

Mr. TIAHRT. Mr. Speaker, on rollcall vote No. 18, I was inadvertently detained. Had I been present, I would have voted "yea."

Mr. ROGERS of Michigan. Mr. Speaker, on rollcall vote No. 18, I was unavoidably detained. Had I been present, I would have voted "yea."

Mr. DAVIS of Kentucky. Mr. Speaker, on rollcall vote No. 18, I was unable to cast my vote. Had I been able to vote, I would have voted "yea."

RELATING TO FREE ELECTION IN IRAQ HELD ON JANUARY 30, 2005

The SPEAKER pro tempore. The pending business is the question of agreeing to the resolution, House Resolution 60, on which the yeas-and-nays were ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the resolution.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 404, nays 9, answered "present" 3, not voting 18, as follows:

[Roll No. 19]
YEAS—404

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

Honda Meek (FL)
Hooley Meeks (NY)
Hostettler Melancon
Hoyer Menendez
Hulshof Mica
Hunter Michaud
Inglis (SC) Millender
Inslee McDonald
Israel Miller (FL)
Issa Miller (MI)
Istook Miller (NC)
Jackson (IL) Miller, Gary
Jackson-Lee Miller, George
(TX) Mollohan
Jefferson Moore (KS)
Jenkins Moore (WI)
Jindal Moran (VA)
Johnson (CT) Murphy
Johnson (IL) Murtha
Johnson, E. B. Musgrave
Johnson, Sam Myrick
Jones (NC) Nadler
Jones (OH) Napolitano
Kanjorski Neal (MA)
Kaptur Neugebauer
Keller Ney
Kennedy (MN) Norwood
Kennedy (RI) Nunes
Kildee Nussle
Kilpatrick (MI) Oberstar
Kind Olver
King (IA) Ortiz
King (NY) Osborne
Kingston Otter
Kirk Kline Oxley
Klaine Knollenberg Pallone
Kolbe Pascrell
Kuhl (NY) Pastor
LaHood Pearce
Langevin Pelosi
Lantos Pence
Larsen (WA) Peterson (MN)
Larson (CT) Peterson (PA)
Latham Petri
LaTourette Pickering
Leach Pitts
Levin Platts
Lewis (CA) Poe
Lewis (KY) Pombo
Linder Pomeroy
Lipinski Porter
LoBiondo Portman
Lofgren, Zoe Price (GA)
Lowey Price (NC)
Lucas Pryce (OH)
Lungren, Daniel Putnam
E. Radanovich
Lynch Rahall
Mack Ramstad
Maloney Rangel
Manzullo Regula
Marchant Rehberg
Markey Reichert
Marshall Renzi
Matheson Reyes
McCarthy Reynolds
McCaul (TX) Rogers (AL)
McCullum (MN) Rogers (KY)
McCotter Rogers (MI)
McCrery Rohrabacher
McGovern Ros-Lehtinen
McHenry Ross
McHugh Roybal-Allard
McIntyre Royce
McKeon Ruppersberger
McMorris Ryan (OH)
McNulty Ryan (WI)
Meehan Ryun (KS)

NAYS—9

Kucinich McKinney
Lee Paul
McDermott Stark

ANSWERED "PRESENT"—3

Lewis (GA) Owens Payne

NOT VOTING—18

Bilirakis Green, Gene
Brown, Corrine Hyde
Diaz-Balart, M. Kelly
Dingell Moran (KS)
Eshoo Northup
Gordon Rothman

Sabo
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sanders
Saxton
Schakowsky
Schiff
Schwartz (PA)
Schwarz (MI)
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shaw
Shays
Sherman
Sherwood
Shimkus
Shuster
Simmons
Simpson
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Obey
Snyder
Sodrel
Solis
Souder
Spratt
Stearns
Strickland
Sullivan
Tancredo
Tanner
Tauscher
Taylor (MS)
Taylor (NC)
Terry
Thomas
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Turner
Udall (CO)

Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh
Wamp
Wasserman
Schultz
Watt
Waxman
Weiner
Weldon (FL)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Wu
Wynn
Young (AK)
Young (FL)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1452

So the resolution was agreed to. The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mrs. NORTHUP. Mr. Speaker, due to a death in my family, I was unable to participate in today's votes. Had I been present, I would have voted "yea" on all four of today's recorded votes.

PERSONAL EXPLANATION

Mr. HYDE. Mr. Speaker, on the afternoon of February 1 and February 2, 2005, I was absent for several votes and regret missing them. Had I been present, I would have voted: Vote No. 14, Honoring the contributions of Catholic Schools—"yea"; No. 15, Dalip Singh Saund Post Office Building Designation—"yea"; No. 16, Expressing the continued support of Congress for equal access of military recruiters to institutions of higher education—"yea"; No. 17, Commending the Palestinian people for conducting a free and fair presidential election—"yea"; No. 18, Expressing the strong concern of the House of Representatives that the European Union may end its embargo against the Peoples Republic of China—"yea"; and No. 19, Relating to the free election in Iraq held on January 30, 2005—"yea."

GENERAL LEAVE

Mr. KLINE. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and include extraneous material on House Concurrent Resolution 36, previously passed in this series of votes.

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

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 take this time for the purpose of inquiring of the majority leader the schedule for the week to come.

Mr. DELAY. Mr. Speaker, will the gentleman yield?

Mr. HOYER. Mr. Speaker, I would be pleased to yield to my friend, the gentleman from Texas, the majority leader, for the purposes of informing us of the schedule.

Mr. DELAY. Mr. Speaker, I thank the distinguished whip, the gentleman from Maryland, for yielding to me.

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 those measures will be rolled until 6:30 p.m.

On Wednesday and Thursday, the House will convene at 10 a.m. We likely will consider additional legislation under suspension of the rules, as well as H.R. 418, the Real ID Act of 2005.

Finally, I would like to remind Members that we do not plan, do not plan, to have votes next Friday, February 11.

And I thank the gentleman for yielding to me, and I would be happy to answer any questions he may have.

Mr. HOYER. Mr. Speaker, reclaiming my time, I thank the gentleman for the schedule.

With reference to the Real ID bill, Mr. Leader, can you tell us at this point in time the type of rule that that will be considered under; and, in particular, what amendments, not necessarily specific amendments, but whether amendments will be allowed, motions to recommit, and items of that nature.

Mr. DELAY. Mr. Speaker, if the gentleman will continue to yield, I would assume that the Committee on Rules would follow a process similar to the one that they followed for the rest of the 9/11 Commission's recommendations, and that is to have a structured rule that allows for a variety of amendments. But I will let the chairman of the Committee on Rules make announcements on that and reserve decisions for the committee on what those amendments will be.

I can tell the gentleman that we are contemplating, although actions by the Committee on Rules will need to be taken, contemplating a rule that would merge the border security bill into another bill, another must-pass piece of legislation, not knowing what that would be. But, obviously, the supplement could be a candidate for that.

Mr. HOYER. Mr. Speaker, reclaiming my time once again, I presume the gentleman is talking about merged at some later date. Obviously, the must-pass bill would not be available next week. Am I correct?

Mr. DELAY. That is correct.

Mr. HOYER. So the gentleman is talking about merging it at some time in the future after passage?

Mr. DELAY. That is correct.

Mr. HOYER. Mr. Leader, with respect to the energy bill, it is my understanding that there is some discussion that the energy bill may proceed next week but the week following. Can you tell me whether that is a reasonable possibility, or probability?

Mr. DELAY. We are contemplating several major pieces of legislation that we would hope to complete before the Easter break, and we are also contemplating several bills that we contemplate completing prior to the Presidents' Day district work period.

The comprehensive energy bill, which we passed in the last Congress and in

the 107th Congress, is a very high priority for this year. There is a good chance that we could consider a national energy policy bill before the Presidents' Day district work period.

Mr. HOYER. Mr. Leader, I might say that I think all of us understand the importance of energy legislation. All of us understand the necessity to become energy independent. I would suggest, in that framework, that I think personally that we can pass an energy bill. Obviously, there are some items that are in the energy bill or that are proposed for the energy bill that have significant opposition on one side of the aisle or the other.

I would hope, Mr. Leader, if we could, in working with the various committee Chairs, and I suppose most primarily the gentleman from Texas (Mr. BARTON) and the gentleman from Michigan (Mr. DINGELL) in this respect, to come to as bipartisan an agreement on the substance of that bill so that we could see it not just pass through the House of Representatives, which may be interesting in terms of the political claim that we passed it, but which does nothing for our energy independence, which is, I think, our objective.

So I would hope that we could deal with this in as bipartisan a fashion as possible so that when we send it to the other body that we may have more success there, more success out of conference, and send a bill to the President that will facilitate both energy independence and the effective and efficient discovery, development, and delivery at retail to the consumer of energy options. I do not know whether you want to say anything.

Mr. DELAY. Well, Mr. Speaker, if the gentleman will continue to yield, I would just say that the gentleman is right. We will try our best to reach out and make this bill as bipartisan as possible.

I would just remind the gentleman that this bill, this energy package, has passed, I cannot recall every time, but many times in the last Congress; and it even passed this House as a conference report. Each time that the energy bill has gone through this House, whether it be the House bill or in the conference report, it has enjoyed a very large Democrat vote.

So, yes, I would hope that the chairmen of the respective committees that have a piece of this bill, and I would also remind the gentleman that the Committee on Ways and Means has a very big piece of this bill, would reach out to their ranking members and work to put together as bipartisan a bill as possible.

Mr. HOYER. Mr. Speaker, I thank the gentleman for referencing the Committee on Ways and Means, but I certainly agree with him that having the gentleman from California (Mr. THOMAS) and the gentleman from New York (Mr. RANGEL) work closely together, and perhaps their respective Chairs of the subcommittees that might deal with that work together, would be

very, very useful to accomplishing an objective as opposed to simply passing a bill that then languishes in the Congress and never gets to the President.

If, in fact, we consider that, and it sounds to me like we certainly do not have enough information to determine whether or not the week after next the energy bill might be on the floor, but if and when it comes to the floor, Mr. Leader, would you contemplate the possibility of having an open rule on that piece of legislation, given its importance and scope?

I am happy to yield to the gentleman for a response, Mr. Speaker.

Mr. DELAY. I appreciate the gentleman yielding to me, Mr. Speaker.

We have not discussed any rule. Actually, we are discussing with the relevant committee chairmen whether we can get it that quickly or not. But I would imagine that the Committee on Rules would have the same sort of rule that we have had on this bill for the last couple of years. So I would not see anything changing.

Mr. HOYER. Mr. Speaker, I would hope on that bill, because of its great importance to the security of the Nation and to all of our consumers of energy, which is to say all of us, that we would have as broad a consideration of it as possible so that we could get everybody's ideas put on the floor, voted up or down, and move the bill with as big a consensus as we can accomplish.

Mr. Speaker, I thank the majority leader.

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.

CONDITIONAL ADJOURNMENT TO
FRIDAY, FEBRUARY 4, 2005

Mr. DELAY. Mr. Speaker, I ask unanimous consent that when the House adjourns today, it adjourn to meet at 2 p.m. on Friday, February 4, 2005, unless it sooner has received a message from the Senate transmitting its concurrence in House Concurrent Resolution 39, in which case the House shall stand adjourned pursuant to that concurrent resolution.

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

There was no objection.