

speaker is not here on the floor at this moment. I think he will be here shortly. I would ask, does the gentleman from Georgia (Mr. LINDER) have any other speakers?

Mr. LINDER. Mr. Speaker, I am prepared to close.

Mrs. MALONEY. Mr. Speaker, I rise in support of this rule.

9/11 Commission Chairman Thomas Kean is quoted today calling the bill the other body passed 96–2 a dream. If the other body's bill is a dream, I guess H.R. 10 is his nightmare.

There are many of us with grave concerns with the underlying bill, H.R. 10. Analysis of the bill shows it only implements 10 of the 41 recommendations, while tacking on an additional 50. In due time we will have a chance to debate this.

More importantly, the Rules Committee has also made in order a substitute amendment. While the name has changed, it is the same exact substance of the Shays/Maloney substitute. This will allow us the opportunity to have a fair debate. An opportunity to pass a clean bill with bipartisan support.

I will note that the Rules Committee did miss an opportunity to make this truly a bipartisan effort and I remind everyone that the American people do not want a partisan debate on their security. Both parties need to work together and pass this substitute.

This is what the 9/11 Commission and the 9/11 Family Steering Committee has been fighting for.

Over the last weeks they have been unwavering in their support for a fair debate and have fought for an up or down vote on clean legislation.

Today they have scored another improbable victory.

They were told by the House leadership—the same people that fought the creation and extension of the 9/11 commission—that the House would never have this opportunity. The families and commission refused to listen and once again fought for change.

They told us they want us to work in a bipartisan way.

I thank them for always keeping this House on task and I hope, with today's substitute, we can do just that.

By allowing a substitute, this House will have the opportunity to vote up or down legislation that takes provisions from both the Collins/Lieberman and the McCain/Lieberman bills.

This is the same legislation, H.R. 5223, Congressman SHAYS and I have introduced in the House and both have the support of our bipartisan 9/11 Commission Caucus.

This substitute takes Title One of the Collins/Lieberman Bill which creates a National Intelligence Director and a National Center for Counter Terrorism. For Titles two through nine, it uses the language of the McCain/Lieberman bill.

This combination would allow the House to debate a bill similar to the bill that passed the other body 96–2, a bill that enacts the provisions of the 9/11 Commission without any add-ons. This is a bill we could have on the President's desk before we leave town.

I ask Members to support this rule, but I urge them to support the substitute.

This is the option the 9/11 Families and the 9/11 Commission have fought for. It would be a shame if this House does not take this op-

portunity to work together and pass this substitute.

The American people want this Congress to work in a bipartisan way to enact the 9/11 Commission's recommendations. Today we will have that opportunity by supporting the substitute.

Mr. FROST. Mr. Speaker, then I yield back the balance of my time.

Mr. LINDER. Mr. Speaker, I yield back balance of my time, and I move the previous question on the resolution.

The previous question was ordered.

The resolution was agreed to.

A motion to reconsider was laid on the table.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. BONILLA). Pursuant to clause 8 of rule XX, proceedings will resume on questions previously postponed. Votes will be taken in the following order:

H. Res. 828, by the yeas and nays;

S. 1134, by the yeas and nays; and

H.R. 5061, by the yeas and nays.

The first electronic vote will be conducted as a 15-minute vote. Remaining electronic votes will be conducted as 5-minute votes.

WAIVING REQUIREMENT OF CLAUSE 6(a) OF RULE XIII WITH RESPECT TO CONSIDERATION OF CERTAIN RESOLUTIONS RE- PORTED FROM THE COMMITTEE ON RULES

The SPEAKER pro tempore. The pending business is the question of agreeing to the resolution, House Resolution 828, on which the yeas and nays are ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is the resolution.

This vote will be followed by two 5-minute votes.

The vote was taken by electronic device, and there were—yeas 222, nays 195, not voting 15, as follows:

[Roll No. 506]

YEAS—222

Aderholt	Brown-Waite,	Cunningham
Akin	Ginny	Davis, Jo Ann
Alexander	Burgess	Davis, Tom
Bachus	Burns	Deal (GA)
Baker	Burr	DeLay
Ballenger	Burton (IN)	DeMint
Barrett (SC)	Buyer	Diaz-Balart, L.
Bartlett (MD)	Calvert	Diaz-Balart, M.
Barton (TX)	Camp	Doolittle
Bass	Cannon	Dreier
Beauprez	Cantor	Duncan
Biggert	Capito	Dunn
Bilirakis	Carson (OK)	Ehlers
Bishop (GA)	Carter	Emerson
Bishop (UT)	Castle	English
Blackburn	Chabot	Everett
Blunt	Chocola	Feeney
Boehner	Coble	Ferguson
Bonilla	Cole	Flake
Bonner	Collins	Foley
Bono	Cox	Forbes
Boozman	Crane	Fossella
Bradley (NH)	Crenshaw	Franks (AZ)
Brady (TX)	Cubin	Frelinghuysen
Brown (SC)	Culberson	Gallegly

Garrett (NJ)	Leach	Rohrabacher
Gerlach	Lewis (CA)	Ros-Lehtinen
Gibbons	Lewis (KY)	Royce
Gilchrest	Linder	Ryan (WI)
Gillmor	LoBiondo	Saxton
Gingrey	Lucas (OK)	Schrock
Goode	Manzullo	Scott (GA)
Goodlatte	McCotter	Sensenbrenner
Granger	McCrery	Sessions
Graves	McHugh	Shadegg
Green (WI)	McInnis	Shaw
Greenwood	McKeon	Shays
Gutknecht	Mica	Sherwood
Hall	Miller (FL)	Shimkus
Harris	Miller (MI)	Shuster
Hart	Miller, Gary	Simmons
Hastings (WA)	Moran (KS)	Simpson
Hayes	Murphy	Smith (MI)
Hayworth	Musgrave	Smith (NJ)
Hefley	Myrick	Smith (TX)
Hensarling	Nethercutt	Souder
Herger	Neugebauer	Stearns
Hobson	Ney	Sullivan
Hoekstra	Northup	Sweeney
Hostettler	Nunes	Tancredo
Houghton	Nussle	Taylor (NC)
Hulshof	Osborne	Terry
Hunter	Ose	Thomas
Hyde	Otter	Thornberry
Isakson	Oxley	Tiahrt
Issa	Pearce	Tiberi
Istook	Pence	Toomey
Jenkins	Peterson (PA)	Turner (OH)
Johnson (CT)	Petri	Upton
Johnson (IL)	Pickering	Vitter
Johnson, Sam	Pitts	Walden (OR)
Jones (NC)	Platts	Walsh
Keller	Pombo	Porter
Kelly	Portman	Wamp
Kennedy (MN)	Pryce (OH)	Weldon (FL)
King (IA)	Putnam	Weldon (PA)
King (NY)	Ramstad	Weller
Kingston	Regula	Whitfield
Kirk	Rehberg	Wicker
Kline	Renzi	Wilson (NM)
Knollenberg	Reynolds	Wilson (SC)
Kolbe	Rogers (AL)	Wolf
LaHood	Rogers (KY)	Young (AK)
Latham	Rogers (MI)	Young (FL)
LaTourette		

NAYS—195

Abercrombie	Dingell	Langevin
Ackerman	Doggett	Lantos
Allen	Dooley (CA)	Larsen (WA)
Andrews	Doyle	Larson (CT)
Baca	Edwards	Lee
Baird	Emanuel	Levin
Baldwin	Engel	Lewis (GA)
Becerra	Eshoo	Lipinski
Bell	Etheridge	Lofgren
Berkley	Evans	Lowe
Berman	Farr	Lucas (KY)
Berry	Fattah	Lynch
Bishop (NY)	Ford	Maloney
Blumenauer	Frank (MA)	Markey
Boswell	Frost	Marshall
Boucher	Gonzalez	Matheson
Boyd	Gordon	Matsui
Brady (PA)	Green (TX)	McCarthy (MO)
Brown (OH)	Grijalva	McCarthy (NY)
Brown, Corrine	Gutierrez	McCollum
Butterfield	Harman	McDermott
Capps	Hastings (FL)	McGovern
Capuano	Herseth	McIntyre
Cardin	Hill	McNulty
Cardoza	Hinojosa	Meehan
Carson (IN)	Hoeffel	Meek (FL)
Case	Holden	Meeks (NY)
Chandler	Holt	Menendez
Clay	Honda	Michaud
Clyburn	Hooley (OR)	Miller (NC)
Conyers	Hoyer	Miller, George
Cooper	Inslee	Mollohan
Costello	Israel	Moore
Cramer	Jackson (IL)	Moran (VA)
Crowley	Jackson-Lee	Murtha
Cummings	(TX)	Nadler
Davis (AL)	Jefferson	Napolitano
Davis (CA)	John	Neal (MA)
Davis (FL)	Johnson, E. B.	Oberstar
Davis (IL)	Kanjorski	Obey
Davis (TN)	Kaptur	Oliver
DeFazio	Kennedy (RI)	Ortiz
DeGette	Kildee	Owens
Delahunt	Kind	Pallone
DeLauro	Kleczka	Pascarell
Deutsch	Kucinich	Pastor
Dicks	Lampson	Payne

Pelosi	Sandlin	Thompson (MS)	Buyer	Hastings (FL)	Miller, George	Tanner	Udall (NM)	Weldon (PA)
Peterson (MN)	Schakowsky	Tierney	Calvert	Hastings (WA)	Mollohan	Tauscher	Upton	Weller
Pomeroy	Schiff	Towns	Camp	Hayes	Moore	Taylor (NC)	Van Hollen	Wexler
Price (NC)	Scott (VA)	Turner (TX)	Cannon	Hayworth	Moran (KS)	Terry	Velázquez	Whitfield
Rahall	Serrano	Udall (CO)	Cantor	Herger	Moran (VA)	Thomas	Visclosky	Wicker
Rangel	Sherman	Udall (NM)	Capito	Herseeth	Murphy	Thompson (CA)	Vitter	Wilson (NM)
Reyes	Skelton	Van Hollen	Capps	Hill	Murtha	Thompson (MS)	Walden (OR)	Wilson (SC)
Rodriguez	Smith (WA)	Velázquez	Capuano	Hinojosa	Musgrave	Thornberry	Walsh	Wolf
Ross	Snyder	Visclosky	Cardin	Hobson	Nadler	Tiahrt	Wamp	Woolsey
Rothman	Solis	Waters	Cardoza	Hoeffel	Napolitano	Tiberi	Waters	Wu
Roybal-Allard	Spratt	Watson	Carson (IN)	Hoekstra	Neal (MA)	Tierney	Watson	Wynn
Ruppersberger	Stark	Watt	Carson (OK)	Holden	Nethercutt	Towns	Watt	Young (AK)
Rush	Stenholm	Waxman	Carter	Holt	Neugebauer	Turner (OH)	Waxman	Young (FL)
Ryan (OH)	Strickland	Weiner	Case	Honda	Ney	Turner (TX)	Weiner	
Sabo	Stupak	Wexler	Castle	Hooley (OR)	Northup	Udall (CO)	Weldon (FL)	
Sánchez, Linda	Tanner	Woolsey	Chandler	Houghton	Nunes			
T.	Tauscher	Wu	Clay	Hoyer	Nussle			
Sanchez, Loretta	Taylor (MS)	Wynn	Clyburn	Hulshof	Oberstar	Barrett (SC)	Hostettler	Rohrabacher
Sanders	Thompson (CA)		Coble	Hunter	Obey	Chabot	Johnson, Sam	Royce

NOT VOTING—15

Boehlert	Majette	Radanovich
Filner	Millender	Ryun (KS)
Gephardt	McDonald	Slaughter
Hinchey	Norwood	Tauzin
Jones (OH)	Paul	
Kilpatrick	Quinn	

□ 1359

Messrs. BAIRD, ORTIZ, GRIJALVA, and RUSH changed their vote from “yea” to “nay.”

Mr. CARSON of Oklahoma and Mr. TOM DAVIS of Virginia changed their vote from “nay” to “yea.”

So 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 against:

Mr. FILNER. Mr. Speaker, on rollcall No. 506, I was in my Congressional District on official business. Had I been present, I would have voted “nay.”

ECONOMIC DEVELOPMENT ADMINISTRATION REAUTHORIZATION ACT OF 2004

The SPEAKER pro tempore (Mr. BONILLA). The unfinished business is the question of suspending the rules and passing the Senate bill, S.1134.

The Clerk read the title of the Senate bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Ohio (Mr. LATOURETTE) that the House suspend the rules and pass the Senate bill, S. 1134, 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 388, nays 31, not voting 13, as follows:

[Roll No. 507]

YEAS—388

Abercrombie	Becerra	Boozman
Ackerman	Bell	Boswell
Aderholt	Berkley	Boucher
Akin	Berman	Boyd
Alexander	Berry	Bradley (NH)
Allen	Biggart	Brady (PA)
Andrews	Bilirakis	Brady (TX)
Baca	Bishop (GA)	Brown (OH)
Bachus	Bishop (NY)	Brown (SC)
Baird	Bishop (UT)	Brown, Corrine
Baker	Blackburn	Brown-Waite,
Baldwin	Blumenauer	Ginny
Ballenger	Blunt	Burgess
Bartlett (MD)	Boehner	Burns
Barton (TX)	Bonilla	Burr
Bass	Bonner	Burton (IN)
Beauprez	Bono	Butterfield

Buyer	Hastings (FL)	Miller, George
Calvert	Hastings (WA)	Mollohan
Camp	Hayes	Moore
Cannon	Hayworth	Moran (KS)
Cantor	Herger	Moran (VA)
Capito	Herseeth	Murphy
Capps	Hill	Murtha
Capuano	Hinojosa	Musgrave
Cardin	Hobson	Nadler
Cardoza	Hoeffel	Napolitano
Carson (IN)	Hoekstra	Neal (MA)
Carson (OK)	Holden	Nethercutt
Carter	Holt	Neugebauer
Case	Honda	Ney
Castle	Hooley (OR)	Northup
Chandler	Houghton	Nunes
Clay	Hoyer	Nussle
Clyburn	Hulshof	Oberstar
Coble	Hunter	Obey
Cole	Hyde	Olver
Collins	Inslee	Ortiz
Conyers	Isakson	Osborne
Cooper	Israel	Ose
Costello	Issa	Owens
Cramer	Istook	Oxley
Crane	Jackson (IL)	Pallone
Crenshaw	Jackson-Lee	Pascarell
Crowley	(TX)	Pastor
Cummings	Jefferson	Payne
Cunningham	Jenkins	Pearce
Davis (AL)	John	Pelosi
Davis (CA)	Johnson (CT)	Peterson (MN)
Davis (FL)	Johnson (IL)	Peterson (PA)
Davis (IL)	Johnson, E. B.	Pickering
Davis (TN)	Jones (OH)	Pitts
Davis, Jo Ann	Kanjorski	Pombo
Davis, Tom	Kaptur	Pomeroy
Deal (GA)	Keller	Porter
DeFazio	Kelly	Portman
DeGette	Kennedy (MN)	Price (NC)
DeLauro	Kennedy (RI)	Pryce (OH)
DeLay	Kildee	Putnam
DeMint	Kind	Radanovich
Deutsch	King (NY)	Rahall
Diaz-Balart, L.	Kingston	Ramstad
Diaz-Balart, M.	Kirk	Rangel
Dicks	Kleczka	Regula
Dingell	Kline	Rehberg
Doggett	Knollenberg	Renzi
Dooley (CA)	Kolbe	Reyes
Doolittle	Kucinich	Reynolds
Doyle	LaHood	Rodriguez
Dreier	Lampson	Rogers (AL)
Duncan	Langevin	Rogers (KY)
Dunn	Lantos	Rogers (MI)
Edwards	Larsen (WA)	Ros-Lehtinen
Ehlers	Larson (CT)	Ross
Emanuel	Latham	Rothman
Emerson	LaTourette	Roybal-Allard
Engel	Leach	Ruppersberger
English	Lee	Rush
Eshoo	Levin	Ryan (OH)
Etheridge	Lewis (CA)	Ryan (WI)
Evans	Lewis (GA)	Sabo
Everett	Lewis (KY)	Sánchez, Linda
Farr	Linder	T.
Fattah	Lipinski	Sanchez, Loretta
Feeney	LoBiondo	Sanders
Ferguson	Lofgren	Sandlin
Foley	Lowey	Saxton
Forbes	Lucas (KY)	Schakowsky
Ford	Lucas (OK)	Schiff
Fossella	Lynch	Schrock
Frank (MA)	Maloney	Scott (GA)
Frelinghuysen	Manzullo	Scott (VA)
Frost	Markey	Serrano
Gallely	Marshall	Sessions
Gerlach	Matheson	Shaw
Gibbons	Matsui	Shays
Gilchrist	McCarthy (MO)	Sherman
Gillmor	McCarthy (NY)	Sherwood
Gingrey	McCollum	Shimkus
Gonzalez	McCotter	Shuster
Goode	McCrery	Simmons
Goodlatte	McDermott	Simpson
Gordon	McGovern	Skelton
Granger	McHugh	Smith (NJ)
Graves	McInnis	Smith (TX)
Green (TX)	McIntyre	Smith (WA)
Green (WI)	McKeon	Snyder
Greenwood	McNulty	Solis
Grijalva	Meehan	Spratt
Gutierrez	Meek (FL)	Stark
Gutknecht	Meeks (NY)	Stenholm
Hall	Menendez	Strickland
Harman	Mica	Stupak
Harris	Michaud	Sullivan
Hart	Miller (MI)	Sweeney
	Miller (NC)	Tancredo

NAYS—31

Barrett (SC)	Hostettler	Rohrabacher
Chabot	Johnson, Sam	Royce
Chocola	Jones (NC)	Sensenbrenner
Cox	King (IA)	Shadegg
Cubin	Miller (FL)	Smith (MI)
Culberson	Miller, Gary	Souder
Flake	Myrick	Stearns
Franks (AZ)	Otter	Taylor (MS)
Garrett (NJ)	Pence	Toomey
Hefley	Petri	
Hensarling	Platts	

NOT VOTING—13

Boehlert	Majette	Quinn
Filner	Millender	Ryun (KS)
Gephardt	McDonald	Slaughter
Hinchey	Norwood	Tauzin
Kilpatrick	Paul	

□ 1411

Mr. BARRETT of South Carolina and Mrs. CUBIN changed their vote from “yea” to “nay.”

Mr. TAYLOR of North Carolina changed his vote from “nay” to “yea.”

So (two-thirds having voted in favor thereof) the rules were suspended and the Senate 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. 507, I was in my Congressional District on official business. Had I been present, I would have voted “yea.”

PERSONAL EXPLANATION

Ms. KILPATRICK. Mr. Speaker, official business in my district prevents me from being present for legislative business scheduled for today, Thursday, October 7, 2004. Had I been present, I would have voted “aye” on the motion to instruct conferees to H.R. 42567, Homeland Security Appropriations for Fiscal Year 2005 (Rollcall No. 502); “aye” on H.R. 4661, Internet Spyware Prevention Act (Rollcall No. 503); “aye” on H.R. 5213 (Rollcall No. 503); “aye” on H.R. 5186, a bill to reduce certain special allowance payments and provide additional teach loan forgiveness on Federal student loans (Rollcall No. 504); “no” on the adoption of H. Res. 828, a resolution waiving the requirement of clause 6(a) of Rule 13 to provide for same day consideration of H.R. 4520 (Rollcall No. 505); “aye” on S. 1134, the Economic Development Administration Reauthorization Act of 2003 (Rollcall No. 506); and “aye” on H.R. 5061, the Comprehensive Peace in Sudan Act (Rollcall No. 507).

COMPREHENSIVE PEACE IN SUDAN ACT

The SPEAKER pro tempore (Mr. BONILLA). The unfinished business is