

[Roll No. 336]

## AYES—229

Ackerman Giffords Neal (MA)  
 Adler (NJ) Gonzalez Nye  
 Altmire Gordon (TN) Oberstar  
 Andrews Grayson Ortiz  
 Arcuri Green, Al Owens  
 Baca Green, Gene Pallone  
 Baird Grijalva Pascarell  
 Baldwin Gutierrez Pastor (AZ)  
 Barrow Hall (NY) Pelosi  
 Bean Halvorson Perlmutter  
 Becerra Hare Perriello  
 Berkley Harman Peters  
 Berman Heinrich Pingree (ME)  
 Berry Herseht Sandlin Polis (CO)  
 Biggert Higgins Price (NC)  
 Bishop (GA) Hill Quigley  
 Bishop (NY) Himes Rahall  
 Blumenauer Hinchey Rangel  
 Boccieri Hinojosa Reichert  
 Bono Mack Hodes Reyes  
 Boswell Holden Richardson  
 Boucher Holt Rodriguez  
 Boyd Honda Ros-Lehtinen  
 Brady (PA) Hoyer Ross  
 Braley (IA) Inslee Rothman (NJ)  
 Brown, Corrine Israel Roybal-Allard  
 Butterfield Jackson (IL) Ruppersberger  
 Cao Jackson Lee (TX)  
 Capps Johnson (GA)  
 Capuano Johnson, E. B.  
 Cardoza Kagen  
 Carnahan Kagen  
 Carney Kanjorski  
 Carson (IN) Kaptur  
 Castle Kennedy  
 Castor (FL) Kildee  
 Chandler Kilpatrick (MI)  
 Clarke Kilroy  
 Clay Kind  
 Cleaver Kirk  
 Clyburn Kirkpatrick (AZ)  
 Cohen Kissell  
 Connolly (VA) Klein (FL)  
 Cooper Kosmas  
 Costa Kratochvil  
 Costello Langevin  
 Courtney Larsen (WA)  
 Critz Larson (CT)  
 Crowley Lewis (GA)  
 Cuellar Lipinski  
 Cummings Loeb sack  
 Dahlkemper Lowey  
 Davis (CA) Lujan  
 Davis (IL) Lynch  
 DeFazio Maffei  
 DeGette Maloney  
 DeLauro Markey (CO)  
 Dent Markey (MA)  
 Deutch Matheson  
 Dicks Matsui  
 Dingell McCarthy (NY)  
 Djou McCollum  
 Doggett McGovern  
 Donnelly (IN) McMahon  
 Doyle McNerney  
 Driehaus Meek (FL)  
 Edwards (MD) Meeks (NY)  
 Edwards (TX) Miller (NC)  
 Ellsworth Minnick  
 Engel Mitchell  
 Eshoo Mollohan  
 Etheridge Moore (KS)  
 Farr Moran (VA)  
 Fattah Murphy (CT)  
 Foster Murphy (NY)  
 Frank (MA) Murphy, Patrick  
 Fudge Nadler (NY)  
 Garamendi Napolitano

## NOES—186

Aderholt Boozman Chaffetz  
 Akin Boustany Childers  
 Alexander Brady (TX) Chu  
 Austria Bright Coble  
 Bachmann Broun (GA) Coffman (CO)  
 Bachus Buchanan Cole  
 Barrett (SC) Burgess Conaway  
 Bartlett Burton (IN) Crenshaw  
 Barton (TX) Buyer Culberson  
 Bilbray Calvert Davis (TN)  
 Billrakis Camp Diaz-Balart, L.  
 Bishop (UT) Campbell Diaz-Balart, M.  
 Blackburn Cantor Dreier  
 Blunt Capito Duncan  
 Boehner Carter Ehlers  
 Bonner Cassidy Ellison

Emerson Lofgren, Zoe  
 Fallon Lucas  
 Filner Luetkemeyer  
 Flake Lummis  
 Fleming Lungren, Daniel  
 Forbes E.  
 Fortenberry Mack  
 Foxx Manzullo  
 Franks (AZ) Marchant  
 Frelinghuysen Marshall  
 Gallegly McCarthy (CA)  
 Garrett (NJ) McCaul  
 Gerlach McClintock  
 Gohmert McCotter  
 Goodlatte McDermott  
 Granger McHenry  
 Griffith McIntyre  
 Guthrie McKeon  
 Hall (TX) McMorris  
 Harper Rodgers  
 Hastings (WA) Mica  
 Heller Michaud  
 Hensarling Miller (FL)  
 Herger Miller (MI)  
 Hirono Miller, Gary  
 Hoekstra Moore (WI)  
 Hunter Moran (KS)  
 Inglis Murphy, Tim  
 Issa Myrick  
 Jenkins Neugebauer  
 Johnson (IL) Nunes  
 Johnson, Sam Obey  
 Jordan (OH) Olson  
 King (IA) Olver  
 Kingston Paul  
 Kline (MN) Paulsen  
 Kucinich Payne  
 Lamborn Pence  
 Lance Peterson  
 Latham Petri  
 LaTourette Pitts  
 Lee (CA) Platts  
 Lee (NY) Poe (TX)  
 Lewis (CA) Posey  
 Linder Price (GA)  
 LoBiondo Putnam

## NOT VOTING—17

Boren Davis (KY) Latta  
 Brown (SC) Delahunt Levin  
 Brown-Waite, Graves Melancon  
 Ginny Hastings (FL) Ryan (WI)  
 Conyers Jones Shuler  
 Davis (AL) King (NY) Stupak

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1619

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. LEVIN. Mr. Speaker, earlier today, I was unavoidably absent during rollcall vote 336, passage of H.R. 5136, the National Defense Authorization Act. Had I been present, I would have voted "yea."

## PERSONAL EXPLANATION

Mr. BOREN. Mr. Speaker, I was absent on Thursday, May 27, and Friday, May 28, when call votes occurred for H.R. 5136, the National Defense Authorization Act for Fiscal Year 2011. I was not present on these days because I was attending a funeral for a family member.

If I would have been present for the rollcall votes listed below for H.R. 5136, I would have voted in the following manner:

1. Roll No. 310, amendment No. 1, printed in House Report 111-498: I would have voted "aye."

2. Roll No. 311, amendment No. 3, printed in House Report 111-498: I would have voted "aye."

3. Roll No. 312, amendment No. 13, printed in House Report 111-498: I would have voted "aye."

4. Roll No. 313, amendment No. 82, printed in House Report 111-498: I would have voted "aye."

5. Roll No. 314, amendment No. 21, printed in House Report 111-498: I would have voted "aye."

6. Roll No. 315, amendment No. 42, printed in House Report 111-498: I would have voted "nay."

7. Roll No. 316, amendment No. 80, printed in House Report 111-498: I would have voted "aye."

8. Roll No. 317, amendment No. 79, printed in House Report 111-498: I would have voted "nay."

9. Roll No. 318, amendment No. 47, printed in House Report 111-498: I would have voted "aye."

10. Roll No. 333, en bloc amendment No. 9: I would have voted "aye."

11. Roll No. 334, on a motion to table the appeal of the ruling of the chair: I would have voted "nay."

12. Roll No. 335, on the motion to recommit H.R. 5136: I would have voted "aye."

13. Roll No. 336, final passage of H.R. 5136: I would have voted "nay."

## PERSONAL EXPLANATION

Mr. DAVIS of Kentucky. Mr. Speaker, on Friday, May 28, 2010, I was unable to participate in all of the day's votes due to a family emergency.

Had I been present I would have voted:

On rollcall No. 319—"no"—On Approving the Journal; on rollcall No. 320—"yes"—H. Res. 1391, Congratulating and commending Israel for its accession to membership in the Organization for Economic Cooperation and Development; on rollcall No. 321—"no"—Previous Question on H. Res. 1403, Providing for consideration of the Senate amendment to the bill (H.R. 4213) to amend the Internal Revenue Code of 1986 to extend certain expiring provisions, and for other purposes; on rollcall No. 322—"no"—Slaughter of New York Amendment to H. Res. 1403; on rollcall No. 323—"no"—H. Res. 1403, Providing for consideration of the Senate amendment to the bill (H.R. 4213) to amend the Internal Revenue Code of 1986 to extend certain expiring provisions, and for other purposes; on rollcall No. 324—"no"—H.R. 4213, American Workers, State, and Business Relief Act of 2010—on concurring in Senate amendment with amendment (except portion comprising section 523); on rollcall No. 325—"no"—H.R. 4213, American Workers, State, and Business Relief Act of 2010—on concurring in Senate amendment with portion of amendment comprising section 523; on rollcall No. 326—"yes"—America COMPETES Act—First portion of the Divided Question, Proposing to Strike Section 228; on rollcall No. 327—"yes"—America COMPETES Act—Second portion of the Divided Question, Proposing to Strike Sections 406(b) and (c); on rollcall No. 328—"yes"—America COMPETES Act—Sixth Portion of the Divided Question, Proposing to Amend Section 702; on rollcall No. 329—"yes"—America COMPETES Act—Seventh Portion of the Divided Question, Proposing to Add a Section 704; on rollcall No. 330—"yes"—America COMPETES Act—Eighth Portion of the Divided Question,

Proposing to Add a Section 705; on rollcall No. 331—"yes"—America COMPETES Act—Ninth Portion of the Divided Question, Proposing to Add a Section 706; on rollcall No. 332—"no"—America COMPETES Act—Final Passage; on rollcall No. 333—"yes"—Skelton of Missouri En Bloc Amendments No. 9; on rollcall No. 334—"no"—To Table the Appeal of the Ruling of the Chair—Republican Motion to Recommit #1, To eliminate the 1.4 percent non-military federal employee pay raise, saving taxpayers \$30 billion over the next ten years; on rollcall No. 335—"yes"—Republican Motion to Recommit #2, to H.R. 5136, National Defense Authorization Act for Fiscal Year; on rollcall No. 336—"no"—H.R. 5136, National Defense Authorization Act for Fiscal Year 2011—Final Passage.

#### AUTHORIZING THE CLERK TO MAKE CORRECTIONS IN ENGROSSMENT OF H.R. 5136, NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2011

Mr. SKELTON. Mr. Speaker, I ask unanimous consent that the Clerk be authorized to make technical corrections in the engrossment of H.R. 5136, to include corrections in spelling, punctuation, section numbering and cross-referencing, and the insertion of appropriate headings.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Missouri?

There was no objection.

#### NATIONAL ASTHMA AND ALLERGY AWARENESS MONTH

The SPEAKER pro tempore. The unfinished business is the question on suspending the rules and agreeing to the resolution, H. Res. 407, as amended.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from Florida (Ms. CASTOR) that the House suspend the rules and agree to the resolution, H. Res. 407, as amended.

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

A motion to reconsider was laid on the table.

#### GENERAL LEAVE

Ms. JACKSON LEE of Texas. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and include extraneous material on H.R. 5116.

The SPEAKER pro tempore (Mr. PERRIELLO). Is there objection to the request of the gentlewoman from Texas?

There was no objection.

#### MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that

the Senate has passed without amendment a bill and agreed to without amendment a concurrent resolution of the House of the following title:

H.R. 5330. An act to amend the Antritrust Criminal Penalty Enhancement and Reform Act of 2004 to extend the operation of such Act, and for other purposes.

H. Con. Res. 282. CONCURRENT RESOLUTION: providing for a conditional adjournment of the House of Representatives and a condition recess or adjournment of the Senate.

The message also announced that the Senate has passed with amendments in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 4899. AN ACT: making emergency supplemental appropriations for disaster relief and summer jobs for the fiscal year ending September 30, 2010, and for other purposes.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 4899) "An Act making emergency supplemental appropriations for disaster relief and summer jobs for the fiscal year ending September 30, 2010, and for other purposes," requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Mr. INOUE, Mr. BYRD, Mr. LEAHY, Mr. HARKIN, Mr. MIKULSKI, Mr. KOHL, Mrs. MURRAY, Mr. DORGAN, Mrs. FEINSTEIN, Mr. DURBIN, Mr. JOHNSON, Ms. LANDRIEU, Mr. REED, Mr. LAUTENBERG, Mr. NELSON (NE), Mr. PRYOR, Mr. TESTER, Mr. SPECTER, Mr. COCHRAN, Mr. BOND, Mr. MCCONNELL, Mr. SHELBY, Mr. GREGG, Mr. BENNETT, Mrs. HUTCHISON, Mr. BROWNBACK, Mr. ALEXANDER, Ms. COLLINS, Mr. VOINOVICH, and Ms. MURKOWSKI to be the conferees on the part of the Senate.

#### COMMENDING DR. NATHAN FORD

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

Mr. ROE of Tennessee. Mr. Speaker, I rise today to commend Dr. Nathan Ford, the 2010 recipient of the prestigious Celebrate Our Successes award, for his life achievements as an alumni of the Cocke County School System in Newport, Tennessee. Dr. Ford has selflessly devoted his life to providing health care through his practice of optometry, education for children of all ages, and public service to Tennessee.

Dr. Ford began serving at age 27, when he was elected to the Cocke County Board of Education. He has since served as the Economic Development Commission chair, director of the chamber of commerce, chairman of the Cocke County Baptist Hospital Board, and has served four terms as a Tennessee State representative. I commend him for meeting all these roles with dignity and wisdom.

Dr. Ford's love of serving others, medicine, and community involvement continues to this day. It is a great example to those not only in east Tennessee, but to our country. I encourage

my colleagues to join with me in commending Dr. Nathan Ford for his outstanding life contributions and his earning this honorable award.

#### SPECIAL ORDERS

The SPEAKER pro tempore. Under the Speaker's announced policy of January 6, 2009, and under a previous order of the House, the following Members will be recognized for 5 minutes each.

#### SUPPORTING REPEAL OF DON'T ASK, DON'T TELL

The SPEAKER pro tempore. Under a previous order of the House, the gentlewoman from Florida (Ms. WASSERMAN SCHULTZ) is recognized for 5 minutes.

Ms. WASSERMAN SCHULTZ. Mr. Speaker, I rise today in support of the amendment from yesterday, and I am proud to have joined my colleagues in repealing the discriminatory Don't Ask, Don't Tell policy.

As a member of the House Appropriations Committee and the Select Intelligence Oversight Panel, I did so not only because I believe this is an important step toward full LGBT equality, but also because I believe repealing the policy will make our military stronger and our Nation more secure.

Mr. Speaker, since the Don't Ask, Don't Tell policy was created in 1993, more than 13,000 able-bodied patriotic Americans have been jettisoned from the military simply because of who they are. These are brave men and women who are willing to make the ultimate sacrifice for our country. We owe these Americans a debt of gratitude, not disrespect and dishonor.

This was not a difficult vote for me. The preamble to our Constitution states: "We, the people, in order to form a more perfect Union, to provide for the common defense, and secure the blessings of liberty, do ordain and establish this Constitution." Our President often says we are in the constant process of making our Nation a more perfect Union.

In my view, this amendment is vital if we are to uphold the Constitution's promise of equal protection to gays and lesbians in my home State of Florida and all across America. My friends in the LGBT community know all too well that serving their Nation openly and honestly in the Armed Forces is but one of many rights they are currently denied. That's wrong, and with this vote we made it right.

Yet as important as this amendment is towards bestowing full civil rights for gays and lesbians, it is equally important because it will improve our military readiness and make our Nation more secure. Too often we are told in this Chamber that we must choose between our security and our liberty. And I generally reject that false choice. But in this case, with this vote, we both expand civil liberties and make our Nation more secure.

Mr. Speaker, since the attacks of September 11, when our Nation has