

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

The result of the vote was announced as above recorded.

The title of the Senate bill was amended so as to read:

A motion to reconsider was laid on the table.

CONGRATULATING THE NATIONAL CHAMPION UNIVERSITY OF NORTH CAROLINA MEN'S BASKETBALL TEAM

The SPEAKER pro tempore. The unfinished business is the question on suspending the rules and agreeing to the resolution, H. Res. 348.

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. 348.

The question was taken.

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

RECORDED VOTE

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

A recorded vote was ordered.

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

The vote was taken by electronic device, and there were—ayes 423, noes 0, not voting 10, as follows:

[Roll No. 236]

AYES—423

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

| | | |
|------------------|-----------------|------------------|
| Forbes | Lowey | Rodriguez |
| Foster | Lucas | Roe (TN) |
| Fox | Luetkemeyer | Rogers (AL) |
| Frank (MA) | Lujan | Rogers (KY) |
| Franks (AZ) | Lummis | Rogers (MI) |
| Frelinghuysen | Lungren, Daniel | Rohrabacher |
| Fudge | E. | Rooney |
| Gallegly | Lynch | Ros-Lehtinen |
| Garrett (NJ) | Mack | Roskam |
| Gerlach | Maffei | Ross |
| Giffords | Maloney | Rothman (NJ) |
| Gingrey (GA) | Manzullo | Roybal-Allard |
| Gohmert | Marchant | Royce |
| Gonzalez | Markey (CO) | Ruppersberger |
| Goodlatte | Markey (MA) | Rush |
| Gordon (TN) | Marshall | Ryan (OH) |
| Granger | Massa | Ryan (WI) |
| Graves | Matheson | Salazar |
| Grayson | Matsui | Sanchez, Loretta |
| Green, Al | McCarthy (CA) | Sarbanes |
| Green, Gene | McCarthy (NY) | Scalise |
| Griffith | McCaul | Schakowsky |
| Grijalva | McClintock | Schauer |
| Guthrie | McCollum | Schiff |
| Gutierrez | McCotter | Schmidt |
| Hall (NY) | McDermott | Schock |
| Hall (TX) | McGovern | Schrader |
| Halvorson | McHenry | Schwartz |
| Hare | McHugh | Schwartz |
| Harman | McIntyre | Scott (GA) |
| Harper | McKeon | Scott (VA) |
| Hastings (FL) | McMahon | Sensenbrenner |
| Hastings (WA) | McMorris | Serrano |
| Heinrich | Rodgers | Sessions |
| Heller | McNerney | Sestak |
| Hensarling | Meek (FL) | Shadegg |
| Herger | Meeks (NY) | Shea-Porter |
| Herseth Sandlin | Melancon | Sherman |
| Hill | Mica | Shimkus |
| Himes | Michaud | Shuler |
| Hincheey | Miller (FL) | Shuster |
| Hinojosa | Miller (MI) | Simpson |
| Hodes | Miller (NC) | Sires |
| Hoekstra | Miller, Gary | Slaughter |
| Holden | Miller, George | Smith (NE) |
| Holt | Minnick | Smith (NJ) |
| Honda | Mitchell | Smith (TX) |
| Hoyer | Mollohan | Smith (WA) |
| Hunter | Moore (KS) | Snyder |
| Inglis | Moore (WI) | Souder |
| Inslie | Moran (KS) | Space |
| Israel | Moran (VA) | Spratt |
| Issa | Murphy (CT) | Stearns |
| Jackson (IL) | Murphy (NY) | Stupak |
| Jackson-Lee | Murphy, Patrick | Sullivan |
| (TX) | Murphy, Tim | Sutton |
| Jenkins | Murtha | Tanner |
| Johnson (GA) | Myrick | Tauscher |
| Johnson (IL) | Nadler (NY) | Taylor |
| Johnson, E. B. | Napolitano | Teague |
| Johnson, Sam | Neal (MA) | Terry |
| Jones | Neugebauer | Thompson (CA) |
| Jordan (OH) | Nunes | Thompson (MS) |
| Kagen | Nye | Thompson (PA) |
| Kanjorski | Oberstar | Thornberry |
| Kennedy | Obey | Tiahrt |
| Kildee | Olson | Tiberi |
| Kilpatrick (MI) | Olver | Tierney |
| Kilroy | Ortiz | Titus |
| Kind | Pallone | Tonko |
| King (IA) | Pascarell | Towns |
| King (NY) | Pastor (AZ) | Tsongas |
| Kingston | Paul | Turner |
| Kirk | Paulsen | Upton |
| Kirkpatrick (AZ) | Payne | Van Hollen |
| Kissell | Pence | Velázquez |
| Klein (FL) | Perlmutter | Velosky |
| Kline (MN) | Perriello | Walden |
| Kosmas | Peters | Walz |
| Kratovil | Peterson | Wasserman |
| Kucinich | Petri | Schultz |
| Lamborn | Pingree (ME) | Waters |
| Lance | Pitts | Watson |
| Langevin | Platts | Watt |
| Larsen (WA) | Poe (TX) | Waxman |
| Larson (CT) | Polis (CO) | Weiner |
| Latham | Pomeroy | Welch |
| LaTourette | Posey | Westmoreland |
| Latta | Price (CA) | Wexler |
| Lee (CA) | Price (NC) | Whitfield |
| Lee (NY) | Putnam | Wilson (OH) |
| Levin | Quigley | Wilson (SC) |
| Lewis (CA) | Radanovich | Wittman |
| Lewis (GA) | Rahall | Wolf |
| Linder | Rangel | Woolsey |
| Lipinski | Rehberg | Wu |
| LoBiondo | Reichert | Yarmuth |
| Loeb sack | Reyes | Young (AK) |
| Lofgren, Zoe | Richardson | Young (FL) |

NOT VOTING—10

| | | |
|-------------|----------------|--------|
| Berry | Kaptur | Speier |
| Fortenberry | Sanchez, Linda | Stark |
| Higgins | T. | Wamp |
| Hirono | Skelton | |

□ 1547

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.

HONORING TIM EVANS OF THE SOCIAL SECURITY ADMINISTRATION

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

Mr. SARBANES. Mr. Speaker, I just wanted to get up here for 1 minute and congratulate a gentleman named Tim Evans, who is from Owings Mills, Maryland. He is a constituent of mine and today he was recognized by the Partnership for Public Service for his public service.

This is the week we celebrate public service across the country and, obviously, in the State of Maryland. Tim Evans is a policy analyst at the Social Security Administration who has figured out ways to upgrade the customer-friendly dimension of the Social Security Web site so that it can respond to inquiries from current beneficiaries and potential beneficiaries, and he has won awards for this.

I want to salute him for his work, for his innovation and creativity, which reflects the kind of energy and enterprise that we have inside of our Federal workforce. So, Tim Evans, congratulations to you for the work you do. We thank you for it.

CONGRATULATING STEVEN P. JOHNSON

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

Mr. THOMPSON of Pennsylvania. Mr. Speaker, I rise today to congratulate a health care leader, Steven P. Johnson, President and CEO of the Susquehanna Health Systems in Williamsport, Pennsylvania, for winning a prestigious award and recognition.

The American Hospital Association named Mr. Johnson this year's recipient of the Grassroots Champion Award for the State of Pennsylvania. Mr. Johnson was nominated for this honor by the Hospital & Healthsystem Association of Pennsylvania because of his demonstrated leadership in generating grassroots support for the hospital community. There is no greater proponent for improved community health care than Steven Johnson.

Mr. Speaker, Mr. Johnson's leadership in health care is based on a commitment to caring for those who both

deliver and those that receive health care services. I know firsthand the work and the care that Steven P. Johnson puts in to broadening the base of community support for the hospital and health care needs of the community, and this is a well-deserved award and recognition.

ENCOURAGE SMALL BUSINESS TO REINVEST

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

Mr. PAULSEN. Mr. Speaker, last week I held a small business roundtable discussion in my district. I heard from a dozen small business owners about the various challenges they are facing when it comes to growing jobs and investing in their business. During that discussion, one clear theme emerged, small businesses need help.

Unfortunately, the recently passed budget pours salt in the wound by raising taxes by over \$1 trillion, largely on the backs of small business. Rather than tax them, I believe that we should encourage them to reinvest in their business and create more jobs.

That's why I am introducing legislation that will allow small businesses to defer any income tax on any money that is reinvested in their business. This will provide additional incentives and resources for small businesses to grow and maintain their companies during these difficult economic times.

Small businesses have created two out of every three jobs in the United States since the 1970s. Let's help them do it again.

SPECIAL ORDERS

The SPEAKER pro tempore. Under the Speaker's announced policy of January 6, 2009, and under a previous order of the House, the following Members will be recognized for 5 minutes each.

POLITICALLY CORRECT JUSTICE

The SPEAKER pro tempore. Under a previous order of the House, the gentleman from Texas (Mr. POE) is recognized for 5 minutes.

Mr. POE of Texas. Mr. Speaker, the President has made it clear that his pick for Justice of the Supreme Court will be different than all others who have previously served. He has said that the new Justice "will have empathy and understanding for people," "that the person realizes justice isn't about some abstract law theory," but how decisions "will affect the daily reality of people's lives."

He has also seemed to indicate he wants someone that isn't so indoctrinated with constitutional thought or beholden to the technicalities of the Declaration of Independence.

The new President has said he wants a Justice with the "heart to recognize what it's like to be a young teenager mom, empathy to understand what it's like to be poor or a minority, gay or disabled or old."

Then he also said this week, "The quality of empathy of understanding and identifying with people's hopes and struggles is an essential ingredient for arriving at just doctrines and outcomes."

Sounds like, to me, a good career move for Dr. Phil or someone like him that deals only with emotions.

And why is this comment about outcome so important? Does the President think the new Justice should reach certain social activist decisions by any means necessary, regardless of the law and the evidence? Seems like the President wants a Justice that will treat people differently, depending on who they are, rather than treat them all equally.

I thought judges were to make judgments based on facts and the law; at least that's what I thought and did for 22 years as a judge in Texas. Judges are not to make decisions based on their own personal, social or political agenda for the masses.

Also, I haven't heard the President mention that it's an important requirement for him that the new Justice follow the spirit and the letter of the Constitution.

And, of course, rumors abound that the new pick will be a woman, someone from the President's hometown of Chicago, a minority, a liberal, or one with political loyalty to the President. Only the President knows this answer.

Also, does the President only want a politically correct judge or Justice that correctly judges the Constitution? It appears to me that the new Justice should be qualified as a constitutional scholar that believes in upholding the sanctity of the words of the Constitution, rather than someone that just has empathy or a social or political agenda they want impose on the whole Nation.

The new Justice should seek justice first and foremost, because justice is what we do in this country. After all, here is the oath the Supreme Court Justice will take: "I solemnly swear that I will administer justice without respect to persons and do equal right to poor and rich and I will faithfully and impartially discharge and perform all the duties incumbent upon me as a Justice of the Supreme Court—under the Constitution and laws of the United States. So help me God."

Sounds like the Justice takes an oath to uphold the Constitution and the law of the land. Hopefully the change in the Supreme Court will bring in a Justice that follows this oath and not someone who is a political operative that will use their position to impose outcome-based justice.

After all, the words of the Constitution still should mean something, even to Members of the Supreme Court, but we shall see.

And that's just the way it is.

□ 1600

The SPEAKER pro tempore (Mr. KRATOVL). Under a previous order of the House, the gentlewoman from Flor-

ida (Ms. WASSERMAN SCHULTZ) is recognized for 5 minutes.

(Ms. WASSERMAN SCHULTZ addressed the House. Her remarks will appear hereafter in the Extensions of Remarks.)

THE SMART PLATFORM FOR THE 21ST CENTURY

The SPEAKER pro tempore. Under a previous order of the House, the gentlewoman from California (Ms. WOOLSEY) is recognized for 5 minutes.

Ms. WOOLSEY. Mr. Speaker, between September 11, 2001, and January, 2009, the United States relied on military force as the primary tool of foreign policy. Now we see the tragic results of this tragedy. We remain bogged down in Iraq, Afghanistan is in turmoil, Pakistan is on the brink of chaos, and the threat of nuclear weapons continues to haunt the world.

It is very clear, Mr. Speaker, that the military option hasn't worked. That is why I believe it is time for a new and better approach to our foreign policy. This new approach must focus on diplomacy, international cooperation, conflict prevention and ending the threat of nuclear weapons.

I have sponsored a comprehensive plan to achieve all of these goals. It is called the "Smart Security Platform For the 21st Century." I invite all of my colleagues to consider House Resolution 363, which describes this plan in detail.

The Smart Security Platform would help to eliminate the root causes of instability and violent conflict in the world by increasing development aid and debt relief to the poorest countries. It would further address the root causes of violence by supporting programs that promote conflict resolution, human rights and democracy building. It would also support educational opportunities for the girls and women who hardly ever see the inside of a classroom.

The Smart Security Platform, Mr. Speaker, also calls for the United States to work with the U.N. and NATO and other multilateral institutions to strengthen international institutions and international law. It calls for reducing the threat of weapons of mass destruction and conventional weapons by supporting the Comprehensive Test Ban Treaty, the Nonproliferation Treaty and the Biological and Chemical Weapons Convention. It calls for the adequate funding of the Cooperative Threat Reduction program to secure nuclear materials in Russia and to secure nuclear materials and other materials in other countries as well and to reduce nuclear stockpiles.

It calls upon the United States to set an example for the rest of the world by renouncing the development of new nuclear weapons and working towards achieving Ronald Reagan's vision of a world free of nuclear weapons. It would reduce our dependence on foreign oil by