

Louisiana for bringing this amendment.

Mr. MELANCON. I yield 30 seconds to the chairman.

Mr. RAHALL. Just to clarify for my colleague from Washington, my ranking member, if his concern was about the taxpayer ending up paying for something that BP should be liable for under the gentleman from Louisiana's amendment, we do have a catch-all provision in the legislation that applies to not only the entire legislation, but would apply to the gentleman from Louisiana's amendment as well that says none of the funds that are authorized or made available by this act may be used to carry out any activity or pay any cost for removal or damages for which a responsible party, BP, is liable under the OPA.

Mr. HASTINGS of Washington. I yield myself the balance of my time.

I simply make the point that, yes, I understand these dollars come from the affected party. But if it gets into the Federal Government Treasury, then the Federal Government is the government of the people, it becomes taxpayer dollars. That's the only point I am making.

I support the amendment. I think it makes perfectly good sense. It has broad support of those Members that are affected by this spill. But I just wanted to simply make that point, probably more to emphasize than anything else that BP is truly responsible for this, and we all recognize that.

I urge support of the amendment, and I yield back the balance of my time.

The CHAIR. The question is on the amendment offered by the gentleman from Louisiana (Mr. MELANCON).

The amendment was agreed to.

Mr. RAHALL. Mr. Chairman, I move that the Committee do now rise.

The motion was agreed to.

Accordingly, the Committee rose; and the Speaker pro tempore (Mr. OBEY) having assumed the chair, Mr. JACKSON of Illinois, Chair of the Committee of the Whole House on the State of the Union, reported that that Committee, having had under consideration the bill (H.R. 3534) to provide greater efficiencies, transparency, returns, and accountability in the administration of Federal mineral and energy resources by consolidating administration of various Federal energy minerals management and leasing programs into one entity to be known as the Office of Federal Energy and Minerals Leasing of the Department of the Interior, and for other purposes, had come to no resolution thereon.

#### APPOINTMENT AS INSPECTOR GENERAL FOR THE U.S. HOUSE OF REPRESENTATIVES

The SPEAKER pro tempore. Pursuant to section 2(b) of rule VI, and the order of the House of January 6, 2009, the Chair announces that the Speaker, majority leader and minority leader jointly appoint Ms. Theresa M.

Grafenstine, Manassas, Virginia, to the position of Inspector General for the U.S. House of Representatives effective July 30, 2010.

#### OFFSHORE OIL AND GAS WORKER WHISTLEBLOWER PROTECTION ACT OF 2010

The SPEAKER pro tempore. Pursuant to clause 1(c) of rule XIX, proceedings will resume on the bill (H.R. 5851) to provide whistleblower protections to certain workers in the offshore oil and gas industry.

The Clerk read the title of the bill.

#### MOTION TO RECOMMIT

Mr. KLINE of Minnesota. Mr. Speaker, I offer a motion to recommit.

The SPEAKER pro tempore. Is the gentleman opposed to the bill?

Mr. KLINE of Minnesota. I am, in its current form.

The SPEAKER pro tempore. The Clerk will report the motion to recommit.

The Clerk read as follows:

Mr. Kline of Minnesota moves to recommit the bill, H.R. 5851, to the Committee on Education and Labor with instructions to report the same back to the House forthwith with the following amendment:

Strike all after the enacting clause and insert the following:

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Whistleblower Parity Act".

#### SEC. 2. WHISTLEBLOWER PROTECTION FOR CERTAIN OFFSHORE WORKERS.

(a) PROHIBITION ON RETALIATION.—No person shall discharge or in any manner discriminate against any covered employee because such covered employee has filed any complaint or instituted or caused to be instituted any proceeding related to any workplace safety and health regulation issued pursuant to section 21 of the Outer Continental Shelf Lands Act (43 U.S.C. 1347) or has testified or is about to testify in any such proceeding or because of the exercise by such covered employee on behalf of himself or herself or others of any right afforded by such Act.

(b) COMPLAINT PROCEDURE.—Any covered employee who believes that he or she has been discharged or otherwise discriminated against by any person in violation of this section may, within 30 days after such violation occurs, file a complaint with the Secretary alleging such discrimination. Upon receipt of such complaint, the Secretary shall cause such investigation to be made as the Secretary determines appropriate. If upon such investigation, the Secretary determines that the provisions of this section have been violated, the Secretary shall bring an action in any appropriate United States district court against such person. In any such action the United States district courts shall have jurisdiction, for cause shown to restrain violations of subsection (a) of this subsection and order all appropriate relief including rehiring or reinstatement of the employee to his or her former position with back pay.

(c) NOTIFICATION.—Within 90 days of the receipt of a complaint filed under this section the Secretary shall notify the complainant of the Secretary's determination under subsection (b) of this section.

#### SEC. 3. DEFINITIONS.

As used in this Act—

(1) the term "covered employee" means an individual engaged in activities on or in wa-

ters above the Outer Continental Shelf related to supporting or carrying out exploration, development, production, processing, or transportation of oil on behalf of an employer;

(2) the term "employer" has the meaning given such term in section 3 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 652);

(3) the term "Outer Continental Shelf" has the meaning that the term "outer Continental Shelf" has in section 2 of the Outer Continental Shelf Lands Act (43 U.S.C. 1331); and

(4) the term "Secretary" means the Secretary of Labor.

#### SEC. 4. CONSTRUCTION.

Nothing in this Act shall be construed to affect any rights, protections, or remedies available to covered employees under section 2114 of title 46, United States Code.

Mr. KLINE of Minnesota (during the reading). Mr. Speaker, I ask unanimous consent that the motion to recommit be considered as read.

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

There was no objection.

The SPEAKER pro tempore. The gentleman is recognized for 5 minutes.

Mr. KLINE of Minnesota. Mr. Speaker, like every Member of Congress, I am deeply concerned for the safety of offshore oil rig workers. No worker who sees a hazard to health and safety in violation of the law should fear reporting the violation to the proper authorities. Effective workplace safety starts with compliance, and is enhanced by alert workers who help ensure appropriate safety rules are being followed. That is why I am asking all my colleagues to support this motion to recommit.

This proposal extends the whistleblower protections in the Occupational Safety and Health Act to workers on offshore oil rigs. As I noted earlier, there are a number of concerns with the Democrats' proposal. It creates an entirely new whistleblower protection framework for workers directly or indirectly involved with offshore oil drilling, departing from the long-standing protections in existing health and safety laws.

The majority also fails to focus on oil rig workers, extending their untested form of whistleblower protections to various workers on land who are already protected by existing, and possibly conflicting, statutes.

□ 1630

Legal confusion and uncertainty are never good when it comes to workplace safety. Last month, the Education and Labor Committee heard from Federal officials who could not answer whether offshore oil rig workers have access to basic whistleblower protections. To date, the committee has not received a response to a request for clarification. Virtually every American worker enjoys these important protections, yet Federal officials did not know whether maritime law, Federal safety and health law, or some other law was fully protecting oil rig workers.

Despite this confusion, not a single followup hearing was heard in the Education and Labor Committee. Certainly there was no committee vote on this legislation. Just last night, the House Rules Committee held the first and only hearing this legislation has ever received. In fact, Members of Congress and the public have had less than a week to examine the bill and determine what effect it may have on the safety of oil rig workers or to what extent it may even be necessary.

If the majority is determined to rush this bill through Congress without examining the full consequences and context of the issue, I would, instead, suggest a straightforward approach that more fully relies on current law.

We believe offshore oil rig workers deserve whistleblower protections and the OSH Act offers us an opportunity to extend those protections immediately. The OSH Act has been the law of the land since 1978, more than 30 years. It has improved over time through congressional and administrative action. And by incorporating oil rig workers into existing protections, they will automatically be included into any future changes of the law.

In short, the Republican motion to recommit provides parity in whistleblower protections. The Democrats' bill creates confusion. Our approach gives certainty. The Democrats' bill creates legal conflict. Our approach has established case law. The Democrats' bill will take time to implement and understand. Our approach will provide immediate protections in a manner Federal authorities and workers already know and understand.

I strongly urge my colleagues to support this motion.

I yield back the balance of my time.  
Mr. GEORGE MILLER of California.  
I rise in opposition to the motion.

The SPEAKER pro tempore. The gentleman is recognized for 5 minutes.

Mr. GEORGE MILLER of California. Mr. Speaker, Members of the House, I would strongly urge you to reject the Republican motion to recommit. What we have before us today in the legislation that I am offering along with Mr. MARKEY, is an effort to provide the level of protection that these offshore oil workers on the rigs on the Outer Continental Shelf of the United States of America are entitled to. What the Republicans are suggesting is that a law that was written in 1970 is good enough for these workers.

Let's understand the environment in which these workers are working. They're working on the most expensive oil rigs in the history of the world. They're making the most complex drills in the history of the world. They're using the most complex technology in the history of the world, and they're doing it in constant motion on top of the seas as they drill for these resources.

Now, why shouldn't they have the same protection that railroad workers have? that transport workers have?

that nuclear workers have? that pipeline workers have? Because they all have a modern whistleblower statute. But those men and women who go out on those rigs today do not have any protection, much less a modern protection, but the Republicans are telling you they should take second-class protection.

Now, as we saw the case of a whistleblower, Mr. Abbott, who called BP, an engineer, and said the designs are wrong, the drawings are flawed, he would not be covered under this statute. The court found his claim to be valid that he passed on serious information to BP that they rejected. Now, let's understand this is about one worker with knowledge and understanding of the drilling processes and procedures making a decision that something's about to go very wrong. So that worker has the courage to say, "I think we better stop and check it out" in a very complex process, in this case, of withdrawing from the well and capping that well.

They're telling that worker, "This rig is a half a million dollars a day. We're going to get it off our books. We're going to get it out of here. Just keep going," and then the tragedy happens.

Let's talk about who that worker's talking to. They're talking to a company that's drilling on the Outer Continental Shelf, British Petroleum, on American soil, under American laws, who violates willfully and egregiously those laws 807 times; who, in 2005, violated those laws hundreds of times and blew up a refinery in Texas, killed 15 workers and injured another 180; promised to fix those violations, and 4 years later, they hadn't fixed 700 of those violations and were fined \$87 million. Apparently, they think it's cheaper to pay fines than it is to protect the workers of this country.

I don't know if you've been around oil rigs. I don't know if you've watched people in this business, but this is a choreography that takes place among those workers on those rigs that is unbelievable, and it can be lethal. I've seen it because I know what you have to do on those rigs. This is how workers put themselves in jeopardy every day. It's whether a pipe falls on you, whether a chain snaps, whether a pipe breaks, whether the fluids blow out, whether you get hit from the overhead. This is a very dangerous profession.

Companies work hard, some companies, but are we going to really tell a worker that they're going to go up against BP when BP is so fully prepared to violate the laws, the health and safety laws of this Nation?

I think we ought to understand we owe American workers a much better deal on the American Outer Continental Shelf, and that's why this motion to recommit should be rejected. It should be rejected because that's our obligation. They're entitled to a modern whistleblower law just like the other workers that I named to you.

We can do no less for these workers. We can do no less for those workers who tried to come forward and stop the dangers on this rig and lost their lives because they weren't listened to. The workers who told their wives, "Get my papers and my wills and my business in order." Imagine a worker going to work and saying, "Get my affairs in order. Let's check my will." That's what people do when they go to war. They shouldn't have to do it when they go to work on an American rig in the American Outer Continental Shelf.

Give these workers what they're entitled to. Give them a decent, honest, modern whistleblower law with real protections.

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

There was no objection.

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

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

Mr. KLINE of Minnesota. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The SPEAKER pro tempore. Pursuant to clause 9 of rule XX, the Chair will reduce to 5 minutes the minimum time for any electronic vote on the question of passage.

The vote was taken by electronic device, and there were—yeas 171, nays 234, not voting 27, as follows:

[Roll No. 505]

YEAS—171

Aderholt	Diaz-Balart, M.	Latta
Alexander	Djou	Lee (NY)
Austria	Dreier	Lewis (CA)
Bachus	Duncan	LoBiondo
Barrett (SC)	Ehlers	Lucas
Bartlett	Emerson	Luetkemeyer
Barton (TX)	Fallin	Lummis
Biggert	Flake	Lungren, Daniel E.
Bilbray	Fleming	
Bilirakis	Forbes	Mack
Bishop (UT)	Fortenberry	Manzullo
Blackburn	Franks (AZ)	Marchant
Blunt	Frelinghuysen	Marshall
Boehner	Galleghy	McCaul
Bonner	Garrett (NJ)	McClintock
Bono Mack	Gerlach	McCotter
Boozman	Gingrey (GA)	McHenry
Boren	Gohmert	McIntyre
Boustany	Goodlatte	McKeon
Brady (TX)	Granger	McMorris
Bright	Graves (GA)	Rodgers
Broun (GA)	Graves (MO)	Mica
Brown-Waite,	Guthrie	Miller (FL)
Ginny	Hall (TX)	Miller (MI)
Buchanan	Harper	Miller, Gary
Burgess	Hastings (WA)	Minnick
Burton (IN)	Heller	Murphy, Tim
Calvert	Hensarling	Myrick
Camp	Herger	Neugebauer
Campbell	Hunter	Nye
Cantor	Inglis	Olson
Cao	Issa	Paul
Capito	Jenkins	Paulsen
Carter	Johnson (IL)	Pence
Cassidy	Johnson, Sam	Petri
Castle	Jones	Pitts
Chaffetz	Jordan (OH)	Platts
Childers	King (IA)	Poe (TX)
Coble	King (NY)	Posey
Coffman (CO)	Kingston	Price (GA)
Cole	Kirk	Putnam
Conaway	Kirkpatrick (AZ)	Rehberg
Crenshaw	Kline (MN)	Reichert
Culberson	Lamborn	Roe (TN)
Davis (KY)	Lance	Rogers (AL)
Dent	Latham	Rogers (KY)
Diaz-Balart, L.	LaTourette	Rohrabacher

Rooney  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Scalise  
Schmidt  
Schock  
Sensenbrenner  
Sessions  
Sestak

Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Stearns  
Sullivan  
Taylor  
Terry  
Thompson (PA)

Thornberry  
Tiberi  
Turner  
Upton  
Walden  
Westmoreland  
Whitfield  
Wilson (SC)  
Wittman  
Wolf  
Young (AK)

## NAYS—234

Ackerman  
Adler (NJ)  
Altmire  
Andrews  
Arcuri  
Baca  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bocchieri  
Boswell  
Boucher  
Boyd  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carson (IN)  
Castor (FL)  
Chandler  
Chu  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Connolly (VA)  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Critz  
Crowley  
Cuellar  
Cummings  
Dahlkemper  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (TN)  
DeFazio  
DeGette  
DeLauro  
Deutch  
Dicks  
Dingell  
Doggett  
Donnelly (IN)  
Doyle  
Driehaus  
Edwards (MD)  
Edwards (TX)  
Ellison  
Ellsworth  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Foster  
Frank (MA)  
Fudge  
Garamendi  
Giffords  
Gonzalez  
Gordon (TN)  
Grayson

Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Halvorson  
Hare  
Harman  
Hastings (FL)  
Heinrich  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Blumenauer  
Hirono  
Hodes  
Holden  
Holt  
Quigley  
Rahall  
Rangel  
Reyes  
Richardson  
Rodriguez  
Ross  
Rothman (NJ)  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schauer  
Schiff  
Schradler  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Smith (WA)  
Space  
Speier  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Teague  
Thompson (CA)  
Thompson (MS)  
Tierney  
Titus  
Tonko  
Towns  
Tsongas  
Van Hollen  
Velázquez  
Visclosky  
Walzen  
Waltz  
Wasserman  
Schultz  
Waters  
Waxman  
Weiner  
Welch  
Whitfield  
Wilson (OH)  
Wittman  
Wolf  
Woolsey  
Wu  
Yarmuth

## NOT VOTING—27

Akin  
Bachmann  
Baird  
Berry  
Brown (SC)

Buyer  
Carney  
Delahunt  
Foxx  
Griffith

Himes  
Hoekstra  
Johnson (GA)  
Kilpatrick (MI)  
Linder

McCarthy (CA)  
Moran (KS)  
Nunes  
Radanovich

Rogers (MI)  
Shadegg  
Slaughter  
Tiahrt

Wamp  
Watson  
Wu  
Young (FL)

□ 1704

Messrs. BRADY of Pennsylvania, CLYBURN, CARNAHAN, CARDOZA, CUELLAR, Ms. WASSERMAN SCHULTZ and Mr. CLEAVER changed their vote from “yea” to “nay.”

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

So the motion to recommit was rejected.

The result of the vote was announced as above recorded.

Stated against:

Ms. SLAUGHTER. Mr. Chairman, on rollcall No. 505, had I been present, I would have voted “no.”

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

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

Mr. GEORGE MILLER of California. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

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

The vote was taken by electronic device, and there were—yeas 315, nays 93, not voting 25, as follows:

[Roll No. 506]

YEAS—315

Ackerman  
Adler (NJ)  
Altmire  
Andrews  
Arcuri  
Austria  
Baca  
Bachus  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Biggart  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blackburn  
Blumenauer  
Blunt  
Bocchieri  
Bono Mack  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd  
Brady (PA)  
Djou  
Doggett  
Donnelly (IN)  
Doyle  
Dreier  
Driehaus  
Edwards (MD)  
Edwards (TX)  
Ehlers  
Ellison  
Ellsworth  
Emerson  
Capuano  
Capps  
Capuano  
Cardoza  
Carnahan  
Carson (IN)  
Cassidy  
Castle  
Castor (FL)  
Chandler  
Childers

Chu  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Connolly (VA)  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Crenshaw  
Critz  
Crowley  
Cuellar  
Cummings  
Dahlkemper  
Hare  
Harman  
Hastings (FL)  
Heinrich  
Herseth Sandlin  
Higgins  
Hill  
DeGette  
DeLauro  
Dent  
Deutch  
Diaz-Balart, L.  
Holden  
Holt  
Honda  
Hoyer  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson Lee  
(TX)  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilroy  
Kind  
King (NY)  
Kirk  
Kirkpatrick (AZ)

Frank (MA)  
Frelinghuysen  
Fudge  
Garamendi  
Gerlach  
Giffords  
Gonzalez  
Gordon (TN)  
Graves (MO)  
Grayson  
Green, Al  
Green, Gene  
Grijalva  
Guthrie  
Gutierrez  
Hall (NY)  
Halvorson  
Hare  
Harman  
Hastings (FL)  
Broun (GA)  
Burton (IN)  
Calvert  
Campbell  
Cantor  
Carter  
Chaffetz  
Kline (MN)  
Lamborn  
Latham  
Cole  
Conaway  
Culberson  
Duncan  
Fallin  
Flake  
Fleming  
Foxx  
Franks (AZ)  
Gallegly  
Garrett (NJ)  
Gingrey (GA)  
Gohmert

Napolitano  
Neal (MA)  
Sestak  
Nye  
Oberstar  
Obey  
Olver  
Ortiz  
Owens  
Pallone  
Pascrell  
Pastor (AZ)  
Paulsen  
Payne  
Pelosi  
Perlmutter  
Perriello  
Peters  
Peterson  
Lowey  
Luetkemeyer  
Lujan  
Lynch  
Maffei  
Maloney  
Markey (CO)  
Markey (MA)  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCullum  
McCotter  
McDermott  
McGovern  
McIntyre  
McMahon  
McNerney  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, George  
Minnick  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy (NY)  
Murphy, Patrick  
Murphy, Tim  
Nadler (NY)

Kissell  
Klein (FL)  
Kosmas  
Kratovil  
Kucinich  
Lance  
Langevin  
Larsen (WA)  
Larson (CT)  
LaTourette  
Lee (CA)  
Lee (NY)  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loebbeck  
Lofgren, Zoe  
Lowe  
Luetkemeyer  
Lujan  
Lynch  
Maffei  
Maloney  
Markey (CO)  
Markey (MA)  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCullum  
McCotter  
McDermott  
McGovern  
McIntyre  
McMahon  
McNerney  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, George  
Minnick  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy (NY)  
Murphy, Patrick  
Murphy, Tim  
Nadler (NY)

Scott (VA)  
Serrano  
Sestak  
Nye  
Oberstar  
Obey  
Olver  
Ortiz  
Owens  
Pallone  
Pascrell  
Pastor (AZ)  
Paulsen  
Payne  
Pelosi  
Perlmutter  
Perriello  
Peters  
Peterson  
Lowey  
Luetkemeyer  
Lujan  
Lynch  
Maffei  
Maloney  
Markey (CO)  
Markey (MA)  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCullum  
McCotter  
McDermott  
McGovern  
McIntyre  
McMahon  
McNerney  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, George  
Minnick  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy (NY)  
Murphy, Patrick  
Murphy, Tim  
Nadler (NY)

## NAYS—93

Aderholt  
Alexander  
Barrett (SC)  
Bartlett  
Barton (TX)  
Bishop (UT)  
Boehner  
Bonner  
Brady (TX)  
Bright  
Broun (GA)  
Burton (IN)  
Calvert  
Campbell  
Cantor  
Carter  
Chaffetz  
Kline (MN)  
Lamborn  
Latham  
Cole  
Conaway  
Culberson  
Duncan  
Fallin  
Flake  
Fleming  
Foxx  
Franks (AZ)  
Gallegly  
Garrett (NJ)  
Gingrey (GA)  
Gohmert

Goodlatte  
Granger  
Graves (GA)  
Hall (TX)  
Harper  
Hastings (WA)  
Heller  
Hensarling  
Herger  
Hunter  
Inglis  
Jenkins  
Johnson, Sam  
Jordan (OH)  
King (IA)  
Carter  
Kingston  
Kline (MN)  
Lamborn  
Latham  
Latta  
Lewis (CA)  
Lucas  
Lummis  
Lungren, Daniel  
E.  
Mack  
Manzullo  
McCaul  
McClintock  
McHenry  
McKeon

McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller, Gary  
Myrick  
Neugebauer  
Olson  
Paul  
Pence  
Pitts  
Poe (TX)  
Price (GA)  
Rehberg  
Roe (TN)  
Rogers (AL)  
Rogers (KY)  
Rohrabacher  
Royce  
Ryan (WI)  
Schmidt  
Sensenbrenner  
Sessions  
Shuster  
Smith (NE)  
Smith (TX)  
Sullivan  
Thompson (PA)  
Thornberry  
Westmoreland  
Wilson (SC)  
Young (AK)

## NOT VOTING—25

Akin  
Bachmann  
Berry  
Brown (SC)  
Buyer  
Carney  
Davis (KY)

Delahunt  
Griffith  
Himes  
Hoekstra  
Kilpatrick (MI)  
Linder  
Marchant

McCarthy (CA)  
Moran (KS)  
Nunes  
Radanovich  
Rogers (MI)

Shadegg Wamp Watt  
Tiahrt Watson Young (FL)

□ 1712

So the bill was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

**CONSOLIDATED LAND, ENERGY, AND AQUATIC RESOURCES ACT OF 2010**

The SPEAKER pro tempore. Pursuant to House Resolution 1574 and rule XVIII, the Chair declares the House in the Committee of the Whole House on the state of the Union for the further consideration of the bill, H.R. 3534.

□ 1712

**IN THE COMMITTEE OF THE WHOLE**

Accordingly, the House resolved itself into the Committee of the Whole House on the State of the Union for the further consideration of the bill (H.R. 3534) to provide greater efficiencies, transparency, returns, and accountability in the administration of Federal mineral and energy resources by consolidating administration of various Federal energy minerals management and leasing programs into one entity to be known as the Office of Federal Energy and Minerals Leasing of the Department of the Interior, and for other purposes, with Mr. JACKSON of Illinois in the chair.

The Clerk read the title of the bill.

The CHAIR. When the Committee of the Whole rose earlier today, amendment No. 9 printed in part B of House Report 111-578 offered by the gentleman from Louisiana (Mr. MELANCON) had been disposed of.

Pursuant to clause 6 of rule XVIII, proceedings will now resume on those amendments printed in House Report 111-578 on which further proceedings were postponed, in the following order:

Amendment No. 1 printed in part B by Mr. RAHALL of West Virginia.

Amendment No. 3 printed in part B by Mr. KIND of Wisconsin.

Amendment No. 5 printed in part B by Mr. TEAGUE of New Mexico.

Amendment No. 6 printed in part B by Mr. OBERSTAR of Minnesota.

Amendment No. 8 printed in part B by Mr. MELANCON of Louisiana.

The Chair will reduce to 2 minutes the time for any electronic vote after the first vote in this series.

**AMENDMENT NO. 1 OFFERED BY MR. RAHALL**

The CHAIR. The unfinished business is the demand for a recorded vote on the amendment offered by the gentleman from West Virginia (Mr. RAHALL) on which further proceedings were postponed and on which the ayes prevailed by voice vote.

The Clerk will redesignate the amendment.

The Clerk redesignated the amendment.

**RECORDED VOTE**

The CHAIR. A recorded vote has been demanded.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 250, noes 161, answered “present” 1, not voting 26, as follows:

[Roll No. 507]

**AYES—250**

Ackerman	Grijalva	Obey
Adler (NJ)	Gutierrez	Olver
Altmire	Hall (NY)	Ortiz
Andrews	Halvorson	Owens
Arcuri	Hare	Pallone
Baca	Harman	Pascrell
Baird	Hastings (FL)	Pastor (AZ)
Baldwin	Heinrich	Payne
Barrow	Herseth Sandlin	Perriello
Bean	Higgins	Peters
Becerra	Hill	Petri
Berkley	Hinchev	Pierluisi
Berman	Hirono	Pingree (ME)
Bishop (GA)	Hodes	Polis (CO)
Bishop (NY)	Holt	Pomeroy
Blumenauer	Honda	Price (NC)
Bocchieri	Hoyer	Quigley
Bordallo	Inslee	Rahall
Boswell	Israel	Rangel
Boucher	Jackson (IL)	Reichert
Boyd	Jackson Lee	Reyes
Brady (PA)	(TX)	Richardson
Bralley (IA)	Johnson (GA)	Rodriguez
Bright	Johnson (IL)	Ros-Lehtinen
Brown, Corrine	Johnson, E. B.	Rothman (NJ)
Butterfield	Kagen	Roybal-Allard
Capps	Kanjorski	Ruppersberger
Capuano	Kaptur	Rush
Cardoza	Kennedy	Ryan (OH)
Carmahan	Kildee	Sablan
Carson (IN)	Kilroy	Salazar
Castle	Kind	Sánchez, Linda
Castor (FL)	Kirk	T.
Chandler	Kirkpatrick (AZ)	Sanchez, Loretta
Chu	Kissell	Sarbanes
Clarke	Klein (FL)	Schakowsky
Clay	Kosmas	Schauer
Cleaver	Kratovil	Schiff
Clyburn	Kucinich	Schrader
Cohen	Langevin	Schwartz
Connolly (VA)	Larsen (WA)	Scott (GA)
Conyers	Larson (CT)	Scott (VA)
Cooper	Lee (CA)	Sensenbrenner
Costello	Levin	Serrano
Courtney	Lewis (GA)	Sestak
Crowley	Lipinski	Shea-Porter
Cuellar	LoBiondo	Sherman
Cummings	Loebsack	Shuler
Dahlkemper	Lofgren, Zoe	Sires
Davis (AL)	Lowey	Slaughter
Davis (CA)	Luján	Smith (WA)
Davis (IL)	Lynch	Snyder
Davis (TN)	Maffei	Space
DeFazio	Maloney	Speier
DeGette	Markey (CO)	Spratt
DeLauro	Markey (MA)	Stark
Deutch	Marshall	Stupak
Dicks	Matsui	Sutton
Dingell	McCarthy (NY)	McCollum
Djou	McDermott	McGovern
Doggett	Doyle	McIntyre
Donnelly (IN)	Driehaus	McMahon
Doyle	Edwards (MD)	McNerney
Driehaus	Ehlers	Meeke (FL)
Edwards (MD)	Ellison	Meeke (NY)
Ehlers	Ellsworth	Melancon
Ellison	Ellsworth	Michaud
Ellsworth	Engel	Miller (NC)
Engel	Eshoo	Miller, George
Eshoo	Etheridge	Minnick
Etheridge	Farr	Mitchell
Farr	Fattah	Mollohan
Fattah	Filner	Moore (KS)
Filner	Foster	Moore (WI)
Foster	Frank (MA)	Moran (VA)
Frank (MA)	Fudge	Murphy (CT)
Fudge	Garamendi	Murphy (NY)
Garamendi	Gerlach	Murphy, Patrick
Gerlach	Giffords	Nadler (NY)
Giffords	Gonzalez	Napolitano
Gonzalez	Gordon (TN)	Neal (MA)
Gordon (TN)	Grayson	Norton
Grayson	Green, Al	Oberstar
Green, Al	Green, Gene	

**NOES—161**

Aderholt	Austria	Barrett (SC)
Alexander	Bachus	Bartlett

Barton (TX)	Gallely	Miller (MI)
Biggert	Garrett (NJ)	Murphy, Tim
Billbray	Gingrey (GA)	Myrick
Bilirakis	Gohmert	Neugebauer
Bishop (UT)	Goodlatte	Nye
Blackburn	Granger	Olson
Blunt	Graves (GA)	Paul
Boehner	Graves (MO)	Paulsen
Bonner	Guthrie	Pence
Bono Mack	Hall (TX)	Peterson
Boozman	Harper	Pitts
Boren	Hastings (WA)	Platts
Boustany	Heller	Poe (TX)
Brady (TX)	Hensarling	Posey
Broun (GA)	Herger	Price (GA)
Brown-Waite,	Hinojosa	Putnam
Ginny	Holden	Rehberg
Buchanan	Hunter	Roe (TN)
Burgess	Inglis	Rogers (AL)
Burton (IN)	Issa	Rogers (KY)
Calvert	Jenkins	Rohrabacher
Camp	Johnson, Sam	Rooney
Campbell	Jones	Roskam
Cantor	Jordan (OH)	Ross
Cao	King (IA)	Royce
Capito	King (NY)	Ryan (WI)
Carter	Kingston	Scalise
Cassidy	Kline (MN)	Schmidt
Chaffetz	Lamborn	Schock
Childers	Lance	Sessions
Coble	Latham	Shimkus
Coffman (CO)	LaTourette	Shuster
Cole	Latta	Simpson
Conaway	Lee (NY)	Skelton
Costa	Lewis (CA)	Smith (NE)
Crenshaw	Lucas	Smith (NJ)
Critz	Luetkemeyer	Smith (TX)
Culberson	Lummis	Stearns
Dent	Lungren, Daniel	Sullivan
Diaz-Balart, L.	E.	Terry
Diaz-Balart, M.	Mack	Thompson (PA)
Dreier	Manzullo	Thornberry
Duncan	Marchant	Tiberi
Edwards (TX)	Matheson	Turner
Emerson	McCaul	Upton
Fallin	McClintock	Westmoreland
Flake	McCotter	Whitfield
Fleming	McHenry	Wilson (SC)
Forbes	McKeon	Wittman
Fortenberry	McMorris	Wolf
Fox	Rodgers	Wu
Franks (AZ)	Mica	Young (AK)
Frelinghuysen	Miller (FL)	

**ANSWERED “PRESENT”—1**

Miller, Gary

**NOT VOTING—26**

Akin	Faleomavaega	Perlmutter
Bachmann	Griffith	Radanovich
Berry	Himes	Rogers (MI)
Brown (SC)	Hoekstra	Shadegg
Buyer	Kilpatrick (MI)	Tiahrt
Carney	Linder	Wamp
Christensen	McCarthy (CA)	Watson
Davis (KY)	Moran (KS)	Young (FL)
Delahunt	Nunes	

**ANNOUNCEMENT BY THE CHAIR**

The CHAIR (during the vote). There are 2 minutes remaining in this vote.

□ 1729

Messrs. CHILDERS, ROHRBACHER and POSEY changed their vote from “aye” to “no.”

So the amendment was agreed to.

The result of the vote was announced as above recorded.

**AMENDMENT NO. 3 OFFERED BY MR. KIND**

The CHAIR. The unfinished business is the demand for a recorded vote on the amendment offered by the gentleman from Wisconsin (Mr. KIND) on which further proceedings were postponed and on which the ayes prevailed by voice vote.

The Clerk will redesignate the amendment.

The Clerk redesignated the amendment.

**RECORDED VOTE**

The CHAIR. A recorded vote has been demanded.