



United States  
of America

# Congressional Record

PROCEEDINGS AND DEBATES OF THE 109<sup>th</sup> CONGRESS, FIRST SESSION

Vol. 151

WASHINGTON, TUESDAY, JANUARY 4, 2005

No. 1

## House of Representatives

This being the day fixed by the 20th amendment to the Constitution of the United States and Public Law 108-433 for the meeting of the Congress of the United States, the Members-elect of the 109th Congress met in their Hall, and at noon were called to order by the Clerk of the House of Representatives, Hon. Jeff Trandahl.

The Chaplain, the Reverend Daniel P. Coughlin, offered the following prayer: Almighty and eternal God, before You all Nations rise and fall.

We ask You to bless the United States of America with security, prosperity, generosity and peace.

Those who have been rightly elected by the people of the congressional districts across the Nation now stand before You, as the grateful inheritors with a great tradition of government by free people.

May they serve faithfully the people who have chosen them as their representatives in the 109th Congress.

With personal integrity, enable them to exercise day-to-day decisions that will uphold this Nation's Constitution and bring enlightened hope to a troubled world desirous of knowing a free democracy in action.

Let all Americans join in their own way of blessing these women and men, that they may establish justice, ensure lasting tranquility, provide for the common defense, promote the general welfare and secure the blessings of liberty.

In doing so, they will serve both You, our God, and our beloved Nation.

Amen.

### PLEDGE OF ALLEGIANCE

The CLERK. The Members-elect and their guests will please remain standing and join in the Pledge of Allegiance to the flag.

The Clerk led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Repub-

lic for which it stands, one nation under God, indivisible, with liberty and justice for all.

The CLERK. Representatives-elect, this is the day fixed by the 20th amendment to the Constitution and Public Law 108-433 for the meeting of the 109th Congress and, as the law directs, the Clerk of the House has prepared the official roll of the Representatives-elect.

Certificates of election covering 435 seats in the 109th Congress have been received by the Clerk of the House, and the names of those persons whose credentials show that they were regularly elected as representatives in accordance with the laws of their respective States or of the United States will be called.

Without objection, the Representatives-elect will record their presence by electronic device and their names will be reported in alphabetical order by States, beginning with the State of Alabama, to determine whether a quorum is present.

There was no objection.

The call was taken by electronic device, and the following Representatives-elect responded to their names:

[Roll No. 1]

ANSWERED "PRESENT"—424

ALABAMA

Aderholt	Cramer	Rogers
Bachus	Davis	
Bonner	Everett	

ALASKA

Young

ARIZONA

Flake	Hayworth	Renzi
Franks	Kolbe	
Grijalva	Pastor	

ARKANSAS

Berry	Ross
Boozman	Snyder

CALIFORNIA

Baca	Capps	Doolittle
Becerra	Cardoza	Dreier
Berman	Costa	Eshoo
Bono	Cunningham	Farr
Calvert	Davis	Filner

Gallegly	Miller, Gary	Sanchez, Loretta
Harman	Miller, George	Schiff
Herger	Napolitano	Sherman
Hunter	Nunes	Solis
Issa	Pelosi	Tauscher
Lantos	Pombo	Thomas
Lee	Radanovich	Thompson
Lewis	Rohrabacher	Waters
Lofgren, Zoe	Roybal-Allard	Watson
McKeon	Royce	Waxman
Millender-McDonald	Sanchez, Linda T.	Woolsey

COLORADO

Beauprez	Musgrave	Udall
DeGette	Salazar	
Hefley	Tancredo	

CONNECTICUT

DeLauro	Larson	Simmons
Johnson	Shays	

DELAWARE

Castle

FLORIDA

Bilirakis	Foley	Ros-Lehtinen
Boyd	Harris	Shaw
Brown-Waite,	Hastings	Stearns
Ginny	Keller	Wasserman
Crenshaw	Mack	Schultz
Davis	Meek	Weldon
Diaz-Balart, L.	Mica	Wexler
Diaz-Balart, M.	Miller	Young
Feeney	Putnam	

GEORGIA

Barrow	Kingston	McKinney
Bishop	Lewis	Price
Deal	Linder	Scott
Gingrey	Marshall	Westmoreland

HAWAII

Abercrombie	Case
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IDAHO

Otter	Simpson
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ILLINOIS

Bean	Hastert	Lipinski
Biggert	Hyde	Manzullo
Costello	Jackson	Rush
Davis	Johnson	Schakowsky
Emanuel	Kirk	Shimkus
Evans	LaHood	Weller

INDIANA

Burton	Chocola	Sodrel
Buyer	Hostettler	Souder
Carson	Pence	Visclosky

□ 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.



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IOWA			OHIO		
Boswell King	Latham Leach	Nussle	Boehner Brown Chabot Gillmor Hobson Jones	Kaptur Kucinich LaTourette Ney Oxley Portman	Pryce Regula Ryan Strickland Tiberi Turner
KANSAS			OKLAHOMA		
Moore Moran	Ryun Tiaht		Boren Cole	Istook Lucas	Sullivan
KENTUCKY			OREGON		
Chandler Davis	Lewis Rogers	Whitfield	Blumenauer DeFazio	Hooley Walden	Wu
LOUISIANA			PENNSYLVANIA		
Alexander Baker Boustany	Jefferson Jindal McCrery	Melancon	Brady Dent Doyle English Fattah Fitzpatrick Gerlach	Hart Holden Kanjorski Murphy Murtha Peterson Pitts	Platts Schwartz Sherwood Shuster Weldon
MAINE			RHODE ISLAND		
Allen	Michaud		Kennedy	Langevin	
MARYLAND			SOUTH CAROLINA		
Bartlett Cardin Cummings	Gilchrest Hoyer Ruppersberger	Van Hollen Wynn	Barrett Brown	Clyburn Inglis	Spratt Wilson
MASSACHUSETTS			SOUTH DAKOTA		
Capuano Delahunt Frank Lynch	Markey McGovern Meehan Neal	Olver Tierney		Herseth	
MICHIGAN			TENNESSEE		
Camp Conyers Dingell Ehlers Hoekstra	Kildee Kilpatrick Knollenberg Levin McCotter	Miller Rogers Schwarz Stupak Upton	Blackburn Cooper Davis	Duncan Ford Gordon	Jenkins Tanner Wamp
MINNESOTA			TEXAS		
Gutknecht Kennedy Kline	McColum Oberstar Peterson	Ramstad Sabo	Barton Bonilla Brady Burgess Carter Conaway Cuellar Culberson DeLay Doggett Edwards	Gohmert Gonzalez Granger Green, Al Green, Gene Hall Hensarling Hinojosa Jackson-Lee Johnson, E.B. Johnson, Sam	Marchant McCaul Neugebauer Ortiz Paul Poe Reyes Sessions Smith Thornberry
MISSISSIPPI			UTAH		
Taylor	Thompson	Wicker	Bishop	Matheson	
MISSOURI			VERMONT		
Akin Blunt Carnahan	Clay Cleaver Emerson	Graves Hulshof Skelton		Sanders	
MONTANA			VIRGINIA		
	Rehberg		Boucher Cantor Davis, Jo Ann Davis, Tom	Drake Forbes Goode Goodlatte	Moran Scott Wolf
NEBRASKA			WASHINGTON		
Fortenberry	Osborne	Terry	Baird Dicks Hastings	Inslee Larsen McDermott	McMorris Reichert Smith
NEVADA			WEST VIRGINIA		
Berkley	Gibbons	Porter	Capito	Mollohan	Rahall
NEW HAMPSHIRE			WISCONSIN		
Bass	Bradley		Baldwin Green Kind	Moore Obey Petri	Ryan Sensenbrenner
NEW JERSEY			WYOMING		
Andrews Ferguson Frelinghuysen Garrett Holt	LoBiondo Menendez Pallone Pascrell Payne	Rothman Saxton Smith		Cubin	
NEW MEXICO			□ 1234		
Pearce	Udall	Wilson	The CLERK. The quorum call dis-		
NEW YORK			closes that 424 Representatives-elect		
Ackerman Bishop Boehlert Crowley Engel Fossella Higgins Hinchey Israel Kelly	King Kuhl Lowey Maloney McCarthy McHugh McNulty Meeks Nadler Owens	Rangel Reynolds Serrano Slaughter Sweeney Towns Velázquez Walsh Weiner	have responded to their name. A		
NORTH CAROLINA			quorum is present.		
Butterfield Coble Etheridge Foxy Hayes	Jones McHenry McIntyre Miller Myrick	Price Taylor Watt	ANNOUNCEMENT BY THE CLERK		
NORTH DAKOTA			The CLERK. The Clerk will state		
	Pomeroy		that credentials, regular in form, have		

wealth of Puerto Rico for a term of 4 years beginning January 3, 2005; the election of the Honorable ELEANOR HOLMES NORTON as Delegate from the District of Columbia; the election of the Honorable DONNA M. CHRISTENSEN as Delegate from the Virgin Islands; the election of the Honorable ENI F.H. FALEOMAVAEGA as Delegate from American Samoa; and the election of the Honorable MADELINE Z. BORDALLO as Delegate from Guam.

#### ANNOUNCEMENT BY THE CLERK

The CLERK. The Clerk will state that since the last regular election of Representatives to the 109th Congress, a vacancy now exists in the Fifth District of the State of California, occasioned by the death of the late Honorable ROBERT T. MATSUI.

#### ELECTION OF SPEAKER

The CLERK. Pursuant to law and to precedent, the next order of business is the election of the Speaker of the House of Representatives for the 109th Congress.

Nominations are now in order.

The Clerk recognizes the gentlewoman from Ohio (Ms. PRYCE).

Ms. PRYCE of Ohio. Mr. Clerk, for the past 6 years, this House has been led by a man with great strength, passion and a sense of fairness. With a steady hand and quiet conviction, he has helped to guide this body and this Nation through periods of both trial and triumph.

Therefore, Mr. Clerk, as chairman of the House Republican Conference, I am directed by the unanimous vote of that conference, and am very honored to present for election to the office of the Speaker of the House of Representatives for the 109th Congress the name of the Honorable J. DENNIS HASTERT, a Representative-elect from the State of Illinois.

The CLERK. The Clerk recognizes the gentleman from New Jersey (Mr. MENENDEZ).

Mr. MENENDEZ. Mr. Clerk, as chairman of the Democratic Caucus, I am directed by a unanimous vote of that caucus to present for election to the office of the Speaker of the House of Representatives for the 109th Congress a lady of great distinction, a lady of integrity, a fighter for America's children and families and a leader not only of House Democrats but a leader for our Nation and this Congress, the Honorable NANCY PELOSI, a Representative-elect from the State of California.

The CLERK. The Honorable J. DENNIS HASTERT, a Representative-elect from the State of Illinois, and the Honorable NANCY PELOSI, a Representative-elect from the State of California, have been placed in nomination.

Are there further nominations?

There being no further nominations, the Clerk will appoint tellers.

The Clerk appoints the gentleman from Ohio (Mr. NEY), the gentleman