

Ryan (WI)	Souder	Wamp
Sali	Stearns	Weldon (FL)
Schmidt	Sullivan	Weller
Sensenbrenner	Tancredo	Westmoreland
Sessions	Terry	Whitfield
Shadegg	Thornberry	Wicker
Shays	Tiahrt	Wilson (NM)
Shimkus	Tiberi	Wilson (SC)
Shuster	Turner	Wolf
Simpson	Upton	Young (AK)
Smith (NE)	Walberg	Young (FL)
Smith (NJ)	Walden (OR)	
Smith (TX)	Walsh (NY)	

NOT VOTING—17

Brown (SC)	Farr	Miller, George
Buyer	Ferguson	Peterson (MN)
Carter	Granger	Saxton
Cole (OK)	Meehan	Scott (GA)
Davis, Jo Ann	Meek (FL)	Waxman
Eshoo	Meeks (NY)	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE
The SPEAKER pro tempore (during the vote). Members are advised 2 minutes remain in this vote.

□ 1349

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 against:

Mr. COLE of Oklahoma. Mr. Speaker, I was unavoidably absent for rollcall vote 146 on H. Res. 239, the rule to provide for consideration of H.R. 985. Had I been present, I would have voted "nay."

THE JOURNAL

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the pending business is the question of agreeing to the Speaker's approval of the Journal of the last day's proceedings.

The question is on the Speaker's approval of the Journal.

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

Mr. HASTINGS of Florida. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

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

The vote was taken by electronic device, and there were—yeas 265, nays 157, answered "present" 1, not voting 10, as follows:

[Roll No. 147]

YEAS—265

Abercrombie	Boyd (KS)	Cooper
Ackerman	Brady (PA)	Costa
Allen	Braley (IA)	Costello
Andrews	Brown, Corrine	Courtney
Arcuri	Butterfield	Cramer
Baca	Cannon	Crenshaw
Baird	Capito	Crowley
Baldwin	Capps	Cuellar
Barrett (SC)	Capuano	Cummings
Bean	Cardoza	Davis (AL)
Becerra	Carnahan	Davis (CA)
Berkley	Carney	Davis (IL)
Berman	Carson	Davis, Lincoln
Berry	Castle	Davis, Tom
Bilirakis	Castor	DeFazio
Bishop (GA)	Chandler	DeGette
Bishop (NY)	Clarke	Delahunt
Blumenauer	Clay	DeLauro
Bono	Cleaver	Dent
Boren	Clyburn	Dicks
Boswell	Coble	Dingell
Boucher	Cohen	Doggett
Boyd (FL)	Conyers	Donnelly

Doyle	Kucinich	Reynolds	Manzullo	Pickering	Shadegg
Edwards	Lampson	Rodriguez	Marchant	Pitts	Shays
Ellison	Langevin	Ross	Matheson	Poe	Shuster
Ellsworth	Lantos	Rothman	McCarthy (CA)	Price (GA)	Smith (NE)
Emanuel	Larson (CT)	Roybal-Allard	McCotter	Pryce (OH)	Stearns
Engel	LaTourette	Ruppersberger	McHenry	Putnam	Stupak
Eshoo	Lee	Rush	McHugh	Radanovich	Sullivan
Etheridge	Levin	Ryan (OH)	McKeon	Ramstad	Terry
Farr	Lewis (GA)	Salazar	Melancon	Regula	Tiahrt
Fattah	Lipinski	Sánchez, Linda	Mica	Rehberg	Tiberi
Filner	Loebsock	T.	Miller (FL)	Renzi	Udall (CO)
Forbes	Lofgren, Zoe	Sanchez, Loretta	Miller (MI)	Rogers (AL)	Upton
Fortenberry	Lowey	Sarbanes	Moran (KS)	Rogers (KY)	Walberg
Frank (MA)	Lynch	Schakowsky	Murphy, Tim	Rogers (MI)	Walden (OR)
Gerlach	Mack	Schiff	Musgrave	Rohrabacher	Walsh (NY)
Giffords	Mahoney (FL)	Schwartz	Myrick	Ros-Lehtinen	Wamp
Gillibrand	Maloney (NY)	Scott (GA)	Neugebauer	Roskam	Weldon (FL)
Gillmor	Markey	Scott (VA)	Nunes	Royce	Weller
Gonzalez	Marshall	Serrano	Olver	Ryan (WI)	Westmoreland
Goodlatte	Matsui	Sestak	Pearce	Sali	Wilson (SC)
Gordon	McCarthy (NY)	Shea-Porter	Pence	Schmidt	Wolf
Green, Al	McCauley (TX)	Sherman	Perlmutter	Sensenbrenner	Young (AK)
Green, Gene	McCollum (MN)	Shimkus	Peterson (MN)	Sessions	Young (FL)
Gutierrez	McCrery	Shuler			
Hall (NY)	McDermott	Simpson			
Hall (TX)	McGovern	Sires			
Hare	McIntyre	Skelton			
Harman	McMorris	Slaughter			
Hastings (FL)	Rodgers	Smith (NJ)			
Hastings (WA)	McNerney	Smith (WA)			
Hayes	McNulty	Snyder			
Herseth	Meek (FL)	Solis			
Higgins	Meeke (NY)	Souder			
Hill	Michaud	Space			
Hinchee	Millender	Spratt			
Hinojosa	McDonald	Stark			
Hirono	Miller (NC)	Sutton			
Hodes	Miller, Gary	Tanner			
Hoekstra	Mitchell	Tauscher			
Holden	Mollohan	Taylor			
Holt	Moore (KS)	Thompson (CA)			
Honda	Moore (WD)	Thompson (MS)			
Hooley	Moran (VA)	Thornberry			
Hoyer	Murphy (CT)	Tierney			
Inslee	Murphy, Patrick	Towns			
Israel	Murtha	Turner			
Issa	Nadler	Udall (NM)			
Jackson (IL)	Napolitano	Van Hollen			
Jackson-Lee	Neal (MA)	Velázquez			
(TX)	Oberstar	Vislosky			
Jefferson	Obey	Walz (MN)			
Jindal	Ortiz	Wasserman			
Johnson (GA)	Pallone	Schultz			
Johnson (IL)	Pascrell	Waters			
Johnson, E. B.	Pastor	Watt			
Jones (NC)	Paul	Waxman			
Jones (OH)	Payne	Weiner			
Jordan	Peterson (PA)	Welch (VT)			
Kanjorski	Petri	Wexler			
Kaptur	Platts	Whitfield			
Keller	Pomeroy	Wicker			
Kennedy	Porter	Wilson (NM)			
Kildee	Price (NC)	Wilson (OH)			
Kilpatrick	Rahall	Woolsey			
Kind	Rangel	Wu			
Kirk	Reichert	Wynn			
Klein (FL)	Reyes	Yarmuth			

NAYS—157

Aderholt	Chabot	Gohmert
Akin	Cole (OK)	Goode
Alexander	Conaway	Graves
Altmire	Cubin	Hastert
Bachmann	Culberson	Heller
Bachus	Davis (KY)	Hensarling
Baker	Davis, David	Hergert
Barrow	Deal (GA)	Hobson
Bartlett (MD)	Diaz-Balart, L.	Hulshof
Barton (TX)	Diaz-Balart, M.	Hunter
Biggert	Doolittle	Inglis (SC)
Bibray	Drake	Johnson, Sam
Bishop (UT)	Dreier	Kagen
Blackburn	Duncan	King (IA)
Blunt	Ehlers	King (NY)
Boehner	Emerson	Kingston
Bonner	English (PA)	Kline (MN)
Boozman	Everett	Knollenberg
Boustany	Fallin	Kuhl (NY)
Brady (TX)	Feeney	LaHood
Brown-Waite,	Ferguson	Lamborn
Ginny	Flake	Larsen (WA)
Buchanan	Fossella	Latham
Burgess	Fox	Lewis (CA)
Burton (IN)	Franks (AZ)	Lewis (KY)
Buyer	Frelinghuysen	Linder
Calvert	Gallely	LoBiondo
Camp (MI)	Garrett (NJ)	Lucas
Campbell (CA)	Gilchrest	Lungren, Daniel
Cantor	Gingrey	E.

Pickering	Shadegg
Pitts	Shays
Poe	Shuster
Price (GA)	Smith (NE)
Pryce (OH)	Stearns
Putnam	Stupak
Radanovich	Sullivan
Ramstad	Terry
Regula	Tiahrt
Rehberg	Tiberi
Renzi	Udall (CO)
Rogers (AL)	Upton
Rogers (KY)	Walberg
Rogers (MI)	Walden (OR)
Rohrabacher	Walsh (NY)
Ros-Lehtinen	Wamp
Roskam	Weldon (FL)
Royce	Weller
Ryan (WI)	Westmoreland
Sali	Wilson (SC)
Schmidt	Wolf
Sensenbrenner	Young (AK)
Sessions	Young (FL)

ANSWERED "PRESENT"—1

Tancredo
NOT VOTING—10

Brown (SC)	Grijalva	Smith (TX)
Carter	Meehan	Watson
Davis, Jo Ann	Miller, George	
Granger	Saxton	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE.

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

□ 1359

So the Journal was approved.
The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PARLIAMENTARY INQUIRIES

Mr. WESTMORELAND. Mr. Speaker, I have a parliamentary inquiry.

The SPEAKER pro tempore (Mr. McNULTY). The gentleman will state it.

Mr. WESTMORELAND. Mr. Speaker, I am sure you would like to join me in noting that clause 2(a) of rule XX provides that a recorded vote by electronic device shall not be held open for the sole purpose of reversing the outcome of such vote. On the previous question vote, Rollcall Vote No. 145, I would hope that you would agree that at the expiration of time for this vote the noes were prevailing. Is that true?

□ 1400

The SPEAKER pro tempore. The gentleman is correct that that particular clause says that a vote may not be held open for the sole purpose of changing an outcome.

In this case, the vote remained open to allow all Members to vote.

Mr. WESTMORELAND. Further parliamentary inquiry.

The SPEAKER pro tempore. The gentleman may state his inquiry.

Mr. WESTMORELAND. Could the Speaker tell me when an instance of the vote being held open would reverse the outcome if it is not when the "nays" are prevailing against the "yeas," or the "yeas" prevailing against the "nays," and the majority wants the outcome to be the exact opposite?

The SPEAKER pro tempore. The Chair is not going to respond to a hypothetical question.

Mr. WESTMORELAND. Sir, that is not a hypothetical.

PARLIAMENTARY INQUIRY

Mr. WESTMORELAND. Parliamentary inquiry.

The SPEAKER pro tempore. The gentleman may state a parliamentary inquiry.

Mr. WESTMORELAND. I am asking you a question about the House rules. If I am not correct, further parliamentary inquiry, you are the arbitrator of those rules; is that true?

The SPEAKER pro tempore. The gentleman is correct that the Chair may describe pending parliamentary situations.

Mr. WESTMORELAND. Further parliamentary inquiry. According to clause 2(a) of rule XX, it says that a recorded vote by electronic device shall not be held open for the sole purpose of reversing the outcome of such vote.

Mr. Speaker, my parliamentary inquiry to you is: When would this rule apply to a vote where, at the end of the time, the outcome was different than what the majority wanted it to be?

The SPEAKER pro tempore. The Chair would advise the gentleman that the rules address the duration of votes in terms of minimum times; 15 minutes is a minimum time, not the maximum. A vote ultimately is called at the Chair's discretion, trying to accommodate all Members who wish to vote.

Mr. WESTMORELAND. Further parliamentary inquiry, Mr. Speaker.

We are talking about a single vote. We are talking about the previous question vote, rolcall No. 145, which was held open past the 15-minute mark to change the outcome. If clause 2(a) of rule XX does not apply to that, what would it apply to?

The SPEAKER pro tempore. The Chair is prepared to elucidate as follows:

It is true that under clause 2(a) of rule XX, a vote by electronic device "shall not be held open for the sole purpose of reversing the outcome of such vote."

In conducting a vote by electronic device, the Chair is constrained to differentiate between activity toward the establishment of an outcome on the one hand, and activity that might have as its purpose the reversal of an already-established outcome, on the other.

The Chair also must be mindful that, even during a vote by electronic device, Members may vote by card in the well. So long as Members are recording their votes—even after the minimum period prescribed for a given question—the Chair will not close a vote to the disenfranchisement of a district whose representative is trying to vote.

Mr. WESTMORELAND. Further parliamentary inquiry.

The SPEAKER pro tempore. The gentleman may state his inquiry.

Mr. WESTMORELAND. Mr. Speaker, what you just read, is that in the rules?

The SPEAKER pro tempore. That is the Chair's elucidation of the rule.

Mr. WESTMORELAND. So it is the Chair's interpretation of the rule, of clause 2(a) of rule XX; it is the Chair's interpretation that the vote can be held open to reverse the outcome of the vote?

The SPEAKER pro tempore. The statement of the Chair speaks for itself. It is the responsibility of the Chair to see to it that each and every Member of the House of Representatives who responds to the vote has a chance to record his or her vote.

Mr. WESTMORELAND. Further parliamentary inquiry, Mr. Speaker.

The SPEAKER pro tempore. The gentleman may state his inquiry.

Mr. WESTMORELAND. Could the Speaker answer me why we have a time limit on votes?

The SPEAKER pro tempore. The 15-minute time period is not a limit. It is a minimum duration. After that, it is in the discretion of the Chair in order to allow all Members a reasonable opportunity to vote.

MOTION TO ADJOURN

Mr. WESTMORELAND. Mr. Speaker, I move we adjourn.

The SPEAKER pro tempore. The question is on the motion to adjourn offered by the gentleman from Georgia (Mr. WESTMORELAND).

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

RECORDED VOTE

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

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 142, noes 258, not voting 33, as follows:

[Roll No. 148]

AYES—142

Aderholt	Crenshaw	Inglis (SC)	Pence	Ros-Lehtinen	Thornberry
Akin	Culberson	Jindal	Pickering	Roskam	Tiahrt
Alexander	Davis (KY)	Jordan	Pitts	Sali	Tiberi
Bachmann	Davis, David	Keller	Poe	Schmidt	Upton
Bachus	Davis, Tom	King (IA)	Porter	Sensenbrenner	Walberg
Baker	Dent	King (NY)	Price (GA)	Sessions	Walden (OR)
Barrett (SC)	Diaz-Balart, L.	Kingston	Putnam	Shays	Westmoreland
Barton (TX)	Diaz-Balart, M.	Kirk	Regula	Shimkus	Wicker
Biggart	Doolittle	Kline (MN)	Rehberg	Shuster	Wilson (NM)
Bilbray	Drake	Knollenberg	Reichert	Smith (NE)	Wilson (SC)
Bilirakis	Duncan	Lamborn	Renzi	Smith (TX)	Wolf
Bishop (UT)	Ehlers	Latham	Reynolds	Sullivan	Young (FL)
Blackburn	Emerson	LaTourette	Rogers (MI)	Tancredo	
Blunt	English (PA)	Lewis (KY)	Rohrabacher	Terry	
Boehner	Fallin	Lucas			
Bonner	Fattah	Lungren, Daniel E.			
Bono	Feeney	Manzullo			
Boozman	Ferguson	Marchant			
Boustany	Fossella	McCarthy (CA)			
Brown-Waite,	Fox	McCaul (TX)			
Ginny	Franks (AZ)	McCotter			
Buchanan	Galleghy	McHenry			
Burgess	Garrett (NJ)	McMorris			
Burton (IN)	Gerlach	Rodgers			
Buyer	Gilchrest	Mica			
Calvert	Gingrey	Miller (MI)			
Campbell (CA)	Gohmert	Miller, Gary			
Cannon	Goodlatte	Murphy, Tim			
Cantor	Graves	Musgrave			
Capito	Hastert	Myrick			
Carter	Hayes	Neugebauer			
Castle	Heller	Nunes			
Coble	Hensarling	Paul			
Cole (OK)	Hobson	Pearce			
Conaway	Hunter				
			Abercrombie	Gutierrez	Murphy (CT)
			Allen	Hall (NY)	Murphy, Patrick
			Altmire	Hall (TX)	Murtha
			Andrews	Hare	Nadler
			Arcuri	Harman	Napolitano
			Baca	Hastings (FL)	Neal (MA)
			Baird	Herger	Oberstar
			Baldwin	Herseth	Obey
			Barrow	Higgins	Ortiz
			Bartlett (MD)	Hill	Pallone
			Bean	Hinchey	Pascrell
			Becerra	Hinojosa	Pastor
			Berkley	Hirono	Payne
			Berman	Hodes	Perlmutter
			Berry	Hoekstra	Peterson (MN)
			Bishop (GA)	Holden	Peterson (PA)
			Bishop (NY)	Holt	Petri
			Blumenauer	Honda	Platts
			Boren	Hooley	Pomeroy
			Boswell	Hoyer	Price (NC)
			Boucher	Inslee	Pryce (OH)
			Boyd (FL)	Israel	Rahall
			Brady (PA)	Issa	Ramstad
			Brady (TX)	Jackson (IL)	Rangel
			Braley (IA)	Jackson-Lee	Reyes
			Brown, Corrine	(TX)	Rodriguez
			Butterfield	Johnson (GA)	Rogers (KY)
			Capuano	Johnson (IL)	Ross
			Cardoza	Johnson, E. B.	Rothman
			Carnahan	Jones (NC)	Roybal-Allard
			Carney	Jones (OH)	Royce
			Carson	Kagen	Ruppersberger
			Castor	Kanjorski	Rush
			Chabot	Kaptur	Ryan (OH)
			Chandler	Kennedy	Salazar
			Clarke	Kildee	Sánchez, Linda T.
			Clay	Kilpatrick	Sanchez, Loretta
			Cleaver	Kind	Sarbanes
			Clyburn	Klein (FL)	Schakowsky
			Cohen	Kucinich	Schiff
			Conyers	Kuhl (NY)	Schwartz
			Cooper	Lampson	Scott (GA)
			Costa	Langevin	Scott (VA)
			Costello	Lantos	Serrano
			Courtney	Larsen (WA)	Sestak
			Cramer	Lee	Shea-Porter
			Crowley	Levin	Sherman
			Cubin	Lewis (CA)	Shuler
			Cuellar	Lewis (GA)	Simpson
			Cummings	Lipinski	Sires
			Davis (AL)	LoBiondo	Skelton
			Davis (CA)	Loeback	Slaughter
			Davis (IL)	Lofgren, Zoe	Smith (NJ)
			Davis, Lincoln	Lowey	Smith (WA)
			DeFazio	Lynch	Snyder
			DeGette	Mahoney (FL)	Solis
			DeLauro	Maloney (NY)	Souder
			Dingell	Markey	Space
			Doggett	Marshall	Spratt
			Donnelly	Matheson	Stearns
			Doyle	Matsui	Stupak
			Dreier	McCarthy (NY)	Sutton
			Edwards	McCollum (MN)	Tanner
			Ellison	McDermott	Tauscher
			Ellsworth	McGovern	Taylor
			Emanuel	McHugh	Thompson (CA)
			Engel	McIntyre	Thompson (MS)
			Eshoo	McKeon	Tierney
			Etheridge	McNerney	Towns
			Everett	McNulty	Turner
			Filner	Meek (FL)	Udall (CO)
			Fortenberry	Meeks (NY)	Udall (NM)
			Frank (MA)	Melancon	Van Hollen
			Frelinghuysen	Michaud	Velázquez
			Giffords	Millender	Vislosky
			Gillibrand	McDonald	Walsh (NY)
			Gillmor	Miller (NC)	Walz (MN)
			Gonzalez	Mitchell	Wasserman
			Goode	Mollohan	Wamp
			Gordon	Moore (KS)	Wasserman
			Green, Al	Moore (WI)	Schultz
			Green, Gene	Moran (KS)	Waters
			Grijalva	Moran (VA)	Watson