

SEC. 3. VOTING TO CHANGE THE STATUTORY LIMIT ON THE PUBLIC DEBT.

The Rules of the House of Representatives are amended by repealing rule XXVII and by redesignating rule XXVIII as rule XXVII.

THE VOTE ON THE PREVIOUS QUESTION: WHAT IT REALLY MEANS

This vote, the vote on whether to order the previous question on a special rule, is not merely a procedural vote. A vote against ordering the previous question is a vote against the Republican majority agenda and a vote to allow the opposition, at least for the moment, to offer an alternative plan. It is a vote about what the House should be debating.

Mr. Clarence Cannon's Precedents of the House of Representatives, (VI, 308-311) describes the vote on the previous question on the rule as "a motion to direct or control the consideration of the subject before the House being made by the Member in charge." To defeat the previous question is to give the opposition a chance to decide the subject before the House. Cannon cites the Speaker's ruling of January 13, 1920, to the effect that "the refusal of the House to sustain the demand for the previous question passes the control of the resolution to the opposition" in order to offer an amendment. On March 15, 1909, a member of the majority party offered a rule resolution. The House defeated the previous question and a member of the opposition rose to a parliamentary inquiry, asking who was entitled to recognition. Speaker Joseph G. Cannon (R-Illinois) said: "The previous question having been refused, the gentleman from New York, Mr. Fitzgerald, who had asked the gentleman to yield to him for an amendment, is entitled to the first recognition."

Because the vote today may look bad for the Republican majority they will say "the vote on the previous question is simply a vote on whether to proceed to an immediate vote on adopting the resolution * * * [and] has no substantive legislative or policy implications whatsoever." But that is not what they have always said. Listen to the Republican Leadership Manual on the Legislative Process in the United States House of Representatives, (6th edition, page 135). Here's how the Republicans describe the previous question vote in their own manual: Although it is generally not possible to amend the rule because the majority Member controlling the time will not yield for the purpose of offering an amendment, the same result may be achieved by voting down the previous question on the rule * * * When the motion for the previous question is defeated, control of the time passes to the Member who led the opposition to ordering the previous question. That Member, because he then controls the time, may offer an amendment to the rule, or yield for the purpose of amendment."

Descher's Procedure in the U.S. House of Representatives, the subchapter titled "Amending Special Rules" states: "a refusal to order the previous question on such a rule [a special rule reported from the Committee on Rules] opens the resolution to amendment and further debate." (Chapter 21, section 21.2) Section 21.3 continues: Upon rejection of the motion for the previous question on a resolution reported from the Committee on Rules, control shifts to the Member leading the opposition to the previous question, who may offer a proper amendment or motion and who controls the time for debate thereon."

Clearly, the vote on the previous question on a rule does have substantive policy implications. It is one of the only available tools for those who oppose the Republican majority's agenda to offer an alternative plan.

The SPEAKER pro tempore. All time for debate has expired.

The question is on ordering the previous question on the resolution.

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

Mr. McGOVERN. 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, further proceedings on this question will be postponed.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 7 o'clock and 7 minutes p.m.), the House stood in recess subject to the call of the Chair.

□ 2000

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. SHIMKUS) at 8 p.m.

PROVIDING FOR FURTHER CONSIDERATION OF H. CON. RES. 376, CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2007

The SPEAKER pro tempore. The pending business is the vote on ordering the previous question on House Resolution 817 on which the yeas and nays are ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on ordering the previous question.

Pursuant to clause 9 of rule XX, the Chair will reduce to 5 minutes the minimum time for electronic voting, if ordered, on the question of adoption of the resolution.

The vote was taken by electronic device, and there were—yeas 224, nays 193, not voting 15, as follows:

[Roll No. 153]

YEAS—224

Aderholt	Brown-Waite,	Diaz-Balart, L.
Akin	Ginny	Diaz-Balart, M.
Alexander	Burgess	Doolittle
Bachus	Burton (IN)	Drake
Baker	Buyer	Dreier
Barrett (SC)	Calvert	Duncan
Bartlett (MD)	Camp (MI)	Ehlers
Barton (TX)	Campbell (CA)	Emerson
Bass	Cantor	English (PA)
Beauprez	Capito	Everett
Biggert	Carter	Feeney
Bilirakis	Castle	Ferguson
Bishop (UT)	Chabot	Fitzpatrick (PA)
Blackburn	Chocola	Flake
Blunt	Cole (OK)	Foley
Boehlert	Conaway	Forbes
Boehner	Crenshaw	Fortenberry
Bonilla	Cubin	Fossella
Bonner	Culberson	Fox
Bono	Davis (KY)	Franks (AZ)
Boozman	Davis, Jo Ann	Frelinghuysen
Boustany	Davis, Tom	Gallegly
Bradley (NH)	Deal (GA)	Garrett (NJ)
Brady (TX)	DeLay	Gerlach
Brown (SC)	Dent	Gibbons

Gilchrest	LoBiondo	Rogers (AL)
Gillmor	Lucas	Rogers (KY)
Gingrey	Lungren, Daniel	Rogers (MI)
Gohmert	E.	Rohrabacher
Goode	Mack	Ros-Lehtinen
Goodlatte	Manzullo	Royce
Granger	Marchant	Ryan (WI)
Graves	McCaul (TX)	Ryun (KS)
Green (WI)	McCotter	Saxton
Gutknecht	McCrery	Schmidt
Hall	McHenry	Schwarz (MI)
Harris	McHugh	Sensenbrenner
Hart	McKeon	Sessions
Hastings (WA)	McMorris	Shadegg
Hayes	Mica	Shaw
Hayworth	Miller (FL)	Sha's
Hefley	Miller (MI)	Sherwood
Hensarling	Miller, Gary	Shimkus
Herger	Moran (KS)	Shuster
Hobson	Murphy	Simmons
Hoekstra	Musgrave	Simpson
Hostettler	Myrick	Smith (NJ)
Hulshof	Ney	Smith (TX)
Hunter	Northup	Sodrel
Hyde	Norwood	Souder
Inglis (SC)	Nunes	Stearns
Issa	Nussle	Sullivan
Istook	Osborne	Sweeney
Jenkins	Otter	Tancred
Jindal	Oxley	Taylor (NC)
Johnson (CT)	Paul	Terry
Johnson (IL)	Pearce	Thomas
Johnson, Sam	Pence	Thornberry
Keller	Peterson (PA)	Tiberi
Kelly	Petri	Turner
Kennedy (MN)	Pickering	Upton
King (IA)	Pitts	Waldeen (OR)
King (NY)	Platts	Walsh
Kingston	Poe	Wamp
Kirk	Pombo	Weldon (FL)
Kline	Porter	Weldon (PA)
Knollenberg	Price (GA)	Weller
Kolbe	Pryce (OH)	Westmoreland
Kuhl (NY)	Putnam	Whitfield
LaHood	Radanovich	Wicker
Latham	Ramstad	Wilson (NM)
LaTourette	Regula	Wilson (SC)
Leach	Rehberg	Wolf
Lewis (CA)	Reichert	Young (FL)
Lewis (KY)	Renzi	
Linder	Reynolds	

NAYS—193

Abercrombie	Davis (IL)	Kilpatrick (MI)
Ackerman	Davis (TN)	Kind
Allen	DeFazio	Kucinich
Andrews	DeGette	Langevin
Baca	Delahunt	Lantos
Baird	DeLauro	Larsen (WA)
Baldwin	Dicks	Lee
Barrow	Dingell	Levin
Bean	Doggett	Lewis (GA)
Becerra	Doyle	Lipinski
Berkley	Edwards	Lofgren, Zoe
Berman	Emanuel	Lowey
Berry	Engel	Lynch
Bishop (GA)	Eshoo	Maloney
Bishop (NY)	Etheridge	Markley
Blumenauer	Farr	Marshall
Boren	Fattah	Matheson
Boswell	Filner	McCarthy
Boucher	Ford	McCollum (MN)
Boyd	Frank (MA)	McDermott
Brady (PA)	Gonzalez	McGovern
Brown (OH)	Gordon	McIntyre
Brown, Corrine	Green, Al	McKinney
Butterfield	Green, Gene	McNulty
Capps	Grijalva	Meehan
Capuano	Gutierrez	Meek (FL)
Cardin	Hastings (FL)	Meeks (NY)
Cardoza	Herseth	Melancon
Carnahan	Higgins	Michaud
Carson	Hinchey	Millender-
Case	Holden	McDonald
Chandler	Holt	Miller (NC)
Clay	Honda	Miller, George
Cleaver	Hooley	Mollohan
Clyburn	Hoyer	Moore (KS)
Conyers	Inslie	Moore (WI)
Cooper	Israel	Moran (VA)
Costa	Jackson (IL)	Murtha
Costello	Jackson-Lee	Napolitano
Cramer	(TX)	Neal (MA)
Crowley	Jefferson	Oberstar
Cuellar	Johnson, E. B.	Obey
Cummings	Jones (OH)	Oliver
Davis (AL)	Kanjorski	Ortiz
Davis (CA)	Kaptur	Owens
Davis (FL)	Kildee	

Pallone	Sanders	Thompson (MS)	Beauprez	Graves	Osborne	Case	Jackson-Lee	Payne
Pascarell	Schakowsky	Tierney	Biggert	Green (WI)	Otter	Chandler	(TX)	Pelosi
Pastor	Schiff	Towns	Bilirakis	Gutknecht	Oxley	Clay	Jefferson	Peterson (MN)
Payne	Schwartz (PA)	Udall (CO)	Bishop (UT)	Hall	Paul	Cleaver	Johnson, E. B.	Pomeroy
Pelosi	Scott (GA)	Udall (NM)	Blackburn	Harris	Pearce	Clyburn	Jones (OH)	Price (NC)
Peterson (MN)	Scott (VA)	Van Hollen	Blunt	Hart	Pence	Conyers	Kanjorski	Rahall
Pomeroy	Serrano	Velázquez	Boehlert	Hastings (WA)	Peterson (PA)	Cooper	Kaptur	Rangel
Price (NC)	Sherman	Visclosky	Boehner	Hayes	Petri	Costa	Kildee	Reyes
Rahall	Skelton	Wasserman	Bonilla	Hayworth	Pickering	Costello	Kilpatrick (MI)	Ross
Rangel	Slaughter	Schultz	Bonner	Hefley	Pitts	Cramer	Kind	Rothman
Reyes	Smith (WA)	Waters	Bono	Hensarling	Platts	Crowley	Kucinich	Royalbal-Allard
Ross	Snyder	Watson	Boozman	Herger	Poe	Cuellar	Langevin	Ruppersberger
Rothman	Solis	Watt	Boustany	Hobson	Pombo	Cummings	Lantos	Rush
Royalbal-Allard	Spratt	Waxman	Bradley (NH)	Hoekstra	Porter	Davis (AL)	Larsen (WA)	Ryan (OH)
Ruppersberger	Stark	Weiner	Brady (TX)	Hostettler	Price (GA)	Davis (CA)	Lee	Salazar
Rush	Strickland	Wexler	Brown (SC)	Hulshof	Pryce (OH)	Davis (FL)	Levin	Sánchez, Linda
Ryan (OH)	Tanner	Woolsey	Brown-Waite,	Hunter	Putnam	Davis (IL)	Lewis (GA)	T.
Salazar	Tauscher	Wu	Ginny	Hyde	Radanovich	Davis (TN)	Lipinski	Sanders
Sánchez, Linda	Taylor (MS)	Wynn	Burgess	Inglis (SC)	Ramstad	DeFazio	Lofgren, Zoe	Schakowsky
T.	Thompson (CA)		Burton (IN)	Issa	Regula	DeGette	Lowey	Schiff
			Buyer	Istook	Rehberg	Delahunt	Lynch	Schwartz (PA)
			Calvert	Jenkins	Reichert	Maloney	Malone	Scott (GA)
			Camp (MI)	Jindal	Renzi	Markey	Markey	Scott (VA)
			Campbell (CA)	Johnson (CT)	Reynolds	Dicks	Marshall	Serrano
			Cannon	Johnson (IL)	Rogers (AL)	Dingell	Matheson	Sherman
			Cantor	Johnson, Sam	Rogers (KY)	Doggett	McCarthy	Skelton
			Capito	Jones (NC)	Rogers (MI)	Doyle	McCollum (MN)	Slaughter
			Carter	Keller	Rohrabacher	Edwards	McDermott	Smith (WA)
			Castle	Kelly	Ros-Lehtinen	Emanuel	McGovern	Snyder
			Chabot	Kennedy (MN)	Royce	Engel	McIntyre	Solis
			Chocola	King (IA)	Ryan (WI)	Eshoo	McKinney	Spratt
			Cole (OK)	King (NY)	Ryun (KS)	Etheridge	McNulty	Stark
			Conaway	Kingston	Saxton	Farr	Meehan	Strickland
			Crenshaw	Kirk	Schmidt	Fattah	Meek (FL)	Tanner
			Cubin	Kline	Schwarz (MI)	Filner	Meeks (NY)	Tauscher
			Culberson	Sensenbrenner	Sessions	Ford	Melancon	Taylor (MS)
			Davis (KY)	Kolbe	Shadegg	Frank (MA)	Michaud	Thompson (CA)
			Davis, Jo Ann	Kuhl (NY)	Shaw	Gonzalez	Millender-	Thompson (MS)
			Deal (GA)	LaHood	Shays	Gordon	McDonald	Tierney
			DeLay	Latham	Sherwood	Green, Al	Miller (NC)	Towns
			Dent	LaTourrette	Shimkus	Green, Gene	Miller, George	Udall (CO)
			Diaz-Balart, L.	Leach	Shuster	Grijalva	Mollohan	Udall (NM)
			Diaz-Balart, M.	Lewis (CA)	Simmons	Gutierrez	Moore (KS)	Van Hollen
			Doolittle	Lewis (KY)	Simpson	Hastings (FL)	Moore (WI)	Velázquez
			Drake	Linder	Smith (NJ)	Herseth	Murtha	Visclosky
			Dreier	LoBiondo	Smith (TX)	Higgins	Nadler	Wasserman
			Duncan	Lucas	Sodrel	Hinchey	Napolitano	Schultz
			Ehlers	Lungren, Daniel	Souder	Hinojosa	Neal (MA)	Waters
			Emerson	E.	Stearns	Holden	Oberstar	Watson
			English (PA)	Mack	Sullivan	Holt	Obey	Watt
			Everett	Manzullo	Sweeney	Honda	Oliver	Waxman
			Feeney	Marchant	Tancred	Hooley	Ortiz	Weiner
			Ferguson	McCaul (TX)	Taylor (NC)	Hoyer	Owens	Wexler
			Fitzpatrick (PA)	McCotter	Terry	Inslee	Pallone	Woolsey
			Flake	McCrery	Thomas	Israel	Pascarell	Wu
			Foley	McHenry	Thornberry	Jackson (IL)	Pastor	Wynn
			Forbes	McHugh	Tiberi			
			Fortenberry	McKeon	Turner			
			Fossella	McMorris	Upton			
			Fox	Mica	Walden (OR)			
			Franks (AZ)	Miller (FL)	Walsh			
			Frelinghuysen	Miller (MI)	Wamp			
			Gallegly	Miller, Gary	Weldon (FL)			
			Garrett (NJ)	Moran (KS)	Weldon (PA)			
			Gerlach	Murphy	Weller			
			Gibbons	Musgrave	Westmoreland			
			Gilchrest	Myrick	Whitfield			
			Gillmor	Neugebauer	Wicker			
			Gingrey	Ney	Wilson (NM)			
			Gohmert	Northup	Wilson (SC)			
			Goode	Norwood	Wolf			
			Goodlatte	Nunes	Young (FL)			
			Granger	Nussle				

NOT VOTING—15

Cannon	Jones (NC)	Sabo
Coble	Kennedy (RI)	Sanchez, Loretta
Evans	Larson (CT)	Stupak
Harman	Matsui	Tiahrt
Hinojosa	Neugebauer	Young (AK)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 2027

Mr. BISHOP of Georgia and Mrs. MCCARTHY changed their vote from “yea” to “nay.”

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

So the previous question was ordered.

The result of the vote was announced as above recorded.

Stated for:

Mr. NEUGEBAUER. Mr. Speaker, on rollcall No. 153 I was unavoidably detained. Had I been present, I would have voted “yea.”

Mr. TIAHRT. Mr. Speaker, on rollcall No. 153. I was unavoidably delayed. Had I been present, I would have voted “yea.”

Stated against:

Mr. HINOJOSA. Mr. Speaker, on rollcall No. 153, had I been present, I would have voted “no.”

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

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

RECORDED VOTE

Mr. MCGOVERN. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The SPEAKER pro tempore. This will be a 5-minute vote.

The vote was taken by electronic device, and there were—ayes 226, noes 193, not voting 13, as follows:

[Roll No. 154]

AYES—226

Aderholt	Bachus	Bartlett (MD)
Akin	Baker	Barton (TX)
Alexander	Barrett (SC)	Bass

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Bean
Becerra

NOES—193

Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd

Brady (PA)
Brown (OH)
Brown, Corrine
Butterfield
Capps
Capuano
Cardin
Cardoza
Carnahan
Carson

NOT VOTING—13

Coble	Larson (CT)	Stupak
Davis, Tom	Matsui	Tiahrt
Evans	Moran (VA)	Young (AK)
Harman	Sabo	
Kennedy (RI)	Sanchez, Loretta	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 2037

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.

Stated for:

Mr. TIAHRT. Mr. Speaker, on rollcall No. 154, I was unavoidably delayed. Had I been present, I would have voted “yea.”

NOTICE

Incomplete record of House proceedings. Except for concluding business which follows, today's House proceedings will be continued in the next issue of the Record.