

or is not going to do, I will then hope to be able to announce at that point in time the further schedule for tonight and/or tomorrow; and we would like to preclude the necessity to come back next week. I think that would be consistent—even my side would not grumble at that proposition.

So that's what we are trying to do. I hope you will bear with me. You understand the problem that we are having. It is not a new problem; it exists all the time.

So we are going to recess now. We will come back within a short period of time to do this short-term CR, which will be a simple CR simply extending us through Tuesday. Then at 4 o'clock, we will try to have some more information from the Senate. I will be in communication with Mr. CANTOR and Mr. BOEHNER's office. I talked to Mr. CANTOR's floor person about this and Mr. MCCARTHY about this, and we will have better information at 4 o'clock. I would urge all of you to stay here.

I know that everybody wants to get home. I want to get home myself. I don't live far from here, about an hour; but I have not been by my house and haven't decorated a single—as all of you know, I live alone and, therefore, it's up to me and I haven't been there so it's not done. So I want to get home just like you do.

So bear with us. This is our responsibility. We have two Houses; we've got to agree. So we will let you know at 4 o'clock as we begin the CR where we're going from there and try to have some final word.

Thank you very much.

#### AUTHORIZING PILOT PROGRAM FOR PATENT CASES

The SPEAKER pro tempore. Without objection, 5-minute voting will continue.

There was no objection.

The SPEAKER pro tempore. The unfinished business is the question on suspending the rules and concurring in the Senate amendment to the bill (H.R. 628) to establish a pilot program in certain United States district courts to encourage enhancement of expertise in patent cases among district judges.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentlewoman from California (Ms. CHU) that the House suspend the rules and concur in the Senate amendment.

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. BACA. 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 371, noes 1, not voting 61, as follows:

[Roll No. 651]

#### AYES—371

Ackerman	Driehaus	Lee (NY)
Adlerholt	Duncan	Levin
Adler (NJ)	Edwards (MD)	Lewis (CA)
Akin	Edwards (TX)	Lewis (GA)
Alexander	Ehlers	Lipinski
Altmaire	Ellison	LoBiondo
Andrews	Ellsworth	Loeback
Arcuri	Emerson	Lofgren, Zoe
Austria	Engel	Lowey
Baca	Eshoo	Lucas
Bachmann	Etheridge	Luetkemeyer
Bachus	Farr	Luján
Baldwin	Fattah	Lummis
Barrow	Filner	Lungren, Daniel
Bartlett	Flake	E.
Bean	Fleming	Lynch
Berkley	Fortenberry	Mack
Berman	Foster	Maffei
Biggert	Fox	Maloney
Bilbray	Frank (MA)	Manzullo
Bishop (GA)	Frelinghuysen	Markey (CO)
Bishop (NY)	Fudge	Markey (MA)
Bishop (UT)	Garamendi	Marshall
Blackburn	Garrett (NJ)	Matheson
Blumenauer	Gerlach	Matsui
Blunt	Giffords	McCarthy (CA)
Bocieri	Gingrey (GA)	McCauley
Bonner	Gohmert	McClintock
Bono Mack	Gonzalez	McCollum
Boozman	Goodlatte	McCotter
Boren	Graves (GA)	McDermott
Boswell	Graves (MO)	McGovern
Boucher	Green, Gene	McHenry
Boustany	Grijalva	McIntyre
Brady (TX)	Guthrie	McKeon
Braley (IA)	Gutierrez	McMahon
Bright	Hall (NY)	McNerney
Broun (GA)	Hall (TX)	Meeks (NY)
Brown, Corrine	Halvorson	Mica
Buchanan	Hare	Michaud
Burgess	Harman	Miller (FL)
Burton (IN)	Harper	Miller (MI)
Buyer	Hastings (FL)	Miller (NC)
Calvert	Hastings (WA)	Miller, George
Camp	Heinrich	Minnick
Campbell	Heller	Mitchell
Cantor	Hensarling	Mollohan
Cao	Herseth Sandlin	Moore (WI)
Capito	Higgins	Moran (VA)
Capps	Hill	Murphy (CT)
Capuano	Himes	Murphy (NY)
Carnahan	Hincheey	Murphy, Patrick
Carson (IN)	Hirono	Murphy, Tim
Carter	Hoekstra	Myrick
Cassidy	Holden	Nadler (NY)
Castle	Holt	Neal (MA)
Castor (FL)	Honda	Neugebauer
Chaffetz	Hoyer	Nunes
Chandler	Hunter	Nye
Childers	Inglis	Oberstar
Chu	Inslee	Obey
Clarke	Israel	Olson
Clay	Issa	Olver
Cleaver	Jackson (IL)	Owens
Clyburn	Jackson Lee	Pallone
Coble	(TX)	Pascarella
Coffman (CO)	Jenkins	Pastor (AZ)
Cohen	Johnson (GA)	Paulsen
Cole	Johnson (IL)	Payne
Conaway	Jordan (OH)	Pence
Connolly (VA)	Kagen	Perriello
Conyers	Kanjorski	Peters
Cooper	Kaptur	Peterson
Costa	Kennedy	Petri
Costello	Kildee	Pingree (ME)
Crenshaw	Kilroy	Pitts
Critz	Kind	Platts
Crowley	King (IA)	Poe (TX)
Cuellar	King (NY)	Polis (CO)
Culberson	Kingston	Posey
Cummings	Kirkpatrick (AZ)	Price (GA)
Dahlkemper	Kissell	Price (NC)
Davis (CA)	Klein (FL)	Putnam
Davis (IL)	Kline (MN)	Rahall
Davis (KY)	Kosmas	Rangel
DeFazio	Kratovil	Reed
DeLauro	Kucinich	Rehberg
Dent	Lamborn	Reichert
Deutch	Lance	Richardson
Diaz-Balart, L.	Langevin	Rodriguez
Diaz-Balart, M.	Larsen (WA)	Roe (TN)
Dicks	Larson (CT)	Rogers (AL)
Dingell	Latham	Rogers (KY)
Doggett	LaTourette	Rogers (MI)
Donnelly (IN)	Latita	Rohrabacher
Dreier	Lee (CA)	Rooney

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

#### NOES—1

Paul

#### NOT VOTING—61

Baird	Fallin	Melancon
Barrett (SC)	Forbes	Miller, Gary
Barton (TX)	Franks (AZ)	Moore (KS)
Becerra	Gallely	Moran (KS)
Berry	Gordon (TN)	Napolitano
Bilirakis	Granger	Ortiz
Boehner	Grayson	Perlmutter
Boyd	Green, Al	Pomeroy
Brady (PA)	Griffith	Quigley
Brown (SC)	Herger	Radanovich
Brown-Waite,	Hinojosa	Reyes
Ginny	Hodes	Roskam
Butterfield	Johnson, E. B.	Salazar
Cardoza	Johnson, Sam	Speier
Carney	Jones	Stupak
Courtney	Kilpatrick (MI)	Taylor
Davis (AL)	Linder	Wamp
Davis (TN)	Marchant	Waters
DeGette	McCarthy (NY)	Young (FL)
Delahunt	McMorris	
Djou	Rodgers	
Doyle	Meek (FL)	

#### ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Two minutes remain in this vote.

□ 1349

So (two-thirds being in the affirmative) the rules were suspended and the Senate amendment was concurred in.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Mrs. MCMORRIS RODGERS. Madam Speaker, on rollcall No. 648 on H. Res. 1377, On Motion to Suspend the Rules and Agree, Honoring the accomplishments of Norman Yoshino Mineta, and for other purposes, I am not recorded because I was absent because I gave birth to my baby daughter. Had I been present, I would have voted "yea".

Madam Speaker, on rollcall No. 649 on H.R. 1107, On Motion to Suspend the Rules and Concur in the Senate Amendments, An act to enact certain laws relating to public contracts as title 41, United States Code, Public Contracts, I am not recorded because I was absent because I gave birth to my baby daughter. Had I been present, I would have voted "yea".

Madam Speaker, on rollcall No. 650 on H.R. 6523, On Motion to Suspend the Rules and Pass, as Amended, Ike Skelton National Defense Authorization Act for Fiscal Year 2011,

I am not recorded because I was absent because I gave birth to my baby daughter. Had I been present, I would have voted "yea".

Madam Speaker, on rollcall No. 651 on H.R. No. 628, On Motion to Suspend the Rules and Concur in the Senate Amendment, An act to establish a pilot program in certain United States district courts to encourage enhancement of expertise in patent cases among district judges, I am not recorded because I was absent because I gave birth to my baby daughter. Had I been present, I would have voted "yea".

#### APPOINTMENTS—INDIAN LAW AND ORDER COMMISSION

The SPEAKER pro tempore (Ms. JACKSON LEE of Texas). Pursuant to section 235 of the Tribal Law and Order Act of 2010 (Public Law 111-211), and the order of the House of January 6, 2009, the Chair announces the Speaker's appointment of the following Members to the Indian Law and Order Commission:

Ms. STEPHANIE HERSETH SANDLIN, Brookings, South Dakota; and in addition,

Mr. EARL POMEROY, Bismarck, North Dakota.

#### RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 1 o'clock and 50 minutes p.m.), the House stood in recess subject to the call of the Chair.

□ 1517

#### AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. ALTMIRE) at 3 o'clock and 17 minutes p.m.

#### PROVIDING FOR CONSIDERATION OF HOUSE JOINT RESOLUTION 105, FURTHER CONTINUING APPROPRIATIONS, FISCAL YEAR 2011

Mr. POLIS, from the Committee on Rules, submitted a privileged report (Rept. No. 111-689) on the resolution (H. Res. 1776) providing for consideration of the joint resolution (H.J. Res. 105) making further continuing appropriations for fiscal year 2011, and for other purposes, which was referred to the House Calendar and ordered to be printed.

Mr. POLIS. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 1776 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 1776

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the joint resolution (H.J. Res. 105) making further continuing appropriations

for fiscal year 2011, and for other purposes. All points of order against consideration of the joint resolution are waived except those arising under clause 10 of rule XXI. The joint resolution shall be considered as read. All points of order against provisions in the joint resolution are waived. The previous question shall be considered as ordered on the joint resolution to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations; and (2) one motion to recommit.

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

□ 1520

Mr. POLIS. Mr. Speaker, for purposes 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.

#### GENERAL LEAVE

Mr. POLIS. I ask unanimous consent that all Members be given 5 legislative days in which to revise and extend their remarks on House Resolution 1776.

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

There was no objection.

Mr. POLIS. I yield myself such time as I may consume.

House Resolution 1776 provides a closed rule for the consideration of H.J. Res. 105, making further continuing appropriations for fiscal year 2011, and for other purposes.

The rule provides 1 hour of debate equally divided and controlled by the chair and ranking minority member of the Committee on Appropriations. The rule waives all points of order against consideration of the joint resolution except those arising under clause 10 of rule XXI. The rule provides that the joint resolution shall be considered as read. The rule waives all points of order against provisions of the joint resolution. Finally, the rule provides one motion to recommit the joint resolution with or without instructions.

Mr. Speaker, I rise today in support of approving a continuing resolution to maintain a level and consistent funding stream for our government.

This resolution is aptly numbered "1776," a patriotic number for a patriotic bill that will allow government to continue its normal operations until midnight, on Tuesday, to give the Senate a chance to complete its deliberations.

I could take this opportunity to share the frustration of our colleagues at the inability of the Senate to complete its work in a timely manner; but in the spirit of the season, Mr. Speaker, I will simply say that we must pass this continuing resolution to allow the Senate to continue its important work and deliberations to create either a longer term continuing resolution or an omnibus appropriations package that will allow the regular business of

government to keep the people of America safe to continue.

I reserve the balance of my time.

Mr. SESSIONS. I yield myself such time as I may consume.

I want to thank my friend, the gentleman from Colorado (Mr. POLIS) not only for his friendship but also for being with us today as we approach the floor on H. Res. 1776.

Mr. Speaker, just last week, I stood right here to do a rule and pointed out that my Democrat colleagues continue to use an unprecedented restrictive and closed process on the House floor, and I am here today to tell the same story.

At least this is very consistent behavior. For 2 years, we have had nothing but closed rules, and here we are today, in fact, in the same place, except what we are doing here today, again, is discussing a long-term continuing resolution, a resolution that went nowhere in the Senate. Yet we are here again today, doing another continuing resolution so that our government does not shut down on Saturday.

Last week, the Rules Committee, under Democrat leadership, reported out an unprecedented long-term martial law rule. They gave themselves 11 days to bring up any bill under a rule that same day, and just yesterday, they reported out an additional martial law rule through Christmas Eve. This only continues the backroom, closed deals that have been pursued throughout the 111th Congress.

What was promised to be the most "open, honest, and ethical" Congress by Speaker NANCY PELOSI when she took the gavel has turned into the most closed, one-sided Congress in history. We tax too much. We spend too much. We regulate too much. We listen too little.

Mr. Speaker, the American people asked for changes in 2008, and they got something that was far worse. In 3 weeks, that will change; but until then, I am here to discuss another closed rule for another continuing resolution.

This day continues to bring about more overspending, which has been a common theme of the last two Congresses—not just another CR but another omnibus. The underlying legislation is a CR to keep the government running until Tuesday. That is true. The Democrats provided no budget this year, and the President has not signed one appropriations bill into law this year. So this legislation and the rule is just another tactic to keep the government running until the majority can figure out its next priority. Well, I assure you it will be all about spending.

Over the past 3 years, nondefense, non-Homeland Security and non-Veterans Affairs discretionary spending has increased by a staggering 88 percent. In the meantime, the Nation's debt has risen to \$13.5 trillion. There have been yearly record deficits since our friends, the Democrats, took the majority and record unemployment. The unemployment rate has now been