

□ 1617

Messrs. LEVIN and SCHRADER changed their vote from “aye” to “no.”

Messrs. ALTMIRE, HODES, and HILL changed their vote from “no” to “aye.”

So the motion to recommit was rejected.

The result of the vote was announced as above recorded.

The SPEAKER pro tempore. The question is on the passage of the bill.

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

RECORDED VOTE

Mr. BARTON of Texas. Mr. 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 219, noes 206, not voting 8, as follows:

[Roll No. 391]

AYES—219

Ackerman	Filner	McDermott
Adler (NJ)	Foster	McGovern
Altmire	Frank (MA)	McMahon
Andrews	Garamendi	McNerney
Arcuri	Giffords	Meek (FL)
Baca	Gonzalez	Meeks (NY)
Baird	Gordon (TN)	Melancon
Baldwin	Grayson	Michaud
Becerra	Green, Al	Miller (NC)
Berkley	Green, Gene	Miller, George
Berman	Grijalva	Mollohan
Berry	Gutierrez	Moore (KS)
Bishop (NY)	Hall (NY)	Moore (WI)
Blumenauer	Halvorson	Moran (VA)
Bocieri	Hare	Murphy (CT)
Boswell	Harman	Murphy (NY)
Boucher	Heinrich	Murphy, Patrick
Brady (PA)	Higgins	Nadler (NY)
Braley (IA)	Himes	Napolitano
Brown, Corrine	Hinchey	Neal (MA)
Cao	Hinojosa	Oberstar
Capps	Hirono	Obey
Capuano	Hodes	Olver
Cardoza	Holt	Ortiz
Carnahan	Honda	Pallone
Carney	Hoyer	Pascarell
Carson (IN)	Inslee	Pastor (AZ)
Castle	Israel	Pelosi
Castor (FL)	Jackson (IL)	Perlmutter
Chandler	Jackson Lee	Perriello
Chu	(TX)	Peters
Clay	Johnson (GA)	Pingree (ME)
Cleaver	Johnson, E. B.	Polis (CO)
Clyburn	Kagen	Pomeroy
Cohen	Kanjorski	Price (NC)
Connolly (VA)	Kaptur	Quigley
Conyers	Kennedy	Rahall
Cooper	Kildee	Rangel
Costa	Kilroy	Reyes
Costello	Kind	Richardson
Courtney	Kirkpatrick (AZ)	Rodriguez
Crowley	Kissell	Ross
Cuellar	Klein (FL)	Roybal-Allard
Cummings	Kosmas	Ruppersberger
Davis (AL)	Kucinich	Ryan (OH)
Davis (CA)	Langevin	Salazar
DeFazio	Larsen (WA)	Sánchez, Linda
DeGette	Larson (CT)	T.
Delahunt	Lee (CA)	Sanchez, Loretta
DeLauro	Levin	Sarbanes
Deutch	Lewis (GA)	Schakowsky
Dicks	Lipinski	Schauer
Dingell	Loeback	Schiff
Doggett	Lofgren, Zoe	Schrader
Doyle	Lowe	Schwartz
Driehaus	Luján	Scott (GA)
Edwards (TX)	Lynch	Scott (VA)
Ellison	Maffei	Serrano
Ellsworth	Maloney	Sestak
Engel	Markey (CO)	Shea-Porter
Eshoo	Markey (MA)	Sherman
Etheridge	Matheson	Shuler
Farr	Matsui	Sires
Fattah	McCollum	Skelton

Slaughter
Smith (WA)
Snyder
Space
Speier
Spratt
Stark
Stupak
Sutton
Tanner

Teague
Thompson (CA)
Tierney
Titus
Tonko
Towns
Tsongas
Van Hollen
Velázquez
Walz

Wasserman
Schultz
Watson
Waxman
Weiner
Welch
Wilson (OH)
Woolsey
Wu
Yarmuth

NOES—206

Aderholt
Akin
Alexander
Austria
Bachmann
Bachus
Barrow
Bartlett
Barton (TX)
Bean
Biggart
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Boehner
Bonner
Bono Mack
Boozman
Boren
Boustany
Boyd
Brady (TX)
Bright
Broun (GA)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp
Campbell
Cantor
Capito
Carter
Cassidy
Chaffetz
Childers
Clarke
Coble
Coffman (CO)
Cole
Conaway
Crenshaw
Critz
Culberson
Dahlkemper
Davis (IL)
Davis (KY)
Davis (TN)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Djou
Donnelly (IN)
Dreier
Duncan
Edwards (MD)
Ehlers
Emerson
Fallin
Flake
Fleming
Forbes
Fortenberry
Foxx

Franks (AZ)
Frelinghuysen
Fudge
Gallegly
Garrett (NJ)
Gerlach
Gingrey (GA)
Gohmert
Goodlatte
Granger
Graves (GA)
Graves (MO)
Griffith
Guthrie
Hall (TX)
Harper
Hastings (FL)
Hastings (WA)
Heller
Hensarling
Herger
Herseth Sandlin
Hill
Holden
Hunter
Inglis
Issa
Jenkins
Johnson (IL)
Johnson, Sam
Jones
Jordan (OH)
Kilpatrick (MI)
King (IA)
King (NY)
Kingston
Kirk
Kline (MN)
Kratovil
Lamborn
Lance
Latham
LaTourette
Latta
Lee (NY)
Lewis (CA)
Linder
LoBiondo
Lucas
Luetkemeyer
Lummis
Lungren, Daniel
E.
Mack
Manzullo
Marchant
Marshall
McCarthy (CA)
McCarthy (NY)
McCauley
McClintock
McCotter
McHenry
McIntyre
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)

Miller, Gary
Minnick
Mitchell
Moran (KS)
Murphy, Tim
Myrick
Neugebauer
Nunes
Nye
Olson
Owens
Paul
Paulsen
Payne
Peterson
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
Rush
Ryan (WI)
Scalise
Schmidt
Schock
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Stearns
Sullivan
Taylor
Terry
Thompson (MS)
Thompson (PA)
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walden
Waters
Watt
Westmoreland
Whitfield
Wilson (SC)
Wittman
Wolf
Young (AK)
Young (FL)

A motion to reconsider was laid on the table.

RECOGNIZING 50TH ANNIVERSARY OF UNITED STATES-JAPAN TREATY OF MUTUAL COOPERATION AND SECURITY

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and agree to the resolution (H. Res. 1464) recognizing the 50th anniversary of the conclusion of the United States-Japan Treaty of Mutual Cooperation and Security and expressing appreciation to the Government of Japan and the Japanese people for enhancing peace, prosperity, and security in the Asia-Pacific region, on which a recorded vote was ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from California (Ms. WATSON) that the House suspend the rules and agree to the resolution.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—ayes 412, noes 2, not voting 18, as follows:

[Roll No. 392]

AYES—412

Ackerman	Cantor	Donnelly (IN)
Aderholt	Cao	Doyle
Adler (NJ)	Capito	Dreier
Akin	Capps	Driehaus
Alexander	Capuano	Duncan
Altmire	Cardoza	Edwards (MD)
Andrews	Carnahan	Edwards (TX)
Arcuri	Carney	Ehlers
Austria	Carson (IN)	Ellison
Baca	Carter	Ellsworth
Bachmann	Cassidy	Emerson
Bachus	Castle	Engel
Baird	Castor (FL)	Eshoo
Baldwin	Chaffetz	Etheridge
Barrow	Chandler	Fallin
Bartlett	Childers	Farr
Barton (TX)	Chu	Fattah
Bean	Clarke	Filner
Becerra	Clay	Flake
Berkley	Cleaver	Fleming
Berman	Clyburn	Forbes
Berry	Coble	Fortenberry
Biggart	Coffman (CO)	Foster
Bilbray	Cohen	Foxx
Bilirakis	Cole	Frank (MA)
Bishop (GA)	Conaway	Franks (AZ)
Bishop (NY)	Connolly (VA)	Frelinghuysen
Bishop (UT)	Conyers	Fudge
Blackburn	Cooper	Gallegly
Blumenauer	Costa	Garamendi
Bocieri	Costello	Garrett (NJ)
Boehner	Courtney	Gerlach
Bonner	Crenshaw	Giffords
Bono Mack	Critz	Gingrey (GA)
Boozman	Crowley	Gohmert
Boren	Cuellar	Gonzalez
Boswell	Culberson	Goodlatte
Boucher	Cummings	Gordon (TN)
Boustany	Dahlkemper	Granger
Boyd	Davis (AL)	Graves (GA)
Brady (PA)	Davis (CA)	Graves (MO)
Brady (TX)	Davis (IL)	Green, Al
Braley (IA)	Davis (KY)	Green, Gene
Bright	Davis (TN)	Griffith
Broun (GA)	DeFazio	Grijalva
Brown, Corrine	DeGette	Guthrie
Brown-Waite, Ginny	Delahunt	Gutierrez
Buchanan	DeLauro	Hall (NY)
Burgess	Dent	Hall (TX)
Burton (IN)	Deutch	Halvorson
Butterfield	Diaz-Balart, L.	Hare
Buyer	Diaz-Balart, M.	Harman
Calvert	Dingell	Harper
Camp	Djou	Hastings (FL)
	Doggett	Hastings (WA)

NOT VOTING—8

Barrett (SC)
Blunt
Brown (SC)

Hoekstra
Pence
Rothman (NJ)

Visclosky
Wamp

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). There is 1 minute remaining in this vote.

□ 1629

So the bill was passed.

The result of the vote was announced as above recorded.

Heinrich
Heller
Hensarling
Hereth Sandlin
Higgins
Hirono
Hodes
Holden
Holt
Honda
Hoyer
Hunter
Inglis
Inslee
Israel
Issa
Jackson (IL)
Jackson Lee
(TX)
Jenkins
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Jones
Jordan (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick (MI)
Kilroy
Kind
King (IA)
King (NY)
Kingston
Kirk
Kirkpatrick (AZ)
Kissell
Klein (FL)
Kline (MN)
Kosmas
Kratovil
Lamborn
Lance
Langevin
Larsen (WA)
Larson (CT)
Latham
LaTourette
Latta
Lee (CA)
Lee (NY)
Levin
Lewis (CA)
Lewis (GA)
Linder
Lipinski
LoBiondo
Loebach
Lofgren, Zoe
Lowey
Lucas
Luetkemeyer
Lujan
Lummis
Lungren, Daniel
E.
Lynch
Mack
Maffei
Maloney
Manzullo
Marchant
Markey (CO)
Markey (MA)
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)

McCauley
McClintock
McCollum
McCotter
McDermott
McGovern
McHenry
McIntyre
McKeon
McMahon
McMorris
Rodgers
McNerney
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Minnick
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy (NY)
Murphy, Patrick
Murphy, Tim
Myrick
Nadler (NY)
Napolitano
Neal (MA)
Neugebauer
Nunes
Nye
Oberstar
Obey
Olson
Olver
Ortiz
Owens
Pallone
Pascrell
Pastor (AZ)
Paulsen
Payne
Perlmutter
Perriello
Peters
Peterson
Petri
Pingree (ME)
Pitts
Platts
Poe (TX)
Polis (CO)
Pomeroy
Posey
Price (GA)
Price (NC)
Putnam
Quigley
Radanovich
Rahall
Rehberg
Reichert
Reyes
Richardson
Rodriguez
Roe (TN)
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Rooney
Ros-Lehtinen
Ross
Roybal-Allard
Royce

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

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE
The SPEAKER pro tempore (Mr. CAPUANO) (during the vote). There is 1 minute remaining in this vote.

□ 1638

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

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

PERSONAL EXPLANATION

Mr. PENCE. Madam Speaker, I was absent from the House floor during rollcall votes 388 through 392. Had I been present, I would have voted "yes" on rollcall Nos. 388, 390 and 392; I would have voted "no" on rollcall Nos. 389 and 391.

REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 5299

Mr. POE of Texas. Mr. Speaker, I ask unanimous consent to remove my name as a cosponsor of H.R. 5299.

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

There was no objection.

FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2194) "An Act to amend the Iran Sanctions Act of 1996 to enhance United States diplomatic efforts with respect to Iran by expanding economic sanctions against Iran."

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the Chair will postpone further proceedings today on motions to suspend the rules on which a recorded vote or the yeas and nays are ordered, or on which the vote incurs objection under clause 6 of rule XX.

Record votes on postponed questions will be taken later.

□ 1640

AFFORDABLE HEALTH CARE FOR AMERICA ACT

Mr. LEVIN. Mr. Speaker, I move to suspend the rules and concur in the Senate amendments to the bill (H.R. 3962) to provide affordable, quality health care for all Americans and reduce the growth in health care spending, and for other purposes.

The Clerk read the title of the bill.

The text of the Senate amendments is as follows:

Senate amendments:
Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Preservation of Access to Care for Medicare Beneficiaries and Pension Relief Act of 2010".

TITLE I—HEALTH PROVISIONS

SEC. 101. PHYSICIAN PAYMENT UPDATE.

(a) *IN GENERAL.*—Section 1848(d) of the Social Security Act (42 U.S.C. 1395w-4(d)) is amended—

(1) in paragraph (10), in the heading, by striking "PORTION" and inserting "JANUARY THROUGH MAY"; and

(2) by adding at the end the following new paragraph:

"(11) *UPDATE FOR JUNE THROUGH NOVEMBER OF 2010.*—

"(A) *IN GENERAL.*—Subject to paragraphs (7)(B), (8)(B), (9)(B), and (10)(B), in lieu of the update to the single conversion factor established in paragraph (1)(C) that would otherwise apply for 2010 for the period beginning on June 1, 2010, and ending on November 30, 2010, the update to the single conversion factor shall be 2.2 percent.

"(B) *NO EFFECT ON COMPUTATION OF CONVERSION FACTOR FOR REMAINING PORTION OF 2010 AND SUBSEQUENT YEARS.*—The conversion factor under this subsection shall be computed under paragraph (1)(A) for the period beginning on December 1, 2010, and ending on December 31, 2010, and for 2011 and subsequent years as if subparagraph (A) had never applied."

(b) *STATUTORY PAYGO.*—The budgetary effects of this Act, for the purpose of complying with the Statutory Pay-As-You-Go Act of 2010, shall be determined by reference to the latest statement titled "Budgetary Effects of PAYGO Legislation" for this Act, jointly submitted for printing in the Congressional Record by the Chairmen of the House and Senate Budget Committees, provided that such statement has been submitted prior to the vote on passage in the House acting first on this conference report or amendment between the Houses.

SEC. 102. CLARIFICATION OF 3-DAY PAYMENT WINDOW.

(a) *IN GENERAL.*—Section 1886 of the Social Security Act (42 U.S.C. 1395ww) is amended—

(1) by adding at the end of subsection (a)(4) the following new sentence: "In applying the first sentence of this paragraph, the term 'other services related to the admission' includes all services that are not diagnostic services (other than ambulance and maintenance renal dialysis services) for which payment may be made under this title that are provided by a hospital (or an entity wholly owned or operated by the hospital) to a patient—

"(A) on the date of the patient's inpatient admission; or

"(B) during the 3 days (or, in the case of a hospital that is not a subsection (d) hospital, during the 1 day) immediately preceding the date of such admission unless the hospital demonstrates (in a form and manner, and at a time, specified by the Secretary) that such services are not related (as determined by the Secretary) to such admission."; and

(2) in subsection (d)(7)—

(A) in subparagraph (A), by striking "and" at the end;

(B) in subparagraph (B), by striking the period and inserting "and"; and

(C) by adding at the end the following new subparagraph:

"(C) the determination of whether services provided prior to a patient's inpatient admission are related to the admission (as described in subsection (a)(4))."

(b) *EFFECTIVE DATE.*—The amendments made by subsection (a) shall apply to services furnished on or after the date of the enactment of this Act.

(c) *NO REOPENING OF PREVIOUSLY BUNDLED CLAIMS.*—

NOES—2

Kucinich Paul

NOT VOTING—18

Barrett (SC)
Blunt
Brown (SC)
Campbell
Dicks
Grayson
Herger
Hoekstra
Johnson, Sam
Pence
Rangel
Roskam
Rothman (NJ)
Sessions
Visclosky
Wamp
Waters
Young (AK)