

The SPEAKER pro tempore. This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 402, nays 13, not voting 16, as follows:

[Roll No. 92]

YEAS—402

Abercrombie	Dahlkemper	Jackson-Lee
Ackerman	Davis (AL)	(TX)
Aderholt	Davis (CA)	Johnson (GA)
Adler (NJ)	Davis (IL)	Johnson (IL)
Akin	Davis (KY)	Johnson, E. B.
Alexander	Davis (TN)	Johnson, Sam
Altmire	Deal (GA)	Jones
Andrews	DeFazio	Jordan (OH)
Arcuri	DeGette	Kagen
Austria	Delahunt	Kanjorski
Bachmann	DeLauro	Kaptur
Bachus	Dent	Kennedy
Baird	Diaz-Balart, L.	Kildee
Baldwin	Diaz-Balart, M.	Kilpatrick (MI)
Barrett (SC)	Dicks	Kilroy
Barrow	Dingell	Kind
Bartlett	Doggett	King (NY)
Barton (TX)	Donnelly (IN)	Kingston
Bean	Doyle	Kirk
Becerra	Dreier	Kirkpatrick (AZ)
Berkley	Driehaus	Kissell
Berman	Edwards (MD)	Klein (FL)
Berry	Edwards (TX)	Kline (MN)
Biggert	Ellsworth	Kosmas
Bilbray	Emerson	Kratovil
Bilirakis	Engel	Kucinich
Bishop (GA)	Eshoo	Lamborn
Bishop (NY)	Etheridge	Lance
Bishop (UT)	Fallin	Langevin
Blackburn	Farr	Larsen (WA)
Blumenauer	Fattah	Larsen (CT)
Blunt	Filner	Latham
Bocciari	LaTourette	Latta
Boehner	Fleming	Lee (CA)
Bonner	Forbes	Lee (NY)
Bono Mack	Fortenberry	Levin
Boozman	Foster	Lewis (CA)
Boren	Fox	Lewis (GA)
Boswell	Frank (MA)	Linder
Boucher	Frelinghuysen	Lipinski
Boustany	Fudge	LoBiondo
Boyd	Gallely	Loebsack
Brady (PA)	Garrett (NJ)	Lofgren, Zoe
Brady (TX)	Gerlach	Lowe
Braley (IA)	Giffords	Lucas
Bright	Gingrey (GA)	Luetkemeyer
Brown (SC)	Gohmert	Lujan
Brown-Waite,	Gonzalez	Lungren, Daniel
Ginny	Goodlatte	E.
Burgess	Gordon (TN)	Lynch
Burton (IN)	Granger	McCarthy (CA)
Butterfield	Graves	McCarthy (NY)
Buyer	Grayson	McCaul
Calvert	Green, Al	McClintock
Camp	Green, Gene	McCollum
Cantor	Griffith	McCotter
Cao	Grijalva	McDermott
Capito	Guthrie	McGovern
Capps	Gutierrez	McHenry
Capuano	Hall (NY)	McHugh
Cardoza	Hall (TX)	McIntyre
Carnahan	Halvorson	McKeon
Carney	Hare	McMahon
Carson (IN)	Harman	McMorris
Carter	Harper	Rodgers
Cassidy	Hastings (FL)	McNerney
Castle	Hastings (WA)	Meek (FL)
Castor (FL)	Heinrich	Meeks (NY)
Chandler	Heller	Melancon
Childers	Hensarling	Mica
Clarke	Herger	Michaud
Clay	Herseth Sandlin	Miller (FL)
Cleaver	Higgins	Miller (MI)
Clyburn	Hill	Miller (NC)
Coble	Himes	Miller, George
Coffman (CO)	Hinche	Minnick
Cohen	Hinojosa	Mitchell
Cole	Hirono	Mollohan
Conaway	Hodes	Moore (KS)
Connolly (VA)	Hoekstra	
Conyers	Holden	
Cooper	Holt	
Costa	Honda	
Costello	Hoyer	
Courtney	Hunter	
Crenshaw	Inglis	
Crowley	Inslee	
Cuellar	Israel	
Culberson	Issa	
Cummings	Jackson (IL)	

Moore (WI)	Rogers (KY)	Stupak
Moran (KS)	Rogers (MI)	Sullivan
Moran (VA)	Rooney	Sutton
Murphy (CT)	Roskam	Tanner
Murphy, Patrick	Ross	Tauscher
Murphy, Tim	Rothman (NJ)	Taylor
Murtha	Roybal-Allard	Teague
Myrick	Salazar	Terry
Nadler (NY)	Ruppersberger	Thompson (CA)
Napolitano	Rush	Thompson (MS)
Neal (MA)	Ryan (OH)	Thompson (PA)
Neugebauer	Ryan (WI)	Thornberry
Nunes	Salazar	Tiberi
Nye	Sánchez, Linda	Tierney
Oberstar	T.	Titus
Obey	Sanchez, Loretta	Tonko
Olson	Sarbanes	Towns
Olver	Scalise	Tsongas
Ortiz	Schakowsky	Turner
Pallone	Schauer	Upton
Pascarell	Schiff	Van Hollen
Pastor (AZ)	Schmidt	Velázquez
Paulsen	Schrock	Visclosky
Payne	Schrader	Walden
Pence	Schwartz	Walz
Peters	Scott (GA)	Wamp
Peterson	Scott (VA)	Wasserman
Petri	Sensenbrenner	Schultz
Pingree (ME)	Serrano	Waters
Pitts	Sessions	Watson
Platts	Sestak	Watt
Poe (TX)	Shea-Porter	Waxman
Polis (CO)	Sherman	Weiner
Pomeroy	Shimkus	Welch
Posey	Shuler	Westmoreland
Price (GA)	Shuster	Wexler
Price (NC)	Simpson	Whitfield
Radano	Sires	Wilson (OH)
Rahall	Skeltan	Wilson (SC)
Rangel	Slaughter	Wittman
Rehberg	Smith (NE)	Wolf
Reichert	Smith (NJ)	Woolsey
Reyes	Smith (TX)	Wu
Richardson	Smith (WA)	Yarmuth
Rodriguez	Souder	Young (AK)
Roe (TN)	Space	
Rogers (AL)	Spratt	
	Stearns	

NAYS—13

Broun (GA)	Jenkins
Chaffetz	Lummis
Duncan	Manzullo
Flake	Paul
Franks (AZ)	Rohrabacher

NOT VOTING—16

Baca	King (IA)	Snyder
Brown, Corrine	Miller, Gary	Speier
Buchanan	Perlmutter	Stark
Campbell	Perriello	Young (FL)
Ehlers	Putnam	
Ellison	Ros-Lehtinen	

□ 1609

Mrs. MALONEY changed her vote from “nay” to “yea.”

So (two-thirds being in the affirmative) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. KING of Iowa. Madam Speaker, on rollcall No. 92, I was not present because of the birth of my grandson. Had I been present, I would have voted “yea.”

Mr. PERLMUTTER. Madam Speaker, on rollcall No. 92, I was unavoidably detained; otherwise I would have voted “yes” on the Civil War Battlefield Preservation Act.

CONGRATULATING THE UNIVERSITY OF MARY WASHINGTON ON ITS 100TH ANNIVERSARY

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and agree to the resolution, H. Res. 77, on which the yeas and nays were ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Colorado (Mr. POLIS) that the House suspend the rules and agree to the resolution, H. Res. 77.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 414, nays 0, not voting 17, as follows:

[Roll No. 93]

YEAS—414

Abercrombie	Connolly (VA)	Heller
Ackerman	Conyers	Hensarling
Aderholt	Cooper	Herger
Adler (NJ)	Costa	Herseth Sandlin
Akin	Costello	Higgins
Alexander	Courtney	Hill
Altmire	Crenshaw	Himes
Andrews	Crowley	Hinche
Arcuri	Cuellar	Hinojosa
Austria	Culberson	Hirono
Bachmann	Cummings	Hodes
Bachus	Dahlkemper	Hoekstra
Baird	Davis (AL)	Holden
Baldwin	Davis (CA)	Holt
Barrett (SC)	Davis (IL)	Honda
Barrow	Davis (KY)	Hoyer
Bartlett	Davis (TN)	Hunter
Barton (TX)	Deal (GA)	Inglis
Bean	DeFazio	Inslee
Becerra	DeGette	Israel
Berkley	Delahunt	Issa
Berman	DeLauro	Jackson (IL)
Berry	Dent	Jackson-Lee
Biggert	Diaz-Balart, L.	(TX)
Bilbray	Diaz-Balart, M.	Jenkins
Bilirakis	Dicks	Johnson (GA)
Bishop (GA)	Dingell	Johnson (IL)
Bishop (NY)	Doggett	Johnson, E. B.
Bishop (UT)	Donnelly (IN)	Johnson, Sam
Blackburn	Doyle	Jones
Blumenauer	Dreier	Jordan (OH)
Blunt	Driehaus	Kagen
Bocciari	Duncan	Kanjorski
Boehner	Edwards (MD)	Kaptur
Bonner	Edwards (TX)	Kennedy
Bono Mack	Ellsworth	Kildee
Boozman	Emerson	Kilpatrick (MI)
Boren	Engel	Kilroy
Boswell	Eshoo	Kind
Boucher	Etheridge	King (NY)
Boustany	Fallin	Kingston
Boyd	Farr	Kirk
Brady (PA)	Fattah	Kirkpatrick (AZ)
Brady (TX)	Filner	Kissell
Braley (IA)	Flake	Klein (FL)
Bright	Fleming	Kline (MN)
Broun (GA)	Forbes	Kosmas
Brown (SC)	Fortenberry	Kratovil
Brown-Waite,	Foster	Kucinich
Ginny	Fox	Lamborn
Burgess	Frank (MA)	Lance
Burton (IN)	Franks (AZ)	Langevin
Butterfield	Frelinghuysen	Larsen (WA)
Buyer	Fudge	Larsen (CT)
Calvert	Gallely	Latham
Camp	Garrett (NJ)	LaTourette
Cantor	Gerlach	Latta
Cao	Giffords	Lee (CA)
Capito	Gingrey (GA)	Lee (NY)
Capps	Gohmert	Levin
Capuano	Gonzalez	Lewis (CA)
Cardoza	Goodlatte	Lewis (GA)
Carnahan	Gordon (TN)	Linder
Carney	Granger	Lipinski
Carson (IN)	Graves	LoBiondo
Carter	Grayson	Loebsack
Cassidy	Green, Al	Lofgren, Zoe
Castle	Green, Gene	Lowe
Castor (FL)	Griffith	Lucas
Chaffetz	Grijalva	Luetkemeyer
Chandler	Guthrie	Lujan
Childers	Gutierrez	Lummis
Clarke	Hall (NY)	Lungren, Daniel
Clay	Hall (TX)	E.
Cleaver	Halvorson	Lynch
Clyburn	Hare	Mack
Coble	Harman	Maffei
Coffman (CO)	Harper	Maloney
Cohen	Hastings (FL)	Manzullo
Cole	Hastings (WA)	Marchant
Conaway	Heinrich	Markey (CO)

Markey (MA)	Perlmutter	Shuler
Marshall	Peters	Shuster
Massa	Peterson	Simpson
Matheson	Petri	Sires
Matsui	Pingree (ME)	Skelton
McCarthy (CA)	Pitts	Slaughter
McCarthy (NY)	Platts	Smith (NE)
McCaul	Poe (TX)	Smith (NJ)
McClintock	Polis (CO)	Smith (TX)
McCollum	Pomeroy	Smith (WA)
McCotter	Posey	Souder
McDermott	Price (GA)	Space
McGovern	Price (NC)	Spratt
McHugh	Radanovich	Stearns
McIntyre	Rahall	Stupak
McKeon	Rangel	Sullivan
McMahon	Rehberg	Sutton
McMorris	Reichert	Tanner
Rodgers	Reyes	Tauscher
McNerney	Richardson	Taylor
Meek (FL)	Rodriguez	Teague
Meeks (NY)	Roe (TN)	Terry
Melancon	Rogers (AL)	Thompson (CA)
Mica	Rogers (KY)	Thompson (MS)
Michaud	Rogers (MI)	Thompson (PA)
Miller (FL)	Rohrabacher	Thornberry
Miller (MI)	Rooney	Tiahrt
Miller (NC)	Roskam	Tiberi
Miller, George	Ross	Tierney
Minnick	Rothman (NJ)	Titus
Mitchell	Roybal-Allard	Tonko
Mollohan	Royce	Towns
Moore (KS)	Ruppersberger	Tsongas
Moore (WI)	Rush	Turner
Moran (KS)	Ryan (OH)	Upton
Moran (VA)	Ryan (WI)	Van Hollen
Murphy (CT)	Salazar	Velázquez
Murphy, Patrick	Sánchez, Linda	Visclosky
Murphy, Tim	T.	Walden
Murtha	Sanchez, Loretta	Walz
Myrick	Sarbanes	Wamp
Nadler (NY)	Scalise	Wasserman
Napolitano	Schakowsky	Schultz
Neal (MA)	Schauer	Waters
Neugebauer	Schiff	Watson
Nunes	Schmidt	Watt
Nye	Schock	Waxman
Oberstar	Schrader	Weiner
Obey	Schwartz	Welch
Olson	Scott (GA)	Westmoreland
Olver	Scott (VA)	Wexler
Ortiz	Sensenbrenner	Whitfield
Pallone	Serrano	Wilson (SC)
Pascrell	Sessions	Wittman
Pastor (AZ)	Sestak	Wolf
Paul	Shadegg	Woolsey
Paulsen	Shea-Porter	Wu
Payne	Sherman	Yarmuth
Pence	Shimkus	Young (AK)

NOT VOTING—17

Baca	King (IA)	Snyder
Brown, Corrine	McHenry	Speier
Buchanan	Miller, Gary	Stark
Campbell	Perriello	Wilson (OH)
Ehlers	Putnam	Young (FL)
Ellison	Ros-Lehtinen	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Members have 2 minutes to record their votes.

□ 1616

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. KING of Iowa. Madam Speaker, on roll-call No. 93, I was not present because of the birth of my grandson. Had I been present, I would have voted "yea."

NOTICE OF INTENTION TO OFFER RESOLUTION RAISING A QUESTION OF THE PRIVILEGES OF THE HOUSE

Mr. FLAKE. Madam Speaker, pursuant to clause 2(a)(1) of rule IX, I hereby

notify the House of my intention to offer a resolution as a question of the privileges of the House.

The form of my resolution is as follows:

Whereas The Hill reported on February 10, 2009, that "a top defense-lobbying firm" that "specializes in obtaining earmarks in the defense budget for a long list of clients" was "recently raided by the FBI.":

Whereas Roll Call reported on February 11, 2009, that "the defense-appropriations-focused lobbying shop" had in recent years "spread millions of dollars of campaign contributions to lawmakers.":

Whereas Politico reported on February 13, 2009, that "federal investigators are asking about thousands of dollars in campaign contributions to lawmakers as part of an effort to determine whether they were illegal 'straw man' donations.":

Whereas Roll Call reported on February 20, 2009, that they have "located tens of thousands of dollars worth of [the raided firm]-linked donations that are improperly reported in the FEC database.":

Whereas Roll Call also reported that "tracking Federal Election Commission records of campaign donations attributed to [the firm] is a comedy of errors, misinformation and mysteries, providing more questions than answers about how much money the lobbying firm actually raised for Congressional campaigns.":

Whereas CQ Today reported on February 19, 2009, that "104 House members got earmarks for projects sought by [clients of the firm] in the 2008 defense appropriations bills," and that 87 percent of this bipartisan group of Members received campaign contributions from the raided firm;

Whereas The Hill reported on February 10, 2009, that in 2008 clients of this firm had "received \$299 million worth of earmarks, according to Taxpayers for Common Sense.":

Whereas The Hill reported on February 23, 2009, that "clients of a defense lobby shop under investigation are continuing to score earmarks from their patrons in Congress, despite the firm being on the verge of shutting its doors permanently" and that several of the firm's clients "are slated to receive earmarks worth at least \$8 million in the omnibus spending bill funding the federal government through the rest of fiscal 2009 . . .":

Whereas the Washington Post reported on June 13, 2008, in a story describing increased earmark spending in the House version of the fiscal year 2009 defense authorization bill that "many of the earmarks serve as no-bid contracts for the recipients.":

Whereas the Associated Press reported on February 25, 2009, that "the Justice Department's fraud section is overseeing an investigation into whether [the firm] reimbursed some employees for campaign contributions to members of Congress who requested the projects.":

Whereas Politico reported on February 12, 2009, that "several sources said FBI agents have spent months laying the groundwork for their current investigation, including conducting research on earmarks and campaign contributions.":

Whereas the reportedly fraudulent nature of campaign contributions originating from the raided firm, as well as reports of the Justice Department conducting research on earmarks and campaign contributions, raise concern about the integrity of congressional proceedings and the dignity of the institution; and

Whereas the fact that cases are being investigated by the Justice Department does not preclude the Committee on Standards of Official Conduct from taking investigative steps: Now, therefore, be it

Resolved, That (a) the Committee on Standards of Official Conduct, or an investigative subcommittee of the committee established jointly by the chair and ranking minority member shall immediately begin an investigation into the relationship between earmark requests on behalf of clients of the raided firm already made by Members and the source and timing of past campaign contributions related to such requests.

(b) The Committee on Standards of Official Conduct shall submit a report of its findings to the House of Representatives within 2 months after the date of adoption of this resolution.

The SPEAKER pro tempore. Under rule IX, a resolution offered from the floor by a Member other than the majority leader or the minority leader as a question of the privileges of the House has immediate precedence only at a time designated by the Chair within 2 legislative days after the resolution is properly noticed.

Pending that designation, the form of the resolution noticed by the gentleman from Arizona will appear in the RECORD at this point.

The Chair will not at this point determine whether the resolution constitutes a question of privilege. That determination will be made at the time designated for consideration of the resolution.

NAMING MEMBERS TO BE AVAILABLE TO SERVE ON INVESTIGATIVE SUBCOMMITTEES OF COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT

The SPEAKER pro tempore. Pursuant to clause 5(a)(4)(A) of rule X, and the order of the House of January 6, 2009, the Chair announces the Speaker named the following Members of the House to be available to serve on investigative subcommittees of the Committee on Standards of Official Conduct for the 111th Congress:

Ms. BALDWIN, Wisconsin
Mr. CARNAHAN, Missouri
Mr. CLEAVER, Missouri
Mrs. DAVIS, California
Mr. ELLISON, Minnesota
Mr. GONZALEZ, Texas
Ms. HIRONO, Hawaii
Mr. MILLER, North Carolina

COMMUNICATION FROM THE REPUBLICAN LEADER

The SPEAKER pro tempore laid before the House the following communication from the Honorable JOHN A. BOEHNER, Republican Leader:

CONGRESS OF THE UNITED STATES,
HOUSE OF REPRESENTATIVES,
Washington, DC, February 26, 2009.

Hon. NANCY PELOSI,
Speaker, U.S. Capitol,
Washington, DC.

DEAR SPEAKER PELOSI: Pursuant to clause 5(a)(4)(A) of rule X of the Rules of the House of Representatives, I designate the following Members to be available for service on the investigative subcommittees of the Committee on Standards of Official Conduct during the 111th Congress:

The Honorable Rob Bishop of Utah.

The Honorable Marsha Blackburn of Tennessee.