

Roskam	Simpson	Tiberi
Royce	Smith (NE)	Turner
Ryan (WI)	Smith (NJ)	Upton
Scalise	Smith (TX)	Walden
Schmidt	Souder	Wamp
Schock	Stearns	Westmoreland
Sensenbrenner	Sullivan	Whitfield
Sessions	Taylor	Wilson (SC)
Shadegg	Terry	Wittman
Shimkus	Thompson (PA)	Wolf
Shuler	Thornberry	Young (AK)
Shuster	Tiahrt	Young (FL)

ANSWERED "PRESENT"—1

Lipinski

NOT VOTING—3

Campbell                      Clyburn                      Lee (NY)

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1424

So the conference report was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

OFFERING CONDOLENCES TO THE VICTIMS AND GRATITUDE TO THE RESCUE WORKERS OF CONTINENTAL CONNECTION FLIGHT 3407

(Mr. HIGGINS asked and was given permission to address the House for 1 minute.)

Mr. HIGGINS. Madam Speaker, I am certain that everyone knows by now approximately 50 people lost their lives in a tragic plane crash last night in western New York. This crash occurred in the hometown of our colleague, CHRIS LEE, who has left Washington to assist in efforts ongoing in western New York.

I know that the whole House joins Mr. LEE, Mrs. SLAUGHTER, Mr. MASSA, and me in offering our deepest condolences to the loved ones of those killed in this tragic event and in offering tremendous gratitude to the firefighters, emergency personnel, and other first responders who bravely worked through the night and are still working today to deal with this accident.

I would now yield to my western New York colleague, Mrs. SLAUGHTER.

Ms. SLAUGHTER. I appreciate very much your yielding to me.

We have suffered a terrible blow in western New York. I got home last night about midnight to turn on the television to see the suffering of my people, and my heart breaks for Upstate New York. Our worst fears were confirmed when we learned that no one survived that crash, and that one person on the ground was lost. They were less than 5 minutes away from the runway at the airport that might have saved their lives.

It is always a tragedy; and just this week we stood with our colleague Mr. COLE to worry and concern with him for the loss that he had in his district

due to the tornado. We appreciate that in western New York we take care of each other, and in the House of Representatives we care very much for each other as well.

The first responders and all the citizens of western New York who rushed to help and all the officials of New York and Washington and the local officials have our thanks and our good wishes. We will do everything that we can to try to ease the pain and to ease the suffering, and hope to God that this does not happen to us again.

MOMENT OF SILENCE

Mr. HIGGINS. Madam Speaker, I ask the House observe a moment of silence for the families and the victims of this tragic event.

□ 1430

RECOGNIZING DALE OAK

(Mr. OBEY asked and was given permission to address the House for 1 minute.)

Mr. OBEY. Mr. Speaker, this is the last time that Dale Oak will be on this floor serving us as a member of the staff of the Appropriations Committee. He has been serving as the chief clerk for the Financial Services Subcommittee. He has served the Appropriations Committee in this House for 14 years, working for both the Republicans and Democrats, as has often been the tradition on the Appropriations Committee. He is leaving, and I simply want to thank him for the service he has given to the Committee and to the House, and wish him all the best in his new endeavor. He has been an incredibly hard worker, and we are all lucky to have public servants like him helping us.

I yield to the gentleman from California.

Mr. LEWIS of California. I very much appreciate our chairman yielding. I, too, want to express our deepest gratitude to Dale Oak and his family for the years and years of work and sacrifice they have put in on our behalf.

As the chairman indicated, Dale has worked on both sides of the aisle in the front office, was very helpful to BILL YOUNG, I know, and to myself, and now to DAVID OBEY.

The people who really deserve our recognition and thanks, however, involve first and foremost Dale's wife, Janet, and their children, Eric and Anna.

Thank you all for your great service. Godspeed.

Mr. OBEY. I yield to the gentleman from New York.

Mr. SERRANO. With the indulgence of the Members, I know we all want to leave and catch a plane or train, but I have been fortunate during the 2 years that I have been chairman of this committee to have Dale Oak as the committee clerk. And I want to wish him all the best and tell the Members that those individuals who work 24/7 into late at night are people like Dale Oak

who make us look good and who serve the American people although their name and their work sometimes is not seen on a daily basis.

And so I thank you, Dale, for your service to our country.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Without objection, 5-minute voting will continue.

There was no objection.

COMMEMORATING ABRAHAM LINCOLN ON THE BICENTENNIAL OF HIS BIRTH

The SPEAKER pro tempore. The unfinished business is the question on suspending the rules and agreeing to the resolution, H. Res. 139.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Massachusetts (Mr. LYNCH) that the House suspend the rules and agree to the resolution, H. Res. 139.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, two-thirds being in the affirmative, the yeas have it.

Mr. SCOTT of Georgia. 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 403, nays 0, not voting 29, as follows:

[Roll No. 71]

YEAS—403

Abercrombie	Braley (IA)	Crenshaw
Aderholt	Bright	Crowley
Adler (NJ)	Broun (GA)	Cuellar
Akin	Brown (SC)	Culberson
Alexander	Brown, Corrine	Cummings
Altmire	Buchanan	Dahlkemper
Andrews	Burgess	Davis (AL)
Arcuri	Burton (IN)	Davis (CA)
Austria	Butterfield	Davis (IL)
Baca	Buyer	Davis (KY)
Bachmann	Calvert	Davis (TN)
Bachus	Camp	DeFazio
Baird	Cantor	DeGette
Baldwin	Cao	Delahunt
Barrett (SC)	Capito	DeLauro
Barrow	Capps	Dent
Bartlett	Capuano	Diaz-Balart, L.
Barton (TX)	Cardoza	Dicks
Bean	Carnahan	Dingell
Becerra	Carney	Donnelly (IN)
Berkley	Carson (IN)	Dreier
Berry	Carter	Driehaus
Biggart	Cassidy	Duncan
Bilbray	Castle	Edwards (MD)
Bilirakis	Castor (FL)	Edwards (TX)
Bishop (GA)	Chaffetz	Ehlers
Bishop (NY)	Chandler	Ellison
Blackburn	Childers	Ellsworth
Blumenauer	Clarke	Emerson
Bocciari	Cleaver	Engel
Boehner	Coble	Eshoo
Bonner	Coffman (CO)	Etheridge
Bono Mack	Cohen	Fallin
Boozman	Cole	Farr
Boren	Conaway	Fattah
Boswell	Connolly (VA)	Finer
Boucher	Conyers	Flake
Boyd	Cooper	Fleming
Brady (PA)	Costa	Forbes
Brady (TX)	Courtney	Fortenberry

Foster  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Fudge  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gingrey (GA)  
Gonzalez  
Goodlatte  
Gordon (TN)  
Granger  
Graves  
Grayson  
Green, Al  
Green, Gene  
Griffith  
Grijalva  
Guthrie  
Gutierrez  
Hall (NY)  
Hall (TX)  
Halvorson  
Hare  
Harman  
Harper  
Hastings (FL)  
Hastings (WA)  
Heinrich  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Himes  
Hinojosa  
Hirono  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hoyer  
Hunter  
Inglis  
Inlee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jenkins  
Johnson (GA)  
Johnson (IL)  
Johnson, Sam  
Jones  
Jordan (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick (MI)  
Kilroy  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kirkpatrick (AZ)  
Kissell  
Klein (FL)  
Kline (MN)  
Kosmas  
Kratovil  
Kucinich  
Lamborn  
Lance  
Langevin  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Latta  
Lee (CA)  
Levin  
Lewis (CA)  
Lewis (GA)  
Linder  
Lipinski  
LoBiondo  
Loeb sack

Lofgren, Zoe  
Lowey  
Luetkemeyer  
Lujan  
Lummis  
Lungren, Daniel  
E.  
Lynch  
Mack  
Maffei  
Maloney  
Manzullo  
Markey (CO)  
Markey (MA)  
Marshall  
Massa  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul  
McClintock  
McCollum  
McCotter  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMahon  
McMorris  
Rodgers  
McNerney  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Minnick  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Myrick  
Nadler (NY)  
Napolitano  
Neal (MA)  
Neugebauer  
Nye  
Oberstar  
Olson  
Olver  
Ortiz  
Pallone  
Pascarell  
Pastor (AZ)  
Paulsen  
Payne  
Pence  
Perlmutter  
Perriello  
Peters  
Peterson  
Pingree (ME)  
Pitts  
Platts  
Poe (TX)  
Polis (CO)  
Pomeroy  
Posey  
Price (GA)  
Price (NC)  
Putnam  
Radanovich  
Rahall  
Rangel  
Rehberg  
Reichert  
Reyes  
Richardson  
Rodriguez  
Roe (TN)  
Rogers (AL)  
Rogers (KY)

Rogers (MI)  
Rohrabacher  
Rooney  
Ros-Lehtinen  
Roskam  
Ross  
Rothman (NJ)  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (WI)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Scalise  
Schakowsky  
Schauer  
Schiff  
Schmidt  
Schock  
Schrader  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis (CA)  
Souder  
Space  
Speier  
Spratt  
Stark  
Stearns  
Stupak  
Sutton  
Tanner  
Tauscher  
Teague  
Terry  
Thompson (CA)  
Thompson (MS)  
Thompson (PA)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Titus  
Tonko  
Townsend  
Tsongas  
Turner  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walden  
Walz  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch  
Westmoreland  
Wexler  
Whitfield  
Wilson (OH)  
Wilson (SC)  
Wittman  
Wolf  
Woolsey  
Wu  
Yarmuth  
Young (AK)  
Young (FL)

NOT VOTING—29

Ackerman  
Berman  
Bishop (UT)  
Blunt  
Boustany  
Brown-Waite,  
Ginny  
Campbell  
Clay  
Clyburn  
Costello  
Deal (GA)  
Diaz-Balart, M.  
Doggett  
Doyle  
Gohmert  
Hinchev  
Johnson, E. B.  
Lee (NY)  
Marchant  
Murphy, Tim  
Nunes  
Obey  
Paul  
Petri  
Ryan (OH)  
Shadegg  
Smith (TX)  
Sullivan  
Taylor

□ 1440

So (two-thirds being in the affirmative) the rules were suspended and 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 for:

Mr. SHADEGG. Madam Speaker, on rollcall No. 71, had I been present, I would have voted "yea."

Mr. NUNES. Mr. Speaker, on rollcall No. 71, the motion to suspend the rules and agree to H. Res. 139—Commemorating the life and legacy of President Abraham Lincoln on the bicentennial of his birth, had I been present, I would have voted "yea."

CONGRATULATING THE PITTSBURGH STEELERS

The SPEAKER pro tempore (Mr. BRIGHT). The unfinished business is the question on suspending the rules and agreeing to the resolution, H. Res. 110.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Massachusetts (Mr. LYNCH) that the House suspend the rules and agree to the resolution, H. Res. 110.

The question was taken; and (two-thirds being in the affirmative) the rules were suspended and the resolution was agreed to.

A motion to reconsider was laid on the table.

SUPPORTING THE GOALS AND IDEALS OF AMERICAN HEART MONTH AND NATIONAL WEAR RED DAY

The SPEAKER pro tempore. The unfinished business is the question on suspending the rules and agreeing to the resolution, H. Res. 112.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Massachusetts (Mr. LYNCH) that the House suspend the rules and agree to the resolution, H. Res. 112.

The question was taken; and (two-thirds being in the affirmative) the rules were suspended and the resolution was agreed to.

A motion to reconsider was laid on the table.

YVONNE INGRAM-EPHRAIM POST OFFICE BUILDING

The SPEAKER pro tempore. The unfinished business is the question on suspending the rules and passing the bill, H.R. 663.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Massachusetts (Mr. LYNCH) that the House suspend the rules and pass the bill, H.R. 663.

The question was taken; and (two-thirds being in the affirmative) the rules were suspended and the bill was passed.

A motion to reconsider was laid on the table.

CONDITIONAL ADJOURNMENT TO TUESDAY, FEBRUARY 17, 2009

Mr. DEFAZIO. Mr. Speaker, I ask unanimous consent that when the House adjourns today on a motion offered pursuant to this order, it adjourn to meet 10 a.m. on Tuesday, February 17, 2009, unless it sooner has received a message from the Senate transmitting its concurrence in House Concurrent Resolution 47, in which case the House shall stand adjourned pursuant to that concurrent resolution.

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

There was no objection.

TAXPAYER FUNDED GET-OUT-OF-JAIL-FREE CARD

(Ms. FOXX asked and was given permission to address the House for 1 minute.)

Ms. FOXX. Mr. Speaker, I would like to highlight one component of the so-called stimulus package that is particularly egregious. There is a pile of money for grants for "pretrial release and pretrial release agencies" in the stimulus. This is an unacceptable use of taxpayer dollars. Why? Because this program is a criminal bailout. Expanding the budgets of taxpayer-funded pretrial release programs is fiscally irresponsible when the private surety bail industry can be utilized to a greater degree with no expense to taxpayers.

In fact, this provision not only puts taxpayers on the hook for bailing out criminals, it also would squeeze out private-sector solutions, in effect, killing jobs. So much for job creation.

Mr. Speaker, this is a taxpayer-funded get-out-of-jail-free card that will end up costing our economy jobs. It's no wonder we were given only 12 hours to analyze this 1,000-page bill.

□ 1445

OUR COMMITMENT TO SCIENCE

(Mr. HOLT asked and was given permission to address the House for 1 minute and to revise and extend his remarks.)