

Shadegg Sullivan  
 Shaw Sununu  
 Sherman Tancredo  
 Sherwood Tanner  
 Shimkus Tauscher  
 Shows Tauzin  
 Shuster Taylor (MS)  
 Simmons Terry  
 Simpson Thomas  
 Skeen Thompson (CA)  
 Skelton Thompson (MS)  
 Slaughter Thornberry  
 Smith (MI) Thune  
 Smith (NJ) Thurman  
 Smith (TX) Tiahrt  
 Smith (WA) Tiberi  
 Snyder Tierney  
 Solis Toomey  
 Souder Towns  
 Spratt Turner  
 Stark Udall (CO)  
 Stearns Udall (NM)  
 Stenholm Upton  
 Strickland Velazquez  
 Stump Visclosky  
 Stupak Vitter

Walden  
 Walsh  
 Wamp  
 Waters  
 Watkins (OK)  
 Watson (CA)  
 Watt (NC)  
 Watts (OK)  
 Waxman  
 Weiner  
 Weldon (FL)  
 Weldon (PA)  
 Weller  
 Wexler  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Young (AK)  
 Young (FL)

Brady (PA)  
 Brown (FL)  
 Brown (OH)  
 Capps  
 Capuano  
 Cardin  
 Carson (IN)  
 Carson (OK)  
 Clay  
 Clayton  
 Clement  
 Clyburn  
 Condit  
 Costello  
 Coyne  
 Cramer  
 Crowley  
 Cummings  
 Davis (CA)  
 Davis (FL)  
 Davis (IL)  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Deutsch  
 Dicks  
 Dingell  
 Doggett  
 Dooley  
 Doyle  
 Ehrlich  
 Engel  
 Eshoo  
 Etheridge  
 Evans  
 Farr  
 Fattah  
 Finer  
 Ford  
 Frank  
 Frost  
 Gephardt  
 Gilman  
 Gonzalez  
 Gordon  
 Green (TX)  
 Hall (OH)  
 Hall (TX)  
 Harman  
 Hastings (FL)  
 Hill  
 Hinchey  
 Hinojosa  
 Hoefel  
 Holden  
 Holt  
 Honda  
 Hooley  
 Horn  
 Hoyer  
 Inslee  
 Israel

Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 John  
 Johnson, E. B.  
 Jones (OH)  
 Kanjorski  
 Kaptur  
 Kennedy (RI)  
 Kildee  
 Kilpatrick  
 Kind (WI)  
 Kleczka  
 Kucinich  
 LaFalce  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Lee  
 Levin  
 Lipinski  
 Lofgren  
 Lowey  
 Lucas (KY)  
 Luther  
 Lynch  
 Maloney (CT)  
 Maloney (NY)  
 Markey  
 Mascara  
 Matheson  
 Matsui  
 McCarthy (MO)  
 McCarthy (NY)  
 McCollum  
 McDermott  
 McGovern  
 McIntyre  
 McKinney  
 McNulty  
 Meehan  
 Meeke (FL)  
 Meeks (NY)  
 Menendez  
 Millender-  
 McDonald  
 Miller, George  
 Mink  
 Mollohan  
 Moran (VA)  
 Morella  
 Murtha  
 Nadler  
 Napolitano  
 Neal  
 Oberstar  
 Obey  
 Oliver  
 Ortiz  
 Owens

Pallone  
 Pascrell  
 Pastor  
 Payne  
 Pelosi  
 Phelps  
 Pomeroy  
 Price (NC)  
 Quinn  
 Rahall  
 Rangel  
 Reyes  
 Rivers  
 Rodriguez  
 Roemer  
 Ross  
 Rothman  
 Roybal-Allard  
 Rush  
 Sabo  
 Sanchez  
 Sandlin  
 Sawyer  
 Schakowsky  
 Schiff  
 Scott  
 Serrano  
 Sherman  
 Shows  
 Skelton  
 Slaughter  
 Smith (WA)  
 Snyder  
 Solis  
 Spratt  
 Stark  
 Stenholm  
 Strickland  
 Stupak  
 Tanner  
 Tauscher  
 Taylor (MS)  
 Thompson (CA)  
 Thompson (MS)  
 Thurman  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Velazquez  
 Visclosky  
 Waters  
 Watson (CA)  
 Watt (NC)  
 Waxman  
 Weiner  
 Wexler  
 Woolsey  
 Wu  
 Wynn

Jones (NC)  
 Keller  
 Kelly  
 Kennedy (MN)  
 Kerns  
 King (NY)  
 Kingston  
 Kirk  
 Knollenberg  
 Kolbe  
 LaHood  
 Latham  
 LaTourette  
 Leach  
 Lewis (CA)  
 Lewis (KY)  
 LoBiondo  
 Lucas (OK)  
 Manzullo  
 McCrery  
 McInnis  
 McKeon  
 Mica  
 Miller, Dan  
 Miller, Gary  
 Miller, Jeff  
 Moran (KS)  
 Myrick  
 Nethercutt  
 Ney  
 Northup  
 Nussle  
 Osborne  
 Ose  
 Otter  
 Oxley

Skeen  
 Smith (MI)  
 Smith (NJ)  
 Smith (TX)  
 Souder  
 Stearns  
 Stump  
 Sullivan  
 Sununu  
 Tancredo  
 Tauzin  
 Taylor (NC)  
 Terry  
 Thomas  
 Thornberry  
 Thune  
 Tiahrt  
 Tiberi  
 Toomey  
 Upton  
 Vitter  
 Walden  
 Walsh  
 Wamp  
 Watkins (OK)  
 Watts (OK)  
 Weldon (FL)  
 Weldon (PA)  
 Weller  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Young (AK)  
 Young (FL)

NAYS—2

Flake

Paul

NOT VOTING—25

Army  
 Baker  
 Bishop  
 Blagojevich  
 Blunt  
 Collins  
 Conyers  
 Cooksey  
 Deal

Gutierrez  
 Hilliard  
 Kleczka  
 Lewis (GA)  
 Linder  
 McHugh  
 Napolitano  
 Norwood  
 Putnam

Roukema  
 Sanders  
 Schakowsky  
 Shays  
 Sweeney  
 Taylor (NC)  
 Traficant

□ 1327

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

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:  
 Mrs. NAPOLITANO. Mr. Speaker, on rollcall No. 237, had I been present, I would have voted "yea."

Ms. SCHAKOWSKY. Mr. Speaker, on rollcall No. 237, I was unavoidably detained. Had I been present, I would have voted "yea."

MOTION TO INSTRUCT CONFEREES ON H.R. 3295, HELP AMERICA VOTE ACT OF 2001

The SPEAKER pro tempore (Mr. SUNUNU). The pending business is the question of agreeing to the motion to instruct conferees on H.R. 3295 offered by the gentleman from Florida (Mr. HASTINGS) on which the yeas and nays are ordered.

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

The SPEAKER pro tempore. The question is on the motion to instruct offered by the gentleman from Florida (Mr. HASTINGS).

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 206, nays 210, not voting 19, as follows:

[Roll No. 238]

YEAS—206

Abercrombie  
 Ackerman  
 Allen  
 Andrews  
 Baca  
 Baird  
 Baldacci

Baldwin  
 Barrett  
 Becerra  
 Bentsen  
 Berkeley  
 Berman  
 Berry

Bishop  
 Blumenauer  
 Bonior  
 Borski  
 Boswell  
 Boucher  
 Boyd

NAYS—210

Aderholt  
 Akin  
 Arney  
 Bachus  
 Baker  
 Ballenger  
 Barr  
 Bartlett  
 Barton  
 Bass  
 Bereuter  
 Biggert  
 Bilirakis  
 Blunt  
 Boehlert  
 Boehner  
 Bonilla  
 Bono  
 Boozman  
 Brady (TX)  
 Brown (SC)  
 Bryant  
 Burr  
 Burton  
 Buyer  
 Callahan  
 Calvert  
 Camp  
 Cannon  
 Cantor  
 Capito  
 Castle  
 Chabot  
 Chambliss

NAYS—210

Coble  
 Collins  
 Combest  
 Cox  
 Crane  
 Crenshaw  
 Cubin  
 Culberson  
 Cunningham  
 Davis, Jo Ann  
 Davis, Tom  
 DeLay  
 DeMint  
 Diaz-Balart  
 Doolittle  
 Dreier  
 Duncan  
 Dunn  
 Ehlers  
 Emerson  
 English  
 Everett  
 Ferguson  
 Flake  
 Fletcher  
 Foley  
 Forbes  
 Fossella  
 Frelinghuysen  
 Gallego  
 Ganske  
 Gekas  
 Gibbons  
 Gilchrest

Gillmor  
 Goode  
 Goodlatte  
 Goss  
 Graham  
 Granger  
 Graves  
 Green (WI)  
 Greenwood  
 Grucci  
 Gutknecht  
 Hansen  
 Hart  
 Hastert  
 Hastings (WA)  
 Hayes  
 Hayworth  
 Hefley  
 Heger  
 Hilleary  
 Hobson  
 Hoekstra  
 Hostettler  
 Houghton  
 Hulshof  
 Hunter  
 Hyde  
 Isakson  
 Issa  
 Istook  
 Jenkins  
 Johnson (CT)  
 Johnson (IL)  
 Johnson, Sam

NOT VOTING—19

Barcia  
 Blagojevich  
 Conyers  
 Cooksey  
 Deal  
 Edwards  
 Gutierrez

Hilliard  
 Lewis (GA)  
 Linder  
 McHugh  
 Moore  
 Norwood  
 Putnam

Roukema  
 Sanders  
 Shays  
 Sweeney  
 Traficant

□ 1340

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

So the motion to instruct was rejected.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. MOORE. Mr. Speaker, today I voted for the Motion to Instruct Conferees on H.R. 3295, the Help America Vote Act; however the voting machine apparently did not register my vote. Please let the RECORD reflect that I intended to vote "aye" on House Vote 238.

ESTABLISHING THE SELECT COMMITTEE ON HOMELAND SECURITY

Mr. DREIER. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 449 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 449

Resolved, That there is hereby established a Select Committee on Homeland Security.

SEC. 2. COMPOSITION.—The select committee shall be composed of nine Members appointed by the Speaker, of whom four shall be appointed on the recommendation of the Minority Leader. The Speaker shall designate one member as chairman.

SEC. 3. JURISDICTION.—The select committee may develop recommendations and report to the House on such matters that relate to the establishment of a department of homeland security as may be referred to it by the Speaker and on recommendations submitted to it under section 6.