

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  
Shuler  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Taylor

Teague  
Terry  
Thompson (PA)  
Thornberry  
Tiberi  
Turner  
Upton  
Walden  
Wamp  
Waters  
Watson  
Watt  
Westmoreland  
Whitfield  
Wilson (SC)  
Wittman  
Wolf  
Young (AK)  
Young (FL)

Kagen  
Kanjorski  
Kennedy  
Kildee  
Kilroy  
Kind  
Kissell  
Klein (FL)  
Kosmas  
Kucinich  
Langevin  
Larsen (WA)  
Larson (CT)  
Levin  
Lewis (GA)  
Lipinski  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lujan  
Lynch  
Maffei  
Maloney  
Markey (CO)  
Markey (MA)  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum  
McDermott  
McGovern  
McIntyre  
McMahon  
McNerney  
Meek (FL)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mollohan

Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Nadler (NY)  
Napolitano  
Neal (MA)  
Nye  
Oberstar  
Obey  
Oliver  
Ortiz  
Owens  
Pallone  
Pascarelli  
Pastor (AZ)  
Pelosi  
Perlmutter  
Peters  
Peterson  
Pingree (ME)  
Polis (CO)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman (NJ)  
Roybal-Allard  
Ruppersberger  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schauer

Schiff  
Schrader  
Schwartz  
Scott (GA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Speier  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Teague  
Thompson (CA)  
Tierney  
Titus  
Tonko  
Tsongas  
Van Hollen  
Velázquez  
Visclosky  
Walz  
Wasserman  
Schultz  
Waxman  
Weiner  
Welch  
Wilson (OH)  
Woolsey  
Wu  
Yarmuth

Rohrabacher  
Rooney  
Ros-Lehtinen  
Roskam  
Royce  
Rush  
Ryan (WI)  
Scalise  
Schmidt  
Schock  
Scott (VA)  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus

Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Space  
Stearns  
Sullivan  
Taylor  
Terry  
Thompson (MS)  
Thompson (PA)  
Thornberry  
Tiberi

Towns  
Turner  
Upton  
Walden  
Wamp  
Waters  
Watson  
Watt  
Westmoreland  
Whitfield  
Wilson (SC)  
Wittman  
Wolf  
Young (AK)  
Young (FL)

## NOT VOTING—11

Buyer  
Campbell  
Dahlkemper  
DeLauro

Eshoo  
Fallin  
Hoekstra  
Jordan (OH)

Linder  
Massa  
Tiahrt

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE  
The SPEAKER pro tempore (during the vote). Members have 2 minutes remaining to vote.

□ 1324

Messrs. GRIFFITH, BURTON of Indiana, WITTMAN, Mrs. MILLER of Michigan and Mr. MINNICK changed their vote from “yea” to “nay.”

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

So the previous question was ordered.  
The result of the vote was announced as above recorded.

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

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

## RECORDED VOTE

Mr. SESSIONS. Madam 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 212, noes 209, not voting 11, as follows:

[Roll No. 88]

## AYES—212

Ackerman  
Adler (NJ)  
Altmire  
Andrews  
Arcuri  
Baca  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boccieri  
Boren  
Boswell  
Boucher  
Boyd  
Brady (PA)  
Braley (IA)  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson (IN)  
Castor (FL)  
Chandler

Childers  
Chu  
Clyburn  
Cohen  
Connolly (VA)  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Crowley  
Cuellar  
Davis (AL)  
Davis (CA)  
Davis (TN)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly (IN)  
Doyle  
Edwards (TX)  
Ellison  
Ellsworth  
Engel  
Etheridge  
Farr  
Fattah

Filner  
Frank (MA)  
Garamendi  
Giffords  
Gonzalez  
Gordon (TN)  
Grayson  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Halvorson  
Hare  
Harman  
Hastings (FL)  
Heinrich  
Herseth Sandlin  
Higgins  
Hill  
Himes  
Hinchee  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hoyer  
Inslie  
Israel  
Johnson (GA)

Aderholt  
Akin  
Alexander  
Austria  
Bachmann  
Bachus  
Baird  
Barrett (SC)  
Bartlett  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono Mack  
Boozman  
Boustany  
Brady (TX)  
Bright  
Broun (GA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Calvert  
Camp  
Cantor  
Cao  
Capito  
Carter  
Cassidy  
Castle  
Chaffetz  
Clarke  
Clay  
Cleaver  
Coble  
Coffman (CO)  
Cole  
Conaway  
Crenshaw  
Culberson  
Cummings  
Davis (IL)  
Davis (KY)  
Deal (GA)  
Dent  
Diaz-Balart, L.

## NOES—209

Diaz-Balart, M.  
Dreier  
Driehaus  
Duncan  
Edwards (MD)  
Ehlers  
Emerson  
Flake  
Fleming  
Forbes  
Fortenberry  
Foxy  
Franks (AZ)  
Frelinghuysen  
Fudge  
Gallegly  
Garrett (NJ)  
Gerlach  
Gingrey (GA)  
Gohmert  
Goodlatte  
Granger  
Graves  
Green, Al  
Griffith  
Guthrie  
Hall (TX)  
Harper  
Hastings (WA)  
Heller  
Hensarling  
Herger  
Hunter  
Inglis  
Issa  
Jackson (IL)  
Jackson Lee  
(TX)  
Jenkins  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones  
Kaptur  
Kilpatrick (MI)  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kirkpatrick (AZ)  
Kline (MN)  
Kratovil  
Lamborn  
Lance  
Latham  
LaTourette

Latta  
Lee (CA)  
Lee (NY)  
Lewis (CA)  
LoBiondo  
Lucas  
Luetkemeyer  
Lummis  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCauley  
McClintock  
McCotter  
McHenry  
McKeon  
McMorris  
Rodgers  
Meeks (NY)  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Minnick  
Mitchell  
Moran (KS)  
Murphy (NY)  
Murphy, Tim  
Myrick  
Neugebauer  
Nunes  
Alexander  
Olson  
Paul  
Paulsen  
Payne  
Pence  
Perriello  
Petri  
Pitts  
Platts  
Poe (TX)  
Posey  
Price (GA)  
Putnam  
Quigley  
Radanovich  
Rehberg  
Reichert  
Richardson  
Roe (TN)  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)

## NOT VOTING—11

Buyer  
Campbell  
Dahlkemper  
Eshoo

Fallin  
Foster  
Hoekstra  
Jordan (OH)

Linder  
Massa  
Tiahrt

□ 1334

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.

Stated against:

Mr. FOSTER. Madam Speaker, on rollcall No. 88 due to an inadvertent error, I was not recorded. I would have voted “no.”

## SUPPORTING NATIONAL SCHOOL LUNCH PROGRAM

The SPEAKER pro tempore. The unfinished business is the question on suspending the rules and agreeing to the resolution, H. Res. 362, as amended.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Connecticut (Mr. COURTNEY) that the House suspend the rules and agree to the resolution, H. Res. 362, as amended.

The question was taken.

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

Ms. MATSUI. Madam Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

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

The vote was taken by electronic device, and there were—yeas 403, nays 13, not voting 15, as follows:

[Roll No. 89]

## YEAS—403

Ackerman  
Aderholt  
Adler (NJ)  
Alexander  
Altmire  
Andrews  
Arcuri  
Austria  
Baca  
Bachmann  
Bachus  
Baird  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggart  
Bilbray  
Bilirakis

Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blunt  
Boccieri  
Boehner  
Bonner  
Bono Mack  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Bright  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess

Burton (IN)  
Butterfield  
Calvert  
Camp  
Cantor  
Cao  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson (IN)  
Carson (FL)  
Castor (FL)  
Chandler  
Childers  
Chu  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble

Coffman (CO) Issa  
Cohen Jackson (IL)  
Cole Jackson Lee  
Conaway (TX)  
Connolly (VA) Jenkins  
Conyers Johnson (GA)  
Cooper Johnson (IL)  
Costa Johnson, E. B.  
Costello Johnson, Sam  
Courtney Jones  
Crenshaw Kagen  
Crowley Kanjorski  
Cuellar Kaptur  
Culberson Kennedy  
Cummings Kildee  
Davis (AL) Kilpatrick (MI)  
Davis (CA) Kilroy  
Davis (IL) Kind  
Davis (KY) King (IA)  
Davis (TN) King (NY)  
Deal (GA) Kingston  
DeFazio Kirk  
DeGette Kirkpatrick (AZ)  
Delahunt Kissell  
DeLauro Klein (FL)  
Dent Kline (MN)  
Diaz-Balart, L. Kosmas  
Diaz-Balart, M. Kratovil  
Dicks Kucinich  
Dingell Lance  
Doggett Langevin  
Donnelly (IN) Larsen (WA)  
Doyle Larson (CT)  
Dreier Latham  
Driehaus LaTourette  
Duncan Latta  
Edwards (MD) Lee (CA)  
Edwards (TX) Lee (NY)  
Ehlers Levin  
Ellison Lewis (CA)  
Ellsworth Lewis (GA)  
Emerson Lipinski  
Engel LoBiondo  
Etheridge Loebach  
Farr Lofgren, Zoe  
Fattah Lowey  
Filner Lucas  
Fleming Luetkemeyer  
Forbes Lujan  
Fortenberry Lungren, Daniel  
Foster E.  
Frank (MA) Lynch  
Franks (AZ) Mack  
Frelinghuysen Maffei  
Fudge Maloney  
Gallegly Manzullo  
Garamendi Marchant  
Gerlach Markey (CO)  
Giffords Markey (MA)  
Gingrey (GA) Marshall  
Gonzalez Matheson  
Goodlatte Matsui  
Gordon (TN) McCarthy (CA)  
Granger McCarthy (NY)  
Graves McCaul  
Grayson McCollum  
Green, Al McCotter  
Green, Gene McDermott  
Griffith McGovern  
Grijalva McHenry  
Guthrie McIntyre  
Hall (NY) McKeon  
Hall (TX) McMahon  
Halvorson McMorris  
Hare Rodgers  
Harman McNerney  
Harper Meek (FL)  
Hastings (FL) Meeks (NY)  
Hastings (WA) Melancon  
Heinrich Mica  
Heller Michaud  
Hensarling Miller (FL)  
Herger Miller (MI)  
Hersteth Sandlin Miller (NC)  
Higgins Miller, Gary  
Hill Miller, George  
Himes Minnick  
Hinchey Mitchell  
Hinojosa Mollohan  
Hirono Moore (KS)  
Hodes Moore (WI)  
Holden Moran (KS)  
Holt Moran (VA)  
Honda Murphy (CT)  
Hoyer Murphy (NY)  
Hunter Murphy, Patrick  
Inglis Murphy, Tim  
Inslee Myrick  
Israel Nadler (NY)

Napolitano  
Neal (MA)  
Nunes  
Nye  
Oberstar  
Obey  
Olson  
Oliver  
Ortiz  
Owens  
Pallone  
Pascarelli  
Pastor (AZ)  
Paulsen  
Payne  
Pence  
Perlmutter  
Perriello  
Peters  
Peterson  
Petri  
Pingree (ME)  
Pitts  
Platts  
Polis (CO)  
Pomeroy  
Posey  
Price (GA)  
Price (NC)  
Putnam  
Quigley  
Radanovich  
Rahall  
Rangel  
Rehberg  
Reichert  
Reyes  
Richardson  
Rodriguez  
Roe (TN)  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Rooney  
Ros-Lehtinen  
Roskam  
Ross  
Rothman (NJ)  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Scalise  
Schakowsky  
Schauer  
Schiff  
Schmidt  
Schock  
Schradner  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sessions  
Sestak  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Souder  
Space  
Speier  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton  
Tanner  
Taylor  
Teague  
Terry

Thompson (CA)  
Thompson (MS)  
Thompson (PA)  
Thornberry  
Tiberi  
Tierney  
Titus  
Tonko  
Towns  
Tsongas  
Turner  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walden  
Walz  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch

Westmoreland  
Whitfield  
Wilson (OH)  
Wilson (SC)  
Wittman  
Wolf  
Woolsey  
Wu  
Yarmuth  
Young (AK)  
Young (FL)

#### NAYS—13

Akin  
Broun (GA)  
Chaffetz  
Flake  
Fox  
Garrett (NJ)  
Lamborn  
Lummis  
McClintock  
Paul  
Poe (TX)  
Sensenbrenner  
Shadegg

#### NOT VOTING—15

Blumenauer  
Buyer  
Campbell  
Dahlkemper  
Eshoo  
Fallin  
Gohmert  
Gutierrez  
Hoekstra  
Jordan (OH)  
Linder  
Massa  
Neugebauer  
Simpson  
Tiahrt

#### □ 1344

So (two-thirds being in the affirmative) the rules were suspended and the resolution, as amended, was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

#### □ 1345

### PARLIAMENTARY INQUIRIES

Mr. CARTER. Madam Speaker, I have a parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state his inquiry.

Mr. CARTER. Yesterday I asked a parliamentary inquiry regarding the effect of a letter from Mr. RANGEL to the Speaker of the House, NANCY PELOSI, regarding his resignation as chairman of the Committee on Ways and Means, to wit, the Speaker pro tempore of the House answered that the gentleman from California, Representative PETE STARK, became acting chair of the Committee on Ways and Means immediately by operation of House rule X clause 5.

This morning the acting chairman of the Committee on Ways and Means, Mr. STARK, submitted a letter to the Speaker of the House, NANCY PELOSI, that states, "I hereby resign as acting chairman of the Committee on Ways and Means." That letter to the Speaker was read into today's proceedings. At that time the Speaker pro tempore in accepting the letter stated, "The resignation is accepted."

I have a parliamentary inquiry regarding the nature of that resignation. Under this morning's procedure, is Mr. STARK the current chairman of the Committee on Ways and Means?

The SPEAKER pro tempore. The House this morning accepted the resignation of the gentleman from California (Mr. STARK) as acting chair of the Committee on Ways and Means. Pursuant to clause 5(c) of rule X, the member of that committee next in rank, the gentleman from Michigan (Mr. LEVIN) shall act as chair.

Mr. CARTER. Further parliamentary inquiry.

The SPEAKER pro tempore. The gentleman will state his further inquiry.

Mr. CARTER. Under House rules and House Resolution 24, is the gentleman from New York (Mr. RANGEL) still a member of the Committee on Ways and Means?

The SPEAKER pro tempore. Yes.

Mr. CARTER. Under House rules, what is the current rank order of the gentleman from New York (Mr. RANGEL) on the Committee on Ways and Means?

The SPEAKER pro tempore. The rank is determined by his placement in that resolution to which the gentleman just referred.

Mr. CARTER. Further parliamentary inquiry. What is his placement in that ranking that I just described?

The SPEAKER pro tempore. The gentleman may consult that resolution to discover the answer to that question.

Mr. CARTER. It is my understanding that Mr. RANGEL stands as number one by the nature of that resolution. Could I get a clarification on that by the Chair.

The SPEAKER pro tempore. The Chair does not have that resolution before her, but the House has accepted the resignation of the gentleman from New York as chair of the Committee on Ways and Means.

Mr. CARTER. Further parliamentary inquiry. Under House rule X, clause 5(c) which states, "In the absence of the member serving as chair, the member next in rank (and so on, as often as the case shall happen) shall act as chair," under House Resolution 24, the gentleman from Michigan (Mr. LEVIN) ranks next after Mr. STARK on the resolution electing members of the committee. Under that resolution and by operation of House rule X, clause 5(c), is Mr. LEVIN currently the acting chairman of the Committee on Ways and Means?

The SPEAKER pro tempore. The gentleman has stated the correct facts.

Mr. CARTER. Further parliamentary inquiry. Under House Resolution 8, Mr. RANGEL was elected chairman of the Committee on Ways and Means. Under House rule X, clause 5, the Chair has indicated that Mr. LEVIN is acting chairman of the Committee on Ways and Means. Does that mean that the House needs to adopt a resolution to make Mr. LEVIN chairman in fact and not just acting chairman?

The SPEAKER pro tempore. Clause 5(c) of rule X contemplates that the House will again establish an elected chair by adopting a resolution which is typically produced by direction of the majority party caucus.

Mr. CARTER. So the answer is yes? We do need a vote or we do not need a vote?

The SPEAKER pro tempore. The House may elect a chair. At this point the gentleman from Michigan is acting as chair.

Mr. CARTER. Further parliamentary inquiry. I believe X(5)(c) says that the next one in order shall act as the acting chair. If Mr. RANGEL by at least the