

PARLIAMENTARY INQUIRY

The SPEAKER pro tempore. The gentleman from California (Ms. MILLENDER-McDONALD).

Ms. MILLENDER-McDONALD. Mr. Speaker, on H.R. 841, I asked for a recorded vote. I was seeking recognition but the mike was not on.

□ 1400

Mr. Speaker, I stood when the board was being cleared on the last vote which was a motion to recommit. Now I am told that I cannot ask for a recorded vote on H.R. 841, and I have a parliamentary inquiry.

The SPEAKER pro tempore (Mr. SHIMKUS). The Chair regrets the gentleman's disappointment. After the voice vote on passage of the bill, the Chair surveyed the Chamber and saw no Member seeking recognition to request a recorded vote. So the question stood resolved by voice vote.

Ms. MILLENDER-McDONALD. Mr. Speaker, I beg to differ with the Chair. I was standing at the time. My mike was not on. I kept yelling to the Chair.

The SPEAKER pro tempore. The Chair surveyed the Chamber and saw no one seeking recognition to demand a recorded vote.

Mr. BAIRD. Mr. Speaker, I move to appeal the ruling of the Chair.

The SPEAKER pro tempore. The Chair has not made a ruling subject to appeal.

The Chair has merely explained that he saw no Member seeking recognition to request a record vote. A decision respecting discretionary recognition is not subject to appeal.

VACATING MOTION TO RECONSIDER ON H.R. 841, CONTINUITY IN REPRESENTATION ACT OF 2005

Mr. FRANK of Massachusetts. Mr. Speaker, I ask unanimous consent in the interest of civility that the vote on H.R. 841 be vacated and a rollcall be allowed.

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

Without objection, the proceedings whereby the motion to reconsider was laid on the table and by which the bill was passed are vacated.

There was no objection.

CONTINUITY IN REPRESENTATION ACT OF 2005

The SPEAKER pro tempore. The Chair will put the question by voice vote de novo.

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.

RECORDED VOTE

Ms. MILLENDER-McDONALD. Mr. Speaker, I demand a recorded vote.

A recorded vote was ordered.

The vote was taken by electronic device, and there were—ayes 329, noes 68, not voting 37, as follows:

[Roll No. 52]

AYES—329

Ackerman	Engel	McCarthy
Aderholt	English (PA)	McCaul (TX)
Akin	Etheridge	McCotter
Alexander	Evans	McCrery
Allen	Fattah	McHenry
Baca	Ferguson	McHugh
Bachus	Fitzpatrick (PA)	McIntyre
Baker	Flake	McKeon
Barrett (SC)	Foley	McMorris
Barrow	Forbes	McNulty
Bartlett (MD)	Fortenberry	Meek (FL)
Barton (TX)	Fossella	Melancon
Bass	Fox	Michaud
Beauprez	Frank (MA)	Miller (FL)
Becerra	Franks (AZ)	Miller (MI)
Berkley	Frelinghuysen	Miller, Gary
Berman	Garrett (NJ)	Miller, George
Biggert	Gerlach	Moore (KS)
Bilirakis	Gibbons	Moore (WI)
Bishop (GA)	Gilchrest	Moran (KS)
Bishop (NY)	Gillmor	Murphy
Bishop (UT)	Gingrey	Murtha
Blackburn	Gohmert	Musgrave
Blumenauer	Goode	Myrick
Blunt	Goodlatte	Neal (MA)
Boehner	Granger	Neugebauer
Bonilla	Green (WI)	Ney
Bonner	Green, Al	Northup
Bono	Green, Gene	Norwood
Boozman	Gutknecht	Nunes
Boren	Hall	Nussle
Boswell	Harman	Ortiz
Boucher	Hart	Osborne
Boustany	Hastert	Otter
Boyd	Hastings (WA)	Oxley
Bradley (NH)	Hayes	Pascrell
Brady (PA)	Hayworth	Pastor
Brady (TX)	Hefley	Paul
Brown (OH)	Hensarling	Pearce
Brown (SC)	Herger	Pence
Brown, Corrine	Hereth	Peterson (MN)
Burgess	Higgins	Peterson (PA)
Burton (IN)	Hinojosa	Petri
Butterfield	Hobson	Pickering
Buyer	Hoekstra	Pitts
Calvert	Holden	Platts
Camp	Hooley	Poe
Cannon	Hostettler	Pomeroy
Cantor	Hoyer	Porter
Capito	Hulshof	Portman
Capps	Hunter	Price (GA)
Capuano	Hyde	Price (OH)
Cardin	Inglis (SC)	Pryce (NH)
Cardoza	Israel	Putnam
Carnahan	Istook	Radanovich
Carter	Jenkins	Rahall
Case	Jindal	Ramstad
Castle	Johnson (CT)	Rangel
Chabot	Johnson (IL)	Regula
Chandler	Johnson, E. B.	Rehberg
Choccola	Johnson, Sam	Reichert
Clay	Kanjorski	Renzi
Cleaver	Kaptur	Reyes
Coble	Keller	Reynolds
Cole (OK)	Kelly	Rogers (AL)
Conaway	Kennedy (MN)	Rogers (KY)
Cooper	Kildee	Rogers (MI)
Costa	Kilpatrick (MI)	Ross
Costello	Kind	Roybal-Allard
Cox	King (IA)	Royce
Crenshaw	King (NY)	Ruppersberger
Crowley	Kirk	Ryan (WI)
Cubin	Kline	Ryun (KS)
Cuellar	Knollenberg	Sabo
Culberson	Kolbe	Salazar
Cummings	LaHood	Sanchez, Loretta
Davis (FL)	Lantos	Sanders
Davis (KY)	Latham	Saxton
Davis (TN)	Levin	Schiff
Davis, Jo Ann	Lewis (CA)	Schwartz (PA)
Davis, Tom	Lewis (GA)	Schwarz (MI)
DeFazio	Lewis (KY)	Sensenbrenner
DeGette	Linder	Serrano
DeLay	Lipinski	Sessions
Dent	LoBiondo	Shadegg
Diaz-Balart, L.	Lofgren, Zoe	Shaw
Diaz-Balart, M.	Lowe	Shays
Dingell	Lucas	Sherman
Doggett	Lungren, Daniel	Sherwood
Doolittle	E.	Shimkus
Doyle	Mack	Shuster
Drake	Maloney	Simmons
Dreier	Manzullo	Simpson
Edwards	Marchant	Skelton
Ehlers	Marshall	Smith (NJ)
Emanuel	Matheson	Smith (TX)

Smith (WA)	Thornberry	Weiner
Snyder	Tiahrt	Weldon (FL)
Sodrel	Towns	Weller
Solis	Turner	Westmoreland
Souder	Udall (CO)	Wexler
Stearns	Udall (NM)	Whitfield
Stupak	Upton	Wicker
Sullivan	Velázquez	Wilson (NM)
Sweeney	Visclosky	Wilson (SC)
Tancredo	Walden (OR)	Wolf
Tanner	Walsh	Wu
Taylor (NC)	Wasserman	Wynn
Thomas	Schultz	Young (FL)
Thompson (CA)	Watt	
Thompson (MS)	Waxman	

NOES—68

Abercrombie	Honda	Moran (VA)
Andrews	Inslee	Nadler
Baird	Jackson (IL)	Oberstar
Baldwin	Jackson-Lee	Olver
Bean	(TX)	Owens
Berry	Jefferson	Pallone
Clyburn	Jones (NC)	Payne
Conyers	Jones (OH)	Pelosi
Davis (AL)	Kennedy (RI)	Rohrabacher
Davis (CA)	Kucinich	Rush
Davis (IL)	Langevin	Ryan (OH)
DeLauro	Larsen (WA)	Sánchez, Linda
Dicks	Larson (CT)	T.
Duncan	Lee	Schakowsky
Eshoo	Lynch	Scott (VA)
Farr	Markey	Stark
Filner	McCollum (MN)	Strickland
Gonzalez	McGovern	Tauscher
Gordon	McKinney	Taylor (MS)
Grijalva	Menendez	Tierney
Gutierrez	Millender-	Van Hollen
Hastings (FL)	McDonald	Watson
Hinchee	Miller (NC)	Woolsey
Holt	Mollohan	

NOT VOTING—37

Boehlert	Graves	Pombo
Brown-Waite,	Harris	Ros-Lehtinen
Ginny	Issa	Rothman
Carson	Kingston	Scott (GA)
Cramer	Kuhl (NY)	Slaughter
Cunningham	LaTourette	Spratt
Deal (GA)	Leach	Terry
Delahunt	McDermott	Tiberi
Emerson	Meehan	Wamp
Everett	Meeks (NY)	Waters
Feeney	Mica	Weldon (PA)
Ford	Napolitano	Young (AK)
Gallegly	Obey	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. SHIMKUS) (during the vote). Members are advised that there are 2 minutes remaining in this vote.

□ 1411

So the bill was passed.

The result of the vote was announced as above recorded.

The title of the bill was amended so as to read: "A bill to require States to hold special elections to fill vacancies in the House of Representatives not later than 49 days after the vacancy is announced by the Speaker of the House of Representatives in extraordinary circumstances, and for other purposes."

A motion to reconsider was laid on the table.

Stated for:

Mr. DEAL of Georgia. Mr. Speaker, I inadvertently missed rollcall vote 52 on the final passage of H.R. 841, "Continuity in Representation Act." Had I been present, I would have voted "aye."

Mrs. EMERSON. Mr. Speaker, I regret that my vote was not recorded even though I was present for rollcall No. 52 on H.R. 841, the Continuity in Representation Act. Had I been able to vote, I would have voted "aye" and would like the RECORD to reflect this fact.

Mr. MICA. Mr. Speaker, I was unavoidably detained and was unable to vote on rollcall 52.