

this Commission will ensure that the panel's composition is bipartisan, independent, and focused on producing a nonpartisan report—not scoring political points.

In closing, The Fraud Enforcement and Recovery Act of 2009 is a good government bill. I urge my colleagues to support this legislation.

I yield back the balance of my time. Mr. SCOTT of Virginia. Mr. Speaker, finally, in closing, I would remind the body that this is a bipartisan, bicameral consensus. We have worked together on a bipartisan basis in the House and the Senate.

The bill will prevent fraud by clarifying the fraud statutes and strengthen the False Claims Act. It will, I think very importantly, provide significant resources for fighting the fraud.

Finally, the value of the commission will be judged by its product, and we would all assume that the appointments would be people whose reputation is beyond reproach and we will get a good product from the commission.

With that, Mr. Speaker, I urge my colleagues to support the bill.

Mr. AL GREEN of Texas. Mr. Speaker, I am proud to support S. 386, the Fraud Enforcement and Recovery Act of 2009.

The bursting of the housing bubble and the subsequent deterioration of the economy revealed fundamental weaknesses in our mortgage and financial industries. Predatory lending and discriminatory practices coupled with a lack of regulation and oversight resulted in many people being steered towards loans that they could not afford, or being given higher cost loans than they qualified for.

Fraud, by definition, is the crime or offense of deliberately deceiving another in order to damage them—usually to obtain property or services unjustly. The practices that I just discussed certainly fit this definition.

Mr. Speaker, during the height of the housing bubble, many were blinded by greed, and their actions played a large role in bringing about the economic hardships that we hear about on a daily basis. We must never allow such practices to happen again, and those guilty of mortgage fraud should be sought out and prosecuted.

This bill would do precisely that. It would expand the definition of "financial institution" to include mortgage lending businesses or any person who makes federally related mortgage loans. It also extends the prohibition of providing false information for mortgage documents to employees and agents of the mortgage lending business.

This bill also takes a comprehensive approach to investigating and enforcing mortgage fraud. It authorizes monies for a wide swath of government agencies to strengthen their individual efforts and therefore strengthening their collective efforts.

Mr. Speaker, much work remains to be done as we move forward, and while this piece of legislation is not the be-all-end-all solution, it is a meaningful first step, and I support it in full.

I thank my friend and colleague Representative JOHN CONYERS Jr. for introducing this legislation.

Mr. VAN HOLLEN. Mr. Speaker, today, I rise to support S. 386, the Fraud Enforcement and Recovery Act of 2009.

As the country continues to recover from the current economic crisis, we need to do everything possible to understand all the factors that caused the financial meltdown and ensure that the appropriate laws and resources are in place to prevent a similar crisis in the future. We have also made an unprecedented investment of taxpayer dollars as part of our economic recovery effort, and we must ensure that this investment is spent wisely and efficiently.

We know that lax supervision of the financial industry contributed to the current economic conditions, and we must do everything we can to learn from these mistakes and prevent future economic meltdowns. This bill will help us understand the causes of the economic crisis by establishing a bipartisan commission to study the conditions that triggered the economic collapse. The Commission will also provide Congress with recommendations to prevent future economic problems.

The legislation also includes a clear commitment to fighting waste, fraud and abuse. It strengthens current law and increases funding to hire investigators and prosecutors so law enforcement agencies can effectively combat these issues. It will also help protect taxpayer dollars by amending current law to protect funds expended under the Troubled Asset Relief Program (TARP) and the economic stimulus package.

The Fraud Enforcement and Recovery Act of 2009 will help the government increase its understanding of the factors that caused the economic collapse, and provide the resources necessary to help prevent this from happening again. I urge my colleagues to join me in supporting this important legislation.

Mr. SCOTT of Virginia. I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Virginia (Mr. SCOTT) that the House suspend the rules and pass the Senate bill, S. 386, as amended.

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. ISSA. 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 and the Chair's prior announcement, further proceedings on this motion will be postponed.

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will resume on motions to suspend the rules previously postponed. Votes will be taken in the following order:

H. Res. 367, by the yeas and nays;

S. 386, by the yeas and nays.

H. Res. 348, de novo.

The first electronic vote will be conducted as a 15-minute vote. Remaining electronic votes will be conducted as 5-minute votes.

#### SUPPORTING NATIONAL TRAIN DAY

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and agree to the resolution, H. Res. 367, 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 gentlewoman from Florida (Ms. CORRINE BROWN) that the House suspend the rules and agree to the resolution, H. Res. 367.

The vote was taken by electronic device, and there were—yeas 426, nays 0, not voting 7, as follows:

[Roll No. 234]

YEAS—426

Abercrombie	Carney	Fleming
Ackerman	Carson (IN)	Forbes
Aderholt	Carter	Poster
Adler (NJ)	Cassidy	Foxx
Akin	Castle	Frank (MA)
Alexander	Castor (FL)	Franks (AZ)
Altmire	Chaffetz	Frelinghuysen
Andrews	Chandler	Fudge
Arcuri	Childers	Gallegly
Austria	Clarke	Garrett (NJ)
Baca	Clay	Gerlach
Bachmann	Cleaver	Giffords
Bachus	Clyburn	Gingrey (GA)
Baird	Coble	Gohmert
Baldwin	Coffman (CO)	Gonzalez
Barrett (SC)	Cohen	Goodlatte
Barrow	Cole	Gordon (TN)
Bartlett	Conaway	Granger
Barton (TX)	Connolly (VA)	Graves
Bean	Conyers	Grayson
Becerra	Cooper	Green, Al
Berkley	Costa	Green, Gene
Berman	Costello	Griffith
Biggert	Courtney	Grijalva
Bilbray	Crenshaw	Guthrie
Bilirakis	Crowley	Gutierrez
Bishop (GA)	Cuellar	Hall (NY)
Bishop (NY)	Culberson	Hall (TX)
Bishop (UT)	Cummings	Halvorson
Blackburn	Dahlkemper	Hare
Blunt	Davis (AL)	Harman
Bocchieri	Davis (CA)	Harper
Boehner	Davis (IL)	Hastings (FL)
Bonner	Davis (KY)	Hastings (WA)
Bono Mack	Davis (TN)	Heinrich
Boozman	Deal (GA)	Heller
Boren	DeFazio	Hensarling
Boswell	DeGette	Herger
Boucher	Delahunt	Herseth Sandlin
Boustany	DeLauro	Higgins
Boyd	Dent	Hill
Brady (PA)	Diaz-Balart, L.	Himes
Brady (TX)	Diaz-Balart, M.	Hinchee
Bralley (IA)	Dicks	Hinojosa
Bright	Dingell	Hirono
Broun (GA)	Doggett	Hodes
Brown (SC)	Donnelly (IN)	Hoekstra
Brown, Corrine	Doyle	Holden
Brown-Waite,	Dreier	Holt
Ginny	Driehaus	Honda
Buchanan	Duncan	Hoyer
Burgess	Edwards (MD)	Hunter
Burton (IN)	Edwards (TX)	Inglis
Butterfield	Ehlers	Inslee
Buyer	Ellison	Israel
Calvert	Ellsworth	Issa
Camp	Emerson	Jackson (IL)
Campbell	Engel	Jackson-Lee
Cantor	Eshoo	(TX)
Cao	Etheridge	Jenkins
Capito	Fallin	Johnson (GA)
Capps	Farr	Johnson (IL)
Capuano	Fattah	Johnson, E. B.
Cardoza	Filner	Johnson, Sam
Carnahan	Flake	Jones

Jordan (OH) Miller (MI) Sarbanes  
 Kagen Miller (NC) Scalise  
 Kanjorski Miller, Gary Schakowsky  
 Kaptur Miller, George Schauer  
 Kennedy Minnick Schiff  
 Kildee Mitchell Schmidt  
 Kirkpatrick (MI) Mollohan Schock  
 Kilroy Moore (KS) Schrader  
 Kind Moore (WI) Schwartz  
 King (IA) Moran (KS) Scott (GA)  
 King (NY) Moran (VA) Scott (VA)  
 Kingston Murphy (CT) Sensenbrenner  
 Kirk Murphy (NY) Serrano  
 Kirkpatrick (AZ) Murphy, Patrick Sessions  
 Kissell Murphy, Tim Sestak  
 Klein (FL) Murtha Shadegg  
 Kline (MN) Myrick Shea-Porter  
 Kosmas Nadler (NY) Sherman  
 Kratovil Napolitano Shimkus  
 Kucinich Neal (MA) Shuler  
 Lamborn Neugebauer Shuster  
 Lance Nunes Simpson  
 Langevin Nye Sires  
 Larsen (WA) Oberstar Slaughter  
 Larson (CT) Obey Smith (NE)  
 Latham Olson Smith (NJ)  
 LaTourette Olver Smith (TX)  
 Latta Ortiz Smith (WA)  
 Lee (CA) Pallone Snyder  
 Lee (NY) Pascrell Souder  
 Levin Pastor (AZ) Space  
 Lewis (CA) Paul Spratt  
 Lewis (GA) Paulsen Stearns  
 Linder Payne Stupak  
 Lipinski Pence Sullivan  
 LoBiondo Perlmutter Sutton  
 Loeb sack Perriello Tanner  
 Lofgren, Zoe Peters Tauscher  
 Lowey Peterson Taylor  
 Lucas Petri Teague  
 Luetkemeyer Pingree (ME) Terry  
 Lujan Pitts Thompson (CA)  
 Lummis Platts Thompson (MS)  
 Lungren, Daniel Poe (TX) Thompson (PA)  
 E. Polis (CO) Thornberry  
 Lynch Pomeroy Tiaht  
 Mack Posey Tiberi  
 Maffei Price (GA) Tierney  
 Maloney Price (NC) Titus  
 Manzullo Putnam Tonko  
 Marchant Quigley Towns  
 Markey (CO) Radanovich Tsongas  
 Markey (MA) Rahall Turner  
 Marshall Rangel Upton  
 Massa Rehberg Van Hollen  
 Matheson Reichert Velazquez  
 Matsui Reyes Visclosky  
 McCarthy (CA) Richardson Walden  
 McCarthy (NY) Rodriguez Walz  
 McCaul Roe (TN) Wasserman  
 McClintock Rogers (AL) Waters  
 McCollum Rogers (KY) Watson  
 McCotter Rogers (MI) Watt  
 McDermott Rohrabacher Watt  
 McGovern Rooney Waxman  
 McHenry Ros-Lehtinen Weiner  
 McHugh Roskam Welch  
 McIntyre Ross Westmoreland  
 McKeon Rothman (NJ) Wexler  
 McMahon Roybal-Allard Whitfield  
 McMorris Royce Wilson (OH)  
 Rodgers Ruppertsberger Wilson (SC)  
 McNeerney Rush Wittman  
 Meek (FL) Ryan (OH) Wolf  
 Meeke (NY) Ryan (WI) Woolsey  
 Melancon Salazar Wu  
 Mica Sanchez, Linda Yarmuth  
 Michaud T. Young (AK)  
 Miller (FL) Sanchez, Loretta Young (FL)

NOT VOTING—7

Berry Skelton Wamp  
 Blumenauer Speier  
 Fortenberry Stark

□ 1530

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.

FRAUD ENFORCEMENT AND RECOVERY ACT OF 2009

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and pass the Senate bill, S. 386, as amended, on which the yeas and nays were ordered.

The Clerk read the title of the Senate bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Virginia (Mr. SCOTT) that the House suspend the rules and pass the Senate bill, S. 386, as amended.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 367, nays 59, answered “present” 1, not voting 6, as follows:

[Roll No. 235]

YEAS—367

Abercrombie Costa Himes  
 Ackerman Costello Hinchey  
 Aderholt Courtney Hinojosa  
 Adler (NJ) Crenshaw Hirono  
 Alexander Crowley Hodes  
 Altmire Cuellar Hoekstra  
 Andrews Cummings Holden  
 Arcuri Dahlkemper Holt  
 Austria Davis (AL) Honda  
 Baca Davis (CA) Hoyer  
 Bachus Davis (IL) Hunter  
 Baird Davis (TN) Inglis  
 Baldwin DeFazio Inslee  
 Barrow DeGette Israel  
 Bartlett Delahunt Issa  
 Barton (TX) DeLauro Jackson (IL)  
 Bean Dent Jackson-Lee  
 Becerra Diaz-Balart, L. (TX)  
 Berkeley Diaz-Balart, M. Jenkins  
 Berman Dicks Johnson (GA)  
 Biggert Dingell Johnson (IL)  
 Bilbray Doggett Johnson, E. B.  
 Bilirakis Donnelly (IN) Jones  
 Bishop (GA) Doyle Kagen  
 Bishop (NY) Driehaus Kanjorski  
 Blumenauer Edwards (MD) Kaptur  
 Blunt Edwards (TX) Kennedy  
 Bocchieri Ellison Kildee  
 Bonner Ellsworth Kilpatrick (MI)  
 Bono Mack Emerson Kilroy  
 Boozman Engel King  
 Boren Eshoo King (NY)  
 Boswell Etheridge Kirk  
 Boucher Fallon Kirkpatrick (AZ)  
 Boyd Farr Kissell  
 Brady (PA) Fattah Klein (FL)  
 Braley (IA) Filner Kosmas  
 Bright Fleming Kratovil  
 Brown (SC) Forbes Kucinich  
 Brown, Corrine Foster Lance  
 Brown-Waite, Frank (MA) Langevin  
 Ginny Frelinghuysen Larsen (WA)  
 Buchanan Fudge Larson (CT)  
 Butterfield Gallegly Latham  
 Buyer Gerlach LaTourette  
 Calvert Giffords Lee (CA)  
 Cantor Gohmert Lee (NY)  
 Cao Gonzalez Levin  
 Capito Goodlatte Lewis (CA)  
 Capps Gordon (TN) Lewis (GA)  
 Capuano Graves Lipinski  
 Cardoza Green, Al LoBiondo  
 Carnahan Green, Gene Loeb sack  
 Carney Griffith Lofgren, Zoe  
 Carson (IN) Grijalva Lowey  
 Cassidy Guthrie Luetkemeyer  
 Castle Gutierrez Lujan  
 Castor (FL) Hall (NY) Lungren, Daniel  
 Chandler Hall (TX) E.  
 Childers Halvorson Lynch  
 Clarke Hare Maffei  
 Clay Harman Maloney  
 Cleaver Harper Marchant  
 Clyburn Hastings (FL) Markey (CO)  
 Coble Heinrich Markey (MA)  
 Coffman (CO) Heller Marshall  
 Cohen Herger Massa  
 Connolly (VA) Hersheth Sandlin Matheson  
 Conyers Higgins Matsui  
 Cooper Hill McCarthy (CA)

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

NAYS—59

Akin Dreier Lummis  
 Bachmann Duncan Mack  
 Barrett (SC) Ehlers Manzullo  
 Bishop (UT) Flake McHenry  
 Blackburn Foxx Miller (FL)  
 Boehner Franks (AZ) Myrick  
 Boustany Garrett (NJ) Neugebauer  
 Brady (TX) Gingrey (GA) Olson  
 Broun (GA) Granger Paul  
 Burgess Hastings (WA) Pence  
 Burton (IN) Hensarling Poe (TX)  
 Camp Johnson, Sam Price (GA)  
 Campbell Jordan (OH) Sessions  
 Carter King (IA) Shadegg  
 Chaffetz Kingston Kline (MN) Smith (NE)  
 Cole Kline (MN) Sullivan  
 Conaway Lamborn Thornberry  
 Culberson Latta Westmoreland  
 Davis (KY) Linder Young (AK)  
 Deal (GA) Lucas

ANSWERED “PRESENT”—1

Grayson

NOT VOTING—6

Berry Skelton Stark  
 Fortenberry Speier Wamp

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1539

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

Mr. GRAYSON changed his vote from “yea” to “present.”