tell our consumers and our constituents is be prepared for more price spikes. Energy security is national security.

HONORING OTTO SCHNELLBACHER AND THE UNIVERSITY OF KANSAS

(Mrs. BOYDA of Kansas asked and was given permission to address the House for 1 minute.)

Mrs. BOYDA of Kansas. Madam Speaker, I rise today because earlier this week the House passed H.R. 948 to recognize the University of Kansas football team on their astonishing accomplishments of the last season and their victory at the Orange Bowl.

I also rise this morning with great sadness because just this Monday KU lost one of its great all-time athletes. Otto Schnellbacher was an all-American who, in 1948, led KU to its very first Orange Bowl appearance. He was a wide receiver whose career 58 catches was a record for almost three decades. As a professional athlete, he played in both the NFL and the NBA.

This man was an American and an astonishing athlete. Otto was a giant of Kansas athletics. He was a very good friend. He leaves behind many admirers and a legacy that will last forever.

To the University of Kansas, congratulations again on a historic season. To Otto Schnellbacher, we will miss you. To his widow, Jane, God be with you.

# THE BUDGET

(Mr. PITTS asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. PITTS. Madam Speaker, we are voting later today on the Democrat budget.

I am not surprised that it represents larger government and higher taxes. That is the type of government our friends on the other side of the aisle generally prefer. I am surprised, however, that at a time when our economy is shaky and American families are making difficult budget decisions at their kitchen table, that our friends have chosen not to make the difficult decisions necessary to craft a responsible budget.

Their proposal represents what will be the largest tax increase in American history; \$683 billion in increased taxes. It is nothing short of irresponsible to simply ignore the coming fiscal crisis, a tsunami, represented by increased spending and entitlement programs.

Perhaps if our friends on the other side of the aisle would ask their constituents what they think, they would hear what I heard from a constituent named Debra in Pennsylvania who said she is working two jobs to pay taxes and oil bills. She said, "There is no way I can afford to pay more taxes. Enough is enough."

Well said, Debra.

 $\sqcap$  1100

### SUPPORT DEMOCRATIC BUDGET

(Mr. KAGEN asked and was given permission to address the House for 1 minute.)

Mr. KAGEN. Madam Speaker, I rise today to express in the strongest terms possible my opposition to President Bush's proposed budget for 2009, a budget that simply does not reflect our traditional American values. The Republican budget would sink us deeper into debt and will destroy Medicare and Medicaid as we know them. Everything, everything the President says he is, he is not. And with the help of his party, the President is doing what Germany and Japan could not do in World War II, destroying our Nation.

The question America voters must ask is: Whose side are we on? Does anyone in this Chamber seriously intend to cut Community Service Block Grants, Community Oriented Policing, the Centers for Disease Control, NIH, the FAA, and Social Service Block Grants? These are essential people-oriented programs that serve as our Nation's social safety net, and we must invest in them.

Join me in supporting the Democratic budget. Let's invest our hard-earned tax dollars right here at home in America based upon our traditional American values.

## FISA: FACT VERSUS FICTION

(Ms. SOLIS asked and was given permission to address the House for 1 minute and to revise and extend her remarks.)

Ms. SOLIS. Madam Speaker, President Bush and the congressional Republicans refuse to face the facts on the expiration of the President's Protect America Act, and instead continue their false and misleading scare tactics that are not productive and will do nothing to protect our Nation.

Republicans continue to claim that the expiration of the Protect America Act has reduced our ability to conduct surveillance. That is false, and Republicans know it. They know that the Protect America Act gave the intelligence community authorization for one full year, meaning that they are all still in effect until August of this year.

If Republicans really believed that the expiration of the act would jeopardize our national security, why did every single Republican Member of this body vote against a 21-day extension of the act last month?

Washington Republicans can't have it both ways. Rather than resorting to political games, congressional Republicans should have joined bicameral negotiations that were conducted for several weeks to develop a strong compromise bill. It is time that the Republicans get off the sidelines and work with our Congress. Let's see this legislation come to the floor today.

DEMOCRATS' FISA BILL PROTECTS
AMERICA

(Mr. ARCURI asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)

Mr. ARCURI. Madam Speaker, later today the House will have an opportunity to vote on a strong new FISA bill that has been negotiated over the last couple of weeks.

The new legislation will modernize the Foreign Intelligence Surveillance Act. First, it rejects the President's plan to provide blanket immunity to telecom companies who turned over information about their customers. Instead, it gives the Federal court the exclusive opportunity to hear clear classified evidence in order to make a determination whether telecom companies should be held liable for their actions.

Our legislation also requires a special bipartisan commission to investigate the Bush administration's use of wiretaps and other surveillance programs. The commission would be similar to the bipartisan 9/11 Commission that played a critical role in reviewing the events leading up to 9/11 and developing recommendations on how to best protect our Nation.

Madam Speaker, House Democrats are hopeful that Republicans will join us in supporting a FISA bill that protects our Nation and our civil liberties.

RAISING A QUESTION OF THE PRIVILEGES OF THE HOUSE OF REPRESENTATIVES

Mr. PRICE of Georgia. Madam Speaker, pursuant to clause 2(a)1 of rule IX, I hereby notify the House of my intention to offer a resolution as a question of the privileges of the House.

The form of my resolution is as follows:

# H. Res. —

Whereas on December 11, 2007, a bipartisan group of 21 State attorneys general wrote to Senate Majority Leader Reid and Senate Minority Leader McConnell regarding the FISA Amendments Act of 2007 (S. 2248);

Whereas this bipartisan group of State attorneys general represents the States of Alabama, Arkansas, Colorado, Florida, Georgia, Kansas, Nebraska, New Hampshire, North Carolina, North Dakota, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Texas, Utah, Virginia, West Virginia, Washington, and Wisconsin;

Whereas the State attorneys general stated that protecting communications carriers from "unprecedented legal exposure is essential to domestic and national security. State, local and federal law enforcement and intelligence agencies rely heavily on timely and responsive assistance from communications providers and other private parties; indeed, this assistance is utterly essential to the agencies' functions. If carriers and other parties run the risk of facing massive litigation every time they assist the government or law enforcement, they will lack incentives to cooperate, with potentially devastating consequences for public safety";

Whereas on February 5, 2008, the Director of the Federal Bureau of Investigation testified before the Senate Select Committee on

Intelligence that "in protecting the homeland . . . it's absolutely essential we have the support, willing support of the communications carriers";

Whereas in the same hearing, Director Mueller further stated "[m]y concern is that if we do not have this immunity, we will not have that willing support of the communications carriers";

Whereas on March 4, 2008, a bipartisan group of 25 State attorneys general wrote to the Speaker of the FISA Amendments Act of 2007.

Whereas this bipartisan group of State attorneys general represents the States of Alabama, Alaska, Arkansas, Colorado, Florida, Georgia, Idaho, Indiana, Kansas, Maryland, Michigan, Nebraska, New Hampshire, North Carolina, North Dakota, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Texas, Utah, Virginia, Washington, and West Virginia;

Whereas the State attorneys general stated they "are our states' chief law enforcement officials and therefore responsible for taking whatever action is necessary to keep our citizens safe":

Whereas the State attorneys general also stated "[a] bipartisan majority of the United States Senate recently approved S. 2248. But until it is also passed by the House of Representatives, intelligence officials must obtain FISA warrants every time they attempt to monitor suspected terrorists in overseas countries. Passing S. 2248 would ensure our intelligence experts are once again able to conduct real-time surveillance. As you know, prompt access to intelligence data is critical to the ongoing safety and security of our nation.":

Whereas on February 12, 2008, after passage of S. 2248, the Senate amended the bill H.R. 3773 with the text of S. 2248 and sent the amended bill back to the House for its consideration:

Whereas the State attorneys general concluded that with "S. 2248 still pending in the House of Representatives, our national security is in jeopardy.";

Whereas all Members of the House of Representatives have a responsibility to provide the intelligence community and Federal law enforcement with all the necessary and appropriate tools to keep Americans and the homeland safe;

Whereas all Members of the House of Representatives have a responsibility to ensure they are not impeding the efforts of State and local law enforcement to use all the necessary and appropriate tools to keep Americans and the homeland safe;

Whereas according to the calendar distributed to Members by the House majority, the House of Representatives is scheduled to be in recess during the two-week period beginning on March 17, 2008; and

Whereas it would bring discredit to the House of Representatives to adjourn for two weeks without considering the amendments to H.R. 3773 now pending before the House: Now. therefore, be it

Resolved, That the House of Representatives—

- (1) should immediately consider a motion to concur in the Senate amendment to the bill H.R. 3773; and
- (2) should not adjourn for the Easter District Work Period prior to consideration of a motion to concur in the Senate amendment to the bill. H.R. 3773.

Mr. PRICE of Georgia. Madam Speaker, I rise to a question of the privileges of the House and offer the resolution just noticed.

The SPEAKER pro tempore (Mrs. TAUSCHER). The Clerk will report the resolution.

The Clerk read as follows:

H. Res. —

Whereas on December 11, 2007, a bipartisan group of 21 State attorneys general wrote to Senate Majority Leader Reid and Senate Minority Leader McConnell regarding the FISA Amendments Act of 2007 (S. 2248);

Whereas this bipartisan group of State attorneys general represents the States of Alabama, Arkansas, Colorado, Florida, Georgia, Kansas, Nebraska, New Hampshire, North Carolina, North Dakota, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Texas, Utah, Virginia, West Virginia, Washington, and Wisconsin;

Whereas the State attorneys general stated that protecting communications carriers from "unprecedented legal exposure is essential to domestic and national security. State, local and federal law enforcement and intelligence agencies rely heavily on timely and responsive assistance from communications providers and other private parties; indeed, this assistance is utterly essential to the agencies' functions. If carriers and other parties run the risk of facing massive litigation every time they assist the government or law enforcement, they will lack incentives to cooperate, with potentially devastating consequences for public safety";

Whereas on February 5, 2008, the Director of the Federal Bureau of Investigation testified before the Senate Select Committee on Intelligence that "in protecting the homeland . . . it's absolutely essential we have the support, willing support of the communications carriers";

Whereas in the same hearing, Director Mueller further stated "[m]y concern is that if we do not have this immunity, we will not have that willing support of the communications carriers":

Whereas on March 4, 2008, a bipartisan group of 25 State attorneys general wrote to the Speaker of the FISA Amendments Act of 2007:

Whereas this bipartisan group of State attorneys general represents the States of Alabama, Alaska, Arkansas, Colorado, Florida, Georgia, Idaho, Indiana, Kansas, Maryland, Michigan, Nebraska, New Hampshire, North Carolina, North Dakota, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Texas, Utah, Virginia, Washington, and West Virginia;

Whereas the State attorneys general stated they "are our states' chief law enforcement officials and therefore responsible for taking whatever action is necessary to keep our citizens safe":

Whereas the State attorneys general also stated "[a] bipartisan majority of the United States Senate recently approved S. 2248. But until it is also passed by the House of Representatives, intelligence officials must obtain FISA warrants every time they attempt to monitor suspected terrorists in overseas countries. Passing S. 2248 would ensure our intelligence experts are once again able to conduct real-time surveillance. As you know, prompt access to intelligence data is critical to the ongoing safety and security of our nation.":

Whereas on February 12, 2008, after passage of S. 2248, the Senate amended the bill H.R. 3773 with the text of S. 2248 and sent the amended bill back to the House for its consideration.

Whereas the State attorneys general concluded that with "S. 2248 still pending in the House of Representatives, our national security is in jeopardy.";

Whereas all Members of the House of Representatives have a responsibility to provide the intelligence community and Federal law enforcement with all the necessary and ap-

propriate tools to keep Americans and the homeland safe;

Whereas all Members of the House of Representatives have a responsibility to ensure they are not impeding the efforts of State and local law enforcement to use all the necessary and appropriate tools to keep Americans and the homeland safe;

Whereas according to the calendar distributed to Members by the House majority, the House of Representatives is scheduled to be in recess during the two-week period beginning on March 17, 2008; and

Whereas it would bring discredit to the House of Representatives to adjourn for two weeks without considering the amendments to H.R. 3773 now pending before the House: Now therefore, be it

Resolved, That the House of Representatives—

- (1) should immediately consider a motion to concur in the Senate amendment to the bill, H.R. 3773; and
- (2) should not adjourn for the Easter District Work Period prior to consideration of a motion to concur in the Senate amendment to the bill, H.R. 3773.

The SPEAKER pro tempore. Does the gentleman from Georgia wish to be heard on whether the resolution constitutes a question of the privileges of the House?

Mr. PRICE of Georgia. I do, Madam Speaker.

The SPEAKER pro tempore. The gentleman is recognized.

Mr. PRICE of Georgia. Madam Speaker, we are now 27 days, 27 days into a unilateral disarmament. We are not doing our job in the House of Representatives. We are not fulfilling our oath, and we are not protecting the American people. This brings discredit on the House of Representatives.

# □ 1115

The underlying bill simply allows the American intelligence community to make certain that they are able to listen or surveil on terrorists in a foreign land speaking to another terrorist or suspected terrorist in a foreign land.

My constituents don't understand why the House isn't acting on this. They believe the House is bringing discredit on the Nation. Americans don't understand.

The Senate has acted responsibly. It is imperative that the majority of the House be given an opportunity to vote on this issue. The majority of the House has said that they would pass this bill. Not bringing this bill to the floor for a vote brings discredit and abrogates our responsibility as Representatives of the United States of America.

I urge the Speaker and I urge my colleagues to allow this to come to the floor for a vote.

The SPEAKER pro tempore. As the Chair ruled on March 11, 2008, under the precedents recorded in section 702 of the House Rules and Manual, the resolution addresses a legislative sentiment and not a question of the privileges of the House.

Mr. PRICE of Georgia. Madam Speaker, I appeal the ruling of the Chair.

The SPEAKER pro tempore. The question is, Shall the decision of the

Chair stand as the judgment of the House?

MOTION TO TABLE OFFERED BY MR. SCOTT OF VIRGINIA

SCOTT of Virginia. Madam Mr. Speaker, I move that the appeal be laid on the table.

The SPEAKER pro tempore. question is on the motion to table.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. PRICE of Georgia. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

Pursuant to clause 8 of rule XX, this 15-minute vote on the motion to table will be followed by a 5-minute vote on approval of the Journal.

The vote was taken by electronic device, and there were—yeas 222, nays 192, not voting 15, as follows:

# [Roll No. 135]

YEAS-222 Ellison Abercrombie Lofgren, Zoe Ackerman Ellsworth Lowey Lynch Allen Emanuel Altmire Engel Mahonev (FL) Andrews Eshoo Maloney (NY) Arcuri Etheridge Markey Marshall Baca Farr Fattah Baird Matheson Baldwin Filner Matsui McCarthy (NY) Bean Foster Frank (MA) McCollum (MN) Becerra McDermott Berkley Giffords Gillibrand Berman McGovern Gonzalez McIntyre Berry Bishop (GA) Gordon McNerney Green, Al Bishop (NY) McNulty Green, Gene Meek (FL) Blumenauer Boren Grijalva Meeks (NY) Boswell Gutierrez Melancon Hall (NY) Boucher Michaud Boyd (FL) Miller (NC) Harman Boyda (KS) Miller George Hastings (FL) Mitchell Brady (PA) Braley (IA) Herseth Sandlin Mollohan Brown, Corrine Higgins Moore (KS) Butterfield Hill Moore (WI) Capps Hinchey Moran (VA) Capuano Hinoiosa Murphy (CT) Murphy, Patrick Cardoza Hirono Hodes Carney Murtha Holden Castor Nadler Chandler Holt Napolitano Clarke Honda. Neal (MA) Obev Clav Hover Cleaver Inslee Olver Clyburn Israel Ortiz Jackson (IL) Cohen Pallone Jackson-Lee Conyers Pascrell Cooper (TX) Pastor Costa Jefferson Paul Costello Johnson (GA) Payne Courtney Johnson, E. B. Perlmutter Peterson (MN) Jones (OH) Cramer Crowley Kagen Pomeroy Price (NC) Kaniorski Cuellar Cummings Kaptur Rahall Davis (AL) Kennedy Reyes Richardson Davis (CA) Kildee Davis (IL) Kilpatrick Rodriguez Davis, Lincoln Kind Ross Rothman Klein (FL) DeFazio Roybal-Allard DeGette Kucinich Delahunt Langevin Ryan (OH) Larsen (WA) DeLauro Salazar Dicks Larson (CT) Sánchez, Linda Dingell Lee Levin T. Sanchez, Loretta Doggett Sarbanes Lewis (GA) Donnelly Doyle Lipinski Schakowsky

Loebsack

Schiff

Edwards

Schwartz Scott (GA) Scott (VA) Serrano Sestak Shea-Porter Sherman Shuler Sires Skelton Slaughter Smith (WA) Snyder Space

Aderholt

Alexander

Bachmann

Barrett (SC)

Bartlett (MD)

Barton (TX)

Bishop (UT)

Blackburn

Bono Mack

Brady (TX)

Broun (GA)

Brown (SC) Brown-Waite,

Boozman

Ginny

Buchanan

Burton (IN)

Camp (MI)

Burgess

Buver

Calvert

Cantor

Capito

Carter

Castle

Chabot

Cole (OK)

Conaway

Crenshaw

Culberson

Davis (KY)

Davis, David

Davis, Tom

Deal (GA)

Doolittle

Drake

Dreier

Duncan

Ehlers

Emerson

Everett

Fallin

Feenev

Flake

Forbes

Fossella.

Ferguson

Fortenberry

English (PA)

Dent.

Coble

Carnahan

Bachus

Barrow

Biggert

Bilbray

Blunt

Boehner

Bonner

Bilirakis

Akin

Spratt Visclosky Stark Walz (MN) Stupak Wasserman Sutton Schultz Tanner Waters Tauscher Watson Taylor Watt Thompson (CA) Waxman Thompson (MS) Weiner Welch (VT) Tierney Towns Wexler Wilson (OH) Tsongas Udall (NM) Wu Van Hollen Wynn Velázquez Varmuth

### NAYS-192

Foxx Musgrave Franks (AZ) Myrick Neugebauer Frelinghuysen Gallegly Nunes Garrett (NJ) Pearce Gerlach Pence Gilchrest Peterson (PA) Gingrey Petri Pickering Gohmert Goode Pitts Goodlatte Platts Poe Granger Graves Hall (TX) Porter Price (GA) Pryce (OH) Hastings (WA) Putnam Radanovich Hayes Heller Hensarling Ramstad  $\operatorname{Herger}$ Regula Hobson Rehberg Hoekstra Reichert Hulshof Reynolds Inglis (SC) Rogers (AL) Johnson (IL) Rogers (KY Johnson, Sam Jones (NC) Rogers (MI) Rohrabacher Jordan Ros-Lehtinen Keller Roskam King (IA) Royce King (NY) Ryan (WI) Campbell (CA) Cannon Kingston Sali Kirk Saxton Kline (MN) Schmidt Knollenberg Sensenbrenner Kuhl (NY) Sessions Lamborn Shadegg Lampson Shavs Shimkus Latham LaTourette Shuster Latta Simpson Lewis (CA) Smith (NE) Lewis (KY) Smith (NJ) Linder Smith (TX) LoBiondo Souder Lucas Stearns Lungren, Daniel Sullivan Terry Mack Thornberry Diaz-Balart, L. Manzullo Tiahrt Diaz-Balart, M. Marchant Tiberi McCarthy (CA) Turner McCaul (TX) Upton McCotter Walberg Walden (OR) McCrery McHenry Walsh (NY) McHugh Wamp Weldon (FL) McKeon McMorris Weller Westmoreland Rodgers Whitfield (KY) Mica Miller (FL) Wilson (NM) Miller (MI) Wilson (SC) Miller, Gary Wittman (VA)

# Murphy, Tim NOT VOTING-15

Wolf

Young (FL)

Fattah

Filner

Boustany LaHood Rush Tancredo Udall (CO) Cubin Oberstar Hooley Rangel Ruppersberger Young (AK)

Moran (KS)

# □ 1141

Messrs. COSTELLO and ALTMIRE changed their vote from "nay" "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.

### THE JOURNAL

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the unfinished business is the question on agreeing to the Speaker's approval of the Journal, on which the yeas and nays were ordered.

The question is on the Speaker's approval of the Journal.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 222, nays 183, answered "present" 1, not voting 23, as follows:

# [Roll No. 136]

YEAS-222 Abercrombie Foster Miller, George Ackerman Frank (MA) Mollohan Allen Gillibrand Moore (KS) Andrews Gonzalez Moore (WI) Goodlatte Moran (VA) Arcuri Baca Bachus Green, Al Green, Gene Murphy (CT) Murphy, Patrick Baird Grijalva Murtha Baldwin Gutierrez Nadler Hall (NY) Napolitano Barrow Neal (MA) Bean Hare Becerra Harman Obey Berkley Hastings (FL) Olver Berman Herseth Sandlin Ortiz Berry Biggert Higgins Pallone Hinchey Pascrell Bishop (GA) Hinoiosa Pastor Bishop (NY) Hirono Paul Blumenauer Hodes Payne Boren Holden Pomeroy Price (NC) Boswell Holt Honda Boucher Rahall Boyd (FL) Hover Reyes Boyda (KS) Richardson Inslee Brady (PA) Israel Rodriguez Jackson (IL) Braley (IA) Ross Rothman Brown, Corrine Jackson-Lee Brown-Waite, Roybal-Allard (TX) Jefferson Ginny Rvan (OH) Johnson (GA) Buchanan Salazar Butterfield Johnson (IL) Sánchez, Linda Johnson, E. B. Capps т Capuano Sanchez, Loretta Jones (OH) Cardoza Kagen Sarbanes Kaniorski Schakowsky Carnahan Castle Schiff Kaptur Castor Kennedy Schwartz Chandler Kildee Scott (GA) Scott (VA) Clarke Kilpatrick Kind Clay Serrano Cleaver Kirk Sestak Clyburn Klein (FL) Shea-Porter Cohen Kucinich Sherman Kuhl (NY) Convers Sires Skelton Cooper Lampson Costa Langevin Slaughter Costello Larsen (WA) Smith (TX) Larson (CT) Smith (WA) Courtney Cramer Latham Snyder Crowley Solis Lee Cuellar Levin Space Lewis (GA) Cummings Spratt Davis (AL) Lipinski Stark Davis (CA) Loebsack Sutton Davis (IL) Lofgren, Zoe Tanner Davis, Lincoln Lowey Tauscher DeFazio Lynch Taylor Mahoney (FL) Thompson (MS) Delahunt DeLauro Maloney (NY) Tierney Dent Markey Towns Diaz-Balart, M. Matheson Tsongas Udall (NM) Dicks Matsui McCarthy (NY) Dingell Van Hollen McDermott Velázquez Doggett Doyle McGovern Visclosky Walberg Walz (MN) Edwards McIntyre Ellison McNerney Emanuel McNulty Wasserman Meek (FL) Schultz Engel Waters Meeks (NY) Eshoo Melancon Farr Watson

Michaud

Miller (NC)

Watt

Waxman