

The yeas and nays were ordered.
 The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this question will be postponed.

FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Mr. Monahan, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 3182. An act to reauthorize the adoption incentive payments program under part E of title IV of the Social Security Act, and for other purposes.

The message also announced that the Senate insists upon its amendments to the bill (H.R. 1904) "An Act to improve the capacity of the Secretary of Agriculture and the Secretary of the Interior to plan and conduct hazardous fuels reduction projects on National Forest System lands and Bureau of Land Management lands aimed at protecting communities, watersheds, and certain other at-risk lands from catastrophic wildfire, to enhance efforts to protect watersheds and address threats to forest and rangeland health, including catastrophic wildfire, across the landscape, and for other purposes," disagreed to by the House and agrees to the conference asked by the House on the disagreeing votes of the two Houses thereon, and appoints Mr. COCHRAN, Mr. MCCONNELL, Mr. CRAPO, Mr. DOMENICI, Mr. HARKIN, Mr. LEAHY, and Mr. DASCHLE, to be the conferees on the part of the Senate.

□ 1330

RECESS

The SPEAKER pro tempore (Mr. LATOURETTE). Pursuant to clause 12(a) of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 1 p.m.), the House stood in recess subject to the call of the Chair.

□ 1335

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. LATOURETTE) at 1 o'clock and 35 minutes p.m.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

House Joint Resolution 78, by the yeas and nays;

conference report on H.R. 2417, by the yeas and nays;

motion to instruct on H.R. 1, by the yeas and nays; and
 motion to instruct on H.R. 2660, 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.

FURTHER CONTINUING APPROPRIATIONS, FISCAL YEAR 2004

The SPEAKER pro tempore. The pending business is the vote on the passage of the joint resolution, H.J. Res. 78, on which the yeas and nays are ordered.

The Clerk read the title of the joint resolution.

The SPEAKER pro tempore. The question is on the passage of the joint resolution.

The vote was taken by electronic device, and there were—yeas 410, nays 10, not voting 14, as follows:

[Roll No. 648]
 YEAS—410

- | | | |
|----------------|-----------------|----------------|
| Abercrombie | Chabot | Gerlach |
| Ackerman | Chocola | Gibbons |
| Aderholt | Clay | Gilchrest |
| Akin | Clyburn | Gillmor |
| Alexander | Coble | Gingrey |
| Allen | Cole | Gonzalez |
| Andrews | Collins | Goode |
| Baca | Conyers | Goodlatte |
| Bachus | Cooper | Gordon |
| Baird | Costello | Goss |
| Baker | Cox | Granger |
| Baldwin | Cramer | Graves |
| Ballance | Crane | Green (TX) |
| Ballenger | Crenshaw | Green (WI) |
| Barrett (SC) | Crowley | Greenwood |
| Bartlett (MD) | Culberson | Grijalva |
| Barton (TX) | Cummings | Gutierrez |
| Bass | Cunningham | Gutknecht |
| Beauprez | Davis (AL) | Hall |
| Becerra | Davis (CA) | Harman |
| Bell | Davis (IL) | Harris |
| Bereuter | Davis (TN) | Hart |
| Berkley | Davis, Jo Ann | Hastings (FL) |
| Biggert | Davis, Tom | Hastings (WA) |
| Bilirakis | Deal (GA) | Hayes |
| Bishop (GA) | DeGette | Hayworth |
| Bishop (NY) | Delahunt | Hefley |
| Bishop (UT) | DeLauro | Hensarling |
| Blumenauer | DeLay | Henger |
| Blunt | Deutsch | Hill |
| Boehert | Diaz-Balart, L. | Hinchesy |
| Boehner | Diaz-Balart, M. | Hinojosa |
| Bonilla | Dicks | Hobson |
| Bonner | Dingell | Hoeffel |
| Bono | Doggett | Hoekstra |
| Boozman | Dooley (CA) | Holden |
| Boswell | Doolittle | Holt |
| Boucher | Doyle | Honda |
| Boyd | Dreier | Hooley (OR) |
| Bradley (NH) | Duncan | Hostettler |
| Brady (PA) | Dunn | Houghton |
| Brady (TX) | Edwards | Hoyer |
| Brown (OH) | Ehlers | Hulshof |
| Brown (SC) | Emanuel | Hunter |
| Brown, Corrine | Emerson | Hyde |
| Brown-Waite, | Engel | Inslee |
| Ginny | English | Isakson |
| Burgess | Eshoo | Israel |
| Burns | Etheridge | Issa |
| Burr | Evans | Istook |
| Burton (IN) | Everett | Jackson (IL) |
| Calvert | Farr | Janklow |
| Camp | Fattah | Jefferson |
| Cannon | Feeney | Jenkins |
| Cantor | Ferguson | John |
| Capito | Foley | Johnson (CT) |
| Capps | Forbes | Johnson (IL) |
| Cardin | Fossella | Johnson, E. B. |
| Cardoza | Frank (MA) | Johnson, Sam |
| Carson (IN) | Franks (AZ) | Jones (NC) |
| Carson (OK) | Frelinghuysen | Jones (OH) |
| Carter | Frost | Kanjorski |
| Case | Gallegly | Keller |
| Castle | Garrett (NJ) | Kelly |

- | | | |
|---------------|------------------|---------------|
| Kennedy (MN) | Napolitano | Serrano |
| Kennedy (RI) | Neal (MA) | Sessions |
| Kildee | Nethercutt | Shadegg |
| Kilpatrick | Neugebauer | Shaw |
| Kind | Ney | Shays |
| King (IA) | Northup | Sherwood |
| King (NY) | Norwood | Shimkus |
| Kingston | Nussle | Shuster |
| Kirk | Oberstar | Simmons |
| Klecza | Obey | Simpson |
| Kline | Olver | Skelton |
| Knollenberg | Ortiz | Slaughter |
| Kolbe | Osborne | Smith (MI) |
| LaHood | Ose | Smith (NJ) |
| Lampson | Otter | Smith (TX) |
| Langevin | Owens | Smith (WA) |
| Lantos | Oxley | Snyder |
| Larsen (WA) | Pallone | Solis |
| Larson (CT) | Pascrell | Souder |
| Latham | Pastor | Spratt |
| LaTourette | Payne | Stark |
| Leach | Pearce | Stearns |
| Lee | Pelosi | Stenholm |
| Levin | Pence | Strickland |
| Lewis (CA) | Peterson (MN) | Stupak |
| Lewis (GA) | Peterson (PA) | Sweeney |
| Lewis (KY) | Petri | Tancredo |
| Linder | Pickering | Tanner |
| Lipinski | Pitts | Tauscher |
| LoBiondo | Platts | Tauzin |
| Lofgren | Pombo | Taylor (MS) |
| Lowey | Pomeroy | Taylor (NC) |
| Lucas (KY) | Porter | Terry |
| Lucas (OK) | Portman | Thomas |
| Lynch | Price (NC) | Thompson (CA) |
| Majette | Pryce (OH) | Thompson (MS) |
| Manzullo | Putnam | Thornberry |
| Markey | Quinn | Tiahrt |
| Marshall | Radanovich | Tiberi |
| Matheson | Rahall | Tierney |
| Matsui | Ramstad | Toomey |
| McCarthy (MO) | Rangel | Towns |
| McCarthy (NY) | Regula | Turner (OH) |
| McCullum | Rehberg | Turner (TX) |
| McCotter | Renzi | Udall (CO) |
| McCrery | Reyes | Udall (NM) |
| McDermott | Reynolds | Upton |
| McGovern | Rodriguez | Van Hollen |
| McHugh | Rogers (AL) | Velazquez |
| McInnis | Rogers (KY) | Vislosky |
| McIntyre | Rogers (MI) | Vitter |
| McKeon | Rohrabacher | Walden (OR) |
| McNulty | Ros-Lehtinen | Walsh |
| Meehan | Ross | Wamp |
| Meek (FL) | Rothman | Waters |
| Meeks (NY) | Roybal-Allard | Watson |
| Menendez | Royce | Watt |
| Mica | Rush | Waxman |
| Michaud | Ryan (OH) | Weiner |
| Millender- | Ryan (WI) | Weldon (FL) |
| McDonald | Ryun (KS) | Weldon (PA) |
| Miller (FL) | Sabo | Weller |
| Miller (MI) | Sanchez, Linda | Wexler |
| Miller (NC) | T. | Whitfield |
| Miller, Gary | Sanchez, Loretta | Wicker |
| Mollohan | Sanders | Wilson (NM) |
| Moore | Sandlin | Wilson (SC) |
| Moran (KS) | Saxton | Wolf |
| Moran (VA) | Schakowsky | Woolsey |
| Murphy | Schiff | Wu |
| Murtha | Schrock | Wynn |
| Musgrave | Scott (GA) | Young (AK) |
| Myrick | Scott (VA) | Young (FL) |
| Nadler | Sensenbrenner | |

NAYS—10

- | | | |
|---------|-------------|----------------|
| Berry | Flake | Kucinich |
| Capuano | Ford | Miller, George |
| DeFazio | Jackson-Lee | Paul |
| Filner | (TX) | |

NOT VOTING—14

- | | | |
|------------|----------|---------------|
| Berman | DeMint | Nunes |
| Blackburn | Fletcher | Ruppersberger |
| Buyer | Gephardt | Sherman |
| Cubin | Kaptur | Sullivan |
| Davis (FL) | Maloney | |

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

Mr. TERRY changed his vote from "nay" to "yea."

□ 1358

So the joint resolution was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Mrs. BLACKBURN. Mr. Speaker, on rollcall No. 648, I was unavoidably detained. Had I been present, I would have voted "yea."

Mr. RUPPERSBERGER. Mr. Speaker, on November 20, 2003, I was attending the funeral of my long time friend and one of my dearest colleagues, Maryland State Delegate Howard P. Rawlings, chairman of the Maryland's House Appropriations Committee. Because of the services, I was unable to make rollcall vote 648.

If I were present, on rollcall vote 648, I would have voted "yea."

CONFERENCE REPORT ON H.R. 2417, INTELLIGENCE AUTHORIZATION ACT FOR FISCAL YEAR 2004

The SPEAKER pro tempore. The pending business is the question of agreeing to the conference report on the bill, H.R. 2417, on which the yeas and nays are ordered.

The Clerk read the title of the bill. The SPEAKER pro tempore. The question is on the conference report.

This will be a 5-minute vote. The vote was taken by electronic device, and there were—yeas 264, nays 163, not voting 7, as follows:

[Roll No. 649]
YEAS—264

Aderholt	Cramer	Harris
Akin	Crane	Hart
Alexander	Crenshaw	Hastings (FL)
Andrews	Crowley	Hastings (WA)
Bachus	Culberson	Hayes
Baker	Cunningham	Hayworth
Ballenger	Davis (AL)	Hefley
Barrett (SC)	Davis (CA)	Hensarling
Barton (TX)	Davis (TN)	Herger
Bass	Davis, Jo Ann	Hinojosa
Beauprez	Davis, Tom	Hobson
Bereuter	Deal (GA)	Hoekstra
Biggett	DeLay	Holt
Bilirakis	Diaz-Balart, L.	Hostettler
Bishop (GA)	Diaz-Balart, M.	Houghton
Bishop (UT)	Dicks	Hoyer
Blackburn	Dooley (CA)	Hulshof
Blunt	Doolittle	Hunter
Boehlert	Dreier	Hyde
Boehner	Dunn	Isakson
Bonilla	Edwards	Israel
Bonner	Ehlers	Issa
Bono	Emerson	Istook
Boozman	English	Janklow
Boswell	Eshoo	Jenkins
Boyd	Evans	John
Bradley (NH)	Everett	Johnson (CT)
Brady (TX)	Feeney	Johnson, Sam
Brown (SC)	Ferguson	Keller
Brown-Waite,	Foley	Kelly
Ginny	Forbes	Kennedy (MN)
Burgess	Fossella	King (IA)
Burns	Franks (AZ)	King (NY)
Burr	Frelinghuysen	Kingston
Burton (IN)	Frost	Kirk
Calvert	Gallegly	Kline
Camp	Garrett (NJ)	Knollenberg
Cannon	Gerlach	Kolbe
Cantor	Gibbons	LaHood
Capito	Gilchrest	Lantos
Cardin	Gillmor	Latham
Cardoza	Gingrey	LaTourette
Carson (OK)	Goode	Lewis (CA)
Carter	Goodlatte	Lewis (KY)
Castle	Goss	Linder
Chabot	Granger	Lipinski
Chocola	Graves	LoBiondo
Clay	Green (WI)	Lowe
Coble	Greenwood	Lucas (KY)
Cole	Gutknecht	Marshall
Collins	Hall	Matheson
Cox	Harman	McCarthy (NY)

McCotter	Portman	Smith (TX)
McCrery	Pryce (OH)	Smith (WA)
McHugh	Putnam	Snyder
McInnis	Quinn	Souder
McIntyre	Radanovich	Stenholm
McKeon	Ramstad	Sullivan
Meeks (NY)	Regula	Sweeney
Menendez	Rehberg	Tancredo
Mica	Renzi	Tauscher
Miller (FL)	Reyes	Tauzin
Miller (MI)	Reynolds	Taylor (NC)
Miller, Gary	Rodriguez	Terry
Moran (KS)	Rogers (AL)	Thomas
Murphy	Rogers (KY)	Thornberry
Musgrave	Rogers (MI)	Tiahrt
Myrick	Rohrabacher	Tiberi
Nethercutt	Ros-Lehtinen	Toomey
Neugebauer	Royce	Turner (OH)
Ney	Ruppersberger	Turner (TX)
Northup	Ryan (WI)	Upton
Norwood	Ryun (KS)	Vitter
Nunes	Saxton	Walden (OR)
Nussle	Schiff	Walsh
Ortiz	Schroff	Weiner
Osborne	Scott (GA)	Weldon (FL)
Ose	Sensenbrenner	Weldon (PA)
Oxley	Sessions	Weller
Pearce	Shadegg	Whitfield
Pelosi	Shaw	Wicker
Peterson (MN)	Shays	Wilson (NM)
Peterson (PA)	Sherwood	Wilson (SC)
Petri	Shimkus	Wolf
Pickering	Shuster	Wu
Pitts	Simmons	Young (AK)
Platts	Skelton	Young (FL)
Pomeroy	Smith (MI)	
Porter	Smith (NJ)	

NAYS—163

Abercrombie	Honda	Olver
Ackerman	Hooley (OR)	Otter
Allen	Inslee	Owens
Baca	Jackson (IL)	Pallone
Baird	Jackson-Lee	Pascrell
Baldwin	(TX)	Pastor
Ballance	Jefferson	Paul
Bartlett (MD)	Johnson (IL)	Payne
Becerra	Johnson, E. B.	Pence
Bell	Jones (NC)	Pombo
Berkley	Jones (OH)	Price (NC)
Berman	Kanjorski	Rahall
Berry	Kaptur	Rangel
Bishop (NY)	Kennedy (RI)	Ross
Blumenauer	Kildee	Rothman
Boucher	Kilpatrick	Roybal-Allard
Brady (PA)	Kind	Rush
Brown (OH)	Kleccka	Ryan (OH)
Brown, Corrine	Kucinich	Sabo
Capps	Lampson	Sanchez, Linda
Capuano	Langevin	T.
Carson (IN)	Larsen (WA)	Sanchez, Loretta
Case	Larson (CT)	Sanders
Clyburn	Leach	Sandlin
Conyers	Lee	Schakowsky
Cooper	Levin	Scott (VA)
Costello	Lewis (GA)	Serrano
Cummings	Lofgren	Simpson
Davis (IL)	Lucas (OK)	Slaughter
DeFazio	Lynch	Solis
DeGette	Majette	Spratt
Delahunt	Maloney	Stark
DeLauro	Manzullo	Stearns
Deutsch	Markey	Strickland
Dingell	Matsui	Stupak
Doggett	McCarthy (MO)	Tanner
Doyle	McCollum	Taylor (MS)
Duncan	McDermott	Thompson (CA)
Emanuel	McGovern	Thompson (MS)
Engel	McNulty	Tierney
Etheridge	Meehan	Towns
Farr	Meek (FL)	Udall (CO)
Fattah	Michaud	Udall (NM)
Filner	Millender-	Van Hollen
Flake	McDonald	Velazquez
Ford	Miller (NC)	Visclosky
Frank (MA)	Miller, George	Wamp
Gonzalez	Mollohan	Waters
Gordon	Moore	Watson
Green (TX)	Moran (VA)	Watt
Grijalva	Murtha	Waxman
Gutierrez	Nadler	Wexler
Hill	Napolitano	Woolsey
Hinchey	Neal (MA)	Wynn
Hoefl	Oberstar	
Holden	Obey	

NOT VOTING—7

Buyer	DeMint	Sherman
Cubin	Fletcher	
Davis (FL)	Gephardt	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1415

Ms. JACKSON-LEE of Texas, Ms. MCCOLLUM, Ms. MCCARTHY of Missouri, Ms. BERKLEY, Messrs. KENNEDY of Rhode Island, BAIRD, ACKERMAN, JEFFERSON, OBEY, HOEFFEL, Mrs. CAPPS, Messrs. VAN HOLLEN, WYNN, PENCE, THOMPSON of Mississippi, PALLONE, LANGEVIN, Ms. HOOLEY of Oregon, Mr. TANNER, Ms. LORETTA SANCHEZ of California, Messrs. BISHOP of New York, JONES of North Carolina, MANZULLO, LAMPSON, DINGELL, LEACH, HOLDEN, ROTHMAN, Ms. LINDA T. SANCHEZ of California, Messrs. KIND, BALLANCE, McNULTY, JOHNSON of Illinois, MATSUI, GREEN of Texas, TAYLOR of Mississippi, HILL, GONZALEZ, COOPER, SANDLIN, CASE of Hawaii, ROSS, PRICE of North Carolina, MILLER of North Carolina, ETHERIDGE, Ms. ROYBAL-ALLARD, Mr. SPRATT, Mr. MOORE and Mr. BACA changed their vote from "yea" to "nay."

So the conference report was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

MOTION TO INSTRUCT CONFEREES ON H.R. 1, MEDICARE PRESCRIPTION DRUG AND MODERNIZATION ACT OF 2003

The SPEAKER pro tempore. The unfinished business is the question on the motion to instruct conferees on H.R. 1.

The Clerk will designate the motion. The Clerk designated the motion.

The SPEAKER pro tempore. The question is on the motion to instruct conferees offered by the gentlewoman from Oregon (Ms. HOOLEY) 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 201, nays 222, not voting 11, as follows:

[Roll No. 650]
YEAS—201

Abercrombie	Blumenauer	Conyers
Ackerman	Boehlert	Cooper
Alexander	Boswell	Costello
Allen	Boucher	Cramer
Andrews	Boyd	Crowley
Baca	Brady (PA)	Cummings
Baird	Brown (OH)	Davis (AL)
Baldwin	Capps	Davis (CA)
Ballance	Capuano	Davis (TN)
Becerra	Cardin	DeFazio
Bell	Cardoza	DeGette
Berkley	Carson (IN)	Delahunt
Berman	Carson (OK)	DeLauro
Berry	Case	Deutsch
Bishop (GA)	Clay	Dicks
Bishop (NY)	Clyburn	Dingell