

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 recommend 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. 4. Clause 1(c) of rule XIX shall not apply to the consideration of H.R. 6543.

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.

Ms. CHENEY. 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.

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

The yeas and nays were ordered.

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

RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess for a period of less than 15 minutes.

Accordingly (at 12 o'clock and 49 minutes p.m.), the House stood in recess.

□ 1302

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. ROGERS of Alabama) at 1 o'clock and 2 minutes p.m.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, proceedings will resume on questions previously postponed.

Votes will be taken in the following order:

Ordering the previous question on House Resolution 1049; and

Adoption of House Resolution 1049, if ordered.

The first electronic vote will be conducted as a 15-minute vote. The remaining electronic vote will be conducted as a 5-minute vote.

PROVIDING FOR CONSIDERATION OF H.R. 1635, EMPOWERING STUDENTS THROUGH ENHANCED FINANCIAL COUNSELING ACT, AND PROVIDING FOR CONSIDERATION OF H.R. 4606, ENSURING SMALL SCALE LNG CERTAINTY AND ACCESS ACT

The SPEAKER pro tempore. The unfinished business is the vote on ordering the previous question on the resolution (H. Res. 1049) providing for consideration of the bill (H.R. 1635) to amend the loan counseling requirements under the Higher Education Act of 1965, and for other purposes, and providing for consideration of the bill (H.R. 4606) to provide that applications under the Natural Gas Act for the importation or exportation of small volumes of natural gas shall be granted without modification or delay, 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.

The vote was taken by electronic device, and there were—yeas 221, nays 186, not voting 21, as follows:

[Roll No. 382]

YEAS—221

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

Rohrabacher	Smith (NE)	Walden
Rokita	Smith (NJ)	Walker
Rooney, Francis	Smith (TX)	Walorski
Roskam	Smucker	Walters, Mimi
Ross	Stefanik	Weber (TX)
Rothfus	Stewart	Webster (FL)
Rouzer	Stivers	Wenstrup
Royce (CA)	Taylor	Westerman
Russell	Tenney	Williams
Rutherford	Thompson (PA)	Wilson (SC)
Scalise	Thornberry	Wittman
Schweikert	Tipton	Womack
Scott, Austin	Trott	Woodall
Sessions	Turner	Yoder
Shimkus	Upton	Yoho
Shuster	Valadao	Young (AK)
Simpson	Wagner	Young (IA)
Smith (MO)	Walberg	Zeldin

NAYS—186

Adams	Gonzalez (TX)	Norcross
Aguilar	Gottheimer	O'Halleran
Barragán	Green, Al	O'Rourke
Bass	Green, Gene	Pallone
Beatty	Grijalva	Panetta
Bera	Gutiérrez	Pascarell
Beyer	Hanabusa	Payne
Bishop (GA)	Hastings	Pelosi
Blumenauer	Heck	Perlmutter
Blunt Rochester	Higgins (NY)	Peters
Bonamici	Himes	Peterson
Brady (PA)	Hoyer	Pingree
Brown (MD)	Huffman	Pocan
Brownley (CA)	Jackson Lee	Polis
Bustos	Jayapal	Price (NC)
Butterfield	Jeffries	Quigley
Carbajal	Johnson (GA)	Raskin
Cárdenas	Johnson, E. B.	Rice (NY)
Carson (IN)	Kaptur	Richmond
Cartwright	Keating	Rosen
Castor (FL)	Kelly (IL)	Roybal-Allard
Castro (TX)	Kennedy	Ruiz
Chu, Judy	Khanna	Ruppersberger
Cicilline	Kihuen	Rush
Clark (MA)	Kildee	Ryan (OH)
Clarke (NY)	Kilmer	Sánchez
Clay	Kind	Sarbanes
Cleaver	Krishnamoorthi	Schakowsky
Clyburn	Kuster (NH)	Schiff
Cohen	Lamb	Schneider
Connolly	Langevin	Schrader
Cooper	Larsen (WA)	Scott (VA)
Correa	Larson (CT)	Scott, David
Costa	Lawrence	Serrano
Courtney	Lawson (FL)	Sewell (AL)
Crist	Lee	Shea-Porter
Crowley	Levin	Sherman
Cuellar	Lewis (GA)	Sinema
Cummings	Lieu, Ted	Sires
Davis (CA)	Lipinski	Smith (WA)
Davis, Danny	Loebach	Soto
DeFazio	Lofgren	Suozi
DeGette	Lowenthal	Swalwell (CA)
Delaney	Lowe	Takano
DeLauro	Lujan Grisham,	Thompson (CA)
DelBene	M.	Thompson (MS)
Demings	Luján, Ben Ray	Tonko
DeSaulnier	Lynch	Torres
Deutch	Maloney,	Tsongas
Dingell	Carolyn B.	Vargas
Doggett	Matsui	Veasey
Doyle, Michael	McCollum	Vela
F.	McEachin	Velázquez
Engel	McGovern	Visclosky
Espallat	McNerney	Walz
Esty (CT)	Meeks	Wasserman
Evans	Meng	Schultz
Foster	Moore	Waters, Maxine
Frankel (FL)	Moulton	Watson Coleman
Fudge	Murphy (FL)	Welch
Gabbard	Nadler	Wilson (FL)
Gallego	Napolitano	Yarmuth
Garamendi	Neal	
Gomez	Nolan	

NOT VOTING—21

Barletta	Ellison	Rooney, Thomas
Barton	Eshoo	J.
Bishop (MI)	Gohmert	Ros-Lehtinen
Blackburn	Jenkins (WV)	Sanford
Boyle, Brendan	Maloney, Sean	Sensenbrenner
F.	Messer	Speier
Capuano	Palazzo	Titus
DeSantis	Poe (TX)	

□ 1329

Messrs. DOGGETT, RYAN of Ohio, COSTA, and RUSH changed their vote from “yea” to “nay.”

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

The SPEAKER pro tempore (Mr. SIMPSON). 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

Mrs. TORRES. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The SPEAKER pro tempore. This will be a 5-minute vote.

The vote was taken by electronic device, and there were—ayes 224, noes 180, not voting 24, as follows:

[Roll No. 383]

AYES—224

Abraham	Fortenberry	Marino
Aderholt	Foxx	Marshall
Allen	Frelinghuysen	Massie
Amash	Gaetz	Mast
Amodei	Gallagher	McCarthy
Arrington	Garrett	McCaul
Babin	Gianforte	McClintock
Bacon	Gibbs	McHenry
Banks (IN)	Goodlatte	McKinley
Barr	Gosar	McMorris
Barton	Gowdy	Rodgers
Bergman	Granger	McSally
Biggs	Graves (GA)	Meadows
Bilirakis	Graves (LA)	Mitchell
Bishop (MI)	Graves (MO)	Moolenaar
Bishop (UT)	Griffith	Mooney (WV)
Black	Grothman	Mullin
Blum	Guthrie	Newhouse
Bost	Handel	Noem
Brady (TX)	Harper	Norman
Brat	Harris	Nunes
Brooks (AL)	Hartzler	Olson
Brooks (IN)	Hensarling	Palmer
Buchanan	Herrera Beutler	Paulsen
Buck	Hice, Jody B.	Pearce
Bucshon	Higgins (LA)	Perry
Budd	Hill	Pittenger
Burgess	Holding	Poliquin
Byrne	Hollingsworth	Posey
Calvert	Hudson	Ratcliffe
Carter (GA)	Huizenga	Reed
Carter (TX)	Hultgren	Reichert
Chabot	Hunter	Renacci
Cheney	Hurd	Roby
Cloud	Issa	Roe (TN)
Coffman	Jenkins (KS)	Rogers (AL)
Cole	Johnson (LA)	Rogers (KY)
Collins (GA)	Johnson (OH)	Rohrabacher
Collins (NY)	Rokita	Rokita
Cramer	Rooney, Francis	Roskam
Comstock	Jordan	Ross
Conaway	Joyce (OH)	Rothfus
Cook	Katko	Rouzer
Costa	Kelly (MS)	Royce (CA)
Costello (PA)	Kelly (PA)	Russell
Cramer	King (IA)	Rutherford
Crawford	King (NY)	Scalise
Culbertson	Kinzinger	Schweikert
Curbelo (FL)	Knight	Scott, Austin
Curtis	Kustoff (TN)	Sessions
Davidson	Labrador	Shimkus
Davis, Rodney	LaHood	Shuster
Denham	LaMalfa	Simpson
DesJarlais	Lamb	Smith (MO)
Diaz-Balart	Lamborn	Smith (NE)
Donovan	Lance	Smith (NJ)
Duffy	Latta	Smith (TX)
Duncan (SC)	Lesko	Smucker
Duncan (TN)	Lewis (MN)	Stefanik
Dunn	LoBiondo	Stewart
Emmer	Long	Stivers
Estes (KS)	Loudermilk	Taylor
Faso	Love	Tenney
Ferguson	Lucas	Thompson (PA)
Fitzpatrick	Luetkemeyer	Thornberry
Fleischmann	MacArthur	Tipton
Flores	Marchant	

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

NOES—180

Adams	Gomez	Norcross
Aguilar	Gonzalez (TX)	O'Halleran
Barragán	Gottheimer	O'Rourke
Bass	Green, Al	Pallone
Beatty	Green, Gene	Panetta
Bera	Grijalva	Pascarell
Beyer	Gutiérrez	Payne
Bishop (GA)	Hanabusa	Perlmutter
Blumenauer	Hastings	Peters
Blunt Rochester	Heck	Peterson
Bonamici	Higgins (NY)	Pingree
Brady (PA)	Himes	Pocan
Brown (MD)	Hoyer	Polis
Brownley (CA)	Huffman	Price (NC)
Bustos	Jackson Lee	Quigley
Butterfield	Jayapal	Raskin
Carbajal	Jeffries	Rice (NY)
Cárdenas	Johnson, E. B.	Richmond
Carson (IN)	Kaptur	Rosen
Cartwright	Keating	Roybal-Allard
Castor (FL)	Kelly (IL)	Ruiz
Castro (TX)	Kennedy	Ruppersberger
Chu, Judy	Khanna	Rush
Cicilline	Kihuen	Ryan (OH)
Clark (MA)	Kildeer	Sánchez
Clarke (NY)	Kilmer	Sarbanes
Clay	Kind	Schakowsky
Cleaver	Krishnamoorthi	Schiff
Clyburn	Kuster (NH)	Schneider
Cohen	Langevin	Schrader
Connolly	Larsen (WA)	Scott (VA)
Cooper	Larson (CT)	Scott, David
Correa	Lawrence	Serrano
Courtney	Lawson (FL)	Sewell (AL)
Crist	Lee	Shea-Porter
Crowley	Levin	Sherman
Cuellar	Lewis (GA)	Sinema
Cummings	Lieu, Ted	Sires
Davis (CA)	Lipinski	Smith (WA)
Davis, Danny	Lofgren	Soto
DeFazio	Lowenthal	Suozi
DeGette	Lowe	Swalwell (CA)
Delaney	Lujan Grisham,	Takano
DeLauro	M.	Thompson (CA)
DelBene	Luján, Ben Ray	Thompson (MS)
Demings	Lynch	Tonko
DeSaulnier	Maloney,	Torres
Deutch	Carolyn B.	Tsongas
Dingell	Matsui	Vargas
Doggett	McCollum	Veasey
Doyle, Michael	McEachin	Vela
F.	McGovern	Velázquez
Engel	McNerney	Visclosky
Espallat	Meeks	Walz
Esty (CT)	Meng	Wasserman
Evans	Moore	Schultz
Foster	Moulton	Waters, Maxine
Frankel (FL)	Murphy (FL)	Watson Coleman
Fudge	Nadler	Welch
Gabbard	Napolitano	Wilson (FL)
Gallego	Neal	
Garamendi	Nolan	

NOT VOTING—24

Barletta	Jenkins (WV)	Rooney, Thomas
Blackburn	Johnson (GA)	J.
Boyle, Brendan	Loebach	Ros-Lehtinen
F.	Maloney, Sean	Sanford
Capuano	Messer	Sensenbrenner
DeSantis	Palazzo	Speier
Ellison	Pelosi	Titus
Eshoo	Poe (TX)	Yarmuth
Gohmert	Rice (SC)	

□ 1336

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.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the Chair