

Johnson (OH)	Neugebauer	Schock	Fitzpatrick	Lance	Reyes	Michaud	Richmond	Stark
Johnson, Sam	Noem	Schweikert	Fleischmann	Landry	Ribble	Miller (NC)	Rohrabacher	Sutton
Jones	Nugent	Scott (SC)	Fleming	Lankford	Rigell	Miller, George	Rothman (NJ)	Thompson (CA)
Jordan	Nunes	Scott, Austin	Flores	Larsen (WA)	Rivera	Moore	Roybal-Allard	Thompson (MS)
Kelly	Nunnelee	Sensenbrenner	Forbes	Latham	Roby	Moran	Royce	Tierney
King (NY)	Olson	Sessions	Fortenberry	LaTourette	Roe (TN)	Mulvaney	Rush	Tonko
Kingston	Palazzo	Shimkus	Foxen	Latta	Rogers (AL)	Murphy (CT)	Ryan (OH)	Towns
Kinzinger (IL)	Paulsen	Shuster	Franks (AZ)	Lipinski	Rogers (KY)	Nadler	Sánchez, Linda T.	Tsongas
Kline	Pearce	Simpson	Frelinghuysen	LoBiondo	Rogers (MI)	Neal	Sarbanes	Van Hollen
Labrador	Pence	Smith (NE)	Galleghy	Loeb	Rokita	Olver	Schakowsky	Velázquez
Lamborn	Petri	Smith (NJ)	Garamendi	Loeb	Rooney	Pallone	Schiff	Walsh (IL)
Lance	Pitts	Smith (TX)	Gardner	Long	Ros-Lehtinen	Pascarella	Schrader	Walz (MN)
Landry	Platts	Stearns	Garrett	Lucas	Roskam	Pelosi	Schwartz	Wasserman
Lankford	Poe (TX)	Stivers	Gerlach	Luetkemeyer	Ross (AR)	Perlmutter	Schwartz	Schultz
LaTourette	Pompeo	Stutzman	Gibbs	Luján	Ross (FL)	Peters	Schweikert	Waters
Latta	Posey	Sullivan	Gingrey (GA)	Lungren, Daniel E.	Runyan	Pingree (ME)	Scott, David	Watt
LoBiondo	Price (GA)	Terry	Gonzalez	Mack	Ruppersberger	Poe (TX)	Sensenbrenner	Waxman
Long	Quayle	Thompson (PA)	Gosar	Manzullo	Ryan (WI)	Polis	Serrano	Welch
Lucas	Reed	Thornberry	Goody	Marchant	Sanchez, Loretta	Price (NC)	Sewell	Wilson (FL)
Luetkemeyer	Rehberg	Tiberi	Granger	Marino	Scalise	Quigley	Sherman	Woolsey
Lummis	Reichert	Tipton	Graves (GA)	Matsui	Schilling	Rangel	Sires	Yarmuth
Lungren, Daniel E.	Renacci	Turner (NY)	Graves (MO)	McCarthy (CA)	Schmidt	Richardson	Smith (WA)	
Mack	Ribble	Turner (OH)	Green, Al	McCollum	Schock			
Manzullo	Rigell	Upton	Green, Gene	McCotter	Scott (SC)			
Marchant	Rivera	Walberg	Griffin (AR)	McHenry	Scott (VA)	Berman	Lewis (CA)	Paul
Marino	Roe (TN)	Walden	Grimm	McIntyre	Scott, Austin	Coble	McKeon	Shuler
McCarthy (CA)	Rogers (AL)	Walsh (IL)	Guthrie	McKinley	Sessions	Filner	Miller, Gary	Slaughter
McCaul	Rogers (KY)	Webster	Hall	McMorris	Shimkus	Hahn	Napolitano	
McClintock	Rogers (MI)	West	Hanna	Rodgers	Shuster			
McCotter	Rohrabacher	Westmoreland	Harper	McNerney	Smith (NE)			
McHenry	Rokita	Whitfield	Harris	Meehan	Smith (NJ)			
McKinley	Rooney	Wilson (SC)	Hartzler	Mica	Smith (TX)			
McMorris	Ros-Lehtinen	Wittman	Hastings (WA)	Miller (FL)	Southerland			
Rodgers	Roskam	Wolf	Hayworth	Miller (MI)	Speier			
Meehan	Ross (FL)	Womack	Heinrich	Murphy (PA)	Stearns			
Mica	Royce	Woodall	Hensarling	Myrick	Stivers			
Miller (FL)	Runyan	Yoder	Herger	Neugebauer	Stutzman			
Miller (MI)	Ryan (WI)	Young (AK)	Herrera Beutler	Noem	Sullivan			
Mulvaney	Scalise	Young (FL)	Himes	Nugent	Terry			
Murphy (PA)	Schilling	Young (IN)	Hinojosa	Nunes	Thompson (PA)			
Myrick	Schmidt		Holden	Nunnelee	Thornberry			
			Huelskamp	Olson	Tiberi			
			Hultgren	Owens	Tipton			
			Hunter	Palazzo	Turner (NY)			
			Hurt	Pastor (AZ)	Turner (OH)			
			Issa	Paulsen	Upton			
			Jackson Lee (TX)	Pearce	Visclosky			
			Jenkins	Pence	Walberg			
			Johnson (OH)	Peterson	Walden			
			Johnson, Sam	Petri	Webster			
			Jordan	Pitts	West			
			Kaptur	Platts	Westmoreland			
			Kelly	Pompeo	Whitfield			
			King (IA)	Posey	Wilson (SC)			
			King (NY)	Price (GA)	Wittman			
			Kingston	Quayle	Wolf			
			Kinzinger (IL)	Rahall	Womack			
			Kissell	Reed	Woodall			
			Kline	Rehberg	Yoder			
			Labrador	Reichert	Young (AK)			
			Lamborn	Renacci	Young (FL)			
					Young (IN)			

## NOT VOTING—13

Baca	Lewis (CA)	Shuler
Berman	McKeon	Slaughter
Coble	Miller, Gary	Southerland
Filner	Napolitano	
Hahn	Paul	

## □ 1815

So the motion to recommit was rejected.

The result of the vote was announced as above recorded.

Stated against:

Mr. FILNER. Mr. Speaker, on rollcall 341, I was away from the Capitol due to prior commitments to my constituents. Had I been present, I would have voted “aye.”

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

Under clause 10 of rule XX, the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 255, nays 165, not voting 11, as follows:

[Roll No. 342]

## YEAS—255

Adams	Boren	Costello
Aderholt	Boswell	Cravaack
Akin	Brady (PA)	Crawford
Alexander	Brady (TX)	Crenshaw
Altmire	Brown (FL)	Critz
Austria	Buchanan	Cuellar
Bachus	Bucshon	Culberson
Barletta	Burton (IN)	Davis (KY)
Barrow	Calvert	Denham
Bartlett	Camp	Dent
Barton (TX)	Canseco	DesJarlais
Bass (NH)	Cantor	Diaz-Balart
Benishek	Capito	Dicks
Berg	Cardoza	Dold
Biggert	Carter	Donnelly (IN)
Bilbray	Castor (FL)	Dreier
Bilirakis	Chabot	Duffy
Bishop (GA)	Chaffetz	Duncan (SC)
Bishop (UT)	Chandler	Ellmers
Black	Coffman (CO)	Emerson
Blackburn	Cole	Farenthold
Bonner	Conaway	Fattah
Bono Mack	Costa	Fincher

Ackerman	Cohen	Higgins
Amash	Connolly (VA)	Hinchey
Amodel	Conyers	Hirono
Andrews	Cooper	Hochul
Baca	Courtney	Holt
Bachmann	Deutch	Honda
Baldwin	Cummings	Hoyer
Bass (CA)	Davis (CA)	Huizenga (MI)
Becerra	Davis (IL)	Israel
Berkley	DeFazio	Jackson (IL)
Bishop (NY)	DeGette	Johnson (GA)
Blumenauer	DeLauro	Johnson (IL)
Bonamici	DeLoach	Johnson, E. B.
Boustany	Dingell	Jones
Braley (IA)	Doggett	Keating
Brooks	Doyle	Kildee
Broun (GA)	Duncan (TN)	Kind
Buerkle	Edwards	Kucinich
Burgess	Ellison	Langevin
Butterfield	Engel	Larson (CT)
Campbell	Eshoo	Lee (CA)
Capps	Farr	Levin
Capuano	Flake	Lewis (GA)
Carnahan	Frank (MA)	Lowey
Carney	Fudge	Lummis
Carson (IN)	Gibson	Lynch
Cassidy	Gohmert	Maloney
Chu	Goodlatte	Markey
Cicilline	Griffith (VA)	Matheson
Clarke (MI)	Grijalva	McCarthy (NY)
Clarke (NY)	Gutierrez	McClintock
Clay	Hanabusa	McDermott
Cleaver	Hastings (FL)	McGovern
Clyburn	Heck	Meeks

## NAYS—165

Higgins	Blackburn	Carter
Hinchey	Bonner	Cassidy
Hirono	Bono Mack	Chabot
Hochul	Boren	Chaffetz
Holt	Boswell	Chu
Honda	Boustany	Coffman (CO)
Hoyer	Brady (TX)	Cohen
Huizenga (MI)	Braley (IA)	Cole
Israel	Brooks	Conaway
Jackson (IL)	Broun (GA)	Connolly (VA)
Johnson (GA)	Buchanan	Cooper
Johnson (IL)	Bucshon	Costa
Johnson, E. B.	Buerkle	Cravaack
Jones	Burgess	Crawford
Keating	Burton (IN)	Crenshaw
Kildee	Butterfield	Cuellar
Kind	Calvert	Culberson
Kucinich	Campbell	Cummings
Langevin	Canseco	Davis (CA)
Larson (CT)	Cantor	Denham
Lee (CA)	Capps	DesJarlais
Levin	Cardoza	Diaz-Balart
Lewis (GA)	Carson (IN)	Dingell
Lowey		
Lummis		
Lynch		
Maloney		
Markey		
Matheson		
McCarthy (NY)		
McClintock		
McDermott		
McGovern		
Meeks		

## NOT VOTING—11

Berman	Lewis (CA)	Paul
Coble	McKeon	Shuler
Filner	Miller, Gary	Slaughter
Hahn	Napolitano	

## □ 1824

Mr. GOODLATTE changed his vote from “aye” to “no.”

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 against:

Mr. FILNER. Mr. Speaker, on rollcall 342, I was away from the Capitol due to prior commitments to my constituents. Had I been present, I would have voted “no.”

# MOTIONS TO INSTRUCT CONFEREES ON H.R. 4348, SURFACE TRANSPORTATION EXTENSION ACT OF 2012, PART II

The SPEAKER pro tempore. The unfinished business is the vote on the motion to instruct on H.R. 4348 offered by the gentleman from Arizona (Mr. FLAKE) on which the yeas and nays were ordered.

The Clerk will redesignate the motion.

The Clerk redesignated the motion.

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

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 259, nays 154, not voting 18, as follows:

[Roll No. 343]

## YEAS—259

Adams	Blackburn	Carter
Aderholt	Bonner	Cassidy
Akin	Bono Mack	Chabot
Alexander	Boren	Chaffetz
Amash	Boswell	Chu
Amodel	Boustany	Coffman (CO)
Andrews	Brady (TX)	Cohen
Austria	Braley (IA)	Cole
Baca	Brooks	Conaway
Bachmann	Broun (GA)	Connolly (VA)
Barrow	Buchanan	Cooper
Bartlett	Bucshon	Costa
Barton (TX)	Buerkle	Cravaack
Bass (NH)	Burgess	Crawford
Becerra	Burton (IN)	Crenshaw
Benishek	Butterfield	Cuellar
Berkley	Calvert	Culberson
Biggert	Campbell	Cummings
Bilbray	Canseco	Davis (CA)
Bilirakis	Cantor	Denham
Bishop (GA)	Capps	DesJarlais
Bishop (UT)	Cardoza	Diaz-Balart
Black	Carson (IN)	Dingell

Dold  
Donnelly (IN)  
Dreier  
Duffy  
Duncan (SC)  
Duncan (TN)  
Ellmers  
Eshoo  
Farenthold  
Farr  
Fincher  
Flake  
Fleischmann  
Fleming  
Flores  
Forbes  
Fortenberry  
Fox  
Foxx  
Franks (AZ)  
Frelinghuysen  
Fudge  
Gallegly  
Garamendi  
Gardner  
Garrett  
Gibbs  
Gohmert  
Goodlatte  
Gosar  
Gowdy  
Granger  
Graves (GA)  
Graves (MO)  
Green, Al  
Green, Gene  
Griffin (AR)  
Griffith (VA)  
Grijalva  
Guinta  
Harper  
Harris  
Hartzler  
Heck  
Hensarling  
Herger  
Honda  
Huelskamp  
Huizenga (MI)  
Hultgren  
Hunter  
Hurt  
Issa  
Jackson Lee  
(TX)  
Jenkins  
Johnson (IL)  
Johnson (OH)  
Johnson, Sam  
Jones  
Jordan  
Kaptur  
Kildee  
King (IA)  
Kingston  
Kissell

## NAYS—154

Ackerman  
Altmire  
Baldwin  
Barletta  
Bass (CA)  
Berg  
Bishop (NY)  
Blumenauer  
Bonamici  
Brady (PA)  
Brown (FL)  
Camp  
Capito  
Capuano  
Carnahan  
Carney  
Castor (FL)  
Chandler  
Cicilline  
Clarke (MI)  
Clarke (NY)  
Clay  
Cleaver  
Clyburn  
Costello  
Courtney  
Critz  
Crowley  
Davis (KY)  
DeFazio  
DeGette  
DeLauro

Kline  
Kucinich  
Labrador  
Lamborn  
Lance  
Landry  
Lankford  
LaTourette  
Latta  
Levin  
LoBiondo  
Loeb  
Lofgren, Zoe  
Long  
Lucas  
Luetkemeyer  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
Matheson  
Matsui  
McCarthy (CA)  
McCaul  
McClintock  
McCotter  
McHenry  
McIntyre  
McNerney  
Mica  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, George  
Moran  
Mulvaney  
Myrick  
Neugebauer  
Nugent  
Nunes  
Nunnelee  
Olson  
Palazzo  
Pastor (AZ)  
Paulsen  
Pearce  
Pence  
Perlmutter  
Peters  
Peterson  
Poe (TX)  
Pompeo  
Posey  
Price (GA)  
Price (NC)  
Quayle  
Renacci  
Ribble  
Richardson  
Rigell  
Rivera  
Robby  
Roe (TN)  
Rogers (AL)

Rogers (MI)  
Rohrabacher  
Rokita  
Rooney  
Ros-Lehtinen  
Roskam  
Ross (AR)  
Ross (FL)  
Roybal-Allard  
Royce  
Runyan  
Ruppersberger  
Ryan (WI)  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Scalise  
Schiff  
Schilling  
Schmidt  
Schock  
Schweikert  
Scott (SC)  
Scott (VA)  
Sensenbrenner  
Sessions  
Sherman  
Shimkus  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Southernland  
Speier  
Stearns  
Stivers  
Stutzman  
Sullivan  
Sutton  
Terry  
Thompson (CA)  
Thornberry  
Tiberi  
Tipton  
Turner (OH)  
Upton  
Visclosky  
Walberg  
Walsh (IL)  
Watt  
Webster  
West  
Westmoreland  
Whitfield  
Wilson (SC)  
Wittman  
Wolf  
Womack  
Woodall  
Woolsey  
Yoder  
Young (FL)  
Young (IN)

Meeks  
Michaud  
Moore  
Murphy (CT)  
Murphy (PA)  
Nadler  
Neal  
Noem  
Oliver  
Owens  
Pallone  
Pascarelli  
Pelosi  
Petri  
Pingree (ME)  
Pitts  
Platts  
Quigley  
Rahall  
Rangel

Bachus  
Berman  
Coble  
Conyers  
Davis (IL)  
Dicks

Reed  
Rehberg  
Reichert  
Reyes  
Richmond  
Rogers (KY)  
Rothman (NJ)  
Rush  
Ryan (OH)  
Schakowsky  
Schradner  
Schwartz  
Scott, Austin  
Scott, David  
Serrano  
Sewell  
Shuster  
Simpson  
Sires  
Smith (WA)

## NOT VOTING—18

Doggett  
Finer  
Frank (MA)  
Hahn  
Lewis (CA)  
McKeon

Stark  
Thompson (MS)  
Thompson (PA)  
Tierney  
Tonko  
Towns  
Tsongas  
Turner (NY)  
Van Hollen  
Velázquez  
Walden  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Waxman  
Welch  
Wilson (FL)  
Yarmuth  
Young (AK)

Miller, Gary  
Napolitano  
Paul  
Polis  
Shuler  
Slaughter

## □ 1830

So the motion to instruct 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. FILNER. Mr. Speaker, on rollcall 343, I was away from the Capitol due to prior commitments to my constituents. Had I been present, I would have voted “no.”

The SPEAKER pro tempore. The unfinished business is the vote on the motion to instruct on H.R. 4348 offered by the gentleman from Texas (Mr. DOGGETT) on which the yeas and nays were ordered.

The Clerk will redesignate the motion.

The Clerk redesignated the motion.

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

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 192, nays 226, not voting 13, as follows:

[Roll No. 344]

## YEAS—192

Altmire  
Andrews  
Baca  
Baldwin  
Barrow  
Bass (CA)  
Bass (NH)  
Becerra  
Berkley  
Bilbray  
Bishop (GA)  
Blumenauer  
Bonamici  
Boswell  
Brady (PA)  
Braley (IA)  
Brown (FL)  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson (IN)  
Castor (FL)  
Chandler  
Chu  
Cicilline  
Clarke (MI)  
Clarke (NY)  
Clay  
Cleaver

Clyburn  
Coffman (CO)  
Cohen  
Connolly (VA)  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Critz  
Crowley  
Cuellar  
Cummings  
Davis (CA)  
Davis (IL)  
DeFazio  
DeGette  
DeLauro  
Deutch  
Dingell  
Doggett  
Donnelly (IN)  
Doyle  
Duncan (TN)  
Edwards  
Ellison  
Engel  
Eshoo  
Farr  
Fattah  
Fortenberry  
Fudge

Kind  
Kissell  
Kucinich  
Langevin  
Larsen (WA)  
Larson (CT)  
Latham  
Lee (CA)  
Levin  
Lewis (GA)  
Lipinski  
Loeb  
Lofgren, Zoe  
Lowey  
Lujan  
Lynch  
Maloney  
Markey  
Matsui  
McCarthy (NY)  
McCollum  
McDermott  
McGovern  
McIntyre  
McNerney  
Meeks  
Michaud  
Miller (NC)  
Miller, George  
Moore  
Moran  
Murphy (CT)  
Nadler

Neal  
Oliver  
Owens  
Pallone  
Pascarelli  
Pastor (AZ)  
Pelosi  
Perlmutter  
Peters  
Peterson  
Petri  
Pingree (ME)  
Polis  
Price (NC)  
Quigley  
Rahall  
Rangel  
Reyes  
Richardson  
Richmond  
Rigell  
Rohrabacher  
Ross (AR)  
Rothman (NJ)  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes

## NAYS—226

Ackerman  
Adams  
Aderholt  
Akin  
Alexander  
Amash  
Amodei  
Austria  
Bachmann  
Bachus  
Barletta  
Bartlett  
Barton (TX)  
Benishek  
Berg  
Biggert  
Bilirakis  
Bishop (NY)  
Bishop (UT)  
Black  
Blackburn  
Bonner  
Bono Mack  
Boren  
Boustany  
Brady (TX)  
Brooks  
Broun (GA)  
Buchanan  
Bucshon  
Buerkle  
Burgess  
Burton (IN)  
Calvert  
Camp  
Campbell  
Canseco  
Cantor  
Capito  
Carter  
Cassidy  
Chabot  
Chaffetz  
Cole  
Conaway  
Cravaack  
Crawford  
Crenshaw  
Culberson  
Davis (KY)  
Denham  
Dent  
DesJarlais  
Diaz-Balart  
Dold  
Dreier  
Duffy  
Duncan (SC)  
Ellmers  
Emerson  
Farenthold  
Fincher  
Fitzpatrick  
Flake

Fleischmann  
Fleming  
Flores  
Forbes  
Foxx  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett  
Gerlach  
Gibbs  
Gibson  
Gingrey (GA)  
Gohmert  
Goodlatte  
Gosar  
Gowdy  
Granger  
Graves (GA)  
Graves (MO)  
Griffin (AR)  
Griffith (VA)  
Grimm  
Guinta  
Guthrie  
Hall  
Hanna  
Harper  
Harris  
Hartzler  
Hastings (WA)  
Hayworth  
Heck  
Hensarling  
Herger  
Herrera Beutler  
Huelskamp  
Huizenga (MI)  
Hultgren  
Hunter  
Hurt  
Issa  
Jenkins  
Johnson (IL)  
Johnson, Sam  
Jordan  
Kelly  
King (IA)  
King (NY)  
Kingston  
Kinzinger (IL)  
Kline  
Labrador  
Lamborn  
Lance  
Landry  
Lankford  
LaTourette  
Latta  
LoBiondo  
Long  
Lucas  
Luetkemeyer  
Lummis

Schakowsky  
Schiff  
Schradner  
Schwartz  
Scott (VA)  
Sensenbrenner  
Serrano  
Sewell  
Sherman  
Sires  
Smith (WA)  
Speier  
Stark  
Sutton  
Thompson (CA)  
Thompson (MS)  
Tierney  
Tonko  
Towns  
Tsongas  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watt  
Waxman  
Welch  
Wilson (FL)  
Woolsey  
Yarmuth

Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
Marino  
Matheson  
McCarthy (CA)  
McCaul  
McClintock  
McCotter  
McHenry  
McKinley  
McMorris  
Rodgers  
Meehan  
Mica  
Miller (FL)  
Miller (MI)  
Mulvaney  
Murphy (PA)  
Myrick  
Neugebauer  
Noem  
Nugent  
Nunes  
Nunnelee  
Olson  
Palazzo  
Paulsen  
Pearce  
Pence  
Pitts  
Hensarling  
Herger  
Herrera Beutler  
Huelskamp  
Huizenga (MI)  
Hultgren  
Reed  
Rehberg  
Hurt  
Reichert  
Renacci  
Ribble  
Rivera  
Robby  
Roe (TN)  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rokita  
Rooney  
Ros-Lehtinen  
Roskam  
Ross (FL)  
Runyan  
Ryan (WI)  
Scalise  
Schilling  
LoBiondo  
Schock  
Schweikert  
Scott (SC)  
Scott, Austin

Sessions	Terry	West
Shinkus	Thompson (PA)	Westmoreland
Shuster	Thornberry	Whitfield
Simpson	Tiberi	Wilson (SC)
Smith (NE)	Tipton	Wittman
Smith (NJ)	Turner (NY)	Wolf
Smith (TX)	Turner (OH)	Womack
Southerland	Upton	Woodall
Stearns	Walberg	Yoder
Stivers	Walden	Young (AK)
Stutzman	Walsh (IL)	Young (FL)
Sullivan	Webster	Young (IN)

## NOT VOTING—13

Berman	Lewis (CA)	Scott, David
Coble	McKeon	Shuler
Dicks	Miller, Gary	Slaughter
Filner	Napolitano	
Frank (MA)	Paul	

□ 1837

So the motion to instruct was rejected.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. FILNER. Mr. Speaker, on rollcall 344, I was away from the Capitol due to prior commitments to my constituents. Had I been present, I would have voted "aye."

## PERSONAL EXPLANATION

Mr. FILNER. Mr. Speaker, during consideration of H.R. 5325, the FY 2013 Energy and Water Appropriations bill, I was away from the Capitol due to prior commitments to my constituents.

Had I been present I would have voted: "yes" on the Fortenberry Amendment; "yes" on the Jackson-Lee Amendment; "yes" on the Connolly Amendment; "no" on the Kucinich Amendment; "yes" on the Burgess Amendment; "no" on the Reed Amendment; "yes" on the Loretta Sanchez Amendment; "yes" on the Polis Amendment; "yes" on the Luján Amendment; "no" on the Chabot Amendment; "no" on the Blackburn Amendment; "no" on the Mulvaney Amendment; "no" on the Flake Amendment; "no" on the King (IA) Amendment; "yes" on the Lummis Amendment; "yes" on the Motion to Recommit; "no" on Final Passage.

In addition, I would have voted: "no" on the Republican Motion to Instruct Conferees on H.R. 4348; "yes" on the Democratic Motion to Instruct Conferees on H.R. 4348.

## PERSONAL EXPLANATION

Ms. SLAUGHTER. Mr. Speaker, I was unavoidably detained and missed rollcall Nos. 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, and 344. Had I been present, I would have voted "aye" on rollcall vote Nos. 320, 321, 325, 327, 329, 330, 331, 340, 341 and 344. Had I been present, I would have voted "no" on rollcall vote Nos. 319, 322, 323, 324, 326, 328, 332, 333, 334, 335, 336, 337, 338, 339, 342, and 343.

# REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 436, HEALTH CARE COST REDUCTION ACT OF 2012, AND PROVIDING FOR CONSIDERATION OF H.R. 5882, LEGISLATIVE BRANCH APPROPRIATIONS ACT, 2013

Mr. SCOTT of South Carolina, from the Committee on Rules, submitted a privileged report (Rept. No. 112-518) on

the resolution (H. Res. 679) providing for consideration of the bill (H.R. 436) to amend the Internal Revenue Code of 1986 to repeal the excise tax on medical devices, and providing for consideration of the bill (H.R. 5882) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2013, and for other purposes, which was referred to the House Calendar and ordered to be printed.

## DEPARTMENT OF HOMELAND SECURITY APPROPRIATIONS ACT, 2013

The SPEAKER pro tempore (Mr. BISHOP of Utah). Pursuant to House Resolution 667 and rule XVIII, the Chair declares the House in the Committee of the Whole House on the state of the Union for the further consideration of the bill, H.R. 5855.

Will the gentleman from Florida (Mr. WEST) kindly take the chair.

□ 1839

## IN THE COMMITTEE OF THE WHOLE

Accordingly, the House resolved itself into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 5855) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2013, and for other purposes, with Mr. WEST (Acting Chair) in the chair.

The Clerk read the title of the bill.

The Acting CHAIR. When the Committee of the Whole rose earlier today, all time for general debate had expired.

Pursuant to the rule, the bill shall be considered for amendment under the 5-minute rule.

During consideration of the bill for amendment, the Chair may accord priority in recognition to a Member offering an amendment who has caused it to be printed in the designated place in the CONGRESSIONAL RECORD. Those amendments will be considered read.

The Clerk will read.

The Clerk read as follows:

H.R. 5855

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of Homeland Security for the fiscal year ending September 30, 2013, and for other purposes, namely:

## TITLE I

## DEPARTMENTAL MANAGEMENT AND OPERATIONS

## DEPARTMENTAL OPERATIONS

## OFFICE OF THE SECRETARY AND EXECUTIVE MANAGEMENT

For necessary expenses of the Office of the Secretary of Homeland Security, as authorized by section 102 of the Homeland Security Act of 2002 (6 U.S.C. 112), and executive management of the Department of Homeland Security, as authorized by law, \$121,850,000: *Provided*, That not to exceed \$45,000 shall be for official reception and representation expenses, of which \$17,000 shall be made available to the Office of Policy for Visa Waiver Program negotiations in Washington, DC,

and for other international activities: *Provided further*, That all official costs associated with the use of government aircraft by Department of Homeland Security personnel to support official travel of the Secretary and the Deputy Secretary shall be paid from amounts made available for the Immediate Office of the Secretary and the Immediate Office of the Deputy Secretary: *Provided further*, That \$5,000,000 shall not be available for obligation by the Office of General Counsel until a final rule for aircraft repair station security has been published: *Provided further*, That \$71,079,000 shall not be available for obligation until the Secretary of Homeland Security submits to the Committees on Appropriations of the Senate and the House of Representatives all statutorily required reports and plans that are due with the submission of the President's budget proposal for fiscal year 2014 pursuant to the requirements of section 1105(a) of title 31, United States Code: *Provided further*, That the Secretary of Homeland Security shall submit the consolidation plan, as directed under the heading "Consolidation of Weapons of Mass Destruction Defense Programs" in the accompanying report, not later than 180 days after the date of enactment of this Act.

## AMENDMENT OFFERED BY MR. FLAKE

Mr. FLAKE. I have an amendment at the desk.

The Acting CHAIR. The Clerk will report the amendment.

The Clerk read as follows:

Page 2, line 17, after the dollar amount, insert "(reduced by \$50,000)".

Page 7, line 13, after the first dollar amount, insert "(increased by \$43,000)".

The Acting CHAIR. The gentleman from Arizona is recognized for 5 minutes.

Mr. FLAKE. Mr. Chairman, this amendment is straightforward. It would reduce funding for the Office of the Secretary by \$50,000 and transfer a revenue neutral amount to the U.S. Customs and Border Protection salaries and expenses.

This is a nominal cut from the Secretary's nearly \$122 million in funding, again only slightly more than the committee provided for the Secretary to spend on receptions this year. I offer this amendment as a means of bringing up an important issue both to Congress and to the Secretary's attention.

Let me start by thanking the chairman and the ranking member for their attention to border issues in this bill, as well as the staff's assistance in bringing this amendment to the floor. In the report accompanying last year's Homeland Security appropriations bill, the committee directed the Department to provide a "resource allocation and staffing model for ports of entry." As would appear to be the trend with congressional requests for information, answers to these questions or budget documentation were never provided. The Department either failed to prioritize or simply ignored the request.

The committee report notes:

As the committee has not yet received the CBP workload staffing allocation model, the committee cannot assess CBP's identified needs.

As we are all no doubt aware, funding for border security efforts between the