

RESOLUTION

Resolved, That the resolution adopted in the Committee January 22, 2009, establishing the task force to conduct an inquiry regarding the impeachment of Judge Porteous, is amended as follows:

(1) Section 1 is amended to read as follows: **“SECTION 1. ESTABLISHMENT OF TASK FORCE**

“There is hereby established in the House Committee on the Judiciary (hereinafter referred to as the “Committee”) a task force (hereby referred to as the “Task Force”) to conduct—

“(1) an inquiry into whether United States District Judge G. Thomas Porteous should be impeached; and

“(2) an inquiry into whether United States District Judge Samuel B. Kent should be impeached.”

(1) Section 5(a) is amended to read as follows:

“(a) IN GENERAL.—Except as otherwise provided in this resolution, the Rules of the House of Representatives applicable to the Committee on the Judiciary, the rules of the Committee, and the authorities provided in House Resolution 15 and House Resolution _____, shall govern the inquiries conducted by the Task Force.”

The resolution was agreed to.

A motion to reconsider was laid on the table.

RAISING A QUESTION OF THE PRIVILEGES OF THE HOUSE

Mr. FLAKE. Madam Speaker, I rise to a question of the privileges of the House and offer the resolution previously noticed.

The SPEAKER pro tempore. The Clerk will report the resolution.

The Clerk read as follows:

H. RES. 425

Whereas, The Hill reported that a prominent lobbying firm, founded by Mr. Paul Magliocchetti and the subject of a “federal investigation into potentially corrupt political contributions,” has give \$3.4 million in political donations to no less than 284 members of Congress.

Whereas, the New York Times noted that Mr. Magliocchetti “set up shop at the busy intersection between political fund-raising and taxpayer spending, directing tens of millions of dollars in contributions to lawmakers while steering hundreds of millions of dollars in earmarks back to his clients.”

Whereas, a guest columnist recently highlighted in Roll Call that “. . . what the firm’s example reveals most clearly is the potentially corrupting link between campaign contributions and earmarks. Even the most ardent earmarkers should want to avoid the appearance of such a pay-to-play system.”

Whereas, multiple press reports have noted questions related to campaign contributions made by or on behalf of the firm; including questions related to “straw man” contributions, the reimbursement of employees for political giving, pressure on clients to give, a suspicious pattern of giving, and the timing of donations relative to legislative activity.

Whereas, Roll Call has taken note of the timing of contributions from employees, the firm and its clients when it reported that they “have provided thousands of dollars worth of campaign contributions to key Members in close proximity to legislative activity, such as the deadline for earmark request letters and passage of a spending bill.”

Whereas, the Associated Press highlighted the “huge amounts of political donations” from the firm and its clients to select mem-

bers and noted that “those political donations have followed a distinct pattern: The giving is especially heavy in March, which is prime time for submitting written earmark requests.”

Whereas, clients of the firm received at least three hundred million dollars worth of earmarks in fiscal year 2009 appropriations legislation, including several that were approved even after news of the FBI raid of the firm’s offices and Justice Department investigation into the firm was well known.

Whereas, the Associated Press reported that “the FBI says the investigation is continuing, highlighting the close ties between special-interest spending provisions known as earmarks and the raising of campaign cash.”

Whereas, the persistent media attention focused on questions about the nature and timing of campaign contributions related to the 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 this institution. Now, therefore, be it:

Resolved, that

(a) the Committee on Standards of Official Conduct, or a subcommittee of the committee designated by the committee and its members appointed by the chairman and ranking member, shall immediately begin investigation into the relationship between the source and timing of past campaign contributions to Members of the House related to the raided firm and earmark requests made by Members of the House on behalf of clients of the raided firm.

(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 the resolution.

The SPEAKER pro tempore. The resolution qualifies.

MOTION TO TABLE

Ms. SLAUGHTER. Madam Speaker, I move to lay the resolution on the table.

The SPEAKER pro tempore. The question is on the motion to table.

The question was taken.

The SPEAKER pro tempore. In the opinion of the Chair, the ayes have it.

Mr. FLAKE. Madam Speaker, I object to the vote on the grounds that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

Pursuant to clause 8 of rule XX, this 15-minute vote on tabling the resolution will be followed by 5-minute votes on motions to suspend the rules and agree to House Resolution 413 and House Resolution 378.

The vote was taken by electronic device, and there were—yeas 215, nays 182, answered “present” 15, not voting 21, as follows:

[Roll No. 243]
YEAS—215

Abercrombie	Baldwin	Bishop (GA)
Ackerman	Barrow	Bishop (NY)
Adler (NJ)	Bean	Blumenauer
Altmire	Becerra	Boren
Andrews	Berkley	Boswell
Arcuri	Berman	Boucher
Baca	Berry	Boyd

Brady (PA)	Honda	Peterson
Braley (IA)	Hoyer	Pingree (ME)
Brown, Corrine	Inslee	Polis (CO)
Capps	Jackson (IL)	Pomeroy
Capuano	Jackson-Lee	Price (NC)
Cardoza	(TX)	Rahall
Carnahan	Johnson, E. B.	Rangel
Carney	Jones	Reyes
Carson (IN)	Kagen	Richardson
Clarke	Kanjorski	Rodriguez
Clay	Kaptur	Ross
Cleaver	Kennedy	Rothman (NJ)
Clyburn	Kildee	Roybal-Allard
Coble	Kilroy	Ruppersberger
Cohen	Kissell	Rush
Connolly (VA)	Klein (FL)	Ryan (OH)
Conyers	Kratovil	Salazar
Cooper	Kucinich	Sánchez, Linda
Costa	Langevin	T.
Costello	Larsen (WA)	Sanchez, Loretta
Courtney	Larson (CT)	Sarbanes
Crowley	Lee (CA)	Schakowsky
Cuellar	Levin	Schauer
Dahlkemper	Lewis (GA)	Schiff
Davis (AL)	Lipinski	Schrader
Davis (CA)	Lowey	Schwartz
Davis (IL)	Lujan	Scott (GA)
Davis (TN)	Lynch	Scott (VA)
DeFazio	Maffei	Serrano
DeGette	Maloney	Sestak
Delahunt	Markey (CO)	Shea-Porter
DeLauro	Markey (MA)	Sherman
Dicks	Marshall	Shuler
Dingell	Massa	Skelton
Doggett	Matsui	Slaughter
Doyle	McCarthy (NY)	Snyder
Driehaus	McCollum	Space
Edwards (MD)	McDermott	Speier
Edwards (TX)	McGovern	Spratt
Ellison	McMahon	Stupak
Engel	Meek (FL)	Sutton
Eshoo	Meeks (NY)	Tauscher
Etheridge	Melancon	Taylor
Farr	Michaud	Thompson (CA)
Fattah	Miller (NC)	Thompson (MS)
Filner	Miller, George	Tierney
Frank (MA)	Moore (KS)	Titus
Fudge	Moore (WI)	Tonko
Gonzalez	Murphy (CT)	Towns
Gordon (TN)	Murphy, Patrick	Tsongas
Grayson	Murphy, Tim	Van Hollen
Green, Al	Murtha	Velázquez
Green, Gene	Nadler (NY)	Wasserman
Griffith	Napolitano	Schultz
Grijalva	Neal (MA)	Waters
Gutierrez	Nye	Watson
Hall (NY)	Oberstar	Watt
Hare	Obey	Waxman
Harman	Olver	Weiner
Hastings (FL)	Ortiz	Wexler
Heinrich	Pallone	Wilson (OH)
Higgins	Pascrell	Woolsey
Himojosa	Pastor (AZ)	Yu
Hirono	Payne	Yarmuth
Holden	Perlmutter	Young (AK)
Holt	Peters	

NAYS—182

Aderholt	Cantor	Giffords
Akin	Capito	Gingrey (GA)
Alexander	Carter	Gohmert
Austria	Cassidy	Goodlatte
Bachmann	Castle	Granger
Bachus	Chaffetz	Graves
Bartlett	Childers	Guthrie
Barton (TX)	Coffman (CO)	Hall (TX)
Biggert	Cole	Halvorson
Bilbray	Crenshaw	Harper
Bilirakis	Davis (KY)	Heller
Bishop (UT)	Deal (GA)	Hensarling
Blackburn	Diaz-Balart, M.	Herger
Blunt	Donnelly (IN)	Herseth Sandlin
Bocciari	Dreier	Hill
Boehner	Duncan	Himes
Bono Mack	Ehlers	Hodes
Boozman	Ellsworth	Hunter
Boustany	Emerson	Inglis
Brady (TX)	Fallin	Issa
Bright	Flake	Jenkins
Brown (GA)	Fleming	Johnson (GA)
Brown (SC)	Forbes	Johnson, Sam
Brown-Waite,	Fortenberry	Kind
Ginny	Foster	King (IA)
Buchanan	Fox	King (NY)
Burgess	Franks (AZ)	Kingston
Burton (IN)	Frelinghuysen	Kirk
Buyer	Gallegly	Kirkpatrick (AZ)
Calvert	Garrett (NJ)	Kosmas
Camp	Gerlach	Lamborn

Lance
LaTourette
Latta
Lee (NY)
Lewis (CA)
Linder
LoBiondo
Loeb sack
Lucas
Luetkemeyer
Lummis
Lungren, Daniel
E.
Mack
Manzullo
Marchant
Matheson
McCarthy (CA)
McCaul
McClintock
McCotter
McHenry
McHugh
McIntyre
McKeon
McMorris
Rodgers
McNerney
Mica
Miller (FL)
Miller (MI)

Miller, Gary
Minnick
Mitchell
Moran (KS)
Murphy (NY)
Neugebauer
Nunes
Olson
Paul
Paulsen
Pence
Perriello
Petri
Pitts
Platts
Pokey
Price (GA)
Putnam
Quigley
Radanovich
Rehberg
Reichert
Roe (TN)
Rogers (AL)
Rogers (MI)
Rooney
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Scalise

Schmidt
Schock
Sensenbrenner
Sessions
Shadegg
Shimkus
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Souder
Sullivan
Teague
Terry
Thompson (PA)
Thornberry
Tiahrt
Tiberi
Turner
Upton
Visclosky
Walz
Wamp
Westmoreland
Whitfield
Wilson (SC)
Wittman
Wolf
Young (FL)

This will be a 5-minute vote.
The vote was taken by electronic device, and there were—yeas 409, nays 0, not voting 24, as follows:

[Roll No. 244]

YEAS—409

ANSWERED "PRESENT"—15
Barrett (SC)
Butterfield
Castor (FL)
Chandler
Conaway

NOT VOTING—21

Baird
Bonner
Campbell
Cao
Culberson
Cummings
Hinchev

□ 1900

Messrs. UPTON, KIND, GARY G. MILLER of California, CALVERT, GARRETT of New Jersey, MCINTYRE, BRIGHT and BUYER changed their vote from "yea" to "nay."

Mr. YOUNG of Alaska and Ms. MCCOLLUM changed their vote from "nay" to "yea."

Messrs. CHANDLER and BUTTERFIELD changed their vote from "yea" to "present."

Mr. WALDEN changed his vote from "nay" to "present."

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

A motion to reconsider was laid on the table.

Stated against:

Mr. STEARNS. Madam Speaker, on rollcall No. 243 I was unavoidably detained. Had I been present, I would have voted "nay."

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The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and agree to the resolution, H. Res. 413, 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 Tennessee (Mr. GORDON) that the House suspend the rules and agree to the resolution, H. Res. 413.

Abercrombie
Ackerman
Aderholt
Adler (NJ)
Akin
Alexander
Altmire
Andrews
Arcuri
Austria
Baca
Bachmann
Bachus
Baldwin
Barrett (SC)
Barrow
Bartlett
Barton (TX)
Bean
Becerra
Berkley
Berman
Edwards (MD)
Edwards (TX)
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Bocciari
Boehner
Bono Mack
Boozman
Boren
Boswell
Boucher
Boustany
Boyd
Brady (PA)
Brady (TX)
Braley (IA)
Bright
Broun (GA)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Buchanan
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp
Cantor
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson (IN)
Carter
Cassidy
Castle
Castor (FL)
Chaffetz
Chandler
Childers
Clarke
Clay
Cleaver
Clyburn
Coble
Coffman (CO)
Cohen
Cole
Conaway
Connolly (VA)
Conyers
Cooper
Costa
Costello
Courtney
Crenshaw
Crowley
Cuellar
Dahlkemper

Murphy, Tim
Myrick
Nadler (NY)
Napolitano
Neal (MA)
Neugebauer
Nunes
Nye
Oberstar
Obey
Olson
Olver
Ortiz
Pallone
Pascrell
Pastor (AZ)
Paul
Paulsen
Payne
Pence
Perlmutter
Perriello
Peters
Peterson
Petri
Pingree (ME)
Pitts
Platts
Poe (TX)
Polis (CO)
Pomeroy
Pokey
Price (GA)
Price (NC)
Putnam
Quigley
Radanovich
Rahall
Rangel
Rehberg
Reichert
Reyes
Richardson
Rodriguez
Roe (TN)
Rogers (AL)
Rogers (MI)
Rooney

NOT VOTING—24

Baird
Bonner
Campbell
Cao
Culberson
Cummings
Grijalva
Gutierrez

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1908

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.

IN HONOR OF REV. ROBERT CORNELL, FORMER MEMBER OF CONGRESS

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

Mr. KAGEN. Madam Speaker, I would respectfully ask that all House Members rise and observe a moment of silence on the passing of our former colleague, Congressman Rev. Robert Cornell, who passed away on Sunday, May 10. Father Cornell represented the Eighth District of Wisconsin in this House from 1975 to 1979. He was a lifelong advocate for the betterment of mankind, a deep-thinking educator, and a keeper of his faith.