

Bartlett (MD) Gillmor
 Barton (TX) Gingrey
 Biggert Gohmert
 Bilbray Goode
 Bilirakis Goodlatte
 Bishop (UT) Granger
 Blackburn Graves
 Blunt Hastert
 Boehner Hastings (WA)
 Bonner Hayes
 Bono Heller
 Boozman Hensarling
 Boustany Herger
 Brady (TX) Hobson
 Broun (GA) Hoekstra
 Brown-Waite, Ginny Hulshof
 Buchanan Inglis (SC)
 Burgess Issa
 Burton (IN) Jindal
 Buyer Johnson, Sam
 Calvert Jones (NC)
 Camp (MI) Jordan
 Campbell (CA) Keller
 Cannon King (IA)
 Cantor King (NY)
 Capito Kirk
 Carter Kline (MN)
 Chabot Knollenberg
 Cole (OK) Lamborn
 Conaway Latham
 Crenshaw LaTourette
 Davis (KY) Lewis (KY)
 Davis, David Lucas
 Davis, Tom Lungren, Daniel
 Deal (GA) E.
 Dent Mack
 Diaz-Balart, L. Manullo
 Diaz-Balart, M. Marchant
 Doolittle McCarthy (CA)
 Drake McCaul (TX)
 Dreier McCotter
 Duncan McCreery
 Ehlers McHenry
 Emerson McKeon
 English (PA) McMorris
 Everett Rodgers
 Fallon Mica
 Feeney Miller (FL)
 Flake Miller (MI)
 Forbes Miller, Gary
 Fortenberry Mitchell
 Foxx Murphy, Tim
 Franks (AZ) Musgrave
 Frelinghuysen Myrick
 Garrett (NJ) Neugebauer
 Gilchrest Nunes

NAYS—248

Abercrombie Coble
 Ackerman Cohen
 Allen Conyers
 Altmire Cooper
 Andrews Costa
 Arcuri Costello
 Baca Courtney
 Bachmann Cramer
 Baldwin Crowley
 Barrow Cuellar
 Bean Cummings
 Becerra Davis (AL)
 Berkley Davis (CA)
 Berman Davis (IL)
 Berry Davis, Lincoln
 Bishop (GA) DeFazio
 Bishop (NY) DeGette
 Blumenauer Delahunt
 Boren DeLauro
 Boswell Dicks
 Boucher Dingell
 Boyd (FL) Doggett
 Boyda (KS) Donnelly
 Brady (PA) Doyle
 Braley (IA) Edwards
 Brown (SC) Ellison
 Brown, Corrine Ellsworth
 Butterfield Emanuel
 Capps Engel
 Capuano Eshoo
 Cardoza Etheridge
 Carnahan Farr
 Carney Fattah
 Carson Ferguson
 Castle Filner
 Castor Fossella
 Chandler Frank (MA)
 Clay Gallegly
 Cleaver Gerlach
 Clyburn Giffords

Paul
 Pearce
 Pence
 Petri
 Pitts
 Poe
 Porter
 Price (GA)
 Pryce (OH)
 Putnam
 Radanovich
 Ramstad
 Regula
 Rehberg
 Reichert
 Renzi
 Reynolds
 Rogers (AL)
 Rogers (KY)
 Rogers (MI)
 Ros-Lehtinen
 Roskam
 Ryan (WI)
 Sali
 Schmidt
 Sensenbrenner
 Sessions
 Shadegg
 Shays
 McGovern
 Shimkus
 Shuster
 Simpson
 Smith (NE)
 Smith (TX)
 Souder
 Stearns
 Sullivan
 Melancon
 Michaud
 Miller (NC)
 Miller, George
 Mollohan
 Moore (KS)
 Moore (WI)
 Moran (KS)

NOT VOTING—10
 Baird
 Clarke
 Cubin
 Culberson
 Davis, Jo Ann
 Hunter
 LaHood
 Pickering

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1914

Ms. SCHWARTZ, Mr. BOUCHER, Mr. FOSSELLA, Ms. SOLIS, Mr. LEVIN and Mr. ENGEL changed their vote from “yea” to “nay.”

Messrs. HAYES, BARRETT of South Carolina, REICHERT, FRELINGHUYSEN, BURGESS, TURNER and BROUN of Georgia changed their vote from “nay” to “yea.”

So the motion to adjourn was rejected.

The result of the vote was announced as above recorded.

PROVIDING FOR CONSIDERATION OF H.R. 2419, FARM, NUTRITION, AND BIOENERGY ACT OF 2007

The SPEAKER pro tempore. The gentleman from California has 3/4 minutes remaining.

Mr. CARDOZA. Mr. Speaker, I have stood here for the better part of an hour as we debated this rule, and I frankly cannot believe what I am hearing.

It sounds to me like the Republican caucus of this body is actually considering voting against the thousands of farmers, their families, and the millions of people throughout this country that rely on farming for their liveli-

hood in favor of a few wealthy international companies who are deliberately evading U.S. tax law and big oil companies that have been gouging Americans at the pump.

The truth is that the Ways and Means Committee has taken the advice of the Bush administration and closed a loophole for tax cheats in order to pay for lifesaving nutrition programs for millions of Americans. This energy offset comes from reducing taxpayer subsidies for multinational oil and gas companies that have enjoyed a free ride from this Congress for far too long.

The price of oil today in New York was \$75 a barrel. Is that not enough for Americans to pay? So enough with this song and dance. This is about closing loopholes for tax cheats, a loophole that your Republican administration has been advocating. This is closing a loophole for tax cheats, a loophole that this administration has been advocating being closed for years, as it is reducing windfall profits for Big Oil.

I urge my colleagues to make the right choice here and stop playing politics with the American public.

We used to have a \$30 billion trade surplus in agriculture. Like everything else, we are trading that away. If we aren't careful, we are going to become an importer of agricultural goods for the first time in the history of the United States. That won't happen on our watch.

It's bad enough that countries like China, Japan, and Saudi Arabia are our bankers. Let us not make them our farmers, too. That is not the way this country was built, and I assure you this new Democratic Congress will not abandon our farm community.

This is a once-in-a-lifetime bill that will meet our country's needs. Every major group, the commodities, the specialty crops, the nutrition groups, the conservationists and others support this bill.

A “yes” vote on this rule and the underlying bill is a vote for the hungry, a vote for the environment, a vote for energy independence, but, most importantly, a vote to deliver on our long-standing commitment to rural America.

I urge a “yes” vote on the rule and on the previous question.

Mr. ENGLISH of Pennsylvania. Mr. Speaker, I rise in opposition to this rule. The rule waives all points of order on the underlying bill to shield the Democratic Leadership's attempt to bypass the rules of the House and the jurisdiction of the Committee on Ways and Means. Clause 5(a) of Rule 21 states that, “a bill or joint resolution carrying a tax or tariff measure may not be reported by a committee not having jurisdiction to report tax or tariff measures.”

Yet, the bill before us today was not reported by such a committee, only by the Committee on Agriculture. Specifically, Section 1303 of the bill would change the administration of U.S. tariff rate quotas for imports of sugar so that the tariff rate quotas no longer apply on a yearly basis, but rather on a semi-

annual or even quarterly basis for certain imports.

Under this provision, importers who wish to import sugar into the United States outside of the narrow time period specified in the bill would be required to pay the over-quota tariff rate rather than the in-quota tariff rate to which they would otherwise be entitled. Thus, this provision would increase the tariff rate on these imports from 1.46 cents per kilogram to 33.87 cents per kilogram: an increase in the tariff rate of over 2,000 percent.

In effect, this bill changes the tariff classification of these imports because it changes the tariff to which these imports are subject based on when they are imported into the United States. As a result, this language would affect the amount of tariff revenue collected, thus triggering clause 5(a) of rule 21.

Completely egregious in its own right on the merits, the inclusion of this provision also flies smack in the face of the rules of the House and should not be included in the bill today. But, sadly today we are precluded from raising a point of order against this provision as a result of this rule.

Mr. Speaker the rule also contains a self-executing tax increase that will put the squeeze on investment in the U.S. and cost America jobs. Also not considered by the Committee on Ways and Means, this provision, masquerading as a way to keep jobs here, will in fact send jobs overseas.

The practical effect of this amendment is that employers like BASF in Evans City, Pennsylvania will be at a direct disadvantage simply because they have chosen to locate a manufacturing plant in the U.S.—and employ U.S. workers—but have a parent company based in Germany. Similarly, companies throughout my district would be indirectly affected as a result of some of their customers—companies like Honda and Sony among others—being disadvantaged by this provision. In addition, this provision completely disregards obligations made under international tax treaties.

Mr. Speaker, American workers deserve better, American employers deserve better, and our treaty partners deserve better.

I urge a “no” vote on this most misguided rule.

Mr. CARDOZA. Mr. Speaker, I yield back the balance of my time, and I move the previous question on the resolution.

The previous question was ordered.

The SPEAKER pro tempore. The question is on the resolution.

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

Mr. HASTINGS of Washington. Mr. Speaker, on that I demand the yeas and nays.

The yeas and nays were ordered.

Pursuant to clause 8 of rule XX, this 15-minute vote on adoption of House Resolution 574 will be followed by a 5-minute vote on agreeing to the Speaker's approval of the Journal, if ordered.

The vote was taken by electronic device, and there were—yeas 222, nays 202, not voting 8, as follows:

[Roll No. 746]

YEAS—222

Abercrombie	Green, Gene	Napolitano
Ackerman	Grijalva	Neal (MA)
Allen	Gutierrez	Oberstar
Andrews	Hall (NY)	Obey
Arcuri	Hare	Oliver
Baca	Harman	Ortiz
Baldwin	Hastings (FL)	Pallone
Barrow	Hereth Sandlin	Pascrell
Bean	Higgins	Pastor
Becerra	Hill	Payne
Berkley	Hinchev	Perlmutter
Berman	Hinojosa	Peterson (MN)
Berry	Hirono	Pomeroy
Bishop (GA)	Hodes	Price (NC)
Bishop (NY)	Holden	Rahall
Blumenauer	Holt	Rangel
Boren	Honda	Reyes
Boswell	Hooley	Rodriguez
Boucher	Hoyer	Ross
Boyd (FL)	Inslee	Rothman
Boyda (KS)	Israel	Roybal-Allard
Brady (PA)	Jackson (IL)	Ruppersberger
Bralley (IA)	Jackson-Lee	Rush
Brown, Corrine	(TX)	Ryan (OH)
Butterfield	Jefferson	Salazar
Capps	Johnson (GA)	Sánchez, Linda
Capuano	Johnson, E. B.	T.
Cardoza	Jones (OH)	Sanchez, Loretta
Carnahan	Kagen	Sarbanes
Carney	Kanjorski	Schakowsky
Carson	Kaptur	Schiff
Castor	Kennedy	Schwartz
Chandler	Kildee	Scott (GA)
Clay	Kilpatrick	Scott (VA)
Cleaver	Kind	Serrano
Clyburn	Klein (FL)	Sestak
Cohen	Kucinich	Shea-Porter
Conyers	Langevin	Sherman
Cooper	Lantos	Shuler
Costa	Larsen (WA)	Skelton
Costello	Larson (CT)	Slaughter
Courtney	Lee	Smith (WA)
Cramer	Levin	Snyder
Crowley	Lewis (GA)	Solis
Cuellar	Lipinski	Space
Cummings	Loebback	Spratt
Davis (AL)	Lofgren, Zoe	Stark
Davis (CA)	Lynch	Stupak
Davis (IL)	Mahoney (FL)	Sutton
Davis, Lincoln	Maloney (NY)	Tanner
DeFazio	Markey	Tauscher
DeGette	Marshall	Taylor
Delahunt	Matheson	Thompson (CA)
DeLauro	Matsui	Thompson (MS)
Dicks	McCarthy (NY)	Tierney
Dingell	McCollum (MN)	Towns
Doggett	McDermott	Udall (CO)
Donnelly	McGovern	Udall (NM)
Doyle	McIntyre	Van Hollen
Edwards	McNulty	Velázquez
Ellison	Meek (FL)	Visclosky
Ellsworth	Meeks (NY)	Walz (MN)
Emanuel	Melancon	Wasserman
Engel	Michaud	Schultz
Eshoo	Miller (NC)	Watson
Etheridge	Miller, George	Watt
Farr	Mollohan	Waxman
Fattah	Moore (KS)	Weiner
Filner	Moore (WI)	Welch (VT)
Frank (MA)	Moran (VA)	Wexler
Giffords	Murphy (CT)	Wilson (OH)
Gillibrand	Murphy, Patrick	Woolsey
Gonzalez	Murtha	Wu
Gordon	Nadler	Wynn
Green, Al		Yarmuth

NAYS—202

Aderholt	Bono	Castle
Akin	Boozman	Chabot
Alexander	Boustany	Coble
Altmire	Brady (TX)	Cole (OK)
Bachmann	Broun (GA)	Conaway
Bachus	Brown (SC)	Crenshaw
Baird	Brown-Waite,	Culberson
Baker	Ginny	Davis (KY)
Baker	Buchanan	Davis, David
Barrett (SC)	Burgess	Davis, Tom
Bartlett (MD)	Burton (IN)	Deal (GA)
Barton (TX)	Buyer	Dent
Biggert	Calvert	Diaz-Balart, L.
Bilbray	Camp (MI)	Diaz-Balart, M.
Bilirakis	Campbell (CA)	Doolittle
Bishop (UT)	Cannon	Drake
Blackburn	Cantor	Dreier
Blunt	Capito	Duncan
Boehner	Carter	Ehlers
Bonner		

Emerson	Lampson	Rehberg
English (PA)	Latham	Reichert
Everett	LaTourette	Renzi
Fallin	Lewis (CA)	Reynolds
Feeney	Lewis (KY)	Rogers (KY)
Ferguson	Linder	Rogers (MI)
Flake	LoBiondo	Rohrabacher
Forbes	Lucas	Ros-Lehtinen
Fortenberry	Lungren, Daniel	Roskam
Fossella	E.	Royce
Fox	Mack	Ryan (WI)
Franks (AZ)	Manzullo	Sali
Frelinghuysen	Marchant	Saxton
Gallegly	McCarthy (CA)	Schmidt
Garrett (NJ)	McCaul (TX)	Sensenbrenner
Gerlach	McCotter	Sessions
Gilchrest	McCreery	Shadegg
Gillmor	McHenry	Shays
Gingrey	McHugh	Shimkus
Gohmert	McKeon	Shuster
Goode	McMorris	Simpson
Goodlatte	Rodgers	Sires
Granger	McNerney	Smith (NE)
Graves	Mica	Smith (NJ)
Hall (TX)	Miller (FL)	Smith (TX)
Hastert	Miller (MI)	Souder
Hastings (WA)	Miller, Gary	Stearns
Hayes	Mitchell	Sullivan
Heller	Moran (KS)	Tancredo
Hensarling	Murphy, Tim	Terry
Herger	Musgrave	Thornberry
Hobson	Myrick	Tiahrt
Hoekstra	Neugebauer	Tiberti
Hulshof	Nunes	Turner
Inglis (SC)	Paul	Upton
Issa	Pearce	Walberg
Jindal	Pence	Walden (OR)
Johnson (IL)	Peterson (PA)	Walsh (NY)
Johnson, Sam	Petri	Wamp
Jones (NC)	Pickering	Weldon (FL)
Jordan	Pitts	Weller
Keller	Platts	Westmoreland
King (IA)	Poe	Whitfield
King (NY)	Porter	Wicker
Kingston	Price (GA)	Wilson (NM)
Kirk	Pryce (OH)	Wilson (SC)
Kline (MN)	Putnam	Wolf
Knollenberg	Radanovich	Young (FL)
Kuhl (NY)	Ramstad	
Lamborn	Regula	

NOT VOTING—8

Clarke	Hunter	Waters
Cubin	LaHood	Young (AK)
Davis, Jo Ann	Rogers (AL)	

□ 1937

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

So the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

THE JOURNAL

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the unfinished business is the question on agreeing to the Speaker's approval of the Journal.

The question is on the Speaker's approval of the Journal.

Pursuant to clause 1, rule I, the Journal stands approved.

COMMUNICATION FROM CONGRESSIONAL AIDE OF THE HON. MARK UDALL, MEMBER OF CONGRESS

The SPEAKER pro tempore laid before the House the following communication from John Bristol, Congressional Aide, Office of the Honorable MARK UDALL, Member of Congress: