

□ 1248

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

So the previous question was ordered. The result of the vote was announced as above recorded.

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

The vote was taken by electronic device, and there were—yeas 228, nays 189, not voting 14, as follows:

[Roll No. 236]

YEAS—228

Abercrombie	Filner	Meeks (NY)
Ackerman	Foster	Melancon
Allen	Frank (MA)	Michaud
Altmire	Giffords	Miller (NC)
Andrews	Gillibrand	Miller, George
Arcuri	Gonzalez	Mollohan
Baca	Gordon	Moore (KS)
Baird	Green, Al	Moore (WI)
Baldwin	Green, Gene	Moran (VA)
Barrow	Grijalva	Murphy (CT)
Bean	Gutierrez	Murphy, Patrick
Becerra	Hall (NY)	Murphy, Tim
Berkley	Hare	Murtha
Berman	Harman	Nadler
Berry	Hastings (FL)	Napolitano
Bishop (GA)	Herseth Sandlin	Neal (MA)
Bishop (NY)	Higgins	Oberstar
Blumenauer	Hill	Obey
Boren	Hinchee	Olver
Boswell	Hinojosa	Ortiz
Boucher	Hirono	Pallone
Boyd (FL)	Hodes	Pascarella
Boyd (KS)	Hoekstra	Pastor
Brady (PA)	Holden	Perlmutter
Braley (IA)	Holt	Peterson (MN)
Brown, Corrine	Hookey	Pomeroy
Butterfield	Hoyer	Price (NC)
Capps	Inslee	Rahall
Capuano	Jackson (IL)	Rangel
Cardoza	Jackson-Lee	Reyes
Carnahan	(TX)	Richardson
Carney	Jefferson	Rodriguez
Carson	Johnson (GA)	Ross
Castor	Johnson, E. B.	Rothman
Chandler	Jones (OH)	Roybal-Allard
Clarke	Kagen	Ruppersberger
Clay	Kanjorski	Ryan (OH)
Cleaver	Kaptur	Salazar
Clyburn	Kennedy	Sanchez, Linda
Cohen	Kildee	T.
Conyers	Kilpatrick	Sanchez, Loretta
Cooper	Kind	Sarbanes
Costa	Klein (FL)	Schakowsky
Costello	Kucinich	Schiff
Courtney	Lampson	Schwartz
Cramer	Langevin	Scott (GA)
Crowley	Larsen (WA)	Scott (VA)
Cuellar	Larson (CT)	Serrano
Cummings	Lee	Sestak
Davis (AL)	Levin	Shea-Porter
Davis (CA)	Lewis (GA)	Sherman
Davis (IL)	Lipinski	Shuler
Davis, Lincoln	Loeb	Sires
DeFazio	Loeb	Skelton
DeGette	Lofgren, Zoe	Slaughter
DeLahunt	Lowey	Smith (WA)
DeLauro	Lynch	Smith (WA)
Dicks	Mahoney (FL)	Snyder
Dingell	Maloney (NY)	Solis
Donnelly	Markley	Space
Doyle	Marshall	Speier
Edwards	Matheson	Spratt
Ellison	Matsui	Stark
Ellsworth	McCarthy (NY)	Stupak
Emanuel	McCollum (MN)	Sutton
Engel	McDermott	Tanner
Eshoo	McGovern	Tauscher
Etheridge	McIntyre	Taylor
Farr	McNulty	Thompson (CA)
Fattah	Meek (FL)	Thompson (MS)
		Tierney

Towns
Tsongas
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky

Walz (MN)
Wasserman
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Yarmuth

NAYS—189

Aderholt	Gerlach	Paul
Akin	Gilchrest	Pearce
Alexander	Gingrey	Pence
Bachmann	Gohmert	Peterson (PA)
Bachus	Goode	Petri
Barrett (SC)	Goodlatte	Pickering
Bartlett (MD)	Granger	Pitts
Barton (TX)	Graves	Platts
Biggert	Hall (TX)	Poe
Bilirakis	Hastings (WA)	Porter
Bishop (UT)	Hayes	Price (GA)
Blunt	Heller	Pryce (OH)
Boehner	Hensarling	Putnam
Bonner	Herger	Radanovich
Bono Mack	Hobson	Ramstad
Boozman	Hulshof	Regula
Boustany	Hunter	Rehberg
Brady (TX)	Inglis (SC)	Reichert
Broun (GA)	Issa	Renzi
Brown (SC)	Johnson (IL)	Reynolds
Brown-Waite,	Johnson, Sam	Rogers (AL)
Ginny	Jones (NC)	Rogers (KY)
Buchanan	Jordan	Rogers (MI)
Burgess	Keller	Rohrabacher
Burton (IN)	King (IA)	Ros-Lehtinen
Buyer	King (NY)	Roskam
Calvert	Kingston	Royce
Camp (MI)	Kirk	Ryan (WI)
Campbell (CA)	Kline (MN)	Sali
Cannon	Knollenberg	Saxton
Cantor	Kuhl (NY)	Schmidt
Capito	Lamborn	Sensenbrenner
Carter	Latham	Sessions
Castle	LaTourette	Shadegg
Chabot	Latta	Shays
Coble	Lewis (CA)	Shimkus
Cole (OK)	Lewis (KY)	Shuster
Conaway	Linder	Simpson
Crenshaw	LoBiondo	Smith (NE)
Culberson	Lucas	Smith (NJ)
Davis (KY)	Lungren, Daniel	Smith (TX)
Davis, David	E.	Souder
Davis, Tom	Mack	Stearns
Dent	Manullo	Sullivan
Diaz-Balart, L.	Marchant	Tancredo
Diaz-Balart, M.	McCarthy (CA)	Terry
Doolittle	McCaul (TX)	Thornberry
Drake	McCotter	Tiahrt
Dreier	McCrery	Tiberi
Duncan	McHenry	Turner
Ehlers	McHugh	Upton
Emerson	McKeon	Walberg
English (PA)	McMorris	Walden (OR)
Everett	Rodgers	Walsh (NY)
Fallin	Mica	Wamp
Feeney	Miller (FL)	Weldon (FL)
Ferguson	Miller (MI)	Weller
Flake	Miller, Gary	Westmoreland
Fortenberry	Mitchell	Whitfield (KY)
Foxy	Moran (KS)	Wilson (SC)
Franks (AZ)	Muggrave	Wittman (VA)
Frelinghuysen	Myrick	Wolf
Gallegly	Neugebauer	Young (AK)
Garrett (NJ)	Nunes	Young (FL)

NOT VOTING—14

Bilbray	Forbes	Payne
Blackburn	Fossella	Rush
Cubin	Honda	Wilson (NM)
Deal (GA)	Israel	Wynn
Doggett	LaHood	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

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

□ 1257

Mr. GOHMERT 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 placed on the table.

AUTHORIZING THE USE OF THE CAPITOL GROUNDS FOR THE NATIONAL PEACE OFFICERS’ MEMORIAL SERVICE

The SPEAKER pro tempore. The unfinished business is the vote on the motion to suspend the rules and agree to the concurrent resolution, H. Con. Res. 308, on which the yeas and nays were ordered.

The Clerk read the title of the concurrent resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Pennsylvania (Mr. CARNEY) that the House suspend the rules and agree to the concurrent resolution, H. Con. Res. 308.

This will be a 5-minute vote. The vote was taken by electronic device, and there were—yeas 412, nays 0, not voting 19, as follows:

[Roll No. 237]

YEAS—412

Abercrombie	Castor	Gallegly
Ackerman	Chabot	Garrett (NJ)
Aderholt	Chandler	Gerlach
Akin	Clarke	Gilchrest
Alexander	Clay	Gillibrand
Allen	Cleaver	Gingrey
Altmire	Clyburn	Gohmert
Andrews	Coble	Gonzalez
Arcuri	Cohen	Goode
Baca	Cole (OK)	Goodlatte
Bachmann	Conaway	Gordon
Bachus	Conyers	Granger
Baird	Cooper	Graves
Baldwin	Costa	Green, Al
Barrett (SC)	Costello	Green, Gene
Barrow	Courtney	Grijalva
Bartlett (MD)	Cramer	Gutierrez
Barton (TX)	Crenshaw	Hall (NY)
Bean	Crowley	Hall (TX)
Becerra	Cuellar	Hare
Berkley	Culberson	Harman
Berman	Cummings	Hastings (FL)
Berry	Davis (AL)	Hastings (WA)
Biggert	Davis (CA)	Hayes
Bilbray	Davis (IL)	Heller
Bilirakis	Davis (KY)	Hensarling
Bishop (GA)	Davis, David	Herseth Sandlin
Bishop (NY)	Davis, Lincoln	Higgins
Bishop (UT)	Davis, Tom	Hill
Blumenauer	DeFazio	Hinchee
Blunt	DeGette	Hinojosa
Boehner	DeLahunt	Hirono
Bonner	DeLauro	Hobson
Bono Mack	Dent	Hodes
Boozman	Diaz-Balart, L.	Hoekstra
Boren	Diaz-Balart, M.	Holden
Boswell	Dicks	Holt
Boucher	Dingell	Hookey
Boustany	Donnelly	Hoyer
Boyd (FL)	Doolittle	Hunter
Boyd (KS)	Doyle	Inglis (SC)
Brady (PA)	Drake	Inslee
Brady (TX)	Dreier	Issa
Braley (IA)	Duncan	Jackson (IL)
Broun (GA)	Edwards	Jackson-Lee
Brown (SC)	Ehlers	(TX)
Brown, Corrine	Ellsworth	Jefferson
Brown-Waite,	Emanuel	Johnson (GA)
Ginny	Emerson	Johnson (IL)
Buchanan	Engel	Johnson, E.B.
Burton (IN)	English (PA)	Johnson, Sam
Butterfield	Eshoo	Jones (NC)
Buyer	Etheridge	Jones (OH)
Calvert	Everett	Jordan
Camp (MI)	Farr	Kagen
Campbell (CA)	Fattah	Kanjorski
Cannon	Feeney	Kaptur
Cantor	Ferguson	Keller
Capito	Filner	Kennedy
Capps	Flake	Kildee
Capuano	Fortenberry	Kilpatrick
Cardoza	Foster	Kind
Carnahan	Foxy	King (IA)
Carney	Frank (MA)	King (NY)
Carson	Franks (AZ)	Kingston
Carter	Frelinghuysen	Kirk
Castle		

Klein (FL)	Musgrave	Shays
Kline (MN)	Myrick	Shea-Porter
Knollenberg	Nadler	Sherman
Kucinich	Napolitano	Shimkus
Kuhl (NY)	Neal (MA)	Shuler
Lamborn	Neugebauer	Shuster
Lampson	Nunes	Simpson
Langevin	Oberstar	Sires
Larsen (WA)	Obey	Skelton
Larson (CT)	Oliver	Smith (NE)
Latham	Ortiz	Smith (NJ)
LaTourette	Pascarell	Smith (TX)
Latta	Pastor	Smith (WA)
Lee	Paul	Snyder
Levin	Pearce	Solis
Lewis (CA)	Pence	Souder
Lewis (GA)	Perlmutter	Space
Lewis (KY)	Peterson (MN)	Speier
Linder	Peterson (PA)	Spratt
Lipinski	Petri	Stark
LoBiondo	Pickering	Stearns
Loeback	Pitts	Stupak
Lofgren, Zoe	Platts	Sullivan
Lowe	Poe	Sutton
Lucas	Pomeroy	Tancredo
Lungren, Daniel	Porter	Tanner
E.	Price (GA)	Tauscher
Lynch	Price (NC)	Taylor
Mack	Pryce (OH)	Terry
Mahoney (FL)	Putnam	Thompson (CA)
Maloney (NY)	Radanovich	Thompson (MS)
Manzullo	Rahall	Thornberry
Marchant	Ramstad	Tiahrt
Markey	Rangel	Tiberi
Marshall	Regula	Tierney
Matheson	Rehberg	Towns
Matsui	Reichert	Tsongas
McCarthy (CA)	Renzi	Turner
McCarthy (NY)	Reyes	Udall (CO)
McCaul (TX)	Reynolds	Udall (NM)
McCollum (MN)	Richardson	Upton
McCotter	Rodriguez	Van Hollen
McCrery	Rogers (AL)	Velázquez
McDermott	Rogers (KY)	Visclosky
McGovern	Rogers (MI)	Walberg
McHenry	Rohrabacher	Walden (OR)
McHugh	Ros-Lehtinen	Walsh (NY)
McIntyre	Roskam	Walz (MN)
McKeon	Ross	Wamp
McMorris	Rothman	Wasserman
Rodgers	Roybal-Allard	Schultz
McNerney	Royce	Waters
McNulty	Ruppersberger	Watson
Meek (FL)	Ryan (OH)	Watt
Meeks (NY)	Ryan (WI)	Waxman
Melancon	Salazar	Weiner
Mica	Sali	Welch (VT)
Michaud	Sánchez, Linda	Weldon (FL)
Miller (FL)	T.	Weller
Miller (MI)	Sanchez, Loretta	Westmoreland
Miller (NC)	Sarbanes	Wexler
Miller, Gary	Saxton	Whitfield (KY)
Miller, George	Schakowsky	Wilson (OH)
Mitchell	Schiff	Wilson (SC)
Mollohan	Schmidt	Wittman (VA)
Moore (KS)	Schwartz	Wolf
Moore (WI)	Scott (GA)	Woolsey
Moran (KS)	Scott (VA)	Wu
Moran (VA)	Sensenbrenner	Yarmuth
Murphy (CT)	Serrano	Young (AK)
Murphy, Patrick	Sessions	Young (FL)
Murphy, Tim	Sestak	
Murtha	Shadegg	

NOT VOTING—19

Blackburn	Fossella	Payne
Burgess	Herger	Rush
Cubin	Honda	Slaughter
Deal (GA)	Hulshof	Wilson (NM)
Doggett	Israel	Wynn
Ellison	LaHood	
Forbes	Pallone	

ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (during the vote). Two minutes remain in this vote.

□ 1304

So the concurrent resolution was agreed to.

The vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. HERGER. Mr. Speaker, on rollcall No. 237, I was unavoidably detained. Had I been present, I would have voted "yea."

REMOVAL OF NAME OF MEMBER AS COSPONSOR OF H. RES. 992

Ms. FALLIN. Mr. Speaker, I ask unanimous consent to remove my name as a cosponsor of House Resolution 992.

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

There was no objection.

CORRECTING ENROLLMENT OF H. R. 493

Mr. GEORGE MILLER of California. Mr. Speaker, I move to suspend the rules and agree to the concurrent resolution (H. Con. Res. 340) to make technical corrections in the enrollment of the bill H.R. 493.

The Clerk read the title of the concurrent resolution.

The text of the concurrent resolution is as follows:

H. CON. RES. 340

Resolved by the House of Representatives (the Senate concurring), That in the enrollment of the bill H.R. 493 (to prohibit discrimination on the basis of genetic information with respect to health insurance and employment) the Clerk of the House of Representatives shall make the following technical corrections:

- (1) In section 104(d)—
 - (A) in paragraph (2), strike "June 30, 2008" and insert "October 31, 2008";
 - (B) in paragraph (3), strike "October 1, 2008" and insert "July 1, 2009"; and
 - (C) in paragraph (4)—
 - (i) in subparagraph (A)(ii), strike "October 1, 2008" and insert "July 1, 2009"; and
 - (ii) in subparagraph (B)(ii)—
 - (I) strike "in 2008" and insert "in 2009"; and
 - (II) strike "July 1, 2008" and insert "July 1, 2009".
 - (2) In section 202(b)(6), strike "law enforcement" and all that follows through "and requests" and insert "law enforcement purposes as a forensic laboratory or for purposes of human remains identification, and requests".
 - (3) In section 205(b)(6), strike "law enforcement" and all that follows through "and requests" and insert "law enforcement purposes as a forensic laboratory or for purposes of human remains identification, and requests".

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from California (Mr. GEORGE MILLER) and the gentleman from California (Mr. MCKEON) each will control 20 minutes.

The Chair recognizes the gentleman from California (Mr. GEORGE MILLER).

GENERAL LEAVE

Mr. GEORGE MILLER of California. Mr. Speaker, I request 5 legislative days during which Members may insert extraneous material on House Concurrent Resolution 340 into the RECORD.

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

There was no objection.

Mr. GEORGE MILLER of California. I yield myself such time as I may consume.

(Mr. GEORGE MILLER of California asked and was given permission to revise and extend his remarks.)

Mr. GEORGE MILLER of California. This concurrent resolution makes two technical corrections to the GINA legislation just passed. First, with respect to the Department of Defense Labs, in our current bill, section 202(b)(6) and section 205(b)(6) of H.R. 493 provides an exclusion for an employer to conduct DNA analysis for law enforcement purposes as a forensic laboratory, which submits analyses to the Combined DNA Index System, known as CODIS, if the employer only uses that analysis of DNA identification markers for quality control to detect sample contamination.

However, we recently learned that the Armed Forces DNA Identification Laboratory, AFDIL, of the Armed Forces Medical Examiner System, which identifies soldiers' remains, would not be included in this exclusion because it does not submit DNA to the CODIS system.

It was not our intent to prevent the Armed Forces, AFDIL, from using DNA analysis for human remains identification. This technical change would allow them to continue their mission.

With respect to NAIC, the other change is a very minor one. Section 104 of the bill, dealing with Medigap, requires the National Association of Insurance Commissioners to modify their regulations to conform to GINA. The deadline for NAIC to make these modifications is June 30, 2008. If NAIC does not make these modifications by this timeframe, HHS would be required to make the modifications by October 1, 2008.

When this bill moved through the House last April, these deadlines were not a problem. However, with today being May 1, NAIC will not be able to meet the June deadline. Thus, the other change to this bill pushes back the NAIC and HHS deadlines until October 30, 2008, and July 1, 2009.

I reserve the balance of my time.

Mr. MCKEON. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I rise in support of House Concurrent Resolution 340. This resolution makes technical corrections to the Genetic Information Non-discrimination Act, commonly known as GINA, the act that we just passed. Specifically, this resolution will clarify the use of genetic information at forensic laboratories used by law enforcement agencies. This technical correction ensures the Department of Defense will be able to use genetic information to identify the remains of American servicemen and women.

The recent DNA identification of Staff Sergeant Matt Maupin, missing since his capture in Iraq in 2004, offers us a painful reminder of why genetic information may be needed to identify the heroic men and women who give their lives in service to this Nation.