

The SPEAKER pro tempore. The gentlewoman from Ohio's time has expired.

Mr. FRELINGHUYSEN. I would be happy to yield 1 minute to the gentlewoman from Ohio (Ms. KAPTUR).

Ms. KAPTUR. Mr. Speaker, I would thank the chairman for that courtesy and just say that I would urge my colleagues to vote "no" on this particular piecemeal continuing resolution. Hopefully, others will come to their senses and we will be able to vote for a clean continuing resolution, which I think the majority of members of our subcommittee would appreciate, so we can reopen the government and deal with all of the responsibilities that we have under this particular bill and meet our responsibilities to energy and water across this country.

I thank the gentleman for his courtesy, and I hope to reciprocate sometime.

Mr. FRELINGHUYSEN. Mr. Speaker, it has been a pleasure to work with Ms. KAPTUR.

In closing, Robert Spalding wrote in *The Washington Post* recently an article called "Nuclear Weapons are Instruments of Peace." In his close, he wrote:

The sensible path to peace starts with the realization that peace can be secured only through strength. Nuclear weapons represent that strength. We must embrace it through funding and rhetoric.

Indeed we do. Nothing is more important than the reliability of our nuclear weapon stockpile, as is obviously our responsibility to the world to prevent nuclear proliferation, and one of the ways that we protect America and provide for a strong national defense is to have a strong naval reactor program so that our aircraft carriers and subs can truly do the work of freedom.

I yield back the balance of my time.

The SPEAKER pro tempore. All time for debate has expired.

Pursuant to House Resolution 371, the previous question is ordered.

The question is on the engrossment and third reading of the bill.

The bill was ordered to be engrossed and read a third time, and was read the third time.

The SPEAKER pro tempore. Pursuant to clause 1(c) of rule XIX, further consideration of House Joint Resolution 76 is postponed.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 9 o'clock and 57 minutes a.m.), the House stood in recess.

□ 1025

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. COLLINS of Georgia) at 10 o'clock and 25 minutes a.m.

NATIONAL NUCLEAR SECURITY ADMINISTRATION CONTINUING APPROPRIATIONS RESOLUTION, 2014

The SPEAKER pro tempore. Pursuant to clause 1(c) of rule XIX, further consideration of House Joint Resolution 76 will now resume.

The Clerk read the title of the joint resolution.

MOTION TO RECOMMIT

Ms. KELLY of Illinois. Mr. Speaker, I have a motion to recommit at the desk.

The SPEAKER pro tempore. Is the gentlewoman opposed to the joint resolution?

Ms. KELLY of Illinois. I am opposed.

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

The Clerk read as follows:

Ms. Kelly of Illinois moves to recommit the joint resolution H.J. Res. 76 to the Committee on Appropriations with instructions to report the same back to the House forthwith with the following amendment:

Strike all after the resolving clause and insert the following:

That upon passage of this joint resolution by the House of Representatives, the joint resolution (H.J. Res. 59) making continuing appropriations for fiscal year 2014, and for other purposes, as amended by the Senate on September 27, 2013, shall be considered to have been taken from the Speaker's table and the House shall be considered to have (1) receded from its amendment; and (2) concurred in the Senate amendment.

Ms. KELLY of Illinois (during the reading). Mr. Speaker, I ask unanimous consent to dispense with the reading.

The SPEAKER pro tempore. Is there objection to the request of the gentlewoman from Illinois?

There was no objection.

Mr. FRELINGHUYSEN. Mr. Speaker, I reserve a point of order on the gentlewoman's motion.

The SPEAKER pro tempore. A point of order is reserved.

The gentlewoman from Illinois is recognized for 5 minutes in support of her motion.

Ms. KELLY of Illinois. Mr. Speaker, my amendment is a long-overdue commonsense improvement that has bipartisan support in this House and has the majority of support of the American people. If my amendment passes, it will end this costly and irresponsible government shutdown and reopen the entire Federal Government so that we may once again appropriately serve the American people.

As written, the bill before us offers the men, women, and children we represent little comfort. This piecemeal approach to funding the government is hurting folks in all of our districts. How can we commit to protecting nuclear security but not commit to the security of our Federal Government by completely funding it? How can we protect nuclear weapons but furlough our intelligence personnel who serve on the front lines in defending us from terrorist attacks? Why are we paying hardworking Federal employees, who

want to get back to work, to stay at home and not to do the job our Nation depends on them to do?

As we sit here voting to fund bills bit by bit, our constituents are being dealt the full blow and consequences of this shutdown. They can't afford for this shutdown to drag on as we mull over whether it is more important to get our food inspectors back on the job or for America's veterans to have their benefits claims processed.

The piecemeal approach isn't working. The gimmicks must stop.

As we discussed nuclear weapon security, I was reminded of the movie "War Games." This was the eighties movie with Matthew Broderick as the slacker hacker facing off against a supercomputer that was programmed to go to war when it doesn't even know what it is fighting for.

I will allow a quick second for a "spoiler alert" and summarize: after several failed attempts at starting a global nuclear war, the computer runs through all the possible scenarios—all of which end in stalemates—before it discovers the concept of mutually assured destruction, the very simple concept that the war it was trying to launch was an exercise in futility because it would destroy the U.S. in the process.

"A strange game," the computer says. "The only winning move is not to play." And that is where we find ourselves as a Nation, heading toward a mutually assured destruction at the hands of an ideological few, programmed to go to war when they don't even know the risk of the game they are playing and the consequences of their fight.

We have had a week go by without the lessons resonating that there are no winners in the funding scenarios that have been brought to the floor, and the American people are losing out worst of all.

But this isn't a game. This is reality. This isn't a fictional eighties movie. This is the United States of America in October of 2013.

For the past week, we have pursued a fundamentally inept method for reopening the government. Today we need to pay particular attention to one number, 79. That is how many different appropriations bills the House and Senate will have to pass to fund the full nondefense portion of the Federal Government, given the rate of funding and the bills passed or announced in the House of Representatives so far.

The men, women, and children in my district—in all of our districts—are dealing with the taxing reality of a shut-down government. We can't cherry-pick who to fund and who not to fund bit by bit.

I ask all of you to vote "yes" on this motion because Congress has a duty to offer the security of a functional government to our families, our veterans, and our economy. Vote "yes" on this motion. Vote "yes" to open up all of our government right now.

POINT OF ORDER

Mr. FRELINGHUYSEN. Mr. Speaker, I make a point of order that the instructions contained in the motion violate clause 7 of rule XVI, which requires that an amendment be germane to the bill under consideration.

As the Chair most recently ruled on October 10, the instructions contain a special order of business within the jurisdiction of the Committee on Rules, and, therefore, the amendment is not germane to the underlying bill.

Mr. Speaker, I insist on my point of order.

The SPEAKER pro tempore. Does the gentlewoman from Illinois wish to speak on the point of order?

Ms. KELLY of Illinois. Yes, I do, Mr. Speaker.

The SPEAKER pro tempore. The gentlewoman is recognized to speak on the point of order.

Ms. KELLY of Illinois. Mr. Speaker, doesn't the bill before us fund a portion of the Federal Government? My motion to recommit would open up the entire Federal Government so that all of the benefits that the taxpayers have paid for with their hard-earned dollars are available.

Can the Chair explain why it is not germane to open up all of the government instead of just a portion of the government? Mr. Speaker, if you rule this motion out of order, does that mean we will not have a chance to keep the entire Federal Government open today? Can the Chair please explain why we can't keep the entire Federal Government open today?

The SPEAKER pro tempore. The gentleman from New Jersey makes a point of order that the instructions proposed in the motion to recommit offered by the gentlewoman from Illinois are not germane.

The joint resolution extends funding relating to the National Nuclear Security Administration. The instructions in the motion propose an order of business of the House.

As the Chair most recently ruled on October 10, 2013, a motion to recommit proposing an order of business of the House is not germane to a measure providing for the appropriation of funds because such motion addresses a matter within the jurisdiction of a committee not represented in the underlying measure.

Therefore, the instructions propose a non-germane amendment. The point of order is sustained.

Ms. KELLY of Illinois. I appeal the ruling of the Chair.

The SPEAKER pro tempore. The question is, Shall the decision of the Chair stand as the judgment of the House?

Mr. FRELINGHUYSEN. Mr. Speaker, I move to lay the appeal on the table.

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

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

Ms. KELLY of Illinois. 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, this 15-minute vote on the motion to table will be followed by a 5-minute vote on passage of the joint resolution, if arising without further proceedings in re-committal.

The vote was taken by electronic device, and there were—yeas 226, nays 195, not voting 10, as follows:

[Roll No. 541]

YEAS—226

Aderholt	Graves (MO)	Petri
Amash	Griffin (AR)	Pittenger
Amodei	Griffith (VA)	Pitts
Bachmann	Grimm	Poe (TX)
Bachus	Guthrie	Pompeo
Barletta	Hall	Posey
Barr	Hanna	Price (GA)
Barton	Harper	Radel
Benishak	Harris	Reed
Bentivolio	Hartzler	Reichert
Billirakis	Hastings (WA)	Renacci
Bishop (UT)	Heck (NV)	Ribble
Black	Hensarling	Rice (SC)
Blackburn	Holding	Rigell
Boustany	Hudson	Roby
Brady (TX)	Huelskamp	Roe (TN)
Bridenstine	Huitzenga (MI)	Rogers (AL)
Brooks (AL)	Hultgren	Rogers (KY)
Brooks (IN)	Hunter	Rogers (MI)
Broun (GA)	Hurt	Rohrabacher
Buchanan	Issa	Rokita
Bucshon	Jenkins	Rooney
Burgess	Johnson (OH)	Ros-Lehtinen
Calvert	Johnson, Sam	Roskam
Camp	Jones	Ross
Campbell	Jordan	Rothfus
Cantor	Joyce	Royce
Capito	Kelly (PA)	Runyan
Carter	King (IA)	Ryan (WI)
Cassidy	King (NY)	Salmon
Chabot	Kingston	Sanford
Chaffetz	Kinzinger (IL)	Scalise
Coffman	Kline	Schock
Cole	Labrador	Schweikert
Collins (GA)	LaMalfa	Scott, Austin
Collins (NY)	Lamborn	Sensenbrenner
Conaway	Lance	Sessions
Cook	Lankford	Shimkus
Cotton	Latham	Shuster
Cramer	Latta	Simpson
Crawford	LoBiondo	Smith (MO)
Culberson	Long	Smith (NE)
Daines	Lucas	Smith (NJ)
Davis, Rodney	Luetkemeyer	Smith (TX)
Denham	Lummis	Southerland
Dent	Marchant	Stewart
DeSantis	Marino	Stivers
DesJarlais	Massie	Stockman
Diaz-Balart	McCarthy (CA)	Stutzman
Duffy	McCaul	Terry
Duncan (SC)	McClintock	Thompson (PA)
Duncan (TN)	McHenry	Thornberry
Ellmers	McKeon	Tiberi
Farenthold	McKinley	Tipton
Fincher	McMorris	Turner
Fitzpatrick	Rodgers	Upton
Fleischmann	Meadows	Valadao
Fleming	Meehan	Wagner
Flores	Messer	Walberg
Forbes	Mica	Walden
Fortenberry	Miller (FL)	Walorski
Fox	Miller (MI)	Weber (TX)
Franks (AZ)	Miller, Gary	Webster (FL)
Frelinghuysen	Mullin	Wenstrup
Gardner	Mulvaney	Westmoreland
Garrett	Murphy (PA)	Williams
Gerlach	Neugebauer	Wilson (SC)
Gibbs	Noem	Wittman
Gibson	Nugent	Wolf
Gingrey (GA)	Nunes	Womack
Gohmert	Nunnelee	Woodall
Goodlatte	Olson	Yoder
Gosar	Palazzo	Yoho
Gowdy	Paulsen	Young (AK)
Granger	Pearce	Young (IN)
Graves (GA)	Perry	

NAYS—195

Andrews	Beatty	Bishop (NY)
Barber	Becerra	Blumenauer
Barrow (GA)	Bera (CA)	Bonamici
Bass	Bishop (GA)	Brady (PA)

Braley (IA)	Heck (WA)	Payne
Brown (FL)	Himes	Pelosi
Brownley (CA)	Hinojosa	Perlmutter
Bustos	Holt	Peters (CA)
Butterfield	Honda	Peters (MI)
Capps	Horsford	Peterson
Capuano	Hoyer	Pingree (ME)
Cárdenas	Huffman	Pocan
Carney	Israel	Polis
Carson (IN)	Jackson Lee	Price (NC)
Cartwright	Jeffries	Quigley
Castor (FL)	Johnson (GA)	Rahall
Castro (TX)	Johnson, E. B.	Rangel
Chu	Kaptur	Richmond
Cicilline	Keating	Roybal-Allard
Clarke	Kelly (IL)	Ruiz
Clay	Kennedy	Ruppersberger
Cleaver	Kildee	Ryan (OH)
Clyburn	Kilmer	Sánchez, Linda
Cohen	Kind	T.
Connolly	Kirkpatrick	Sanchez, Loretta
Conyers	Kuster	Sarbanes
Cooper	Langevin	Schakowsky
Costa	Larsen (WA)	Schiff
Courtney	Larson (CT)	Schneider
Crowley	Lee (CA)	Schrader
Cuellar	Levin	Schwartz
Cummings	Lewis	Scott (VA)
Davis (CA)	Lipinski	Scott, David
Davis, Danny	Loebsock	Serrano
DeFazio	Lofgren	Sewell (AL)
DeGette	Lowenthal	Shea-Porter
Delaney	Lowe	Sherman
DeLauro	Lujan Grisham	Sinema
DelBene	(NM)	Sires
Deutch	Luján, Ben Ray	Slaughter
Dingell	(NM)	Smith (WA)
Doggett	Lynch	Speier
Doyle	Maffei	Swalwell (CA)
Duckworth	Maloney, Sean	Takano
Edwards	Matheson	Thompson (CA)
Ellison	Matsui	Thompson (MS)
Engel	McCollum	Tierney
Enyart	McDermott	Titus
Eshoo	McGovern	Tonko
Esty	McNerney	Tsongas
Farr	Meeks	Van Hollen
Fattah	Meng	Vargas
Foster	Michaud	Veasey
Frankel (FL)	Miller, George	Vela
Fudge	Moore	Velázquez
Gabbard	Moran	Visclosky
Galleo	Murphy (FL)	Walz
Garamendi	Nadler	Wasserman
Garcia	Napolitano	Schultz
Grayson	Neal	Waters
Green, Al	Negrete McLeod	Watt
Green, Gene	Nolan	Waxman
Grijalva	O'Rourke	Welch
Gutiérrez	Owens	Wilson (FL)
Hahn	Pallone	Yarmuth
Hanabusa	Pascrell	
Hastings (FL)	Pastor (AZ)	

NOT VOTING—10

Coble	Maloney,	Rush
Crenshaw	Carolyn	Whitfield
Herrera Beutler	McCarthy (NY)	Young (FL)
Higgins	McIntyre	

□ 1055

Messrs. GARCIA and RICHMOND changed their vote from "yea" to "nay."

Mr. YOUNG of Alaska changed his vote from "nay" to "yea."

So the motion to table was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

The SPEAKER pro tempore. The question is on the passage of the joint resolution.

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

RECORDED VOTE

Ms. KAPTUR. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The SPEAKER pro tempore. This is a 5-minute vote.

The vote was taken by electronic device, and there were—ayes 248, noes 176, not voting 7, as follows:

[Roll No. 542]

AYES—248

Aderholt Granger Pearce
 Amash Graves (GA) Perry
 Amodei Graves (MO) Peters (CA)
 Bachmann Griffin (AR) Peters (MI)
 Bachus Griffith (VA) Petri
 Barber Grimm Pittenger
 Barletta Guthrie Pitts
 Barr Hall Poe (TX)
 Barrow (GA) Hanna Pompeo
 Barton Harper Posey
 Benishek Harris Price (GA)
 Bentivolio Hartzler Radel
 Bera (CA) Hastings (WA) Reed
 Bilirakis Heck (NV) Reichert
 Bishop (UT) Hensarling Renacci
 Black Holding Ribble
 Blackburn Hudson Rice (SC)
 Boustany Huelskamp Rigell
 Brady (TX) Huiזengα (MI) Roby
 Braley (IA) Hultgren Roe (TN)
 Bridenstine Hunter Rogers (AL)
 Brooks (AL) Hurt Rogers (KY)
 Brooks (IN) Issa Rogers (MI)
 Broun (GA) Jenkins Rohrabacher
 Buchanan Johnson (OH) Rokita
 Bucshon Johnson, Sam Rooney
 Burgess Jones Ros-Lehtinen
 Bustos Jordan Roskam
 Calvert Joyce Ross
 Camp Kelly (PA) Rothfus
 Campbell King (IA) Royce
 Cantor King (NY) Ruiz
 Capito Kingston Runyan
 Carter Kinzinger (IL) Ryan (WI)
 Cassidy Kline Salmon
 Chabot Labrador Sanford
 Chaffetz LaMalfa Scalise
 Coffman Lamborn Schneider
 Cole Lance Schock
 Collins (GA) Lankford Schweikert
 Collins (NY) Latham Scott, Austin
 Conaway Latta Sensenbrenner
 Cook Lipinski Sessions
 Cotton LoBiondo Shimkus
 Cramer Loeb sack Shuster
 Crawford Long Simpson
 Culberson Lucas Sinema
 Daines Luetkemeyer Smith (MO)
 Davis, Rodney Lummis Smith (NE)
 DeBene Lynch Smith (NJ)
 Denham Maloney, Sean Smith (TX)
 Dent Marchant Southerland
 DeSantis Marino Stewart
 DesJarlais Massie Thornberry
 Diaz-Balart Matheson Stockman
 Duffy McCarthy (CA) Stutzman
 Duncan (SC) McCaul Terry
 Duncan (TN) McClintock Thompson (PA)
 Ellmers McHenry
 Farenthold McIntyre
 Fincher McKeon
 Fitzpatrick McKinley
 Fleischmann McMorris
 Fleming Rodgers
 Flores Meadows
 Forbes Meehan
 Fortenberry Messer
 Foster Mica
 Foxx Miller (FL)
 Franks (AZ) Miller (MI)
 Frelinghuysen Miller, Gary
 Gallego Mullin
 Garcia Mulvaney
 Gardner Murphy (FL)
 Garrett Murphy (PA)
 Gerlach Neugebauer
 Gibbs Noem
 Gibson Nugent
 Gingrey (GA) Nunes
 Gohmert Nunnelee
 Goodlatte Olson
 Gosar Palazzo
 Gowdy Paulsen

NOES—176

Andrews Beatty Bishop (GA)
 Bass Becerra Bishop (NY)

Blumenauer Hastings (FL)
 Bonamici Heck (WA)
 Brady (PA) Himes
 Brown (FL) Hinojosa
 Brownley (CA) Holt
 Butterfield Honda
 Capps Horsford
 Capuano Hoyer
 Cardenas Huffman
 Carney Israel
 Carson (IN) Jackson Lee
 Cartwright Jeffries
 Castro (FL) Johnson (GA)
 Castro (TX) Johnson, E. B.
 Chu Johnson, E. B.
 Cicilline Keating
 Clarke Kelly (IL)
 Clay Kennedy
 Cleaver Kildee
 Clyburn Kilmer
 Cohen Kind
 Connolly Kirkpatrick
 Conyers Kuster
 Cooper Langevin
 Costa Larsen (WA)
 Courtney Larson (CT)
 Crowley Lee (CA)
 Cuellar Levin
 Cummings Lewis
 Davis (CA) Lofgren
 Davis, Danny Lowenthal
 DeFazio Lowey
 DeGette Lujan Grisham
 Delaney (NM)
 DeLauro Lujan, Ben Ray
 Deutch (NM)
 Dingell Maffei
 Doggett Maloney,
 Doyle Carolyn
 Duckworth Matsui
 Edwards McCollum
 Ellison McDermott
 Engel McGovern
 Enyart McNeerney
 Eshoo Meeke
 Esty Meng
 Farr Michaud
 Fattah Miller, George
 Frankel (FL) Moore
 Fudge Moran
 Gabbard Nadler
 Garamendi Napolitano
 Grayson Neal
 Green, Al Negrete McLeod
 Green, Gene Nolan
 Grijalva O'Rourke
 Gutiérrez Owens
 Hahn Pallone
 Hanabusa Pascrell

NOT VOTING—7

Coble Higgins Young (FL)
 Crenshaw McCarthy (NY)
 Herrera Beutler Rush

□ 1106

So the joint resolution was passed.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 11 o'clock and 7 minutes a.m.), the House stood in recess.

□ 1359

AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro

tempore (Mr. HASTINGS of Washington) at 1 o'clock and 59 minutes p.m.

REPORT ON RESOLUTION RELATING TO CONSIDERATION OF HOUSE AMENDMENT TO SENATE AMENDMENT TO H.R. 2642, FEDERAL AGRICULTURE REFORM AND RISK MANAGEMENT ACT OF 2013; PROVIDING FOR CONSIDERATION OF H. RES. 378, EXPRESSING SENSE OF HOUSE RELATING TO TARIFF-RATE QUOTAS FOR RAW AND REFINED SUGAR; AND PROVIDING FOR CONSIDERATION OF H. RES. 379, EXPRESSING SENSE OF HOUSE RELATING TO CROP INSURANCE

Ms. FOXX, from the Committee on Rules, submitted a privileged report (Rept. No. 113-244) on the resolution (H. Res. 380) relating to consideration of the House amendment to the Senate amendment to the bill (H.R. 2642) to provide for the reform and continuation of agricultural and other programs of the Department of Agriculture through fiscal year 2018, and for other purposes; providing for consideration of the resolution (H. Res. 378) expressing the sense of the House of Representatives regarding certain provisions of the Senate amendment to H.R. 2642 relating to the Secretary of Agriculture's administration of tariff-rate quotas for raw and refined sugar; and providing for consideration of the resolution (H. Res. 379) expressing the sense of the House of Representatives regarding certain provisions of the Senate amendment to H.R. 2642 relating to crop insurance, which was referred to the House Calendar and ordered to be printed.

COMMUNICATION FROM THE CLERK OF THE HOUSE

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

OFFICE OF THE CLERK,
 HOUSE OF REPRESENTATIVES,
 Washington, DC, October 11, 2013.

Hon. JOHN A. BOEHNER,
The Speaker, House of Representatives,
 Washington, DC.

DEAR MR. SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on October 11, 2013 at 10:15 a.m.:

That the Senate passed S. 1276.

That the Senate agreed to with amendments H. Con. Res. 58.

With best wishes, I am,
 Sincerely,

KAREN L. HAAS.