

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
Allen
Amodei
Armstrong
Babin
Bacon
Baird
Balderson
Banks
Barr
Bergman
Biggs
Bilirakis
Bishop (UT)
Bost
Brady
Brooks (AL)
Brooks (IN)
Buchanan
Buck
Bucshon
Budd
Burchett
Burgess
Byrne
Calvert
Carter (GA)
Carter (TX)
Chabot
Cheney
Cline
Cloud
Cole
Collins (GA)

Collins (NY)
Comer
Conaway
Cook
Crawford
Crenshaw
Cunningham
Curtis
Davidson (OH)
Davis, Rodney
DesJarlais
Diaz-Balart
Duffy
Duncan
Dunn
Emmer
Estes
Ferguson
Fitzpatrick
Fleischmann
Flores
Fortenberry
Fox (NC)
Fulcher
Gaetz
Gallagher
Gianforte
Gibbs
Gohmert
Gonzalez (OH)
Gooden
Gosar
Granger
Graves (GA)

Graves (LA)
Graves (MO)
Green (TN)
Griffith
Grothman
Guest
Guthrie
Hagedorn
Harris
Hartzler
Hern, Kevin
Herrera Beutler
Hice (GA)
Higgins (LA)
Hill (AR)
Holding
Hollingsworth
Hudson
Huizenga
Hunter
Hurd (TX)
Johnson (LA)
Johnson (OH)
Johnson (SD)
Jordan
Joyce (OH)
Joyce (PA)
Katko
Keller
Kelly (MS)
Kelly (PA)
King (IA)
King (NY)
Kinzinger

Kustoff (TN)
LaHood
Lamborn
Latta
Lesko
Long
Loudermilk
Lucas
Luetkemeyer
Luria
Maloney, Sean
Marchant
Marshall
Massie
McAdams
McCarthy
McCaull
McClintock
McHenry
McKinley
Meadows
Meuser
Miller
Mitchell
Moolenaar
Mooney (WV)
Mullin
Newhouse
Norman
Nunes
Olson
Palazzo
Palmer

Pence
Perry
Peterson
Posey
Ratcliffe
Reed
Reschenthaler
Rice (SC)
Riggleman
Rodgers (WA)
Roe, David P.
Rogers (AL)
Rogers (KY)
Rooney (FL)
Rose, John W.
Rouzer
Roy
Rutherford
Scalise
Schweikert
Scott, Austin
Sensenbrenner
Shimkus
Simpson
Smith (MO)
Smith (NE)
Smith (NJ)
Smucker
Spano
Stauber
Stefanik
Steil
Steube

Stewart
Stivers
Taylor
Thompson (PA)
Thornberry
Timmons
Tipton
Torres Small
(NM)
Turner
Upton
Van Drew
Wagner
Walberg
Walden
Walker
Walorski
Waltz
Watkins
Weber (TX)
Wenstrup
Westerman
Williams
Wilson (SC)
Wittman
Womack
Woodall
Wright
Yoho
Young
Zeldin

NAYS—219

Adams
Aguilar
Allred
Amash
Axne
Barragán
Bass
Beatty
Bera
Beyer
Bishop (GA)
Blumenauer
Blunt Rochester
Bonamici
Boyle, Brendan
F.
Brindisi
Brown (MD)
Brownley (CA)
Bustos
Butterfield
Carbajal
Cárdenas
Carson (IN)
Cartwright
Case
Casten (IL)
Castor (FL)
Castro (TX)
Chu, Judy
Cicilline
Cisneros
Clark (MA)
Clarke (NY)
Clay
Cleaver
Cohen
Connolly
Cooper
Correa
Costa
Courtney
Cox (CA)
Craig
Crist
Crist
Crow
Cuellar
Davids (KS)
Davis (CA)
Davis, Danny K.
Dean
DeFazio
DeGette
DeLauro
DelBene
Delgado
Demings
Deutch
Dingell
Doggett

Doyle, Michael
F.
Engel
Escobar
Eshoo
Español
Evans
Finkenauer
Fletcher
Foster
Frankel
Fudge
Gallego
Garamendi
Garcia (IL)
Garcia (TX)
Golden
Gomez
Gottheimer
Green, Al (TX)
Grijalva
Haaland
Harder (CA)
Hastings
Hayes
Heck
Higgins (NY)
Hill (CA)
Himes
Horn, Kendra S.
Horsford
Houlahan
Hoyer
Huffman
Jackson Lee
Jayapal
Jeffries
Johnson (GA)
Johnson (TX)
Kaptur
Keating
Kelly (IL)
Kennedy
Khanna
Kildee
Kilmer
Kim
Kind
Kirkpatrick
Krishnamoorthi
Kuster (NH)
Lamb
Langevin
Larsen (WA)
Larson (CT)
Lawrence
Lawson (FL)
Lee (CA)
Lee (NV)
Levin (CA)
Levin (MI)

Lewis
Lieu, Ted
Lipinski
Loebach
Lofgren
Lowenthal
Lowey
Lujan
Lynch
Malinowski
Maloney, Carolyn B.
Matsui
McBath
McCollum
McGovern
McNerney
Meeks
Meng
Moore
Morelle
Moulton
Mucarsel-Powell
Murphy (FL)
Nadler
Napolitano
Neal
Neguse
Norcross
O'Halleran
Ocasio-Cortez
Omar
Pallone
Panetta
Pappas
Pascarelli
Payne
Perlmutter
Peters
Phillips
Pingree
Pocan
Porter
Pressley
Price (NC)
Quigley
Raskin
Rice (NY)
Richmond
Rose (NY)
Rouda
Roybal-Allard
Ruiz
Ruppersberger
Rush
Sánchez
Sarbanes
Scanlon
Schakowsky
Schiff
Schneider

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)	Wexton
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. LUJÁN, 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 postmarked 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.