

Frost	Lewis (CA)	Rogers (KY)	Wolf	Wu	Young (AK)	Hastings (FL)	McCarthy (NY)	Sanchez
Galleghy	Lewis (GA)	Rogers (MI)	Woolsey	Wynn	Young (FL)	Hastings (WA)	McCollum	Sanders
Ganske	Lewis (KY)	Rohrabacher				Hayes	McCrery	Sandlin
Gekas	Linder	Ros-Lehtinen				Hayworth	McDermott	Sawyer
Gephardt	Lipinski	Ross	Bentsen	Northup	Slaughter	Hefley	McGovern	Saxton
Gibbons	LoBiondo	Rothman	Brown (OH)	Roukema	Traficant	Herger	McHugh	Schaffer
Gilchrest	Lofgren	Roybal-Allard				Hill	McInnis	Schakowsky
Gillmor	Lowe	Royce				Hilleary	McIntyre	Schiff
Gilman	Lucas (KY)	Rush				Hilliard	McKeon	Schrock
Gonzalez	Lucas (OK)	Ryan (WI)				Hinche	McKinney	Scott
Goode	Luther	Ryun (KS)				Hinojosa	McNulty	Sensenbrenner
Goodlatte	Lynch	Sabo				Hobson	Meehan	Serrano
Gordon	Maloney (CT)	Sanchez				Hoeffel	Meek (FL)	Sessions
Goss	Maloney (NY)	Sanders				Hoekstra	Meeks (NY)	Shadegg
Graham	Manzullo	Sandlin				Holden	Menendez	Shaw
Granger	Markey	Sawyer				Holt	Mica	Shays
Graves	Mascara	Saxton				Honda	Millender-	Sherman
Green (TX)	Matheson	Schaffer				Hooley	McDonald	Sherwood
Green (WI)	Matsui	Schakowsky				Horn	Miller, Dan	Shimkus
Greenwood	McCarthy (MO)	Schiff				Hostettler	Miller, Gary	Shows
Grucci	McCarthy (NY)	Schrock				Houghton	Miller, George	Shuster
Gutierrez	McCollum	Scott				Hoyer	Miller, Jeff	Simmons
Gutknecht	McCrery	Sensenbrenner				Hulshof	Mink	Simpson
Hall (OH)	McDermott	Serrano				Hunter	Mollohan	Skeen
Hall (TX)	McGovern	Sessions				Hyde	Moore	Skelton
Hansen	McHugh	Shadegg				Insee	Moran (KS)	Slaughter
Harman	McInnis	Shaw				Isakson	Moran (VA)	Smith (MI)
Hart	McIntyre	Shays				Israel	Morella	Smith (NJ)
Hastings (FL)	McKeon	Sherman				Issa	Murtha	Smith (TX)
Hastings (WA)	McKinney	Sherwood				Istook	Myrick	Smith (WA)
Hayes	McNulty	Shimkus				Jackson (IL)	Nadler	Snyder
Hayworth	Meehan	Shows				Jackson-Lee	Napolitano	Solis
Hefley	Meek (FL)	Shuster				(TX)	Neal	Souder
Herger	Meeks (NY)	Simmons				Jefferson	Nethercutt	Spratt
Hill	Menendez	Simpson				Jenkins	Ney	Stark
Hilleary	Mica	Skeen				John	Norwood	Stearns
Hilliard	Millender-	Skelton				Johnson (CT)	Nussle	Stenholm
Hinche	McDonald	Smith (MI)				Johnson (IL)	Oberstar	Strickland
Hinojosa	Miller, Dan	Smith (NJ)				Johnson, E. B.	Obey	Stump
Hobson	Miller, Gary	Smith (TX)				Johnson, Sam	Olver	Stupak
Hoeffel	Miller, George	Smith (WA)				Jones (NC)	Ortiz	Sullivan
Hoekstra	Miller, Jeff	Snyder				Jones (OH)	Osborne	Sununu
Holden	Mink	Solis				Kanjorski	Ose	Sweeney
Holt	Mollohan	Souder				Kaptur	Otter	Tancredo
Honda	Moore	Spratt				Keller	Owens	Tanner
Hooley	Moran (KS)	Stark				Kelly	Oxley	Tauscher
Horn	Moran (VA)	Stearns				Kennedy (MN)	Pallone	Tauzin
Hostettler	Morella	Stenholm				Kennedy (RI)	Pascarell	Taylor (MS)
Houghton	Murtha	Strickland				Kerns	Pastor	Taylor (NC)
Hoyer	Myrick	Stump				Kildee	Paul	Terry
Hulshof	Nadler	Stupak				Kilpatrick	Payne	Thomas
Hunter	Napolitano	Sullivan				Kind (WI)	Pelosi	Thompson (CA)
Hyde	Neal	Sununu				King (NY)	Pence	Thompson (MS)
Insee	Nethercutt	Sweeney				Kingston	Peterson (MN)	Thornberry
Isakson	Ney	Tancredo				Kirk	Peterson (PA)	Thune
Israel	Norwood	Tanner				Kleczka	Petri	Thurman
Issa	Nussle	Tauscher				Knollenberg	Phelps	Tiahrt
Istook	Oberstar	Tauscher				Kolbe	Pickering	Tierney
Jackson (IL)	Obey	Taylor (MS)				Kucinich	Pitts	Tierney
Jackson-Lee	Olver	Taylor (NC)				LaFalce	Pitts	Toomey
(TX)	Ortiz	Terry				LaHood	Pombo	Towns
Jefferson	Osborne	Thomas				Lampson	Pomeroy	Turner
Jenkins	Ose	Thompson (CA)				Langevin	Portman	Udall (CO)
John	Otter	Thompson (MS)				Lantos	Price (NC)	Udall (NM)
Johnson (CT)	Owens	Thornberry				Larsen (WA)	Pryce (OH)	Upton
Johnson (IL)	Oxley	Thune				Larson (CT)	Putnam	Velazquez
Johnson, E. B.	Pallone	Thurman				Latham	Quinn	Visclosky
Johnson, Sam	Pascarell	Tiahrt				LaTourette	Rahall	Vitter
Jones (NC)	Pastor	Tiberi				Leach	Ramstad	Walsh
Jones (OH)	Paul	Tierney				Lee	Rangel	Wamp
Kanjorski	Payne	Toomey				Levin	Regula	Waters
Kaptur	Pelosi	Towns				Lewis (CA)	Rehberg	Watkins (OK)
Keller	Pence	Turner				Lewis (GA)	Reyes	Watson (CA)
Kelly	Peterson (MN)	Udall (CO)				Lewis (KY)	Reynolds	Watt (NC)
Kennedy (MN)	Peterson (PA)	Udall (NM)				Linder	Riley	Watts (OK)
Kennedy (RI)	Petri	Upton				Lipinski	Rivers	Waxman
Kerns	Phelps	Velazquez				LoBiondo	Rodriguez	Weiner
Kildee	Pickering	Visclosky				Gillmor	Roemer	Weldon (FL)
Kilpatrick	Pitts	Vitter				Gilman	Rogers (KY)	Weldon (PA)
Kind (WI)	Platts	Walden				Gonzalez	Rogers (MI)	Weller
King (NY)	Pombo	Walsh				Goode	Rohrabacher	Wexler
Kingston	Pomeroy	Wamp				Goodlatte	Ros-Lehtinen	Whitfield
Kirk	Portman	Waters				Gordon	Ross	Wilson (NM)
Kleczka	Price (NC)	Watkins (OK)				Goss	Rothman	Wilson (SC)
Knollenberg	Pryce (OH)	Watson (CA)				Graham	Roybal-Allard	Wolf
Kolbe	Putnam	Watt (NC)				Granger	Royce	Woolsey
Kucinich	Quinn	Watts (OK)				Graves	Rush	Wu
LaFalce	Radanovich	Waxman				Green (TX)	Ryan (WI)	Wynn
LaHood	Rahall	Weiner				Green (WI)	Ryun (KS)	Young (AK)
Lampson	Ramstad	Weldon (FL)				Greenwood	Sabo	Young (FL)
Langevin	Rangel	Weldon (PA)				Grucci		
Lantos	Regula	Weller				Gutierrez		
Larsen (WA)	Rehberg	Wexler				Gutknecht		
Larson (CT)	Reyes	Whitfield				Hall (OH)		
Latham	Reynolds	Wicker				Hall (TX)		
LaTourette	Riley	Wilson (NM)				Hansen		
Leach	Rivers	Wilson (SC)				Hart		
Lee	Rodriguez							
Levin	Roemer							

NOT VOTING—6

□ 1410

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.

FRANK SINATRA POST OFFICE BUILDING

The SPEAKER pro tempore (Mr. SHIMKUS). The unfinished business is the question of suspending the rules and passing the bill, H.R. 3034.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Oklahoma (Mr. SULLIVAN) that the House suspend the rules and pass the bill, H.R. 3034, on which the yeas and nays are ordered.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 427, nays 0, not voting 7, as follows:

[Roll No. 272]

YEAS—427

Abercrombie	Camp	Dreier
Ackerman	Cannon	Duncan
Aderholt	Cantor	Dunn
Akin	Capito	Edwards
Allen	Capps	Ehlers
Andrews	Capuano	Ehrlich
Armey	Cardin	Emerson
Baca	Carson (IN)	Engel
Bachus	Carson (OK)	English
Baird	Castle	Eshoo
Baker	Chabot	Etheridge
Baldacci	Chambliss	Evans
Baldwin	Clay	Everett
Ballenger	Clayton	Farr
Barcia	Clement	Fattah
Barr	Clyburn	Ferguson
Barrett	Coble	Filmer
Bartlett	Collins	Flake
Barton	Combest	Fletcher
Bass	Condit	Foley
Becerra	Conyers	Forbes
Bentsen	Cooksey	Ford
Bereuter	Costello	Fossella
Berkley	Cox	Frank
Berman	Coyne	Frelinghuysen
Berra	Cramer	Frost
Biggert	Crane	Galleghy
Bilirakis	Crenshaw	Ganske
Bishop	Crowley	Gekas
Blagojevich	Cubin	Gephardt
Blumenauer	Cummings	Gibbons
Blunt	Cunningham	Gilchrest
Boehert	Davis (CA)	Gillmor
Boehner	Davis (FL)	Gilman
Bonilla	Davis (IL)	Gonzalez
Bonior	Davis, Jo Ann	Goode
Bono	Davis, Tom	Goodlatte
Boozman	Deal	Gordon
Borski	DeFazio	Goss
Boswell	DeGette	Graham
Boucher	DeLahunt	Granger
Boyd	DeLauro	Graves
Brady (PA)	DeLay	Green (TX)
Brady (TX)	DeMint	Green (WI)
Brown (FL)	Deusch	Greenwood
Brown (OH)	Diaz-Balart	Grucci
Brown (SC)	Dicks	Gutierrez
Bryant	Dingell	Gutknecht
Burr	Doggett	Hall (OH)
Burton	Dooley	Hall (TX)
Callahan	Doolittle	Hansen
Calvert	Doyle	Hart

NOT VOTING—7

Buyer	Northup	Wicker
Culberson	Roukema	
Harman	Traficant	

□ 1419

Mr. FRANK changed his vote from "nay" to "yea."

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

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

GENERAL LEAVE

Mr. LEWIS of California. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks on the bill, H.R. 5010, just passed, and that I may include tabular and extraneous material at the appropriate place in the RECORD.

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

There was no objection.

COMMENDING MEMBERS AND STAFF OF COMMITTEE ON APPROPRIATIONS

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

Mr. LEWIS of California. Mr. Speaker, I would like to clarify the Committee's intent regarding the "SPY-1 Solid State Radar." The Committee intends that the entire amount contained in the President's budget under the Sea Based Midcourse for Sea Based Solid State Radar development be used for the development of the S-Band SPY-1E radar.

Mr. Speaker, I did not take the time earlier for we were about to pass the first appropriations bill of the year in record time. There was a small little train wreck that got in the way of that record time; and, thus, I will take a moment that I would have taken earlier to express my appreciation for those who made this success possible.

Both the gentleman from Florida (Mr. YOUNG) and the gentleman from Wisconsin (Mr. OBEY) have been very, very helpful in the work of Committee on Appropriations this year as it deals with national defense. I want to take a moment to especially express my appreciation to the gentleman from Pennsylvania (Mr. MURTHA), my partner in this business, for we never would have been able to accomplish the level of bipartisan support we had in the House as demonstrated by the vote without his assistance.

Beyond that, we were both blessed with very, very fine staff on both sides of the aisle who do a fine job. Kevin Roper on my side and Greg Dahlberg on the other side help lead a team of staff people who worked endless hours, weekends, night and day to make sure this bill is not just successful but that it is done in a highly professional manner, and for that we very much appreciate their work.

PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES

Mr. LINDER. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 463 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 463

Resolved, That it shall be in order at any time on the legislative day of Thursday, June 27, 2002, for the Speaker to entertain motions that the House suspend the rules relating to the resolution (H. Res. 459) expressing the sense of the House of Representatives that *Newdow v. U.S. Congress* was erroneously decided, and for other purposes.

The SPEAKER pro tempore. The gentleman from Georgia (Mr. LINDER) is recognized for 1 hour.

Mr. LINDER. Mr. Speaker, for the purpose of debate only, I yield the customary 30 minutes to the gentleman from Massachusetts (Mr. MCGOVERN), pending which I yield myself such time as I consume.

H. Res. 463 provides that it shall be in order at any time on the legislative day of Thursday, June 27, 2002, for the Speaker to entertain motions that the House suspend the rules relating to the resolution, H. Res. 459, expressing the sense of the House of Representatives that *Newdow versus U.S. Congress* was erroneously decided.

Yesterday was a sad day for the millions and millions of Americans who understand and appreciate the significance of the Pledge of Allegiance.

Incredibly, the Ninth Circuit Court of Appeals decided to overturn a 1954 act of Congress, which added the phrase "under God" to the Pledge of Allegiance, ruling that these two words violated the Constitution's Establishment Clause which requires the separation of church and state.

This fatally-flawed ruling, taken to its logical endpoint, would indicate that our currency, which contains the phrase "In God We Trust," is unconstitutional. Clearly, that is not true, but, in the meantime, the Ninth Circuit has issued this inexplicable ruling.

This decision, if not overturned by the U.S. Supreme Court, will force a number of Western States to remove this important phrase from the Pledge of Allegiance.

I am proud to stand with my colleagues today on both sides of the aisle as we fight to protect our American heritage. In bringing the underlying legislation, H. Res. 459, to the floor, we are reaffirming our commitment to bedrock values and beliefs that have made the United States of America the greatest country on Earth. I firmly believe that the Pledge of Allegiance should continue to include the entire phrase "One Nation Under God."

I want to thank the chairman of the House Committee on the Judiciary, the gentleman from Wisconsin (Mr. SENBRENNER), for his leadership in bringing this important legislation to the House floor so quickly, given that

the Ninth Circuit's ruling was handed down only yesterday afternoon.

I urge my colleagues and fellow Americans getting ready to celebrate the birth of our country next week to remember the spirit that made us a great Nation.

The phrase "One Nation Under God" reflects a spiritual belief that was so important to our forefathers, a belief in God that was instrumental to the founding of our country. I believe we, as members of Congress, we have a duty and an obligation to express our vigorous disagreement with this ruling, rather than simply allow it to stand unchallenged.

On a personal note, Mr. Speaker, in 1976, in the Georgia legislature, my friend, Tommy Tolbert, and I provided an amendment to the education bill that required every class in Georgia to make available at some point during every day the Pledge of Allegiance for the students in those classes throughout Georgia; and now some clown from the Ninth Circuit, as it has been called, decides that the Congress did not know what it was doing in 1954.

I urge my colleagues to join me in supporting this rule and then supporting the underlying legislation which will allow the House to go on record in regard to this out-of-touch ruling.

Mr. Speaker, I reserve the balance of my time.

Mr. MCGOVERN. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I thank my colleague, the gentleman from Georgia (Mr. LINDER), for yielding me the customary time.

Mr. Speaker, this rule provides for the consideration of H. Res. 459 under suspension of the rules. The underlying resolution expresses the sense of this House that *Newdow versus U.S. Congress* was erroneously decided.

Mr. Speaker, I urge my colleagues to support this rule and to support the underlying resolution.

Yesterday, a three-judge panel of the Ninth Circuit Courts of Appeals ruled that the Pledge of Allegiance is unconstitutional. It is difficult to describe that decision as anything but just plain dumb.

I strongly support the separation of church and State, and I strongly support the provision in the first amendment that prohibits government from establishing State-sponsored religion. The first amendment protects American citizens from government interference in their spiritual lives. It allows people to worship as they wish, and it allows them to refuse to worship at all.

The Pledge of Allegiance hardly rises to the level of a mandated national religion. The phrase "One Nation Under God" is similar to "In God We Trust" on our currency or "God Bless America" sung at high school graduations or even sung on the floor of this House. These invocations of God have more to do with tradition and heritage than