

Markey (MA) Polis (CO) Smith (WA) Whitfield Wolf Young (FL)
 Massa Pomeroy Space Wilson (SC) Wu
 Matsui Price (NC) Speier Wittman Young (AK)
 McDermott Rahall Spratt
 McGovern Rangel Stark
 McIntyre Reyes Stupak
 McNerney Richardson Sutton
 Meek (FL) Rodriguez Tanner
 Melancon Rogers (KY) Taylor
 Michaud Rohrabacher Teague
 Miller (NC) Ros-Lehtinen Thompson (CA)
 Miller, George Ross Tierney
 Mollohan Rothman (NJ) Titus
 Moore (KS) Roybal-Allard Tonko
 Moore (WI) Ruppersberger Towns
 Moran (VA) Rush Van Hollen
 Murphy (CT) Ryan (OH) Velázquez
 Murphy, Patrick Salazar Visclosky
 Murtha Sánchez, Linda Walz
 Napolitano T. Wasserman
 Neal (MA) Sarbanes Schultz
 Nye Schakowsky Waters
 Oberstar Schiff Watson
 Obey Schwartz Watt
 Olver Scott (GA) Waxman
 Ortiz Scott (VA) Weiner
 Pastor (AZ) Serrano Welch
 Payne Shea-Porter Wexler
 Perlmutter Sherman Wilson (OH)
 Perriello Shuler Woolsey
 Peters Sires Yarmuth
 Peterson Skelton
 Pingree (ME) Slaughter

NAYS—196

Ackerman Foster McMahon
 Aderholt Foxx McMorris
 Akin Franks (AZ) Rodgers
 Alexander Frelinghuysen Meeks (NY)
 Austria Gallegly Mica
 Bachmann Garrett (NJ) Miller (FL)
 Bachus Gerlach Miller (MI)
 Barrett (SC) Gingrey (GA) Minnick
 Bartlett Gohmert Mitchell
 Bean Goodlatte Moran (KS)
 Biggert Granger Murphy, Tim
 Bilbray Graves Myrick
 Bilirakis Griffith Nadler (NY)
 Bishop (UT) Guthrie Neugebauer
 Blackburn Harper Nunes
 Blunt Hastings (WA) Olson
 Boehner Heller Paul
 Bonner Hensarling Paulsen
 Bono Mack Herger Pence
 Boozman Himes Petri
 Boren Hoekstra Pitts
 Boustany Hunter Platts
 Brady (TX) Inglis Poe (TX)
 Bright Issa Posey
 Broun (GA) Jenkins Price (GA)
 Brown (SC) Johnson (IL) Putnam
 Brown-Waite, Johnson, Sam Radanovich
 Ginny Jordan (OH) Rehberg
 Buchanan Kanjorski Reichert
 Burgess Kind Roe (TN)
 Burton (IN) King (IA) Rogers (AL)
 Buyer King (NY) Rogers (MI)
 Calvert Kingston Rooney
 Camp Kirk Roskam
 Campbell Kirkpatrick (AZ) Royce
 Cantor Kline (MN) Ryan (WI)
 Capito Lamborn Scalise
 Cardoza Latham Schock
 Carter LaTourette Schrader
 Cassidy Latta Sensenbrenner
 Castle Lee (NY) Sessions
 Chaffetz Lewis (CA) Sestak
 Childers Coble Shadegg
 Coble Linder Shimkus
 Coffman (CO) LoBiondo Shuster
 Cole Lucas Simpson
 Conaway Luetkemeyer Smith (NE)
 Costa Lummis Smith (NJ)
 Crenshaw Lungren, Daniel Smith (TX)
 Crowley E. Snyder
 Cuellar Mack Souder
 Culberson Manzullo Stearns
 Davis (KY) Marchant Sullivan
 Deal (GA) Marshall Tauscher
 Dent Matheson Terry
 Dreier McCarthy (CA) Thompson (PA)
 Ehlers McCarthy (NY) Thornberry
 Ellsworth McCaul Tiahrt
 Emerson McClintock Tiberi
 Fallon McCollum Tsongas
 Flake McCotter Turner
 Fleming McHenry Upton
 Forbes McHugh Walden
 Fortenberry McKeon Wamp

NOT VOTING—12
 Barton (TX) Miller, Gary Schauer
 Kilpatrick (MI) Pallone Schmidt
 Larson (CT) Pascrell Thompson (MS)
 Levin Sanchez, Loretta Westmoreland

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1427

Messrs. CARDOZA, COSTA, KIND, and NADLER of New York changed their vote from “yea” to “nay.”

Mr. HILL changed his vote from “nay” to “yea.”

So (two-thirds not being in the affirmative) the motion was rejected.

The result of the vote was announced as above recorded.

PERSONAL EXPLANATION

Mr. LARSON of Connecticut. Mr. Speaker, today I was unable to attend four votes due to my presence at a funeral in New Jersey. I would have voted “yes” for the following missed votes:

On the motion to table H. Res. 312, on raising a question of the privileges of the House (rollcall vote 175); on agreeing to H. Res. 305, a measure to consider H. Con. Res. 85, to set forth the congressional budget for the United States Government for fiscal year 2010 (rollcall vote 176); on agreeing to H. Res. 306, providing for consideration of H.R. 1664, to amend the executive compensation provisions of the Emergency Economic Stabilization Act of 2008 (rollcall vote 177); and on the motion to suspend the rules and pass the End GREED Act (rollcall vote 178).

MOMENT OF SILENCE IN REMEMBRANCE OF MEMBERS OF ARMED FORCES AND THEIR FAMILIES

The SPEAKER. The Chair would ask all present to rise for the purpose of a moment of silence.

The Chair asks that the House now observe a moment of silence in remembrance of our brave men and women in uniform who have given their lives in the service of our Nation in Iraq and Afghanistan and their families, and of all who serve in our Armed Forces and their families.

ANNOUNCEMENT BY THE SPEAKER

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

There was no objection.

HONORING FOUR SLAIN OAKLAND POLICE OFFICERS

The SPEAKER. The unfinished business is the vote on the motion to suspend the rules and agree to the resolution, H. Res. 290, on which the yeas and nays were ordered.

The Clerk read the title of the resolution.

The SPEAKER. The question is on the motion offered by the gentleman from Michigan (Mr. CONYERS) that the House suspend the rules and agree to the resolution, H. Res. 290.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 417, nays 0, not voting 15, as follows:

[Roll No. 179]

YEAS—417

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

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

NOT VOTING—15

Barton (TX)	Levin	Sanchez, Loretta
Clarke	Miller, Gary	Schauer
Green, Gene	Moran (VA)	Schmidt
Kilpatrick (MI)	Pallone	Thompson (MS)
LaTourette	Pascrell	Westmoreland

□ 1437

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.

GENERAL LEAVE

Mr. FRANK of Massachusetts. Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days, on H.R. 1664, to revise and extend their remarks and insert into the RECORD extraneous material thereon.

The SPEAKER pro tempore (Mr. HIMES). Is there objection to the request of the gentleman from Massachusetts?

There was no objection.

PAY FOR PERFORMANCE ACT

The SPEAKER pro tempore. Pursuant to House Resolution 306 and rule

XVIII, the Chair declares the House in the Committee of the Whole House on the state of the Union for the consideration of the bill, H.R. 1664.

□ 1438

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 consideration of the bill (H.R. 1664) to amend the executive compensation provisions of the Emergency Economic Stabilization Act of 2008 to prohibit unreasonable and excessive compensation and compensation not based on performance standards, with Mr. JACKSON of Illinois in the chair.

The Clerk read the title of the bill.

The CHAIR. Pursuant to the rule, the bill is considered read the first time. The gentleman from Massachusetts (Mr. FRANK) and the gentleman from Georgia (Mr. PRICE) each will control 30 minutes.

The Chair recognizes the gentleman from Massachusetts.

Mr. FRANK of Massachusetts. Mr. Chairman, I want to begin by recognizing the two Members who are the main authors of this bill, and I will begin with 2 minutes for the gentleman from Florida (Mr. GRAYSON).

Mr. GRAYSON. Mr. Chairman, we offer H.R. 1664, the Pay for Performance Act. The Pay for Performance Act is based on two simple concepts: 1, no one has the right to get rich off taxpayer money, and 2, no one should get rich off abject failure.

The U.S. Government spent \$170 billion to stabilize AIG, and it now owns 80 percent of that company. Yet recently AIG paid more than \$165 million in bonuses to 73 employees with this taxpayer money. We should not be paying an arsonist to put out his own fire, and we should not be paying an executive to ruin his own bank.

Mr. Chairman, an economy in which a bank executive can line his own pockets by destroying his company with risky bets is an economy that will spiral downward to failure. And a government that hands out money to such executives is a government that fails to protect its own taxpayers.

H.R. 1664 is designed to allow responsible compensation to those who work for companies running on taxpayer money. The bill freezes current bonus payments for executives and employees of companies that have accepted capital investments from the TARP program until that investment capital is paid back to the government. It allows for new compensation and bonus arrangements to be made, as long as they are based on performance standards and are not excessive or unreasonable. These standards must be crafted by the Treasury Secretary within 30 days and approved by the Federal Financial Institutions Examination Council.

Our job is to act on behalf of taxpayers to fix our economy, and we do so today with this bill. The restrictions in this bill apply only to financial in-

stitutions that have taken capital investments from the taxpayer, and they are commonsense restrictions. Pay cannot be excessive or unreasonable, and bonuses must be based on performance standards. If the banks want to avoid, for some reason, these commonsense restrictions, there's a very simple way for them to do so. Just pay the bailout money back to the government, and that's what the banks say they want to do. I know that taxpayers in my district will happily take it back.

The CHAIR. The time of the gentleman has expired.

Mr. FRANK of Massachusetts. I yield the gentleman an additional 30 seconds.

Mr. GRAYSON. I asked the CEO of AIG when he came to testify before the Financial Services Committee, is it more important to protect bank executives who have lost billions of dollars and still get millions of dollars worth of pay, or to protect us? The answer to that question is now before this body, and I know which side I'm on.

Mr. PRICE of Georgia. Mr. Chairman, I am pleased to yield 1 minute to my friend from Texas (Mr. CULBERSON).

Mr. CULBERSON. Mr. Chairman, the bill before the House is simply political cover for liberals who rushed their \$800 billion stimulus bill through the House, ensuring these AIG bonuses would be paid. You know, Mr. Chairman, if the Members had more than 12 hours to read this 1,100 page, \$800 billion stimulus bill, we might have been able to spot problems like this before Members were forced to vote. And in fact, Mr. Chairman, one of the Members who voted for this stimulus bill is the sponsor of the legislation before us, Mr. GRAYSON. I'd like to ask the gentleman from Florida if he would yield for a question. I will yield my time, Mr. GRAYSON. I'd like to yield to you, please, sir, for a question please, sir. Mr. GRAYSON, thank you very much. Because I would like to ask the gentleman from Florida—I thank you, Mr. GRAYSON. If I could, before I yield, very quickly, if I could, sir, would you please answer yes or no if you read the 1,100-page stimulus bill before the vote.

The CHAIR. The time of the gentleman has expired.

Mr. PRICE of Georgia. I yield the gentleman an additional minute.

Mr. CULBERSON. Did you read the bill before the vote?

□ 1445

Mr. CULBERSON. There is your answer, Mr. Chairman.

It is, I think, a terrible injustice to the taxpayers of America that the liberal leadership of this House is jamming through \$800 billion spending bills with very few committee hearings, with less than 12-hours' notice, without the opportunity for Members to read the bill, with a majority that promised to be the most transparent, accountable and honest majority in Congress in history, underneath a President who promised that he would not sign a bill