

3105, the Turn on the Pumps Act of 2009, for immediate consideration by the House of Representatives.

□ 1200

The SPEAKER pro tempore. Does the gentleman from California wish to present an argument on why the resolution qualifies as privileged for immediate consideration?

Mr. NUNES. Yes, Madam Speaker.

The SPEAKER pro tempore. The gentlemen from California is recognized.

Mr. NUNES. Under rule IX, questions of the privileges of the House are those that affect its rights collectively, its safety, dignity, and the integrity of its proceedings.

Madam Speaker, this privileged resolution allows us to rectify the problems that the Democrat leadership has created out in California. If we move forward with this today, 40,000 people can go back to work and we can move on and everybody will be fine.

So I urge the passing of this resolution today, and I yield back.

The SPEAKER pro tempore. The Chair is prepared to rule.

In evaluating the resolution offered by the gentleman from California under the standards of rule IX, the Chair must be mindful of a fundamental principle illuminated by annotations of precedent in section 706 of the House Rules and Manual. That basic principle is that a question of the privileges of the House may not be invoked to prescribe a rule or order of business for the House.

The Chair finds that the resolution offered by the gentleman from California, by directing action with respect to a bill that is pending before a standing committee, prescribes a rule or order of business. Under a long and well-settled line of precedent presently culminating in the ruling of July 17, 2009, such a resolution cannot qualify as a question of the privileges of the House.

The Chair therefore holds that the resolution is not privileged under rule IX for consideration ahead of other business. Instead, the gentleman may introduce the resolution through the hopper in the regular course.

Mr. NUNES. Madam Speaker, I appeal the ruling of the Chair.

The SPEAKER pro tempore. The question is, Shall the decision of the Chair stand as the judgment of the House?

MOTION TO TABLE

Mr. JACKSON of Illinois. Madam Speaker, I move to table the appeal of the ruling of the Chair.

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

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

Mr. NUNES. 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 the motion to lay the

appeal on the table will be followed by 5-minute votes on:

Adopting House Resolution 669; and suspending the rules and adopting House Resolution 566 and House Resolution 350.

The vote was taken by electronic device, and there were—yeas 249, nays 179, not voting 5, as follows:

[Roll No. 616]

YEAS—249

Abercrombie	Green, Al	Neal (MA)
Ackerman	Green, Gene	Nye
Adler (NJ)	Grijalva	Oberstar
Altmire	Gutierrez	Obey
Andrews	Hall (NY)	Olver
Arcuri	Halvorson	Ortiz
Baca	Hare	Pallone
Baird	Harman	Pascrell
Baldwin	Heinrich	Pastor (AZ)
Barrow	Hereth Sandlin	Payne
Bean	Higgins	Perlmutter
Becerra	Hill	Petriello
Berkley	Himes	Peters
Berman	Hinchey	Peterson
Berry	Hinojosa	Pingree (ME)
Bishop (GA)	Hirono	Polis (CO)
Bishop (NY)	Hodes	Pomeroy
Blumenauer	Holden	Price (NC)
Bocchieri	Holt	Quigley
Boren	Honda	Rahall
Boswell	Hoyer	Reichert
Boucher	Insole	Reyes
Boyd	Israel	Richardson
Brady (PA)	Jackson (IL)	Rodriguez
Braley (IA)	Jackson-Lee	Ross
Bright	(TX)	Rothman (NJ)
Brown, Corrine	Johnson (GA)	Roybal-Allard
Butterfield	Johnson, E.B.	Ruppersberger
Capps	Kagen	Rush
Capuano	Kanjorski	Ryan (OH)
Cardoza	Kaptur	Salazar
Carnahan	Kennedy	Sánchez, Linda
Carney	Kildee	T.
Carson (IN)	Kilpatrick (MI)	Sanchez, Loretta
Castor (FL)	Kilroy	Sarbanes
Chandler	Kind	Schakowsky
Childers	Kirkpatrick (AZ)	Schauer
Chu	Kissell	Schiff
Clarke	Klein (FL)	Schrader
Clay	Kosmas	Schwartz
Cleaver	Kucinich	Scott (GA)
Clyburn	Langevin	Scott (VA)
Cohen	Larsen (WA)	Serrano
Connolly (VA)	Larson (CT)	Sestak
Conyers	Lee (CA)	Shea-Porter
Cooper	Levin	Sherman
Costa	Lewis (GA)	Shuler
Costello	Lipinski	Sires
Courtney	Loeb sack	Skelton
Crowley	Lofgren, Zoe	Slaughter
Cuellar	Lowey	Smith (WA)
Cummings	Luján	Snyder
Dahlkemper	Lynch	Space
Davis (AL)	Maffei	Speier
Davis (CA)	Maloney	Spratt
Davis (IL)	Markey (CO)	Stupak
Davis (TN)	Markey (MA)	Sutton
DeFazio	Marshall	Tanner
DeGette	Massa	Taylor
Delahunt	Matheson	Teague
DeLauro	Matsui	Thompson (CA)
Dicks	McCollum	Thompson (MS)
Dingell	McDermott	Tierney
Doggett	McGovern	Titus
Donnelly (IN)	McIntyre	Tonko
Doyle	McMahon	Towns
Driehaus	McNerney	Tsongas
Edwards (MD)	Meek (FL)	Van Hollen
Edwards (TX)	Meeke (NY)	Velázquez
Ellison	Melancon	Viscloskey
Ellsworth	Michaud	Walz
Engel	Miller (NC)	Wasserman
Eshoo	Miller, George	Schultz
Etheridge	Mitchell	Waters
Farr	Mollohan	Watson
Fattah	Moore (KS)	Watt
Filner	Moore (WI)	Waxman
Foster	Moran (VA)	Weiner
Frank (MA)	Murphy (CT)	Welch
Fudge	Murphy (NY)	Wexler
Giffords	Murphy, Patrick	Wilson (OH)
Gonzalez	Murtha	Woolsey
Gordon (TN)	Nadler (NY)	Wu
Grayson	Napolitano	Yarmuth

NAYS—179

Aderholt	Galleghy	Minnick
Akin	Garrett (NJ)	Moran (KS)
Alexander	Gerlach	Murphy, Tim
Austria	Gingrey (GA)	Myrick
Bachmann	Gohmert	Neugebauer
Bachus	Goodlatte	Nunes
Barrett (SC)	Granger	Olson
Bartlett	Graves	Paul
Barton (TX)	Griffith	Paulsen
Biggart	Guthrie	Pence
Bilbray	Hall (TX)	Petri
Bilirakis	Harper	Pitts
Blackburn	Hastings (WA)	Platts
Blunt	Heller	Poe (TX)
Boehner	Hensarling	Posey
Bonner	Herger	Price (GA)
Bono Mack	Hoekstra	Putnam
Boozman	Hunter	Radanovich
Boustany	Inglis	Rehberg
Brady (TX)	Issa	Roe (TN)
Broun (GA)	Jenkins	Rogers (AL)
Brown (SC)	Johnson (IL)	Rogers (KY)
Brown-Waite,	Johnson, Sam	Rogers (MI)
Ginny	Jones	Rohrabacher
Buchanan	Jordan (OH)	Rooney
Burgess	King (IA)	Ros-Lehtinen
Burton (IN)	King (NY)	Roskam
Buyer	Kingston	Royce
Calvert	Kirk	Ryan (WI)
Camp	Kline (MN)	Scalise
Campbell	Kratovil	Schmidt
Cantor	Lamborn	Schock
Cao	Lance	Sensenbrenner
Capito	Latham	Sessions
Carter	LaTourette	Shadegg
Cassidy	Latta	Shimkus
Castle	Lee (NY)	Shuster
Chaffetz	Lewis (CA)	Simpson
Coble	Linder	Smith (NE)
Coffman (CO)	LoBiondo	Smith (NJ)
Cole	Lucas	Smith (TX)
Conaway	Luetkemeyer	Souder
Crenshaw	Lummis	Stearns
Culberson	Lungren, Daniel	Sullivan
Davis (KY)	E.	Terry
Deal (GA)	Mack	Thompson (PA)
Dent	Manzullo	Thornberry
Diaz-Balart, L.	Marchant	Tiahrt
Diaz-Balart, M.	McCarthy (CA)	Tiberi
Dreier	McCaul	Turner
Duncan	McClintock	Upton
Ehlers	McCotter	Walden
Emerson	McHenry	Wamp
Fallin	McHugh	Westmoreland
Flake	McKeon	Whitfield
Fleming	McMorris	Wilson (SC)
Forbes	Rodgers	Wittman
Fortenberry	Mica	Wolf
Foxo	Miller (FL)	Young (AK)
Franks (AZ)	Miller (MI)	Young (FL)
Frelinghuysen	Miller, Gary	

NOT VOTING—5

Bishop (UT)	McCarthy (NY)	Stark
Hastings (FL)	Rangel	

□ 1232

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

Messrs. CONYERS and FOSTER changed their vote from “nay” to “yea.”

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.

PROVIDING FOR CONSIDERATION OF H.R. 3288, TRANSPORTATION, HOUSING AND URBAN DEVELOPMENT, AND RELATED AGENCIES APPROPRIATIONS ACT, 2010

The SPEAKER pro tempore. The unfinished business is the vote on adoption of House Resolution 669, 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 235, nays 183, not voting 15, as follows:

[Roll No. 617]

YEAS—235

Abercrombie	Grayson	Napolitano
Ackerman	Green, Al	Neal (MA)
Adler (NJ)	Green, Gene	Oberstar
Altmire	Griffith	Obey
Andrews	Grijalva	Ortiz
Arcuri	Gutierrez	Pallone
Baca	Hall (NY)	Pascarell
Baird	Halvorson	Pastor (AZ)
Baldwin	Hare	Payne
Barrow	Harman	Perlmutter
Bean	Hastings (FL)	Peters
Becerra	Heinrich	Pingree (ME)
Berkley	Herseth Sandlin	Polis (CO)
Berman	Higgins	Pomeroy
Berry	Himes	Price (NC)
Bishop (GA)	Hinchev	Quigley
Bishop (NY)	Hinojosa	Rahall
Blumenauer	Hirono	Rangel
Bocchieri	Hodes	Reyes
Boren	Holden	Richardson
Boswell	Holt	Rodriguez
Boucher	Honda	Ross
Boyd	Hoyer	Rothman (NJ)
Brady (PA)	Inslee	Roybal-Allard
Braley (IA)	Israel	Ruppersberger
Brown, Corrine	Jackson (IL)	Rush
Butterfield	Jackson-Lee	Ryan (OH)
Capps	(TX)	Salazar
Capuano	Johnson (GA)	Sánchez, Linda
Cardoza	Johnson, E. B.	T.
Carnahan	Kagen	Sanchez, Loretta
Carney	Kanjorski	Sarbanes
Carson (IN)	Kaptur	Schakowsky
Castor (FL)	Kennedy	Schiff
Chandler	Kildee	Schrader
Childers	Kilpatrick (MI)	Schwartz
Chu	Kilroy	Scott (GA)
Clarke	Kind	Scott (VA)
Clay	Kirkpatrick (AZ)	Serrano
Cleaver	Kissell	Sestak
Clyburn	Klein (FL)	Shea-Porter
Cohen	Kosmas	Sherman
Connolly (VA)	Kucinich	Sires
Conyers	Langevin	Skelton
Cooper	Larsen (WA)	Slaughter
Costa	Larson (CT)	Smith (WA)
Costello	Lee (CA)	Snyder
Courtney	Levin	Space
Crowley	Lipinski	Speier
Cuellar	Loeb sack	Fleming
Cummings	Lofgren, Zoe	Stupak
Dahlkemper	Lowey	Sutton
Davis (AL)	Lujan	Tanner
Davis (CA)	Lynch	Taylor
Davis (IL)	Maffei	Teague
Davis (TN)	Maloney	Thompson (CA)
DeFazio	Markey (CO)	Thompson (MS)
DeGette	Markey (MA)	Tierney
Delahunt	Marshall	Titus
DeLauro	Massa	Tonko
Dicks	Matheson	Towns
Dingell	Matsui	Tsongas
Doggett	McCollum	Van Hollen
Donnelly (IN)	McDermott	Velázquez
Doyle	McGovern	Visclosky
Edwards (MD)	McIntyre	Walz
Edwards (TX)	McMahon	Wasserman
Ellison	McNerney	Schultz
Engel	Meek (FL)	Waters
Eshoo	Meeks (NY)	Watson
Etheridge	Michaud	Watt
Farr	Miller (NC)	Waxman
Fattah	Miller, George	Weiner
Filner	Mollohan	Welch
Foster	Moore (WI)	Wexler
Frank (MA)	Moran (VA)	Wilson (OH)
Fudge	Murphy (CT)	Woolsey
Giffords	Murphy, Patrick	Wu
Gonzalez	Murtha	Yarmuth
Gordon (TN)	Nadler (NY)	

NAYS—183

Aderholt	Biggart	Brady (TX)
Akin	Bilbray	Bright
Alexander	Bilirakis	Broun (GA)
Austria	Blackburn	Brown (SC)
Bachmann	Boehner	Brown-Waite,
Bachus	Bonner	Ginny
Barrett (SC)	Bono Mack	Buchanan
Bartlett	Boozman	Burgess
Barton (TX)	Boustany	Burton (IN)

Buyer	Jenkins	Paulsen
Calvert	Johnson (IL)	Pence
Camp	Johnson, Sam	Perriello
Campbell	Jones	Petri
Cao	Jordan (OH)	Pitts
Capito	King (IA)	Platts
Carter	King (NY)	Poe (TX)
Cassidy	Kingston	Posey
Castle	Kirk	Price (GA)
Chaffetz	Kratovil	Putnam
Coble	Lamborn	Radanovich
Coffman (CO)	Lance	Rehberg
Cole	Latham	Reichert
Conaway	LaTourette	Roe (TN)
Crenshaw	Latta	Rogers (AL)
Culberson	Lee (NY)	Rogers (KY)
Davis (KY)	Lewis (CA)	Rogers (MI)
Deal (GA)	Linder	Rohrabacher
Dent	LoBiondo	Rooney
Diaz-Balart, L.	Lucas	Ros-Lehtinen
Diaz-Balart, M.	Luetkemeyer	Roskam
Dreier	Lummis	Royce
Driehaus	Lungren, Daniel	Scalise
E. Price (NC)	E.	Schmidt
Ehlers	Mack	Schock
Ellsworth	Manzullo	Sensenbrenner
Emerson	Marchant	Sessions
Fallin	McCarthy (CA)	Shadegg
Flake	McCauley	Shimkus
Forbes	McClintock	Shuler
Fortenberry	McCotter	Shuster
Fox	McHenry	Simpson
Franks (AZ)	McHugh	Smith (NE)
Frelinghuysen	McKeon	Smith (NJ)
Gallegly	McMorris	Smith (TX)
Garrett (NJ)	Rodgers	Souder
Gerlach	Melancon	Stearns
Gohmert	Mica	Sullivan
Goodlatte	Miller (FL)	Terry
Granger	Miller (MI)	Thompson (PA)
Graves	Miller, Gary	Thornberry
Guthrie	Minnick	Tiahrt
Hall (TX)	Mitchell	Tiberi
Harper	Moore (KS)	Turner
Hastings (WA)	Moran (KS)	Upton
Heller	Murphy (NY)	Walden
Hensarling	Murphy, Tim	Wamp
Herger	Myrick	Westmoreland
Hill	Neugebauer	Whitfield
Hoekstra	Nunes	Wilson (SC)
Hunter	Nye	Wolf
Inglis	Olson	Young (AK)
Issa	Paul	Young (FL)

NOT VOTING—15

Bishop (UT)	Kline (MN)	Ryan (WI)
Blunt	Lewis (GA)	Schauer
Cantor	McCarthy (NY)	Speier
Fleming	Olver	Stark
Gingrey (GA)	Peterson	Wittman

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1239

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

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.

#### CONGRATULATING NBA CHAMPION LOS ANGELES LAKERS

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and agree to the resolution, H. Res. 566, 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 Massachusetts (Mr. LYNCH) that the House suspend the rules and agree to the resolution, H. Res. 566.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 413, nays 8, answered “present” 8, not voting 4, as follows:

[Roll No. 618]

YEAS—413

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