

the bids that they have out there. They have many problems. This bill helps small businesses at no cost to taxpayers. There is no Federal enforcement. It helps truckers cope with the high cost of diesel by ensuring that any fuel charge assessed is paid to the person who actually purchased the fuel.

We need to end this series of bankruptcies among small truckers. We need to be sure that we keep competition in this marketplace. Competition is ultimately what keeps prices down and makes our economy work. I am wholeheartedly in support of this bill.

Mr. BEREUTER. Mr. Speaker, this Member rises today to express his opposition to H.R. 4441, the Motor Carrier Fuel Cost Equity Act. This legislation would require any motor carrier, broker or freight forwarder regularly providing truckload transportation service, to assess the payer of transportation a fuel surcharge whenever an increase in the price of fuel surpasses the benchmark difference between the current fuel price and the fuel price norm by five cents.

Most assuredly, this Member is very concerned about truckers, especially small and independent trucking firms, regarding the burden of high costs of fuel. However, H.R. 4441 is very ill-considered legislation because it decreases the pressure on the petroleum industry to keep prices down by placing the burden of higher prices on consumers across America. This tactic is clearly a mistake. Federal regulations requiring companies to forward increased prices to consumers will not decrease fuel prices. This Member is committed to helping the small and independent truckers who are hurting from higher gasoline prices by working to decrease the price of fuel.

Mr. RAHALL. Mr. Speaker, I have no further requests for time, and I yield back the balance of my time.

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

The SPEAKER pro tempore (Mr. DICKEY). The question is on the motion offered by the gentleman from Pennsylvania (Mr. SHUSTER) that the House suspend the rules and pass the bill, H.R. 4441, as amended.

The question was taken; and (two-thirds having voted in favor thereof) the rules were suspended and the bill, as amended, was passed.

A motion to reconsider was laid on the table.

GENERAL LEAVE

Mr. SHUSTER. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks on H.R. 707 and H.R. 4441.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Pennsylvania?

There was no objection.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the Chair will now put the question on each motion to suspend the rules on which further proceedings were postponed earlier today.

Votes will be taken in the following order:

- S. 2438, de novo;
- H.R. 208, by the yeas and nays;
- H.R. 762, by the yeas and nays.

The Chair will reduce to 5 minutes the time for any electronic vote after the first such vote in this series.

PIPELINE SAFETY IMPROVEMENT ACT OF 2000

The SPEAKER pro tempore. The pending business is the question of suspending the rules and passing the Senate bill, S. 2438.

The Clerk read the title of the Senate bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Pennsylvania (Mr. SHUSTER) that the House suspend the rules and pass the Senate bill, S. 2438.

The question was taken.

Mr. OBERSTAR. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The vote was taken by electronic device, and there were—yeas 232, nays 158, not voting 42, as follows:

[Roll No. 519]

YEAS—232

- | | | |
|--------------|---------------|--------------|
| Aderholt | Davis (VA) | Hayes |
| Armey | Deal | Hayworth |
| Bachus | Delahunt | Hefley |
| Baker | DeLay | Herger |
| Baldacci | DeMint | Hill (MT) |
| Ballenger | Diaz-Balart | Hilleary |
| Barcia | Dickey | Hobson |
| Barrett (NE) | Dicks | Hooley |
| Bartlett | Dooley | Horn |
| Barton | Doolittle | Hostettler |
| Bass | Doyle | Houghton |
| Bentsen | Dreier | Hulshof |
| Biggert | Duncan | Hunter |
| Bilbray | Dunn | Hutchinson |
| Bilirakis | Edwards | Hyde |
| Blunt | Ehlers | Isakson |
| Boehlert | Ehrlich | Istook |
| Boehner | Emerson | Jackson-Lee |
| Bonilla | English | (TX) |
| Boyd | Everett | Jenkins |
| Brady (TX) | Ewing | John |
| Bryant | Fletcher | Johnson, Sam |
| Burr | Foley | Jones (NC) |
| Burton | Fossella | Kanjorski |
| Buyer | Fowler | Kelly |
| Callahan | Frost | King (NY) |
| Calvert | Gallegly | Kingston |
| Camp | Gekas | Kuykendall |
| Canady | Gibbons | LaHood |
| Cannon | Gilchrest | Lampson |
| Capuano | Gillmor | Latham |
| Castle | Gilman | LaTourette |
| Chabot | Gonzalez | Leach |
| Chambliss | Goode | Lewis (CA) |
| Clement | Goodlatte | Lewis (KY) |
| Coble | Goodling | Linder |
| Coburn | Goss | Lucas (KY) |
| Collins | Graham | Lucas (OK) |
| Combest | Granger | Maloney (CT) |
| Condit | Green (TX) | Martinez |
| Cooksey | Green (WI) | McCrery |
| Cox | Greenwood | McHugh |
| Cramer | Gutknecht | McInnis |
| Cubin | Hall (TX) | McIntyre |
| Cunningham | Hansen | McKeon |
| Davis (FL) | Hastings (WA) | Mica |

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|--------------------|---------------|-------------|
| Millender-McDonald | Ramstad | Stump |
| Miller, Gary | Regula | Sununu |
| Minge | Reynolds | Sweeney |
| Moakley | Roemer | Tancredto |
| Mollohan | Rogan | Tanner |
| Moran (KS) | Rogers | Tauscher |
| Moran (VA) | Rohrabacher | Tauzin |
| Murtha | Ros-Lehtinen | Taylor (MS) |
| Myrick | Royce | Taylor (NC) |
| Napolitano | Ryan (WI) | Terry |
| Neal | Ryun (KS) | Thomas |
| Nethercutt | Salmon | Thornberry |
| Ney | Sandlin | Thune |
| Northup | Schaffer | Tiahrt |
| Norwood | Sensenbrenner | Toomey |
| Nussle | Sessions | Trafficant |
| Ortiz | Shadegg | Turner |
| Ose | Shaw | Upton |
| Oxley | Shimkus | Vitter |
| Packard | Shows | Walden |
| Peterson (PA) | Shuster | Walsh |
| Petri | Simpson | Watkins |
| Pickering | Sisisky | Watts (OK) |
| Pickett | Skeen | Weldon (FL) |
| Pitts | Slaughter | Weldon (PA) |
| Pomeroy | Smith (MI) | Weller |
| Portman | Smith (TX) | Whitfield |
| Price (NC) | Souder | Wicker |
| Pryce (OH) | Spence | Wolf |
| Quinn | Spratt | Wynn |
| Radanovich | Stearns | Young (AK) |
| | Stenholm | Young (FL) |

NAYS—158

- | | | |
|----------------|----------------|---------------|
| Abercrombie | Hilliard | Pascrell |
| Ackerman | Hinchey | Pastor |
| Allen | Hinojosa | Paul |
| Andrews | Hoeffel | Payne |
| Baca | Holden | Pease |
| Baird | Holt | Peterson (MN) |
| Baldwin | Hoyer | Phelps |
| Barrett (WI) | Inslee | Porter |
| Becerra | Jackson (IL) | Rahall |
| Bereuter | Johnson (CT) | Rangel |
| Berkley | Johnson, E. B. | Rivers |
| Berman | Jones (OH) | Rodriguez |
| Berry | Kaptur | Rothman |
| Bishop | Kennedy | Roukema |
| Blumenauer | Kildee | Roybal-Allard |
| Bonior | Kilpatrick | Rush |
| Borski | Kind (WI) | Sabo |
| Boswell | Klecza | Sanchez |
| Boucher | Kucinich | Sanders |
| Brady (PA) | LaFalce | Sanford |
| Brown (OH) | Lantos | Sawyer |
| Capps | Larson | Saxton |
| Cardin | Lee | Scarborough |
| Chenoweth-Hage | Levin | Schakowsky |
| Clay | Lewis (GA) | Scott |
| Clayton | Lipinski | Serrano |
| Clyburn | LoBiondo | Shays |
| Conyers | Lofgren | Sherman |
| Costello | Lowe | Sherwood |
| Coyne | Luther | Skelton |
| Crowley | Maloney (NY) | Smith (NJ) |
| Cummings | Manzullo | Smith (WA) |
| Davis (IL) | Markey | Snyder |
| DeFazio | Mascara | Stabenow |
| DeGette | Matsui | Strickland |
| DeLauro | McCarthy (MO) | Stupak |
| Deutsch | McCarthy (NY) | Thompson (CA) |
| Dingell | McDermott | Thompson (MS) |
| Dixon | McGovern | Thurman |
| Doggett | McKinney | Tierney |
| Engel | McNulty | Towns |
| Evans | Meehan | Udall (CO) |
| Filner | Meek (FL) | Udall (NM) |
| Forbes | Menendez | Velazquez |
| Frank (MA) | Metcalf | Visclosky |
| Frelinghuysen | Moore | Wamp |
| Ganske | Morella | Waters |
| Gejdenson | Nadler | Watt (NC) |
| Gephardt | Oberstar | Waxman |
| Gordon | Obey | Weiner |
| Hall (OH) | Olver | Wexler |
| Hastings (FL) | Owens | Woolsey |
| Hill (IN) | Pallone | |

NOT VOTING—42

- | | | |
|-------------|-------------|-------------|
| Archer | Danner | Kasich |
| Barr | Eshoo | Klink |
| Blagojevich | Etheridge | Knollenberg |
| Bliley | Farr | Kolbe |
| Bono | Fattah | Largent |
| Brown (FL) | Fazio | Lazio |
| Campbell | Franks (NJ) | McCollum |
| Carson | Gutierrez | McIntosh |
| Cook | Hoekstra | Meeks (NY) |
| Crane | Jefferson | Miller (FL) |