The SPEAKER pro tempore. The gentlewoman from Ohio's time has expired.

Mr. FRELINGHUYSEN. I would be happy to yield 1 minute to the gentlewoman from Ohio (Ms. KAPTUR).

Ms. KAPTUR. Mr. Speaker, I would thank the chairman for that courtesy and just say that I would urge my colleagues to vote "no" on this particular piecemeal continuing resolution. Hopefully, others will come to their senses and we will be able to vote for a clean continuing resolution, which I think the majority of members of our subcommittee would appreciate, so we can reopen the government and deal with all of the responsibilities that we have under this particular bill and meet our responsibilities to energy and water across this country.

I thank the gentleman for his courtesy, and I hope to reciprocate sometime.

Mr. FRELINGHUYSEN. Mr. Speaker, it has been a pleasure to work with Ms. KAPTUR.

In closing, Robert Spalding wrote in The Washington Post recently an article called "Nuclear Weapons are Instruments of Peace." In his close, he wrote:

The sensible path to peace starts with the realization that peace can be secured only through strength. Nuclear weapons represent that strength. We must embrace it through funding and rhetoric.

Indeed we do. Nothing is more important than the reliability of our nuclear weapon stockpile, as is obviously our responsibility to the world to prevent nuclear proliferation, and one of the ways that we protect America and provide for a strong national defense is to have a strong naval reactor program so that our aircraft carriers and subs can truly do the work of freedom.

I yield back the balance of my time. The SPEAKER pro tempore. All time for debate has expired.

Pursuant to House Resolution 371, the previous question is ordered.

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 House Joint Resolution 76 is postponed.

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 9 o'clock and 57 minutes a.m.), the House stood in recess.

□ 1025

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. Collins of Georgia) at 10 o'clock and 25 minutes a.m.

NATIONAL NUCLEAR SECURITY ADMINISTRATION CONTINUING APPROPRIATIONS RESOLUTION,

The SPEAKER pro tempore. Pursuant to clause 1(c) of rule XIX, further consideration of House Joint Resolution 76 will now resume.

The Clerk read the title of the joint resolution.

MOTION TO RECOMMIT

Ms. KELLY of Illinois. Mr. Speaker, I have a motion to recommit at the desk.

The SPEAKER pro tempore. Is the gentlewoman opposed to the joint resolution?

Ms. KELLY of Illinois. I am opposed. The SPEAKER pro tempore. The Clerk will report the motion to recommit.

The Clerk read as follows:

Ms. Kelly of Illinois moves to recommit the joint resolution H.J. Res. 76 to the Committee on Appropriations with instructions to report the same back to the House forthwith with the following amendment:

Strike all after the resolving clause and insert the following:

That upon passage of this joint resolution by the House of Representatives, the joint resolution (H.J. Res. 59) making continuing appropriations for fiscal year 2014, and for other purposes, as amended by the Senate on September 27, 2013, shall be considered to have been taken from the Speaker's table and the House shall be considered to have (1) receded from its amendment; and (2) concurred in the Senate amendment.

Ms. KELLY of Illinois (during the reading). Mr. Speaker, I ask unanimous consent to dispense with the reading.

The SPEAKER pro tempore. Is there objection to the request of the gentlewoman from Illinois?

There was no objection.

Mr. FRELINGHUYSEN. Mr. Speaker, I reserve a point of order on the gentlewoman's motion.

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

The gentlewoman from Illinois is recognized for 5 minutes in support of her motion.

Ms. KELLY of Illinois. Mr. Speaker, my amendment is a long-overdue commonsense improvement that has bipartisan support in this House and has the majority of support of the American people. If my amendment passes, it will end this costly and irresponsible government shutdown and reopen the entire Federal Government so that we may once again appropriately serve the American people.

As written, the bill before us offers the men, women, and children we represent little comfort. This piecemeal approach to funding the government is hurting folks in all of our districts. How can we commit to protecting nuclear security but not commit to the security of our Federal Government by completely funding it? How can we protect nuclear weapons but furlough our intelligence personnel who serve on the front lines in defending us from terrorist attacks? Why are we paying hardworking Federal employees, who

want to get back to work, to stay at home and not to do the job our Nation depends on them to do?

As we sit here voting to fund bills bit by bit, our constituents are being dealt the full blow and consequences of this shutdown. They can't afford for this shutdown to drag on as we mull over whether it is more important to get our food inspectors back on the job or for America's veterans to have their benefits claims processed.

The piecemeal approach isn't working. The gimmicks must stop.

As we discussed nuclear weapon security, I was reminded of the movie "War Games." This was the eighties movie with Matthew Broderick as the slacker hacker facing off against a supercomputer that was programmed to go to war when it doesn't even know what it is fighting for.

I will allow a quick second for a "spoiler alert" and summarize: after several failed attempts at starting a global nuclear war, the computer runs through all the possible scenarios—all of which end in stalemates—before it discovers the concept of mutually assured destruction, the very simple concept that the war it was trying to launch was an exercise in futility because it would destroy the U.S. in the process.

"A strange game," the computer says. "The only winning move is not to play." And that is where we find ourselves as a Nation, heading toward a mutually assured destruction at the hands of an ideological few, programmed to go to war when they don't even know the risk of the game they are playing and the consequences of their fight.

We have had a week go by without the lessons resonating that there are no winners in the funding scenarios that have been brought to the floor, and the American people are losing out worst of all.

But this isn't a game. This is reality. This isn't a fictional eighties movie. This is the United States of America in October of 2013.

For the past week, we have pursued a fundamentally inept method for reopening the government. Today we need to pay particular attention to one number, 79. That is how many different appropriations bills the House and Senate will have to pass to fund the full nondefense portion of the Federal Government, given the rate of funding and the bills passed or announced in the House of Representatives so far.

The men, women, and children in my district—in all of our districts—are dealing with the taxing reality of a shut-down government. We can't cherry-pick who to fund and who not to fund bit by bit.

I ask all of you to vote "yes" on this motion because Congress has a duty to offer the security of a functional government to our families, our veterans, and our economy. Vote "yes" on this motion. Vote "yes" to open up all of our government right now.

Payne

POINT OF ORDER

Mr. FRELINGHUYSEN. Mr. Speaker, I make a point of order that the instructions contained in the motion violate clause 7 of rule XVI, which requires that an amendment be germane to the bill under consideration.

As the Chair most recently ruled on October 10, the instructions contain a special order of business within the jurisdiction of the Committee on Rules, and, therefore, the amendment is not germane to the underlying bill.

Mr. Speaker, I insist on my point of order.

The SPEAKER pro tempore. Does the gentlewoman from Illinois wish to speak on the point of order?

Ms. KELLY of Illinois. Yes, I do, Mr. Speaker.

The SPEAKER pro tempore. The gentlewoman is recognized to speak on the point of order.

Ms. KELLY of Illinois. Mr. Speaker, doesn't the bill before us fund a portion of the Federal Government? My motion to recommit would open up the entire Federal Government so that all of the benefits that the taxpayers have paid for with their hard-earned dollars are available.

Can the Chair explain why it is not germane to open up all of the government instead of just a portion of the government? Mr. Speaker, if you rule this motion out of order, does that mean we will not have a chance to keep the entire Federal Government open today? Can the Chair please explain why we can't keep the entire Federal Government open today?

The SPEAKER pro tempore. The gentleman from New Jersey makes a point of order that the instructions proposed in the motion to recommit offered by the gentlewoman from Illinois are not germane.

The joint resolution extends funding relating to the National Nuclear Security Administration. The instructions in the motion propose an order of business of the House.

As the Chair most recently ruled on October 10, 2013, a motion to recommit proposing an order of business of the House is not germane to a measure providing for the appropriation of funds because such motion addresses a matter within the jurisdiction of a committee not represented in the underlying measure.

Therefore, the instructions propose a non-germane amendment. The point of order is sustained.

Ms. KELLY of Illinois. 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?

Mr. FRELINGHUYSEN. Mr. Speaker, I move to lay the appeal on the table. 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.

Ms. KELLY of Illinois. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to 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 joint resolution, if arising without further proceedings in recommittal.

The vote was taken by electronic device, and there were—yeas 226, nays 195, not voting 10, as follows:

[Roll No. 541]

YEAS-226

Aderholt	Graves (MO)	Petri
Amash	Griffin (AR)	Pittenger
Amodei	Griffith (VA)	Pitts
Bachmann	Grimm	Poe (TX)
Bachus	Guthrie	Pompeo
Barletta	Hall	Posey
Barr	Hanna	Price (GA)
Barton	Harper Harris	Radel
	Hartzler	Reed
	Hastings (WA)	Reichert
	Heck (NV)	Renacci Ribble
	Hensarling	Rice (SC)
Blackburn	Holding	Rigell
	Hudson	Roby
Brady (TX)	Huelskamp	Roe (TN)
Bridenstine	Huizenga (MI)	Rogers (AL)
Brooks (AL)	Hultgren	Rogers (KY)
Brooks (IN)	Hunter	Rogers (MI)
Broun (GA)	Hurt	Rohrabacher
	Issa	Rokita
Bucshon	Jenkins	Rooney
Burgess Calvert	Johnson (OH)	Ros-Lehtinen
Camp	Johnson, Sam Jones	Roskam
Campbell	Jordan	Ross
Cantor	Town	Rothfus
	Kolly (DA)	Royce
	King (IA)	Runyan
	King (NV)	Ryan (WI)
	Kingston	Salmon Sanford
Chaffetz	Kinzinger (IL)	Scalise
	Kline	Schock
	Labrador	Schweikert
Collins (GA)	LaMalfa	Scott, Austin
	Lamborn	Sensenbrenner
	Lance	Sessions
Cook	Lankford	Shimkus
Cotton Cramer	Latham Latta	Shuster
Crawford	LoBiondo	Simpson
	Long	Smith (MO)
	Lucas	Smith (NE)
Davis, Rodney	Luetkemeyer	Smith (NJ)
Denham	Lummis	Smith (TX)
Dent	Marchant	Southerland
DeSantis	Marino	Stewart
	Massie	Stivers
	McCarthy (CA)	Stockman Stutzman
Duffy	McCaul	Terry
	McClintock	Thompson (PA)
	McHenry	Thornberry
Ellmers Farenthold	McKeon	Tiberi
	McKinley McMorris	Tipton
Fitzpatrick		Turner
	Meadows	Upton
	Meehan	Valadao
Flores	Messer	Wagner
	Mica	Walberg
Fortenberry		Walden
Foxx	Miller (MI)	Walorski
Franks (AZ)	Miller, Gary	Weber (TX)
Frelinghuysen		Webster (FL)
Gardner	Mulvaney	Wenstrup
Garrett	Murphy (PA)	Westmoreland
Gerlach	Neugebauer	Williams
Gibbs	Noem	Wilson (SC)
Gibson Gingroy (GA)	Nugent	Wittman Wolf
Gingrey (GA) Gohmert	Nunes Nunnelee	Womack
Goodlatte	Olson	Woodall
Gosar	Palazzo	Yoder
Gowdy	Paulsen	Yoho
Granger	Pearce	Young (AK)
Graves (GA)	Perry	Young (IN)

NAYS—195

Andrews

Barrow (GA)

Barber

Bass

 $\begin{array}{ll} Beatty & Bishop (NY) \\ Becerra & Blumenauer \\ Bera (CA) & Bonamici \\ Bishop (GA) & Brady (PA) \end{array}$

Brown (FL) Himes Brownley (CA) Hinoiosa Bustos Holt Butterfield Honda Horsford Capps Capuano Hover Huffman Cárdenas Carney Israel Carson (IN) Jackson Lee Cartwright Jeffries Johnson (GA) Castor (FL) Castro (TX) Johnson, E. B. Kaptur Cicilline Keating Clarke Kelly (IL) Clay Kennedy Cleaver Kildee Clyburn Kilmer Cohen Kind Kirkpatrick Connolly Convers Kuster Cooper Langevin Larsen (WA) Costa Courtney Larson (CT) Crowley Lee (CA) Cuellar Levin Cummings Lewis Davis (CA) Lipinski Davis, Danny Loebsack DeFazio Lofgren DeGette Lowenthal Delanev Lowey DeLauro DelBene (NM) Deutch (NM) Dingell Doggett Lynch Maffei Dovle Duckworth Maloney, Sean Edwards Matheson Ellison Matsui McCollum Engel Envart McDermott Eshoo McGovern McNerney Esty Farr Meeks Fattah Meng Michaud Foster Frankel (FL) Miller, George Fudge Moore Gabbard Moran Murphy (FL) Gallego Garamendi Nadler Garcia Napolitano Grayson Neal Green, Al Nolan Green, Gene O'Rourke Grijalva Gutiérrez Hahn Pallone Hanabusa Pascrell Hastings (FL) Pastor (AZ)

Heck (WA)

Bralev (IA)

Pelosi Perlmutter Peters (CA) Peters (MI) Peterson Pingree (ME) Pocan Polis Price (NC) Quigley Rahall Rangel Richmond Roybal-Allard Ruiz Ruppersberger Ryan (OH) Sánchez, Linda Sanchez, Loretta Sarbanes Schakowsky Schiff Schneider Schrader Schwartz Scott (VA) Scott, David Serrano Sewell (AL) Shea-Porter Lujan Grisham Sherman Sinema Luján, Ben Ray Sires Slaughter Smith (WA) Speier Swalwell (CA) Takano Thompson (CA) Thompson (MS) Tierney Titus Tonko Tsongas Van Hollen Vargas Veasev Vela Velázquez Visclosky Walz Wasserman Negrete McLeod Schultz Waters Watt

Waxman

Wilson (FL)

Welch

NOT VOTING-10

 Coble
 Maloney,
 Rush

 Crenshaw
 Carolyn
 Whitfield

 Herrera Beutler
 McCarthy (NY)
 Young (FL)

 Higgins
 McIntyre

□ 1055

Messrs. GARCIA and RICHMOND changed their vote from "yea" to "nay."

Mr. YOUNG of Alaska changed his vote from "nay" to "yea."

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.

The SPEAKER pro tempore. The question is on the passage of the joint resolution.

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

RECORDED VOTE

Ms. KAPTUR. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The SPEAKER pro tempore. This is a 5-minute vote.

Pastor (AZ)

Blumenauer

The vote was taken by electronic device, and there were—ayes 248, noes 176, not voting 7, as follows:

[Roll No. 542]

AYES-248 Aderholt Granger Pearce Amash Graves (GA) Perry Peters (CA) Amodei Graves (MO) Griffin (AR) Peters (MI) Bachmann Bachus Griffith (VA) Petri Barber Grimm Pittenger Barletta Guthrie Pitts Poe (TX) Barr Hall Barrow (GA) Hanna. Pompeo Harper Barton Posey Benishek Price (GA) Harris Bentivolio Hartzler Radel Bera (CA) Hastings (WA) Reed Bilirakis Heck (NV) Reichert Bishop (UT) Hensarling Renacci Black Holding Blackburn Hudson Rice (SC) Boustany Huelskamp Rigell Brady (TX) Huizenga (MI) Roby Roe (TN) Braley (IA) Hultgren Bridenstine Rogers (AL) Hunter Brooks (AL) Hurt Rogers (KY) Issa Brooks (IN) Rogers (MI) Jenkins Broun (GA) Rohrabacher Buchanan Johnson (OH) Rokita Bucshon Johnson, Sam Rooney Ros-Lehtinen Burgess Jones Bustos Jordan Roskam Calvert Joyce Kelly (PA) Ross Rothfus Camp Campbell King (IA) Royce Cantor King (NY) Ruiz Capito Kingston Runvan Ryan (WI) Carter Kinzinger (IL) Cassidy Kline Salmon Sanford Labrador Chabot Chaffetz LaMalfa Scalise Schneider Coffman Lamborn Schock Cole Lance Collins (GA) Lankford Schweikert Collins (NY) Latham Scott, Austin Latta Sensenbrenner Conaway Lipinski Sessions Shimkus Cook Cotton LoBiondo Cramer Loebsack Shuster Crawford Long Simpson Culberson Lucas Sinema Luetkemeyer Smith (MO) Daines Davis, Rodney Smith (NE) Smith (NJ) Lummis DelBene Lynch Denham Maloney, Sean Smith (TX) Dent Marchant Southerland DeSantis Marino Stewart DesJarlais Massie Stivers Diaz-Balart Matheson Stockman Stutzman Duffy McCarthy (CA) Duncan (SC) McCaul Terry Thompson (PA) McClintock Duncan (TN) Ellmers McHenry Thornberry Tiberi Farenthold McIntyre Fincher McKeon Tipton Fitzpatrick McKinley Turner Fleischmann McMorris Upton Fleming Rodgers Valadao Flores Meadows Wagner Forbes Meehan Walberg Fortenberry Messer Walden Walorski Foster Mica Foxx Miller (FL) Weber (TX) Franks (AZ) Miller (MI) Webster (FL) Wenstrup Miller, Gary Frelinghuysen Gallego Mullin Westmoreland Garcia Mulvanev Whitfield Gardner Murphy (FL) Williams Wilson (SC) Garrett Murphy (PA) Neugebauer Gerlach Wittman Gibbs Noem Wolf Gibson Nugent Womack Gingrey (GA) Nunes Woodall Gohmert Nunnelee Yoder Goodlatte Olson Yoho Palazzo Young (AK) Gosar Gowdy Young (IN) Paulsen NOES-176

Beatty Bishop (GA) Andrews Bishop (NY) Becerra Bass

Hastings (FL) Heck (WA) Bonamici Pavne Brady (PA) Himes Pelosi Brown (FL) Hinojosa Perlmutter Brownley (CA) Holt Peterson Butterfield Honda Pingree (ME) Capps Horsford Pocan Capuano Hoyer Polis Cárdenas Huffman Price (NC) Carney Israel Quigley Carson (IN) Jackson Lee Rahall Cartwright Jeffries Rangel Johnson (GA) Castor (FL) Richmond Castro (TX) Johnson, E. B. Roybal-Allard Chu Kaptur Ruppersberger Cicilline Keating Ryan (OH) Clarke Kelly (IL) Sánchez, Linda Clay Kennedy Т. Kildee Cleaver Sanchez, Loretta Clyburn Kilmer Sarbanes Cohen Kind Schakowsky Connolly Kirkpatrick Conyers Kuster Schiff Langevin Schrader Cooper Costa Larsen (WA) Schwartz Courtney Larson (CT) Scott (VA) Crowley Lee (CA) Scott, David Cuellar Levin Serrano Sewell (AL) Cummings Lewis Davis (CA) Lofgren Shea-Porter Davis, Danny Lowenthal Sherman DeFazio Lowey Lujan Grisham Sires DeGette Slaughter Delaney (NM) Smith (WA) Luján, Ben Ray (NM) DeLauro Speier Deutch Swalwell (CA) Dingell Maffei Takano Doggett Maloney, Thompson (CA) Dovle Carolyn Thompson (MS) Duckworth Matsui Tiernev Edwards McCollum Titus Ellison McDermott Tonko McGovern Engel Tsongas Envart McNerney Van Hollen Eshoo Meeks Vargas Esty Meng Veasev Michaud Farr Vela. Fattah Miller, George Velázquez Frankel (FL) Moore Visclosky Fudge Moran Gabbard Walz Nadler Wasserman Garamendi Napolitano Schultz Gravson Nea1 Green, Al Negrete McLeod Waters Green, Gene Nolan O'Rourke Watt Waxman Grijalva Gutiérrez Owens Welch Wilson (FL) Hahn Hanabusa Pallone Yarmuth

NOT VOTING-7

Coble Higgins Young (FL) Crenshaw McCarthy (NY) Herrera Beutler Rush

Pascrell

□ 1106

So the joint resolution was passed. The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

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 11 o'clock and 7 minutes a.m.), the House stood in recess.

□ 1359

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro

tempore (Mr. Hastings of Washington) at 1 o'clock and 59 minutes p.m.

REPORT ON RESOLUTION RELAT-TO CONSIDERATION ING HOUSE AMENDMENT TO SENATE AMENDMENT TO H.R. 2642, FED-AGRICULTURE ER.AL. REFORM AND RISK MANAGEMENT ACT OF 2013; PROVIDING FOR CONSIDER-ATION OF H. RES. 378, EXPRESS-ING SENSE OF HOUSE RELATING TO TARIFF-RATE QUOTAS FOR RAW AND REFINED SUGAR; AND PROVIDING FOR CONSIDERATION OF RES. 379, EXPRESSING Η. SENSE OF HOUSE RELATING TO CROP INSURANCE

Ms. FOXX, from the Committee on Rules, submitted a privileged report (Rept. No. 113-244) on the resolution (H. Res. 380) relating to consideration of the House amendment to the Senate amendment to the bill (H.R. 2642) to provide for the reform and continuation of agricultural and other programs of the Department of Agriculture through fiscal year 2018, and for other purposes; providing for consideration of the resolution (H. Res. 378) expressing the sense of the House of Representatives regarding certain provisions of the Senate amendment to H.R. 2642 relating to the Secretary of Agriculture's administration of tariffrate quotas for raw and refined sugar; and providing for consideration of the resolution (H. Res. 379) expressing the sense of the House of Representatives regarding certain provisions of the Senate amendment to H.R. 2642 relating to crop insurance, which was referred to the House Calendar and ordered to be printed.

COMMUNICATION FROM THE CLERK OF THE HOUSE

The SPEAKER pro tempore laid before the House the following communication from the Clerk of the House of Representatives:

OFFICE OF THE CLERK, HOUSE OF REPRESENTATIVES, Washington, DC, October 11, 2013. Hon. JOHN A. BOEHNER,

The Speaker, House of Representatives, Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on October 11, 2013 at 10:15 a.m:

That the Senate passed S. 1276.

That the Senate agreed to with amendments H. Con. Res. 58.

With best wishes, I am Sincerely,

KAREN L. HAAS.