

which FY20 money would then fund, if the conferees would agree to what the Senate has already agreed to and what the motion seeks to get the House to endorse.

Again, Mr. Speaker, bottom line, there is a lot of argument on border issues. There is a lot of dysfunction in Washington these days. But our troops and their families should not suffer the consequences of those arguments and that dysfunction.

This motion to instruct offers a path forward to at least ensure that they have some insulation from those differences, and I urge Members to adopt it.

Mr. Speaker, I yield back the balance of my time.

The SPEAKER pro tempore. Without objection, the previous question is ordered on the motion to instruct.

There was no objection.

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

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

Mr. THORNBERRY. 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 until approximately 6:30 p.m. today.

Accordingly (at 5 o'clock and 56 minutes p.m.), the House stood in recess.

□ 1830

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Ms. KUSTER of New Hampshire) at 6 o'clock and 30 minutes p.m.

REPORT ON RESOLUTION PROVIDING FOR CONSIDERATION OF H.R. 1423, FORCED ARBITRATION INJUSTICE REPEAL ACT; WAIVING A REQUIREMENT OF CLAUSE 6(A) OF RULE XIII WITH RESPECT TO CONSIDERATION OF CERTAIN RESOLUTIONS REPORTED FROM THE COMMITTEE ON RULES; AND PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES

Mrs. TORRES of California, from the Committee on Rules, submitted a privileged report (Rept. No. 116-210) on the resolution (H. Res. 558) providing for consideration of the bill (H.R. 1423) to amend title 9 of the United States Code with respect to arbitration; waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules; and providing for con-

sideration of motions to suspend the rules, which was referred to the House Calendar and ordered to be printed.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Proceedings will resume on questions previously postponed. Votes will be taken in the following order:

The motion to instruct on S. 1790; and

The motion to permit closed conference meetings on S. 1790, if offered.

The first electronic vote will be conducted as a 15-minute vote. Pursuant to clause 9 of rule XX, remaining electronic votes will be conducted as 5-minute votes.

MOTION TO INSTRUCT CONFEREES ON S. 1790, NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2020

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the unfinished business is the question on the motion to instruct on the bill (S. 1790) to authorize appropriations for fiscal year 2020 for military activities of the Department of Defense, for military construction, and for defense activities of the Department of Energy, to prescribe military personnel strengths for such fiscal year, and for other purposes, offered by the gentleman from Texas (Mr. THORNBERRY) on which the yeas and nays were ordered.

The Clerk will redesignate the motion.

The Clerk redesignated the motion.

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

The vote was taken by electronic device, and there were—yeas 198, nays 219, not voting 15, as follows:

[Roll No. 531]

YEAS—198

Aderholt	Collins (NY)	Graves (LA)	Kustoff (TN)	Pence	Stewart
Allen	Comer	Graves (MO)	LaHood	Perry	Stivers
Amodei	Conaway	Green (TN)	Lamborn	Peterson	Taylor
Armstrong	Cook	Griffith	Latta	Posey	Thompson (PA)
Babin	Crawford	Grothman	Lesko	Ratcliffe	Thornberry
Bacon	Crenshaw	Guest	Long	Reed	Timmons
Baird	Cunningham	Guthrie	Loudermilk	Reschenthaler	Tipton
Balderson	Curtis	Hagedorn	Lucas	Rice (SC)	Torres Small
Banks	Davidson (OH)	Harris	Luetkemeyer	Riggleman	(NM)
Barr	Davis, Rodney	Hartzler	Luria	Rodgers (WA)	Turner
Bergman	DesJarlais	Hern, Kevin	Maloney, Sean	Roe, David P.	Upton
Biggs	Diaz-Balart	Herrera Beutler	Marchant	Rogers (AL)	Van Drew
Bilirakis	Duffy	Hice (GA)	Marshall	Rogers (KY)	Wagner
Bishop (UT)	Duncan	Higgins (LA)	Massie	Rooney (FL)	Walberg
Bost	Dunn	Hill (AR)	McAdams	Rose, John W.	Walden
Brady	Emmer	Holding	McCarthy	Rouzer	Walker
Brooks (AL)	Estes	Hollingsworth	McCaul	Roy	Walorski
Brooks (IN)	Ferguson	Hudson	McClintock	Rutherford	Waltz
Buchanan	Fitzpatrick	Huizenga	McHenry	Scalise	Watkins
Buck	Fleischmann	Hunter	McKinley	Schweikert	Weber (TX)
Bucshon	Flores	Hurd (TX)	Meadows	Scott, Austin	Wenstrup
Budd	Fortenberry	Johnson (LA)	Meuser	Sensenbrenner	Westerman
Burchett	Fox (NC)	Johnson (OH)	Miller	Shimkus	Williams
Burgess	Fulcher	Johnson (SD)	Mitchell	Simpson	Wilson (SC)
Byrne	Gaetz	Jordan	Moolenaar	Smith (MO)	Wittman
Calvert	Gallagher	Joyce (OH)	Mooney (WV)	Smith (NE)	Womack
Carter (GA)	Gianforte	Joyce (PA)	Mullin	Smith (NJ)	Woodall
Carter (TX)	Gibbs	Katko	Newhouse	Smucker	Wright
Chabot	Gohmert	Keller	Norman	Spano	Yoho
Cheney	Gonzalez (OH)	Kelly (MS)	Nunes	Stauber	Young
Cline	Gooden	Kelly (PA)	Olson	Stefanik	Zeldin
Cloud	Gosar	King (IA)	Palazzo	Steil	
Cole	Granger	King (NY)	Palmer	Steube	
Collins (GA)	Graves (GA)	Kinzinger			

NAYS—219

Adams	Doyle, Michael F.	Lewis
Aguilar	Engel	Lieu, Ted
Allred	Escobar	Lipinski
Amash	Eshoo	Loebssack
Axne	Espaillat	Lofgren
Barragán	Evans	Lowenthal
Bass	Finkenauer	Lowey
Beatty	Fletcher	Lujan
Bera	Foster	Lynch
Beyer	Frankel	Malinowski
Bishop (GA)	Fudge	Maloney, Carolyn B.
Blumenauer	Gallego	Matsui
Blunt Rochester	Garamendi	McBath
Bonamici	García (IL)	McCullom
Boyle, Brendan F.	García (TX)	McGovern
Brindisi	Golden	McNerney
Brown (MD)	Gomez	Meeks
Brownley (CA)	Gottheimer	Meng
Bustos	Green, Al (TX)	Moore
Butterfield	Grijalva	Morelle
Carbajal	Haaland	Moulton
Cárdenas	Harder (CA)	Mucarsel-Powell
Carson (IN)	Hastings	Murphy (FL)
Cartwright	Hayes	Nadler
Casten (IL)	Heck	Napolitano
Castor (FL)	Higgins (NY)	Neal
Castro (TX)	Hill (CA)	Neguse
Chu, Judy	Himes	Norcross
Cicilline	Horn, Kendra S.	O'Halleran
Cisneros	Horsford	Ocasio-Cortez
Clark (MA)	Houahan	Omar
Clarke (NY)	Hoyer	Pallone
Clay	Huffman	Panetta
Cleaver	Jackson Lee	Pappas
Cohen	Jayapal	Pascarella
Connolly	Jeffries	Payne
Cooper	Johnson (GA)	Perlmutter
Correa	Johnson (TX)	Peters
Cox (CA)	Kaptur	Phillips
Craig	Keating	Pingree
Crist	Kelly (IL)	Pocan
Crow	Kennedy	Porter
Cuellar	Kilmer	Pressley
DeLauro	Kim	Price (NC)
DelBene	Kind	Raskin
Delgado	Kirkpatrick	Rice (NY)
Demings	Krishnamoorthi	Richmond
Deutch	Kuster (NH)	Rose (NY)
Dingell	Lamb	Rouda
Doggett	Langevin	Royal-Allard
	Larsen (WA)	Ruiz
	Larson (CT)	Ruppersberger
	Lawrence	Rush
	Sánchez	Sánchez
	Sarbanes	Scanlon
	Lee (CA)	Schakowsky
	Lee (NV)	Schiff
	Levin (CA)	Schneider
	Levin (MI)	

Schrader	Speier	Vargas
Schrier	Stanton	Veasey
Scott (VA)	Stevens	Vela
Scott, David	Suozzi	Velázquez
Serrano	Swalwell (CA)	Visclosky
Sewell (AL)	Takano	Wasserman
Shalala	Thompson (CA)	Schultz
Sherman	Titus	Waters
Sherrill	Tlaib	Watson Coleman
Sires	Tonko	Welch
Slotkin	Torres (CA)	Weston
Smith (WA)	Trahan	Wild
Soto	Trone	Yarmuth
Spanberger	Underwood	

NOT VOTING—15

Abraham	Gabbard	Roby
Arrington	Gonzalez (TX)	Ryan
Clyburn	LaMalfa	Thompson (MS)
Cummings	Mast	Webster (FL)
DeSaulnier	McEachin	Wilson (FL)

□ 1859

Mr. BLUMENAUER, Ms. KAPTUR, Mr. COURTNEY, Ms. CASTOR of Florida, Mrs. TRAHAN, Mr. LUJAN, Ms. MCCOLLUM, Messrs. DEFAZIO, DANNY K. DAVIS of Illinois, PRICE of North Carolina, NEAL, HIMES, HUFFMAN, YARMUTH, MOULTON, Ms. OMAR, Messrs. WELCH, QUIGLEY, and Ms. SPEIER changed their vote from “yea” to “nay.”

Messrs. HARRIS, ROUZER, and STEWART changed their vote from “nay” to “yea.”

So the motion to instruct was rejected.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

COMMUNICATION FROM THE CLERK OF THE HOUSE

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

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, September 12, 2019.

Hon. NANCY PELOSI,
*The Speaker, House of Representatives,
Washington, DC.*

DEAR MADAM SPEAKER: I have the honor to transmit herewith a scanned copy of a letter received from Katelyn Love, General Counsel, North Carolina State Board of Elections, indicating that, according to the preliminary results of the Special Election held September 10, 2019, the Honorable Dan Bishop was elected Representative to Congress for the Ninth Congressional District, State of North Carolina.

With best wishes, I am,

Sincerely,

CHERYL L. JOHNSON.

NORTH CAROLINA
STATE BOARD OF ELECTIONS,
Raleigh, NC, September 12, 2019.

Hon. CHERYL L. JOHNSON,
*Clerk, House of Representatives,
Washington, DC.*

DEAR MS. JOHNSON: This is to advise you that current unofficial election night results of the Special Election held on Tuesday, September 10, 2019, for a Representative in Congress from the Ninth Congressional District of North Carolina, show that Dan Bishop received 96,081 or 50.74% of the votes cast for that office.

While vote counting at the precinct and of approved absentee ballots occurs immediately after the polls close, provisional offi-

cial ballots and absentee ballots received on or after Election Day, September 10, 2019, are still being counted. See N.C.G.S. 163A-1169(a), 163A-1310, 163A-1344, 163A-1346. Civilian and UOCAVA absentee ballots shall be counted if received by 5:00 pm on Friday, September 13, 2019 and all other requirements are met.

The county canvasses will occur on Monday, September 16, 2019. Prior to canvass, county boards of elections complete sample audit counts of a statistically significant sample in each county. The purpose of the audit is to provide for a sample hand-to-eye count of ballots in each county to ensure equipment used to count votes during the election worked properly.

Any protest concerning the conduct of the election must be filed with the county board of elections by 5:00 pm on Thursday, September 18, 2019. See N.C.G.S. 163A-1177. To the best of my knowledge and belief as of the date of this letter, no protest has been filed.

The State Board will hold its canvass on Tuesday, October 1, 2019. State and county board staff complete additional post-election audits prior to this date. After the State canvass of votes for the Ninth Congressional District of North Carolina has been completed, an official Certificate of Election will be prepared for transmittal as required by law.

Sincerely,

KATELYN LOVE,
General Counsel.

COMMUNICATION FROM THE CLERK OF THE HOUSE

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

OFFICE OF THE CLERK,
HOUSE OF REPRESENTATIVES,
Washington, DC, September 12, 2019.

Hon. NANCY PELOSI,
*The Speaker, House of Representatives,
Washington, DC.*

DEAR MADAM SPEAKER: I have the honor to transmit herewith a scanned copy of a letter received from Katelyn Love, General Counsel, North Carolina State Board of Elections, indicating that, according to the preliminary results of the Special Election held September 10, 2019, the Honorable Greg Murphy was elected Representative to Congress for the Third Congressional District, State of North Carolina.

With best wishes, I am,

Sincerely,

CHERYL L. JOHNSON.

NORTH CAROLINA
STATE BOARD OF ELECTIONS,
Raleigh, NC, September 12, 2019.

Hon. CHERYL L. JOHNSON,
*Clerk, House of Representatives,
The Capitol, Washington, DC.*

DEAR MS. JOHNSON: This is to advise you that current unofficial election night results of the Special Election held on Tuesday, September 10, 2019, for a Representative in Congress from the Third Congressional District of North Carolina, show that Greg Murphy received 70,142 or 61.74% of the votes cast for that office.

While vote counting at the precinct and of approved absentee ballots occurs immediately after the polls close, provisional official ballots and absentee ballots received on or after Election Day, September 10, 2019, are still being counted. See N.C.G.S. 163A-1169(a), 163A-1310, 163A-1344, 163A-1346. Due to Hurricane Dorian, the deadline to receive absentee ballots was extended. Civilian absentee ballots delivered by mail or commer-

cial courier service shall be counted if post-marked by Election Day and received by 5:00 pm on Wednesday, September 18, 2019. UOCAVA absentee ballots shall be counted if received by 5:00 pm Thursday, September 19, 2019.

The county canvasses will occur on Friday, September 20, 2019. Prior to canvass, county boards of elections complete sample audit counts of a statistically significant sample in each county. The purpose of the audit is to provide for a sample hand-to-eye count of ballots in each county to ensure equipment used to count votes during the election worked properly.

Any protest concerning the conduct of the election must be filed with the county board of elections by 5:00 pm on Tuesday, September 24, 2019. See N.C.G.S. 163A-1177. To the best of my knowledge and belief as of the date of this letter, no protest has been filed.

The State Board will hold its canvass on Tuesday, October 1, 2019. State and county board staff complete additional post-election audits prior to this date. After the State canvass of votes for the Third Congressional District of North Carolina has been completed, an official Certificate of Election will be prepared for transmittal as required by law.

Sincerely,

KATELYN LOVE,
General Counsel.

SWEARING IN OF THE HONORABLE DAN BISHOP, OF NORTH CAROLINA, AND THE HONORABLE GREG MURPHY, OF NORTH CAROLINA, AS MEMBERS OF THE HOUSE OF REPRESENTATIVES

Mr. PRICE of North Carolina. Madam Speaker, I ask unanimous consent that the gentlemen from North Carolina, the Honorable Dan Bishop and the Honorable Greg Murphy, be permitted to take the oath of office today.

Their certificates of election have not arrived, but there is no contest and no question has been raised with regard to their elections.

The SPEAKER. Is there objection to the request of the gentleman from North Carolina?

There was no objection.

SWEARING IN OF MEMBERS-ELECT

The SPEAKER. Will the Representatives-elect please present themselves in the well.

Mr. BISHOP of North Carolina and Mr. MURPHY of North Carolina appeared at the bar of the House and took the oath of office, as follows:

Do you solemnly swear or affirm that you will support and defend the Constitution of the United States against all enemies, foreign and domestic; that you will bear true faith and allegiance to the same; that you take this obligation freely, without any mental reservation or purpose of evasion; and that you will well and faithfully discharge the duties of the office on which you are about to enter, so help you God.

The SPEAKER. Congratulations. You are now Members of the 116th Congress.