

|                  |                 |               |                 |                 |                  |
|------------------|-----------------|---------------|-----------------|-----------------|------------------|
| Bartlett (MD)    | Goode           | Norwood       | Holt            | Meeks (NY)      | Sanchez, Loretta |
| Barton (TX)      | Goodlatte       | Nunes         | Honda           | Melancon        | Sanders          |
| Bass             | Granger         | Nussle        | Hooley          | Menendez        | Schakowsky       |
| Beauprez         | Graves          | Osborne       | Inslee          | Michaud         | Schiff           |
| Bilirakis        | Green (WI)      | Oxley         | Israel          | Millender-      | Schwartz (PA)    |
| Bishop (UT)      | Gutknecht       | Paul          | Jackson (IL)    | McDonald        | Scott (GA)       |
| Blackburn        | Hall            | Pearce        | Jackson-Lee     | Miller (NC)     | Scott (VA)       |
| Blunt            | Harris          | Pence         | (TX)            | Miller, George  | Serrano          |
| Boehlert         | Hart            | Peterson (PA) | Jefferson       | Mollohan        | Sherman          |
| Boehner          | Hastings (WA)   | Petri         | Johnson, E. B.  | Moore (KS)      | Skelton          |
| Bonilla          | Hayes           | Pickering     | Jones (OH)      | Moore (WI)      | Slaughter        |
| Bonner           | Hayworth        | Pitts         | Kanjorski       | Moran (VA)      | Smith (WA)       |
| Bono             | Hefley          | Platts        | Kaptur          | Murtha          | Snyder           |
| Boozman          | Hensarling      | Poe           | Kennedy (RI)    | Nadler          | Solis            |
| Boustany         | Herger          | Pombo         | Kildee          | Napolitano      | Spratt           |
| Bradley (NH)     | Hobson          | Porter        | Kilpatrick (MI) | Neal (MA)       | Stark            |
| Brady (TX)       | Hoekstra        | Price (GA)    | Kind            | Oberstar        | Strickland       |
| Brown (SC)       | Hostettler      | Pryce (OH)    | Kucinich        | Obey            | Stupak           |
| Brown-Waite,     | Hulshof         | Putnam        | Langevin        | Olver           | Tanner           |
| Ginny            | Hunter          | Radanovich    | Lantos          | Ortiz           | Tauscher         |
| Burgess          | Hyde            | Ramstad       | Larsen (WA)     | Owens           | Taylor (MS)      |
| Burton (IN)      | Inglis (SC)     | Regula        | Lee             | Pallone         | Thompson (CA)    |
| Buyer            | Issa            | Rehberg       | Levin           | Pascrell        | Thompson (MS)    |
| Calvert          | Istook          | Reichert      | Lewis (GA)      | Pastor          | Tierney          |
| Camp             | Jenkins         | Renzi         | Lipinski        | Payne           | Towns            |
| Cannon           | Jindal          | Reynolds      | Lofgren, Zoe    | Pelosi          | Udall (CO)       |
| Cantor           | Johnson (IL)    | Rogers (AL)   | Lowey           | Peterson (MN)   | Udall (NM)       |
| Capito           | Johnson, Sam    | Rogers (KY)   | Lynch           | Pomeroy         | Van Hollen       |
| Carter           | Jones (NC)      | Rogers (MI)   | Maloney         | Price (NC)      | Velazquez        |
| Castle           | Keller          | Rohrabacher   | Markey          | Rahall          | Visclosky        |
| Chabot           | Kelly           | Ros-Lehtinen  | Marshall        | Rangel          | Wasserman        |
| Chocola          | Kennedy (MN)    | Royce         | Matheson        | Reyes           | Schultz          |
| Coble            | King (IA)       | Ryan (WI)     | Matsui          | Ross            | Waters           |
| Cole (OK)        | King (NY)       | Ryun (KS)     | McCarthy        | Rothman         | Watson           |
| Conaway          | Kingston        | Saxton        | McCollum (MN)   | Roybal-Allard   | Watt             |
| Cox              | Kirk            | Schwarz (MI)  | McDermott       | Ruppersberger   | Waxman           |
| Crenshaw         | Kline           | Sensenbrenner | McGovern        | Rush            | Weiner           |
| Cubin            | Knollenberg     | Sessions      | McIntyre        | Ryan (OH)       | Wexler           |
| Cunningham       | Kolbe           | Shadegg       | McKinney        | Sabo            | Woolsey          |
| Davis (KY)       | Kuhl (NY)       | Shaw          | McNulty         | Salazar         | Wu               |
| Davis, Jo Ann    | LaHood          | Sherwood      | Meehan          | Sanchez, Linda  | Wynn             |
| Davis, Tom       | Latham          | Shimkus       | Meek (FL)       | T.              |                  |
| Deal (GA)        | LaTourrette     | Shuster       |                 |                 |                  |
| DeLay            | Leach           | Simmons       |                 |                 |                  |
| Dent             | Lewis (CA)      | Smith (NJ)    |                 |                 |                  |
| Doolittle        | Lewis (KY)      | Smith (TX)    |                 |                 |                  |
| Drake            | Linder          | Sodrel        | Biggart         | Diaz-Balart, M. | Otter            |
| Dreier           | LoBiondo        | Souder        | Brown (OH)      | Edwards         | Shays            |
| Duncan           | Lucas           | Stearns       | Clay            | Fattah          | Simpson          |
| Ehlers           | Lungren, Daniel | Sullivan      | Culberson       | Hoyer           | Walsh            |
| Emerson          | E.              | Sweeney       | Davis (FL)      | Johnson (CT)    | Weldon (FL)      |
| English (PA)     | Mack            | Tancredo      | Diaz-Balart, L. | Larson (CT)     |                  |
| Everett          | Manzullo        | Taylor (NC)   |                 |                 |                  |
| Feeney           | Marchant        | Terry         |                 |                 |                  |
| Ferguson         | McCauley (TX)   | Thomas        |                 |                 |                  |
| Fitzpatrick (PA) | McCotter        | Thornberry    |                 |                 |                  |
| Flake            | McCrery         | Tiahrt        |                 |                 |                  |
| Foley            | McHenry         | Tiberti       |                 |                 |                  |
| Forbes           | McHugh          | Turner        |                 |                 |                  |
| Fortenberry      | McKeon          | Upton         |                 |                 |                  |
| Fossella         | McMorris        | Walden (OR)   |                 |                 |                  |
| Fox              | Mica            | Wamp          |                 |                 |                  |
| Franks (AZ)      | Miller (FL)     | Weldon (PA)   |                 |                 |                  |
| Frelinghuysen    | Miller (MI)     | Weller        |                 |                 |                  |
| Gallely          | Miller, Gary    | Westmoreland  |                 |                 |                  |
| Garrett (NJ)     | Moran (KS)      | Whitfield     |                 |                 |                  |
| Gerlach          | Murphy          | Wicker        |                 |                 |                  |
| Gibbons          | Musgrave        | Wilson (NM)   |                 |                 |                  |
| Gilchrest        | Myrick          | Wilson (SC)   |                 |                 |                  |
| Gillmor          | Neugebauer      | Wolf          |                 |                 |                  |
| Gingrey          | Ney             | Young (AK)    |                 |                 |                  |
| Gohmert          | Northup         | Young (FL)    |                 |                 |                  |

## NOT VOTING—17

|                 |                 |             |
|-----------------|-----------------|-------------|
| Biggart         | Diaz-Balart, M. | Otter       |
| Brown (OH)      | Edwards         | Shays       |
| Clay            | Fattah          | Simpson     |
| Culberson       | Hoyer           | Walsh       |
| Davis (FL)      | Johnson (CT)    | Weldon (FL) |
| Diaz-Balart, L. | Larson (CT)     |             |

## □ 1919

Ms. WOOLSEY and Messrs. RUPPERSBERGER, SERRANO, SMITH of Washington and BUTTERFIELD changed their vote from “yea” to “nay.”

Mr. WELLER changed his vote from “nay” to “yea.”

So the motion to table was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERMISSION TO FILE CONFERENCE REPORT ON H.R. 1268, EMERGENCY SUPPLEMENTAL APPROPRIATIONS ACT FOR DEFENSE, THE GLOBAL WAR ON TERROR, AND TSUNAMI RELIEF, 2005

Mr. LEWIS of California. Mr. Speaker, I ask unanimous consent that the managers on the part of the House may have until midnight tonight to file the conference report to accompany the bill, H.R. 1268.

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

There was no objection.

OBSERVING 30TH ANNIVERSARY OF FALL OF THE REPUBLIC OF VIETNAM TO THE COMMUNIST FORCES OF NORTH VIETNAM

The SPEAKER pro tempore. The pending business is the question of suspending the rules and agreeing to the resolution, H. Res. 228, as amended.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Nebraska (Mr. FORTENBERRY) that the House suspend the rules and agree to the resolution, H. Res. 228, as amended, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 416, nays 0, not voting 17, as follows:

[Roll No. 152]

YEAS—416

|                |                  |                 |
|----------------|------------------|-----------------|
| Abercrombie    | Clyburn          | Gonzalez        |
| Ackerman       | Coble            | Goode           |
| Aderholt       | Cole (OK)        | Goodlatte       |
| Akin           | Conaway          | Gordon          |
| Alexander      | Conyers          | Granger         |
| Allen          | Cooper           | Graves          |
| Andrews        | Costa            | Green (WI)      |
| Baca           | Costello         | Green, Al       |
| Bachus         | Cox              | Green, Gene     |
| Baird          | Cramer           | Grijalva        |
| Baker          | Crenshaw         | Gutierrez       |
| Baldwin        | Crowley          | Gutknecht       |
| Barrett (SC)   | Cubin            | Hall            |
| Barrow         | Cuellar          | Harman          |
| Bartlett (MD)  | Cummings         | Harris          |
| Barton (TX)    | Cunningham       | Hart            |
| Bass           | Davis (AL)       | Hastings (FL)   |
| Bean           | Davis (CA)       | Hastings (WA)   |
| Beauprez       | Davis (IL)       | Hayes           |
| Becerra        | Davis (KY)       | Hayworth        |
| Berkley        | Davis (TN)       | Hefley          |
| Berman         | Davis, Jo Ann    | Hensarling      |
| Biggart        | Davis, Tom       | Herger          |
| Bilirakis      | Deal (GA)        | Herseth         |
| Bishop (GA)    | DeFazio          | Higgins         |
| Bishop (NY)    | DeGette          | Hinches         |
| Bishop (UT)    | Delahunt         | Hinojosa        |
| Blackburn      | DeLauro          | Hobson          |
| Blumenauer     | DeLay            | Hoekstra        |
| Blunt          | Dent             | Holden          |
| Boehlert       | Dicks            | Holt            |
| Boehner        | Dingell          | Honda           |
| Bonilla        | Doggett          | Hooley          |
| Bonner         | Doolittle        | Hostettler      |
| Bono           | Doyle            | Hulshof         |
| Boozman        | Drake            | Hunter          |
| Boren          | Dreier           | Hyde            |
| Boswell        | Duncan           | Inglis (SC)     |
| Boucher        | Ehlers           | Inslee          |
| Boustany       | Emanuel          | Israel          |
| Boyd           | Emerson          | Issa            |
| Bradley (NH)   | Engel            | Istook          |
| Brady (PA)     | English (PA)     | Jackson (IL)    |
| Brady (TX)     | Eshoo            | Jackson-Lee     |
| Brown (SC)     | Etheridge        | (TX)            |
| Brown, Corrine | Evans            | Jefferson       |
| Brown-Waite,   | Everett          | Jenkins         |
| Ginny          | Farr             | Jindal          |
| Burgess        | Feeney           | Johnson (CT)    |
| Burton (IN)    | Ferguson         | Johnson (IL)    |
| Butterfield    | Filner           | Johnson, E. B.  |
| Buyer          | Fitzpatrick (PA) | Johnson, Sam    |
| Calvert        | Flake            | Jones (NC)      |
| Camp           | Foley            | Jones (OH)      |
| Cannon         | Forbes           | Kanjorski       |
| Cantor         | Ford             | Kaptur          |
| Capito         | Fortenberry      | Keller          |
| Capps          | Fossella         | Kelly           |
| Capuano        | Fox              | Kennedy (MN)    |
| Cardin         | Frank (MA)       | Kennedy (RI)    |
| Cardoza        | Franks (AZ)      | Kildee          |
| Carnahan       | Frelinghuysen    | Kilpatrick (MI) |
| Carson         | Gallely          | Kind            |
| Case           | Garrett (NJ)     | King (IA)       |
| Chandler       | Case             | King (NY)       |
| Baldwin        | Gerlach          | Kingston        |
| Barrow         | Gibbons          | Kirk            |
| Bean           | Gilchrest        | Kline           |
| Becerra        | Gillmor          | Knollenberg     |
| Berkley        | Gingrey          | Kolbe           |
| Berman         | Gohmert          |                 |
| Berry          |                  |                 |
| Bishop (GA)    |                  |                 |
| Bishop (NY)    |                  |                 |
| Blumenauer     |                  |                 |
| Boren          |                  |                 |
| Boswell        |                  |                 |
| Boucher        |                  |                 |
| Boyd           |                  |                 |
| Brady (PA)     |                  |                 |
| Brown, Corrine |                  |                 |
| Butterfield    |                  |                 |
| Capps          |                  |                 |
| Capuano        |                  |                 |

## NAYS—196

|                |            |               |
|----------------|------------|---------------|
| Abercrombie    | Cardin     | Dingell       |
| Ackerman       | Cardoza    | Doggett       |
| Allen          | Carnahan   | Doyle         |
| Andrews        | Carson     | Emanuel       |
| Baca           | Case       | Engel         |
| Baird          | Chandler   | Eshoo         |
| Baldwin        | Cleaver    | Etheridge     |
| Barrow         | Clyburn    | Evans         |
| Bean           | Conyers    | Farr          |
| Becerra        | Cooper     | Filner        |
| Berkley        | Costa      | Ford          |
| Berman         | Costello   | Frank (MA)    |
| Berry          | Cramer     | Gonzalez      |
| Bishop (GA)    | Crowley    | Gordon        |
| Bishop (NY)    | Cuellar    | Green, Al     |
| Blumenauer     | Cummings   | Green, Gene   |
| Boren          | Davis (AL) | Grijalva      |
| Boswell        | Davis (CA) | Gutierrez     |
| Boucher        | Davis (IL) | Harman        |
| Boyd           | Davis (TN) | Hastings (FL) |
| Brady (PA)     | DeFazio    | Herseth       |
| Brown, Corrine | DeGette    | Higgins       |
| Butterfield    | Delahunt   | Hinches       |
| Capps          | DeLauro    | Hinojosa      |
| Capuano        | Dicks      | Holden        |

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

NOT VOTING—17

|                 |                 |             |
|-----------------|-----------------|-------------|
| Berry           | Diaz-Balart, M. | Otter       |
| Brown (OH)      | Edwards         | Simpson     |
| Clay            | Fattah          | Sullivan    |
| Culberson       | Hoyer           | Walsh       |
| Davis (FL)      | Larson (CT)     | Weldon (FL) |
| Diaz-Balart, L. | Murtha          |             |

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1937

So (two thirds having voted in favor thereof) the rules were suspended and the resolution, as amended, was agreed to.

The result of the vote was announced as above recorded.

The title of the resolution was amended so as to read: "Resolution honoring the contributions of Viet-

namese Americans to American society over the past three decades."

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mr. LARSON of Connecticut. Mr. Speaker, I would like to submit this statement for the RECORD and regret that I could not be present today, Tuesday, May 3, 2005 to vote on rollcall vote Nos. 151 and 152 due to a family medical emergency.

Had I been present, I would have voted: "No" on rollcall vote No. 151 on the motion to table H. Res. 253, the Conyers Resolution Raising a Question of the Privileges of the House; "yea" on rollcall vote No. 152 on H. Res. 228—Observing the 30th anniversary of the fall of the Republic of Vietnam to the Communist forces of North Vietnam.

ANNOUNCEMENT OF INTENTION TO OFFER RESOLUTION RAISING QUESTION OF PRIVILEGES OF THE HOUSE

Mr. NADLER. Mr. Speaker, I offer a resolution raising a question of the privileges of the House.

The SPEAKER pro tempore. The gentleman may give notice.

Mr. NADLER. Mr. Speaker, I give notice of this resolution and that it will be brought up as soon as the rules permit.

The SPEAKER pro tempore. The gentleman must read the form of the resolution and then ask for unanimous consent.

Mr. NADLER. Mr. Speaker, by the form, does the Speaker mean the text?

The SPEAKER pro tempore. The gentleman may ask unanimous consent to dispense with the reading.

Mr. NADLER. Mr. Speaker, I do not ask that unanimous consent.

Will the Clerk read the resolution?

The SPEAKER pro tempore. The gentleman must read the resolution.

Mr. NADLER. "Whereas the Committee on the Judiciary conducted a markup of the bill H.R. 748, the "Child Interstate Abortion Notification Act," on Wednesday, April 13, 2005, and ordered the bill reported on that same day;

Whereas the Committee on the Judiciary subsequently reported H.R. 748 to the House on Thursday, April 21, 2005, with an accompanying report designated House Report 109-51;

Whereas, during the markup of H.R. 748, Representatives NADLER, SCOTT, and JACKSON-LEE offered in good faith a total of five amendments to the bill, all of which failed on party-line votes;

Whereas, because Representatives NADLER, SCOTT, and JACKSON-LEE called for recorded votes on their amendments, under section 3(b) of Rule XIII, the votes were published in House Report 109-51;

Whereas, although it is the long and established practice in House reports to describe recorded votes with objective, nonargumentative captions, the Committee on the Judiciary majority

departed from this practice in House Report 109-51 by captioning these five amendments with inflammatory, inaccurate captions;

Whereas, when Representative SEN-SENRENNER, the Chairman of the Committee on the Judiciary, was asked about this language and given the opportunity to correct it, both in the Committee Rules and on the House floor, he instead explained that it was his purpose and intention to include these derogatory and inaccurate captions in House Report 109-51;

Whereas, committee reports are official congressional documents to which American citizens will refer when seeking to interpret the bills they accompany;

Whereas, although the committee markup and reporting process gives Members ample opportunity to debate, characterize, and criticize each other's views, committees have a ministerial, institutional responsibility to accurately report the proceedings of committee activities;

Whereas, under the procedures of the Committee on the Judiciary, the minority must submit its dissenting views to the majority without having the opportunity to review the report;

Whereas, the majority has the opportunity to review the minority's dissent before filing its report;

Whereas, earlier versions of H.R. 748 were reported by the Committee on the Judiciary on three separate occasions and in each case, these amendments, or similar amendments, were described in these earlier committee reports with objective, nonargumentative captions;

Whereas, this unprecedented manipulation of a traditionally nonpartisan portion of a committee report constitutes an abuse of power by the majority of the Committee on the Judiciary;

Whereas, a report of a committee offers the majority and minority the opportunity to provide their views and interpretations of the legislation, amendments, and issues;

Whereas, the section of a committee report required by clause 3(b) of Rule XIII was purposely misused as an opportunity to comment on, or characterize, the amendments; and

Whereas the vote captions published in House Report 109-51 appear to be purposefully inaccurate and misleading, and reflect negatively on the integrity of the Members offering the amendments, and therefore belittle the dignity of the House and undermine the integrity of the proceedings of the House;

Now, therefore, be it:

*Resolved*, That the House of Representatives

(1) finds that the Committee on the Judiciary purposefully and deliberately mischaracterized the above-mentioned votes in House Report 109-51; and

(2) directs the chairman of such committee to report to the House a supplement to House Report 109-51 that corrects the record by describing the five