Tipton

Titus

Pallone

Payne

Pelosi

Pascrell

Perlmutter

Peters (CA)

Peters (MI)

Price (NC)

Richmond

Roybal-Allard

Ruppersberger

Sánchez, Linda

Sanchez, Loretta

Ryan (OH)

т

Schiff

Sarbanes

Schakowsky

Schneider

Schrader

Schwartz

Serrano

Sherman

Sires Slaughter

Smith (WA)

Thompson (CA)

Thompson (MS)

Sinema

Speier Swalwell (CA)

Takano

Tierney

Titus

Tonko

Tsongas

Vargas

Veasey

Vela.

Walz

Waters

Welch

Waxman

Van Hollen

Velázquez

Visclosky

Wasserman

Schultz

Wilson (FL)

Scott (VA)

Sewell (AL)

Shea-Porter

Peterson

Pocan

Quigley

Rahall

Rangel

Polis

Honda. Capuano Carney Horsford Carson (IN) Hoyer Cartwright Huelskamp Castor (FL) Huffman Jackson Lee Castro (TX) Chu Jeffries Cicilline Johnson (GA) Clark (MA) Johnson, E. B. Clarke (NY) Jones Kaptur Clay Cleaver Keating Kelly (IL) Clyburn Kennedy Cohen Connolly Kildee Kilmer Convers Cooper Kind Kirkpatrick Costa Courtney Kuster Crowley Langevin Cuellar Larsen (WA) Larson (CT) Cummings Davis (CA) Lee (CA) Davis Danny Levin DeGette Lipinski Delaney Loebsack DeLauro Lofgren DelBene Lowenthal Lowey Deutch Lujan Grisham Dingell Doggett (NM) Doyle Luján, Ben Ray (NM) Duckworth Edwards Lynch Ellison Maffei Malonev. Engel Enyart Carolyn Eshoo Maloney, Sean Estv Matheson Farr Matsui McCarthy (NY) Fattah McCollum Foster Frankel (FL) McDermott Fudge McGovern Gabbard McIntyre McNerney Gallego Garamendi Meeks Garcia Meng Grayson Michaud Miller, George Green, Al Green, Gene Moore Grijalva Moran Murphy (FL) Gutiérrez Hahn Nadler Hanabusa Napolitano Hastings (FL) Neal Heck (WA) Negrete McLeod

ANSWERED "PRESENT"—1 Brooks (AL)

Nolan

O'Rourke

NOT VOTING-14

Aderholt	Gosar	Pastor (AZ)
Amodei	Hinojosa	Pingree (ME)
Campbell	Israel	Rush
Cárdenas	Latham	Scott, David
DeFazio	Lewis	

□ 1501

So the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated against:

Higgins

Himes

Holt

Mr. HINOJOSA. Mr. Speaker, on rollcall No. 59, had I been present, I would have voted "no."

EXTENSION OF DIRECT SPENDING REDUCTION FOR FISCAL YEAR 2024

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and pass the bill (S. 25) to direct the Secretary of the Interior to convey certain Federal features of the electric distribution system to the South Utah Valley Elec-

tric Service District, and for other purposes, as amended, on which the yeas and nays were ordered.

The Clerk read the title of the bill.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Pennsylvania (Mr. FITZPATRICK) that the House suspend the rules and pass the bill, as amended.

This is a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 326, nays 90, answered "present" 1, not voting 14, as follows:

[Roll No. 60]

YEAS-326

Amash Diaz-Balart Kildee Andrews Dingell Kilmer Bachmann Doggett Bachus Duckworth King (IA) Barber Duffy King (NY) Barletta Duncan (SC) Kingston BarrDuncan (TN) Kirkpatrick Barrow (GA) Ellmers Kline Beatty Kuster Enyart Benishek Eshoo Labrador Bentivolio LaMalfa Esty Bera (CA) Farenthold Lamborn Bilirakis Farr Lance Bishop (GA) Langevin Fincher Bishop (NY) Fitzpatrick Lankford Bishop (UT) Fleischmann Latta Fleming Lipinski Black Blackburn Flores LoBiondo Bonamici Forbes Loebsack Boustany Fortenberry Lofgren Brady (TX) Foster Long Lowenthal Bralev (IA) Foxx Franks (AZ) Bridenstine Lowey Brooks (AL) Gabbard Lucas Luetkemever Brooks (IN) Gallego Garamendi Lujan Grisham Broun (GA) Brown (FL) Garcia. (NM) Gardner Brownley (CA) Lummis Buchanan Garrett Lynch Bucshon Gerlach Maffei Burgess Gibbs Maloney. Gibson Carolyn Bustos Gingrey (GA) Butterfield Maloney, Sean Byrne Gohmert Marchant Calvert Goodlatte Marino Camp Gowdy Massie Matheson Cantor Granger Graves (GA) McAllister Capito McCarthy (CA) Capps Graves (MO) McCarthy (NY) Capuano Green, Al McCaul Green, Gene Carney Carson (IN) McClintock Griffin (AR) Carter Griffith (VA) McHenry Cassidy Grimm McIntyre Castor (FL) Guthrie McKeon Castro (TX) Gutiérrez McKinley Chabot Hall McMorris Chaffetz Rodgers Hanna Chu Harper Meadows Cicilline Harris Messer Clark (MA) Hartzler Mica Cleaver Hastings (FL) Michaud Coble Hastings (WA) Miller (FL) Heck (WA) Coffman Miller (MI) Hensarling Cohen Miller, Gary Cole Herrera Beutler Moore Collins (NY) Higgins Mullin Conaway Himes Murphy (FL) Connolly Hinojosa. Murphy (PA) Holding Cook Neal Horsford Neugebauer Cooper Costa Hudson Noem Cotton Huizenga (MI) Nolan Courtney Hultgren Nunes Cramer Hunter Nunnelee Crawford Hurt O'Rourke Crenshaw Issa Olson Jackson Lee Cuellar Owens Culberson Jenkins Palazzo Daines Davis, Rodney Johnson (GA) Pascrell Johnson (OH) Paulsen Delanev Johnson, Sam Pearce DelBene Jordan Perlmutter Denham Perry Joyce Keating Peters (CA) DeSantis Kelly (PA) Peters (MI) Peterson Deutch Kennedy

Rvan (OH) Pittenger Salmon Pitts Sarbanes Poe (TX) Scalise Polis Schiff Pompeo Schneider Scott (VA) Posev Price (GA) Scott, Austin Price (NC) Sensenbrenner Quigley Sessions Sewell (AL) Rahall Rangel Shea-Porter Reed Sherman Reichert Shuster Renacci Simpson Rice (SC) Sinema Richmond Sires Smith (MO) Rigell Roby Smith (NE) Roe (TN) Smith (NJ) Rogers (AL) Smith (TX) Southerland Rogers (KY) Rogers (MI) Stewart Rohrabacher Stivers Rooney Stockman Ros-Lehtinen Swalwell (CA) Roskam Takano Ross Terry Rothfus Thompson (MS) Rovce Thompson (PA) Thornberry Ruiz Runyan Tiberi Ruppersberger Tiernev

Tsongas Turner Upton Valadao Van Hollen Vargas Veasey Vela. Wagner Walberg Walden Walorski Walz Wasserman Schultz Weber (TX) Webster (FL) Welch Wenstrup Westmoreland Whitfield Williams Wilson (SC) Wittman Womack Woodall Yarmuth Yoder Yoho Young (AK) Young (IN)

NAYS-90

Barton Honda Pallone Bass Hoyer Payne Becerra Huelskamp Pelosi Blumenauer Huffman Pocan Brady (PA) Jeffries Johnson, E. B. Cartwright Rokita Clarke (NY) Jones Roybal-Allard Clay Clyburn Kaptur Rvan (WI) Kelly (IL) Sánchez, Linda Collins (GA) Kinzinger (IL) T. Convers Larsen (WA) Sanford Larson (CT) Crowley Schakowsky Cummings Lee (CA) Schock Davis (CA) Levin Schrader Luján, Ben Ray Davis, Danny Schwartz DeGette (NM) Schweikert Matsui DeLauro Serrano DesJarlais McCollum Shimkus Dovle McDermott Slaughter Edwards McGovern Smith (WA) Ellison McNerney Speier Engel Meehan Stutzman Fattah Meeks Thompson (CA) Frankel (FL) Meng Tonko Fudge Miller, George Velázquez Gravson Moran Visclosky Grijalva Mulvanev Hahn Nadler Waters Hanabusa Napolitano Waxman Negrete McLeod Heck (NV) Wilson (FL) Holt. Nugent Wolf

ANSWERED "PRESENT"—1

Sanchez, Loretta

NOT VOTING—14

Aderholt Frelinghuysen Pastor (AZ)
Amodei Gosar Pingree (ME)
Campbell Israel Rush
Cardenas Latham Scott, David
DeFazio Lewis

□ 1509

Ms. KAPTUR changed her vote from "yea" to "nay."

Mrs. CAROLYN B. MALONEY of New York changed her vote from "nay" to "yea."

So (two-thirds being in the affirmative) the rules were suspended and the bill, as amended, was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

RESIGNATION AS MEMBER OF COMMITTEE ON THE BUDGET

The SPEAKER pro tempore laid before the House the following resignation as a member of the Committee on the Budget:

CONGRESS OF THE UNITED STATES,

House of Representatives, Washington, DC, January 22, 2014.

Hon. John A. Boehner,

Speaker of the House.

Washington, DC.

DEAR SPEAKER BOEHNER, Due to my recent appointment to the House Judiciary Committee, I hereby resign from the House Committee on the Budget.

Sincerely.

DAVID N. CICILLINE,

Member of Congress.

The SPEAKER pro tempore (Mr. HOLDING). Without objection, the resignation is accepted.

There was no objection.

MEDICAL CERTIFICATION RE-QUIREMENTS FOR AIRMEN AND AIR TRAFFIC CONTROLLERS RE-LATING TO SLEEP DISORDERS

Mr. LoBIONDO. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 3578) to ensure that any new or revised requirement providing for the screening, testing, or treatment of an airman or an air traffic controller for a sleep disorder is adopted pursuant to a rulemaking proceeding, and for other purposes, as amended.

The Clerk read the title of the bill. The text of the bill is as follows:

H.R. 3578

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

[SECTION 1. MEDICAL CERTIFICATION REQUIRE-MENTS FOR AIRMEN AND AIR TRAF-FIC CONTROLLERS RELATING TO SLEEP DISORDERS.

I(a) IN GENERAL.—The Secretary of Transportation may implement or enforce a requirement providing for the screening, testing, or treatment (including consideration of all possible treatment alternatives) of an airman or an air traffic controller for a sleep disorder only if the requirement is adopted pursuant to a rulemaking proceeding.

[(b) APPLICABILITY.—Subsection (a) shall not apply to a requirement that was in force before November 1, 2013.

[(c) DEFINITIONS.—In this section, the following definitions apply:

[(1) AIRMAN.—The term "airman" has the meaning given that term in section 40102(a) of title 49, United States Code.

[(2) AIR TRAFFIC CONTROLLER.—The term "air traffic controller" means a civilian employee of the Department of Transportation described in section 2109 of title 5, United States Code.

[(3) SLEEP DISORDER.—The term "sleep disorder" includes obstructive sleep apnea.]

SECTION 1. MEDICAL CERTIFICATION REQUIRE-MENTS FOR AIRMEN AND AIR TRAF-FIC CONTROLLERS RELATING TO SLEEP DISORDERS.

(a) In GENERAL.—The Secretary of Transportation may, consistent with accepted medical standards and practices, implement or enforce a requirement providing for the screening, testing, or treatment (including consideration of all possible treatment alternatives) of an airman or an air traffic controller for a sleep disorder—

(1) in the case of an airman, only if the requirement is adopted pursuant to a rulemaking proceeding; and

(2) in the case of an air traffic controller, only if the Federal Aviation Administration meets its obligations pursuant to chapter 71 of title 5, United States Code.

(b) APPLICABILITY.—Subsection (a) shall not apply to a requirement that was in force before November 1, 2013.

(c) DEFINITIONS.—In this section, the following definitions apply:

(1) AIRMAN.—The term "airman" has the meaning given that term in section 40102(a) of title 49, United States Code.

(2) AIR TRAFFIC CONTROLLER.—The term "air traffic controller" means a civilian employee of the Department of Transportation described in section 2109 of title 5, United States Code.

(3) SLEEP DISORDER.—The term "sleep disorder" includes obstructive sleep apnea.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from New Jersey (Mr. Lobiondo) and the gentleman from Washington (Mr. Larsen) each will control 20 minutes.

The Chair recognizes the gentleman from New Jersey.

□ 1515

GENERAL LEAVE

Mr. Lobiondo. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks and include extraneous materials for the Record on H.R. 3578.

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

There was no objection.

Mr. LoBIONDO. Mr. Speaker, I yield myself such time as I may consume.

I rise today in support of H.R. 3578.

Let me begin by thanking some of my colleagues—first and foremost, Congressman LARSEN, also Congressmen BUCSHON, LIPINSKI, and GRAVES for their help and support in introducing this very important bill.

Before I explain the bill, I would like to enter into the RECORD letters of support for H.R. 3578.

Mr. Speaker, H.R. 3578 addresses the medical certification process for pilots and air traffic controllers as it relates only to sleep disorders.

Currently, pilots and controllers are required to be medically certificated by the FAA at varying intervals. The duration, as well as the type of medical certification, depends on the type of activity they are seeking to performairline pilot, private pilot, et ceteraand all other factors, such as age. Regardless, pilots and controllers undergo a thorough medical review process, and the FAA ultimately decides whether or not to issue them a medical certification. Further, there are no certain medical conditions that the FAA automatically deems as disqualifying. Currently, pilots with one or more of those conditions, including sleep apnea, are required to seek a special certificate, which is issued at the sole discretion of the FAA and only if the applicants can prove they will not endanger public safety. Neither process is perfect, but it is a process that works.

In November of 2013, the FAA announced a proposal to significantly and arbitrarily modify the medical require-

ments for airmen who might be at risk of having a sleep disorder, such as sleep apnea, even in the absence of any clinical evidence. The FAA's proposal would effectively assume overweight pilots have a sleep disorder based solely on their body mass index and would require them to prove otherwise at their own expense. It is a scenario of being guilty before proven innocent. The potential cost to these pilots could be thousands of dollars.

The FAA proposal, announced without any input from the stakeholders, is neither reasonable nor effective. However, health issues can arise unexpectedly, which is why I have always supreasonable, effective, ported proactive efforts to improve aviation safety; but the FAA's action related to sleep disorders was carried out behind closed doors, with no input from stakeholders, and based upon controversial assumptions. While I applaud the FAA for seeking stakeholder input recently, it is too little, too late.

Safety is my top priority as chairman of the Aviation Subcommittee. That is why the legislation we are considering today, H.R. 3578, does not prohibit the FAA from implementing new medical certification requirements for sleep disorders, but it does require the FAA, in the case of pilots, to conduct an open rulemaking process and, in the case of air traffic controllers, to use a process established under current Federal employment law.

Finally, it is important to note that H.R. 3578 does not change the FAA's medical certification process or otherwise prevent the agency from responding to new medical issues in a timely manner. This legislation applies only to proposed changes to the medical certification process for sleep disorders. In addition, the rulemaking process required by this legislation does not apply to the enforcement of requirements providing for the screening, testing, or treatment of pilots and controllers for sleep disorders in force prior to November 1, 2013.

H.R. 3578 is a bipartisan bill that is supported by a wide range of stakeholders, and I urge my colleagues to support it.

With that, I reserve the balance of my time.

H.R. 3578

Industry Supporters: Air Line Pilots Association Aircraft Owners and Pilots Association Airlines for America Allied Pilots Association

Coalition of Airline Pilots Association Experimental Aircraft Association Federal Aviation Administration Managers

Association
General Aviation Manufacturers Association

Helicopter Association International National Agricultural Aviation Association

National Air Traffic Controllers Association

National Air Transportation Association National Business Aviation Association NetJets Association of Shared Aircraft Pi-