

[Roll No. 617]

AYES—394

Ackerman Dent Kosmas
 Aderholt Diaz-Balart, L. Kratovil
 Adler (NJ) Kucinich
 Akin Dicks Lamborn
 Alexander Dingell
 Altmire Djou Langevin
 Andrews Doggett Larsen (WA)
 Arcuri Donnelly (IN) Larson (CT)
 Austria Doyle Latham
 Baca Dreier LaTourette
 Bachmann Driehaus Latta
 Bachus Duncan Lee (CA)
 Baird Edwards (MD) Lee (NY)
 Baldwin Edwards (TX) Levin
 Barrett (SC) Ehlers Lewis (CA)
 Barrow Emerson Lewis (GA)
 Bean Engel Linder
 Becerra Eshoo Lipinski
 Berkley Etheridge LoBiondo
 Berman Farr Loebsack
 Biggert Fattah Lofgren, Zoe
 Bishop (GA) Filner Lowey
 Bishop (NY) Fleming Lucas
 Bishop (UT) Forbes Luetkemeyer
 Blackburn Fortenberry Luján
 Blumenauer Foster Lummis
 Boccieri Foss Lungren, Daniel
 Boehner Frank (MA) E.
 Bonner Franks (AZ) Lynch
 Bono Mack Frelinghuysen Mack
 Boozman Fudge Maffei
 Boren Gallegly Maloney
 Boswell Garamendi Manzullo
 Boucher Garrett (NJ) Markey (CO)
 Boustany Gerlach Markey (MA)
 Boyd Giffords Marshall
 Brady (PA) Gingrey (GA) Matheson
 Brady (TX) Gonzalez Matsui
 Braley (IA) Goodlatte McCarthy (CA)
 Bright Graves (MO) McCarthy (NY)
 Brown (SC) Grayson McCaul
 Brown, Corrine Green, Al McClintock
 Brown-Waite, Green, Gene McCollum
 Ginny Grijalva McCotter
 Buchanan Guthrie McDermott
 Burgess Gutierrez McGovern
 Butterfield Hall (NY) McHenry
 Buyer Hall (TX) McIntyre
 Calvert Halvorson McKeon
 Camp Hare McMahon
 Campbell Harman McNerney
 Cantor Harper Meek (FL)
 Cao Hastings (FL) Meeks (NY)
 Capito Hastings (WA) Melancon
 Capps Heinrich Mica
 Capuano Heller Michaud
 Cardoza Hensarling Miller (FL)
 Carnahan Herger Miller (MI)
 Carney Herseeth Sandlin Miller (NC)
 Carson (IN) Higgins Miller, Gary
 Carter Himes Miller, George
 Cassidy Hinchey Minnick
 Castle Hinojosa Mitchell
 Castor (FL) Hirono Moore (KS)
 Chandler Hodes Moore (WI)
 Childers Holden Moran (KS)
 Chu Holt Moran (VA)
 Clarke Honda Murphy (CT)
 Clay Hoyer Murphy (NY)
 Cleaver Hunter Murphy, Patrick
 Clyburn Inglis Murphy, Tim
 Coble Inslee Myrick
 Coffman (CO) Israel Nadler (NY)
 Cole Issa Napolitano
 Conaway Jackson (IL) Neal (MA)
 Connolly (VA) Jackson Lee Neugebauer
 Conyers (TX) Nunes
 Cooper Jenkins Nye
 Costa Johnson (GA) Oberstar
 Costello Johnson (IL) Obey
 Courtney Johnson, E. B. Olson
 Crenshaw Johnson, Sam Oliver
 Critz Jones Ortiz
 Crowley Jordan (OH) Owens
 Cuellar Kagen Pallone
 Culberson Kanjorski Pascrell
 Cummings Kaptur Pastor (AZ)
 Dahlkemper Kennedy Paulsen
 Davis (AL) Kildee Payne
 Davis (CA) Kilroy Pence
 Davis (IL) Kind Perlmutter
 Davis (KY) King (IA) Perriello
 Davis (TN) King (NY) Peters
 DeFazio Kissell Peterson
 DeGette Klein (FL) Petri
 DeLauro Kline (MN) Pingree (ME)

Pitts Schakowsky Tanner
 Platts Schauer Taylor
 Polis (CO) Schiff Teague
 Pomeroy Schmidt Terry
 Posey Schock Thompson (CA)
 Price (GA) Schrader Thompson (MS)
 Price (NC) Schwartz Thompson (PA)
 Putnam Scott (GA) Thornberry
 Rahall Scott (VA) Tiberi
 Rangel Sensenbrenner Tierney
 Reed Serrano Titus
 Rehberg Sessions Tonko
 Reichert Sestak Towns
 Reyes Shadegg Tsongas
 Richardson Shea-Porter Turner
 Rodriguez Sherman Upton
 Roe (TN) Shimkus Van Hollen
 Rogers (KY) Shuler Visclosky
 Rogers (MI) Shuster Walden
 Rohrabacher Simpson Wamp
 Rooney Sires Wasserman
 Ros-Lehtinen Skelton Schultz
 Roskam Slaughter Waters
 Ross Smith (NE) Watson
 Rothman (NJ) Smith (NJ) Watt
 Roybal-Allard Smith (TX) Waxman
 Royce Smith (WA) Weiner
 Ruppersberger Snyder Welch
 Rush Space Whitfield
 Ryan (OH) Speier Wilson (OH)
 Ryan (WI) Spratt Wilson (SC)
 Salazar Stark Wittman
 Sanchez, Linda Stearns Wolf
 T. Stupak Woolsey
 Sanchez, Loretta Stutzman Wu
 Sarbanes Sullivan Yarmuth
 Scalise Sutton Young (FL)

NOES—13

Bartlett Chaffetz Poe (TX)
 Barton (TX) Flake Westmoreland
 Bilirakis Graves (GA) Young (AK)
 Broun (GA) Kingston
 Burton (IN) Paul

ANSWERED “PRESENT”—1

Gohmert

NOT VOTING—25

Berry Gordon (TN) McMorris
 Bilbray Granger Rodgers
 Blunt Griffith Mollohan
 Cohen Hill Quigley
 Delahunt Hoekstra Radanovich
 Deutch Kilpatrick (MI) Rogers (AL)
 Ellison Kirkpatrick (AZ) Tiahrt
 Ellsworth Marchant Velázquez
 Fallin Walz

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1449

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.

Stated for:

Mr. DEUTCH. Mr. Speaker, during rollcall vote No. 617 on H.R. 1402, I was unavoidably detained. Had I been present, I would have voted “aye.”

HONORING 2500TH ANNIVERSARY OF BATTLE OF MARATHON

THE SPEAKER pro tempore. The unfinished business is the question on suspending the rules and agreeing to the resolution (H. Res. 1704) honoring the 2500th anniversary of the Battle of Marathon, as amended.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by

the gentleman from Florida (Mr. KLEIN) 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.

RECORDED VOTE

Mr. GARAMENDI. 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 359, noes 44, answered “present” 5, not voting 25, as follows:

[Roll No. 618]

AYES—359

Ackerman	Courtney	Hodes
Aderholt	Crenshaw	Holden
Adler (NJ)	Critz	Holt
Akin	Crowley	Honda
Alexander	Cuellar	Hoyer
Altmire	Culberson	Hunter
Andrews	Cummings	Inglis
Arcuri	Dahlkemper	Inslee
Austria	Davis (AL)	Israel
Baca	Davis (CA)	Issa
Bachmann	Davis (IL)	Jackson (IL)
Bachus	Davis (TN)	Jackson Lee
Baird	DeFazio	(TX)
Baldwin	DeGette	Jenkins
Barrett (SC)	DeLauro	Johnson (GA)
Barrow	Dent	Johnson, E. B.
Bean	Deutch	Johnson, Sam
Becerra	Diaz-Balart, L.	Kagen
Berkley	Diaz-Balart, M.	Kanjorski
Berman	Dicks	Kaptur
Biggert	Dingell	Kennedy
Bilirakis	Djou	Kildee
Bishop (GA)	Doggett	Kilroy
Bishop (NY)	Donnelly (IN)	King (NY)
Bishop (UT)	Doyle	Kingston
Blackburn	Dreier	Kissell
Blumenauer	Driehaus	Klein (FL)
Boccieri	Duncan	Kline (MN)
Boehner	Edwards (MD)	Kosmas
Bonner	Edwards (TX)	Kratovil
Bono Mack	Ehlers	Kucinich
Boozman	Ellison	Lamborn
Boren	Engel	Lance
Boswell	Eshoo	Langevin
Boucher	Etheridge	Larsen (WA)
Boustany	Farr	Larson (CT)
Boyd	Fattah	Latham
Brady (PA)	Filner	LaTourette
Brady (TX)	Fleming	Latta
Braley (IA)	Forbes	Lee (CA)
Bright	Foster	Levin
Brown (SC)	Foss	Lewis (CA)
Brown, Corrine	Frank (MA)	Lewis (GA)
Buchanan	Franks (AZ)	Linder
Burgess	Frelinghuysen	Lipinski
Burton (IN)	Fudge	LoBiondo
Butterfield	Gallegly	Loebsack
Buyer	Garamendi	Lofgren, Zoe
Calvert	Gerlach	Lowey
Camp	Giffords	Lucas
Cao	Gonzalez	Luetkemeyer
Capps	Goodlatte	Luján
Capuano	Grayson	Lungren, Daniel
Cardoza	Green, Al	E.
Carnahan	Green, Gene	Lynch
Carney	Grijalva	Mack
Carson (IN)	Guthrie	Maffei
Carter	Gutierrez	Maloney
Castle	Hall (TX)	Manzullo
Castor (FL)	Halvorson	Markey (CO)
Chandler	Hare	Markey (MA)
Childers	Harman	Matheson
Clarke	Harper	Matsui
Clay	Hastings (FL)	McCarthy (CA)
Cleaver	Hastings (WA)	McCarthy (NY)
Clyburn	Heinrich	McCaul
Coble	Hensarling	McClintock
Coffman (CO)	Herseeth Sandlin	McCollum
Cole	Higgins	McCotter
Conaway	Himes	McDermott
Connolly (VA)	Hinchey	McGovern
Conyers	Hinojosa	McHenry
Cooper	Hirono	McIntyre
Costa		
Costello		

McKeon	Putnam	Smith (TX)
McMahon	Quigley	Smith (WA)
McNerney	Rahall	Snyder
Meek (FL)	Rangel	Space
Meeks (NY)	Reed	Speier
Melancon	Reichert	Spratt
Michaud	Reyes	Stark
Miller (NC)	Richardson	Stearns
Miller, Gary	Rodriguez	Stupak
Miller, George	Rogers (AL)	Sullivan
Minnick	Rogers (KY)	Sutton
Mitchell	Rohrabacher	Tanner
Moore (WI)	Ros-Lehtinen	Teague
Moran (KS)	Roskam	Thompson (CA)
Moran (VA)	Ross	Thompson (MS)
Murphy (CT)	Rothman (NJ)	Thompson (PA)
Murphy, Patrick	Roybal-Allard	Thornberry
Murphy, Tim	Royce	Tiberi
Myrick	Ruppersberger	Tierney
Nadler (NY)	Rush	Titus
Napolitano	Ryan (OH)	Tonko
Neal (MA)	Ryan (WI)	Towns
Neugebauer	Salazar	Tsongas
Nye	Sánchez, Linda	Turner
Oberstar	T.	Upton
Obey	Sanchez, Loretta	Van Hollen
Olson	Sarbanes	Velázquez
Olver	Scalise	Visclosky
Ortiz	Schakowsky	Walden
Pallone	Schauer	Walz
Pascarella	Schiff	Wamp
Pastor (AZ)	Schmidt	Wasserman
Paulsen	Schrader	Schultz
Payne	Schwartz	Waters
Pence	Scott (GA)	Watson
Perlmutter	Scott (VA)	Watt
Perriello	Serrano	Waxman
Peters	Sessions	Weiner
Peterson	Sestak	Welch
Petri	Shadegg	Whitfield
Pitts	Shea-Porter	Wilson (OH)
Platts	Sherman	Wilson (SC)
Poe (TX)	Shuler	Wittman
Polis (CO)	Shuster	Wolf
Pomeroy	Sires	Woolsey
Posey	Skelton	Wu
Price (GA)	Slaughter	Yarmuth
Price (NC)	Smith (NJ)	Young (FL)

NOES—44

Bartlett	Graves (GA)	Paul
Barton (TX)	Graves (MO)	Rehberg
Broun (GA)	Heller	Roe (TN)
Brown-Waite,	Herger	Rogers (MI)
Ginny	Johnson (IL)	Rooney
Campbell	Jones	Schock
Cantor	Jordan (OH)	Sensenbrenner
Cassidy	Kind	Shimkus
Chaffetz	King (IA)	Simpson
Conaway	Lee (NY)	Smith (NE)
Davis (KY)	Lummis	Stutzman
Emerson	Mica	Taylor
Flake	Miller (FL)	Terry
Fortenberry	Miller (MI)	Westmoreland
Gingrey (GA)	Nunes	Young (AK)

ANSWERED "PRESENT"—5

Gohmert	Marshall	Owens
Hall (NY)	Murphy (NY)	

NOT VOTING—25

Berry	Fallin	Marchant
Bilbray	Garrett (NJ)	McMorris
Blunt	Gordon (TN)	Rodgers
Capito	Granger	Mollohan
Chu	Griffith	Moore (KS)
Cohen	Hill	Pingree (ME)
Conyers	Hoekstra	Radanovich
Delahunt	Kilpatrick (MI)	Tiahrt
Ellsworth	Kirkpatrick (AZ)	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1456

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.

PROVIDING FOR CONSIDERATION OF SENATE AMENDMENT TO H.R. 3082, FULL-YEAR CONTINUING APPROPRIATIONS ACT, 2011

Mr. MCGOVERN, from the Committee on Rules, submitted a privileged report (Rept. No. 111-675) on the resolution (H. Res. 1755) providing for consideration of the Senate amendment to the bill (H.R. 3082) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes, which was referred to the House Calendar and ordered to be printed.

Mr. MCGOVERN. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 1755 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 1755

Resolved, That upon adoption of this resolution it shall be in order to take from the Speaker's table the bill (H.R. 3082) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2010, and for other purposes, with the Senate amendment thereto, and to consider in the House, without intervention of any point of order, a motion offered by the chair of the Committee on Appropriations or his designee that the House concur in the Senate amendment with the amendment printed in the report of the Committee on Rules accompanying this resolution. The Senate amendment and the motion shall be considered as read. The motion shall be debatable for one hour, with 40 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations and 20 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce. The previous question shall be considered as ordered on the motion to final adoption without intervening motion.

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

□ 1500

Mr. MCGOVERN. Mr. Speaker, for the purpose of debate only, I yield the customary 30 minutes to the gentleman from Texas (Mr. SESSIONS). All time yielded during consideration of the rule is for debate only. I yield myself such time as I may consume.

GENERAL LEAVE

Mr. MCGOVERN. I also ask unanimous consent that all Members be given 5 legislative days in which to revise and extend their remarks on House Resolution 1755.

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

There was no objection.

Mr. MCGOVERN. Mr. Speaker, H. Res. 1755 provides for consideration of the Senate amendment to H.R. 3082. The rule makes in order a motion offered by the chair of the Committee on Appropriations or his designee that the House concur in the Senate amend-

ment to H.R. 3082 with the amendment printed in the report of the Committee on Rules accompanying the resolution.

The rule provides 1 hour of debate on the motion, with 40 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations and 20 minutes equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce. The rule waives all points of order against consideration of the motion. Finally, the rule provides that the Senate amendment and the motion shall be considered as read.

Mr. Speaker, today the House will consider the FY 2011 continuing resolution legislation that will fund the Federal Government for the remainder of fiscal year 2011. Additionally, this bill contains the food safety bill, as passed by the Senate, with minor technical corrections.

I am grateful to Mr. OBEY and Mr. DINGELL for their incredible leadership. Both these measures need to be passed. I urge my colleagues to support the rule and the underlying legislation.

I reserve the balance of my time.

Mr. SESSIONS. Mr. Speaker, I want to thank the gentleman from Massachusetts (Mr. MCGOVERN), my friend, for yielding me such time as I may consume today. And I want to thank the gentleman for the considerations that he has given me personally and professionally over the last year, and I would wish him the very best in this holiday season.

Mr. Speaker, I rise today in strong opposition to this completely closed rule and to the ill-conceived underlying legislation. Week after week, my friends on the other side of the aisle continue to bulldoze their massive spending and overregulations bill to the floor of the House with no Republican input and no regular order. As a matter of fact, even today at least one Member of the Democratic Party showed up with a darn good idea, and it was slam-dunked "no" on a party-line basis. By the way, the Republicans voted for that good idea.

What was promised 4 years ago was that this House would be the most open, honest, and ethical Congress, by our current Speaker PELOSI when she took the gavel. But this has been the most closed, secretive, one-sided, and flawed Congress, I believe, in history, matching the previous Congress.

The American people asked for change, and I think they got far worse in the election to elect this current Congress. They received a Democrat Congress that didn't listen to the American people and a Congress that acts on its own interests and not the interests of the American people or the taxpayer. And that's why we suffer from such low numbers of support by the American people.

Mr. Speaker, soon that, however, will change. But today it is more of the same, and I am here to discuss the rule for the continuing resolution, known