

someone relief from deportation, an immigration judge must find that the person is not a terrorist, a criminal, or someone who has engaged in fraud or misrepresentation.) When relief from deportation is granted, no person should be subject to continued detention based merely on the Attorney General's unproven suspicions.

Require the AG to bring charges against a person who has been arrested and detained as a "certified" terrorist suspect within seven days, but the law does not require that those charges be based on terrorism-related offenses. As a result, an alien can be treated as a terrorist suspect despite being charged with only a minor immigration violation, and may never have his or her day in court to prove otherwise.

Make material support for groups that have not been officially designated as "terrorist organizations" a deportable offense. Under this law, people who make innocent donations to charitable organizations that are secretly tied to terrorist activities would be presumed guilty unless they can prove they are innocent. Restrictions on material support should be limited to those organizations that have officially been designated terrorist organizations.

Deny legal permanent residents readmission to the U.S. based solely on speech protected by the First Amendment. The laws punish those who "endorse," "espouse," or "persuade others to support terrorist activity or terrorist organizations." Rather than prohibiting speech that incites violence or criminal activity, these new grounds of inadmissibility punish speech that "undermines the United States' efforts to reduce or eliminate terrorist activity." This language is unconstitutionally vague and overbroad, and will undeniably have a chilling effect on constitutionally protected speech.

Authorize the AG and the Secretary of State to designate domestic groups as terrorist organizations and block any noncitizen who belongs to them from entering the country. Under this provision, the mere payment of membership dues is a deportable offense. This vague and overly broad language constitutes guilt by association. Our laws should punish people who commit crimes, not punish people based on their beliefs or associations.

While every step must be taken to protect the American public from further terrorist acts, our government must not trample on the Constitution in the process and on those basic rights and protections that make American democracy so unique.

While the PATRIOT Act may not deserve all of the ridicule that is heaped against it, there is little doubt that the legislation has been repeatedly and seriously misused by the Justice Department. Consider the following:

Its been used more than 150 times to secretly search an individual's home, with nearly 90 percent of those cases having had nothing to do with terrorism.

It was used against Brandon Mayfield, an innocent Muslim American, to tap his phones, seize his property, copy his computer, spy on his children, and take his DNA, all without his knowledge.

Its been used to deny, on account of his political beliefs, the admission to the United States of a Swiss citizen and prominent Muslim Scholar to teach at Notre Dame University.

Its been used to unconstitutionally coerce an Internet Service Provider to divulge infor-

mation about email activity and Web surfing on its system, and then to gag that Provider from even disclosing the abuse to the public.

Because of gag restrictions, we will never know how many times its been used to obtain reading records from library and book stores, but we do know that libraries have been solicited by the Department of Justice—voluntarily or under threat of the PATRIOT Act—for reader information on more than 200 occasions since September 11.

Its been used to charge, detain and prosecute a Muslim student in Idaho for posting Internet Web site links to objectionable materials, even though the same links were available on the U.S. Government's Web site.

Even worse than the PATRIOT Act has been the unilateral abuse of power by the Administration. Since September 11, our Government has detained and verbally and physically abused thousands of immigrants without time limit, for unknown and unspecified reasons, and targeted tens of thousands of Arab-Americans for intensive interrogations and immigration screenings. All this serves to accomplish is to alienate Muslim and Arab Americans—the key groups to fighting terrorism in our own county—who see a Justice Department that has institutionalized racial and ethnic profiling, without the benefit of a single terrorism conviction.

Mr. Speaker, the sunset proposed in the bill before us is insufficient to allow adequate consideration by the House; therefore, I oppose it.

Mr. SENSENBRENNER. Mr. Speaker, I yield back the balance of my time.

The SPEAKER pro tempore (Mr. FOLEY). The question is on the motion offered by the gentleman from Wisconsin (Mr. SENSENBRENNER) that the House suspend the rules and pass the bill, H.R. 4659.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds of those present have voted in the affirmative.

Mr. SENSENBRENNER. Mr. Speaker, on that I demand the yeas and nays. The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX and the Chair's prior announcement, further proceedings on this question will be postponed.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will resume on questions previously postponed.

Votes will be taken in the following order:

H. Res. 648, by the yeas and nays;

H. Res. 653, by the yeas and nays;

H.R. 4659, by the yeas and nays.

The first electronic vote will be conducted as a 15-minute vote. Remaining electronic votes may be conducted as 5-minute votes.

ELIMINATING FLOOR PRIVILEGES OF FORMER MEMBERS AND OFFICERS

The SPEAKER pro tempore. The pending business is the question of sus-

pending the rules and agreeing to the resolution, H. Res. 648.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. DREIER) that the House suspend the rules and agree to the resolution, H. Res. 648, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 379, nays 50, answered "present" 1, not voting 3, as follows:

[Roll No. 3]

YEAS—379

Ackerman	Davis (IL)	Hobson
Aderholt	Davis (KY)	Hoeksstra
Alexander	Davis (TN)	Holden
Allen	Davis, Jo Ann	Holt
Andrews	Davis, Tom	Honda
Baca	Deal (GA)	Hooley
Bachus	DeFazio	Hostettler
Baldwin	DeGette	Hoyer
Barrett (SC)	Delahunt	Hulshof
Barrow	DeLauro	Hunter
Bass	Dent	Hyde
Bean	Diaz-Balart, L.	Inglis (SC)
Beauprez	Diaz-Balart, M.	Inslee
Becerra	Dicks	Israel
Berkley	Dingell	Issa
Berman	Doggett	Jackson-Lee
Berry	Doolittle	(TX)
Biggart	Doyle	Jefferson
Bilirakis	Drake	Jenkins
Bishop (GA)	Dreier	Jindal
Bishop (NY)	Duncan	Johnson (CT)
Bishop (UT)	Edwards	Johnson (IL)
Blackburn	Ehlers	Jones (NC)
Blunt	Emanuel	Kanjorski
Boehlert	Emerson	Kaptur
Boehner	Engel	Keller
Bonner	English (PA)	Kelly
Bono	Eshoo	Kennedy (MN)
Boozman	Etheridge	Kennedy (RI)
Boren	Evans	Kildee
Boswell	Everett	Kilpatrick (MI)
Boucher	Farr	Kind
Boustany	Fattah	King (NY)
Boyd	Feeney	Kirk
Bradley (NH)	Ferguson	Kline
Brady (PA)	Filner	Knollenberg
Brown (OH)	Fitzpatrick (PA)	Kolbe
Brown (SC)	Foley	Kuhl (NY)
Brown, Corrine	Forbes	LaHood
Brown-Waite,	Ford	Langevin
Ginny	Fortenberry	Lantos
Butterfield	Fossella	Larsen (WA)
Buyer	Fox	Larson (CT)
Calvert	Frank (MA)	Latham
Camp (MI)	Franks (AZ)	LaTourette
Campbell (CA)	Frelinghuysen	Leach
Cantor	Gallely	Lee
Capito	Gerlach	Levin
Capps	Gibbons	Lewis (CA)
Cardin	Gilchrest	Lewis (GA)
Cardoza	Gingrey	Lewis (KY)
Carnahan	Gohmert	Linder
Carson	Gonzalez	Lipinski
Carter	Goode	LoBiondo
Case	Goodlatte	Lofgren, Zoe
Castle	Gordon	Lowe
Chabot	Granger	Lucas
Chandler	Graves	Lungren, Daniel
Chocola	Green (WI)	E.
Cleaver	Green, Al	Lynch
Clyburn	Green, Gene	Mack
Coble	Grijalva	Maloney
Cole (OK)	Gutierrez	Manzullo
Conaway	Hall	Marchant
Conyers	Harman	Markey
Cooper	Harris	Marshall
Costa	Hart	Matheson
Costello	Hastert	Matsui
Cramer	Hastings (WA)	McCarthy
Crenshaw	Hayes	McCauley (TX)
Crowley	Hayworth	McCollum (MN)
Cuellar	Hensarling	McCotter
Culberson	Herger	McCrery
Cummings	Herseth	McGovern
Davis (AL)	Higgins	McHenry
Davis (CA)	Hinchey	McHugh
Davis (FL)	Hinojosa	McIntyre

McKeon Putnam Snyder
McMorris Radanovich Sodrel
McNulty Rahall Solis
Meehan Ramstad Souder
Meek (FL) Rangel Spratt
Meeks (NY) Regula Stark
Melancon Rehberg Stearns
Mica Reichert Strickland
Michaud Renzi Sullivan
Millender- Reyes
McDonald Reynolds
Miller (MI) Rogers (AL)
Miller (NC) Rogers (KY)
Miller, George Rogers (MI)
Moore (KS) Rohrabacher
Moore (WI) Ros-Lehtinen
Moran (KS) Ross
Murphy Rothman
Musgrave Roybal-Allard
Myrick Royce
Nadler Ruppertsberger
Napolitano Rush
Neal (MA) Ryan (OH)
Neugebauer Ryan (WI)
Ney Ryun (KS)
Northup Salazar
Norwood Sánchez, Linda
Nunes T.
Nussle Sanchez, Loretta
Oberstar Sanders
Obey Saxton
Olver Schakowsky
Ortiz Schiff
Osborne Schmidt
Pallone Schwartz (PA)
Pascarell Schwarz (MI)
Pastor Scott (GA)
Payne Scott (VA)
Pelosi Sensenbrenner
Pence Serrano
Peterson (MN) Shadegg
Peterson (PA) Shaw
Petri Shays
Pickering Sherman
Platts Sherwood
Poe Shimkus
Pombo Simmons
Pomeroy Skelton
Porter Slaughter
Price (GA) Smith (NJ)
Price (NC) Smith (TX)
Pryce (OH) Smith (WA)

NAYS—50

Abercrombie Gillmor Otter
Akin Gutknecht Oxley
Baird Hastings (FL) Paul
Baker Hefley Pearce
Bartlett (MD) Jackson (IL) Pitts
Barton (TX) Johnson, E. B. Sabo
Bonilla Johnson, Sam Sessions
Brady (TX) Jones (OH) Shuster
Burgess King (IA) Simpson
Burton (IN) Kingston Stupak
Cannon Kucinich Tanner
Capuano McDermott Thomas
Clay McKinney Towns
Cubin Miller (FL) Whitfield
DeLay Mollohan Wynn
Flake Moran (VA) Young (AK)
Garrett (NJ) Murtha

ANSWERED "PRESENT"—1

Owens

NOT VOTING—3

Blumenauer Istook Miller, Gary

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1701

Messrs. JACKSON of Illinois, DeLAY, BAKER, KUCINICH and FLAKE changed their vote from "yea" to "nay".

Ms. WOOLSEY, Mr. PICKERING and Mr. CLEAVER changed their vote from "nay" to "yea".

So (two-thirds of those voting having responded in the affirmative) the rules were suspended and the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

DEFICIT REDUCTION ACT OF 2005

The SPEAKER pro tempore (Mr. FOLEY). The pending business is the vote on adoption of House Resolution 653 on which the yeas and nays are ordered.

The Clerk read the title of the resolution.

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

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 216, nays 214, not voting 3, as follows:

[Roll No. 4]

YEAS—216

Aderholt Foxx Moran (KS)
Akin Franks (AZ) Murphy
Alexander Frelinghuysen Musgrave
Bachus Gallegly Myrick
Baker Garrett (NJ) Neugebauer
Barrett (SC) Gibbons Northup
Bartlett (MD) Gilchrist Norwood
Barton (TX) Gillmor Nunes
Bass Gingrey Nussle
Beauprez Gohmert Osborne
Biggart Goode Otter
Bilirakis Goodlatte Oxley
Bishop (UT) Granger Pearce
Blackburn Graves Pence
Blunt Green (WI) Peterson (PA)
Boehlert Gutknecht Petri
Boehner Hall Pickering
Bonilla Harris Pitts
Bonner Hart Platts
Bono Hastert Poe
Boozman Hastings (WA) Pombo
Boustany Hayes Porter
Bradley (NH) Hayworth Price (GA)
Brady (TX) Hefley Pryce (OH)
Brown (SC) Hensarling Putnam
Brown-Waite, Herger Radanovich
Ginny Hobson Regula
Burgess Hoekstra Rehberg
Burton (IN) Hostettler Reichert
Buyer Hulshof Renzi
Calvert Hunter Reynolds
Camp (MI) Hyde Rogers (AL)
Campbell (CA) Inglis (SC) Rogers (KY)
Cannon Issa Rogers (MI)
Cantor Jenkins Rohrabacher
Capito Jindal Ros-Lehtinen
Carter Johnson (CT) Royce
Castle Johnson, Sam Ryan (WI)
Chabot Keller Ryun (KS)
Chocola Kelly Saxton
Coble Kennedy (MN) Schmidt
Cole (OK) King (IA) Schwarz (MI)
Conaway King (NY) Sensenbrenner
Crenshaw Kingston Sessions
Cubin Kirk Shadegg
Culberson Kline Shaw
Davis (KY) Knollenberg Shays
Davis, Jo Ann Kolbe Sherwood
Davis, Tom Kuhl (NY) Shimkus
Deal (GA) LaHood Shuster
DeLay Latham Simpson
Dent Lewis (CA) Smith (TX)
Diaz-Balart, L. Lewis (KY) Sodrel
Diaz-Balart, M. Linder Souder
Doolittle LoBiondo Stearns
Drake Lucas Sullivan
Dreier Lungren, Daniel Tancredo
Duncan E. Taylor (NC)
Ehlers Mack Terry
Emerson Manzullo Thomas
English (PA) Marchant Thornberry
Everett McCaul (TX) Tiahrt
Feeney McCotter Tiberi
Ferguson McCrery Turner
Fitzpatrick (PA) McHenry Upton
Flake McKeon Walden (OR)
Foley McKee Walsh
Forbes McMorris Wamp
Fortenberry Miller (FL) Weldon (FL)
Fossella Miller (MI) Weldon (PA)

Weller
Westmoreland
Whitfield

Wicker
Wilson (SC)
Wolf

Young (AK)
Young (FL)

NAYS—214

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

NOT VOTING—3

Blumenauer Istook Miller, Gary

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1711

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.

The SPEAKER pro tempore. Pursuant to House Resolution 653, the House concurs in the Senate amendment to the House amendment to S. 1932.