

energy sources. And so it makes sense that, while we are searching for the next big thing, while we wait for a hydrogen economy, or while we wait for wind and solar to really come on-line, or something else that we may not even know of, we have to use the resources that we have.

So nobody on this side is really saying drill and drill only. We're saying it has to be part of the mix and it has to be all of the above.

So there's plenty of blame to go around. I myself have not voted for one energy bill since I've been here in the past 8 years because I thought that some of them were too subsidy-laden. I didn't think that they really, really allowed us, in a free market way, to go out and use our resources.

But going forward, this is what we've got to look at; what are we going to do going forward. It doesn't do anybody any good to say well, the Democrats didn't do anything, or the Republicans didn't. We're here today, and it's time to do something on this.

Again, I thank the chairman of the subcommittee and appreciate him accepting this amendment.

I yield back the balance of my time. Mr. GRIJALVA. I yield back.

The Acting CHAIRMAN. The question is on the amendment offered by the gentleman from Arizona (Mr. FLAKE).

The amendment was agreed to.

Mr. GRIJALVA. Mr. Chairman, I move that the committee do now rise.

The Acting CHAIRMAN. The question is on the motion to rise.

The question was taken; and the Acting Chairman announced that the ayes appeared to have it.

RECORDED VOTE

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

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 221, noes 193, not voting 24, as follows:

[Roll No. 580]

AYES—221

Ackerman	Carnahan	Doggett
Allen	Carney	Donnelly
Altmire	Carson	Doyle
Andrews	Castor	Edwards (MD)
Arcuri	Chandler	Ellison
Baca	Childers	Ellsworth
Baird	Clarke	Emanuel
Baldwin	Clay	Engel
Barrow	Cleaver	Eshoo
Bean	Clyburn	Etheridge
Becerra	Cohen	Faleomavaega
Berkley	Conyers	Farr
Berman	Cooper	Fattah
Berry	Costa	Filner
Bishop (GA)	Costello	Foster
Bishop (NY)	Courtney	Frank (MA)
Blumenauer	Cramer	Giffords
Bordallo	Crowley	Gillibrand
Boren	Cuellar	Gordon
Boswell	Cummings	Green, Al
Boucher	Davis (AL)	Green, Gene
Boyd (FL)	Davis (CA)	Grijalva
Boyd (KS)	Davis (IL)	Gutierrez
Brady (PA)	Davis, Lincoln	Hall (NY)
Braley (IA)	DeFazio	Hare
Brown, Corrine	DeGette	Harman
Butterfield	Delahunt	Hastings (FL)
Capps	DeLauro	Herseth Sandlin
Capuano	Dicks	Higgins
Cardoza	Dingell	Hill

Hinchey	McNerney	Scott (GA)
Hinojosa	McNulty	Scott (VA)
Hirono	Meek (FL)	Serrano
Holden	Meeks (NY)	Sestak
Holt	Melancon	Shea-Porter
Honda	Michaud	Sherman
Hooley	Miller (NC)	Shuler
Hoyer	Miller, George	Sires
Inslee	Mitchell	Skelton
Israel	Mollohan	Slaughter
Jackson (IL)	Moore (KS)	Smith (WA)
Jefferson	Moore (WI)	Snyder
Johnson (GA)	Murphy (CT)	Solis
Johnson, E. B.	Murphy, Patrick	Space
Kagen	Murtha	Speier
Kanjorski	Nadler	Spratt
Kaptur	Napolitano	Spratt
Kennedy	Neal (MA)	Stupak
Kildee	Oberstar	Sutton
Kilpatrick	Obey	Tanner
Kind	Olver	Tauscher
Klein (FL)	Ortiz	Taylor
Kucinich	Pallone	Thompson (CA)
Lampson	Pascarell	Thompson (MS)
Langevin	Pastor	Tierney
Larsen (WA)	Perlmutter	Towns
Larson (CT)	Pomerooy	Tsongas
LaTourette	Price (NC)	Van Hollen
Lewis (GA)	Rangel	Velázquez
Lipinski	Reyes	Visclosky
Loebach	Richardson	Walz (MN)
Lofgren, Zoe	Rodriguez	Wasserman
Lowey	Ross	Schultz
Lynch	Rothman	Waters
Mahoney (FL)	Roybal-Allard	Watson
Maloney (NY)	Ruppersberger	Watt
Markey	Ryan (OH)	Waxman
Marshall	Salazar	Weiner
Matheson	Sánchez, Linda	Welch (VT)
Matsui	T.	Wexler
McCarthy (NY)	Sanchez, Loretta	Wilson (OH)
McCollum (MN)	Sarbanes	Woolsey
McDermott	Schakowsky	Wu
McGovern	Schiff	Yarmuth
McIntyre	Schwartz	

NOES—193

Abercrombie	Ehlers	Lewis (CA)
Aderholt	Emerson	Lewis (KY)
Akin	Everett	Linder
Alexander	Fallin	LoBiondo
Bachmann	Feeney	Lucas
Bachus	Ferguson	Lungren, Daniel
Barrett (SC)	Flake	E.
Bartlett (MD)	Forbes	Mack
Barton (TX)	Fortenberry	Manzullo
Biggert	Fossella	Marchant
Bilirakis	Foxo	McCarthy (CA)
Bishop (UT)	Franks (AZ)	McCaul (TX)
Blackburn	Frelinghuysen	McCotter
Blunt	Gallegly	McCrery
Boehner	Garrett (NJ)	McHenry
Bonner	Gerlach	McHugh
Bono Mack	Gilchrest	McKeon
Boozman	Gingrey	McMorris
Brady (TX)	Gohmert	Rodgers
Broun (GA)	Goode	Mica
Brown (SC)	Goodlatte	Miller (FL)
Brown-Waite,	Granger	Miller (MI)
Ginny	Graves	Miller, Gary
Buchanan	Hall (TX)	Moran (VA)
Burgess	Hastings (WA)	Murphy, Tim
Burton (IN)	Hayes	Musgrave
Buyer	Heller	Myrick
Calvert	Hensarling	Neugebauer
Camp (MI)	Herger	Nunes
Campbell (CA)	Hobson	Pearce
Cantor	Hoekstra	Pence
Capito	Hunter	Peterson (PA)
Carter	Inglis (SC)	Petri
Castle	Issa	Pickering
Chabot	Jackson-Lee	Platts
Coble	(TX)	Poe
Cole (OK)	Johnson (IL)	Porter
Conaway	Johnson, Sam	Price (GA)
Crenshaw	Jones (NC)	Pryce (OH)
Cubin	Jordan	Putnam
Culberson	Keller	Radanovich
Davis (KY)	King (IA)	Rahall
Davis, David	King (NY)	Ramstad
Davis, Tom	Kingston	Regula
Deal (GA)	Kirk	Rehberg
Dent	Kline (MN)	Reichert
Diaz-Balart, L.	Knollenberg	Renzi
Diaz-Balart, M.	Kuhl (NY)	Rogers (AL)
Doolittle	LaHood	Rogers (KY)
Drake	Lamborn	Rogers (MI)
Dreier	Latham	Rohrabacher
Duncan	Latta	Ros-Lehtinen

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

NOT VOTING—24

Bilbray	Gonzalez	Payne
Boustany	Hodes	Peterson (MN)
Cannon	Hulshof	Pitts
Cazayoux	Lee	Reynolds
Christensen	Levin	Rush
Edwards (TX)	Moran (KS)	Udall (CO)
English (PA)	Norton	Udall (NM)
Fortuño	Paul	Weldon (FL)

□ 1552

Messrs. WELLER of Illinois, BRADY of Texas and BURTON of Indiana changed their vote from “aye” to “no.”

Mr. SMITH of Washington, Ms. ZOE LOFGREN of California, Messrs. WEINER, SNYDER, COOPER, KLEIN of Florida, CHANDLER, LYNCH, Ms. KILPATRICK, Messrs. FARR, McDERMOTT, ENGEL, ETHERIDGE, BOYD of Florida, ACKERMAN, HINOJOSA, BLUMENAUER, WELCH of Vermont, BISHOP of Georgia, COSTELLO, and LAMPSON changed their vote from “no” to “aye.”

So the motion was agreed to.

The result of the vote was announced as above recorded.

Accordingly, the Committee rose; and the Speaker pro tempore (Mr. CAPUANO) having assumed the chair, Mr. ROSS, Acting Chairman of the Committee of the Whole House on the State of the Union, reported that that Committee, having had under consideration the bill (H.R. 3667) to amend the Wild and Scenic Rivers Act to designate a segment of the Missisquoi and Trout Rivers in the State of Vermont for study for potential addition to the National Wild and Scenic Rivers System, had come to no resolution thereon.

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 3 o'clock and 53 minutes p.m.), the House stood in recess subject to the call of the Chair.

□ 1727

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. ALTMIRE) at 5 o'clock and 27 minutes p.m.

MISSISQUOI AND TROUT RIVERS WILD AND SCENIC RIVER STUDY ACT OF 2008

The SPEAKER pro tempore. Pursuant to House Resolution 1419 and rule

XVIII, the Chair declares the House in the Committee of the Whole House on the State of the Union for the further consideration of the bill, H.R. 3667.

□ 1728

IN THE COMMITTEE OF THE WHOLE

Accordingly, the House resolved itself into the Committee of the Whole House on the State of the Union for the further consideration of the bill (H.R. 3667) to amend the Wild and Scenic Rivers Act to designate a segment of the Missisquoi and Trout Rivers in the State of Vermont for study for potential addition to the National Wild and Scenic Rivers System, with Mr. DOYLE (Acting Chairman) in the chair.

The Clerk read the title of the bill.

The Acting CHAIRMAN (Mr. POMEROY). When the committee of the whole rose earlier today, amendment No. 3 printed in House report 110-834, offered by the gentleman from Arizona (Mr. FLAKE), had been disposed of.

AMENDMENT NO. 1 OFFERED BY MR. GRIJALVA

The Acting CHAIRMAN. The unfinished business is the demand for a recorded vote on the amendment offered by the gentleman from Arizona (Mr. GRIJALVA) on which further proceedings were postponed and on which the ayes prevailed by voice vote.

The Clerk will redesignate the amendment.

The Clerk redesignated the amendment.

RECORDED VOTE

The Acting CHAIRMAN. A recorded vote has been demanded.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 418, noes 0, not voting 20, as follows:

[Roll No. 581]

AYES—418

Ackerman	Boyd (FL)	Conaway
Aderholt	Boyda (KS)	Conyers
Akin	Brady (PA)	Cooper
Alexander	Brady (TX)	Costa
Allen	Braley (IA)	Costello
Altmire	Broun (GA)	Courtney
Andrews	Brown (SC)	Cramer
Arcuri	Brown, Corrine	Crenshaw
Bachmann	Brown-Waite,	Crowley
Bachus	Ginny	Cubin
Baird	Buchanan	Cuellar
Baldwin	Burgess	Cummings
Barrett (SC)	Burton (IN)	Davis (AL)
Barrow	Butterfield	Davis (CA)
Bartlett (MD)	Buyer	Davis (IL)
Barton (TX)	Calvert	Davis (KY)
Bean	Camp (MI)	Davis, David
Becerra	Campbell (CA)	Davis, Lincoln
Berkley	Cannon	Davis, Tom
Berman	Cantor	Deal (GA)
Berry	Capito	DeFazio
Biggert	Capps	DeGette
Blibray	Capuano	Delahunt
Bilirakis	Carnahan	DeLauro
Bishop (GA)	Carney	Dent
Bishop (NY)	Carson	Diaz-Balart, L.
Bishop (UT)	Carter	Diaz-Balart, M.
Blackburn	Castle	Dicks
Blumenauer	Castor	Dingell
Blunt	Chabot	Doggett
Boehner	Chandler	Donnelly
Bonner	Childers	Doolittle
Bono Mack	Clarke	Doyle
Boozman	Clay	Drake
Bordallo	Cleaver	Dreier
Boren	Clyburn	Duncan
Boswell	Coble	Edwards (MD)
Boucher	Cohen	Edwards (TX)
Boustany	Cole (OK)	Ehlers

Ellison	Larson (CT)	Reynolds	Wilson (NM)	Wolf	Young (AK)
Ellsworth	Latham	Richardson	Wilson (OH)	Woolsey	Young (FL)
Emanuel	LaTourette	Rodriguez	Wilson (SC)	Wu	
Emerson	Latta	Rogers (AL)	Wittman (VA)	Yarmuth	
Engel	Lewis (CA)	Rogers (KY)			
English (PA)	Lewis (GA)	Rogers (MI)			
Eshoo	Lewis (KY)	Rohrabacher			
Etheridge	Linder	Ros-Lehtinen			
Everett	Lipinski	Roskam			
Faleomavaega	LoBiondo	Ross			
Fallin	Loebisack	Rothman			
Farr	Lofgren, Zoe	Roybal-Allard			
Fattah	Lowey	Royce			
Ferguson	Lucas	Ruppersberger			
Filner	Lungren, Daniel	Rush			
Flake	E. Lynch	Ryan (OH)			
Forbes	Mack	Ryan (WI)			
Fortenberry	Mahoney (FL)	Salazar			
Fossella	Maloney (NY)	Sali			
Foster	Manzullo	Sanchez, Linda			
Fox	Marchant	T. Sanchez, Loretta			
Frank (MA)	Markey	Sarbanes			
Franks (AZ)	Marshall	Saxton			
Frelinghuysen	Matheson	Scalise			
Gallely	Matsui	Schakowsky			
Garrett (NJ)	McCarthy (CA)	Schiff			
Gerlach	McCarthy (NY)	Schmidt			
Giffords	McCaul (TX)	Schwartz			
Gilchrest	McCollum (MN)	Scott (GA)			
Gillibrand	McCotter	Scott (VA)			
Gingrey	McCrery	Sensenbrenner			
Gohmert	McDermott	Serrano			
Gonzalez	McGovern	Sessions			
Goode	McHenry	Sestak			
Goodlatte	McHugh	Shadegg			
Gordon	McIntyre	Shays			
Granger	McKeon	Shea-Porter			
Graves	McMorris	Sherman			
Green, Al	Rodgers	Shimkus			
Green, Gene	McNerney	Shuler			
Grijalva	McNulty	Shuster			
Gutierrez	Meek (FL)	Simpson			
Hall (NY)	Meeks (NY)	Sires			
Hall (TX)	Melancon	Skelton			
Hare	Mica	Slaughter			
Hastings (FL)	Michaud	Smith (NE)			
Hastings (WA)	Miller (FL)	Smith (NJ)			
Hayes	Miller (MI)	Smith (TX)			
Heller	Miller (NC)	Smith (WA)			
Hensarling	Miller, Gary	Snyder			
Herger	Miller, George	Solis			
Herseth Sandlin	Mitchell	Souder			
Higgins	Mollohan	Space			
Hill	Moore (KS)	Speier			
Hinche	Moore (WI)	Spratt			
Hirono	Moran (KS)	Stark			
Hobson	Moran (VA)	Stearns			
Hoekstra	Murphy (CT)	Stupak			
Holden	Murphy, Patrick	Sullivan			
Holt	Murphy, Tim	Sutton			
Honda	Murtha	Tancredo			
Hookey	Musgrave	Tanner			
Hoyer	Myrick	Tauscher			
Hunter	Nadler	Taylor			
Inglis (SC)	Napolitano	Terry			
Inslee	Neal (MA)	Thompson (CA)			
Israel	Neugebauer	Thompson (MS)			
Issa	Norton	Thornberry			
Jackson (IL)	Nunes	Tiahrt			
Jackson-Lee	Oberstar	Tiberi			
(TX)	Obey	Tierney			
Jefferson	Pallone	Towns			
Johnson (GA)	Pascrell	Tsongas			
Johnson (IL)	Pastor	Turner			
Johnson, E. B.	Paul	Udall (CO)			
Johnson, Sam	Payne	Udall (NM)			
Jones (NC)	Pearce	Upton			
Jordan	Pence	Van Hollen			
Kagen	Perlmutter	Velázquez			
Kanjorski	Petri	Visclosky			
Kaptur	Pickering	Walberg			
Kennedy	Platts	Walden (OR)			
Kildee	Poe	Walsh (NY)			
Kilpatrick	Pomeroy	Walz (MN)			
Kind	Porter	Wamp			
King (IA)	Price (GA)	Wasserman			
King (NY)	Price (NC)	Schultz			
Kingston	Pryce (OH)	Waters			
Kirk	Putnam	Watson			
Klein (FL)	Radanovich	Watt			
Kline (MN)	Rahall	Waxman			
Knollenberg	Ramstad	Weiner			
Kucinich	Rangel	Welch (VT)			
Kuhl (NY)	Regula	Weldon (FL)			
LaHood	Rehberg	Weller			
Lamborn	Reichert	Westmoreland			
Lampson	Renzi	Wexler			
Langevin	Reyes	Whitfield (KY)			
Larsen (WA)					

NOT VOTING—20

Abercrombie	Fortuño	Levin
Baca	Harman	Olver
Cardoza	Hinojosa	Ortiz
Cazayoux	Hodes	Peterson (MN)
Christensen	Hulshof	Peterson (PA)
Culberson	Keller	Pitts
Feeney	Lee	

□ 1753

Mr. MACK changed his vote from “no” to “aye.”

So the amendment was agreed to.

The result of the vote was announced as above recorded.

The Acting CHAIRMAN. The question is on the committee amendment in the nature of a substitute, as amended.

The committee amendment in the nature of a substitute, as amended, was agreed to.

The Acting CHAIRMAN. Under the rule, the Committee rises.

Accordingly, the Committee rose; and the Speaker pro tempore (Mrs. TAUSCHER) having assumed the chair, Mr. POMEROY, Acting Chairman of the Committee of the Whole House on the State of the Union, reported that that Committee, having had under consideration the bill (H.R. 3667) to amend the Wild and Scenic Rivers Act to designate a segment of the Missisquoi and Trout Rivers in the State of Vermont for study for potential addition to the National Wild and Scenic Rivers System, pursuant to House Resolution 1419, he reported the bill back to the House with an amendment adopted by the Committee of the Whole.

The SPEAKER pro tempore. Under the rule, the previous question is ordered.

Is a separate vote demanded on any amendment to the amendment reported from the Committee of the Whole? If not, the question is on the amendment.

The amendment was agreed to.

The SPEAKER pro tempore. The question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed and read a third time, and was read the third time.

MOTION TO RECOMMIT

Mr. SALI. Madam Speaker, I have a motion to recommit at the desk.

The SPEAKER pro tempore. Is the gentleman opposed to the bill?

Mr. SALI. Yes, in its current form.

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

The Clerk read as follows:

Mr. Sali of Idaho moves to recommit the bill H.R. 3667 to the Committee on Natural Resources with instructions to report the same back to the House forthwith with the following amendment:

At the end add a new title designated and entitled “**Title II—American Energy Act**”, comprised of the text of H.R. 6566, 110th Congress, as introduced in the House of Representatives (and conform the title designation, section numbers, and any references to such sections, accordingly).

Mr. GRIJALVA. Madam Speaker, I reserve a point of order on the motion. The SPEAKER pro tempore. A point of order is reserved.

The gentleman from Idaho is recognized for 5 minutes.

Mr. SALI. Madam Speaker, today, millions of Americans will go to work, and the overwhelming majority of them will drive. No matter what type of car they use, tens of millions of Americans will use privately owned passenger automobiles to get to and from work and school, the stores where they shop, and the soccer fields where their kids practice. That's reality. That's here and now.

We have to think about how to help the people that we represent today, the great majority of our fellow citizens for whom the past few months have been an energy nightmare.

We are here today because my colleagues and I on this side of the aisle believe in what our distinguished leader has called the All-of-the-Above Energy Agenda. Many of us, including me, came here during the August recess to call on our friends in the majority to come back and work with us on an energy policy that would enable us to access America's incredible natural resources in an environmentally responsible way quickly and effectively.

That's why I'm offering this motion to recommit so that the House may vote on the American Energy Act now. Madam Speaker, this is a question of stewardship. We all look forward to a future where fossil fuels are less prevalent. We're all working toward that future. We need to pursue solar and wind power, advance hydrogen fuel cell technology, and encourage nuclear energy so we can cut through the red tape and construct plants as soon as possible.

All of these are components of the American Energy Act, and I rise to call for a vote on that act today. But the American Energy Act also calls for drilling right now.

□ 1800

We need to drill—drill offshore, drill in ANWR, drill in the National Petroleum Reserve in Alaska, drill in the new fields of North Dakota—aggressively develop oil sands and oil shale; we need to drill wherever there is a realistic promise of obtaining fuel for America's families.

Let me give you some examples of why. According to an assessment conducted by the Minerals Management Service of technically recoverable oil and natural gas, the OCS contains 86 billion barrels of oil and 420 trillion cubic feet of natural gas. Both could be obtained safely and in an environmentally sound way.

In addition, there are an estimated 18 billion barrels of oil and 76 trillion cubic feet of natural gas, or approximately 20 percent of the undiscovered technically recoverable resources in the OCS that are completely off-limits today, but the extreme lobby that seems to have a grip on the majority's

energy policies won't allow us to go get it, and people suffer as a result.

My motion to recommit promotes and offers effective incentives for energy conservation and more efficient use of our energy resources. It promotes all manner of alternative energy sources, and even establishes a renewable energy trust fund using revenues generated by exploration in the deep ocean and on the Arctic coastal plain.

We fuel our cars and trucks and heat our homes and businesses because hardworking men and women take risks, drill for oil, refine it, store it, ship it and then sell it to individual customers. We need more of it—a lot more—now.

We are all mindful that drilling won't make our energy problems disappear, but it will start us in the right direction. In the next few years, the oil that new drilling provides would start flowing into our fuel pumps. And in the interim, the fact that America is finally shattering our long-term dependence on foreign oil will send an unmistakable signal to friend and foe alike that America will use more of her own resources and thereby regain a degree of economic independence that we have lost for far too long.

We have heard talk that there will be another new comprehensive energy bill from the Democrats. We also just took a break for more than an hour because there is not agreement across the aisle on what that bill will look like. Apparently, there are real questions whether the Democrat Members even support the proposal of Speaker PELOSI of a day ago. But I submit that now is the time to stop politicking, to do the right thing and vote on this motion to recommit right now. Everything the American public is asking us to do is included in this motion. America wants this all-of-the-above kind of legislation.

Now a point of order has been reserved. That means that those across the aisle will try to beat this motion on a technicality. If we ask Americans, do you care more for an amendment to this river study bill that is totally free of technicalities or for Congress to finally vote to conserve, produce alternative energy and drill here and drill now, we all know they wouldn't care one whit about technicalities. They want energy.

Earlier, Chairman RAHALL said Republicans and Democrats have been too busy trying to blame each other for high gas prices. Well, I say America is blaming all of Congress for high gas and diesel prices. And I submit on my side of the aisle, by offering this amendment—that America wants—we're doing our part to make things right with the American people.

I invite my colleagues across the aisle, don't sidestep this opportunity to do the right thing because of a technicality. Do the right thing. Vote for this motion to recommit so we can finally get the job done that the American public is demanding.

POINT OF ORDER

Mr. GRIJALVA. Madam Speaker, I make a point of order that the motion to recommit contains nongermane instructions in violation of clause 7 of rule XVI.

Let me add, Madam Speaker, the Office of the Inspector General just released an investigation that they conducted on the office responsible for protecting the taxpayers in the royalty collections on our public lands. Let me just give a couple of quotes from the summary of the report.

"A culture of ethical failure. The single most serious problem our investigations revealed is a pervasive culture of exclusivity, exempt from the rules that govern all other employees of the Federal Government. In other cases, the results of our investigation revealed a program taxed with implementing a business model program, such as royalty-in-kind marketers, donned a private sector approach to essentially everything they did. This included effectively opting themselves out of the Ethics in Government Act, both in practice, and at one point even explored doing so by policy or regulation. We also discovered a culture of substance abuse and promiscuity in the RIK program, both within the program, including supervisors who engaged in illegal drug use and had sexual relations and consort with industry in the oil business."

I mention those because the gravity of this particular problem, this pathological behavior, should be noted and looked into by this Congress. When we get our new energy policy on the floor—soon—I hope that the other side will join with me in ensuring that ethical reform of the agency responsible for the protection of the taxpayers' investment are part and parcel of any comprehensive energy reform.

With that, I insist on the point of order, Madam Speaker.

The SPEAKER pro tempore. Does any other Member wish to be heard on the point of order?

If not, the Chair is prepared to rule.

The gentleman from Arizona makes a point of order that the instructions in the motion to recommit are not germane. The bill, H.R. 3667, as amended, is confined to the study of two rivers under the Wild and Scenic Rivers Act and closely related issues.

The instructions in the motion to recommit address H.R. 6566, a bill containing subjects unrelated to the pending bill and containing provisions outside the jurisdiction of the Committee on Natural Resources. As such, the Chair finds that the motion to recommit is not germane. The point of order is sustained.

Mr. SALI. Madam Speaker, I appeal the ruling of the Chair.

The SPEAKER pro tempore. The question is, Shall the decision of the Chair stand as the judgment of the House?

MOTION TO TABLE OFFERED BY MR. GRIJALVA

Mr. GRIJALVA. Madam Speaker, I move to table the appeal of the Chair.

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.

Mr. SALI. Madam Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 and clause 9 of rule XX, this 15-minute vote on the motion to table will be followed by 5-minute votes on the passage of the bill, if arising without further proceedings in recommitment, and the motion to suspend the rules with regard to H.R. 4081.

The vote was taken by electronic device, and there were—yeas 228, nays 187, not voting 18, as follows:

[Roll No. 582]

YEAS—228

Abercrombie	Giffords	Moore (WI)
Ackerman	Gilchrest	Moran (VA)
Allen	Gillibrand	Murphy (CT)
Altmire	Gonzalez	Murphy, Patrick
Andrews	Gordon	Murtha
Arcuri	Green, Al	Nadler
Baird	Green, Gene	Napolitano
Baldwin	Grijalva	Oberstar
Barrow	Gutierrez	Obey
Bean	Hall (NY)	Olver
Becerra	Hare	Pallone
Berkley	Hastings (FL)	Pascarell
Berman	Heller	Pastor
Berry	Hereth Sandlin	Payne
Bishop (GA)	Higgins	Perlmutter
Bishop (NY)	Hill	Pomeroy
Blumenauer	Hinchey	Porter
Boren	Hirono	Price (NC)
Boswell	Holden	Rahall
Boucher	Holt	Ramstad
Boyd (FL)	Honda	Rangel
Boyd (KS)	Hooley	Reichert
Brady (PA)	Hoyer	Reyes
Braley (IA)	Inlee	Richardson
Brown, Corrine	Israel	Rodriguez
Butterfield	Jackson (IL)	Ros-Lehtinen
Capps	Jackson-Lee	Ross
Capuano	(TX)	Rothman
Carnahan	Jefferson	Roybal-Allard
Carney	Johnson (GA)	Ruppersberger
Carson	Johnson, E. B.	Rush
Castor	Kagen	Ryan (OH)
Chandler	Kanjorski	Salazar
Clarke	Kaptur	Sánchez, Linda
Clay	Kennedy	T.
Cleaver	Kildee	Sanchez, Loretta
Clyburn	Kilpatrick	Sarbanes
Cohen	Kind	Schakowsky
Conyers	Klein (FL)	Schiff
Cooper	Kucinich	Schwartz
Costa	LaHood	Scott (GA)
Costello	Langevin	Scott (VA)
Courtney	Larsen (WA)	Serrano
Cramer	Larson (CT)	Sestak
Crowley	Lewis (GA)	Shays
Cuellar	Lipinski	Shea-Porter
Cummings	Loebach	Sherman
Davis (CA)	Lofgren, Zoe	Shuler
Davis (IL)	Lowey	Sires
Davis, Lincoln	Lynch	Skelton
DeFazio	Mahoney (FL)	Slaughter
DeGette	Maloney (NY)	Smith (WA)
Delahunt	Markey	Snyder
DeLauro	Marshall	Solis
Dicks	Matheson	Space
Dingell	Matsui	Speier
Doggett	McCarthy (NY)	Spratt
Donnelly	McCollum (MN)	Stark
Doyle	McDermott	Stupak
Edwards (MD)	McGovern	Sutton
Edwards (TX)	McIntyre	Tanner
Ellison	McNerney	Tauscher
Ellsworth	McNulty	Taylor
Emanuel	Meek (FL)	Thompson (CA)
Engel	Meeks (NY)	Thompson (MS)
Eshoo	Melancon	Tierney
Etheridge	Michaud	Towns
Farr	Miller (NC)	Tsongas
Fattah	Miller, George	Udall (CO)
Finer	Mitchell	Udall (NM)
Foster	Mollohan	Van Hollen
Frank (MA)	Moore (KS)	Velázquez

Visclosky
Walz (MN)
Wasserman
Schultz
Waters

Watson
Watt
Waxman
Weiner
Welch (VT)

Wexler
Wilson (OH)
Woolsey
Wu
Yarmuth

NAYS—187

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

NOT VOTING—18

Baca	Harman	McCrery
Cardoza	Hinojosa	Neal (MA)
Cazayoux	Hodes	Ortiz
Davay (AL)	Hulshof	Pearce
Feeney	Lee	Peterson (MN)
Fossella	Levin	Pitts

□ 1825

Mrs. McMORRIS RODGERS changed her vote from “yea” to “nay.”

So the motion was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

MOTION TO RECOMMIT

Mr. BOEHNER. Madam Speaker, I have a motion to recommit at the desk.

The SPEAKER pro tempore. Is the gentleman opposed to the bill?

Mr. BOEHNER. I am.

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

The Clerk read as follows:

Mr. Boehner moves to recommit the bill H.R. 3667 to the Committee on Natural Resources with instructions to report the same back to the House promptly in the form to which perfected at the time of this motion, with the following amendment:

After the new paragraph (19)(A) added to section 5(b) of the Wild and Scenic Rivers Act, insert the following (and redesignate the subsequent subparagraphs accordingly):

“(B) include in the study completed under this paragraph an assessment of any effect a wild and scenic designation in the study area is likely to have on jobs, including agricultural employment;”.

The SPEAKER pro tempore. The gentleman from Ohio is recognized for 5 minutes.

Mr. BOEHNER. Madam Speaker and my colleagues, on behalf of all my Republican colleagues, I want to welcome my Democrat colleagues back to the House.

Five weeks ago, after the protest of the minority, you adjourned the House without a vote on the American Energy Act, H.R. 6566. You and your fellow Democrats left town for five weeks, but Republicans refused to leave. And we were here each and every day during the August recess talking to thousands of Americans that were coming through the Capitol, and we stood here every day asking for a vote on our bill that does all of the above, the American Energy Act; a bill that the American people want us to vote on. And that's all we're asking for is a vote.

And today, instead of allowing a vote on our all-of-the-above plan, there are rumors that there is going to be a bill coming to the floor quickly that no one has ever seen, that does some of the above, maybe a little of the above, but clearly not what the American people want, which is “all of the above,” some bill that's being written in the back room in the dark of night that no one has yet seen.

Now, listen, the American people don't want a sham. They don't want a hoax. They have suffered all summer long in the face of high gas prices and high energy prices, and they are demanding a vote here in this Congress on a plan that does all of the above, not some of the bill, not a little bit of the above, but all of the above.

Madam Speaker, you promised that this would be the most open and accountable Congress in history. And in that light, I respectfully ask you now give the American people a vote on the American Energy Act, H.R. 6566. Will it be on the floor this week? Will you commit to giving the American people a straight up-or-down vote on a plan they want, the all-of-the-above plan, the American Energy Act?

Madam Speaker, this is the U.S. House of Representatives. As all of my colleagues have known, we all refer to this as the people's House because none of us got here without being elected by all of the people in our districts. Why

not let the House work its will? Why not allow the Congress to decide the future of our energy security here in America? And I don't think the American people are going to rest until Congress takes action on energy that does all of the above.

So, Madam Speaker, I ask unanimous consent to amend my motion to recommend to include the text of H.R. 6566, the American Energy Act.

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

Mr. GRIJALVA. I object.

The SPEAKER pro tempore. Objection is heard.

Mr. BOEHNER. Madam Speaker, this is a sham. I withdraw my motion.

The SPEAKER pro tempore. Without objection, the motion is withdrawn.

There was no objection.

The SPEAKER pro tempore. The question is on the passage of the bill.

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

RECORDED VOTE

Mr. GRIJALVA. Madam Speaker, I demand a recorded vote.

A recorded vote was ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, this 15-minute vote on passage will be followed by a 5-minute vote on the motion to suspend the rules with regard to H.R. 4081.

The vote was taken by electronic device, and there were—ayes 299, noes 118, not voting 16, as follows:

[Roll No. 583]

AYES—299

Abercrombie	Castle	Etheridge
Ackerman	Castor	Farr
Alexander	Chandler	Fattah
Allen	Childers	Ferguson
Altmire	Clarke	Filner
Andrews	Clay	Fortenberry
Arcuri	Cleaver	Fossella
Baird	Clyburn	Foster
Baldwin	Cohen	Frank (MA)
Barrett (SC)	Conyers	Frelinghuysen
Barrow	Cooper	Gallely
Bartlett (MD)	Costa	Garrett (NJ)
Bean	Costello	Gerlach
Becerra	Courtney	Giffords
Berkley	Cramer	Gilchrest
Berry	Crowley	Gillibrand
Biggett	Cuellar	Gonzalez
Bilirakis	Cummings	Gordon
Bishop (GA)	Davis (AL)	Green, Al
Bishop (NY)	Davis (CA)	Green, Gene
Bishop (UT)	Davis (IL)	Grijalva
Blumenauer	Davis, Lincoln	Gutierrez
Bonner	Davis, Tom	Hall (NY)
Bono Mack	DeFazio	Hare
Boren	DeGette	Hastings (FL)
Boswell	Delahunt	Hayes
Boucher	DeLauro	Herseth Sandlin
Boyd (FL)	Dent	Higgins
Boyd (KS)	Diaz-Balart, L.	Hill
Brady (PA)	Diaz-Balart, M.	Hinchee
Braley (IA)	Dicks	Hirono
Brown, Corrine	Dingell	Holden
Brown-Waite,	Doggett	Holt
Ginny	Donnelly	Honda
Buchanan	Doyle	Hooley
Butterfield	Edwards (MD)	Hoyer
Camp (MI)	Edwards (TX)	Inglis (SC)
Cannon	Ehlers	Inslee
Capito	Ellison	Israel
Capps	Ellsworth	Jackson (IL)
Capuano	Emanuel	Jackson-Lee
Carnahan	Engel	(TX)
Carney	English (PA)	Jefferson
Carson	Eshoo	Johnson (GA)

Johnson (IL)	Mitchell
Johnson, E. B.	Mollohan
Jones (NC)	Moore (KS)
Kagen	Moore (WI)
Kanjorski	Moran (VA)
Kaptur	Murphy (CT)
Kennedy	Murphy, Patrick
Kildee	Murphy, Tim
Kilpatrick	Murtha
Kind	Nadler
King (NY)	Napolitano
Kirk	Neal (MA)
Klein (FL)	Oberstar
Knollenberg	Obey
Kucinich	Oliver
Kuhl (NY)	Pallone
LaHood	Pascarell
Lampson	Pastor
Langevin	Payne
Larsen (WA)	Perlmutter
Larson (CT)	Peterson (PA)
LaTourette	Petri
Lewis (CA)	Platts
Lewis (GA)	Pomeroy
Lipinski	Porter
LoBiondo	Price (NC)
Loebuck	Pryce (OH)
Lofgren, Zoe	Rahall
Lowe	Ramstad
Lynch	Rangel
Mahoney (FL)	Rehberg
Maloney (NY)	Reichert
Manzullo	Renzi
Markey	Reyes
Marshall	Richardson
Matheson	Rodriguez
Matsui	Rogers (AL)
McCarthy (NY)	Rogers (MI)
McCaul (TX)	Ros-Lehtinen
McCullum (MN)	Ross
McCotter	Rothman
McDermott	Roybal-Allard
McGovern	Ruppersberger
McHenry	Rush
McHugh	Ryan (OH)
McIntyre	Salazar
McKeon	Sánchez, Linda
McNerney	T.
McNulty	Sanchez, Loretta
Meek (FL)	Sarbanes
Meeks (NY)	Saxton
Melancon	Schakowsky
Michaud	Schiff
Miller (MI)	Schmidt
Miller (NC)	Schwartz
Miller, Gary	Scott (GA)
Miller, George	Scott (VA)

NOES—118

Aderholt	Fox	Myrick
Akin	Franks (AZ)	Neugebauer
Bachmann	Gingrey	Nunes
Bachus	Gohmert	Paul
Barton (TX)	Goode	Pearce
Bilbray	Goodlatte	Pence
Blackburn	Granger	Pickering
Blunt	Graves	Poe
Boehner	Hall (TX)	Price (GA)
Boozman	Hastings (WA)	Putnam
Boustany	Heller	Radanovich
Brady (TX)	Hensarling	Regula
Broun (GA)	Herger	Reynolds
Brown (SC)	Hobson	Rogers (KY)
Burgess	Hoekstra	Rohrabacher
Burton (IN)	Hunter	Roskam
Buyer	Issa	Royce
Calvert	Johnson, Sam	Ryan (WI)
Campbell (CA)	Jordan	Sali
Cantor	Keller	Scalise
Carter	King (IA)	Sensenbrenner
Chabot	Kingston	Sessions
Coble	Kline (MN)	Shadegg
Cole (OK)	Lamborn	Shuster
Conaway	Latham	Simpson
Crenshaw	Latta	Smith (NE)
Cubin	Lewis (KY)	Souder
Culberson	Linder	Stearns
Davis (KY)	Lucas	Sullivan
Davis, David	Lungren, Daniel	Tancred
Deal (GA)	E.	Thornberry
Doolittle	Mack	Tiahrt
Drake	Marchant	Walberg
Dreier	McCarthy (CA)	Wamp
Duncan	McMorris	Weldon (FL)
Emerson	Rodgers	Westmoreland
Everett	Mica	Wilson (NM)
Fallin	Miller (FL)	Wilson (SC)
Flake	Moran (KS)	Wittman (VA)
Forbes	Musgrave	Young (AK)

NOT VOTING—16

Baca	Hinojosa	Ortiz
Berman	Hodes	Peterson (MN)
Cardoza	Hulshof	Pitts
Cazayoux	Lee	Velázquez
Feeney	Levin	
Harman	McCrery	

□ 1849

Messrs. FORBES and WITTMAN of Virginia changed their vote from “aye” to “no.”

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate had passed with an amendment a bill of the House of the following title:

H.R. 6532. An act to amend the Internal Revenue Code of 1986 to restore the Highway Trust Fund balance.

QUESTION OF PERSONAL PRIVILEGE

Mr. RANGEL. Madam Speaker, I rise on a question of personal privilege under rule IX.

The SPEAKER pro tempore. The Chair has been made aware of a valid basis for the gentleman's point of personal privilege.

The gentleman from New York is recognized for 1 hour.

(Mr. RANGEL asked and was given permission to revise and extend his remarks.)

Mr. RANGEL. Not to worry, my friend and colleagues. I have no intentions of keeping you for 1 hour, especially at this time of the day. But a couple of weeks ago the leadership of the minority had asked that I be thrown out of the House and censured based on a newspaper story, and I just want to thank those people who were thoughtful enough to think that even Members of Congress at some times should not rely on newspaper stories, but rather the Ethics Committee, which is bipartisan. More recently, however, my dear friend JOHN BOEHNER has asked the Speaker to ask me to step aside as the chairman of the Ways and Means Committee.

Now I say “my dear friend John Boehner,” not as this word is tossed around in the House and Senate casually. I say it because JOHN BOEHNER has, for many, many years, been my friend. We have worked so closely together in bipartisan areas that just a couple of weeks ago he allowed me to strengthen my relationship with JIM MCCRERY on the Ways and Means Committee to get unemployment compensation passed, and lauded our efforts, as I lauded his.

I look around and I see GEORGE MILLER, who more than once said what a straight shooter he has been on Education. STENY HOYER has reminded me