

A recorded vote was ordered.

The SPEAKER pro tempore. This is a 5-minute vote.

The vote was taken by electronic device, and there were—ayes 222, noes 204, not voting 9, as follows:

[Roll No. 350]

AYES—222

Aderholt	Goodlatte	Pease
Archer	Goss	Peterson (PA)
Armey	Graham	Petri
Bachus	Granger	Pickering
Baker	Green (WI)	Pitts
Balenger	Greenwood	Pombo
Barr	Gutknecht	Porter
Barrett (NE)	Hansen	Portman
Bartlett	Hastert	Pryce (OH)
Barton	Hastings (WA)	Quinn
Bass	Hayes	Radanovich
Bateman	Hayworth	Ramstad
Bereuter	Hefley	Regula
Biggert	Herger	Reynolds
Bilbray	Hill (MT)	Riley
Bilirakis	Hilleary	Rogan
Bliley	Hobson	Rogers
Blunt	Hoekstra	Rohrabacher
Boehlert	Horn	Ros-Lehtinen
Boehner	Hostettler	Roukema
Bonilla	Houghton	Royce
Bono	Hulshof	Ryan (WI)
Brady (TX)	Hunter	Ryun (KS)
Bryant	Hutchinson	Salmon
Burr	Hyde	Sanford
Burton	Isakson	Saxton
Buyer	Istook	Scarborough
Callahan	Jackson (IL)	Schaffer
Calvert	Jenkins	Sensenbrenner
Camp	Johnson (CT)	Sessions
Campbell	Johnson, Sam	Shadegg
Canady	Jones (NC)	Shaw
Cannon	Kasich	Shays
Castle	Kelly	Sherwood
Chabot	King (NY)	Shimkus
Chambliss	Kingston	Shuster
Chenoweth-Hage	Knollenberg	Simpson
Coble	Kolbe	Skeen
Coburn	Kuykendall	Smith (MI)
Collins	LaHood	Smith (NJ)
Combest	Largent	Smith (TX)
Cooksey	Latham	Souder
Cox	LaTourette	Spence
Crane	Lazio	Stearns
Cubin	Leach	Stump
Cunningham	Lewis (CA)	Sununu
Davis (VA)	Lewis (KY)	Sweeney
Deal	Linder	Talent
DeLay	LoBiondo	Tancredo
DeMint	Lucas (OK)	Tauzin
Diaz-Balart	Manzullo	Taylor (NC)
Dickey	Martinez	Terry
Doolittle	McCollum	Thomas
Dreier	McCrery	Thornberry
Duncan	McHugh	Thune
Dunn	McInnis	Tiahrt
Ehlers	McIntosh	Toomey
Ehrlich	McKeon	Traficant
Emerson	Metcalf	Upton
English	Mica	Vitter
Everett	Miller (FL)	Walden
Ewing	Miller, Gary	Walsh
Fletcher	Moran (KS)	Wamp
Foley	Morella	Watkins
Fossella	Myrick	Watts (OK)
Fowler	Nethercutt	Weldon (FL)
Frelinghuysen	Ney	Weldon (PA)
Gallely	Northup	Weller
Ganske	Norwood	Whitfield
Gibbons	Nussle	Wicker
Gilchrest	Ose	Wilson
Gillmor	Oxley	Wolf
Gilman	Packard	Young (AK)
Goode	Paul	Young (FL)

NOES—204

Abercrombie	Berkley	Brown (FL)
Ackerman	Berman	Brown (OH)
Allen	Berry	Capps
Andrews	Bishop	Capuano
Baca	Blagojevich	Cardin
Baird	Blumenauer	Carson
Baldacci	Bonior	Clay
Baldwin	Borski	Clayton
Barcia	Boswell	Clement
Barrett (WI)	Boucher	Clyburn
Becerra	Boyd	Condit
Bentsen	Brady (PA)	Conyers

Costello	Kennedy	Phelps
Coyne	Kildee	Pickett
Cramer	Kilpatrick	Pomeroy
Crowley	Kind (WI)	Price (NC)
Cummings	Kleczka	Rahall
Danner	Klink	Rangel
Davis (FL)	Kucinich	Reyes
Davis (IL)	LaFalce	Rivers
DeFazio	Lampson	Rodriguez
DeGette	Lantos	Roemer
Delahunt	Larson	Rothman
DeLauro	Lee	Roybal-Allard
Deutsch	Levin	Rush
Dicks	Lewis (GA)	Sabo
Dingell	Lipinski	Sanchez
Dixon	Lofgren	Sanders
Doggett	Lowe	Sandlin
Dooley	Lucas (KY)	Sawyer
Doyle	Luther	Schakowsky
Engel	Maloney (CT)	Scott
Eshoo	Maloney (NY)	Serrano
Etheridge	Mascara	Sherman
Evans	Matsui	Shows
Farr	McCarthy (MO)	Sisisky
Fattah	McCarthy (NY)	Skelton
Filner	McDermott	Slaughter
Forbes	McGovern	Smith (WA)
Ford	McIntyre	Snyder
Frank (MA)	McKinney	Spratt
Frost	McNulty	Stabenow
Gejdenson	Meehan	Stark
Gephardt	Meek (FL)	Stenholm
Gonzalez	Meeks (NY)	Stupak
Gordon	Menendez	Tanner
Green (TX)	Millender-	Tauscher
Gutierrez	McDonald	Taylor (MS)
Hall (OH)	Miller, George	Thompson (CA)
Hall (TX)	Minge	Thompson (MS)
Hastings (FL)	Mink	Thurman
Hill (IN)	Moakley	Tierney
Hilliard	Mollohan	Towns
Hinchee	Moore	Turner
Hinojosa	Moran (VA)	Udall (CO)
Hoeffel	Murtha	Udall (NM)
Holden	Nadler	Velazquez
Holt	Napolitano	Visclosky
Hooley	Neal	Waters
Hoyer	Oberstar	Watt (NC)
Inslee	Obey	Waxman
Jackson-Lee	Olver	Weiner
(TX)	Ortiz	Wexler
Jefferson	Owens	Weygand
John	Pallone	Wise
Johnson, E. B.	Pascarella	Woolsey
Jones (OH)	Pastor	Wu
Kanjorski	Payne	Wynn
Kaptur	Pelosi	

NOT VOTING—9

Cook	Gekas	Peterson (MN)
Edwards	Goodling	Strickland
Franks (NJ)	Markey	Vento

□ 1411

Mr. SNYDER and Mr. WEYGAND changed their vote from "aye" to "no." So the motion to table the motion to reconsider was agreed to.

The result of the vote was announced as above recorded.

MOTION TO ADJOURN

Mr. MOAKLEY. Mr. Speaker, I move that the House do now adjourn.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Massachusetts (Mr. MOAKLEY).

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

RECORDED VOTE

Mr. MOAKLEY. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 178, noes 244, not voting 13, as follows:

[Roll No. 351]

AYES—178

Abercrombie	Ford	Nadler
Ackerman	Frank (MA)	Napolitano
Allen	Frost	Neal
Andrews	Gejdenson	Oberstar
Baca	Gephardt	Obey
Baird	Gonzalez	Ortiz
Baldacci	Gutiérrez	Owens
Baldwin	Hall (OH)	Pallone
Barrett (WI)	Hastings (FL)	Pascarella
Becerra	Hill (IN)	Pastor
Bentsen	Hilliard	Payne
Berkley	Hinchee	Pelosi
Berman	Hinojosa	Pickett
Berry	Hoeffel	Pomeroy
Bishop	Holden	Price (NC)
Blagojevich	Hoyer	Rangel
Blumenauer	Inslee	Reyes
Bonior	Jackson (IL)	Rivers
Borski	Jackson-Lee	Rodriguez
Boswell	(TX)	Rothman
Boucher	Jefferson	Roybal-Allard
Boyd	John	Rush
Brady (PA)	Johnson, E. B.	Sabo
Brown (FL)	Jones (OH)	Sanchez
Brown (OH)	Kanjorski	Sanders
Capps	Kaptur	Sandlin
Capuano	Kennedy	Sawyer
Cardin	Kildee	Schakowsky
Carson	Kilpatrick	Scott
Clay	LaFalce	Serrano
Clayton	Lampson	Sherman
Clement	Lantos	Shows
Clyburn	Lee	Sisisky
Condit	Levin	Skelton
Conyers	Lewis (GA)	Slaughter
Coyne	Lowe	Smith (WA)
Cramer	Lucas (KY)	Snyder
Crowley	Luther	Spratt
Cummings	Mascara	Stabenow
Danner	Matsui	Stark
Davis (FL)	McCarthy (MO)	Stenholm
Davis (IL)	McCarthy (NY)	Stupak
DeFazio	McDermott	Tanner
DeGette	McGovern	Tauscher
Delahunt	McIntyre	Taylor (MS)
DeLauro	McKinney	Thompson (CA)
Deutsch	McNulty	Thompson (MS)
Dicks	Meehan	Tierney
Dingell	Meek (FL)	Turner
Dixon	Meeks (NY)	Udall (CO)
Doggett	Menendez	Velazquez
Dooley	Millender-	Visclosky
Doyle	McDonald	Waters
Edwards	Miller, George	Waxman
Engel	Minge	Weiner
Eshoo	Mink	Wexler
Farr	Moakley	Weygand
Fattah	Moore	Woolsey
Filner	Moran (VA)	Wu
Forbes	Murtha	Wynn

NOES—244

Aderholt	Castle	Fossella
Archer	Chabot	Fowler
Armey	Chambliss	Franks (NJ)
Bachus	Chenoweth-Hage	Frelinghuysen
Baker	Coble	Gallely
Balenger	Coburn	Ganske
Barcia	Collins	Gekas
Barr	Combest	Gibbons
Barrett (NE)	Cooksey	Gilchrest
Bartlett	Costello	Gillmor
Barton	Cox	Goode
Bass	Crane	Goodlatte
Bateman	Cubin	Gordon
Bereuter	Cunningham	Goss
Biggert	Davis (VA)	Graham
Bilbray	Deal	Granger
Bilirakis	DeLay	Green (TX)
Bliley	DeMint	Green (WI)
Blunt	Diaz-Balart	Greenwood
Boehlert	Dickey	Gutknecht
Boehner	Doolittle	Hall (TX)
Bonilla	Dreier	Hansen
Bono	Duncan	Hastert
Brady (TX)	Dunn	Hastings (WA)
Bryant	Ehlers	Hayes
Burr	Ehrlich	Hayworth
Burton	Emerson	Hefley
Buyer	English	Hill (MT)
Callahan	Etheridge	Hilleary
Calvert	Evans	Hobson
Camp	Everett	Hoekstra
Campbell	Ewing	Holt
Canady	Fletcher	Hooley
Cannon	Foley	Horn

Hostettler	Miller, Gary	Sherwood
Houghton	Mollohan	Shimkus
Hulshof	Moran (KS)	Shuster
Hunter	Morella	Simpson
Hutchinson	Nethercutt	Skeen
Hyde	Ney	Smith (MI)
Isakson	Northup	Smith (NJ)
Istook	Norwood	Smith (TX)
Jenkins	Nussle	Souder
Johnson (CT)	Ose	Spence
Johnson, Sam	Oxley	Stearns
Jones (NC)	Packard	Stump
Kasich	Paul	Sununu
Kelly	Pease	Sweeney
Kind (WI)	Peterson (MN)	Talent
King (NY)	Peterson (PA)	Tancredo
Kingston	Petri	Tauzin
Kleczka	Phelps	Taylor (NC)
Klink	Pickering	Terry
Knollenberg	Pitts	Thomas
Kolbe	Porter	Thornberry
Kucinich	Portman	Thune
Kuykendall	Pryce (OH)	Thurman
LaHood	Quinn	Tiahrt
Largent	Rahall	Toomey
Larson	Ramstad	Towns
Latham	Regula	Trafigant
LaTourette	Reynolds	Udall (NM)
Lazio	Riley	Upton
Leach	Roemer	Vitter
Lewis (CA)	Rogan	Walden
Lewis (KY)	Rogers	Walsh
Linder	Rohrabacher	Wamp
Lipinski	Ros-Lehtinen	Watkins
LoBiondo	Roukema	Watt (NC)
Lofgren	Royce	Watts (OK)
Lucas (OK)	Ryan (WI)	Weldon (FL)
Manzullo	Ryan (KS)	Weldon (PA)
Martinez	Salmon	Weller
McCollum	Sanford	Whitfield
McCrery	Saxton	Wicker
McHugh	Scarborough	Wilson
McInnis	Schaffer	Wise
McIntosh	Sensenbrenner	Wolf
McKeon	Sessions	Young (AK)
Metcalf	Shadegg	Young (FL)
Mica	Shaw	
Miller (FL)	Shays	

NOT VOTING—13

Cook	Maloney (NY)	Radanovich
Gilman	Markey	Strickland
Goodling	Myrick	Vento
Herger	Olver	
Maloney (CT)	Pombo	

□ 1428

So the motion to adjourn was rejected.

The result of the vote was announced as above recorded.

MEDICARE RX 2000 ACT

Mr. ARCHER. Mr. Speaker, pursuant to H. Res. 539, I call up the bill (H.R. 4680), to amend title XVIII of the Social Security Act to provide for a voluntary program for prescription drug coverage under the Medicare Program, to modernize the Medicare Program, and for other purposes, and ask for its immediate consideration in the House. The Clerk read the title of the bill.

The SPEAKER pro tempore (Mr. LAHOOD). Pursuant to House Resolution 539, the bill is considered read for amendment.

The text of the bill, H.R. 4680, is as follows:

H.R. 4680

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the ‘‘Medicare Rx 2000 Act’’.

(b) TABLE OF CONTENTS.—The table of contents of this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—MEDICARE PRESCRIPTION DRUG BENEFIT

Sec. 101. Establishment of a medicare prescription drug benefit.

‘‘PART D—VOLUNTARY PRESCRIPTION DRUG BENEFIT PROGRAM

‘‘Sec. 1860A. Benefits; eligibility; enrollment; and coverage period.

‘‘Sec. 1860B. Requirements for qualified prescription drug coverage.

‘‘Sec. 1860C. Beneficiary protections for qualified prescription drug coverage.

‘‘Sec. 1860D. Requirements for prescription drug plan (PDP) sponsors.

‘‘Sec. 1860E. Process for beneficiaries to select qualified prescription drug coverage.

‘‘Sec. 1860F. Premiums.

‘‘Sec. 1860G. Premium and cost-sharing subsidies for low-income individuals.

‘‘Sec. 1860H. Subsidies for all medicare beneficiaries through reinsurance for qualified prescription drug coverage.

‘‘Sec. 1860I. Medicare Prescription Drug Account in Federal Supplementary Medical Insurance Trust Fund.

‘‘Sec. 1860J. Definitions; treatment of references to provisions in part C.

Sec. 102. Offering of qualified prescription drug coverage under the Medicare+Choice program.

Sec. 103. Medicaid amendments.

Sec. 104. Medigap transition provisions.

TITLE II—MODERNIZATION OF ADMINISTRATION OF MEDICARE

Subtitle A—Medicare Benefits Administration

Sec. 201. Establishment of administration. ‘‘Sec. 1807. Medicare Benefits Administration.

Sec. 202. Miscellaneous administrative provisions.

Subtitle B—Oversight of Financial Sustainability of the Medicare Program

Sec. 211. Additional requirements for annual financial report and oversight on medicare program.

Subtitle C—Changes in Medicare Coverage and Appeals Process

Sec. 221. Revisions to medicare appeals process.

Sec. 222. Provisions with respect to limitations on liability of beneficiaries.

Sec. 223. Waivers of liability for cost sharing amounts.

Sec. 224. Elimination of motions by the Secretary on decisions of the Provider Reimbursement Review Board.

TITLE III—MEDICARE+CHOICE REFORMS; PRESERVATION OF MEDICARE PART B DRUG BENEFIT

Subtitle A—Medicare+Choice Reforms

Sec. 301. Increase in national per capita Medicare+Choice growth percentage in 2001 and 2002.

Sec. 302. Permanently removing application of budget neutrality beginning in 2002.

Sec. 303. Increasing minimum payment amount.

Sec. 304. Allowing movement to 50:50 percent blend in 2002.

Sec. 305. Increased update for payment areas with only one or no Medicare+Choice contracts.

Sec. 306. Permitting higher negotiated rates in certain Medicare+Choice payment areas below national average.

Sec. 307. 10-year phase in of risk adjustment based on data from all settings.

Subtitle B—Preservation of Medicare Coverage of Drugs and Biologicals

Sec. 311. Preservation of coverage of drugs and biologicals under part B of the medicare program.

TITLE I—MEDICARE PRESCRIPTION DRUG BENEFIT

SEC. 101. ESTABLISHMENT OF A MEDICARE PRESCRIPTION DRUG BENEFIT.

(a) IN GENERAL.—Title XVIII of the Social Security Act is amended—

(1) by redesignating part D as part E; and
(2) by inserting after part C the following new part:

‘‘PART D—VOLUNTARY PRESCRIPTION DRUG BENEFIT PROGRAM

‘‘SEC. 1860A. BENEFITS; ELIGIBILITY; ENROLLMENT; AND COVERAGE PERIOD.

‘‘(a) PROVISION OF QUALIFIED PRESCRIPTION DRUG COVERAGE THROUGH ENROLLMENT IN PLANS.—Subject to the succeeding provisions of this part, each individual who is enrolled under part B is entitled to obtain qualified prescription drug coverage (described in section 1860B(a)) as follows:

‘‘(1) MEDICARE+CHOICE PLAN.—If the individual is eligible to enroll in a Medicare+Choice plan that provides qualified prescription drug coverage under section 1851(j), the individual may enroll in the plan and obtain coverage through such plan.

‘‘(2) PRESCRIPTION DRUG PLAN.—If the individual is not enrolled in a Medicare+Choice plan that provides qualified prescription drug coverage, the individual may enroll under this part in a prescription drug plan (as defined in section 1860C(a)).

Such individuals shall have a choice of such plans under section 1860E(d).

‘‘(b) GENERAL ELECTION PROCEDURES.—

‘‘(1) IN GENERAL.—An individual may elect to enroll in a prescription drug plan under this part, or elect the option of qualified prescription drug coverage under a Medicare+Choice plan under part C, and change such election only in such manner and form as may be prescribed by regulations of the Administrator of the Medicare Benefits Administration (appointed under section 1807(b)) (in this part referred to as the ‘Medicare Benefits Administrator’) and only during an election period prescribed in or under this subsection.

‘‘(2) ELECTION PERIODS.—

‘‘(A) IN GENERAL.—Except as provided in this paragraph, the election periods under this subsection shall be the same as the coverage election periods under the Medicare+Choice program under section 1851(e), including—

‘‘(i) annual coordinated election periods; and

‘‘(ii) special election periods.

In applying the last sentence of section 1851(e)(4) (relating to discontinuance of a Medicare+Choice election during the first year of eligibility) under this subparagraph, in the case of an election described in such section in which the individual had elected or is provided qualified prescription drug coverage at the time of such first enrollment, the individual shall be permitted to enroll in a prescription drug plan under this part at the time of the election of coverage under the original fee-for-service plan.

‘‘(B) INITIAL ELECTION PERIODS.—

‘‘(i) INDIVIDUALS CURRENTLY COVERED.—In the case of an individual who is enrolled under part B as of November 1, 2002, there shall be an initial election period of 6 months beginning on that date.

‘‘(ii) INDIVIDUAL COVERED IN FUTURE.—In the case of an individual who is first enrolled under part B after November 1, 2002, there