

colleagues on the committee and introduced a proposal to reform the SEC rule. Chairman HENSARLING held a full committee markup last month which allowed for full debate and amendment, and now we have the bill on the floor this week. Good process produces good policy. But perhaps equally as important, good process helps instill faith in this institution. When Americans see us take up an issue, hear their concerns, and work together to find a commonsense solution, they will trust us to tackle even bigger problems.

This may not be the largest legislative product that Chairman HENSARLING and the Financial Services Committee produce in this Congress, but, nevertheless, it is an important work that is helping us solve problems faced by American small businesses. This legislation ensures that the employees of America's small businesses can take ownership in their companies and their jobs. It reduces regulatory encroachment on America's job creators and helps our small businesses expand and grow.

I thank Representative HULTGREN for bringing this bill before us. I commend Chairman HENSARLING for working with both sides of the aisle and for following a good process on this legislation.

Mr. Speaker, I urge my colleagues to vote "yes" on the rule and vote "yes" on the bill.

The material previously referred to by Mr. POLIS is as follows:

AN AMENDMENT TO H. RES. 240 OFFERED BY
MR. POLIS

At the end of the resolution, add the following new sections:

SEC. 2. Immediately upon adoption of this resolution the Speaker shall, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1869) to amend the Fair Labor Standards Act of 1938 to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chair and ranking minority member of the Committee on Education and the Workforce. After general debate the bill shall be considered for amendment under the five-minute rule. All points of order against provisions in the bill are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions. If the Committee of the Whole rises and reports that it has come to no resolution on the bill, then on the next legislative day the House shall, immediately after the third daily order of business under clause 1 of rule XIV, resolve into the Committee of the Whole for further consideration of the bill.

SEC. 3. Clause 1(c) of rule XIX shall not apply to the consideration of H.R. 1869.

THE VOTE ON THE PREVIOUS QUESTION: WHAT
IT REALLY MEANS

This vote, the vote on whether to order the previous question on a special rule, is not merely a procedural vote. A vote against ordering the previous question is a vote against the Republican majority agenda and a vote to allow the Democratic minority to offer an alternative plan. It is a vote about what the House should be debating.

Mr. Clarence Cannon's Precedents of the House of Representatives (VI, 308-311), describes the vote on the previous question on the rule as "a motion to direct or control the consideration of the subject before the House being made by the Member in charge." To defeat the previous question is to give the opposition a chance to decide the subject before the House. Cannon cites the Speaker's ruling of January 13, 1920, to the effect that "the refusal of the House to sustain the demand for the previous question passes the control of the resolution to the opposition" in order to offer an amendment. On March 15, 1909, a member of the majority party offered a rule resolution. The House defeated the previous question and a member of the opposition rose to a parliamentary inquiry, asking who was entitled to recognition. Speaker Joseph G. Cannon (R-Illinois) said: "The previous question having been refused, the gentleman from New York, Mr. Fitzgerald, who had asked the gentleman to yield to him for an amendment, is entitled to the first recognition."

The Republican majority may say "the vote on the previous question is simply a vote on whether to proceed to an immediate vote on adopting the resolution . . . [and] has no substantive legislative or policy implications whatsoever." But that is not what they have always said. Listen to the Republican Leadership Manual on the Legislative Process in the United States House of Representatives, (6th edition, page 135). Here's how the Republicans describe the previous question vote in their own manual: "Although it is generally not possible to amend the rule because the majority Member controlling the time will not yield for the purpose of offering an amendment, the same result may be achieved by voting down the previous question on the rule. . . . When the motion for the previous question is defeated, control of the time passes to the Member who led the opposition to ordering the previous question. That Member, because he then controls the time, may offer an amendment to the rule, or yield for the purpose of amendment."

In Deschler's Procedure in the U.S. House of Representatives, the subchapter titled "Amending Special Rules" states: "a refusal to order the previous question on such a rule [a special rule reported from the Committee on Rules] opens the resolution to amendment and further debate." (Chapter 21, section 21.2) Section 21.3 continues: "Upon rejection of the motion for the previous question on a resolution reported from the Committee on Rules, control shifts to the Member leading the opposition to the previous question, who may offer a proper amendment or motion and who controls the time for debate thereon."

Clearly, the vote on the previous question on a rule does have substantive policy implications. It is one of the only available tools for those who oppose the Republican majority's agenda and allows those with alternative views the opportunity to offer an alternative plan.

Mr. BUCK. Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

The SPEAKER pro tempore. The question is on ordering the previous question.

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

Mr. POLIS. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER. Pursuant to clause 8 of rule XX, further proceedings on this question will be postponed.

PROVIDING FOR CONSIDERATION OF H.R. 1304, SELF-INSURANCE PROTECTION ACT

Mr. BYRNE. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 241 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

H. RES. 241

Resolved, That upon adoption of this resolution it shall be in order to consider in the House the bill (H.R. 1304) to amend the Employee Retirement Income Security Act of 1974, the Public Health Service Act, and the Internal Revenue Code of 1986 to exclude from the definition of health insurance coverage certain medical stop-loss insurance obtained by certain plan sponsors of group health plans. All points of order against consideration of the bill are waived. The amendment in the nature of a substitute recommended by the Committee on Education and the Workforce now printed in the bill shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against provisions in the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, and on any further amendment thereto, 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 Education and the Workforce; and (2) one motion to recommit with or without instructions.

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

Mr. BYRNE. Mr. Speaker, for the purpose of debate only, I yield the customary 30 minutes to the gentleman from Florida (Mr. HASTINGS), pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purpose of debate only.

GENERAL LEAVE

Mr. BYRNE. Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days to revise and extend their remarks.

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

There was no objection.

Mr. BYRNE. Mr. Speaker, in 2010, then-President Obama said: "If you like your health insurance plan, you can keep it."

Unfortunately, at least 4.7 million Americans now know that was simply not true. ObamaCare was a takeover of the American healthcare system. The law's mandates have been burdensome, destroying 300,000 small-business jobs and forcing an estimated 10,000 small businesses to close. Premiums are skyrocketing, and choices are dwindling.

House Resolution 241 provides for the consideration of H.R. 1304, the Self-Insurance Protection Act, an important part of the Republican effort to repair the damage ObamaCare has done to insurance markets. More than 150 million Americans—62 percent of workers—receive their health insurance from their employer. In fact, almost all firms with at least 200 or more employees offer health benefits, and just over half of smaller firms with 3 to 199 employees offer health insurance.

Overwhelmingly, Americans and their employers like this system of employer-sponsored health care; and for many years, employer health plans have been successfully regulated by the Employee Retirement Income Security Act, or ERISA.

□ 1315

Typically, small and large employers offer healthcare coverage to employees either in self-funded arrangements or purchase fully insured plans from an insurer.

Under self-insurance plans, employers cover the costs of their employees' medical expenses. Employers can either process claims in-house or work with a third-party administrator to oversee and implement the plans.

ERISA regulates both fully insured and self-insured plans, but only self-insured plans are exempt from the patchwork of mandates imposed under State insurance law. Furthermore, employer-sponsored self-insured plans are not subject to the same requirements under ObamaCare, as are fully insured plans.

Thus, self-insurance plans are desirable and successful because they are free from many government restrictions and regulations and allow employers to tailor their plans to meet the unique needs of their employees and to innovate.

For example, these plans do not require employees to purchase government-mandated coverage options that their employees do not want or need. This helps lower costs for working families while ensuring access to high-quality health care.

In hearings before the Education and the Workforce Committee, on which I sit, we heard testimony that today self-insurance is often the only way employers can afford coverage, thanks to the burdens of ObamaCare.

Mr. Speaker, in Alabama, we like to say: if it ain't broke, don't fix it. Prior to ObamaCare, there were problems in our Nation's healthcare system, but the successful model of employer self-insurance wasn't one of them. Today, self-insurance remains perhaps the best way for employers to provide health care to their workers.

Unfortunately, the prior administration seemed intent on disrupting this successful healthcare model. Rather than leave self-insurance plans alone, they repeatedly explored ways to impose new regulations that would negatively impact self-insurance. Specifi-

cally, the Obama administration wanted to disrupt the model by regulating stop-loss insurance and treating it as if it were health insurance.

Employers who self-insure often purchase stop-loss insurance to cover large medical claims and to protect against the financial risks such claims can pose. Despite decades of Federal regulation on employer health plans under ERISA, stop-loss insurance has never been regulated by the Federal Government. That is because stop-loss insurance is actually a financial risk management tool designed to protect employers from catastrophic claim expenses. Remarkably, in a regulatory grab, the Obama administration tried to reclassify it as "group health insurance."

Mr. Speaker, if the last 7 years have taught us anything, it is that more Federal control over health insurance does not make health care more affordable for the American people. Stop-loss insurance is not health insurance, and it should not be regulated like it is.

The Self-Insurance Protection Act simply updates the law to make clear that Federal bureaucrats cannot redefine stop-loss insurance as group health insurance. This is about reaffirming longstanding policies and ensuring workers continue to have access to a health insurance model that is proven to lower costs and provide flexibility to consumers.

This bill will provide workers and employers alike with the regulatory certainty that they have desperately wanted and needed. They shouldn't have to worry about unelected Federal bureaucrats stepping in and destroying their healthcare system.

To put it simply, this bill is necessary in order to prevent future bureaucratic overreach that would destroy the self-insurance model that has been so successful for so many working families.

I also think this bill is an area where we should have some bipartisan cooperation. It passed out of the Education and the Workforce Committee earlier this year on a voice vote, and I hope it earns bipartisan support here in the full House.

As we continue our efforts to increase choices, lower costs, and provide better healthcare options for working families, let us not forget to shore up and protect the health insurance programs that are actually working and getting the job done.

Mr. Speaker, I urge my colleagues to support House Resolution 241 and the underlying bill.

Mr. Speaker, I reserve the balance of my time.

Mr. HASTINGS. Mr. Speaker, I yield myself such time as I may consume, and I thank the gentleman for yielding me the customary 30 minutes for debate.

Mr. Speaker, I rise today to debate a rule for a piece of legislation that many on this side of the aisle do not necessarily have a serious issue with.

The attempt here today is to ensure that a thing that is already happening continues to happen.

I suppose that, the next time we meet, we will take up a bill that declares that the Moon is not the Sun. Doing so is a complete waste of time, but that does not seem to necessarily be dispositive when deciding whether we should legislate on an issue these days.

Look, I get it. My friends across the aisle took one on the chin the other week when their Affordable Care Act repeal bill—a bill they spent 17 days working on, even though they had 7 long years to prepare for it—went down in flames in a most public and spectacular fashion, and now they need some time to dust themselves off and become reoriented.

The problem is, while they are doing that, while they are recovering from the miserable failure that was their attempt to strip 24 million Americans of their health care, they are burning valuable time—time that should be used to tackle more pressing issues like addressing the debt ceiling and fixing our crumbling infrastructure.

Let me also take this opportunity to remind my Republican colleagues that, while we spend our time here today debating these filler bills, there are only 7 legislative days, including today, remaining before the government runs out of funding. But are we tackling any of these importance issues or ensuring the government remains open? No.

Instead, we have before us a bill that addresses an issue that is not an issue. On top of that, this legislation was actually supposed to be the third bucket of their three-bucket strategy to end health care for millions of Americans.

We saw how sturdy the first bucket was a couple of weeks ago. In fact, the bucket we are talking about today was actually referred to as the "sucker's bucket" by Senator CRUZ. That is not exactly a glowing endorsement.

Indeed, some, like Senator COTTON, have referred to all this bucket talk as simply a bunch of political spin. Whatever it is, it is certainly a bucket that has a hole in it.

In all of the uncertainty facing my Republican friends, one thing becomes crystal clear: they have no plan whatsoever to help working Americans achieve the American Dream. They are adrift, in general, and most particularly when it comes to health care.

What do they really want? At first, it was repeal, then it was repeal and replace, then it was repeal and delay, followed finally by access to coverage, and would you believe another one: patient-centered.

That is repeal, repeal and replace, repeal and delay, access to coverage, and patient-centered. We still don't have a plan. Then it turned toward a three-bucket strategy that makes little to any sense, let alone to the American people but even to powerful elected leaders in the Republican Party.

At the end of the day, Mr. Speaker, do you know what all this talk was?

Exactly what Senator COTTON said: nothing but political spin.

My fear is that it will all come down to whatever it takes to win in the eyes of the other side of the aisle, regardless of the consequences to the American people.

While we were told there was no plan B, we now hear there is a plan B. Donald John Trump “doesn’t lose,” and doesn’t like to lose. So I guess they are going to pass something, even if it is just this bill that does absolutely nothing, just so our Republican friends can say they did something. I am sure Donald John Trump will tweet about this great victory.

Mr. Speaker, Republicans must end their secretive plan B option and embrace the opportunity to do what is right, which is to pursue a path that strengthens and builds upon the strong foundation that has been set by the Affordable Care Act.

Democrats stand ready to work with my friends in the Republican Party on this task to continue to provide affordable coverage to millions of American citizens.

Mr. Speaker, I reserve the balance of my time.

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

Mr. Speaker, my colleague from Florida said that the Moon is not the Sun. Well, stop-loss insurance is not health insurance, but the Obama administration tried to make it so. Because they tried to make it so, we need to put into statutory law what I think we all agree on both sides of the aisle not only is the law but should be the law so that there is no question about it in the future. It is unfortunate we have to do that, but, because of some of the actions of the prior administration, it is necessary.

He talked about the strong foundation of the ACA, ObamaCare. That foundation is crumbling beneath the program. We now have more insurers jumping out of exchanges. My home State of Alabama is down to one carrier on the exchange. Soon enough, we may find that, in Alabama, like some other States, there are no carriers. This isn’t a foundation. It is a foundation made of sand—and the sand is leaking out. Something has to be done.

Today’s bill is a step—not the only step—in that direction. I know my colleagues on the other side of the aisle agree with what we are doing here in substance, and I wish we would just come together and get this bill done so that we can assure that the self-insured smaller employers and larger employers have the protection that they need for the working families that participate in their programs.

Mr. Speaker, I reserve the balance of my time.

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

Mr. Speaker, yesterday, Donald John Trump signed into law a measure that eliminates Americans’ internet privacy. With Trump’s signature, internet

service providers will now be able to sell your personal information to the highest bidder.

Mr. Speaker, we stand here ready to fight for the privacy of the American people.

If we defeat the previous question, I am going to offer an amendment to the rule to bring up legislation which would reinstate the Federal Communications Commission’s internet privacy rule.

Mr. Speaker, I ask unanimous consent to insert the text of my amendment in the RECORD, along with extraneous material, immediately prior to the vote on the previous question.

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

There was no objection.

Mr. HASTINGS. Mr. Speaker, I yield 5 minutes to the gentlewoman from Nevada (Ms. ROSEN), a member of the Armed Services and Science, Space, and Technology Committees to discuss our proposal.

Ms. ROSEN. Mr. Speaker, if today’s vote on the previous question fails, we will have the opportunity to vote on my bill, H.R. 1868, Restoring American Privacy Act of 2017, which will reverse last night’s disastrous action by President Trump when he signed a partisan congressional resolution allowing internet providers to sell their customers’ personal information without their knowledge or consent.

Before my time in Congress, I started my career as a systems analyst. I have firsthand experience writing code, and I can tell you that the first thing to protect vulnerable and sensitive data is to make sure it is kept private.

S.J. Res. 34, which the House passed last Tuesday, unraveled those vital protections for sensitive information belonging to millions of Americans nationwide.

□ 1330

The resolution negating essential protections for private citizens was signed by President Trump last night. The October 2016 FCC rule was the only rule that required internet service providers to obtain consumers’ permission before selling their private internet browsing history and other sensitive information.

I am simply shocked that my colleagues across the aisle would vote for a measure that violates American privacy by selling your most personal and intimate information, including your email content and your app usage, all without your consent. Not only is this wrong and a blatant violation of policy, but it jeopardizes Americans’ personal data and puts them at risk of hacking.

Repealing the FCC rule with S.J. Res. 34 allows broadband providers to turn over your info to the highest bidder or anyone else they want, including the government, without a warrant, without ever telling you. That is right. I will repeat it. Repealing the FCC rule

with S.J. Res. 34 allows broadband providers to turn over your private information to the highest bidder or anyone else they want, including the government, without a warrant, without ever telling you.

Even worse, S.J. Res. 34 also tells providers they no longer have to use reasonable measures to protect consumers’ personal information. This is absolutely unacceptable. We are living in a time where identity theft and internet hacking has become the new norm. We must provide consumers with these protections. No American wants their most personal information to be up for grabs.

Eliminating this rule prevents the FCC from publishing rules that are substantially the same absent additional legislation, establishing a very dangerous precedent for private citizens. Americans should have the right to decide how their internet providers use their personal information.

What this bill does, Mr. Speaker, is simple. This bill makes clear that the American people’s browser histories are not for sale. The American people’s health information: not for sale. The American people’s financial information: not for sale. And the American people’s location data: not for sale.

It is a simple concept and one I hope my colleagues across the aisle will recognize and support. The American people don’t want the legislation that was signed last night. In overwhelming numbers, they are calling Congress and letting it be known that they want to keep their private information private.

I am proud to stand up for the American people by introducing the Restoring American Privacy Act of 2017, which reverses this misguided resolution and says, once and for all, that ISPs cannot sell customers’ personal information without their knowledge, without their permission. This bill says that your privacy is not for sale, period.

Mr. BYRNE. Mr. Speaker, I reserve the balance of my time to close.

Mr. HASTINGS. Mr. Speaker, I yield myself the balance of my time.

It is time for my friends on the other side of the aisle to end their self-proclaimed political spin designed to bewilder and confuse average Americans, making them believe that their Republican representatives are fighting for the future of their health care and the health care of their families, when what they are really doing is fighting for powerful corporate interests.

Now is the time for us to face facts and accept truths.

Fact: House Republicans made an attempt to replace the Affordable Care Act with a bill that caused such an outcry from their own constituents that they were forced to pull it.

Truth: There are serious issues in health care that need to be addressed for the betterment of all Americans, and it is going to take the effort of both parties in both the House and the Senate working together to strengthen our healthcare system.

No more smokescreens, no more political rhetoric, only collaborative discourse using only the well-being of the American people as our compass. It is this approach that will steer us back onto course for the betterment of this and future generations. Unfortunately, this bill does not further that effort.

Mr. Speaker, I urge a “no” vote on the rule and underlying measure, and I yield back the balance of my time.

Mr. BYRNE. I yield myself the balance of my time.

Mr. Speaker, I thank my colleague from Florida for his remarks. I completely agree with him. Both parties should be working together to make sure that we provide what we can reasonably for the health care of the people of America, and we should be collaborating, not just in this House across the aisle but in the Senate as well. I think it is a good place to start right here with this bill because we really don't have a substantive disagreement about this bill.

Both sides understand that stop-loss insurance is not health insurance. It is just the Obama administration tried to turn it into that. This bill would stop that and bring the certainty we need back to these self-insured plans that mainly small employers have and make sure that we have in place for working families across America a system that is working for them and maintain that.

I hope that my colleagues on the other side of the aisle will join with us, will collaborate with us, and that our colleagues in the other House, in the Senate, will do as well and pass this legislation because it truly is bipartisan in substance and, I hope today, in the vote.

Mr. Speaker, I again urge my colleagues to support House Resolution 241 and the underlying bill.

The material previously referred to by Mr. HASTINGS is as follows:

AN AMENDMENT TO H. RES. 241 OFFERED BY
MR. HASTINGS

At the end of the resolution, add the following new sections:

SEC. 2. Immediately upon adoption of this resolution the Speaker shall, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1868) to provide that providers of broadband Internet access service shall be subject to the privacy rules adopted by the Federal Communications Commission on October 27, 2016. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chair and ranking minority member of the Committee on Energy and Commerce. After general debate the bill shall be considered for amendment under the five-minute rule. All points of order against provisions in the bill are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without inter-

vening motion except one motion to recommit with or without instructions. If the Committee of the Whole rises and reports that it has come to no resolution on the bill, then on the next legislative day the House shall, immediately after the third daily order of business under clause 1 of rule XIV, resolve into the Committee of the Whole for further consideration of the bill.

SEC. 3. Clause 1(c) of rule XIX shall not apply to the consideration of H.R. 1868.

THE VOTE ON THE PREVIOUS QUESTION: WHAT
IT REALLY MEANS

This vote, the vote on whether to order the previous question on a special rule, is not merely a procedural vote. A vote against ordering the previous question is a vote against the Republican majority agenda and a vote to allow the Democratic minority to offer an alternative plan. It is a vote about what the House should be debating.

Mr. Clarence Cannon's Precedents of the House of Representatives (VI, 308-311), describes the vote on the previous question on the rule as “a motion to direct or control the consideration of the subject before the House being made by the Member in charge.” To defeat the previous question is to give the opposition a chance to decide the subject before the House. Cannon cites the Speaker's ruling of January 13, 1920, to the effect that “the refusal of the House to sustain the demand for the previous question passes the control of the resolution to the opposition” in order to offer an amendment. On March 15, 1909, a member of the majority party offered a rule resolution. The House defeated the previous question and a member of the opposition rose to a parliamentary inquiry, asking who was entitled to recognition. Speaker Joseph G. Cannon (R-Illinois) said: “The previous question having been refused, the gentleman from New York, Mr. Fitzgerald, who had asked the gentleman to yield to him for an amendment, is entitled to the first recognition.”

The Republican majority may say “the vote on the previous question is simply a vote on whether to proceed to an immediate vote on adopting the resolution . . . [and] has no substantive legislative or policy implications whatsoever.” But that is not what they have always said. Listen to the Republican Leadership Manual on the Legislative Process in the United States House of Representatives, (6th edition, page 135). Here's how the Republicans describe the previous question vote in their own manual: “Although it is generally not possible to amend the rule because the majority Member controlling the time will not yield for the purpose of offering an amendment, the same result may be achieved by voting down the previous question on the rule. . . . When the motion for the previous question is defeated, control of the time passes to the Member who led the opposition to ordering the previous question. That Member, because he then controls the time, may offer an amendment to the rule, or yield for the purpose of amendment.”

In Deschler's Procedure in the U.S. House of Representatives, the subchapter titled “Amending Special Rules” states: “a refusal to order the previous question on such a rule [a special rule reported from the Committee on Rules] opens the resolution to amendment and further debate.” (Chapter 21, section 21.2) Section 21.3 continues: “Upon rejection of the motion for the previous question on a resolution reported from the Committee on Rules, control shifts to the Member leading the opposition to the previous question, who may offer a proper amendment or motion and who controls the time for debate thereon.”

Clearly, the vote on the previous question on a rule does have substantive policy impli-

cations. It is one of the only available tools for those who oppose the Republican majority's agenda and allows those with alternative views the opportunity to offer an alternative plan.

Mr. BYRNE. Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

The SPEAKER pro tempore. The question is on ordering the previous question.

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

Mr. HASTINGS. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 8 and clause 9 of rule XX, this 15-minute vote on ordering the previous question will be followed by 5-minute votes on adoption of the resolution, if ordered; ordering the previous question on House Resolution 240; and adoption of House Resolution 240, if ordered.

The vote was taken by electronic device, and there were—yeas 232, nays 188, not voting 9, as follows:

[Roll No. 211]

YEAS—232

Abraham	Duffy	Knight
Aderholt	Duncan (SC)	Kustoff (TN)
Allen	Duncan (TN)	Labrador
Amash	Dunn	LaHood
Amodei	Emmer	LaMalfa
Arrington	Farenthold	Lamborn
Babin	Faso	Lance
Bacon	Ferguson	Latta
Banks (IN)	Fitzpatrick	Lewis (MN)
Barletta	Fleischmann	LoBiondo
Barr	Flores	Long
Barton	Fortenberry	Loudermilk
Bergman	Fox	Love
Biggs	Franks (AZ)	Lucas
Bilirakis	Frelinghuysen	Luetkemeyer
Bishop (MI)	Gaetz	MacArthur
Bishop (UT)	Garrett	Marchant
Black	Gibbs	Marino
Blackburn	Gohmert	Marshall
Blum	Goodlatte	Masie
Bost	Gosar	Mast
Brady (TX)	Gowdy	McCarthy
Brat	Granger	McCaul
Brooks (AL)	Graves (GA)	McClintock
Brooks (IN)	Graves (LA)	McHenry
Buchanan	Graves (MO)	McKinley
Buck	Griffith	McMorris
Bucshon	Guthrie	Rodgers
Budd	Harper	McSally
Burgess	Harris	Meadows
Byrne	Hartzler	Meehan
Calvert	Hensarling	Messer
Carter (GA)	Herrera Beutler	Mitchell
Carter (TX)	Hice, Jody B.	Moolenaar
Chabot	Higgins (LA)	Mooney (WV)
Chaffetz	Hill	Mullin
Cheney	Holding	Murphy (PA)
Coffman	Hollingsworth	Newhouse
Cole	Hudson	Noem
Collins (GA)	Huizenga	Nunes
Collins (NY)	Hultgren	Olson
Comer	Hunter	Palazzo
Comstock	Hurd	Palmer
Conaway	Issa	Paulsen
Cook	Jenkins (KS)	Pearce
Costello (PA)	Jenkins (WV)	Perry
Cramer	Johnson (LA)	Pittenger
Crawford	Johnson (OH)	Poe (TX)
Culberson	Johnson, Sam	Poliquin
Curbelo (FL)	Jones	Posey
Davidson	Jordan	Ratcliffe
Davis, Rodney	Joyce (OH)	Reed
Denham	Katko	Reichert
Dent	Kelly (MS)	Renacci
DeSantis	Kelly (PA)	Rice (SC)
DesJarlais	King (IA)	Roby
Diaz-Balart	King (NY)	Roe (TN)
Donovan	Kinzinger	Rogers (KY)

Rohrabacher
Rokita
Rooney, Francis
Rooney, Thomas J.
Ros-Lehtinen
Roskam
Ross
Rothfus
Rouzer
Royce (CA)
Russell
Rutherford
Sanford
Scalise
Schweikert
Scott, Austin
Sensenbrenner
Sessions
Shimkus

NAYS—188

Adams
Aguilar
Barragán
Bass
Beatty
Bera
Beyer
Bishop (GA)
Blumenauer
Blunt Rochester
Bonamici
Boyle, Brendan F.
Brady (PA)
Brown (MD)
Brownley (CA)
Bustos
Butterfield
Capuano
Carbajal
Cárdenas
Carson (IN)
Cartwright
Castor (FL)
Castro (TX)
Chu, Judy
Cicilline
Clark (MA)
Clarke (NY)
Clay
Cleaver
Clyburn
Cohen
Connolly
Conyers
Cooper
Correa
Costa
Courtney
Crist
Crowley
Cuellar
Cummings
Davis (CA)
DeFazio
DeGette
Delaney
DeLauro
DelBene
Demings
DeSaulnier
Deutch
Dingell
Doggett
Doyle, Michael F.
Ellison
Engel
Eshoo
Espallat
Esty
Evans
Foster
Frankel (FL)
Fudge

NOT VOTING—9

Bridenstine
Davis, Danny
Gallagher

□ 1403

Mr. BRADY of Pennsylvania, Ms. KUSTER of New Hampshire, Messrs. RUSH, JOHNSON of Georgia, and Ms.

Wagner
Walberg
Walden
Walker
Walorski
Walters, Mimi
Weber (TX)
Webster (FL)
Wenstrup
Westerman
Williams
Wilson (SC)
Wittman
Womack
Woodall
Yoder
Yoho
Young (AK)
Young (IA)
Zeldin

Norcross
O'Halloran
O'Rourke
Pallone
Panetta
Pascarelli
Payne
Pelosi
Perlmutter
Peters
Peterson
Pingree
Pocan
Polis
Price (NC)
Quigley
Raskin
Rice (NY)
Richmond
Rosen
Roybal-Allard
Ruiz
Ruppersberger
Rush
Ryan (OH)
Sánchez
Sarbanes
Schakowsky
Schiff
Schneider
Schrader
Scott (VA)
Scott, David
Serrano
Sewell (AL)
Shea-Porter
Sherman
Sinema
Sires
Smith (WA)
Soto
Speier
Suozi
Swalwell (CA)
Takano
Thompson (CA)
Thompson (MS)
Titus
Tonko
Torres
Tsongas
Vargas
Veasey
Vela
Velázquez
Walz
Wasserman
Schultz
Waters, Maxine
Watson Coleman
Welch
Wilson (FL)
Yarmuth

Rogers (AL)
Slaughter
Visclosky

CLARKE of New York changed their vote from “yea” to “nay.”

Mr. ISSA changed his vote from “nay” to “yea.”

So the previous question was ordered. The result of the vote was announced as above recorded.

The SPEAKER pro tempore (Mr. ROGERS of Kentucky). The question is on the resolution.

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

RECORDED VOTE

Mr. HASTINGS. 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 234, noes 184, not voting 11, as follows:

[Roll No. 212]

AYES—234

Abraham
Aderholt
Allen
Amash
Amodei
Arrington
Babin
Bacon
Banks (IN)
Barletta
Barr
Barton
Bergman
Biggs
Bilirakis
Bishop (MI)
Bishop (UT)
Black
Blackburn
Blum
Bost
Brady (TX)
Brat
Brooks (AL)
Brooks (IN)
Buchanan
Buck
Bucshon
Budd
Burgess
Byrne
Calvert
Carter (GA)
Carter (TX)
Chabot
Chaffetz
Cheney
Coffman
Cole
Collins (GA)
Collins (NY)
Comer
Comstock
Conaway
Cook
Costello (PA)
Cramer
Crawford
Culberson
Curbelo (FL)
Davidson
Davis, Rodney
Denham
Dent
DeSantis
DesJarlais
Diaz-Balart
Donovan
Duffy
Duncan (SC)
Duncan (TN)
Dunn
Emmer
Farenthold
Faso
Ferguson
Fitzpatrick

Fleischmann
Flores
Portenberry
Foxy
Franks (AZ)
Frelinghuysen
Gaetz
Garrett
Gibbs
Gohmert
Goodlatte
Gosar
Gottheimer
Gowdy
Granger
Graves (GA)
Graves (LA)
Graves (MO)
Griffith
Guthrie
Harper
Harris
Hartzler
Hensarling
Herrera Beutler
Hice, Jody B.
Higgins (LA)
Hill
Holding
Hollingsworth
Hudson
Huizenga
Hultgren
Hunter
Hurd
Issa
Jenkins (KS)
Jenkins (WV)
Johnson (LA)
Johnson (OH)
Johnson, Sam
Jones
Jordan
Joyce (OH)
Katko
Kelly (MS)
Kelly (PA)
King (IA)
King (NY)
Kinzinger
Knight
Kustoff (TN)
Labrador
LaHood
LaMalfa
Lamborn
Lance
Latta
Lewis (MN)
LoBiondo
Long
Loudermilk
Love
Lucas
Luetkemeyer
MacArthur
Marchant

Smith (TX)
Smucker
Stefanik
Stewart
Stivers
Taylor
Tenney
Thompson (PA)
Thornberry
Tiberi
Tipton
Trott

Turner
Upton
Valadao
Wagner
Walberg
Walden
Walker
Walorski
Walters, Mimi
Weber (TX)
Webster (FL)
Wenstrup

NOES—184

Adams
Aguilar
Barragán
Bass
Beatty
Bera
Beyer
Bishop (GA)
Blumenauer
Blunt Rochester
Bonamici
Boyle, Brendan F.
Brady (PA)
Brown (MD)
Brownley (CA)
Bustos
Butterfield
Capuano
Carbajal
Cárdenas
Carson (IN)
Cartwright
Castor (FL)
Castro (TX)
Chu, Judy
Cicilline
Clark (MA)
Clarke (NY)
Clay
Cleaver
Clyburn
Cohen
Connolly
Conyers
Cooper
Correa
Costa
Courtney
Crist
Crowley
Cuellar
Cummings
Davis (CA)
DeFazio
DeGette
Delaney
DeLauro
DelBene
Demings
DeSaulnier
Deutch
Dingell
Doggett
Doyle, Michael F.
Ellison
Engel
Eshoo
Espallat
Esty
Evans
Foster

NOT VOTING—11

Bridenstine
Davis, Danny
Gallagher
Grothman

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1413

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

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.

Westerman
Williams
Wilson (SC)
Wittman
Womack
Woodall
Yoder
Yoho
Young (AK)
Young (IA)
Zeldin

Frankel (FL)
Fudge
Gabbard
Gallego
Garamendi
Gonzalez (TX)
Green, Al
Green, Gene
Grijalva
Gutiérrez
Hanabusa
Hastings
Heck
Higgins (NY)
Himes
Huffman
Jackson Lee
Jayapal
Jeffries
Johnson (GA)
Johnson, E. B.
Kaptur
Keating
Kelly (IL)
Kennedy
Khanna
Kihuen
Kildee
Kilmer
Kind
Krishnamoorthi
Kuster (NH)
Langevin
Larsen (WA)
Larson (CT)
Lawrence
Lawson (FL)
Lee
Levin
Lewis (GA)
Lieu, Ted
Lipinski
Loebach
Lofgren
Lowenthal
Lowey
Lujan Grisham, M.
Luján, Ben Ray
Lynch
Maloney
Maloney, Sean
Matsui
McCollum
McGovern
McNerney
Meeks
Meng
Moore
Moulton
Nadler
Napolitano
Neal
Nolan

Rogers (AL)
Slaughter
Visclosky

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

PROVIDING FOR CONSIDERATION
OF H.R. 1343, ENCOURAGING EM-
PLOYEE OWNERSHIP ACT OF 2017

The SPEAKER pro tempore. The unfinished business is the vote on ordering the previous question on the resolution (H. Res. 240) providing for consideration of the bill (H.R. 1343) to direct the Securities and Exchange Commission to revise its rules so as to increase the threshold amount for requiring issuers to provide certain disclosures relating to compensatory benefit plans, on which the yeas and nays were ordered.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on ordering the previous question.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 229, nays 187, not voting 13, as follows:

[Roll No. 213]

YEAS—229

Abraham	Ferguson	Marchant
Aderholt	Fitzpatrick	Marino
Allen	Fleischmann	Marshall
Amash	Flores	Massie
Amodei	Fortenberry	Mast
Arrington	Fox	McCauley
Babin	Franks (AZ)	McClintock
Bacon	Frelinghuysen	McHenry
Banks (IN)	Gaetz	McKinley
Barletta	Garrett	McMorris
Barr	Gibbs	Rodgers
Barton	Gohmert	McSally
Bergman	Goodlatte	Meadows
Biggs	Gosar	Meehan
Bilirakis	Gowdy	Messer
Bishop (MI)	Granger	Mitchell
Bishop (UT)	Graves (GA)	Moolenaar
Black	Graves (LA)	Mooney (WV)
Blackburn	Graves (MO)	Mullin
Blum	Griffith	Murphy (PA)
Bost	Guthrie	Newhouse
Brady (TX)	Harper	Noem
Brat	Harris	Nunes
Brooks (AL)	Hartzler	Olson
Brooks (IN)	Hensarling	Palazzo
Buchanan	Herrera Beutler	Palmer
Buck	Hice, Jody B.	Paulsen
Bucshon	Higgins (LA)	Pearce
Budd	Hill	Perry
Burgess	Holding	Pittenger
Byrne	Hollingsworth	Poe (TX)
Calvert	Hudson	Poliquin
Carter (GA)	Huizenga	Posey
Carter (TX)	Hultgren	Ratcliffe
Chabot	Hunter	Reed
Chaffetz	Issa	Reichert
Cheney	Jenkins (KS)	Renacci
Coffman	Jenkins (WV)	Rice (SC)
Cole	Johnson (LA)	Roby
Collins (GA)	Johnson (OH)	Roe (TN)
Collins (NY)	Johnson, Sam	Rogers (KY)
Comer	Jordan	Rohrabacher
Comstock	Joyce (OH)	Rokita
Conaway	Katko	Rooney, Francis
Cook	Kelly (MS)	Rooney, Thomas
Costello (PA)	Kelly (PA)	J.
Cramer	King (IA)	Ros-Lehtinen
Crawford	King (NY)	Roskam
Culberson	Kinzing	Ross
Curbelo (FL)	Knight	Rothfus
Davidson	Kustoff (TN)	Rouzer
Davis, Rodney	Labrador	Royce (CA)
Denham	LaHood	Russell
Dent	LaMalfa	Rutherford
DeSantis	Lamborn	Sanford
DesJarlais	Lance	Scalise
Diaz-Balart	Latta	Schweikert
Donovan	Lewis (MN)	Scott, Austin
Duffy	LoBiondo	Sensenbrenner
Duncan (SC)	Long	Sessions
Duncan (TN)	Loudermilk	Shimkus
Dunn	Love	Shuster
Emmer	Lucas	Simpson
Farenthold	Luetkemeyer	Smith (MO)
Faso	MacArthur	Smith (NE)

Smith (NJ)
Smith (TX)
Smucker
Stefanik
Stewart
Stivers
Taylor
Tenney
Thompson (PA)
Thornberry
Tiberi
Tipton

Trott
Turner
Upton
Valadao
Wagner
Walberg
Walden
Walker
Walorski
Walters, Mimi
Weber (TX)
Webster (FL)

Wenstrup
Westerman
Williams
Wilson (SC)
Wittman
Womack
Woodall
Yoder
Yoho
Young (AK)
Young (IA)
Zeldin

NAYS—187

Adams
Aguilar
Barragán
Bass
Beatty
Bera
Beyer
Bishop (GA)
Blumenauer
Blunt Rochester
Bonamici
Boyle, Brendan
F.
Brady (PA)
Brown (MD)
Brownley (CA)
Bustos
Butterfield
Capuano
Carbajal
Cárdenas
Carson (IN)
Cartwright
Castor (FL)
Castro (TX)
Chu, Judy
Cicilline
Clark (MA)
Clarke (NY)
Clay
Cleaver
Clyburn
Cohen
Connolly
Conyers
Cooper
Correa
Costa
Courtney
Crist
Crowley
Cuellar
Cummings
Davis (CA)
DeFazio
DeGette
Delaney
DeLauro
DelBene
Demings
DeSaulnier
Deutch
Dingell
Doggett
Doyle, Michael
F.
Ellison
Engel
Eshoo
Espallat
Esty
Evans
Foster
Frankel (FL)

Fudge
Gabbard
Gallego
Garamendi
Gonzalez (TX)
Gottheimer
Green, Al
Green, Gene
Grijalva
Gutiérrez
Hanabusa
Hastings
Heck
Higgins (NY)
Himes
Huffman
Jackson Lee
Jayapal
Jeffries
Johnson (GA)
Johnson, E. B.
Jones
Kaptur
Keating
Kelly (IL)
Kennedy
Khanna
Kihuen
Kildee
Kilmer
Kind
Krishnamoorthi
Kuster (NH)
Langevin
Larsen (WA)
Larson (CT)
Lawrence
Lawson (FL)
Lee
Levin
Lewis (GA)
Lieu, Ted
Lipinski
Loeb sack
Lofgren
Lowenthal
Lowe
Lujan Grisham,
M.
Luján, Ben Ray
Lynch
Maloney,
Carolyn B.
Maloney, Sean
Matsui
McCollum
McGovern
McNerney
Meeks
Meng
Moore
Moulton
Nadler
Napolitano

Neal
Nolan
Norcross
O'Halleran
O'Rourke
Pallone
Panetta
Pascarell
Payne
Perlmutter
Peters
Peterson
Pingree
Pocan
Polis
Price (NC)
Quigley
Raskin
Rice (NY)
Richmond
Rosen
Roybal-Allard
Ruiz
Ruppersberger
Rush
Ryan (OH)
Sánchez
Sarbanes
Schakowsky
Schiff
Schneider
Schrader
Scott (VA)
Scott, David
Serrano
Sewell (AL)
Shea-Porter
Sherman
Sinema
Sires
Smith (WA)
Soto
Speier
Suoizzi
Swalwell (CA)
Takano
Thompson (CA)
Thompson (MS)
Titus
Tonko
Torres
Tsongas
Vargas
Veasey
Vela
Velázquez
Walz
Wasserman
Schultz
Waters, Maxine
Watson Coleman
Welch
Wilson (FL)
Yarmuth

NOT VOTING—13

Bridenstine
Davis, Danny
Gallagher
Grothman
Hoyer

Hurd
McCarthy
McEchin
Murphy (FL)
Pelosi

Rogers (AL)
Slaughter
Visclosky

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1421

So the previous question was ordered. The result of the vote was announced as above recorded.

The SPEAKER pro tempore. The question is on the resolution.

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

RECORDED VOTE

Mr. HASTINGS. 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 238, noes 177, not voting 14, as follows:

[Roll No. 214]

AYES—238

Abraham	Gosar	Palmer
Aderholt	Gottheimer	Paulsen
Allen	Gowdy	Pearce
Amash	Granger	Perry
Amodei	Graves (GA)	Peters
Arrington	Graves (LA)	Pittenger
Babin	Graves (MO)	Poe (TX)
Bacon	Griffith	Poliquin
Banks (IN)	Guthrie	Posey
Barletta	Harper	Ratcliffe
Barr	Harris	Reed
Barton	Hartzler	Reichert
Bergman	Hensarling	Renacci
Biggs	Herrera Beutler	Rice (SC)
Bilirakis	Hice, Jody B.	Roby
Bishop (MI)	Higgins (LA)	Roe (TN)
Bishop (UT)	Hill	Rogers (KY)
Black	Holding	Rohrabacher
Blackburn	Hollingsworth	Rokita
Blum	Hudson	Rooney, Francis
Bost	Huizenga	Rooney, Thomas
Brady (TX)	Hultgren	J.
Brat	Hunter	Ros-Lehtinen
Brooks (AL)	Issa	Roskam
Brooks (IN)	Jenkins (KS)	Ross
Buchanan	Jenkins (WV)	Rothfus
Buck	Johnson (LA)	Rouzer
Bucshon	Johnson (OH)	Royce (CA)
Budd	Johnson, Sam	Russell
Burgess	Jones	Rutherford
Byrne	Jordan	Sanford
Calvert	Joyce (OH)	Scalise
Carter (GA)	Katko	Schneider
Carter (TX)	Kelly (MS)	Schweikert
Chabot	Kelly (PA)	Scott, Austin
Chaffetz	King (IA)	Sensenbrenner
Cheney	King (NY)	Sessions
Coffman	Kinzing	Shimkus
Cole	Knight	Shuster
Collins (GA)	Kustoff (TN)	Simpson
Collins (NY)	Labrador	Sinema
Comer	LaHood	Smith (MO)
Comstock	LaMalfa	Smith (NE)
Conaway	Lamborn	Smith (NJ)
Cook	Lance	Smith (TX)
Costello (PA)	Latta	Smucker
Cramer	Lewis (MN)	Stewart
Crawford	LoBiondo	Stivers
Culberson	Long	Suoizzi
Curbelo (FL)	Loudermilk	Taylor
Davidson	Love	Tenney
Davis, Rodney	Lucas	Thompson (PA)
Denham	Luetkemeyer	Thornberry
Dent	MacArthur	Tiberi
DeSantis	Marchant	Tipton
DesJarlais	Marino	Trott
Diaz-Balart	Marshall	Turner
Donovan	Massie	Upton
Duffy	Mast	Valadao
Duncan (SC)	McCauley	Wagner
Duncan (TN)	McClintock	Walberg
Dunn	McHenry	Walden
Emmer	McKinley	Walker
Farenthold	McMorris	Walorski
Faso	Rodgers	Walters, Mimi
	McSally	Webster (FL)
	Meadows	Webster (TX)
	Meehan	Wenstrup
	Messer	Westerman
	Mitchell	Williams
	Flores	Wilson (SC)
	Fortenberry	Wittman
	Fox	Womack
	Franks (AZ)	Woodall
	Frelinghuysen	Yoder
	Gaetz	Yoho
	Garrett	Young (AK)
	Gibbs	Young (IA)
	Gohmert	Zeldin
	Goodlatte	