

Sanchez, Loretta	Smith (TX)	Tsongas
Sarbanes	Smith (WA)	Turner
Scalise	Snyder	Upton
Schakowsky	Souder	Van Hollen
Schauer	Space	Velázquez
Schiff	Speier	Visclosky
Schmidt	Spratt	Walden
Schock	Stark	Walz
Schrader	Stearns	Waters
Schwartz	Stupak	Watson
Scott (VA)	Sullivan	Watt
Serrano	Sutton	Waxman
Sessions	Tanner	Weiner
Sestak	Taylor	Welch
Shadegg	Teague	Westmoreland
Shea-Porter	Thompson (CA)	Whitfield
Shimkus	Thompson (MS)	Wilson (OH)
Shuler	Thompson (PA)	Wilson (SC)
Shuster	Thornberry	Wittman
Simpson	Tiahrt	Wolf
Sires	Tiberi	Woolsey
Skelton	Tierney	Wu
Slaughter	Titus	Yarmuth
Smith (NE)	Tonko	Young (FL)
Smith (NJ)	Towns	

## NAYS—18

Akin	Foxx	Neugebauer
Brady (TX)	Hensarling	Paul
Burgess	Johnson, Sam	Poe (TX)
Conaway	Mack	Rooney
Culberson	Marchant	Royce
Flake	Miller (FL)	Sensenbrenner

## NOT VOTING—17

Barrett (SC)	Obey	Terry
Billray	Price (GA)	Wamp
Campbell	Ruppersberger	Wasserman
Davis (AL)	Sánchez, Linda	Schultz
Gallegly	T.	Young (AK)
Gonzalez	Scott (GA)	
Hoekstra	Sherman	

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1603

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

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

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## RAISING A QUESTION OF THE PRIVILEGES OF THE HOUSE

Mr. BOEHNER. Madam Speaker, I have a privileged resolution at the desk and ask for its immediate consideration in the House.

The SPEAKER pro tempore (Ms. EDWARDS of Maryland). The Clerk will report the resolution.

The Clerk read as follows:

H. RES. 1249

Whereas, on March 4, 2010, the Committee on Standards of Official Conduct issued the following public statement, “The Committee, pursuant to Rule 18(a), is investigating and gathering additional information concerning matters related to allegations involving Representative Massa”;

Whereas, on March 8, 2010, Representative Eric Massa resigned from the House;

Whereas, in the days following Representative Massa’s resignation, numerous confusing and conflicting media reports that House Democratic leaders knew about, and may have failed to handle appropriately, allegations that Rep. Massa was sexually harassing his own employees raised serious and legitimate questions about what Speaker Pelosi as well as other Democratic leaders

and their respective staffs were told, and what those individuals did with the information in their possession;

Whereas, on March 11, 2010, the House of Representatives voted 402–1 to refer to the Standards Committee House Resolution 1164. The resolution would have directed the Committee on Standards of Official Conduct to “investigate fully, pursuant to clause 3(a)(2) of House Rule XI, which Democratic leaders and members of their respective staffs had knowledge prior to March 3, 2010 of the aforementioned allegations concerning Mr. Massa, and what actions each leader and staffer having any such knowledge took after learning of the allegations”;

Whereas, House Resolution 1164 also stated, “Within ten days following the adoption of this resolution, and pursuant to Committee on Standards of Official Conduct rule 19, the committee shall establish an investigative subcommittee in the aforementioned matter, or report to the House no later than the final day of that period the reasons for its failure to do so”;

Whereas, thirty-four days have passed since the House vote on the resolution that, had it passed, would have required the Standards Committee to create an investigative subcommittee. Nevertheless, during that time the committee has failed to establish an investigative subcommittee and has issued no public announcements indicating its intention to do so;

Whereas, during the past thirty-four days, numerous news reports have made public additional disturbing information about Mr. Massa’s actions and his staff’s attempts to bring their concerns about Mr. Massa’s conduct to the attention of Democratic leadership;

Whereas, the possibility that House Democratic leaders may have failed to immediately confront Rep. Massa about allegations of sexual harassment may have exposed employees and interns of Rep. Massa to continued harassment;

Whereas, as recently as this morning, the Washington Post published an article on its Web site and on page three of that newspaper headlined “Staffers’ Accounts Paint More Detailed, Troubling Picture of Massa’s Office”;

Whereas, the same Washington Post article also contained the following sub-headline: “Workers Felt Helpless”;

Whereas, in the wake of the aforementioned media accounts and a 402–1 vote by the House that should have signaled to the committee the seriousness of this matter, the continued failure by the Committee on Standards of Official Conduct to establish an investigative subcommittee has held the committee and the full House to public ridicule;

Whereas, clause one of rule XXIII of the Rules of the House of Representatives, titled “Code of Conduct,” states “A Member, Delegate, Resident Commissioner, officer, or employee of the House shall conduct himself at all times in a manner that shall reflect creditably on the House”;

Whereas, the Committee on Standards of Official Conduct is charged under House Rules with enforcing the Code of Conduct;

Therefore, be it *Resolved*,

(1) The Committee on Standards of Official Conduct is directed to investigate fully, pursuant to clause 3(a)(2) of House Rule XI, which House Democratic leaders and members of their respective staffs had knowledge prior to March 3, 2010 of the aforementioned allegations concerning Mr. Massa, and what actions each leader and staffer having any such knowledge took after learning of the allegations;

(2) Within ten days following adoption of this resolution, and pursuant to Committee

on Standards of Official Conduct rule 19, the committee shall establish an Investigative Subcommittee in the aforementioned matter, or report to the House no later than the final day of that period the reasons for its failure to do so;

(3) All Members, officers and staff are instructed to cooperate fully in the committee’s investigation and to preserve all records, electronic or otherwise, that may bear on the subject of this investigation;

(4) The Chief Administrative Officer shall immediately take all steps necessary to secure and prevent the alteration or deletion of any e-mails, text messages, voicemails and other electronic records resident on House equipment that have been sent or received by the Members and staff who are the subjects of the investigation authorized under this resolution until advised by the Committee on Standards of Official Conduct that it has no need of any portion of said records; and,

(5) The Committee shall issue a final report of its findings and recommendations in this matter no later than July 31, 2010.

The SPEAKER pro tempore. The resolution qualifies.

## MOTION TO REFER THE RESOLUTION

Mr. MCGOVERN. Madam Speaker, I move that the resolution be referred to the Committee on Standards of Official Conduct.

The SPEAKER pro tempore. The gentleman from Massachusetts is recognized for 1 hour.

Mr. MCGOVERN. Madam Speaker, this is a matter that properly belongs before the Committee on Standards of Official Conduct.

I yield back the balance of my time, and I move the previous question on the motion.

The previous question was ordered.

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

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

## RECORDED VOTE

Mr. BOEHNER. Madam Speaker, I demand a recorded vote.

A recorded vote was ordered.

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, this 15-minute vote on the motion to refer will be followed by a 5-minute vote on the motion to suspend the rules on House Resolution 1246.

The vote was taken by electronic device, and there were—ayes 235, noes 157, answered “present” 17, not voting 20, as follows:

[Roll No. 202]

AYES—235

Ackerman	Boren	Cleaver
Adler (NJ)	Boswell	Clyburn
Altmire	Boucher	Cohen
Andrews	Boyd	Connolly (VA)
Arcuri	Brady (PA)	Conyers
Baca	Braley (IA)	Cooper
Baird	Bright	Costa
Baldwin	Brown, Corrine	Costello
Barrow	Capps	Courtney
Bean	Capuano	Crowley
Becerra	Cardoza	Cuellar
Berkley	Carnahan	Cummings
Berman	Carney	Dahlkemper
Berry	Carson (IN)	Davis (CA)
Bishop (GA)	Childers	Davis (IL)
Bishop (NY)	Chu	Davis (TN)
Blumenauer	Clarke	DeFazio
Bocieri	Clay	DeGette

Delahunt Kissell  
DeLauro Klein (FL)  
Dicks Kosmas  
Dingell Kratochvil  
Doggett Kucinich  
Donnelly (IN) Langevin  
Doyle Larsen (WA)  
Driehaus Larson (CT)  
Edwards (MD) Lee (CA)  
Edwards (TX) Levin  
Ellison Lewis (GA)  
Ellsworth Lipinski  
Engel Loeback  
Eshoo Lowey  
Etheridge Lujan  
Farr Maffei  
Fattah Maloney  
Filner Markey (CO)  
Foster Markey (MA)  
Frank (MA) Marshall  
Fudge Matheson  
Garamendi Matsui  
Giffords McCarthy (NY)  
Grayson McCollum  
Green, Al McDermott  
Green, Gene McGovern  
Grijalva McIntyre  
Gutierrez McMahon  
Hall (NY) McNerney  
Halvorson Meek (FL)  
Hare Meeks (NY)  
Harman Melancon  
Hastings (FL) Michaud  
Heinrich Miller (NC)  
Herseth Sandlin Miller, George  
Higgins Minnick  
Hill Mitchell  
Himes Mollohan  
Hinchey Moore (KS)  
Hinojosa Moore (WI)  
Hirono Moran (VA)  
Hodes Murphy (CT)  
Holden Murphy (NY)  
Holt Murphy, Patrick  
Honda Nadler (NY)  
Hoyer Napolitano  
Inslee Neal (MA)  
Israel Nye  
Jackson (IL) Oberstar  
Jackson Lee Obey  
(TX) Oliver  
Johnson (GA) Ortiz  
Johnson, E. B. Owens  
Kagen Pallone  
Kanjorski Pascarell  
Kaptur Pastor (AZ)  
Kennedy Payne  
Kildee Perlmutter  
Kilpatrick (MI) Perriello  
Kilroy Peters  
Kind Peterson

## NOES—157

Aderholt Coffman (CO)  
Akin Cole  
Alexander Crenshaw  
Austria Culberson  
Bachmann Davis (KY)  
Bachus Diaz-Balart, M.  
Bartlett Dreier  
Barton (TX) Duncan  
Biggart Ehlers  
Bilirakis Emerson  
Bishop (UT) Fallon  
Blackburn Flake  
Blunt Fleming  
Boehner Forbes  
Bono Mack Fortenberry  
Boozman Foxx  
Boustany Franks (AZ)  
Brady (TX) Frelinghuysen  
Broun (GA) Garrett (NJ)  
Brown (SC) Gerlach  
Brown-Waite, Ginny Gingrey (GA)  
Buchanan Gohmert  
Burgess Goodlatte  
Burton (IN) Granger  
Buyer Graves  
Calvert Griffith  
Camp Guthrie  
Cantor Hall (TX)  
Cao Heller  
Capito Hensarling  
Carter Herger  
Cassidy Hunter  
Castle Inglis  
Chaffetz Issa  
Coble Jenkins  
Johnson (IL) Moran (KS)

Pingree (ME)  
Polis (CO)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Richardson  
Rodriguez  
Ross  
Rothman (NJ)  
Roybal-Allard  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schauer  
Schiff  
Schrader  
Schwartz  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Shuler  
Sires  
Skeltan  
Slaughter  
Smith (WA)  
Snyder  
Space  
Speier  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Taylor  
Teague  
Thompson (CA)  
Thompson (MS)  
Tierney  
Titus  
Tonko  
Towns  
Tsongas  
Van Hollen  
Velázquez  
Visclosky  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Wilson (OH)  
Woolsey  
Wu  
Yarmuth

Murphy, Tim  
Neugebauer  
Nunes  
Olson  
Paul  
Paulsen  
Pence  
Petri  
Pitts  
Platts  
Posey  
Putnam  
Quigley  
Rehberg  
Reichert  
Roe (TN)  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Rooney  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Scalise  
Schmidt  
Schock  
Sensenbrenner  
Sessions  
Shadegg  
Shinkus  
Shuster  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Thompson (PA)  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walz  
Westmoreland  
Whitfield  
Wilson (SC)  
Wittman  
Wolf  
Young (FL)

## ANSWERED "PRESENT"—17

Bonner  
Butterfield  
Castor (FL)  
Chandler  
Conaway  
Dent  
Diaz-Balart, L.  
Harper  
Hastings (WA)  
Latham  
Lofgren, Zoe  
McCaul  
Myrick  
Poe (TX)  
Simpson  
Walden  
Welch

## NOT VOTING—20

Barrett (SC)  
Bilbray  
Campbell  
Davis (AL)  
Gallegly  
Gonzalez  
Gordon (TN)  
Hoekstra  
Lucas  
Lynch  
Price (GA)  
Radanovich  
Ruppersberger  
Sánchez, Linda  
T.  
Scott (GA)  
Sherman  
Terry  
Wamp  
Wasserman  
Schultz  
Young (AK)

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1628

Mrs. KIRKPATRICK of Arizona and Mr. WALZ changed their vote from "aye" to "no."

Mr. FATTAH changed his vote from "no" to "aye."

So the motion 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. LUCAS. Madam Speaker, on rollcall No. 202, I was unavoidably detained. Had I been present, I would have voted "no."

### MOURNING THE LOSS OF PRESIDENT OF POLAND AND OTHER MEMBERS OF THE POLISH DELEGATION

The SPEAKER. The Chair would ask all present to rise for the purpose of a moment of silence.

Mr. LIPINSKI. Madam Speaker, I ask unanimous consent to speak out of order.

The SPEAKER. Without objection, the gentleman from Illinois is recognized for 1 minute.

There was no objection.

Mr. LIPINSKI. We have all heard of the tragic events that occurred over the weekend in Russia where an official delegation from Poland, including President Lech Kaczynski, the First Lady, and 94 others, were killed in a plane crash.

This tragedy is made only more painful by the fact that they were traveling to commemorate the Katyn massacre, the 1940 murder of more than 20,000 Polish officers, intellectuals, and others by the Soviet secret police.

The citizens of the United States and Poland have a deep and long-lasting friendship based on mutual values and respect, and we are proud to call Poland a trusted and close ally.

Today we are joined by Polish Ambassador Robert Kupiecki and others from the Polish Embassy. As we mourn the loss of the President and other members of the Polish delegation, we extend our most solemn condolences to their families, the people of Poland, and those of Polish descent everywhere.

I now request that we observe a moment of silence to honor those who passed away in this tragic event.

## MOMENT OF SILENCE

The SPEAKER. The Chair asks that the House now observe a moment of silence in solidarity with the people of Poland and in remembrance of those who lost their lives in that terrible tragedy.

### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. JACKSON of Illinois). Without objection, 5-minute voting will continue.

There was no objection.

### EXPRESSING SYMPATHY TO THE PEOPLE OF POLAND

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and agree to the resolution, H. Res. 1246, 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. DELAHUNT) that the House suspend the rules and agree to the resolution, H. Res. 1246.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 404, nays 0, not voting 26, as follows:

[Roll No. 203]

## YEAS—404

Ackerman	Blackburn	Cantor
Aderholt	Blumenauer	Cao
Adler (NJ)	Blunt	Capito
Akin	Bocchieri	Capps
Alexander	Bonner	Capuano
Altmire	Bono Mack	Cardoza
Andrews	Boozman	Carnahan
Arcuri	Boren	Carney
Austria	Boswell	Carson (IN)
Baca	Boucher	Carter
Bachmann	Boustany	Cassidy
Bachus	Brady (PA)	Castle
Baird	Brady (TX)	Castor (FL)
Baldwin	Braley (IA)	Chaffetz
Barrow	Bright	Chandler
Bartlett	Broun (GA)	Childrens
Barton (TX)	Brown (SC)	Chu
Bean	Brown, Corrine	Clarke
Becerra	Brown-Waite,	Clay
Berkley	Ginny	Cleaver
Berman	Buchanan	Clyburn
Berry	Burgess	Coble
Biggart	Burton (IN)	Coffman (CO)
Bilirakis	Butterfield	Cohen
Bishop (GA)	Buyer	Cole
Bishop (NY)	Calvert	Conaway
Bishop (UT)	Camp	Connolly (VA)