

matters, I believe that this bill threatens the sanctity of democracy and the concept of the separation of powers. Eighteen state judges have already adjudicated this matter, so passage of this bill would amount to an appeal granted by the legislative branch of government—in clear contravention of the U.S. Constitution. The will of 536 elected officials should not affect the final disposition of a personal family matter. What is most important in this situation is the wish of Terri Schiavo, and Congress cannot properly dispense of this question without being politically motivated. As is the case with many measures that the Republican Congress has slid past this body that purport to expand rights, this measure will contract the States' rights to be the final arbiter in private matters.

For the reasons stated above, Mr. Speaker, I reject this legislation.

The SPEAKER. The question is on the motion offered by the gentleman from Wisconsin (Mr. SENSENBRENNER) that the House suspend the rules and pass the Senate bill, S. 686.

The question was taken.

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

Mr. FRANK of Massachusetts. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The vote was taken by electronic device, and there were—yeas 203, nays 58, not voting 174, as follows:

[Roll No. 90]

YEAS—203

Aderholt	Diaz-Balart, M.	Jindal	Pence	Ross	Tancredo	Weller	Wolf	Young (FL)
Akin	Doolittle	Johnson (IL)	Peterson (PA)	Ryan (WI)	Tanner	Wicker	Woolsey	
Alexander	Drake	Jones (NC)	Pickering	Ryun (KS)	Taylor (NC)	Wilson (NM)	Young (AK)	
Baca	Dreier	Kanjorski	Pitts	Saxton	Terry			
Bachus	Duncan	Kelly	Platts	Schwarz (MI)	Thornberry			
Baird	Edwards	Kennedy (MN)	Pomeroy	Scott (GA)	Tiaht			
Baker	Ehlers	Kildee	Porter	Sensenbrenner	Tiberi			
Barrett (SC)	Emerson	King (IA)	Portman	Serrano	Turner			
Barrow	Engel	Kingston	Price (GA)	Sherwood	Upton			
Bartlett (MD)	English (PA)	Kirk	Pryce (OH)	Simpson	Walsh			
Bass	Etheridge	Kline	Putnam	Skelton	Wamp			
Bean	Fattah	Kuhl (NY)	Ramstad	Smith (NJ)	Weldon (FL)			
Beauprez	Feeney	LaHood	Regula	Smith (TX)	Weldon (PA)			
Berry	Ferguson	Langevin	Rehberg	Snyder	Westmoreland			
Biggert	Fitzpatrick (PA)	Latham	Renzi	Sodrel	Whitfield			
Bilirakis	Foley	Leach	Rogers (AL)	Souder	Wilson (SC)			
Bishop (GA)	Forbes	Lewis (CA)	Ros-Lehtinen	Stupak	Wynn			
Blackburn	Ford	Lewis (KY)		Sullivan				
Blunt	Fortenberry	Linder						
Boehner	Fossella	Lipinski						
Bonner	Foxx	LoBiondo						
Boren	Franks (AZ)	Lucas						
Brady (PA)	Garrett (NJ)	Lynch						
Burgess	Gilchrest	Mack						
Burton (IN)	Gillmor	Manzullo						
Buyer	Gingrey	Marchant						
Calvert	Gohmert	Marshall						
Camp	Goode	Matheson						
Cannon	Goodlatte	McCaull (TX)						
Cantor	Graves	McCotter						
Capito	Green (WI)	McHenry						
Carter	Green, Al	McHugh						
Chabot	Hall	McIntyre						
Chandler	Harris	McNulty						
Chocola	Hart	Meek (FL)						
Cole (OK)	Hastert	Melancon						
Conaway	Hastings (WA)	Michaud						
Costello	Hayes	Miller (FL)						
Cox	Hayworth	Miller (MI)						
Cramer	Hefley	Mollohan						
Crenshaw	Hensarling	Murphy						
Cuellar	Hereth	Musgrave						
Culberson	Higgins	Myrick						
Cummings	Hobson	Neugebauer						
Davis (KY)	Holden	Ney						
Davis (TN)	Hulshof	Northup						
Davis, Jo Ann	Inglis (SC)	Nussle						
Davis, Tom	Istoek	Oberstar						
DeLay	Jackson (IL)	Otter						
Diaz-Balart, L.	Jenkins	Pearce						

NAYS—58

Baldwin	Frank (MA)	Pascarella	
Berkley	Gutierrez	Payne	
Bishop (NY)	Hastings (FL)	Price (NC)	
Brown-Waite,	Holt	Reichert	
Ginny	Hoyer	Rothman	
Butterfield	Israel	Schiff	
Capuano	Kaptur	Schwartz (PA)	
Cardin	Kennedy (RI)	Scott (VA)	
Carnahan	Larson (CT)	Shays	
Carson	Levin	Spratt	
Castle	Lewis (GA)	Strickland	
Clay	Matsui	Thompson (MS)	
Cleaver	McDermott	Van Hollen	
Clyburn	McKinney	Visclosky	
Conyers	Miller (NC)	Wasserman	
Davis (FL)	Moran (VA)	Schultz	
Dent	Murtha	Watt	
Dicks	Nadler	Weiner	
Doyle	Olver	Wexler	
Evans	Pallone	Wu	

NOT VOTING—174

Abercrombie	Harmann	Obey	
Ackerman	Herger	Ortiz	
Allen	Hinchey	Osborne	
Andrews	Hinojosa	Owens	
Barton (TX)	Hoekstra	Oxley	
Becerra	Honda	Pastor	
Berman	Hooley	Paul	
Bishop (UT)	Hostettler	Pelosi	
Blumenauer	Hunter	Peterson (MN)	
Boehlert	Hyde	Petri	
Bonilla	Inslee	Pombo	
Bono	Issa	Radanovich	
Boozman	Jackson-Lee	Rahall	
Boswell	(TX)	Rangel	
Boucher	Jefferson	Reyes	
Boustany	Johnson (CT)	Reynolds	
Brady (NH)	Johnson, E. B.	Rogers (KY)	
Brady (TX)	Johnson, Sam	Rogers (MI)	
Brown (OH)	Jones (OH)	Rohrabacher	
Brown (SC)	Keller	Royer	
Brown (MI)	Kilpatrick (MI)	Ruppersberger	
Brown, Corrine	King (NY)	Rush	
Case	Knollenberg	Ryan (OH)	
Capps	King (NY)	Sabo	
Cardoza	Kolbe	Salazar	
Coble	Kucinich	Sánchez, Linda	
Cooper	Lantos	T.	
Costa	Larsen (WA)	Sanchez, Loretta	
Crowley	LaTourette	Sanders	
Cubin	Lee	Schakowsky	
Cunningham	Lofgren, Zoe	Sessions	
Davis (AL)	Lowey	Shadegg	
Davis (CA)	Lungren, Daniel	E.	
Davis (IL)		Shaw	
Deal (GA)		Maloney	
DeFazio		Sherman	
DeGette		Shimkus	
McCarthy		Shuster	
McCotter		McCarthy	
McHenry		McCollum (MN)	
McHugh		McCrery	
DeLauro		McGovern	
Delahunt		McKeon	
Dingell		McMorris	
Dingell		Stark	
Doggett		Stearns	
Emanuel		Sweeney	
Meek (FL)		Tauscher	
Melancon		Taylor (MS)	
Michaud		Thompson (CA)	
Farr		Tierney	
Miller (FL)		Towns	
Miller (MI)		Udall (CO)	
Filner		Moore (KS)	
Flake		Moore (WI)	
Murphy		Udall (NM)	
Frelinghuysen		McDonald	
Gallegly		Miller, Gary	
Gerlach		Miller, George	
Gibbons		Moore (KS)	
Gonzalez		Moore (WI)	
Gordon		Napolitano	
Granger		Velázquez	
Green, Gene		Walden (OR)	
Neal (MA)		Waterson	
Orbison		Watson	
Oberstar		Waxman	
Otter			
Pearce			
Grijalva			
Nunes			

□ 0045

So (two thirds voting in favor thereof) the rules were suspended and the Senate bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. BRADY of Texas. Mr. Speaker, on rollcall No. 90, my flight from Texas brought me to the Capitol one minute after the vote was closed. I intended to vote "yes."

Stated against:

Mr. FILNER. Mr. Speaker, on rollcall No. 90, on S. 686, I did not attend in protest of the politicization of a profound medical and family tragedy. Had I been present, I would have voted "nay."

REPORT ON RESOLUTION WAIVING REQUIREMENT OF CLAUSE 6(a) OF RULE XIII WITH RESPECT TO CONSIDERATION OF CERTAIN RESOLUTIONS

Mr. GINGREY, from the Committee on Rules, submitted a privileged report (Rept. No. 109-27) on the resolution (H. Res. 181) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules, which was referred to the House Calendar and ordered to be printed.

REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF S. 686, FOR THE RELIEF OF THE PARENTS OF THERESA MARIE SCHIAVO

Mr. GINGREY, from the Committee on Rules, submitted a privileged report (Rept. No. 109-28) on the resolution (H. Res. 182) providing for consideration of the Senate bill (S. 686) for the relief of the parents of Theresa Marie Schiavo, which was referred to the House Calendar and ordered to be printed.

PROVIDING FOR A CONDITIONAL ADJOURNMENT OR RECESS OF THE TWO HOUSES

The SPEAKER laid before the House the following privileged Senate concurrent resolution (S. Con. Res. 23) providing for a conditional adjournment or recess of the Senate, and a conditional adjournment of the House of Representatives.

The Clerk read the Senate concurrent resolution, as follows:

S. CON. RES. 23

Resolved by the Senate (the House of Representatives concurring), That when the Senate recesses or adjourns on any day from Sunday, March 20, 2005, through Sunday, April 3, 2005, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Monday, April 4, 2005, or until such other time as may be specified by the Majority Leader or his designee

in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the House adjourns on any day from Sunday, March 20, 2005, through Monday, April 4, 2005, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Tuesday, April 5, 2005, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Majority Leader of the Senate and the Speaker of the House, or their respective designees, acting jointly after consultation with the Minority Leader of the Senate and the Minority Leader of the House, shall notify the Members of the Senate and House, respectively, to reassemble at such place and time as they may designate whenever, in their opinion, the public interest shall warrant it.

The SPEAKER. Without objection, the concurrent resolution is concurred in.

There was no objection.

A motion to reconsider was laid on the table.

LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Mr. DAVIS of Illinois (at the request of Ms. PELOSI) for today and March 21.

Ms. KILPATRICK of Michigan (at the request of Ms. PELOSI) for today and March 21 on account of official business.

Ms. McCOLLUM of Minnesota (at the request of Ms. PELOSI) for today and March 21 on account of official business.

Mr. ORTIZ (at the request of Ms. PELOSI) for today and March 21.

Ms. LORETTA SANCHEZ of California (at the request of Ms. PELOSI) for today and March 21 on account of official business.

Ms. WATERS (at the request of Ms. PELOSI) for today and March 21.

Mr. COBLE (at the request of Mr. DELAY) for today on account of official business.

Mr. HYDE (at the request of Mr. DELAY) for today on account of official business.

SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 653. An act for the relief of the parents of Theresa Marie Schiavo; referred to the Committee on the Judiciary.

BILL PRESENTED TO THE PRESIDENT

Jeff Trandahl, Clerk of the House reports that on March 17, 2005, he presented to the President of the United States, for his approval, the following bill.

H.R. 1160. To reauthorize the Temporary Assistance for Needy Families block grant program though June 30, 2005, and for other purposes.

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ADJOURNMENT

Mr. DELAY. Mr. Speaker, pursuant to Senate Concurrent Resolution 23, 109th Congress, I move that the House do now adjourn.

The motion was agreed to.

The SPEAKER. Pursuant to the provisions of Senate Concurrent Resolution 23, 109th Congress, the House stands adjourned until 2 p.m. Tuesday, April 5, 2005.

Thereupon (at 12 o'clock and 46 minutes a.m., Monday, March 21, 2005), pursuant to Senate Concurrent Resolution 23, 109th Congress, the House adjourned until Tuesday, April 5, 2005, at 2 p.m.

REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

[Filed on Mar. 21 (Legislative day of Mar. 20, 2005)]

Mr. GINGREY: Committee on Rules. H. Res. 181. A resolution waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported

from the Committee on Rules (Rept. 109-27). Referred to the House Calendar.

Mr. GINGREY: Committee on Rules. H. Res. 182. A resolution providing for consideration of the bill (S. 686) for the relief of the parents of Theresa Marie Schiavo (Rept. 109-28). Referred to the House Calendar.

ADDITIONAL SPONSORS TO PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XII, sponsors were added to public bills and resolutions as follows:

H.R. 8: Mr. KING of Iowa, Mr. ALEXANDER, Mr. KLINE, Mr. JENKINS, Mr. TIBERI, Ms. ROSLEHTINEN, Mr. GREEN of Wisconsin, Mr. SAXTON, Mr. HENSARLING, and Mr. ROHRABACHER.

H.R. 21: Mr. FILNER and Mr. WALSH.

H.R. 567: Mr. BERMAN.

H.R. 1001: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. ORTIZ.

H.R. 1417: Mr. RAMSTAD, Mr. PORTMAN, and Mrs. JONES of Ohio.

H.R. 1424: Mr. LANTOS.

H. Res. 108: Mr. COX.

PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. SENSENBRENNER:

H.R. 1452. A bill for the relief of the parents of Theresa Marie Schiavo; to the Committee on the Judiciary.

By Mr. LANTOS:

H.R. 1453. A bill to strengthen United States relations with Libya, to facilitate the integration of Libya into the international community, and to encourage positive change in Libyan society, and for other purposes; referred to the Committee on International Relations, and in addition to the Committees on Financial Services, Ways and Means, and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SENSENBRENNER:

H.R. 1454. A bill to amend the Internal Revenue Code of 1986 to make the credit for increasing research activities permanent; to the Committee on Ways and Means.