

Russia, the United States, and the European Union, recently convened its first-ever special session marking the liberation of Auschwitz and other concentration camps. Several countries around the globe are taking part in remembrance ceremonies and honoring the victims of Auschwitz and the Holocaust. We must never forget the tragic events that led up to the Holocaust and we must urge all countries and all peoples to strengthen their efforts to fight against racism, anti-Semitism and intolerance around the globe. If we do not remain committed to teaching the lessons of the Holocaust for future generations, then history will be doomed to repeat itself.

Mr. HONDA. Madam Speaker, I rise today to recognize a tragic anniversary, one which we can never afford to forget. Last week, my colleagues and I voted unanimously in support of a resolution commending countries and organizations for marking the 60th anniversary of the liberation of Auschwitz-Birkenau and urging a strengthening of the fight against racism, intolerance, bigotry, prejudice, discrimination, and anti-Semitism.

January 27, 2005—marked the day 60 years ago that Soviet troops opened the gates of the Auschwitz-Birkenau concentration camp in Poland and liberated the Jewish prisoners who had managed to survive the atrocities committed within those walls.

I join with many others in remembering those who perished, in honoring their memory, and in promising survivors: "never again."

Countries around the world will commemorate this event as a reminder to us all of what can befall humanity when we turn away from injustice and fail to speak out when those in power single out innocents for persecution.

Together, we have made progress in battling anti-Semitism around the world. As part of its effort to say "never again", the United Nations General Assembly last week, commemorated the six million Jews who perished in the Holocaust, a signal that the UN will assert leadership in the ongoing struggle against anti-Semitism.

This year's memorial ceremonies are particularly important because concentration camp survivors are aging at a rapid rate and may not be able to participate in such future events.

Despite ongoing efforts, Jews throughout the world continue to suffer vandalism, verbal assaults, and even physical attacks. On this day of commemoration, we should all resolve to work towards a world where the Holocaust can never happen again.

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

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Illinois (Mr. HYDE) that the House suspend the rules and agree to the resolution, H. Res. 39.

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. LANTOS. Madam 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 motion will be postponed.

#### RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess until approximately 6:30 p.m. today.

Accordingly (at 3 o'clock and 26 minutes p.m.), the House stood in recess until approximately 6:30 p.m.

□ 1833

#### AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. CULBERSON) at 6 o'clock and 33 minutes p.m.

#### JOINT SESSION OF THE CONGRESS—STATE OF THE UNION MESSAGE

Mr. BEAUPREZ. Mr. Speaker, I offer a privileged concurrent resolution (H. Con. Res. 20) and ask for its immediate consideration.

The SPEAKER pro tempore. The Clerk will report the concurrent resolution.

The Clerk read the concurrent resolution, as follows:

#### H. CON. RES. 20

*Resolved by the House of Representatives (the Senate concurring),* That the two Houses of Congress assemble in the Hall of the House of Representatives on Wednesday, February 2, 2005, at 9 p.m., for the purpose of receiving such communication as the President of the United States shall be pleased to make to them.

The concurrent resolution was agreed to.

A motion to reconsider was laid on the table.

#### PROVIDING FOR AN ADJOURNMENT OR RECESS OF THE TWO HOUSES

Mr. BEAUPREZ. Mr. Speaker, I offer a privileged concurrent resolution (H. Con. Res. 21) and ask for its immediate consideration.

The Clerk read the concurrent resolution, as follows:

#### H. CON. RES. 21

*Resolved by the House of Representatives (the Senate concurring),* That when the House adjourns on the legislative day of Wednesday, January 26, 2005, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Tuesday, February 1, 2005, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on Wednesday, January 26, 2005, or Thursday, January 27, 2005, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or ad-

journed until noon on Monday, January 31, 2005, or at such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate whenever, in their opinion, the public interest shall warrant it.

The concurrent resolution was agreed to.

A motion to reconsider was laid on the table.

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will now resume on motions to suspend the rules previously postponed.

Votes will be taken in the following order:

House Concurrent Resolution 16, by the yeas and nays.

House Resolution 39, by the yeas and nays.

These will both be 15-minute votes.

#### CONGRATULATING PEOPLE OF UKRAINE FOR DEMOCRATIC, TRANSPARENT AND FAIR RUN-OFF PRESIDENTIAL ELECTION

The SPEAKER pro tempore. The pending business is the question of suspending the rules and agreeing to the concurrent resolution, H. Con. Res. 16, as amended.

The Clerk read the title of the concurrent resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Illinois (Mr. HYDE) that the House suspend the rules and agree to the concurrent resolution, H. Con. Res. 16, as amended, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 392, nays 1, not voting 40, as follows:

[Roll No. 8]

YEAS—392

Abercrombie	Beauprez	Boustany
Ackerman	Becerra	Boyd
Aderholt	Berman	Bradley (NH)
Akin	Berry	Brady (PA)
Alexander	Biggart	Brady (TX)
Allen	Bishop (GA)	Brown (OH)
Andrews	Bishop (NY)	Brown (SC)
Baca	Bishop (UT)	Brown-Waite,
Bachus	Blackburn	Ginny
Baird	Blumenauer	Burgess
Baker	Blunt	Butterfield
Baldwin	Boehert	Buyer
Barrett (SC)	Bonilla	Calvert
Barrow	Bonner	Camp
Bartlett (MD)	Boozman	Cannon
Barton (TX)	Boren	Cantor
Bass	Boswell	Capito
Bean	Boucher	Capps

Capuano Hastings (WA)  
 Cardin Hayes  
 Cardoza Hayworth  
 Carnahan Hefley  
 Carson Hensarling  
 Carter Herger  
 Case Herse  
 Castle Higgins  
 Chabot Hinchee  
 Chandler Hinojosa  
 Chocola Hobson  
 Clay Hoekstra  
 Cleaver Holden  
 Clyburn Holt  
 Coble Honda  
 Cole (OK) Hooley  
 Conaway Hostettler  
 Conyers Hoyer  
 Cooper Hulshof  
 Costello Hyde  
 Cox Inglis (SC)  
 Cramer Inslee  
 Crenshaw Issa  
 Crowley Istook  
 Cubin Jackson (IL)  
 Cuellar Jackson-Lee  
 Culberson (TX)  
 Cummings Jefferson  
 Cunningham Jindal  
 Davis (AL) Johnson (CT)  
 Davis (CA) Johnson (IL)  
 Davis (FL) Johnson, E. B.  
 Davis (IL) Johnson, Sam  
 Davis (KY) Jones (NC)  
 Davis (TN) Jones (OH)  
 Davis, Jo Ann Kanjorski  
 Davis, Tom Kaptur  
 Deal (GA) Keller  
 DeGette Kelly  
 DeLauro Kennedy (MN)  
 DeLay Kennedy (RI)  
 Dent Kildee  
 Diaz-Balart, L. Kilpatrick (MI)  
 Diaz-Balart, M. Kind  
 Dicks King (IA)  
 Dingell King (NY)  
 Doggett Kingston  
 Doolittle Kirk  
 Doyle Kline  
 Drake Knollenberg  
 Dreier Kolbe  
 Duncan Kucinich  
 Edwards Kuhl (NY)  
 Emanuel LaHood  
 Emerson Langevin  
 Engel Larsen (WA)  
 English (PA) Larson (CT)  
 Eshoo Latham  
 Etheridge LaTourette  
 Evans Leach  
 Everett Levin  
 Farr Lewis (CA)  
 Feeney Lewis (GA)  
 Ferguson Lewis (KY)  
 Filner Linder  
 Fitzpatrick (PA) Lipinski  
 Flake LoBiondo  
 Forbes Lofgren, Zoe  
 Ford Lowey  
 Fortenberry Lucas  
 Fossella Lungren, Daniel  
 Foxx E.  
 Franks (AZ) Lynch  
 Frelinghuysen Mack  
 Garrett (NJ) Maloney  
 Gerlach Marchant  
 Gibbons Markey  
 Gilchrest Marshall  
 Gillmor Matheson  
 Gingrey McCarthy  
 Gohmert McCaul (TX)  
 Gonzalez McCreery  
 Goode McGovern  
 Goodlatte McHenry  
 Gordon McHugh  
 Green (WI) McIntyre  
 Green, Al McKeon  
 Green, Gene McKinney  
 Grijalva McMorris  
 Gutierrez McNulty  
 Gutknecht Meehan  
 Hall Meek (FL)  
 Harman Meeks (NY)  
 Harris Melancon  
 Hart Menendez  
 Hastings (FL) Mica

Michaud  
 Millender-McDonald  
 Miller (FL)  
 Miller (MI)  
 Miller (NC)  
 Miller, Gary  
 Miller, George  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (KS)  
 Moran (VA)  
 Murphy  
 Murgrave  
 Myrick  
 Nadler  
 Napolitano  
 Neal (MA)  
 Neugebauer  
 Ney  
 Northup  
 Norwood  
 Nunes  
 Nussle  
 Oberstar  
 Obey  
 Oliver  
 Ortiz  
 Osborne  
 Otter  
 Owens  
 Oxley  
 Pallone  
 Pascrell  
 Pastor  
 Payne  
 Pearce  
 Pelosi  
 Pence  
 Peterson (MN)  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Poe  
 Pomeroy  
 Porter  
 Portman  
 Price (GA)  
 Price (NC)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Ramstad  
 Rangel  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reyes  
 Reynolds  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Ros-Lehtinen  
 Ross  
 Rothman  
 Ruppersberger  
 Ryan (WI)  
 Ryan (KS)  
 Sabo  
 Salazar  
 Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Sanders  
 Saxton  
 Schakowsky  
 Schiff  
 Schwartz (PA)  
 Schwarz (MI)  
 Scott (GA)  
 Scott (VA)  
 Sensenbrenner  
 Serrano  
 Sessions  
 Shadegg  
 Shaw  
 Sherman  
 Sherwood  
 Shimkus  
 Shuster  
 Simmons  
 Simpson  
 Skelton

Thomas  
 Thompson (CA)  
 Thompson (MS)  
 Thornberry  
 Tiahrt  
 Tiberi  
 Tierney  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walden (OR)  
 Walsh  
 Wasserman  
 Schultz  
 Waters  
 Watt  
 Waxman  
 Weiner  
 Weldon (FL)  
 Weldon (PA)  
 Weller  
 Westmoreland  
 Wexler  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Young (AK)  
 Young (FL)

NAYS—1  
 Paul  
 NOT VOTING—40

Berkley  
 Bilirakis  
 Boehner  
 Bono  
 Brown, Corrine  
 Burton (IN)  
 Costa  
 DeFazio  
 Delahunt  
 Ehlers  
 Fattah  
 Foley  
 Frank (MA)  
 Gallegly  
 Granger  
 Graves  
 Hunter  
 Israel  
 Jenkins  
 Lantos  
 Lee  
 Manzullo  
 McCollum (MN)  
 McCotter  
 McDermott  
 Murtha  
 Platts  
 Pombo  
 Rahall  
 Rohrabacher  
 Roybal-Allard  
 Royce  
 Rush  
 Ryan (OH)  
 Sha  
 Shays  
 Stark  
 Sullivan  
 Towns  
 Wamp  
 Watson

SWEARING IN OF MEMBERS-ELECT  
 The SPEAKER (during the vote). Will the gentleman from Utah (Mr. CANNON), the gentleman from Illinois (Mr. GUTIERREZ), the gentleman from California (Mr. HONDA), and the gentleman from Nebraska (Mr. OSBORNE) kindly come to the well of the House and take the oath of office at this time. Messrs. CANNON, GUTIERREZ, HONDA and OSBORNE 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, gentlemen.

ANNOUNCEMENT BY THE SPEAKER  
 The SPEAKER (during the vote). Under clause 5(d) of rule XX, the Chair announces to the House that the whole number of the House is adjusted to 434.

□ 1901

Mr. HIGGINS changed his vote from “nay” to “yea.”

So (two-thirds having voted in favor thereof) the rules were suspended and the concurrent resolution, as amended, was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:  
 Mr. BILIRAKIS. Mr. Speaker, I was unable to cast my vote on the motion to suspend the

rules and adopt H. Con. Res. 16. Had I been present, I would have voted “yea.”

COMMENDING COUNTRIES AND ORGANIZATIONS FOR MARKING 60TH ANNIVERSARY OF LIBERATION OF AUSCHWITZ

The SPEAKER pro tempore (Mr. CULBERSON). The pending business is the question of suspending the rules and agreeing to the resolution, H. Res. 39.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Illinois (Mr. HYDE) that the House suspend the rules and agree to the resolution, H. Res. 39, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 393, nays 0, not voting 40, as follows:

[Roll No. 9]  
 YEAS—393

Abercrombie	Castle	Ford
Ackerman	Chabot	Fortenberry
Aderholt	Chandler	Fossella
Akin	Chocola	Foxx
Alexander	Clay	Franks (AZ)
Allen	Cleaver	Frelinghuysen
Andrews	Clyburn	Garrett (NJ)
Baca	Coble	Gerlach
Bachus	Cole (OK)	Gibbons
Baird	Conaway	Gilchrest
Baker	Conyers	Gingrey
Baldwin	Cooper	Gohmert
Barrett (SC)	Costello	Gonzalez
Barrow	Cox	Goode
Bartlett (MD)	Cramer	Goodlatte
Barton (TX)	Crenshaw	Gordon
Bass	Crowley	Green (WI)
Bean	Cubin	Green, Al
Beauprez	Cuellar	Green, Gene
Becerra	Culberson	Grijalva
Berman	Cummings	Gutierrez
Berry	Cunningham	Gutknecht
Biggart	Davis (AL)	Hall
Bishop (GA)	Davis (CA)	Harman
Bishop (NY)	Davis (FL)	Harris
Bishop (UT)	Davis (IL)	Hart
Blackburn	Davis (KY)	Hastings (FL)
Blumenauer	Davis (TN)	Hastings (WA)
Blunt	Davis, Jo Ann	Hayes
Boehlert	Davis, Tom	Hayworth
Bonilla	Deal (GA)	Hefley
Bonner	DeGette	Hensarling
Boozman	DeLauro	Herger
Boren	DeLay	Herseth
Boswell	Dent	Higgins
Boucher	Diaz-Balart, L.	Hinchee
Boustany	Diaz-Balart, M.	Hinojosa
Boyd	Dicks	Hobson
Bradley (NH)	Dingell	Hoekstra
Brady (PA)	Doggett	Holden
Brady (TX)	Doolittle	Holt
Brown (OH)	Doyle	Honda
Brown (SC)	Drake	Hooley
Brown-Waite,	Dreier	Hostettler
Ginny	Duncan	Hoyer
Burgess	Edwards	Hulshof
Butterfield	Emanuel	Hunter
Buyer	Emerson	Hyde
Calvert	Engel	Inglis (SC)
Camp	English (PA)	Inslee
Cannon	Eshoo	Issa
Cantor	Etheridge	Istook
Capito	Evans	Jackson (IL)
Capps	Everett	Jackson-Lee
Capuano	Farr	(TX)
Cardin	Feeney	Jefferson
Cardoza	Ferguson	Jindal
Carnahan	Filner	Johnson (CT)
Carson	Fitzpatrick (PA)	Johnson (IL)
Carter	Flake	Johnson, E. B.
Case	Forbes	Johnson, Sam