

someone relief from deportation, an immigration judge must find that the person is not a terrorist, a criminal, or someone who has engaged in fraud or misrepresentation.) When relief from deportation is granted, no person should be subject to continued detention based merely on the Attorney General's unproven suspicions.

Require the AG to bring charges against a person who has been arrested and detained as a "certified" terrorist suspect within seven days, but the law does not require that those charges be based on terrorism-related offenses. As a result, an alien can be treated as a terrorist suspect despite being charged with only a minor immigration violation, and may never have his or her day in court to prove otherwise.

Make material support for groups that have not been officially designated as "terrorist organizations" a deportable offense. Under this law, people who make innocent donations to charitable organizations that are secretly tied to terrorist activities would be presumed guilty unless they can prove they are innocent. Restrictions on material support should be limited to those organizations that have officially been designated terrorist organizations.

Deny legal permanent residents readmission to the U.S. based solely on speech protected by the First Amendment. The laws punish those who "endorse," "espouse," or "persuade others to support terrorist activity or terrorist organizations." Rather than prohibiting speech that incites violence or criminal activity, these new grounds of inadmissibility punish speech that "undermines the United States' efforts to reduce or eliminate terrorist activity." This language is unconstitutionally vague and overbroad, and will undeniably have a chilling effect on constitutionally protected speech.

Authorize the AG and the Secretary of State to designate domestic groups as terrorist organizations and block any noncitizen who belongs to them from entering the country. Under this provision, the mere payment of membership dues is a deportable offense. This vague and overly broad language constitutes guilt by association. Our laws should punish people who commit crimes, not punish people based on their beliefs or associations.

While every step must be taken to protect the American public from further terrorist acts, our government must not trample on the Constitution in the process and on those basic rights and protections that make American democracy so unique.

While the PATRIOT Act may not deserve all of the ridicule that is heaped against it, there is little doubt that the legislation has been repeatedly and seriously misused by the Justice Department. Consider the following:

Its been used more than 150 times to secretly search an individual's home, with nearly 90 percent of those cases having had nothing to do with terrorism.

It was used against Brandon Mayfield, an innocent Muslim American, to tap his phones, seize his property, copy his computer, spy on his children, and take his DNA, all without his knowledge.

Its been used to deny, on account of his political beliefs, the admission to the United States of a Swiss citizen and prominent Muslim Scholar to teach at Notre Dame University.

Its been used to unconstitutionally coerce an Internet Service Provider to divulge infor-

mation about email activity and Web surfing on its system, and then to gag that Provider from even disclosing the abuse to the public.

Because of gag restrictions, we will never know how many times its been used to obtain reading records from library and book stores, but we do know that libraries have been solicited by the Department of Justice—voluntarily or under threat of the PATRIOT Act—for reader information on more than 200 occasions since September 11.

Its been used to charge, detain and prosecute a Muslim student in Idaho for posting Internet Web site links to objectionable materials, even though the same links were available on the U.S. Government's Web site.

Even worse than the PATRIOT Act has been the unilateral abuse of power by the Administration. Since September 11, our Government has detained and verbally and physically abused thousands of immigrants without time limit, for unknown and unspecified reasons, and targeted tens of thousands of Arab-Americans for intensive interrogations and immigration screenings. All this serves to accomplish is to alienate Muslim and Arab Americans—the key groups to fighting terrorism in our own county—who see a Justice Department that has institutionalized racial and ethnic profiling, without the benefit of a single terrorism conviction.

Mr. Speaker, the sunset proposed in the bill before us is insufficient to allow adequate consideration by the House; therefore, I oppose it.

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

The SPEAKER pro tempore (Mr. FOLEY). The question is on the motion offered by the gentleman from Wisconsin (Mr. SENSENBRENNER) that the House suspend the rules and pass the bill, H.R. 4659.

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. SENSENBRENNER. Mr. 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 question will be postponed.

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will resume on questions previously postponed.

Votes will be taken in the following order:

H. Res. 648, by the yeas and nays;

H. Res. 653, by the yeas and nays;

H.R. 4659, by the yeas and nays.

The first electronic vote will be conducted as a 15-minute vote. Remaining electronic votes may be conducted as 5-minute votes.

#### ELIMINATING FLOOR PRIVILEGES OF FORMER MEMBERS AND OFFICERS

The SPEAKER pro tempore. The pending business is the question of sus-

pending the rules and agreeing to the resolution, H. Res. 648.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. DREIER) that the House suspend the rules and agree to the resolution, H. Res. 648, on which the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 379, nays 50, answered "present" 1, not voting 3, as follows:

[Roll No. 3]

YEAS—379

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

McKeon Putnam Snyder  
 McMorris Radanovich Sodrel  
 McNulty Rahall Solis  
 Meehan Ramstad Souder  
 Meek (FL) Rangel Spratt  
 Meeks (NY) Regula Stark  
 Melancon Rehberg Stearns  
 Mica Reichert Strickland  
 Michaud Renzi Sullivan  
 Millender- Reyes Sweeney  
 McDonald Reynolds Tancredo  
 Miller (MI) Rogers (AL) Tauscher  
 Miller (NC) Rogers (KY) Taylor (MS)  
 Miller, George Rogers (MI) Taylor (NC)  
 Moore (KS) Rohrabacher Terry  
 Moore (WI) Ros-Lehtinen Thompson (CA)  
 Moran (KS) Ross Thompson (MS)  
 Murphy Rothman Thornberry  
 Musgrave Roybal-Allard Tiahrt  
 Myrick Royce Tiberi  
 Nadler Ruppertsberger Tierney  
 Napolitano Rush Turner  
 Neal (MA) Ryan (OH) Udall (CO)  
 Neugebauer Ryan (WI) Udall (NM)  
 Ney Ryun (KS) Upton  
 Northup Salazar Van Hollen  
 Norwood Sanchez, Linda Velázquez  
 Nunes T. Sanchez, Loretta  
 Nussle Sanchez, Loretta  
 Oberstar Sanders Walden (OR)  
 Obey Saxton Walsh  
 Olver Schakowsky Wamp  
 Ortiz Schiff Wasserman  
 Osborne Schmidt Schultz  
 Pallone Schwartz (PA) Waters  
 Pascrell Schwarz (MI) Gibbons  
 Pastor Scott (GA) Bartlett (MD)  
 Payne Scott (VA) Gillmor  
 Pelosi Sensenbrenner Waxman  
 Pence Serrano Weiner  
 Peterson (MN) Shadegg Weldon (FL)  
 Peterson (PA) Shaw Weldon (PA)  
 Petri Shays Weller  
 Pickering Sherman Westmoreland  
 Platts Sherwood Wexler  
 Poe Shimkus Wicker  
 Pomo Wilson (NM)  
 Pomeroy Skelton Wilson (SC)  
 Porter Slaughter Wolf  
 Price (GA) Smith (NJ) Woolsey  
 Price (NC) Smith (TX) Wu  
 Pryce (OH) Smith (WA) Young (FL)

NAYS—50

Abercrombie Gillmor Otter  
 Akin Gutknecht Oxley  
 Baird Hastings (FL) Paul  
 Baker Hefley Pearce  
 Bartlett (MD) Jackson (IL) Pitts  
 Barton (TX) Johnson, E. B. Sabo  
 Bonilla Johnson, Sam Sessions  
 Brady (TX) Jones (OH) Shuster  
 Burgess King (IA) Simpson  
 Burton (IN) Kingston Stupak  
 Cannon Kucinich Tanner  
 Capuano McDermott Thomas  
 Clay McKinney Towns  
 Cubin Miller (FL) Whitfield  
 DeLay Mollohan Wynn  
 Flake Moran (VA) Young (AK)  
 Garrett (NJ) Murtha

ANSWERED "PRESENT"—1

Owens

NOT VOTING—3

Blumenauer Istook Miller, Gary

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. FOLEY) (during the vote). Members are advised that there are 2 minutes remaining in this vote.

□ 1701

Messrs. JACKSON of Illinois, DELAY, BAKER, KUCINICH and FLAKE changed their vote from "yea" to "nay".

Ms. WOOLSEY, Mr. PICKERING and Mr. CLEAVER changed their vote from "nay" to "yea".

So (two-thirds of those voting having responded in the affirmative) the rules were suspended and the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

DEFICIT REDUCTION ACT OF 2005

The SPEAKER pro tempore (Mr. FOLEY). The pending business is the vote on adoption of House Resolution 653 on which the yeas and nays are ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the resolution.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 216, nays 214, not voting 3, as follows:

[Roll No. 4]

YEAS—216

Aderholt Fox Moran (KS)  
 Akin Franks (AZ) Murphy  
 Alexander Frelinghuysen Musgrave  
 Bachus Gallegly Myrick  
 Baker Garrett (NJ) Neugebauer  
 Barrett (SC) Gibbons Northup  
 Bartlett (MD) Gilchrist Norwood  
 Barton (TX) Gillmor Nunes  
 Bass Gingrey Nussle  
 Beauprez Gohmert Osborne  
 Biggert Goode Otter  
 Bilirakis Goodlatte Oxley  
 Bishop (UT) Granger Pearce  
 Blackburn Graves Pence  
 Blunt Green (WI) Peterson (PA)  
 Boehlert Gutknecht Petri  
 Boehner Hall Pickering  
 Harris Pitts  
 Hart Platts  
 Hastert Poe  
 Hastings (WA) Pomo  
 Boozman Hayes Porter  
 Boustany Hayworth Price (GA)  
 Bradley (NH) Hefley Pryce (OH)  
 Brady (TX) Hensarling Putnam  
 Brown (SC) Herger Radanovich  
 Brown-Waite, Herge Regula  
 Burgess Hobson Rehberg  
 Burton (IN) Hoekstra Reichert  
 Buyer Hulshof Renzi  
 Calvert Hunter Reynolds  
 Camp (MI) Hyde Rogers (AL)  
 Campbell (CA) Inglis (SC) Rogers (KY)  
 Cannon Issa Rogers (MI)  
 Cantor Jenkins Rohrabacher  
 Capito Jindal Ros-Lehtinen  
 Carter Johnson (CT) Royce  
 Castle Johnson, Sam Ryan (WI)  
 Chabot Keller Ryun (KS)  
 Chocola Kelly Saxton  
 Coble Kennedy (MN) Schmidt  
 Cole (OK) King (IA) Schwarz (MI)  
 Conaway King (NY) Sensenbrenner  
 Crenshaw Kingston Sessions  
 Cubin Kirk Shadegg  
 Culberson Kline Shaw  
 Davis (KY) Knollenberg Shays  
 Davis, Jo Ann Kolbe Sherwood  
 Davis, Tom Kuhl (NY) Shimkus  
 Deal (GA) LaHood Shuster  
 DeLay Latham Simpson  
 Dent Lewis (CA) Smith (TX)  
 Diaz-Balart, L. Lewis (KY) Sodrel  
 Diaz-Balart, M. Linder Souder  
 Doolittle LoBiondo Stearns  
 Drake Lucas Sullivan  
 Dreier Lungren, Daniel Tancredo  
 Duncan E. Taylor (NC)  
 Ehlers Mack Terry  
 Emerson Manullo Thomas  
 English (PA) Marchant Thornberry  
 Everett McCaul (TX) Tiahrt  
 Feeney McCotter Tiberi  
 Ferguson McCrery Turner  
 Fitzpatrick (PA) McHenry Upton  
 Flake McKeon Walden (OR)  
 Foley McMorris Walsh  
 Forbes Mica Wamp  
 Fortenberry Miller (FL) Weldon (FL)  
 Fossella Miller (MI) Weldon (PA)

Weller Wicker Young (AK)  
 Westmoreland Wilson (SC) Young (FL)  
 Whitfield Wolf

NAYS—214

Abercrombie Harman Obey  
 Ackerman Hastings (FL) Olver  
 Allen Herseht Ortiz  
 Andrews Higgins Owens  
 Baca Hinchey Pallone  
 Baird Hinojosa Pascrell  
 Baldwin Holden Pastor  
 Barrow Holt Paul  
 Bean Honda Payne  
 Becerra Hooley Pelosi  
 Berkley Hoyer Peterson (MN)  
 Berman Insee Pomeroy  
 Berry Israel Price (NC)  
 Bishop (GA) Jackson (IL) Rahall  
 Bishop (NY) Jackson-Lee Ramstad  
 Boren (TX) Rangel  
 Boswell Jefferson Reyes  
 Boucher Johnson (IL) Ross  
 Boyd Johnson, E. B. Rothman  
 Brady (PA) Jones (NC) Roybal-Allard  
 Brown (OH) Jones (OH) Ruppertsberger  
 Brown, Corrine Kanjorski Rush  
 Butterfield Kaptur Ryan (OH)  
 Capps Kennedy (RI) Sabo  
 Capuano Kildee Salazar  
 Cardin Kilpatrick (MI) Sanchez, Linda  
 Cardoza Kind T.  
 Carnahan Kucinich Sanchez, Loretta  
 Carson Langevin Sanders  
 Case Lantos Schakowsky  
 Chandler Larsen (WA) Schiff  
 Clay Larson (CT) Schwartz (PA)  
 Cleaver LaTourette Scott (GA)  
 Clyburn Leach Scott (VA)  
 Conyers Lee Serrano  
 Cooper Levin Sherman  
 Costa Lewis (GA) Simmons  
 Costello Lipinski Skelton  
 Cramer Lofgren, Zoe Slaughter  
 Crowley Lowey Smith (NJ)  
 Cuellar Lynch Smith (WA)  
 Cummings Maloney Snyder  
 Davis (AL) Markey Solis  
 Davis (CA) Marshall Spratt  
 Davis (FL) Matheson Stark  
 Davis (IL) Matsui Strickland  
 Davis (TN) McCarthy Stupak  
 DeFazio McCollum (MN) Sweeney  
 DeGette McDermott Tanner  
 Delahunt McGovern Tauscher  
 DeLauro McHugh Taylor (MS)  
 Dicks McIntyre Thompson (CA)  
 Dingell McKinney Thompson (MS)  
 Doggett McNulty Tierney  
 Doyle Meehan Towns  
 Edwards Meek (FL) Udall (CO)  
 Emanuel Rogers (NY) Udall (NM)  
 Engel Melancon Van Hollen  
 Eshoo Michaud Velázquez  
 Etheridge Millender-Vislosky  
 Evans McDonald Wasserman  
 Farr Miller (NC) Schultz  
 Fattah Miller, George Waters  
 Filner Mollohan Watson  
 Ford Moore (KS) Watt  
 Frank (MA) Moore (WI) Waxman  
 Gerlach Moran (VA) Weiner  
 Gonzalez Murtha Wexler  
 Gordon Nadler Wilson (NM)  
 Green, Al Green, Gene Neal (MA) Woolsey  
 Grijalva Ney Wu  
 Gutierrez Oberstar Wynn

NOT VOTING—3

Blumenauer Istook Miller, Gary

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members are advised there are 2 minutes remaining.

□ 1711

So the resolution was agreed to. The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

The SPEAKER pro tempore. Pursuant to House Resolution 653, the House concurs in the Senate amendment to the House amendment to S. 1932.