

humane response to a provision of the law that does not make sense and should be changed. It is my hope and understanding that although this bill does not make this section of immigration law permanent, Congress will act soon to enact further extensions. I urge my colleagues to vote for this bill.

Mr. BEREUTER. Madam Speaker, this Member rises in strong opposition to H.R. 1885, the 245(i) Extension Act of 2001. By allowing illegal aliens to buy legal permanent residence for \$1,000, Section 245(i) places American lives at risk.

Although the current legal immigration structure is by no means perfect, it does provide for crucial health screening and criminal record background checks which determine if potential immigrants will place the well-being and security of American citizens and legal immigrants in danger. To make such determinations is not only the right of the United States as a sovereign country, it should be its foremost responsibility.

Madam Speaker, Section 245(i) ultimately rewards those people who have thwarted the legal immigration structure by entering the country illegally or by allowing their legal status to lapse. Simultaneously, the policy penalizes potential immigrants who have patiently waited many years, completed many forms, and undergone appropriate screenings for the privileged opportunity to be reunited with family members and to work in the United States.

Madam Speaker, Section 245(i) was a bad policy when it was first enacted in 1994. It was not worthy of being re-instated during the previous 107th Congress, and it should not be further extended.

Mrs. MINK of Hawaii. Madam Speaker, today I rise in strong support of at least a minimum one-year extension to the April 30, 2001, filing deadline under Section 245(i), allowing certain persons to remain in the United States while they pursue legal residency.

The bill before us, H.R. 1885, would extend the immigration filing deadline under Section 245(i) for only four months. At best, it acknowledges the importance of this program. However, it is absolutely inadequate time to resolve the problem.

In the 106th Congress, the Legal Immigration and Family Equity Act (LIFE) had a filing deadline of April 30, 2001. INS did not finalize the regulations for LIFE until March 26, 2001. This allowed only barely a month—just over 30 days—for petitioners to be informed of the regulations and to file their applications. This short time frame fostered the dissemination of wrong or inadequate information.

Additionally, H.R. 1885 requires that an applicant seeking to adjust his status under 245(i) must prove that he was physically present on December 21, 2000, and that they established a familial or employment relationship that serves as the basis of their petition. Fulfilling this requirement is not an easy process. Obtaining the necessary documentation will require more than 4 months.

At the April 30, 2001, deadline, 200,000 persons had pending applications. This is due partly to the fact that INS was not able to handle the tremendous influx of applications.

Madam Speaker, a minimum one year extension of the filing deadline is imperative in order to fulfill the purpose and intent of the LIFE Act.

I urge my colleagues on both sides of the aisle to support a minimum one-year exten-

sion of the filing deadline under Section 245(i). It is the right thing to do.

Mrs. MCCARTHY of New York. Madam Speaker, it goes without saying that, as legislators, our goal is to pass the best legislation possible. Extending the deadline for people to adjust their immigration status under Section 245(i) of the Immigration and Naturalization Act is the right thing to do. In this case, the goal is to allow everyone who is eligible under the law, to obtain permanent legal residence. Unfortunately, I fear a four month extension is an incomplete remedy.

Consideration of this legislation says volumes about the way business is conducted in the House. The Speed with which this bill has been brought to the floor was noticeably absent on April 30th. This House was uncharacteristically silent about the pending deadline. While I'm pleased that we finally have the opportunity to talk about extending the deadline, I'm concerned about the circumvention of the committee process and the noticeably shorter extension period. We have not had a fair hearing on the alternatives, such as the bill Congressman KING and I introduced after working closely with state and local officials in New York, that gives eligible people an adequate window of opportunity to adjust their status by extending the deadline by six months.

The process of adjusting one's immigration status can be confusing and that misinformation is rampant in the immigrant community. As we cast our votes for or against this bill, we have to ask ourselves a number of important questions: is four months enough time; are we setting ourselves up for a repeat of the last deadline, when long lines of eligible people inundated the I.N.S. offices and many were excluded; and finally, is this bill a fair and reasonable compromise designed to help those who deserve it. I fear it is something less. We could have done better. The people deserve better.

Mr. DAVIS of Illinois. Madam Speaker, I rise to support the House Resolution 1885 to expand the class of beneficiaries who may apply for adjustment of status under section 245(i) of the Immigration and National Act.

As I understand it, the purpose of this legislation is to enable eligible illegal immigrants to apply for legal residence in the United States without being forced to leave the country while waiting for clearance.

Whereas President Bush would like this program to be extended for another 12 months, the four-month extension proposed by my colleague, Representative GEORGE GEKAS is a sensible approach. This alternative approach would be beneficial to all concerned parties, particularly if family or employment ties are already in existence.

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

□ 1630

The SPEAKER pro tempore (Mrs. BIGGERT). The question is on the motion offered by the gentleman from Wisconsin (Mr. SENSENBRENNER) that the House suspend the rules and pass the bill, H.R. 1885.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds of those present have voted in the affirmative.

Mr. SENSENBRENNER. Madam 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 and the Chair's prior announcement, further proceedings on this motion will be postponed.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12 of rule I, the Chair declares the House in recess until 6 p.m.

Accordingly (at 4 o'clock and 31 minutes p.m.), the House stood in recess until 6 p.m.

□ 1800

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. ISAKSON) at 6 p.m.

VACATING ORDERING OF YEAS AND NAYS ON H.R. 1801, ELDON B. MAHON UNITED STATES COURTHOUSE, AND H. CON. RES. 109, HONORING THE SERVICES AND SACRIFICES OF THE UNITED STATES MERCHANT MARINE

Mr. LATOURETTE. Mr. Speaker, I ask unanimous consent to vacate the ordering of the yeas and nays on H.R. 1801 and House Concurrent Resolution 109 to the end that the Chair put the question on each measure de novo.

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

There was no objection.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Ohio (Mr. LATOURETTE) that the House suspend the rules and pass the bill, H.R. 1801.

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

A motion to reconsider was laid on the table.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Ohio (Mr. LATOURETTE) that the House suspend the rules and agree to the concurrent resolution, H. Con. Res. 109.

The question was taken; and (two-thirds having voted in favor thereof) the rules were suspended and the concurrent resolution was agreed to.

A motion to reconsider was laid on the table.

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 motions to suspend the rules on which further proceedings were postponed earlier today.

Votes will be taken in the following order:

H. Con. Res. 56, by the yeas and nays; and

H.R. 1885, by the yeas and nays.

Pursuant to clause 8 of rule XX, the Chair redesignates tomorrow as the time for resumption of further proceedings on H.R. 1831.

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

NATIONAL PEARL HARBOR REMEMBRANCE DAY

The SPEAKER pro tempore. The pending business is the question of suspending the rules and agreeing to the concurrent resolution, H. Con. Res. 56.

The Clerk read the title of the concurrent resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Ohio (Mr. LATOURETTE) that the House suspend the rules and agree to the concurrent resolution, H. Con. Res. 56, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 368, nays 0, not voting 64, as follows:

[Roll No. 126]

YEAS—368

Ackerman	Castle	Filner
Aderholt	Chabot	Flake
Akin	Chambliss	Fletcher
Allen	Clayton	Foley
Andrews	Clement	Ford
Armey	Clyburn	Frank
Baca	Coble	Frelinghuysen
Bachus	Collins	Frost
Baird	Combust	Galleghy
Baker	Condit	Ganske
Baldacci	Conyers	Gekas
Baldwin	Cooksey	Gephardt
Ballenger	Costello	Gibbons
Barcia	Cramer	Gilchrest
Bartlett	Crane	Gillmor
Barton	Crenshaw	Gilman
Bass	Crowley	Gonzalez
Becerra	Culberson	Goode
Bentsen	Cummings	Goodlatte
Bereuter	Cunningham	Gordon
Berman	Davis (CA)	Goss
Berry	Davis (FL)	Graham
Biggert	Davis (IL)	Granger
Bilirakis	Davis, Jo Ann	Green (TX)
Bishop	Davis, Tom	Green (WI)
Blagojevich	Deal	Greenwood
Blunt	DeFazio	Grucci
Boehrlert	DeGette	Gutierrez
Boehner	Delahunt	Hall (OH)
Bonilla	DeLauro	Hall (TX)
Bonior	DeLay	Harman
Bono	DeMint	Hastings (FL)
Borski	Deutsch	Hastings (WA)
Boswell	Diaz-Balart	Hayes
Boucher	Dicks	Hefley
Boyd	Dingell	Heger
Brady (PA)	Doggett	Hilliard
Brady (TX)	Dooley	Hinojosa
Brown (FL)	Doolittle	Hoeffel
Brown (OH)	Doyle	Hoekstra
Brown (SC)	Dreier	Holden
Bryant	Duncan	Holt
Burr	Dunn	Honda
Burton	Edwards	Hooley
Buyer	Ehlers	Horn
Callahan	Ehrlich	Houghton
Calvert	Engel	Hoyer
Camp	English	Hunter
Cannon	Eshoo	Hyde
Cantor	Etheridge	Inslee
Capito	Evans	Isakson
Capps	Everett	Israel
Capuano	Farr	Issa
Cardin	Fattah	Istook
Carson (IN)	Ferguson	Jackson (IL)

Jackson-Lee (TX)	Miller (FL)	Sensenbrenner
Jefferson	Miller, Gary	Serrano
Jenkins	Miller, George	Sessions
John	Mink	Shadegg
Johnson (CT)	Moore	Shaw
Johnson, E. B.	Moran (KS)	Shays
Johnson, Sam	Moran (VA)	Sherman
Jones (NC)	Morella	Sherwood
Jones (OH)	Murtha	Shimkus
Kanjorski	Myrick	Shows
Kaptur	Nadler	Shuster
Keller	Napolitano	Simmons
Kennedy (MN)	Nethercutt	Skeen
Kennedy (RI)	Northup	Skelton
Kerns	Norwood	Slaughter
Kildee	Nussle	Smith (MI)
Kilpatrick	Oberstar	Smith (NJ)
Kind (WI)	Obey	Smith (TX)
King (NY)	Olver	Smith (WA)
Kleczka	Ortiz	Snyder
Knollenberg	Osborne	Solis
Kolbe	Ose	Souder
Kucinich	Oxley	Spence
LaFalce	Pallone	Spratt
LaHood	Paul	Stark
Lampson	Payne	Stearns
Langevin	Pelosi	Stenholm
Larsen (WA)	Pence	Stump
Larson (CT)	Peterson (MN)	Stupak
Latham	Petri	Sununu
LaTourette	Pickering	Tancredi
Leach	Pitts	Tanner
Lee	Platts	Tauscher
Lewis (CA)	Pombo	Tauzin
Linder	Pomeroy	Taylor (MS)
Lipinski	Portman	Terry
LoBiondo	Price (NC)	Thomas
Lofgren	Pryce (OH)	Thompson (CA)
Lowe	Putnam	Thompson (MS)
Lucas (KY)	Quinn	Thornberry
Lucas (OK)	Radanovich	Thurman
Luther	Ramstad	Tiahrt
Maloney (CT)	Rangel	Tierney
Maloney (NY)	Regula	Trafficant
Manzullo	Rehberg	Turner
Markey	Reyes	Udall (CO)
Mascara	Reynolds	Udall (NM)
Matheson	Rivers	Upton
Matsui	Rodriguez	Velazquez
McCarthy (MO)	Roemer	Visclosky
McCarthy (NY)	Rogers (MI)	Walden
McCollum	Rohrabacher	Walsh
McCrery	Ros-Lehtinen	Watkins
McDermott	Ross	Watt (NC)
McGovern	Rothman	Weldon (FL)
McHugh	Roukema	Weldon (PA)
McInnis	Roybal-Allard	Weller
McIntyre	Royce	Wexler
McKeon	Rush	Whitfield
McKinney	Ryan (WI)	Wicker
McNulty	Ryun (KS)	Wilson
Meehan	Sabo	Wolf
Meek (FL)	Sandlin	Woolsey
Meeks (NY)	Sawyer	Wu
Menendez	Saxton	Wynn
Mica	Schaffer	Young (AK)
Millender-McDonald	Schiff	Young (FL)
	Schrock	
	Scott	

NOT VOTING—64

Abercrombie	Hulshof	Riley
Barr	Hutchinson	Rogers (KY)
Barrett	Johnson (IL)	Sanchez
Berkley	Kelly	Sanders
Blumenauer	Kingston	Scarborough
Carson (OK)	Kirk	Schakowsky
Clay	Lantos	Simpson
Cox	Largent	Strickland
Coyne	Levin	Sweeney
Cubin	Lewis (GA)	Taylor (NC)
Emerson	Lewis (KY)	Thune
Fossella	Moakley	Tiberi
Graves	Mollohan	Toomey
Gutknecht	Neal	Towns
Hansen	Ney	Vitter
Hart	Otter	Wamp
Hayworth	Owens	Waters
Hill	Pascrell	Watts (OK)
Hilleary	Pastor	Waxman
Hinchee	Peterson (PA)	Weiner
Hobson	Phelps	
Hostettler	Rahall	

□ 1830

So (two-thirds having voted in the affirmative) the rules were suspended

and the concurrent resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. KIRK. Mr. Speaker, on rollcall No. 126, I was delayed due to flight problems. Had I been present, I would have voted "yea."

Mr. PASTOR. Mr. Speaker, on rollcall No. 126, due to weather my plane was delayed. Had I been present, I would have voted "yea."

Mr. WAMP. Mr. Speaker, I was absent for a vote today because I was attending my son's middle school graduation. Had I been present, I would have voted "yea." on H. Con. Res. 56, expressing the Sense of Congress regarding National Pearl Harbor Remembrance Day.

Mr. BARRETT of Wisconsin. Mr. Speaker, my flight was canceled coming from Chicago here, so I missed the vote on House Concurrent Resolution 56 expressing the sense of Congress regarding National Pearl Harbor Remembrance Day.

If I had been here, I would have voted yea.

Mr. GUTKNECHT. Mr. Speaker, due to air delays, I was unavoidably detained and unable to vote on roll call vote 126, House Concurrent Resolution 56, the National Pearl Harbor Remembrance Day resolution.

Had I been present, I would have voted in the affirmative.

Ms. SCHAKOWSKY. Mr. Speaker, for the RECORD, my plane was delayed. Had I been here, I would have voted in favor of House Concurrent Resolution 56 expressing the sense of Congress regarding National Pearl Harbor Remembrance Day.

Mr. JOHNSON of Illinois. Mr. Speaker, I would likewise like to be recorded as voting yes on rollcall number 126. We were all subject to the same delay at Reagan Airport.

I would like to be recorded as voting yea on roll call 126.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. ISAKSON). Pursuant to clause 8 of rule XX, the Chair will reduce to 5 minutes the minimum time for electronic voting on the additional motion to suspend the rules on which the Chair has postponed further proceedings.

245(i) EXTENSION ACT OF 2001

The SPEAKER pro tempore. The pending business is the question of suspending the rules and passing the bill, H.R. 1885.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Wisconsin (Mr. SENSENBRENNER) that the House suspend the rules and pass the bill, H.R.