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WASHINGTON, WEDNESDAY, DECEMBER 18, 2019

No. 205

House of Representatives

The House met at 9 a.m. and was called to order by the Speaker pro tempore (Ms. DEGETTE).

DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,

December 18, 2019.

I hereby appoint the Honorable DIANA DEGETTE to act as Speaker pro tempore on this day.

NANCY PELOSI,

Speaker of the House of Representatives.

PRAYER

The Chaplain, the Reverend Patrick J. Conroy, offered the following prayer:

Merciful God, we give You thanks for giving us another day. We pause in Your presence and ask guidance for the men and women of the people's House.

As the Members take this time to consider far-reaching legislation, and consider historic Constitutional action, give them wisdom and discernment.

Help them to realize that Your constituency is wider and broader than ever we could measure or determine. Help them, and help us all to put away any judgments that belong to You and do what we can to live together in harmony.

Bless us this day and every day, and may all that is done be for Your greater honor and glory.

Amen.

THE JOURNAL

The SPEAKER pro tempore. Pursuant to section 7(a) of House Resolution 758, the Journal of the last day's proceedings is approved.

PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. Will the gentleman from Texas (Mr. WEBER)

come forward and lead the House in the Pledge of Allegiance.

Mr. WEBER of Texas led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Miss Kaitlyn Roberts, one of his secretaries.

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore. Pursuant to clause 4 of rule I, the following enrolled bill was signed by the Speaker on Tuesday, December 17, 2019:

H.R. 5363, to reauthorize mandatory funding programs for historically Black colleges and universities and other minority-serving institutions, and for other purposes.

MOTION TO ADJOURN

Mr. BIGGS. Madam Speaker, I move that the House do now adjourn.

The SPEAKER pro tempore. The question is on the motion to adjourn offered by the gentleman from Arizona (Mr. BIGGS).

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

Mr. BIGGS. Madam Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

The vote was taken by electronic device, and there were—yeas 188, nays 226, not voting 16, as follows:

[Roll No. 691]

YEAS—188

NAYS—226

Abraham
Aderholt

Allen
Amodei

Armstrong
Arrington

Adams
Aguilar

Allred
Amash

Axne
Barragán

Babin
Bacon
Baird
Balderson
Banks
Barr
Bergman
Biggs
Bilirakis
Bishop (NC)
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)
Comer
Conaway
Cook
Crawford
Crenshaw
Curtis
Davidson (OH)
Davis, Rodney
DesJarlais
Diaz-Balart
Duncan
Dunn
Emmer
Estes
Ferguson
Fitzpatrick
Fleischmann
Flores
Fortenberry
Foxy (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)
Hollingsworth
Hudson
Huizenga
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
LaMalfa
Lamborn
Latta
Lesko
Long
Loudermilk
Lucas
Luetkemeyer
Marchant
Marshall
Massie
Mast
McCarthy
McCaul
McClintock
McHenry
McKinley
Meadows
Meuser
Miller
Mitchell
Moolenaar
Mooney (WV)
Mullin
Murphy (NC)
Newhouse
Norman

Nunes
Olson
Palazzo
Palmer
Pence
Perry
Ratcliffe
Reed
Reschenthaler
Rice (SC)
Riggleman
Roby
Rodgers (WA)
Roe, David P.
Rogers (AL)
Rose, John W.
Rouzer
Roy
Rutherford
Scalise
Schweikert
Scott, Austin
Sensenbrenner
Simpson
Smith (MO)
Smith (NE)
Smith (NJ)
Smucker
Spano
Stauber
Stefanik
Steil
Steube
Stewart
Stivers
Taylor
Thompson (PA)
Thornberry
Timmons
Tipton
Turner
Upton
Wagner
Walberg
Walden
Walker
Walorski
Waltz
Watkins
Weber (TX)
Webster (FL)
Wenstrup
Westerman
Williams
Wilson (SC)
Wittman
Womack
Wright
Yoho
Zeldin

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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H12113

Bass	Gottheimer	Pallone
Beatty	Green, Al (TX)	Panetta
Bera	Grijalva	Pappas
Beyer	Haaland	Pascrell
Bishop (GA)	Harder (CA)	Payne
Blumenauer	Hastings	Perlmutter
Blunt Rochester	Hayes	Peters
Bonamici	Heck	Peterson
Boyle, Brendan	Higgins (NY)	Phillips
F.	Himes	Pingree
Brindisi	Horn, Kendra S.	Pocan
Brown (MD)	Horsford	Porter
Brownley (CA)	Houlihan	Pressley
Bustos	Hoyer	Price (NC)
Butterfield	Huffman	Quigley
Carbajal	Jackson Lee	Raskin
Cárdenas	Jayapal	Rice (NY)
Carson (IN)	Jeffries	Richmond
Cartwright	Johnson (GA)	Rose (NY)
Case	Johnson (TX)	Rouda
Casten (IL)	Kaptur	Roybal-Allard
Castor (FL)	Keating	Ruiz
Castro (TX)	Kelly (IL)	Ruppersberger
Chu, Judy	Kennedy	Rush
Ciulline	Khanna	Ryan
Cisneros	Kildee	Sánchez
Clark (MA)	Kilmer	Sarbanes
Clarke (NY)	Kim	Scanlon
Cleaver	Kind	Schakowsky
Clyburn	Kirkpatrick	Schiff
Cohen	Krishnamoorthi	Schneider
Connolly	Kuster (NH)	Schrader
Cooper	Lamb	Schrier
Correa	Larsen (WA)	Scott (VA)
Costa	Larson (CT)	Scott, David
Courtney	Lawrence	Sowell (AL)
Cox (CA)	Lee (CA)	Shalala
Craig	Lee (NV)	Sherman
Crist	Levin (CA)	Sherrill
Crow	Levin (MI)	Sires
Cuellar	Lewis	Slotkin
Cunningham	Lieu, Ted	Smith (WA)
David (KS)	Lipinski	Soto
Davis (CA)	Loeb sack	Spanberger
Davis, Danny K.	Lofgren	Speier
Dean	Lowenthal	Stanton
DeFazio	Lowey	Stevens
DeGette	Lujan	Suo zzi
DeLauro	Luria	Swalwell (CA)
DelBene	Lynch	Takano
Delgado	Malinowski	Thompson (CA)
Demings	Maloney,	Thompson (MS)
DeSaulnier	Carolyn B.	Titus
Deutch	Maloney, Sean	Tlaib
Dingell	Matsui	Tonko
Doggett	McAdams	Torres (CA)
Doyle, Michael	McBath	Torres Small
F.	McCollum	(NM)
Engel	McEachin	Trahan
Escobar	McGovern	Trone
Eshoo	McNerney	Underwood
Espallat	Meeks	Vargas
Evans	Meng	Veasey
Finkenauer	Moore	Vela
Fletcher	Morelle	Velázquez
Foster	Moulton	Vislosky
Frankel	Mucarsel-Powell	Wasserman
Fudge	Murphy (FL)	Schultz
Gallego	Nadler	Waters
Garamendi	Napolitano	Watson Coleman
Garcia (IL)	Neal	Welch
Garcia (TX)	Neguse	Wexton
Golden	Norcross	Wild
Gomez	O'Halleran	Wilson (FL)
Gonzalez (TX)	Ocasio-Cortez	Yarmuth

NOT VOTING—16

Bishop (UT)	Lawson (FL)	Shimkus
Clay	Omar	Van Drew
Gabbard	Posey	Woodall
Holding	Rogers (KY)	Young
Hunter	Rooney (FL)	
Langevin	Serrano	

□ 0933

Mr. WELCH and Ms. DAVIDS of Kansas changed their vote from “yea” to “nay.”

Messrs. WEBSTER of Florida and ARMSTRONG changed their vote from “nay” to “yea.”

So the motion to adjourn was rejected.

The result of the vote was announced as above recorded.

Stated for:

Mr. ROGERS of Kentucky. Madam Speaker, I was not present for the first vote series today. Had I been present, I would have voted “yea” on rollcall No. 691.

RAISING A QUESTION OF THE PRIVILEGES OF THE HOUSE

Mr. MCCARTHY. Madam Speaker, I rise to a question of the privileges of the House and send to the desk a privileged resolution.

The SPEAKER pro tempore. The Clerk will report the resolution.

The Clerk read as follows:

H. RES. 770

Whereas Chairman Schiff and Chairman Nadler willfully and intentionally violated the Rules of the House of Representatives by abusing and exceeding their powers as Chairmen of Committees;

Whereas, on September 9, 2019, without consultation of the Ranking Minority Member, in violation of rule 9 of the Rules of the Permanent Select Committee on Intelligence, Chairman Schiff, in coordination with the Committees on Oversight and Reform and Foreign Affairs announced a wide-ranging investigation into the “Trump-Giuliani Ukraine scheme”;

Whereas, on September 26, 2019, in an unprecedented action, Chairman Schiff unilaterally released a redacted version of the August 2019 whistleblower complaint;

Whereas, on September 26, 2019, in his opening statement at a public hearing, Chairman Schiff engaged in a false retelling of the July 25, 2019 telephone conversation between President Trump and President Zelensky;

Whereas, on November 20, 2019, a letter was transmitted from the Ranking Minority Member to Chairman Schiff requesting, pursuant to House Resolution 660, the concurrence of the chair to issue certain subpoenas;

Whereas, on November 20, 2019, after excusing the witnesses at an open hearing, and without prior notice to the Republicans on the Committee, Chairman Schiff announced that the Committee had a “business matter to take up” and convened an impromptu business meeting to consider the Ranking Minority Member’s November 20 request concerning certain subpoenas;

Whereas, on November 20, 2019, Chairman Schiff violated clause 2(g)(3) of rule XI of the Rules of the House of Representatives, which states, “The chair of a committee shall announce the date, place, and subject matter of . . . a committee meeting, which may not commence earlier than the third calendar day. . . on which members have notice thereof”;

Whereas, on November 20, 2019, Chairman Schiff’s actions further violated paragraph 4(B) of House Resolution 660, which states, “In the case that the chair declines to concur in a proposed action of the ranking minority member . . . the ranking minority member shall have the right to refer to the committee for decision the question whether such authority shall be so exercised and the chair shall convene the committee promptly to render that decision, subject to the notice procedures for a committee meeting under clause 2(g)(3)(A) and (B) of rule XI”;

Whereas, on November 21, 2019, pursuant to clause 2(j)(1) of rule XI of the Rules of the House of Representatives, all Republican Members on the Permanent Select Committee on Intelligence wrote to Chairman Schiff demanding to call witnesses at a minority day of hearings;

Whereas, subsequent to receiving the request for an additional day of hearings by

members of the minority party, Chairman Schiff refused to schedule such hearings;

Whereas, on December 6, 2019, Chairman Schiff, without consultation of the Ranking Minority Member, in violation of section 3 of House Resolution 660, unilaterally transmitted additional records and other materials to the Committee on the Judiciary;

Whereas Chairman Schiff compelled the production of documents from AT&T and Verizon and, in violation of clause 2(k)(6) of rule XI of the Rules of the House of Representatives, publicly used these documents to smear the personal attorneys of the President, a journalist, and to create a false narrative about a sitting Member of Congress and current and former congressional staff;

Whereas on multiple occasions in both closed-door depositions and public hearings, Chairman Schiff abused his power as chair by unilaterally restricting Republican lines of questions and supporting witnesses’ attempts to evade answering Republicans’ [or “the minority’s”] questions by directing witnesses not to answer certain questions from Republican Members and staff;

Whereas on multiple occasions in both closed-door depositions and public hearings, Chairman Schiff abused his power as chair by failing to follow proper parliamentary procedure, failing to recognize Members who wished to raise valid points of order, and repeatedly interrupting Republican Members and staff when they controlled the time;

Whereas at the House Judiciary Committee’s first hearing pursuant to House Resolution 660, on December 4, 2019, Chairman Nadler was furnished with a request for a minority day of hearings, pursuant to clause 2(j)(1) of rule XI of the Rules of the House of Representatives, signed by all Republican Members of the Committee;

Whereas subsequent to receiving the request for an additional day of hearings by members of the minority party, Chairman Nadler refused to schedule such hearings;

Whereas Ranking Minority Member Collins furnished Chairman Nadler with a letter reminding him of his obligation to schedule a minority day of hearings, as requested by members of the minority party, and Chairman Nadler ignored the letter and failed to respond;

Whereas Chairman Nadler repeatedly misstated the rules, misguiding members of the Committee and the American people, and refused to rule properly on members’ points of order concerning the requested minority hearing day;

Whereas Chairman Nadler refused to consider the scheduling of the minority hearing day during a committee meeting until the markup of articles of impeachment;

Whereas in place of finding common ground with the minority, Chairman Schiff and Chairman Nadler have constantly disregarded the Rules of the House of Representatives and ignored the fundamental rights of the minority; and

Whereas Chairman Schiff’s and Chairman Nadler’s actions and abuses of power as chairmen of the Permanent Select Committee on Intelligence and the Committee on the Judiciary have willfully trampled on the rights of the minority in violation of the Rules of the House of Representatives and brought dishonor and discredit upon the House of Representatives: Now, therefore, be it

Resolved, That—

(1) the House of Representatives strongly condemns Chairman Adam B. Schiff for repeated and blatant abuse of power in a way that is not befitting an elected Member of the House of Representatives nor his position as Chairman; and

(2) the House of Representatives strongly condemns the manner in which Chairman