

and other benefits through November 30, 2010. Our government has an obligation to alleviate the suffering of millions of unemployed during the worst recession since the Great Depression.

Today, unemployment is at alarmingly high levels where in my home State of Michigan it is over 13 percent. The Federal Government has never allowed unemployment benefits to expire when the national unemployment rate was above 7.2 percent. However, Republicans in the Senate have blocked numerous attempts to extend the benefits and even if today's measure passes, the Senate will adjourn, causing thousands more to lose benefits. Furthermore, Republicans have stopped many other job creating bills citing budget concerns, even though they have unquestioned support for indefinite war spending in Iraq and Afghanistan, which recently surpassed the one trillion dollar mark and championed tax breaks for the rich while the unemployed suffer. It appears the Republicans are willing to give a helping hand to every group except the American worker.

Mr. Speaker, the job market is in tatters and it has been found that for every job opening there are five applicants. We simply can no longer wait on extending these vital benefits. I urge my colleagues to support today's legislation.

Mr. LEVIN. I yield back the balance of my time.

The SPEAKER pro tempore. All time for debate has expired.

Pursuant to House Resolution 1495, the previous question is ordered on the bill, as amended.

The question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed and read a third time, and was read the third time.

The SPEAKER pro tempore. Pursuant to clause 1(c) of rule XIX, further consideration of H.R. 5618 is postponed.

**CONGRATULATING SOUTH AFRICA ON FIRST TWO CONVICTIONS FOR HUMAN TRAFFICKING**

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will resume on motions to suspend the rules previously postponed.

The unfinished business is the question on suspending the rules and agreeing to the resolution (H. Res. 1412) congratulating the Government of South Africa upon its first two successful convictions for human trafficking, 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 California (Ms. WATSON) that the House suspend the rules and agree to the resolution, 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.

Mr. LEVIN. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The vote was taken by electronic device, and there were—yeas 414, nays 1, not voting 17, as follows:

[Roll No. 421]

YEAS—414

Ackerman	Davis (IL)	Johnson (IL)
Aderholt	Davis (KY)	Johnson, E. B.
Adler (NJ)	Davis (TN)	Johnson, Sam
Akin	DeFazio	Jones
Altmire	DeGette	Jordan (OH)
Andrews	Delahunt	Kagen
Arcuri	DeLauro	Kanjorski
Austria	Dent	Kaptur
Baca	Deutch	Kennedy
Bachmann	Diaz-Balart, L.	Kildee
Bachus	Diaz-Balart, M.	Kilpatrick (MI)
Baird	Dicks	Kilroy
Baldwin	Dingell	Kind
Barrett (SC)	Djou	King (IA)
Barrow	Doggett	King (NY)
Bartlett	Donnelly (IN)	Kingston
Barton (TX)	Doyle	Kirk
Bean	Dreier	Kirkpatrick (AZ)
Becerra	Driehaus	Kissell
Berkley	Duncan	Klein (FL)
Berman	Edwards (MD)	Kline (MN)
Berry	Edwards (TX)	Kosmas
Biggert	Ehlers	Kratovich
Bilbray	Ellison	Kucinich
Bilirakis	Ellsworth	Lamborn
Bishop (GA)	Emerson	Lance
Bishop (NY)	Engel	Langevin
Blackburn	Eshoo	Larsen (WA)
Blumenauer	Etheridge	Larson (CT)
Blunt	Fallin	Latham
Bocchieri	Farr	LaTourette
Boehner	Fattah	Latta
Bonner	Filner	Lee (CA)
Bono Mack	Flake	Lee (NY)
Boozman	Fleming	Levin
Boren	Forbes	Lewis (CA)
Boswell	Fortenberry	Lewis (GA)
Boucher	Poster	Lipinski
Boustany	Fox	LoBiondo
Boyd	Frank (MA)	Loeb
Brady (PA)	Franks (AZ)	Loefgren, Zoe
Brady (TX)	Frelinghuysen	Lowey
Bralley (IA)	Fudge	Lucas
Bright	Gallegly	Luetkemeyer
Broun (GA)	Garamendi	Lujan
Brown (SC)	Garrett (NJ)	Lummis
Brown, Corrine	Gerlach	Lungren, Daniel
Brown-Waite,	Giffords	E.
Ginny	Gingrey (GA)	Lynch
Buchanan	Gohmert	Mack
Burgess	Gonzalez	Maffei
Burton (IN)	Goodlatte	Maloney
Butterfield	Gordon (TN)	Manzullo
Buyer	Granger	Marchant
Calvert	Graves (GA)	Markey (CO)
Camp	Graves (MO)	Markey (MA)
Campbell	Grayson	Marshall
Cantor	Green, Al	Matheson
Cao	Green, Gene	Matsui
Capps	Griffith	McCarthy (CA)
Capuano	Grijalva	McCarthy (NY)
Cardoza	Guthrie	McCaul
Carnahan	Gutierrez	McClintock
Carney	Hall (NY)	McCollum
Carson (IN)	Hall (TX)	McCotter
Carter	Halvorson	McDermott
Cassidy	Hare	McGovern
Castle	Harman	McHenry
Castor (FL)	Harper	McIntyre
Chaffetz	Hastings (FL)	McKeon
Chandler	Hastings (WA)	McMahon
Childers	Heinrich	McMorris
Chu	Heller	Rodgers
Clay	Hensarling	McNerney
Cleaver	Herseth Sandlin	Meek (FL)
Clyburn	Higgins	Meeks (NY)
Coble	Hill	Melancon
Coffman (CO)	Himes	Mica
Cohen	Hinche	Michaud
Cole	Hinojosa	Miller (FL)
Conaway	Hirono	Miller (MI)
Connolly (VA)	Hodes	Miller (NC)
Conyers	Holden	Miller, Gary
Cooper	Holt	Miller, George
Costa	Honda	Minnick
Costello	Hoyer	Mitchell
Courtney	Hunter	Mollohan
Crenshaw	Inglis	Moore (KS)
Critz	Insee	Moore (WI)
Crowley	Israel	Moran (KS)
Cuellar	Issa	Moran (VA)
Culberson	Jackson (IL)	Murphy (CT)
Cummings	Jackson Lee	Murphy (NY)
Dahlkemper	(TX)	Murphy, Patrick
Davis (AL)	Jenkins	Murphy, Tim
Davis (CA)	Johnson (GA)	Myrick

Nadler (NY)	Rooney	Stark
Napolitano	Ros-Lehtinen	Stearns
Neal (MA)	Roskam	Stupak
Neugebauer	Ross	Sullivan
Nunes	Rothman (NJ)	Sutton
Nye	Roybal-Allard	Tanner
Oberstar	Royce	Taylor
Obey	Ruppersberger	Teague
Olson	Rush	Terry
Olver	Ryan (OH)	Thompson (CA)
Ortiz	Ryan (WI)	Thompson (MS)
Owens	Salazar	Thompson (PA)
Pallone	Sanchez, Linda	Thornberry
Pascarella	T.	Tiahrt
Pastor (AZ)	Sanchez, Loretta	Tiberi
Paulsen	Sarbanes	Tierney
Pence	Scalise	Titus
Perlmutter	Schakowsky	Tonko
Perriello	Schauer	Towns
Peters	Schiff	Tsongas
Peterson	Schmidt	Turner
Petri	Schock	Upton
Pingree (ME)	Schrader	Van Hollen
Pitts	Schwartz	Velázquez
Platts	Scott (GA)	Vislousky
Poe (TX)	Sensenbrenner	Walden
Polis (CO)	Serrano	Walz
Pomeroy	Sessions	Wasserman
Posey	Sestak	Schultz
Price (GA)	Shadegg	Waters
Price (NC)	Sherman	Watson
Putnam	Shimkus	Watt
Quigley	Shuler	Waxman
Rahall	Shuster	Weiner
Rangel	Simpson	Welch
Rehberg	Skelton	Westmoreland
Reichert	Slaughter	Whitfield
Reyes	Smith (NE)	Wilson (OH)
Richardson	Smith (NJ)	Wilson (SC)
Roe (TN)	Smith (TX)	Wittman
Rogers (AL)	Smith (WA)	Wolf
Rogers (KY)	Snyder	Wu
Rogers (MI)	Space	Yarmuth
Rohrabacher	Speier	Young (FL)

NAYS—1

Paul  
NOT VOTING—17

Alexander	Linder	Sires
Bishop (UT)	Payne	Spratt
Capito	Radanovich	Wamp
Clarke	Rodriguez	Woolsey
Herger	Scott (VA)	Young (AK)
Hoekstra	Shea-Porter	

□ 1434

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.

**RESTORATION OF EMERGENCY UNEMPLOYMENT COMPENSATION ACT OF 2010**

The SPEAKER pro tempore. Pursuant to clause 1 of rule XIX, proceedings will resume on the bill (H.R. 5618) to continue Federal unemployment programs.

The Clerk read the title of the bill.

MOTION TO RECOMMIT

Mr. CAMP. Mr. Speaker, I have a motion to recommit at the desk.

The SPEAKER pro tempore. Is the gentleman opposed to the bill?

Mr. CAMP. I am, in its present form. The SPEAKER pro tempore. The Clerk will report the motion.

The Clerk read as follows:

Mr. Camp moves to recommit the bill, H.R. 5618, to the Committee on Ways and Means, with instructions to report the same back to the House forthwith, with the following amendment:

Redesignate section 6 as section 7 and insert after section 5 the following:

**SEC. 6. USE OF STIMULUS FUNDS TO OFFSET SPENDING.**

The unobligated balance of each amount appropriated or made available under the American Recovery and Reinvestment Act of 2009 (Public Law 111-5) (other than under title X of division A of such Act) is rescinded pro rata such that the aggregate amount of such rescissions equals \$34,000,000,000 in order to offset the net increase in spending resulting from the provisions of, and amendments made by, sections 2 and 3. The Director of the Office of Management and Budget shall report to each congressional committee the amounts so rescinded within the jurisdiction of such committee.

Mr. CAMP (during the reading). Mr. Speaker, I ask unanimous consent to dispense with the reading of the motion.

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

There was no objection.

Mr. LEVIN. Mr. Speaker, I reserve a point of order on the gentleman's motion.

The SPEAKER pro tempore. A point of order is reserved.

The gentleman from Michigan (Mr. CAMP) is recognized for 5 minutes.

Mr. CAMP. Mr. Speaker, this motion to recommit on H.R. 5618 has a provision to pay for the extended unemployment benefits proposed in the underlying bill. We think it is important to help long-term unemployed people, and we want to do it without adding another \$34 billion to the Nation's record \$13 trillion debt.

We know that the stimulus hasn't worked. In its wake, nearly 3 million private-sector jobs were lost, unemployed soared to 10 percent nationwide, and 48 out of 50 States lost jobs. So this motion to recommit pays for the \$34 billion in Federal unemployment costs by cutting that much in unspent stimulus spending.

Only a portion of the \$1 trillion stimulus has been paid out, \$414 billion as of June 18, as reported by the official Recovery Act Web site. That leaves hundreds of billions of dollars unspent and available to offset this bill.

I would like to quote from the Statement of Administration Policy last November: "Fiscal responsibility is central to the medium-term recovery of the economy and the creation of jobs. The administration therefore supports the fiscally responsible approach to expanding unemployment benefits embodied in the bill."

That statement was about the only one of the eight unemployment benefits extender bills so far that was actually paid for. But the same can and should be said about this motion. It is fiscally responsible, and it is central to the recovery of our economy and job creation.

□ 1440

I would also like to read a quote from Speaker PELOSI that appeared in Congress Daily AM on Monday. She said, "I am hard-put to pass any more initiatives here unless there is some reasonable prospect of success on the Senate

side." Well, there isn't a reasonable prospect of success on the Senate side unless we adopt this motion to recommit. Just last night, the Senate rejected the unpaid-for version of this bill. Rejecting this motion ensures this bill will die in the Senate and that hundreds of thousands of unemployed Americans will continue to go without their unemployment benefits.

I urge all Members to join me in supporting this motion to recommit, which will help today's unemployed workers and improve the future for our children and grandchildren by not adding to our debt.

With that, I yield back the balance of my time.

Mr. LEVIN. Mr. Speaker, I rise in opposition to the motion to recommit.

The SPEAKER pro tempore. Does the gentleman continue to reserve a point of order?

Mr. LEVIN. I continue to reserve.

The SPEAKER pro tempore. The gentleman from Michigan (Mr. LEVIN) is recognized for 5 minutes.

Mr. LEVIN. I want to say briefly, we have already debated this issue. This is not a germane amendment. Also what it is, is an effort to use emergency funds targeted to create jobs to fund emergency unemployment insurance. This is another excuse on the part of the minority that won't work.

If we pass this, this bill will go over to the Senate. Hopefully, it will be their first order of business when they return. Mr. Speaker, 1.7 million have already lost their unemployment insurance. It will be over that by several hundred thousand when they return.

There's a reference here to jobs that are lost. I want to just quickly repeat what was said during the debate. During the 8 years of the Bush administration, there was a loss of 673,000 private sector jobs. And in the first 5 months of this administration, there has been a gain of 495,000 private sector jobs.

We're aware. Not enough has been done. But compared to the Bush years, we have made some progress. And those who are still unemployed should not suffer because of the indifference of the minority. That's what this is all about.

**POINT OF ORDER**

Mr. LEVIN. I now insist on my point of order that the gentleman's motion is not germane to this legislation.

Mr. CAMP. Mr. Speaker I would like to be heard on the point of order.

The SPEAKER pro tempore. The Chair recognizes the gentleman from Michigan.

Mr. CAMP. Mr. Speaker, at a time of record deficits, it should always be germane to consider proposals to offset higher spending. And, in light of the Senate already rejecting an unpaid-for version of this bill just last night, I ask that the Speaker deny the point of order so we can pay for this bill and ensure that unemployed Americans do not continue to go without unemployment benefits.

The SPEAKER pro tempore. The gentleman from Michigan makes a point

of order that the instructions proposed in the motion to recommit offered by the gentleman from Michigan are not germane.

One of the fundamental principles of germaneness is that an amendment must confine itself to matters addressed by the bill, and to matters that fall within the jurisdiction of the committees with jurisdiction over the bill.

The bill, as amended, addresses the availability of certain benefits, restrictions on those benefits, and budgetary issues related thereto. Such subject matters do not fall within the jurisdiction of the Committee on Appropriations.

The instructions proposed in the motion to recommit propose an amendment to rescind various unobligated funds contained in a prior appropriation Act. That subject matter falls within the jurisdiction of the Committee on Appropriations.

By addressing a matter unrelated to the issues addressed in the bill, and within the jurisdiction of a committee not represented in the bill, the instructions propose an amendment that is not germane.

The point of order is sustained. The motion is not in order.

Mr. CAMP. Mr. Speaker, I appeal the ruling of the chair.

The SPEAKER pro tempore. The question is, Shall the decision of the Chair stand as the judgment of the House?

**MOTION TO TABLE**

Mr. LEVIN. Mr. Speaker, I move to table the appeal of the ruling of the Chair.

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

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

**RECORDED VOTE**

Mr. CAMP. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The SPEAKER pro tempore. Pursuant to clause 8 and clause 9 of rule XX, this 15-minute vote on the motion to table will be followed by a 5-minute vote on passage of the bill if arising without further proceedings in recommitment.

The vote was taken by electronic device, and there were—ayes 220, noes 196, not voting 16, as follows:

[Roll No. 422]

AYES—220

Ackerman	Boswell	Cleaver
Adler (NJ)	Boucher	Clyburn
Andrews	Boyd	Cohen
Baca	Brady (PA)	Conyers
Baird	Braley (IA)	Cooper
Baldwin	Brown, Corrine	Costa
Barrow	Butterfield	Costello
Bean	Capps	Courtney
Becerra	Capuano	Critz
Berkley	Cardoza	Crowley
Berman	Carnahan	Cuellar
Berry	Carson (IN)	Cummings
Bishop (GA)	Castor (FL)	Davis (AL)
Bishop (NY)	Chandler	Davis (CA)
Blumenauer	Chu	Davis (IL)
Bocchieri	Clarke	Davis (TN)
Boren	Clay	DeGette

Delahunt Kucinich  
DeLauro Langevin  
Deutch Larsen (WA)  
Dicks Larson (CT)  
Dingell Lee (CA)  
Doggett Levin  
Doyle Lipinski  
Driehaus Loeb sack  
Edwards (MD) Lofgren, Zoe  
Edwards (TX) Lowey  
Ellison Luján  
Ellsworth Lynch  
Engel Maffei  
Eshoo Maloney  
Etheridge Markey (MA)  
Farr Matheson  
Fattah Matsui  
Filner McCarthy (NY)  
Frank (MA) McCollum  
Fudge McDermott  
Garamendi McGovern  
Gonzalez McIntyre  
Grayson Mc Nerney  
Green, Al Meek (FL)  
Green, Gene Meeks (NY)  
Grijalva Michaud  
Hall (NY) Miller (NC)  
Halvorson Mollohan  
Hare Moore (KS)  
Harman Moore (WI)  
Hastings (FL) Moran (VA)  
Heinrich Murphy (CT)  
Higgins Murphy (NY)  
Hinche y Murphy, Patrick  
Hinojosa Nadler (NY)  
Hirono Napolitano  
Hodes Neal (MA)  
Holden Oberstar  
Holt Obey  
Honda Olver  
Hoyer Ortiz  
Inslee Owens  
Israel Pallone  
Jackson (IL) Pascrell  
Jackson Lee Pastor (AZ)  
(TX) Perlmutter  
Johnson (GA) Perriello  
Johnson, E. B. Peters  
Kagen Peterson  
Kanjorski Pingree (ME)  
Kaptur Polis (CO)  
Kennedy Pomeroy  
Kildee Price (NC)  
Kilpatrick (MI) Quigley  
Kilroy Rahall  
Kind Rangel  
Kissell Reyes  
Klein (FL) Richardson

NOES—196

Aderholt Childers  
Akin Coble  
Altmire Coffman (CO)  
Arcuri Cole  
Austria Conaway  
Bachmann Connolly (VA)  
Bachus Crenshaw  
Barrett (SC) Culberson  
Barton (TX) Dahlkemper  
Biggert Hill  
Billray Davis (KY)  
Bilirakis DeFazio  
Blackburn Dent  
Blunt Diaz-Balart, L.  
Boehner Diaz-Balart, M.  
Bonner Djou  
Bono Mack Donnelly (IN)  
Boozman Dreier  
Boustany Duncan  
Brady (TX) Ehlers  
Bright Emerson  
Broun (GA) Fallon  
Brown (SC) Flake  
Brown-Waite, Forbes  
Ginny Fortenberry  
Buchanan Foster  
Burgess Foxx  
Burton (IN) Franks (AZ)  
Buyer Frelinghuysen  
Calvert Gallegly  
Camp Garrett (NJ)  
Campbell Gerlach  
Cantor Giffords  
Cao Gingrey (GA)  
Carney Gohmert  
Carter Goodlatte  
Cassidy Granger  
Castle Graves (GA)  
Chaffetz Graves (MO)

Lungren, Daniel Nye  
E. Olson  
Mack Paul  
Manzullo Paulsen  
Marchant Pence  
Markey (CO) Petri  
Marshall Pitts  
McCarthy (CA) Platts  
McCaul Poe (TX)  
McClintock Posey  
McCotter Price (GA)  
McHenry Putnam  
McKeon Rehberg  
McMahon Reichert  
McMorris Roe (TN)  
Rodgers Rogers (AL)  
Melancon Rogers (KY)  
Mica Rogers (MI)  
Miller (FL) Rohrabacher  
Miller (MI) Rooney  
Miller, Gary Ros-Lehtinen  
Minnick Roskam  
Mitchell Royce  
Moran (KS) Ryan (WI)  
Murphy, Tim Scalise  
Myrick Schmidt  
Neugebauer Schock  
Nunes Sensenbrenner

NOT VOTING—16

Alexander Herger  
Bartlett Hoekstra  
Bishop (UT) Lewis (GA)  
Capito Miller, George  
Gordon (TN) Payne  
Gutierrez Radanovich

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE  
The SPEAKER pro tempore (Mr. SERRANO) (during the vote). There are 2 minutes remaining in this vote.

□ 1503

Messrs. CARNEY, TIBERI, and RYAN of Wisconsin changed their vote from “aye” to “no.”

Ms. JACKSON LEE of Texas and Messrs. EDWARDS of Texas and RUPPERSBERGER changed their vote from “no” to “aye.”

So the motion to table 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. BISHOP of Utah. Mr. Speaker, on roll-call No. 422 I was unavoidably detained. Had I been present, I would have voted “no.”

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. LEVIN. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered. The SPEAKER pro tempore. This will be a 5-minute vote.

The vote was taken by electronic device, and there were—ayes 270, noes 153, not voting 10, as follows:

[Roll No. 423]

AYES—270

Ackerman Butterfield  
Adler (NJ) Cao  
Altmire Bishop (GA)  
Andrews Bishop (NY)  
Arcuri Blumenauer  
Bachus Bocciari  
Bono Mack Bono  
Baldwin Boren  
Barrow Boswell  
Bean Boucher  
Becerra Boyd  
Berkley Brady (PA)  
Berman Braley (IA)  
Billray Brown, Corrine

Clarke Jackson Lee  
Clay (TX)  
Cleaver Johnson (GA)  
Clyburn Johnson (IL)  
Cohen Johnson, E. B.  
Connolly (VA) Jones  
Conyers Kagen  
Costa Kanjorski  
Courtney Kaptur  
Critz Kennedy  
Crowley Kildee  
Cuellar Kilpatrick (MI)  
Cummings Kilroy  
Dahlkemper Kind  
Davis (AL) Kirkpatrick (AZ)  
Davis (CA) Kissell  
Davis (FL) Klein (FL)  
Davis (IL) Kosmas  
Davis (TN) Kratovil  
DeFazio Kucinich  
DeGette Langevin  
Delahunt Larsen (WA)  
DeLauro Larson (CT)  
Dent LaTourette  
Deutch Lee (CA)  
Diaz-Balart, L. Levin  
Diaz-Balart, M. Lewis (GA)  
Dicks Lipinski  
Dingell LoBiondo  
Doggett Loeb sack  
Donnelly (IN) Lofgren, Zoe  
Doyle Lowey  
Driehaus Luján  
Edwards (MD) Lynch  
Edwards (TX) Maffei  
Ehlers Maloney  
Ellison Manzullo  
Ellsworth Markey (MA)  
Engel Matheson  
Eshoo Matsui  
Etheridge McCarthy (NY)  
Farr McCollum  
Fattah McCotter  
Filner McDermott  
Foster McGovern  
Frank (MA) McMahan  
Fudge Mc Nerney  
Garamendi Meek (FL)  
Giffords Gerlach  
Gonzalez Giffords  
Gordon (TN) Gonzalez  
Grayson Miller (NC)  
Green, Al Miller, George  
Green, Gene Mitchell  
Grijalva Mollohan  
Gutierrez Moore (KS)  
Hall (NY) Moore (WI)  
Halvorson Moran (VA)  
Hare Murphy (CT)  
Harman Murphy (NY)  
Hastings (FL) Murphy, Patrick  
Heinrich Nadler (NY)  
Heller Napolitano  
Herseth Sandlin Neal (MA)  
Higgins Oberstar  
Hinche y Obey  
Hinojosa Olver  
Hirono Ortiz  
Hodes Owens  
Holden Pallone  
Holt Pascrell  
Honda Pelosi  
Hoyer Perlmutter  
Inslee Perriello  
Israel Peters  
Jackson (IL) Peterson

Petri Pingree (ME)  
Platts  
Polis (CO)  
Pomeroy  
Posey  
Price (NC)  
Quigley  
Rahall  
Rangel  
Reichert  
Reyes  
Richardson  
Rogers (MI)  
Ros-Lehtinen  
Ross  
Rothman (NJ)  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T. Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schauer  
Schiff  
Schradler  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Space  
Speier  
Spratt  
Stark  
Stupak  
Sutton  
Teague  
Thompson (CA)  
Thompson (MS)  
Tierney  
Titus  
Tonko  
Towns  
Tsongas  
Van Hollen  
Velázquez  
Visclosky  
Walz  
Wasserman  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch  
Wilson (OH)  
Wu  
Yarmuth

NOES—153

Broun (GA) Cooper  
Brown (SC) Crenshaw  
Austria Culberson  
Bachmann Brown-Waite, Davis (KY)  
Bachus Ginny  
Baird Buchanan  
Barrett (SC) Burgess  
Bartlett Burton (IN)  
Barton (TX) Buyer  
Berry Calvert  
Biggert Camp  
Blackburn Campbell  
Blunt Cantor  
Boehner Carter  
Bonner Cassidy  
Boozman Chaffetz  
Boustany Coble  
Brady (TX) Coffman (CO)  
Bright Cole  
Conaway Conaway

Gohmert	Lummis	Rehberg
Goodlatte	Lungren, Daniel	Roe (TN)
Granger	E.	Rogers (AL)
Graves (GA)	Mack	Rogers (KY)
Graves (MO)	Marchant	Rohrabacher
Griffith	Markey (CO)	Rooney
Guthrie	Marshall	Roskam
Hall (TX)	McCarthy (CA)	Royce
Harper	McCaul	Ryan (WI)
Hastings (WA)	McClintock	Scalise
Hensarling	McHenry	Schmidt
Herger	McIntyre	Schock
Hill	McKeon	Sensenbrenner
Hunter	McMorris	Sessions
Inglis	Rodgers	Shadegg
Issa	Mica	Shimkus
Jenkins	Miller (FL)	Shuler
Johnson, Sam	Miller (MI)	Shuster
Jordan (OH)	Miller, Gary	Simpson
King (IA)	Minnick	Smith (NE)
King (NY)	Moran (KS)	Smith (TX)
Kingston	Myrick	Stearns
Kirk	Neugebauer	Sullivan
Kline (MN)	Nunes	Terry
Lamborn	Nye	Thompson (PA)
Lance	Olson	Thornberry
Latham	Paul	Tiahrt
Latta	Paulsen	Tiberi
Lee (NY)	Pence	Walden
Lewis (CA)	Pitts	Westmoreland
Linder	Poe (TX)	Wilson (SC)
Lucas	Price (GA)	Wittman
Luetkemeyer	Putnam	Wolf

## NOT VOTING—10

Alexander	Payne	Woolsey
Bishop (UT)	Radanovich	Young (AK)
Capito	Rodriguez	
Hoekstra	Wamp	

□ 1527

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

ANNOUNCEMENT BY THE SPEAKER  
PRO TEMPORE

The SPEAKER pro tempore. Under clause 10(c)(3) of rule XXI, the presiding officer was supposed to have put the question of consideration on H.R. 5618 but omitted to do so. That omission has been overtaken by the subsequent actions on the bill.

REMOVAL OF NAME OF MEMBER  
AS COSPONSOR OF H.R. 2555

Mr. SHULER. Mr. Speaker, I ask unanimous consent that my name be removed from H.R. 2555. I was inadvertently added as a cosponsor.

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

There was no objection.

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.

SECURING PROTECTIONS FOR THE  
INJURED FROM LIMITATIONS ON  
LIABILITY ACT

Mr. CONYERS. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 5503) to revise laws regarding liability in certain civil actions arising from maritime incidents, and for other purposes, as amended.

The Clerk read the title of the bill.

The text of the bill is as follows:

H.R. 5503

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

**SECTION 1. SHORT TITLE.**

This Act may be cited as the "Securing Protections for the Injured from Limitations on Liability Act".

**SEC. 2. IMPROVEMENTS TO RECOVERY UNDER DEATH ON THE HIGH SEAS ACT.**

The Death on the High Seas Act (chapter 303 of title 46, United States Code), is amended—

- (1) in section 30302—
  - (A) by inserting "or law" after "admiralty"; and
  - (B) by inserting before "spouse" the following: "survivors, including";
- (2) in section 30303—
  - (A) by inserting "and nonpecuniary loss" after "pecuniary loss";
  - (B) by striking "by" and all that follows through the end, and inserting ", plus a fair compensation for the decedent's pain and suffering."; and
  - (C) by adding at the end the following: "In this section, the term 'nonpecuniary loss' means loss of care, comfort, and companionship.";
- (3) in section 30305 by inserting "or law" after "admiralty";
- (4) in section 30306, by inserting "or law" after "admiralty";
- (5) by striking section 30307; and
- (6) in the table of sections at the beginning of such chapter, by striking the item relating to sections 30307.

**SEC. 3. IMPROVEMENTS TO RECOVERY UNDER JONES ACT.**

Title 46, United States Code, is amended—

- (1) in section 30104, by adding at the end the following: "In addition to other amounts authorized under such laws, the recovery for a seaman who so dies shall include recovery for loss of care, comfort, and companionship.";
- (2) by striking section 30105 and the item relating to that section in the table of sections at the beginning of chapter 301.

**SEC. 4. REPEAL OF LIMITATION OF LIABILITY ACT.**

(a) REPEAL.—Chapter 305 of title 46, United States Code, is amended by repealing sections 30505, 30506, 30507, 30511, and 30512 and the items relating to those sections in the table of sections at the beginning of chapter 305.

(b) CONFORMING AMENDMENTS.—

(1) OIL POLLUTION ACT OF 1990.—Section 1018 of the Oil Pollution Act of 1990 (33 U.S.C. 2718) is amended—

- (A) in subsection (a), by striking "or the Act of March 3, 1851"; and
- (B) in subsection (c), by striking ", the Act of March 3, 1851 (46 U.S.C. 183 et seq.)."

(2) TITLE 46.—Section 14305(a) of title 46, United States Code, is amended by striking paragraph (5) and redesignating the subsequent paragraphs as paragraphs (5) through (14), respectively.

**SEC. 5. BANKRUPTCY PROTECTION FOR TORT CLAIMS ARISING FROM OIL INCIDENTS.**

(a) CONDITIONS ON SALE OR LEASE OF SIGNIFICANT PROPERTY OF THE ESTATE.—

(1) IN GENERAL.—Section 363 of title 11, United States Code, is amended by adding at the end the following:

"(q) Notwithstanding any other provision of this section, if the debtor is liable under any law for a claim for wrongful death, personal injury, or property damage arising from an incident (as defined in section 1001 of the Oil Pollution Act of 1990, and that gives rise to liability under such Act), the trustee may not sell or lease, other than in the ordinary course of business, significant property of the estate (or, to the extent that the court has jurisdiction over any affiliate of the debtor, significant property of such affiliate) unless—

"(1) creditors holding at least two-thirds in amount, and more than one-half in number, of all such claims not paid by the debtor consent to such sale or lease; or

"(2) the court finds, after notice and a hearing, that—

"(A) sufficient property will remain in the estate; or

"(B) the debtor's anticipated future income will be sufficient;

that all such claims will be paid in full."

(1) IN GENERAL.—Section 363 of title 11, United States Code, is amended by adding at the end the following:

"(q) Notwithstanding any other provision of this section, if the debtor is liable under any law for a claim for wrongful death, personal injury, or property damage arising from an incident (as defined in section 1001 of the Oil Pollution Act of 1990, and that gives rise to liability under such Act), the trustee may not sell or lease, other than in the ordinary course of business, significant property of the estate (or, to the extent that the court has jurisdiction over any affiliate of the debtor, significant property of such affiliate) unless—

"(1) creditors holding at least two-thirds in amount, and more than one-half in number, of all such claims not paid by the debtor consent to such sale or lease; or

"(2) the court finds, after notice and a hearing, that—

"(A) sufficient property will remain in the estate; or

"(B) the debtor's anticipated future income will be sufficient;

that all such claims will be paid in full."

(2) UNDER PLAN OF REORGANIZATION.—Section 1129(b)(2)(B)(ii) of title 11, United States Code, is amended—

(A) by inserting "(other than the holder of a claim described in subclause (II))" after "claim" the 1st place it appears;

(B) by inserting "(I)" after "(ii)";

(C) by striking the period at the end and inserting "; and"; and

(D) by adding at the end the following:

"(II) if the plan provides for claims of the kind described in section 363(q) and provides for a sale or lease of significant property of the estate, creditors holding at least two-thirds in amount, and more than one-half in number, of such claims consent to such sale or lease."

(b) CONFORMING AMENDMENT.—Section 303(f) of title 11, United States Code, is amended by adding at the end the following:

"If the debtor is liable under any law for a claim for wrongful death, personal injury, or property damage arising from an incident (as defined in section 1001 of the Oil Pollution Act of 1990, and that gives rise to liability under such Act), the debtor may not sell or lease, other than in the ordinary course of business, significant property of the estate (or, to the extent that the court has or can obtain jurisdiction over any affiliate of the debtor, significant property of such affiliate) unless—

"(1) creditors holding at least two-thirds in amount, and more than one-half in number, of all such claims not paid by the debtor consent to such sale or lease; or

"(2) the court finds, after notice and a hearing, that—

"(A) sufficient property will remain in the estate; or

"(B) the debtor's anticipated future income will be sufficient;

that all such claims will be paid in full."

**SEC. 6. EFFECTIVE DATE.**

This Act and the amendments made by this Act shall take effect on the date of enactment of this Act and shall apply with respect to claims arising on or after April 20, 2010, that are pending on or after such date of enactment.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Michigan (Mr. CONYERS) and the gentleman from Texas (Mr. SMITH) each will control 20 minutes.

The Chair recognizes the gentleman from Michigan.