

HOUSE OF REPRESENTATIVES—Thursday, March 10, 2005

The House met at 10 a.m.

The Chaplain, the Reverend Daniel P. Coughlin, offered the following prayer:

Lord, You have compassion for the sinner as a parent has compassion for children. When we look over our lives or our work on behalf of Your people, we know we are held accountable. But You do not treat us only as sinners nor repay us according to our faults. Your love is more penetrating.

For now we are only Your creatures and will soon return to the dust from which we were made. In You is the fullness of life and redemption, so we praise You and thank You, Lord, for Your countless blessings.

Now we have the opportunity to express our gratitude for Your great mercy toward us, and show similar compassion for our brothers and sisters in most need of help and understanding.

By their decisions, in all of their efforts to govern, reveal Congress as fellow servants aware of the weakness in our nature who can trace in themselves and others common fault lines.

It is You who truly rule the conscience of the Nation, for You alone reach human hearts now and forever.

Amen.

THE JOURNAL

The SPEAKER. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

Mr. McNULTY. Mr. Speaker, pursuant to clause 1, rule I, I demand a vote on agreeing to the Speaker's approval of the Journal.

The SPEAKER. The question is on the Speaker's approval of the Journal. The question was taken; and the Speaker announced that the ayes appeared to have it.

Mr. McNULTY. 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. Pursuant to clause 8, rule XX, further proceedings on this question will be postponed.

The point of no quorum is considered withdrawn.

PLEDGE OF ALLEGIANCE

The SPEAKER. Will the gentleman from Florida (Mr. FOLEY) come forward and lead the House in the Pledge of Allegiance.

Mr. FOLEY led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

THE JOURNAL

The SPEAKER. Pursuant to clause 8 of rule XX, the pending business is the question of the Speaker's approval of the Journal of the last day's proceedings.

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

Pursuant to clause 1, rule I, the Journal stands approved.

Mr. McNULTY. Mr. Speaker, pursuant to clause 1, rule I, I demand a vote on agreeing to the Speaker's approval of the Journal.

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

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

Mr. McNULTY. 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 365, nays 39, answered "present" 1, not voting 28, as follows:

[Roll No. 61]
YEAS—365

Abercrombie	Boehner	Carson	DeLauro	Johnson (IL)	Obey
Ackerman	Bonilla	Carter	Dent	Johnson, E. B.	Ortiz
Aderholt	Bonner	Case	Diaz-Balart, L.	Johnson, Sam	Osborne
Akin	Bono	Castle	Diaz-Balart, M.	Jones (NC)	Petri
Alexander	Boozman	Chabot	Dicks	Jones (OH)	Owens
Allen	Boren	Chandler	Dingell	Kanjorski	Pallone
Andrews	Boswell	Chandola	Doggett	Kaptur	Pascrell
Baca	Boucher	Chocola	Doolittle	Keller	Pastor
Baker	Boustany	Cleaver	Doyle	Kelly	Paul
Barrett (SC)	Boyd	Clyburn	Drake	Kennedy (RI)	Pearce
Barrow	Bradley (NH)	Coble	Dreier	Kildee	Pelosi
Bartlett (MD)	Brady (TX)	Conyers	Duncan	Kilpatrick (MI)	Pence
Barton (TX)	Brown (OH)	Costa	Edwards	Kind	Peterson (PA)
Bass	Brown (SC)	Cramer	Ehlers	King (IA)	Petri
Bean	Brown, Corrine	Crenshaw	Emanuel	King (NY)	Pickering
Beauprez	Brown-Waite,	Crowley	Emerson	Kingston	Pitts
Becerra	Ginny	Cuellar	Engel	Kirk	Platts
Berkley	Burgess	Culberson	Eshoo	Kline	Poe
Berman	Burton (IN)	Cunningham	Etheridge	Knollenberg	Pombo
Berry	Butterfield	Davis (AL)	Evans	Kolbe	Pomeroy
Biggart	Buyer	Davis (CA)	Everett	Kuhl (NY)	Porter
Bilirakis	Calvert	Davis (FL)	Farr	LaHood	Portman
Bishop (GA)	Camp	Davis (IL)	Feeney	Langevin	Price (GA)
Bishop (NY)	Cannon	Davis (KY)	Ferguson	Lantos	Price (NC)
Bishop (UT)	Cantor	Davis, Jo Ann	Fitzpatrick (PA)	Larson (CT)	Price (OH)
Blackburn	Capito	Davis, Tom	Flake	LaTourette	Putnam
Blumenauer	Capps	Deal (GA)	Foley	Leach	Radanovich
Blunt	Cardin	DeFazio	Forbes	Lee	Rahall
Boehler	Carnahan	DeGette	Ford	Levin	Rangel
			Fortenberry	Lewis (CA)	Regula
			Fox	Lewis (KY)	Rehberg
			Frank (MA)	Linder	Reichert
			Franks (AZ)	Lipinski	Renzi
			Frelinghuysen	Lofgren, Zoe	Reyes
			Gallely	Lowey	Reynolds
			Garrett (NJ)	Lucas	Rogers (KY)
			Gerlach	Lungren, Daniel	Rogers (MI)
			Gilchrest	E.	Rohrabacher
			Gillmor	Lynch	Ros-Lehtinen
			Gingrey	Mack	Ross
			Gohmert	Maloney	Rothman
			Gonzalez	Manzullo	Roybal-Allard
			Goode	Marchant	Royce
			Goodlatte	Markey	Ruppersberger
			Gordon	Matheson	Rush
			Granger	McCarthy	Ryan (WI)
			Graves	McCaul (TX)	Ryun (KS)
			Green (WI)	McCollum (MN)	Salazar
			Green, Al	McCotter	Sanchez, Linda
			Green, Gene	McCrery	T.
			Grijalva	McIntyre	Sanchez, Loretta
			Gutierrez	McKeon	Saxton
			Hall	McKinney	Schiff
			Harman	McMorris	Schwartz (PA)
			Harris	Meehan	Schwarz (MI)
			Hastings (WA)	Meeke (FL)	Scott (VA)
			Hayes	Meeke (NY)	Sensenbrenner
			Hayworth	Melancon	Serrano
			Hensarling	Menendez	Sessions
			Herger	Mica	Shadegg
			Herseth	Michaud	Shaw
			Higgins	Millender-	Shays
			Hinchev	McDonald	Sherman
			Hinojosa	Miller (FL)	Sherwood
			Hobson	Miller (MI)	Shimkus
			Hoekstra	Miller (NC)	Shuster
			Holden	Miller, Gary	Simmons
			Honda	Miller, George	Simpson
			Hoolley	Mollohan	Skelton
			Hostettler	Moore (KS)	Slaughter
			Hoyer	Moore (WI)	Smith (NJ)
			Hulshof	Moran (KS)	Smith (TX)
			Hunter	Moran (VA)	Smith (WA)
			Inglis (SC)	Murphy	Snyder
			Inslee	Murtha	Sodrel
			Israel	Musgrave	Solis
			Issa	Myrick	Souder
			Istook	Nadler	Spratt
			Jackson (IL)	Napolitano	Stark
			Jackson-Lee	Neal (MA)	Stearns
			(TX)	Neugebauer	Sullivan
			Jenkins	Ney	Sweeney
			Jindal	Nunes	Tanner
			Johnson (CT)	Nussle	Tauscher

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.

Taylor (NC)	Visclosky	Weldon (PA)
Terry	Walden (OR)	Westmoreland
Thomas	Walsh	Whitfield
Thornberry	Wamp	Wilson (NM)
Tiahrt	Wasserman	Wilson (SC)
Tiberi	Schultz	Wolf
Towns	Watson	Woolsey
Turner	Watt	Wynn
Upton	Waxman	Young (AK)
Van Hollen	Weiner	Young (FL)
Velázquez	Weldon (FL)	

NAYS—39

Baldwin	Holt	Peterson (MN)
Brady (PA)	Kennedy (MN)	Ryan (OH)
Capuano	Kucinich	Sabo
Cooper	Larsen (WA)	Schakowsky
Costello	Latham	Strickland
Davis (TN)	Lewis (GA)	Taylor (MS)
English (PA)	LoBiondo	Thompson (CA)
Filner	Marshall	Udall (CO)
Gibbons	McDermott	Udall (NM)
Gutknecht	McGovern	Waters
Hart	McNulty	Weller
Hastings (FL)	Oberstar	Wicker
Hefley	Oliver	Wu

ANSWERED "PRESENT"—1

Tancred

NOT VOTING—28

Bachus	Fattah	Ramstad
Baird	Fossella	Rogers (AL)
Cardoza	Hyde	Sanders
Clay	Jefferson	Scott (GA)
Cole (OK)	McHenry	Stupak
Conaway	McHugh	Thompson (MS)
Cox	Northup	Tierney
Cummings	Norwood	Wexler
Delahunt	Oxley	
DeLay	Payne	

□ 1028

So the Journal was approved.
The result of the vote was announced as above recorded.

Stated for:

Mr. COLE of Oklahoma. Mr. Speaker, on March 10, 2005, I was unavoidably detained due to a prior obligation.

I request that the CONGRESSIONAL RECORD reflect that had I been present and voting, I would have voted as follows: Roll No. 61: "Yea" (on approving the Journal agreed to by the yeas and nays).

COMMUNICATION FROM THE
CLERK OF THE HOUSE

The SPEAKER laid before the House the following communication from the Clerk of the House of Representatives.

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, March 9, 2005.

Hon. J. DENNIS HASTERT,
Speaker, House of Representatives,
Washington, DC.

DEAR MR. SPEAKER: I have the honor to transmit herewith a facsimile copy of the Certificate of Election received from the Honorable Cathy Mitchell, Acting Secretary of State, State of California, indicating that, according to the semi-final official returns of the Special Election held March 8, 2005, the Honorable Doris Matsui was elected Representative in Congress for the Fifth Congressional District, State of California.

With best wishes, I am
Sincerely,

JEFF TRANDAHL,
Clerk.

Attachment.

CERTIFICATE OF ELECTION, STATE OF
CALIFORNIA, OFFICE OF THE SEC-
RETARY OF STATE,

March 9, 2005.

I, Cathy Mitchell, Acting Secretary of State of the State of California, hereby certify:

That according to the semi-final official canvass filed in my office, the person whose name is hereinafter set forth was duly elected at the March 8, 2005 Special Primary Election as a Member of the United States House of Representatives, representing the State of California for the remainder of a two-year term that began on the 3rd day of January, 2005;

That set opposite the name is the congressional district from which she was elected and the name of the county comprising or forming said district, with the name of any county entirely within or comprising the district shown in capital letters.

Member-elect: Doris Matsui.

District: Fifth.

County: Sacramento.

IN WITNESS WHEREOF I hereunto set my hand and affix the Great Seal of the State of California this 9th day of March, 2005.

CATHY MITCHELL,
Acting Secretary of State.

SWEARING IN OF THE HONORABLE
DORIS O. MATSUI, OF CALI-
FORNIA, AS A MEMBER OF THE
HOUSE

The SPEAKER. Will the Representative-elect and the Members of the California delegation present themselves in the well.

Will the Representative-elect from California (Ms. MATSUI) come forward and raise her right hand.

Ms. MATSUI appeared at the bar of the House and took the oath of office, as follows:

Do you solemnly swear that you will support and defend the Constitution of the United States against all enemies, foreign and domestic; that you will bear true faith and allegiance to the same; that you take this obligation freely, without any mental reservation or purpose of evasion; and that you will well and faithfully discharge the duties of the office on which you are about to enter. So help you God.

The SPEAKER. Congratulations. You are now a Member of the 109th Congress.

INTRODUCTION OF REPRESENTA-
TIVE DORIS O. MATSUI

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

Mr. STARK. Mr. Speaker, as dean of the California congressional delegation, it is my distinct honor to introduce the newest Member of the House of Representatives, the Honorable DORIS MATSUI.

She was elected Tuesday, leading a field of 11 candidates with more than 69 percent of the vote, and I think that is just spectacular.

Just very quickly, DORIS was raised in the small Central Valley town of Dinuba, California. She has pursued a life of public service and civic leadership ever since. She was deputy assistant to President Bill Clinton. She has put service to her community and Nation foremost in her career and has a deep commitment to improving people's lives.

She worked to give voice to concerns of children, the elderly and equality for women and minorities. As a member of President Clinton's transition team and during her tenure at the White House, she played a key role in developing important policy initiatives. She increased the number of public school teachers, expanded health care for children and made college more affordable.

Appointed by President Clinton to chair the Nonprofit Liaison Group, she worked to coordinate the efforts of the Federal Government and nonprofit organizations. She serves as a trustee of the Woodrow Wilson Center which seeks to bring scholars and public policymakers together on major public and international issues.

She has been an advocate for professional international exchange programs between the United States and 140 nations.

□ 1030

In all DORIS' efforts, she had a strong partner in Bob, who would be proud to see her carry on the Matsui tradition of public service. We welcome the Matsui family, DORIS' son Brian; his wife, Amy; and granddaughter Anna.

Both sides of the aisle have their own dean. I think the other one may be somewhat older than I am, but he is still the dean; and it is my distinct pleasure to yield to the Honorable JERRY LEWIS, the dean of the Republican delegation from California.

Mr. LEWIS of California. Mr. Speaker, I very much appreciate my colleague from California yielding me a moment. DORIS knows that Bob and I were very, very dear friends. We came to the Congress together. At that time we talked a lot about our hometown, for the Matsui family knows that Arlene and I consider in many ways Sacramento to be really our second home. It was our privilege to spend a decade there working in the legislature on behalf of public affairs; and the reputation of the Matsui family went well ahead of their service here. Bob served as a member of the board of supervisors and was a fabulous local leader.

In turn, his tragic loss was a shock to all of us, but clearly the voice expressed by that vote by the people in that district that surrounds and includes Sacramento is a reflection of the fact that their people know and deeply believe that DORIS is the person to reflect the view and the future that Bob would have for the country.

DORIS, I want you to know that we do not just welcome you to the family