

## COMPLIANCE WITH HOUSE RULE XXI

Pursuant to clause 9 of rule XXI of the Rules of the House of Representatives, this conference report and the statement of managers accompanying this conference report contain no congressional earmarks, limited tax benefits, or limited tariff benefits as defined in clause 9(d), 9(e), or 9(f) of rule XXI.

GEORGE MILLER,  
RUBEN HINOJOSA,  
JOHN F. TIERNEY,  
DAVID WU,  
TIMOTHY BISHOP,  
JASON ALTMIRE,  
JOHN YARMUTH,  
JOE COURNEY,  
ROBERT E. ANDREWS,  
BOBBY SCOTT,  
SUSAN A. DAVIS,  
DANNY K. DAVIS,  
MARK K. HIRONO,  
BART GORDON,  
BRIAN BAIRD,  
JOHN CONYERS, Jr.,  
MAXINE WATERS,  
BUCK MCKEON,  
RIC KELLER,  
THOMAS PETRI,  
CATHY MCMORRIS  
RODGERS,  
MIKE CASTLE,  
MARK SOUDER,  
VERNON J. EHLLERS,  
JUDY BIGGERT,  
LOUIE GOHMERT

LOUIE GOMBERG,  
*Managers on the Part of the House.*

TED KENNEDY,  
CHRISTOPHER DODD,  
TOM HARKIN,  
BARBARA A. MIKULSKI,  
JEFF BINGAMAN,  
PATTY MURRAY,  
JACK REED,  
HILLARY RODHAM CLINTON,  
BARACK OBAMA,  
BERNARD SANDERS,  
SHERROD BROWN,  
MICHAEL B. ENZI,  
JUDD GREGG,  
RICHARD BURR,  
LISA MURKOWSKI,  
ORRIN G. HATCH,  
PAT ROBERTS,  
WAYNE ALLARD,

*Managers on the Part of the Senate.*

PROVIDING FOR AN ADJOURNMENT OR RECESS OF THE TWO HOUSES

Mr. GEORGE MILLER of California. Mr. Speaker, I send to the desk a privileged concurrent resolution and ask for its immediate consideration.

The Clerk read the concurrent resolution, as follows:

H. CON. RES. 398

*Resolved by the House of Representatives (the Senate concurring),* That, in consonance with section 132(a) of the Legislative Reorganization Act of 1946, when the House adjourns on the legislative day of Thursday, July 31, 2008, Friday, August 1, 2008, or Saturday, August 2, 2008, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Monday, September 8, 2008, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on any day from Friday, August 1, 2008, through Friday, September 5, 2008, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or ad-

journed until noon on Monday, September 8, 2008, or such other time on that day as may be specified in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

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

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

Mr. PETRI. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

Pursuant to clause 8 of rule XX, this 15-minute vote on House Concurrent Resolution 398 will be followed by 5-minute votes on motions to suspend the rules on H.R. 5892 and on House Resolution 1370.

The vote was taken by electronic device, and there were—yeas 213, nays 212, not voting 10, as follows:

[Roll No. 537]

YEAS—213

Abercrombie	DePazio	Johnson (GA)	Brown (SC)
Ackerman	DeGette	Johnson, E. B.	Buchanan
Allen	Delahunt	Jones (OH)	Burgess
Andrews	DeLauro	Kagen	Burton (IN)
Baca	Dicks	Kanjorski	Buyer
Baird	Dingell	Kaptur	Calvert
Baldwin	Doggett	Kennedy	Camp (MI)
Bean	Doyle	Kildee	Campbell (CA)
Becerra	Edwards (MD)	Kilpatrick	Cannon
Berkley	Edwards (TX)	Kind	Cantor
Berman	Ellison	Klein (FL)	Capito
Berry	Emanuel	Kucinich	Carney
Bishop (GA)	Engel	Langevin	Carter
Bishop (NY)	Eshoo	Larsen (WA)	Castle
Blumenauer	Etheridge	Larson (CT)	Chabot
Boren	Farr	Lee	Childers
Boucher	Fattah	Lewis (GA)	Coble
Boyd (FL)	Filner	Lipinski	Cole (OK)
Boyda (KS)	Foster	Lofgren, Zoe	Conaway
Brady (PA)	Frank (MA)	Lowey	Crenshaw
Brown, Corrine	Giffords	Lynch	Culberson
Butterfield	Gonzalez	Mahoney (FL)	Davis (KY)
Capps	Gordon	Maloney (NY)	Davis, David
Capuano	Green, Al	Markey	Davis, Tom
Cardoza	Green, Gene	Matheson	Deal (GA)
Carnahan	Grijalva	Matsui	Dent
Carson	Gutierrez	McCarthy (NY)	Diaz-Balart, L.
Castor	Hall (NY)	McCollum (MN)	Diaz-Balart, M.
Cazayoux	Hare	McDermott	Donnelly
Chandler	Harman	McGovern	Doolittle
Clarke	Hastings (FL)	McIntyre	Drake
Clay	Higgins	McNerney	Dreier
Cleaver	Hill	McNulty	Duncan
Clyburn	Hinchey	Meek (FL)	Ehlers
Cohen	Hinojosa	Melancon	Ellsworth
Conyers	Hirono	Michaud	Emerson
Cooper	Hodes	Miller (NC)	English (PA)
Costa	Holden	Miller, George	Everett
Costello	Holt	Mollohan	Fallin
Courtney	Honda	Moore (KS)	Feeley
Cramer	Hooley	Moore (WI)	Ferguson
Crowley	Hoyer	Moran (VA)	Flake
Cuellar	Inslee	Murphy (CT)	Forbes
Cummings	Israel	Murtha	Fortenberry
Davis (AL)	Jackson (IL)	Nadler	Fossella
Davis (CA)	Jackson-Lee	Napolitano	Foxx
Davis (IL)	(TX)	Neal (MA)	Franks (AZ)
Davis, Lincoln	Jefferson	Oberstar	Frelinghuysen

Obey	Sanchez, Loretta	Taylor
Olver	Sarbanes	Thompson (CA)
Ortiz	Shakowsky	Thompson (MS)
Pallone	Schiff	Tierney
Pascrell	Schwartz	Towns
Pastor	Scott (GA)	Tsongas
Payne	Scott (VA)	Van Hollen
Pelosi	Serrano	Velázquez
Perlmutter	Shea-Porter	Visclosky
Peterson (MN)	Sherman	Walz (MN)
Pomeroy	Shuler	Wasserman
Price (NC)	Sires	Schultz
Rahall	Skelton	Watson
Rangel	Slaughter	Watt
Reyes	Smith (WA)	Waxman
Richardson	Snyder	Weiner
Rodriguez	Solis	Welch (VT)
Ross	Space	Wexler
Rothman	Speier	Wilson (OH)
Royal-Allard	Spratt	Woolsey
Ruppersberger	Stark	Wu
Ryan (OH)	Stupak	Yarmuth
Salazar	Sutton	
Sánchez, Linda	Tanner	
T.	Tauscher	

NAYS—212

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

