

RECORDED VOTE

The Acting CHAIRMAN. A recorded vote has been demanded.

A recorded vote was ordered.

The Acting CHAIRMAN. This will be a 5-minute vote.

The vote was taken by electronic device, and there were—ayes 260, noes 159, not voting 14, as follows:

[Roll No. 640]

AYES—260

Aderholt	Gallegly	Miller (MI)
Akin	Garrett (NJ)	Miller (NC)
Alexander	Gerlach	Miller, Gary
Bachus	Gibbons	Moore (KS)
Baker	Gilchrest	Moran (KS)
Barrett (SC)	Gillmor	Murphy
Barrow	Gingrey	Murtha
Bartlett (MD)	Gohmert	Musgrave
Bass	Goode	Myrick
Bean	Goodlatte	Neugebauer
Beauprez	Gordon	Ney
Berkley	Graves	Northup
Berry	Green (WI)	Norwood
Biggart	Gutknecht	Nunes
Bilirakis	Hall	Nussle
Bishop (GA)	Harris	Osborne
Bishop (NY)	Hart	Otter
Bishop (UT)	Hastings (WA)	Oxley
Blackburn	Hayes	Pence
Blunt	Hayworth	Peterson (MN)
Boehner	Hefley	Peterson (PA)
Bonner	Hensarling	Petri
Bono	Herger	Pickering
Boozman	Herseth	Pitts
Boren	Higgins	Platts
Boswell	Hinchee	Poe
Boucher	Hobson	Pombo
Boustany	Hoekstra	Pomeroy
Boyd	Holden	Porter
Bradley (NH)	Hooley	Price (GA)
Brady (TX)	Hostettler	Pryce (OH)
Brown (SC)	Hulshof	Putnam
Brown-Waite,	Hunter	Ramstad
Ginny	Inglis (SC)	Regula
Burgess	Israel	Rehberg
Burton (IN)	Issa	Reichert
Buyer	Istook	Renzi
Calvert	Jenkins	Rogers (AL)
Camp (MI)	Jindal	Rogers (KY)
Campbell (CA)	Johnson (CT)	Rogers (MI)
Cantor	Johnson (IL)	Rohrabacher
Capito	Johnson, Sam	Ross
Cardoza	Jones (NC)	Royce
Carter	Kanjorski	Ruppersberger
Case	Keller	Ryan (OH)
Castle	Kelly	Ryan (WI)
Chabot	Kennedy (MN)	Ryun (KS)
Chandler	Kind	Saxton
Chocola	King (IA)	Schmidt
Coble	King (NY)	Schwarz (MI)
Cole (OK)	Kingston	Scott (GA)
Costa	Kirk	Sensenbrenner
Costello	Kline	Sessions
Cramer	Knollenberg	Shadegg
Crenshaw	Kolbe	Shaw
Cubin	Kuhl (NY)	Shays
Culberson	Latham	Sherwood
Davis (KY)	LaTourette	Shimkus
Davis (TN)	Leach	Shuster
Davis, Jo Ann	Lewis (CA)	Simmons
Davis, Tom	Lewis (KY)	Simpson
Deal (GA)	Linder	Skelton
DeLay	Lipinski	Smith (NJ)
Dent	LoBiondo	Smith (TX)
Doolittle	Lucas	Smith (WA)
Drake	Lungren, Daniel	Sodrel
Dreier	E.	Souder
Duncan	Mack	Spratt
Edwards	Maloney	Stearns
Emerson	Manzullo	Stupak
English (PA)	Marchant	Sullivan
Etheridge	Marshall	Tancredo
Everett	Matheson	Tanner
Feeney	McCaull (TX)	Taylor (MS)
Ferguson	McCotter	Taylor (NC)
Fitzpatrick (PA)	McCrery	Terry
Flake	McHenry	Thomas
Foley	McHugh	Thornberry
Forbes	McIntyre	Tiahrt
Fortenberry	McKeon	Tiberi
Fossella	McMorris	Turner
Fox	Melancon	Upton
Franks (AZ)	Mica	Walden (OR)
Frelinghuysen	Miller (FL)	Walsh

Wamp
Weldon (FL)
Weldon (PA)
Weller

Westmoreland
Whitfield
Wicker
Wilson (SC)

Wolf
Young (FL)

NOES—159

Abercrombie	Gutierrez
Ackerman	Harman
Allen	Hastings (FL)
Andrews	Hinojosa
Baca	Holt
Baird	Honda
Baldwin	Hoyer
Becerra	Inslee
Berman	Jackson (IL)
Blumenauer	Jackson-Lee
Boehlert	(TX)
Bonilla	Jefferson
Brady (PA)	Johnson, E. B.
Brown (OH)	Jones (OH)
Brown, Corrine	Kaptur
Butterfield	Kennedy (RI)
Capps	Kildee
Capuano	Kilpatrick (MI)
Cardin	Kucinich
Carnahan	Langevin
Carson	Lantos
Cleaver	Larsen (WA)
Clyburn	Larson (CT)
Conaway	Lee
Conyers	Levin
Cooper	Lewis (GA)
Crowley	Lofgren, Zoe
Cuellar	Lowe
Cummings	Markley
Davis (AL)	Matsui
Davis (CA)	McCollum (MN)
Davis (IL)	McDermott
DeFazio	McGovern
DeGette	McKinney
Delahunt	McNulty
DeLauro	Meehan
Diaz-Balart, L.	Meek (FL)
Dicks	Menendez
Dingell	Michaud
Doggett	Millender-
Doyle	McDonald
Ehlers	Miller, George
Engel	Mollohan
Eshoo	Moore (WI)
Evans	Moran (VA)
Farr	Nader
Fattah	Napolitano
Finer	Neal (MA)
Ford	Oberstar
Frank (MA)	Obey
Gonzalez	Olver
Granger	Ortiz
Green, Al	Owens
Green, Gene	Pallone
Grijalva	Pascrell

NOT VOTING—14

Barton (TX)	Emanuel	Meeks (NY)
Cannon	Hyde	Sweeney
Clay	LaHood	Waters
Davis (FL)	Lynch	Young (AK)
Diaz-Balart, M.	McCarthy	

ANNOUNCEMENT BY THE ACTING CHAIRMAN

The Acting CHAIRMAN (during the vote). Members are advised 2 minutes remain in this vote.

□ 2130

So the amendment was agreed to.

The result of the vote was announced as above recorded.

Mr. KING of New York. Mr. Chairman, I move that the Committee do now rise.

The motion was agreed to.

Accordingly, the Committee rose; and the Speaker pro tempore (Mr. REHBERG) having assumed the chair, Mr. SIMPSON, Acting Chairman of the Committee of the Whole House on the State of the Union, reported that the Committee, having had under consideration the bill (H.R. 4437) to amend the Immigration and Nationality Act to strengthen enforcement of the immigration laws, to enhance border secu-

rity, and for other purposes, had come to no resolution thereon.

URGING RUSSIAN FEDERATION TO WITHDRAW LEGISLATION RESTRICTING ESTABLISHMENT OF NONGOVERNMENTAL ORGANIZATIONS

The SPEAKER pro tempore (Mr. REHBERG). Pursuant to clause 8 or rule XX, the unfinished business is the question of suspending the rules and agreeing to the concurrent resolution, H. Con. Res. 312, as amended.

The Clerk read the title of the concurrent resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from New Jersey (Mr. SMITH) that the House suspend the rules and agree to the concurrent resolution, H. Con. Res. 312, as amended, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 405, nays 15, not voting 13, as follows:

[Roll No. 641]

YEAS—405

Ackerman	Carnahan	Flake
Aderholt	Carson	Foley
Akin	Carter	Forbes
Alexander	Case	Ford
Allen	Castle	Fortenberry
Andrews	Chabot	Fossella
Baca	Chandler	Fox
Bachus	Chocola	Frank (MA)
Baird	Clay	Franks (AZ)
Baker	Cleaver	Frelinghuysen
Baldwin	Clyburn	Gallegly
Barrett (SC)	Cole (OK)	Garrett (NJ)
Barrow	Conaway	Gerlach
Bartlett (MD)	Conyers	Gibbons
Bass	Cooper	Gilchrest
Bean	Costa	Gillmor
Beauprez	Costello	Gingrey
Becerra	Cramer	Gohmert
Berkley	Crenshaw	Gonzalez
Berman	Crowley	Goode
Berry	Cubin	Goodlatte
Biggart	Cuellar	Gordon
Bilirakis	Culberson	Granger
Bishop (GA)	Cummings	Graves
Bishop (NY)	Davis (AL)	Green (WI)
Bishop (UT)	Davis (CA)	Green, Al
Blackburn	Davis (IL)	Green, Gene
Blumenauer	Davis (KY)	Grijalva
Blunt	Davis (TN)	Gutierrez
Boehlert	Davis, Jo Ann	Hall
Boehner	Davis, Tom	Harman
Bonilla	Deal (GA)	Harris
Bonner	DeFazio	Hart
Bono	DeGette	Hastings (WA)
Boozman	Delahunt	Hayes
Boren	DeLauro	Hayworth
Boswell	DeLay	Hefley
Boucher	Dent	Hensarling
Boustany	Diaz-Balart, L.	Herger
Boyd	Dicks	Herseth
Bradley (NH)	Dingell	Higgins
Brady (PA)	Doggett	Hinchee
Brady (TX)	Doolittle	Hinojosa
Brown (OH)	Doyle	Hobson
Brown (SC)	Drake	Hoekstra
Brown-Waite,	Dreier	Holden
Ginny	Edwards	Holt
Burgess	Ehlers	Honda
Burton (IN)	Emerson	Hooley
Butterfield	Engel	Hostettler
Buyer	English (PA)	Hoyer
Calvert	Eshoo	Hulshof
Camp (MI)	Etheridge	Hunter
Campbell (CA)	Evans	Inglis (SC)
Cannon	Everett	Inslee
Cantor	Farr	Israel
Capito	Fattah	Issa
Capps	Feeney	Istook
Capuano	Ferguson	Jackson (IL)
Cardin	Finer	Jackson-Lee
Cardoza	Fitzpatrick (PA)	(TX)

Jefferson	Miller (NC)	Sanchez, Loretta
Jindal	Miller, Gary	Sanders
Johnson (CT)	Miller, George	Shakowsky
Johnson (IL)	Mollohan	Schiff
Johnson, E. B.	Moore (KS)	Schmidt
Johnson, Sam	Moore (WI)	Schwartz (PA)
Jones (OH)	Moran (KS)	Schwarz (MI)
Kanjorski	Moran (VA)	Scott (GA)
Kaptur	Murphy	Scott (VA)
Keller	Musgrave	Serrano
Kelly	Myrick	Sessions
Kennedy (MN)	Nadler	Shadegg
Kennedy (RI)	Napolitano	Shaw
Kildee	Neal (MA)	Shays
Kilpatrick (MI)	Neugebauer	Sherman
Kind	Ney	Sherwood
King (IA)	Northup	Shimkus
King (NY)	Norwood	Shuster
Kingston	Nunes	Simmons
Kline	Nussle	Simpson
Knollenberg	Oberstar	Skelton
Kolbe	Obey	Slaughter
Kuhl (NY)	Olver	Smith (NJ)
Langevin	Ortiz	Smith (TX)
Lantos	Osborne	Smith (WA)
Larsen (WA)	Owens	Snyder
Larson (CT)	Oxley	Sodrel
Latham	Pallone	Solis
LaTourette	Pascrell	Souder
Leach	Pastor	Spratt
Lee	Payne	Stark
Levin	Pearce	Stearns
Lewis (CA)	Pelosi	Strickland
Lewis (GA)	Pence	Stupak
Lewis (KY)	Peterson (MN)	Sullivan
Linder	Peterson (PA)	Tancred
Lipinski	Petri	Tanner
LoBlando	Pickering	Tauscher
Loftgren, Zoe	Pitts	Taylor (MS)
Lowey	Platts	Terry
Lucas	Poe	Thomas
Lungren, Daniel E.	Pombo	Thompson (CA)
Lynch	Pomeroy	Thompson (MS)
Mack	Porter	Thornberry
Maloney	Price (GA)	Tiahrt
Manzullo	Price (NC)	Tiberi
Marchant	Pryce (OH)	Tierney
Markey	Putnam	Towns
Marshall	Radanovich	Turner
Matheson	Rahall	Udall (CO)
Matsui	Ramstad	Udall (NM)
McCauley (TX)	Rangel	Upton
McCollum (MN)	Regula	Van Hollen
McCotter	Rehberg	Velázquez
McCrery	Reichert	Venclosky
McDermott	Renzi	Walden (OR)
McGovern	Reyes	Walsh
McHenry	Reynolds	Wasserman
McHugh	Rogers (AL)	Schultz
McIntyre	Rogers (KY)	Watson
McKeon	Rogers (MI)	Watt
McKinney	Rohrabacher	Waxman
McMorris	Ros-Lehtinen	Weiner
McNulty	Ross	Weldon (FL)
Meehan	Rothman	Weller
Meek (FL)	Roybal-Allard	Westmoreland
Meeks (NY)	Royce	Wexler
Melancon	Ruppersberger	Whitfield
Menendez	Rush	Wicker
Mica	Ryan (OH)	Wilson (NM)
Michaud	Ryan (WI)	Wilson (SC)
Millender-	Ryun (KS)	Wolf
McDonald	Sabo	Woolsey
Miller (FL)	Salazar	Wu
Miller (MI)	Sánchez, Linda T.	Wynn
		Young (FL)

NAYS—15

Abercrombie	Jenkins	Saxton
Coble	Jones (NC)	Sensenbrenner
Duncan	Kucinich	Taylor (NC)
Gutknecht	Otter	Wamp
Hastings (FL)	Paul	Weldon (PA)

NOT VOTING—13

Barton (TX)	Hyde	Sweeney
Brown, Corrine	Kirk	Waters
Davis (FL)	LaHood	Young (AK)
Diaz-Balart, M.	McCarthy	
Emanuel	Murtha	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. REHBERG) (during the vote). Members are advised there are 2 minutes remaining in this vote.

□ 2148

Mr. HASTINGS of Florida changed his vote from “yea” to “nay.”

So (two-thirds of those voting having responded in the affirmative) the rules were suspended and the concurrent resolution, as amended, was agreed to.

The result of the vote was announced as above recorded.

The title of the concurrent resolution was amended so as to read: “Concurrent resolution urging the Government of the Russian Federation to withdraw the first draft of the proposed legislation as passed in its first reading in the State Duma that would have the effect of severely restricting the establishment, operations, and activities of domestic, international, and foreign non-governmental organizations in the Russian Federation, or to modify the proposed legislation to entirely remove these restrictions.”

A motion to reconsider was laid on the table.

REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.J. RES. 73

Mr. UDALL of Colorado. Mr. Speaker, because it was added in error, I ask unanimous consent to have my name removed as a cosponsor of H.J. Res. 73.

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

There was no objection.

APPOINTMENT OF CONFEREES ON H.R. 1815, NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2006

Mr. HUNTER. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the bill (H.R. 1815) to authorize appropriations for fiscal year 2006 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes, with a Senate amendment thereto, disagree to the Senate amendment, and agree to the conference asked by the Senate.

The Clerk read the title of the bill.

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

There was no objection.

MOTION TO INSTRUCT OFFERED BY MR. SKELTON

Mr. SKELTON. Mr. Speaker, I offer a motion to instruct conferees.

The Clerk read as follows:

Mr. Skelton moves that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the Senate amendment to the bill H.R. 1815 be instructed to agree to the provisions contained in section 1047 of the Senate amendment, relating to a report on alleged clandestine detention facilities for individuals captured in the Global War on Terrorism.

The SPEAKER pro tempore. Pursuant to clause 7 of rule XXII, the gentleman from Missouri (Mr. SKELTON)

and the gentleman from California (Mr. HUNTER) each will control 30 minutes.

The Chair recognizes the gentleman from Missouri.

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

I rise to offer a motion instructing House conferees on the National Defense Authorization Act for Fiscal Year 2006 to support the Senate provision requiring a classified report on alleged clandestine detention facilities for individuals captured in the global war on terrorism.

Before I get to the motion itself, let me speak to the broader issue of detainee policy that has been under consideration in this conference. Our conferees have an opportunity to bring back a conference report that will strongly state that it is our law and policy that no one in custody of the United States will be subject to cruel, inhuman or degrading treatment or punishment. This House spoke resoundingly on that issue last night on Mr. MURTHA's motion. This is the right policy, and I commend Senator MCCAIN for offering his amendment for this Nation and our military forces as well as intelligence personnel.

Mr. Speaker, I am confident that the ultimate conference report we bring back will contain this language. The rest of the provisions in that detainee package are complex. They deal with intricate changes in the law, and their implications will be felt for a long time to come. We would have been better served by a more deliberative process with hearings and debate. I will have more to say about the outcome of that package when we return a conference report to this body.

A critical issue beyond the McCain language that should be included in the conference report is the issue of congressional oversight of potential secret prisons around the world. On November 2, the Washington Post published a story claiming that “the CIA has been hiding and interrogating some of its most important al Qaeda captives at a Soviet-era compound in Eastern Europe.” Citing U.S. and foreign officials familiar with the arrangement, the article said that “the secret facility is part of a covert prison system set up by the CIA nearly 4 years ago that at various times has included sites in eight countries.”

The story has been followed by a flurry of press reports, both here and abroad, and statements by the administration. It has created a firestorm of concern amongst our European allies and defense partners that threatens to undermine our efforts in the war against terror. Just yesterday, the 25-nation European Union legislature voted to establish a “temporary ad-hoc committee on the alleged use by the CIA of European countries for the illegal transport and detention of prisoners.”

No nation or individual should question America's commitment to combating terrorism; yet what sets us