

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

The vote was taken by electronic device, and there were—ayes 182, noes 211, not voting 40, as follows:

[Roll No. 11]

AYES—182

Abercrombie	Green, Al	Obey
Ackerman	Green, Gene	Oliver
Allen	Gutierrez	Ortiz
Andrews	Hastings (FL)	Owens
Baca	Herseth	Pallone
Baldwin	Higgins	Pascarell
Barrow	Hinchee	Pastor
Bean	Hinojosa	Payne
Becerra	Holden	Pelosi
Berman	Holt	Peterson (MN)
Berry	Honda	Pomeroy
Bishop (GA)	Hookey	Price (NC)
Bishop (NY)	Hoyer	Rahall
Blumenauer	Inslee	Reyes
Boren	Jackson (IL)	Ross
Boswell	Jackson-Lee	Rothman
Boucher	(TX)	Ruppersberger
Boyd	Jefferson	Rush
Brady (PA)	Johnes, E. B.	Ryan (OH)
Brown (OH)	Jones (OH)	Sabo
Brown, Corrine	Kanjorski	Salazar
Butterfield	Kaptur	Sanchez, Linda
Capps	Kennedy (RI)	T.
Capuano	Kildee	Sanchez, Loretta
Cardin	Kilpatrick (MI)	Sanders
Cardoza	Kind	Schakowsky
Carnahan	Kucinich	Schwartz (PA)
Carson	Langevin	Scott (GA)
Case	Larsen (WA)	Scott (VA)
Chandler	Larson (CT)	Serrano
Clay	Lee	Sherman
Cleaver	Levin	Skelton
Clyburn	Lewis (GA)	Slaughter
Conyers	Lipinski	Smith (WA)
Cooper	Lofgren, Zoe	Snyder
Costello	Lowe	Solis
Cramer	Lynch	Spratt
Crowley	Maloney	Stark
Cuellar	Markey	Strickland
Cummings	Matheson	Stupak
Davis (AL)	McCarthy	Tanner
Davis (CA)	McCollum (MN)	Tauscher
Davis (IL)	McDermott	Taylor (MS)
Davis (TN)	McGovern	Thompson (CA)
DeGette	McIntyre	Thompson (MS)
DeLauro	McKinney	Tierney
Dicks	Meehan	Towns
Dingell	Meek (FL)	Udall (CO)
Doggett	Meeks (NY)	Udall (NM)
Doyle	Melancon	Van Hollen
Edwards	Menendez	Velázquez
Emanuel	Michaud	Visclosky
Engel	Millender-McDonald	Wasserman
Eshoo	Miller (NC)	Schultz
Etheridge	Miller, George	Watson
Evans	Mollohan	Watt
Farr	Murtha	Waxman
Fattah	Nadler	Weiner
Filner	Napolitano	Wexler
Ford	Neal (MA)	Woolsey
Gonzalez	Oberstar	Wu
Gordon		Wynn

NOES—211

Aderholt	Buyer	Doolittle
Akin	Calvert	Drake
Alexander	Camp	Dreier
Bachus	Cannon	Duncan
Baker	Cantor	Emerson
Barrett (SC)	Capito	English (PA)
Bartlett (MD)	Carter	Everett
Barton (TX)	Castle	Feeney
Bass	Chabot	Ferguson
Beauprez	Choccola	Fitzpatrick (PA)
Biggert	Coble	Flake
Bishop (UT)	Cole (OK)	Forbes
Blackburn	Conaway	Fortenberry
Blunt	Cox	Fossella
Boehlert	Crenshaw	Fox
Boehner	Culberson	Franks (AZ)
Bonilla	Cunningham	Frelinghuysen
Bonner	Davis (KY)	Garrett (NJ)
Boozman	Davis, Jo Ann	Gerlach
Bradley (NH)	Davis, Tom	Gilchrest
Brady (TX)	Deal (GA)	Gillmor
Brown (SC)	DeLay	Gingrey
Brown-Waite,	Dent	Goode
Ginny	Diaz-Balart, L.	Goodlatte
Burgess	Diaz-Balart, M.	Green (WI)

Gutknecht	Marchant	Reynolds
Hall	Marshall	Rogers (AL)
Harris	McCaull (TX)	Rogers (KY)
Hart	McCrery	Rogers (MI)
Hastings (WA)	McHenry	Royce
Hayworth	McHugh	Ryan (WI)
Hefley	McKeon	Ryun (KS)
Hensarling	McMorris	Saxton
Herger	McNulty	Schwarz (MI)
Hobson	Mica	Sensenbrenner
Hoekstra	Miller (FL)	Sessions
Hostettler	Miller (MI)	Shadegg
Hulshof	Moran (KS)	Shaw
Hunter	Murphy	Sherwood
Hyde	Musgrave	Shimkus
Inglis (SC)	Myrick	Shuster
Issa	Neugebauer	Simmons
Istook	Ney	Smith (NJ)
Jindal	Northup	Smith (TX)
Johnson (CT)	Norwood	Sodrel
Johnson (IL)	Nunes	Souder
Johnson, Sam	Nussle	Stearns
Jones (NC)	Osborne	Sweeney
Keller	Otter	Tancredo
Kelly	Oxley	Taylor (NC)
Kennedy (MN)	Paul	Terry
King (IA)	Pearce	Thomas
King (NY)	Pence	Thornberry
Kingston	Peterson (PA)	Tiahrt
Kirk	Petri	Tiberi
Kline	Pickering	Turner
Knollenberg	Pitts	Upton
Kolbe	Platts	Walden (OR)
Kuhl (NY)	Poe	Walsh
LaHood	Pombo	Wamp
Latham	Porter	Weldon (FL)
LaTourette	Portman	Weldon (PA)
Leach	Price (GA)	Weller
Lewis (CA)	Pryce (OH)	Westmoreland
Lewis (KY)	Putnam	Whitfield
Linder	Radanovich	Wicker
LoBiondo	Ramstad	Wilson (NM)
Lucas	Regula	Wilson (SC)
Lungren, Daniel	Rehberg	Wolf
E.	Reichert	Young (AK)
Mack	Renzi	Young (FL)

NOT VOTING—40

Baird	Gallegly	Moore (KS)
Berkley	Gibbons	Moore (WI)
Bilirakis	Gohmert	Moran (VA)
Bono	Granger	Rangel
Boustany	Graves	Rohrabacher
Burton (IN)	Grijalva	Ros-Lehtinen
Costa	Harman	Roybal-Allard
Cubin	Hayes	Schiff
Davis (FL)	Israel	Shays
DeFazio	Jenkins	Simpson
Delahunt	Lantos	Sullivan
Ehlers	Manzullo	Waters
Foley	McCotter	
Frank (MA)	Miller, Gary	

□ 1229

So the amendment was rejected.

The result of the vote was announced as above recorded.

Stated for:

Ms. MOORE of Wisconsin. Mr. Chairman, on rollcall No. 11, Crowley No. 3, had I been present, I would have voted "aye."

□ 1230

PERSONAL EXPLANATION

Mr. GIBBONS. Mr. Chairman, I would like to inform you that I was absent for rollcall vote No. 10 and rollcall vote No. 11 on January 26, 2005. These votes were on amendments to H.R. 54, the Congressional Gold Medal Enhancement Act of 2005.

I respectfully request that it be entered into the CONGRESSIONAL RECORD that if present, I would have voted: Rollcall vote No. 10, on the Crowley amendment—"no"; rollcall vote No. 11, on the Crowley amendment—"no."

The CHAIRMAN. Under the rule, the Committee rises.

Accordingly, the Committee rose; and the Speaker pro tempore (Mr. TERRY) having assumed the chair, Mr. LAHOOD, Chairman of the Committee of the Whole House on the State of the

Union, reported that that Committee, having had under consideration the bill (H.R. 54) to amend title 31, United States Code, to provide reasonable standards for congressional gold medals, and for other purposes, pursuant to House Resolution 42, he reported the bill back to the House with an amendment adopted by the Committee of the Whole.

The SPEAKER pro tempore. Under the rule, the previous question is ordered.

The question is on the amendment.

The amendment was agreed to.

The SPEAKER pro tempore. The question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed and read a third time, and was read the third time.

MOTION TO RECOMMEND OFFERED BY MR.

CROWLEY

Mr. CROWLEY. Mr. Speaker, I have a motion to recommend at the desk.

The SPEAKER pro tempore. Is the gentleman opposed to the bill?

Mr. CROWLEY. Yes, I am opposed to the bill in its current form.

The SPEAKER pro tempore. The Clerk will report the motion to recommend.

The Clerk read as follows:

Mr. Crowley of New York moves to recommend the bill, H.R. 54, to the Committee on Financial Services with instructions to report the same to the House forthwith with the following amendment:

Page 2, strike line 7 and all that follows through line 19 and insert the following new paragraph:

“(2) PROGRAM REQUIREMENT.—The Secretary may not strike a congressional gold medal for presentation posthumously on behalf of any individual except during the 20-year period beginning 5 years after the death of the individual (unless the Act of Congress authorizing the striking of such medal was enacted before the death of such individual).”

The SPEAKER pro tempore. The gentleman from New York (Mr. CROWLEY) is recognized for 5 minutes.

Mr. CROWLEY. Mr. Speaker, today we begin the 109th Congress in earnest, and we do so by considering a bill that we do not need to act on for a problem that, in our view and in the view of many of my colleagues, simply does not exist. We considered this bill today not in the spirit of openness and bipartisanship that should categorize the democratic debate in the House, but with a restrictive rule that did not allow us to have a debate on a key issue: whether one of the highest honors that can be bestowed upon citizens of our country for their extraordinary deeds, a Congressional Gold Medal, can be awarded to one individual or more for their collective honorable or heroic actions.

Mr. Speaker, if this bill passes in its current form, not only would it limit medals to two per year, but it would prevent the House of Representatives and the Senate from awarding medals in the future to any group of individuals for their collective heroic deeds,

such as those of the hundreds of first responders that perished in the 9/11 terrorist attacks.

I am puzzled why we would act to impose such limits on our own ability to recognize the accomplishments of the citizens that we are elected to represent. And I am even more puzzled that we would fix a process that is not broken, that is bipartisan in nature, and that works remarkably well for all Members.

The bipartisan process we have in place has allowed us to honor the Reverend Martin Luther King and Coretta Scott King; Nancy and Ronald Reagan; Betty and Gerald Ford; Pope John Paul II; the Little Rock Nine; the leaders of Brown v. The Board of Education; Jackie Robinson; civil rights leader Dorothy Height; the Navajo Code Talkers; General Henry Shelton; Charles Schulz; John Cardinal O'Connor, Archbishop of New York; Father Theodore Hesburgh; Rosa Parks; Nelson Mandela; Mother Teresa; Frank Sinatra; Ruth and Billy Graham; Ecumenical Patriarch Bartholomew; British Prime Minister Tony Blair; and others.

But under this bill, Mr. Speaker, we may not be able to honor Nancy and Ronald Reagan jointly, nor Betty and Gerald Ford jointly, nor Martin Luther King and Coretta Scott King jointly, nor the Little Rock Nine, nor the Navajo Code Talkers. And under this bill my colleague, the gentlewoman from Texas (Ms. JACKSON-LEE), will be prevented from honoring the fallen astronauts from the space shuttle Columbia.

In the 108th Congress the gentlewoman from Texas worked hard to gain the requisite two-thirds cosponsorship of the House for a bill that would honor these fallen American heroes posthumously with the Congressional Gold Medal. It is only right that the rule of the House be honored and that her hard-won efforts be not undone by this bill.

Since the majority party gained control of this House in 1995, 20 gold medals have been enacted into law either to an individual or a group of individuals. Using the process we currently have in place, 10 gold medal bills out of 20 were sponsored by Republican Members, and 10 were sponsored by Democratic Members. How can anyone possibly argue that the existing process does not work? We are fixing something that simply is not broken.

Unfortunately, the bipartisan spirit that has characterized the House's consideration of gold medals in the past has not carried over to the debate on this bill. Not only did we do not have an open rule, but today represents the first time this House is debating this issue in any form. The committee responsible for legislation on this bill, the Committee on Financial Services, on which I serve, has not held a single hearing on this bill, let alone a markup.

The limited debate over this bill on the House floor may culminate in the

passing of a bad bill, unless my colleagues join me in voting in favor of sending this bill back to committee, where we can have a meaningful debate, and where we can determine whether limiting gold medals is truly in the interest of the public and in the interest of the House.

Mr. Speaker, the House has become the 109th Congress on a bad note: We are considering a bill with almost no meaningful debate, and it proposes to represent a solution to a problem that simply does not exist, a problem the record shows does not exist. Does this action foretell what lies ahead in terms of the existence of bipartisanship throughout this Congress?

I urge my colleagues on both sides of the aisle to do the right thing, to vote in favor of my motion to recommit this bill back to the Committee on Financial Services and to allow this House to take a closer look at this legislation to determine whether it really meets the interests of the American people.

Mr. OXLEY. Mr. Speaker, I rise in opposition to the motion to recommit.

(Mr. OXLEY asked and was given permission to revise and extend his remarks.)

Mr. OXLEY. First of all, Mr. Speaker, let me point out that this is a motion with instructions, so it does not go back to the Committee on Financial Services, it would automatically come back to the floor.

Secondly, I want to applaud the gentleman from Delaware, who sponsored this legislation. The concept behind the gold medal, the highest award that the Congress can provide, has historically been given, historically, to an individual. The first individual was George Washington, even before the Declaration of Independence. Historically that was the case.

In the first 123 years of the existence of our country, only 45 medals were given out, all of them to individuals. Since that time, we have had a tenfold increase in the next subsequent 100 years. And the gentleman from Delaware is right, we need to reform the system.

There is bipartisanship in the existing system because it involves 290 cosponsors, so everybody gets an opportunity to weigh in on the importance of the medal. There is an opportunity now with commemorative coins to honor groups as opposed to the individual medal. So the gentleman from Delaware needs to be congratulated on forward-looking reforms, just as he did in the commemorative coin program.

This is an effort, really, to gut these reforms, this so-called motion to recommit, and that is why I oppose it. We had extensive debate during general debate, as well as the two amendments offered by my friend from New York, and so I would ask that the motion to recommit be defeated; that we pass this legislation; and then get on to the work of defining two medals each year, a maximum of two medals each year, four for the Congress, to honor individ-

uals who have had extraordinary contributions to our country.

Let us go back to what the original intent of the Founding Fathers was in this gold medal. I think it is important to do so.

The SPEAKER pro tempore (Mr. TERRY). Without objection, the previous question is ordered on the motion to recommit.

There was no objection.

The SPEAKER pro tempore. The question is on the motion to recommit.

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

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

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 9 of rule XX, the Chair will reduce to 5 minutes the minimum time for any electronic vote on the question of passage.

The vote was taken by electronic device, and there were—yeas 187, nays 217, not voting 29, as follows:

[Roll No. 12]

YEAS—187

Abercrombie	Green, Al	Moore (WI)
Ackerman	Green, Gene	Murtha
Allen	Grijalva	Nadler
Andrews	Gutierrez	Napolitano
Baca	Harman	Neal (MA)
Baldwin	Hastings (FL)	Oberstar
Barrow	Herseth	Obey
Bean	Higgins	Olver
Becerra	Hinchee	Ortiz
Berman	Hinojosa	Owens
Berry	Holden	Pallone
Bishop (GA)	Holt	Pascarell
Bishop (NY)	Honda	Pastor
Blumenauer	Hooley	Payne
Boren	Hoyer	Pelosi
Boswell	Inslee	Peterson (MN)
Boucher	Jackson (IL)	Price (NC)
Boyd	Jackson-Lee	Rahall
Brady (PA)	(TX)	Rangel
Brown (OH)	Jefferson	Reyes
Brown, Corrine	Johnson, E. B.	Ross
Butterfield	Jones (OH)	Rothman
Capps	Kanjorski	Ruppersberger
Capuano	Kennedy (RI)	Rush
Cardin	Kildee	Ryan (OH)
Cardoza	Kilpatrick (MI)	Sabo
Carnahan	Kind	Salazar
Carson	Kucinich	Sánchez, Linda
Case	Langevin	T.
Chandler	Larsen (WA)	Sanchez, Loretta
Clay	Larson (CT)	Sanders
Cleaver	Lee	Schakowsky
Clyburn	Levin	Schwartz (PA)
Conyers	Lewis (GA)	Scott (GA)
Cooper	Lipinski	Scott (VA)
Costello	Lofgren, Zoe	Serrano
Cramer	Lowey	Sherman
Crowley	Lynch	Skelton
Cuellar	Maloney	Slaughter
Davis (AL)	Markey	Smith (WA)
Davis (CA)	Marshall	Snyder
Davis (IL)	Matheson	Solis
Davis (TN)	McCarthy	Spratt
DeGette	McCollum (MN)	Stark
DeLauro	McDermott	Strickland
Dicks	McGovern	Stupak
Dingell	McIntyre	Tanner
Doggett	McKinney	Tauscher
Doyle	McNulty	Taylor (MS)
Edwards	Meehan	Thompson (CA)
Emanuel	Meek (FL)	Thompson (MS)
Engel	Meeks (NY)	Tierney
Eshoo	Melancon	Towns
Etheridge	Menendez	Udall (CO)
Evans	Michaud	Udall (NM)
Farr	Millender	Van Hollen
Fattah	McDonald	Velázquez
Filner	Miller (NC)	Vislousky
Ford	Miller, George	Wasserman
Gonzalez	Mollohan	Schultz
Gordon	Moore (KS)	Waters

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mr. SCHIFF. Mr. Speaker, on rollcall Nos. 11, 12, and 13, I would have voted "aye" on 11, "aye" on 12, and "no" on 13.

PERSONAL EXPLANATION

Mr. BURTON of Indiana. Mr. Speaker, I was regrettably delayed in my return to Washington, DC, and therefore unable to be on the House floor for rollcall votes 10, 11, 12, and 13.

Had I been here I would have voted "no" on rollcall vote 10, "no" on rollcall vote 11, "no" on rollcall vote 12, and "aye" on rollcall vote 13.

PERSONAL EXPLANATION

Mr. SHAYS. Mr. Speaker, on January 26, I was participating in the World Economic Forum in Davos, Switzerland, and, therefore, missed four votes.

I take my voting responsibility very seriously and would like the CONGRESSIONAL RECORD to reflect that, had I been present, I would have voted "no" on recorded vote No. 10, "no" on recorded vote No. 11, "no" on recorded vote No. 12 and "yes" on recorded vote No. 13.

PERSONAL EXPLANATION

Ms. BERKLEY. Mr. Speaker, I was not able to participate in floor proceedings on January 25–26, 2005 as I was in Poland as part of a Congressional Delegation to the ceremonies honoring the 60th anniversary of the liberation of Auschwitz. As a result I missed rollcall votes 8–13. On rollcall No. 8, passage of H. Con. Res 16, congratulating the people of Ukraine for conducting a democratic, transparent, and fair runoff Presidential election on December 26, 2004, and congratulating Viktor Yushchenko on his election as President of Ukraine and his commitment to democracy and reform, I would have voted "Yes" had I been present. On rollcall No. 9; regarding commending countries and organizations for marking the 60th anniversary of the liberation of Auschwitz and urging a strengthening of the fight against racism, intolerance, bigotry, prejudice, discrimination, and anti-Semitism, I would have voted "yes" had I been present. On rollcall No. 10, Crowley of New York Amendment No. 2 to H.R. 54, I would have voted "yes" had I been present. On rollcall No. 11, Crowley of New York Amendment No. 3 to H.R. 54, I would have voted "yes" had I been present. On rollcall No. 12, a motion to recommit H.R. 54, to amend title 31, United States Code, to provide reasonable standards for congressional gold medals, I would have voted "yes" had I been present. On rollcall No. 13, H.R. 54, to amend title 31, United States Code, to provide reasonable standards for congressional gold medals, I would have voted "yes" had I been present.

DIRECTING THE CLERK TO MAKE CORRECTION IN ENGROSSMENT OF HOUSE RESOLUTION 49, ELECTION OF MINORITY MEMBERS TO CERTAIN STANDING COMMITTEES OF THE HOUSE

Mr. MENENDEZ. Mr. Speaker, I ask unanimous consent that in the engrossment of House Resolution 49, the Clerk be directed to make the following correction:

In the paragraph regarding the Committee on Financial Services, strike "Gene Green of Texas" and insert in lieu thereof "Al Green of Texas".

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

There was no objection.

LEGISLATIVE PROGRAM

(Mr. HOYER asked and was given permission to address the House for 1 minute.)

Mr. HOYER. Mr. Speaker, I yield to the distinguished majority leader for the purpose of inquiring of him the schedule for the coming week.

Mr. DELAY. Mr. Speaker, I thank the gentleman from Maryland for yielding.

Mr. Speaker, the House will convene on Tuesday at 2 p.m. for legislative business. We will consider several measures under suspension of the rules. A final list of those bills will be sent to Members' offices by the end of the week. Any votes called on these measures will be rolled until 6:30 p.m.

On Wednesday, the House will convene at 10 a.m. This is a slow time of year, as most committees are not organizing until next week. We anticipate consideration of a resolution that will stress the House's views on the recent court decision regarding the Solomon amendment, but we do not expect to consider any significant legislation under a rule.

In addition, I would like to remind all Members that the President's State of the Union is scheduled for Wednesday night of next week.

Finally, to accommodate scheduling demands next week similar to those that we have this week, the House will not have votes next Thursday or Friday.

I thank the gentleman for yielding and will be happy to answer any questions he may have.

Mr. HOYER. I thank the gentleman. I appreciate the information.

I understand he anticipates a substantive resolution on the Solomon amendment and the court ruling thereon. But can I ask you, is it your understanding that a resolution regarding the recent Palestinian elections will come to the floor next week as well? Is that possible?

Mr. DELAY. I know that you and the gentleman from Missouri (Mr. BLUNT) are working on this bill and will continue to work on it. It has every possibility if it is done, maybe we could do it next week.

Mr. HOYER. I thank the leader. I know that the majority whip and myself are working on this, and running it by your office as well as we are the leader's office on our side. Hopefully we can move that. I know that all of us believe that we have an opportunity to at least resolve the violence and hopefully reach towards a peaceful resolution of that dispute, and hopefully we can move forward on this resolution. I thank the leader for his response.

Secondly, Mr. Leader, the supplemental appropriation, we hear about the supplemental appropriation, clearly for the tsunami victims as well as further assistance to our troops and efforts in Iraq and in Afghanistan. Can you tell us whether or not there is any possibility of that coming next week, or do you anticipate that would be the week following or sometime thereafter?

Mr. DELAY. I am not sure that the White House has even made a decision on when they will send the request for the supplemental to us, or if they will send us one or two requests. I think those decisions are still being made by the White House. Obviously those decisions will help shape how and when we will consider the bill here in the House. At this time I do not expect us to consider the supplemental prior to the President's Day recess, but I would not rule that out, either. We will take the President's request, obviously our Appropriations Committee will do its work, and we will expedite the process and get it to the floor as soon as possible.

Mr. HOYER. I thank the gentleman for his information.

DIRECTING THE CLERK TO MAKE CORRECTION IN ENGROSSMENT OF HOUSE RESOLUTION 49, ELECTION OF MINORITY MEMBERS TO CERTAIN STANDING COMMITTEES OF THE HOUSE

Mr. HOYER. Mr. Speaker, I ask unanimous consent that in the engrossment of House Resolution 49, the Clerk be directed to make the following change:

In the paragraph regarding the Committee on Veterans' Affairs, strike "Mr. HIGGINS".

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

There was no objection.

DISPENSING WITH CALENDAR WEDNESDAY BUSINESS ON WEDNESDAY NEXT

Mr. DELAY. Mr. Speaker, I ask unanimous consent that the business in order under the Calendar Wednesday rule be dispensed with on Wednesday next.

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

There was no objection.