

leadership did that, or if our Democratic leadership did that to my colleague from the State of Ohio, I would be outraged, and I think Members of our caucus would be outraged. We would not stand for it.

But there is a silence over there that is very, very troubling. What it means is there is one or two or three people who are in charge of what happens in this House, and the others go a long to get along.

I quoted this statement from Ben Franklin before. I think it is good and applicable. Ben Franklin said, "If you act like sheep, the wolves will eat you." I wonder if my colleagues over there are not acting like sheep? They are being awfully quiet. They let an honored, respected, hard-working, committed, devoted, dedicated member of their caucus be treated in that manner, be treated in that manner, and I did not hear any public outcry at all. None at all.

I think it must be because of fear, because I know there are people over there who respected the gentleman from New Jersey (Mr. SMITH), who believed he was right in his thinking and in the position he was trying to take as an advocate for veterans. Yet I did not hear any public outcry.

I think it is a shame that this House would be so constrained out of fear of what the leadership may do if the individual members speak up and speak out.

Mr. INSLEE. If the gentleman will yield further, the President had some eloquent language about freedom around the world, which is something we all aspire to. I guess we are saying people ought to have freedom in the House of Representatives to stand up for veterans, and not be punished as the gentleman from New Jersey (Mr. SMITH) was. That is wrong, and we are going to continue to be a voice for veterans so this administration does not cut their health care.

Mr. RYAN of Ohio. Mr. Speaker, reclaiming my time, I would like to thank both gentlemen tonight and just say we are willing to work with the other side to find the \$3.5 billion, whether it is out of the \$500 billion or \$600 billion increase to the Medicare program that we just found out about, we could squeeze \$3.5 billion out of that, or whether it is asking the wealthiest to help. We are willing to work with them and follow the veterans organizations and do what is right to our veterans who made the sacrifices.

CORRECTION TO THE CONGRESSIONAL RECORD OF TUESDAY, FEBRUARY 1, 2005 AT PAGE H280

#### EXECUTIVE COMMUNICATIONS, ETC.

448. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's

final rule—Bovine Spongiform Encephalopathy; Minimal-Risk Regions and Importation of Commodities [Docket No. 03-080-3] (RIN: 0579-AB73) received January 4, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

#### LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Ms. ESHOO (at the request of Ms. PELOSI) for today and the balance of the week.

Mr. STUPAK (at the request of Ms. PELOSI) for today and the balance of the week.

Mr. WAMP (at the request of Mr. DELAY) for today on account of a family commitment.

Mr. MILLER of Florida (at the request of Mr. DELAY) for today on account of weather-related travel delays.

#### SPECIAL ORDERS GRANTED

By unanimous consent, permission to address the House, following the legislative program and any special orders heretofore entered, was granted to:

(The following Members (at the request of Ms. WOOLSEY) to revise and extend their remarks and include extraneous material:)

Ms. WOOLSEY, for 5 minutes, today.

Mr. PALLONE, for 5 minutes, today.

Mr. DAVIS of Illinois, for 5 minutes, today.

Mr. BROWN of Ohio, for 5 minutes, today.

Mr. DEFazio, for 5 minutes, today.

Mr. CUELLAR, for 5 minutes, today.

Ms. KAPTUR, for 5 minutes, today.

Mr. EMANUEL, for 5 minutes, today.

Mr. THOMPSON of California, for 5 minutes, today.

Mr. CARDOZA, for 5 minutes, today.

Ms. JACKSON-LEE of Texas, for 5 minutes, today.

Mr. CUMMINGS, for 5 minutes, today.

Mrs. MALONEY, for 5 minutes, today.

Ms. CORRINE BROWN of Florida, for 5 minutes, today.

(The following Members (at the request of Mr. GINGREY) to revise and extend their remarks and include extraneous material:)

Mr. PRICE of Georgia, for 5 minutes, today.

Mr. OSBORNE, for 5 minutes, today.

Mr. ROHRBACHER, for 5 minutes, today.

Mr. BARTON of Texas, for 5 minutes, today.

Mr. GUTKNECHT, for 5 minutes, today.

Mr. GINGREY, for 5 minutes, today.

Mr. BURTON of Indiana, for 5 minutes, today and February 16 and 17.

Mr. TOM DAVIS of Virginia, for 5 minutes, today.

Mr. POE, for 5 minutes, February 16.

#### ADJOURNMENT

Mr. RYAN of Ohio. Mr. Speaker, I move that the House do now adjourn.

The motion was agreed to; accordingly (at 9 o'clock and 58 minutes

p.m.), the House adjourned until tomorrow, Wednesday, February 16, 2005, at 10 a.m.

#### EXECUTIVE COMMUNICATIONS, ETC.

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

799. A communication from the President of the United States, transmitting a request for FY 2005 supplemental appropriations for ongoing military and intelligence operations in support of Operation Iraqi Freedom, Operation Enduring Freedom, and selected other international activities, including tsunami relief and reconstruction; (H. Doc. No. 109-9); to the Committee on Appropriations and ordered to be printed.

800. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Corpus Christi-Port Aransas Channel-Tule Lake, Corpus Christi, TX [CGD08-05-009] received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

801. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Gulf Intracoastal Waterway — Bayou Boeuf, Amelia, LA [CGD08-05-007] received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

802. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations: Newtown Creek, Dutch Kills, English Kills, and their tributaries, NY [CGD01-04-157] received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

803. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Houma Navigation Canal, Houma, LA [CGD08-05-004] (RIN: 1625-AA09) received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

804. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation, Gulf Intracoastal Waterway, Houma, LA [CGD08-05-003] (RIN: 1625-AA09) received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

805. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations: Newtown Creek, Dutch Kills, English Kills, and their tributaries, NY [CGD01-05-004] received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

806. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Delaware River [CGD05-05-006] (RIN: 1625-AA00) received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

807. A letter from the Chief, Regulations and Administrative Law, USCG, Department

of Homeland Security, transmitting the Department's final rule — Safety Zone; St. Johns River, Jacksonville, Florida [COTP Jacksonville 04-133] (RIN: 1625-AA00) received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

808. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification to Class E Airspace; Mena, AR [Docket No. FAA-2004-19405; Airspace Docket No. 2004-ASW-14] received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

809. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Lexington, OR [Docket No. FAA-2003-16137; Airspace Docket 03-ANM-07] received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

810. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Cozad, NE [Docket No. FAA-2004-17422; Airspace Docket No. 04-ACE-23] received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

811. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Melbourne, AR [Docket No. FAA-2004-19406; Airspace Docket No. 2004-ASW-15] received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

812. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Mount Vernon, TX [Docket No. FAA-2004-19407; Airspace Docket No. 2004-ASW-16] received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

813. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Restricted Areas 5103A, 5103B, and 5103C, and Revocation of Restricted Area 5103D; McGregor, NM [Docket No. FAA-2004-17773; Airspace Docket No. 04-ASW-11] (RIN: 2120-AA66) received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

814. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Scribner, NE [Docket No. FAA-2004-19327; Airspace Docket No. 04-ACE-56] received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

815. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Imperial, NE [Docket No. FAA-2004-19329; Airspace Docket No. 04-ACE-58] received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

816. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Saab Model SAAB SF340A and SAAB 340B Series Airplanes [Docket No. 2002-NM-182-AD; Amendment 39-13882; AD 2004-24-06] (RIN: 2120-AA64) received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

817. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135 and -145 Series Airplanes [Docket No. 2003-NM-97-AD; Amendment 39-13909; AD 2004-25-21] (RIN: 2120-AA64) received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

818. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Saab Model SAAB 2000 Series Airplanes [Docket No. 2002-NM-347-AD; Amendment 39-13908; AD 2004-25-20] (RIN: 2120-AA64) received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

819. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-1A11 (CL-600), CL-600-2A12 (CL-601), CL-600-2B16 (CL-601-3A, CL-601-3R, and CL-604) Series Airplanes [Docket No. FAA-2004-19862; Directorate Identifier 2004-NM-228-AD; Amendment 39-13907; AD 2004-25-19] (RIN: 2120-AA64) received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

820. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; GE Aircraft Engines (GE) CF34-3A, CF34-3A2, CF34-1A, CD-34-3A1, CF34-3B, and CF34-3B1 Series Turbofan Engines [Docket No. 2003-NE-67-AD; Amendment 39-13914; AD 2004-26-02] (RIN: 2120-AA64) received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

821. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747 Series Airplanes [Docket No. 2001-NM-179-AD; Amendment 39-13911; AD 2004-25-23] (RIN: 2120-AA64) received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

822. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce plc RB211 Series Turbofan Engines [Docket No. 2000-NE-62-AD; Amendment 39-13915; AD 2004-26-03] (RIN: 2120-AA64) received January 31, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

823. A letter from the Chief, Regulation Management, Office of Regulation Policy and Management, VBA, Department of Veterans Affairs, transmitting the Department's final rule — Loan Guaranty: Implementation of Public Law 107-103 (RIN: 2900-AL23) received January 27, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

824. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Income Attributable to Domestic Production Activities [Notice 2005-14] received January 27, 2005, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### 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:

Mrs. CAPITO: Committee on Rules. House Resolution 95. Resolution providing for consideration of the bill (H.R. 310) to increase the penalties for violations by television and radio broadcasters of the prohibitions against transmission of obscene, indecent, and profane material, and for other purposes (Rept. 109-6). Referred to the House Calendar.

Mr. GINGREY: Committee on Rules. House Resolution 96. Resolution providing for consideration of the bill (S. 5) to amend the procedures that apply to consideration of interstate class actions to assure fairer outcomes for class members and defendants, and for other purposes (Rept. 109-7). Referred to the House Calendar.

#### PUBLIC BILLS AND RESOLUTIONS

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

By Mr. GORDON (for himself, Mr. CALVERT, Mr. BOEHLERT, Mr. DAVIS of Tennessee, Mr. JENKINS, Ms. WOOLSEY, Mr. COOPER, Mr. CASE, Mr. ETHERIDGE, Mr. BAIRD, Mr. WU, Mr. LARSEN of Washington, Mr. MATHEWSON, Mr. BOSWELL, Mr. LATHAM, Mr. COSTELLO, Mr. MCINTYRE, Mr. UDALL of Colorado, Mr. CRAMER, Ms. BORDALLO, Mr. MELANCON, Mr. AL GREEN of Texas, Mr. CARNAHAN, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. SOUDER):

H.R. 798. A bill to provide for a research program for remediation of closed methamphetamine production laboratories, and for other purposes; to the Committee on Science.

By Mrs. MALONEY (for herself, Mr. SANDERS, Ms. WATSON, Ms. WATERS, Mr. GEORGE MILLER of California, Mr. ENGEL, Mr. MCDERMOTT, Mr. WEINER, Mr. GUTIERREZ, Mr. JACKSON of Illinois, and Mr. CUMMINGS):

H.R. 799. A bill to amend the Expedited Funds Availability Act to redress imbalances between the faster withdrawals permitted under the Check 21 Act and the slower rates for crediting deposits, and for other purposes; to the Committee on Financial Services.

By Mr. STEARNS (for himself, Mr. BOUCHER, Mr. SMITH of Texas, Ms. HART, Mr. BARTLETT of Maryland, Mr. BASS, Mr. ROGERS of Michigan, Mr. BLUNT, Mr. WILSON of South Carolina, Mr. PEARCE, Mr. REYNOLDS, Mrs. CUBIN, Mr. BRADY of Texas, Mr. BOEHLERT, Mr. NUSSLE, Mr. TERRY, Ms. PRYCE of Ohio, Mr. BAKER, Mr. BRADLEY of New Hampshire, Mr. SIMPSON, Mr. BOEHNER, Mrs. BLACKBURN, Mr. MCHUGH, Mr. SOUDER, Mr. WICKER, Mr. CANNON, Mr. BOYD, Mrs. MUSGRAVE, Mr. GARRETT of New Jersey, Mr. MANZULLO, Mr. GINGREY, Mr. DAVIS of Kentucky, Mr. MARSHALL, Mr. BONILLA, Mr. CANTOR, Mr. BACA, Mr. TANNER, Mr. LEWIS of Kentucky, Mr. SCOTT of Georgia, Mr. MICHAUD, Mr. LARSEN of Washington, Mr. HOLDEN, Mr. BERRY, Mr. TAYLOR of North Carolina, Mr. MCCRERY, Mrs. JO ANN DAVIS of Virginia, Mr. GARY G. MILLER of California, Mrs. MILLER of Michigan, Mr. SWEENEY, Mr. PENCE, Mr. DAVIS of Tennessee, Mr. AKIN, Mr. CHOCOLA, Mr. THOMAS, Mr. PETERSON of Minnesota, Mr. GILLMOR, Mr. SULLIVAN, Mr. STRICKLAND, Mr. FOLEY, Mr. NUNES, Mr. ROGERS of Kentucky, Mr. CULBERSON, Mr. OTTER, Mr. WALDEN