

and that we would do what is necessary to root out the hateful individuals who unflicted such loss on our citizens.

Part of our responsibility was to reach out on a bi-partisan basis and give the American people our best. The work product that was produced by our Judiciary Committee was an example of giving our best. Thirty-six widely disparate men and women under the leadership to Chairman SENSENBRENNER and Ranking Member CONYERS have perhaps the widest array of opinions found on any committee in the House. Yet they were able to come together unanimously with a balanced, well thought-out measure that could serve as a focal point for the House of Representatives. This work product of our committee system was swept aside by the House Republican leadership. At the last minute we received a 175-page substitute, without the opportunity for any amendments.

This is not a question that needs to be decided by a partisan power play. The American public cares about rooting out the terrorist elements in our country and everywhere else. They have every reason to expect that the rights of the American public will be respected. A few days or even a few hours of work could have achieved that objective. I will vote against the bill because I reject the notion that in these times of crisis, the legislative process can not work, that partisanship must prevail over the openness and strength of America's democratic system.

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

The SPEAKER pro tempore (Mr. LAHOOD). Without objection, the previous question is ordered on the resolution.

There was no objection.

The SPEAKER pro tempore. The question is on the resolution.

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

Mr. NADLER. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

The vote was taken by electronic device, and there were—yeas 216, nays 205, not voting 10, as follows:

[Roll No. 382]

YEAS—216

Abercrombie	Buyer	Deal
Akin	Callahan	DeLay
Armey	Calvert	DeMint
Bachus	Camp	Deusch
Baker	Cannon	Diaz-Balart
Ballenger	Cantor	Doolittle
Barr	Capito	Dreier
Bartlett	Castle	Duncan
Bass	Chabot	Dunn
Bereuter	Chambliss	Ehlers
Biggert	Coble	Ehrlich
Billirakis	Collins	Emerson
Boehlert	Combest	English
Boehner	Cooksey	Everett
Bonilla	Cox	Ferguson
Bono	Crane	Flake
Brady (TX)	Crenshaw	Fletcher
Brown (SC)	Cubin	Foley
Bryant	Culberson	Forbes
Burr	Davis, Jo Ann	Fossella
Burton	Davis, Tom	Frelinghuysen

Galleghy	LaHood
Ganske	Largent
Gekas	Latham
Gibbons	LaTourrette
Gilcrest	Leach
Gilman	Lewis (CA)
Goode	Lewis (KY)
Goodlatte	Linder
Goss	LoBiondo
Graham	Lucas (OK)
Granger	Maloney (CT)
Graves	Manullo
Green (WI)	McCrery
Greenwood	McInnis
Grucci	McKeon
Gutknecht	Mica
Hall (TX)	Miller, Gary
Hansen	Moran (KS)
Hart	Morella
Hastert	Myrick
Hastings (WA)	Nethercutt
Hayes	Ney
Hayworth	Northup
Hefley	Norwood
Herger	Nussle
Hilleary	Osborne
Hobson	Ose
Hoekstra	Otter
Horn	Oxley
Hostettler	Pence
Houghton	Peterson (PA)
Hulshof	Pickering
Hunter	Pitts
Hyde	Platts
Isakson	Pombo
Issa	Portman
Istook	Pryce (OH)
Jenkins	Putnam
Johnson (CT)	Quinn
Johnson (IL)	Radanovich
Johnson, Sam	Ramstad
Jones (NC)	Regula
Keller	Rehberg
Kelly	Reynolds
Kennedy (MN)	Riley
Kerns	Rogers (KY)
King (NY)	Rogers (MI)
Kingston	Rohrabacher
Kirk	Ros-Lehtinen
Knollenberg	Roukema
Kolbe	Royce

NAYS—205

Ackerman	DeGette
Allen	Delahunt
Andrews	DeLauro
Baca	Dingell
Baird	Doggett
Baldacci	Dooley
Baldwin	Doyle
Barcia	Edwards
Barrett	Engel
Becerra	Eshoo
Bentsen	Etheridge
Berkley	Evans
Berman	Farr
Berry	Fattah
Bishop	Filner
Blagojevich	Ford
Blumenauer	Frank
Bonior	Frank
Borski	Gephardt
Boswell	Gonzalez
Boucher	Gordon
Boyd	Green (TX)
Brady (PA)	Gutierrez
Brown (FL)	Hall (OH)
Brown (OH)	Harman
Capps	Hastings (FL)
Capuano	Hill
Cardin	Hilliard
Carson (IN)	Hinchee
Carson (OK)	Hinojosa
Clay	Hoeffel
Clayton	Holden
Clement	Holt
Clyburn	Honda
Condit	Hooley
Conyers	Hoyer
Costello	Inslee
Coyne	Israel
Cramer	Jackson (IL)
Crowley	Jackson-Lee
Cummings	(TX)
Cunningham	Jefferson
Davis (CA)	John
Davis (FL)	Johnson, E. B.
Davis (IL)	Jones (OH)
DeFazio	Kanjorski

Ryan (WI)	Nadler
Ryun (KS)	Napolitano
Saxton	Neal
Schaffer	Oberstar
Sensenbrenner	Obey
Sessions	Olver
Shadegg	Ortiz
Shaw	Owens
Shays	Pallone
Sherwood	Pascarell
Shimkus	Pastor
Shows	Paul
Shuster	Payne
Simmons	Pelosi
Simpson	Peterson (MN)
Skeen	Petri
Smith (MI)	Phelps
Smith (NJ)	Pomeroy
Smith (TX)	Price (NC)
Souder	Rahall
Stearns	Rangel
Stump	Reyes
Sununu	Rivers
Sweeney	
Tancredo	
Tauzin	Aderholt
Taylor (NC)	Barton
Terry	Blunt
Thomas	Dicks
Thornberry	
Thune	
Tiahrt	
Tiberi	
Toomey	
Trafficant	
Upton	
Vitter	
Walden	
Walsh	
Wamp	
Watkins (OK)	
Watts (OK)	
Weldon (FL)	
Weldon (PA)	
Weller	
Whitfield	
Wicker	
Wilson	
Wolf	
Young (AK)	
Young (FL)	

Rodriguez	Stenholm
Roemer	Strickland
Ross	Stupak
Rothman	Tanner
Roybal-Allard	Tauscher
Rush	Taylor (MS)
Sabo	Thompson (CA)
Sanchez	Thompson (MS)
Sanders	Thurman
Sandlin	Tierney
Sawyer	Turner
Schakowsky	Udall (CO)
Schiff	Udall (NM)
Scott	Velazquez
Serrano	Visclosky
Sherman	Waters
Skelton	Watson (CA)
Slaughter	Watt (NC)
Smith (WA)	Waxman
Snyder	Weiner
Solis	Woolsey
Spratt	Wu
Stark	Wynn

NOT VOTING—10

Gillmor	Towns
McHugh	Wexler
Miller (FL)	
Schrock	

□ 1216

Mr. HOLDEN, Mrs. JONES of Ohio, and Mr. MEEKS of New York, changed their vote from "yea" to "nay."

Mr. TAUZIN changed his 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 for:

Mr. SCHROCK. Mr. Speaker, today I was in my district attending the memorial service for the victims of the USS *Cole*, which was attacked by terrorists on October 12, 2000. As a result, I missed rollcall vote 382. Had I been present, I would have voted "yea" on this rollcall vote.

#### MESSAGE FROM THE SENATE

A message from the Senate by Ms. Monahan, one of its clerks, announced that the Senate has passed without amendment a joint resolution and a concurrent resolution of the House of the following titles:

H. J. Res. 68. Joint resolution making further continuing appropriations for the fiscal year 2002, and for other purposes.

H. Con. Res. 204. Concurrent resolution expressing the sense of Congress regarding the establishment of National Character Counts Week.

The message also announced that the Senate has passed a joint resolution of the following title in which the concurrence of the House is requested:

S. J. Res. 25. Joint resolution designating September 11 as "National Day of Remembrance".

#### PROVIDING FOR CONSIDERATION OF H.R. 2975, PATRIOT ACT OF 2001

Mr. DIAZ-BALART. Mr. Speaker, by direction on the Committee on Rules, I call up House Resolution 264 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 264

*Resolved*, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in