Moore (KS)

Nunes	Ros-Lehtinen	Teague
Olson	Roskam	Terry
Paul	Royce	Thompson (PA)
Paulsen	Ryan (WI)	Thornberry
Pence	Scalise	Tiberi
Petri	Schmidt	Turner
Pitts	Schock	Upton
Platts	Sensenbrenner	Walden
Poe (TX)	Sessions	Wamp
Posey	Shadegg	Waters
Price (GA)	Shimkus	Watson
Putnam	Shuler	Watt
Radanovich	Shuster	
Rehberg	Simpson	Westmoreland
Reichert	Smith (NE)	Whitfield
Roe (TN)	Smith (NJ)	Wilson (SC)
Rogers (AL)	Smith (TX)	Wittman
Rogers (KY)	Souder	Wolf
Rogers (MI)	Stearns	Young (AK)
Rohrabacher	Sullivan	Young (FL)
Rooney	Taylor	

NOT VOTING-11

Buyer Eshoo Campbell Fallin Massa. Dahlkemper Hoekstra Tiahrt Jordan (OH)

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

maining 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

Childers Ackerman Filner Frank (MA) Adler (NJ) Chu Clyburn Altmire Garamendi Andrews Cohen Giffords Connolly (VA) Gonzalez Arcuri Gordon (TN) Baca Conyers Baldwin Cooper Grayson Green, Gene Costa Barrow Costello Bean Grijalva Becerra Courtney Gutierrez Crowlev Hall (NY) Berkley Berman Cuellar Halvorson Berry Davis (AL) Hare Bishop (GA) Davis (CA) Harman Bishop (NY) Davis (TN) Hastings (FL) Blumenauer DeFazio Heinrich Boccieri Herseth Sandlin DeGette Boren Delahunt Higgins Boswell 8 | DeLauro Hill. Boucher Dicks Himes Boyd Dingell Hinchey Brady (PA) Doggett Hinojosa. Donnelly (IN) Braley (IA) Hirono Hodes Capps Doyle Edwards (TX) Holden Capuano Cardoza Ellison Holt Carnahan Ellsworth Honda Carney Engel Hoyer Carson (IN) Etheridge Inslee Castor (FL) Israel Farr Fattah Johnson (GA) Chandler

Kanjorski Moore (WI) Kennedy Moran (VA) Kildee Murphy (CT) Murphy, Patrick Kilrov Nadler (NY) Kind Kissell Napolitano Klein (FL) Neal (MA) Kosmas Nye Kucinich Oberstar Obey Langevin Larsen (WA) Olver Larson (CT) Ortiz Levin Owens Lewis (GA) Pallone Lipinski Pascrell Loebsack Pastor (AZ) Lofgren, Zoe Pelosi Perlmutter Lowey Luián Peters Lynch Peterson Pingree (ME) Maffei Maloney Polis (CO) Markey (CO) Pomerov Markey (MA) Price (NC) Marshall Rahall Matheson Rangel Matsui Reves McCarthy (NY) Rodriguez McCollum Ross McDermott Rothman (NJ) McGovern Roybal-Allard McIntyre Ruppersberger McMahon Ryan (OH) McNernev Salazar Sánchez, Linda Meek (FL) Melancon Michaud Sanchez, Loretta Miller (NC) Sarbanes Miller, George Schakowsky Mollohan Schauer

Aderholt

Alexander

Bachmann

Barrett (SC)

Barton (TX)

Bishop (UT)

Blackburn

Bono Mack

Boozman

Boustany

Bright

Brady (TX)

Broun (GA)

Brown (SC)

Ginny

Buchanan

Burton (IN)

Butterfield

Burgess

Calvert

Camp

Cao

Cantor

Capito

Carter

Castle

Clarke

Cleaver

Coffman (CO)

Clay

Coble

Cole

Conaway

Crenshaw

Culberson

Cummings

Davis (IL)

Davis (KY)

Deal (GA)

Diaz-Balart, L.

LaTourette

Rogers (MI)

Dent

Cassidy

Chaffetz

Brown, Corrine

Brown-Waite,

Blunt

Boehner

Bonner

Austria

Bachus

Bartlett

Biggert

Bilbray

Bilirakis

Baird

Akin

Kagen

Diaz-Balart, M. Latta Dreier Lee (CA) Driehaus Lee (NY) Duncan Lewis (CA) Edwards (MD) LoBiondo Ehlers Lucas Luetkemever Emerson Flake Lummis Lungren, Daniel Fleming Forbes E. Fortenberry Mack Manzullo Foxx Franks (AZ) Marchant Frelinghuysen McCarthy (CA) Fudge Gallegly McCaul McClintock Garrett (NJ) McCotter Gerlach McHenry Gingrey (GA) McKeon McMorris Gohmert Goodlatte Rodgers Granger Meeks (NY) Mica Graves Miller (FL) Green, Al Griffith Miller (MI) Guthrie Miller, Gary Hall (TX) Minnick Harper Mitchell Hastings (WA) Moran (KS) Heller Murphy (NY) Hensarling Murphy, Tim Herger Myrick Neugebauer Hunter Inglis Nunes Olson Issa. Jackson (IL) Paul Jackson Lee Paulsen (TX) Pavne Pence Jenkins Johnson (IL) Perriello Johnson, E. B. Petri Johnson, Sam Pitts Jones Platts Poe (TX) Kaptur Kilpatrick (MI) Posey Price (GA) King (IA) King (NY) Putnam Kingston Quigley Kirk Radanovich Kirkpatrick (AZ) Rehberg Kline (MN) Reichert KratovilRichardson Lamborn Roe (TN) Rogers (AL) Lance Latham Rogers (KY)

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) Woolsev Wu

Yarmuth

NOES-209

Rohrabacher Shuster Rooney Simpson Ros-Lehtinen Smith (NE) Roskam Smith (NJ) Royce Smith (TX) Rush Souder Rvan (WI) Space Stearns Scalise Schmidt Sullivan Schock Taylor Scott (VA) Terry Sensenbrenner Sessions Thornberry Shadegg Shimkus Tiberi

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

Towns

NOT VOTING-

Buyer Fallin Linder Campbell Foster Massa. Dahlkemper Hoekstra Tiahrt Eshoo Jordan (OH)

$\sqcap 1334$

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. 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

Bishop (GA) Burton (IN) Ackerman Butterfield Aderholt Bishop (NY) Adler (NJ) Calvert Bishop (UT) Alexander Blackburn Camp Altmire Blunt Cantor Andrews Boccieri Cao Arcuri Boehner Capito Austria Bonner Capps Bono Mack Capuano Baca Bachmann Boozman Cardoza Bachus Carnahan Boren Baird Carney Boswell Baldwin Carson (IN) Boucher Barrett (SC) Boustany Carter Barrow Boyd Cassidy Brady (PA) Bartlett Castle Castor (FL) Barton (TX) Brady (TX) Chandler Childers Bean Braley (IA) Becerra Bright Berklev Brown (SC) Chu Berman Brown, Corrine Brown-Waite, Clarke Berry Clay Biggert Ginny Cleaver Bilbray Buchanan Clyburn Bilirakis Coble Burgess

Coffman (CO) Issa. Napolitano Jackson (IL) Neal (MA) Cohen Jackson Lee Nunes Conaway (TX) Nve Connolly (VA) Jenkins Oberstar Johnson (GA) Convers Obey Cooper Johnson (IL) Olson Johnson, E. B. Costa Olver Costello Johnson, Sam Courtney Jones Owens Crenshaw Kagen Pallone Crowley Kanjorski Pascrell Cuellar Kaptur Pastor (AZ) Culberson Kennedy Paulsen Kildee Cummings Pavne Kilpatrick (MI) Davis (AL) Pence Davis (CA) Kilroy Perlmutter Kind Davis (IL) Perriello Davis (KY) King (IA) Peters Davis (TN) King (NY) Peterson Deal (GA) Kingston Petri Pingree (ME) DeFazio Kirk Pitts DeGette Kirkpatrick (AZ) Delahunt Kissell Platts Klein (FL) DeLauro Polis (CO) Pomeroy Kline (MN) Dent. Diaz-Balart, L. Kosmas Posey Diaz-Balart, M. Price (GA) Kratovil Dicks Kucinich Price (NC) Dingell Lance Putnam Langevin Doggett Quigley Donnelly (IN) Larsen (WA) Radanovich Doyle Larson (CT) Rahall Latham Dreier Rangel LaTourette Rehberg Driehaus Duncan Latta Reichert Edwards (MD) Lee (CA) Reves Lee (NY) Richardson Edwards (TX) Ehlers Levin Rodriguez Lewis (CA) Roe (TN) Ellison Ellsworth Lewis (GA) Rogers (AL) Emerson Lipinski Rogers (KY) Engel LoBiondo Rogers (MI) Etheridge Rohrabacher Loebsack Lofgren, Zoe Rooney Ros-Lehtinen Fattah Lowey Lucas Filner Roskam Luetkemeyer Fleming Ross Rothman (NJ) Forbes Luián Lungren, Daniel Fortenberry Roybal-Allard Foster Royce Frank (MA) Lynch Ruppersberger Franks (AZ) Mack Rush Frelinghuysen Maffei Ryan (OH) Fudge Maloney Rvan (WI) Gallegly Manzullo Salazar Garamendi Marchant Sánchez, Linda Gerlach Markey (CO) т Sanchez, Loretta Giffords Markey (MA) Gingrey (GA) Marshall Sarbanes Gonzalez Matheson Scalise Schakowsky Goodlatte Matsui Gordon (TN) McCarthy (CA) Schauer Granger McCarthy (NY) Schiff Graves McCaul Schmidt Grayson McCollum Schock Green, Al McCotter Schrader Green, Gene McDermott Schwartz Griffith McGovern Scott (GA) Scott (VA) McHenry Grijalva Guthrie McIntyre Serrano Hall (NY) McKeon Sessions Hall (TX) McMahon Sestak Shea-Porter Halvorson McMorris Hare Rodgers Sherman Harman McNerney Shimkus Harper Meek (FL) Shuler Hastings (FL) Meeks (NY) Shuster Hastings (WA) Melancon Sires Heinrich Mica Skelton Heller Michaud Slaughter Hensarling Miller (FL) Smith (NE) Miller (MI) Smith (NJ) Herger Herseth Sandlin Miller (NC) Smith (TX) Miller, Gary Smith (WA) Higgins Hill Miller, George Snyder Himes Minnick Souder Hinchey Mitchell Space Hinojosa Mollohan Speier Moore (KS) Hirono Spratt Hodes Moore (WI) Stark Holden Moran (KS) Stearns Holt Moran (VA) Stupak Honda Murphy (CT) Hoyer Murphy (NY) Murphy, Patrick Sutton Hunter Tanner Murphy, Tim Inglis Tavlor Inslee Myrick Teague Nadler (NY) Terry Israel

Westmoreland Thompson (CA) Velázquez Thompson (MS) Visclosky Whitfield Thompson (PA) Walden Wilson (OH) Thornberry Walz Wilson (SC) Wamp Tiberi Wittman Tiernev Wasserman Wolf Titus Schultz Woolsey Waters Tonko Wu Towns Watson Yarmuth Tsongas Watt Young (AK) Waxman Turner Young (FL) Upton Weiner Van Hollen Welch NAYS-13

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

NOT VOTING-15

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

\Box 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. RAN-GEL) 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