keeping the President on a short leash as he goes about exercising the authority we give him tonight. But this is not any other case; this is a situation in which our nation has been attacked by a sinister enemy and thousands of our fellow citizens have been killed.

I for one do not want to restrain our President as he goes about responding to this heinous attack.

Many have compared Tuesday's attack on our nation to Pearl Harbor. After Pearl Harbor, Congress declared war subject to the requirement that President Roosevelt consult with Congress before sending our armed forces into action, and periodically submit reports to Congress on how he was dealing with Japan.

More Americans died on Tuesday than died at Pearl Harbor. Congress should not restrain President Bush's response to this act of aggression any more than President Roosevelt was restrained in his conduct of World War II.

I urge my colleagues to defeat the motion to recommit.

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

The SPEAKER. Without objection, the previous question is ordered on the motion to recommit.

There was no objection.

The motion to recommit was rejected.

Mr. HYDE. Mr. 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. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

The vote was taken by electronic device, and there were—yeas 420, nays 1, not voting 10, as follows:

[Roll No. 342]

[NAYS—1]

Lee

NOT VOTING—10

Ballenger  King (NY)  Saxton
Conyers  Lipinski  Wilson
Farr  Petri
Kilpatrick  Sanchez

So the joint resolution was passed.

The yeas and nays were ordered printed as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. PETRI. Mr. Speaker, on roll call No. 342 I was unavoidably detained. Had I been present, I would have voted "yea."

The SPEAKER. Pursuant to the order of the House of earlier today, Senate Joint Resolution 23 is passed.

Without objection, a motion to reconsider Senate Joint Resolution 23 is laid on the table, and House Joint Resolution 64 is laid on the table.

There was no objection.

CONGRESSional Record—House

September 14, 2001

PRESERVING VIABILITY OF UNITED STATES AIR TRANSPORTATION SYSTEM

Mr. YOUNG of Alaska. You have got the floor momentarily.

Mr. YOUNG of Alaska. Momentarily? I withdraw it, if the Speaker asks me to.

The SPEAKER pro tempore. The Chair is asking you to momentarily withdraw it.

Mr. YOUNG of Alaska. You have got that.

CONDEMNATION PRICE GOUGING WITH RESPECT TO MOTOR FUELS FOLLOWING TERRORIST ACTS OF SEPTEMBER 11, 2001

Mr. BARTON of Texas. Mr. Speaker, I ask unanimous consent that the Committee on Energy and Commerce be