

pass the joint resolution, H.J. Res. 52, on which the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 423, nays 2, not voting 8, as follows:

[Roll No. 291]

YEAS—423

Abercrombie	Cunningham	Holden
Ackerman	Davis (AL)	Holt
Aderholt	Davis (CA)	Honda
Akin	Davis (FL)	Hooley
Alexander	Davis (IL)	Hostettler
Allen	Davis (KY)	Hoyer
Andrews	Davis (TN)	Hulshof
Baca	Davis, Jo Ann	Hunter
Bachus	Davis, Tom	Hyde
Baird	DeFazio	Inglis (SC)
Baker	DeGette	Inslee
Baldwin	Delahunt	Israel
Barrett (SC)	DeLauro	Issa
Barrow	DeLay	Istook
Bartlett (MD)	Dent	Jackson (IL)
Barton (TX)	Diaz-Balart, L.	Jackson-Lee
Bass	Diaz-Balart, M.	(TX)
Bean	Dicks	Jefferson
Beauprez	Dingell	Jenkins
Becerra	Doggett	Jindal
Berkley	Doolittle	Johnson (CT)
Berman	Doyle	Johnson (IL)
Berry	Drake	Johnson, E. B.
Biggert	Dreier	Johnson, Sam
Bilirakis	Duncan	Jones (NC)
Bishop (GA)	Edwards	Jones (OH)
Bishop (NY)	Ehlers	Kanjorski
Bishop (UT)	Emanuel	Kaptur
Blackburn	Emerson	Keller
Blumenauer	Engel	Kelly
Blunt	English (PA)	Kennedy (MN)
Boehlert	Eshoo	Kennedy (RI)
Boehner	Etheridge	Kildee
Bonilla	Evans	Kilpatrick (MI)
Bonner	Everett	Kind
Bono	Farr	King (IA)
Boozman	Fattah	King (NY)
Boren	Feeney	Kingston
Boswell	Ferguson	Kirk
Boucher	Filner	Kline
Boustany	Fitzpatrick	Knollenberg
Boyd	(PA)	Kolbe
Bradley (NH)	Foley	Kucinich
Brady (PA)	Forbes	Kuhl (NY)
Brady (TX)	Ford	LaHood
Brown (OH)	Fortenberry	Langevin
Brown (SC)	Fossella	Lantos
Brown, Corrine	Fox	Larsen (WA)
Brown-Waite,	Frank (MA)	Larson (CT)
Ginny	Franks (AZ)	Latham
Burgess	Frelinghuysen	LaTourette
Burton (IN)	Gallely	Leach
Butterfield	Garrett (NJ)	Lee
Buyer	Gerlach	Levin
Calvert	Gibbons	Lewis (CA)
Camp	Gilchrest	Lewis (KY)
Cannon	Gillmor	Linder
Cantor	Gingrey	Lipinski
Capito	Gohmert	LoBiondo
Capps	Gonzalez	Lofgren, Zoe
Capuano	Goode	Lowe
Cardin	Goodlatte	Lucas
Cardoza	Gordon	Lungren, Daniel
Carnahan	Granger	E.
Carson	Graves	Lynch
Case	Green (WI)	Mack
Castle	Green, Al	Maloney
Chabot	Green, Gene	Manzullo
Chandler	Grijalva	Marchant
Chocola	Gutierrez	Markey
Cleaver	Gutknecht	Marshall
Clyburn	Hall	Matheson
Coble	Harman	Matsui
Cole (OK)	Harris	McCarthy
Conyers	Hart	McCaul (TX)
Cooper	Hastings (FL)	McCollum (MN)
Costa	Hastings (WA)	McCotter
Costello	Hayes	McCrery
Cox	Hayworth	McDermott
Cramer	Hefley	McGovern
Crenshaw	Hensarling	McHenry
Crowley	Herger	McHugh
Cubin	Higgins	McIntyre
Cuellar	Hinchey	McKeon
Culberson	Hinojosa	McKinney
Cummings	Hobson	McMorris
	Hoekstra	McNulty

Meehan	Price (NC)	Snyder
Meek (FL)	Pryce (OH)	Sodrel
Meeks (NY)	Putnam	Solis
Melancon	Radanovich	Souder
Menendez	Rahall	Spratt
Mica	Ramstad	Stark
Michaud	Rangel	Stearns
Millender-McDonald	Regula	Strickland
Miller (FL)	Rehberg	Stupak
Miller (MI)	Reichert	Sullivan
Miller (NC)	Renzi	Sweeney
Miller, Gary	Reyes	Tancred
Miller, George	Reynolds	Tanner
Mollohan	Rogers (AL)	Tauscher
Moore (KS)	Rogers (KY)	Taylor (MS)
Moore (WI)	Rogers (MI)	Taylor (NC)
Moran (KS)	Rohrabacher	Terry
Moran (VA)	Ros-Lehtinen	Thomas
Murtha	Ross	Thompson (CA)
Musgrave	Rothman	Thompson (MS)
Myrick	Roybal-Allard	Thornberry
Nadler	Royce	Tiahrt
Napolitano	Ruppersberger	Tiberi
Neal (MA)	Rush	Tierney
Neugebauer	Ryan (OH)	Towns
Ney	Ryan (WI)	Turner
Northup	Ryun (KS)	Udall (CO)
Norwood	Sabo	Udall (NM)
Nunes	Salazar	Upton
Nussle	Sánchez, Linda	Van Hollen
Oberstar	T.	Velázquez
Obey	Sanchez, Loretta	Visclosky
Oliver	Sanders	Walden (OR)
Ortiz	Saxton	Walsh
Osborne	Schakowsky	Wamp
Otter	Schiff	Wasserman
Owens	Schwartz (PA)	Schultz
Oxley	Schwarz (MI)	Waters
Pallone	Scott (GA)	Watson
Pascarell	Scott (VA)	Watt
Pastor	Sensenbrenner	Waxman
Payne	Serrano	Weiner
Pearce	Shadegg	Weldon (FL)
Pelosi	Shaw	Weldon (PA)
Pence	Shays	Weller
Peterson (MN)	Sherman	Westmoreland
Peterson (PA)	Sherwood	Wexler
Petri	Shinkus	Whitfield
Pickering	Shuster	Wicker
Pitts	Simmons	Wilson (NM)
Platts	Simpson	Wilson (SC)
Poe	Skelton	Wolf
Pomboy	Slaughter	Woolsey
Porter	Smith (NJ)	Wu
Price (GA)	Smith (TX)	Wynn
	Smith (WA)	Young (AK)

NAYS—2

NOT VOTING—8

Flake	Paul	Sessions
Carter	Herseth	Young (FL)
Conaway	Lewis (GA)	
Deal (GA)	Murphy	

□ 1655

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

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

RECOGNIZING THE HISTORICAL SIGNIFICANCE OF JUNETEENTH INDEPENDENCE DAY

The SPEAKER pro tempore. The pending business is the question of suspending the rules and agreeing to the concurrent resolution, H. Con. Res. 160.

The Clerk read the title of the concurrent resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from Florida (Ms. GINNY BROWN-WAITE) that the House suspend the rules and agree to the concurrent resolution, H. Con. Res. 160, on which the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 425, nays 0, not voting 8, as follows:

[Roll No. 292]

YEAS—425

Abercrombie	Davis (IL)	Hunter
Ackerman	Davis (KY)	Hyde
Aderholt	Davis (TN)	Inglis (SC)
Akin	Davis, Jo Ann	Inslee
Alexander	Davis, Tom	Israel
Allen	DeFazio	Issa
Andrews	DeGette	Istook
Baca	Delahunt	Jackson (IL)
Bachus	DeLauro	Jackson-Lee
Baird	DeLay	(TX)
Baker	Dent	Jefferson
Baldwin	Diaz-Balart, L.	Jenkins
Barrett (SC)	Diaz-Balart, M.	Jindal
Barrow	Dicks	Johnson (CT)
Bartlett (MD)	Dingell	Johnson (IL)
Barton (TX)	Doggett	Johnson, E. B.
Bass	Doolittle	Johnson, Sam
Bean	Doyle	Jones (NC)
Beauprez	Drake	Jones (OH)
Becerra	Dreier	Kanjorski
Berkley	Duncan	Kaptur
Berman	Edwards	Keller
Berry	Ehlers	Kelly
Biggert	Emanuel	Kennedy (MN)
Bilirakis	Emerson	Kennedy (RI)
Bishop (GA)	Engel	Kildee
Bishop (NY)	English (PA)	Kilpatrick (MI)
Bishop (UT)	Eshoo	Kind
Blackburn	Etheridge	King (IA)
Blumenauer	Evans	King (NY)
Blunt	Everett	Kingston
Boehlert	Farr	Kirk
Boehner	Fattah	Kline
Bonilla	Feeney	Knollenberg
Bonner	Ferguson	Kolbe
Bono	Filner	Kucinich
Boozman	Fitzpatrick	Kuhl (NY)
Boren	(PA)	LaHood
Boswell	Flake	Langevin
Boucher	Foley	Lantos
Boustany	Forbes	Larsen (WA)
Boyd	Ford	Larson (CT)
Bradley (NH)	Fortenberry	Latham
Brady (PA)	Fossella	LaTourette
Brady (TX)	Fox	Leach
Brown (OH)	Frank (MA)	Lee
Brown (SC)	Franks (AZ)	Levin
Brown, Corrine	Frelinghuysen	Lewis (CA)
Brown-Waite,	Gallely	Lewis (KY)
Ginny	Garrett (NJ)	Linder
Burgess	Gerlach	Lipinski
Burton (IN)	Gibbons	LoBiondo
Butterfield	Gilchrest	Lofgren, Zoe
Buyer	Gillmor	Lowe
Calvert	Gingrey	Lucas
Camp	Gohmert	Lungren, Daniel
Cannon	Gonzalez	E.
Cantor	Goode	Lynch
Capito	Goodlatte	Mack
Capps	Gordon	Maloney
Capuano	Granger	Manzullo
Cardin	Graves	Marchant
Cardoza	Green (WI)	Markey
Carnahan	Green (WI)	Marshall
Carson	Green, Al	Matheson
Case	Green, Gene	Matsui
Castle	Grijalva	McCarthy
Chabot	Gutierrez	McCaul (TX)
Chandler	Gutknecht	McCcollum (MN)
Chocola	Hall	McCotter
Cleaver	Harman	McCrery
Clyburn	Harris	McDermott
Coble	Hart	McGovern
Cole (OK)	Hastings (FL)	McHenry
Conyers	Hastings (WA)	McHugh
Cooper	Hayes	McIntyre
Costa	Hayworth	McKeon
Costello	Hefley	McKinney
Cox	Hensarling	McMorris
Cramer	Herger	McNulty
Crenshaw	Higgins	
Crowley	Hinchey	
Cubin	Hinojosa	
Cuellar	Hobson	
Culberson	Hoekstra	
Cummings	Holden	
	Holt	
	Honda	
	Hooley	
	Hostettler	
	Hoyer	
	Hulshof	

Miller (NC)	Regula	Spratt
Miller, Gary	Rehberg	Stark
Miller, George	Reichert	Stearns
Mollohan	Renzi	Strickland
Moore (KS)	Reyes	Stupak
Moore (WI)	Reynolds	Sullivan
Moran (KS)	Rogers (AL)	Sweeney
Moran (VA)	Rogers (KY)	Tancredo
Murtha	Rogers (MI)	Tanner
Musgrave	Rohrabacher	Tauscher
Myrick	Ros-Lehtinen	Taylor (MS)
Nadler	Ross	Taylor (NC)
Napolitano	Rothman	Terry
Neal (MA)	Roybal-Allard	Thomas
Neugebauer	Royce	Thompson (CA)
Ney	Ruppersberger	Thompson (MS)
Northup	Rush	Thornberry
Norwood	Ryan (OH)	Tiahrt
Nunes	Ryan (WI)	Tiberi
Nussle	Ryun (KS)	Tierney
Oberstar	Sabo	Towns
Obey	Salazar	Turner
Olver	Sánchez, Linda	Udall (CO)
Ortiz	T.	Udall (NM)
Osborne	Sanchez,	Upton
Otter	Loretta	Van Hollen
Owens	Sanders	Velázquez
Oxley	Saxton	Visclosky
Pallone	Schakowsky	Walden (OR)
Pascarella	Schiff	Walsh
Pastor	Schwartz (PA)	Wamp
Paul	Schwarz (MI)	Wasserman
Payne	Scott (GA)	Schultz
Pearce	Scott (VA)	Waters
Pelosi	Sensenbrenner	Watson
Pence	Serrano	Watt
Peterson (MN)	Shadegg	Waxman
Peterson (PA)	Shaw	Weiner
Petri	Shays	Weldon (FL)
Pickering	Sherman	Weldon (PA)
Pitts	Sherwood	Weller
Platts	Shimkus	Westmoreland
Poe	Shuster	Wexler
Pombo	Simmons	Whitfield
Pomeroy	Simpson	Wicker
Porter	Skelton	Wilson (NM)
Price (GA)	Slaughter	Wilson (SC)
Price (NC)	Smith (NJ)	Wolf
Pryce (OH)	Smith (TX)	Woolsey
Putnam	Smith (WA)	Wu
Radanovich	Snyder	Wynn
Rahall	Sodrel	Young (AK)
Ramstad	Solis	
Rangel	Souder	

NOT VOTING—8

Carter	Herseth	Sessions
Conaway	Lewis (GA)	Young (FL)
Deal (GA)	Murphy	

□ 1705

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.

PERSONAL EXPLANATION

Mr. CARTER. Mr. Speaker, on June 21, 2005, I was unavoidably detained on official business in my Congressional District. During rollcall vote No. 288, if present, I would have voted "yea." On rollcall vote No. 289, I would have voted "no." On final passage of H.R. 2475, authorize appropriations for fiscal year 2006 for intelligence and intelligence-related activities, rollcall vote 290, I would have voted "yea." On passage of H.J. Res. 52, rollcall vote 291, I would have voted "yea." On passage of H. Con. Res. 160, rollcall vote 292, I would have voted "yea."

PERSONAL EXPLANATION

Mr. MURPHY. Mr. Speaker, due to official business relating to the visit of BRAC Commissioner General Lloyd Newton to the 911th

Airlift Wing, Air Force Reserve in my Congressional District, I was not present in the Chamber on Tuesday, June 21, 2005, and was regrettably unable to cast my vote on rollcall No. 288, rollcall No. 289, rollcall No. 290, rollcall No. 291, and rollcall No. 292.

Had I been present, I would have voted "yea" on rollcall No. 288; "no" on rollcall No. 289; "yea" on rollcall No. 290; "yea" on rollcall No. 291; and "yea" on rollcall No. 292.

SUPPORTING FIREFIGHTER LIFE SAFETY SUMMIT INITIATIVES AND MISSION OF NATIONAL FALLEN FIREFIGHTERS FOUNDATION AND UNITED STATES FIRE ADMINISTRATION

The SPEAKER pro tempore (Mr. PETRI). The pending business is the question of suspending the rules and agreeing to the concurrent resolution, H. Con. Res. 180.

The Clerk read the title of the concurrent resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from New York (Mr. BOEHLERT) that the House suspend the rules and agree to the concurrent resolution, H. Con. Res. 180.

The question was taken; and (two-thirds having voted in favor thereof) the rules were suspended and the concurrent resolution was agreed to.

A motion to reconsider was laid on the table.

REPORT ON H.R. 3010, DEPARTMENTS OF LABOR, HEALTH AND HUMAN SERVICES, AND EDUCATION, AND RELATED AGENCIES APPROPRIATIONS ACT, 2006

Mr. REGULA, from the Committee on Appropriations, submitted a privileged report (Rept. No. 109-143) on the bill (H.R. 3010) making appropriations for the Departments of Labor, Health and Human Services, and Education, and Related Agencies for the fiscal year ending September 30, 2006, and for other purposes, which was referred to the Union Calendar and ordered to be printed.

The SPEAKER pro tempore. Pursuant to clause 1, rule XXI, all points of order are reserved on the bill.

SPECIAL ORDERS

The SPEAKER pro tempore (Mr. MCCAUL of Texas). Under the Speaker's announced policy of January 4, 2005, and under a previous order of the House, the following Members will be recognized for 5 minutes each.

TAKING STEPS TO FIX NICS

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from New York (Mrs. MCCARTHY) is recognized for 5 minutes.

Mrs. MCCARTHY. Mr. Speaker, currently, when someone wants to buy a gun, they are subject to a background

check, and once he or she is cleared, the records of that transaction are destroyed after 24 hours. But 24 hours is simply not enough time to ensure a gun is not sold to someone who should not be buying guns. Why? Because the National Instant Background Check System, or NICS, is not effective enough to warrant such a quick turnaround time on gun purchase records.

NICS is a database to check potential firearm buyers for any criminal record or history of mental illness.

□ 1715

Mr. Speaker, however, the NICS system is only as good as the information States provide. Twenty-five States have automated less than 60 percent of their felony convictions into the NICS system.

In these States, many felons will not be listed on the NICS system and would be able to purchase guns with no questions asked. In 13 States, domestic violence restraining orders are not accessible through the NICS system. Common sense would dictate that you do not sell a gun to someone who has been recently served with a restraining order.

Thirty-three States have not automated or do not share mental health records that would disqualify certain individuals from purchasing a gun under existing law. Also felony convictions in some States will not show up on another State's background check.

I understand the political realities of this Congress when it comes to new gun laws. Many on both sides of the aisle see anything longer than a 24-hour period to hold records as a de facto gun registry.

So we must take measures to fix the NICS system to make sure that our existing laws are enforced. I have introduced legislation with the gentleman from Michigan (Mr. DINGELL), the NICS Improvement Act of 2005, that will give States grants to update their NICS database.

This is the same bill that passed the House by a voice vote in the 107th Congress. No one person was denied his or her second amendment rights because of this bill. Even the National Rifle Association approved the bill in 2002.

It is the States' responsibility to make sure that NICS databases are in order. But if so many States are facing budget problems, many simply cannot afford to dedicate resources to updating their NICS system.

Meanwhile, too many criminals are slipping through the cracks of our background check system. This is unacceptable, especially in the post-9/11 era. Until we fix the NICS system, our law enforcement officers will continue to be within a tight deadline to determine whether or not background checks cover all of the bases.

With my bill, we can ensure that the NICS system does its job at the point of purchase. Mr. Speaker, please bring the NICS Improvement Act up for a vote this summer. It is time that we