

Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space

Speier  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Tsongas  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez

Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Yarmuth

## NOT VOTING—16

Brady (TX)  
Burgess  
Conyers  
Cubin  
Dreier  
Grijalva

Hastings (FL)  
Hulshof  
Issa  
Jackson-Lee  
(TX)  
King (NY)

Lampson  
Pence  
Pitts  
Poe  
Sestak

## □ 1400

Messrs. BERMAN, JOHNSON of Georgia, MURTHA, RODRIGUEZ, GUTIERREZ, MURPHY of Connecticut, ROSS, BAIRD, Mrs. CAPPS, and Mr. RUPPERSBERGER changed their vote from “yea” to “nay.”

Messrs. CANNON, CARTER, WILSON of South Carolina, SIMPSON, WOLF, GERLACH, and TANCREDO changed their vote from “nay” to “yea.”

So the motion to recommit was rejected.

The result of the vote was announced as above recorded.

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. HUNTER. 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 283, noes 133, not voting 17, as follows:

[Roll No. 608]

## AYES—283

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Becerra  
Berkley  
Berman  
Berry  
Bilbray  
Billirakis  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bono Mack  
Boren  
Boswell  
Boucher  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Butterfield  
Capito

Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Cazayoux  
Chabot  
Chandler  
Childers  
Clay  
Cleaver  
Clyburn  
Cohen  
Costello  
Courtney  
Cramer  
Cuellar  
Cummings  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
Deal (GA)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.

Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Duncan  
Edwards (MD)  
Edwards (TX)  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Fallin  
Farr  
Fattah  
Filner  
Forbes  
Fortenberry  
Frank (MA)  
Frelinghuysen  
Gallegly  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gohmert  
Gonzalez

Goode  
Goodlatte  
Gordon  
Graves  
Greens, Al  
Green, Gene  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hayes  
Hereth Sandlin  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hoolley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kirk  
Klein (FL)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Langevin  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lewis (KY)  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lucas  
Lynch  
Mahoney (FL)  
Marchant  
Markey

Marshall  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHugh  
McIntyre  
McMorris  
Rodgers  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Platts  
Pomeroy  
Porter  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Regula  
Reyes  
Richardson  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.

Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Shays  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Speier  
Spratt  
Stark  
Stearns  
Stupak  
Sutton  
Tanner  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Tsongas  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Welch (VT)  
Weller  
Wexler  
Whitfield (KY)  
Wilson (OH)  
Wittman (VA)  
Wolf  
Woolsey  
Wu  
Yarmuth  
Young (FL)

## NOES—133

Costa  
Crenshaw  
Crowley  
Culberson  
Davis (AL)  
Davis (KY)  
Davis, David  
Davis, Tom  
Doolittle  
Drake  
Everett  
Feeney  
Ferguson  
Flake  
Fossella  
Foster  
Fox  
Franks (AZ)  
Garrett (NJ)  
Gingrey  
Granger  
Hastings (WA)  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hunter  
Inglis (SC)  
Johnson, Sam  
Jordan  
Kind  
King (IA)

Kingston  
Kline (MN)  
Lamborn  
Latta  
Lewis (CA)  
Linder  
Lungren, Daniel  
E.  
Mack  
Maloney (NY)  
Manzullo  
Matheson  
McCarthy (CA)  
McCaul (TX)  
McCrery  
McHenry  
McKeon  
Melancon  
Mica  
Miller (FL)  
Miller, Gary  
Moran (KS)  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Petri  
Pickering  
Price (GA)  
Pryce (OH)  
Putnam

Radanovich  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (MI)  
Rohrabacher  
Roskam  
Royce  
Ryan (WI)  
Sali  
Scalise

Sensenbrenner  
Sessions  
Shadegg  
Shinkus  
Shuster  
Simpson  
Smith (NE)  
Smith (TX)  
Sullivan  
Tancredo  
Tauscher  
Thornberry

Tiahrt  
Tiberi  
Turner  
Walberg  
Walden (OR)  
Weiner  
Weldon (FL)  
Westmoreland  
Wilson (NM)  
Wilson (SC)  
Young (AK)

## NOT VOTING—17

Brady (TX)  
Burgess  
Conyers  
Cubin  
Dreier  
Grijalva

Hastings (FL)  
Hulshof  
Issa  
Jackson-Lee  
(TX)  
King (NY)

Lampson  
Pence  
Peterson (PA)  
Pitts  
Poe  
Sestak

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Two minutes.

## □ 1411

Messrs. BURTON of Indiana, MICA, CRENSHAW, and ROGERS of Michigan changed their vote from “aye” to “no.”

Ms. FALLIN and Mrs. McMORRIS RODGERS changed their vote from “no” to “aye.”

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## RAISING A QUESTION OF THE PRIVILEGES OF THE HOUSE

Mr. BOEHNER. Mr. Speaker, I have a privileged resolution at the desk, and I ask for its immediate consideration in the House.

The SPEAKER pro tempore (Mr. ROSS). The Clerk will report the resolution.

The Clerk read as follows:

## H. RES. 1460

Whereas the Committee on Ways and Means has jurisdiction over the United States Tax Code;

Whereas The New York Times reported on September 5, 2008, that, “Representative Charles B. Rangel has earned more than \$75,000 in rental income from a villa he has owned in the Dominican Republic since 1988, but never reported it on his federal or state tax returns, according to a lawyer for the congressman and documents from the resort”;

Whereas in an article in the September 5, 2008 edition of The New York Times, his attorney confirmed that Representative Rangel’s annual congressional Financial Disclosure statements failed to disclose the rental income from his resort villa;

Whereas The New York Times reported on September 6, 2008 that, “Representative Charles B. Rangel paid no interest for more than a decade on a mortgage extended to him to buy a villa at a beachfront resort in the Dominican Republic, according to Mr. Rangel’s lawyer and records from the resort. The loan, which was extended to Mr. Rangel in 1988, was originally to be paid back over seven years at a rate of 10.5 percent. But within two years, interest on the loan was waived for Mr. Rangel.”;

Whereas clause 5(a)(2)(A) of Rule 25 of the Rules of the House defines a gift as, “. . . a gratuity, favor, discount, entertainment, hospitality, loan, forbearance, or other item having monetary value” and prohibits the acceptance of such gifts except in limited circumstances;

Whereas Representative Rangel's acceptance of thousands of dollars in interest forgiveness is a violation of the House gift ban;

Whereas Representative Rangel's failure to disclose the aforementioned gifts and income on his Personal Financial Disclosure Statements violates House rules and federal law;

Whereas Roll Call newspaper reported on September 15, 2008 that, "The inconsistent reports are among myriad errors, discrepancies and unexplained entries on Rangel's personal disclosure forms over the past eight years that make it almost impossible to get a clear picture of the Ways and Means chairman's financial dealings.";

Whereas Representative Rangel's failure to report the aforementioned gifts and income on Federal, State and local tax returns is a violation of the tax laws of those jurisdictions;

Whereas disclosure of these improper acts follows an announcement on July 31, 2008 by the House Committee on Standards of Official Conduct that it is reviewing unrelated allegations that Representative Rangel has violated House gift rules, financial disclosure regulations and rules barring the use of official resources to solicit funds for private ventures;

Whereas an editorial in The New York Times on September 15, 2008 stated, "Mounting embarrassment for taxpayers and Congress makes it imperative that Representative Charles Rangel step aside as chairman of the Ways and Means Committee while his ethical problems are investigated.";

Whereas clause 1 of rule XXXIII of the Rules of the House of Representatives provides, "A Member, Delegate, Resident Commissioner, officer, or employee of the House shall conduct himself at all times in a manner that shall reflect creditably on the House";

Whereas on May 24, 2006, Speaker Nancy Pelosi cited "high ethical standards" in a letter to Representative William Jefferson asking that he resign his seat on the Committee on Ways and Means in light of ongoing investigations into alleged financial impropriety by Representative Jefferson: Now, therefore, be it

*Resolved*, That—

(1) pursuant to its authority under clause 3(a)(2) of House Rule XI, the Committee on Standards of Official Conduct, within 10 days of adoption of this resolution, shall establish an Investigative Subcommittee in the matter of Representative Charles B. Rangel or report to the House the reasons for its failure to do so; and

(2) upon adoption of this resolution and pending completion of the aforementioned investigation, Representative Rangel is hereby removed as chairman of the Committee on Ways and Means.

□ 1415

The SPEAKER pro tempore. The resolution presents a question of the privileges of the House.

MOTION TO TABLE OFFERED BY MR. HOYER

Mr. HOYER. Mr. Speaker, I move to table the resolution.

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. BOEHNER. 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, this 15-minute vote on the motion to table will be followed by 5-minute votes on

ordering the previous question on House Resolution 1441, by the yeas and nays; and adoption of House Resolution 1441, if ordered.

The vote was taken by electronic device, and there were—yeas 226, nays 176, answered "present" 11, not voting 20, as follows:

[Roll No. 609]  
YEAS—226

|                |                 |                   |
|----------------|-----------------|-------------------|
| Abercrombie    | Gillibrand      | Oberstar          |
| Ackerman       | Gonzalez        | Obey              |
| Allen          | Gordon          | Olver             |
| Altmire        | Green, Al       | Ortiz             |
| Andrews        | Gutierrez       | Pallone           |
| Arcuri         | Hall (NY)       | Pascarell         |
| Baca           | Hare            | Pastor            |
| Baird          | Harman          | Paul              |
| Baldwin        | Herseth Sandlin | Payne             |
| Barrow         | Higgins         | Perlmutter        |
| Bean           | Hill            | Peterson (MN)     |
| Becerra        | Hinchev         | Pomeroy           |
| Berkley        | Hinojosa        | Price (NC)        |
| Berman         | Hirono          | Rahall            |
| Berry          | Hodes           | Ramstad           |
| Bishop (GA)    | Holden          | Rangel            |
| Bishop (NY)    | Holt            | Reyes             |
| Blumenauer     | Honda           | Richardson        |
| Boren          | Hooley          | Rodriguez         |
| Boswell        | Hoyer           | Rohrabacher       |
| Boucher        | Inslee          | Ross              |
| Boyd (FL)      | Israel          | Rothman           |
| Boyd (KS)      | Jackson (IL)    | Ruppersberger     |
| Brady (PA)     | Jefferson       | Rush              |
| Braley (IA)    | Johnson (GA)    | Ryan (OH)         |
| Brown, Corrine | Johnson, E. B.  | Salazar           |
| Butterfield    | Jones (NC)      | Sánchez, Linda T. |
| Capps          | Kagen           | Sanchez, Loretta  |
| Canquano       | Kanjorski       | Sarbanes          |
| Cardoza        | Kaptur          | Schakowsky        |
| Carnahan       | Kildee          | Schiff            |
| Carney         | Kilpatrick      | Schwartz          |
| Carson         | Kind            | Scott (GA)        |
| Castor         | Klein (FL)      | Serrano           |
| Cazayoux       | Kucinich        | Shea-Porter       |
| Chandler       | Langevin        | Sherman           |
| Childers       | Larsen (WA)     | Shuler            |
| Clarke         | Larson (CT)     | Sires             |
| Clay           | Lee             | Skelton           |
| Cleaver        | Levin           | Slaughter         |
| Clyburn        | Lewis (GA)      | Smith (WA)        |
| Cohen          | Lipinski        | Solis             |
| Cooper         | Loebsock        | Space             |
| Costa          | Lofgren, Zoe    | Speier            |
| Costello       | Lowe            | Spratt            |
| Courtney       | Lynch           | Stark             |
| Cramer         | Mahoney (FL)    | Stupak            |
| Crowley        | Maloney (NY)    | Sutton            |
| Cuellar        | Markey          | Tanner            |
| Cummings       | Marshall        | Tauscher          |
| Davis (AL)     | Matheson        | Taylor            |
| Davis (CA)     | Matsui          | Thompson (CA)     |
| Davis (IL)     | McCarthy (NY)   | Thompson (MS)     |
| Davis, Lincoln | McCollum (MN)   | Tierney           |
| DeFazio        | McDermott       | Towns             |
| DeGette        | McGovern        | Tsongas           |
| DeLauro        | McIntyre        | Udall (CO)        |
| Dicks          | McNerney        | Udall (NM)        |
| Dingell        | McNulty         | Van Hollen        |
| Doggett        | Meek (FL)       | Velázquez         |
| Donnelly       | Meeks (NY)      | Visclosky         |
| Edwards (MD)   | Melancon        | Walz (MN)         |
| Edwards (TX)   | Michaud         | Wasserman         |
| Ellison        | Miller (NC)     | Schultz           |
| Ellsworth      | Miller, George  | Waters            |
| Emanuel        | Mitchell        | Watson            |
| Engel          | Mollohan        | Watt              |
| Eshoo          | Moore (KS)      | Waxman            |
| Etheridge      | Moore (WI)      | Weiner            |
| Farr           | Moran (VA)      | Welch (VT)        |
| Fattah         | Murphy (CT)     | Wexler            |
| Filner         | Murphy, Patrick | Wilson (OH)       |
| Foster         | Murtha          | Woolsey           |
| Frank (MA)     | Nadler          | Wu                |
| Giffords       | Napolitano      | Yarmuth           |
| Gilchrest      | Neal (MA)       |                   |

NAYS—176

|               |             |              |
|---------------|-------------|--------------|
| Aderholt      | Bilbray     | Boustany     |
| Akin          | Bilirakis   | Broun (GA)   |
| Alexander     | Bishop (UT) | Brown (SC)   |
| Bachmann      | Blackburn   | Brown-Waite, |
| Bachus        | Blunt       | Ginny        |
| Bartlett (MD) | Boehner     | Buchanan     |
| Barton (TX)   | Bono Mack   | Buyer        |
| Biggert       | Boozman     | Calvert      |

|                 |                    |                |
|-----------------|--------------------|----------------|
| Camp (MI)       | Hunter             | Putnam         |
| Campbell (CA)   | Inglis (SC)        | Radanovich     |
| Cannon          | Johnson (IL)       | Regula         |
| Cantor          | Johnson, Sam       | Rehberg        |
| Capito          | Jordan             | Reichert       |
| Carter          | Keller             | Reynolds       |
| Castle          | King (IA)          | Rogers (AL)    |
| Chabot          | Kingston           | Rogers (KY)    |
| Coble           | Kirk               | Rogers (MI)    |
| Cole (OK)       | Knollenberg        | Ros-Lehtinen   |
| Conaway         | Kuhl (NY)          | Roskam         |
| Crenshaw        | LaHood             | Royce          |
| Culberson       | Lamborn            | Ryan (WI)      |
| Davis (KY)      | Latham             | Sali           |
| Davis, David    | LaTourette         | Saxton         |
| Davis, Tom      | Latta              | Scalise        |
| Deal (GA)       | Lewis (CA)         | Schmidt        |
| Dent            | Lewis (KY)         | Sensenbrenner  |
| Diaz-Balart, L. | Linder             | Sessions       |
| Diaz-Balart, M. | LoBiondo           | Shadegg        |
| Doolittle       | Lucas              | Shays          |
| Drake           | Lungren, Daniel E. | Shimkus        |
| Duncan          | Mack               | Shuster        |
| Ehlers          | Manzullo           | Simpson        |
| Emerson         | Marchant           | Smith (NE)     |
| English (PA)    | McCarthy (CA)      | Smith (NJ)     |
| Everett         | McCotter           | Smith (TX)     |
| Fallin          | McCrery            | Souder         |
| Feeney          | McHenry            | Stearns        |
| Ferguson        | McHugh             | Sullivan       |
| Flake           | McKeon             | Tancredo       |
| Forbes          | McMorris           | Thornberry     |
| Fortenberry     | Rodgers            | Tiahrt         |
| Fox             | Mica               | Tiberi         |
| Franks (AZ)     | Miller (FL)        | Turner         |
| Frelinghuysen   | Miller (MI)        | Upton          |
| Gallegly        | Miller, Gary       | Walberg        |
| Garrett (NJ)    | Moran (KS)         | Walden (OR)    |
| Gerlach         | Murphy, Tim        | Walsh (NY)     |
| Gingrey         | Musgrave           | Wamp           |
| Gohmert         | Myrick             | Weldon (FL)    |
| Goode           | Neugebauer         | Weller         |
| Goodlatte       | Nunes              | Westmoreland   |
| Granger         | Pearce             | Whitfield (KY) |
| Graves          | Peterson (PA)      | Wilson (NM)    |
| Hall (TX)       | Petri              | Wilson (SC)    |
| Hayes           | Pickering          | Wittman (VA)   |
| Heller          | Platts             | Wolf           |
| Hensarling      | Porter             | Young (AK)     |
| Herger          | Price (GA)         | Young (FL)     |
| Hobson          | Pryce (OH)         |                |
| Hoekstra        |                    |                |

ANSWERED "PRESENT"—11

|              |               |               |
|--------------|---------------|---------------|
| Barrett (SC) | Doyle         | McCauley (TX) |
| Bonner       | Green, Gene   | Roybal-Allard |
| Burton (IN)  | Hastings (WA) | Scott (VA)    |
| Delahunt     | Kline (MN)    |               |

NOT VOTING—20

|            |               |         |
|------------|---------------|---------|
| Brady (TX) | Hastings (FL) | Lampson |
| Burgess    | Hulshof       | Pence   |
| Conyers    | Issa          | Pitts   |
| Cubin      | Jackson-Lee   | Poe     |
| Dreier     | (TX)          | Renzi   |
| Fossella   | Kennedy       | Sestak  |
| Grijalva   | King (NY)     | Snyder  |

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). There are 2 minutes remaining on this vote.

□ 1436

So 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.

PROVIDING FOR CONSIDERATION OF H.R. 3036, NO CHILD LEFT INSIDE ACT OF 2008

The SPEAKER pro tempore. The unfinished business is the vote on ordering the previous question on House Resolution 1441, on which the yeas and nays were ordered.

The Clerk read the title of the resolution.

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