

Miller, Gary	Rangel	Stark
Miller, George	Regula	Stearns
Moore	Rehberg	Stenholm
Moran (KS)	Renzi	Strickland
Moran (VA)	Reynolds	Stupak
Murphy	Rogers (AL)	Sullivan
Murtha	Rogers (KY)	Sweeney
Musgrave	Rogers (MI)	Tancredo
Myrick	Rohrabacher	Tanner
Nadler	Ros-Lehtinen	Tauscher
Neal (MA)	Ross	Tauzin
Nethercutt	Rothman	Taylor (MS)
Neugebauer	Roybal-Allard	Taylor (NC)
Ney	Ruppersberger	Terry
Northup	Rush	Thomas
Norwood	Ryan (OH)	Thompson (CA)
Nunes	Ryan (WI)	Thompson (MS)
Nussle	Ryun (KS)	Thornberry
Oberstar	Sabo	Tiahrt
Obey	Sánchez, Linda	Tiberi
Oliver	T.	Tierney
Osborne	Sanders	Turner (OH)
Otter	Saxton	Turner (TX)
Owens	Schakowsky	Udall (CO)
Oxley	Schrock	Udall (NM)
Pallone	Scott (GA)	Upton
Pascarell	Scott (VA)	Van Hollen
Pastor	Sensenbrenner	Velázquez
Paul	Serrano	Visclosky
Payne	Sessions	Vitter
Pearce	Shadegg	Walden (OR)
Peterson (MN)	Shaw	Walsh
Peterson (PA)	Shays	Wamp
Petri	Sherman	Watson
Pickering	Sherwood	Watt
Pitts	Shimkus	Waxman
Platts	Shuster	Weldon (FL)
Pombo	Simmons	Weller
Pomeroy	Simpson	Wexler
Porter	Skelton	Whitfield
Portman	Slaughter	Wicker
Price (NC)	Smith (NJ)	Wilson (NM)
Pryce (OH)	Smith (TX)	Wilson (SC)
Putnam	Smith (WA)	Wolf
Quinn	Snyder	Wu
Radanovich	Solis	Young (AK)
Rahall	Souder	
Ramstad	Spratt	

NOT VOTING—50

Aderholt	Herger	Ose
Baca	Hinojosa	Pelosi
Bell	Hooley (OR)	Pence
Berry	Johnson (CT)	Reyes
Burton (IN)	Jones (OH)	Rodriguez
Calvert	King (IA)	Royce
Castle	Kingston	Sanchez, Loretta
Chocola	Kucinich	Sandlin
Cummings	Lantos	Schiff
Davis (CA)	Markey	Smith (MI)
DeMint	McCotter	Toomey
Doggett	Meeks (NY)	Towns
Dooley (CA)	Millender-	Waters
Filner	McDonald	Weldon (PA)
Gilchrest	Mollohan	Woolsey
Gutierrez	Napolitano	Wynn
Harman	Ortiz	Young (FL)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1856

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.

Stated for:

Mr. FILNER. Mr. Speaker, on rollcall No. 32, due to urgent constituent support commitments in my Congressional District, I missed the vote. Had I been present, I would have voted "yea."

EXPRESSING SYMPATHY OF HOUSE FOR VICTIMS OF EARTH- QUAKE IN IRAN

The SPEAKER pro tempore. The pending business is the question of suspending the rules and agreeing to the resolution, H. Res. 526.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Illinois (Mr. HYDE) that the House suspend the rules and agree to the resolution, H. Res. 526, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 381, nays 0, not voting 52, as follows:

[Roll No. 33]

YEAS—381

Abercrombie	Cox	Harris
Ackerman	Cramer	Hart
Akin	Crane	Hastings (FL)
Alexander	Crenshaw	Hastings (WA)
Allen	Crowley	Hayes
Andrews	Cubin	Hayworth
Bachus	Culberson	Hefley
Baird	Cunningham	Hensarling
Baker	Davis (AL)	Hill
Baldwin	Davis (FL)	Hinchey
Ballance	Davis (IL)	Hobson
Ballenger	Davis (TN)	Hoeffel
Barrett (SC)	Davis, Jo Ann	Hoekstra
Bartlett (MD)	Davis, Tom	Holden
Barton (TX)	Deal (GA)	Holt
Bass	DeFazio	Honda
Beauprez	DeGette	Hostettler
Becerra	Delahunt	Houghton
Bereuter	DeLauro	Hoyer
Berkley	DeLay	Hulshof
Berman	Deutsch	Hunter
Biggart	Diaz-Balart, L.	Hyde
Bilirakis	Diaz-Balart, M.	Inslee
Bishop (GA)	Dicks	Isakson
Bishop (NY)	Dingell	Israel
Bishop (UT)	Doolittle	Issa
Blackburn	Doyle	Istook
Blumenauer	Dreier	Jackson (IL)
Blunt	Duncan	Jackson-Lee
Boehlert	Dunn	(TX)
Boehner	Edwards	Jefferson
Bonilla	Ehlers	Jenkins
Bonner	Emanuel	John
Bono	Emerson	Johnson (CT)
Boozman	Engel	Johnson (IL)
Boswell	English	Johnson, E. B.
Boucher	Eshoo	Johnson, Sam
Boyd	Etheridge	Jones (NC)
Bradley (NH)	Everett	Kanjorski
Brady (PA)	Farr	Kaptur
Brady (TX)	Fattah	Keller
Brown (OH)	Feeney	Kelly
Brown (SC)	Ferguson	Kennedy (MN)
Brown, Corrine	Flake	Kennedy (RI)
Brown-Waite,	Foley	Kildee
Ginny	Forbes	Kilpatrick
Burgess	Ford	Kind
Burns	Fossella	King (NY)
Burr	Frank (MA)	Kirk
Buyer	Franks (AZ)	Kleczka
Camp	Frelinghuysen	Kline
Cannon	Frost	Knollenberg
Cantor	Galleghy	Kolbe
Capito	Garrett (NJ)	LaHood
Capps	Gephardt	Lampson
Capuano	Gerlach	Langevin
Cardin	Gibbons	Larsen (WA)
Cardoza	Gillmor	Larson (CT)
Carson (IN)	Gingrey	Latham
Carson (OK)	Gonzalez	LaTourette
Carter	Goode	Leach
Case	Goodlatte	Lee
Chabot	Gordon	Levin
Chandler	Goss	Lewis (CA)
Clay	Granger	Lewis (GA)
Clyburn	Graves	Lewis (KY)
Coble	Green (TX)	Linder
Cole	Green (WI)	Lipinski
Collins	Greenwood	LoBiondo
Conyers	Grijalva	Lofgren
Cooper	Gutknecht	Lowey
Costello	Hall	Lucas (KY)

Lucas (OK)	Peterson (MN)	Skelton
Lynch	Peterson (PA)	Slaughter
Majette	Petri	Smith (NJ)
Maloney	Pickering	Smith (TX)
Manzullo	Pitts	Smith (WA)
Matheson	Platts	Snyder
Matsui	Pombo	Solis
McCarthy (MO)	Pomeroy	Souder
McCarthy (NY)	Porter	Spratt
McCollum	Portman	Stark
McCrery	Price (NC)	Stearns
McDermott	Pryce (OH)	Stenholm
McGovern	Putnam	Strickland
McHugh	Quinn	Stupak
McInnis	Radanovich	Sullivan
McIntyre	Rahall	Sweeney
McKeon	Ramstad	Tancredo
McNulty	Rangel	Tanner
Meehan	Regula	Tauscher
Meek (FL)	Rehberg	Tauzin
Menendez	Renzi	Taylor (MS)
Mica	Reynolds	Taylor (NC)
Michaud	Rogers (AL)	Terry
Miller (FL)	Rogers (KY)	Thomas
Miller (MI)	Rogers (MI)	Thompson (CA)
Miller (NC)	Rohrabacher	Thompson (MS)
Miller, Gary	Ros-Lehtinen	Thornberry
Miller, George	Ross	Tiahrt
Moore	Rothman	Tiberi
Moran (KS)	Roybal-Allard	Tierney
Moran (VA)	Ruppersberger	Turner (OH)
Murphy	Rush	Turner (TX)
Musgrave	Ryan (OH)	Udall (CO)
Myrick	Ryan (WI)	Udall (NM)
Nadler	Ryun (KS)	Upton
Neal (MA)	Sabo	Van Hollen
Nethercutt	Sánchez, Linda	Velázquez
Neugebauer	T.	Visclosky
Ney	Sanders	Vitter
Northup	Saxton	Walden (OR)
Norwood	Schakowsky	Walsh
Nunes	Schrock	Wamp
Nussle	Scott (GA)	Watson
Oberstar	Scott (VA)	Watt
Obey	Sensenbrenner	Waxman
Oliver	Serrano	Weiner
Osborne	Sessions	Weldon (FL)
Otter	Shadegg	Weller
Owens	Shaw	Wexler
Oxley	Shays	Whitfield
Pallone	Sherman	Wicker
Pascarell	Sherwood	Wilson (NM)
Pastor	Shimkus	Wilson (SC)
Paul	Shuster	Wolf
Payne	Simmons	Wu
Pearce	Simpson	Young (AK)

NOT VOTING—52

Aderholt	Herger	Ose
Baca	Hinojosa	Pelosi
Bell	Hooley (OR)	Pence
Berry	Jones (OH)	Reyes
Burton (IN)	King (IA)	Rodriguez
Calvert	Kingston	Royce
Castle	Kucinich	Sanchez, Loretta
Chocola	Lantos	Sandlin
Cummings	Markey	Schiff
Davis (CA)	Marshall	Smith (MI)
DeMint	McCotter	Toomey
Doggett	Meeks (NY)	Towns
Dooley (CA)	Millender-	Waters
Evans	McDonald	Weldon (PA)
Filner	Mollohan	Woolsey
Gilchrest	Murtha	Wynn
Gutierrez	Napolitano	Young (FL)
Harman	Ortiz	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1913

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:

Mr. FILNER. Mr. Speaker, on rollcall No. 33, due to urgent constituent support commitments in my Congressional District, I missed

the vote. Had I been present, I would have voted "yea."

PERSONAL EXPLANATION

Mr. DEMINT. Mr. Speaker, I was absent during rollcall votes 32 and 33. Had I been present, I would have voted "yea" on each of those votes.

PERSONAL EXPLANATION

Mr. BACA. Mr. Speaker, on rollcall Nos. 32 and 33, for personal reasons, I was unable to be in the chamber when the time elapsed on the vote.

Had I been able to vote, I would have voted "yea" for both votes.

PERSONAL EXPLANATION

Mr. BURTON of Indiana. Mr. Speaker, I have just returned from leading a Congressional delegation trip to Iraq and due to an unavoidable delay, I was unable to be on the House Floor for rollcall votes 32 and 33. Had I been here I would have voted "yea" for rollcall vote 32, and "yea" for rollcall vote 33.

INVESTIGATE HAITI CLAIMS

(Ms. JACKSON-LEE of Texas asked and was given permission to address the House for 1 minute and to revise and extend her remarks.)

Ms. JACKSON-LEE of Texas. Mr. Speaker, needless to say, all of our eyes have been focused on a small little nation just south of this great Nation. Small though it may be, Haiti stood alongside Americans in their fight for independence, and Haiti stands this 200th year as an independent democratic nation.

As we read the Nation's headlines, we see Haitians struggle to pull their nation out of chaos, and then the most tragic statement came this weekend when words were stated by President Aristide that someone, this Nation, allegedly forced him to leave his beloved nation, forced him to leave his position as the duly elected president of Haiti.

I believe this Congress cannot sit in silence. So I am asking the Speaker and the leader of the House to convene major congressional investigations that will include a number of committees, and, in particular, the Permanent Select Committee on Intelligence.

We must know the truth of the CIA's involvement, who directed the military, and what occurred on that fateful night. America has the responsibility to take the high moral standard. And even though Haiti is not Iraq, Haiti is still a country that we should feel for. Haiti asked us to come in peace, but it seems as if we came in war. An investigation is necessary and we must do it now.

IN HONOR OF TEXAS INDEPENDENCE DAY

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

minute and to revise and extend his remarks.)

Mr. LAMPSON. Mr. Speaker, I rise today to recognize Texas' Independence Day, March 2, 1836, the day that Texas declared its independence from Mexico.

On that fateful day, the Texas Declaration of Independence from Mexico was signed by State delegates and began Texans' journey to joining the United States in 1845. As all Texans know, this was not a calm time or serene event. Indeed, as the delegates prepared the very document itself, the Alamo, the famous mission in San Antonio, and our ancestors were literally under siege by the Mexican army. And as all Americans know, the battle of the Alamo was one of the greatest in American history where 189 brave Texans gave their lives, pushing back around 1,600 opposing soldiers in what became the strategic turning point in the ultimate and successful push for Texas independence.

Mr. Speaker, as we pause again to commemorate Texas on its most important anniversary, I also rise to recognize the countless important contributions that Texans have given to our great Nation since those tumultuous times. Thousands of brave Texas men and women, including many from the Ninth District, bravely serve in our armed forces, and Texas continually produces great civic and business leaders, strongly promotes the arts, and proudly serves as an international hub of commerce and culture.

So I ask my colleagues to join me in honoring the great State of Texas on this momentous occasion, to honor all the heroes who gave their lives so that Texas eventually won its hard-fought independence, and to salute Texans who defend our Nation and promote peace and America's interests worldwide.

MARK MCCLELLAN: THE WRONG MAN FOR THE JOB

(Mr. BEREUTER asked and was given permission to address the House for 1 minute and to revise and extend his remarks and include therein extraneous material.)

Mr. BEREUTER. Madam Speaker, Members of this body should be alarmed that Secretary Tommy Thompson, Secretary of Health and Human Services, named Food and Drug Commissioner Dr. Mark McClellan, a vocal opponent of importing drugs from Canada, to lead a government study of reimportation. This decision is a bad one and is a slap in the face of 243 Members of Congress who voted in support of the Pharmaceutical Market Access Act.

As head of the FDA, Dr. McClellan has vehemently opposed the importation of drugs from Canada. Despite the assurance of Secretary Thompson that the study will be balanced and fair, with Dr. McClellan at the helm there is no way this study will be seen as objective. With the proper effort and tech-

nology, it is clearly possible for pharmaceuticals to be safely reimported from Canada and from other countries. American consumers are now asked to subsidize the consumers in the rest of the world by the prices we are charged. This is an issue that will not go away.

Madam Speaker, in closing, no matter what barriers they erect and excuses the FDA or drug companies offer, Americans will continue to search for the much lower drug prices found everywhere else in the world.

[From the Omaha World Herald, Mar. 1, 2004]

CHOOSE SOMEONE ELSE

The Bush administration on Wednesday took a step toward establishing a common-sense policy on importing prescription drugs from Canada. Then it took two steps back. That's no way to reach a reasonable policy on a highly significant issue.

Good: Officials announced a year-long study of how drugs could be safely imported from Canada, where the prices can be 60 percent or more lower than U.S. citizens pay. Importation is technically against the law, but many senior citizens, some encouraged and even aided by their local or state governments, do it anyway. The saving is significant for those on fixed incomes and the risks appear minimal.

Bad: U.S. officials appointed Dr. Mark B. McClellan, recently nominated to head the Centers for Medicare and Medicaid Services, to lead the study. McClellan has been a vocal and vehement opponent of any change in the rules that prohibit drug imports, and his agency has threatened legal action against local and state governments that help seniors.

In the Senate, Democrats and some Republicans have objected. "Putting the fox in charge of the chicken house," observed Sen. Byron Dorgan, D-N.D. McClellan has already shown "a personal bias" against drug importation, said a spokeswoman for Sen. John McCain, R-Ariz.

Health and Human Services Department leaders promised a balanced commission and a thorough study of the issue. But Director Tommy Thompson has launched a leaky ship with serious holes in its credibility merely by appointing McClellan to captain it.

Drug importation distresses the pharmaceutical industry for obvious reasons. The Canadian government regulates prescription prices. In the recent Medicare reform bill that would give senior citizens a prescription drug benefit in 2006, Congress forbade the federal government from negotiating for lower drug prices for Americans. That is industry-friendly to the extreme.

So is the appointment of McClellan to such a sensitive post. The administration shouldn't squander the opportunity to settle this contentious issue in a rational manner. And it shouldn't squander its credibility by so blatantly stacking the deck. A more objective professional should be chosen.

□ 1915

SPECIAL ORDERS

The SPEAKER pro tempore (Mr. BOOZMAN). 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.