

Sherrill Titus Velázquez
Sires Tlaib Visclosky
Smith (WA) Tonko Wasserman
Soto Torres (CA) Schultz
Speier Torres Small
Stanton (NM) Watson Coleman
Stevens Trahan Welch
Suozi Trone Wexton
Swalwell (CA) Underwood Wild
Takano Vargas Yarmuth
Thompson (CA) Veasey
Thompson (MS) Vela

NOT VOTING—23

Carter (TX) Lieu, Ted Ratcliffe
DeSaulnier Lipinski Rooney (FL)
DesJarlais Lofgren Roybal-Allard
Gonzalez (TX) Lucas Serrano
Granger Marchant Shimkus
Johnson (TX) Marshall Wilson (FL)
Kirkpatrick Mitchell Wright
Lewis Napolitano

□ 2022

Mrs. BEATTY, Messrs. SMITH of Washington, TRONE, and Miss RICE of New York changed their vote from “yea” to “nay.”

Messrs. GREEN of Tennessee, FORTENBERRY, GRAVES of Louisiana, LUETKEMEYER, HAGEDORN, and WEBER of Texas changed their vote from “nay” to “yea.”

So the motion to recommit was rejected.

The result of the vote was announced as above recorded.

Stated against:

Mrs. NAPOLITANO. Mr. Speaker, I was absent during rollcall vote No. 108. Had I been present, I would have voted “nay” on the motion to recommit on H.R. 6800.

The SPEAKER pro tempore. The question is on the passage of the bill.

Pursuant to clause 10 of rule XX, the yeas and nays are ordered.

The vote was taken by electronic device, and there were—yeas 208, nays 199, not voting 23, as follows:

[Roll No. 109]

YEAS—208

Adams Costa Haaland
Aguilar Courtney Harder (CA)
Allred Cox (CA) Hastings
Barragán Craig Hayes
Bass Crist Heck
Beatty Crow Higgins (NY)
Bera Cuellar Himes
Beyer Davis (CA) Horsford
Bishop (GA) Davis, Danny K. Houlahan
Blumenauer Dean Hoyer
Blunt Rochester DeFazio
Bonamici DeGette Huffman
Boyle, Brendan DeLauro Jackson Lee
F. DelBene Jeffries
Brindisi Johnson (GA)
Brown (MD) Kaptur
Brownley (CA) Demings Keating
Bustos Deutch Kelly (IL)
Butterfield Dingell Kennedy
Carbajal Doggett Khanna
Cárdenas Doyle, Michael Kildee
Carson (IN) F. Kilmer
Cartwright Engel Kim
Case Escobar Kind
Casten (IL) Eshoo King (NY)
Castor (FL) Krishnamoorthi
Castro (TX) Evans Kuster (NH)
Chu, Judy Fletcher Langevin
Cicilline Foster Larsen (WA)
Cisneros Frankel Larson (CT)
Clark (MA) Fudge Lawrence
Clarke (NY) Gabbard Lawson (FL)
Clay Gallego Lee (CA)
Cleaver Garamendi Lee (NV)
Clyburn Garcia (IL) Levin (CA)
Cohen Garcia (TX) Levin (MI)
Connolly Gomez Loebsack
Cooper Gottheimer Lowenthal
Correa Grijalva Lowey
Luján

Lynch Perlmutter Sires
Malinowski Peters Slotkin
Maloney, Peterson Smith (WA)
Carolyn B. Phillips Soto
Maloney, Sean Pingree
Matsui Pocan
McBath Porter
McCollum Pressley
McEachin Price (NC)
McGovern Quigley
McNerney Raskin
Meeks Rice (NY)
Meng Richmond
Mfume Rose (NY)
Moore Rouda
Morelle Ruiz
Moulton Ruppersberger
Mucarsel-Powell Rush
Murphy (FL) Ryan
Nadler Sanchez
Neal Sarbanes
Neguse Scanlon
Norcross Schakowsky
O'Halleran Schiff
Ocasio-Cortez Schneider
Omar Schrier
Pallone Scott (VA)
Panetta Scott, David
Pappas Sewell (AL)
Pascarell Shalala
Payne Sherman
Pelosi Sherrill

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

NAYS—199

Wittman Woodall Young
Womack Yoho Zeldin

NOT VOTING—23

Carter (TX) Lieu, Ted Ratcliffe
DeSaulnier Lipinski Rooney (FL)
DesJarlais Lofgren Roybal-Allard
Gonzalez (TX) Lucas Serrano
Granger Marchant Shimkus
Johnson (TX) Marshall Wilson (FL)
Kirkpatrick Mitchell Wright
Lewis Napolitano

□ 2124

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

Ms. TLAIB changed her vote from “nay” to “yea.”

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mrs. NAPOLITANO. Madam Speaker, I was absent during roll call vote No. 109. Had I been present, I would have voted “yea” on passage of H.R. 6800—the Heroes Act.

PERSONAL EXPLANATION

Mr. DESJARLAIS. Madam Speaker, as a result of my physician's recommendation to avoid travel as a result of recent knee replacement surgery, I was unable to be in the chamber for votes today. Had I been present, I would have voted “nay” on rollcall No. 105: Previous Question H. Res. 967, “nay” on rollcall No. 106: Passage H. Res. 967, “nay” on rollcall No. 107: Passage H. Res. 965, “yea” on rollcall No. 108: Motion to Recommit H.R. 6800, and “nay” on rollcall No. 109: Passage H.R. 6800.

LEGISLATIVE PROGRAM

(Mr. HOYER asked and was given permission to address the House for 1 minute.)

Mr. HOYER. Madam Speaker, I am going to be yielding to the Republican whip in just a second, but I will announce the schedule for the weeks to come.

As we face the crisis of the COVID-19 pandemic, the House must do its duty in full and do so in a way that contributes to the safety and welfare of our people and not in any way that harms it.

I want to thank each Member of the House for returning to D.C. today to vote on this important legislation.

Madam Speaker, Members are advised that no votes are expected in the House next week. Members are further advised that the House will be in session on Wednesday, May 27, and May 28.

As everyone knows, the Senate has amended the House-passed FISA bill, a very important piece of legislation that will require the House to act again. I expect that to be considered on the 27th.

I also expect conversations to continue on additional legislation addressing the COVID-19 pandemic. The House could vote on COVID-19-related bills on May 27 and 28.

I am pleased that the House has adopted a resolution to allow the committees to work remotely. I look forward to getting our committees back

up and running so they can begin having hearings and markups on critical legislation.

□ 2130

Clearly, the House, as it moves forward, needs product. I have talked to the appropriators. I know that the WRDA bill is also a bill that we are looking at moving forward.

The National Defense Authorization Act is a bill that we want to see marked up. I talked to Mr. SMITH tonight so, hopefully, we will be moving ahead, getting product, and we will be considering that.

We have adopted some rules, not only for committees but for the floor, that will facilitate not only working on legislation but also the safety of our Members and staff.

As the gentleman knows, we have a number of must-pass bills that I have just mentioned. I think I did not mention the surface transportation bill, but I did mention WRDA. As committees begin consideration of these bills, I will be in touch with Members about when they will be scheduled.

Beyond May 27 and May 28, I want all Members to know that they will be given 72 hours' notice of when they would need to be returning to Washington, D.C., for any additional votes.

I would simply say one of the reasons that we are not meeting next week, we are going to give the staff, not only of the committees but of the House, the opportunity to determine exactly how the new rules can be carried out—not in any way to adversely affect either our Republican side of the aisle or the Democratic side of the aisle—and to reflect accurately the votes of Members, whether they are able to get to Washington during this pandemic or not.

Madam Speaker, I yield to the gentleman from Louisiana (Mr. SCALISE), my friend.

Mr. SCALISE. Madam Speaker, I thank the gentleman for yielding.

A couple of questions, but first, I want to ask: It is my understanding that on May 19, next week, we are supposed to be swearing in the new Members of Congress who were elected this week. You didn't mention that. Is that still going to move forward here on the House floor?

Mr. HOYER. Madam Speaker, I apologize for not mentioning that. There will be pro forma sessions, and at the pro forma session on Tuesday, we will swear in the two new Members.

Madam Speaker, I yield to the gentleman.

Mr. SCALISE. Madam Speaker, I thank the gentleman for that clarification.

Obviously, we had a full debate on the floor today about this change in the proxy voting. There still were many constitutional questions raised, especially as it relates to Article I, Section 5, which states that a majority of each House shall constitute a quorum. I would hope, although the rule is clearly passed and your side was

able to pass that, doesn't mean it needs to be exercised because the Senate is going to be in next week.

Because we proved today that we can come back safely and conduct our business, I would just hope and urge that while it is now an opportunity, an option for the majority to use that, we still would continue to do business with a majority of Members being present. Because if a major piece of legislation were to come to this floor and to pass with a proxy—meaning 20 people holding proxies, clearly, under your bill, would be what your side would claim to be a majority—it would be challenged. It definitely would be eligible for being challenged in court under Article I, Section 5, the constitutional requirement of a quorum.

I would just hope that would be considered that, while it is there in the rule now, doesn't mean it has to be the way the House conducts business.

Mr. HOYER. Madam Speaker, reclaiming my time, the gentleman is correct. We expect a good turnout of Members on both sides of the aisle to be in the Chamber when we meet. We do know, however, there are Members who, for health reasons—either their own health or the health of one of their family members—transportation issues, as you know, are more difficult now with the pandemic going on, but our expectation is there will be a good number of Members.

We do not expect there to be 20 Members here. We expect there to be many more. And as the gentleman knows, when asked to come to the House to pass critically important legislation, Members on both sides of the aisle have been here in large numbers.

Madam Speaker, I yield to the gentleman.

Mr. SCALISE. Madam Speaker, I think today our total number of Members that showed up, out of 435, were 406. Of course, we didn't have the full 435. We will have a few more sworn in next week. But with over 400 Members of Congress able to get here safely to do our business—and again, we know the Senate is going to be in next week; we know the President is at the White House working, as well, with his team—I would just hope that we would continue to lead by example as we are encouraging others to safely reopen.

My home State of Louisiana today started entering into phase 1 of the reopening of our economy, and we saw so many new establishments. Of course, we have got our frontline workers, hospitals, and grocery stores that have already been opened and other establishments, but today we were able to have a full entering of phase 1, and from all accounts, it went very smoothly.

I know the gentleman's State of Maryland is doing the same thing, and 36 different States are already entering phase 1 of reopening. I would just hope that we would lead by example by showing here in the House that we, too, can do the people's business safely in person.

And do we know when that next time that the House would be convening? If it is not going to be next week, do we have a date when?

Mr. HOYER. Madam Speaker, I would tell the gentleman, May 27 and 28.

Mr. SCALISE. And is there any formal legislation or even committee hearings?

Mr. HOYER. I have already said, but I will repeat it.

We will be considering FISA legislation, I believe, on May 27, and we will be considering other COVID-19-related bills, if they are ready.

We have not specifically identified those bills, but on May 27 and 28, we will be meeting 2 days on that week. It is, as you know, Memorial Day on Monday of that week.

Mr. SCALISE. And then for committees like Armed Services that are going to be, hopefully, starting their negotiations on the National Defense Authorization Act, obviously, those are things that have an opportunity to be bipartisan. Hopefully, they will be bipartisan. Historically, they have been. And that would be, hopefully, some more work that the House would do here in Washington, here at the Capitol.

And we would just push to make sure that that is the case, that we do as much of our work here, not remotely, not through Zoom and Skype and Webex and other things, but actually here in the Capitol where we can, again, show the country, as we are asking them to safely reopen and start getting our economy back on track, that we would do the same thing.

Mr. HOYER. Reclaiming my time, what I think, Mr. Whip, is that we are showing that we intend to do our work and we intended to do it with concern for the safety of our Members, with the safety of our staff, the safety of witnesses who appear before our committees, and the safety of committee members as they proceed.

I will tell you that Mr. SMITH and I had a discussion, as I said a little earlier, and he is going to be talking to his ranking member. I expect them to have a markup, and I expect that markup to be in person.

Mr. SCALISE. I would just share the gentleman's hope that that happens. I know there was a lot of concern expressed with the resolution that authorized pro forma sessions until July 21, and I sure hope that is not the approach that the House would be taking, that instead of pro forma, we would actually be here in person doing the work of the people.

Mr. HOYER. We are in session now, of course, and I expect us to be in session on May 27 and 28. I expect, in the interim, committees will be considering legislation so that we will have product to do.

We are behind schedule. I still want to accomplish much of the work that we need to do as a regular order of business in the near term.

Mr. SCALISE. Madam Speaker, I thank the gentleman.

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

REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H.R. 6666

Mr. VAN DREW. Madam Speaker, I ask unanimous consent to be removed as a cosponsor of H.R. 6666.

The SPEAKER pro tempore (Ms. JACKSON LEE). Is there objection to the request of the gentleman from New Jersey?

There was no objection.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. The Chair announces that the Speaker's announced policy of April 7, 2020, will remain in effect through July 21, 2020.

LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to:

Mr. DESJARLAIS (at the request of Mr. MCCARTHY) for today on account of recovering from surgery.

REMOTE VOTING BY PROXY REGULATIONS PURSUANT TO HOUSE RESOLUTION 965, 116TH CONGRESS

HOUSE OF REPRESENTATIVES,
Washington, DC, May 15, 2020.

MADAM SPEAKER: Pursuant to Section 6 of House Resolution 965, 116th Congress, I hereby submit the following regulations regarding remote voting by proxy for printing in the CONGRESSIONAL RECORD.

Sincerely,

JAMES P. MCGOVERN,
Chairman, Committee on Rules.

REMOTE VOTING BY PROXY REGULATIONS PURSUANT TO HOUSE RESOLUTION 965

A. Proxy Designation Letter

1. A Member seeking to vote remotely by proxy must submit to the Clerk a dated and signed letter authorizing another Member to serve as their proxy. The letter must be submitted before the beginning of the first vote in which the Member wishes to vote by proxy, and must include:

i. An affirmative statement that because of the public health emergency the Member is unable to physically attend proceedings in the House Chamber and is granting authority to have their vote cast by proxy.

ii. The name and state of the Member who is being designated as a proxy.

iii. The original signature of the Member granting the proxy. Auto-pen or stamped signatures will not satisfy this signature requirement.

2. A letter missing any of the items in paragraph 1 shall not be verified by the Clerk pursuant to regulation B.3, which will result in the proxy being unable to vote on the Member's behalf.

B. Submission of Proxy Designation Letter to Clerk

1. Before submitting a letter designating a proxy, Members must confirm with their designated proxy that he or she agrees to and is able to vote for them.

2. To ensure the Clerk receives the letter in a timely manner, a Member seeking to vote by proxy should scan and email the letter to the Clerk from a House-maintained

email account. Such electronic copy shall be actionable by the Clerk, including if, despite best efforts, the physical original is lost or damaged.

3. Upon electronic receipt of any letter described in these regulations, the Clerk must verify the letter and send a confirmation of receipt via email. A Member seeking to vote by proxy must then send the dated and signed hard copy of the letter to the Clerk so that it may be kept as a record. The Clerk, in concurrence with the Chair of the Committee on House Administration, may impose additional security requirements with respect to the electronic submission of proxy letters.

4. The Clerk must make any letter received pursuant to these regulations available on a publicly accessible website as quickly as practicable upon verification of the letter.

5. The letter will be used by the Clerk to certify that a Member serving as a proxy has the authority to cast votes on behalf of the Member voting remotely by proxy.

C. Duty of the Proxy

1. A Member serving as a proxy must agree to and be able to appear in the Capitol for roll call votes at any time for the duration of the covered period. If they are unwilling or unable to perform this duty at any point, they must inform the Member for whom they are voting by proxy as quickly as possible.

2. Before a Member's presence may be recorded by proxy during a quorum call, the Member serving as a proxy must have exact instruction pursuant to regulation C.6 from the Member voting by proxy on whether they intend to be recorded as present, and must follow such instruction in responding to the quorum call.

3. Before a vote may be cast by proxy, the Member serving as a proxy must have exact instruction pursuant to regulation C.6 from the Member voting by proxy on whether they intend to vote yea, nay, or present on the specific text or matter at hand, and must follow such instruction exactly in casting the proxy vote.

4. If the text of a measure changes after such instruction is received, the Member serving as a proxy may not cast a vote for the Member voting by proxy until new instruction is received.

5. If an identical motion is made to a motion on which a Member voting by proxy has previously given instruction, the Member serving as a proxy must still receive voting instructions pursuant to regulation C.6 on the new motion in order to cast the proxy vote.

6. The Member voting by proxy must provide written voting instruction (which may be in electronic form) to the Member serving as proxy. Members shall use official devices and accounts to transmit such instruction to the maximum extent practicable. If they are unable to transmit written instruction in a timely manner, a member of their staff may transmit the instruction at the direction of the Member, and that Member must confirm the instruction by telephone to the Member serving as proxy before the vote may be cast on their behalf.

D. Alteration or Revocation of Proxy

1. At any time during the public health emergency, a Member is permitted to change their designated proxy.

i. In addition to including all the information required by regulation A, a letter changing a Member's proxy must clearly state that the signing Member seeks to change their proxy from the Member currently holding their proxy to a different Member who will hold their proxy starting on the date specified in the letter.

ii. Any such letter must be submitted following the directions provided for the Proxy Designation Letter in regulation B.

2. A Member may revoke their proxy at any time for any reason. Revocation of proxy does not prohibit a Member from designating a proxy at a later time.

i. A Member seeking to revoke their proxy must send to the Clerk a signed letter revoking their proxy which includes the date upon which their proxy is revoked. This letter must be submitted following the directions provided for the Proxy Designation Letter in regulation B.

ii. Pursuant to section 2(a)(2)(B) of House Resolution 965, a Member will be considered to have revoked their proxy if they vote or record their own presence in the House Chamber.

E. Timing of Votes

1. The Majority Leader must provide Members with 24-hours' notice before any vote on the final disposition of bills or joint resolutions conducted during the period designated by the Speaker pursuant to House Resolution 965.

REMOTE COMMITTEE PROCEEDINGS REGULATIONS PURSUANT TO HOUSE RESOLUTION 965, 116TH CONGRESS

HOUSE OF REPRESENTATIVES,
Washington, DC, May 15, 2020.

MADAM SPEAKER: Pursuant to Section 4(h) of House Resolution 965, 116th Congress, I hereby submit the following regulations regarding remote committee proceedings for printing in the CONGRESSIONAL RECORD.

Sincerely,

JAMES P. MCGOVERN,
Chairman, Committee on Rules.

REMOTE COMMITTEE PROCEEDINGS REGULATIONS PURSUANT TO HOUSE RESOLUTION 965

A. Presence and Voting

1. Members participating remotely in a committee proceeding must be visible onscreen within the software platform when joining the proceeding for the purposes of identity verification.

2. Members participating remotely in a committee proceeding must continue to use the software platform's video function for the remainder of the time they are attending the proceeding unless they experience connectivity issues or other technical problems that render the member unable to fully participate on camera (except as provided in regulations A.3 and A.4).

3. The exception in regulation A.2 for connectivity issues or other technical problems does not apply if a point of order has been made that a quorum is not present. Members must be visible to the committee chair in order to be counted for the purpose of establishing a quorum.

4. The exception in regulation A.2 for connectivity issues or other technical problems does not apply during a vote. Members must be visible to the committee chair in order to vote.

5. Members experiencing connectivity issues or other technical problems hindering their participation in the proceeding should inform committee majority or minority staff.

6. The chair shall make a good faith effort to provide every member experiencing connectivity issues an opportunity to participate fully in the proceedings.

7. Members may not participate in more than one proceeding simultaneously.

B. Technology

1. When a proceeding is conducted at a remote "place" pursuant to section 4(a)(6) of House Resolution 965, streaming the proceeding on the committee's website constitutes sufficient public, Member, and press access for the purposes of section 4(e) of such