

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.

MOTION TO INSTRUCT CONFEREES ON H.R. 6, ENERGY POLICY ACT OF 2003

The SPEAKER pro tempore. The unfinished business is the question on the motion to instruct conferees on the bill, H.R. 6.

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 gentlewoman from Texas (Ms. EDDIE BERNICE JOHNSON) on which the yeas and nays are ordered.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 182, nays 232, not voting 20, as follows:

[Roll No. 598]
YEAS—182

Abercrombie	Hill	Napolitano
Ackerman	Hinchev	Neal (MA)
Allen	Hinojosa	Oberstar
Andrews	Hoeffel	Obey
Baca	Holden	Olver
Baird	Holt	Owens
Baldwin	Honda	Pallone
Becerra	Hooley (OR)	Pascrell
Bell	Hoyer	Pastor
Berkley	Inslee	Payne
Berman	Israel	Pelosi
Bishop (NY)	Jackson (IL)	Porter
Boswell	Jackson-Lee	Price (NC)
Boyd	(TX)	Rahall
Brady (PA)	Jefferson	Ramstad
Brown (OH)	Johnson (CT)	Rangel
Brown, Corrine	Johnson (IL)	Reyes
Capps	Johnson, E. B.	Rodriguez
Capuano	Jones (OH)	Ross
Cardin	Kanjorski	Rothman
Cardoza	Kaptur	Roybal-Allard
Carson (IN)	Kelly	Rush
Carson (OK)	Kennedy (RI)	Ryan (OH)
Castle	Kildee	Sabo
Clay	Kilpatrick	Sanchez, Loretta
Clyburn	Kind	Sanders
Conyers	Kirk	Saxton
Cooper	Kucinich	Schakowsky
Crowley	Langevin	Schiff
Cummings	Lantos	Scott (VA)
Davis (CA)	Larsen (WA)	Serrano
Davis (FL)	Larson (CT)	Shays
Davis (IL)	Leach	Sherman
Davis (TN)	Lee	Simmons
Davis, Tom	Levin	Skelton
DeFazio	Lewis (GA)	Slaughter
DeGette	LoBiondo	Smith (NJ)
Delahunt	Lofgren	Smith (WA)
DeLauro	Lowe	Snyder
Deutsch	Lynch	Solis
Dicks	Maloney	Spratt
Dingell	Markey	Stark
Doggett	Matheson	Strickland
Dooley (CA)	Matsui	Tauscher
Emanuel	McCarthy (MO)	Thompson (CA)
Engel	McCarthy (NY)	Thompson (MS)
Eshoo	McDermott	Tierney
Etheridge	McGovern	Udall (CO)
Evans	McIntyre	Udall (NM)
Farr	McNulty	Van Hollen
Fattah	Meehan	Velazquez
Filner	Meek (FL)	Waters
Foley	Meeks (NY)	Watson
Ford	Menendez	Watt
Frank (MA)	Michaud	Waxman
Frost	Millender	Weiner
Gerlach	McDonald	Weldon (PA)
Gilchrest	Miller, George	Wexler
Gordon	Mollohan	Woolsey
Grijalva	Moore	Wu
Harman	Moran (VA)	
Hastings (FL)	Nadler	

NAYS—232

Aderholt	Gingrey	Ose
Alexander	Gonzalez	Otter
Bachus	Goode	Oxley
Baker	Goodlatte	Paul
Ballenger	Granger	Pence
Barrett (SC)	Graves	Peterson (MN)
Bartlett (MD)	Green (TX)	Peterson (PA)
Barton (TX)	Green (WI)	Petri
Bass	Greenwood	Pickering
Beauprez	Gutknecht	Pitts
Bereuter	Hall	Platts
Berry	Harris	Pombo
Biggart	Hart	Pomeroy
Bilirakis	Hastings (WA)	Portman
Bishop (GA)	Hayes	Pryce (OH)
Bishop (UT)	Hayworth	Putnam
Blackburn	Hefley	Quinn
Blunt	Hensarling	Radanovich
Boehner	Herger	Regula
Bonilla	Hobson	Rehberg
Bonner	Hoekstra	Renzi
Bono	Hostettler	Reynolds
Boozman	Houghton	Rogers (AL)
Brady (TX)	Hulshof	Rogers (KY)
Brown (SC)	Hunter	Rogers (MI)
Brown-Waite,	Hyde	Rohrabacher
Ginny	Isakson	Ros-Lehtinen
Burgess	Issa	Royce
Burns	Istook	Ruppersberger
Burr	Janklow	Ryan (WI)
Burton (IN)	Jenkins	Ryun (KS)
Buyer	John	Sandlin
Calvert	Johnson, Sam	Schrock
Camp	Jones (NC)	Scott (GA)
Cannon	Keller	Sensenbrenner
Cantor	Kennedy (MN)	Sessions
Capito	King (IA)	Shadegg
Carter	King (NY)	Shaw
Chabot	Kingston	Sherwood
Chocola	Kleccka	Shimkus
Coble	Kline	Shuster
Cole	Knollenberg	Simpson
Collins	Kolbe	Smith (MI)
Costello	LaHood	Smith (TX)
Cox	Lampson	Souder
Cramer	Latham	Stearns
Crane	LaTourette	Stenholm
Crenshaw	Lewis (CA)	Sullivan
Cubin	Lewis (KY)	Sweeney
Culberson	Linder	Tancredo
Cunningham	Lipinski	Tanner
Davis (AL)	Lucas (KY)	Tauzin
Davis, Jo Ann	Lucas (OK)	Taylor (MS)
Deal (GA)	Majette	Taylor (NC)
DeLay	Manzullo	Terry
DeMint	Marshall	Thomas
Diaz-Balart, L.	McCrery	Thornberry
Diaz-Balart, M.	McHugh	Tiahrt
Doyle	McInnis	Tiberi
Dreier	McKeon	Toomey
Duncan	Mica	Towns
Dunn	Miller (FL)	Turner (OH)
Edwards	Miller (MI)	Turner (TX)
Ehlers	Miller, Gary	Upton
Emerson	Moran (KS)	Vitter
English	Murphy	Walden (OR)
Everett	Murtha	Walsh
Feeney	Musgrave	Wamp
Ferguson	Myrick	Weldon (FL)
Flake	Nethercutt	Weller
Forbes	Neugebauer	Whitfield
Fossella	Ney	Wicker
Franks (AZ)	Northup	Wilson (NM)
Frelinghuysen	Norwood	Wilson (SC)
Galleghy	Nunes	Wolf
Garrett (NJ)	Nussle	Wynn
Gibbons	Ortiz	Young (FL)
Gillmor	Osborne	

NOT VOTING—20

Akin	Doolittle	Miller (NC)
Ballance	Fletcher	Pearce
Blumenauer	Gephardt	Sanchez, Linda
Boehler	Goss	T.
Boucher	Gutierrez	Stupak
Bradley (NH)	McCollum	Visclosky
Case	McCotter	Young (AK)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). There are 2 minutes remaining in this vote.

□ 2146

Mr. BERRY and Mr. KLECZKA changed their vote from “yea” to “nay.”

Ms. MAJETTE changed her vote from “nay” to “yea.”

Mr. BAIRD changed his vote from “present” to “yea.”

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.

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

The SPEAKER pro tempore (Mr. OSE). 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 offered by the gentleman from Florida (Mr. DAVIS), 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 195, nays 217, not voting 22, as follows:

[Roll No. 599]
YEAS—195

Abercrombie	Edwards	Lee
Ackerman	Emanuel	Levin
Alexander	Engel	Lewis (GA)
Allen	Eshoo	Lipinski
Andrews	Etheridge	Lofgren
Baca	Evans	Lowey
Baird	Farr	Lucas (KY)
Baldwin	Fattah	Lynch
Becerra	Filner	Majette
Bell	Ford	Maloney
Berkley	Frank (MA)	Markey
Berman	Frost	Marshall
Berry	Gonzalez	Matheson
Bishop (GA)	Gordon	Matsui
Bishop (NY)	Green (TX)	McCarthy (MO)
Boswell	Grijalva	McCarthy (NY)
Boucher	Harman	McDermott
Boyd	Hastings (FL)	McGovern
Brady (PA)	Hill	McIntyre
Brown (OH)	Hinchev	McNulty
Brown, Corrine	Hinojosa	Meehan
Capps	Hoeffel	Meek (FL)
Capuano	Holden	Meeks (NY)
Cardin	Holt	Menendez
Cardoza	Honda	Michaud
Carson (IN)	Hooley (OR)	Millender
Carson (OK)	Hoyer	McDonald
Clay	Inslee	Miller, George
Clyburn	Israel	Mollohan
Conyers	Jackson (IL)	Moore
Cooper	Jackson-Lee	Moran (VA)
Costello	(TX)	Murtha
Cramer	Janklow	Nadler
Crowley	Jefferson	Napolitano
Cummings	John	Neal (MA)
Davis (AL)	Johnson, E. B.	Oberstar
Davis (CA)	Jones (OH)	Obey
Davis (FL)	Kanjorski	Olver
Davis (IL)	Kaptur	Ortiz
Davis (TN)	Kennedy (RI)	Owens
DeFazio	Kildee	Pallone
DeGette	Kilpatrick	Pascrell
Delahunt	Kind	Pastor
DeLauro	Kleccka	Payne
Deutsch	Kucinich	Pelosi
Dicks	Lampson	Pomeroy
Dingell	Langevin	Price (NC)
Doggett	Lantos	Rahall
Dooley (CA)	Larsen (WA)	Rangel
Doyle	Larson (CT)	Reyes

Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Sabo
Sanchez, Loretta
Sanders
Sandlin
Schakowsky
Schiff
Scott (GA)
Scott (VA)
Serrano

Sherman
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Spratt
Stark
Stenholm
Strickland
Tanner
Tauscher
Taylor (MS)
Thompson (CA)
Thompson (MS)
Tierney

Towns
Turner (TX)
Udall (CO)
Udall (NM)
Van Hollen
Velazquez
Waters
Watson
Watt
Waxman
Weiner
Wexler
Woolsey
Wu
Wynn

Pearce
Pryce (OH)
Sanchez, Linda
T.
Stupak
Visclosky
Young (AK)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised 2 minutes remain in this vote.

□ 2152

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.

Aderholt
Bachus
Baker
Ballenger
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bass
Beauprez
Bereuter
Biggert
Billirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonilla
Bonner
Bono
Boozman
Brady (TX)
Brown (SC)
Burgess
Burns
Burr
Burton (IN)
Buyer
Calvert
Camp
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chocola
Coble
Cole
Collins
Cox
Crane
Crenshaw
Cubin
Culberson
Cunningham
Davis, Jo Ann
Davis, Tom
Deal (GA)
DeLay
DeMint
Diaz-Balart, L.
Diaz-Balart, M.
Dreier
Duncan
Dunn
Ehlers
Emerson
English
Everett
Feeney
Ferguson
Flake
Foley
Forbes
Fossella
Franks (AZ)
Frelinghuysen
Gallely
Garrett (NJ)
Gerlach
Gibbons
Gilchrest
Gillmor

NAYS—217

Gingrey
Goode
Goodlatte
Granger
Graves
Green (WI)
Greenwood
Gutknecht
Hall
Harris
Hart
Hastings (WA)
Hayes
Hayworth
Hefley
Hensarling
Herger
Hobson
Hoekstra
Hostettler
Houghton
Hulshof
Hunter
Hyde
Isakson
Issa
Istook
Jenkins
Johnson (CT)
Johnson (IL)
Johnson, Sam
Jones (NC)
Keller
Kelly
Kennedy (MN)
King (IA)
King (NY)
Kingston
Kirk
Kline
Kolbe
LaHood
Latham
LaTourette
Leach
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas (OK)
Manzullo
McCrery
McHugh
McInnis
McKeon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy
Musgrave
Myrick
Nethercutt
Neugebauer
Ney
Northup
Norwood
Nunes
Nussle
Osborne
Ose
Otter

Oxley
Paul
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Pombo
Porter
Portman
Putnam
Quinn
Radanovich
Ramstad
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Ryun (KS)
Saxton
Schrock
Sensenbrenner
Sessions
Shadegg
Shaw
Shays
Sherwood
Shimkus
Shuster
Simmons
Simpson
Smith (MI)
Smith (NJ)
Smith (TX)
Souder
Stearns
Sullivan
Sweeney
Tancredo
Tauzin
Taylor (NC)
Terry
Thomas
Thornberry
Tiahrt
Tiberi
Toomey
Turner (OH)
Upton
Vitter
Walden (OR)
Walsh
Wamp
Weldon (FL)
Weldon (PA)
Weller
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (FL)

NOT VOTING—22

Akin
Ballance
Blumenauer
Boehlert
Bradley (NH)

Brown-Waite,
Ginny
Case
Doollittle
Fletcher
Gephardt

Goss
Gutierrez
Knollenberg
McCollum
McCotter
Miller (NC)

WAIVING POINTS OF ORDER AGAINST CONFERENCE REPORT ON H.R. 3289, EMERGENCY SUPPLEMENTAL APPROPRIATIONS ACT FOR DEFENSE AND FOR THE RECONSTRUCTION OF IRAQ AND AFGHANISTAN, 2004

Mr. HASTINGS of Washington. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 424 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 424

Resolved, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 3289) making emergency supplemental appropriations for defense and for the reconstruction of Iraq and Afghanistan for the fiscal year ending September 30, 2004, and for other purposes. All points of order against the conference report and against its consideration is waived. The conference report shall be considered as read.

The SPEAKER pro tempore. The gentleman from Washington (Mr. HASTINGS) is recognized for 1 hour.

Mr. HASTINGS of Washington. Mr. Speaker, for the purpose of debate only, I yield the customary 30 minutes to the gentleman from Texas (Mr. FROST), pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purpose of debate only.

(Mr. HASTINGS of Washington asked and was given permission to revise and extend his remarks.)

Mr. HASTINGS of Washington. Mr. Speaker, House Resolution 424 is a rule providing for the consideration of a conference report to accompany H.R. 3289, a bill making emergency supplemental appropriations for defense and for the reconstruction of Iraq and Afghanistan for fiscal year 2004, and for other purposes. The rule waives all points of order against the conference report and its consideration. The rule also provides that the conference report shall be considered as read.

Mr. Speaker, I am pleased to report that in its particulars, the conference agreement is largely consistent with the House passed version of the supplemental. In the aggregate, the agreement provides a total of \$87.5 billion, which is \$500 million above the President's request. Of that sum, \$18.6 bil-

lion is provided for Iraq relief and reconstruction, which is \$1.7 billion below the President's request.

Mr. Speaker, now that the House and Senate conferees have reached agreement on this emergency supplemental, it is imperative that we move without delay to make these funds available both to our troops in the field and for the vitally important work of rebuilding Iraq.

Accordingly, I urge my colleagues to support both the rule and the conference report.

Mr. Speaker, I reserve the balance of my time.

Mr. FROST. Mr. Speaker, I yield myself such time as I may consume.

(Mr. FROST asked and was given permission to revise and extend his remarks.)

Mr. FROST. Mr. Speaker, I rise today as a supporter of our efforts to replace Saddam Hussein's dangerous dictatorship with a stable and democratic Iraq. But I am deeply concerned that the Bush administration's stubborn refusal to be honest about Iraq has made the reconstruction process more difficult, more expensive and more dangerous.

Mr. Speaker, President Bush said it best earlier this week at a press conference in the Rose Garden. In talking about the United Nations, he said, "Credibility comes when you say something is going to happen and then it does happen. You are not credible if you issue resolutions and then nothing happens."

Well, that is exactly the situation President Bush has created for himself, a growing credibility gap that could threaten our ability to win the peace in Iraq.

Before the war, the Bush administration refused to prepare the American people for the costly and deadly reconstruction effort they are now witnessing. And whenever people like General Eric Shinseki let slip the truth, that it would be very expensive and require lots of troops, the administration publicly rebuked them, and then relieved them of duty.

On May 1 of this year, President Bush dressed up in a flight suit and had a pilot land him on an aircraft carrier so that he could declare victory in Iraq. Since then, nearly 120 American troops have been killed in action, more than before the President's May 1 victory speech, and nearly 1,200 have been wounded.

In recent days, however, the Bush administration has reached a new low in its well-documented PR campaign to spin Americans into believing that the bad news coming out of Iraq these days is actually good news.

On Tuesday, President Bush defended his May 1 "victory" pep rally by blaming the whole affair on the sailors of the USS *Abraham Lincoln*, as if he had somehow been the victim of the Navy's public relations stunt. That is not only an outrageous charge, especially coming from the man who runs the slickest White house PR machine ever, it is utterly unbelievable. After all, back in