

pass the joint resolution, H.J. Res. 52, on which the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 423, nays 2, not voting 8, as follows:

[Roll No. 291]

YEAS—423

Abercrombie Cunningham Holden  
 Ackerman Davis (AL) Holt  
 Aderholt Davis (CA) Honda  
 Akin Davis (FL) Hooley  
 Alexander Davis (IL) Hostettler  
 Allen Davis (KY) Hoyer  
 Andrews Davis (TN) Hulshof  
 Baca Davis, Jo Ann Hunter  
 Bachus Davis, Tom Hyde  
 Baird DeFazio Inglis (SC)  
 Baker DeGette Israel (SC)  
 Baldwin Delahunt  
 Barrett (SC) DeLauro Issa  
 Barrow DeLay Istook  
 Bartlett (MD) Dent Jackson (IL)  
 Barton (TX) Diaz-Balart, L. Jackson-Lee  
 Bass Diaz-Balart, M. (TX)  
 Bean Dicks Jefferson  
 Beauprez Dingell Jenkins  
 Becerra Doggett Jindal  
 Berkley Doolittle Johnson (CT)  
 Berman Doyle Johnson (IL)  
 Berry Drake Johnson, E. B.  
 Biggert Dreier Johnson, Sam  
 Bilirakis Duncan Jones (NC)  
 Bishop (GA) Edwards Jones (OH)  
 Bishop (NY) Ehlens Kanjorski  
 Bishop (UT) Emanuel Kaptur  
 Blackburn Emerson Keller  
 Blumenauer Engel Kelly  
 Blunt English (PA) Kennedy (MN)  
 Boehlert Eshoo Kennedy (RI)  
 Boehner Etheridge Kildee  
 Bonilla Evans Kilpatrick (MI)  
 Bonner Everett Kind  
 Bono Farr King (IA)  
 Boozman Fattah King (NY)  
 Boren Feeney Kingston  
 Boswell Ferguson Kirk  
 Boucher Filner Kline  
 Boustany Fitzpatrick Knollenberg  
 Boyd (PA) Kolbe  
 Bradley (NH) Foley Kucinich  
 Brady (PA) Forbes Kuhl (NY)  
 Brady (TX) Ford LaHood  
 Brown (OH) Fortenberry Langevin  
 Brown (SC) Fossella Lantos  
 Brown, Corrine Foxx Larsen (WA)  
 Brown-Waite, Ginny Frank (MA) Larson (CT)  
 Burgess Frelinghuysen Franks (AZ) Latham  
 Burton (IN) Gallegly LaTourrette  
 Butterfield Garrett (NJ) Leach  
 Buyer Gerlach Lee  
 Calvert Gibbons Lewis (CA)  
 Camp Gilchrist Lewis (KY)  
 Cannon Gillmor Linder  
 Cantor Gingrey Lipinski  
 Capito Gohmert LoBiondo  
 Capps Gonzalez Lofgren, Zoe  
 Capuano Goode Lowey  
 Cardin Goodlatte Lucas  
 Cardoza Gordon Lungren, Daniel  
 Carnahan Granger E.  
 Carson Graves Lynch  
 Case Green (WI) Mack  
 Castle Green, Al Maloney  
 Chabot Green, Gene Manzullo  
 Chandler Grijalva Marchant  
 Chocola Gutierrez Markey  
 Clay Gutknecht Marshall  
 Cleaver Hall Matheson  
 Clyburn Harman Matsui  
 Coble Harris McCarthy  
 Cole (OK) Hart McCaul (TX)  
 Conyers Hastings (FL) McCollum (MN)  
 Cooper Hastings (WA) McCotter  
 Costa Hayes  
 Costello Hayworth McDermott  
 Cox Hefley McGovern  
 Cramer Hensarling McHenry  
 Crenshaw Herger McHugh  
 Crowley Higgins McIntyre  
 Cubin Hinchey McKeon  
 Cuellar Hinojosa McKinney  
 Culberson Hobson McMorris  
 Cummings Hoekstra McNulty

Meehan Price (NC)  
 Meek (FL) Pryce (OH)  
 Meeks (NY) Putnam  
 Melancon Radanovich  
 Menendez Rahall  
 Mica Ramstad  
 Michaud Rangel  
 Millender-Regula  
 McDonald Rehberg  
 Miller (FL) Reichert  
 Miller (MI) Renzi  
 Miller (NC) Reyes  
 Miller, Gary Reynolds  
 Miller, George Rogers (AL)  
 Mollohan Rogers (KY)  
 Moore (KS) Rogers (MI)  
 Moore (WI) Rohrabacher  
 Moran (KS) Ros-Lehtinen  
 Moran (VA) Ross  
 Murtha Rothman  
 Musgrave Roybal-Allard  
 Myrick Royce  
 Nadler Ruppersberger  
 Napolitano Rush  
 Neal (MA) Ryan (OH)  
 Neugebauer Ryan (WI)  
 Ney Ryun (KS)  
 Northup Sabo  
 Norwood Salazar  
 Nunes Sánchez, Linda  
 Nussle T.  
 Oberstar Sanchez, Loretta  
 Obey Oliver Sanders  
 Ortiz Saxton  
 Osborne Schakowsky  
 Otter Schiff  
 Owens Schwartz (PA)  
 Oxley Schwarz (MI)  
 Pallone Scott (GA)  
 Pascarell Scott (VA)  
 Pastor Sensenbrenner  
 Payne Serrano  
 Pearce Shadegg  
 Pelosi Shaw  
 Pence Shays  
 Peterson (MN) Sherman  
 Peterson (PA) Sherwood  
 Petri Shimkus  
 Pickering Shuster  
 Pitts Simmons  
 Platts Simpson  
 Poe Skelton  
 Pomo Slaughter  
 Pomeroy Smith (NJ)  
 Porter Smith (TX)  
 Price (GA) Smith (WA)

NAYS—2

Flake Paul  
 Carter Herseth  
 Conaway Lewis (GA)  
 Deal (GA) Murphy

□ 1655

So (two thirds having voted in favor thereof) the rules were suspended and the joint resolution was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

RECOGNIZING THE HISTORICAL SIGNIFICANCE OF JUNETEENTH INDEPENDENCE DAY

The SPEAKER pro tempore. The pending business is the question of suspending the rules and agreeing to the concurrent resolution, H. Con. Res. 160. The Clerk read the title of the concurrent resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from Florida (Ms. GINNY BROWN-WAITE) that the House suspend the rules and agree to the concurrent resolution, H. Con. Res. 160, on which the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 425, nays 0, not voting 8, as follows:

[Roll No. 292]

YEAS—425

Abercrombie Davis (IL) Hunter  
 Ackerman Davis (KY) Hyde  
 Aderholt Davis (TN) Inglis (SC)  
 Akin Davis, Jo Ann Inslee  
 Alexander Davis, Tom Israel  
 Allen DeFazio Issa  
 Andrews DeGette Istook  
 Baca Delahunt Jackson (IL)  
 Bachus DeLauro Jackson-Lee  
 Baird DeLay (TX)  
 Baker Dent Jefferson  
 Baldwin Diaz-Balart, L. Jenkins  
 Barrett (SC) Diaz-Balart, M. Jindal  
 Barrow Dicks Johnson (CT)  
 Bartlett (MD) Dingell Johnson (IL)  
 Barton (TX) Doggett Johnson, E. B.  
 Bass Doolittle Johnson, Sam  
 Bean Doyle Jones (NC)  
 Beauprez Drake Jones (OH)  
 Becerra Dreier Kanjorski  
 Berkley Duncan Kaptur  
 Berman Edwards Keller  
 Berry Ehlers Kelly  
 Biggert Emanuel Kennedy (MN)  
 Bilirakis Emerson Kennedy (RI)  
 Bishop (GA) Engel Kildee  
 Bishop (NY) English (PA) Kilpatrick (MI)  
 Bishop (UT) Eshoo Kind  
 Blackburn Etheridge King (IA)  
 Blumenauer Evans King (NY)  
 Blunt Everett Kingston  
 Boehlert Farr Kirk  
 Boehner Fattah Kline  
 Bonilla Feeney Knollenberg  
 Bonner Ferguson Kolbe  
 Bono Filner Kucinich  
 Boozman Fitzpatrick Kuhl (NY)  
 Boren (PA) LaHood  
 Boswell Flake Langevin  
 Boucher Foley Lantos  
 Boustany Forbes Larsen (WA)  
 Boyd Ford Larson (CT)  
 Bradley (NH) Fortenberry Latham  
 Brady (PA) Fossella LaTourrette  
 Brady (TX) Foxx Leach  
 Brown (OH) Frank (MA) Lee  
 Brown (SC) Franks (AZ) Levin  
 Brown, Corrine Frelinghuysen Lewis (CA)  
 Brown-Waite, Gallegly Lewis (KY)  
 Ginny Garrett (NJ) Linder  
 Burgess Gerlach Lipinski  
 Burton (IN) Gibbons LoBiondo  
 Butterfield Gilchrist Lofgren, Zoe  
 Buyer Gillmor Lowey  
 Calvert Gingrey Lucas  
 Camp Gohmert Lungren, Daniel  
 Cannon Gonzalez E.  
 Cantor Goode Lynch  
 Capito Goodlatte Mack  
 Capuano Gordon Maloney  
 Cardin Graves Marchant  
 Cardoza Green (WI) Markey  
 Carnahan Green, Al Marshall  
 Carson Green, Gene Matheson  
 Case Grijalva Matsui  
 Castle Gutierrez McCarthy  
 Chabot Gutknecht McCaul (TX)  
 Chandler Hall McCollum (MN)  
 Chocola Harman McCotter  
 Clay Harris McCreery  
 Cleaver Hart McDermott  
 Clyburn Hastings (FL) McGovern  
 Coble Hastings (WA) McHenry  
 Cole (OK) Hayes McHugh  
 Conyers Conyers McIntyre  
 Cooper Cooper McKeon  
 Costa Costa McKinney  
 Costello Herger McMorris  
 Cox Higgins McNulty  
 Cramer Hinchey Meehan  
 Crenshaw Hinojosa Meek (FL)  
 Crowley Hobson Meeks (NY)  
 Cubin Hoekstra Melancon  
 Cuellar Holden Menendez  
 Culberson Holt Mica  
 Cummings Honda Michaud  
 Davis (AL) Hooley Millender-  
 Davis (CA) Hoyer McDonald  
 Davis (FL) Hulshof Miller (FL)  
 Miller (MI)

Miller (NC)	Regula	Spratt
Miller, Gary	Rehberg	Stark
Miller, George	Reichert	Stearns
Mollohan	Renzi	Strickland
Moore (KS)	Reyes	Stupak
Moore (WI)	Reynolds	Sullivan
Moran (KS)	Rogers (AL)	Sweeney
Moran (VA)	Rogers (KY)	Tancredo
Murtha	Rogers (MI)	Tanner
Musgrave	Rohrabacher	Tauscher
Myrick	Ros-Lehtinen	Taylor (MS)
Nadler	Ross	Taylor (NC)
Napolitano	Rothman	Terry
Neal (MA)	Roybal-Allard	Thomas
Neugebauer	Royce	Thompson (CA)
Ney	Ruppersberger	Thompson (MS)
Northup	Rush	Thornberry
Norwood	Ryan (OH)	Tiahrt
Nunes	Ryan (WI)	Tiberi
Nussle	Ryun (KS)	Tierney
Oberstar	Sabo	Towns
Obey	Salazar	Turner
Olver	Sánchez, Linda	Udall (CO)
Ortiz	T.	Udall (NM)
Osborne	Sanchez,	Upton
Otter	Loretta	Van Hollen
Owens	Sanders	Velázquez
Oxley	Saxton	Visclosky
Pallone	Schakowsky	Walden (OR)
Pascrell	Schiff	Walsh
Pastor	Schwartz (PA)	Wamp
Paul	Schwarz (MI)	Wasserman
Payne	Scott (GA)	Schultz
Pearce	Scott (VA)	Waters
Pelosi	Sensenbrenner	Watson
Pence	Serrano	Watt
Peterson (MN)	Shadegg	Waxman
Peterson (PA)	Shaw	Weiner
Petri	Shays	Weldon (FL)
Pickering	Sherman	Weldon (PA)
Pitts	Sherwood	Weller
Platts	Shimkus	Westmoreland
Poe	Shuster	Wexler
Pombo	Simmons	Whitfield
Pomeroy	Simpson	Wicker
Porter	Skelton	Wilson (NM)
Price (GA)	Slaughter	Wilson (SC)
Price (NC)	Smith (NJ)	Wolf
Pryce (OH)	Smith (TX)	Woolsey
Putnam	Smith (WA)	Wu
Radanovich	Snyder	Wynn
Rahall	Sodrel	Young (AK)
Ramstad	Solis	
Rangel	Souder	

## NOT VOTING—8

Carter	Herseth	Sessions
Conaway	Lewis (GA)	Young (FL)
Deal (GA)	Murphy	

□ 1705

So (two-thirds having voted in favor thereof) the rules were suspended and the concurrent 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

Mr. CARTER. Mr. Speaker, on June 21, 2005, I was unavoidably detained on official business in my Congressional District. During rollcall vote No. 288, if present, I would have voted "yea." On rollcall vote No. 289, I would have voted "no." On final passage of H.R. 2475, authorize appropriations for fiscal year 2006 for intelligence and intelligence-related activities, rollcall vote 290, I would have voted "yea." On passage of H.J. Res. 52, rollcall vote 291, I would have voted "yea." On passage of H. Con. Res. 160, rollcall vote 292, I would have voted "yea."

## PERSONAL EXPLANATION

Mr. MURPHY. Mr. Speaker, due to official business relating to the visit of BRAC Commissioner General Lloyd Newton to the 911th

Airlift Wing, Air Force Reserve in my Congressional District, I was not present in the Chamber on Tuesday, June 21, 2005, and was regrettably unable to cast my vote on rollcall No. 288, rollcall No. 289, rollcall No. 290, rollcall No. 291, and rollcall No. 292.

Had I been present, I would have voted "yea" on rollcall No. 288; "no" on rollcall No. 289; "yea" on rollcall No. 290; "yea" on rollcall No. 291; and "yea" on rollcall No. 292.

SUPPORTING FIREFIGHTER LIFE SAFETY SUMMIT INITIATIVES AND MISSION OF NATIONAL FALLEN FIREFIGHTERS FOUNDATION AND UNITED STATES FIRE ADMINISTRATION

The SPEAKER pro tempore (Mr. PETRI). The pending business is the question of suspending the rules and agreeing to the concurrent resolution, H. Con. Res. 180.

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 York (Mr. BOEHLERT) that the House suspend the rules and agree to the concurrent resolution, H. Con. Res. 180.

The question was taken; and (two-thirds having voted in favor thereof) the rules were suspended and the concurrent resolution was agreed to.

A motion to reconsider was laid on the table.

REPORT ON H.R. 3010, DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2006

Mr. REGULA, from the Committee on Appropriations, submitted a privileged report (Rept. No. 109-143) on the bill (H.R. 3010) making appropriations for the Departments of Labor, Health and Human Services, and Education, and Related Agencies for the fiscal year ending September 30, 2006, and for other purposes, which was referred to the Union Calendar and ordered to be printed.

The SPEAKER pro tempore. Pursuant to clause 1, rule XXI, all points of order are reserved on the bill.

## SPECIAL ORDERS

The SPEAKER pro tempore (Mr. MCCAUL of Texas). Under the Speaker's announced policy of January 4, 2005, and under a previous order of the House, the following Members will be recognized for 5 minutes each.

## TAKING STEPS TO FIX NICS

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from New York (Mrs. MCCARTHY) is recognized for 5 minutes.

Mrs. MCCARTHY. Mr. Speaker, currently, when someone wants to buy a gun, they are subject to a background

check, and once he or she is cleared, the records of that transaction are destroyed after 24 hours. But 24 hours is simply not enough time to ensure a gun is not sold to someone who should not be buying guns. Why? Because the National Instant Background Check System, or NICS, is not effective enough to warrant such a quick turnaround time on gun purchase records.

NICS is a database to check potential firearm buyers for any criminal record or history of mental illness.

□ 1715

Mr. Speaker, however, the NICS system is only as good as the information States provide. Twenty-five States have automated less than 60 percent of their felony convictions into the NICS system.

In these States, many felons will not be listed on the NICS system and would be able to purchase guns with no questions asked. In 13 States, domestic violence restraining orders are not accessible through the NICS system. Common sense would dictate that you do not sell a gun to someone who has been recently served with a restraining order.

Thirty-three States have not automated or do not share mental health records that would disqualify certain individuals from purchasing a gun under existing law. Also felony convictions in some States will not show up on another State's background check.

I understand the political realities of this Congress when it comes to new gun laws. Many on both sides of the aisle see anything longer than a 24-hour period to hold records as a de facto gun registry.

So we must take measures to fix the NICS system to make sure that our existing laws are enforced. I have introduced legislation with the gentleman from Michigan (Mr. DINGELL), the NICS Improvement Act of 2005, that will give States grants to update their NICS database.

This is the same bill that passed the House by a voice vote in the 107th Congress. No one person was denied his or her second amendment rights because of this bill. Even the National Rifle Association approved the bill in 2002.

It is the States' responsibility to make sure that NICS databases are in order. But if so many States are facing budget problems, many simply cannot afford to dedicate resources to updating their NICS system.

Meanwhile, too many criminals are slipping through the cracks of our background check system. This is unacceptable, especially in the post-9/11 era. Until we fix the NICS system, our law enforcement officers will continue to be within a tight deadline to determine whether or not background checks cover all of the bases.

With my bill, we can ensure that the NICS system does its job at the point of purchase. Mr. Speaker, please bring the NICS Improvement Act up for a vote this summer. It is time that we