having with the highway extension bill, is they want to stick the 9-11 commission extension on to it. We feel strongly that we cannot do a unanimous consent request to deal with that issue under present circumstances.

So we are working through this. The Senate thinks that they can pass such an extension, and the House will have to deal with it if and when that occurs.

Mr. HOYER. Reclaiming my time, Mr. Speaker, I thank the gentleman. On this issue, I have discussed briefly with the leader on our side, and I believe if such an extension, even if it were on the highway bill, that would not preclude us from entering into a unanimous consent. I have not polled everybody, so I cannot say unanimity; but there is broad support.

The families I know, as well as the commission, believe that they need more time to do the work we have asked them to do. So I thank the gentleman for that answer and for focusing on that.

The fiscal 2005 budget resolution, Mr. Leader. When might we expect the budget to be marked up in the Committee on the Budget and to be here on the floor?

□ 1400

Mr. DELAY. Mr. Speaker, the Committee on the Budget has held their hearings and hopes to hold a markup in the next couple of weeks. We hope to keep the House on a schedule that allows us to complete a conference report by April 15. A lot of work is being done on both sides of the aisle. This process is, as far as we are concerned, on time for an early consideration of the budget.

Mr. HOYER. Mr. Speaker, so the gentleman would expect consideration on the budget in the March 15 time frame?

Mr. DELAY. If the gentleman would yield, that is what we expect, and that is what we hope to do.

Mr. HOYER. Lastly, Mr. Leader, the Foreign Sales Corporation Act, as the gentleman knows, we have not modified that, and the European Union has said on March 1, a few days from now, Monday, they have the ability to start imposing sanctions on U.S. goods. When do you think or is there any information as to when we may consider on the floor a bill dealing with foreign sales corporations to respond to the problem that exists that will motivate the EU to impose such sanctions?

Mr. DELAY. Mr. Speaker, as the gentleman knows, the Committee on Ways and Means has reported a bill to ad-

dress the repeal of the foreign sales credit last year. We understand the problem. While there have been a couple of deadlines for European retaliation which have come and gone, we understand the threat that now exists beginning March 1. Clearly we need to find a way to address this issue. We are coordinating with the Committee on Ways and Means, the Senate leadership and the White House to resolve the issue in a way that not only ensures our compliance with the World Trade Organization, but also increases the competitive position of all American companies in the global economy.

Mr. HOYER. Mr. Speaker, I thank the gentleman for that answer, and I would hope that we can respond to that issue as soon as possible. I know there is bipartisan support for what was referred to as the Crane-Rangel bill. I am not sure what it is referred to now, the Rangel-Manzullo bill. I think we could proceed in a bipartisan way if that bill could be moved forward. I understand that is not the bill that the committee has reported out, but it seems to me there is bipartisan consensus on that issue, and I thank the gentleman from Texas for that information.

ADJOURNMENT TO MONDAY, MARCH 1, 2004

Mr. DELAY. Mr. Speaker, I ask unanimous consent that when the House adjourns today, it adjourn to meet at noon on Monday, March 1, 2004.

The SPEAKER pro tempore (Mr. LAHOOD). Is there objection to the request of the gentleman from Texas?

There was no objection.

HOOR OF MEETING ON TUESDAY, MARCH 2, 2004

Mr. DELAY. Mr. Speaker, I ask unanimous consent that when the House adjourns on Monday, March 1, 2004, it adjourn to meet at 12:30 p.m. on Tuesday, March 2, for morning hour debates.

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

There was no objection.

DISPENSING WITH CALENDAR WEDNESDAY BUSINESS ON WEDNESDAY NEXT

Mr. DELAY. Mr. Speaker, I ask unanimous consent that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday next.

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

There was no objection.

ANNOUNCEMENT BY COMMITTEE ON RULES REGARDING AMENDMENTS TO H.R. 3752, COMMERCIAL SPACE LAUNCH AMENDMENTS ACT OF 2004

(Mr. DREIER asked and was given permission to address the House for 1

minute and to revise and extend his remarks.)

Mr. DREIER. Mr. Speaker, the Committee on Rules may meet next week to grant a rule for consideration of H.R. 3752, Commercial Space Launch Amendments Act of 2004 which may require that amendments be printed in the CONGRESSIONAL RECORD prior to their consideration on the floor.

The Committee on Science ordered the bill reported on February 4, 2004, without amendment and is expected to file its report with the House on Monday, March 1, 2004. Members should draft their amendments to the text of the bill as introduced on February 3, 2004, by the Committee on Science.

Members should use the Office of Legislative Counsel to ensure that their amendments are drafted in the most appropriate format. Members are also advised to check with the Office of the Parliamentarian to be certain that their amendments comply with the rules of the House.

RESIGNATION AS CHAIRMAN AND ELECTION AS CHAIRMAN OF THE COMMITTEE ON ENERGY AND COMMERCE

The SPEAKER pro tempore laid before the House the following resignation as chairman of the Committee on Energy and Commerce:

HOUSE OF REPRESENTATIVES,
COMMITTEE ON ENERGY AND COMMERCE,
Washington, DC, February 11, 2004.
Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: Please accept this letter as my resignation as Chairman of the House Committee on Energy and Commerce, effective at midnight on February 16, 2004.

Thank you for your assistance in this matter.

Sincerely,

W.J. "BILLY" TAUZIN,
Chairman.

The SPEAKER pro tempore. Without objection, the resignation is accepted.

There was no objection.

Mr. DREIER. Mr. Speaker, I offer a resolution (H. Res. 539) and ask unanimous consent for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 539

Resolved, That the following named Member be, and that he hereby is, elected to the following standing committee of the House of Representatives:

Committee on Energy and Commerce: Mr. Barton of Texas, Chairman.

Resolved, That the following named Member be, and that he hereby is, ranked as follows on the following standing committee of the House of Representatives:

Committee on Energy and Commerce: Mr. Tauzin, after Mr. Barton of Texas.

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

There was no objection.

The resolution was agreed to.

A motion to reconsider was laid on the table.