

King (NY)  
Klein (FL)  
Kucinich  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McHugh  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick

Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Reichert  
Renzi  
Reyes  
Richardson  
Rodriguez  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
McNulty  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Miller (NC)  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Wynn  
Shays

Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Tsongas  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (NM)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth

## NOT VOTING—26

Bilbray  
Boren  
Buyer  
Calvert  
Carson  
Davis (CA)  
DeFazio  
Dreier  
Filner

Galleghy  
Hastert  
Hastings (WA)  
Hunter  
Issa  
Jindal  
Johnson, E. B.  
Kilpatrick  
Lewis (CA)

McHenry  
McIntyre  
Miller, Gary  
Shea-Porter  
Shuster  
Tancredo  
Wilson (OH)  
Young (AK)

□ 1657

Ms. TSONGAS, Mr. GORDON of Tennessee, Mr. TOWNS and Mrs. CAPITO changed their vote from “yea” to “nay.”

Mr. SHIMKUS changed his vote from “nay” to “yea.”

Mr. COSTA changed his vote from “present” to “nay.”

So the motion to recommit was rejected.

The result of the vote was announced as above recorded.

Stated for:

Mr. MCHENRY. Madam Speaker, on rollcall No. 1008 I am not recorded because I was unavoidably detained on my return to the Capitol. Had I been present, I would have voted “yea.”

Stated against:

Mr. FILNER. Madam Speaker, on rollcall No. 1008, I was not present because I was helping my constituents cope with the fire crisis in San Diego, CA. Had I been present, I would have voted “nay.”

The SPEAKER pro tempore. The question is on the passage of the bill.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. BARTON of Texas. Madam Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 265, nays 142, not voting 26, as follows:

[Roll No. 1009]

## YEAS—265

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bono  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Kaptur  
Kennedy  
Kildee  
Kind  
King (NY)  
Kirk  
Klein (FL)  
Kucinich  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McHugh  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell

Hastings (FL)  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kind  
King (NY)  
Kirk  
Klein (FL)  
Kucinich  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McHugh  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell

Pastor  
Payne  
Pelosi  
Perlmutter  
Peterson (MN)  
Petri  
Platts  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Richardson  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Sherman  
Shuler  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tiberi  
Tierney  
Towns  
Tsongas  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (NM)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

## NAYS—142

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Boozman  
Boustany  
Brady (TX)  
Broun (GA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Burgess  
Burton (IN)  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Carter  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Deal (GA)  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Duncan  
Ehlers  
Everett  
Fallin

Feeney  
Flake  
Forbes  
Fortenberry  
Fox  
Franks (AZ)  
Frelinghuysen  
Garrett (NJ)  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hayes  
Heller  
Hensarling  
Herger  
Hoekstra  
Hulshof  
Inglis (SC)  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
Kingston  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
Lamborn  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
Marshall  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McKeon  
Mica

Miller (FL)  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Pickering  
Pitts  
Poe  
Price (GA)  
Putnam  
Radanovich  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Smith (NE)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Terry  
Thornberry  
Tiahrt  
Walberg  
Walden (OR)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (SC)

## NOT VOTING—26

Bilbray  
Boren  
Buyer  
Calvert  
Carson  
Davis (CA)  
DeFazio  
Dreier

Filner  
Galleghy  
Hastert  
Hastings (WA)  
Hunter  
Issa  
Jindal  
Johnson, E. B.  
Kilpatrick

Lewis (CA)  
McHenry  
Miller, Gary  
Shea-Porter  
Shuster  
Tancredo  
Wilson (OH)  
Young (AK)

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised there are 2 minutes remaining on this vote.

□ 1706

So 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. Madam Speaker, on rollcall No. 1009, I was not present because I was helping my constituents cope with the fire crisis in San Diego, CA. Had I been present, I would have voted “yea.”

Mr. MCHENRY. Mr. Speaker, on rollcall No. 1009 I am not recorded because I was unavoidably detained on my return to the Capitol. Had I been present, I would have voted “nay.”

## PERSONAL EXPLANATION

Ms. KILPATRICK. Madam Speaker, due to official business in the 13th Congressional District of Michigan, I unavoidably missed two votes. If I had been present, I would have voted “nay” on rollcall No. 1008, the motion to

recommit H.R. 3963, and "yea" on rollcall No. 1009, final passage of H.R. 3963, the Children's Health Insurance Program Reauthorization Act.

#### PERSONAL EXPLANATION

Ms. WATERS. Mr. Speaker, I erroneously cast my vote against H.R. 505, the Native Hawaiian Government Reorganization Act. Please let the written record show that I intended to vote "aye" on roll call vote number 1000.

#### LEGISLATIVE PROGRAM

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

Mr. BLUNT. Mr. Speaker, I yield to my friend from Maryland, the majority leader, for information about the schedule next week.

Mr. HOYER. I thank my friend for yielding.

On Monday, the House will meet at 12:30 p.m. for morning-hour business and 2 p.m. for legislative business, with votes rolled until 6:30 p.m. We will consider several bills under suspension of the rules. A list of those bills will be announced by the end of business tomorrow.

On Tuesday, the House will meet at 9 a.m. for morning-hour business and 10 a.m. for legislative business. On Wednesday and Thursday, the House will meet at 10 a.m. for legislative business. We expect to consider H.R. 3867, the Small Business Contracting Improvements Act; H.R. 2262, the Hardrock Mining and Reclamation Act; and H.R. 3920, the Trade and Globalization Assistance Act. On Friday, there will be no votes, as I announced earlier today.

Mr. BLUNT. I thank the gentleman for the information. Two bills we thought we might deal with this week I notice are still not on the schedule: the Employment Non-Discrimination Act and the Foreign Intelligence Surveillance Act. I wonder if my friend has any information about either of those bills?

Mr. HOYER. I thank the gentleman for the question, and I will tell him that both of those bills are under consideration for addition to the calendar. They have not been added at this point in time, but they are both possibilities.

Mr. BLUNT. I thank you for that. On the question I have asked now for the last few weeks about conferences on appropriations bills, I believe 1987 was the last year that the Congress hadn't passed a single appropriations bill by this time in October 1987, particularly on the Military Quality of Life bill that has been ready for some time. I am wondering if there is any chance that we could go to conference on that bill or any other appropriations bill in the near future.

Mr. HOYER. We passed the Military Construction bill here handily through the House. It has passed the Senate. We want to get a conference finished. We

know the staff is working on that. We hope to go to conference very soon. We certainly want to pass that bill in the near term, and other appropriations bills are being pre-conferenced as well as getting ready to go to conference.

I say to the gentleman, as you know, we passed bills here in a relatively timely fashion, all by August, and I want to see those bills moved and sent to the President. We hope to do that as soon as we can. We are working on it.

Mr. BLUNT. I am pretty familiar with that equation, where the House passes its bills and then we don't have the bills done. I don't recall ever getting a lot of credit for that, but I will suggest I appreciate the gentleman's position, and I appreciate the fact the House got its bills done.

It still has been 20 years since we failed to get any bills done by October 25. Of these bills that are ready, I do hope we can figure out a way to move them, again, particularly on the Military Quality of Life bill for veterans and for the families of people serving today, and for military retirees. I think it's about \$18.5 million a day of additional benefits that could have been going as of October 1, and I know I brought this up before, I don't mean to be offensive about it, but I really strongly feel that this is a bill that we could get on the President's desk and get started quickly.

Mr. HOYER. We want to pass that bill. The bill that passed out of the House is the best bill that's passed out of the House for veterans since 77 years ago when the Veterans' Administration was formed. We are very proud of that bill. It had overwhelming bipartisan support. We think it is an excellent bill. We want to see it signed by the President.

I will observe, though, Mr. BLUNT, that I can't remember a time that I have served here over the last 26 years where a President said, if you are not exactly at my number, I will veto all of your bills. That has put a real crimp in the appropriations process of trying to figure out how to get this process done on bills that, for the most part, have been very strongly supported.

In the Senate, there hasn't been under, I think, 71 votes or 72 votes for any of the appropriations bills they have passed. We have had an average of 285 votes for the bills we have passed, some less, some more, so that the Congress has passed its bills with relative ease that it's considered on the floor, but the President continues to say he is going to veto bills if we go anything over what he has told us to do.

Very frankly, we think under article I of the Constitution, it's our prerogative to fund the priorities that we believe are important for our country. We have done that, and we are hopeful. I have had discussions with the White House about the possibility of compromise. Mr. OBEY has had conversations, and we do not have compromise yet on that position. So I tell my

friend that that has made it somewhat more difficult for us to do.

If it's unprecedented that we haven't passed one before October, I tell the gentleman, without having checked the records, I can't remember a President, certainly not this President, ever saying that to previous Congresses, which, by the way, as you know, for at least 4 years cut defense spending below what the President asked for and increased domestic spending above what he asked for. We have not done that. As a matter of fact, we have enhanced the President's request on the Defense appropriation bill, as you know, for MRAPs and for Afghanistan and for other items that we thought were necessary. So we are over the President's number.

□ 1715

But we're working on it. We hope to get those to the President as soon as possible, and we're certainly hopeful that he will sign the bills that we send him.

Thank you for yielding.

Mr. BLUNT. I thank the gentleman for that. Again, I'd suggest on the Military Quality of Life bill, I think the President said he's ready to sign that bill, even though it exceeds his request. And of course it would drive the average up dramatically of the passage of the other bill, since every Member of the House voted for it. But the other bills did get bipartisan support at some level. I do understand that.

I also understand that I think all the other bills, but one, probably had enough people voting against them to sustain a veto. But as the actions today would have been evidence of, the very fact the President says he's going to veto is not the ultimate impediment to us getting our work done and challenging him with that.

One of the announcements you made today was on the Trade Adjustment Assistance Act. I wonder, could we begin to expect a vote then on the Peru Free Trade Agreement after Trade Adjustment Assistance is on the floor next week?

Mr. HOYER. It is my hope and expectation that we will schedule Peru for the week of the 5th, the vote on the Peru Trade Agreement the week of the 5th, which would be not next week, but the week after.

Mr. BLUNT. But the following week, the week after we do Trade Adjustment Assistance is what the gentleman is saying.

Mr. HOYER. Yes.

Mr. BLUNT. I appreciate that.

On the calendar generally, I actually received a document this week that one of your chairmen had sent around town that suggested, actually it didn't suggest, it said here's going to be the schedule for December. I wonder if that's accurate, or if the gentleman could share his plans for December, if we are in, this would be assuming, my friend, that we haven't finished our work yet on November 16, we'll be working in December. Are we to the