

Rush	Sires	Udall (NM)
Ryan (OH)	Skelton	Van Hollen
Salazar	Slaughter	Velázquez
Sánchez, Linda	Smith (WA)	Visclosky
T.	Snyder	Walz (MN)
Sanchez, Loretta	Solis	Wasserman
Sarbanes	Space	Schultz
Schakowsky	Spratt	Watt
Schiff	Stupak	Waxman
Schwartz	Sutton	Weiner
Scott (GA)	Tauscher	Welch (VT)
Scott (VA)	Taylor	Wexler
Serrano	Thompson (CA)	Wilson (OH)
Sestak	Thompson (MS)	Wu
Shea-Porter	Tierney	Wynn
Sherman	Towns	Yarmuth
Shuler	Udall (CO)	

□ 1959

So the bill was passed.  
The result of the vote was announced as above recorded.  
A motion to reconsider was laid on the table.

MOTION TO RESOLVE INTO SECRET SESSION

Mr. ISSA. Mr. Speaker, pursuant to clause 9 of rule XVII, I offer a privileged motion.

The SPEAKER pro tempore. The Clerk will report the motion.

The Clerk read as follows:

Mr. Issa moves, pursuant to clause 9 of rule XVII, that the House be cleared of all persons except the Members, Delegates, Resident Commissioner, and officers of the House to consider communications which he believes should be kept secret for the present.

MOTION TO TABLE OFFERED BY MR. HOYER

Mr. HOYER. Mr. Speaker, I move to table the motion at the desk.

The SPEAKER pro tempore. The question is on the motion to table.

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

RECORDED VOTE

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

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 219, noes 199, not voting 14, as follows:

[Roll No. 334]

AYES—219

Aderholt	Garrett (NJ)	Nunes
Akin	Gerlach	Paul
Alexander	Gillmor	Pearce
Bachmann	Gingrey	Pence
Bachus	Gohmert	Peterson (PA)
Baker	Goode	Petri
Barrett (SC)	Goodlatte	Pickering
Bartlett (MD)	Granger	Pitts
Barton (TX)	Graves	Platts
Biggert	Hall (TX)	Poe
Bilbray	Hastert	Porter
Bilirakis	Hastings (WA)	Price (GA)
Bishop (UT)	Hayes	Pryce (OH)
Blackburn	Heller	Putnam
Blunt	Hensarling	Radanovich
Boehner	Herger	Ramstad
Bonner	Hobson	Regula
Bono	Hoekstra	Rehberg
Boozman	Hulshof	Reichert
Boustany	Hunter	Renzi
Brady (TX)	Inglis (SC)	Reynolds
Brown (SC)	Issa	Rogers (AL)
Brown-Waite,	Jindal	Rogers (KY)
Ginny	Johnson (IL)	Rohrabacher
Buchanan	Johnson, Sam	Ros-Lehtinen
Burgess	Jordan	Roskam
Burton (IN)	Keller	Royce
Buyer	King (IA)	Ryan (WI)
Calvert	King (NY)	Sali
Camp (MI)	Kingston	Saxton
Campbell (CA)	Kirk	Schmidt
Cannon	Kline (MN)	Sensenbrenner
Cantor	Knollenberg	Sessions
Capito	Kucinich	Shadegg
Carter	Kuhl (NY)	Shays
Castle	LaHood	Shimkus
Chabot	Lamborn	Shuster
Coble	Latham	Simpson
Cole (OK)	LaTourette	Smith (NE)
Conaway	Lee	Smith (NJ)
Crenshaw	Lewis (CA)	Smith (TX)
Cubin	Lewis (GA)	Stark
Culberson	Lewis (KY)	Stearns
Davis (KY)	Linder	Sullivan
Davis, David	LoBiondo	Tancredo
Davis, Tom	Lucas	Tanner
Deal (GA)	Lungren, Daniel	Terry
Dent	E.	Thornberry
Diaz-Balart, L.	Mack	Tiahrt
Diaz-Balart, M.	Manzullo	Tiberi
Doolittle	Marchant	Turner
Drake	McCarthy (CA)	Upton
Dreier	McCaul (TX)	Walberg
Duncan	McCotter	Walden (OR)
Ehlers	McCrery	Walsh (NY)
Emerson	McHenry	Wamp
English (PA)	McHugh	Waters
Everett	McKeon	Watson
Fallin	McNulty	Weldon (FL)
Feeney	Mica	Weller
Ferguson	Michaud	Westmoreland
Flake	Miller (FL)	Whitfield
Forbes	Miller (MI)	Wicker
Fortenberry	Miller, Gary	Wilson (NM)
Fossella	Moran (KS)	Wilson (SC)
Fox	Murphy, Tim	Wolf
Franks (AZ)	Musgrave	Young (AK)
Frelinghuysen	Myrick	Young (FL)
Gallely	Neugebauer	

NOT VOTING—7

Brady (PA)	Fattah	Rogers (MI)
Davis, Jo Ann	McMorris	Souder
Engel	Rodgers	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

Watt	Waxman	Weiner	Welch (VT)	Wexler	Wilson (OH)	Wu	Wynn	Yarmuth
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Murphy (CT)	Ryan (OH)	Tanner
Murtha	Salazar	Tauscher
Nadler	Sánchez, Linda	Taylor
Napolitano	T.	Thompson (CA)
Neal (MA)	Sanchez, Loretta	Thompson (MS)
Oberstar	Sarbanes	Tierney
Obey	Schakowsky	Towns
Olver	Schiff	Udall (CO)
Ortiz	Schwartz	Udall (NM)
Pallone	Scott (GA)	Van Hollen
Pascrell	Scott (VA)	Velázquez
Pastor	Serrano	Visclosky
Payne	Sestak	Walz (MN)
Perlmutter	Shea-Porter	Wasserman
Peterson (MN)	Sherman	Schultz
Pomeroy	Shuler	Waters
Price (NC)	Sires	Watt
Rahall	Skelton	Waxman
Rangel	Slaughter	Weiner
Reyes	Smith (WA)	Welch (VT)
Rodriguez	Snyder	Wexler
Ross	Solis	Wilson (OH)
Rothman	Spratt	Woolsey
Roybal-Allard	Stark	Wu
Ruppersberger	Stupak	Wynn
Rush	Sutton	Yarmuth

NOES—199

Aderholt	Frelinghuysen	Musgrave
Akin	Gallely	Myrick
Alexander	Garrett (NJ)	Neugebauer
Bachus	Gerlach	Nunes
Baker	Giffords	Paul
Barrett (SC)	Gilchrest	Pearce
Bartlett (MD)	Gillmor	Pence
Barton (TX)	Gingrey	Petri
Biggert	Gohmert	Pickering
Bilbray	Goode	Pitts
Bilirakis	Goodlatte	Platts
Bishop (UT)	Granger	Poe
Blackburn	Graves	Porter
Blunt	Hall (TX)	Price (GA)
Boehner	Hastings (WA)	Pryce (OH)
Bonner	Hayes	Putnam
Bono	Heller	Radanovich
Boozman	Hensarling	Ramstad
Boustany	Herger	Regula
Brady (TX)	Hobson	Rehberg
Brown (SC)	Hoekstra	Reichert
Brown-Waite,	Hulshof	Renzi
Ginny	Hunter	Reynolds
Buchanan	Inglis (SC)	Rogers (AL)
Burgess	Issa	Rogers (KY)
Burton (IN)	Jindal	Rogers (MI)
Buyer	Johnson (IL)	Rohrabacher
Calvert	Johnson, Sam	Ros-Lehtinen
Camp (MI)	Jones (NC)	Roskam
Campbell (CA)	Jordan	Royce
Cannon	Keller	Ryan (WI)
Cantor	King (IA)	Sali
Capito	King (NY)	Saxton
Capps	Kingston	Schmidt
Carney	Kirk	Sensenbrenner
Carter	Kline (MN)	Sessions
Castle	Knollenberg	Shays
Chabot	Kuhl (NY)	Shimkus
Coble	LaHood	Shuster
Cole (OK)	Lamborn	Simpson
Conaway	Latham	Smith (NE)
Crenshaw	LaTourette	Smith (NJ)
Cubin	Lewis (CA)	Smith (TX)
Culberson	Lewis (KY)	Space
Davis (KY)	Linder	Stearns
Davis, David	LoBiondo	Sullivan
Davis, Tom	Lucas	Tancredo
Deal (GA)	Lungren, Daniel	Terry
Dent	E.	Thornberry
Diaz-Balart, L.	Mack	Tiahrt
Diaz-Balart, M.	Manzullo	Tiberi
Doolittle	Marchant	Turner
Drake	Marshall	Upton
Dreier	McCarthy (CA)	Walberg
Duncan	McCaul (TX)	Walden (OR)
Ehlers	McCotter	Walsh (NY)
English (PA)	McCrery	Wamp
Everett	McHenry	Weldon (FL)
Fallin	McHugh	Weller
Feeney	McKeon	Westmoreland
Ferguson	Mica	Whitfield
Flake	Miller (FL)	Wicker
Forbes	Miller (MI)	Wilson (NM)
Fortenberry	Miller, Gary	Wilson (SC)
Fossella	Moran (KS)	Wolf
Fox	Murphy, Patrick	Young (AK)
Franks (AZ)	Murphy, Tim	Young (FL)

NOT VOTING—14

Bachmann	Davis, Jo Ann	Emerson
Brady (PA)	Dicks	Engel

Fattah  
Gutierrez  
Hastert

McMorris  
Rodgers  
Peterson (PA)

Shadegg  
Souder  
Watson

□ 2016

Mr. MORAN of Virginia changed his vote from "no" to "aye."

The motion to table was agreed to. The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

#### ELECTION OF MINORITY MEMBERS TO CERTAIN STANDING COMMITTEES OF THE HOUSE

Mr. PUTNAM. Mr. Speaker, by direction of the House Republican Conference, I offer a privileged resolution (H. Res. 393) and ask for its immediate consideration.

The Clerk read the resolution, as follows:

##### H. RES. 393

*Resolved*, That the following named Members be, and are hereby, elected to the following standing committees of the House of Representatives:

(1) COMMITTEE ON APPROPRIATIONS.—Mr. Calvert.

(2) COMMITTEE ON ARMED SERVICES.—Mr. Shuster, to rank after Mr. Franks of Arizona.

(3) COMMITTEE ON FINANCIAL SERVICES.—Mr. McCotter.

(4) COMMITTEE ON FOREIGN AFFAIRS.—Mr. Bilirakis.

(5) COMMITTEE ON NATURAL RESOURCES.—Ms. Fallin and Mr. McCarthy of California.

(6) COMMITTEE ON OVERSIGHT AND GOVERNMENT REFORM.—Mr. Jordan of Ohio.

Mr. PUTNAM (during the reading). Mr. Speaker, I ask unanimous consent that the resolution be considered as read and printed in the RECORD.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Florida?

There was no objection.

The resolution was agreed to.

A motion to reconsider was laid on the table.

#### AGRICULTURAL DISASTER ASSISTANCE AND WESTERN STATES EMERGENCY UNFINISHED BUSINESS APPROPRIATIONS ACT, 2007

Mr. OBEY. Mr. Speaker, pursuant to House Resolution 387, I call up the bill (H.R. 2207) making supplemental appropriations for agricultural and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes, and ask for its immediate consideration.

The Clerk read the title of the bill.

The text of H.R. 2207 is as follows:

##### H.R. 2207

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Agricultural Disaster Assistance and Western States Emergency Unfinished Business Appropriations Act, 2007".

#### SEC. 2. TABLE OF CONTENTS.

The table of contents for this Act is as follows:

#### TITLE I—AGRICULTURAL ASSISTANCE TITLE II—EMERGENCY APPROPRIATIONS FOR WESTERN STATES

#### SEC. 3. STATEMENT OF APPROPRIATIONS.

The following sums in this Act are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2007.

#### TITLE I—AGRICULTURAL ASSISTANCE SEC. 1001. CROP DISASTER ASSISTANCE.

(a) ASSISTANCE AVAILABLE.—There are hereby appropriated to the Secretary of Agriculture such sums as are necessary, to remain available until expended, to make emergency financial assistance available to producers on a farm that incurred qualifying quantity or quality losses for the 2005 or 2006 crop, or that part of the 2007 crop year before February 28, 2007, due to damaging weather or any related condition (including losses due to crop diseases, insects, and delayed planting), as determined by the Secretary. However, to be eligible for assistance, the crop subject to the loss must have been planted before February 28, 2007 or, in the case of prevented planting or other total loss, would have been planted before February 28, 2007 in the absence of the damaging weather or any related condition.

(b) ELECTION OF CROP YEAR.—If a producer incurred qualifying crop losses in more than one of the 2005, 2006, or 2007 crop years, the producer shall elect to receive assistance under this section for losses incurred in only one of such crop years. The producer may not receive assistance under this section for more than one crop year.

(c) ADMINISTRATION.—

(1) IN GENERAL.—Except as provided in paragraph (2), the Secretary of Agriculture shall make assistance available under this section in the same manner as provided under section 815 of the Agriculture, Rural Development, Food and Drug Administration and Related Agencies Appropriations Act, 2001 (Public Law 106-387; 114 Stat. 1549A-55), including using the same loss thresholds for quantity and economic losses as were used in administering that section, except that the payment rate shall be 50 percent of the established price, instead of 65 percent.

(2) LOSS THRESHOLDS FOR QUALITY LOSSES.—In the case of a payment for quality loss for a crop under subsection (a), the loss thresholds for quality loss for the crop shall be determined under subsection (d).

(d) QUALITY LOSSES.—

(1) IN GENERAL.—Subject to paragraph (3), the amount of a payment made to producers on a farm for a quality loss for a crop under subsection (a) shall be equal to the amount obtained by multiplying—

(A) 65 percent of the payment quantity determined under paragraph (2); by

(B) 50 percent of the payment rate determined under paragraph (3).

(2) PAYMENT QUANTITY.—For the purpose of paragraph (1)(A), the payment quantity for quality losses for a crop of a commodity on a farm shall equal the lesser of—

(A) the actual production of the crop affected by a quality loss of the commodity on the farm; or

(B) the quantity of expected production of the crop affected by a quality loss of the commodity on the farm, using the formula used by the Secretary of Agriculture to determine quantity losses for the crop of the commodity under subsection (a).

(3) PAYMENT RATE.—For the purpose of paragraph (1)(B) and in accordance with paragraphs (5) and (6), the payment rate for quality losses for a crop of a commodity on a farm shall be equal to the difference between—

(A) the per unit market value that the units of the crop affected by the quality loss

would have had if the crop had not suffered a quality loss; and

(B) the per unit market value of the units of the crop affected by the quality loss.

(4) ELIGIBILITY.—For producers on a farm to be eligible to obtain a payment for a quality loss for a crop under subsection (a), the amount obtained by multiplying the per unit loss determined under paragraph (1) by the number of units affected by the quality loss shall be at least 25 percent of the value that all affected production of the crop would have had if the crop had not suffered a quality loss.

(5) MARKETING CONTRACTS.—In the case of any production of a commodity that is sold pursuant to one or more marketing contracts (regardless of whether the contract is entered into by the producers on the farm before or after harvest) and for which appropriate documentation exists, the quantity designated in the contracts shall be eligible for quality loss assistance based on the one or more prices specified in the contracts.

(6) OTHER PRODUCTION.—For any additional production of a commodity for which a marketing contract does not exist or for which production continues to be owned by the producer, quality losses shall be based on the average local market discounts for reduced quality, as determined by the appropriate State committee of the Farm Service Agency.

(7) QUALITY ADJUSTMENTS AND DISCOUNTS.—The appropriate State committee of the Farm Service Agency shall identify the appropriate quality adjustment and discount factors to be considered in carrying out this subsection, including—

(A) the average local discounts actually applied to a crop; and

(B) the discount schedules applied to loans made by the Farm Service Agency or crop insurance coverage under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.).

(8) ELIGIBLE PRODUCTION.—The Secretary of Agriculture shall carry out this subsection in a fair and equitable manner for all eligible production, including the production of fruits and vegetables, other specialty crops, and field crops.

(e) PAYMENT LIMITATIONS.—

(1) LIMIT ON AMOUNT OF ASSISTANCE.—Assistance provided under this section to a producer for losses to a crop, together with the amounts specified in paragraph (2) applicable to the same crop, may not exceed 95 percent of what the value of the crop would have been in the absence of the losses, as estimated by the Secretary of Agriculture.

(2) OTHER PAYMENTS.—In applying the limitation in paragraph (1), the Secretary shall include the following:

(A) Any crop insurance payment made under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) or payment under section 196 of the Federal Agricultural Improvement and Reform Act of 1996 (7 U.S.C. 7333) that the producer receives for losses to the same crop.

(B) The value of the crop that was not lost (if any), as estimated by the Secretary.

(f) ELIGIBILITY REQUIREMENTS AND LIMITATIONS.—The producers on a farm shall not be eligible for assistance under this section with respect to losses to an insurable commodity or noninsurable commodity if the producers on the farm—

(1) in the case of an insurable commodity, did not obtain a policy or plan of insurance for the insurable commodity under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) for the crop incurring the losses;

(2) in the case of a noninsurable commodity, did not file the required paperwork,