

year after year, have raised their premiums, raised their copays, and raised their deductibles, all while slashing their benefits.

They don't trust Medicare HMOs any farther than they can throw them. Our seniors don't want HMOs, and this Congress shouldn't force them on them.

Now on the government fallback provision, you don't need to be an insurance expert to know that insurers aren't going to sell a policy that everyone is going to make claims against.

And we know that 86 percent of seniors have prescription drug costs. So we know that individuals buying these policies are going to use them.

The risks of individual claims far outweigh any potential profits from these policies. Insurers know that, seniors know that and I think even my colleagues on the other side of the aisle know that.

But if they admit that, than I guess they'd have to admit that the private market just does not work for Medicare beneficiaries.

So they've refused to allow for even the possibility that private insurers won't participate in this plan.

But I would argue that, if the private market really works for this population, than they shouldn't have any objection to a government fall-back, because—if they're right—they're never going to need it.

Mr. Speaker, when it comes down to it, fixing these two provisions would clear the way for passage of this legislation. I think anyone who has campaigned that they would be the ones to fight for a prescription drug benefit should vote for this motion to instruct conferees so that we can move this process forward, get a prescription drug benefit enacted and actually start providing some help to our seniors.

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

The SPEAKER pro tempore (Mr. HASTINGS of Washington). Without objection, the previous question is ordered on the motion to instruct.

There was no objection.

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

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

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

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, further proceedings on this motion will be postponed.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

Motion to instruct on H.R. 1588, by the yeas and nays;

Motion to instruct on H.R. 1308, by the yeas and nays;

Motion to instruct on H.R. 1, 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.

MOTION TO INSTRUCT CONFEREES OFFERED BY MR. EDWARDS ON H.R. 1588, NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2004

The SPEAKER pro tempore. The pending business is the question on the motion to instruct conferees on the bill, H.R. 1588.

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 Texas (Mr. EDWARDS) on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 406, nays 0, not voting 28, as follows:

[Roll No. 500]
YEAS—406

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

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

NOT VOTING—28

- Ackerman
- Clay
- Cummings
- Davis (IL)
- Dooley (CA)
- Emerson
- Farr
- Frank (MA)
- Gallegly
- Gephardt
- Hoekstra
- Hookey (OR)
- Janklow
- Kleccka
- Lipinski
- Markey
- Matsui
- Murtha
- Nadler
- Pence
- Pickering
- Rangel
- Stark
- Sweeney
- Udall (CO)
- Waters
- Woolsey
- Young (AK)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. HASTINGS of Washington) (during the vote). Members are advised there are 2 minutes remaining in the vote.

□ 2300

Messrs. SIMMONS, BONILLA, LINDER, SAM JOHNSON OF TEXAS, KING OF IOWA, ROHRBACHER, GINGREY, SMITH of Michigan, HUNTER and Mrs. BLACKBURN