

The Clerk read the concurrent resolution, as follows:

H. CON. RES. 93

Resolved by the House of Representatives (the Senate concurring), That when the House adjourns on any legislative day from Thursday, April 2, 2009, through Saturday, April 4, 2009, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Tuesday, April 21, 2009, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on any day from Thursday, April 2, 2009, through Sunday, April 5, 2009, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Monday, April 20, 2009, or such other time on that day as may be specified in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

The SPEAKER pro tempore. The question is on the concurrent resolution.

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

Mr. DREIER. Madam 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 adoption of H. Con. Res. 93 will be followed by a 5-minute vote on adoption of H. Res. 316.

The vote was taken by electronic device, and there were—yeas 244, nays 177, not voting 10, as follows:

[Roll No. 183]

YEAS—244

Abercrombie	Chandler	Ehlers
Ackerman	Childers	Ellison
Altmire	Clarke	Engel
Andrews	Clay	Eshoo
Baca	Cleaver	Etheridge
Baird	Clyburn	Farr
Baldwin	Cohen	Fattah
Barrow	Connolly (VA)	Filner
Bean	Conyers	Frank (MA)
Becerra	Cooper	Fudge
Berkley	Costa	Gerlach
Berman	Costello	Giffords
Berry	Courtney	Gonzalez
Bishop (GA)	Crowley	Gordon (TN)
Bishop (NY)	Cuellar	Grayson
Blumenauer	Cummings	Green, Al
Boccieri	Dahlkemper	Green, Gene
Boren	Davis (AL)	Grijalva
Boswell	Davis (CA)	Gutierrez
Boucher	Davis (IL)	Hall (NY)
Boyd	Davis (TN)	Halvorson
Brady (PA)	DeFazio	Hare
Bralley (IA)	DeGette	Harman
Bright	DeLauro	Hastings (FL)
Brown, Corrine	Dent	Heinrich
Butterfield	Dicks	Herseth Sandlin
Capps	Dingell	Higgins
Capuano	Doggett	Himes
Cardoza	Doyle	Hinchee
Carnahan	Driehaus	Hirono
Carney	Edwards (MD)	Hodes
Carson (IN)	Edwards (TX)	Holden
Castor (FL)		

Holt	Melancon	Scott (GA)
Honda	Michaud	Scott (VA)
Hoyer	Miller (NC)	Serrano
Inslee	Miller, George	Sestak
Israel	Mollohan	Shea-Porter
Jackson (IL)	Moore (KS)	Sherman
Jackson-Lee (TX)	Moran (VA)	Shuler
Johnson (GA)	Murphy (CT)	Sires
Johnson (IL)	Murphy, Patrick	Skelton
Johnson, E. B.	Murtha	Slaughter
Kagen	Nadler (NY)	Smith (WA)
Kanjorski	Napolitano	Snyder
Kaptur	Neal (MA)	Space
Kennedy	Nye	Speier
Kildee	Oberstar	Spratt
Kilpatrick (MI)	Obey	Stark
Kilroy	Oliver	Stupak
Kind	Ortiz	Sutton
Kirkpatrick (AZ)	Pallone	Tanner
Kissell	Pastor (AZ)	Tauscher
Kucinich	Payne	Titler
Langevin	Perlmutter	Teague
Larsen (WA)	Perriello	Thompson (CA)
Larson (CT)	Peters	Thompson (MS)
Lee (CA)	Peterson	Tierney
Levin	Pingree (ME)	Titus
Lewis (GA)	Polis (CO)	Tonko
Lipinski	Pomeroy	Towns
Loeb sack	Price (NC)	Tsongas
Lofgren, Zoe	Rahall	Van Hollen
Lowey	Rangel	Velazquez
Lujan	Reichert	Visclosky
Lynch	Reyes	Walz
Maloney	Rodriguez	Wasserman
Markey (CO)	Ross	Schultz
Markey (MA)	Rothman (NJ)	Waters
Marshall	Roybal-Allard	Watson
Massa	Ruppersberger	Watt
Matheson	Rush	Waxman
Matsui	Ryan (OH)	Weiner
McCarthy (NY)	Salazar	Welch
McCollum	Sánchez, Linda T.	Wexler
McDermott	Sanchez, Loretta	Wilson (OH)
McGovern	Sarbanes	Woolsey
McIntyre	Schakowsky	Wu
McMahon	Schauer	Yarmuth
McNerney	Schiff	Young (AK)
Meek (FL)	Schrader	Young (FL)
Meeks (NY)	Schwartz	

NAYS—177

Aderholt	Diaz-Balart, L.	Latham
Adler (NJ)	Diaz-Balart, M.	LaTourette
Akin	Donnelly (IN)	Latta
Alexander	Lee (NY)	Dreier
Arcuri	Duncan	Lewis (CA)
Austria	Ellsworth	Linder
Bachus	Emerson	LoBiondo
Barrett (SC)	Fallin	Lucas
Bartlett	Flake	Luetkemeyer
Barton (TX)	Fleming	Lummis
Biggart	Forbes	Lungren, Daniel
Bilbray	Fortenberry	E. Lungren
Bilirakis	Poster	Mack
Bishop (UT)	Fox	Maffei
Blackburn	Franks (AZ)	Manzullo
Boehner	Frelinghuysen	Marchant
Bonner	Gallegly	McCarthy (CA)
Bono Mack	Garrett (NJ)	McCaul
Boozman	Gingrey (GA)	McClintock
Boustany	Gohmert	McCotter
Brady (TX)	Goodlatte	McHenry
Brown (GA)	Granger	McHugh
Brown (SC)	Graves	McKeon
Brown-Waite,	Guthrie	McMorris
Ginny	Hall (TX)	Rodgers
Buchanan	Harper	Mica
Burgess	Hastings (WA)	Miller (FL)
Burton (IN)	Heller	Miller (MI)
Buyer	Hensarling	Minnick
Calvert	Heger	Mitchell
Camp	Hoekstra	Moran (KS)
Campbell	Hunter	Murphy, Tim
Cantor	Inglis	Myrick
Cao	Issa	Neugebauer
Capito	Jenkins	Nunes
Carter	Johnson, Sam	Olson
Cassidy	Jones	Paul
Castle	Jordan (OH)	Paulsen
Chaffetz	King (IA)	Pence
Coble	King (NY)	Petri
Coffman (CO)	Kingston	Pitts
Cole	Kirk	Platts
Conaway	Kline (MN)	Poe (TX)
Crenshaw	Kosmas	Posey
Culberson	Kratovil	Price (GA)
Davis (KY)	Lamborn	Putnam
Deal (GA)	Lance	Radanovich

Rehberg	Schock	Terry
Roe (TN)	Sensenbrenner	Thompson (PA)
Rogers (AL)	Sessions	Thornberry
Rogers (KY)	Shadegg	Tiahrt
Rogers (MI)	Shimkus	Tiberi
Rohrabacher	Shuster	Turner
Rooney	Simpson	Upton
Ros-Lehtinen	Smith (NE)	Walden
Roskam	Smith (NJ)	Wamp
Royce	Smith (TX)	Whitfield
Ryan (WI)	Souder	Wilson (SC)
Scalise	Stearns	Wittman
Schmidt	Sullivan	Wolf

NOT VOTING—10

Bachmann	Klein (FL)	Richardson
Blunt	Miller, Gary	Westmoreland
Griffith	Moore (WI)	
Hinojosa	Pascrell	

□ 1104

Mr. ADLER of New Jersey changed his vote from “yea” to “nay.”

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

So the concurrent resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PROVIDING FOR FURTHER CONSIDERATION OF H. CON. RES. 85, CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2010

The SPEAKER pro tempore. The unfinished business is the vote on adoption of House Resolution 316, 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 resolution.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 242, nays 182, not voting 7, as follows:

[Roll No. 184]

YEAS—242

Abercrombie	Cohen	Fudge
Ackerman	Connolly (VA)	Giffords
Adler (NJ)	Conyers	Gonzalez
Altmire	Cooper	Gordon (TN)
Andrews	Costa	Grayson
Arcuri	Costello	Green, Al
Baca	Courtney	Green, Gene
Baldwin	Crowley	Griffith
Bean	Cuellar	Grijalva
Becerra	Cummings	Gutierrez
Berkley	Dahlkemper	Hall (NY)
Berman	Davis (AL)	Halvorson
Berry	Davis (CA)	Hare
Bishop (GA)	Davis (IL)	Harman
Bishop (NY)	Davis (TN)	Hastings (FL)
Blumenauer	DeFazio	Heinrich
Bocchieri	DeGette	Herseth Sandlin
Boren	Delahunt	Higgins
Boswell	DeLauro	Hill
Boucher	Dicks	Himes
Boyd	Dingell	Hinchee
Brady (PA)	Doggett	Hirono
Bralley (IA)	Donnelly (IN)	Hodes
Bright	Doyle	Holden
Brown, Corrine	Driehaus	Holt
Butterfield	Edwards (MD)	Honda
Capps	Edwards (TX)	Hoyer
Capuano	Ellison	Inslee
Cardoza	Ellsworth	Israel
Carnahan	Engel	Jackson (IL)
Carson (IN)	Eshoo	Jackson-Lee
Castor (FL)	Etheridge	(TX)
Chandler	Farr	Johnson (GA)
Clarke	Fattah	Johnson, E. B.
Clay	Filner	Kagen
Cleaver	Foster	Kanjorski
Clyburn	Frank (MA)	Kaptur

Kennedy
Kildee
Kilpatrick (MI)
Kilroy
Kind
Kirkpatrick (AZ)
Kissell
Klein (FL)
Kosmas
Kucinich
Langevin
Larsen (WA)
Larson (CT)
Lee (CA)
Levin
Lewis (GA)
Lipinski
Loeb sack
Lofgren, Zoe
Lowey
Luján
Lynch
Maffei
Maloney
Markey (CO)
Markey (MA)
Marshall
Massa
Matheson
Matsui
McCarthy (NY)
McCullum
McDermott
McGovern
McIntyre
McMahon
McNerney
Meek (FL)
Meeks (NY)
Michaud
Miller (NC)
Miller, George
Minnick
Mitchell
Mollohan

NAYS—182

Aderholt
Akin
Alexander
Austria
Bachmann
Bachus
Barrett (SC)
Barrow
Bartlett
Barton (TX)
Biggart
Billray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono Mack
Boozman
Boustany
Brady (TX)
Broun (GA)
Brown (SC)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp
Campbell
Cantor
Cao
Capito
Carney
Carter
Cassidy
Castle
Chaffetz
Childers
Coble
Coffman (CO)
Cole
Conaway
Crenshaw
Culberson
Davis (KY)
Deal (GA)
Dent
Diaz-Balart, L.

Diaz-Balart, M.
Dreier
Duncan
Ehlers
Emerson
Fallin
Flake
Fleming
Forbes
Fortenberry
Foxy
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gingrey (GA)
Gohmert
Goodlatte
Granger
Graves
Guthrie
Hall (TX)
Harper
Hastings (WA)
Heller
Hensarling
Herger
Hoekstra
Hunter
Inglis
Issa
Jenkins
Johnson (IL)
Johnson, Sam
Jones
Jordan (OH)
King (IA)
King (NY)
Kingston
Kirk
Kline (MN)
Kratovil
Lamborn
Lance
Latham
LaTourette
Latta
Lee (NY)
Lewis (CA)
Linder
LoBiondo

Scott (GA)
Serrano
Sestak
Shea-Porter
Sherman
Sires
Skelton
Slaughter
Smith (WA)
Snyder
Space
Speier
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Teague
Thompson (CA)
Thompson (MS)
Tierney
Titus
Tonko
Towns
Tsongas
Van Hollen
Velázquez
Visclosky
Walz
Wasserman
Waters
Watson
Watt
Waxman
Weiner
Welch
Wexler
Wilson (OH)
Woolsey
Wu
Yarmuth

Lucas
Luetkemeyer
Lummis
Lungren, Daniel
E.
Mack
Manzullo
Marchant
McCarthy (CA)
McCaul
McClintock
McCotter
McHenry
McHugh
McKeon
McMorris
Rodgers
Melancon
Mica
Miller (FL)
Miller (MI)
Moran (KS)
Murphy, Tim
Myrick
Neugebauer
Nunes
Olson
Paul
Paulsen
Pence
Petri
Pitts
Platts
Poe (TX)
Posey
Price (GA)
Putnam
Radanovich
Rehberg
Reichert
Roe (TN)
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Rooney
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Scalise
Schmidt

Schock
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Souder
Stearns
Sullivan
Taylor
Terry
Thompson (PA)
Thornberry
Tiahrt
Tiberi
Turner

NOT VOTING—7
Baird
Hinojosa
Miller, Gary
Moore (WI)
Pascrell
Shuler
Westmoreland

□ 1114

So the resolution was agreed to.
The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

FAMILY SMOKING PREVENTION AND TOBACCO CONTROL ACT

The SPEAKER pro tempore (Mr. ALTMIRE). The unfinished business is consideration of the bill (H.R. 1256) to protect the public health by providing the Food and Drug Administration with certain authority to regulate tobacco products.

The Clerk read the title of the bill.

The SPEAKER pro tempore. When further proceedings were postponed on the bill, all time for debate on the amendment offered by the gentleman from Indiana (Mr. BUYER) had expired.

Pursuant to House Resolution 307, the previous question is ordered on the bill, as amended, and on the amendment by the gentleman from Indiana.

The question is on the amendment by the gentleman from Indiana.

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

RECORDED VOTE

Mr. BUYER. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 142, noes 284, not voting 5, as follows:

[Roll No. 185]

AYES—142

Aderholt
Akin
Alexander
Austria
Bachmann
Barrett (SC)
Barton (TX)
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Boehner
Bonner
Boozman
Boustany
Boyd
Brady (TX)
Bright
Brown (SC)
Buchanan
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp
Campbell
Cantor
Carter
Cassidy
Coble
Coffman (CO)
Crenshaw
Culberson
Davis (KY)
Deal (GA)
Dent
Diaz-Balart, L.

Cassidy
Coble
Coffman (CO)
Crenshaw
Culberson
Davis (KY)
Deal (GA)
Dent
Diaz-Balart, M.
Dreier
Duncan
Etheridge
Fleming
Forbes
Foxy
Franks (AZ)
Gallegly
Garrett (NJ)
Gingrey (GA)
Gohmert
Goodlatte
Granger
Graves
Guthrie
Hall (TX)
Harper
Hastings (WA)
Heller
Hensarling

Hill
Hoekstra
Hunter
Inglis
Issa
Johnson, Sam
Jones
King (IA)
King (NY)
Kingston
Kissell
Kline (MN)
Latham
LaTourette
Lewis (CA)
Luetkemeyer
Lungren, Daniel
E.
Manzullo
Marchant
McCarthy (CA)
McCaul
McClintock
McCotter
McHenry
McIntyre
McKeon
McMorris
Rodgers

Mica
Miller (FL)
Miller (NC)
Minnick
Moran (KS)
Myrick
Neugebauer
Nunes
Nye
Olson
Pastor (AZ)
Paulsen
Pence
Perriello
Peterson
Petri
Pitts
Posey
Putnam
Radanovich
Rahall
Rogers (AL)
Rogers (KY)
Stearns
Sullivan
Rooney
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Scalise
Schmidt
Schock
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuler
Shuster

NOES—284

Abercrombie
Ackerman
Adler (NJ)
Altmire
Andrews
Arcuri
Baca
Bachus
Baird
Baldwin
Barrow
Bartlett
Bean
Becerra
Berkley
Berman
Berry
Biggart
Billray
Bishop (NY)
Blumenauer
Bocchieri
Bono Mack
Boren
Boswell
Boucher
Brady (PA)
Braley (IA)
Broun (GA)
Brown, Corrine
Brown-Waite,
Ginny
Cao
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson (IN)
Castle
Castor (FL)
Chaffetz
Chandler
Childers
Clarke
Clay
Cleaver
Clyburn
Cohen
Cole
Conaway
Connolly (VA)
Conyers
Cooper
Costa
Costello
Courtney
Crowley
Cuellar
Cummings
Dahlkemper
Davis (AL)
Davis (CA)
Davis (IL)
Davis (TN)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Donnelly (IN)
Doyle
Driehaus
Edwards (MD)
Edwards (TX)
Ehlers
Ellison
Ellsworth
Emerson
Engel
Eshoo
Fallin
Farr
Fattah
Filner
Flake
Fortenberry
Foster
Frank (MA)
Frelinghuysen
Fudge
Gerlach
Giffords
Gonzalez
Gordon (TN)
Grayson
Green, Al
Green, Gene
Griffith
Grijalva
Gutierrez
Hall (NY)
Halvorson
Hare
Harman
Hastings (FL)
Heinrich
Herger
Herseth Sandlin
Higgins
Himes
Hinchesy
Hirono
Hodes
Holden
Holt
Honda
Hoyer
Inslie
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jenkins
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Jordan (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick (MI)
Kilroy
Kind
Kirk
Kirkpatrick (AZ)
Klein (FL)
Kosmas
Kratovil
Kucinich
Lamborn
Lance
Langevin
Larsen (WA)
Larson (CT)
Latta
Lee (CA)
Lee (NY)
Levin
Lewis (GA)
Linder
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowey
Lucas
Luján
Lummis
Lynch
Mack
Maffei
Maloney
Markey (CO)
Markey (MA)
Marshall
Massa
Matheson
Matsui
McCarthy (NY)
McCullum
McDermott
McGovern
McHugh
McMahon
McNerney
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (MI)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler (NY)
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Paul
Payne
Perlmutter
Peters
Pingree (ME)
Platts
Poe (TX)
Polis (CO)
Pomeroy
Price (GA)
Price (NC)
Rangel
Rehberg
Reichert
Reyes
Richardson
Rodriguez
Roe (TN)
Rohrabacher
Ross
Rothman (NJ)
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta